

December 19, 1988

Monday Morning, December 19, 1988

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT FOR A REGULAR SESSION OF COUNTY COMMISSION IN SESSION THIS MONDAY MORNING, DECEMBER 19, 1988, IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK AND J. C. FLETCHER, DEPUTY SHERIFF OF SAID BOARD OF COMMISSIONERS OF SAID COUNTY,

TO WITNESS:

COMMISSIONERS PRESENT AND ANSWERING ROLL CALL:

AMMONS, ANDERSON, ARRINGTON, BARGER, BLALOCK, CHILDRESS, DEVAULT, DINGUS, FERFUSON, FORTUNE, GROSECLOSE, ICENHOUR, JONES, KING, McKAMEY, McCONNELL, MILHORN, MORRELL, NEIL, ROCKETT, NICHOLS, RUSSIN AND THOMAS.

ABSENT: CARROLL

COUNTY OF SULLIVAN

000563

Election of Notaries

A. Gordon Aistrop
 James B. Anderson
 Dorothy G. Anthony
 Tina Marie Austin
 Thomas R. Bandy, III
 Daniel B. Blessing
 Brenda S. Burton
 Craig H. Caldwell
 Jo Ann Campbell
 O. G. Clark
 Debra B. Conner
 James O. Cook, Jr.
 Carol S. Dyer
 H. Gordon Dykes
 Sue R. Falin
 Charles E. Fritts
 Louella S. Hall
 Carolyn M. Harr
 Robert J. Harr
 Henry Hatcher
 Margaret V. Herron
 Vincent K. Hickam
 Ralph W. Jones
 Judy Kaye King
 Richard E. King, Jr.
 Elizabeth Ann Landis
 Allen Keith Laughters
 Donnie D. Leonard
 Freda L. Leonard
 Dolly Linkous

(Upon motion made by
 Commissioner Icenhour
 and Seconded by Comm.
 Childress, the individuals
 whose names appear
 on this list,
 was elected Notary
 Public to serve a term
 of four years by roll
 call of the Commission.)

Aye 22 Absent 2

Janice L. Mantooth
 Robert P. Millard
 Donna Marie Mix
 Edwin O. Norris
 Deanna M. Opp
 John T. Rierce
 Nancye J. Pope
 B. Rush Powers, Jr.
 Paul P. Riley
 Jimmy R. Rock
 Karen Rock
 Christine F. Ryan
 T. Arthur Scott, Jr.
 Joyce C. Sells
 Lynn Shoemaker
 Shirley Anne Simcox
 Marjorie K. Smith
 Genette M. Snapp
 Ree Stomer
 Karen Castle Stuckey
 Linda Talley
 Richard A. Tate
 Wanda C. Trinkle
 Gene H. Tunnell
 W. Ernest White
 Kaethe I. Williams

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION
THIS THE 19th DAY OF SEPTEMBER, 19 88.

RESOLUTION AUTHORIZING ADDITIONAL APPROPRIATION OF FUNDS FOR NEW JAIL FACILITY

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 19th day
of SEPTEMBER, 19 88,

THAT THE SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZE AN ADDITIONAL APPROPRI-
ATION OF FUNDS (AS PER THE ATTACHED DOCUMENT) FOR ITEMS ORIGINALLY OMITTED FROM THE NEW
JAIL CONSTRUCTION ACCOUNT, TOTAL APPROPRIATION REQUEST @ \$9,085.40.

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 DEVAULT ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER AMMONS FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Administrative Deferred 10-3-88
Budget (Motion by: Comm. Icenhour & Seconded by: Comm. Nichols to defer) 10-11-88
See below

COMMENTS: FIRST READING 9/19/88

Budget Committee- Defer until Budget Committee can meet with Joe Mike Akard, Purchasing Agent
on Monday morning, 8:45 A.M. for discussion.

DEFERRED 10/17/88 DEFERRED 11/14/88 WITHDRAWN 12/19/88

CHANGE ORDER 000565

AIA DOCUMENT G701

- Distribution to:
- OWNER
 - ARCHITECT
 - CONTRACTOR
 - FIELD
 - OTHER

#1 #8

PROJECT: A New Jail for Sullivan County
(name, address) Blountville, Tennessee

CHANGE ORDER NUMBER: 42

INITIATION DATE: September 15, 1988

TO (Contractor):

Armstrong Construction Company
P. O. Box 8
Kingsport, TN 37662

ARCHITECT'S PROJECT NO: 2214

CONTRACT FOR: Construction of Subject Project

CONTRACT DATE: June 13, 1986

You are directed to make the following changes in this Contract:

Modify the Contract Sum to reflect the following:

| | | |
|------|--------------------------------------|------------------|
| Add: | 1. Food Pass-Thru at Female Cells - | \$ 125.00 |
| | 2. Conduit at Radio Equipment Room - | 467.00 |
| | 3. Steel Chanel at Exercise Yard - | 4,795.00 |
| | 4. Brick Overruns - | 7,026.00 |
| | | <u>12,413.00</u> |

| | | |
|---------|----------------------------|-----------------|
| Deduct: | 1. Deck at Stairway - | 418.00 |
| | 2. Pedestals at Roof - | 617.00 |
| | 3. Allowance for Signage - | 2,292.60 |
| | | <u>3,327.60</u> |

Total Addition to Contract Sum - \$ 9,085.40

Not valid until signed by both the Owner and Architect.
Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

| | |
|---|-----------------|
| The original (Contract Sum) (Guaranteed-Maximum-Cost) was | \$ 4,302,650.00 |
| Net change by previously authorized Change Orders | \$ 439,488.31 |
| The (Contract Sum) (Guaranteed-Maximum-Cost) prior to this Change Order was | \$ 4,742,138.31 |
| The (Contract Sum) (Guaranteed-Maximum-Cost) will be (increased) (decreased) (unchanged) by this Change Order | \$ 9,085.40 |
| The new (Contract Sum) (Guaranteed-Maximum-Cost) including this Change Order will be ... | \$ 4,751,223.71 |
| The Contract Time will be (increased) (decreased) (unchanged) by | () Days. |
| The Date of Substantial Completion as of the date of this Change Order therefore is | |

| | | |
|----------------------------|----------------------------|---------------------------|
| Allen N. Dryden Architects | Armstrong Construction Co. | Authorized: |
| ARCHITECT | CONTRACTOR | Sullivan County Sheriff's |
| 1201 N. Eastman Rd. | P. O. Box 8 | OWNER Department |
| Address | Address | |
| Kingsport, TN 37664 | Kingsport, TN 37664 | Blountville, TN 37617 |
| BY <i>Allen N. Dryden</i> | BY <i>Paul C. Leonard</i> | BY _____ |
| DATE 9/15/88 | DATE 9/15/88 | DATE _____ |

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 14th DAY OF NOVEMBER, 19 88.

