

A Public Hearing concerning the following was postponed until after a study is done:

- (1) Rezoning on Hwy. 321, Tax Map 6, Parcel 9.00 from A-2, Rural Residential to C-2, General Commercial.
- (2) Rezoning on Unitia Road, Tax Map 40-G, "C", Parcels 24.00, 25.00, & 26.00, from A-1, Agriculture Forestry to C-2, General Commercial.

Be it remembered that the County Legislative Body met in Regular Session on May 2, 1994 with the Chairman Roy Bledsoe presiding and the County Clerk, Riley D. Wampler was present whereupon Deputy Sonny Routson Opened Court, led the pledge of Allegiance to the Flag and gave the Invocation.

On Roll Call, the following Commissioners were present:

Bledsoe	Williams	Maples
Millsaps	Park	Price
Masingo	Twiggs	

It was moved by Commissioner Park and seconded by Commissioner Williams to delay the approval of the minutes for one month. The vote was unanimous.

VAN GILBERT
ELECTED NEW
COMMISSIONER

County Executive, George Miller spoke to the Commissioners concerning filling the unexpired term of the late J.J. Blair. He stated he had talked with his daughter about the matter and that if she were appointed, she would accept, but she did not want to run for the position during the upcoming election. It was moved by Commissioner Williams and seconded by Commissioner Maples that Van Gilbert be appointed to serve the unexpired term of the late J.J. Blair. It was moved by Commissioner Price and seconded by Commissioner Twiggs that she be elected by acclamation. The vote was unanimous. County Clerk, Riley D. Wampler, then swore in Van Gilbert to fill out the unexpired term of her father, the late J.J. Blair. The vote was unanimous.

COMMISSIONER
BLEDSON
ELECTED
CHAIRMAN
COMMISSIONER
MASINGO
ELECTED
CHAIRMAN
PRO-TEM

Concerning the election of a Chairman and a Chairman Pro-Tem, it was moved by Commissioner Park and seconded by Commissioners Williams and Price that Commissioner Bledsoe be elected Chairman. The vote was unanimous. It was moved by Commissioner Price and seconded by Commissioner Maples that Commissioner Masingo be elected Chairman Pro-Tem. The vote was unanimous.

BUDGET
COMMITTEE
RECOMMENDATIONS

Concerning Budget Committee recommendations, it was moved by Commissioner Twiggs that funding be appropriated for 10 year storm plan with one-half appropriated from the County General Fund and request that Highway Superintendent Palmer appropriate one-half from the Highway Budget. The total cost would be budgeted over a two-year period, and the project not exceed \$157,000.

BUDGET
RECOMMENDATIONS
FAILED

It was moved by Commissioner Twiggs and seconded by Commissioner Price to approve the budget Twiggs recommended. On Roll Call, the vote was 5 to 3 against with Commissioner Gilbert abstaining.

Voting Aye:
Price, Twiggs, Millsaps

Voting Nay:
Maples, Bledsoe, Masingo,
Park, Williams

May-1994

REZONING ON
HWY 321, TAX
MAP 6, PARCEL
9.00 POSTPONED
FOR 6 MONTHS

It was moved by Commissioner Park and seconded by Commissioner Williams that the Rezoning on Hwy 321, Tax Map 6, Parcel 9.00, from A-2, Rural Residential to C-2 General Commercial in the 5th Legislative District be postponed for 6 months as recommended by Planning Commission. The vote was unanimous.

REZONING
TAX MAP 40-G
"C" PARCELS
24.0, 25.0 &
26.0,
APPROVED

It was moved by Commissioner Masingo and seconded by Commissioner Price 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 property referenced by Tax Map 40-G, "C" Parcels 24.0, 25.0, and 26.0 from A-1 Agriculture Forestry to R-1, Suburban Residential be approved. The vote was unanimous and it is attached hereto as Resolution No. 16-94 Exhibit A.

