

LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

November 1, 2010

6:00 PM

PUBLIC HEARING

- (1) Loudon County Planning and Codes Director – Russ Newman
Public Hearing
A Resolution Amending the Zoning Map of Loudon County, Tennessee, pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone Approximately 17.4 Acres from A-1 (Agriculture-Forestry) to C-2 (General Commercial), Referenced by: Tax Map 44, Parcel(s) 61.28, 61.29, 61.30, Located on Highway 321 at Friendsville Road, 3rd Legislative District.

REGULAR MEETING

- (2) BE IT REMEMBERED that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 1st day of November, 2010. The **Honorable Roy Bledsoe** called the meeting to order.
Commissioner Meers opened the County Commission Meeting, led the Pledge of Allegiance to the Flag of the United States of America and gave the invocation.
- (3) Present were the following Commissioners: **Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (10)**
Roll Call The following Commissioners were **Absent: (0)**
Thereupon **Chairman Bledsoe** announced the presence of a quorum.
Present was the **Honorable Mayor Estelle Herron**.
- (4) **Chairman Bledsoe** requested that the November 1, 2010 Agenda be adopted. **Commissioner Meers** requested moving his Item C. to Item F. on the Agenda to allow time for representatives of the Lions Club to arrive.
Agenda Adopted As Amended A **motion** was made by **Commissioner Franke** with a second by **Commissioner Maples** to adopt the Agenda as amended.
Upon voice vote the motion **Passed** unanimously.
- (5) **Chairman Bledsoe** requested that the October 4, 2010 County Commission Meeting Minutes be approved and accepted.
Minutes for October 4, 2010 Approved A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to approve and accept the minutes.
Upon voice vote the motion **Passed** unanimously.

(6)
Comments:
Agenda Items

Chairman Bledsoe asked that any visitor wishing to address the Commission regarding items on the planned Agenda come forward.

Pat Hunter came forward to express her appreciation to the Commission for ensuring that their contact information was made available on the Loudon County Government Website and to praise the efforts of the new Knox County Mayor, Tim Burchett, who is moving aggressively to cut unnecessary spending from his county's budget. She also expressed concern about several of the budget amendment line items that will be voted on tonight. The items were for stationary and business cards for Commissioners – she suggested they purchase these from their compensation; a Thanksgiving luncheon for County employees; and new furniture for the Mayor's Office. She felt that these were expenses the county cannot afford given the current budget situation and more urgent funding requirements for the schools. She praised **Commissioner Shaver** for his comments at the Budget Committee Meeting objecting to these expenditures.

Richard Truitt came forward to praise the efforts of Mayor Burchett and to also raise objections to the budget expenditures for the purchase of new furniture for the Mayor's Office and the Thanksgiving luncheon for County employees, suggesting a pitch-in luncheon instead.

Commissioner Maples echoed praise for the efforts of Mayor Burchett and stated that she agreed with the above comments regarding the budget.

(7)
2010 Code
Of Ethics
Policy
Approved

Estelle Herron, Loudon County Mayor, requested discussion and possible action on the following items:

1. Consideration of Approving the 2010 Policy – Code of Ethics for the Loudon County, Tennessee Government.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Franke** to approve this Policy.

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

Exhibit 110110-A

(8)
Cody Bengel
Day
Approved

2. Consideration of Approving a Proclamation Designating October 23, 2010 as Cody Bengel Day on the occasion of his reaching the highest rank of Eagle Scout in the Boy Scouts of America.

Exhibit 110110-B

(9)
Loudon County
School Bus
Driver
Appreciation
Days Approved

3. Consideration of Approving a Proclamation Designating October 26th and October 27th, 2010 as Loudon County School Bus Driver Appreciation Days.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Yarbrough** to approve both these Proclamations.

