

FAYETTE COUNTY LEGISLATIVE BODY

September 05, 2000

Special Call

5/3  
FILE COPY

BE IT REMEMBERED That pursuant to a call in the following words and figures, to-wit:

"Jim Voss, County Mayor of Fayette County, Tennessee, pursuant to the provision of Section 5-5-105 of the Tennessee Code Annotated, Official Edition, the public necessities requiring it, do hereby call a Special Session of the County Commissioners to convene on Tuesday, September 5, 2000, at 7:00 P.M. in the upstairs courtroom of the Courthouse in Somerville, Tennessee, for the following purposes:

1. Vote on a revision of the Growth and Annexation Plan for Fayette County.
2. Appoint five (5) members to represent Fayette County in negotiations with the cities regarding the growth and annexation areas.
3. Vote on Resolution making appropriations for the various funds, departments, institutions, offices and agencies of Fayette County, Tennessee, for fiscal year beginning July 1st, 2000 and ending June 30th, 2001.
4. Vote on Resolution fixing the tax levy in Fayette County, Tennessee, for the fiscal year beginning July 1st, 2000 and ending June 30th, 2001.
5. Vote on Resolution making appropriations to non-profit charitable organizations of Fayette County, Tennessee, for the fiscal year beginning July 1st, 2000 and ending June 30th, 2001.
6. Approval of overall budget for fiscal year 2000/2001.
7. Any other items which might properly be considered for proper operation of the county government.

This 22nd day of August, 2000. "

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

Absent: Commissioners John W. Arnett, Odis Cox and Alonzo Morman, Jr.

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

As recommended by the County Development Committee, motion was made by Commissioner Morris, seconded by Commissioner Taylor and unanimously carried by the Board setting the County Growth and Annexation Plan as a twenty (20) year plan.

As recommendation by the County Development Committee, the following were presented for appointment to represent the county during negotiations with cities on the growth and annexation plan. Presented were David Morris, Earl Dowdy, Rhea Taylor, John Arnett and Gordon Tomlin. Motion was made by Commissioner Kelley, seconded by Commissioner Doyle and unanimously carried by the Board making the appointments as recommended.

Motion was made by Commissioner Tomlin, seconded by Commissioner Kelley to adopt the following resolution, **A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS, DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES, OF FAYETTE COUNTY, TENNESSEE, FOR THE YEAR BEGINNING JULY 1, 2000 AND ENDING JUNE 30, 2001.** Upon roll call, the following Commissioners voted "YES": Commissioners Bonner, Brewer, Burnette, Doyle, Graves, German, Harris, Kelley, Logan, Moore, Morris, Sullivan, Taylor, Thomas, Tomlin and Wilson. (16)

Voting "NO": None.

Absent: Commissioners Arnett, Cox and Morman.

Resolution as adopted:

**A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS, DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF FAYETTE COUNTY, TENNESSEE, FOR THE YEAR BEGINNING JULY 1, 2000 AND ENDING JUNE 30, 2001**

**SECTION 1. BE IT RESOLVED** by the Board of County Commissioners of Fayette County, Tennessee, assembled in special session on the 5th day of September, 2000, 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, 2000 and ending June 30, 2001, according to the following schedule:

**GENERAL FUND**

51100	County Commission	\$	164,011
51220	Beer Board		1,177
51300	County Executive		74,912
51500	Election Commission (Including Voter Registration)		141,328
51600	Register of Deeds		32,023
51710	Development		112,316

51730	Building	78,382
51800	County Buildings	176,122
51810	Other Facilities	4,980
51900	Other General Administration	35,320
52100	Accounting and Budgeting	132,566
52300	Property Assessor's Office	172,547
52400	County Trustee's Office	131,057
52500	County Clerk's Office	170,944
53100	Circuit Court	140,191
53300	General Sessions Court	114,383
53310	General Sessions Judge	113,490
53320	General Sessions Court Clerk	38,087
53400	Chancery Court	147,705
53500	Juvenile Court	72,104
54110	Sheriff's Department	1,282,302
54150	Drug Enforcement	58,449
54210	Jail	851,969
54220	Workhouse	26,466
54310	Fire Prevention and Control	355,945
54410	Civil Defense	68,334
54420	Rescue Squad	32,875
54490	Other Emergency Management	1,000
54610	County Coroner/Medical Examiner	37,845
54900	Other Public Safety	145,027
55110	Local Health Center	51,111
55120	Rabies and Animal Control	65,420
55130	Ambulance/Emergency Medical Services	384,373
55160	Dental Health Program	137,234
55180	Crippled Children Services	2,216
55190	Other Local Health Services	24,000
55310	Regional Mental Health Center	7,500
55390	Appropriation to State	25,761
55520	Aid to Dependent Children	2,500
55590	Other Local Welfare Services	5,465
55720	Sanitation Education/Information	47,060
56300	Senior Citizens Assistance	47,500
56500	Libraries	103,579
56700	Parks and Fair Boards	83,905
57100	Agriculture Extension Service	89,962
57500	Soil Conservation	46,998
58120	Industrial Development	6,390
58220	Airport	26,568
58300	Veterans' Services	855
58400	Other Charges	145,171
58500	Contributions to Other Agencies	22,834
58600	Employee Benefits	625,689
58900	Miscellaneous	1,000
	<b>Total General Fund</b>	<b>\$ 6,866,948</b>

