#### COUNT / COMMISSION REGULAR SESSION

#### **SEPTEMBER 19, 2005**

#### BE IT REMEMBERED THAT:

COUNTY COMMISSION MOTOR SUAND TO ADJOURNMENT IN REGULAR SESSION OF THE SOLLIVE A COMMISSIONERS THIS MONDAY MORNING, SEPTEMBER 19, 2005. 2:00 A.M. IN BLOUNTVILLE, TENNESSEE, PRESENT AND PRESIDING WAS HONORABLE RICHARD S. VENABLE, COUNTY MAYOR, JEANIE, GAMMON, COUNTY CLERK AND SHERIFF WAYNE ANDERSON OF SAID BOARD OF COMMISSIONERS.

#### TO WIT:

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

#### COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

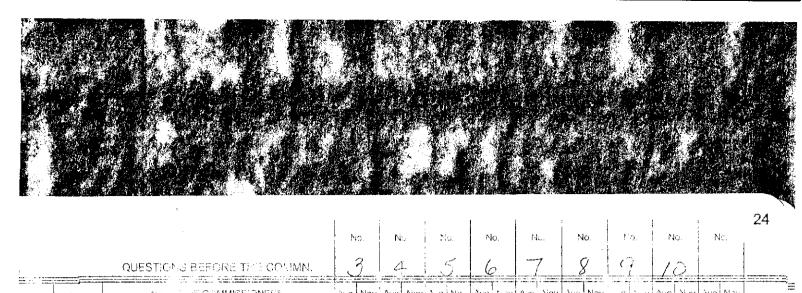
GARTH BLACKBURN	LINDA K. BRITTENHAM
JAMES "MOE" BROTHERTON	RAY CONKIN
JOHN CRAWFORD	O. W. FERGUSON
CLYDE GROSECLOSE, JR.	LARRY HALL
	JOE HERRON
DENNIS HOUSER	MARVIN L. HYATT
SAMUEL C. JONES	ELLIOTT KILGORE
BUDDY KING	JAMES L. KING, JR.
R. WAYNE MCCONNELL	JOHN MCKAMEY
RANDY MORRELL	HOWARD PATRICK
JACK SITGREAVES	MICHAEL SURCENOR
MARK A. VANCE	EDDIE WILLIAMS

23 PRESENT 1 ABSENT (Harr Absent)

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

Motion was made by Comm. Ferguson and seconded by Comm. Hyatt to approve the minutes of the August 15, 2005 Regular Session of County Commission. Said motion was approved by voice vote.

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# AGENDA Sullivan County Board of County Commission

Septe uber 19 2005

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, September 19, 2005 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) Fab. No. 07/05/02 John Wallace & Duard Walker
  Reclassify 3.57 acres of R-1 property located at 5813 Hwy-11E to B-4 for the
  purpose of allowing for commercial development. Property ID. No. Tax map 124,
  Parcel part of 76.00 located in the 9<sup>th</sup> Civil District. Sullivan County Planning
- (2) File No. 07/05/03 Daniel Eldridge
  Reclassify 10.85 acres of R-1 property located on Edgefield Road between US
  Hwy 11-E and Austin Springs Road to R-3B for the purpose of allowing for a
  condo development. Property ID. No. Tax map 140, Parcel 31.00 located in the
  9<sup>th</sup> Civil District. Sullivan County Planning
- (3) File No. 07/05/04 H.L. Phillips
  Reclassify 3.66 acres of R-1 property located on Center Drive at the entrance to Misty Waters to R-3B for the purpose of allowing for a condo development.
  Property ID. No. Tax map 108, Parcels 66.10 & 66.11 located in the 18<sup>th</sup> Civil District. Sullivan County Planning

# PETITION TO SULLIVAN COUNTY FOR REZONING #07/05/09 3 A request for rezoning is made by the person named below; said request to go before the Livan CoRegional Planning Commission for recommendation to the Sullivan County Board of Commissioners. OFFICE USE ONLY OHD WALLACE! DUARD BELMONT WALKER Meeting Date 8-16-05 Time 2:00 P. M Place 2nd Ilas - Courthour PINEY FLATS, TN Phone 926-7008 Date of Request 6-17-05 Planning Commission Approved Property Located in 9th Civil District Denied County Commission Approved \_\_\_\_X Denied Other Roll Call Vote 23 AYE, 1 ABSENT Final Action Date 09-19-05 PROPERTY IDENTIFICATION Tax Map 124 Group N/A Parcel 076.00 REPLAT-SEE ATTACHEI Zoning Map 26 Zoning District R-1 Proposed District / Property Location 3.57 ACRES ALONG HIGHWAY 11E JUST SOUTH OF THE ENTRANCE TO TRI-COUNTY IND. PK; ACROSS FROM PINEY FLATS FIRST BAPTIST CHURCH PURPOSE OF REZONING TO COMMERCIALLY DEVELOP The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief. JOHNW. & DUARD B. WALKER

My Commission Expires:

