

LOUDON COUNTY COMMISSION

REGULAR MEETING

November 04, 2002

- (1) Public Hearing**
- (2) Opening Of Meeting**
- (3) Roll Call**
- (4) Agenda Adopted**
- (5) Minutes Adopted For October 07, 2002**
- (6) Audience Comments On Agenda Items
Exhibit A**
- (7) TNWM – Congressional Inquiry Approved**
- (8) Hospital Update**
- (9) CT Scanner Purchase Approved**
- (10) Ambulance Report**
- (11) County Clerk Liaison Committee Formed**
- (12) Budget Report**
- (13) Blue Tick Lane Rezoning Denied
Exhibit B**
- (14) Highway Budget Amendments Approved
Exhibit C**
- (15) Financial Statement Distributed**
- (16) West Broadway Baptist Church Lease Denied
Exhibit D**
- (17) Beer Board Appointment**
- (18) AOB Board Update**
- (19) Morton Road – Accept TDOT Grant Approved**
- (20) Capital Projects Notes Submitted
Exhibit E**
- (21) Attorney Sproul Updates On Pending Litigation**
- (22) Building Commission Report**
- (23) Notaries Approved**
- (24) Audience Comments On Non-Agenda Items**
- (25) Adjournment**

LOUDON COUNTY COMMISSION

STATE OF TENNESSEE
COUNTY OF LOUDON

PUBLIC HEARING
November 04, 2002
6:00 PM

(1) Public Hearing

1. Request rezoning of property located on Blue Tick Lane, 5th Legislative District, referenced by Tax Map 5, Parcel 6.00, from District A-1, Agricultural-Forestry District, to C-2, General Commercial District. Owner: Ken Spears [02-09-211-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 4th day of November, 2002.

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

Chief Deputy Tony Aikens opened Court, led the Pledge of Allegiance to the Flag of the United States of America, and Commissioner Shaver gave the invocation.

(3) Roll Call

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

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

(4) Agenda Adopted

Chairman Bledsoe requested the November 04, 2002 agenda be adopted.

The following changes were requested:

1. Executive Miller requested to roll Item 6A1 "Consideration of nominations for appointment to fulfill un-expired term of School Board member seat, 1st District, vacated by Louise Snow" because required public notification of this agenda item was not given.
2. Commissioner Shaver requested that item 6H1 "Discussion and possible consideration of offer of compromise settlement in case of William A. Hayes vs. Loudon County" be discussed at the November 18 workshop since agreement documents were not furnished in ample time for review. Commissioners Franke, Miller and Marcus verbally agreed with this request. After much discussion, a **motion** was made by **Commissioner Duff** with a second by **Commissioner Shaver** to defer this item for discussion to the next workshop. Upon voice vote the motion **Passed** unanimously.
3. Commissioner Franke requested that as Chair of Capital Projects Committee he give a report on the last meeting.

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

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

(5) Minutes Adopted For October 07, 2002

Chairman Bledsoe requested the October 07, 2002 County Commission Meeting minutes be approved and accepted.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Maples** to adopt minutes 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.

Mr. Paul Baird, Loudon County resident, came forward to speak in opposition of Item 6A5 "Consideration of authorizing County Executive's Assistant to attend and act as County Clerk for scheduled County Commission meetings" and requested that comments be part of the minutes.

Exhibit A

Ms. Aileen Longmire, Loudon County resident, came forward to speak in favor of Item 6A2 "Consideration of congressional inquiry for EPA to evaluate contaminated wastes at Tennessee Waste Movers, Inc. Demolition Landfill".

Mr. Charles Henderson, member and representative of West Broadway Baptist Church, came forward to speak in favor of Item 6E1 "Consideration of leasing property to West Broadway Baptist Church".

Mr. Dennis Brennan, nominee for 1st District School Board seat, came forward to request commissioners' support in appointing him to the School Board.

Mr. Joe Malloy, nominee for 1st District School Board seat, came forward to request commissioners' support in appointing him to the School Board.

(5 minute recess)

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

1. Consideration of requesting congressional inquiry for EPA to evaluate contaminated wastes at Tennessee Waste Movers, Inc. Demolition Landfill.

After much discussion, a **motion** was made by **Commissioner Miller** with a second by **Commissioner Meers** to accept this request.

