

Be it remembered that the Loudon County Legislative Body met in regular session on Monday August 6th, 1984 at 9:00 A.M. with the Honorable Ross Wilkerson, County Executive, Presiding and Riley D. Wampler, County Clerk was present, whereupon Sheriff Joe Sims opened Court, led the Pledge of Allegiance to the Flag and presented Dr. Glenn Gregg who gave the invocation.

The following Commissioners were present:

J. J. Blair	Avery Petty
Roy Bledsoe	Glen Luttrell
Bill Webb	Jim Price
Al Bryant, Jr.	Jerry Masingo
Bart Eldridge	

MINUTES
APPROVED

It was moved by Commissioner Blair and seconded by Commissioner Price that the minutes be approved as presented. The Vote was unanimous.

OPEN
DISCUSSION

During Open discussion Mr. Orville Conner spoke to the Commission requesting that they not rezone Property at Bethany Baptist Church.

Mr. Stan Rimshaw spoke to the Commission concerning the Matlock Bend Industrial Park and Mr. Ed. Rayson talked about the Resolution passed at last meeting concerning the Matlock Bend Industrial Park.

SEVERANCE TAX
RESOLUTION
POSTPONED

After some discussion it was moved by Commissioner Blair and seconded by Commissioner Masingo that they defer action on the Pending Severance Tax Resolution until next meeting. The Vote was unanimous.

CHANGES
IN MATLOCK
BEND
RESOLUTION
APPROVED

After Commissioner Webb read and commented on the Matlock Bend Resolution, It was moved by Commissioner Webb and seconded by Commissioner Bledsoe that they defer any action on the Resolution Indefinitely. On Roll Call the Vote failed 5 to 4 with Blair, Bledsoe, Webb and Masingo Voting Aye. Voting Nay- Bryant, Petty, Luttrell, Price and Eldridge. Commissioner Petty ask to comment on the Resolution pointing out changes he thought should be made. He then moved that the Resolution with the changes as proposed be approved. On Roll Call the Vote was 5 to 4 in favor with Blair, Bledsoe, Webb and Masingo Voting Nay. The Resolution is attached hereto as Resolution No 28-84 Exhibit A.

DEFER OF
BETHANY BAPTIST
CHURCH
PROPERTY
REZONING

After some discussion it was moved by Commissioner Blair and seconded by Commissioner Petty that they defer action concerning rezoning Property at Bethany Baptist Church until the City of Loudon decides whether to take the Property in to the City Limits. The Vote was unanimous.

SHARING
TVA IN
LIEU-OF-
TAXES WITH
LENOIR CITY
FAILED

In a letter from Mayor Charles Eblen pertaining to TVA in Lieu-of-Taxes, it was moved by Commissioner Price and seconded by Commissioner Luttrell that they continue to share these funds as in the past. On Roll Call the Vote failed 7 to 2 with Price and Luttrell Voting Aye.

AMBULANCE
SERVICE
PLACED UNDER
CONTROL OF
LOUDON
COUNTY
HOSPITAL

There was much discussion concerning the Ambulance Service Budget. The Budget Committee recommended it be funded by the Hospital in an estimated amount of \$150,000.00. A letter from Dr. James Burdette concerning the matter was read by County Executive, Ross Wilkerson and is attached hereto as Exhibit 0. Ross Wilkerson also spoke against placing the Ambulance service under the Control of the Hospital. It was then moved by Commissioner Webb that they table the discussion at this time. For lack of a second the motion died. After more comments by Commissioner Petty, It was moved by Commissioner Petty and seconded by Commissioner Price that the Management and Funding of the Ambulance Service be placed under the Control of the Loudon County Memorial Hospital for 1 Year. On Roll Call the Vote was unanimous.

OLD
LOUDON
GRAMMER
SCHOOL

Mr. Phil Reed presented the Purchasing Agent Report. He reported that a Doctor was interested in buying the Old Loudon Grammer School Property. County Executive, Ross Wilkerson also stated that the City of Loudon was interested in the matter.

