

NOVEMBER 27, 1989

MONDAY MORNING, NOVEMBER 27, 1989

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT FOR AN ADJOURNED SESSION OF COUNTY COMMISSION, MEETING IN SESSION THIS MONDAY MORNING, NOVEMBER 27, 1989, IN BLOUNTIVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK, AND KEITH CARR, COUNTY SHERIFF OF SAID BOARD OF COMMISSIONERS OF SAID COUNTY,

TO WITNESS:

COMMISSIONERS PRESENT AND ANSWERING ROLL CALL:

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

ABSENT: AMMONS

Election of Notaries

Carol J. Adams
 A. S. Bacon
 Donna C. Bateman
 Connie S. Bennett
 John W. Boring
 Patricia T. Bowen
 Rose M. Bracken
 Reid Andrew Brogden
 Lisa K. Burlison
 Obia L. Carrier
 Harold G. Childress
 R. Dennis Crawford
 Brenda R. Dingus
 Jo Ann P. Dingus
 P. Gale Easterling
 Brenda L. Falin
 Shirley J. Hawkins
 Richard C. Hayes
 Traci Hensley
 Frances A. Hughes
 David D. Hyde
 Sherry L. Iusi
 Jada Lee Jones
 Linda C. Joyner
 Carolyn A. Messer
 James E. Messimer

Nancy C. Morrell
 Pamela J. Offield
 Lori A. Price
 Kim Richards
 Rhonda A. Roberts
 Cheryl Rodgers
 Jackie L. Roop
 Christy L. Ryans
 M. Susan Shipley
 Cathy S. Smith
 Marianne E. Sullivan
 Linda B. Vaughn
 Sara S. Wells
 Beverly G. Wright

Upon motion made by Commissioner Morrell and second by Commissioner Icenhour, the persons whose name appears hereon, was elected Notary Public for a four year term by roll call vote of the County Commission.

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 17th DAY OF JULY, 1989.

RESOLUTION AUTHORIZING release of liability for bus operators during an emergency.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES

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

THAT

WHEREAS, that the Sullivan County Emergency Management has the responsibility of providing transportation during an emergency, and

WHEREAS, a subcommittee has been developed to provide this transportation, and

WHEREAS, the private bus contractors for Sullivan County Department of Education are a part of this committee, and

WHEREAS, these contractors are being asked to provide buses during an emergency, and

WHEREAS, the insurance coverage for these buses only provides protection for school-related transportation.

THEREFORE BE IT RESOLVED, that Sullivan County take necessary steps to either release bus operators of any liability during an emergency or provide necessary insurance to cover these buses so that they may be used.

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

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

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

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

INTRODUCED BY COMMISSIONER AMMONS ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER _____ FUND: _____

COMMISSION ACTION: [aye] [nay]
LL CALL _____
ICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Executive _____ 8-2-89 Deferred
Administrative Deferred to full Commission 11/6/89

COMMENTS: FIRST READING 7/17/89 DEFERRED 8/21/89
DEFERRED 9/18/89 Refer to proper committee regarding insurance, etc.
DEFERRED 10/16/89 WITHDRAWN 11/27/89

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF September, 1989.

RESOLUTION AUTHORIZING contributions to the 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 18th day of September, 1989,

THAT WHEREAS, effective July 1, 1987, the Sullivan County Board of

Commissioners elected to assume employee contributions of all of its employees to the Tennessee Consolidated Retirement System pursuant to Public Chapter No. 508 of the Acts of 1981.

WHEREAS, the Tennessee Consolidated Retirement System accepted contributions pursuant to the Resolution passed by the County Commission with the exception of the employee contributions of the Register of Deeds, the County Trustee, the Circuit Court Clerk, the Clerk and Master, and the Judge of General Sessions Court, Division II, due to the fact that the statute was not specific as to whether members of superceded retirement systems were eligible to participate pursuant to this Act. And that whereas, on June 2, 1989, Public Chapter No. 505 of the Public Acts of Tennessee went into effect and did allow the county to assume total contributions made from and after July 1, 1989, of all county officials and county judges participating in the Tennessee Consolidated Retirement System or a superceded retirement system.

WHEREAS, Sullivan County was notified that the five previously excluded employees were now eligible for participation in plans where the county paid employee contributions by a letter from the Tennessee Consolidated Retirement System on July 24, 1989, and given a sample Resolution.

THEREFORE BE IT RESOLVED That pursuant to Public Chapter No. 505 of the Acts of 1989, permitting political subdivisions adopting noncontributory provisions of Tennessee Code Annotated, Section 8-34-206, for general employees of the county to assume the contributions of all eligible county employees and county judges participating in the Tennessee Retirement System or superceded retirement system and that pursuant to said Act, Sullivan County elects to assume employee contributions to the retirement system, but not to exceed 5% of total salary, of all its county officials and judges previously excluded and that any additional employee contributions paid by the employers pursuant to Public Chapter No. 505 of the Acts of 1989, shall be credited to the State

retirement fund to provide retirement death benefits for members and are not refundable to either the employer or the employee and that all liabilities resulting from this Resolution are hereby declared the responsibility of Sullivan County and it is now resolved that Sullivan County hereby authorizes to assume the employee contributions of the previously excluded employees that were named in the letter dated July 24, 1989, from Ed Hennessey, Assistant Director of the Tennessee Consolidated Retirement System and further identified earlier in this Resolution pursuant to Public Chapter 505 of the Acts of 1989, and that a copy of this Resolution be mailed to the Tennessee Consolidated Retirement System assuming all employee contributions made after July 1, 1989, as provided for in said Act.

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 27th day of November, 19 89.

ALTESTED: [Signature]
County Clerk Date: 11/27/89

APPROVED: [Signature]
County Executive Date: 11-27-89

INTRODUCED BY COMMISSIONER Blaylock ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER GROSECLOSE FUND: _____

COMMISSION ACTION: Aye Nay Absent
ROLL CALL 21 1 1

COMMITTEE ACTION	APPROVED	DISAPPROVED	DATE
Administrative (Deferred)			9/12/89
Budget (Deferred)			9/12/89

COMMENTS: FIRST READING 9/18/89
DEFERRED 10/16/89
PASSED - ROLL CALL 11/27/89

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

THIS THE 16th DAY OF October, 1989.

RESOLUTION AUTHORIZING AMENDMENT OF SECTION 807, SCHEDULE OF PERMIT FEES, OF THE SULLIVAN COUNTY ZONING RESOLUTION

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 16th day of October, 1989,

THAT WHEREAS, all costs incurred for building inspection should be realized by building permit fees;

THEREFORE BE IT RESOLVED That Section 807, Schedule of Permit Fees be amended as follows:

807. Schedule of Permit Fees. On all new residential buildings, including mobile homes and new commercial and industrial buildings the building permit fee shall be as

follows:

Residential:

S/W Mobile Home and Accessory Buildings	\$15.00
One Room Addition to House	20.00 ⁴ 10.00
House \$1 to \$100,000	30.00
House \$100,000 to \$150,000	50.00
House \$150,000 & up	75.00

Commercial & Industrial:

\$1 to \$50,000	\$ 25.00
\$50,000 to \$200,000	100.00
\$200,000 to \$500,000	200.00
\$500,000 & up	750.00

Apartments:

Two units	per unit	\$15.00
More than two units	each	25.00

construction is started before a permit is obtained, the price of the permit will be double -- This applies to all permits.

The permit fees listed above will be charged for new buildings or to any building increasing in size in square footage. No building permit will be required and no fee will be

charged for repair and maintenance of a building. The fee shall be collected by the

Building Commissioner. A record shall be kept of all fees collected and these fees shall be

placed in the County Treasury and disbursed by the Sullivan County Board of Commissioners.

AMEND: 10/16/89

Motion by : Comm. Milhorn) One room addition to house be changed from \$20.00 to \$10.00.
 Second by: Comm. Blalock)

AMEND: 11/27/89

AND, the passing of this resolution to become effective January 1, 1990.

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 27th day of November, 19 89.

