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FAYETTE COUNTY LEGISLATIVE BODY

July 27, 2004

BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee.

Present and presiding Chairman Christopher L. Campbell. Also present, Dell T. Graham, County Clerk and the following County Commissioners: Joann C. Allen, Steve Anderson, Joe B. Burnette, Jr., 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., Gordon M. Tomlin, Myles Wilson and Allen Yancey, Jr.

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

The floor was opened to the public to address items not on the Agenda. No one came forward to address the Board.

Motion was made by Commissioner owler, seconded by Commissioner Dowdy and unanimously carried by the Board approving the minutes of the June 22<sup>nd</sup>, 2004 meeting of this Board.

Chairman Campbell then closed the meeting for an attorney/client meeting.

With the meeting back in session, Chairman Campbell presented a Resolution to establish a speed limit on Dowdy Road. The floor was opened to the public for comments. With no public comments being offered, the floor was closed to the public. Motion was then made by Commissioner Dowdy, seconded by Commissioner Dowdle and unanimously carried by the Board adopting the following Resolution setting the speed limit on Dowdy Road at 35 MPH for a distance of approximately 3.59 miles. Same being as follows:

RESOLUTION

BE TI RESOLVED, by the Board of County Commissioners and/or County Legislative Body of Fayette County, Tennessee, in regular session assembled on this 27<sup>th</sup> day of July, 2004, being the fourth Tuesday of said month and the regular monthly meeting date of the July term of 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 thirty-five (35) miles per hour on Dowdy Road in its entirety, for a distance of approximately 3.59 miles, being located on the 2<sup>nd</sup> Civil District of Fayette County, Tennessee; and

BE IT FURTHER RESOLVED that any person violating the provisions of this Resolution shall be guilty of a misdemeanor and punished accordingly.

Motion was made by Commissioner McCloud, seconded by Commissioner Dowdle and unanimously carried by the Board appointing the following as Notaries Public: Willie J. Bailey and Myles Wilson.

Mayor Taylor then presented for appointment to the 911 Board Jeff Whitehorn. Motion was made by Commissioner Graves, seconded by Commissioner McCloud and unanimously carried by the Board making the appointment as recommended.

Mayor Taylor then presented for confirmation B. J. Bartholomew as EMA Director. Motion was made by Commissioner McCloud, seconded by Commissioner Allen and unanimously carried by the Board accepting the recommendation.

Mayor Taylor presented for appointment to the Planning Commission Robert Harris and William Clark. Motion was made by Commissioner Wilson, seconded by Commissioner Dowdle to accept this recommendation.

Motion was then made by Commissioner Anderson, seconded by Commissioner Allen to amend the presented motion to cover only William Clark. Discussion followed. The following Roll Call Vote was then taken on the amending motion. Voting in favor of the amendment were Commissioners Allen, Anderson, Doll, Fowler, Graves, Leifer, Logan, McCloud, Tomlin and Yancey. (10)

Voting "NO": Commissioners Burnette, Dowdle, Dowdy, German, Harris, Lillard, Oglesby and Wilson. (8)

Thereupon, the amending motion carried. Motion was then taken and unanimously carried confirming William Clark's appointment to the Planning Commission.

Discussion continued on the second appointment to the Planning Commission. Motion was made by Commissioner Fowler, seconded by Commissioner Dowdy and unanimously carried by the Board to table action on this matter until the next meeting.

Financial Reports from County Officials were filed.

Mayor Taylor reported for his office. One item reviewed was the installation of an elevator in the courthouse. Motion was made by Commissioner Fowler, seconded by Commissioner Leifer and unanimously carried by the Board to proceed in accepting bids for purchase and construction for an elevator for the courthouse.

Mayor Taylor advised that we have received from the prior mayor of Hickory With \$253,883.44 received by them from the State of Tennessee for state shared taxes. These funds have been entered in the General Fund.

Questions and discussion arose on the Oakland Ball Park. It was asked that the County Attorney report to this Board on this matter at the next meeting.

Reports were called for from the Trustee's Office, Board of Education, Board of Public Works, Sheriff and Juvenile Court, but none available.

Commissioner Allen reviewed the meeting of the Development committee.

Commissioner Graves reviewed the meeting of the Criminal Justice & Public Safety Committee and presented for approval a RESOLUTION FOR INTERLOCAL AGREEMENT BETWEEN FAYETTE COUNTY AND THE TOWN OF SOMERVILLE FOR DISPATCH SERVICES. Motion to accept this agreement was made by Commissioner Leifer, seconded by Commissioner Dowdy and unanimously carried by Roll Call Vote. Same being as follows:

County Attorney to enter into negotiations to determine if a settlement of all claims arising out of the matter discussed in the letter received from the Wages Law Firm can be reached by all parties; and, that we authorize the County Attorney to investigate the Morrison lawsuit and file an answer in that matter.

John Jumper with Coastal Securities, Inc. was acknowledged with Sessions Brown.

Commissioner Dowdle acknowledged the prior members of the Road Board for a "job well done".

With no other matters to be brought before the Board, said meeting adjourned.

**Christopher L. Campbell**  
Chairman

**ATTEST:**

**Dell T. Graham County Clerk**