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_

# PETITION TO SULLIVAN COUNTY FOR REPONING 02/05/03/7

A request for rezoning is made by the person na Solution Co. Regional Planning Commission County Board of Commissioners.  Property Owner Daniel J. Eldridge  Address PO Box 444?  JOHNSON CITY IN 37607  Phone 423.341.4680Date of Request 15-Joly-2005  Property Located in 9th Civil District  Signature of Applicant	Meeting D to Solve The ONLY  Planning Commission Approved  Note to OS Denied  PM  County Commission Approved  Note to OS Denied  Other Roll Call Vote 19Aye, 4Nay,  IAbsent  Final Action Date 09-19-05
PROPERTY IDENTIFI  Tax Map 140 Group Parcel C  Zoning Map / 31 Zoning District R-1	231.00 Proposed District R-3B
Property Location EDGEFIELD ROAD - BETT AND AUSTIN SPRINGS ROAD Purpose of Rezoning To rezone Subject  R-1 TO R-3B For CONA	ECT PROPERTY FROM
The undersigned, being duly sworn, hereby ackn in this petition to Sullivan County for Rezoning is true a knowledge and belief.	· · · · · · · · · · · · · · · · · · ·
Sworn to and subscribed before me this 15th Quantum My Commission Expires: 41, 28, 2008	day of John SWARY 2005.  NOTARY NOTARY NOTARY LARGE MGTON CO.

# PETITION TO SULLIVAN COUNTY FOR REZONING # 07/05/04

Regional Planning Commission County Board of Commissioners.	
Property Owner HL. Phillips  Address 848 HAMITTON RUAD  Blowniville TN-37617  Phone 323-1768 Date of Request 07-15-2005  Property Located in 18 Civil District  M-2. Ohiosob-  Signature of Applicant	OFFICE USE ONLY  Meeting Pate 8 16 Time 7 pm  Place Slaunfull  Countlebury  Planning Commission Approved Denied  County Commission Approved X  Denied  Other Roll Call Vote 22Aye, 2Absent
	Final Action Date 09-19-05
PROPERTY IDENTIF	ICATION
Tax Map 108 Group Parcels	11.01 de 10.11
Zoning Map 25 Zoning District R-	Proposed District R-3B
Property Location Center Drive	2 Blounfulle
Purpose of Rezoning Response	condos, per
public sever ava	ilability from SC
The undersigned, being duly sworn, hereby ack in this petition to Sullivan County for Rezoning is true knowledge and belief.	
Sworn to and subscribed before me this 15	day of July , Jakanan , Alaran Notary
My Commission Expires: 1/19/10	Notary Public Public AT LARGE
	William Congress

## RESOLUTIONS ON DOCKET FOR SEPTEMBER 19, 2005

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING	APPRO VED
TESOLUTION	(0-19-05)
#2 AUTHORIZE PRESIDENT'S DAY AS HOLL AY FOR	DEFERRED
SULLIVAN COUNTY EMPLOYEES	09-15-65
#3 NITIATE A COMPREHENSIVE STUD TOF FUTULE SCHOOL	APP° VED
ENGOLLMENT PROJECTIONS FOR ALL (HREE (3) SCHOOL SYSTEMS IN SULLIVAN COUNTY	09-19-05
44 AUTHORIZE THE EXPANSION OF THE SULLIVAN COUNTY	APPROVED
EDUCATE & GROW CCHOLATSHIP PROGRAM TO INCLUDE THE JUMPSTART PROGRAM IN SULLIVAN COUNTY HIGH	09-19-05
SCHOOLS	
#5 AUTHORIZE THE KPT HOUSING & REDEVELOPMENT	APPROVED
AUTHORITY TO HOLD PUBLIC HEARINGS PRIOR TO THE APPROVAL, AMENDMENT OR IMPLEMENTATION OF ANY	09-19-05
REDEVELOPMENT PLAN	
#6 SUPPORT 'TENNESSEE ON THE MOVE FOR SULLIVAN	APPROVED
COUNTY EMPLOYEES' EVENT	09-19-05
7 AUTHORIZE AMENDING THE 2005-2006 GENERAL PURPOSE	1 <sup>ST</sup> READING
SCHOOL BUDGET FOR THE PRE-K GRANT FROM THE STATE OF TENNESSEE IN THE AMOUNT OF \$72,291.19	09-19-05
8 AUTHORIZE THE SALE OF LAND IN THE TRI-COUNTY	APPROVED
NDUSTRIAL PARK TO SORRELL HOLDING GROUP, LFP (TRI-	09-19-05
9 AUTHORIZE THE SALE OF LAND IN THE TRI-COUNTY	APPROVED
NDUSTRIAL PARK TO ROBINETTE COMPANY, A MANUFACTURER OF PAPER AND PLASTIC BAGS	09-19-05
10 APPROPRIATE FUNDS TO REPLACE WIRING AT	APPROVED
DBSERVATION KNOB PARK	09-19-05
11 APPROPRIATE FUNDS FOR DRUG COURT CONTRACTUAL	APPROVED
SERVICES	09-19-05
12 ALLOW SULLIVAN COUNTY SHERIFF'S OFFICE TO	APPROVED
CONTRACT WITH LICENSED PRIVATE BUSINESS TO CAPTURE, PICK-UP, AND RESPOND TO ISSUES REGARDING ILL	09-19-05
ACCOONS, FOXES, SKUNKS, BATS, AND COYOTES  13. AUTHORIZING RE-ELECTION AND NEW TERMS OF	APPROVED
4EMBERS TO THE BOARD OF DIRECTORS OF THE HEALTH,	09-19-05
DUCATIONAL AND HOUSING FACILITIES BOARD OF THE	07-17-03
COUNTY OF SULLIVAN, TENNESSEE	
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Item 1 No. 2005-09-001

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September 2005.

