

BE it remembered that the County Legislative Body met in regular session on Monday, October 1, 1979, at 9:00 am 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 the Reverend Sherward 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. W. Jones	

APPROVAL OF MINUTES

It was moved by Commissioner Jones and seconded by Commissioner Blair that the minutes be approved as amended. The rezoning request by James Bivens was not approved.

BUILDING COMMISSIONER'S
REPORT

Mr. Jack Henry gave the building permits report, which added \$670,000 to the tax roll with a cash value of \$1,120.

APPROVAL OF HOSPITAL
BYLAWS

It was moved by Commissioner Blair and seconded by Commissioner Arp that that hospital bylaws be approved. The vote was unanimous. They are attached hereto as Exhibit A.

APPROVAL OF BUDGET AMENDMENTS

Upon motion by Commissioner Hudson and seconded by Commissioner Luttrell, the budget amendments were approved and they are attached hereto as Exhibit B.

APPROVAL OF LEASE
FOR OLD HIGH SCHOOL
FOOTBALL FIELD

After Mr. Arp read the lease concerning the Old High School Football field with Loudon Quarterback Club, it was moved by Commissioner Blair and seconded by Commissioner Arp that it be approved. The vote was unanimous. It being attached hereto as Exhibit C.

DEAD END STREET CLOSED
OFF IN FRONT OF BOYD
MASON'S PROPERTY

It was moved by Commissioner Hudson, seconded by Commissioner Hawk that a portion of a dead end street in front of Boyd Mason's property be closed. The vote was unanimous.

CLERK AND MASTER PLACED
ON GUARANTEED SALARY ACT

It was moved by Commissioner Eldridge and seconded by Commissioner Jones that Lloyd Black be placed on the guaranteed salary act. The vote was unanimous.

DISCUSSION OF
ROAD BILL ACT

Commissioner Jones discussed the road bill act, Chapter 265, House bill #1259, and asked that a copy be filed with the Election Commission and attached to the minutes of County Court. A copy is being attached hereto as Exhibit 2.

ELECTION OF NOTARY
PUBLICS

It was moved by Commissioner Hartsook and seconded by Commissioner Eldridge that the following Notary Publics be elected: Randall W. McGill and Particia M. Easter. The vote was unanimous.

____ William H. Russell
COUNTY JUDGE

Riley Wampler
COUNTY CLERK

BYLAWS OF THE BOARD OF TRUSTEES

LOUDON COUNTY MEMORIAL HOSPITAL

WHEREAS, Loudon County Memorial Hospital is a non-profit governmental hospital organized by Loudon County under its authority as a political subdivision of the State of Tennessee; and

WHEREAS, the purpose of the hospital is to serve as a center for health care for the people of Loudon County, and to provide a means of providing good patient care.

WHEREAS, it is necessary to provide for the orderly and reasonable organization and operation of the hospital,

THEREFORE, the Loudon County Quarterly Court has duly adopted these bylaws:

ARTICLE I

ESTABLISHMENT OF HCSPITAL BOARD

There is hereby created and established in Loudon County, Tennessee, a Board of Trustees to have full charge of the operation and maintenance of the Loudon County Memorial Hospital in Loudon County, Tennessee.

ARTICLE II

PURPOSES AND AUTHORITY OF BOARD

Section 1: The Board of Trustees shall have and be vested with full authority and responsibility for the operation, management, conduct and control of the business and affairs of the Loudon County Memorial Hospital (except as may be otherwise indicated herein or by applicable law) which shall include the following:

a. Determine the policies of the hospital, with realltion to the patients therein and to community needs.

Date approved by Loudon County

Quarterly Court: _____

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b. Provide equipment, facilities and personnel consistent with the needs of the patients of said hospital, and within the budget needs authorized by the Quarterly Court of Loudon County.

c. See that professional standards are maintained in the care of the sick.

d. Provide adequate finances by sufficient income and by enforcing business-like control of expenditures.

e. Provide for the safe administration of funds entrusted to said hospital.

f. Keep adequate records of the hospital finances and activities.

g. Surround the patients within said hospital with good, reasonable care and protection, thereby fulfilling the moral and legal responsibility of the hospital, to include the exercising of proper care and judgment in the selection of a qualified administrator.

Section 2: The authority and responsibility of the Board of Trustees shall include but not be limited to the establishment, promulgation, and enforcement of rules, regulations and policies of the hospital, the upkeep, maintenance and protection of all property belonging to the hospital, and the administration of the fiscal and other necessary affairs of the hospital within the provisions of State law, and the execution of all contracts, agreements and other instruments unless otherwise specified or required by State and/or Federal laws and regulations.

