

COUNTY LEGISLATIVE BODY

JULY 14, 1980

Be it remembered that the County Legislative Body of Loudon County met in regular session on July 14, 1980 with the Honorable William H. Russell, County Judge, presiding and Riley Wampler, County Clerk of said county was present; Whereupon Sheriff Joe Sims opened Court, led the Pledge of Allegiance to the Flag and introduced Emmett Carter who gave the Invocation.

The following Commissioners were present:

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

MINUTES
APPROVED

It was moved by Commissioner Hartsook and seconded by Commissioner Jones that the minutes of June 2, 1980, June 12, 1980 and June 30, 1980 be approved as presented. The vote was unanimous.

RUBY LUTZ DAY

Commissioner Blair read a Resolution declaring July 16, 1980 as Ruby Lutz Day in appreciation for the many years that she took care of the Courthouse and Lawn making it one of the most beautiful places in the County and that the Resolution be spread upon the Minutes and a copy be sent to Mrs. Lutz. It was moved by Commissioner Blair and seconded by Commissioner Eldridge that this be approved. The vote was unanimous and is attached hereto as Resolution No. 91-80 Exhibit No. A.

BUDGET
APPROVED

It was moved by Commissioner Jones and seconded by Commissioner Hudson that the 1980-81 Budget be approved as presented and is attached hereto as Resolution No. 92-80 Exhibit No. B. Upon Roll Call, Vote was unanimous.

TAX ANTICIPATION
NOTES

It was moved by Commissioner Blair and seconded by Commissioner Jones that the Approval of a Resolution to Barrow \$250,000.00 Tax Anticipation Notes was approved upon Roll Call Vote. The Resolution being attached hereto as Resolution No. 93-80 Exhibit No. C.

PLANNING
COMMISSION

Mr. Dave Folz gave the Loudon County Planning Commission report, which is attached hereto as Exhibit No. D.

Commissioner Jones and Commissioner Eldridge ask that the amending of the Zoning Resolution in regard to permitting 2 Trailers on one lot be considered by the Planning Commission.

It was moved by Commissioner Jones and seconded by Commissioner Luttrell that the Rezoning Request-Parcel 183, Map 17, from C-2, General Commercial to R-1, Suburban Residential (W.D. Cassidy, Simpson Road, 5th District) be approved. The vote was unanimous. The Resolution being attached hereto as Resolution No. 94-80 Exhibit No. E.

PLANNING
COMMISSION

It was moved by Commissioner Jones and seconded by Commissioner Eldridge that the rezoning request Parcel 2-30-31 an unopened alley and Parcel 6, Group H, Map 29E from C-2, General Commercial to E-1 Suburban Residential - O'Neal, E.T.Jones, West Lenoir City Church of God, and T.L.Hughes (5th District) be approved. The Resolution being attached hereto as Resolution No. 95-80 Exhibit No. 4.

It was moved by Commissioner Jones and seconded by Commissioner Eldridge that the rezoning request -Parcels 34,35,36,37-1,38,39,40, 40-1,40-2,40-3,41,42,43,44,44-1,44-2,44-3,45,46,47,48,49-0,49-1,50, Group A, Map 29=J from A-2,Rural Residential to R-1, Suburban Residential. These Parcels being located between U.S.11 and Huntsville Hollow Road in the 5th District. The vote was unanimous with the Resolution being attached hereto as Resolution No. 96-80 Exhibit No. 1.

LOUDON COUNTY
BOARD OF HEALTH

It was moved by Commissioner Hudson and seconded by Commissioner Luttrell that the Loudon County Legislative Body accept the Committee's Appointments of the following members to the Loudon County Board of Health:

County Judge --- William H.Russell

County Supt. --- Edward Headlee

Health Office -- Dr.Carolyn Beard

R.N. --- Neville Grimes

Co.Physician --- Dr.Peter Stimpson

Dentist --- Dr.Gerald Harris

Vet. --- Dr.Barry Gordon

Doctors --- Dr.Elsie Tompkinson, Dr.Corrie Blair,Dr.Walter Shea,
Dr.Harold Freeman

Pharmacist --- Charles Beach

The vote was unanimous .

