

# LOUDON COUNTY COMMISSION

August 8, 2011

6:00 pm

Courthouse Annex

## PUBLIC HEARING

1. **Loudon County Planning and Codes Director - Russ Newman**
  - A. A Resolution to Amend the Loudon County Zoning Resolution Section 5.043, R-1 Suburban Residential District, Subsection C. Uses Permitted by Special Exceptions of the Loudon County Zoning Resolution to include Agricultural Uses, Pursuant to Tennessee Code Annotated, Section 13-7-105.
  - B. A Resolution Amending the Zoning Map of Loudon County, Tennessee. Pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone 7.44 Acres from R-1 (Suburban Residential District) to A-1 (Agriculture-Forestry District), Referenced by: Tax Map 10, Parcel 104.00, Located at 5783 Highway 70 West, 5<sup>th</sup> Legislative District.
  - C. A Resolution Amending the Zoning Map of Loudon County, Tennessee. Pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone 1 Acre of Property Located at 7300 Highway 411 South, Greenback, Referenced by: Tax Map 84, Parcel 50.05 From C-1 Central Business District To C-2 Highway Commercial District, 3<sup>rd</sup> Legislative District.
  - D. A Resolution of the Loudon County Commission Accepting Dixie Meadows Drive Located off Harrison Lane into the Public Roadway System, Said Road Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.
  - E. A Resolution of the Loudon County Commission Accepting Mountain Drive B From Essex Drive to the Entrance into the Traditions of Avalon, Essex Drive, and Timberline Circle Within Avalon Subdivision Located Off Oak Chase Boulevard into the Public Roadway System, Said Road Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.

## REGULAR MEETING

1. **Opening of Meeting, Pledge of Allegiance, Invocation**
2. **Roll Call**
3. **Adoption of the Agenda - August 8, 2011**
4. **Reading and Acceptance of June 6, 2011 Commission Meeting Minutes.  
Reading and Acceptance of June 30, 2011 Special Called Meeting Minutes.**

5. **This is the time for any visitor or delegation to come forward and state the business for which he/she may wish to address concerning any item of interest on the planned agenda.**

6. **Reports of County Officials, Departments and Committees:**

**A. Loudon County Mayor – Estelle Herron**

1. Request Consideration of Approving Boards/Committees Appointments for the following:
  - a. Adult Oriented Business Board
  - b. Airport Authority
  - c. Audit Committee
  - d. Beer Board
  - e. Blair Bend Industrial Committee
  - f. Budget Committee
  - g. Capital Projects Committee
  - h. E-911 Board
  - i. Economic Development Agency Board of Directors
  - j. Financial Advisory Committee
  - k. Governmental Affairs Committee
  - l. Jail Study Committee Ad-Hoc
  - m. Litter Control Committee
  - n. Maintenance Committee
  - o. Purchasing Committee
  - p. Regional Planning Commission
  - q. Safety Committee
  - r. Salary and Benefits Committee Ad-Hoc
  - s. Senior Citizen's Executive Committee
  - t. Sheriff's Merit Services Board
  - u. Solid Waste Disposal Commission

**B. Loudon County Commissioner – Don Miller**

1. Request Consideration of Approving Sending a Letter to TVA Environmental Permits and Compliance Regarding Proposed Permanent Dam Modifications.
2. Request Consideration of Approving Sending Letters from the Air Quality Task Force to the Mayors of Loudon, Lenoir City, and Loudon County Requesting their Concurrence in Sending a Letter to Kimberly Clark Regarding Complaints about Ash Particles.
3. Request Consideration of Approving Sending a Letter to the Loudon County School Board Requesting their Reconsideration of Charging Tuition for Out-of-County Students (Excluding Children of Teachers).

**C. Loudon County Planning and Codes Director – Russ Newman**

1. A Resolution to Amend the Loudon County Zoning Resolution Section 5.043, R-1 Suburban Residential District, Subsection C. Uses Permitted by Special Exceptions of the Loudon County Zoning Resolution to include Agricultural Uses, Pursuant to Tennessee Code Annotated, Section 13-7-105.
2. A Resolution Amending the Zoning Map of Loudon County, Tennessee, Pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone 7.44 Acres from R-1 (Suburban Residential District) to A-1 (Agriculture-Forestry District), Referenced by: Tax Map 10, Parcel 104.00, Located at 5783 Highway 70 West, 5<sup>th</sup> Legislative District.
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4. A Resolution of the Loudon County Commission Accepting Dixie Meadows Drive Located off Harrison Lane into the Public Roadway System, Said Road Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.
5. A Resolution of the Loudon County Commission Accepting Mountain Drive B From Essex Drive to the Entrance into the Traditions of Avalon, Essex Drive, and Timberline Circle Within Avalon Subdivision Located Off Oak Chase Boulevard into the Public Roadway System, Said Road Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.

**D. Loudon County Budget Director – Tracy Blair**

1. Consideration of a Recommendation Regarding Employee Contributions to Health Insurance for FY2011-2012
2. Consideration of FY2011-2012 Employee Wage Increases
3. Consideration of a Request for an Additional \$17,000. for Salary Equalization in Circuit and Sessions Court
4. Consideration of a Recommendation to Approve a Multi-Year Contract with Waste Services of Tennessee

**E. Loudon County Commissioner - David Meers**

1. Request Approval of Sending a Letter to Representative Matlock Concerning a Traffic Study and Placement of a Red Light at Highway 11 and Sugarlimb Road.
2. Election of Bonds and Notaries

**7. This is the time for any visitor or delegation to come forward and state the business for which he/she may wish to address concerning any items not on the planned agenda.**

**8. Adjournment**

# LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

June 6, 2011

6:00 PM

**DRAFT**

## PUBLIC HEARING

- (1) Loudon County Planning and Codes Director – Russ Newman  
Public  
Hearing  
A Resolution to Amend Section 4.070 Swimming Pool Restrictions of the Loudon County Zoning Resolution, Pursuant to Tennessee Code Annotated, Section 13-7-105.

## REGULAR MEETING

- (2) BE IT REMEMBERED that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 6th day of June, 2011.  
Opening  
of Meeting  
The **Honorable Roy Bledsoe** called the meeting to order.  
**Commissioner Jenkins** opened the County Commission Meeting, led the Pledge of Allegiance to the Flag of the United States of America and gave the invocation.
- (3) Present were the following Commissioners: **Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**  
Roll Call  
The following Commissioners were **Absent: (0)**  
Thereupon **Chairman Bledsoe** announced the presence of a quorum.  
Present was the **Honorable Mayor Estelle Herron.**
- (4) **Chairman Bledsoe** requested that the June 6, 2011 Agenda be adopted.  
Agenda  
Adopted  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Meers** to adopt the Agenda.  
Upon voice vote the motion **Passed** unanimously.
- (5) **Chairman Bledsoe** requested that the May 2, 2011 County Commission Meeting Minutes and the May 16, 2011 Special Called Meeting Minutes be approved and accepted.  
Minutes for  
May 2, 2011 &  
May 16, 2011  
Approved  
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Maples** to approve both sets of minutes.  
Upon voice vote the motion **Passed** unanimously.
- (6) **Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items on the planned Agenda come forward.  
Comments:  
Agenda Items  
**No one** came forward.

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

(7)  
Board  
Appointments  
Approved

1. Consideration of Resolutions Approving Appointments to the Following Boards/Committees:
  - a. Board of Zoning Appeals
  - b. Equalization Board
  - c. Loudon County Library Board
  - d. Regional Library Board
  - e. Sick Leave Bank Board of Trustees
  - f. TCCA Legislative Committee
  - g. TASS Board of Directors (Loudon County)

A **motion** was made by **Commissioner Meers** with a second by **Commissioner Shaver** to vote on all of these appointments with one vote.

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

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Franke** to approve all of these Board/Committee appointments.

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

**Resolutions 060611-A-G**

(8)  
Employee  
Sick Leave  
Bank  
By-Laws  
Approved

2. Request Consideration of Approving the By-Laws for the Employees Sick Leave Bank.

**Commissioner Miller** noted the change made to this document since the Workshop Meeting to add covering "voluntary withdrawals".

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Yarbrough** to approve these By-Laws.

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

**Exhibit 060611-H**

(9)  
Establish  
Redistricting  
Committee  
Approved

3. Request Consideration of Approving a Resolution to Establish a Redistricting Committee.

**Mayor Herron** announced that she had received notice that CTAS would be meeting later in June (on the 16<sup>th</sup> or 23<sup>rd</sup>) in Knoxville and that this committee would have to meet prior to that meeting to elect officers.

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 060611-I**

**Mayor Herron** noted that she had received the following two documents from the Chamber of Commerce since the Commission Workshop Meeting and that they needed to be approved prior to the next meetings.

(10)  
Strategic  
Economic  
Development  
Plan for 2011-15  
Approved

4. Request Consideration of Approving a Resolution Adopting the Strategic Economic Development Plan for 2011-2015.

**Commissioner Shaver** asked **Mayor Herron** if this plan commits the County to any spending and she responded "no". **Commissioner Miller** requested that the **Mayor** make a request to the Chamber of Commerce that, in the future, they get this to the Commission in sufficient time for review at the Workshop Meeting prior to requiring a vote at the Commission Meeting. She agreed.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Harrelson** to approve this resolution.

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

**Resolution 060611-I**

(11)  
Affirm  
Compliance  
with Federal  
Title VI  
Regulations  
Approved

5. Request Consideration of Approving a Resolution to Affirm Compliance with Federal Title VI Regulations.

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

**Commissioner Franke** agreed with **Commissioner Miller's** comments and noted that receipt of these documents to allow Commission Workshop review applied to both these documents.

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

**Resolution 060611-K**

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

(12)  
Rezoning  
Resolution  
Approved

1. A Resolution Amend Section 4.070 Swimming Pool Restrictions of the Loudon County Zoning Resolution, Pursuant to Tennessee Code Annotated, Section 13-7-105.

