

**LOUDON COUNTY COMMISSION**

**REGULAR MEETING**

**April 04, 2005**

- |      |   |                            |
|------|---|----------------------------|
| (1)  | Public Hearing                              |                            |
| (2)  | Opening Of Meeting                          |                            |
| (3)  | Roll Call                                   |                            |
| (4)  | Agenda Adopted                              |                            |
| (5)  | Minutes for March 07, 2005 Approved         |                            |
| (6)  | Comments: Agenda Items                      |                            |
| (7)  | Annexation Resolution Adopted               | <u>Resolution 040405-A</u> |
| (8)  | Excise Tax Resolution Adopted               | <u>Resolution 040405-B</u> |
| (9)  | Solid Waste Reappointments Approved         | <u>Resolution 040405-C</u> |
| (10) | Post Office Resolution Adopted              | <u>Resolution 040405-D</u> |
| (11) | E. Lee Highway Rezoning Resolution Deferred |                            |
| (12) | Windridge Road Rezoning Resolution Adopted  | <u>Resolution 040405-E</u> |
| (13) | Shaw Ferry Road/ Hwy 11 Statement           | <u>Exhibit F</u>           |
| (14) | Bottle Bill Resolution Adopted              | <u>Resolution 040405-G</u> |
| (15) | Planned Unit Development Resolution Adopted | <u>Resolution 040405-H</u> |
| (16) | KLCB Funding Tabled                         |                            |
| (17) | Board of Education Amendments Approved      | <u>Exhibit I</u>           |
| (18) | Senior Citizens Amendments Approved         | <u>Exhibit J</u>           |
| (19) | Highway 70 County Offer Rejected            |                            |
| (20) | Attorney Report                             |                            |
| (21) | Notaries Approved                           |                            |
| (22) | Comments: Non-Agenda Items                  |                            |
| (23) | Adjournment                                 |                            |

**LOUDON COUNTY COMMISSION  
STATE OF TENNESSEE  
COUNTY OF LOUDON**

**April 04, 2005  
6:00 PM**

**PUBLIC HEARING**

**(1)  
Public  
Hearing**

1. Request consideration of approval of rezoning approximately 5.75 acres of property located at 12600 East Lee Highway, from A-2, Rural Residential District, to C-2, General Commercial District, referenced by Tax Map 25, Parcel 221.00, 1<sup>st</sup> Legislative District.  
Mark and Mike Shubert, property owners, came forward to speak in favor of rezoning request and submitted access road plans as requested at prior workshop meeting.  
Robert Lineham, adjoining property owner, came forward to speak in opposition of this rezoning request.
2. Request consideration of approval of rezoning approximately 5.25 acres of property located on Windridge Road in Leeper's Crossing, 2.3 acres from A-1/R-E, Agriculture Forestry District and 3.2 acres from A-2/R-E, Rural Residential District with Single Family Exclusive Overlay, to R-1/R-E, Suburban Residential District with Single Family Exclusive Overlay, referenced by Tax Map 36, Parcel 42.00 and Tax Map 36C, Parcels 5.00, 6.00 and 7.00, 3<sup>rd</sup> Legislative District.  
No one came forward to speak.
3. Request consideration of road abandonment of portion of Old Buttermilk Road, located adjacent to Parcel 41.00 of Tax Map 6, 5<sup>th</sup> Legislative District.  
Karen Harper, adjoining property owner, came forward to speak in opposition of this road abandonment.

**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 4<sup>th</sup> day of April, 2005.

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

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

**(3)  
Roll Call**

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

The flowing Commissioners were absent: **(0).**

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

**(4)  
Agenda  
Adopted**

**Chairman Bledsoe** requested that the April 04, 2005 agenda be adopted.

**Commissioner Shaver** requested that Item 6B3, "*Consideration of adopting a resolution abandoning a portion of Old Buttermilk Road, located adjacent to Parcel 41.00 of Tax Map 6, 5<sup>th</sup> Legislative District*" be deferred to the Planning Commission for further clarification.

**Mayor Miller** requested that "*A resolution supporting the construction of a new United States Postal Service facility serving Lenoir City and surrounding Loudon County areas*" be added to the agenda.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Maples** to adopt agenda with requested additions and deletions.

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



(5)  
Minutes for  
March 07,  
2005  
Approved

**Chairman Bledsoe** requested the March 07, 2005 County Commission Meeting minutes be approved and accepted.  
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Meers** to adopt minutes as presented.  
Upon voice vote the motion **Passed** unanimously.

(6)  
Comments:  
Agenda  
Items

**Chairman Bledsoe** asked for any visitor wishing to address the Commission regarding items on the planned agenda to come forward.  
**Monty Ross**, Keep Loudon County Beautiful Chairperson, came forward to speak in favor of KLCB retaining education portion of the litter grant.  
**Pat Hunter**, Loudon County resident, came forward to request that the annexation resolution be read allowed and stated that the convenience centers have greatly improved, but litter is still a problem.  
**Sharon Addison**, Loudon County resident, came forward to state that she received the April agenda and appreciated Commissioner Miller and Pat Phillips' efforts to revise the five year strategic plan.

