

Be it remembered that the Loudon County Legislative Body met in Regular Session on April 11, 1994 with the Chairman, Roy Bledsoe 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 ask that we have a moment of silent prayer in memory of Commissioner Blair and that Commissioner Maples give the Invocation.

On Roll Call, the following Commissioners were present:

Bledsoe	Williams	Maples
Millsaps	Park	Price
Masingo	Twiggs	

MINUTES
APPROVED AS
PRESENTED

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

WATER FLOW IN

SECOND DISTRICT Mr. Carl Moats and Mr. Kress spoke to the Commission concerning the water
GETTING flow in the Second District, stating that water problem was getting worse.
WORSE

STUDENTS FROM
NORTH MIDDLE
SCHOOL
PERFORMED

Commissioner Park presented Diane Well's, who in turn presented the Students of North Middle School - Their subject was Promise To Tell The Truth, The Whole Truth-----Acting Cool, Smoking (Gossip). Their acting was very good, but in the end it was You Shall Know The Truth And It Will Set You Free. The skit was enjoyed by all.

RESOLUTION
EMPLOYING
BARGE, WAGGONER,
SUMNER &
CANNON TO
DESIGN
COURTHOUSE
ANNEX

Loudon County Executive - George Miller presented:
1. Consideration of authorization for Loudon County to enter into a contract with Barge, Waggoner, Sumner and Cannon, as architect for the purpose of building a Courthouse Annex, the authorization to include the drawing of bidding documents: the advertisement, receipt, and analyzing of the bids; and the recommendation to the County Commission for approval of a construction contract to the lowest and best bidder. After much discussion it was moved by Commissioner Williams and seconded by Commissioner Maples to postpone until next commission meeting after the work shop on Thursday 14th of April, 1994. On Roll Call, the vote was 6 to 2 against.

LOCATION OF
THE NEW
COURTHOUSE
ANNEX IN
LENOIR CITY
TURNED DOWN

2. Consideration of action designating the specific location for the construction of the new Courthouse Annex. It was moved by Commissioner Maples and seconded by Commissioner Williams to relocate it in Lenoir City. After much discussion on Roll Call, the vote was 5 to 3 against it.

BOND
RESOLUTION
DISCUSSED

Rick Delaney representing Cumberland Securities presented the Bond Resolution for refunding of General Obligation Bonds and Series 1994 not to exceed \$5,375,000. It was moved by Commissioner Park and seconded by Commissioner Price that it be approved. On Roll Call, the vote was 6 to 2 in favor.

2 RESOLUTIONS
BY HUMPHREY
POSTPONED FOR
WORK SHOP

The consideration of two Resolutions forwarded to the Commissioners by Humphreys County, Tennessee was postponed for work shop on Thursday, April 14th.

DECLARATION
OF MORE
FEDERAL
DETENTION
FACILITIES
FROM WAYNE CO.

Consideration of declaration in support of more federal detention facilities. The Right of Citizens to bear arms, (as forwarded to the Commissioners by Wayne County, Tennessee) was postponed for work shop on Thursday, April 14th.

BROWDER SCHOOL
PROEPRTY TO BE
DISCUSSED AT
WORKSHOP
4-14-94

Consideration of Resolution of intent to convey title to Browder School property to Loudon County Adult Activity Center (If they obtain a grant to renovate the Building) was postponed for workshop on Thursday, April 14th.

COUNTY
EXECUTIVE,
GEORGE MILLER
REPORTS

Concerning General Report:
City of Lenoir City replies to request to reduce jurisdiction of Lenoir City from 5 miles to 1 mile beyond the city limits and request to increase Lenoir City's share of funding for operation of the Loudon County Justice Center, County Executive, George Miller reported the response was negative.

TRANSFER OF
MATLOCK BEND
LANDFILL TO
THE LOUDON CO.
SOLID WASTE
DISPOSAL
COMMISSION

County Attorney Sproul reported that he now has received replies from Lenoir City and Loudon approving the transfer of title of the Matlock Bend Landfill site to the Loudon County Solid Waste Disposal Commission, and that this would be accomplished within the next week or so, inasmuch as County Commission already has approved it.