A **motion** was made by **Commissioner Harrelson** with a second by **Commissioner Yarbrough** to approve this resolution.

**Commissioner Shaver** made a **motion** with a second by **Commissioner Maples** to amend this resolution by eliminating the requirement for private swimming pools to have a fence around them as the State has already done. He stated that he does not believe that the government has the right to tell a property owner what he must do on his/her own property – this is government regulation and an infringement on individual rights. **Commissioner Miller** expressed concern that eliminating this fencing requirement might subject the County to future liability if there was an accident and the Commission had ruled that a fence was not required. **Commissioner Harrelson** noted that requiring a fence would not come as a surprise to County residents – they expect this to be a requirement. **Commissioner Meers** stated that instead of looking at this as more government regulation, we should consider this a safety feature to protect County residents and families. **Commissioner Shaver** respectfully disagreed saying that this is Government regulation. **Commissioner Jenkins** felt that this is an issue that needs a common sense approach. **Commissioner Harrelson** stated that the reason the State took the action to eliminate a fencing requirement is that it adopted a requirement for an alarm system around private pools to replace the fence – they did not eliminate the requirement for a safety feature. **Russ Newman** provided more information on the State's alarm system requirement expressing his concern that an alarm system doesn't provide safety if there's no one around to hear it when it goes off – a fence provides more security. **Chairman Bledsoe** asked for a vote on the amendment - to eliminate the requirement for a fence around private pools - to the original motion.

Upon voice vote the amendment to the original motion **Failed**.

**Chairman Bledsoe** asked for a vote on the original motion.

**Commissioner Maples** expressed her view that while she understands the danger of having open pools she also understands the burdens of government regulation on the people.

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

**Resolution 060611-L**

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

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

(13)

Fund 101  
Approved

- a. County General Fund 101

A **motion** was made by **Commissioner Franke** 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 announced the motion **Passed: (10, 0, 0)**

**Exhibit 060611-M**

(14)

Fund 116  
Approved

- b. Recycling Center Fund 116

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

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

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

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

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

**Exhibit 060611-N**

(15)

Fund 122  
Approved

- c. County Drug Fund 122

**Commissioner Miller** requested that **Ms. Blair** check into whether or not this fund could be used to draw officer's salaries from. She responded that she had checked into this and that it appears that it cannot. **Commissioner Harrelson** noted that you cannot use recurring funds to pay salaries and that's what prevents the use of this fund for that purpose.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Yarbrough** 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 announced the motion **Passed: (10, 0, 0)**

**Exhibit 060611-O**

(16)

Fund 131  
Approved

- d. Highway Department Fund 131

A **motion** was made by **Commissioner Yarbrough** with a second by **Commissioner Jenkins** 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 announced the motion **Passed: (10, 0, 0)**

**Exhibit 060611-P**



(17)  
Fund 141  
Approved

e. General Purpose School Fund 141

**Commissioner Shaver** asked **Ms. Blair** if the new track surface at the High School that was approved at the recent Special Called Meeting was included in this printout. She responded that it was but that the Commission was not approving these funds twice – this document was produced prior to the Called Meeting vote.

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

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

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

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

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

**Exhibit 060611-Q**

(18)  
Fund 142  
Approved

f. School Federal Projects Fund 142

A **motion** was made by **Commissioner Harrelson** with a second by **Commissioner Jenkins** to approve this recommendation.

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

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

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

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

**Exhibit 060611-R**

(19)  
Fund 151  
Approved

g. General Debt Fund 151

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: Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, and Duff: (10)**

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

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

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

**Exhibit 060611-S**

(20)  
Fund 156  
Approved

h. Education Debt Services Fund 156

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

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

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

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

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

**Exhibit 060611-T**

(21)  
Fund 176  
Approved

i. Highway Capital Projects Fund 176

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

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

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

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

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

**Exhibit 060611-U**

(22)  
Fund 177  
Approved

j. Education Capital Projects Fund 177  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Jenkins** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman announced the motion **Passed: (10, 0, 0)**  
**Exhibit 060611-V**

(23)  
Resolution  
Amending  
Education  
Capital  
Projects  
Fund  
Approved

2. Consideration of a Recommendation to Approve a Resolution Amending the Education Capital Projects Fund.  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Shaver** 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 announced the motion **Passed: (10, 0, 0)**  
**Resolution 060611-W**

(24)  
Summary  
Financial  
Statements  
Distributed

**Budget Director, Tracy Blair**, requested that records reflect that the Summary Financial Statements for the month of May 2011 have been distributed.  
**Exhibit 060611-X**

(25)  
Notaries  
Approved

**Loudon County Commissioner, David Meers**, made a **motion** with a second by **Commissioner Maples** to approve the following **Notaries: Megan Henderson; John Michael Williams; Murray Glenn Bailey; Michelle Krise-Daly; Carrie Greene; Susanne M. Parks; Amanda Scott; Tasha M. Roberts; Sandra M. Frank; Barbara E. Tipton; Bill R. Mellon; Bridget Johnson; and Ramona M. Sutton.**  
Upon voice vote the motion **Passed** unanimously.  
**Exhibit 060611-Y**

(26)  
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 the school bond issue and the cost of educating out-of-county students in County schools. He stated that we cannot afford to spend millions of dollars on kids whose parents don't even pay taxes in our County. He also spoke about the recent presentation of the financial group for the school building program saying that they were encouraging a long-term loan for 40 years that would require our children and grandchildren to pay it off and he encouraged consideration of a 20 year loan instead.

**Jim Vreeland** also spoke about the School Building Program and his concern about how we were going to pay for it. He suggested a "head tax" on each child attending school to help offset the cost of education. He also stated that there should be a referendum on this program to allow everyone in the County to have a vote on this before proceeding with any building plans.

**Lawrence Johnson** came forward to present his concerns about what he considers the serious out-of-control problems at the County Landfill. He stated that they operate absent of any control or oversight from anyone including the public. He stated that, on the advice of their attorney, they refuse to answer any questions about their operations and deny public access to any information related to their operations. He believes they are not following regulations and may be acting illegally. He said they have \$2.3M on hand which, according to current practices, can't be spent on anything but the landfill. He suggested that some of this money could be used to help with the other financial problems the County has and urged the Commission to look into this situation.

**Pandora Vreeland** spoke about the School Building Program stating that her group has asked the County Attorney General, thru Representative Matlock, to look into whether or not it is legal to build a new \$40M high school at Greenback where there are currently only 206 students. She believes that the existing Greenback School is a good, sound, safe building that could be renovated to provide a good school for the students at a much cheaper cost. She cited that teachers there bring their own children to the school so they can't believe that it's an unsafe school or they wouldn't take their own kids there. Her group plans to put a petition together to circulate for signatures to request that a committee be formed to look at this program to come up with the right size facilities in the right locations before proceeding. She urged taking the time to do it right – slow down on raising taxes for a program that she considers overblown. She urged no PreK-12 big school at Greenback!

**Pat Hunter** spoke requesting that her comments and a copy of TCA 5-12-108 be included in the public record. She stated that, per this regulation, the Budget Committee is supposed to be holding Public Hearings to discuss budget requirements and provide a budgetary comparisons document in advance of passing the budget and 10 days prior to the beginning of the new fiscal year. She stated that the County does eventually do this but at the same time that the budget is passed – not in advance. She requested that the County abide by this law. She stated that there was no time allotted at the Budget Committee meetings for the public to speak. She also commented on **Mr. Johnson's** presentation on the Solid Waste Commission meetings and agreed with his presentation of how they are conducted. She was particularly critical of the role the Attorney plays in these meetings in preventing public disclosure. She pointed out that the Commission makes the appointments to this Board. She stated that she had witnessed the treatment of Mr. Johnson when he had attempted to get information on the Landfill's operations at these meetings and that he was treated badly. She urged the Commission to look into this matter.

**Shirley Harrison** spoke to agree with Pat Hunter's comments regarding the Budget Committee Meetings and the lack of Public Hearings and public participation.

**Pandora Vreeland** requested to speak again and **Chairman Bledsoe** responded that the speakers had already been given much more time than the required 5 minutes each and that the speakers were welcome to come back to future meetings to speak again. He thanked them for being there.

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

**(27)**  
**Adjournment**

There being no further business, a **motion** being duly made and seconded, the June 6, 2011 County Commission Meeting stood adjourned at 7:20 p.m.

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**CHAIRMAN**

**ATTEST:**

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**COUNTY CLERK**

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**COUNTY MAYOR**

**LOUDON COUNTY COMMISSION**  
**STATE OF TENNESSEE**  
**COUNTY OF LOUDON**  
June 30, 2011

**DRAFT**

**SPECIAL CALLED MEETING**

(1)  
Opening  
of Meeting

**BE IT REMEMBERED** that the Board of Commissioners of Loudon County convened in a Special Called Session in Loudon, Tennessee on the 30<sup>th</sup> day of June, 2011. The **Honorable Roy Bledsoe** called the meeting to order.

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

(2)  
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**.

(3)  
Agenda  
Adopted  
As Amended

**Chairman Bledsoe** requested that the June 30, 2011 Special Called Meeting Agenda be adopted.

**Mayor Herron** requested that the order of consideration for Items 7 and 8 in **Budget Director Blair's** presentation be reversed to comply with the Regulation that requires approval of the Appropriations Resolution before approving the Tax Levy Resolution.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Harrelson** to adopt the Agenda as amended.

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

(4)  
Comments:  
Agenda Item

**Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items on the agenda come forward and he stated the rules that would be followed in calling audience members to speak including time limitations. There were 24 people who requested to speak and each was allotted two minutes. **Mayor Herron** called audience members to the podium.

