

Be it remembered that the Loudon County Legislative Body met in a regular session on Monday, July 22, 1985, at 7:00 P.M., with the Chairman, J.J. Blair, presiding and Riley D. Wampler, County Clerk present, whereupon Sherriff Joe Sims opened Court, led the Pledge to the Flag and presented Commissioner Bledsoe, who gave the Invocation.

The following Commissioners were present:

BLAIR	ELDRIDGE	BLEDSOE	PETTY
WEBB	BRYANT	LUTTRELL	MASINGO
PRICE			

MINUTES APPROVED

It was moved by Commissioner Price and seconded by Commissioner Petty that the June 24th minutes be approved as presented. The vote was unanimous.

COUNTY-CITY CONFERENCE APPROVED

County Executive Ross Wilkerson spoke to the Commission concerning the County-City Conference which will be held August 23,24, and 25, 1985, in Gatlinburg. It was moved by Commissioner Luttrell and seconded by Commissioner Bryant that matters be worked out concerning the Conference. The vote was unanimous.

POLICIES TO CLARIFY PROCEDURES RELATING TO COUNTY-OWNED VEHICLES APPROVED

It was moved by Commissioner Bryant and seconded by Commissioner Petty that a Resolution to adopt policies to clarify procedures relating to use of County-owned vehicles for Loudon County be postponed. After the County Executive explained the Resolution more fully, they withdrew their motion, and it was then moved by Commissioner Price and seconded by Commissioner Luttrell that the Resolution be adopted. The vote was unanimous and it is attached hereto as Resolution No. 21-85, Exhibit A.

RESOLUTION FOR LITTER AND TRASH COLLECTING GRANT APPROVED

It was moved by Commissioner Bledsoe and seconded by Commissioner Webb that a Resolution Authorizing the Application for a Litter and Trash Collecting Grant be approved. The vote was unanimous and it is attached hereto as Resolution No. 22-85 Exhibit B.

NORFORK SOUTHERN TO PURCHASE CONRAIL

Upon Motion by Commissioner Petty and seconded by Commissioner Bryant a Resolution for Norfolk Southern bid to purchase Conrail was approved. The vote was unanimous and it is attached hereto as Resolution No. 23-85 Exhibit C.

LANDFILL COMMITTEE & TRDA REPORT

County Executive Ross Wilkerson, reported that the Landfill Committee was progressing in getting Bids ready to go out, also Commitment on the value of the land. He also presented a good report on the progress of T.R.D.A.

BOND DEBT
SERVICE
DISCUSSION

County Executive, Ross Wilkerson introduced Mr. Danny Bates, who spoke at length to the Commission of Possible Savings on Bond Refunding for Loudon County Bond Debt Service. After much discussion it was moved by Commissioner Petty and seconded by Commissioner Price that Mr. Bates along with County Executive, Ross Wilkerson and Mr. Tommy Ayers of Cumberland Securities, to proceed, working together on this matter. The vote was unanimous.

LOUDON COUNTY
HUMANE SOCIETY

Mr. Forrest A. Clark spoke to the Commission concerning the Loudon County Humane Society. After much discussion, it was moved by Commissioner Webb and seconded by Commissioner Price that the County Executive along with the Loudon and Lenoir City Managers work something out on the matter and report back to the Commission. The vote was unanimous.

LARRY MONTOOTH
ELECTED TO
SCHOOL
BOARD

Concerning the appointment of a School Board Member for the 1st and 4th District (one year), Commissioner Webb nominated Charles Giles and Mr. Ted Randolph nominated Larry Montooth. It was moved by Commissioner Luttrell and seconded by Commissioner Petty that the nomination cease. Upon Roll Call the vote was 5 to 4 in favor of Larry Montooth.

PAD FOR LIFE-STAR
HELICOPTER TO BE
BUILT

Sheriff Joe Sims was asked by the Commission to work something out concerning a Pad FOR LIFE-STAR HELICOPTER at the Justice Center since one was already partially built at the Center.

