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FILE COPY

COUNTY LEGISLATIVE BODY

August 27, 1996

BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee, on the 27th day of August, 1996, same being the fourth Tuesday in said month.

Present and presiding the Honorable Jim Voss, also present, Dell T. Graham, County Clerk and the following County Commissioners: John W. Arnett, Charles D. Brewer, Sr., Odie Cox, Robert L. Crawford, Thomas H. Fowler, Willie L. German, Jr., Ronald R. Harris, William Hayslett, David Kelley, Alonzo Horman, Sr., David Norris, Claude D. Oglesby, Jr., Hollis O. Robison, J. H. Sullivan, Jr., Rhea "Skip" Taylor, Wayne Thomas, Gordon Tomlin, Nyles Wilson, and Allen Yancey, Jr.

With all Commissioners being present, the following proceedings were had and entered of record, to-wit:

Mayor Voss introduced new Commissioner Robert L. Crawford and newly elected Trustee, Barbara J. Parker.

Motion was made by Commissioner Kelley; seconded by Commissioner Oglesby and unanimously carried by the Board approving the minutes of the July meeting.

Having been reviewed by the Development Committee and the Planning and Development Committee and presented with their recommendation for passage, motion was made by Commissioner Robison, seconded by Commissioner Taylor and unanimously carried by the Board amending the Zoning Ordinance with the following changes:

FAYETTE COUNTY PLANNING
AND ZONING NOTICE

The following proposed Amendment of the Fayette County Zoning Resolution will be decided at the regular meeting of the Board of Commissioners of Fayette County, Tennessee, to be held more than thirty (30) days after the date of this notice, Wednesday, June 26, 1996, at the Fayette County Courthouse in Somerville, Tennessee; said meeting date being Tuesday, August 27, 1996; at 7:00 P.M., at which time the public will be given an opportunity to be heard. Data pertinent to this proposed Amendment may be seen at the Fayette County Development Office, 16802 Highway 64, Somerville, Tennessee.

An official recommendation for approval or disapproval of this proposed Amendment will be formulated by the Fayette County Regional Planning Commission on Tuesday, July 9, 1996, at 7:30 P.M., at the Fayette County Courthouse in Somerville, Tennessee. Citizens wishing to support or oppose this proposed Amendment are invited to attend either or both of these meetings.

Pursuant to the provisions of ICA Section 11-7-105, notice of intent to propose amendment of the Fayette County Zoning Resolution to revise the fee schedule for building permits is hereby given.

000497

MORE PARTICULARLY, THAT THERE BE REPEALED THE FOLLOWING SECTIONS 1.1, 1.5, 1.6, 1.7 & 1.7.1, and 1.8 of APPENDIX A - SCHEDULE OF FEES, WHICH READ:

- 1.4 For a sign - No charge.
- 1.5 For a single-wide manufactured home - \$50.00.
- 1.6 For a double-wide manufactured home - \$100.00.
- 1.7 For all other buildings the fee shall be levied at 10 cents per square foot of heated space and 5 cents per square foot of unheated space.
- 1.7.1 The minimum fee for a building permit calculated under Section 1.7 shall be \$25.00.
- 1.8 There shall be levied a \$50.00 surcharge on a building permit issued for a building the start of construction or placement of which occurred prior to issuance of the permit.

AND THAT THERE BE ADDED UNDER APPENDIX A - SCHEDULE OF FEES, THE FOLLOWING SECTIONS:

- 1.4 For a freestanding sign - \$5.00 per \$1,000.00 of contract price, provided that the minimum fee for a sign shall be \$25.00, and further provided that there shall be no charge for a sign permitted by Special Exception or a sign attached against a building.
- 1.5 For a single-wide manufactured home - \$50.00.
- 1.5.1 For a double-wide manufactured home - \$100.00.
- 1.5.2 For a triple-wide manufactured home - \$150.00.
- 1.5.3 For a manufactured home larger than a triple-wide, or two or more stories high - Ten cents per square foot for heated space and five cents per square foot for unheated space.
- 1.6 For all other residential buildings - Ten cents per square foot for heated space and five cents per square foot for unheated space, provided that the minimum permit fee shall be \$25.00.
- 1.7 For Institutional, Commercial and Industrial buildings - \$1.00 per \$1,000.00 of the contract price, provided that the minimum permit fee shall be \$25.00.
- 1.7.1 If there is no contract price, the valuation of the building shall be used in lieu of the contract price, and the valuation shall be based on the building valuation data compiled by the Southern Building Code Congress International, Inc. and on record in the Fayette County Development Office.
- 1.8 For a building the start of construction or placement of which occurred prior to issuance of the permit - a surcharge equal to the cost of the permit shall be added to the building permit.