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

Exhibit 110110-C

Loudon County Planning and Codes Director, Russ Newman, requested consideration and possible action on the following item:

(10)
Rezoning
Resolution
Approval Denied
Pending
Further
Investigation

1. A Resolution Amending the Zoning Map of Loudon County, Tennessee, pursuant to Chapter Seven, §13-7-105 of the Tennessee Code Annotated, to Rezone Approximately 17.4 Acres from A-1 (Agriculture-Forestry) to C-2 (General Commercial), Referenced by: Tax Map 44, Parcel(s) 61.28, 61.29, 61.30, Located on Highway 321 at Friendsville Road, 3rd Legislative District.

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Shaver** to recommend not approving this rezoning resolution at this time but to go back and revisit the Land Use Plan before considering approval of this request. Upon voice vote the motion to **deny** approval at this time **Passed** unanimously.
Resolution 110110-D

Loudon County Purchasing Director, Leo Bradshaw, requested consideration and possible action on the following items:

(11)
Sale of
Surplus
Equipment
Approved

1. Request Consideration of Approving a Recommendation for the Sale of Surplus Highway Department Equipment, Sheriff's Department Vehicles, and a County Vehicle.

A **motion** was made by **Commissioner Maples** with a second by **Commissioner Meers** to approve this recommendation.
Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, and Jenkins: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman announced the motion **Passed: (10, 0, 0)**

(12)
Contract for
County
Ambulance
Service
Approved

2. Request Consideration of Approving a Recommendation for a Five-year Service Contract between Loudon County and Rural Metro to Provide Ambulance Services to the County.
- A **motion** was made by **Commissioner Meers** with a second by **Commissioner Shaver** to approve this recommendation.
Upon roll call vote the following Commissioners voted **Aye: Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, and Meers: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman announced the motion **Passed: (10, 0, 0)**

Loudon County Budget Director, Tracy Blair, requested consideration and possible action on the following items:

(13)
Homeland
Security
Grant
Approved

1. Consideration of a Recommendation to Approve Application/Acceptance of a \$89,225.28 Homeland Security Grant; no matching funds.

A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Franke** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

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

(14)
Governor's
Highway
Safety
Grant
Approved

2. Consideration of a Recommendation to Approve Application/Acceptance of a \$5,000.00 Governor's Highway Safety Office Grant; no matching funds.

A **motion** was made by **Commissioner Franke** with a second by **Commissioner Meers** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, and Shaver: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

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

(15)
Project
Lifesaver
Grant
Approved

3. Consideration of a Recommendation to Approve Application/Acceptance of a Project Lifesaver Grant for equipment.

A **motion** was made by **Commissioner Miller** with a second by **Commissioner Duff** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, and Franke: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

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

(16)
Donation
To Project
Lifesaver
Approved

4. Consideration of a Recommendation to Approve Acceptance of a \$500.00 Donation to Project Lifesaver.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Meers** to approve this recommendation.

Upon roll call vote the following Commissioners voted **Aye: Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, and Bledsoe: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

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

(17)
Acceptance
of Soil
Conservation
District
Supplement
Approved

5. Consideration of Recommending Acceptance of \$2,000.00 from the Soil Conservation District to Supplement the District Secretary's Wage
- A **motion** was made by **Commissioner Franke** with a second by **Commissioner Maples** to approve this recommendation.
- Upon roll call vote the following Commissioners voted **Aye: Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, and Duff: (10)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioners were **Absent: (0)**
- Thereupon the Chairman announced the motion **Passed: (10, 0, 0)**

(18)
Transfer
of Funds
For Cash
Flow
Approved

6. Consideration of a Recommendation to Approve a Resolution to Transfer Funds from General Purpose School Fund to Federal Projects Fund for Cash Flow.
- Commissioner Miller** requested correction of a typographical error in the Resolution, which was noted, following which he made a **motion** with a second by **Commissioner Yarbrough** to approve the Resolution as corrected.
- Upon roll call vote the following Commissioners voted **Aye: Harrelson, Miller, Jenkins, Meers, Maples, Shaver, Franke, Bledsoe, Duff, and Yarbrough: (10)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioners were **Absent: (0)**
- Thereupon the Chairman announced the motion **Passed: (10, 0, 0)**
- Resolution 110110-E**

