

152
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COUNTY LEGISLATIVE BODY
January 26, 1999

BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee on the 26th day of January, 1999.

Present and presiding the Honorable Jim Voss, also present, Dell T. Graham, County Clerk and the following County Commissioners: John W. Arnett, Floyd Bonner, Charles Dudley Brewer, Sr., Joe B. Burnette, Jr., Odis Cox, Carl Doyle, Ronnie Graves, Ronnie Harris, David Kelley, Sylvester Logan, Calvin Moore, Alonzo Morman, Jr., David Morris, James M. Sullivan, Jr., Rhea "Skip" Taylor, Wayne Thomas, Gordon M. Tomlin, and Myles Wilson.

Absent: Commissioner Willie German.

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 Sullivan, and unanimously carried by the Board approving the minutes of the December 1998 meeting.

Tod Williams presented the rezoning recommendation of the Planning Commission on property of Lewis K. Garrison, Sr. located in Civil District 7 for rezoning from R - 3 to B -3 for use for a law office.

Chairman Voss opened the floor for comments in favor of and in opposition to the rezoning. Mr. Garrison addressed the Board reviewing his intended use of the land. No comments were offered in opposition to the rezoning. The floor was then closed for public comments.

Motion was then made by Commissioner Sullivan, seconded by Commissioner Burnett and unanimously carried by the Board adopting the following Resolution covering the rezoning as presented:

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 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee, be approved.

That the rezoning application of Lewis K. Garrison, Sr. to rezone from R - 3 to B - 3 for the purpose of using the land and existing dwelling for a law office in the 7th Civil District of Fayette County, Tennessee.

BEGINNING at a concrete monument No. 225 (found) as set by Ashley G. Wiles in 1953, this point being an external corner of the remainder of the Nancy Ivy McCraw original 372.89 acre tract (Deed Book 107, Page 585) and being the southeast corner of the tract herein described. FROM SAID POINT OF BEGINNING South 87 degrees 46 minutes 28 seconds West 278.05 feet (Fence generally on line) to an iron (set-steel fence post) in a north line of the said McCraw tract, this point being the southeast corner of the Jerry L. Moore 1.54 acre tract (Deed Book 443, Page 190); THENCE North 00 degrees 13 minutes 32 seconds West 222.44 feet to an iron (set-steel fence post) in the south margin of U.S. Highway No. 64, this point being the northeast corner of the said Moore Highway, the following courses: (2 calls-concrete right-of-way monument found at break point) North 89 degrees 07 minutes 53 seconds East 220.37 feet, and North 84 degrees 19 minutes 14 seconds East 57.79 feet to an iron (set-steel fence post) in the south margin of said Highway, this point being the northwest corner of the remainder of the said McCraw tract; THENCE South 00 degrees 13 minutes 32 seconds East 220.70 feet to the point of beginning and containing 1.40 acres as surveyed on August 11, 1998 by James O. Wiles, P.L.S. #419, County Surveyor of Fayette County, Tennessee, with office located at 106 East Court Square, Somerville, TN 38068.

This being the same property out of what has been designated in the Fayette County Tax Assessor's Office as Parcel No. 74.00 on Tax Map 86.

This being the remaining portion of the property conveyed by W. Ramer Dennie and wife, Ethel Dennie to Barry Russell and wife, Lucille Barron Russell of record at Deed Book 100, Page 541 and all that remaining portion of the property conveyed to Barry Russell and wife, Lucille Barron Russell by Warranty Deed from R. M. Bell and wife, Inez Bell of record at Deed Book 129, Page 282 in the Register's Office of Fayette County, Tennessee. The said Barry Russell predeceased his wife and Lucille Barron Russell became the owner of the full fee simple title thereto as a surviving tenant by the entirety. Lucille Barron Russell died testate on March 29, 1998. Said property was willed equally to her two (2) daughters, Nancy M. Russell Cardamone and Eleanor Kussell Hancock. Said will is of record in the Clerk & Master's Office, Probate Division of Fayette County, Tennessee in Will Book 3, Page 669

Having been reviewed by the Planning Commission and received their recommendation for passage, the rezoning request of W. A. Whitworth, Jr. for property located in Civil District 7 to be rezoned from R - 3 to B - 3 was presented by Tod Williams. Although this property is located within the City Limit of Hickory Withe, it was agreed on by the Planning Commission that this should be rezoned by both the County and the City of Hickory Withe should some change be made in the future regarding the incorporation of Hickory Withe.

