

Be it remembered that the County Legislative Body met on Monday, August 6, 1979, at 7:00 p.m. with the Honorable William H. Russell, County Judge presiding and Riley D. Wampler, Clerk of said Court was present; whereupon, Sheriff Joe Sims opened Court, led the Pledge of Allegiance to the Flag, and introduced Charles Earl who gave the invocation.

The following Commissioners were present:

J. J. Blair	James Hartsook
Roy Bledsoe	Bart Eldridge
Doyle Arp	J. G. Hudson
Richard Hawk	Glenn Luttrell
J. Will Jones	

APPROVAL OF MINUTES

IT was moved by Commissioner Hudson and seconded by Commissioner Arp that the minutes be approved as presented. The vote was unanimous.

DISCUSSION OF TAX RELIEF PROGRAM

Trustee J. D. Click introduced Mr. Wesley Brothers of the State Tax Relief Program who outlined the new optional tax freeze program for elderly people. The commission took no action on the proposal, but said they would study it further. If adopted now it would not effect the current tax year.

PLANNING COMMISSION REPORT

Dave Folz of the Loudon County Planning Commission gave the planning commission report which is attached hereto as Exhibit A.

REZONING REQUEST FOR PARCEL 26, 26-0, 26-2, map 30, BE GRANTED --- Bill Hildreath & C. W. Preston

It was moved by Commissioner Hawk and seconded by Commissioner Hudson that the rezoning request for a 200 foot wide strip fronting Highway 95 in Parcel 26-0, Map 30 and all of parcels 26-2 and parcel 26, Map 30 from R-1, Suburban Residential to C-1, Rural Center District--Bill Hildreath and C. W. Preston near Sandy Shore Drive, 3rd district be granted. The vote was unanimous with the resolution being attached hereto as Resolution No. 64-79, Exhibit B.

REZONING REQUEST FOR PARCEL 3, MAP 9, BE GRANTED --- Mr. Saroff

It was moved by Commissioner Jones and seconded by Commissioner Eldridge that the rezoning request for Parcel 3, Map 9, from R-1, Suburban Residential to C-2, General Commercial (Mr. Saroff) across from First National Bank fifth district be granted. The vote was unanimous with it being attached hereto as Resolution No. 65-79 Exhibit C.

REZONING REQUEST FOR PARCEL 15, MAP 51 DENIED---Elmer Davis

The rezoning request for 3 acre part of Parcel 15, Map 51, from A-2, Rural Residential to C-2, General Commercial (Elmer Davis) 1st & 4th district was not approved with the motion being

made by Commissioner Arp and seconded by Commissioner Bledsoe and the vote being unanimous not to rezone.

REZONING REQUEST FOR
PARCEL 10-0, MAP 43
GRANTED---

It was moved by Commissioner Blair and seconded by Commissioner Arp that the rezoning request for part of parcel 10-0, Map 43, from A-1, Agriculture Forestry to A-2, Rural Residential be granted. The vote was unanimous and it is attached hereto as Resolution No. 66-29 Exhibit 20.

TIVOLI DRIVE
ACCEPTED

It was moved by Commissioner Jones and seconded by Commissioner Eldridged that Tivoli Drive off Waller Ferry Road, 5th District be accepted. The vote was unanimous.

ADOPTION OF SCHOOL
BOARD ACT

The new elected school board act was adopted unanimously by the commission on a roll call vote with the motion being made by Commissioner Arp and seconded by Commissioner Blair. Attached hereto as Exhibit 20.

PURCHASING COMMITTEE
REPORT

The purchasing committee report was given by Buddy Jenkins and is attached hereto as Exhibit 2000.

AUTHORIZATION FOR
LOAN TO DR. JAMES
DAVIS

It was moved by Commissioner Arp and seconded by Commissioner Hudson authorizing Judge Russell and Hospital Administrator, Gay Hamilton to sign a note on behalf of the County and hospital to secure funds for DR. Davis not to exceed \$25,000. The vote was unanimous. This being Resolution No. 67-79 Exhibit 2.

DISCUSSION OF 1979-80
BUDGET AND TAX RESOLUTION
POSTPONED

It was moved by Commissioner Blair and seconded by Commissioner Hartsook that the consideration of 1979-80 budget and tax resolution be postponed for further study. The vote was unanimous.