RESOLUTION AUTHORIZING RESCINDING RESOLUTION # 6 - PASSED SEPTEMBER 21, 1988

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Called Session on the 14th day of September, 19 88.

THAT the County Commission rescind resolution # 6 which was passed September 21, 1988

adding Morris Road - 10th Civil District; ~~delete Road in the 8th Civil District, and~~
Coxes Road in the 15th Civil District to the county road atlas. The county has not
received right-of-way deeds for said roads.

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 19th day of December, 19 88.

ATTESTED:

APPROVED:

 Date: County Clerk Date: County Executive

INTRODUCED BY COMMISSIONER McKamey ESTIMATED COSTS:

SECONDED BY COMMISSIONER Milhorn FUND:

COMMISSION ACTION: [aye] [nay]

ROLL CALL

VOICE VOTE x

COMMITTEE ACTION: Executive APPROVED X DISAPPROVED DATE 11-2-88

COMMENTS: FIRST READING 11/14/88 PASSED 12/19/88 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 14TH DAY OF NOVEMBER , 1988.

RESOLUTION AUTHORIZING CHANGE FRIENDSHIP DOCK ROAD TO FRIENDSHIP 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 Called Session on the 14th day of November , 19 88 ,

THAT Friendship Dock Road be re-named to Friendship Drive.

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 19th day of December , 19 88 .

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

INTRODUCED BY COMMISSIONER Thomas ESTIMATED COSTS: _____
 Morrell

SECONDED BY COMMISSIONER _____ FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE X

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
 Executive X _____ 11-2-88

COMMENTS: FIRST READING 11/14/88 PASSED 12/19/88 VOICE VOTE

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 14TH DAY OF NOVEMBER, 1988.

RESOLUTION AUTHORIZING PLANNING/ZONING ADMINISTRATOR

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Called Session on the 14th day of November, 1988.

THAT WHEREAS, Sullivan County has implemented county wide zoning; and

WHEREAS, the case load for re-zoning demands a full time employee experienced in implementing zoning laws and knowledgeable in all areas of zoning and land use, and;

WHEREAS, the county must have such a person in order to better serve its citizens and also minimize its liability.

DELETE NOW, THEREFORE BE IT RESOLVED THAT, the Sullivan County Commission employ a County Planning Zoning Administrator to be under the supervision of the County Executive and the salary range shall be from \$32,000 to \$35,000. The job description for this position has been distributed to all Commissioners.

AMEND: By Comm. DeVault (Substitute the following) DELETE all Commissioners. NOW, THEREFORE, BE IT RESOLVED THAT, Sullivan County Commission employ a Planning and Zoning Administrator, to be hired by the County Commission and be under the supervision of the County Executive. The salary range for 1988-89 (Class "N") be from \$28,000 to \$32,000. APPROVED BY THE BOARD OF COUNTY COMMISSIONERS. See attached amendment. The job description for this position has been distributed to all Commissioners.

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: COUNTY CLERK Date: APPROVED: COUNTY EXECUTIVE Date:

INTRODUCED BY COMMISSIONER DeVault ESTIMATED COSTS:

SECONDED BY COMMISSIONER Icenhour FUND:

COMMISSION ACTION: [aye] [nay] ROLL CALL ICE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: FIRST READING 11/14/88 SEE ATTACHED AMENDMENT 12/19/88

AMENDED: 12/19/88 Motion by Comm. Russin
Second by Comm. Morrell

BE IT RESOLVED THAT, the salary committee be authorized to hire an assistant for the Superintendent of Public Utilities responsible for zoning and a part-time secretary. The salary range for 1988-89 (Class "N") be from \$18,620 to \$23,641 for the assistant superintendent. The part-time secretary will be on an hourly rate (Class "C") The assistant will report to the Superintendent of Public Utilities.

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.

Duly passed and approved this 19th day of December, 1988.

ATTESTED:

APPROVED:

County Clerk _____ Date: _____

County Executive _____ Date: _____

INTRODUCED BY COMMISSIONER _____

ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER _____

FUND: _____

| | | | |
|--------------------|-----------|----------|----------|
| COMMISSION ACTION: | Aye | Nay | Absent |
| ROLL CALL | <u>15</u> | <u>8</u> | <u>1</u> |

VOICE VOTE _____

| | | | |
|------------------|----------|---------------|------|
| COMMITTEE ACTION | APPROVED | / DISAPPROVED | DATE |
|------------------|----------|---------------|------|

BUDGET: _____

ADMINISTRATIVE: _____

EXECUTIVE: _____

COMMENTS: PASSED AS AMENDED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN regular SESSION
THIS THE 14th DAY OF November, 1988.
RESOLUTION AUTHORIZING Application for construction funds.

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 14th day
of November, 1988.

THAT The Sullivan County library board requests that 68,050.00 in county
funds be appropriated in order to be eligible for 100,000.00 in federal
LSCA funds & 31,950.00 in matching state funds. *Total \$200,000*

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 19th day of December, 1988.

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

INTRODUCED BY COMMISSIONER Sam Jones ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Kammie Nichols FUND: _____

COMMISSION ACTION: [aye] [nay] Absent
ROLL CALL 21 1 2
ICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Executive (Deferred) _____ 12/7/88

COMMENTS: FIRST READING 11/14/88 PASSED 12/19/88 Roll Call

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLLED SESSION THIS THE 14TH DAY OF NOVEMBER, 1988.

RESOLUTION AUTHORIZING NIGHT ~~BY MONTHLY~~ MEETINGS TO DISCUSS RE-ZONING

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 Called Session on the 14th day of November, 1988.