ARTICLE III

APPOINTMENT AND ORGANIZATION OF BOARD

Section 1: Said Board of Trustees shall be composed of nine (9) in number, each elected or appointed by the Loudon County Quarterly Court who shall serve without compensation, except an expense allowance for each board meeting attended, not to exceed \$25.00 per meeting and

shall be authorized any additional personal expenses as authorized by the Board for travel outside the County. No person who receives a full time regular salary from Loudon County or one of its departments may receive the "per meeting" expense allowance.

Section 2: The regular term of each elected member will be three years; and the election (or re-election) of new members shall be in September of each year, the first year being Sept. 1, 1977, with the elected new members to take office in September, the members of the board, however, to serve until their successors are elected.

Section 3: Board members will be apportioned so that the residences of members are from the same districts and in the same proportion as the make-up of membership on the County Commission.

Section 4: The terms of the members are "staggered" in three panels, with a new panel of three to be elected each year. For the first election, Panel I will only serve one year, Panel II will serve two years, and Panel III will serve three years, but members of all panels will subsequently serve three year terms.

<u>Panel I</u>	<u>Panel II</u>	<u>Panel III</u>
District 1 (A)	District 1 (B)	District 1
District 2 (A)	District 2 (C)	District 3
District 3 (B)	District 5 (D)	District 5

Section 5: It is specifically provided that no more than one third of the members may be County Commission Members and no more than one-third may be physicians. Nominations of the members for election for the Board will come from the Commissioner from the appropriate section of the county. The term of any Commissioner on the Board of Trustees is co-terminus with his office as County Commissioner.

Section 6: The County Chief Executive Officer, Administrator, and the Chief of Staff of the hospital are ex-officio members of the Board without vote.

Section 7: A trustee whose term has expired shall continue to serve until his successor shall have been elected in the manner herein provided. In the event of death or resignation of a board member prior to the expiration of his term, his successor shall be elected by the County Commission of Loudon County, TN, for the unexpired term. Member may not serve two successive terms.

ARTICLE IV

OFFICERS

Section 1: At the first meeting of the Board of Trustees, the Board shall elect from its membership a president, vice-president, and a secretary, the secretary may or may not be a member of the board, each of said officers to serve a one-year term and to be eligible for re-election. Any elected or appointed officer may be removed at any time by the Board. A vacancy in any office may be filled by the Board for the unexpired portion of the term.

Section 2: DUTIES OF THE OFFICERS

- a. President: The president shall preside at the meetings of the board. He shall be an ex-officio member of all board and management committees, except the nominating committee, and ex-officio member without vote of all committees or organizations that are associated or affiliated with the hospital. He shall also perform all duties incident to the office of president and such other duties as may be prescribed by the board from time to time.
- b. Vice-President: The vice-president may perform such duties as may be assigned to him by the board or the president. In the absence of the president or in the event of his disability, inability, or refusal to act, the vice-president shall perform the duties of the president with the full powers of, and subject to the restrictions upon the president.
- c. Secretary: The secretary shall provide for the keeping of minutes of all meetings of the board; may give or cause to be given appropriate notices in accordance with these bylaws or as required by law; and shall

perform all duties incident to the office and such other duties as may be assigned from time to time by the president of the board.

Section 3: In the event of the absence or inability of the administrator to sign checks, the president of the Board of Trustees has the authority to do so in conjunction with the County Chief Executive Officer, or the Board may authorize the assistant administrator or other appropriate person.

ARTICLE V

MEETINGS OF THE BOARD

Section 1: The Board of Trustees shall hold regularly monthly meetings, the regular day and time to be set by resolution of the Board, which day may be changed from time to time by proper resolution. One such regular meeting shall be designated as the annual meeting.

Section 2: Special meetings of the Board may be called by the president, or by any three members, with five days' written notice to the remainder of the Board members.

Section 3: Voting

a. A majority of the voting members of the Board shall constitute a quorum, and the affirmative vote of a majority of the membership shall be required for the Board to act.

b. The president votes only to break a tie vote or when such vote would make a clear majority.

Section 4: Due "public notice" of all meetings of the Board shall be given in accordance with State law.

ARTICLE VI

HOSPITAL ADMINISTRATION

Section 1: The Board of Trustees shall have authority to employ and appoint a chief executive officer or hospital administrator for said hospital who shall hold office at the pleasure of the Board. The administrator may serve as secretary to the board.

He shall be a qualified person, and experienced in hospital administration, whose duties and responsibilities shall be as herein designated and as shall be determined and prescribed by the Board of Trustees.

Section 2: The administrator employed by the Board shall have the following duties.

