

AUGUST 21, 1989

MONDAY MORNING, AUGUST 21, 1989

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT FOR A REGULAR SESSION OF COUNTY COMMISSION IN SESSION THIS MONDAY MORNING, AUGUST 21, 1989, IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK, AND JERRY CALHOUN, DEPUTY SHERIFF OF SAID BOARD OF COMMISSIONERS OF SULLIVAN COUNTY,

TO WITNESS:

COMMISSIONERS PRESENT AND ANSWERING ROLL CALL:

AMMONS, ANDERSON, ARRINGTON, BARBER, BLALOCK, CARROLL, CHILDRESS, DEVAULT, DINGUS, FERGUSON, FORTUNE, GROSECLOSE, ICENHOUR, JONES, KING, MCKAMEY, MCCONNELL, MORRELL, NICHOLS, ROCKETT, RUSSIN AND THOMAS
ABSENT AT ROLL CALL: MILHORN AND NEIL

COUNTY OF SULLIVAN

Election of Notaries

Jean D. Barker

Lynn Kelly Bishop

Barbara J. Booher

Meredith M. Booth

Stephanie Bowler

John Charles Bracy

Paul Russ Brooks

Patricia D. Buckles

Harold L. Burgess

Kathryn J. Carmack

Betty C. Carroll

John P. Chiles

Calvin S. Cloninger

Norma K. Cobb

Burletta F. Conkin

Brenda O. Davis

Tina L. Dennison

Ramesh R. Desai

Carol P. Eads

John M. Everett

Cynthia J. Fritts

Dèirdre Y. Garland

Janice M. Goebel

Kathy A. Gott

Sandra D. Greenway

James R. Groseclose

Theo S. Groseclose

Tina S. Grubb

Donna K. Hall

Sherman A. Harrison

Diann M. Hartgrove

Roy A. Hicks

Richard E. Hopson

Ida N. Hornick

Sarah E. Kelley

Darlene Kilgore

Marilyn K. Kimes

Jan Lazarov LaVene

David N. Leonard

Donald F. Mason, Jr.

Teresa Darlene McCray

J. D. Milhorn

Donald T. Moorhouse

Lisa F. Morrell

Billy Cass Neeley

Robert M. O'Dell

Susan Early Osborne

Linda T. Parker

Marilyn L. Parker

Donna L. Pendergrass

Frances Ann Pigg

Pamela B. Pope

Tonja C. Reed

Coleen R. Roach

Robert G. Saddler, Jr.

Claude M. Salyer

Sara E. Selby

Norma L. Shoun

Jackie Smith

William H. Smith

Janice B. Stanley

Judith K. Taylor

Dora Ann Thompson

Robert F. White, Jr.

Kenneth B. Wills

(Upon motion made by Commissioner Morrell and Seconded by Commissioner Thomas, the persons names appearing hereon, were elected Notary Publics to serve a four year term by roll call vote of the Commission.)

22 Ayes 2 Absent

SULLIVAN COUNTY COMMISSION

August 21, 1989

(1) Consider a request by Bruce Ketron, Mary Bridwell and Thomas W. Ketron to rezone a tract of land located in the Tenth Civil District on the south side of U. S. Highway 11-W approximately 1600 feet east of Beeson Well Road from R-1 (Residential) to B-4 (Business).

Motion By:
Comm. Dingus
Second by:
Comm. Fortune

O APPROVE

PASSED: 8/21/89 ROLL CALL VOTE
File No. 6/89-1, Mary Bridwell, Bruce Ketron and Thomas W. Ketron Request from R-1 to B-4. The applicants were present requesting an 18.4 acre tract located on the south side of U. S. Highway 11-W east of Beeson Well Road be rezoned from R-1 (low Density) Residential to B-4 (Arterial) Business. Staff noted the site was on a four lane highway adjacent to the Kingsport city limits, with business uses both on site and nearby and recommended the request be approved. No opposition to the request was heard. On a motion by Neil, seconded by Nichols, the commission voted unanimously to approve the request as recommended by staff.

(2) Consider a request by Rosa E. Hennessee Beard to rezone a tract of land located in the Ninth Civil District at the intersection of U. S. Highway 11-E Bypass and Poplar Ridge Road from R-1 (Residential) to B-4 (Commercial).

Motion by:
Comm. Fortune
Second by:
Comm. McKamey

TO APPROVE

Passed: 8/21/89 ROLL CALL VOTE
File No. 6/89-3, Rosa E. Hennessee Beard Request from R-1 to B-4. Bud Davies, representing the applicant, was present requesting a 0.73 acre tract located at U. S. Highway 11-E and Poplar Ridge Road be rezoned from R-1 (Low Density) Residential to B-4 (Arterial) Business. Staff noted that adjacent properties were currently developed for business use and that this proposed rezoning would be compatible. Staff recommended the request be approved. No opposition to the request was heard. On a motion by Russin, seconded by Nichols, the commission voted unanimously to approve the request as recommended by staff.

(3) Consider a request by Roger Collett to rezone a tract of land located in the Sixth Civil District on the west side of Edwards Lane which is located off Harrtown Road from R-1 (Residential) to R-2 (Residential).

Motion by:
Comm. Russin
Second by:
Comm. Morrell

TO APPROVE

Passed: 8/21/89 ROLL CALL VOTE
File No. 6/89-4, Roger Collett Request from R-1 to B-2. Kathy Collett was present and requested that a 1.13 acre tract located on the west side of Edwards Lane be rezoned from R-1 (Low Density) Residential to R-2 (Medium Density) Residential to allow the location of a mobile home. Staff noted that the site is fairly secluded relative to existing conventional single family site-built housing, that there are several other mobile homes in the general vicinity, and that the mobile home is already set up on site and appears to be fairly compatible with the neighborhood. Staff recommended the request be approved. Dennis and Peggy Hawkins, residents of Edwards Lane, appeared and spoke in opposition to the request, citing potential reduction of property values resulting from the incompatible land use. Mr. Hawkins displayed pictures showing the mobile home "as is", and presented a petition with signatures of numerous resident property owners on Edwards Lane

indicating opposition to the proposed rezoning. On a motion by Nichols, seconded by Neil, the commission voted unanimously to approve the request as recommended by staff.

Motion by: (4)
Comm. Russin
Second by:
Comm. Dingus

Consider a request by Jack Bishop to rezone a tract located in the Seventh Civil District at the intersection of Lynn Road and I-81 from A-1 (Agriculture) to M-1 (Industrial).

PASSED: 8/21/89 ROLL CALL VOTE
File No. 6/89-5, Jack Bishop Request from A-1 to M-1. Jack Bishop was present and requested that a 9.8 acre tract located on Lynn Road and adjacent to Interstate Highway 81 be rezoned from A-1 (General) Agriculture to M-1 (Light) Industrial. Staff noted the site abuts the Kingsport city limits and is adjacent to the existing commercial area (Sams Wholesale, etc.) at the interchange of Interstate 81 and the Tri-City Airport Connector Road, and a sewer line is being constructed past the property. Staff also noted some topographical limitations relating to potential development of the site. Staff recommended the request be approved. Jack Bishop addressed the commission, explaining the type of facility he proposed to operate on the site (manufacture of golf equipment). No opposition to the request was heard. On a motion by Russin, seconded by Guthrie, the commission voted unanimously to approve the request as recommended by staff.

