

**LOUDON COUNTY COMMISSION**  
**REGULAR MEETING**  
**November 07, 2005**

- |      |   |                                   |
|------|---|-----------------------------------|
| (1)  | <b>Public Hearing</b>   |                                   |
| (2)  | <b>Opening Of Meeting</b>                                     |                                   |
| (3)  | <b>Roll Call</b>  |                                   |
| (4)  | <b>Agenda Adopted</b>   |                                   |
| (5)  | <b>Minutes for October 03, 2005 Approved</b>                  |                                   |
| (6)  | <b>Comments: Agenda Items</b>                                 |                                   |
| (7)  | <b>Idle Reduction Policy Adopted</b>                          | <b><u>Exhibit A</u></b>           |
| (8)  | <b>Old Stage Road Rezoning Resolution Deferred</b>            |                                   |
| (9)  | <b>Hall Road Rezoning Resolution Adopted</b>                  | <b><u>Resolution 110705-B</u></b> |
| (10) | <b>Wade Road East Rezoning Resolution Adopted</b>             | <b><u>Resolution 110705-C</u></b> |
| (11) | <b>UGB Change Approved</b>                                    | <b><u>Exhibit D</u></b>           |
| (12) | <b>Library Location Deferred</b>                              |                                   |
| (13) | <b>Bonds &amp; Notaries Approved</b>                          |                                   |
| (14) | <b>Budget Amendments For County General Fund 101 Approved</b> | <b><u>Exhibits E-G</u></b>        |
| (15) | <b>County Clerk Request Null</b>                              |                                   |
| (16) | <b>Capital Projects Fund Budget Amendments Approved</b>       | <b><u>Exhibit H</u></b>           |
| (17) | <b>General Purpose School Fund Budget Amendments Approved</b> | <b><u>Exhibit I</u></b>           |
| (18) | <b>Animal Shelter Adopting Fees Increase Approved</b>         |                                   |
| (19) | <b>Mileage Reimbursement Rate Resolution Adopted</b>          | <b><u>Resolution 110705-J</u></b> |
| (20) | <b>Comments: Non-Agenda Items</b>                             |                                   |
| (21) | <b>Executive Session Held</b>                                 |                                   |
| (22) | <b>Wright Brothers Construction Settled</b>                   | <b><u>Exhibit K</u></b>           |
| (23) | <b>Sheriff Authorized Legal Counsel</b>                       |                                   |
| (24) | <b>Adjournment</b>  |                                   |

**LOUDON COUNTY COMMISSION**  
**STATE OF TENNESSEE**  
**COUNTY OF LOUDON**  
**November 07, 2005**  
**6:00 PM**

**PUBLIC HEARING**

- 1) **Public Hearing**
1. Request consideration of rezoning approximately 29.11 acres of property located between Highway 70 and Old Stage Road, from R-1, Suburban-Residential District, to R-1/PUD, Suburban-Residential District with Planned Unit Development Overlay at 1.96 units per acre, referenced by Tax Map 7, Parcel 85.00, 5<sup>th</sup> Legislative District.  
**Jennifer Hamilton**, adjoining property owner, came forward to request that greenway space be part of this development for adjoining property owners.  
**Jerry Wheeler**, partner developer, came forward to speak in favor of this request and to answer questions about the proposed development.
  2. Request consideration of rezoning approximately 1 acre of property located at 920 Hall Street from R-1, Suburban-Residential District, to C-2, General-Commercial District, referenced by Tax Map 20-D, Group F, Parcel 13.00, 2<sup>nd</sup> Legislative District.  
**No one** came forward to speak.
  3. Request consideration of rezoning approximately 45 acres of property located on Wade Road East from A-1, Agriculture-Forestry District, to R-1, Suburban-Residential District, referenced by Tax Map 68, Parcel 22.00, 7<sup>th</sup> Legislative District.  
**Chris McReynolds**, developing firm engineer, came forward to speak in favor of this request and answer questions about the proposed development.  
**Tim Williams**, adjoining property owner, came forward to state concerns about site issues.

**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 7<sup>th</sup> day of November, 2005.  
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 **Edward Headlee** gave the invocation.

3) **Roll Call**

Present were the following Commissioners: **Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver, Harold and Miller: (10)**.  
The following Commissioners were absent: **(0)**.  
Thereupon **Chairman Bledsoe** announced the presence of a quorum. Also present were the **Honorable George Miller, County Mayor and Loudon County Attorney Harvey Sproul**.

4) **Agenda Adopted**

**Chairman Bledsoe** requested that the November 07, 2005 agenda be adopted.  
**Commissioner Shaver** requested that items 6C1, "*Consideration of adopting a resolution authorizing a loan agreement between Loudon County, Tennessee State School Bond Authority in an aggregate principal amount of not to exceed Four Million Two Hundred Fifteen Dollars (\$4,215,000) and to execute and deliver the loan agreement and other documents relating to said borrowing; providing for the application of the proceeds of said borrowing and the payment of the County's obligations under the loan agreement*" and Item 6C2, "*Consideration of adopting a resolution for the seven year energy efficiency (ECD) capital outlay notes private sale*" be deferred to the next Workshop.  
**Mayor Miller** requested that "*Consideration of approval of budget and salary agreement for County Clerk*" be added to the agenda.

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

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

**Chairman Bledsoe** requested that the October 03, 2005 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.

**Chairman Bledsoe** asked for any visitor wishing to address the Commission regarding items on the planned agenda to come forward.

**Gary Hudson**, Loudon County resident, came forward to ask questions regarding zoning issues, relative to Old Stage Road.

**Pat Hunter**, Loudon County resident, came forward in favor of Item F1, "*Consideration of utilization of health department building*" (for public library).

**Tim Williams**, Loudon County resident, came forward to state that building fees should be increased.

**County Mayor Miller** requested consideration of adopting Idle Reduction Policy for Loudon County Government employees.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Miller** to adopt this policy.

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

**Exhibit A**

**Russ Newman, Loudon County Planning & Community Development**, requested discussion and possible action on the following items:

1. Request consideration of rezoning approximately 29.11 acres of property located between Highway 70 and Old Stage Road, from R-1, Suburban-Residential District, to R-1/PUD, Suburban-Residential District with Planned Unit Development Overlay at 1.96 units per acre, referenced by Tax Map 7, Parcel 85.00, 5<sup>th</sup> Legislative District.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Duff** to defer to the Planning Commission for further review.

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

2. Request consideration of rezoning approximately 1 acre of property located at 920 Hall Street from R-1, Suburban-Residential District, to C-2, General-Commercial District, referenced by Tax Map 20-D, Group F, Parcel 13.00, 2<sup>nd</sup> Legislative District.

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

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

**Resolution 110705-B**

3. Request consideration of rezoning approximately 45 acres of property located on Wade Road East from A-1, Agriculture-Forestry District, to R-1, Suburban-Residential District, referenced by Tax Map 68, Parcel 22.00, 7<sup>th</sup> Legislative District.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Meers** to adopt this resolution contingent upon developer widening road and extending waterline.

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

**Resolution 110705-C**

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Duff** to include property (referenced by Tax Map 005, Parcel 89.00, containing approximately 31.84 acres) into the Lenoir City Urban Growth Boundary.

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

**Exhibit D**

A **motion** was made by **Commissioner Meers** with a second by **Commissioner Shaver** to move the library to the vacant health department building. After much discussion, motion and second were withdrawn to be deferred to the Workshop.

13)  
Bonds &  
Notaries  
Approved

A **motion** was made by **Commissioner Meers** with a second by **Commissioner Shaver** to approve notaries for Karen S. Patty, Hazel V. Reynolds, Kristen Nichole Blount, Jeff Snyder, Terry Brackett, Kimberly Chantel Millsaps, Katherine Virginia Vaughn, Lonitta H. Biggs, Judith Ann Smith, Kim F. Nix, Alice R. Cubberly, Sandra Kay Brooks, Clyde E. Brooks and Callie Nadine Rogers.

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

*(Recess 7:40 pm – 7:50 pm)*

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

1. Consideration of budget amendments to County General Fund 101.

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Marcus** to accept budget amendments for various grants.

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 E**

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Marcus** to accept budget amendments in the Building Commissioner's budget.

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

The following Commissioners voted **Nay: Maples, Bledsoe, Duff and Shaver: (4).**

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

**Exhibit F**

A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Franke** to accept budget amendments to the Sheriff's Office budget.

Upon roll call vote the following Commissioners voted **Aye: Marcus, Meers, Jenkins, Franke, Bledsoe, Shaver, Harold and Miller: (8).**

The following Commissioners voted **Nay: Maples and Duff: (2).**

Thereupon the Chairman announced the motion **Passed: (8-2).**

**Exhibit G**

2. Consideration of approval of budget and salary agreement for County Clerk.

No action was taken on this item.

3. Consideration of approving budget amendments to General Capital Projects Fund.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to accept 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 H**

4. Consideration of approving budget amendments to the General Purpose School Fund.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Shaver** to accept 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**

5. Consideration of increase in the cost of adoptions at the animal shelter.

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

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

14)  
Budget  
Amendments  
for County  
General  
Fund 101  
Approved

15)  
County  
Clerk  
Request Null

16)  
Capital  
Projects  
Fund Budget  
Amendments  
Approved

17)  
General  
Purpose  
School Fund  
Budget  
Amendments  
Approved

18)  
Animal  
Shelter  
Adopting  
Fees Increase  
Approved

19) Mileage Reimbursement Rate Resolution adopted

6. Consideration of adopting a resolution to accept state mileage reimbursement rate. A motion was made by Commissioner Miller with a second by Commissioner Franke 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). Thereupon the Chairman announced the motion Passed: (10-0). **Resolution 110705-J**

20) Comments: Non-Agenda Items

Chairman Bledsoe asked for any visitor wishing to address the Commission regarding items not on the agenda to come forward. Debra Stephens, Loudon County resident, came forward to speak about concerns of neighbor cutting trees. Sissy Perkins, Loudon County resident, came forward to ask how/if County Commission can regulate preservation of greenspace. Chris Stephens, Loudon County resident, came forward to ask if developers could be notified not to touch ridge line. Edward Headlee, came forward to give dates of possible meeting with the Board of Education to discuss the long range building plan.

