

May 3, 1971

BE IT REMEMBERED that the Quarterly County Court met on May 3, 1971, at 9:00 A. M. with the Honorable Harvey L. Sproul, County Judge of said County presiding, and with Mrs. Adair Clark being present representing Mr. Edward Alexander, Clerk of said Court; Whereupon Sheriff Russell opened Court. The invocation was led by Judge Sproul and the Pledge of Allegiance was led by Sheriff Russell.

All Squires were present as follows:

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| J. J. Blair        | Henry C. Foster |
| R. P. Hamilton     | J. G. Hudson    |
| Roy Bledsoe        | I. D. Conner    |
| Curtis A. Williams | Jack H. Lefler  |
| James M. Hartsook  |                 |

The minutes of the April 6, 1971, meeting of the Quarterly Court were read, and upon motion by Squire Williams, seconded by Squire Foster, were unanimously approved with all Squires voting aye.

During the open discussion portion of the meeting Squire Blair stated it had been brought to his attention that there was a man who had taken over part of the Riverview Cemetery, which was supposed to be a public cemetery, and had rented out space to three or four trailers. Judge Sproul advised the Court that he would ask an attorney to handle the matter for the County to make a recommendation as to what the County's rights were in the matter, and as to what procedures should be taken to administer the cemetery properly.

A delegation was present from the Simpson Road area of the County, near Lenoir City, complaining about the condition of the road which now connected the old State Highway 95 with new State 95. The Road Commissioner explained that there had been two lines recently put in the right-of-way, a sewer line and a gas line, and that the condition of the road had been damaged by this activity. It was moved by Squire ~~Hartsook~~ <sup>Conner</sup>, seconded by Squire ~~Conner~~ <sup>Hartsook</sup>, that it be recommended to the Road Commissioner that he attempt to work with the people of the area in improving the road, and if possible get it set up as a Federal Secondary road for future improvement under that program. The motion passed unanimously.

Mr. Billy Cannon of the Greenback Community complained that the

<u>Resolution No. 1-72</u> <u>As Exhibit B Page 112</u>	To establish Zoning in the Unincorporated Area of the Lenoir City Planning Region.
<u>Resolution No. 2-72</u> <u>Exhibit C Page 113</u>	To rezone an Area between U.S. Highway 411 and the L & N Railroad in Loudon County from Rural Residential to General Commercial.
<u>Resolution No. 3-72</u> <u>Exhibit A Page 119</u>	Lawsuit Concerning Anderson County VS State Board of Equalization, et al, presently pending in the Chancery Court of Davidson County of TVA "In-Lieu-of-Tax payments.
<u>Resolution No. 4-72</u> <u>Exhibit C Page 121</u>	Calling for a consideration of building fall-out shelters in future public buildings.
<u>Resolution No. 5-72</u> <u>Exhibit A Page 132</u>	Request the Governor and the General Assembly at their next meeting to make funds available to pay all Veterans a fair and reasonable State "Bonus"
<u>Resolution No. 6-72</u> <u>Exhibit B Page 133</u>	Establishing new County voting Districts.
<u>Resolution No. 7-72</u> <u>Exhibit A Page 151-A</u> <u>Exhibit B Page 151-B</u>	Ratifying Pvt. Chapter No. 214 of the 1972 Gen. Assembly (amending the 1963 Building permit Law), Copy of private Act.
<u>Resolution No. 8-72</u> <u>Exhibit C. Page 151-D</u>	TVA "In-Lieu-of-Tax" Settlement with State Board Equal. proposed Settlement.
<u>Resolution No. 9-72</u> <u>Exhibit D Page 151-E</u>	Abolishing Loudon-Roane Community Action Agency and formation of the new Mid-East Community Action Agency.
<u>Resolution No. 10-72</u> <u>Exhibit E Page 151-F</u>	Authorizing the application for a loan from Hud, for a criminal Justice Center.
<u>Resolution No. 10-A-72</u> <u>Exhibit H Page 151-J</u>	Rezone the Erie Community of Loudon County from Agriculture-Forestry to Rural Center.
<u>Resolution No. 10-3-72</u> <u>Exhibit I Page 151-M</u>	To rezone an area along Morganton Road in Loudon County from Agriculture-Forestry to Rural Residential.
<u>Resolution No. 11-72</u> <u>Exhibit B Page 155</u> <u>Exhibit C</u>	Authorizing an occupancy Privilege Tax (Transients in Hotels and Motels)
<u>Resolution No 12-72</u> <u>Exhibit A Page 168</u>	Rezone Areas around the borders of the intersection of interstate Highway 75 and State Highway 72 in Loudon County from A-1 Agriculture Forestry to C-2 General Commercial.
<u>Resolution No-13-72</u> <u>Exhibit B Page 171</u>	Rezone an Area North of Hotchkiss Valley Road From A-1 Agriculture-Forestry District to M-1 General Industrial District.
<u>Resolution No. 14-72</u> <u>Exhibit C Page 173</u> <u>Exhibit D</u>	Authorizing Loudon County to adapt Construction Codes.
<u>Resolution No. 15-72</u> <u>Exhibit E Page 177</u> <u>Exhibit F</u>	Adapting proposed contract with TVA for Replacement and relocation of County Roads as a part of the Tellico Dam Project---Said contract being attached to these Minutes as Exhibit F
<u>Resolution No. 13-A-72</u> <u>Page 182-A</u>	To rezone an Area along the East Side of State Hwy 95 from General Industrial District to Suburban Residential District.