**Purchasing Director Leo Bradshaw** spoke on the County Employees Health Care changes and costs involved and described the process the County had gone through with the **Insurance Broker, Chris Wampler**, to arrive at this proposal. He stated that records show that the County Employees health insurance claims have exceeded their contributions over the past year and this would make it difficult and costly to change carriers because of the risk involved to a new carrier. This resulted in the decision to stay with the current carrier and try to find the best option that they offered. He stated that the "Plus Plan" in the proposed package was the best option because it was somewhere in the middle.

**Loudon County Sheriff, Tim Guider**, introduced **Lt. Dan Raper, Vice President of the Tennessee Fraternal Order of Police and a retired Police Officer**, to speak about the Public Safety Officer Retirement Package that allows Public Safety Officers to retire at an earlier age than currently allowed. He described the toll that the age factor takes on people in these dangerous jobs citing injuries, disabilities, and worker's compensation issues. He stated that the officer's affected would be those in the highest paying positions and their early retirement would, therefore, save some money on salaries. He also stated that the current system causes a "bridge" problem for retiring officers due to the time gap between the retirement age and the age when

they would be eligible for Social Security and this proposal would also fix that problem and put Loudon County more in-line with what surrounding counties offer their retiring officers.

**Commissioner Duff** asked the **Chairman** if the Commissioners would be allowed to ask the Lieutenant questions when this resolution came up for vote and the **Chairman** responded affirmatively.

**Linda Manhart** came forward to say that, in her experience, better schools and teachers don't result in smarter students and urged the Commission to refrain from raising taxes to pay for schools.

**Dan Manhart** described some of the issues that could require County funding in the near future and urged no tax increase for schools.

**Katie King**, a senior at Greenback School, thanked the County for her education and stated that she planned to return to the County after college and raise her family here and that she would be happy to pay her share of a tax increase when she became a property owner.

**Wayne Schnell** said that cuts are taking place at all government levels and that there are many other issues that the County will have to find money for in the near future. He stated that higher taxes will discourage new people and new businesses from moving into the County and hurt existing businesses. He stated that this is not the time to raise taxes.

**Ron Sabo** encouraged the Commissioners to "finish the race" started over five years ago and many hours have gone into a good plan that addresses the schools needs for the entire County. He urged them to not stop now.

**Richard Truitt** believes that a 15 cent tax increase would be sufficient to do the School Building Program and that pay raises and benefits for County Employees have been the past priority for funding and not the schools.

**Penny Glasgow**, a twenty year employee of the County, believes that the County Employees are serving the County well and that the Employees Health Benefits package should have been bid out to other providers to try to get a better, less costly proposal. She stated that employee contribution costs could double for some employees and she urged the Commission to delay voting on this issue tonight and force the Broker to bid this out.

**Kristina Gibbs**, a nine year employee of the County, described the services that County Employees provide and urged the Commission to postpone voting on the health benefits package and try to find a better proposal.

**Jim O'Brien** spoke about current economic conditions in the County and stated that he doesn't believe that raising taxes now is a good idea.

**Jeremy Lorenz** spoke in favor of the School Building Program invoking a quote from the movie "The Patriot" - "If we can win the war, we can change the world" stating "build new schools and find a way to change the world".

**Stephanie Viars** said that her daughter had recently competed in a National History Day Competition and had done very well and she credited the County schools for her achievement. She would like to see more kids get this opportunity and urged the Commission to invest in the County's children. She stated that the School Staffs are great!

**Nancy Paule**, a resident of Tellico Village, supported the School Building Program urging the Commission to fully fund this initiative. She spoke about conditions at Greenback School, sending high school students to other County high schools and the bussing problems this would create, the 300-student-least-number-you-can-have-in-a-school requirement and said that the requirement states that if the students are already there, they can stay, and asbestos problems that would arise in trying to renovate old buildings.

**Christy Carroll**, a teacher and mother of students, spoke about the portable classrooms and how deplorable they were but stated that classrooms inside the buildings were also deplorable being overcrowded and in very bad condition. She described trying to teach a class with surrounding room's activities noises being very interruptive to her students. She said that the students are doing the best they can under the current conditions.

**Patsi Llumbet**, a long-time County teacher (30-40 years) having taught three generations of kids, thanked the Commission for their support. She stated that this is the right time for the School Building Program saying that teachers and children have waited so long. She said that her son had pleaded with her to transfer him to Steekee School because they have a gym even though he would only have 1 hour a week to use that gym.

**Pandora Vreeland** suggested that the funding provided for rubberizing a new track recently might have been better used to replace the ceiling in a classroom that the teacher said had none. She spoke of possible future tax revenue losses from industry, the amount of square footage per student in the School Building Program, the cost of out-of-county students to the County, and a flat enrollment rate as reasons for not approving the present program.

**Ken Wahl** said that he's old and doesn't really want to pay more taxes but he spent fifty years in education and he was appalled when he visited Greenback School. He said that the kids there are great and he applauded a quote from **Commissioner Miller** that "Every kid has a right to be in a safe environment." He stated that he's very willing to pay more taxes to help the County's kids and thinks the Commission is doing a great job.

**Jeannie Pilgrim** said that she has two sons in the Navy and that she would never have let them attend the schools in Loudon County right now. She believes that education and national defense are the two most important things to support at this time. She urged the Commission to support the schools. She commented that while she's lived in Tellico Village her Village assessments have doubled but her County taxes have only gone up by \$100.

**Pat Hunter** offered some suggestions to the Commission on how to allocate County funds to address the School Building Program. She said that the portable classrooms are not at risk of becoming a problem. She stated that there are currently no firm numbers for exactly what the Greenback School will cost to build and that the Commission should wait for firm numbers before approving the program. She said that a tax increase at this time poses a big problem for people struggling with low incomes.

**James Vreeland** said that the Commission has a big burden and big decision tonight. He said that his group had brought many petitions to the Commission from people against raising taxes. He thinks the School Building Program is greatly inflated and wasteful. He suggested that the Commission "force" the School Board to be more frugal and vote against a tax increase. No wasteful spending. Make a good decision.

**Kelly Littleton**, a County school teacher for 20 years, thanked the Commission for their support and pleaded with them to pass the School Building Program for the kids in the County.

**Jason Vance, Loudon County Director of Schools**, thanked the Commission, parents, teachers, staffers, etc. for everything they've done. He said he wanted to be the voice of the students of Loudon County. He believes the children deserve better facilities and greater opportunities. He urged the Commission to not lose focus and do what's right for the kids - vote "yes" for the kids!

(5)  
Litter Grant  
Application/  
Acceptance  
For FY2011-2012  
Approved

5. **Loudon County Budget Director, Tracy Blair**, requested consideration and possible action on the following items:
- A. Consideration of a Recommendation to Approve a Resolution Authorizing Application and Acceptance of a FY 2011-2012 Litter Grant; No Matching Funds.

A **motion** was made by **Commissioner Meers** 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, 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)**

(6)  
FY2011 Special  
Assessment for  
Eaton Forest  
Approved

- B. Consideration of a Recommendation to Approve a Resolution Levying 2011 Special Assessment on Buildable Parcels for Sewer Improvements in Eaton Forest Special Sewer District.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Yarbrough** to approve this Resolution.

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

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

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

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

(7)  
Transfer Funds  
From Fund 101  
to Fund 115  
For Cash Flow  
Approved

- C. Consideration of a Recommendation to Approve a Resolution Authorizing the Transfer of Funds from County General Fund (101) to Public Libraries (115) to Provide Cash Flow.

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

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)**

(8)  
Homeland  
Security Grant  
Application  
Approved

- D. Consideration of a Recommendation to Approve a \$30,783.00 HLS Grant Application; No Matching Funds.

A **motion** was made by **Commissioner Maples** with a second by **Commissioner Jenkins** to approve this Grant Application.

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)**

(9)  
FY2011/2012  
Career Center  
Budget  
Approved

- E. Consideration of a Recommendation to Approve the FY2011-2012 Career Center Budget.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Maples** to approve this Budget.

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

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

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

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



(10)  
County General  
Fund 101  
Approved

F. Consideration of a Recommendation to Approve Fiscal Year 2010-2011 Budget Amendments by Fund.

1. County General Fund 101

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Yarbrough** to approve this Recommendation.

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

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

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

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

(11)  
Public  
Libraries  
Fund 115  
Approved

2. Public Libraries Fund 115

A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Meers** to approve this Recommendation.

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

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

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

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

(12)  
Recycling  
Center  
Fund 116  
Approved

3. Recycling Center Fund 116

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Miller** to approve this Recommendation.

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

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

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

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

(13)  
County Drug  
Fund 122  
Approved

4. County Drug Fund 122

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Yarbrough** to approve this Recommendation.

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

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

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

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

(14)  
Highway  
Department  
Fund 131  
Approved

5. Highway Department Fund 131

A **motion** was made by **Commissioner Yarbrough** with a second by **Commissioner Harrelson** to approve this Recommendation.

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

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

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

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

(15)  
General  
Purpose  
School  
Fund 141  
Approved

6. General Purpose School Fund 141

A motion was made by **Commissioner Miller** with a second by **Commissioner Duff** 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)**

(16)  
School  
Federal  
Projects  
Fund 142  
Approved

7. School 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: Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**

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

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

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

(17)  
Education  
Debt Services  
Fund 156  
Approved

8. Education Debt Services Fund 156

A motion was made by **Commissioner Shaver** with a second by **Commissioner Meers** 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)**

(18)  
General  
Capital  
Projects  
Fund 171  
Approved

9. General Capital Projects Fund 171

A motion was made by **Commissioner Shaver** with a second by **Commissioner Franke** to approve this Recommendation.