21) Executive Session Held

*Commissioner Harold excused himself from the meeting.  
Chairman Bledsoe called for Executive Session at 9:05 pm.  
Commission returned from Executive Session at 9:20 pm.*

22) Wright Brothers Construction Settled

A motion was made by Commissioner Shaver with a second by Commissioner Maples to authorize County Mayor to sign settlement agreement and issue \$76,000 settlement check from the Capital Projects Fund for Wright Brothers Construction Company v. Loudon County. Upon roll call vote the following Commissioners voted Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver and Miller: (9). The following Commissioners voted Nay: (0). The following Commissioner was Absent: Harold: (1). Thereupon the Chairman announced the motion Passed: (9-0-1). **Exhibit K**

23) Sheriff Authorized Legal Counsel

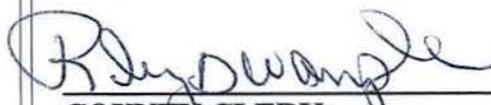
A motion was made by Commissioner Jenkins with a second by Commissioner Miller to authorize the Sheriff to hire legal representation regarding the appeal to the Loudon County Merit Board. Upon roll call vote the following Commissioners voted Aye: Marcus, Meers, Jenkins, Maples, Franke, Bledsoe, Duff, Shaver and Miller: (9). The following Commissioners voted Nay: (0). The following Commissioner was Absent: Harold: (1). Thereupon the Chairman announced the motion Passed: (9-0-1).

24) Adjournment

There being no further business, a motion being duly made and seconded, the November 07, 2005 meeting stood adjourned at 10:02 p.m.

  
CHAIRMAN

ATTEST:

  
COUNTY CLERK

  
COUNTY MAYOR

## **Exhibit A**

### **Loudon County Government Idle Reduction Policy**

Due to increasing fuel prices and benefits to emission reductions, the following anti-idling policy is being implemented, effective immediately for all vehicles operating under Loudon County Government.

No person shall cause, allow or permit the unnecessary operation of the engine of a motor vehicle while said vehicle is stopped for a foreseeable period of time in excess of three (3) minutes. This action does not apply to:

- Vehicles being serviced, provided that operation of the engine is essential to the proper repair or maintenance thereof, or
- Vehicles engaged in the deliver or acceptance of goods, wares or merchandise for which engine assisted power is necessary and substitute alternative means cannot be made available, or
- Vehicles engaged in an operation for which the engine power is necessary for an associated alternate work function. Examples of exemptions are refrigerated trucks, vehicle with lifts and certain construction vehicles.

In addition to helping Loudon County Government reduce unnecessary fuel costs, anti-idling programs are useful in helping to reduce emissions, which contribute to our air quality non-attainment designations.

**Resolution 110705-B**

**RESOLUTION**

**A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER SEVEN, §13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY LOCATED AT 920 HALL STREET, CONTAINING APPROX. 1 ACRE, SITUATED IN THE 2ND LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 20-D, GROUP F, PARCEL 13.00, FROM R-1, SUBURBAN RESIDENTIAL DISTRICT TO C-2, GENERAL COMMERCIAL DISTRICT**

**WHEREAS**, the Loudon County Commission, in accordance with Chapter Seven, §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

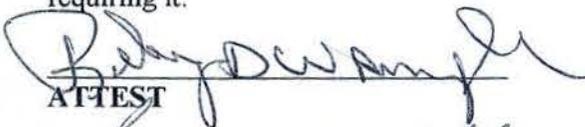
**WHEREAS**, the Regional Planning Commission has forwarded a recommendation regarding the amendment to the Zoning Map of Loudon County, Tennessee,

**WHEREAS**, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on September 24/25, 2005, 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:

That property located on at 920 Hall Street, containing approximately 1 acre, situated in the 2<sup>nd</sup> Legislative District, referenced by Tax Map 20-D, Group F, Parcel 13.00, from R-1, Suburban-Residential C-2, General Commercial District, as shown 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 MAYOR

  
LOUDON COUNTY CHAIRMAN  
DATE: 11/27/05

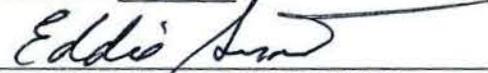
The votes on the question of approval of this Resolution by the Planning Commission is as follows:

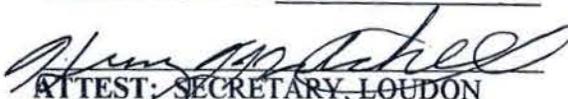
APPROVED: 5

APPROVED: 9

DISAPPROVED: 0

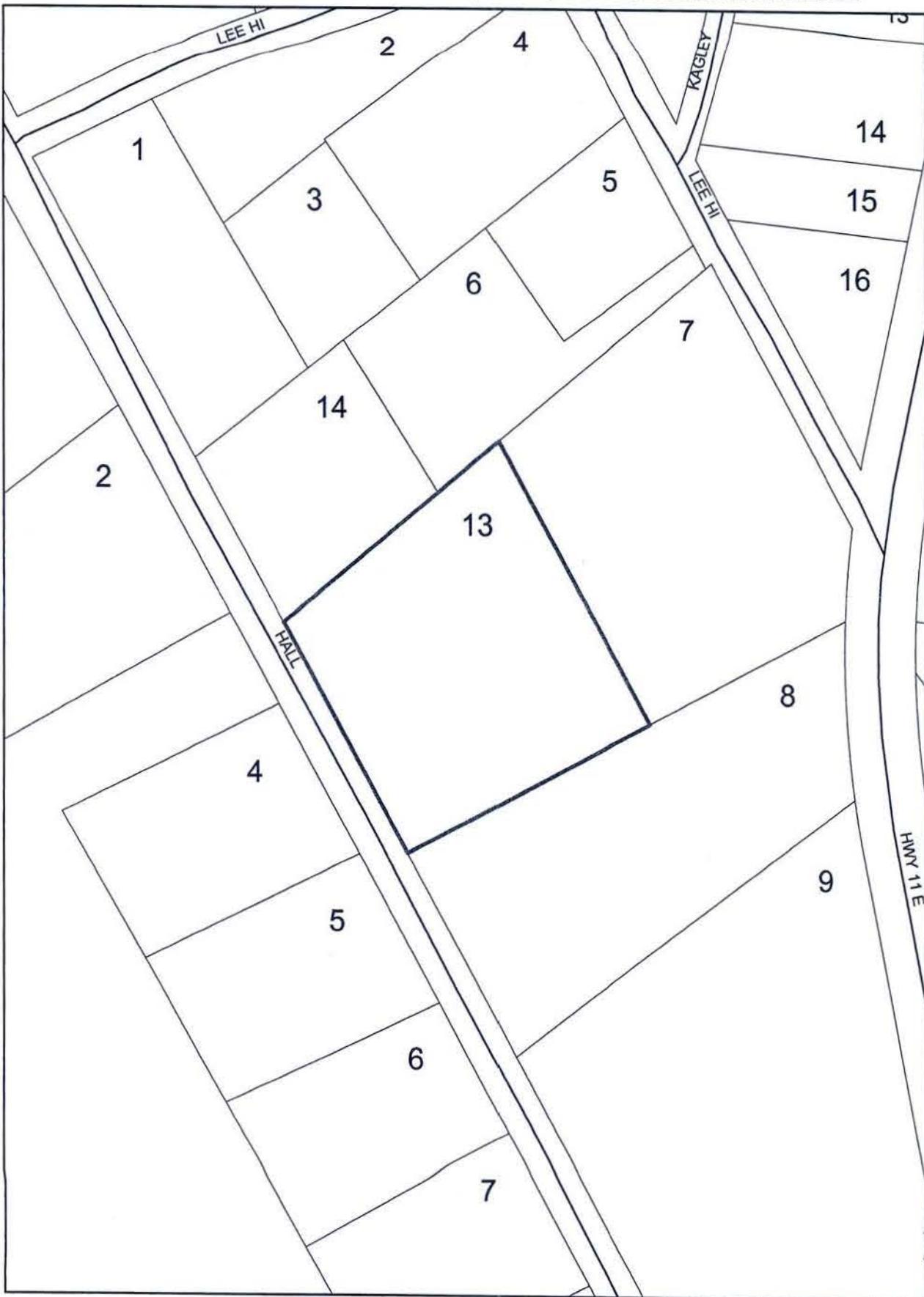
DISAPPROVED: 0

  
ATTEST: SECRETARY, LENOIR CITY  
REGIONAL PLANNING COMMISSION  
Dated: September 6, 2005

  
ATTEST: SECRETARY, LOUDON  
COUNTY REGIONAL PLANNING  
COMMISSION Dated: September 20, 2005

County Commission Meeting  
11/7/05

Request consideration of rezoning approximately 1 acres of property at 920 Hall Street,  
from R-1, Suburban Residential District, to C-2, General Commercial District.



