

LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

December 1, 2014

6:00 PM

PUBLIC HEARING

A Resolution to Amend the Loudon County Zoning Resolution, Article 4, Section 4.230 Development Standards For Permitting Telecommunications Towers and Antennas, Article 5, Section 5.010 Classification of Districts, Article 5, Section 5.041 A-1 Agriculture-Forestry District, Article 5, Section 5.042 A-2 Rural Residential District, Article 5, Section 5.049 R-E Single Family Exclusive Overlay District, Article 5, Section 5.051 Telecommunications Overlay District, and Article 7, Section 7.150 Postponed and/or Withdrawn Agenda Items Pursuant to Tennessee Code Annotated, Section 13-7-105.

REGULAR MEETING

- (1) **Opening of Meeting** **BE IT REMEMBERED** that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 1st day of December, 2014. The **Honorable Steve Harrelson** called the meeting to order.
- Commissioner Maples** opened the County Commission Meeting, led the Pledge of Allegiance to the Flag of the United States of America and gave the invocation.
- (2) **Roll Call** Present were the following Commissioners: **Brewster, Meers, Maples, Tinker, Satterfield, Bradshaw, Harrelson, Duff, Shaver, and Cullen: (10)**
The following Commissioners were **Absent: (0)**
Thereupon **Chairman Harrelson** announced the presence of a quorum.
Present was the **Honorable Mayor Buddy Bradshaw**.
- (3) **Agenda Adopted As Amended** **Chairman Harrelson** requested that the December 1, 2014 Agenda be adopted. **Mayor Bradshaw** requested adding to the Agenda, as Number 1 under his name, the Rural Metro Amendment and Agreement.
A **motion** was made by **Commissioner Shaver** with a **second** by **Commissioner Duff** to approve the Agenda as amended.
Upon voice vote the motion **Passed** unanimously.
- (4) **Minutes for Nov 3, 2014 Comm Mtg Approved** **Chairman Harrelson** requested that the November 3, 2014 County Commission Meeting Minutes be approved and accepted.
A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Cullen** to approve these minutes.
Upon voice vote the motion **Passed** unanimously.

(5)
Comments:
Agenda Items

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

Loudon County Trustee, Chip Miller, spoke about the Resolution Authorizing the Establishment of Check Clearing Accounts for the Disbursing of County Funds which is Item 2 under **Budget Director Blair's** items. He spoke about updates made in the Trustee's Office in equipment and capabilities over this past year. He explained how the system of County check disbursement has been functioning and how it will function under this new system. The Trustee's Office will be partnering with two new banks – First National and FSG with First National Bank being the Master account holder. The County has been getting 8 basis points of credit on funds above the \$18M minimum deposit and the charges are excessive. With FSG Bank the County was able to go from 8 basis points to 45 basis points. These new procedures will save the County about \$105,000.

Pandora Vreeland spoke about the Adequate Facilities Tax (AFT) item being discussed by **Commissioner Shaver**. She is concerned that these funds are being spent to demolish something rather than building something as it was originally intended. She suggested that these funds could be spent to build or improve needed space for the County Government or to pay down County debt or make needed improvements.

Pat Hunter spoke about items in the Mayor's presentation beginning with the Issuance of Debt asking if the County was intending to go out with requests for proposals on the \$10M as they did in the past on the \$45M. She also said that two of the items in his presentation did not have accompanying documents and they should have. The Mayor had stated at the opening of the meeting that these two items would not be voted on at this meeting but were on the agenda so that he could provide updates on their status. She spoke about the situation with the Solid Waste Commission needing an administrative assistant saying that Santek was responsible for providing these services and not the County.

Loudon County Mayor, Buddy Bradshaw requested consideration and possible action on the following items:

(6)
Correction to
Loudon County
Government
Meeting Dates
Schedule for 2015

1. Request Consideration and Approval of a Correction to the Loudon County Government 2015 Meeting Dates Schedule.

A **motion** was made by **Commissioner Bradshaw** with a second by **Commissioner Shaver** to approve this correction.

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

Exhibit 120114-A

(7)
Amendment &
Agreement to
Terminate
Non-Emergency
Ambulance
Services
With Rural
Metro

2. Request Consideration of Approval of an Amendment and Agreement to Terminate Emergency and Non-Emergency Ambulance Transportation Services Agreement with Rural/Metro.

Mayor Bradshaw provided update information on meetings with Rural/Metro and how the draw down would take place.

A **motion** was made by **Commissioner Shaver** with a second by **Commissioner Tinker** to approve this amendment and agreement.