ETHIC
APPOINTEES

It was moved by Commissioner Hawk and seconded by Commissioner Eldridge that the consideration of ratification of Appointees to the East Tennessee Health Improvement Council (Sara Archer and Royce Copeland) be approved. The vote was unanimous.

CTAS
REPRESENTATIVE

Judge Russell introduced CTAS Representative, John Headrick, who spoke to the Commissioners concerning ways to get more tax money for the County.

NOTARY PUBLICS

It was moved by Commissioner Jones and seconded by Commissioner Luttrell that the following Notary Publics be approved:

Rhonda Crattie

Janice B.Hill

ADJOURNMENT

There being no further business, Court was adjourned.

RESOLUTION

91-80

WHEREAS, For many long years Mrs. J. J. (Ruby) Lutz had entrusted to her care the Loudon County Court House and grounds; and

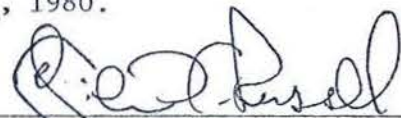
WHEREAS, in fulfilling this task she brought to herself and her County much acclaim and well deserved attention for keeping "the cleanest Court House in Tennessee"; and

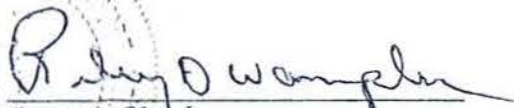
WHEREAS, Mrs. Lutz's efforts will have a lasting effect on all those who were able to share the beauty of a clean building and beautiful flowered and shrubbed court yard,

IT IS THEREFORE resolved that in recognition and appreciation for the said Ruby Lutz that July 16, 1980, should be and is declared, by the Loudon County Commission setting in regular session, Ruby Lutz Day.

BE IT FURTHER resolved that this resolution be spread upon the minutes of the Court and that a certified copy hereof be forwarded to Mrs. J. J. (Ruby) Lutz.

This the 14 day of July, 1980.


County Judge


County Clerk

Exp. Exhibit A

211

A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS
FUNDS, DEPARTMENTS, INSTITUTIONS, OFFICES AND AGENCIES
OF LOUDON COUNTY, TENNESSEE, FOR THE FISCAL YEAR
BEGINNING JULY 1, 1980, AND ENDING JUNE 30, 1981

92-80

SECTION 1, BE IT RESOLVED BY the Board of Commissioners of Loudon County, Tennessee, assembled in regular session on the 14th day of July, 1980 that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Loudon County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt maturing during the fiscal year beginning July 1, 1980, and ending June 30, 1981, according to the following schedule.

COUNTY GENERAL FUND

GENERAL COUNTY GOVERNMENT	\$267,535.23
FINANCE	204,163.94
ADMINISTRATION OF JUSTICE	140,927.93
LAW ENFORCEMENT AND CARE OF PRISONERS	410,140.55
CONSERVATION OF NATURAL RESOURCES	18,070.00
RECORDING AND PRESERVATION OF DOCUMENTS	47,195.99
HEALTH AND WELFARE	281,111.80
UNCLASSIFIED AND SUNDRY	221,290.00
C.E.T.A. PROGRAM	95,093.00
TRANSFERS	20,000.00
TOTAL COUNTY GOVERNMENT	<u>\$1,705,528.34</u>

HIGHWAY (TWO CENT GAS) FUND

EXPENDITURES-OVERHEAD	\$ 148,375.50
EXPENDITURES	<u>469,379.50</u>
TOTAL HIGHWAY (TWO-CENT GAS) FUND	<u>\$ 617,755.00</u>

LOUDON COUNTY LEGAL LIBRARY

BOOKS AND PERIODICALS	\$ 2,371.00
TRUSTEE'S COMMISSION	<u>24.00</u>
TOTAL LOUDON COUNTY LEGAL LIBRARY	<u>\$ 2,395.00</u>

DEBT SERVICE FUND

BOND PRINCIPAL	\$ 313,000.00
INTEREST ON BONDS	154,628.50
PAYING AGENT'S FEES	150.00
TRUSTEE'S COMMISSION	<u>400.00</u>
TOTAL DEBT SERVICE FUNDS	<u>\$ 468,178.50</u>

SPECIAL HIGHWAY FUND

TRUSTEE'S COMMISSION	\$ 1,375.00
TRANSFER TO BOND FUND	<u>104,706.59</u>
TOTAL SPECIAL HIGHWAY FUND	<u>\$ 106,081.59</u>

Exp. H. H. B.

