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FAYETTE COUNTY LEGISLATIVE BOARD

May 23, 2006

**BE IT REMEMBERED** That the Fayette County Legislative Body met in regular session at the Courthouse in Somerville, Tennessee, on the 23rd day of May 2006. 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 Harris, David H. Lillard, Sr., Sylvester Logan, George McCloud, Claude D. Oglesby, Jr., Gordon M. Tomlin, Myles Wilson and Allen Yancey, Jr.

Absent: Commissioners Ronnie Graves and Myles Leifer.

With a quorum 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 on the Agenda. Addressing the Board were Dana Pittman, Eddie Anthony and Sissy Dowdle.

Motion was made by Commissioner Dowdy, seconded by Commissioner Allen and unanimously carried by the Board approving the minutes of the April 2006 meeting of this Board.

Chairman Taylor then reviewed the zoning application of **Thomas Luck, Jr.** for 68.21 acres of property located in CD 7 to be **rezoned** for development of a residential subdivision. Lauren Oakes addressed this for the Development Committee. Chairman Taylor then opened the floor to the public for comments in favor of or in opposition to the rezoning. With no comments being offered, the floor was closed to the public. Motion was then made by Commissioner Oglesby, seconded by Commissioner Dowdy and unanimously carried by the Board rezoning the property as requested.

Chairman Taylor then reviewed the zoning application of **Tommy Thompson** for 12.54 acres located in CD 7 to be **rezoned** for development of a residential subdivision. Lauren Oakes addressed this for the Development Committee. Chairman Taylor then opened the floor to the public for comments in favor of or in opposition to the rezoning. With no comments being offered, the floor was closed to the public. Motion was then made by Commissioner Allen, seconded by Commissioner Burnette and unanimously carried by the Board rezoning the property as requested.

Motion was made by Commissioner Logan, seconded by Commissioner Dowdy and unanimously carried by the Board election the following as **Notaries Public**: Debra K. Beshires, Jewel Guy Boozer and Kimberly D. Crutcher.

Chairman Taylor then presented for appointment to the **Airport Advisory Board**: R. M. Fletcher, Janice Sennett and Jim Bennett. Motion was made by Commissioner McCloud, seconded by Commissioner Burnette and unanimously carried by the Board making the appointment as presented.

Chairman Taylor then presented for appointment to **Commission on Aging** Lucy Bolden and Charles Byars. Motion was made by Commissioner Dowdle, seconded by Commissioner Oglesby and unanimously carried by the Board making the appointment as recommended.

Presented for appointment to the **Board of Health** were Dr. Frank McKnight, Dr. John Cima, Dr. Whit Middlecoff, Dr. Barton Thrasher, Myles Wilson, Rhea Taylor, Richard C. Swiggart, Dr. Karen Codjoe, Dr. Shane Rasner. Motion was made by Commissioner Dowdy, seconded by Commissioner Fowler and unanimously carried by the Board approving the appointment.

Chairman Taylor reported for the Mayor's Office.

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

Commissioner Yancey then reported for the **Development Committee**. Commissioner Yancey reviewed the "**bedroom**" definition which was referred to this Board for action. Motion was made by Commissioner Yancey, seconded by Commissioner McCloud to approve the presented Resolution defining "**Bedroom**". Discussion followed. Motion was then made by Commissioner Lillard, seconded by Commissioner Logan to table action on this matter until legal questions could be answered. The following Roll Call Vote was taken on the motion to table.

Voting "YES": Commissioners Lillard and Logan. (2)

Voting "NO": Commissioners Allen, Anderson, Burnette, Campbell, Doll, Dowdle, Dowdy, Fowler, German, Harris, McCloud, Oglesby, Tomlin, Wilson and Yancey. (15)

Absent: Commissioners Graves and Leifer.

Said motion failed.

Roll Call Vote was then taken on the original motion. Voting "YES" Commissioners Allen, Anderson, Burnette, Champbell, Doll, Dowdle, Dowdy, Fowler, German, Harris, Lillard, McCloud, Oglesby, Tomlin, Wilson and Yancey. (16)

Voting "NO": Commissioner Logan.

Thereupon, the following Resolution was adopted.