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

(7)
TNWM –
Congressional
Inquiry
Approved

(8)
Hospital
Update

2. Fort Sanders Loudon Administrator, Dr. Alan Markowitz, gave a brief hospital update, stating that development plans are going well.

(9)
CT Scanner
Purchase
Approved

3. Consideration of permitting purchase of CT Scanner for Fort Sanders Loudon to apply towards the \$20,000,000 in contract agreement for new equipment and physician recruitment.

A **motion** was made by **Commissioner Duff** 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).**

(10)
Ambulance
Report

4. Executive Miller noted that there would be an Ambulance Committee recommendation at the next meeting and announced an invitation from the News Herald to attend their Grand Opening on November 14.

(11)
County Clerk
Liaison
Committee
Formed

5. Consideration of authorizing County Executive's Assistant to attend and act as County Clerk for scheduled County Commission meetings.

After much discussion, Executive Miller appointed a County Clerk Liaison Committee, consisting of Commissioner Franke (who will appoint one additional commissioner), Executive Miller, Attorney Sproul and County Clerk Wampler to study correct procedure that will comply with the law and make a recommendation at the December 02 meeting.

(12)
Budget Report

6. Executive Miller announced that all budget accounts are in order and amendments would later be explained by Mrs. Richesin.

(13)
Blue Tick Lane
Rezoning
Denied

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

1. Consideration of adopting a resolution to rezone property located on Blue Tick Lane, 5th Legislative District, referenced by Tax Map 5, Parcel 6.00, from District A-1, Agricultural-Forestry District, to C-2, General Commercial District. Owner: Ken Spears [02-211-RZ-CO].

A motion was made by Commissioner Duff with a second by Commissioner Shaver to deny this request.

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

Exhibit B

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

1. Highway Budget Amendments.

A motion was made by Commissioner Harold with a second by Commissioner Marcus to approve the budget amendments.

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

Exhibit C

Mrs. Richesin distributed quarterly report and September Financial Statement and stated that October is not yet available.

Commissioner Jenkins requested consideration of leasing property to West Broadway Baptist Church for additional parking space.

After much discussion a motion was made by Commissioner Jenkins with a second by Commissioner Shaver to adopt lease agreement between Loudon County and West Broadway Baptist Church for this request.

Upon roll call vote the following commissioners voted **Aye: Jenkins and Shaver: (2).**

The following commissioners voted **Nay: Marcus, Meers, Maples, Franke, Bledsoe, Duff, Harold and Miller: (8).**

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

Thereupon the chairman announced the motion **Failed: (2-8).**

Exhibit D

(5 minute recess)

A motion was made by Commissioner Maples with a second by Commissioner Harold to place Connie Sledzinski on the Loudon County Beer Board representing the 2nd District. Commissioner Jenkins stated that there was not a vacancy for the 2nd District on the Beer Board.

A motion was made by Commissioner Harold to amend the motion to *replace* Jeff Laughlin on the Beer Board, 2nd District, due to extenuating circumstances with a second by Commissioner Maples.

Commissioner Maples withdrew motion and second to amendment.

A motion was made by Commissioner Maples with a second by Commissioner Harold to withdraw incumbent's name (Jeff Laughlin) from the Beer Board and replace with Connie Sledzinski.

Upon roll call vote the following commissioners voted **Aye: Maples, Bledsoe, Duff and Harold: (4).**

The following commissioners voted **Nay: Marcus, Jenkins, Franke, Shaver and Miller: (5).**

The following commissioners **Passed: Meers: (1).**

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

Thereupon the chairman announced the motion **Failed: (4-5-1).**

Commissioner Shaver announced that the Adult Oriented Business Board has received and reviewed background checks and has another employee application to review.

A motion was made by Commissioner Franke to accept \$100,000 TDOT Safety Enhancement Grant for Morton Road and hire land appraiser and engineer designer for two (2) parcels, not to exceed \$10,000 with a second by Commissioner Harold.

A motion was made by Commissioner Jenkins to amend the motion to only hire a land appraiser to see if property can be acquired.

After much discussion, Commissioner Jenkins withdrew his motion.

Commissioner Franke withdrew his motion and made a **motion** to accept the TDOT Safety Enhancement Grant but to first obtain an appraisal of the property and report the findings to County Commission.

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).**

(20)
Capital
Projects Notes

Commissioner Franke submitted notes from the Capital Projects Committee to be submitted as part of the minutes.

