

LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

April 05, 2010

6:00 PM

HONORARY AWARD PRESENTATION

- (1)
Honorary
Award
Presented
- An Honorary Award was presented to Rhea Gormley Alexander by the Loudon County Historical Society to commemorate her extensive contribution to preserving the history and culture of Loudon County. The award was received by her husband, Earl Alexander.

PUBLIC HEARING

- (2)
Public
Hearing
- Loudon County Plans and Codes - 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 Acres of Property Located on Highway 72 South at the Southeast Intersection of Littleton Drive and Highway 72 South, Situated in the 1st Legislative District, Referenced by Tax Map 41, Part of Parcel 130.00, From R-1 Suburban Residential District to C-2, General Commercial.

REGULAR MEETING

- (3)
Opening
of Meeting
- BE IT REMEMBERED** that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 5th day of April 2010. The **Honorable Roy Bledsoe** called the meeting to order.

Commissioner Shaver opened the County Commission Meeting, led the Pledge of Allegiance to the Flag of the United States of America and gave the invocation.

- (4)
Roll Call
- Present were the following Commissioners: **Marcus, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Gardin, and Miller: (9)**
The following Commissioner was **Absent: Park: (1)**
Thereupon **Chairman Bledsoe** announced the presence of a quorum.
Present was the **Honorable Mayor Doyle Arp**.

- (5)
Agenda
Adopted
As Amended
- Chairman Bledsoe** requested that the April 5, 2010 Agenda be adopted. **Mayor Arp** requested that an item for the Public Library Fund 115 be added under the Loudon County Budget Director's presentation and announced that he would be providing an update on the storm water issue following the presentation by the Loudon County Director of Plans and Codes.
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.

(6)
Minutes for
March 1, 2010
Approved
As Amended

Chairman Bledsoe requested that the March 1, 2010 County Commission Minutes be approved and accepted.
Commissioner Miller requested two changes to the Minutes in the Mayor's Comments. Changes were acknowledged and noted.
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Gardin** to approve and accept the March 1, 2010 County Commission Minutes as amended.
Upon voice vote the motion **Passed** unanimously.

(7)
Comments:
Agenda Items

Chairman Bledsoe asked that any visitor wishing to address the Commission regarding items on the planned Agenda come forward.
Richard Truitt voiced his opposition to giving the School Board taxing authority to fund school budget requirements which is the issue in SB2938/HB3590.

Loudon County Mayor - Doyle Arp

(8)
Board
Appointments
Approved

1. Request Consideration of Approving a Resolution for Appointments to the Following Board:
a. Equalization Board
A motion was made by **Commissioner Miller** with a second by **Commissioner Meers** to approve these Appointments.
Upon voice vote the motion **Passed** unanimously.
Resolution 040510 - A

(9)
Code of
Ethics
Changes
Approved

2. Request Consideration of Approving Changes to the Loudon County Code of Ethics adopted February 5, 2007 Regarding Ethics Policy, Complaint Procedures and the Ethics Committee, Section 6.7.
A motion was made by **Commissioner Meers** with a second by **Commissioner Maples** to approve these Changes.
Upon voice vote the motion **Passed** unanimously.
Exhibit 040510 - B

(10)
Commission
On-Line
Forum
Approved

3. Request Approval of the Implementation of the Loudon County Commission On-Line Forum Concept.
A motion was made by **Commissioner Gardin** with a second by **Commissioner Miller** to approve this Implementation.
Upon voice vote the motion **Passed** unanimously.
Exhibit 040510 - C

(11)
Resolution
To Oppose
SB2938/HB3590
Approved

4. Request Consideration of Approving a Resolution to Urge the General Assembly to Oppose SB2938/HB3590.
A motion was made by **Commissioner Shaver** with a second by **Commissioner Franke** to approve this Resolution.
Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Shaver, Franke, Bledsoe, Duff, Gardin, Miller, and Marcus: (9)**
The following Commissioners voted **Nay: (0)**
The following Commissioner was **Absent: Park: (1)**
Thereupon the Chairman announced the motion **Passed: (9,0,1)**
Resolution 040510 - D

(12)
**Bicycle/
Pedestrian
Facilities On
New Fort
Loudoun
Bridge
Approved**

5. Request Consideration of Approving a Resolution by the Loudon County Commission requesting Consideration by the Tennessee Department of Transportation to Incorporate Bicycle and Pedestrian Facilities on the Highway 321/Fort Loudoun Bridge Over the Tennessee River in Loudon County, Tennessee.