RESOLUTION
ABANDONING
A PORTION OF
HOLLAND TRAIL
RD IN HARDIN
ESTATES SUB-
DIVISION
APPROVED

It was moved by Commissioner Maples and seconded by Commissioner Park that a Resolution abandoning a portion of Holland Trail Road in Hardin Estates Sub-division be approved. The vote was unanimous and it is attached hereto as Resolution No. 17-94 Exhibit B.

BUILDING
COMMISSIONER'S
REPORT

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

Permits -----64	Value-----\$3,236,500.00
Fees-----\$5,281.00	Taxes-----\$ 20,000.00

COMMISSION
RECINDS
ACTION TAKEN
ON BONDS

It was moved by Commissioner Millsaps and seconded by Commissioner Price to recind action taken on Bonds by County Commission on April 11, 1994 if the minimum savings would equal \$230,000. On Roll Call, the vote was unanimous.

COMMISSION
APPROVES
SALE OF
BONDS

It was moved by Commissioner Millsaps and seconded by Commissioner Price to proceed with sale of bonds and refunding of old bonds. On Roll Call, the vote was unanimous.

1994
LEGISLATION
AFFECTING
COUNTIES

County ~~Atty.~~ Sproul briefly reviewed approximately 30 changes or additions to the statutes affecting counties adopted by the 1994 (88th General Assembly).

SUGGESTED
LANGUAGE
ON THE E-911
MATTER

With the understanding that the Tennessee General Assembly in 1994 adopted Legislation authorizing the County Commission to reduce the subscriber fee subsidizing the E-11 Function where it appeared that a reduction in income is justified in reference to the expenses incurred by the Emergency Communication District, it was moved by Commissioner Park, seconded by Commissioner Williams that the Loudon County Emergency Communication District be notified that it be the intent of the Loudon County Commission to reduce the E-911 Subscriber fees by 50%, subject to the Emergency Communication District showing due course that a reduction is not necessary. The motion was declared adopted on Roll-Call vote as follows:

2 NAYS:
BLEDSOE
MASINGO

5 AYES, with Millsaps Abstaining
MAPLES TWIGGS
PRICE PARK
WILLIAMS

APPROVE
RESOLUTION -
AMENDMENT
FORT SANDERS -
LOUDON MEDICAL
CENTER & LOUDON
COUNTY

Concerning the Amendment between Fort Sanders-Loudon Medical Center and Loudon County, it was moved by Commissioner Price and seconded by Commissioner Park to give the County Executive permission to sign the Lease Agreement and also to approve the Resolution. On Roll Call the vote was unanimous.

RESOLUTION NO. 18-94 EXHIBIT C

RESOLUTING
EMPLOYING
BARGE,
WAGGONER,
SUMNER &
CANNON APPROVED

It was moved by Commissioner Millsaps and seconded by Commissioner Park to adopt Resolution Employing Barge, Waggoner, Sumner and Cannon to Design the Courthouse Annex. On Roll Call, the vote was unanimous with Commissioner Twiggs being absent. It is attached hereto as Resolution No. 19-94 Exhibit X.

NOTARIES
APPROVED

It was moved by Commissioner Price and seconded by Commissioner Maples that the following Notaries be approved. The vote was unanimous and they are as follows:

Kevin M. Dorris, Connie H. McNabb, John M. Williams, James Harris, and Connie C. Keen.

County Executive

County Clerk

RESOLUTION NO. 16-94

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 PROPERTY REFERENCED BY TAX MAP 40-G, "C", PARCELS 24.0, 25.0, AND 26.0 FROM A-1, AGRICULTURE FORESTRY 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

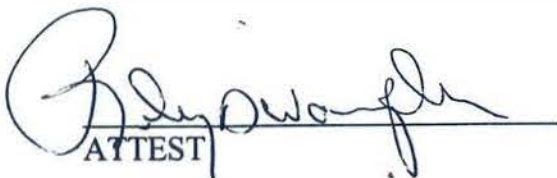
WHEREAS, the Regional Planning Commission has forwarded its recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held,

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 40-G "C", Parcels 24.0, 25.0, and 26.0, said property located on Unitia Road in the 3rd Legislative District be rezoned from A-1, Agriculture Forestry to R-1, Suburban Residential.

