

The regular meeting of the Loudon County Quarterly Court was held at 7:00 P. M., on December 2, 1974, in the Loudon County Courtroom. Mr. Edward Alexander, Clerk, and Mrs. Addie Ruth Clarke, Deputy Clerk, were both present. Chief Deputy Sheriff, Luke Bright, opened Court and led the Pledge of Allegiance. The Reverend Clyde Davis of Loudon, Tennessee, led the invocation.

The following Squires were present:

J. J. Blair	Roy Bledsoe
I. D. Conner	J. G. Hudson
Henry C. Foster	Curtis A. Williams
R. P. Hamilton	Boyd Duckworth

Absent:

James M. Hartsook

MINUTES OF
NOVEMBER 4, 1974,
APPROVED

The minutes of the November 4, 1974, regular session were read and it was moved by Squire Williams and seconded by Squire Conner and unanimously approved on a roll-call vote that the Quarterly Court minutes for the November 4, 1974, meeting be approved as written.

RECOGNITION OF
VISITORS

1. Judge Russell recognized the visitors who were in the audience. Mr. and Mrs. Elmer Ginn were present and stated to the Court certain objections in connection with a fence which they allege is on the county right-of-way. Upon presentation of the facts, Judge Russell advised Mr. Ginn that the uniform law in connection with highways demands that the chief administrative officer of the Highway Department take whatever action is necessary to remove any fences along the right-of-way. In this county the chief administrative officer is Lee Malone. This matter was to be directed to Mr. Malone's attention for action if he deemed advisable.

PRESENTATION OF PETITION
IN CONNECTION WITH
WILSON ROAD

Dr. Ross Wilson was present and presented a petition to the Court in connection with the repair of a road in connection with Wilson Road. Dr. Wilson was advised that the County Court could not take any action on the matter and it was referred to the Road Commissioner for his consideration. At this point Judge Russell advised the Court that based upon their prior recommendation of a road or ditch cleaning project in an effort to help citizens of the county this basis was used to make an award

of damages in unreasonable lawsuit. He did advise the Court not to make recommendations but to leave these matters to the Road Commissioners in case of future liability.

Kenneth Dutton representing the Lenoir City Housing Authority, Inc., advised the Court that this non-profit organization was attempting to reduce their overall budget so as to be able to provide reasonable low-cost or medium-cost housing in the Lenoir City area. One item they need to reduce is their over-all tax liability. Since the matter was not on the agenda the Court can take no action and Mr. Dutton was requested to send copies of the corporation's By-Laws and Charter to the Court members and a written request for their consideration and he was further advised that the matter would be placed again on the agenda for the January meeting for appropriate action if desired. Judge Russell made some remarks in connection with why the present Court meeting was being held at night instead of daytime. He pointed out that a recent article in one of the local newspapers had in his opinion inaccurately reported the facts. Upon completion of his remarks Squire Foster, Conner and Duckworth also commented on the article. Upon completion of their remarks a reporter, Mr. Ron Bridgeman, of Lenoir City was present and made some remarks in connection with the article.

QUESTION ON PAVING
PROBLEM
SWEETWATER CREEK BRIDGE

Squire Blair asked the Court to inquire of the Department of Transportation what if anything can be done to relieve the paving problem situation at the bridge crossing Sweetwater Creek on Old Highway 72 near the Bill Butler home. In addition Squire Blair asked the Court if any consideration could be given in closing the offices early so that the employees could go to the ballgame. The Court advised Squire Blair that he would inquire on the first matter and advised him he had no jurisdiction on the second matter.

CORRECTION OF
MINUTES CONCERNING
MERIT BOARD

2. Judge Russell advised the Court that when the legislative Act creating the Merit Board was approved by the County Court it was erroneously reported in the minutes in two respects. (1) The act was referred to as a private act instead of a public act. (2) The terms of the board members were not designated. In order to correct both of these situations the following resolution was presented to the Court and unanimously passed. It was moved by Squire Williams and seconded by Squire Blair and adopted on a unanimous vote. The resolution being No. 33-74 attached to these minutes as Exhibit H.

