

# LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

March 7, 2011

6:00 PM

## PUBLIC HEARING

- (1)  
Public  
Hearing
- Loudon County Planning and Codes Director – Russ Newman
- A Resolution Amending the Zoning Map of Loudon County, Tennessee, pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone Approximately 3.25 Acres from C-1 (Rural Center- District) to C-2 (General Commercial). Referenced by: Tax Map 84, Parcel 57.00, Located at 7274 Highway 411 South at Shults Road, 3<sup>rd</sup> Legislative District.

## REGULAR MEETING

- (2)  
Opening  
of Meeting
- BE IT REMEMBERED** that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 7th day of March, 2011.  
The **Honorable Roy Bledsoe** called the meeting to order.
- Commissioner Yarbrough** opened the County Commission Meeting, led the Pledge of Allegiance to the Flag of the United States of America and gave the invocation.
- (3)  
Roll Call
- Present were the following Commissioners: **Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**  
The following Commissioners were **Absent: (0)**  
Thereupon **Chairman Bledsoe** announced the presence of a quorum.  
Present was the **Honorable Mayor Estelle Herron**.
- (4)  
Agenda  
Adopted  
As Amended
- Chairman Bledsoe** requested that the March 7, 2011 Agenda be adopted.  
**Commissioner Franke** requested the addition to the Agenda of Consideration of a Resolution Requesting that the Tennessee Valley Authority Honor their Verbal Commitment to Construct an Access Road into Blankenship Cemetery.  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Franke** to adopt the Agenda as amended.  
Upon voice vote the motion **Passed** unanimously.
- (5)  
Minutes for  
February 7, 2011  
Approved
- Chairman Bledsoe** requested that the February 7, 2011 County Commission Meeting Minutes be approved and accepted.  
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to approve the minutes.  
Upon voice vote the motion **Passed** unanimously.

**(6)**  
**Comments:**  
**Agenda Items**

**Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items on the planned Agenda come forward.

**Richard Truitt** spoke in favor of approval of the Voter Confidence Act Resolution stating that citizens deserve to have a paper ballot printout to be sure their votes were cast and counted correctly and that the cost of providing the new voting machines was not prohibitive.

**Pat Hunter** spoke on the Voter Confidence Act Resolution as well stating that she also feels the voters deserve to know their votes are verifiable and that there are several bills before the Tennessee State Legislature that address funding for this program and suggests that the County investigate these initiatives for possible funding sources. She also stated that there are other initiatives whereby the State imposes unfunded mandates and suggested the Commission wasn't showing the same degree of concern for those.

**(7)**  
**Board**  
**Appointments**  
**Approved**

**Estelle Herron, Loudon County Mayor**, requested consideration and possible action on the following item:

1. Consideration of a Resolution Approving Appointments to the Following Board/Committee:

a. Loudon County E-911 Board

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Franke** to approve these appointments.

Upon voice vote the motion **Passed** with 1 dissenting vote.

**Resolution 030711-A**

b. Roane State Maintenance and Advisory Board

A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Meers** to approve these appointments.

Upon voice vote the motion **Passed** unanimously.

**Resolution 030711-B**

c. Solid Waste Disposal Commission

A **motion** was made by **Commissioner Maples** with a second by **Commissioner Miller** to approve these appointments.

Upon voice vote the motion **Passed** unanimously.

**Resolution 030711-C**

**(8)**  
**Addition of**  
**Elizabeth Way**  
**to 2011**  
**Roads List**  
**Approved**

**Loudon County Roads Commissioner, Eddie Simpson**, requested consideration and possible action on the following item:

1. Addition of Elizabeth Way to the Loudon County Roads List for 2011

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Maples** to approve this request.

Upon voice vote the motion **Passed** unanimously.

**(9)**  
**Resolution**  
**Asking TVA**  
**to Honor**  
**Commitment**  
**to Construct**  
**Access Road**  
**into**  
**Blankenship**  
**Cemetery**

**Commissioner Franke** requested consideration and possible action on the following item:

- a. A Resolution Adopted by the Loudon County Commission Asking the Tennessee Valley Authority to Honor Verbal Commitment to Construct an Access Road into Blankenship Cemetery Located in the 3<sup>rd</sup> Legislative District of Loudon County, Tennessee.

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Maples** to approve this Resolution.

Upon voice vote the motion **Passed** unanimously.

**Resolution 030711-D**

**(10)**  
**Rezoning**  
**Resolution**  
**Approved**

**Loudon County Planning and Codes Director, Russ Newman**, requested consideration and possible action on the following item:

1. A Resolution Amending the Zoning Map of Loudon County, Tennessee, pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone Approximately 3.25 Acres from C-1 (Rural Center District) to C-2 (General Commercial). Referenced by: Tax Map 84, Parcel 57.00, Located at 7274 Highway 411 South at Shuts Road, 3<sup>rd</sup> Legislative District.

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Jenkins** to approve this Resolution.

Upon voice vote the motion **Passed** unanimously.

**Resolution 030711-E**

**(11)**  
**Quality Growth**  
**Conference**  
**Announced**

**Planning and Codes Director, Russ Newman**, announced that there was going to be a regional conference on Quality Growth, sponsored by TDOT, at the Convention Center in Knoxville on March 30, 2011.