- a. Shall be the chief executive officer of the hospital, subject to the bylaws, rules and regulations adopted by the Board, and shall be under the control and direction of the Board of Trustees.
- b. Shall equip the hospital with all necessary furniture, appliances, fixtures, equipment and needed facilities for the care and treatment of patients and for the use of the officers and employees thereof.
- c. Shall be the "purchasing agent" or general agent for the hospital as to all contracts, and shall work with the county purchasing agent in purchasing all necessary supplies and equipment, subject to all county purchasing rules, laws, and regulations.
- d. Shall have general supervision and control of the records, accounts and bills of the hospital, and all internal affairs, and shall maintain discipline therein and shall enforce compliance with and all obedience to all rules, bylaws and regulations adopted by the Board of Trustees and/or required by Federal, State and local laws, for the government, discipline and management of said hospital, and the employees and patients thereof.
- e. Shall make such further rules, regulations and orders as he may deem necessary, not inconsistent with law or the rules and regulations of the Board of Trustees.
- f. Shall collect, or cause to be collected, and receive all monies due the hospital; and such monies, when collected, shall be deposited daily when possible, in the bank account of the County

trustee on receivable warrants in the same form as received; shall keep an accurate account of the same; shall pay the expenses of the operation of the hospital, from funds available, by county warrants drawn on the county trustee, with the exception that a special payroll banking account may be established, such warrants to be countersigned by the county judge. A complete report of the operations of the hospital shall be presented by the administrator to the monthly meetings of the Board of Trustees, when possible.

g. Before entering upon the discharge of his duties, the administrator shall give a bond in such sum as the Board of Trustees may determine to secure the faithful performance of his duties, the cost of the same to be included in the expense of the operation of the hospital.

h. Shall perform such other duties as the Board of Trustees may prescribe.

i. Provide liason among the Board, the medical staff, and the departments of the hospital.

j. Provide the hospital's professional staff with the administrative support and personnel reasonably required to carry out their review and evaluation activities.

k. Organize the administrative functions of the hospital, delegate duties, and establish formal means of accountability on the part of subordinates.

l. Be responsible, except as otherwise provided, for selecting, employing, controlling, and discharging employees, and for developing and maintaining personnel policies and practices.

m. Establish such hospital administrative departments as are necessary, provide for departmental and interdepartmental meetings, and attend or be represented at such meetings.

n. Be responsible for the maintenance and insurance of all physical properties.

o. Perform any other duty within the express or implicit terms of his duties that may be necessary for the best interest of the hospital,

ARTICLE VII

MEDICAL STAFF ORGANIZATION

Section 1: The Board shall cause to be created a medical staff organization, whose membership shall be comprised of all practitioners privileged to attend patients in the hospital. Membership in this medical staff organization shall be prerequisite to the exercise of clinical privileges in the hospital, except as otherwise specifically provided in the medical staff bylaws.

Section 2: Delegation to the Medical Staff and Action by the Board.

a. The Board shall delegate to the medical staff the responsibility and authority to investigate and evaluate all matters relating to medical staff membership status, clinical privileges and corrective action, and shall require that the staff adopt and forward to it written recommendations thereon that will allow the board to take informed action.

b. Final action on all such matters shall be taken by the Board after considering the staff recommendations, provided that the Board shall act in any event if the staff fails to adopt and submit any such recommendation within the time periods required by the medical staff bylaws. Such Board action without a staff recommendation shall be based on the same kind of documented investigation and evaluation of current ability, judgment, and character as is required for staff recommendations.

Section 3: Terms and Conditions of Membership and Privileges.

a. The terms and conditions of membership status on the medical staff, and of the exercise of clinical privileges, shall be as specified in the medical staff bylaws.

b. The procedure to be followed by the medical staff and the Board in acting on matters of membership status, clinical privileges, and corrective action shall be specified in the medical staff bylaws.

Section 4: Allied Health Professions (Paramedical Personnel)

Allied Health Professionals means an individual, other than a licensed physician, dentist or podiatrist, whose patient care activities require that his authority to perform specified patient care services be processed through medical staff channels.

Section 5: Chief of Staff or Medical Director (or President of the Staff). The Board shall appoint a chief of staff to serve as the chief medical officer of the corporation. The medical staff shall have the initial responsibility to recommend to the Board at least one qualified nominee for the position. Such responsibility shall be exercised in good faith and in a reasonable, timely and responsible manner, reflecting the interests of providing patient care of the generally recognized professional level of quality and efficiency. If the staff fails to so exercise this responsibility, and after written notice from the Board to such effect including a reasonable period of time for response, the Board may proceed on its own initiative to appoint a chief of staff. The chief executive officer shall also be consulted in the naming of a chief of staff.

