

FAYETTE COUNTY LEGISLATIVE BODY

SEPTEMBER 25, 2012

BE IT REMEMBERED that the Fayette County Legislative Board met in regular session at the Bill G. Kelley Criminal Justice Complex in Somerville, Tennessee, on the 25th of September, 2012. Present and presiding was Chairman Rhea Taylor. Also present were the following: 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, Willie German, Ronald Harris, Reggie Howard, Judy Karcher, Bill Kelley, Terry Leggett, David Lillard, Claude Oglesby, Steve Reeves, Larry Watkins, and Myles Wilson.

A quorum was met with seventeen (17) Commissioners present. Commissioners Sylvester Logan and Ray Seals were absent.

Prior to the meeting Chairman Taylor conducted the swearing in of Commissioner Judy Karcher who was elected in the August election. Ms. Karcher was appointed to finish the term of her late husband, Commissioner Tom Karcher, then ran for the position in the August 2, 2012 election.

The floor was then opened to the public for comments on non-agenda items. Mr. Dennis Clark of Oakland spoke to those in attendance regarding some Tea Party and Campaign Liberty meetings soon to take place.

Commissioner Reeves moved that the minutes from August 28, 2012 be approved. The motion was seconded by Commissioner Brewer and passed unanimously.

Commissioner Oglesby moved that the following Resolution of Appreciation for Cooperation with Belle Meade Bridge be adopted The motion was seconded by Commissioner Anderson and passed unanimously.

7.1

**RESOLUTION
Of Appreciation for Cooperation with Belle Meade Bridge**

WHEREAS, Fayette County Public Works saw the need to replace the bridge where Cypress Creek crosses Belle Meade Road; and

WHEREAS, the cooperation of adjoining landowners was much needed; and

WHEREAS, Jimmie and Mary Richardson allowed the use of their property for the good of all the surrounding citizens; and

WHEREAS, their cooperation had the potential for speeding up and reducing the costs to the community for the installation of the bridge;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Fayette County, meeting in regular session on this 25th day of September, 2012, that the County of Fayette wants to make known its appreciation for their unselfish cooperation in the construction of the bridge at Belle Meade Road.

Adopted this 25th day of September, 2012.

APPROVED: _____
County Mayor

ATTEST: _____
County Clerk

Commissioner Joann Allen moved to adopt the following Resolution Of Appreciation for Cooperation With Belle Meade Bridge in appreciation of the Gervasi family, Gerard Gervasi and his parents Salvatore and Dorothy Gervasi. The motion was seconded by Commissioner Leggett, and passed unanimously as follows:

Commissioner German moved to approve Towanda M. Maclin-Brown, Dannie G. Smith, Derba F. Smith, and Marvin R. Taylor as notaries public. The motion was seconded by Commissioner Kelley and passed unanimously.

Commissioner Watkins moved to adopt the following rules and procedures for the coming year. The motion was seconded by Commissioner Anderson and passed unanimously.

9.2

FAYETTE COUNTY BOARD OF COUNTY COMMISSIONERS 2012-13

RULES

Rule 1: Convening the County Legislative Body

The County Legislative Body shall conduct its regular meetings at the Bill G. Kelley Justice Complex on the fourth Tuesday of each month at 7:00 p.m. Should any regular meeting fall on a legal holiday, or if an emergency shall arise, the County Legislative Body shall meet on such other date as shall be selected by the Chairman.

Rule 2: Quorum

A quorum for the transaction of business shall be a majority of the duly qualified and acting members of the County Legislative Body and where vacancy or vacancies exist in the County Legislative the same shall not be included in determining the membership of such County Legislative Body.

Rule 3: Order of Business

1. Call to order by the Presiding Officer
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Comments on non-agenda items (10 minute maximum)
6. Reading and approval of minutes of previous meeting
7. Resolutions of memorial, sympathy and commendations
8. Public hearings
9. Elections, Appointment and Confirmations
10. Unfinished Business
 - a. Financial reports
 - b. Reports of Departments and Agencies
 - c. Report of Standing Committees and action thereon
 - d. Report of Special Committees and action thereon
 - e. Other unfinished business
11. New Business
12. Announcements and statements by members, officials and the public
13. Adjournment

Rule 4: General

Rule 4A: Who May Address the County Legislative Body

It is a Commissioner's right to address the Chairman and the County Legislative Body at any appropriate time after proper recognition by the Chairman, in which recognition will not be arbitrarily denied. Elected and appointed county official with expertise or information necessary for clarification of a matter under consideration by the County Legislative Body may address the County Legislative Body at any appropriate time after proper recognition by the Chair, which recognition will not be arbitrarily denied. Any Commissioner can, after being recognized by the Chair, relinquish his time on the floor to a citizen who has knowledge or expertise concerning the topic being debated. Citizens and their representatives are encouraged to speak for or against any agenda item under consideration and on any non-agenda item following the Pledge of Allegiance. Statements of citizens shall be limited to three (3) minutes per speaker and fifteen (15) minutes total for those speaking in favor and fifteen (15) minutes for those speaking in opposition to an item under consideration. These specified time limits may be extended by majority vote of the County Legislative Body.

Rule 4B: Gaining the Floor

In all cases, the member who shall first raise his hand and address the Chairman shall be entitled to speak first. When two or more members shall raise their hands and address the Chairman at the same time, the Chairman shall name the members who shall speak first followed by the other Member.

Rule 4C: Speaking

When any members wishes to speak in debate, discussion, or deliver any address on any matter whatsoever to the County Legislative Body, they shall respectfully address the Chairman and shall, after being recognized by the Chairman proceed with the remarks, confining such remarks strictly to the question under debate and avoiding all personalities.

Rule 4D: Consent to Yield

While a person is speaking, the speaker shall not be interrupted, except for a question. If the speaker declines to yield, the speaker shall not be interrupted, but shall yield to question at the end of the presentation.

Rule 4E: Points of Order

If any member, speaking or otherwise, transgresses the Rules of the County Legislative Body, the Chairman shall, or any member may, call him into order, in which case the member so-called to order shall immediately cease speaking at which time the point of order shall be at once decided by the Chairman, subject to an appeal to the County Legislative Body. After the decision is rendered, the member having the floor can proceed, subject to the decision made.

Rule 4F: Appeal on Ruling

Any member may appeal to the County Legislative Body any ruling of the Chairman, and a majority vote of the members present shall decide the appeal.

Rule 4G: Refusal to be in Order

If any person, member or otherwise, refuses to remain orderly, the Chairman shall have the right to call upon the Sheriff, Deputy Sheriff, or Officer in waiting upon the County Legislative Body to seat such person, and if such person refuses to be seated, or come to order, the Chairman shall have the right to declare such person in contempt and to order his removal from the courtroom. This person may return to the courtroom only on the approval of a majority of the members present.

Rule 4H: Introduction of a Resolution (Motion)

Any proposed resolution may be introduced by any member of the County Legislative Body.

Rule 4I: Committee Referrals

Any member wishing to introduce a measure which would require consideration or study shall refer the matter to the Chairman and he shall refer it to the appropriate committee without delay.

Rule 5 Motions and Resolutions

Rule 5A: Introduction and Debate

Motions may be made only by Commissioners. No motion shall be debated until the same is seconded and stated by the Chairman.

Rule 5B: Motions in Writing

When a motion shall be made and seconded, it shall be reduced to writing by the proponent or the Clerk and read by the Chairman prior to any debate or vote.

Rule 5C: Requiring Roll Call

Any motion, except a motion involving the appropriation of funds, may be put to the County Legislative Body for a voice vote by the Chairman, provided, however, any member may require a roll call by the raising of the hand or indication otherwise, either before or after the voice vote. All motions concerning appropriation of funds shall require a roll call vote.

Rule 5D: Vote Required to Pass a Motion

In order to pass any motion there must be a vote of a majority of the members constituting the County Legislative Body and, not merely a majority of the quorum present.

Rule 5E: Member May Change Vote

Any member of the County Legislative Body may change his vote before the result of a roll call is announced by the Clerk. It shall be the duty of the Clerk at the end of each roll call, to require of those who passed or were absent when the roll was called if they desire to vote; also, if anyone who has voted wishes to change his vote. Then the result shall be announced by the Clerk.

Rule 5F: Reconsideration of a Motion

When a question has been put to a vote, it shall be in order for any member of the prevailing side to move for reconsideration at anytime during that session of the County Legislative Body. The vote to reconsider requires a majority vote.

Rule 6: Elections and Appointments

Rule 6A: Elections with Nomination from the Floor

When the Chairman is to receive nomination from the floor, a member may nominate only one person. The floor will be kept open until every member has had an opportunity to nominate a person if he so desires before the nominations are closed.

Rule 6B: Appointive Office

The persons nominated will be introduced before the County Legislative Body if practical and a discussion of each appointee shall follow.

Rule 6C: Election or Confirmation

All ballots shall be cast by voice vote as each member's name is called by the Clerk. A majority of the full County Legislative Body is required for election or confirmation except as otherwise provided by state or private act.

Rule 6D: Second Ballot

If no one is elected on a given ballot, the person receiving the smallest number of votes will be dropped and the ballots cast again until a person is elected by the required majority.

Rule 7: County Legislative Body Committees

The members of all committees of the County Legislative Body, including standing committees, will be nominated by the County Mayor, and shall be approved by a majority vote of the County Legislative Body. Any commission member may call for a vote on individual approval of committee members. Each and every member shall have the opportunity to serve on one committee. In the event a member is not able to serve, the position shall be filled in the manner the positions were originally filled.

Rule 8: Appropriation Request

Any and all requests requiring expenditure of local county funds shall be submitted in writing to the County Mayor for review by the appropriate committee and shall have an estimated cost included in or attached to the request or resolution. A reasonable summary of the request shall be included in or attached to the agenda which shall be available to all members of the County Legislative Body.

Rule 8A: Appropriations Except by Bond Issue

Any and all appropriation except bond issues, to be assessed or approved must be filed in triplicate, the original with the County Mayor and copies to the Chairman and the Chairman of the appropriate committee at least fifteen days prior to the meeting of the County Legislative Body.

Rule 8B: Appropriations by Bond Issue

Notice of all proposed appropriations by bond issue shall be filed in triplicate, the original with County Mayor and copies to the Chairman and Chairman of the appropriate committee at least fifteen days prior to the meeting of the County Legislative Body. The notice shall contain the proposed amount of the bond issue, the purposes for which the bonds are to be issued, and the term of the bond issue.

Rule 8C: Committee Recommendations

The committee to which the request has been referred shall assume one of the following positions: (1) adoption recommended, with or without conditions; (2) rejection recommend; or (3) submitted to the County Legislative Body without recommendation.

Rule 9: Amending or Suspending the Rules

Any rule or rules may be suspended or amended at any time by the county Legislative Body by a two-thirds majority of the members.

Rule 10 Robert's Rules of Order

All matters not covered herein shall be governed by Robert's Rules of Order as contained in the latest copyrighted edition.

Rule 11 Presiding Officer

Rule 11A: Election

Annually, at its first session in September, the County Legislative Body shall elect a Chairman and a Chairman Pro Tempore. The Chairman may be a member of the County Legislative Body or the County Mayor. If the County Mayor is elected, and accepts the position, then the County Mayor shall have no veto.

Rule 11B: Voting by the Chairman

If the County Mayor serves as Chairman, he may vote only in the case of a tie vote by the County Legislative Body. If a County Legislative Body member serves as Chairman, he or she may vote on all issues coming before the County Legislative Body but may not vote again to break a tie vote.

Rule 11C: Call to Order

The County Legislative Body shall be called to order by the Chairman. In the absence of the Chairman the Chairman Pro Tempore shall preside. In the absence of the Chairman Pro Tempore, the County Legislative Body shall be called to order by the County Clerk, and shall elect one of its members to preside over deliberations.

Rule 11D: Question of Order

The Presiding Officer shall preserve order and decorum. He may speak to points of order in preference to other members, rising from his seat for that purpose. He shall decide questions of order, subject to an appeal to the County Legislative Body by any member.

Rule 11E: Members Speaking

Before a member is allowed to speak twice on the same subject, the Presiding Officer shall inquire if there is another member who has not spoken on that subject and who wishes to speak.

Rule 11F: Motions

Once a motion has been made and duly seconded, the motion shall be reduced to writing by the proponent or the Clerk and read by the Presiding Officer so that debate on the motion may begin.

Rule 11G: Putting the Question

The Presiding Officer shall rise to state or put a question and shall clearly state the question before the County Legislative Body before the vote on the question is taken. A member may ask for clarification of the question up until the result of the vote is announced.

Rule 11H: Agenda to Commissioners

A copy of the agenda, attachments, and notice calling each County Legislative Body meeting shall be delivered to each member on Thursday prior to the following Tuesday night.

Rule 12: County Clerk

Rule 12A: Minutes of the County Legislative Body

The County Clerk shall make copies of the minutes of each County Legislative Body meeting and distribute them not later than ten days after the meeting. The minutes shall be distributed as follows:

1. One copy to each member.
2. One copy upon request to each county office, department and/or commission head.
3. One copy upon request to all public, school and university libraries in the county.
4. One copy upon request to all licensed and operating commercial radio and television station in the county.
5. One copy upon request to all newspapers published in the county for sale and distribution to the general public.
6. One or more pages shall be made available to the general public at reasonable cost.

Rule 12B: Roll Call

On all appropriations, the Clerk shall call the roll for "aye" and "No" votes. Names will be called in alphabetical order.

Rule 12C: Change of Vote

It shall be the duty of the Clerk at the end of each roll call, to inquire of those who passed or were absent when the roll was called if they desire to vote; also, if any one who has voted wishes to change his vote. Then the results shall be announced by the Clerk.

Rule 12D: Audio Tape of Meetings

The Clerk shall cause all County Legislative Body meeting and County Legislative Body committee meetings to be tape recorded and shall maintain such tape recordings indefinitely. Members and the public may listen to such tape recordings during the Clerk's normal office hours and copies thereof will be made available at reasonable cost.

Rule 13: The Sheriff

The Sheriff shall attend the County Legislative Body meeting while in session, or designate some other officer for that purpose, to preserve order and carry out the order of the presiding officer of the court.

Rule 14 County Attorney

The County Attorney shall attend meeting of the County Legislative Body to advise on matters of Law. He shall also attend committee meetings when called upon by the Chairman of the County Commission.

Rule 15 Committees General

Rule 15A: Officers Election

Upon approval to a committee by the County Legislative Body, the members of the committee shall convene and elect a chairman, vice chairman, and a secretary from its membership

Rule 15B: Committee Chairman and Agenda

Standing committee chairmen shall notify the Chairman of the major matters to be reported to the County Legislative Body at the next meeting. This should be done in time for the item to be included on the agenda. Committee agendas will be provided to all commissioners at least 3 days prior to committee meetings.

Rule 15C: Committee Meeting Open to the Public

All committee meetings shall be open to the public and shall allow members of the public a right to address the committee at its meetings.

Rule 15D: Authority of Committees

The role and jurisdiction of a County Legislative Body committee is to investigate and study matters, provide information and to present recommendations, as generally describe in the title of the committee and as more specifically defined in the subject areas listed under the title. Should any question arise as to jurisdiction of any committee, it shall be referred to the County Legislative Body Chairman for determination, subject to an appeal to the County Legislative Body by any County Legislative Body member at the next regular meeting.

Rule 15E: Reporting Procedure

Reports of committees shall be given by the committee chairman at the proper place in the agenda for the County Commission. Recommendations passed by committees shall stand as motions for the Commission to debate and to take action on.