THAT the Sullivan County Commissioner have special sessions ^{Nightly} ~~tri monthly~~ as determined by County Commissione request only and the first meeting on re-zoning request be in January, 1989.

BE IT FURTHER RESOLVED, THAT, no re-zoning request be discussed at the regular County Commission meetings, and

BE IT FURTHER RESOLVED, THAT, a copy of the Planning Commission recommendations on re-zoning request be attached.

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 19th day of December, 1988.

ATTESTED:

APPROVED:

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

INTRODUCED BY COMMISSIONER AMMONS ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DEVAULT FUND: _____

| | | | | |
|--------------------|-----------|----------|----------|----------|
| COMMISSION ACTION: | [aye] | [nay] | Absent | Pass |
| ROLL CALL | <u>17</u> | <u>4</u> | <u>2</u> | <u>1</u> |
| VOICE VOTE | _____ | _____ | | |

| | | | |
|-------------------|----------|-------------|----------------|
| COMMITTEE ACTION: | APPROVED | DISAPPROVED | DATE |
| Administrative | | X | <u>12/5/88</u> |
| Executive | X | | <u>12/7/88</u> |

COMMENTS: FIRST READING 11/14/88 PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 14TH DAY OF NOVEMBER, 19 88.

RESOLUTION AUTHORIZING THE MAKE-UP OF THE SULLIVAN COUNTY PLANNING COMMISSION TO BE IN ACCORDANCE WITH TCA 13-3-101 [SECTION G].

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 CALLED Session on the 14TH day of NOVEMBER, 19 88

THAT WHEREAS, the Sullivan County Planning Commission was established to serve areas in Sullivan County outside municipal planning commission boundaries; and whereas, the Sullivan County Planning Commission now has responsibility for zoning in those areas;

NOW WHEREFORE, BE IT RESOLVED THAT the make-up of the Sullivan County Planning Commission will be in accordance with TCA 13-3-101 [SECTION G]; will maintain at least a two-thirds (2/3) majority of members that reside in the region served by that Commission; and will have one (1) member from the Bristol, Tennessee Planning Commission and one (1) member from the Kingsport Planning Commission.

AMENDED: 12/19/88 Rescind Resolution Number: 24 passed September 21, 1987.

WE REQUEST WAIVER OF RULE BY TWO-THIRDS (2/3) VOTE

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 19th day of December, 1988.

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

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS:

SECONDED BY COMMISSIONER MCKAMEY FUND:

Table with columns: COMMISSION ACTION, [aye], [nay], Passed, Absent. Row 1: ROLL CALL, 13, 8, 1, 2. Row 2: VOICE VOTE.

Table with columns: COMMITTEE ACTION, APPROVED, DISAPPROVED, DATE.

COMMENTS: TCA 13-3-101 (SECTION G) ... "Any vacancy in the membership of such a commission shall be filled by the director of the state planning office for the unexpired term except that if such vacancy be filled by designation from a county or municipal legislative body, the term of the member so designated shall be coterminous with his then term as member of such body."

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

THIS THE 19th DAY OF December, 19 88

RESOLUTION AUTHORIZING EFFECTIVE DATE OF RESOLUTION #8 REGARDING MAKE-UP OF THE SULLIVAN COUNTY PLANNING COMMISSION

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 19th day of September, 19 88,

THAT the resolution passed this session regarding the make-up of the Sullivan County Planning Commission, take effect as vacancies occur.

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 19th day of October, 19 88.

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

INTRODUCED BY COMMISSIONER _____ ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER _____ FUND: _____

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

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular Called SESSION
THIS THE 14th DAY OF November, 1988.
RESOLUTION AUTHORIZING ZONING PROCEDURES

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 Called Session on the 14th day
of November, 1988,

- THAT (1) there be a requirement that all zoning resolutions be voted on only
_____ at a second reading,
(2) that the minutes of the Planning Commission be sent to members of the
_____ Commission before any vote be permitted

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 19th day of December, 1988

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

INTRODUCED BY COMMISSIONER James L. King, Jr. ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER McKamey FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE X _____

| COMMITTEE ACTION: | APPROVED | DISAPPROVED | DATE |
|-------------------|----------|-------------|-------|
| _____ | _____ | _____ | _____ |

COMMENTS: FIRST READING 11/14/88 PASSED 12/19/88 VOICE VOTE

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular Called SESSION THIS THE 14th DAY OF November, 19 88.

RESOLUTION AUTHORIZING REIMBURSE JONES FORTUNE

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 Called Session on the 14th day of November, 1988,

THAT Mr. Jones Fortune be reimbursed expenses for attending the TCSA meeting in Memphis on October 3 thru October 7th, 1988, mileage and per diem, out of Commission Account.

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 19th day of December, 19 88

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

INTRODUCED BY COMMISSIONER ICENHOUR ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER RUSSIN FUND: _____

COMMISSION ACTION: [aye] [nay] (Absent) (Pass)
ROLL CALL 18 2 2 1

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: FIRST READING 11/14/88 PASSED ROLL CALL 12/19/88

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION
THIS THE 19th DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING APPOINT BILL DURHAM CONSTABLE

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 19th day
of December, 19 88,

THAT the Sullivan County Commission appoint Bill Durham, Route 1, Box 740, Bluff City,
Tennessee, as constable in the 21st Civil District.

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 19th day of December, 19 88.

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

INTRODUCED BY COMMISSIONER Thomas ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Morrell FUND: _____

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

ROLL CALL 22 _____ 2

ICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19th DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING APPROVAL OF CITIES POLICIES FOR SEWERS IN SULLIVAN COUNTY

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 19th day of December, 19 88.

THAT WHEREAS, the Sullivan County Public Utility Board has deligitly worked with the Cities of Bristol, Johnson City, and Kingsport in formulating workable policies for sewerage areas of Sullivan County; and,

WHEREAS, the Governoring Boards of the respective cities have approved said policies, and

WHEREAS, the Sullivan County Board of Public Utilities have also approved said policies.

NOW, THEREFORE, BE IT RESOLVED THAT, the Board of County Commissioners of Sullivan County, Tennessee, acting as the County Legislative Body of the county, approve said policies in compliance with T.C.A. 5-16-107

AMEND: MOTION BY: COMM. McKamey BE IT FURTHER RESOLVED THAT, The County Commission
SECOND BY: COMM. Anderson recommend that the Public Utilities Board and the Board of Aldermen and Mayor of Bristol, try to reach an agreement with the Boone Lake Property Owners to resolve the problem of pollution that now exists on the lake.

