

FAYETTE COUNTY LEGISLATIVE BODY

MAY 24, 2011

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 24th day of May, 2011. Present and presiding was Chairman Pro Tempore Ronald Harris. Also present were the following: Sue W. Culver, County Clerk; Chief Sheriff's Deputy Tom Whitaker, and the following County Commissioners: Ed Allen, Joann Allen, Steve Anderson, Charles Brewer, Odis Cox, Lee "Sissy" Dowdle, Willie German, Jr., Reggie Howard, Judy Karcher, Bill Kelley, Terry Leggett, David Lillard, Sylvester Logan, Steve Reeves, Raymond Seals, Myles Wilson, and Larry Watkins.

A quorum was met with eighteen (18) Commissioners present. Chairman Rhea Taylor and Commissioner Claude Oglesby were in mediation with the Board of Education at the time of the meeting.

The floor was opened for comments on non-agenda items. John Bragorgas of 155 Nicholas Dr, Somerville, TN 38068, addressed the Board with concerns regarding the loan for the school, and issues regarding the consultant's time sheets, which turned out to be an agenda item.

Commissioner Dowdle moved that the minutes from the May 3, 2011 meeting be approved. The motion was seconded by Commissioner Brewer and passed unanimously.

Commissioner Reeves moved that the following Resolution Honoring George Wayne Burch For His Dedicated Service To Fayette County, TN., be approved. The motion was seconded, and passed unanimously. Commissioner Reeves then read the resolution to Mr. Burch's family, who were present.

WHEREAS, Mr. George Wayne Burch, a native of Fayette County and resident of the 14th Civil District of Fayette County, Tennessee, was appointed as a member of the Fayette County Board of Public Works to represent Civil Districts 13,14, and 15 and began his recent service as a member of the Board on September 1, 2010 and continued to serve in that capacity until his death on December 1, 2010; and

WHEREAS, Mr. George Wayne Burch was born and raised in Fayette County, Tennessee, and was educated in the Fayette County Public School System, and was a graduate of Fayette County High School, class of 1953; and

WHEREAS, Mr. George Wayne Burch was married June 5, 1955 to the former Betty M. Seward of the Eads Community; and

WHEREAS, Mr. George Wayne Burch served honorably in the Tennessee National Guard; and

WHEREAS, Mr. George Wayne Burch was a lifelong resident of Fayette County and a dedicated public servant having served as a volunteer Deputy Sheriff, the First Fire Chief for the Williston Fire Department, a member of the Fayette County Rescue Squad, an employee of the Board of Education, a member of the Fayette County Board of Public Works for 8 years from September, 1978 to October, 1986 and a full time Supervisor for Public Works where he worked until his retirement in 2006; and

WHEREAS, Mr. George Wayne Burch earned the admiration and respect of friends, colleagues, and co-workers for his dedication, enthusiasm, professionalism, sense of humor and hard work;

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Fayette County, Tennessee, that we take great pleasure in honoring the memory of Mr. George Wayne Burch by recognizing his many years of dedicated public service and herewith express our sincere gratitude for the invaluable contributions he made to Fayette County, Tennessee.

BE IT FURTHER RESOLVED that this resolution be spread upon the permanent minutes of the Fayette County Commission and that copies be presented to Betty M. Seward Burch, his wife of 55 years, Cheryl Burch Citrone, his daughter, Nick Citrone, his grandson and to other family members.

The floor was then opened for a public hearing in the matter of establishing a speed limit of 20 MPH for the entire length of Stevens Drive and 30 MPH for the entire length of Terry Road. With no one speaking "for" or "against" the public hearing was closed.

Commissioner Howard then moved that the following speed limit resolution be approved. The motion was seconded by Commissioner German and passed unanimously by the Board.

BE IT RESOLVED by the Board of County Commissioners and/or County Legislative Body of Fayette County, Tennessee, in regular session assembled on this 24th day of May, 2011, being the fourth Tuesday of said month and the regular monthly meeting date of the May said County Legislative Body, in the Bill G. Kelley Criminal Justice Complex at Somerville, Tennessee, that pursuant to the provisions of Chapter No. 357 of the Private Acts of Tennessee, and amendment thereto, it shall be unlawful for any person to operate or drive a motor vehicle in excess of twenty (20) miles per hour for the entire length of Stevens Road, a distance of 1.35 miles, from its intersection with Highway 194 on the west to its intersection with Tomlin Road on the east, and the entire length of Terry Road which is 1.38 miles in length from the city limits of Oakland on the south to its intersection with Stevens Drive on the north shall have a speed limit of 30 MPH, being located in the 8th Civil District of Fayette County, Tennessee; and **BE IT FURTHER RESOLVED** that any person violating the provisions of this resolution shall be guilty of a misdemeanor and punished accordingly.

Commissioner Dowdle moved that the following be elected notaries public: Pam D. Clift, Robert E. Deibel, III, Carolyn D. Greene, Margaret E. Hill, Alongee M. Hilliard, Carly Miller, Ivy E. Mol, Toni Pollet, Lisa Reaney, Shirley Scheibe, and Deanna J. White. The motion was duly seconded, and passed unanimously.

No information was available on the Board of Equalization nominee, so the matter was held up until the next Commission meeting.

There were no reports given for the Mayor's Office, Sheriff's Department, Board of Education, Juvenile Court, Board of Public Works, Trustee, or Office of Planning and Development.

Commissioner Wilson reported for the Development Committee. He moved that the "Resolution Authorizing Submission Of An Application For A Litter And Trash Collecting Grant From The Tennessee Department Of Transportation And Authorizing The Acceptance of Said Grant" be approved. The motion was seconded by Commissioner Kelley, and passed unanimously as follows:

WHEREAS, the County of Fayette intends to apply for the afore mentioned grant, from the Tennessee Department of Transportation; and

WHEREAS, the contract for the grant will impose certain legal obligations upon the County of Fayette.

NOW, THEREFORE, BE IT RESOLVED, by the County Legislative Body and/or the Board of County Commissioners of Fayette County, Tennessee, in regular session assembled on this 24th day of May, 2011, in the Criminal Justice Center in Somerville, Tennessee.

1. That Rhea Taylor is authorized to apply on behalf of Fayette County, for a litter and trash collecting grant from the Tennessee Department of Transportation.
2. That should said application be approved by the Tennessee Department of Transportation, then Rhea Taylor is authorized to execute contracts or other necessary documents, which may be required to signify acceptance of the litter and trash collecting grant by Fayette County.

Commissioner Wilson moved that the County enter a data sharing agreement with the Homeland Security District for our region. This will allow the County to take advantage of a GIS grant available from Homeland Security. The motion was seconded by Commissioner Howard, and the motion passed with a vote of 17 to 1, with Commissioner Ed Allen the only opposing vote.

Commissioner Willie German reported for the Health and Welfare Committee, which met on May 10, 2011, and again on May 23, 2011. The Committee studied budget requests for several departments and referred them to the budget committee.

Commissioner German moved to change the fees for solid waste from 4 bags of garbage for \$1 to 2 bags for \$1. This move should add about six thousand dollars income

per year to the budget. Commissioner Leggett seconded the motion which passed unanimously.

