

Be it remembered that the Loudon County Legislative Body met in Regular Session on October 4, 1993 at 7:00 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 Chaplain Gary Amos who gave the Invocation.

On Roll Call the following Commissioners were present:
Blair Williams Price
Bledsoe Park Maples
Millsaps Masingo
Commissioner Twiggs was absent.

CORRECTION
OF SEPT. 13th
MINUTES

It was moved by Commissioner Masingo and seconded by Commissioner Price that the September 13th minutes be postponed for approval, of a correction to be made. The vote was unanimous.

PERMIT OF
\$48.00
RETURNED TO
MR. CARL
TANNING

It was moved by Commissioner Williams and seconded by Commissioner Bledsoe that a permit of \$48.00 be returned to Mr. Carl Tanning since he decided not to build. The vote was unanimous.

LOUDON
HIGH SCHOOL
STUDENTS
PRESENT SKIT

Mr. Hank McGee introduced John Napier of Loudon High School who in turn presented the students who gave a most interesting skit concerning present and future jobs. The skit was enjoyed by all.

MATLOCK BEND

BARNEY
HARRELL
QUIT-CLAIM
DEED

Barney Harrell requested the Commission to approve a Quit Claim Deed to a 25 foot right-of-way from the Old Matlock Bend Road into an 18 acre tract that he had purchased several years ago which he needs because the County Zoning Regulations require 25 foot frontage ownership on a public road. At that time he thought he had access to a public road because the seller had deeded a 50 foot right-of-way to the county. However, the county never accepted it. He stated that his neighbors already have obtained a Quit Claim Deed from neighboring landowners to 25 feet of the original 50 foot right-of-way for which the deed had been made to Loudon County. Questions were raised to whether Loudon County had any right to convey the property since the county never had accepted it.

After further discussion, it was moved by Commissioner Millsaps and seconded by Commissioner Bledsoe that the Building Commissioner and the Highway Supervisor & County Attorney decide if there are any problems for the county to make a Quit Claim Deed, and if there is no problem then to go ahead and have the deed drawn up for the County Executive to sign. The motion passed unanimously.

CONSTABLE
COMMITTEE
REPORT
POSTPONED
UNTIL NEXT
MONTH

County Executive, George Miller ask if it were possible to have a report from the Constable Committee. Commissioner Bledsoe stated due to unfortunate reason of some not being able to attend the meeting, that it be postponed until next month.

LICENSE
AGREEMENT
PERTAINING
TO LOUDON
COUNTY

It was moved by Commissioner Millsaps and seconded by Commissioner Bledsoe that a License Agreement allowing City of Loudon use of County Office Building Property pertaining to Loudon County recreational field be approved. The vote was unanimous and it attached hereto as Exhibit A.

RESOLUTION
APPROVING
COMMITTEES
APPOINTMENTS

It was moved by Commissioner Bledsoe and seconded by Commissioner Millsaps that a Resolution approving or acknowledging Board of Committee appointments by the County Executive. The vote was 7 in favor, with Commissioner Park voting Nay. Commissioner Twiggs was absent.

1. Maintenance Committee
Resolution No. 64-93 Exhibit B
2. Purchasing Committee
Resolution No. 65-93 Exhibit C
3. Blair Bend Industrial Board
Resolution no. 66-93 Exhibit D
4. Finance Advisory Committee
Resolution No. 67-93 Exhibit E
5. Senoir Citizens Executive Committee
Resolution No. 68-93 Exhibit F
6. Sheriff's Merit Service Board
Resolution No. 69-93 Exhibit G
7. Law Enforcement Board
Resolution No. 70-93 Exhibit H
8. Budget Committee
Resolution No, 71-93 Exhibit I
9. Loudon County Chamber of Commerce
Resolution no. 72-93 Exhibit J

RESOLUTION
CONCERNING
L. COUNTY
CABLE
TELEVISION
AUTHORITY
FAILED

Concerning a Resolution Authorizing the Establishment of the Loudon County Cable Television Authority, the Resolution failed for lack of a second.

RESOLUTION
ACCEPTING
FISCAL
AGENT
RESPON-
SIBILITY FOR
LOUODN CO.
SOLID
WASTE
DISPOSAL
COMMISSION

After much discussion concerning a Resolution for LCSWDC, it was moved by Commissioner Price and seconded by Commissioner Williams that Loudon County become fiscal agent for the Loudon County Solid Waste Disposal Commission. The vote was 7 in favor with Commissioner Millsaps abstaining. It is attached hereto as Resolution 73-93 Exhibit K.