Amendment passed: 12/19/88 Waiver of Rules 2/3 Voice Vote

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 19th day of December, 19 88.

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

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: _____
SECONDED BY COMMISSIONER NEIL FUND: _____

COMMISSION ACTION: [aye] [nay] Pass / Absent
ROLL CALL 22 1 1
VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Budget _____
Executive X _____ 12/7/88
COMMENTS: Administrative

WAIVER OF RULES - AMENDMENT PASSED 2/3 Voice Vote 12/19/88

WAIVER OF RULES - RESOLUTION PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION
THIS THE 19TH DAY OF DECEMBER, 1988.
RESOLUTION AUTHORIZING ADD PARKS ROAD TO ATLAS

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 19th day
of December, 1988,

THAT Parks Road located in the 19th Civil District be added to the county road atlas.
Parks Road has been worked for several previous years by the county but was left off the
updated atlas.

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 19th day of December, 1988.

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

INTRODUCED BY COMMISSIONER Thomas ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Morrell FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL
VOICE VOTE X

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Executive X 12/7/88

COMMENTS: WAIVER OF RULES PASSED 12/19/88 2/3 Voice cvte

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19TH DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING RELEASE BALANCE OF MONEY TO BRISTOL

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 19th day of December, 19 88,

THAT WHEREAS, the City of Bristol and the Sullivan County Board of Public Utilities have approved a sewer user rate and a policy.

NOW, THEREFORE, BE IT RESOLVED THAT, the balance of the money that was appropriated for the expansion of the Bristol plant be released to the City of Bristol.

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 19th day of December, 19 88.

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

INTRODUCED BY COMMISSIONER Icenhour ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DeVault FUND: _____

COMMISSION ACTION: [aye] [nay] Absent

ROLL CALL 23 _____ 1

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Budget _____

COMMENTS: Waiver of Rules PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION
THIS THE 19th DAY OF DECEMBER, 1988.
RESOLUTION AUTHORIZING HIRING ENGINEERING FIRM FOR SEWERS IN BLOUNTVILLE

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 Regular Session on the 19th day
of December, 1988,

THAT WHEREAS, the Sullivan County Public Utility Board has interviewed five (5) engineering
firms for the contract to servz the Government buildings in Blountville, in compliance to
T.C.A. 12-4-106, and

WHEREAS, the Sullivan County Public Utility Board unanimously selected Dewberry and Davis
for this project.

NOW, THEREFORE, BE IT RESOLVED THAT, the Board of County Commissioners of Sullivan County,
Tennessee, acting as the County Legislative Body of the county, approve the action by the
Utility Board.

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 19th day of December, 1988.

ATTESTED:

APPROVED:

County Clerk Date: _____

County Executive Date: _____

INTRODUCED BY COMMISSIONER NEIL ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER McKAMEY FUND: _____

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

ROLL CALL 21 3

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

Administrative X _____ 12/5/88

Executive X _____ 12/7/88

COMMENTS: Budget _____

WAIVER OF RULES PASSED 12/19/88 ROLL CALL

000581

RESOLUTION NO. 18

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

THIS THE 19TH DAY OF DECEMBER, 1988.

RESOLUTION AUTHORIZING 35 M.P.H. ON ISLAND 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 19th day of December, 1988.

THAT a 35 mile per hour speed limit sign be placed on Island Road from Highway 37 to Harr Town Road. 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 19th day of December, 1988.

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

INTRODUCED BY COMMISSIONER Barger ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Nichols FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE x _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Executive _____
Administrative _____

COMMENTS: WAIVER OF RULES PASSED 12/19/88 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 10TH DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING SULLIVAN COUNTY ENTER INTO A GRANT AGREEMENT WITH THE UNITED STATES OF AMERICA

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 19th day of December, 1988,

THAT Sullivan County, Tennessee shall enter into a Grant Agreement with the United States of America, acting through the Federal Aviation Administration, for the purpose of obtaining federal funds to be used for: (1) Apron Rehabilitation - Phase II; (2) Energy Management System - Terminal; (3) Lighting Replacement - Terminal; (4) Passenger Loading Bridges (Jetways); (5) Land Reimbursement; and (6) Obstruction Clearing R/W 9; and gives the County Executive authority to sign the Grant Agreement(s) when it/they are offered.

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 19th day of December, 19 88.

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

INTRODUCED BY COMMISSIONER ANDERSON ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER JONES FUND: _____

COMMISSION ACTION: [aye] [nay] Absent
ROLL CALL 22 2
ICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

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

THIS THE 19TH DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING CONSTRUCTING BLOUNTVILLE SEWER LINES

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 19th day of December, 19 88,

THAT WHEREAS, the County Commission of Sullivan County appropriated the funds to run the major trunk lines to provide sewer service to the Government buildings in Blountville (Resolution # 4 on September 19, 1988) and;

WHEREAS, the Sullivan County Board of Public Utilities contracted the engineering firm of Dewberry and Davis to do a feasibility study on the project, and;

WHEREAS, the Board of Public Utilities in cooperation with the cities of Bristol, Johnson City, and Kingsport mutually approved policies which included the cost of treating the sewage for this project, as well as line extensions in subdivisions adjacent to these lines, and;

WHEREAS, Blountville is situated in the 201 area assigned to Bristol (Revised in 1978) and by comparison it is cost effective to go to Bristol, and Sullivan County has purchased space in their plant for this area, and;

WHEREAS, the Sullivan County Board of Public Utilities meeting in regular session on December 12, 1988 after weighing all factors involved, approved constructing the sewer lines to run to the Bristol Regional Plant.

NOW, THEREFORE, BE IT RESOLVED THAT, the Board of County Commissioners of Sullivan County, Tennessee, acting as the County Legislative Body of the County, approve the action of the Sullivan County Board of Public Utilities.

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19TH DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING STUDY OF PINEY FLATS SEWER LINE

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 19th day of December, 1988.