The committee discussed adding a fourth ambulance and all the costs associated with it. It was the decision of the committee to study the requests and to make a recommendation on the feasibility of a fourth ambulance after the study. The Committee also discussed the need for some more updated heart monitors for the ambulance service. Sam McKnight told the committee he might could get some machines that are not new, but will do the job at a reduced costs. Mr. McKnight had stated that if we don't upgrade the equipment we may be forced to do so anyway. Commissioner German moved that the request from Ambulance Service Director Sam McKnight be allowed to increase ambulance fees to be more in line with adjoining counties be implemented to become effective June 1, 2011. The motion was duly seconded by Commissioner Leggett. Commissioner Lillard moved to table the matter until the Commission has time to look at the fee structures. With no second to the motion to table the matter, Commissioner German's original motion was voted on, and passed unanimously.

Commissioner Anderson reported for the Criminal Justice and Public Safety Committee. The Committee reviewed several budget requests and discussed a Fire Fee to be instituted to cover the costs of the Fire Department. The committee decided to study the requests and to reconvene later to hear a Fire Fee proposal. The Mayor suggested public hearings to inform the public of the proposal for a fire fee, one at Somerville, one at Oakland and one at Moscow.

Commissioner Harris reported for the Budget Committee. Commissioner Howard moved to approve the budget amendment to County General Fund 101. Commissioner Dowdle moved to second the motion. Commissioner Leggett then moved to table the portion of the amendment that deals with the legal fees until an itemized bill is received from all payees. This motion was seconded, and Commissioner Dowdle asked for a roll call vote.

Voting "YES" were the following Commissioners: Ed Allen, Joann Allen, Anderson, Brewer, Cox, German, Howard, Karcher, Kelley, Leggett, Reeves, Seals, Wilson, and Watkins(14)

Voting "NO" Commissioners Dowdle and Lillard (2)

"Passing": Commissioner Logan.

Thereupon the motion passed to approve the amendment with the exception of the legal expenses.

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 24th day of May, 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 May, 2011

<u>Adjustment to Revenue Accounts:</u>	<u>INCREASE</u>	<u>DECREASE</u>
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47220 Civil Defense Reimbursement		\$ <u>4,828.50</u>
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TOTAL INCREASE/DECREASE TO REVENUE ACCOUNTS:		\$ 4,828.50
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<u>Adjustment to Expenditure Accounts:</u>	<u>INCREASE</u>	<u>DECREASE</u>
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<u>51100 County Commission</u>		
191 Board & Committee Fees	\$13,000.00	
331 Legal Services	<u>50,000.00</u>	
Subtotal-51100	\$63,000.00	

<u>51400 County Attorney</u>		
189 Other Salaries and Wages	\$ 376.00	
199 Other Per Diem and Fees	45,000.00	
201 Social Security	1,020.00	
212 Medicare	<u>260.00</u>	
Subtotal-51400	\$46,656.00	

<u>51500 Election Commission</u>		
349 Printing, Stationery	-----	\$ 740.00
351 Rentals	<u>\$ 740.00</u>	-----
Subtotal-51500	\$ 740.00	\$ 740.00

<u>51600 Register of Deeds</u>		
307	Communication	\$ 1,000.00
317	Data Processing Services	\$ 1,000.00
355	Travel	250.00
435	Office Supplies	<u>250.00</u>
	Subtotal-51600	\$ 1,250.00 \$ 1,250.00
 <u>51710 Development</u>		
312	Contract w/ Private Agencies	\$ 1,100.00
355	Travel	<u>\$ 1,100.00</u>
	Subtotal-51710	\$ 1,100.00 \$ 1,100.00
 <u>51800 County Buildings</u>		
307	Communication	\$ 330.00
335	Maint. Repair-Buildings	10,000.00
452	Utilities	<u>7,000.00</u>
	Subtotal-51800	\$17,330.00
 <u>52300 Property Assessor's Office</u>		
307	Communication	\$ 200.00
332	Legal Notices	\$ 200.00
355	Travel	750.00
425	Gasoline	1,717.00
711	Furniture & Fixtures	<u>200.00</u>
	Subtotal-52300	\$ 1,917.00 \$ 1,150.00
 <u>52310 Reappraisal Program</u>		
317	Data Processing Service	\$ 200.00
332	Legal Notices	300.00
355	Travel	<u>467.00</u>
	Subtotal-52310	\$ 967.00
 <u>52400 County Trustee's Office</u>		
317	Data Processing Service	\$ 326.00
349	Printing Stationery Forms	<u>\$ 326.00</u>
	Subtotal-52400	\$ 326.00 \$ 326.00

<u>52500 County Clerk's Office</u>		
320	Dues & Memberships	\$ 150.00
435	Office Supplies	\$ 150.00
	Subtotal-52500	\$ 150.00
<u>53100 Circuit Court</u>		
194	Jury & Witness Fees	\$ 7,200.00
196	In Service Training	775.00
349	Printing Stationery Forms	\$ 694.00
355	Travel	694.00
709	Data Processing Equipment	1,150.00
	Subtotal-53100	\$ 8,669.00
<u>53300 General Sessions Court</u>		
196	In Service Training	\$ 320.00
307	Communication	49.00
317	Data Processing Services	\$ 49.00
349	Printing Stationery Forms	936.00
709	Data Processing Equipment	1,767.00
	Subtotal-53300	\$ 1,816.00
<u>53310 General Sessions Judge</u>		
307	Communications	\$ 200.00
355	Travel	800.00
432	Library Books	\$ 1,000.00
	Subtotal-53310	\$ 1,000.00
<u>53320 General Sessions Court Clerk</u>		
307	Communication	\$ 540.00
349	Printing Stationery Forms	\$ 936.00
355	Travel	85.00
435	Office Supplies	42.00
709	Data Processing Equipment	575.00
	Subtotal-53320	\$ 1,021.00
<u>54110 Sheriff's Department</u>		
307	Communication	\$ 9,580.00
335	Maint. Buildings	6,300.00
337	Maint. Office Equipment	\$ 7,000.00
425	Gasoline	22,574.00
435	Office Supplies	7,000.00

451	Uniforms		4,000.00
452	Utilities		9,580.00
499	Other Materials		6,300.00
599	Other Charges		12,200.00
708	Communication Equipment	12,200.00	
709	Building Improvements		4,000.00
718	Motor Vehicles		<u>14,574.00</u>
	Subtotal-54110	\$57,654.00	\$57,654.00
<u>54210 Jail</u>			
110	Lieutenants		\$30,500.00
115	Sergeants	\$30,500.00	
196	In Service Training		15,800.00
312	Contracts with Private Agencies		24,000.00
335	Maint. Buildings	6,000.00	
340	Medical & Dental Services	41,084.00	
410	Custodial Supplies	8,500.00	
425	Gasoline	1,500.00	
441	Prisoner Clothing		5,000.00
451	Uniforms		1,500.00
499	Other Materials		3,500.00
707	Building Improvements		100.00
708	Communications Equipment	2,862.00	
711	Furniture & Fixtures		1,000.00
716	Law Enforcement Equipment		2,762.00
790	Other Equipment		<u>5,000.00</u>
	Subtotal-54210	\$90,446.00	\$89,162.00
<u>54900 Other Public Safety</u>			
205	Employee Insurance	\$ 1,027.00	
425	Gasoline	<u>8,556.00</u>	
	Subtotal-54900	\$ 9,583.00	
<u>55120 Rabies & Animal Control</u>			
425	Gasoline	\$ 4,836.00	
718	Motor Vehicles		<u>\$15,703.00</u>
	Subtotal-55120	\$ 4,836.00	\$15,703.00

