

COUNTY COMMISSION-REGULAR SESSION

000320

November 18, 2021

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS THURSDAY EVENING, NOVEMBER 18, 2021, 6:00 P.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE RICHARD VENABLE, COUNTY CHAIRMAN, TERESA JACOBS, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Chairman Richard Venable. Lt. Steven Whetsell opened the commission and Commissioner Crawford gave the invocation. The pledge to the flag was led by Lt. Steven Whetsell.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

	MARK HUTTON
	SAMUEL "SAM" JONES
TODD BROUGHTON	DWIGHT D. KING
DARLENE CALTON	TONY LEONARD
MICHAEL COLE	HUNTER MICHAEL LOCKE
LARRY CRAWFORD	RANDY C. MORRELL
	ARCHIE PIERCE
JOYCE NEAL CROSSWHITE	ANGIE STANLEY
JOHN GARDNER	ALICIA D. STARNES
COLETTE GEORGE	GARY STIDHAM
HERSHEL GLOVER	MARK A. VANCE
	DOUG WOODS

20 PRESENT, 4 ABSENT

(Absent at Roll Call AKARD, BLALOCK, CROSS, HARKLEROAD)

NOTE: Cross in at 6:55 p.m.

The following pages indicate 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. Crawford and seconded by Comm. Gardner to approve the minutes of the October 21, 2021 Regular Session of County Commission. Said motion was approved by Roll Call Vote 21 Yes, 3 Absent.

Agenda subject voting report

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

2 Attendance - Roll Call
Roll Call

Description

by Teresa Jacobs, County Clerk

Chairman

Venable, Richard

Total vote result

Voting start time

6:20:53 PM

Voting stop time

6:22:14 PM

Voting configuration

Roll Call - Attendances

Voting mode

Open

Vote result

Present	20
Total Present	20
Total Seats	28
Absent	4

Group voting result

Group	Yes	Absent
No group	20	0
Total result		20 #4

Individual voting result

Name	Yes	Absent
Akard, David ()		X
Blalock, Judy ()		X
Broughton, Todd ()	X	
Calton, Darlene ()	X	
Cole, Michael ()	X	
Crawford, Larry ()	X	
Cross, Andrew ()		X
Crosswhite, Joyce ()	X	
Gardner, John ()	X	
George, Colette ()	X	
Glover, Hershel ()	X	
Harkleroad, Terry ()		X
Hutton, Mark ()	X	
Jones, Sam ()	X	
King, Dwight ()	X	
Leonard, Tony ()	X	
Locke, Hunter ()	X	
Morrell, Randy ()	X	
Pierce, Archie ()	X	
Stanley, Angie ()	X	
Starnes, Alicia ()	X	
Stidham, Gary ()	X	
Vance, Mark ()	X	
Woods, Doug ()	X	

Sullivan County
Board of County Commissioners
241st Annual Session

RESOLUTIONS

November 2021

ZONING

Item 1 Resolution No. 2021-11-01

APPROVED 11/18/21

Sponsors: Calton/ Gardner

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

Applicant # 1 – Daniel & April Heaton

Applicant # 2 – Clyde Watson

OLD BUSINESS

Item 2 Resolution No. 2021-07-66

DEFERRED 11/18/21

Sponsors: Vance/ George

RESOLUTION TO CREATE AND CONSTITUTE A SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS TO THE FULL SULLIVAN COUNTY LEGISLATIVE BODY REGARDING THE APPROPRIATION AND/OR ALLOCATION OF MONEY EXPECTED TO COME TO SULLIVAN COUNTY AS PART OF COVID RELATED LEGISLATION

Item 3 Resolution No. 2021-09-87

APPROVED 11/18/21

Sponsors: Stidham/ Stanley

RESOLUTION To Fund Construction of a Sullivan County Sheriff's Office Certified Firing Range

Item 4 Resolution No. 2021-10-100

APPROVED 11/18/21

Sponsors: Broughton/ Blalock

RESOLUTION TO APPROPRIATE FUNDS TO THE INDIAN SPRINGS COMMUNITY CHEST TO PURCHASE EQUIPMENT FOR VOLUNTER FIRE STATION IN THE GREATER INDIAN SPRINGS COMMUNITY

