

In an interview with Memphis Commercial Appeal reporter Daniel Connolly, Brian Kuhn stated the following about procedures related to FBI inquiries:

"Most of the time when the FBI contacts us, it's not through a public records request," Kuhn said in a public meeting Wednesday. "And they generally tell us to not tell anybody when they're asking for records."

hide  
details  
Feb 27

from **Kuhn, Brian** <Brian.Kuhn@shelbycountyttn.gov>  
to "Ford, Joe" <Joe.Ford@shelbycountyttn.gov>,  
Guy Cobb <ipaintmemphis@gmail.com>  
date Sat, Feb 27, 2010 at 11:26 AM  
subject RE: Open the Hurricane Creek Tunnel for Inspection

Mr. Cobb, The Memphis and Shelby County Airport Authority has jurisdiction over this matter. It is an independent Authority formed under Tennessee Law. Even though it is named the Memphis and Shelby County Airport Authority, the county was not the creating municipality, that is Memphis. Memphis appoints all the members to the authority with Shelby County only having the right to suggest or recommend one member to Memphis. They do not have to appoint who is recommended. I will call Ms. Hall on Monday and see if the County has any authority in this matter and will report back to Mayor Ford. However, if we don't as I suspect, your best bet for political pressure is the Memphis Mayor and City Council as they appoint the board of this Authority. Regards, Brian Kuhn, Shelby County Attorney

from **Kuhn, Brian** <Brian.Kuhn@shelbycountyttn.gov>  
to Guy Cobb <ipaintmemphis@gmail.com> hide details Mar 8  
date Mon, Mar 8, 2010 at 10:28 AM  
subject RE: Airport Authority Call

Mr. Cobb, Thanks but I know how to get in touch with Ms. Hall. The County has no authority to direct, request and/or allow an inspection of an airport runway. As I told you in my first reply, the County govt has very little to do with the Airport Authority. It is independent. I've discussed your issue with Ms. Hall and am satisfied that they are taking the appropriate steps to address this issue. I do not see any liability for the county govt in this matter under the Tennessee law. To reiterate, the Airport Authority is an independent Authority, we don't appoint any board members, the City of Memphis was the creating municipality, there is no liability to the county, and Ms. Hall and the Airport Authority seem to be having the appropriate agencies look into your complaint. Therefore it seems that your complaints and responses should be to and from the Airport Authority and/or the City of Memphis. Thank you for your time and consideration in this matter. Brian Kuhn, Shelby County Attorney

from **Kuhn, Brian** <Brian.Kuhn@shelbycountyttn.gov> hide details Mar 24  
to Guy Cobb <ipaintmemphis@gmail.com>,

Sara Hall <SaraH@mscaa.com>  
60minutes@cbsnews.com,  
Phil.Bredesen@tn.gov,  
Mayor@memphistn.gov,  
"Ford, Joe" <Joe.Ford@shelbycountytn.gov>,  
brucev@memphisflyer.com,  
Keli.Rabon@wreg.com,  
moon.michael@dol.gov,  
michael.bender@alpa.org,  
blues\_healer@me.com,  
tbiggs@osc.gov,  
Steve.Hawkins@tn.gov,  
rosa.anthony@dol.gov,  
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larry.g.lewis@tn.gov,  
mike.zelnik@tn.gov,  
oxana.m.munson@tn.gov,  
scott.duke@tn.gov,  
julia.mckee@tn.gov,  
steve.hewitt@tn.gov,  
tfc@tn.gov,  
dan.gilley@tn.gov,  
crose@bloomberg.com,  
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frontline@pbs.org,  
Terry.Templeton@tn.gov,  
Cindy.Patton@tn.gov,  
bdries@memphisdailynews.com,  
Jim.P.Hoffer@abc.com,  
joverstreet@memphisdailynews.com,  
ljones@memphisdailynews.com,  
lallan@memphisdailynews.com,  
rcarter@fedex.com,  
burch@commercialappeal.com,  
risher@commercialappeal.com,  
pubworks@memphistn.gov,  
esmith@memphisdailynews.com