SURPLUS OF \$122.71
RETURNED TO FORMER
COUNTY CLERK

It was moved by Commissioner Blair and seconded by Commissioner Hartsook that a refund of \$122.71 surplus be made to Edward Alexander, former County Court Clerk. The vote was unanimous.

APPROVAL TO PLACE
FENCE ACROSS ROAD
AT JIM EBLEN

It was moved by Commissioner Eldridge and seconded by Commissioner Hartsook that a fence be placed across the road at Jim Eblen's property line--- road running parallel with I-75 from Old 95. The vote was unanimous.

APPOINTMENT OF
COMMITTEE TO
STUDY OLD HIGH SCHOOL
BUILDING

Judge Russell appointed a committee of three, Doyle Arp, Jim Blair, and Roy Bledsoe to work with the Loudon Quarterback Club concerning

the organization leasing and operating of
the Old Loudon High football field.

RESOLUTION AUTHORIZING
MONEY TO COUNTY CLERK TO
PAY SALARIES

It was moved by Commissioner Jones and
seconded by Commissioner Eldridge that a resolution
authorizing County Clerk to have an advance of
\$11,474.40 due to Loudon County to meet the
salary requirements of his office until the
fees accumulate in his office to pay the salaries.
The vote was unanimous. It being attached hereto
as Resolution No. 68-79, Exhibit 7.

ELECTION OF NOTARY
PUBLICS

It was moved by Commissioner Jones
and seconded by Commissioner Hartsook that the
following Notary Publics be elected: Bernard
Courtney, Deborah Thompson, W. A. Vaughn, Jr.,
J. W. Russell, Nelda B. Johnson.
The vote was unanimous.

ADJOURNMENT

There being no further business Court
adjourned.

William H. Russell
COUNTY JUDGE

Riley Wampler
COUNTY CLERK

M E M O R A N D U M

TO: Judge William H. Russell & Members of the Loudon County Commission
 FROM: David Folz, Staff Planner
 DATE: August 6, 1979
 SUBJECT: GENERAL REPORT OF THE LOUDON COUNTY REGIONAL PLANNING COMMISSION

At its July 19, 1979 meeting the Loudon County Regional Planning Commission considered the following:

1. Heard a request by James W. Bivens to rezone Parcel 8, Map 11 from R-1, Suburban Residential to C-2, General Commercial. The property is located off Waller Ferry Road. The commission recommended that the property not be rezoned to C-2, because it would be spot zoning and because the car repair business now operating on the property without approval is adversely affecting the neighborhood property values and environment. A public hearing before the county commission has been scheduled for the September meeting.
2. Heard a request by Herbert Morrow to rezone Parcel 2-1, Map 11-K from R-1, Suburban Residential to C-2, General Commercial. The property is located off Highway 70. The commission recommended that the property not be rezoned since it would be spot zoning and because the proposed used car sales business would conflict with adjacent residential land uses. About eight junk cars are now located on the property. A public hearing has been scheduled for the September meeting.
3. Considered a rezoning request by Cecil Cook for Parcel 36, Map 29-J (across from Memorial Gardens Cemetery) from A-2, Rural Residential to R-1, Suburban Residential. The commission recommended that the lot not be rezoned because it would be spot zoning and not in conformance with the land use plan. The rezoning would be for a mobile home which was placed on the same property as an existing house without a permit. A public hearing has been scheduled for the September meeting.
4. Passed a resolution endorsing the TASS application to ARC for water system improvements.
5. Elected planning commission officers.
6. Adopted the program design and a "Certificate of Recording" to apply to plats which have all lots of five acres or larger.
7. Heard the road engineer's report on subdivision road building activity.
8. Recommended to the county commission that the language of the Road Acceptance Manual on page 11 (Section III, Paragraph 9) regarding the installation of utilities for new roads be clarified so that it is understood that the extension of underground utilities be installed according to the standards of the State Health Department and that the extension of adequate public water service is one of the requirements contained in the set of standards for the acceptance of new roads which must, according to the manual, meet the same standards for subdivision roads. This matter is scheduled for consideration by the county commission at its next meeting.