Section 6: Removal from office of the chief of staff or any other medico-administrative officer shall be accomplished as specified in the medical staff bylaws, but the removal or suspension of the

clinical privileges of a officer/member of the medical staff shall automatically remove the officer from office and a new officer will be appointed as soon as possible under the procedures set forth in Section 5 of this article.

Section 7: Medical Staff Adoption of Bylaws

a. Basic Content and Purpose. The medical staff organization shall propose and adopt bylaws, rules and regulations for its internal governance which shall be effective when approved by the Board. These bylaws shall create an effective administrative unit to discharge the functions and responsibilities assigned to the medical staff by the Board. The bylaws, rules and regulations shall state the purposes, functions and organization of the staff and shall set forth the policies by which the medical staff exercises and accounts for its delegated authority and responsibilities.

b. Procedure. The medical staff shall have the initial responsibility to formulate, adopt and recommend to the Board staff bylaws and amendments thereto which shall be effective when approved by the Board. If the staff fails to exercise this responsibility in good faith and in a reasonable, timely and responsible manner, and after written notice from the Board to such effect including a responsible period of time for response, the Board may resort to its own initiative in formulating or amending medical staff bylaws. In such event, staff recommendations and views shall be carefully considered by the Board during its deliberations and in its actions.

Section 8: Professional Accountability to the Board. The medical staff and other health care professionals providing patient care services shall conduct and be accountable to the Board for conducting activities that contribute to the preservation and improvement of the quality and efficiency of patient care provided in the hospital. These

activities shall include:

- a. Delineation of clinical privileges for medical staff members commensurate with individual credentials and demonstrated ability and judgment and assignment of patient care responsibilities to other health care professionals consistent with individual qualification and demonstrated ability.
- b. Provision of continuing professional education, shaped primarily by the needs identified through the review and evaluation activities.
- c. Utilization review procedures based on patient-specific needs to provide for appropriate use of the hospital's resources.
- d. Monitoring of patient care practices through the defined functions of the medical staff, the other professional services, and the hospital administration.
- e. Retrospective review and evaluation of the quality of patient care through a valid and reliable patient care evaluation procedure.
- f. Such other measures as the Board may, after receiving and considering the advice of the medical staff, the other professional services and the hospital administration, deem necessary for the preservation and improvement of the quality and efficiency of patient care.
- g. Conduct specific review and evaluation activities to assess, preserve and improve the over-all quality and efficiency of patient care in the hospital. All such findings and recommendations of the medical staff shall be in writing, signed by the person responsible for conducting the review activities and supported and accompanied by documentation upon which the Board can take informed action.

ARTICLE VIII

STANDING BOARD COMMITTEES

Section 1: The Board will have the following standing committees: Joint Conference and Long Range Planning. The Board, by resolution adopted by a majority of the Trustees, shall designate the members of these committees and the chairman.

Section 2: Additional Board Committees The Board, by resolution adopted by a majority of the trustees, may create from among its own voting membership one or more additional Board committees. The resolution creating any such additional Board committee shall designate: the members of the Board who are to serve as its voting members; the chairman of the committee; the authority of the Board which the committee shall have when the Board is not in session and any limitations thereon; and the functions the committee shall discharge.

Section 3: Creation and Combination of Committees The creation of the Board committees named in these bylaws is discretionary with the Board. If the Board determines that any one of such committees should not exist, it shall assign the functions of such committee to a new or existing committee or the Board acting as a committee of the whole.

Section 4: Tenure Each member of a committee shall hold membership until the Board feels the committee has discharged its assigned tasks or he shall resign or be removed from the committee.

Section 5: Meetings, Notice and Quorum Meetings of a committee may be called by the chairman of the Board, the chairman of the committee, or a majority of the committee's voting members. Each committee shall meet as often as is necessary to perform its duties. Notice may be given at any time and in any manner reasonably designed to inform the members of the time and place of the meeting.

However, for all committees which have two or more Board members as a part of the committee, due "public notice" of such meetings shall be given in accordance with State law. A majority of the voting members of the committee shall constitute a quorum for the transaction of business at any meeting of such committee. Each committee shall keep minutes of its proceedings and shall report periodically to the Board.

Section 6: Manner of Acting The act of a majority of the members of a committee present at a meeting at which a quorum is present shall be the act of the committee so meeting. No act taken at a meeting at which less than a quorum was present shall be valid unless approved in writing by the absent members. Action may be taken without a meeting by a writing setting forth the action so taken signed by each member of the committee entitled to vote thereat.