Rule 15F: Duties of Committee and Subcommittee Officers

The chairman's prime responsibility is to call meetings of the committee, to serve as presiding officer, and to serve as spokesman of the committee in any action or reporting to the County

Legislative Body. Further, the chairman should fully understand and make the committee aware of its authority and areas of jurisdiction. The vice-chairman is to assume the role and responsibility of the chairman in his absence. The secretary shall be responsible for the taking of minutes, and the filing and distribution of same. The chairman of each committee may vote on all issues coming before the body, just as any other member.

Rule 15G: Committee Meeting Minutes

The minutes of all committee meetings shall contain, the day, time and place the committee convenes, the members present, a summary of matters considered, a record of the voting on the action taken on each recommendation to the County Legislative Body, the time of adjournment, and a tape recording of the entire meeting. All recommendations, whether positive or negative, shall be recorded in the minutes that go to the Commissioners in their packet, with no censoring allowed.

Rule 15H: Vacancies on Committees

If for any reason one or more members of any respective committee vacate their position, the Commission Chairman, subject to the approval of the County Legislative Body, shall fill those vacancies in the same manner as the original members.

Rule 15I: Special Committees

The County Legislative Body may from time to time appoint such special committees as the circumstances require, but such a special committee shall be disbanded when its assigned work is completed and in no case shall it exist longer than one year unless extended by the County Legislative Body. No special committee shall be appointed for any purpose when there is a standing committee on the same subject.

Rule 15J: Reporting Referrals

The committee to which a request or resolution has been referred shall make a report to the County Legislative Body at the next regular meeting after its referral unless the County Legislative Body has specified otherwise in its request or resolution.

Rule 15 K: Failure to Meet

If for any reason the chairman of a committee fails to call a meeting, the County Legislative Body Chairman, or two members of a three member committee, or three members of a larger committee may do so.

Rule 15L: Quarterly Reports

The quarterly reports submitted by the County Officials and departments shall be presented as a part of the appropriate standing committee reports.

Rule 15M: Technical assistance

Committees have any and all authority necessary to request the assistance of county, regional, state and federal governmental departments, commission and agencies. Committees cannot obligate the county involving money without approval of the County Legislative Body.

Rule 16: Standing Committees

The Chairman shall be an ex-officio member of all committees and sub-committees. In this capacity, the Chairman shall offer assistance and advice as needed.

The standing committees of the County Legislative Body are as follows:

Criminal Justice and Public Safety: All matters pertaining to the criminal justice system including law enforcement, courts, and corrections; civil disturbance; juvenile delinquency; alcohol and drug abuse; emergency preparedness; fire prevention and control. The committee shall also serve as the Jail Committee and inspect the jail as required. (Five members)

Health and Welfare: All matters pertaining to health care, comprehensive health planning, local health services, mental health and emergency medical services; social services and welfare programs, recreation, solid waste management, soil, water, and wildlife conservation; energy conservation, agriculture, flood prevention and control. (Five members)

Education: All matters pertaining to elementary, secondary and adult education; vocational and technical education; library services. (Five members)

County Development: All matters related to general county development; residential, commercial and industrial development; public facilities, subdivision regulation, zoning, building codes, road improvements, highway safety, airport development. (Five members)

Personnel Committee: All general matters related to personnel, compliance with OSHA and TOSHA regulations including reports and training, personnel policy, Equal Employment Opportunity legislation, job description, salary administration, salary classification, and employee benefits. This does not include budgetary issues regarding personnel salaries, requests for additional personnel, personnel transfers, etc. (five members)

Budget: Taxation; finance; investments; property and intergovernmental relations, all matters pertaining to the financial resources of the county and reports and audit findings; issues regarding personnel salaries, requests for promotion, additional personnel and personnel transfers; health insurance plans. (Members are the five committee chairman and three other commissioners.)

Joint Committee: Committee will meet as a "committee of the whole" when issued warrant such a meeting and no other standing committee has jurisdiction. This committee will meet, if called, prior to the adoption of the annual budget. The Committee can be called to meet by the County Commission Chairman or a vote of the County Commission.

Rule 17 Conflicts With Law

In the event that any portion of these rules is determined to be in conflict with applicable law, then that portion in conflict shall be null and of no effect and the remainder of the rules shall remain in full force and effect.

The next item of business was to elect a Chairman and Chairman Pro Tempore for the year. Commissioner Oglesby placed Mayor Rhea Taylor's name in nomination for Chairman. This nomination was seconded by Commissioner Dowdle. Commissioner Anderson moved that the

nomination cease and the Mayor be elected by acclamation. Commissioner Brewer seconded that motion which passed unanimously.

Commissioner Anderson moved that the Chairman's salary be set at the same rate as last year, which was zero. The motion was seconded by Commissioner Watkins and passed unanimously.

The floor was then opened for nominations for Chairman Pro Tempore. Commissioner Oglesby nominated Commissioner Ronnie Harris. The nomination was seconded by Commissioner Kelley. Commissioner Reeves moved that the nomination cease and Commissioner Harris be elected by acclamation, which was seconded by Commissioner Dowdle. The motion passed unanimously.

Commissioner Anderson moved that the salary of the Chairman Pro Tempore be set at the previous rate of zero. The motion was seconded by Commissioner Watkins and passed unanimously.

The following list of committees and members was presented for approval. Commissioner Harris moved that the list be approved as presented, and a second was provided by Commissioner Dowdle. Commissioner Howard moved to amend the motion and place a ninth member on the Budget Committee as a fourth at-large member. The amendment was seconded by Commissioner Joann Allen. A roll call vote had the following results:

Voting "YES" :Commissioners: Ed Allen, Joann Allen, Anderson, Brewer, German, Harris, Howard, Karcher, Kelley, Leggett, Reeves, and Wilson(12)
Voting "NO" Commissioners: Cox, Dowdle, Lillard, Oglesby, and Watkins(5).

9.5

FAYETTE COUNTY COMMISSION COMMITTEE MEMBERSHIP
2011-12

Development

- Wilson, Myles
- Brewer, Charles
- Howard, Reggie
- Logan, Sylvester
- Reeves, Steve

Health and Welfare

- German, Willie
- Karcher, Judy
- Reeves, Steve
- Allen, Joann
- Leggett, Terry

Personnel

- Oglesby, Claude
- Harris, Ronald
- Karcher, Judy
- Kelley, Bill
- Cox, Odis

Education

- Lillard, David
- Dowdle, Sissy
- Allen, Ed
- Cox, Odis
- Watkins, Larry

Criminal Justice and Public Safety

- Anderson, Steve
- Seals, Ray
- Brewer, Charles
- Kelley, Bill
- Watkins, Larry

Budget

(Includes the chairmen of each committee plus 3 at-large positions)

- Harris, Ronald
- Dowdle, Sissy
- Logan, Sylvester

A vote was then taken on the amendment to add Commissioner Leggett to the at-large position. Motion was made by Commissioner Howard, seconded by Commissioner Joann Allen, and passed unanimously.

FAYETTE COUNTY COMMISSION COMMITTEE MEMBERSHIP
2012-2013

Development

- Wilson, Myles
- Brewer, Charles
- Howard, Reggie
- Logan, Sylvester
- Reeves, Steve

Health and Welfare

- German, Willie
- Karcher, Judy
- Reeves, Steve
- Allen, Joann
- Leggett, Terry

Personnel

- Oglesby, Claude
- Harris, Ronald
- Karcher, Judy
- Kelley, Bill
- Cox, Odis

Education

- Lillard David
- Dowdle, Sissy
- Allen, Ed
- Cox, Odis
- Watkins, Larry

Criminal Justice and Public Safety

- Anderson, Steve
- Seals, Ray
- Brewer, Charles
- Kelley, Bill
- Watkins, Larry

Budget

(Includes the chairmen of each committee plus 4 at-large positions)

- * Harris, Ronald
- * Dowdle, Sissy
- * Logan, Sylvester
- * Leggett, Terry

There were no reports from departments or agencies given. Commissioner Joann Allen reported that she had attended the Public Works Meeting regarding a settlement between the County and the Gervasi family regarding use of their property when the road to the Belle Meade subdivision was washed out, and she feels they are getting nearer to a settlement.

Commissioner Wilson stated that the Development Committee did not meet.

Commissioner German reported for the Health and Welfare Committee which met on September 10, 2012. The committee was given an updated report from the ambulance service.

Commissioner Oglesby stated that the Personnel Committee did not meet.

Commissioner Lillard, in reporting for the Education Committee which met September 11, 2012, stated that the Committee reviewed the School Board Budget. It was decided to fund the School Board at Maintenance of Effort and the additional sales tax that would be generated. The School Board had requested \$550,000 in additional funding for Fund 141 with \$150,000 going toward teacher raises. The Committee voted to fund the Fund 141 at Maintenance of Effort and forward the matter to budget.

Commissioner Anderson stated that the Criminal Justice and Public Safety Committee did not meet.

Commissioner Harris reported for the Budget Committee which met September 11, 2012. He stated that the County Officials had asked to be given the 1.6 per cent raise given to state. He added that the officials salaries were already above the minimum and that the mandatory increase did not apply. He yielded the floor to Eddie Pattat, Register of Deeds, who addressed the Board. No action was taken on the matter.

Memphis Contract Packaging is looking to expand and is seeking the county's help in obtaining a state grant to help with the equipment. Commissioner Harris moved that the request be approved. Motion was seconded by Commissioner Anderson and passed unanimously.

Commissioner Harris moved that the Mayor be allowed to move forward with a bond issuance of \$375,000 to finance the fire trucks approved in August of this year. The motion was seconded by Commissioner Dowdle and passed unanimously.

The Board of County Commissioners of the Fayette County, Tennessee, met in regular session on September 25, 2012, at 7:00 o'clock p.m., in the Fayette County Justice Complex, Somerville, Tennessee, with Rhea Taylor, County Mayor, presiding.

The following Commissioners were present:

The following Commissioners were absent:

Also, present were Sue Culver, County Clerk, and Richard Rosser, County Attorney.

OTHER BUSINESS

Upon motion duly made by _____ and seconded by _____, the following resolution was introduced, and after due deliberation, was adopted by the following vote:

AYE:

NAY:

RESOLUTION AUTHORIZING THE SALE BY THE COUNTY MAYOR AND PROVIDING THE DETAILS OF NOT TO EXCEED \$355,000 FIRE TRUCK CAPITAL OUTLAY NOTES AND PROVIDING FOR THE LEVY OF AD VALOREM TAXES IN CONNECTION THEREWITH.

WHEREAS, the Board of County Commissioners (the "Governing Body") of Fayette County, Tennessee (the "Issuer") has determined that it is necessary to make certain capital expenditures in connection with public works projects as described in Section 9-21-105 of the Tennessee Code Annotated, as amended, including but not limited to the acquisition of two fire trucks and other equipment for the fire department (the "Project"), and

WHEREAS, the Issuer is authorized by Sections 9-21-101 *et seq.* of the Tennessee Code Annotated to issue capital outlay notes for such purposes; and

WHEREAS, the Issuer proposes to issue not to exceed \$355,000 Fire Truck Capital Outlay Notes, Series 2012 (the "Notes") pursuant to authority of Sections 9-21-101 *et seq.* of the Tennessee Code Annotated, as amended, to provide financing for the Project; and

WHEREAS, it is appropriate for this Board to provide the details of the Notes and the pledge of revenues thereto at this time.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Fayette County, Tennessee, as follows:

SECTION 1. In order to provide financing for capital expenditures in connection with public works projects as described in Section 9-21-105 of the Tennessee Code Annotated, as amended, including but not limited to the acquisition of two fire trucks and other equipment for the fire department (the "Project"), the Issuer shall borrow a sum not exceeding \$355,000, and Fire Truck Capital Outlay Notes, Series 2012 of the Issuer in the principal amount borrowed shall be issued pursuant to Sections 9-21-101 *et seq.*, inclusive, of the Tennessee Code Annotated as amended. It is hereby found and determined by the Governing Body that (a) the

Project is necessary and in the best interests of the Citizens of the Issuer, (b) the issuance of the Notes as soon as practicable is feasible and is in the best interests of the Issuer, (c) the Issuer will be able to amortize the Notes and all other indebtedness now outstanding and any indebtedness anticipated to be issued by the Issuer, and (d) the issuance of the Notes will be in compliance with the Issuer's Debt Management Policy.

SECTION 2. The following terms shall have the following meanings in this resolution unless the text expressly or by necessary implication requires otherwise:

(a) "Code" shall mean the Internal Revenue Code of 1986, as amended, and all regulations promulgated thereunder;

(b) "Debt Management Policy" shall mean the Debt Management Policy adopted by the Governing Body on October 25, 2011;

(c) "Governing Body" shall mean the Board of County Commissioners of the Issuer;

(d) "Issuer" shall mean Fayette County, Tennessee;

(e) "Mayor" or "County Mayor" shall mean the duly elected County Mayor of the Issuer from time to time.

(f) "Note Registrar" shall mean the County Clerk.

(g) "Notes" shall mean the Fire Truck Capital Outlay Notes, Series 2012, of the Issuer, in an aggregate amount not to exceed the principal amount specified in Section 1, to be dated as of their date of issuance or as otherwise permitted pursuant to Section 8, authorized to be issued by this resolution;

(h) "Project" shall mean (i) capital expenditures in connection with public works projects as described in Section 9-21-105 of the Tennessee Code Annotated, as amended, including but not limited to the acquisition of two fire trucks and other equipment for the fire

department, and (ii) the payment of legal, fiscal, engineering and administrative costs incident to the foregoing and to the issuance of the Notes.

SECTION 3. The Mayor is hereby authorized and directed to determine the principal amount of the Notes not to exceed the principal amount specified in Section 1 to be actually issued (which may be in one or more emissions) and to effect adjustments in the date of maturity and optional redemption provisions set forth herein as authorized in Section 8. The determinations made by the Mayor, as described above, and the finalization of the details of the Notes and sale of the Notes to the purchaser by the Mayor shall be binding on the Issuer and no further action by the Governing Body with respect thereto shall be required.

Prior to the sale of the Notes, the Issuer shall submit a copy of this resolution authorizing the Notes to the Office of State and Local Finance for approval together with any additional information required. In its request for approval, the Issuer shall state and demonstrate that the proposed sale is feasible, is in the best interests of the Issuer and is in compliance with the County's debt management policy, and that the Issuer should be able to amortize the Notes and all other indebtedness now outstanding and any indebtedness anticipated to be issued.

SECTION 4. The Mayor is hereby authorized and directed to contact at least three (3) financial institutions located in the State of Tennessee, as determined by the Mayor, and ask them to provide a rate or rates of interest for the term or terms of the Notes, and the Mayor is further authorized and directed to finalize a sale of the Notes to the financial institution that he believes in his discretion has provided the most favorable proposal as to such rate or rates.

SECTION 5. The Mayor is hereby authorized and directed to provide appropriate financial information to the proposed note purchasers, provided, however, that no official statement shall be required in connection with the sale of the Notes to one or more banks or

financial institutions that execute appropriate investment letters in connection with such purchase.

SECTION 6. The Mayor is hereby authorized and directed to sell Fire Truck Capital Outlay Notes, Series 2012, to determine the principal amounts of the Notes not to exceed the amounts specified in Section 1 to be actually issued (which may be in one or more emissions), to effect adjustments in the maturity schedules and optional redemption provisions set forth herein as authorized in Section 8, and to sell the Notes at not less than ninety-nine percent (99%) of the par value. The determinations by the Mayor, as described above, and the sale of the Notes by the Mayor shall be binding on the Issuer and no further action by the Governing Body with respect thereto shall be required.

