

LOUDON COUNTY COMMISSION

REGULAR MEETING

September 09, 2002

- (1) Public Hearing**
- (2) Opening Of Meeting**
- (3) Roll Call**
- (4) Chairman Elected**
- (5) Chair Pro Tempore Elected**
- (6) Agenda Adopted**
- (7) Minutes Adopted For August 05, 2002**
- (8) Audience Comments On Agenda Items**
- (9) Sugarlimb Ind. Park – Sell 2.712 Acres To Bush Real Estate, LLC
EXHIBIT A**
- (10) Sugarlimb Ind. Park – Sell 5.7 Acres To Titan Management, Inc.
EXHIBIT B**
- (11) Sugarlimb Ind. Park – Option 5 Acres Through February 2003
EXHIBIT C**
- (12) Trigen Bio-Power Update
EXHIBIT D**
- (13) Memorial Service Announced**
- (14) Fort Sanders Administrator Introduced**
- (15) Fort Sanders-Loudon Medical Center Issuance Of Bonds -Resolution Approved
RESOLUTION 090902-E**
- (16) Board And Committee Appointments Approved
RESOLUTIONS 090902-F - V**
- (17) LCUB/Ft. Loudon Electric To Assist Bldg. Cmsn. Office -Resolution Approved
RESOLUTION 090902-W**
- (18) Parking Area At Annex - Resolution Approved
RESOLUTION 090902-X**
- (19) Solid Waste Operate Convenience Centers – Resolution Approved
RESOLUTION 090902-Y**
- (20) TN Waste Movers – Resolution To Oppose Vertical Expansion
RESOLUTION 090902-Z**
- (21) Price Road Rezoning Approved
RESOLUTION 090902-AA**
- (22) Sexually Oriented Businesses Supplementary Conditions Approved
RESOLUTION 090902-BB**
- (23) TCRS Resolution Approved
RESOLUTION 090902-CC**
- (24) Financial Summary**
- (25) Animal Control Authority By-Laws Revised**
- (26) LCUB 321 Water Extension Discussed
EXHIBIT DD**
- (27) Building Commission Report**
- (28) Beer Board Discussed**
- (29) Bonds Approved**
- (30) Notaries Approved**
- (31) Audience Comments On Non-Agenda Items**
- (32) Adjournment**

LOUDON COUNTY COMMISSION

STATE OF TENNESSEE
COUNTY OF LOUDON

PUBLIC HEARING
September 09, 2002
6:00 PM

(1)
Public Hearing

1. Request rezoning of property located at 1991 Price Road, 5th Legislative District, referenced by Tax Map 7, Parcel 62.00, from District C-2, General Commercial District, to District A-2, Rural Residential District. Owner: Arley Price [02-08-184-RZ-CO]
No one came forward to speak.

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 9th day of September, 2002.

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

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

(3)
Roll Call

Present were the following Commissioners: **Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller. (10)**

(4)
Chairman
Elected

County Executive Miller requested nominations for Chairman of County Commission for September 2002 – August 2003.

A motion was made by **Commissioner Duff** with a second by **Commissioner Miller** to nominate **Commissioner Bledsoe** as Chairman.

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

(5)
Chair Pro
Tempore
Elected

County Executive Miller requested nominations for Chair Pro Tempore for September 2002 – August 2003.

A motion was made by **Commissioner Franke** with a second by **Commissioner Meers** to nominate **Commissioner Maples** as Chair Pro Tempore.

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

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

(6)
Agenda
Adopted

Chairman Bledsoe requested the September 09, 2002 agenda be adopted.

The following items were requested to be moved on the agenda:

1. Mr. Pat Phillips, LCEDA, be moved before Executive Miller due to conflict in schedule
2. Commissioner David Meers be moved after Pat Phillips due to Mr. Phillips' involvement with that agenda item
3. Item II be moved under Executive Miller

A motion was made by **Commissioner Miller** with a second by **Commissioner Harold** to adopt agenda with requested changes.

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

(7)
Minutes
Adopted For
August 05,
2002

Chairman Bledsoe requested the August 05, 2002 County Commission Meeting minutes be approved and accepted.

A motion was made by **Commissioner Harold** with a second by **Commissioner Maples** to adopt minutes as presented.

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

(8)
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.

Ms. Aileen Longmire, Loudon County resident, came forward to speak in opposition of TDEC approving a vertical expansion permit to Tennessee Waste Movers, Inc. and requested continued support from Executive Miller and County Commissioners regarding this matter.

Mr. Pat Phillips, President Loudon County Economic Development Agency, requested discussion and possible action on the following items:

1. Consideration of selling 2.712 acres in Sugarlimb Industrial Park on Natalie Drive bounded by Henry Drive and Janie Drive to Cornwell & Bush Real Estate, LLC for \$47,460

A motion was made by **Commissioner Jenkins** with a second by **Commissioner Franke** to accept this request.

Upon roll call vote the following commissioners voted **Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller: (10).**

The following commissioners voted **Nay: (0).**

The following commissioners were **Absent: (0).**

Thereupon the chairman announced the motion **Passed: (10-0).**

EXHIBIT A

2. Consideration of selling approximately 5.7 acres in Sugarlimb Industrial Park on Janie Drive to Titan Management, Inc. for \$54,000

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

Upon roll call vote the following commissioners voted **Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller: (10).**

The following commissioners voted **Nay: (0).**

The following commissioners were **Absent: (0).**

Thereupon the chairman announced the motion **Passed: (10-0).**

EXHIBIT B

3. Consideration of approving option through February 2003 for approximately five acres on Natalie Drive adjacent to Johnson Propellers and Nationwide Distribution to S.W. & Sons for \$17,500/acre

A motion was made by **Commissioner Miller** with a second by **Commissioner Marcus** to accept this request.

Upon roll call vote the following commissioners voted **Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller: (10).**

The following commissioners voted **Nay: (0).**

The following commissioners were **Absent: (0).**

Thereupon the chairman announced the motion **Passed: (10-0).**

EXHIBIT C

Commissioner Meers stated that Mr. Pat Phillips would be scheduling facility tour for interested County Commissioners at Trigen Bio-Power. **Commissioner Meers** proposed suggestions and submitted them in writing to be included as part of the minutes.

EXHIBIT D

Executive Miller announced that the Loudon County E-911 would be hosting a memorial service on September 11, 2002, at 7:00 p.m. at the Lenoir City High School and urged all to attend.

Executive Miller requested that Mr. Keith Altshuler, Covenant Health, introduced Dr. Alan Markowitz, the new Administrator for Fort Sanders Loudon Medical Center.

(9)
Sugarlimb Ind.
Park – Sell
2.712 Acres To
Bush Real
Estate, LLC

(10)
Sugarlimb Ind.
Park – Sell 5.7
Acres To Titan
Management,
Inc.

(11)
Sugarlimb Ind.
Park – Option
5 Acres
Through
February 2003

(12)
Trigen Bio-
Power Update

(13)
Memorial
Service
Announced

(14)
Fort Sanders
Administrator
Introduced

(15)
Fort Sanders-
Loudon
Medical
Center
Issuance Of
Bonds -
Resolution
Approved

Mrs. Nancy Richesin, Director of Budget and Finance, requested consideration of adopting a resolution relating to the issuance of bonds by the health, educational and housing facilities board of the county of Knox related to Fort Sanders-Loudon Medical Center.

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

Upon roll call vote the following commissioners voted Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller: (10).

The following commissioners voted Nay: (0).

The following commissioners were Absent: (0).

Thereupon the chairman announced the motion Passed: (10-0).

RESOLUTION 090902-E

Executive Miller requested discussion and possible action on the following items:

1. Consideration of adopting resolutions approving or acknowledging board and committee appointments by the County Executive for the following: Agriculture Extension Committee, Ambulance Service Study Committee, Animal Control Authority, Beautification Board, Blair Bend Industrial Committee, Budget Committee, Capital Projects Committee, Economic Development Agency Board of Directors, Financial Advisory Committee, Intergovernmental Affairs Committee, Litter Control Committee, Maintenance Committee, Executive Planning Committee, Purchasing Committee, Senior Citizens Executive Committee, Sheriff's Merit Services Board, Voting Director on the Board of the Loudon County Chamber of Commerce

A motion was made by Commissioner Harold with a second by Commissioner Miller to adopt these resolutions.

