

FAYETTE COUNTY LEGISLATIVE BODY

MARCH 1, 2011

6.1
File
Copy

BE IT REMEMBERED that the Fayette County Legislative Body met in regular session at the Bill G. Kelley Criminal Justice Complex in Somerville, Tennessee on the 1st day of March, 2011. Due to the untimely passing of Commissioner Tom Karcher on February 22, 2011, the regularly scheduled meeting was recessed for one week. Present and presiding was Chairman Rhea Taylor. Also present were Sue W. Culver, County Clerk; James R "Bobby" Riles, Sheriff; and the following County Commissioners: Ed Allen, Joann Allen, Steve Anderson, Charles Brewer, Odis Cox, Lee "Sissy" Dowdle, Ronald Harris, Reggie Howard, Bill Kelley, Terry Leggett, David Lillard, Sylvester Logan, Claude Oglesby, Steve Reeves, Raymond Seals, Larry Watkins, and Myles Wilson.

Willie German Jr. was absent. A quorum was declared with 17 Commissioners present.

Hattie Williams of Somerville addressed the Commission and announced that many teachers and parents are showing their pride in Fayette County Schools by wearing red on Tuesdays, as long as the current legislature is in session. She encouraged each member of the commission and citizens at large to do so. Also she asked Commissioners to please speak to our legislators and encourage them to support bills that will benefit Fayette County and our school system.

Commissioner Reeves moved that the minutes from January 25, 2011 be approved. The motion was seconded by Commissioner Brewer and passed unanimously.

Commissioner Wilson moved that the following be approved as notaries: Clara Albright-Brown, Kathy W. Beydler, George A. Brown, Amy Kristen Caylor, Kathi Crawford, Jean Y. Jenkins, Zackry Labarreare, William David Reeves, Beverly A. Spain, and Brenda S. Springer. The motion was seconded by Commissioner Dowdle and passed unanimously.

Commissioner Reeves nominated Jimmy Jordan to serve on the Public Works Board to replace Wayne Burch who passed away in December, 2010. Commissioner Harris moved that the nomination cease and Mr. Jordan be elected by acclamation, which was seconded by Commissioner Oglesby and passed unanimously by the Board.

Commissioner Dowdle nominated Bobby Martin to serve as EMA Director to replace Ed Gaugh. The motion was seconded by Commissioner Seals and passed unanimously. Ed Gaugh, who was in the audience, was given a standing ovation in appreciation for his many years of service.

Chairman Taylor reminded Commissioners of the Financial Reports in their packets. Then he reported for the County Mayor's Office. He stated that the County

has received a letter from Standard and Poor and the Bond rating for the County has gone up. This will increase our ability to get loans at a cheaper rate. He also stated that yesterday was the last day to pay property tax without having to pay a penalty, and to date we have only collected about 90 per cent. There are two busy times for collecting property tax, and both have passed for this year. This means that collections are down, and we are going to have a cash flow problem. I am going to talk to the officials about cutting spending.

There were no reports from the Sheriff's Department, Juvenile Court, The Board of Public Works, or Trustee.

Dr. Cedric Gray reported for the Board of Education. He gave a power point presentation of events that have taken place in the schools for the last school term.

John Pitner reported from the Planning and Development Office. He stated that a reporter from the Commercial Appeal newspaper had called and interviewed him over the phone. He had a copy of the article which then appeared in the paper, which misquoted him as saying Fayette County has a decentralized sewer system, which is not true. There is talk of same, but it has not happened. He stated that he didn't want to talk to a reporter and in the future he would not. He said he couldn't do anything about them misquoting him but he didn't have to talk to them.

Commissioner Wilson then reported for the Development Committee. He stated that William Adair of WCA Land Co. had addressed the Committee and gave an update on the progress of the Norfolk Southern Intermodal Rail Yard in Rossville. Approximately thirty companies have expressed an interest in locating there because of the rail yard. Jobs will follow if companies move here.

The Development Committee also reviewed a request from the full commission that the Adequate Facilities Tax be increased to \$1 per foot from its current \$.25 per foot. After discussion and consideration of the effect the tax could have, it was voted not to recommend a change in the tax.

The Committee discussed the vacancy on the Planning Commission left when Tommy Johnson resigned and will appoint a replacement in the near future.

Jim Smith of the Public Works Department presented the following County Road list for approval. Upon presentation of the list to the full Commission, Commissioner Wilson moved to accept the road list. The motion was seconded by Commissioner Watkins and approved unanimously.

FAYETTE COUNTY		
2011 OFFICIAL PUBLIC ROAD LIST		
APPROVED BY COUNTY COMMISSION:		
ROAD NAME	LENGTH (MILE)	MAP INDEX
ABBOTT HALL CT.	0.20	B2
AINSLEY MANOR DR.	0.80	B2
AIRPORT RD.	1.08	C4
AKIN RD.	2.50	A4
ALAMO CV.	0.10	E2
ALEXANDER DR.	1.57	B5
ALISHA DR.	0.83	D2
ALLEN RD.	1.92	C4
ALLENBY DR.	0.46	B1
ALVIN DR.	0.18	C4 (INSET 1)
AMES DR.	1.07	D6
AMHERST DR.	0.65	B2
AMESBURY CV.	0.09	C1
ANDERSON RD.	0.75	E3
ANDREW RD.	0.95	A3
ANNISTON CT.	0.09	B2
ANTLER CV.	0.07	C2 (INSET 3)
ARENA RD.	0.66	D3
ARLINGTON CT.	0.29	B2
ARMORY RD.	1.45	B4
ARMOUR DR.	7.55	C5,C6
ASBURY DR.	2.64	C5
ASH CV.	0.04	C2
ASHLEY CV.	0.10	C2 (INSET 3)
ASHLEY DOWNS CT.	0.18	B2
ASTON BROOK CV.	0.26	C1 (INSET 5)
ASTON CROSS DR.	0.99	C1 (INSET 5)
ASTON HALL DR.	0.29	C1 (INSET 5)
ASTON LAKE DR.	0.08	C1 (INSET 5)
ASTON MANOR DR.	0.13	C1 (INSET 5)
ASTON PARK CV.	0.15	C1 (INSET 5)
ASTON PARK DR.	0.41	C1 (INSET 5)
ASTOR COURT	0.11	B2
ATTERBURY CV.	0.05	C1,C2
ATTERBURY LN.	0.09	C1,C2
AVEBURY CV.	0.12	C1
BAILEY MEADOW DR.	0.10	B1
BAILEY MORRISON DR.	3.96	B6
BAINBRIDGE CV.	0.09	B1
BALMORAL CT.	0.11	C1 (INSET 5)
BASSWOOD DR.	1.15	A3,A4
BATEMAN RD.	3.55	E4
BEACON LIGHT DR.	1.24	C2
BEASLEY DR.	4.22	E5,E6
BEAVER CREEK DR.	2.79	A1,A2

ROAD NAME	LENGTH (MILE)	MAP INDEX
BEECH LOOP	0.89	C5
BELLE FARMS RD.	0.29	D3
BELL GROVE RD.	2.48	E2.C2
BELL MEADE CV.	0.07	C1
BELL MEADE DR.	1.11	C1
BELMONT RD.	1.49	A3
BEN RD.	0.12	C4 (INSET 1)
BENEFIELD DR.	0.22	D4
BENT CREEK CV.	0.07	C1 (INSET 5)
BENT CREEK DR.	0.21	C1 (INSET 5)
BERNARD DR.	1.45	A3
BETHLEHEM RD.	2.06	E3
BEVERLY CV.	0.11	C1
BIG BELL CV.	0.10	C1
BIG BELL LOOP	1.51	C1
BISHOP DR.	1.09	C6
BLACK OAK CV.	0.11	A1 (INSET 4)
BLACKBERRY DR.	0.40	C1 (INSET 5)
BLAIN RD.	0.65	D2
BLALOCK DR.	3.83	A5.A6
BLUEBERRY CV.	0.03	C1 (INSET 5)
BLUEBERRY RD.	0.15	C1 (INSET 5)
BOB WHITE RD.	0.61	C2.C3 (INSET 3)
BOBBITT RD.	7.34	D3.E3.E4
BONNE TERRE CR.	0.36	C1
BONNE TERRE CV.	0.12	C1
BONNE TERRE DR.	0.34	C1
BONNIE DR.	0.66	C2
BOOTHE RD.	4.75	A5.B5
BOWERS RD.	0.06	C2
BRADEN RD.	5.10	A2.B1.E2
BRADMEADOW LANE	0.53	C3
BRAGG DR.	1.27	C1 (INSET 5)
BRANSTON CV.	0.13	C1 (INSET 5)
BREEZY MEADOWS CV.	0.27	C1
BREWER RD.	1.27	A3.B3
BRIANWOOD LANE	0.27	C3
BRIGHTON CT.	0.11	C1 (INSET 5)
BRITTAN RD.	0.40	E5
BROCKFORD DR.	0.27	C1 (INSET 5)
BROOKLINE CV.	0.10	C6
BUCKINGHAM CT.	0.06	C1 (INSET 5)
BUFORD ELLINGTON RD.	4.49	D6.E6
BURCH DR.	1.43	D3
BURNETT RD.	2.36	C3.D3.D4
BURROW CEMETERY DR.	1.85	A1 (INSET 4)
BURROWTOWN RD.	1.77	A1
CAITLIN DRIVE	0.40	C3
CALDWELL DR.	0.56	A5

