

The Loudon County Quarterly Court met in an adjourned session on July 22, 1974, at 7:00 P. M. with the Honorable Harvey L. Sproul, County Judge, presiding. Mr. Edward Alexander, County Court Clerk, was present with Mrs. Addie Ruth Clarke, Deputy Clerk. Sheriff Russell opened Court and led the Pledge of Allegiance.

ROLL CALL

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

Judge Sproul explained that the adjourned session involved several matters that were held over from the regular meeting of the Quarterly Court, including consideration of the budget appropriations and the setting of the tax rate.

J. T. CARTER AND
INMAN MOSS CLAIMS
APPROVED

He stated that the first item concerned the claim of J. T. Carter for \$3244.00 for grading work done on the Highland Park School playground. Superintendent Dukes, School Board Chairman Jim Bailey, and Maintenance Supervisor Red Clark were present and indicated that in general that the failure to go through the regular budget and purchasing procedures was a matter of inadvertance and lack of proper co-ordination, but that the work had been done (although it had stretched out over a period of time longer than they had anticipated) and that they felt that Mr. Carter had done what he had agreed to do under the contract, and that it could not have been done for a lesser price in their opinion. Further that the Inman Moss claim for work on the Philadelphia School parking lot resulted in much the same way. After additional general discussion, it was moved by Squire Hamilton, seconded by Squire Williams, and unanimously approved on a roll-call vote that the claim of J. T. Carter for \$3244.00 for grading work done on the Highland Park School playground be approved, and that the bill due to Inman Moss Construction Company for paving work done on the Philadelphia School parking lot be approved with the appropriation to be from the Board of Education Fund Surplus.

Judge Sproul, in answer to Squire Conner's questions, indicated that in his opinion that the law authorized the Quarterly Court to deny payment, and that he assumed the reason the Quarterly Court was waiving this right and approving the payment was on the basis that the failure to follow the purchasing procedures was by mistake and inadvertance and was not done fraudulently or willfully.

SCHOOL BOARD --
JOHN M. HUTTON
RE-ELECTED

Judge Sproul stated that the term of School Board member John M. Hutton had expired and that the floor was open for nominations for election or appointment of a School Board member for a new term of seven years. Squire Hudson nominated John M. Hutton for reappointment, and there being no other nominations, it was moved by Squire Duckworth, seconded by Squire Conner, and approved on a roll-call vote that John M. Hutton be re-elected, with all Squires voting aye with the exception of Squire Blair who voted no.

PUBLIC UTILITIES BD.
RICHARD WOOD REAPPOINTED

Judge Sproul explained that the term of office of Richard B. Wood, as a member of the Loudon County Board of Public Utilities, had expired, and under the law it was the County Judge's responsibility to appoint, subject to approval by the Quarterly Court, a replacement for Mr. Wood. Judge Sproul explained that Mr. Wood had served as Chairman of the Loudon County Board of Public Utilities, as well as the Tellico Area Services System as a part of his duties, and had helped lead in getting the new water system as close to construction as it presently is, and that with construction bids expecting to be let in the near future, he had asked Mr. Wood to accept another term and he had agreed to accept the term for the reason of following through at this important time during the history of the Board. It was moved by Squire Conner, seconded by Squire Hudson, and unanimously approved that the appointment of Richard Wood to the Loudon County Board of Public Utilities for a new term be approved.

COUNTY JUSTICE CENTER
DCPA RESOLUTION TO
INCREASE FUNDS

Judge Sproul informed the Court that it now appeared that the Defense Civil Preparedness Agency had now taken the position that many of the items which were previously includable as a part of the construction of the EOC portion of the County Justice Center was no longer acceptable under new regulations and they were only approving approximately \$ as their part of the \$75,000 originally set aside for Loudon County. It was moved by Squire Bledsoe, seconded by Squire Blair, and unanimously approved on a roll-call vote that Resolution No. ~~28-74~~, attached to these minutes as Exhibit A, be approved calling for DCPA to take necessary steps to approve the full \$75,000 grant contribution, the heading of said Resolution being as follows:

RESOLUTION REQUESTING DEFENSE CIVIL
PREPAREDNESS AGENCY

Recess.