After the issuance and sale of the Notes and for each year that any of the Notes are outstanding, the Issuer shall submit its annual budget to the Office of State and Local Finance for approval immediately upon the Issuer's adoption of the budget.

SECTION 7. Subject to the adjustments permitted pursuant to Section 6, the Notes shall be designated "Fire Truck Capital Outlay Notes, Series 2012," shall be dated as of their date of issuance, shall be numbered from 1 upward and shall be of any denomination, including but not limited to a single note with principal retirement provisions or notes which mature in accordance with the following principal retirement schedule or as otherwise determined by the Mayor:

<u>Year</u>	<u>Principal Amount</u>
November 1, 2013	\$ 35,500.00
November 1, 2014	35,500.00
November 1, 2015	35,500.00
November 1, 2016	35,500.00
November 1, 2017	35,500.00
November 1, 2018	35,500.00
November 1, 2019	35,500.00
November 1, 2020	35,500.00
November 1, 2021	35,500.00
November 1, 2022	35,500.00
 TOTAL	 \$355,000.00

SECTION 8. The Notes shall bear interest, payable not less than annually, as determined by the Mayor, at the rates per annum approved by the Mayor, not to exceed five percent (5.0%) per annum, shall mature not later than twelve (12) years from the date of issuance, and shall be repaid in substantially equal installments of principal, as determined by the Mayor.

The Notes shall be subject to option of prior redemption at par at any time, provided that the Mayor may make changes in the maturity date and optional redemption provisions as he deems advantageous to the issuer.

The term of the Notes will not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least twelve (12) years.

SECTION 9. The County Clerk shall be the initial note registrar (the "Note Registrar") with respect to the Notes and shall maintain Note registration records with respect to the Notes, to authenticate and deliver the Notes as provided herein, either at original issuance or upon transfer, to effect transfers of the Notes, and to cancel and destroy Notes which have been paid at

maturity or upon earlier redemption or submitted for exchange, transfer or cancellation and to furnish the Issuer with a certificate of destruction. The Note Registrar shall maintain registration books for the registration and registration of transfer of the Notes, which books shall be kept in a manner that complies with the requirements of Section 149 of the Internal Revenue Code of 1986, as amended, and Regulations thereunder (or under corresponding provisions of prior law, if applicable) for recordkeeping relating to "registration-required bonds" and in accordance with the Tennessee Public Obligations Registration Act (T.C.A. §9-19-101 et seq., as amended).

SECTION 10. The Notes shall be payable, both principal and interest, in lawful money of the United States of America at a financial institution designated by the Noteholder in the State of Tennessee. Payment of principal of and premium, if any, and interest on the Notes shall be made upon presentation and surrender of such Notes to the Note Registrar at maturity or upon earlier redemption.

The Notes are transferrable only by presentation to the Note Registrar by the registered owner, or his legal representative duly authorized in writing, of the registered Note(s) to be transferred with the form of assignment on the reverse side thereof (or attached thereto) completed in full and signed with the name of the registered owner as it appears upon the face of the Note(s) accompanied by appropriate documentation necessary to prove the legal capacity of any legal representative of the registered owner. Upon receipt of the Note(s) in such form and with such documentation, if any, the Note Registrar shall issue a new Note or Notes to the assignee(s) in such authorized denominations, as requested by the registered owner requesting transfer. No charge shall be made to any registered owner for the privilege of transferring any Note, provided that any transfer tax relating to such transaction shall be paid by the owner requesting transfer. The person in whose name any Note shall be registered shall be deemed and

regarded as the absolute owner thereof for all purposes and neither the Issuer nor the Note Registrar shall be affected by any notice to the contrary, including, but not limited to, any previous transfer request not accompanied by acceptable documentation.

The Notes shall be signed by the County Mayor with his manual or facsimile signature, shall be attested by the County Clerk by his or her manual or facsimile signature, and shall have imprinted or impressed thereon the official seal of the Issuer (or a facsimile thereof).

The Note Registrar is hereby authorized to authenticate and deliver the Notes from time to time to the original purchasers thereof or as it or they may designate upon receipt by the Issuer of the proceeds of the sale thereof, together with any necessary documentation, and to authenticate and deliver Notes in exchange for Notes of the same principal amount delivered for transfer upon receipt of the Note(s) to be transferred in proper form with proper documentation as hereinabove described. The Notes shall not be valid for any purpose unless authenticated by the Note Registrar by the manual signature of an officer thereof on the certificate set forth herein on the Note form.

In case any Note shall become mutilated, or be lost, stolen, or destroyed, the Issuer, in its discretion, shall issue, and the Note Registrar shall authenticate and deliver a new Note of like tenor, amount, maturity and date, in exchange and substitution for, and upon the cancellation of, the mutilated Note, or in lieu of and substitution for such lost, stolen or destroyed Note, or if any such Note shall have matured or shall be about to mature, instead of issuing a substituted Note the Issuer may pay or authorize payment of such Note without surrender thereof. In every case, the applicant shall furnish evidence satisfactory to the Issuer and the Note Registrar of the destruction, theft or loss of such Note, and indemnity satisfactory to the Issuer and the Note

Registrar, and the Issuer may charge the applicant for the issue of such new Note an amount sufficient to reimburse the Issuer for the expense incurred by it in the issue thereof.

No charge shall be made to any registered owner for the privilege of transferring any Note, provided that any transfer tax relating to such transaction shall be paid by the registered owner requesting transfer. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the Issuer nor the Note Registrar shall be affected by any notice to the contrary whether or not any payments due on the Notes shall be overdue. The Notes, upon surrender to the Note Registrar, may, at the option of the registered owner, be exchanged for an equal aggregate principal amount of the Notes of the same maturity in any authorized denomination or denominations.

SECTION 11. The Notes shall be issued as a single note in substantially the following form with appropriate adjustments:

(Form of Note)

REGISTERED

REGISTERED

Number _____

\$355,000.00

UNITED STATES OF AMERICA
STATE OF TENNESSEE

FAYETTE COUNTY
FIRE TRUCK CAPITAL OUTLAY NOTE, SERIES 2012

Interest Rate:

Maturity Date:
as set forth herein

Date of Note:
_____, 2012

Registered Owner:

Principal Amount:

KNOW ALL MEN BY THESE PRESENTS: That Fayette County in the State of Tennessee (the "Issuer"), for value received hereby promises to pay to the registered owner

hereof, hereinabove named, or registered assigns, in the manner hereinafter provided, the principal amount hereinabove set forth on the maturity date hereinabove set forth (or upon earlier redemption as set forth herein), and to pay interest on said principal amount at the annual rate of interest hereinabove set forth from the date hereof until said maturity date or redemption date, said principal and interest being payable on November 1, 2013, and annually thereafter until this Note matures or is redeemed. The Issuer shall make principal payments as follows:

<u>Date</u>	<u>Principal Amount</u>
November 1, 2013	\$ 35,500.00
November 1, 2014	35,500.00
November 1, 2015	35,500.00
November 1, 2016	35,500.00
November 1, 2017	35,500.00
November 1, 2018	35,500.00
November 1, 2019	35,500.00
November 1, 2020	35,500.00
November 1, 2021	35,500.00
November 1, 2022	<u>35,500.00</u>
 TOTAL	 \$355,000.00

This Note represents a straight line of credit in an authorized principal amount not-to-exceed \$355,000. Once the total amount has been advanced, the Issuer is not entitled to further loan advances. Advances under this Note shall be requested in writing by the Mayor and all such requests for advances shall be made on or before June 30, 2013. The unpaid balance owing on this Note may be evidenced by endorsements on this Note or by the Registered Owner's internal records, including daily computer printouts.

Both principal hereof and interest hereon are payable in lawful money of the United States of America. The Issuer shall make all principal and interest payments with respect to this

Note directly to the registered owner hereof shown on the Note registration records maintained by the County Clerk, as Note Registrar (the "Note Registrar"), and at final payment or maturity upon presentation and surrender of this Note, and such payment shall discharge the obligations of the Issuer to the extent of the payments so made.

At the option of the Issuer, this Note may be prepaid and retired by the Issuer at any time with or without notice by paying the principal amount hereof and accrued interest to the date of such payment and without the payment of any premium, and upon such payment the Registered Owner shall surrender this Note for cancellation.

This Note is transferable by the registered owner hereof in person or by such owner's legal representative duly authorized in writing at the office of the Note Registrar, but only in the manner, subject to limitations and upon payment of the charges provided in the Resolution, as hereafter defined, and upon surrender and cancellation of this Note. Upon such transfer a new Note or Notes of authorized denominations of the same maturity and interest rate for the same aggregate principal amount will be issued to the transferee in exchange therefor. The person in whose name this Note is registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the Issuer nor the Note Registrar shall be affected by any notice to the contrary whether or not any payments due on the Note shall be overdue. Notes, upon surrender to the Note Registrar, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of the Notes of the same maturity in authorized denomination or denominations, upon the terms set forth in the Resolution. The Note Registrar shall not be required to transfer or exchange any Note after the notice calling such Note for redemption has been made, nor during a period following the receipt of instructions from the Issuer to call such Note for redemption.

This Note is issued for the purpose of providing funds to finance (i) capital expenditures in connection with public works projects as described in Section 9-21-105 of the Tennessee Code Annotated, as amended, including but not limited to the acquisition of two fire trucks and other equipment for the fire department; and (ii) the payment of legal, fiscal, and administrative costs incident to the foregoing and to the issuance of Notes, and is issued under and pursuant to and in full compliance with the Constitution and statutes of the State of Tennessee, including Tennessee Code Annotated, Sections 9-21-101 *et seq.*, inclusive, and pursuant to a Resolution duly adopted by the Board of County Commissioners of Fayette County, Tennessee, on September 25, 2012. It is hereby certified, recited and declared that all acts, conditions and things required to happen, exist and be performed precedent to and in the issuance of this Note, in order to make the same a legal, valid and binding obligation of Fayette County, Tennessee, have happened, do exist and have been performed in regular and due time, form and manner as required by law; that due provision has been made for the levy and collection of a direct annual tax, as may be found necessary each year, upon all taxable property within Fayette County, Tennessee, sufficient to pay the principal hereof and interest hereon as the same become due and payable; that for the prompt payment of principal and interest on this Note, the full faith and credit of the Issuer are hereby irrevocably pledged and that this Note and the issue of which it forms a part, together with all other indebtedness of the Fayette County, Tennessee, do not exceed any applicable Constitutional or statutory debt limit.

This Note and the income herefrom are exempt from all state, county, and municipal taxation in the State of Tennessee, except inheritance, transfer and estate taxes and except Tennessee franchise, excise and corporate privilege taxes applicable to certain holders.

If applicable, the following shall be included:

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

IN WITNESS WHEREOF, Fayette County, Tennessee, through its Board of County Commissioners, has caused this Note to be signed by its Mayor by his manual or facsimile signature and countersigned by the manual or facsimile signature of its County Clerk under the impressed or imprinted seal (or a facsimile thereof) of the Issuer all as of the _____ day of _____, 2012.

COUNTERSIGNED:

FAYETTE COUNTY, TENNESSEE

(SEAL)

County Clerk

County Mayor

Transferable at the office of
the Fayette County Clerk

Date of Registration: _____, 2012

This single Note represents the entire issue of Notes issued pursuant to the Resolution hereinabove described.

Sue Culver
Fayette County Clerk

(Form of Assignment)

For value received, the undersigned hereby sells, assigns and transfers unto

_____ whose address is _____

[_____ (please insert social security number or tax identification number)], the within mentioned Note and hereby irrevocably constitutes and appoints the Fayette

County Clerk, as Note Registrar, 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 firm of a Medallion Program acceptable to the Note Registrar.

(No writing in this blank except by the Registrar)

Date of Registration	In Whose Name Registered	Signature of Registrar

SECTION 12. When the Notes hereby authorized are issued, the same shall be the absolute and general obligations of Fayette County, Tennessee, to the payment of which the full faith, credit and resources of Fayette County, Tennessee, are hereby irrevocably pledged, and in order to provide for the payment of the Notes and the interest thereon, there shall be and there is hereby directed to be levied and collected, at the same time and in the same manner as other taxes of Fayette County, Tennessee, are levied and collected, a direct, continuing annual tax upon all taxable property within the boundaries of Fayette County, Tennessee, in such amount as may be found necessary each year to provide for the payment of the principal of the Notes and the interest thereon, as the same mature and become due.

It shall be the duty of the tax-levying and collecting authorities of Fayette County, Tennessee, in each year while any of the Notes issued hereunder shall remain outstanding and unpaid, without any further direction or authority to levy and collect the taxes herein provided for, and the rate of taxation to be levied in each year shall be sufficient, after making allowance for delinquencies in the payment of taxes and the cost of collection, to provide the sums required in each year for the payment of the principal and the interest on the Notes. Should there be a failure in any year to comply with the requirements of this Section, such failure shall not impair the right of the holders of any of the Notes in any subsequent year to have adequate taxes levied and collected to meet the obligations of the Notes herein authorized to be issued, both as to principal and interest. Principal and interest falling due at any time when there are insufficient funds on hand shall be paid from the current funds of the Issuer and reimbursement therefor shall be made out of the taxes hereby provided to be levied when the same shall have been collected. The tax herein provided may be reduced to the extent of direct appropriations from the general funds of the Issuer to the payment of debt service on the Notes.

SECTION 13. Remedies of Noteholders. Except as herein expressly limited, the registered owners of the Notes shall have and possess all the rights of action and remedies afforded by the common law, the Constitution and statutes of the State of Tennessee and of the United States of America for the enforcement of payment of such Notes and the interest thereon and of the pledge of the revenues made hereunder and of the covenants of the Issuer hereunder, including all the benefits and rights granted by Sections 9-21-101 et seq. of the Tennessee Code Annotated.

SECTION 14. From the proceeds of the sale of the Notes, accrued interest (if any) shall be deposited to the Note Fund of the Issuer and used to pay interest on the Notes at maturity.

From the remaining proceeds, all costs of issuance and sale of the Notes, including necessary legal, accounting, fiscal, printing, and similar expenses shall be paid or provided for.

The balance of the proceeds from the sale of the Notes shall be deposited with the County Trustee and shall be kept separate and apart from all other funds of the Issuer in a special fund hereby designated as the "Fayette County, Tennessee, 2012 Fire Department Capital Projects Fund," (the "Capital Projects Fund") which shall be applied exclusively to pay (i) capital expenditures in connection with public works projects as described in Section 9-21-105 of the Tennessee Code Annotated, as amended, including but not limited to the acquisition of two fire trucks and other equipment for the fire department; and (ii) legal, fiscal, and administrative costs incident to the foregoing; and it shall be used for no other purposes. Any Note funds not put to immediate use shall be deposited at interest by the County Trustee until needed. The interest arising therefrom shall be used only towards retiring the Notes or may be added to Note proceeds and used for the same purposes. Money in the Capital Projects Fund shall be secured in the manner prescribed by applicable statutes relative to the securing of public or trust funds, if any,

or, in the absence of such a statute, by a pledge of readily marketable securities having at all times a market value of not less than the amount in the Capital Projects Fund.