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

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

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

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

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

Duly passed and approved this 19<sup>th</sup> day of September 2005.

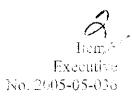
Leanie Gammon County Clerk

Sponsor: James "Buddy" King

Prime Co-Sponsor(s): O.W. Ferguson

2005-09-001	County Commission
ACTION	Approved 9-19-05 23 Aye, 1 Absent

Comments:



To the Honorable Richard 5. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 10<sup>th</sup> day of 1 fay 20-5.

#### RESOLUTION To Authorize President's Day as Holiday for Sullivan County Employees

WHEREAS, all state and federal offices, as well as, all banking institutions honor the third Monday in the month of February, President's Day, as an holiday; and,

WHEREAS, upon the closure of these offices and institutions, Sullivan County's business is impeded; and,

WHEREAS, in respect of our founding fathers, Sullivan County wishes to acknowledge President's Day as a holiday;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize the annual closing of Sullivan County Offices on President's Day, the third Monday in the month of February, and hereby amend the Sullivan County Handbook to include this holiday as a paid holiday for all Sullivan County Employees.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be

and the same rescinded insofar as such co	onflict exists.	
Duly passed and approved this	_day of	2005.
Attested:  Jeanie Gammon, County Clerk	Approved:	Richard S. Venable, County Mayor

Introduced by Commissioner: McConnell

Seconded by Commissioner(s): Ferguson, Brotherton

2005-05-036	Administrative	Budget	Executive	County Commission
ACTION	Defer to Budget Cmte 5-2-05	Defer 5-5-05	Defer 5-4-05	

Notes: 1st Reading 05-16-05; Deferred 06-27-05; Motion to defer by Williams, second by Kilgore to defer Resolution and refer to Committees for a study to evaluate extending the hours of County Offices without taking away any holidaysmotion to defer approved 07-18-05 by voice vote; Committee appointed 08-15-05 by Mayor Venable consisting of Williams, McConnell, Hyatt, Kilgore, and Buddy King for study of above Resolution and to come back to the Commission with a recommendation; Deferred until committee brings back recommendation 08-15-05; **Deferred 09-19-05**;

Administrative/Budget/Executive No. 2005-08-073

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15<sup>th</sup> day of August 2005.

RESOLUTION To Initiate A Comprehensive Study Of Future School Enrollment Projections For All Three (3) School Systems In Sullivan County

WHEREAS, the Sullivan County is the principal funding source for the three (3) School Systems; and,

WHEREAS, under provisions of Tennessee Law, local funding provided by Sullivan County for School Purposes must be shared between the 3 school systems based upon the A.D.A. (Average Daily Attendance) for the respective school years; and,

WHEREAS, the County School System's portion of the county revenues for the 2004-2005 year was 56.45%, a decline from 59.79% ten years ago; and,

WHEREAS, this decline in A.D.A. share resulted in a potential reallocation in the 2005-2006 fiscal year of more than \$2,100,000 between the three (3) school systems; and,

WHEREAS, enrollment (A.D.A.) figures which are used to allocate the County's funding for School purposes are not available to the Sullivan County Commission until the end of the respective school year and after the budget preparation process has routinely been well underway for the subsequent fiscal year; and,

WHEREAS, the final allocation of county revenues to the three (3) local school systems is not only based upon their total enrollment of the individual system, but upon the total enrollment of the county as a whole; and

WHEREAS, it is of utmost importance to the Sullivan County Commission, as well as, the three governing bodies for the individual school systems to improve their planning for funding of future operation, as well as, capital spending for the 3 school systems.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby requests that the County Mayor to report the comprehensive future student enrollment projections for the Sullivan County, the City of Kingsport, and the City of Bristol School systems to this body.

If these comprehensive enrollment projections can not be timely and adequately provided by representatives of the school systems, the County Mayor may enter into a contract for the purchase of the necessary professional services as shall be needed to complete the report through the 2011 or later school year where information is available.

Any cost for outside professional assistance up to \$12,000 shall be funded from the General Fund (39000 Account) of the County.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be at the same remainded has far as such conflict exists.

Duly passed and approved this 19th day of September	2005
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A tested: Alame (Xammor)

Richard S. Venable, County Mayor

Sponsored Py: Ralph Harr

Prime Co-Sponsor(s): Eddie Williams, Wayne McConnell

2005-08-073	Administrative	Budget	Executive	County Commission
ACTION				Approved 9-19-05
				73 Ave. 1 Absent

Notes:

Request made 08-15-05 by McConnell to be added as Co-Sponsor; Ist Reading 08-15-05; Amendment made by Sitgreaves 09-19-05 to include in the comphrensive study the geographic location of those student populations. Amendment withdrawn with Mayor Venable agreeing with the Commission's approval that he will include in his request to the Cities the population density on any study done.

Item 10 Budget No. 2005-08-074

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15<sup>th</sup> day of August 2005.