BE IT FINALLY RESOLVED, that this resolution shall take effect upon the availability of public/utility water serving said property, the public welfare requiring it.

DATE: May 2, 1994


ATTEST

COUNTY EXECUTIVE

Exhibit A

LOUDON COUNTY COMMISSION

RESOLUTION NO. 17-94

RESOLUTION ABANDONING A PORTION OF HOLLAND TRAIL ROAD
IN HARDIN ESTATES SUBDIVISION

WHEREAS, the Loudon County Commission is vested with the authority to abandon public road rights of way under certain conditions; and

WHEREAS, the Hardin Estates Subdivision plat is recorded in the Register's Office of Loudon County in Map Cabinet A, Slide 163, which indicates a dedication of the Holland Trail right-of-way for public use as shown on the subdivision plat; and

WHEREAS, a portion of Holland Trail Road, as actually constructed, is outside the boundaries of the dedicated right-of-way as shown on the aforesaid subdivision plat; and

WHEREAS, the adjoining property owner adjacent to the said portion of the right-of-way as shown on the subdivision plat, Robin H. Burns and Sarah H. Burns (who own the property to the east) desire to have the use and ownership of the platted portion of the right-of-way which the County is not using so as to make it a part of Parcel 37, Loudon County Tax Map 17-NA, "A"; and

WHEREAS, upon investigation, it appears that the excess portion of the right-of-way as depicted on the aforesaid subdivision map is useless, and that Loudon County will never use it, and the Loudon County Highway Supervisor has agreed to the action.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled this 2nd day of May, 1994, that it does hereby abandon and release any interest it may have in the portion of the platted right-of-way of the Holland Trail Road as built, which is in excess of 25 feet as measured eastwardly from the center line of the pavement surface, extending the length of the said landowners' property.

BE IT FURTHER RESOLVED that this instrument and the action of the County Commission shall not be construed to release any utility easements that appear of record.

BE IT FURTHER RESOLVED that the County Executive is authorized to execute a Quitclaim Deed which would indicate the County's abandonment of any right-of-way interest it might have in the portion, as described above, of the aforescribed Holland Trail Road shown on the recorded subdivision plat.

BE IT FURTHER RESOLVED that this resolution be adopted, the public welfare requiring it.

COUNTY CHAIRMAN

APPROVED:

COUNTY EXECUTIVE

ATTEST:



COUNTY CLERK

C. L. B.

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LOUDON COUNTY COMMISSION

RESOLUTION NO. 18-94

RESOLUTION AUTHORIZING SECOND AMENDMENT TO
FORT SANDERS ALLIANCE LEASE

WHEREAS, Loudon County entered into an agreement with the Fort Sanders Alliance in 1988, leasing the Loudon County Memorial Hospital to the Fort Sanders Alliance, with related provisions; and

WHEREAS, at a later date an amendment was made to the lease, changing the basic term of lease from five (5) years to ten (10) years; and

WHEREAS, the Fort Sanders Alliance owns and/or operates hospitals in other communities in the East Tennessee area, and has determined that for effective operation it is important that the operation and direction of these hospitals (which are not-for-profit public benefit corporations), be governed by one Board, but at the same time that provision be made for a continuing Advisory Council from each hospital to be appointed by the Alliance Board to help assess community health needs, help design programs, and to nominate candidates to serve on the Board and on the Advisory Council.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this 2nd day of May, 1994, that the Second Amendment to Lease as attached to this resolution as Exhibit 1 be adopted and approved by the Loudon County Commission.

CHAIRMAN

APPROVED:

Gregory B. Miller
COUNTY EXECUTIVE

ATTEST:

[Signature]
COUNTY CLERK

E. L. L. L.

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LOUDON COUNTY COMMISSION

RESOLUTION NO. 17-94

RESOLUTION 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 2nd day of May 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:

George M. Miller
COUNTY EXECUTIVE

ATTEST:

B. S. Spradley
COUNTY CLERK

PREPARED BY:

Harvey L. Spradley
COUNTY ATTORNEY