

# COUNTY COMMISSION-REGULAR SESSION

**NOVEMBER 20, 2017**

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, NOVEMBER 20, 2017, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE RICHARD VENABLE, COUNTY CHAIRMAN, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Chairman Richard Venable. Sheriff Wayne Anderson opened the commission and Comm. Matthew Johnson gave the invocation. The pledge to the flag was led by Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

MARK BOWERY	BRYAN BOYD
DARLENE R CALTON	MICHAEL B COLE
LARRY CRAWFORD	JOHN GARDNER
	ANDY HARE
TERRY HARKLEROAD	MACK HARR
JOE HERRON	BAXTER HOOD
DENNIS HOUSER	MATTHEW JOHNSON
BILL KILGORE	KIT MCGLOTHLIN
RANDY MORRELL	BOB NEAL
BOBBY RUSSELL	CHERYL RUSSELL
PATRICK SHULL	ANGIE STANLEY
MARK VANCE	EDDIE WILLIAMS

23 PRESENT 1 ABSENT (ABSENT-GRUBB)

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. Morrell and seconded by Comm. Harkleroad to approve the minutes of the October 16, 2017 Regular Session. Said motion was approved by voice vote.

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

- 2 Attendance announced by Jeanie Gammon, County Clerk  
Attendance  
Roll Call

Description

Roll Call

Chairman

Venable, Richard

### Total Vote Result

Voting start time 9:08:05 AM  
Voting stop time 9:08:28 AM  
Voting Configuration Roll Call - Attendances  
Voting mode Open  
Vote Result

Present	23
Total Present	23
Total Seats	24
Absent	1

### Group Voting Result

Group	Yes	Absent
No group	23	0/1
Total Results		23 0/1

### Individual Voting Result

Name	Yes	Absent
Bowery, Mark ()	X	
Boyd, Bryan ()	X	
Calton, Darlene ()	X	
Cole, Michael ()	X	
Crawford, Larry ()	X	
Gardner, John ()	X	
Grubb, Sherry ()		
Hare, Andy ()	X	
Harkleroad, Terry ()	X	
Harr, Mack ()	X	
Herron, Joe ()	X	
Hood, Baxter ()	X	
Houser, Dennis ()	X	
Johnson, Matthew ()	X	
Kilgore, Bill ()	X	
McGlothlin, Kit ()	X	
Morrell, Randy ()	X	
Neal, Bob ()	X	
Russell, Bobby ()	X	
Russell, Cheryl ()	X	
Shull, Patrick ()	X	
Stanley, Angie ()	X	
Vance, Mark ()	X	
Williams, Eddie ()	X	



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

**IN RE: Industrial Development Board of Sullivan County  
Blountville, Tennessee**

### *Order Appointing Board Members*

WHEREAS, the Industrial Development Board of Sullivan County does hereby certify to the Sullivan County Board of Commissioners, pursuant to T.C.A. §7-53-301, as duly adopted by Sullivan County, Tennessee, that vacancies have and will occur upon said Board by virtue of the expiration of the terms and the resignation of a member; and

WHEREAS, the Industrial Development Board of Sullivan County further certifies that the following nominees are qualified and willing to serve on the Industrial Development Board:

Chad Baker (Reappointment)  
Kinney Ellis (Reappointment)  
Luther Icenhour, Jr. (Reappointment)  
Dennis Phillips (Reappointment)

NOW THEREFORE BE IT ORDERED, ADJUDGED AND DECREED by the Sullivan County Board of Commissioners in their authority to appoint members to Industrial Development Board of Sullivan County, pursuant to T.C.A. §7-53-301, that the persons above named are hereby appointed to serve on the Industrial Development Board of Sullivan County with their terms expiring October 2023.

A handwritten signature in cursive script, reading "Richard S. Venable", is written over a horizontal line.

Richard S. Venable, Sullivan County Mayor

Said order confirmed and entered into the record of the Sullivan County Board of Commissioners this

20th day of November 2017.

A handwritten signature in cursive script, reading "Jeanie Gammon", is written over a horizontal line.

Jeanie Gammon, Sullivan County Clerk

**SULLIVAN COUNTY BOARD OF COMMISSIONERS  
REGULAR SESSION  
PUBLIC COMMENT**

November 20, 2017

PLEASE PRINT

	Name	Street Address	City
1	Jaima Helbert	589 Thomas Rd	Bristol, TN
2	Andreas Willis Lopez	216 Stafford St	Bristol, TN
3	Kim Parrish	337 Sharps Creek Rd	Bristol, TN
4	ALAN DODSON	517 CEDAR VALLEY RD	BRISTOL, TN
5	LISA CONWAY	836 State St	BRISTOL TN
6	Brandi Perhey	1010 Hannah dr.	Bristol, TN
7	CINDY HOLMES DREARY	340 CANTERBURY DR	BLOUNTVILLE
8	Lori Solid	326 Walnut Trl	Bristol, TN
9	E. G. Moody		Bristol, TN
10	Tom Parham		Kingsport, TN
11	Debbie Crain		Kingsport, TN
12			
13			
14			
15			

SULLIVAN COUNTY CLERK  
JEANIE GAMMON COUNTY CLERK  
3258 HIGHWAY 126 SUITE 101  
BLOUNTVILLE TN 37617  
Telephone 423-323-6428  
Fax 423-279-2725

Notaries to be elected November 20, 2017

SKYLAR PAIGE ABEL  
VICKIE STRICKLER ARMS  
KAYLA LAUREN ASHLEY  
TIMOTHY JUSTIN BOGGS  
JOSEPH ANTHONY BOLEA  
JOHN CHRISTOPHER BOWLES  
ROBEN HALL CAULDER  
CHERYL L COBB  
AMY M CODY  
JUDY MARIE COLE  
DEANNA KAY CORLEY  
RICHARD INGRAM COURON  
JACQUELINE REGINA COX  
MATTHEW A. CRUISE  
KATHY A. DEEL  
SAMANTHIA A DISHNER  
ANNA L. DORAN  
SHERRI L EATON  
SHELBURNE FERGUSON JR.  
PAMELA P FIELDS  
CANDY FOSTER-ROARK  
TERESA L GORDON  
LINDA G. HARRINGTON  
TERESA JACOBS

JESSICA A JONES  
ELIZABETH ANN KALFA  
BYTHA FRANCES KILGORE  
MANDY LEMON  
SHANNA LIVINGSTON  
CHARLENE MCCLOUD  
JEREMY MICHAEL MCLAUGHLIN  
TODD MEADE  
ASHLEY NEIS  
JESSICA RUTH NEWHART  
DEBRA K OLIVER  
DONNA L. PENDERGRASS  
FREIDA K. PETERSON  
ROGER ALLEN POE  
JOE WESLEY RIGGS  
RODNEY B. ROWLETT III  
KATHERINE E. RUSH  
MISSY SHAFFER  
DANNA M SMITH  
TAMARA TURNER  
JENNIFER RAE VAUGHN  
RHONDA GAIL VENABLE  
LARRY S WEDDINGTON  
CONNIE L WIDENER

PERSONAL SURETY  
JUDY MARIE COLE  
JACQUELINE COX  
41969890N  
WESTERN SURETY  
10,000  
10,000.00  
10000.00  
DEBRA OLIVER  
FREIDA K. PETERSON  
JONI STANLEY  
DAVID STANEY

UPON MOTION MADE BY COMM. COLE AND SECONDED BY COMM. GARDNER TO  
APPROVE THE NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY ROLL  
CALL VOTE OF THE COMMISSION. 23 AYE, 1 ABSENT

**STATE OF TENNESSEE  
COUNTY OF SULLIVAN**

**APPROVAL OF NOTARY  
SURETY BONDS**

**November 20, 2017**

**Name of Notary  
Cynthia A. Crussell  
Shelia B. Shelton**

**Personal Surety  
Georgia East  
Sharon Bushong**

**Personal Surety  
K. Jeffrey Luethke  
Gregory Bushong**

UPON MOTION MADE BY COMM. COLE AND SECONDED BY COMM. GARDNER 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

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

102 Approval of Notary Publics

### Description

Chairman

Venable, Richard

### Total Vote Result

Voting start time 9:53:52 AM

Voting stop time 9:54:09 AM

Voting Configuration Vote

Voting mode Open

### Vote Result

Yes	23
Abstain	0
No	0
Total Present	23
Absent	1

### Group Voting Result

Group	Yes	Absent
No group	23	0/1
Total Results	23	0/1

### Individual Voting Result

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()	X			
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()	X			
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()	X			
Stanley, Angie ()	X			
Vance, Mark ()	X			
Williams, Eddie ()	X			

*Certificate of Accomplishment*  
*presented to*

**Mary Hughes Lady Lions  
Girls Basketball Team  
2017 Season**

*for outstanding performance and achievement*

**Regular Season Conference Champions 11 - 0**

**Conference Tournament Champions 4 - 0**

**Patriot Palooza Tournament Runner - up 5 - 1**

**Rocky Top Classic Tournament Gold Division Champions 5 - 0**

**Area 1 Tournament Champions 3 - 0**

**East Tennessee Small School Single "A" Division Champions 6 - 0**

**\*\*New Record for Most Wins in a Season\*\* - 38 wins Season Record of 38 - 2**

**Team Members: Hayley Grubb #1, Emme Fox #7, Riley Nelson #14, Hannah Hodge #16,  
McKensi Reese #22, Jenna Hare #18, Janae Moultrie #15, Chloe Lacey #10, Loren  
Hensley #3, Peyton Abernathy #5, Deserae McClellan #00, Christa Fortner #12, Carly  
Bradford #4, Kylie Hurley #24, Olivia Eaton #8**

**Coach - Kevin Smith**

**Assistant Coach - Kendall Ivester**

**Managers - Blakely Tate & Evie Leonard**

*presented this 20<sup>th</sup> day of November, 2017 before the*

*Sullivan County Board of Commissioners*

*Sullivan County Courthouse*

*Blountville, Tennessee*

**COUNTY of SULLIVAN  
TENNESSEE**



*Richard S. Venable*

**Richard S. Venable  
Sullivan County Mayor**



November 20 2017

[illegible]

## **AGENDA**

### **Sullivan County Board of County Commission November 20, 2017**

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, November 20, 2017 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

1. File No. 1 Jeffrey Begley  
Reclassify property located at 5565 Fort Henry Drive from R-1 (Low Density/Single-Family Residential District) to B-3 (General Business Service District) for the purpose of opening a pet grooming business. Property ID NO Tax Map 107O, Group B, Parcel 01900 and being located in the 14<sup>th</sup> Civil District.  
**Sullivan County Planning**
2. Text Amendment – Electronic Message Board Signs

- 3
- Members studied their packets. Dr. Mark Webb motioned to approve the final plat for Phase I. The motion was seconded by Commissioner John Gardner and the vote in favor passed unanimously.