LOUDON COUNTY MEMORIAL HOSPITAL

OPERATING EXPENSES	\$2,429,000.00
TOTAL LOUDON COUNTY MEMORIAL HOSPITAL	<u>\$2,429,000.00</u>

FEDERAL REVENUE SHARING TRUST FUND

OPERATING AND MAINTENANCE EXPENDITURES

FINANCIAL ADMINISTRATION	\$ 150.00
EDUCATION	185,000.00
GENERAL FUND	<u>15,000.00</u>
TOTAL FEDERAL REVENUE SHARING TRUST FUND	<u>\$ 200,150.00</u>

GENERAL PURPOSE SCHOOL

ADMINISTRATION	\$ 70,788.00
INSTRUCTION	2,737,841.00
ATTENDANCE	17,762.00
HEALTH SERVICES	600.00
TRANSPORATION	331,100.00
OPERATION OF PLANT	399,370.00
MAINTENANCE OF PLANT	31,000.00
FIXED CHARGES	234,274.00
FOOD SERVICES	295,410.43
COMMUNITY SERVICES	5,020.23
CAPITAL OUTLAY	-0-
DEBT SERVICE	72,383.00
ADULT EDUCATION	1,800.00
EDUCATION FOR HANDICAPPED	289,103.00
VOCATIONAL EDUCATION	442,520.00
OTHER EXPENDITURES AND TRANSFERS	<u>83,654.21</u>
TOTAL GENERAL PURPOSE SCHOOL FUND	<u>\$5,012,625.87</u>

LENOIR CITY SCHOOL FUND

PAYMENTS TO LENOIR CITY SCHOOLS	\$ 611,949.20
TRUSTEE'S COMMISSION	16,000.00
SALES TAX	<u>144,000.00</u>
TOTAL LENOIR CITY SCHOOL FUND	<u>\$ 771,949.20</u>

RURAL SCHOOL DEBT SERVICE

PRINCIPAL	\$ 150,000.00
INTEREST ON BONDS	261,500.00
TRUSTEE'S COMMISSION	8,000.00
PAYING AGENT'S FEE	<u>750.00</u>
TOTAL RURAL SCHOOL DEBT SERVICE	<u>\$ 420,250.00</u>

SECTION 2, BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County Court Clerk, Circuit Court Clerk, Register, Sheriff, and the Clerk and Master, and their officially authorized deputies and assistants may severally be entitled to receive under State laws heretofore and hereafter enacted. Expenditures out of commissions, and/or collected by the Trustee, County Court Clerk, Circuit Court Clerk, Clerk and Master, Register and the Sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commission and/or fee collected over and above the expenditures duly and conclusively authorized to be paid therefrom, and paid therefrom, shall be paid over to the Trustee and converted into the County General Fund as provided by Law.

SECTION 3. BE IT FURTHER RESOLVED, that if the need shall arise, the Budget Committee may with the consent of any official, head of any department or division which may be affected, transfer any amount from any line item of appropriation to any other line item of appropriation in the same fund. Be it further provided that any such transfer shall be authorized in writing and signed by the Director of Accounts, County Judge, the Budget Committee and the department or divisional heads directly concerned. The School Superintendent must also receive the consent of the Board of Education for transfers within each main division of the budget and the consent of the Board of Commissioners for transfers between these main divisions as required by law.

One copy of this authorization shall be filed with the County Court Clerk, one with the Chairman of the Budget Committee, and one with each divisional or departmental head concerned. Aforesaid authorization shall clearly state the reasons for the transfer, but this provision shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfer within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED that any appropriation made by this resolution which covers the same purpose for which a specific appropriation is made by statute is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. But provisions for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for any department, agency, or division of the County in excess of the appropriation herein for such department, division, or agency of the County. Such appropriation shall constitute to the limit of expenditures of any department, division and agency ending June 30, 1980. The aggregate expenditures of any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FURTHER RESOLVED, that any resolution which may hereafter be presented to the Board of Commissioners providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the fiscal year in which expenditure is to be made, to meet such additional appropriation.

