

**LOUDON COUNTY COMMISSION**

**REGULAR MEETING**

**December 7, 1998**

1. Public Hearing
2. Opening of Meeting
3. Roll Call
4. Request to amend agenda
5. Motion to adopt Agenda as amended
6. Minutes of November 2, 1998 Adopted
7. Audience Comments on Agenda Items
8. Audience Comments on Non-Agenda Items
9. Moment of silence in memory of those who lost their lives at Pearl Harbor on December 7, 1941
10. Motion to honor Veterans Affairs Officers
11. Report on Hospital lease negotiations
12. Motion passed to change time of January 4, 1999 County Commission meeting to 3:00 p.m.
13. Motion passed to adopt the 1999 County Commission meeting schedule
14. Motion passed to convey county property on Halls Ferry Road to Lenoir City
15. Motion passed to approve funding for appraisal and conceptual design plan for property on Hickory Creed Rd.
16. Report from Intergovernmental Affairs Committee
17. Motion passed to rezone property at 5225 Highway 70
18. Motion passed to rezone property at 11943 Lee Highway
19. Motion passed to adopt resolution accepting Ranch Road
20. Motion passed to adopt resolution accepting certain roads
21. Motion passed to approve budget items
22. Motion to approve \$15,000 for needs assessment study by BWS&C for the judicial system
23. Motion passed to amend previous motion
24. Motion passed to approve motion as amended
25. Motion passed to adopt A Resolution To Exclude Student Services From Social Security Coverage for Tennessee Boards of Education.
26. Motion passed to adopt a Resolution To Facilitate The Correcting And Further The Accuracy And Completeness Of The Official Loudon County Road List By Affirming And Confirming The Certain Roads Are Accepted As Loudon County Roads.
27. Motion passed to adopt a Resolution To Request That The General Assembly Enact Legislative To Share The Increase In Federal Highway Funds Received By Tennessee With Local Governments By Increasing State-Aid Funds To County Governments.
28. Attorney's report on current litigation
29. Building Commissioner's Report
30. Purchasing Agent's Report
31. Bond Approved
32. Notaries approved
33. Executive Session
34. Motion passed to authorize hospital lease committee to respond to lawsuit and continue discussions
35. Adjournment

# LOUDON COUNTY COMMISSION

STATE OF TENNESSEE  
COUNTY OF LOUDON

## PUBLIC HEARING

December 7, 1998

6:00 PM

- 1) Rezoning request for property at 5225 Highway 70, East, located in the Fifth Legislative District, referenced by Tax Map 12, Part of Parcel 12.00, from R-1, Suburban Residential District, to C-2, General Commercial District  
Mr. Gerald Foshee came forward to speak in favor of rezoning this property
- 2) Rezoning request for property at 11943 Lee Highway, East, located in the Fifth Legislative District, referenced by Tax Map 29, Parcel 75.00, from A-2, Rural Residential District, to C-2, General Commercial District  
No one came forward

## REGULAR MEETING

December 7, 1998

**BE IT REMEMBERED** that the Commission of Loudon County convened in regular session in Loudon, Tennessee on the 7<sup>th</sup> day of December 1998.

The meeting was called to order by the **Honorable Roy Bledsoe**.

**Sheriff Tim Guider** opened Court and led the Pledge of Allegiance to the Flag of the United States of America.

**Hank McGhee**, Deputy Superintendent of Schools, gave the invocation.

Present and presiding was the **Honorable Roy Bledsoe** and the following Commissioners: **Randolph, Thomas, Jenkins, Maples, Masingo, Duff, Park, and Harold (9)**

Thereupon **Chairman Bledsoe** announced the presence of a quorum. Also present were **Honorable George Miller**, County Executive, **Riley Wampler**, County Clerk and **Harvey Sproul**, County Attorney.

**Chairman Bledsoe** requested the December 7, 1998 agenda be adopted.

**Commissioner Harold** requested to amend the agenda by moving his portion of the agenda after Mr. Phillip's Office of Planning portion of the agenda. **Executive Miller** requested to defer item #3 (Consideration and possible action on approval of county personnel policy manual) to next month.

A motion was made by **Commissioner Harold** with a second by **Commissioner Maples** to adopt the agenda with the requested amendments.

Upon voice vote the motion was **passed**.

**Chairman Bledsoe** requested the minutes of November 2, 1998 be read and accepted.

A Motion was made by **Commissioner Randolph** with second by **Commissioner Harold** to adopt the minutes of November 2, 1998 as presented.

Upon voice vote the motion **passed** unanimously.

688

(7)  
Audience  
Comments on  
Agenda Items

**Chairman Bledsoe** asked for any visitor wishing to address the commission regarding items on the planned agenda to come forward.

Attorney Joe Levitt came forward to speak on behalf of Matlock Bend Development, Inc. Attorney Sproul reported, at the request of Attorney Levitt, that the committee concerning this matter needs to look into the bond issue further before a recommendation can be made. Attorney Sproul recommended that the item of the bond issue with Matlock Bend Development, Inc. be deferred to next month.

A **motion** was made by **Commissioner Park** with a second by **Commissioner Thomas** to remove this item from the agenda.

Upon voice vote the motion **passed** unanimously.