Upon voice vote the motion Passed unanimously.

RESOLUTIONS 090902-F-V

(16)
Board And
Committee
Appointments
Approved

2. Consideration of adopting a resolution requesting Lenoir City Utility Board and Fort Loudon Electric Cooperative to assist the Loudon County Building Commissioner's office in ensuring that building permits are obtained

A motion was made by Commissioner Shaver with a second by Commissioner Marcus to adopt this resolution.

Upon voice vote the motion Passed unanimously.

RESOLUTION 090902-W

(17)
LCUB/Ft.
Loudon
Electric To
Assist Bldg.
Cmsn. Office -
Resolution
Approved

Commissioner Meers requested Executive Miller to obtain information from CTAS regarding ambulance service.

3. Consideration of adopting a resolution requesting the City of Loudon to develop another parking lot with the proceeds from the sale of the parking lot taken by the bridge construction or reimburse Loudon County the monies invested in the paving of this lot

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

Upon voice vote the motion Passed unanimously.

RESOLUTION 090902-X

(18)
Parking Area
At Annex -
Resolution
Approved

4. Consideration of adopting a resolution authorizing the Loudon County Executive to enter into negotiations with the Loudon County Solid Waste Disposal Commission in operating the convenience centers

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

Upon voice vote the motion Passed unanimously.

Commissioners Franke, Marcus and Harold were selected to assist Executive Miller with negotiations.

RESOLUTION 090902-Y

(19)
Solid Waste
Operate
Convenience
Centers -
Resolution
Approved

5. Executive Miller announced that a public hearing would be held on September 19, 2002 regarding a permit application filed by Tennessee Waste Movers, Inc. for vertical expansion. Executive Miller requested recommendations on representation at the public hearing from County Commission.

(20)
TN Waste
Movers -
Resolution To

Oppose
Vertical
Expansion

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Meers** to authorize Executive Miller to draw and present at the public hearing a resolution opposing the granting of a vertical expansion.

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

RESOLUTION 090902-Z

(5 minute recess)

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

(21)
Price Road
Rezoning
Approved

1. Consideration of adopting 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 located at 1991 Price Road, located in the Fifth Legislative District, referenced by Tax Map 7, Parcel 62.00, from C-2, General Commercial District, to A-2, Rural Residential District

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

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

RESOLUTION 090902-AA

(22)
Sexually
Oriented
Businesses
Supplementary
Conditions
Approved

2. Consideration of adopting a resolution to amend Article 4, supplementary conditions applying to specific districts, Section 4.210, Sexually Oriented Adult Businesses, pursuant to Section 13-7-105 of Tennessee Code Annotated

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

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

RESOLUTION 090902-BB

Mrs. Nancy Richesin, Director of Budgets and Accounts, requested discussion and possible action on following item:

(23)
TCRS
Resolution
Approved

1. Consideration of adopting a resolution from Tennessee Consolidated Retirement System to authorize benefit improvements for contributory employees

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

Upon roll call vote the following commissioners voted **Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller: (10).**

The following commissioners voted **Nay: (0).**

The following commissioners were **Absent: (0).**

Thereupon the chairman announced the motion **Passed: (10-0).**

RESOLUTION 090902-CC

(24)
Financial
Summary

Mrs. Nancy Richesin stated that the financial report for month ending July 2002 would be available after the September workshop.

(25)
Animal
Control
Authority By-
Laws Revised

Commissioner Jenkins requested consideration of revising the Animal Control Authority by-laws to allow for two (2) additional board members. One (1) from the newly established seventh district and one (1) additional "At Large" member.

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

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

(26)
LCUB 321
Water
Extension
Discussed

Commissioner Marcus requested discussion regarding the proposed Lenoir City Utility Board 321 waterline extension (Resolution 080502-H)

A **motion** was made by **Commissioner Marcus** with a second by **Commissioner Meers** to resend Resolution 080502-H until issue can be further studied.

Commissioner Duff presented a letter from Lenoir City Utility Board's Attorney, M. Shannon Littleton that stated that it was not necessary for Loudon County to be included on the application for the anticipated Economic Development Administration Grant.

EXHIBIT DD

Chairman Bledsoe gave chair to **Chair Pro Tempore Maples** for comments, wishing good will to Lenoir City and LCUB in this effort.

After much discussion, **Commissioner Marcus** withdrew motion and **Commissioner Meers** withdrew second to that motion.

Chair Pro Tempore Maples returned chair to **Chairman Bledsoe**.

(27)
Building
Commission
Report

Mr. Leo Bradshaw, Loudon County Building Commissioner, gave the monthly Building Commission report.

August

Permits issued:	34
Fees:	\$ 5,198.00
Estimated value:	\$ 5,281,540.00

(28)
Beer Board
Discussed

Commissioner Shaver requested that the Loudon County Beer Board be reviewed to appoint and reappoint members with expired terms and ones that were affected by redistricting. **Executive Miller** suggested that this be further discussed at the September 16 workshop. There were no objections.

(29)
Bonds
Approved

Mrs. Angie Chambers, Administrative Assistant to Executive Miller, requested consideration of approving the following bond application: Geneva Hamilton

A motion was made by **Commissioner Jenkins** with a second by **Commissioner Maples** to approve this bond application.

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

(30)
Notaries
Approved

Mrs. Angie Chambers requested consideration of approving the following notary applications:

Hester Scarbrough	John A. Sanchez	Anita F. Wilson
Susan Williamson	Terry Vann	Suzanne McKelvey
Bobby G. Johnson	Gary L. Franklin	Larry Foshee
Ceizun Hanson	Nancy W. James	Chastity Brile
Charles E. Matthews	Phyllis J. Brewster	

A motion was made by **Commissioner Franke** with a second by **Commissioner Marcus** to approve these notary applications.

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

(31)
Audience
Comments On
Non-Agenda
Items

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

Mr. Larry Bandy, Loudon County resident, came forward to apologize for speaking out of turn during earlier discussion.

Mr. Gill Dick, Loudon County resident, came forward to apologize for speaking out of turn during earlier discussion and requested a copy of the rules referencing correct time to speak.

Ms. Pat Hunter, Loudon County resident, came forward to speak suggesting that expert testimonies should be given at the September 19, 2002 public hearing regarding the vertical expansion of Tennessee Waste Movers, Inc. demolition landfill. Ms. Hunter also cited concerns regarding rate increases from Lenoir City Utility Board with possible expenditures on proposed 321 waterline extension.

Commissioner Shaver stated that he appreciated everyone's patience with the new board.