EMERGENCY
COMMUNICATIONS
DISTRICT
(E-911)
RESPONSE

He also reported the he had received a reply from the Loudon County Emergency Communications District (e-911), written by Wayne Henry, its attorney, indicating the LCECD felt that it did not have sufficient funds to contribute toward the Communications department expense at the Justice Center, and further brings out other points. A copy of the letter is attached to these minutes as Exhibit B.

BUILDING
COMMISSIONER'S
REPORT

Loudon County Building Commissioner, Doug Lawrence gave his report as follows:

Permits-----47	Value-----\$2,381,500.00
Fees-----\$ 4,153.00	Taxes-----\$ 13,690.00

ABANDONMENT
OF RIGHT-OF-
WAY FOR HUFF
FERRY RD GOES
BACK TO
SIMPSON

Planning Commissioner Report - Patrick Phillips

It was moved by Commissioner Park and seconded by Commissioner Twiggs that the abandonment of right-of-way dedicated by Eddie Simpson for Huff Ferry Road go back to Eddie Simpson. The vote was unanimous.

40-H "A"
PARCELS 1.0,
2.0, AND
3.0
APPROVED

It was moved by Commissioner Masingo and seconded by Commissioner Price that the abandonment of right-of-way extending thru lots 9, 10, and 11 in Lakeview Subdivision-District 3 (West Camp Rd) Map 40-H"A", Parcels 1.0, 2.0, and 3.0 be approved. The vote was unanimous.

It was moved by Commissioner Park and seconded by Commissioner Williams to withdraw the discussion of Resolution No.92-92 Exhibit G, September 1992 Meeting, concerning payment to Justice Center for the housing and upkeep of prisoners from the City of Lenoir City.

COMMISSIONER
DAVID TWIGGS
ADDED TO
BUDGET
COMMITTEE

It was moved by Commissioner Price and seconded by Commissioner Twiggs that at the request of County Executive, George Miller to add David Twiggs to the Budget Committee be approved. The vote was unanimous.

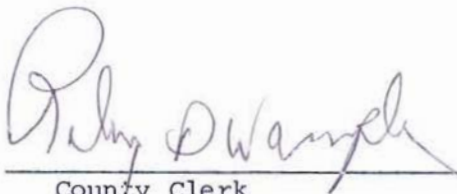
NOTARIES &
PERSONAL
PROPERTY BONDS
APPROVED

It was moved by Commissioner Price and seconded by Commissioner Park that the following Notaries and Personal Property Bonds be approved:

Lesly H. Brown, Sandra Chaffin, Vicki D. Lanham, Sheila A. Everett, Connie M. Williams, Hester L. Scarbrough, and Melissa Dawn Heape for Notary Commissions and Personal Property Bonds for Rose M. Burt & Hester L. Scarbrough

The vote was unanimous.

There being no further Business, Court Adjourned at 9:15 P.M.



County Clerk

County Executive

LOUDON COUNTY COMMISSION

RESOLUTION NO. 1694RESOLUTION EMPLOYING BARGE, WAGGONER, SUMNER & CANNON
TO DESIGN COURTHOUSE ANNEX

WHEREAS, the Loudon County Commission has for many years been involved in the effort to agree upon the construction of new facilities for badly-needed County office space; and

WHEREAS, the need for such facilities has been great, with many valuable records not being properly protected, there not being enough room for the safe storage of the records, or for the office personnel, with various offices being scattered in other buildings than the Courthouse; and

WHEREAS, bonds have been authorized to be issued for the purpose of construction of new office facilities, the new facility being presently designated as a Courthouse Annex; and

WHEREAS, the firm of Barge, Waggoner, Sumner & Cannon have been providing initial design and projected costs for the construction of the annex, and it is the intention of the County Commission to employ this firm for the purpose of handling this project, including the detailed design and plans for construction, the drawing of bidding documents, the advertisement, receipt and analyzing of the bids and the recommendation to the County Commission for the approval of a construction contractor.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this 4th day of April, 1994, that Barge, Waggoner, Sumner & Cannon be retained as architects and engineers for the purpose of drawing the detailed drawings and plans for the construction of a Courthouse Annex, the location of which to be determined by the County Commission, the services to include the drawing of bidding documents, the advertisement, receipt, evaluating and analyzing of bids, and providing services during construction, with the architects to make a recommendation to the County Commission as to the contractor to build the building, based upon the lowest and best bid.