(8)  
Audience  
Comments on  
Non-Agenda  
Items

Mrs. Aileen Longmire, a resident of Matlock Bend and a taxpayer, came forward and spoke regarding the bond issue with Matlock Bend Development, Inc. and suggested an informational meeting be held with the public.

**Chairman Bledsoe** asked for any visitor wishing to address the commission regarding items not on the agenda.

Mr. Paul Baird, a veteran of WWII, came forward to speak in favor of remembering the anniversary of the bombing of Pearl Harbor on this date fifty-seven years ago and of those who have served in our military forces.

(9)  
Moment of  
Silence

At this time, all stood at attention for a moment of silence in memory of those who lost their lives and in honor of those who served our country and also in honor of their families and the Gold Star Mothers in Loudon County.

(10)  
Motion passed  
to honor  
Veterans Affairs  
Officers

A **motion** was made by **Commissioner Thomas** with a second by **Commissioner Park** to honor Mr. Dixie Miller, who serves the veterans in Loudon County, by resolution in January.

Upon voice vote the motion **passed** unanimously.

Ms Ann Harvey came forward to thank the commission for the resolution supporting the United Way.

Thereupon no other visitors wished to address the commission, **Chairman Bledsoe** requested **Executive Miller** to continue with the agenda items.

(11)  
Report on  
Hospital lease  
negotiations

**George Miller, County Executive**, reported on the negotiations of the hospital lease. He reported that a restraining order had been served to keep the committee from negotiating the lease of the hospital. A hearing has been set for December 16<sup>th</sup> to determine if the restraining order will be dismissed or stayed. A meeting will be set up with hospital medical staff so that they have the opportunity to give their input to the committee. Attorney Sproul reported that the county has not filed a response to the restraining order and that an executive session will be necessary to further discuss this matter.

(12)  
Motion passed  
to change time  
of January 4<sup>th</sup>  
meeting

**Executive Miller** requested discussion and possible action on the 1999 County Commission meeting schedule. A proposed schedule was presented to the commission.

A **motion** was made by **Commissioner Harold** with a second by **Commissioner Randolph** to change the January 4<sup>th</sup> meeting time to 3:00 p.m.

Upon voice vote the motion **passed**.

(13)  
Motion passed  
to adopt 1999  
meeting  
schedule

A **motion** was made by **Commissioner Harold** with a second by **Commissioner Randolph** to adopt the 1999 County Commission Meeting Schedule with the change that was previously passed.

Upon voice vote the motion **passed**.

**Exhibit A**



(14)  
Motion passed  
to convey  
property to  
Lenoir City

**Executive Miller** requested discussion and possible action on the transfer of property on Halls Ferry Road to the City of Lenoir City to be used as a recreational facility by the city. The Capital Projects Committee recommends the property be conveyed to Lenoir City with a reversionary clause that if it ceases to be used as recreational property it will revert back to Loudon County.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Jenkins** that the property be conveyed to Lenoir City with the reversionary clause as recommended by the Capital Projects Committee.

Upon voice vote the motion **passed** unanimously.

(15)  
Motion passed  
to approve  
funding for  
Appraisal and  
design study for  
property on  
Hickory Creek  
Rd.

**Executive Miller** requested discussion and possible action on the acquisition of property on Hickory Creek Road at the intersection of Hwy. 70. The capital projects and budget committees recommend funding be approved of approximately \$2,000 for an appraisal on the property to be obtained by the County Executive's Office and a conceptual design plan of improvements and realignment of intersection to be obtained by the planning office.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Jenkins** that the funding be approved for an appraisal and conceptual design plan on this property.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, and Harold (8).**

The following commissioner voted nay: **Park. (1)**

Thereupon the chairman announced the motion **Passed. (8-1)**

(16)  
Report from  
Intergovernmen  
tal Affairs  
Committee

**Commissioner Maples** handed out a report of the Intergovernmental Affairs Committee meeting and asked for questions regarding the report.

**Mr. Pat Phillips**, Office of Planning and Community Development, requested discussion and possible action on the following item referred to the county commission by the planning commission:

- 1) Rezoning request for property at 5225 Highway 70, East, located in the Fifth Legislative District, referenced by Tax Map 12, Part of Parcel 12.00, from R-1, Suburban Residential District, to C-2, General Commercial District

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Park** to approve the recommendation of the Planning Commission and rezone this property.

Upon voice vote the motion **passed** unanimously.

**Resolution # 120798, Exhibit B**

(17)  
Motion passed  
to rezone  
property at 5225  
Highway 70

- 2) Rezoning request for property at 11943 Lee Highway, East, located in the Fifth Legislative District, referenced by Tax Map 29, Parcel 75.00, from A-2, Rural Residential District, to C-2, General Commercial District

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Harold** to approve the request and rezone the property.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Masingo, Bledsoe, Duff and Harold. (7)**

The following commissioners abstained from vote: **Jenkins and Park. (2)**

Thereupon the chairman announced the motion **Passed. (7-0-2)**

**Resolution # 120798, Exhibit C**

(18)  
Motion passed  
to rezone  
property at  
11943 Lee  
Highway

- 3) Discussion and consideration of adopting a Resolution accepting and naming a certain road, **Ranch Road**, pursuant to Loudon County Road Acceptance Standards, Section I & II, and Regional Subdivision Regulations for Loudon County.