BUILDING
INSPECTOR'S
REPORT

The Building Inspector's Report by Doug Lawrence;

Permits-----35
Fees-----3,314.00

Value-----\$2,574,000
Taxes-----9,877

RESOLUTION
ACCEPTING OR
NAMING
CERTAIN ROADS
IN LOUDON CO.
BY LOUDON CO.
COMMISSION
APPROVED

Planning Commissioner, Pat Phillips presented his report:

It was moved by Commissioner Masingo and seconded by Commissioner Price that a Resolution Accepting and/or Naming Certain Roads in Loudon County, Tennessee by the Loudon County Commission be approved. The vote was unanimous and it is attached hereto as Resolution No. 74-93 Exhibit L.

LEEPER
PARKWAY
ACCEPTED AS
COUNTY ROAD

It was moved by Commissioner Price and seconded by Commissioner Maples that a Resolution Accepting Leeper Parkway as a County Road be approved. The vote was unanimous and it is attached hereto as Resolution No. 75-93 Exhibit M.

SPECULATIVE
INDUSTRIAL
BUILDING

In the absence of the Industrial Director the County Attorney explained that he had worked closely with him in helping to negotiate and prepare the contract with Brownlee Construction Company for the construction of the speculative building to be constructed in Blair Bend Industrial Park previously approved by the City of Loudon and the County of Loudon, and that contract has been signed and the building should be completed within the near future and hopefully should be successful in getting a new industry soon.

FULL-TIME
PLANNING
DEPARTMENT

Attorney Sproul further explained that he had been working on the basic structure of an Intergovernmental Agreement to be considered by Lenoir City and Loudon and Loudon County for the formation of the full-time Planning Department, and that a Joint Committee was to meet on October 5th to discuss the proposed agreement, and there was the possibility that there could be an agreement for consideration by the County Commission at its next meeting.

NOTARIES
APPROVED

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

Wayne S. Crull, Pamela A. Cash, Pamela E. Hodge, and Judy S. Finley.

The vote was unanimous.

There being no further business, Court adjourned at 7:45 P.M.

COUNTY EXECUTIVE

COUNTY CLERK

LICENSE AGREEMENT ALLOWING CITY OF LOUDON
USE OF COUNTY OFFICE BUILDING PROPERTY

THIS AGREEMENT, made and entered into this ____ day of September, 1993 by and between LOUDON COUNTY, a political subdivision of the State of Tennessee (hereinafter called "County"), and the CITY OF LOUDON, a municipality located within the County of Loudon (hereinafter called "City");

W I T N E S S E T H

WHEREAS, Licensee is interested in providing additional facilities for its recreational program; and

WHEREAS, the County of Loudon is desirous of cooperating with this endeavor to the extent that it can do so, and at the same time preserve its options because of possible needs of the County in the future; and

WHEREAS, a part of the County office building property (the old Loudon Junior High School) located on Commerce Street is not presently being used, and had been used for recreational purposes when the property was used as a school, and with certain preparation could be satisfactory for Little League and Tee League baseball and other recreational purposes; and

WHEREAS, a certain amount of preparation in moving dirt and levelling the ground will be required, and City does not want to go into this expense without some assurance that the property will be available for a reasonable period of time;

NOW, THEREFORE, upon the consideration of \$1.00, cash in hand paid, and the mutual covenants and agreements hereinafter expressed, County does hereby grant to City the right to develop and use that area of real estate located within the City of Loudon on Commerce Street, known as the East section of the old Loudon Junior High School property (several administrative offices of the County of Loudon, now being located in the renovated school building), the said property being shown on a plot plan attached hereto as Exhibit A, and being more specifically described as follows:

BEGINNING at a stake on or near the North right-of-way line of Commerce Street, the said point being located approximately

15 feet West of the edge of the driveway pavement of the Wattenbarger property; thence approximately parallel to Commerce Street in a Westerly direction 140 feet, more or less, to a stake just East of the County Office Building access road pavement; thence with the access road parallel to the pavement (approximately 10 feet from the pavement) in a Northwesterly direction 99 feet to a stake on the West side of the concrete drainage ditch; thence in a Northwesterly direction in a straight line just crossing the drainage ditch to a stake located approximately 6 feet Northeast of the concrete drainage ditch, and just East of the County Office Building driveway; thence with the bottom of the bank and parallel with the parking lot pavement 152 feet in a Northeasterly direction to a stake; thence in a Northerly direction 72 feet, more or less, to a stake located approximately 12 feet East of the pavement; thence continuing in a Northerly direction 107 feet, more or less, to a stake located approximately 12 feet South of the adjacent property fence line; thence in a straight line in an Easterly direction approximately 68 feet to a stake located approximately 8 feet South of the fence; thence continuing with the fence 53 feet, more or less, to a stake located approximately 6 feet South of the fence; thence in an approximate straight line in a Southerly direction 232 feet to a stake; thence continuing in a Southerly direction 158 feet, more or less, to the point of BEGINNING.