TO APPROVE

Motion by: (5)
Comm. Russin
Second by:
Comm. Dingus &
Comm. Jones

Consider a request by Mary E. Babcock and Powell Hawk to rezone a tract of land located in the Eighteenth Civil District on the northwest and southeast side State Route 75 approximately 200 feet northeast of Cash Avenue from A-1 (Agriculture) and R-1 (Residential) to M-1 (Industrial).

PASSED: 8/21/89 ROLL CALL VOTE
File No. 6/89-7, Mary E. Babcock and Powell Hawk Request from A-1 to M-1. Powell Hawk was present and requested that a 35.8 acre tract located on State Route 75 approximately one mile north of the Tri-City Airport be rezoned from A-1 (General) Agriculture and R-1 (Low Density) Residential to M-1 (Light) Industrial. Staff noted that the location of the large site adjacent to existing manufacturing uses and on a major thoroughfare close by the Tri-City Airport, an area likely to develop for commercial and industrial uses, called for careful planning to properly control ingress and egress to State Route 75 - a vital link in the future development of Sullivan County and the Tri-Cities area. In light of the above considerations, staff recommended that the request be modified with the consent of the applicant and be considered for approval as a FMD (planned manufacturing district), contingent upon amendment of the zoning ordinance by the Sullivan County Commission to allow the creation of FMD's. Mr. Hawk informed the commission that he presently held an option on the tract for industrial development and that time constraints made prompt action by the planning commission imperative for the success of his proposed project. Motion by Neil, seconded by Russin, to accept the request as presented by Powell Hawk and recommended the rezoning of the tract from A-1 and R-1 to M-1; voting to approve rezoning to M-1: Neil, Russin, Nichols, Barger, Guthrie, Blizard; voting to not approve rezoning to M-1: Brumit and Paty. The motion carried, and request 6/89-7 was approved for rezoning to M-1.

TO APPROVE

- (6) Consider a request by Bill Salyer to rezone a tract of land located in the Tenth Civil District on the east side of Crystal View Road from R-3A (Residential) to R-2 (Residential).
 Motion by: PASSED 8/21/89 ROLL CALL VOTE
 Comm. Thomas
 Second by: File No. 6/89-10, Bill Salyer Request from R-3A to R-2. Bill Salyer was present and requested that a 0.25 acre lot located on the east side of Crystal View Road be rezoned from R-3A (High Density) Residential to R-2 (Medium Density) Residential to permit the location of a mobile home. Staff noted the site is secluded and heavily wooded and that a mobile home could be located with minimal interference to the neighborhood which is primarily developed with conventional single family residential structure, with two or three mobile homes being in the immediate area of the request. Staff recommends the request be approved. Opposition to the request was expressed by letter from a resident of the area, Ms. Ruth Gibson, citing incompatibility of the proposed use with the surrounding development. On a motion by Russin, seconded by Brumit, the commission voted unanimously to approve the request as recommended by staff.
 TO APPROVE
- (7) Consider a request by Mrs. Fred Taylor to rezone a tract of land located in the Twelfth Civil District fronting upon West Carters Valley Road and Edison Street from R-1 (Residential) to R-2 (Residential).
 Motion by: PASSED 8/21/89 ROLL CALL VOTE
 Comm. Arrington
 Second by: File No. 6/89-16, Mrs. Fred Taylor Request from R-1 to R-2. Mrs. Fred Taylor appeared before the commission and requested that a tract which she owns on the south side of West Carters Valley Road be rezoned from R-1 Residential to R-2 Residential to permit the location of a mobile home. No one appeared in opposition to Mrs. Taylor's request, however, Chairman Blizard read two letters which opposed the rezoning. Mrs. Taylor stated that she did not see how any one could oppose the rezoning, she said that it was a nice neighborhood but yet it was not an elite neighborhood, and the reason she wanted the property rezoned was for her grandson and his future wife who are getting married in August, to live on the property. She stated that the mobile home they would purchase would be as nice as any other residence in the neighborhood. Staff stated that the majority of the property in the area was single family residential, that it was a very nice neighborhood and recommended that the request be denied. Mr. Brumit made a motion, seconded by Mrs. Paty to deny the request. Motion to deny carried.
 TO APPROVE
- (8) Consider a request by Elizabeth P. Hurt to rezone a tract of land located in the Seventh Civil District on the south side of Shipley Ferry Road at its intersection with Tri-City Airport Road from A-1 (Agriculture) to M-1 (Industrial).
 Motion by: PASSED 8/21/89 ROLL CALL VOTE
 Comm. Russin
 Second by: File No. 6/89-17, Elizabeth P. Hurt Request from A-1 to M-1. Mrs. Elizabeth P. Hurt appeared before the commission and requested that a tract of land she owns on the south side of Shipley Ferry Road be rezoned from A-1 Agriculture to M-1 Manufacturing to permit commercial development. No one appeared in opposition to the request. Staff noted that this property was located at the intersection of Shipley Ferry Road and Airport Road, that the area immediately north and south of this property was zoned for manufacturing and that there were business developments on either side of Mrs. Hurt's request. Staff recommended
 TO APPROVE

that the request be approved. Mr. Russin made a motion, seconded by Mr. Barger to approve the rezoning. Motion to approve carried.

(9) Consider a request by Robert Sutherland to rezone a tract of land located in the Eleventh Civil District on Weeks Avenue which is located just off Ridgecrest Avenue from R-1 (Residential) to R-2 (Residential).
 Motion by: Comm. McConnell
 Second by: Comm. Thomas

TO APPROVE

PASSED 8/21/89 ROLL CALL VOTE
File No. 6/89-19, Robert Sutherland Request from R-1 to R-2. Mr. Robert Sutherland appeared before the commission and requested that a tract of land he owns on the south side of Weeks Avenue be rezoned from R-1 Residential to R-2 Residential to permit the location of a mobile home. Mr. Robert Payne appeared before the commission stating that he was opposed to the rezoning because of problems in the area with septic tanks. Staff noted that there were several mobile homes and mobile home parks located in the area, that it was a heavily wooded lot where a mobile home could be located and be compatible with surrounding uses. Staff also noted that Mr. Sutherland could locate another home on the property and, therefore, the question of septic tanks really should not be considered. Staff recommended that the request be approved. Mr. Russin made a motion, seconded by Mr. Nichols to approve the rezoning. Motion to approved carried, with Mrs. Páty voting "no".