COUNTY
EXECUTIVE
RESIGNS AS
CHAIRMAN OF
COMMISSION

County Executive, Ross Wilkerson, gave notice that he was resigning as Chairman of the Commission as of the September Meeting. He reported that he would be making an appointment to TRDA at the September Meeting. He Also recommends the Wheel Tax for the County.

DIXIE LEE
UTILITIES
BOUNDARIES
AMENDED

An Order of Amending the Boundaries of Dixie Lee Utilities District, Inc. has been passed and signed, County Executive, Ross Wilkerson reported. It is attached hereto as Exhibit 5.

BUILDING
COMMISSIONER
REPORT

Doug Lawrence presented the Building Commissioner Report.
No. of Permits 27
Cash \$1,467.00
Property Value \$770,500.00

GATE TO BE
LACED ACROSS
HEWIN ROAD AT
FRANK WRATHERS
CLOSED AT NIGHT

It was moved by Commissioner Eldridge and seconded by Commissioner Petty that Road Superintendent Don Palmer give Mr. Wrather permission to put a gate across Hewin Road to be Closed at night. The Vote was unanimous.

LENOIR CITY
MEDICAL CLINIC
COMPLEX

Mr. Bill Casady, Administrator Of Loudon County Memorial Hospital, reported that the Board Voted not to take action on buying the Property in Lenoir City first stated for the Lenoir City Medical Clinic Complex, until they look at other Property.

MATLOCK
BEND CAPITAL
OUTLAY
NOTES

It was moved by Commissioner Petty and seconded by Commissioner Eldridge that before any action can be taken on the Issuance of Five Million of Capital Outlay Notes (Matlock Bend.) (City of Loudon 2.5 Million) passed at a previous Court Meeting, It must come back before the Court. On Roll Call the Vote was unanimous.

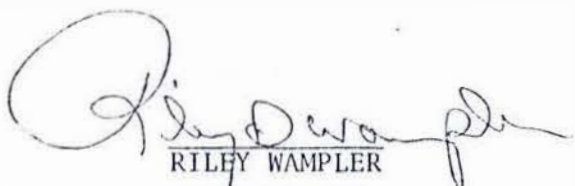
COMMITTEE
APPOINTED TO
MAKE STUDY OF
LAND FOR
INDUSTRIAL
PARK

County Executive, Ross Wilkerson recommended that the following be approved as a Committee to make a study of TRDA for an Industrial Park in Loudon County, Roy Bledsoe, J. J. Blair, Avery Petty, Bart Eldridge, Jerry Masingo and Bart Iddins. It was moved by Commissioner Luttrell and seconded by Commissioner Webb that they be approved. The Vote was unanimous.

NOTARY
PUBLICS
ELECTED

It was moved by Commissioner Eldridge and seconded by Commissioner Petty that the following Notary Publics be approved. The Vote was unanimous. Bruce E. Fontecchio and Candy J. Rogers.

There being no further business Court adjourned at 11:30 A.M.


RILEY WAMPLER
COUNTY CLERK

ROSS WILKERSON
COUNTY EXECUTIVE

RESOLUTION

28-84

WHEREAS, the County Recovery and Post War Aid Act of 1945, being Section 5-11-101, et seq., Tennessee Code Annotated, authorizes and empowers the County Commission of Loudon County by resolution adopted at a regular meeting of said governing body passed by majority vote of all of its members then in office, without the need for having previously published or posted such resolution, to construct, operate, and maintain any public works project for the use and benefit of its inhabitants;

WHEREAS, said Act defines 'public works' projects to include industrial parks;

WHEREAS, said Act defines "industrial park" to mean land and rights, easements and franchises relating thereto, including adequate streets and roads, water and sewer facilities, utilities, and docks and terminals, as required for the use of industry, in aid of the State's public policy of industrial growth and expansion, and all property, real or personal, appurtenant thereto or connected with such work, undertaking or project and the existing work, undertaking or project, if any, to which such work, undertaking or project is an extension, betterment or improvement;