**Resolution 110705-C**

**RESOLUTION**

**A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER SEVEN, §13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY LOCATED ON WADE ROAD E, CONTAINING APPROX. 45 ACRES, SITUATED IN THE 7TH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 68, PARCEL 22.00, FROM A-1, AGRICULTURE-FORESTRY DISTRICT TO R-1, SUBURBAN RESIDENTIAL DISTRICT**

WHEREAS, the Loudon County Commission, in accordance with Chapter Seven, §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

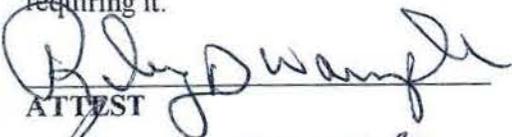
WHEREAS, the Regional Planning Commission has forwarded a recommendation regarding the amendment to the Zoning Map of Loudon County, Tennessee,

WHEREAS, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on September 25/26, 2005, 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:

That property located on Wade Road E., approximately 45 acres, referenced by Tax Map 68, Parcel 22.00, be rezoned from A-1, Agriculture Forestry District, to R-1, Suburban Residential District, as shown 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 MAYOR

  
LOUDON COUNTY CHAIRMAN  
DATE: 11/07/05

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

APPROVED: 5

DISAPPROVED: 3

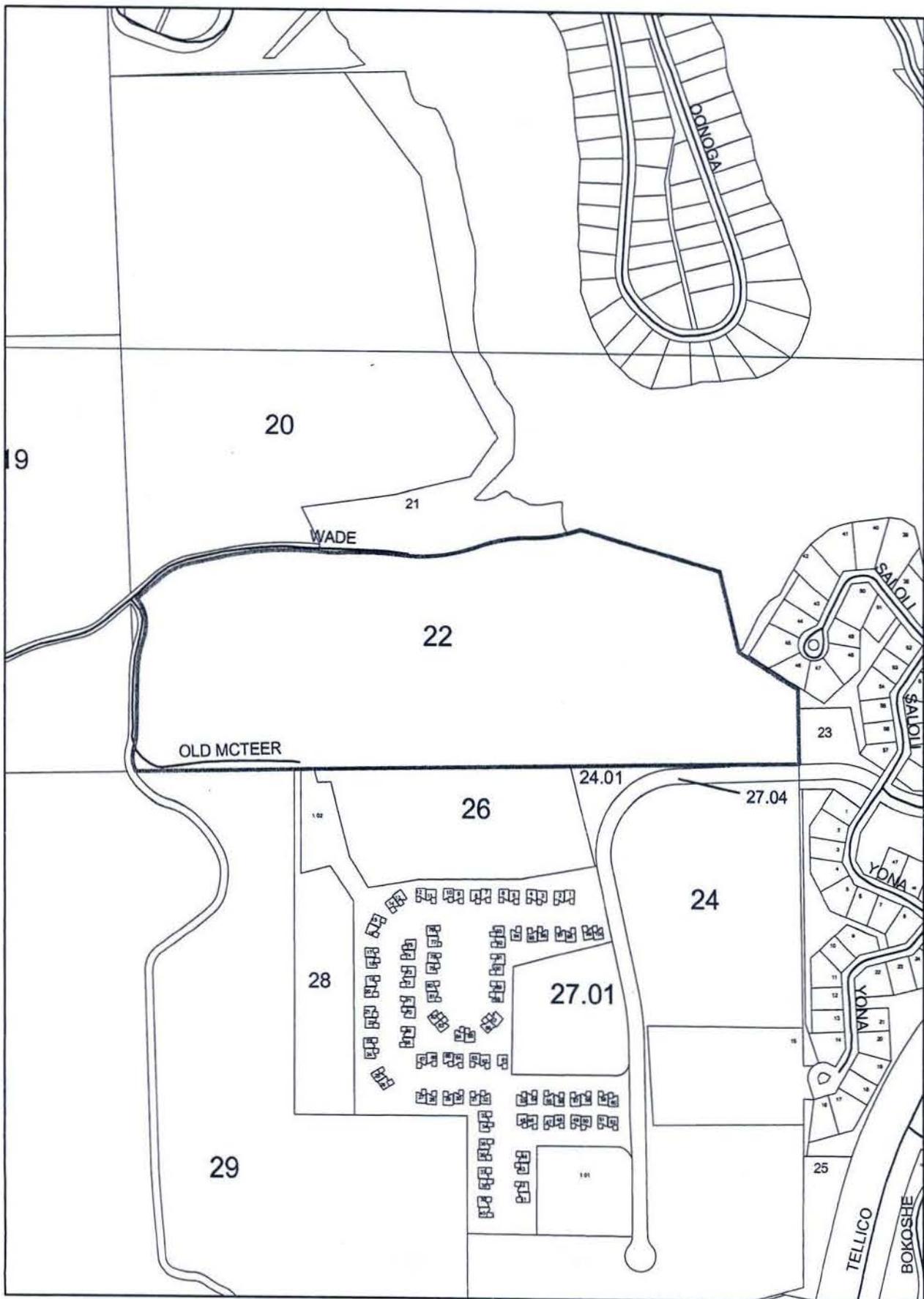
  
ATTEST: SECRETARY, LOUDON COUNTY  
REGIONAL PLANNING COMMISSION

Dated: September 20, 2005

FILE #05-08-204-RZ-CO

County Commission Meeting  
11/7/05

Request consideration of rezoning approximately 45 acres of property located Wade Road E,  
from A-1, Agriculture Forestry District, to R-1, Suburban Residential District.



**Exhibit D**

William J. Farnham  
9111 Cross Park Drive D-270  
Knoxville, TN 37923  
(865) 470-4141

October 5, 2005

Mayor George Miller  
City of Loudon  
Loudon, TN 37774

Dear Mayor Miller:

Commissioner Van Shaver requested that I write this letter regarding an annexation request.

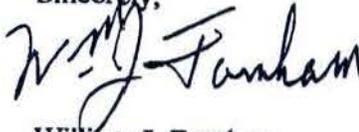
I own two parcels of property along Highway 321 near Manis Road (see attached). The property shown on as Map 9 Parcel 8 has already been annexed into Lenoir City. The property shown as Map 5 Parcel 89 adjoins the first property but has not been annexed into Lenoir City because it was outside the Urban Growth Boundary.

The agreement reached between Loudon County and Lenoir City allows the owner of two adjoining properties - one in the city and one outside the city - to request a voluntary annexation of the parcel outside the city. That is what I wish to do with the property described as Map 5 Parcel 89.

Please place this issue on the October 17<sup>th</sup> Loudon County Commission workshop agenda and also on the agenda of the County Commission meeting on November 7, 2005.

Thank you for your consideration in this matter.

Sincerely,



William J. Farnham  
Enclosure

CITY COUNCIL

Tony R. Aikens

Gerald "Gene" Hamby

Gene "Blackie" Johnson

Mickey McNabb

Eddie Simpson

Curtis "Alan" Williams



RECORDER-TREASURER

Debbie Cook

CITY JUDGE

Terry Vann

CITY ATTORNEY

M. Shannon Littleton

CITY ADMINISTRATOR

W. Dale Hurst

600 EAST BROADWAY - P.O. BOX 445  
LENOIR CITY, TENNESSEE 37771  
Phone (865) 986-2715 - Fax 988-5143  
www.lenoircitygov.com

October 25, 2005

The Honorable George Miller  
Mayor  
County of Loudon  
100 River Road  
Loudon, TN 37774

Mr. Mayor:

The Lenoir City Council, meeting in regular session last evening, voted unanimously approving on Second/Final reading the annexation of a parcel of property located on Manis Road owned by Mr. Bill Farnham. As you are probably aware, Mr. Farnham had requested this annexation as the adjoining parcel (also owned by Mr. Farnham) is currently in the corporate limits of Lenoir City. The parcel in question is as follows:

- Referenced by Tax Map 005, Parcel 89.00, containing approximately 31.84 acres.

Even though this parcel joins Mr. Farnham's other parcel, it is not located within the City's Urban Growth Boundary but is within the planned growth area. The UGB, as currently configured, simply "splits" his property into two (2) distinct districts (UGB & PGA).

Due to these special circumstances, the City Council is requesting the Loudon County Commission sign off/approve this annexation. I have enclosed a copy of the map detailing the parcel as prepared by the planning office for your review. If you need any additional information, please do not hesitate to contact me or Russ at the planning office.

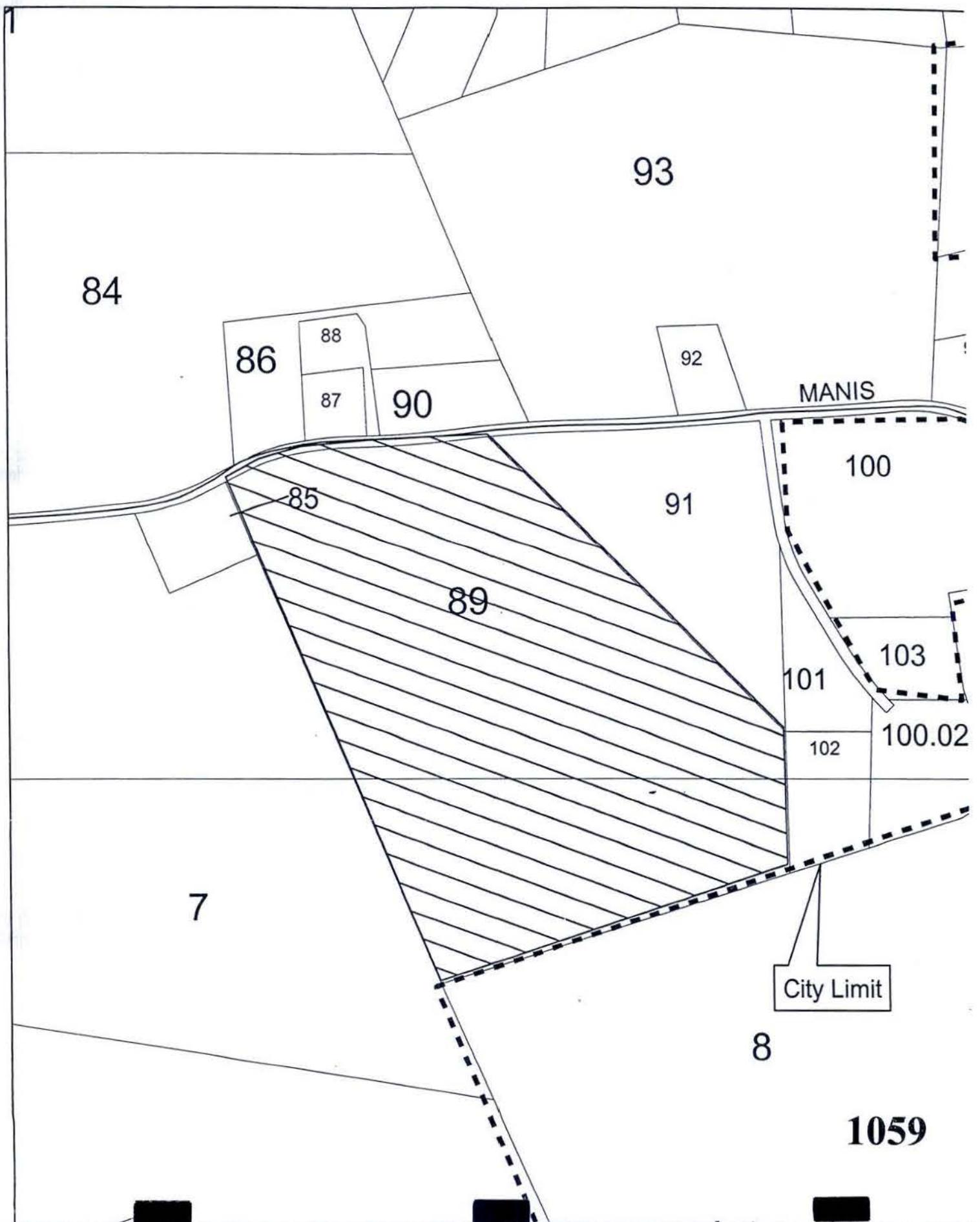
Thank you for your consideration in this important matter.