## RESOLUTION

### A RESOLUTION TO AMEND THE FAYETTE COUNTY ZONING RESOLUTION DEFINING PROVISIONS TO GOVERN ON-SITE SUBSURFACE SEWAGE DISPOSAL SYSTEMS AND ADDING A DEFINITION FOR A BEDROOM

WHEREAS, pursuant to Tennessee Code Annotated Sections 13-7-101 and 13-7-102 the Fayette County Chief Legislative Body has adopted a Zoning Resolution and Map for Fayette County; and

WHEREAS, the Fayette County Regional Planning Commission has recommended the amendment to the Zoning Resolution to the Fayette County Chief Legislative Body described below in accordance with said section cited above; and

WHEREAS, pursuant to Tennessee Code Annotated Section 13-7-105 a public hearing was held before this body on Tuesday, the 25th day of April 2006, the time and place of which was published with 15 days advance notice; and

WHEREAS, the proper and safe treatment of sewage and the protection of the Memphis Sands Aquifer which supplies Fayette County's drinking water are of the utmost importance for the public health, safety and welfare; and

WHEREAS, residential dwellings have been constructed which are too large for their approved septic permit and if fully utilized will likely cause septic system failure; and

WHEREAS, disparities have been found between the number of bedrooms on an approved septic system permit and the number of bedrooms built and advertised:

NOW, THEREFORE BE IT RESOLVED BY THE FAYETTE COUNTY LEGISLATIVE BODY:

SECTION 1. That the following language be added to **ARTICLE V – GENERAL PROVISIONS** (additions depicted as underlined):

#### Section 13 Provisions Governing On-Site Subsurface Sewage Disposal Systems

13.1 All buildings, if necessary, shall have on the same lot on which they are situated an adequate site for the installation of an on-site subsurface sewage disposal system and reserve area as required and designed by the Tennessee Department of Environment and Conservation, Division of Groundwater Protection

Prior to the issuance of any building permit, all building plans shall be reviewed for conformance with the restrictions issued by the Division of Groundwater Protection as noted either on the recorded plat of the subdivision or on the application for septic system approval and subsequent permit.

13.2 For the purposes of this section, a bedroom shall be defined according to the definition found in Article VIII (Definitions) of this Resolution.

13.3 A Certificate of Occupancy may be denied to any building if upon final inspection it is determined that the provisions of this section have not been met.

SECTION 2. BE IT FURTHER RESOLVED That the following language be added to ARTICLE VIII – DEFINITIONS (additions depicted as underlined):

1.2.3 Bedroom: Any space serviced by the HVAC system of a dwelling unit which is 100 square feet or greater in size, which is located along an exterior wall, and meets fire exit minimums, but not including the following: hall; bathroom; kitchen; living room - max of one per dwelling unit; dining room, in proximity to the kitchen - max one per dwelling unit; family room/den - max one per dwelling unit, laundry room, closet/dressing room opening off of a bedroom or bath. The Building Commissioner or his/her designee may grant exceptions if a room, by its design, cannot function as a bedroom. Sewing rooms, studios, lofts, game rooms, and any other room serviced by HVAC along an exterior wall which is 100 square feet or greater in size will be considered to be bedrooms unless the room is specifically exempted. If a home office, library or similar room is proposed, it may be exempted from being considered a bedroom if there is no closet except as noted below and at least one of the following is present: a) permanently built in features that encumber a room in such a way that it cannot be used as a bedroom; b) a minimum four foot opening, without doors, into another room or hall; c) a half wall (four foot maximum height) between the room and another room or staircase; d) no reasonable access to a bath/shower without going through another room or flight of stairs; e) a closet with interior dimensions less than three feet wide and one and three-quarter feet deep; f) does not meet fire code exit minimums. The provisions of Chapter 12-1-06, Section .07, Septic Tank Capacity of the "Rules of the Department of Environment and Conservation Division of Groundwater Protection" of the State of Tennessee are incorporated into this definition by reference.

SECTION 3. BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its passage, THE PUBLIC WELFARE REQUIRING IT.

Commissioner Yancey then reviewed the Trash Ordinance as recommended by the Development Committee. Motion was made by Commissioner Yancey, seconded by Commissioner Dowdle to adopt the Development Committee's recommendation. Upon Roll Call Vote the following voted "YES": Commissioners Allen, Anderson, Burnette, Campbell, Doll, Dowdle, Dowdy, Fowler, German, Harris, McCloud, Oglesby, Tomlin, Wilson and Yancey. (15)  
Voting "NO": Commissioners Lillard and Logan.  
Absent: Commissioners Graves and Leffer.  
Said motion carried adopting the following Resolution:

210

RESOLUTION \_\_\_\_\_

A RESOLUTION ADOPTING LITTER, REFUSE, GARBAGE, JUNK AND DEBRIS  
CONTROL REGULATIONS

WHEREAS, pursuant to Tennessee Code Annotated Section 5-1-515, authorizes the Fayette County Chief Legislative Body to adopt these regulations; and

WHEREAS, it is the desire of Fayette County to control the storage and placement of junk, litter, refuse and debris;

NOW THEREFORE BE IT RESOLVED BY THE FAYETTE COUNTY BOARD OF COUNTY COMMISSIONERS THAT THE FOLLOWING IS HEREBY ADOPTED:

**SECTION 1: LITTER, REFUSE, GARBAGE, JUNK AND DEBRIS CONTROL REGULATIONS**

The following requirements shall apply to all unincorporated areas for the purpose of controlling the storage, placement, collection of junk, garbage, litter, refuse, rubbish or discarded material. These regulations are promulgated under authority of *Tennessee Code Annotated*, Section 5-1-115.

