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COUNTY LEGISLATIVE BODY

January 28, 1997

BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee, on the 28th day of January, 1997, 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., Odis Cox, Robert L. Crawford, Thomas H. Fowler, Willie L. German, Jr., Ronald R. Harris, William Hayslett, David Kelley, Alonzo Morman, Sr., David Morris, Hollis O. Robison, J. M. Sullivan, Jr., Rhea "Skip" Taylor, Wayne Thomas, Gordon Tomlin, Myles Wilson and Allen Yancey, Jr.

Absent: Commissioner Claude D. Oglesby, Jr.

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

Motion was made by Commissioner Kelley, seconded by Commissioner Arnett and unanimously carried by the Board approving the minutes of the November 1996 meeting of this Board.

Tob Williams with the Planning Commission presented the rezoning request of Robert Brewster, Jr. for property located in Civil District 13 for rezoning from R - 1 to B - 3 for the purpose of operating a restaurant, sports bar and grocery. This was reviewed by the Planning Commission and presented with their recommendation that the request be denied.

The floor was then opened by Chairman Voss to the public for comments in favor of or in opposition to the rezoning request.

Mr. Robert Brewster spoke in favor of the rezoning and asked that this matter be addressed later in the meeting allowing time for his attorney to appear.

Mr. Moss spoke in opposition to the rezoning.

Motion was then made by Commissioner Robison, seconded by Commissioner Thomas that this matter be addressed at this time and not delayed. Said motion carried.

Motion was then made by Commissioner Robison, seconded by Commissioner Morris to deny the rezoning request. Said motion carried with Commissioner Yancey and Wilson voting "no".

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A roll call vote was requested by Mr. Brewster, same being as follows:
 Voting YES on the original motion to deny the rezoning: Commissioners Crawford, Fowler, German, Harris, Kelley, Morris, Robison, Sullivan, Taylor, Thomas, and Tomlin. (11)

Voting NO on the motion to deny the rezoning: Commissioners Arnett, Brewer, Cox, Hayslett, Morman, Wilson and Yancey. (7)

Thereupon the motion to deny the rezoning passed.

The next matter before the board was that to establish a speed limit on Neal Road, Brewer Road and Wagon Wheel Road in Civil Districts 4 and 5. Chairman Voss opened the floor for comments in favor of or in opposition to the speed limit change. With none being offered, the matter was back before the Board.

Motion was then made by Commissioner Sullivan, seconded by Commissioner Kelley, and unanimously carried by the Board adopting the following Resolution :

R E S O L U T I O N

BE IT RESOLVED, by the Board of County Commissioner and/or County Legislative Body of Fayette County, Tennessee, in regular session assembled on this 28th day of January, 1997, it being the fourth Tuesday of said month and the regular monthly meeting date of the January 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 Neal Road, in its entirety, for a distance of one-fourth (1/4th) mile, being located in the 5th Civil District of Fayette County, Tennessee; and Wagon Wheel Road, forty-five miles (45) per hour, in its entirety, for a distance of three and one-tenth (3 1/10th) miles, being located in the Fourth 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.

The matter now before the Board was the request to establish a speed limit on Pleasant Grove Road in Civil District 10. The floor was opened to the public for comments in favor of or in opposition to the change. With none being offered, the floor was closed. Motion was then made by Commissioner Morman, seconded by Commissioner Arnett and unanimously carried by the Board adopting the following Resolution:

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 28th day of January, 1997, it being the fourth Tuesday of said month

and the regular monthly meeting date of the January 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 (40) miles per hour on Pleasant Grove Road, in its entirety, for a distance of four and one-third (4 1/3rd) miles, being located in the 10th 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.

Commissioner Harris presented the recommendation of the Budget Committee in setting the salary of the County Attorney at a 5% increase and moved for same. This motion was seconded by Commissioner Fowler, and unanimously carried by the Board.

Now before the Board was the election of our County Attorney. Motion was made by Commissioner Sullivan and seconded by Commissioner Kelley, nominating Troy W. Tomlin for election. Motion was then made by Commissioner Fowler, seconded, and unanimously carried by the Board that the nominations cease and that Mr. Tomlin be elected by acclamation.

Motion was made by Commissioner Tomlin, seconded by Commissioner Sullivan, and unanimously carried by the Board appointing the following to the County Agricultural Committee to serve two year terms: Suzanne Rhea, Charles Brewer, Rhea Taylor and Ken Reeves.