NEW BUSINESS

Item 5 Resolution No. 2021-11-102

APPROVED 11/18/21

Sponsors: Calton/ Harkleroad

RESOLUTION TO APPROPRIATE FUNDS TO ENABLE BLOOMINGDALE, SULLIVAN WEST AND WARRIORS PATH VOLUNTEER FIRE DEPARTMENTS TO PURCHASE HEALTH INSURANCE FOR RESCUE WORKERS



Item 6 Resolution No. 2021-11-103

APPROVED 11/18/21

Sponsors: Morrell/ King

RESOLUTION TO PLACE A STOP SIGN AND POST 20 MPH SPEED LIMIT SIGNS ON RUST ROAD IN THE 1ST COMMISSION DISTRICT

Item 7 Resolution No. 2021-11-104

APPROVED 11/18/21

Sponsors: Pierce/ Gardner

RESOLUTION AUTHORIZING SULLIVAN COUNTY TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS

Item 8 Resolution No. 2021-11-105

APPROVED 11/18/21

Sponsors: Crosswhite/ Leonard

RESOLUTION TO NEGOTIATE A PROPOSAL FOR THE PURCHASE OF BLOUNTVILLE ELEMENTARY AND BLOUNTVILLE MIDDLE SCHOOL PROPERTIES FOR COUNTY AND COMMUNITY USE

Item 9 Resolution No. 2021-11-106

1ST READING 11/18/21

Sponsors: Stidham/ Vance

RESOLUTION TO AUTHORIZE THE SULLIVAN COUNTY MAYOR TO ENTER INTO A CONTRACT WITH A REGISTERED PROFESSIONAL FIRM TO REPRESENT SULLIVAN COUNTY'S INDIVIDUAL INTERESTS IN STATE LEGISLATIVE MATTERS

Item 10 Resolution No. 2021-11-107

APPROVED 11/18/21

Sponsors: Gardner/ Akard

RESOLUTION TO ADOPT CHANGES TO CONSTABLE DISTRICTS

Item 11 Resolution No. 2021-11-108

APPROVED 11/18/21

Sponsors: Stidham/ Crosswhite

RESOLUTION To Provide Funding for The Blountville Veterans Park

Item 12 Resolution No. 2021-11-109

APPROVED 11/18/21

Sponsors: Gardner/ Locke

RESOLUTION TO FUND THE INITIAL IMPROVEMENT FOR REQUIRED, ADDITIONAL CONTROLS OVER INTERNET SECURITY AND OFFICE SOFTWARE



Sullivan County
Board of County Commissioners
241st Annual Session

Thursday, November 18, 2021
6:00 p.m.
Commission Room, Sullivan County Courthouse

AGENDA FOR REGULAR SESSION

- ❖ Call to Order by Sheriff Jeff Cassidy
- ❖ Chairman, Mayor Richard S. Venable presiding
- ❖ Invocation
- ❖ Pledge to the American Flag
 - Roll Call by Teresa Jacobs, County Court Clerk
- ❖ Guest Speakers, Proclamations, Recognitions & Presentations
 - Sullivan East Band Performance & Recognition
 - Sullivan East Volleyball Team Recognition
 - Opioid Lawsuit Update
 - Board of Zoning Appeals Recognition - Jeff Begley
 - Blountville Preservation Award – Ed & Myrna Bush
 - Blountville Beautification Award – Daniel & Katherine Morrison
- ❖ Confirmations & Appointments
 - Appointment to Vacancy - Bristol-Bluff City Utility District
 - Appointment to Vacancy – Sullivan County Board of Zoning Appeals
- ❖ Approval of Commission Minutes from Previous Meeting
- ❖ Approval of Notary Publics
- ❖ Public Comment
- ❖ Amendments to Zoning Plan
- ❖ Resolutions:
 - Old Business
 - New Business
- ❖ Other Business/ Announcements/ Non-Agenda Items
 - Report on Debt Obligation – Dated 10/28/21

Adjournment



PROCLAMATION of APPRECIATION
And
BEAUTIFICATION AWARD

TO: Mr. & Mrs. Daniel Morrison

WHEREAS Daniel and Katherine Morrison have made their headquarters for their Pizza Plus business, within the heart of the Battle of Blountville's Conservation Business District for over sixteen years; and

WHEREAS Daniel and Katherine have continued to beautify their office and headquarters property through impeccable landscaping and exterior maintenance which has served as a lovely gateway into the heart of Blountville; and

WHEREAS Daniel and Katherine have invested in over nine properties throughout Sullivan County, two of which are located within the heart of Blountville serving as their headquarters and the restaurant; providing skilled jobs at all eight locations; and

WHEREAS the Morrison family have made outstanding contributions to the Historic District which has been inspirational to others.

