

6.1

FAYETTE COUNTY LEGISLATIVE BODY

JULY 23, 2013

**BE IT REMEMBERED** that the Fayette County Legislative Body met in regular session at the Bill G. Kelley Criminal Justice Complex in Somerville, Tennessee, on the 23<sup>rd</sup> day of July, 2013. 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, Charles Brewer, Charles "Chuck" Dacus, Lee "Sissy" Dowdle, Willie German, Jr., Reggie Howard, Bill Kelley, Terry Leggett, David Lillard, Sylvester Logan, Claude Oglesby, Steve Reeves, Ray Seals, Larry Watkins, Myles Wilson.

A quorum was declared with sixteen Commissioners present. Commissioners Steve Anderson, Odis Cox, and Judy Karcher were absent.

The floor was opened to the public for comments on non-agenda items. With no one coming forth the floor was closed.

Commissioner Reeves moved that the minutes to the regular meeting on June 25, 2013 be approved. The motion was seconded by Commissioner Logan and passed unanimously.

Commissioner Logan moved that the minutes from the "special called" meeting held on July 15, 2013 be approved. The motion was seconded by Commissioner Kelley and passed unanimously.

The floor was opened for public hearing in the matter of establishing a speed limit on Clay Pond Drive. With no one speaking "for" or "against" the matter, the floor was closed.

Commissioner Oglesby moved that the following resolution establishing a speed limit on Clay Pond Drive be approved. The motion was seconded by Commissioner Howard and passed unanimously.

RESOLUTION

**BE IT RESOLVED** by the Board of County Commissioners and/or County Legislative Body of Fayette County, Tennessee, in regular session assembled on this July 23, 2013, being the fourth Tuesday of said month and the regular monthly meeting date of the July said County Legislative Body, in the Criminal Justice Complex at Somerville, Tennessee, that pursuant to the provisions of Chapter No. 357 of the Private Acts of Tennessee 1967-8, and amendments thereto, it shall be unlawful for any person to operate or drive a motor vehicle in excess of forty (40) miles per hour on Clay Pond Drive from Canadaville Loop on the west to Highway 194 on the east, a distance of 3.48 miles, or the

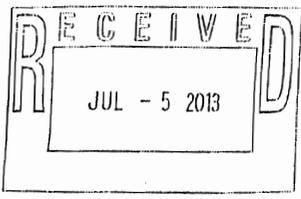
entire length of Clay Pond Drive, being located in the 9<sup>th</sup> and 11<sup>th</sup> Civil Districts of Fayette County, Tennessee; and **BE IT FURTHER RESOLVED** that any person violating the provision of this Resolution shall be guilty of a misdemeanor and punished accordingly.

Commissioner Brewer moved that the following be approved as notaries public: Jennifer M. Dugard, Donna L Eagle, Heather S. Doyle, Janice Doyle, Tammy L. Edlund, Sandol L. Johnson, Allora Kendall Jones, and David Byron Trosper. The motion was seconded by Commissioner Watkins and passed unanimously.

Chairman Taylor stated that financial reports are in Commissioners packets and any questions should be directed to the appropriate official. Also included are year end financial reports from each department.

Chairman Taylor then reported for the Mayor's Office. He presented the following letter from the Comptroller approving the continuing budget resolution to operate on the 2013 fiscal year budget and the issuance of Tax Anticipation Notes.

10.2.1.1



STATE OF TENNESSEE  
COMPTROLLER OF THE TREASURY  
OFFICE OF STATE AND LOCAL FINANCE  
SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING  
505 DEADERICK STREET  
NASHVILLE, TENNESSEE 37243-1402  
PHONE (615) 401-7872  
FAX (615) 741-5986

July 1, 2013

Honorable Rhea Taylor, Mayor  
Fayette County  
P.O. Box 218  
Somerville, TN 38068

Dear Mayor Taylor:

This Office received a letter from Fayette County (the "County") on June 17, 2013, requesting approval to issue interfund tax and revenue anticipation notes ("TRANS") for the 2014 fiscal year for the General Fund and the General Purpose School Fund. Additionally, the County has requested approval of a continuing budget resolution to operate on the 2013 fiscal year budget until the 2014 Fiscal Year budget can be passed.