**Sullivan County Regional Planning Commission Action – Final Plat – Phase 1**

Approval: Webb, Gardner (6 yes, 2 absent, 1 vacancy)	
Denied:	Reason for Denial:
Deferred:	Reason for Deferral:

**E. COMPREHENSIVE DEVELOPMENT PLANS (NONE SCHEDULED)**

**F. MAP AMENDMENT TO THE SULLIVAN COUNTY ZONING PLAN**

**F1. Rezoning Request from R-1 to B-3 on Fort Henry Drive/Hwy. 36 – Jeff Begley**

**FINDINGS OF FACT –**

**Property Owners:** Jeffrey Begley (new owner)  
**Applicants:** Tyler Begley, son  
**Location:** 5565 Fort Henry Drive  
**Civil district:** 14<sup>th</sup>  
**Subdivision:** n/a  
**Parcel ID:** Tax Map 1070, Group B, Parcel 19.00  
**Surveyor:** n/a  
**Engineer:** n/a  
**Growth Boundary:** Sullivan County Planned Growth Area  
**Utility District:** Kingsport Utility  
**Public Sewer/Septic:** septic – approved permits  
**Existing Zoning:** R-1  
**Surrounding Zoning:** R-1 and B-3  
**Existing Land Use:** single family, business, industrial, trucking  
**Land Use Plan:** future planned commercial corridor, mixed use

**Staff Field Notes and General Comments:**

- The applicant has requested rezoning to General Commercial so that they can rent out the home for either single-family, office, or retail. The planned tenant is for a pet grooming business.
- The site has commercial zoning next door, behind and across the highway.
- Directly across Fort Henry Drive (Hwy 36) is Long's Construction. Several of the other homes have been rezoned to commercial over the years.
- This site is next to Vintage Timbers, which was rezoned from R-1 to B-3 last year.
- Staff recommends in favor of this request as it would be an extension of the existing B-3 zoning district, part of the trend of redevelopment pattern and congruent with the Future Land Use Plan.

**Discussion at Meeting:**

- Mr. Jeff Begley, owner, was present to address the board. He stated that he has an interested tenant that would like to live at the home and operate a pet grooming business out of the home as a form of Home Occupation.
- Staff confirmed that the B-3 zoning allows for single-family residential as well as commercial land uses, while other commercial zones do not allow both.
- Staff read her findings and recommendations. Discussion followed regarding the surrounding land uses.
- Mrs. Mary Ann Hager motioned to send a favorable recommendation to the County Commission for the rezoning request.
- Commissioner John Gardner seconded the motion and the vote in favor passed unanimously.

**Sullivan County Regional Planning Commission Action – Favorable Recommendation to County Commission**

Favorable: Hager, Gardner (6 yes, 2 absent, 1 vacancy)	
Unfavorable:	Reason for Denial:
Deferred:	Reason for Deferral:

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

Zoning for Application #1 Jeffrey Begley

**Description**

**Chairman**

Venable, Richard

**Total Vote Result**

**Voting start time**

10:04:34 AM

**Voting stop time**

10:04:55 AM

**Voting Configuration**

Vote

**Voting mode**

Open

**Vote Result**

Yes	23
Abstain	0
No	0
Total Present	23
Absent	1

**Group Voting Result**

Group	Yes	Absent
No group	23	1
<b>Total Results</b>	<b>23</b>	<b>1</b>

**Individual Voting Result**

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()	X			
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()	X			
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()	X			
Stanley, Angie ()	X			
Vance, Mark ()	X			
Williams, Eddie ()	X			

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

Zoning Text Ammendments to Zoning code

### Description

Chairman

Venable, Richard

### Total Vote Result

Voting start time 10:08:13 AM  
 Voting stop time 10:08:31 AM  
 Voting Configuration Vote  
 Voting mode Open  
 Vote Result

Yes	23
Abstain	0
No	0
Total Present	23
Absent	1

### Group Voting Result

Group	Yes	Absent
No group	23	0/1
Total Results	23	0/1

### Individual Voting Result

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()	X			
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()	X			
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()	X			
Stanley, Angie ()	X			
Vance, Mark ()	X			
Williams, Eddie ()	X			

# **RESOLUTIONS ON DOCKET FOR NOVEMBER 20, 2017**

<b>RESOLUTIONS</b>	<b>ACTION</b>
#1 AMENDMENTS TO THE ZONING RESOLUTION	APPROVED 11-20-17
#2 AUTHORIZE THE SULLIVAN COUNTY HIGHWAY DEPT (SCHD) ADD ADDITIONAL EMPLOYEES BEYOND CURRENT STAFFING LEVEL RESRICTIONS	DEFERRED 11-20-17
#3 RECOMMEND ALL ELECTED AND APPOINTED OFFICIALS AND DEPARTMENT HEADS SUBMIT A BUDGET WITH A FIVE PERCENT (5%) REDUCTION OF THEIR CURRENT BUDGET FOR THE FY 2018-2019	DEFERRED 11-20-17
#4 TO AUTHORIZE AN ARCHIVES AND RECORDS MANAGEMENT FEE AS ESTABLISHED IN ACCORDANCE WITH TENNESSEE CODE ANNOTATED 10-7-408	APPROVED 11-20-17
#5 APPROVE THE ATTACHED TERMINATION AGREEMENT WHICH TERMINATES THE JANUARY 31, 2011 INERLOCAL AGREEMENT BETWEEN SULLIVAN COUNTY AND THE CITIES OF KINGSPORT AND BLUFF CITY THAT CREATED THE NOT-FOR-PROFIT CORPORATION SULLIVAN COUNTY-BLUFF CITY-KINGSPORT ANIMAL CONTROL CENTER, INC. (SBK)	APPROVED 11-20-17
#6 AMEND THE SULLIVAN COUNTY SHERIFF'S OFFICE BUDGET FOR FY2017-2018 TO PROVIDE A SCHOOL SAFETY/ATTENDANCE OFFICER FOR THE SULLIVAN COUNTY SCHOOL DEPARTMENT	APPROVED 11-20-17
#7 TO ACCEPT AND APPROPRIATE GRANT FUNDS FOR THE SULLIVAN COUNTY LIBRARY	APPROVED 11-20-17
#8 APPROPRIATING FUNDS FOR THE INDUSTRIAL DEVELOPMENT BOARD OF SULLIVAN COUNTY, TENNESSEE'S JOBS INCENTIVE PROGRAM (JIP)	APPROVED 11-20-17
#9 AUTHORIZE THE SULLIVAN COUNTY HIGHWAY DEPT TO SOLICIT AND EMPLOY AN ENGINEERING SERVICES FIRM FOR DESIGN OF A CORRECTION TO THE JUNE 2017 LANDSLIDE ON OLD FORDTOWN ROAD IN SULLIVAN COUNTY.	APPROVED 11-20-17

#10 APPROVING THE GRANTING OF QUITCLAIM DEEDS FROM SULLIVAN COUNTY GOVERNMENT TO MARK A HARVEY AND ALSO TO VERNON MITCHELL & WIFE JOANN MITCHELL FOR ABANDONED AND EXCESS RIGHT-OF-WAY BEING A PORTION OF AN UN-OPENED ROAD KNOWN AS BOYD STREET	APPROVED 11-20-17
#11 TENNESSEE MUNICIPALITIES TO RESTORE LOCAL CONTROL	1 <sup>ST</sup> READING 11-20-17
#12 APPROVE THE LEASE OF SIX DUMP TRUCKS FOR THE SULLIVAN COUNTY HIGHWAY DEPARTMENT	APPROVED 11-20-17
#13 AUTHORIZE THE SULLIVAN COUNTY PURCHASING AGENT TO SOLICIT REQUEST FOR QUALIFICATIONS FOR CONSULTING SERVICES FOR A CORRECTIONAL MASTERPLAN FOR SULLIVAN COUNTY	APPROVED 11-20-17
#14 AMEND THE 2018 FY GENERAL FUND BUDGET APPROPRIATIONS FOR THE CHANCERY COURT TO EXPEND DATA PROCESSING FEE COLLECTION	APPROVED 11-20-17
#15 AUTHORIZING ACCEPTANCE OF GRANT FUNDS FROM THE SURFACE TRANSPORTATION PROGRAM BY THE TENNESSEE DEPT OF TRANSPORTATION. THE PROJECT IS KNOWN AS THE GREAT STAGE ROAD MUSEUM AND WALKING TOUR – PHASE III	APPROVED 11-20-17
#16 APPROVING THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE AND SELF-CERTIFICATION LETTER TO THE TENNESSEE DEPT OF TRANSPORTATION (TDOT) AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE SAME	APPROVED 11-20-17

➤ **CONSENT AGENDA**

Item #: 6                      Sponsors: Williams/ Bowery                      Resolution No. 2017-11-78

RESOLUTION to Amend the Sullivan County Sheriff's Office Budget for FY 2017-2018 to provide a School Safety/Attendance Officer for the Sullivan County School Department

Item #: 7                      Sponsors: Morrell/ Hare                      Resolution No. 2017-11-79

RESOLUTION To Accept and Appropriate Grant Funds for the Sullivan County Library

Item #: 8                      Sponsors: Williams/Hare                      Resolution No. 2017-11-80

RESOLUTION APPROPRIATING FUNDS for The Industrial Development Board of Sullivan County, Tennessee's Jobs Incentive Program (JIP).

Item #: 9                      Sponsors: Hood/ Stanley                      Resolution No. 2017-11-81

RESOLUTION to authorize the Sullivan County Highway Department (SCHD) to solicit and employ an engineering services firm for design of a correction to the June 2017 landslide on Old Fordtown Road in Sullivan County. The design resulting from this work would be used in gaining the approval for work on CSXT ROW and to solicit participation in correction costs by CSX Transportation (CSXT).

Item #: 10                      Sponsors: Morrell/ Grubb                      Resolution No. 2017-11-82

RESOLUTION approving the granting of Quitclaim Deeds from Sullivan County Government to Mark A. Harvey and also to Vernon Mitchell & wife Joann Mitchell for abandoned and excess right-of-way being a portion of an un-opened road known as Boyd Street as illustrated on the attached plat of Valley View Addition being of record in the Register of Deeds Office for Sullivan County in Plat Book 2 at page 147.