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

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

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

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

(19)  
Education  
Capital  
Projects  
Fund 177  
Approved

10. Education Capital Projects Fund 177

A motion was made by **Commissioner Meers** with a second by **Commissioner Jenkins** 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)**

(20)  
Career  
Center  
Maintenance  
Fund 357  
Approved

11. Career Center Maintenance Fund 357

A motion was made by **Commissioner Miller** with a second by **Commissioner Maples** 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)**

(21)  
Consider  
Appropriations  
Funding  
Separately  
Approved

G. Consideration of a Recommendation to Approve a Resolution Making Appropriations for the Various Funds, Departments, Institutions, Offices, and Agencies of Loudon County for the Fiscal Year Beginning July 1, 2011.

**Chairman Bledsoe** asked the Commission what their preference was regarding voting on the various appropriations. **Commissioner Miller** responded that he would prefer to vote on each fund separately as they have done in the past. **Commissioner Duff** agreed. **Chairman Bledsoe** asked **Budget Director Blair** to proceed.

(22)  
Motion to  
Include  
TCRS Benefit  
Made and  
Withdrawn

1. County General Fund 101

A motion was made by **Commissioner Shaver** with a second by **Commissioner Meers** to approve the Appropriation to this fund.

**Commissioner Jenkins** asked if this was the appropriate time to make a motion to include the TCRS Benefit Package funding in this Appropriation. Following discussion he withdrew his motion.

**Commissioner Duff** proposed an Amendment to the motion to reinstate the \$3,000. Appropriation for the Little Tennessee Valley Educational Cooperative. He stated that this was a program for children birth-age 3 with special education needs who were high risks for being left behind and this program helped them to get a good start.

**Commissioner Shaver** suggested that this amendment should be proposed when the Non-Profit Organizations were voted on later in the agenda but, following clarification from **Ms. Blair**, he stood corrected, offering apologies.

**Commissioner Maples** seconded the Amendment to the motion.

**Commissioner Shaver** stated that there are problems in supporting these types of expenditures when the Commission is having to raise taxes and he, therefore, opposes this amendment. **Commissioner Yarbrough** stated that the Budget Committee chose not to fund many expenditures in the Non-Profits to try to save money. She said that this was a very difficult area to make cuts from.

**Chairman Bledsoe** asked for a roll call vote on Amendment#1 to the motion.

Upon roll call vote the following Commissioners voted Aye: **Duff, Harrelson, Jenkins, Meers, Maples, and Bledsoe: (6)**

The following Commissioners voted Nay: **Yarbrough, Miller, Shaver, and Franke: (4)**

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

Thereupon the Chairman declared the motion Passed: **(6, 4, 0)**

**Chairman Bledsoe** asked for a vote on the original motion with one amendment.

**Commissioner Harrelson** asked again for clarification for when to request insertion of funding for the TCRS (Tennessee Consolidated Retirement System) Benefit Package.

Upon response from **Ms. Blair**, **Commissioner Jenkins** restated his previous motion to amend the original motion to include the TCRS Benefit Package funding in this Appropriation. **Commissioner Harrelson** seconded Amendment Number 2 to the motion.

**Commissioner Franke** commented that he had originally been against this proposal but has since changed his mind and will support this amendment.

**Commissioner Maples** asked if the Commissioners could ask questions of **Lieutenant Raper** and general discussion followed included **Commissioner Maples** asking how this proposal differed from what Knox County was doing to which he responded that Knox County did not participate in the TCRS program. **Commissioner Shaver** asked **Ms. Blair** how much more it would cost the County if this were approved and she responded that the net effect would be about \$37,000. or up to \$60,000.

**Commissioner Yarbrough** asked how many other counties participate in this program and **Lt. Raper** responded that he didn't know. How many employees will this effect?

(23)  
Amendment #1  
Reinstate  
Appropriation  
For Little  
Tennessee  
Valley Co-Op  
Approved

**Sheriff Guider** responded with two this year who would be eligible. **Commissioner Yarbrough** stated that she wanted to go on record as supporting the Sheriff's Department but she will have to vote against this amendment saying that if she has to cut funding from Non-Profits then she couldn't vote to fund this proposal. However, she agrees with this concept and it's a hard vote for her since she has a son who's a police officer in another area. She can't support it this year.

**Commissioner Harrelson** asked a clarification question regarding who is included in this program. It's not just Police Officers but also includes Public Safety Officers as well and the response was that this is correct - it includes both Fire and Police Officers.

**Commissioner Miller** commented that this group deserves this program given the strength and capabilities required and the toll on one's body over time. He stated that he voted against this in the Budget Committee due to financial constraints and he feels that this is not the right time to approve it but to address later.

**Commissioner Duff** stated that he recently attended classes at the Police Academy and after that experience he has decided to support this proposal.

**Commissioner Harrelson** read a **Conflict of Interest Statement** because he is an employee of Lenoir City.

**Chairman Bledsoe** asked for a **roll call vote on Amendment #2 to the motion.**

Upon roll call vote the following Commissioners voted **Aye: Harrelson, Jenkins, Meers, Maples, Franke, Bledsoe, and Duff: (7)**

The following Commissioners voted **Nay: Yarbrough, Miller, and Shaver: (3)**

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

Thereupon the Chairman declared the motion **Passed: (7, 3, 0)**

**Chairman Bledsoe** asked for a vote on the Appropriation to County General Fund 101 with two Amendments if there were no more Amendments.

**Commissioner Harrelson** asked if this was the proper time to address employee health insurance and wage increases and **Ms. Blair** responded that it was.

**Commissioner Harrelson** asked if the Commission approved the Appropriation as is, what would be included? **Ms. Blair** responded that employees would incur increases in their portion of the Health Insurance premium to achieve a 70/30 percent cost split with the County and the County would pay the 70% as a flat rate of the premium cost for FY2010-2011. Therefore, any increases in premium cost would be absorbed by the employees. The proposed plan has two options to choose from but the County contribution would remain the same no matter which plan the employee chooses. This 70/30 split would be gradually phased in over the next several years. The wages for Clerical employees would be revised as shown in the highlight document. The proposal also includes a 1.6% one-time supplemental pay out to employees not included in the Clerical Pay Scale adjustments.

**Commissioner Duff** asked why the benefits package and pay adjustments were being considered as a "package deal". **Commissioner Miller** explained the Budget Committee's approach saying that in the past the County has been absorbing increased costs in health insurance premiums until the ratio of the split is currently roughly 90/10 and this is becoming unsustainable. The Health Benefits premium increases would phase in gradually and the salary adjustments would help employees on the lower end of the pay scale with absorbing the increases. Currently the remaining workforce would get a one-time 1.6% supplemental pay out. The Budget Committee felt that a "package" approach helped to make necessary increases in health insurance premiums easier for employees to absorb.

(24)

Amendment #2  
Include TCRS  
Retirement  
Benefit Package  
Appropriation  
Approved

Lengthy debate followed with **Commissioner Maples** focusing on inequities in the salary adjustments with many employees getting large increases and others almost nothing. She stated that it was unbalanced and that the increases in insurance premiums were large and much harder on the lower paid employees. She said that employees had to have health insurance. She also stated that the first time the entire Commission had seen these proposals and been made aware of these changes was when they received their packets for this meeting three days ago.

**Commissioner Shaver** stated that the salary scale proposal was not a perfect solution but was the best compromise that the Budget Committee could achieve. He agreed that the increases would hurt the lowest paid employees most but pointed out that County taxpayers are also struggling and questions how much they should be asked to pay.

**Commissioner Franke** stated that he felt that the health insurance premium increases were not that bad and that years of service was included in the considerations for the pay adjustment scale.

**Commissioner Maples** said that the pay scale adjustments only helped about 50 people and asked what about the other 150? Discussions continued.

**Chairman Bledsoe** asked if these two items – the Health Insurance and Clerical Salaries Adjustments - could be separated from the County General Fund 101 voting and, if so, would the Commission choose to do this?

**Mayor Herron** said that the current employees' Health Insurance Plan expires on June 30<sup>th</sup> but the County has been able to get a one month extension which ends on July 31<sup>st</sup>. During further discussion, in response to a question regarding what effect removing these two items from Fund 101 voting would have on the dollar figures,

**Purchasing Director Bradshaw** said that it would depend on which plans the Commission ultimately chose and couldn't be determined at this time.

**Commissioner Harrelson** said that he had heard from several Department Heads who indicated that they would like to have been included in the discussions of these two issues and, therefore, he would like to propose **Amendment #3 to the Motion** for the Mayor to get with the Department Heads and discuss these issues a little bit more and try to come up with some better options and to delay voting on these issues tonight.

**Chairman Bledsoe** asked if he was asking for both the Clerical Salary Adjustments and the Health Benefits Package to be put off. **Commissioner Harrelson** responded "correct". **Chairman Bledsoe** restated the amendment. **Commissioner Maples** seconded the Amendment.

**Chairman Bledsoe** pointed out that there was no Commission Meeting scheduled for the month of July and asked if the Commission was willing to come back for a Special Called Meeting to resolve these issues. **Commissioner Harrelson** responded "yes".

**Purchasing Director Bradshaw** pointed out that this would be a tight schedule.

**Chairman Bledsoe** asked **Ms. Blair** if the Commission could really vote on Fund 101 Appropriations without these two items being included.

**Budget Director Blair** asked the **Chairman** what the County employees' payment for health insurance would be if this vote is delayed and what about the salary increases?

**Chairman Bledsoe** asked **County Attorney Bowman** for an opinion. **Mr. Bowman** said that he had issues with not passing the Appropriations Resolution before passing the Tax Levy Resolution.

