

June 7, 1971

BE IT REMEMBERED that the Quarterly County Court met on June 7, 1971, at 7:00 P. M. with the Honorable Harvey L. Sproul, County Judge of said County presiding, and with Mr. Edward Alexander, Clerk of said County Court being present; Whereupon Sheriff Russell opened Court and led the Pledge of Allegiance.

Squires present were:

J. J. Blair	Henry C. Foster
Reece P. Hamilton	J. G. Hudson
Roy Bledsoe *	I. D. Conner
Curtis A. Williams	Jack H. Lefler
James M. Hartsook	

* Squire Bledsoe became present after the second roll-call vote.

The minutes of the May 3, 1971, meeting were read and upon motion by Squire Blair, seconded by Squire Conner, were unanimously approved as read. Squire Bledsoe was absent.

The minutes of the Special Meeting of May 17, 1971, were read, and upon motion by Squire Conner, seconded by Squire Williams, were unanimously approved as read. Squire Bledsoe was absent.

In the County Judge's report, Judge Sproul explained that Governor Dunn had signed a new Act into Law, passed by the Legislature, which became effective on June 1, 1971. The new Act rescinds for the most part all of the old privilege licenses and merchants ad valorem taxes, and substitutes therefore the business activity tax, giving the authority to the Cities and Counties to adopt this tax in lieu of the old local privilege licenses and ad valorem taxes. A suggested resolution for adoption of the local Business Activities Tax had been forwarded to the County, and thereupon it was moved by Squire Foster, seconded by Squire Blair, and unanimously approved by all Squires on a roll-call vote that the following resolution be adopted levying a local Business Activities Tax in Loudon County:

RESOLUTION FOR LEVYING LOCAL
BUSINESS ACTIVITIES TAX

4-71

WHEREAS, the 87th General Assembly of Tennessee, by Chapter 387 of the Public Acts of 1971, enacted the "Business Tax Act", wherein certain privileges are defined, and provided that each County and Municipality wherein the privileges are conducted may levy a privilege tax upon such privileges not to exceed the rate fixed and provided in the Act, and

WHEREAS revenues formerly available to the Counties and Municipalities are no longer available because the laws providing for them have been repealed, effective June 1, 1971, resulting in the loss of revenues to counties and municipalities, and

WHEREAS it is important that Loudon County have the amount of revenue formerly available to it by virtue of the laws that have now been repealed, and

WHEREAS, it is necessary that the governing body of Loudon County adopt the taxes provided for in the "Business Tax Act" for the said taxes to be available to Loudon County,

NOW, THEREFORE, BE IT RESOLVED by the County of Loudon County of Tennessee, that the taxes provided for in Chapter 387 of the Public Acts of 1971 known as the Business Tax Act, are hereby enacted, ordained, and levied on the businesses, business activities, vocations, or occupations carried on in Loudon County Tennessee at the rates and in the manner prescribed by the said Act.

BE IT FURTHER RESOLVED that all resolutions of the Loudon County Quarterly Court of Loudon County, Tennessee, which are in conflict with this resolution are hereby repealed.

BE IT FURTHER RESOLVED that this resolution shall take effect June 1, 1971, the public welfare requiring it, and that this resolution shall be spread upon the minutes of the Loudon County Quarterly Court.

Passed this 7th day of June, 1971.

Judge Sproul explained that the next regular meeting of the Court fell upon the Independence Day holiday, and requested action by the Court in setting an alternative date for the meeting. It was moved by Squire Conner, seconded by Squire Hamilton, and unanimously approved by all Squires that the regular Quarterly Court meeting for the month of July be postponed from July 5, a holiday, to July 12 at 9:00 A. M.

Judge Sproul explained that the Budget Committee in its consideration for the new budget had allocated some money for the renovation of the basement in the Court House so as to protect and organize the old records that had been piled there, but that two summer college students who were working with Loudon County on the Work Study Program would be going to work during the second week in June and that some of the money would be needed possibly before the new budget was approved to begin the renovation. After discussion, it was moved by Squire Lefler, seconded by Squire Conner, and unanimously approved on a roll-call vote that \$1500 be appropriated from Surplus for this purpose with an appropriate adjustment to be made to the new budget after it is adopted.

