

QUARTERLY COURT MINUTES

Adjourned Session 9/18/73

BE IT REMEMBERED that the Quarterly Court of Loudon County met in an adjourned session on September 18, 1973, at 7:00 P. M. with County Judge Harvey L. Sproul, presiding, and with Mrs. Addie Ruth Clarke representing Mr. Edward Alexander, Clerk of said Court; whereupon Sheriff Russell led the Pledge of Allegiance and opened Court.

Upon roll-call the following Squires were present:

ROLL CALL

J. J. Blair	Curtis A. Williams
Boyd Duckworth	J. G. Hudson
I. D. Conner	R. P. Hamilton
Henry C. Foster	James M. Hartsook

Absent:

Roy Bledsoe

The Chair pronounced that this was an adjourned session from September 10, 1973, that a quorum was present, with Squire Bledsoe being absent because his mother had suffered a serious stroke that morning.

AUGUST 6, 1973
MINUTES APPROVED
AS CORRECTED

The minutes of the regular meeting of August 6, 1973, were read, and upon motion by Squire Williams, seconded by Squire Foster, were approved as corrected (correction made in pen and ink on Page 1)

MINUTES OF AUGUST 9,
1973, MEETING AMENDED
AND APPROVED

The minutes of the meeting of the adjourned session of August 9, 1973, were read. Squire Conner stated that he felt that the minutes should be corrected to indicate that his motion was to have the "Manpower" Program come back to Lenoir City rather than "NYC" Program come back to Lenoir City. Judge Sproul asked that the matter be postponed until later in the meeting so he could check the transcript of the minutes.

OPEN DISCUSSION

HIGHWAY 72
CONSTRUCTION REQUEST
TO STATE

During the Open Session Squire Blair stated that there is a "wash" problem on State Highway 72 where the new construction is being done by the State near DeWitt Robinson and Sam Ferguson near the City Park at Roberson Springs. He requested that the County Judge write to the State concerning correction of this drainage problem coming from the construction of New Highway 72.

Judge Sproul explained that in checking into the matter concerning the matching funds of the \$50,000 funds from Civil Defense for the building of the County Justice Center, and that this matching by the County could not be done with Revenue Sharing money because the Civil Defense money came directly from the Federal Government, and that he had an alternative way to suggest as to how this could be done which would be at a later time inasmuch as it wasn't on the agenda for this particular meeting.

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INDUSTRIAL PARK GRANT
APPLICATION TO EDA TO BE
MADE BY LENOIR CITY

He further explained that a question had come up concerning the previous authorization of the Quarterly Court to go on a joint basis with an application to the Economic Development Administration for an industrial park grant for the property located next to the Eaton plant near Lenoir City, and it now appeared that it would be much better to have the application in the name of either the City or the County separately, and that inasmuch as the City would be providing the utilities, and that the property would be annexed into the City, that it would appear that it would be better for the City to be the prime applicant, with a contract to be drawn between the City and the County as to how the County would participate in the project, the name of the project, etc. It was moved by Squire Conner, seconded by Squire Hartsook, and unanimously approved on a roll-call vote, that the action of the Quarterly Court be changed so as to allow and authorize the application for the EDA Industrial Park Grant to be made by the City of Lenoir City, it being the County's intention to continue to participate in the project and to later consider the specific contract between the two.

PERSONNEL MATTERS
REFERRED TO MERIT
BOARD AS COUNTY
PERSONNEL BOARD FOR
RECOMMENDATION

Judge Sproul reminded that the County Personnel Program, previously adopted, had four elements, to wit a classification plan, a wage scale based on the classification, the establishment of personnel policies, and an insurance and retirement program. He specifically stated that the State consultants who had prepared the original program for the County had been back to interview those persons who had appeals or questions concerning their classifications and had made final recommendations but that it would appear that it would be good to have a special committee to be responsible for taking personnel actions concerning the classification and wage program part of the program, inasmuch as some of these things would be personal, and that it might be well to consider the delegation of this to the Merit System Board inasmuch as this Board had already been created by a Private Act. It was moved by Squire Hartsook, seconded by Squire Foster, that the Merit Board be designated as the County Personnel Committee to consider all these matters and to make recommendations back to the Quarterly Court, which motion passed by a unanimous vote of all Squires present.