- A. No owner, occupant or resident of any real property (land and/or building) shall permit or allow garbage, litter, rubbish, refuse or any combination of the preceding elements to accumulate upon or in such real property, or a vacant dilapidated building or structure so as to endanger the health, safety or welfare of other citizens.
- B. The owner, occupant or resident of real property, where refuse accumulates or has accumulated in violation of these regulations, shall take appropriate measures to gather up or otherwise collect and remove the refuse.
- C. Removal of the refuse in accordance with these regulations shall include the transfer of the refuse to an appropriate and lawful landfill or dumpsite, whether public or private.
- D. If the Enforcing Officer determines that a violation of these regulations exists, the Enforcing Officer shall provide notice to the owner of record of the property upon which the conditions creating the violation is located to remedy the condition immediately within ten (10) days. The notice shall be by personal service on the owner or by mailing by United States mail (certified, return receipt requested) to the owner of record at the last known address. If the whereabouts of such person(s) is unknown and the same cannot be ascertained by the Enforcing Officer in the exercise of reasonable diligence, the Enforcing Officer shall serve notice by publishing the same in a newspaper of general circulation in the county once each week for three consecutive weeks. The above notices, whether by mail or published in a newspaper, shall contain, but not be limited to, the following items:
  1. A brief statement identifying these regulations.
  2. The person, office, address and telephone number of the department or person giving notice.
  3. The cost estimate for remedying the noted conditions, which shall be in conformity with standards of cost in the county.
  4. A brief statement informing the recipient of the notice that an appeal to the *Fayette County Board of Zoning Appeals* may be requested, said request to be received by the Enforcing Officer in writing within ten (10) days of receipt of the notice to the owner or date of the last publication of said notice.
  5. The place where the recipient of the notice can return a copy of the notice indicating a request for a hearing.
  6. A brief description of the property including the property's location utilizing a street address, if available, street name, and tax map and parcel numerical designations.

#### E. Failure to Comply

1. If a person fails or refuses to remedy the condition within ten (10) days after receiving the notice, the appropriate department or person shall immediately cause the condition to be remedied or removed at a cost in conformity with reasonable standards and the cost thereof assessed against the owner of the property. The cost shall be a lien upon the property in favor of the county. These costs shall be placed upon the tax rolls of the county as a lien upon the property and shall be collected in the same manner as the county's taxes are collected, when the county causes a notice thereof to be filed in the office of the register of deeds of the county in which the property lies, second only to liens of the state, county and municipality for taxes, any lien of the county for special assessments and any valid lien, right or interest in such property duly recorded prior to the filing of such notice. Such notice shall identify the owner of record of the real property, contain the property address, describe the property sufficiently to identify it and recite the amount of the obligation secured by the lien.
2. If the person who is the owner of record is a carrier engaged in the transportation of property or is a utility transmitting communications, electricity, gas, liquids, stream, sewerage or other minerals, the ten (10) day period above shall be twenty (20) days, excluding Saturdays, Sundays and legal holidays.

#### F. Appeals

The property owner may request a hearing to the Board as permitted in Section A.5.d. Such hearing shall be held at the next meeting of the Board of Zoning Appeals after the request is made unless a later date is agreed to by the owner. Failure to make the demand for a hearing within the time limit specified shall constitute a waiver of the right to a hearing. Following the hearing, the Board may modify, dismiss or confirm the notice. Any person aggrieved by an order or act of the board, agency or commission under the provisions of this subsection may seek judicial review of the order or act. The decision of the court may be appealed according to the Tennessee Rules of Appellate Procedure. During these reviews, the time period established above shall be stayed during the pendency of a hearing.

#### G. Exceptions

No provision of these regulations shall be construed as applying to any business being operated pursuant to *Tennessee Code Annotated*, Section 68-31-101, et seq.

#### H. Other Procedures

Any proceedings, other than those listed herein, also shall conform to the provisions of *Tennessee Code Annotated*, Section 39-14-504.

### **SECTION 2: DEFINITIONS**

**Garbage** - Food waste, animal waste, dead or decomposing animal matter, and dead or decomposing vegetable matter, and any dead or decomposing matter whether or not it originally constituted human or animal food.

**Junk** - Rubbish and wasted or discarded items, including metal, wood, paper, glass and other objects and, including junk motor vehicles. *The term shall not include items held for sale in a business establishment that holds a valid Tennessee Business License.*

**Litter** - Particles of items of trash, rubbish, wastepaper, or garbage lying or scattered about.

**Refuse** - All items constituting garbage, litter, and rubbish.

**Rubbish** - Useless, rejected, or abandoned waste, waste matter, trash, junk, debris, and fragments of buildings, masonry or wood.

