

3

FAYETTE COUNTY LEGISLATIVE BODY

October 26, 2004

FILE COPY

BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee on the 26th day of October, 2004. 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., Gordon M. Tomlin, Myles Wilson and Allen Yancey, Jr.

With all members being present, the following present, the following proceedings were had and entered or record:

Chairman Taylor opened the floor to the public to address items not on the agenda. With no one coming forward, the floor was closed.

Motion was then made by Commissioner Logan, seconded by Commissioner Fowler and unanimously carried by the Board approving the minutes of the September 21st, 2004 Special Session of this Board.

Motion was then made by Commissioner Burnette, seconded by Commissioner Oglesby and unanimously carried by the Board approving the minutes of the September 28, 2004 meeting of this Board with name corrections as noted.

Now before the Board was the request to set a speed limit on Great Oaks Road and Wildwood Road in Civil Districts 7 and 9. Chairman Taylor opened the floor to the public for comments in favor of and in opposition to the request. With no one coming forward, the floor was closed to the public. Motion was then made by Commissioner Anderson, seconded by Commissioner Dowdle and unanimously carried by the Board approving the following Resolution:

RESOLUTION

BE IT RESOLVED, by the Fayette County, Tennessee, Board of County Commissioners, in regular session assembled on the 26th day of October, 2004, being the fourth Tuesday of said month and the regular monthly meeting date of the Fayette County Board of County Commissioners, 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 (30) miles per hour on both Great Oaks Road in its entirety (0.80 miles) and Wildwood Road in its entirety (0.95 miles), both of which are located in both the 7th and 9th Civil Districts 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.

The above is a copy of a Resolution filed in my office on the 28th day of September, 2004, by Commissioner Stephen L. Anderson. Said Resolution may be considered at any meeting of the Fayette County Board of County Commissioners at any time within two weeks after the date said Resolution was filed.

Motion was then made by Commissioner Logan, seconded by Commissioner Oglesby and unanimously carried by the Board approving the following as **Notaries Public**: Mayor Coburn, Rene Dawn Gray, Jennifer L. King, Marion Nuckolls, Dianna Taylor, Marvin Resha Taylor and Danielle M. Whitten.

Motion was then made by Commissioner Burnette. Seconded by Commissioner Leifer to accept the recommendation of the Library Board and approve **Nita Armour** as **Library Board** member. Same was unanimously carried by the Board.

Combined statement of cash receipts, disbursements and balance for July 2004 through September 2004 was filed by the Trustee.

Chairman Taylor reported orally for the Mayor's Office.

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

Commissioner Yancey, Chairman of the **Development Committee**, reported orally for that committee.

Commissioner Lillard reported for the **General Services Committee** noting that the matter of a county law regarding tobacco products would be brought before this Board at the next meeting.

Commissioner Lillard then addressed the Oakland Ball Field and made motion as recommended by the General Services Committee to turn the lease back to the **School Board** for their action. Chairman Doll addressed the issue. Commissioner Lillard then withdrew his motion.

Motion was then made by Commissioner Burnette, seconded by Commissioner Oglesby to surrender the lease back to the School Board. After discussion the following Roll Call Vote was taken. Voting "YES" Commissioners Allen, Burnette, Campbell, Dowdle, Dowdy, German, Harris, Oglesby. (8)

Voting "NO": Commissioners Anderson, Doll, Fowler, Graves, Leifer, Lillard, Logan, McCloud, Tomlin and Yancey. (10)

Passing: Commissioner Wilson. (1)

Said motion failed.

Commissioner Doll then reviewed the minutes of the **Budget Committee**. With the recommendation of that committee for passage, motion was made by Commissioner Doll, seconded by Commissioner Burnette and unanimously carried by Roll Call Vote approving the following amendment to the General Fund:

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 26th day of October, 2004, 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 04/05
October, 2004**

<u>Adjustment to Revenue Accounts:</u>	INCREASE	DECREASE
46980 <u>Other State Grants</u> From 911		\$ 30,000.00
48130 <u>Contributions-Other Governments</u> (Somerville)		\$ 12,873.27
TOTAL INCREASE/DECREASE TO REVENUE ACCOUNTS:		\$ 42,873.27

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
54110 <u>Sheriff</u>		
106 Deputy (ies)		\$ 33,901.00
Subtotal-54110		\$ 33,901.00
54150 <u>Drug Enforcement</u>		
105 Supervisor/Director	\$ 33,901.00	
Subtotal-54150	\$ 33,901.00	
54210 <u>Jail</u>		
148 Dispatchers	\$ 42,873.27	
Subtotal-54210	\$ 42,873.27	

<u>54310 Fire Prevention</u>		
718 Motor Vehicles	\$ 6,250.00	
724 Site Development		<u>\$ 6,250.00</u>
Subtotal-54310	\$ 6,250.00	\$ 6,250.00
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNT	\$ 83,024.27	\$ 40,151.00

Prior Estimated Expenditures	\$9,158,690.00
Total Estimated Expenditures This Amendment	\$9,158,690.00
Projected Fund Balance before Amendment	\$1,089,066.00
Change in Fund Balance This Amendment	\$ 00.00
Estimated Ending Fund Balance as of June 30 th , 2005	\$1,089,066.00

Commissioner Doll and Mayor Taylor then reviewed the **Oakland School addition** with the Board. Motion was made by Commissioner Doll, seconded by Commissioner Leifer and unanimously carried by the Board to give the Mayor the authority to issue the request for proposal and with that to proceed with architect's proposal for design and building, and to give the authority to move forward with the project

Motion was then made by Commissioner Leifer, seconded and unanimously carried appointing the following to review the information to be provided on the Oakland School addition and to report same to the budget committee. Said committee being Mayor Taylor, Chairman; Commissioners Tomlin, Leifer, Fowler, Dowdle and Lillard with Commissioner Wilson serving as a non-voting member.

Commissioner Dowdle requested that County Attorney Rosser prepare a **Memorial Resolution to Layton Watson** to be presented by Commissioners Dowdle, Fowler and Wilson for approval by this Board at the time the **Memorial Resolution to Paul R. Summers** is adopted.

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

Rhea Taylor - Chairman
Mayor

ATTEST:

Dell T. Graham, County Clerk