(10) Consider a request by Noah Lee Glispie to rezone a tract of land located in the Twenty-first Civil District on the east side of Weaver Pike directly across from East High School from R-1 (Residential) to R-2 (Residential).
 Motion by: Comm. Russin
 Second by: Comm. Thomas

TO APPROVE

PASSED 8/21/89 ROLL CALL VOTE
File No. 6/89-21, Noah Lee Glispie Request from R-1 to R-2. Mr. Noah Lee Glispie appeared before the commission and requested that a tract of land which he owns on the east side of Weaver Pike across the street from East High School be rezoned from R-1 Residential to R-2 Residential to permit the location of a mobile home. Mr. Parker pointed out that this request had been brought before the commission in the Fall of 1988, that it had been approved by the planning commission and the county commission, that it had been properly advertised, but that the wrong lot had been shown on the map and the wrong legal description had been given. Staff recommended that the request be approved. Mr. Russin made a motion, seconded by Mr. Barger to approve the rezoning. The motion to approve carried. The planning commission requested staff that since the wrong lot had been rezoned that as a housekeeping matter the lot which had been erroneously rezoned to R-2 be put on the agenda at the next meeting and that it be corrected to R-1.

(11) Consider a request by Cecil Allen to rezone a tract of land located in the Twelfth Civil District on the south side of Virgil Avenue from R-1 (Residential) to R-2 (Residential).
 Motion by: Comm. Ferguson
 Second by: Comm. McConnell

TO APPROVE

PASSED 8/21/89 ROLL CALL VOTE
File No. 5/89-4, Cecil Allen Request from R-1 to R-2. Mr. Cecil Allen appeared before the commission and requested that a tract of land he owns on the south side of Virgil Avenue be rezoned from R-1 (Low Density) Residential to R-2 (Medium Density) Residential to permit the location of a mobile home. Mr. Allen spoke in favor of the request. Staff reported that this request was in a nice neighborhood, primarily single-family in character, with no mobile homes in the immediate

vicinity. Staff voiced the opinion that a mobile home would be an intrusion, and recommended the request be denied. Mrs. Paty made a motion, seconded by Mr. Guthrie to deny the request. Motion to deny carried unanimously.

- (12) Consider a request by Phillip Rust to rezone a tract of land located in the Second Civil District on the west side of Old Jonesboro Road from R-1 (Residential) to R-2 (Residential).
 Motion by: PASSED 8/21/89 ROLL CALL VOTE
 Comm. Morrell File No. 6/89-20, Phillip Rust Request from R-1 to R-2.
 Second by: Mr. Phillip Rust had requested that a tract of land located on the Old Jonesboro Road be rezoned from R-1 Residential to R-2 Residential to permit the location of a mobile home. However, Mr. Rust did not appear before the commission. Three residents of the area appeared in opposition to the rezoning. Mr. C. L. Bashom, Gerald Vance and others appeared in opposition to the rezoning. They stated that they felt this would lower their property values and degrade their property. The planning commission questioned staff concerning the absence of Mr. Rust. The Zoning Administrator, Mr. Parker, stated that each person had been advised when the planning commission meeting would be held. Staff recommended that since Mr. Rust knew of the meeting and failed to appear that they felt the request should be denied and not be considered again for at least another year. Mr. Barger made a motion, seconded by Mrs. Paty to deny the rezoning. Motion carried.

- (13) Consider an amendment to Section 1003 of the Sullivan County Zoning Ordinance which would require a twenty-five dollar (\$25.00) filing fee with each rezoning request to take effect September 1, 1989.

SEE RESOLUTION # 27

000153

RESOLUTION NO. 20

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF April, 19 89. RESOLUTION AUTHORIZING APPROPRIATION OF \$10,000.00 FOR AUDIT FOR SHERIFF'S DEPT.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in _____ Session on the _____ day of _____, 19____.

THAT WHEREAS, THE OFFICE OF SHERIFF OF SULLIVAN COUNTY AS BEEN VACATED, AND

WHEREAS, THE OFFICE OF SHERIFF HAS BEEN APPOINTED,

NOW THEREFORE, BE IT RESOLVED THAT THE SULLIVAN COUNTY COMMISSION PROVIDE THE FUNDS TO ALLOW AN AUDIT AND INVENTORY OF THE SULLIVAN COUNTY SHERIFFS DEPARTMENT NOT TO EXCEED \$10,000.00.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this _____ day of _____, 19____.

ATTESTED:

APPROVED:

County Clerk _____ Date: _____ County Executive _____ Date: _____

INTRODUCED BY COMMISSIONER ANDERSON ESTIMATED COSTS: \$10,000.00

SECONDED BY COMMISSIONER DINGUS FUND: GENERAL

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Administrative _____ _____ 5-1-89 Deferred

COMMENTS: DEFERRED 4/17/89

DEFERRED 5/22/89

DEFERRED 6/26/89

DEFERRED 7/17/89

WITHDRAWN 8/21/89

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION
THIS THE 26th DAY OF June, 1989.

RESOLUTION AUTHORIZING CAMPAIGN ADVERTISING

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES
D _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan
County, Tennessee, assembled in adjourned Session on the 26th day
of June, 1989,

THAT whatever is necessary to put into effect TCA 2-19-144 in regard to campaign advertising
be done by the Sullivan County Commission.

(A copy of TCA 2-19-144 is attached)

NOTE: This resolution was presented verbally to the full Commission on May 22, 1989, but
no action taken.

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

This resolution shall become effective on _____, 19____, the public
welfare requiring it.

Duly passed and approved this _____ day of _____, 19____.

ATTESTED: _____ APPROVED: _____
Date: _____ Date: _____
County Clerk County Executive

INTRODUCED BY COMMISSIONER KING ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER ANDERSON FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____
VOICE VOTE _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DATE
<u>Administrative (Deferred)</u>	_____	_____	<u>6/5/89</u>
<u>Executive (Deferred)</u>	_____	_____	<u>6/7/89</u>

COMMENTS: DEFERRED 6/26/89 DEFERRED 7/17/89

WITHDRAWN 8/21/89

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Judgment of infamy, § 40-20-112.
Notice of infamy, § 40-20-113.
Qualified voters, § 2-2-102.
Registration information, § 2-2-116.
Restoration of suffrage, §§ 2-2-139, 40-29-101.
Textbooks. Tennessee Jurisprudence, 6 Tenn. Juris., Citizenship, § 2.

Law Reviews. Guidelines for Juvenile Court Practice (Andrew J. Shookhoff), 19 No. 2 Tenn. B.J. 5 (1983).
Selected Tennessee Legislation of 1983 (N. L. Resener, J. A. Whitson, K. J. Miller), 50 Tenn. L. Rev. 785 (1983).
Cited: Tyler v. Collins, 709 F.2d 1106 (6th Cir. 1983).

- NOTES TO DECISIONS

1. Constitutionality.

Retroactive disenfranchisement of felons whose crimes were not infamous at time of conviction but were made infamous later when the scope of infamous crimes was expanded was unconstitutional and violated Tenn. Const., art. 1, § 5. Gaskin v. Collins, 661 S.W. 865 (Tenn. 1983).

This section does not result in the unlawful dilution of the black vote in violation of the federal constitution or the federal Voting Rights Act. Wesley v. Collins, 605 F. Supp. 802 (M.D. Tenn. 1985).

2-19-144. Campaign advertising. — (a) It shall be unlawful for any person to place or attach any type of show-card, poster, or advertising material or device, including election campaign literature, on any kind of poles, towers, or fixtures of any public utility company, whether privately or publicly owned or as defined in § 65-4-101, unless legally authorized to do so.

