

Be it remembered that the Loudon County Legislative Body met in regular session on Monday, March 2, 1987, at 7:00 P.M. with the Chairman, J.J. Blair, 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 Commissioner Maples, who gave the Invocation.

The following Commissioners were present:

Blair	Petty
Bledsoe	Maples
Millsaps	Bryant
Price	Park

Absent: Commissioner Masingo

It was moved by Commissioner Petty and seconded by Commissioner Park that the minutes be approved as presented. The vote was unanimous.

4-H PUBLIC
SPEAKING
CONTEST
WINNERS

Mr. Darrell Ailshire presented three winners of the 4-H Club members Public Speaking Contest. They were Cynthia Stringer, Malissa House and Ronald Stringer. Each member spoke to the Court which was well received.

CITY OF LOUDON
TO OPERATE
LANDFILL

County Executive, George Miller presented items concerning the new landfill. It was moved by Commissioner Petty and seconded by Commissioner Millsaps that the City of Loudon operate the new landfill at \$25,000.00 per year and that the money be paid out of the landfill fund and not the property tax money. On Roll Call the vote was six to two in favor, with Commissioner Blair and Price voting nay.

It was moved by Commissioner Park and seconded by Commissioner Price that the landfill Committee be reduced to 3 members: the Mayor of Loudon, the Lenoir City Mayor and the County Executive. The vote was unanimous.

COUNTY REQUEST
CITY OF LOUDON
TO PAY \$34,784
TO CONNER BROS.

It was moved by Commissioner Maples and seconded by Commissioner Petty that the County request the City of Loudon to pay \$34,784 to Conner Brothers Excavating Company, Inc. for its work at the site and \$55,790.83 in principal and interest on notes for the landfill. The vote was 7 to 1 in favor with Commissioner Park voting nay.

\$15,000
APPROVED FOR
HEALTH DEPT.

Concerning the need of \$15,000.00 for the Health Department to get through the Budget Year, it was moved by Commissioner Petty and seconded by Commissioner Park to grant the \$15,000.00 and that it be taken from \$47,000.00 retained earnings turned back to county sometime ago. The vote was unanimous.

COMMITTEE TO
INVESTIGATE
ACQUISITION OF
PROPERTY NEXT
TO JUSTICE
CENTER

It was moved by Commissioner Petty and seconded by Commissioner Bryant that the County Executive, George Miller, appoint a Committee which was recommended by the Budget Committee to investigate acquisition property next to the Justice Center (6.2 acres). The vote was unanimous.

RESOLUTION TO
OPPOSE SENATE
BILL 102 &
HOUSE BILL 12
APPROVED

It was moved by Commissioner Petty and seconded by Commissioner Price that a Resolution to oppose Senate Bill 102 and House Bill 12 be approved. The vote was unanimous and it is attached hereto as Resolution No. 7-87 Exhibit A. (Resolution Opposing Elimination of State Aid to Local Government Bridge Program).

BUDGET
AMENDMENTS
APPROVED

Upon motion by Commissioner Bryant and seconded by Commissioner Petty concerning the insurance, the Budget Amendments were approved. The vote was unanimous and they are attached hereto as ibit B.

COUNTY
ATTORNEY
HARVEY SPROUL

County Attorney, Harvey Sproul spoke to the Commission concerning pending Litigation of the County. He stated that the Jackie Barron Lawsuit had been dismissed. He also stated that the Landfill Law-suit would be heard next week.

County Executive George Miller presented three Resolutions to the Commission for approval:

RESOLUTION
CONCERNING
LEGISLATION

1.A resolution urging our legislators to support Legislation granting immunity from Liability to local officials and employees for acts for which their county employer is liable and limiting their financial exposure for those acts for which governments are immune, unless the employee's actions are willful, malicious, criminal, or performed for personal financial gain, and to strongly reseat and effort to increase a county's tact limits to equal those of the State of Tennessee. It was moved by Commissioner Petty and seconded by Commissioner Bryant that the resolution be approved. The vote was unanimous and it is attached hereto as Resolution No. 8-87 Exhibit C.

LEGISLATION TO
CAP OFF THE
LOCAL SALES
TAX

2.A resolution urging our legislators to support Legislations (SB 658 by Henry /HB 792 by Burnett) to grant local Governments the ability to take the single item cap off the local sales tax. It was moved by Commissioner Bryant and seconded by Commissioner Petty that this resolution be approved. The vote was unanimous. It being Resolution no. 9-87 Exhibit D.

RESOLUTION TO
SUPPORT
LEGISLATION

3.A resolution urging our legislators to support legislation (SB672 by Lewis and Hamilton/HB 791 by Burnett) to grant local governments autonomous taxing authority at the local level if approved by local referendum. It was moved by Commissioner Park and seconded by Commissioner Bledsoe that this Resolution be approved. The vote was unanimous and it is attached hereto as Resolution No. 10-87 Exhibit E.

