

A Public Hearing was held at the Loudon County Courthouse on October 3, 1994 at 7:00 P.M. for the purpose of:

Rezoning of property at 5484 Highway 321 N. Referenced by Tax Map 11, Part of Parcel 18.01, from C-2, General Commercial, to R-1, Suburban Residential.

Be it remembered that the Loudon County Legislative Body met in Regular Session on October 3, 1994 with the Chairman, Roy Bledsoe presiding and County Clerk, Riley D. Wampler was present, whereupon Sheriff Tim Guider Opened Court, led the Pledge of Allegiance to the Flag and presented Gary Amos, who gave the Invocation.

On Roll Call, the following were present:

Bledsoe	Maples	Duff
Bivens	Park	Randolph
Masingo	Twiggs	Ledbetter

Reading and acceptance of minutes for Court Meetings of August 31, and September 13, 1994 were deferred until a later date.

VISITORS  
COMMENTS &  
QUESTIONS ON  
PROPOSED  
BARGE  
TERMINAL

When it came time for visitors to state the business for which he may wish to address concerning any item of interest on the planned agenda, Dr. Bud Guider, Mike Curtis and others persons voiced their concern on action that could be related to a proposed barge terminal at Sugarlimb Industrial Park. This was in reference to a request of abandonment of a TVA flowage easement.

Industrial Recruiter Doug Berry said officials can use every available technology to control the sites development so we minimize any impact to across the river neighbors. Berry stated he had been in contact with (TVA) for a removal of the flowage easement at the site which they agreed, but with certain stipulations. There would be a fee of \$51,250.00 for administrative cost which included the appreciated land value in changing the use of the land from agricultural to industrial. To stree the benefits of a barge terminal, Berry cited comparison statistics. One barge equals the volume of 58 tractor trailers.

INCREASED  
POLICE PATROL  
REQUESTED

Mr. R. Sonnenfelt, of Tellico Village, asked for increased police personnel to patrol the lake area around the docks.

LOUDON HIGH  
SCHOOL  
PRESENTED

Mr. Hank McGee, Loudon County Board of Education, introduced Ms. Frances Trout, drama instructor at Loudon High School. She presented students from her class who entertained everyone with two skits.

COMMISSIONER  
TED RANDOLPH

Commissioner Ted Randolph spoke to the Commission about concerns for the landfill operation. He addressed these five areas:

1. Trucks be inspected, so as not to carry waste material onto Highway 72.
2. System be installed by Santak to wash all vehicles and prevent mud from being carried onto Highway 72.
3. Road be paved up to scales, and stop sign be installed at entrance to Highway 72.
4. Water checked that flows from landfill and freezes on Highway 72.
5. Landfill Committee look into other issues that may cause problems.

Commissioner Randolph asks that Mr. Luttrell check on the cost of a new sound system for the County Commission, and report by December. Motion made by Randolph and seconded by Park. The vote was unanimous.

RESOLUTION  
CONNECTOR ROAD  
BETWEEN OLD  
HWY 95 &  
U.S. 321

Commissioner Harold Duff reported that members of the committee formed to study the connecting road between Highway 321 and Highway 95. The committee consisted of Commissioners Duff, Maples and Ledbetter who met with members of the Lenoir City Council, Lenoir City Council voted to provide 50% funding of the project, and asked that Loudon provide the remaining 50%, that Loudon County contribution would not exceed \$250,000. Commissioner Duff proposed this motion with a second by Commissioner Maples. Roll Call vote was unanimous. Resolution No. 2-94 Exhibit B.

RESOLUTION  
APPOINTMENT OF  
SENIOR CITIZENS  
EXECUTIVE  
COMMITTEE

George Miller, Loudon County Executive, presented a Resolution approving the appointment of Commissioner Roy Bledsoe to the Senior Citizens Executive Committee (Exp. 9-31-95) and made by Commissioner Maples and seconded by Commissioner Randolph. Vote was unanimous and it is attached hereto as Resolution No. 3-94 Exhibit C.

COMMISSIONER  
LEE LEDBETTER  
REPORTS FOR  
ATTENDANCE  
COMMITTEE

County Commissioner Lee Ledbetter reported to the County Commission from the Committee for Attendance at Committee Meetings and a motion was made by Commissioner Ledbetter that a scheduled meeting of committees was to be set and preseted to Nancy Richesin and the request was seconed by Commissioner Park. The vote was unanimous.

RESOLUTION  
APPOINTING  
COMMISSIONERS  
TO COUNTY  
EXTENSION  
OFFICE

Mr. Miller also introduced a Resolution to appoint these three Commissioners to the County Extension Committee. They are: Sarah Simpson Bivens, Harold B. Duff and Roy Bledsoe. Their terms will extend until October 3, 1996. Motion made by Commissioner Park and seconded by Ledbetter. The vote was unanimous and it is attached hereto as Resolution No. 4-94 Exhibit D.