*Chairman Bledsoe called for Executive Session at 7:06 pm.  
Commission returned from Executive Session at 8:00 pm.*

(7)  
Annexation  
Resolution  
Adopted

**County Mayor Miller** requested discussion and possible action on the following items:  
1. Consideration of adopting a resolution and interlocal agreement between Loudon County, Tennessee and Lenoir City, Tennessee regarding Lenoir City, Tennessee annexations.  
A **motion** was made by **Commissioner Maples** with a second by **Commissioner Jenkins** to adopt this resolution.  
Upon voice vote the motion **Passed** unanimously.  
**Resolution 040405-A**

(8)  
Excise Tax  
Resolution  
Adopted

2. Consideration of adopting a resolution enabling authority to provide for counties to adopt an excise tax.  
A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Meers** to adopt this resolution.  
Upon voice vote the motion **Passed 8 – 2 (Shaver and Miller voting nay)**.  
**Resolution 040405-B**

(9)  
Solid Waste  
Reappoint-  
ments  
Approved

3. Consideration of adopting a resolution reappointing members to the Loudon County Solid Waste Disposal Commission.  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Miller** to adopt this resolution.  
Upon voice vote the motion **Passed** unanimously.  
**Resolution 040405-C**

(10)  
Post Office  
Resolution  
Adopted

4. Consideration of adopting a resolution supporting the construction of a new United States Postal Service facility serving Lenoir City and surrounding Loudon County areas.  
A **motion** was made by **Commissioner Maples** with a second by **Commissioner Harold** to adopt this resolution.  
Upon voice vote the motion **Passed** unanimously.  
**Resolution 040405-D**

(11)  
E. Lee  
Highway  
Rezoning  
Resolution  
Deferred

**Russ Newman, Loudon County Planning & Community Development**, requested discussion and possible action on the following items:  
1. Consideration of adopting a resolution rezoning approximately 5.75 acres of property located at 12600 East Lee Highway, from A-2, Rural Residential District, to C-2, General Commercial District, referenced by Tax Map 25, Parcel 221.00, 1<sup>st</sup> Legislative District.  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Marcus** to deny this resolution. After much discussion, motion and second were withdrawn.  
A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Meers** to send item back to Planning Commission with alternates for reconsideration.  
Upon voice vote the motion **Passed** unanimously.



(12)  
**Windridge  
Road  
Rezoning  
Resolution  
Adopted**

2. Consideration of adopting a resolution rezoning approximately 5.25 acres of property located on Windridge Road I Leeper's Crossing, 2.3 acres from A-1/R-E, Agriculture-Forestry District and 3.2 acres from A-2/R-E, Rural Residential District with Single Family Exclusive Overlay, to R-1/R-E, Suburban Residential District with Single Family Exclusive Overlay, referenced by Tax Map 36, Parcel 42.00 and Tax Map 36C, Parcels 5.00, 6.00 and 7.00, 3<sup>rd</sup> Legislative District.

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

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

**Resolution 040405-E**

(13)  
**Shaw Ferry  
Road/ Hwy  
11 Statement**

**Commissioner Harold** read a statement regarding Shaw Ferry Road and Highway 11 and submitted copy to be filed as part of the minutes.

**Commissioner Shaver** stated that he still supports Shaw Ferry Road and Highway 11 improvements.

**Exhibit F**

(14)  
**Bottle Bill  
Resolution  
Adopted**

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to adopt a resolution supporting SB1240/HB1578 "Bottle Bill".

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

**Resolution 040405-G**

(15)  
**Planned Unit  
Development  
Resolution  
Adopted**

**Commissioner Shaver** requested discussion and possible action on the following items:

1. Consideration of adopting a resolution requesting Loudon County Planning Commission to amend the Loudon County Zoning Resolution, Article 4, Section 4.080 "Planned Unit Development Regulations".

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

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

**Resolution 040405-H**

(16)  
**KLCB  
Funding  
Tabled**

2. Discussion of contract with Keep Loudon County Beautiful, Inc. regarding education portion of TDOT litter grant.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Jenkins** to cease contract with KLCB, Inc. for the remaining of the fiscal year and allow Rick Watson to disburse remaining monies with emphasis on Greenback and to allow KLCB, Inc. to reapply next fiscal year.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Harold** to table to workshop for further discussion.

Upon roll call vote the following Commissioners voted **Aye: Meers, Franke, Bledsoe, Duff, Harold and Miller: (6)**.

The following Commissioners voted **Nay: Marcus, Jenkins, Maples and Shaver: (4)**.

Thereupon the Chairman announced the motion **Passed: (6-4)**.

**Tracy Blair, Loudon County Director of Budgets and Accounts**, requested discussion and possible action on the following items:

1. Consideration of approving budget amendments for the Board of Education budget.

A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Maples** to approve these budget amendments.

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)**.

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

**Exhibit I**

(18)  
**Senior  
Citizens  
Amendments  
Approved**

2. Consideration of approving budget amendments for the Senior Citizens Center budget.

A **motion** was made by **Commissioner Maples** with a second by **Commissioner Franke** to approve these budget amendments.

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)**.

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

**Exhibit J**



**Harvey Sproul, Loudon County Attorney**, requested discussion and possible action on the following items:

(19)  
**Highway 70  
County Offer  
Rejected**

1. Consideration of counter proposal from Wright Brothers Construction Company.  
A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Franke** to reject counter offer.