CLASSIFICATION
AND WAGES FOR
SHERIFF'S
DEPT. ADAPTED

It was moved by Commissioner Bryant and seconded by Commissioner Petty that the Classifications and Wages for the Sheriff's Department be adapted. The vote was unanimous and it is attached hereto as Exhibit D .

TAX RATE FOR
SCHOOLS
\$1.16
APPROVED

Budget Director June Custead presented the tax rate for the schools to the Commission. It was moved by Commissioner Price and seconded by Commissioner Petty that the \$1.16 tax rate for the schools be approved. The vote was unanimous.

PLANNING COMMISSION
REPORT

County Planning Commissioner Pat Phillips presented the Planning Commission report which is attached hereto as Exhibit E .

MAP 45, PARCEL 4.1
REZONED

It was moved by Commissioner Petty and seconded by Commissioner Eldridge that the rezoning of Property on Blair Bend Drive from A-2, Rural Residential to M-1 General Industrial, Map 45, Parcel 4.1 (5th Legislative District) be approved. The vote was unanimous and it is attached hereto as Resolution No. 2K-85 Exhibit 4 .

MAP 19, PARCEL
26.00, 26.01, &
26.02
REZONED

It was moved by Commissioner Masingo and seconded by Commissioner Bryant that the property off Early Road on Fort Loudon Lake be rezoned from A-2 Rural Residential to R-1 Suburban Residential, Map 19, and more specifically referenced on Knox County Tax Map 169, Parcels 26.00, 26.01, and 26.02 (3rd Legislative District) be approved. The vote was unanimous and it is attached hereto as Resolution No. 25-85 Exhibit L .

J.E. GREENWAY
APPOINTED TO THE
BOARD OF ZONING
APPEALS

Upon motion by Commissioner Webb and seconded by Commissioner Luttrell, J.E. Greenway was appointed to the Board of Zoning Appeals with the vote being unanimous.

ROAD REPAIRS
RESOLUTION FOR
\$600,000 FOR
ROAD DEPARTMENT
TO BE DRAWN UP

It was moved by Commissioner Eldridge and seconded by Commissioner Price that the County Executive draw up a Resolution to borrow \$600,000 for the Road Department to make road repairs with the money to be paid back in five years, (to be paid out of new Revenue coming in). On roll call, the vote was 5 to 4 in favor, with Webb, Masingo, Bledsoe, and Petty voting nay.

BUILDING
INSPECTOR
REPORT

Mr. Doug Lawrence, Building Inspector presented his report.

Permits - 29 Fees - \$1,253 Value \$539,000

PURCHASING
COMMITTEE
REPORT

Buddy Jenkins presented the Purchasing Department report concerning countu health insurance. It was moved by Commissioner Masingo and seconded by Commissioner Petty that the County go back with Blue Cross-Blue Shield. The vote was unanimous.

LETTER
COMMENDING
RAY McDONALD
DIRECTOR OF LOUDON
COUNTY
EMERGENCY
MANAGEMENT
AGENCY

A letter commending Ray McDonald, Director of Loudon County Emergency Management Agency in connection with the recent occurrence of the Toxic Waste Spill was read by County Executive Ross Wilkerson. The letter is attached as Exhibit X .

NOTARIES
APPROVED

It was moved by Commissioner Eldridge and seconded by Commissioner Price that the following Notaries be approved:

Steven F. Henderson, Jack H. Lefler, II, Bonnie N. Ferguson, Daniel R. Glass, Lesia Wallace, Debra Bozeman, Wilma Dulling, Debra W. Hartsook, and Patricia W. Miller.

The vote was unanimous.

There being no further business, Court adjourned at 9:00 P.M.