Section 7: Joint Conference Committee

a. Composition The Joint Conference Committee shall consist of nine members; four of whom shall be appointed from the Board of Trustees, by the president of the Board, one of whom shall be the president of Board, ex-officio; four members shall be members of the medical staff, of which one shall be the chief of staff, ex-officio, and the ninth member shall be the administrator of the hospital or his designate. A quorum shall be a majority of members and have not less than two members each from the Board of Trustees and the medical staff, and a representative from administration. Chairmanship of the meeting shall alternate semi-annually between the representatives of the Board of Trustees and the medical staff. Meetings shall be held bi-monthly and more often as necessary.

b. Duties The duties of the Joint Conference Committee shall be to:

- (1) Receive recommendations from the medical staff, review and make final recommendation through the administrator to the Board of Trustees on all appointments to the staff of the

hospital and on assignments of responsibilities within the medical staff, including definition of the scope of privileges, reappointments, reductions, extensions, suspensions, and termination of privileges.

- (2) Recommend through the administrator to the Board of Trustees the specific clinical privileges to be granted to each member of the medical staff consistent with the scope of clinical privileges allowed in the institution.
- (3) Recommend through the administrator to the Board of Trustees the adoption of amendments to, or repeal of rules and regulations governing the medical staff.
- (4) Receive and make recommendations to the Board of Trustees regarding any communications, requests, or recommendations presented by the medical staff through its duly authorized representatives.
- (5) Constitute a liaison group that shall discuss medical administrative matters between the Board of Trustees, the administrator, and the medical staff.
- (6) Shall review the quality of medical care; review reports on the activities of the medical staff; and make such recommendations to the Board of Trustees in respect thereto as the committee considers to be in the best interest of the patients and the hospital.
- (7) It shall serve as an Accreditation Committee for maintenance of Joint Commission on Accreditation of Hospitals accreditation.

Section 8: Long Range Planning Committee

a. Composition The Long Range Planning Committee shall be composed of five members; the President of the Board of Directors, who shall serve as chairman of the standing committees, the administrator, and the chief of the medical staff. This committee shall meet not less than once per year and more often as necessary.

b. Duties

- (1) Developing long range plans and programs for the institution, based on community need, and shall submit such plans and programs to the Board of Trustees for approval.
- (2) Review, approve and recommend to the Board of Trustees a written overall plan and budget reflecting an operating budget and a capital budget expenditures plan which shall be reviewed and updated at least annually.

ARTICLE IX

ADVISORY COUNCIL

Section 1: Creation of Advisory Council: The governing board

may, at its option, create an advisory council to serve the hospital. If created, the members of this council shall be chosen and shall serve in the manner provided in these bylaws.

Section 2: Election, Composition and Purpose. The Board shall select the advisory council from among residents in the community served by the hospital and other individuals who have volunteered their particular expertise and services to the hospital. They shall be selected to provide:

- a. Direct liaison with all major elements of the community served.
- b. Expertise in their specialty area, along with knowledge of the health care needs, attitudes, activities, and interests in the community.
- c. Advice on recent trends in the health care field particularly as such trends may affect the operations of the hospital and its relationship to the community.

Section 3: Functions The primary functions of members of the advisory council are to serve as potential members of Governing Board, when applicable, and as individual advisors to the hospital's officers and other executives. Service on the advisory council is also intended to familiarize community representatives and leaders with the functionings of the hospital and the field of health care.

ARTICLE X

CONFLICT OF INTEREST

Section 1: No trustee with vote shall or may be interested in any work or any contract of the hospital, or be indirectly interested in any such contract.

Section 2: Duality of Interest

a. Any officer, key employee, or committee member having an interest in a contract or other transaction presented to the Board of Trustees or a committee thereof for authorization, approval, or ratification shall make a prompt, full, and frank disclosure of his interest

to the Board or committee prior to its acting on such contract or transaction. Such disclosure shall include any relevant and material facts, known to such person, about the contract or transaction which might reasonably be construed to be adverse to the hospital's interest.

b. For the purposes of this Section, a person shall be deemed to have an "interest" in a contract or other transaction if he is the party (or one of the parties) contracting or dealing with the hospital, or is a director, trustee or officer of, or has a significant financial or influential interest in, the entity contracting or dealing with the hospital.

ARTICLE XI

AUDITS AND REPORTS

The Board of Trustees shall annually present to the Quarterly County Court of Loudon County, Tennessee, at the October term of said Court, a report setting forth the operation of said hospital for the previous year, both financially and otherwise, and shall quarterly submit a financial summary of the operations of the hospital to the County Budget Committee.