Item #: 14                      Sponsors: Williams/ Bowery                      Resolution No. 2017-11-86

RESOLUTION to Amend the 2018 FY General Fund Budget appropriations for the Chancery Court to expend Data Processing Fee Collections



Item #: 15            Sponsors: Houser/ Johnson, Cole, Hare

Resolution No. 2017-11-87

RESOLUTION Authorizing Acceptance of grant funds from the Surface Transportation Program by the Tennessee Department of Transportation. The project is known as the Great Stage Road Museum and Walking Tour – Phase III

Item #: 16            Sponsors: Gardner/ Kilgore

Resolution No. 2017-

11-88

A RESOLUTION APPROVING THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE AND SELF-CERTIFICATION LETTER TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE SAME

CONSENT AGENDA APPROVED 11-20-17    23 AYE, 1 ABSENT

4  
1

**PETITION TO SULLIVAN COUNTY FOR REZONING**

A request for rezoning is made by the person named below; said request to go before the Sullivan Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner: Jeffrey Begley  
Address: 5275 Fort Henry Drive Ste 2  
Kingsport, TN 37663  
Phone 423-677-5454 Date of Request 9/12/2017  
Property Located in 14 Civil District

  
Signature of Applicant

Tyler Begley

**OFFICE USE ONLY**

Meeting Date 10/17/2017 Time 6:00PM

Place Blountville Courthouse

Planning Commission Approved ✓  
10/17/2017 Denied       

County Commission Approved X  
11/20/2017 Denied       

Other Approved 23 AYE, 1 ABSENT

Final Action Date 11-20-17

**PROPERTY IDENTIFICATION**

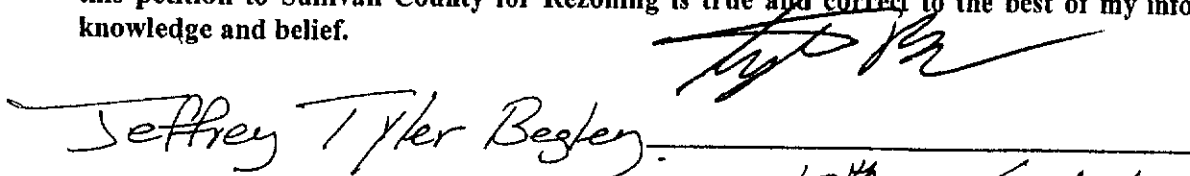
Tax Map No. 1070 / Group B / Parcel 01900

Zoning Map 25 Zoning District R-1 Proposed District B-3

Property Location : 5565 Fort Henry Drive

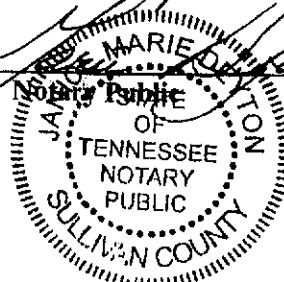
Purpose of Rezoning: "To operate pet grooming business."

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.



SWORN TO AND SUBSCRIBED before me this 12th day of September, 2017

My Commission Expires: 7/1/2022



## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

100 Consent Agenda

**Description**

Item #6 Resolution No. 2017-11-78  
 Item #7 Resolution No. 2017-11-79  
 Item #8 Resolution No. 2017-11-80  
 Item #9 Resolution No. 2017-11-81  
 Item #10 Resolution No. 2017-11-82  
 Item #14 Resolution No. 2017-11-86  
 Item #15 Resolution No. 2017-11-87  
 Item #16 Resolution No. 2017-11-88

**Chairman**

Venable, Richard

**Total Vote Result**

**Voting start time** 10:26:25 AM  
**Voting stop time** 10:26:48 AM  
**Voting Configuration** Vote  
**Voting mode** Open  
**Vote Result**

Yes	23
Abstain	0
No	0
Total Present	23
Absent	1

**Group Voting Result**

Group	Yes	Absent
No group	23	0
<b>Total Results</b>	<b>23</b>	<b>0</b>

**Individual Voting Result**

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()	X			
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()	X			
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()	X			
Stanley, Angie ()	X			
Vance, Mark ()	X			
Williams, Eddie ()	X			



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

Item 1  
No. 2017-11-01

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

**RESOLUTION TO CONSIDER AMENDMENT(S) TO THE SULLIVAN COUNTY ZONING PLAN: ZONING MAP OR THE ZONING RESOLUTION**

WHEREAS, the rezoning petition(s) have been duly initiated; have been before the appropriate Regional Planning Commission (recommendations enclosed); and shall receive a public hearing as required prior to final action from the County Commission; and

WHEREAS, such rezoning petition(s) and/or the proposed text amendment(s) will require an amendment to the SULLIVAN COUNTY ZONING PLAN – Zoning Map or Zoning Resolution.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider rezoning petition(s) and/or the Zoning Resolution Text Amendment(s), conduct the appropriate public hearing as required by law, and vote upon the proposed amendment(s) individually, by roll call vote, and that the vote be valid and binding, and that any necessary amendments to the official zoning map or resolution code book be made by the Planning & Codes Department.

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

Duly passed and approved this 20<sup>th</sup> day of November, 2017.

Attest: *Jeanie Gammon*  
Jeanie Gammon, County Clerk

Approve: *Richard S. Venable*  
Richard S. Venable, County Mayor

**Sponsor: Commissioner John Gardner**

**Co-Sponsor: Commissioner Bill Kilgore**

**ACTION: APPROVED 21 AYE, 3 ABSENT**

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

3 Item # 1 Resolution No. 2017-11-01 Sponsors: Gardner/ Kilgore

Description Amendments to Zoning Plan

Chairman Venable, Richard

### Total Vote Result

Voting start time 10:01:23 AM  
 Voting stop time 10:01:49 AM  
 Voting Configuration Vote  
 Voting mode Open  
 Vote Result

Yes	21
Abstain	0
No	0
Total Present	21
Absent	3

### Group Voting Result

Group	Yes	Absent
No group	21	23
Total Results	21	23

### Individual Voting Result

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()				
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()				
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()	X			
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()	X			
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()	X			
Stanley, Angie ()	X			
Vance, Mark ()	X			
Williams, Eddie ()	X			



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

Item 2  
No. 2017-10-71

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16<sup>th</sup> day of October 2017.

**RESOLUTION TO AUTHORIZE THE SULLIVAN COUNTY HIGHWAY DEPARTMENT (SCHD) ADD ADDITIONAL EMPLOYEES BEYOND CURRENT STAFFING LEVEL RESTRICTIONS**

WHEREAS, the Sullivan County Commission in actions dating back to 2006 thru 2012 sought to reduce staffing levels at various departments including the Sullivan County Highway Department, and

WHEREAS, the Mission and Objectives of the SCHD have been redefined through efforts of the SCHD with agreement of the Sullivan County Commission, specifically the addition of Pavement Evaluation and Pavement Maintenance techniques to the equipment and capabilities of the SCHD, and

WHEREAS, additional staff is required to fully utilize the added capabilities.

WHEREAS, the Commissioner of Highways will add staff only as allowed within the current budget for FY '17-'18 and is not requesting additional funding.

**NOW THEREFORE BE IT RESOLVED that the Sullivan County Commissioner of Highways is hereby authorized to increase staffing levels to a maximum of 104 full time regular employees, above the current maximum of 96.**

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

Attest: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approve: \_\_\_\_\_  
Richard S. Venable, County Mayor

**Introduced By: Commissioner John Gardner**

**Seconded By: Commissioners Terry Harkleroad, Darlene Calton, Andy Hare, Angie Stanley, Michael Cole, Joe Herron, Mack Harr**

**ACTIONS: 1<sup>st</sup> Reading 10-16-17; Deferred 11-20-17;**



## *Sullivan County*

### *Board of County Commissioners 237<sup>th</sup> Annual Session*

Item 3  
No. 2017-10-73

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16<sup>th</sup> day of October 2017.

**RESOLUTION TO RECOMMEND ALL ELECTED AND APPOINTED OFFICIALS AND DEPARTMENT HEADS SUBMIT A BUDGET WITH A FIVE PERCENT (5%) REDUCTION OF THEIR CURRENT BUDGET FOR THE FY 2018-2019**

**WHEREAS**, Sullivan County Tennessee hasn't seen the growth in property taxes and revenues to maintain funding without reducing annual appropriations and expenditures; and,

**WHEREAS**, Sullivan County faces many challenges and must look at ways to reduce the size of government; and,

**WHEREAS**, all elected and appointed officials and department heads have the responsibility to the tax payers as well as the Board of Commissioners to make an effort to reduce their budget.

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the Budget Reduction Act of FY 2018-2019.

**BE IT FURTHER RESOLVED** that said act will require all elected and appointed officials and department heads to submit a budget request reflecting a five percent (5%) reduction in their current budget. This budget should be submitted to the Accounts & Budgets Director for FY 2018-2019 during the regular budget process.

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.

Approved this      day of      2017.

Attest: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approve: \_\_\_\_\_  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Mark Vance**

**Co-Sponsor(s): Commissioners Bryan Boyd, ~~Angie Stanley, John Gardner, Michael Cole~~**

**ACTIONS:** Request 10-16-17 by Commissioners Stanley, Gardner and Cole to be removed as Co-Sponsors of Resolution.

1<sup>st</sup> Reading 10-16-17; Deferred 11-20-17;



## *Sullivan County*

*Board of County Commissioners*

*237<sup>th</sup> Annual Session*

Item 4  
No. 2017-10-76

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16<sup>th</sup> day of October 2017.

**RESOLUTION To Authorize An Archives And Records Management Fee As Established In Accordance With Tennessee Code Annotated §10-7-408**

WHEREAS, Tennessee Code Annotated §10-7-408 permits counties to enact a management fee to fund the process of archiving records in various county offices; and

WHEREAS, the Sullivan County Public Records Commission unanimously recommends the creation of an archives and record management fee for Sullivan County.

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SULLIVAN COUNTY, TENNESSEE THAT:**

**SECTION 1.** In accordance with Tennessee Code Annotated §10-7-408 (attached), the county legislative hereby creates an archives and record management fee of \$3 per record for the following records:

*Courts of General Sessions, Circuit, Criminal, Probate, and Chancery, all public records filed with the clerks of court for the purpose of initiating a legal proceeding.*

*County Clerk of Court, public records including marriage license applications, beer permit applications, notary public applications, vehicle titles including replacement titles, and business license applications;*

*Planning Department, public records including building permit applications, rezoning requests, variance applications, and stormwater permits;*

*Highway Department, all public records to include driveway permits and road cut permits.*

**SECTION 2.** Funds collected through this fee are designated exclusively for the county archives for scanning, storing, and maintaining any records required to be kept by law.

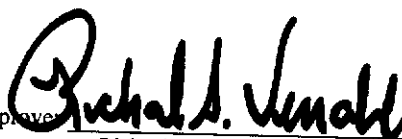
**SECTION 3.** For purposes of collection, this Resolution shall take effect on the first day of June 2018.



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.

Approved this 20th day of November 2017.

Attest:   
Jeanie Gammon, County Clerk

Approver:   
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Bill Kilgore**

**Co-Sponsor(s): Commissioners Dennis Houser, Andy Hare, ~~Matthew Johnson~~, ~~Pat Shull~~, Baxter Hood, Mack Harr, Michael Cole**

ACTIONS: 1st Reading 10-16-17; Request by Shull to be removed as Co-Sponsor; 10-16-17 Matthew Johnson requested to be removed as Co-Sponsor; Typographical error of dates corrected;

Approved 11-20-17.