<u>Resolution No 16-72</u> <u>Exhibit G Page 179</u>	Levying a 5% Tax on the Privilege of Occupancy of Hotel & Motel Rooms by Transients.
<u>Resolution No. 17-72</u> <u>Exhibit H Page 180</u>	A-1 Agricultural-Forestry District: Minimum Lot size shall be no less than 1 acre in the area A-2 Rural- Residential District : Minimum Lot size shall be no less than 1 acre in area in both A-1 & A-2 .
<u>Resolution No. 18-72</u> <u>Exhibit C Page 192</u>	28,000.00 Capital Outlay Notes Authorized.
<u>Resolution No. 19-72</u> <u>Exhibit A Page 217</u>	Resolution indicating the intent of the Quarterly Court to protect the Lenoir City Park as a re-creation site to its extent of its legal Capabili
<u>Resolution No. 20-72</u> <u>Exhibit B Page No. 218</u>	Making appropriations for the various Funds, Dept Institutions, Offices and Agencies of Loudon Coun For the Fiscal Year Beginning July 1, 1972 ending June 30 1973.
<u>Resolution No 21-72</u> <u>Exhibit C Page No. 222</u>	Resolution establishing property Tax for fiscal year 1972-73.
<u>Resolution No. 22-72</u> <u>Page 229</u>	Ambulance Resolution requesting Fed. & State Assistance.
<u>Resolution No. 23-72</u> <u>Exhibit A Page 238</u>	County Judge apply for Federal Grant for Development of Eaton Ruritan Park.
<u>Resolution No. 24-72</u> <u>Exhibit B. Page 241</u>	Resolution accepting the Mize property for Loudon County.
<u>Resolution No. 25-72</u> <u>Exhibit C. No. 242</u>	Judge apply for Federal grant for Luttrell Community for park.
<u>Resolution No. 26-72</u> <u>Exhibit A. Page No. 251</u>	Designating the County Judge as the County Officer on Whom Service shall be made where Redress is sought under the Hotel-Motel Occupancy Tax.
<u>Resolution No. 27-72</u> <u>Exhibit B Page 253</u>	To establish a Board of Directors for the Mangment, Operation, Control, and supervision of the Loudon County Memorial Hospital in Loudon County.
<u>Resolution-No. 28-72</u> <u>Exhibit A Page 268</u>	To Rezone Parcel 81-1, Tax Map 76, Near the intersection of Stae Highway 95 and the L & N Railroad in the Gena Community, From A-2 Rural Residential to C-1 Rural Center.
<u>ResolutionNo. 29-72</u> <u>Exhibit B Page 269</u>	To Rezone Parcels 26-0 and 26-2 Located along needmore road, and North of the City of Loudon from A-2 Rural Residential to R-1 Suburban Residential Classification.
<u>Resolution No. 30-72</u> <u>Exhibit C Page 271</u>	Authorizing County Judge to apply for funds from other federal agencies for the purpose of completing the Eaton Ruritan and Luttrell Recreational Parks.
<u>Resolution No. 31-72</u> <u>Exhibit D Page 272</u>	Resolution setting Jailer's Fees at \$4.00 per day
<u>Resolution No. 32-72</u> <u>Exhibit B page 286</u>	Welcoming Dr. Jerry R. Rogers as a Practicing Physician to Loudon County.
<u>Resolution No. 33-72</u> <u>Exhibit E Page 289</u>	To the memory to the late Squire Frank Vaughn Browder.
<u>Resolution No. 32A-72</u> <u>Exhibit E Page 291</u>	Sweetwater Creek Watershed (Quarterly Court agrees to support the Watershed Work Plan and appropriates the sum of \$2,000.00 per annum as its portion of the miscellaneous expense.

