

MARCH 22, 2004

BE IT REMEMBERED, that the Hickman County Legislative Body met in regular called session, this 22nd day of March, 2004, at the Justice Center in Centerville, Tennessee. Steve Gregory, County Mayor and Chairman, and Randel Totty, County Clerk, presided. The following County Commissioners were present: Ricky Tidwell, Gerald Rochelle, Ronnie Holt, Charles Booker, Frankye Ward, Steve Hethcote, Jodi Bates, Jim Rice, Mickey Bunn, Charley List, Nathaniel Bates, Ronny George, James Hassell, Shirley Mayberry, Wayne Richey, Willie Powers, Mark McFarlin, Lynette Harris, Brad Leeper, and Susan Sullivan. Robert Capps was absent. (20 present; 1 absent).


AGENDA

Motion was made by Ricky Tidwell and second by Steve Hethcote to approve the following agenda. Motion passed by voice vote.

The Hickman County Legislative Body shall meet in regular session at 7:00 p.m., on Monday, March 22, 2004, at the Hickman County Justice Center. This meeting is open to the public, and a tentative agenda is presented below.

AGENDA

- A) Call to Order by Chairman
- B) Prayer and Pledge of Allegiance
- C) Roll Call by County Clerk
- D) Approval of Agenda
- E) Adoption of Minutes from the February 23, 2004 Meeting
- F) Elections/Appointments:
 - 1) Notaries
 - 2) Members to Agricultural Extension Committee
 - 3) Judicial Commissioner for Town of Centerville
 - 4) Other Elections and/or Appointments (if any)
- G) Committee/Board Reports:
 - 1) Vision 21 Board
 - 2) Chamber of Commerce
 - 3) Finance Committee
 - 4) Solid Waste Committee
 - 5) County Buildings/ADA Committee
 - 6) Beer Board
 - 7) Planning Commission
 - 8) Budget Committee
 - 9) Adequate Facilities Tax Appeals Board
 - 10) EMS Committee
 - 11) Hospital Foundation
 - 12) Sheriff & Jail Committee
 - 13) Recreation/Tourism Committee
 - 14) Other Committee/Board Reports (if any)
- H) Old Business (if any):
- I) New Business:
 - 1) Resolution No. 04-14 - Regarding a New Criminal Detention Facility
 - 2) Resolution No. 04-15 - Authorizing a \$125,000 Capital Outlay Note
 - 3) Resolution No. 04-16 - Amending Resolution No. 04-08
 - 4) Other New Business (if any)
- J) Announcements (if any)
- K) Adjournment


Steve Gregory, Chairman

MARCH 22, 2004

MINUTES

Motion was made by Lynette Harris and second by Charley List to approve the minutes from the February 23, 2004 meeting. Motion passed by voice vote.

NOTARY PUBLIC AT LARGE

Motion was made by Nathaniel Bates and second by Charley List to approve the following applicants for a Notary Public At Large commission from the State of Tennessee: Betty J. Banks, Terry G. Barber, Leonard Modena, Anna H. Modena, Rae Ann Stutzman, Karen Daniel, Patricia G. Skelton, John D. Johnson, Diane R. Holloway, and Brenda J. Bohn. Motion passed by voice vote.

NOTARY BONDS

Motion was made by Jodi Bates and second by Charley List to approve the following applicant for a \$10,000.00 Notary Public At Large Bond: Lugene H. Hudspeth. Motion passed by voice vote.

AGRICULTURAL EXTENSION COMMITTEE

Motion was made by Steve Hethcote and second by Brad Leeper to appoint the following to the Agricultural Extension Committee: Peggy Harbin and Harold Totty. Motion passed by voice vote.

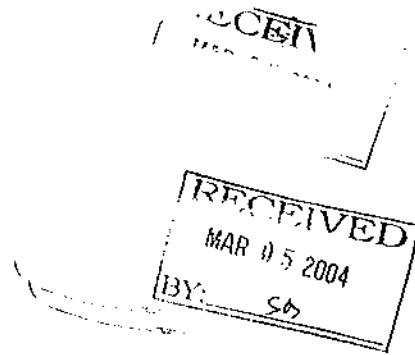
AGRICULTURAL EXTENSION SERVICE
THE UNIVERSITY OF TENNESSEE INSTITUTE OF AGRICULTURE



114 Huddleston Street
Centerville, TN 37033

March 5, 2004

Mr. Steve Gregory
County Mayor
Courthouse #5
Centerville, TN 37033



Dear Mr. Gregory:

I would like to request that Peggy Harbin of Lyles be appointed to our County Agricultural Extension Service Committee to replace Mary Lou Deal, who no longer has residence in Hickman County. I would also like to ask that Harold Totty of the Tottys Bend Community be re-appointed to our board for a third and final two-year term.