Chairman Voss then opened the floor to the public for comments in favor of, or in opposition to the rezoning. With none being offered, the floor was declared closed.

Motion was then made by Commissioner Kelley, seconded by Commissioner Arnett and unanimously carried by the Board adopting the following Resolution establishing the requested rezoning.

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 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee, be approved.

That the rezoning application of W. A. Whitworth, Jr. and W. A. Whitworth Residual Trust be rezoned R - 3 to B - 3 for the purpose of using the land for B - 3 uses in the 7th Civil District of Fayette County, Tennessee.

Beginning at a point in the east line of Highway 196 and lying a distance of 1,180.66 feet south of the intersection of said east line with the south line of U.S. Highway 64: thence North 78 degrees 22 minutes 47 seconds East leaving Highway 196 a distance of 475.54 feet to a point; thence North 00 degrees 55 minutes 50 seconds West a distance of 920.00 feet to a point; thence North 78 degrees 22 minutes 47 seconds East a distance of 780.30 feet to a point on the east line of the Billy Whitworth tract; thence South 01 degrees 07 minutes 12 seconds East along said east line a distance of 2,015.08 feet to a point on the centerline of the old L. & N. railroad R.O.W.; thence South 71 degrees 13 minutes 01 seconds West along said centerline a distance of 543.91 feet to a point; thence North 00 degrees 14 minutes 44 seconds West a distance of 129.59 feet to a point; thence North 02 degrees 32 minutes 52 seconds East a distance of 200.00 feet to a point; thence North 78 degrees 22 minutes 47 seconds East a distance of 172.00 feet to a point; thence North 89 degrees 37 minutes 12 seconds West a distance of 752.37 feet to a point on the said east line of Highway 196; thence North 00 degrees 55 minutes 50 seconds West along said east line 511.15 feet to the point of beginning and containing 39.2527 acres.

Motion was made by Commissioner Morman, seconded by Commissioner Taylor and unanimously carried by the Board establishing a speed limit on **Railroad Drive** in Civil District 2. Same being as follows:

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 26th day of January, 1999, it being the fourth Tuesday of said month and the regular monthly meeting date of the December 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 (45) miles per hour on Railroad Drive, in its entirety, for a distance of two miles, being located in the 2nd Civil District of Fayette County, Tennessee; and

60-92

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 salary and election of the County Attorney.

Motion was made by Commissioner Harris, seconded by Commissioner Sullivan, that the salary of the County Attorney be increased by 5%. Said motion carried with one Commissioner voting against.

Motion was then made by Commissioner Kelley, seconded by Commissioner Sullivan placing the name of **Troy W. Tomlin** in nomination for election as **County Attorney**. With no other nominations being offered, motion was made by Commissioner Harris that the nominations cease and that Mr. Tomlin be elected by acclamation. Said motion carried with one Commissioner voting "no".

Motion was made by Commissioner Kelley, seconded by Commissioner Burnett, and unanimously carried by the Board appointing the following to the **Agricultural Committee**: Ken Reeves, Rhea Taylor, III, Charles Brewer and Judy Wilder.

The next matter before the Board was the appointment of ten members to the **Fayette County Commission on Aging Board**. Motion was made by Commissioner Logan, seconded by Commissioner Graves and unanimously carried by the Board to table action on this appointment until it has gone back before the Health and Welfare Committee.

Motion was made by Commissioner Wilson, seconded by Commissioner Morris and unanimously carried by the Board appointing **James Lofties** to the **Industrial Development Board**.

Motion was made by Commissioner Sullivan, seconded by Commissioner Kelley, and unanimously carried by the Board appointing the following as **Notaries Public**: District 1: Patricia N. Lessel, Thomas M. Minor; District 9: Michael A. Thomas.

Combined summary of financial statement for the period October 1, 1998 through December 31, 1998, the combined schedule of bonds and notes payable and the combined statement of cash receipts and disbursements were available for the Commissioners.

Chairman Voss requested discussion on the gazebo on the north courthouse lawn. No action was taken.

Reports were called for from the Board of Public Works and the Board of Education, but none presented.

Written reports from the Ambulance Service, Fayette County Commission on Aging, Juvenile Court, General Sessions, and Sheriff's Department were on file .

