

FAYETTE COUNTY LEGISLATIVE BODY

February 27, 2001

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BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee, on the 27th day of February, 2001.

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, Willie German, Ronnie Harris, David Kelley, Sylvester Logan, Calvin Moore, Alonzo Morman, Jr., David Morris, John S. Sullivan, Sr., Rhea "Skip" Taylor, Wayne Thomas, Gordon M. Tomlin and Myles Wilson.

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

The minutes of the prior meeting were acknowledged as presented to the Board. Commissioner Logan asked that the road off of Chapel Road that was presented at the last meeting be reconsidered. Motion was made by Commissioner Graves seconded by Commissioner Kelley and unanimously carried by the Board that this matter be brought back before this Board for consideration after being reviewed by the County Development Committee.

Motion was then made by Commissioner Kelley, seconded by Commissioner German, and unanimously carried by the Board approving the minutes of the January 2001 meeting.

Motion was made by Commissioner Graves, seconded by Commissioner Morris, and unanimously carried by the Board appointing J. Payson Matthews as Back Tax Attorney .

Chairman Voss recommended the appointment of Floyd Bonner to the Agricultural Extension Board. Motion was made by Commissioner Morris, seconded by Commissioner Arnett, and unanimously carried by the Board making the appointment as recommended.

Motion was made by Commissioner Burnette, seconded by Commissioner German and unanimously carried by the Board appointing the following as Notaries Public: Faye Bishop, Marion Francis Cantrel, Daphane Kee, Jean Webb Roberts and Sandra Simmons.

Combined Summary Financial Statements were available for the Commissioners.

Chairman Voss advised the Commissioners that their pay for this meeting would be included in next months payment.

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

Written reports from the Commission on Aging, Sheriff's Department and Juvenile Court were filed.

Commissioner Morris, Chairman of the County Development Committee, advised that the Growth and Annexation Plan would be presented at a later meeting.

Commissioner Morris also advised that his Committee's recommendation for improvement of Leach Road would be presented to the Budget Committee.

Commissioner Morris then presented the recommendation of the County Development Committee to request the Planning Commission to review the Land Use Plan and that their upgraded recommendation be presented to this Board. Motion was made by Commissioner Morris, seconded by Commissioner Morman, and unanimously carried by the Board approving the recommendation.

Motion was made by Commissioner Morris, seconded by Commissioner Taylor and unanimously carried by the Board approving a revised Road Map and List as presented by the Board of Public Works.

Commissioner Morris presented and moved for the adoption of a **Private Act for Adequate Facilities Tax**. Motion was seconded by Commissioner Taylor. Chairman Voss explained that passage of this Resolution by this Board at this time does not make it active. Passage by this Board would only allow this to be acted upon by state legislation. It then would come back before this Board for adoption.

Commissioner Harris then moved for an amendment to Section 6. After discussion, he moved for the deletion of items "e" and "f" and for a change in "g" to read: "Mobile homes with an actual cash value of less than ten thousand dollars (\$10,000) as determined by the foremost insurance companies approval figures for actual cash value". Motion was seconded by Commissioner Graves and unanimously carried by the Board amending the Act.

Commissioner Burnette began discussion for fees on commercial and industrial development. After discussion, motion was made by Commissioner Burnette, seconded by Commissioner Taylor that a \$2.00 per gross square foot fee be added to the Act for new industrial and commercial development under Section 7 as item "b". More discussion followed. Said motion failed.

Motion was then made by Commissioner Morris, seconded by Commissioner Burnette, that a maximum \$.50 fee per gross square foot fee be set for new industrial and commercial development. This to be added to the Act under Section 7, item "b". After discussion voice vote was taken. Roll Call Vote was called for. Voting "YES": Commissioners Arnett, Bonner, Brewer, Cox, Doyle, German, Harris, Kelley, Moore, Morman, Sullivan, Thomas, Tomlin and Wilson. (14)

Voting "NO": Commissioners Burnette, Graves, Logan, Morris, Taylor. (5) Said motion failed.

Commissioner Burnette questioned the population shown on Item 1, Page 1. Discussion followed. Motion was then made by Commissioner Morris, seconded by Commissioner Graves, and unanimously carried by the Board deleting Item 1 in its entirety from Page 1.

Commissioner Burnette then brought for clarification the use of this facility tax or the transfer tax. Chairman Voss verified that both of these could not apply, but this would be the use of one or the other.

Now, roll call vote was taken on the original motion to adopt the resolution. Said motion carried unanimously.

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

As reviewed and approved by the Budget and Public Safety Committees, a Private Act on Fire Protection Fees was presented for approval. Motion was made by Commissioner Kelley, seconded by Commissioner Morman to approve the Act as presented.

Motion was then made by Commissioner Taylor, seconded by Commissioner German and unanimously carried by the Board amending the original motion to "authorize the County Commission to develop a plan to subsidize low income or elderly citizens for their portion of the fire tax."

Vote was then taken on the original motion which unanimously carried.

As reviewed by the Health & Welfare Committee and under the advise of the County Attorney, motion was made by Commissioner Tomlin, seconded by Commissioner Brewer and unanimously carried by the Board making the Park & Recreation Board an advisory committee.

With no other action to be taken by this Board, said meeting adjourned.

JIM VOSS - Chairman
County Mayor

ATTEST:

Dell T. Graham, County Clerk