Loudon County Executive

Loudon County Court Clerk

RESOLUTION NO. 21-85

TO ADOPT POLICIES TO CLARIFY PROCEDURES
RELATING TO USE OF COUNTY-OWNED VEHICLES
FOR Loudon COUNTY

WHEREAS, the Internal Revenue Service has adopted regulations regarding taxation of employee-use of county-owned vehicles; and

WHEREAS, in certain circumstances it is beneficial to the county and to the public that such vehicles be used by employees for commuting to assist in scheduling, response time, manning, storage and to prevent vandalism of such vehicles; and

WHEREAS, the Internal Revenue Service requires certain affirmative policies by employers to enable certain recordkeeping and valuation rules be utilized.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Loudon County, Tennessee, meeting in regular session on this the 22 day of July, 1985, that:

SECTION 1. Employees and officials of the county are prohibited from using county-owned vehicles for personal use, except for commuting when authorized to by department heads for bona fide noncompensatory reasons promoting county business and for de minimis personal use.

SECTION 2. All county vehicles shall be used for county business and available for use in connection with county business.

SECTION 3. County vehicles not being used for county business (off-hours) or used for commuting pursuant to the above shall be kept on county premises unless temporarily located elsewhere, for example, for maintenance.

This Resolution shall take effect upon adoption, the general welfare requiring it.

IT IS FURTHER ORDERED, that a true copy of this Resolution be spread upon the Commission record as of this date.

Dated this 22 day of July, 1985.

ATTEST:

Riley D. Wampler
County Clerk

APPROVE:

Bass Wilkerson
County Executive

Exhibit A

RESOLUTION NO. 22-85

RESOLUTION AUTHORIZING THE APPLICATION FOR A
LITTER AND TRASH COLLECTING GRANT AND EXECUTION
OF CONTRACTS OR OTHER NECESSARY DOCUMENTS

Resolution authorizing submission of an application for a Litter and
Trash Collecting Grant from the Tennessee Department of Transportation and
authorizing the acceptance of said Grant.

WHEREAS, The County of Loudon intends to apply for the aforementioned
grant, from the Tennessee Department of Transportation; and

WHEREAS, the contract for the grant will impose certain legal obligations
upon the County of Loudon.

NOW, THEREFORE, BE IT RESOLVED:

1. That H. Ross Wilkerson, County Executive, is authorized to apply
on behalf of Loudon County, for a litter and trash collecting grant from the
Tennessee Department of Transportation.

2. That should application be approved by the Tennessee Department of
Transportation, then H. Ross Wilkerson, County Executive, is authorized to
execute contracts or other necessary documents, which may be required to
signify acceptance of the litter and trash collecting grant by Loudon County.

SIGNED: _____

H. Ross Wilkerson
County Executive

(SEAL)

ATTEST

Ridley O Wampler
County Court Clerk

DATE:

July 22nd 1985

Exhibit B

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Resolution - 22-85

Whereas, Conrail, the government-owned freight railroad in the northeast and midwest, is being transferred to the private sector as mandated by law, and

Whereas, Secretary of Transportation Elizabeth H. Dole has recommended that Conrail be sold to Norfolk Southern Corporation, and

Whereas, state and local governments in the Conrail area will begin receiving \$32 million annually in tax revenues when such sale is consummated, and

Whereas, more than 60 newspapers in 22 states and the District of Columbia have published editorials in support of Secretary Dole's recommendation that Norfolk Southern purchase Conrail, and

Whereas, payment of \$1.2 billion in cash for the Government's 85 percent share of Conrail will help reduce the federal deficit, and

Whereas, returning Conrail to the private sector will be in accord with a policy deregulation and of getting the government out of railroading and transportation, and

Whereas, terms of the sale require Norfolk Southern to adhere to covenants in the public interest for five years to guarantee that current Conrail service will continue and that Conrail's plant will be maintained and improved, and

Whereas, sale to Norfolk Southern will mean that the Government, once and for all time, will no longer subsidize Conrail's operations.

Therefore, be it resolved, that this body does support Secretary Dole's proposal to sell Conrail to Norfolk Southern, and urges Congress to act without unnecessary delay to accomplish this end.

