

MARCH 19, 1990

MONDAY MORNING, MARCH 19, 1990

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT FOR A REGULAR  
SESSION OF COUNTY COMMISSIONERS IN SESSION THIS MONDAY MORNING, MARCH 19,  
1990, 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  
SAID COUNTY, TO WITNESS:

COMMISSIONERS PRESENT AND ANSWERING ROLL CALL:

AMMONS, ANDERSON, ARRINGTON, BARGER, BLALOCK, CARROLL, CHILDRESS,  
DEVAULT, FERGUSON, FORTUNE, GROSECLOSE, ICENHOUR, JONES, KING, MCCONNELL,  
MCKAMEY, MILHORN, MORRELL, NEIL, NICHOLS, ROCKETT AND THOMAS.

ABSENT: RUSSIN

## SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

March 19, 1990

Consider the following:

Motion by: (A) File # 11/89-A A request by Mongle Property Subdivision to rezone the property described below from A-1 to R-1:  
 Comm. Icenhour  
 Seconded by: TO APPROVE: PASSED 3/19/90 Roll Call  
 Comm. McConnell Being a tract of land lying at the intersection of Buncombe Road and State Route 37 and further described as Parcel 68, Map 66 of the Sullivan County Tax Maps and also known as the Mongle Property Subdivision and consisting of 67 lots and 195.4963+ acres.

The Planning Commission took the following action:

Mongle Property Subdivision. A plat of the Mongle Property Subdivision was presented by Mr. Joe Wilson for preliminary and "tentative" approval. The subdivision contains 67 lots in 195.49 acres located on State Route 37 and Buncombe Road adjacent to the Tri-City Golf Course, Fifth Civil District, owned by the Mongle Heirs, and surveyed by Joe G. McCoy III. Mr. Wilson stated that the subdivision is scheduled to be offered for sale at public auction on November 4, 1989. After review of the plat, and on a motion by Paty, seconded by Nichols, the commission voted unanimously to grant preliminary and "tentative" approval to the Mongle Property Subdivision subject to five stipulations as follows:

- (1) The owner shall dedicate a permanent easement, approved by the planning commission, running from Buncombe Road, to be shown on the final plat for public access to an existing cave located at the southern end of the property (approximate tract 55) to facilitate maintenance of existing surface water drainage as deemed necessary by county authorities.
- (2) The owner shall note on the final plat that lots number 50 through 64 may be subject to periodic flooding and that structures erected on these lots should be constructed utilizing the best available flood information, and that the lowest floor of all new buildings shall be built at least one foot above the established one percent probability (100 year) flood elevation as determined by competent authority.
- (3) The owner shall note on the final plat the location and type of all known structures or sites such as water wells, fuel storage tanks, solid waste landfill, and the like, that are located on the property below ground level.
- (4) The owner shall note on the preliminary plat that the Sullivan County Planning Commission has considered development of the Mongle Property Subdivision, and adjacent areas, and has tentatively agreed that the subdivision is best suited for development as an R-1 (Low Density) Residential area, and should be considered for future rezoning to facilitate low density residential development.
- (5) The owner, or his agents, shall make a public announcement at the time of the auction of the Mongle property disclosing the present zoning classification of all lots within the subdivision.

Motion by: (B) File # 1/90-1 A request by Mildred Mize to rezone the property described below from  
 Comm. Ammons R-1 to PMD : TO APPROVE PASSED 3/19/90 ROLL CALL  
 Second by:  
 Com. DeVault

Being a tract of land lying on the east side of Taylor Road and further described as that part of Parcel 171, Map 135 of the Sullivan County Tax Maps lying west of a line starting at the southwestern corner of Parcel 173.01, Map 135 of the Sullivan County Tax Maps and extending in a straight line to the northwestern corner of Parcel 170, Map 135 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/90-1, Mildred Mize Request. Mr. Ken Rosa, representing the property owners, presented a request to rezone a tract of land located on the north side of Taylor Road from R-1 to PMD for the location of a wholesale warehouse. Staff noted that the site had excellent access to U. S. Highway 11-E and recommended that the request be approved. No one was present to oppose the request and on a motion by Russin, seconded by Guthrie, the request was unanimously approved by the commission.

MOTION BY: (C) File # 1/90-2 A request by Harold McCrosky to rezone the property described below  
 Comm. Morrell from A-1 to M-1 :  
 Second by: TO APPROVE PASSED 3/19/90 ROLL CALL  
 Comm. Thomas Being a tract of land lying at the intersection of U. S. 421 Bypass and Old Jonesboro Road and further described as Parcel 66, Map 38 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/90-2, Harold McCrosky Request. Mr. McCrosky presented a request to rezone a tract of land located at the intersection of U. S. Highway 421 Bypass and the Old Jonesboro Road from A-1 to M-1 to permit the location of a light manufacturing development. Staff noted that the site is adjacent to an existing M-1 zone. The site is located below the road level and access is off of Old Jonesboro Road. Staff recommendation was for approval of this request. On a motion by Nichols and a second by Barger, the commission unanimously approved this request.

Motion by: (D) File # 1/90-4 A request by H. M. Trayer to rezone the property described below from  
 C. m. Morrell A-1 to B-4 :  
 Second by: TO APPROVE PASSED 3/19/90 ROLL CALL  
 Comm. Thomas Being a tract of land lying between U. S. Highway 11-W and Interstate 81 and further described as Parcel 182, Map 19 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/90-4, H. M. Trayer Request. No one was present to represent the owner. The request was to rezone a tract of land located on the north side of U. S. Highway 11-W from A-1 to B-4 to permit the location of a motel. Staff noted that the property was located between U. S. 11-W and Interstate 81, and that the property had excellent highway access. Staff's recommendation was for approval for the request. No opposition to the request was heard. On a motion by Brumit, seconded by Barger, the commission voted unanimously to approve the request.

Motion by: (E) File # 1/90-7 A request by Robert H. Paris to rezone the property described below  
 Comm. Morrell from R-1 to B-3: TO APPROVE PASSED 3/19/90 ROLL CALL  
 Second by:  
 Comm. Thomas Being a tract of land lying at the intersection of State Route 36 and Circle Drive and further described as Parcel 13, Group 'A', Map 121-B of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/90-7, Robert H. Paris Request. Mr. Paris presented a request to rezone a tract of land located at the intersection of State Route 36 and Circle Drive from R-1 to B-3 to permit the location of commercial development. Staff noted that the site was located on the main highway and adjacent to an existing B-3 Business zone. Staff's recommendation was for approval of the request. On a motion by Russin, seconded by Guthrie the commission voted unanimously to approve the request.

MOTION BY:  
 Comm. Morrell (F)  
 SECOND BY:  
 Comm. Thomas

Amendment: TO APPROVE PASSED 3/19/90 ROLL CALL  
 PROPOSED AMENDMENT

TO

# THE SULLIVAN COUNTY TENNESSEE ZONING RESOLUTION

February 19, 1990

Pursuant to authority granted by Sections 13-7-101 through Section 13-7-115 Tennessee Code Annotated, the Sullivan County Regional Planning Commission hereby submits to the Sullivan County Board of Commissioners the following proposed amendments to the Sullivan County Tennessee Zoning Resolution:

- (1) Delete existing Section 209. in its entirety.
- (2) Delete existing Section 243. in its entirety and insert new Section 243. to read as follows: "Sign. Any device, structure, placard, surface, or fabric using graphics, letters, symbols, pictures, or sculptured matter designed to convey information visually and exposed to public view from the outside."
- (3) Insert new Section 244. to read as follows: "Sign Area. The area of a freestanding sign shall be the area of the smallest rectangle which encloses the sign and its cabinet, if any. For a sign with two parallel faces, only the area of a single face shall be considered. If the faces of a multiple-faced sign are not parallel, then the total sign area shall be the sum of the areas of the individual, non-parallel faces."
- (4) Insert new Section 245. to read as follows: "Sign Height. The height of a freestanding sign shall be the vertical distance from the highest point of the sign to either the surface grade at the base of the sign, or the surface grade of the nearest adjacent street granting access to the property upon which the sign is located, whichever is higher."
- (5) Insert new Section 246. to read as follows: "Sign, Business. A sign which advertises the name, logo, slogan, prices, products, or services offered by the business or activity on the premises."
- (6) Insert new Section 247. to read as follows: "Sign, Freestanding. A business sign supported upon the ground by poles or braces and not attached to any building."

- (7) Insert new Section 248. to read as follows: "Sign, Government. Any temporary or permanent sign erected and maintained by the city, county, state, or federal government for traffic direction or for designation of, direction to, or announcement of activities at any school, hospital, historic site, or other public property or facility. This definition shall also include signs giving necessary traffic information or warning, such as railroad signs or temporary traffic signs erected by contractors working within or adjacent to a public street."
- (8) Insert new Section 249. to read as follows: "Sign, Off-Premise Advertising. A sign or structure directing attention to a business, product, service, or entertainment which is not conducted, sold, or offered on the premises where the sign is located, or is a minor and incidental activity upon the premises where the sign is located. An off-premise advertising sign is deemed to constitute a principal structure or use."
- (9) Insert new Section 250. to read as follows: "Sign, Portable. Any sign designed to be moved easily and not permanently attached to the ground or to a structure or building."
- (10) Insert new Section 251. to read as follows: "Sign, Unsafe. Any sign or structure or appurtenance which, in the opinion of the Sullivan County Building Commissioner, poses an imminent or potential threat to the public health or safety, whether personal or property."
- (11) Insert new Section 252. to read as follows: "Sign Maintenance, Customary. The replacement of a sign face or stringers, but not the replacement of any pole, post, or support structure."
- (12) Delete existing Section 404. in its entirety and insert new Section 404. to read as follows: "One Principal Building on a Lot. Only one principal building and its customary accessory buildings or, where permitted, one structure containing an off-premise advertising sign may hereafter be erected on any lot unless the second or additional buildings meet all of the requirements of the district in which it is located."
- (13) Insert the word, "structure", immediately following the word "building", in the first sentence of existing Section 501.3.
- (14) Delete existing Section 608.13 in its entirety.
- (15) Delete existing Section 608.14 in its entirety.
- (16) Delete existing Section 609.16 in its entirety.