RESOLUTION To Authorize the Expansion of the Sullivan County Educate & Grow Scholarship Program to include the JUMPSTART Program in Sullivan County High Schools

WHEREAS, in April 2003, the Sullivan County Board of Commissioners approved Resolution No. 2003-03-27 authorizing funding of \$200,000.00 annually for the Educate & Grow Scholarship Program at Northeast State Technical Community College; and,

WHEREAS, Northeast State Technical Community College and the County wish to expand the scholarship program to include the JUMPSTART program which allows students in Sullivan County High Schools to take college level courses and receive college credits;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize the expansion of the Sullivan County Educate & Grow Scholarship Program to include the funding of the JUMPSTART Program for students attending Sullivan County High Schools wishing to acquire college credit through Northeast State Technical Community College for courses taken in high school.

BE IT RESOLVED that the program will be retroactive to the beginning of the 2005-2006 school year, August 8, 2005; and that students currently enrolled who have incurred tuition for college level classes may be reimbursed through Northeast State Technical Community College.

BE-IT-FURTHER RESOLVED that any parent/guardian of a student, and/or any adult student acting on his/her own behalf, enrolled through the JUMPSTART Program who does not attend Northeast State Technical Community College upon high school graduation will be responsible for reimbursement of scholarship funds.

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

Duly passed this 19th day of September	2005.
Attested: Lanie Lammon	Approved Richards Unall
Jeanie Gammon, County Clerk	Richard S. Venable, County Mayor

Sponsored By: Sam Jones

Prime Co-Sponsor(s): Randy Morrell, Howard Patrick, Mo Brotherton, John Crawford

					di
	2008-08-074	Administrative	Budget	Executive	County Commission
	ACTION				Approved 09-19-05
١	ACTION		Ì		21 Ave.2Nav.1Absent

Notes: Request made by Sponsor 08-15-05 to add Comm. Patrick and Comm. Brotherton as Co-Sponsors; 1st Reading 08-15-05; Request made 09-19-05 by Crawford to be added as Prime Co-Sponsor; Amended by Sponsor Jones to delete the last paragraph as shown above- Amendment approved with approval of Resolution.

Fem 5 Administrative/Padget/Ex. autive 135, 2005-09-075

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of September 2005.

RESOLUTION To Authorize the Kingsport Housing & Redevelopment Anthority to Hold Public Hearings Prior To The Approval, Amendment Or Implementation Of Any Redevelopment Plan

WHEREAS, the stingsport Housing & R. development Authority desires to investigate the use of its redevelopment powers and identify areas within the City of Kingsport and Sullivan County that are in need of redevelopment.

WHEREAS, as a part of the Kingsport Housing & Redevelopment Authority's redevelopment efforts, public hearing(s) will be required in the future to determine the necessity for Redevelopment Plan(s) in various areas of Kingsport and Sullivan County, Tennessee and to obtain public input regarding the scope, purpose and procedure to be included in any proposed Redevelopment Plan. Now, therefore,

#### BE IT RESOLVED BY THE SULLIVAN COUNTY COMMISSION AS FOLLOWS:

SECTION I. That pursuant to Tennessee Code Annotated Section 13-20-201 et seq., the Kingsport Housing & Redevelopment Authority is hereby designated and empowered by Sullivan County, Tennessee to hold any public hearings which may be required by such code sections prior to the approval, amendment or implementation of any Redevelopment Plan currently being considered or which may be considered in the future for implementation within the jurisdictional limits of the Kingsport Housing & Redevelopment Authority.

SECTION II. That the Kingsport Housing & Redevelopment Authority, prior to any public hearings, make copies of the proposed Redevelopment Plan available for public inspection at such reasonable time as it deems appropriate and in accordance with applicable law.

SECTION III. That the Kingsport Housing & Redevelopment Authority provide such public notice as is required by law for said hearings.

SECTION IV. That the Kingsport Housing & Redevelopment Authority during any said public hearings have a representative available to provide an explanation of the Redevelopment Plan and answer any questions raised by persons at the hearing.

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

Duly passed this 19th day of \_\_\_\_

September

200

Attested:

Jeanie Gammon, County Clerk

YK, a

Richard S. Venable, County Mayor

Sponsored By: Joe Herron

Prime Co-Sponsor(s): James L. King, Jr.

J Conkin

2005-08-071	Administrative	Budget	Executive	County Commission
ACTION		04-	<i>Γ</i> τρμιονο <i>3*1*</i> 00	Approve 09-19-05 23 Aye, 1 Absent

Notes:

Item 6 Administrative/Budget/Executive No. 2005-09-076

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September 2005.

#### RESOLUTION To Support 'Tennessee on the Move for Sullivan County Employees' Event

WHEREAS, healthful eating and active living are keys to a healthy lifestyle and better quality of life; and

WHEREAS, community commitment toward creating policies and environments that provide opportunities for people to enjoy physical activity and make healthy eating choices on a regular basis is essential for effective, lasting change; and,

WHEREAS, 'America on the Move' and 'Tennessee on the Move' have declared September 28, 2005 as the Day of Action; and,

WHEREAS, understanding the obvious connection between better health and more stable insurance rates, Blue Cross-Blue Shield of Tennessee has embraced the endeavor for Sullivan County;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby encourage every employee of Sullivan County to take ownership of their own health and to participate in the 'Tennessee on the Move for Sullivan County Employees' event to be held on September 28, 2005.

#### WAIVER OF RULES REQUESTED

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

Duly passed this 19th day of September 2005.

