

# COUNTY COMMISSION- REGULAR SESSION

**APRIL 19, 2010**

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, APRIL 19, 2010, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE STEVE GODSEY, COUNTY MAYOR, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

**The Commission was called to order by County Mayor Steve Godsey. Sheriff Wayne Anderson opened the commission and Comm. James L. King, Jr. gave the invocation. Pledge to the flag was led by the Sheriff Wayne Anderson.**

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

<b>CATHY L. ARMSTRONG</b>	<b>GARTH BLACKBURN</b>
<b>LINDA K. BRITTENHAM</b>	<b>"MOE" BROTHERTON</b>
<b>DARLENE R. CALTON</b>	<b>O.W. FERGUSON</b>
<b>CLYDE GROSECLOSE</b>	<b>LARRY HALL</b>
<b>TERRY HARKLEROAD</b>	<b>JOE HERRON</b>
<b>DENNIS HOUSER</b>	<b>SAMUEL C. JONES</b>
<b>ELLIOTT KILGORE</b>	<b>W. BILL KILGORE</b>
<b>DWIGHT KING</b>	<b>J. BUDDY KING</b>
<b>JAMES L. KING, JR.</b>	<b>BART LONG</b>
<b>WAYNE MCCONELL</b>	<b>W. JOHN MCKAMEY</b>
<b>RANDY MORRELL</b>	<b>MIKE SURGENOR</b>
<b>MARK A. VANCE</b>	<b>EDDIE WILLIAMS</b>

**24 PRESENT 0 ABSENT (ABSENT-)**

**The following pages indicates the action taken by the Commission on re-zoning requests, approval of notary applications and personal surety bonds, motions, resolutions and other matters subject to the approval of the Board of Commissioners.**

**Motion was made by Comm. Ferguson and seconded by Comm. Calton to approve the minutes of the March 15, 2010 Regular Session of County Commission. Said motion was approved by voice vote.**

# SULLIVAN COUNTY, TENNESSEE

## PROCLAMATION

### *To Declare May As Building Safety Month*

**WHEREAS**, through our continuing efforts to address critical safety issues in the building environment affecting our citizens of Sullivan County, regardless of age or occupation, both in everyday life and times of natural disaster, we are confident that our structures are safe and sound; and

**WHEREAS**, vigilant guardians – building safety and fire prevention officials, architects, engineers, builders, and others in the construction industry – work year-round to ensure the safe construction of buildings; and

**WHEREAS**, these dedicated members of the International Code Council develop and implement the highest-quality codes to protect Americans in the buildings where we live, learn, work and play; and

**WHEREAS**, Building Safety Month, sponsored by the International Code Council and International Code Council Foundation, reminds the public about the critical role of our communities' largely unknown guardians of public safety - our local code officials – who help prevent countless deaths and injuries from fires and accidents; and

**WHEREAS**, Sullivan County encourages all Americans to raise awareness of the importance of building safety; disaster-resistant, energy efficient, sustainable building and new technologies in the construction industry; it presents appropriate steps everyone can take to ensure that the places where we live, learn, work and play are safe, and that countless lives have been saved due to the implementation of safety codes by local and state agencies; and

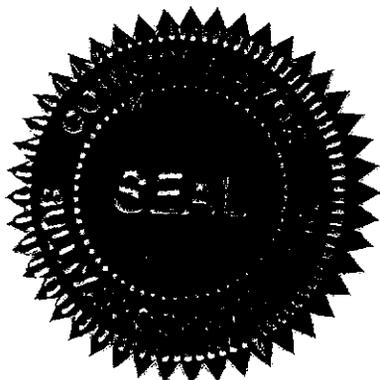
**WHEREAS**, this year, as we observe Building Safety Month we ask everyone to consider projects to improve building safety at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments and federal agencies in protecting lives and property;

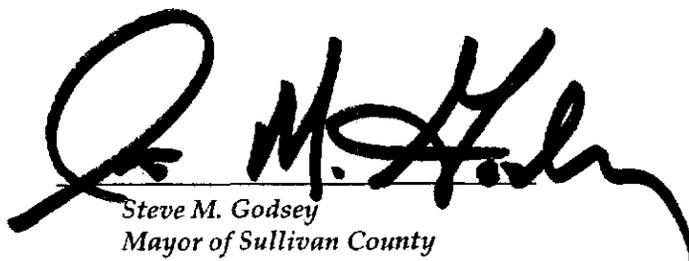
**NOW, THEREFORE**, I, Steve Godsey, Mayor of Sullivan County and the Board of Commissioners of Sullivan County do hereby proclaim the Month of May as

## Building Safety Month

On behalf of Sullivan County I encourage our citizens to join communities across America to participate in Building Safety Month activities.

**In witness whereof**, I have hereunto set my hand and caused this seal of the County of Sullivan to be affixed this 19th day of April, 2010.



  
Steve M. Godsey  
Mayor of Sullivan County



# SULLIVAN COUNTY, TENNESSEE

## PROCLAMATION

### *To Recognize May As Sullivan Shapes Up Month*

**Whereas**, Sullivan County has a vested interest in the health of employees; and

**Whereas**, Sullivan County has established a Health Matters Committee to address health and wellness issues; and

**Whereas**, Sullivan County has partnered with Shirlene Booker from the University of Tennessee Extension office; and

**Whereas**, Shirlene Booker and the Health Matters Committee have promoted wellness through several initiatives including walking programs; and

**Whereas**, the new initiative will be called Sullivan Shapes Up; and

**Whereas**, Sullivan Shapes Up will provide employees with tools to develop healthy lifestyle habits; and

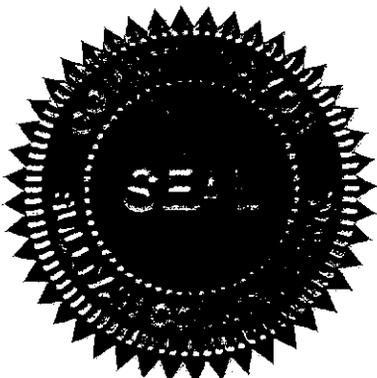
**Whereas**, healthy lifestyle habits can reduce heart attacks, stress, and medical costs; and

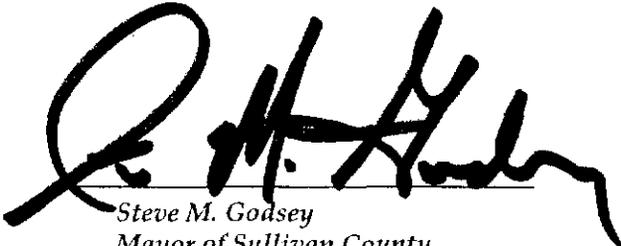
**Whereas**, healthy lifestyle habits provide a realistic framework for individuals to follow.

**Now, therefore**, I, Steve Godsey, Mayor of Sullivan County, and the Sullivan County Board of Commissioners do hereby proclaim May as:

### **Sullivan Shapes Up Month**

**In witness whereof**, I have hereunto set my hand and caused this seal of the County of Sullivan to be affixed this 19th day of April, 2010.



  
Steve M. Godsey  
Mayor of Sullivan County



Louis Milboan

**SULLIVAN COUNTY BOARD OF COMMISSIONERS**  
Blountville, Tennessee

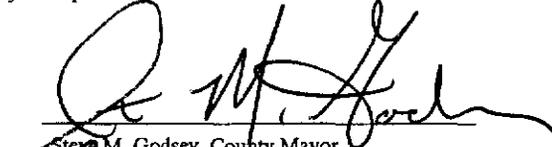
**Certification of Appoint & Re-Appointments To Sullivan County Board Of Equalization**

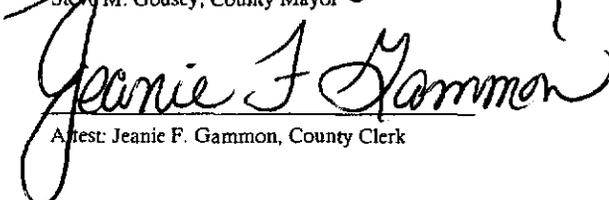
Whereas in accordance with Tennessee Code Annotated §67-1-401 Vacancies on the Board of Equalization are to be appointed by the County Mayor and nominees are to be certified by Sullivan County, Tennessee Commission.

Whereas, the following three individuals have been nominated by the County Mayor as qualified nominees:

- \_\_\_\_\_ R. Z. Hensley Reappointment Through June 2012
- \_\_\_\_\_ Harold Barnes Reappointment Through June 2012
- \_\_\_\_\_ Joe Arnold New Appointment - Resume Attached - Term Through June 2012

Approved and confirmed this 19th day of April 2010.

  
 \_\_\_\_\_  
 Steve M. Godsey, County Mayor

  
 \_\_\_\_\_  
 Attest: Jeanie F. Gammon, County Clerk

Commission Action: R. Z. Hensley

- Approved by Roll Call Vote
- Approved by Voice Vote
- Rejected on Vote

AYE	NAY	PASS	ABSENT
24			

Commission Action: Harold Barnes

- Approved by Roll Call Vote
- Approved by Voice Vote
- Rejected on Vote

AYE	NAY	PASS	ABSENT
24			

Commission Action: Joe Arnold

- Approved by Roll Call Vote
- Approved by Voice Vote
- Rejected on Vote

AYE	NAY	PASS	ABSENT
24			

April 8, 2010

Mr. Steve Godsey  
Sullivan County Mayor  
Sullivan County Courthouse  
3411 Hwy. 126, Suite 206  
Blountville, TN 37617

Dear Mr. Godsey:

This letter is to express my interest in being appointed to the Sullivan County Board of Equalization. My name is Joseph (Joe) F. Arnold, and I live at 541 Gammon Road, Kingsport, TN 37663, near the Tri-City Airport. I have lived in Sullivan County all of my life. I am married to my wife, Claudia Arnold, for the past 27 years. I have 3 daughters and 5 grandchildren, all of whom have been very supportive of my activities.

I retired from Eastman Chemical Company in 1998 with 39 ½ years of service. While at Eastman, I worked as a Project Engineer in the Research Engineering Department, holding positions as draftsman, drafting technician, contracting inspector, team manager, and Research technologist.

My educational background is: graduated from Sullivan High School, 3 years at ETSU in Engineering, and a degree from ICET School of Engineering.

I have been a member of the Kingsport Life Saving Crew for 34 years, and am currently serving as President of the Board. I am also now serving as President of the Tennessee Association of Rescue Squads for the State of Tennessee, and served in various other officer positions for that Association throughout the past years.

I am a member of First Baptist Church in Blountville, TN, and have attended there for the past 27 years.

I would appreciate your consideration of this request for appointment to the Sullivan County Board of Equalization.

Sincerely,

A handwritten signature in black ink that reads "Joe Arnold". The signature is written in a cursive style with a horizontal line at the end.