- (17) Insert new Article VII, Sign Regulations to read as follows:

**\*ARTICLE VII  
SIGN REGULATIONS**

The purpose of this Article is to provide a comprehensive system of sign regulation which will promote the best development of Sullivan County through the establishment of regulations which regulate the type, placement, and size of signs and other graphic devices within the county; protect and enhance the scenic beauty of the natural environment in the county; emphasize the assets of community appearance and high environmental quality in promoting industrial recruitment and economic development; promote the public health, safety, and welfare by prohibiting improperly designed or located signs which could distract, confuse, mislead, or obstruct vision; ensure safe construction and maintenance of signs; protect and enhance public and private property; ensure equity in the distribution of the privilege of using the public visual environment to communicate private information; and improve the appearance of the county's business areas, especially along major thoroughfares.

**701. Permits.**

701.1. Permit required. No freestanding, portable or off-premise advertising sign shall be erected, replaced, reconstructed, expanded, or relocated without first securing a building permit from the Sullivan County Building Commissioner. No permit shall be required for customary maintenance or a change of copy on a sign, the customary use of which involves frequent and periodic changes of copy, e.g., reader boards with changeable letters, movie theater marquees, and service station price signs. Other signs do not require a permit, but shall conform to applicable regulations of this article.

701.2. Revocation of permits. The Sullivan County Building Commissioner is hereby authorized and empowered to revoke any permit upon failure of the holder to comply with any provision of this resolution or with the terms of the permit at the time of its issuance.

701.3. Inspection of signs. At any time deemed necessary, the Sullivan County Building Commissioner, or designee, may inspect each sign regulated by this Article to ensure that such sign conforms to this Article and to all other resolutions of the county.

701.4. Permit fees. The fee for signs requiring permits shall be \$25.00 per sign.

**702. Prohibited signs.** The following signs shall be prohibited in all zoning districts:

702.1. Any unsafe sign. If the Building Commissioner shall find that any sign is unsafe or insecure, or is a menace to the public, or has been constructed or erected or is being maintained in violation of the provisions of this resolution, he shall give written notice to the owner of the sign and/or of the property and/or the architect, builder, contractor, or agent for both or either requiring the sign to be made safe and secure or to be removed. If the sign is not removed or altered so as to render it safe and secure, the Building Commissioner shall proceed with action as provided by law. The Building Commissioner may cause any sign which is an immediate danger to persons or property to be removed immediately and without notice.

702.2. Any sign located within, upon, or over the public right-of-way, except government signs, and special event banners in the B-2 District.

702.3. Any sign located on a tree, telephone pole, power pole, or street light pole, except special event banners in the B-2 (Central Business) District.

702.4. Any sign which contains flashing or intermittent red, blue, green, or amber illumination.

702.5. Illuminated signs within one hundred (100) feet of a residential district, unless the illumination is designed so as not to shine or reflect light onto the residential district.

702.6. Any sign which constitutes a traffic hazard. No sign or revolving beam or beacon of light shall be erected at any location where by reason of the position, shape, color, type, or illumination or reflectance it may interfere with, obstruct the view of, or be confused with any authorized traffic sign, signal, or devise. Any such sign shall be removed immediately at the direction of the Building Commissioner.

703. Regulations for A-1 and B-1 Zoning Districts.

703.1. Permitted signs. For permitted uses, the following regulations shall apply:

703.11. Freestanding Sign. One (1) freestanding sign for each street frontage granting access to the premises. Maximum height of each such freestanding sign shall be fifteen (15) feet. Maximum area of each such sign shall be thirty-two (32) square feet. No such sign shall be permitted which does not meet the required ten (10) foot setback from any property line or public right-of-way.

703.12. Portable Sign. One (1) portable sign provided it has no flashing lights and is located at least 10 feet off the right-of-way and does not obstruct vision to vehicular traffic.

703.2. No sign shall have or consist of any rotating, revolving, or otherwise moving part. No sign shall be animated.

703.3. No sign shall advertise a product, service, or other business not situated on the same premises.

704. Regulations for B-2 Zoning District.

704.1. Permitted signs. For permitted uses, the following regulations shall apply:

704.11. Freestanding Sign. One (1) freestanding sign for each street frontage granting access to the premises shall be permitted. Maximum height of each such freestanding sign shall be twenty-five (25) feet. Maximum area of each such sign shall be thirty-two (32) square feet. No such sign shall be permitted which does not meet the required ten (10) foot setback from any property line or public right-of-way.

704.2. Animated signs, blinking signs, conventional motion picture theater signs, or lighted marquee signs are permitted in the B-2 (Central Business) District.

705. Regulations for B-3, B-4, SC, PB, PR/B, M-1, M-2 and PM Zoning Districts.

705.1. Permitted signs. For permitted uses, the following regulations shall apply:

705.11. Freestanding Sign. Each parcel in a B-3, B-4, M-1 or M-2 District or each shopping center in the SC District, or each planned business, planned residential/business, or planned manufacturing development in a planned

development district shall be permitted one or more freestanding signs under the following conditions:

705.111. Number of signs. A parcel (in B-3, B-4, M-1, M-2) or a center (in SC) or a planned business, planned residential/business, or planned manufacturing development (in a planned development district) is permitted one (1) freestanding sign per street frontage granting access to the parcel, center or planned development. If the length of a single street frontage is greater than four hundred (400) feet, the parcel, center, or planned development shall be permitted a second freestanding sign along that frontage. In computing the allowable number of signs for parcels with more than one qualifying frontage, each frontage shall be considered separately. If a planned development, shopping center or parcel is divided by a street, then only one side of the street is to be used to compute frontage length.

705.112. Height. The maximum height of each freestanding sign shall be determined by its setback distance from the adjoining qualifying street, according to the following table:

<u>Setback Distance</u>	<u>Maximum Height</u>
10 ft. to 25 ft.	20 ft. plus setback (in ft.)
25 ft. or greater	45 ft.

705.113. Sign area. The maximum area of each freestanding sign shall be determined by its setback distance from the adjoining qualifying street, according to the following table:

<u>Setback Distance</u>	<u>Maximum Area</u>
10 ft. to 45 ft.	2 ft. x (setback - 10 ft.) + 100 sq. ft.
45 ft. or greater	250 sq. ft.

705.12. Portable Sign. One (1) portable sign provided it has no flashing lights and is located at least 10 feet off the right-of-way and does not obstruct vision to vehicular traffic.

705.13. Off-premise Advertising Sign. One (1) off-premise advertising sign per parcel is permitted in a B-3, B-4, M-1 or M-2 District that fronts on a portion of the National System of Interstate Highways or on an arterial street as specified on the Zoning Map of Sullivan County, Tennessee. The following regulations shall govern the placement of all off-premise advertising signs:

705.131. Off premise advertising signs shall conform to the Rules and Regulations for the Control of Outdoor Advertising, Tennessee Department of Transportation, dated March 13, 1989 and any subsequent amendments thereto.

705.132. In addition to requirements of the Tennessee Department of Transportation as referenced in Section 705.131, a sign shall be no closer than five hundred (500) feet to any residential district or one thousand (1000) feet to any historical district, or historical site listed in the National Register of Historical Sites and Places.



706. Abandoned Nonconforming Sign. Any sign advertising a discontinued use, occupant, product or service after a period of two (2) years shall not be reestablished or changed in any way not in conformity with provisions of this resolution.

707. Other Signs. Any proposed freestanding sign not addressed by the preceding provisions of this article shall conform to the requirements of Section 703.11.

708. Signs Permitted on Review. Special signs may be permitted on review by the planning commission, provided however that no permit may be issued except with the written approval of the planning commission and subject to such conditions as the planning commission may require to preserve and protect the character of the district in which the proposed sign is to be located."

NOTE: The entire zoning resolution will be renumbered sequentially to account for deletion of existing sections of the resolution and addition of proposed new amendments.

COUNTY OF SULLIVAN

0421

## Election of Notaries

Judith B. Ainsco

Dinah J. Johnson

Everett A. Wyrick

Cathy R. Baker

Dora Anna Johnson

Jeffrey L. Coppinger

Ellen S. Belcher

Mary E. Jones

Leslie A. Coppinger

Kathy Bellamy

Claudette P. Keener

Robert Stanley Bowers

Trina P. Keller

J. N. Bragg

Sherry C. Kestner

Sheila G. Brown

Charlene D. Knicely

F. J. Brownell, III

Marcella Knox

Betsy S. Brumet

Michael J. LaGuardia

Betty Lou Carrier

Gladys W. Lawson

Beth Carter

Margie S. McKinney

Darlene Clendenin

Judith G. McMurray

James E. Cross

Barbara A. Medley

Suzanne Crusenberry

Morgan W. Morris

Terry M. Cumbow

Angela P. Murray

Leona S. Dickens

Phyllis S. O'Dell

Frank B. Dodson

Donna S. Pilgrim

Ruth Ola Dotson

Wanda R. Roberts

Sharon E. Duncan

Ava D. Rockett

Reba Y. Dunlap

Randy Steadman

Allen T. Felty

Keith H. Steere

Earl Forrester

Elsie G. Strickland

Susan T. Gamble

Darlene S. Taylor

Georgia Georgiou

Joan C. Templeton

Virginia H. Graves

Mary Victoria Toncray

Wm. F. Hamilton, Sr.

Sylvia Wade

Julie B. Holt

Donald Eugene White

Louis D. Hyde

John M. Wolford

(Upon motion made by Commissioner Morrell and seconded by Comm. Thomas, the persons whose names appear on this list were elect as Notary Public for a period four years by roll call vote or the Commissioners.)

ELECTION OF  
COMMISSIONER TO  
FILL VACANCY IN  
6TH MAGISTERIAL DISTRICT

NOMINATIONS WERE: FRED ELDRETH  
ERNEST WITHE  
JAMES W. MOODY, JR.  
CARL KRELL

Carl Krell removed his name from nomination, and upon roll call, each Commissioner gave the name of the person of their choice. Fred Eldreth was elected to fill the vacancy until the next general election.

OATH OF OFFICE.

I, Fred Eldreth, DO SOLEMNLY SWEAR THAT I  
WILL PERFORM WITH FIDELITY, THE DUTIES OF COUNTY COMMISSIONER FOR SULLIVAN  
COUNTY, WHICH I HAVE BEEN ELECTED AND ABOUT TO ASSUME.

Fred Eldreth  
COUNTY COMMISSIONER

SUBSCRIBED AND SWORN TO BEFORE ME THIS 19th DAY OF MARCH, 1990.