Section 1A Plumbing Permits. For a plumbing permit there shall be levied the following fees:

- 1A.1 For each building - \$5.00 per fixture, provided that the minimum permit fee shall be \$10.00.

Published June 26, 1996

FAYETTE COUNTY PLANNING AND ZONING NOTICE

The following proposed Amendment of the Fayette County Zoning Resolution will be decided at the regular meeting of the Board of Commissioners of Fayette County, Tennessee, to be held more than thirty (30) days after the date of this notice, Wednesday, July 24, 1996, at the Fayette County Courthouse in Somerville, Tennessee; said meeting date being Tuesday, August 27, 1996, at 7:00 P.M., at which time the public will be given an opportunity to be heard. Data pertinent to this proposed Amendment may be seen at the Fayette County Development Office, 16802 Highway 64, Somerville, Tennessee.

An official recommendation for approval or disapproval of this proposed Amendment will be formulated by the Fayette County Regional Planning Commission on Tuesday, August 13, 1996, at 7:30 P.M., at the Fayette County Courthouse in Somerville, Tennessee. Citizens wishing to support or oppose this proposed Amendment are invited to attend either or both of these meetings.

Pursuant to the provisions of TCA Section 13-7-105, notice of intent to propose amendment of the Fayette County Zoning Resolution to revise the fee schedule for building permits is hereby given.

MORE PARTICULARLY, THAT THERE BE ADDED UNDER APPENDIX A - SCHEDULE OF FEES, THE FOLLOWING SECTIONS:

000499

Section 1B

Fee for Excess (or Nuisance) Building, Gas, Mechanical, Electrical, & Plumbing Inspection Calls: If an inspection fails due to violations of the applicable Codes & Ordinances; or the work is incomplete; or the site is improperly addressed; or there is no plainly visible permit card posted on the job site, or there are any other irregularities that would prevent the approval of the requested inspection, an additional fee of \$25.00 shall be charged for the first re-inspection, and for each additional inspection necessary until the violation(s) is corrected, a fee of \$25.00 shall be charged.

Any Person, Firm, or Corporation aggrieved by the assessment of any re-inspection fee may appeal to the Construction Board of Adjustment and Appeals for a review of the facts involved and a reduction or dismissal of said fees.

Due to the complexity of framing inspection, one (1) framing re-inspection shall be made at no charge for each Building Permit.

Motion was made by Commissioner Kelley, seconded by Commissioner Morris, and unanimously carried by the Board adopting the following Resolution establishing a speed limit on the Braden Road. Same being as follows:

R E S O L U T I O N

BE IT RESOLVED, by the Board of County Commissioners and/or County Legislative Body of Fayette County, Tennessee, in regular session assembled on this 23rd day of July, 1996, it being the fourth Tuesday of said month and the regular monthly meeting date of the July term of said County Legislative Body, in the Courthouse at Somerville, Tennessee, that pursuant to the provisions of Chapter No. 357 of the Private Acts of Tennessee 1967-68, and amendment thereto, it shall be unlawful for any person to operate or drive a motor vehicle in excess of thirty (30) miles per hour on Braden Road, beginning at State Route #196 and ending at the Looshatchie River, for a distance of approximately two (2) miles, being located in the 7th Civil District of Fayette County, Tennessee; and

BE IT FURTHER RESOLVED, that any person violating the provisions of this Resolution shall be guilty of a misdemeanor and punished accordingly.