Exhibit E

(21)
Attorney
Sproul
Updates On
Pending
Litigation

Loudon County Attorney, Harvey Sproul, gave updates on the following pending litigations:

1. In re: Conover vs. Loudon County – Insurance company settled.
2. In re: Tennessee Waste Movers vs. Loudon County – It will be several months before this is heard by Court of Appeals.
3. In re: Certificate of Need Fort Sanders Loudon – Baptist Hospital has until Wednesday, November 06 to appeal.

(22)
Building
Commission
Report

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

October

Permits issued:	57
Fees:	\$ 5,191.00
Estimated value:	\$ 4,269,000.00

(23)
Notaries
Approved

Angie Chambers requested consideration of approving the following Notary Applications:

Michael L. Payne	Kimberly E. Roof	Annette Pickel
Charlotte Ward	R. Sonnenfeldt	Shelia A. Everett
Melody Daniel Musick	Karen M. Ault	Toby J. Brewster
Connie C. Keen	Betty S. Kelley	

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

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

(24)
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. Wayne Gardin, Loudon County resident, came forward to state concerns regarding the Loudon County Beer Board appointments, the Morton Road project and mailings distributed by Commissioner Harold.

Ms. Pat Hunter, Loudon County resident, came forward to state concerns regarding the Solid Waste Director and Loudon County Solid Waste Disposal Commission's consideration of Mike Atkins working for both Loudon and Monroe Counties.

(25)
Adjournment

There being no further business, a **motion** being duly made and seconded, the November 04, 2002 meeting stood adjourned at 10:30 p.m.


CHAIRMAN

ATTEST:


COUNTY COURT CLERK


COUNTY EXECUTIVE

EXHIBIT A

Executive Miller, Chairman Bledsoe, Commissioners, Ladies and Gentlemen:

November 4, 2002

My name is Paul Baird, Coulter Shoals Subdivision Loudon County. I will speak to Item #5 on the Agenda, under the County Executive. Item A. 5. Consideration of authorizing County Executive's Assistant to attend and act as County Court Clerk for scheduled County Commission Meetings.

Ladies and Gentlemen, I am not an Attorney; but in my opinion a vote in favor of this proposal would be the same thing as telling the state Attorney General and the state legislature that Loudon County Commission will ignore state law if they don't like what it says; and they will write their own law. What you have been asked to do, by Executive Miller, is in conflict with State laws; I shall address five (5) below. As County Commissioners, do you pick and choose which state laws you will comply with; and which laws you will ignore?

State Code, TCA 18-6-104 Duties of clerk, states in part, "The county clerk, in addition to the duties prescribed by chapter 1 and 2 of this title, is required, as clerk to: (1) **Act as clerk of the county legislative body;**"

State Code, TCA 18-6-103, Certain boards of commissioners authorized to appoint own clerks, states in part, "(a) Notwithstanding the duties prescribed for the county clerk in chapter 1 and 2 of this title and the provisions of 18-6-101, 18-6-102 and 18-6-104, the Board of commissioners in any county with a population of six hundred thousand (600,000) or more is authorized to employ its own clerk to serve at its meetings and to employ its own clerical and administrative help reasonably necessary to take the minutes of its meetings and to transcribe such minutes, subject to the approval of the board of commissioners, as official records of the county." **Commissioners, it seems to me that you are a few hundred thousand short in population to do what Executive Miller is asking you to do.**

State Code, TCA 18-6-101, Election – Term of office – Clerk of county legislative body. This law states in part, "(c) **The county clerk shall be the clerk of the county legislative body.**" Note that the Code says the county clerk **SHALL BE THE CLERK OF THE COUNTY LEGISLATIVE BODY.** How can anyone possible not understand that statement?

State Code, TCA 18-6-112, Incompetency of clerk says in part, "(a) Whenever the county clerk is incompetent, because of interest or relationship, to do or perform any official act required by law to be done by the county clerk, it shall be lawful and is the duty of the county executive or appropriate judge to do and perform such act." Why is County Commission getting involved?

TCA 5-6-114, Powers and duties – Acting for clerk; which says, "When the county clerk is incompetent, because of interest or relationship, to do or perform any official act required by law to be done by the county clerk, it shall be lawful, and the duty of the county executive to do and perform that act."