2. The term of this agreement is for a period of five (5) years from the date of this agreement, which agreement shall be automatically renewed for periods of one (1) year unless otherwise terminated by County giving sixty (60) days written notice prior to the expiration of the term.

3. City is authorized to grade and excavate the area involved to the extent necessary to level the playing field and satisfactorily prepare it for use as a ball field and for spectator use.

4. City agrees:

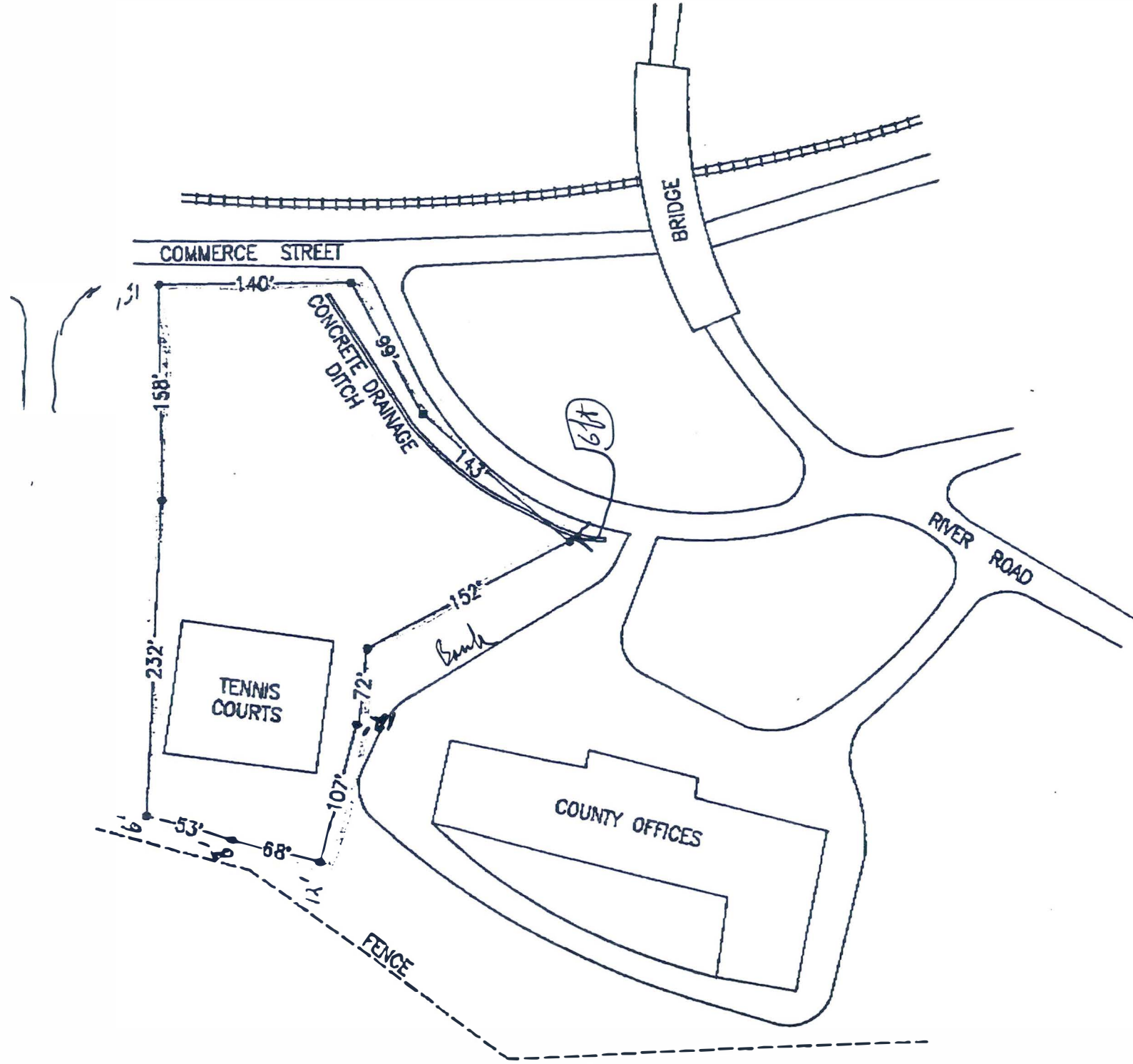
a) It will keep proper maintenance of the property and keep the premises safe for participants and spectators.

