

NOW BE IT REMEMBERED that the Quarterly County Court of Loudon County met on January 10, 1972, at 9:00 A. M. with the Honorable Harvey L. Sproul, County Judge of said County presiding, and with Addie Ruth Clark present representing the County Court Clerk; Whereupon Sheriff Russell led the Pledge of Allegiance and opened Court.

Squires present were:

J. J. Blair	I. D. Conner
Henry C. Foster	James M. Hartsook
Curtis A. Williams	J. G. Hudson
R. P. Hamilton	

Absent were:

Roy Bledsoe	Jack H. Lefler
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The minutes of the December regular meeting of the Quarterly Court were read, and upon motion by Squire Williams, seconded by Squire Foster, were unanimously approved.

Bledsoe came in.

During the open discussion session of the meeting, H. M. Adams was present and requested the Quarterly Court to consider a resolution calling for the Legislators representing Loudon County to pass Special Acts reorganizing the Loudon County Highway Department and the Loudon County Board of Education. Later in the meeting, before adjournment, discussion from Court members indicated that they felt that because these items were not on the agenda, and were important matters that needed close consideration, that no action would be taken now but would be considered by the Squires pending the next Court meeting.

Squire Blair indicated that he felt that it might be well for the Quarterly Court to pass a specific resolution favoring the completion of the Tellico Project. During discussion it was explained that several months prior to this meeting, the Quarterly Court had unanimously passed a resolution requesting completion of the Project, and that the controversy concerning the building of the Dam had somewhat renewed, but that it was probably the feeling of a majority of the Quarterly Court that the Dam should be completed, and that if there were no objection that the County Judge would send a letter to each of the Tennessee Legislators advising them that the Loudon County Quarterly Court favored the completion of the Project, without naming specific names but if the question came up to merely indicate that a majority favored the Project. There appearing to be no objection, the meeting passed to the next item on the agenda.

Judge Sproul indicated that he had a specific request from the Architect for the payment of the remainder of his fee for his work on the Courtroom project, but that final settlement of the construction contract was still pending with the Bonding Company. By agreement of the Quarterly Court the County Judge was instructed to advise the Architect that the Quarterly Court did not wish to take official action concerning this until final settlement was completed, reminding the Architect that he had agreed not to have the cost of the jury chairs deducted from his fee inasmuch as he had inadvertently failed to have the purchase and installation of the chairs put in the original bid for the project.

Upon motion by Squire Conner, seconded by Squire Williams, Squire Reece Paul Hamilton was nominated as Chairman Pro Tem for the Loudon County Quarterly Court for the year 1972. It was then moved by Squire Blair, seconded by Squire Hartsook, and unanimously approved, that nominations cease and that Squire Hamilton be elected by acclamation. Squire Hamilton declined to make an acceptance speech.

Squire Conner, Chairman of the Hospital Board of Directors, introduced Gay Hamilton new Hospital Assistant Administrator for the Loudon County Memorial Hospital, who indicated that he was enjoying the work at the hospital, and would do any thing that he could to be of service to the County.

Discussion ensued concerning the action of the Tennessee Law Enforcement Planning Commission in last fall authorizing grants for the building of several local jails throughout the State, in face of their previous position wherein Loudon County had been told that there would be no money available for local jails inasmuch as the State was only considering the use of grant money for the building of jail facilities only on a regional correctional center basis, wherein it was also stated that the reversal of position had been somewhat embarrassing to Loudon County and to the Squires inasmuch as the local Grand Juries of Loudon County had been advised for several years that the County was investigating the possibility of building a regional jail. Judge Sproul explained that it makes a big difference as to whether or not there is going to be a regional jail in this area as to the size and cost of the facility that will be needed for a local County jail. It was moved by Squire Foster, seconded by Squire Conner, that the County Judge be directed to advise the State Law Enforcement Planning Commission that the Loudon County Quarterly Court is disappointed in the reversal of position taken by the Commission, and that this action has caused embarrassment and problems to the Loudon County Quarterly Court, but to further indicate that the Loudon County Quarterly Court continues to be favorable toward the establishment of a regional correctional center or jail in Loudon County or in this area, and that the Quarterly Court further requests a clarification as to the position of the State Commission on this question, and further requests advice as to whether or not it would be of any benefit for Loudon County to submit an application for the building of a local jail. The motion passed unanimously with all Squires present voting aye. Squire Lefler was absent.