LOUDON COUNTY HIGHWAY DEPARTMENT
BUDGET AMENDMENT
September 19, 1979

Transfer from Account No. 142-43104-744 (Repairs & Maintenance) \$10,000.00 to Account
No. 142-43104-650 (Bridge & Road Materials) Maintenance

Transfer \$10,000.00 from Account No. 142-43104-795 (Rock) to
Account No. 142-43104-650 (Bridge & Road Materials)

LOUDON COUNTY HIGHWAY DEPARTMENT
BUDGET AMENDMENT
September 24, 1979

	<u>Dr.</u>	<u>Cr.</u>
142 17100 Estimated Revenues	\$40,397.83	
State Supplement		
142 24100 Appropriations		\$40,397.83
142-43104-650 Bridge & Road Materials		

Eugene Crawley

Eugene Crawley B

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GENERAL PURPOSE SCHOOL
BUDGET AMENDMENTS 10/1/79

<u>Acct. No.</u>		<u>Dr.</u>	<u>Cr.</u>
161 17100	Estimated Revenue	\$1,146.66	
	161 133.29 U.S.D.A Funds		
161 24100	Appropriations		\$1,146.66
	161 2930.9 Materials & Supplies		

U.S.D.A funds from State to be used in Nutri. Education Training only
and to be expended by November 30, 1979.

161 17100	Estimated Revenue	2,130.62	
	161 203 Refunds		
161 24100	Appropriations		\$2,130.62
	161 2630.1 Electricity	\$1,201.00	
	161 2620.8 Telephone	9.62	
	161 2210.31 Teachers Salaries	810.00	
	161 3710.31 Voc. Tea. Salaries	75.00	
	161 2851.5 Health Insurance	35.00	

Refunds to be placed in the above various accounts as
requested by the Loudon County Board of Education.

Minutes _ Loudon County Purchasing Committee

The Loudon County Purchasing Committee met September 18, 1979, to open and award the following bids:

DEFIBRILLATOR for Loudon County Ambulance Service. Bid awarded to Motorola Communications and Electronics of Knoxville.

Motorola Communications & Electronics	\$6,020.00
Physio-Control, Inc.	6,360.00

Two SCHOOL BUS ROUTES: Stockton Valley and Steekee routes. Bid awarded to Carl Ritchey of Loudon as only bid received.

Carl Ritchey	47.5 per mile
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FURNITURE for the Board of Education: Bid awarded as follows: Stacking Chairs to Heywood-Wakefield.

Heywood-Wakefield	12.96 each
Interstate School Supply	19.10 each

Round tables and stell shelf units: Bid awarded to Interstate School Supply.

Interstate School Supply	527.90
School & Office Supply	563.60

Storage cabinets; Bid awarded to School & Office Supply of Knoxville.

School & Office Supply	464.00 each
Interstate School Supply	515.90 each.

THIS INSTRUMENT PREPARED BY
FOWLER & GIBSON
ATTORNEYS AT LAW
LOUDON, TENN. 37774

LEASE

THIS LEASE made and entered into on this _____ day of September, 1979, by and between Loudon County, a political subdivision of the State of Tennessee, hereinafter called Lessor, and The Loudon Quarterback Club, an organization located within the City of Loudon, Loudon, Tennessee, hereinafter called Lessee.

WITNESSETH

WHEREAS, the Lessee is desirous of entering and taking over the operation of the Little League Football, and in doing so needs a place in which they can play football and to have control over the operations and maintenance of a place to play these games;

Loudon County is the owner of a football field known as the old Loudon football field located on Fort Hill, which includes football field, stands and a dressing area, and a hillside parking area; NOW, THEREFORE

Upon the consideration of One Dollar (\$1.00) cash in hand paid, and the mutual covenants and agreements hereinafter expressed the Lessor does hereby lease to the Lessee, and the Lessee does hereby lease from the Lessor, that area of real estate located within the City of Loudon and on Fort Hill, known as the Old Loudon Football Field, which includes its stands and the dressing room and the hillside parking area.

In consideration thereof, the Lessee covenants and agrees:

1. That it will keep proper maintenance of said property and keep the seats in a good state of repair, and the building known as the dressing room, in a good state of repair.

2. To use the premises only as a playground and to keep said property so that it will not be used as a nuisance and to surrender said property back in as good a condition as it was received.

Edw. L. L. C.

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3. To keep in a good state of repair all the property located on said leased land.

4. To keep the utilities paid on said premises during the term of this lease.

5. To safeguard Loudon County from any liability growing out of any accidents that may happen by the use of the Lessee of said property.

This lease is for a period of one (1) year, which shall automatically be extended for one (1) year at a time, for a total of ten (10) years unless cancelled by either party in writing, on or before August 1 of each year hereafter.

It is mutually agreed that the Lessor may assume ^{or Retake} possession of the leased property, upon giving written notice to the Lessee, sixty (60) days from the date of said written notice, due to the Lessee's failure to maintain said property, failure to keep the matter policed so as to allow it become a nuisance, or in the event that the Lessee does not exist as a Quarterback Club in the operation of Little League Football teams.