NOW, THEREFORE, I, Richard Venable, Mayor of Sullivan County, and the Sullivan County Board of Commissioners, upon recommendation from the Sullivan County Historic Zoning Commission and district landowners, take great pleasure in presenting this Proclamation of Appreciation and Beautification Award to Daniel and Katherine Morrison and urge all citizens to follow their fine example.

IN WITNESS THEREOF, I have hereunto set my hand this 18th day of November 2021.



Richard S. Venable
Mayor of Sullivan County

**PROCLAMATION of APPRECIATION
And
PRESERVATION AWARD**

TO: Mr. & Mrs. Bush

WHEREAS Ed & Myrna Bush have been outstanding residents in the Blountville Historic District for several years; and

WHEREAS Ed & Myrna are active supporters of and volunteers with the Sullivan County Historic Preservation Association; and

WHEREAS Ed & Myrna reside within the Blountville Historic District at 3389 Highway 126 on the Great Stage Road, which was built in 1795 and historically known as the Snapp-Fain-Taylor-Foley House; and

WHEREAS this historical house and cottage were restored in 2000 by the Fain heirs, Edward and Janet Foley and was the first property to obtain a Certificate of Appropriateness from the Sullivan County Historic Zoning Commission for adhering to the US Department of Interior Guidelines for Historic Preservation; and

WHEREAS the Snapp-Fain-Taylor-Foley House and cottage area fine examples of early Folk Victorian Vernacular architecture, with its historic hand-hewn log structure and wood clapboard veneer that has been preserved and maintained for over 226 years; and

WHEREAS the Snapp-Fain-Taylor-Foley house and cottage are part of the Blountville Historic District, which is classified by the State Archeologist to have the largest concentration of 18th Century Buildings in the State of Tennessee that are preserved; and

WHEREAS Ed & Myrna's dedication to and investment in the historic district through their efforts in preservation and beautification of not only their private residence but also their work at the Deery Inn, Rutledge House, Heritage Gardens, Quarters and Anderson Townhouse have greatly added to the enjoyment of the Historic District for tourists and residents alike; and

WHEREAS Ed & Myrna, through their passion for preservation, gardening, and public education on local and Tennessee history have made outstanding contributions to the Historic District which has been inspirational to others.

NOW, THEREFORE, I, Richard Venable, Mayor of Sullivan County, and the Sullivan County Board of Commissioners, upon recommendation from the Sullivan County Historic Zoning Commission and district landowners, take great pleasure in presenting this Proclamation of Appreciation and Preservation Award to Edward and Myrna Bush and urge all citizens to follow their fine example.

IN WITNESS THEREOF, I have hereunto set my hand this 18th day of November 2021.



*Richard S. Venable
Mayor of Sullivan County*

Sullivan County
Board of County Commissioners
241st Annual Session

Before the Mayor of Sullivan County, Tennessee

**IN RE: Bristol – Bluff City Utility District
Sullivan County, Tennessee**

Order Appointing Utility District Commissioner

WHEREAS, the Bristol – Bluff City Utility District Board of Commissioners does hereby certify to Sullivan County Mayor, Richard S. Venable, pursuant to T.C.A. §7-82-307, that a vacancy has occurred upon said utility board by virtue of the expiration of term; and,

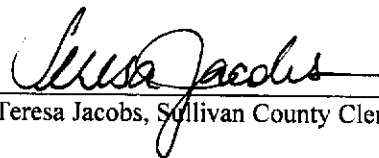
WHEREAS, the Bristol – Bluff City Utility District Board of Commissioners further certifies that Jerry Buchanan, the nominee, is qualified willing to continue to serve on the board and to fill said vacancy.

