

The Loudon County Quarterly Court met in regular session on July 15, 1974, at 9:00 A. M. with the Honorable Harvey L. Sproul, County Judge, presiding. Mrs. Addie Ruth Clarke, Deputy Clerk, was present. Sheriff Russell opened Court and led the Pledge of Allegiance.

ROLL CALL

Upon roll-call the following Squires were present:

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

JUNE 3 MINUTES APPROVED

The minutes of the June 3 regular session of Quarterly Court, upon motion by Squire Williams, seconded by Squire Blair, were unanimously approved on a roll-call vote, as written.

JUNE 18 MINUTES APPROVED

The minutes of the adjourned session of Quarterly Court held on June 18, 1974, upon motion by Squire Blair, seconded by Squire Hartsook, were unanimously approved as written on a roll-call vote.

OPEN DISCUSSION

Judge Sproul announced that the public hearings on the proposed zoning change on U. S. Highway 11 as requested by Ralph Richardson had been held on July 1, that there had been no citizens present to voice objections or questions concerning the proposed rezoning at the public hearing.

WILLIAMS FERRY ROAD PETITION

In the open discussion session, Mr. J. R. Rudder was present representing several citizens in the Williams Ferry Road area, together with a petition which had been signed by several citizens requesting information concerning previous alleged promises of the road commissioner to pave the road which has become almost impassable. It was explained that the problem was that the State would not accept the road because its present width and that the road commissioner was going to have to widen the road before any additional action could be taken, and that he was going to do that as soon as possible.

COUNTY HIGHWAY INSPECTOR PROBLEM -- MARTEL ESTATES EAST ROADS

Judge Sproul explained that he had received a letter from Tom Davis, County Highway Inspector stating that he was failing to receive co-operation from a sub-division developer who was developing the Martel Estates East Sub-division under the jurisdiction of the Lenoir City Planning Commission in reference to notification as to when inspection can be made at the various stages at which they were supposed to be done under the County Road Acceptance Manual as adopted by the Quarterly Court. He stated that it was his understanding that the developer felt that all he had to do was meet the Lenoir City Sub-division Regulations which required the County

REFERRED TO PLANNING  
COMMISSION

Highway Commissioner to approve the road, and that the County Highway Commissioner had been making whatever inspections had been made. He stated that the roads were at least 50% completed and that he had made no inspections and that it could become a very bad situation if the developer intended to request the County to accept the roads because he as inspector would not be able to certify that they had been built to specifications. After considerable discussion and a motion by Squire Hartsook to the effect that the County Highway Inspector be given the right to stop work on the roads if inspections were not made, with the comment by Judge Sproul that it possibly might be illegal, the motion was withdrawn, and upon motion by Squire Conner, seconded by Squire Hartsook, and unanimously approved by a roll-call vote the Loudon County Planning Commission was requested to attempt to get all parties present and come to some kind of agreement and or recommendation at its meeting Thursday night, with the report to be made back to the Quarterly Court meeting at an adjourned session on Monday, July 22, 1974.

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MATLOCK BEND ROAD AND  
QUEENER ROAD

Road Commissioner Bledsoe brought up the fact that the State had repaved the Matlock Bend Road but failed to complete about 1/2 mile right at the end where it comes into State 72. In addition Squire Blair brought up the problem about the Queener Road and it having deteriorated over the period of time that construction material was hauled to the bridge during its construction. Accordingly, the County Judge was requested to write to the State Highway Department requesting information concerning these items. In addition Sheriff Russell was concerned about violations of the law which were apparently occurring on the Interstate which had not been accepted by the State as yet and were still under the jurisdiction of the contractor, and he was wondering what his legal position would be. It was moved by Squire Conner, seconded by Squire Williams, that the County Judge write the proper State officials to attempt to determine the law enforcement responsibility concerning this matter which motion passed unanimously.

CRIMINAL JURISDICTION  
ON UNACCEPTED INTERSTATE

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ELECTIONS -- LOUDON  
OUTSIDE EAST PRECINCT  
CREATED

Chairman of the Election Commission John Gibson was present indicating that the last Legislature had changed some of the House Legislative District lines and that in order to handle the matter in Loudon County the 21st District was now going to be split to be a part of the 36th. He suggested and requested the Court to set up a new precinct which would be called the Loudon Outside East precinct leaving the other precinct as Loudon Outside with both precincts to vote at the Old Loudon High School. Accordingly it was moved by Squire Bliar, seconded by Squire Hartsook, that a new election precinct be created to be called the Loudon Outside East Precinct with the boundary lines being the East side of Steekee Road to the city limits of Loudon and then following around the city limits of Loudon to the Tennessee River and following the Tennessee River to the Loudon County line, which motion passed unanimously on a roll-call vote it being understood that the old Loudon Outside precinct would be adjusted accordingly.