(b)(1) The provisions of subsection (a) shall apply to any county with a population of:

<u>not less than</u>	<u>nor more than</u>
13,600	13,610
28,690	28,750
43,700	43,800
319,625	319,725

according to the 1980 federal census or any subsequent federal census.

(2) The provisions of subsection (a) shall apply to any county with a metropolitan form of government, or to any county with a population of:

<u>not less than</u>	<u>nor more than</u>
74,500	74,600
88,700	88,800
140,000	145,000

according to the 1980 federal census or any subsequent federal census, if such county elects to come under the provisions of subsection (a) by approval of a two-thirds (2/3) vote of its county legislative body. Such approval shall be proclaimed by the presiding officer of the county legislative body and certified by him to the secretary of state. [Acts 1983, ch. 353, §§ 1-4.]

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION

THIS THE 17th DAY OF July, 1989.

RESOLUTION AUTHORIZING SULLIVAN COUNTY COMMISSIONERS AND COUNTY EXECUTIVE TO TAKE NECESSARY

~~APPROPRIATE ACTION TO HAVE SHERIFF MIKE GARDNER REIMBURSED SULLIVAN COUNTY THE SUM OF \$14,357.33, THEIR BEING THE COST OF~~ ~~REIMBURSEMENT WITHOUT CAUSE~~

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of July, 1989.

THAT WHEREAS, as a result of being Sheriff Mike Gardner firing Deputy Keith Ellen without cause, the Sullivan County Commission, on June 16, 1989 rightfully awarded one Keith Ellen the sum of \$14,357.33 for expenses resulting from his firing and subsequent reinstatement to the Sheriff's Department, and

WHEREAS, the \$14,357.33 should not be paid by the taxpayers of Sullivan County because of the fact that Dr. Ellen was fired without cause,

THEREFORE, BE IT RESOLVED that the Sullivan County Commission direct the County Attorney and County Executive to take whatever legal action necessary to recover from former Sheriff Mike Gardner the sum of \$14,357.33

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this _____ day of _____, 19____.

ATTESTED: APPROVED:

County Clerk Date: County Executive Date:

INTRODUCED BY COMMISSIONER _____ ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER FORTUNE FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL

ICE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: FIRST READING 7/17/89 FAILED 8/21/89 ROLL CALL

Lined area for text entry, currently blank.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Read and approved this 21st day of August, 19 89.

ATTESTED: Gay B. Frachua

Date: 8-21-89

APPROVED:

County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER RUSSIN

ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DINGUS

FUND: _____

COMMISSION ACTION: Aye 15, Nay 7, Absent 2

VOICE VOTE

COMMITTEE ACTION APPROVED DISAPPROVED DATE

BUDGET: _____

ADMINISTRATIVE: _____

EXECUTIVE: _____

COMMENTS: FIRST READING - 7/17/89 PASSED 8/21/89 ROLL CALL

000159

RESOLUTION NO. 10
14

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 17TH DAY OF JULY, 19 89.

RESOLUTION AUTHORIZING QUIT CLAIM RIGHT-OF- WAY DEED ON REGENCY DRIVE

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of July, 19 89,

THAT Sullivan County abandons and releases any and all rights conveyed to it by right-of-way deed recorded in Deed Book 45-C at page 266. This right-of-way deed was executed as a part of a planned extension of Regency Drive in the 14th Civil District of Sullivan County, and plans to develop this extension of Regency Drive were never completed and no action was taken with regard to this project. This abandonment and release is recommended by the Commission of Roads.

BE IT FURTHER RESOLVED THAT, the County Executive is authorized to execute and deliver a quitclaim and release deed on behalf of Sullivan County to the present owners of this property, or any future owner, upon their request.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Done passed and approved this 21st day of August, 1989.

TESTED: Gay B. Frazier Date: 8-21-89 APPROVED: Keith Westmoreland Date: 8-21-89
County Clerk County Executive

INTRODUCED BY COMMISSIONER Russin ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Dingus FUND: _____

COMMISSION ACTION: [aye] [nay] (Pass) (Absent)
ROLL CALL 20 1 3
VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Executive X _____ 8-2-89

COMMENTS: _____
First Reading 7/17/89 PASSED 8/21/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21st DAY OF AUGUST, 1989.

RESOLUTION AUTHORTZING COUNTY COMMISSIONERS BE NOTIFIED OF VACANCIES AND/OR EXPIRATIONS OF TERMS ON THE VARIOUS BOARDS AND COMMISSIONS

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989.

THAT notices of vacancies and/or expirations of terms on the various boards and commissions to which the Sullivan County Commission makes appointments or confirmations be furnished the Commission one month prior to the appointment date, and

FURTHER, BE IT RESOLVED THAT resumes of these noninees, with the exception of current members of the Sullivan County Commission and other currently elected officials and appointed officials, be included with the above mentioned notices.

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

This resolution shall become effective on , 19 , the public welfare requiring it.

Duly passed and approved this 21st day of August, 1989.

ATTESTED: Kay B. Feather County Clerk

APPROVED: [Signature] County Executive

Date: 8-21-89

Date: 8-21-89

INTRODUCED BY COMMISSIONER DEVAULT ESTIMATED COSTS:

SECONDED BY COMMISSIONER FERGUSON & THOMAS FUND:

COMMISSION ACTION: [aye] [nay]

ROLL CALL

VOICE VOTE X

Table with 4 columns: COMMITTEE ACTION, APPROVED, DISAPPROVED, DATE. Rows include Executive (X, 8-2-89) and Administrative.

COMMENTS: PASSED 8/21/89 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21st DAY OF August, 19 89.

RESOLUTION AUTHORIZING 25 MILES PER HOUR ON HUNTERS CROSSING ROAD

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989.

THAT a 25 mile per hour sign be placed at the entrance of Hunters Crossing Road in the 13th Civil District, the public welfare requiring it.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 21st day of August, 19 89.

ATTESTED: Gay B. Feather
County Clerk

Date: 8-21-89

APPROVED: [Signature]
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER CHILDRESS ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER AMMONS FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DATE
<u>Executive</u>	<u>X</u>	_____	<u>8-2-89</u>
<u>Administrative</u>	_____	_____	_____

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION
THIS THE 21ST DAY OF AUGUST, 1989.

RESOLUTION AUTHORIZING APPOINT CARL C. JENKINS, JR. TO
THE HISTORICAL COMMISSION

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES
O _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan
County, Tennessee, assembled in Regular Session on the 21st day
of August, 1989,

THAT the Sullivan County Commission appoint Mr. Carl C. Jenkins, Jr. to
the Sullivan County Historical Commission to replace Dr. William Wade,
who has resigned.

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

This resolution shall become effective on _____, 19____, the public
welfare requiring it.

Only passed and approved this 21st day of August, 1989.