SECTION 4. BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its passage, THE PUBLIC WELFARE REQUIRING IT.

Commissioner Yancey then reviewed the Airport Funding Plan presented to the Development Committee by Mayor Taylor and approved by said Committee. Motion was made by Commissioner Yancey, seconded by Commissioner Fowler to approve the plan submitted. Said motion carried with Commissioner Doll voting "NO".

Commissioner Yancey then reviewed matters reviewed by the Development Committee for Public Works. After discussion, motion was made by Commissioner Campbell, duly seconded and carried by the Board to return the matter concerning removal of a section of Caldwell Road from the county road system.

Motion was made by Commissioner Anderson, seconded by Commissioner Campbell and carried by the Board to table action on returning right-of-way on lots 59 and 60 on Plantation Estates Subdivision to the owners.

Commissioner Yancey then presented Oak Hill Lane and Oak Hollow Cove for acceptance as county roads. After discussion, motion was made by Commissioner Anderson, seconded by Commissioner McCloud that these roads be accepted. Said motion carried with Commissioner Doll voting "NO".

The matter of accepting Ewell Road as a county road was discussed. This was presented with the recommendation of the Development Committee that this not be accepted. Motion was made by Commissioner Yancey, seconded by Commissioner Anderson and unanimously carried by the Board to accept the recommendation and deny acceptance of Ewell Road as a county road.

Motion was made by Commissioner Yancey, seconded by Commissioner Burnette, and unanimously carried by the Board approving the following road repair for cities by the county: Braden - Braden Road; Gallaway - Senator Street; Williston - Allen Street; LaGrange - Ewell Road and Somerville - LaGrange Road; Moscow - Watermill Street; Rossville - Railroad Street; Piperton - Keough Road and Fletcher Drive.

Commissioner Lillard reported for the General Service Committee.

Commissioner Doll reported for the Budget Committee. An amendment to the County General Fund was the first item reviewed. Motion was made by Commissioner Doll, seconded by Commissioner German and unanimously carried by Roll Call Vote approving the following amendment to the General Fund Budget:

### 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 23rd day of May, 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  
May, 2006**

<u>Adjustment to Revenue Accounts:</u>	INCREASE	DECREASE
44135 Sale of Gasoline		\$ 12,026.75
45560 Juvenile Court Clerk		\$ 500.00
46120 Airport Maintenance Program		\$ 5,018.46
46310 Health Department Programs		\$ 28,905.00
<b>TOTAL INCREASE/DECREASE TO REVENUE ACCOUNTS</b>		<b>\$ 46,450.21</b>

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
<u>51100 County Commission</u>		
331 Legal Services	<u>\$56,000.00</u>	
Subtotal-51100	<b>\$56,000.00</b>	
<u>51300 County Mayor</u>		
355 Travel		\$ 100.00
425 Gasoline	<u>\$ 100.00</u>	
Subtotal-51300	<b>\$ 100.00</b>	<b>\$ 100.00</b>

<u>51730 Building</u>		
191 Board & Comm Members Fees		\$ 1,500.00
332 Legal Notices		400.00
338 Maint. & Repair-Vehicles	\$ 1,900.00	
355 Travel		500.00
425 Gasoline	1,250.00	
599 Other Charges		250.00
708 Communication Equipment		<u>500.00</u>
Subtotal-51730	<b>\$ 3,150.00</b>	<b>\$ 3,150.00</b>

<u>51810 Other Facilities</u>		
307 Communication		\$ 1,000.00
335 Maint. & Repair-Buildings	\$ 2,400.00	
415 Electricity		<u>1,400.00</u>
Subtotal-51810	<b>\$ 2,400.00</b>	<b>\$ 2,400.00</b>

<u>52100 Accounting and Budgeting</u>		
162 Clerical Personnel	\$ 1,100.00	
196 In Service Training		\$ 200.00
301 Accounting Services	180.00	
307 Communication		180.00
355 Travel		<u>900.00</u>
Subtotal-52100	<b>\$ 1,280.00</b>	<b>\$ 1,280.00</b>