This would need to come before the county commission for approval. If you have questions, please call me at 729-2404.

Sincerely,

Troy Dugger
County Extension Director

CITY JUDICIAL COMMISSIONERS

Motion was made by Mark McFarlin and second by Charley List to appoint Bill Clark and Denise Clark as Judicial Commissioners for the Town of Centerville. Motion passed by voice vote.

FINANCE REPORT

Motion was made by Ricky Tidwell and second by Jodi Bates to accept the Finance Report for February, 2004. Motion passed by voice vote.

BUDGET AMENDMENTS

Motion was made by Ricky Tidwell and second by Mark McFarlin to accept Budget Amendments 04-030, 04-031, 04-032, 04-033, 04-034, and Budget Amendment 04-035. Upon roll call vote 19 commissioners voted "Yes." Brad Leeper voted "No." Robert Capps was absent. (19 yes, 1 no, and 1 absent). Motion passed.

BUDGET AMENDMENT NO. 04-030
HICKMAN COUNTY, TENNESSEE
GENERAL PURPOSE SCHOOL FUND 141
DATE MARCH 11, 2004

	DESCRIPTION	DEBIT	CREDIT
	47580 Grants	\$33,609.00	
71100-116-WI	Teachers		\$17,500.00
71100-189-WI	Other Salaries and Wages		\$9,261.00
71100-201-WI	Social Security		\$2,000.00
71100-204-WI	Retirement		\$1,000.00
71100-207-WI	Medical Insurance		\$1,352.00
71100-299-WI	Other Fringe Benefits		\$391.00
71100-399-WI	Other Contracted Services		\$240.00
71100-429-WI	Instructional Supplies		\$300.00
71100-499-WI	Other Supplies & Materials		\$365.00
71100-599-WI	Other Charges		\$1,200.00

Justification: The Workforce Initiative program has increased Hickman's County's allocation for the 2003-2004 school year.

Total	\$33,609.00	\$33,609.00
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Approved:


Attest:

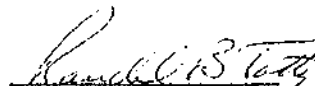
Chairman, Finance Committee

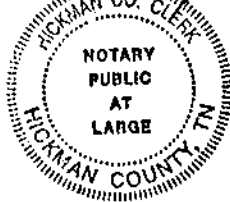
Finance Director

Approved:

Attest:


Steve Gregory, Chairman


Randal Totty, County Clerk



MARCH 22, 2004

BUDGET AMENDMENT NO. 04-031
HICKMAN COUNTY, TENNESSEE
GENERAL PURPOSE SCHOOL FUND 141
DATE MARCH 11, 2004

DESCRIPTION	DEBIT	CREDIT
34290 Reserves	\$10,279.00	
73300-169-ASC Part-Time Personnel		\$10,279.00

Justification: After School Children reserve funds must be pulled out and placed in current year revenue and expenditures to prevent any expenditure over revenue.

Total	\$10,279.00	\$10,279.00
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Approved:

Attest:

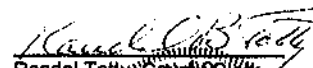

Chairman, Finance Committee

Finance Director

Approved:

Attest:


Steve Gregory, Chairman


Randal Totty, County Clerk


BUDGET AMENDMENT NO. 04-032
HICKMAN COUNTY, TENNESSEE
GENERAL PURPOSE SCHOOL FUND 141
DATE MARCH 11, 2004

DESCRIPTION	DEBIT	CREDIT
46980 Grant	\$11,200.00	
72130-499-IFG Other Supplies and Materials		\$11,200.00

Justification: The State Department of Health has allocated additional funds for the school system's anti-drug program.