(25)  
Amendment #3  
To Postpone  
Vote on  
Employee's  
Salary and  
Health Benefits  
Package for  
Further  
Consideration  
Proposed

**Commissioner Franke** said that he feared not passing these proposals tonight would "be throwing the employees under the bus" on their health insurance and proposed leaving both issues as they currently are for now and have the Mayor get with the Department Heads and revisit the Health Insurance Benefits Package and the Salary Scales. The County could still have new employees coming in at the 90/10 insurance cost split rate. **Commissioner Yarbrough** said that her understanding of the phasing in of the insurance premium cost split increase was that it would be 90/10 this year, 80/20 next year, and 70/30 the third year. Therefore, there wouldn't be any change in their insurance premium contribution this year anyway. **Commissioner Shaver** stated that he would like to clarify the Budget Committee's recommendation as he understood it. New employees coming in this year would come in at the 70/30 split. Existing employees would be at the 90/10 split but would absorb all future premium increases until they reached the 70/30 split - that may be reached in two years or it may take five years. He also addressed **Commissioner Harrelson's** concerns saying that if the Commission voted to approve the current insurance proposal there would be no significant impact on the employees' health insurance premium this year but it would affect future years. This additional year would give everyone the opportunity to look at other, possibly better, options and to try to come up with better proposals before additional costs would be passed on to the employees. **Commissioner Yarbrough** agreed and stated that this additional year would also provide the opportunity to look at a fair job classification scale that doesn't exist now. Job descriptions could be written, employee evaluations could be put into place and this could be a professional, organizational approach to employee management. This delay would buy some time to address all these needed changes.

Discussions continued between **Commissioner Maples** and **Commissioner Miller** regarding the fairness of the pay increases and the gap between the lower paid and higher paid employees. **Commissioner Shaver** asked **Ms. Blair** who, beyond other Department employees such as Sheriff's, Jail, Highway Department and Elected Officials, would be left receiving only the one-time 1.6% supplement. She replied Maintenance, Planning, Librarians, Animal Shelter and Recycling employees - several groups.

**Chairman Bledsoe** asked to step out of the Chair for a moment and ask for clarification. He asked "Do I understand correctly that with this proposal there would be no change to employees' Health Insurance costs this year except for the new employees?"

**Commissioner Yarbrough** responded that this was correct except that the County is currently paying 92% of the premium for the employees' health insurance and, under the new proposal, they would only pay 90% with employees paying 10%.

**Budget Director Blair** spoke to clarify what was being discussed regarding the percentages. She said that what appeared to be being discussed was that the County would pay 90% of next year's total health insurance premium but, what the Budget Committee discussed is that the County would pay 90% of the current (FY2010-2011) year's total premium amount - a flat rate - and employees would pay the difference. If insurance premiums increase this ratio would adjust accordingly and employees would absorb all the increases. Employees would also absorb all increases in Life Insurance and Dental Insurance costs.

**Chairman Bledsoe** said that the Attorney thinks that the Commission should not consider the Appropriations Resolution tonight without these issues resolved and asked how the Commission proposed to proceed.

(26)  
Previous  
Amendment #3  
Withdrawn

**Commissioner Miller** stated that the proposed delay would give the Commission and Officials more time to work on these two issues to achieve a more acceptable proposal. He suggested keeping the same status for employees' health insurance benefits and salary scales as the current FY2010-2011 rates and, during the next month or two or three revisit both issues and try to get a satisfactory solution.

**Commissioner Harrelson** asked **Attorney Bowman** if his **previous Amendment** would be automatically tabled if the Commission delayed voting on these two issues. **Attorney Bowman** responded that since the motion had not been restated by the Chairman, the Commissioner had the right to withdraw it. **Commissioner Harrelson** stated that, on this recommendation, he was **withdrawing his Amendment to the Motion**. **Chairman Bledsoe** announced that **Commissioner Harrelson** had **withdrawn his Amendment**.

**Commissioner Miller** asked to clarify his previous statement. He said that the contentious issue was the current employee health insurance cost with the split increase proposed and that he did not intend for his previous suggestions to affect the phasing in ratio of County/Employee split. That would remain in effect for new employees. **Mayor Herron** responded that this was Basic Coverage. **Commissioner Duff** asked the **Chairman** if this Basic Coverage was what the employees have had this year. **Commissioner Miller** responded "yes". **Commissioner Duff** asked **Commissioner Miller** if he had put his proposal in the form of a motion.

**Chairman Bledsoe** stated that there was still a **motion** on the floor. **Commissioner Duff** stated that the Commission finds itself in this situation all too often with being forced to vote on things with the clock running out and they should do better than this. **Commissioner Miller** restated his position that he doesn't believe the Commission has to make a decision tonight on the salary increases and on the split between the County and the employees on the health insurance premiums. He doesn't think there's a deadline on these issues. He believes there is a deadline on accepting the Health Insurance Basic and Plus Plans to maintain coverage for employees.

(27)  
Amendment #3  
To Postpone  
Vote On  
Employee's  
Salary and  
Health Benefits  
Package for  
Further  
Consideration  
Re-Proposed

**Commissioner Yarbrough** said that the point was that the Budget Committee had 13 meetings with great collaboration and had brought their recommendations to the Commission earlier in the week and no one raised any issues. Now, tonight, at the last minute, there are issues. She stated that she didn't think this was right.

**Commissioner Maples** addressed the **Chairman** stating that if **Commissioner Miller** would **make his recommendation a motion she would be glad to second it**. And, in response to previous comments she stated that if the Commissioners can't change their minds after learning new information on a subject that they didn't previously have that takes away what their freedom is all about and they need to be able to do what they think is best and so be it if they change their minds.

**Commissioner Duff** stated that it's possible that there needs to more communication concerning what the Budget Committee is recommending ahead of time. This was applauded by listeners.

**Commissioner Miller** stated that he still supported what the Budget Committee had recommended and believed the Commission had plenty of opportunity to learn what they were doing. He said it was unfortunate that these issues had come up at the last minute so he was reluctantly **making a motion** just to move things along. He **moved that the Commission amend Fund 101 in the Appropriations Resolution so that the Health Insurance cost split between the County and Employees remains the same as the FY2010/2011 Budget and also move that the Commission do nothing about salary increases tonight and that both of these issues be revisited by the Mayor and Department Heads and Commissioners as quickly as possible and for the next month or two if possible**.



General discussion followed between **Commissioner Miller, Purchasing Director Bradshaw, and Mayor Herron**, with **Commissioner Harrelson** asking a clarification question, considering the impact of approval of this motion with the ultimate conclusion that this could be done. **Budget Director Blair** asked for clarification: "Are you saying that the Appropriations Resolution reflect no wage increases for County employees and that the amount the employee contributes to health insurance would remain the same as it is and that the County would pay the balance?"

**Commissioner Miller** responded "yes" with the idea that this is strictly temporary and would be resolved in the next few weeks to allow more time to think about it and to study and learn.

**Chairman Bledsoe** asked **Commissioner Miller** to restate his motion. He replied that he wasn't sure he could. The Clerk asked **Commissioner Miller** if he would like her to read what she had to see if it was correct and he replied affirmatively.

"You made a motion to amend the Fund 101 Appropriation so that the health insurance cost split between the County and employees would remain the same as the 2010/11 split and that the salary increases for employees would be delayed for reconsideration at the same time you revisit the health insurance issue. Is that correct?" **Commissioner Miller** responded "yes".

**Chairman Bledsoe** stated that **Commissioner Maples** had seconded the motion. **Commissioner Shaver** asked **Commissioner Miller** if he was including, in taking the salary issue off the table, the clerical scale and the 1.6% increase both off the table - 0 across the board? **Commissioner Miller** responded "yes" - he felt everything should be revisited as a package. **Commissioner Harrelson** said that hopefully this was very temporary to allow time to come up with something very soon - no promises - but they would try.

**Commissioner Franke** asked to provide an alternate to **Commissioner Miller's** motion. He would alter the motion to add the new hires would be coming in at the 70/30 cost split - the motion would remain the same but add this to the end.

**Chairman Bledsoe** asked **Commissioner Franke** if he would be satisfied if **Commissioner Miller** included this in his motion and **Commissioner Franke** said that this was fine. The Clerk restated the end of the motion: "salary increases for employees would be delayed for reconsideration at the same time as they revisit the health insurance issue with new employees hiring at the 70/30 County/employee cost split".

**Commissioner Maples** stated that she was happy to second this also.

**Chairman Bledsoe** asked for a roll call vote on Amendment #3 to the motion.

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

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

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

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

**Chairman Bledsoe** asked for a roll call vote on the Original Motion with 3 Amendments.

A motion was made by **Commissioner Miller** with a second by **Commissioner Shaver** to Approve the County General Fund 101 Appropriation with Amendments. **Commissioner Duff** read a Conflict of Interest Statement since he is a part-time employee of the Sheriff's Department.

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

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

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

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

**(28)**  
Amendment #3  
to Fund 101  
Appropriation -  
Current Employee  
Health Insurance  
Premium Cost  
Split Remains  
Unchanged and  
Salary Increases  
Delayed for  
Further  
Consideration of  
Both Issues - With  
New Employees  
Coming in at the  
70/30 Health  
Insurance  
Premium Cost  
Split  
Approved

**(29)**  
County General  
Fund 101  
Appropriation  
With Three  
Amendments  
Approved



(30)  
Law Library  
Fund 114  
Appropriation  
Approved

2. Law Library Fund 114

A **motion** was made by **Commissioner Harrelson** with a second by **Commissioner Franke** to approve the Appropriation to this fund.  
Upon roll call vote the following Commissioners voted **Aye: Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(31)  
Public  
Library  
Fund 115  
Appropriation  
Approved

3. Public Library Fund 115

A **motion** was made by **Commissioner Yarbrough** with a second by **Commissioner Jenkins** to approve the Appropriation to this fund.  
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)**

(32)  
Solid Waste  
Sanitization  
Fund 116  
Appropriation  
Approved

4. Solid Waste Sanitization Fund 116

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Miller** to approve the Appropriation to this fund.  
Upon roll call vote the following Commissioners voted **Aye: Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(33)  
Industrial  
Economic  
Development  
Fund 119  
Appropriation  
Approved

5. Industrial Economic Development Fund 119

A **motion** was made by **Commissioner Meers** with a second by **Commissioner Jenkins** to approve the Appropriation to this fund.  
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)**

(34)  
Drug  
Control  
Fund 122  
Appropriation  
Approved

6. Drug Control Fund 122

A **motion** was made by **Commissioner Yarbrough** with a second by **Commissioner Maples** to approve the Appropriation to this fund.  
Upon roll call vote the following Commissioners voted **Aye: Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, and Meers: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(35)  
Other  
Special  
Revenue  
Fund 128  
Appropriation  
Approved

7. Other Special Revenue Fund 128

A **motion** was made by **Commissioner Maples** with a second by **Commissioner Franke** to approve the Appropriation to this fund.  
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)**

(36)  
Highway/  
Public Works  
Fund 131  
Appropriation  
Approved

8. Highway/Public Works Fund 131

A motion was made by **Commissioner Duff** with a second by **Commissioner Harrelson** to approve the Appropriation to this fund.