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).**

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

(20)  
**Attorney  
Report**

2. Attorney Sproul reported on Glennard Harrington vs. Loudon County Board of Zoning Appeals and others; City of Lenoir City's appeal on Mayor Miller's Hotchkiss Valley water decision; and confirmed that it is not legal to prohibit sale of *cold* beer.

(21)  
**Notaries  
Approved**

A **motion** was made by **Commissioner Meers** with a second by **Commissioner Shaver** to approve bonds for Barbara Annette White, Debbie Jean Daub and Evelyn Bernice Parris and notaries for Barbara Annette White, Mindy Michelle Duncan, Janet R. Jones, Jody G. Russell, Katelyn Elise Brown, Vivan L. Moser, Vicki Ruth Strange, K. Marie Hodge, Verlin Edward Moser, Kelly P. Simpson, Evelyn Bernice Parris, Alejandro Samano, Chelsea Grace Shanahan, Robin C. Hill, Charles H. Stevens, Jr., Katherine M. Turbyfill, Paula Jeanine Ryan and Mike Frank.

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

(22)  
**Comments:  
Non-Agenda  
Items**

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

**Mayor Miller** stated that the 2004 TRDA financial report was distributed prior to Commission meeting.

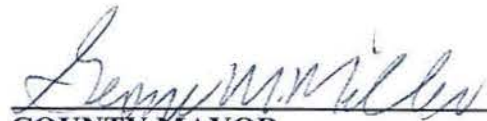
(23)  
**Adjournment**

There being no further business, a **motion** being duly made and seconded, the April 04, 2005 meeting stood adjourned at 9:16 p.m.

  
\_\_\_\_\_  
**CHAIRMAN**

**ATTEST:**

  
\_\_\_\_\_  
**COUNTY CLERK**

  
\_\_\_\_\_  
**COUNTY MAYOR**



**Loudon County Resolution No. 040405-A**

**City of Lenoir City Resolution No. 2005-4-11-1678A**

**A RESOLUTION AND INTERLOCAL AGREEMENT BETWEEN LOUDON COUNTY,  
TENNESSEE AND LENOIR CITY, TENNESSEE REGARDING  
LENOIR CITY, TENNESSEE ANNEXATIONS**

**WHEREAS**, Lenoir City, Tennessee approved the annexation of approximately 40 parcels of property on November 24, 2003; and

**WHEREAS**, Loudon County, Tennessee challenged said annexation by declaratory judgment action filed in the Chancery Court of Loudon County, Tennessee, civil action number 10456; and

**WHEREAS**, Lenoir City, Tennessee and Loudon County, Tennessee have worked together to resolve the issues in the said declaratory judgment action and to provide for future annexations by Lenoir City, Tennessee.

**NOW, THEREFORE, BE IT RESOLVED AND AGREED**, by both Loudon County, Tennessee and Lenoir City, Tennessee that the declaratory judgment action referenced above be dismissed and future annexations by Lenoir City, Tennessee be governed by the following terms and conditions:

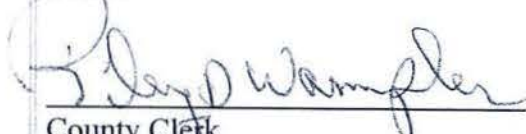
1. The Urban and Planned Growth Boundaries as agreed upon and approved by the Tennessee State Planning Advisory Committee on June 28, 2000 are hereby confirmed and ratified; and
2. The November 24, 2003 annexation of Lenoir City, Tennessee by Ordinance Number 2003-11-24-1582A, including approximately 40 parcels within the Lenoir City Urban Growth Area located along Highway 321 North shall remain in full force and effect; and
3. All future parcels of property to be included for annexation(s) by Lenoir City, Tennessee shall be located within the Urban and Planned Growth Boundaries referenced above and shall be annexed by request of the parcel property owner(s), or by their consent to annexation, without regard to subject property's contiguous nature to the actual city limits of Lenoir City, Tennessee, then in effect at the time of the annexation. In all other respects future annexations by Lenoir City shall comply with Tennessee Public Chapter 1101; and
4. Both governing bodies for Lenoir City, Tennessee and Loudon County, Tennessee agree to cooperate and provide necessary information upon request regarding annexations by the 911 dispatch office to such office for efforts to minimize appropriate responding information confusion; and
5. Any property parcels requesting annexation by Lenoir City which are located outside of the Urban and Planned Growth Boundaries referenced above shall be written request to be approved first by Loudon County Commission, and then secondarily approved by Lenoir City Council in order to be annexed; and
6. This resolution and interlocal agreement shall remain in effect for the duration of the Public Chapter 1101 Growth Plan approved by the state and local government planning advisory planning committee of June 28, 2000, and any subsequent amendments or modifications thereto, or until such time as both parties hereto agree cooperatively to repeal, alter, amend or disregard this agreement; and

7. Upon the adoption of this resolution and interlocal agreement by each of the governing bodies, the litigation between the parties and the Chancery Court for Loudon County, Tennessee, civil action number 10456 shall be dismissed by agreed order, taxing costs equally to both parties; and

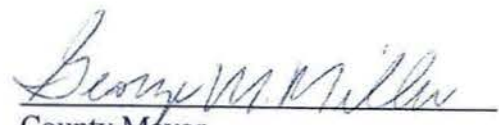
**BE IT FINALLY RESOLVED**, that this resolution and interlocal agreement shall take effect as of the date of acceptance by both the County Commission of Loudon County, Tennessee and the City Council of Lenoir City, Tennessee, the public welfare requiring it.