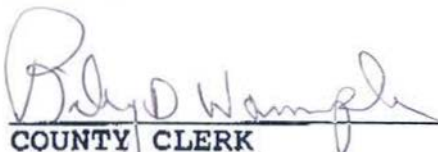
BE IT FURTHER RESOLVED that the County Executive and the County Attorney are authorized to negotiate the terms and conditions of the professional services contract to be executed with the architectural firm.

COUNTY CHAIRMAN

APPROVED:

COUNTY EXECUTIVE

ATTEST:



COUNTY CLERK

PREPARED BY:

COUNTY ATTORNEY

Exhibit A

(2)

A. WAYNE HENRY
ATTORNEY AT LAW
LOUDON, TENNESSEE 37774
(615) 458-2005
FAX (615) 458-1855

322 GROVE STREET
LOUDON, TN 37774

April 7, 1994

P. O. BOX 366
LOUDON, TN 37774

Mr. Harvey Sproul
Sproul & Hinton
P.O. Box 444
Lenoir City, TN 37771

Dear Mr. Sproul:

Your letter dated January 14, 1994, addressed to the Loudon County Emergency Communications District, has been referred to me for a response.

The Loudon County Emergency Communications District is the owner of certain telephone and electronic equipment which comprises the E-911 system in Loudon County, Tennessee. This equipment was purchased and maintained pursuant to the provisions of the Tennessee Code Annotated which provide for the assessment of per-phone tolls for residential and commercial customers of the Loudon County South Central Bell system. The District currently receives approximately \$120,000.00 per year as a budget from which to operate the E-911 system. The operating expense budget for the E-911 system for 1994 is \$112,760.00. Any excess income is placed in reserve accounts for system replacement and upgrades.

The expenditures of an E-911 system are tightly regulated in the State of Tennessee. Funds can be used solely for the purposes of operating an E-911 system. Such collateral uses of funds such as street signs, markers, etc., which could arguably enhance the E-911 system are expressly prohibited.

The Loudon County Communications Department handles many functions other than E-911 calls. An operator handles all phone calls to the Justice Center, emergency and non-emergency. Dispatchers handle the radios for the Loudon County Sheriff's Department, the Ambulance Service, the various Fire Departments and Rescue Squads, and the City Police for Lenoir City and Loudon. While some of these calls are instituted thru the E-911 system, many do not. Furthermore, the E-911 system has not increased the number of calls to the Justice Center.

An E-911 call merely identifies and establishes the priorities of an incoming emergency call. The E-911 system, if anything, has decreased the load and stress of dispatching. The increase in Loudon County

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Harvey Sproul
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April 7, 1994

population has increased the emergency and non-emergency calls.

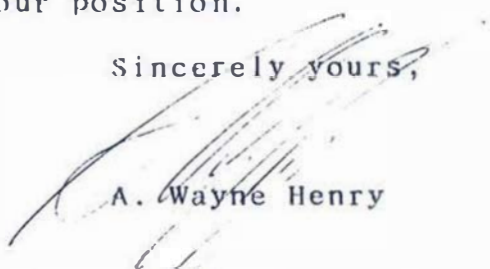
It is the position of the Loudon County Emergency Communications District that it cannot make any greater contribution than the current equipment allocation to the Communications System of Loudon County. First, there are no significant annual funds for such a contribution. An increase in the toll assessment would be required to finance dispatchers for the E-911 system. Second, it would be a clear violation of state law for E-911 funds to be used to fund other activities than the handling of E-911 calls. Furthermore, the Loudon County Emergency Communications District would incur additional liability for those dispatchers, who are currently not insured in their position as dispatchers.

We regret that the Loudon County Emergency Communications District is unable to comply with your request. It is not our intention to hinder the daily operation of the communications system of Loudon County. Our charge is the operation of the E-911 system, and we are unable to do anything further.

