

FILE COPY

FAYETTE COUNTY LEGISLATIVE BODY

January 24, 2006

BE IT REMEMBERED That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee, on the 24th day of January, 2006. Present and presiding, Chairman Rhea Taylor. Also present, Dell T. Graham, County Clerk and the following County Commissioners: Joann C. Allen, Steve Anderson, 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., Myles Wilson and Allen Yancey, Jr.

Absent : Commissioners Joe B. Burnette, Jr., Christopher L. Campbell and Gordon M. Tomlin.

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

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 Leifer, seconded by Commissioner Dowdle and unanimously carried by the Board approving the minutes of the November 2005 meeting of this Board and the Special Call Meeting of December 2005 with an adjustment to the December minutes.

Kevin Perk, Director of Planning and Development addressed the Board on a rezoning request of 384.25 acres located in Civil District 7 from R - 1 to R - 3 for a single family residential subdivision.

The floor was opened to the public. With no one coming forward to address the Board, the floor was closed to the public.

Motion was then made by Commissioner Logan, seconded by Commissioner Leifer, and unanimously carried by the Board approving the rezoning request.

Motion was made by Commissioner Dowdy, seconded by Commissioner Dowdle and unanimously carried by the Board approving the following as **Notaries Public**: Shannon J. Bing, Scott Brian Boelcke, Marcus Devol Brown, Susan D. Copes, Janice Lazenby Logan, Abigail Davis Givhan, Ida Corinne Glover, Beverly N. Johnson, Keith Tyrone Logan, Vonda Dionne Logan, Bonnie E. Mason, JoAnn Miles, Perry Wayne Mullins, Corletta Murrell, Tricia A. Porter, Terri L. Richmond, Florestine Tanzy and Leslie F. Wilson.

Chairman Taylor submitted **Edna Brewer** and **Ed Reddit** for appointment to the **Fayette County Commission on Aging**. Motion was made by Commissioner Dowdle, seconded by Commissioner Dowdy and unanimously carried by the Board approving the appointment as submitted.

Now before the Board was the election of a **County Attorney**. Motion was made by Commissioner Anderson, seconded by Commissioner Dowdle and unanimously carried by the Board electing **Richard G. Rosser** as **Fayette County Attorney**.

Reports from the Trustee, Public Works Financial Summary, Combined Summary Financial Statement and the Board of Education Financial Summary were filed.

Chairman Taylor reported for the Mayor's Office.

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

Commissioner Yancey reported for the **Development Committee**. Commissioner Yancey then presented the 2006 Public Road List and Map as approved by his committee and moved for the approval of same. Motion was seconded by Commissioner McCloud and unanimously carried by the Board approving the **Public Road/Map list**.

Mayor Taylor then reviewed the **road transfer** from the County to the City of Somerville off Hwy 76 to the **Justice Complex**. After discussion, motion was made by Commissioner Anderson, seconded by Commissioner Oglesby and unanimously carried by the Board authorizing the County Mayor to execute the deed with such changes as he, on advise of counsel, deems necessary.

Motion was made by Commissioner McCloud and seconded by Commissioner Allen to approve the **road repair** to the roads approved by the Development Committee. Motion was made by Commissioner Dowdle and seconded by Commissioner Dowdy to table action on this at this time. Discussion followed. Roll Call Vote was then taken on the motion to table. Voting "YES": Commissioners Dowdle, Dowdy, Harris, Oglesby, Wilson and Yancey. (6)

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

Absent: Commissioners Burnette, Campbell and Tomlin. (3) Said motion failed.

Roll Call Vote was then taken on the **original motion** to approve the road list. Voting "YES": Commissioners Allen, Anderson, Doll, Fowler, German, Graves, Lillard, Logan, McCloud. (9)

Voting "NO": Commissioners Dowdle, Dowdy, Harris, Oglesby, Wilson and Yancey. (6)

Passing: Commissioner Leifer.

Absent: Commissioners Burnette, Campbell and Tomlin.

Said motion failed.

Motion was then made by Commissioner Yancey, seconded by Commissioner Leifer to **reconsider** the matter. Upon Roll Call Vote the following Commissioners voted "YES": Allen, Anderson, Doll, Fowler, German, Graves, Leifer, Lillard, Logan, McCloud and Yancey. (11)

Voting "NO": Commissioners Dowdle, Dowdy, Harris, Oglesby and Wilson. (5) Said motion passed.

Motion was then made by Commissioner Leifer, seconded by Commissioner Anderson to approve the **road repair list**. Upon Roll Call Vote, the following voted "YES": Commissioners Allen, Anderson, Doll, Fowler, German, Graves, Leifer, Lillard, Logan, McCloud and Yancey. (11)

Voting "NO": Commissioners Dowdle, Dowdy, Harris, Oglesby and Wilson. (5)

Said motion carried.

Commissioner Lillard reported for the General Services Committee.