Joe Arnold

Home phone: 423-323-9674

Cell phone: 423-914-3034

SULLIVAN COUNTY COMMISSION  
Public Comment Session  
Monday, April 19, 2010

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
✓ 1	Andrew N. Baker	UT Extension	Blountville, Tr.	
✓ 2	Brandon Caswell	Tri-Cities 7 Cinemas	Blountville, TN	
✓ 3	Phil Ketay	Triton Insurance	Blountville, TN	
✓ 4	Edna K Smith	<del>280</del> 280 McClain Rd.	Kingsport, TN	
✓ 5	Karen Castle	136 Monte Vista Dr.	Kptn TN	
✓ 6	Jail Smith	201 Monte Vista Dr	Eagle Hunter	
✓ 7	Kammie Nichols	1040 Masengill Rd	Blvt TN	
8				
9				
10				
11				
12				
13				
14				
15				

*[Handwritten Signature]*

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

MARCH 15, 2010

BECKY G. ADAMS

VIRGINIA LEE BLACKSTONE

KENNETH A. BOWLES

AMBERLEA N. BREEDING

NANCY BUREM

VICKY C. CARTER

ROY O. CASSELL

SANDRA FAYE CLYNE

KRISTY RAE CORMIER

GENELL CRADIC

TRACY DIANNE DAVIDSON

PATRICIA JEAN DAVIS

AMY M. DEAKINS

TAMMY L. DORTON

PHYLLIS DOTSON

CAROLINE DENISE FRANCISCO

JENNIFER ANN FUGATE

CAROLYN M. GILLIAM

PAM HARKLEROAD

VICKIE MARSINA HARTSOCK

KEITH A. HOPSON

RICHARD E. HOPSON

KATHERINE ELIZABETH HUTCHINSON

KENNETH JUSTIN HUTTON

C. K. KERRIGAN

CHERIE LAVON

PAULA SUSAN MATZNER

SCOTT W. MANNING

KATHY H. MCCLOUD

MARK A. MILLER

MARY ROBINSON MONEYHUN

LAURA E. MULLINS

SHERRY EDITH OLIVER

PATRICIA GALE PARHAM

KAY M. PICKERING

KATRINA M. PRICE

MARY ANN B. REED

JANE L. SHEFFEY

TOMMY LEE SHULER

DORIS A. SMITH

REBECCA W. STARNES

DELORES A. SULLIVAN

STEPHENSON TODD

FRANK C. WALLING, JR.

UPON MOTION MADE BY COMM. MCCONNELL AND  
SECONDED BY COMM. FERGUSON TO APPROVE THE  
NOTARY APPLICATIONS HEREON, SAID MOTION WAS  
APPROVED BY ROLL CALL VOTE OF THE COMMISSION.  
24 AYE

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

APPROVAL OF NOTARY  
SURETY BONDS

APRIL 19, 2010

LYNN ELLEN DARNELL

SANDRA NELSON DARNELL

JENNIFER JANE KEITH

BRENDA W. KISER

H. CHARLENE PETERSON

EDNA J. QUILLEN

PEGGY H. RASNAKE

**UPON MOTION MADE BY COMM. MCCONNELL AND SECONDED BY COMM. FERGUSON  
TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION  
WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 24 AYE.**





QUESTIONS BEFORE THE COMM.

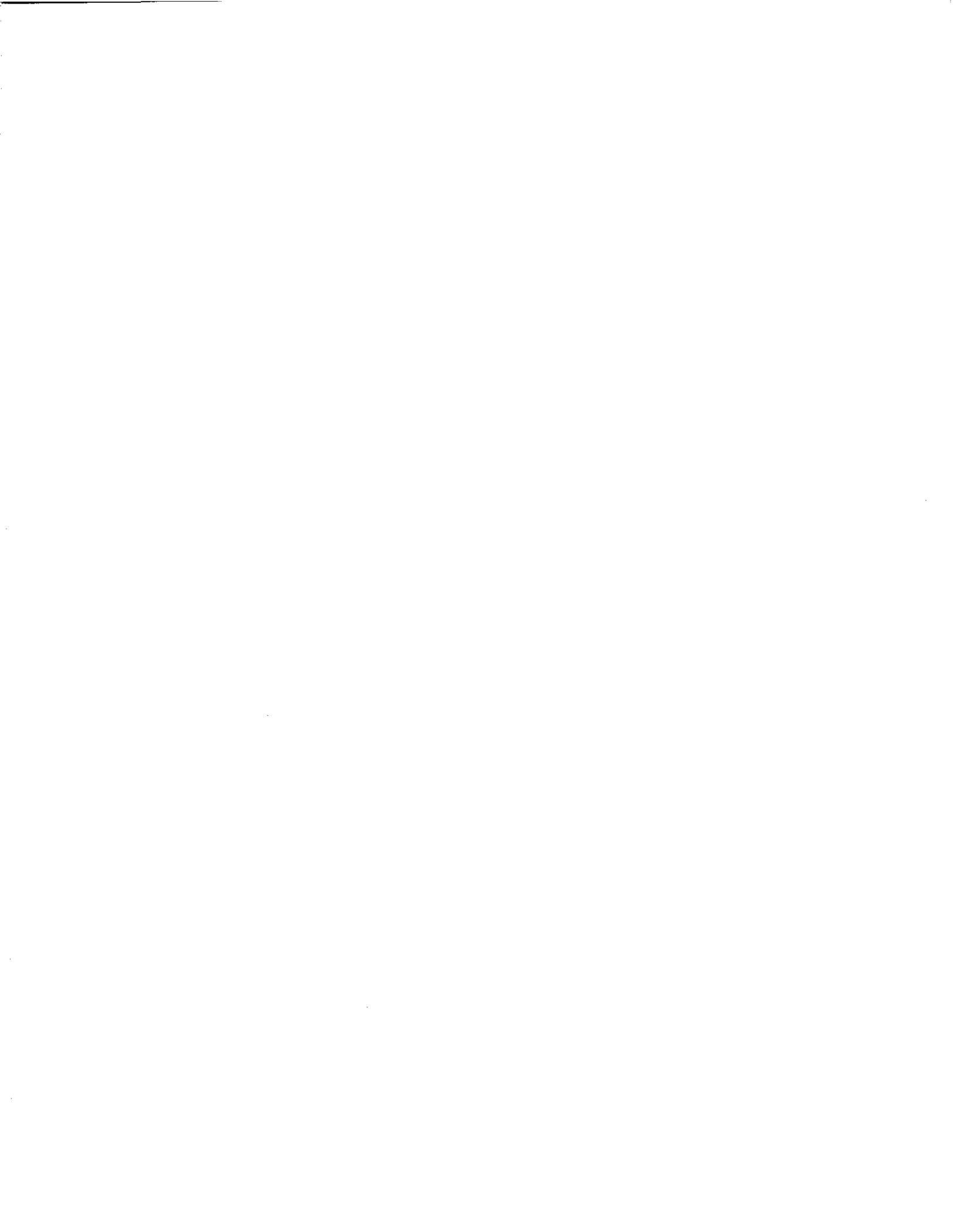
QUESTIONS BEFORE THE COMM.	No. 6		No. 7		No. 8		11/8, 11/9/10		No. 10		No. 11		No. 12		No. 13		No.	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Houser	✓						✓				✓		✓		✓			
Jones	✓						✓				✓		✓		✓			
Elliott Kilgore	✓						✓				✓		✓		✓			
W. Bill Kilgore	✓						✓				✓		✓		✓			
Dwight King	✓						✓				✓		✓		✓			
Buddy King	✓						✓				✓		✓		✓			
Jameoa King	✓						✓				✓		✓		✓			
Long	✓						✓				✓		✓		✓			
McConnell	✓						✓				✓		✓		✓			
McKamey	✓						✓				✓		✓		✓			
Monnell	✓						✓				✓		✓		✓			
Surgenor	✓						✓				✓		✓		✓			
Vance	✓						✓				✓		✓		✓			
Williams	✓						✓				A		✓		✓			
Armstrong	✓						✓				✓		✓		✓			
Blackburn	✓						✓				✓		✓		✓			
Brittenham	✓						✓				✓		✓		✓			
Brotherton	✓						✓				✓		✓		✓			
Calton	✓						✓				✓		✓		✓			
Ferguson	✓						✓				✓		✓		✓			
Dosewell	✓						✓				✓		✓		✓			
Nall	✓						✓				✓		✓		✓			
Hartbroad	✓						✓				✓		✓		✓			
Herron	✓						✓				✓		✓		✓			
	24 Aye						24 Aye				23 Aye		24 Aye		24 Aye			
											10/15							

QUESTIONS BEFORE THE COMMN.

NAMES OF COMMISSIONERS	No. 14		No. 15		No. 16		No. 17		No. 18		No. 19		No. 20		No. 21		No. 22	
	Aye	Nay																
Gones	✓		✓		✓		✓		✓		✓		✓		✓		✓	
E. Kilgore	✓		✓		✓		✓		✓		✓		✓		✓		✓	
W. Bill Kilgore	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Dwight King	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Buddy King	✓		✓		✓		✓		✓		✓		✓		✓		✓	
James A. King	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Long	✓		✓		✓		✓		✓		✓		✓		✓		✓	
McConnell	✓		✓		P		P		✓		✓		✓		✓		✓	
McKamey	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Morrell	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Surgenor	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Umce	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Williams	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Armstrong	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Blackburn	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Brittenham	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Brotherton	✓		✓		✓		A		A		✓		✓		✓		✓	
Carlton	✓		✓		✓		✓		✓		✓		P		✓		✓	
Ferguson	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Groves	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Nall	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Warfield	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Henson	✓		✓		✓		✓		✓		✓		✓		✓		✓	
Houston	✓		✓		✓		✓		✓		✓		✓		✓		✓	
	24 Aye		27 Aye		23 Aye		22 Aye		23 Aye		27 Aye		16 Aye		27 Aye		20 Aye	
					1 Pass		1 Pass		1 Pass		2 Nay		7 Nay		2 Nay		2 Nay	
					1 Pass		1 Pass		1 Pass		2 Nay		1 Pass					

cut  
out  
order  
TO  
No.  
order  
20







**AGENDA**  
**Sullivan County Board of County Commission**

*April 19, 2010*

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, April 19, 2010 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No 02/10/#1 Ronald Torbett  
Reclassify 1.93 acres of A-1(General agricultural/Estate Residential District) to B-4 (Arterial Business Service District) for the purpose of allowing for future commercial use. Property ID No Tax Map 135, Parcel Part of 178.00 located in the 9<sup>th</sup> Civil District. **Sullivan County Planning**  
**Deferred by Mr. Torbett 02-22-2010**

02/10/10

PETITION TO SULLIVAN COUNTY FOR REZONING

A request for rezoning is made by the person named below; said request to go before the Sullivan County Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

<p>Property Owner: <u>Ronald Torbett</u></p> <p>Address: <u>6127 Hwy 11-E</u> <u>Piney Flats, Tn 37686</u></p> <p>Phone <u>538-5002</u> Date of Request <u>02/08/2010</u></p> <p>Property Located in <u>9</u> Civil District</p> <p><i>+ Ronald F Torbett</i> _____ Signature of Applicant</p>	<p style="text-align: center;"><u>OFFICE USE ONLY</u></p> <p>Meeting Date <u>3/16/2010</u> Time <u>7:00 pm</u></p> <p>Place <u>2<sup>nd</sup> Floor Courthouse</u> <i>Deferred to 4-20-10 PC</i></p> <hr/> <p>Planning Commission Approved _____ Denied _____</p> <p>County Commission Approved _____ Denied _____</p> <p>Other <u>Deferred 04-19-10</u></p> <p>Final Action Date _____</p>
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PROPERTY IDENTIFICATION

Tax Map No. 135 / Group \_\_\_\_\_ / Parcel 178.00 *Part of*

Zoning Map 26 Zoning District A-1 Proposed District B-4

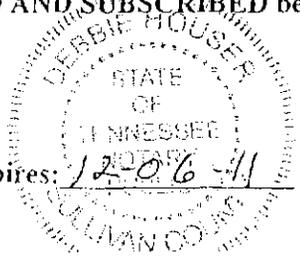
Property Location : Hwy 11-E

Purpose of Rezoning: Future commercial development

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

*+ Ronald F Torbett*  
\_\_\_\_\_

SWORN TO AND SUBSCRIBED before me this 9th day of Feb, 2010.