RESOLUTION 110402-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 LOCATED ON BLUE TICK LANE, SITUATED IN THE FIFTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 5, PARCEL 6.00, FROM A-1, AGRICULTURE-FORESTRY 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 Loudon County Regional Planning Commission has forwarded its recommendation 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 September 23, 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 on Blue Tick Lane, situated in the Fifth Legislative District, referenced by Tax Map 5, Parcel 6.00, be rezoned from A-1, Agriculture-Forestry 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

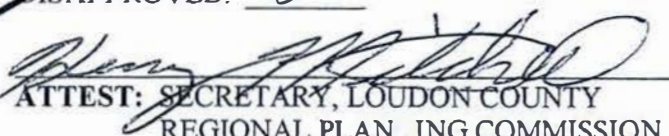
LOUDON COUNTY CHAIRMAN
DATE: _____

APPROVED: LOUDON COUNTY EXECUTIVE

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

APPROVED: 0

DISAPPROVED: 8


ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION
Dated: October 15, 2002

FILE #02-09-211-RZ-CO

DENIED

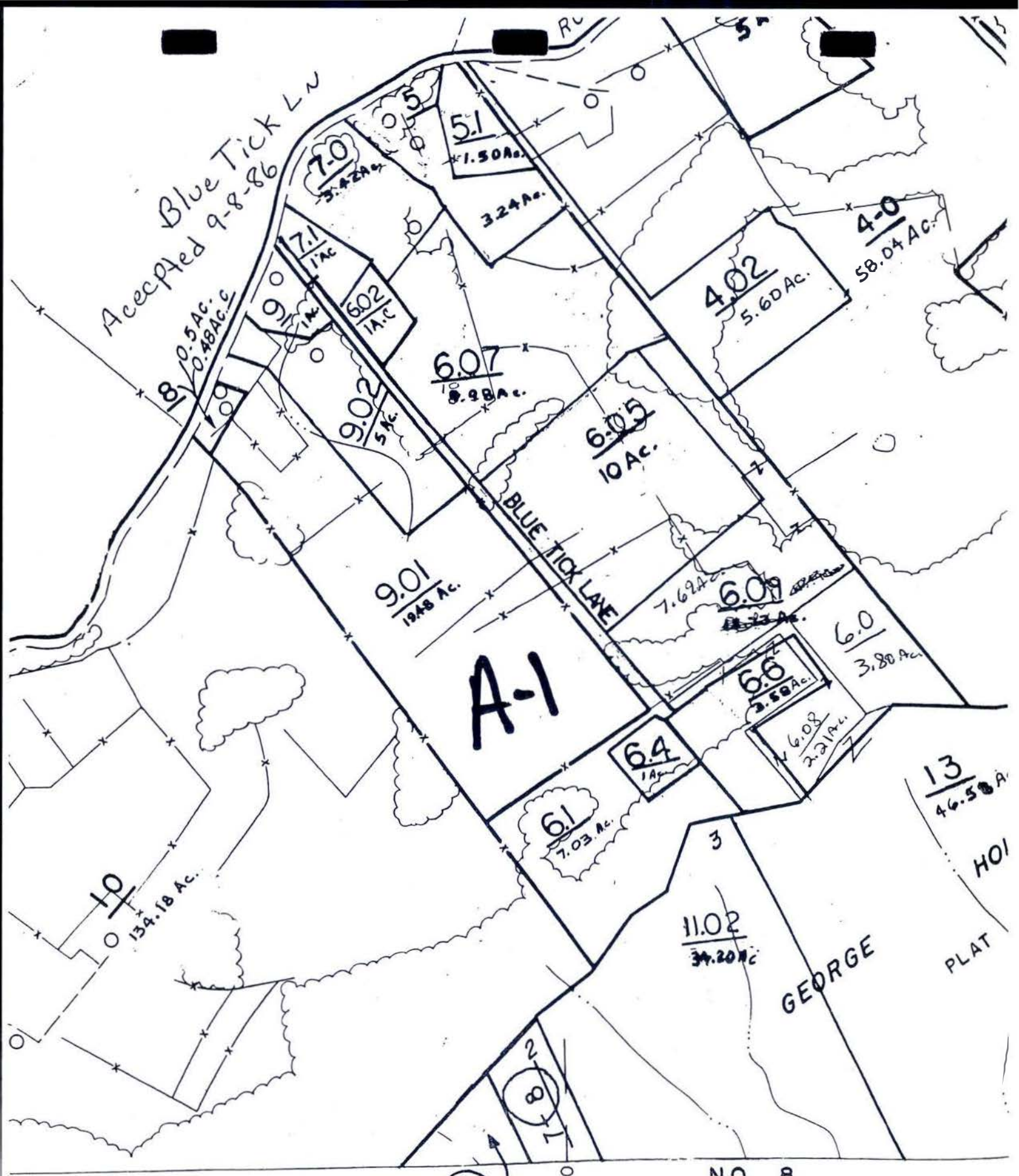


EXHIBIT C

LOUDON COUNTY HIGHWAY DEPARTMENT

BUDGET AMENDMENTS

OCTOBER 21, 2002

<u>ACCOUNT NO. 131</u>	<u>DB</u>	<u>CR.</u>
39000 Fund Balance	21,750.00	
62000-321 Engineering Fee		6,000.00
62000-409 Crushed Stone		10,000.00
65000-307 Communication		500.00
65000-506 Liability Insurance		4,750.00
66000-208 Dental Insurance		500.00



Don Palmer
Commissioner of Highways
Loudon County Highway Department

EXHIBIT D

LEASE

THIS LEASE, made and entered into this ____ day of _____ 2002, by and between **LOUDON COUNTY**, a political subdivision of the State of Tennessee, hereinafter called "Lessor" and the **WEST BROADWAY BAPTIST CHURCH OF LENOIR CITY, TENNESSEE**, hereinafter called "Lessee";

WITNESSETH:

WHEREAS, Loudon County is the owner of a property formerly owned and occupied by the Tennessee National Guard, hereinafter known as the "armory" property, located at 1203 West Broadway in Lenoir City, described more fully in quitclaim deed dated September 6, 1996, and recorded in Deed Book 228, page 472 in the Register's Office for Loudon County, Tennessee and shown on Loudon County Tax Map 029D, Group A, Parcel 1, and

WHEREAS, Loudon County acquired the armory property for the purpose of relocating the county's maintenance operations, which now occupies the main physical plant, and whereas much of the 4.36-acre site remains in a wooded or otherwise undeveloped state, and

