

LOUDON COUNTY COMMISSION

REGULAR MEETING

May 7, 2001

1. Public Hearing
2. Opening of Meeting
3. Roll Call
4. Motion **passed** to adopt agenda with requests from Executive Miller to move Item #C-1 to Item# A-1 and Attorney Harvey Sproul to move Item# G to Item# M
5. Motion **passed** to adopt minutes of April 2, 2001 County Commission Meeting
6. Audience Comments on Agenda Items
7. Audience Comments on Non-Agenda Items
8. Loudon High School Chorus recognized
9. Motion **passed** to adopt a resolution appointing Solid Waste Disposal Committee member
Resolution # 050701, Exhibit A
10. Motion **passed** to adopt a resolution honoring Greenback High School Cheerleaders
Resolution # 050701, Exhibit B
11. Update on "Keep Loudon County Beautiful"
12. Motion **passed to deny** rezoning property at Leeper's Parkway and Highway 11
13. Motion **passed** to rezone property at Martel Road
Resolution #05071, Exhibit C
14. Request for zoning regulation of Agricultural-Forestry District rolled to Animal Control Board
15. Resolution requesting to fill vacant position at Building Commissioner's Office-no action taken
16. Building Commission report
17. Notaries approved
18. Motion **passed** authorizing County Executive/County Attorney to settle or approve settlement of present pending litigations
19. Adjournment

LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

PUBLIC HEARING

May 7, 2001

6:00 PM

- 1) Rezoning request for 8.86 acres of property located on Leeper's Parkway and Hwy. 11 from C-2, General Commercial District to R-1, Suburban Residential District, referenced by Tax Map 23, a portion of Parcel 13.10, zoned C-2, located in the 2nd Legislative District – Owner – Covenant Ministry Center, Applicant/Agent – David Psimer.
Mr. Dick DeMerchant, Highland Hills Resident, came forward and stated that he was opposed to the rezoning request.
Mr. Jeff Evans, Highland Hills Resident, came forward and stated that he was opposed to the rezoning request.
Ms. Beverly Mosier, Highland Hills Resident, came forward and stated that she was opposed to the rezoning request.
Mr. Wayne Gordon, Highland Hills Resident, came forward and stated that he was opposed to the rezoning request.
Ms. Mary Anderson, Highland Hills Resident, came forward and stated that she was opposed to the rezoning request.
Ms. Beverly Mosier, Highland Hills Resident, came forward and stated that she was opposed to the rezoning request. Beverly also stated that she contacted 911 service and in one year period they received only 28 police calls-most which were code 10 (ambulance).
Ms. Tracy Baylor, Highland Hills Resident, came forward and stated that she was opposed to the rezoning request.
Mr. Donald Johnson, Co-Pastor of Highland Hills Church of God, came forward and stated that he was in favor of the rezoning request.
Mr. David Psimer, Owner and Developer, came forward and stated that he was in favor of the rezoning request.
Mr. Art Gartman, Highland Hills Resident, came forward and stated that he was opposed to the rezoning request.
Mr. Kevin Young, Partner with David Psimer, Owner and Developer, came forward and stated that he was in favor of the rezoning request.
Mr. Steve Durham, Highland Hills Resident, came forward and stated that he was opposed to the rezoning request.
Commissioner Maples requested permission from Chair to respond to Mr. Durham concerning a phone call she received from him prior to the Public Hearing, in which Commissioner Maples stated that Mr. Durham made extreme negative comments towards board and County Commission.
Ms. Mary Anderson, Highland Hills Resident, came forward again and stated that she was opposed to the rezoning request.
Mr. John Tuck, Tellico Realty, came forward and stated that he was in favor of the rezoning request.
- 2) Rezoning request for 1.26 acre tract of property located at 7400 Martel Road, referenced by Tax Map 17, Parcel 149.01, located in the 6th Legislative District, from R-1, Suburban Residential District to C-1, Commercial Center District – Owner – Richard W. Holland.
Richard Holland, Owner, came forward and stated that he was in favor of the rezoning request.
Elizabeth Holland, former owner and mother of current owner, came forward and stated that she was in favor of the rezoning request.
Phyllis Holland, wife of Owner, came forward and stated that she was in favor of the rezoning request.
Pastor Jesse Jones, Riverview Baptist Church, came forward and stated that he was in favor of the rezoning request.

- 3) Review consideration of proposed amendment to Loudon County Zoning Regulation, Section 5.041, A-1 Agricultural-Forestry District, and 5.042, A-2, Rural Residential District.

No one came forward regarding this matter.

Five minute recess at 7:05.

