

## LOUDON COUNTY COMMISSION

STATE OF TENNESSEE

COUNTY OF LOUDON

June 4, 2012

6:00 PM

- (1) **Presentation**                      **Mayor Herron** presented a personalized Chairman's gavel to **Chairman Roy Bledsoe** expressing Loudon County's appreciation for his more than 45 years of dedicated service to the County and its people.

### PUBLIC HEARING

- (2) **Public Hearing**                      **Loudon County Planning and Codes Director – Russ Newman**
1.     A Resolution Adopted by the Loudon County Commission Accepting Amberly Court, Porter Lane, and McKaymie Lane, Located off Harrison Lane, into the Public Roadway System, Said Roads Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.
  2.     A Resolution of the Loudon County Commission Accepting Meadow Walk Lane, Located off Highway 11E, into the Public Roadway System, Said Road Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.

### REGULAR MEETING

- (3) **Opening of Meeting**                      **BE IT REMEMBERED** that the Board of Commissioners of Loudon County convened in regular session in Loudon, Tennessee on the 4th day of June, 2012. The **Honorable Chairman Roy Bledsoe** called the meeting to order. **Commissioner Franke** opened the County Commission Meeting, led the Pledge of Allegiance to the Flag of the United States of America and gave the Invocation.

- (4) **Roll Call**                                Present were the following Commissioners: **Jenkins, Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (9)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon **Chairman Bledsoe** announced the presence of a quorum.  
Present was the **Honorable Mayor Estelle Herron**.

- (5) **Agenda Adopted As Amended**                      **Chairman Bledsoe** requested that the June 4, 2012 Agenda be adopted. **Mayor Herron** requested that Item 1 under the Planning and Codes Director's presentation be removed from consideration at this time while awaiting further legal advice. A **motion** was made by **Commissioner Franke** with a second by **Commissioner Maples** to adopt the Agenda as amended.  
Upon voice vote the motion **Passed** unanimously.

**(6)**  
**Minutes for**  
**May 7, 2012**  
**Approved**

**Chairman Bledsoe** requested that the May 7, 2012 County Commission Meeting Minutes be approved and accepted.  
A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Meers** to approve these minutes.  
Upon voice vote the motion **Passed** unanimously.

**(7)**  
**Comments:**  
**Agenda Items**

**Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items on the planned Agenda come forward.  
**No one** came forward.

**(8)**  
**Board**  
**Appointments**  
**Approved**

**Estelle Herron, Loudon County Mayor**, requested consideration and possible action on the following items:

1. Consideration of a Resolution Approving Appointments to the Following Boards/Committees:
  - a. Loudon County Board of Zoning Appeals
  - b. Regional Planning Commission
  - c. TASS Board of Directors
  - d. TCCA Legislative Committee

**Chairman Bledsoe** asked for a **motion** on the Zoning Appeals and Regional Planning Boards/Commissions appointments.  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Jenkins** to approve these appointments.  
Upon voice vote the motion **Passed** unanimously.  
**Chairman Bledsoe** then asked for a **motion** on the TASS and TCCA Board of Directors appointments.  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Miller** to approve these appointments.  
Upon voice vote the motion **Passed** unanimously.

**Resolutions 060412-A-D**

**(9)**  
**ADA**  
**Coordinator**  
**Appointed**

2. Americans with Disabilities Act (ADA) Coordinator appointment. Leo Bradshaw is resigning and Billy Pickel is being appointed to this position.  
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to approve this appointment.  
Upon voice vote the motion **Passed** unanimously.

**(10)**  
**Property**  
**Auction**  
**Approved**

**Loudon County Purchasing Director, Leo Bradshaw**, requested consideration of the following recommendations.

1. A Recommendation to Allow the County to Sell Surplus Properties by Auction.  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Harrelson** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Jenkins, and Miller: (9)**  
The following Commissioner voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**

**(11)**  
**Property**  
**Transfer**  
**Approved**

2. A Recommendation to Transfer Property Located on Hines Valley Road, Map 010P, Gp A, Partial 009.00 to Loudon Fire Rescue.  
A **motion** was made by **Commissioner Duff** with a second by **Commissioner Jenkins** to approve this recommendation.  
Upon voice vote the motion **Passed** unanimously.