ROAD NAME	LENGTH (MILE)	MAP INDEX
CALEB RD.	0.25	C3
CAMDEN CV.	0.06	B1
CANADAVILLE LOOP	4.83	C1.C2.D1.D2
CANDY OWENS RD.	1.85	E4.F4
CANOMERO CV.	0.16	D3
CANONBURY CV.	0.10	C1.C2
CANTEBURY RD.	0.08	D1
CANTERBURY LANE	0.25	C1.C2
CARNEAL RD.	0.51	D4
CAROL DR.	0.13	B1 (INSET 2)
CARRIAGE CV.	0.12	C1(INSET 5)
CARRYBACK CV.	0.26	D3
CASEY DR.	0.90	D2
CASEY JORDAN RD.	0.11	C3
CATALPA DR.	0.70	C1 (INSET 5)
CEDAR DR.	0.13	D1
CEDAR TRACE DR.	0.41	B1
CENTERPOINT DR.	0.76	B1.E2
CENTRAL DR.	0.39	C4 (INSET 1)
CHAPEL RD.	0.88	E5
CHARLOTTE DR.	0.72	C2
CHERRY RD.	1.93	C1 (INSET 5)
CHESHIRE CV.	0.04	C1(INSET 5)
CHESTER RD.	1.45	B5
CHRIS JOE RD.	0.26	C3
CHRISTOPHER RD.	0.21	C3
CHURCHILL DOWNS LOOP	0.91	D3
CIMARRON RD.	0.17	E2
CITATION CV.	0.15	D3
CLARA CV.	0.12	C1
CLARA DR.	1.48	C1
CLARENDON COVE	0.13	C1 (INSET 5)
CLARK RD.	0.46	C4 (INSET 1)
CLAY POND DR.	3.48	C2
CLEAVES LOOP	0.42	C2
CLEMENT CV.	0.21	D3
CLEMENT DR.	1.16	D2.D3
CLOVER LEAF DR.	0.18	B1
COACH TRAIL	0.36	C1 (INSET 5)
COFFEE GAP RD.	1.65	A6
CONEY RD.	0.90	D1
CORBITT RD.	0.57	E5
COTTONWOOD DR.	0.48	C2
COUNTRY CLUB CV.	0.28	C5
COUNTRY CLUB RD.	5.43	C5
COVENTRY CV.	0.04	E1
COWAN LOOP	8.36	C1(INSET 5)
COX RD.	0.50	D5.E4.E5
CRANGLE RD.	0.49	B2

ROAD NAME	LENGTH (MILE)	MAP INDEX
CROOKED CREEK CV.	0.11	C1 (INSET 5)
CROOKED CREEK DR.	0.82	E1
CROSS OAK LANE	0.23	C2
CRYSTAL SPRINGS DR.	1.48	C2
CYPRESS RD.	1.39	C2
DALTON CV.	0.05	C1 (INSET 5)
DANCY RD.	0.92	A3
DAY RD.	0.53	A5
DEE RD.	0.21	B5
DEER CV.	0.11	B4
DELANA DR.	0.14	C2 (INSET 3)
DEMEKA DR.	0.38	C4
DEVONSHIRE CV.	0.07	B1
DEWITT RD.	0.31	E2
DIFFEE RD.	0.92	D4
DILLIARD RD.	0.37	E3
DINK RD.	1.33	B6
DOGWOOD RD.	0.97	C3
DONELSON DR.	4.87	C1,C2 (INSET 5)
DOUGLAS DR.	0.24	D1
DOVE RD.	0.28	E4
DOWDY RD.	3.59	A5,B5
DRIVERS RD.	0.64	A1
DUSCOE RD.	1.50	D4
DUTCH LANE	0.12	D2
EAGLE CV.	0.07	C2
EASTSIDE DR.	3.82	B5,B6
EBENEZER LOOP	6.52	C4,C5,D4,D5
ECOLOGY LOOP	1.43	C2
EDENBERG DR.	0.25	D1
ELLIOTT DR.	0.54	D6
ELM RD.	0.30	C5
EMILY RD.	0.69	C2
EMMA RD.	0.50	C3
EMMA CLAIRE RD.	0.28	C3
ENTERPRISE DR.	0.27	B4
ESTATE DR.	1.20	C1 (INSET 5)
EULA DR.	0.32	E4,E5
EVELYN RD.	0.15	C3
EVENING SHADE CV.	0.19	C1 (INSET 5)
EVERGREEN DR.	0.60	D4
EWELL RD.	2.05	E5
FAIR MEADOW CV.	0.16	C1 (INSET 5)
FAIR MEADOW LN.	0.22	C1 (INSET 5)
FALSTAFF CV.	0.06	B1
FAWN DR.	1.00	C2 (INSET 3)
FAYETTE CORNER DR.	7.35	A5,A6
FEATHERS CHAPEL DR.	11.20	B2,B3,B4,C4
FENDALL DR.	0.30	B4

ROAD NAME	LENGTH (MILE)	MAP INDEX
FERGE DR.	2.19	A5.B5.B6
FERN RD.	0.53	B4
FERTILE VALLEY RD.	1.81	B4
FIELDS DR.	2.37	B1.B2
FINNIE CV.	0.14	C5
FINNIE DR.	1.16	C5
FIRE TOWER RD.	1.60	B5
FISHERVILLE RD.	3.70	D1
FLETA DR.	0.21	B1
FORE DR.	0.14	C2
FOREST DR.	0.33	B2
FOREST EDGE DR.	0.19	C2
FOREST GLADE CV.	0.29	C1
FORTUNE RD.	2.30	D4
FORTY FIVE RD.	0.20	E5
FOWLER DR.	2.77	B3.B4
FRANCIS DR.	1.27	A6
FRANKLIN RD.	2.04	E4.F4
FRAZIER RD.	3.15	E2.F2
FREDONIA RD.	0.42	A3
FREEDOM FARM DR.	0.95	A3
FREELAND RD.	0.72	A6
FRENCHMANS CV.	0.06	C1(INSET 5)
GALLAWAY DR.	0.43	B1
GARNETT RD.	3.01	A4.B4
GARRET COVE	0.08	C3
GARY CV.	0.51	D5
GATELY RD.	3.85	C5.C6
GATLIN DR.	0.94	E6
GERTRUDE RD.	0.21	E5
GLADE SPRINGS DR.	1.41	B4
GLASTONBURY CV.	0.07	C1
GLENN DR.	0.24	C2
GOOD SPRINGS LOOP	4.10	D3
GOODWYN LOOP	0.48	E4
GORDON DR.	0.29	C3
GRAND BRANCHES DR.	0.29	C2
GRANDBERRY RD.	0.33	D2
GRANT RD.	0.09	C4 (INSET 1)
GREAT OAKS DR.	0.80	C1
GREEN DR.	1.12	C5
GREEN MEADOW CV.	0.11	C3
GREENBRIER RD.	0.84	C1 (INSET 5)
GRIMES DR.	0.62	B1
GROVE RD.	0.34	D1
HABITAT CV.	0.20	E2
HALL DR.	2.79	A4
HAMPTON CV.	0.03	B1
HANCOCK CV.	0.10	C1