Attested: Jeanie Gammon, County Clerk

Approved: Richard S. Venable, County Mayor

Sponsored By: Linda Brittenham

Prime Co-Sponsor(s): Wayne McConnell, Randy Morrell, Mark Vance

2005-09-076	Administrative	Budget	Executive	County Commission
ACTION		Approve 9-8-05	Approve 9-7-05	Approved 9-19-05 21 Ave. 3 Absent

Notes: Comm. Jones reported as Chairman of the Insurance Committee that the Insurance Committee did endorse the above Resolution.

Item 7 Budget No. 2005-69-077

To the Honorable Richard S. Venable, Mayor of Sulfivan County, and the Board of Sulfivan County Commissioners meeting in Regular Session this 10<sup>th</sup> day of September 2005.

RESOLUTION to Authorize Amending the 2005 – 2006 General Purpose School Budget for the Pre-K Grant from The State of Tennessee in the Amount of \$72,291,19

WHEREAS, the Sullivan County Department of Education Board approved the budget amendment for the Fiscal Year 2005-06 in the School Board Meeting of September 6, 2005;

**NOW THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 19th day of September, 2005 hereby approves amending the General Purpose School Budget as follows.

Account Number	Account Description	Amount
46980.000	Other State Grants	+\$72,291.19
71100,116	Regular Instruction Teachers (Direct)	+\$31.313.00
71100.163	Educational Assistants (Direct)	+\$13,845.00
71100.200	Benefits	+\$23,283.00
71100.320	Dues and Memberships (Direct)	+\$120.00
71100.429	Instructional Supplies and Materials (Direct)	+\$580.19
71100.599	Other Charges	+8150.00
71100.711	Furniture and Fixtures	+\$3,000.00

			t from and after i as such conflict o		utions in conflict herewith be	
Duly passed this day of				2005.		
Attest				Approved:	/enable, County Mayor	
Snor		Gammon, County Clerk  Larry Hall	(	Richard S. V	enable, County Mayor	
-	•	nsor(s): Denni	s Houser		at	
20	005-09-077	Administrative	Budget	Executive	County Commission	
	ACTION		Approve 9-8-05	Approve 9-7-05		

Notes: 1st Reading 09-19-05;

Item 8 Executive No. 2005-09-078

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September 2005.

RESOLUTION To Authorize the Sale of Land in the Tri-County Industrial Park to Sorrell Holding Group, LFP (Tri-Cities Information Management)

WHEREAS, the company wishes to acquire acreage in the Tri-County Industrial Park to allow for the expansion of their existing facility;

WHEREAS, as a site of approximately .8 acres is available on Mountain View Drive; and

WHEREAS, Sullivan County owns a 62.5% share in the Tri-County Industrial Park; and

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the sale of such land at a price of \$4,877.80 to Sorrell Holding Group, LFP (Tri-Cities Information Management).

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

Attested: Jeanie Gammon, County Clerk

Approve Schaub. Vanable
Richard S. Venable, County Mayor

Sponsored By: John McKamey
Prime Co-Sponsor(s): Marvin Hyatt

2005-09-078	Administrative	Budget	Executive	County Commission
ACTION		Approve 9-8-05	Approve 9-7-05	Approved 9-19-05 21 Aye, 3 Absent

Notes: Waiver of Rules Requested.

Item 9 Executive No. 2005-09-079

o the Honorope Richard S. Venable, Mayo, of Sullibrate County, and the Board of Sullivon founty Commissioners meeting in Regular Session this 19th day of September 2005.

RESOLUTION To Authorize the Sale of Land in the Tri-County Endustrial Park to Robinette Company, A Manufacturer of Paper and Plastic Bags

WHEREAS, the company wishes to acquire acreage in the Tri-County Industrial Park to accommodate the construction of a 75,000 sq. ft. addition to their existing building; and

WHEREAS, a site of approximately 11 acres is available on Mountain View Drive; and

WHEREAS, Sullivan County owns a 62.5% share in the Tri-County Industrial Park;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the sale of such land at a price of \$30,000.00 to Robinette Company.

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

Duly passed this 19th day of Septembe	2005.
$(b_1, A_2)$	6×1 1 1 1/1 11
Allested Lamie Xammor	Approved: Xuhu Vunuk Richard S. Venable, County Mayor
Jeanie Gammon, County Clerk	Richard S. Venable, County Mayor

Sponsored By: John McKamey

Prime Co-Sponsor(s): Marvin Hyatt, John Crawford

2005-09-079	Administrative	Budget	Executive	County Commission
ACTION		Approve 9-8-05		Approved 9-19-05 20 Azc. 4 Absent

Notes: Waiver of Rules Requested.

Request by Crawford to be added as Prime Co-Sponsor 9-19-05.

Item 10 Executive No. 2005-09-080

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September 2005.

#### RESOLUTION To Appropriate Funds to Replace Wiring at Observation Knob Park

WHEREAS, the underground electrical wiring at the Observation Knob Park has served the park for many years; and,

WHEREAS, in the consideration of the age of the wiring and the additional load that has been placed on it with various improvements since its initial installation, the wire has broke numerous times within the past few years resulting in disruption of service and repair costs; and,

WHEREAS, the Bristol Tennessee Electric Service has provided a cost estimate of \$28,000 to replace the deficient wiring.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes amending the FY 2005-2006 Budget and appropriating \$28,000 for Capital Outlay from the 39000 Account. Account Codes to be assigned by the Director of Accounts & Budgets.