ATTESTED:
Jay B. Feathers
County Clerk

APPROVED:
[Signature]
County Executive Date: 8/21/89

INTRODUCED BY COMMISSIONER Icenhour ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Childress FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

ICE VOTE X _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

RESUMÉ

Personal

Name — Carl Cody Jenkins
Address — 101 Skytrail Circle, Bristol, Tennessee 37620
Phone — 615-764-3234

Age — 44
Height — 6' 0"
Weight — 190 pounds
Health — Excellent
Married — Rebecca Jo Jenkins
Children — Daniel Jenkins (Age 13), Cody Jenkins (Age 6)
Religious Belief — Avoca Christian Church

Education

Graduate of Bluff City High School, June 1962
Majors — Science, Mathematics

Bachelor of Science Degree — Milligan College, June 1967
Majors — Business Administration, Education
Minors — Psychology, Social Studies

Master of Arts Degree — East Tennessee State University, August 1974
Major — Instructional Communications

Specialist in Education Degree — East Tennessee State University, August 1979
Major — Educational Administration

Areas of Endorsement

Elementary Grades, Elementary Principalship, History, Geography, Sociology,
General Business, Business Math, Salesmanship, Economics, Secondary
Principalship, Supervisor of Education (1-12), Superintendent of Schools

Experience

1973 to Present — (16 years)
Teacher — Tennessee High School, Bristol, Tennessee
History, Personal Law, Contemporary Issues, General Business,
Typing, Business Law

1967 to 1973 — (6 years)
Teacher — Avoca Elementary School
Seventh Grade Social Studies

Other

1976-1982 — Instructor Evening Classes — Virginia Intermont College, Bristol, Virginia

1976 — Chosen Bristol's Outstanding Young Educator by the Bristol Jaycees

1977 to 1983 — Elected to Bluff City Board of Mayor and Alderman as Alderman serving in capacity of Commissioner of Police. Re-elected in 1979. Re-elected for third term in 1981.

1967 — Milligan College — Elected President of Commuters Council, Elected to Student Council

1962 — Bluff City High School — Voted Most Talented

Organizations

Member of the Bristol-Sullivan County Jaycees (1977 to 1980)

Life Member — Avoca School P.T.A.

Member — State of Franklin Council for the Social Studies

Member — Masons, Zollicoffer Lodge 444

Member — Scottish Rite Masons

Service

Tennessee High School — sponsor: Junior Class, Sophomore Class,
Civil War Re-enactment Club

Avoca Elementary — Coach — Football, Track, Chairman — Safety Committee

Interest and Hobbies

Civil War Re-enacting
Painting — Oil, Water Color
Fishing, Tennis

000165

RESOLUTION NO. 14

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21ST DAY OF AUGUST, 19 89.

RESOLUTION AUTHORIZING APPROPRIATE \$5,000 FOR HICKORY TREE RESCUE SQUAD

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 19 89.

THAT WHEREAS, Hickory Tree Rescue Squad serves approximately 1/3 of Sullivan County which includes Hickory Tree to the Offset, and

WHEREAS, Hickory Tree Rescue Squad needs a heart monitor and has requested up to Sullivan County to fund 1/2 the cost (\$5,000).

NOW, THEREFORE, BE IT RESOLVED, That the Sullivan County Commission appropriates \$5,000 for Hickory Tree Resque Squad to purchase a heart monitor.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 21st day of August, 19 89.

ATTESTED: Gay B. Feathers
County Clerk

Date: 8-21-89

APPROVED: Keith Westmoreland
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER Thomas ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Morrell & McKamey FUND: _____

COMMISSION ACTION: [aye] [nay] (Absent)

ROLL CALL 23 1

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

Administrative _____

Budget _____ 8-8-89 Deferred

COMMENTS: WAIVER OF RULES PASSED 8/21/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION
THIS THE 21st DAY OF AUGUST, 1989.
RESOLUTION AUTHORIZING 1989-1990 BE RECOGNIZED AS THE "YEAR OF VIKING PRIDE"

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES
O _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan
County, Tennessee, assembled in Regular Session on the 21st day
of August, 1989,

THAT Whereas, Bristol Tennessee High School's 1988 football team, under the direction
of Head Coach Tom Hundley, was the Co-Champion of both the BIG 6 and BIG 10 Conferences.

This honor permitted them to participate in the TSSAA State Play-offs and,

WHEREAS, honor goes to the Coach and Team, and we, the Sullivan County Commission,
wish this years team the BEST OF LUCK as they undertake the challenge of climbing to the top
again.

BE IT FURTHER RESOLVED THAT we tender our "CONGRATULATIONS" to the coaches and the
team of Tennessee High School and forward a copy of this resolution to the coaches and
officials of the school.

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

This resolution shall become effective on _____, 19____, the public
welfare requiring it.

Duly passed and approved this 21st day of August, 1989.

ATTESTED:
Gay B. Feathers
County Clerk

Date: 8-21-89

APPROVED:
[Signature]
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER DeVault ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Icenhour FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL
CE VOTE X

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DATE
_____	_____	_____	_____

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21st DAY OF August, 1989.

RESOLUTION AUTHORIZING STUDY COMMITTEE FOR A WHEEL TAX IN SULLIVAN COUNTY

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION 5-8-102, AUTHORIZES COUNTIES TO LEVY A MOTOR VEHICLE PRIVILEGE TAX ... ON ANY MOTOR VEHICLE TAXABLE BY THE STATE

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989.

THAT WHEREAS with the present indebtedness already incurred and the impending cost of a solid waste program, it is easily foreseeable that an alternative way to obtain additional revenue must be considered in lieu of an increased property tax rate, and

WHEREAS, the fact that forty-two (42) counties in our state have enacted a wheel tax is indicative that such a tax is equitable to provide revenue to prevent a higher property tax or reduce the present rate.

THEREFORE, BE IT RESOLVED THAT immediate planning for the implementation of a wheel tax in Sullivan County be initiated as soon as possible, and

BE IT FURTHER RESOLVED THAT all preliminary work essential prior to establishing the rate be finalized by March 1, 1990.

COMMITTEE APPOINTED BY CO. EXEC., KEITH WESTMORELAND / Commissioners Groseclose, Neil and Blalock

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Fully passed and approved this 21st day of August, 1989.

ATTESTED
Gay B. Feathers
County Clerk

Date: 8-21-89

APPROVED:
Keith Westmoreland
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER GROSECLOSE ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER NEIL FUND: _____

COMMISSION ACTION: [aye] [nay] (Absent)
ROLL CALL 18 4 2
VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 8/21/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21ST DAY OF AUGUST, 1989.

RESOLUTION AUTHORIZING APPROPRIATE ADDITIONAL MONIES TO PAY EMPLOYEES OF THE JUVENILE COURT, DIVISION II - KINGSPORT FOR 37 1/2 HOURS

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES)

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21ST day of August, 1989.

THAT the Sullivan County Commission approves the appropriation of additional monies to pay the employees of the Sullivan County Juvenile Court, Division II at Kingsport for 37 1/2 hours and this appropriation would be in the amount of \$7,200.00 which includes \$6,000.00 for salaries and \$1,200.00 for benefits or 20% as recommended by Accounts and Budgets.

BE IT FURTHER RESOLVED, That this will be retroactive to July 1, 1989.

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

This resolution shall become effective on , 19 , the public welfare requiring it.

Done passed and approved this 21 day of August, 1989.