ROAD NAME	LENGTH (MILE)	MAP INDEX
HANOVER CV.	0.06	B2
HANOVER DR.	0.23	B2
HARRELL DR.	3.93	B1.C1
HARVEY DR.	0.76	D6
HAYS RD.	1.16	E3
HAYSLETT RD.	0.73	D2
HEATHER RD.	0.23	B1 (INSET 2)
HEAVEN HILL DR.	0.99	C6
HEBRON DR.	3.29	A4
HELENE DR.	1.11	B1, B2
HENDRICK RD.	2.20	A2
HENRY DR.	0.32	C4
HERMAN RD.	0.19	C4
HERRON DR.	2.66	B6.C6
HEWLETT DR.	1.65	D2.D3
HICKORY GROVE CV.	0.09	C3
HICKORY GROVE LOOP	1.62	C3
HICKORY LAKE RD.	0.63	C1 (INSET 5)
HICKORY SPRINGS DR.	0.13	C1 (INSET 5)
HICKORY WITHE RD.	0.96	B1
HICKORY WOODS LANE	0.67	C1 (INSET 5)
HICKS RD.	0.58	B2
HIDDEN GROVE COURT	0.20	B1
HIGGS DR.	0.33	D4
HIGH PLAINS CV.	0.12	C1 (INSET 5)
HILL DR.	0.34	B4
HILLARD RD.	1.15	B2
HOLDEN DR.	1.29	C5
HOLLAND DR.	0.53	B4
HOLLY HILL RD.	0.43	C6
HONEYSUCKLE RD.	0.75	E4.F4
HOUSTON RD.	0.42	E5
HOWARD DR.	0.50	D4
HUNTLEIGH DR.	0.14	B1
HUTTON DRIVE	0.08	D3
INA RD.	6.50	A6.B6
IRIS RD.	0.24	B4
IRONWOOD DR.	0.05	C2
ISAAC DR.	0.28	E4
IVY DR.	3.87	B2.C2
JAMESON DR.	0.46	D1.D2
JANICE RD.	0.11	B1 (INSET 2)
JANIS MARIE CV.	0.27	C3
JEFFERSON DR.	0.21	B4
JENKINS DR.	3.95	D2
JERNIGAN DR.	10.12	C4.C5.C6
JOANN RD.	1.25	C3
JOHNSON DR.	6.05	D2.D3.E1.F3
JONES CHAPEL DR.	2.41	D4

ROAD NAME	LENGTH (MILE)	MAP INDEX
JOYNER'S CAMPGROUND DR.	5.00	A4.A5
JULIE CV.	0.27	B1
JUNE DR.	0.59	C4.D4
KARCHER RD.	1.16	B3.C3.C4
KAREN CV.	0.11	C1
KAY CV.	0.19	C2 (INSET 3)
KENSINGTON CV.	0.04	C1 (INSET 5)
KENT LANE	0.08	C2
KEY RD.	0.54	D1
KING DR.	0.70	E4
KINGS MANOR CV.	0.04	C1
KINGSBURY CV.	0.09	C1
KINGSTON CV.	0.03	C1 (INSET 5)
KNIGHTS BRIDGE LN.	0.65	C1
KNOX RD.	2.88	E2.F2
KYLE RD.	0.51	C2
KYLIE GAYLE RD.	0.46	C3
LACONIA RD.	5.00	B5.B6.C6
LAGOSHEN DR.	0.50	E3
LAGRANGE RD.	13.64	C4.C5.D5.D6.E6
LAKEVIEW DR.	1.96	D1
LAMBERT DR.	12.00	B2.B3.B4
LANCASTER DR.	0.14	B1
LARRY ANDERSON LN.	0.30	B1
LAURIE DR.	0.15	B1 (INSET 2)
LAVERNE DAVIS RD.	1.10	C6
LAZENBY DR.	0.88	B3
LEACH DR.	1.40	B4
LEATHERWOOD RD.	1.47	E5
LESTER RD.	0.37	C5
LIBERTY RD.	3.65	E4
LILLARD RD.	0.51	D3
LINCOLN DR.	0.20	D1
LINDI DR.	0.51	D1
LINWOOD DR.	1.11	F2.F3
LONDONDERRY DR.	1.14	C6
LONE OAK CV.	0.07	C2
LONE OAK DR.	0.66	C2
LONESOME DOVE CV.	0.07	C1 (INSET 5)
LONGTOWN RD.	2.10	A2.B2
LOOKOUT POINT CV.	0.10	B1 (INSET 2)
LYNCH CV.	0.23	C1
LYNN RD.	0.30	C1
MACON CEMETERY RD.	2.41	C3.D3
MACON RIDGE CV.	0.08	D3
MAGNOLIA DR.	0.13	E4
MAPLEWOOD CV.	0.15	B2. C2
MARIE DR.	0.30	C1 (INSET 5)

ROAD NAME	LENGTH (MILE)	MAP INDEX
MARTHA CV.	0.21	C2 (INSET 3)
MAXWELL DR.	0.48	E3
MCCARLEY RD.	1.00	C6
MCCRAW LOOP	3.28	A1
MCFADDEN DR.	3.65	C3 (INSET 3)
MCKENZIE LANE	0.19	D2
MCKINSTRY RD.	7.09	D3,D4,E4
MCKNIGHT LOOP	1.96	A1
MCNABB RD.	1.20	B3
MCNEILL RD.	1.79	D5
MEADOW GLEN DR.	0.32	C3
MEADOW RD.	0.45	B2
MEADOW RIDGE DR.	0.26	B1
MEADOW SPRINGS CV.	0.04	C2
MEBANE RD.	4.12	C2
MELBORN RD.	0.34	E4
MELLON RD.	0.35	B1
METRO RD.	0.50	C1 (INSET 5)
MEWBORN RD.	0.63	D3
MILL RD.	0.26	D3
MILLBURY LN.	0.24	C1,C2
MILLER RD.	1.43	A5
MISSISSIPPI RD.	0.38	F5
MOCKINGBIRD RD.	1.36	A2
MONK HOUSE RD.	6.27	C5,D5
MONROE RD.	1.28	B6
MONTEREY DR.	0.76	D1
MOOSE LODGE RD.	0.99	B4
MORMAN DR.	0.42	E2
MORRIS DR.	1.05	D4
MOSBY RD.	3.01	C3,D3
MOSS RD.	2.07	E5
MT. COMFORT RD.	3.11	D6
MT. MORIAH DR.	3.74	B6
MT. PISGAH RD.	0.72	D5
MT. PLEASANT RD.	3.14	E2,F2
MULBERRY DR.	0.15	C2
MURPHY RD.	0.40	B6
MURRELL RD.	2.63	D2
NATIONAL CHAMPIONSHIP DR.	1.94	D6,E6
NEAL RD.	0.21	B3
NEWCASTLE DR.	2.42	C6
NORSE RD.	0.79	C2
NORTH CV.	0.22	C2
NUCKOLLS RD.	2.30	D2
OAK GROVE DR.	2.14	E3,E4
OAK HILL LN.	0.25	B1
OAK HOLLOW CV.	0.12	B1
OAK MEADOW CV.	0.07	C3