Passed on this 4<sup>th</sup> day of April, 2005.

Attest:

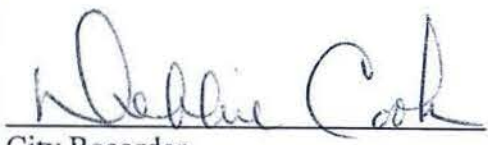
  
County Clerk

  
County Chairman

  
County Mayor

Introduced, read and passed on this 11<sup>th</sup> day of April 2005.

  
City Mayor

  
City Recorder



Resolution 040405-B

**Resolution Enabling Authority To Provide For Counties To Adopt An Excise Tax**


*Whereas*, many Tennessee counties continue to experience dramatic growth necessitating the need for construction of infrastructure improvements and other expenditures related to growth; and

*Whereas*, insufficient revenue is derived from real property taxes to provide the needed infrastructure and meet other necessary expenditures without substantial increases in the real property tax rate; and

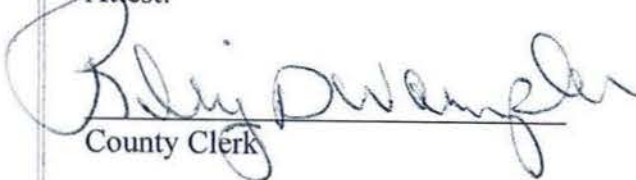
*Whereas*, counties feel that Tennessee should adopt enabling legislation that would permit counties to adopt an Excise Tax based on the Washington State Tax providing for  $\frac{1}{4}$  of 1% on each sale of real property; and

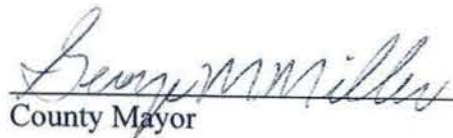
*Whereas*, an Excise Tax would provide for a recurring source of revenue, is broad based with a small increment and is less likely to be affected by short term downturns in the economy than development taxes or impact fees.

*Now Therefore, Be It Resolved*, that the Loudon County Commission, meeting in regular session on this 4<sup>th</sup> day of April, 2005, does hereby respectfully request the Tennessee General Assembly enact enabling authority to provide for counties to adopt and Excise Tax based on the Washington State Excise tax providing for at least  $\frac{1}{4}$  of 1% on each sale of real property going to the county with local government eligibility to be contingent on a test associated with demonstrated rapid growth patterns.

  
County Chairman

Attest:

  
County Clerk

  
County Mayor



**LOUDON COUNTY COMMISSION**

**RESOLUTION 040405-C**

**RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR  
COMMITTEE APPOINTMENT BY COUNTY MAYOR**

*WHEREAS*, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Mayor 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 Mayor appoints the following as a member of the

**LOUDON COUNTY SOLID  
WASTE DISPOSAL COMMISSION**

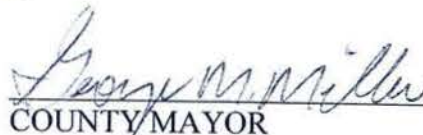
<u>Appointee</u>	<u>Term Expiration</u>
<b><u>Panel A</u></b>	
Ted Sitzlar	March 2011
<b><u>Panel B</u></b>	
John D. Watkins	March 2009
Bill Waldrop	March 2009

*NOW, THEREFORE, BE IT RESOLVED* that the Loudon County Commission meeting in regular session assembled this 4<sup>th</sup> day of April, 2005 hereby approves and acknowledges (as appropriate), the said appointment.

  
COUNTY CHAIRMAN

ATTEST:

  
COUNTY CLERK

  
COUNTY MAYOR

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

<u>Appointee</u>	<u>Term Expiration</u>
<b><u>Panel A</u></b>	
Robert Phillips (Lenoir City)	March 2011
Robert Harrison (Loudon)	March 2011
<b><u>Panel C</u></b>	
Aprell Patterson	March 2007
Steve Field	March 2007



Resolution 040405-D

**A RESOLUTION SUPPORTING THE CONSTRUCTION OF A NEW  
UNITED STATES POSTAL SERVICE FACILITY SERVING LENOIR  
CITY AND SURROUNDING LOUDON COUNTY AREAS**

**WHEREAS**, the United States Postal Service facility, located at 217 E. Broadway and serving Lenoir City and portions of northern Loudon County and West Knox County was constructed in 1938; and

**WHEREAS**, between 1940 and 2003, Loudon County experienced a 110% increase in population growing from 19,838 to 41,624, and

**WHEREAS**, Loudon County's population is projected to increase by 24% over the next 10 years, most of the increase centered in the area served by the Lenoir City Post Office, and within the next 2 years an addition 4-5 routes will be added to handle new residential and nonresidential growth, and

**WHEREAS**, demand for postal services has increased steadily, this is best reflected in the volume of material handled through the Lenoir City facility. Since 2002, DPS letters have increased by 16%, flat volume by 38% and parcel volume by 54%, and

**WHEREAS**, increases in population and demand for USPS services further contribute to the facility's deficient conditions, this is readily apparent with respect to overcrowded floor space for processing of the present volume of mail service in the current 5,000 sq. ft. facility, and

**WHEREAS**, customer accessibility is restricted with the absence of off-street parking and handicapped parking and congestion caused by vehicles using the drop off mail boxes located on Hill Street and substandard on-street parking along Broadway (U.S. Highway 11), and

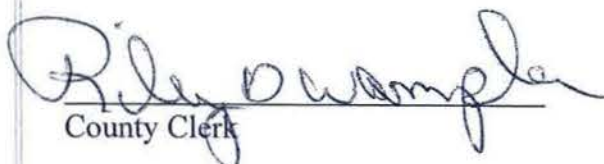
**WHEREAS**, expansion of the current facility is not considered a viable option given the limited land area for facility expansion as well as inadequacies for parking.