**SOLID WASTE/SANITATION FUND**

55732	Convenience Centers	\$ 261,000
55754	Landfill Operation and Maintenance	442,658

**Total Solid Waste/Sanitation Fund** \$ **703,658**

**DRUG CONTROL FUND**

54150	Drug Enforcement	\$ 9
71400	Student Body Education Program	1,575

**Total Drug Control Fund** \$ **1,584**

HIGHWAY/PUBLIC WORKS FUND

61000	Administration	\$	126,216
62000	Highway and Bridge Maintenance		1,399,700
63100	Operation and Maintenance of Equipment		542,910
65000	Other Charges		189,121
66000	Employee Benefits		394,140
68000	Capital Outlay		1,171,000
91200	Highway & Street Capital Projects		197,500
			-----
	Total Highway/Public Works Fund	\$	4,020,587
			=====

GENERAL PURPOSE SCHOOL FUND

71100	Regular Instruction Program	\$	7,852,794
71200	Special Education Program		1,574,994
71300	Vocational Education Program		640,068
71600	Adult Education Program		73,586
72110	Attendance		62,823
72120	Health Services		47,323
72130	Other Student Support		355,220
72210	Regular Instruction Program		632,635
72220	Special Education Program		229,348
72230	Vocational Education Program		84,488
72260	Adult Programs		131,783
72310	Board of Education		373,383
72320	Office of the Superintendent		164,325
72410	Office of the Principal		717,954
72510	Fiscal Services		142,355
72610	Operation of Plant		1,076,424
72620	Maintenance of Plant		475,459
72710	Transportation		1,325,095
72810	Central and Other		85,061
73300	Community Services		16,613
76100	Regular Capital Outlay		180,425
	Transfers to Other Funds		533,123
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	Total General Purpose School Fund	\$	16,776,279
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SCHOOL FEDERAL PROJECTS FUND

71100	Regular Instruction Program	\$	886,073
71200	Special Education Program		235,681
71300	Vocational Education Program		47,590
72120	Health Services		58,364
72130	Other Student Support		88,243
72210	Regular Instruction Program		198,778
72220	Special Education Program		5,929
72230	Vocational Education Program		36,582
72610	Operation of Plant		15,000
72620	Maintenance of Plant		2,500
72710	Transportation		52,342
	Transfers to Other Funds		992
			-----
	Total School Federal Projects Fund	\$	1,628,074
			=====

CENTRAL CAFETERIA FUND

73100	Food Service	\$	1,744,591
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	Total Central Cafeteria Fund	\$	1,744,591
			=====

GENERAL DEBT SERVICE FUND

81100	General Government Debt Service	\$	57,000
81300	Education Debt Service		1,343,130
			-----
	Total General Debt Service Fund	\$	1,400,130

EDUCATION CAPITAL PROJECTS FUND

91300	Education Capital Projects	\$	12,937,742
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	Total Education Capital Projects Fund	\$	12,937,742
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SECTION 2. BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and the Sheriff and their officially authorized deputies and assistants may severally be entitled to receive under State laws heretofore or hereafter enacted. Expenditures out of commissions, and/or fees collected by the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register 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 duly and conclusively authorized shall be paid over to the Trustee and converted into the General Fund as provided by law.

BE IT FURTHER RESOLVED, that if any fee officials, as enumerated in Section 8-22-101, TCA, operate under provisions of Section 8-22-104, TCA, provisions of the preceding paragraph shall not apply to those particular officials.

SECTION 3. BE IT FURTHER RESOLVED, that any amendment to the budget, except for amendments to the budget for funds under supervision of the Superintendent of Schools, shall be approved as provided in Section 5-9-407. The Superintendent of Schools must receive approval of the Board of Education for transfers within each major category of the budget, and approval of both the Board of Education and Board of County Commissioners for transfers between major categories as required by law.

One copy of each amendment shall be filed with the County Clerk, one copy with the Chairman of the Budget Committee, and one copy with each divisional or departmental head concerned. The reason(s) for each transfer shall be clearly stated; however, this section shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfers within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED, that any appropriations made by this resolution which cover the same purpose for which a specific appropriation is made by statute is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division or department of the County in excess of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation shall constitute the limit to the expenditures of any office, agency, institution, division or department for the year ending June 30, 2001. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

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 2000-01 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, 2001.