INSURANCE - AWARD OF
GROUP HOSPITALIZATION
CONTRACT TO BLUE CROSS-
BLUE SHIELD

Presentation was then made as to the various plans that had been offered in reference to the County group insurance program and that the recommendation of the Committee was that the County accept the Blue Cross-Blue Shield proposal, it having been understood that the County would pay 50% of the cost. Some Court members stated they felt that because the premium for the better coverage would be substantial that the County should pay 60% of the cost of the basic program, with the employees being responsible for any of the optional coverage, and it was moved by Squire Foster, seconded by Squire Hudson, and unanimously approved by all Squires present on a roll-call vote that the County select the Blue Cross-Blue Shield plan for the County group insurance plan with the County's part to be 60% of the basic program selected by the employees.

PUBLIC UTILITIES BOARD
EDWIN BYERLY REAPPOINTED

It was moved by Squire Hudson, seconded by Squire Hartsook, that Edwin D. Byerly be reappointed to the County Board of Public Utilities for a three-year term, which motion passed unanimously by all Squires present.

WELFARE OFFICE
RENTAL PAYMENTS

Judge Sproul explained that he had been in a position of having to turn in a proposal to the State Welfare Department concerning rental to be paid by the State for the use of the space used by the County Welfare Department in the County Office Building. He stated that he had already had to turn the proposal in but that he was asking for endorsement and ratification by the Quarterly Court and that under the guidelines allowed by the Welfare Department that he had requested \$4500 per year at the County Office Building and \$1800 per year for the Food Stamp Offices in the old High School Building. It was then moved by Squire Blair, seconded by Squire Duckworth, and unanimously approved by all Squires present on a roll-call vote that the proposal made by Judge Sproul to the Welfare Department be endorsed and ratified.

SOVEREIGN IMMUNITY
REMOVAL QUESTION

Judge Sproul explained that the State Legislature had recently passed a new law vitally affecting and limiting the sovereign immunity of Counties, but that under the legislation Counties could exempt themselves. Squire Conner stated that this matter had come up before the Hospital Board and that they were awaiting a decision by the Quarterly Court before taking further action. After some discussion, it was moved by Squire Conner, seconded by Squire Blair, and unanimously approved by all Squires present that the question concerning whether or not the County should exempt itself from the new law be delayed until a later meeting.

CONNECTING ROADS --
\$900,000 BOND SALES
CERTIFICATION

It was moved by Squire Hartsook, seconded by Squire Blair, and unanimously approved by all Squires present, that the certification of the results of the \$900,000 bond sales for the Interstate Connecting Roads (Sugar Limb and Philadelphia) be spread on the minutes, being attached to these minutes as Exhibit A.

REVENUE SHARING
APPEAL SUCCESSFUL

Judge Sproul reported that the appeal initiated by him on behalf of Loudon County concerning the figures and calculations used in determining the amount coming to Loudon County under General Revenue Sharing had been granted and that it will make a difference of a total of \$43,298 as the part of the share that Loudon County would get that it would not have gotten otherwise. He further reported that it now appeared for this year that the amount of money to come to Loudon County from the State of Tennessee for TVA In-Lieu-of-Tax payments is \$125,952 which is an increase of

TVA IN-LIEU-OF-TAX
1972 ANNOUNCEMENT

approximately \$100,000 from the amount that Loudon County had been getting before the lawsuit against the State Board of Equalization had been concluded by Loudon County and Anderson County. He stated again that he felt that the County Court deserved commendation for having supported and backed the appeal and prosecution of the suit.