WHEREAS, the armory property lies immediately east of West Broadway Baptist Church property, located at 1451 West Broadway and identified as Tax Parcels 2,3,4, and 6, on Map 029D in the Property Assessor's Office for Loudon County, Tennessee, and

WHEREAS, the Church, being landlocked by Highway 11 to the south, Browder Hollow Road to the west, and County-owned property to the east, has need of additional space to provide additional parking and better access to their facilities, and

WHEREAS, it is possible that the county may have a use for the property in the future, but that the use of the County property would be of benefit to the Church in the meantime, and

WHEREAS, under the circumstances, the County Commission desires to help the Church, which is involved in, and is helping the community, and is agreeable to leasing the property shown on the Exhibit "A" attached hereto and made a part hereof, to the Church.

NOW, THEREFORE in consideration of the premises, Lessor hereby leases the property shown on the Exhibit "A" attached hereto and made a part hereof, consisting of a 75' x 245' strip of land on the southwest portion of the Lessor's property, to Lessee under the terms and conditions of this lease, and Lessee specifically covenants and agrees with Lessor as follows:

DENIED

1. That it will keep proper maintenance of said property and keep the premises presentable and in good state of repair.
2. That it will assure that the premises are not used illegally in any way.
3. That it will pay all expenses incurred on said premises during the term of this lease.
4. That it will make the leased property reasonably available for the use by the County on a temporary basis if the need should arise, for reasonable public purposes, occasions and events.
5. That Lessee agrees to safeguard and indemnify Lessor from any liability growing out of any accidents or incidents that may happen in the use of said property by Lessee, or in the use of the property by those authorized by Lessee, it being understood, however, that Lessor will remain responsible for the negligence of any of its officials, employees, and/or agents that might arise out of the use of the premises by the County.