Eugene A. Folz

RESOLUTION NO. 64-79

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED TO REZONE A 200' WIDE STRIP FRONTING HIGHWAY 95 IN PARCEL 26-0, MAP 30 AND ALL OF PARCELS 26-2 AND 27, MAP 30 FROM R-1, SUBURBAN RESIDENTIAL TO C-1, RURAL CENTER DISTRICT.

WHEREAS, the Loudon County Commission, in accordance with Chapter Four, Section 13-405 of the Tennessee Code Annotated may, from time to time, amend the number, shape, boundary, area, or any regulation of or within any zoning resolution; and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held;

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

- I. That a 200' strip fronting Highway 95 in Parcel 26-0, Map 30 and all of Parcels 26-2 and 27, Map 30, said parcels located in the Third Civil District, be rezoned from R-1, Suburban Residential to C-1, Rural Center District.

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

DATE: _____

LOUDON COUNTY JUDGE

ATTEST: _____

Exhibit B

RESOLUTION NO. 65-79

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PARCEL 3, MAP 9 FROM R-1, SUBURBAN RESIDENTIAL TO C-2, GENERAL COMMERCIAL.

WHEREAS, the Loudon County Commission, in accordance with Chapter Four, Section 13-405 of the Tennessee Code Annotated may, from time to time, amend the number, shape, boundary, area, or any regulation of or within any zoning resolution; and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held;

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

- I. That Parcel 3, Map 9, said parcel being located in the Fifth **Civil** District at Dixie Lee Junction, be rezoned from R-1, Suburban Residential to C-2, General Commercial District.

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

DATE: _____

LOUDON COUNTY JUDGE

ATTEST: _____

cf. Exhibit C

RESOLUTION NO. 66-77

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE APPROXIMATELY 9.02 ACRES IN PARCEL 10-0, MAP 43, FROM A-1, AGRICULTURE-FORESTRY TO A-2, RURAL RESIDENTIAL.

WHEREAS, the Loudon County Commission, in accordance with Chapter Four, Section 13-405 of the Tennessee Code Annotated may, from time to time, amend the number, shape, boundary, area, or any regulation of or within any zoning resolution; and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held;

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

- I. That approximately 9.02 acres in Parcel 10-0, Map 43 located between the centerline of a pipeline easement and the westerly boundary of a survey of Hilcrest Subdivision, said survey accomplished by Henry C. Blackburn on July 18, 1979, and said property being located in the 1-4 Civil District be rezoned from A-1, Agriculture-Forestry to A-2, Rural Residential District.

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

DATE: _____

LOUDON COUNTY JUDGE

ATTEST: _____

Euf. Leland D

State of Tennessee



Department of State

To all to whom these Presents shall come, Greeting:

I Gentry Crowell, Secretary of State of the State of Tennessee, do hereby certify that the annexed is a true copy of

PRIVATE CHAPTER NO. 172

HOUSE BILL NO. 1419

91ST GENERAL ASSEMBLY

the original of which is now on file and a matter of record in this office.

In Testimony Whereof, I have hereunto subscribed my Official Signature and by order of the Governor affixed the Great Seal of the State of Tennessee at the Department in the City of Nashville this 6th day of June

A.D. 19⁷⁹

Gentry Crowell
Secretary of State



PRIVATE CHAPTER NO. 172

HOUSE BILL NO. 1419

By Stafford, Ledford

Substituted for: Senate Bill No. 1448

By Koella

AN ACT to create a County Board of Education for Loudon County; to provide for election of members of such board; and to provide for the duties, powers, and compensation of the members of such county board of education and to repeal Chapter 74 of the Private Acts of 1979.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. The County Board of Education of Loudon County shall consist of nine (9) members. The school districts shall be the same as the districts from which members of the county legislative body are elected. The number of members elected from each district shall be the same as the number of members of the county legislative body elected from such district. As the term of each member of the existing board of education becomes vacant, the county legislative body shall appoint a person to fill the position until the next General Election as provided in Section 2 of this act. Each member of the county board of education shall be a resident of the district from which such member is elected.

