

A Public Hearing was held at the Loudon County Courthouse on September 13, 1993, @ 7:00 P.M. for the purpose of:

- (1) Rezoning on Hwy.11, Tax Map 29, Parcel 37.00 from C-2 General Commercial to R-1, Suburban Residential
 - (2) Rezoning in the Grimes Rd. Community to include the R-E, Single Family Exclusive Overlay District.
- Mr. Ralph Bradshaw spoke concerning the Grimes Road Community. The Public Hearing was closed.

Be it remembered that the Loudon County Legislative Body met in Regular Session on September 13th, 1993 at 7:15 P.M., with the Chairman J.J. Blair presiding and the County Clerk, Riley D. Wampler was present, whereupon Sheriff Tim Guider Opened Court, Led the Pledge of Allegiance to the Flag and introduced Rev. Harrill, who gave the Invocation.

On Roll Call the following Commissioners were present:

Blair	Williams	Price
Bledsoe	Park	Maples
Millsaps	Twiggs	Masingo

AUGUST
MINUTES
APPROVED

It was moved by Commissioner Price and seconded by Commissioner Masingo that the August Minutes be approved as presented. The vote was unanimous.

3rd & 4th
GRADE PUPILS
OF GREENBACK
SCHOOL
ENTERTAIN

County Commissioner Masingo presented Connie Williams, who in turn introduced the 3rd and 4th grade pupils of Greenback School. They came before the Commission with a huge bus made out of cardboard, speaking and singing about responsible bus driver and kids on bus responsibility. The skit was enjoyed by all.

COMMISSION
CHAIRMAN &
CHAIRMAN
PRO-TEM
APPOINTED

It was moved by Commissioner Twiggs and seconded by Commissioner Price that Commissioner J.J. Blair be appointed Chairman and Commissioner Bledsoe be appointed Chairman Pro-Tem. The vote was unanimous.

PLANS TO
RENOVATE
THE LOUDON
DEPOT
BUILDING

Industrial Recruiter, Doug Berry spoke to the Commissioners concerning the renovation of the Loudon Depot Building and that maybe he could get the building donated by the Railroad Company. It was moved by Commissioner Park and seconded by Commissioner Millsaps to endorse a grant application for funds to renovate the building. The vote was unanimous.

REAPPRAISAL
PLAN BUDGET
REQUIREMENTS
AND
RESOLUTION

Total Reappraisal Plan Budget Requirements. This Plan is hereby submitted for Reappraisal of Loudon County as required by TCA 67-5-1601. Assessor of Property, Doyle E. Arp, reviewed by County Executive George Miller, Resolution by County Commission Chairman, J.J. Blair. It was moved by Commissioner Millsaps and seconded by Commissioner Park that this resolution be forward to the State Board of Equalization with such explanatory comments as as approved by the Commission in adopting this resolution. The vote was unanimous and they are attached hereto as Resolution No. 58-93 Exhibit A.

TASS BUDGET
DOES NOT
HAVE TO BE
APPROVED BY
COMMISSION
BY COUNTY

County Executive, George Miller, reported that the Annual Report for 1992-93 for the Tellico Area Services System (TASS) did not have to be approved by the Loudon County Commission and it had been presented to them for their information.

REAPPORTION-
MENT
STUDY

A Committee appointed by County Executive, George Miller to study Reapportionment for Constables: Twiggs, Miller, Bledsoe, State Planner, Pat Phillips and Attorney Farvey Sproul.

NATIONAL
GUARD
ARMORY
REPORT

County Executive George Miller presented an updated report concerning the Armory, stating the Contract had been reviewed and accepted and should be breaking ground soon.

RESOLUTION
RESCINDING
RESOLUTION
WHICH INC.
THE R-E
SINGLE
FAMILY
EXCLUSIVE
OVERLAY BE
APPROVED
NO ACTION
TAKEN ON
REQUEST BY
LOUDON CO.
SOLID WASTE
COMMISSION

It was moved by Commissioner Bledsoe and seconded by Commissioner Millsaps that a Resolution Rescinding a Previous Resolution which Incorporated the R-E Single Family Exclusive Overlay District on Property Currently Zoned A-2 (Grimes Rd) be approved. The vote was unanimous and it is attached hereto as Resolution No. 59-93 Exhibit B.