(19)
Fund 101
Approved

7. Consideration of a Recommendation to Approve Amendments in the Following Funds:
- a. County General Fund 101
- Commissioner Shaver** spoke in support of the comments of Ms. Hunter and Mr. Truitt regarding the expenditures in this Fund of \$4,500. for a Thanksgiving luncheon for County employees and \$5,000. for office furniture agreeing that these were not a wise use of County funds at this time and he would vote "no" on this recommendation for that reason.
- Discussion followed during which **Mayor Herron** stated that \$3,000. of the office furniture request were for her office and the request for the employees Thanksgiving luncheon was to show County employees they were appreciated in that she feels that their morale is extremely low at this time.
- Chairman Bledsoe** asked if there was a motion.
- Further discussion included **Commissioner Franke** suggesting that the Commissioners and each of the Elected County Officials contribute \$100. or \$200. toward the employees luncheon instead.
- A **motion** was made by **Commissioner Miller** with a second by **Commissioner Franke** to accept the recommendation of the Budget Committee.
- Following further discussion, **Commissioner Shaver** made a **motion** with a second by **Commissioner Maples** to amend the original motion by removing from account 51300 Line Item 355, Travel and Employees Thanksgiving Luncheon and Line Item 711, Furniture and Fixtures.
- Discussion followed during which **Commissioner Meers** said that he agreed that each Commissioner should donate \$200. toward the employees luncheon.
- Commissioner Miller** agreed that employees need appreciation and motivation.

Chairman Bledsoe asked **Chair Pro Tempore Maples** to take the chair so that he could make comments. He asked **Mayor Herron** if the money for these two line items had already been spent and she responded “no”.

Chairwoman Maples asked for a vote on amendment #1. **Commissioner Miller** reminded that, in preceeding discussions, **Commissioner Jenkins** had said that he would like to offer an amendment also. Following discussion, **Commissioner Jenkins** made a **motion** with a second by **Commissioner Meers** to amend amendment #1 by removing the Line Item 711, Furniture and Fixtures but leaving the Line Item 355, Travel and Employees Thanksgiving Luncheon in the Fund.

Upon roll call vote on **Amendment #2** to remove the Line Item for Furniture and Fixtures but leave the Line Item for the County Employees Thanksgiving Luncheon in the Fund the following Commissioners voted **Aye: Jenkins, and Meers: (2)**

The following Commissioners voted **Nay: Miller, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, and Harrelson: (8)**

The following Commissioners were **Absent: (0)**

Therefore the chairwoman announced the motion **Failed: (2, 8, 0)**

Upon roll call vote on **Amendment #1** to remove both Line Items from the Fund the following Commissioners voted **Aye: Jenkins, Meers, Maples, Shaver, Franke, Duff, and Yarbrough: (7)**

The following Commissioners voted **Nay: Bledsoe, Harrelson, and Miller: (3)**

The following Commissioners were **Absent: (0)**

Therefore the Chairwoman announced the motion **Passed: (7, 3, 0)**

Upon roll call vote on the **original motion as amended** the following Commissioners voted **Aye: Meers, Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, and Jenkins: (10)**

The following Commissioners voted **Nay: (0)**

Therefore the Chairwoman announced that the original motion as amended **Passed: (10, 0, 0)**

Discussion continued following voting with **Commissioner Franke** and **Commissioner Miller** supporting and Commission agreeing that donations from the Commissioners and Elected County Officials toward the County employees Thanksgiving luncheon were appropriate and that **Commissioner Meers** would collect the money and give it to the **Mayor**.

Exhibit 110110-F

(20)
Fund 115
Approved

b. Public Library Fund 115

A **motion** was made by **Commissioner Maples** with a second by **Commissioner Franke** to approve the recommendation of the Budget Committee.