Total	\$11,200.00	\$11,200.00
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Approved:

Attest:



Chairman, Finance Committee

Finance Director

Approved:

Attest:


Steve Gregory, Chairman


Randal Totty, County Clerk


BUDGET AMENDMENT NO. 04-033
 HICKMAN COUNTY, TENNESSEE
 HIGHWAY FUND 131
 DATE: MARCH 11, 2004

	DESCRIPTION	DEBIT	CREDIT
48420	State Aid	\$147,398.68	
68000-713	Highway Construction		\$147,398.68

Reimbursement

Total		\$147,398.68	\$147,398.68
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Approved:

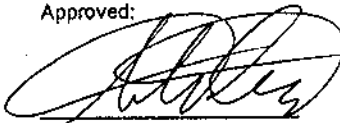
Attest:

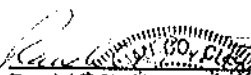
 Chairman, Finance Committee

 Finance Director

Approved:

Attest:


 Steve Gregory, Chairman


 Randal Totty, County Clerk
 NOTARY PUBLIC
 AT

BUDGET AMENDMENT NO. 04-034
 HICKMAN COUNTY, TENNESSEE
 SOLID WASTE FUND 207
 DATE MARCH 11, 2004

	DESCRIPTION	DEBIT	CREDIT
	Solid Waste		
55710-335	Maint of Building		\$1,800.00
55710-351	Rentals		\$1,500.00
55710-355	Travel		\$750.00
55710-399	Contracted Services		\$50.00
55710-410	Custodial Services		\$400.00
55710-412	Diesel		\$1,400.00
55710-425	Gas		\$200.00
55710-359	Disposal Fees	\$6,100.00	

Expenditures exceeded budgeted amount.
 Amendment is needed to fix line items in order
 to estimate on budget for next year.

Total		\$6,100.00	\$6,100.00
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Approved:

Attest:


 Chairman, Finance Committee

 Finance Director

Approved:

Attest:


 Steve Gregory, Chairman


 Randal Totty, County Clerk
 NOTARY PUBLIC
 AT

MARCH 22, 2004

BUDGET AMENDMENT NO. *04-035*
 HICKMAN COUNTY, TENNESSEE
 COUNTY GENERAL FUND 101
 DATE MARCH 11, 2004

	DESCRIPTION	DEBIT	CREDIT
48610	Donations	\$9,108.50	
101-56900-316	Contributions		\$9,108.50

Funds from Levis Grant for Recreation

Total		\$9,108.50	\$9,108.50
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Approved:

Attest:

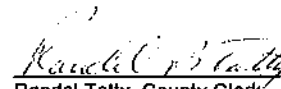
 Chairman, Finance Committee

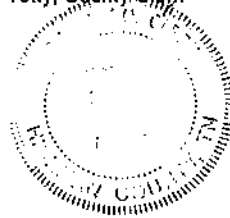
 Finance Director

Approved:

Attest:


 Steve Gregory, Chairman


 Randal Totty, County Clerk



**PROPOSAL TO BUILD HIGH SCHOOL
 EAST HICKMAN**

Motion was made by Ronny George and second by Charley List to accept the proposal and construction plans presented by the architect and the Hickman County School Board so they can proceed with the East Hickman High School Project.

Motion was made by Susan Sullivan and second by James Hassell to table this until the next meeting; allowing time for the Finance Committee to meet. Motion to table passed by voice vote.

***Resolution 04-14 was withdrawn by its sponsors.

**CAPITAL OUTLAY NOTES
PUBLIC WORKS PROJECT
RESOLUTION 04-15**

Motion was made by Mickey Bunn and second by Ronnie Holt to approve the following Resolution 04-15. Upon roll call vote, 15 commissioners voted "Yes." Ricky Tidwell, Charles Booker, Nathaniel Bates, Willie Powers, and Brad Leeper voted "No." Robert Capps was absent. (15 yes; 5 no; 1 absent). Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 04-15

**AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF
CAPITAL OUTLAY NOTES IN AN AMOUNT NOT TO EXCEED
\$125,000 PURSUANT TO THE INFORMAL BID PROCESS**

