

TITLE 5

MUNICIPAL FINANCE AND TAXATION¹

CHAPTER

1. MISCELLANEOUS.
2. REAL PROPERTY TAXES.
3. PRIVILEGE TAXES.
4. WHOLESALE BEER TAX.
5. MUNICIPAL PURCHASING.

CHAPTER 1

MISCELLANEOUS

SECTION

- 5-101. Official depository for town funds.
5-102. Fiscal year.

5-101. Official depository for town funds. The following banks and/or their successors in interest, are hereby designated as the official depositories for all municipal funds: AmSouth Bank, Citizens State Bank, Citizens Tri-County Bank, and First Volunteer. (1983 Code, § 6-101, as replaced by Ord. #263, Nov. 2000)

5-102. Fiscal year. The fiscal year for the town shall be from July 1 to June 30. All budgetary matters shall coincide with the above dates. (1983 Code, § 6-102)

¹Charter references

For specific charter provisions on depositories of municipal funds, see Tennessee Code Annotated, section 6-4-402.

CHAPTER 2

REAL PROPERTY TAXES

SECTION

5-201. Tax levied.

5-202. When due and payable.

5-203. When delinquent--interest charged.

5-201. Tax levied. There is hereby levied a tax on all real property within the boundaries of the town which is taxable by municipalities under the laws of the State of Tennessee. (1983 Code, § 6-201)

5-202. When due and payable.¹ Taxes levied by the town on real property shall become a lien upon all such property on and after the first day of January of each year and shall become due and payable on and after the first day of October in the year for which levied. (1983 Code, § 6-202)

5-203. When delinquent--interest charged.² All real property taxes shall become delinquent on and after the first day of March next after they become due and payable and thereupon shall be subject to bear interest and penalties

¹State law references

Tennessee Code Annotated, sections 67-1-701, 67-1-702 and 67-1-801, read together, permit a municipality to collect its own property taxes if its charter authorizes it to do so, or to turn over the collection of its property taxes to the county trustee. Apparently, under those same provisions, if a municipality collects its own property taxes, tax due and delinquency dates are as prescribed by the charter; if the county trustee collects them, the tax due date is the first Monday in October, and the delinquency date is the following March 1.

²Charter and state law reference

Tennessee Code Annotated, section 67-5-2010(b) provides that if the county trustee collects the municipality's property taxes, a penalty of 1/2 of 1% and interest of 1% shall be added on the first day of March, following the tax due date and on the first day of each succeeding month.

at the maximum rate provided by the laws of the State of Tennessee pertaining to municipal taxes.¹ (1983 Code, § 6-203)

¹Charter and state law references

A municipality has the option of collecting delinquent property taxes any one of three ways:

- (1) Under the provisions of its charter for the collection of delinquent property taxes.
- (2) Under Tennessee Code Annotated, sections 6-55-201--6-55-206.
- (3) By the county trustee under Tennessee Code Annotated, section 67-5-2005.

CHAPTER 3

PRIVILEGE TAXES¹

SECTION

5-301. Tax levied.

5-302. License required.

5-301. Tax levied. Except as otherwise specifically provided in this code, there is hereby levied on all vocations, occupations, and businesses declared by the general laws of the state to be privileges taxable by municipalities, an annual privilege tax in the maximum amount allowed by said state laws. The taxes provided for in the state's "Business Tax Act" (Tennessee Code Annotated, title 67, chapter 58) are hereby expressly enacted, ordained, and levied on the businesses, business activities, vocations, and occupations carried on within the town at the rates and in the manner prescribed by the said act. (1983 Code, § 6-301)

5-302. License required. No person shall exercise any taxable privilege within the town without a currently effective privilege license, which shall be issued by the recorder to each applicant therefor upon such applicant's payment of the appropriate privilege tax. (1983 Code, § 6-302)

¹See the footnote at the beginning of this title for charter references relating to privilege taxes.

CHAPTER 4

WHOLESALE BEER TAX

SECTION

5-401. To be collected.

5-401. To be collected. The recorder is hereby directed to take appropriate action to assure payment to the town of the wholesale beer tax levied by the "Wholesale Beer Tax Act," as set out in Tennessee Code Annotated, title 57, chapter 6.¹ (1983 Code, § 6-401)

¹State law reference

Tennessee Code Annotated, title 57, chapter 6 provides for a tax of 17% on the sale of beer at wholesale. Every wholesaler is required to remit to each municipality the amount of the net tax on beer wholesale sales to retailers and other persons within the corporate limits of the municipality.

CHAPTER 5

MUNICIPAL PURCHASING

SECTION

5-501. Public advertisement and competitive bidding.

5-502. Purchases greater than five hundred (\$500.00) dollars.

5-501. Public advertisement and competitive bidding. Pursuant to Tennessee Code Annotated, § 6-56-306, the dollar amount required by the Town of Jasper, Tennessee for public advertisement and competitive bidding is increased to ten thousand (\$10,000.00) dollars. (Ord. # 186, May 1992, as amended by Ord. #266, March 2001, and replaced by Ord. #274, Oct. 2001)

5-502. Purchases greater than five hundred (\$500.00) dollars. No department head and/or employee of the Town of Jasper shall make any purchase and/or obligate the Town of Jasper for any sum greater than five hundred (\$500.00) dollars, without first obtaining a purchase order approved by the mayor, the vice-mayor, and/or the alderperson assigned to the involved department. The purchase order must describe the item/items to be purchased, the location where the item is to be utilized, and the purchase price. Notwithstanding this requirement, it is specifically understood that no purchase shall be made by any department head, employee, and/or official of the Town of Jasper, Tennessee, without the funds for said purchase having been appropriately authorized and/or budgeted by the board of mayor and aldermen. (as added by Ord. #266, March 2001)