<u>Resolution # 1-73</u> <u>Exhibit A Page 304</u>	Resolution supporting Local Government Platform.
<u>Resolution # 2-73</u> <u>Exhibit B Page 305</u>	Resolution adapting Federal Flood Insurance.
<u>Resolution # 3-73</u> <u>Exhibit C Page 307</u>	Requesting assistance from utility Companies operating in Loudon County
<u>Resolution # 4-73</u> <u>Exhibit C Page 325</u>	Rezoning Lewis White Property 3rd District to C-1 from A-1
<u>Resolution # 5-73</u> <u>Exhibit A Page 333</u>	To Correct minutes of Regular meeting of November 6, 1972. Loudon County Quarterly Court.
<u>Resolution # 30A-72</u>	The Quarterly Court of Loudon County Tenn, Authorizing Eminent Domain Proceeding to Acquire Realty for a Criminal Justice Center
<u>Resolution # 6-73</u> <u>Exhibit A Page 343</u>	Loudon County Quarterly urging support of ti Property tax stabilization act of 1973
<u>Resolution # 7-73</u> <u>Exhibit B Page 345</u>	Loudon County Quarterly Court Flood Insurance
<u>Resolution #8-73</u> <u>Exhibit C Page 347</u>	Requesting County Trustee to enforce collect ion of the Hotel-Motel occupancy Tax
<u>Resolution # 9-73</u> <u>Exhibit # G Page 354</u>	Designation of Applicant Agent Ted Randolph---Civil Defence Director Federal Financial assistance under the Disaster Relief Act
<u>Resolution #10-73</u> <u>Exhibit B Page 365</u>	Ratification of Private Act # 28 1973 Authorizing Loudon County to levy a tax on all cases filed in the Courts of Loudon County.
<u>Resolution # 11-73</u> <u>Exhibit C page 367 B</u>	Resolution Leving a Tax upon all cases filed in the Courts of Loudon County, Tenn.
<u>Resolution # 12-73</u> <u>Exhibit G Page 369 A</u>	A Resolution in Support of Regional Juvenile Facility.
<u>Resolution # 13-73</u> <u>Exhibit A Page 385</u>	Expressing appreciaton to certain atate officials for their actions in behalf of Local Governments.
<u>Resolution # 14-73</u> <u>Exhibit C Page 386</u>	Adapting the Southern Standard Building Code.
<u>Resolution # 15-73</u> <u>Exhibit D Page</u>	Authorizing the Issuance of \$900,000 Road Bonds of Loudon County, Tenn (Connector Rds)
<u>Resolution # 16-73</u> <u>Exhibit F. Page 402</u>	Establishing A Merit System and Classified Service for Employees in the Office of Sheriff.
<u>Resolution # 17-73</u> <u>Exhibit G Page 403</u>	Adapting A Classification Compensation Plan
<u>Resolution # 18-73</u> <u>Exhibit H Page 404</u>	Establishing A Unified Personnel Policy.
<u>Resolution # 19-73</u> <u>Exhibit # I Page 405</u>	Retirement System approved for Loudon County Court House Employees
<u>Resolution # 20-73</u> <u>Exhibit J Page 406</u>	Retirement System for the Employees of Loudon County Board of Education