**NOW, THEREFORE, BE IT RESOLVED**, by the Loudon County Commission, assembled on this the 4<sup>th</sup> day of April 2005, the commission does hereby support and encourage the United States Postal Service to provide funding in the next fiscal year budget for the construction of a new facility to serve Lenoir City and the northern and eastern portions of Loudon County, Tennessee.

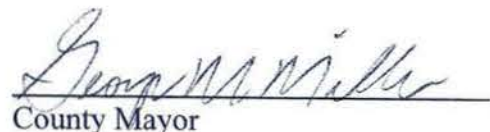
**BE IT FINALLY RESOLVED**, that this resolution shall take effect immediately the public welfare and safety requiring it.

Passed this the 4<sup>th</sup> day of April 2005.

Attest:

  
County Clerk

  
County Chairman

  
County Mayor



# Resolution 040405-E

## RESOLUTION

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, §13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY CONTAINING APPROXIMATELY 5.25 ACRES, LOCATED ON WINDRIDGE ROAD IN LEEPER'S CROSSING, SITUATED IN THE THIRD LEGISLATIVE DISTRICT, 2.3 ACRES FROM A-1/R-E, AGRICULTURE-FORESTRY DISTRICT WITH SINGLE FAMILY OVERLAY DISTRICT AND 3.2 ACRES FROM A-2/R-E, SUBURBAN RESIDENTIAL DISTRICT WITH SINGLE FAMILY EXCLUSIVE OVERLAY DISTRICT, TO R-1/R-E SUBURBAN RESIDENTIAL DISTRICT WITH SINGLE FAMILY EXCLUSIVE OVERLAY DISTRICT. REFERENCED BY TAX MAP 36, PARCEL 42.00 AND TAX MAP 36C, PARCELS 5.00, 6.00 & 7.00,

WHEREAS, the Loudon County Commission, in accordance with Chapter Four, §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 March 7-8, 2004, consistent with the provisions of Tennessee Code Annotated, §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 Windridge Road in Leeper's Crossing, 2.3 acres, Tax Map 36, Parcel 42.00 from A-1/R-E, Agriculture Forestry District and 3.2 acres, Tax Map 36C, Parcels 5.00, 6.00 & 7.00, from A-2/R-E, Rural Residential District with Single Family Exclusive Overlay, to R-1/R-E, Suburban Residential District with Single Family Exclusive Overlay

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

  
ATTEST  
  
APPROVED: LOUDON COUNTY MAYOR

  
LOUDON COUNTY CHAIRMAN  
DATE: 04/04/05

The votes 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: March 15, 2005

FILE #05-02-43-RZ-CO



## Exhibit F

### *Loudon County Commission 4-4-05*

#### **Shaw Ferry Road /Hwy US 11 Intersection**

Mr. Chairman this chart shows the accident record for eighteen years.

It clearly shows a drastic reduction in the number of accidents from thirteen in 1989 to one in 2003 with three in 2004 of which **two** were caused by drivers running through the stop sign.

The accomplished reductions have occurred with increases in traffic.

The results of the implemented changes and improvements are clearly identifiable.

None of the three in 2004 are contributable to deficiencies in the intersection structure or obstructions prohibiting visibility.

Mr. Chairman improvements have been contributed in several ways and by several groups.

In December 1995 Loudon County entered into a contract with the Tennessee Department of Transportation and implemented a safety improvement grant for the East Side of Hwy11 at Shaw Ferry Road.

There still remained obstructions to drivers sight distance, both Hwy 11 and on Shaw Ferry Road. Stop signs were not visible to approaching drivers. Approach warning signs were non existent. Shaw Ferry traffic sight vision was obstructed by highway markers and other miscellaneous objects. Highway driver's sight vision was restricted for Shaw Ferry's approaching traffic.

Signage for the Hwy 11 approaches by Shaw Ferry drivers was virtually none existent. Stop Signs were not visible to approaching traffic.

TDOT Signage and Marking's Supervisor came in September 1998 to this intersection and relocated his signs and provided the approach signs for both sides on Shaw Ferry Road.

Loudon County Highway Department installed these signs and cut back right of way growth that blocked sight distance and signage visibility. Public signs were a continual nuisance and vision obstruction. After taking these down over a period of time this problem subsided.

Local Residents contributed to sight vision distances by cutting growth, tree limbs etc.

TDOT has performed studies and traffic counts at this intersection. I have had traffic counts done there two times. February 2002 Loudon County had an overhead street light installed.

Presently this intersection's sight distance is even better due to the large growth being removed by the owner of the property at the south east corner to the intersection.

This intersection is now fully visible to approaching Shaw Ferry and US Highway 11 traffic.