Some of the representatives of the Luttrell Community Club were present concerning the recreational park being developed on the old Luttrell School property, with the specific question as to what should be done about the Luttrell School building itself (not the gymnasium) which is to be maintained as a part of the plan. After discussion, it was moved by Squire Blair, seconded by Squire Duckworth, and unanimously approved by all Squires present on a roll-call vote that the Luttrell School building itself be turned over and transferred to the Luttrell Community Club to sell or to use as it seems fit with the proceeds then to go back into the development of the County Park, it being specifically understood that elections would still be held in the gymnasium.

It was reported that there had been at least two meetings between the builders and suppliers, and the Loudon County Planning Commission, concerning possible changes to the Southern Standard Building Code previously adopted by the Quarterly Court, and pursuant to a previous resolution of the Quarterly Court requesting these meetings in an effort to resolve differences. It was explained that it was felt that it would take an additional period of time to study the matter more thoroughly and to come up with a recommendation and that the Planning Commission had recommended that the contractors and suppliers have until January 1 to make a suggestion as to a building code to be changed or substituted. It was then moved by Squire Conner, seconded by Squire Hartsook, and unanimously approved by all Squires present on a roll-call vote that enforcement of the Southern Standard Building Code be suspended until further action of the Quarterly Court, with the Contractors and Suppliers to present an alternate proposal if they so desire before January 1, 1974.

It was moved by Squire Hartsook, seconded by Squire Blair, and unanimously approved by all Squires present, that a Public Hearing be called on the proposed rezoning of the Earl Crisp property just North of Lenoir City on U.S. Highway 11.

Judge Sproul explained that he had checked the transcript of the minutes of the Quarterly Court and it appeared that Squire Conner had indicated the general term "Manpower Programs" and not specifically limited it to "NYC Programs" in his motion, and that it appeared that the minutes should be corrected. It was then moved by Squire Hudson, seconded by Squire Williams, and unanimously approved by all Squires present that the minutes of the August 9, 1973, meeting of Quarterly Court be approved as amended, with the amendment to show the Manpower Programs.

LUTTRELL SCHOOL
BUILDING TO BE SOLD

BUILDING CODE
ENFORCEMENT SUSPENDED

PUBLIC HEARING CALLED
EARL CRISP PROP.
REZONING

MINUTES OF AUG. 9,
1973, MEETING AMENDED

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CITY OF LOUDON NOTE
TO COUNTY CANCELLED

It was explained that the City of Loudon was requesting cancellation of the note owed by it to the County of Loudon representing the balance of the purchase price of the property bought from the County for the building of the swimming pool and recreational complex on the Southwest of the portion of the Loudon High School property. Cancellation would be in return for improvement of the drainage ditch area and the general improvement of the property and the continued co-operation between the City and the County as to operation of programs in conjunction with the recreational complex. It was further stated that it was hoped that matters as had previously been agreed could be worked out so as to get paving for the parking area at the High School. Squire Hamilton suggested that the County might be able to help get a better deal for the purchase of the drainage tile with possibly at least as much as 30% off of what the City would ordinarily have to pay. It was moved by Squire Blair, seconded by Squire Foster, and unanimously approved by all Squires present on a roll-call vote that the balance on the note owed by the City of Loudon to the County of Loudon in the amount of \$8,484.10 (plus \$424.21 interest) be cancelled in exchange and in consideration for the work proposed to be done by the City in putting a drainage tile and leveling the ground between the school and the swimming pool.

BUDGET AMENDMENTS

It was moved by Squire Blair, seconded by Squire Hartsook, and unanimously approved by all Squires present on a roll-call vote that the Budget Amendments, dated September 10, 1973, and attached to these minutes as Exhibit B, be approved.

MANPOWER PROGRAM

Squire Foster stated that he did not have anything to bring up on the Manpower Program question at this time but requested that it be put on the agenda for the next meeting.

RABIES CONTROL

It was reported that the Rabies Control Committee had met with a man from McMinn County who had been unable to come up with a Federal program or grant that he felt would help to establish such a program in Loudon County, and that there was nothing further to discuss or recommend at this time.