3. Judge Pussell reported that the Director of Civil Defense, Ted Randolph, was unable to be present tonight but that he had

ENERGY COMMITTEE
REPORT

prepared an Energy Committee report to be presented to the Court. Upon due consideration and discussion it was moved by Squire Conner and seconded by Squire Foster that the report of the Energy Committee be adopted. Upon call the question was unanimously passed.

POLICE OFFICER
SALARY SUPPLEMENTS
RESOLUTIONS-PASSED

Judge Russell reported that it was necessary to pass a certain resolution in connection with salary supplements for police officers. Whereupon motion of Squire Blair and seconded by Squire Williams and on a roll-call vote was unanimously carried and is attached hereto as Resolution No. 34-74, Exhibit B.

COURT MEETINGS
MOVED BACK TO
ALTERNATING
DAYS AND NIGHTS

4. Squire Duckworth reported to the Court that in his opinion attempting to have daytime only meetings would not conserve any substantial amounts of energy and would make it harder for people to attend County Court. He further was of the opinion that having alternating both day and night meetings was more desirable for all concerned. Whereupon he moved that the Court return to its established procedure and it was seconded by Squire Foster. Upon a roll-call vote the motion carried. Five (5) to three (3).

STATE PLANNING COMMISSION
REPORT

Steve Campbell of the State Planning Office gave the Planning Commission's report. Reverend Davis of IMCO Sign Company appeared and requested that the Court move to allow the Cardwell and Pickle properties re-zoning requests to be set for public hearing in January appearing upon motion of Squire Blair and seconded by Squire Bledsoe the matters were set for public hearing in January. Reverend Davis withdrew a request for consideration of re-zoning large tracts of land along the Interstate for re-zoning. All other items in the Planning Commission report which is attached hereto as Exhibit C, were approved upon motion of Squire Hamilton and seconded by Squire Hudson. Upon motion of Squire Blair and seconded by Squire Bledsoe, Resolution No. 35-74, re-zoning partial 36 tax map 43 was unanimously passed. This being Exhibit D.

Judge Russell reported to the Court that the County was getting to the point where some decisions had to be made with respect to the use of the Old Hospital. Indicating that a certain study which was underway would not be complete in time to accomodate more pressing needs. Judge Russell asked the Court to approve a committee including himself and two other members to proceed with the planning and implementation of the use of the building. It was unanimously passed. It was decided

that the committee as a whole would meet at 10:00 A. M., at Squire Foster's office in Lenoir City on the 7th day of December, 1974. It was further agreed that the Court would reconvene at a special session at 7:00 P. M., on the 16th day of December, 1974, at its regular meeting place in the Courthouse at Loudon, Tennessee.

Superintendent, Edward Headlee, presented a slide superintendent program outlining the needs of certain school buildings in the county. Upon completion of the slide presentation Superintendent Headlee requested 1.8 Million Dollars for use in construction and remodeling of the Jr. High School in Loudon and the school building in Greenback. After much discussion and questioning on part of the members it was moved by Squire Hudson and seconded by Squire Bledsoe that the matter be sent to the Budget Committee for study and further recommendation to the Court. The motion unanimously carried.

Judge Russell reported that the Loudon County Law Enforcement Agency Board would be meeting again soon and that on a recent trip to Nashville he along with other members of the Board managed to have reinstated certain communication funds which Loudon County had received notification would be withheld.

Loudon County has requested that RCA be given the bid for communication equipment in the Justice Center in that the State Agency would not allow Loudon County to accept the next highest bidder, Motorola.