IT IS FURTHER AGREED:

6. The rental for said property is One Dollar (\$1.00) per year, which shall be paid in advance, the receipt of which is hereby acknowledged.
7. This lease is for a period of ten (10) years from the date of this instrument. Lessor shall notify Lessee of the impending expiration of the term no less than ninety (90) days prior to the expiration of the lease. During the ninety (90) day period, if Lessee desires to renew the lease for an additional lease term, the parties shall evaluate the desirability of renewing the lease for a new term of ten (10) years. In the event Lessor fails to give the ninety (90) day notice, the lease shall be renewed for successive additional one (1) year terms until Lessor gives the appropriate ninety (90) day notice prior to the end of a succeeding one (1) year term.
8. Lessor's use of the property may include certain alterations for the purpose of access and parking, to be limited to clearing, grading, and paving. Permanent structures of any kind will not be permitted.
9. If, after the initial ten (10) year lease period, or at the conclusion of any subsequent lease extension, the Lessee or Lessor chooses not to renew the lease under the procedures described above, the Lessor may require that the Lessee restore said property to its original contour (assuming the contour has been altered) at Lessee's expense.
10. If Lessor should at any time declare the armory property to be surplus for the purpose of offering for sale, Lessor will offer each parcel separately at public

auction, allowing Lessee the opportunity to bid on the leased parcel and possibly the larger parcel.

11. Lessor may assume or retake possession of the lease property due to Lessee's failure to properly maintain said property, for the allowance of undesirable activity on the property, or upon Lessee's failure to comply with the lease agreement, or in the event that Lessee shall become inactive as an organization; provided, that lessee shall first receive notice from Lessor in writing of any default, and shall have sixty (60) days within which to correct any deficiencies.
12. In connection with enforcing the performances of any of the provisions of this agreement, Lessee agrees to pay all costs and expenses, including but not limited to, reasonable attorney's and consultants' fees, incurred by Lessor.
13. Lessor shall have no duty to maintains said property during the term of this lease
14. This lease agreement may be amended only by mutual consent in writing.
15. This lease is not assignable by Lessee in any way without written consent of Lessor.

IN WITNESS WHEREOF the parties have executed this agreement in duplicate, each copy being an original, on the day and date first above written.

LESSOR:
LOUDON COUNTY, TENNESSEE

BY: _____
County Executive

LESSEE:
WEST BROAD BAPTIST CHURCH
OF LENOIR CITY, TENNESSEE

BY: _____

STATE OF TENNESSEE

COUNTY OF LOUDON

Before me the undersigned authority, a Notary Public in and for said county and State aforesaid, personally appeared _____ with whom I am personally acquainted or proved to me on the basis of satisfactory evidence and who, upon oath acknowledged himself to be the County Executive of LOUDON COUNTY, TENNESSEE, the within named bargainor, a political subdivision of the State of Tennessee, and that he as such COUNTY EXECUTIVE being authorized to do so, executed the foregoing instrument for purposes therein contained, by signing the named of the political subdivision by himself as such County Executive.

Witness my hand and seal at office, this 30th day of _____ 2002
_____, Notary Public