At the beginning of the Highway Department report, Squire Hartsook was recognized and explained that the new Census figures were available indicating that the First Road District (1st and 4th Civil Districts) has 34% of the population, the Second Road District (2nd and 5th Civil Districts) has 54% of the population, and the Third Civil District has 12% of the population, but that the 2¢ gas tax was presently being divided 40-40-20. He then moved, which motion was seconded by Squire Williams, that the 2¢ gas tax be divided during the new budget year on the basis of population figures, and that the Road Commissioners be directed to make revised budgets. Squire Hamilton then moved that the motion be tabled, which motion was seconded by Squire Bledsoe, and carried on the following votes:

Aye:	Bledsoe	No:	Hartsook
	Lefler		Williams
	Conner		
	Hudson		
	Hamilton		
	Blair		
	Foster		

After considerable discussion concerning the issue of whether or not Loudon County should build connector roads from U. S. 11 to the proposed interchanges on Interstate 75 at Sugar Limb and Philadelphia, it was moved by Squire Hamilton, seconded by Squire Bledsoe, that the County Judge be authorized to sign an agreement with the State of Tennessee, guaranteeing the State that Loudon County would be responsible for its 50% portion of the construction of the two access roads as they are now planned, with the exception that the Sugar Limb Road be relocated so as to intersect with U.S. Highway 11 at the crest of the hill just West of the Loudon County Rescue Squad Building and that it then be

built on the shortest and cheapest route to Interstate 75, the total cost of the two access roads not to exceed \$425,000. There was further discussion on the motion, and upon the call for question, the vote was as follows:

Aye: Bledsoe	No: Conner
Lefler	Hartsook
Hamilton	Foster
	Williams
	Hudson
	Blair

After discussion, it was moved by Squire Blair, seconded by Squire Hartsook, and unanimously approved, that the County not accept the offer in the settlement of the amount of \$500.00 in the reverse condemnation lawsuit of Douglas Sams vs Loudon County.

It was moved by Squire Blair, seconded by Squire Lefler, that the County Judge be authorized to sign an agreement with the State of Tennessee for the construction of the industrial access road under the Bridge near Union Carbide, upon the condition that the necessary right-of-way to be given to the County by the landowners Mr. and Mrs. Tom Henry, with the Purchasing Committee to let invitations to bid to buy the necessary material to build a fence around the River bottom, with the First District Road Commissioner agreeing to install the fence, and with the County Court to give a letter to the landowners indicating that the County Court felt that the valuation of the land at \$6,000 was reasonable and would accurately reflect the value of the land in their opinion when the project was finished. The motion passed unanimously on a roll-call vote.

It was moved by Squire Foster, seconded by Squire Williams, and unanimously approved that the State of Tennessee be requested to retain Old State 95 on the North side of U. S. Highway 11, from U. S. Highway 11 to U.S. Highway 70, as alternate State Highway 95, and that the State continue to maintain the Road. The motion was declared by the Chair to be unanimously passed.

After an explanation by Superintendent Dukes, and after discussion, it was moved by Squire Blair, seconded by Squire Hartsook, and unanimously approved, that the County Judge be authorized to sign a contract with the Little Tennessee Valley Educational Co-operative, that Loudon County become a part of this Co-operative along with all of the school systems in the three-County area of Blount, Loudon, and Monroe, all of which systems had already approved the Contract with the exception of the City of Lenoir City, it being specifically understood that the Loudon County School Board and Quarterly Court would have the authority to approve any program in advance for which Loudon County might become financially obligated, and that Loudon County would be able to withdraw from the Co-operative with reasonable notice if Loudon County should desire in the future to no longer be a part of the Co-operative. The motion passed unanimously with the exception of Squire Foster who passed.