b) It will use the premises only as a playground and keep and control said property so that it will not constitute a nuisance, and to surrender said property back in good condition.

c) It will take reasonable precautions to protect the neighboring County office buildings from vandalism that might arise from the increased activity on the premises.

d) It will keep any utility expenses paid during the term of use of this property.

e) It will safeguard and hold Loudon County harmless from suits for damages and from any liability which might



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LOUDON COUNTY COMMISSION
RESOLUTION NO. 64-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of:

MAINTENANCE COMMITTEE

(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
DAVE TWIGGS	8-31-94
MARY JIM WILLIAMS	8-31-94
ROY H. BLEDSOE	9-31-94

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of OCTOBER, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

	<u>Term Expiration</u>
HOWARD LUTTRELL, PURCHASING AGENT	
GLEN PRESLEY, MAINT. SUPV.	
GEORGE M. MILLER, COUNTY EXECUTIVE	
EDWARD HEADLEE, SCH. SUPT.	
Elected by School Board:	
Leroy Tate	
David Birkholz	
Larry Bass	

Exhibit B

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LOCAL COUNTY COMMISSION
RESOLUTION NO. 65-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of:
PURCHASING COMMITTEE

(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
Earlena Maples	8-31-94
Roy H. Bledsoe	8-31-94
DAVE TWIGGS	8-31-94
JERRY W. PARK	8-31-94
MARY WILLIAMS	8-31-94

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

	<u>Term Expiration</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Ey Hubert C

66

COUNTY COMMISSION
RESOLUTION NO. 66-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of:

BLAIR BEND INDUSTRIAL BOARD

(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
MARY WILLIAMS	8-31-94
JIM BLAIR	8-31-94
LYNN MILLSAPS	8-31-94

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

<u>APPOINTED BY BOARD: (pending, 9-9-92)</u>	<u>Term Expiration</u>
Mayor Bernie "Inky" Swiney	
Ben Surrectt	

Exhibit D

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LOUISIANA COUNTY COMMISSION
RESOLUTION NO. 67-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of:

FINANCIAL ADVISORY COMMITTEE
(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
George M. Miller, County Executive	8-31-94
J.D. Click, Trustee	8-31-94
Dave Twiggs, Commissioner	8-31-94
Jim Blair, Chr. of Comm.	8-31-94
Jerry Masingo, Commissioner	8-31-94
Nancy Richesin, Dir. of Bud. & Accts.	8-31-94

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

	<u>Term Expiration</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

By Helbert E

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[REDACTED] [REDACTED]
LOUISIANA COUNTY COMMISSION
RESOLUTION NO. 68-92

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of:

SENIOR CITIZENS EXECUTIVE COMMITTEE (1 yr. term)

(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
JIM PRICE	8-31-94
JIM BLAIR, Alternate	8-31-94

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

	<u>Term Expiration</u>

E4 Sub 7

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LAUREL COUNTY COMMISSION
RESOLUTION NO. 69-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of

SHERIFFS' MERIT SERVICES BOARD

(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
<u>SLOT (B)</u>	
<u>Jerry Masingo, Commissioner</u>	<u>8-31-93 thru 8-31-94</u>

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

	<u>Term Expiration</u>
<u>Slot (a):</u>	
<u>Lynn Millsaps, Commissioner</u>	<u>8-31-92 thru 8-31-95</u>
<u>Slot (c):</u>	
<u>Jim Blair, Chr. of Comm.</u>	<u>8-31-91 thru 8-31-94</u>

Ex Leticia M

LOUDON COUNTY COMMISSION
RESOLUTION NO. 70-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of

LAW ENFORCEMENT BOARD
(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
JERRY W. PARK, COMMISSIONER	8-31-94
DAVE TWIGGS, COMMISSIONER	8-31-94

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

	<u>Term Expiration</u>
Tom McNabb	L.C. Mayor's decision
Joe Satterfield	Loudon Mayor's decision
Bart Eldridge (Member at Large)	Board decision

E. L. H. H.

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COUNTY COMMISSION
RESOLUTION NO. 72-93

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE
APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as a member of:

LOUDON COUNTY CHAMBER OF COMMERCE
(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
<u>JIM PRICE</u>	<u>8-31-94</u>
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NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 4th day of October, 1993 hereby approves or acknowledges (as appropriate), the said appointment(s).