ATTESTED:

[Signature]
 County Clerk Date: 11/27/89

APPROVED:

[Signature]
 County Executive Date: 11/27/89

INTRODUCED BY COMMISSIONER ROCKETT ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DEVAULT FUND: _____

COMMISSION ACTION: Aye Nay Absent

ROLL CALL 21 1 2

VOICE VOTE _____

COMMITTEE ACTION APPROVED DISAPPROVED DATE

Administrative (Deferred) _____ 10/2/89

Executive _____ X _____ 10/4/89

Budget _____ X _____ 10/10/89
 COMMENTS: AMENDMENT PASSED 10/16/89 ROLL CALL 13 Aye, 8 Nay and 3 Absent

RESOLUTION PUT ON FIRST READING 10/16/89

PASSED 11/27/89 ROLL CALL WITH AMENDMENT

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

THIS THE 16th DAY OF October, 1989.

RESOLUTION AUTHORIZING CREATION OF BUILDING INSPECTOR POSITION

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 16th day of October, 1989,

THAT WHEREAS, the Sullivan County Zoning Resolution requires a minimum of two (2) inspections for each building permit and the issuance of a certificate of occupancy within three (3) days of completion of the building, and;

WHEREAS the Superintendent of Public Utilities' duties preclude his assistance with Planning and Zoning, and;

WHEREAS the work load of the Zoning and Planning Department has surpassed all expectations and;

WHEREAS in order to comply with the requirements of the Sullivan County Zoning Resolution more than one (1) employee is needed and;

WHEREAS a full-time inspector should be employed to handle the 100 plus inspections mandated each month and;

WHEREAS such full-time inspector's salary ^{should} be realized from building permit fees and at no additional expense to the County.

THEREFORE BE IT RESOLVED That the position of Building Inspector for Sullivan County be created and that such inspector work for and under the direct orders of the Zoning and Planning Administrator, and that the creation of this position be subject to the passage of Resolution # 6 amending section 807 of the Sullivan County Zoning Resolution, Schedule of Permit Fees.

AMEND: Motion by: Commissioner Rockett
11/27/89 Sec. by: Commissioner DeVault

AND,
This position to become effective January 1, 1990, the salary to be Class F--0-9 years and fringe benefits. The Administrator of Zoning and Planning will be responsible for the hiring or firing of the person to fill this position.

Multiple horizontal lines for text entry.

If 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.

It was passed and approved this 27th day of November, 19 89.

TESTED: [Signature] Date: 11/27/89
County Clerk

APPROVED: [Signature] Date: 11/27/89
County Executive

INTRODUCED BY COMMISSIONER ROCKETT ESTIMATED COSTS: _____

CONCURRED BY COMMISSIONER NEIL FUND: _____

COMMISSION ACTION: Aye Nay Absent

ROLL CALL: 21 1 2

VOICE VOTE

COMMITTEE ACTION APPROVED DISAPPROVED DATE

Administrative (Deferred) 10/2/89

Executive (See below) X 10/4/89

Budget X 10/10/89

Executive Committee approved with amendment: the position to be self supportive, including salary and fringe benefits.

FIRST READING 10/16/89

PASSED WITH ADMENDMENT 11/27/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 16th DAY OF OCTOBER, 1989.

RESOLUTION AUTHORIZING APPROPRIATION OF AN ADDITIONAL \$22,562.40 FOR SALARY TO THE CLERK AND MASTER - BLOUNTVILLE

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 16th day of October, 1989,

THAT THE SULLIVAN COUNTY COMMISSION APPROPRIATE AN ADDITIONAL \$22,562.40 FOR THE CLERK AND MASTER - BLOUNTVILLE. THE MAXIMUM SALARY AUTHORIZED UNDER SECTION 8-23-102, T.C.A. REQUIRES THE PAYMENT OF A MAXIMUM SALARY TO OFFICIALS WHEN THEIR OFFICE COLLECTS FEES AND COMMISSIONS EQUAL TO OR GREATER THAN THE MAXIMUM SALARY.

IT HAS BEEN DETERMINED THAT THE CLERK AND MASTER - BLOUNTVILLE COLLECTED FEES AND COMMISSIONS IN EXCESS OF THE CLERICAL ASSISTANT'S PAY SUFFICIENT TO COVER THE MAXIMUM SALARY FOR THE PERIODS SEPTEMBER 1, 1987 THROUGH AUGUST 31, 1988 OF \$38,172 AND THE MAXIMUM SALARY FOR THE PERIOD SEPTEMBER 1, 1988 THROUGH JUNE 30, 1989 OF \$33,245.

NOW THEREFORE, BE IT RESOLVED THAT THE CLERK AND MASTER - BLOUNTVILLE BE COMPENSATED AN ADDITIONAL \$22,562.40 FOR THE DEFICIENCY IN SALARY RECEIVED FOR THE PERIODS NOTED ABOVE.

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 27th day of November, 19 89.

ATTESTED: Day B. Feathers Date: 11/27/89 County Clerk APPROVED: Keith Westmoreland Date: 11/27/89 County Executive

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: \$22,562.40 SECONDED BY COMMISSIONER GRUSECLOSE FUND: GENERAL

COMMISSION ACTION: [aye] [nay] [Absent] ROLL CALL 23 1 VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE Administrative Budget (Deferred) (SEE BELOW) X 11/5/89 10-16-89 Executive X 11-01-89

COMMENTS: FIRST READING 10/16/89 BUDGET COMMITTEE - APPROVED: 11/14/89 PASSED 11/27/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 16th DAY OF OCTOBER, 19 89.

RESOLUTION AUTHORIZING SWEET HOLLOW ROAD EXTENSION AND SWEET HOLLOW LANE LOCATED IN THE 19TH CIVIL DISTRICT BE ADDED TO THE ATLAS

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 16th day of October, 19 89,

THAT Sweet Hollow Road Extension and Sweet Hollow Lane located in the 19th Civil District be added to Atlas as per the attached petition.

AMENDED: 11/27/89

AND the remaining portion of old road between the two be abandoned and closed as public road and Sweet Hollow Extension be subject to 30' of road through the Roy Wayne Blevins property and 40' of road through the Omer Kolling and Mark Lloyd property and through part of the Paul Lloyd property.

Sweet Hollow Lane be subject to 40' of road and a 40' radius turn-a-round through part of the Eugene Sweet property, All of the above road must be deeded to Sullivan County.

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 27th day of November, 19 89.

ATTESTED:

APPROVED:

Way B. Baskin
County Clerk

Date: 11/27/89

Keith Westmoreland
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER MORRELL

ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER THOMAS

FUND: _____

COMMISSION ACTION: [aye] [nay]

POLL CALL _____

VOICE VOTE X

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

Executive _____

X

11-1-89

COMMENTS: FIRST READING 10/16/89

PASSED 11/27/89 VOICE VOTE

WE THE UNDERSIGNED RESIDENTS ,LAND OWNERS AND TAX PAYERS OF SULLIVAN
COUNTY WHO RESIDE ON THE SWEET HOLLOW ROAD DO HEREBY PETITION THAT
SAID SWEET HOLLOW ROAD BE PROPERLY GRADED, PREPARED, AND MAINTAINED
BY THE COUNTY HIGHWAY DEPARTMENT.

Ray K. Blewins

Wesley Blewins

Sam Blewins

Betty Blewins

Vicki Blewins

Paul Lagg

Lois Kelling

Omer H. Kelling

Mary Kelling

Eugene Sweet

Bess Sweet

John Sweet

Jim Bishop

Shirley Bishop

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 27th DAY OF NOVEMBER, 19 89.

RESOLUTION AUTHORIZING APPOINTMENT OF JOHN KITZMILLER TO THE BLOUNTVILLE UTILITY DISTRICT BOARD OF COMMISSIONERS.

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 27th day of October, 19 89.

THAT WHEREAS, a vacancy has occurred on the Board of Commissioners for the Blountville Utility District, and,

WHEREAS, an election was held on October 12, 1989, to fill one Commission seat, and,

WHEREAS, the results of said election, attached hereto, certify John Kitzmiller election to the Commission.

NOW, THEREFORE BE IT RESOLVED That the Sullivan County Commission approve the election of John Kitzmiller to the Blountville Utility District Board of Commissioners, term to expire October 12, 1993.

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 27th day of November, 1989.