cc

date

subject

Wed, Mar 24, 2010 at 9:26 AM

RE: Hurricane Creek Status Update 3.24.2010

Mr. Cobb, As I have stated to you before, the County does not have any authority here, so Please delete me from your mailing list. I will depend on Ms. Hall letting me know if I need to be aware of any details here. I get dozens of emails a day related to my duties and responsibilities; I don't need extra ones that I don't need. Brian Kuhn

from **Guy Cobb** <ipaintmemphis@gmail.com>  
to "Kuhn, Brian" hide details Apr 9 (6 days ago)  
<Brian.Kuhn@shelbycountyttn.gov>  
date Fri, Apr 9, 2010 at 3:59 PM  
subject Airport Authority  
mailed-by gmail.com  
Brian,

The Memphis Airport TSA sent me an letter yesterday stating that the Tennessee Department of Homeland Security had mistakenly sent them my Hurricane Creek report and that I needed to contact the FAA. He had the report for 47 days. The FAA has already had my report for four months. What I wanted to ask is can you tell me if the TSA was one of the agencies that were supposed to be helping the Airport Authority?

Guy Cobb  
901-598-1876

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from **Kuhn, Brian** <Brian.Kuhn@shelbycountyttn.gov>  
to Guy Cobb hide details Apr 9 (6 days ago)  
<ipaintmemphis@gmail.com>  
date Fri, Apr 9, 2010 at 4:02 PM  
subject RE: Airport Authority

I have no idea as we don't advise them. Bk

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from **Guy Cobb** <ipaintmemphis@gmail.com> hide details Apr 9 (6 days ago)  
to "Kuhn, Brian"  
<Brian.Kuhn@shelbycountyttn.gov>  
date Fri, Apr 9, 2010 at 4:11 PM

subject Re: Airport Authority  
mailed-by gmail.com

Then how did you know that Sara was having the "appropriate agencies" work with them?

**No response as of 04.21.2010 (Guy Cobb)**

If Brian Kuhn does not "advise" the Memphis Shelby County Airport Authority, why is he the attorney on their resolution to authorize a "Series of Airport Authority Revenue Refunding Bonds"? Even if this is considered a Shelby County Government function, it would seem that Mr. Kuhn is actually doing more than just advising the Airport Authority in this instance.

ITEM NO: \_\_\_\_\_

PREPARED BY: Brian L. Kuhn

APPROVED BY: Brian L. Kuhn  
County Attorney

**RESOLUTION AUTHORIZING THE MEMPHIS-SHELBY COUNTY AIRPORT AUTHORITY TO ISSUE A SERIES OF AIRPORT REVENUE REFUNDING BONDS IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED \$300,000,000 TO REFUND CERTAIN OUTSTANDING BONDS OF THE AUTHORITY FOR INTEREST RATE SAVINGS. SPONSORED BY COMMISSIONER JAMES HARVEY.**

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WHEREAS, The Memphis-Shelby County Airport Authority (the "Authority") has determined to issue and sell a series of its airport revenue refunding bonds in the principal amount of not to exceed \$300,000,000 (the "Airport Revenue Refunding Bonds") to refund certain outstanding bonds for interest rate savings; and

WHEREAS, The Airport Revenue Refunding Bonds will not be obligations of the City of Memphis, Tennessee or Shelby County, Tennessee.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That approval be and is hereby granted for the issuance of the Airport Revenue Refunding Bonds.

BE IT FURTHER RESOLVED, That this resolution shall take effect from and after the date it shall have been enacted according to due process of law, the public welfare requiring it.

\_\_\_\_\_  
Joyce Avery, Acting County Mayor

Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Clerk of County Commission

ADOPTED: \_\_\_\_\_