Motion was made by Commissioner Tomlin, seconded by Commissioner Morris, and unanimously carried by the Board adopting the following Resolution establishing a speed limit on the Teague Store Road. Same being as follows:

RESOLUTION

BE IT RESOLVED, by the Board of County Commissioners and/or County Legislative Body of Fayette County, Tennessee, in regular session assembled on this 27th day of August, 1996, it being the fourth Tuesday of said month and the regular monthly meeting date of the August Term of said County Legislative Body, in the Courthouse at Somerville, Tennessee, that pursuant to the provisions of Chapter No. 357 of the Private Acts of Tennessee 1967-68, and amendment thereto, it shall be unlawful for any person to operate or drive a motor vehicle in excess of forty-five (45) miles per hour on Teague Store Road, beginning at U.S. Highway #64, and ending at State Route #195, in its entirety, for a distance of approximately three and one-half (3½) miles, being located in the 8th Civil District of Fayette County, Tennessee; and

BE IT FURTHER RESOLVED, that any person violating the provisions of this Resolution shall be guilty of a misdemeanor and punished accordingly.

Motion was made by Commissioner Sullivan, seconded by Commissioner Robison, and unanimously carried by the Board to refer to the City of Piperton the request of J & B Company for the operation of a recycling facility.

Motion was made by Commissioner Kelley, seconded by Commissioner Arnett, and unanimously carried by the Board appointing the following as Notaries Public: District 1: Pamela Harlar, Michael E. Norment, Roberta W. Parker, District 5: Myles Wilson; District 6: Emory R. Stephens.

Motion was made by Commissioner Wilson, seconded by Commissioner Sullivan, and unanimously carried by the Board appointing Mrs. Shelton (Judy) Wilder and James O. Wiles to the Library Board.

At the recommendation of the Development Committee, motion was made by Commissioner Robison, seconded by Commissioner Hayslett, and unanimously carried by the Board appointing Mayor Jim Voss to serve on the Chickasaw Trails Industrial Park Board.

Annual Financial Reports of the Clerk & Master, Register, County Clerk, Circuit Court Clerk, General Sessions Court, Trustee and Sheriff were received and filed.

Motion was made by Commissioner Taylor, seconded by Commissioner Oglesby, and unanimously carried by the Board instructing the Clerk and Master not to make bids on the County's behalf on parcels 72; 73; 74 and 76 in the City of Rossville once owned by Ross Metals.

Motion was made by Commissioner Oglesby, seconded by Commissioner Fowler, and unanimously carried by the Board approving the bond as posted by Barbra J. Parker, Trustee. Same being as follows:

SURETY'S BOND NO. 68515462

STATE BOND FORM
COB-7(82)

STATE OF TENNESSEE
COUNTY OF Fayette
OFFICIAL STATUTORY BOND
FOR
COUNTY PUBLIC OFFICIALS
OFFICE OF Trustee

KNOW ALL MEN BY THESE PRESENTS:

That Barbra J. Parker of Rossville (City or Town), County of Fayette Tennessee, as Principal, and

WESTERN SURETY COMPANY

as Surety, are held and firmly bound unto THE STATE OF TENNESSEE in the full amount of Five Hundred Eighty Thousand Seven Hundred Fourteen and no/100 Dollars (\$580,714.) lawful money of the United States of America for the full and prompt payment whereof we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

WHEREAS, The said Principal was duly X elected Trustee of and for Fayette County for the (2) year term beginning on the 5th day of August, 1996 and ending on the 31st day of August, 1998.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH:

That if the said Barbra J. Parker, Principal, shall:

1. Faithfully perform the duties of the office of Trustee of Fayette County during his term of office of his continuance therein; and
2. Pay over to the persons authorized by law to receive them, all monies, properties, or things of value that may come into his hands during his term of office or his continuance therein without fraud or delay, and shall faithfully and safely keep all records required of him in his official capacity, and at the expiration of his term, or in case of his resignation or removal from office, shall turn over to his successor all records and property which have come into his hands, then this obligation shall be null and void; otherwise to remain in full force and effect.

WITNESS our hands and seals this 5th day of August, 1996

WITNESS - ATTEST:

Barbra J. Parker

PRINCIPAL:

Barbra J. Parker

SURETY:

WESTERN SURETY COMPANY

by:

L. Frimon
L. Frimon, Ass't. Sec.

(Attach evidence of authority to execute bond)

COUNTERSIGNED BY:

J. B. Bowls
Tennessee Resident Agent

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF TENNESSEE

COUNTY OF Fayette

Before me, a Notary Public, of the State and County aforesaid, personally appeared Barbra J. Parker with whom I am personally acquainted and who, upon oath, acknowledged herself to be the individual who executed the foregoing bond, and she acknowledged to me that she executed the same.