<u>55720 Sanitation Education</u>		
205 Employee Insurance	\$ 187.00	
451 Uniforms	16.00	
499 Other Supplies	1,000.00	
599 Other Charges	<u>2,400.00</u>	
Subtotal-55720	\$ 3,603.00	
<u>56500 Libraries</u>		
103 Assistants		\$ 3,781.00
169 Part Time Personnel	<u>\$ 3,781.00</u>	<u> </u>
Subtotal-56500	\$ 3,781.00	\$ 3,781.00
<u>57500 Soil Conservation</u>		
335 Main. & Repair-Bldgs.		\$ 9.87
435 Office supplies	<u>\$ 9.87</u>	<u> </u>
Subtotal-57500	\$ 9.87	\$ 9.87
<u>58220 Airport</u>		
702 Airport Improvement	<u>\$ 4,828.50</u>	
Subtotal-58220	\$ 4,828.50	
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS:	\$319,716.37	\$177,298.87
Prior Estimated Expenditures		\$13,038,569.00
Total Estimated Expenditures this Amendment		\$13,176,158.00
Projected Fund Balance before Amendment		\$ 1,281,549.00
Change in Fund Balance this Amendment		\$ 137,589.00
Estimated Ending Fund Balance as of June 30, 2011		\$ 1,143,960.00

Commissioner Wilson moved to approve the County Solid Waste Fund Budget Amendment to Solid Waste Fund 116. The motion was seconded by Commissioner Brewer 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 24th day of May, 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 Solid Waste Fund #116 Budget Amendment be amended in the following words and figures, to wit:

**COUNTY SOLID WASTE FUND
BUDGET AMENDMENT
F/Y 10/11
MAY, 2011**

<u>Adjustment to Expenditure Accounts:</u>	INCREASE	DECREASE
<u>55732 Convenience Centers</u>		
724 Site Development		<u>\$ 1,411.86</u>
Subtotal-55732		\$ 1,411.86
<u>55754 Landfill Operation</u>		
724 Site Development	<u>\$ 1,411.86</u>	
Subtotal-55754	\$ 1,411.86	
TOTAL INCREASE/DECREASE TO EXPENDITURE ACCOUNTS:	\$ 1,411.86	\$ 1,411.86
Prior Estimated Expenditures		\$ 955,654.00
Total Estimated Expenditures this Amendment		\$ 955,654.00
Projected Fund Balance before Amendment		\$ 180,731.00
Change in Fund Balance this Amendment		\$ 00.00
Estimated Ending Fund Balance as of June 30, 2011		\$ 180,731.00

Andrew Perpener, Finance Director for Fayette County Schools addressed the Commission regarding a budget amendment to school funds 141 and 142. Commissioner Anderson moved that the following amendments be approved. The motion was seconded by Commissioner Howard and passed unanimously.

		INCREASE	DECREASE
141-71100			
141-71100-165	Educational Assistants	145,618.05	
141-71100-236	Maintenance and Repair Services	43,020.00	
141-71100-599	Other Charges.	282.55	
141-71100-116	Regular Instruction		188,920.60
Regular Instructions	Comments	Adjustment needed to cover line item coverage Other Chgs Increase represents News Paper chgs	188,920.60 188,920.60
141-71300			
71300-429	Instructional Supplies	20.36	
71300-399	Other Contracted		20.36
Vocational Education	Comments	Adjustment needed to cover line item coverage	20.36 20.36
141-72120			
72120-524	In Service/Staff Development	51.00	-
72120-499	Other Supplies and Materials		51.00
Regular Instructions	Comments	Adjustment needed to cover line item coverage	51.00 51.00
141-72130			
72130-322	Evaluation and Testing	12,714.89	
72130-599	Other Charges.	1,538.33	
72130-123	Guidance Personnel		14,253.22
Regular Instructions	Comments	Adjustment needed to cover line item coverage Other Chgs represent IT Services needed to configure additional computers in school classrooms.	14,253.22 14,253.22
141-72210			
72210-355	Travel	217.33	
72210-452	Library Books/Media	18,197.99	
72210-499	Other Supplies and Materials	587.97	-
72210-599	Other Charges	504.42	
72210-207	Medical Insurance		10,000.00
72210-336	Maintenance and Repair Services-Equipment		9,507.71
Regular Instructions	Comments	Adjustment needed to cover line item coverage Other Charges represent Apple Inc., charges	19,507.71 19,507.71
141-73400			
73400-105-VOL	Supervisor Director VOL	8,610.00	
73400-212	Employer Medicare	30.00	
73400-790-VOL	Other Equipment	-	8,640.00
Early Childhood	Comments	Adjustment needed to cover line item coverage	8,640.00 8,640.00

786

INCREASE/DECREASE 50.00

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 141 AMENDMENTS
 MAY 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-72310			
72310-191	Board and Committee Members Fees	28.40	
72310-320	Dues and Memberships	745.00	
72310-331	Legal Services	47,000.00	
72310-506	Liability Insurance	1,891.68	
72310-305	Audit Services	4,158.00	
72310-210	Unemployment Compensation		35,809.89
72310-399	Other Contracted Services		11,752.03
72310-186	Longevity		6,000.00
72310-204	State Retirement		1,561.16
72310-355	Travel		700.00
Board of Education	Comments Adjustment needed to cover line item overage	53,303.08	53,303.08
141-72320			
72320-207	Medical Insurance	13,556.43	
72320-355	Travel	500.00	
72320-435	Office Supplies	500.00	
72320-599	Other Charges	5,596.46	
72320-207-ACT	Medical Insurance ACT		5,400.00
72320-307	Communications		8,000.00
72320-320	Dues and Membership		1,000.00
72320-101-ACT	County Official / Administrative ACT		5,532.89
Office of the Superintendent	Comments Adjustment needed to cover line item overage Additional IT services for School System	19,932.39	19,932.39
141-72410			
72410-139	Assistants Principals	89,223.40	
72410-207	Medical Insurance	18,591.00	
72410-320	Dues and Membership	6,750.00	
72410-399	Other Contracted Services	335.60	
72410-104	Principals		100,000.00
72410-161	Secretary		10,000.00
72410-104-BEP	Principals BEP		5,000.00
Office of the Principal	Comments Adjustment needed to cover line item overage	115,000.00	115,000.00
141-72510			
72510-435	Office Supplies	250.00	
72510-599	Other Charges	650.00	
72510-701	Administration Equipment		900.00
Fiscal Services	Comments Adjustment needed to cover line item overage Other chgs represent DSL services and Copier lease charges	900.00	900.00
		INCREASE/DECREASE	\$0.00
Fayette County School Board			5/5/2011
Amendment Approval			Date

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 141 AMENDMENTS
 MAY 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-72610			
72610-501	Boiler Insurance	852.36	
72610-502	Building and Contents Insurance	29,051.10	
Operations of Plant	Comments Adjustment needed to cover line item overage	29,913.46	-
141-72710			
72710-399	Other Contracted Services	2,100.00	
72710-425	Gasoline	24,000.00	
72710-433	Lubricants	4,200.00	
72710-338	Maintenance and Repair Services	-	30,300.00
Transportation	Comments Adjustment needed to cover line item overage	30,300.00	30,300.00
141-82130			
82130-610	Principals on Capital Leases	12,412.84	
82130-602	Principal on Notes	-	12,412.84
Principal on Debt	Comments Adjustment needed to cover line item overage	12,412.84	12,412.84
141-71600			
71600-429-AE	Instructional Supplies - (AE)	19,000.00	
47590	Other Federal Thru State		19,000.00
Adult Education Program	Comments AE was awarded new funds in the increased amount for computer equipment.	19,000.00	19,000.00
141-72710			
72110-499	Other supplies & Materials	-	245.00
72110-355	Travel	245.00	
Attendance	Comments Adjustment needed to cover line item overage	245.00	245.00
	INCREASE/DECREASE	50.00	