**(12)**  
**Sale of**  
**Surplus**  
**Vehicles**  
**Approved**

3. A Recommendation for the Sale of Surplus Highway Department Vehicles.  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Harrelson** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, and Meers: (9)**  
The following Commissioner voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**

**Loudon County Planning and Codes Director, Russ Newman,** requested consideration and approval of the following Planning Commission recommendation:

**(13)**  
**Meadow Walk Lane**  
**Accepted into**  
**Public**  
**Roadway**  
**System**

1. A Resolution of the Loudon County Commission Accepting Meadow Walk Lane, Located off Highway 11E, into the Public Roadway System, Said Road Located in the 5<sup>th</sup> Legislative District of Loudon County, Tennessee.  
A **motion** was made by **Commissioner Yarbrough** with a second by **Commissioner Franke** to approve this recommendation.  
Upon voice vote the motion **Passed** unanimously.  
**Resolution 060412-E**

**Loudon County Commissioner, Don Miller,** requested consideration and approval of the following item:

**(14)**  
**Air Quality**  
**Task Force**  
**Request on**  
**H2S Monitoring**  
**Approved**

1. A Loudon County Air Quality Task Force letter requesting Commission approval to contact TDEC and request initiation of H2S monitoring and modeling for our community.  
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Meers** to approve this request.  
Upon voice vote the motion **Passed** unanimously.  
**Exhibit 060412-F**

**Loudon County Budget Director, Tracy Blair,** requested consideration and possible action on the following items:

**(15)**  
**Fund 101**  
**Request-**  
**Delay**  
**Consideration**  
**Approved**

4. Consideration of a Recommendation to Approve Amendments in the Following Funds:  
a. County General Fund 101  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Miller** to approve the recommendation of the Budget Committee to delay consideration of this request until the new fiscal year .  
Upon roll call vote the following Commissioners voted **Aye: Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-G**

- (16)  
Fund 115  
Approved
- b. Public Library Fund 115  
A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Maples** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-H**
- (17)  
Fund 116  
Delayed
- c. Recycling Centers Fund 116  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Jenkins** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, and Franke: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-I**
- (18)  
Fund 122  
Approved
- d. County Drug Fund 122  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Maples** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Franke, and Bledsoe: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-J**
- (19)  
Fund 128  
Delayed
- e. Federal Drug Fund 128  
A **motion** was made by **Commissioner Meers** with a second by **Commissioner Maples** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Franke, Bledsoe, and Duff: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-K**
- (20)  
Fund 131  
Approved
- f. Highway Department Fund 131  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Yarbrough** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Harrelson, Miller, Jenkins, Meers, Maples, Franke, Bledsoe, Duff, and Yarbrough: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-L**

- (21) Fund 141 Approved g. General Purpose School Fund 141  
A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Meers** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Miller, Jenkins, Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, and Harrelson: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-M**
- (22) Fund 142 Approved h. School Federal Projects Fund 142  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Miller** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Jenkins, Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-N**
- (23) Fund 151 Approved i. General Debt Fund 151  
A **motion** was made by **Commissioner Miller** with a second by **Commissioner Maples** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, and Jenkins: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-O**
- (24) Fund 156 Approved j. Education Debt Services Fund 156  
A **motion** was made by **Commissioner Yarbrough** with a second by **Commissioner Duff** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Jenkins, Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, and Miller: (9)**  
The following Commissioners voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-P**
- (25) Fund 171 Approved k. General Capital Projects Fund 171  
A **motion** was made by **Commissioner Franke** with a second by **Commissioner Yarbrough** to approve this recommendation.  
Upon roll call vote the following Commissioners voted **Aye: Meers, Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, and Jenkins: (9)**  
The following Commissioner voted **Nay: (0)**  
The following Commissioner was **Absent: Shaver: (1)**  
Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**  
**Exhibit 060412-Q**

