

TENNESSEE HISTORICAL COMMISSION

Special Meeting via Telephone

Dial: 1-720-279-0026, Passcode: 120 200 74

July 24, 2020

10 a.m. Central Time/11 a.m. Eastern Time

AGENDA

- A. Announcements**
- B. Determination of Necessity**
- C. Consideration of whether or not to refer a Complaint filed by Heyward Rourk against the City of Clarksville to an Administrative Law Judge for review and the issuance of an Initial Order**
- D. Adjourn**

Determination of Necessity Tennessee Historical Commission

Prior to the commencement of any business at the special meeting called pursuant to its bylaws on July 24, 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 Heyward Rourk against the City of Clarksville 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 Mr. Rourk's Complaint was filed on July 24, 2020, a hearing must be set by November 10, 2020.

Whereas, the Commission must determine whether or not to refer Mr. Rourk's Complaint to an Administrative Law Judge to render an Initial Order before the November 10, 2020 deadline;

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.

Derita C. Williams, Chair
Tennessee Historical Commission