Aileen Longmire and Frank Kamel Representatives of the Loudon County Solid Waste Disposal Commission requested that the County take over the administrative duties of the Solid Waste Commission. No action was taken after it was reported. This request did not come from a majority vote at a regular Solid Waste Commission Meeting.

RESOLUTION
FIXING
TAX
PROPERTY
LEVY IN
LOUDON
COUNTY
OUTSIDE
LENOIR CITY
AT 251 &
INSIDE
LENOIR CITY
2.29
APPROVED

It was moved by Commissioner Millsaps and seconded by Commissioner Masingo that the Resolution fixing the Tax Property Levy in Loudon County Outside Lenoir City at 251 and inside Lenoir City at 229 be approved. On Roll Call, the vote was unanimous. It is attached hereto as Resolution No. 60-93 Exhibit C.

It was moved by Commissioner Millsaps and 2nd by Commissioner Masingo that the General Fund Budget Resolution for Fiscal Year 1993-94 be approved. It was then moved by Commissioner Maples and seconded by Commissioner Williams to amend the original motion that the Purchasing Agent wage and Building Inspector wage be changed to reflect the regular 3% across the board increase with no other adjustments. The vote on the amendment passed 5 to 4 in favor with Millsaps, Park, Masingo and Bledsoe voting nay. The original motion as amended then passed unanimous. The Resolution is attached hereto as Resolution No. 61-93 Exhibit D.

BUILDING
COMMISSIONER
REPORT

Building Commissioner Doug Lawrence presented the August, 1993 report:

PERMITS -----41
FEES \$ 3,682.00

VALUE-----\$2,210,000.00
TAXES-----\$ 15,470.00

RESOLUTION
REZONING
TAX MAP 29,
PARCEL 17.00
APPROVED

Planning Commissioner - Pat Phillips presented his report:

It was moved by Commissioner Park and seconded by Commissioner Williams that a Resolution Amending the Zoning Map of Loudon County Tennessee, Pursuant to Chapter Four, Section 13-7-105 of the Tennessee Code Annotated to Rezone Map 29, Parcel 37.00 from C-2 General Commercial to R-1 Suburban Residential. The vote was unanimous and it is attached as Resolution No. 62-93 Exhibit E.

REZONING IN
THE GRIMES RD
COMMUNITY
APPROVED TO
INCLUDE R-E
SINGLE FAMILY
EXCLUSIVE
OVERLAY
DISTRICT

It was moved by Commissioner Bledsoe and seconded by Commissioner Millsaps that a Resolution Rezoning the Grimes Road Community to include the R-E Single Family Exclusive Overlay District, Tax Map 62, Parcels 66.23, 66.20, 66.07, 66.19, 66.06, 66.08, 66.16, 66.18, 66.0, 66.1, 67.9, 67.14, 67.20, 67.15, 67.16, 67.13, 67.12, 67.03, 67.19, 56.0, 58.00, 59.00 and 66.25 thru 66.40, in the 1st and 4th Legislative District be rezoned to include the R-E Single Family Exclusive Overlay District on Property Currently Zoned A-2 Rural Residential. The vote was unanimous and the Resolution is attached hereto as Resolution No. 63-93 Exhibit Y.

LOUDON
COUNTY
CABLE TV
AUTHORITY

Attorney Harvey Sproul explained that the County Commission Cable Committee had considered the proposed draft Intergovernmental Agreement for the formation of a Cable authority by Lenoir City, Loudon and Loudon County, and had made some suggested changes which have been communicated to Loudon and Lenoir City. If the changes are acceptable, then it is expected that the final agreement would be for consideration by the County Commission at its October Meeting. In addition there is the question concerning the regulation of rates and whether or not the County and the cities will want to attempt to do this, depending however, upon the provisions of the contract with East Tennessee Cablevision and a recommendation probably will be made on this question also.

NOTARIES
APPROVE

It was moved by Commissioner Price and seconded by Commissioner Williams that the Notaries be approved. The vote was unanimous and they are:
Cheri Brown, Robert G. Hinton, Lesia G. Wallace, Naomi Hannah, Mack A. Brooks, Bonnie Vishich, Linda P. Inness, Larry Foshee, & Cindy Evans.

COURT
ADJOURNED

There being no further business, Court adjourned at 8:40 P.M.