In response to George Miller's letter dated March 11, 1994, the Board has authorized me to meet with the Loudon County Law Enforcement Board to discuss the issues between the Boards. I must advise you that my authorization does not include, at this time, negotiations for any financial contributions to the Loudon County Communications System.

I trust that you understand our position.

Sincerely yours,


A. Wayne Henry

cc: George Miller
Loudon County Emergency Communications District

AWH\ram

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pc: Genny Park 4/8/94

Ex Lelch B

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HUMPHREYS COUNTY

IN THE HEART OF THE KENTUCKY LAKE AREA

ROOM 1 - COURTHOUSE ANNEX
WAVERLY, TENNESSEE 37185

JESSE H. STEPHENSON, JR.

County Executive
615-296-7795

February 23, 1994

FAX 615-296-5011



TO: Chairman, TACE and All Tennessee County Mayors and/or
County Executives, State and Federal Legislators
Representing Humphreys County, Tennessee

FROM: County Executive, Humphreys County

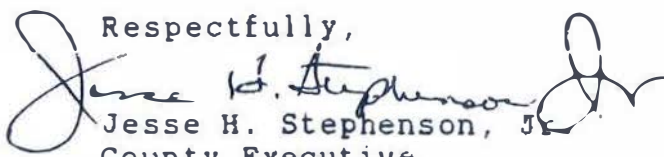
SUBJECT: Resolutions pertaining to crime and wetlands

Residents of Humphreys County are deeply concerned with two pressing issues, crime prevention and the direction of wetlands legislation.

I have attached resolutions that I strongly support and have encouraged the Board of Humphreys County Commissioners to pass. I feel that now is the time to take action toward these two matters. We must take control of these situations before they take control of us.

I humbly solicit your support in these very important matters. Ask your legislative bodies to support our State and Federal Legislators as they sponsor and enact laws that would eradicate these community liabilities.

Thank you for your time and support in these items.

Respectfully,

Jesse H. Stephenson, Jr.
County Executive

Where River, Road, & Rail Meet

E. Helms C.

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RESOLUTION 1994 3

A Resolution seeking Amendment of the Federal Wetlands Act

WHEREAS The Federal Government of the United States of America has passed legislation giving authority to the Corps of Engineers of the United States of America to require permits for all work done in and around bodies of water, and

WHEREAS, this broad in scope legislation seemingly gives unnecessary authority to the Corps of Engineers in that they can require permits for almost any work to be accomplished, and

WHEREAS, this additional requirement works hardship upon the citizens of Loudon County,

NOW THEREFORE BE IT RESOLVED BE THE Board of Loudon County Commissioners that this body go on record as being against this broad authority giving the Corps of Engineers the authority to control both navigable and non-navigable streams.

BE IT FURTHER RESOLVED that this Board of County Commissioners is in favor of limiting the Corps of Engineers to issuing permits for navigable streams only.

BE IT ALSO RESOLVED THAT THIS Board of County Commissioners requests that the County Executive forward a copy of this resolution to all County Executives, State of Tennessee and to all Federal Legislators representing this political area.

BE IT FURTHER RESOLVED that this resolution take effect upon the date of passage, the welfare of Loudon County so requiring. Presented and Voted upon this 4th day of April, 1994.

VOTE: Aye_____ Nay_____ Pass_____

APPROVED _____

J. J. Blair, Chairman

George M. Miller
County Executive

ATTEST _____

Riley Wampler, County Court Clerk

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RESOLUTION 1994- 10

A Resolution Supporting Stiffer Penalties
for Criminal Acts

WHEREAS, the constitutions of our Nations and our State grant to our citizens certain rights and privileges and

WHEREAS, criminal and violent acts threaten those rights of our citizens, and

WHEREAS, criminal and violent acts seem to be rampant and out of control, and

WHEREAS, stronger legislative measures need to be enacted and enforced at all levels of government,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LOUDON COUNTY, TENNESSEE THAT:

1. We support and encourage development and enactment of stronger legislation at both state and federal levels.
2. We encourage our legislators to enact these laws most expeditiously.
3. We will assist in any way that we can to bring rampant, violent acts under control.