*Debbie Houser*  
\_\_\_\_\_  
Notary Public

My Commission Expires: 12-06-11

**RESOLUTIONS ON DOCKET FOR APRIL 19, 2010**

<b>RESOLUTIONS</b>	<b>ACTION</b>
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	APPROVED 04-19-10
#2 IMPROVE FIRE SAFETY WITHIN THE BORDERS OF SULLIVAN COUNTY	DEFERRED 04-19-10
#3 ADOPTING RED LEAF LANE, BIRCHWOOD COURT, SUGARCANE LAND AND SUGARFIELD LANE LOCATED IN SUGARWOOD SUBDIVISION, SECTION 6, AS SULLIVAN COUNTY PUBLIC ROADS AND AMENDING SULLIVAN COUNTY ROAD ATLAS TO INCLUDE SAID ROADS	APPROVED 04-19-10
#4 RESCIND RESOLUTION NO. 2009-10-112 AND AMENDMENT WHICH PLACED NO PARKING SIGNS ON EAGLE STREET BETWEEN MONTE VISTA DRIVE AND RAGSDALE STREET IN THE 10 <sup>TH</sup> COMM. DISTRICT	FAILED 04-19-10
#5 AUTHORIZING THE REAPPOINTMENT OF BOARD MEMBERS TO THE INDUSTRIAL DEVELOPMENT BOARD OF SULLIVAN COUNTY	DEFERRED 04-19-10
#6 APPROVE FOR SULLIVAN COUNTY TO PAY OVER FUNDS COLLECTED FROM VICTIMS ASSISTANCE ASSESSMENT FEE TO THE CHILD ADVOCACY CENTER	APPROVED 04-19-10
#7 AUTHORIZE PLACING A STOP SIGN AND 25 MPH SPEED LIMIT SIGNS ON CHRISTOPHER WAY IN THE 7 <sup>TH</sup> COMM. DISTRICT	APPROVED 04-19-10
#8 AUTHORIZE PLACING A STOP SIGN AND 25 MPH SPEED LIMIT SIGNS ON HARBOR VIEW DRIVE IN THE 7 <sup>TH</sup> COMM. DISTRICT	APPROVED 04-19-10
#9 AUTHORIZE PLACING A STOP SIGN AND 25 MPH SPEED LIMIT SIGNS ON CARDINAL POINT IN THE 7 <sup>TH</sup> COMM. DISTRICT	APPROVED 04-19-10
#10 AUTHORIZE PLACING A STOP SIGN ON HARBOR VIEW DRIVE AND 25 MPH SPEED LIMIT SIGNS ON FOREST LANE NORTH IN THE 7 <sup>TH</sup> COMM. DISTRICT	APPROVED 04-19-10
#11 URGE THE GENERAL ASSEMBLY TO OPPOSE SB2938/HB3590	APPROVED 04-19-10

#12 REQUESTING GRANTING OF A QUITCLAIM DEED FROM SULLIVAN COUNTY GOVERNMENT TO JERRY PRATT FOR RIGHT-OF-WAY ABANDONMENT OF UNOPENED RIGHT-OF-WAY O CEDAR STREET IN THE 16H CIVIL DISTRICT	APPROVED 04-19-10
#13 AMEND THE GENERAL FUND APPROPRIATIONS FOR FORENSIC SERVICES	APPROVED 04-19-10
#14 NAME UNMANED STREET IN DOGWOOD SUBDIVISION; PINEY FLAST, TENNESSE IN THE 5 <sup>TH</sup> COMM. DISTRICT	APPROVED 04-19-10
#15 APPROVE FUNDING FOR A HEALTH SCREENING OF COUNTY EMPLOYEES BY AN INDEPENDENT CONSULTANT	APPROVED 04-19-10
#16 AMEND THE PARK FUND APPROPRIATIONS FOR ADDITIONAL OPERATIONAL COSTS	APPROVED 04-19-10
#17 AUTHORIZE SULLIVAN COUNTY HIGHWAY DEPT. TO PERFORM WORK AT THE OBSERVATION KNOB PARK AND BE REIMBURSED FOR THE COST OF SERVICES PERFORMED	APPROVED 04-19-10
#18 AUTHORIZE TAX RELEASES FOR THE 2008 TAX YEAR FROM THE OFFICE OF COUNTY TRUSTEE	APPROVED 04-19-10
#19 APPROVE SULLIVAN COUNTY HIGHWAY DEPT. BEING ALLOWED TO PICK UP BRUSH, LEAVES, AND LIMBS WHEN PLACED ON A SULLIVAN COUNTY RIGHT-OF-WAY	APPROVED 04-19-10
#20 AMEND THE 2009-2010 GENERAL PURPOSE SCHOOL BUDGET BY \$132,365.00 FOR PAYMENT OF SETTLEMENT ON DISCRIMINATION CLAIM	WITHDRAWN 04-19-10
#21 REQUESTING THAT CHAPTER NO. 16 OF THE PRIVATE ACTS OF 1953 BE REPEALED	APPROVED 04-19-10
#22 REQUESTING PURCHASE OF NEW RECORDING SYSTEM AND SOUND SYSTEM FOR COMMISSION ROOM	1 <sup>ST</sup> READING 04-19-10
#23 TO SELL COUNTY OWNED DELINQUENT TAX PROPERTY	APPROVED 04-19-10
#24 URGING THE TENN. GENERAL ASSEMBLY TO OPPOSE SENATE BILL 3489/HOUSE BILL 3864 (GROWTH POLICY AMENDMENT)	APPROVED 04-19-10

Sullivan County, Tennessee  
Board of County Commissioners

Item 1  
No. 2010-04-00

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April 2010.

**RESOLUTION To Consider Amendments to the Sullivan County Zoning Resolution**

WHEREAS, the attached rezoning petitions have been duly initiated; have been before the Planning Commission (recommendations enclosed); and have received a public hearing as required; and,

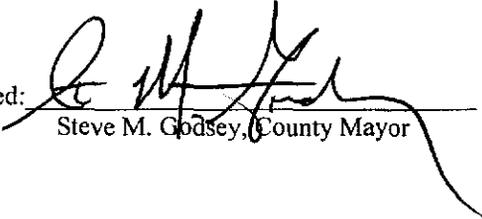
WHEREAS, such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider the attached rezoning petitions and vote upon the proposed amendments, individually or otherwise at the discretion of the Commission, by roll call vote and that the vote be valid and binding and that any necessary amendments to the official zoning map be made so.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsor: James "Buddy" King**  
**Prime Co-Sponsor(s): O.W. Ferguson**

2010-04-00	County Commission
ACTION	Approved 04-19-10 Voice Vote

Comments:

Sullivan County, Tennessee  
Board of County Commissioners

Item 2  
Administrative  
No. 2008-12-134

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of December, 2008.

**RESOLUTION To Improve Fire Safety Within The Borders Of Sullivan County**

WHEREAS, Sullivan County has the obligation to our citizens to improve fire safety; and

WHEREAS, Sullivan County has no standards on the size of water service lines or the placement of fire hydrants serviced by any public utility provider; and

WHEREAS, there are areas within the borders of Sullivan County with insufficient supply line sizing and lack of sufficient fire hydrants for adequate fire safety.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby require all water utilities within the County, including all municipalities, to install fire hydrants and supply lines in all new, replacement, and upgrade construction to the standards required within residential areas inside the city limits of Kingsport or Bristol, Tennessee; and these be checked and maintained on a regular basis on a schedule no less than what's provided within the boundaries of the cities.

**BE IT FURTHER RESOLVED** that if any utility provides service to an industrial park or other major industrial site, sufficient water supply, line sizing and fire hydrants must be installed to meet or exceed any codes required within the city limits of Kingsport, Bristol, Tennessee, or any other utility district providing service in Sullivan County.

~~**BE IT FURTHER RESOLVED** that money to help facilitate this resolution be earmarked from the Health and Safety Program or Homeland Security Program in an amount no less than five thousand dollars (\$5,000) annually and be dedicated to the rural portions of the County that have utility supplied water service and an insufficient supply line sizing or an insufficient number of fire hydrants.~~

**BE IT FURTHER RESOLVED** that \$5,000 annually be put in each year's budget to help facilitate this resolution. This money is to be put in the Health & Safety program overall Planning & Zoning Department's Budget. The \$5,000 annually to be dedicated to the rural portions of the County that have utility supplied water service and no fire hydrants or an insufficient number of fire hydrants.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2008.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: James "Moe" Brotherton**  
**Prime Co-Sponsor(s): Sam Jones, Terry Harkleroad, Larry Hall, Darlene Calton**

2008-12-134	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 12-1-08, No Action 1-5-09, No Action 2-2-09, No Action 3-2-09, No Action 4-6-09, No Action 5-4-09, No Action 7-6-09, No Action 8-3-09, No Action 10-5-09, No Action 11-2-09, No Action 12-7-09, No Action 1-4-10, No Action 2-1-10, No Action 3-1-10, No Action 4-5-10	No Action 12-4-08; Deferred 1-8-09, No Action 2-5-09, No Action 3-5-09, Deferred 4-9-09, Deferred 5-7-09, No Action 7-9-09, No Action 8-11-09, No Action 9-10-09, No Action 10-6-09, No Action 12-10-09, No Action 1-4-10, No Action 2-4-10, No Action 3-4-10, No Action 4-8-10	Approved 12-3-08, No Action 1-7-09, No Action 2-9-09, No Action 3-4-09, No Action 4-1-09, No Action 5-6-09, Deferred 7-1-09, No Action 8-5-09, No Action 10-7-09, No Action 11-4-09, No Action 12-2-09, No Action 1-6-10, No Action 2-3-10, No Action 3-3-10, No Action 4-7-10	

Notes: 1st Reading 12-15-08;  
Amended by Sponsor as reflected above in Resolution 01-20-09; Deferred 01-20-09;  
Deferred 02-17-09; Deferred 03-16-09; Deferred 04-20-09; Deferred 05-18-09;  
Deferred 07-20-09; Deferred 08-17-09; Deferred 09-21-09; Deferred 10-19-09;  
Deferred 11-16-09; Deferred 12-21-09; Deferred 01-19-10; Deferred 02-16-10;  
Deferred 03-15-10; **Deferred 04-19-10;**

Sullivan County, Tennessee  
Board of County Commissioners

Item 3  
Executive  
No. 2010-02-14

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of February, 2010.