County Executive

County Clerk

TOTAL REAPPRAISAL PLAN BUDGET REQUIREMENTS (All Years Totaled)

\$ 226,827.00 58-93
(Attach breakdown of each fiscal year)

This plan is hereby submitted for Reappraisal of LOUDON County
as required by TCA 67-5-1601

DATE JULY 27, 1993

ASSESSOR OF PROPERTY Doyle E. App.

REVIEWED BY COUNTY EXECUTIVE George W. Miller DATE JULY 27, 1993
Signature

RESOLUTION BY COUNTY COMMISSION J. J. Blair DATE
CHAIRMAN Signature

APPROVED (ATTACH COPY OF RESOLUTION)

DISAPPROVED

SUBMITTED TO STATE BOARD OF EQUALIZATION

DATE

To be completed by State Board of Equalization Only:

RECOMMENDATION: APPROVED DATE

MODIFY DATE

DISAPPROVED DATE

Exhibit A

RESOLUTION 58-93

WHEREAS, Public Chapter 495 of 1989 requires periodic reappraisal of each jurisdiction in Tennessee imposing a property tax, based on an initial schedule developed by the State Board of Equalization; and


WHEREAS, LOUDON COUNTY has been scheduled for reappraisal by the State Board of Equalization and directed pursuant to Public Chapter 495 to submit a plan of reappraisal; and

WHEREAS, the law required the governing body of reappraisal jurisdictions to review the reappraisal plan and communicate to the State Board of Equalization whether said governing body approves or disapproves of such plan; and,

WHEREAS, the county commission of LOUDON COUNTY has reviewed the county's proposed reappraisal plan and desires to communicate the results of its review to the State Board of Equalization as required by law; now, therefore,

BE IT RESOLVED BY THE COUNTY COMMISSION OF LOUDON COUNTY, that we hereby APPROVE said plan of reappraisal and direct that this resolution be forwarded to the State Board of Equalization with such explanatory comments as are approved by the Commission in adopting this resolution.

Resolution duly adopted this 13TH day of SEPTEMBER, 19 93.


PRESIDING OFFICER

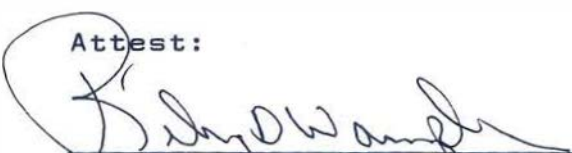
Attest:

COUNTY CLERK

Exhibit A

LOUDON COUNTY COMMISSION

RESOLUTION NO. 59-93

RESOLUTION RESCINDING PREVIOUS RESOLUTION WHICH INCORPORATED
THE R-E SINGLE FAMILY EXCLUSIVE OVERLAY DISTRICT ON
PROPERTY CURRENTLY ZONED A-2 (GRIMES ROAD)

WHEREAS, the Loudon County Commission, on July 12, 1993, upon the recommendation of the Loudon County Planning Commission, approved Resolution No. 50-93, establishing a new R-E Single Family Exclusive Overlay District on property currently zoned A-2, which described property generally follows boundaries along the Grimes Road, Steekee Creek Road, Green Drive, and the Corinth Church Road; and


WHEREAS, one of the requirements to incorporate an R-E overlay zone on an existing zone is that 75% of the owners within the described area must petition the governing body to adopt the change; and

WHEREAS, the County Commission assumed that the Loudon County Planning Commission in making its recommendation approving the rezoning, had verified that 75% of the landowners in the described area had signed the petition; and

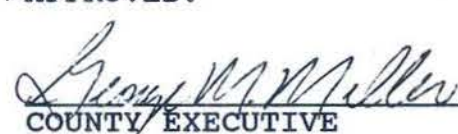
WHEREAS, it now appears that the Planning Commission had not verified the validity of the signatures nor the number of the signatures on the petition, but some of the citizens representing the landowners had, in open session, indicated that they had checked the number of signatures and they were proper, but it now appears that approximately 42 parcels were involved in the rezoning, which would require at least 32 signatures (if there were, at a minimum, only one landowner for each parcel), but that only approximately 17 signatures on the petition as filed are shown on County records as owners in the area involved; and

WHEREAS, the County Attorney has advised the County Commission that the requirements and regulations for the approval of an R-E Exclusive Overlay Zone have not been met, and the action of the Commission in approving the re-zoning, in his opinion, would not withstand an appeal to a judicial court.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled, on the 13th day of September, 1993, that the action of the Commission in approving the overlay zone was premature and unauthorized, the required conditions of the regulations having not been met, and that, accordingly, Resolution No. 50-93 establishing a new R-E Single Family Exclusive Overlay District in the Grimes Road area is hereby rescinded, to be further reconsidered after the property owners file a petition meeting the 75% signature requirement.