THAT WHEREAS, there is a great need for a major trunk line on highway 11-E in Piney Flats from the stop light back to ^{Whitehead Road} Slaughter Pin Road, and

WHEREAS, with widening of highway 11-E, this will be one of the most progressive areas of our county, and

WHEREAS, we have a policy with the City of Bristol to run sewer lines for the 300 plus potential users that will be effected by this line for \$2,000 tap-on fee, and \$2.90 per thousand gallon user fee, and

WHEREAS, the additional customers would lower the user rate for our Industrial Park, thus making it more enticing for future industrial prospects, and

WHEREAS, we could furnish sewers in the area in approximately 2 years, verses 5 years for Johnson City, thus preserving this area from annexation,

~~DELETE AND ADD AMENDMENT BELOW~~
~~NOW, THEREFORE, BE IT RESOLVED THAT, with the passing of this resolution we request the Sullivan County Board of Public Utilities do a feasibility study of the cost of running said lines and report back to this body as soon as possible.~~

AMENDED: MOTION BY COMM. MCKAMEY

BE IT FURTHER RESOLVED THAT, the money remaining in Capital Outlay Notes issued for the purpose of sewer lines and treatment facilities in Sullivan County, in the amount of \$800,000, be appropriated for this project.

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.

Duly passed and approved this 19th day of December, 1988.

ATTESTED:

APPROVED:

County Clerk _____ Date: _____

County Executive _____ Date: _____

INTRODUCED BY COMMISSIONER McKAMEY

ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER JONES

FUND: _____

| | | | | |
|--------------------|-----------|----------|----------|----------|
| COMMISSION ACTION: | Aye | Nay | Absent | Pass |
| ROLL CALL | <u>17</u> | <u>3</u> | <u>3</u> | <u>1</u> |

VOICE VOTE _____

| | | | |
|------------------|----------|---------------|------|
| COMMITTEE ACTION | APPROVED | / DISAPPROVED | DATE |
|------------------|----------|---------------|------|

BUDGET: _____

ADMINISTRATIVE: _____

EXECUTIVE: _____

COMMENTS: WAIVER OF RULES PASSED WITH AMENDMENT ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19TH DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING APPROPRIATE \$759.65 FOR PURCHASE OF TENNESSEE JURISPRUDENCE

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 19th day of December, 19 88.

THAT WHEREAS, payments on Miche's Tennessee Jurisprudence have been found to be in arrears in the amount of \$759.65, and

WHEREAS, this set of 29 volumes is valued at \$1,800.00 and the county has not paid for 10 of these volumes, and

WHEREAS, Judge Ladd has expressed a desire to keep these books for the county use and will inscribe "Property of Sullivan County" in each volume.

NOW, THEREFORE, BE IT RESOLVED THAT, the Sullivan County Commission appropriate \$759.65 out of unallocated funds to cover the deficit on the purchase of Tennessee Jurisprudence, blished by Miche.

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 19th day of December, 1988.

ATTESTED:

APPROVED:

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

INTRODUCED BY COMMISSIONER DeVault ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Icenhour FUND: _____

COMMISSION ACTION: [aye] [nay] Absent

ROLL CALL 20 _____ 4

V CE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19th DAY OF DECEMBER, 1988.

RESOLUTION AUTHORIZING APPROPRIATE \$15,000 FOR REAPPRAISAL

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 19th day of December, 1988.

THAT WHEREAS, the State Board of Equalization met in Nashville, December 15, 1988 and has required that Sullivan County, along with Davidson County and Knox County be reappraised and the reappraisal be completed by 1993, and

WHEREAS, three (3) additional employees are needed to start on the data information needed to complete the reappraisal.

NOW, THEREFORE, BE IT RESOLVED THAT, the Sullivan County Commission appropriates \$15,000 for the minimum salary for 3 employees for the period January 1, 1989 thru June 30, 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 19th day of December, 1988.

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

INTRODUCED BY COMMISSIONER Icenhour ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Ammons FUND: _____

COMMISSION ACTION: [aye] [nay] Pass Absent
ROLL CALL 20 1 1 2

VOICE VOTE _____
COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

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

THIS THE 19th DAY OF DECEMBER, 1988.

RESOLUTION AUTHORIZING APPROVAL OF NEW TRAVEL CLAIM SCHEDULE FOR 1989

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 19th day of December, 1988,

THAT The Sullivan County Commissioners approve a New Travel Claim Schedule, with the following provision, effective January 1, 1989.

THAT Claims for reimbursement of travel expenses should be submitted no later than thirty (30) days after completion of the travel. The travel claims should be submitted no later than Friday of the first week of the month, for processing by the Department of Accounts and Budgets. Claims submitted after this period must provide written explanation for delay.

NOW THEREFORE, attached is the New Claim Travel Expenses Schedule that is being submitted for your approval.

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 19th day of December, 1988.

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

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER MCKAMEY FUND: _____

COMMISSION ACTION: [aye] [nay] Absent
ROLL CALL 21 3
VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

and who upon oath acknowledged himself to be the _____
of Sullivan County, Tennessee, one of the within named bargainors,
a corporation, and that he, as such _____ being
authorized so to do, executed the foregoing instrument for the
purposes therein contained, by signing the name of Sullivan County,
Tennessee, a corporation, by himself as the _____ thereof.

Witness my hand and official seal at office in _____
Tennessee, this _____, 1988.

NOTARY PUBLIC

My commission expires: _____

STATE OF Tennessee
COUNTY OF Washington

Personally appeared before me, the undersigned authority, a
Notary Public in and for said State and County, the within named
_____, with whom I am personally acquainted, and
who upon oath acknowledged himself to be the Owner of Silverline
Communications Company one of the within named bargainors, a
Company and that he, as such the Owner being authorized so to
do, executed the foregoing instrument for the purposes therein
contained, by signing the name of Silverline Communications
Company, _____ by himself as the Owner, thereof.

Witness my hand and official seal at office in
this _____, 1988.

NOTARY PUBLIC

My commission expires: _____

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19th DAY OF DECEMBER, 1988.

RESOLUTION AUTHORIZING SULLIVAN COUNTY COMMISSIONERS TO REIMBURSE COUNTY FOR BUSINESS CARDS

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 19th day of December, 1988,

THAT the Sullivan County Commissioners who wish to reimburse the county for the business cards issued to them in October may pay for them by writing a personal check in the amount of ten (\$10.00) dollars. Said check should be made payable to Frances Harrell, Trustee.