TRANSFER STATION
CHAIN LINK FENCE FROM
OLD JAIL

Under the Sanitation Committee Report, Squire Duckworth indicated that he understood that there were still problems at the Sanitary Landfill Station with citizens bringing unacceptable items to the site, including burning material, which was dangerous and could seriously damage the equipment at the Station, and suggesting that a fence might at least keep them from dumping burning items in and around the equipment itself. It was further remarked that the question concerning disposal of the old chain link fence around the old Jail might possibly be utilized for this purpose as well as for other possible County purposes, rather than a sale which was to be looked into further.

Squire Hamilton gave the Purchasing Committee report.

OLD HOSPITAL BLDG.
USE STUDY REQUESTED

Squire Conner gave the Hospital report, and indicated that the Hospital Board was still specifically interested in attempting to get the old Hospital building opened for some kind of acceptable use by the County, that there were several requests for space including the Welfare Department, the Overlook Mental Health Center, the City of Loudon Recreation Department, for hospital storage of bulk purchase supplies, an office for the Farmers Home Administration for possible offices for prospective new physicians, etc. He further indicated that there was a group from the University of Tennessee who were under contract to do work for the Hospital and that this was the kind of thing and study that this group could make toward the best recommendation as to space allocations to the various agencies. It was then moved by Squire Conner, seconded by Squire Blair, and unanimously approved on a roll-call vote that the Old Hospital Building Committee take immediate steps to initiate the necessary study and to co-operate with the University of Tennessee Personnel who would be requested to make this study, with a report to be made as soon as possible as to the best space allocation use of the building and as to the expense of renovation.

FORT LOUDOUN INDUSTRIAL
PARK CONTRACT AMENDED

Judge Sproul explained that in reference to the Fort Loudoun Industrial Park application, (jointly with the City of Lenoir City) that the Bond Attorneys had come up with a problem concerning use of the word "lease" where it appears in the contract on page 2 at the end of paragraph 9. He explained that under Tennessee Law that this apparently was interpreted to be the "lending of credit" and was illegal, and that the changing of this would make the contract between the City and the County for the development of the Fort Loudoun Industrial Park a legal one and would allow the expeditious continuation of the project. It was accordingly moved by Squire Hartsook, seconded by Squire Blair, and unanimously approved on a roll-call vote that the contract between the City of Lenoir City and the County of Loudon for the construction and operation of the Fort Loudoun Industrial Park be amended so as to delete from paragraph 9 and any other place in the contract where it might so refer, the word "lease", and that the change can be made by striking that word from the original contract, or any method that would be satisfactory to the Bond Attorneys.

1974-75 BUDGET
RESOLUTION ADOPTED

Concerning the proposed budget resolution as recommended by the Budget Committee, Judge Sproul explained that there had been several modifications of a "housekeeping" nature that had been accomplished from the time that the original proposed budget was published and the Public Hearing was held, including the fact that the Legislature had increased the General Sessions Judge's salary from \$10,000 to \$16,000, a \$50.00 increase in the General Sessions budget for the training of the Clerk, etc., but the other changes were minor.

It was then moved by Squire Foster, seconded by Squire Conner, that Resolution No. ~~26-74~~ attached to these minutes as Exhibit 13, be adopted by the Quarterly Court, the heading of said Resolution being as follows:

A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS, DEPARTMENT, INSTITUTIONS, OFFICES AND AGENCIES OF LOUDON COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1, 1974, AND ENDING JUNE 30, 1975.