Judge Sproul reported that Loudon County had formed a Health Planning Council which had been meeting regularly, Loudon County's Council also being a part of the Loudon-Blount-Monroe Health Planning Council, which was also, in turn, a part of the East Tennessee Development District Health Planning Council covering 16 Counties.

ambulance Judge Sproul reported that the Ambulance Committee appointed from the Quarterly Court had met with the three funeral home directors of Loudon County, and that preliminary discussion had been held at the meeting, toward the possibility of the funeral home directors staying in the ambulance service business until at least July 1, 1972, with the County to pay the funeral directors for all trips that were made. The meeting was ended with the three funeral homes supposed to get together to come up with their ideas as to the rules and regulations they felt that should be a part of the agreement, and with the County Committee then to consider the proposals, add their suggestions, and to negotiate further if necessary. Judge

Sproul related, however, that he had been advised by telephone by Glenn Click that the funeral directors had not been able to reach agreement, and that he personally was continuing providing services in the meantime until some further agreement was reached. Subsequent to the oral conversation, Judge Sproul stated he had received a letter from Mr. Click, a copy of which had been provided for all the Squires, in which Mr. Click stated that Mr. Hawkins and Mr. Karnes had not at this point agreed to any specific plan of continued operation, that he personally was going to continue, and that he requested \$700.00 per month from the County to cover his gas bill; but that Mr. Click by another and subsequent oral conversation stated that he was not requiring or conditioning his continuing ambulance services on the payment of the \$700.00 per month by the County. After discussion it was moved by Squire Hartsook, seconded by Squire Foster, that Mr. Click be contacted and told that the County had considered his proposal but not having received any proposal from the other two funeral directors, that the County was not in position to make any agreement at this time, that the County appreciated his efforts in attempting to come to a solution to the problem, and that the County Committee would be open to any other communications that he or any of the funeral directors might have. During discussion, Judge Sproul asked whether or not a part of the motion should be for the County to begin to proceed with an application for a Federal grant under the Federal Highway Safety Act, but with no motion being made along this line, the original motion passed unanimously with all Squires present voting aye. Squire Lefler was absent.

Judge Sproul explained that he had received, and had forwarded copies to the Quarterly Court members, a proposal from the Tennessee Department of Highways for the purchase of 1.58 acres of the New Providence School property, a map showing said tract of property to be purchased, to be attached as Exhibit A to these minutes. He explained that the Highway Department was offering \$1200 for the purchase of this property which price included right-of-way and damages. It was explained by several members that they had talked with the Chairman of the Board of Education, James Bailey, that they understood that he had been looking into this and felt that the offer was very equitable, particularly inasmuch as this part of the school property is on a downward slope and had limited use anyway. It was then moved by Squire Conner, seconded by Squire Williams, that the Quarterly Court approve the County Judge signing the "agreement to sell" for the price indicated, subject to approval of the Board of Education. The motion passed unanimously on a roll-call vote with all Squires present voting aye.

It was explained that the County had been considering for several years the necessity of buying a new accounting machine for the Central Accounting Office, particularly from the standpoint that the accounting machine presently in use was about worn out, and the company felt like it couldn't guarantee or predict that the old machine would continue to be reliable. The Court was reminded that the matter had been discussed at the December meeting at which time by informal agreement the Court had agreed that the Quarterly Court would approve the purchase of a new machine (bids for which had been taken, the low bid being for the Burroughs electronic computer accounting machine in the amount of \$17,990, but that subsequent discounts and an increased allowance for the old machine brought the net price down to \$14,769.75), and that the Court had agreed to purchase the machine if payment could be delayed until after most of the property taxes were in by the middle of April, 1972, so as not to deplete the general fund surplus. Judge Sproul explained that the Company had agreed to this, and it was then moved by Squire Foster, seconded by Squire Hartsook, that an appropriation in the amount of \$14,800 from the general fund surplus be made for the purchase of the machine, the motion passing unanimously on a roll-call vote with all Squires present voting aye. Squire Lefler was absent.