NOW THEREFORE BE IT ORDERED, ADJUDGED AND DECREED by Sullivan County Mayor, Richard S. Venable, pursuant to T.C.A. §7-82-307 that nominee Jerry Buchanan be appointed to serve on the Bristol - Bluff City Utility District Board of Commissioners as per the term of their by-laws.



Richard S. Venable, Sullivan County Mayor

Said order confirmed and entered into the record of the Sullivan County Board of Commissioners this 18th day of November 2021.



Teresa Jacobs, Sullivan County Clerk

***Read into record by County Mayor Richard Venable 11/18/21**



SEELEY & MAYES

Law Firm

Thomas J. Seeley, III
tom@jctnlaw.com

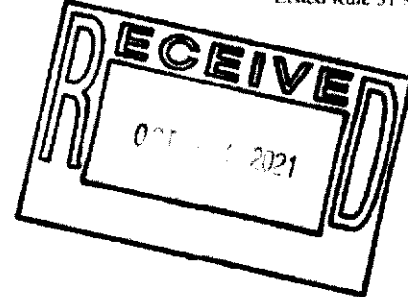
Brett N. Mayes
brett@jctnlaw.com

2300 Knob Creek Road • P.O. Box 3297
Johnson City, Tennessee 37602
Office: 423-913-4904 • Fax: 423-913-4332
www.jctnlaw.com

Thomas J. Seeley, Jr.
(Cir. Judge, Ret.)
judge@jctnlaw.com
Listed Rule 31 Mediator

September 22, 2021

Richard Venable, Mayor
Sullivan County
3411 Hwy 126, Suite 206
Blountville, TN 37617



Re: Bristol-Bluff City Utility District

Dear Mayor Venable:

Please be advised that I represent Bristol-Bluff City Utility District ("BBCUD"). Commissioner Jerry Buchanan's term will end on September 30, 2021. Mr. Buchanan has expressed an interest and willingness to continue to serve as a Commissioner.

On behalf of the Board of Commissioners, and in accordance with T.C.A. § 7-82-307(4), the Board of Commissioners recommends the following certified list of candidates, in order of preference:

1. Jerry Buchanan
1904 Pleasant Grove Road
Bluff City, TN 37618
(423) 967-3222
2. Joseph C. Jay
780 Pleasant Grove Road
Bluff City, TN 37618
(423) 341-3835
3. Jimmy Pratt
1492 Pleasant Grove Road
Bluff City, TN 37618
(423) 612-8088

Once the candidate has been appointed, please forward a certified copy of the order appointing the Mayor's nominee to the BBCUD Commissioners.

Sincerely,

SEELEY & MAYES LAW FIRM

Thomas J. Seeley, III



Sullivan County
Board of County Commissioners
241st Annual Session

IN RE: Sullivan County Board of Zoning Appeals
Blountville, Tennessee

Order Appointing Board Member

WHEREAS, the Sullivan County Board of Zoning Appeals does hereby certify to the Sullivan County Board of Commissioners, pursuant to T.C.A. §13-7-106, as duly adopted by Sullivan County, Tennessee, that a vacancy has occurred upon said Board of Zoning Appeals by virtue of the resignation of Mr. Darryl Chambers; and

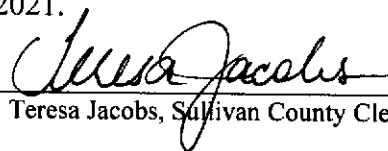
WHEREAS, the Sullivan County Board of Zoning Appeals further certifies that nominee, Jay Baldauf of Bluff City, Tennessee is qualified and willing to serve on the Sullivan County Board of Zoning Appeals.

NOW THEREFORE BE IT ORDERED, ADJUDGED AND DECREED by the Sullivan County Board of Commissioners in their authority to appoint members to said Board of Zoning Appeals, pursuant to T.C.A. §13-7-106, that nominee, Jay Baldauf, be appointed to serve the remainder of the current term. Remainder of term to July 2023.



Richard S. Venable, Sullivan County Mayor

Said order confirmed and entered into the record of the Sullivan County Board of Commissioners this 18th day of November 2021.