WHEREAS, said Act provides that a county may, among other things, acquire by purchase, gift or the exercise of eminent domain and hold and dispose of any property, real or personal, tangible or intangible, or any right or interest in any such property, in connection with any public works project and may enter on any lands, waters and premises for the purpose of making surveys, soundings and examinations in or for the furtherance of any public works project;

WHEREAS, said Act authorizes and empowers the county to do all acts and things necessary or convenient to carry out the powers expressly given under the Act, including, but not limited to, to cooperate with and receive grants from the State of an agency there of and to accept from any federal agency grants for or in aid of the construction of any public works project:

WHEREAS, the Industrial Park Act, being Section 13-16-201 through Section 13-16-207, inclusive, Tennessee Code Annotated, permits this governing body to exercise direct control in the development, operation and maintenance of any industrial park or to delegate by ordinance or resolution any and all powers to a commission or board; and,

WHEREAS, Fort Loudoun Industrial Development Corporation/Matlock Bend Limited has requested that the County Commission of Loudon County designate lands owned by it in the Matlock Bend area of Loudon County zoned industrial as the "Matlock Bend Industrial Park" of Loudon County in order to further the declared public purpose of the Industrial Park Act to facilitate the assembly of lands and the development of industrial parks where feasible and necessary in order to reduce unemployment, create jobs, and strengthen the economy;

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Loudon County, Tennessee, that the land owned by Fort Loudoun Industrial Development Corporation/Matlock Bend Limited and presently zoned industrial in Matlock Bend shall be and is herewith designated the "Matlock Bend Industrial Park" of Loudon County; that establishment of the industrial park meets the public purposes of the County and State; that the County recognizes its responsibility to provide public services only in those areas where grants are available for such services, pursuant to Section 13-16-205, Tennessee Code Annotated, and in furtherance thereof the County Executive is authorized and empowered to apply for grants, or other assistance from State of Federal Agencies for betterments and improvements to the Industrial Park; that the County Commission is herewith authorized to act as a Committee to control the development, operation and maintenance of said Park; that the adoption

EXHIBIT A

of this resolution shall not be construed as to confer ownership of the Industrial Park to Loudon County; and that this resolution take effect immediately upon adoption, the public welfare requiring it.

THIS NINTH DAY OF JULY, 1984.

COUNTY EXECUTIVE

(SEAL)

ATTEST:

COUNTY CLERK

JAMES A. BURDETTE, M.D.

308 E BROADWAY
LENOIR CITY, TN 37771
PH. 986-7113

August 2, 1984

Ross Wilkerson, Chairman
Loudon County Commission
River Road
Loudon, TN 37774

Dear Mr. Wilkerson,

It will not be possible for me to attend the coming County Commission meeting. However I wish to comment on an issue which may have far reaching effects on medical care in Loudon County in the future.

If it is possible, I would appreciate having my comments circulated among the Commission members and/or entered into the official records of the coming meeting.

The future financial stability and quality of services of the Loudon Hospital is of concern to me. The census has been quite low for the past two months. If this continues, there will be financial problems within the next year.

I do not profess to know why patients are hesitant about going into Loudon Hospital at the present time. I am concerned that there may be a "snowballing" effect as the word gets around, particularly if people begin to wonder about the financial condition of the hospital.

I feel the Commission may have caused part of the problem when the question of selling the hospital was discussed six months ago. At that time, I expressed the personal opinion to several commission members that I felt the issue should be decided quickly - that uncertainty would have a negative effect on the income of the Hospital in the future.

It is also my opinion that placing the financial burden of the Ambulance Service on the hospital at this time will exacerbate the financial difficulties in the coming year.