ATTESTED:

APPROVED:

[Signature]
County Clerk

Date: 11/27/89

[Signature]
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER BARGER

ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER NICHOLS

FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

V CE VOTE X _____

COMMITTEE ACTION:

APPROVED

DISAPPROVED

DATE

Executive

X

11-1-89

COMMENTS: WAIVER OF RULES PASSED 11/27/89 2/3 Voice Vote

#10

BLOUNTVILLE UTILITY DISTRICT

C E R T I F I C A T E

The undersigned hereby certifies that the results of the election held October 12, 1989 to fill ~~one Commission Seat~~ are as follows:

CANDIDATE

VOTES RECEIVED

~~John Kitzmiller~~

~~112~~

Russell Lambert

108

Votes Cast (Total)

220

Ballots Cast (Total)

220

Russell R. Stan

Election Official

Jim King

Witness

Danna Weaver

Witness

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

THIS THE 27th DAY OF NOVEMBER, 1989.

RESOLUTION AUTHORIZING JUVENILE COURT, DIVISION II, PROBATION OFFICER'S POSITION BE ASSUMED BY THE COUNTY

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Adjourned Session on the 27th day of November, 1989,

THAT WHEREAS, The Juvenile Court, Division II, of Sullivan County previously obtained a grant through the Tennessee Commission on Children and Youth in 1987 for an additional staff employee since the Court which is the 5th largest in Tennessee was understaffed; and WHEREAS, By the hiring of Majorie McCoy, through this grant the Court has been able to develop a trained volunteer corps to counsel with children, has developed a home detention monitor program to reduce Sullivan County's detention costs, developed motivation programs for troubled youth, developed a life skills program, community service program, a traffic school, restitution programs for victims of crimes thus enhancing the Court's service to the community and helping solve the problem of lack Court staff; and

WHEREAS, The program called "LEARN IT" has been very successful and nominated for a national award and is a necessity for successful operation of the Court and that the grant will expire on September 30, 1990; and

WHEREAS, The Court told the Commission when they approved the grant that it would ask the Commission to employ the professional officer operating the grant when it expired;

NOW THEREFORE BE IT RESOLVED, That the probation officer's position be assumed by the County at the same as other probation officers (Level K) with 2-3 years of service credit commencing July 1, 1990 and that excess grant money left from the grant be utilized to pay said employee's salary until it is fully expended and be included in the '90-91 budget year.

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 27th DAY OF NOVEMBER, 1989.

RESOLUTION AUTHORIZING STOP SIGN BE PLACED AT THE INTERSECTION OF DUBLIN RD. AND BLARNEY RD. LOCATED IN FALL CREEK WEST SUBDIVISION IN THE 7TH CIVIL DISTRICT

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Adjourned Session on the 27th day of November, 1989,

THAT A stop sign be placed at the intersection of Dublin Road and Blarney Road located in Fall Creek West Subdivision in the 7th Civil District and the Highway Department make a review of Fall Creek West and Fall Creek East Subdivisions for additional stop signs.

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

This resolution shall become effective on _____, 1989, the public welfare requiring it.

Duly passed and approved this 27th day of November, 1989.

ATTESTED: [Signature]
County Clerk

Date: 11/27/89

APPROVED: [Signature]
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER RUSSIN & DINGUS FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL
VOICE VOTE X

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DATE
<u>Executive</u>	<u>X</u>		<u>11-1-89</u>
<u>Administrative</u>	<u>X</u>		<u>11-6-89</u>

COMMENTS: WAIVER OF RULES PASSED 11/27/89 Roll Call

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 27th DAY OF November, 1989.

RESOLUTION AUTHORIZING 25 M. P. H. SIGNS BE PLACED ON WILLIAMS LANE IN THE 5TH CIVIL DISTRICT

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 27th day of November, 1989.

THAT a 25 m.p.h. speed limit sign be placed on Williams Lane located in the Maple Hill Subdivision in the 5th Civil District, the public welfare requiring it.

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

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

Duly passed and approved this 27th day of November, 1989.

ATTESTED: Gay B. Feather Date: 11/27/89 APPROVED: Keith Westmoreland Date: 11/27/89
County Clerk County Executive

INTRODUCED BY COMMISSIONER BARGER ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER NICHOLS FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE x _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 11/27/89 2/3 Voice Vote

TO THE HONORABLE REITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 27th DAY OF NOVEMBER, 1989.

RESOLUTION AUTHORIZING REMOVAL OF STOP SIGN ON MUDDY CREEK ROAD AT THE INTERSECTION OF MUDDY CREEK ROAD AND DEVAULT BRIDGE ROAD AND A "STOP AHEAD" SIGN ERECTED ON DEVAULT BRIDGE ROAD

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Adjourned Session on the 27th day of November, 1989,

THAT The stop sign on Muddy Creek Road at the intersection of Muddy Creek Road and DeVault Bridge Road be removed, and that a "stop ahead" sign be erected on DeVault Bridge Road approximately 200 yards before its intersection with Muddy Creek Road and the stop sign on DeVault Bridge Road at its intersection with Muddy Creek Road remain as is; and

BE IT FURTHER RESOLVED That all previous resolutions dealing with road signs at this intersection be rescinded, the public welfare requiring it.

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

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

Duly passed and approved this 27th day of November, 1989.

ATTESTED: [Signature]
County Clerk

Date: 11/27/89

APPROVED: [Signature]
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER JONES ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER McKAMEY FUND: _____

COMMISSION ACTION: [aye] [nay]

POLL CALL
VOICE VOTE X

COMMITTEE ACTION: APPROVED DISAPPROVED DATE
Administrative X 11-6-89

COMMENTS: WAIVER OF RULES PASSED 11/27/89 2/3 Voice Vote

267
TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 27th DAY OF NOVEMBER, 19 89.

RESOLUTION AUTHORIZING THE SULLIVAN COUNTY EXECUTIVE TO MEET WITH OTHER COUNTIES TO WORK OUT AN EQUITABLE FUNDING AGREEMENT FOR THE FORENSIC LABORATORY AT EAST TENNESSEE STATE UNIVERSITY.

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 27th day of November, 19 89.

THAT WHEREAS, The Forensic Laboratory at East Tennessee State University will close at the end of the Fiscal Year unless the Counties which it serves support it with their fair share of funding to supplement its shortfall of at least \$98,000.00, according to the Director, Dr. William F. McCormick; and

WHEREAS, The Sullivan County Executive, Sheriff, and District Attorney General say the absence of this forensic laboratory will result in slower service in the criminal justice system and in increase expense incurred by trips being made to and from laboratories further away;

NOW THEREFORE BE IT RESOLVED That the Sullivan County Commission instruct its Executive to meet with the Executives of the other counties involved and with Dr. McCormick to work out an equitable funding agreement which will enable the East Tennessee State University Forensic Laboratory to stay in existence. The aforesaid funding agreement to be submitted to the respective Commissions for approval; and

FURTHER BE IT RESOLVED That a copy of this resolution be forwarded to Dr. William F. McCormick.

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.

Adopted and approved this 27th day of November, 19 89.

TESTED: *Ray B. Taylor* Date: 11/27/89
County Clerk

APPROVED: *[Signature]* Date: 11/27/89
County Executive

INTRODUCED BY COMMISSIONER DeVAULT ESTIMATED COSTS: _____

COINED BY COMMISSIONER ANDERSON FUND: _____

COMMISSION ACTION: Aye Nay

ROLL CALL _____

VOICE VOTE X _____

RESOLUTION ACTION APPROVED DISAPPROVED DATE

RECOMMENDATION _____

ADMINISTRATIVE: X 11-6-89

CUTIVE: _____

REMARKS: WAIVER OF RULES PASSED 11/27/89 2/3 Voice Vote

TO THE HONORABLE KEITH WESTHORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 27TH DAY OF NOVEMBER, 19 89. RESOLUTION AUTHORIZING DISPOSITION OF PROPERTY (OLD TIRES, ETC.)

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in CALLED Session on the 27TH day of NOVEMBER, 19 89.

THAT THE SULLIVAN COUNTY BOARD OF COMMISSIONERS ALLOW THE PURCHASING AGENT TO SELL USED TIRES, ETC. (PER THE ATTACHED LISTING) BY SEALED BIDS, TO THE HIGHEST BIDDER, AFTER SAME HAS BEEN PROPERLY ADVERTISED IN OUR LOCAL NEWSPAPER.

PROPOSED SEALED BID OPENING DATE: TUESDAY, DECEMBER 12, 1989

WE REQUEST WAIVER OF RULE BY 2/3 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 27th day of November, 1989.