Motion was made by Commissioner Kelley, seconded by Commissioner Arnett and unanimously carried by the Board appointing the following as Notaries Public: District 1: C. Allen Garner, Cheryl G. Morris, Ronald R. Harris, Jennifer L. King, Melissa Watkins; District 5: Doris D. Lawrence.

Combined statements of cash receipts and disbursements were presented to the Commissioners for their files.

Chairman Voss reported orally for the County Mayor's Office.

Report was called for from the Board of Education, but none presented.

Erwin Kee reported orally for the Public Works.

Commissioner Sullivan reported for the County Development Committee and advised that this committee had reviewed and does recommend to proceed with work on the old Health Department and parking lot; this recommendation to be presented to the Budget Committee.

Also reviewed by the County Development Committee and presented with their recommendation was the matter of proceeding with Phase I and Phase 2 improvements to the airport, excluding the runway extension. These plans were presented to the Commissioners.

Motion was then made by Commissioner Sullivan, seconded by Commissioner Morris and unanimously carried by the Board approving the County Road Map as submitted by the Board of Public Works.

The Board again addressed the Airport discussing the overall plan submitted for approval. Commissioner Robison brought to the attention of the Board that a twenty-year plan must be available to obtain grant funding. He then moved to adopt the twenty-year plan as presented. Motion was seconded by Commissioner Morris.

After discussion, motion was made by Commissioner Harris, seconded by Commissioner Kelley and unanimously carried allowing a five-minute recess allowing time to hear from the public that was present concerning this matter.

Motion was made by Commissioner Harris, seconded by Commissioner Fowler and so ordered to reconvene.

After some further discussion, motion was made by Commissioner Tomlin, seconded by Commissioner Kelley and carried with two (2) voting "no" to table this matter until a later date.

Reports were called for from the Education Committee, Health and Welfare Committee, Criminal Justice and Public Safety Committee and Personnel Committee were called for, but none presented. However, Commissioner Kelley did ask to be allowed to address the Board at a later time.

Having been reviewed by the Budget Committee and received their recommendation for passage, motion was made by Commissioner Harris, seconded by Commissioner Sullivan, and unanimously carried by the Board adopting the following Resolutions amending the Federal Projects Fund #142, Subfund 771 Title I and Subfund 785 Drug Free Schools as follows:

R E S O L U T I O N

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 28th day of January, 1997, it being the fourth Tuesday of the month and the regular monthly meeting date of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the Federal Projects Fund #142 Budget Amendment, Subfund 771 Title I for the year beginning June 30, 1997 be, and the same is hereby amended in the following words and figures, to-wit:

FAYETTE COUNTY BOARD OF EDUCATION

FEDERAL PROJECTS FUND

FUND 142

SUBFUND 771 - TITLE I

JANUARY, 1997

		INCREASE	DECREASE
71000	INSTRUCTION		
71100	REGULAR INSTRUCTION PROGRAM		
71100 116	Teachers		\$108,411.97
71100 163	Aides	\$3,678.00	
71100 189	Other Salaries and Wages	190.00	
71100 195	Substitute Teachers	1,000.00	
71100 201	Social Security		398.00
71100 204	State Retirement		603.00
71100 207	Medical Insurance	9,544.00	
71100 212	Medicare		94.00
71100 399	Other Contracted Services	376.00	
71100 429	Other Supplies and Materials	26,982.00	
71100 336	Maintenance and Repair Services - Equip.	166.00	
71100 599	Other Charges	34.00	
71100 722	Regular Instruction Equipment	10,800.00	
71100 513	Workers' Compensation Insurance		37.00
	TOTAL:	\$52,770.00	\$109,543.97
72000	SUPPORT SERVICES		