Squire Conner gave the Hospital and Ambulance reports. He reported that the Ambulance Service had received Two Thousand Five Hundred Twenty-two Dollars (\$2,522.00) and had spent out Nine Thousand Seven Hundred Eighty-one (\$9,781.00) and that the collection rate was approximately sixty (60) percent. He further indicated that the Budget Committee had taken under consideration a request from the hospital administrator, Gay Hamilton, to have some relief in connection with the overage with the ambulance service. He reported that the Budget Committee looked favorable upon giving such relief but was in no position to do so until next Budget time. It was also suggested that perhaps the ambulance service could be moved to the Justice Center when that Center is opened to allow some additional cutting of operating cost.

SUPERINTENDENT OF
LOUDON COUNTY SCHOOLS
REPORT

REQUEST THAT
RCA BE GIVEN
BID

HOSPITAL & AMBULANCE
REPORTS

PURCHASING COMMITTEE
REPORT

Squire Hamilton gave the Purchasing
Committee report which is attached hereto
as Exhibit F.

BUDGET AMENDMENTS
APPROVED

Upon motion of Squire Duckworth and
seconded by Squire Hudson the Budget Amend-
ments which are attached as Exhibit F,
were unanimously approved. Upon motion of
Squire Hudson and seconded by Squire Foster
the Department of Welfare was directed to
remove a ceiling hereto and for established for
the use of nursing home funds and would now
allow the Director of Welfare to use whatever
funds are budgeted for use in connection with
nursing home patients as she deems necessary.
The motion unanimously carried.

ELECTION OF
NOTARY PUBLICS

The following Notary Publics were
elected upon motion of Squire Hudson and
seconded by Squire Foster: Blanche Randolph,
Dorothy M. Bivens, Moody F. Stafford, June
A. Graham, Pearl Thompson, James Owen McCabe,
Norman C. Lawhorn, and Irene Waller.

MOTION FOR
ADJOURNMENT

Upon motion of Squire Hamilton and
seconded by Squire Bledsoe the Court was
adjourned until 7:00 P. M., December 16,
1974.

William H. Russell
COUNTY JUDGE

Edward Alexander
COUNTY COURT CLERK

LOUDON COUNTY QUARTERLY COURT

RESOLUTION NO. 33-74

A RESOLUTION AMENDING THE MINUTES OF THE LOUDON COUNTY QUARTERLY COURT CONCERNING ADOPTION OF THE MERIT SERVICE SYSTEM

WHEREAS, the 88th General Assembly (1973) enacted Chapter 169, the provisions of which Act were to the effect that enactment in Loudon County was conditioned upon the approval of the Act by a two-thirds vote of the Quarterly Court of Loudon County, Tennessee; and

WHEREAS, on June 4, 1973, after the reading and consideration in public session of the aforesaid Public Chapter 169 of the Public Acts of the 88th General Assembly establishing a Merit Service System and Classified Service for employees in the office of the Sheriff of Loudon County, Tennessee, the said Loudon County Quarterly Court unanimously ratified the aforesaid Act by the adoption of Resolution No. 16-73; and

WHEREAS, in the first preamble paragraph of Resolution No. 16-73 the aforesaid Chapter 169 was referred to as "Private Chapter No. 28 of the Private Acts of the 88th General Assembly" when in fact it should have read "Public Chapter 169"; and

WHEREAS, the minutes of the Quarterly Court as recorded on page 379 of Minute Book 15 of the Quarterly Court Minute Book by advertance refer to Chapter 169 of the 88th General Assembly as being a "Private" chapter, when in fact it was a "Public" chapter, as aforesaid that was passed by both houses of legislature, signed by the Governor, and approved by the

Exhibit A

Loudon County Quarterly Court; and

WHEREAS, in addition, the minutes of the Quarterly Court on page 379 aforementioned further indicated that the County Judge appointed and the Quarterly Court approved, Squires R. P. Hamilton, Curtis Williams, and J. J. Blair as members of the first Merit Service board, but that the first terms of the Merit board were staggered in terms of one, two, and three years respectively, and the minutes failed to indicate the designated terms;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Quarterly Court in regular session assembled on this the _____ day of December, 1974, as follows:

1. Resolution No. 16-73 of the Loudon County Quarterly Court, as recorded on page 402, Minute Book 15, of the Quarterly Court Minute Book, is hereby amended to provide as follows:

a. The applicable portion of the first preamble paragraph of Resolution No. 16-73 is amended to read "as Public Chapter No. 28 of the Public Acts of the 88th General Assembly", and the phrase "Private Chapter No. 28 of the Private Acts of the 88th General Assembly" is hereby deleted.

b. Resolution No. 16-73 is amended in all applicable places to designate Chapter 169 as being a part of the "Public" Acts of the 88th General Assembly rather than the "Private" Acts.

