

FAYETTE COUNTY LEGISLATIVE BODY

March 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 March, 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. Motion was made by Commissioner Kelley, seconded by Commissioner Graves to accept these minutes. Commissioner Morris asked for a correction of item one on Page 409 to show the fourteen commissioner votes to be "NO" and the five votes to be "YES". This correction would show that the motion did fail. Also on this same page under action toward a Private Act on Fire Protection Fees, Commissioner Moore asked that the reading on the second paragraph show "low income elderly citizens".

Motion was then made by Commissioner Kelley, seconded by Commissioner Morris and unanimously carried by the Board approving the Minutes with the corrections.

Now before the Board was the rezoning of Hickory Withe Lakes located in Civil District 7 from R - 1 to R - 3 for a subdivision. Tob Williams of the Planning Commission addressed the Board on this request and advised that this was presented with no recommendation from the Planning Commission. This was, however, reviewed and recommended for passage by the County Development Committee.

The floor was then opened for comments. Addressing the Board in opposition to the rezoning was Mike Alperin; in favor of the rezoning, Doug Swink. Discussion followed. Motion was then made by Commissioner Kelley, seconded by Commissioner Wilson to approve the rezoning request.

Upon Roll Call Vote, the following voted "YES": Commissioners Brewer, Burnette, Cox, Doyle, German, Harris, Kelley, Moore, Morman, Morris, Sullivan, Taylor, Thomas, Tomlin and Wilson. (15)

Voting "NO": Commissioners Graves and Logan. (2)

Not voting: Commissioners Arnett and Bonner. (2)

Thereupon, said motion carried, rezoning the following described property.

Beginning at a point in Orr Road, said point being located in the north line of the Gloston Anderson and wife Lucille Anderson property recorded in Book 260, Page 632; thence south 89 degrees 44 minutes 07 seconds west with the north line of said property recorded in Book 260, Page 632, 1856.17 feet to a point, thence across the Hickory Withe Lakes, III L.L.C. property recorded in Book 497, Page 838 the following calls; north 00 degrees 15 minutes 53 seconds west, 378.00 feet; north 89 degrees 44 minutes 07 seconds east, 74.07 feet; north 00 degrees 15 minutes 53 seconds west, 50.00 feet; south 89 degrees 44 minutes 07 seconds west, 45.00 feet; north 00 degrees 15 minutes 53 seconds west, 379.73 feet to a point in the south line of the Cultra Turf Specialsits, Inc. property recorded in Book 470, Page 790; thence north 90 degrees 00 minutes 00 seconds east with the south line of said property recorded in Book 470, Page 790, 1800.00 feet to a point in said Orr Road; thence south 02 degrees 12 minutes 26 seconds east with said Orr Road, 799.87 feet to the point of beginning and containing 33.654 acres of land.

Motion was made by Commissioner Moore, seconded by Commissioner German and unanimously carried by the Board making the Reapportionment Committee consist of all members of the Budget Committee with the addition of Commissioner Morman.

Motion was made by Commissioner Kelley, seconded by Commissioner Brewer and unanimously carried by the Board appointing the following to the Agricultural Extension Board: Rhea "Skip" Taylor, Ken Reeves and Judy Wilder.

Recommended for appointment to the Planning Commission was JoAnn Allen. Motion was made by Commissioner Kelley, seconded by Commissioner Graves nominating JoAnn Allen. After a voice vote, the following Roll Call Vote was taken. Voting "YES": Commissioners Bonner, Brewer, Doyle, Graves, German, Harris, Kelley, Logan, Taylor, Thomas, Tomlin and Wilson (12)

Voting "NO": Commissioners Arnett, Burnette, Cox, Moore, Morman, Morris and Sullivan. (7)

Thereupon, JoANN ALLEN was appointed to the Planning Commission.