It was moved by Squire Foster, seconded by Squire Blair, that inasmuch as the accounting machine to be purchased is used probably more for School Department business than any other department, that the money to be received from the sale of the New Providence School property be applied toward the purchase price of the machine (be put into General Fund Surplus). The motion passed unanimously on a roll-call vote, with all Squires present voting aye.

Some time was spent by Dennie Martin, Staff Planner to the Loudon County Planning Commission from the State Office of the Planning Commission in giving the background and summary of the comprehensive study that had been made of solid waste disposal programs in Loudon and Monroe Counties, which study was made by the Tennessee Valley Authority with the co-ordination and consultation of Mr. Martin. The study had been presented to the Loudon County Planning Commission, and the recommendation was being made to the Quarterly Court to strongly consider the establishment of a County central sanitary landfill which would be used in joint co-operation with the Cities, and any private collectors in Loudon County, which would then also enable the County to receive a 75¢ per capita special grant from the State of Tennessee, which is available where there is joint co-operation. Estimated figures of cost of operation to the County for establishing, and operating a landfill, and in the buying of the equipment, and in the operating a County container and collection system. Discussion indicated that the Cities of Loudon County were under State law to have a new landfill operation established by July 1, 1972, and that Monroe County had passed a resolution concerning not accepting solid waste from other Counties. It was then moved by Squire Hamilton, seconded by Squire Foster, that the County Judge appoint a committee to further look into the recommendations of the Study, and that it be the intention of Loudon County to go ahead with a single County operation but to be used by all agencies in the County, and that this Committee co-ordinate with representatives from the Cities and the private collectors in the County, and then make a recommendation back to the Quarterly Court at the earliest opportunity. The motion passed unanimously with all Squires present voting aye.

Judge Sproul explained that he had invited representatives from the Boeing Corporation, which presently had a contract with the Tennessee Valley Authority to study the possibility of being the private developer of the proposed new town of Timberlake which is a part of the TVA Tellico Dam Project. He stated he had invited representatives to come to the meeting to make a presentation and give opportunities for questions from members of the Court so that they would understand this important study that was going on concerning the Tellico Project. Mr. F. M. Williams, Boeing Project Manager, and John Doig, his assistant, made the presentation, indicating that Boeing was not tied to TVA in anyway, but was making an independent survey and study in which the Company was paying out more than \$250,000 itself because of the Company's deep interest in the possibility of the Project, and its feasibility. They indicated that they were concerned about the feeling and involvement of local government and they recognized that the Company's understanding and intent, if it found the Project financially feasible, would be not to involve local government and the present taxpayers with great expense, but that the Project would be a valuable addition to, and a part of the County.

It was moved by Squire Hartsook, seconded by Squire Hudson, that the recommendation of the Loudon County Planning Commission not be accepted in the passing of a resolution naming alternate members to the Board of Zoning Appeals, but that the number of members be left at 5. The motion passed unanimously with all Squires present voting aye.

After discussion, in which it was brought out that no persons appeared for or against the zoning of that area of Lenoir City within the Lenoir City Planning Region but outside the Lenoir City limits, and that the Loudon County Planning Commission had recommended that this area be zoned, and that all other areas of the County were presently zoned (except for those areas within city limits of Greenback and Philadelphia). It was then moved by Squire Conner, seconded by Squire Williams, that the resolution, designated as Resolution No. 1-72, and as Exhibit B to these minutes, be adopted, which motion passed unanimously with all Squires present voting aye.

It being brought out that no persons had appeared for or against the proposed rezoning of property owned by R. D. Akard, and proposed to be sold to James Fox, said property being located on U. S. 411 on the North side of U. S. 411, and South of the L & N Railroad, and that the Loudon County Planning Commission had recommended the rezoning it was moved by Squire Hudson, seconded by Squire Bledsoe, that the resolution, designated as Resolution No. 2-72, and as Exhibit C to these minutes, be adopted, which motion passed unanimously with all Squires present voting aye on a roll-call vote.