Sincerely,

W. Dale Hurst  
City Administrator

Enclosure

cc: Mayor  
City Council  
Russ Newman



Loudon County  
General Fund 101  
Ending June 30, 2006

1060

**Exhibit E**

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:39	<b>2006</b>	<b>2006</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								
171								
172	46200		<i>Public Safety Grants</i>					
173	46210		Law Enforcement Grant	18,000		18,000		18,000
174								
175			<b>Total Public Safety Grants</b>	18,000	0	18,000	0	18,000
176								
177	46300		<i>Health and Welfare Grants</i>					
178	46310		Health Department Programs	0		0	291,900	291,900
179								
180			<b>Total Health and Welfare Grants</b>	0	0	0	291,900	291,900
181								
182	46400		<i>Public Works Grant</i>					
183	46430		Litter Grant	0		0		0
184								
185			<b>Total Public Works Grant</b>	0	0	0	0	0
186								
187	46800- 46900		<i>Other State Revenues</i>	<b>(Identify)</b>				
188	46820		Income Tax	400,000		400,000		400,000
189	46830		Beer Tax	30,000		30,000		30,000
190	46840		Alcoholic Beverage Tax	25,000		25,000		25,000
191	46850		Mixed Drink Tax	5,500		5,500		5,500
192	46915		Prisoner Boarding	85,000		85,000		85,000
193	46960		Registrar's Salary Supplement	18,000		18,000		18,000
194	46990		Other State Revenues	0		0		0
195								
196			<b>Total Other State Revenues</b>	563,500	0	563,500	0	563,500
197								
198	<b>Total State of Tennessee</b>			<b>647,000</b>	<b>0</b>	<b>647,000</b>	<b>291,900</b>	<b>938,900</b>

**Loudon County  
General Fund 101  
Ending June 30, 2006**

**1061**

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:42	<b>2006</b>	<b>2006</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								
199								
200	<b>47000</b>		<b>Federal Government</b>					
201								
202	47200		<i>Federal Through State</i> <span style="border: 1px solid black; padding: 2px;">Expense code 54490</span>					
203	47220		Emergency Management	10,000		10,000		10,000
204	47235		Homeland Security Grant	0		0	231,194	231,194
205	47250		Law Enforcement Grants (Byrne)	0	45,000	45,000		45,000
206	47710		Public Safety Partnership (COPS & Tec	42,160		42,160	1,645	43,805
207								
208			<b>Total Federal Through State</b>	52,160	45,000	97,160	232,839	329,999
209								
210			<b>Total Federal Government</b>	<b>52,160</b>	<b>45,000</b>	<b>97,160</b>	<b>232,839</b>	<b>329,999</b>
211								
212	<b>48000</b>		<b>Other Governments and Citizens</b>					
213								
214	48100		<i>Other Governments</i>					
215	48110		Prisoner Board	20,000		20,000		20,000
216	48130		Contributions	20,000		20,000		20,000
217	48140		Contracted Services/Agreements	29,290		29,290		29,290
218								
219			<b>Total Other Governments</b>	69,290	0	69,290	0	69,290
220								

Loudon County  
General Fund 101  
Ending June 30, 2006

1062

	A	B	C	D	E	F	G	H	
1			<b>General Fund 101</b>						
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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									
221	48600		<i>Citizen Groups and Other</i>						
222	48610		Donations (Senior Citizens)	19,000		19,000		19,000	
223	48990		Other	0	0	0		0	
224									
225			<b>Total Citizens Groups and Other</b>	19,000	0	19,000	0	19,000	
226									
227									
228			<b>Total Other Governments and Citizens</b>	<b>88,290</b>	<b>0</b>	<b>88,290</b>	<b>0</b>	<b>88,290</b>	
229									
230			<b>Total Revenues</b>	<b>12,604,550</b>	<b>81,000</b>	<b>12,685,550</b>	<b>524,739</b>	<b>13,210,289</b>	
231									
232	49000		<i>Other Sources</i>						
233	49800		Transfers In (From 128 - Meth Match)	0	15,000	15,000		15,000	
234									
235			<b>Total Transfers In</b>	<b>0</b>	<b>15,000</b>	<b>15,000</b>	<b>0</b>	<b>15,000</b>	
236									
237	49950		<i>Special Revenue Items</i>						
238	49951		EDA Salary/Benefits Reimbursement	155,471	0	155,471	0	155,471	
239	49952		Cont from LE Schools for Juvenile			0	10,000	10,000	
240									
241			Additional \$10,000 rec'd in June 05 and is designated for Juvenile Program. (35110 YE entry)	<b>Total Special Revenue</b>	155,471	0	155,471	10,000	165,471
242									
243									
244			<b>Total Revenues and Transfers In</b>	<b>12,760,021</b>	<b>96,000</b>	<b>12,856,021</b>	<b>534,739</b>	<b>13,390,760</b>	
245									
246									
247									
248									

Loudon County  
General Fund 101  
Ending June 30, 2006

1063

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
373	51720		Planning and Community Development					
374	101		County Official/Administrative Officer	62,340		62,340		62,340
375	161		Staff Wages	51,500	100	51,600		51,600
376	196		In-Service Training	0		0		0
377	201		Social Security	7,058	10	7,068		7,068
378	204		State Retirement	8,811	12	8,823		8,823
379	212		Employer Medicare	1,651	2	1,653		1,653
380	307		Communication	3,000		3,000		3,000
381	335		Building Maintenance	1,000		1,000		1,000
382	338		Maintenance/Repair Vehicle	1,500		1,500		1,500
383	355		Travel	4,000		4,000		4,000
384	399		Other Contracts (Web Site Updating)	3,000		3,000		3,000
385	425		Gasoline	800		800		800
386	435		Office Supplies	6,500		6,500		6,500
387	452		Utilities	2,000		2,000		2,000
388	524		In Service/Staff Development	1,500		1,500	1,000	2,500
389	719		Office Equipment	3,000		3,000	(1,000)	2,000
390								
391			Total Planning & Community Develop	157,660	124	157,784	0	157,784
392								
393	51740		Engineering					
394	321		Engineering Services	0		0		0
395								
396			Total Engineering	0	0	0	0	0
397								

Additional 2% increase

Full Commission approval not required

**Loudon County  
General Fund 101  
Ending June 30, 2006**

1064

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
733	54210		Jail Department					
734	160		Guards	560,000		560,000		560,000
735	165		Cafeteria Personnel	48,000		48,000		48,000
736	169		Part-time Personnel	16,000		16,000		16,000
737	187		Overtime Wages	21,000		21,000		21,000
738	201		Social Security	39,990		39,990		39,990
739	204		State Retirement	49,923		49,923		49,923
740	212		Employer Medicare	9,353		9,353		9,353
741	355		Travel	1,500		1,500		1,500
742	399		Other Contracted Services	13,000		13,000		13,000
743	410		Custodial Supplies	8,500		8,500		8,500
744	413		Drugs and Medical Supplies (Inmates)	52,000		52,000		52,000
745	422		Food Supplies (Inmates)	68,000		68,000		68,000
746	435		Office Supplies	5,800		5,800		5,800
747	451		Uniforms	8,500		8,500		8,500
748	499		Other Supplies and Materials (Inmate S	10,000		10,000		10,000
749								
750			Total Jail Department	911,566	0	911,566	0	911,566
751								
752	54240		Juvenile Program					
753	189		Other Salaries and Wages	0	0	0	15,720	15,720
754	201		Social Security			0	975	975
755	204		State Retirement			0	1,217	1,217
756	212		Employer Medicare			0	228	228
757	199		Other Per Diem			0	1,100	1,100
758	355		Travel/Reservations			0	460	460
759	499		Other Supplies & Materials			0	300	300
760								
761				0	0	0	20,000	20,000

Funded w/ \$20,000  
from LE Schools

**Loudon County  
General Fund 101  
Ending June 30, 2006**

**1065**

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
783								
784	54420		Rescue Squad					
785	316		(a) Contributions (Loudon County Resc	75,000		75,000		75,000
786	316		(b) Contributions (Greenback Rescue S	10,000		10,000		10,000
787								
788			Total Rescue Squad	85,000	0	85,000	0	85,000
789								
790	54490		Other Emergency Mgmt (HLS & DOE Grants)					
791	307		Communication			0	2,300	2,300
792	349		Printing, Stationery & Forms			0	600	600
793	399		Other Contracts			0	1,000	1,000
794	422		Food Supplies			0	500	500
795	435		Office Supplies			0	1,500	1,500
796	446		Small Tools			0	1,400	1,400
797	499		Other Supplies & Materials			0	9,794	9,794
798	708		Communication Equipment			0	200,000	200,000
799	711		Furniture & Fixtures			0	5,000	5,000
800	729		Transportation Equipment			0	11,000	11,000
801	790		Other Equipment			0	8,100	8,100
802								
803			Total Other Emergency Management	0	0	0	241,194	241,194
804								

TRDA  
Co. Co.  
Tellico V.