The County presented financial information with the requests that represent the County's assertions of its financial condition and may or may not reflect the current or future financial condition of the County. Counties in Tennessee are authorized to issue TRANS pursuant to Tennessee Code Annotated, Title 9, Chapter 21 to provide monies for operating expenses until sufficient revenues are received. The par amount of TRANS must not exceed 60% of the annual appropriation for the fund involved, and future revenues projected must be sufficient to provide for the payment of the TRANS by June 30, 2014.

**Debt Management Policy**

The County provided a copy of its debt management policy (the "Policy"). When the County submits Form CT-0253 within 45 days of issuance of the debt approved in this letter, the County must describe, in specifics, how its debt issue complies with its Policy. If the County amends its policy, please send an amended copy to this office.

**Continuation Budget**

This Office has reviewed the resolution, the accompanying schedules, and the 2013 Fiscal Year budget. Assuming that:

- no deficits exist in any fund at June 30, 2013;

- the County does not spend more than the amount appropriated for the same period in the 2013 Fiscal Year; and
- the County does not spend more than the available cash and receipts;

this letter constitutes approval for the County to operate on a continuing budget until the adoption of the final budget and tax rate for the 2014 Fiscal Year.

#### **Tax and Revenue Anticipation Note**

This letter constitutes approval to issue the following TRAN:

- \$2,500,000 General Fund TRANs, Series 2013 (issued as a bank loan with possibly a portion as an interfund loan from the Debt Service Fund; and
- \$2,000,000 General Purpose School Fund TRANs, Series 2013 (issued as a bank loan).

The issuance of the TRANs is conditional upon agreement with the following terms by the County Board of Commissioners:

- A copy of this letter shall be provided to all the members of the County Commission, be presented at the next meeting of the County Commission, and be entered the minutes of the meeting.
- The County shall comply with the requirements of Tennessee Code Annotated, Title 9, Chapter 21.
- The County shall use the Tax and Revenue Anticipation Note Form enclosed with this letter.
- The County shall report the execution of the TRANs and the amounts to this Office within 45 days of issuance on Form CT-0253.
- The County shall adopt a budget Resolution and tax levy Resolution in a timely manner to permit sufficient time for the County to take any actions required to receive official budget approval from this Office.
- The County shall adopt and maintain a balanced budget with no cash deficits and be sufficient to pay operating and debt service costs.
- The County shall submit the adopted budget Resolution and tax levy Resolution and all required supporting documentation to this Office within 15 days of adoption for official budget approval.
- The County shall repay the TRANs no later than June 30, 2014 and provide this Office documentation within 15 days of, but not later than June 30, 2014. If the County does not issue the TRANs, please provide documentation to this Office stating the non-issuance no later than June 30, 2014.

This letter and the approval to issue debt do not address compliance with federal tax regulations and should not be relied upon for that purpose. The County should discuss these issues with a tax attorney or bond counsel.

3

**Report on Debt Obligation**

Enclosed is a revised Form CT-0253 - Report on Debt Obligation. The Form CT-0253 must be filed with the governing body of the public entity issuing the debt not later than forty-five (45) days following the issuance or execution of a debt obligation by or on behalf of any public entity, with a copy (including attachments, if any) filed with the Director of the Office of State and Local Finance by email to the address below or by mail to the address on the letter. No public entity may enter into additional debt if it has failed to file the Report on Debt Obligation.

[StateandLocalFinance.PublicDebtForm@cot.tn.gov](mailto:StateandLocalFinance.PublicDebtForm@cot.tn.gov)

Sincerely,



Sandra Thompson  
Director of State & Local Finance

Cc: Mr. Jim Arnette, Director of Local Government Audit, COT

Enclosures (2): Form CT-0253 Report on Debt Obligation  
Tax Anticipation Note Form

Chairman Taylor also presented the following reports on debt obligations for the general fund and the schools as follows:

10.2.1.2 RECEIVED

JUL 10 2013

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

1. Public Entity:  
 Name Fayette County, Tennessee  
 Address 13095 North Main Street  
Somerville, Tennessee 38068

2. Debt Obligation:

<input type="checkbox"/>	a. Bond
<input type="checkbox"/>	b. CON
<input type="checkbox"/>	c. BAN
<input checked="" type="checkbox"/>	d. GAN
<input type="checkbox"/>	e. TRAN
<input type="checkbox"/>	f. CRAN
<input type="checkbox"/>	g. Capital Lease
<input type="checkbox"/>	h. Loan Agreement

Note: Enclose a copy of the executed NOTE FORM if applicable.