<u>52300 Property Assessor's Office</u>		
191	Board & Comm. Member Fees	\$ 720.00
317	Data Processing Services	<u>\$ 720.00</u>
	Subtotal-52300	\$ 720.00
<u>53500 Juvenile Court</u>		
196	In Service Training	\$ 1,500.00
355	Travel	\$ 1,500.00
435	Office Supplies	100.00
437	Periodicals	<u>100.00</u>
	Subtotal-53500	\$ 1,600.00
<u>54210 Jail</u>		
707	Building Improvements	<u>\$49,800.00</u>
	Subtotal-54210	\$49,800.00
<u>55110 Local Health Center</u>		
335	Maint. & Repair-Buildings	\$ 500.00
348	Postal Charges	\$ 2,000.00
413	Drugs & Medical Supplies	500.00
435	Office Supplies	<u>1,000.00</u>
	Subtotal-55110	\$ 2,000.00
<u>55160 Dental Health Program</u>		
131	Medical Personnel	\$20,237.00
201	Social Security	1,237.00
204	State Retirement	1,552.00
205	Employee & Dep. Insurance	4,591.00
212	Employer Medicare	288.00
355	Travel	<u>1,000.00</u>
	Subtotal-55160	\$28,905.00
<u>55720 Sanitation Education</u>		
205	Employee & Dep. Insurance	\$ 1,260.00
443	Road Signs	\$ 1,000.00
499	Other Supplies & Materials	<u>260.00</u>
	Subtotal-55720	\$ 1,260.00
<u>57100 Agriculture Extension Service</u>		
307	Communication	\$ 371.00
316	Contributions	<u>\$ 371.00</u>
	Subtotal-57100	\$ 371.00
<u>58220 Airport</u>		
335	Main. & Repair-Buildings	\$ 5,018.46
399	Other Contracted Services	\$ 2,618.00
425	Gasoline	12,026.75
452	Utilities	1,400.00
506	Liability Insurance	<u>1,218.00</u>
	Subtotal-58220	\$19,663.21
<u>58900 Miscellaneous</u>		
509	Refunds	<u>\$ 500.00</u>
	Subtotal-58900	\$ 500.00



<b>TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS</b>	<b>\$167,749.21</b>	<b>\$ 61,949.21</b>
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Prior Estimated Expenditures		\$9,536,233.00
Total Estimated Expenditures This Amendment		\$9,642,033.00
Projected Fund Balance before Amendment		\$4,053,793.00
Change in Fund Balance This Amendment		\$ 105,800.00
Estimated Ending Fund Balance as of June 30 <sup>th</sup> , 2006		\$3,947,993.00

Motion was then made by Commissioner Doll, seconded by Commissioner German and unanimously carried by Roll Call Vote approving the following Resolution amending the County Drug Control Fund Budget:

**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 23<sup>rd</sup> day of May, 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 Drug Control Fund #122 Budget Amendment be amended in the following words and figures, to-wit:

**COUNTY DRUG CONTROL FUND  
BUDGET AMENDMENT  
F/Y 05/06  
May, 2006**

<u>Adjustment to Expenditure Accounts:</u>	<b>INCREASE</b>	<b>DECREASE</b>
<b>54150 Drug Enforcement</b>		
307 Communication		\$ 200.00
319 Confidential Drug Enforcement Payments	\$ 4,000.00	
451 Uniforms		2,000.00
510 Trustee's Commission	200.00	
790 Other Equipment		\$ 2,000.00
<b>TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS:</b>	<b>\$ 4,200.00</b>	<b>\$ 4,200.00</b>

Motion was then made by Commissioner Doll, seconded by Commissioner Allen and unanimously carried by Roll Call Vote approving the following amendment to the Board of Education Budget:

FAYETTE COUNTY BOARD OF EDUCATION  
GENERAL PURPOSE FUND  
FUND 141  
MAY, 2006

		INCREASE	DECREASE
1000	<b>INSTRUCTION</b>		
1100	<b>REGULAR INSTRUCTION PROGRAM</b>		
1100 116	Teacher	\$230,000.00	
1100 117	Career Ladder		\$1,000.00
1100 128	Homebound Teachers	\$200.00	
1100 163	Teacher Assistants		\$8,000.00
1100 198	Substitute Teachers	\$10,000.00	
1100 204	State Retirement		\$10,000.00
1100 207	Health Insurance		\$35,000.00
1100 355	Travel (Homebound)	\$560.00	
1100 399	Other Contracted Services	\$50,832.00	
1100 429	Instructional Supplies and Materials		\$10,000.00
1100 449	Textbooks		\$7,800.00
1100 722	Regular Instruction Equipment		\$15,905.45
	<b>TOTAL:</b>	<b>\$291,592.00</b>	<b>\$87,705.45</b>
1200	<b>SPECIAL EDUCATION PROGRAM</b>		
1200 207	Health Insurance		\$7,000.00
	<b>TOTAL:</b>	<b>\$0.00</b>	<b>\$7,000.00</b>
1300	<b>VOCATIONAL EDUCATION PROGRAM</b>		
1300 116	Teachers		\$25,000.00
1300 198	Substitute Teachers	\$150.00	
	<b>TOTAL:</b>	<b>\$150.00</b>	<b>\$25,000.00</b>
1600	<b>ADULT EDUCATION PROGRAM</b>		
1600 116 AE	Teachers		\$25,000.00
1600 429 AE	Instructional Supplies and Materials		\$3,150.00
	<b>TOTAL:</b>	<b>\$0.00</b>	<b>\$28,150.00</b>
2000	<b>SUPPORT SERVICES</b>		
2110	<b>ATTENDANCE</b>		
2110 162	Clerical	\$1,023.00	
2110 355	Travel	\$700.00	
2110 499	Other Supplies and Materials		\$700.00
	<b>TOTAL:</b>	<b>\$1,723.00</b>	<b>\$700.00</b>
72120	<b>HEALTH SERVICES</b>		
72120 207	Health Insurance		\$800.00
	<b>TOTAL:</b>	<b>\$0.00</b>	<b>\$800.00</b>