#### REFERENCE:

#### Tennessee Code Annotated §10-7-408

Any city or town may establish and collect, through all entities creating public records, an archives and record management fee not to exceed five dollars (\$5.00) per document filed. Funds collected through this fee must be designated exclusively for duplicating, storing, and maintaining any records required by law to be kept.

Establish and collect, through all entities creating public records, as defined in § 10-7-403 and, except for the office of the county register, an archives and record management fee not to exceed five dollars (\$5.00) per each record filed by the entities creating the public records.

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

6 OLD BUSINESS Item # 4: Resolution No. 2017-10-76 Sponsors: Kilgore/ Houser

### Description

RESOLUTION To Authorize An Archives And Records Management Fee  
As Established In Accordance With Tennessee Code Annotated §10-7-408

Chairman

Venable, Richard

### Total Vote Result

Voting start time 10:45:59 AM  
Voting stop time 10:46:21 AM  
Voting Configuration Vote  
Voting mode Open  
Vote Result

Yes	15
Abstain	0
No	7
Total Present	22
Absent	2

### Group Voting Result

Group	Yes	No	Absent
No group	15	7	2
Total Results	15	7	2

### Individual Voting Result

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()			X	
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()			X	
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()			X	
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()	X			
Houser, Dennis ()	X			
Johnson, Matthew ()			X	
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			

Printed: 11/20/2017 10:46:21 AM

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

Name	Yes	Abstain	No	Absent
Morrell, Randy ()				
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()			X	
Shull, Patrick ()			X	
Stanley, Angie ()			X	
Vance, Mark ()	X			
Williams, Eddie ()	X			



## *Sullivan County*

### *Board of County Commissioners 237<sup>th</sup> Annual Session*

Item 5  
No. 2017-11-77

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November, 2017.

**RESOLUTION to APPROVE the attached TERMINATION AGREEMENT which terminates the January 31, 2011 Interlocal Agreement between SULLIVAN COUNTY and the cities of KINGSPORT and BLUFF CITY that created the not-for-profit corporation Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. (SBK) [DBA Petworks] and provided for joint animal control in Sullivan County, Kingsport and Bluff City.**

WHEREAS, on December 20, 2010, Sullivan County passed resolution # 2010-11-107 which authorized Sullivan County to enter into an interlocal agreement with the cities of Kingsport and Bluff City, which agreement provided for the creation of the not-for-profit corporation Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. (SBK) [DBA Petworks] to provide animal control in the unincorporated areas of Sullivan County and in the corporate limits of Kingsport and Bluff City and to operate and maintain the animal control facilities in Kingsport and Blountville; and

WHEREAS, that interlocal agreement was entered into by Sullivan County, Kingsport and Bluff City on January 31, 2011; and

WHEREAS, the not-for-profit corporation Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. (SBK) [DBA Petworks] was established pursuant to the filing of the charter for said corporation with the State of Tennessee on February 8, 2011, and said corporation has been in operation since that date; and

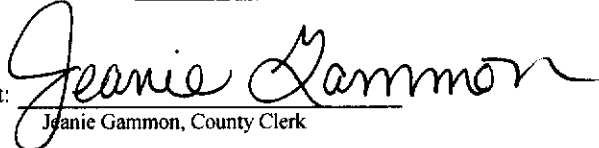
WHEREAS, it is now in the best interest of Sullivan County to dissolve said interlocal agreement such that Sullivan County will hereafter provide animal control in the unincorporated areas of Sullivan County and in the corporate limits of Bluff City and operate and maintain the animal control facility in Blountville, and Kingsport and said non-for-profit corporation will hereafter provide animal control within the corporate limits of Kingsport and operate and maintain the animal control facility in Kingsport; and


WHEREAS, pursuant to the terms of the Termination Agreement approved herewith Sullivan County and Bluff City irrevocably assign to Kingsport their right to appoint board members to the not-for-profit corporation, and board members previously appointed by Sullivan County and Bluff City will resign on or before January 1, 2018, which together will allow for the continued existence of the not-for-profit corporation Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. subject to the sole control of the city of Kingsport and subject to whatever changes to its Charter and By-laws Kingsport hereafter deems appropriate;

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve the attached Termination Agreement providing for the dissolution of the interlocal agreement between Sullivan County, Bluff City and Kingsport referenced above, providing for the resignation of directors appointed to Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. by Sullivan County and Bluff City, and providing for the continuation of said corporation solely by the City of Kingsport; and the Board of County Commissioners hereby authorize the Mayor of Sullivan County to approve and execute said agreement and upon consultation with the County Attorney to make changes to said Termination Agreement if necessary to accomplish these goals.

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.

Approved this 20th day of November 2017.

Attest:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Joe Herron**

**Co-Sponsor(s): Commissioners Terry Harkleroad**

**ACTIONS:** Waiver of rules requested.

AMENDMENT #1 made by Comm. Stanley and accepted by Sponsor as follows

"A list of assets excluding the land of SBK be listed and Sullivan County get half of assets".

RESOLUTION Approved with amendment 20 Aye, 2 Nay, 2 Absent.

TERMINATION AGREEMENT

This Termination Agreement is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by and among SULLIVAN COUNTY, TENNESSEE, hereinafter referred to as Sullivan County, the CITY OF BLUFF CITY, TENNESSEE, hereinafter referred to as Bluff City, and the CITY OF KINGSPORT, TENNESSEE, hereinafter referred to as Kingsport.

WITNESSETH:

WHEREAS, the parties entered into an Interlocal Agreement on January 31, 2011, for the purpose of creating a not-for-profit Corporation to operate exclusively for charitable and educational purposes within the meaning of section 501 (c)(3) of the Internal Revenue Code of 1986, or corresponding section of any future tax code, by providing animal control and operation of one or more animal shelters within Sullivan County, Bluff City, and Kingsport and to prevent cruelty to animals, together with the general powers set forth under T.C.A. § 48-53-102.

WHEREAS, said not-for-profit Corporation was created, with corporate charter filed with the State of Tennessee on February 8, 2011, and currently exists and operates as Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. (herein referred to as Corporation).

WHEREAS, the parties now agree that the joint operation of animal control and animal shelters as currently done pursuant to the Interlocal Agreement should be modified so that the shelter and animal control in the unincorporated area of the County and Bluff City should be operated by Sullivan County, and the shelter and animal control in Kingsport should be operated by Kingsport which can be accomplished through the Corporation; and

WHEREAS, the parties remain very interested in a mutual long-term solution to animal control, which could include a single shelter for all of Sullivan County; and

WHEREAS, this Agreement sets out the general terms of the termination of the Interlocal Agreement.

NOW THEREFORE, in consideration of the premises and mutual covenants contained herein, the parties agree as follows:

1. The Interlocal Agreement entered into by the parties on January 31, 2011, as referenced above, is hereby terminated effective midnight, December 31, 2017, subject to the provisions contained in this Agreement.
2. The parties agree that the Corporation created pursuant to the Interlocal Agreement shall continue in existence.
3. Sullivan County and Bluff City irrevocably assign to Kingsport the right to appoint board members they are entitle to appoint to the Corporation effective on the termination of the Interlocal Agreement, or earlier if so agreed by the parities, and the three board members appointed by Sullivan County will resign from the board effective on or before January 1, 2018, and the one board member appointed by Bluff City will resign from the board effective on or before January 1, 2018. This is intended

to enable Kingsport to make appointments to the Corporation's board to enable the Corporation to continue in existence and to amend its charter, bylaws and name, as needed, due to the termination of the Interlocal Agreement.

4. The Sullivan County employees currently assigned to work with the Corporation will return to Sullivan County on January 1, 2018, and the two vehicles provided by Sullivan County for their employees' use will return to Sullivan County at the same time.

5. All property donated to or given to the Corporation by Sullivan County, Bluff City, Kingsport, or any other person or entity for use for the operation of animal control and the animal shelter in Kingsport shall remain the sole property of the Corporation.

6. Beginning January 1, 2018, Sullivan County shall take over operation of the animal shelter in Blountville and animal control in the unincorporated part of the County and in Bluff City, and Kingsport and the Corporation shall be relieved from further responsibility to operate that shelter or provide animal control service in the unincorporated part of the County or in Bluff City. As of January 1, 2018, the lease agreement between Sullivan County and the Corporation, originally entered to on July 26, 2011, shall terminate and end.

7. Beginning January 1, 2018, Kingsport shall take over operation of the animal shelter and animal control in Kingsport, which may assign the continued operation of the animal shelter animal control in Kingsport to the Corporation, and Sullivan County and Bluff City shall be relieved from further responsibility to operate the shelter or provide animal control service in Kingsport.

8. Beginning on January 1, 2018, the animal control officers shall operate in their respective jurisdiction, or as otherwise provided by law, or in accordance with an Interlocal Agreement that may be entered into hereafter by the parties.

9. The parties agree that it is the intent of the parties that on the effective date of the termination that the Corporation continue to exist to operate exclusively for charitable and educational purposes within the meaning of section 501 (c)(3) of the Internal Revenue Code of 1986, or corresponding section of any future tax code, by providing animal control and operation of one or more animal shelters, and to prevent cruelty to animals, together with the general powers set forth under T.C.A. § 48-53-102, and the parties will reasonably assist the Corporation in maintaining its tax exempt status with the Internal Revenue Service, provided no parties shall be required to expend any funds in fulfilling this provision.

10. The Corporation executes this Agreement for the purpose of recognizing its benefits and duties herein, and consents and agrees to all actions taken and to be taken as described herein.