Teresa Jacobs, Sullivan County Clerk

Vote: 20 Yes, 1 Abstain, 3 Absent



KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

1570656

Kingsport, TN September 20, 2021

This is to certify that the Legal Notice hereto attached was published in the Kingsport Times-News, a daily newspaper published in the City of Kingsport, County of Sullivan, State of Tennessee, beginning in the issue of September 18, 2021, and appearing 1 consecutive weeks/times, as per order of _____

Sullivan County Mayor's Office

Signed Ashley Blevins

VACANCY - SULLIVAN COUNTY BOARD OF ZONING APPEALS

A vacancy has occurred on the Sullivan County Board of Zoning Appeals. Anyone interested in serving on the Board of Zoning Appeals may submit a letter of interest and resume to the Sullivan County Mayor at 3411 Hwy 128, Ste 206, Blountville, TN 37617 by October 8, 2021. For additional information, please contact the Planning Department at 423-279-2603 or planning@sullivancountytg.gov. Vacancy will be filled by the Sullivan County Board of Commissioners at the next regular scheduled meeting or as soon thereafter as possible.

PUB 1T: 9/18/21

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 20th day of September 2021, Ashley Blevins

of the Kingsport Times-News and in due form of law made oath that the foregoing statement was true to the best of my knowledge and belief.



Marsha McNalley NOTARY PUBLIC

My commission expires November 30, 2024

John B. Baldauf (Jay)
449 Lakeshore Rd.
Bluff City, TN, 37618
(714) 717-4371

Graduated The Cooper Union in New York City in 1980 with a Bachelor's of Engineering in Mechanical Engineering.

I took multiple Finance and Business Graduate Courses. I did not get a Master's Degree.

I worked from 1980 to 2007 in multiple aerospace engineering jobs with McDonnell Douglas, General Electric, Northrup Grumman, and finally Boeing in Long Beach CA supporting the C-17 Cargo Plane for the US Air Force as a project manager.

Started an insurance agency in 1992 and built it up to where I could quit my aerospace career in 2007. I still have a thriving insurance and financial planning business with clients mainly in CA, but also in 10 other states.

Got my stockbrokers series 7 and 63 in 1991 and I am with Farmers Financial Services.

We Moved to Bluff City on March 31, 2021. Bought our house in 2019 planning to move in 2021 when my wife retired from AAA of CA.

I just became an Associate Member of the AVOCA Volunteer Fire Department and help them with Fund Raising.



Agenda subject voting report

000329

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

8 Confirmations & Appointments
Vote

Description

Appointment to Vacancy – Sullivan County Board of Zoning Appeals

Chairman Venable, Richard

Total vote result

Voting start time 7:11:48 PM
Voting stop time 7:12:04 PM
Voting configuration Vote
Voting mode Open
Vote result

Yes	20
Abstain	1
No	0
Total Present	21
Absent	3

Group voting result

Group	Yes	Abstain	Absent
No group	20	1	0
Total result	20	1	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()		X		
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Agenda subject voting report

000330

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

15 Approval of Commission Minutes
Vote

Description

Regular Session – October 21, 2021

Chairman

Venable, Richard

Total vote result

Voting start time 7:16:12 PM
Voting stop time 7:16:27 PM
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	0
Total result	21	03

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

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

000331

Notaries to be elected November 18, 2021

RONALD TRUMAN ALLGOOD
PAUL MARCUS ARROWOOD
KATHY BELL
JESSICA BEURIS
ROBERT L. BLACK, JR.
JOHN C BOWLES
SKYLAR PAIGE BUCHANAN
DARLENE CALTON
LISA D. COOK
VICKI ELAINE COOPER-TRAMMELL
MATTHEW CRUISE
DIANNA D. DAVIDSON
SAMANTHIA A DISHNER
SHERRI L EATON
SARAH J. ERNST
JEFFREY S FOSTER
APRIL L FROST
JENNIFER L GASPERSOON
DANIEL ISOM HALL
CRAIG HOGEBOON
ASHLEA HORTON
JESSICA A JONES

JENNIFER L KINCAID
TEIRA LYNN LEONARD
LAURA ELIZABETH MATTERA
KELLIE M MONK
DAWN BLAIR MOORE
JULIE R NEELEY
RITA NEWELL
ANGELA STREET PENA
AZLYNNE GWYNE PERRY
CARRIE LEE PLANK
ROGER ALLEN POE
EDNA J. QUILLEN
LAUREN BROOKE REED
JOSHUA ADAM REEDY
BRIAN JONATHAN RIFE
CYNTHIA M. SMITH
TRACI PAULETTE STARNES
COURTNEY ANN STONE
ANDRIANAH SWEENEY
STEPHENSON TODD
STEPHEN D WATKINS