SECTION 6. BE IT FURTHER RESOLVED, that certain school funds designated as "Clearing Accounts" have been included in the revenue and appropriations for the year ending June 30, 1981, as a memorandum only. It is expressly understood that the County Board of Education may not create or incur expenditures from these funds above actual revenue of such funds. It is further directed that no transfers may be effected between these Clearing Accounts and the operating school funds accounts.

SECTION 7. BE IT FURTHER RESOLVED, that there is hereby appropriated for Rural Road Construction on State-approved projects such amounts as may be from time to time be approved by contract with the State Department of Highways.

SECTION 8. BE IT FURTHER RESOLVED, that the County Judge and the County Court Clerk are hereby authorized to borrow money on revenue anticipation notes to pay the expenses herein authorized until the taxes and other revenue for the fiscal year 1980-1981, have been collected, not exceeding 60% of the appropriations of each individual fund. The proceeds of loans for each individual fund shall be used only to pay the expenses and other requirements of the fund for which the loan is made and the loan shall be paid out of revenue of the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the authority of Sections 5-1031 to 5-1039, inclusive, Tennessee Code annotated. Said notes shall be signed by the County Judge and countersigned by the County Court Clerk and shall mature and be paid in full without renewal not later than June 30, 1981.

SECTION 9. BE IT FURTHER RESOLVED, that the delinquent County property taxes for the year 1979 and prior years and the interest and penalty thereon collected during the year ending June 30, 1981, shall be apportioned to the various County fund according to the subdivision of the tax levy for the year 1980. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly. Also, that payments in lieu of taxes from the T.V.A. shall be placed in the various funds of the County in the same proportion as the tax rate is divided except the portion that would ordinarily go to the Department of Education and Rural School Bond Fund will go to the Debt Service Fund.

Taxes collected in compliance with the Business Tax Act shall be placed in the various funds of the County in the same proportion as the tax rate is divided.

Interest on County investments shall be divided accordingly for the fiscal year 1980-1981. The first \$100,000.00 shall be placed in the County General Fund and the balance shall be placed in the Bond Debt Fund. This excludes the interest on Loudon County Memorial Hospital Depreciation Funds which would be placed in the Loudon County Memorial Hospital Depreciation Fund, the Federal Revenue Sharing Funds which would be placed in the Federal Revenue Sharing Funds, the Rural School Bond Funds which would be placed in the Rural School Bond Funds and the Special Bond Fund, which would be placed in the Special Bond Fund.

The first \$12,468.00 of the one-third of the second half of Loudon County's sales tax that goes to the Special Highway Fund shall go to the Highway Fund for the fiscal year 1980-81 to match the State's supplement to the Highway Fund.

SECTION 10. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of that fiscal year shall lapse, and be of no further effect at the end of the fiscal year at June 30, 1980.

SECTION 11. BE IT FURTHER RESOLVED, that any resolution or part of a resolution which has heretofore been passed by the Board of Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 12. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 1980. This resolution shall be spread upon the minutes of the Board of Commissioners.

Passed this 14th day of July, 1980.

ADOPTED:


County Judge

RESOLUTION AUTHORIZING THE ISSUANCE OF \$250,000 TAX ANTICIPATION NOTES OF LOUDON COUNTY, TENNESSEE, PROVIDING THE DETAILS THEREOF AND AUTHORIZING THE SALE THEREOF. 92-80

WHEREAS, There are certain obligations of Loudon County, Tennessee which become due July 1, 1980

WHEREAS, Revenues are not always sufficient to meet these obligations

WHEREAS, It is necessary to borrow temporary funds until revenues are available to sustain county operation

THEREFORE, Be it resolved that the County Judge and the County Clerk are hereby authorized to borrow money on tax anticipation notes to pay the expenses herein authorized until the taxes and other revenues for the fiscal year 1980-81 have been collected, not to exceed 60% of the appropriation.

The proceeds of the loan shall be used only to pay expenses and other requirements of the General Fund for which the loan is made and the loan shall be paid out of the revenue of the General Fund for which money is borrowed.

The notes evidencing the loan authorized under this section shall be issued under the authority of Section 5-1035 of the Tennessee Code Annotated.