**(12)**  
**Repeal of**  
**Tennessee**  
**Voter**  
**Confidence Act**  
**Resolution**  
**Delayed Pending**  
**Response from**  
**State Legislators**

**Loudon County Commissioner, Don Miller**, requested consideration and possible action on the following item:

1. A Resolution Requesting the Repeal of the Tennessee Voter Confidence Act. **Commissioner Miller** stated that this Act requires the County to purchase new voting equipment in order to implement and that this is an unfunded mandate on the County at a time when the budget is extremely constrained. He also stated that the equipment has not been field tested. He recommended that the Commission approve forwarding the Resolution, with a cover letter from the Commission, which supports the County Election Commission, to our Representatives in Nashville requesting that the State fund this initiative and if they will not fund it, that they repeal it. He responded to Ms. Hunter's opening remarks regarding concern for other unfunded mandates stating that the counties have an organization in Nashville called the Tennessee County Services Association that lobbies on behalf of the counties and that attention is being paid to all the issues.

**Commissioner Shaver** stated that he was torn on this issue and although he has strongly opposed unfunded mandates he believes the voters should be assured that their votes are registered correctly. He stated that he agrees that the Commission should send the letter requesting State to fund the initiative but was uncomfortable with stating that if they do not fund it the Commission was requesting that it be repealed. Therefore, he would vote “no” on this recommendation.

**Commissioner Duff** stated that there were several State Legislative initiatives being considered that address this issue one of which would provide funding to local governments. He stressed that these are proposed bills and that their fate is uncertain but that they should be monitored to observe the outcome.

**Commissioner Miller’s motion** with a second by **Commissioner Maples** was to forward the Voter Confidence Act Resolution to our Representatives in Nashville with a cover letter from the Commission requesting that the State fund the initiative or, if no funding is provided, repeal it.

Upon voice vote the motion **Passed** with one dissenting vote.

**Exhibit 030711-F / Resolution 030711-G**

**Loudon County Commissioner, Harold Duff**, requested consideration of the following item:

**(13)**  
**Tennessee**  
**Legislative**  
**Update**

1. Tennessee Legislative Update

**Commissioner Duff** distributed two Tennessee Legislative update bulletins and pointed out several bills that were pending that were applicable to initiatives currently being considered by this Commission to include funding for the Voter Confidence Act and election of County School Superintendants. He also pointed out others that would impact Loudon County if approved. In conclusion he stressed that these are only proposed bills that may or may not ultimately be acted upon.

**Loudon County Budget Director, Tracy Blair**, requested consideration and possible action on the following items:

**(14)**  
**Pettway**  
**Grant**  
**Application**  
**Approved**

1. Consideration of a Recommendation to Approve Application for a \$2,000. Pettway Grant for the Lenoir City Library – no matching funds.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Maples** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, and Jenkins: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

**(15)**  
**Multi-Year**  
**Maintenance**  
**Contract**  
**For Board**  
**Of Education**  
**Approved**

2. Consideration of a Recommendation to Grant Approval to the Purchasing Director to Execute a Multi-Year Maintenance Contract for the Board of Education.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Meers** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, and Meers: (9)**

The following Commissioners voted **Nay: Shaver: (1)**

The following Commissioners were **Absent: (0)**

Thereupon the Chairman declared the motion **Passed: (9, 1, 0)**

3. Consideration of a Recommendation to Approve Amendments in the Following Funds:

**(16)**  
**Fund 131**  
**Approved**

- a. Highway Department Fund 131

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Maples** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

**Exhibit 030711-H**

**(17)**  
**Fund 141**  
**Approved**

- b. General Purpose School Fund 141

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Miller** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, and Shaver: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

**Exhibit 030711-I**

**(18)**  
**Summary**  
**Financial**  
**Statements**  
**Distributed**

**Budget Director, Tracy Blair**, requested that records reflect that the Summary Financial Statements for the month of February 2011 have been distributed.

**Exhibit 030711-J**

**(19)**  
**Notaries**  
**Approved**

**Loudon County Commissioner, David Meers**, made a **motion** with a second by **Commissioner Maples** to approve the following **Notaries: Carolyn J. Lockwood; Reta M. Leggett; Margie W. Kirkland; Mac Tobler; Clarene G. Savage; Shannon Cook; Amy Michelle Boyd; Susanne D. Anderson; and Malia D. Hodge.**

Upon voice vote the motion **Passed** unanimously.

**Exhibit 030711-K**

**(20)**  
**Comments:**  
**Non-Agenda**  
**Items**

**Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items not on the Agenda come forward.

**Richard Truitt** came forward to speak about recent comments regarding getting Loudon County schools up to “average”. It’s his opinion that the cost of educating “out-of-county” students and the lack of school zones in the County greatly contribute to the high cost of education in the county and that these should be reconsidered as part of looking at the overall problem.

**Chairman Bledsoe** asked if there were any further comments and, upon receiving none, he asked for a motion to adjourn.

**(21)**  
**Adjournment**

There being no further business, a **motion** being duly made and seconded, the March 7, 2011 County Commission Meeting stood adjourned at 7:00 p.m.

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**CHAIRMAN**

**ATTEST:**

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**COUNTY CLERK**

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**COUNTY MAYOR**