Loudon County  
General Fund 101  
Ending June 30, 2006

1066

**Exhibit F**

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
805								
806	54510		Building Commission/Regulation			0		0
807	101		County Official/Administrative Officer	37,740		37,740	5,630	43,370
808	103		Assistant(s)	21,125		21,125	47,437	68,562
809	104		Other salaries/wages	0		0		0
810	161		Secretary(s)	0		0	0	0
811	201		Social Security	3,650		3,650	3,290	6,940
812	204		State Retirement	4,556		4,556	4,116	8,672
813	212		Employer Medicare	854		854	769	1,623
814	307		Communication	2,600		2,600	2,360	4,960
815	320		Dues and Memberships	265		265	248	513
816	338		Maintenance and Repair Services - Veh	400		400	4,800	5,200
817	355		Travel	175		175	412	587
818	425		Gasoline	1,400		1,400	2,800	4,200
819	435		Office Supplies	1,200		1,200	1,900	3,100
820	450		Tire	0		0	600	600
821	524		In Service/Staff Development	600		600	300	900
822	719		Office Equipment	400		400	3,350	3,750
823								
824			Total Building Commission/Regulation	74,965	0	74,965	78,012	152,977
825								

**Loudon County  
General Fund 101  
Ending June 30, 2006**

1067

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
826	54610		County Coroner/Medical Examiner					
827	131		Medical Personnel (Medical Examiner)	7,500		7,500		7,500
828								
829			Total County Coroner/Medical Examin	7,500	0	7,500	0	7,500
830								
831	54710		Public Safety Grants (COPS Tech & Meth)					
832	599		Other Charges	0	19,130	19,130	1,645	20,775
833								
834			Total Public Safety Grants	0	19,130	19,130	1,645	20,775
835								

**Loudon County  
General Fund 101  
Ending June 30, 2006**

**1068**

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
904								
905	55190		Other Local Health Services (DGA Gra	Revenue Codes for Grants 100%				
906	189		Wages/Salaries	0		0	216,000	216,000
907	201		Social Security	0		0	13,392	13,392
908	204		Retirement	0		0	16,720	16,720
909	212		Medicare	0		0	3,132	3,132
910	399		Other Operating Expense	0		0		0
911	307		Communication	0		0		0
912	425		Gasoline	0		0	1,800	1,800
913	499		Other Supplies	0		0	5,000	5,000
914	355		Travel	0		0		0
915								
916			Total Other Local Health Services	0	0	0	256,044	256,044
917								

Revenue Code  
46310

Loudon County  
General Fund 101  
Ending June 30, 2006

1069

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
1063								
1064	58600		Employee Benefits					
1065	201		Social Security	0		0		0
1066	204		State Retirement	0		0		0
1067	205		Employee and Dependent Insurance	1,547,500		1,547,500	62,143	1,609,643
1068	210		Unemployment Compensation	32,000		32,000		32,000
1069	212		Employer Medicare	0		0		0
1070	513		Workman's Compensation	220,000		220,000		220,000
1071	530		Fines, Assessments, & Penalties	3000		3000		3,000
1072								
1073			Total Employee Benefits	1,802,500	0	1,802,500	62,143	1,864,643

\$26,287 - Bldg Codes;  
\$35,856 - DGA Reimb

Loudon County  
General Fund 101  
Ending June 30, 2006

1070

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		10/17/2005 12:43	<b>2006</b>	<b>2006</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								
1096								
1097	<b>Beginning Fund Balance (Unaudited)</b>			1,217,292		1,217,292		1,217,292
1098			Per FY 05 Year End Closing Report					
1099								
1100	<b>35110 Designation from LE for Juvenile Program</b>					0	10,000	10,000
1101								
1102	<b>Total Revenue</b>			12,604,550	81,000	12,685,550	524,739	13,210,289
1103	<b>Transfers In</b>			155,471	15,000	170,471	10,000	180,471
1104								
1105	<b>Total Revenue and Transfers In</b>			12,760,021	96,000	12,856,021	534,739	13,390,760
1106								
1107	<b>Total Available Funds</b>			13,977,313	96,000	14,073,313	544,739	14,618,052
1108								
1109	<b>Expenditure Budget</b>			12,075,462	129,865	12,205,327	659,038	12,864,365
1110	<b>Transfers Out</b>			0	0	0	0	0
1111								
1112	<b>Total Expenditures and Transfer Out</b>			12,075,462	129,865	12,205,327	659,038	12,864,365
1113								
1114	<b>Ending Fund Balance</b>			1,901,851	(33,865)	1,867,986	(114,299)	1,753,687

**Budget Proposal for Building Code Adoption  
Fiscal Year Ending June 30, 2006**

Account Number	Description	1 <sup>st</sup> Semester	2 <sup>nd</sup> Semester	Total
54510	Building Commission/Regulation			
101	Building Official	\$18,870	\$24,500	43,370
103	Assistants	10,562	58,000	68,562
201	Social Security	1,825	5,115	6,940
204	State Retirement	2,278	6,394	8,672
206	Employer Life Insurance Expense	69	192	261
207	Employer Medical Insurance Expense	6,383	17,931	24,314
208	Employer Dental Insurance Expense	448	1,264	1,712
212	Employer Medicare	427	1,196	1,623
307	Communication	1,600	3,360	4,960
320	Dues & Memberships	133	380	513
338	Maintenance & Repair Svcs. - Vehicle	200	5,000	5,200
355	Travel	87	500	587
425	Gasoline	700	3,500	4,200
435	Office Supplies	2,100	1,000	3,100
450	Tires	0	600	600
524	In Service/Staff Development	300	600	900
719	Office Equipment	<u>3,550</u>	<u>200</u>	<u>3,750</u>
Total Building Commission/Regulation		\$49,532	\$129,732	\$179,264

## Budget Considerations For Building Code Adoption

With the conservative assumption that the department's budget will remain on target for the remainder of the calendar year (1<sup>st</sup> half of the fiscal year) and with building code adoption not effective until January 1, 2006, only the following additional departmental funding will be required through December 31, 2005:

Office Supplies (required forms for permits and inspection, Code Books for 2 inspectors)	\$ 1,500
Communication (position announcement ads)	\$ 300
Office Equipment - desks, chairs, and tables for inspectors (Based on Information from Susan Kyker)	<u>\$ 3,350</u>
Total Additional Funding for Calendar Year, 2005	<u>\$ 5,150</u>

The approved departmental funding for the current fiscal year is \$ 74,964 + medical. Employer medical expense, per Tammy Reynolds, would be approximately \$ 6,900. Consequently, based on the above estimate, the department's budget requirement for the 1<sup>st</sup> half of the fiscal year is  $\$ 74,964/2 + \$ 5,150 + \$ 6,900$  or \$ 49,532.

For the remainder of the fiscal year (1<sup>st</sup> half of calendar year, 2006), the following is an estimate of budget requirements (see comments on page 2):

Account Number	Building Commission/Regulation	
54510		
101	Building Official	\$ 24,500
103	Assistants	\$ 58,000
201	Social Security	\$ 5,115
204	State Retirement	\$ 6,394
206	Employer Life Insurance Expense	\$ 192
207	Employer Medical Insurance Expense	\$ 17,931
208	Employer Dental Insurance Expense	\$ 1,264
212	Employer Medicare	\$ 1,196
307	Communication	\$ 3,360
320	Dues & Memberships	\$ 380
338	Maintenance and Repair Services – Vehicle	\$ 5,000
355	Travel	\$ 500
425	Gasoline	\$ 3,500
435	Office Supplies	\$ 1,000
450	Tire	\$ 600
524	In Service/Staff Development	\$ 600
719	Office Equipment	<u>\$ 200</u>
Total Departmental Budget Requirement for the 2 <sup>nd</sup> half of the Fiscal Year		<u>\$129,732</u>

Total Revised Budget for Fiscal Year 2005 – 06 is  $\$49,532 + 129,732 = \underline{\$179,264}$

**Comments on the  
Estimate of  
Budget Requirements**

**Line Item 101 – Building Official**

This entry represents an annual salary of \$49,000, which is compatible with the salary for comparable positions in the surrounding communities (see the attached "Informal Salary Survey"), and is more commensurate with the education, experience, qualifications, and responsibilities required in the position.

**Line Item 103 – Assistants**

This entry represents an annual salary of \$45,000 each for two certified building inspectors (see the attached "Informal Salary Survey") and an annual salary of \$26,000 for an experienced administrative assistant. (Note: As I suggested in the initial budget request for the current fiscal year, the department's administrative assistant, Nancy Henson, is deserving of significantly more compensation. This is due to her dedication, job knowledge, efficiency, position responsibilities, and her professionalism while dealing with the public, contractors, and with other county and state employees. Additionally, with the adoption of a building code, there will be a substantial increase in the duties and responsibilities of the position. For example, adding Tellico Village to the department's jurisdiction will increase the number of building permits by approximately 50%, and there will be two more department employees with which to coordinate. The administrative assistant position is of paramount importance to the success of the department.)

**Line Items 206, 207, & 208 – Employer Insurance Expense**

These entries are based on current employee benefits data from Tammy Reynolds.

**Line Item 307 – Communication**

This entry is based on information obtained from Susan Kyker and provides for cell phones and additional telephone lines for inspectors.

**Line Item 320 – Dues and Memberships**

This entry provides for memberships in the East TN Building Officials Association (ETBOA) and the International Code Council (ICC) for the Building Official and the Building Inspectors, as well as, the professional engineering registration fee for the Building Official. Membership in these organizations qualifies for discounts offered on required certification training and publications (i.e., code books).

**Line Item 338 – Maintenance and Repair Services – Vehicle**

This entry assumes significant maintenance and repair will be required for two surplus vehicles to be obtained for inspectors.

**Line Item 355 – Travel**

This entry anticipates two overnight trips for certification training purposes.

**Line Item 425 – Gasoline**

This entry applies a factor of 3 to the currently approved budget (i.e., 3 vehicles vs. 2 vehicles) plus a buffer to account for driving vehicles home.

**Line Item 435 – Office Supplies**

This entry represents a \$400 increase over the currently approved budget to accommodate two additional inspectors.

Line Item 450 – Tire

This entry anticipates tires required for the two surplus vehicles obtained.