(32)
Adjournment

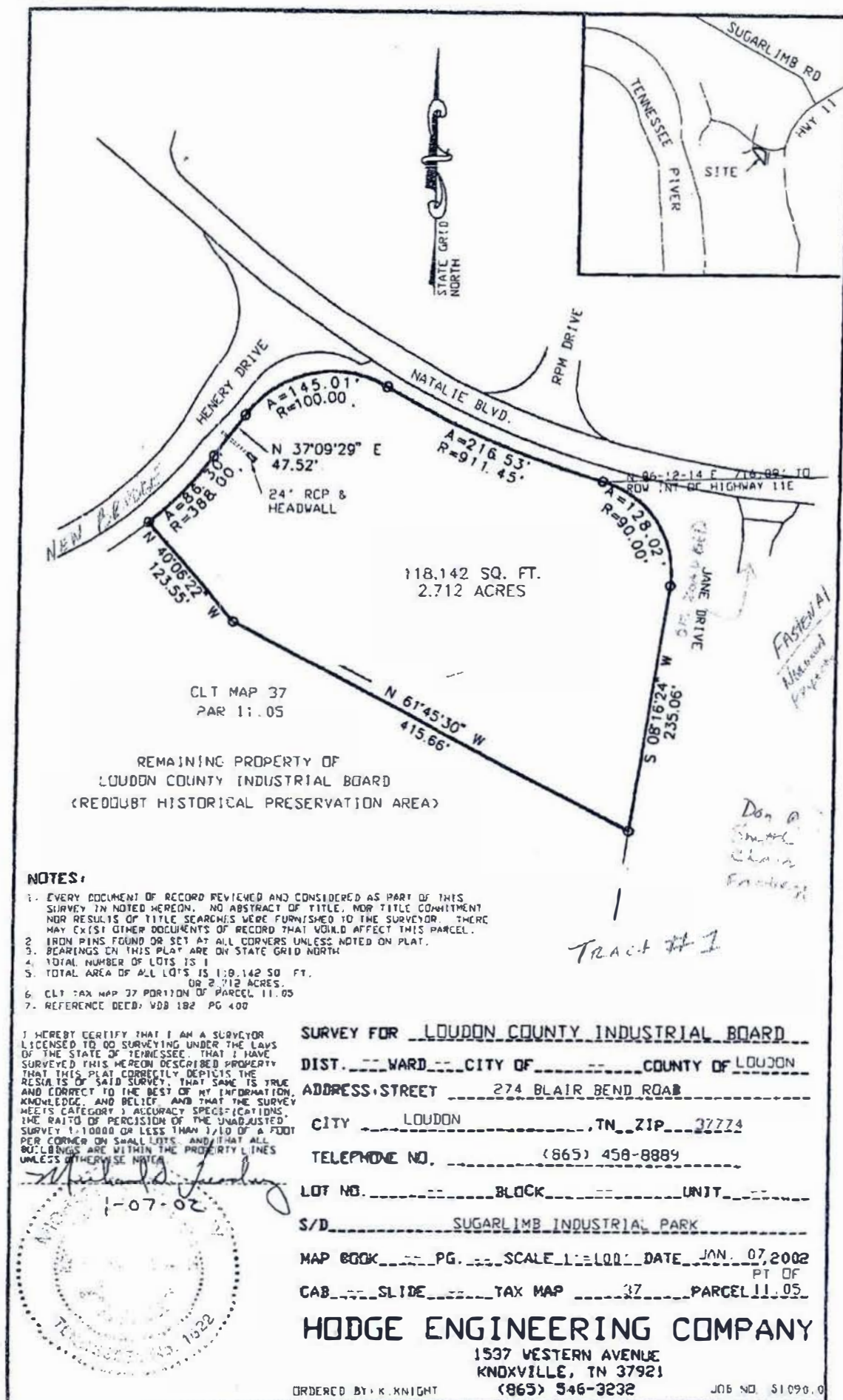
There being no further business, a motion being duly made and seconded, the September 09, 2002 meeting stood adjourned at 8:45 p.m.

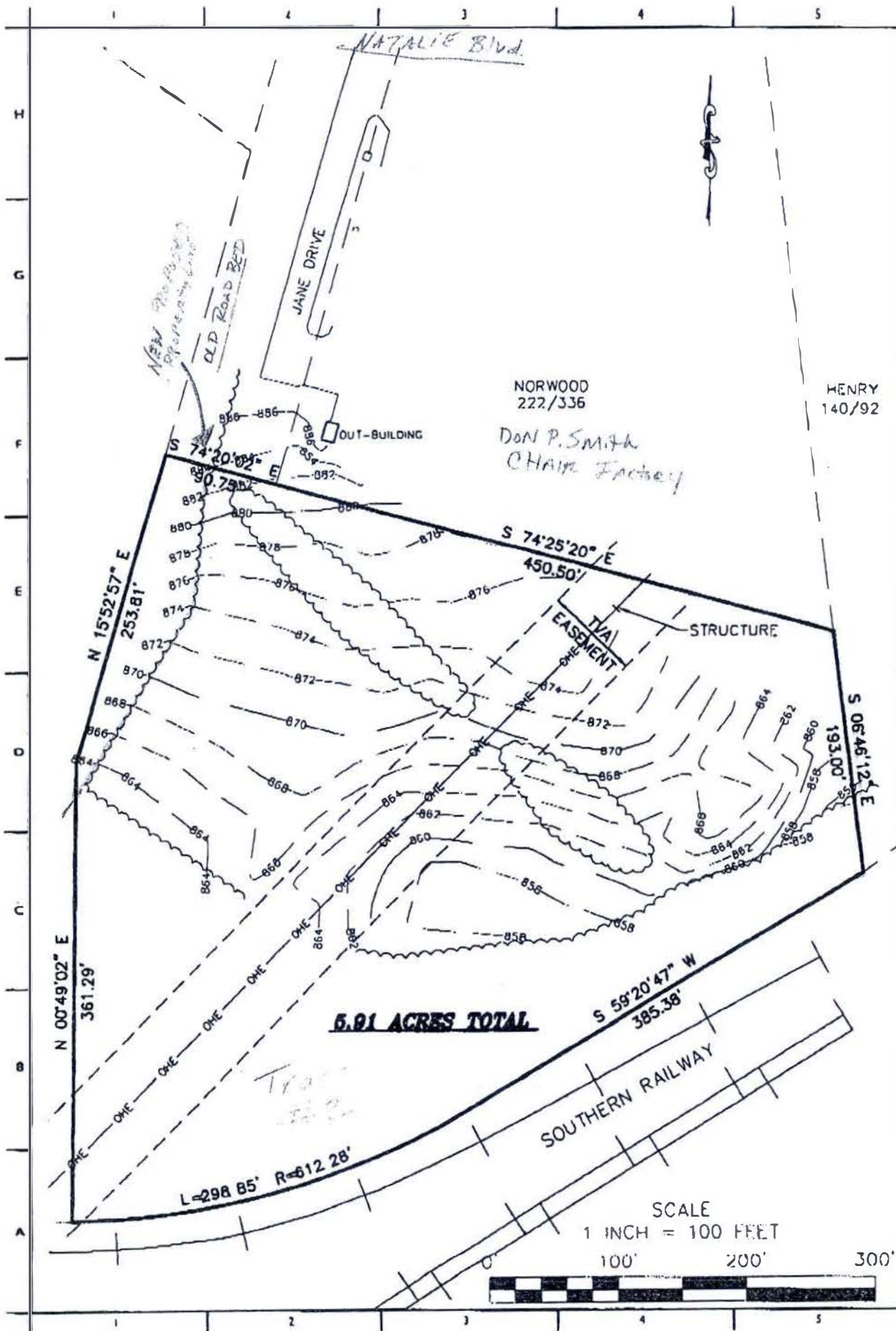
ATTEST:

COUNTY COURT CLERK

CHAIRMAN

COUNTY EXECUTIVE





C2RL, INC
engineers

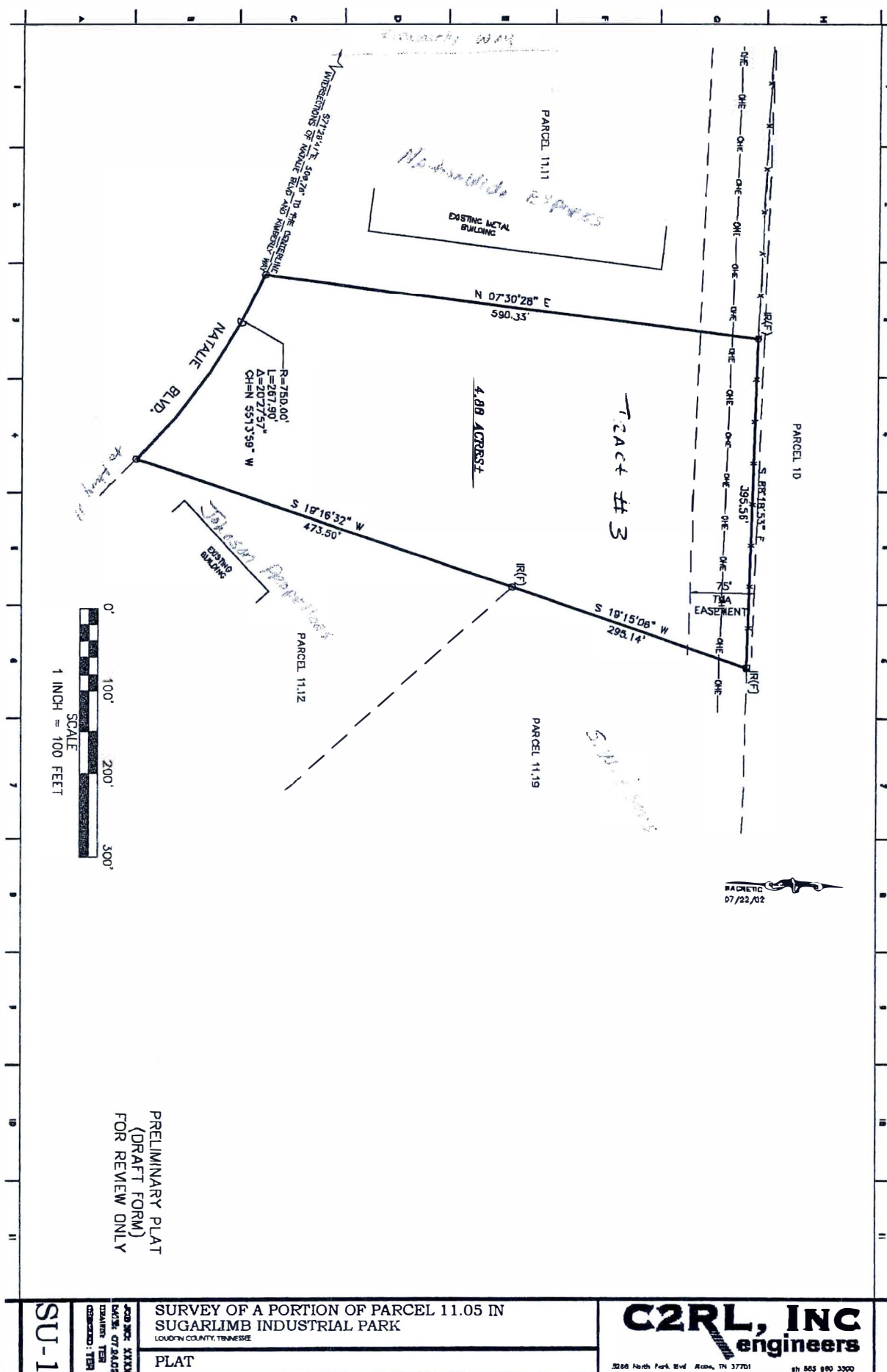
1380 Mars Park Blvd. Abbe, TX 77701
ph 805 980 3500

SURVEY OF A PORTION OF PARCEL 11
SUGARLUMB INDUSTRIAL PARK

PRELIMINARY PLAT FOR REVIEW ONLY

JOB NO:
DATE: 08.21.02
DRAWN: TEF
CHECKED: CJB

SU2



RESOLUTION 090902-E

BE IT REMEMBERED that the Board of County Commissioners of Loudon County, Tennessee, met in open, public, regular session at the County Courthouse in Loudon, Tennessee, at 6:00 o'clock p.m. on the 9th day of September, 2002.

Present and presiding was Commissioner Roy Bledsoe, Chairman of the Board of County Commissioners. Also present was George Miller, County Executive, County Attorney Harvey Sproul and the following Commissioners:

Nancy Marcus, David Meers, Chuck Jenkins, Earlena Maples, Bob Franke, Harold Duff, Van Shaver, Ed Harold and Don Miller.

Absent:

* * *

(Other Business)

The following resolution was introduced:

RESOLUTION RELATING TO THE ISSUANCE OF BONDS BY THE HEALTH,
EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF
KNOX FOR THE BENEFIT OF FORT SANDERS-LOUDON MEDICAL CENTER

WHEREAS, Fort Sanders-Loudon Medical Center ("Fort Sanders-Loudon") operates a hospital (the "Hospital") in the County that Fort Sanders-Loudon leases from the County;

WHEREAS, Fort Sanders-Loudon desires to finance approximately \$25,000,000 in capital expenditures in connection with the construction and equipping of a new 50 bed acute care hospital of approximately 75,000 square feet and related improvements to be operated by Fort Sanders-Loudon and located on the north side of U.S. Highway 321 between Town Creek Road and Medical Park Drive in Loudon County, to include physical plant improvements and equipment acquisitions (collectively, the "Project");

WHEREAS, Fort Sanders-Loudon intends to accomplish such financing by requesting The Health, Educational and Housing Facilities Board of the County of Knox (the "Board") to loan to Fort Sanders-Loudon approximately \$25,000,000 from the proceeds of the issuance of hospital revenue bonds by the Board that will be issued by the Board to finance the Project for Fort Sanders-Loudon as well as to finance other projects for Fort Sanders Regional Medical Center, Fort Sanders-Park West Medical Center and Fort Sanders-Sevier Medical Center and Methodist Medical Center of Oak Ridge;

WHEREAS, Fort Sanders-Loudon has requested the County Board to give its approval to the issuance of bonds by the Board to finance a portion of the cost of the Project in accordance with Tennessee Code Annotated § 48-101-308(a)(5);

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

1. The County Board hereby approves, on behalf of the County, the issuance by the Board of bonds to finance the project for Fort Sanders-Loudon. This approval is given solely for the purposes of Tennessee Code Annotated § 48-101-308(a)(5). The Bonds shall not constitute a debt or obligation of the county in any respect, and the county's full faith and credit shall not be pledged therefor.

2. The officers of the County are hereby authorized to execute such certificates and instruments as may be reasonably requested of them to effectuate the purposes of this resolution.

It was thereupon moved by Commissioner Franke and seconded by Commissioner Maples that said resolution be adopted. Upon roll being called the following voted:

September 9, 2002

Mr. Miller,

Prior to and after the August 1st election, concerned citizens expressed emission problems with Trigen Bio Power.

I would like to propose the following suggestions.

- Mr. Pat Phillips to schedule a meeting with Trigen for Commissioners to visit their facility.
- This visit will be fact finding only.
- After our visit I will request Mr. Phillips invite representatives from Trigen to our next County Commission workshop.
- At this workshop we can discuss with Trigen an update and future plans.
- It is my intent to work with all parties concerned for a resolution to this ongoing problem.

Don Meyer

Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller

Nay:

Abstain:

A majority of the Board of County Commissioners having voted in favor of the foregoing resolution, it was declared adopted.

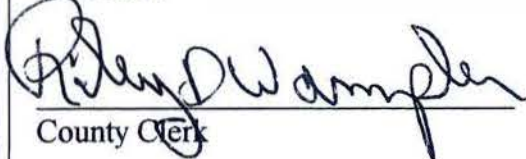
* * *

(Other Business)

Upon motion duly made, seconded and passed, the Board of County Commissioners adjourned.


Chairman

ATTEST:


County Clerk

The undersigned County Clerk of Loudon County, Tennessee hereby certifies that the foregoing resolution was duly adopted by the Board of County Commissioners of the County at a regular meeting of the Board of County Commissioners of the County held on the 9th day of September, 2002.

WITNESS, my signature and seal of Loudon County, Tennessee, this 9th day of September, 2002.


County Clerk of Loudon County, Tennessee

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-F

**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 is necessary and/or desirable at this time; and

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

**LOUDON COUNTY AGRICULTURE
EXTENSION COMMITTEE**

Appointee

Term Expiration

Commissioner Nancy Marcus

September 2004

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 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 are as follows:

Appointee

Term Expiration

Karen Hewett
Commissioner Ed Harold
Sue Bright
Robert Anderson
Commissioner Roy Bledsoe
W.M. Breazeale

September 2004
September 2004
September 2004
September 2004
September 2003
September 2003

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-G

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
AMBULANCE SERVICE STUDY COMMITTEE**

<u>Appointee</u>	<u>Representing District</u>
Dr. Jan Hahn	1 st
Commissioner David Meers	1 st
Dr. Howard Holmes	2 nd
Commissioner Earlena Maples	2 nd
Ms. Joyce Padgett	3 rd
Commissioner Roy Bledsoe	4 th
Dr. Don Mabry	5 th
Commissioner Van Shaver	5 th
Mr. Tim Keeble	6 th
Ms. Maria Smith	7 th

SCOPE OF WORK:

The purpose of this committee shall be to study and determine the best provider of ambulance service to Loudon County, and offer a recommendation to the County Commission.