72130	OTHER STUDENT SUPPORT	
72130 123	Assessment Personnel	\$7,291.00
72130 207	Health Services	\$2,660.00
	TOTAL:	\$0.00 \$9,951.00
72210	REGULAR INSTRUCTION PROGRAM	
72210 207	Health Insurance	\$8,050.00
72210 355	Travel	\$5,000.00
72210 432	Library Books/Media	\$45,000.00
72210 499	Other Supplies and Materials	\$4,000.00
	TOTAL:	\$5,000.00 \$57,050.00
72220	SPECIAL EDUCATION PROGRAM	
72220 162	Clerical Personnel	\$3,000.00
72220 207	Health Insurance	\$3,188.00
	TOTAL:	\$0.00 \$6,188.00
72260	ADULT EDUCATION	
72260 105 AE	Supervisor/Director	\$3,150.00
72260 189 AE	Other Salaries and Wages	\$27,000.00
72260 201 AE	Social Security	\$1,800.00
72260 204 AE	State Retirement	\$2,400.00
72260 207 AE	Health Insurance	\$475.00
72260 524 AE	In-Service Staff Development	\$1,875.00
72260 105 WICC	Supervisor/Director	\$5,000.00
72260 189 WICC	Other Salaries and Wages	\$7,643.00
72260 201 WICC	Social Security	\$1,631.00
72260 207 WICC	Health Insurance	\$1,500.00
72260 355 WICC	Travel	\$225.00
	TOTAL:	\$48,424.00 \$4,275.00
72310	BOARD OF EDUCATION	
72310 210	Unemployment Compensation Insurance	\$12,000.00
72310 320	Dues and Memberships	\$898.00
72310 331	Legal Services	\$12,000.00
72310 513	Workers' Compensation Insurance	\$10,000.00
	TOTAL:	\$12,898.00 \$22,000.00
72320	OFFICE OF THE SUPERINTENDENT	
72320 320	Dues and Memberships	\$2,000.00
72320 355	Travel	\$2,000.00
	TOTAL:	\$2,000.00 \$2,000.00
72410	OFFICE OF THE PRINCIPAL	
72410 207	Health Insurance	\$5,220.00
72410 320	Dues and Memberships	\$500.00
	TOTAL:	\$500.00 \$5,220.00
72610	OPERATION OF PLANT	
72610 201	Social Security	\$4,930.00
72610 204	State Retirement	\$5,000.00
72610 207	Health Insurance	\$600.00
72610 212	Medicare	\$750.00
	TOTAL:	\$4,930.00 \$6,350.00

2620	MAINTENANCE OF PLANT	
2620 201	Social Security	\$1,630.00
2620 204	State Retirement	\$1,518.00
2620 207	Health Insurance	\$1,214.00
2620 212	Medicare	\$325.00
	TOTAL:	\$1,630.00 \$3,057.00

2710	TRANSPORTATION	
2710 201	Social Security	\$1,917.00
2710 204	State Retirement	\$3,978.00
2710 207	Health Insurance	\$1,290.00
2710 212	Medicare	\$130.00
2710 412	Diesel	\$75,000.00
2710 453	Vehicle Parts	\$35,000.00
	TOTAL:	\$111,917.00 \$5,398.00

400	EARLY CHILDHOOD EDUCATION	
400 117	Career Ladder	\$1,000.00
400 201	Social Security	\$62.00
400 204	State Retirement	\$55.00
400 212	Medicare	\$15.00
	TOTAL:	\$1,132.00 \$0.00

500	DEBT SERVICE	
530	INTEREST - EDUCATION	
530 613	Interest on Other Loans Payable	\$5,652.49
	TOTAL:	\$5,652.49 \$0.00

GRAND TOTAL: \$487,548.49 \$270,844.45

Total Increase: \$216,704.04

Reserve: 39000 Undesignated Fund Balance (\$214,021.96)

Revenues: 46511 Basic Education Program \$398,128.00  
 47143 Spec. Ed. - Grants to States \$8,299.00  
 47210 WICC Job Training Partnership \$15,999.00  
 49800 Transfers (Food Service) \$8,300.00  
 Total: \$430,726.00