Reports from the Development Office, Rabies Control and Emergency Management Agency were called for, but none presented.

Commissioner Morris with the County Development Committee asked Jim Smith to review the new county road map. Motion was made by Commissioner Tomlin, seconded by Commissioner Sullivan, and unanimously carried by the Board to accept the new map with a name change of **Old Solomon Road to OLD SOLOMON MILL ROAD.**

Motion was then made by Commissioner Sullivan, seconded by Commissioner Logan, and unanimously carried by the Board accepting **Estate Drive, Fair Meadow Lane, and Fair Meadows Cove** as county roads, but on condition that Hickory Withe has on deposit the necessary funds to complete the roads in the event their city is voided.

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

Commissioner Tomlin reported orally for the Health & Welfare Committee. Chairman Voss advised that a county-wide garbage service was now available in the county.

Commissioner Kelley reported for the Criminal Justice & Public Safety Committee advising that an attorney representing the four cities who have not signed fire contracts because of deletion of a "hold harmless" clause had met with his committee. That committee had recommended an opinion from the Attorney General.

Commissioner Harris made motion, with second by Commissioner Morman, that Commissioner Kelley as Chairman of the Criminal Justice & Public Safety Committee contact Doug Mason with the City of Somerville to work on an agreement until the opinion from the Attorney General is received.

Much discussion followed concerning coverage from now until the opinion is received.

Action was taken on the original motion. This carried unanimously.

Motion was made by Commissioner Kelley, seconded by Commissioner Brewer, and unanimously carried by the Board that the matter concerning the transfer of Juvenile Court from the office of County Clerk to General Sessions Court be referred back to committee.

Motion was made by Commissioner Kelley, seconded by Commissioner Graves, and unanimously carried by the Board approving an agreement between the Fayette County Sheriff's Department and Methodist Healthcare -Fayette Hospital for medical care to inmates at the Fayette County Jail.

Commissioner Harris, Chairman of the Budget Committee, asked Rose S. Sneed, Director of Schools, to review their budget amendment requests. Motion was made by Commissioner Harris, seconded by Commissioner Sullivan, and unanimously carried by the Board adopting the following Resolution amending General Purpose Fund #141 Budget.

R E S O L U T I O N

9.3.6.2.

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the General Purpose Fund #141 Budget Amendment for the fiscal year terminating June 30, 1999 be amended in the following words and figures to-wit:

FAYETTE COUNTY BOARD OF EDUCATION
GENERAL PURPOSE FUND
FUND 141

		INCREASE	DECREASE
71000	INSTRUCTION		
71100	REGULAR INSTRUCTION PROGRAM		
71100 399 SSA	Other Contracted Services	\$3,000.00	
71100 429 HSTW	Instructional Supplies and Materials	\$200.00	
71100 429	Instructional Supplies and Materials		\$10,230.75
71100 722	Regular Instructional Equipment	\$10,230.75	
	TOTAL:	\$13,430.75	\$10,230.75
72000	SUPPORT SERVICES		
72210	REGULAR INSTRUCTION PROGRAM		
72210 399 SSA	Other Contracted Services	\$17,000.00	
72210 355 HSTW	Travel	\$1,700.00	
72210 399 HSTW	Other Contracted Services	\$3,200.00	
72210 457 HSTW	Inservice/Staff Development	\$700.00	
72210 599 HSTW	Other Charges	\$200.00	
72210 432 LIAU	Library Books	\$3,000.00	
	TOTAL:	\$25,800.00	\$0.00

72310	BOARD OF EDUCATION		
72310 399	Other Contracted Services	\$6,644.18	
	TOTAL:	\$6,644.18	\$0.00
72410	OFFICE OF THE PRINCIPAL		
72410 399 TEN	Other Contracted Services		\$3,000.00
	TOTAL:	\$0.00	\$3,000.00
72620	MAINTENANCE OF PLANT		
72620 717 SSA	Maintenance Equipment	\$25,402.00	
	TOTAL:	\$25,402.00	\$0.00
	GRAND TOTAL:	\$71,276.93	\$13,230.75