BE IT FURTHER RESOLVED THAT WE:

1. Request the County Executive to send copies of the resolution to the other 94 counties of Tennessee asking their support in this legislation.
2. Request the County Executive send copies to State Legislators asking their actions.
3. Request the County Executive send copies to Federal Legislators asking their actions.

VOTE: AYE _____ NAY _____ PASS _____ ABSTAIN _____

J. J. BLAIR, CHAIRMAN

Board of County Commissioners

GEORGE M. MILLER

County Executive

ATTEST: _____

Riley Wampler
Riley Wampler, County Clerk

Exhibit E

DECLARATION OF THE COUNTY COMMISSION
FOR LOUDON COUNTY, TENNESSEE

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WHEREAS, the commissioners of the Loudon County Government recognize that no lawabiding citizen of the United States of America should be subject to deprivation of their freedom and liberties under the Constitution of the United States of America by the criminal acts of others; and

WHEREAS, the Commissioners of the Loudon County Government recognize the rate of crimes committed in the United States of America has dramatically increased in recent times; and

WHEREAS, the Commissioners of the Loudon County Government recognize the release of convicted criminals on parole from correctional facilities in the United States of America is continually rising as the number of criminals entering the correctional systems in the United States of America has increased; and

WHEREAS, the Commissioners of the Loudon County Government recognize the need for additional correctional facilities in the United States of America to incarcerate convicted criminals for the duration of their sentences, and to reduce the number of convicted criminals from being paroled from the correctional facilities in the United States of America; and

WHEREAS, the Commissioners of the Loudon County Government recognize that no lawabiding citizen of the United States of America should be subject to deprivation of their right to bear arms under the Second Amendment to the Constitution of the United States of America as a result of the criminal acts of others; and

WHEREAS, the Loudon County Commissioners cannot, as a government body politic, take any official action to govern the future development of policy, regulations, legislation and laws pertaining to construction of such correctional facilities and restrictions on the right to bear arms; and

WHEREAS, the Commissioners of Loudon County, Tennessee, in order to represent the views of a delegation of their

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constituents, favors any future endeavors to develop any policies to construct such correctional facilities to reduce the rate of convicted criminals released on parole, and disfavors any future endeavors to develop any regulations to restrict the right of lawabiding citizens to bear arms, and believe it is in the best interest of the citizens of Loudon County, Tennessee, to declare and adopt this position.

NOW, THEREFORE, the Loudon County Commission, by motion duly made, seconded, and passed by a majority vote of the Commissioners of the politic body for Loudon County, Tennessee during the regularly scheduled session on the 4th day of April, 1994.

1. That future endeavors to develop any policies to construct such correctional facilities shall ~~pro tem~~ receive the recommendation of the Loudon County Government.

1. That future endeavors to develop any regulations to restrict the rights of lawabiding citizens to bear arms shall not ~~pro tem~~ receive the recommendation of the Loudon County Government.

3. That the County Executive be, and is hereby, authorized to execute this Declaration for, and on behalf of, the Loudon County Commission; and the County Court Clerk is authorized and directed to attest his signature, if necessary, and forward a Certified Copy of the same to all interested parties.

Introduced and passed, on the 4th day of April, 1994.

Ayes: _____

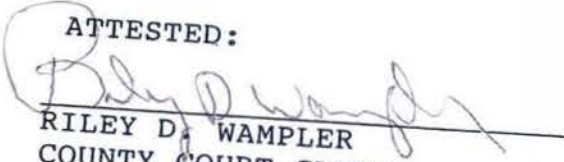
Nays: _____

Absent: _____

APPROVED:

GEORGE M. MILLER
COUNTY EXECUTIVE

ATTESTED:


RILEY D. WAMPLER
COUNTY COURT CLARK

APPROVED AS TO FORM:

HARVEY L. SPROUL
COUNTY ATTORNEY

CORRECTION TO APRIL MINUTES

It was moved by Commissioner Parks and seconded by Commissioner Price not to refund or sale bonds if savings were not a minimum savings of \$230,000. On Roll, the vote was 6 to 2 in favor with:

NAY

Williams
Maples

AYE

Bledsoe
Millspas
Price

Masingo
Park
Twiggs