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

Duly passed this 19th	day of <b>Sep</b>	tember 20	05_	1
	-U			
Attested: Annual	Damm	Approved.	Kicharl	Vinall
Jeanie Gammon,	County Clerk		Richard S. Venable	

Sponsored By: Randy Morrell

Prime Co-Sponsor(s): Ralph Harr, Mark Vance

				10
2005-09-080	Administrative	Budget	Executive	County Commission
ACTION		Approve 9-8-05		Approved 9-19-05
		1.		22 Ave. 2 Absent

Notes: Waiver of Rules Requested.

Request by Comm. Vance to be added as Prime Co-Sponsor 9-19-05.

her: 11 Administrative/Budgut No. 2005-09-081

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September 2005.

#### RESOLUTION To Appropriate Funds For Drug Court Contractual Services

WHEREAS, the Drug Court was established by this body in June of 2004; and,

WHEREAS, fees have been collected over the past two (2) years and will continue to be assessed and collected in the future; and,

WHEREAS, as of June 30, 2005 collections totaled \$15,833.75 which had not been appropriated and expended by this body.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes amending the FY 2005-2006 Budget Appropriations to expend \$15,833.75 for contractual services of the program. Account Codes to be assigned by the Director of Accounts & Budgets.

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

Duly passed this	<b>19th</b> day of	September	2005.	A
Attested: Cun	ie Samm Gammon, County Clerk	M) App	proved: Richard S. Venal	d Luncelle ble, County Mayor

Sponsored By: James "Buddy" King

Prime Co-Sponsor(s): Ralph Harr, John Crawford, Joe Herron, Mo Brotherton

2005-09-081	Administrative	Budget	Executive	County Commission
ACHON				Approved 9-19-05
				23 Aye, 1 Absent

 $_{
m Notes:}$  Request by Crawford, Herron, Brotherton 9-19-05 to be added as Prime Co-Sponsors. Waiver of rules requested.

#### SULLIVAN COUNTY, TENNESSEE BOARD OF COUNTY COMMISSIONERS

Item 12 , Budget No. 2005-09-082

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September 2005.

RESOLUTION To Allow Sullivan County Sheriff's Office to Contract With Licensed Private Business To Capture, Pick-Up, And Respond To Issues Regarding Ill Raccoons, Foxes, Skunks, Bats, and Coyotes

WHEREAS, Sullivan Animal Control only captures typical domesticated animals; and,

WHEREAS, there is a recognized need for a licensed responsible party to respond to sick/disabled animals, as described above, that pose a threat to the public from rabies; and,

WHEREAS, the public may call the Sullivan County Sheriff's Office to request services when the public is deemed at risk of exposure to a rabid animal, as described above, and the Sheriff's Office will contract a licensed provider to respond; and,

WHEREAS, the licensed provider shall be approved by Tennessee Wildlife Resources Agency to respond to calls for this service, and shall have appropriate bend insurance for liability protection-against Sullivan County; and,

WHEREAS, the cost for service shall not exceed \$25.00 per occurrence.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorize contracting yearly for such services, the public welfare requiring it. Total cost for fiscal year shall not exceed \$4000.00. Accounts and Budget Director will assign appropriate expenditure codes for the budget.

#### WAIVER OF THE RULES REQUESTED

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

Attested: Jeanie F. Gammon, County Clerk

Approved Technology

Approved Technology

Approved Technology

Richard S. Venable, County Mayor

Introduced by Commissioner: Joe Herron

Seconded by Commissioner(s): John Crawford, Linda Brittenham

ا	2005-09-082	Administrative	Budget	Executive	County Commission
[	ACTION				Approved 9-19-05
•	om ments: Amondmo	nt #1 (attached)	by Vence	control by Cooper	21 Aye, 1 Nay, 2 Absent

Comments: Amendment #1 (attached) by Vance, accepted by Sponsor

and approved with Resolution 9-19-05.

Amendment #2 made by Sponsor to add "and possibly "rab#d" in the heading of Resolution. Also in 4th paragraph, replace the word "bond" with "liability" and in the same paragraph replace the word "against" with the word "for". Amendment #2 reflected above and approved with Resolution 9-14-05.

Amendment #3 made by James King, Jr. that "TWRA has the responsibility and no manpower, we have a guy up here that can do the job; that we will work a little bit of paperwork where we get the collection but TWRA contract with this man and get the responsibility

# FRO YOSED AMERICANT TO

RES. # 12 - Allow Sullivan County Shepitt office to County Shepitt office Research Private
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Amend as Follows:
problem with the first of 4000. To Assist the problem with the first of Awa Respond to Ill Raccoons, Foxes skunks, Bats & curates. These truds to be Appropriated for Remaining this Fiscal year 2005-2006.
problem with the tick-up AND Respond to Ill
KACCOONS, FUX-S SKUNES, BATS & COYDIES-
These Funds to be Hopping, A few ton Remaining This
1/3CAT 4(AR 2005 2006)
That this Issue be Addressed to the Commission
has about taking oven state Responsibilities
Introduced by: M. Va wie Seconded by:
CCMMENTS: Amendment accepted by Sponsor Herron and approved with
Resolution 9-19-05.