Third District Road Commissioner had been hauling a considerable amount of gravel for several days to improve a parking lot for a new branch of the Merchants and Farmers Bank on U. S. Highway 411. He asked if this were legal and what could be done about it. He was advised that as a technical matter it was the understanding of the County Judge that this was illegal, although it was apparent that it had been the practice of the various Road Commissioners over the years to do some of this.

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Representatives of all the Funeral Directors of Loudon County were present, together with Mr. Edward Gess, who is Executive Secretary of the Tennessee Funeral Directors Association. Mr. Gess explained that he was not there as an official of the Association but as a favor to the Funeral Directors of Loudon County who had asked him to come and explain what the situation was concerning the ambulance services which had been provided by Funeral Directors over all the years. He stated that the National Federal Highway Safety Act of 1966 had required 16 points for emergency medical services, which if not met within a certain period of time would cause the State of Tennessee to lose 10% of its Federal Highway Funds, and that one State, Texas, had already had their funds withheld. As a result of this, and as a result of certain other matters which had caused Bills to be introduced in the State Legislature to require certain standards for ambulance operations in political sub-divisions within the State, it appeared that the requirements were going to be so stringent, together with Federal Wage and Hour Laws, that the Funeral Directors were going to withdraw from providing this service in Loudon County. He stated that although he had not talked with them about it he felt that the Funeral Directors would work with the County while they looked into the situation toward the idea of coming up with some kind of service that would be provided as a public service. He then went on to say that there were certain Federal Programs which might provide funds for the financing of such a project, that there were several of the Counties in the State that have already had to go into this and that they would be of some help, and he then answered several questions. It was moved by Squire Foster, seconded by Squire Hamilton, and unanimously approved that the County Judge appoint a Committee to make a study of this problem and a recommendation to the Quarterly Court, the Committee to include at least one doctor, one person from the Hospital Board, the Hospital Administrator, the County Judge, and three members of the Quarterly Court.

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Mr. Denny Martin, of the State Planning Commission, reported that he was working for Loudon County to attempt to work out something in the way of a central sanitary landfill for Loudon County, and possibly Monroe County on a joint basis, that Federal funding was being investigated, and that they had decided to attempt to approach this matter from two standpoints, being a full-pledged model plan on one end, and a practical temporary solution as an alternative.

He further reported that the TVA was going into a special program of providing equipment which would collect abandoned cars. If enough abandoned or wrecked cars were available that he understood that they could be sold for approximately \$15.00 each to go toward the expense of picking them up which would be for labor inasmuch as the equipment would be provided by TVA. He stated that he could look farther into it depending on whether or not the Quarterly Court would be interested in more information concerning the program. It was moved by Squire Conner, seconded by Squire Williams, that Mr. Martin be requested to come up with as much information concerning the possibility of Loudon County participating in this program as possible.

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The meeting adjourned for lunch.

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Squires Hudson and Hartsook were absent.

The meeting resumed at 1:30 P. M. with the County Judge's Report.

As a part of the report it was asked to be made a part of the record that the City of Lenoir City had designated E. E. Keener of Lenoir City to serve as the City's representative on the County Equalization Board for the year of 1971-72.