- (26) Fund 176 Approved
- l. Highway Capital Projects Fund 176
- A **motion** was made by **Commissioner Jenkins** with a second by **Commissioner Maples** to approve this recommendation.
- Upon roll call vote the following Commissioners voted **Aye: Maples, Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, and Meers: (9)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioner was **Absent: Shaver: (1)**
- Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**
- Exhibit 060412-R**
- (27) Fund 177 Approved
- m. Education Capital Projects Fund 177
- A **motion** was made by **Commissioner Miller** with a second by **Commissioner Jenkins** to approve this recommendation.
- Upon roll call vote the following Commissioners voted **Aye: Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (9)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioner was **Absent: Shaver: (1)**
- Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**
- Exhibit 060412-S**
- (28) Accept \$1,000. Grant Approved
2. Consideration of a Recommendation to Accept a \$1,000. Grant from the State Division of Elections to Lease EScan to Count Absentee Ballots for August and November 2012 Elections; no matching funds.
- A **motion** was made by **Commissioner Franke** with a second by **Commissioner Maples** to approve this recommendation.
- Upon roll call vote the following Commissioners voted **Aye: Franke, Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, and Maples: (9)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioner was **Absent: Shaver: (1)**
- Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**
- (29) Eaton Forest 2012 Special Assessment Approved
3. Consideration of a Recommendation to Approve a Resolution Levying a 2012 Special Assessment on Buildable Parcels for Sewer Improvements in Eaton Forest Special Sewer District.
- A **motion** was made by **Commissioner Duff** with a second by **Commissioner Yarbrough** to approve this recommendation.
- Upon roll call vote the following Commissioners voted **Aye: Bledsoe, Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, and Franke: (9)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioner was **Absent: Shaver: (1)**
- Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**
- Resolution 060412-T**
- (30) Payment Of Debt Associated With Capital Outlay Notes Approved
4. Consideration of a Recommendation to Approve a Resolution Authorizing Payment of Debt Associated with Capital Outlay Notes Series 2009.
- A **motion** was made by **Commissioner Miller** with a second by **Commissioner Duff** to approve this recommendation.
- Upon roll call vote the following Commissioners voted **Aye: Duff, Yarbrough, Harrelson, Miller, Jenkins, Meers, Maples, Franke, and Bledsoe: (9)**
- The following Commissioners voted **Nay: (0)**
- The following Commissioner was **Absent: Shaver: (1)**
- Thereupon the Chairman declared the motion **Passed: (9, 0, 1)**
- Resolution 060412-U**

**(31)**  
**Summary**  
**Financial**  
**Statements**  
**Distributed**

**Budget Director, Tracy Blair**, requested that records reflect that the Summary Financial Statements for the month of May 2012 have been distributed.

**Exhibit 060412-V**

**(32)**  
**Notaries**  
**Approved**

**Loudon County Commissioner, David Meers**, made a **motion** with a second by **Commissioner Jenkins** to approve the following Notaries: ***Teresa A. Jones; Stephen P. Parrent; Stacie D. Franks; Angela Marie Spence; Toni Shaw; Paula J. Perdue; Harvey L. Sproul; Stephan Ryan Adams; and Angela K. Abston.*** Upon voice vote the motion **Passed** unanimously.

**Exhibit 060412-W**

**(33)**  
**Comments:**  
**Non-Agenda**  
**Items**

**Chairman Bledsoe** asked that any visitor wishing to address the Commission regarding items not on the Agenda come forward.

**Mayor Herron** announced that she was scheduling a Commission Workshop Meeting for Wednesday, June 13<sup>th</sup> at the County Office Building at 6 p.m. for the Budget Committee to present the proposed budget to the full Commission, She is scheduling a Public Hearing on the proposed budget at the Annex Building at 6 p.m. on June 18<sup>th</sup> at the regularly scheduled Workshop Meeting. The finalized Budget will be adopted at the regularly scheduled County Commission Meeting on June 25<sup>th</sup> at the Annex Building at 6 p.m.

**Commissioner Yarbrough** asked where the opportunity for the public to have input to the final budget was in this scheduling. The collective response was at the meeting to pass the budget and discussion followed. **Commissioner Miller** said that this was usually done at the final meeting and if there were problems, the County would function under the Continuing Resolution until those problems were worked out.

**Pat Hunter** spoke regarding the scheduling of these meetings and she stated that, according to a legal opinion rendered last year during Budget time, the County was required to hold a Commission Meeting between the Public Hearing on the Budget and the Commission Meeting to adopt the final budget. She said that this meeting was to provide an opportunity for the Commission to incorporate the public's input into the final budget prior to presenting it for adoption.

**Commissioner Miller** stated that he thought the Commission was following the same procedures they used last year but after hearing this discussion he thinks the County should check with the Attorney again and, if necessary, reschedule the process as appropriate.

**Chairman Bledsoe** said that it seemed to him that having the public input prior to the final meeting on the budget should make passage a little easier.

**Chairman Bledsoe** asked if there were any further comments and, upon receiving none, he asked for a **motion** to adjourn.

**(34)**  
**Adjournment**

There being no further business, a **motion** being duly made and seconded, the June 4, 2012 County Commission Meeting stood adjourned at 7:45 p.m.

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**CHAIRMAN**

**ATTEST:**

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**COUNTY CLERK**

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**COUNTY MAYOR**