ATTESTED:

Day B. Feathers
County Clerk

Date: 11/27/89

APPROVED:

Keith Westhoreland
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER McKAMEY ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER DINGUS FUND: _____

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

ROLL CALL 23 _____ 1

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 11/27/89 ROLL CALL

DISPOSITION OF PROPERTY
AT
SULLIVAN COUNTY CENTRAL STORES

The following is a listing of RECAPPABLE AND NON-RECAPPABLE TIRES, OLD INNER TUBES, and LINERS to be sold to the highest bidder by sealed bids for the Sullivan County Central Stores Department (Tire Repair Center).

<u>SIZE</u>	<u>NUMBER</u>
10:00 x 15	4
10:00 x 20	163
10:00 x 22	27
14:00 x 24	4
16.9 x 24	1
14.9 x 24	1
13.6 x 28	2
9.00 x 20	7
8.25 x 20	8
BR19.5	4

Plus, Three Hundred Forty-Three, (343) small passenger car and truck tires of various sizes.

TOTAL TIRES TO BE SOLD 564

Also to be sold, approximately Two Thousand (2000) pounds of old inner tubes and liners.

Each bidder must bid on all tires, tubes, liners (one lump sum price). The tire lot must be cleared of the above mentioned items and successful high bidder is responsible for removing said items within five (5) days after the bid has been awarded.



Alfred H. Keen, Supervisor
Central Stores

271

TO THE HONORABLE KEITH WESTHORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 27TH DAY OF NOVEMBER, 19 89.

RESOLUTION AUTHORIZING THE PURCHASING AGENT TO SELL SURPLUS EQUIPMENT AND SUPPLIES BY SEALED BIDS.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES TO

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in CALLED Session on the 27TH day of NOVEMBER, 1989.

THAT BE IT RESOLVED THAT THE SURPLUS EQUIPMENT AND SUPPLIES AS SHOWN ON THE ATTACHED DOCUMENT, BE SOLD BY SEALED BIDS, TO THE HIGHEST BIDDER(S) AFTER HAVING BEEN PROPERLY ADVERTISED IN OUR LOCAL NEWSPAPER. [SAID EQUIPMENT & SUPPLIES HAVE BEEN DECLARED SURPLUS BY THE COUNTY DEPARTMENTS LISTED].

PROPOSED SEALED BID OPENING DATE: DECEMBER 19, 1989

WE REQUEST WAIVER OF RULE BY 2/3 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 27th day of November, 1989.

ATTESTED: Gay B. Feathers
County Clerk

Date: 11/27/89

APPROVED: Keith Westhoreland
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER McKAMEY ESTIMATED COSTS:

SECONDED BY COMMISSIONER DINGUS FUND:

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

ROLL CALL 23 1

VOICE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 11/27/89 ROLL CALL

SURPLUS EQUIPMENT AND SUPPLIES TO BE SOLD BY SEALED BIDS FOR VARIOUS COUNTY DEPARTMENTS

27

ITEM NO.	QUANTITY	ITEM DESCRIPTION	DEPARTMENT
1	1 each	1983 CHEVROLET IMPALA (S/N 2G1AL69H8D1233375) County ID #2	HIGHWAY
2	1 each	1978 FORD F100 PICK-UP TRUCK (S/N F10GNBE4060) County ID #66	HIGHWAY
	1 each	1971 CHEVROLET PICK-UP TRUCK (S/N CE1415619289) County ID #61	HIGHWAY
4	1 each	1978 FORD F700 DUMP TRUCK (S/N F70FVCE9154) County ID #60	HIGHWAY
5	1 each	1979 FORD F700 DUMP TRUCK (S/N F70AVDJ7737) County ID #83	HIGHWAY
6	1 each	1979 FORD F700 DUMP TRUCK (S/N F70AVDJ7736) County ID #81	HIGHWAY
7	1 each	1976 FORD F750 DUMP TRUCK (S/N F75FVB60572) County ID #22	HIGHWAY
8	1 each	1973 FORD ECONO-CARGO VAN (S/N E24GHQ29114) County ID #67	SCHOOL
9	1 each	1971 CHEVROLET 1/2 TON PICK-UP TRUCK (S/N CS141F831080) County ID #46	SCHOOL
10	1 each	1973 FORD ECONO-CARGO VAN (S/N E24GHS47199) County ID #36	SCHOOL
11	1 each	1973 FORD ECONO-CARGO VAN (S/N E24GHS47198) County ID #6	SCHOOL
12	1 each	1979 CHRYSLER 4-DOOR SEDAN (S/N TH42L9A208047)	SHERIFF
13	1 each	1980 DODGE REGIS 4-DOOR SEDAN (S/N EH42LAA158931)	SHERIFF
14	1 each	1984 PONTIAC STATION WAGON (S/N 1G2AL35H6EX213338)	MAIL SERVICES
15	1 lot	LIGHT BULBS (VARIOUS SIZES)	CENTRAL STORES
16	1 lot	FILTERS [OIL AND FUEL TYPES] (VARIOUS SIZES)	CENTRAL STORES
17	1 lot	CLASSROOM TYPE, METAL WASTE PAPER CANS	CENTRAL STORES
18	1 lot	HEADLAMPS (VARIOUS SIZES)	CENTRAL STORES

ITEM NO.	QUANTITY	ITEM DESCRIPTION	DEPARTMENT
19	1 lot	TRUCK TAIL LIGHT LENS (VARIOUS SIZES)	CENTRAL STORES
20	1 lot	TRUCK TAIL LIGHTS (VARIOUS SIZES)	CENTRAL STORES
21	1 lot	BRAKE SHOES (VARIOUS SIZES)	CENTRAL STORES
22	1 lot	FUEL PUMPS	CENTRAL STORES
23	1 lot	BOOSTER CABLE CLAMPS	CENTRAL STORES
24	1 lot	MOWING SCYTHE SNATHS AND BLADES	CENTRAL STORES
25	1 lot	TIRES (8:25 x 20 M&S PLUS OTHER ODD SIZES)	CENTRAL STORES
26	1 lot	VARIOUS MISCELLANEOUS ITEMS	CENTRAL STORES
27	1 lot	ADDING MACHINE PAPER (VARIOUS SIZES)	OFFICE STORES
28	1 lot	THERMAL MASTERS	OFFICE STORES
29	1 lot	PAPER FASTENERS	OFFICE STORES
30	1 lot	XEROX PRODUCTS FOR MODEL #660 COPIER (Developer-Toner-Webs-Carriers)	OFFICE STORES
31	1 lot	VARIOUS MISCELLANEOUS ITEMS (Including Ribbons, Etc.)	OFFICE STORES

*Note ... Items #15 through #31 (Central and Office Stores Supplies) are new items which are no longer used by County Departments.

RESOLUTION NO. 20

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 27th DAY OF NOVEMBER, 1989.

RESOLUTION AUTHORIZING LITIGATION PROCEEDINGS AGAINST KINGSFORT

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 27th day of NOVEMBER, 1989, THAT in the event that kingsport annexes the proposed North Kingsport areas/(Oak Hill, West View, Madfield Section, East and West Carters Valley) that the Sullivan County Board of Commissioners initiate legal proceedings against the City of Kingsport and that \$20,000.00 be appropriated from the General Fund to provide funds for the payment of legal assistance and necessary expenses of such litigation.

REQUEST WAIVER OF RULES

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

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

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

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

INTRODUCED BY COMMISSIONER U. W. Ferguson ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER _____ FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL

V. CE VOTE

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: DIED - LACK OF SECOND 11/27/89

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

THIS THE 27th DAY OF November, 1989.

RESOLUTION AUTHORIZING SULLIVAN COUNTY COOPERATE WITH AND ASSIST THE CITY OF BRISTOL IN ANY LEGAL EFFORTS TO RETAIN CONTROL AND JURISDICTION OVER THE PINEY FLATS AREA

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 27th day of November, 1989.

THAT Whereas, Sullivan County has expended substantial monies for capacity in Bristol's waste water treatment plant for the benefit of Sullivan County residents in Bristol's 201 service area, which includes Piney Flats, and

Whereas, Sullivan County has commenced engineering and let bids in anticipation of commencing construction of sewer lines in the Piney Flats area; and

Whereas, the Sullivan County Board of Comm. at the request of their constituents has directed that unwanted intrusions by annexation by Johnson City be resisted and to protect the integrity of Sullivan County and it's resources; and

Whereas, it is necessary that in order to protect the investment of Sullivan County and the desires of it's affected citizens, that Sullivan County and the City of Bristol, T co-operate in all necessary legal and equitable efforts to retain control and jurisdiction of the Piney Flats area of Sullivan County to insure future growth and economic development of the affected area.