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In reference to the offer of Mr. Douglas Sams who had sued Loudon County for damages alleged to have resulted to his property on Town Creek Road by the Second District Road Commissioner, after discussion, it was moved by Squire Conner, seconded by Squire Williams, that the County Judge and Charles Eblen, the attorney representing the County, make a recommendation at the next meeting of the Quarterly Court as to any offer that should be made toward settlement of the case. The motion passed unanimously.

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It was moved by Squire Conner, seconded by Squire Blair, and unanimously approved by all Squires present on a roll-call vote, that the

Title II Budget as follows be approved for the year 1971:

Approved Title II Budget for year 1971 in the amount of \$5,674.42

Account

81 Revenue		5,674.42
41 Appropriation		5,674.42
(2242.1)	3,853.54	
(2242.2)	82.57	
(2242.3)	1,401.58	
(2242.9)	336.73	

Upon motion by Squire Blair, seconded by Squire Lefler, and unanimously approved by all Squires present, the following Budget transfers were approved:

GENERAL FUND

Increase Revenue - Account 41 170.00  
 (144) Civil Defense - 170.00

Increase Appropriations - Account 81  
 (1107-03) Travel 35.00  
 (1107-08) Maintenance 135.00

To increase Civil Defense Budget 170.00  
 Revenue received from sale of car.

Motion by Squire Foster, seconded by Squire Conner, that \$460.00 be paid from Account 1109-1 Unallocated Primary for ETDD Summer Work Program.

BOND DEBT

Transfer \$200.00 from 97 (Surplus Bond Debt Fund) to Account 1500-30 Note Principal.

HIGHWAY DEPARTMENT

Transfer \$5,000 from 2nd and 5th District Surplus to Account 1202.2 (2nd and 5th District Salaries).

Transfer \$12,000 from 1st and 4th District Surplus to the following Accounts:

\$4,000 to Account 1208.1  
 \$4,000 to Account 1219.1  
 \$4,000 to Account 1212.1

Squires Hudson and Hartsook were absent.

Judge Sproul explained that the East Tennessee Development District was sponsoring a summer work program for college youth (who come within certain income limitations), in co-ordination with some of the local colleges, and that it would be possible to help some students to have money to go to school in the fall, and to also get some things done that could be done in public service, and that he recommended that the County appropriate enough money to hire two of these students (a total of approximately \$460) which would pay them at the minimum wage level for an entire summer's work, together with the additional funds that were available through the special programs with the

colleges. It was moved by Squire Foster, seconded by Squire Conner, and unanimously approved on a roll-call vote that \$460.00 be appropriated for this program from the Unallocated Fund.

Squires Hudson and Hartsook were absent.

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It was moved by Squire Lefler, seconded by Squire Williams, and unanimously approved on a roll-call vote that Silas Ramsey be given credit on his 1971 taxes in the amount of \$30.87 for an erroneous payment of taxes in 1969.

Squires Hudson and Hartsook were absent.

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Judge Sproul explained that three members of the County Planning Commission were up for reappointment by the State Planning Commission, that the County Planning Commission was recommending to the County Court for approval for nomination to the State Board, Ben Galyon, R. S. Pressly, and John W. Cardwell, Jr. to be re-elected to four-year terms on the Commission. It was moved by Squire Williams, seconded by Squire Blair, and unanimously approved by all Squires present, that these nominations be made to the State Board.

Squires Hudson and Hartsook were absent.

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It was moved by Squire Foster, seconded by Squire Lefler, that the following Notary Publics be elected: Robert Lewis, Charlotte Lawson. The motion passed unanimously with all Squires present voting aye.

Squires Hudson and Hartsook were absent.

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It was moved by Squire Blair, seconded by Squire Williams, and unanimously approved by all Squires present that the meeting be adjourned at 2:45 P. M.

Squires Hudson and Hartsook were absent.

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County Judge