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO 090902-H

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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of the


**LOUDON COUNTY ANIMAL CONTROL
AUTHORITY**

<u>Appointee</u>		<u>Term Expiration</u>
<u>Panel B</u>		
Com. Van Shaver	(County Commission Appt.)	June 30, 2006
Dr. Barry Gordon	(Loudon County Vet. Assoc.)	June 30, 2006
Cindy McDaniel	(City of Lenoir City)	June 30, 2006
<u>Panel C</u>		
Janet McKnight	(City of Greenback)	June 30, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 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:

<u>Panel A</u>		
Nancy James	(City of Loudon)	June 30, 2005
Sharon Buxkemper	(Citizen At Large)	June 30, 2005

<u>Panel C</u>		
Miracle Nichols	(Citizen At Large)	June 30, 2003
Ed Loy	(Loudon County Humane Soc.)	June 30, 2003
	(Shelter Employee)	No expiration

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-I

**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 is necessary and/or desirable at this time; and

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

**LOUDON COUNTY
BEAUTIFICATION BOARD**

Appointee

Commissioner Ed Harold

Term Expiration

August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves and acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-J

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
BLAIR BEND INDUSTRIAL COMMITTEE**

<u>Appointee</u>	<u>Term Expiration</u>
Commissioner Roy Bledsoe	August 31, 2003
Commissioner David Meers	August 31, 2003
Commissioner Harold Duff	August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or 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:

City of Loudon
Mayor Bernie Swiney
Ben Surrett
Nancy James

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-K

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
BUDGET COMMITTEE**

Appointee

Term Expiration

Commissioner Don Miller

August 31, 2003

Commissioner Earlena Maples

August 31, 2003

Commissioner Ed Harold

August 31, 2003

Commissioner Roy Bledsoe

August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or 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

George Miller, County Executive

Nancy Richesin, Director of Budgets

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-L

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
CAPITAL PROJECTS COMMITTEE**

<u>Appointee</u>	<u>Term Expiration</u>
Commissioner Bob Franke	August 31, 2003
Commissioner Earlena Maples	August 31, 2003
Commissioner Nancy Marcus	August 31, 2003
Commissioner Van Shaver	August 31, 2003
Commissioner Don Miller	August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-M

**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 is necessary and/or desirable at this time; and

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

**LOUDON COUNTY
ECONOMIC DEVELOPMENT AGENCY
BOARD OF DIRECTORS**

Appointee

Term Expiration

Commissioner Chuck Jenkins

August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-N

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
FINANCIAL ADVISORY COMMITTEE**

Appointee

Commissioner Don Miller
Commissioner David Meers
Commissioner Nancy Marcus
George Miller, County Executive (Chair)
Nancy Richesin, Director of Budgets
Estelle Herron, Trustee


Term Expiration

August 31, 2003
August 31, 2003
August 31, 2003
August 31, 2003
August 31, 2003
August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-O

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

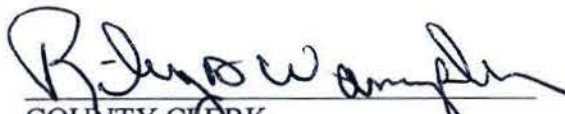
**LOUDON COUNTY
INTERGOVERNMENTAL AFFAIRS COMMITTEE**

<u>Appointee</u>	<u>Term Expiration</u>
Commissioner Don Miller	August 31, 2003
Commissioner Chuck Jenkins	August 31, 2003
Commissioner Earlena Maples	August 31, 2003
Commissioner Roy Bledsoe	August 31, 2003
Commissioner Ed Harold	August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-P

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
LITTER CONTROL COMMITTEE**

<u>Appointee</u>	<u>Term Expiration</u>
Commissioner Ed Harold	August 31, 2003
Commissioner Nancy Marcus	August 31, 2003
Commissioner Van Shaver	August 31, 2003
Sheriff Tim Guider	August 31, 2003
Road Superintendent Don Palmer	August 31, 2003
Beautification Director Becky Cash	August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-Q

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

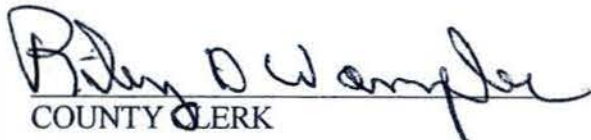
**LOUDON COUNTY
MAINTENANCE COMMITTEE**

<u>Appointee</u>	<u>Term Expiration</u>
Commissioner Roy Bledsoe	August 31, 2003
Commissioner Bob Franke	August 31, 2003
Commissioner Harold Duff	August 31, 2003
Purchasing Agent Howard Luttrell	August 31, 2003
Maintenance Supervisor Glen Presley	August 31, 2003
County Executive George Miller	August 31, 2003
School Superintendent Edward Headlee	August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-R

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 is necessary and/or desirable at this time; and

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

**LOUDON COUNTY
EXECUTIVE PLANNING COMMITTEE**

Appointee

Term Expiration

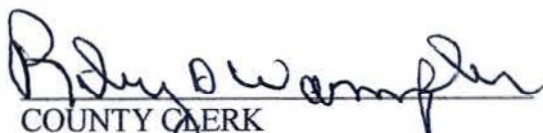
Commissioner Harold Duff

August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-S

**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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

**LOUDON COUNTY
PURCHASING COMMITTEE**

<u>Appointee</u>	<u>Term Expiration</u>
Commissioner Nancy Marcus	August 31, 2003
Commissioner Ed Harold	August 31, 2003
Commissioner David Meers	August 31, 2003
Commissioner Harold Duff	August 31, 2003
Commissioner Chuck Jenkins	August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002, hereby approves or acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-T

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, appointments are necessary and/or desirable at this time; and

WHEREAS, the County Executive appoints the following as members of

LOUDON COUNTY SENIOR CITIZENS EXECUTIVE COMMITTEE

Appointee

Commissioner Harold Duff
Commissioner Bob Franke (alt.)

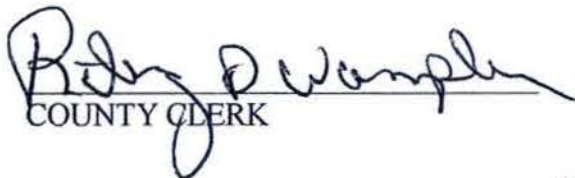
Term Expiration

August 31, 2003
August 31, 2003

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves and acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-U

**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 is necessary and/or desirable at this time; and

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

**LOUDON COUNTY
SHERIFF'S MERIT SERVICES BOARD**

Appointee

Term Expiration

Slot (B)

Commissioner David Meers

August 31, 2004

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 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

Slot (A)

Roy Bledsoe

8/31/2003

Slot (C)

Ed Harold

8/31/2003

LOUDON COUNTY COMMISSION

RESOLUTION NO. 090902-V

**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 is necessary and/or desirable at this time; and

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

**VOTING DIRECTOR ON THE BOARD OF THE LOUDON COUNTY
CHAMBER OF COMMERCE**

Appointee

Commissioner Bob Franke

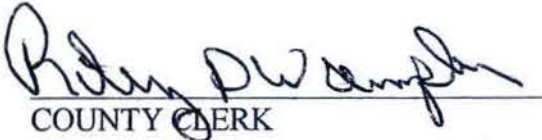
Term Expiration

December 2002

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 9th day of September, 2002 hereby approves and acknowledges (as appropriate), the said appointment(s).