Item 13 Administrative No. 2005-09-083

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of September, 2005.

RESOLUTION Authorizing Re-election and New Terms of Members to the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee

WHEREAS, the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee has filed an Application, a copy of which is attached hereto, seeking the re-election of five (5) members to its Board of Directors;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19<sup>th</sup> day of September, 2005, acting pursuant to the provisions of <u>Tennessee Code Annotated</u> §48-3-308 and after due consideration of the attached Application, hereby declare and resolve as follows:

- 1. The County Commission of the County of Sullivan, Tennessee has examined and considered the attached Application seeking the re-election of the members to the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee and hereby elects and approves:
  - a. Frank Barnett to a new term commencing September 1, 2003 and ending August 31, 2009;
  - b. Mary Cunningham to a new term commencing September 1, 2003 and ending August 31, 2009;
  - c. Paul Wohlford to a new term commencing September 1, 2003 and ending August 31, 2009;
  - d. Margaret Milhorn to a new term commencing September 1, 2005 and ending August 31, 2011; and
  - e. Randy M. Kennedy to a new term commencing September 1, 2005 and ending August 31, 2011.
- 2. These Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee are hereby authorized to perform all duties set out in the corporate Charter and By-Laws of said corporation.
- 3. All actions heretofore taken by such Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee in such capacity are hereby authorized, ratified and approved.

4. This Resolution reflects a finding by the County Commission that the election of the aforesaid members of the Board of Directors is necessary and advisable, and this Resolution is a true and correct record of the action taken and authorized by the County Commission of the County of Sadivan, he messee at a duly-called residing held on September 19, 2005.

## [WAIVER OF RULES REQUESTED]

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

Duly passed and approved this 19th day of

September 2005.

Attested?

7-14W/IU XWII

Approved

Richard S. Venable, County Mayor

Date

Introduced By: Commissioner: R. Harr

Seconded By: Commissioner(s): E. Williams, Buddy King, Randy Morrell, Dennis Houser

2005-09-083	Administrative	Budget	Executive	County Commission
ACTION				Approved 9-19-05
				23 Ave. 1 Absent

Comments: Waiver of Rules Requested

Request made by Buddy King, Morrell and Houser to be added as Prime Co-Sponsors 9-19-05.

# APPLICATION FOR ELECTION OF NEW TERMS TO THE BOARD OF DIRECTORS OF THE HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN, TENNESSEE

We, the undersigned, being duly qualified electors of and taxpayers in Sullivan County, Tennessee, and representatives of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee, hereby make application to the Sullivan County Board of Commissioners of Sullivan County, Tennessee, pursuant to Chapter 333 of the 1969 Public Acts of Tennessee for the election of members of the Board of Directors of The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee as follows:

Frank Barnett -	New Term	September 1, 2003 to August 31, 2009
Mary Cunningham -	New Term	September 1, 2003 to August 31, 2009
Paul R. Wohlford -	New Term	September 1, 2003 to August 31, 2009
Margaret Milhorn -	New Term	September 1, 2005 to August 31, 2011
Randy M. Kennedy -	New Term	September 1, 2005 to August 31, 2011

HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN, TENNESSEE

Mark S. Dessauer
Counsel to the Board

DESSAUER: S - T

S.C. HEALTH, EDUCATIONAL & HOUSING FACILITIES BOARD

HEHF.63904

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR SESSION OCTOBER 17, 2005.

RICHARD VENABLE

**COMMISSION CHAIRMAN** 

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IN RE: Blountville Utility District Sullivan County, Tennessee

## Order Appointing Commissioner

Upon certification by the Board of Commissioners of the above-named utility district, pursuant to Section 7-82-307 Tennessee Code Annotated, as amended, certifying a vacancy on said Board of Commissioners, and containing a list of three names nominated for appointment to fill such vacancy;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED pursuant to Section 7-82-307, Tennessee Code Annotated, as amended, that the nominee, Chris Rouse be appointed for the four-year term of October 11, 2005 to October 10, 2009 to serve on the Board of Commissioners of the Blountville Utility District of Sullivan County, Tennessee.

This 19th day of September 2005.

Richard S. Vinalih

Richard S. Venable, Sullivan County Mayor

Aftest: Jeanie F. Gammon, County Clerk

BEFORE THE COUNTY EXECUTIVE OF SULLIVAN COUNTY, TENNESSEE

IN RE: Blountville
UTILITY DISTRICT OF SULLIVAN COUNTY, TENNESSEE

CERTIFICATION OF NOMINEES FOR APPOINTMENT
AS UTILITY DISTRICT COMMISSIONER

The undersigned Commissioners of the above-named utility district do hereby certify to the County Executive, pursuant to T.C.A. §7-82-307, that a vacancy upon the said Board of Commissioners has occured by virtue of death or resignation or is scheduled to occur by virtue of term expiration as of October 10, 2005, and the remaining Commissioners do hereby nominate and certify the nomination of the following qualified individuals for appointment to such vacancy, the same being listed in order of preference.

1	Chris Rouse	 	
2	David Chambers	 	 <b>~</b> ;
3	Mike Hopson	 ``	

Wherefore, the said district petitions the County Mayor to make appointment from such nominees to fill the said vacancy within 24 days from and after the date of the filing of this instrument with the County Executive.