Squire Conner reported that the Hospital was entering into an agreement with the Daniel Arthur Rehabilitation Clinic for the beginning of a program in the County Hospital for "stroke" patients. Squire Hartsook announced that the Hospital-Physician Coordinating Committee was continuing to meet with physicians who were possibly interested in coming to Loudon County, and that the Committee was favorable to the idea of cleaning up the old part of the old Charles H. Bacon Hospital, and converting that into physicians' offices. He specifically reported that he, ^{Squire Conner} and Calvin Atchley who is on the Committee had talked about locating in Loudon County with a physician who was presently working in the Emergency Room at Fort Sanders Hospital, who had an excellent reputation, and who had considerable experience in emergency room work and as a surgeon and otherwise.

Judge Sproul explained that some years ago the County had accepted into the General Fund money from the Clerk and Master that he had been holding for several years that had been paid into Court as a part of estates and other matters, but had never been claimed, and that it would be the County responsibility to pay this money back when the proper heirs should appear. It now appeared that Martha E. Thomas, an heir of the J. C. Thomas estate, was in the Greeneville Hospital and was properly entitled to \$641.00. It was moved by Squire Hartsook, seconded by Squire Hudson, that \$641.00 be appropriated from Surplus to be paid to Martha E. Thomas or her proper representative, which motion passed unanimously on a roll-call vote with all Squires present voting aye.

It was moved by Squire Hamilton, seconded by Squire Williams, that the County Judge be authorized to enter into a contract with the State of Tennessee Office of Local Government (State Comptroller's Office) to do the tax roll-writing and tax billing for Loudon County again for 1972 if the State price is within the general price range of the contract for 1971, which motion passed unanimously on a roll-call vote with all Squires present voting aye.

It was moved by Squire Conner, seconded by Squire Hudson, and unanimously approved by all Squires present on a roll-call vote, that the County Judge be authorized to retain the State of Tennessee Comptroller's Office (Division of Local Audit) to do the County audit for the next fiscal year, including budget preparation assistance.

It was moved by Squire Hudson, seconded by Squire Bledsoe, and unanimously approved on a roll-call vote with all Squires present voting aye, that the following budget transfers and amendments be made:

General Fund:

Acct. No.		Dr.	Cr.
41	Estimated Revenue (141.15) St. Ind.Hospital Funds \$937.00	\$937.00	
81	Appropriations (Indigent Patients - Local Hospital)		\$1,830.00
97	Unappropriated Surplus	\$893.00	
	To set up funds from State for Indigent patients.		
	Transfer \$100.00 from Account 1107-46 (Civil Defense Equipment) to Account 1107-04 (Civil Defense Telephone)		

School Funds:

41	Estimated Revenue (147) Headstart Program	\$29,899.00	
81	Appropriation (3020) Headstart Program		\$29,899.00

Highway Funds:

41	Estimated Revenue (144) Rural Roads	\$13,819.20	
81	Appropriations (1204) Rural Roads		\$13,819.20
	To set up budget for Rural Road Watson Road (R-13324 (1)).		

It was moved by Squire Foster, seconded by Squire Bledsoe, that the County Property Assessment Percentage for 1972 be 40% which is the minimum authorized by State law. All Squires present voted aye.

It was moved by Squire Hamilton, seconded by Squire Williams, that because Mayme Rayder had paid \$314.53 during years 1969-70-71 erroneously on property owned by another, and that Katherine Doughty Hicks had paid \$91.23 erroneously for the same reason, that the Trustee be authorized to refund these amounts directly back to these people in the amount indicated, which motion passed unanimously on a roll-call vote with all Squires present voting aye.

Property Assessor Emmett Carter reported that he had picked up \$2,778,000 in new assessments since the cut-off date for 1971.

It was moved by Squire Hudson, seconded by Squire Foster, that the following persons be elected to regular terms as Notary Publics for Loudon County, which motion passed unanimously with all Squires present voting aye:

Kitty F. Roberts
Edwin H. Arnold
Arthur M. Fowler
F. E. Hildreth
Robert H. Hudson
June G. Reynolds

There being no further business it was moved by Squire Foster, seconded by Squire Hudson, and unanimously approved that the meeting be adjourned at 2:30 P. M.