The Commission has an important decision to make about the future of the Hospital. I would urge you to make a careful study of the attitudes of people in the county, both those who have been in the hospital and those who have gone elsewhere in the past year, before you make that decision.

Certainly, if the hospital runs a deficit, in the future the option of selling it will be lost. You will then be faced with the painful dilemma of closing the hospital or subsidising it with County tax funds.

I respectfully request a careful consideration of the problem and the options before you make a decision.

Yours Very Truly

James A. Burdette, MD
James A. Burdette, MD

JAB/pa

cc: Mr. Avery Petty
Mr. J. J. Blair

Exhibit B

34

County of Loudon

H. Ross Wilkerson

County Executive

P.O. Box 246

Loudon, Tn. 37774

Ph. 458 4664

July 25, 1984

Arnold, Winfrey, Simpson & Harris
Attorneys at Law
Hon. James H. Simpson
P. O. Box 626
112 Kingston Street
Lenoir City, Tennessee 37771

Re: Dixie Lee Utility District
Amendment of Boundary

Dear James:

I have reviewed the Order amending the Boundaries of the Dixie Lee Utility District and have, also, had the County Attorney, Mr. Harvey Sproul, to view and affirm the map of the boundaries and the Order. We find that everything seems to be agreeable, therefore, I have signed the Order effective this date.

I am enclosing the original so that you might take the appropriate steps to have it Recorded with the Secretary of States Office.

Yours very truly,



H. Ross Wilkerson
County Executive

HRW:vw

Enclosure

cc: Harvey Sproul, County Attorney

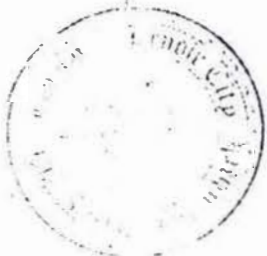


Exhibit C

ARNOLD, WINFREY, SIMPSON & HARRIS
ATTORNEYS AT LAW

P. O. BOX 626
112 KINGSTON STREET
LENOIR CITY, TENNESSEE 37771
(615) 986-2026

BLAND D. WINFREY
JAMES H. SIMPSON

P. O. BOX F
306 WHARF STREET
LOUDON, TENNESSEE 37774
(615) 458-4301
(615) 637-7313

EDWIN H. ARNOLD
JAMES H. HARRIS

July 23, 1984

Mr. Ross Wilkerson
County Executive
P. O. Box 246
Loudon, Tennessee 37774

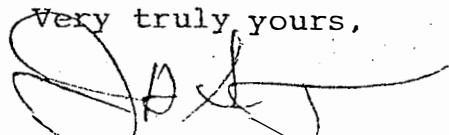
Re: Dixie Lee Utility District
Amendment of Boundary

Dear Ross:

The commissioners had asked me to check with you and see if you have had an opportunity to sign the Order which I had entered pursuant to the above referenced matter.

I would appreciate your letting me know as soon as the Order has been signed so that I might take the appropriate steps to have it recorded with the Secretary of State's Office.

Very truly yours,

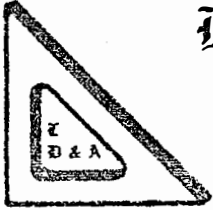


James H. Simpson

JHS: jr

7/24/84

3X3



Lamar Dunn & Associates, Inc.

6408 Papermill Rd. - Suite 204
Knoxville, TN 37919
Telephone 615/584-4102

July 10, 1984

Mr. Ross Wilkerson
County Executive
P. O. Box 246
Loudon, Tenn. 37774

Reference: Dixie Lee Utility District Boundry

Dear Mr. Wilkerson:

Enclosed you will find a copy of a map showing proposed Dixie Lee Boundry and Boundry Description revised as agreed upon by the Loudon Utility Board, Lenoir City Utility Board, and the Dixie Lee Utility District.

Very truly yours,

LAMAR DUNN & ASSOCIATES, INC.