2. The minutes of the Quarterly Court as recorded on page 379 of Minute Book 15 of the Quarterly Court Minute Book are amended as follows:

a. That portion referring to the action of the Court in adopting Resolution No. 16-73 is amended in all applicable places to indicate that Chapter No. 169 is a part of the Public Acts of the State of Tennessee, and the word "Private" is deleted in all applicable cases.

b. The minutes are further amended on page 379 to indicate that the terms for the first appointed members to the Merit Service board are as follows; effective June 1, 1973:

One year	R. P. Hamilton
Two years	Curtis Williams
Three years	J. J. Blair

BE IT FURTHER RESOLVED that all other portions of the resolutions and minutes remain in full force and effect.


This the _____ day of December, 1974.

County Judge

R E S O L U T I O N

34-74

A RESOLUTION CALLING FOR LOUDON COUNTY, TENNESSEE, to require the satisfactory completion and approved in-service training course each calendar year for all police officers, in accordance with Chapter 810, Public Acts, 1974. WHEREAS, the LOUDON COUNTY QUARTERLY COURT has recognized the desirability of this additional training for the department and the public as well as the benefits for the police officers in income supplements, and has reviewed the standards as established by the Tennessee Law Enforcement Planning Commission, NOW, THEREFORE, BE IT RESOLVED THAT LOUDON COUNTY does adopt and approve the requirement.

Signed: 

COUNTY JUDGE

The following Squires were present:

I. D. Conner
Boyd Duckworth
Henry C. Foster
Roy Bledsoe

R. P. Hamilton
J. G. Hudson
Curtis A. Williams
J. J. Blair

Absent:

James M. Hartsook

All present voted AYE.

COUNTY CLERK




Exhibit B

TENNESSEE STATE PLANNING OFFICE

EAST TENNESSEE SECTION

MEMORANDUM

TO: Judge William H. Russell and Members of the Loudon
County Quarterly Court
FROM: Steve Campbell, Loudon County Staff Planner
DATE: December 2, 1974
SUBJECT: RECOMMENDATIONS OF THE LOUDON COUNTY REGIONAL PLANNING
COMMISSION RELATIVE TO REZONING REQUESTS AND GENERAL
REPORT OF THE NOVEMBER MEETING

The Loudon County Regional Planning Commission met in regular session on November 21, 1974, and acted on the following items.

The planning commission voted unanimously to recommend the rezoning of properties on Blair Bend from M-1, Industrial to R-1, Suburban Residential. Staff recommended for the rezoning noting that considerable effort would be required to make the area ready to accommodate industrial development. In addition, it was noted that a considerable problem exists in the Loudon area with respect to a housing shortage and that the existing proposal for development of a residential complex on the affected properties would help to alleviate this problem. Representatives from TVA, the Staff Division for Industrial Development, and Bart Iddins were present to point out facts relating to use of the property for industrial purposes. A public hearing for this request has been scheduled for the January meeting of the county court.