5. Face Amount of Debt Obligation: \$2,500,000  
 Premium/Discount: \_\_\_\_\_

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

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

7. Tax Status:

<input type="checkbox"/>	a. Tax Exempt
<input type="checkbox"/>	b. Tax Exempt - Bank Qualified
<input checked="" type="checkbox"/>	c. Taxable

8. Dated Date: July 9, 2013

4. Purpose of Issue:

<input checked="" type="checkbox"/>	a. General Government	100.0	%
<input type="checkbox"/>	b. Education	_____	%
<input type="checkbox"/>	c. Highways and Streets	_____	%
<input type="checkbox"/>	d. Public Safety	_____	%
<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 _____	_____	%

specify

9. Issue Date (Closing Date): July 9, 2013

10. Ratings:

a. Moody's	_____
b. Standard & Poor's	_____
c. Fitch	_____
d. Unrated	_____ <input checked="" type="checkbox"/>

11. Interest Cost:  
1.56 %

<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. Re-marketing Agent (bps)	_____
b. Liquidity (bps)	_____
c. Credit Enhancements (bps)	_____

13. Maturity Dates, Amounts and Interest Rates

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2014	\$2,500,000	1.56 %			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%

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	\$2,500,000	100.00	1	\$5,717,661	18.75
5			5	\$11,096,882	36.40
10			10	\$17,813,984	58.43
15			15	\$25,593,800	83.95
20			20	\$29,384,433	96.38
25			25	\$30,264,743	99.27
30			30	\$30,389,530	99.68

\* Includes \$2,000,000 assumed \$2,000,000 General Purpose School Fund Tax Anticipation Note



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 debt is a short-term borrowing to fund cash flow deficits and is sized to conform to IRS and State requirements and limitations.

The County expects to be able to retire the indebtedness in the current fiscal year.

The debt is prepayable at any time without premium or penalty.

The interest rate is a fixed rate.

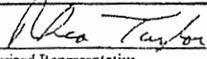
The Debt was offered to local banks and negotiated with the bank providing the most favorable proposal.

The County entered into an engagement contract with bond counsel.

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

N/A

19.

	B. Douglas Earthman
Authorized Representative	Preparer
Mayor	Member
Title	Title
07/09/2013	Glinkler Brown, PLLC
Date	Firm
rtaylor@fayetttn.us	July 9, 2013
Email	Date
	dearthman@glankler.com
	Email

20. Submitted to Governing Body on July 23, 2013 and presented at its public meeting held on July 23, 2013

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

10.2.13 RECEIVED

JUL 10 2013

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

STATE AND LOCAL FINANCE

**1. Public Entity:**  
 Name Fayette County, Tennessee  
 Address 13095 North Main Street  
Somerville, Tennessee 38068

**2. Debt Obligation:**

<input type="checkbox"/>	a. Bond
<input type="checkbox"/>	b. CON
<input type="checkbox"/>	c. BAN
<input type="checkbox"/>	d. GAN
<input checked="" type="checkbox"/>	e. TRAN
<input type="checkbox"/>	f. CRAN
<input type="checkbox"/>	g. Capital Lease
<input type="checkbox"/>	h. Loan Agreement

**5. Face Amount of Debt Obligation:** \$2,000,000  
**Premium/Discount:** \_\_\_\_\_

**6. Type of Sale:**

<input type="checkbox"/>	a. Competitive Public Sale
<input type="checkbox"/>	b. Informal Bid
<input checked="" type="checkbox"/>	c. Negotiated Sale
<input type="checkbox"/>	d. Loan Program

Note: Enclose a copy of the executed NOTE FORM if applicable.

