

FILE COPY

⑤

FAYETTE COUNTY LEGISLATIVE BODY

September 11, 2007

BE IT REMEMBERED that the Fayette County Legislative Body met in continuation of the regular session from August 28, 2007, at the Courthouse in Somerville, Tennessee, on the 11th day of September, 2007. Present and presiding was Chairman Rhea Taylor. Also present were the following: Sue W. Culver, County Clerk, James R. Riles, Sheriff, and the following County Commissioners: Ed Allen, Joann Allen, Steve Anderson; Charles Brewer, Joe B. Burnette, Jr., Larry Cook, Odis Cox; Lee "Sissy" Dowdle; John F. Dowdy, Ron Gant, Willie German, Jr.; Ronald Harris, Thomas Karcher, Bill Kelley, David Lillard, Sylvester Logan, George McCloud, Claude Oglesby, and Myles Wilson.

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

Motion was made by Commissioner Harris, seconded by Commissioner Cook to proceed with the agreement between the County and Chickasaw Electric to construct a new radio tower at 13415 Highway 193 west of Williston, Tennessee, where Chickasaw Electric currently has a tower. Chickasaw will provide normal maintenance to the property, and remove the old tower once the new one is operational. The Board voted unanimously to adopt the agreement as follows:

"Chickasaw Electric Coop (CEC) owns a 1.11 acre lot at 13415 Hwy 193 west of Williston, Tn. Situated on this lot is a 180 foot radio tower that CEC uses for communication purposes.

Fayette County (County) will build and operate a new 250 foot tower along with a building to house radio equipment on this site. The County will provide CEC with an antenna at the top of the tower, communications cable, and space inside the building for its radio equipment. CEC will install a 2nd antenna and cable at a lower position on the tower. CEC will be able to connect to the County's electric power system including back-up. Once the new system is operational, CEC will remove the old tower.

After the initial installation, any proposal to add equipment to the tower by other entities will require approval of both the County and CEC.

CEC will provide Normal maintenance of the property (control grass, weeds, etc) And the County will provide normal maintenance of the tower and building. Expenses for non-normal maintenance (light replacement on tower, etc.) will generally be shared on a 75% County and 25% CEC basis.

This agreement will have an initial term of twenty years and will continue thereafter. After the initial term, either party may cancel this agreement by providing five year written notice to the other party. The two parties may mutually agree to amend the agreement at any time."

Motion was made by Commissioner Harris, seconded by Commissioner Burnette, to reject the budget proposed by the school board and approve the amount of \$250,000 sales tax collections, \$500,000 from property tax collections plus an additional \$140,000 in property tax collections for a 3% cost of living raise .

Commissioner Wilson then yielded the floor to Jane Wiseman, Chief Negotiator for the Teacher's Association , and residing at 845 Slayden Road Moscow, Tennessee. Ms. Wiseman requested that the Board reconsider teacher's pay schedules for the coming year.

After some discussion, the following roll call vote resulted:

Voting "YES": Commissioners Ed Allen, Joann Allen, Anderson, Burnette, Cook, Cox, Dowdle, Dowdy, Gant, German, Harris, Karcher, Lillard, and Oglesby(14).

Voting "NO" : Commissioners Brewer, Logan, McCloud, and Wilson(4)

Commissioner Harris moved for adjournment. Commissioner Dowdy stated that he would like to yield the floor to Jerry Ray, Fayette County Fire Chief who addressed the Board to again recommend the placement of a full-time firefighter at each fire station in the County for 8 hour shifts, stating that the benefits to the citizens of the county would outweigh the costs.

Commissioner Anderson then seconded the motion to adjourn. With 13 Commissioners voting "Yes" and 5 voting "No", the meeting was adjourned.

Rhea Taylor, County Mayor

Sue Culver, County Clerk