**RESOLUTION Adopting Red Leaf Lane, Birchwood Court, Sugarcane Lane And Sugarfield Lane located In Sugarwood Subdivision, Section 6, As Sullivan County Public Roads And Amending Sullivan County Road Atlas To Include Said Roads**

WHEREAS, Sugarwood Subdivision is located within the City of Kingsport's planning region and urban growth boundary but outside of Kingsport's municipal boundaries; and

WHEREAS, Sugarwood Subdivision Section 6 was previously approved by the Kingsport Regional Planning Commission subject to a performance bond to secure the completion of sidewalks within said section of the subdivision; and

WHEREAS, the developers of Sugarwood Subdivision and the Kingsport Regional Planning Commission are currently involved in litigation relative to the requirement by the Kingsport Regional Planning Commission that sidewalks be installed within said subdivision; and

WHEREAS, due to the pending litigation between the developers and Kingsport Regional Planning Commission relative to the issue of sidewalks, the Kingsport Regional Planning Commission will not release the performance bond securing the completion of the sidewalks within Sugarwood Subdivision Section 6; and

WHEREAS, the roads in Sugarwood Subdivision Section 6 have been completed for some time and twenty-nine (29) building permits have been issued by the Sullivan County Planning and Zoning Office for homes in Section 6 of Sugarwood Subdivision; and

WHEREAS, the developers have dedicated the roads located within Sugarwood Subdivision Section 6 as Sullivan County public roads pursuant to plat recorded August 21, 2006 in the Register of Deed's Office for Sullivan County at Blountville, Tennessee in Plat Book 52, at page 246; and

WHEREAS, the developers of Sugarwood Subdivision have requested that Sullivan County formally adopt the roads located within said subdivision as public county roads such that the Sullivan County Highway Department can maintain same including snow removal;

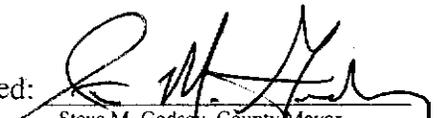
**NOW THEREFORE BE IT RESOLVED** by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16<sup>th</sup> day of February, 2010 that Red Leaf Lane, Birchwood Court, Sugarcane Lane and Sugarfield Lane located within Section 6 of Sugarwood Subdivision and containing .70 total miles of road (4.25 acres +/-) are hereby adopted as Sullivan County public roads and the Sullivan County Road Atlas is hereby amended to include same

*Waiver Of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Terry Harkleroad**

**Prime Co-Sponsor(s): Michael Surgenor, Larry Hall**

2010-02-14	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 3-1-10. No Action 4-5-10	Approved 3-4-10. No Action 4-8-10	Approved 3-3-10, No Action 4-7-10	<b>Approved 04-19-10</b> <b>22 Aye, 1 Pass, 1 Absent</b>

Notes: AMENDMENT #1 made by Elliott Kilgore, seconded by Bill Kilgore as follows:

“BRING PRIVATE DRIVE BALL ORCHARD DRIVE BACK TO A COUNTY ROAD”

Amendment Failed By Roll Call Vote

RESOLUTION FAILED BY ROLL CALL VOTE-PUT BACK ON 1ST READING 02-16-10.

Deferred 03-15-10;

Sullivan County, Tennessee  
Board of County Commissioners

Item 4  
Executive  
No. 2010-03-18  
Attachments

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March, 2010.

**RESOLUTION To Rescind Resolution No. 2009-10-112 And Amendment Which Placed NO PARKING Signs on Eagle Street Between Monte Vista Drive And Ragsdale Street In The 10th Commissioner District**

WHEREAS, the actual property owners in that neighborhood were not in favor of having these signs placed in their neighborhood and had not signed the petition that accompanied the October 2009 resolution; and

WHEREAS, the attached petition signed by the residents of this neighborhood is requesting that these signs be removed considering them to be a hindrance to their area.

**NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby rescind Resolution No. 2009-10-112 as requested in the attached petition.**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: W. G. "Bill" Kilgore**  
**Prime Co-Sponsor(s): Terry Harkleroad**

2010-03-18	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	No Action – Deferred 3-1-10, No Action 4-5-10	Approved 3-4-10, No Action 4-8-10	Approved 3-3-10, No Action 4-7-10	<b>Failed 04-19-10</b> <b>6 Aye, 16 Nay, 1 Pass</b> <b>1 Absent</b>

Notes: 1st Reading 03-15-10;

**PETITION TO REMOVE THE "NO  
PARKING" SIGNS ON EAGLE  
STREET BETWEEN MONTE VISTA  
DRIVE AND RAGSDALE STREET**

**NAME  
ADDRESS**

1.-

Harlem Castle 136 Monte Vista Drive  
Kpt TN, 37660

Located across from  
201 Monte Vista

2.

Charles S. Castle 136 Monte Vista Dr  
Kpt, TN

3.

Just M Club 136 MONTE VISTA Dr.  
Kpt TN 37660

4.

 136 Monte Vista Dr.  
Kot TN 37660

5.

Faye Castle 476 Little Pumpkin Valley Edson,  
Visiting son, No place to park In 37731

6.

Paul Castle 476 Little Pumpkin vly. Edson In.  
Visiting son, No place to park 37731

7.

Louis Anderson 109 Monte Vista Dr.  
Neighbor 37660

8.

Charlie Anderson 109 Monte Vista Dr.  
NEIGHBOR 37660

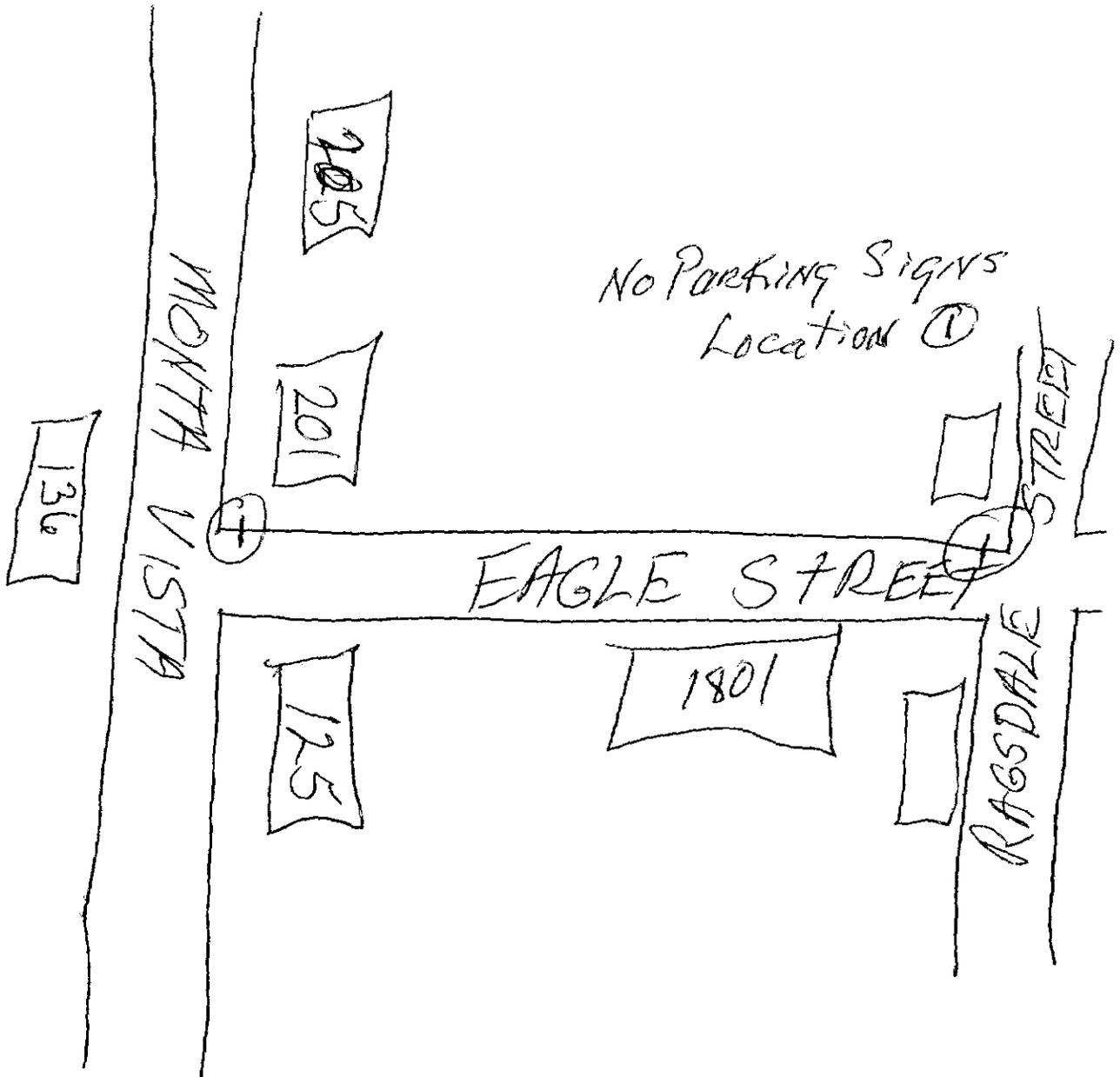
9.

Vicki Godsey 1833 Bloomingdale PK.  
Neighbor

10.

R. Paul Godsey 1833 Bloomingdale  
Neighbor





Sullivan County, Tennessee  
Board of County Commissioners

Item 7  
Executive  
No. 2009-10-112  
Amendment &  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of October 2009.

**RESOLUTION To Authorize Placing NO PARKING Signs On Both Sides Of Eagle Street  
The 10th Commissioner District**

WHEREAS, Commissioner Elliott Kilgore is requesting the Sullivan County Highway Department to make this change

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

10th Commission District

To Place NO PARKING Signs  
On Both Sides Of Eagle Street

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16<sup>th</sup> day of Nov. 2009.

Attested:

  
Jeanie Gammon, County Clerk

Approved:

  
Steve M. Godsey, County Mayor

Sponsored By: Elliott Kilgore  
Prime Co-Sponsor(s): W. G. "Bill" Kilgore

2009-10-112	Administrative	Budget	Executive	County Commission
ACTION	No Action 11-2-09		Approved 11-4-09	Approved 11-16-09 23 Aye. 1 Nay

Notes: 1st Reading 10-19-09;

**AMENDMENT:**

Amendment To Change NO PARKING Signs On Eagle Street To Be Only Between:

Monte Vista Drive

And

Ragsdale Street

Sullivan County, Tennessee  
Board of County Commissioners

Item 5  
Executive  
No. 2010-04-20  
Amendment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION Authorizing The Reappointment Of Board Members To The Industrial Development Board Of Sullivan County**

WHEREAS, Tennessee Code Annotated; Section 7-53-301, authorizes the governing body of the County to elect members to serve on the Industrial Development Board of the County of Sullivan; and

WHEREAS, it has become necessary to reappoint board members due to the expiration of terms by certain members of the board.

**NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session based on the nominations by the Industrial Development Board of Sullivan County, elects Kinney Ellis, Michael W. Harman, Luther H. Icenhour, Jr., and E. Hunter Johnson to serve terms expiring October 20, 2015, and Dennis R. Phillips to a term expiring March 20, 2016.**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Eddie Williams**  
**Prime Co-Sponsor(s): James L. King, Jr.**

2010-04-20	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	No Action 4-5-10	Deferred 4-8-10	No Action 4-7-10	

Notes: **Deferred 04-19-10;**

Amendment No. 1 To Resolution No. 2010-04-20

Due to illness, E. Hunter Johnson will no longer be able to serve on the Industrial Development Board.

Chad Baker is to be appointed to that opening.

Sullivan County, Tennessee  
Board of County Commissioners

Item 6  
Budget  
No. 2010-04-21

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Approve For Sullivan County To Pay Over Funds Collected From Victims Assistance Assessment Fee To The Child Advocacy Center**

**WHEREAS**, this body established a "victims assistance assessment" fee of \$45 per applicable case less \$3 clerk fee in 2008 per resolution 2008-05-73 with the Child Advocacy Center of Sullivan County designated as the recipient of these funds; and

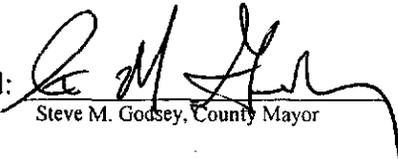
**WHEREAS**, the fee collected by the Courts of Sullivan totaled \$3,309 during the past fiscal year and an additional \$9,664.80 for a total of \$12,973.80 currently available to be paid over to the Sullivan County Child Advocacy Center.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the disbursement of the \$12,973.80 to be paid to the Child Advocacy Center of Sullivan County. (Account codes to be assigned by the Director of Accounts and Budgets.)

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Mark Vance**

**Prime Co-Sponsor(s): James "Buddy" King, Cathy Armstrong, Joe Herron**

**All Voting in the Affirmative**

2010-04-21	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <b>24 Aye</b>

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 7  
Executive  
No. 2010-04-22  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April 2010.

**RESOLUTION To Authorize Placing Two 25 MPH Speed Limit Signs On Christopher Way, And A STOP Sign on Christopher Way Which Intersects With Harbor View Drive In The 7th Commissioner District**

WHEREAS, Commissioner Sam Jones requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

**7th Commission District**

**To Place Two 25 MPH Speed Limit Signs  
On Christopher Way**

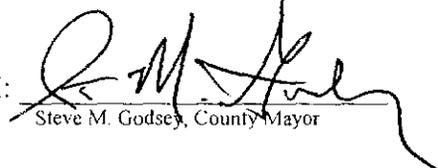
**And**

**To Place A STOP Sign on Christopher Way  
Which Intersects With Harbor View Drive**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Sam Jones**  
**Prime Co-Sponsor(s): James "Moe" Brotherton**

2010-04-22	Administrative	Budget	Executive	County Commission
ACTION	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	Approved 04-19-10 24 Aye

Notes:

**RESOLUTION REQUEST REVIEW**

**DATE:** March 29, 2010

**TO:** Sullivan County Commission

**REQUEST MADE BY:** Sam Jones

**SUBJECT:** To place a STOP sign on Christopher Way. which  
intersects with Harbor View Drive.  
To place two 25 MPH SPEED LIMIT signs on  
Christopher Way.

7th **CIVIL DISTRICT**

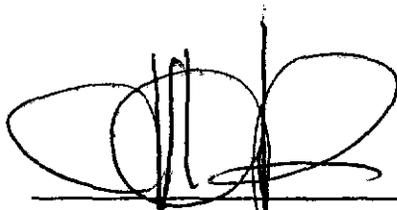
James Brotherton  
\_\_\_\_\_

X **APPROVED BY HIGHWAY DEPARTMENT**

       **DENIED BY HIGHWAY DEPARTMENT**

**COMMENT:**

 3/29/2010  
**TRAFFIC COORDINATOR**

 3/29/2010  
**HIGHWAY COMMISSIONER**

Sullivan County, Tennessee  
Board of County Commissioners

Item 8  
Executive  
No. 2010-04-23  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April 2010.

**RESOLUTION To Authorize Placing Four 25 MPH Speed Limit Signs On Harbor View Drive, And A STOP Sign on Harbor View Drive Which Intersects With Brown Circle In The 7th Commissioner District**

WHEREAS, Commissioner Sam Jones requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

**7th Commission District**

**To Place Four 25 MPH Speed Limit Signs  
On Harbor View Drive**

**And**

**To Place A STOP Sign on Harbor View Drive  
Which Intersects With Brown Circle**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Sam Jones**

**Prime Co-Sponsor(s): James "Moe" Brotherton**

2010-04-23	Administrative	Budget	Executive	County Commission
ACTION	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	Approved 04-19-10 24 Aye

Notes:



Sullivan County, Tennessee  
Board of County Commissioners

Item 9  
Executive  
No. 2010-04-24  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April 2010.

**RESOLUTION To Authorize Placing Two 25 MPH Speed Limit Signs On Cardinal Point, And A STOP Sign on Cardinal Point Which Intersects With Christopher Way In The 7th Commissioner District**

WHEREAS, Commissioner Sam Jones requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:**

**7th Commission District**

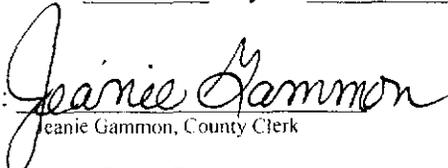
**To Place Two 25 MPH Speed Limit Signs  
On Cardinal Point**

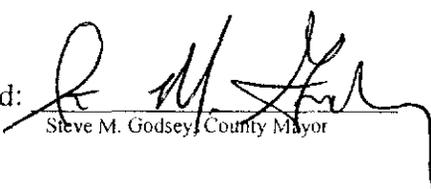
**And**

**To Place A STOP Sign on Cardinal Point  
Which Intersects With Christopher Way**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Sam Jones**

**Prime Co-Sponsor(s): James "Moe" Brotherton**

2010-04-24	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10 24 Aye</b>

Notes:

**RESOLUTION REQUEST REVIEW**

**DATE:** March 29, 2010

**TO:** Sullivan County Commission

**REQUEST MADE BY:** Sam Jones

**SUBJECT:** To place a STOP sign on Cardinal Point. which  
intersects with Christopher Way.  
To place two 25 MPH SPEED LIMIT signs on  
Cardinal Point.

7th **CIVIL DISTRICT**

James Brotherton  
\_\_\_\_\_

X **APPROVED BY HIGHWAY DEPARTMENT**

       **DENIED BY HIGHWAY DEPARTMENT**

**COMMENT:**

 3/29/2010  
**TRAFFIC COORDINATOR**

 3/29/2010  
**HIGHWAY COMMISSIONER**

Sullivan County, Tennessee  
Board of County Commissioners

Item 10  
Executive  
No. 2010-04-25  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April 2010.

**RESOLUTION To Authorize Placing Two 25 MPH Speed Limit Signs On Forest Lane North, And A STOP Sign on Harbor View Drive Which Intersects With Forest Lane North In The 7th Commissioner District**

WHEREAS, Commissioner Sam Jones requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placements in Sullivan County:

**7th Commission District**

**To Place Two 25 MPH Speed Limit Signs  
On Forest Lane North**

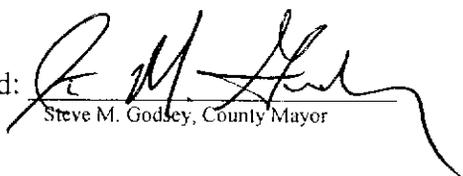
**And**

**To Place A STOP Sign on Harbor View Drive  
Which Intersects With Forest Lane North**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Sam Jones**  
**Prime Co-Sponsor(s): James "Moe" Brotherton**

2010-04-25	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <b>24 Aye</b>

Notes:

**RESOLUTION REQUEST REVIEW**

**DATE:** March 29, 2010

**TO:** Sullivan County Commission

**REQUEST MADE BY:** Sam Jones

**SUBJECT:** To place a STOP sign at Harbor View Dr. which  
intersects with Forest Lane North.  
To place two 25 MPH SPEED LIMIT signs on  
Forest Lane North.

7th **CIVIL DISTRICT**

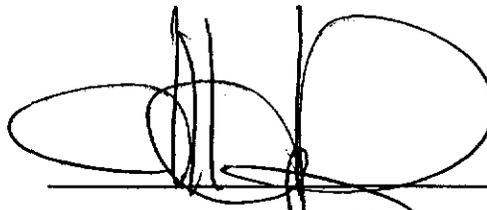
James Brotherton  
\_\_\_\_\_

X **APPROVED BY HIGHWAY DEPARTMENT**

       **DENIED BY HIGHWAY DEPARTMENT**

**COMMENT:**

 3/29/2010  
**TRAFFIC COORDINATOR**

 3/29/2010  
**HIGHWAY COMMISSIONER**

Sullivan County, Tennessee  
Board of County Commissioners

~~SB 31189~~  
~~HB 3864~~

Item 11  
Administrative/Executive/Budget  
No. 2010-04-26

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Urge The General Assembly To Oppose SB2938/HB3590**

WHEREAS, County Commissions currently play a significant role of budgetary oversight for K-12 schools in Tennessee and must balance these needs and responsibilities with other demands for critical services to county residents in order to keep the overall tax burden on our citizens from becoming too onerous; and

WHEREAS, in special school districts, the Tennessee General Assembly, through a private act, levies a local property tax to fund education in the district often with very little discussion or consideration of the tax rate requested by the school district; and

WHEREAS, SB2938/HB3590, as introduced, would allow any local education agency ("LEA") to convert to a special school district and thereby remove all County Commission oversight over the local school system; and

WHEREAS, the change authorized by this legislation would allow the elimination of the current system of checks and balances created by having County Commission approval of school budgets and setting a tax rate for schools; and

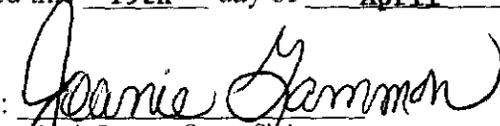
WHEREAS, this proposed legislation, would create a decentralized system of governance comprised of different taxing entities with competing interests and would potentially interfere with efficiencies created by purchasing and contracting for basic needs of governmental functions on a centralized basis by separating the school system from the rest of the operations of county government.

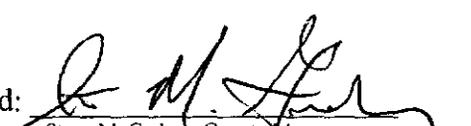
**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session is strongly urging the Tennessee General Assembly to oppose this legislation.