Gordon M. Tomlin was then recommended for appointment to the **Planning Commission**. Motion was made by Commissioner Taylor and seconded by Commissioner Sullivan nominating Gordon M. Tomlin for appointment. The following Roll Call Vote was taken: Voting "YES": Commissioners Arnett, Bonner, Brewer, Burnette, Cox, Doyle, German, Harris, Kelley, Logan, Moore, Morman, Morris, Sullivan, Taylor, Thomas and Wilson. (17)

Voting "NO": Commissioner Graves. (1)

Not voting: Commissioner Tomlin. (1)

Thereupon, **GORDON M. TOMLIN** was appointed to the Planning Commission.

Motion was made by Commissioner Kelley, seconded by Commissioner Brewer, and unanimously carried by the Board appointing the following as Notaries Public: Martha W. Davis, Valerie G. Dowdy, Clara T. Harris, Christy T. Hill, Regina H. Jenkins, Anita Robinson, Shriley A. Rogers, Joyce Wilson Ross and J. A. Wright.

Now before the Board was the **Growth and Annexation Plan**. This was presented with the approval of the Development Committee for passage, but without that of the Budget Committee. Motion was made by Commissioner Taylor, seconded by Commissioner Graves to approve the plan. Discussion followed. Upon taking a voice vote, said motion failed.

Motion was then made by Commissioner Tomlin that we agree with the existing urban growth boundaries as shown on the map and to make all areas outside the urban growth boundaries - except Ames Plantation, flood plains, old Beasley Farm, Government owed property and land held by conservation organizations - as a planned growth area and that the county zoning and planning apply to all areas outside any city limits. Motion was seconded by Commissioner Taylor. Motion carried with two (2) voting against the motion.

Motion was made by Commissioner Kelley, seconded by Commissioner Tomlin, and unanimously carried by the Board adopting the following **Resolutions** - State Project #79185-2216-04 and #79185-2217-04:

**RESOLUTION IN RE: PROPOSAL TO COUNTY OF FAYETTE
STATE PROJECT #79185-2217-04
SR 385: FROM NORTH OF SR 57 (POPLAR AVENUE) TO NORTH OF
SR 193 (MACON ROAD) IN FAYETTE COUNTY.**

WHEREAS, the State of Tennessee, Department of Transportation, submitted the above captioned project proposal for acceptance "as is" to the Fayette County Legislative Body for approval and adoption, and

WHEREAS, a motion was made by Commissioner Kelley and seconded by Commissioner Tomlin, to accept the proposal.

NOW, THEREFORE, BE IT RESOLVED BY THE FAYETTE COUNTY LEGISLATIVE BODY, OF FAYETTE COUNTY, TENNESSEE, IN REGULAR SESSION ON THIS 27th DAY OF MARCH, 2001, THAT THE ABOVE PROPOSAL IS HEREBY ACCEPTED.

**RESOLUTION IN RE: PROPOSAL TO COUNTY OF FAYETTE
STATE PROJECT #79185-2216-04
SR 385: FROM EAST OF SR 86 (US 72) TO NORTH OF
SR 57 (POPLAR AVENUE) IN FAYETTE COUNTY**

WHEREAS, the State of Tennessee, Department of Transportation, submitted the above captioned project proposal for acceptance "as is" to the Fayette County Legislative Body for approval and adoption, and

WHEREAS, a motion was made by Commissioner Kelley and seconded by Commissioner Tomlin, to accept the proposal.

NOW THEREFORE, BE IT RESOLVED BY THE FAYETTE COUNTY LEGISLATIVE BODY, OF FAYETTE COUNTY, TENNESSEE, IN REGULAR SESSION ON THIS 27 DAY OF MARCH, 2001, THAT THE ABOVE PROPOSAL IS HEREBY ACCEPTED.

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

Aubrey Bond addressed the Board for the Board of Education and questioned the road to the new school.

Reports of the Fayette County Commission on Aging, Sheriff's Department and Juvenile Court were filed.