**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

**7. Tax Status:**

<input type="checkbox"/>	a. Tax Exempt
<input type="checkbox"/>	b. Tax Exempt - Bank Qualified
<input checked="" type="checkbox"/>	c. Taxable

**8. Dated Date:** July 9, 2013

**9. Issue Date (Closing Date):** July 9, 2013

**4. Purpose of Issue:**

<input checked="" type="checkbox"/>	a. General Government	_____ %
<input type="checkbox"/>	b. Education	<u>100.0</u> %
<input type="checkbox"/>	c. Highways and Streets	_____ %
<input type="checkbox"/>	d. Public Safety	_____ %
<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 _____	_____ %

**10. Ratings:**

<input type="checkbox"/>	a. Moody's	_____
<input type="checkbox"/>	b. Standard & Poor's	_____
<input type="checkbox"/>	c. Fitch	_____
<input checked="" type="checkbox"/>	d. Unrated	_____

**11. Interest Cost:**  
1.56 %

<input type="checkbox"/>	a. TIC
<input type="checkbox"/>	b. NIC
<input checked="" type="checkbox"/>	c. Variable: Index _____ plus _____ bps
<input type="checkbox"/>	d. Other _____

**12. Recurring Costs:**

<input type="checkbox"/>	a. Remarketing Agent (bps)	_____
<input type="checkbox"/>	b. Liquidity (bps)	_____
<input type="checkbox"/>	c. Credit Enhancements (bps)	_____

CT-0253 (Rev. 12/11)

RECEIVED  
JUL 19 2013

13. Maturity Dates, Amounts and Interest Rates

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2014	\$2,000,000	1.56 %			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%
		%			%

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	\$2,000,000	100.00	1	\$5,717,661	18.75
5			5	\$11,096,882	36.40
10			10	\$17,813,984	58.43
15			15	\$25,593,800	83.95
20			20	\$29,384,433	96.38
25			25	\$30,264,743	99.27
30			30	\$30,389,530	99.68

\* Includes simultaneously issued \$2,500,000 County General Fund Tax Anticipation Note.

**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	\$4,750.00	Glankler Brown, PLLC
ii. Issuer's Counsel		
iii. Trustee's Counsel		
_____		
_____		
c. Paying Agent Fees and Registration Fees		
d. Trustee Fees		
e. Remarking 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		
<b>Total Costs</b>	<b>\$4,750.00</b>	

\*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:  
Date Annual Disclosure is due:

County Mayor  
N/A

The County will furnish audited financial statements on an annual basis to the bank purchasing the Note.

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 debt is a short-term borrowing to fund cash flow deficits and is sized to conform to IRS and State requirements and limitations.

The County expects to be able to retire the indebtedness in the current fiscal year.

The debt is prepayable at any time without premium or penalty.

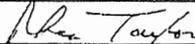
The interest rate is a fixed rate.

The Debt was offered to local banks and negotiated with the bank providing the most favorable proposal.

The County entered into an engagement contract with bond counsel.

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

N/A

19.		B. Douglas Earthman
Authorized Representative	Mayor	Preparer
Title	07/09/2013	Member
Date	rtaylor@fayetttn.us	Title
Email		Glankler Brown, PLLC
		Firm
		July 9, 2013
		Date
		dearthman@glankler.com
		Email

20. Submitted to Governing Body on July 23, 2013 and presented at its public meeting held on July 23, 2013

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

Chairman Taylor presented a 5-year Capital Improvement plan which included Sheriff's department cars, Fire equipment, school buses, building renovations, improvements to the Courthouse and offices, improvements to the Health Department building, ambulances, and required Solid Waste improvements. He also provided a list of projects for the Tennessee Department of Transportation that are either underway or soon

will be. These projects include the City of Somerville bypass and the widening of the exit at the mega site. We have reached an agreement with Piperton to establish a County Clerk's office there. Right now we are waiting on a printer and for the software vendor to hook up the system and we will be ready to open.

Also I hope to have a plan to bring in front of you next month to adjust our growth plan in the area of the interchange itself. I am talking to landowners, and have more to talk with and get input on this. Right now we have approximately 100 acres I am hoping to develop a plan if someone wants to put in a grocery store or small business. This would bring in more sales tax and property tax revenue and business tax. This is something we need to work on, and I hope to have it at this next month's meeting.

Chairman Taylor also asked that the Board give him the authority to accept bids as long as the County's net costs are met, to sell the Farmers Market (40 X 60) building at the new school site, and to deal with the USDA which approved the \$20,000 grant for its construction, regarding receiving the money. The shed will have to be moved due to the construction of the new school so whoever buys it will incur some costs for the moving it. Commissioner German made the motion which was seconded by Commissioner Oglesby and passed unanimously.