PERSONAL SURETY
VICKI ELAINE COOPER- TRAMMELL
RITA NEWELL

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

20 YES, 1 ABSTAIN, 3 ABSENT

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY

SURETY BONDS

November 18, 2021

Name of Notary	Personal Surety	Personal Surety
Cynthia A. Crussell	K Jeff Luethke	Todd East
Carolyn M. Gilliam	Traci R. Roller	Kathy M. Strickler
S. Renee Garber	John R. Stout	James A. Cooper
Sheila B. Shelton	Johila Roach	Sharon Bushong

UPON MOTION MADE BY COMM. COLE AND SECONDED BY COMM. CRAWFORD TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION.

20 YES, 1 ABSTAIN, 1 ABSENT

Agenda subject voting report

000333

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

16 November 2021
Vote

Description Approval of Notary Publics
Chairman Venable, Richard

Total vote result

Voting start time 7:19:10 PM
Voting stop time 7:19:46 PM
Voting configuration Vote
Voting mode Open
Vote result

Yes	20
Abstain	1
No	0
Total Present	21
Absent	3

Group voting result

Group	Yes	Abstain	Absent
No group	20	1	0
Total result	20	1	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()		X		
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

SULLIVAN COUNTY BOARD OF COMMISSIONERS
County Commission - Regular Session
PUBLIC COMMENT
 November 18, 2021

Choose ONE:

**My comments
 pertain to:**

PLEASE PRINT INFORMATION

			Zoning	General Comments		
	Name	Street Address	City			
1	1	Edith Silvers	215 Reedy Creek Rd	Blountville		
2	2	Matthew Gordon	238 Yorker Rd	Blountville		
3	3	Tom & April Heister	1812 Weaver Branch Rd	Piney Flats		
4	4	Clyde & Barbara Watson			✓	
5	5					
6	6					
7	7					
8	8					
9	9					
10	#					
11	#					
12	#					
	#					

Sullivan County
Board of County Commissioners
241st Annual Session

RESOLUTIONS

November 2021

ZONING

Item 1 Resolution No. 2021-11-01

Sponsors: Calton/ Gardner

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

Applicant # 1 – Daniel & April Heaton

Applicant # 2 – Clyde Watson

OLD BUSINESS

Item 2 Resolution No. 2021-07-66

Sponsors: Vance/ George

RESOLUTION TO CREATE AND CONSTITUTE A SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS TO THE FULL SULLIVAN COUNTY LEGISLATIVE BODY REGARDING THE APPROPRIATION AND/OR ALLOCATION OF MONEY EXPECTED TO COME TO SULLIVAN COUNTY AS PART OF COVID RELATED LEGISLATION

Item 3 Resolution No. 2021-09-87

Sponsors: Stidham/ Stanley

RESOLUTION To Fund Construction of a Sullivan County Sheriff's Office Certified Firing Range

Item 4 Resolution No. 2021-10-100

Sponsors: Broughton/ Blalock

RESOLUTION TO APPROPRIATE FUNDS TO THE INDIAN SPRINGS COMMUNITY CHEST TO PURCHASE EQUIPMENT FOR VOLUNTER FIRE STATION IN THE GREATER INDIAN SPRINGS COMMUNITY

NEW BUSINESS

Item 5 Resolution No. 2021-11-102

Sponsors: Calton/ Harkleroad

RESOLUTION TO APPROPRIATE FUNDS TO ENABLE BLOOMINGDALE, SULLIVAN WEST AND WARRIORS PATH VOLUNTEER FIRE DEPARTMENTS TO PURCHASE HEALTH INSURANCE FOR RESCUE WORKERS