Passie Silken

Exhibit C

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Hourly Rates and Salaries of
Dispatchers, Jailers, Deputies, Sergeants and Investigators and
Chief Dispatcher and Records Supervisor

Dispatchers:

\$3.90 / hour x 40 hours	=	\$156.00
\$5.85 / hour x 08 hours	=	<u>46.80</u>
		\$202.80/ week
\$202.80 x 4.3 Weeks	=	\$872.04 month

Jailers:

\$4.40/ hour x 43 hours	=	\$189.20
\$6.60/ hour x 05 hours	=	<u>33.00</u>
		\$222.20 / WEEK
\$222.20 x 4.3 weeks	=	\$955.46 / month

Chief Jailer:

\$4.90 / hour x 43 hours	=	\$210.70
\$7.35 / hour x 05 hours	=	<u>36.75</u>
		\$247.45
\$247.75 x 4.3 weeks	=	\$1,064.00/ month

Deputies:

Present: \$1,305.42/ month - regular pay		
<u>120.60/ month</u> - court pay		
\$1,426.02/ month		
\$5.45/hour x 43 hours	=	\$234.35
\$8.18/hour x 07 hours	=	57.26
\$8.18/hour x 05 hours	=	<u>40.90</u>
		\$332.51/ week
\$332.51 x 4.3 weeks	=	\$1,429.79/month

Sergeants & Investigators:

\$21,000.00 per year

Chief Dispatcher & Records Supervisor:

\$12,055.92 per year

Exp. Subst. D

115

[REDACTED] [REDACTED]
HARRIS, VANN & PLEMMONS
FIRST NATIONAL BANK BUILDING
LENOIR CITY, TENNESSEE 37771

II. T. HARRIS
TERRY G. VANN
LOREN E. PLEMMONS

June 18, 1985

986-7541
KNOXVILLE 546-6172
AREA CODE 615

M E M O R A N D U M

TO: Merit Board and Sheriff Joe Sims

FROM: Terry Vann

SUBJECT: Fair Labor Standards Act

Please find enclosed job descriptions and a schedule of hourly rates and salaries for the Loudon County Sheriff's Department and the dispatchers.

The hourly rates are calculated at an amount which closely reflects the amount each employee is currently making per month.

As you know, the wage and hour law allows law enforcement officers to work 171 hours during a 28 day period before overtime must be paid. Dispatchers are not classified as law enforcement personnel and must be paid overtime for any hours worked in excess of 40 per week. The deputies are currently working 50 hour weeks; thus, 7 hours per week would have to be paid at the overtime rate. In addition to their regular shifts, deputies logged an additional 3830.5 hours from July, 1984, through April, 1985; therefore, deputies worked a total of 8198.5 hours of overtime during the above-stated period. Many of those hours were worked by sergeants and investigators whose rate of pay is in excess of other deputies. Under the new law, overtime pay during the 10 month period would have cost Loudon County over \$70,000.00.

I have talked with the Department of Labor concerning a recent newspaper article which quoted Labor Secretary Bill Brock as saying that the new law would not take effect until October, 1985. I was told that the article misquoted Mr. Brock. The Department of Labor is going to begin investigating for compliance on October 15; however, the effective date for compliance is April 15, 1985. Overtime pay is owed for extra hours worked since that date.

In order to come into compliance and reduce the amount of overtime pay which will be owed, County commission should adopt

the salary and wage schedules and approve the job descriptions. These were adopted by the Merit Board at its last meeting. You should also address the matter of other county employees (such as ambulance personnel) who work in excess of 40 hours per week.

If you have any questions, please do not hesitate to contact Loren or me.



Loudon County Sheriff's Department

Sheriff

The Sheriff shall perform all duties as directed by the laws of the State of Tennessee.

Shift Sergeant

1. Shift Sergeant is a command officer who shall execute the administrative policies and procedures of the department and have the responsibility to require all employees of the department to conform and follow all administrative policies and procedures.