NOTARY PUBLICS ELECTED

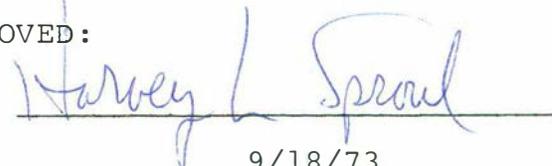
It was moved by Squire Foster, seconded by Squire Blair, and unanimously approved by all Squires present that the following persons be elected notary publics, they having made proper application:

Jerry W. Parks, Mrs. Charles B. Burns, M. G. Goodwin, R. L. Easter, Douglas Williams, Ralph T. Tallent, Judy B. O'Dell, Brian King.

ADJOURN - 10:25 P. M.

It was moved by Squire Blair, seconded by Squire Hudson, and unanimously approved by all Squires present that the meeting be adjourned at 10:25 P. M.

APPROVED:



STATE OF TENNESSEE)
)
 COUNTY OF LOUDON)

We, the undersigned, hereby certify that we are the qualified and acting County Judge and County Court Clerk of Loudon County, Tennessee, and as such officials we further certify that pursuant to resolutions of the Quarterly County Court of said county, and pursuant to advertised notice of sale, we received on August 16, 1973, at 11:00 o'clock A. M. (E.D.S.T.), at the Courthouse in Loudon, Tennessee, the following bids for the purchase of \$900,000 Road Bonds of said county:

<u>Name of Bidder</u>	<u>Net Interest Rate</u>
Equitable Securities Corporation, Memphis, Tenn.	5.341%
First National Bank of Memphis, Memphis, Tenn.	5.341%
Cumberland Securities Co., Inc., Knoxville, Tenn.	5.341%
Union Planters National Bank of Memphis, Memphis, Tenn.	5.347%
Trust Company of Georgia, Atlanta, Ga.	5.750%
A.B. Hart Company, Inc., Memphis, Tenn.	5.711%
J.M. Bradford Company, Nashville, Tenn.	5.740%

We further certify that we accepted the bid of Equitable Securities Corporation, Nashville, Tennessee, The First National Bank of Memphis, Memphis, Tennessee, and Cumberland Securities Company Inc., Knoxville, Tennessee, shown above for the purchase of said bonds at par and accrued interest to the date of delivery, and that said bonds shall bear interest in accordance with said bid as follows:

<u>Maturities</u>	<u>Interest Rates</u>
1975-1977 225,000	6.00%
1978-1980 50,000	5.00
1981 75,000	5.70
1982 75,000	5.10
1983 75,000	5.20
1984 75,000	5.30
1985-1988 100,000	5.40

Exhibit A

We further certify that a true and correct copy of the bid of said purchasers is attached hereto.

We further certify that Valley Fidelity Bank and Trust Company,
Knoxville, Tennessee
is the bank designated as paying agent by the purchasers of said bonds, and that said designation has been approved and agreed to by the undersigned County Judge.

We further certify that a true and correct copy of this certificate has been duly recorded in the minutes of the Quarterly County Court of said county.

WITNESS our official signatures and the seal of said county this 27th day of August, 1973.

Harvey L. Spruill
County Judge

Edward Alexander
County Court Clerk

(SEAL)

GPpd1
8-18-73

Budget Amendments

September 10, 1973

Budget for Federal Revenue - Sharing

Acct. No.		Dr.	Cr.
97	Unappropriated Surplus	71,000.00	
81	Appropriations		71,000.00
	(200) Financial	1,000.00	
	09- Office Supplies	\$500.00	
	19- Other Contractual Serv.	\$500.00	
	(1600) Capital Expenditures		
	510-51 Land for Co. Justice Center	\$15,000.00	
	510-52 Co. Justice Center Building	50,000.00	
	211-52 Renovation of Office Building Inspector	500.00	
	211-56 Car for Bldg. Insp.	4,500.00	

To reappropriate Federal Revenue Sharing Funds.

GENERAL FUND

Transfer \$825.99 from Account 1109-01 (Unallocated - Primary) to Account 204.2-08 (Repairs and Maintenance - County Office Building). To replace power center at County Office Building.



Exhibit B