Fayette County School Board
 Amendment Approval

5/5/2011
 Date

789
 FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 141 AMENDMENTS
 MAY 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-72710			
72710-412	Diesel	60,000.00	
72710-729	Transportation Equipment	43,069.00	
39000-000	Undesignated Fund Balance	-	103,069.00

Transportation	Comments	Needed because of est 30% increased cost of fuel New Lift needed to be purchased because of Osha Compliance and Dot Safety regulations Old lift broken and beyond repair.	103,069.00	103,069.00
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141-72230			
72230-161	Secretary	27,191.00	
72230-201	Social Security	1,251.00	
72230-204	State Retirement	2,222.00	
72230-207	Medical Insurance	2,958.00	-
72230-212	Employer Medicare	293.00	
39000-000	Undesignated Fund Balance		33,915.00

Transportation	Comments	Position Salary and Benefits omitted in Final Budget Does not represent new position.	33,915.00	33,915.00
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Undesignated Fund Balance	1,078,972.00
Requested Change in Fund Balance	136,984.00
	<u>941,988.00</u>
3% Threshold of Budget Expenditure	810,285.47
	<u>\$ 131,702.53</u>

INCREASE/DECREASE \$0.00

Fayette County School Board	5/5/2011
Amendment Approval	Date

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 141 AMENDMENTS
 MAY 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-71300			
71300-116-SYS	Teachers SYS	-	16,350.00
71300-201-SYS	Social Security	-	1,013.70
71300-204-SYS	State Retirement		1,479.68
71300-212-SYS	Employer Medicare		237.08
71300-299-SYS	Other Fringe Benefits		55.00
72710-412-SYS	Diesel Fuel		52,500.00
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SYS Program	Comments Summer Youth Stimulus for one year ended.	-	71,635.46
141-72710			
71300-116-SY1	Teachers SY1	-	15,000.00
71300-201-SY1	Social Security	-	930.00
71300-204-SY1	State Retirement	-	1,357.50
71300-212-SY1	Employer Medicare	-	217.50
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SY1 Program	Comments Change in Funding Source for Summer Program SY1 - WIN	-	17,505.00
	Other Federal Through State 47590		89,140.46
	INCREASE / DECREASE	-	

Amendment Approval	Date
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FAYETTE COUNTY BOARD OF EDUCATION

FEDERAL PROGRAM
FUND 141 AMENDMENTS
MAY 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-72230 / 72710 ISY			
72230-207- ISY	Medical Insurance	-	9,000.00
72230-307- ISY	Communications	-	630.00
72230-336- ISY	Maintenance and Repairs	2,103.00	-
72230-335- ISY	Travel		1,758.00
72230-499- ISY	Other Supplies and Materials	4,000.00	-
72230-599- ISY	Other	3,840.00	-
72710-146- ISY	Bus Driver		2,941.00
72710-201- ISY	Social Security		184.00
72710-204- ISY	State Retirement		152.00
72710-212- ISY	Employer Medicare		45.00
72710-289- ISY	Other Fringe Benefits		133.00
ISY Program	Comments Adjustment needed to cover line item overage and disburse needed funds to other category for student participant scholarships and banquet	14,943.00	14,943.00

INCREASE / DECREASE

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Fayette County School Board
Amendment Approval

5/5/2011
Date

FAYETTE COUNTY BOARD OF EDUCATION
 GENERAL PURPOSE FUND
 FUND 141 AMENDMENTS
 APRIL

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-71300			
71300-399	Other Contracted Services	-	2,035.00
72230-499	Other Supplies and Materials	2,035.00	
Vocational Ed Program	Comments Funds transference represents decision to purchase welding gas cylinder rather than rental.. This decision will result in a cost savings.	2,035.00	2,035.00
71300-198	Non-Certificated Subs	1,100.00	
71300-730	Vocational instruction Equipment	-	1,100.00
Vocational Ed Program	Comments Funds are needed in Subs line item to cover teachers who are gone to FCCLA and Skills USA conferences.	1,100.00	1,100.00

INCREASE/DECREASE \$0.00

 Amendment Approval _____
 Date

FAYETTE COUNTY BOARD OF EDUCATION
GENERAL PURPOSE FUND
FUND 141 AMENDMENTS
APRIL

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
141-72110			
72110-499	Other supplies & Materials	-	625.00
72110-355	Travel	625.00	
Attendance	Comments Funds needed for Director to travel to an annual conference	625.00	625.00

INCREASE/DECREASE \$0.00

Amendment Approval

Date

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 142 AMENDMENTS
 APRIL 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
142-71200			
71200-499-91S	Supplies & Materials	3,000.00	
71200-725-91S	Equipment	37,080.00	
Regular Instructions	Comments Corrected Carryover Budget 2010-11	40,080.00	-
142-72220			
72220-355-91S	Travel	7,609.00	
Regular Instructions	Comments Corrected Carryover Budget 2010-11	7,609.00	-
47143-91S	IDEA ARRA PART B	47,589.00	-
	INCREASE / DECREASE	\$0.00	

Amendment Approval

Date

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 142 AMENDMENTS
 APRIL 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
<u>142-71200</u>			
71200-429-91S	Instructional Supplies & Materials	4244.8	
71200-499-91S	Supplies & Materials	-	584.02
71200-725-91S	Equipment	2,691.50	
Regular Instructions	Comments	6,936.30	584.02
<u>142-72220</u>			
72220-355-91S	Travel	-	2,107.88
Regular Instructions	Comments	-	2,107.88

47143-91S IDEA ARRA PART B INCREASE \$4,244.40

 Amendment Approval

 Date

FAYETTE COUNTY BOARD OF EDUCATION
 FEDERAL PROGRAM
 FUND 142 AMENDMENTS
 APRIL 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
142-71200			
71200-169-905	Educational Assistants	110,810.00	
71200-201-905	Social Security	7,181.00	
71200-204-905	State Retirement	9,925.00	
71200-212-905	Employer Medicare	1,680.00	
71200-312-905	Contracts with Private Agencies	189,390.00	
71200-399-905	Other Contracted Services	40,215.00	
71200-429-905	Instructional Supplies	19,384.26	
71200-499-905	Other Supplies and Materials	15,000.00	
71200-725-905	Special Education Equipment	14,900.00	
Regular Instructions	Comments Corrected Carryover Budget 2010-11	408,485.25	-
142-72220			
72220-355-905	Travel	25,226.00	
72220-599-905	Other Charges	12,000.00	
Regular Instructions	Comments Corrected Carryover Budget 2010-11	37,226.00	-
142-72710			
72710-729-905	Transportation Equipment	-	588,810.00
Regular Instructions	Comments Corrected Carryover Budget 2010-11	-	588,810.00
		47143-905 IDEA ARRA PART B DECREASE	\$143,098.74