Discussion on the budget ensued with comments and questions being raised by Squire Blair concerning an approximate \$12,000 item in the budget which had been put there at the request of Dr. Ross Wilson of the City of Lenoir City Schools as the difference in the per pupil cost between the Lenoir City School System and the Loudon County School System in reference to the County pupils attending Lenoir City High School because there is no County High School in the area. Squire Blair felt that the additional money would not necessarily improve the system from the standpoint that there had been substantial salary raises for the Lenoir City School Superintendent and the Lenoir City High School Principal, and further that the City of Lenoir City could not operate an adequate High School without the County students being in the student body. Upon call for the question, the vote was as follows:

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

The Chair declared the Resolution adopted.

TAX RATE ADOPTED

It was moved by Squire Conner, seconded by Squire Foster, that Resolution No. ~~27-74~~ 27-74, attached to these minutes as Exhibit C, be adopted by the Quarterly Court, the heading of said Resolution being as follows:

A RESOLUTION SETTING THE PROPERTY TAX RATE FOR THE VARIOUS FUNDS OF LOUDON COUNTY AND LEVYING A COMBINED PROPERTY TAX RATE FOR THE FISCAL YEAR 1974-75.

Upon roll-call vote, all Squires voted aye with the exception of Squire Blair who voted no and the Chair declared the Resolution duly passed.

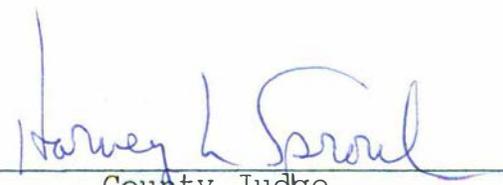
TITLE I BUDGET

It was moved by Squire Conner, and seconded by Squire Foster, that the Title I Budget (Reappropriation) for July 1, 1974 -- August 31, 1974, attached to these minutes as Exhibit D, be approved, which was adopted on a roll-call vote unanimously.

ADJOURN

It was moved by Squire Blair, seconded by Squire Duckworth, and unanimously approved that the meeting be adjourned at 9:20 P. M.

APPROVED:


County Judge

RESOLUTION REQUESTING DEFENSE CIVIL
PREPAREDNESS AGENCY

25-74

WHEREAS, the Loudon County Quarterly Court has contracted for the building of a County Justice Center, to also serve as an Emergency Operating Center; and

WHEREAS, the total cost of said facility is approximately \$650,000, of which part the Emergency Operating Center construction cost includes many of the necessary parts of the building which would have been necessary in an EOC building if it had been constructed separately, (such as parking lots, lighting, etc.); and

WHEREAS, it was estimated that approximately \$150,000 of the building was includible under then current DCPA regulations and specifications, with DCPA having set aside for Loudon County the amount of \$75,000 as its 50% of the projected Emergency Operating Center cost; and

WHEREAS, Loudon County and its architects have now been notified that many of the items that were originally includible as allowable cost have now been disallowed by DCPA Agencies; and

WHEREAS, Loudon County is a comparatively small rural County in East Tennessee, and as a total part of the County Justice Center project have also contracted for 50% of the cost of building an interstate connector road which will join the County Justice Center site to make the site of the County Justice Center a greater asset in its function as a Justice Center and an Emergency Operating Center, with the total cost expected for this road expected to exceed \$1,000,000; and

WHEREAS, the indication of DCPA that it will not fund the full \$75,000 as allocated in its original commitment to Loudon County has caused a serious financial problem to Loudon County;

Now, therefore, BE IT RESOLVED BY THE LOUDON COUNTY QUARTERLY COURT on this the _____ day of July, 1974, that the Defense Civil Preparedness Agency be requested and implored to apply its rules, regulations and guidelines as liberally as possible and to use the interpretations and guidelines at the time the commitment was made and the plans were made, rather than the time that the actual payment is to be made so that Loudon County can expect to receive as much of the \$75,000 as possible.