WITNESS my hand and seal this 5th day of August, 1996

My Commission Expires:

August 31st, 1998

W. Jeffrey Johnson
Notary Public

000501

ACKNOWLEDGMENT OF SURETY

STATE OF South Dakota
COUNTY OF Minnehaha

Before me, a Notary Public, of the State and County aforesaid, personally appeared J. Frimon, Ass't. Sec. with whom I am personally acquainted and, who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of WESTERN SURETY COMPANY, the within named Surety, a corporation duly licensed to do business in the State of Tennessee, and that he as such individual being authorized so to do, executed the foregoing bond, by signing the name of the corporation by himself as such individual.

Witness my hand and seal this 5th day of August, 1996

My Commission Expires:

D. HOOGVEFEN, 19

My Commission Expires 12-18-2003



Notary Public

Form Prescribed by the Comptroller of the Treasury, State of Tennessee

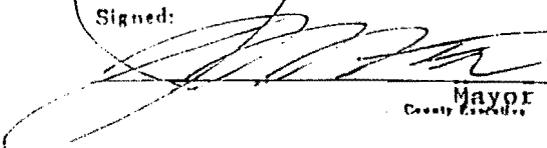
Form Approved by the Attorney General, State of Tennessee

APPROVAL AND CERTIFICATION

SECTION I. (Applicable to all County Officials except Clerks of Chancery and Circuit Courts)

Bond and Sureties approved by Jim Voss, Mayor, County Executive of Fayette County, on this day of , 19

Signed:



Mayor
County Executive

CERTIFICATION:

I, Dell T. Graham, County Clerk of Fayette County,

hereby certify that the foregoing bond was approved by the Legislative Body of said county, in open session on the 27th day of August, 1996 and entered upon the minutes thereof.

Signed:



County Clerk

At this time Chairman Voss reviewed a Resolution as adopted by the City of Piperton adopting the "Jackson Law" giving the city the right to veto any landfill proposed to be within one mile of the city limits of Piperton.

Erwin Kee reported orally for the Board of Public Works.

Reports from the Board of Education, Library Board, Ambulance Service, Fayette County Commission, Planning Commission, General Sessions Court, Sheriff's Department and Juvenile Court, were called for and filed.

Reports from the Education Committee, Health and Welfare Committee, Criminal Justice and Public Safety and Personnel Committee were called for, but none given.

The next matter before the Board concerned a possible Wheel Tax Increase. Having been reviewed by the Budget Committee and receiving their recommendation, motion was made by Commissioner Harris, seconded by Commissioner Fowler to submit a Resolution authorizing an amendment to the Wheel Tax Act of 1963, Chpt. 7, increasing the Fayette County Wheel Tax by \$25.00.

Much discussion followed the motion.

Commissioner Tomlin called for "question" for action on the motion.

With a Roll Call vote, the following Commissioners voted "Yes" in favor of a \$25.00 Wheel Tax Increase: Commissioner Crawford, Fowler, German, Harris, Morris, Robison, Taylor, Thomas and Tomlin. (9)

Voting "No": Commissioners Arnett, Brewer, Cox, Hayslett, Kelley, Norman, Oglesby, Sullivan, Wilson, Yancey. (10)

Changing Vote: Commissioner Harris making (11) NO votes; (8) YES votes. Thereupon, said motion failed.

Commissioner Harris then made motion to amend the Wheel Tax Act of 1963, Chpt. 7, by an increase of \$15.00 to the County Wheel Tax. Motion was seconded by Commissioner Fowler.

Upon Roll Call Vote, the following Commissioners voted "Yes": Commissioner Arnett, Crawford, Fowler, German, Harris, Hayslett, Norman, Morris, Robison, Sullivan, Taylor, Thomas, Tomlin. (13)

Voting "No": Commissioners Brewer, Cox, Kelley, Oglesby, Wilson and Yancey. (6) Thereupon, said motion carried setting the Wheel Tax Increase amendment at \$15.00.