Revenue: Prior Total Available Funds \$21,506,618.14  
 Total Increase This Amendment \$430,726.00  
 Total Available Funds This Amendment \$21,937,344.14

Expenditure: Prior Total Estimated Expenditures \$21,274,464.04  
 Total Increase This Amendment \$216,704.04  
 Total Estimated Expenditures This Amend. \$21,491,168.08

FAYETTE COUNTY BOARD OF EDUCATION  
 FEDERAL PROJECTS FUND  
 FUND 142  
 SUBFUND 675 - CSR GRANTS  
 MAY, 2006

		INCREASE	DECREASE
71000	INSTRUCTION		
71100	REGULAR INSTRUCTION PROGRAM		
71100 399 NW	Other Contracted Services	\$12,000.00	
71100 429 NW	Instructional Supplies and Materials		\$14,000.00
71100 722 NW	Regular Instruction Equipment	\$2,000.00	
	TOTAL:	\$14,000.00	\$14,000.00

Total Increase/Decrease: \$0.00

FAYETTE COUNTY BOARD OF EDUCATION  
 FEDERAL PROJECTS FUND  
 FUND 142  
 SUBFUND 676 - TITLE V PART A  
 MAY, 2006

		INCREASE	DECREASE
71100	INSTRUCTION		
71100	REGULAR INSTRUCTION PROGRAM		
71100 722	Regular Instruction Equipment	\$17.00	
	TOTAL:	\$17.00	\$0.00

Total Increase: \$17.00

Revenue: 47142 Innovative Programs \$17.00

Revenue: Prior Total Available Funds \$4,604,757.82  
 Total Increase This Amendment \$17.00  
 Total Available Funds This Amendment \$4,604,774.82

Expenditures: Prior Total Estimated Expenditures \$4,604,757.82  
 Total Increase This Amendment \$17.00  
 Total Estimated Expenditures This Amendment \$4,604,774.82

To adjust to grant allocation

FAYETTE COUNTY BOARD OF EDUCATION  
 FEDERAL PROJECTS FUND  
 FUND 142  
 SUBFUND 680 - TITLE II PART A  
 MAY, 2006

		INCREASE	DECREASE
72000	SUPPORT SERVICES		
72210	REGULAR INSTRUCTION PROGRAM		
72210 185	Educational Incentive	\$3,197.00	
72210 189	Other Salaries	\$4,307.21	
72210 201	Social Security	\$436.00	
72210 204	State Retirement	\$440.00	
72210 212	Medicare	\$256.00	
72210 524	In-Service/Staff Development		\$8,699.21
	TOTAL:	\$8,636.21	\$8,699.21

Total Decrease: (\$63.00)

Revenue: 47189 Eisenhower Professional Development (\$63.00)

Revenue: Prior Total Available Funds \$4,604,820.82  
 Total Decrease This Amendment (\$63.00)  
 Total Available Funds This Amendment \$4,604,757.82

Expenditures: Prior Total Estimated Expenditures \$4,604,820.82  
 Total Decrease This Amendment (\$63.00)  
 Total Estimated Expenditures This Amendment \$4,604,757.82

FAYETTE COUNTY BOARD OF EDUCATION  
 FEDERAL PROJECTS FUND  
 FUND 142  
 SUBFUND 691 - I D E A  
 MAY, 2006

		INCREASE	DECREASE
71000	INSTRUCTION		
71200	SPECIAL EDUCATION PROGRAM		
71200 189	Other Salaries and Wages		\$41,300.00
71200 201	Social Security		\$2,560.00
71200 204	State Retirement		\$2,531.00
71200 207	Medical Insurance		\$13,849.00
71200 212	Medicare		\$598.00
71200 312	Contracts W/Private Agencies	\$37,991.01	
71200 399	Other Contracted Services	\$64,382.74	
71200 429	Instructional Supplies and Materials		\$20,545.75
71200 499	Other Supplies and Materials		\$20,990.00
	TOTAL:	\$102,373.75	\$102,373.75

Total Increase/Decrease: \$.00

**FAYETTE COUNTY BOARD OF EDUCATION**  
**FEDERAL PROJECTS FUND**  
**FUND 142**  
**SUBFUND 693 - BEHAVIOR MANAGEMENT PROGRAM**  
**MAY, 2006**

		INCREASE	DECREASE
1000	INSTRUCTION		
1200	SPECIAL EDUCATION PROGRAM		
1200 355	Travel	\$5,282.82	
1200 599	Other Charges		\$5,282.82
	TOTAL:	\$5,282.82	\$5,282.82