A **motion** was made by **Commissioner Thomas** with a second by **Commissioner Randolph** to accept Ranch Road.

Upon voice vote the motion **passed** unanimously.

**Resolution # 120798, Exhibit D**

(19)  
Motion passed  
to adopt  
resolution  
accepting Ranch  
Road

- 4) Discussion and consideration of adopting a Resolution accepting and naming a certain roads, pursuant to Loudon County Road Acceptance Standards, Section I & II, and Regional Subdivision Regulations for Loudon County

A motion was made by **Commissioner Harold** with a second by **Commissioner Randolph** to accept the roads as recommended by the Planning Commission.

Upon voice vote the motion **passed**.

**Resolution # 120798, Exhibit E**

**Nancy Richesin**, Director of Budgets and Accounts, requests possible action on the following items recommended by the Budget Committee.

- 1) Request by Library Board to amend their budget from \$66,230 to \$72,230. The additional \$6,000 is to be dedicated for technical equipment for the area libraries
- 2) Request by Register of Deeds for funds of \$14,400 for additional personnel
- 3) Request by Agricultural Extension Office for \$1,710 for new phones and equipment
- 4) Request by Highway Department for budgetary line item transfers

These four requests require an amendment of the County General Funds from the reserves for the amount of \$22,110.

A motion was made by **Commissioner Park** with a second by **Commissioner Harold** to approve the four budget items.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, Park and Harold. (9)**

Thereupon the chairman announced the motion **Passed. (9-0)**

**Nancy Richesin** requested possible action on the approving \$15,000 for a needs assessment study by BWS&C for the judicial system.

A motion was made by **Commissioner Park** with a second by **Commissioner Jenkins** to approve this recommendation by the budget committee

A motion was made by **Commissioner Randolph** with a second by **Commissioner Harold** to amend the prior motion and approve funding not to exceed \$15,000 for a needs assessment study of the judicial system, capital and operational functions, contingent upon approval of the jail committee.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, and Harold. (8)**

The following commissioner voted nay: **Park. (1)**

Thereupon the chairman announced the motion to amend prior motion **Passed. (8-1)**

A motion was made by **Commissioner Randolph** with a second by **Commissioner Harold** to approve the motion as amended.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, and Harold. (8)**

The following commissioner voted nay: **Park. (1)**

Thereupon the chairman announced the motion as amended **Passed. (8-1)**

**Mrs. Richesin** requested consideration and possible action on adopting A Resolution To Exclude Student Services From Social Security Coverage For Tennessee Boards of Education.

A motion was made by **Commissioner Duff** with a second by **Commissioner Park** to adopt this resolution.

Upon voice vote the motion **passed** unanimously.

**Resolution # 120798, Exhibit F**

(20)  
Motion passed  
to adopt  
resolution  
accepting  
certain roads

(21)  
Motion passed  
to approve  
budget items

(22)  
Motion to  
approve \$15,000  
for needs  
assessment  
study

(23)  
Motion passed  
to amend  
previous motion

(24)  
Motion passed  
to approve  
motion as  
amended

(25)  
Motion passed  
to adopt  
resolution for  
Board of Ed.



**Commissioner Harold** handed out to the commission a possible 1999 County Road List. He explained the steps taken to accurately compile the road list. Commissioner Harold requested that all commissioners look at this list and bring recommendations to the next workshop.

**Commissioner Harold** requested consideration of adopting a Resolution To Facilitate The Correcting And Further The Accuracy And Completeness Of The Official Loudon County Road List By Affirming And Confirming That Certain Roads Are Accepted As Loudon County Roads.

A motion was made by **Commissioner Harold** with a second by **Commissioner Jenkins** to adopt this resolution.

Upon voice vote the motion **passed** unanimously.

**Resolution # 120798, Exhibit G**

**Don Palmer**, Road Commissioner, requested consideration of a resolution To Request That The General Assembly Enact Legislative To Share The Increase In Federal Highway Funds Received By Tennessee With Local Governments By Increasing State-Aid Funds To County Governments.

A motion was made by **Commissioner Randolph** with a second by **Commissioner Maples** to adopt this resolution.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Masingo, Bledsoe, Duff, and Harold. (7)**

The following commissioner voted nay: **Jenkins and Park. (2)**

Thereupon the chairman announced the motion as amended **Passed. (7-2)**

**Resolution # 120798, Exhibit H**

**Attorney Sproul** reported on current pending litigation.

- 1) The Bickford case was dismissed in favor of the county
- 2) The Sowards case was dismissed in favor of the county, an appeal is possible
- 3) The county has filed an answer in the Dixon case
- 5) The McCloud/Gunn case has been agreed upon and settled
- 6) The Gilman case has been continued
- 7) The Greenback Quarry case has been continued

**Attorney Sproul** requested an executive session to discuss the hospital lease agreement.

**Doug Lawrence**, Building Commissioner, gave the report totals for November 1998:

|                   |           |             |             |
|-------------------|-----------|-------------|-------------|
| Permits issued:   | 41        | Est. Value: | \$2,456,000 |
| Amount collected: | \$4017.00 | New taxes:  | \$13,000    |

**Howard Luttrell**, Purchasing Agent, handed out a work order report to the commissioners.

A Motion was made by **Commissioner Masingo** with a second by **Commissioner Duff** to approve the following Bond:

James Simpson

The motion **Passed** unanimously upon voice vote.