This August 11	2005
Dra WStusant	Johnson Duk
Chairman	commissioner,

ELECTION OF CHAIRMAN

(CT)

COUNTY COMMISSION

Commissioner James King, Jr. nominated County Mayor Richard Venable to serve as Chairman of the Commission. Nomination was seconded by Comm. Kilgore.

There being no other nominations, nominations ceased upon motion made by Comm. Sitgreaves and Mayor Venable was elected to serve as Chairman of the Commission. Election by Roll Call Vote 22 Aye, 1 Absent, 1 Pass.

ELECTION OF CHAIRMAN PRO-TEMPORE OF COUNTY COMMISION

Commissioner John Crawford nominated Commissioner O. W. Ferguson to serve as Chairman Pro-Tempore. Nomination was seconded by Comm. Vance.

There being no other nominations, nominations ceased upon motion made by Comm. Williams. Comm. Ferguson elected to serve as Chairman Pro-Tempore of the Commission. Election by Voice Vote- With Surgenor Abstaining.

#### STATE OF TENNESSEE COUNTY OF SULLIVAN

#### **ELECTION OF NOTARIES**

KRISTINA DAVIS

JULIE DUTCHER

SUSAN EARLY

CHRISTINE J. DOSS

VICKY R. FLEENOR

VICKI FORRESTER

PATSY J. FOWLER

PAULA LORETTA FREEMAN

AUGUST 15, 2005 REBECCA I. ABSHER LISA S. FULLER AMBER N. SANDERS RICHIA AKERS-STURGILL ANN D. GROSS LOUISA A. SHIPLEY L. ROBIN ARNOLD WILLIAM W. GRIGSBY, JR WANDA S. SIDELL DIANA MARIE BAKER MARTIN H. HALE TRACY R. SMITH LONNIE D. BARRETT LINDA G. HARRINGTON RENEE' TALLMAN JAMIE G. BEGLEY SUSAN HILTON **BOBBY WILLIAM TERRY** BETHANY BISHOP KEITH A. HOPSON CHARLOTTE D. THOMAS NANCY BISHOP MELISSA A. HOWINGTON PHILMENIA TODD JUDY L. BOTTS STEPHANIE S. HUTCHINS JANA WALKER LISA GAYLE GUY BOWERY GILLIS EDWARD JOHNSON CHAD W. WHITFIELD BENJAMIN BRADISH V. MARIE JONES CONNIE L. WIDENER SHARON M. BUMGARDNER SHERRY L. LAWSON DONNA R. CALLAHAN AMY J. LEWIS UPON MOTION MADE BY COMM. FERGUSON AND SECONDED BY TINA F. CHURCH MICHELLE MARTINDALE COMM. HYATT TO APPROVE THE NOTARY APPLICATIONS HEREON, CHERYL L. COBB R. WAYNE MCCONNELL SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE NORMA K. COBB BRENDA D. MONTEITH COMMISSION. 23 AYE, 1 ABSENT. BRENDA BLEDSOE CRAWFORD WILLIAM ISAAC MORGAN FRAN CRUMELY HELEN MORRISON BRENDA O. DAVIS JULIE RENEA NEELEY

BARBARA W. OVERBAY

ROBERT J. PAWLAK

RITCHIE G. PHILLIPS

VALERIE MAE RAY

BOBBY JOE RUSSELL

STACEY SALYERS

O. TAYLOR PICKARD, JR

ROSA PERDUE

STATE OF TENNESSEE COUNTY OF SULLIVAN

APPROVAL OF NOTARY SURETY BONDS

SEPTEMBER 19, 2005

BRENDA J. ADAMS

PATRICK C. BRIDWELL

ANGELA CARRIER

MARIA CATRON

HAROLD G. CHILDRESS

LISA ANN CHRISTIAN

HERCHEL DAVIDSON

**DUFFY E. JONES** 

DINAH J. LAWSON

BRIDGETT Y. MCCOY

CYNTHIA P. RAMSEY

RONALD L. RAMSEY

ADRIENNE L. RANGE

PEGGY H. RASNAKE

THOMAS J. SCOTT

JENNIFER L. SPRY

ROSALIE S. STALLARD

C. EDWIN WILLIAMS

UPON MOTION MADE BY COMM. FERGUSON AND SECONDED BY COMM. HYATT TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 23 AYE, 1 ABSENT.

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# REZONING OVERVIEW SULLIVAN COUNTY COMMISSION MEETING

# September 19 2005

## RESOLUTION #1 - To Consider the Waiver of Rules for the following zoning amendments (map or text).

Application File		Applicant	Neighbor Opposition	Staff Recommendation	Planning Commission Recommendation	Current Zone	Requested Zone	Civil District	
1	07/05/02	Wallace & Walker	No	Approve Sullivan Co.	Approve Sullivan Co.	R-1	B-4	9th	
2	07/05/03	Daniel Eldridge	Yes	Approve Sullivan Co.	Approve Sullivan Co.	R-1	R-3B	9th	
3	07/05/04	H.L. Phillips	No	Approve Sullivan Co.	Approve Sullivan Co.	R-1	R-3B	18th	
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22 No. No. Ng. No. QUESTIONS BEFORE THE COMMN. Nay Aye Nay Aye Nay NAMES OF COMMISSIONERS Aye Nay Aye Nay Aye Nay Blackburn Brittenham Brotherton to lilliamo

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