Gay B. Feathers  
GAY-B. FEATHERS, COUNTY CLERK

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE  
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION  
THIS THE 22nd DAY OF May, 1989.

RESOLUTION AUTHORIZING REGULATIONS FOR THE COLLECTION AND STORAGE OF  
GARBAGE, LITTER, REFUSE, AND RUBBISH

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 Adjourned Session on the 22nd day  
of May, 1989,

THAT WHEREAS, Tennessee Code Annotated, Section 39-3-1010,  
authorizes counties to imposed regulations upon the collection  
and storage of garbage, litter, refuse and rubbish, and

WHEREAS, the citizens of Sullivan County are desirous of  
improving the environment and reducing the risks to human and  
animal health posed by the unregulated collection of garbage,  
litter, refuse and rubbish on the private property within the  
county;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commis-  
sioners of Sullivan County, Tennessee, that the following  
regulations are adopted:

REGULATION 1. DEFINITIONS: As used in this Resolution  
and the Regulations contained therein, the following words have  
the following meanings:

(a) garbage means food waster, animal waste, dead or de-  
composing animal matter, and dead or decomposing vegetable mat-  
ter, and any dead or decaying or decomposing matter whether or  
not it originally constituted human or animal food.

(b) litter means trash, rubbish, wastepaper, or garbage  
lying or scattered about.

(c) rubbish means useless, rejected, or abandoned waste,  
waster matter, trash, and junk including discarded building ma-  
terials, discarded household appliances, discarded kitchen and  
bathroom fixtures, discarded furniture and discarded heating  
and cooling equipment.

(d) junk means rubbish and wasted or discarded items and includes but is not limited to junk motor vehicles. The terms shall not include items held for sale in a business establishment which holds a valid Tennessee business license.

(e) junk motor vehicle means any automobile, motor vehicle, or farm tractor or other self-propelled farm implement, or the metal scraps and remains of the foregoing items, which are unlicensed and incapable of being operated and which it would not be economically practical to make operative and which are not fully placed or located within and fully surrounded by a substantial and durable building. The terms shall not include items on the premises of establishments constituting automobile graveyards within the meaning of Tennessee Code Annotated, Section 54-20-201, et seq., or establishments having facilities for processing scrap metal.

(f) refuse means all items constituting garbage, litter, and rubbish.

(g) "discarded" means not in current use.

REGULATION 2. The county <sup>Commissioner</sup> ~~executive~~ shall designate an existing county officer or employee or shall employ a person to enforce the provisions of these Regulations. The person designated or employed by the county executive to enforce these Regulations shall be compensated for these duties in an amount to be determined by the county <sup>Commissioner</sup> ~~executive~~ within the amount of funds appropriated for such purpose from the county general funds.

REGULATION 3. No owner, occupant, or resident of any real property shall permit or allow garbage, litter, rubbish, or refuse to accumulate upon such real property to the extent that it endangers the health, safety, or welfare of the inhabitants of Sullivan County as hereinafter set out.

REGULATION 4. The owner, occupant, or resident of real property where refuse accumulates or has accumulated or is likely to accumulate in violation of these Regulations shall take appropriate measures to gather up or otherwise collect the refuse.

REGULATION 5. Collection of the refuse in accordance with these Regulations shall be accomplished in a manner and at a time so that it does not further endanger the inhabitants of the county. Collection of such refuse shall be accomplished so that it does not spill over, blow over, or in any way transfer to neighboring property.

REGULATION 6. Collection of refuse in accordance with these Regulations shall include the transfer of the refuse to an appropriate place for lawful disposal, in a manner and at a time that does not further endanger the inhabitants of the county.

REGULATION 7.

(a) During or after the collection of refuse in accordance with these Regulations, if it becomes necessary to store the refuse while it awaits transfer or further collection, the refuse shall be stored in a lawful manner consistent with the nature of the refuse that does not further endanger the inhabitants of the county. Garbage and litter shall be stored in closed containers of a sturdy and durable nature so that leakage and spillage is avoided. Solid rubbish shall be stored in a safe manner so that it does not pose a danger to persons or animals.

(b) Discarded refuse shall be removed or screened from the public view and securely enclosed so as to prevent children and members of the general public from gaining access to it.

REGULATION 8. When the designated County officer determines that a violation of these Regulations exists, he shall provide notice to the owner of the property upon which the condition creating the violation is located to remedy the condition immediately so as to avoid the County incurring the expense of correcting the condition. The notice shall be served personally on the owner or served by United States mail (certified, return receipt requested) to the property owner's last known address. The notice shall be in writing and in plain language and shall also include but not be limited to the following items:

(a) a brief statement identifying these Regulations.

(b) the person, office, address, and telephone number of the department or person giving notice.

(c) the cost estimate for remedying the noted condition which shall be in conformity with the standards of cost in the community.

REGULATION 9. If the property owner does not remedy the violation of these Regulations within twenty (20) days following the delivery or mailing of the notice, Sullivan County shall cause the violation to be remedied by one of the following methods:

(a) by contracting with a private party for the job in accordance with any purchasing laws in effect, or

(b) by reaching agreement with the chief administrative officer of the county highway department to remedy the condition. If this option is used, the highway fund shall be reimbursed for the cost of the job from the general fund.

REGULATION 10. The cost of all remedies effected by Sullivan County shall be defrayed from general fund appropriations for this purpose, but the general fund shall be reimbursed by the property owner in accordance with these Regulations. If the county remedies a condition causing a violation, it shall send a statement by registered mail, return receipt requested, to the property owner itemizing the cost of remedying the condition causing the violation. If such owner fails to reimburse the county general fund for the cost of the remedy within sixty (60) days of receiving the statement of cost, such statement shall constitute a lien upon the land. Such statements shall constitute a lien upon such real property as of the date notice is filed in accordance with Tennessee Code Annotated, Section 39-3-1010. The lien provided herein shall be entered in the records of the register of deeds of this county. Such lien, together with interest accrued at the rate prescribed by Tennessee Code Annotated, Section 47-14-121, as the same is amended from time to time, shall be satisfied to the extent of

the value of the consideration received at the time of transfer of ownership, and in the lien is not fully satisfied at the time of transfer, it shall remain a lien on the property until it is fully satisfied.

REGULATION 11. Any property owner aggrieved by the amount of the lien filed may submit the matter to chancery court pursuant to the provisions of TCA § 39-3-1010. <sup>Delete</sup> Regulations shall constitute a waiver of the right to a hearing. The hearing officer may modify or dismiss the notice or may confirm the notice.

REGULATION 12. No provision of these Regulations shall be construed as applying to any business being operated pursuant to Tennessee Code Annotated, Section 68-31-101, et seq.

REGULATION 13. Notwithstanding the proceedings listed hereinbefore, and pursuant to the provisions of Tennessee Code Annotated, Section 39-3-1006, a person who violates a provision of these Regulations shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than Fifty (\$50.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

REGULATION 14. Any proceedings other than those listed herein shall conform to the provisions of Tennessee Code Annotated, Section 39-3-1010.

BE IT FURTHER RESOLVED, That after passage, the county clerk shall cause this resolution to be published in a newspaper of general circulation in this county, AND that this resolution shall become effective seven (7) days after such publication, the public welfare requiring it.



✓ 1

0428

PROPOSED CHANGES TO THE  
SULLIVAN COUNTY REGULATIONS  
FOR THE COLLECTION AND STORAGE OF  
GARBAGE, LITTER, REFUSE, AND RUBBISH  
AS SUBMITTED BY  
THE TENNESSEE FARM BUREAU FEDERATION  
October 16, 1989

1. Sensitivity of  
Housing

The following are recommended changes to the regulations for the collection and storage of garbage, litter, refuse and rubbish as proposed on May 22, 1989 to the Sullivan County Board of County Commissioners. There are several areas which directly conflict with acceptable or normal agricultural practices. We believe all areas of the regulations which could impact on these practices should be altered or removed from the regulations.

Under Regulation 1, Definitions, Subpart (A) should be changed to read as follows:

"Garbage means food waste, animal waste, dead or decomposing animal matter, and dead or decomposing vegetable matter, and any dead or decaying or decomposing matter whether or not it originally constituted human or animal food. This part shall not include any of the above described items which are being handled in a normal or acceptable agricultural practice."

Under Subpart (C), the following change should be made:

"Rubbish means useless, rejected, or abandoned waste, waste matter, trash, and junk including discarded building materials, discarded household appliances, discarded kitchen and bathroom fixtures, discarded furniture and discarded heating and cooling equipment. In no way shall rubbish include agricultural or agricultural related equipment."

Subpart (D), should be changed to read:

"Junk means rubbish and wasted or discarded items and includes, but is not limited to junk motor vehicles."

The sentence referring to licensed business establishments should be removed. Private citizens should have the right to hold automobiles for their own private resale.

An additional sentence should be added to Subpart (D) as follows:

"Agricultural equipment held for the purpose of being used for replacement parts or for resale shall not be included in this definition."

Under Subpart (E), the definition of a junk motor vehicle should be changed as follows:

The words "Or farm tractor or other self-propelled implement" should be removed from the first sentence.

"Farm tractors or self-propelled farm implements or other agricultural equipment which is being held for the purpose of replacement parts or for resale shall not be considered junk motor vehicles."

Under Subpart (G), the definition for "discarded" should be changed to read as follows:

"Discarded means not in current use, except if it is being held for replacement parts, for future use or for resale now or in the future."

Under Regulation 7, Subpart (A), we recommend the following change:

"Garbage and litter shall be stored in closed containers of a sturdy and durable nature so that leakage and spillage is avoided. Solid rubbish shall be stored in a safe manner so that it does not pose a danger to persons or animals. Normal or acceptable agricultural practices shall be considered in compliance with this subpart."

Under Subpart (B), the following should be added after the word "it":

", however this subpart shall not apply to farm operations."

Under Regulation 8, we believe that a Citizen Review Board which would include representatives of agriculture and landowners in the county should review all violations as determined by the designated county officer. A process for a right to appeal a violation by a citizen should be included under this subsection. The owner should be notified in mail as described currently in this regulation. However, he/she should also be informed of the date of his hearing before the Citizen Review Board of his violation.

Under Regulation 9, a new Subpart (C) should be added:

"or by reaching agreement with the Citizen Review Board of how the problem should be remedied."