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

INTRODUCED BY COMMISSIONER GROSECLOSE ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER FORTUNE FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WITHDRAWN 12/19/88

public place without complying with requirements of this contract, or the rights granted hereunder have been terminated, cancelled or have expired, Company shall promptly remove from the roads and public places all such property and poles of such system, other than any which the County may permit to be abandoned in place. In the event of such removal, Company shall promptly restore the road or other area from which such property has been removed to a condition satisfactory to the County. Any property of Company to be abandoned in place, shall be abandoned in such manner as the County may prescribe. Upon a permanent abandonment of the property of Company in place, Company shall submit to the County an instrument to be approved by the County, transferring to the County ownership of such property.

SECTION 14. TERMINATION: The rights granted hereunder to Company may be terminated prior to the date of expiration hereof by the County in the event the County shall have found, after notice to Company or its successor in interest, and after public hearing, that the grantee hereof has failed to comply with any material provision of this contract or has, by way of act of omission, materially violated any term or condition of this contract. Provided, however, that the County shall first give notice to Company or its successor in interest, of any alleged breach of this contract and demand that such breach be remedied. Company or its successor in interest shall, thereafter, have a period of sixty (60) days to remedy said breach to the satisfaction of the County. Provided, further, upon the failure or refusal of the Company to remedy the same within the said sixty (60) day period, the County, after notice and public hearing, shall have the right to declare the rights granted hereunder to be null and void and/or to pursue such other legal or equitable remedy as it shall see fit. In all cases involving termination or material modification of the rights granted hereunder, Company shall be afforded all due process of law.

SECTION 15. REIMBURSEMENT OF EXPENSES: Company shall pay to the County a sum of money sufficient to reimburse it for all

000803

expenses incurred by it in connection with the publication and passage of this contract and the rights granted to Company hereunder. Such payment shall be made by Company to County within thirty (30) days after County shall furnish Company with a written statement of such expense.

SECTION 16. SAVING CLAUSE: If any sentence, clause or sectional part of this contract is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections or parts of this contract. It being the declared intent of both the parties that this contract when adopted and having any illegal or invalid provision therein is not to be included herein.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be executed in duplicate originals by affixing of its corporate name and seal by its respective officials and for the purposes therein contained this the date and day first above written.

SULLIVAN COUNTY, TENNESSEE

ATTEST:

BY: _____

Silverline Communications Company

ATTEST:

BY: _____

STATE OF TENNESSEE
COUNTY OF SULLIVAN

Personally appeared before me, the undersigned authority, a Notary Public in and for said State and County, the within named _____, with whom I am personally acquainted,

required by the County by reason of the traffic conditions, public safety, freeway construction, change or establishment of road grade, installation of any utilities such as sewers, water pipes, power lines, or drains and any other types of structures or improvements by Governmental agencies when acting in a Governmental or proprietary capacity, or other structures of public improvement; provided, however, that the Company shall in all cases have the right and privileges subject to the obligations of this contract to abandon any property of the Company in place, and wherever located.

SECTION 9. JOINT USE OF POLES: The Company shall grant to the County free of expense joint use of any and all poles owned by it for any proper governmental purpose acceptable to the Company, insofar as it may be done without interfering with the free use and enjoyment of the Company's own wires and fixtures, and the County shall hold the Company harmless from any and all actions, causes of actions or damages caused by the placing of the County's wires or appurtenances upon the poles of the Company. Proper regard shall be given to all existing safety rules and regulations covering construction and maintenance in effect at the time of construction.

SECTION 10. INDEMNIFICATION OF COUNTY: The rights granted to the Company by virtue of this contract are upon the express condition that the Company hereby agrees to fully indemnify, protect and save the County harmless from and against all occurrences, arising directly or indirectly from the Company's operations pursuant to the rights herein granted, which shall or may result in bodily injury, disease, death, property damage, property loss or financial loss suffered by and any and all persons who may be in, on or about the premises when and where the Company's operations are being performed. The assumed liability of the Company shall not exceed its limits of liability insurance as required in subparagraph (a) and (b) hereinbelow. The Company shall furnish the County a Certificate of Insurance evidencing the following types of insurance coverage:

(a) Workmen's Compensation Insurance in conformity with the statutory requirements of the State of Tennessee.

(b) Comprehensive General Liability Insurance with bodily injury limits of not less than \$100,000.00 per person and \$300,000.00 each occurrence, with property damage limits of not less than \$50,000.00 shall be for each accident and \$200,000.00 for aggregate operations. Such insurance shall be placed with a good and reliable company and said Certificates of Insurance shall be furnished by the Company to the County concurrently with the acceptance of this contract. Such Certificate shall contain a clause providing that no insurance policies in force in accordance with the above requirements will be diminished or cancelled without ten (10) days prior written notice to the County.

SECTION 11. GROSS RECEIPTS PAYMENT: During the term of the rights granted hereunder and so long as the Company operates said system, Company shall pay to the County, at the time hereinafter specified, a sum equal to three (3%) percent of its annual Gross Receipts from the CATV system. Such payments by the Company to County shall be in lieu of any occupation tax, license tax or similar levy, and shall be paid on an annual basis. Company shall maintain an accurate record of such gross receipts earnings and it shall make payment to the County within ninety (90) days after the expiration of any calendar year during the term of the rights granted hereunder, together with a Certificate of Officer of the Company showing the Gross Receipts as defined herein.

SECTION 12. SUPERVISION AND INSPECTION: The County shall have the right to supervise all construction or installation work performed subject to the provisions of this contract and to make such inspection as it shall find necessary to insure compliance with governing ordinances.

SECTION 13. ABANDONMENT: In the event that the use of any part of the system is discontinued for any reason by the Company for a continuous period of twenty-four (24) months, or in the event such system or property has been installed in any road or

approval of locating poles by the Board or any of its designated officials or committees.