Total Increase: \$58,046.18

Revenues:	46590 SSA Other State Education Funds	\$45,402.00
	46590 HSTW Other State Education Funds	\$6,000.00
	Total:	\$51,402.00
Reserve:	39000 Undesignated Fund Balance	(\$6,644.18)
Revenue:	Prior Total Available Funds	\$19,455,732.70
	Total Increase This Amendment	\$51,402.00
	Total Available Funds This Amendment	\$19,507,134.70
Expenditure:	Prior Total Estimated Expenditures	\$17,533,625.39
	Total Increase This Amendment	\$58,046.18
	Total Est. Expenditures This Amendment	\$17,591,671.57

FAYETTE COUNTY BOARD OF EDUCATION
GENERAL PURPOSE FUND
FUND 141
JANUARY, 1999

		INCREASE	DECREASE
71000	INSTRUCTION		
71100	REGULAR INSTRUCTION PROGRAM		
71100 116 TRP	Teachers	\$13,000.00	
71100 163 TRP	Aides	\$2,760.00	
71100 201 TRP	Social Security	\$977.00	
71100 204 TRP	State Retirement	\$836.00	
71100 212 TRP	Medicare	\$229.00	
71100 322 TRP	Evaluation and Testing	\$2,000.00	
71100 399 TRP	Other Contracted Services	\$4,000.00	
71100 429 TRP	Instructional Supplies and Materials	\$607.00	
	TOTAL:	\$24,409.00	\$0.00

00	SPECIAL EDUCATION PROGRAM		
00 163	Aides	\$5,000.00	
00 195	Substitute Teachers	\$7,000.00	
00 201	Social Security	\$744.00	
00 204	State Retirement	\$656.00	
00 212	Medicare	\$174.00	
00 311	Contracts w/Other School Systems	\$8,893.00	
00 312	Contracts w/Private Agencies	\$10,000.00	
00 429	Instructional Supplies and Materials	\$4,483.00	
	TOTAL:	\$36,950.00	\$0.00

00	SUPPORT SERVICES		
20	SPECIAL EDUCATION PROGRAM		
20 161	Secretary	\$4,000.00	
20 201	Social Security	\$248.00	
20 204	State Retirement	\$218.00	
20 212	Medicare	\$58.00	
	TOTAL:	\$4,524.00	\$0.00

10	TRANSPORTATION		
10 146 TRP	Bus Driver	\$5,000.00	
10 201 TRP	Social Security	\$310.00	
10 204 TRP	State Retirement	\$208.00	
10 212 TRP	Medicare	\$73.00	
	TOTAL:	\$5,591.00	\$0.00

6000	CAPITAL OUTLAY		
6100	REGULAR CAPITAL OUTLAY		
6100 706	Building Construction	\$230,000.00	
	TOTAL:	\$230,000.00	\$0.00

GRAND TOTAL: \$301,474.00 \$0.00

Total Increase: \$301,474.00

Revenue:	46590 TRP Other State Education Funds	\$30,000.00
	47143 Education of the Handicapped	\$41,474.00
	Total:	\$71,474.00

Reserve: 39000 Undesignated Fund Balance (\$230,000.00)

Revenue:	Prior Total Available Funds	\$19,507,134.70
	Total Increase This Amendment	\$71,474.00
	Total Available Funds This Amendment	\$19,578,608.70

Expenditure:	Prior Total Estimated Expenditures	\$17,591,671.57
	Total Increase This Amendment	\$301,474.00
	Total Est. Expenditures This Amendment	\$17,893,145.57

Motion was then made by Commissioner Harris, seconded by Commissioner Arnett, and unanimously carried by the Board adopting the following Resolutions as presented by Ms. Sneed amending Federal Projects Fund #142 as follows:

R E S O L U T I O N

9.3.6.3.

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the Federal Projects Fund #142, Subfund 985 - Drug Free Schools for the fiscal year terminating June 30, 1999, be amended in the following words and figures to-wit:

FAYETTE COUNTY BOARD OF EDUCATION
FEDERAL PROJECTS FUND
FUND 142
SUBFUND 985 - DRUG FREE SCHOOLS
DECEMBER, 1998

		INCREASE		DECREASE
12000	SUPPORT			
12130	OTHER STUDENT SUPPORT			
12130 499 PUB	Other Supplies and Materials	\$44.00		
12130 499 FFA	Other Supplies and Materials	\$11.00		
	TOTAL:	\$55.00		\$0.00

Total Increase: \$55.00

Revenue:	47590 Drug Free Schools	\$55.00	
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Revenue:	Prior Total Available Funds	\$1,933,502.16	
	Total Increase This Amendment	\$55.00	
	Total Available Funds This Amendment	\$1,933,557.16	

Expenditures:	Prior Total Estimated Expenditures	\$1,933,502.16	
	Total Increase This Amendment	\$55.00	
	Total Estimated Expenditures This Amendment	\$1,933,557.16	

Explanation:

Additional monies received on original allocation

R E S O L U T I O N

9.3.6.4.