Harvey L. Sprad
County Judge

ATTEST:

Edward P. Poff
County Court Clerk

exhibit R

A RESOLUTION MAKING APPROPRIATIONS FOR THE VARIOUS FUNDS,
DEPARTMENT, INSTITUTIONS, OFFICES AND AGENCIES OF LOUDON
COUNTY, TENNESSEE, FOR THE FISCAL YEAR BEGINNING JULY 1,
1974 AND ENDING JUNE 30, 1975.

26-74

SECTION 1. BE IT RESOLVED by the Quarterly County Court of Loudon County, Tennessee, assembled in adjourned session on the 22nd day of July, 1974, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Loudon County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt maturing during the fiscal year beginning July 1, 1974 and ending June 30, 1975, according to the following schedule:

COUNTY GENERAL FUND

General County Government	\$ 84,968.31
Finance	64,649.66
Administration of Justice	55,221.00
Law Enforcement and Care of Prisoners	206,106.63
Conservation of Natural Resources	12,500.00
Recording and Preservation of Documents	8,950.00
Health and Welfare	50,220.00
Unclassified and Sundry	114,650.42
Sanitation and Waste Disposal	45,742.00
TOTAL COUNTY GENERAL FUND	\$643,008.02

HIGHWAY (TWO-CENT GAS) FUND

Expenditures - Overhead	\$ 67,736.99
Expenditures - First and Fourth District	129,113.60
Expenditures - Second and Fifth District	129,113.60
Expenditures - Third District	64,556.80
TOTAL HIGHWAY (TWO-CENT GAS) FUND	\$384,520.99

LOUDON COUNTY LEGAL LIBRARY FUND

Books and Periodicals	\$ 2,000.00
Trustee's Commission	20.00
TOTAL LOUDON COUNTY LEGAL LIBRARY FUND	\$ 2,020.00

DEBT SERVICE FUND

Bond Principal	\$275,000.00
Interest on Bonds	156,181.25
Note Principal	70,929.17
Interest on Notes	10,011.50
Paying Agent's Fees	300.00
Trustee's Commission	5,000.00
TOTAL DEBT SERVICE FUND	\$517,421.92

SPECIAL HIGHWAY PROJECTS

Note Principal	\$ 11,666.66
Note Interest	466.67
Trustee's Commission	900.00
TOTAL SPECIAL HIGHWAY PROJECTS	\$ 13,033.33

Exp. Report B

GENERAL PURPOSE SCHOOL FUND

Administration	\$ 64,162.00
Instruction	1,721,071.30
Attendance	11,663.00
Health Services	600.00
Transportation	206,250.00
Operation of Plant	215,122.00
Plant Maintenance	55,161.87
Fixed Charges	90,351.00
Food Services	16,852.20
Capital Outlay	57,077.81
Outgoing Transfers	21,196.02
Debt Service	61,096.67
Clearing Accounts	131,750.00
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TOTAL GENERAL PURPOSE SCHOOL FUND	\$2,652,353.87
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LENOIR CITY SCHOOL FUND

Payments to Lenoir City Schools	\$ 350,253.65
Trustee's Commission	8,000.00
Sales Tax	120,000.00
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TOTAL LENOIR CITY SCHOOL FUND	\$ 478,253.65
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LOUDON COUNTY MEMORIAL HOSPITAL

Total Operating Expenses	\$1,134,825.00
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TOTAL LOUDON COUNTY MEMORIAL HOSPITAL FUND	\$1,134,825.00
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LOUDON COUNTY AMBULANCE SERVICE

Total Expenditures for Ambulance Services	\$ 109,715.00
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TOTAL LOUDON COUNTY AMBULANCE SERVICE	\$ 109,715.00
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COUNTY JUSTICE CENTER

Trustee's Commission	\$ 15.00
Transfer to County General Fund	\$ 2,000.00
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TOTAL COUNTY JUSTICE CENTER EXPENDITURES	\$ 2,015.00
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FEDERAL REVENUE SHARING TRUST FUND