SECTION 15. The Issuer recognizes that the purchasers and holders of the Notes will have accepted them on, and paid therefor a price that reflects, the understanding that interest thereon is exempt from federal income taxation under laws in force on the date of delivery of the Notes. In this connection, the Issuer agrees that it shall take no action which may render the interest on any of said Notes subject to federal income taxation and agrees to take all action as may be necessary to comply with the provisions of the Code and regulations thereunder in order to maintain or assure the tax exempt status of the Notes. It is the reasonable expectation of the Governing Body of the Issuer that the proceeds of the Notes will not be used in a manner which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code, including any lawful regulations promulgated or proposed thereunder (or under corresponding provisions of prior law, if applicable), and to this end the said proceeds of the Notes and other related funds established for the purposes herein set out, shall be used and spent expeditiously for the purposes described herein. The County Mayor, County Clerk and County Trustee or any of them, are authorized and directed to make such certifications in this regard in connection with the sale of the Notes as they shall deem appropriate, and such certifications shall constitute representations and certifications of the Issuer.

SECTION 16. If applicable, the Issuer authorizes the County Mayor to designate the Notes as "qualified tax-exempt obligations" for purposes of Section 265(b) (3) (B) of the Code and, if applicable, to covenant that the Notes do not constitute private activity bonds as defined in Section 141 of the Code, and that not more than \$10,000,000 aggregate principal of obligations the interest on which is excludable (under Section 103(a) of the Code) from gross

income for federal income taxes (excluding, however, private activity bonds as defined in Section 141 of the Code and further excluding bonds issued to refund, other than to advance refund, other bonds to the extent the amount of the refunding bonds do not exceed the outstanding amount of the refunded bonds), including the Notes, have been or are reasonably expected to be issued by the Issuer, including all subordinate entities of the Issuer, during the calendar year 2012.

SECTION 17. If the Issuer shall pay and discharge the indebtedness evidenced by any of the Notes in any one or more of the following ways, to wit:

(a) By paying or causing to be paid, by deposit of sufficient funds as and when required with the County Trustee, to pay the principal of and interest on such Notes as and when the same become due and payable;

(b) By depositing or causing to be deposited with any trust company or bank whose deposits are insured by the Federal Deposit Insurance Corporation and which has trust powers (as "Agent"), in trust, on or before the date of maturity or redemption, sufficient money or Obligations of the United States of America, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay or redeem such Notes and to pay premium, if any, and interest thereon when due until the maturity or redemption date (provided, if such Notes are to be redeemed prior to maturity thereof, proper notice of such redemption shall have been given or adequate provision shall have been made for the giving of such notice) and if the Issuer shall, also pay or cause to be paid all other sums payable hereunder by the Issuer with respect to such Notes, or make adequate provision therefor, and by resolution of the Governing Body instruct any such Agent to pay amounts when and as required to the Noteholders for the payment of principal of and interest and redemption premiums, if any, on such Notes when due; or

(c) By delivering such Notes to the Note Registrar, for cancellation by it; then and in that case the indebtedness evidenced by such Notes shall be discharged and satisfied and all covenants, agreements and obligations of the Issuer to the owners of such cease, terminate and become void.

If the Issuer shall pay and discharge the indebtedness evidenced by any of the Notes in the manner provided in either clause (a) or clause (b) above, then the registered owners thereof shall thereafter be entitled only to payment out of the money or Obligations of the United States of America deposited as aforesaid.

Except as otherwise provided in this Section 17, neither the Obligations of the United States of America nor moneys deposited with the County Trustee or Agent pursuant to this Section nor principal or interest payments on any such Obligations of the United States of America shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal and premium, if any, and interest on said Notes; provided, that any cash received from such principal or interest payments on such Obligations of the United States of America deposited with the County Trustee or Agent, (A) to the extent such cash will be required for such purpose at a later date, shall, to the extent practicable, be reinvested in Obligations of the United States of America maturing at times and in amounts sufficient to pay when due the principal and premiums, if any, and interest to become due on said Notes on or prior to such redemption date or maturity date thereof, as the case may be, and interest earned from such reinvestments shall be paid over to the Issuer, as received by the County Trustee or Agent.

SECTION 18. This Resolution also establishes the official intent of the Issuer to finance costs of the Project by the issuance of the Notes and to reimburse the Issuer for capital

expenditures made by the Issuer with respect to the Project from other sources prior to the issuance of the Notes, including any such expenditures made up to sixty (60) days prior to the adoption of this Resolution.

SECTION 19. The provisions of this Resolution shall constitute a contract between the Issuer and the registered owners of the Notes, and after the issuance of the Notes, no change, variation or alteration of any kind in the provisions of this Resolution shall be made in any manner until such time as the Notes and interest due thereon shall have been paid in full except such changes as shall be required to assure the validity and/or tax exempt status of the Notes.

SECTION 20. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or ineffective for any reason, the remainder of this Resolution shall remain in full force and effect, it being expressly hereby found and declared that the remainder of the Resolution would have been adopted by this Governing Body despite the invalidity of such section, paragraph, clause or provision.

SECTION 21. All orders or resolutions in conflict herewith be and the same are hereby repealed insofar as such conflict exists.

SECTION 22. This resolution shall take effect from and after its approval, the general welfare of Fayette County requiring it.

Passed and approved September 25, 2012.

(SEAL)

County Mayor

ATTEST:

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 September 25, 2012, insofar as same pertains to the proceedings in connection with the issuance of not to exceed \$355,000 Fire Truck Capital Outlay Notes, Series 2012 of said County.

WITNESS my signature and official seal this the _____ day of September, 2012.

Sue Culver, County Clerk
Fayette County, Tennessee

(SEAL)

4848-7562-9072, v. 2

21

Commissioner Harris moved that the General Fund Budget 101 be approved as presented. Commissioner Oglesby seconded the motion. The following Roll call vote was taken:

Voting "YES" Commissioners: Ed Allen, Joann Allen, Anderson, Brewer, Cox, Dowdle, German, Harris, Howard, Karcher, Kelley, Leggett, Lillard, Oglesby, Reeves, Wilson, and Watkins. (17)

Commissioner Harris moved that the following Solid Waste Budget, Fund 116, be approved as presented. The motion was seconded by Commissioner Reeves and passed on a unanimous roll call vote.

10.3.6.4.2

Fayette County, Tennessee
Solid Waste/Sanitation Fund 116
 Statement of Proposed Operations
 Fiscal Year Ending June 30, 2013

CODE	DESCRIPTION	Audit 2009-10	Audit 2010-11	Over/Under	Over/Under	Over/Under	Budget Committee 2012-13	Comments/Description
				\$	(\$29,528)	\$		
REVENUES								
40000	LOCAL TAXES							
40100	County Property Taxes							
40110	Current Property Tax							
40120	Trustees Coll. Prior Yr.	\$ -	\$ -	\$ -	\$ -	\$ -		
40130	Circuit/Clerk, Master Ppy. Yr.	\$ -	\$ -	\$ -	\$ -	\$ -		
40140	Interest & Penalty	\$ -	\$ -	\$ -	\$ -	\$ -		
40162	Payments in Lieu of Taxes Local Utilities	\$ -	\$ -	\$ -	\$ -	\$ -		
40163	Payments in Lieu of Taxes Other	\$ -	\$ -	\$ -	\$ -	\$ -		
	Total Local Taxes	\$ -						
CHARGES FOR CURRENT SERVICES								
43000	General Service Charges							
43110	Tipping Fees							
43114	Solid Waste Disposal Fee	\$ 344,425	\$ 272,944	\$ 322,960	\$ 271,035	\$ 275,000		
	Total Charges For Current Services	\$ 344,425	\$ 272,944	\$ 322,960	\$ 271,035	\$ 275,000		

Fayette County
Budget 2008-09
Solid Waste

9/14/2012

CODE	DESCRIPTION	Audit 2009-10	Audit 2010-11	Amended Budget 2011-12	Ending Budget 2011-12	Budget Committee 2012-13	Comments/Description
44000 OTHER LOCAL REVENUES							
44100 Recurring Items							
	44110 Investment Income	\$ 320,898	\$ -	\$ 110,000	\$ 71,708		
	44130 Sale of Materials & Supplies						
	44145 Sale of Recycled Materials	\$ 107,843	\$ 153,946	\$ 175,000	\$ 183,148	\$ 185,000	
	44170 Miscellaneous Refunds	\$ 4,385	\$ -	\$ -	\$ -		
	44520 Insurance Recovery	\$ -	\$ -	\$ -	\$ -		
	44530 Sale Of Equipment	\$ -	\$ 20,800	\$ 20,000	\$ -	\$ 10,000	
	44560 Damages Recovered Individuals						
	44990 Other Local Revenues						
	TOTAL OTHER LOCAL REV.	\$ 433,126	\$ 174,746	\$ 305,000	\$ 256,856	\$ 195,000	
46000 STATE OF TENNESSEE							
46100 General Government Grants							
	46170 Solid Waste Grants	\$ 13,721	\$ 10,489	\$ 7,500	\$ 1,370	\$ 5,000	
	46800 Other State Revenues						
	46851 State Revenue Sharing - TVA		\$ -	\$ 84,000	\$ 84,000	\$ 334,000	
	46980 Other State Grants	\$ -	\$ -	\$ 10,000	\$ -	\$ 1,000	
	TOTAL STATE OF TN.	\$ 13,721	\$ 10,489	\$ 101,500	\$ 85,370	\$ 340,000	
47235 Homeland Security Grants							
	47580 Other Federal Thru State	\$ -	\$ -	\$ -	\$ -	\$ -	
	TOTAL FEDERAL GOVERNMENT	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Revenues		\$ 791,272	\$ 458,179	\$ 729,460	\$ 613,261	\$ 810,000	
Other Sources							
	49200 Note Proceeds	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Revenues and Other Sources		\$ 791,272	\$ 458,179	\$ 729,460	\$ 613,261	\$ 810,000	

Fayette County
Budget 2008-09
Solid Waste

9/14/2012

CODE	DESCRIPTION	Audit 2009-10	Audit 2010-11	Amended Budget 2011-12	Ending Budget 2011-12	Budget Committee 2012-13	Comments/Description
EXPENDITURES							
55000	Public Health and Welfare						
55732	Convenience Centers						
314	Contracts With Public Carriers	\$ 329,799	\$ 271,830	\$ 228,500	\$ 213,491	\$ 228,500	
399	Other Contracted Services						
402	Asphalt						
724	Site Development		\$ 1,412				
733	Solid Waste Equipment	\$ 28,260	\$ 21,990	\$ -	\$ -	\$ -	
	Total Convenience Centers	\$ 358,059	\$ 295,232	\$ 228,500	\$ 213,491	\$ 228,500	
55754	Landfill Operation & Maintenance						
105	Supervisor/Director	\$ 52,049	\$ 52,049	\$ 52,309	\$ 52,309	\$ 53,097	
119	Accountants/Bookkeepers	\$ 31,774	\$ 32,185	\$ 30,753	\$ 32,107	\$ 31,216	
144	Equipment Operators-Heavy	\$ 112,113	\$ 133,428	\$ 135,675	\$ 132,479	\$ 137,718	
168	Temporary Personnel	\$ 35,240	\$ 22,652	\$ 25,750	\$ 19,234	\$ 26,138	
186	Longevity Pay	\$ 3,900	\$ 4,100	\$ 4,400	\$ 4,300	\$ 4,400	
187	Overtime Pay	\$ 20,434	\$ 21,446	\$ 10,050	\$ 12,337	\$ 10,202	
191	Board & Committee Member Fees	\$ 329	\$ 329	\$ 515	\$ 266	\$ 515	
196	In-Service Training	\$ 1,081	\$ 1,371	\$ 1,500	\$ 696	\$ 1,500	
201	Social Security	\$ 15,664	\$ 16,268	\$ 15,500	\$ 15,436	\$ 15,734	
204	State Retirement	\$ 17,541	\$ 20,575	\$ 20,409	\$ 20,013	\$ 20,717	
205	Employee & Dependent Insurance	\$ 32,147	\$ 37,120	\$ 37,800	\$ 39,593	\$ 37,800	
210	Unemployment Compensation	\$ -	\$ -	\$ 500	\$ -	\$ 500	
212	Employer Medicare	\$ 3,663	\$ 3,805	\$ 4,262	\$ 3,610	\$ 4,327	
304	Architects	\$ -	\$ -	\$ -	\$ -	\$ -	
387	Communication	\$ 4,967	\$ 4,053	\$ 4,100	\$ 4,546	\$ 4,100	
308	Consultants	\$ 1,250	\$ -	\$ 1,500	\$ 750	\$ 1,500	
317	Data Processing Services	\$ 4,693	\$ 4,741	\$ 5,500	\$ 4,650	\$ 5,500	
322	Evaluating & Testing	\$ 5,815	\$ 3,780	\$ 6,000	\$ 3,015	\$ 6,000	
332	Legal Notices	\$ 3,680	\$ 2,439	\$ 1,900	\$ -	\$ 1,900	
333	Licenses	\$ 232	\$ 5,439	\$ 5,800	\$ 5,283	\$ 5,800	
335	Maint. & Repairs Building	\$ 14,346	\$ -	\$ -	\$ -	\$ -	

CODE	DESCRIPTION	2009-10 Audit	2010-11 Audit	Amended Budget 2011-12	Ending Budget 2011-12	Budget Committee Comments/Description 2012-13
336	Maint. & Repairs Equipment	\$ 2,972	\$ 3,526	\$ 6,590	\$ 2,619	\$ 6,590
340	Medical & Dental Services	\$ -	\$ -	\$ -	\$ -	\$ -
355	Travel	\$ 1,483	\$ 225	\$ 1,000	\$ -	\$ 1,000
399	Other Contracted Services	\$ 300	\$ -	\$ 300	\$ -	\$ 300
412	Diesel Fuel	\$ 9,866	\$ 10,184	\$ 8,000	\$ 8,109	\$ 10,000
418	Equipment & Machinery Parts	\$ 20,755	\$ 29,556	\$ 30,250	\$ 22,276	\$ 30,250
425	Gasoline	\$ 16,410	\$ 16,202	\$ 18,100	\$ 14,827	\$ 20,100
433	Lubricants	\$ 235	\$ -	\$ 1,200	\$ 54	\$ 1,200
450	Tires & Tubes	\$ 2,993	\$ 4,418	\$ 4,500	\$ 5,930	\$ 4,500
452	Utilities	\$ 8,900	\$ 8,728	\$ 9,100	\$ 9,454	\$ 9,100
457	In-Service Staff Development	\$ -	\$ -	\$ -	\$ -	\$ -
499	Other Supplies & Materials	\$ 4,506	\$ 2,042	\$ 5,725	\$ 5,035	\$ 2,725
506	Liability Insurance	\$ 39,834	\$ 42,195	\$ 42,690	\$ 42,690	\$ 42,690
510	Trustee Commission	\$ 6,593	\$ 3,583	\$ 6,000	\$ 4,818	\$ 6,000
513	Workers' Compensation Insurance	\$ 21,751	\$ 26,879	\$ 27,000	\$ 26,914	\$ 27,000
599	Other Charges	\$ 8,046	\$ 3,356	\$ 5,900	\$ 3,640	\$ 5,900
601	Principal on Bonds	\$ -	\$ -	\$ -	\$ -	\$ -
603	Principal on Notes	\$ -	\$ -	\$ -	\$ -	\$ -
604	Interest on Notes	\$ -	\$ -	\$ -	\$ -	\$ -
708	Communication Equipment	\$ 50,300	\$ 33,179	\$ -	\$ -	\$ 5,000
734	Site Development	\$ 29,421	\$ 88,114	\$ -	\$ -	\$ 25,000
733	Solid Waste Equipment	\$ -	\$ -	\$ -	\$ -	\$ -
Total Landfill Operations:		\$ 585,200	\$ 611,867	\$ 550,489	\$ 496,120	\$ 565,928
Total Expenditures		\$ 943,239	\$ 937,099	\$ 758,998	\$ 709,611	\$ 794,428
Excess of Revenue and Other Sources Over (Under) Expenditures		\$ (151,987)	\$ (474,920)	\$ (29,528)	\$ (96,350)	\$ 13,572
Other Financing Sources (Used)		\$ -	\$ -	\$ -	\$ -	\$ -
Insurance Recovery		\$ -	\$ -	\$ -	\$ -	\$ -
Transfer In		\$ -	\$ -	\$ -	\$ -	\$ -
Total Other Financing Sources (Used)		\$ -	\$ -	\$ -	\$ -	\$ -
Beginning Fund Balance -July 1		\$ 736,461	\$ 604,474	\$ 125,354	\$ 125,354	\$ 29,204
Ending Fund Balance June 30		\$ 604,474	\$ 125,554	\$ 96,026	\$ 29,204	\$ 44,776

Commissioner Harris moved that the following Drug Fund be approved. The motion was seconded by Commissioner Leggett and passed unanimously on roll call vote.