Motion was then made by Commissioner Robison, seconded by Commissioner Tomlin, and unanimously carried by Roll Call Vote setting the property tax rate at \$2.69 for the year ending June 30, 1997. Same being as follows:

RESOLUTION FIXING THE TAX LEVY IN
FAYETTE COUNTY, TENNESSEE
FOR THE YEAR BEGINNING JULY 1, 1996

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Fayette County, Tennessee, assembled in regular session on this 27th day of August, 1996, that the combined property tax rate for Fayette County, Tennessee for the year beginning July 1, 1996, shall be \$2.69 on each \$100.00 of taxable property, which is to provide revenue for each of the following funds and otherwise conform to the following levies:

<u>Fund</u>	<u>Rate</u>
General	\$0.752
Highway/Public Works	0.430
General Purpose School	1.278
General Debt Service	<u>0.230</u>
Total	\$2.69

SECTION 2. BE IT FURTHER RESOLVED that there is hereby levied a gross receipts tax as provided by law. The proceeds of this gross receipts tax herein levied shall accrue to the General Fund. The proceeds of the motor vehicle tax authorized by Chapter 150 of the Private Acts of 1979, as amended, shall accrue to the following funds. 80% to the Highway/Public Works Fund and 20% to the General Fund.

SECTION 3. BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Fayette County, Tennessee, which are in conflict with this resolution are hereby repealed.

SECTION 4. BE IT FURTHER RESOLVED, that this resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 27th day of August, 1996.

Notice was then made by Commissioner Harris, seconded by Commissioner Wilson, and unanimously carried by Roll Call Vote, adopting the following Resolution making appropriations for various funds for the fiscal year beginning July 1, 1996 and ending June 30, 1997:

**A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS,
DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF
FAYETTE COUNTY, TENNESSEE, FOR THE
YEAR BEGINNING JULY 1, 1996 AND ENDING JUNE 30, 1997.**

SECTION 1. BE IT RESOLVED BY THE Board of County Commissioners of Fayette County, Tennessee, assembled in regular session on the 27th day of August, 1996, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Fayette County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt maturing during the year beginning July 1, 1996 and ending June 30, 1997, according to the following schedules:

GENERAL FUND

61100	County Commission	9	101,513
61220	Board Board		1,480
61300	County Executive		74,406
61500	Election Commission (Including Voter Registration)		141,067
61600	Register of Deeds		9,373
61710	Development		139,004
61900	County Buildings		100,054
61900	Other General Administration		32,492
62100	Accounting and Bookkeeping		110,300
62300	Property Assessor's Office		179,050
62400	County Treasurer's Office		113,917
62600	County Clerk's Office		173,043
63100	Circuit Court		113,140
63300	General Sessions Court		93,090
63310	General Sessions Judge		63,049
63400	Chancery Court		130,300
63500	Juvenile Court		65,439
64110	Health Department		990,690
64180	Drug Enforcement		60,740
64210	Jail		660,341
64220	Jail		23,067
64220	Rockyview		238,100
64310	Fire Protection and Control		29,756
64410	Civil Defense		31,064
64420	Rescue Squad		10,000
64610	County Coroner/Medical Examiner		108,670
64900	Other Public Safety		73,000
65110	Local Health Center		46,200
65120	Robber and Animal Control		

55130	Ambulance Services	304,119
55160	Dental Health Program	143,672
55180	Crippled Children Services	2,216
55190	Other Local Health Services	15,850
55310	Regional Dental Health Center	7,500
55320	Aid to Dependent Children	2,000
55590	Other Local Welfare Services	5,465
55720	Sanitation Education/Information	30,079
56300	Senior Citizens Assistance	40,000
56500	Libraries	72,710
56700	Early and Late Hours	7,000
57100	Agriculture Extension Service	74,915
57500	Soil Conservation	30,052
58120	Industrial Development	44,215
59210	Public Transportation	5,173
59220	Airport	20,467
59300	Veterans' Services	950
59400	Other Charges	97,440
59500	Contributions to Other Agencies	13,012
59600	Employee Benefits	432,846
59900	Miscellaneous	1,000
Total General Fund		\$ 6,425,607

SOLID WASTE/SANITATION FUND

55710	Sanitation Management	\$ 0
55732	Convenience Centers	215,000
55754	Landfill Operation and Maintenance	590,703
Total Solid Waste/Sanitation Fund		\$ 805,703

HIGHWAY/PUBLIC WORKS FUND

61000	Administration	\$ 114,517
62000	Highway and Bridge Maintenance	1,250,802
63100	Operation and Maintenance of Equipment	488,591
65000	Other Charges	107,000
66000	Employee Benefits	365,000
68000	Capital Outlay	2,043,000
91200	Highway & Street Capital Projects	10,500
Total Highway/Public Works Fund		\$ 4,389,000