Mayor Taylor also gave an update on the new school construction. He stated that we are at the point where we are moving approximately 4800 cubic yards of soil to our landfill that has some asbestos in it. We are working with TDEC and their inspector out of Nashville on an approved plan. When this first came up there was going to be a cost involved of approximately \$500,000. We have worked with it and the figure is now down to \$200,000 since our landfill will be used and the soil does not have to be hauled out of the County, and he expects that to fall even farther. Right now there is not a request from the School Board for any additional money. When the soil goes from one location to another it has to be sealed in plastic for safety reasons. We just want you to be aware of what is going on and we will keep you updated. There was some discussion regarding money available for clean-up if the discovery of the contaminated soil was reported within 24-48 hours after discovery, which did not occur, and why the Phase I environmental study did not show any asbestos. The County Commission voted not to do a Phase II Study because the Phase I was okay. Commissioner Logan expressed concern regarding the liability of building on this site. Chairman Taylor stated that when we are working with the Bond attorney I will get a letter from him and provide to the Commission as to what his recommendations are.

There were no reports from the Sheriff's Department, Juvenile Court, Board of Public Works, or Planning and Development.

James Teague, Superintendent of Schools, reported that the consent order was approved by the Judge on July 12, 2013. This includes the alternate plan for a larger school building which will house more students. He stated that his office and the School Board are working very hard to get the budget balanced and to the Mayor so that the County's budget can be approved. The School Board is meeting August 1 to discuss the

budget and a special called meeting for the 15<sup>th</sup> of the month is anticipated, and should be the final discussion. Mr. Teague reported that the Board is ready to start school on August 6, and anticipates about 3500 starting this year.

Barbra Parker, County Trustee, addressed the Board and reported that 95 per cent of the taxes on the County Tax Roll have been collected. She is in the process of collecting personal property taxes and is working toward collecting 100 per cent of the taxes owed. Already \$50,000 worth of personal property has been confiscated and will be auctioned off.

Commissioner Wilson reported for the Development Committee. The Committee discussed the establishment of a speed limit on Clay Pond Drive, which was approved earlier in this meeting. The Committee also discussed and recommended for approval the draw down of funds for repairs to Canadaville Loop Road, with the funds coming from the Adequate Facilities Tax Fund. This matter was sent to Budget with recommendation for approval.

Commissioner Joann Allen reported for the Health and Welfare Committee, which studied the monthly report for the Ambulance Service. Also discussed were the requests for proposals for third party billing services. The Committee recommended that the proposal for AMB be accepted, and forwarded the matter to Budget.

Commissioner Oglesby stated that the Personnel Committee did not meet.

Chairman Taylor reported for the Criminal Justice/Public Safety Committee in the absence of Commissioner Anderson. The Committee discussed fire contracts with the City and forwarded the matter to Budget, with recommendation for approval. They also discussed School Resource Officers, but took no action.

Commissioner German reported for the Budget Committee. Commissioner German moved that the proposal from Ambulance Medical Billing (AMB) to do medical billing for the Ambulance Service be approved. Out of the three companies that responded to the bid, this company had superior software, hardware and service. The motion was seconded by Commissioner Leggett and passed unanimously.

10.3.6.2

FAYETTE COUNTY AMBULANCE SERVICE

102 E LATTI LANE  
SOMERVILLE, TN. 38068

June 21, 2013

RE: Billing and Software

Due to issues Fayette County Ambulance has been having with our current billing and software from EMS Consultants We sent out RFP's. After receiving bids from numerous companies we have narrowed it down to 3 in which we have researched and would like to recommend AMB - Ambulance Medical Billing. Some of the key points to choosing this company are as follows:

- The ability to capture patient data quickly in the field to be compliant with leaving a copy with the hospital as well as state reporting when we drop off patient with computers and software provide by AMB.
- Access to real time online reporting via internet accessible billing software.
- On site interactive documentation training quarterly or as requested.
- Ability to view all patient accounts by secured HIPAA compliant web base..
- Custom reporting to meet our needs and to include financial reports.
- Compliant with HIPAA and CMS. (Medicare)
- Provides ESO electronic patient care reporting.
- They verify patient data bases provided by the state for Medicare and Medicaid patients.
- Have had excellent reviews from other county services using this company
- Uses national certified ambulance coders.
- Data is backed up nightly to 3 trunks one on site and 2 off site SAS70 type II underground facilities

Review of NRG

- Other services have dropped NRG stating they have to do most of the billing in house before claims are sent out to NRG.
- Don't have anyone assigned to our accounts; therefore you talk to different employees each time. They also have a lot of turnover with their employees.
- They do not update their data base to include proper insurance and patient information.
- Patient billing data must be collected by the ambulance service. They do not verify with any state databases.