REGULAR MEETING

(2) Opening Of Meeting

BE IT REMEMBERED that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 7th day of May, 2001.

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

Officer Sonny Rouse opened Court and led the Pledge of Allegiance to the Flag of the United States of America. Loudon High School Ensemble performed The National Anthem. Brother Fritts gave the invocation.

(3) Roll Call

Present were the following Commissioners: **Randolph, Thomas, Jenkins, Maples, Bledsoe, Masingo, Duff, Park and Harold.** (9)

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

(4) Motion Passes To Adopt Agenda

Chairman Bledsoe requested the May 7, 2001 agenda be adopted.

Executive Miller requested that Item #C-1 regarding a recognition of Loudon Chorus be placed as Item #A-1. Attorney Harvey Sproul requested that Item #G be replaced with Item #M due to expectation of Executive Session.

A motion was made by **Commissioner Park** with a second by **Commissioner Masingo** to adopt the agenda with the changes requested by Executive Miller and Harvey Sproul.

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

(5) Minutes Adopted For April 2, 2001

Chairman Bledsoe requested the April 2, 2001 County Commission Meeting minutes be approved and accepted.

A motion was made by **Commissioner Park** with a second by **Commissioner Harold** to approve the Minutes of the April 2, 2001 County Commission Meeting as presented.

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

(6) 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.

Commissioner Maples read letter received from Highland Hills resident , Ms. Norman, opposing the request for rezoning.

(7) Audience Comments On Non-Agenda Items

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

No one came forward to speak.

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

(8) LHS Chorus Recognized

Loudon County Commission Chairman, Roy Bledsoe recognized the Loudon High School Chorus. Ashley Jenkins, Keri Harris and Sara Myer made up the ensemble that performed for the commission.

(9) Motion Passed To Adopt Resolution/ Solid Waste Committee Member

Executive Miller requested consideration of adopting a Resolution Approving or Acknowledging Board or Committee Appointments for Loudon County Solid Waste Disposal Commission, Appointing Leo Bradshaw to take the place of Al Jordan.

A motion was made by **Commissioner Randolph** with a second by **Commissioner Thomas** to adopt this resolution and appoint Mr. Bradshaw as presented.

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

Resolution # 050701, Exhibit A

Commissioner Masingo requested consideration of adopting a Resolution To Honor and Congratulate Greenback High School Cheerleaders upon Winning the Small School Varsity Championship In The All-American Cheer and Dance Competition.

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

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

Resolution # 050701, Exhibit B

Commissioner Harold gave update on reorganization of "Keep Loudon County Beautiful". Organization is in process of reincorporating new charter. Appointee's are as follows: Matt Brookshire from Lenoir City, Mike Flemming from Loudon, David Reid from Greenback, and Kim Roberts from Philadelphia. New bylaws are near completion. They will soon be taking applications for members.

Mr. Russ Newman, Office of Planning and Community Development, requested discussion and possible action on the following items:

- 1) Rezoning request for 8.86 acres of property located on Leeper's Parkway and Hwy. 11 from C-2, General Commercial District to R-1, Suburban Residential District, referenced by Tax Map 23, a portion of Parcel 13.10, zoned C-2, located in the 6th Legislative District – Owner – Covenant Ministry Center, Applicant/Agent – David Psimer.

A motion was made by **Commissioner Maples** with a second by **Commissioner Jenkins** to deny this request.

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

- 2) Rezoning request for 1.26 acre tract of property located at 7400 Martel Road, referenced by Tax Map 17, Parcel 149.01, located in the 6th Legislative District, from R-1, Suburban Residential District to C-1, Commercial Center District – Owner – Richard W. Holland

A motion was made by **Commissioner Harold** with a second by **Commissioner Duff** to accept this request.

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

Resolution # 050701, Exhibit C

- 3) Review consideration of proposed amendment to Loudon County Zoning Regulation, Section 5.041, A-1 Agricultural-Forestry District, and 5.042, A-2, Rural Residential District.

Commissioner Maples requested roll until reviewed by Animal Control Board. Passed to board.

- 4) Consideration of adopting A Resolution Requesting The County Commission And The County Executive Proceed As Soon As Possible With Filling The Staff Vacancy In The Building Commissioner's Office.

No action was taken.

Chris West, Building Commissioner, reported the totals for April 2001.

Permits issued:	54	Est. Value:	\$4,426,000
Amount collected:	\$5,593.44	Est. New Taxes:	\$23,347

Permits issued in the month of April 2000 were 39.