COUNTY CHAIRMAN

APPROVED:


COUNTY EXECUTIVE

ATTEST:

COUNTY CLERK

E. J. Helick

B

51-A

60-92

RESOLUTION FIXING THE TAX LEVY IN LOUDON COUNTY
TENNESSEE FOR THE FISCAL YEAR BEGINNING JULY 1, 1993

SECTION 1 BE IT RESOLVED, that the Loudon County Board of Commissioners of Loudon County, Tennessee assembled in regular session on the 13th day of September 1993, that the combined property tax rate for Loudon County, Tennessee for the fiscal year beginning July 1, 1993, shall be \$2.29 on each \$100 of taxable property within the boundaries of the City of Lenoir City and \$2.51 on each of the \$100 of taxable property in Loudon City, Philadelphia, Greenback, and Rural Loudon County which levy is to provide revenue for each of the following funds and otherwise conform to the following levies:

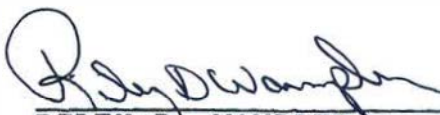
<u>FUND</u>	<u>AREA WITHIN THE</u> <u>BOUNDRIES OF LENOIR CITY</u>	<u>PHILADELPHIA</u> <u>GREENBACK, Loudon CITY</u> <u>AND RURAL LOUDON CO.</u>
County General Fund	0.72	0.72
General Purpose School	1.25	1.25
Bond Debt Fund	0.28	0.28
Highway Fund	0.04	0.04
Rural School Bond Fund	<u>0.00</u>	<u>0.22</u>
TOTAL	<u>\$2.29</u>	<u>\$2.51</u>

SECTION 2. BE IT FURTHER RESOLVED, that this resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Loudon County Commission.

Passed this 13th day of September 1993.



GEORGE M. MILLER
COUNTY EXECUTIVE



RILEY D. WAMPLER
COUNTY COURT CLERK

Exhibit C

52

RESOLUTION MAKING APPROPRIATIONS FOR THE *61-93*
VARIOUS FUNDS, DEPARTMENTS, INSTITUTIONS,
OFFICES AND AGENCIES OF LOUDON COUNTY,
TENNESSEE FOR THE FISCAL YEAR BEGINNING
JULY 1, 1993 and ENDING JUNE 30, 1994

SECTION 1. BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS of Loudon County, Tennessee, assembled in regular session on the 13th day of September 1993, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of Loudon County, Tennessee for the capital outlay and for meeting the payments of principal and interest on the County's debt maturing during the fiscal year beginning July 1, 1993 and ending June 30, 1994, according to the following schedule:

COUNTY GENERAL FUND-----	\$4,858,709
GENERAL PURPOSE SCHOOL-----	\$14,754,962
BOND DEBT FUND-----	\$ 2,500,000
RURAL SCHOOL FUND-----	\$ 800,000
LENOIR CITY SCHOOL-----	\$ 1,500,000
HIGHWAY DEPARTMENT-----	\$ 2,438,933
LEGAL LIBRARY FUND-----	\$ 3,000

SECTION 2. BE IT FURTHER RESOLVED, that there are also hereby certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County 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 or hereafter enacted expenditures out of commissions and or fees collected by the Trustee, County 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 fees collected over and above the expenditures duly and conclusively authorized shall be paid over to the Trustee and covered into the County General Fund as provided by law.

BE IT FURTHER RESOLVED, that if any fee officials, as enumerated in Section 8-2201, T.C.A., operate under provisions of Section 8-2204, T.C.A, provisions of preceeding paragraph shall not apply to those particular officials.

SECTION 3. BE IT FURTHER RESOLVED, that if the need shall arise, the Budget Committee may, with the approval of any official, head of any department or division which may be affected, transfer any amount within a major appropriation catagory; however, for transfers between major appropriations categories within the same fund, the approval of the Board of County Commissioners must be obtained. The School Superintendent must obtain the approval of the Board of Education for all school department transfers.