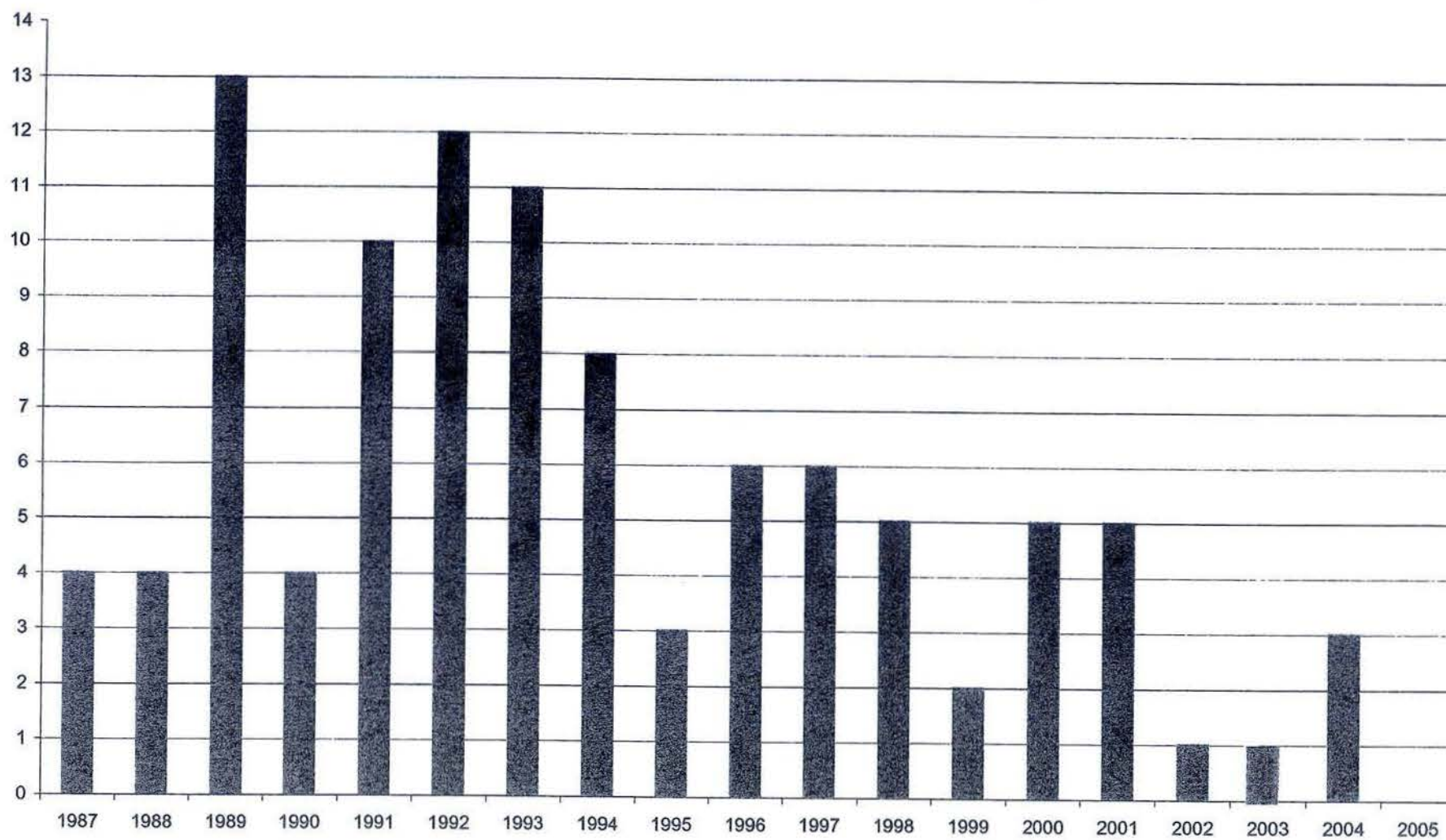
I ask that my remarks and chart become a part of the minutes.

Thank You Mr. Chairman.

Edgar W. Harold -- Sixth Dist.



# Accidents at Shaw Ferry Road





Resolution 040405-G

**Resolution Supporting SB1240/HB1578  
"Bottle Bill"**

*Whereas*, litter is a growing problem in Loudon County and other Tennessee counties; and

*Whereas*, the state has provided "litter grant" monies to local governments and organized "Keep Tennessee Beautiful" to help educate the public through anti-litter campaigns; and

*Whereas*, while these are good programs in promoting a litter-free Tennessee, roadsides are still covered with bottles, cans and other unsightly trash; and

*Whereas*, in an effort to reduce roadside litter, SB1240/HB1578 has been introduced entitled "Tennessee Deposit Beverage Container Recycling Act of 2005"; and

*Whereas*, passage of the proposed legislation would give Tennessee the opportunity to become the leader it he Southeastern United States in litter cleanup and recycling, without the higher taxpayer expense associated with other recycling programs; and

*Whereas*, under this legislation the Tennessee bottle bill would place the financial burden on the person who are doing the littering and thus do not return their containers for redemption of the bottle deposit; and

*Whereas*, under this legislation the Tennessee bottle bill would encourage more people not to litter and to return their empty beverage containers, thus it will also increasw the amount of container recycling; and

*Whereas*, according to the Container Recycling Institute (CRI) of Arlington, Virginia, last year Tennesseans consumed 3.9 billion beverages in containers, including 2.2 billion in aluminum cans, 1.0 billion in plastic bottles and 700 million in glass bottles; and

*Whereas*, in "bottle bill" states, CRI studies show that a nickel deposit generates an average rate of redemption of approximately 70 - 80%, resulting in projected estimates of state revenues from the those who do not return their containers of approximately \$58 million per year; and

*Whereas*, states that have implemented a "bottle bill" have eliminated much of the roadside litter and have been able to promote recycling through the process.