**SULLIVAN COUNTY, TENNESSEE**

By: \_\_\_\_\_  
Richard S. Venable, Mayor

**ATTEST:**

\_\_\_\_\_  
Jeanie Gammon, County Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Daniel P. Street, County Attorney

**CITY OF BLUFF CITY, TENNESSEE**

By: \_\_\_\_\_  
Irene Wells, Mayor/City Manager

**ATTEST:**

\_\_\_\_\_  
Sharon Greene, City Recorder

**APPROVED AS TO FORM:**

\_\_\_\_\_  
J. Paul Frye, City Attorney

**CITY OF KINGSPORT, TENNESSEE**

By: \_\_\_\_\_  
John Clark, Mayor

**ATTEST:**

\_\_\_\_\_  
City Recorder

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Michael Billingsley, City Attorney

**SULLIVAN COUNTY-BLUFF CITY-KINGSPORT  
ANIMAL CONTROL CENTER, INC.**

By: \_\_\_\_\_  
Title: \_\_\_\_\_

**ATTEST:**

\_\_\_\_\_  
Title: \_\_\_\_\_



## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

7 NEW BUSINESS Item #:5 Sponsors: Herron/ Harkleroad

Resolution No. 2017-11-77

### Description

RESOLUTION to APPROVE the attached TERMINATION AGREEMENT which terminates the January 31, 2011 Interlocal Agreement between SULLIVAN COUNTY and the cities of KINGSPORT and BLUFF CITY that created the not-for-profit corporation Sullivan County-Bluff City-Kingsport Animal Control Center, Inc. (SBK) [DBA Petworks] and provided for joint animal control in Sullivan County, Kingsport and Bluff City

Chairman

Venable, Richard

### Total Vote Result

Voting start time 11:30:55 AM  
Voting stop time 11:31:12 AM  
Voting Configuration Vote  
Voting mode Open  
Vote Result

Yes	20
Abstain	0
No	2
Total Present	22
Absent	2

### Group Voting Result

Group	Yes	No	Absent
No group	20	2	82
Total Results	20	2	82

### Individual Voting Result

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()			X	
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()				
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()			X	
Stanley, Angie ()	X			
Vance, Mark ()	X			
Williams, Eddie ()	X			



## Sullivan County

Board of County Commissioners  
237<sup>th</sup> Annual Session

Item 6  
No. 2017-11-78

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 20th day of November, 2017.

**RESOLUTION to Amend the Sullivan County Sheriff's Office Budget for FY 2017-2018 to provide a School Safety/Attendance Officer for the Sullivan County School Department**

WHEREAS, the Sullivan County School Department desires to implement a School Safety/Attendance Officer Program utilizing a sworn, POST certified Deputy Sheriff from the Sheriff's Office; and

WHEREAS, the Sullivan County School Board has approved to appropriate the funds for the additional position to provide a School Safety/Attendance Officer from the Sullivan County Sheriff's Office; and

WHEREAS, the Sullivan County Sheriff's Office will provide a sworn, POST certified Deputy Sheriff to serve the Sullivan County School Department as their School Safety/Attendance Officer; and

WHEREAS, the Sullivan County Sheriff's Office FY 2017-2018 budget will be increased by one additional deputy staff position to replace the Officer assigned to the Sullivan County School Department; and

WHEREAS, the Sullivan County School Department will reimburse Sullivan County for this additional position;

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves an additional Deputy Sheriff position in the Sullivan County Sheriff's Office and amends the FY 2017-2018 General Fund budget as follows:

54110.100	\$34,070
54110.200	\$15,076
54110.400	\$ 4,000
48140.460	\$53,146

***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 and approved this 20th day of November 2017.

Attested: *Jeanie Gammon*  
Jeanie Gammon, County Clerk

Approved: *Richard Venable*  
Richard Venable, County Mayor

**Sponsored by: Eddie Williams**

**Prime Co-Sponsor(s): Mark Bowery**

**ACTIONS:** Placed on Consent Agenda; Approved 23 Aye, 1 Absent.



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

Item 7  
No. 2017-11-79

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

### **RESOLUTION To Accept and Appropriate Grant Funds for the Sullivan County Library**

WHEREAS, a grant has become available through the Tennessee State Library and Archives in an amount of \$1,677.00 for technology purchases and upgrades which will be divided among all library locations; and,

WHEREAS, the Sullivan County Library has anticipated and planned for this project and has chosen to spend a portion of their budget on this project;

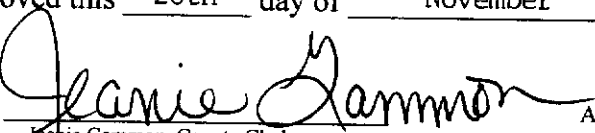
**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves accepting and appropriating funds in an amount up to \$1,677.00 from the Department of State, Tennessee State Library and Archives.

**BE IT RESOLVED** that the Sullivan County Library will provide matching funds per grant guidelines from their current capital outlay budget (No New Money Involved). Account Codes to be assigned by the Director of Accounts and Budgets.

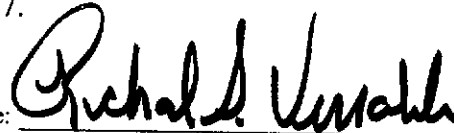
This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 20th day of November 2017.

Attest:

  
Jeanie Gammon, County Clerk

Approve:

  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Randy Morrell**

**Co-Sponsor(s): Commissioners Andy Hare, Sherry Grubb**

**ACTIONS:** Placed on Consent Agenda; Approved 23 Aye, 1 Absent



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

Item 8  
No. 2017-11-80

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

**RESOLUTION APPROPRIATING FUNDS for The Industrial Development Board of Sullivan County, Tennessee's Jobs Incentive Program (JIP).**

WHEREAS, The Industrial Development Board of Sullivan County, Tennessee, with funds appropriated by the Sullivan County Commission in 2003, established a program to assist small businesses in the creation of new jobs in Sullivan County. Specifically, the IDB, based on need\*, provided grants to relocating or expanding companies of \$500 for each new job created by the company up to 25 new jobs. \*(The company's need and the availability, or the lack of availability, of other local or state incentive programs to assist small businesses.); and


WHEREAS, since its creation, the IDB through the JIP program has assisted 17 companies and contributed to the creation of 1,170 new jobs in Sullivan County at a cost of \$109.24 for each new job created;

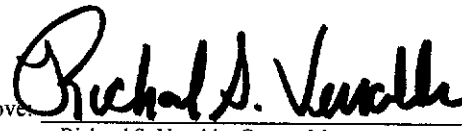
**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby appropriates \$50,000.00 to supplement the Jobs Incentive Program funds;

**FURTHER BE IT RESOLVED** such funds to be appropriated from Account #58120-700 Subfund 021 (The subfund was established, with monies from the sale of County owned Tri-County Industrial Park properties beginning June 1993, for the purpose of funding economic development projects).

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.

Approved this 20th day of November 2017.

Attest:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Eddie Williams**  
**Co-Sponsor(s): Commissioners Andy Hare**

**ACTIONS:** Placed on Consent Agenda; Approved 23 Aye, 1 Absent

Jobs Incentive Program  
(Small Business Loan Program)

The Jobs Incentive Program (JIP) was established in 2003 by the Industrial Development Board of Sullivan County. The program was created to assist local small businesses in the creation of new jobs. Only businesses that were too small (or creating too few jobs) to qualify for state grants or loans were eligible. The JIP was established as a loan program with loans based on the number of new jobs to be created. Loans to the businesses were forgiven after one year, if employment goals were met. (Loans of \$500 for each new job created were granted to businesses up to a total of \$12,500 (25 Jobs). Typical loans ranged from \$5,000 to \$7,500.)

The original funding for the program was appropriated by the County utilizing monies from land sales in the Tri-County Industrial Park and lease payments to the IDB made by Sullivan County companies which had received favorable tax incentives for locating in the county. The JIP fund started with a balance \$127,301.

Since 2003 the JIP program has assisted 17 companies and contributed to the creation of more than 1,170 new jobs in the County. This represents a cost of \$109.24 for each new job created. Some of the companies assisted include: DPI (Diversified Power International), DHL Industries, Goessling, USA, Clean & Safe, and East Tennessee Distillery. Cold Star International was aided following the loss of their building due to a fire. The JIP program also funded incentives that led to the attraction of Sprint (Agero, Inc.).

The JIP's existing fund balance is \$ 24,186. Several businesses are currently requesting loans. If approved the JIP loan funds could soon be depleted. The Industrial Development Board is requesting the County Commission continue the program with an appropriation of \$50,000. Such funds, as in the past, could be appropriated from the County's Account #58120-700 Subfund 021 (This subfund was established in 1993, with monies from the sale of County-owned Tri-County Industrial Park properties. The Subfund was created for the purpose of funding future economic development projects within the County to include local match requirements for state economic development grants and for programs like JIP.

Note: List of JIP loans attached

### JIP Projects

<u>Date</u>	<u>Company*</u>	<u>Loan Amount **</u>	<u>Status***</u>
Mar. 04	Super Grip	\$5,000	Employment goal met
Aug. 04	Tennessee Wood Products	\$5,000	Closed prior to meeting employment goal
Dec. 04	Carrol & Thomas Cross	\$4,000	Land option –Loan repaid by County (Current location of FedEx Freight)
Apr. 07 (Improvements to building enabled sale to another company.)	Century Industries	\$12,500	Start-up unable to meet emp. goal and closed.
May 07	JDA Lithographic	\$10,000	Employment goal met (Loan matched by Kingsport EDB)
Jan. 08	Integra Seal	\$10,000	Employment goal met
Aug. 08	Apple International	\$ 7,500	Employment goal met
Apr. 10	Right Way Marketing	\$10,000	Closed after 10 months – partial repayment of loan
Aug. 11	Strategic Placement Group	\$5,000	Employment goal met
Dec. 11	DHL Industries	\$12,500	Employment goal met (Loan matched by Bristol IDB)
Apr. 13	JA Street & Assoc.	\$7,000	Site improvements to attract Sprint. Employment goal met
Aug. 13	Clean & Safe	\$12,500	Employment goal met
Jan. 14 Employment goal met	DPI (Diversified Power Int'l)	\$2,845	Design work for expanded facility.
Mar. 14	East Tennessee Distillery	\$5,000	Employment goal met
May 14 to another building. Maintained existing emp.	Cold Star Int'l	\$5,000	Building destroyed by fire. Assisted move
Dec. 14	Goessling, USA	\$10,000	Employment goal met
May 15	Send The Light Dist.	\$5,000	Relocation is closed and unable to meet emp. goal.
Mar. 16	Mountain Empire Anodizing	\$10,000	Employment goal met

\*Many of the companies listed have since been acquired by others or closed.

\*\*Loan amount reflects the employment goal at \$500 per job created. Most companies far exceeded that goal.

\*\*\*The JIP was created to fill the need for unsecured high-risk loans for start-ups and relocating businesses. Therefore, some loan failures are to be expected.



## *Sullivan County*

### *Board of County Commissioners 237<sup>th</sup> Annual Session*

Item 9  
No. 2017-11-81

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

**RESOLUTION to authorize the Sullivan County Highway Department (SCHD) to solicit and employ an engineering services firm for design of a correction to the June 2017 landslide on Old Fordtown Road in Sullivan County. The design resulting from this work would be used in gaining the approval for work on CSXT ROW and to solicit participation in correction costs by CSX Transportation (CSXT).**

WHEREAS, this County Commission in an action in August 2017 (Resolution Number 2017-08-56) authorized the first step in landslide correction through a Preliminary Engineering Agreement with STV, Inc, and

WHEREAS, the next step in the correction process will require submission of detailed designs and specifications to CSXT, and

WHEREAS, the Sullivan County Purchasing Department is soliciting proposals for this design work from local engineering firms due on November 21, 2017, and

WHEREAS, the County Highway Fund has been grown by over \$2.4 million since 2014 through effective management of the Highway Department accounts and currently stands at approximately \$5.4 million, and

WHEREAS, the estimated cost of the design is less than \$50,000.