Paul B. Caldwell
Project Manager

PBC/sp

cc: Jim Simpson, Attorney
Ed Easter

7/12/84

FOWLER & GIBSON
ATTORNEYS AT LAW
LOUDON, TENNESSEE 37774

ARTHUR M. FOWLER (1902-1980)
JOHN O. GIBSON
A. WAYNE HENRY

July 3, 1984

TELEPHONE 458-2005

Mr. Ross Wilkerson
County Executive
Post Office Box
Loudon, Tennessee 37774

Dear Mr. Wilkerson:

Enclosed is Order Amending Boundaries of Dixie Lee Utility District, Inc., in conjunction with boundaries of City of Loudon, which all parties have signed.

With agreement of Mr. Simpson, the words 'north side' of Interstate 75 was added to typed description. This is for your signature and entrance on the minutes.

With best regards, I am,

Yours very truly,

FOWLER & GIBSON


John O. Gibson

JOG:iwg

Enclosure

cc: Jim Simpson, Attorney
Lenoir City, Tennessee 37771

cc: City of Loudon
Loudon, Tennessee 37774

Rec'd 7-5-84

3x5

Beginning at a point where the City of Lenoir City boundry (eastern) crosses the main line of Southern Railway (Knoxville-Chattanooga); thence, N 34° 30'E approximately 1700 lineal feet to BM TGS 1444, on main line of Southern Railway (Knoxville-Chattanooga); thence, N 59° 30'E approximately 3000 lineal feet; thence, N 16° 15'E approximately 13,800 lineal feet to the Loudon County-Knox County line in a north easterly direction approximately 13,200 lineal feet to the intersection of the Knox County-Loudon County-Roane County boundry lines located approximately 1000 lineal feet NE of mile marker 28 in Clinch River; thence, in a westerly direction approximately 36,500 lineal feet along the Loudon County-Roane County boundry line to a point where the Loudon County-Roane County line leaves the river turning to a general southerly direction; thence, along the Roane County-Loudon County line approximately 57,000 lineal feet in a general southerly direction to corner of the Roane County-Loudon County boundry line in the Tennessee River, approximately 1,200 lineal feet NW of mile marker 584 in the Tennessee River; thence, along the centerline of the Tennessee River approximately 6000 lineal feet to Interstate 75; thence along Interstate 75 in a northerly direction to 200 lineal feet past the intersection of Interstate 75 and new Sugarlimb Road; thence parallel to new Sugarlimb Road in a southeasterly direction to the intersection of old and new Sugarlimb Roads; thence along the center line of old Sugarlimb Road to the intersection of old Sugarlimb Road and Lee Highway; thence along the centerline of Lee Highway in a southerly direction approximately 2000 lineal feet; thence easterly to a point approximately 2500 lineal feet north of mile marker 595 in Watts Bar Lake; thence approximately 2,780 lineal feet in a northerly direction to mile marker 596; thence north easterly to mile marker 597; thence from mile

marker 597 northerly approximately 1,500 L.F. to the intersection of Huntsville Hollow Road and Lee Highway; thence along the center of Lee Highway in a northeasterly direction to the city limits of Lenoir City back to the starting point. Excepted from the above described area is the city limits of Lenoir City as of record March 11, 1983.

IN THE COUNTY COURT FOR LOUDON COUNTY, TENNESSEE

ORDER AMENDING BOUNDARIES

OF

DIXIE LEE UTILITY DISTRICT, INC.

This cause came on to be heard before the Honorable H. Ross Wilkerson, County Executive of Loudon County, Tennessee, on February 13, 1984, upon the petition and amendments thereto as filed by the petitioner, the exhibits introduced at the hearing, the testimony of the parties present representing Dixie Lee Utility District, Inc., the City of Lenoir City and the City of Loudon and upon notice to all parties concerned by certified mail and public notice by advertisement in the Lenoir City News.