**Now Therefore, Be It Resolved** that the Loudon County Commission, meeting in regular session assembled this 4<sup>th</sup> day of April, 2005, hereby supports SB1240/HB1578, contingent upon local governments' continuing to receive litter grant funding or an equivalent amount from a similar program.


**Be It Further Resolved** that the County Clerk shall submit copies of this Resolution to our Loudon County Legislative Delegation urging them to also support this bill.

This resolution shall become effective immediately, the public welfare requiring it.

  
County Chairman

Attest:

  
County Clerk

  
County Mayor



**Resolution 040405-H**

**Resolution Requesting The Loudon County Planning Commission  
Consider Amendments To Article 4, Section 4.080  
Planned Unit Development Regulations (PUD)  
That Will Require County Commission Approval  
Of PUD Overlay Districts**

*Whereas*, Article 4, Section 4.080 of the Loudon County Zoning Resolution, adopted June 26, 1971, currently requires the approval of a special exception designating a Planned Unit Development District by the Loudon County Board of Zoning Appeals; and

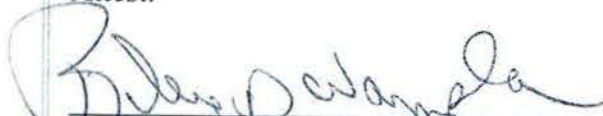
*Whereas*, the Loudon County Zoning Resolution provides that all other zoning district designations and changes be reviewed by the Loudon County Planning Commission and approved by the County Commission; and


*Whereas*, the Loudon County Commission believes that the designation of Planned Unit Development Overlay Zones should adhere to the same process for rezonings required of all other zoning amendments.

*Now Therefore, Be It Resolved* that the Loudon County Commission, meeting in regular session assembled this 4<sup>th</sup> day of April, 2005, hereby requests that the Loudon County Planning Commission review procedures for designation of Planned Unit Development Overlay Zones and make a recommendation for the County Commission for amending the approval process.

  
County Chairman

Attest:

  
County Clerk

  
County Mayor



# THE LOUDON COUNTY BOARD OF EDUCATION

A. Edward Headlee, Director

Tim A. Berry, Deputy Director  
100 River Road, Loudon, TN 37774-1042  
Phone: 865-458-5411 Fax: 865-458-6138

## Exhibit I

### BOARD OF EDUCATION

Leroy Tate, Chairman  
Larry Bass, Vice-Chairman  
Bobby Johnson Jr. June Klintiver  
Bill Marcus Scott Newman  
Nancy Paule Larry Proaps  
Freddie Walker Alan Williams

### DISTRICT STAFF

Dr. Ramona Best, Instructional Supervisor 6-12  
Cindy Cornelius, Business Manager  
Sissy Foster, Special Education Supervisor  
Alison Millsaps-Garrison, Food Services Supervisor  
Kathy Greene, PK-5 Instructional Supervisor  
Gil Luttrell, School Services Coordinator  
Kim McGimsey, Pupil Services Coordinator  
Jill Pierce, Director of Technology

March 16, 2005

Ms. Tracy Blair,

Please submit the attached budget amendments to county commission for approval at their next meeting. The attached amendments were approved by the budget committee on March 15, 2005. These amendments will cover the following areas:

- E-Rate funding - Funds rec'd from E-Rate for Technology expenditures. These funds need to be budgeted for appropriation.
- Carl Perkins - Amendment needed to utilize 100% of federal funds.
- Title III - Amendment needed to utilize 100% of federal funds.

Sincerely,

*Cindy Cornelius*

Cindy Cornelius  
Budget Director  
Loudon County Schools

*Recommended by Budget  
Committee 3/15/05  
Approved by Co Comm  
4/14/05*

Loudon County Will Graduate Self-Directed Learners Through Positive Learning Opportunities  
Visit Us on Our Website at [HTTP://www.k-12.loudoncounty.org](http://www.k-12.loudoncounty.org)



Account Number	Current Budget	Increase	Decrease	Amended Budget
71100-336-TECH	\$80,000	\$3,000		\$83,000
71100-399-TECH	\$186,877	\$2,000		\$188,877
71100-722-TECH	\$94,704	\$8,000		\$102,704
72110-355-TECH	\$16,750	\$2,184		\$18,934
		\$15,184		
<b>Revenue</b>				
44170	\$204,596	\$15,184		\$219,780

## Carl Perkins Amendments 149

Account Number	Original Budget	Increase	Decrease	Amended Budget
71300-429-595	\$61,929	\$2,902		\$64,831
71300-448-595	\$5,000		\$313	\$4,687
71300-499-595	\$2,054			\$2,054
71300-599-595	\$2,000		\$100	\$1,900
72130-355-595	\$3,000		\$834	\$2,166
72130-524-595	\$1,000		\$2	\$998
72230-196-595	\$1,000		\$110	\$890
72230-355-595	\$2,446		\$1,043	\$1,403
72230-524-595	\$500		\$500	\$0
	\$78,929	\$2,902	\$2,902	\$78,929