Regulation 11 should be changed as follows:

"Any property owner aggrieved by the amount of the lien filed may submit the matter first to the Citizen Review Board to appeal the decision of a lien. The Citizen Review Board may relieve the property owner of the lien or uphold the lien. The decision of the Citizen Review Board may be appealed to the Chancery Court pursuant to the provisions of TCA, Subchapter 39-3-1010. Hearing officer may modify or dismiss the notice or may confirm the notice of the citizen review board."

We also recommend that this resolution should become effective six months after such publication in the newspaper to allow for citizens to correct any problems they perceive to minimize any economic hardship.

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

Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

APPROVED:

INTRODUCED BY COMMISSIONER DINGUS RE-INTRODUCED BY: Russin ESTIMATED COSTS: \_\_\_\_\_  
 SECONDED BY COMMISSIONER ANDERSON SECONDED BY: Dingus FUND: \_\_\_\_\_

VOICE VOICE

DATE \_\_\_\_\_

Executive DISAAPPROVED 11/1/89 5/3/89 No Action

COMMENTS: First Reading 5/22/89

Budget Committee - Motion to disapprove - Failed      Motion to defer - Failed      6/13/89

Motion to defer - Comm.Icenhour-Second - Neil--Motion Failed 6/26/89

FAILED: Roll Call 6/26/89 Re-introduced by Comm. Russin & Seconded by: Comm. Dingus

FIRST READING 6/26/89

DEFERRED 7/17/89

DEFERRED 8/21/89 DEFERRED 9/18/89 DEFERRED 10/16/89 DEFERRED 11/27/89

DEFERRED 12/18/89 DEFERRED 1/15/90 DEFERRED 2/19/90 WITHDRAWN 3/19/90 until opinion of Attorney General is received

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE  
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION  
THIS THE 15th DAY OF JANUARY, 1990.

RESOLUTION AUTHORIZING AMENDMENT TO TCA 54-7-202 ALLOWING HIGHWAY COMMISSIONER USE  
COUNTY EMPLOYEES, EQUIPMENT, MATERIALS, ETC., TO PROVIDE ACCESS TO HOMES AND NON-PROFIT  
ORGANIZATIONS IN EMERGENCY SITUATIONS

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 15th day  
of January, 1990.

THAT WHEREAS, the provisions of Tennessee Code Annotated 12-8-103 and  
54-7-202 are in conflict, and

WHEREAS, Emergency situations arise involving the health and welfare of  
certain citizens who can be assisted by the County Highway Department  
by the placing of gravel on private right-of-ways in order to allow  
access for emergency vehicles, and

WHEREAS, Certain nonprofit organizations provide valuable services to  
the citizens of Sullivan County through fire protection and other  
similar emergency or charitable services, and

WHEREAS, These organizations are generally funded through tax  
revenues and private donations,

NOW THEREFORE BE IT RESOLVED That the Sullivan County Board of  
Commissioners request the Sullivan County local legislative delegation  
to request an amendment to Tennessee Code Annotated 54-7-202 in order  
that the Highway Commissioner can use County employees, equipment or  
materials to gravel privately owned right-of-ways in order to provide  
access to homes in emergency situations and to gravel or pave driveways  
and/or parking lots of nonprofit organizations which provide emergency  
or charitable services.

1 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 \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

ATTESTED: \_\_\_\_\_ APPROVED: \_\_\_\_\_

County Clerk \_\_\_\_\_ Date: \_\_\_\_\_ County Executive \_\_\_\_\_ Date: \_\_\_\_\_

INTRODUCED BY COMMISSIONER \_\_\_\_\_ JONES \_\_\_\_\_ ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER \_\_\_\_\_ MORRELL \_\_\_\_\_ FUND: \_\_\_\_\_

COMMISSION ACTION: Aye \_\_\_\_\_ Nay \_\_\_\_\_

ROLL CALL \_\_\_\_\_

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION \_\_\_\_\_ APPROVED \_\_\_\_\_ DISAPPROVED \_\_\_\_\_ DATE \_\_\_\_\_

MINISTRATIVE \_\_\_\_\_ X \_\_\_\_\_ 2/5/90

EXECUTIVE \_\_\_\_\_ X \_\_\_\_\_ 2/7/90

COMMENTS: \_\_\_\_\_ First Reading 1/15/90 \_\_\_\_\_ DEFERRED 2/19/90

\_\_\_\_\_ WITHDRAWN 3/19/90

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 FEBRUARY, 1990.

RESOLUTION AUTHORIZING APPROPRIATE \$15,000 FOR LIFELINE PROGRAM AT  
HOLSTON VALLEY HOSPITAL AND MEDICAL CENTER

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 February, 1990.

THAT WHEREAS Sullivan County has provided capital monies as a participant  
in certified existing programs associated with providing emergency services  
to its residences, and

WHEREAS The LIFELINE Program at Holston Valley Hospital and Medical  
Center does provide emergency radio service for participants with the  
Trauma I Center at Holston Valley Hospital and Medical Center when E-911  
service can not be used for a defined reason (stroke, heart attack, not able  
to reach telephone, etc.), and

WHEREAS Holston Valley Hospital and Medical Center does not charge  
for staff time required, and

WHEREAS Holston Valley Auxillary provided the funds for the first  
100 units and provide monies for indigent subscribers monthly cost, and

WHEREAS Associated \$10-12 monthly charges have been utilized to  
obtain most of the 174 units more allocated to individuals, and

WHEREAS Volunteers do installation, testing, servicing and financial  
services associated with LIFELINE Program, and

WHEREAS There are 65 people on the waiting list for the LIFELINE  
Program units;

NOW THEREFORE BE IT RESOLVED That Sullivan County provide up to  
\$15,000 from Unallocated Surplus for 25 units (\$535/unit) to the LIFELINE  
Program.

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 \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

ATTESTED: \_\_\_\_\_ Date: \_\_\_\_\_  
County Clerk  
APPROVED: \_\_\_\_\_ Date: \_\_\_\_\_  
County Executive

INTRODUCED BY COMMISSIONER \_\_\_\_\_ AMMONS ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER Neil FUND: \_\_\_\_\_

COMMISSION ACTION: Aye \_\_\_\_\_ Nay \_\_\_\_\_

ROLL CALL \_\_\_\_\_

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION APPROVED DISAPPROVED DATE

IL \_\_\_\_\_

ADMINISTRATIVE: (Deferred) \_\_\_\_\_ 2/5/90

EXECUTIVE: (No action) \_\_\_\_\_ 2/7/90

BUDGET X 2/13/90

COMMENTS: FIRST READING 2/19/90 WITHDRAWN 3/19/90

ADMINISTRATIVE COMMITTEE: 3/5/90 Motion by Comm. Neil and Seconded by Comm. McConnell to consider this resolution during budget time - Motion passed

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 FEBRUARY, 1990.

RESOLUTION AUTHORIZING SULLIVAN COUNTY COMMISSION NOTIFY SULLIVAN COUNTY STATE LEGISLATIVE DELEGATION TO ENACT A PRIVATE ACT SETTING THE SALARY OF GENERAL SESSIONS JUDGES SAME AS JUDGES HAVING CIRCUIT COURT JURISDICTION

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 February, 1990,

THAT WHEREAS The Tennessee State Code Section 16-15-201 currently provides that Sullivan County is a Class I county and fixes the rate of compensation for General Sessions judges in Sullivan County unless a Private Act is passed in a county effecting compensation, and

WHEREAS Section 7, Article VI, of the Tennessee Constitution provides that judges salary is to be set by law at their term of office and shall not be increased or decreased during their term of office and the next term shall not begin until September 1, 1990, and

WHEREAS The New Criminal Sentencing Reform Act of 1989 which went into effect November 1, 1989, will increase the workload of General Sessions judges in Sullivan County who have already seen drastic case increase over the last two years, and

WHEREAS Other Class I counties such as Davidson, Shelby and Hamilton have by Private Acts set the rate of compensation of their General Sessions judges at the same rate of pay as Circuit Court judges, even though the three General Sessions judges of Sullivan County serve a larger population per judge and Divisions I and II also have juvenile jurisdiction;

NOW THEREFORE BE IT RESOLVED That The Sullivan County Commission notify the Sullivan County State Legislative delegation to enact a Private Act setting the salary of General Sessions judges in Sullivan County the same as judges in Sullivan County having Circuit Court jurisdiction.

Executive Committee: Motion by:  
Amendment: 2/7/90 Comm. Ammons - That fees collected in Civil and Criminal cases in General Sessions Court be the maximum allowed by the State.



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

If resolution shall become effective on \_\_\_\_\_, 19\_\_\_\_, the public welfare requiring it.

July passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

TESTED:

APPROVED:

County Clerk \_\_\_\_\_ Date: \_\_\_\_\_

County Executive \_\_\_\_\_ Date: \_\_\_\_\_

INTRODUCED BY COMMISSIONER MORRELL

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER ANDERSON

FUND: \_\_\_\_\_

COMMISSION ACTION: Yay Nay

ROLL CALL

DICE VOTE

AMITILE ACTION

APPROVED

DISAPPROVED

DATE

RESOL:

☒ STRATIVE: see below

X

3/5/90

EXECUTIVE: X as amended

2/7/90

COMMENTS: FIRST READING 2/19/90 WITHDRAWN 3/19/90

ADMINISTRATIVE: Motion by Comm. Morrell and seconded by Comm. Anderson - to amend that the General Sessions Judges would receive a salary equal to 95% of that of the Circuit Court Judges. - Motion passed. Motion made by Comm. Jones and seconded by Comm. McConnell to amend the resolution effective July 1990. Motion passed. Motion by Comm. Morrell and Seconded by Comm. Anderson to approve the resolution as amended. Motion passed. 3/5/90

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 FEBRUARY, 19 90.

RESOLUTION AUTHORIZING SULLIVAN COUNTY E.M.S. RATES BE ADJUSTED

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 February, 19 90.

THAT WHEREAS According to the instructions of the Sullivan County Commission, the

Administrative Committee has approved adjustments in the rates of the Sullivan County

E.M.S.;

NOW THEREFORE BE IT RESOLVED That the following service rates of the Sullivan  
County E.M.S. be adjusted as follows:

Emergency Transport from \$75.00 to \$110.00

Advanced Life Support Out-of-Town mileage from \$1.50 to \$1.75

Convalescent Transport from \$50.00 to \$67.00

Basic Life Support Out-of-Town mileage from \$1.25 to \$1.75

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

This resolution shall become effective on \_\_\_\_\_, 19 90, the public  
welfare requiring it.