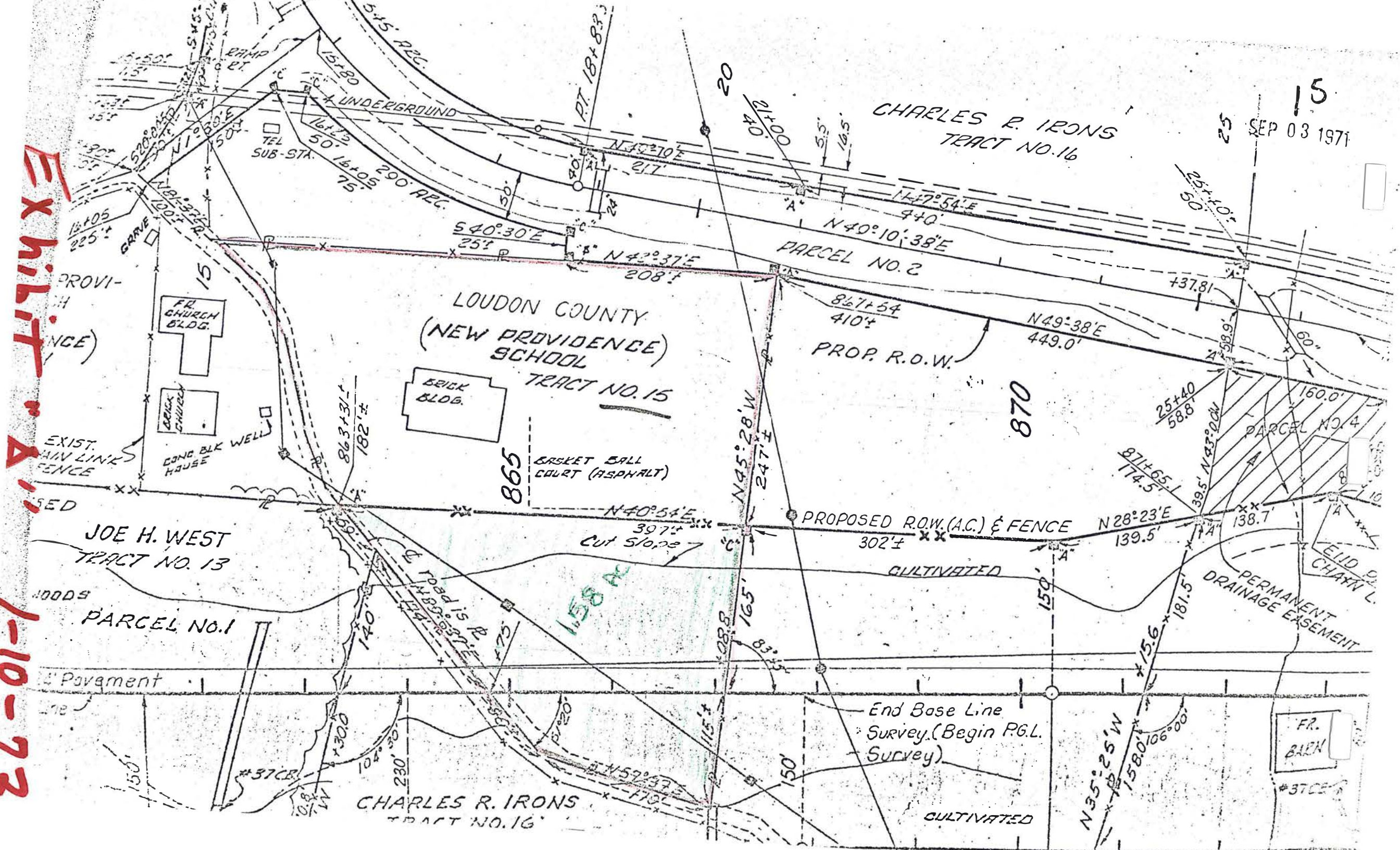
Approved:


County Judge


County Court Clerk

Exhibit "A" 26-10-72

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25 SEP 03 1971



#1-72
1-72
LOUDON COUNTY RESOLUTION

A RESOLUTION, PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED, TO ESTABLISH ZONING IN THE UNINCORPORATED AREA OF THE LENOIR CITY PLANNING REGION.