GENERAL PURPOSE SCHOOL FUND

71100	Regular Instruction Program	\$ 7,522,233
71200	Special Education Program	1,437,661
71300	Vocational Education Program	540,061
71400	Student Body Education Program	1,050
71600	Adult Education Program	72,524
72110	Attendance	56,993
72120	Health Services	43,969
72130	Other Student Support	255,642
72210	Regular Instruction Program	634,143
72220	Special Education Program	196,105
72230	Vocational Education Program	102,611
72250	Adult Programs	70,016
72310	Board of Education	304,216
72320	Office of the Superintendent	163,344
72410	Office of the Principal	711,593
72510	Fiscal Services	116,112
72610	Operation of Plant	1,050,741
72620	Maintenance of Plant	446,977
72710	Transportation	1,565,362
72810	Central and Other	109,704
73300	Community Services	14,303
76100	Regular Capital Outlay	147,079
	Transfers to Other Funds	361,247
Total General Purpose School Fund		\$ 16,035,966

SCHOOL FEDERAL PROJECT FUND

71100	Regular Instruction Program	933,265
71200	Special Instruction Program	217,335
71300	Vocational Education Program	135,267
71210	Health Services	27,596
71230	Other Student Support	113,405
72210	Regular Instruction Program	107,113
72220	Special Instruction Program	49,307
72510	Operation of Plant	31,203
72520	Maintenance of Plant	5,000
72710	Transportation	50,463
	Transfers to Other Funds	30,237
	Total School Federal Project Fund	1,700,071

GENERAL CAREER FUND

73100	Food Service	1,659,606
	Transfers to Other Funds	11,000
	Total General Career Fund	1,670,606

GENERAL DEBT SERVICE FUND

01100	General Government Debt Service	16,700
01300	Education Debt Service	334,012
	Total General Debt Service Fund	350,712

SECTION 2. BE IT FURTHER HEREBY, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering and the thereof and the thereof authorized deputy assessors may severally be entitled to receive under these laws hereafter or hereafter amended, respectively of commissions, and/or fees collected by the Treasurer, County Clerk, Circuit Court Clerk, and the Sheriff, Registrar and the Sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commissions and/or fees collected over and above the expenditures duty and conservatively authorized shall be paid over to the Treasurer and converted into the General Fund as provided by law.

SECTION 3. BE IT FURTHER HEREBY, that any amendment to the budget shall be approved as provided in Section 5-9-407, TCA.

SECTION 4. BE IT FURTHER HEREBY, that any appropriations made by this resolution which cover the same purpose for which a special appropriation is made by statute in laws, or that of but not in addition to said statutory appropriation. The salary, wages, or compensation of each officer, employee, or agent of the County shall not be in excess of the amount authorized by existing law or as set forth in the schedule of expenditures which incorporates this resolution. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be considered as exceeding the amount of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation shall conform to the limit to the expenditures of any office, agency, institution, division or department for the year ending June 30, 1997. The amount herein appropriated for such items.

SECTION 5. BE IT FURTHER HEREBY, that any appropriation made by this resolution shall apply solely to transfers within a certain fund.

SECTION 6. BE IT FURTHER HEREBY, that any amendment to the budget shall be approved as provided in Section 5-9-407, TCA.

SECTION 5. BE IT FURTHER RESOLVED, that any resolution which may hereafter be presented to the Board of County Commissioners providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the year in which the expenditure is to be made, to meet such additional appropriation. Said appropriating resolution shall be submitted to and approved by the State Director of Local Finance after its adoption as provided by Section 9-21-403, TCA.

SECTION 6. BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to borrow money on revenue anticipation notes, provided such notes are first approved by the Director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenue for the year 1996 have been collected. The proceeds of loans for each individual fund shall not exceed 60% of the appropriations of each individual fund and shall be used only to pay the expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable sections of Title 9, Chapter 21, Tennessee Code Annotated. Said notes shall be signed by the County Executive and countersigned by the County Clerk and shall mature and be paid in full without renewal not later than June 30, 1997.