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)**

(37)  
General  
Purpose  
School  
Fund 141  
Appropriation  
Approved

9. General Purpose School Fund 141

A motion was made by **Commissioner Duff** with a second by **Commissioner Maples** to approve the Appropriation to this fund.

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

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

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

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

(38)  
School  
Federal  
Projects  
Fund 142  
Appropriation  
Approved

10. School Federal Projects Fund 142

A motion was made by **Commissioner Franke** with a second by **Commissioner Shaver** to approve the Appropriation to this fund.

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

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

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

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

(39)  
School  
Food Services  
Fund 143  
Appropriation  
Approved

11. School Food Services Fund 143

A motion was made by **Commissioner Jenkins** with a second by **Commissioner Duff** to approve the Appropriation to this fund.

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

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

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

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

(40)  
General  
Debt Services  
Fund 151  
Appropriation  
Approved

12. General Debt Services Fund 151

A motion was made by **Commissioner Miller** with a second by **Commissioner Shaver** to approve the Appropriation to this fund.

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

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

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

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

(41)  
Education  
Debt Services  
Fund 156  
Appropriation  
Approved

13. Education Debt Services Fund 156

A motion was made by **Commissioner Shaver** with a second by **Commissioner Franke** to approve the Appropriation to this fund.

Upon roll call vote the following Commissioners voted **Aye: Miller, Jenkins, Shaver, Franke, Bledsoe, Duff, Yarbrough, and Harrelson: (8)**

The following Commissioners voted **Nay: Meers, and Maples: (2)**

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

Thereupon the Chairman declared the motion **Passed: (8, 2, 0)**

(42)  
General  
Capital  
Projects  
Fund 171  
Appropriation  
Approved

14. General Capital Projects Fund 171

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

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

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

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

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

(43)  
Highway  
Capital  
Projects  
Fund 176  
Appropriation  
Approved

15. Highway Capital Projects Fund 176

A motion was made by **Commissioner Duff** with a second by **Commissioner Yarbrough** to approve the Appropriation to this fund.

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)**

(44)  
Education  
Capital  
Projects  
Fund 177  
Appropriation  
Approved

16. Education Capital Projects Fund 177

A motion was made by **Commissioner Shaver** with a second by **Commissioner Miller** to approve that there are no Appropriations in this fund.

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

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

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

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

**Chairman Bledsoe** asked for a roll call vote on the entire Appropriations Resolution as Amended.

(45)  
Appropriations  
Resolution  
As Amended  
Approved

A motion was made by **Commissioner Miller** with a second by **Commissioner Shaver** to approve the Appropriations Resolution with Amendments.

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)**

(46)  
Consider  
Tax Levy  
Items  
Separately  
Approved

H. Consideration of a Recommendation to Approve a Resolution Fixing the Tax Levy in Loudon County for the Fiscal Year Beginning July 1, 2011.

**Budget Director Blair** presented the Budget Committee's proposal for the Tax Levy for FY2011-2012.

**Commissioner Shaver** made a motion with a second by **Commissioner Duff** to consider each item in the Tax Levy separately.

**Chairman Bledsoe** asked for a roll call vote on this motion.

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

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

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

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

(47)  
County  
General  
Fund 101  
Tax Levy  
Approved

1. County General Fund 101

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Harrelson** to approve the tax levy of 0.4223 for this fund.  
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)**

(48)  
Public  
Library  
Fund 115  
Tax Levy  
Approved

2. Public Library Fund 115

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Jenkins** to approve the tax levy of 0.0150 for this fund.  
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)**

(49)  
Highway/  
Public Works  
Fund 131  
Tax Levy  
Approved

3. Highway/Public Works Fund 131

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Yarbrough** to approve the tax levy of 0.0300 for this fund.  
Upon roll call vote the following Commissioners voted **Aye: Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, and Franke: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(50)  
General  
Purpose  
School  
Fund 141  
Tax Levy  
Approved

4. General Purpose School Fund 141

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Franke** to approve the tax levy of 0.8800 for this fund.  
Upon roll call vote the following Commissioners voted **Aye: Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, and Bledsoe: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(51)  
General  
Debt Services  
Fund 151  
Tax Levy  
Approved

5. General Debt Services Fund 151

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Miller** to approve the tax levy of 0.0650 for this fund.  
Upon roll call vote the following Commissioners voted **Aye: Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, and Duff: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(52)  
General  
Capital  
Projects  
Fund 171  
Tax Levy  
Approved

6. General Capital Projects Fund 171

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to approve the tax levy of 0.0150 for this fund.  
Upon roll call vote the following Commissioners voted **Aye: Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, and Yarbrough: (10)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioners were **Absent: (0)**  
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(53)  
Highway  
Capital  
Projects  
Fund 176  
Tax Levy  
Approved

7. Highway Capital Projects Fund 176

A motion was made by **Commissioner Yarbrough** with a second by **Commissioner Shaver** to approve the tax levy of 0.0175 for this fund.

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

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

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

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

(54)  
Education  
Debt Services  
Fund 156  
Tax Levy -  
Amendment  
Proposed

8. Education Debt Services Fund 156

A motion was made by **Commissioner Franke** with a second by **Commissioner Yarbrough** to approve the tax levy of 0.3421 for this fund.

**Commissioner Harrelson** said that he would like to make an amendment to the motion that instead of a 20 cent tax increase for this fund he would like to put a 16 cent increase into Phase 1 and lock the other 4 cents into Phase 2 to start saving for Phase 2 now for the future.

**Commissioner Duff** seconded the motion.

**Commissioner Yarbrough** requested that **Commissioner Harrelson** withdraw his motion to amend so that the Commission would not be "caught tight" for Phase 1 and any remaining pennies after Phase 1 would be kept in this fund for school planning.

**Commissioner Franke** stated that **Commissioner Miller** had put together a chart that showed there would be a Fund surplus in future years and this surplus funding could be kept in this Fund and put toward Phase 2.

**Commissioner Miller** stated that he felt that this motion limited the Commission's flexibility and feels that they need to stay flexible because they don't yet know what Phase 2 will cost. In the meantime they may need money for a new jail before Phase 2 - they've seen nothing on this yet - and they need to refrain from designating funds in advance for specific purposes. It limits their flexibility. They don't really know what Phase 1 will cost yet.

**Commissioner Harrelson** stated that the Public says the Commission needs to plan and he was trying to represent his people all of whom know he's a big advocate for schools. He has to be a supporter of completing Phase 2 because it includes a school in the north end of the County which he represents.

**Commissioner Yarbrough** stated that she also believes in total school planning but she wants a different kind of practice. She said that they need to plan ahead for projects and when one is needed the funding for that project should be kept appropriately designated for that project and not be moved around from fund to fund. She believes that when the Commission tells the citizens they're designating funding for a specific project they should stick to that commitment - honor their commitment - and not move money into other purposes.

**Commissioner Franke** stated that the extra money in this Fund last year was used for employee pay raises and he wanted to fence this money into this Fund so that no one could touch it except for these school projects.

**Commissioner Harrelson** said that he was all for that!

**Commissioner Miller** believes it depends on what the future brings up and the County may be forced to build a new jail or other projects. He questions what if this happens 1 or 2 years from now and the Commission is unable to use funds as needed?

**Commissioner Harrelson** stated he wants to divide the money up 16 cents for Phase 1 and 4 cents for Phase 2 but, if the vote tonight is for the 20 cents, he won't even consider moving money designated for this program to another purpose in the future.

(55)  
Amendment  
Failed

**Chairman Bledsoe** asked for a roll call vote on the **Amendment to put 16 cents into Phase 1 and 4 cents into Phase 2 of the School Building Program.**

Upon roll call vote the following Commissioners voted **Aye: Duff, Harrelson: (2)**

The following Commissioners voted **Nay: Meers, Maples, Shaver, Franke, Bledsoe, Yarbrough, Miller, and Jenkins (8)**

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

Thereupon the Chairman declared the motion **Failed: (2, 8, 0)**

**Chairman Bledsoe** asked for a roll call vote on the **Education Debt Services Fund Tax Levy.**

Comments were made by Commissioners as they cast their votes as follows:

**Commissioner Shaver** stated that he thought long and hard before casting his "no" vote tonight. He believes the County needs to go back to the drawing board. He fears how this money will be spent and he thanked the School Board for the budget constraint shown this year. He thinks everyone's now ready to start thinking about what they "have to have" versus "what they want".

**Commissioner Franke** explained his "yes" vote saying that the County has been working for 9 years on this issue and that it was time to move forward - if not now, when? - and he was happy to vote "yea".

**Commissioner Duff** had prepared comments regarding the value of education and the desire to give the County's children the best possible start in life. He stated that he was frustrated by the woefully sub-standard schools in some of the areas and feels that this is a very necessary purpose for the tax dollars.

**Commissioner Yarbrough** thanked all the citizens for their input and opinions and stated that she was voting for the kids of Loudon County.

**Commissioner Harrelson** stated that he asked for the Amendment to the proposal to represent the people of Lenoir City but that everyone knows that he's a big advocate for the schools.