Commissioner Morris, Chairman of the County Development Committee, presented the recommendation of that committee to amend the County Road Permit with Truckline Gas Company to allow the pipeline to transport petroleum liquids instead of natural gas. This action was also approved by the Road Board. Motion was then made by Commissioner Morris, seconded by Commissioner Brewer, and unanimously carried by the Board approving the recommended change.

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

Commissioner Harris, Chairman of the Budget Committee, presented and moved for the approval of the following budget amendments as recommended by the Budget Committee. Motion was seconded by Commissioner Kelley, and unanimously carried by the Board. Same being as follows:

RESOLUTION

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session on this 27th day of March, 2001, it being the fourth Tuesday of the month and the regular monthly meeting 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 00/01
March, 2001**

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
52400 Trustee's Office		
355 Travel	\$ 900.00	
719 Office Equipment	<u> </u>	\$ 900.00
Subtotal-52400	\$ 900.00	\$ 900.00
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNT	\$ 900.00	\$ 900.00
Prior Estimated Expenditures		\$6,884,342.00
Total Estimated Expenditures This Amendment		\$6,884,342.00
Projected Fund Balance before Amendment		\$ 191,162.00
Change in Fund Balance This Amendment		\$ 00.00
Estimated Ending Fund Balance as of June 30 th , 2001		\$ 191,162.00

**FAYETTE COUNTY BOARD OF EDUCATION
GENERAL PURPOSE FUND
FUND 141
MARCH, 2001**

		INCREASE		DECREASE
1000	INSTRUCTION			
1100	REGULAR INSTRUCTION PROGRAM			
1100 429 PART	Instructional Supplies and Materials	\$41,193.36		
1100 429 BEPS	Instructional Supplies and Materials			\$3,660.29
1100 722	Regular Instruction Equipment	\$3,660.29		
	TOTAL:	\$44,853.65		\$3,660.29
2000	SUPPORT SERVICES			
210	REGULAR INSTRUCTION PROGRAM			
210 336 PART	Maintenance and Repair Services-Eq	\$5,240.00		
210 457 PART	In-Service/Staff Development	\$14,750.00		
	TOTAL:	\$19,990.00		\$0.00

72230	VOCATIONAL EDUCATION PROGRAM		
72230 189 ISY	Other Salaries and Wages		\$3,053.00
72230 201 ISY	Social Security		\$190.00
72230 204 ISY	State Retirement		\$167.00
72230 207 ISY	Health Insurance	\$1,545.00	
72230 212 ISY	Medicare		\$44.00
72230 299 ISY	Other Fringe Benefits		\$18.00
72230 499 ISY	Other Supplies and Materials	\$1,120.00	
72230 790 ISY	Other Equipment	\$807.00	
72230 189 OSY	Other Salaries and Wages		\$4,498.00
72230 201 OSY	Social Security		\$279.00
72230 204 OSY	State Retirement		\$246.00
72230 207 OSY	Health Insurance	\$515.00	
72230 212 OSY	Medicare		\$65.00
72230 299 OSY	Other Fringe Benefits		\$26.00
72230 355 OSY	Travel	\$2,100.00	
72230 499 OSY	Other Supplies and Materials	\$2,499.00	
	TOTAL:	\$8,586.00	\$8,586.00
72610	OPERATION OF PLANT		
72610 415	Electricity	\$40,000.00	
72610 434	Natural Gas	\$175,000.00	
	TOTAL:	\$215,000.00	\$0.00
72710	TRANSPORTATION		
72710 412 ISY	Diesel Fuel	\$22,500.00	
72710 412 OSY	Diesel Fuel	\$5,625.00	
72710 425 ISY	Gasoline		\$22,500.00
72710 425 OSY	Gasoline		\$5,625.00
	TOTAL:	\$28,125.00	\$28,125.00
	GRAND TOTAL:	\$316,554.65	\$40,371.29
Total Increase: \$276,183.36			
Revenue:	44170 PART Refunds		\$61,183.36
Reserve:	39000 Undesignated Fund Balance		(\$215,000.00)
Revenue:	Prior Total Available Funds	\$19,265,951.75	
	Total Increase This Amendment	\$61,183.36	
	Total Available Funds This Amendment	\$19,327,135.11	
Expenditure:	Prior Total Estimated Expenditures	\$17,970,200.20	
	Total Increase This Amendment	\$276,183.36	
	Total Estimated Expenditures This Amend	\$18,246,383.56	