Now, therefore be it resolved, that Sullivan County cooperate with and assist the City of Bristol in any legal efforts to retain control and or jurisdiction over the Piney Flats and other affected areas.

In the event the City of Bristol becomes involved in litigation in cooperating with Sullivan County in this endeavor, Sullivan County pledges whatever aid and legal assistance as is necessary to protect the integrity and future growth of Sullivan County.

AMEND: COMM. RUSSIN 11/27/89

APPROPRIATE UP TO \$25,000.00 TO DEFRAY COST OF LEGAL ASSISTANCE TO BE TAKEN FROM UNALLOCATED FUNDS.

AMENDMENT: #2

AND, that the Sullivan County Board of Commissioners supports and urges the City of Bristol, Tennessee to annex that portion to Highway 11-E from the cross-roads to Edgefield Road.

and 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 27th day of November, 1989.

ATTESTED:
[Signature]
County Clerk Date: 11/27/89

APPROVED:
[Signature]
County Executive Date: 11/27/89

INTRODUCED BY COMMISSIONER MCKAMEY ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER JONES FUND: _____

COMMISSION ACTION: Aye Nay Absent

ROLL CALL 23 1

VOICE VOTE

COMMITTEE ACTION APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 11/27/89 ROLL CALL AS AMENDED

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 27th DAY OF November, 1989.

RESOLUTION AUTHORIZING _____

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 27th day of November, 1989,

THAT Whereas, the Sullivan County Board of Commissioners has directed the Sullivan County Attorney to contest all annexations by Johnson City into Sullivan County by appropriate legal means and

Whereas, Johnson City has undertaken numerous annexations into Sullivan County and has announced it's intentions to continue its policy of aggression against the integrity and economic well being of Sullivan County.

And, Whereas, the novelty, complicity and number of Johnson City's annexations require that the County Attorney be afforded legal assistance and related support.

Now, therefore be it resolved, that the sum of \$25,000 be appropriated from unappropriated surplus to defray the costs of legal assistance and litigation expenses.

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

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

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

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

INTRODUCED BY COMMISSIONER _____ ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER _____ FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WITHDRAWN 11/27/89

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED SESSION THIS THE 27 DAY OF NOVEMBER, 1989.

RESOLUTION AUTHORIZING the appointment of a County Coroner for a period of two(2) years.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION , AUTHORIZES COUNTIES TO

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in CALLED Session on the 27 day of November, 1989.

THAT WHEREAS THE POSITION OF A COUNTY CORONER IS DUE FOR REAPPOINTMENT BE IT THEREFORE RESOLVED THAT J.C. FLETCHER BE REAPPOINTED SULLIVAN COUNTY CORONER FOR A PERIOD OF TWO(2) YEARS.

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 27th day of November, 1989.

ATTESTED:
Ray B. Walker
County Clerk

APPROVED:
Keith Westmoreland
County Executive

Date: 11/27/89

INTRODUCED BY COMMISSIONER Margaret DeVault ESTIMATED COSTS:

SECONDED BY COMMISSIONER Ray Dingus FUND:

COMMISSION ACTION: [aye] [nay]
ROLL CALL
VOICE VOTE X

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: waiver of the rules, two-thirds vote PASSED 11/27/89 Voice Vote

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN _____ SESSION THIS THE 27th DAY OF November, 1989.

RESOLUTION AUTHORIZING Refund of 1985, 1986, 1987 Property Taxes to Kingsport Foundry

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

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

THAT Whereas the State of Tennessee Assessment Appeals Commission has granted relief in the sum of \$18,568.12 plus interest to Kingsport Foundry for tax years 1985 - 1987 and, whereas, there is a question as to the timely payment of these tax years so as to qualify for consideration for tax relief under State Law; Now, therefore be resolved that the Sullivan County Board of Commissioners authorizes the Sullivan County Trustee in consultation with the County Attorney and the Division of Property Assessment, ^{to} requisition the payment of such funds from surplus as they determine to be just and proper.

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

This resolution shall become effective on _____, 1989, the public welfare requiring it.

Duly passed and approved this 27th day of November, 1989.

ATTESTED: Ray B. Feathers Date: 11/27/89 County Clerk APPROVED: Keith Westmoreland Date: 11/27/89 County Executive

INTRODUCED BY COMMISSIONER ALALOCK ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER GROSECLOSE & DINGUS FUND: _____

COMMISSION ACTION: [aye] [nay] [Absent] ROLL CALL 23 1 VOICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE _____

COMMENTS: WAIVER OF RULES PASSED 11/27/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 27th DAY OF NOVEMBER, 19 89.

RESOLUTION AUTHORIZING AMENDING RESOLUTION #17 INTRODUCED AUGUST 21, 1989, AND THE AMENDMENT TO SAID RESOLUTION PASSED SEPTEMBER 18, 1989

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Adjourned Session on the 27th day of November, 19 89.

THAT the amendment to resolution #7, passed September 18, 1989, be deleted and amend as follows:

A pump station be installed at Mary Hughes School and Gravity Line be installed from the school to existing line on Hwy. 11-E, subject to money being available after Blountville lines contract is approved.

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 27th day of November, 19 89.

ATTESTED: [Signature] Date: 11/27/89 APPROVED: [Signature] Date: 11/27/89
County Clerk County Executive

INTRODUCED BY COMMISSIONER MCKAMEY ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER JONES FUND: _____

COMMISSION ACTION: [aye] [nay] [Absent]
ROLL CALL 23 1
ICE VOTE _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 11/27/89 ROLL CALL

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN CALLED _____ SESSION THIS THE 27TH DAY OF NOVEMBER, 19 89.

RESOLUTION AUTHORIZING INSTALLATION OF STOP SIGN (5TH CIVIL DISTRICT)

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in _____ CALLED _____ Session on the 27TH day of NOVEMBER, 19 89.

THAT A STOP SIGN BE INSTALLED AT THE INTERSECTION OF SAMLOLA AND WINE CIRCLE; LOCATED IN THE 5TH CIVIL DISTRICT OF SULLIVAN COUNTY.

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 27th day of November, 19 89.

ATTESTED: Ray B. Feathers
County Clerk

APPROVED: _____
Date: 11/27/89

APPROVED: Keith Westmoreland
County Executive Date: 11/27/89

INTRODUCED BY COMMISSIONER NICHOLS ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER BARGER FUND: _____

COMMISSION ACTION: [aye] [nay]

ROLL CALL _____

VOICE VOTE X _____

COMMITTEE ACTION: APPROVED DISAPPROVED DATE

COMMENTS: WAIVER OF RULES PASSED 11/27/89 2/3 Voice Vote

SULLIVAN COUNTY COUNTY COMMISSION

November 27, 1989

Motion by: (1) Consider a request to rezone a tract of land located in the 5th Civil District on the south side of State Route 126
Comm. Morrell 600 feet west of Walnut Hill Road from R-2 to PR-BD to permit the location of business development.

Second by: To approve request PASSED 11/17/89 ROLL CALL
Mr. Thomas File #2/89-3, Bob Slagle (Beacon Development) Request. Mr. Bob Slagle, who owns a tract of land located on the south side of State Route 126 just east of Walnut Hill Road, appeared before the commission and requested that a tract of land which he owns be rezoned from R-2 (Residential) to Planned Residential Business District. Mr. Slagle stated that he wished to develop part of the tract for commercial development and part for residential development. One person appeared before the commission and stated that they would like to see a plan of the proposal. Staff explained that if the planning commission and county commission approved this request it would have to come back to the planning commission for approval of the site plan. Mr. Russin made a motion, seconded by Mr. Guthrie, to approve the rezoning as recommended by staff. Mr. Nichols stated that he wanted the record to show that he was absent from voting on this particular request. Motion to approve carried with Mr. Nichols not voting.

Motion by: (2) Consider a request to rezone a tract of land located in the 14th Civil District fronting on both Tall Tree Drive and
Mr. Morrell Shipley Ferry Road from R-1 to PBD to permit the location of commercial development.