**BE IT FURTHER RESOLVED**, that the County Clerk shall mail certified copies of this resolution to the members of the Tennessee General Assembly representing the people of Sullivan County and send a copy to the Executive Director of the Tennessee County Commissioners Association.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Sam Jones**

**Prime Co-Sponsor(s): James "Buddy" King**

**All Voting in the Affirmative**

2010-04-26	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <b>23 Aye, 1 Absent</b>

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 12  
Executive  
No. 2010-04-27  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION Requesting The Granting Of A Quitclaim Deed From Sullivan County Government To Mr. Jerry Pratt For The Abandonment Of Unopened Right-Of-Way Of Cedar Street In Between Lots 86 And 87 (Tax Map 97K, Group B, Parcels 027.00 And 028.00) Rural Home Addition To Island Park Subdivision, Being In The 16th Civil District And As Illustrated On The Attached Survey, As Prepared By Davies Land Surveying, Dated February 7, 2010.**

WHEREAS, the original subdivision plat called the Rural Home Addition to Island Park Subdivision illustrates several rights-of-way that were dedicated by plat but were never developed by the original developer nor the county; and

WHEREAS, these undeveloped rights-of-ways have never been county roads; and

WHEREAS, the applicant owns all of the lots on both sides of this unopened and unpaved road, however, maintains public road frontage along Silver Grove Road; and

WHEREAS, the area of the proposed abandonment will not affect any other landowners as illustrated on the plat; and

WHEREAS, such described rights-of-way illustrated on the survey have been recommended for approval by the Planning Director and the Highway Commissioner; and

WHEREAS, the Sullivan County Regional Planning Commission has considered this petition for right-of-way abandonment through a proposed survey at their March 16, 2010 meeting and forwards a favorable recommendation to the County Commission; and

WHEREAS, the applicant shall be responsible for any deed preparation at no cost to the county.

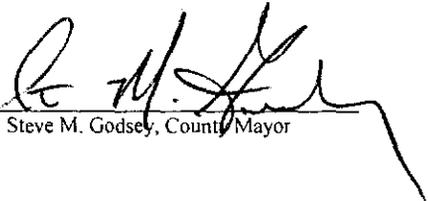
**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, in order to help clarify title to this property, does hereby approve this request by granting a Quitclaim Deed to Mr. Pratt for the abandonment of the unopened and unpaved portion of Cedar Tree Street (Cedar Street) located off of Silver Grove Road in 16<sup>th</sup> civil district of the Bluff City area as illustrated on the attached survey. However, notice is hereby given to Mr. Pratt and all interested parties that Sullivan County claims no interest whatsoever in this property and makes no representation otherwise.**

*Waiver Of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

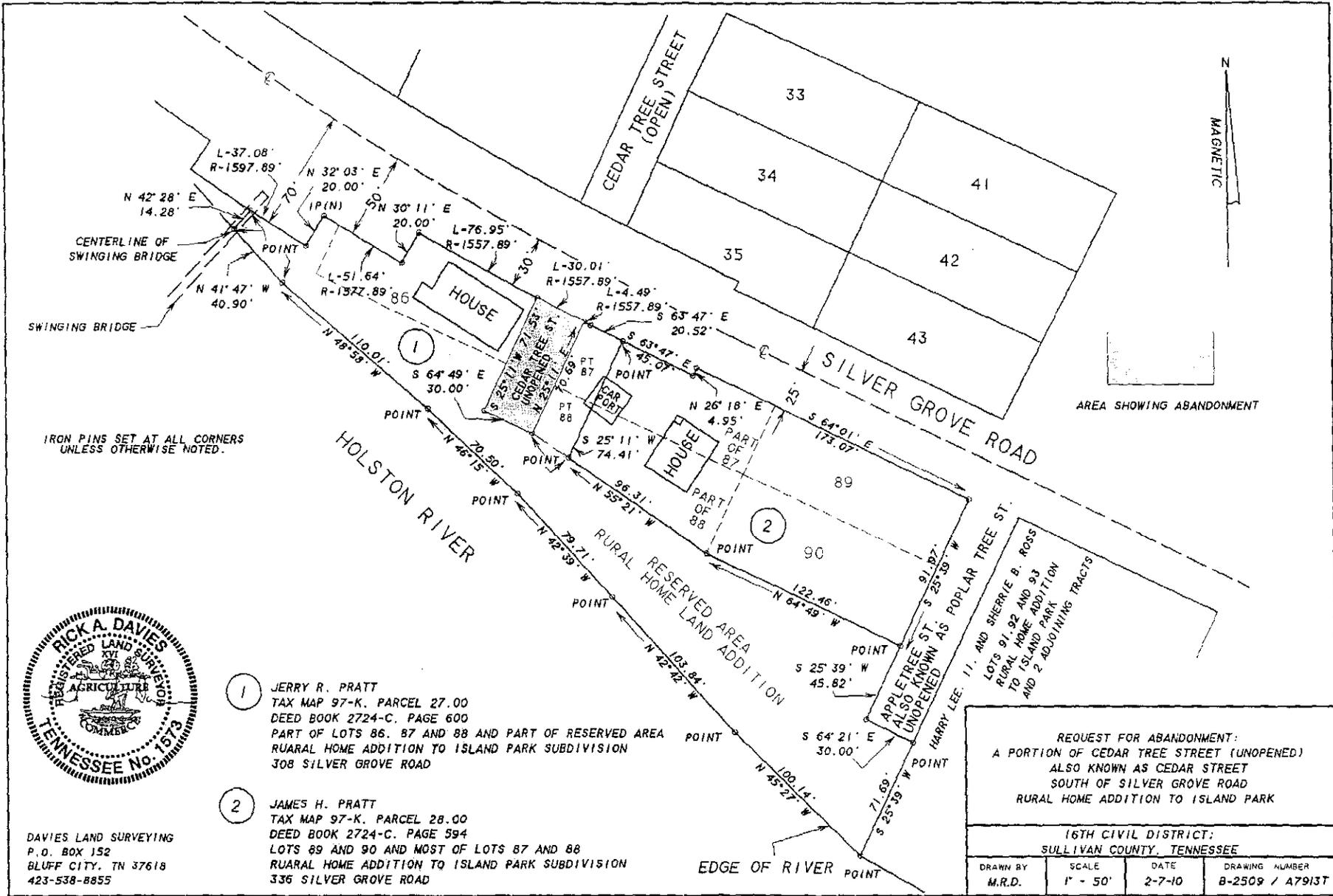
Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

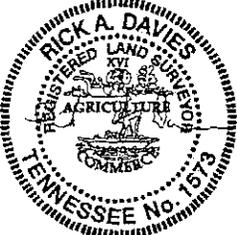
**Sponsored By: John McKamey**  
**Prime Co-Sponsor(s): Dwight King**

2010-04-27	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <b>24 Aye</b>

Notes:



IRON PINS SET AT ALL CORNERS  
UNLESS OTHERWISE NOTED.



- ① JERRY R. PRATT  
TAX MAP 97-K, PARCEL 27.00  
DEED BOOK 2724-C, PAGE 600  
PART OF LOTS 86, 87 AND 88 AND PART OF RESERVED AREA  
RURAL HOME ADDITION TO ISLAND PARK SUBDIVISION  
308 SILVER GROVE ROAD
- ② JAMES H. PRATT  
TAX MAP 97-K, PARCEL 28.00  
DEED BOOK 2724-C, PAGE 594  
LOTS 89 AND 90 AND MOST OF LOTS 87 AND 88  
RURAL HOME ADDITION TO ISLAND PARK SUBDIVISION  
336 SILVER GROVE ROAD

DAVIES LAND SURVEYING  
P.O. BOX 152  
BLUFF CITY, TN 37618  
423-538-8855

REQUEST FOR ABANDONMENT: A PORTION OF CEDAR TREE STREET (UNOPENED) ALSO KNOWN AS CEDAR STREET SOUTH OF SILVER GROVE ROAD RURAL HOME ADDITION TO ISLAND PARK			
16TH CIVIL DISTRICT: SULLIVAN COUNTY, TENNESSEE			
DRAWN BY M.R.D.	SCALE 1" = 50'	DATE 2-7-10	DRAWING NUMBER B-2509 / A7913T

Sullivan County, Tennessee  
Board of County Commissioners

Item 13  
Budget  
No. 2010-04-28

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Amend The General Fund Appropriations For Forensic Services**

**WHEREAS**, the 2010 FY appropriations includes \$95,835 for forensic center service; and

**WHEREAS**, the cost for forensic service is based upon Sullivan County's utilization of the services and was funded in the 2010 FY budget; and

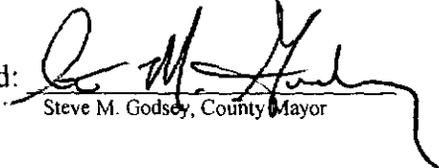
**WHEREAS**, these the funds have been depleted while there remains one additional quarter that must be paid for the current fiscal year.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amendments to the appropriations in the amount of \$32,775 for the remainder of the fiscal year to cover the fourth quarter with the funding to come from the General Fund's Fund Balance. (Account codes to be assigned by the Director of Accounts and Budgets).

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Eddie Williams**  
**Prime Co-Sponsor(s): James "Buddy" King**

2010-04-28	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <b>24 Ave</b>

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 14  
Executive  
No. 2010-04-29

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Name Unnamed Street in Dogwood Subdivision; Piney Flats, Tennessee In The 5th Commissioner District**

**WHEREAS**, Aaron and Angelia Hurley of 310 Sugartree Road and David and Ruth Milhorn of 312 Sugartree Road have agreed that this side street between their two houses is to be named Spruce Lane; and

**WHEREAS**, Mr. Ike Lowry of Sullivan County 911 has approved the naming of this road to be Spruce Lane; and

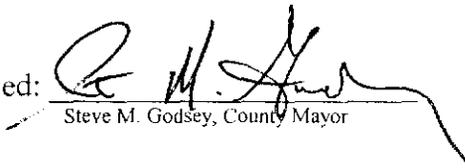
**WHEREAS**, the naming of this street will permit the Sullivan County Highway Department to add it to the County road atlas.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves the naming of the street between 310 and 312 Sugartree Road as Spruce Lane in the Dogwood Subdivision of Piney Flats, Tennessee.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: John McKamey**  
**Prime Co-Sponsor(s): Dwight King**

2010-04-29	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <b>24 Aye</b>

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 15  
Administrative/Budget  
No. 2010-04-30

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Approve Funding For A Health Screening Of County Employees By An Independent Consultant**

WHEREAS, Sullivan County has over 700 full-time employees and a total of over 1,500 insured members for which it expects that the cost of insurance will be more than \$6M during the current year; and

WHEREAS, the challenge of funding adequate health insurance coverage for the employees and their dependents continues to become more difficult with an annual inflation rate for health care cost at more than 10%; and

WHEREAS, over 4 years ago the Sullivan County Commission established a program to assist the diabetics to improve their health and reduce the increases in future premiums; and

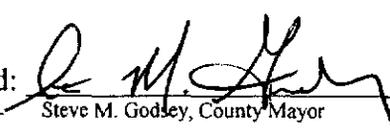
WHEREAS, the Insurance Committee is continuing to search for more and better ways to help the employees and their dependents to become healthier; therefore, reducing the cost to the employee and the county.