ATTEST:

COUNTY CHAIRMAN

APPROVED:

COUNTY CLERK

COUNTY EXECUTIVE

The remaining members and their continuing expiration terms for said board or committee are as follows:

<u> </u>	<u>Term Expiration</u>
<u>- SEE ATTACHMENT -</u>	<u> </u>
<u> </u>	<u> </u>
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Exhibit J

(3)

LOUDON COUNTY COMMISSION

RESOLUTION NO. 79-23

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF
THE LOUDON COUNTY CABLE TELEVISION AUTHORITY

WHEREAS, the Loudon County Commission desires to make reasonable efforts to facilitate the providing of good cable television services under its jurisdiction in Loudon County at as reasonable rates as possible; and

WHEREAS, the City of Lenoir City and the City of Loudon have indicated a similar desire or goal for this portion of the communications media that has become important to the citizens; and

WHEREAS, all three political subdivisions have worked together in negotiating with the present primary cable television company providing services in Loudon County, and have reached a franchise agreement and contract which are very similar; and

WHEREAS, the most practical, feasible and economical method to grant and renew cable television franchise agreements, and to coordinate and regulate cable television companies to the extent such is allowed, is through a joint and cooperative effort between the County of Loudon, the City of Loudon, and the City of Lenoir City, and possibly other political subdivisions in Loudon County as time goes on; and

WHEREAS, said governmental entities desire to enter into an intergovernmental agreement establishing a cable television authority for the purpose of the granting, renewal, regulation and enforcement of franchise agreements with cable television companies; and

WHEREAS, such intergovernmental agreement has been prepared in accordance with T.C.A. 12-9-101 et seq., which agreement authorizes the formation of a Loudon County Cable Television Authority which will exercise for all of the parties herein the jurisdiction and authority granted by T.C.A. 7-59-101 et seq., by the Federal Communications Commission, and by other Federal and State laws and regulations;

E. L. L. C.

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NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this the 4th day of October, 1993, that Loudon County join with the City of Loudon and the City of Lenoir City in the establishment of the Loudon County Cable Television Authority through an intergovernmental agreement, a copy of which agreement is attached hereto and marked Exhibit A to this resolution, and that the County Executive of Loudon County, Tennessee, is hereby authorized to execute said intergovernmental agreement for and on behalf of Loudon County, Tennessee, to be attested by the County Clerk of Loudon County, Tennessee.


COUNTY CHAIRMAN

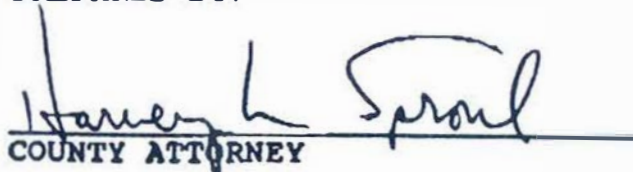
APPROVED:


COUNTY EXECUTIVE

ATTEST:


COUNTY CLERK

PREPARED BY:


COUNTY ATTORNEY

FACULTY OF LAW (1974)

INTERLOCAL GOVERNMENTAL AGREEMENT

FORMING

LOUDON COUNTY CABLE TELEVISION AUTHORITY

THIS AGREEMENT made and entered into on this the 1st day of January, 1994, by and between LOUDON COUNTY, a political subdivision of the State of Tennessee, CITY OF LOUDON, a municipal corporation located in Loudon County, Tennessee, and the CITY OF LENOIR CITY, a municipal corporation located in Loudon County, Tennessee;

W I T N E S S E T H

WHEREAS, the above named parties desire to make reasonable efforts to facilitate the providing of good cable television services available to the residents of their respective jurisdictions at as reasonable a price as possible; and

WHEREAS, the most practical and feasible method to grant franchises and to regulate the operation of cable television for the residents of the respective jurisdictions of the parties hereto, and the means to achieve the greatest bargaining power in awarding and regulating franchises, is through a joint and cooperative effort of the political subdivisions serving a majority of the land area and the population located in Loudon County, Tennessee; and

WHEREAS, the parties hereto desire to enter into an intergovernmental agreement in accordance with Code Section 12-9-101 et seq., of Tennessee Code Annotated, for the purpose of exercising all of the authority granted to the parties to this agreement, by Code Section 7-59-101, et seq., of Tennessee Code Annotated, the Federal Communications Commission and by other federal and state laws and regulations, with respect to the granting of cable television franchises and the enforcement of the same;

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants and conditions hereinafter contained, it

is agreed between the parties as follows:

1. NAME: There is hereby established the Loudon County Cable Television Authority.

2. PURPOSE: The purpose of the Loudon County Cable Television Authority, hereby established, is to exercise the rights and privileges conferred or granted to the parties hereto by Section 7-59-101, et seq., of Tennessee Code Annotated, and by the Federal Communications Commission and by other federal and state laws and regulations.