SECTION 5. FRANCHISE TERM: The rights granted to the Company hereinunder shall be non-exclusive and shall be for a period of fifteen (15) years from the date of the execution and acceptance of this contract unless sooner terminated by mutual agreement or as herein provided. The rights granted hereinunder to the Company shall be subject to renewal upon approval of the County, providing the Company shall notify the County not later than ninety (90) days prior to the end of the initial fifteen (15) year franchise period herein provided for of its intention to renew said contract and franchise.

SECTION 6. SYSTEM CONSTRUCTION: The Company's transmission and distribution system, poles, wires and appurtenances shall be located, erected and maintained so as not to endanger or interfere with the lives of persons or to interfere with new improvements the County may deem proper to make, or to unnecessarily hinder or obstruct the free use of roads, or other public property and removal of poles to avoid such interference will be at the Company's expense.

(a) All installations of equipment shall be of permanent nature, durable and installed in accordance with good engineering practices, and of sufficient height to comply with all existing State and Federal laws so as not to interfere in any manner with the right of the public or individual property owners and shall not interfere with travel and use of public places by the public and during the construction, repair or removal thereof shall not obstruct or impede traffic.

(b) No poles are to be erected upon roads or public grounds and no excavation of any type shall be done or cause to be done unless permission is first obtained in writing from the County or one of its designated officials.

(c) In the event that a change is made in the grade of any road, alley or public grounds by authority of the

County which shall necessitate the removal of any poles, wires, transmission and distribution lines to conform to the change of grade, the Company shall make the necessary changes in its lines at its own expense, upon due notice from the Board or one of its designated officials.

(d) In the maintenance and operation of its CATV system in the roads, alleys and other public places, and in the course of any new construction or addition to its facilities, the Company shall proceed so as to cause the least possible inconvenience to the general public; any opening or obstruction in the roads or other public places made by Company in the course of its operations shall be guarded and protected at all times by the placement of adequate barriers, fences or boardings, the bounds of which, during periods of dusk and darkness, shall be clearly designated by red warning lights.

(e) All work in any way necessitated by the business of the Company which may involve the opening, breaking up or tearing up of a portion of a road, sidewalk or other part of any County-owned or County-controlled property shall, at the option of the County, be done by the County at the expense of the Company.

(f) Company shall save the County harmless against all loss or damage to any person or property caused by the construction, laying, maintenance or operation of any of its lines or other undertakings under the authority of this contract.

(g) Construction shall begin by Company not later than one (1) year from the date of franchise adoption.

SECTION 7. PROHIBITED TRANSACTION: The Company shall not engage in the business of selling television sets nor shall the Company engage in the servicing of said sets.

SECTION 8. REMOVAL OF PROPERTY: The Company shall at its own expense, protect, support, temporarily disconnect, relocate on any road or public place any property of the Company when

FRANCHISE

000536

THIS FRANCHISE AND AGREEMENT made and entered into on this the ____ day of _____, 1988, by and between SULLIVAN COUNTY, TENNESSEE, a political sub-division of the State of Tennessee, hereinafter designated as the County, and Silverline Communications Company its successors and assigns, having its principal address and place of business at P.O. Box 1127, Johnson City, TN 37605 hereinafter designated as the Company;

WITNESSETH:

The County insofar as it may legally do so under any authority expressed, implied, now given, or hereinafter given, does exclusively franchise and license the Company to construct a community antenna television system in Sullivan County, Tennessee. The franchise and license to run for a term of fifteen (15) years with the right to renew upon written notice for an additional ten (10) year period.

Provided, however, the aforesaid franchise and license is granted subject to the following conditions, considerations, terms and mutual agreements, to-wit:

SECTION 1. DEFINITION: For the purposes of this contract unless otherwise expressly used, the following terms shall have the meanings herein respectively indicated:

(a) The term "COUNTY" shall mean the County of Sullivan.

(b) The term "BOARD" shall mean the Board of County Commissioners of Sullivan County, Tennessee.

(c) The term "ROAD" shall mean any road, alley, public way and public place as now laid out, whether open or unopened, dedicated to public use and all extensions or additions thereto as may now or hereafter be made.

(d) The term "GROSS RECEIPTS" shall mean all revenues of the Company derived from the cable system in the areas franchised hereunder.

(d) The term "COMPANY" shall mean the franchised person, Silverline Communications Co. with principal place of business

at P.O. Box 1127, Johnson City, TN 37605 which is the Company under this contract.

(f) "PERSON" is any person, firm, partnership, association, corporation, company or organization of any kind.

SECTION 2. GRANT OF FRANCHISE: It is hereby granted to the Company from the acceptance and execution of this contract, as hereinafter prescribed, right and authority to construct, erect, operate and maintain buildings, cables, wiring, machinery and transmission apparatus within the County limits, and which said buildings, cables, wiring, machinery and transmission apparatus may or shall become necessary in the reception and distribution of television and radio signals and other electronic impulses for the use of the citizens of the hereinabove described communities and areas on, over or along or under (by way of underground conduit) the roads of the County and also to repair, replace and extend the same and to do all other matter of things necessary to or incidental to such business, subject always to the terms and provisions of this contract.

SECTION 3. COMPLIANCE WITH REGULATIONS AND LAWS: The Company shall be permitted to extend its poles, wires, transmission lines, distribution lines and service lines and to give service to the County and its inhabitants in accordance with the terms of this contract any and all other rules and regulations as the same may be amended from time to time of the Federal Communications Commission, the State of Tennessee, United States of America, or the Board. All such installations shall comply with the safety and construction standards of the National Electric Code.

SECTION 4. POLE ATTACHMENTS: There is further granted to the Company the right, privilege and authority to lease, rent or in other manner obtain the use of towers, poles, lines, cables and other equipment and facilities from any and all holders of public licenses and franchises within the geographical boundaries of the County. The Company shall have the right to erect and maintain its own poles as may be necessary for the proper construction and maintenance of the television distribution system with the

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19th DAY OF DECEMBER, 1988.

RESOLUTION AUTHORIZING NON-EXCLUSIVE CABLE FRANCHISE FOR SILVERLINE CABLE COMPANY

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 19th day of December, 1988.

THAT the Sullivan County Board of Commissioner approve a non-exclusive cable franchise for Silverline Cable Company.

BE IT FURTHER RESOLVED THAT, a copy of said franchise be attached to this resolution and made part of this resolution as quoted verbatim.

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 19th day of December, 1988.