Adopted and approved this 19th day of March, 19 90.

TESTED:

*Ray B. Fisher*  
County Clerk

Date: 3/19/90

APPROVED:

*Keith Westmoreland*  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER DEVAULT

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER McConnell

FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay] [Pass] [Absent]

ROLL CALL 16 4 3 1

UNANIMOUS VOTE

COMMITTEE ACTION:

BUDGET  
EXECUTIVE

APPROVED

X

DISAPPROVED

DATE

3/13/90  
2-7-90

ADMINISTRATIVE

X

3-5-90

COMMENTS: FIRST READING 2/19/90 PASSED 3/19/90 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 FEBRUARY, 19 90.

RESOLUTION AUTHORIZING the leasing of one (1) acre of county property abutting  
Massengill Road to Comprehensive Emergency Services, Inc. as the site for a Child  
Advocacy Center.

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 February, 19 90.

THAT WHEREAS, the Offices of the District Attorney General, Sheriff's Dept., Superintendent  
of Schools, Judges of the Juvenile Courts, Dept. of Human Services, Bristol Regional  
Mental Health Services and Holston Mental Health Services strongly advocate the  
construction of an advocacy center in order to minimize the emotional trauma to our  
children who are involved in the area of severe physical abuse and,

WHEREAS, Sullivan County has certain property available and a site plan has been  
proposed and reviewed by the Purchasing Agent, a copy of which is attached hereto;

NOW, BE IT RESOLVED, that Sullivan County lease to Comprehensive Emergency Services,  
Inc. one (1) acre of county property located near Massengill Road, Blountville, Tennessee;

FURTHER, that the Sullivan County Attorney is directed to prepare an appropriate  
lease according to law pursuant to the directives and instructions of the Sullivan County  
Board of Commissioners and that the County Executive is hereby authorized to execute the  
same on behalf of the county.

2/19/90 AMEND: AND, this will be no additional cost to the County.

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 March, 19 90.

WITNESSED:

*Gay B. Feacher*

Date: 3/19/90

County Clerk

APPROVED:

*K. A. W. [Signature]*

Date: 3/19/90

County Executive

INTRODUCED BY COMMISSIONER ANDERSON

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MORRELL

FUND: \_\_\_\_\_

COMMISSION ACTION:      Aye      Nay      Absent

ROLL CALL      23      \_\_\_\_\_      1

VOICE VOTE      \_\_\_\_\_

COMMITTEE ACTION

APPROVED

DISAPPROVED

DATE

Administrative (Approved concept)

2/5/90

COMMENTS: FIRST READING 2/19/90 PASSED 3/19/90 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 February, 1990.

RESOLUTION AUTHORIZING ELECTED AND APPOINTED OFFICIALS BRING EMPLOYEE SALARY REQUESTS  
TO THE STANDING COMMITTEE WHICH OVERSEES THEIR BUDGET REQUESTS

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 February, 1990,

THAT from this date the elected and appointed officials of Sullivan County be asked to  
bring their employee salary requests for approval or disapproval to the standing committee  
which traditionally oversees their budget requests, thus discontinuing the salary duties  
of the Oversight Committee.

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 MARCH, 1990.

TESTED:  
*Ray B. Feathers*  
County Clerk

Date: 3/19/90

APPROVED:  
*[Signature]*  
County Executive

Date: 3/17/90

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER DEVAULT FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay]

ROLL CALL  
VOICE VOTE X

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DATE
ADMINISTRATIVE	<u>X</u>		<u>3/5/90</u>
EXECUTIVE	<u>X</u>		<u>3/7/90</u>
BUDGET	<u>X</u>		<u>3/13/90</u>

COMMENTS: FIRST READING 2/19/90 PASSED 3/19/90 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 February, 1990.

RESOLUTION AUTHORIZING SULLIVAN COUNTY BOARD OF COMMISSIONERS ELECT THREE MEMBERS  
TO THE SULLIVAN COUNTY BOARD OF EQUALIZATION

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 February, 1990,

THAT the Sullivan County Board of Commissioners elect three members to the Sullivan  
County Board of Equalization for a two year term.

The following names have been submitted for consideration:

Bascom Daugherty - 5459 Olds Island Road, Kingsport, TN - -9 Votes

D. L. Blalock - Route 7, Blountville, TN - -23 Votes

Hiram W. Lane - Route 6, Blountville, TN - -20 Votes

J. D. Milhorn - Route 2, Piney Flats, TN - -16 Votes

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 March, 1990.

ATTESTED:

APPROVED:

County Clerk

County Executive

INTRODUCED BY COMMISSIONER ICENHOUR

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER BARGER

FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay]

ROLL CALL

VOICE VOTE

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

ADMINISTRATIVE (No Action)

COMMENTS: FIRST READING 2/19/90 PASSED 3/19/90 Roll Call

D. L. Blalock, Hiram W. Lane & J. D. Milhorn was elected by receiving the  
most votes. Upon roll call, each Commissioner gave the three names of their  
choice to serve as members on this Board.

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 February, 19 90.

RESOLUTION AUTHORIZING SULLIVAN COUNTY HIGHWAY DEPARTMENT STUDY THE DON GRAY TRUCKING  
COMPANY TRAFFIC PROBLEM

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 February, 19 90,

THAT the Sullivan County Highway Department study the Don Gray Trucking Company traffic  
problem and make a recommendation, including cost estimates.

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 March, 19 90.

ATTESTED:

APPROVED:

Gay B. Feathers  
County Clerk

Date: 3/19/90

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER ICENHOUR FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay]

ROLL CALL

VOICE VOTE

X

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

ADMINISTRATIVE

x

3-5-90

EXECUTIVE

x

3-7-90

COMMENTS: FIRST READING 2/19/90 PASSED 3/19/90 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 March, 1990.

RESOLUTION AUTHORIZING Appropriation of the increase of State and Local required  
matching funds for the Federal Funded Adult Education Program for the Sullivan County  
Schools.

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 March, 1990,

THAT WHEREAS, additional Federal Funds were appropriate for Adult Basic Education Program,

The Local and State matching monies are therefore increased; THEREFORE BE IT RESOLVED  
that the General Purpose School Budget be amended as follows:

REVENUE:	47120.000	9,534.00
	47210.000	<u>8,419.00</u>
Total		17,953.00

EXPENDITURE:	77300.000	17,953.00
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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 19th day of March, 1990.

ATTESTED:

Gay B. Feathers  
County Clerk

Date: 3/19/90

APPROVED:

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MORRELL FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay] [Pass] [Absent]

ROLL CALL 21 1 1 1

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

Budget X 3/13/90

COMMENTS: WAIVER OF RULES PASSED 3/19/90 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 March, 1990.

RESOLUTION AUTHORIZING The State Dept. of Education has allocated 7,500.00  
for the Family and Community Involvement Program.

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 March, 1990,

THAT WHEREAS, the State Department of Education has made seven thousand ~~and~~ five hundred  
dollars (7,500.00) available for the purchase of School Readiness Skills Books for  
parents attending the Sullivan County Parents in Education Classes. THEREFORE, BE IT  
RESOLVED, that the General Purpose School Fund be amended as follows:

Revenue:	46590.000	7,500.00
Expenditure:	72100.428	7,500.00

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 19th day of March, 1990.

ATTESTED:

APPROVED:

Gay B. Feather  
County Clerk

Date: 3/19/90

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER BLALOCK

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MORRELL

FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay] [Pass] [Absent]

ROLL CALL 22 1 1

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

Budget

X

2/13/90

COMMENTS: Waiver of Rules PASSED 3/19/90 ROLL CALL

DATE: February 12, 1990  
 TO: Charles Bridwell, Chairman  
 and Board Members  
 FROM: Leonard Fugate, Asst. Supt.  
 RE: Amending Adult Education

ACCOUNT NO.	DESCRIPTION	89-90 BUDGET	INCREASE STATE PORTION	INCREASE LOCAL PORTION	TOTAL AMENDMENT
REVENUE:					
47120.000	Adult Basic Educat.	10,000.00	9,914.00	967.00	20,881.00
47210.000	Job Training Part. Act		8,419.00	5,003.00	13,422.00
	TOTAL	10,000.00	18,333.00	5,970.00	34,303.00
EXPENDITURE:					
77300.105	Supervisor/Director	1,289.00	398.00	21.00	1,708.00
77300.116	Teachers	9,671.00	5,938.00	4,279.00	19,888.00
77300.162	Clerical Personnel	806.00	- 327.00*	- 17.00	462.00
77300.189	Other Salaries & Wages		1,298.00		1,298.00
77300.196	In-Service Training	1,540.00	- 794.00*	- 42.00	704.00
77300.201	Social Security	952.00	512.00	283.00	1,747.00
77300.204	State Retirement	100.00	2,193.00	624.00	2,917.00
77300.206	Employee Ins.-Life		18.00		18.00
77300.207	Employee Ins.-Health		614.00		614.00
77300.208	Employee Ins.-Dental		44.00		44.00
77300.210	Unemployment Compensat.		26.00		26.00
77300.302	Advertising		46.00		46.00
77300.355	Travel		345.00		345.00
77300.429	Instructional Supplies	1,852.00	853.00	45.00	2,750.00
77300.499	Other Sup. & Materials		586.00		586.00
77300.506	Liability Insurance		276.00		276.00
77300.599	Other Charges	140.00	697.00	37.00	874.00
	TOTAL	16,350.00	12,723.00	5,230.00	34,303.00

\* These line items were decreased by the State Department.

Allotment 331.31  
Cost Center 047  
Grant Code CM

RFS Number 331. 31-134  
DGA Number DG-88-0467  
Grant Number Z-0-50276-0-02

GRANT  
BETWEEN

0446

THE STATE OF TENNESSEE, DEPARTMENT OF EDUCATION  
AND

Sullivan County Schools

THIS IS a grant by and between the State of Tennessee, Department of Education, referred to as the State, and Sullivan County Schools, referred to as the Grantee.