Approved FC School Board
 Amendment Approval

4/20/2011
 Date

FAYETTE COUNTY BOARD OF EDUCATION
FEDERAL PROGRAM
FUND 142 AMENDMENTS
APRIL 2011

ACCOUNT	DESCRIPTION	INCREASE	DECREASE
<u>142-71200</u>			
71200-512-905	Contracts with Private Agencies	7,585.50	
71200-399-905	Other Contracted Services	8,532.75	
71200-429-905	Instructional Supplies	1,839.47	
71200-499-905	Other Supplies and Materials	-	5,413.99
71200-725-905	Special Education Equipment	18,360.80	
Regular Instructions	Comments Funds overspend and adjustments were needed to balance budget	36,818.52	5,413.99
<u>142-72220</u>			
72220-355-905	Travel	415.47	
72220-524-905	In Service Staff Development		26,348.00
72220-599-905	Other Charges	-	3,472.00
Regular Instructions	Comments Funds overspend and adjustments were needed to balance budget	415.47	31,820.00

INCREASE/DECREASE \$0.00

Approved FC School Board
Amendment Approval

4/20/2011
Date

Commissioner Dowdle moved that the "Resolution to Adopt A Continuing Budget And Tax Rate For The Fiscal Year Beginning July 1, 2011, And To Authorize The Issuance Of Tax Anticipation Notes For The County Of Fayette" be approved. The motion was seconded by Commissioner Howard and passed unanimously, as follows:

WHEREAS, it now appears that the 2011-12 fiscal year budget of Fayette County, Tennessee, will not be approved prior to the start of the 2011-12 fiscal year term of the Board of County Commissioners, now;

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Fayette County, Tennessee, that amounts set out in the 2010-11 Appropriation Resolution are hereby continued until a new 2011-12 Appropriation Resolution is adopted, and;

BE IT FURTHER RESOLVED, that the property tax rate of \$1.4781 per each \$100.00 of taxable property for the fiscal year beginning July 1, 2011, shall be the basis for the revenue estimates for the Continuing Resolution, and that a Tax Rate will be set after July 1st and;

BE IT FURTHER RESOLVED, that the County Mayor and County Clerk are hereby authorized to borrow money on tax anticipation notes, provided that such notes are first approved by the State Director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenues for the fiscal year 2011-12 have been collected, not exceeding 60% of the appropriations of each individual fund of the continuing budget. The notes evidencing the loans authorized under this section shall be issued under the authority of Title 9, Chapter 21, Tennessee Code Annotated. All said notes shall mature and be paid in full without renewal not later than June 30, 2012.

BE IT FURTHER RESOLVED, that this Resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 2011.

Adopted this 24th day of May, 2011.

COUNTY MAYOR

SEAL

ATTESTED:

COUNTY CLERK

Commissioner Brewer moved that the "Supplemental Resolution No. 1 Of The Governing Body Of Fayette County, Tennessee, Authorizing The Issuance, Sale, and Payment Of County General Fund Tax Anticipation Notes Not To Exceed \$2,500,000" and "The Supplemental Resolution No. 2 Of The Governing Body of Fayette County, Tennessee, Authorizing The Issuance, Sale, and Payment Of General Purpose School Fund Tax Anticipation Notes Not To Exceed \$1,200,000" be approved. The motion was seconded and a roll call vote was called for with the following results:

Voting "YES" were Commissioners Anderson, Brewer, Cox, Dowdle, German, Howard, Karcher, Kelley, Lillard, Reeves, Seals, Wilson, and Watkins(13)

Voting "NO" was Commissioner Leggett (1)

"Passing" were Commissioners Ed Allen, Joann Allen, and Logan (3)

WHEREAS, the Governing Body of Fayette County, Tennessee, (the "Local Government") has determined that it is necessary and desirable to borrow a limited amount of funds to meet appropriations made for the County General Fund (the "Fund") for the current fiscal year, being July 1, 2011, through June 30, 2012, inclusive, (the "Fiscal Year"), in anticipation of the collection of taxes and revenues for the Fund during the Fiscal Year; and

WHEREAS, under the provisions of Part I, IV, and VIII of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to issue and sell interest-bearing tax anticipation notes in amounts not exceeding sixty percent (60%) of the Fund appropriation for the Fiscal Year upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body authorized the issuance of tax anticipation notes by resolution entitled "A RESOLUTION TO ADOPT A CONTINUING BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND TO AUTHORIZE THE ISSUANCE OF TAX ANTICIPATION NOTES FOR THE COUNTY OF FAYETTE" adopted May 24, 2011 (the "Original Authorizing Resolution"); and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to further authorize the issuance and sale of tax anticipation notes in order to provide certain additional details relating to such notes and to approve the form of such notes.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Fayette County, Tennessee, as follows:

Section 1. That for the purpose of providing funds to meet certain appropriations for the Fiscal Year, the County Mayor of the Local Government is hereby authorized in accordance with the terms of this Resolution to issue and sell interest-bearing tax anticipation notes in a principal amount not to exceed Two Million Five Hundred Thousand and No/100 Dollars (\$2,500,000.00) (the "Notes") at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Notes shall be designated "County General Fund Tax Anticipation Notes, Series 2011"; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than par value and accrued interest; and shall bear interest at a rate or rates not to exceed five and one-half percent (5.50%) per annum, and in no event shall exceed the legal limit provided by law, all as shall be determined by the County Mayor.

Section 2. That the sum of the principal amount of the Notes, together with the principal amount or amounts of any prior tax anticipation notes issued during the Fiscal Year for such Fund, does not exceed sixty percent (60%) of the Fund appropriation for the Fiscal Year.

Section 3. That the Notes may be renewed from time to time and money may be borrowed from time to time for the payment of any indebtedness evidenced by the Notes; provided, that the Notes and any renewal notes shall mature and be paid in full without renewal on or before the end of the Fiscal Year. If the Local Government overestimates the amount of taxes and revenue collected for the Fiscal Year and it becomes impossible to retire the Notes and all renewal notes prior to the close of the Fiscal Year, then the Local Government shall apply to the State Director of Local Finance within ten (10) days prior to the close of the Fiscal Year for permission to issue funding bonds to cover the unpaid Notes in the manner provided by Title 9, Chapter 11 of Tennessee Code Annotated or as otherwise provided for in a manner approved by the State Director of Local Finance.

Section 4. That the Notes shall be secured solely by the receipt of taxes and revenues by the Fund during the Fiscal Year.

Section 5. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption without a premium.

Section 6. That the Notes shall be executed in the name of the Local Government and bear the manual signature of the County Mayor of the Local Government and the manual signature of the County Clerk with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the County Trustee of the Local Government or the paying agent duly appointed by the Local Government and the County Mayor is hereby authorized to make any such appointment on behalf of the Local Government. Proceeds of the Notes shall be deposited with the County Trustee of the Local Government and shall be paid out for the purpose of meeting Fund appropriations made for the Fiscal Year in anticipation of the collection of revenues and taxes pursuant to this Resolution and as required by law.

Section 7. That the Notes shall be in substantially the form attached hereto and shall recite that that notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated. To the extent it is proper to do so, the Local Government hereby designates the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended. The Notes may be issued as a single note representing a straight line of credit not exceeding maximum authorized principal amount.

Section 8. That the Notes shall be sold only after the receipt of the approval of the State Director of Local Finance for the sale of the Notes.

Section 9. That all actions of the County Mayor, County Clerk and other County officials done or performed in connection with the issuance of tax anticipation notes in reliance upon the Original Authorizing Resolution and this Supplemental Resolution are hereby ratified and approved.

Section 10. That this Supplemental Resolution is supplemental to the Original Authorizing Resolution and all orders or resolutions in conflict with the Original Authorizing

Resolution, as supplemented by this Supplemental Resolution, are hereby repealed insofar as such conflict exists. This Resolution shall become effective immediately upon its passage and its provisions shall be in force from and after July 1, 2011.

Duly passed and approved this 24th day of May, 2011.