3. JURISDICTION: The Loudon County Cable Television Authority shall have exclusive jurisdiction to exercise all rights, authority and obligation of the parties hereto in accordance with Section 7-59-101, et seq., Tennessee Code Annotated, within the city limits of the City of Loudon, within the city limits of the City of Lenoir City and within the boundaries of Loudon County, Tennessee, except the areas located within the City of Greenback in Loudon County, Tennessee, and the City of Philadelphia in Loudon County, Tennessee, and those portions of Tellico Village which lie within the original boundaries owned by the Tellico Reservoir Development Agency, one or more of the latter may negotiate with the Cable Authority to delegate its authority or jurisdiction concerning cable television to the Loudon County Cable Authority.

4. COMPOSITION:

a. The Loudon County Cable Television Authority shall be composed of three (3) directors, one to be appointed by the City of Loudon, one to be appointed by the City of Lenoir City, and one to be appointed by the County of Loudon.

b. Each director shall fill slots which run for terms which run for three (3) years each, and shall serve until the end of the respective terms and until a successor is duly appointed, unless:

(1) such representative is removed as a director by a majority vote of the appointing authority;

(2) if a director is an elected official and

leaves his/her elected office, or moves from the jurisdiction of the appointing authority;

c. The first directors shall be elected in staggered terms of one (Loudon County), two (Lenoir City) and three years (Loudon), respectively.

d. To remain qualified to regulate cable subscription rates under the principal franchise agreement existing at the time of the agreement herein, the right to appoint a publically-elected official as an Authority director shall be limited to one position, and such an official is limited to serve one (1) full term as a director.

e. The Authority may bring to the attention of the appointing government the dereliction or inattention of duty on the part of a director for consideration by the appointing government as to whether to declare the office vacated and appoint a new director to fill out the term.

5. QUALIFICATIONS OF DIRECTORS: Each director of the Loudon County Cable Television Authority shall be at least twenty-five (25) years of age. The directors appointed by the Cities of Loudon and Lenoir City shall be residents of the city they represent. The director appointed by Loudon County shall be a resident living outside the city limits of any of the incorporated municipalities within Loudon County, Tennessee.

6. POWERS: There is hereby granted to the Loudon County Cable Television Authority, except as may be otherwise limited by T.C.A. 7-59-101 et seq. the following powers, duties and responsibilities:

a. the power to grant franchises, to establish and regulate rates, to monitor and enforce compliance with franchise agreements, to completely supervise cable television in the jurisdiction hereinabove set forth, all as provided to the contracting parties hereto by the provisions of Section 7-59-102 et seq., of Tennessee Code Annotated, and by applicable federal and state statutes and regulations, together with all the powers and authority granted in said T.C.A. sections, and all other

powers and authority granted in said sections, and all other powers necessary or proper for the exercise of the authority hereinabove granted, and is hereby granted the right to exercise any and all power and authority which may be hereinafter granted to the contracting parties hereto by the Legislature of State of Tennessee with respect to the granting of franchises and regulations of cable television.

b. to sue and be sued;

c. to employ such personnel as may be necessary to efficiently and effectively perform the duties imposed upon it by this agreement;

d. to employ such consultants, auditors, attorneys and other professionals as may be necessary to carry out its functions;

e. to contract with any of the contracting parties hereto for the performance of any auditing, clerical or physical assistance as may be necessary;

f. to establish its own bylaws;

g. to organize itself in such manner as it shall determine, complying however with the requirements of this agreement, electing such officers as it in its judgment shall deem appropriate to carry out the purpose for which it has been organized;

h. to adopt a budget for the proper and necessary costs of the operation of the Authority, and present it to the respective parties for funding in accordance with this agreement, the Authority to keep records of all transactions involving the receipt and expenditure of funds by the Authority;

i. to appoint a representative advisory committee of citizens and business people if the Authority deems such to be desirable. Such a committee shall be composed of one director from each County Commission legislative district, shall serve for such terms, meet at such intervals and undertake such responsibilities as the Authority may direct, and shall receive Ten Dollars (\$10.00) per meeting attended for up to four (4)

meetings each year.