WITNESSETH: In consideration of the mutual promises set out below, the parties enter into this grant according to the following provisions.

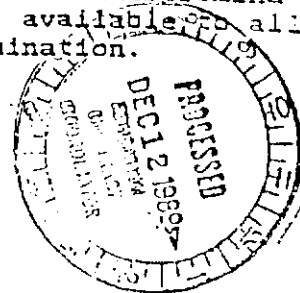
I. The Grantee agrees the following are its responsibilities and obligations under this grant.

A. The Grantee agrees to provide or otherwise perform the scope of work and services set forth in Attachments to this grant which are made a part of this grant by reference and attachment.

B. The Grantee agrees that no part of the total grant amount provided herein shall be paid directly or indirectly to any officer or employee of the State of Tennessee as wages, compensations, or gifts in exchange for acting as officer, agent, employee, sub-contractor, or consultant to the Grantee in connection with any work contemplated or performed relative to this grant.

Notwithstanding the preceding paragraph, Grantees which are agencies, colleges or universities of the State of Tennessee may compensate their employees under this grant's funding.

C. The Grantee agrees no person on the ground of handicap, age, race, color, religion, sex, or national origin, will be excluded from participation in, or be denied benefits of, or be otherwise subjected to discrimination in the performance of this grant, or in the employment practices of the Grantee. The Grantee shall upon request show proof of such nondiscrimination, and shall post in conspicuous places, available to all employees and applicants, notices of nondiscrimination.



- D. The Grantee, being an independent contractor and not an employee of the State, agrees to carry adequate public liability and other appropriate forms of insurance, and to pay all tax incident hereto.

Notwithstanding the preceding paragraph, this public liability clause shall not apply to Grantees which are agencies, college or universities of the State of Tennessee.

- E. The Grantee shall not assign this grant or enter into subcontracts for any of the work described herein without obtaining the prior written approval of the State.
- F. The Grantee shall prepare an annual report of its activities funded under this grant, including audited financial statements, and submit, within nine months after the close of the reporting period, a copy of such report to the Commissioner of Finance and Administration, the Commissioner of the Department of Education and the Comptroller of the Treasury, referred to as Comptroller. The annual report, including financial statements, and all books of account and financial records shall be subject to annual audit by the Comptroller. The Grantee may, with the prior approval of the Comptroller, engage a licensed independent public accountant to perform the audit. The audit contract between the Grantee and the independent public accountant shall be on a contract form prescribed by the Comptroller. Any such audit shall be performed in accordance with generally accepted government auditing standards, the provisions of OMB Circular A-128 (the Single Audit Act of 1984), and the Audit Manual for Governmental Units and Recipients of Grant Funds, published by the Comptroller. Said audit shall include and be combined with an audit of all other programs of the Grantee. The existence of more than one grant between the Grantee and any agency of the State of Tennessee shall not necessitate more than one audit of the Grantee to be performed every year. The Grantee shall be responsible for reimbursement of the cost of the audit prepared by the Comptroller and the payment of fees for the audit prepared by the licensed independent public accountant by the Grantee shall be subject to the provisions relating to such fees contained in the prescribed contract form noted above. Copies of such audits shall be provided to the Department of Education and the Comptroller and shall be made available to the public.
- G. The Grantee agrees all notices, informational pamphlets, press releases, research reports, signs and similar public notices prepared and released by the Grantee in the performance of this grant shall include the statement, "This project is funded (in part) under an agreement with the Department of Education."

- H. The Grantee agrees to maintain documentation for all charges against the State under this grant. The books, records, and documents of the Grantee, insofar as they relate to work performed or money received under this grant shall be maintained for a period of three full years from the date of the final payment, and shall be subject to audit, at any reasonable time and upon reasonable notice, by the State agency or the Comptroller of the Treasury, or their duly appointed representatives. The records shall be maintained in accordance with generally accepted accounting principles and at no less than those recommended in the Accounting Manual for Recipients of Grant Funds in Tennessee, published by the Comptroller of the Treasury State of Tennessee.
- I. If federal funds are provided under this grant to procure goods, materials or services, the Grantee shall comply with all applicable federal regulations in the performance of its duties under this grant, including reporting requirements and federal procuring requirements set forth in Title 41 of the Code of Federal Regulations, Subpart 1-15.2 through Subpart 1-15.8 relative to public contracts and property management.
- J. If this grant allows reimbursement for the cost of procuring goods, materials, supplies, equipment or services, such procurement shall be made on a competitive basis (including the use of competitive bidding procedures), where practicable.
- K. If this grant allows the Grantee to have access to confidential records, the Grantee agrees that strict standards of confidentiality of records will be maintained in accordance with the law.
- L. If this grant provides for the printing of any publication coming under the jurisdiction of the Publications Committee of the State of Tennessee, defined by Tennessee Code Annotated Title 12 Chapter 7 Part 1, a printing authorization number must be obtained and affixed to the publication as required by said law.
- M. The Grantee agrees the funds provided to accomplish the scope of work of this grant are to reimburse actual allowable costs incurred. Allowable costs are reasonable and necessary and do not exceed any limitations imposed by the State Department of Finance and Administration without prior approval by the Commissioner of the Department of Finance and Administration.
- N. The Grantee agrees to take advantage of and credit to allowable costs hereunder any available cash and trade discounts, freight allowances and equalizations, annual volume or other allowances, salvage credits, commissions, insurance discount dividends, and other direct benefits which accrue to Grantee as a direct result of this grant.
- O. The Grantee agrees that costs shall be incurred in accordance with the budget submitted to and approved by the State. Variations between budgeted and actual costs must be approved by the State before reimbursement may be authorized.

- P. If the term of this grant is for greater than three months, Grantee agrees to submit periodic financial reports to State of costs incurred in performing the obligations of the Grant. Such reports shall identify the costs for each period and total "year-to-date" costs.
- Q. The Grantee agrees to submit to the State a final report costs incurred in the performance of this grant within ninety (90) days after its termination date.
- R. The Grantee agrees to invoice the State for actual allowable costs determined by the report(s) required above. Any overpayment to the Grantee by the State resulting from under advances, or reimbursements for non-allowable costs, shall be returned to the State.
- S. The Grantee agrees to provide a proposed schedule of activities, including a budget, to the State which summarizes a negotiated activities leading to the accomplishment of goals and objectives presented for funding under this grant.
- T. The Grantee agrees to perform all activities described in the proposal approved by the State which is incorporated as part of this grant by reference.
- II. The State agrees the following are its responsibilities and obligations plus any specific obligations set forth in attachments to this grant which are made a part of this grant by reference to attachment.
- A. In no event shall the liability of the State under this grant exceed Seven thousand five hundred dollars (\$ 7,500.00 ). In the event more than one maximum liability is described on attachments to this grant, this is the sum of all maximum liabilities.
- B. The State agrees to approve a proposal which reflects all conditions and activities of this grant and to approve requested changes to this proposal which improve the quality of the program being funded or maximize the use of the funds without changing the scope of the activities originally negotiated.
- C. The State agrees to monitor activities to ensure the Grantee complies with identified responsibilities and obligations.
- D. The State agrees to process payments in accordance with policies and procedures established and/or adopted by the State and the Tennessee Department of Finance and Administration.
- E. The State agrees to make payments to reimburse actual allowable expenditures incurred in the performance of this grant after receipt of invoice(s), expenditure report(s), and any other required materials.

III. The parties further agree that the following are essential terms and conditions of this grant:

- A. The State has no liability except as specifically provided for in this grant and the attachment hereto.
- B. This grant is not binding upon the parties until it is approved by the Commissioner of Finance and Administration.
- C. This grant may be modified only by written amendment executed by all parties hereto, and approved by the Commissioner of Finance and Administration.
- D. If the term of this grant calls for payments to be made from funds appropriated for more than a single fiscal year, this grant is subject to the allotment of federal and state funds and approval by the Comptroller of the Treasury.
- E. If the terms of this grant include compensation for travel, meals or lodging, the compensation for such shall be in the amount of actual cost to the Grantee, subject to the maximum amounts and limitations specified in the State Comprehensive Travel Regulations.
- F. If the Grantee fails to fulfill in a timely and proper manner its obligations under this grant, or if the Grantee shall violate any of the terms of this grant, the State shall have the right to immediately terminate this grant and withhold payments in excess of fair compensation for work completed.

Notwithstanding the above, the Grantee shall not be relieved of liability to the State for damages sustained by virtue of any breach of this grant by the Grantee.

- G. This grant may be terminated by either party by giving written notice to the other, at least thirty (30) days before the effective date of termination. In that event, the Grantee shall be entitled to receive just and equitable compensation for any satisfactory work completed as of the termination date.
- H. The State may not be responsible for payment of invoices received after ninety (90) days after the termination date of this grant.
- I. If total payments made by the State to the Grantee exceed eligible expenditures made by the Grantee in meeting the obligations of this grant, the Grantee shall refund the amount of the overpayment to the State.
- J. The term of this grant shall be from September 1, 1989 through June 30, 1990.

0451

IN WITNESS WHEREOF, the parties have by their duly authorized representatives set their signatures.

RANTEE: Vendor Identification Number C626000858 00

ame: Sullivan County Schools

ddress: P. O. Box 306

Blountville, TN 37617

ttention: Carol Briggs Phone Number: (615) 323-4181

ignature: *Wallace Briggs*  
(Superintendent)

itle: *Supt. of Schools*

DEPARTMENT OF EDUCATION:

ldress: Curriculum and Instruction

100 Cordell Building

Nashville, TN 37219

ttention: Martin Nash Phone Number: 615/ 741-5166

gnature: *Charles E. Smithges*  
(Commissioner)



## ATTACHMENT

- I. The Grantee agrees the scope of work described below summarizes specific duties to be performed in addition to the responsibilities and obligations described in Section I of the grant document to which this attachment is affixed. The Grantee must perform the items indicated.
- X A. The Grantee agrees to serve as a model, pilot or exemplary family and community involvement program which may include a combination of the following:
- X 1. Educates the family and community about stages of child development
  - X 2. Enhances the family and community in supporting children's learning and academic development
  - X 3. Better home-school-community communications
  - X 4. Involvement of family and community members regularly at the school site
  - X 5. Promotes learning activities away from school which are coordinated with classwork
  - X 6. Family and community participation in governance and advocacy
  - X 7. Partnerships with business/industry and other appropriate community resources that help schools, students and families
- B. If the Grantee is proposing that the state participate in funding the Family and Community Involvement program after the costs have been incurred as in the case of exemplary programs, then Section I, Paragraphs O and P of the Grant document do not apply. Also, Section I, Paragraph R, notwithstanding, the Grantee may request the full amount of this grant upon receipt of a copy of this Grant with Commissioner of Education's signature.
- II. The State agrees to reimburse costs after receipt of request for payment or make a lump sum payment of the full maximum liability designated, if applicable.