It is further mutually agreed that the Lessor shall have no duty to do any maintenance on said property during the terms of this lease; or that this lease agreement may be amended only in writing by mutual consent.

IN WITNESS WHEREOF the parties have executed this agreement in duplicate, each copy being an original, on the day and date first above written.

Lessor

Lessee

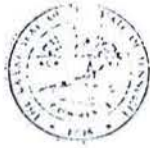
STATE OF TENNESSEE)
COUNTY OF LOUDON)

Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State, _____, with whom I am personally acquainted, and who acknowledged that he is _____ of Loudon County, Tennessee, the within named bargainor, and as such _____, being authorized so to do, he executed the within instrument for the purposes therein contained, by signing the name of said Loudon County, Tennessee, as such

Witness my hand and seal at office in Loudon County,
Tennessee, on this September _____, 1979.

Notary Public

My Commission Expires:



STATE OF TENNESSEE
SECRETARY OF STATE
NASHVILLE, TENNESSEE 37219

March 30, 1976

JOE C. CARR
SECRETARY OF STATE
CAPITOL BLDG. 741-2316

JAMES P. BRADLEY
EXECUTIVE ASSISTANT
CAPITOL BLDG. 741-2316

ADMINISTRATIVE PROCEDURES	
976 CAPITOL HILL BLDG.	741-2073
CORPORATIONS	
CI-101 CENTRAL SERVICE BLDG.	741-2225
ELECTIONS	
504 CAPITOL HILL BLDG.	741-2659
TRADEMARK SECTION	
CAPITOL BLDG.	741-2217
UNIFORM COMMERCIAL CODE	
CI-101 CENTRAL SERVICE BLDG.	741-3275

County Election Commission
Loudon County Courthouse
Loudon, TN 37774

Dear Sir:

On the 28th day of March 1976, p r i v a t e Chapter
Number 265 was signed and approved by the Governor.

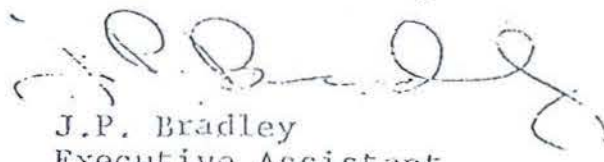
In accordance with the provisions of that chapter, it now becomes necessary that a majority of the number of qualified voters of the county approve or disapprove this Act. Its approval or non-approval shall be proclaimed by the County Election Commissioners and certified by them to the Secretary of State as provided by law in the case of General Elections.

Should you have any questions concerning ~~this matter~~ or if we can be of any assistance to you in any way, please do not hesitate to call on us.

I would point out that if no action is taken, this office should be notified of that fact.

This information is necessary in order that the Secretary of State may make an accurate publication of the Acts of the 89th General Assembly.

Sincerely yours,


J.P. Bradley
Executive Assistant

Exp. Lulu D

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State of Tennessee



To all to whom these Presents shall come, Greeting:

I Joe A. Carr, Secretary of State of the State of Tennessee, do hereby certify that the annexed is a true copy of

CHAPTER NO. 265

HOUSE BILL NO. 1259

PRIVATE ACTS OF 1976

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 30th day of March A.D. 1976

Joe A. Carr

Secretary of State

PRIVATE CHAPTER NO. 265

HOUSE BILL NO. 1259

By Stafford, O'Brien

Substituted for: Senate Bill No. 1331

By Koella

AN ACT to provide a system of Public Transportation for Loudon County, to provide for the Creation of a Department of Transportation; to establish the Office of Commissioner of Transportation, and to provide for the election of the County Commissioner of Transportation; and to provide for the powers, duties, and compensation for such Commissioner, and a general plan for the construction, repair, and maintenance of the roads, highways, and bridges in said County by providing that the said Transportation Commissioner and Department of Transportation will be operated under, and in accordance with the provisions of the Tennessee County Uniform Road Law (Public Acts of 1974 (Adj. S.) Chapter 738, Sections 1 - 16); and to repeal Chapter 19 of the Private Acts of 1937, (3rd Extraordinary Session), Chapters 3, 4, and 273 of the Private Acts of 1953, Chapter 324 of the Private Acts of 1955, Chapter 367 of the Private Acts of 1958, Chapter 318 of the Private Acts of 1974, and all laws and parts of laws in conflict with the provisions of this Act.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, For the purpose of providing an efficient system of roads, highways, and bridges and the building, construction, reconstruction, maintenance and repair of roads, highways, and bridges in Loudon County, Tennessee, and to provide for the development of other public means of transportation, a Department of Transportation for said County is hereby created.