WITNESSED: APPROVED: Date: 8-21-89 Date: 8-21-89
County Clerk County Executive

INTRODUCED BY COMMISSIONER DEVAULT ESTIMATED COSTS:

SECONDED BY COMMISSIONER BLALOCK FUND:

COMMISSION ACTION: [aye] [nay] (Absent)

ROLL CALL 21 1 2

ICE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Administrative X 8-14-89
OVERSIGHT X

COMMENTS: WAIVER OF RULES PASSED 8/21/89 ROLL CALL

000169

RESOLUTION NO. 20

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21ST DAY OF AUGUST, 1989.

RESOLUTION AUTHORIZING AMENDMENT TO THE SHERIFF'S DEPARTMENT 1989-90 BUDGET

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989,

THAT BE IT RESOLVED, That the attached amendment to the Sheriff's Department Budget for 1989-90 be adopted by the Sullivan County Commission and published as an amendment to said budget.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 21st day of August, 1989.

ATTESTED: Ray B. Feathers
County Clerk

Date: 8-21-89

APPROVED: Keith Westmoreland
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER DEVAULT ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER BLALOCK FUND: _____

COMMISSION ACTION: [aye] [nay] (Absent)

ROLL CALL 22 2

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Administrative X _____ 8-14-89

COMMENTS: WAIVER OF RULES PASSED 8/21/89 ROLL CALL

8-14-89

000170

SHERIFF'S DEPARTMENT
 Sullivan County, Tennessee
 Reorganization of Personnel
 Sheriff's Budget

Job Description	Current		Proposed Changes		Revised	
	Positions	Expense	Positions	Expense	Positions	Expense

Administrative						
Sheriff	1	48,000.00			1	48,000.00
Administrative Chief	1	32,305.00			1	32,305.00
Support Service Chief	1	32,305.00			1	32,305.00
Director of Finance			1	29,320.00	1	29,820.00
Secretary - Class I	1	20,657.28			1	20,657.28
Secretary - Class E	1	19,324.44			1	19,324.44
Sergeant (Clerical) - Class K	1	25,001.60			1	25,001.60
Receptionist - Class D	1	15,585.18			1	15,585.18
Records						
Captain - Class O	1	28,620.80			1	28,620.80
Clerk - Class M	1	21,000.06			1	21,000.06
Clerk - Class F			1	14,885.70	1	14,885.70
Clerk - Class D	1	15,662.40			1	15,662.40
Detectives						
Captain - Class O	1	28,620.80			1	28,620.80
Lieutenants - Class M	13	343,441.48			13	343,441.48
Deputies - Class I	5	103,800.10	1	16,307.28	6	124,907.38
Secretary - Class D	1	16,149.24			1	16,149.24
Road Patrol						
Captains - Class O	4	114,483.20			4	114,483.20
Sergeants - Class K	9	224,552.02			9	224,552.02
Deputies - Class I	23	638,041.34	3	50,864.62	36	688,705.96
Process Servers						
Lieutenant - Class M	1	27,248.00			1	27,248.00
Deputies - Class I	4	88,088.98			4	88,088.98
Court Bailiffs/Security						
Sergeants - Class K	1	25,001.60	2	42,301.14	3	67,302.74
Deputies - Class I	6	135,729.92	(1)	(20,509.38)	5	115,220.54

SHERIFF'S DEPARTMENT
Sullivan County, Tennessee
Reorganization of Personnel
Sheriff's Budget

Job Description	Current		Proposed Changes		Revised	
	Positions	Expense	Positions	Expense	Positions	Expense
Dispatch						
Deputies - Class I	3	65,664.86	1	18,102.96	4	83,767.82
Deputy - Class F			1	13,333.82	1	13,333.82
Clerk - Class D	1	12,771.20	(1)	(11,856.36)		914.84
Evidence						
Sergeant - Class K	1	25,001.60			1	25,001.60
Internal Affairs						
Captain - Class O	1	26,620.80	(1)	(20,172.16)		6,448.64
Lieutenant - Class M	1	27,248.00			1	27,248.00
Training						
Warrant Officer - Class L	1	26,312.00			1	26,312.00
Vehicle Maintenance						
Sergeant - Class K	1	25,001.60			1	25,001.60
Deputy - Class I	1	17,930.70			1	17,930.70
School Patrol Guards						
Volunteers	5	3,479.00			5	3,479.00
Overtime		78,815.00				78,815.00
	103	2,319,054.20	7	132,877.42	110	2,451,931.62

SHERIFF'S DEPARTMENT
Sullivan County, Tennessee
Reorganization of Personnel
Jail Budget

Job Description	Current		Proposed Changes		Revised	
	Positions	Expense	Positions	Expense	Positions	Expense
Administrative						
Operations Chief			1	29,320.00	1	29,320.00
Captain - Class O	1	29,320.00	(1)	(29,320.00)		
Operations Lieutenant - Class M	1	25,073.39			1	25,073.39
Administrative Lieutenant - Class M			1	25,073.40	1	25,073.40
Daily Operations						
Sergeants - Class K	5	105,008.15	(1)	(25,001.50)	4	95,006.65
Deputies - Class I	29	570,733.36	(5)	(105,357.41)	24	464,756.45
Deputies - Class H	10	164,440.00	(1)	(16,337.28)	9	158,102.72
Deputies - Class G	3	135,103.70			3	135,103.70
Deputies - Class F	15	240,254.14	(3)	(48,293.70)	12	191,960.44
Clerk - Class E	1	14,372.80	(1)	(18,328.30)		
Food Service						
Cook - Class E	1	18,905.10			1	18,905.10
Cooks - Class D	2	31,324.00			2	31,324.00
Health Maintenance						
Registered Nurse - Class P	2	51,545.76	(1)	(24,792.39)	1	26,753.37
Licensed Practical Nurses - Class F	1	16,634.40	2	28,301.40	3	45,355.30
Transport						
Sergeant - Class K			1	25,001.50	1	25,001.50
Deputies - Class I	1	22,330.00	1	21,554.00	2	43,884.00
Work Release Commission						
Deputy - Class I	1	18,720.00			1	18,720.00

000173

SHERIFF'S DEPARTMENT
 Sullivan County, Tennessee
 Reorganization of Personnel
 Jail Budget

Job Description	Current		Proposed Changes		Revised	
	Positions	Expense	Positions	Expense	Positions	Expense
Trusty Custodial Supervisor						
Deputy - Class I	1	20,319.72			1	20,319.72
Overtime		30,000.00				30,000.00
	79	1,531,092.42	(7)	(132,877.42)	72	1,398,215.00



*Sullivan County Tennessee*⁰⁰⁰¹⁷⁴
Sheriff's Department

KEITH CARR
SHERIFF

Reconciliation of Original Request for Additional Funds:

SHERIFF	\$39,564.00
	(4,644.06) Adjustment for 11 mos. expenses vs. 12 mos.
	(20,172.16) Eliminated one (1) captain position
	<u>(16,771.03) Surplus from Jail</u>
	(2,023.25) Excess placed back into Jail Budget
JAIL	\$ 5,202.00
	(3,944.23) Adjustment for 11 mos. expenses vs. 12 mos.
	<u>(18,028.80) Eliminated one (1) Class E position</u>
	(16,771.03) Surplus

P.O. BOX 589 BLOUNTVILLE, TENNESSEE 37617

(615) 323-5121

000175



STATE OF TENNESSEE
Tennessee Corrections Institute
500 JAMES ROBERTSON PARKWAY
VOLUNTEER PLAZA, SUITE 750
NASHVILLE, TENNESSEE 37219
(615) 741-3316

#20

August 17, 1989

Sheriff Keith Carr
Sullivan County Sheriff's Department
P.O. Box 589
Blountville, TN 37617

Dear Sheriff Carr:

I met today with Jerry Calhoun to discuss staffing levels for the Sullivan County Jail. In looking over the allocated positions for the jail, it appears that there is a ratio of one officer for every twenty inmates.