WHEREAS, the Governing Body of Hickman County, Tennessee, (the "Local Government") has determined that it is necessary and desirable to issue capital outlay notes in order to provide funds for the following public works project (the "Project"): Adding additional base material and then three layers of tar and chip to Keys Branch Road, High Meadow Road, Kevin Ridge Road, Hickory Hollow Road and Woodlawn Trail; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest-bearing capital outlay notes upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of Title 9 Chapter 21 Section 608 capital outlay notes to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 22nd day of March, 2004, that:

SECTION 1. For the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Chief Executive Officer of the Local Government is hereby authorized in accordance with the terms of this resolution, and upon approval of the State Director of Local Finance, to issue and sell interest-bearing capital outlay notes in a principal amount not to exceed One-Hundred-Twenty-Five Thousand Dollars (\$125,000.00) (the "Notes") by an informal bid process pursuant to the terms, provisions, and conditions permitted by law. The Notes shall be designated "Keys Branch Capital Outlay Notes, Series 2004"; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed five per cent (5 %) per annum, and in no event shall the rate exceed the legal limit provided by law.

SECTION 2. The Notes shall mature not later than twelve (12) years after the date of issuance and, unless otherwise approved by the State Director of Local Finance, the Notes shall be amortized in an amount reflecting at least level debt service on the Notes approximately according to the following schedule:

FISCAL YEAR	PRINCIPAL AMOUNT	FISCAL YEAR	PRINCIPAL AMOUNT
<u>2005</u>	<u>\$ 10,416.67</u>	<u>2011</u>	<u>\$ 10,416.67</u>
<u>2006</u>	<u>\$ 10,416.67</u>	<u>2012</u>	<u>\$ 10,416.67</u>
<u>2007</u>	<u>\$ 10,416.67</u>	<u>2013</u>	<u>\$ 10,416.67</u>
<u>2008</u>	<u>\$ 10,416.67</u>	<u>2014</u>	<u>\$ 10,416.67</u>
<u>2009</u>	<u>\$ 10,416.67</u>	<u>2015</u>	<u>\$ 10,416.67</u>
<u>2010</u>	<u>\$ 10,416.67</u>	<u>2016</u>	<u>\$ 10,416.63</u>

The Notes shall not exceed the reasonably expected economic life of the Project which is hereby estimated to be at least fifteen years.

SECTION 3. The Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one percent (1%) of the principal amount.

SECTION 4. The Notes shall be direct general obligations of the Local Government, for which the punctual payment of the principal and interest on the notes, the full faith and credit of the Local Government is irrevocably pledged and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose.

SECTION 5. The Notes shall be executed in the name of the Local Government; shall bear the manual signature of the chief executive officer of the Local Government and the manual signature of the county clerk, city recorder or other similar local government official as authorized by the governing body together with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the local government official as authorized by the Local Government or at the office of the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the county trustee, in the case of counties, or, in the case of municipalities or metropolitan governments, with the official designated by law as custodian of the funds. All proceeds shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

SECTION 6. The Notes will be issued in fully registered form and that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument or transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of any such Note, the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Notes. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

SECTION 7. The Notes shall be in substantially the form authorized by the State Director of Local Finance and shall recite that the Notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

SECTION 8. Prior to the sale of the Notes, the Local Government shall submit a copy of this resolution authorizing the Notes to the State Director of the Local Finance for approval and a copy of the proposed disclosure statement, if any, and a statement showing the estimated annual principal and interest requirements for the Notes and a detailed statement showing the estimated cost of issuance which shall include at least the following, if applicable: (1) fiscal agent and/or financial advisor fees; (2) bond counsel fees; (3) other legal charges if any; (4) credit enhancement fees; (5) trustee fees; (6) registration fees; (7) paying agent fees; (8) rating agency fees; (9) underwriters' discount or charges; (10) re-marketing agent fees; (11) printing, advertising and other expenses; (12) the number of financial institutions contacted by telephone or by letter (which should be at least three if possible) for the purpose of obtaining interest rates, and if only one institution was contacted a statement as to why only one institution was contacted. In its request for approval, the Local Government shall state and demonstrate that the proposed sale by the informal bid process is feasible, in the best interest of the Local Government, and that the Local Government should be able to amortize the proposed indebtedness together with all the obligations then outstanding.

SECTION 9. The Notes shall not be sold until receipt of the State Director of Local Finance's written approval for the sale of the Notes.