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the Federal Projects Fund #142 Budget Amendment, Subfund 990- Pre-School for the fiscal year terminating June 30, 1999, be amended in the following words and figures to-wit:

FAYETTE COUNTY BOARD OF EDUCATION
FEDERAL PROJECTS FUND
FUND 142
SUBFUND 990 - PRE-SCHOOL
JANUARY, 1999

		INCREASE	DECREASE
0000	INSTRUCTION		
1200	SPECIAL EDUCATION PROGRAM		
1200 163	Aides	\$1,897.00	
1200 201	Social Security	\$118.00	
1200 204	State Retirement	\$104.00	
1200 212	Medicare	\$28.00	
1200 429	Instructional Supplies and Materials	\$3,149.00	
	TOTAL:	\$5,296.00	\$0.00

Total Increase: \$5,296.00

Revenue: 47143 Education of the Handicapped \$5,296.00

Revenue: Prior Total Available Funds \$1,933,557.16
Total Increase This Amendment \$5,296.00
Total Available Funds This Amendment \$1,938,853.16

Expenditures: Prior Total Estimated Expenditures \$1,933,557.16
Total Increase This Amendment \$5,296.00
Total Estimated Expenditures This Amendment \$1,938,853.16

Additional amount received for pre-school based on December 1997 census.

R E S O L U T I O N

9.3.6.5.

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the Federal Projects Fund #142 Budget Amendment, Subfund 991 - IDEA for the fiscal year terminating June 30, 1999, be amended in the following words and figures to-wit:

FAYETTE COUNTY BOARD OF EDUCATION
FEDERAL PROJECTS FUND
FUND 142
SUBFUND 991 - IDEA
JANUARY, 1999

		INCREASE		DECREASE
71000	INSTRUCTION			
71200	SPECIAL EDUCATION PROGRAM			
71200 163	Aides	\$5,169.00		
71200 201	Social Security	\$320.00		
71200 204	State Retirement	\$283.00		
71200 212	Medicare	\$75.00		
71200 312	Contracts with Private Agencies			\$9,930.12
	TOTAL:	\$5,847.00		\$9,930.12
72000	SUPPORT			
72120	HEALTH SERVICES			
72120 131	Medical Personnel	\$1,070.00		
72120 201	Social Security	\$66.00		
72120 204	State Retirement	\$59.00		
72120 207	Health Insurance	\$371.12		
72120 212	Medicare	\$16.00		
	TOTAL:	\$1,582.12		\$0.00
72710	TRANSPORTATION			
72710 146	Bus Driver	\$2,211.00		
72710 201	Social Security	\$137.00		
72710 204	State Retirement	\$121.00		
72710 212	Medicare	\$32.00		
	TOTAL:	\$2,501.00		\$0.00
	GRAND TOTAL:	\$9,930.12		\$9,930.12

Total Increase/Decrease: \$0.00

These adjustments are needed to bring salaries in line with raises

Motion was made by Commissioner Harlan, seconded by Commissioner Doyle, to adopt the following Resolution amending the General Fund #101 as approved by the Budget Committee. This amendment would not include additional funds for Juvenile Court which was referred back to Committee. Discussion was made on Line 51500 Election Commission/Legal Services. Said motion then carried with one Commissioner voting "no".

R E S O L U T I O N

9.3.6.6.

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 26th day of January, 1999, it being the fourth Tuesday of the month and the regular monthly meeting day of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the General Fund #101 Budget Amendment for the fiscal year terminating June 30, 1999, be amended in the following words and figures to-wit:

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 26th day of January, 1999, it being the fourth day of the month and the regular monthly meeting date of the County Legislative Body in the Courthouse in Somerville, Tennessee.