FAYETTE COUNTY BOARD OF EDUCATION
FEDERAL PROJECTS FUND
FUND 142
SUBFUND 171 - TITLE I
MARCH, 2001

		INCREASE	DECREASE
000	SUPPORT SERVICES		
210	REGULAR INSTRUCTION PROGRAM		
210 189	Other Salaries and Wages	\$6,702.00	
210 201	Social Security	\$416.00	
210 204	State Retirement	\$339.00	
210 207	Health Insurance	\$1,436.00	
210 212	Medicare	\$98.00	
210 513	Workers' Compensation Insurance	\$25.00	
	TOTAL:	\$9,016.00	\$0.00
000	OTHER USES		
100	OPERATING TRANSFERS		
100 590	Transfers to Other Funds	\$8.11	
	TOTAL:	\$8.11	\$0.00
	GRAND TOTAL:	\$9,024.11	\$0.00

tal Increase: \$9,024.11

venue:	47141 Title I Grant to Local Educ. Agencies	\$9,024.11	
venue:	Prior Total Available Funds	\$2,091,130.97	
	Total Increase This Amendment	\$9,024.11	
	Total Available Funds This Amendment	\$2,100,155.08	
enditures:	Prior Total Estimated Expenditures	\$2,091,130.97	
	Total Increase This Amendment	\$9,024.11	
	Total Estimated Expenditures This Amendment	\$2,100,155.08	

FAYETTE COUNTY BOARD OF EDUCATION
GENERAL PURPOSE FUND
FUND 141
FEBRUARY, 2001

		INCREASE	DECREASE
1000	INSTRUCTION		
1100	REGULAR INSTRUCTION PROGRAM		
1100 207	Health Insurance	\$15,600.00	
	TOTAL:	\$15,600.00	\$0.00

1300	VOCATIONAL EDUCATION PROGRAM		
1300 116	Teacher		\$4,300.00
1300 207	Health Insurance	\$2,000.00	
1300 116 ISY	Teacher	\$22,000.00	
1300 201 ISY	Social Security	\$1,364.00	
1300 204 ISY	State Retirement	\$1,204.00	
1300 212 ISY	Medicare	\$319.00	
1300 299 ISY	Other Fringe Benefits	\$128.00	
	TOTAL:	\$27,015.00	\$4,300.00
1600	ADULT EDUCATION PROGRAM		
1600 429 AB1	Instructional Supplies and Materials		\$10,000.00
	TOTAL:	\$0.00	\$10,000.00
2000	SUPPORT SERVICES		
2110	ATTENDANCE		
2110 207	Health Insurance	\$100.00	
	TOTAL:	\$100.00	\$0.00
2120	HEALTH SERVICES		
2120 207	Health Insurance	\$75.00	
	TOTAL:	\$75.00	\$0.00
2130	OTHER STUDENT SUPPORT		
2130 123	Guidance Personnel		\$1,800.00
2130 207	Health Insurance		\$1,000.00
2130 189 MYS	Other Salaries and Wages	\$62,500.00	
2130 201 MYS	Social Security	\$3,875.00	
2130 204 MYS	State Retirement	\$3,156.00	
2130 212 MYS	Medicare	\$906.00	
2130 299 MYS	Other Fringe Benefits	\$1,387.00	
2130 499 MYS	Other Supplies and Materials	\$4,252.00	
2130 790 MYS	Other Equipment	\$124.00	
	TOTAL:	\$76,200.00	\$2,800.00
2210	REGULAR INSTRUCTION PROGRAM		
2210 129	Librarian		\$7,500.00
2210 201	Social Security		\$600.00
2210 207	Health Insurance		\$6,000.00
	TOTAL:	\$0.00	\$14,100.00
2220	SPECIAL EDUCATION PROGRAM		
2220 105	Director/Supervisor	\$8,119.00	
2220 201	Social Security	\$643.00	
2220 204	State Retirement	\$535.00	
2220 207	Health Insurance	\$400.00	
2220 212	Medicare	\$150.00	
	TOTAL:	\$9,847.00	\$0.00