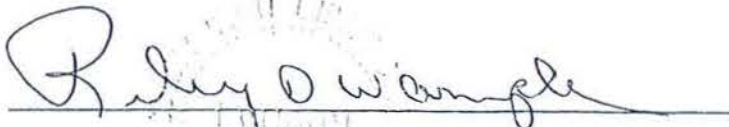
Said notes shall be signed by the County Judge and countersigned by the County Clerk, and shall mature and be paid in full without renewal no later than June 30, 1981.

Passed by the County Commission this 14th day of July, 1980.



William H. Russell, County Judge

Attest:



Riley D. Wampler, County Clerk

Exhibit C

M E M O R A N D U M

TO: Judge William H. Russell and Members of the Loudon County Commission.

FROM: David Folz, Staff Planner

DATE: July 14, 1980

SUBJECT: General Report, Loudon County Regional Planning Commission.

At the June 19, 1980 meeting, the planning commission considered the following items:

1. Discussed Mr. Arthur Rice's proposal to construct a road to Parcel 7, Map 6 off Highway 95. It was determined that Mr. Rice owns a land-locked tract and that a right-of-way across adjacent property owners would need to be acquired by Mr. Rice. Also, the commission determined that the proposed road must be constructed according to the subdivision road standards contained in the Loudon County Road Acceptance Manual.
2. Heard a report from Loudon County Road Engineer, Tom Davis, on the status of the road work in the Golf Course Subdivision on Huff Ferry Bend.
3. Heard the Building Commissioner's report and examined charts on the building permit activity in Loudon County since August, 1979.
4. Examined population and employment estimates and projections for Loudon County. The following table is an example of what the commission discussed:

POPULATION PROJECTIONS FOR LOUDON COUNTY, LOUDON,
LENOIR CITY, GREENBACK, AND PHILADELPHIA 1980-1990

Area	1970 ¹	1980 ² (%increase)	1990 ² (%increase)
Loudon County	24,266	28,146 (11.3%)	32,030 (13.8%)
Loudon	3,728	4,381	4,996
Lenoir City	5,324	5,846	6,662
Greenback	318	519	669
Philadelphia	554	580	641

DF/nm

Exhibit 10

318

RESOLUTION NO. 94-E

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 183, MAP 17, FROM C-2, GENERAL COMMERCIAL TO R-1, SUBURBAN 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 Parcel 183, Map 17, said parcel being located in the 5th Civil District off Simpson Road, be rezoned from C-2, General Commercial to R-1, Suburban Residential.

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

DATE: _____

LOUDON COUNTY JUDGE

ATTEST: _____

Exhibit E

RESOLUTION NO. 95-80

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PARCELS 2, 3-0, 3-1, AN UNOPENED ALLEY, AND PARCEL 6, GROUP H, MAP 29E FROM C-2, GENERAL COMMERCIAL TO R-1, SUBURBAN 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 Parcels 2, 3-0, 3-1, an unopened alley, and Parcel 6, Group H, Map 29-E, said properties being located in the 5th Civil District between U.S. 11 and Huntsville Hollow Road, be rezoned from C-2, General Commercial to R-1, Suburban Residential.

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

DATE: _____

LOUDON COUNTY JUDGE

ATTEST: _____

E. Hubert 7

220

RESOLUTION NO. 96-80

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PARCELS 34, 35, 36, 37-1, 38, 39, 40, 40-1, 40-2, 40-3, 41, 42, 43, 44, 44-1, 44-2, 44-3, 45, 46, 47, 48, 49-0, 49-1, AND 50, GROUP A, MAP 29-J FROM A-2, RURAL RESIDENTIAL TO R-1, SUBURBAN 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 Parcels 34, 35, 36, 37, 37-1, 38, 39, 40, 40-1, 40-2, 40-3, 41, 42, 43, 44, 44-1, 44-2, 44-3, 45, 46, 47, 48, 49-0, 49-1, and 50, Group A, Map 29-J, said property being located in the 5th Civil District between U.S. 11 and the old Loudon-Lenoir City Road, be rezoned from A-2, Rural Residential to R-1, Suburban Residential.

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

DATE _____

LOUDON COUNTY JUDGE

ATTEST: _____

Exhibit D