Second by: To approve request PASSED 11/27/89 ROLL CALL
Mr. Thomas File #3/89-10, Luke M. McAmis, D. R. McAmis and Luke M. McAmis, Jr. Request. Mr. McAmis, who owns a 20.4 acre tract of land at the intersection of Shipley Ferry Road/State Route 36 and I-81, appeared before the planning commission and requested that the property be rezoned from R-1 (Residential) to PBD. Mrs. Miller who owns a tract of land on Tall Oaks Drive and runs a dog kennel appeared before the commission requesting information concerning the nature of a PBD. Staff explained that any development which took place after property was zoned PBD would have to have approval of a site plan. Mr. McAmis appeared and explained to the commission what his plans were for the property. Staff stated that this property was at a strategic location as far as business development was concerned, that it was similar to a piece of property in the Boones Creek area of Washington County which was being used for the Sears Tele-communications Catalog Center and recommended that it be approved as a PBD. Mr. Russin made a motion, seconded by Mr. Nichols to approve the request. Motion carried.

Motion by: (3) Consider a request to rezone a tract of land located in the 10th Civil District on the south side of U. S. 11-W
Mr. Morrell feet east of the entrance to Crown Colony from R-1 to PBD to permit the location of commercial Development.

Second by: To approve request PASSED 11/27/89 ROLL CALL
Mr. Thomas File #4/89-1, Charles E. Nowland Request. Mr. Charles Nowland, who owns a 20 acre tract of land located on the south side of U. S. 11-W in the Tenth Civil District approximately 1200 feet east of Crown Colony Development, requested that his property be rezoned from R-1 (Residential) to a PBD. Mr. David Miller appeared before the commission and requested information concerning the nature of a PBD. Mr. Nowland agreed that a PBD would suit his purposes of development. Staff stated that its location along a four-lane divided highway between Bristol and Kingsport would be suitable for a PBD and recommended for its approval. Mr. Russin made a motion, seconded by Mr. Nichols, to approve the request. Motion carried unanimously.

Motion by: (4) Consider a request to rezone a tract of land located in the 9th Civil District at the intersection of U. S. 11-E
Mr. Thomas Bypass and Webb Road from R-1 to PR-BD to permit the location of commercial development.

Second by: To approve request PASSED 11/27/89 ROLL CALL
Mr. Morrell File #6/89-2, John D. and Elsie L. Smalling Request. Mr. Mike Woodby, Agent for the above referenced petitioners, appeared before the planning commission and requested that a 24 acre tract of land located at the intersection of U. S. 11-E and Webb Road near Piney Flats be rezoned from R-1 (Residential) to PRBD. Mr. Don Sartain appeared before the commission requesting information concerning the nature of a PRBD. Staff explained that this zone would require that the property be rezoned as fifty percent residential and fifty percent business. Staff recommended that the request be approved. Mr. Nichols made a motion, seconded by Mr. Guthrie, to approve the request. Motion to approve carried unanimously.

Motion by: (5) Consider a request to rezone a tract of land located in the 13th Civil District on the south side of Rock Springs
 Cm. Blainck Road and also fronting on Moreland Drive and Old Moreland Drive from R-1 to PR-BD to permit the location of a business
 Second by: development.
 Cm. Groseclose To Defer Motion carried DEFERRED 11/27/89

File #6/89-13, Tim Walkey and Harold Slomp Request. Messrs. Tim Walkey and Harold Slomp appeared before the commission and requested that a 40 acre tract of land which they own at the intersection of Moreland Drive and Rock Springs Road in the Thirteenth Civil District be rezoned from R-1 (Residential) to a PR-BD. Messrs. Walkey and Slomp stated that they would like to have the property rezoned in order to develop an area which had mixed land uses similar to trends being used in other cities across the State of Tennessee, most notably Nashville and across the country, that were using this concept. Several residents in the area appeared in opposition to the rezoning - Mr. Bill Sells, Dot Taylor, Mrs. Ward, Ms. Helton and Jim Sells, all spoke in opposition to the rezoning. They pointed out that this property does not in fact touch Moreland Drive but fronts upon Old Moreland Drive, that it was a good residential area, and that the area did not need any further business development. They stated that presently the businesses in the area and Kingsport were sufficient to serve the needs of the area. They stated that they had lived in the area for a number of years and they felt that this development would be detrimental to their property values. Staff stated that the concept of a PR-BD was one that was being used in many places across the country, most notably Charlotte, Nashville, and other cities, and that in many instances the concept of mixed land uses was integrated quite well in the communities and recommended that the request be approved. Mr. Guthrie made a motion, seconded by Mr. Nichols, to approve the request. Motion to approve passed unanimously.

Motion by: (6) Consider a request to rezone a tract of land located in the 9th Civil District on the south side of Weaver Branch
 Cm. Morrell Road 300 feet west of Hunting Hill Road from A-1 to PBD to permit the location of an auto repair and body shop.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Thomas File #6/89-18, Charles Adkins Request. Mr. Charles Adkins, who owns a 2.8 tract of land on Weaver Branch Road in the Ninth Civil District, appeared before the commission and requested that his property be rezoned from A-1 (Agriculture) to a PBD. Mr. Adkins stated that his purpose for this rezoning was to put a small repair garage in connection with his home and the garage would be environmentally and aesthetically pleasing and that one would not be able to tell the difference between the garage and his home. Staff noted that this was in an open agriculture area and the standards of a PBD if properly followed could probably integrate quite well into the surrounding area and recommended its approval. No one appeared in opposition to this rezoning. Mrs. Paty made a motion, seconded by Mr. Guthrie, to approve this request. Motion to approve carried unanimously.

Motion by: (7) Consider a request to rezone two adjacent tracts of land located in the 10th Civil District on the south side of U.
 Cm. Carroll S. 11-W across from the entrance to Crown Colony from R-1 to PBD to permit the location of commercial development.
 Second by: To approve request PASSED 11/27/78 ROLL CALL
 Cm. Neil File #7/89-10, Anita L. East and Slomp, Fuqate, et al Request. Mr. Todd East, Attorney representing Mrs. Fugate and Slomp, appeared before the commission and requested that tract of land, one tract 2.7 and 1.25 acres, adjacent to one another located along Highway 11-W in the Tenth Civil District across the highway from Crown Colony Inc be rezoned from R-1 (Residential) to a PBD in order to permit business development. Mr. Lon Boyd, Attorney representing Crown Colony Inc., spoke in opposition to the rezoning. Mr. Boyd stated that when Sullivan County was zoned a lot of time and deliberation was spent by the county commission in developing the overall zoning scheme for Sullivan County. He stated that this property and the surrounding property was zoned R-1 (Residential). He stated that for the commission to rezone a piece of property it had to show a relationship to the public health, safety, morals and welfare which he stated this request did not do. He stated that there were millions of dollars in investments which had been made across the street in Crown Colony development and this was an intrusion in the middle of a residential area. He stated that the only reason for this request was for the petitioners to make more money and this was not a good reason to rezone the property. A number of residents from Crown Colony Inc also spoke in opposition to the rezoning. Ms. Anderson, Mr. Davidson, Mrs. Rule, Chester Bennett, John Anderson and Mr. and Mrs. Ivy, all spoke in opposition to the rezoning. Staff noted that Highway 11-W was a very heavily travelled highway, that there were other businesses located along U. S. Highway 11-W, and stated that the purpose of a PBD was to make it more attractive and fit more harmoniously into and with residential uses and recommended that the request be approved. Mr. Charles Newland stated that he did not feel that this was a residential area since only 22 houses had been built along Highway 11-W between Bristol and Kingsport during the past

thirty-two years. Mr. Neil made a motion, seconded by Mr. Guthrie, to approve the request. Motion to approve carried with Mr. Russin voting "no".