Total Increase/Decrease: \$ .00

**FAYETTE COUNTY BOARD OF EDUCATION**  
**FEDERAL PROJECTS FUND**  
**FUND 142**  
**SUBFUND 695 - TITLE II PART D**  
**MAY, 2006**

		INCREASE	DECREASE
1000	INSTRUCTION		
1100	REGULAR INSTRUCTION PROGRAM		
1100 429	Instructional Supplies and Materials		\$403.72
	TOTAL:	\$0.00	\$403.72
2000	SUPPORT SERVICES		
2210	REGULAR INSTRUCTION PROGRAM		
2210 524	In-Service/Staff Development	\$389.72	
	TOTAL:	\$389.72	\$0.00
	GRAND TOTAL:	\$389.72	\$403.72

Total Decrease: (\$14.00)

Revenue: 47189 Eisenhower Professional Development (\$14.00)

Revenue: Prior Total Available Funds \$4,604,774.82  
 Total Decrease This Amendment (\$14.00)  
 Total Available Funds This Amendment \$4,604,760.82

Expenditures: Prior Total Estimated Expenditures \$4,604,774.82  
 Total Decrease This Amendment (\$14.00)  
 Total Estimated Expenditures This Amendment \$4,604,760.82

Motion was then made by Commissioner Doll, seconded by Commissioner German and unanimously carried by Roll Call Vote approving the following amendment to the Public Works Budget:

PROPOSED BUDGET AMENDMENT No. 3

2005-2006 Highway Fund 131

<u>REVENUE</u>		<u>AMENDMENT</u>	<u>AMENDED TOTAL</u>
4530 Sale of Equipment	+	\$11,000.00	\$61,000.00
Total Est. Revenues	+	\$11,000.00	\$5,264,128.00

XPENDITURES

1000 Administration

351 Rentals	+	\$1,000.00	\$4,000.00
Total 61000:	+	\$1,000.00	\$154,284.00

2000 Highway & Bridge Maint.

468 Chemicals	-	\$10,000.00	\$0.00
Total 62000	-	\$10,000.00	\$1,281,548.00

3100 Oper. & Maint. Of Equip.

336 Maint. & Repair Equip.	+	\$2,000.00	\$25,000.00
418 Equip. & Machinery Parts	+	6,000.00	106,000.00
425 Gasoline	+	2,000.00	45,000.00
450 Tires & Tubes	-	2,000.00	28,000.00
Total: 63100:	+	\$8,000.00	\$442,757.00

PENDITURES

AMENDMENT

AMENDED TOTAL

000 Other Charges

510 Trustee's Commission	+	\$2,000.00	\$46,000.00
Total 65000:	+	\$2,000.00	\$202,210.00

000 EMPLOYEE BENEFITS

210 Unemployment Comp.	-	\$17,000.00	\$41,200.00
513 Workman's Comp.	-	31,374.00	117,182.00
Total 66000:	- \$	48,374.00	\$552,597.00



**100 CAPITAL OUTLAY**

714 Highway Equip.	+	\$109,000.00	\$322,745.00
791 Other Construction:	+	17,374.00	575,718.00
Total Construction:	+	\$126,374.00	\$2,675,979.00
Total Est. Expenditures	+	\$79,000.00	\$5,369,375.00
Excess of Est. Revenues Over (Under) Est. Expenditures		(\$68,000.00)	(\$105,247.00)
Beginning Balance (Audit), July 1			\$1,005,486.00
Ending Balance, June 30			\$900,239.00

Motion was made by Commissioner Doll, seconded by Commissioner Allen and unanimously carried by Roll Call Vote approving an amount not to exceed \$2,000 for a Hickory Withe Fire Station Engineering Study.

Discussion now covered the Justice Complex Center. Motion was made by Commissioner Doll and seconded by Commissioner Dowdy to borrow \$5.95 million and to proceed with the necessary action. Commissioner Lillard continued discussion. Roll Call Vote was taken to cut off debate and proceed with the main motion. Voting "YES": Commissioner Logan.

Voting "NO": Commissioners Allen, Anderson, Burnette, Campbell, Doll, Dowdle, Dowdy, Fowler, German, Harris, Lillard, McCloud, Oglesby, Tomlin, Wilson and Yancey. (16)  
Absent: Commissioners Graves and Leffer.

Motion failed.

After further discussion, motion was made by Commissioner Doll, seconded by Commissioner Dowdy to approve \$5.95 million to be separated for the Justice Complex Center over a twenty-three (23) year period and Schools over eight (8) years. Upon Roll Call Vote, said motion carried with all members present voting "YES".

Commissioner Doll then advised that the Budget Committee expected to present their recommendation on the 2006/07 Budget before this Board at the June 2006 meeting.

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

\_\_\_\_\_  
Rhea Taylor - Chairman

ATTEST:

\_\_\_\_\_  
Dell T. Graham, County Clerk