In calculating the ratio, I counted all personnel in classes F through K (57) as well as a portion of the administrative staff, the transportation officers and the trusty custodian. I also used an average of 290 prisoners.

I must emphasize that using any ratio of prisoners to staff can be misleading since facility design and type of prisoner is not considered when using that method. The only value in a ratio is to get a ball park figure as a starting point which would then be adjusted using other factors.

Sincerely,

A handwritten signature in cursive script that reads "Charles Fisher".

Charles Fisher
Director of Inspections

CF/ft

File only

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21ST DAY OF AUGUST, 19 89.

RESOLUTION AUTHORIZING 25 MILE PER HOUR ON RAMEY ROAD

WHEREAS, TENNESSEE CODE ANNOTATED, SECTION _____, AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 19 89,

THAT 25 mile per hour speed limit signs be placed on Ramey Road, located in the 5th Civil District. The public welfare requiring it.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 21st day of August, 19 89.

TESTED: Gay B. Feathers
County Clerk

Date: 8-21-89

APPROVED: [Signature]
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER Barger ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Nichols FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL
ICE VOTE X

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

Executive
Administrative

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION

THIS THE 21st DAY OF August, 1989.

RESOLUTION AUTHORIZING NO PARKING SIGNS AND SPEED LIMIT OF 25 M.P.H. ON FOOTHILLS ROAD

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989,

THAT Resolution No. 10 approved by the Board of County Commission of Sullivan County on April 17, 1989, be rescinded. This resolution approved the placing of "No Parking" signs on both sides of Foothills Road in the 14th Civil District.

BE IT FURTHER RESOLVED THAT "No Parking" signs be placed on the upper (west side) only of Foothills Road where the road is not divided, and

BE IT RESOLVED that existing "No Parking" signs remain on the divided section of Foothills Road.

BE IT FURTHER RESOLVED that 25 miles per hour signs be placed in strategic locations on both sides of Foothills Road in the 14th Civil District, the public welfare requiring it.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 21st day of August, 1989.

ATTESTED: Jay B. Feacher
County Clerk

Date: 8-21-89

APPROVED: Keith Westmoreland
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER RUSSIN ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DINGUS FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE X _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21st DAY OF August, 1989.

RESOLUTION AUTHORIZING SPEED LIMIT OF 25 M.P.H. ON RAMBLING ROAD

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989,

THAT 25 miles per hour signs be placed in strategic locations on both sides of Rambling Road in the 14th Civil District, the public welfare requiring it.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Read and approved this 21st day of August, 1989.

ATTESTED: Ray B. Feathers
County Clerk

Date: 8-21-89

APPROVED: [Signature]
County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER RUSSIN ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DINGUS FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE x _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21st DAY OF August, 1989.

RESOLUTION AUTHORIZING AMENDING THE SULLIVAN COUNTY ZONING ORDINANCE - SECTION 615

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989,

THAT the Sullivan County Commission approves amending of the zoning resolution of Sullivan County, Tennessee, which became effective September 1, 1988.

BE IT RESOLVED THAT Section 615 be admended by adding thereto "Planned Development Districts", a copy which is attached and made part of this resolution. This amendment shall become effective September 1, 1989.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 21st day of August, 1989.

ATTESTED: Gay B. Feather
County Clerk

APPROVED: [Signature]
County Executive Date: 8-21-89

INTRODUCED BY COMMISSIONER RUSSIN ESTIMATED COSTS: _____
SECONDED BY COMMISSIONER ANDERSON & DINGUS FUND: _____

COMMISSION ACTION: [aye] 17 [nay] 5 (Absent) 2
ROLL CALL
VOICE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES - PASSED 8/21/89 ROLL CALL

property. Staff recommended that the request be approved. Mr. Russin made a motion, seconded by Mr. Brumit to approve the rezoning. Motion to approve carried unanimously.

- (8) Consider a request by Ned McGlothlin and Harry Childress to rezone a tract of land located in the Seventeenth Civil District on the south side of Old Jonesboro Road at its intersection with Papermill Road from R-1 (Residential) to B-1 (Business).

File No. 4/59-3, Harry Childress Property, R-1 to B-1. Mr. Ned McGlothlin requested that a tract of land located on Old Jonesboro Road at the intersection of Papermill Road be rezoned from R-1 Residential to B-1 Business to permit the location of a convenience store and a service station. Mr. Rick Carrier, an adjacent property owner, appeared before the commission in opposition to the rezoning. He stated that he lived within fifty yards of the proposed store, that the street which the proposed convenience market was located was narrow with no traffic control devices, and that he felt a convenience store would be detrimental to his property values. Staff noted that although the proposed convenience store was in a predominantly residential area, that they did not think the convenience store would be damaging the area, noting that there were requirements for buffer strips along the rear property line, and that the standards for setbacks would keep the convenience store a distance from the residential area. Staff also noted that it was at the intersection of Jonesboro Road and Papermill Road. Staff recommended for the rezoning request. However, Mr. Brumit stated that he felt the request would be spot zoning and made a motion that the request be denied. The motion was seconded by Mrs. Paty, and the motion to deny carried unanimously.

- (9) Consider the following text amendments to the Sullivan County Zoning Ordinance:

612.3. All shopping center districts established after June 19, 1989 shall submit and receive approval of a site plan pursuant to the requirements as set forth in Sections 615.71 through 615.78 of this ordinance and any amendments subsequent thereto.

615. Planned Development Districts. The regulations established in this section for planned residential, commercial and industrial districts are intended to provide optional methods of land development which encourage imaginative solutions to environmental design problems. A planned development permits design innovation, encourages a maximum choice of types of environment, and optional methods of land development which encourage imaginative solutions to environmental design problems. The goal is a development plan in which buildings, land use, transportation facilities, utility systems and open spaces are integrated through overall design. The planned development permits the placement of buildings on land without adherence to conventional lot by

lot approach common to traditional zoning. By planning the total parcel rather than the single lot, flexibility is provided in the building site, thereby permitting a mixture of housing types and uses as well as the grouping of units to create more useable open space for the preservation of significant natural features.

The Sullivan County Board of County Commissioners hereby establishes a planned residential district (PPD), planned business district (PBD), a planned manufacturing district (FMD), and a planned residential-business district (PR-BD). These districts shall be shown on the zoning map of Sullivan County, TN and shall be established as follows:

615.1. A request for a planned development district shall not become effective unless it is first submitted to the Sullivan County Planning Commission for approval or disapproval.