Line Item 524 – In Service/Staff Development

This entry includes \$300 for a Level I Workshop by the Tennessee Department of Environment and Conservation on Erosion Prevention and Sediment Control. The remaining funding is for training necessary to maintain code certifications.

Line Item 719 – Office Equipment

This entry facilitates procuring an additional digital camera for the inspectors.

### Income vs. Budget Requirements

The building permit fees for fiscal year 2004-05 totaled \$61,602. A detailed analysis of the permit fees for that year, applying the building code fee schedule, reveals that the fees would have totaled \$252,268 had the building code been in effect. Conservatively assuming the fees for fiscal year 2005-06 will be the same as for fiscal year 2004-05, the total income from building permit fees collected in fiscal year 2005-06 will be as follows:

For the 1<sup>st</sup> half of the fiscal year, with no building code in effect -  $\$61,602/2 = \$30,801$   
For the 2<sup>nd</sup> half of the fiscal year, with a building code adopted -  $\$252,268/2 = \underline{\$126,124}$   
Total fiscal year 2005-06 permit income without considering Tellico Village = **\$156,935**

#### With Tellico Village Added to our Jurisdiction

There were 214 residential permits issued in Tellico Village in fiscal year 2004-05. The average cost of construction on these projects was \$235 each. Consequently, using the building code fee schedule, the average cost of these permits would have been \$865 each had the building code been in effect. Thus, the total building permit fees for fiscal year 2004-05 would have been 214 permits X \$865 per permit or \$185,110. Applying the same conservative assumption as above, fiscal year 2004-05 income equals fiscal year 2005-06 income, the total income from Tellico Village building permit fees collected in fiscal year 2005-06 will be  $\$185,110/2$  or 92,555. Consequently, the estimated total building permit fees collected for fiscal year 2005-06, with Tellico Village in our permitting jurisdiction, is  $\$156,935 + \$92,555$  or **\$249,490**.

The above consideration does not include income from TDEC related to assistance with septic permits. This income is set at \$350 per month or \$4,200 per year. It also does not include income from applications for Variances and Special Exceptions. That income is estimated at \$2,000 per year.

### Conclusion

In summary, with an estimated surplus of **\$75,000+/-**, it is evident from the foregoing analysis, with the building code only in effect for 6 months of the year, that the income generated by adopting a building code is more than adequate to support the additional funding required.

## Informal Salary Survey\*

Current, as of 10/11/05, annual salary information from some surrounding jurisdictions:

<u>Jurisdiction</u>	<u>Inspector</u>	<u>Building Official</u>
Blount County		\$40,000 – \$50,000
Lenoir City		\$46,865 – \$51,260
Knox County	\$35,598 – \$51,262	\$48,639 – \$81,157
City of Pigeon Forge	\$35,788 – \$55,488	\$54,256
Roane County		\$46,580
City of Knoxville	\$26,500 – \$56,600	\$75,000

### Notes on the Survey

The City of Knoxville information is not compatible for Loudon County's consideration for the following reasons.

1. The department is large with over 30 personnel. Thus, the Building Official's supervisory duty does not compare to that of Loudon County. The Building Official does no inspections.
2. The Inspectors are not multi-disciplined (i.e., building inspectors do not perform plumbing or mechanical inspections).
3. Entry-level inspectors are not required to be certified; they have a one-year grace period to become certified.

Blount County does not have a building codes department. The survey information was taken from a position announcement for a Building Official to develop a department.

Lenoir City's Building Official/Inspector has no supervisory duties, but is certified and multi-disciplined with zoning inspector duties. The territory is small (population 7,400+) and the development consists primarily of small to medium commercial projects. The government vehicle is driven home.

Knox County's Building Official has supervisory duties with a staff of approximately 15 personnel but does no building/zoning inspections. The territory is large (population 200,000+) and there is significant residential and commercial development. The building inspectors are certified and multi-disciplined but do not have zoning inspector duties. The government vehicles are driven home.

The City of Pigeon Forge's Building Official has supervisory duties with a staff of approximately 5 personnel and doubles as a building/zoning inspector. The territory is small (population 5,500+) but there is abundant residential and commercial development. The building inspectors are certified and multi-disciplined with zoning inspector duties. The government vehicles are driven home.

Roane County's Building Official/Inspector has supervisory duties with a staff of two personnel and is certified and multi-disciplined, but has limited zoning inspector duties; there is a zoning assistant. The territory has a population of 30,000+ with moderate residential development. The government vehicle is driven home.

### **Loudon County Building Department**

Loudon County has a population of 30,000+ (excluding all municipalities except Greenback) with very heavy residential and light commercial development. The Building Official will have supervisory duties with a staff of at least 3 personnel. He must also double as a certified, multi-disciplined, Building Inspector with zoning inspector duties. The department must hire experienced, certified, multi-disciplined, Building Inspectors who will also have zoning inspector duties. In order to be competitive with other jurisdictions, permission should be granted to drive government vehicles home.

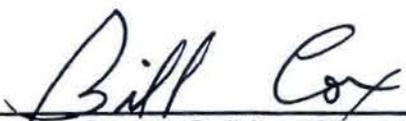
\*Population estimates are as of July 1, 2004.

Source: Population Division, U.S. Census Bureau; Released: June 30, 2005

### **Recommendations**

Based on the above informal salary survey and the related information, I make the following recommendations:

1. The annual salary range for the Loudon County Building Official (Commissioner):  
\$46,000 - \$58,000 with no take home vehicle  
I suggest an initial annual salary of \$49,000 beginning on January 1, 2006.
2. The annual salary range for Loudon County Building Inspectors:  
\$35,500 - \$53,000 with take home vehicles  
In order to hire certified, multi-disciplined, inspectors with a minimum of 5 years of experience, I suggest authorizing annual salaries up to \$45,000.

  
\_\_\_\_\_  
Loudon County Building Commissioner

OCT. 13, 2005  
Date

**Loudon County  
General Fund 101  
Ending June 30, 2006**

1077

Exhibit G

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		11/2/2005 7:21	<b>2006</b>	<b>2006</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								
665	54000		Public Safety					
666								
667	54110		Sheriff's Department					
668	101		County Official/Administrative Officer	66,787		66,787		66,787
669	103		Assistants (Chief Deputy)	53,040		53,040		53,040
670	106		Deputies	864,000		864,000	(38,395)	825,605
671	108		Investigator(s)	164,000		164,000	(40,266)	123,734
672	109		Captain(s)	89,800		89,800		89,800
673	115		Sergeant(s)	123,000		123,000	40,908	163,908
674	120		Computer Programmer(s)	0		0		0
675	140		Salary Supplement (State reimb 46210)	18,000		18,000		18,000
676	161		Secretary(s)	56,780		56,780		56,780
677	162		Clerical Personnel	52,750		52,750	(1,584)	51,166
678	169		Part-time Personnel (Deputies)	45,000		45,000		45,000
679	170		School Resource Officer	82,000		82,000	67,894	149,894
680	187		Overtime Pay	30,000		30,000		30,000
681	189		Other Salaries and Wages	0		0		0
682	201		Social Security	102,000		102,000	1,868	103,868
683	204		State Retirement	127,335		127,335	(2,543)	124,792
684	212		Employer Medicare	23,855		23,855	437	24,292
685	196		In-Service Training	0		0		0
686	307		Communication	18,000		18,000		18,000
687	317		Data Processing Services	1,020		1,020		1,020
688	320		Dues and Memberships	1,950		1,950		1,950
689	338		Maintenance and Repair Services - Veh	55,000		55,000		55,000
690	355		Travel	6,500		6,500		6,500
691	399		Other Contracted Services	8,000		8,000		8,000
692	413		Psychologicals and Physicals (Emp.)	25,000		25,000		25,000
693	425		Gasoline	95,000		95,000		95,000

Loudon County  
General Fund 101  
Ending June 30, 2006

1078

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		11/2/2005 7:21	<b>2006</b>	<b>2006</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								
694	435		Office Supplies	16,500		16,500		16,500
695	450		Tires	17,500		17,500		17,500
696	451		Uniforms	12,000		12,000		12,000
697	499		Other Supplies and Materials	3,000		3,000		3,000
698	506		Liability Insurance	0		0		0
699	508		Premiums on Corporate Surety Bonds	125		125		125
700	511		Vehicle Equipment and Insurance	21,000		21,000		21,000
701	513		Worker's Comp Insurance	20,000		20,000		20,000
702	524		In Service/Staff Development	4,500		4,500		4,500
703	708		Communication Equipment	7,500		7,500		7,500
704	718		Motor Vehicles	150,000		150,000		150,000
705	719		Office Equipment	2,500		2,500		2,500
706								
707			Total Sheriff's Department	2,363,442	0	2,363,442	28,319	2,391,761
708								

**Loudon County  
General Fund 101  
Ending June 30, 2006**

1079

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		11/2/2005 7:47	<b>2006</b>	<b>2006</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								
733	54210		Jail Department					
734	160		Guards	560,000		560,000	6,920	566,920
735	165		Cafeteria Personnel	48,000		48,000		48,000
736	169		Part-time Personnel	16,000		16,000		16,000
737	187		Overtime Wages	21,000		21,000		21,000
738	201		Social Security	39,990		39,990	429	40,419
739	204		State Retirement	49,923		49,923	(700)	49,223
740	212		Employer Medicare	9,353		9,353	100	9,453
741	355		Travel	1,500		1,500		1,500
742	399		Other Contracted Services	13,000		13,000		13,000
743	410		Custodial Supplies	8,500		8,500		8,500
744	413		Drugs and Medical Supplies (Inmates)	52,000		52,000		52,000
745	422		Food Supplies (Inmates)	68,000		68,000		68,000
746	435		Office Supplies	5,800		5,800		5,800
747	451		Uniforms	8,500		8,500		8,500
748	499		Other Supplies and Materials (Inmate S	10,000		10,000		10,000
749								
750			Total Jail Department	911,566	0	911,566	6,749	918,315