5-71

RESOLUTION RELATING TO THE LEGAL ESTABLISHMENT
OF THE LITTLE TENNESSEE VALLEY
EDUCATIONAL COOPERATIVE

WHEREAS, educational programs and services of higher quality, greater scope, and more readily accessible are needed in the Little Tennessee River Valley area; and

WHEREAS, the individual Boards of Education are unable to overcome many of their deficiencies with the limited resources available; and

WHEREAS, the Boards of Education have determined that their power to render appropriate services may be extended through an educational cooperative, a regional educational service agency dedicated to comprehensive changes in the access to quality education; and

WHEREAS, enabling legislation for the establishment of educational cooperatives was enacted by the General Assembly of the State of Tennessee in 1970, Chapter 511, Public Acts of 1970, hereinafter referred to as Ch. 511; and

WHEREAS, preliminary planning on the organization and operation of the Little Tennessee Valley Educational Cooperative has been accomplished over the past year by the Timberlake Cooperative Planning Group and the Little Tennessee Valley Educational Charrette Steering Committee under authorization of the parties to this contract; and

WHEREAS, support for the organization and its initial services have been pledged by local, state, regional, and Federal agencies; and

WHEREAS, the Loudon County Board of Education desires to enter into an agreement providing for the joint establishment and operation of such a cooperative in accordance with provisions of Ch. 511, and has recommended the approval of the contract to establish the Little Tennessee Valley Educational Cooperative; and

WHEREAS, the Loudon County Board of Education and Quarterly Court of Loudon County understand that agreement to said contract does not obligate the Board and/or Loudon County to expenditures of funds; and

WHEREAS, the Loudon County Board of Education and Quarterly Court understand that it will have the power of adopting or rejecting any or all programs proposed by the Cooperative Board and therefore will obligate itself only to cooperative programs of its own choice as stipulated in section VII of said contract.

NOW BE IT RESOLVED that the Loudon County Quarterly Court authorizes and directs Harvey L. Sproul, as the legally constituted authority of the above legislative body, to sign the contract to establish the Little Tennessee Valley Educational Cooperative and further authorizes appropriate local officials to submit said Contract to the Tennessee State Commissioner of Education and Attorney General for final review and approval.

RESOLUTION ADOPTED:

/s/ Harvey L. Sproul
County Judge

Superintendent Dukes explained that the County School Board had approved a request by the City of Loudon that the County deed to the City of Loudon five acres for the purpose of the City applying for a Federal Grant for the building of a swimming pool and recreational area which would be available for use by persons all over the County, and by the Loudon High School, with the provision that the City pay for the 5 acres on the basis of the cost of obtaining the property by Loudon County, on the further condition that the entire School area be annexed by the City of Loudon, and that the City co-operate and assist in blacktopping the necessary part of the parking lots and school grounds for the Loudon High School, with the further specific understanding that if the project should fail that the property would be reconveyed to the County, and the amount of purchase money returned. After discussion, a roll-call vote was taken, and the motion passed unanimously with all Squires voting aye.

Let the record indicate that Squire Blair left the meeting at this time.

It was moved by Squire Conner, seconded by Squire Hamilton, and unanimously approved by all Squires present on a roll-call vote that the following Budget amendments be approved:

BUDGET AMENDMENTS

Transfer \$2,527.92 from General Fund Surplus Account 97 to the following accounts:

- \$ 300.72 to Account 403-01 (Clerk & Master - Official Salary)
- \$1,705.29 to Account 804-06 (Home Nursing Care)
- \$ 200.00 to Account 202-04 (County Judge's telephone)
- \$ 321.91 to Account 202-01 (County Judge's Salary)

Increase Account 81 (Appropriations) \$2,527.92.

Transfer \$257.53 from Account 501-02 (Deputies Salaries to Account 501-01 (Sheriff's Salary)

Approve increase of 5 deputies salary from \$400.00 to \$500.00 for May and June.