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

Exhibit 120114-B

- (8)**
Update on Debt Issuance
3. Update on Debt Issuance
Mayor Bradshaw reported on the status of the \$10M Bond Issuance for additions to Loudon and Highland Park Schools. Cumberland Securities has offered the County a 2.17 Variable Rate and a 2.7 Fixed Rate and the Mayor will leave it to the Commission to decide which to go with. He feels that the 2.7 Fixed Rate is a great offer and is safer regarding locking into a rate that won't go up in the future. Discussion followed which resulted in general agreement that the 2.7 Fixed Rate was the better offer. The Mayor believes that once the commitment is made Cumberland Securities will do the Resolution for the Commission and said that there may need to be a Special Called Meeting later this month to vote on the agreement if the Resolution is ready then.
Exhibit 120114-C
- (9)**
Update on Tellico Village POA/County Delinquent Lots Issue
4. Update on Tellico Village POA/Loudon County Delinquent Lots Issue
Mayor Bradshaw spoke about the letter that he and Commissioners had received from the **POA Board of Directors President Alan Hart**. The **Tellico Village POA General Manager Winston Blazer** was in the audience.
Commissioner Shaver said that he takes issue with some of the things in the TVPOA letter and he would like to have everybody together in the same room to talk about all this. It's his opinion that someone is lying to the County regarding what's going on. **Mayor Bradshaw** agreed to try to get everyone together and to have attorneys present if desired. He said the goal is to get the lots back on the market.
Commissioner Shaver said the County needs a waiver from the POA and **Commissioner Cullen** commented that the problem for the POA is that they would have to pay the taxes on the lots that don't sell.
Mr. Blazer agreed that the plan from **Commissioner Shaver** was a good one and said that the POA is anxious to work this out with the County.
Exhibit 120114-D
- (10)**
Recognition of Marge Price
5. Request Consideration of Approval of a Resolution Recognizing the Dedication and Contributions of County Resident Marge Price to the Citizens of Loudon County.
Mayor Bradshaw described the reason for this recognition and a **motion** was made by **Commissioner Maples** with a **second** by **Commissioner Brewster** to approve this request.
Upon voice vote the motion **Passed** unanimously.
Resolution 120114-E
- (11)**
Update on Status Of Sick Time Share Plan For County
6. Update on Status of Changes to the Policy & Procedures Handbook for Loudon County Government to Establish a Sick Time Share Plan for County Employees.
Mayor Bradshaw said that **County Attorney Bob Bowman** is working on a proposal which would then go to the various Department Heads and then to the Salary & Benefits Committee before coming to the Commission for a vote.

(12)
Update on Status
Of Administrative
Work Hours For
Solid Waste

7. Update on the status of an agreement between the Loudon County Government and the Loudon County Solid Waste Commission to share an Administrative Assistant's work hours. The Solid Waste Commission would reimburse the County for the hours spent working for them at her hourly rate.

Mayor Bradshaw said that Solid Waste doesn't have authority to hire but they need about twenty hours of work per week from the County employee. That employee would be the person who does the document scanning and works for the Mayor. He said that when the agreement has been worked out he will come back to the Commission for a vote.

Loudon County Planning and Codes Director, Laura Smith

(13)
Amendment to
L.C. Zoning
Resolution Regarding
Telecommunications
Towers & Antennas
Approved

1. Request Consideration of Approval of a Resolution to Amend the Loudon County Zoning Resolution, Article 4, Section 4.230 Development Standards For Permitting Telecommunications Towers and Antennas, Article 5, Section 5.010 Classification of Districts, Article 5, Section 5.041 A-1 Agriculture-Forestry District, Article 5, Section 5.042 A-2 Rural Residential District, Article 5, Section 5.049 R-E Single Family Exclusive Overlay District, Article 5, Section 5.051 Telecommunications Overlay District, and Article 7, Section 7.150 Postponed and/or Withdrawn Agenda Items Pursuant to Tennessee Code Annotated, Section 13-7-105.

A **motion** was made by **Commissioner Shaver** with a **second** by **Commissioner Satterfield** to accept this amendment as presented.

Commissioner Harrelson pointed out some of the items within this Resolution that were especially important to Loudon County and **Commissioner Shaver** supported his comments.

Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Tinker, Satterfield, Bradshaw, Harrelson, Duff, Shaver, Cullen, and Brewster: (10)**

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

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

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

Resolution 120114-F

Loudon County Commissioner, Van Shaver

(14)
AFT Collection
Clarification
Approved

1. AFT Collection Clarification

Commissioner Shaver noted that this topic had been discussed in the last two Commission Workshop Meetings and that there wasn't much more to discuss. He said that the original intent of this Adequate Facilities Tax collection was on new construction only and should never have been collected on home additions and/or remodels. He noted that somewhere over time this had been expanded and it should not have been. The County Planning and Codes Office has enforcement responsibility for collecting this tax and this Office falls under the Mayor's umbrella. He is asking the Commission to support asking the Mayor to notify the Planning and Codes Office to not collect the AFT on Home Additions and/or Remodels.