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ELECTION COMMISSION  
REQUESTED TO DRAW NEW  
DESCRIPTIONS OF PRESENT  
PRECINCT BOUNDARIES

It was further suggested and agreed that the Election Commission should come up with new descriptions of the boundaries of each precinct in the near future and have these readopted and ratified by the Quarterly Court in order to correct any errors and to bring the descriptions up to date, the creation of these districts having been spread out over a period of years and being difficult to find in the minutes of the Quarterly Court.

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J. T. CARTER AND  
INMAN MOSS CLAIMS  
POSTPONED TO NEXT  
MEETING

It was explained that J. T. Carter had been hired to do grading work on the Highland Park School grounds without bids having been taken as such, and without going through the Purchasing Agent as required by State Law. The amount of the claim by Mr. Carter is \$3344.00 and he had appeared before the County School Board and the Purchasing Commission without any recommendation having been made, the matter now being before the Quarterly Court for any decision. It also appeared that there was another item that had occurred in similar fashion at the Philadelphia School for paving work done by the Inman Moss Paving Company in the approximate amount of \$1300.00. It was moved by Squire Hudson, seconded by Squire Williams, and unanimously approved that this matter be brought up at an adjourned session of the meeting to be held on July 22 with the School Superintendent, the Maintenance Supervisor and the School Board Chairman to be present.

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MAREMONT CORPORATION --  
DIVISION OF IN-LIEU-OF-  
TAX WITH CITY OF LOUDON  
> APPROVED

It was explained by Judge Sproul that the question concerning the division of the Maremont Corporation in-lieu-of-tax money had never been reached between the City of Loudon and the County of Loudon. The building and land is owned by the Lenoir City Industrial Bond Board and accordingly an in-lieu-of-tax agreement was made wherein the Maremont Corporation would begin paying \$40,000 a year total in-lieu-of-tax payment beginning in 1980 and to run during the period of the lease or contractual agreement. It had been understood by the County at the time that the amount would be split according to the tax rate for that year, but the City has never agreed to this; that there has been an addition to the building and on a pro rata proportionate basis the in-lieu-of-tax agreement on the addition is \$6,666.66 per year of which two years have already been paid, but this also cannot be divided because no specific agreement has been made between the City and the County. Inasmuch as this has been pending for some time the Budget Committee had considered the matter and made a recommendation as to this, as well as to a third addition which is under construction.

As to the division of the money as to the City and County, in accordance with a proposal made by the City, the Budget Committee recommended that the \$6,666.66 payments be divided equally between the City and the County until each have been repaid \$40,000, being the approximate amount that each had spent in actual cash during the time of preparation for the coming of the plant (such as for railroad spurs, roads, etc.), and that the \$6,666.66 be divided equally annually until the first year the \$40,000 payment becomes due at which time

MAREMONT  
IN-LIEU-OF-TAX  
PROPOSAL APPROVED

the first payment of \$40,000 based on the original in-lieu-of-tax agreement becomes payable, and that the balance needed for the City and the County each to receive \$40,000 reimbursement for out-of-pocket expense should be taken out of the first \$40,000 payment due by Maremont, that the balance for that year should be divided in accordance with the respective tax rates for the year 1980, and the \$46,666.66 in-lieu-of-tax payment for the original building and the first addition from that time on during the time the in-lieu-of-tax payments are made should be divided each year in accordance with the respective tax rates for that particular year, with Maremont to be requested to calculate the payments each year and to pay the payments directly to the City and to the County respectively. The second recommendation was that the new addition which is just being completed should be treated as any other industry presently coming into the County and should be treated in accordance with present policy which would be to go on the tax rate in accordance with the State law and that accordingly the in-lieu-of-tax agreement for the new addition should be that the Maremont Plant building would be appraised by the Property Assessor ~~XXXXXXXX~~ and would be assessed at 40% according to State law and pay taxes to the City and County as if it were on the tax roll. After discussion it was moved by Squire Blair, seconded by Squire Bledsoe, that the recommendations of the Budget Committee and the City of Loudon be accepted and that the necessary agreements be drawn for further consideration on approval by the Quarterly Court at the proper time, which motion passed unanimously on a roll-call vote.