Following discussion **Commissioner Franke** made a **motion** to approve this Resolution with a change which would remove the word "unduly" from paragraph four so that it reads "...such action does not delay or jeopardize the construction.....".

Commissioner Maples seconded the **motion** with the change.

Upon voice vote the motion **Passed** with two nay votes.

Resolution 040510 - E

Loudon County Plans and Codes - Russ Newman

(13)
**Rezoning
Of 3 Acres
On Hwy 72 S
Approved**

1. Request Consideration of 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 Acres of Property Located on Highway 72 South at the Southeast Intersection of Littleton Drive and Highway 72 South, Situated in the 1st Legislative District, Referenced by Tax Map 41, Part of Parcel 130.00, From R-1 Suburban Residential District to C-2, General Commercial.

A **motion** was made by **Commissioner Meers** with a second by **Commissioner Marcus** to approve this Resolution.

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

Resolution 040510 - F

Loudon County Mayor, Doyle Arp

(14)
**Storm
Water
Run-Off
Ordinance
Violations
Notification
Presented To
Commission**

Mayor Arp announced that he had recently received a letter from TDEC stating that the County was in violation of storm water runoff ordinances which could result in fines of up to \$10,000. per day if not resolved. He contacted Dale Hurst in Lenoir City to find out how they had resolved a similar situation with TDEC about six months ago. Lenoir City had enlisted the services of a consultant company, Cannon & Cannon, to guide them through the process of resolving their problems.

Mayor Arp has asked Cannon & Cannon to work with Loudon County in a similar fashion to satisfy the TDEC requirements and bring the County back into compliance. He has asked Director of Plans & Codes, Russ Newman, and Purchasing Director, Leo Bradshaw, to work directly with Cannon & Cannon Representatives on the preliminary investigation of what needs to be done. When these investigations are completed this issue will be brought back to the Commission for workshop discussions and whatever follow-on action may be required.

Loudon County Budget Director - Tracy Blair

**(15)
Tellico
Village
Library
Grant
Approved**

1. Request Consideration of a Recommendation to Approve Grant Application for Tellico Village Library - required matching funds supplied by Loudon County Library Board.

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

Upon roll call vote the following commissioners voted **Aye: Maples, Shaver, Franke Bledsoe, Duff, Gardin, Miller, Marcus, and Meers: (9)**

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

The following Commissioner was **Absent: Park (1)**

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

**(16)
Contribution
To Fire
Rescue
Grant
Approved**

2. Request Consideration of a Recommendation to Approve Contribution of \$21,310. to Loudon County Fire Rescue for required Grant match.

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

Upon roll call vote the following commissioners voted **Aye: Shaver, Franke, Bledsoe Duff, Gardin, Miller, Marcus, Meers, and Maples: (9)**

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

The following Commissioner was **Absent: Park (1)**

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

3. Request Consideration of Approving Amendments in the Following Funds:

**(17)
General
Purpose
School
Fund 141
Approved**

- a. General Purpose School Fund 141

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

Upon roll call vote the following commissioners voted **Aye: Franke, Bledsoe, Duff, Gardin, Miller, Marcus, Meers, Maples, and Shaver: (9)**

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

The following Commissioner was **Absent: Park (1)**

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

Exhibit 040510 - G

**(18)
Federal
Projects
Fund 142
Approved**

- b. Federal Projects Fund 142

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

Upon roll call vote the following commissioners voted **Aye: Bledsoe, Duff, Gardin, Miller, Marcus, Meers, Maples, Shaver, and Franke: (9)**