Review of ems/mc

- Have had past issues with lack of communication.
- We would be given manuals for training at no extra cost. With annual onsite training if needed.
- We would receiving monthly reports . Limited on custom reports.

Commissioner Lillard reported for the Education Committee which met on July 9, 2013. Discussion included the requested school bus purchase on which no recommendation was made and the School Board's request for the County to pay an interest payment of approximately \$100,000 which could come from excess funds from the wheel tax. The Committee asked to see the complete school budget before making a recommendation on the interest payment. The School Board also asked that an

amendment to their pay schedule be adopted to allow only one payment per day for meetings attended, regardless of the number of meetings attended on that day. After discussion this was forwarded to Budget with recommendation for approval.

Commissioner German reported for the Budget Committee, which met on July 9, 2013. Commissioner German moved that the proposal for third party billing from AMB(Ambulance Medical Billing) be approved. The motion was seconded by Commissioner Leggett and passed unanimously.

Commissioner Lilliard moved that the following request from Public Works for a draw down of funds from the Adequate Facilities Tax Fund not be approved until the budget process is completed and we know the availability of funds. The funds will be used to repair Canadaville Loop Road. The motion was seconded by Commissioner

German and passed unanimously.

10.3.6.3

**FAYETTE COUNTY PUBLIC WORKS DEPARTMENT**

117 HIAWATHA STREET  
P.O. BOX 579  
SOMERVILLE, TENNESSEE 38068

901-465-5222  
FAX 901-465-9105

HANK FRANCK, Chairman  
ANDREW AVERY, Secretary  
JIMMY JORDAN

WESLEY PARKS  
RUSSELL WICKER  
JIM SMITH, Superintendent

Date: July 3, 2013

To: Mayor Taylor, County Commission

From: Public Works Board, Superintendent 

Subject: FY 13/14 Request for Adequate Facilities Tax Funds

The Public Works Board request that Adequate Facilities Tax Funds be allocated to the Public Works Department during Fiscal Year 2013/2014 to pave Canadaville Loop with hot mix asphalt.

A substantial amount of residential development has occurred along Canadaville Loop over the years. The increased traffic volume from this development has now deteriorated the pavement on Canadaville Loop to the point that it needs to be repaved and striped to promote the safety of the residents that travel it daily. The length of Canadaville Loop is 4.83 miles and the estimated cost to pave and strip is \$310,000.00. The Department would like to pave Canadaville Loop during this current paving season.

Commissioner German stated that no action was taken on the request from the School Board for the County to make an interest payment of approximately \$100,000 on the loan for the new school. The School Board requests that the County use excess funds from the Wheel Tax to pay the interest payment.

The Committee also discussed the purchase of 6 buses for the Board of Education. This was taken care of in the special called meeting on July 15, 2013.

Commissioner German moved that the following request for a change in School Board Member pay be approved. The motion was seconded by Commissioner Oglesby and passed on a voice vote with 15 Commissioners voting "YES" and 1 Commissioner voting "NO".

10.3.6.4

Fayette County Board of Education

126 W. Market St  
Somerville, TN 38068

July 2, 2013

Fayette County Board of Commissioners  
c/o Mr. Rhea "Skip" Taylor, Fayette County Mayor  
13095 N. Main St  
Somerville, TN 38068

Dear Commissioners,

According to TCA 49-2-202(d), which states in part "the compensation of members of the county board shall be fixed by the county legislative body for their services when attending regular and special meetings and discharging the duties imposed by this title", it is the Commission's responsibility to set the pay for the Fayette County Board of Education.