FAYETTE COUNTY, TENNESSEE

By: _____
County Mayor

ATTESTED:

(County Clerk)

(Other Business)

Upon motion duly made and seconded, the Board adjourned.

(SEAL)

ATTEST:

County Mayor

County Clerk

STATE OF TENNESSEE

COUNTY OF FAYETTE

I, Sue Culver, hereby certify that I am the duly elected and qualified County Clerk of Fayette County, Tennessee, and as such official I further certify that attached hereto is a true and correct copy of excerpts to be included in the minutes of the meeting of the Board of County Commissioners of Fayette County held on May 24, 2011, insofar as same pertains to the proceedings in connection with the issuance of not to exceed \$2,500,000 County General Fund Tax Anticipation Notes, Series 2011 of said County.

WITNESS my signature and official seal this the _____ day of May, 2011.

County Clerk
Fayette County, Tennessee

(SEAL)

ATTACHMENT TO SUPPLEMENTAL RESOLUTION NO. 1

R-1 UNITED STATES OF AMERICA \$2,500,000.00
 STATE OF TENNESSEE
 COUNTY OF FAYETTE

\$2,500,000.00
 COUNTY GENERAL FUND TAX ANTICIPATION NOTE, SERIES 2011

<u>DATED</u>	<u>INTEREST RATE</u>	<u>MATURITY DATE</u>
_____, 2010	_____ %	March 15, 2012

The County of Fayette (the "Local Government") of the State of Tennessee hereby acknowledges itself indebted, and for value received hereby promises to pay the registered owner hereof, or its registered assigns, the sum of Two Million Five Hundred Thousand and No/100 Dollars (\$2,500,000.00) or the portion thereof from time to time outstanding (the "Principal Sum") on or before the Maturity Date (specified above) (unless this note shall have been duly called for prior redemption and payment of the redemption price shall have been duly made or provided for), upon presentation and surrender to the Local Government or its agent, and to pay from the date hereon interest on the Principal Sum from time to time outstanding on or before the Maturity Date at the Interest Rate per annum (specified above), by check or draft mailed to the registered owner, at the address shown on the bond registration records of the Local Government. Both principal of and interest on this note are payable at the office of the County Trustee or a paying agent duly appointed by the Local Government in lawful money of the United States of America.

This note represents a straight line of credit in an authorized principal amount of up to \$2,500,000.00. Once the total amount of principal has been advanced, the Local Government is not entitled to further loan advances. Advances under this note shall be requested in writing by the County Mayor. The unpaid balance owing on this note at any time may be evidenced by endorsements on this note or by the registered owner's internal records, including daily computer printouts. This note is secured solely by the receipt of taxes and revenues to be received by the County General Fund (the "Fund") during the current fiscal year of the Local Government, being July 1, 2011 through June 30, 2012, inclusive (the "Fiscal Year").

This note is subject to redemption prior to its stated maturity in whole or in part at any time at the option of the Local Government upon payment of the principal amount of the note together with the interest accrued thereon to the date of redemption without a premium. This note is issued under the authority of Parts I, IV, and VIII of Title 9, Chapter 21, Tennessee Code Annotated, and resolutions duly adopted by the Local Government on May 24, 2011, to provide funds in anticipation of the collection of taxes and revenues for the Fund during the Fiscal Year in an amount not exceeding sixty percent (60%) of the total Fund appropriations for the Fiscal

Year and in an aggregate principal amount not to exceed \$2,500,000.00. The Maturity Date specified above shall not exceed the end of the Fiscal Year.

Title 9, Chapter 21, Section 117, Tennessee Code Annotated provides that this note and interest thereon are exempt from taxation by the State of Tennessee or by any county, municipality or taxing district of the State, except for inheritance, transfer and estate taxes and except as otherwise provided under the laws of the State of Tennessee.

[This note is a "qualified tax-exempt obligation" designated by the Local Government for purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended.]

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this note do exist, have happened and have been performed in due time, form and manner as required by the Constitution and laws of the State of Tennessee, and that the amount of this note, together with all other indebtedness of the Local Government, does not exceed any constitutional or statutory limitation thereon, and that this note is within every constitutional and statutory limitation.

IN WITNESS WHEREOF, the Governing Body of the Local Government has caused this note to be executed in the name of the Local Government by the manual signature of the County Mayor and countersigned and attested by the manual signature of the County Clerk, with the Seal of the Local Government affixed hereto or imprinted hereon, and this note to be dated as of the ____ day of _____, 2011.

FAYETTE COUNTY, TENNESSEE

By: _____
County Mayor

ATTESTED:

County Clerk

Date of Registration: _____

This Note represents the issue of Notes issued pursuant to the Resolution hereinabove described. This Note has been registered as to principal and interest in a Note registration book provided for that purpose in my office.

Fayette County Clerk, as
Note Registrar

(Form of Assignment)

For value received, _____ hereby sells, assigns and transfers unto whose address is _____, the within mentioned Note and hereby irrevocably constitutes and appoints _____, or his successor, to transfer the same on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Registered Owner

Signature Guaranteed:

Notice: The signature must correspond with the name of the registered owner as it appears on the face of the within note in every particular, without alteration or enlargement or any change whatsoever.

Notice: Signature(s) must be guaranteed by a member of a Medallion Program acceptable to the Note Registrar.

WHEREAS, the Governing Body of Fayette County, Tennessee, (the "Local Government") has determined that it is necessary and desirable to borrow a limited amount of funds to meet appropriations made for the General Purpose School Fund (the "Fund") for the current fiscal year, being July 1, 2011, through June 30, 2012, inclusive, (the "Fiscal Year"), in anticipation of the collection of taxes and revenues for the Fund during the Fiscal Year; and

WHEREAS, under the provisions of Part I, IV, and VIII of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to issue and sell interest-bearing tax anticipation notes in amounts not exceeding sixty percent (60%) of the Fund appropriation for the Fiscal Year upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body authorized the issuance of tax anticipation notes by resolution entitled "A RESOLUTION TO ADOPT A CONTINUING BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2011, AND TO AUTHORIZE THE ISSUANCE OF TAX ANTICIPATION NOTES FOR THE COUNTY OF FAYETTE" adopted May 24, 2011 (the "Original Authorizing Resolution"); and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to further authorize the issuance and sale of tax anticipation notes in order to provide certain additional details relating to such notes and to approve the form of such notes.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Fayette County, Tennessee, as follows:

Section 1. That for the purpose of providing funds to meet certain appropriations for the Fiscal Year, the County Mayor of the Local Government is hereby authorized in accordance with the terms of this Resolution to issue and sell interest-bearing tax anticipation notes in a principal amount not to exceed One Million Two Hundred Thousand and No/100 Dollars (\$1,200,000.00) (the "Notes") at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions permitted by law. The Notes shall be designated "General Purpose School Fund Tax Anticipation Notes, Series 2011"; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than par value and accrued interest; and shall bear interest at a rate or rates not to exceed five and one-half percent (5.50%) per annum, and in no event shall exceed the legal limit provided by law, all as shall be determined by the County Mayor.

Section 2. That the sum of the principal amount of the Notes, together with the principal amount or amounts of any prior tax anticipation notes issued during the Fiscal Year for such Fund, does not exceed sixty percent (60%) of the Fund appropriation for the Fiscal Year.