ROAD NAME	LENGTH (MILE)	MAP INDEX
OAKWOOD RD.	0.43	A1 (INSET 4)
ODUS DR.	0.16	B2
OLD BROWNSVILLE RD.	8.73	A5,B4,B5
OLD FIFTY NINE DR.	6.96	A3,A4,B4
OLD JACKSON RD.	14.34	A6,B4,B5,B6,C4
OLD SOLOMON MILL RD.	2.92	B3
OLD STATE LINE DR.	1.60	E3
ORR RD.	2.51	B1
PARKS DR.	0.95	C6
PARSON DR.	0.85	C4,C5
PATTYE RD.	0.07	B1
PAYNE RD.	1.60	C2,D2
PECAN CV.	0.24	B2
PERRY RD.	1.94	A6
PERSON RD.	1.47	C3
PERYGIN DR.	0.30	D4
PHOEBE RD.	0.51	B1
PIN OAK CV.	0.07	A1 (INSET 4)
PINETREE RD.	0.45	E4
PITTMAN RD.	3.61	C6
PLANTATION DR.	0.36	C1 (INSET 5)
PLEASANT GROVE RD.	4.35	E3,F3
POINDEXTER CV.	0.35	A2
POINDEXTER RD.	1.85	A2
POOLE RD.	3.32	E4
POPLAR SPRINGS LOOP	1.44	A1
PORTER RD.	4.52	A2,B2
POST OAK CV.	0.05	C2
PRESTBURY PKWY.	0.38	C1,C2
PRICE RD.	5.03	D4
PRUITT RD.	0.61	C2,D2
PULLIAM RD.	0.89	D3
QUAIL CALL RD.	0.99	E4,E5
RAILROAD DR.	1.91	B5,B6
RAIN RD.	0.17	C2
RALEIGH LAGRANGE DR.	6.99	D1,D2
RANDY RD.	0.37	C2
RASPBERRY CV.	0.17	C1 (INSET 5)
RAWLINGS RD.	0.34	A5
REBA RD.	0.35	B6
RED OAK CV.	0.07	A1 (INSET 4)
REGENT DR.	0.23	B1
REHOBOTH RD.	3.48	C5
RICH RD.	1.44	B3
RIDGE RD.	0.24	B2
RIDGECREST DR.	0.55	B1
RIVERSEDGE CV. NORTH	0.05	B1
RIVERSEDGE CV. SOUTH	0.13	B1
RIVERSEDGE DR.	0.16	B1

ROAD NAME	LENGTH (MILE)	MAP INDEX
ROBIN CV.	0.06	C3
RODEO RD.	0.40	E2
ROGERS DR.	1.56	A5
ROLLING ACRES DR.	0.52	C2
ROLLING BROOK CV.	0.06	C6
ROLLING BROOK DR.	0.92	C6
ROLLING MEADOWS RD.	0.42	C3
ROSE RD.	1.00	B5
ROSSER DR.	0.29	E2
ROUND HILL CV.	0.09	C6
RUBE SCOTT DR.	2.07	D6
RUSSELL RD.	0.24	A6
SAGE FIELD DR.	0.15	B1
SALISBURY CV.	0.09	C1
SAIN DR.	0.16	D4
SALES DR.	0.76	D3
SAMMONS DR.	1.38	C1
SARDIS DR.	6.01	C5.C6.D6
SCHAEFFER CV.	0.05	E4
SCHAEFFER LOOP	1.08	C2
SCOTT DR.	0.33	C2
SEAY DR.	1.26	A2
SELLERS DR.	3.33	C2.C3
SETTLES DR.	0.93	E3
SEWARD DR.	3.41	C1
SHADY GROVE RD.	2.80	C4.D4
SHADY OAKS CR.	0.27	C2
SHADY OAKS CV.	0.06	C2
SHADY OAKS DR.	0.38	C2
SHEFFIELD DR.	0.24	D1
SHINAULT RD.	1.14	C5
SHIRE CV.	0.24	D3
SHIRLEY DR.	0.17	B1 (INSET 2)
SHORE RD.	0.45	B1 (INSET 2)
SIDES DR.	1.76	D4.E4
SIMPSON DR.	0.50	C2
SINAI DR.	5.81	A2.A3
SKELTON DR.	0.20	E3
SLAYDEN RD.	4.09	E3.F3
SMITH DR.	1.71	E6
SMYRNA RD.	1.37	A6
SNOW DR.	0.64	E6
SOMERSET CV.	0.06	E2
SPARKMAN DR.	1.01	B4
SPRINGER RD.	1.80	E3
ST. GEORGE DR.	0.41	B1
STAFFORD DR.	1.92	E3
STAGG RD.	1.58	C2 (INSET 3)
STEVENS DR.	1.35	E2.E3

ROAD NAME	LENGTH (MILE)	MAP INDEX
STEWART RD.	0.82	C1 (INSET 5)
STINSON DR.	2.94	E2
STROUP RD.	0.50	B4
STUART LOOP	0.37	C4 (INSET 1)
SUGAR HILL DR.	1.51	F3
SUNSET RIDGE RD.	0.40	E2
SWEET RD.	0.22	F5
TALFORD CV.	0.14	C1 (INSET 5)
TALL OAK CV.	0.07	A1 (INSET 4)
TANASI DR.	0.46	D2
TAYLOR DR.	0.36	C4 (INSET 1)
TEAGUE STORE RD.	2.88	C3,C4
TERRY RD.	1.38	B3,C3
THISTLE DR.	0.16	B1
THOMAS RD.	0.70	C1
THOMPSON DR.	0.18	E4
THORPE DR.	7.66	A2,A3,A4
TIMBERLANE RD.	0.36	A1 (INSET 4)
TOMLIN RD.	3.58	B3,C3
TRAINER DR.	1.94	B6
TRAVELERS REST RD.	0.21	B3
TRIPP RD.	2.92	A5
TURNER RD.	2.56	E6
UMBARGER DR.	0.73	D5
UNION DR.	2.81	B5
VALE RD.	0.39	C3
VALERIE COVE	0.19	C3
VALLEY DR.	0.35	E4
VESTER RD.	0.14	B4
WADE DR.	4.06	D2,D3
WAGON WHEEL DR.	3.15	A3,B3
WALKER DR.	1.29	A6
WALLS RD.	0.64	B5
WALNUT BEND CV.	0.07	A1 (INSET 4)
WALNUT BEND RD.	1.35	A1 (INSET 4)
WARE DR.	0.21	C4 (INSET 1)
WARR RD.	0.44	E2
WARREN RD.	7.11	B3,C3,D3
WATER OAK CR.	0.30	C2
WATERFORD CV.	0.17	C1 (INSET 5)
WATKINS DR.	3.59	D4
WEST DR.	0.93	C2
WESTBURY LANE	0.68	C1,C2
WESTMINSTER RD.	0.37	C6
WHITE OAK DR.	0.41	C1 (INSET 5)
WHITEHALL CT.	0.90	E4
WILBOURNE RD.	2.29	C3
WILDER RD.	0.36	B3
WILDFLOWER DR.	0.75	C4,D4

ROAD NAME	LENGTH (MILE)	MAP INDEX
WILDWOOD RD.	0.95	C1
WILLIAMS DR.	2.04	A2.B2
WILLOW BEND DR.	0.36	B1
WILLOW GLYN CV.	0.05	C2
WILLOW OAK DR.	0.28	A1 (INSET 4)
WILSON RD.	1.76	B3
WINDSOR CT.	0.46	C1 (INSET 5)
WINFREY RD.	1.41	B4
WIRT RD.	2.72	B2.C2
WITHERINGTON RD.	1.70	A1
WOODBURY CV.	0.04	B2.C2
WOODMIRE RD.	0.30	B1 (INSET 2)
WOODMONT DR.	0.57	C1 (INSET 5)
WOODS DR.	0.85	A6
WOODSEDE CV.	0.25	C2
WOODSEDE DR.	1.34	C2
WOODWIND CV.	0.21	C1 (INSET 5)
YAGER DR.	14.28	E3.E4.E5.E6.F5
YANCEY RD.	2.01	C2.D2
YUM-YUM RD.	7.96	A4.B4
TOTAL MILES		
	713.79	

The Development Committee discussed a part-time assistant to help with building inspections and grass inspections. It was voted to recommend the hiring of a part time assistant and to cap the salary at \$7000 for this fiscal year, and this was forwarded to the Budget Committee.

The Committee also discussed the vacancy on the Public Works Board left when Wayne Burch passed away in December. It was determined that this would be on tonight's agenda.

The Health and Welfare and Personnel Committees did not meet.

Commissioner Anderson reported for the Criminal Justice/Public Safety Committee. The Committee also discussed the fact that Ed Gaugh is leaving EMA to take a job in the private sector and will be replaced by Bobby Martin who is retiring from Smith and Nephew to assume this position. He can start the job in April.

The Committee also discussed applying for a grant to fund three full time employees at four fire stations in the county to cover the daytime hours when there is a shortage of volunteers. The Committee did recommend applying for the grant. This matter will be brought before the Budget Committee next month.

Commissioner Lillard reported for the Joint Education Committee. The committee discussed a budget amendment for the school budget, and the "Jefferson Plan", a plan to close Somerville Elementary School and remodel Jefferson Elementary and adjust school boundary lines to utilize the excess room at other schools. It was decided that this matter should be introduced and voted on by the full Commission. It was also decided that a Joint School Board-County Commission Committee on Desegregation will be convened to review the plan and to make a recommendation.

