

Determination of Necessity Tennessee Historical Commission

Prior to the commencement of any business at the special meeting called pursuant to its bylaws on March 27, 2020 the Tennessee Historical Commission adopted this resolution in compliance with Tenn. Code Ann. § 8-44-108:

Whereas, public notice of this meeting has been given;

Whereas, the Tennessee Historical Commission ("Commission") desires to constitute a legal quorum of its 29 members for the purpose of determining whether or not to refer a Complaint filed by Elizabeth Coker against the Williamson County Government and the City of Franklin to an Administrative Law Judge for review and the issuance of an Initial Order;

Whereas, Tenn. Code Ann. § 8-44-108, requires a determination of necessity including a recitation of the facts and circumstances on which such determination was based;

Whereas Tenn. Code Ann. section 4-1-412 (f) (3) provides that a hearing on a complaint must be set within one hundred twenty calendar days. Because Ms. Coker's Complaint was filed on February 18, 2020, a hearing must be set by June 17, 2020.

Whereas, the date of the Commission's next regular meeting will occur after the deadline for action on Ms. Coker's Complaint has passed;

Whereas, a quorum of the Commission has not been established by physical presence, but is participating by means of a teleconference enabling all of the Commission members to hear each other;

Whereas, the members have been provided all the necessary documents for review electronically or by mail;

Now, therefore, be it resolved by the Commission, that a necessity exists to conduct this meeting by means of electronic communication because of the need to act under Tenn. Code Ann. § 4-5-223; and

Be it further resolved, that this Determination of Necessity shall be included in the official minutes and that a copy of this resolution shall be filed with the Office of the Secretary of State within two working days of its adoption.

Allen Carter, Co-Chair
Tennessee Historical Commission