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

The following Commissioner was **Absent: Park (1)**

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

Exhibit 040510 - H

- (19) **Public Library Fund 115 Approved**
- c. Public Library Fund 115
- A **motion** was made by **Commissioner Duff** with a second by **Commissioner Gardin** to approve this recommendation.
- Upon roll call vote the following commissioners voted **Aye: Duff, Gardin, Miller, Marcus, Meers, Maples, Shaver, Franke, and Bledsoe: (9)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioner was **Absent: Park (1)**
- Thereupon the Chairman announced the motion **Passed: (9,0,1)**
- Exhibit 040510 - I**
- (20) **Financial Statements Distributed**
- Loudon County Budget Director, Tracy Blair**, requested that the records reflect that the Summary Financial Statements for March 2010 have been distributed.
- Exhibit 040510 - J**
- (21) **Bonds Issue Timeline Discussed**
- Commissioner Franke** asked **Ms. Blair** and **Mayor Arp** to discuss the request from the Commission to investigate the timeline for issuance of bonds for the School Building Program financing. **Mayor Arp** responded that their investigation showed about a 45 day timeline if everything went well - like clockwork - and there were no glitches. He warned, however, that the process rarely works this smoothly and the County's experience is that these types of transactions tend to take much longer than anticipated. His estimate of a reasonable timeline from the time the Commission votes on the bonds issuance until the funds would be available is approximately 2 1/2 months. General discussion continued regarding the timeline and procedures for disbursement of the funds and how to coordinate the process of going out for bids for construction with the availability of funds to support it. **Mayor Arp** advised the Commission not to sign any contracts until they were sure the funds were available, approved and in place. He noted that passing the County Budget was a critical part of this overall process and getting that done as soon as possible is very important in getting the bond issue decisions made.
- (22) **Notaries and Bond Approved**
- A **motion** was made by **Commissioner Meers** with a second by **Commissioner Maples** to approve the following **Notaries: Joanne M. Streiffert; M. Carrie Cusick; Phyllis W. Millsaps; Brenda K. Wallen; Carolyn M. Rabern; Jeanne A. Darnell; Kim Juarez Hinton; Canda Sims; Alfonso O. Marquez; Jennifer Miller; Devvin A. Howard; Brenda K. Groat; Margaret V. Fraser; and Bond: Judith D. White:**
- Upon voice vote the motion **Passed** unanimously.
- Exhibit 040510- K**
- (23) **Comments: Non-Agenda Items**
- Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items not on the Agenda come forward.
- Pat Hunter** came forward to express her concern for the health and safety of County residents regarding the intent of MTR to locate a tire recycling facility in Loudon County. She cited research she has done which she believes reveals a poor safety and disclosure of potential health hazards record by MTR. She urged the Commissioners to make the safety and health of County residents a priority concern in their deliberations on approving this facility for Loudon County.

(24)
Director
Of Schools
Report

Mr. Wayne Honeycutt, Director of Schools, provided a report to the Commission on the School Building Program and where they are in the process. He stated that he had spoken this morning with **Don Shell** of Community Tectonics regarding where they were in the process of developing the construction documents and was pleased to report that things seem to be on schedule.

Mr. Honeycutt also reported on the Race to the Top Program funds and the County's portion of the Tennessee funding received under this program. Tennessee and Delaware were the first states to receive allocations under this program with Tennessee receiving \$500. million. \$250. million went directly to the State with the remaining \$250. million being made available to the schools. About one half of that \$250. million will be divided among the top four areas - Memphis City, Davidson County, Knox County, and Hamilton County. The first unofficial estimate of what Loudon County will receive is approximately \$587,191. over a period of four years. This is about \$146,800. per year. At this point the schools don't know exactly how they can spend the money using the guidelines provided by the federal government. There are four areas cited in the guidelines but it's unclear whether all four areas must be covered or if the schools can choose which areas are their priority. He expects further guidance to be forthcoming and will be able to clarify these details in a future report. **Commissioner Marcus** asked **Mr. Honeycutt** if the Loudon County funds included Lenoir City or if they got a separate allocation and **Mr. Honeycutt** responded that Lenoir City received \$291,726. separately to spend over the four year period. **Commissioner Meers** inquired about the results of the School test scores and how that might impact the decisions and **Mr. Honeycutt** responded that the test results would probably not be available in time to be a part of these deliberations.

(25)
Mayor's
Announcements

Mayor Arp announced that the handouts provided to the Commissioners regarding Understanding County Budgets had been provided by **Commissioner Duff**.

He also announced that there would be a Household Hazardous Waste Disposal day this Saturday at the Justice Center and urged County residents to take advantage of this opportunity since it appears that there may be a future cut back in how often these types of services will be made available.

He announced that there would be a Budget Committee Meeting on Wednesday at 9 a.m. and that he expects the budget preparation for the County Government "side of the hall" to be completed at this meeting. They will then be waiting for the School Board's budget submission. **Mr. Honeycutt** responded that they should have the preliminary school budget ready by April 15th with the final documents ready by April 19th. Following these submissions, the Budget Committee will set meeting dates to further deliberate the budget. June 7th is the planned target date for completion of the County Budget. If the Commission desires a full joint workshop on the budget this can be scheduled. The **Mayor** definitely recommends a Commission Workshop meeting dedicated to Budget discussions.

Commissioner Shaver inquired about submission of the on-line forum sign-up sheets and the **Mayor** responded that they could be provided to him and he would pass them to the IT Director.

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

**(26)
Adjournment**

There being no further business, a **motion** being duly made and seconded, the April 5, 2010 County Commission Meeting stood adjourned at 7:10 p.m.

CHAIRMAN

ATTEST:

COUNTY CLERK

MAYOR