Commissioner Harris then reported for the Budget Committee. He moved that the Budget amendment to the General Fund 101 be approved. This amendment moves money to cover medical and dental at the jail. Commissioner Harris further moved that the \$1000 requested by John Pitner for legal counsel on constructing an agreement to work with Hardeman-Fayette Utility District on decentralized sewer. The motion was seconded by Commissioner Logan and passed unanimously.

RESOLUTION

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular sessions on this 22nd day of February, 2011, it being the fourth Tuesday of the month and the regular monthly meeting of the County Legislative Body in the Criminal Justice Center 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 10/11
February, 2011

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
<u>54110 Sheriff's Department</u>		
340 Medical & Dental Services		<u>\$23,663.98</u>
Subtotal-54110		\$23,663.98
 <u>54210 Jail</u>		
340 Medical & Dental Services	<u>\$23,663.98</u>	
Subtotal-54210	\$23,663.98	
 TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS:	 \$23,663.98	 \$23,663.98
 Change in Fund Balance this Amendment		 \$ 00.00

Commissioner Harris then moved that the Budget Amendment to the County General Fund moving some money around for the Trustee's office be approved. The motion was seconded by Commissioner Wilson and passed unanimously.

RESOLUTION

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular sessions on this 22nd day of February, 2011, it being the fourth Tuesday of the month and the regular monthly meeting of the County Legislative Body in the Criminal Justice Center 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 10/11 February, 2011

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
<u>52400 Trustee's Office</u>		
348 Postal Charges	\$ 6,944.00	
349 Printing Stationery		\$ 6,544.00
355 Travel	800.00	
709 Data Processing Equipment	<u> </u>	<u>1,200.00</u>
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS:	\$ 7,744.00	\$ 7,744.00

Prior Estimated Expenditures	\$13,026,569.00
Total Estimated Expenditures this Amendment	\$13,026,569.00
Projected Fund Balance before Amendment	\$ 1,293,549.00
Change in Fund Balance this Amendment	\$ 00.00
Estimated Ending Fund Balance as of June 30, 2011	\$ 1,293,549.00

Commissioner Harris moved that the amendment to the General Fund for the Circuit Court Clerk's office be approved. The motion was seconded by Commissioner Dowdle and passed unanimously.

BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular sessions on this 22nd day of February, 2011, 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 10/11
February, 2011**

<u>Adjustment to Reserve Accounts:</u>	INCREASE	DECREASE
34164 Reserved for Automation Purposes		<u>\$ 1,200.00</u>
TOTAL INCREASE/DECREASE TO RESERVE ACCOUNTS		\$ 1,200.00

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
<u>53100 Circuit Court</u>		
435 Office Supplies	<u>\$ 411.00</u>	
Subtotal-53100	\$ 411.00	
<u>53300 General Sessions Court</u>		
435 Office Supplies	<u>\$ 484.00</u>	
Subtotal-53300	\$ 484.00	
<u>53320 General Sessions Court Clerk</u>		
435 Office Supplies	<u>\$ 305.00</u>	
Subtotal-53500	\$ 305.00	
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS:		\$1,200.00

Budget Amendment	-2-	February, 2011
Prior Estimated Expenditures		\$12,968,137.00
Total Estimated Expenditures this Amendment		\$12,968,137.00
Projected Fund Balance before Amendment		\$ 1,351,981.00
Change in Fund Balance this Amendment		\$ 00.00
Estimated Ending Fund Balance as of June 30, 2011		\$ 1,351,981.00

Commissioner Harris introduced a budget amendment for the schools, and called on Mr. Andrew Perpener to explain and field questions regarding the amendment. Mr. Perpener stated that part of the amendment resulted from a recent audit, and the rest is moving funds around for routine adjustments. The total decrease to the undesignated fund balance is \$236,053.99. After some discussion, Commissioner Dowdle moved to table the motion until next month for more information. The motion was seconded by Commissioner Harris and passed unanimously.

Commissioner Harris moved that \$7000 be appropriated this fiscal year for the hiring of a part time employee in the Planning Department to help with building inspections and grass inspections, a maximum of 25 hours per week. The motion was seconded by Commissioner Joann Allen, and passed unanimously.

Commissioner Harris moved that J. Payson Matthews of Somerville, Tennessee, be appointed the Fayette County Delinquent tax/Bankruptcy attorney to collect delinquent property taxes turned over to the Chancery Court and assist the Trustee and Clerk and Master in filing Bankruptcy claims. He further moved that Mr. Matthews fee remain at 10 per cent of the base amount of the delinquent property taxes collected by him. The motion was seconded by Commissioner Oglesby and passed unanimously by the Board.

Commissioner Harris moved that Charles Traylor be allowed to sell some equipment that is no longer be used at the next equipment auction. The motion was seconded by Commissioner Brewer and passed unanimously by the Board.

Fire Chief Jerry Ray requested that the assistant in his department be moved to full time. Chief Ray stated that his assistant puts in 40 plus hours per week now as a part time employee, and that he has been responsible for obtaining in excess of \$500,000 in grants. Commissioner Joann Allen moved that the fire chief's assistant be moved to a full time status at a salary of \$28000 per year. The motion was seconded by 4 Commissioner Leggett who stated that this move would only require an extra \$12000 for next year since the part time position had been paying \$16000. A roll call vote was taken with the following results:

Voting "YES" : Commissioners Ed Allen, Joann Allen, Anderson, Brewer, Cox, Howard, Kelley, Leggett, Lillard, Reeves, Seals, and Wilson. (12)

Voting "NO" : Commissioners Dowdle, Harris, Logan, Oglesby, and Watkins.(5)

The motion passed.

Commissioner Harris moved that the following Memorandum of Understanding between the Fayette County Commission and the Fayette County Board of Education regarding the Edulog software be approved and sent to the Board of Education for their approval. The motion was seconded by Commissioner Dowdle and passed unanimously by the Board.

MEMORANDUM OF UNDERSTANDING

between the

FAYETTE COUNTY COMMISSION

and the

FAYETTE COUNTY BOARD OF EDUCATION

This Memorandum of Understanding (hereinafter "MOU") is entered into by the Fayette County Commission (hereinafter "Commission"), a duly elected subdivision of the State of Tennessee, and the Fayette County Board of Education (hereinafter "Board"), a duly elected board created by the State of Tennessee.

WHEREAS, the Commission has purchased pupil transportation software from Education Logistics, Inc. (hereinafter "Edulog") for the purpose of assisting the Fayette County School District (hereinafter "District") with making its student transportation routes more efficient and reducing the number of buses required to provide student transportation; and

WHEREAS, the Board is under a federal desegregation court order (hereinafter "Court Order") to remedy the violation of segregation within the District; and

WHEREAS, the Commission has purchased boundary planning software from Edulog for the purpose of assisting the Board with analyzing zone attendance and planning for a new school in order to comply with the requirements of the Court Order and achieve unitary status; and

WHEREAS, the Commission has purchased server hardware and software, backup hardware and software, and a UPS (hereinafter collectively "Hardware") to run the Edulog software; and

WHEREAS, the Commission has paid for technical services to develop mapping, student and bus routing data (hereinafter collectively "Data") for use with the Edulog software; and

WHEREAS, the Commission has seven (7) training credits available from Edulog which include five (5) days of transportation training and two (2) days of boundary planning training; and

WHEREAS, the Board has expressed interest in having District employees trained in the use of the Edulog software and in having District employees utilize the Edulog software and the Data for the purposes of transportation efficiency and compliance with the Court Order,

NOW, THEREFORE, the Commission and the Board agree:

1. The District shall be designated the System Administrator for the Edulog server.
2. District employees shall have access to the full functionality of the Edulog software and to the Data for the on-going purposes of transportation efficiency and compliance with the Court Order.