**Loudon County  
General Fund 101  
Ending June 30, 2006**

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		11/2/2005 7:21	<b>2006</b>	<b>2006</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								
1074								
1075	58900		Miscellaneous / Building & Contents Insurance					
1076	502		Building and Contents Insurance	250,000		250,000		250,000
1077	508		Premiums on Corporate Surety Bonds	0		0		0
1078	510		Trustee's Commission	200,000		200,000		200,000
1079								
1080			Total Misc./Building & Contents Insura	450,000	0	450,000	0	450,000
1081								
1082			<b>Total Other General Government</b>	<b>2,802,544</b>	<b>0</b>	<b>2,802,544</b>	<b>62,143</b>	<b>2,864,687</b>
1083								
1084								
1085			<b>Total Expenditures</b>	<b>12,075,462</b>	<b>129,865</b>	<b>12,205,327</b>	<b>694,106</b>	<b>12,899,433</b>
1086								
1087	99100		Transfers Out					
1088	590		Transfers to Recycling/Conv. Centers	0		0		0
1089								
1090			<b>Total Transfers Out</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
1091								
1092			<b>Total Expenditures and Transfers Out</b>	<b>12,075,462</b>	<b>129,865</b>	<b>12,205,327</b>	<b>694,106</b>	<b>12,899,433</b>
1093								
1094								
1095								

1080

Loudon County  
General Fund 101  
Ending June 30, 2006

1081

	A	B	C	D	E	F	G	H
1			<b>General Fund 101</b>					
2	<b>Account</b>		11/2/2005 7:21	<b>2006</b>	<b>2006</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								
1096								
1097	<b>Beginning Fund Balance (Unaudited)</b>			1,217,292		1,217,292		1,217,292
1098								
1099								
1100	35110		Designation from LE for Juvenile Program			0	10,000	10,000
1101								
1102	<b>Total Revenue</b>			12,604,550	81,000	12,685,550	524,739	13,210,289
1103	<b>Transfers In</b>			155,471	15,000	170,471	10,000	180,471
1104								
1105	<b>Total Revenue and Transfers In</b>			12,760,021	96,000	12,856,021	534,739	13,390,760
1106								
1107	<b>Total Available Funds</b>			13,977,313	96,000	14,073,313	544,739	14,618,052
1108								
1109	<b>Expenditure Budget</b>			12,075,462	129,865	12,205,327	694,106	12,899,433
1110	<b>Transfers Out</b>			0	0	0	0	0
1111								
1112	<b>Total Expenditures and Transfer Out</b>			12,075,462	129,865	12,205,327	694,106	12,899,433
1113								
1114	<b>Ending Fund Balance</b>			1,901,851	(33,865)	1,867,986	(149,367)	1,718,619
1115								

LOUDON COUNTY  
 General Capital Projects Fund 171  
 Ending June 30, 2006

1082

Exhibit H

	A	B	C	D	E	F	G	H	I	J	K
1											
2					10/17/05		2006	2006	2006		
3					10/17/05 1:31 PM		Original	Budget	Approved	Proposed	Proposed
4							Budget	Amendments	Amded Budget	Amendments	Amded Budget
5		<b>REVENUE</b>					2,500				
6		40000	Local Taxes				106,700				
7			40110	Current Property Taxes			266,750		266,750		266,750
8			40120	Trustee's Pr Yr			8,000		8,000		8,000
9			40125	Trustee's Collections-Bankruptcy			3,500		3,500		3,500
10			40130	Clerk and Master's Pr Yr							
11											
12				<b>Total Local Revenue</b>			278,250	0	278,250	0	278,250
13											
14											
15		43000	Charges for Services								
16			43190	Other General Ser Charges			0	0	0		
17											
18				<b>Total Charges for Services</b>			0	0	0		
19						GIS					
20		44000	Other Local Revenue								
21			44570	Contributions & Gifts			20,000		20,000		20,000
22			44990	Other Local Revenue							
23											
24				<b>Total Other Local Revenue</b>			20,000	0	20,000		20,000
25											
26		46000	State of Tennessee								
27			46290	Other Public Safety Grants (Irene Lane)			90,000		90,000		90,000
28											
29				<b>Total State of Tennessee</b>			90,000	0	90,000		90,000
30											

LOUDON COUNTY  
 General Capital Projects Fund 171  
 Ending June 30, 2006

1083

	A	B	C	D	E	F	G	H	I	J	K
1											
2					10/17/05		2006	2006	2006		
3					10/17/05 1:31 PM		Original	Budget	Approved	Proposed	Proposed
4							Budget	Amendments	Amded Budget	Amendments	Amded Budget
31		47000	Federal Revenue								
32			47180		CDBG Grant (Hwy 70 Sewer)		91,000	0	91,000		91,000
33											
34					<b>Total Direct Federal</b>		91,000	0	91,000		91,000
35											
36		48000	Other								
37			48990		Other (TV Irene Lane)		15,000		15,000		15,000
38											
39					<b>Total Other</b>		15,000		15,000		15,000
40											
41		49000	Other Sources								
42			49500		Other Loans Issued		1,000,000	0	1,000,000		1,000,000
43											
44											
45											
46					<b>TOTAL REVENUE</b>		<b>1,494,250</b>	<b>0</b>	<b>1,494,250</b>	<b>0</b>	<b>1,494,250</b>
47											

LOUDON COUNTY  
 General Capital Projects Fund 171  
 Ending June 30, 2006

1084

	A	B	C	D	E	F	G	H	I	J	K
1											
2					10/17/05						
3					10/17/05 1:31 PM						
4											
48					<b>EXPENDITURES</b>						
49					91120 Administration of Justice Projects				Juvenile Cnr		
50			706		Building Construction		58,000	14,300	72,300		72,300
51			321		Engineering		0	9,700	9,700		9,700
52											
53					Justice Center - Contractor's contingency						
54					<b>Total Adm of Justice</b>		58,000	24,000	72,300	0	82,000
55											
56					91130 Public Safety Projects						
57			399		Other Contracted Services		113,300		113,300		113,300
58											
59					<b>Total Public Safety</b>		113,300	0	113,300	0	113,300
60											
61					91140 Public Health and Welfare Projects						
62			706		Building Construction		400,000		100,000		100,000
63			706		Building Construction		200,000		200,000		200,000
64			399		Other Contracted Services		71,400		71,400		71,400
65			499		Other Supplies & Materials		49,900		49,900		49,900
66											
67					<b>Total Public Health &amp; Welfare</b>		421,300	0	421,300	0	421,300
68											
69											
70					91150 Social Cultural and Recreation Projects						
71			321		Engineering Services					15,000	15,000
72			706		Building Construction		769,650		769,650	253,400	1,023,050
73			724		Site Development		110,000		110,000		110,000
74											
75					<b>Total Social, Cultural &amp; Recreation</b>		879,650	0	879,650	268,400	1,148,050
76											
77					58000 Miscellaneiou						
78			510		Trustee's Commission		6,000		6,000		6,000
79											
80					<b>Total Miscellaneous</b>		6,000	0	6,000	0	6,000
81											
82											
83											
84					<b>TOTAL EXPENDITURES</b>		1,478,250	24,000	1,502,250	268,400	1,770,650

LOUDON COUNTY  
 General Capital Projects Fund 171  
 Ending June 30, 2006

1085

	A	B	C	D	E	F	G	H	I	J	K
1											
2					10/17/05		2006	2006	2006		
3					10/17/05 1:31 PM		Original	Budget	Approved	Proposed	Proposed
4							Budget	Amendments	Amded Budget	Amendments	Amded Budget
85											
86											
87											
88					Per FY 05 Year End Closing Report						
89											
90					<b>BEGINNING FUND BALANCE (Unaudited)</b>		1,449,384		1,449,384		1,449,384
91											
92					<b>TOTAL REVENUE</b>		1,494,250	0	1,494,250	0	1,494,250
93											
94					<b>TOTAL AVAILABLE FUNDS</b>		2,943,634	0	2,943,634	0	2,943,634
95											
96											
97					<b>TOTAL EXPENDITURE/TRFS</b>		1,478,250	24,000	1,502,250	268,400	1,770,650
98											
99											
100											
101											
102					<b>ENDING FUND BALANCE</b>		1,465,384	(24,000)	1,441,384	(268,400)	1,172,984

**Exhibit I**

**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

**BOARD OF EDUCATION**

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Bill Marcus, Vice-Chairman

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Larry Proaps LeRoy Tate

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**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

October 14, 2005

Ms. Tracy Blair,

Please submit the attached budget amendments to County Commission for approval. The attached amendments were approved by the school board on October 13, 2005.

- E-Rate Funding
- Adjustment in Substitute teacher line items, due to change in state accounting numbers
- Special Education - Excess Funds
- Fund 143
- Title 1 - Budgeting Substitute Teacher funds
- Technology Funds from County General

Sincerely,



Cindy Cornelius

Business Manager

Loudon County Schools

Proposed Amendment

10/13/2005

Account Number	Description	Original Budget	Proposed Amendments (new)	Previously Approved Amendments	Year-to-Date Amendments (includes new amendments)	Proposed Amended Budget
<b>E-Rate</b>						
71100-722-TECH	Equipment	\$44,000	\$6,268	\$0	\$6,268	\$50,268
72210-355-TECH	Travel	\$9,000	\$1,200	\$0	\$1,200	\$10,200
		\$53,000	\$7,468	\$0	\$7,468	\$60,468
<b>Revenue</b>						
44170	Misc. Refunds	\$162,000	\$7,468	\$4,000	\$11,468	\$173,468

<b>Substitute Teachers</b>						
71100-195	Certified Substitute	\$0	\$5,000	\$0	\$5,000	\$5,000
71100-198	Non-Certified Substitute	\$178,100	-\$5,000	\$0	-\$5,000	\$173,100
71200-195	Certified Substitute	\$0	\$1,000	\$0	\$1,000	\$1,000
71200-198	Non-Certified Substitute	\$20,000	-\$1,000	\$0	-\$1,000	\$19,000
71300-195	Certified Substitute	\$0	\$1,000	\$0	\$1,000	\$1,000
71300-198	Non-Certified Substitute	\$10,000	-\$1,000	\$0	-\$1,000	\$9,000
		\$208,100	\$0	\$0	\$0	\$208,100