After consideration of all the facts, it is the opinion of the undersigned that the public convenience and necessity require that the boundaries of the Dixie Lee Utility District, Inc. be amended to conform to the the description as follows:

BEGINNING at a point where the City of Lenoir City boundary (eastern) crosses the main line of Southern Railway (Knoxville-Chattanooga); thence, N 24° 30' E approximately 1700 lineal feet to BM TCS 1444, on main line of Southern Railway (Knoxville-Chattanooga); thence, N 59° 30' E approximately 3000 lineal feet; thence, N 16° 15' E approximately 13,800 lineal feet to the Loudon County-Knox County line in a northeasterly direction approximately 13,200 lineal feet to the intersection of the Knox County-Loudon County-Roane County boundary lines located approximately 1000 lineal feet NE of mile marker 28 in Clinch River; thence, in a westerly direction approximately 36,500 lineal feet along the Loudon County-Roane County boundary line to a point where the Loudon County-Roane County line leaves the river turning to a general southerly direction; thence, along the Roane County-Loudon County line approximately 57,000 lineal feet in a general southerly direction to corner of the Roane County-Loudon County boundary line in the Tennessee River, approximately 1;200 lineal feet NW of mile marker 584 in the Tennessee River; thence, along the centerline of the Tennessee River approximately 6000 lineal feet to ^{NORTH SIDE} Interstate 75; thence along ^{NORTH SIDE} Interstate 75 in a Northerly direction to 200 lineal feet past the intersection of Interstate 75 and new Sugarlimb Road; thence parallel to new Sugarlimb Road in a southeasterly direction to the intersection of old and new Sugarlimb Roads; thence along the center line of old Sugarlimb Road to the intersection of old Sugarlimb Road and Lee Highway; thence along the centerline of Lee Highway in a southerly direction approximately 2000 lineal feet; thence easterly to a point approximately 2500 lineal feet north of mile marker 595 in Watts Bar Lake; thence approximately 2,780 lineal feet in a northerly direction to mile marker 596; thence northeasterly to mile marker 597; thence from mile marker 597 northerly approximately 1,500 L.F. to the intersection of Huntsville Hollow Road and Lee Highway; thence along the center line of Lee Highway in a northeasterly direction to the city limits of Lenoir City back to the starting point. Excepted from the above described area is the city limits of Lenoir City as of record March 11, 1983.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, that the boundaries of Dixie Lee Utility District, Inc. be amended to conform to the description as set out herein.

Enter this 25th day of July, 1984.

Roscoe Silberman
County Executive for
Loudon County, Tennessee

A. D. [Signature]
Attorney for Plaintiff

Alfred Lee Harrison, Jr.
City of Lenoir City

[Signature]
City of Loudon

LOUDON COUNTY
CENTRAL ACCOUNTING DEPARTMENT

P. O. BOX 376
LOUDON, TENN. 37774
TELEPHONE 458-4619

TO: Edward Headlee, Supt. of Schools

FROM: June Custead, Director of Accounts *J.C.*

As per our conversation Wednesday this is to inform you that according to our records as of June 29, 1984 the General Purpose School Fund will have a deficit for the fiscal year 1983-84 of \$11,889.36. Listed below is the breakdown.

Beginning Fund Balance 7/1/83	\$ 115,719.96
Total Revenue for fiscal year	<u>6,100,209.57</u>
Total Available Funds	\$6,215,929.53
Total Expenditure for fiscal year	- 6,200,033.19
Total O/S Purchase Orders	<u>- 18,585.70</u>
Total Exp. and O/S P.O.	\$6,218,618.89
Fund Balance 6/29/84	\$ 2,689.36
Reserve for Basic Skills	<u>9,200.00</u>
Total Fund Deficit 6/29/84	(\$ 11,889.36)

The only way we can clear this deficit is if you know of any funds that is due to the General Purpose School Fund from any schools, for instance the sale of the houses at the Vocational School. Please look into this matter immediately and also inform your board members of this situation as the financial report to the State has to be in by August 15, 1984.