3. From the adoption date of this MOU and going forward, the District shall pay all of the costs associated with the Edulog software and the Hardware including, but not limited to, software license and maintenance fees, backup service fees and Hardware maintenance and replacement; further, the District shall be responsible for payment or reimbursement to the Commission of any fees charged and/or billed to the Commission by consultants and/or independent contractors to fulfill requests submitted by the District to the Commission in writing for assistance, consulting, training, projects and/or any other work relating to or utilizing the Edulog software, the Hardware, and/or the Data.
4. The District shall be responsible for all costs associated with its employees' use of the Edulog software, the Hardware, and the Data, including, but not limited to, initial setup for access, training, orientation, and requested information or assistance.
5. The District may utilize the Commission's available training credits from Edulog to train District employees in the use of the Edulog software, but the District shall be responsible for all costs related to the training, shall make the Commission and the Fayette County Mayor aware in advance of any scheduled training, and shall make the training classes available to the Commission's technical agents and to any Fayette County employees designated by the Fayette County Mayor.
6. The District shall keep the Data current with the exception of the map component which shall be maintained by the Commission's technical agents or by the Fayette County Office of Planning and Development at the discretion of the Commission.
7. The Commission, through its technical agents or through the Fayette County Mayor or his designee, shall not have access to the live Data via Remote Desktop but shall have limited access to the Edulog software and Hardware as follows:
 - a. Fully functional access via Remote Desktop to one or more Simulation Areas created and reserved for the exclusive use of the Commission.
 - b. Access to Windows Explorer via Remote Desktop for the purpose of updating, maintaining and/or refreshing data in the Commission's Simulation Area(s).
 - c. Pre-arranged on-site supervised access to the Hardware to extract data from or to install data in the Commission's Simulation Area(s).
8. The Commission, through its technical agents or through the Fayette County Mayor or his designee, shall retain the right to run the Edulog software on a stand-alone computer.
9. Both District employees and the Commission, through its technical agents or through the Fayette County Mayor or his designee, shall have direct access to Edulog support services.
10. The District shall continue to provide all non-confidential and Edulog relevant student database transmittals in the established Edulog format, student transfer information, and transportation information to the Commission through its technical agents or through the Fayette County Mayor or his designee.

11. If the Board should decide that it no longer wishes for District employees to have access to the Edulog software, the Board shall give the Commission ninety (90) days written notice of its decision to terminate access and shall be responsible for its pro rata share, based on the specified termination date, of all annual license, maintenance and service fees that come due prior to the termination date.
12. This MOU shall remain in effect until such time as the Board gives the required notice of termination to the Commission, the Commission gives ninety (90) days written notice of termination to the Board, or both parties agree to amend this MOU.
13. This MOU is effective immediately upon its adoption by both parties.

Rhea Taylor
Chairman, Fayette County Commission

William R. Redditt
Chairman, Fayette County Board of Education

Date Adopted by the
Fayette County Commission

Date Adopted by the
Fayette County Board of Education

Three resolutions were introduced to the Commission, two by Commissioner Lillard, and one by Commissioner Anderson. This opened the floor for a great deal of discussion from several Commissioners as well as a spokesman group for the schools, Mr. John Bragorgas, and Attorney Tom Minor, who is the school Board's attorney. Commissioner Leggett questioned the legality, stating that he had an opinion from Elizabeth McCroskey, head of the CTAS legal department, stating that the County Commission did not have the authority to question the school Board about the process of building a new school, that the County Commission could only fund the project. County Attorney Richard Rosser stated that the Commission has the same rights as any citizen to ask questions regarding a project being funded by tax dollars.

Commissioner Dowdle moved that the "Resolution of the Fayette County Board of Commissioners Requesting Additional Information and Continuing Pending Receipt of Additional Information From the Fayette County Board of Education" be approved. The motion was seconded by Commissioner Joann Allen.

Chairman Taylor then called on John Bragorgas who presented pictures and plans of two schools built in Shelby County, Arlington Hall Elementary School and Bartlett Middle School, which have about the same capacity as the one proposed to be built here, and these were built at a cost of \$98 per square foot, a total cost of approximately, \$8,730,000 for a ninety thousand square foot building. A one hundred ten thousand square foot school building would cost \$9,800,000. A one hundred thirteen thousand square foot building will cost over \$10 million. When the School Board wants to build a school they know the County Commission can't touch them, they say we're going to build a school and this is the price, the amount we have to have to do it. When the School Board hired Dr. Gray, it was the best decision they've made. I think they are just getting some bad advice on building the school. There should not be \$5 million dollars difference in the cost for building the same school. We can walk through either or both of these schools so you can see how they were built whenever you want to. He then showed a map of the growth plan which shows where most of the growth is, between Somerville and Oakland, and stated that would be the best place for a new school. He said that Dr. Winecoff had stated that the best place to build a new school would be west of the city of Somerville.

Commissioner Logan asked what was included in these prices, did it include the furniture. Mr. Bragorgas stated that the gym furnishings are included, but not the classroom furniture. The price is for the dirt work, the architectural and engineering fees, and the actual construction.

Chris Goodman, 200 Fair Oaks Drive, Oakland, addressed the Commission on behalf of Fayette County for Public Education, a large group within the County. He first commended Commissioner Anderson for his plan and Commissioner Howard for speaking up. However, I continue to hear proposals for bringing in consultants and lawyers, and continuing to spend money that the County says it doesn't have. What I'm not hearing from the County is what are we doing to bring those tax dollars in, why are there so many vacant houses in Fayette County, and what impact do those vacant houses have on the tax dollars coming in? What impact do the schools have on the economy

You have hired an expert known for his educational background and in looking at the school system he made a proposal. Then the County hired a business analyst with no educational background whatsoever to come in and make suggestions what to do. All of those plans have been shot down except the one from Dr. Winecoff. At what point do you put a resolution in place that starts planning for the new school. This is all about the kids. All of us are aging, I'm not a young man anymore. I have children in the Public School System, and I plan to keep them there, but at what point do we go a step further and we make adequate education available for all children, not just those that their parents are in the school, have the opportunity to stay in the school, and be involved. At what point do we make a difference as citizens in the county, as elected officials in the County to actually move us forward in our thinking. Will it cost, sure it will. What in life does not cost to move forward, but what is the true payoff? I have seen no studies that show anything about economic development around the schools, but I have gone out on my own and done some things and I found some things. But all I've seen are plans to use old buildings to move our kids from one side of the county to the other to try to do something that there's no proof that will ever get us out from under the lawsuit anyway. Let's stop talking and let's do something that does something other than live in the past.

Patty Krepella addressed the Board also from the same group, stating that tonight the Commission could make up for some of the past inequities dealt to the children of Fayette County. Tonight you can vote on a resolution to move forward with the new construction of the Somerville Elementary School. The time is right to do what is right. President Franklin Roosevelt stated that "the school is the last expenditure that public America should be willing to economize."

Tammie Hightower of 242 Lazenby Drive, Somerville, also addressed the Board, stating that she had received a good education in the public school system, and that she has two children in the same system, who are also receiving a good education. I have seen nothing but games played, and time and money wasted. We promised Somerville more than thirty years ago that we would build a new school, yet we still have not done it. We will make sure that the public knows what happens here tonight. The question is – how do you want to be remembered, do you want to be remembered as a Commission who is still sitting here four years later, wanting to spend some more tax money to do more studies, and still have done nothing toward building a school? The public is tired of games, they want you to put the children of this county first and build this school.

Commissioner Harris stated that listening to the statements made here tonight he got the impression that the public thinks this Commission has done nothing for education. This County is 13th out of 132 school districts in per pupil expenditures, thirteenth. Our salaries are at the bottom, I think the absolute bottom, if not they're next to the bottom. Somebody said that's true but you get a lot more federal money, which is true, but compare that with Haywood County, Tipton County, and Hardeman County, our percentage of local money is higher than all three of those schools. He said I am here of a different constituency, they're saying don't go building a school without having all of the facts. The price started at eighteen million, then we heard fifteen million, and tonight we heard that it can be built for nine million. We just have to check this out a little better.

And I would like to close by saying that nobody intentionally defied this court order, it just got lost. I was sitting here writing down what all has been done for education since the 60's – we've built a high school, we've built East, we've built West, would we have spent all that money if we'd just defied the court order, it just got lost. We would have built the one they wanted. We built the Oakland addition. Moscow Lagrange, we even spent money on Somerville Elementary fifteen years or so ago, quite a bit of money, we renovated it, it just got lost, nobody knew. But there is another side to this story. And it's prudent on us to get all the facts before we go out there and hand over fifteen million dollars to anybody, we do not have the facts.