7. FUNDING OF BUDGET: All franchise fees, pole attachment fees, and other payments due from the cable television companies holding franchise agreements under the Authority shall continue to be paid directly to the respective parties as is done at the time this agreement is approved.

a. County shall serve as fiscal agent for the Authority.

b. Upon the approval of this agreement by all parties, each party shall pay into the Authority's budget an amount equal to One Dollar (\$1.00) per subscriber based upon the number of subscribers for all cable companies doing business within the area of jurisdiction of each party on the date the agreement is signed. Thereafter, the total amount of the payment (at \$1.00 per subscriber) shall be determined on June 30 of each year and shall be payable by July 31st of that year).

c. In the event the Authority determines that additional funds are required for it to properly fulfill its functions and purposes, it shall submit an itemized amended budget, with an explanation, indicating the additional funds needed, which amount shall be divided proportionately based upon the number of subscribers within the respective parties' jurisdiction, which amount shall be paid into the Authority's budget within thirty (30) days. The Authority has no power to establish a budget or request funds in excess of the five percent (5%) franchise fees paid to the respective parties.

8. ANNUAL AUDIT: Any party hereto shall have a right at its own expense to cause to be made an audit of the books of the Authority by an independent certified public accounting firm of its choice, and the Authority shall be obligated to make available to said independent certified public accounting firm all of the records of the Authority.

9. CONFLICTS OF INTEREST: No director of the Loudon County Cable Television Authority, shall have any interest of any kind in the profitability of any company which is granted a

franchise by the Loudon County Cable Television Authority, including the employment of relatives of the first degree or closer, and including employing sons-in-law and daughters-in-law, by a franchised cable television company. The "employment of relative" restriction shall also apply as to employees of the Cable Authority.

10. COMPENSATION: The directors of the Loudon County Cable Television Authority shall be compensated at the rate of Twenty-Five Dollars (\$25.00) for each meeting attended, and shall be entitled to reimbursement for other actual expenses incurred in serving in this position if approved by the Authority. Compensation shall not be paid for more than twelve (12) meetings each year.

11. MEETINGS: The Authority shall meet quarterly at a date, place and time it shall select, and may meet more often as it deems necessary.

12. DURATION: This agreement shall continue for a period of five (5) years from and after the date hereof, except that by mutual agreement of all of the parties hereto, this agreement may be sooner terminated. The agreement shall automatically be extended for successive periods of five (5) years each unless an intention to withdraw is made by any party to the other parties, in writing, at least sixty (60) days prior to the expiration of any period. If only one party elects to withdraw, such party shall not be entitled to reimbursement or distribution of the withdrawing party's share of any assets the Authority may have accumulated. If two parties withdraw, dissolution shall proceed as provided in paragraph 13 herein.

13. TERMINATION: Upon termination, the Authority shall liquidate all its assets and after payment of all outstanding debts, shall distribute the remaining funds and assets to the parties hereto in shares proportionate to the number of customers at point of collection each has at the time of termination.

14. AMENDMENTS: This agreement may be altered or amended at any time by the unanimous agreement of all of the

parties hereto, which agreement shall not become effective until reduced to writing.

15. EFFECTIVE DATE: This agreement shall become effective when executed by all of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly executed in triplicate on the day and date first above written.

LOUDON COUNTY, TENNESSEE

BY: George M. Miller
County Executive

ATTEST:

John H. Campbell
County Clerk

CITY OF LOUDON

BY: Bennie R. Quincey
Mayor

ATTEST:

Stephanie Putterer
City Recorder

CITY OF LENOIR CITY

BY: Charles J. Elmer
Mayor

ATTEST:

Harold E. Proctor
City Recorder

LOUDON COUNTY COMMISSION

RESOLUTION NO. 73-92

RESOLUTION ACCEPTING FISCAL AGENT RESPONSIBILITY FOR
LOUDON COUNTY SOLID WASTE DISPOSAL COMMISSION

WHEREAS, by an intergovernmental agreement, dated September 12, 1983, the County of Loudon, the City of Lenoir City, and the City of Loudon agreed to the procurement and development of a permanent sanitary landfill site for Loudon County; and

WHEREAS, by subsequent agreement dated June 1, 1987, and restated agreement dated March 1, 1993, the parties have established the Matlock Bend Sanitary Landfill and the Loudon County Solid Waste Disposal Commission (LCSWDC); and