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REZONING APPROVED --  
JOHN RICHARDSON  
PROPERTY-HIGHWAY 11

It was moved by Squire Blair, seconded by Squire Hartsook, and unanimously approved on a roll-call vote that Resolution Number 22-74, attached to these minutes as Exhibit A, providing for the rezoning of a certain parcel of property on U.S. Highway 11 at the request of John Richardson, be adopted, the heading of said resolution being as follows:

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PARCEL 7H, TAX MAP 29 E FROM C-2 GENERAL COMMERCIAL TO R-1 SUBURBAN RESIDENTIAL

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MEETING DATES SET

After some discussion, it was moved by Squire Conner, seconded by Squire Williams, and unanimously approved by all Squires on a roll-call vote as follows

1. That there be an adjourned session of the regular July meeting of Court to be held on Monday evening, July 22, 1974, at 7:00 P. M.
2. That the regular August meeting of Quarterly Court be set for Monday, August 19, 1974, at 7:00 P. M.
3. That because of the regular September meeting falling on Labor Day, that the regular September meeting of Quarterly Court be set on Monday, September 9, 1974, at 9:00 A. M.

4. That there be a special meeting of the Budget Committee in the office of the County Judge at 6:00 P. M. on July 22, 1974.

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LOUDON-ROANE  
COMMUNITY SERVICES  
COMMISSION ESTABLISHED

Squire Blair reported on the joint meeting between the Committee appointed by for Loudon County Quarterly Court and the Roane County Quarterly Court concerning the proposed creation of a joint public human services agency, that the committees had met and had both approved resolutions for the adoption by the respective Courts setting up such an agency which would specifically be set up for the purpose of continuing with the regular community action agency "Office of Economic Opportunity" programs so long as such programs continued to be funded, and to continue services with other special revenue sharing and general revenue sharing programs through direct grants and through grants that would come through the newly formed East Tennessee Human Resources Agency. He accordingly moved, and Squire Hartsook seconded, that Resolution Number ~~24-74~~, attached to these minutes as Exhibit B, be adopted, the heading of such resolution being as follows:

RESOLUTION CREATING THE LOUDON-ROANE  
COMMUNITY SERVICES COMMISSION: A  
SEPARATE PUBLIC AGENCY

After considerable discussion it was moved by Squire Conner, seconded by Squire Duckworth, that the original motion to adopt the resolution be tabled, and that this matter be referred to the Budget Committee for further consideration and recommendation to come back to the Quarterly Court on the Monday night adjourned session of Quarterly Court.

It was then requested by Squire Blair, and approved by Squire Hartsook, that the last paragraph of the proposed resolution (calling for the use of general revenue sharing) be deleted from the resolution.

The roll-call vote on the motion to table, which was requested to stand in spite of the amendment, was recorded as follows:

<u>Voting aye:</u>	<u>Voting no:</u>
Duckworth	Blair
Conner	Bledsoe
Foster	Hartsook
Hudson	Williams
	Hamilton

The Chair declared the motion to table defeated.

The vote on the main motion was as follows:

<u>Voting aye:</u>	<u>Voting no:</u>
Blair	Duckworth
Bledsoe	Conner
Hartsook	Foster
Williams	Hudson
Hamilton	

The Chair declared the resolution duly adopted.

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NOTARY PUBLICS  
APPROVED

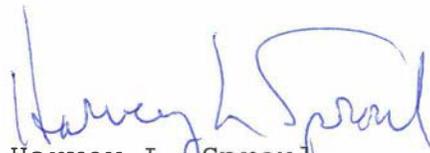
It was moved by Squire Blair, seconded by  
Squire Foster, and unanimously approved on a roll-call  
vote that the following persons be elected Notary  
Publics:

Ronald H. Johnson  
Sandra K. Daniels  
Barbara Luttrell  
James W. Banks  
Verlin E. Moser  
Earnest J. Gentry  
Charles E. Rogers  
Volena H. Maples

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ADJOURNMENT

It was moved by Squire Foster, seconded by  
Squire Williams, and unanimously approved on a roll-  
call vote that the meeting be adjourned at 12:40 P.M.