0453

## REVENUES AND EXPENDITURES

BUDGET for term from September 1, 1989 through June 30, 1990

Name and Address of entity submitting the budget:

Phone No. \_\_\_\_\_

Account Number	EST. REVENUE SOURCE(s)	Total	F Y 90		
001	County Taxes				
002	City/Special School Dist.				
000	Licenses & Permits				
000	Charges for Current Svc.				
000	Other Local Revenues				
001	State Education Funds	7,500.00			
002	Other State Revenues				
001	Federal Funds thru State				
002	Direct Federal Funds				
	Charitable Donations				
000	Other Sources				
000	TOTAL EST. REVENUES				
000	Reserves and/or Fund Bal.				
	TOTAL AVAILABLE FUNDS	7,500.00			
	EST. EXPENDITURES				
	Salaries				
	Fringe Benefits				
	Travel				
	Printing/Duplicating				
	Utilities/Fuel				
	Communications				
	Maintenance				
	Professional Svcs				
	Contract Services				
	Supplies/Materials		7,500.00		
	Rent/Lease				
	Insurance				
	Vehicle Operations				
	Equipment				
	Depreciation				
	Admin/Indirect Cost				
	Miscellaneous				
	TOTAL EXPENDITURES		\$7,500.00		

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 March, 19 90.

RESOLUTION AUTHORIZING Amending Federal Projects Budget according to the State approved  
Budgets.

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 March, 19 90,

THAT WHEREAS certain Federal Projects where approved by the State Department of Education  
for more or less than the Federal Projects Budget was approved by the County Commissioners;  
THEREFORE, BE IT RESOLVED that the Federal Projects Budget to be amended as follows:

	APPROVED BUDGET 7/1/90	AMENDED BUDGET
CHAPTER I	1,550,000.00	1,441,849.47
CHAPTER II	136,000.00	132,095.11
EHA-B	538,650.00	540,540.68
PRE-SCHOOL		81,466.54
TITLE II	25,000.00	36,593.40
J.T.P.A.	46,000.00	28,184.00
P.T./D.P. (Preemployment Training/Dropout Prevention)		106,218.00
ALCOHOL & DRUG		74,657.10
TOTAL	2,295,650.00	2,441,604.30

Total increase of \$145,954.30, this is all federal funds.

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 March, 19 90.

ATTESTED:

County Clerk

Gay B. Fitchner Date: 3/19/90

APPROVED:

County Executive

[Signature] Date: 3/19/90

INTRODUCED BY COMMISSIONER BLALOCK

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MORRELL

FUND: \_\_\_\_\_

COMMISSION ACTION: Aye Nay Pass Absent

ROLL CALL 19 4 1

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION APPROVED DISAPPROVED DATE

Budget X 3/13/90

COMMENTS: Waiver of Rules PASSED 3/19/90 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE  
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION  
THIS THE 19 DAY OF MARCH, 1990.

RESOLUTION AUTHORIZING \$10,000.00 OF THE CURRENT RENOVATION FUNDS BE ALLOCATED FOR  
IMPROVEMENTS AT VALLEY PIKE ELEMENTARY SCHOOL

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION \_\_\_\_\_, AUTHORIZES COUNTIES

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 funds are made available from renovation for schools, and

WHEREAS Valley Pike Elementary School is badly in need of improvement, and

WHEREAS the current renovation projects for Sullivan County Schools are nearing  
completion,

THEREFORE BE IT RESOLVED, that \$10,000 of the current renovation funds be allocated  
for improvements at Valley Pike Elementary 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 \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

ATTESTED:

APPROVED:

\_\_\_\_\_  
County Clerk Date: \_\_\_\_\_ County Executive Date: \_\_\_\_\_

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MORRELL FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay]

ROLL CALL

ICE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: NO ACTION NEEDED INFROMATION ONLY 3/19/90

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 MARCH, 19 90.

RESOLUTION AUTHORIZING CONTRIBUTIONS FOR ALL ELIGIBLE COUNTY OFFICIALS AND  
COUNTY JUDGES TO TENNESSEE CONSOLIDATED RETIREMENT SYSTEM

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 March, 19 90.

THAT THE Tennessee Consolidated Retirement System assume the total amount of employee  
contributions for eligible county officials and county judges in accordance with Title 8  
Sections 34 through 37 of the Tennessee Code Annotated.

WHEREAS, Public Chapter No. 505 Acts of 1989, permits a political subdivision that has  
adopted the noncontributory provisions of Tennessee Code Annotated, Section 8-34-206 for  
the general employees of the county to assume the total amount of contributions for all  
eligible county officials and county judges participating in the Tennessee Consolidated  
Retirement system or a superseded retirement system; and

WHEREAS, effective November 27th, 1989, the Sullivan County Board of Commissioners of  
the Tennessee Consolidated Retirement System elects to assume and make the total amount  
of employee contributions to the retirement system on behalf of all its county officials  
and county judges; and

WHEREAS, the additional employee contributions paid by the employer pursuant to Public  
Chapter Number 505 Acts of 1989, shall be credited to the state retirement fund to provide  
retirement and death benefits for members and are not refundable to either the employer or  
the employee; and

WHEREAS, all liabilities resulting from this Resolution shall be the responsibility of  
the political subdivision and not the State of Tennessee;

NOW THEREFORE, BE IT RESOLVED, THAT the Sullivan County Board of Commissioners of the  
Tennessee Consolidated Retirement System hereby authorizes to assume the total amount of  
employee contributions pursuant to Public Chapter 505 Acts of 1989.

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 March, 1990.

ATTESTED:

Gay B. Fitch Date: 3/19/90  
County Clerk

APPROVED:

[Signature] Date: 3/19/90  
County Executive

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MORRELL FUND: \_\_\_\_\_

COMMISSION ACTION:      Aye                  Nay                  Absent

ROLL CALL                  23                  \_\_\_\_\_                  1

VOICE VOTE                  \_\_\_\_\_

COMMITTEE ACTION                  APPROVED                  DISAPPROVED                  DATE

ADMINISTRATIVE                  \_\_\_\_\_                  X                  3/5/90

EXECUTIVE                  X                  \_\_\_\_\_                  3/7/90

BUDGET                  X                  \_\_\_\_\_                  3/13/90

COMMENTS: WAIVER OF RULES      PASSED 3/19/90      ROLL CALL

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

IS THE 19th DAY OF MARCH, 1990.

SOLUTION AUTHORIZING 35 M.P.H. SPEED LIMIT POSTED ON SHIPLEY FERRY ROAD AND

BOND TOWN ROAD

AREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES

W, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan  
County, Tennessee, assembled in Regular Session on the 19th day  
March, 1990,

AT 35 m.p.h. speed limit be posted on Shipley Ferry Road and Bond Town Road located  
in the 5th and 7th Civil Districts.

1 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.

It passed and approved this 19th day of March, 1990.

TESTED:

*Day B. Feathers*  
County Clerk Date: 3/19/90

APPROVED:

*Keith Westmoreland*  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER BARGER ESTIMATED COSTS:

CONCURRED BY COMMISSIONER BLALOCK FUND:

COMMISSION ACTION: [aye] [nay]

ROLL CALL

VOICE VOTE

X

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

Administrative

Budget

Executive

X

3/7/90

REMARKS: WAIVER OF RULES PASSED 3/19/90 2/3 Voice Vote



RESOLUTION NO. 17TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE  
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSIONTHIS THE 19th DAY OF March, 1990.RESOLUTION AUTHORIZING NO PARKING SIGNS ON FAIRLANE DRIVE AND GREENBRIAR ROAD  
BEHIND PERKINS IN THE 14TH CIVIL DISTRICT

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION \_\_\_\_\_, AUTHORIZES COUNTIES

P \_\_\_\_\_

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan  
County, Tennessee, assembled in Regular Session on the 19th day  
of March, 1990.THAT "NO PARKING" signs be placed on Fairlane Drive and Greenbriar Road located behind  
Perkins Restaurant in the 14th 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 March, 1990.

ATTESTED:

APPROVED:

County Clerk

County Executive

INTRODUCED BY COMMISSIONER BLALOCK

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER RUSSIN

FUND: \_\_\_\_\_

COMMISSION ACTION: [aye] [nay]

ROLL CALL

VOICE VOTE

X

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

ExecutiveX3/7/90COMMENTS: Waiver of Rules PASSED 3/19/90 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 MARCH, 1990.

RESOLUTION AUTHORIZING APPROPRIATION TO BOARD OF EQUALIZATION FOR \$630.00.

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 March, 1990,

THAT WHEREAS, THE BOARD OF EQUALIZATION MEETINGS EXCEEDED THE ESTIMATED BUDGETED

APPROPRIATION OF \$1,800.00 BY \$630.00 IN THE FISCAL YEAR 1989-90 BUDGET. THE

MEETINGS ARE SCHEDULED THE LAST OF JUNE AND FIRST OF JULY EACH YEAR. THE PAST

FISCAL YEARS BUDGET WAS NOT COMPLETELY EXPENDED IN JUNE, 1989.

NOW THEREFORE, THE SULLIVAN COUNTY COMMISSION IS REQUESTED TO APPROPRIATE AN

ADDITIONAL \$630.00 TO THE BOARD OF EQUALIZATION ACCOUNT 51210.100.

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 19th day of March, 1990.

ATTESTED:

Jay B. Feathers  
County Clerk

Date: 3/19/90

APPROVED:

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER R L Ammons

ESTIMATED COSTS: \$630.00

SECONDED BY COMMISSIONER Morrell

FUND: GENERAL

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

ROLL CALL 23 1

VOICE VOTE

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

BUDGET

X

3/13/90

COMMENTS: WAIVER OF RULES PASSED 3/19/90 ROLL CALL

RESOLUTION NO. 71

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 March, 1990.