SECTION 10. The notes are hereby designated as qualified tax-exempt obligations for purpose of Section 265(b) (3) of the Internal Revenue Code of 1986.

SECTION 11. After the sale of the Notes, and for each year that any of the notes are outstanding, the Local Government shall prepare an annual budget in a form consistent with accepted governmental standards and as approved by the State Director of Local Finance (the "Director.") The budget shall be kept balanced during the life of the notes. The annual budget shall be submitted to the Director immediately upon its adoption; however, it shall not become the official budget for the fiscal year until such budget is approved by the Director in accordance with Title 9, Chapter 21, Tennessee Code Annotated (the "Statutes".) If the Director determines that the budget does not comply with the Statutes, the Governing Body shall adjust its estimates or make additional tax levies sufficient to comply with the Statutes, or as directed by the Director.

SECTION 12. If any of the Notes shall remain unpaid at the end of twelve (12) years from the issue date, then the unpaid Notes shall be retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approval by the State Director of Local Finance.

SECTION 13. The principal and interest on this note shall be paid from the proceeds of a special assessment imposed upon the residents and property owners on Keys Branch Road, High Meadows Road, Kevin Ridge Road, Hickory Hollow Road and Woodlawn Trail for a period of twelve (12) years.

SECTION 14. All orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists; and this Resolution shall become effective immediately upon its passage.

SPONSORS:

Mickey Bunn Ronnie Holt

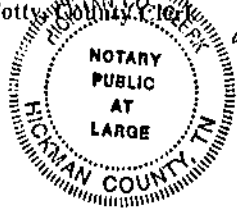
BOARD ACTION: 15 Aye 5 Nay 0 Pass 1 Absent

ADOPTED:


Steve Gregory, Chairman

ATTEST:


Randel Totty, County Clerk



MARCH 22, 2004

AMENDING RESOLUTION 04-08

Motion was made by Mickey Bunn and second by Ronnie Holt to approve the following Resolution 04-16. Upon roll call vote, 15 commissioners voted "Yes." Ricky Tidwell, Charles Booker, Nathaniel Bates, Willie Powers, and Brad Leeper voted "No." Robert Capps was absent. (15 yes; 5 no; 1 absent). Motion passed.

HICKMAN COUNTY, TENNESSEE

RESOLUTION NO. 04-16

AMENDING HICKMAN COUNTY RESOLUTION NO. 04-08 WITH
RESPECT TO THE BASE MATERIAL REQUIRED

WHEREAS, the Hickman County Legislative Body, at their regular monthly meeting of February 23, 2004, adopted Resolution No. 04-08, which provided for a special assessment on the property along Keys Branch Road and its tributaries (as identified in such Resolution) for the purpose of bringing said roads up to the County specifications that existed in 1989; and

WHEREAS, since that meeting, the Hickman County Highway Commission has decided that as several layers of crusher run material already exists on the roads that it would be advantageous to go ahead and add additional base and then shape them for three layers of tar and chip which would bring the roads closer to current County specifications; and

WHEREAS, the property owners of Keys Branch Road and its tributaries have agreed to such increased special assessment which is now expected to total \$125,000 plus interest; and

WHEREAS, the members of the Hickman County Legislative Body are desirous of agreeing to such change.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Hickman County, Tennessee, assembled in regular session this 22nd day of March, 2003, that:

SECTION 1: We are in agreement with the Hickman County Highway Commission and agree to amend Hickman County Resolution No. 04-08 as needed to allow for the work to be done on Keys Branch Road and its tributaries to include additional base material and the road shaped for three layers of tar and chip. The cost for this project is expected to be \$125,000, and

SECTION 2: The provisions of this resolution shall become effective upon passage, the public welfare requiring it.

SPONSORS:

Mickey Bunn

Ronnie Holt

BOARD ACTION: 15 Aye 5 Nay 0 Pass 1 Absent

ADOPTED:

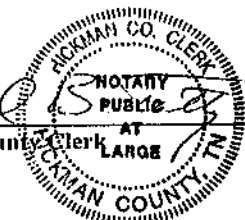


Steve Gregory, Chairman

ATTEST:



Randel Totty, County Clerk



ADJOURN

Motion was made by Gerald Rochelle and second by Willie Powers to adjourn this meeting.