Operating and Maintenance Expenditures

Financial Administration	\$ 560.00
Health (Ambulance Service)	32,550.00
Public Safety	155,944.62
Recreation	1,000.00

Capital Expenditures

Public Safety	65,000.00
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TOTAL FEDERAL REVENUE SHARING TRUST FUND EXP.	\$ 255,054.62
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SECTION 2. BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County Court Clerk, Circuit Court Clerk, Register, Sheriff and the Clerk and Master and their officially authorized deputies and assistants may severally be entitled to receive under State laws heretofore or hereafter enacted. Expenditures out of commissions, and/or collected by the Trustee, County Court Clerk, Circuit Court Clerk, Clerk and Master, Register and the Sheriff may be made for such purposes and in such amounts as may be authorized by existing law or by valid order of any court having power to make such appropriations, Any excess commissions and/or fees collected over and above the expenditures duly and conclusively authorized to be paid therefrom, and paid therefrom, shall be paid over to the Trustee and converted into the County General Fund as provided by law.

SECTION 3. BE IT FURTHER RESOLVED, that if the need shall arise, the Budget Committee may with the consent of any official, head of any department or division which may be affected, transfer any amount from any line item of appropriation to any other line item of appropriation in the same fund. Be it further provided that any such transfer shall be authorized in writing and signed by the Director of Accounts, County Judge, the Budget Committee and the departmental or divisional heads directly concerned. The School Superintendent must also receive the consent of the Board of Education for transfers within each main division of the budget and the consent of the Quarterly County Court for transfers between these main divisions as required by law.

One copy of this authorization shall be filed with the County Court Clerk, one copy with the Chairman of the Budget Committee, and one with each divisional or departmental head concerned. Aforesaid authorization shall clearly state the reasons for the transfer, but this provision shall in no case whatsoever be construed as authorizing transfer from one fund to another, but shall apply solely to transfer within a certain fund.

SECTION 4. BE IT FURTHER RESOLVED that any appropriation made by this resolution which covers the same purpose for which a specific appropriation is made by statute is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County, shall not be in excess of the amounts authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. But provisions for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for any department, agency, or division of the County in excess of that appropriation herein for such department, division, or agency of the County. Such appropriation shall constitute the limit to the expenditures of any department, division and agency ending June 30, 1974. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FURTHER RESOLVED, that any resolution which may hereafter be presented to the Quarterly County Court providing for appropriations in addition to those made by this Budget Appropriation Resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the fiscal year in which the expenditure is to be made, to meet such additional appropriation.

SECTION 6. BE IT FURTHER RESOLVED, that certain school funds designated as "Clearing Accounts" have been included in the revenue and appropriations for the year ending June 30, 1975 as a memorandum only. It is expressly understood that the County Board of Education may not create or incur expenditures from these funds above actual revenue of such funds. It is further directed that no transfers may be effected between these Clearing Accounts and the operating school funds accounts.

SECTION 7. BE IT FURTHER RESOLVED, that there is hereby appropriated for Rural Road Construction on State-approved projects such amount or amounts as may from time to time be approved by contract with the State Department of Highways.

SECTION 8. BE IT FURTHER RESOLVED, that the County Judge and County Court Clerk are hereby authorized to borrow money on revenue anticipation notes to pay the expenses herein authorized until the taxes and other revenue for the fiscal year 1974-1975 have been collected, not exceeding 60% of the appropriations of each individual fund. The proceeds of loans for each individual fund shall be used only to pay the expenses and other requirements of the fund for which the loan is made and the loan shall be paid out of revenue of the fund for which money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the authority of Sections 5-1031 to 5-1039, inclusive, Tennessee Code Annotated. Said notes shall be signed by the County Judge and countersigned by the County Court Clerk and shall mature and be paid in full without renewal not later than June 30, 1975.