RESOLUTION AUTHORIZING APPROPRIATION OF \$500,000.00 TO SANITATION & WASTE REMOVAL

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 March, 1990,

THAT \$500,000.00 BE APPROPRIATED TO SANITATION & WASTE REMOVAL 55710-300 FROM GENERAL

FUND UNAPPROPRIATED SURPLUS 390000 TO PAY FOR LANDFILL FEES. ADJUSTMENTS ARE DUE TO

INCREASE IN SOLID WASTE AND INCREASE IN CONTRACT PRICE AS OF 9-1-89 FROM \$7.976 TO

\$12.85 PER TON.

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 March, 1990.

ATTESTED:

Ray B. Feathers  
County Clerk

Date: 3/19/90

APPROVED:

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER AMMONS

ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER ANDERSON

FUND: \_\_\_\_\_

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

ROLL CALL 22 1 1

ICE VOTE \_\_\_\_\_

COMMITTEE ACTION:

Budget

APPROVED

X

DISAPPROVED

DATE

3/13/90

COMMENTS: WAIVER OF RULES PASSED 3/19/90 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 MARCH, 1990.

RESOLUTION AUTHORIZING SULLIVAN COUNTY POLICY OF NONDISCRIMINATION

WHEREAS, TENNESSEE CODE ANNOTATED, SECTION \_\_\_\_\_, AUTHORIZES COUNTY  
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 March, 1990,

THAT Sullivan County's policy of nondiscrimination shall be as follows: No person

shall be excluded from participation in or be subjected to discrimination in any program  
or activity funded in whole or in part by federal funds, or otherwise, on the grounds of  
race, color, national origin, age or handicap. Discrimination on the basis of sex or  
religion is also prohibited.

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 March, 1990.

ATTESTED:

Ray B. Feathers  
County Clerk

Date: 3/19/90

APPROVED:

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER JONES ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER McCONNELL FUND: \_\_\_\_\_

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

ROLL CALL 22 4 1

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

Administrative \_\_\_\_\_

Budget \_\_\_\_\_

Executive \_\_\_\_\_

COMMENTS:

WAIVED RULES 2/3 VOTE

ROLL CALL - PASSED - MARCH 19th, 1990

RESOLUTION NO. 25

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

THIS THE 19th DAY OF March, 1990.

RESOLUTION AUTHORIZING Amendment of the Private Acts of 1935, Chapter 609, as  
amended

WHEREAS, TENNESSEE CODE ANNOTATED SECTION \_\_\_\_\_

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners of Sullivan  
County, Tennessee assembled in Regular Session on the 19th day of  
March, 1990,

THAT, WHEREAS, due to Sullivan County being self-insured on a majority of  
claims filed against the county and the resulting increased caseload and  
responsibilities on the office of the County Attorney; and

WHEREAS, the Board of Commissioners for Sullivan County has authorized the  
location of an office for the County Attorney in the Courthouse at Blountville;  
and

WHEREAS, these events have necessitated a change in some of the policies and  
procedures involving litigation and budgetary matters;

NOW, THEREFORE, BE IT RESOLVED that Section 3 of Chapter 609 of the Private  
Acts of 1935 as last amended by Chapter 35 of the Private Acts of 1977, it is  
further amended by deleting Section 3, as amended, entirely and by substituting  
the following:

Effective September 1, 1990, the County Attorney shall  
receive as compensation for his services an annual  
salary as approved by the Sullivan County Board of  
Commissioners every four years during the budget process  
preceding the general election in which the County  
Attorney is elected and which salary shall be adjusted  
each year in accordance with the adjustment of salaries  
received by other elected county officials.

That Chapter 609 of the Private Acts of 1935, as amended, is further amended by  
deleting Section 4 thereof entirely and substituting the following:

That in all cases the County Attorney shall be governed  
in his actions by the County Executive, except where the  
Board of Commissioners shall direct him, then he will  
follow the directions of the Board of Commissioners.

That in all cases involving self-insurance claims, the  
County Attorney shall have the authority, in cases where  
there is a conflict of interest between the Defendants or  
cases which require the services of additional counsel  
or for other reasons deemed by the County Attorney in  
the best interest of the county or employees of the county  
who are the subject of litigation, to employ such  
individuals at such rate as may be negotiated pursuant  
to contract as is now currently provided in the Sullivan  
County Laws and Resolutions and in accord with current  
practice in regard to the application of such attorney's  
fees and expenses for payment from the county's  
self-insurance fund.

That all proposed settlements of litigation, other than workmen's compensation matters or other than such matters as may be involved in condemnation proceedings where settlement is authorized by the Sullivan County Highway Commissioner and/or by the county's appraisers, be approved by the Sullivan County Executive Committee.

This Act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Board of Commissioners of Sullivan County before March 19, 1990. Its approval or nonapproval shall be proclaimed by the presiding officer of the Board of Commissioners of Sullivan County and certified by him to the Secretary of State.

For the purpose of approving or rejecting the provisions of this Act, it shall be effective upon becoming a law, the public welfare requiring it.

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 MARCH, 1990.

ATTESTED:

APPROVED:

County Clerk

County Executive

INTRODUCED BY COMMISSIONER McKAMEY ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER McConnell FUND: \_\_\_\_\_

COMMISSION ACTION: Aye Nay Absent

ROLL CALL 21 2 1

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION APPROVED DISAPPROVED DATE

\_\_\_\_\_

\_\_\_\_\_

COMMENTS: WAIVER OF RULES PASSED 3/19/90 ROLL CALL

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

RESOLUTION NO. 26THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE  
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSIONON THE 19TH DAY OF MARCH, 1990.RESOLUTION AUTHORIZING Tipton Street be added to the County Atlas

FAS, TENNESSEE CODE ANNOTATED; SECTION \_\_\_\_\_, AUTHORIZES COUNTIES

THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan  
County, Tennessee, assembled in Regular Session on the 19th day  
of March, 1990,Tipton Street located off of Independence Drive in the 11th Civil District be added  
to the County Atlas.resolutions in conflict herewith be and the same rescinded insofar as such  
conflict exists.This resolution shall become effective on \_\_\_\_\_, 19\_\_\_\_, the public  
thereby requiring it.This resolution was passed and approved this 19th day of March, 1990.

TESTED:

County Clerk

APPROVED:

County Executive

PRODUCED BY COMMISSIONER McConnell

ESTIMATED COSTS: \_\_\_\_\_

PRODUCED BY COMMISSIONER Ferguson & Arrington

FUND: \_\_\_\_\_

ACTION: [aye] [nay] [Pass] [Absent]

CALL 15 6 2 1

VOTE

AFTER ACTION:

APPROVED

DISAPPROVED

DATE

Administrative

et

utive

REMARKS: WAIVER OF RULES PASSED 3/19/90 ROLL CALL

RESOLUTION NO. 21

TO THE HONORABLE KEITH WESTHORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE  
SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION  
THIS THE 19th DAY OF MARCH, 1990.

RESOLUTION AUTHORIZING reimbursement for emergency response to hazardous  
material incidents

WHEREAS, TENNESSEE CODE ANNOTATED, SECTION \_\_\_\_\_, AUTHORIZES COUNTIES  
TO have an Emergency Management Office and

WHEREAS, that office is responsible for emergency planning and,

WHEREAS, TCA requires counties to have local planning committees

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan  
County, Tennessee, assembled in REGULAR Session on the 19th day  
of March, 1990.

THAT that the Sullivan County Commission supports proposed House Bill 1972 and  
Senate Bill 2042, which will enable local governments to be reimbursed by industry  
for costs incurred by emergency response and mitigation.

The proposed bill is as follows:

BE ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-314, is amended by deleting  
the present section in its entirety and by substituting instead the following:

55-10-314. Liability for spill of hazardous substances or hazardous  
waste from motor vehicle.

If any person who is driving or in physical control of any motor vehicle  
containing a hazardous substance as defined in Tennessee Code Annotated,  
Section 68-27-102, or containing hazardous waste as defined in Tennessee  
Code Annotated, Section 68-46-014, is adjudicated to have been at fault in  
a court of competent jurisdiction for an accident resulting in a spill of  
such hazardous substance or hazardous waste, the employer of such person  
shall be jointly and severally responsible for:

(1) Damages incurred as a result of the spill; and

(2) Any clean-up costs incurred by any  
governmental agency of the state of Tennessee or any political  
subdivision thereunder, which may result from the spill.

SECTION 2. This act shall take effect upon becoming a law, the public welfare  
requiring it.



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 March, 19 90.

ATTESTED:

*Gay B. Trachus*  
County Clerk Date: 3/19/90

APPROVED:

*[Signature]*  
County Executive Date: 3/19/90

INTRODUCED BY COMMISSIONER AMMONS ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER ICENHOUR FUND: \_\_\_\_\_

COMMISSION ACTION: Aye Nay Absent

ROLL CALL 23 1

VOICE VOTE

COMMITTEE ACTION APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 3/19/90 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 MARCH, 19 90.

RESOLUTION AUTHORIZING TRANSFER \$12,500 FROM UNAPPROPRIATED SURPLUS TO ACCOUNT  
NUMBER 54212

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 March, 19 90.

THAT \$12,000 be transferred from unappropriated Surplus to Account Number 54212 for Jail  
Facility security for the purpose of construction of a canopy over the jail exercise yard.

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

This resolution shall become effective on March 19, 19 90, the public  
welfare requiring it.

Duly passed and approved this 19th day of March, 19 90.

ATTESTED:

Gay B. Feathers  
County Clerk

Date: 3/19/90

APPROVED:

Keith Westmoreland  
County Executive

Date: 3/19/90

INTRODUCED BY COMMISSIONER ANDERSON ESTIMATED COSTS: \_\_\_\_\_

SECONDED BY COMMISSIONER MCCONNELL FUND: \_\_\_\_\_

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

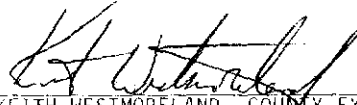
ROLL CALL 21 2 1

VOICE VOTE \_\_\_\_\_

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 3/19/90 ROLL CALL

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET AGAIN IN REGULAR  
SESSION, APRIL 16, 1990.

A handwritten signature in dark ink, appearing to read "Keith Westmoreland", written over a horizontal line.

KEITH WESTMORELAND, COUNTY EXECUTIVE