Harvey L. Sproul  
County Judge

RESOLUTION NO. 23 74

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-405 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PARCEL 7H, TAX MAP 29E FROM C-2 GENERAL COMMERCIAL TO R-1 SUBURBAN RESIDENTIAL

WHEREAS, the Loudon County Court, in accordance with Chapter Four, Section 13-405 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 Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held;

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

- I. That parcel 7H, Tax Map 29E, be rezoned from C-2 General Commercial to R-1 Suburban Residential.

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

DATE: July 15, 1974

Harvey L. Sprad  
Loudon County Judge

ATTESTED BY: Edward Clepper  
Loudon County Court Clerk

*Exhibit A*

NO.

LOUDON COUNTY QUARTERLY COURT

RESOLUTION # 24-74

RESOLUTION CREATING THE "LOUDON-ROANE COMMUNITY SERVICES COMMISSION"; A SEPARATE PUBLIC AGENCY

WHEREAS, the Congress of the United States has adopted an act entitled "Economic Opportunity Act of 1964" which creates the Office of Economic Opportunity in the Executive Office of the President; and

WHEREAS, Title II A, Section 202-211 of said act requires the creation of a community action agency; and

WHEREAS, the said agency could be a public agency; and

WHEREAS, the State of Tennessee has adopted an act entitled "Interlocal Cooperation Act"; and

WHEREAS, the provision of said act, Chapter 8, Section 12-801--12-809, would allow for the formation of a joint agency between the Loudon and Roane County governing bodies within the purview of said act; and

WHEREAS, the citizens of the said counties can benefit materially from the programs which may be acquired through the creation of the said agency recognized by both the governing bodies of the said counties; and

NOW, THEREFORE, BE IT RESOLVED, by the Quarterly Court of Loudon County in regular session on this      day of      1974, as follows:

THAT the Loudon County Court and the Roane County Court jointly create a separate public agency as authorized by the "Interlocal Cooperation Act" for the purpose of assisting local governments in providing a coordinated approach: (1) to the implementation of Human Services Planning and Services Delivery (2) in mobilizing federal, state, and local resources (3) in providing greater local participation in the planning process and (4) in operating programs such as Head Start, Elderly Program or other programs which might be available.

*Exhibit B*

THAT the aforementioned agency be designated as the Community Action Agency under the Economic Opportunity Act of 1964, to serve Loudon and Roane Counties

THAT the agency thus created shall be a successor in interest to the Mid-East Community Action Agency insofar as carrying out the intents and purposes of the Economic Opportunity Act of 1964 is concerned at the time that the newly created agency is recognized by the Office of Economic Opportunity

BE IT FURTHER RESOLVED that in the event the "Economic Opportunity Act of 1964" is not extended beyond June 30, 1974, that the agency thus created shall remain intact to serve the two counties' interests as provided by the "Interlocal Cooperation Act".

BE IT FURTHER RESOLVED that the aforementioned be called "Loudon-Roane Community Services Commission", (hereinafter called the Commission) and shall be organized as follows:

- (1) The Commission shall be governed by a Board of Directors.
- (2) The Board shall be made up of twelve (12) members, six from each county.
- (3) One-third of the Board membership shall be comprised of local public officials or their designated representatives.
- (3.1) Public representation on the Board shall be appointed by the chief elected official.
- (4) One-third of the Board membership shall be comprised of representatives of private groups.
- (4.1) The initial representation of private groups on the Board shall be appointed by the six member planning committee. All subsequent vacancies among the private representation shall be filled in accordance with OEO regulations.

(5) One-third of the Board membership shall be comprised of representatives of the poor.

(5.1) The poor representatives shall be democratically elected by the poor as specified by OEO regulations.

BE IT FURTHER RESOLVED that the Commission shall not have the power to obligate county funds over and above those duly appropriated for the Commission's use.

~~BE IT FURTHER RESOLVED that as provided by resolution number \_\_\_\_\_ adopted by the Quarterly County Court of Loudon County in regular session on the \_\_\_\_\_ day of \_\_\_\_\_ 1974, and pursuant to the recommendation made by the committee duly appointed subsequent to said resolution, this court hereby appropriates \$ \_\_\_\_\_ from the General Revenue Sharing account of Loudon County as Loudon County's proportionate share of the Loudon-Roane Community Services Commission's fiscal year 1975 administrative budget to be disbursed in accordance with the said Commission's prescribed work program.~~

This the 15th day of July, 1974.

Harvey L. Sproul  
County Judge

ATTEST:

Eduard Alexander  
County Court Clerk

DELETED  
(SEE PAGE 5 OF  
MINUTES)