WHEREAS, under the State of Tennessee Solid Waste Management Act of 1991 (T.C.A. 68-211-801 et seq.), counties were given the primary responsibility for the policy and operation of landfills; and

WHEREAS, Loudon County, upon application, has been designated as a Solid Waste Planning Region; and

WHEREAS, the City of Loudon, under an agreement with the Loudon County Solid Waste Disposal Commission, has been serving as fiscal agent for the commission for all of the time that the commission has been in existence; and

WHEREAS, under the new State legislation, the Loudon County government has pledged its State-shared revenue as a bond to assure completion and compliance of the Phase I portion of the Loudon County landfill, and the Loudon County Solid Waste Disposal Commission now has voted unanimously to request that the County, consistent with its responsibilities under the new legislation, accept the responsibility of assuming the duties of fiscal agent; and

WHEREAS, this responsibility would entail the primary function of handling the flow of funds through the County bank account, and a minimal responsibility for the Loudon County Central Accounting Office; and further, the Solid Waste Disposal Commission will continue to be responsible for all the accounting

Exhibit K

and purchasing functions, including making the deposits, the billings, and having the audits conducted, etc.; and

WHEREAS, the Loudon County Commission desires to cooperate reasonably to help the intergovernmental agency perform its responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled this 4th day of October, 1993, that Loudon County agrees to accept the responsibility as fiscal agent for the Loudon County Solid Waste Disposal Commission so long as the primary accounting and purchasing functions are conducted by LCSWDC.

BE IT FURTHER RESOLVED that the County Executive is authorized to negotiate and execute a contract or agreement with LCSWDC under reasonable circumstances, including the determination of a fee (if appropriate and applicable) for the handling of this function for LCSWDC.

COUNTY CHAIRMAN

ACCEPTED:

COUNTY EXECUTIVE

ATTEST:

COUNTY CLERK

RESOLUTION 74-92

**A RESOLUTION ACCEPTING AND/OR NAMING CERTAIN
ROADS IN LOUDON COUNTY, TENNESSEE BY THE
LOUDON COUNTY COMMISSION**

WHEREAS, the Loudon County Commission is vested with the authority to name and accept the dedication of roads for public use, and

WHEREAS, the regional planning commission has recommended the naming or acceptance of the proceeding roads and rights-of-way of which have been designed and constructed pursuant to the county's road acceptance standards and subdivision regulations.

NOW, THEREFORE, BE IT RESOLVED that the following roads, and corresponding names herein dedicated for public use be accepted into the county's roadway system:

Section 1. Acceptance of dedicated road and right-of-way of Oakwood Drive and Ridgebark Drive as shown the subdivision plat of Oakwood Estates, Unit II as recorded in the Loudon County Register's Office, Plat Cabinet B, slide 185 & 186.

Section 2. Acceptance of dedicated Windridge Road and right-of-way as shown on the subdivision plat of Leeper's Crossing Subdivision as recorded in the Loudon County Register's Office, Plat Cabinet B, slide 186.

Section 3. Acceptance of dedicated road and right-of-way of Ranchero Drive as shown on the subdivision plat of Rio Dosa Downs as recorded in the Loudon County Register's Office, Plat Cabinet B, slide 187.

Section 4. Acceptance of dedicated road and right-of-way for Leeper's Ferry Road from Walton Jersey Farms, Inc. of Tennessee to Loudon County as recorded in the Loudon County Register's of Deed's Office, Deed Book 207, page 799.

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

Attest

DATE ADOPTED: Oct. 4, 1993

County Executive

Seal of Loudon County

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LOUDON COUNTY COMMISSION

RESOLUTION NO. 75-93

RESOLUTION ACCEPTING LEEPER PARKWAY AS A COUNTY ROAD

WHEREAS, the Loudon County Commission has, by Resolution No. 56-93, agreed to accept Leeper Parkway as a County road upon certain repairs being made, as authenticated by the recommendation of the County Highway Supervisor; and

WHEREAS, the County Highway Supervisor now has indicated that the road had been repaired satisfactorily;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled this 4th day of October, 1993, that the Leeper Parkway leading from U. S. Highway 321 across the "culvert" and to the public road of Highland Hills Subdivision (name of road) is accepted as County roadway.

COUNTY CHAIRMAN

ACCEPTED:

COUNTY EXECUTIVE

ATTEST:

COUNTY CLERK

Exhibit M

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