2. Shift Sergeant is charged with the effective operation of his shift exercising the following responsibilities: employee scheduling, equipment accountability, manpower distribution and supervision, submitting necessary reports, checking deputy reports for accuracy and performing all other police functions which the Shift Sergeant deems is necessary for the efficient operation of the department.

3. Shift Sergeant shall periodically patrol the county, interviewing frequently and at regular intervals each deputy on his shift. He shall observe how each deputy performs his duty and, if necessary, instruct in better methods of police procedure. He shall see that any matter needing attention is corrected.

4. Shift Sergeant shall assist the Sheriff in his duties pursuant to the laws of the State of Tennessee.

5. Staff Sergeant shall not devote more than twenty percent (20%) of the hours worked in a workweek to activities which are not directly and closely related to duties and responsibilities as hereinabove set forth.

6. Shift Sergeant shall receive payment on a salary or fee basis of a rate not less than \$155.00/week (\$8,060.00) exclusive of board lodging or other facilities.

Detectives

1. Detective shall have five years prior experience in law enforcement and have a thorough understanding of the criminal laws of the State of Tennessee.

2. Detective is a professional employee who has primary responsibility in the department for investigation of crimes and prevention of criminal activity.

3. Detective shall use investigative procedure as he deems necessary for each case but at all times shall comply with the

standard of proper police procedure as required by the courts and legislature of the State of Tennessee and federal government.

4. Detective shall spend no more than twenty percent (20%) of his work time each week devoted to activities other than as hereinabove set forth.

5. Detective shall be compensated at a rate of not less than \$170.00/week (\$8,040.00) exclusive of board, lodging or other facilities.

Chief Dispatcher & Records Supervisor

1. Chief Dispatcher and Recordss Supervisor shall execute the administrative policies and procedures of the deparatment as the same relates to receiving or sending out information for the department and shall require all other employees to conform and follow the administrative policies and procedures as required by the sheriff.

2. Chief Dispatcher and Records Supervisor is charged with the effective operation of the radio room and information management for the department and shall exercise the following responsibilities: employee scheduling, proper handling and direction of incoming calls, control of radio room, complying with FCC regulations, keeping and preparing records and reports, answering requested information and performing all other duties which he/she deems is necessary for the efficient operation of the department.

3. Chief Dispatcher and Records Supervisor shall assist the Sheriff in his duties pursuant to the laws of the State of Tennessee.

4. Chief Dispatcher and Records Supervisor shall not devote more than twenty percent (20%) of the hours worked in a workweek to activities which are not directly and closely related to duties and responsibilities as hereinabove set forth.

5. Chief Dispatcher and Records Supervisor shall receive payment on a salary or fee basis of a rate not less than \$155.00/week (\$8,060.00) exclusive of board lodging or other facilities.



STATE OF TENNESSEE
DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT
DIVISION OF COMMUNITY DEVELOPMENT
Local Planning Office

East Tennessee Region
P.O. Box 1069
1114 West Clinch Avenue
Knoxville, TN 37901

MEMORANDUM

Phone
615-522-2185
Network phone
8-240-9101

TO: County Executive Ross Wilkerson and Members of
the Loudon County Commission

FROM: Patrick Phillips, Staff Planner

DATE: July 22, 1985

SUBJECT: General Report

The Loudon County Regional Planning Commission met on
June 20 and July 11, 1985, to consider and recommend the
following:

June 20, 1985

- Recommended the rezoning of property on Highway 11, Map 29-J, "A" Parcel 35.1 from C-2, General Commercial to R-1, Suburban Residential
- Recommended the rezoning of property on Highway 11, Map 17, Parcel 36.1 from R-1, Suburban Residential to C-2, General Commercial
- Recommended the rezoning of property located off Early Road located on Loudon County Tax Map 19 and further identified on Knox County Tax Map 169, Parcels 26.00, 26.01, and 26.02 from A-2, Rural Residential to R-1, Suburban Residential
- Recommended that property located on Highway 11, Map 17, Parcels 42.0 and 42.01 not be rezoned from R-1, Suburban Residential to C-2, General Commercial
- Recommended the rezoning of property on Blair Bend Drive, Map 45, Parcel 4.1 from A-2, Rural Residential to M-1, General Industrial
- Reviewed preliminary plans of Foothills Village located on Axley Chapel Road