HIGHWAY DEPARTMENT

BUDGET AMENDMENTS

	Dr.	Cr.
Account 41 Revenue (144 Rural Road #R-13302(1) Virtue Road	\$19,400.00	
Account 81 Appropriation (1204) Rural Road Project #R-13302 (1) Virtue Road		\$19,400.00
To set up Rural Road # R-13302 (1) Virtue Road		

TITLE -I- 71-01

BUDGET AMENDMENTS

Decrease

Account 2920.9	Other Contracted Services for Food	\$2,000.00
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Increase

2130.1	Office Supplies	\$300.00
2210.31	Regular Teachers	465.00
2230.1	Teaching Supplies	735.00
2720.3	Repair of Equipment	300.00
2851.21	Contribution to Social Security	120.00
2851.4	Contribution to State Teachers Retirement	80.00

SCHOOL BUDGET AMENDMENTS

\$2,000.00

Transfer \$6,987.50 from Account 2210.31 (Teacher's Salaries) to the following accounts:

- \$1,587.50 to Account 3499 (Tuition to other School Systems)
- 1,400.00 to Account 2120.1 (County Trustee's Commission)
- 4,000.00 to Account 2620.12 (Lights and Power)

	Dr.	Cr.
Increase Account 41 (Revenue) (133.3) Funds for Purchase of Equipment)	1,740.00	
Decrease Account 97 (Supplies)	580.00	
Increase Appropriations (Account 81) (3273.8) Equipment for Food Service		2,320.00

The above amendment to the school budget should be made in order to receive a grant for cafeteria equipment of \$1,740.00.

	Dr.	Cr.
Increase Account 41 (Revenue)	965.85	
Increase 131.5 (Title III Fund	1,903.96	
Decrease Misc.Funds Acct. 114	938.11	
Increase Account 81 (Appropriations)		965.85
(Title -III- Materials (Account 2243.1)	455.43	
(Title -III- Equipment (Account 3273.32)	510.42	

The Property Assessor's report indicates that the Equalization Board heard requests by 19 taxpayers, of which 8 of those were lowered on the basis of errors or mistakes that appeared in the records, the total deductions for those pieces of property being lowered being in the amount of \$22,260.

After considerable discussion, it was moved by Squire Foster, seconded by Squire Conner, and unanimously approved that a news story be carried on the front page of the two Loudon County newspapers indicating that any other persons who might want to appear before the Loudon County Planning Commission to ask questions, or to request changes in the proposed Zoning Regulations, be allowed to do so, and that the proposed Zoning Regulations be then considered at the July meeting of the Quarterly Court.

Judge Sproul announced that he had appointed an additional member to the Ambulance Study Committee, being Ralph Gregory of the Greenback Division of the Loudon County Rescue Squad. Upon request by the County Judge, and upon motion by Squire Hudson, seconded by Squire Hartsook, the County Judge was authorized to make application for 50% Grant Funds under the Highway Safety Act for an Ambulance Operations Program for Loudon County, if this application was necessary in the near future for the purpose of obligating a priority of funds to Loudon County for this project, it being understood that Loudon County would not be obligated financially under the application. The motion passed unanimously. Squire Blair was absent.

It was explained by Squire Lefler that he had been approached by at least one member of the public who had requested the authority to erect a commercial sign on the Loudon County Court House grounds, whereupon it was moved by Squire Hamilton, seconded by Squire Williams, and unanimously approved by all Squires present (Squire Blair was absent) that no permanent commercial signs be allowed on the Court House grounds.

Upon recommendation by the Library Board, and upon motion by Squire Foster, seconded by Squire Conner, and unanimously approved by all Squires present, Mrs. M. C. Anderson and Mrs. Harvey L. Sproul were re-elected to three-year terms on the Loudon County Library Board.

Upon motion by Squire Foster, seconded by Squire Williams, the following persons were elected Notary Publics:

Charles T. Eblen
William Curtis
Aileen Watkins
Nick R. Susong

The motion passed unanimously. Squire Blair was absent.

Upon motion by Squire Lefler, seconded by Squire Hudson, and unanimously approved, the meeting adjourned at 12:00 midnight.

Approved:
Harvey L. Sproul
(J.)