SECTION 7. BE IT FURTHER RESOLVED, that the delinquent County property taxes for year 1999 and prior years and the interest and penalty thereon collected during the year ending June 30, 2001 shall be apportioned to the various County funds according to the division of the tax levy for the year 2000. The Clerk and Master and the Trustee 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, 2001.

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, 2000. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 5th day of September, 2000.

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Motion was then made by Commissioner Morris, seconded by Commissioner Brewer to adopt the following Resolution setting the tax levy for the year beginning July 01, 2000.

RESOLUTION FIXING THE TAX LEVY IN  
FAYETTE COUNTY, TENNESSEE  
FOR THE YEAR BEGINNING JULY 1, 2000

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Fayette County, Tennessee, assembled in special session on this 5th day of September, 2000, that the combined property tax rate for Fayette County, Tennessee for the year beginning July 1, 2000, shall be \$1.845 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:

Fund	Rate
-----	-----
General	\$0.7268
Highway/Public Works	0.1659
General Purpose School	0.7023
General Debt Service	0.2500
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Total	\$1.8450
	=====

SECTION 2. BE IT FURTHER RESOLVED that there is hereby levied a gross receipts tax as provided by law. The proceeds of the gross receipts tax herein levied shall accrue 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 5th day of September, 2000.

SECTION 7. BE IT FURTHER RESOLVED, that the delinquent County property taxes for the year 1999 and prior years and the interest and penalty thereon collected during the year ending June 30, 2001 shall be apportioned to the various County funds according to the subdivision of the tax levy for the year 2000. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly.

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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 5th day of September, 2000.

Upon roll call, the following Commissioners voted "YES": Commissioners Bonner, Brewer, Burnette, Doyle, Graves, German, Harris, Kelley, Logan, Moore, Morris, Sullivan, Taylor, Thomas, Tomlin and Wilson.

Voting "NO": None.

Absent: Commissioners Arnett, Cox and Morman.

Thereupon, said Resolution was adopted.

Motion was then made by Commissioner Graves, seconded by Commissioner Burnette to adopt the following Resolution making appropriations to various non-profit charitable organizations. This motion was unanimously carried by the Board adopting the following Resolution:

**A RESOLUTION MAKING APPROPRIATIONS TO NONPROFIT  
CHARITABLE ORGANIZATIONS OF FAYETTE COUNTY,  
TENNESSEE, FOR THE YEAR BEGINNING JULY 1<sup>ST</sup>, 2000,  
AND ENDING JUNE 30<sup>TH</sup>, 2001**

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 5th day of September, 2000.

SECTION 1. That Two Hundred Eleven Thousand, Nine Hundred Eleven Dollars and Eighty-Five Cents (\$211,911.85) be appropriated to nonprofit organizations in Fayette County as reflected below.

<u>ACCT NO</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
51900-320	Fayette County Chamber of Commerce	\$ 25,000.00
55190-310	Fayette County Developmental Center	15,000.00
55310-310	Professional Counseling Services	7,500.00
55190-312	Jackson Area Council on Alcoholism and Drug Dependency	3,000.00
55590-339	Tennessee Opportunity Programs, Inc.	5,465.00
55190-312	Fayette County Citizens for Progress	3,000.00
56300-339	Fayette County Commission on Aging	47,500.00
55190-312	Jack Gean Shelter for Women	3,000.00
58500-310	Delta Human Resource Agency	17,833.85
58500-310	Youth Town	2,500.00
55120-316	Fayette Animal Association	3,000.00
56700-316	Fayette County Athletic League	14,000.00
58500-310	Delta Area Agency on Aging	2,500.00
54310-309	West Fayette Volunteer Fire Department	10,590.80
54310-309	Macon Volunteer Fire Department	14,970.26
54310-309	North Fayette Volunteer Fire Department	10,590.80
54310-309	Northeast Volunteer Fire Department	9,845.36
54310-309	District 15 Volunteer Fire Department	9,845.36
54310-309	District 14 Volunteer Fire Department	6,770.42

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 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 charitable organizations to be fully in compliance with Chapter 0390-2-7 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 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<sup>st</sup>, 2000. This Resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 5<sup>th</sup> day of September, 2000.

Motion was then made by Commissioner Taylor, seconded by Commissioner Kelley to approve the overall budget for the fiscal year 2000/01. Upon roll call, the following Commissioners voted YES: Commissioners Bonner, Brewer, Burnette, Doyle, Graves, German, Harris, Kelley, Logan, Moore, Morris, Sullivan, Taylor, Thomas, Tomlin and Wilson. (16).

Voting NO: None.

Absent: Commissioners Arnett, Cox and Morman. (3)

Thereupon, said motion carried.

Thereupon, said meeting adjourned.

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JIM VOSS - Chairman  
County Mayor

ATTEST:

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Dell T. Graham, County Clerk