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION 090902-W

Resolution Requesting Lenoir City Utility Board And Fort Loudon Electric Cooperative To Assist The Loudon County Building Commissioner's Office In Ensuring That Building Permits Are Obtained

WHEREAS, Loudon County requires a building permit for new residential, commercial and industrial construction; and

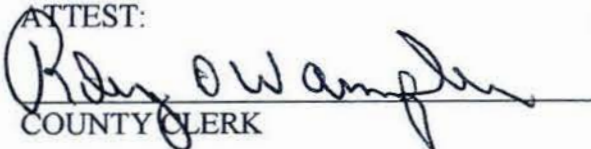
WHEREAS, building permits are not always obtained prior to start of construction, which violates the Loudon County Zoning Resolution; and

WHEREAS, Loudon Utility Board requires proof of a building permit before issuing any electrical permits, thus assuring that the contractor obtains a building permit; and

WHEREAS, it would greatly assist the Building Commissioner in the performance of his duties if Lenoir City Utility Board and Fort Loudon Electric Cooperative would adopt the same policy.

NOW, THEREFORE, BE IT RESOLVED that the Loudon County Commission, in regular session on September 09, 2002, requests that Lenoir City Utility Board and Fort Loudon Electric Cooperative assist the Loudon County Building Commissioner's office by ensuring that building permits are obtained before any electrical permits are issued.


COUNTY CHAIRMAN

ATTEST:

COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION 090902-X

**A Resolution Requesting The City Of Loudon To Develop Another
Parking Lot With The Proceeds From The Sale Of The Parking Lot
Taken By The Bridge Construction Or Reimburse Loudon County The
Monies Invested In The Paving Of This Lot**

WHEREAS, on January 10, 1994, the Loudon County Commission approved expenditure of \$22,000.00 to partnership with the City of Loudon for additional parking in downtown Loudon; and

WHEREAS, this additional parking area proved to be beneficial to both merchants of downtown Loudon and people visiting the Loudon County Courthouse and Courthouse Annex; and


WHEREAS, in 2001, the Tennessee Department of Transportation purchased this property from the City of Loudon in excess of the replacement value of the parking area; and

WHEREAS, due to the loss of this area, parking availability has once again become a problem for visitors to downtown Loudon.

NOW THEREFORE, BE IT RESOLVED, that the Loudon County Commission, meeting in regular session on September 09, 2002, requests that the City of Loudon develop another parking lot with the proceeds from the sale of the parking lot taken by the bridge construction or reimburse Loudon County the money we had invested in the paving of this lot so that we can use it toward the development of additional parking the Courthouse and Courthouse Annex.


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION 090902-Y

**A Resolution Authorizing The Loudon County Executive To Enter
Into Negotiations With The Loudon County Solid Waste Disposal
Commission In Operating The Convenience Centers**

WHEREAS, on July 08, 2002, the Loudon County Solid Waste Disposal Commission hired a fulltime Solid Waste Director; and

WHEREAS, in the creation of this position, it was suggested that the Solid Waste Director manage the two (2) county convenience centers; and

WHEREAS, this person has five (5) years experience operating convenience centers and developing recycling programs; and

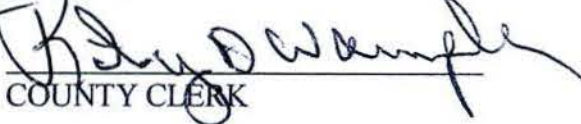
WHEREAS, this experience would benefit Loudon County and the residents who utilize our convenience and recycling centers; and

WHEREAS, the Solid Waste Director could more accurately complete state required reports and handle related matters by overseeing these facilities.

NOW, THEREFORE, BE IT RESOLVED, that the Loudon County Commission, meeting in regular session on September 09, 2002, requests that the County Executive enter into negotiations with the Loudon County Solid Waste Disposal Commission in transferring the management of the convenience centers from the County to the Solid Waste Director, under the Loudon County Solid Waste Disposal Commission.


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION 090902-Z

**RESOLUTION ENCOURAGING THE STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION TO
WITHHOLD ACTION ON ISSUING A PERMIT FOR PROPOSED
VERTICAL EXPANSION TO TENNESSEE WASTE MOVERS, INC.,
CLASS IV DEMOLITION LANDFILL**

WHEREAS, on May 03, 2002, Loudon County Executive, George M. Miller, sent a letter to eight (8) employees/departments within the Tennessee Department of Environment and Conservation stating that several concerns by Loudon County residents and officials had been made regarding the quality of water in the area of the Tennessee Waste Movers Class IV Demolition Landfill located in Matlock Bend, Loudon, Tennessee; and

WHEREAS, in this letter, Loudon County Commission requested an investigation that would provide a health hazard assessment for the citizens, a clean up of the landfill to remove the hazardous wastes, tests to determine the direction of underground water flow, a procedure to sample area residents' wells for possible contaminants on a regular basis, and installation and regular evaluations of monitoring wells around the landfill (**Exhibit A**); and

WHEREAS, a reply to these requests and concerns was made by Mr. Larry F. Cook, Jr., Environmental Field Office Manager, Division of Solid Waste Management, in a letter dated June 17, 2002; and

WHEREAS, in this response, County Executive Miller and Loudon County Commission felt that all issues were not addressed and several concerns were not thoroughly answered (**Exhibit B**); and

WHEREAS, on July 24, 2002, County Executive Miller responded by letter to Mr. Cook requesting clarification of answers and a time frame in which could to expect a complete response to the questions and concerns of the May 03, 2002 letter (**Exhibit C**); and

WHEREAS, to current date, County Executive Miller has not received a response from Mr. Cook regarding that letter; and

WHEREAS, Loudon County Executive Miller received a notification dated June 04, 2002, from Elizabeth A. Jayne, Permit Administration of the State of Tennessee Department of Environment and Conservation, informing Loudon County of a "Public Notice of Intent to Issue Permit – Proposed Vertical Expansion Tennessee Waste Movers, Inc., Class IV Demolition Landfill – DML 53-0040"; and

WHEREAS, the vertical expansion of the Class IV Demolition Landfill may cause additional difficulty in testing the amount(s) of current hazardous wastes and removal of those materials, which concerns Loudon County Commission and area residents; and

WHEREAS, Tennessee Waste Movers, Inc. recently filed a lawsuit against the Loudon County Commission, regarding denial of request on October 01, 2001 for a lateral expansion of the landfill, which was heard on August 6 – 7, 2002, and in which the court ruled in favor of the county; and

WHEREAS, on August 02, 2002 five (5) new members were elected to the Loudon County Commission and all ten (10) commissioners reaffirmed the previous commissioners' actions at the first County Commission meeting.

NOW, THEREFORE, BE IT RESOLVED that the Loudon County Commission, meeting in regular session on September 09, 2002, unanimously voting, requests that the Tennessee Department of Environment and Conservation deny the pending permit to vertically expand Tennessee Waste Movers, Inc for all above stated reasons.


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK

APPROVED:


COUNTY EXECUTIVE



County of Loudon

GEORGE M. MILLER

Exhibit A
COUNTY EXECUTIVE

100 RIVER RD. #106

LOUDON, TENNESSEE 37774

PH. (865) 458-4664

May 03, 2002

COPY

Mr. Larry Cook
Acting Environmental Field Office Manager
Division of Solid Waste Management
TN Dept. of Environment & Conservation
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

Dear Mr. Cook:

There have been several concerns by Loudon County residents and officials regarding the quality of water in the area of Class IV Construction and Demolition landfill located in Matlock Bend, Loudon, Tennessee. This landfill was permitted to Tennessee Wastemovers but since has been sold to Liberty Waste Systems and recently sold to Waste Connections, who is seeking a permit from Loudon County under the Jackson Law. Citations listing hazardous wastes from a listed Superfund Site (TND003384666) and State of Tennessee Division of Superfund Hazardous Substance Site (53-503), state that Lenoir Carworks, Lenoir City, Tennessee transported to an unlined Class IV C&D landfill located in Matlock Bend, Loudon, Tennessee. Due to the heavy metal contamination produced by the Lenoir Carworks Superfund Site, I am requesting the following:

- 1) An investigation that will provide a health hazard assessment for our citizens
- 2) A clean up of the landfill to remove the hazardous wastes
- 3) Tests to determine the direction of underground water flow
- 4) Procedure to sample area residents' wells for possible contaminants on a regular basis
- 5) Installation and regular evaluations of monitoring wells around the landfill

We feel that it should be explained to the residents and the Loudon County Commission how non-permitted wastes were allowed to be deposited into this landfill. We also would like to know what precautions TDEC plans to take to assure our citizens that this landfill does not continue to accept hazardous wastes.