10.3.6.4.3

Drug Fund

Fund 122

FY 2012-2013

REVENUES

CODE DESCRIPTION	Audj 2009-10	Budget 2010-11	Budget - Start 2011-12	Ending Budget 2011-12	Budget 2012-13	Comments/Descriptions
42240 Crim Court - Drug Cntrl. Fines	\$ 18,375	\$ 4,861	\$ 15,000	\$ -	\$ -	
42340 Gen Sess - Drug Cntrl. Fines	\$ 6,184	\$ 4,505	\$ 8,000	\$ 884	\$ 884	
42341 Gen Sess - Drug Court Fees		\$ 1,103	\$ -	\$ 1,862	\$ 1,862	
42440 Juvenile Court-Drug Cntrl. Fines						
42910 PROCEEDS FROM CONFISCATED PROPERTY	\$ 35,885	\$ 144,581	\$ 30,000	\$ 23,199	\$ 23,199	
42990 Other Fines, Forfeitures, and Penalties	\$ -	\$ -	\$ -	\$ -	\$ -	
44170 Miscellaneous Refunds	\$ -	\$ 11,605	\$ -	\$ -	\$ -	
49800 OPERATING TRANSFERS	\$ -	\$ -	\$ -	\$ -	\$ -	
TOTAL REVENUE	\$ 58,224	\$ 166,635	\$ 51,000	\$ 25,945	\$ 25,945	
TOTAL REVENUE PLUS OTHER SOURCES	\$ 58,224	\$ 166,635	\$ 51,000	\$ 25,945	\$ 25,945	

EXPENDITURES

64150						
186 Training	\$ 275	\$ 270	\$ 6,000	\$ 250	\$ 6,000	
307 COMMUNICATION	\$ 7,885	\$ 9,871	\$ 10,000	\$ 10,867	\$ 10,000	
316 Contributions	\$ 886	\$ 1,535	\$ 5,000	\$ -	\$ 5,000	
319 CONFIDENTIAL DRUG ENFORCEMENT	\$ 5,000	\$ 5,500	\$ 10,500	\$ 3,000	\$ 10,500	
355 Travel	\$ 642	\$ 102	\$ 6,000	\$ 301	\$ 6,000	
357 Veterinary Services			\$ 500	\$ 115	\$ -	
358 Remittance of Revenues	\$ -	\$ -	\$ -	\$ -	\$ -	

401 Animal Food and Supplies			\$ 500	\$ 50	\$ -
451 UNIFORMS	\$ -	\$ 61	\$ 2,000	\$ -	\$ 2,000
499 Other Supplies and Materials					
510 TRUSTEE'S COMMISSION	\$ 586	\$ 15,763	\$ 1,000	\$ 259	\$ 1,000
708 Communication Equipment					
716 Law Enforcement Equip.					
790 Other Equip	\$ 50,700	\$ 242,025	\$ 59,000	\$ 48,850	\$ 60,000
TOTAL DRUG ENFORCEMENT	\$ 66,074	\$ 275,187	\$ 100,500	\$ 63,692	\$ 100,500
TOTAL EXPENDITURES	\$ 66,074	\$ 275,187	\$ 100,500	\$ 63,692	\$ 100,500
TOTAL EXPENDITURES & OTHER USES	\$ 66,074	\$ 275,187	\$ 100,500	\$ 63,692	\$ 100,500
Excess of Estimated Revenues and Other Sources Over (Under) Estimated Expend.	\$ (7,850)	\$ (108,552)	\$ (49,500)	\$ (37,747)	\$ (74,555)
Transfers In (Auditor's Adjustment)	\$ -	\$ -	\$ -	\$ -	\$ -
Est. Beginning Fund Bal. July 1	\$ 275,902	\$ 268,052	\$ 159,500	\$ 159,500	\$ 110,000
Est. Ending Fund Bal. June 30	\$ 268,052	\$ 159,500	\$ 110,000	\$ 121,753	\$ 35,445

Commissioner Harris moved that the following Adequate Facilities Tax Fund 125 be approved. The motion was seconded by Commissioner German and passed unanimously on roll call vote.

10.3.6.4.4

Adequate Facilities Tax
Fund 125
 Fayette County Budget
 Fiscal Year 2012-13

REVENUES	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget 2012-13	Comments/Descriptions
CODE DESCRIPTION						
40285 Adequate Facilities/Development Tax	\$ 237,083	\$ 237,169	\$ 200,000	\$ 290,587	\$ 200,000	
49800 OPERATING TRANSFERS	\$ -	\$ -	\$ -	\$ -	\$ -	
TOTAL REVENUE	\$ 237,083	\$ 237,169	\$ 200,000	\$ 290,587	\$ 200,000	
EXPENDITURES						
CODE DESCRIPTION						
58800 Miscellaneous	\$ 3,655	\$ 13,690	\$ 5,000	\$ 3,042	\$ 5,000	
509 Refunds	\$ 2,500	\$ 2,372	\$ 2,500	\$ 2,905	\$ 2,500	
510 TRUSTEE'S COMMISSION						
Total Adequate Facilities Tax Expenditures	\$ 6,155	\$ 16,062	\$ 7,500	\$ 5,947	\$ 7,500	
99100 Transfers Out	\$ 855,000	\$ 108,102	\$ 217,554	\$ 217,554	\$ 217,554	Transfer to Debt Service
TOTAL TRANSFERS OUT	\$ 855,000	\$ 108,102	\$ 217,554	\$ 217,554	\$ 217,554	
TOTAL EXPENDITURES	\$ 861,155	\$ 124,164	\$ 225,054	\$ 223,501	\$ 225,054	
Excess of Estimated Revenues and Other Sources Over (Under) Estimated Expend.	\$ (624,072)	\$ 113,005	\$ (25,054)	\$ 67,086	\$ (25,054)	
Transfers In (Auditor's Adjustment)	\$ -	\$ -	\$ -	\$ -	\$ -	
Est. Beginning Fund Bal. July 1	\$ 828,821	\$ 4,549	\$ 117,554	\$ 92,500	\$ 159,586	
Est. Ending Fund Bal. June 30	\$ 4,549	\$ 117,554	\$ 92,500	\$ 159,586	\$ 134,532	

Commissioner Harris moved the following Public Works 131 be approved. The motion was seconded by Commissioner Dowdle and passed unanimously on roll call vote.

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget Comm. 2012-13	Comments/Descriptions
508 Refunds						
599 Other Charges						
Building Improvements					700,000	
705 Bridge Construction					90,000	
799 Other Capital Outlay	5,718	50,500	118,000	144,038		
91190 Other General Govt Projects						
Total	5,718	50,500	118,000	144,038	790,000	
Total Expenditures	4,044,828	4,320,730	4,804,675	5,009,333	6,456,000	
<i>Other Sources</i>						
49200 Note Proceeds					855,000	
49300 Capital Lease Issued	88,000					
49700 Insurance Recovery				6,029		
Total Other Financing Sources	88,000	-	-	6,029	855,000	
Excess of Revenue Over (Under) Expenditures	219,502	(101,455)	-	(380,144)	(50,000)	
Est. Begin Fund Bal	1,721,201	1,940,703	1,839,248	1,839,248	1,459,104	
Est. End Fund Bal	1,940,703	1,839,248	1,839,248	1,459,104	1,409,104	

Public Works - 5 Year Average

TCA 67-3-901

Year	5 Year Averages
2000-01	\$1,493,768
2001-02	\$1,606,529
2002-03	\$1,546,287
2003-04	\$1,662,069
2004-05	\$1,551,960
2005-06	\$1,370,121
2006-07	\$1,610,421
2007-08	\$1,833,070
2008-09	\$2,111,888
2009-10	\$1,873,241
2010-11	\$1,917,811
2011-12	\$1,961,375

	Audited 2007-2008	Audited 2008-2009	Audited 2009-2010	Audited 2010-2011	Budget 2011-2012
Property/Prior Year/In-lieu Taxes	\$ 580,757	\$ 641,833	\$ 654,887	\$ 881,194	\$ 784,375
Interest and Penalty/Pick-Up Taxes	\$ 4,038	\$ 4,856	\$ 4,296	\$ 4,786	\$ 5,000
Business Tax					
Hotel/Motel					
Mineral Severance					
Local Option sales Tax	\$ 414,712	\$ 448,142	\$ 452,062	\$ 382,105	\$ 400,000
Wheel Tax	\$ 741,878	\$ 751,698	\$ 771,664	\$ 775,153	\$ 772,000
Other Local Taxes/Revenue (In-Lieu of Property Tax AFT)	\$ 350,000	\$ 265,356	\$ -	\$ 5,510	\$ -
Total Local Revenue	\$2,091,183	\$2,111,888	\$1,882,879	\$1,848,748	\$1,961,375

Five Year Average for 2008-2012

\$ 1,979,215

CODE DESCRIPTION	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget Comm. 2012-13	Comments/Descriptions
44000 Other Local Revenues						
44100 Recurring Items				10		
44110 Investment Income						
44145 Sale Of Recycled Materials		8,116	1,000	11,532	1,000	
44170 Miscellaneous Refunds	4,029	2,202	300	1,625	785	
44500 Nonrecurring Items						
44520 Insurance Recovery						
44530 Sale Of Equipment	53,955	38,850	50,000		50,000	
44570 Contributions and Gifts	18,400	9,450	12,000	11,250	10,000	
44580 Performance Bond Forfeitures	100,000	109,000	118,000		38,000	
Total Other Local Revenues	172,284	165,818	181,300	24,418	99,785	
46000 State of Tennessee						
46400 Public Works Grants						
46410 Bridge Program			380,000	273,674	424,000	
46420 State Aid Program	118,893		258,000		260,000	
46800 Other State Revenues						
46820 Gasoline and Motor Fuel Tax	1,958,350	2,015,035	2,000,000	2,044,272	2,000,000	
46830 Petroleum Special Tax	23,126	23,126	24,000	27,716	24,000	
46980 Other State Grants						
Total State of Tennessee	2,100,169	2,038,161	2,662,000	2,345,662	2,708,000	
47000 Federal Government						
47100 Federal Through State						
47230 Disaster Relief	20,998	157,059		157,257	764,000	
Total Federal Government	20,998	157,059		157,257	764,000	
48000 Other Governments And Citizen Groups						
48100 Other Governments						
48120 Paving and Maintenance						
48410 Contracted Services						
Total Other Governments & Citizen Groups						

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget Comm. 2012-13	Comments/Descriptions
49000 Other Sources (non-revenue)						
49200 Notes Issued				50,000		
49700 Insurance Recovery		9,689		6,029		
49800 Transfers in						
Total Other Sources		9,689		56,029		
Total Revenues	4,176,330	4,219,275	4,804,675	4,567,131	5,551,000	

Total Revenue and Other Sources	4,176,330	4,219,275	4,804,675	4,623,160	5,551,000	
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EXPENDITURES

61000 Administration						
101 County Official/Administrative Officer	75,371	75,371	75,371	75,370	76,578	
119 Accountants/Bookkeepers	61,200	61,200	61,200	61,506	61,812	
184 Educational Incentives - Official/Adm Officer		1,223				
185 Educational Incentives - Other County	4,500	3,669	6,000	5,448	6,000	
191 Board and Committee Fees	6,640	6,240	6,840	6,840	6,840	
196 In-Service/Staff Development	3,752	3,818	3,450	1,472	3,400	
317 Data Processing Service	12,068	9,728	9,000	7,992	10,000	
320 Dues and Memberships	3,734	3,699	3,800	3,699	3,800	
337 Main. & Repairs-Office Equip.						
351 Rentals	2,854	2,583	3,200	2,836	3,200	
435 Office Supplies	3,335	3,506	3,800	3,769	3,800	
699 Other Charges Encumbrances	10,770	11,956	12,000	13,733	12,000	
Total Administration	184,224	182,791	184,661	182,665	187,430	

62000 Highway and Bridge Maintenance						
103 Assistants						
106 Supervisor/Director	141,820	141,820	141,820	142,525	143,235	

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget Comm. 2012-13	Comments/Descriptions
141 Foremen	105,901	105,948	110,000	102,670	107,000	
143 Equipment Operators (Heavy)	201,328	211,849	220,000	219,715	214,000	
145 Equipment Operators (Light)	81,364	80,810	89,000	76,351	87,000	
147 Truck Drivers	261,667	257,912	280,000	264,764	272,000	
149 Laborers	221,425	236,861	250,000	233,448	240,000	
162 Clerical Personnel	29,376	29,376	29,376	29,758	30,906	
168 Temporary Personnel						
186 Longevity Pay	40,700	37,200	38,800	34,500	34,500	
187 Overtime Pay	15,551	19,170	10,000	60,022	20,000	
189 Other Salaries & Wages						
327 Freight Expenses	97,062	184,987	100,000	301,041	100,000	
399 Other Contracted Services	10,022	34,800	105,000	104,400	105,000	
405 Asphalt-Liquid	30,604	46,103	48,000	18,585	46,000	
409 Crushed Stone	53,061	61,062	54,000	125,196	60,000	
443 Road Signs	11,033	24,841	25,000	17,834	25,000	
446 Small Tools	3,280	385	1,000	349	1,000	
456 Gravel and Chert						
468 Chemicals						
499 Other Supplies and Materials Encumbrances	2,920	3,554	3,000	439	3,500	
Total	1,307,114	1,476,778	1,504,996	1,731,597	1,489,141	

CODE, DESCRIPTION

63100 <i>Operation & Maintenance of Equipment</i>						
142 Mechanics	120,050	123,034	138,000	139,300	137,000	
336 Maint. & Repairs-Equipment	11,910	7,885	12,000	11,844	12,000	
412 Diesel Fuel	111,922	125,914	134,000	171,953	175,000	
418 Equipment & Machinery Parts	99,337	95,768	100,000	89,991	80,000	
424 Garage Supplies	5,241	5,334	6,000	3,950	5,000	
425 Gasoline	51,118	57,545	54,000	59,640	60,000	
433 Lubricants	9,952	9,854	10,000	12,142	12,000	
446 Small Tools	1,085	1,368	2,000	1,666	2,000	
450 Tires & Tubes	19,390	24,308	18,000	41,434	34,000	
499 Other Supplies and Materials	3,082	4,400	5,000	6,377	5,000	
799 Other Capital Outlay Encumbrances	4,776	4,807	5,000	4,678	5,000	
Total	437,864	460,217	484,000	542,775	527,000	

65000 <i>Other Charges</i>						
307 Communication	7,570	7,157	8,000	8,314	8,000	
308 Consultants						