Exp. Subject E

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Memorandum

County Executive Ross Wilkerson and Members of the Loudon
County Commission

July 22, 1985

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- Discussed program design FY 1985-86
- Heard Building Commissioner's Report for May

July 11, 1985

- Elected the following officers for FY 1985-86
 - Chairman - Jack Denton
 - Vice-Chairman - Bill Wolfe
 - Secretary - Bette Pope
- Reviewed and approved Annual Report and Program Design FY 1985-86
- Deferred the rezoning request for property on East Coast Tellico Parkway
- Discussed and approved budget for FY 1985-86
- Discussed master plans for Foothills Village with developer

PP:ddd

RESOLUTION NO. 24-85

RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PARCEL 4.1, MAP 45, FROM A-2, RURAL RESIDENTIAL TO M-1, GENERAL INDUSTRIAL

WHEREAS, the Loudon County Commission, in accordance with Chapter Four, Section 13-7-105 of the Tennessee Code Annotated, may from time to time, amend the number, shape, boundary, area, or any regulation of or within any district or districts, or any other provision of 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 4.1, Map 45, said property located on Blair Bend Drive in the 5th Legislative District be rezoned from A-2, Rural Residential to M-1, General Industrial

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

Date: July 22, 1985

Loudon County Executive

Attest: _____

Accepted 7

RESOLUTION NO. 25-85

RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY LOCATED ON COUNTY TAX MAP 19 AND BEING THE SAME PROPERTY LOCATED ON KNOX COUNTY TAX MAP 169, PARCELS 26.00, 26.01, AND 26.02 FROM A-2, RURAL RESIDENTIAL TO R-1, SUBURBAN RESIDENTIAL

WHEREAS, the Loudon County Commission, in accordance with Chapter Four, Section 13-7-105 of the Tennessee Code Annotated, may from time to time, amend the number, shape, boundary, area, or any regulation of or within any district or districts, or any other provision of 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 property located on County Tax Map 19, adjacent to Knox County on Map 169, Parcels 26.00, 26.01, and 26.02 said property located off Early Road in the 3rd Legislative District 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: July 22, 1985

Loudon County Executive

Attest: _____

Eq. Helich G.



County of Loudon

H. Ross Wilkerson

County Executive

P.O. Box 246

Loudon, Tn. 37774

Ph. 458-4664

June 21, 1985

Mr. Ray McDonald
P. O. Box 312
Loudon, TN 37774

RE: Commendation Of Ray McDonald, Director Of Loudon County
Emergency Management Agency In Connection With The Recent
Occurrence Of The Toxic Waste Spill

Dear Ray,

I want to commend you and your people for the excellent response in the actions that were taken in regard to the hazardous material spill mentioned above.

The impact on the people and our community was kept to a minimum because of the quick establishment of priorities of aid and clean up.

When a disaster occurs, the first responsibility of local officials is to warn and evacuate citizens. It has been proven that the appropriate personnel in our area have been selected and trained to provide us with these essential services---"meeting the local needs with any additional resources needed to combat the problem at hand."

After analyzing the requested information regarding this incident, it is my feeling that the cost of material loss we experienced was also kept considerably low due to the manner in which the leakage was handled.

Your services without a doubt are a vital asset to our county. We appreciate the professional manner in which you took charge and directed the "Team" efforts of all who assisted in minimizing this dangerous situation in such rapid fashion. We commend you for the extra efforts you put forth.

Sincerely,

H. Ross Wilkerson
County Executive

HRW/cjd



Exp. Label #

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