Chairman Taylor then called on Ronnie Neill, Vice Mayor of Somerville, and acting Mayor at this time, who addressed the Board. I appreciate the fact that you have a very difficult decision to make, but I do want you to know that the City of Somerville just tonight passed a resolution requesting that you build a new school in Somerville on the old school site. The reason we want that on the old school site is we would actually have a school in Fayette County that people could walk to, or ride their bikes to. I appreciate the fact that if you built the school on the west side that would bring more people to Oakland or somewhere out there, but I'm more concerned about having a school for the kids who are here in Somerville than the kids we hope will show up. I just wanted to be sure you understand the position of the Somerville City Board.

Commissioner Howard stated that the figures Commissioner Harris had alluded to were from a previous administration. As far as being good stewards of the county's money, this Commission has done a great job. We're hearing about all of these towns and counties all over the country who are in terrible shape. We are not there yet. I don't want to waste any more money on more lawyers when we can deal with this without spending there and hopefully get a good, reasonable price from the School Board, something that we can move forward on.

Dana Pittman then addressed the Board. She stated that she had been working with the County Commission for the last four years, and had worked very closely with Dr. Winecoff on the study he did. I think there are a couple of things that we might need some reminding on what did take place. I don't know if it makes any difference to you or not, but there's but a lot of reciting from the judge's transcript and the conference call with the Judge, and everybody's treating that like it's the gospel, but it's not. The gospel here is, in a large part, is a 2009 consent order which reads "the district will also build a new elementary school the construction of which shall be contingent upon the County Legislative Body appropriating and approving funds for its construction. It is anticipated that construction of the new building will begin within the next year and that the new school be open by the year 2009-2010 or 2010-2011 school year. Once the new school is operational, Somerville Elementary and Jefferson Elementary will be closed and the students who reside in these attendance zones will attend the new Somerville Elementary School." There is no requirement there to close Central Elementary, or to accommodate its pupils in the new school. Why are you being asked to spend millions of extra dollars to include Central's students in the new school? Central has been thrown in there because I included it in the Plans I developed, that would be Plans I, II, and III. When I

included Central in there, I was looking at redoing zone lines to get better utilization of all the schools, to close at least one school, create more efficient class sizes, and the results of that was about \$700,000 in savings. That money was going to go toward the school note, and that made it feasible to go ahead and throw that third school in. I think it's clear from the information that you've been given that those kinds of savings are not going to materialize. If those savings aren't there and you're not reworking your zone lines then you're cherry picking one piece of those plans and ignoring the rest, and it only works when they're all together. The consent order calls to close those two schools, one alternative is to just comply with the court order and not go beyond it is just to close two schools and rework the lines slightly, then a school that holds five hundred or five hundred fifty is all that you need. If you put the new school at the Jefferson site and use the existing gym you're going to save a million dollars. The gym is only fifteen years old it's in good shape it only needs a set of bleachers on the other side. Then you are looking at seven and a half to eight million dollars. So basically, you have some alternatives that need to be looked at. There's no reason to build a fifteen million or thirteen million dollar school until you've looked at the requirements and studied the cost to meet those requirements. I expect this body to look at all the alternatives before you make a huge decision like this.

The two plans cited by Dr. Winecoff's final report were done by me, not Dr. Winecoff. I developed them over the fall of 2009, presented them to a joint meeting of School Board members, and Commissioners, and Dr. Winecoff when he came back in early December. Those plans were thrown out for discussion purposes, they didn't get any discussion, but that was the reason for that. When he was done with his visits he wrote his final report. He used the numbers out of my plans, but those are my plans that you all keep citing, and they move all the boundary lines. And he also signed off on plan three. So when you're giving him all the credit, saying I wasn't a part of this, then you need to remember how all this came together. He and I worked very closely. One other last thing, when he said he thought the school ought to go to the west side of Somerville, his boundary line going west was Fayette Academy. He was looking at the heart of Somerville not the Warren Road area.

Commissioner Leggett cited the 2009 consent decree, stating that the last three sentences in section 4 are very binding on the Legislative Board. "The district shall inform the United States if funding is not obtained for the new school within one week of receiving such notification from the appropriate legislative body. The parties will then initiate negotiations in an effort to prepare a joint proposal for modification of the courts order to be filed within 90 days from the date the district notifies the United States that it did not obtain funding to construct the new school. If the parties are unable to agree on a joint proposal they shall file separate proposals with the Board within sixty days, and within a 150 days after the date the district notifies the United States of the no funding. I think that what its telling us is to build a school.

Chairman Taylor stated that what he has been told by all the attorneys is that once the Commission gives an answer to build or not to build, and neither of these resolutions

does that, they are just asking for information to go toward that. Neither of these resolutions says what we will do.

Commissioner Oglesby stated that he would like to make an amendment to Ms. Dowdle's resolution. On the last page under line 8, I would like to insert the following language, I would like number 9 to read, "To provide the transfer of any vacated schools upon closure to the county that they may be sold and the proceeds applied to the debt service for the new school." Commissioner Lillard seconded the motion.

Commissioner Logan called for a point of order, stating that this resolution and the one proposed by Commissioner Anderson were in conflict. A roll call vote was had with the following results:

Voting "YES" Commissioner Logan (1)

Voting "NO" Commissioners Ed Allen, Joann Allen, Anderson, Brewer, Cox, Dowdle, Harris, Howard, Kelley, Leggett, Lillard, Oglesby, Reeves, Seals, Wilson, and Watkins (16)

Thereupon the point of order failed.

A roll call vote was then taken on the original motion by Commissioner Dowdle, amended by Commissioner Oglesby, to adopt the "Resolution of the Fayette County Board of Commissioners Requesting Additional Information and Continuing Pending Receipt of Additional Information From The Fayette County Board of Education".

Voting "YES" Commissioners: Joann Allen, Anderson, Brewer, Cox, Dowdle, Harris, Kelley, Lillard, Logan, Oglesby, Reeves, Seals, Wilson, and Watkins (14)

Voting "NO" Commissioners: Ed Allen, Howard, and Leggett (3)

Thereupon the motion passed.

RESOLUTION OF THE FAYETTE COUNTY BOARD OF COMMISSIONERS
REQUESTING ADDITIONAL INFORMATION AND CONTINUING
PENDING RECEIPT OF ADDITIONAL INFORMATION
FROM THE FAYETTE COUNTY BOARD OF EDUCATION

Whereas, on January 25, 2011, this Commission received a request from the Fayette County Board of Education in the amount of \$14,900,000 to fund construction of a new school; and

Whereas, on January 25, 2011, this Commission received information from the Board of Education regarding the savings projected to result from construction of a new school and finds this information to be confusing and inconsistent; and

Whereas, on January 25, 2011, this Commission was shown a school zone map by the Board of Education in conjunction with the presentation of its funding request which contained hand-drawn boundary lines and was not accompanied by any statistics indicating the student membership, utilization, or racial composition for each of the elementary schools; and

Whereas, the Board of Education has not provided this Commission with any documentation to show how approval of its funding request will eliminate racial identifiability in the elementary schools and will improve the utilization of school facilities; and

Whereas, on February 17, 2011, at a meeting of the Joint Committee on Desegregation, the answers provided by the Board of Education in response to questions from Commissioner Ed Allen concerning the cost of construction were inconsistent with the information contained in the Board's funding request and therefore need further explanation; and

Whereas, on February 17, 2011, at a meeting of the Joint Committee on Desegregation, the answers provided by the Board of Education in response to questions from Commissioner Ed Allen concerning projected utility costs and projected school staffing costs/requirements were found to be insufficient and further information on these issues was requested of the Board but no date was specified for the presentation of the needed information; and

Whereas, on February 17, 2011, at a meeting of the Joint Committee on Desegregation, Fayette County Mayor Rhea Taylor asked several worthwhile questions about school utilization and the number of students to be affected by boundary line changes and this Commission desires to know the Board's answers to those questions; and

Whereas, the Board of Education, upon reviewing its current level of funding and based on the contemplated consolidation of schools, has recently determined that it will realize savings in an amount sufficient to fund most, if not all, of the debt on the building of a new school; and

Whereas, this Commission seeks specific information from the Board of Education regarding the nature and extent of these savings, where the savings will be realized, and verification from the Board that said savings will be used and directed toward the payment and service of the debt on the building of a new school;

NOW, THEREFORE, BE IT RESOLVED, THAT:

This Commission respectfully requests that by March 15, 2011, the Board of Education provide a written response to the following nine items in order to assist this Commission in its evaluation of the Board's funding request.

