

FILE COPY

(S)  
w

FAYETTE COUNTY LEGISLATIVE BODY

December 17, 2002

BE IT REMEMBERED That the Fayette County Legislative Body met at the Courthouse in Somerville, Tennessee on the 17th day of December, 2002.

Present and presiding Chairman Rhea Taylor. Also present, Dell T. Graham, County Clerk, and the following County Commissioners: Joann C. Allen, Steve Anderson, Joe B. Burnette, Jr., Christopher L. Campbell, Bob Doll, Lee "Sissy" Dowdle, John F. Dowdy, Thomas Howell Fowler, Willie German, Jr., Ronnie Graves, Ronnie Harris, Myles Leifer, David H. Lillard, Sr., Sylvester Logan, George McCloud, Claude D. Oglesby, Jr., Richard D. Vaughan, Myles Wilson and Allen Yancey, Jr.

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

Chairman Taylor opened the floor for the public to address items not included on the Agenda. Addressing the Board was Larry Forrester.

Minutes of the prior meeting were not available at this time.

The item listed on the Agenda as a zoning application will be addressed at the next meeting of this Board.

Motion was made by Commissioner Wilson, seconded by Commissioner Dowdy and unanimously carried by the Board approving the following as Notaries Public: Kimberly S. Castellaw, Margaret A. McElroy and Cynthia A. Nix.

Chairman Taylor announced that **Keep America Beautiful** will address the Board at the January 2003 meeting.

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

The minutes of the November 05, 2002 meeting of the Board of Public Works was presented as their report.

Report from the Sheriff's Department was called for, but none available.

Commissioner Logan reporting for the Development Committee presented their recommendation to accept **Crooked Creek Drive** as a road as approved by the Planning Commission and the Board of Public Works. Commissioner Logan moved to accept this road, with a second being made by Commissioner Leifer. Said motion was unanimously carried.

Commissioner Logan then advised that the **Capital Improvement Plan** reviewed by his committee would be addressed under the Budget Committee report.

Commissioner Logan advised that his committee had approved the purchase of land for extension of the airport. Motion was made by Commissioner Logan, seconded by Commissioner Leifer to allow the County Mayor to sign a contract for the purchase of land for extension of the airport. Said motion carried with one (1) "NO" vote.

It was noted that the **Arlington lagoon** matter went before the Development Committee, but should have gone before the Health & Welfare Committee. This matter will be brought back before the appropriate committee.

Commissioner Logan then presented the recommendation of the Development Committee to accept the **Planning Commission Guidelines** for new members with the deletion of the application form and the registered voter requirement. Commissioner Logan moved for the approval of this action by this Board; second was made by Commissioner Leifer and unanimously carried by the Board.

Commissioner Graves, Chairman of the Criminal Justice & Public Safety Committee reviewed the meeting of that committee and advised that their approval of a 10% match on a Local Law Enforcement Grant would be covered under the Budget Committee report.

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

Commissioner McCloud reported for the Education Committee advising that their approval of an amendment to the Board of Education Budget and a grant for a signal light for Fayette Ware had been referred to the Budget Committee.

Commissioner Doll, Budget Committee Chairman, reported for that committee and presented their recommendation to approve an amendment to the Federal Projects Fund 142. Motion was made by Commissioner Doll, seconded by Commissioner McCloud and unanimously carried by the Board approving same as follows:

FAYETTE COUNTY BOARD OF EDUCATION  
 FEDERAL PROJECTS FUND  
 FUND 142  
 SUBFUND 373 - TITLE I CARRYOVER  
 DECEMBER, 2002

		INCREASE		DECREASE
1000	INSTRUCTION			
1100	REGULAR INSTRUCTION PROGRAM			
1100 116	Teachers	\$131,988.04		
	TOTAL:	\$131,988.04		\$0.00
9000	OTHER USES			
9100	OPERATING TRANSFERS			
9100 590	Transfers to Other Funds	\$686.34		
	TOTAL:	\$686.34		\$0.00
	GRAND TOTAL:	\$132,674.38		\$0.00
Total Increase:	\$132,674.38			
Reserve:	34410 Title I Grant Reserve to Local Ed. Ag.	\$132,674.38		
Revenue:	Prior Total Available Funds	\$3,308,979.84		
	Total Increase This Amendment	\$0.00		
	Total Available Funds This Amendment	\$3,308,979.84		
Expenditures:	Prior Total Estimated Expenditures	\$3,176,305.46		
	Total Increase This Amendment	\$132,674.38		
	Total Estimated Expenditures This Amendment	\$3,308,979.84		

\* \* \* \* \*

Commissioner Doll then reviewed proposals for grants under the Emergency Management Agency, one being a \$17,000.00 grant for a Flood Assistance Program with \$4,275.00 to be the county's match; the other, a \$20,000.00 Domestic Preparedness Weapons of Mass Destruction Grant - non-matching. Motion was made by Commissioner Doll, seconded by Commissioner McCloud and carried by the Board to approve the applications in acceptance of these grants.

Commissioner Doll then presented the recommendation of the Education Committee as approved by the Budget Committee concerning traffic lights at Fayette Ware High School and Jefferson Elementary School. He then moved to approve a Resolution authorizing acceptance of a contract with Tennessee Department of Transportation for school signals. Motion was seconded by Commissioner McCloud and unanimously carried by the Board.

Commissioner Doll then reviewed the Adequate Facilities Tax as approved by the Budget Committee and moved to approve the capital improvement plan, to approve the rate of \$.15 per square foot for commercial / \$.30 per square foot for residential, approve the effective date of July 01, 2003 and to authorize the Mayor to sign proper resolutions and establish administrative procedures with assistance from committees as he sees necessary. Motion was seconded by Commissioner McCloud. Discussion followed. The floor was opened for comments from the public. No one spoke in favor of the motion. Speaking in opposition to the motion were John Pitner, Henry Marks, Harris Armour, Oakland Mayor Mullins and Mike Russell. After more discussion, the following roll call vote was taken. Voting "YES" to adopt the motion: Commissioners Allen, Anderson, Campbell, Doll, Fowler, Graves, Lillard, McCloud. (8).

Voting "No" on the motion: Commissioners Burnette, Dowdy, German, Harris, Leifer, Logan, Oglesby, Vaughan, Wilson and Yancey. (10)

Passed: Commissioner Dowdle.

Thereupon, the motion as presented failed.

Chairman Taylor called for a five minute recess.

Commissioner Doll then reviewed the recommendation of the Budget Committee for appointment of a County Commission Administrative Consultant, but advised there was no need for action on this matter

Motion was made by Commissioner Oglesby, seconded by the Commissioner Dowdy and unanimously carried by the Board approving a ten percent (10%) county match for a law enforcement grant through the Bureau of Justice. This was presented with the recommendation of the Public Safety Committee for approval.

Motion was made by Commissioner Vaughan, seconded by Commissioner Leifer and unanimously carried by the Board giving County Attorney Rosser approval of this Board to complete the forms necessary for Local Government Insurance Cooperative to file for Fayette County's answer to a lawsuit filed in Cheatham County.

With no other items to be brought before this Board, said meeting adjourned.

---

RHEA TAYLOR - Chairman  
Mayor

ATTEST:

---

Dell T. Graham, County Clerk