**Commissioner Miller** said that he had a very divided constituency in his district and that his position of casting the deciding vote tonight was very similar to one he found himself in many years ago. He said this was a very defining vote and an important decision that had gone on for 6 years and that it was time to do something for the kids of the County.

Upon roll call vote the following Commissioners voted **Aye: Jenkins, Franke, Duff, Yarbrough, Harrelson, and Miller: (6)**

The following Commissioners voted **Nay: Meers, Maples, Shaver, and Bledsoe: (4)**

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

Thereupon the Chairman declared the motion **Passed: (6, 4, 0)**

(56)  
Education  
Debt Services  
Fund 156  
Tax Levy  
Approved

I. Consideration of a Recommendation to Approve a Resolution Making Appropriations to Non-Profit Organizations.

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

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

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

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

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

(57)  
Appropriations  
To Non-Profit  
Organizations  
Approved

**(58)**  
**Optional**  
**Retirement**  
**Benefit**  
**Improvement**  
**Package For**  
**Public Safety**  
**Officers**  
**Approved**

J. Consideration of Approval of a Resolution to Establish an Optional Retirement Benefit Improvement Package for Public Safety Officers. A motion was made by **Commissioner Jenkins** with a second by **Commissioner Maples** to approve this Resolution. Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Franke, Bledsoe, Duff, Harrelson, Yarbrough, Miller, and Jenkins: (9)** The following Commissioner voted **Nay: Shaver: (1)** The following Commissioners were **Absent: (0)** Thereupon the Chairman declared the motion **Passed: (9, 1, 0)**

**(59)**  
**Adjournment**

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

**Commissioner Duff** requested that the Commission recognize outgoing Director of Schools Wayne Honeycutt, in the audience, for his years of service.

There being no further business, a **motion** being duly made and seconded, the June 30, 2011 Special Called Meeting stood adjourned at 9:30 p.m.

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**CHAIRMAN**

**ATTEST:**

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**COUNTY CLERK**

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**COUNTY MAYOR**

**A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER SEVEN, §13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE 1 ACRE OF PROPERTY LOCATED AT 7300 HIGHWAY 411 SOUTH, GREENBACK REFERENCED BY: TAX MAP 84, PARCEL 50.05 FROM C-1 RURAL CENTER DISTRICT TO C-2 GENERAL COMMERCIAL DISTRICT, 3<sup>rd</sup> LEGISLATIVE DISTRICT.**

**WHEREAS**, the Loudon County Commission, in accordance with Chapter Seven, §13-7-105 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 Regional Planning Commission has forwarded a recommendation regarding the amendment to the Zoning Map of Loudon County, Tennessee, and

**WHEREAS**, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on July 24/25, 2011 consistent with the provisions of Tennessee Code Annotated, §13-7-105,

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

Rezone 1 acre of property located at 7300 Highway 411 South, Greenback. Referenced by: Tax Map 84, Parcel 50.05 be rezoned from C-1 Rural Center District to C-2 General Commercial District, 3<sup>rd</sup> Legislative District

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

\_\_\_\_\_  
ATTEST


\_\_\_\_\_  
LOUDON COUNTY CHAIRMAN  
DATE: \_\_\_\_\_

\_\_\_\_\_  
APPROVED: LOUDON COUNTY MAYOR

The votes on the question of approval of this Resolution by the Planning Commission are as follows:

APPROVED: 9

DISAPPROVED: 0



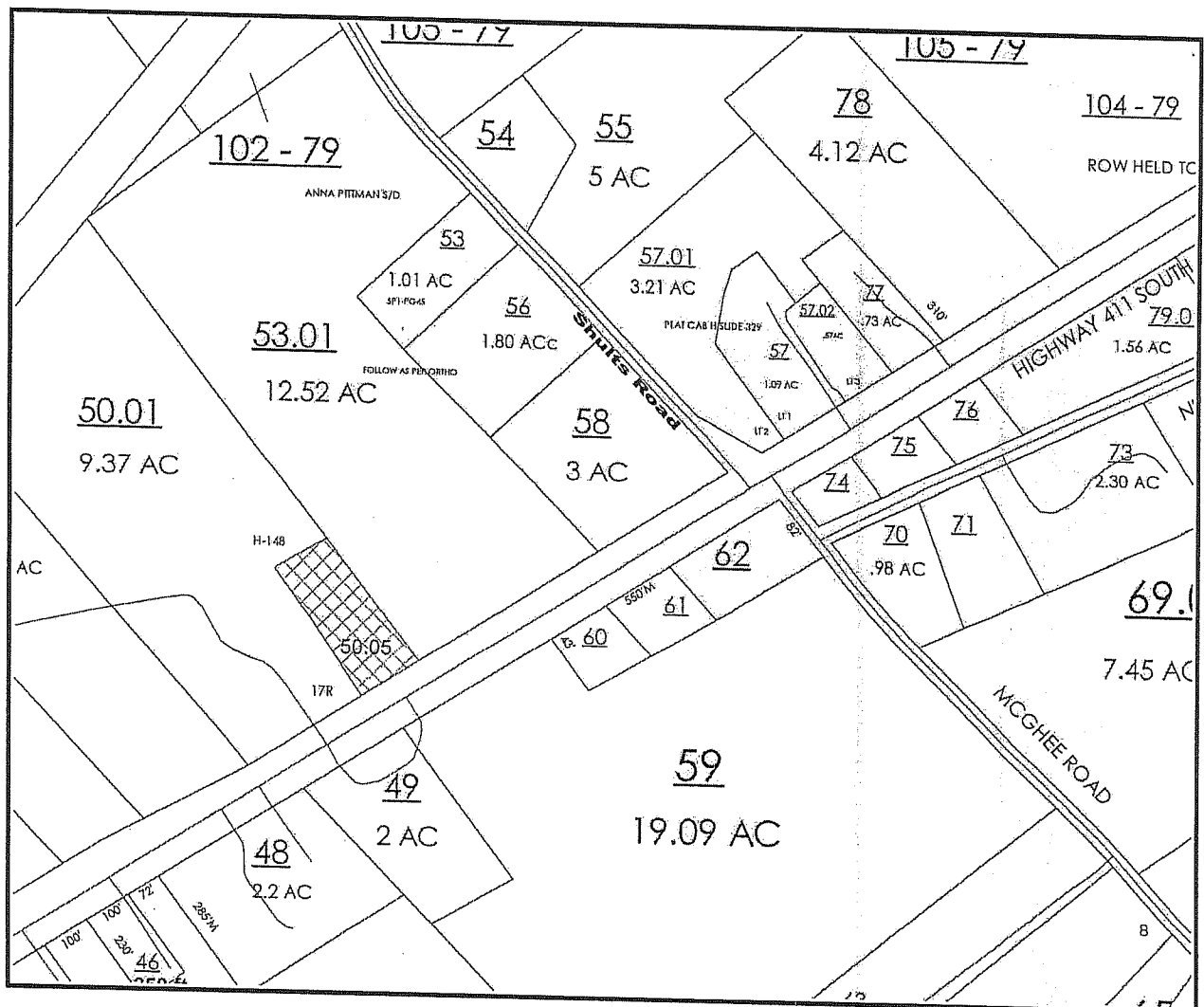
\_\_\_\_\_  
ATTEST: SECRETARY LOUDON COUNTY  
REGIONAL PLANNING COMMISSION

Dated: July 19, 2011

FILE # [11-06-47-RZ-CO]



Rezone 1 acre of property located at 7300 Highway 411 South, Greenback. Referenced by: Tax Map 84, Parcel 50.05 be rezoned from C-1 Rural Center District to C-2 General Commercial District, 3<sup>rd</sup> Legislative District



**LOUDON COUNTY COMMISSION**

**RESOLUTION 080811-**

**RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR  
COMMITTEE APPOINTMENT BY COUNTY MAYOR**

*WHEREAS*, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Mayor has authority to make certain committee and board appointments; and

*WHEREAS*, appointments are necessary and/or desirable at this time; and

*WHEREAS*, the County Mayor appoints the following as members of

**LOUDON COUNTY AD-HOC  
SALARY & BENEFIT COMMITTEE**

<b><u>Appointee</u></b>		<b><u>Term Expiration</u></b>
Bob Franke	Commissioner	August 31, 2012
Don Miller	Commissioner	August 31, 2012
Austin Shaver	Commissioner	August 31, 2012
Sharon Yarbrough	Commissioner	August 31, 2012
Estelle Herron	Mayor	August 31, 2012
Tammy Reynolds	Employee Benefits	August 31, 2012
Lisa Niles	Circuit Court Clerk	August 31, 2012
Darlene Russell	County Court Clerk	August 31, 2012
Leo Bradshaw	Purchasing Director	August 31, 2012
Penny Glasgow	Session Court Deputy	August 31, 2012
George Miller	Trustee	August 31, 2012
Tracie Littleton	Register of Deeds	August 31, 2012

*NOW, THEREFORE, BE IT RESOLVED* that the Loudon County Commission, meeting in regular session assembled this 8<sup>th</sup> day of August, 2011, hereby approves or acknowledges (as appropriate), the said appointments.

\_\_\_\_\_  
COUNTY CHAIRMAN

ATTEST:

\_\_\_\_\_  
COUNTY CLERK

\_\_\_\_\_  
COUNTY MAYOR

LOUDON COUNTY COMMISSION

RESOLUTION 080811-

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR  
COMMITTEE APPOINTMENT BY COUNTY MAYOR

*WHEREAS*, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Mayor has authority to make certain committee and board appointments; and

*WHEREAS*, an appointment is necessary and/or desirable at this time; and

*WHEREAS*, the County Mayor appoints the following as a member of the

**LOUDON COUNTY SOLID  
WASTE DISPOSAL COMMISSION**

<u>Appointee</u>	<u>Term Expiration</u>
<b><u>Panel A</u></b>	
Ted Sitzlar	March 2014
Jim Akins (Lenoir City)	March 2014
Robert Harrison (Loudon)	March 2014

*NOW, THEREFORE, BE IT RESOLVED* that the Loudon County Commission meeting in regular session assembled this 8th day of August, 2011 hereby approves and acknowledges (as appropriate), the said appointment.