Motion by: (8) Consider a request to rezone a tract of land located in the 10th Civil District at the intersection of U.S. Highway
 Cm. Morrell 11-W and Ollis Bowers Hill Road from A-1 to PBD to permit the location of commercial development.
 Second by: To approve PASSED 11/27/89 ROLL CALL
 Cm. Carroll File #8189-7, Arcadia Land Development Request. Mr. Charles Newland appeared before the commission and requested that a 28.7 acre tract of land located in the Tenth Civil District on the north side of Highway 11-W be rezoned from A-1 (Residential) to PBD in order to permit the location of commercial development. Mr. David Miller appeared before the commission to speak in opposition to the rezoning. He stated that this piece of property had been known as the Pectol Property, that he had recently purchased fifty-three acres from Mr. Newland that he proposed to develop for residential purposes and he felt that a business development at this location would be detrimental to his residential development. He further stated that Mr. Newland's intention was to have an auction sale on this property rather than developing it himself, and by having the auction sale, he felt the proposed development or rezoning was purely speculative. Mr. Newland appeared before the commission speaking in favor of the rezoning. He noted that there was a road which divided his property from that owned by Mr. Miller and it would be difficult for Mr. Miller or any one else in the proposed residential development to even see the development which would take place on his property. He noted that since letters had been sent out to eight or nine different property owners, that there was little opposition to the rezoning inasmuch as they did not appear to oppose the rezoning. Staff noted again that this request was along a four-lane highway between Bristol and Kingsport. Staff stated that although it was not in the best interest of planning to rezone strip commercial between Kingsport and Bristol they did note that this trend was occurring in many cities across the country. Staff noted that this was the primary purpose in the commission coming up with standards for planned business development. These regulations, staff stated, should control entrance and exits upon a four lane highway, and that planned business development would present a better environmental condition for commercial development and strip development which did not have planned business regulations. Staff recommended that the request be approved. Mr. Neil made a motion, seconded by Mr. Nichols, to approve the request. Motion to approve carried unanimously.

Motion by: (9) Consider a request to rezone a tract of land located in the 10th Civil District at 409 Astor Street from R-3A to R-2
 Cm. Nichols to permit the location of a mobile home.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Russin File No. 7189-1, Deborah Ann McClain Request. Ms. Deborah McClain requested that a tract of land located at 409 Astor Street, located in the Tenth Civil District, be rezoned from R-2A to R-2 to permit the location of a mobile home. No one appeared in opposition to this rezoning. Staff noted that the neighborhood was one which contained small lots, small homes interspersed with a number of mobile homes. Staff noted that some of these were well kept, while others were not. Staff did note that since there were several mobile homes located on single lots in the area, and recommended that the request be approved. Mr. Nichols made a motion, seconded by Mr. Russin to approve the request. Motion to approve carried, with Mrs. Paly passing.

Motion by: (10) Consider a request to rezone a tract of land located in the 5th Civil District at the intersection of State Route 126
 Cm. Dingus and Fain Road from R-1 to B-4 to permit the location of a commercial development.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Russin File No. 9189-2, Tri-City Bank and Trust Company Request. Mr. Shipley, a Realtor from Bristol, appeared before the commission and requested that a tract of land owned by Tri-City Bank and Trust Company, located at the intersection of State Route 126 and Fain Road in the Fifth Civil District be rezoned from R-1 to B-4 to permit the location of commercial development. No one appeared in opposition to the rezoning. Staff noted that this request was located on a very busy highway at an intersection with another street, that it was at the edge of the Blountville Business District, that there were businesses adjacent to this and directly across the street, and recommended its approval. Mr. Russin made a motion, seconded by Guthrie to approve the request. Motion to approve carried.

Motion by: (11) Consider a request to rezone a tract of land located in the 18th Civil District fronting on both McKellar Drive and
 Cm. Jones Centenary Road from A-1 to PMD to permit the location of light manufacturing.
 Second by: To defer Motion carried DEFERRED 11/27/89
 Commissioner File No. 9189-3, E. B. Sanders Request. Mr. Louis Milhorn appeared before the commission and requested that a tract of
 Arrington land located at the intersection of McKellar Drive and Centenary Road be rezoned from A-1 (Agriculture) to M-1

(Manufacturing) to permit the location of a commercial development. Staff noted that this was a very nice piece of property that was adjacent to the Holston Middle School and two churches. Its location near the Tri-Cities Airport on State Route 75, staff noted, made it attractive for commercial development. However, because of its proximity to the school and two churches, staff noted that it should be developed very cautiously. Staff, therefore, recommended that the property be rezoned to a Planned Manufacturing District (PMD). Mr. Brumit made a motion, seconded by Mrs. Paty to approve the request to a Planned Manufacturing District. Motion carried.

Motion by: (12) Consider a request to rezone a tract of land located in the 14th Civil District at the intersection of State Route 36 and Circle Drive from B-3 and R-1 to PMD to permit the location of light manufacturing.

Cm. Anderson Second by: To approve request PASSED 11/27/89 ROLL CALL

Cm. Russin File No. 9/89-4, Louis Milhom and John Mack Pierce Request. Mr. Louis Milhom again appeared before the commission and requested that a tract of land located at the intersection of State Route 36 and Circle Drive in the Fourteenth Civil District, be rezoned from B-3 (Business) and R-1 (Residential) to M-1 (Manufacturing) to permit the location of light manufacturing development. Ms. Opal Salyer, an adjacent property owner, appeared before the commission and questioned Mr. Milhom concerning the lot and the type of development that is to be located on the property. Mr. Milhom noted that there was already an industrial building on the property. Staff noted that this request was located along State Route 36 near the Washington-Sullivan County line and that there was a subdivision adjacent to this proposal. Staff noted that because of its location adjacent to this subdivision it perhaps should be rezoned to a Planned Manufacturing District (PMD) in order to provide proper buffering and landscaping to protect the adjacent subdivision. Staff recommended a PMD for the request. Mr. Russin made a motion, seconded by Mr. Guthrie to approve the request for a PMD. Motion to approve carried.

Motion by: (13) Consider a request to rezone a tract of land located in the 12th Civil District on the east side of Terry Drive adjacent to the Kingsport corporate limits from R-1 to R-2 to permit the location of a mobile home.

Cm. Nichols Second by: To approve request PASSED 11/27/89 ROLL CALL

Cm. McConnell File No. 9/89-5, Walter and Patricia Graham Request. Mr. and Mrs. Graham appeared before the commission and requested that a tract of land located on the east side of Terry Drive, in the Twelfth Civil District, be rezoned from R-1 (Residential) to R-2 (Residential) to permit the location of a mobile home. Mr. and Mrs. Graham stated that they were making this request because the home that was on the property had burned. Mrs. Lucille Jennings, an owner of property across the street from the request, appeared in opposition to the rezoning. She stated that her property at the present was located in the City of Kingsport and she felt that rezoning for a mobile home would deteriorate her property values. Staff noted that this request was back on a secluded dead-end street, there were a couple of other mobile homes located in the area, and the nicest home on the street is part of the property which was making the request. Staff recommended that the rezoning be approved. Mr. Guthrie made a motion, seconded by Mr. Nichols to approve the rezoning. Motion to approve carried with Mrs. Paty and Mr. Brumit voting 'no'.

Motion by: (14) Consider a request to rezone a tract of land located in the 6th Civil District on the east side of Edwards Lane off of Haintown Road from R-1 to R-2 to permit the location of a mobile home.

Cm. Morrill Second by: To approve request PASSED 11/27/89 Roll Call

Cm. Nichols File No. 9/89-6, Dennis Doran Request. Mr. Dennis Doran appeared before the commission and requested that a tract of land located on the east side of Edwards Lane located in the Sixth Civil District be rezoned from R-1 (Residential) to R-2 (Residential) to permit the location of a mobile home. Mr. Doran stated that he would like to have the property rezoned to locate a mobile home on it and that he planned to build his home on the property at a later date at which time he would remove the mobile home. Mr. John Faller, a resident of the area, spoke against the rezoning. He stated that he had purchased his property and it was his understanding that the street would be single family residential, and that he felt the location of more mobile homes along Edwards Lane would deteriorate his property values. Staff noted that there were several mobile homes in the area and in fact it seemed that mobile homes in the area outnumbered the houses on this street. Staff noted that this particular lot was screened from other homes in the area and recommended that it be approved. Mr. Brumit made a motion, seconded by Mr. Guthrie to approve the rezoning, and requested staff to determine if it would be possible to amend the zoning ordinance in some way which would allow for the temporary placement of mobile homes on lots where property owners intended to later build their home. Motion to approve carried.