**NOW THEREFORE BE IT RESOLVED that the Sullivan County Commissioner of Highways is hereby authorized to select an engineering firm as solicited by the Sullivan County Purchasing Department and execute an agreement for said designs. The cost of the design is not in the current Highway Department budget but will be funded out of the Highway Fund Balance.**

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

Approved this 20th day of November 2017.

Attested:

*Jeanie Gammon*  
Jeanie Gammon, County Clerk

Approved:

*Richard S. Venable*  
Richard S. Venable, Chairman, County Commission

**Introduced By: Commissioner Hood**

**Seconded By: Commissioner Stanley**

**ACTIONS:** Placed on Consent Agenda; Approved 23 Aye, 1 Absent



## Sullivan County

Board of County Commissioners  
237<sup>th</sup> Annual Session

Item 10  
No. 2017-11-82

To the Honorable Richard Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November, 2017:

**RESOLUTION approving the granting of Quitclaim Deeds from Sullivan County Government to Mark A. Harvey and also to Vernon Mitchell & wife Joann Mitchell for abandoned and excess right-of-way being a portion of an un-opened road known as Boyd Street as illustrated on the attached plat of Valley View Addition being of record in the Register of Deeds Office for Sullivan County in Plat Book 2 at page 147.**

WHEREAS, Boyd Street, an un-opened road, was previously closed by Resolution of the Sullivan County legislative body in 1977 as noted in Minute Book 6 at page 122 and Docket Book 4 at Page 39; and

WHEREAS, Mark A. Harvey and Vernon Mitchell & wife Joann Mitchell, being the owners of lots 14 and 15 respectively and being the property owners adjoining the southern portion of un-opened Boyd Street, now request quitclaim deeds transferring to each the respective one-half section of previously un-opened, now closed, Boyd Street that adjoins their property; and

WHEREAS, Mark A. Harvey and Vernon & Joann Mitchell have signed the Waiver/Release of Damages form and the Waiver of Interest in Sullivan County Roads form as per county policy; and

WHEREAS, Mark A. Harvey and Vernon & Joann Mitchell shall be responsible for any deed preparation at no cost to the county; and

WHEREAS, by approving this Resolution and executing and delivering said Quitclaim Deeds, Sullivan County does not thereby represent nor imply that it has any ownership interest in the property to be transferred.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session does hereby approve the request by Mark A. Harvey and Vernon & Joann Mitchell and does hereby authorize the Mayor of Sullivan County to execute such Quitclaim Deeds upon approval by the County Attorney for Sullivan County.

### WAIVER of RULES REQUESTED

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

Duly passed and approved this 20<sup>th</sup> day November, 2017

Attested:

*Jeanie F. Gammon*  
Jeanie F. Gammon, County Clerk

Approved:

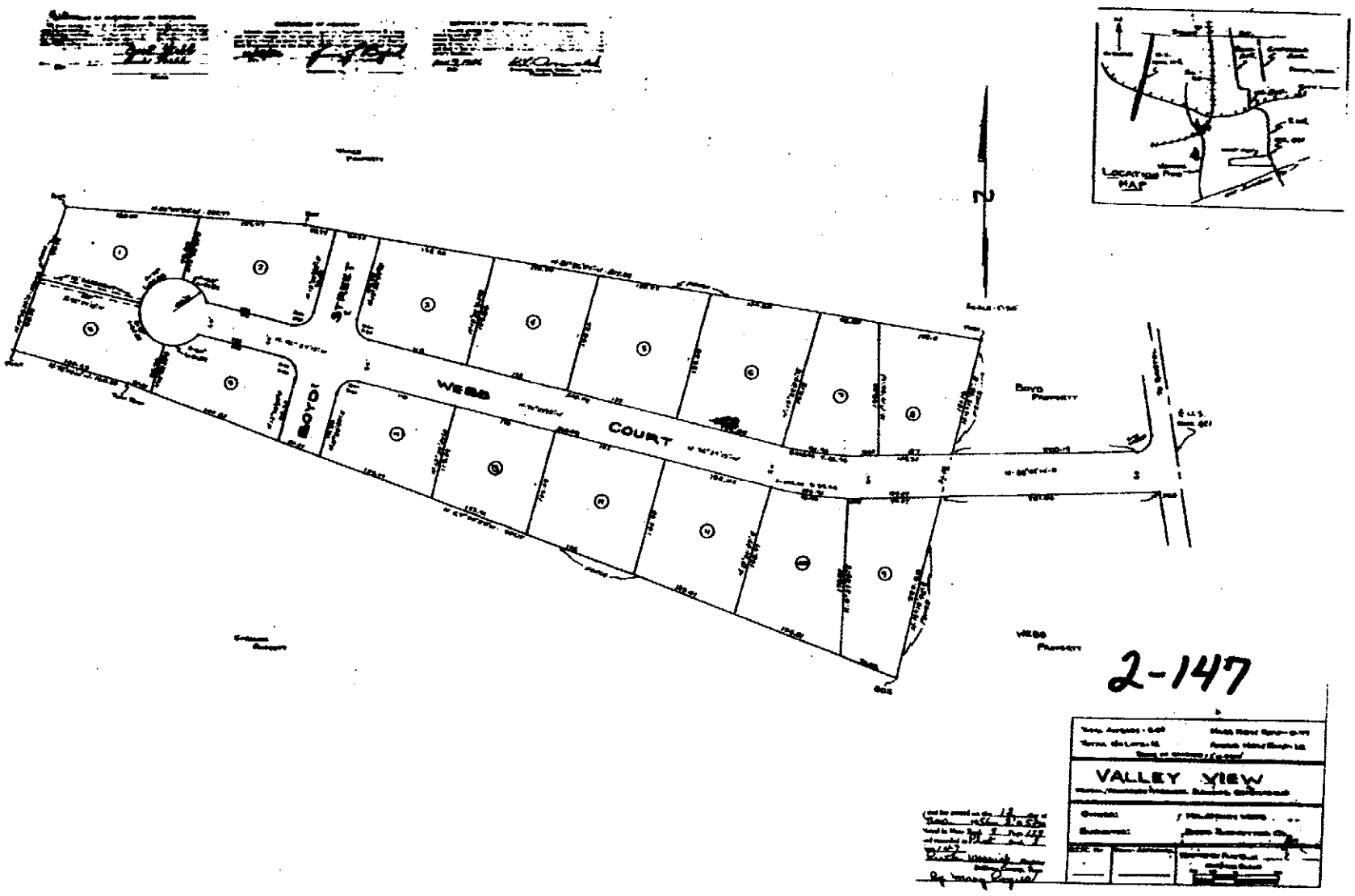
*Richard S. Venable*  
Richard S. Venable, County Mayor

**Introduced By Commissioner: Randy Morrell**

**Seconded By Commissioner(s): Sherry Grubb, Andy Hare**

Placed on Consent Agenda; Approved 23 Aye, 1 Absent







## *Sullivan County*

### *Board of County Commissioners 237<sup>th</sup> Annual Session*

Item 11  
No. 2017-11-83

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

#### **RESOLUTION FOR TENNESSEE MUNICIPALITIES TO RESTORE LOCAL CONTROL**

**Whereas** numerous studies have found that tobacco smoke is a major contributor to indoor air pollution, and that breathing secondhand smoke is a cause of disease in healthy nonsmokers, including heart disease, stroke, respiratory disease, and lung cancer; and

**Whereas** the National Cancer Institute determined in 1999 that secondhand smoke is responsible for the early deaths of 53,000 Americans annually; and

**Whereas** the Public Health Service's National Toxicology Program has listed secondhand smoke as a known carcinogen; and

**Whereas** the 2006 U.S. Surgeon General's report, *"The Health Consequences of Involuntary Exposure to Tobacco Smoke,"* concluded that there is 1) no risk-free level of exposure to secondhand smoke; 2) ventilation and other air cleaning technologies cannot completely control for exposure of nonsmokers to secondhand smoke; 3) smoke-free workplace policies are the only effective way to eliminate secondhand smoke exposure in the workplace, and 4) evidence from peer-reviewed studies shows that smoke-free policies and laws do not have an adverse economic impact on the hospitality industry; and

**Whereas** the World Health Organization determined that scientific evidence has firmly established that there is no safe level of exposure to second-hand tobacco smoke, a pollutant that causes serious illness in adults and children, and that there is indisputable evidence that implementing 100% smoke-free environments is the only effective way to protect the population from the harmful effects of exposure to secondhand smoke; and

**Whereas** secondhand smoke is particularly hazardous to individuals with cardiovascular disease, individuals with impaired respiratory function, including asthmatics and those with obstructive airway disease, and elderly people; and

**Whereas** children exposed to secondhand smoke have an increased risk of asthma, respiratory infections, sudden infant death syndrome, physical and cognitive developmental abnormalities, and cancer; and

**Whereas** data consistently demonstrates that secondhand smoke exposure increases the risk of coronary heart disease and heart attacks *and* that smoke-free laws reduce heart attacks; and

**Whereas** the people in local communities should have the right to protect themselves against the harmful effects of secondhand smoke; and

**Whereas** local governments have the right and responsibility to adopt laws that protect the health and safety of their citizens; and

**Whereas** more than 4,579 local governments throughout the country have successfully passed smoke-free air laws to protect people against the harmful effects of secondhand smoke; and

**Whereas** the tobacco industry, in an effort to negate such local legislation, has long had as its chief legislative strategy the preemption of local authority to regulate tobacco; and

**Whereas** preemptive state laws have a devastating effect on tobacco control efforts and on the public health of the states' residents and workers; and

**Whereas** the vast majority of states do not preempt local smoke-free air legislation; and

**Whereas** multiple states have successfully overturned preemption and restored local control to enact and enforce smoke-free air laws; and

**Whereas** protecting people from the harmful effects of secondhand smoke is best accomplished by local communities working directly with the people most affected by smoke-free air laws; and

**Whereas** the Tennessee General Assembly should not deprive local governments of the authority to protect people from the harmful effects of secondhand smoke;

**Now, therefore, be it resolved** that the Sullivan County Board of Commissioners urges the Tennessee General Assembly to repeal any preemption of local smoke-free air and other tobacco-related laws, and restore the right of local governments to enact and enforce smoke-free air and other tobacco-related laws.

**And be it further resolved** that the Sullivan County Board of Commissioners strongly encourages other local governmental entities in Tennessee to adopt similar resolutions.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2017.

Attest: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approve: \_\_\_\_\_  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Angie Stanley**

**Co-Sponsor(s): Commissioner Baxter Hood**

**ACTIONS:**

1st Reading 11-20-17;



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

Item 12  
No. 2017-11-84

To the Honorable Richard S. Venable, Chairman, and the Board of Sullivan County Commissioners meeting in Regular Session this 20th day of November 2017.