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		INCREASE	DECREASE
72130	OTHER STUDENT SUPPORT		
72130 189	Other Salaries and Wages	\$1,034.00	
72130 201	Social Security	64.00	
72130 204	State Retirement	35.00	
72130 207	Medical Insurance		\$85.00
72130 212	Medicare	14.00	
72130 499	Other Supplies and Materials	1,000.00	
72130 513	Workers' Compensation Insurance		894.00
	TOTAL:	\$2,147.00	\$979.00
72210	REGULAR INSTRUCTION PROGRAM		
72210 105	Supervisor/Director	\$346.00	
72210 138	Instructional Computer Personnel	844.00	
72210 161	Secretary	443.00	
72210 189	Other Salaries and Wages	816.00	
72210 201	Social Security	152.00	
72210 204	State Retirement	121.00	
72210 207	Medical Insurance	554.00	
72210 212	Medicare	36.00	
72210 790	Other Equipment	2,000.00	
72210 513	Workers' Compensation Insurance	15.00	
	TOTAL:	\$5,327.00	
72710	TRANSPORTATION		
72710 338	Maintenance and Repair Services - Vehicles	\$2,500.00	
	TOTAL:	\$2,500.00	
99000	OTHER USES		
99100	OPERATING TRANSFERS		
99100 590	Transfers to Other Funds		\$1,605.35
	TOTAL:		\$1,605.35
	GRAND TOTAL:	\$62,744.00	\$112,128.32

Total Decrease: (\$49,384.32)

Revenue: 47141 ESEA Title I (\$49,384.32)

Revenue: Prior Total Available Funds	\$2,007,327.80
Total Decrease This Amendment	(49,384.32)
Total Available Funds This Amendment	<u>\$1,957,943.48</u>

Expenditures: Prior Total Estimated Expenditures	\$2,007,327.80
Total Decrease This Amendment	(49,384.32)
Total Estimated Expenditures This Amendment	<u>\$1,957,943.48</u>

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That the Federal Projects Fund #142 Budget Amendment, Subfund 785 Drug Free Schools for the year beginning June 30, 1997 be, and the same is hereby amended in the following words and figures, to-wit:

FAYETTE COUNTY BOARD OF EDUCATION

FEDERAL PROJECTS FUND

FUND 142

SUBFUND 785 - DRUG FREE SCHOOLS

JANUARY, 1997

	INCREASE	DECREASE
72000 SUPPORT SERVICES		
72130 OTHER STUDENT SUPPORT		
72130 189 PUB Other Salaries and Wages	\$20,000.00	

Total Decrease: (\$49,384.32)

Revenue: 47141 ESEA Title I (\$49,384.32)

Revenue: Prior Total Available Funds	\$2,007,327.80
Total Decrease This Amendment	(49,384.32)
Total Available Funds This Amendment	<u>\$1,957,943.48</u>
Expenditures: Prior Total Estimated Expenditures	\$2,007,327.80
Total Decrease This Amendment	(49,384.32)
Total Estimated Expenditures This Amendment	<u>\$1,957,943.48</u>

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FAYETTE COUNTY BOARD OF EDUCATION

FEDERAL PROJECTS FUND

FUND 142

SUBFUND 785 - DRUG FREE SCHOOLS

JANUARY, 1997

	INCREASE	DECREASE
72000 SUPPORT SERVICES		
72130 OTHER STUDENT SUPPORT		
72130 189 PUB Other Salaries and Wages	\$20,000.00	

COUNTY GENERAL FUND
 BUDGET AMENDMENT
 FY 96/97
 January, 1997

	<u>Debit</u>	<u>Credit</u>
44540 Sale of Property		\$23,000.00
58120 Industrial Development		
599 Other Charges	\$23,000.00	
51500 <u>Election Commission</u>		
305 Audit Services	169.50	169.50
193 Election Workers		
51800 <u>Courthouse</u>		477.00
335 Maintenance and Repair Services		
799 Other Capital Outlay	477.00	
52100 <u>Accounting and Budgeting</u>		
317 Data Processing Services	658.00	
332 Legal Notices, Recording and Court Costs		658.00
54150 <u>Drug Enforcement</u>		
186 Longevity	400.00	400.00
188 Temporary/Part-time Personnel		
58220 <u>Airport</u>		
307 Communication	690.00	690.00
452		
Total	\$25,394.50	\$25,394.50

Commissioner Harris with the recommendation of the Budget Committee presented and moved for adoption of the Airport improvement Phase I and Phase II excluding runway extension. Motion was then made by Commissioner Wilson, seconded by Commissioner Brewer and carried by the Board, with two "no" votes, tabling this matter.

At this time Commissioner Kelley as previously requested addressed the Board concerning the present insurance coverage for county employees. After bringing attention to the matter that many employees were experiencing difficulties with present insurance coverage, Commissioner Fowler suggested that this matter be investigated.

Thereupon, said meeting adjourned.

 JIM VOSS - CHAIRMAN
 County Mayor

ATTEST:

 Dell T. Graham, County Clerk

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