COMMITTEE
APPOINTED TO
STUDY THE
PROBLEMS OF THE
HOSPITAL

County Executive, George Miller recommended to the Commission the following names for a Committee to study and recommend solutions to the problems at Loudon County Memorial Hospital: Clayton Pangle, Jerome Dobson, Jim Jarrett, Nancy Beaty, and Ed Rayson. It was moved by Commissioner Price and seconded by Commissioner Petty that they be approved. The vote was unanimous.

BUILDING
INSPECTORS
REPORT

Building Inspector, Doug Lawrence, presented the Building Inspectors report:

Permits -----26
Fees-----\$1,191.00

Est. Value -----\$664,300
Tax-----4,799

100 FT.
ACCEPTED AS
COUNTY ROAD
(OLD BUTTER-
MILK ROAD)

It was moved by Commissioner Petty and seconded by Commissioner Park to accept 100 feet of the Old Buttermilk Road as a county road providing the subdivision developers brought the road up to county requirements. The vote was unanimous.

INTOXIMETER -
TELEPHONE
LINE
SHERIFF'S
DEPARTMENT

CIVIL DEFENSE
REPORT

Sheriff Joe Sims spoke to the Commission concerning a telephone line for the intoximeter at the jail. He declined to recommend or not recommend approval. No action was taken but the Commission recommended that the Purchasing Agent, Phil Reed write a letter to the state concerning the matter.

Civil Defense Director, Lloyd Terry spoke to the Commission concerning a plan to inform the public on what procedures to follow if there were emergencies and said that sirens will be sounded this morning as part of Severe Weather Awareness Week. He also requested that one of the Patrol Cars which was being replaced at the Sheriff's Department be used as a Civil Defense Car. No action was taken on the matter.

NOTARIES
APPROVED


It was moved by Commissioner Price and seconded by Commissioner Petty that the following notaries be approved:

Carol D. Hart, Sue Spoon, Robin Wheeler, Bette J. Pope, Rosa B. Palmer, Ruth Hildreth and Terry C. McGill.

The vote was unanimous.

COURT
ADJOURNED

There being no further business, Court adjourned at 8:05 P.M.


County Executive

County Court Clerk

LOUDON COUNTY COMMISSION

RESOLUTION NO. 787

RESOLUTION OPPOSING ELIMINATION OF STATE AID TO
LOCAL GOVERNMENT BRIDGE PROGRAM

WHEREAS, the State of Tennessee, through its General Fund, has supplemented and supported a program for the rebuilding of bridges in cities and counties; and

WHEREAS, the program has been of substantial benefit, but many bridges still remain that are dangerous and are a threat to the health and safety of the citizens using such bridges; and

WHEREAS, there is now legislation pending before the Tennessee General Assembly to eliminate this program; and

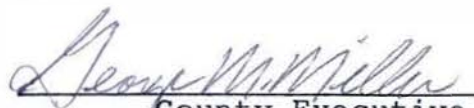
WHEREAS, Loudon County, because of the loss of general revenue-sharing funds, and other financial problems, is in a funding crisis;

NOW, THEREFORE, BE IT RESOLVED by the County Commission of Loudon County in regular session assembled on the 2nd day of March, 1987, that it indicate its strong opposition to the passage of Senate Bill 102 and House Bill 112 calling for the termination of the bridge-building program, and requesting that the General Assembly give strong consideration to continuing substantial funding for this important project beneficial to the health and safety of the people of Tennessee.

BE IT FURTHER RESOLVED that copies of this resolution be furnished to the Governor of the State of Tennessee, to the Speaker of the House of Representatives and the Lieutenant Governor, and to other appropriate legislative committees.

This the 2nd day of March, 1987.

APPROVED:


County Executive

ATTEST:

County Clerk

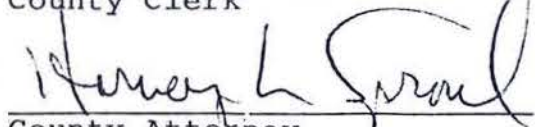

County Attorney

Exhibit A

Ins.

Set policy concerning voluntary payroll deduction:

Requiring 35% of employees to participate in any insurance or annuity program before it can be a payroll deduction

This action needed because: we have 23 insurance and annuity companies that we ~~XXXXXX XXXXX XXXXX XXXXX~~ currently deduct from employees pay checks.....

Ed Hunt B

422

RESOLUTION NO. 8-87

A RESOLUTION urging our legislators to support legislation granting immunity from liability to local officials and employees for acts for which their county employer is liable and limiting their financial exposure for those acts for which local governments are immune, unless the employee's actions are willful, malicious, criminal, or performed for personal financial gain, and to strongly resist any effort to increase a county's tort limits to equal those of the State of Tennessee.