Item 6 Resolution No. 2021-11-103

Sponsors: Morrell/ King

RESOLUTION TO PLACE A STOP SIGN AND POST 20 MPH SPEED LIMIT SIGNS ON RUST ROAD IN THE 1ST COMMISSION DISTRICT

Item 7 Resolution No. 2021-11-104

Sponsors: Pierce/ Gardner

RESOLUTION AUTHORIZING SULLIVAN COUNTY TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS

Item 8 Resolution No. 2021-11-105

Sponsors: Crosswhite/ Leonard

RESOLUTION TO NEGOTIATE A PROPOSAL FOR THE PURCHASE OF BLOUNTVILLE ELEMENTARY AND BLOUNTVILLE MIDDLE SCHOOL PROPERTIES FOR COUNTY AND COMMUNITY USE

Item 9 Resolution No. 2021-11-106

Sponsors: Stidham/ Vance

RESOLUTION TO AUTHORIZE THE SULLIVAN COUNTY MAYOR TO ENTER INTO A CONTRACT WITH A REGISTERED PROFESSIONAL FIRM TO REPRESENT SULLIVAN COUNTY'S INDIVIDUAL INTERESTS IN STATE LEGISLATIVE MATTERS

Item 10 Resolution No. 2021-11-107

Sponsors: Gardner/ Akard

RESOLUTION TO ADOPT CHANGES TO CONSTABLE DISTRICTS

Item 11 Resolution No. 2021-11-108

Sponsors: Stidham/ Crosswhite

RESOLUTION To Provide Funding for The Blountville Veterans Park

Item 12 Resolution No. 2021-11-109

Sponsors: Gardner/ Locke

RESOLUTION TO FUND THE INITIAL IMPROVEMENT FOR REQUIRED, ADDITIONAL CONTROLS OVER INTERNET SECURITY AND OFFICE SOFTWARE



Sullivan County
Board of County Commissioners
241st Annual Session

Item 1
 No. 2021-11-01

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

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 18th day of November, 2021.

Attest:


 Teresa Jacobs, County Clerk

Approved:


 Richard S. Venable, County Mayor

Introduced by: Commissioner Darlene Calton

Seconded by: Commissioner John Gardner

2021-11-01 **ACTIONS: Approved by Voice Vote**



Agenda subject voting report

000335

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

22 Zoning Amendment
Vote

Description

Applicant # 1 – Daniel & April Heaton

Chairman

Venable, Richard

Total vote result

Voting start time 7:38:20 PM
Voting stop time 7:38:37 PM
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	0
Total result	21	0/3

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Agenda subject voting report

000339

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

23 Zoning Amendment
Vote

Description

Applicant # 2 – Clyde Watson

Chairman

Venable, Richard

Total vote result

Voting start time 7:40:35 PM
Voting stop time 7:40:49 PM
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	0
Total result	21	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 2
No. 2021-07-66
AMENDED

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of July 2021.

RESOLUTION TO CREATE AND CONSTITUTE A SPECIAL COMMITTEE TO MAKE RECOMMENDATIONS TO THE FULL SULLIVAN COUNTY LEGISLATIVE BODY REGARDING THE APPROPRIATION AND/OR ALLOCATION OF MONEY EXPECTED TO COME TO SULLIVAN COUNTY AS PART OF COVID RELATED LEGISLATION.

WHEREAS, The Sullivan County Financial Management System of 2020 (private act) provides in Section 6(b) that the County legislative body may by resolution create and constitute special committees; and

WHEREAS, it is expected that Sullivan County is going to receive sizeable amounts of money pursuant to federal and/or state appropriations, allocations, gifts, grants, etc., as part of legislation and funding related to the Covid epidemic and the resulting economic slowdown ("Covid Money"); and

WHEREAS, it is the opinion of this legislative body that a committee of this body needs to be created and constituted to make recommendations to the full legislative body of Sullivan County concerning the allocation and/or appropriation of such Covid Money and/or how such Covid Money is spent;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby creates a committee to make recommendations to the full legislative body of Sullivan County concerning the allocation and/or appropriate of Covid Money and/or how such Covid Money is spent; and

BE IT FURTHER RESOLVED that such committee is to be made up of the following members: Two members of the Sullivan County Executive Committee, Two members of the Sullivan County Administrative Committee, Two members of the Sullivan County Budget Committee, and One member of the Sullivan County Financial Management Committee, for a total of seven voting members, all to be elected by this County Commission of Sullivan County; and