SECTION 2. BE IT FURTHER ENACTED, There is hereby established the office of Commissioner of Transportation. The said Commissioner of Transportation will be elected for a term of four years, the first election for said official to be by the qualified voters residing in Loudon County, in the general election to be held on the first Thursday in August, 1978, as now provided by law, and every four years thereafter. The said Commissioner shall be a bona fide resident of Loudon County and shall otherwise bear the qualifications as required by "The County Uniform Road Law", Chapter 738, Public Acts of the Tennessee General Assembly of 1974 (Adj. Session), and as said Act might be amended in the future, the said chapter being codified as Tennessee Code Annotated 54-1001 through 54-1017. In the event of a vacancy in the office, the vacancy will be filled by appointment of the County Judge, subject to approval of the Quarterly Court, such appointed Commissioner to serve until September 1 following the next general County election after the vacancy occurs, at which time a new Commissioner will be elected.

SECTION 3. BE IT FURTHER ENACTED, The Commissioner of Transportation shall have the qualifications, term of office, duties, powers and authority and minimum compensation as provided by "The County Uniform Road Law: as codified in Tennessee Code Annotated 54-1001 through 54-1017, and shall be subject to the same limitations, conditions prohibitions and punishments as provided in the aforesaid County Uniform Road Law. The compensation or salary of said commissioner may be increased by action of the Quarterly Court. All employees of said Department shall be subject to any system of merit service, and/or job description, and pay classification, that may be adopted by the Quarterly Court.

SECTION 4. BE IT FURTHER ENACTED, The Commissioner of Transportation shall hold a public meeting at least once a month on the fourth Monday of each month at 7:30 in the evening for the purpose of giving the citizens of the County an opportunity to appear and be heard as to complaints, criticisms, requests, petitions, and discussion as to the problem of any specific roads or highways or bridges in Loudon County, or the general plans of the Department of Transportation.

SECTION 5. BE IT FURTHER ENACTED, That the duties and responsibilities of the Loudon County Commissioner of Transportation also shall encompass the planning for, and administration of, other modes of transportation that will benefit the people of the County, and further shall encompass such other duties and responsibilities as might be assigned to the Commissioner and the Department by the Quarterly County Court.

SECTION 6. Upon petition by ten percent (10%) of the registered voters of Loudon County, an election shall be called by the county election commission for the purpose of recalling and removing from office the Loudon County Commissioner of Transportation. At the recall election, a majority of those voting shall be required to remove the Commissioner from office. If the Commissioner is removed from office, the vacancy will be filled by appointment of the County Judge, subject to approval of the Quarterly Court, such appointed Commissioner to serve until September 1 following the next general county election after the vacancy occurs, at which time a new Commissioner will be elected. The county election commission shall prescribe the form to be used in the recall petition and shall verify the signatures thereon as being those of registered voters in Loudon County. The qualifications of voters voting in the election shall be the same as those required for participation in general elections. All laws applicable to general elections shall apply to the recall election.

SECTION 7. BE IT FURTHER ENACTED, That Chapter 19 of the Private Acts of 1937 (3rd Extraordinary Session), Chapter 552 of the Private Acts of 1939, Chapters 3, 4, and 273 of the Private Acts of 1953, Chapter 324 of the Private Acts of 1955, Chapter 367 of the Private Acts of 1968, and Chapter 318 of the Private Acts of 1974, and all laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

SECTION 8. All sections of this act and parts thereof are declared to be independent sections, or parts of sections, and the holding of any section or part thereof to be unconstitutional or void shall not affect any other section or provision of this act.

SECTION 9. BE IT FURTHER ENACTED, That all laws and parts of laws in conflict with this Act are hereby repealed. The Act shall have no effect unless it is approved by a majority of the number of qualified voters of Loudon County, Tennessee, voting in an election on the question of whether or not the Act should be approved. The ballots used in the regular election to be held on August 5, 1976, shall have printed on them the substance of this Act and the voters shall vote for or against its approval. The votes cast on the question shall be canvassed and the results proclaimed by the county election commissioners and certified by them to the Secretary of State as provided by law in the case of general elections. The qualifications of voters voting on the question shall be the same as those required for participation in general elections. All laws applicable to general elections shall apply to the determination of the approval or rejection of this Act.

SECTION 10. For the purpose of approving or rejecting the provisions 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 9.

HOUSE BILL NO. 1259

PASSED: March 11, 1976

Ned R. McWhorter
SPEAKER OF THE HOUSE OF REPRESENTATIVES

Johnnie
SPEAKER OF THE SENATE

APPROVED this 28th day of March 19 76

Ray Blanton
GOVERNOR