**NOW THEREFORE BE IT RESOLVED THAT funding in the amount of \$36,000 be approved to pay for the screening process for our employees. These funds to come from the \$15,000 previously provided by an insurance carrier (CIGNA) and the remaining \$21,000 to come from the fund balance of the respective funds based upon the number of employees. (Account codes to be assigned by the Director of Accounts and Budgets)**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Eddie Williams**

**Prime Co-Sponsor(s): Joe Herron, Cathy Armstrong, James King, Jr., Bill Kilgore, Linda Brittenham** *COM. GROBELOW*

**All Voting in the Affirmative**

2010-04-30	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-5-10	Approved 4-8-10	Approved 4-7-10	<b>Approved 04-19-10</b> <i>24 Aye</i>

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 16  
Administrative/Budget  
No. 2010-04-31

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Amend The Park Fund Appropriations For Additional Operational Costs**

**WHEREAS**, the 2010 FY Observation Knob Park operations have been growing since the fiscal year's budget was approved; and

**WHEREAS**, the collections have increased from additional rentals which has resulted in additional costs of operations for the current fiscal year.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amendments to the appropriations in the amount as follows:

56700.100	Personal Services	\$6,000
56700.200	Benefits	2,000
56700.300	Contracted Services	8,000
56700.400	Supplies & Materials	8,000
<b>Funding Source :</b>		
43340	Recreation Fees	\$24,000

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested: Jeanie Gammon  
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey  
Steve M. Godsey, County Mayor

Sponsored By: James "Buddy" King  
Prime Co-Sponsor(s): Eddie Williams, Morrell, Brittenham, ~~Morrell~~ **Houser**

2010-04-31	Administrative	Budget	Executive	County Commission
ACTION		Approved 4-8-10		Approved 04-19-10 23 Aye, 1 Pass

Notes:

WAVIER OF RULE

Sullivan County, Tennessee  
Board of County Commissioners

Item 17  
Executive  
No. 2010-04-32

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Authorize The Sullivan County Highway Department To Perform Work At The Observation Knob Park And Be Reimbursed For The Cost Of Services Performed**

**WHEREAS**, the Observation Knob Park is in need of certain improvements to the facilities and there has been uncertainty as to the authorization by this body for the Highway Department to perform such work; and

**WHEREAS**, the Highway Department has the equipment and most if not all, the skills to perform the task needed by the Park; and

**WHEREAS**, Section 54-7-202 (d) TCA allows the governing body to approve the Highway Department to perform services for other governmental entities such as the Park for which the cost shall be reimbursed to the Highway Department.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize the Highway Department to perform services for the Park upon a mutual agreement between the parties; and

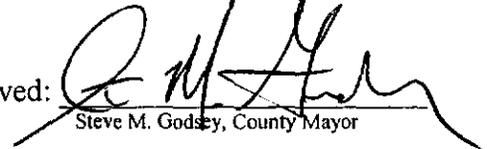
**BE IT FURTHER RESOLVED** that a reasonable cost for services performed be reimbursed to the Highway Department as documented by the Highway Department and approved for payment by the Park Supervisor; and

**BE IT FURTHER RESOLVED** that more specific procedures to be followed to assure an orderly documentation of work performed are to be established by the Purchasing Office and the Office of Accounts and Budgets.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Dwight King**  
**Prime Co-Sponsor(s): Joe Herron**

2010-04-32	Administrative	Budget	Executive	County Commission
ACTION				Approved 04-19-10 22 Aye, 1 Pass, 1 Absent

Notes: *Amended to cover work AT ANY county owned location AND REPORTED TO Commission*



Sullivan County, Tennessee  
Board of County Commissioners

Item 19  
Executive  
No. 2010-04-34

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Approve Sullivan County Highway Department Being Allowed To Pick Up Brush, Leaves, And Limbs When Placed On A Sullivan County Right-Of-Way**

WHEREAS, Sullivan County has provided this service through the Highway Department in past years for the citizens as an additional method of keeping the County neat and creating safer travel for drivers who use our local highways; and

WHEREAS, the Highway Department is well equipped to continue this service and has a very organized schedule for covering the various areas that need and request attention; and

WHEREAS, a majority of Sullivan County citizens have expressed their desire that this service be continued in their neighborhoods; and

WHEREAS, the taxpayers of Sullivan County depend on their elected officials, who actually work for them, to provide this service in an effort to work cooperatively in enhancing the appearance of our roadways and keeping them free of debris.

**NOW THEREFORE BE IT RESOLVED by the Board Of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session that we hereby allow the Sullivan County Highway Department to pick up brush, leaves, and limbs on any Sullivan County Right-Of-Way.**

*Waiver Of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Terry Harkleroad**

**Prime Co-Sponsor(s): Michael Surgenor, Joe Herron, Cathy Armstrong**

2010-04-34	Administrative	Budget	Executive	County Commission
ACTION				Approved 04-19-10 22 Aye, 2 Nay

Amended by Sponsor :  
Notes: will not include any limbs,  
trees commercially cut down

Amendment #1 made by James King, 2nd by E. Kilgore to add the following to the end of Resolution : "according to whatever the law provides". Amendment

Sullivan County, Tennessee  
Board of County Commissioners

Item 20  
Budget  
No. 2010-04-35

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Amend The 2009 – 2010 General Purpose School Budget By \$132,365.00 For Payment Of Settlement On Discrimination Claim.**

WHEREAS, the Sullivan County Department of Education Board approved by vote to settle a complaint by Ms. Deborah Morelock without court action; and

WHEREAS, the appropriation for the settlement would be funded from the Fund Balance Account of the General Purpose School Fund; and

WHEREAS, a subsequent claim would be filed with the County's insurance carrier which upon receipt would restore these funds to the General Purpose School Fund.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amending the General Purpose School Budget as follows:**

Account Number	Account Description	Amount
Appropriation 72310.505	Board of Education - Judgment	\$132,365.00
Source- 39000.000	<b>Undesignated Fund Balance</b>	\$132,365.00

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Wayne McConnell**  
**Prime Co-Sponsor(s): ~~Eddie Williams~~ Joe Herron**

2010-04-35	Administrative	Budget	Executive	County Commission
<b>ACTION</b>				

Notes: **Motion to defer by Williams, seconded by B. Kilgore. Motion to defer approved by roll call vote.**

**WITHDRAWN 04-19-10 by SPONSOR.**

Sullivan County, Tennessee  
Board of County Commissioners

Item 21  
Administrative  
No. 2010-04-36

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION Requesting That Chapter No. 16 Of The Private Acts Of 1953 Be Repealed**

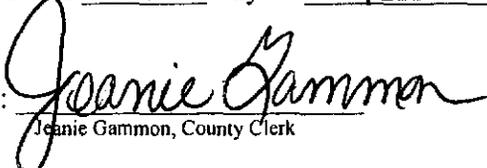
WHEREAS, Chapter No. 16 of the Private Acts of 1953, copy attached, currently makes it unlawful for any person, firm or corporation to possess, store, use, manufacture, transport or sell pyrotechnics (fireworks) in Sullivan County.

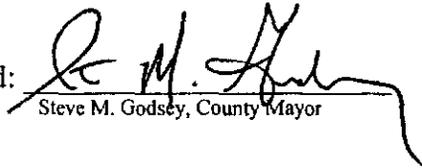
**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of April, 2010 hereby request the Tennessee General Assembly to repeal in its entirety Chapter No. 16 of the Private Acts of 1953.**

*Waiver Of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

Sponsored By: Sam Jones

Prime Co-Sponsor(s): Larry Hall

**All Voting in the Affirmative**

2010-04-36	Administrative	Budget	Executive	County Commission
ACTION				Approved 04-19-10 22 Aye. 2 Nay

Notes: Motion to defer made by Vance, seconded by Long 04-19-10. Motion to defer failed by roll call vote 04-19-10.



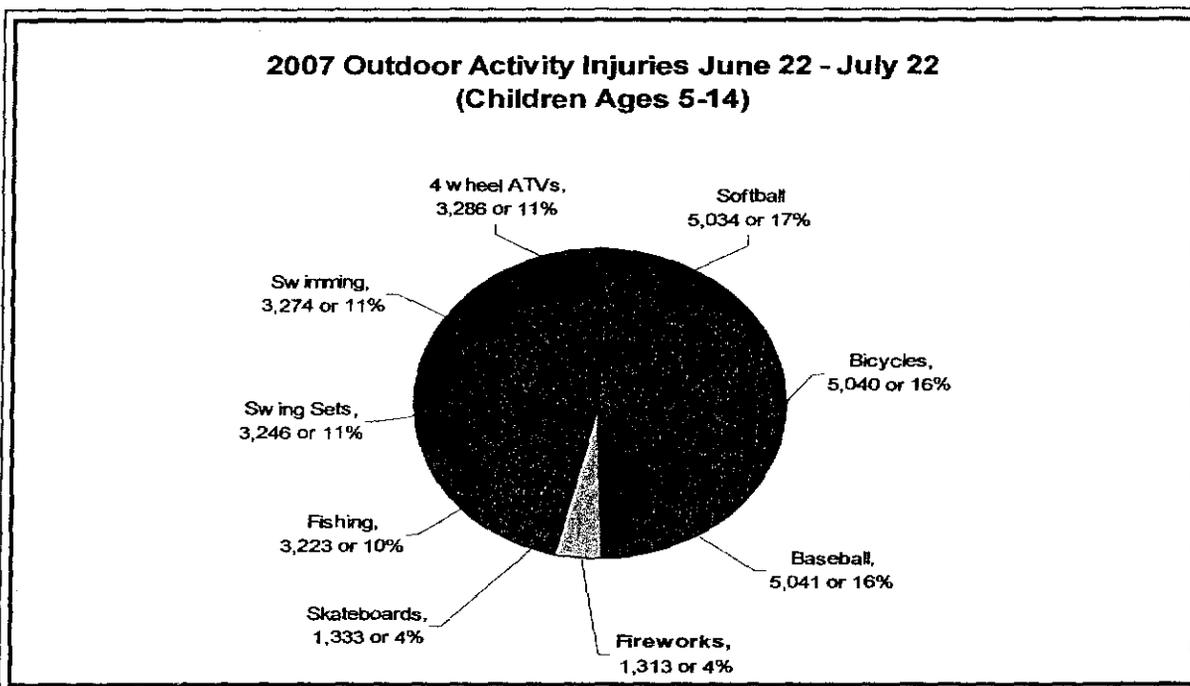
## Injuries to Children – The Facts

Children between the ages of 5 and 14 are by nature adventurous & experimental; thus much more likely to take risks. Because of this, children in this age group require close adult supervision – particularly when engaging in outdoor activities where they may be at risk for injury. While each year some interest groups use the Independence Day holiday to single out fireworks for their injury potential for children – at times urging outright prohibition – the statistical facts speak otherwise.