By action of the Fayette County Board of Education on July 2, 2013, the Board respectfully requests that the Commission amend the Board's pay schedule set forth herein and adopted on April 23, 2013, to include the following provisions to take effect immediately upon your adoption of said provisions:

1. In the event a Board member attends a regular meeting, a special called meeting, and/or a workshop on the same day, they shall only be paid for the meeting with the highest pay rate.
2. Attendance at a committee meeting held on the same day as a regular meeting, a special called meeting, and/or a workshop is exempt from qualification for the one-time committee meetings payment for that month.

Pay Schedule for Fayette County Board of Education	
Adopted by the Fayette County Board of Commissioners on April 23, 2013	
Effective May 1, 2013	
Meeting / Payment Categories	Payment
Each Regular Monthly Meeting	\$120.00
Each Special Called Meeting or Workshop	60.00
One-time payment for attending any number of committee meetings during a calendar month	50.00
Board Chairman for Extra Duties - Monthly	50.00
Any Board member may waive their pay or any portion thereof for any meeting/payment category by notifying the Board Chairman and the Director of Schools in writing to that effect.	
Board member pay is exempt from annual raises.	

The Board appreciates your consideration of this request.

Respectfully,

  
 \_\_\_\_\_  
 Ronnie McCarty  
 Chairman, Fayette County Board of Education

Commissioner German moved that the following "Fire Contract Extension" agreement between the cities and the county be approved. The terms remain the same but either party may opt out at any time. The motion was seconded by Commissioner

Leggett and passed unanimously.

10.3.6.5

The County of Fayette and the Town/City of \_\_\_\_\_ do hereby agree to extend the Agreement for Fire Protection Services which went into effect on \_\_\_\_\_, 2012. All the terms and compensation amounts will remain the same as stated in the signed contract. The signed contract has a termination date of June 30, 2013. This addendum to the contract will extend the contract until one party or the other exercises its right to terminate the contract as stated in the signed contract.

The signatures below indicate the willingness of the parties to extend the contract, but will not be effective until ratified by the respective legislative bodies.

\_\_\_\_\_  
Rhea Taylor, Fayette County Mayor

\_\_\_\_\_  
XXXXXX, Mayor of

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

The Budget Committee also discussed a resolution standardizing County Officials salaries, but took no action on the matter.

The Basic Education Program was discussed, but no action was taken on the matter.

Commissioners were given a resolution setting the new certified tax rate of 1.6054, up from 1.4781. However, the rate has not yet been certified by the state and no action could be taken at this time.

Commissioner Logan moved that the request from the Sheriff's Department to apply for a grant for the Gulf Coast High Intensity Drug Trafficking Area grant be approved. The grant will be used to reimburse the Paying agent for up to \$5000 in overtime pay for each officer's work done relating to the highway drug interdiction program. The motion was seconded by Commissioner Leggett and passed unanimously by the Board.

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**Thomas F. Whitaker**

**From:** Lytal, David [David.Lytal@scdag.com]  
**Sent:** Friday, July 19, 2013 11:11 AM  
**To:** twhitaker@fayettecountysheriff.org  
**Cc:** deltaforce25@bellsouth.net  
**Subject:** HIDTA Overtime

The Gulf Coast High Intensity Drug Trafficking Area (GC-HIDTA) is a part of the United States Office of Narcotic Control Programs and funds counterdrug enforcement programs in whole and in part in Mississippi, Arkansas, Alabama, Louisiana and in parts of western Tennessee. The funding is made in grants to federal, state, and local police agencies. In western Tennessee, the federal grant supports both parcel and highway drug interdiction programs. The funding provides overtime reimbursement to agencies supporting these types of drug programs. The West Tennessee Drug Task Force (WTDTF) including members assigned to the WTDTF are allowed to be reimbursed 20 hours of overtime per month at a rate of 1 and 1/2 their regular hourly rate up to \$5,000 each fiscal year. The overtime must be pre-approved for the Fayette County Deputy working on the highway interdiction program with the WTDTF and must be for work done relating to the highway drug interdiction program.

As with all federal grants there is a pass-through agent. The pass-through agent for this program is Shelby County. The overtime will be paid initially by the parent agency (Fayette County) and documentation for the reimbursable overtime will be faxed or hand carried to the WTDTF office each month. The WTDTF will reimburse Fayette County by check for the overtime that has already been paid out.