A Motion was made by **Commissioner Masingo** with a second by **Commissioner Duff** to approve the following Notaries:

|                      |                     |
|----------------------|---------------------|
| Michael L. Payne     | Lillian J. Kurowski |
| Beth Buckner         | Deborah Farmer      |
| Carole T. Sweeney    | Delores Thomas      |
| C. Darlene Ballinger |                     |

The motion **Passed** unanimously upon voice vote.

(33)  
Executive  
Session

At this time commission went into executive session.

(34)  
Motion passed  
to authorize  
hospital lease  
committee to  
respond to  
lawsuit

Following the executive session, a **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Maples** that the hospital lease committee be authorized to respond to the lawsuit and to continue its discussions with Ft. Sanders/Loudon Medical Center according to the committee's best judgement, making reports and recommendations to the county Commission as it deems necessary.

(35)  
Adjournment

A **Motion** being duly made and seconded, the December 7, 1998 meeting stood adjourned at 9:30 p.m.

  
CHAIRMAN

ATTEST:

  
COUNTY COURT CLERK

  
COUNTY EXECUTIVE

90-120798

Exhibit - A

## 1999 COUNTY MEETINGS

|           |                  |                                    |
|-----------|------------------|------------------------------------|
| JANUARY   | 4                | COUNTY COMMISSION                  |
|           | 25               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
|           | 18 <sup>th</sup> | IS A HOLIDAY                       |
| FEBRUARY  | 1                | COUNTY COMMISSION                  |
|           | 22               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
|           | 15 <sup>th</sup> | IS A HOLIDAY                       |
| MARCH     | 1                | COUNTY COMMISSION                  |
|           | 15               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| APRIL     | 5                | COUNTY COMMISSION                  |
|           | 19               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| MAY       | 3                | COUNTY COMMISSION                  |
|           | 17               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| JUNE      | 7                | COUNTY COMMISSION                  |
|           | 21               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| JULY      | 5                | COUNTY COMMISSION                  |
|           | 19               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| AUGUST    | 2                | COUNTY COMMISSION                  |
|           | 16               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| SEPTEMBER | 13               | COUNTY COMMISSION                  |
|           | 6 <sup>TH</sup>  | IS A HOLIDAY                       |
|           | 20               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| OCTOBER   | 4                | COUNTY COMMISSION                  |
|           | 18               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| NOVEMBER  | 1                | COUNTY COMMISSION                  |
|           | 15               | BUDGET, CAPITAL PROJECTS, WORKSHOP |
| DECEMBER  | 6                | COUNTY COMMISSION                  |
|           | 20               | BUDGET, CAPITAL PROJECTS, WORKSHOP |



RESOLUTION 120798-B

**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 AT 5225 HIGHWAY 70, EAST, LOCATED IN THE FIFTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 12, PART OF PARCEL 12.00, FROM R-1, SUBURBAN RESIDENTIAL DISTRICT, TO C-2, GENERAL COMMERCIAL DISTRICT**

**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 recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee,

**WHEREAS**, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on \_\_\_\_\_, consistent with the provisions of Tennessee Code Annotated, Section 13-7-105,


**NOW, THEREFORE, BE IT RESOLVED** by the Loudon County Commission that the Zoning Map of Loudon County, Tennessee be amended as follows:

1. That property at 5225 Highway 70, East, located in the Fifth Legislative District, referenced by Tax Map 12, Part of Parcel 12.00, be rezoned from R-1, Suburban Residential District, to C-2, General Commercial District, as represented on the attached map; said map being part of this Resolution.

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

  
ATTEST

  
APPROVED: LOUDON COUNTY EXECUTIVE

  
LOUDON COUNTY CHAIRMAN  
DATE: 12-7-98

The vote on the question of approval of this Resolution by the Planning Commissions is as follows:

APPROVED: 9

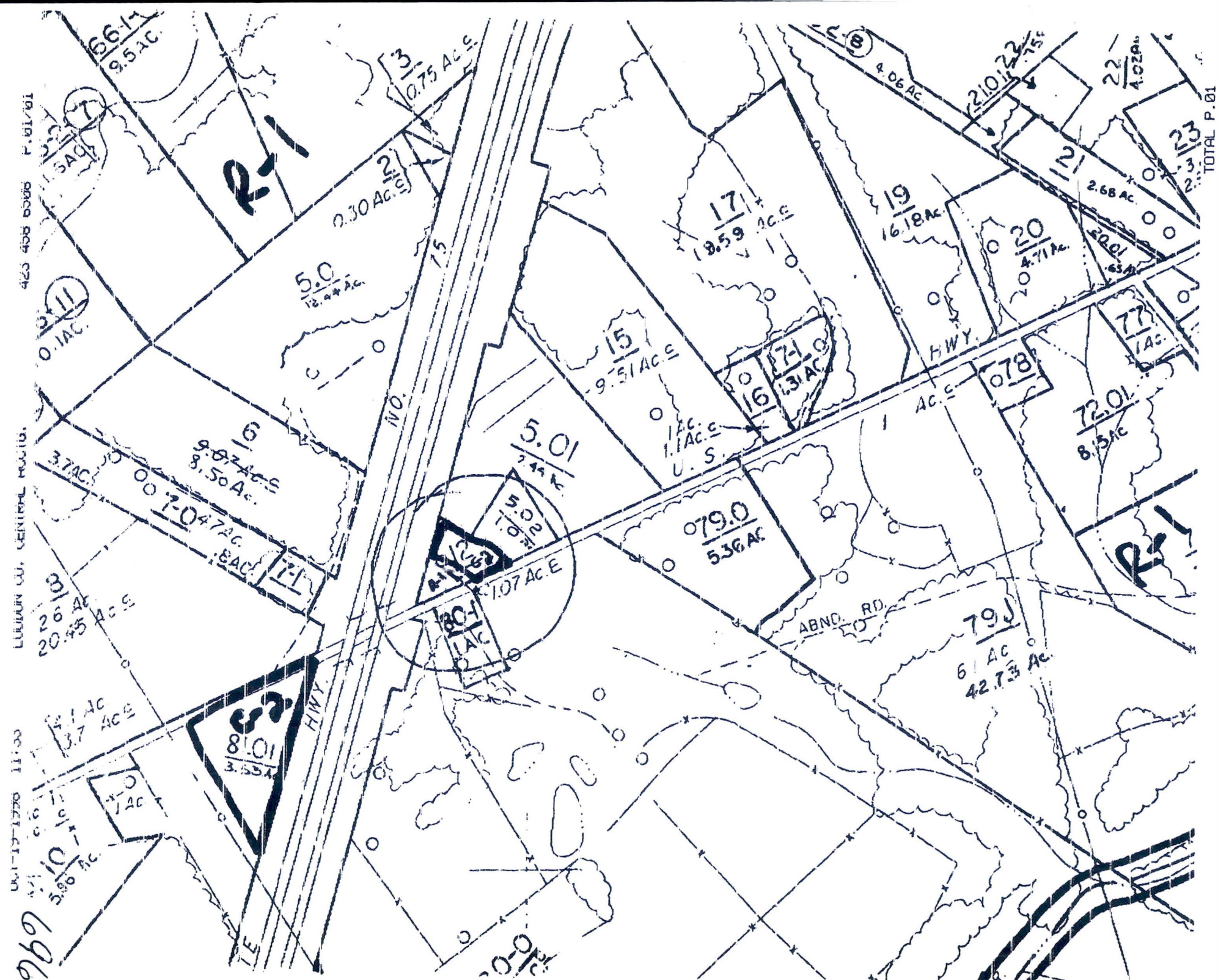
DISAPPROVED: \_\_\_\_\_

  
ATTEST: SECRETARY, LOUDON COUNTY REGIONAL  
PLANNING COMMISSION

DATE: NOVEMBER 17, 1998

FILE #98-10-117-RZ-CO

695





RESOLUTION 120798 - C

**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 AT 11943 LEE HIGHWAY, EAST, LOCATED IN THE FIFTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 29, PARCEL 75.00, FROM A-2, RURAL RESIDENTIAL DISTRICT, TO C-2, GENERAL COMMERCIAL DISTRICT**

**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 Commissions have forwarded recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee,

**WHEREAS**, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on \_\_\_\_\_, consistent with the provisions of Tennessee Code Annotated, Section 13-7-105,

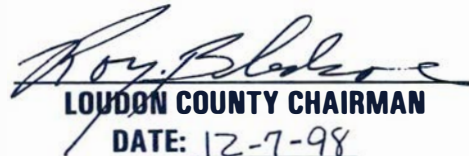
**NOW, THEREFORE, BE IT RESOLVED** by the Loudon County Commission that the Zoning Map of Loudon County, Tennessee be amended as follows:

1. That property at 11943 Lee Highway, East, located in the Fifth Legislative District, referenced by Tax Map 29, Parcel 75.00, be rezoned from A-2, Rural Residential District, to C-2, General Commercial District, as represented on the attached map; said map being part of this Resolution.

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

  
ATTEST

  
APPROVED: LOUDON COUNTY EXECUTIVE

  
LOUDON COUNTY CHAIRMAN  
DATE: 12-7-98

The vote on the question of approval of this Resolution by the Planning Commissions is as follows:


APPROVED: \_\_\_\_\_

DISAPPROVED: 7

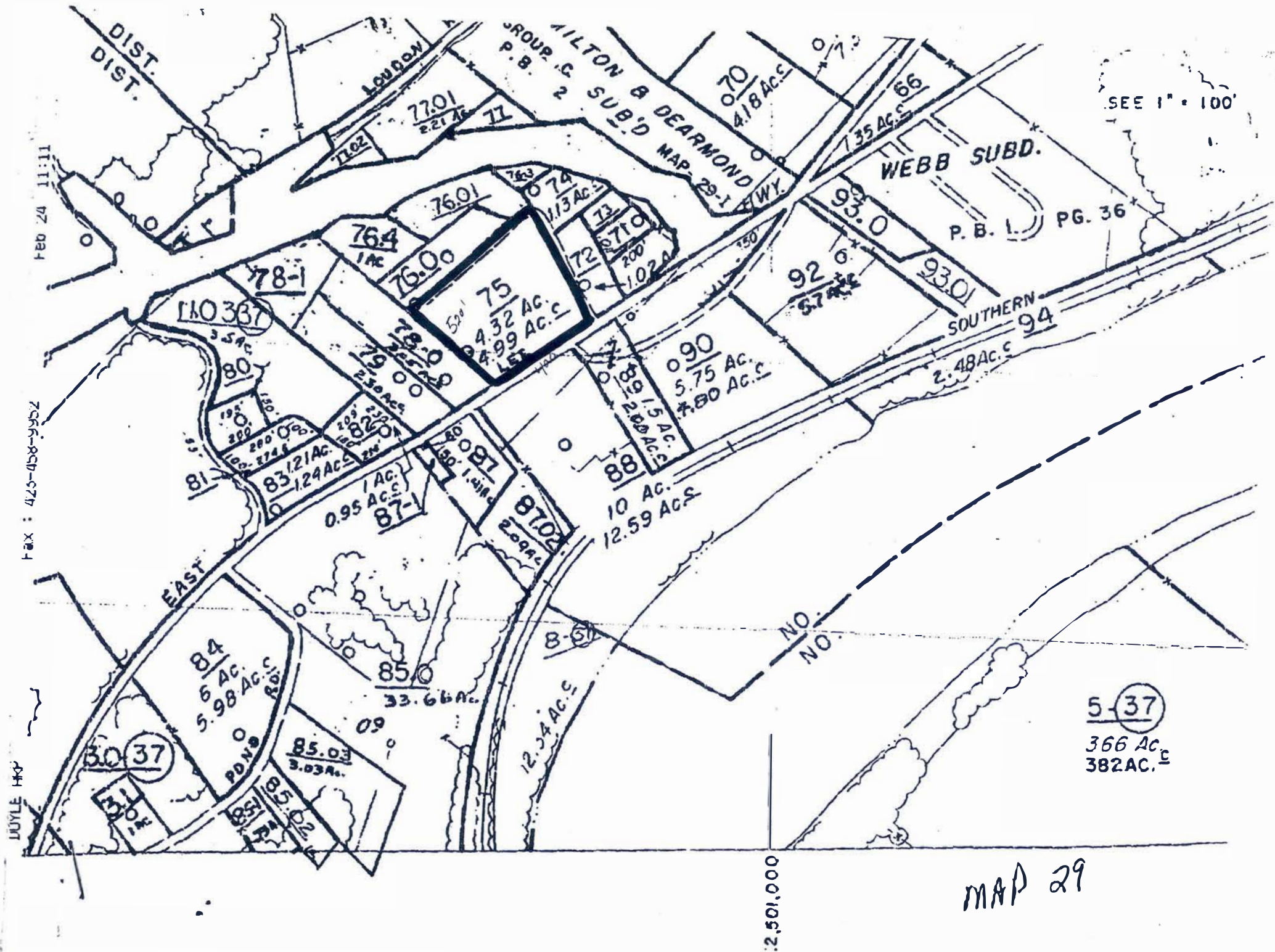
  
ATTEST: SECRETARY, LOUDON REGIONAL  
PLANNING COMMISSION  
DATE: NOVEMBER 4, 1998  
FILE #98-10-118-RZ-CO

APPROVED: \_\_\_\_\_

DISAPPROVED: 9

  
ATTEST: SECRETARY, LOUDON COUNTY  
PLANNING COMMISSION  
DATE: NOVEMBER 17, 1998





map 29

RESOLUTION 120798-D

**A RESOLUTION ACCEPTING AND NAMING A CERTAIN ROAD IN LOUDON COUNTY, TENNESSEE BY THE LOUDON COUNTY COMMISSION, PURSUANT TO LOUDON COUNTY ROAD ACCEPTANCE STANDARDS, SECTION 1 & II, AND REGIONAL SUBDIVISION REGULATIONS FOR LOUDON COUNTY**

**WHEREAS**, the Loudon County Commission is vested with the authority to accept the dedication of roads and rights of way for public use; and

**WHEREAS**, the Regional Planning Commission has recommended the naming and or acceptance of the proceeding right of way being designed, constructed and platted pursuant to the County's road acceptance standards and subdivision regulations; and

**WHEREAS**, the following road and corresponding right of way have been reviewed and approved by the Road Superintendent for Loudon County, Tennessee; and

**WHEREAS**, the approval by the Regional Planning Commission and Road Superintendent involves the dedication of roads through the subdivision platting process;

**NOW, THEREFORE, BE IT RESOLVED** that the following right of way and corresponding road name herein dedicated for public use as approved by the Regional Planning Commission and Road Superintendent be accepted into the County's roadway system:

Section 1. Acceptance of dedicated right of way in Stockton Valley Ranches in the First Legislative District, **Ranch Road** (2,500' in length) as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet D, Slides 175 and 176, recorded 11/6/98.