Fireworks related injuries are actually among the **lowest** when compared to other summertime outdoor activities. Data collected through the Consumer Product Safety Commission's National Electronic Injury Surveillance System indicates the extent to which children in this age group incur injuries as a result of product-related outdoor activities. Just how do fireworks-related injuries compare to other summertime outdoor activities – particularly around the July 4<sup>th</sup> holiday time period?

While over one-third of the total annual fireworks related injuries occur in the period between mid-June and mid-July, they remain only about 4% of those attributed to other common pastimes enjoyed during the Independence Day season.

The fireworks industry is committed to providing the safest products available as well as educating the public on the proper ways to safely enjoy the American tradition of celebrating with backyard fireworks. As with all outdoor activities, vigilant adult supervision is the key to avoiding injury and unnecessary trips to the doctor. When safety rules and common sense are observed, families can safely enjoy backyard fireworks activities this 4<sup>th</sup> of July.



<sup>1</sup> 2007 NEISS Estimates; CPSC National Injury Information Clearinghouse

Source: American Pyrotechnics Association

CHAPTER NO. 16

SENATE BILL NO. 9

(By Everhart)

AN ACT to regulate the possession, storage, use, manufacture, transportation or sale of pyrotechnics, as defined by this Act, in all Counties in this State having a population of not less than 94,000 and not more than 96,000 inhabitants, according to the Federal Census of 1950, or any subsequent Federal Census, and to provide penalties for the violation of this Act.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee, That from and after the effective date of this Act, it shall be unlawful for any person, firm, or corporation to possess, store, use, manufacture, transport or sell pyrotechnics, as hereinafter defined, in all Counties of this State having a population of not less than 94,000 and not more than 96,000 inhabitants according to the Federal Census of 1950, or any subsequent Federal Census.*

The term "pyrotechnics" as used in this Act shall be held to mean any squibb, rocket, firecracker, Roman Candle, bomb, fire balloon, flashlight composition, fireworks, or any similar device of composition used to obtain a visible or audible pyrotechnic display.

SECTION 2. *Be it further enacted, That any article or articles of merchandise coming within the definition of "pyrotechnics" as defined in this Act are hereby declared to be contraband and subject to confiscation whenever found within the boundaries of any county within this State to which this Act is applicable and it shall be the duty of the*

Sheriff of any such County, and all peace officers, to seize such articles and destroy the same.

Provided, however, that the transportation by common, private or contract carriers of such article or articles shall not be unlawful when such merchandise is covered by a bill of lading or other legal bill of consignment clearly showing that such merchandise originated at, and is destined to points outside counties to which this Act is applicable.

SECTION 3. *Be it further enacted*, That nothing in this Act shall be construed as applying to persons, firms or corporations conducting public displays of pyrotechnics by contract or arrangement with any State Fair, patriotic assembly or similar public functions, who acquire all articles used in such pyrotechnic displays from points outside the Counties in this State to which this Act is applicable, and keep such pyrotechnic articles in their possession at all times during the public gathering, and transport the same out of this County upon the conclusion of the arrangement or contract under which such pyrotechnics are displayed for public entertainment.

SECTION 4. *Be it further enacted*, That any person guilty of violating any of the provisions of this Act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than \$25.00 and not more than \$100.00, or by confinement in the County Jail for not less than ten days and not more than thirty days, or by both such fine and imprisonment, in the discretion of the Court.

SECTION 5. *Be it further enacted*, That the provisions of this Act are hereby declared to be severable, and if any of its sections, provisions, clauses,

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or parts be held unconstitutional or void, then the remainder of this Act shall continue in full force and effect, it being the legislative intent now hereby declared, that this Act would have been adopted even if such unconstitutional or void matter had not been included therein.

SECTION 6. *Be it further enacted*, That this Act shall take effect from and after its passage, the public welfare requiring it.

Passed: January 15, 1953.

JARED MADDUX,  
*Speaker of the Senate.*

JAMES L. BOMAR,  
*Speaker of the House of Representatives.*

Approved: January 23, 1953.

FRANK G. CLEMENT,  
*Governor.*

Sullivan County, Tennessee  
Board of County Commissioners

Item 22  
Budget  
No. 2010-04-37

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION Requesting Purchase Of New Recording System And Sound System For Commission Room**

WHEREAS, the current recording system installed in the Commission Room does not have the capability to allow for the monitoring of what is actually being recorded and the current sound system installed in the Commission Room continuously experiences problems, both of which has resulted in no recording and/or an inadequate recording of public meetings on many occasions.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of April, 2010 hereby request that the Purchasing Agent solicit bids for (1) a new recording system for the Commission Room with the capability of monitoring what is actually being recorded; and (2) a new sound system for the Commission Room. The Director of Accounts and Budgets shall determine what account codes will be utilized for the purchase of these replacement systems.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Wayne McConnell**  
**Prime Co-Sponsor(s): Darlene Calton**

2010-04-37	Administrative	Budget	Executive	County Commission
ACTION				

Notes: **1st Reading 04-19-10;**

Sullivan County, Tennessee  
Board of County Commissioners

Item 23  
Budget/Executive  
No. 2010-04-38

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION To Sell County Owned Delinquent Tax Property**

WHEREAS, Sullivan County offered real property through a delinquent property tax sale; and

WHEREAS, the amount owed against the property through 2008 tax year as of March 31, 2010 was \$242,637.07 ; and

WHEREAS, a bid in the amount of \$140,000 which is under the current amount due has been received from J. A. Street and Associates on parcels of land located in the 5th Civil District identified as Tax Map 66, Parcels 116.00 and 116.00/001; and

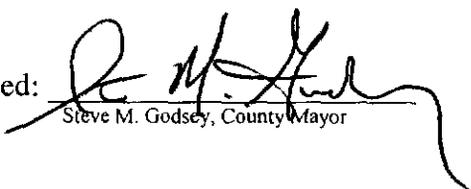
WHEREAS, the Sullivan County Delinquent Tax Committee and County Commission are charged to review bids received in amounts less than the tax lien.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the sale of property located in the 5<sup>th</sup> Civil District identified as Tax Map 66, Parcels 116.00 and 116.00/001 to J. A. Street and Associates for the amount of \$140,000.00 in accordance with T.C.A. § 67-5-2507.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Eddie Williams**  
**Prime Co-Sponsor(s): James "Buddy" King**

2010-04-38	Administrative	Budget	Executive	County Commission
ACTION				Approved 04-19-10 24 Aye

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 24  
Executive  
No. 2010-04-39

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of April, 2010.

**RESOLUTION Urging the Tennessee General Assembly To Oppose Senate Bill 3489/House Bill 3864 (Growth Policy Amendment)**

WHEREAS, County Commissioners and City Board members spent a considerable amount of time deciding the boundaries of the Urban Growth Law (Public Chapter 1101 of the Public Acts of 1998) and voted to approve those agreed upon boundaries; and

WHEREAS, the sponsors of Senate Bill 3489 and House Bill 3864 has failed to provide reasons for amending this law; and

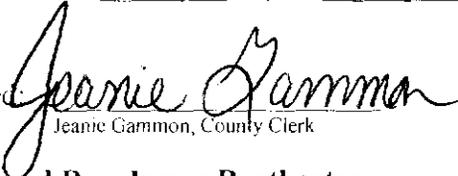
WHEREAS, Senate Bill 3489/House Bill 3864 will authorize municipalities to expand their urban growth areas to include tracts of land no larger than 10 acres if the land is contiguous to an existing urban growth boundary, has been annexed by the municipality, has water and sewer services and the owner of the land consents to inclusion within the municipality's growth boundary. The bill also prohibits a municipality from expanding its urban growth boundary under the provisions of the bill more than one time every 60 months.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19<sup>th</sup> day of April, 2010 hereby strongly urges the Tennessee General Assembly to oppose this legislation until such time that clarification is presented to the Board of Commissioners.**

*Waiver of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of April 2010.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: James Brotherton  
Prime Co-Sponsor(s): Sam Jones**

2010-04-39	Administrative	Budget	Executive	County Commission Approved 04-19-10 18 Aye, 2 Nay, 1 Pass, 3 Absent
ACTION				

Notes:

# BILL SUMMARY

## **\*SB 3489 BY \*RAMSEY. (HB 3864 BY \*MUMPOWER.)**

Annexation - As introduced, allows municipality to expand its urban growth boundaries to include tracts of land that are 10 acres or smaller when certain criteria are met. - Amends TCA Section 6-58-104.

### **Fiscal Summary**

Increase Local Expenditures - Not Significant/Permissive

### **Bill Summary**

Under present law, after the local government planning advisory committee has approved a county's initial growth plan, the plan must stay in effect for at least three years absent a showing of extraordinary circumstances. After the initial three-year period, a growth plan may be amended as often as deemed necessary by the county and cities. Any time after the expiration of the initial three-year period, the mayor of any municipality in the county or the county mayor or county executive may propose an amendment to the growth plan by filing notice with the county mayor or county executive and with the mayor of each municipality in the county. The county mayor or county executive must take appropriate action to reconvene or reestablish the coordinating committee within 60 days of the receipt of the notice. After the proposed amendment is approved by the county legislative body and the governing body of each municipality and by the local government planning advisory committee, the amendment becomes part of the county's growth plan.

Notwithstanding the above provisions, this bill authorizes a municipality to expand its urban growth boundaries to include any tract

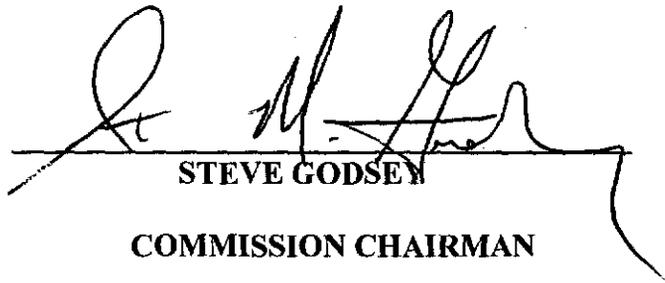
of land that is 10 acres or smaller, if the tract is contiguous to an existing urban growth boundary that has already been annexed by the municipality; the tract is being provided water and sewer services; and the owner of the tract consents to being included within the urban growth boundaries. If a municipality amends its urban growth boundaries in this manner, then it would not be necessary for the coordinating committee to reconvene, and it would not require approval from the county or any other municipality within the county. After the proposed amendment is approved by the governing body of the municipality, the amendment would become part of the county's growth plan. A municipality may not expand its urban growth boundaries under this bill more than once during any 60 month period.

ON MARCH 29, 2010, THE SENATE ADOPTED AMENDMENTS #1 AND #4 AND PASSED SENATE BILL 3489, AS AMENDED.

AMENDMENT #1 clarifies the directory language but makes no substantive changes.

AMENDMENT #4 schedules this bill to be repealed on June 30, 2011.

**AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. BLACKBURN TO MEET AGAIN IN REGULAR  
SESSION MAY 17, 2010.**



**STEVE GODSEY**  
**COMMISSION CHAIRMAN**