That the General Fund #101 Budget Amendment be amended in the following words and figures, to-wit:

**COUNTY GENERAL FUND
BUDGET AMENDMENT
F/Y 98/99
January, 1999**

<u>Adjustment to Revenue Accounts:</u>	INCREASE	DECREASE
43391 Special Commissioner Fees/ Special Master		\$10,000.00
43392 Data Processing Fee-Register	\$10,000.00	
Total Increase/Decrease This Amendment		\$ 00.00
 <u>Adjustment to Expenditure Accounts:</u>		
51500 Election Commission		
331 Legal Services	\$7,000.00	

55500 Libraries		
335 Maintenance & Repair Services- Buildings		\$ 1,840.00
709 Data Processing Equipment	\$ 1,840.00	
52310 Reappraisal Program		
308 Consultants	\$ 4,000.00	
TOTAL	\$12,840.00	\$1,840.00
Prior Estimated Expenditures		\$6,473,079.00
Total Estimated Expenditures This Amendment		\$6,492,079.00
Estimated Ending Fund Balance as of June 30th, 1999		611,373.00
Change in Fund Balance This Amendment		\$ 11,000.00

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Having been reviewed by the Budget Committee and presented with their recommendation for passage, motion was made by Commissioner Harris, seconded by Commissioner Sullivan, and unanimously carried by the Board supporting **A RESOLUTION REQUESTING CHANGES TO STATE LAW CONCERNING SALES TAX REFUNDS** as presented by Blount County.

Reviewed by the Budget Committee and presented with their recommendation for passage, motion was made by Commissioner Harris, seconded by Commissioner Brewer and unanimously carried by the Board approving the building lease on Midland and South East Street for use by the County Extension Office.

Motion was made by Commissioner Harris, seconded by Commissioner Sullivan, and unanimously carried by the Board adopting the following Resolution supporting a highway funds lobby:

R E S O L U T I O N

TO REQUEST THAT THE GENERAL ASSEMBLY ENACT LEGISLATION TO SHARE THE INCREASE IN FEDERAL HIGHWAY FUNDS RECEIVED BY TENNESSEE WITH LOCAL GOVERNMENTS BY INCREASING STATE - AID FUNDS TO COUNTY GOVERNMENTS

WHEREAS, due to changes in the distribution of federal highway monies under the Transportation Equity Act passed this year by the U.S. Congress, the Tennessee Department of Transportation is estimated to receive approximately 76 million dollars more in federal funds than was budgeted for this fiscal year, and,

WHEREAS, there are approximately 84,000 miles of public highways, streets and roads in the State of Tennessee, with only 14,000 miles, or 17%, of these publicly maintained roadways being maintained by the State Department of Transportation, and

WHEREAS, local governments in the State of Tennessee shoulder a great share of the burden of keeping our transportation network safe and convenient for citizens of this State with county governments maintaining 54,000 miles, or over 64% of public highways, streets and roads, and cities maintaining 15,000 miles or 18% of public highways, streets and roads, and

WHEREAS, there are in excess of 19,000 bridges in the State of Tennessee many of which are currently substandard, with the Department of Transportation maintaining 7,300 of which 1,682 or 23% are substandard and local governments maintaining 12,000 with almost 5,000, or 41% being substandard, and

WHEREAS, there are 4,300 bridges over the ten-ton weight limit which are structurally deficient or functionally obsolete, and many of the small bridge repair and replacement projects have been completed meaning most of the bridges that now need replacement will cost \$300,000 to \$400,000 each, and

WHEREAS, county governments in the State of Tennessee are receiving 17.1 million dollars for state-aid roads, which is the same amount of funds they received in fiscal year 1983-84 and county governments are receiving only 9.6 million dollars in bridge construction funds from the state for fiscal year 1998-99 which is less than half of the 20 million dollars received fifteen years ago for fiscal year 1983-84;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Fayette County, meeting in regular session on this 26th day of January, 1999, that the Tennessee General Assembly is strongly urged to increase the level of state-aid funds by 32.9 million dollars to the level of 50 million dollars in the fiscal year 1999-2000 state budget in order to assist local governments of this State in making public roadways and bridges safe.

BE IT FURTHER RESOLVED, that the county clerk shall mail certified copies of this resolution to the members of the Tennessee General Assembly representing the people of Fayette County.

Adopted this 26th day of January, 1999.

Thereupon, said meeting adjourned.

JIM VOSS - Chairman
County Mayor

ATTEST:

Dell T. Graham, County Clerk