615.2. Following approval or disapproval by the planning commission and a public hearing as provided by law, the Sullivan County Board of County Commissioners may, by a favorable vote of a majority of the entire membership of said Board of Commissioners, create a planned development district as herein provided.

615.3. From and after the approval of any zone for a planned development district, it shall be unlawful to commence the filling or leveling of any land or the excavation for, or the construction of any building including accessory buildings, until such time as the owner or developer of the proposed development has submitted and received approval of a comprehensive development plan by the Sullivan County Planning Commission.

615.4. Uses Permitted:

615.41. Planned residential development (PPD). Any use permitted in the R-3A (High Density) Residential District.

615.42. Planned business district (PBD). Any use permitted in the B-1, B-2 and B-4 Business Districts.

615.43. Planned manufacturing district (FMD). Any use permitted in any manufacturing district except automobile wrecking, salvage and junkyards; hazardous and non hazardous waste disposal.

615.44. Planned residential-business district (PR-BD). Any use permitted in the R-3A residential district and any use permitted in the B-1, B-2 and B-4 business districts provided, however, that the total area of the development parcel for residential purposes including streets, parking and open space shall not be less than 50 percent of the total development, area excluding open spaces between the

boundaries of the tract as outlined in Section 615.51 of this Ordinance.

615.5. Area Regulations:

615.51. The open spaces between the boundaries of the tract and proposed buildings or structures shall not be less than twenty-five (25) feet in depth, shall not be used for any purpose whatsoever except as an open area in which walks and driveways may be permitted for ingress and egress directly to the premises, and for rights-of-way for utilities and drainage channels, and shall be developed and maintained as landscaped area.

615.52. Residential uses shall meet the density standards as provided in the R-3A (High Density) Residential District.

615.53. In order to allow flexibility in design there shall be no requirement for a front, rear, or side yard except as provided in Section 615.51. However, the planning commission may require the comprehensive development plan to show additional front, rear and side yards in order to protect the health, safety and welfare of the residents of Sullivan County.

615.6. General Requirements:

615.61. The comprehensive development plan shall be prepared by an architect, engineer, surveyor or contractor licensed by the State of Tennessee.

615.62. A planned development applicant may elect to develop the site in successive stages. The stages and expected development periods shall be shown on the comprehensive development plan.

615.63. Any changes to the approved comprehensive development plan shall be resubmitted to and approved by the planning commission.

615.64. Building, grading permits. These permits shall not be issued until after approval of the comprehensive development plan by the planning commission. The building official, however, shall revoke any permit issued in reliance on said plans at such time as it becomes obvious that the project is not in compliance with the approved plan.

615.65. Following the completion of any stage of development as shown on the comprehensive development plan, the builder or developer may make application to the zoning

administrator for a certificate of occupancy; however, no building or structure or use for which a zoning compliance permit has been issued shall be used or occupied until the zoning administrator, after final inspection, issues a certificate of occupancy indicating his opinion that all provisions of the comprehensive development have been complied with. A certificate of occupancy shall not be issued until all conditions of the staged comprehensive development plan are met.

615.66. Time limitations. Any approved comprehensive development plan or any building permit issued in reliance thereon shall expire after a period of twelve months from and after its approval, if it is not in compliance with the development plan. The development plan or permit may be extended for a period of one year by the zoning administrator for good cause shown.

615.67. Compliance with subdivision regulations. Any planned development where buildings or lots may be offered for immediate or future sale, shall meet the requirements of the Sullivan County Subdivision Regulations.

615.68. Signs. The use of signs or similar devices for the purpose of advertisement or identification within the planned development area, exclusive of governmental signs, intended to:

615.681. Residence "For Sale Signs." One sign not exceeding four (4) square feet in area may be erected and maintained on each lot or parcel of real property located in any (PRD) to advertise the leasing, rental or sale of said lot or parcel of real property. Residential signs identifying the development may be permitted at or near the entrance to the development provided the design, scale, material and location are in harmony with and complimentary to the overall development.

615.682. Construction signs - nonresidential. A sign not more than thirty-six (36) square feet in area and not illuminated will be permitted on premises and must be removed immediately upon completion of the building or project.

615.683. Identification signs - no residential. Signs in the PED and PWD districts will be permitted provided that the design, scale, material, and location thereof is in harmony with and complimentary to the overall development; such signs may also be illuminated provided that they shall be properly

shaded so that the source of light will not be visible.

615.69. Off-Street Automobile Parking. Off-street parking for any planned development district shall meet the requirements as specified in Section 602 of this Ordinance.

615.7. Comprehensive Development Plan. In accordance with Section 615.3 a comprehensive development plan shall be submitted to and approved by the planning commission for any PFD district, PBD district, FPD district, and PR-BD district prior to the issuance of any building permit by the zoning administrator. The comprehensive development plan shall comply with the following requirements.

615.71. A survey and description of the planned district and proof of ownership of the land included in the district.

615.72. A site plan showing existing significant features, including trees, buildings, streets, utility lines, easements, rights-of-way, existing land use and contours at vertical intervals of not more than five feet.

615.73. Proposed traffic circulation and access plans, parking areas and pedestrian walks.

615.74. Landscaping plan, including site grading landscaping design, types of plantings and height. The landscaping plan shall provide for a buffer zone on each property line not abutting a street, planted with at least a double row of conifer trees at least four feet high on six foot centers; provided, however, the planning commission may require additional plantings and/or fencing. Plantings shall be properly bedded when planted, maintained and fertilized to assure long life and growth. All trees, fencing and plantings, together with green areas, shall thereafter be continually maintained by the recorded owner(s) of the premises. Dead plantings shall be replaced.

615.75. Proposed construction sequence for buildings, landscaping and other uses.

615.76. Proposed building elevations, materials and dimensions.

615.77. Plans for sewers, water, fire hydrants and drainage facilities.

615.78. Such other information as may be required by the planning commission.

000185

Map No. 3/89-1 Ralph Burnette Request - R-1 to B-3

Being a tract of land located on the south side of State Route 126 and further described as parcel 56, map 36 of the Sullivan County Tax Maps.

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 21ST DAY OF AUGUST, 1989.

RESOLUTION AUTHORIZING APPOINT RITA GROSECLOSE TO LIBRARY BOARD

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES "O"

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of August, 1989,

THAT Rita Groseclose be appointed to the Sullivan County Library Board to replace Dr. Quinn, as his term expired July, 1989.

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

This resolution shall become effective on , 19 , the public welfare requiring it.

Do hereby passed and approved this 21st day of August, 1989.

ATTESTED: Gay B. Feathers County Clerk

Date: 8-21-89

APPROVED: County Executive

Date: 8-21-89

INTRODUCED BY COMMISSIONER NICHOLS ESTIMATED COSTS:

SECONDED BY COMMISSIONER MCCONNELL FUND:

COMMISSION ACTION: [aye] [nay]

ROLL CALL

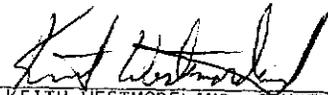
VOICE VOTE X

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 8/21/89 2/3 Voice Vote

000187

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET AGAIN IN
REGULAR SESSION, SEPTEMBER 18, 1989.



KEITH WESTMORELAND, COUNTY EXECUTIVE