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

12-7-98  
Date Adopted

  
Attest  
  
Loudon County Executive

File #98-9-95-SU-CO



RESOLUTION 1207-98- E

**A RESOLUTION ACCEPTING AND NAMING CERTAIN ROADS IN LOUDON COUNTY, TENNESSEE BY THE LOUDON COUNTY COMMISSION, PURSUANT TO LOUDON COUNTY ROAD ACCEPTANCE STANDARDS, SECTIONS 1 & II, AND REGIONAL SUBDIVISION REGULATIONS FOR LOUDON COUNTY**

**WHEREAS**, the Loudon County Commission is vested with the authority to accept the dedication of roads and rights of way for public use; and

**WHEREAS**, the Regional Planning Commission has recommended the naming and/or acceptance of the proceeding rights of way being designed, constructed and platted pursuant to the County's road acceptance standards and subdivision regulations; and

**WHEREAS**, the following roads and corresponding rights of way been reviewed and approved by the Road Superintendent for Loudon County, Tennessee; and

**WHEREAS**, the approval by the Regional Planning Commission and Road Superintendent involves the dedication of roads through the subdivision platting process;

**NOW, THEREFORE, BE IT RESOLVED** that the following rights of way and corresponding road names herein dedicated for public use as approved by the Regional Planning Commission and Road Superintendent be accepted into the County's roadway system:

Section 1. Acceptance of dedicated rights of way in Mahlon Place Subdivision in the Sixth Legislative District, **Hirst Circle and Sampson Blvd.** as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet B, Slide 190, recorded 1-3-94.

Section 2. Acceptance of dedicated rights of way in Corner Stone Village Subdivision in the Sixth Legislative District, **Covenant Circle** shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet B, Slide 181, recorded 3-24-93.

Section 3. Acceptance of dedicated rights of way in Forest Hills Subdivision in the Sixth Legislative District, **Forest Hills Drive** as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet B, Slide 172, recorded 11-15-91.

Section 4. Acceptance of dedicated rights of way in River's Bend Subdivision Unit 1 in the Fifth Legislative District, **River View Drive, Rivers Edge Drive, River View Golf Drive and Misty View Drive** as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet D, Slides 2 & 3, recorded 2-17-95.

Section 5. Acceptance of dedicated rights of way in Lingenfelter Lane Subdivision in the Sixth Legislative District, **Lingenfelter Lane** as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet B, Slide 188, recorded 9-30-93.

700



Section 6. Acceptance of dedicated rights of way in Miller's Landing Subdivision Unit 1 in the Third Legislative District, **Lake Harbour Drive, Lake Crest Drive, Lake Cove Road, Clear Cove Court, Creek Wood Court, Long Cove Court, and River Point Drive** as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet B, Slide 174, recorded 1-31-92.

Section 7. Acceptance of dedicated rights of way in River View Golf Site Subdivision in the \_\_\_\_\_ Legislative District, **Fairway Drive, Fore Drive, Club Drive, Overlook Drive and Par Drive** as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet B, Slide 77, recorded 1-22-82.

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

12-7-98  
Date Adopted

  
Attest  
  
Loudon County Executive

# LOUDON COUNTY COMMISSION

## RESOLUTION NO. 120798-F

### RESOLUTION TO EXCLUDE STUDENT SERVICES FROM SOCIAL SECURITY COVERAGE FOR TENNESSEE BOARDS OF

**WHEREAS**, HR 4328, Public Law 105-273 Section 2023 authorizes state to modify Agreements to exclude from Social Security/Medicare coverage services performed by a student in the employ of a school where the student is enrolled and regularly attending classes at such school with respect to services performed on or after June 30, 2000; and

**WHEREAS**, acting under authority of an Emergency Resolution passed and approved on December 7, 1998 the Loudon County Commission authorized and directed the Loudon County Board of Education to execute an agreement with the Old Age & Survivors Insurance Agency, State of Tennessee, to extend the benefits of the Federal System of Old Age & Survivors, Disability, Health Insurance (Social Security) to include employees and official, thereof except those excluded by applicable Federal State Laws and regulations, or by said Resolution; and

**WHEREAS**, pursuant to Federal law, the State's Agreement may not thereafter be modified so as to cover service performed by student in the employ of a school where the student is enrolled and regularly attending classes at such school; and

**WHEREAS**, notwithstanding any provisions of said resolution, as amended, it is now deemed to be in the best interest of said county and the local Board of Education, to exclude from its coverage group the services of a student in the employ of a school where the student is enrolled and regularly attending classes at such school, agreement must be modified and approved on or after January 1, 1999 and on or before March 31, 1999 by the State of Old Age & Survivors Insurance Agency and the Commissioner of Social Security.

**NOW, THEREFORE, BE IT RESOLVED** by the Loudon County Commission acting under authority of said Emergency Resolution, the County Executive is authorized and directed to execute an amendment to said agreement to exclude from coverage under the Federal System of Old Age & Survivors, Disability, Health Insurance (Social Security), services performed by a student in the employ of a school where the student is enrolled and regularly attending classes at such school at such school.

**BE IT FURTHER RESOLVED** by the Loudon County Commission that the Resolution shall be in full force and effect upon passage and approval, for all intent and purposes, except that the effective date to exclude student service from Social Security coverage, shall be for service performed on or after June 30, 2000.