Section 3. That the Notes may be renewed from time to time and money may be borrowed from time to time for the payment of any indebtedness evidenced by the Notes; provided, that the Notes and any renewal notes shall mature and be paid in full without renewal on or before the end of the Fiscal Year. If the Local Government overestimates the amount of taxes and revenue collected for the Fiscal Year and it becomes impossible to retire the Notes and all renewal notes prior to the close of the Fiscal Year, then the Local Government shall apply to the State Director of Local Finance within ten (10) days prior to the close of the Fiscal Year for permission to issue funding bonds to cover the unpaid Notes in the manner provided by Title 9, Chapter 11 of Tennessee Code Annotated or as otherwise provided for in a manner approved by the State Director of Local Finance.

Section 4. That the Notes shall be secured solely by the receipt of taxes and revenues by the Fund during the Fiscal Year.

Section 5. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption without a premium.

Section 6. That the Notes shall be executed in the name of the Local Government and bear the manual signature of the County Mayor of the Local Government and the manual signature of the County Clerk with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the County Trustee of the Local Government or the paying agent duly appointed by the Local Government and the County Mayor is hereby authorized to make any such appointment on behalf of the Local Government. Proceeds of the Notes shall be deposited with the County Trustee of the Local Government and shall be paid out for the purpose of meeting Fund appropriations made for the Fiscal Year in anticipation of the collection of revenues and taxes pursuant to this Resolution and as required by law.

Section 7. That the Notes shall be in substantially the form attached hereto and shall recite that that notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated. To the extent it is proper to do so, the Local Government hereby designates the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended. The Notes may be issued as a single note representing a straight line of credit in the maximum authorized principal amount.

Section 8. That the Notes shall be sold only after the receipt of the approval of the State Director of Local Finance for the sale of the Notes.

Section 9. That all actions of the County Mayor, County Clerk and other County officials done or performed in connection with the issuance of tax anticipation notes in reliance upon the Original Authorizing Resolution and this Supplemental Resolution are hereby ratified and approved.

Section 10. That this Supplemental Resolution is supplemental to the Original Authorizing Resolution and all orders or resolutions in conflict with the Original Authorizing

Resolution, as supplemented by this Supplemental Resolution, are hereby repealed insofar as such conflict exists. This Resolution shall become effective immediately upon its passage and its provisions shall be in force from and after July 1, 2011.

Duly passed and approved this 24th day of May, 2011.

FAYETTE COUNTY, TENNESSEE

By: _____
County Mayor

ATTESTED:

County Clerk

(Other Business)

Upon motion duly made and seconded, the Board adjourned.

(SEAL)

ATTEST:

County Mayor

County Clerk

STATE OF TENNESSEE

COUNTY OF FAYETTE

I, Sue Culver, hereby certify that I am the duly elected and qualified County Clerk of Fayette County, Tennessee, and as such official I further certify that attached hereto is a true and correct copy of excerpts to be included in the minutes of the meeting of the Board of County Commissioners of Fayette County held on May 24, 2011, insofar as same pertains to the proceedings in connection with the issuance of not to exceed \$1,200,000 General Purpose School Fund Tax Anticipation Notes, Series 2011 of said County.

WITNESS my signature and official seal this the _____ day of May, 2011.

County Clerk
Fayette County, Tennessee

(SEAL)

ATTACHMENT TO SUPPLEMENTAL RESOLUTION NO. 2

R-1 UNITED STATES OF AMERICA \$1,200,000.00
STATE OF TENNESSEE

COUNTY OF FAYETTE

\$1,200,000.00

GENERAL PURPOSE SCHOOL FUND TAX ANTICIPATION NOTE, SERIES 2011

<u>DATED</u>	<u>INTEREST</u> <u>RATE</u>	<u>MATURITY</u> <u>DATE</u>
_____	_____ %	March 15, 2012

The County of Fayette (the "Local Government") of the State of Tennessee hereby acknowledges itself indebted, and for value received hereby promises to pay the registered owner hereof, or its registered assigns, the sum of One Million Two Hundred Thousand and No/100 Dollars (\$1,200,000.00) or the portion thereof from time to time outstanding (the "Principal Sum") on or before the Maturity Date (specified above) (unless this note shall have been duly called for prior redemption and payment of the redemption price shall have been duly made or provided for), upon presentation and surrender to the Local Government or its agent, and to pay from the date hereon interest on the Principal Sum from time to time outstanding on or before the Maturity Date at the Interest Rate per annum (specified above), by check or draft mailed to the registered owner, at the address shown on the bond registration records of the Local Government. Both principal of and interest on this note are payable at the office of the County Trustee or a paying agent duly appointed by the Local Government in lawful money of the United States of America.

This note represents a straight line of credit in an authorized principal amount of up to \$1,200,000.00. Once the total amount of principal has been advanced, the Local Government is not entitled to further loan advances. Advances under this note shall be requested in writing by the County Mayor. The unpaid balance owing on this note at any time may be evidenced by endorsements on this note or by the registered owner's internal records, including daily computer printouts. This note is secured solely by the receipt of taxes and revenues to be received by the General Purpose School Fund (the "Fund") during the current fiscal year of the Local Government, being July 1, 2011 through June 30, 2012, inclusive (the "Fiscal Year").

This note is subject to redemption prior to its stated maturity in whole or in part at any time at the option of the Local Government upon payment of the principal amount of the note together with the interest accrued thereon to the date of redemption without a premium. This note is issued under the authority of Parts I, IV, and VIII of Title 9, Chapter 21, Tennessee Code Annotated, and resolutions duly adopted by the Local Government on May 24, 2011, to provide funds in anticipation of the collection of taxes and revenues for the Fund during the Fiscal Year in an amount not exceeding sixty percent (60%) of the total Fund appropriations for the Fiscal

Year and in an aggregate principal amount not to exceed \$1,200,000.00. The Maturity Date specified above shall not exceed the end of the Fiscal Year.

Title 9, Chapter 21, Section 117, Tennessee Code Annotated provides that this note and interest thereon are exempt from taxation by the State of Tennessee or by any county, municipality or taxing district of the State, except for inheritance, transfer and estate taxes and except as otherwise provided under the laws of the State of Tennessee.

[This note is a "qualified tax-exempt obligation" designated by the Local Government for purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended.]

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this note do exist, have happened and have been performed in due time, form and manner as required by the Constitution and laws of the State of Tennessee, and that the amount of this note, together with all other indebtedness of the Local Government, does not exceed any constitutional or statutory limitation thereon, and that this note is within every constitutional and statutory limitation.

IN WITNESS WHEREOF, the Governing Body of the Local Government has caused this note to be executed in the name of the Local Government by the manual signature of the County Mayor and countersigned and attested by the manual signature of the County Clerk, with the Seal of the Local Government affixed hereto or imprinted hereon, and this note to be dated as of the ____ day of July, 2011.

FAYETTE COUNTY, TENNESSEE

By: _____
County Mayor

ATTESTED:

County Clerk

Date of Registration: _____, 2011

This Note represents the issue of Notes issued pursuant to the Resolution hereinabove described. This Note has been registered as to principal and interest in a Note registration book provided for that purpose in my office.

Fayette County Clerk, as
Note Registrar

(Form of Assignment)

For value received, _____ hereby sells, assigns and transfers unto _____ whose address is _____, the within mentioned Note and hereby irrevocably constitutes and appoints _____, or his successor, to transfer the same on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Registered Owner

Signature Guaranteed:

Notice: The signature must correspond with the name of the registered owner as it appears on the face of the within note in every particular, without alteration or enlargement or any change whatsoever.

Notice: Signature(s) must be guaranteed by a member of a Medallion Program acceptable to the Note Registrar.