1. Provide a copy of the research indicating students learn better and perform better in a new school building. (Referenced in Dr. Cedrick Gray's memo handed out at the February 17, 2011, meeting of the Joint Committee on Desegregation)
2. New School Building
 - a. Have the plans for the new school been developed? If not, when will they be complete?
 - b. How was the total project cost of \$14,900,000 arrived at?
 - c. Why did the project cost drop to \$13,000,000 or less at the February 17, 2011, meeting of the Joint Committee on Desegregation?
3. School Zone Plan presented to the Commission at its January 25, 2011, meeting
 - a. Has the Board of Education approved the zone plan? If not, why was it presented?
 - b. Has the Court approved the zone plan? If not, when is Court approval anticipated?
 - c. Does the zone plan affect all elementary school zones?
 - d. What are the student membership, utilization, and racial composition for each elementary school?
 - e. How many children currently at each school, percentage and number, will be attending a different school under the zone plan?
 - f. If the zone plan has Northwest Elementary close to or at 100% utilization, what is the Board's plan to accommodate the students at Northwest? How will a magnet or optional program be implemented at Northwest if there is no room for additional students?
4. Savings
 - a. Provide a utility analysis showing volume utilization rather than dollars for the three schools to be closed and for the new school. If the new school does not show reduced utilization, explain why.
 - b. Provide the comparative analysis for school operations using today's salaries for the new school and itemizing all school-wide positions by classification, e.g., instructional facilitators, data clerks.
 - c. Teacher assistants are projected to be reduced from 19 to 7. Please explain why so few teacher assistants will be needed for the new school.
 - d. Why are three secretaries needed at the new school?
 - e. Why are the assistant principal and assistant librarian salaries projected to be so high?
 - f. Provide the personnel salary information traditionally reported with the Board's annual budget for all Board personnel, including the following:
 - 1) For each employee – name, department/school, specific position (literacy leader, classroom teacher, cafeteria clerk, etc.), account number for salary, total base salary
 - 2) For certified staff - the spreadsheet in digital form that includes the information in 1) above and also contains the individual supplement amounts, career ladder amount, training level, and years of service

3) For hourly employees – the hourly rate and the total gross earnings for fiscal year 2009-2010 in addition to the information in 1) above

g. Provide a copy of the teacher salary schedule currently in effect.

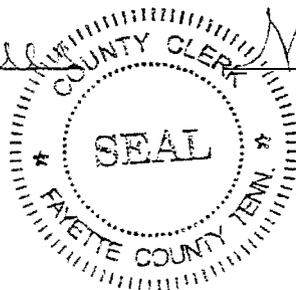
5. Provide a detailed explanation of how the Board's plan fulfills each of the six Green factors – student body composition, faculty composition, staff composition, facilities, transportation and extra-curricular activities.
6. Where will the Alternative School be housed during construction of the new school?
7. Explain the justification for closing Central Elementary since this is not a requirement of the 2009 Consent Order.
8. Provide detailed information regarding all areas of the school budget from which the Board of Education believes it will realize savings in an amount sufficient to service most, if not all, of the debt on the building of a new school, including a specific itemization of staff positions and salaries to be added and/or eliminated.
9. Provide the transfer of any vacated schools, upon closure, to the County so that they may be sold, with the proceeds of such sale to be applied to debt service for the new school.

Adopted this 1st day of March, 2011, the public welfare requiring it.

Chairman, Board of Commissioners

ATTESTED:

County Court Clerk



March 3, 2011
Date

Commissioner Anderson then moved that the "Resolution of the Fayette County Commission, Dated March 1, 2011, be approved. The motion was seconded by Commissioner Leggett, and the following roll call vote was had:
 Voting "YES" were Commissioners Ed Allen, Anderson, Brewer, Howard, Kelley, Leggett, Reeves, Seals, and Wilson.(9)
 Voting "NO": Commissioners Joann Allen, Cox, Dowdle, Harris, Lillard, Logan, Oglesby, and Watkins (8)
 Without the proper majority the motion failed.

Commissioner Harris moved that the "Resolution of the Fayette County Board of Commissioners Hiring Counsel To Represent The Interests Of The Commission" be adopted with the correction of item number 3, that rather than reading " Budget Chairman Ronnie Harris is hereby appointed to serve is liaison" that it read " County Commissioner David Lillard is hereby appointed to serve as liaison". The motion was seconded by Commissioner Dowdle and passed on roll call vote as follows:
 Voting "YES" Commissioners: Joann Allen, Brewer, Cox, Dowdle, Harris, Lillard, Logan, Oglesby, Seals, and Watkins (10)
 Voting "NO" Commissioners: Ed Allen, Anderson, Howard, Kelley, Leggett, Reeves, and Wilson (7)
 Said motion passed.

Whereas, this Commission and the County Mayor have counsel and are jointly represented by Steven Shields, with the law firm of Jackson, Shields, Yeiser & Holt, in matters relating to the 1965 desegregation lawsuit filed against the Fayette County Board Of Education; and

Whereas, this Commission desires that it and the County Mayor shall continue to be advised and jointly represented by Steven Shields; and

Whereas, questions which have arisen at meetings, as well as debate at meetings, lead this Commission to believe that it requires additional counsel to provide a fresh perspective on the matters relating to the desegregation lawsuit;

NOW THEREFORE BE IT RESOLVED, THAT:

1. Loys A. "Trey" Jordan, III, with the firm of McDonald Kuhn, PLLC, is hereby hired as counsel at an initial hourly rate of \$195.00 to advise and represent this Commission and the County Mayor in his capacity as Chairman of this Commission.
2. Joseph Baker, an associate attorney with the firm of McDonald Kuhn, PLLC, is hereby hired as counsel at an initial rate of \$160.00 to advise and represent this Commission and the County Mayor in his capacity as Chairman of this Commission.
3. County Commissioner David Lillard is hereby appointed to serve as liaison between this Commission and its counsel, Loys A. "Trey" Jordan, III and Joseph Baker.
4. Commission Consultant Dana Pittman is hereby assigned to assist County Commissioner David Lillard and all legal counsel and shall be paid at an hourly rate of \$30.00.
5. The budget for General Fund # 101 is hereby amended to allocate \$5,000 of the fund balance to account 51100-331 for Legal Services, said allocation to be used exclusively to pay for the services of Counselors Jordan and Baker.
6. This Commission and the County Mayor shall continue to be advised and jointly represented by Counselor Shields.

Adopted this 1st day of March, 2011, the public welfare requiring it.

Commissioner Lillard then moved that the following "Resolution of The Fayette County Board of Commissioners Approving Consulting Estimates To Acquire Information On Alternatives To The New School Requested By The Fayette County Board of Education" be adopted. The motion was seconded by Commissioner Oglesby. This resolution provides for funds to allow Henson Construction Services, Inc. After discussion it was determined that there is not a contract for this work, only an estimate, so

a contingency clause was added making approval contingent upon the approval of the County Attorney.

A roll call vote was taken with the following results:

Voting "YES" : Commissioners Joann Allen, Cox, Dowdle, Harris, Lillard, Logan, Oglesby, Seals, and Watkins (9)

Voting "NO" : Commissioners Ed Allen, Anderson, Brewer, Howard, Kelley, Leggett, Reeves, and Wilson (8)

Without the required majority, the motion failed.

The next item on the agenda was the approval of a quit claim deed for railroad property to be deeded back to the original owner, Ringwood Containers LP. Motion was made to approve by Commissioner Leggett and duly seconded. The motion passed with 16 Commissioners voting "YES" and Commissioner Anderson voting "NO".

Chairman Taylor stated that in March the position on the Commission Previously held by Commissioner Tom Karcher, who passed away in February will be filled. The person filling this position must live in the same Commissioner District that Commissioner Karcher did, and will serve until August, 2012. Then to hold that seat the person must run in the General Election, which will be the election for the Property Assessor also.

With no further business before the Board, the meeting was adjourned.

Rhea Taylor, County Mayor

Sue W. Culver, County Clerk