My Commission Expires: _____

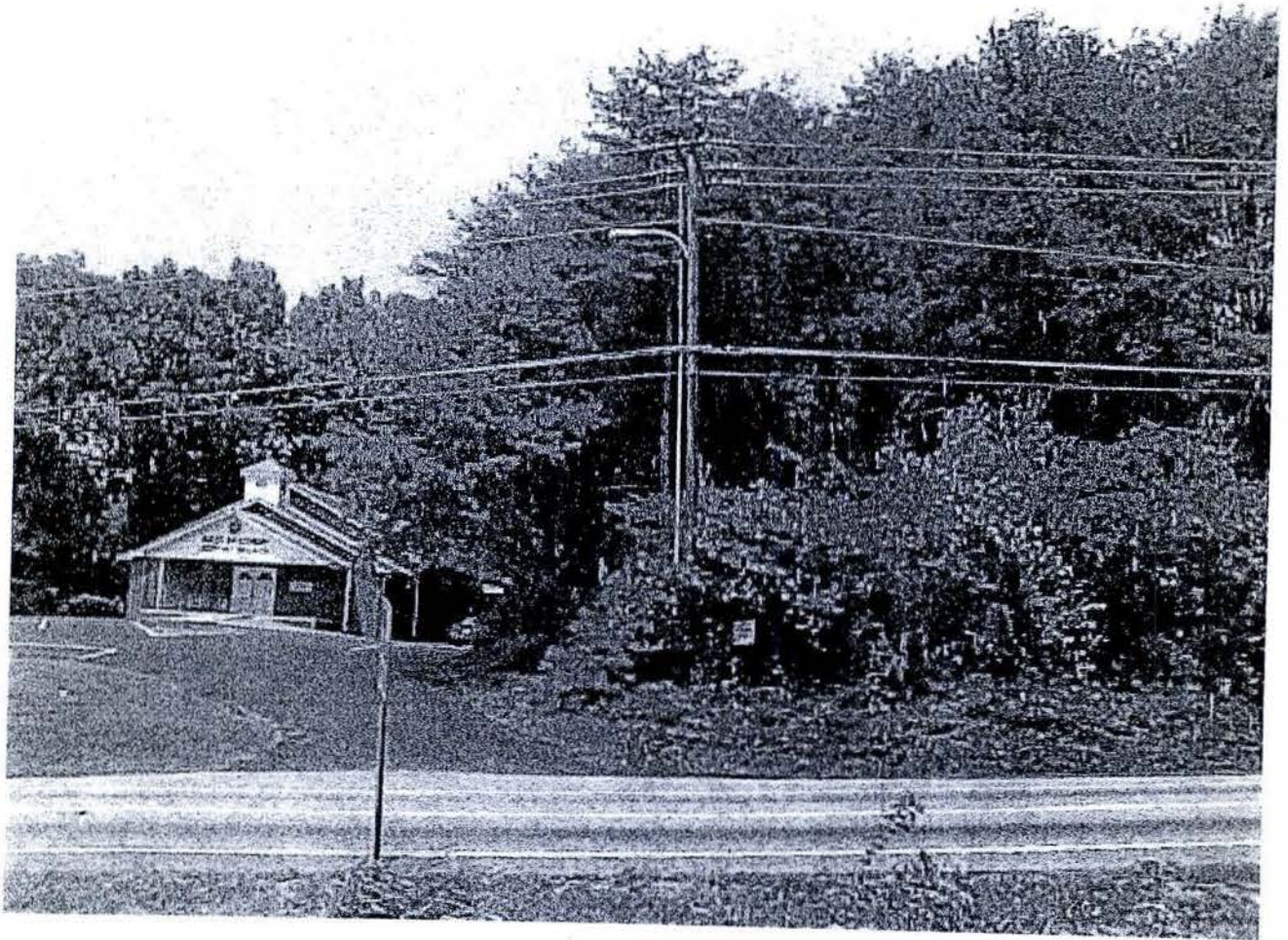
STATE OF TENNESSEE

COUNTY OF LOUDON

Before me the undersigned authority, a Notary Public in a for said County and State aforesaid, personally appeared _____ and _____ with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence and who upon oath acknowledged themselves to be the _____ and _____ of WEST BROADWAY BAPTIST CHURCH OF LENOIR CITY, TENNESSEE, the within named bargainor, a non-profit religious organization and that they as such officers, being authorized to do so executed the foregoing instrument for the purpose therein contained, by signing the named of the corporation by themselves as such officers.

Witness my hand and seal at office, this ____ day of _____ 2002.
_____, Notary Public

My Commission Expires: _____



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9/16/02

EXHIBIT E

Capital Projects Committee Report To The Loudon County Commission November 4, 2002

The Loudon County Capital Projects Committee met on October 21st, 2002

1. Several items of importance were discussed, one of which was the Morton Road Project, which I will discuss in more detail in a moment.
2. The need for a county facilities preventive maintenance plan was discussed, covering areas of HVAC systems in county buildings, roofs, parking areas, future replacement of existing facilities.
3. Another area discussed was a county facilities utilization study, (i.e. are we effectively utilizing all of the space we currently have available) included in this could also be the future utilization or disposition of the future vacant hospital building.
4. The above items are for continued discussion and or initiation of projects and or committees. The one exception to that is that the committee is submitting the following recommendation to the full Commission.

The Capital Projects Committee recommends that we engage the services of an Engineering Firm for design and cost estimates to include land appraisal, for the purpose of making the railroad/road crossing on Morton Road safe for our School Busses and auto traffic. Engineering Firm bid/cost not to exceed \$10,000.00

Currently this crossing does not meet the Federal Highway Administration sight distance criteria. Additionally the TDOT Railway Safety inspector highly recommended straightening Morton Road where it crosses the tracks.

This concludes my report.

Robert Franke
Interim Committee Chair