<b>Special Ed - Excess Funds</b>						
71200-399	Other Contracted	\$227,000	\$20,636	-\$48,505	-\$27,869	\$199,131
<b>Revenue</b>						
47143	Special Ed Funds	\$0	\$20,636	\$0	\$20,636	\$20,636

<b>143 Food Service</b>						
143-73100-422	Food Supplies	\$0	\$110,000	\$0	\$110,000	\$110,000
<b>Revenue</b>						
47590	Other Federal thru State	\$0	\$110,000	\$0	\$110,000	\$110,000

<b>Title 1</b>						
142-71100-195-671	Certified Substitute	\$0	\$1,000	\$0	\$1,000	\$1,000
142-71100-198-671	Non-Certified Substitute	\$0	\$4,000	\$0	\$4,000	\$4,000
142-71100-201-671	Social Security	\$22,823	\$310	\$0	\$310	\$23,133
142-71100-204-671	Retirement	\$20,507	\$387	\$0	\$387	\$20,894
142-71100-212-671	Medicare	\$5,338	\$73	\$0	\$73	\$5,411
			\$5,770		\$5,770	
<b>Revenue</b>						
47141	Title 1	\$581,027	\$5,770	\$0	\$5,770	\$586,797

18087

Proposed Amendments Continued

Account Number	Description	Original Budget	Proposed Amendments (new)	Previously Approved Amendments	Year-to-Date Amendments (includes new amendments)	Proposed Amended Budget
<b>Technology funds from County General</b>						
72210-138	Instr. Computer Personnel	\$157,346	\$19,920	\$0	\$19,920	\$177,266
72210-201	Social Security	\$6,314	\$1,235	\$0	\$1,235	\$7,549
72210-204	Retirement	\$64,480	\$1,542	\$0	\$1,542	\$66,022
72210-212	Medicare	\$14,805	\$289	\$0	\$289	\$15,094
71100-722-TECH	Equipment	\$44,000	\$2,014	\$6,268	\$8,282	\$52,282
			<b>\$25,000</b>		<b>\$31,268</b>	
<b>Revenue</b>						
44990	Other Local Revenue	\$0	\$25,000	\$0	\$25,000	\$25,000

**RESOLUTION 110705-J**

**A Resolution Implementing State of Tennessee Mileage Reimbursement Rates For Loudon County Government**

*Whereas*, Loudon County Government employees are sometimes required to drive personal vehicles for official county business; and

*Whereas*, reimbursement standards and rates for such activity have not been approved by the Loudon County Commission; and

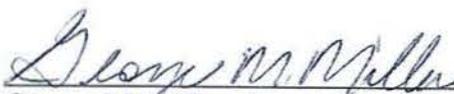
*Whereas*, in an effort to maintain a fair reimbursement rate for personal vehicle usage, Loudon County Commission authorizes the Loudon County Director of Budgets and Accounts to reimburse at the same rate the State of Tennessee is using at the time of travel.

*Now, Therefore, Be It Resolved*, that the Loudon County Commission, meeting in regular session this 07<sup>th</sup> day of November, 2005, authorizes the County Director of Budgets and Accounts to implement mileage reimbursement rates in accordance with the laws and guidelines of the State of Tennessee.

*Be It Further Resolved*, that Loudon County elected officials and department heads will make every effort to offer the use of a county owned vehicle to employees when travel is necessary.

This resolution shall take effect immediately upon passage, the public welfare requiring it.

  
\_\_\_\_\_  
County Clerk

  
\_\_\_\_\_  
George M. Miller, County Mayor

  
\_\_\_\_\_  
County Chairman

**Exhibit K**

COPY

**SETTLEMENT AGREEMENT**

This Agreement is made as of the 8<sup>th</sup> day of November, 2005, by and between Loudon County, Tennessee ("COUNTY") and Wright Brothers Construction Company, Inc. ("CONTRACTOR"). COUNTY and CONTRACTOR are collectively referred to herein as the "Parties".

**WHEREAS**, CONTRACTOR and COUNTY entered into a contract on or about October 23, 2002 (the "Contract"), under which CONTRACTOR was to construct certain public sanitary sewer system facilities for the COUNTY along and near Highway 70, Gentry Drive, Duggan Road and Harmon Lane in northern Loudon County under a grant from the Tennessee Department of Economic and Community Development (the "Project");

**WHEREAS**, the Parties have made claims against each other for delay, extra work, and other contract related claims arising under the Contract or resulting from the Project, which has resulted in CONTRACTOR filing an action against COUNTY in Loudon County Chancery Court, Civil Action Number 10728 filed on August 22, 2005 (the "Litigation");

**WHEREAS**, the Parties have reached an agreement to resolve the disputes between them and wish to memorialize this agreement in writing.

**NOW, THEREFORE**, in consideration of the promises, the mutual covenants and undertakings set forth hereinafter, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. The recitals contained in this document are integral and are incorporated herein as representations jointly made by the Parties.
2. Within ten (10) days of CONTRACTOR's execution and delivery of this Agreement to COUNTY, COUNTY shall pay CONTRACTOR the sum of Seventy Six

Thousand Dollars and 00/100 (\$76,000.00). In return for said payment to CONTRACTOR by COUNTY, CONTRACTOR does hereby waive, release and forego any other amounts due under the Contract. No additional compensation will be owed to CONTRACTOR by COUNTY under the Contract or for the Project. CONTRACTOR represents and warrants that there are no claims of laborers or mechanics for unpaid wages arising out of the performance of the Contract and that there are no claims by suppliers of materials installed in the Project that have not been fully paid. Should COUNTY fail to pay the above-stated settlement amount to CONTRACTOR within ten (10) days of CONTRACTOR's execution and delivery of this Agreement to COUNTY, this Agreement shall be null and void and the Parties shall be free to pursue any claims they may have against the other.

3. COUNTY waives, releases and foregoes all liquidated damages to which it may be entitled with respect to the Project and the Contract.

4. Except as herein provided, CONTRACTOR hereby releases the COUNTY along with COUNTY'S employees, officers, directors, commissioners, affiliates, subsidiaries, insurers, sureties, attorneys, sub-contractors, and successors and assigns, from any and all claims, demands, actions, causes of action, obligations and damages, direct or indirect, at law or in equity, whether now known or unknown, that arise from, relate to, or are connected in any way to the Project, including, but not by way of limitation, all claims under the Contract and all claims asserted in the Litigation. The Litigation shall be dismissed with full prejudice. Each party shall bear their own discretionary costs and the court costs shall be paid by COUNTY.

5. The Parties agree that all warranties of CONTRACTOR under the Contract shall be interpreted in accordance with the Contract Documents and shall extend for the period prescribed by Sections 6.30 and 13.12 of the General Conditions of the Contract. Further, this

Agreement shall in no way act as a release of any unknown or undiscovered claims or of any manufacturer or any warranty provided by the manufacturer of any product or equipment installed by CONTRACTOR as part of the Project. CONTRACTOR and COUNTY agree to reasonably cooperate in executing and delivering any and all documents reasonably required to close out the Contract or to make warranty claims against product manufacturers, to the extent such documents can be reasonably provided or produced.

6. In consideration of the payment recited herein, the Parties also agree that this Agreement represents and constitutes a settlement and compromise of a doubtful and disputed claim and the payment made in settlement thereof is not to be construed as an admission of liability on the part of either of the Parties, and COUNTY and CONTRACTOR expressly deny liability to the other.

7. This Agreement contains the entire understanding of the Parties with respect to the subject matter of this Agreement. All prior communications, including correspondence and drafts of this Agreement, are merged into this Agreement. Only this Agreement contains the actual and final agreement of the Parties.

8. The Parties shall cooperate in good faith to effectuate all of the terms and conditions of this Agreement, including doing or causing their agents and attorneys to do whatever is reasonably necessary to effectuate the signing, delivery, execution, filing and entry of any documents necessary to conclude this matter and otherwise perform the terms of this Agreement.

9. This Agreement is made and executed by the Parties of their own free will and after consultation with counsel. The Parties acknowledge that they know all of their rights in connection with this Agreement, and that they have not been improperly influenced, coerced, or

induced to make this compromise settlement by any action on the part of any party or any employee, agent, attorney, or representative of any party to this Agreement.

10. Each Party to this Agreement represents and warrants that it has the authority to enter into this Agreement and to perform the duties and obligations to which it has agreed herein. Each of the Parties to this Agreement further represents and warrants that prior to signing this Agreement it has neither sold, assigned nor otherwise transferred any interest in the claims, demands, or rights that are the subject of the releases herein.

11. Neither this Agreement nor its terms will be construed against either of the Parties by reason of its participation in the drafting of this Agreement.

12. This Agreement may not be amended or modified except by another written instrument signed by the Parties.

13. Waiver of any one or more of the terms of this Agreement does not constitute a waiver of any other term.

14. Should any part, term or provision of this Agreement be declared or be determined by any court or arbitration panel of competent jurisdiction to be wholly or partially illegal, invalid, or unenforceable, the legality, validity and enforceability of the remaining parts, terms or provisions shall not be affected thereby; and any illegal, unenforceable or invalid part, term or provision shall be deemed not to be a part of this Agreement.

15. The Parties represent that this Agreement is made without reliance upon any statement, representation or warranty of any person or entity, with the exception of any representations or warranties expressly set forth in this Agreement.

16. This Agreement shall not impair the legal rights of the Parties except as expressly set forth herein.

17. To facilitate execution, this Agreement may be executed in several counterparts by one or more of the undersigned Parties and all such counterparts when so executed shall together be deemed to constitute a single agreement as if one document had been signed by both Parties.

18. Should it become necessary to file a lawsuit to enforce the provisions of this Agreement, the prevailing party shall be entitled to an award of reasonable attorneys' fees.

**IN WITNESS WHEREOF**, the Parties have executed and delivered this Agreement and caused this instrument to be executed and delivered by their duly authorized officers, the day and year first set forth above.

**COUNTY:**

**Loudon County, Tennessee**

By: George M. Miller  
George Miller, County Mayor

**CONTRACTOR:**

**Wright Brothers Construction Company, Inc.**

By: Thomas C. Whitsitt  
Thomas C. Whitsitt, Vice President