Commissioner Dowdle moved that the bond for the Superintendent of Schools be approved as presented. The motion was seconded and passed unanimously as follows:

SURETY'S BOND NO. 24779153

STATE BOND FORM
COB-7(82)

STATE OF TENNESSEE
COUNTY OF Fayette
OFFICIAL STATUTORY BOND
FOR
COUNTY PUBLIC OFFICIALS
OFFICE OF School Superintendent

KNOW ALL MEN BY THESE PRESENTS:

That Dr. Cedrick Gray
of Memphis (City or Town), County
of Shelby Tennessee, as Principal, and WESTERN SURETY COMPANY

as Surety, are held and firmly bound unto THE STATE OF TENNESSEE in the full amount of One Hundred Thousand and 00/100 Dollars (\$ 100,000.00) lawful money of the United States of America for the full and prompt payment whereof we bind ourselves, our representatives, successors and assigns, each jointly and severally, firmly and unequivocally by these presents.

WHEREAS, The said Principal was duly _____ elected X appointed to the office of School Superintendent of and for Fayette County for the (3) year term beginning on the 3rd day of June, 2011 and ending on the 3rd day of June, 2014.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH:

That if the said Dr. Cedrick Gray, Principal, shall:

1. Faithfully perform the duties of the office of School Superintendent of Fayette County during his term of office or his continuance therein; and

2. Pay over to the persons authorized by law to receive them, all monies, properties, or things of value that may come into his hands during his term of office or his continuance therein without fraud or delay, and shall faithfully and safely keep all records required of him in his official capacity, and at the expiration of his term, or in case of his resignation or removal from office, shall turn over to his successor all records and property which have come into his hands, then this obligation shall be null and void otherwise to remain in full force and effect.

WITNESS our hands and seals this 9th day of March, 2011.

WITNESS — ATTEST:

Beverly Feather

PRINCIPAL:

Cedrick Gray

SURETY:

WESTERN SURETY COMPANY

by:

Paul T. Bruflat

Paul T. Bruflat, Senior Vice President

(Attach evidence of authority to execute bond)

COUNTERSIGNED BY:

NOT NEEDED

Tennessee Resident Agent

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF TENNESSEE

COUNTY OF Fayette

Before me, a Notary Public, of the State and County aforesaid, personally appeared Dr. Cedrick Gray with whom I am personally acquainted and who, upon oath, acknowledged himself to be the individual who executed the foregoing bond, and he acknowledged to me that he executed the same.

WITNESS my hand and seal this 18th day of May, 2011.

My Commission Expires:

Sept. 24th, 2011

Alameda A. Ward
Notary Public

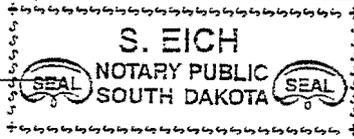
ACKNOWLEDGMENT OF SURETY

STATE OF South Dakota
COUNTY OF Minnehaha

Before me, a Notary Public, of the State and County aforesaid, personally appeared Paul T. Bruflatt with whom I am personally acquainted and, who, upon oath, acknowledged himself to be the individual who executed the foregoing bond on behalf of WESTERN SURETY COMPANY, the within named Surety, a corporation duly licensed to do business in the State of Tennessee, and that he as such individual being authorized so to do, executed the foregoing bond, by signing the name of the corporation by himself as such individual.

WITNESS my hand and seal this 9th day of March, 2011.
My Commission Expires:

February 12, 2015



S. Eich
Notary Public

Form Prescribed by the Comptroller of the Treasury, State of Tennessee
Form Approved by the Attorney General, State of Tennessee

APPROVAL AND CERTIFICATION

SECTION I. (Applicable to all County Officials except Clerks of Chancery and Circuit Courts)

Bond and Sureties approved by Rhea Taylor, County ~~Executive~~ Mayor of Fayette County, on this 20th day of May, 2011.

Signed: Rhea Taylor
County Executive Mayor

CERTIFICATION:

I, Sue W Culver, County Clerk of Fayette County, hereby certify that the foregoing bond was approved by the Legislative Body of said county, in open session on the 24th day of May, 2011, and entered upon the minutes thereof.

Signed: Sue W. Culver
County Clerk

SECTION II. (Applicable only to Clerks of Chancery and Circuit Courts)

CERTIFICATION:

This is to certify that I have examined the foregoing bond and found the same to be sufficient and in conformity to law, that the sureties on the same are good and worth the penalty thereof and that the same has been entered upon the minutes of said court.

Signed: _____
Judge of the _____ Chancery _____ Circuit Court of and for said County on this _____ day of _____.

SECTION III. (Applicable to all County Officials' Bonds)

INDORSEMENT:

Filed with the Comptroller of the Treasury, State of Tennessee, this _____ day of _____.

Comptroller of the Treasury

SECTION IV. (Applicable to all County Officials' Bonds)

FOR USE BY REGISTER OF DEEDS

Western Surety Company

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That WESTERN SURETY COMPANY, a corporation organized and existing under the laws of the State of South Dakota, and authorized and licensed to do business in the States of Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, Wyoming, and the United States of America, does hereby make, constitute and appoint

Paul T. Brufat of Sioux Falls,
State of South Dakota, its regularly elected Senior Vice President,
as Attorney-in-Fact, with full power and authority hereby conferred upon him to sign, execute, acknowledge and deliver for and on its behalf as Surety and as its act and deed, the following bond:

One SCHOOL SUPERINTENDENT COUNTY OF FAYETTE

bond with bond number 24779163

for DR. CEDRICK GRAY

as Principal in the penalty amount not to exceed: \$100,000.00

Western Surety Company further certifies that the following is a true and exact copy of Section 7 of the by-laws of Western Surety Company duly adopted and now in force, to-wit:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings. Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

In Witness Whereof, the said WESTERN SURETY COMPANY has caused these presents to be executed by its Senior Vice President with the corporate seal affixed this 9th day of March, 2011.

ATTEST

L. Nelson
L. Nelson, Assistant Secretary

WESTERN SURETY COMPANY
By Paul T. Brufat
Paul T. Brufat, Senior Vice President



STATE OF SOUTH DAKOTA }
COUNTY OF MINNEHAHA } ss

On this 9th day of March, 2011, before me, a Notary Public, personally appeared Paul T. Brufat and L. Nelson

who, being by me duly sworn, acknowledged that they signed the above Power of Attorney as Senior Vice President and Assistant Secretary, respectively, of the said WESTERN SURETY COMPANY, and acknowledged said instrument to be the voluntary act and deed of said Corporation.

D. KRELL
NOTARY PUBLIC
SOUTH DAKOTA

D. Krell
Notary Public

My Commission Expires November 30, 2012



Commissioner Dowdle also moved that in the future everything the Commission is required to make a decision on be placed in the packets that are mailed out to Commissioners prior to the monthly meetings of same, to help Commissioners make a more informed decision. The motion was seconded by Commissioner Leggett and passed unanimously.

Commissioner Dowdle moved to approve the "Redistricting Committee" appointed by the Mayor. This committee will be in charge of moving the lines in Civil Districts for the next election to assure fair and equal division of voters in the next election, by using data from the last census. The Mayor recommended that this Committee be made up of the following Commissioners: Joann Allen, Oglesby, Harris, Kelley, Wilson, along with the Mayor and the Administrator of Elections. The motion was seconded by Commissioner Watkins and passed unanimously.

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

Ronald Harris, Chairman Pro Tempore

Sue W. Culver, Fayette County Clerk