230	VOCATIONAL EDUCATION PROGRAM		
230 207	Health Insurance	\$100.00	
230 307	Communications		\$2,300.00
230 499	Other Supplies and Materials	\$2,300.00	
230 189 ISY	Other Salaries and Wages	\$53,705.00	
230 201 ISY	Social Security	\$3,330.00	
230 204 ISY	State Retirement	\$2,938.00	
230 212 ISY	Medicare	\$779.00	
230 299 ISY	Other Fringe Benefits	\$312.00	
230 307 ISY	Communications	\$1,634.00	
230 355 ISY	Travel	\$12,744.00	
230 399 ISY	Other Contracted Services	\$14,000.00	
230 499 ISY	Other Supplies and Materials	\$57,118.00	
230 599 ISY	Stipends	\$25,650.00	
230 790 ISY	Other Equipment	\$11,550.00	
230 189 OSY	Other Salaries and Wages	\$54,271.00	
230 201 OSY	Social Security	\$3,365.00	
230 204 OSY	State Retirement	\$2,969.00	
230 212 OSY	Medicare	\$787.00	
230 299 OSY	Other Fringe Benefits	\$315.00	
230 307 OSY	Communications	\$1,634.00	
230 355 OSY	Travel	\$7,716.00	
230 399 OSY	Other Contracted Services	\$7,000.00	
230 499 OSY	Other Supplies and Materials	\$16,793.00	
230 599 OSY	Other Charges	\$13,500.00	
230 790 OSY	Other Equipment	\$7,300.00	
	TOTAL:	\$301,810.00	\$2,300.00

260	ADULT EDUCATION PROGRAM		
260 790 AB1	Other Equipment	\$10,000.00	
260 299 WICC	Other Fringe Benefits	\$3,100.00	
260 355 WICC	Travel	\$1,000.00	
260 399 WICC	Other Contracted Services		\$4,100.00
	TOTAL:	\$14,100.00	\$4,100.00

10	BOARD OF EDUCATION		
10 186	Longevity	\$500.00	
10 331	Legal Services	\$2,000.00	
	TOTAL:	\$2,500.00	\$0.00

20	OFFICE OF THE SUPERINTENDNET		
20 307 ERATE	Communications	\$17,503.04	
	TOTAL:	\$17,503.04	\$0.00

72410	OFFICE OF THE PRINCIPAL			
72410 104	Principals		\$65.00	
72410 139	Assistant Principals		\$2.00	
72410 207	Health Insurance		\$70.00	
72410 307	Communications		\$300.00	
72410 307 ERATE	Communications		\$4,742.45	
72410 307 LIB	Communications		\$300.00	
72410 320	Dues and Memberships		\$165.00	
	TOTAL:		\$5,344.45	\$300.00

72510	FISCAL SERVICES			
72510 207	Health Insurance		\$250.00	
	TOTAL:		\$250.00	\$0.00

610	OPERATION OF PLANT			
610 207	Health Insurance		\$341.00	
610 351 ISY	Rent		\$2,700.00	
610 415 ISY	Electricity		\$1,025.00	
610 351 OSY	Rent		\$2,700.00	
610 415 OSY	Electricity		\$1,025.00	
	TOTAL:		\$7,791.00	\$0.00