ADDITIONAL  
FUNDING TO THE  
CIRCUIT COURT  
CLERK'S OFFICE  
FOR COMPUTER  
EQUIPMNET

Nancy Richesin, Director of Budget and Accounts, asked the Commission to consider additional funding to the office of the Circuit Court Clerk, in the amount of \$21,000. This amount would be taken from the County General Fund Balance. The additional funds needed to purchase a computer to expedite collection of court ordered moneys. Motion made by Commissioner Park and seconded by Commissioner Duff. Roll Call vote: Commissioners Bledsoe, Bivens, Randolph, Maples, Ledbetter, Masingo, Park, and Duff voted Aye. Commissioner Twiggs voted Nay.

FALL CONFERENCE  
TO BE NOVEMBER  
1 - 3, 1994

The Fall Conference for Commissioners is November 1-3 at the Hyatt, in Knoxville, Mrs. Richesin asked that Commissioners wanting to attend contact her or the County Executive's Office.

ATTORNEY  
HARVEY  
SPOUL REPORTS

Attorney Sproul (Re:proposal presented earlier in the meeting by Commissioner Park) concerning a request from Loudon Utility Board to be use the County Road right-of-way in the Piney area, suggested the Commission wait until both Utility Boards (Loudon and Lenoir City) have approved this request in Board Meetings.

Attorney Sproul also suggested that the Commission acting on a request presented and approved earlier in the meeting, from the Loudon Quarterback Club, that the club be permitted to use the Old Brewer House for their Halloween Haunted House. He suggested that Mr. Howard Luttrell inspect the house to be sure that it was safe, and that the insurance was adequate. The motion earlier was made by Commissioner Bivens and seconded by Commissioner Randolph. All Commissioners voted in favor.

LOUDON COUNTY  
BUILDING  
COMMISSIONER  
REPORTS

Loudon County Building Commissioner Doug Lawrence presented his report as follows:  
Permits-----45 Value-----\$1,542,000.00  
Fees-----\$2,989.00 Taxes-----\$9,676.00

LOUDON COUNTY  
PLANNING  
COMMISSIONER  
REPORTS

Loudon County Planning Commissioner Patrick Phillips presented his report. It was moved by Commissioner Park and seconded by Commissioner Duff that 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 referenced by Tax Map 11, Parcel 81.03, from C-2, General Commercial to R-1 Suburban Residential. The vote was unanimous and it is attached hereto as Resolution No. 5-4 Exhibit K.

NO ACTION  
TAKEN BY  
COMMISSION ON  
TVA PROJECT

Doug Berry, Loudon County Industrial Developer asked the Commission to consider the proposal submitted to the Commission on "Consideration of TVA response to request for abandonment of flowage easement in Sugarlimb Ind. Park. Commissioner Twiggs made the motion that any vote on the motion be deferred until a public hearing on the subject could be held. Commissioner Bivens seconded the motion. All Commissioners with the exception of Commissioner Park voted in favor of the motion.

NOTARIES  
APPROVED

It was moved by Commissioner Masingo and seconded by Commissioner Ledbetter that the Election of Notaries be approved. The vote was unanimous and they are:

Imogene Tibbs, John L. Brown, Greta N. Alexander, Janet Elaine Thomas, M. Shannon Littleton and Terry Van.

There being no further business, Court adjourned at 9:15 P.M.

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County Executive

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County Clerk

LOUDON COUNTY COMMISSION

RESOLUTION NO. 2-94

RESOLUTION APPROVING PARTICIPATION WITH CITY OF LENOIR CITY  
IN CONSTRUCTING A CONNECTOR ROAD BETWEEN OLD HIGHWAY 95 AND  
U.S. HIGHWAY 321

WHEREAS, Auto Dealers Exchange Service of America (ADESA) recently has purchased a tract of property on the South side of Interstate Highway 75, comprising approximately One Hundred (100) acres or more, and extending from Old State Highway 95 (Kingston Pike) to U.S. Highway 321 near its intersection just a few hundred feet South of the I-75 interchange; and

WHEREAS, ADESA's plans are to use approximately fifty (50) acres of this tract as a wholesale automobile auction enterprise, and build a road for its own purposes that would connect the two highways, but that the road would be a private road, and would only be built to the standards necessary for ADESA's purposes; and

WHEREAS, ADESA, however, in order to have the roadway accepted as a public roadway is willing to donate the right-of-way and to increase its construction expense considerably to widen and improve the proposed road to public roadway connector standards, including all the substructure, grading and drainage on the condition that the City and the County would put in the base binder, the pavement surface and curbing, and ADESA would be willing to donate the right-of-way; and