WHEREAS, the City of Lenoir City has relinquished its extraterritorial zoning authority within the Lenoir City Planning Region, and

WHEREAS, the Quarterly Court of Loudon County, Tennessee adopted the Zoning Resolution of Loudon County, Tennessee, on August 1, 1971, establishing zoning regulations in the unincorporated area of County, excepting the area within the Lenoir City Planning Region, and

WHEREAS, the Quarterly Court of Loudon County has held a public hearing concerning this rezoning, as required by the Tennessee Code Annotated, and

WHEREAS, it is desirable that the area within the Lenoir City Planning Region be zoned to conform with zoning in the remainder of Loudon County.

BE IT RESOLVED by the Quarterly Court of Loudon County, Tennessee, that the zoning plan recommended by the Loudon County Regional Planning Commission be adopted and incorporated into the official Zoning Map of Loudon County, Tennessee, and that said Map be amended to reflect said incorporation.

BE IT FINALLY RESOLVED, that this resolution shall take effect on January 10, 1972, the public welfare requiring it.

DATE: _____

ATTESTED BY

Edward Alexander
Loudon County Court Clerk

Harvey H. Spaul
Loudon County Judge

EXHIBIT "B"

LOUDON COUNTY RESOLUTION 2-72

A RESOLUTION, PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED, TO REZONE AN AREA BETWEEN U.S. HIGHWAY 411 AND THE L & N RAILROAD IN LOUDON COUNTY FROM RURAL RESIDENTIAL TO GENERAL COMMERCIAL

WHEREAS, The Loudon County Regional Planning Commission has recommended that an area located between U. S. Highway 411 and the L & N Railroad in Loudon County be rezoned from Rural Residential (A-1) to General Commercial (C-2), and

WHEREAS, The Quarterly Court of Loudon County has held a public hearing concerning this rezoning, as required by the Tennessee Code Annotated.

BE IT RESOLVED, by the Quarterly Court of Loudon County, Tennessee, that the area beginning at the southeast corner of the R. D. Akard property at the right-of-way of U. S. Highway 411 and running northwest to the L & N Railroad right-of-way, then running southwest along the L & N right-of-way to the northeast side of Black Road, then running southeast along Black Road to the right-of-way of U. S. Highway 411, then running northeast along the U. S. Highway 411 right-of-way to the point of origin be rezoned from the Rural-Residential district (A-2) to General Commercial District (C-2).

BE IT FURTHER RESOLVED, That the official Zoning Map of Loudon County, Tennessee, be amended to reflect said rezoning.

BE IT FINALLY RESOLVED, that this resolution shall take effect on January 10, 1972, the public welfare requiring it.

DATE: JANUARY 10, 1972

ATTESTED BY:

Edward Alexander
Loudon County Court Clerk

Harvey L. Sprad
Loudon County Judge

EXH. B. it "C"

LOUDON COUNTY REGIONAL PLANNING COMMISSION

MEMORANDUM

TO: Loudon County Quarterly Court
FROM: Loudon County Regional Planning Commission
DATE: November 8, 1971

SUBJECT: THE REZONING OF AN AREA BETWEEN U. S. HIGHWAY 411 AND THE
L & N RAILROAD IN LOUDON COUNTY FROM RURAL RESIDENTIAL (A-2)
TO GENERAL COMMERCIAL (C-2).