### **RESOLUTION to Approve the Lease of Six (6) Dump Trucks for The Sullivan County Highway Department**

**WHEREAS**, the Sullivan County Purchasing Agent has solicited on the open market and obtained pricing under State Contract on six (6) tandem-axle dump trucks for the Sullivan County Highway Department. Six (6) used dump trucks will be traded for a total trade-in value of \$132,000.00 per attached information; and

**WHEREAS**, the Sullivan County Highway Commissioner desires to purchase these six (6) dump trucks on an annual lease payment as the Highway Department does not have sufficient capital funds in any one year to purchase these trucks.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of County Commissioners of Sullivan County, Tennessee, assembled in regular session, hereby approves an annual lease/purchase obligating \$90,000.00 per year for six (6) years and a payment amount of \$10,002.00 in the final year of this agreement for a total of \$550,002.00. Interest on this agreement is at a rate of 4.26 percent with the first payment being made from the 2017-2018 budget.

### *Waiver of Rules Requested*

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

Approved this 20<sup>th</sup> day of November 2017.

Attested: *Jeanie Gammon*  
Jeanie Gammon, County Clerk

Approved: *Richard S. Venable*  
Richard S. Venable, County Mayor, Chairman

**Introduced By: Commissioner John Gardner**

**Seconded By: Commissioner Terry Harkleroad**, Sherry Grubb, Joe Herron

Waiver of rules requested; Approved 17 Aye, 3 Nay, 4 Absent.

## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

14 NEW BUSINESS Item #:12 Sponsors: Gardner/ Harkleroad Resolution No. 2017-11-84 Waiver of the Rules Requested

### Description

RESOLUTION to Approve the Lease of Six (6) Dump Trucks for The Sullivan County Highway Department

Chairman

Venable, Richard

### Total Vote Result

Voting start time 12:21:58 PM  
 Voting stop time 12:22:19 PM  
 Voting Configuration Vote  
 Voting mode Open  
 Vote Result

Yes	17
Abstain	0
No	3
Total Present	20
Absent	4

### Group Voting Result

Group	Yes	No	Absent
No group	17	3	8/4
Total Results	17	3	8/4

### Individual Voting Result

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()				
Houser, Dennis ()			X	
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()				
Neal, Bob ()			X	
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()			X	
Stanley, Angie ()				
Vance, Mark ()	X			
Williams, Eddie ()	X			



## *Sullivan County*

### *Board of County Commissioners 237<sup>th</sup> Annual Session*

Item 13  
No. 2017-11-85

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

#### **RESOLUTION TO AUTHORIZE THE SULLIVAN COUNTY PURCHASING AGENT TO SOLICIT REQUEST FOR QUALIFICATIONS FOR CONSULTING SERVICES FOR A CORRECTIONAL MASTERPLAN FOR SULLIVAN COUNTY**

**WHEREAS**, the County has updated its facilities several times over the last 30 years to no avail, and;

**WHEREAS**, the issue of having to continuously increase the space available for incarceration of inmates is not unique to Sullivan County, considering that most adjoining counties have recently experienced the problem or are currently experiencing the problem; and,

**WHEREAS**, the Jail Committee has held numerous meetings and gathered much information relevant to the problem and have decided that it is clear there are no simple solutions but the problem remains, and;

**WHEREAS**, considering the need to move forward at resolving the problem, the Committee has decided to seek a qualified firm to develop a Master Plan to impact and better manage the Correctional/Detention challenges before Sullivan County.

**NOW THEREFORE BE IT RESOLVED THAT**, this body is directing the Purchasing Agent in consultation with the County Mayor, Sheriff and the Chairman of the Jail Committee to solicit firms with qualifications/resources for the development of a plan to provide expert direction to this body in resolving the issues before them, including but not limited to the following:

- a. Kick off Project mission statement with kick-off meeting, set up committees; refine schedules, verify data from previous assessments.
- b. Study and update inmate profile.
- c. Examine and develop recommendations for expansion of alternatives/options for pre-trial and sentenced offenders and other changes to help control the bed needs for the incarcerated.

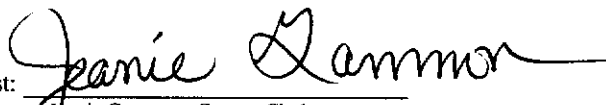
- d. Determine bed needs by inmate category with and without proposed changes to alternatives for pre-trial and sentenced offenders and other justice system changes.
- e. Comprehensively evaluate the existing building and site and develop a facility assessment and report existing conditions.
- f. Develop master plan options for existing building renovations and expansion.
- g. Develop proposed space program. (optional)
- h. Develop conceptual floor plan with master plan phases. (optional)

**BE IT RESOLVED** the contract shall be limited to an initial appropriation of \$100,000 for the 2017-2018 fiscal year and shall be completed in phases as listed and reported to this body periodically as progress and time permits. Account Codes to be assigned by Director of Accounts and Budgets.

**BE IT FURTHER RESOLVED** that the Purchasing Agent is hereby authorized to enter a contract with chosen firm to provide said professional services to Sullivan County.

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.

Approved this 20th day of November 2017.

Attest:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Bill Kilgore**

**Co-Sponsor(s): Commissioners Sherry Grubb, Mark Bowery, Joe Herron, Mack Harr, Harkleroad**  
Waiver of rules requested. Approved as amended (amendment attached) 20 Aye, 4 Absent

PROPOSED AMENDMENT #1 TO

RES. # 13  
NO. 2017-11-85

AMEND AS FOLLOWS:

REPLACE FIRST PARAGRAPH WITH THE FOLLOWING:

RESOLUTION TO AUTHORIZE THE SULLIVAN COUNTY PURCHASING  
AGENT TO SOLICIT REQUEST FOR QUALIFICATIONS FOR CONSULTING  
SERVICES FOR A THREE (3) PHASE CORRECTIONAL MASTERPLAN FOR  
SULLIVAN COUNTY

- (a) MASTERPLAN FOR ENTIRE CORRECTION CAMPUS
- (b) ARCHITECTURAL & ENGINEERING STUDY
- (c) CONSTRUCTION PHASE

ADD ON PAGE TWO ITEM (i) AS FOLLOWS:

- (i) THE SULLIVAN COUNTY COMMISSION WILL HAVE TO VOTE AFTER  
EACH PHASE IN ORDER TO MOVE TO THE NEXT PHASE.

INTRODUCED BY: SPONSOR COMM. KILGORE  
SECONDED BY:

ACTION: AMENDMENT APPROVED AS PART OF RESOLUTION 11-20-17



## Agenda subject voting report

Meeting Name

Sullivan County Commission November 20, 2017

11/20/2017

15 NEW BUSINESS Item #:13 Sponsors: Kilgore/ Grubb Resolution No. 2017-11-85

**Description**

RESOLUTION to AUTHORIZE THE SULLIVAN COUNTY PURCHASING  
AGENT TO SOLICIT REQUEST FOR QUALIFICATIONS FOR  
CONSULTING SERVICES FOR A CORRECTIONAL MASTERPLAN FOR  
SULLIVAN COUNTY

**Chairman**

Venable, Richard

**Total Vote Result**

**Voting start time** 12:27:07 PM  
**Voting stop time** 12:27:34 PM  
**Voting Configuration** Vote  
**Voting mode** Open  
**Vote Result**

Yes	20
Abstain	0
No	0
Total Present	20
Absent	4

**Group Voting Result**

Group	Yes	Absent
No group	20	04
<b>Total Results</b>	<b>20</b>	<b>04</b>

**Individual Voting Result**

Name	Yes	Abstain	No	Absent
Bowery, Mark ()	X			
Boyd, Bryan ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Gardner, John ()	X			
Grubb, Sherry ()				
Hare, Andy ()	X			
Harkleroad, Terry ()	X			
Harr, Mack ()	X			
Herron, Joe ()	X			
Hood, Baxter ()				
Houser, Dennis ()	X			
Johnson, Matthew ()	X			
Kilgore, Bill ()	X			
McGlothlin, Kit ()	X			
Morrell, Randy ()				
Neal, Bob ()	X			
Russell, Bobby ()	X			
Russell, Cheryl ()	X			
Shull, Patrick ()	X			
Stanley, Angie ()				
Vance, Mark ()	X			
Williams, Eddie ()	X			



## *Sullivan County*

### *Board of County Commissioners 23<sup>rd</sup> Annual Session*

Item 14  
No. 2017-11-86

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November 2017.

#### **RESOLUTION TO AMEND THE 2018 FY GENERAL FUND BUDGET APPROPRIATIONS FOR THE CHANCERY COURT TO EXPEND DATA PROCESSING FEE COLLECTIONS**

**WHEREAS**, the Chancery Court has fees assessed to fund the data processing expenses for that office; and,


**WHEREAS**, these restricted collections must be appropriated by this body before the funds can be expended.

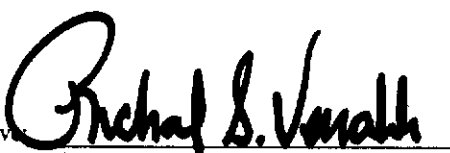
**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves that data processing funds for Chancery Court be increased by \$12,000 to cover expenditures for this fiscal year. Funding to be appropriated from prior collections by Chancery Court restricted for data processing purposes. (Director of Accounts and Budgets to assign the account codes.)

#### ***WAIVER OF THE 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.

Approved this 20<sup>th</sup> day of November 2017.

Attest:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Eddie Williams**

**Co-Sponsor(s): Commissioners Mark Bowery**

**ACTIONS:** Placed on Consent Agenda; Approved 23 Aye, 1 Absent



## *Sullivan County*

*Board of County Commissioners  
237<sup>th</sup> Annual Session*

Item 15  
No. 2017-11-87

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November, 2017.

**RESOLUTION Authorizing Acceptance of grant funds from the Surface Transportation Program by the Tennessee Department of Transportation. The project is known as the Great Stage Road Museum and Walking Tour – Phase III**

WHEREAS, the project funds of \$57,693.85 are carried over from the Phase II grant with additional funds awarded from the State for the purpose of finishing the rehabilitation and restoration work on the interior of the Old Sheriff's Home; and

WHEREAS, the project funds can be used to provide the necessary funds to local governments to restore and rehabilitate the historic structures along State Highways; and

WHEREAS, the estimated cost of the project is \$188,000.00 with 80% funding from the State of Tennessee of \$150,400.00 and 20% funding from the grantee of \$37,600.00 (used from the carry-over funds);

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize the acceptance of additional grant funding from the Tennessee Department of Transportation in order to finish the restoration of the Old Sheriff's Home which will become the Information Center for visitors and tourists of Sullivan County's Great Stage Road Museum and Walking Tour within the Historic District.