ATTESTED:

APPROVED:

County Clerk Date: _____

County Executive Date: _____

INTRODUCED BY COMMISSIONER Russin ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Childress FUND: _____

COMMISSION ACTION: [aye] [nay] Absent
ROLL CALL 22 2
VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Executive X _____ 12/7/88

COMMENTS: WAIVER OF RULES PASSED 12/19/88 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19TH DAY OF DECEMBER, 19 88.
RESOLUTION AUTHORIZING 25 M.P.H. ON SOUTH END OF SUMMERVILLE ROAD

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 19th day of December, 19 88.
THAT 25 mile per hour speed limit signs be placed on the South-End of Summerville Road. 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 19th day of December, 19 88.

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

INTRODUCED BY COMMISSIONER Russin 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 12/18/88 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 19TH DAY OF DECEMBER, 19 88.

RESOLUTION AUTHORIZING SULLIVAN COUNTY COURTS EXPEDITE CASE ON EATON 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 19th day of December, 19 88.

THAT WHEREAS, due to the extreme seriousness of the situation in Bethal Drive due to toxic infiltrating water and due to the apparant disability of the Sullivan County Commission to the countys' right-of-way on Eaton Road over which water lines need to be laid because of a disagreement with adjacent property owners.

NOW, THEREFORE, BE IT RESOLVED THAT, the Sullivan County Commission respectfully request the Sullivan County Courts to expedite the court case.

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 19th day of December, 19 88.

ATTESTED:

APPROVED:

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

INTRODUCED BY COMMISSIONER Nichols ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Barger FUND: _____

COMMISSION ACTION: [aye] [nay]

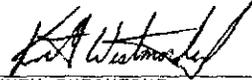
ROLL CALL _____

VOICE VOTE x _____

| COMMITTEE ACTION: | APPROVED | DISAPPROVED | DATE |
|-------------------|----------|-------------|-------|
| _____ | _____ | _____ | _____ |

COMMENTS: WAIVER OF RULES PASSED 12/19/88 2/3 Voice Vote

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET AGAIN
IN REGULAR SESSION, JANUARY 19, 1989.



COUNTY EXECUTIVE

REZONING REQUESTS

December 19, 1988

1. Consider a request by J. C. Faw and Don Shepherd to rezone a tract of land located on the west side of Fort Henry Drive adjacent to Wendy's Restaurant from R-1 Residential to B-4 Business. Map No. 9/88-5 PASSED 12/19/88 2/3 Voice Vote
2. Consider a request by James A. Kelly to rezone a tract of land located on the north side of Bloomingdale Pike at its intersection with Brooklawn Drive from R-1 Residential to B-3 Business. Map No. 9/88-10 Passed 12/19/88 2/3 Voice Vote
3. Consider a request by Nannie M. Pendleton to rezone a tract of land located on McGregor Road at its intersection with Gravely Road from R-1 Residential to R-2 Residential. Map No. 9/88-16 PASSED 12/19/88 2/3 Voice Vote
4. Consider a request by Helen Gilliard and Michael Boggs to rezone a tract of land located on the north side of Gramby Road adjacent to U. S. Highway 23 from R-1 Residential to R-2 Residential. Map No. 10/88-1 PASSED 12/19/88 2/3 Voice Vote
5. Consider a request to rezone a tract of land on the east side of Hemlock Park Road approximately 600 feet north of the Clinchfield Railroad from R-3A Residential to R-1 Residential. Map No. 10/88-3 Passed as per Planning Commission recommendations
12/19/88 ROLL CALL
6. Consider a request to rezone a tract of land located on the south side of Edens Ridge Road approximately 300 feet east of Old Stage Road from R-3 Residential to R-1 Residential. Map No. 10/88-5
7. Consider a request by Stewart Ferguson and Lynn E. Lawson to rezone a tract of land located in Bloomingdale at the east end of Mustang Drive from R-3A Residential to R-3 Residential. Map No. 10/88-6. PASSED 12/19/88 2/3 Voice Vote
8. Consider a request by David Crockett to rezone a tract of land on Volunteer Parkway adjacent to the Bristol race track from B-3 Business to M-1 Manufacturing. Map No. 10/88-9
PASSED 12/19/88 2/3 Voice Vote
9. Consider a request by Janet Bailey to rezone a tract of land located on the north side of State Route 126 approximately 200 feet west of Wembeck Road from R-1 Residential to R-2A Residential. Map No. 10/88-10 PASSED 12/19/88 2/3 Voice Vote
10. Consider an amendment to Article V of the Sullivan County Zoning Ordinance limiting the sale of alcoholic beverages to no closer than 300 feet to any residence. (See amendment)
PASSED 12/19/88 ROLL CALL

AYE 22 NAY 0 ABSENT 2

AMENDMENT TO ARTICLE V

Add Subsection 509. Alcoholic Beverages

509. Alcoholic Beverages. The retail sale of beverages having an alcoholic content of less than 5 percent by weight and the retail sale of beverages having an alcoholic content of more than 5 percent by weight and requiring for the sale a license issued by the Tennessee Alcohol Beverages Commission shall not be permitted within 300 feet of a residential dwelling, church, school or other places of public gathering, measured from building to building, when the owner of any of the above appears in person before the county beverage board and objects to the issuance of said license.

PASSED 12/19/88 ROLL CALL AYE 22 Nay 0 Absent 2

REZONING REQUESTS (CONTINUED)

December 19, 1988

11. Consider a request by Wanda Mae Hanson to rezone a tract of land located on Summerville opposite its intersection with Easy Street from R-1 Residential to R-2 Residential. Map No. 10/88-2 FAILED 12/19/88 Roll Call
12. Consider a request by Ernest Thomas to rezone a tract of land located on the south side of State Route 126 near its intersection with Ellis Road from R-1 Residential to R-2 Residential. Map No. 10/88-8.
FAILED 12/29/88 ROLL CALL

The planning commission sent letters to adjacent land owners on each of the requests listed above. Those who were interested were allowed to speak for or against each request. Requests 1 through 10 were approved by the planning Commission. Requests 11 and 12 were denied by the planning commission, however, petitioners are appealing the planning commission decision to county commission. Although requests 4 and 5 were opposed by adjacent landowners, the planning commission felt they should be rezoned as requested.