Commissioner Doll then reported for the **Budget Committee**. Motion was made by Commissioner Doll, seconded by Commissioner McCloud and unanimously carried by members present approving the following **amendment** to the **Public Works Budget** as recommended by the Budget Committee. Said being as follows:

2005-2006 Highway Fund 131

<u>EXPENDITURES</u>	<u>AMENDMENT</u>	<u>AMENDED TOTAL</u>
<u>61000 Administration</u>		
320 Dues & Memberships	+ \$225.00	\$3,325.00
599 Other Charges	+ 2,000.00	11,000.00
Total 61000:	+ \$2,225.00	\$153,284.00
<u>62000 Highway & Bridge Maint.</u>		
141 Foremen	+ \$619.00	\$92,285.00
143 Equip. Oper.	+ 12,993.00	196,325.00
147 Truck Drivers	+ 10,057.00	242,790.00
140 Laborers	+ 6,952.00	230,512.00
186 Longevity	- 3,500.00	39,300.00
327 Freight Expenses	- 3,000.00	137,000.00
Total 62000:	+ \$24,121.00	\$1,300,293.00
<u>63100 Oper. & Maint. Equip.</u>		
142 Mechanics	+ \$4,395.00	\$117,257.00
412 Diesel Fuel	+ 10,000.00	100,000.00
425 Gasoline	+ 8,000.00	43,000.00
799 Other Capital Outlay	- 8,000.00	0.00
Total 63100:	+ \$14,395.00	\$434,757.00
<u>66000 Employee Benefits</u>		
201 Social Security	+ \$2,844.00	\$96,610.00
204 Retirement	+ 4,525.00	99,230.00
205 Health Insurance	- 5,137.00	196,375.00
Total 66000:	+ \$2,232.00	\$600,971.00
<u>68000 Capital Outlay</u>		
714 Highway Equipment	+ \$11,000.00	\$211,000.00
791 Other Construction	- 53,973.00	\$529,511.00
Total 68000:	- \$42,973.00	\$2,518,027.00
Total Est. Expenditures	+ \$ 0.00	\$5,261,542.00
Est. Fund Balance 6/30/06		<u>UNCHANGED</u>

Commissioner Doll then reviewed an amendment to the County General Fund as approved by the Budget Committee. Motion was made by Commissioner Doll, seconded by Commissioner Logan and unanimously carried by Roll Call Vote by members present adopting the following Resolution:

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 24th day of January, 2006, 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 05/06
January, 2006**

<u>Adjustment to Undesignated Fund Balance:</u>	INCREASE	DECREASE
39000 Undesignated Fund Balance		<u>\$ 78,000.00</u>
TOTAL INCREASE/DECREASE TO UNDESIGNATED FUND BALANCE		\$ 78,000.00
<u>Adjustment to Reserve Accounts:</u>		
34990 Reserved for Other General Purposes	<u>\$ 78,000.00</u>	
TOTAL INCREASE/DECREASE TO RESERVE ACCOUNT	\$ 78,000.00	

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 24th day of January, 2006, 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 05/06
January, 2006

<u>Adjustment to Reserve Accounts:</u>	INCREASE	DECREASE
34990 Reserved for Other General Purposes		\$ 28,833.12
Subtotal-34990		\$ 28,833.12
TOTAL INCREASE/DECREASE TO RESERVE ACCOUNT		\$ 28,833.12
 <u>Adjustment to Revenue Accounts:</u>		
46980 Other State Grants		\$ 9,628.56
Subtotal-46980		\$ 9,628.56
47990 Other Direct Federal Revenue		\$ 44,574.00
Subtotal-47990		\$ 44,574.00
TOTAL INCREASE/DECREASE TO REVENUE ACCOUNT		\$ 54,202.56
 <u>Adjustment to Expenditure Accounts:</u>		
51100 County Commission		
191 Board & Comm. Member Fees		\$ 1,582.36
Subtotal-51100		\$ 1,582.36
51400 County Attorney		
191 Board & Comm. Member Fees	\$ 1,582.36	
Subtotal-51400	\$ 1,582.36	
51800 County Buildings		
791 Other Construction	\$ 9,628.56	
Subtotal-51800	\$ 9,628.56	
51710 Development		
713 Highway Construction	\$ 28,833.12	
Subtotal-51710	\$ 28,833.12	
54110 Sheriff's Department		
709 Data Processing Equipment	\$ 11,819.00	
Subtotal-54110	\$ 11,819.00	
54310 Fire Prevention and Control		
339 Matching Share	\$ 32,755.00	
Subtotal-54310	\$ 32,755.00	
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS	\$ 84,618.04	\$ 1,582.36
 Prior Estimated Expenditures		
		\$9,516,122.00
Total Estimated Expenditures This Amendment		
		\$9,516,122.00
Projected Fund Balance before Amendment		
		\$4,075,904.00
Change in Fund Balance This Amendment		
		\$ 00.00
Estimated Ending Fund Balance as of June 30 th , 2006		
		\$4,075,904.00

Commissioner Doll reviewed the amendment to the Board of Education Budget as approved by the Budget Committee. Motion was made by Commissioner Doll and seconded by Commissioner German to approve the amendment. After discussion the following Roll Call Vote was taken. Voting "YES": Commissioners Allen, Anderson, Dowdle, Dowdy, German, Harris, Leifer, Lillard, McCloud, Oglesby and Wilson. (11)

Voting "NO": Commissioners Doll, Fowler, Graves. (3)

Passing: Commissioners Logan and Yancey.