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget Comm. 2012-13	Comments/Descriptions
309 Contracts with Government Agencies			3,000	3,000	3,000	
322 Evaluation & Testing			27,000	26,591	-	
452 Utilities	19,902	22,223	21,000	17,140	22,000	
506 Liability Insurance	136,309	137,546	138,000	139,016	140,000	
508 Premiums on Surety Bonds	500	1,247	1,500	500	1,500	
510 Trustee's Commission	44,740	43,911	48,000	49,436	48,000	
515 Liability Claims	2,815	1,315	1,500	500	1,500	
536 Hazardous Waste Cleanup Encumbrances					75,000	
Total	211,836	213,399	248,000	244,497	299,000	
66000 Employee Benefits						
201 Social Security	101,539	104,282	113,000	108,623	110,000	
204 State Retirement	112,068	115,744	126,000	120,829	122,000	
205 Employee/Depend. Ins.	231,141	246,340	253,000	252,944	285,000	
210 Unemployment Comp.			1,000		1,000	
322 Evaluation and Testing	1,470	803	1,500	880	1,500	
513 Worker's Comp. Insurance Encumbrances	139,204	139,078	139,100	139,263	139,500	
Total	585,422	606,247	633,600	622,539	659,000	
68000 Capital Outlay						
705 Bridge Construction	109,816	118,971	120,000	121,416	125,000	
713 Highway Construction	272,610	314,148	200,000	240,075	200,000	
714 Highway Equipment						
718 Motor Vehicles						
726 State Aid Projects	186,319	342,754	780,000	358,344	855,000	
791 Other Construction	598,985	488,881	500,000	788,975	413,014	
799 Other Capital Outlay Encumbrances	57,187					
Total	1,224,917	1,264,754	1,600,000	1,509,810	1,593,014	
80000 Debt Service						
82120 Highway & Street						
602 Principle on Notes					855,000	
604 Interest on Notes					25,000	
610 Principal on Debt	83,884	62,457	29,324	29,321	30,350	
611 Interest on Debt	3,849	3,587	2,094	2,091	1,065	
Total	87,733	66,044	31,418	31,412	911,415	
90000 Capital Projects						
91200 Highway & Street Projects						

Commissioner Harris moved that the following School General Fund -141 Budget be approved. The motion was seconded by Commissioner Lillard and passed on following roll call vote:

Voting "YES", Commissioners: Joann Allen, Anderson, Brewer, Cox, Dowdle, German, Harris, Karcher, Kelley, Lillard, Oglesby, Reeves, Wilson, and Watkins (14)
 Voting "NO" Commissioners: Ed Allen, Howard, and Leggett.(3)

FAYETTE COUNTY BOARD OF EDUCATION
 BUDGET SUMMARY INFORMATION

ACCT. NO.	DESCRIPTION	FY 11-12 Column #2 Amend. Budget	FY 11-12 Column #3 Actual Ending	FY 12-13 Column #6
BEGINNING BALANCES/RESERVES				
34560	Reserve for Career Ladder			1,822
36000	Undesignated Fund Balance Adjusted.	1,289,085	1,289,085	196,159
TOTAL FUND BALANCE/RESERVES		1,289,085	1,289,085	197,981
REVENUES				
40000	Total Local Taxes	9,016,066	9,483,333	9,015,815
41000	Licenses & Permits	2,500	2,781	2,750
43000	Charges for Current Services	60,000	68,679	65,700
44000	Other Local Revenues	102,700	176,383	56,689
46000	State of Tennessee	16,882,837	16,310,344	16,387,659
47000	Federal Government	1,269,657	832,004	750,907
48100	Other Governments	25,000	0	0
49800	Operating Transfers	170,000	46,964	17,673
TOTAL REVENUES		27,528,760	26,900,488	26,234,814
TOTAL AVAILABLE FUNDS		28,817,845	28,189,573	26,432,795
EXPENDITURES/ENCUMBRANCES				
<i>Instruction</i>				
71100	Regular Instruction Program	12,281,677	12,803,051	12,026,048
71200	Special Education Program	1,868,610	2,022,385	1,998,224
71300	Vocational Education Program	791,132	811,185	811,135
71400	Student Body Education	0	0	0
71600	Adult Education Program	24,506	31,469	12,920
<i>Support Services-Instruction</i>				
72110	Attendance	115,910	118,088	100,679
72120	Health Services	175,341	176,220	200,720
72130	Other Student Support	556,221	550,250	524,223
72210	Regular Instruction Program	898,322	880,252	738,780
72220	Special Education Program	341,511	316,333	276,123
72230	Vocational Education Program	541,029	393,157	395,289
72260	Adult Education Program	455,728	438,461	410,404
<i>Support Services-General Admin.</i>				
72310	Board of Education	802,423	789,955	707,754
72320	Office of Superintendent	271,291	307,020	367,861
72410	Office of Principal	1,366,819	1,365,346	1,375,744
72510	Fiscal Services	234,857	236,287	309,242
72610	Operation of Plant	1,545,391	1,563,559	1,657,162
72620	Maintenance of Plant	559,040	572,380	572,106
72710	Transportation	2,091,592	2,382,816	2,198,198
72810	Central & Other Support	190,426	226,228	181,775
<i>Total Operating Expenditures</i>		<i>25,111,927</i>	<i>26,183,442</i>	<i>24,866,387</i>
<i>Non-Instructional Services</i>				
73100	Food Services	0	0	0
73300	Community Services	65,571	47,170	67,362
73400	Early Childhood Education	841,084	869,358	842,295
<i>Capital Outlay</i>				
76100	Regular Capital Outlay	200,000	189,224	100,000
<i>Debt Service</i>				
82130	Education Debt Service - Principal	487,400	659,538	305,480
82230	Education Debt Service - Interest	77,000	42,860	53,260
<i>Other Uses</i>				
99110	Operating Transfers	0	0	0
TOTAL EXPENDITURES/ENCUMB.		26,782,982	27,981,592	26,234,814
EST. ENDING FUND BAL./RESERVE		2,034,863	187,981	187,981
TOTAL EXPENDITURES OVER ESTIMATED REVENUES		(745,778)	1,081,104	0

Commissioner Harris moved that the following School Federal Fund -142 be approved. The motion was seconded by Commissioner Brewer and passed on Roll Call vote.

Voting "YES" Commissioners Ed Allen, Joann Allen, Anderson, Brewer, Cox, Dowdle, German, Harris, Howard, Karcher, Kelley, Leggett, Lillard, Oglesby, Reeves, and Watkins(16)

Commissioner Myles Wilson passed.

Fund
142

10.3.6.4.7

FAYETTE COUNTY BOARD OF EDUCATION
BUDGET SUMMARY INFORMATION

ACCT. NO.	DESCRIPTION	FY 12-13 Column #6 Budget	
	BEGINNING BALANCES/RESERVES	0	72,633
34570	Education of the Handicapped Reserve		
	TOTAL FUND BALANCE/RESERVES	0	72,633
	REVENUES		
40000	Total Local Taxes	0	0
41000	Licenses & Permits	0	0
43000	Charges for Current Services	0	0
44000	Other Local Revenues	0	0
46000	State of Tennessee	0	0
47000	Federal Government	0	2,547,834
49800	Operating Transfers	0	119,446
	TOTAL REVENUES	0	2,667,282
	TOTAL AVAILABLE FUNDS	0	2,739,915
	EXPENDITURES/ENCUMBRANCES		
	<i>Instruction</i>		
71100	Regular Instruction Program	0	951,952
71200	Special Education Program	0	564,105
71300	Vocational Education Program	0	51,362
71400	Student Body Education	0	0
71600	Adult Education Program	0	0
	<i>Support Services-Instruction</i>		
72110	Attendance	0	0
72120	Health Services	0	214,292
72130	Other Student Support		396,077
72210	Regular Instruction Program		138,686
72220	Special Education Program		47,568
72230	Vocational Education Program		3,000
72260	Adult Education Program	0	0
	<i>Support Services-General Adm.</i>		
72310	Board of Education	0	0
72320	Office of Superintendent	0	0
72410	Office of Pncipal	0	0
72510	Fiscal Services	0	0
72610	Operation of Plant	0	0
72620	Maintenance of Plant	0	0
72710	Transportation	0	161,099
72810	Central & Other Support	0	0
	<i>Total Operating Expenditures</i>	0	
	<i>Non-Instructional Services</i>		
73100	Food Services	0	0
73300	Community Services	0	0
	<i>Capital Outlay</i>		
76100	Regular Capital Outlay	0	0
91300	Education Capital Outlay	0	0
	<i>Other Uses</i>		
99110	Operating Transfers	0	137,121
	TOTAL EXPENDITURES/ENCUMB.	0	2,667,262
	EST. ENDING FUND BAL./RESERVE	0	72,633
	TOTAL EXPENDITURES OVER ESTIMATED-REVENUES		0

Commissioner Harris moved that the following School Cafeteria Fund be approved. Motion was seconded by Commissioner Oglesby and passed unanimously on roll call vote.

Fayette County Schools
2012 - 2013

10.3.6.4.8

Fund 14.

DESCRIPTIONS	Account Code	2011-12 Approved Budget	2011-12 Actuals June	2012-13 Proposed Budget	Budget Var %
RESERVES AND FUND BALANCE					
Reserved for Food Service	143-34570	\$ 659,872	\$ 699,961.53	\$ 699,962	-7%
Reserved for Basic Education Program (BEP)		\$ -	\$ -		0%
Designated for Purpose #1 - (EIS)		\$ -	\$ -		0%
Designated for Purpose #2 - (HSTW)		\$ -	\$ -		0%
Undesignated Fund Balance		\$ -			0%
Total Fund Balances & Reserves		\$ 659,872	\$ 699,961.53	\$ 699,962.00	-7%
Total Budget to Revenue		\$ 2,086,300	<i>2,204,024</i>	\$ 2,086,300.00	
Total Revenue Available		\$ 2,746,172		\$ 2,786,262.00	
Total Expenditures		\$ 2,319,161	\$ 2,181,904.11	\$ 2,303,529.00	
Ending Fund Balance/Reserves		\$ 427,011		\$ 482,733.00	
73100 - FOOD SERVICE					
Supervisor / Director	143-73100-105	\$ 38,501	\$ 38,692.50	\$ 39,500	4%
Accountants/Bookkeepers	143-73100-119	\$ 24,150	\$ 24,185.00	\$ 24,900	2%
Cafeteria Personnel	143-73100-165	\$ 970,000	\$ 880,452.09	\$ 895,000	-2%
Longevity Pay	143-73100-186	\$ 4,550	\$ 4,550.00	\$ 4,450	21%
Other Salaries & Wages	143-73100-189	\$ 37,230	\$ 36,903.60	\$ 37,000	0%
Social Security	143-73100-201	\$ 66,615	\$ 60,274.52	\$ 67,000	-3%
State Retirement	143-73100-204	\$ 97,236	\$ 77,301.12	\$ 80,000	11%
Medical Insurance	143-73100-207	\$ 21,000	\$ 21,124.46	\$ 23,500	11%
Unemployment Compensation	143-73100-210	\$ 4,000	\$ 9,204.17	\$ 4,000	100%
Employer Medicare Liability	143-73100-212	\$ 15,579	\$ 14,209.03	\$ 15,579	-4%
Communication	143-73100-307	\$ 8,300	\$ 8,869.73	\$ 9,500	11%
Maintenance and Repair Service	143-73100-336	\$ 6,000	\$ 3,329.46	\$ 4,000	-21%
Travel	143-73100-355	\$ 1,500	\$ 950.42	\$ 1,100	-22%
Other Contracted Services	143-73100-399	\$ 29,500	\$ 29,089.08	\$ 32,000	-54%

Fayette County Schools
2012 - 2013

DESCRIPTIONS	Account Code	2011-12 Approved Budget	2011-12 Actual June	2012-13 Proposed Budget	Budget Var %
Food Supplies	143-73100-422	\$ 835,000	\$ 832,751.53	\$ 900,000	-25%
Other Supplies and Materials	143-73100-499	\$ 115,000	\$ 90,993.15	\$ 113,000	-24%
Workman's Compensation Insurance	143-73100-513	\$ 25,000	\$ 28,380.93	\$ 31,000	20%
In Service / Staff Development	143-73100-524		\$ 1,739.67	\$ 2,000	
Food Service Equipment	143-73100-710	\$ 20,000	\$ 18,903.65	\$ 20,000	-26%
Total Food Service		\$ 2,319,161	\$ 2,181,904.11	\$ 2,303,529	-13%
99100 TRANSFERS					
Operating Transfer	143-99100-590	\$ -	\$ -		0%
Total Operating Transfer		\$ -	\$ -	\$ -	\$ -

Fayette County Schools
2012 - 2013

REVENUE DESCRIPTIONS	Account Code	2011-12 Amended Budget	2011-12 Actuals June	2012-2013 Proposed Budget	Budget Var %
Lunch Payments - Children	143-43521	\$ 49,367	\$ 57,645.50	\$ 55,000	11%
Lunch Payments - Adults	143-43522	\$ 21,928	\$ 22,240.00	\$ 22,000	0%
Income from Breakfast	143-43523	\$ 18,658	\$ 22,551.20	\$ 20,500	10%
TBI Criminal Background Fee	143-43583	\$ -	\$ (420.00)	\$ -	
Other Charges for Services	143-43990	\$ 215,750	\$ 281,386.86	\$ 250,000	16%
Total Other Charges		\$ 305,703.00	\$ 383,403.56	\$ 347,500.00	14%
Interest Earned	143-44110	\$ 9,000	\$ 4,555.37	\$ 4,500	-50%
Total Recurring Items		\$ 9,000	\$ 4,555.37	\$ 4,500	-50%
School Food Service	143-46520	\$ 22,000	\$ 18,923.00	\$ 18,800	-15%
Total State of Tennessee		\$ 22,000	\$ 18,923.00	\$ 18,800	-15%
Section 4 - Lunch	143-47111	\$ 1,013,400	\$ 1,165,407.57	\$ 1,125,500	11%
Breakfast	143-47113	\$ 496,000	\$ 589,398.78	\$ 550,000	11%
USDA - Other	143-47114	\$ 40,810	\$ 42,335.27	\$ 40,000	-2%
Total Federal Through State		\$ 1,550,210	\$ 1,797,141.62	\$ 1,715,500	11%
Total Revenues		\$ 1,886,913.00	\$ 2,204,023.55	\$ 2,086,300.00	11%

Commissioner Harris moved that the following General Debt Service Fund 151 be approved as presented. Motion was seconded by Commissioner Lillard and passed unanimously on roll call vote.