Thank you in advance for your cooperation and attention to this matter. Please feel free to contact me if you have any questions.

Yours truly,

George M. Miller
George M. Miller



1853A

Cc: Loudon County Commission
County Attorney Harvey Sproul

Mr. Jim Haynes
Director of Superfund
4th Floor L & C Tower
401 Church Street
Nashville, TN 37243-1538

Mr. Mike Apple
Director of Solid Waste Management
5th Floor L & C Tower
401 Church Street
Nashville, TN 37243-1535

Ms. Kim Graves
Enforcement Office
Division of Solid Waste Management
5th Floor L & C Tower
401 Church Street
Nashville, TN 37243-1535

Mr. Chuck Allen
Enforcement Office Hazardous Waste
5th Floor L & C Tower
401 Church Street
Nashville, TN 37243-1535

Ms. Paula Plont
Division of Solid Waste Management
TN Dept. of Environment & Conservation
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

Mr. Dan Hawkins
Division of Superfund
TN Dept. of Environment & Conservation
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

Mr. Lee Barron
Division of Superfund
TN Dept. of Environment & Conservation
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

1853AA



ENVIRONMENTAL ASSISTANCE CENTER
TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
2700 MIDDLEBROOK PIKE, SUITE 220
KNOXVILLE, TENNESSEE 37921-5602
PHONE (865) 594-6035 STATEWIDE 1-888-891-8332 FAX (865) 594-6105

June 17, 2002

COPY

Honorable George M. Miller
County Executive, Loudon County
100 River Rd. #106
Loudon, Tennessee 37774

Re: Groundwater Quality-Matlock Bend, Loudon County, Tennessee

Dear Mr. Miller:

Thank you for your letter of May 3, 2002, expressing concerns about groundwater quality in relation to the disposal of demolition material from Lenoir City Carworks into the Tennessee Waste Movers Class IV Landfill (DML 53-0040).

Recent sampling and analysis at Lenoir City Carworks have shown elevated levels of lead in the soils at that site. Personnel from this office visited both Lenoir City Carworks and the landfill during the summer of 2001. We observed the demolition of the buildings and conducted inspections at the landfill. Based upon our observations, the bulk of the material transported from the site and disposed of at the Class IV landfill was structural debris from the demolition of the buildings. Any contaminated soils that were included with the demolition waste represent only a small proportion of the total amount of material disposed of at the landfill.

You should also be aware that a hydrogeological site investigation performed during the permitting process of the landfill indicates the presence of a clay buffer above the bedrock. This clay layer tends to act as a barrier and reduces the mobility of the lead prior to reaching the groundwater.

The Division is currently reviewing a request from Tennessee Waste Movers to modify the existing permit. Although current regulations do not require groundwater monitoring for Class IV landfills, we intend to incorporate elements of groundwater monitoring into the permit for this facility.

Also, the Division of Solid Waste Management will conduct the sampling of some nearby private wells. This is being done to address any concerns about possible groundwater contamination and will help us determine if any environmental impact has occurred.

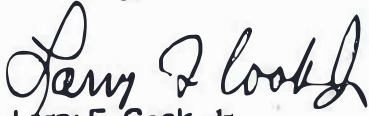
We will continue to monitor the landfill to insure compliance with State Regulations and appreciate your concern about the public's health and environment.

1853B

Honorable George M. Miller
County Executive, Loudon County
June 17, 2002
Page 2

If you should have any questions, please feel free to contact me at (865) 594-5459.

Sincerely,



Larry F. Cook, Jr.
Environmental Field Office Manager
Division of Solid Waste Management
Environmental Assistance Center-Knoxville

LFC/TWM.DML.LEAD.doc

Cc: DSWM-Nashville Attention Mike Apple, Director DSWM
Mr. Jim Haynes, Director DSF
Ms. Kim Graves, Enforcement Office, DSWM-Nashville
Mr. Chuck Allen, Enforcement Office, DSWM-Nashville
Ms. Paula Plont, DSWM EAC-Knoxville
Mr. Dan Hawkins, EFOM, DSF, EAC-Knoxville
Mr. Lee Barron, DSF, EAC-Knoxville

1853BB



County of Loudon

Exhibit C

GEORGE M. MILLER

COUNTY EXECUTIVE

100 RIVER RD. #106

LOUDON, TENNESSEE 37774

PH. (865) 458-4664

July 24, 2002

COPY

Mr. Larry F. Cook, Jr.
Environmental Field Office Manager
Division of Solid Waste Management
State of TN Dept. of Environment & Conservation
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

Dear Mr. Cook:

In response to your letter dated June 17, 2002, regarding the groundwater quality in the Matlock Bend area of Loudon County, Tennessee, I feel that several issues were not addressed. In the letter I sent you dated May 03, 2002, I had requested information and/or action on the following:

- 1) An investigation that will provide a health hazard assessment for our citizens
- 2) A clean up of the landfill to remove the hazardous wastes
- 3) Tests to determine the direction of underground water flow
- 4) Procedure to sample area residents' wells for possible contaminants on a regular basis
- 5) Installation and regular evaluations of monitoring wells around the landfill

In your response, item 1 was not mentioned. I feel that this is a very important issue and should be considered.

In response to item 2, you explained that the landfill *indicates* the *presence* of a clay buffer above the bedrock, acting as a barrier and reducing the mobility of the lead. If this is only an indication, should not a study be completed to confirm that there is a clay buffer and it does in fact act as a barrier to *eliminate* the mobility of the lead?

In reference to items 3 and 5, you stated that current regulations do not require groundwater monitoring for Class IV landfills, but you intend to incorporate elements of



1853C

groundwater monitoring into the permit for this facility. What elements of groundwater monitoring will be done? What is the timeframe in which this will take place?

Item 4 is a great concern for area residents. Although you said this would be done, what is the timeframe here?

Since the Lenoir City Car Works Superfund Site and Tennessee Waste Movers, Inc. landfill notice of violation was issued in June 2001, there has been no clean up timeline and no soil or water testing of this area.

The Coster Shop Superfund Site in Knoxville has similar heavy metal contaminants as the Lenoir City Car Works Site. Testing of soils and water have already been done in Knoxville. Why not Loudon? Parties involved and responsible in Knoxville were notified this past week that they will have to meet with TDEC officials to outline plans for cleaning the dump sites. Why has nothing been done in Loudon to initiate a similar plan? This serious incident in Loudon County happened several months prior to the Knox County occurrence.

Please let me know the status of the investigation and how soon we can fully address these issues.

Yours truly,



George M. Miller

Cc: Loudon County Commission
County Attorney Harvey Sproul
Attorney Ed Rayson

Mr. Jim Haynes
Director of Superfund
4th Floor L & C Tower
401 Church Street
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Mr. Mike Apple
Director of Solid Waste Management
5th Floor L & C Tower
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1853CC

Ms. Kim Graves
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Mr. Chuck Allen
Enforcement Office Hazardous Waste
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Ms. Paul Plont
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Knoxville, TN 37921-5602

Mr. Dan Hawkins
Division of Superfund
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

Mr. Lee Barron
Division of Superfund
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921-5602

1853CCC

RESOLUTION 090902-AA

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 LOCATED AT 1991 PRICE ROAD, LOCATED IN THE FIFTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 7, PARCEL 62.00, FROM C-2, GENERAL COMMERCIAL DISTRICT, TO A-2, RURAL RESIDENTIAL 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 a recommendation 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 August 15, 2002, 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 located at 1991 Price Road, located in the Fifth Legislative District, referenced by Tax Map 7, Parcel 62.00, be rezoned from C-2, General Commercial District, to A-2, Rural Residential 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