Thereupon, the following was approved:

**FAYETTE COUNTY BOARD OF EDUCATION
GENERAL PURPOSE FUND
FUND 141
JANUARY, 2006**

		INCREASE	DECREASE
71000	INSTRUCTION		
71300	VOCATIONAL EDUCATION PROGRAM		
71300 198	Substitute Teachers	\$1,550.00	
71300 730	Vocational Instruction Equipment		\$1,550.00
	TOTAL:	\$1,550.00	\$1,550.00
71600	ADULT EDUCATION PROGRAM		
71600 116 AE	Teachers	\$35,000.00	
71600 201 AE	Social Security	\$2,500.00	
71600 212 AE	Medicare	\$1,000.00	
71600 429 AE	Instructional Supplies and Materials	\$7,000.00	
	TOTAL:	\$45,500.00	\$0.00
72000	SUPPORT SERVICES		
72120	HEALTH SERVICES		
72120 307	Communications	\$400.00	
72120 355	Travel		\$400.00
	TOTAL:	\$400.00	\$400.00
72260	ADULT EDUCATION PROGRAM		
72260 189 AE	Other Salary and Wages	\$35,000.00	
72260 201 AE	Social Security	\$2,500.00	
72260 204 AE	State Retirement	\$3,000.00	
72260 212 AE	Medicare	\$1,000.00	
72260 299 AE	Other Fringe Benefits	\$500.00	
72260 355 AE	Travel	\$5,000.00	
72260 599 AE	Other Charges	\$3,000.00	
	TOTAL:	\$50,000.00	\$0.00
	GRAND TOTAL:	\$97,450.00	\$1,950.00

Total Increase: \$95,500.00

Revenue: 46590 AE Other State Education Funds \$20,055.00
 47590 AE Other Federal Education Funds \$75,445.00
 Total: \$95,500.00

Revenue: Prior Total Available Funds \$21,320,170.28
 Adjustments to Prior Year \$3,215.02
 Total Increase This Amendment \$95,500.00
 Total Available Funds This Amendment \$21,418,885.30

Expenditure: Prior Total Estimated Expenditures \$20,871,568.24
 Total Increase This Amendment \$95,500.00
 Total Estimated Expenditures This Amend. \$20,967,068.24

Vocational needing additional funds for substitute teachers, funds moved from equipment.

Adult education increase to cover expenses incurred by Hardeman County

Health services is needing additional funds in communications for cell phone services, funds being moved from travel.

After discussion motion was made by Commissioner Doll, seconded by Commissioner Fowler and unanimously carried by the Board approving the Budget Committee's recommendation to approve the following budget amendments under the Board of Education Federal Projects:

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROJECTS FUND
 FUND 142
 SUBFUND 671 - TITLE I
 JANUARY, 2006

		INCREASE	DECREASE
71000	INSTRUCTION		
71100	REGULAR INSTRUCTION PROGRAM		
71100 429	Instructional Supplies and Materials	\$94,000.00	\$0.00
	TOTAL:	\$94,000.00	\$0.00
72000	SUPPORT SERVICES		
72610	OPERATION OF PLANT		
72610 415	Electricity	\$10,000.00	
	TOTAL:	\$10,000.00	\$0.00

72710	TRANSPORTATION		
72710 599	Other Charges		\$104,000.00
	TOTAL:	\$0.00	\$104,000.00
	GRAND TOTAL:	\$104,000.00	\$104,000.00

Total Increase/Decrease: \$.00

Amount originally reserved for transportation costs of Public School Choice but not needed for that purpose.

Fayette County Board of Education
Federal Projects Fund 142
School Improvement Grant
January 4, 2006

Increase:

71100,116	Teachers	\$ 11,615.00
71100 189	Other Salaries	4,500.00
71100 201	Social Sec	999.00
71100 204	Retirement	270.00
71100 212	Medicare	234.00
71100 429	Instr. Supplies	100,000.00
71100 513	Workers Comp	255.00
71100 722	Instr. Equipment	50,000.00
72210 524	Staff Development	22,500.00
72710 146	Bus Drivers	3,000.00
71100-201	Social Sec	186.00
71100 204	Retirement	231.00
71100 212	Medicare	44.00
71100 513	Workers Comp	166.00
72710 412	Diesel	3,000.00
72710 425	Gasoline	3,000.00
	TOTAL	\$200,000.00

JUSTIFICATION: These are new funds. This grant was approved on

01/03/06.

As reviewed by the Budget Committee and presented with their recommendation for passage, motion was made by Commissioner Doll, seconded by Commissioner McCloud and unanimously carried by Board members present to approve **tower leases** for a grant for radio towers.

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

Rhea Taylor, Chairman

ATTEST:

Dell T. Graham, County Clerk