SECTION 2. At the 1980 August General Election, four (4) members of the County Board of Education shall be elected for a term of four (4) years; one member each elected from District 2 and District 3; and two (2) members Elected from combined Districts 1 and 4. At the 1982 August General Election, two (2) members shall be elected for a term of two (2) years; one (1) member each elected from District 2 and District 3. In the 1984 August General Election, eight (8) members shall be elected for a term of four (4) years; two (2) members each elected from Districts 2, 3, 5 and combined Districts 1 and 4. In the 1986 August General Election, one (1) member shall be elected for a two (2) year term from combined Districts 1 and 4. In the 1988 August General Election and every four (4) years thereafter, nine (9) members shall be elected for a term of four (4) years.

SECTION 3. Whenever a vacancy occurs on the board of education, the county legislative body shall appoint a person to serve until the next General Election, at which time a person shall be elected to fill the unexpired term.

SECTION 4. The duties and compensation of members of the county board of education shall be as provided by law.

SECTION 5. Nothing in this Act shall be construed as having the effect of removing an incumbent from office or abridging the term of any official prior to the end of the term for which he was elected.

SECTION 6. Chapter 74 of the Private Acts of 1979 is repealed.

SECTION 7. If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be give effect without the invalid provision or application, and to that end the provisions of this Act are declared to be severable.

SECTION 8. This Act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Loudon County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by him to the Secretary of State.

SECTION 9. For the purpose of approving or rejecting the provision of this Act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 8.

HOUSE BILL NO. 1419

PASSED: May 17, 1979

Ned McIntosh
SPEAKER OF THE HOUSE OF REPRESENTATIVES

John Miller
SPEAKER OF THE SENATE

APPROVED this 5th day of June 19 79

James Alexander
GOVERNOR

MINUTES

LOUDON COUNTY PURCHASING COMMITTEE

The Loudon County Purchasing Committee met July 10 and 24th, 1979, to open and award the following bids:

DEFIBRILLATOR for the hospital: Bid awarded to Physio-Control, Inc.

Physio-Control, Inc.	\$6,000.00
General Medical Supply	5,295.00
White Surgical Supply	No Bid

TIRES for the county: Bid awarded to Goodyear Tire Company of Lenoir City. Other bidders were Free Service Tire Corp., Firestone Commercial Sales, and Matlock Tire Company.

Hauling BLACKTOP for the highway department: Bid awarded to Charles Nix of Loudon.

Charles Nix	11¢ per ton mile
Tri-County Contractors	25¢ per ton mile

No bids received from John Williams, Curtis Brothers, Inc., J. P. Cartwright Construction Co. and Floyd (Sonny) Gentry.

HIGHLIFT WORK (machine and operator): Bid awarded to Tri-County Contractors, Inc. of Loudon.

Tri-County Contractors	32.50 per hour
J. P. Cartwright Const.	45.00 per hour

No bids received from Earl Millsaps, John Williams, Curtis Brothers Const. Co. and Floyd (Sonny) Gentry.

TANDEM DUMP TRAILER for the highway department: Bid awarded to Tennessee Truck and Equipment Co of Knoxville.

Tennessee Truck & Equipment	10,250.00
Southeastern Truck Body & Trailer	14,600.00

Exhibit DDD

RESOLUTION NO. 67-79

WHEREAS, the Loudon County Legislative Body meeting in regularly scheduled session on the 6th day of August, 1979, heard a proposal from the hospital board and the hospital administrator concerning financial arrangements between the hospital and Dr. James Davis, and

WHEREAS, it appears to the board that it is necessary and proper to authorize the hospital administrator and the County Executive to sign a note for the loan of monies for the said Dr. Davis,

BE IT THEREFORE RESOLVED that the Hospital Administrator and County Executive are hereby authorized to sign a note on behalf of Loudon County and Loudon County Memorial Hospital for the purpose of securing funds for the said Dr. Davis not to exceed \$25,000 (twenty-five thousand dollars).

This the _____ day of August, 1979.

County Judge

Attest:

County Clerk

Exhibit E

Resolution No. 68-79

Resolution authorizing County Court Clerk to have an advance of \$11,474.40 due to Loudon County to meet the salary requirements of his office until the fees accumulate in his office to pay the salaries.

Exhibit 7

122