WHEREAS, the cost of construction of this roadway previously when this project had been considered by the City and the County as the Spring Cress Commercial Park development had been estimated at \$850,000, but that the proposed cost to the City and the County under the present estimates would be Five Hundred Thousand Dollars (\$500,000.00), which would include intersection improvements on both highways and signalization on U.S. Highway 321; and

WHEREAS, ADESA intends to sell the additional tract of approximately fifty (50) acres to other developers for other purposes, and has agreed to cooperate and coordinate with the City and the County in getting an acceptable development for the additional fifty (50) acres for additional long-range planning, but which sale when it occurs will bring in a considerable amount of additional taxes for the City and the County; and

WHEREAS, it is estimated that the ADESA project will generate approximately Two Hundred Twenty-Five Thousand Dollars (\$225,000.00) per year in taxes for Loudon County and Lenoir City, and the new roadway will provide a badly needed transportation corridor connecting two of the main highways in Loudon County, giving better access to the Lenoir City High School and Lenoir City Middle School, and the Chestnut Ridge Learning Center, and other related facilities, which will be a much safer and more convenient access between the two roads than the present narrow and winding Town Creek Road for all citizens; and

WHEREAS, a committee from the County Commission has met with a committee from the City of Lenoir City, and is recommending to the two governmental bodies that this is a necessary project for the welfare of Loudon County, and that the ADESA proposal shall be accepted, with the proposed cost not to exceed Five Hundred Thousand Dollars (\$500,000.00) for the local governments' share for the construction of this roadway, and that the cost be shared equally; and

WHEREAS, the City Council of Lenoir City has already taken action on the first reading to commit Two Hundred Fifty

*Ex Luluk B*

*228*

Thousand Dollars (\$250,000.00) to the private/public partnership with Loudon County and ADESA to construct this connector road;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this the 3rd day of October, 1994, that the Loudon County Commission commits itself to support this project as outlined above, in accordance with the following:

1. Loudon County's share shall not exceed Two Hundred Fifty Thousand Dollars (\$250,000.00);

2. That this agreement is conditioned upon the City of Lenoir City completing action which is not inconsistent with this present County resolution, to approve the partnership to accomplish this project;

3. That the name of the new connector highway be a joint decision by the City and the County.

4. That this matter be referred to the Loudon County Budget Committee for a recommendation as to the source of funding to participate in the project.

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CHAIRMAN

APPROVED:

\_\_\_\_\_  
COUNTY EXECUTIVE

ATTEST:

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

PREPARED BY:

\_\_\_\_\_  
COUNTY ATTORNEY

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LOUDON COUNTY COMMISSION

RESOLUTION NO. 3-94

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

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

Senior Citizens Executive Committee (1 year term)  
(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
Roy Bledsoe	9-31-95
Harold Duff (Alternate)	8-31-95

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 3 day of October, 1994 hereby approves or acknowledges (as appropriate), the said appointment(s).

\_\_\_\_\_  
COUNTY CHAIRMAN

ATTEST:

APPROVED:

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

\_\_\_\_\_  
COUNTY EXECUTIVE

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

<u>Appointee</u>	<u>Term Expiration</u>

*Ex. Subst. C*

RESOLUTION NO. 4-94

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE APPOINTMENT BY COUNTY EXECUTIVE

WHEREAS, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County Executive has authority to make certain committee and board appointments; and

WHEREAS, an appointment (or appointments) is necessary and/or desirable at this time; and

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

COUNTY EXTENSION COMMITTEE  
(Name of Committee or Board)

<u>Appointee</u>	<u>Term Expiration</u>
<u>Sarah Simpson Bivins</u>	<u>1996</u>
<u>Harold B. Duff</u>	<u>1996</u>
<u>Roy Bledsoe</u>	<u>1996</u>

NOW, THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 3rd day of October, 1994 hereby approves or acknowledges (as appropriate), the said appointment(s).

\_\_\_\_\_  
COUNTY CHAIRMAN

ATTEST:

APPROVED:

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

\_\_\_\_\_  
COUNTY EXECUTIVE

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

<u>Appointee</u>	<u>Term Expiration</u>
<u>Mary Grace James</u>	<u>1995</u>
<u>Neil Ward</u>	<u>1995</u>
<u>James Messler</u>	<u>1996</u>
<u>Karen Simmons</u>	<u>1996</u>

*Exhibit D*

Park  
Duff

unanimous

RESOLUTION 5-94

**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 REFERENCED BY TAX MAP 11, PARCEL 81.03, FROM C-2, GENERAL COMMERCIAL TO R-1, SUBURBAN RESIDENTIAL**

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 its recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held,

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

I. That Tax Map 11, Parcel 81.03, said property located at 5484 Hwy. 321 N., in the 5th Legislative District be rezoned from C-2, General Commercial, to R-1, Suburban Residential.

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

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ATTEST

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LOUDON COUNTY EXECUTIVE

\_\_\_\_\_  
DATE

RES4

*Exhibit E*

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DAVIS