Motion by: (15) Consider a request to rezone a tract of land located in the 11th Civil District on the west side of Weeks Avenue
 Cm. Russin 300 feet north of Mullins Street from R-3A to R-2 to permit the location of a mobile home.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Dingus File No. 9/89-7, George Branham Request. Mr. George Branham requested that a tract of land he owns on the west side

of Weeks Avenue in the Eleventh Civil District be rezoned from R-3A (Residential) to R-2 (Residential) to permit the location of a mobile home. Mr. Doran Branham stated that he too would like to have a mobile home located there on his property temporary, that he needed a place to live and he would eventually build a home on the property at a later date. Staff noted that there were a few mobile homes located in the area, that it was mostly nice single family residential structures, and they felt that another mobile home would be further intrusion into the neighborhood, and recommended against the rezoning. However, Mr. Brumit made a motion, seconded by Mr. Nichols to approve the request. Motion to approve carried.

Motion by: (16) Consider a request to rezone a tract of land located in the 10th Civil District on the north side of Chadwell Road
 Cm. Carroll 1400 feet north of Blackburn Avenue from R-1 to R-3A to permit the location of apartments.

Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Neil File No. 9/89-8, Larry Harrison Request. Mr. Harrison appeared before the planning commission and requested that a tract of land he owns on the north side of Chadwell Road in the Tenth Civil District, be rezoned from R-1 (Residential) to R-3A (Residential) to permit the location of apartments. Mr. Harrison stated that he intended to build nice apartments on the property and that it would not be a low rent housing project. Messrs. Vernon Patrick and Jim DeVault, residents of the area, appeared and spoke in opposition to the rezoning. They submitted a petition of adjacent property owners who were also opposed to the rezoning. They stated that in the past Mr. Harrison had built several small FHA houses and they feared an apartment complex would devalue their single family structures. Staff noted that the area around the rezoning request consisted of a continuous pattern of single family houses on both sides of the street, that the request was on a hill which presented poor visibility to traffic, and there appeared to be a serious drainage problem in the area, and an apartment complex would only add to this problem. Staff recommended that the request be denied. Mr. Brumit made a motion, seconded by Mr. Guthrie to deny the request. Motion to deny carried.

Motion by: (17) Consider a request to rezone a tract of land located in the 3rd Civil District on the south side of Harrington
 Cm. Morrell Hollow Road 1200 feet east of Weaver Pike from R-1 to R-2 to permit the location of a mobile home.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Thomas File No. 9/89-10, Louis and Betty Harrington Request. Mr. and Mrs. Harrington appeared before the planning commission

and requested that a tract of land which they own on the south side of Harrington Hollow Road in the Third Civil District, be rezoned from R-1 (Residential) to R-2 (Residential) to permit the location of a mobile home. No one appeared in opposition to the rezoning. Staff noted that there were presently several mobile homes located in the general area and some on the large tract of land which the Harrington's own, and recommended that the request be approved. Mr. Nichols made a motion, seconded by Mr. Brumit to approve the rezoning. Motion to approve carried.

Motion by: (18) Consider a request to rezone a tract of land located in the 12th Civil District on the south side of McKenzie Drive
 Cm. Morrell 150 feet east of Clouds Ford Road from R-1 to R-2 to permit the location of a mobile home.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Dingus File No. 9/89-12, Gracie Ewing Request. A request was made by Ms. Ewing to rezone a tract of land located on the south

side of McKenzie Road in the Twelfth Civil District from R-1 (Residential) to R-2 (Residential) to permit the location of a mobile home. Mr. Herman Price appeared before the commission speaking in opposition to the rezoning. The Chairman read a letter from one individual opposing the rezoning as well as one from Trinity Baptist Church. Mr. Price stated that he felt the location of a mobile home at this location would depreciate his property. Staff noted that there were presently two mobile homes located adjacent to this tract, that it was in a secluded area, and recommended its approval. Mr. Brumit made a motion, seconded by Mr. Guthrie to approve the request. Motion to approve carried with Mrs. Paty voting "no".

Motion by: (19) Consider a request to rezone a tract of land located in the 1st Civil District on the north side of U. S. Highway
 Cm. Morrell 421 at Sinking Springs Road from A-1 to B-3 to permit the location of a commercial development.
 Second by: To approve request PASSED 11/27/89 ROLL CALL
 Cm. Thomas File No. 9/89-13, D & S Land Company Request. Mr. Craig Rockett appeared before the commission and requested that a

tract of land, which he is a partner in located on the north side of U. S. Highway 421 at Sinking Spring Road in the First Civil District, be rezoned from A-1 (Agriculture) to B-3 (Business) to permit the location of commercial development. Staff

noted that the tract was located on a heavily travelled four-lane highway with an intersection of two streets with the area adjacent to it and across the street was also zoned for business and recommended the request be approved. Mr. Russin made a motion, seconded by Mr. Guthrie to approve the request. Motion to approve carried.

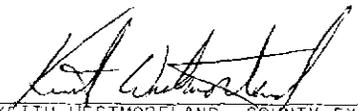
Motion by: (20) Consider a request to rezone a tract of land located in the 11th Civil District on the west side of Ridgecrest Avenue 600 feet north of Weeks Avenue from R-3A to R-2 to permit the location of a mobile home.

Cm. Anderson
Second by: To approve request PASSED 11/27/89 ROLL CALL
Cm. Dingus ~~File No. 9/89-14, Paris P. Dockery Request.~~ Ms. Dockery appeared before the commission and requested that a tract of land which she owns on the west side of Ridgecrest Avenue in the Eleventh Civil District be rezoned from R-3A (Residential) to R-2 (Residential) to permit the location of a mobile home. Ms. Dockery stated there was presently a pad for a mobile home as there had been one located previously on the property, that there is a septic tank which was placed there approximately four years ago, and that she was making the request in order to look after an invalid aunt. No one appeared in opposition to the rezoning. Staff noted that although there were a few mobile homes in the area, most of the area consisted of nice single family homes, that they felt that topographical conditions would make it difficult to place a mobile home without it being an intrusion in the area and recommended against the rezoning. Mr. Russin, however, made a motion seconded by Mr. Nichols to approve the rezoning. Motion to approve carried.

Motion by: (21) Consider a request to rezone a tract of land located in the 14th Civil District on the west side of Lebanon Road 700 feet southwest of Fort Henry Drive from R-1 to PRD to permit the location of condominiums.

Cm. Dingus
Second by: To approve request PASSED 11/27/89 ROLL CALL
Cm. Jones ~~File No. 9/89-17, Harold Slomp Request.~~ Mr. Harold Slomp appeared before the commission and requested that a tract of land which he owns on the west side of Lebanon Road in the Fourteenth Civil District be rezoned from R-1 (Residential) to a Planned Residential District (PRD) for the purpose of building condominiums. Ms. Leticia Ashton appeared in opposition to the rezoning. She stated that she opposed the rezoning because she felt that any further development on Lebanon Road would increase traffic on Lebanon Road, that it would destroy the rural character along Lebanon Road, and presented a petition with 300 residents who oppose the rezoning. She stated she felt that before any rezoning was done on Lebanon Road the county planning commission needed to have a complete master plan for all of Lebanon Road. Mr. Russin read a letter from Ms. Christine Zimick who opposed the rezoning. The letter stated that residents were opposed to condominiums and businesses because it would destroy the rural character of Lebanon Road. Mrs. Ruth King, a resident on Lebanon Road, spoke in favor of the rezoning. In fact Mrs. King stated that she lived adjacent to the area being requested for rezoning. Mr. Phil Hagy, Realtor and part owner of the property, stated that they intended to place seventy to eighty-five thousand dollar condominiums on the property. Mr. Brumit stated that it was his opinion that Lebanon Road would soon be a transitional area which would be requested to go as commercial and that it would just be a matter of how best to control the development along Lebanon Drive. He stated that he felt the condo development would be a buffer strip between the commercial development on Fort Henry Drive and residential on Lebanon Road. Mr. Russin also noted that he felt it would be a good buffer area between commercial on Fort Henry Drive and Lebanon Road. Staff noted that there was high traffic volume on Lebanon Road and there was poor visibility at the entrance. However, staff stated that they did not feel this condominium proposal would be an incompatible land use with the surrounding area. With proper buffering, landscaping, and proper ingress and egress condos could be a compatible use. Staff recommended for its approval. Mr. Russin made a motion, seconded by Mr. Nichols to approve the rezoning. Motion to approve carried.

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



KEITH WESTMORELAND, COUNTY EXECUTIVE