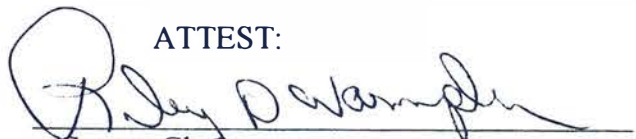
Adopted this 7<sup>th</sup> day of December, 1998

  
County Chairman

APPROVED:

  
County Executive

ATTEST:

  
County Clerk

# LOUDON COUNTY COMMISSION

## RESOLUTION NO. 120798-G

### RESOLUTION TO FACILITATE THE CORRECTING AND FURTHER THE ACCURACY AND COMPLETENESS OF THE OFFICIAL LOUDON COUNTY ROAD LIST BY AFFIRMING AND CONFIRMING THAT CERTAIN ROADS ARE ACCEPTED AS LOUDON COUNTY ROADS

**WHEREAS**, certain methods of naming and renaming roads in Loudon County has caused a need to clarify the status of certain roads as Loudon County roads; and

**WHEREAS**, road names being on and off the official road list from year to year caused uncertainty of their status as Loudon County roads; and

**WHEREAS**, certain road were public roads and accepted as Loudon County roads before a permanent Loudon Count Planning Department was established; and

**WHEREAS**, certain roads were inadvertently omitted from the Loudon County road list in previous years; and

**WHEREAS**, certain roads have been considered public roads by common usage for a period of 20 years or more and have been maintained by the County during public usage

**WHEREAS**, the county road list, when approved by the County legislative body, is the established authority by which the road superintendent has authority to expend funds maintaining the designated listed roads.

**NOW, THEREFORE, BE IT RESOLVED** by the Loudon County Legislative Body in regular session assembled this 7<sup>th</sup> day of December, 1998, that:

Section 1. The roads in the attached list area considered county roads and are to be maintained as a part of the county highway system,

Section 2. This resolution shall take effect upon becoming law, the public welfare requiring it.

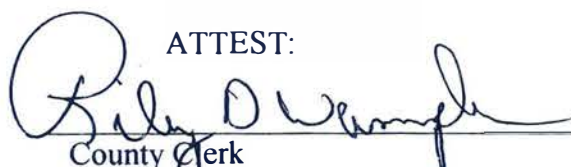
Barr Road, Brandon Drive, Calloway Drive, Church Road, Cook Drive, Cope Road, Cornett Road, Forest Heights Circle, Fork Road, Giffin Circle, Hidden Valley Lane, Highland Avenue, Kenny Brook Lane, King Road, Lakewood Drive, Lee Hi Lane, Lenoir Drive, McDaniel Lane, Morganton Cemetary Road, Oak Grove Road, Old Hwy. 95, Old Sugar Limb Road, Poplar Ridge Road, Riden Road, Riverview Road, Roberson Lane, Roberts Road, Robinson Circle, Robinson Road, Ryan Road, Tarwater Road, Tilley Road, Trades Drive, Ward Road (LC), Ward Road (LO). Washington Pike, West Fork Road, West Lane, Westshore Drive, Wheeler Drive.

  
County Chairman

APPROVED:

  
County Executive

ATTEST:

  
County Clerk



**LOUDON COUNTY COMMISSION**

**RESOLUTION NO. 120798-H**

**RESOLUTION TO REQUEST THE GENERAL ASSEMBLY ENACT LEGISLATION  
TO SHARE THE INCREASE IN FEDERAL HIGHWAY FUNDS RECEIVED BY  
TENNESSEE WITH LOCAL GOVERNMENT BY INCREASING STATE-AID FUNDS  
TO COUNTY GOVERNMENTS**

**WHEREAS**, due to changes in the distribution of federal highway monies under the Transportation Equity Act passed this year by the U.S. Congress, the Tennessee Department of Transportation is estimated to receive approximately 76 million dollars more in federal funds than was budgeted for this fiscal year; and

**WHEREAS**, there are approximately 84,000 miles of public highways, streets and roads in the State of Tennessee, with only 14,000 miles, or 17%, of these publicly maintained roadways being maintained by the State Department of Transportation; and

**WHEREAS**, local governments in the State of Tennessee shoulder a great share of the burden of keeping our transportation network safe and convenient for citizens of this State with county governments maintaining 54,000 miles, or over 64% of public highways, streets and roads, and cities maintaining 15,000 miles or 18% of public highways, streets and roads; and

**WHEREAS**, there are in excess of 19,000 bridges in the State of Tennessee many of which are currently substandard, with the Department of Transportation maintaining 7,300 of which 1,682 or 23% are substandard and local governments maintaining 12,000 with almost 5,000, or 41%, being substandard; and

**WHEREAS**, there are 4,300 bridges over the ten -ton weight limit which are structurally deficient or functionally obsolete, and many of the small bridge repair and replacement projects have been completed meaning most of the bridges that now need replacement will cost \$300,000 to \$400,000 each;

**WHEREAS**, county governments in the State of Tennessee are receiving 17.1 million dollars for state-aid roads, which is the same amount of funds they received in fiscal year 1983-84 and county governments are receiving only 9.6 million dollars in bridge construction funds from the state for fiscal year 1998-99 which is less than half of the 20 million dollars received fifteen years ago for fiscal year 1983-84.


**NOW THEREFORE, BE IT RESOLVED** by the Loudon County Commission, in regular session assembled this Monday, the 7<sup>th</sup> day of December January, 1998, that the Tennessee General Assembly is strongly urged to increase the level of state-aid funds by 32.9 million dollars to the level of 50 million dollars in the fiscal year 1999-2000 state budget in order to assist local governments of this State in making public roadways and bridges safe.

Adopted this 7<sup>th</sup> day of December, 1998.

**APPROVED:**

  
COUNTY EXECUTIVE

**ATTEST:**

  
COUNTY CLERK