620	MAINTENANCE OF PLANT			
620 207	Health Insurance		\$374.00	
	TOTAL:		\$374.00	\$0.00

710	TRANSPORTATION			
710 207	Health Insurance		\$661.00	
710 338	Maintenance & Repair Services-Vehicles		\$1,689.56	
710 425 ISY	Gasoline		\$22,500.00	
710 425 OSY	Gasoline		\$5,625.00	
	TOTAL:		\$30,475.56	\$0.00

GRAND TOTAL: \$508,985.05 \$37,900.00

Total Increase: \$471,085.05

Revenue:	44170 ERATE	Refunds	\$22,245.49
	44520	Insurance Recovery	\$1,689.56
	46820	Income Tax	\$10,950.00
	47590 ISY	Other Federal Thru State	\$235,000.00
	47590 OSY	Other Federal Thru State	\$125,000.00
	47590 MYS	Other Federal Thru State	\$76,200.00
	Total:		\$471,085.05

Revenue:	Prior Total Available Funds	\$18,794,000.73
	Adjustment to Prior Year Contracts	\$865.97
	Total Increase This Amendment	<u>\$471,085.05</u>
	Total Available Funds This Amendment	\$19,265,951.75

Expenditure:	Prior Total Estimated Expenditures	\$17,499,115.15
	Total Increase This Amendment	<u>\$471,085.05</u>
	Total Estimated Expenditures This Amend	\$17,970,200.20

FAYETTE COUNTY BOARD OF EDUCATION
FEDERAL PROJECTS FUND
FUND 142
SUBFUND 185 - DRUG FREE SCHOOLS
FEBRUARY, 2001

		INCREASE	DECREASE
72000	SUPPORT SERVICES		
72130	OTHER STUDENT SUPPORT		
72130 355 FAA	Travel		\$6,000.00
72130 399 FAA	Other Contracted Services	\$5,832.00	
72130 499 FAA	Other Supplies and Materials	\$168.00	
	TOTAL:	\$6,000.00	\$6,000.00

Total Increase/Decrease: \$0.00

FAYETTE COUNTY PUBLIC WORKS DEPARTMENT
2000-2001 HIGHWAY FUND 131

<u>EXPENDITURES</u>	<u>AMENDMENT</u>	<u>AMENDED TOTAL</u>
62000 Highway & Br. Maint.		
62143 Equip. Oper.	-	\$ 2500.00
62147 Truck Drivers	-	4000.00
62149 Laborers	-	13000.00
62168 Temp. Personnel	-	1500.00
62186 Longevity Pay	-	2900.00
62105 Asphalt-Liquid	+	5000.00
	-	\$ 18,900.00
Total 62000:		\$1,380,800.00

00 Oper. & Maint. of Equip.			
36 Maint. & Repair - Equip.	-	\$ 8000.00	\$ 17,000.00
12 Diesel Fuel	+	8000.00	107,000.00
18 Garage Supplies	-	3000.00	7,000.00
25 Gasoline	+	3000.00	30,000.00
Total 63100:	+	0	\$ 542,910.00
00 Other Charges			
52 Utilities	+	\$ 1500.00	\$ 12,000.00
Total 65000:	+	\$ 1500.00	\$ 190,621.00

<u>EXPENDITURES</u>		<u>AMENDMENT</u>	<u>AMENDED TOTAL</u>
000 Capital Outlay			
705 Bridge Construction	-	\$ 10,000.00	\$102,000.00
714 Highway Equipment	-	50,000.00	122,000.00
791 Other Construction	+	77,400.00	295,400.00
Total 68000:	+	\$ 17,400.00	\$1,188,400.00

Total Estimated Expenditures: + 0 \$4,020,587.00

Estimated Fund Balance 6/30/01 - Unchanged

Thereupon, said meeting adjourned.

JIM VOSS - Chairman
County Mayor

ATTEST:

Dell T. Graham, County Clerk