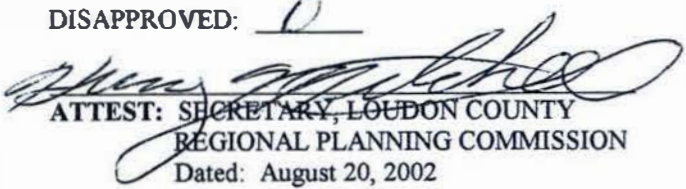

LOUDON COUNTY CHAIRMAN

DATE: 09-09-02

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

APPROVED: 9

DISAPPROVED: 0


ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION
Dated: August 20, 2002

FILE #02-08-184-RZ-CO

RESOLUTION 090902-BB

**A RESOLUTION TO AMEND ARTICLE 4, SUPPLEMENTARY CONDITIONS APPLYING TO
SPECIFIC DISTRICTS, SECTION 4.210 SEXUALLY ORIENTED ADULT BUSINESSES,
PURSUANT TO SECTION 13-7-105 OF TENNESSEE CODE ANNOTATED**

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

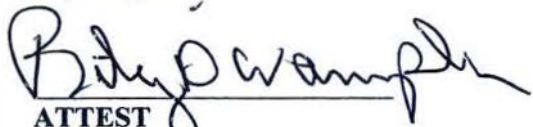
WHEREAS, the Loudon County Regional Planning Commission has reviewed and is forwarding its recommendations regarding amendments to Section 4.210, Sexually Oriented Adult Businesses, of the Loudon County Zoning Resolution; and

WHEREAS, a notice of public hearing and a description of the proposed amendment appeared in the Loudon County News Herald on August 15, 2002, consistent with the provisions of Tennessee Code Annotated, Section 13-7-105,

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission that Section 4.210 of the Zoning Resolution of Loudon County be amended as follows:

1. Subsection B.1. be revised from "residential district" to "residential zoning district or dwelling unit".

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


ATTEST


LOUDON COUNTY CHAIRMAN

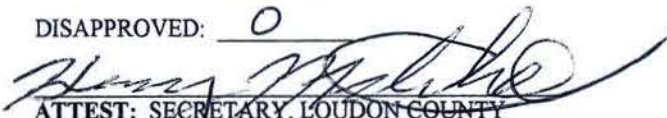
DATE: 09-09-02


APPROVED: LOUDON COUNTY EXECUTIVE

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

APPROVED: 9

DISAPPROVED: 0


ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION
Date: August 20, 2002

A RESOLUTION to authorize certain optional benefit improvements for contributory employees of a political subdivision which have been enacted since the date the subdivision joined the Tennessee Consolidated Retirement System.

WHEREAS, Tennessee Code Annotated, Title 8, Chapter 34 - 37 provides that a political subdivision opting to join the Tennessee Consolidated Retirement System does so under the laws governing the System as they exist at the time the political subdivision joins the Retirement System; and

WHEREAS, subsequent legislative improvements are optional to the political subdivision if they result in increased cost to the subdivision. These optional improvements may be adopted by separate resolutions approved by the chief governing body of the political subdivision; and

WHEREAS, the County of Loudon County Commission of
(Name of Governing Body)

LOUDON CO EMP ("the political subdivision") desires to adopt through one (1) single resolution certain optional benefit improvements for employees of the political subdivision which have been enacted since the date the subdivision joined the Retirement System; and

WHEREAS, the reconunended employer contribution rate effective July 1, 2002 as the plan exist today is 4.18% ; and

WHEREAS, the three (3) sets of optional benefit improvements from which the political subdivision desires to choose from and the respective cost associated with each such set are as follows:

<i>Sets</i>	<i>Increase in Employer Rate</i>
<i>Set 1</i>	<i>0.00%</i>
T.C.A. § 8-36-701(b) Compounded cost-of-living increases	
<i>Set 2</i>	<i>0.00%</i>
T.C.A. § 8-36-124(a)(3) 5% increase in base retirement benefit	
<i>Set 3</i>	<i>0.38%</i>
T.C.A. § 8-34-604(c) Service credit for unused sick leave	
T.C.A. § 8-36-109(b) 100% joint and survivor spouse death benefit for members with 10 years of service	
T.C.A. § 8-36-209 Minimum benefit level increase	
T.C.A. § 8-36-204(b)(2) Reduce vesting requirement to qualify for retirement benefits from 10 years to 5 years	
T.C.A. § 8-36-123 Provide inactive members with certain death and disability benefits	

T.C.A. § 8-36-208(b)

Allow for an actuarial equivalent of an age 65 benefit for employees retiring after age 65

T.C.A. § 8-34-605

Service credit for certain periods of military service

T.C.A. § 8-34-625

Service credit for periods of temporary disability during which the employee was receiving workers' compensation payments based on covered employment

T.C.A. § 8-35-203(b)(1)

Credit for service credit lost as a result of advanced age

T.C.A. § 8-34-612(b)

Purchase of service credit for probationary period

T.C.A. § 8-36-108(b)

Benefits upon death in line of duty

T.C.A. § 8-36-208(2)

Maximum Group I member's annual benefit to 90% of average final compensation

T.C.A. § 8-36-301(a)

25-year retirement with actuarially reduced benefits

T.C.A. § 8-36-501(c)(3)

Reinstate ordinary disability projection

T.C.A. § 8-37-202(a)(4)

Limit a Group 1 member's contribution rate to 5% and 5½% for Group 2 members

NOW, THEREFORE, BE IT RESOLVED that the County of Loudon County Commission
(Name of Governing Body)

of LOUDON CO EMP hereby authorizes all its employees to

receive the benefit improvements listed in set(s) _____ above pursuant to the terms and conditions contained in the applicable sections of the Tennessee Code and hereby agrees to accept the associated liability; and

WHEREAS, the recommended employer contribution rate effective July 1, 2002 including the above benefit improvements will be _____.

STATE OF TENNESSEE

COUNTY OF Loudon

I, Riley D. Wampler, clerk of the Loudon County Commission of
(Name of Governing Body)

LOUDON CO EMP, Tennessee do hereby certify that this is a true and

exact copy of the foregoing resolution that was approved and adopted at a meeting held on the 9th day of September, 2002, the original of which is on file in this office. I further certify that 10 members voted in favor of the resolution and that 0 members were present and voting.

IN WITNESS THEREOF, I have hereunto set my hand, and the seal of the LOUDON CO EMP.

Riley D. Wampler
As Clerk of the Board, as aforesaid

SEAL

M. SHANNON LITTLETON
ATTORNEY AT LAW

LENOIR CITY UTILITY BUILDING
200 DEPOT STREET
P.O. BOX 449
LENOIR CITY, TENNESSEE 37771
(865) 988-0753 VOICE
(865) 986-0605 FACSIMILE

September 5, 2002

Loudon County Commission
100 River Road
Loudon, Tennessee 37774

Dear Loudon County Commission:

As you may know, some officials from Lenoir City, LCUB, and other private interests met on September 4, 2002, with Ms. Tonia Reed from the U.S. Department of Commerce concerning an application for economic development grant money for a proposed water line extension on Highway 321. The City and LCUB appreciated the support for the project from some County Commissioners. However, Ms. Reed determined that it was unnecessary for Loudon County to be included on the application for the anticipated Economic Development Administration Grant.

Representatives of the City and LCUB were astonished when they became aware that some Loudon County Commissioners were so vehemently opposed to the opportunity to apply for free grant money for the development of our community. The subject resolution should have made it very clear that Loudon County would have no financial participation in this project. Paragraph 8 of this resolution stated:

Now, Therefore, Be It Resolved, that it is the desire of the Loudon County Commission to collaborate by making joint application for any available grant money with the City of Lenoir City in supporting the construction of certain water system improvements in the northern portion of Loudon County, for the purpose of stimulating future economic development of the area. Loudon County does not pledge any financial participation beyond making joint grant application with the City of Lenoir City.

Notwithstanding the above statements, the City and LCUB would appreciate any support given by the Loudon County Commission for the Highway 321 Water Line Extension Project and any other inter-local endeavors.

Sincerely,



M. Shannon Littleton

MSL:gm

c: LCUB Board Members
Mayor Brookshire
Kenneth Dutton, General Manager
Sam Stout, Manager, Gas, Water, and Wastewater Department