## Title III Amendment 149

	Original Budget	Increase	Decrease	Amended Budget
71100-429-570	\$10,050		\$758	\$9,292
71100-599-570	\$0	\$758		\$758



Loudon County  
General Fund 101  
Ending June 30, 2005

**Exhibit J**

	A	B	C	D	E	F	G	H	I	J
1			<b>General Fund 101</b>							
2	<b>Account</b>		3/21/2005 16:54	<b>2005</b>	<b>2005</b>	<b>Approved</b>	<b>Proposed</b>	<b>Proposed</b>		
3	<b>Number</b>			<b>Org Bgt</b>	<b>Amds</b>	<b>Amded Bgt</b>	<b>Amds</b>	<b>Amded Budget</b>		
4										
204	48600		<i>Citizen Groups and Other</i>	(Identify)						
205	48610		Donations (Senior Citizens)	0	5,000	5,000	15,750	20,750	Program Income	3000
206	48990		Other	0	0	0	0	0	LE & LO	4000
207									United Way	17700
208			<b>Total Citizens Groups and Other</b>	0	5,000	5,000	15,750	20,750		
209										
210										
211			<b>Total Other Governments and Citizens</b>	<b>105,000</b>	<b>(26,680)</b>	<b>78,320</b>	<b>15,750</b>	<b>94,070</b>		
212										
213			<b>Total Revenues</b>	<b>10,475,600</b>	<b>1,564,724</b>	<b>12,040,324</b>	<b>15,750</b>	<b>12,056,074</b>		
214										
215	49000		<i>Other Sources</i>							
216	49800		Transfers In (BOE Matching Byrr	0	15,000	15,000	(15,000)	0		
217										
218			<b>Total Transfers In</b>	0	15,000	15,000	(15,000)	0		
219										
220			<b>Total Revenues and Transfers In</b>	<b>10,475,600</b>	<b>1,579,724</b>	<b>12,055,324</b>	<b>750</b>	<b>12,056,074</b>		
221										
222										
223										
224										



Loudon County  
General Fund 101  
Ending June 30, 2005

	A	B	C	D	E	F	G	H	I	J
1			<b>General Fund 101</b>							
2	<b>Account</b>		3/21/2005 16:54	<b>2005</b>	<b>2005</b>	<b>Approved</b>	<b>Proposed</b>	<b>Proposed</b>		
3	<b>Number</b>			<b>Org Bgt</b>	<b>Amds</b>	<b>Amded Bgt</b>	<b>Amds</b>	<b>Amded Budget</b>		
4										
773	56300		Senior Citizens Assistance							
774	103		Sr.Citizen Director	27,810		27,810	498	28,308		
775	161		Office on Aging Director	22,774		22,774	397	23,171		
776	189		Other Salaries and Wages	40,603		40,603	3,343	43,946		
777	201		Social Security	0	0	0	5,920	5,920		
778	204		Retirement	0	0	0	1,266	1,266		
779	307		Communication	3,508		3,508	0	3,508		
780	338		Vehicle Maintenance	600		600		600		
781	355		Travel	840		840	1,360	2,200		
782	399		Other Contracted Services	4,000		4,000	(850)	3,150		
783	410		Custodial Supplies	300		300		300		
784	425		Gasoline	1,000		1,000	600	1,600		
785	435		Office Supplies	1,500		1,500		1,500		
786	452		Utilities	4,000		4,000	(500)	3,500		
787	499		Other Supplies and Materials	1,000	(300)	700		700		
788	719		Office Equipment	0	300	300		300		
789										
790			Total Senior Citizens Assistance	107,935	0	107,935	12,034	119,969		



Loudon County  
General Fund 101  
Ending June 30, 2005

	A	B	C	D	E	F	G	H	I	J
1			<b>General Fund 101</b>							
2	<b>Account</b>		3/21/2005 16:54	<b>2005</b>	<b>2005</b>	<b>Approved</b>	<b>Proposed</b>	<b>Proposed</b>		
3	<b>Number</b>			<b>Org Bgt</b>	<b>Amds</b>	<b>Amded Bgt</b>	<b>Amds</b>	<b>Amded Budget</b>		
4										
900										
901	<b>Beginning Fund Balance</b>			750,000		750,000		750,000		
902										
903	<b>Total Revenue</b>			10,475,600	1,564,724	12,040,324	15,750	12,056,074		
904	<b>Transfers In</b>			0	15,000	15,000	(15,000)	0		
905										
906	<b>Total Revenue and Transfers In</b>			10,475,600	1,579,724	12,055,324	750	12,056,074		
907										
908	<b>Total Available Funds</b>			11,225,600	1,579,724	12,805,324	750	12,806,074		
909										
910	<b>Expenditure Budget</b>			10,840,852	1,176,519	12,017,371	12,034	12,029,405		
911	<b>Transfers Out</b>			0	540,000	540,000	0	540,000		
912										
913	<b>Total Expenditures and Transfer Out</b>			10,840,852	1,716,519	12,557,371	12,034	12,569,405		
914										
915	<b>Ending Fund Balance</b>			384,748	(136,795)	247,953	(11,284)	236,669		