10.3.6.4.4

9/7/2012

Fayette County 2012-13
Debt Service

FAYETTE COUNTY, TENNESSEE
GENERAL DEBT SERVICE FUND 151
PROPOSED OPERATIONS
YEAR ENDING JUNE 30, 2013

Fund Balance Fund Balance Fund Balance Fund Balance
\$ 1,380,767 \$ 1,628,596 \$ 1,796,507 \$ 2,186,670

REVENUES

CODE DESCRIPTION	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget 2012-13
40000 Local Taxes					
40100 County Property Taxes					
40110 Current Property Tax	515,530	394,677	100,000	100,809	-
40120 Trustee's Collections- Prior Year	18,712	20,713	28,000	15,441	28,000
40130 Clerk/Master Prior Year	21,749	20,678	12,000	21,562	12,000
40140 Interest & Penalty	3,704	3,620	4,000	2,158	4,000
40150 Pickup Taxes	0			51	
40162 Payments/Lieu/Utilities	349	221	800	58	800
40163 Payments in Lieu of Taxes Other	3,040	3,783	800	1,735	800
40240 Wheel Tax	964,567	968,941	1,525,000	1,699,572	1,760,000
40285 Adequate Facilities/Development Ti	-	-	217,554	217,554	217,554
Total Local Taxes	1,527,660	1,412,533	1,888,154	2,059,040	2,023,154
44000 Other Local Revenues					
44110 Recurring Items					
44110 Investment Income	-	-	-	1	-
44510 Accrued Interest					
Total Other Local Rev.	-	-	-	1	-
48000 Other Governments & Citizens Groups					
48100 Other Governments			32,076	32,670	32,076
48130 Contributions					
Total Other Govt.	-	-	32,076	32,670	32,076

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**Fayette County 2012-13
Debt Service**

9/7/2012

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget 2012-13
& Citizen Groups	-	-	32,076	32,670	32,076
Total Revs.	1,527,860	1,412,533	1,920,230	2,091,711	2,055,230
Other Sources					
49200 Note Proceeds	-	-	-	-	-
49630 Operating Transfers From Component Units	1,584,422	-	-	-	-
Total Revenue & Other Sources	3,122,082	1,412,533	1,920,230	2,091,711	2,055,230

**Fayette County 2012-13
Debt Service**

9/7/2012

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget 2012-13
EXPENDITURES					
CODE DESCRIPTION					
80000 DEBT SERVICE					
82100 PRINCIPAL					
82110 General Government					
601 Principal on Bonds	310,951	311,325	417,220	410,000	432,220
602 Principal on Notes	2,120,389	12,164		9,784	
612 Principal on Other Loans				10,950	
Total General Government	2,431,340	323,489	417,220	430,734	432,220
82130 Education					
601 Principal on Bonds	805,000	840,000	435,000	370,000	325,000
Total Education	805,000	840,000	435,000	370,000	325,000
82200 INTEREST					
82210 General Government					
603 Interest on Bonds	514,098	508,224	496,047	470,991	486,521
604 Interest on Notes	58,216	2,970		5,349	
613 Interest on Other Loans				21,719	
Total General Government	572,314	511,194	496,047	498,059	486,521
82230 Education					
603 Interest on Bonds	530,968	495,548	302,134	357,384	231,415
606 Other Debt Issuance Charges					
Total Education	530,968	495,548	302,134	357,384	231,415
82300 OTHER DEBT SERVICE					
82310 General Government					
505 Judgements					

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Fayette County 2012-13
Debt Service

9/7/2012

	Audit 2009-10	Audit 2010-11	Budget 2011-12	Ending 2011-12	Budget 2012-13
Other Uses:					
Payments to Refunded Bond Escrow Agent					
Total Expenditures and Other Uses	4,361,028	2,190,087	1,672,401	1,676,971	1,497,156
Excess of Revenue and Other Sources Over (Under) Expenditures	(1,238,946)	(777,554)	247,829	415,740	658,074
Est. Beginning Fund Bal					
1-Jul	3,397,267	2,158,321	1,380,767	1,380,767	1,628,596
Est. Ending Fund Balance					
30-Jun	2,158,321	1,380,767	1,628,596	1,796,507	2,186,670

Page 2

Commissioner Harris moved that the following "Resolution Reauthorizing The Compensation For Workhouse Superintendent" be approved. The motion was seconded by Commissioner Wilson and passed unanimously.

RESOLUTION RE-AUTHORIZING THE COMPENSATION FOR WORKHOUSE
SUPERINTENDENT
September 25, 2012

WHEREAS, the county legislative body is required to make an allowance as they in their discretion think sufficient to compensate the sheriff for *ex officio* services as allowed in T.C.A. §§ 5-9-101(6) and required in TCA 8-24-111; and

WHEREAS, Fayette County in September 1988 resolved to pay the Sheriff a stipend equal to 10% of his minimum base salary for his duties as Superintendent of the Workhouse; and

WHEREAS, Fayette County resolved in fiscal year 1993/94 to pay the Sheriff a stipend equal to 5% of his minimum base salary for his duties as Administrator of the Workhouse, as stipulated in TCA 41-2-104(h)(1); and

WHEREAS, this has been the practice since the adoption of those resolutions;

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Fayette County that the Sheriff of Fayette County be compensated at a rate of 15% over his mandated minimum salary for his duties of Superintendent and Administrator of the Workhouse for Fayette County.

Adopted this 25th day of September, 2012.

APPROVED ATTEST:

Fayette County Mayor

County Clerk

Commissioner Harris moved that the following "Resolution making appropriations to Non-Profit Charitable Organizations Of Fayette County, Tennessee, For The Year Beginning July 1, 2012, and Ending June 30, 2013"

be approved. Motion was seconded by Commissioner Dowdle. Commissioner Reeves amended the motion to add \$2000 for the "Tom Karcher Scholarship Fund" to Leadership Fayette. The amendment was seconded by Commissioner Howard and passed on the following Roll Call vote:

Voting "YES" Commissioners: Joann Allen, Anderson, Brewer, Cox, Dowdle, German, Harris, Howard, Karcher, Kelley, Lillard, Oglesby, Reeves, Wilson and Watkins(15)

Voting "NO" Commissioner Ed Allen.

"PASSING" due to a conflict of interest: Commissioner Terry Leggett.

**A RESOLUTION MAKING APPROPRIATIONS TO NONPROFIT
CHARITABLE ORGANIZATIONS OF FAYETTE COUNTY,
TENNESSEE, FOR THE YEAR BEGINNING JULY 1ST, 2012,
AND ENDING JUNE 30TH, 2013**

WHEREAS, Section 5-9-109, TCA, authorizes the Fayette County Legislative Body to make appropriations to various nonprofit charitable organizations, and,

WHEREAS, the Fayette County Legislative Body recognizes the various nonprofit charitable organizations providing services in Fayette County have great need of funds to carry on their nonprofit charitable work.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Fayette County on this 25th day of September, 2012.

SECTION 1. That Seventy Five Thousand Three Hundred Fifty Four Dollars (\$75,354.00) be appropriated to nonprofit organizations in Fayette County as reflected below.

<u>ACCT NO</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
51900-320	Fayette County Chamber of Commerce	\$ 23,324.00
51900-320	Oakland Chamber of Commerce	2,784.00
51900-320	Leadership Fayette	2,000.00
55190-310	Fayette County Citizens for Progress	1,534.00
55590-316	Fayette Cares	6,527.00
55590-316	MIFA	2,611.00
56300-339	Fayette County Commission on Aging	11,924.50
58500-310	Fayette County Animal Rescue	4,225.00
58500-316	Moscow Food Bank	4,500.00
58500-316	Dewitt Community Coalition	11,924.50
58500-316	Fayette County Literacy Council	4,000.00

BE IT FURTHER RESOLVED, that all appropriations enumerated in Section 1 above are subject to the following conditions:

1. That the nonprofit organizations to which funds are appropriated shall file with the County Clerk and the disbursing officials a copy of any annual report of its business affairs and transactions and the proposed use of the County's funds in accordance with rules promulgated by the Comptroller of the Treasury, Chapter 0380-2-7. Such annual report shall be prepared and certified by the chief financial officer of such nonprofit organization in accordance with Section 5-9-109 (c), TCA.
2. That said funds must only be used by the named nonprofit charitable organizations in furtherance of their nonprofit purposes benefiting the general welfare of the residents of Fayette County.
3. That it is the expressed interest of the County Commission of Fayette County in providing these funds to the above named charitable organizations to be fully in compliance with Chapter 0380-2-7 of the Rules of the Comptroller of the Treasury, and Section 5-9-109, TCA, and any and all other laws which may apply to county appropriations to nonprofit organizations and so this appropriation is made subject to compliance with any and all these laws and regulations.

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 1st, 2012. This Resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 25th day of September, 2012.

Commissioner Harris moved that the following "Resolution Fixing The Tax Levy in Fayette County, Tennessee For The Year Beginning July 1, 2012" be adopted. The motion was seconded by Commissioner Oglesby and passed unanimously on roll call vote.

**RESOLUTION FIXING THE TAX LEVY IN
FAYETTE COUNTY, TENNESSEE
FOR THE YEAR BEGINNING JULY 1, 2012**

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Fayette County, Tennessee, assembled in regular session on this 25th day of September, 2012, that the combined property tax rate for Fayette County, Tennessee for the year beginning July 1, 2012, shall be \$1.4781 on each \$100.00 of taxable property, which is to provide revenue for each of the following funds and otherwise conform to the following levies:

Fund	Rate
General	\$ 0.7922
Highway/Public Works	0.0678
General Purpose School	0.6181
General Debt Service	0.0000
Total	\$ 1.4781

SECTION 2. BE IT FURTHER RESOLVED that there is hereby levied a gross receipts tax as provided by law. The proceeds of the gross receipts tax herein levied shall accrue to the General Fund.

SECTION 3. BE IT FURTHER RESOLVED, that all resolutions of the Board of County Commissioners of Fayette County, Tennessee, which are in conflict with this resolution, are hereby repealed.

SECTION 4. BE IT FURTHER RESOLVED that this resolution takes effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 25th day of September, 2012.

Commissioner Harris moved that the following "Resolution Making Appropriations For The Various Funds, Departments, Institutions, Offices, and Agencies Of Fayette County, Tennessee, For The Year Beginning July1, 2012 And Ending June

30, 2013” be approved. Motion was seconded by Commissioner Lillard and passed on roll call vote as follows:

Voting “YES” Commissioners: Ed Allen, Joann Allen, Anderson, Brewer, Cox Dowdle, German, Harris, Howard, Karcher, Kelley, Lillard, Oglesby, Reeves, Wilson, and Watkins(16)

“PASSING’ Commissioner Leggett (1)

**A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS,
DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES OF
FAYETTE COUNTY, TENNESSEE, FOR THE
YEAR BEGINNING JULY 1, 2012 AND ENDING JUNE 30, 2013**

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Fayette County, Tennessee, assembled in regular session on the 25th day of September, 2012, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Fayette County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt maturing during the year beginning July 1, 2012 and ending June 30, 2013, according to the following schedule:

GENERAL FUND

51100	County Commission	\$	71,388
51220	Beer Board		613
51300	County Mayor		90,872
51400	County Attorney		57,463
51500	Election Commission (Including Voter Registration)		293,207
51600	Register of Deeds		18,750
51710	Development		195,491
51730	Building		72,249
51800	County Buildings		156,938
51810	Other Facilities		2,300
51900	Other General Administration		54,297
52100	Accounting and Budgeting		180,115
52300	Property Assessor's Office		257,614
52310	Reappraisal Program		53,767
52400	County Trustee's Office		188,448
52500	County Clerk's Office		258,472
53100	Circuit Court		167,919
53300	General Sessions Court		147,617
53310	General Sessions Judge		192,631
53320	Juvenile Court Clerk		65,365
53330	Drug Court		50,000
53400	Chancery Court		178,036
53500	Juvenile Court		52,620
53900	Other Administration of Justice		41,850
54110	Sheriff's Department		2,285,340
54150	Drug Enforcement		219,557
54210	Jail		2,611,964
54310	Fire Prevention and Control		638,770
54410	Civil Defense		223,479
54420	Rescue Squad		6,618
54490	Other Emergency Management		7,000
54610	County Coroner/Medical Examiner		35,000
54900	Other Public Safety		125,348
55110	Local Health Center		55,642
55120	Rabies and Animal Control		81,455
55130	Ambulance/Emergency Medical Services		1,492,293
55160	Dental Health Program		306,800
55180	Crippled Children Services		2,216
55190	Other Local Health Services		1,534
55390	Appropriation to State		25,761

55520	Aid to Dependent Children	2,750
55590	Other Local Welfare Services	28,138
55720	Sanitation Education/Information	51,139
56300	Senior Citizens Assistance	11,925
56500	Libraries	175,825
57100	Agriculture Extension Service	123,566
57500	Soil Conservation	60,483
58120	Industrial Development	500
58220	Airport	307,909
58300	Veteran's Services	5,900
58400	Other Charges	298,978
58500	Contributions to Other Agencies	27,225
58600	Employee Benefits	1,646,510
58900	Miscellaneous	1,000
82210	General Government	26,000
	Total General Fund	\$ 13,734,646

SOLID WASTE/SANITATION FUND

55732	Convenience Centers	\$ 228,500
55754	Landfill Operation and Maintenance	565,928
	Total Solid Waste/Sanitation Fund	\$ 794,428

DRUG CONTROL FUND

54150	Drug Enforcement	\$ 100,500
	Total Drug Control Fund	\$ 100,500

ADEQUATE FACILITIES/DEVELOPMENT TAX FUND

58900	Miscellaneous	\$ 225,054
	Total Adequate Facilities	\$ 225,054

HIGHWAY/PUBLIC WORKS FUND

61000	Administration	\$ 188,049
62000	Highway and Bridge Maintenance	1,504,600
63100	Operation and Maintenance of Equipment	529,000
65000	Other Charges	299,000
66000	Employee Benefits	657,000
68000	Capital Outlay	1,599,014
82120	Highway & Street Debt Service	911,415
91200	Highway & Street Capital Projects	790,000
	Total Highway/Public Works Fund	\$ 6,472,078

GENERAL PURPOSE SCHOOL FUND

71100	Regular Instruction Program	\$	12,028,048
71200	Special Education Program		1,998,224
71300	Vocational Education Program		811,135
71600	Adult Education Program		12,920
72110	Absentee		100,679
72120	Health Services		200,720
72130	Other Student Support		524,223
72210	Regular Instruction Program		738,780
72220	Special Education Program		276,123
72230	Vocational Education Program		395,289
72260	Adult Programs		410,404
72310	Board of Education		707,754
72320	Director of Schools		367,861
72410	Office of the Principal		1,375,744
72510	Fiscal Services		309,242
72610	Operation of Plant		1,657,162
72620	Maintenance of Plant		672,106
72710	Transportation		2,198,198
72810	Central and Other		181,775
73300	Community Services		67,382
73400	Early Childhood Education		842,295
76100	Regular Capital Outlay		100,000
82130	Principal - Education		305,490
82230	Interest - Education		53,260
	Total General Purpose School Fund	\$	<u>26,234,814</u>

SCHOOL FEDERAL PROJECTS FUND

71100	Regular Instruction Program	\$	951,952
71200	Special Education Program		564,105
71300	Vocational Education Program		51,382
72120	Health Services		214,292
72130	Other Student Support		398,077
72210	Regular Instruction Program		138,686
72220	Special Education Program		47,568
72230	Vocational Education Program		3,000
72710	Transportation		161,099
99100	Transfers to Other Funds		<u>137,121</u>
	Total School Federal Projects Fund	\$	<u>2,667,282</u>

CENTRAL CAFETERIA FUND

73100	Food Service	\$	2,303,529
99100	Transfers to Other Funds		
	Total Central Cafeteria Fund	\$	<u>2,303,529</u>

GENERAL DEBT SERVICE FUND

82110	General Debt Service	\$	432,220
82130	Principal - Education		325,000
82210	Interest - General Government		486,521
82230	Education Debt Service		231,415
82310	General Government		21,000
82330	Other Debt Service-Education		<u>1,000</u>
Total General Debt Service Fund		\$	<u>1,497,156</u>

SECTION 2. BE IT RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the trustee, county clerk, circuit court clerk, clerk and master, register and the sheriff and their officially authorized deputies and assistants may be entitled to receive under State laws heretofore or hereafter enacted. Expenditures out of commissions, and/or fees collected by the trustee, county clerk, circuit court clerk, clerk and master, register and the sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commissions and/or fees collected over and above the expenditures duly and conclusively authorized shall be paid over to the trustee and converted into the General Fund as provided by the law.