Commissioner Masingo requested consideration of approving the following Notary applications:

Tammy D. Cunningham	Robin C. Hill
Caroline M. Flanary	Susan L. Pangle
Darlene Alexander	Paige Costner
Cynthia A. Garren	Wanda H. Johnson
Elizabeth C. Hutson	Kathy Viars

A Motion was made by **Commissioner Masingo** with a second by **Commissioner Duff** to approve these bond applications.

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

(18)
Motion Passed
To Settle/
Approve
Settlement On
Present
Pending
Litigations

Attorney Harvey Sproul, Loudon County Attorney, led Commission into executive session at 8:50 p.m. regarding present pending litigations.

Commission returned from executive session at 9:15 p.m. Present were the following commissioners: **Randolph, Thomas, Jenkins, Maples, Masingo, Bledsoe, Duff and Harold.** Park not present.

A Motion was made by **Commissioner Harold** with a second by **Commissioner Masingo** to authorize the County Executive and the County Attorney to settle or approve settlement of all presently pending litigation to the best of the county's interests.

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

The following Commission voted Nay: **(0)**

Thereupon the chairman announced the motion **Passed. (8-0)**

Commission member(s) not present **(1)**

(19)
Adjournment

There being no further business, a **Motion** being duly made and seconded, the May 7, 2001 meeting stood adjourned at 9:30 p.m.

ATTEST:


COUNTY COURT CLERK


CHAIRMAN


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 050701-A

**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
SOLID WASTE DISPOSAL COMMISSION**

Appointee

Term Expiration

Panel B

Leo Bradshaw (Replacing Al Jordan)

March 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 7th day of May, 2001 hereby approves and acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:

COUNTY CLERK


COUNTY EXECUTIVE

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

Appointee

Term Expiration

Panel A

Sally Proaps (Lenoir City)

March 1999

Robert Harrison (Loudon)

March 1999

Ted Sitzlar

March 2005

Panel B

Wayne Tolbert

March 2003

Panel C

Steve Field

March 2004

Larry Stafford

March 2004

LOUDON COUNTY COMMISSION

RESOLUTION NO. 050701-B

**A RESOLUTION TO HONOR AND CONGRATULATE THE GREENBACK
HIGH SCHOOL CHEERLEADERS UPON WINNING THE SMALL
SCHOOL VARSITY CHAMPIONSHIP IN THE ALL-AMERICAN CHEER
AND DANCE COMPETITION.**

WHEREAS, the Greenback High School Cheerleader Squad has spent long hours learning new routines and practicing new cheers, and

WHEREAS, the Greenback High Cheerleaders spent long hours preparing for the 2000-2001 school year, and

WHEREAS, these young ladies have worked diligently to provide spirited inspiration for the fans attending Greenback High athletic activities, and

WHEREAS, these young ladies attended cheerleading camp, at the University of Tennessee in Knoxville in June of 2000, and

WHEREAS, at cheerleading camp the Greenback High Cheerleader Squad won the dance division, and

WHEREAS, by winning this division the squad was invited to compete at the National Competition of American Cheer and Dance in Washington, D.C., and

WHEREAS, the squad, coaches and parents raised the money required to make this trip and attend the competition, and

WHEREAS, the Greenback High Cheerleaders were chosen as the national champions from among the sixty-seven squads competing.

- NOW, THEREFORE, BE IT RESOLVED** by the Loudon County Commission meeting in regular session assembled this 7th day of May 2001, with all members present concurring that the GREENBACK HIGH SCHOOL CHEERLEADERS (including coaches, parents, and supporters) be commended for their outstanding achievement, their dedication to be the very best, and the excellent manner in which they represent Greenback High School and Loudon County and that a copy of this resolution be spread upon the minutes of this meeting.

This Resolution shall take effect from and after its passage.


COUNTY CHAIRMAN

ATTEST:

COUNTY CLERK


COUNTY EXECUTIVE

RESOLUTION #050701-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 7400 MARTEL ROAD, LOCATED IN THE SIXTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 17, PARCEL 149.01, FROM R-1, SUBURBAN RESIDENTIAL DISTRICT, TO C-1, RURAL CENTER 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 forwarded their recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee; and

WHEREAS, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on March 22, 2001, 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 7400 Martel Road, located in the Sixth Legislative District, referenced by Tax Map 17, Parcel 149.01, be rezoned from R-1, Suburban Residential District, to C-1, Rural Center 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: _____

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

APPROVED: 6

DISAPPROVED: 3

ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION
Dated: April 17, 2001

APPROVED: 5

DISAPPROVED: 1

ATTEST: SECRETARY, LENOIR CITY
REGIONAL PLANNING
COMMISSION
Dated: April 3, 2001

FILE #

1299