Upon roll call vote the following Commissioners voted **Aye: Maples, Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, and Meers: (10)**

The following Commissioners voted **Nay: (0)**

The following Commissioners were **Absent: (0)**

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

Exhibit 110110-G

- (21)
Fund 131
Approved
- c. Highway Fund 131
A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Miller** to approve the recommendation of the Budget Committee.
Upon roll call vote the following Commissioners voted **Aye: Shaver, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman announced the motion **Passed: (10, 0, 0)**
Exhibit 110110-H
- (22)
Comptroller's
Letter
Distributed
- Budget Director Blair** requested that records reflect the distribution of a Letter from the State of Tennessee Comptroller providing approval for the issuance of tax and revenue anticipation notes for the Public Library Fund.
Exhibit 110110-I
- (23)
Summary
Financial
Statements
Distributed
- Budget Director Blair** requested that records reflect that the Summary Financial Statements for the month of October 2010 have been distributed.
Exhibit 110110-J
- Loudon County Commissioner, David Meers**, requested consideration and possible action on the following items:
- (24)
Notaries
Approved
1. Approval of Notary Applications.
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Jenkins** to approve the following **Notaries: *Teresa Wallace; Joyce Ann Phillips; Mary E. Williams; Toby Jones Brewster; and Becky Duncil.***
Upon voice vote the motion **Passed** unanimously.
Exhibit 110110-K
- (25)
Loudon
Lion's Club
Day
Approved
2. Consideration of Approving a Resolution Declaring November 19, 2010 as Loudon Lion's Club Day on the 75th Anniversary of their Service to the County.
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Maples** to approve this Resolution.
Upon voice vote the motion **Passed** unanimously.
Resolution 110110-L

(26)
Comments:
Non-Agenda
Items

Chairman Bledsoe asked that any visitor wishing to address the Commission regarding items not on the Agenda come forward.

Richard Truitt spoke and offered to match the contribution of each Commissioner toward the County Employees' Thanksgiving luncheon and **Commissioner Meers** responded that each would contribute \$200. Mr. Truitt commented on the voting procedures used at this meeting and stated that as he understands the Rules of Order the voting was done correctly. He further commented on **Commissioner Yarbrough's** comments at a recent Budget Committee meeting and **Commissioner Yarbrough** responded by requesting a copy of the CD that Mr. Truitt had of that meeting. **Commissioner Miller** spoke in response to Mr. Truitt's comments regarding Tellico Village residents stating that not all the residents in the Village are "rich" and that the voters had spoken on wheel tax and sales tax increases and these were not being considered as possible ways to increase revenue.

Commissioner Franke asked the **Mayor** about the upcoming Ethics meeting and the Mayor responded that the meeting was on Monday. She also stated that this would count toward UT certification for those who needed it.

Commissioner Meers asked the **Mayor** if she needed the Thanksgiving Luncheon money at the Ethics meeting and she stated that she didn't need the money until after the luncheon on the 19th.

Commissioner Duff described two handouts he had distributed to each Commissioner: The TCSA 2011 Legislative Platform Listing and the 2009-2010 Capital Analysis document. **Commissioner Maples** thanked **Commissioner Duff** for distributing the documents.

Commissioner Miller asked if any of the attendees to the recent retreat, which he was unable to participate in, attended the BEP Training Session and **Commissioner Yarbrough** provided comments on the session. **Commissioner Franke** stated that he was preparing information on the Retreat and would be sharing that as soon as it was completed.

(27)
Mayor's
Comments:

Mayor Herron announced that at 6 p.m. on November 8, 2010 there will be a Meeting on Ethics, Open Records, and the Sunshine Law and all the Cities (Lenoir City, Loudon, Greenback and Philadelphia) Officials and all the Elected Officials are invited to attend. It will be held at the Courthouse Annex Building at 6 p.m. She also announced that the Employees Thanksgiving Luncheon would be on Friday, November 19th from 11a.m.-1 p.m. at the Highway Department and she invited the Commissioners to attend.

Chairman Bledsoe asked if there were any further comments and, upon receiving none, he asked for a motion to adjourn.

(28)
Adjournment

There being no further business, a **motion** being duly made and seconded, the November 1, 2010 County Commission Meeting stood adjourned at 7:20 p.m.

CHAIRMAN

ATTEST:

COUNTY CLERK

COUNTY MAYOR