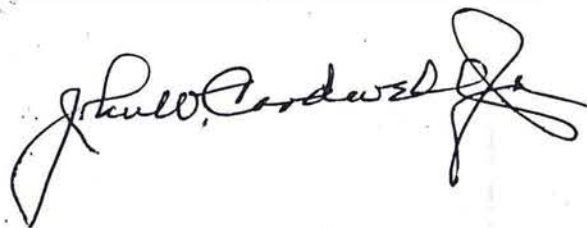
In its October 21st meeting, the Loudon County Planning Commission reviewed a request (attached) for rezoning of parcel 12, map page number 92 from Rural Residential (A-2) to Rural Center (C-1) submitted by Mr. R. D. Akard. After a lengthy discussion of the proposal and after hearing the recommendations of its staff planner, the planning commission reached the following conclusions:

1. Although the parcel of property in question covers some 74 acres, the planning commission finds that only approximately 16.5 acres, which are situated between the L & N Railroad right-of-way and U. S. Highway 411, are suitable for commercial development.
2. Due to its proximity to U. S. Highway 411, the L & N Railroad, and a large general industrial (M-1) district, the area in question is not desirable for future residential or agricultural development.
3. The area between U. S. Highway 11 and the L & N Railroad is too narrow for use as industrial sites.
4. The Tennessee Department of Highways is currently planning a project to widen U. S. 411 between Maryville and Madisonville to four (4) lanes, which would necessitate the acquisition of additional right-of-way from the property in question and, therefore, further restrict its utility.
5. To rezone the property in question to rural center (C-1) would be inconsistent with the district objectives outlined in the district description for the rural center district (Section 3.044-A). However, the area in question would be consistent with the district description for the general commercial district (Section 3.045-A).

6. If the area which has been found suitable for general commercial zoning is rezoned to this classification, the planning commission recognizes that the property on the opposite side of U. S. Highway 411 should not be rezoned to a commercial classification in the future. The intent being to preserve the traffic carrying capacity of U. S. Highway 411 after it is widened.
7. If the area in question is rezoned, the Loudon County Building Commissioner should be instructed to require all new structures to be set back a minimum of 130 feet from the centerline of U. S. Highway 411, so that adequate space will be preserved for the acquisition of additional right-of-way for the highway when it is widened.

Based upon the above conclusions, the membership of the Loudon County Regional Planning Commission makes the following recommendations, concerning the rezoning request in question, to the Loudon County Quarterly Court:

1. That the area beginning at the southeast corner of the R. D. Acard property at the right-of-way of U. S. Highway 411 and running northwest to the L & N Railroad right-of-way, then running southwest along the L & N right-of-way to the northeast side of Black Road, then running southeast along Black Road to the right-of-way of U. S. Highway 411, then running northeast along the U. S. Highway 411 right-of-way to the point of origin (map is attached) be rezoned from the Rural-Residential district (A-2) to General Commercial District (C-2).
2. That, in accordance with section 6.090 of The Zoning Resolution of Loudon County Tennessee and the Tennessee Enabling Legislation, the Quarterly Court of Loudon County, Tennessee hold a public hearing, after having given 30 days public notice of said hearing, in order to give all interested parties an opportunity to testify regarding the proposed rezoning.
3. That the Loudon County Building Commissioner, in the future, require all new structures constructed along U. S. Highway 411 to be set back a minimum of 130 feet from the centerline of U. S. Highway 411, so that adequate space may be preserved for the acquisition of additional right-of-way for the highway when it is widened.



January 10, 1972

PUBLIC HEARING ON CHANGES TO LOUDON COUNTY
ZONING MAP

BE IT REMEMBERED that a public hearing was held at 8:30 A. M. on January 10, 1972, concerning the proposed zoning of all that area in Loudon County, within the Lenoir City Planning Region outside of the Lenoir City limits, and also on the petition of James Fox for the rezoning of a certain area on U. S. 411 Highway, both items having been recommended by the Loudon County Planning Commission, this hearing date having been set by the Quarterly Court, and properly proclaimed according to law. The hearing was opened by the County Judge at 8:30 A. M., and was held open for a period of 15 minutes, and there appearing no citizens in support or in opposition of the proposed rezonings, the meeting was adjourned.

Present were:

J. J. Blair
Henry C. Foster
Curtis A. Williams

I. D. Conner
James M. Hartsook
J. G. Hudson

Absent were:

Roy Bledsoe
Jack H. Lefler



County Judge