BE IT FURTHER RESOLVED, that if any fee officials, as enumerated in Section 8-22-101, Tennessee Code Annotated, operate under provisions of Section 8-22-104, Tennessee Code Annotated, provisions of the preceding paragraph shall not apply to those particular officials.

SECTION 3. BE IT FURTHER RESOLVED, that any amendment to the budget, except for amendments to the budget for funds under supervision of the director of schools, shall be approved as provided in Section 5-9-407, Tennessee Code Annotated. The director of schools must receive approval of the Board of Education for transfers within each major category of the budget, and approval of both the Board of Education and Board of County Commissioners for transfers between major categories as required by law.

One copy of each amendment shall be filed with the County Clerk, one copy with the chairman of the Budget Committee, and one copy with each divisional or departmental head concerned. The reason(s) for each transfer shall be clearly stated; however, this section shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfers within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED, that any appropriations made by this resolution, which cover the same purpose for which a specific appropriation is made by statute, is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies the resolution. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division or department of the County in excess of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation shall constitute the limit to the expenditures of any office, agency, institution, division or department for the year ending June 30, 2013. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FURTHER RESOLVED that any resolution, which may hereafter be presented to the Board of County Commissioners providing for appropriations in addition to those made by this Budget Appropriation Resolution, shall specifically provide sufficient revenue or other funds, actually to be provided during the year in which the expenditure is to be made, to meet such additional

appropriation. Said appropriating resolution shall be submitted to and approved by the State Director of Local Finance after its adoption as provided by Section 9-21-403, TCA.

SECTION 6. BE IT FURTHER RESOLVED, that the county mayor and county clerk are hereby authorized to borrow money on revenue anticipation notes, provided such notes are first approved by the state director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenue for the year 2011-2012 have been collected. The proceeds of loans for each individual fund shall not exceed 60% of the appropriations of each fund and shall be used only to pay the expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable sections of Title 9, Chapter 21, Tennessee Code Annotated. Said notes shall be signed by the county mayor and countersigned by the county clerk and shall mature and be paid in full without renewal no later than June 30, 2013.

SECTION 7. BE IT FURTHER RESOLVED, that the delinquent county property taxes for the year ending 2011 and prior years and the interest and penalty thereon collected during the year ending June 30, 2013, shall be apportioned to the various county funds according to the subdivision of the tax levy for the year 2012. The clerk and master and the trustee are hereby authorized and directed to make such apportionment accordingly.

SECTION 8. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the year shall lapse and be of no further effect at the end of the year at June 30, 2013.

SECTION 9. BE IT FURTHER RESOLVED that any resolution or part of a resolution which has heretofore been passed by the Board of County Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 10. 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, 2012. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 25th day of September, 2012.

Commissioner Harris moved that the equipment list that the Sheriff's Office wishes to auction off be allowed. The motion was seconded

by Commissioner Anderson and passed unanimously.

10.3.6.8

FROM :Fayette County Sheriff

FAX NO. :9014663950

Sep. 14 2012 11:26AM P2

FAYETTE COUNTY SHERIFF'S OFFICE VEHICLE SALE

The Fayette County Sheriff's Office will sell the following vehicles at the Sheriff's Office on _____, at the Criminal Justice Center, 705 Justice Drive, Somerville, TN 38068 on the west of the CJC.

Vehicles will be sold to the highest bidder on sale day for cash or certified check. Vehicle may be inspected (but not started) one hour prior to sale. All vehicles sold as is.

The Fayette County Sheriff's Department reserved the right to accept or refuse any or all bids.

SEIZED VEHICLES

VIN#	YEAR	MAKE/MODEL	SEIZED FROM
1GTDK14K2JZ563039	1988	Chevy Pickup	Chalmas Steward Jr.
1G3GR47Y2GP357527	1986	Olds Cutlass	Nick Dickerson
2MEBM74F7KX727224	1989	Mercury Grand Marquis	Demarius Murphy
1GCEK14V6YE15844B	2000	Chevy Pickup	Marshall Major
1FTCF15Y8GNA76594	1986	Ford F-150 Pickup	William Singleton
3GKFK16R5XG51S778	1999	GMC Suburban	Bart Titile
1G4HP5218RH512781	1994	Buick LeSabre	James Grandberry
JT4RN63B4G0037734	1986	Toyota Pickup	David Clements
3GNEC13T42G155651	2002	Chevy Avalanche	Barry Fiata

FAYETTE COUNTY SHERIFF'S DEPT. VEHICLES

2002 Ford Crown Vic	2FAFP71W12X147942
1999 Ford Crown Vic	2FAFP71W1XX144384
2002 Ford Crown Vic	2FAFP71W12X147956
2002 Ford Crown Vic	2FAFP71WX2X147972
2001 Ford Crown Vic	2FAFP71W51X132486
2004 Ford Crown Vic	2FAHP71W04X124583
2002 Chevy S-10 Blazer	1GNDD13WX2K189396
2006 Ford Crown Vic	2FAFP74W86X126605
2002 Chevy Tahoe	1GNEC13Z52R186802

EMA VEHICLE

1998 GMC 4x4 1GTEK14R9WZ541227

TAX ACCESSOR OFFICE VEHICLE

1997 Ford F-150 Pickup 1FTDF1725VKD33397

MISC. ITEMS

5x8 Tailor	No Serial #
Yamaha 25 HP 4 Stroke Motor	65WL1028569
Suzuki 500 4x4 4-wheeler	JSAAM44A232103779
Gocart Blue in Color	No Serial #
Misc. Used Tires/Wheels	
Misc. Hunting Equipment	
Misc. Hand and Power Tools	

Commissioner Harris then moved that the motion to put Commissioner Leggett on the Budget Committee be disallowed and that Commissioner Ed Allen be put on the Committee instead due to seniority. Commissioner Leggett withdrew from the Committee to allow Commissioner Allen to serve. The motion was seconded by Commissioner Dowdle and passed unanimously. The following

list of Committee Members was then approved on motion by Commissioner Harris and second by Commissioner Dowdle, and passed unanimously.

FAYETTE COUNTY COMMISSION COMMITTEE MEMBERSHIP
2012-2013

Development

- Wilson, Myles
- Brewer, Charles
- Howard, Reggie
- Logan, Sylvester
- Reeves, Steve

Health and Welfare

- German, Willie
- Karcher, Judy
- Reeves, Steve
- Allen, Joann
- Leggett, Terry

Personnel

- Oglesby, Claude
- Harris, Ronald
- Karcher, Judy
- Kelley, Bill
- Cox, Odis

Education

- Lillard David
- Dowdle, Sissy
- Allen, Ed
- Cox, Odis
- Watkins, Larry

Criminal Justice and Public Safety

- Anderson, Steve
- Seals, Ray
- Brewer, Charles
- Kelley, Bill
- Watkins, Larry

Budget

(Includes the chairmen of each committee plus 4 at-large positions)

- * Harris, Ronald
- * Dowdle, Sissy
- * Logan, Sylvester
- * Allen, Ed

Chairman Taylor introduced the following form for reporting Debt Obligations to the Board as follows.

REPORT ON DEBT OBLIGATION
(Pursuant to Tennessee Code Annotated Section 9-21-151)

1. Public Entity: Name <u>Fayette County, Tennessee</u> Address <u>13095 North Main</u> <u>Somerville, Tennessee 38068</u>																																	
2. Debt Obligation: <input type="checkbox"/> a. Bond <input type="checkbox"/> b. CON <input type="checkbox"/> c. BAN <input type="checkbox"/> d. GAN <input type="checkbox"/> e. TRAN <input type="checkbox"/> f. CRAN <input checked="" type="checkbox"/> g. Capital Lease <input type="checkbox"/> h. Loan Agreement <small>Note: Enclose a copy of the executed NOTE FORM if applicable.</small>	5. Face Amount of Debt Obligation: <u>\$233,180</u> Premium/Discount: _____																																
3. Security For Debt Obligation: <input type="checkbox"/> a. General Obligation <input type="checkbox"/> b. General Obligation+Revenue+Tax <input type="checkbox"/> c. Revenue <input type="checkbox"/> d. TIF <input checked="" type="checkbox"/> e. Annual Appropriations	6. Type of Sale: <input type="checkbox"/> a. Competitive Public Sale <input checked="" type="checkbox"/> b. Informal Bid <input type="checkbox"/> c. Negotiated Sale <input type="checkbox"/> d. Loan Program																																
4. Purpose of Issue: <table style="width:100%; border-collapse: collapse;"> <tr><td><input type="checkbox"/> a. General Government</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> b. Education</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> c. Highways and Streets</td><td style="text-align: right;">%</td></tr> <tr><td><input checked="" type="checkbox"/> d. Public Safety</td><td style="text-align: right;">100 %</td></tr> <tr><td><input type="checkbox"/> e. Solid Waste Disposal</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> f. Industrial Park</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> g. Manufacturing Facilities</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> h. Health Facilities</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> i. Airports</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> j. Utilities</td><td style="text-align: right;">%</td></tr> <tr><td> <input type="checkbox"/> i. Water</td><td style="text-align: right;">%</td></tr> <tr><td> <input type="checkbox"/> ii. Sewer</td><td style="text-align: right;">%</td></tr> <tr><td> <input type="checkbox"/> iii. Electric</td><td style="text-align: right;">%</td></tr> <tr><td> <input type="checkbox"/> iv. Gas</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> k. Refunding or Renewal</td><td style="text-align: right;">%</td></tr> <tr><td><input type="checkbox"/> l. Other _____</td><td style="text-align: right;">%</td></tr> </table>	<input type="checkbox"/> a. General Government	%	<input type="checkbox"/> b. Education	%	<input type="checkbox"/> c. Highways and Streets	%	<input checked="" type="checkbox"/> d. Public Safety	100 %	<input type="checkbox"/> e. Solid Waste Disposal	%	<input type="checkbox"/> f. Industrial Park	%	<input type="checkbox"/> g. Manufacturing Facilities	%	<input type="checkbox"/> h. Health Facilities	%	<input type="checkbox"/> i. Airports	%	<input type="checkbox"/> j. Utilities	%	<input type="checkbox"/> i. Water	%	<input type="checkbox"/> ii. Sewer	%	<input type="checkbox"/> iii. Electric	%	<input type="checkbox"/> iv. Gas	%	<input type="checkbox"/> k. Refunding or Renewal	%	<input type="checkbox"/> l. Other _____	%	7. Tax Status: <input checked="" type="checkbox"/> a. Tax Exempt <input type="checkbox"/> b. Tax Exempt - Bank Qualified <input type="checkbox"/> c. Taxable
<input type="checkbox"/> a. General Government	%																																
<input type="checkbox"/> b. Education	%																																
<input type="checkbox"/> c. Highways and Streets	%																																
<input checked="" type="checkbox"/> d. Public Safety	100 %																																
<input type="checkbox"/> e. Solid Waste Disposal	%																																
<input type="checkbox"/> f. Industrial Park	%																																
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<input type="checkbox"/> ii. Sewer	%																																
<input type="checkbox"/> iii. Electric	%																																
<input type="checkbox"/> iv. Gas	%																																
<input type="checkbox"/> k. Refunding or Renewal	%																																
<input type="checkbox"/> l. Other _____	%																																
8. Dated Date: <u>November 2, 2011</u>	9. Issue Date (Closing Date): <u>November 2, 2011</u>																																
10. Ratings: a. Moody's _____ b. Standard & Poor's _____ c. Fitch _____ d. Unrated <u>X</u>	11. Interest Cost: <u>3.27</u> % <input type="checkbox"/> a. TIC <input type="checkbox"/> b. NIC <input type="checkbox"/> c. Variable: Index _____ plus _____ bps <input checked="" type="checkbox"/> d. Other _____																																
12. Recurring Costs: a. Remarketing Agent (bps) _____ b. Liquidity (bps) _____ c. Credit Enhancements (bps) _____																																	

13. Maturity Dates, Amounts and Interest Rates

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2012	\$43,640.93	3.27 %			%
2013	45,089.58	3.27 %			%
2014	46,586.31	3.27 %			%
2015	48,132.72	3.27 %			%
2016	49,730.46	3.27 %			%
		%			%
Total	\$233,180.00	%			%
		%			%
		%			%
		%			%
		%			%

If additional space is needed, attach additional sheet.

14. Repayment Schedule

This Issue			Total Debt Outstanding *		
Year	Cum. Principal Redeemed	% Total	Year	Cum. Principal Redeemed	% Total
1	\$43,641	18.72	1	\$5,260,661	19
5	\$233,180	100.00	5	10,066,559	36
10			10	15,707,484	57
15			15	21,873,699	79
20			20	27,442,588	99
25			25	27,534,508	99
30			30	27,648,859	99

* Current as of 9/25/2012

15. Itemized Description of the Cost of Issuance (Round to Nearest Dollar)		Name of Firm
a. Financial Advisor Fees*	_____	_____
b. Legal Fees:	_____	_____
i. Bond Counsel	_____	_____
ii. Issuer's Counsel	_____	_____
iii. Trustee's Counsel	_____	_____
_____	_____	_____
c. Paying Agent Fees and Registration Fees	_____	_____
d. Trustee Fees	_____	_____
e. Remarketing Agent Fees	_____	_____
f. Liquidity Fees	_____	_____
g. Rating Agency Fees	_____	_____
h. Credit Enhancement Fees	_____	_____
i. Underwriter's Discount _____%	_____	_____
i. Take Down	_____	_____
ii. Management Fee	_____	_____
iii. Risk Premium	_____	_____
iv. Underwriter's Counsel	_____	_____
v. Other Expenses	_____	_____
j. Printing and Advertising Fees	_____	_____
k. Issuer Fees	_____	_____
l. Real Estate Fees	_____	_____
m. Bank Closing Costs	_____	_____
n. Other Costs	_____	_____
Total Costs	_____	_____
		\$0.00

*If other costs are included, please itemize

Note: Enclose a copy of the DISCLOSURE DOCUMENT/ OFFICIAL STATEMENT if applicable.

16. Description of Continuing Disclosure Obligations (Use additional pages if necessary)	
Individual Responsible for Completion:	County Mayor
Date Annual Disclosure is due:	n/a
The County may furnish audited annual financial statements to BancorpSouth Equipment Finance, the lessor.	

17. Description of Compliance with Written Debt Management Policy:
(Use additional pages if necessary)

The debt is authorized by resolution of the Board of Commissioners of Fayette County.

The term of the lease-purchase agreement does not exceed the useful life of the leased equipment.

The debt is prepayable at the end of any month during the lease term without premium or penalty.

The interest rate is a fixed rate.

18. (If any) Description of Derivative and Compliance with Written Derivative Management Policy:
(Use additional pages if necessary)

N/a.

19.

Authorized Representative	Mayor Taylor	B. Douglas Earthman	Preparer
Title	9/25/2012	Member	
Date	rtaylor@fayettetn.us	Title	Glinkler Brown, PLLC
Email		Firm	09/25/2012
		Date	dearthman@glinkler.com
		Email	

20. Submitted to Governing Body on 9/25/2012 and presented at its public meeting held on 9/25/2012

COPY TO: Director - Office of State and Local Finance, 505 Deaderick Street, Suite 1600,
James K. Polk State Office Building, Nashville TN 37243-1402

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

Rhea Taylor, Fayette County Mayor

ATTEST;

Sue Culver, Fayette County Clerk