Commissioner Satterfield asked if this would include moving a mobile home from one place to another or replacing a mobile home with another and **Commissioner Shaver** responded that these were not being collected on at this time. There was further discussion of how much money is involved on this issue and consensus was that no one

really knows the answer. **Commissioner Shaver** reiterated that the original intent of the law was to collect this tax on all new construction – not additions or remodels. A **motion** was made by **Commissioner Shaver** with a **second** by **Commissioner Maples** to ask the Mayor to clarify with the Planning and Codes Office that they are not to collect the Adequate Facilities Tax on additions to existing homes and/or remodels. Upon roll call vote the following Commissioners voted **Aye: Maples, Tinker, Satterfield, Bradshaw, Harrelson, Duff, Shaver, Cullen, Brewster and Meers: (10)** The following Commissioners voted **Nay: (0)** They following Commissioners were **Absent: (0)** Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

Loudon County Budget Director – Tracy Blair

(15)
Staff For
In-Service
Training
Approved

1. Request Consideration of Approval of a Recommendation to Utilize Staff to Provide In-Service Training.
A **motion** was made by **Commissioner Brewster** with a second by **Commissioner Bradshaw** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Tinker, Satterfield, Bradshaw, Harrelson, Duff, Shaver, Cullen, Brewster, Meers, and Maples: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**

(16)
New Check
Clearing
Accounts
Approved

2. Request Consideration of Approval of a Recommendation to Approve a Resolution for New Check Clearing Accounts for Disbursing of County Funds to Vendors.
A **motion** was made by **Commissioner Meers** with a **second** by **Commissioner Maples** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Satterfield, Bradshaw, Harrelson, Duff, Shaver, Cullen, Brewster, Meers, Maples, and Tinker: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**
Resolution 120114-G

(17)
Amendments
In Fund 101
Approved

3. Request Consideration of Approval of a Recommendation to Approve Amendments in the Following Funds:
a. County General Fund 101
A **motion** was made by **Commissioner Bradshaw** with a second by **Commissioner Brewster** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Bradshaw, Harrelson, Duff, Shaver, Cullen, Brewster, Meers, Maples, Tinker, and Satterfield: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**
Exhibit 120114-H

- (18)**
Amendments
In Fund 115
Approved
- b. Public Library Fund 115
A **motion** was made by **Commissioner Cullen** with a second by **Commissioner Meers** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Harrelson, Duff, Shaver, Cullen, Brewster, Meers, Maples, Tinker, Satterfield, and Bradshaw: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**
Exhibit 120114-I
- (19)**
Amendments
To Fund 131
Approved
- c. Highway Fund 131
A **motion** was made by **Commissioner Brewster** with a second by **Commissioner Maples** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Duff, Shaver, Cullen, Brewster, Meers, Maples, Tinker, Satterfield, Bradshaw, and Harrelson: (10)**
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**
Exhibit 120114-J
- (20)**
Amendments
To Fund 141
Approved
- d. General Purpose School Fund 141
A **motion** was made by **Commissioner Cullen** with a second by **Commissioner Satterfield** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Shaver, Cullen, Brewster, Meers, Maples, Tinker, Satterfield, Bradshaw, Harrelson, and Duff: (10)**
Commissioners Brewster and Tinker delivered **Conflict of Interest Statements** prior to their vote because they are both teachers in the Loudon County School System.
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**
Exhibit 120114-K
- (21)**
Amendments
To Fund 142
Approved
- e. School Federal Projects Fund 142
A **motion** was made by **Commissioner Satterfield** with a second by **Commissioner Cullen** to approve this request.
Upon roll call vote the following Commissioners voted **Aye: Cullen, Brewster, Meers, Maples, Tinker, Satterfield, Bradshaw, Harrelson, Duff, and Shaver: (10)**
Commissioners Brewster and Tinker delivered **Conflict of Interest Statements** prior to their vote because they are both teachers in the Loudon County School System.
The following Commissioners voted **Nay: (0)**
The following Commissioners were **Absent: (0)**
Thereupon the Chairman declared the motion **Passed: (10, 0, 0)**
Exhibit 120114-L
- (22)**
Summary
Financial
Documents
Distributed
- Budget Director, Tracy Blair**, requested that records reflect that Summary Financial Statements for November 30, 2014 and Budget Committee Meeting Minutes for October 20, 2014 have been distributed.
Exhibits 120114-M&N

- (23)**
Notaries
Approved
- Loudon County Commissioner, David Meers,** made a **motion** with a second by **Commissioner Shaver** to approve the following Notaries: ***Leanna Amburn; C. Fae Barnes; Amy M. Boyd; Emmanuel E. Das; Robert E. McCullah; Glenda Steigerwald; Jacquie Lyn Storm; and Mindy Wagner.***
Upon voice vote the motion **Passed** unanimously.
Exhibit 120114-0
- (24)**
Comments:
Non-Agenda
Items
- Chairman Harrelson** asked that any visitor wishing to address the Commission regarding items not on the Agenda come forward.
Pat Hunter said that she had made a records request to Mr. Stevens for Solid Waste Commission Records scanned by Ms. Spoon. She is now making a request to the Mayor to tell her why the scanned records are not available to the public.
Richard Truitt commented that it was good that the two Commissioners had declared a Conflict of Interest in their voting but that they had the words wrong and need to learn what to say.
- (25)**
Adjournment
- Chairman Harrelson** asked if there were any further comments and, upon receiving none, he asked for a motion to adjourn.
- There being no further business, a **motion** being duly made and seconded, the December 1, 2014 County Commission Meeting stood adjourned at 7:30 p.m.

CHAIRMAN

ATTEST:

COUNTY CLERK

COUNTY MAYOR