\_\_\_\_\_  
COUNTY CHAIRMAN

ATTEST:

\_\_\_\_\_  
COUNTY CLERK

\_\_\_\_\_  
COUNTY MAYOR

The remaining members and their continuing expiration terms for said board or committee are as follows:

<u>Appointee</u>	<u>Term Expiration</u>
<b><u>Panel B</u></b>	
John D. Watkins	April 2012
Bill Waldrop	April 2012
<b><u>Panel C</u></b>	
Steve Field	March 2013
Aprell Patterson	March 2013

# Loudon County Commission

Brian Jenkins, 1st District  
David Meers, 1st District  
Austin Shaver, 2nd District  
Earlena Maples, 2nd District  
Bob Franke, 3rd District



Roy Bledsoe, 4th District  
Harold Duff, 5th District  
Sharon Yarbrough, 5th District  
Stephen Harrelson, 6th District  
Don Miller, 7th District

100 River Road #106  
Loudon, TN 37774  
Phone: (865) 458-4664  
Fax: (865) 458-1784

298 Cheestana Way  
Loudon, Tn 37774

July 29, 2011

Mr. Kenneth P. Parr  
Environmental Permits and Compliance  
Tennessee Valley Authority  
1101 Market Street (LP 5U)  
Chattanooga, TN 37402-2801

Dear Mr. Parr:

Attached are my comments, questions, and concerns regarding TVA's proposed permanent dam modifications.

I appreciated the opportunity to attend the July 26 Open House sponsored by TVA in Lenoir City. While the Open House provided useful information about the project, it did not really fulfill the need for a public meeting. In a public meeting TVA would make a presentation to the audience and there would then be a Q&A period which would provide the audience, as a group, with an opportunity to have an open dialogue with TVA.

Considering the significant impact the project can have on the local area and the controversial nature of the project, I would also encourage TVA to develop an Environmental Impact Statement.

Sincerely,

Don Miller

Loudon County Commissioner

cc: Senator Bob Corker  
Senator Lamar Alexander  
Congressman Jimmy Duncan  
State Senator Randy Mc Nally  
State Representative Jimmy Matlock  
Mayor Estelle Herron

bcc: County Commission  
Tellico Village POA President  
Tellico Village POA General Manager  
Tellico Village HOA President  
John Jacobs  
Dennis Stanczuk

TVA PROPOSED PERMANENT DAM MODIFICATIONS  
QUESTIONS/COMMENTS -- 7/29/11

- What is the probability that the Probable Maximum Flood (PMF) determined by TVA will occur?? (e.g. once in a 100,000 years, once in a million years, or greater??)
- How does this compare to the probability of other catastrophic events?? (e.g. a meteor strike, a 7+ earthquake, airplane crash, etc. etc.)
- Should not a probabilistic model (rather than the deterministic model used by TVA) be used to assess the PMF??
  - It seems to me that a range of PMF's and associated probabilities should be determined
  - Then the appropriate PMF should be selected based on a considered judgment of what is an acceptable risk (i.e. reasonable probability) relative to the costs of mitigating that risk
- I worked in the oil industry for many years. We handle many hazardous materials and therefore personnel, public and operational safety is a major consideration
  - However, nothing can ever be 100 percent safe
  - So it becomes necessary to understand the probabilities (risks) associated with various incidents and the remedies required to mitigate those incidents
  - Once one understands the probabilities and the costs associated with the remedies, then one can select the appropriate remedy based on a judgment of what is an acceptable risk
- If the Nuclear Regulatory Commission (NRC) specifies the model to be used for determining the PMF, TVA should advocate calculating probabilities for various scenarios so a decision can be made based on a judgment of acceptable risk --- rather than somewhat arbitrarily selecting the PMF
- The PMF that TVA is using is over 7 times the maximum flow rate observed in our system over the past 100 years. This seems overly conservative
  - The maximum flow rate was measured at Chattanooga where one would expect it to be higher than the Knoxville area as a result of other rivers and streams running into the Tennessee River.
- What is the probability of a PMF that would not require the use of sand baskets??
- Based on flooding that occurred recently in Middle and West Tennessee, it is natural to be concerned about the possibility of flooding and the effects of flooding in our area

- If the precipitation that caused the recent Nashville flood were to occur in our area, what levels would Tellico/Ft. Loudoun Lakes reach and how does this compare with the levels predicted using the PMF that TVA has determined??
- If the primary objective of the sand baskets (or some other more permanent installation) is to protect downstream nuclear power plants, would it not make more sense to install facilities (berms, walls, etc.) directly at the power plants??
- It would certainly be safer (i.e. lower risk) and possibly cheaper.
- Since this is a project that will have a significant effect on the local area and economy and is very controversial, TVA should prepare an Environmental Impact Statement (EIS)
- The environmental impact of the sand baskets should be part of the EIS
- That is, the sand baskets should not be considered as pre-existing conditions at the dams

### Why Do We Care??

- The overly conservative PMF being used by TVA would result in most lake front buildings being flooded up to at least the second story
- When people and businesses understand this, it will have a very negative effect on property values and an adverse effect on the future economic development of Loudon County
- Also the sandbags detract from the natural beauty of the area, which is one of the reasons that businesses and people move here
- This project will cost TVA rate payers millions of dollars which may not be really necessary

Don Miller  
Loudon County Commissioner  
District 7

# *Loudon County Air Quality Task Force*



July 28, 2011

Mayor Judy McGill Keller  
City of Loudon  
201 Alma Place  
Loudon, TN 37774

Mayor Tony Aikens  
City of Lenoir City  
600 E. Broadway  
Lenoir City, TN 37772

Mayor Estelle Heron  
Loudon County  
100 River Road  
Loudon, TN 37774

Dear Mayors,

At our last meeting of the Loudon County Air Quality Task Force, we received another complaint regarding ash particles purported to be from Kimberly Clark's Loudon facility. Over the past several years, we have received numerous complaints of this nature.

With your approval, we wish to send the attached letter to Mike Smith, Mill Manager, encouraging the company to resolve these issues once and for all. Thank you for considering this request.

Sincerely,

Loudon County Air Quality Task Force  
Mike Crosby, Chairman  
Loudon, TN 37774

865-408-0316

Copy to:

Loudon County Commission, Lenoir City Council, and City of Loudon Council  
Loudon County Air Quality Task Force



# *Loudon County Air Quality Task Force*



DRAFT FOR APPROVAL

July 28, 2011

Mr. Michael Smith  
Mill Manager  
Loudon Mill  
Kimberly Clark Corporation  
Loudon, TN 37774

Dear Mr. Smith:

At our July 27<sup>th</sup> Loudon County Air Quality Task Force Meeting, we received yet another complaint regarding ash particles purported to have come from your facility boiler operation. Mr. Mark Ludwig presented numerous pictures of ash particles on his vehicle and a log of 13 instances this year when this occurred and he contacted your facility to complain.

Mr. Bryan Crawford, who represents Kimberly Clark on the Task Force, explained that you were well aware of the issue and were evaluating steps to correct this situation. The Task Force understands and appreciates that your company has made several improvements in your boiler operation over the past several years. Unfortunately, it appears that more needs to be done to solve this issue once and for all.

Your company's efforts to assure that Kimberly Clark is a good neighbor to our residents will be most appreciated.

Mike Crosby  
Chairman, Loudon County Air Quality Task Force  
Loudon, TN 37774  
865-408-0316

Copy to:  
Mayors of Loudon County, City of Loudon, and Lenoir City  
Loudon County Air Quality Task Force

# Loudon County Commission

*Brian Jenkins, 1st District  
David Meers, 1st District  
Austin Shaver, 2nd District  
Earlena Maples, 2nd District  
Bob Franke, 3rd District*



*Roy Bledsoe, 4th District  
Harold Duff, 5th District  
Sharon Yarbrough, 5th District  
Stephen Harrelson, 6th District  
Don Miller, 7th District*

100 River Road #106  
Loudon, TN 37774  
Phone: (865) 458-4664  
Fax: (865) 458-1784

---

August 1, 2011

Mr. Scott Newman  
Chairman, Loudon County School Board

Dear Scotty:

The purpose of this letter is to ask that the School Board seriously reconsider the question of charging tuition for out of county students (excluding children of teachers). This assumes that charging tuition will generate an overall net revenue increase. This may or may not be true, depending on the tuition charged, the number of students who opt out and go to other school systems, and the money saved by having fewer students in our school system, Some examples are shown on the attached sheet.

There are two reasons for this request. One is fairness to Loudon County taxpayers and the second reason is to help to alleviate the county's financial position if possible.

Out of county students obviously cost the county money. They affect the physical facilities needed as well as the ongoing operating costs associated with providing their education. Although the state does provide funding for them, it does not cover all the costs and Loudon County taxpayers must make up the difference. It does not seem fair that out of county residents benefit but do not pay for the costs associated with these benefits.

Loudon County taxpayers have taken on significant financial expenditures in support of our school system. We recently increased our property tax rate by 20¢ to fund the \$43M Phase 1 school building program. We are also providing about \$13.7M per year in local funds for on going school operating expenses. These funds have increased significantly over the past several years. The county's financial position and budgets are

very tight and we need to look carefully at all reasonable revenue sources short of increasing taxes.

We realize that the School Board has rejected the idea of tuition for out of county students in the past. However, we have entered into a new era and we request that you seriously reconsider this.

Thank you for your consideration

A handwritten signature in black ink, appearing to read "Don", written in a cursive style.

Don Miller  
For the County Commission

cc: School Board  
Jason Vance, Director of Schools  
Mayor Herron  
County Commission