**BE IT FURTHER RESOLVED** that the Board of Commissioners hereby authorize the County Mayor to enter into any and all necessary agreements and assurances to implement this application and the subsequent award of such.

**WAIVER OF RULES REQUESTED  
DUE TO GRANT APPLICATION DEADLINE**

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*  
Jeanie Gammon, County Clerk

Approved:

*Richard S. Venable*  
Richard Venable, County Mayor

**Sponsored By: Dennis Houser**

**Prime Co-Sponsor(s): Matthew Johnson, Michael Cole, Andy Hare**

**ACTIONS:** Placed on Consent Agenda; Approved 11-20-17 23 Aye, 1 Absent



## *Sullivan County*

### *Board of County Commissioners 237<sup>th</sup> Annual Session*

Item 16  
No. 2017-11-88

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of November, 2017.

**A RESOLUTION APPROVING THE AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE AND SELF-CERTIFICATION LETTER TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION (TDOT) AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE SAME**

WHEREAS, Sullivan County has received a letter from Mr. Paul Degges, Deputy Commissioner of TDOT, regarding the obligation of every city and county with fifty or more employees to prepare or update an ADA Transition Plan; and

WHEREAS, the plan addresses county facilities, programs, and services to ensure accessibility to all citizens; and

WHEREAS, the letter requires compliance with interim steps and completion of the plan in a certain timeframe or the county will forfeit its TDOT funding; and

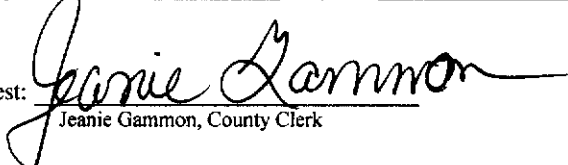
WHEREAS, the county must submit a letter by December 1, 2017, outlining the development of its transition plan, and the letter must be approved by the Board of Commissioners.

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves County Mayor Richard S. Venable to compose a letter stating Sullivan County's intent to remain in compliance or update as necessary facilities, programs and services to ensure accessibility under ADA regulations and submit said letter to Mr. Paul Degges, Deputy Commissioner of TDOT.

***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.

Approved this 20th day of November 2017.

Attest:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, County Mayor

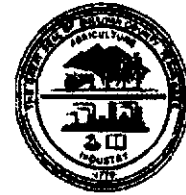
**Sponsored By: Commissioner John Gardner**

**Co-Sponsor(s): Commissioner Bill Kilgore**

**ACTIONS:** Placed on Consent Agenda; Approved 23 Aye, 1 Absent

## *Sullivan County*

*Office of the County Mayor*



**Richard S. Venable**  
County Mayor

November 20, 2017

Mr. Paul D. Degges, P.E.  
Deputy Commissioner/Chief Engineer  
Tennessee Department of Transportation  
Bureau of Engineering  
Suite 700, James K. Polk Building  
505 Deaderick Street  
Nashville, TN 37243-1402

Re: **Americans with Disabilities Act Compliance and Self-Certification Letter**

Deputy Commissioner Degges:

Please accept this letter and supporting resolution as Sullivan County's commitment to moving forward with the necessary Self-Evaluation and ADA Transition Plan work. Sullivan County has appointed Mrs. Cindy Stewart as the county's ADA Coordinator, whose primary duties pertain to the supervision of maintenance of all county-owned buildings. She along with the Planning Director will be working closely with county officials and department heads in the assessment and inventory of all county-owned public buildings. In addition, the county has contracted with a local architectural firm, experienced in this process, to perform the accessibility check-list of all public buildings owned and operated by the county using the ADA Check-List tool as you have provided. During this time period, the Board of Education will be performing the same process to ensure that all schools and facilities have been assessed.

Once the self-assessment has been completed, the county's ADA Coordinator along with the architectural consulting firm and support staff will review the final reports of the facilities, buildings and park and report back to the County Commission of their findings. The Self-Evaluation assessment should be completed by July of 2018 with the ADA Transition Plan completed shortly thereafter.

Please accept this letter along with the supporting resolution as adopted by the Sullivan County Board of County Commissioners, on November 20, 2017, as our affirmation that Sullivan County is committed to ensuring all facilities will be assessed in a timely manner. It is the desire of the county to complete the ADA Transition Plan and be on track to begin the implementation of any necessary changes. Sullivan County is dedicated to ensuring that all of its facilities open to the public will remain accessible.

Thank you for your attention to this matter. Should you have any questions or have additional resources to share, please contact our office directly.

Respectfully yours,

Richard Venable, Sullivan County Mayor

Attachment: Resolution # 2017-11-88

Copy: County Commissioners  
Dan Street, County Attorney  
Evelyn Rafalowksi, Director of Schools  
Cindy Stewart, Supervisor, County Buildings  
Ambre M. Torbett, Director of Planning & Codes

Sullivan County Courthouse • 3411 Highway 126, Suite 206 • Blountville, Tennessee 37617  
423-323-6417 • Fax 423-279-2897

**REPORT ON DEBT OBLIGATION**  
(Pursuant to Tennessee Code Annotated Section 9-21-151)

<b>1. Public Entity:</b>							
Name:	<u>Sullivan County Tennessee</u>						
Address:	<u>3411 Highway 126, Suite 208</u> <u>Blountville, Tennessee 37617</u>						
Debt Issue Name:	<u>Sullivan County Circuit Court Clerk Computer Equipment Lease</u>						
<small>If disclosing initially for a program, attach the form specified for updates, indicating the frequency required.</small>							
<b>2. Face Amount:</b> <u>\$ 58,877.35</u>							
Premium/Discount:	<u>\$</u>						
<b>3. Interest Cost:</b> <u>6.0000 %</u>							
<input checked="" type="checkbox"/> Tax-exempt <input type="checkbox"/> Taxable							
<input type="checkbox"/> TIC <input type="checkbox"/> NIC <input type="checkbox"/> Variable: Index _____ plus _____ basis points; or <input type="checkbox"/> Variable: Remarketing Agent _____ <input type="checkbox"/> Other: _____							
<b>4. Debt Obligation:</b>							
<input type="checkbox"/> TRAN <input type="checkbox"/> RAN <input type="checkbox"/> CON <input type="checkbox"/> BAN <input type="checkbox"/> CRAN <input type="checkbox"/> GAN <input type="checkbox"/> Bond <input type="checkbox"/> Loan Agreement <input checked="" type="checkbox"/> Capital Lease							
<small>If any of the notes listed above are issued pursuant to Title 9, Chapter 21, enclose a copy of the executed note with the filing with the Office of State and Local Finance ("OSLF").</small>							
<b>5. Ratings:</b>							
<input checked="" type="checkbox"/> Unrated							
Moody's _____	Standard & Poor's _____						
Fitch _____							
<b>6. Purpose:</b>							
<input checked="" type="checkbox"/> General Government <u>100.00 %</u> <input type="checkbox"/> Education _____ % <input type="checkbox"/> Utilities _____ % <input type="checkbox"/> Other _____ % <input type="checkbox"/> Refunding/Renewal _____ %	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="background-color: black; color: white;">BRIEF DESCRIPTION</th> </tr> </thead> <tbody> <tr> <td><u>Computer equipment for Circuit Court Clerk's office</u></td> </tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> <tr><td> </td></tr> </tbody> </table>	BRIEF DESCRIPTION	<u>Computer equipment for Circuit Court Clerk's office</u>				
BRIEF DESCRIPTION							
<u>Computer equipment for Circuit Court Clerk's office</u>							
<b>7. Security:</b>							
<input type="checkbox"/> General Obligation <input type="checkbox"/> General Obligation + Revenue/Tax <input type="checkbox"/> Revenue <input type="checkbox"/> Tax Increment Financing (TIF) <input checked="" type="checkbox"/> Annual Appropriation (Capital Lease Only) <input type="checkbox"/> Other (Describe): _____							
<b>8. Type of Sale:</b>							
<input type="checkbox"/> Competitive Public Sale <input type="checkbox"/> Interfund Loan <input type="checkbox"/> Negotiated Sale <input type="checkbox"/> Loan Program <input checked="" type="checkbox"/> Informal Bid							
<b>9. Date:</b>							
Dated Date: <u>04/18/2017</u>	Issue/Closing Date: <u>04/18/2017</u>						

# REPORT ON DEBT OBLIGATION

[Pursuant to Tennessee Code Annotated Section 9-21-251]

**12. Recurring Costs:**☒ No Recurring Costs

Remarketing Agent  
Paying Agent / Registrar  
Trustee  
Liquidity / Credit Enhancement  
Escrow Agent  
Sponsorship / Program / Admin  
Other \_\_\_\_\_

AMOUNT  
(Base points/\$)

FIRM NAME  
(If different from #11)

**13. Disclosure Document / Official Statement:**☒ None Prepared☐ EMMA link \_\_\_\_\_ or☐ Copy attached**14. Continuing Disclosure Obligations:**

Is there an existing continuing disclosure obligation related to the security for this debt?

☐ Yes☒ No

Is there a continuing disclosure obligation agreement related to this debt?

☐ Yes☒ No

If yes to either question, date that disclosure is due \_\_\_\_\_

Name and title of person responsible for compliance \_\_\_\_\_

**15. Written Debt Management Policy:**

Governing Body's approval date of the current version of the written debt management policy

03/16/2015

Is the debt obligation in compliance with and clearly authorized under the policy?

☒ Yes☐ No**16. Written Derivative Management Policy:**☒ No derivative

Governing Body's approval date of the current version of the written derivative management policy \_\_\_\_\_

Date of Letter of Compliance for derivative \_\_\_\_\_

Is the derivative in compliance with and clearly authorized under the policy?

☐ Yes☐ No**17. Submission of Report:**

To the Governing Body:

on 11/20/2017

and presented at public meeting held on

11/20/2017

Copy to Director to OSLF:

on 11/13/2017

either by:

☐ Mail to:

OR

☒ Email to:

505 Deaderick Street, Suite 1600  
James K. Polk State Office Building  
Nashville, TN 37243-1402

StateAndLocalFinance.PublicDebtForm@cot.tn.gov**18. Signatures:**

AUTHORIZED REPRESENTATIVE

PREPARER

Name

Richard S. VenableRichard S. VenableLarry G. Bailey

Title

County MayorDirector of Finance

Firm

Sullivan County TennesseeSullivan County Tennessee

Email

rvenable@sullivancountyttn.govlarry.bailey@sullivancountyttn.gov

Date

11/13/201711/13/2017

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. BOWERY TO MEET AGAIN IN REGULAR  
SESSION DECEMBER 18, 2017.

A handwritten signature in black ink, reading "Richard Venable", written over a horizontal line.

RICHARD VENABLE

COMMISSION CHAIRMAN