SECTION 7. BE IT FURTHER RESOLVED, that the delinquent County property taxes for the year 1996 and prior years and the interest and penalty thereon collected during the year ending June 30, 1997 shall be apportioned to the various County funds according to the subdivision of the tax levy for the year 1996. The Clerk and Master and the Trustees are hereby authorized and directed to make such apportionment accordingly.

SECTION 8. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the year shall lapse, and be of no further effect at the end of the year at June 30, 1997.

SECTION 9. BE IT FURTHER RESOLVED, that any resolution or part of a resolution which has heretofore been passed by the Board of County Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 10. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 1996. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 27th day of August, 1996.

Motion was then made by Commissioner Oglesby, seconded by Commissioner Robison, allowing the reappraisal expenses of the Tax Assessor's office to be classified under a reappraisal account number.

Motion was then made by Commissioner Harris, seconded by Commissioner Wilson, and carried by the Board adopting the following Resolution making appropriations to non-profit charitable organizations. Same being as follows:

A RESOLUTION MAKING APPROPRIATIONS TO NONPROFIT
CHARITABLE ORGANIZATIONS OF FAYETTE COUNTY,
TENNESSEE, FOR THE YEAR BEGINNING JULY 1ST, 1996,
AND ENDING JUNE 30TH, 1997

WHEREAS, Section 5-9-109, TCA, authorizes the Fayette County Legislative Body to make appropriations to various nonprofit charitable organizations, and,

WHEREAS, the Fayette County Legislative Body recognizes the various nonprofit charitable organizations providing services in Fayette County have great need of funds to carry on their nonprofit charitable work,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Fayette County on this 27th day of August, 1996.

SECTION 1. That One Hundred Forty Six Thousand Three Hundred Forty-Four and Sixty-Three One Hundredths Dollars (\$146,344.63) be appropriated to nonprofit organizations in Fayette County as reflected below.

ACCT. NO.	DESCRIPTION	AMOUNT
51900-320	Fayette County Chamber of Commerce	\$25,000.00
55190-310	Fayette County Developmental Center	10,000.00
55310-310	Professional Counseling Services	7,500.00
55190-312	Jackson Area Council on Alcoholism and Drug Dependency	2,650.00
55590-339	Tennessee Opportunity Programs, Inc.	5,465.00
55190-312	Fayette County Citizens for Progress	1,700.00
56300-339	Fayette County Commission on Aging	40,000.00
55190-312	Jack Gean Shelter for Women	1,500.00
58500-310	Delta Human Resource Agency	10,012.00
58500-310	Youth Town	500.00
56700-316	Fayette County Athletic League	7,000.00
58500-310	Delta Area Agency on Aging	2,500.00
54310-309	West Fayette Volunteer Fire Department	7,879.76*
54310-309	Macon Volunteer Fire Department	5,334.84*
54310-309	North Fayette Volunteer Fire Department	4,766.73*
54310-309	Northeast Volunteer Fire Department	6,226.06*
54310-309	District 15 Volunteer Fire Department	8,310.24*

*Appropriations for FY 95/96--FY 96/97 Undesignated

BE IT FURTHER RESOLVED, that all appropriations enumerated in Section 1 above are subject to the following conditions:

1. That the nonprofit organizations to which funds are appropriated shall file with the County Clerk and the disbursing officials a copy of any annual report of its business affairs and transactions and the proposed use of the County's funds in accordance with rules promulgated by the Comptroller of the Treasury, Chapter 0380-2-7. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109(c), TCA.
2. That said funds must only be used by the named nonprofit charitable organizations in furtherance of their nonprofit charitable purposes benefiting the general welfare of the residents of Fayette County.
3. That it is the expressed interest of the County Commission of Fayette County in providing these funds to the above named nonprofit charitable organizations to be fully in compliance with Chapter 0380-2-7 of the Rules of the Comptroller of the Treasury, and Section 5-9-109, TCA, and any and all other laws which may apply to county appropriations to nonprofit organizations and so this appropriation is made subject to compliance with any and all of these laws and regulations.

BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 1996. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 27th day of August, 1996.

Motion was then made by Commissioner Harris, seconded by Commissioner Oglesby, and unanimously carried by the Board approving the over-all budget for the fiscal year 1996/1997.

Thereupon, said meeting adjourned.

JIM VOSS - Chairman
County Mayor

ATTEST:

Dell T. Graham, County Clerk