SECTION 9. BE IT FURTHER RESOLVED, that the delinquent County property taxes for the year 1973 and prior years and the interest and penalty thereon collected during the year ending June 30, 1975 shall be apportioned to the various County fund according to the subdivision of the tax levy for the year 1974. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly. Also, that payments in lieu of taxes from the T.V.A. shall be placed in the various funds of the County in the same proportion as the tax rate is divided except the portion that would ordinarily go to the Department of Education will go to the Debt Service Fund.

Taxes collected in compliance with the Business Tax Act shall be placed in the various funds of the County in the same proportion as the tax rate is divided.

SECTION 10. BE IT FURTHER RESOLVED, that all unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse, and be of no further effect at the end of the fiscal year at June 30, 1975.

SECTION 11. BE IT FURTHER RESOLVED, that any resolution or part of a resolution which has heretofore been passed by the Quarterly County Court which is in conflict with any provision in this resolution be and the same is hereby repealed.

SECTION 12. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 1974. This resolution shall be spread upon the minutes of the Quarterly County Court.

Passed this 22nd day of July, 1974

ADOPTED:

Harvey L. Spraul
County Judge

27-74

A RESOLUTION SETTING THE PROPERTY TAX RATE FOR THE VARIOUS FUNDS OF LOUDON COUNTY AND LEVYING A COMBINED PROPERTY TAX RATE FOR THE FISCAL YEAR 1974-1975.

SECTION 1. BE IT RESOLVED by the Quarterly County Court of Loudon County, Tennessee, assembled in adjourned session on this 22nd day of July, for the fiscal year beginning July 1, 1974, shall be \$3.96 on each \$100.00 of taxable property, which is to provide revenue for each of the following funds and otherwise conform to the following levies:

<u>FUND</u>	<u>RATE</u>
County General	\$.51
General Purpose School	2.84
Debt Service	.61
	<u>\$3.96</u>

SECTION 2. BE IT FURTHER RESOLVED, that all resolutions of the Quarterly County Court of Loudon County, Tennessee, which are in conflict with this resolution are hereby repealed.

SECTION 3. BE IT FURTHER RESOLVED, that this resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Quarterly County Court.

Passed this 22nd day of July, 1974.

ADOPTED:

Harvey L. Sprunt
County Judge

Exhibit C

LOUDON COUNTY SCHOOLS

TITLE I ESEA PROJECT

74.01 BUDGET

July 1, 1974 through August 31, 1974

PROJECT TITLE: REMEDIAL AND DEVELOPMENTAL READING

<u>ACCOUNT NUMBER</u>	<u>DESCRIPTION</u>		
	<u>Administration - 2100 Series</u>		
2110.4	Personnel Assisting Superintendent in General Administration	\$1,181.40	
2110.6	Accounting Personnel	175.00	
2120.2	Travel Expense for Administration Personnel	108.14	
2120.8	Telephone and Telegraph	111.61	
2130.1	Office Supplies	<u>123.06</u>	
	TOTAL ADMINISTRATION		\$1,699.21
	<u>Instruction - 2200 Series</u>		
2210.31	Regular Teachers	\$3,304.54	
2210.54	Secretary & Clerical Assistant	440.00	
2230.1	Teaching Supplies	<u>24.20</u>	
	TOTAL INSTRUCTION		\$3,768.74
	<u>Maintenance of Plant - 2700 Series</u>		
2720.3	Repair of Equipment	<u>\$218.67</u>	
	TOTAL MAINTENANCE OF PLANT		\$218.67
	<u>Fixed Charges - 2800 Series</u>		
2851.1	Contributions to Local Retirement (Non-Professional)	\$75.30	
2851.21	Contributions to Social Security	205.84	
2851.4	Contributions to State Teacher Retirement	<u>409.38</u>	
	TOTAL FIXED CHARGES		\$690.52
	GRAND TOTAL - ALL EXPENDITURES		<u><u>\$6,377.14</u></u>

Exhibit D

285