

**RESOLUTION 11-40**

**A RESOLUTION OF THE GOVERNING BODY  
OF THE CITY OF SPRING HILL, TENNESSEE  
APPROVING THE GUIDELINES FOR EMPLOYING  
DELINQUENT TAX ATTORNEY TRUSTEE BY  
THE CITY OF SPRING HILL, TENNESSEE**

**WHEREAS**, Article II, §§ 28 and 29 of the Tennessee Constitution and Tennessee Code Annotated §§ 67-5-101 provides the City the power to collect its delinquent taxes; and

**WHEREAS**, the City of Spring Hill, Tennessee desires to select an attorney at a compensation not to exceed ten percent (10%) on all delinquent land taxes collected and personal property taxes collected.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF SPRING HILL, TENNESSEE, AS FOLLOWS:**

That the Finance Director of the City of Spring Hill, Tennessee is hereby authorized to hire Robert C. Henry as delinquent tax attorney at a compensation not to exceed ten percent (10%) of all delinquent land taxes and personal property taxes collected by the delinquent tax attorney.

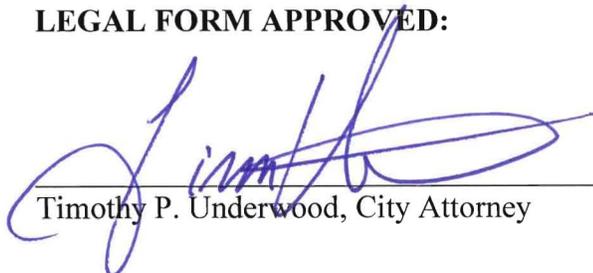
Passed and adopted this 18th day of April, 2011.

  
\_\_\_\_\_  
Michael Dinwiddie, Mayor

**ATTEST:**

  
\_\_\_\_\_  
April Goad, City Recorder

**LEGAL FORM APPROVED:**

  
\_\_\_\_\_  
Timothy P. Underwood, City Attorney

## CONTRACT APPOINTING DELINQUENT TAX ATTORNEY

WHEREAS, Article II, §§ 28 and 29 of the Tennessee Constitution and T.C.A. 67-5-101 gives the City of Spring Hill the authority to tax all real and personal property; and

WHEREAS, the City of Spring Hill has chosen Robert C. Henry to serve as the Delinquent Tax Attorney to collect the delinquent taxes for the City of Spring Hill, Tennessee, both real and personal pursuant to T.C.A. §§ 67-1-701-702; 67-5-1801 and T.C.A. 67-5-2005 or under the provisions of its Charter; and

WHEREAS, Robert C. Henry has agreed to act as the Delinquent Tax Attorney for the delinquent real estate taxes to be collected for the calendar years 2008 - 2010; and

WHEREAS, the compensation to be paid to Robert C. Henry shall in no event exceed ten percent (10%) of all delinquent land taxes collected and personal property taxes collected.

NOW, THEREFORE, FOR AND IN CONSIDERATION of the above and the mutual covenants and agreements passing between the parties, the parties agree as follows:

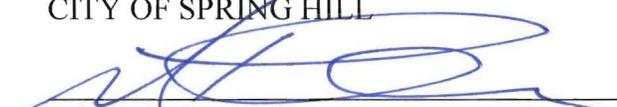
1. That James H. Smith, Finance Director does hereby select Robert C. Henry, Delinquent Tax Attorney to serve as and to collect the delinquent land taxes for the calendar years 2008 - 2010. The compensation to be paid to Robert C. Henry shall not exceed ten percent (10%) of all delinquent land taxes collected. The City shall be responsible for any court cost or advertising cost.

2. That the City of Spring Hill will deliver to Robert C. Henry all old taxes on the delinquent tax list showing all unpaid land taxes for the calendar year 2008-2009 (real) & 2008-2010 (personal property).

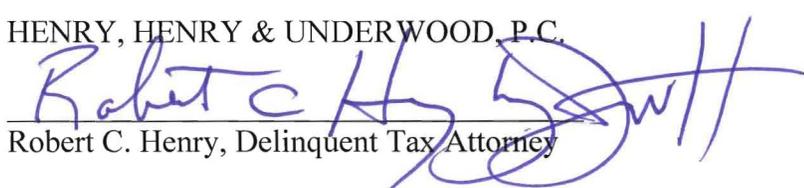
3. That Robert C. Henry hereby agrees to file and prepare all suits required to collect the delinquent taxes in the Chancery or Circuit Courts for Maury County, Tennessee and Williamson County, Tennessee and to prepare all Orders and pleadings necessary to collect the delinquent taxes for these and all prior years for which his services are sought.

Entered into as and for the 18<sup>th</sup> day of April 2011.

CITY OF SPRING HILL

  
Michael Dinwiddie, Mayor

HENRY, HENRY & UNDERWOOD, P.C.

  
Robert C. Henry, Delinquent Tax Attorney