The GC-HIDTA pre-approves the overtime the month prior to when the overtime is authorized to ensure that funding will be available for reimbursement. That way if the grant is curtailed, the WTDTF can keep the agency from having to pay any overtime that could not be reimbursed.

**West Tennessee Judicial Drug Task Force  
DIE Operations Plan  
July 1-31, 2013**

**MISSION:** To conduct a concentrated interdiction detail directed at suspected drug couriers/money launderers, traveling criminals along I-40; predicated upon stop for traffic violations and subsequent information developed by the officer. The detail will be conducted starting at 0500 on June 1, 2013 and finishing at 0500 on June 30, 2013. This detail will consist of interdiction officers from the Shelby County District Attorney's Office and Germantown Police Department Interstate Criminal Patrol Units.

**INSTRUCTION:** Each week of the month officers will work two days at 12 hours each of dedicated highway interdiction followed by one 12 hour shift of overtime reimbursed by HIDTA and will be conducting interdiction operations along I-40. Should any stop reveal drugs or USC related to interstate transportation of such, the DEA HIDTA Task Force will be notified for follow-up investigation, and controlled deliveries

Unless approved by the U.S. Attorney's Office on a case by case basis, initial arrests will be made and processed in state jurisdiction. Any potential controlled deliveries in state will be coordinated by the HIDTA Supervisor and out of state by the HIDTA DEA Supervisor.

All seizures **WILL** be reported to the BLOC/HIDTA Watch Center at 228-214-7080 or 1-800-872-2562 for information and intelligence sharing or HIDTA overtime will not be reimbursed. All seizures **WILL** be reported via the Enforcement Action Report to Charles Lindsay FAX No. 601-933-9041. All overtime certificates along with agency time sheets and After Action Report will be sent to above fax number at the end of the operation, **ATTN: Jim Hawkins.**

**SCHEDULE:** See attached schedule.

**OVERTIME COSTS:** NOT TO EXCEED \$8320. Thirteen officers will work two 12 hour regular interdiction shifts followed by one 8 hour overtime shift every other week, not counting any controlled deliveries, extended searches/investigations. With thirteen officers working one 8 hour shift of overtime every other week times 2 weeks at an average of \$40 per hour at the overtime rate, the total cost of the operation is NOT TO EXCEED \$8320. Funds for this operation will be taken from the TN DIE grant.

### Interdiction Schedule

	Day 1	Day 2	Day 3
David Lytal, W. TNJDDTF	1200-2400	1200-2400	1200-2400
Joey Rhea, W. TNJDDTF	1300-0100	1300-0100	1300-0100
Nick Louis, Germantown PD	1300-0100	1300-0100	1300-0100
Johnie Carter, W. TNJDDTF	1200-2400	1200-2400	1200-2400
Michael Britton, MPD	1300-0100	1300-0100	1300-0100
Jason Moore, MPD	1200-2400	1200-2400	1200-2400
Eric Johnson, SCSO	1300-0100	1300-0100	1300-0100
Jeff Kemp, SCSO	1200-2400	1200-2400	1200-2400
Omar Jundi, FCSO	1200-2400	1200-2400	1200-2400
Tim Russell, OPD	1300-0100	1300-0100	1300-0100
Dillard Brown, HCSO	1300-0100	1300-0100	1300-0100
Jeffery Fuller, THP	1200-2400	1200-2400	1200-2400
Grant Montgomery, THP	1200-2400	1200-2400	1200-2400

Commissioner Oglesby moved that the Mayor be given the authority to allow negotiations between the Rhea family and the Tennessee Department of Transportation regarding some old railroad property that the county now owns, but the property actually should go back to the Rhea Family. This property is in line with the Somerville Beltway now under construction. The motion was seconded by Commissioner Brewer and passed unanimously.

Chairman Taylor recessed the meeting for a brief attorney-client meeting. Upon resuming the meeting Commissioner Brewer moved that the the County allow the Board of Education and the Department of Public Works to negotiate with two property owners regarding the purchase of land in the area of the new school site. The price for one piece of property is \$12,325, and the other price is to be negotiated. The motion was seconded by Commissioner Oglesby and passed unanimously.

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

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Rhea Taylor, County Mayor

ATTEST:

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Sue Culver, County Clerk