WHEREAS, under present law, local government officials and employees have unlimited personal financial liability exposure for acts done in the performance of their duties; and

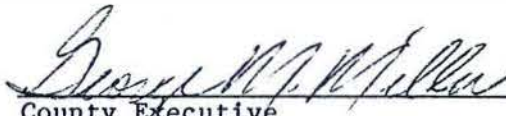
WHEREAS, state employees do not have the same kind of personal liability exposure; and

WHEREAS, it is unreasonable to compare a county's financial resources to the financial resources of the State of Tennessee or to suggest that local government tort limits should equal those of the State of Tennessee; therefore

BE IT RESOLVED that the county commission of Loudon County strongly urges its legislators to support SB 171 by Hichs/HB 789 by Burnett so that local government officials and employees may perform their jobs to the best of their ability for the good of the public without the specter of unlimited personal liability and financial ruin looming as a constant threat and to oppose any attempt to increase present tort limits for local government to those of the State of Tennessee.

BE IT RESOLVED that a copy of this resolution be sent to our legislators immediately after its adoption.

APPROVED this 2nd day of March, 1987.


County Executive

ATTEST:

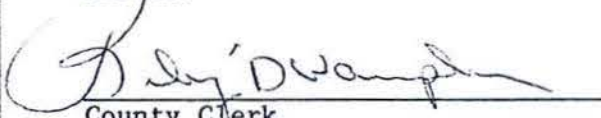

County Clerk

Exhibit C

423

RESOLUTION NO. 9-87

A RESOLUTION urging our legislators to support legislation (SB 658 by Henry/HB 792 by Burnett) to grant local governments the ability to take the single item cap off the Local Sales Tax.

WHEREAS, the present cap on the local sales tax is not only regressive, but does not put local governments on an equal footing with the State; and

WHEREAS, local governments are being asked to provide more services and to meet more and more federal and state mandates with fewer dollars; and

WHEREAS, half of all money raised by the local sales tax goes to education which everyone is striving to improve; therefore

BE IT RESOLVED that the Loudon County Commission urges passage of SB 658 by Henry/HB 792 by Burnett to allow education and general government to receive more funds and allow local governments to meet their obligations, if such action is approved by local referendum.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to our legislators immediately after its adoption.

APPROVED this 2nd, day of March, 1987.


Loudon County Executive

ATTEST:


County Court Clerk

Exhibit D

424

RESOLUTION NO. 10-87

A RESOLUTION urging our legislators to support legislation (SB 672 by Lewis and Hamilton/HB 791 by Burnett) to grant local governments autonomous taxing authority at the local level if approved by local referendum.

WHEREAS, local governments are severely restricted in their ability to raise local revenues; and

WHEREAS, during the past few years, local governments in Tennessee have lost millions of dollars in federal monies, including \$83 million from revenue sharing alone; and

WHEREAS, this situation places local governments in dire financial straits; and

WHEREAS, new sources of revenue are urgently needed by counties, cities, and towns to relieve overburdened property taxpayers and to enable the agencies of local government to continue to provide essential services; and

WHEREAS, SB 672 by Lewis and Hamilton/HB 791 by Burnett, known as the "Tennessee Local Government Autonomy Act of 1987," will provide local governments with the authority they need to raise sufficient local revenues, if approved by referendum; therefore

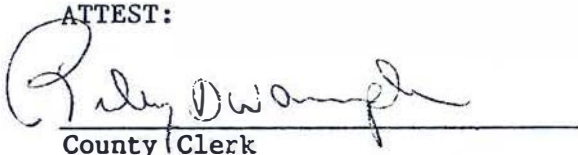
BE IT RESOLVED by the County Commission of Loudon County, Tennessee, that it urge its legislators to support SB 672 by Lewis and Hamilton, and HB 791 by Burnett, granting local governments autonomous taxing authority if approved by local referendum; now, therefore:

BE IT FUTHER RESOLVED that a copy of this resolution be sent to our legislators immediately after its adoption.

APPROVED this 2nd day of March, 1987.


County Executive

ATTEST:


County Clerk



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

East Tennessee Region
Twelve Oaks Executive Park
5401 Kingston Pike
P.O. Box 51365
Knoxville, TN 37950

Phone
615-673-6666

M E M O R A N D U M

TO: County Executive George Miller and Loudon County Commission
FROM: Patrick Phillips
DATE: March 2, 1987
SUBJECT: General Report Loudon County Regional Planning Commission

The Loudon County Regional Planning Commission met on February 12, 1987 to consider and recommend the following:

- Reviewed and approved preliminary plat of Hidden Cove Subdivision
- Reviewed amendments to the National Flood Insurance Program
- Heard Building Commissioners report for January

PP:sat