One copy of the authorization shall be filed with the

E. J. H. D.

53

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

SECTION 4. BE IT FURTHER RESOLVED, that any appropriations made by the 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. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division, or department of the County in excess of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation shall constitute the limit to the expenditures of any office, institution, division or department ending June 30, 1994. The aggregate expenditures for 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 County Commissioners providing for appropriations in addition to those made by the Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the fiscal year in which the expenditure is to be made, to meet such additional appropriation. Said appropriations resolution shall be submitted to and approved by the State Director of Local Finance after its adoption as provided by Sections 5-9-101 to 5-9-406, Tennessee Code Annotated.

SECTION 6. BE IT FURTHER RESOLVED, that certain school funds which function as clearing accounts have been included in the revenue and appropriations for the year ending June 30, 1994 as a memorandum only. It is expressly understood that the County Board of Education may not 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 operation school fund accounts.

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

SECTION 8. BE IT FURTHER RESOLVED, that the County Executive and Director of Accounts and Budgets are hereby authorized to borrow money on revenue tax anticipation notes, to pay for expenses herein authorized until the taxes and other revenue for the fiscal year 1992-1993 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 of the fund for which the loan is made and the loan shall be paid out of revenue of the fund for which the money is borrowed. Said notes shall mature and be paid in full without renewal not later than June 30, 1994.

SECTION 9. Be IT FURTHER RESOLVED, that the delinquent County property taxes for the year 1991 and prior years and the interest and penalty thereon collected during the year ending June 30, 1992 shall be apportioned to various County Funds according to the subdivision of the tax levy for the year 1992. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly. Also, that payment in lieu of taxes from the T.V.A shall be placed in the General Purpose School Fund.

Taxes collected in compliance with the Business tax act shall be placed into the various funds of the County in the same proportions as the tax rate is divided.

Interest on County investments shall be placed in the County General Fund.

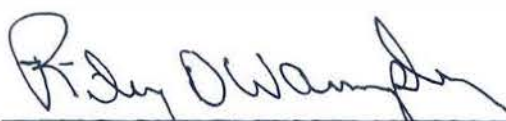
SECTION 10. BE IT FURTHER RESOLVED, that the Hotel/Motel Tax collected be divided accordingly: 50 % of total collections shall be apportioned to the County General Fund for the express purpose of tourism development; the remaining 50% shall be apportioned to the General Debt Service Fund.


SECTION 11. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse, and be of no further effect at the end of the fiscal year at June 30, 1994.

SECTION 12. BE IT FURTHER RESOLVED, that any resolution or part of a resolution which has heretofore been passed by the Board of County Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 13, BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provision shall be in force from and after July 1, 1993. This resolution shall be spread upon the minutes of the Board of County Commissioners.

Passed this 13th day of September 1993.


RILEY D. WAMPLER, CO. COURT CLERK


GEORGE M. MILLER, COUNTY EXECUTIVE

(1)

RESOLUTION 62-92

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE MAP 29, PARCEL 37.00 FROM C-2, GENERAL COMMERCIAL 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 Regional Planning Commission has forwarded its recommendations regarding the amendment to 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 Tax Map 29, Parcel 37.00 said property located on Highway 11, in the 5th Legislative District be rezoned from 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: Sept. 13, 1993


Loudon County Executive

ATTEST: _____

(2)

RESOLUTION 63-92

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE MAP 16, PARCEL 62 PROPERTY IN THE GRIMES RD. COMMUNITY TO INCLUDE THE R-E SINGLE FAMILY EXCLUSIVE OVERLAY DISTRICT ON PROPERTY ZONED A-2,

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 Regional Planning Commission has forwarded its recommendations regarding the amendment to 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 Tax Map 62, Parcel 66.23, 66.20, 66.07, 66.19, 66.06, 66.08, 66.16, 66.18, 66.0, 67.1, 67.9, 67.14, 67.20, 67.15, 67.16, 67.13, 67.12, 67.03, 67.19, 56.0, 56.01, 58.00, 59.00 & 66.25 thru 66.40, said property located in the Grimes Rd. community, in the 1st - 4th Legislative District be rezoned to include the R-E single family exclusive overlay district on property currently zoned A-2, Rural Residential.

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

DATE: September 13, 1993

George M. Miller
Loudon County Executive

ATTEST: _____

Exhibit 7