The planning commission also considered the rezoning of the following properties for the purpose of erecting billboards on the site: (1) parcel 80, Tax Map 12, from R-1 to M-1; (2) parcel 26, Tax Map 8, from R-1 to C-2; (3) all properties along Interstate 75 which presently allow billboards but which must meet the state's 660' setback requirement, to C-2. The following action was taken with respect to the above-mentioned petitions: (1) voted to deny approval of

Exhibit C

Judge William H. Russell and Members
of the Loudon County Quarterly Court
Page 2
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the rezoning of parcel 80, Tax Map 12 from R-1 to M-1; (2) voted to deny approval of the rezoning of parcel 26, Tax Map 8 from R-1 to C-2; (3) requested that the petitioner submit additional information regarding rezonings along I-75 in the form of identifying specific parcels and their existing zoning classification. In considering these requests it was repeatedly pointed out by staff that to rezone properties for the specific purpose of erecting billboards might result in spot zoning-- a clear violation of the intent of the Loudon County Zoning Resolution. In addition, it was again pointed out by staff that the Tennessee Department of Transportation has established a policy of not issuing billboard permits unless the property on which the signs are located is properly zoned and/or is a legitimate commercial or industrial site.

In other action the planning commission voted to recommend the rezoning of D. F. Ferguson property, parcel 16-1, Tax Map 52, from A-2 to A-1. This would allow Mr. Ferguson to expand and improve the airport landing strip on the property and further represents an extension of an existing A-1 zone. A public hearing has been called to consider this request for the January, 1975 meeting of the county court.

The Tennessee Department of Transportation requested the rezoning of parcel 194-3, Tax Map 17 from R-1 to M-1, for the purpose of relocating the state garage to the site. The planning commission voted to recommend rezoning the property as requested. Staff recommended that the state relocate the garage to the above-mentioned site upon its own authority to do so. A public hearing has been called to consider this request for the January, 1975 meeting of the county court.

The following additional items were considered and acted upon at the planning commission meeting: (1) review

Judge William H. Russell and Members
of the Loudon County Quarterly Court
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of a proposed amendment to the Loudon County Zoning Resolution which establishes a C-3 Highway Commercial District; (2) approval of the Draft Environmental Impact Statement for SR 95 in Blount and Loudon County; (3) brief consideration of a proposed wastewater management study for the Lenoir City region (more information forthcoming), and (4) election of officers as follows - Ben Galyon, chairman, Ross Wilkerson, vice-chairman, Judge Russell, secretary.

SC:adr

RESOLUTION NO. 35-74

A RESOLUTION AMENDING THE ZONING MAP OF
LOUDON COUNTY, TENNESSEE, PURSUANT TO
CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE
CODE ANNOTATED, TO REZONE A PORTION OF PARCEL
36, TAX MAP 43, FROM A-2 RURAL RESIDENTIAL, TO
C-2, GENERAL COMMERCIAL

WHEREAS, the Loudon County Quarterly Court, in
accordance with Chapter 4, Section 13-405 of the Tennessee
Code Annotated may, from time to time, amend the number,
shape, boundary, area, or any regulation of or within any
district or districts, or any other provision of any zoning
resolution, and

WHEREAS, the Loudon County Regional Planning Commission
has forwarded its recommendations regarding the amendment of
the Zoning Map of Loudon County, Tennessee, and the necessary
public hearing called for and held;

NOW THEREFORE, BE IT RESOLVED by the Loudon County
Quarterly Court that the Zoning Map of Loudon County, Tennessee,
be amended as follows:

- I. That a portion of parcel 36, Tax
Map 43, be rezoned from A-2,
Rural Residential, to C-2, General
Commercial.

BE IT FINALLY RESOLVED, that this resolution shall take
effect immediately, the public welfare requiring it.

Date: _____

Loudon County Judge

Attest: _____
Loudon County Court Clerk

By Clerk D

BUDGET AMENDMENTS

for

Agenda Dec. 2, 1974

Highway Fund

Acct.
No.

Dr.

Cr.

97 Unappropriated Surplus

4,000.00

81 Appropriations
(1213.2) Tile

4,000.00

This request was made by Commissioner Malone for the 2nd and 5th Districts.

Transfer \$5,000.00 from Acct.1223.1 (Road Construction)
to Acct. 1213.1 (Tile)

Transfer \$5,000.00 from Acct.1219.1 (Rock) to
Acct.1208.1 (Repair and Maintenance)

These requests were made by Commissioner Milsaps for the 1st and 4th Districts.

Transfer \$500.00 from Acct.1219.3 (Rock) to Acct. 1243.3 (Road Machinery and Trucks).

This request was made by Commissioner Joe Greenway
3rd District.

General Fund

Transfer \$800.00 from Acct. 207-18 (other supplies-Election)
to Acct. 207-19 (other contractual services-Election)

~~XX~~

Transfer \$400.00 from Acct. 506-05 (Utilities at County Justice Center) to Acct. 502-05 (Utilities at Jail).

Transfer \$100.00 from Acct. 506-16 (medical Supplies - County Justice Center) to Acct. 502-16 (Medical Supplies - Jail).

Transfer \$2,500.00 from acct. 506-21 (Food - County Justice Center) to Acct. 502-21 (Food - Jail)

Transfer \$500.00 from Acct. 506-04 (Telephone - County Justice Center) to Acct. 501-04 (Telephone - County Jail)

41 Estimated Revenue
(144) Tellico Area Services System

55,000.00

81 Appropriations
(1126-14) Tellico Area Services System

55,000.00

To set up revenue and expenditures for Tellico Area Services System.

97 Unappropriated Surplus

400.00

81 Appropriations
(502-02) 2 months salary for cook.

400.00

Exp. Subject 7

284

General Fund (Cont.)

Acct.No.

97	Unappropriated Surplus	1,000.00	
81	Appropriations		1,000.00
	(303.1-02) Salary - Sec.in Property		
	Assessor's Office as approved by		
	Personnel Board \$1,000.00		
41	Estimated Revenue	52.00	
	(141.06) State Dental Funds		
81	Appropriation		52.00
	307.1-14 Payment of Dental bills for		
	Health Dept.		
	Approve increase in amount to pay nursing home for		
	Loudon County patients		

Federal Revenue Sharing Trust Fund

97	Unappropriated Surplus	8,129.70	
81	Appropriations		8,129.70
	(501-46) 2 cars for Sheriff's Dept.		
	This amendment was approved by the Budget		
	Committee for 2 new cars for Sheriff's Dept.		
97	Unappropriated Surplus	1,000.00	
81	Appropriations		1,000.00
	(501-02) Increase in Chief Deputy's Salary		
	as per Court order.		

General Purpose School

97	Unappropriated Surplus	3,815.69	
81	Appropriations		
	(2910.9) Other Salaries - Food Service \$2,000.00		
	(2210.31) Teachers Salary - Local Share 1,215.69		
	for Reading Teacher		
	(2210.9) Aides Salary at Glendale School 600.00		3,815.69
41	Estimated Revenue	9,692.00	
	(141) 874 Funds		
81	Appropriations		9,692.00
	(2740) Materials for Roofing at Eaton's \$7,118.50		
	(2720.2) Contracted Services for		
	Repair of Building 2,573.50		

These amendments was requested by the
Loudon County Board of Education.

RESOLUTION NO. 35-74

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE A PORTION OF PARCEL 20, TAX MAP 30 FROM A-2 RURAL RESIDENTIAL TO C-2 GENERAL COMMERCIAL

WHEREAS, the Loudon County Quarterly Court, in accordance with Chapter 4, Section 13-405 of the Tennessee Code Annotated may, from time to time, amend the number, shape, boundary, area, or any regulation of or within any district or districts, or any other provision of any zoning resolution, and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held;

NOW THEREFORE, BE IT RESOLVED by the Loudon County Quarterly Court that the Zoning Map of Loudon County, Tennessee, be amended as follows:

- I. That a portion of parcel 20, Tax Map 30, be rezoned from A-2 Rural Residential to C-2 General Commercial.

BE IT FINALLY RESOLVED, that this resolution shall take effect immediately, the public welfare requiring it.

Date: _____



Loudon County Judge

Attest: _____
Loudon County Court Clerk