BE IT FURTHER RESOLVED that the Sullivan County Mayor or his/her designee shall be a non-voting member of this committee, and the Finance Director or his/her designee shall ~~designate one employee from his/her office~~ to be a non-voting member of this committee, and the Purchasing Agent or his/her designee shall ~~designate one employee from his/her office~~ to be a non-voting member of this committee; and



BE IT FURTHER RESOLVED that pursuant to the private act, the terms of office of the voting members of this committee shall be for one year, but members can be elected to serve on this committee for more than one term; and

BE IT ALSO RESOLVED that the initial members of such committee shall be elected as soon as possible; and

BE IT ALSO RESOLVED that pursuant to said private act, such committee shall elect from its voting membership a chairperson and a vice-chairperson.

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 _____ 2021.

Attest: _____
Teresa Jacobs, County Clerk

Approve: _____
Richard S. Venable, County Mayor

Introduced by: Commissioner Mark Vance

Seconded by: Commissioners Colette George, Sam Jones, Darlene Calton, Gary Stidham, John Gardner.

2021-07-66 COMMISSION ACTIONS: 07-15-21 1st Reading; 08-17-21 Deferred; 09-16-21 Deferred; 10/21/21 Deferred; 11/18/21 Deferred



Sullivan County
Board of County Commissioners
241st Annual Session

Item 3
 No. 2021-09-87
 AMENDED

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of September 2021.

RESOLUTION To Fund Construction of a Sullivan County Sheriff's Office Certified Firing Range.

WHEREAS, the Sullivan County Sheriff's Office received an eviction notice in late 2020 from Waste Mgmt to vacate their property currently being used as the Sheriff's Office Firing Range; and

WHEREAS, the Sullivan County Sheriff's Office was able to persuade Waste Mgmt to allow us one more year to utilize their existing property, plan an exit strategy, develop a Firing Range site, and postpone our departure till the end of 2021; and

WHEREAS, Sullivan County has designated a property site exclusively for the Sheriff's Office Firing Range where rough grading of the area has already been performed; and

WHEREAS, Sullivan County will receive Federal funds due to the loss of revenue as a result of the economic impact of the Coronavirus; and

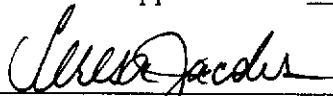
WHEREAS, these Federal funds may be used by Sullivan County for Infrastructure projects such as the construction of a Law Enforcement Certified Firing Range as a Public Safety Enhancement.

~~NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve and appropriate Actual Expenditures not to Exceed One Million dollars (\$1,000,000) from Federal Funds to be received by Sullivan County to construct a Certified Firing Range for the Sullivan County Sheriff's Office.~~


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 18th day of November, 2021.

Attest:


 Teresa Jacobs, County Clerk

Approved:


 Richard Venable, County Mayor

Introduced by: Commissioner Gary Stidham

Seconded by: Commissioner Angie Stanley, John Gardner, Andrew Cross, Joyee Crosswhite, Randy Morrell. Mark Vance added as co-sponsor

2021-09-87 Commission Actions: 09-16-21 1st Reading

Commissioner Hershel Glover made a motion to table the resolution stating it was premature to spend money we do not yet have. Motion was seconded by Commissioner Todd Broughton. Co. Atty Dan Street commented that if the resolution is tabled, it cannot be brought back up next month but can be brought up at some point in the future. Commissioner Glover then withdrew his motion to table and resolution was placed back on 1st Reading; 10/21/21 1st Reading;



11/18/21 Approved as amended 21 Yes, 3 Absent

Sponsor amended by striking the "Now Therefore Be It Resolved" section of the resolution and replacing with the following wording:

Amendment #1 by Sponsor - NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session approve a two phase plan for the construct of a Certified Firing Range for the Sullivan County Sheriff's Office, with the first phase of the plan being approving and appropriate funding for architectural plans and core drilling of the proposed construction site, and with the second phase of the plan being the plans and estimated cost being submitted to the commission for review and final approval.

Amendment #2 - Comm. King made a motion to amend to cap the architectural fees at \$60,000. Drilling will be at cost. Amendment accepted by Sponsor.



Agenda subject voting report

000344

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

53 OLD BUSINESS Item 3 Resolution No. 2021-09-87 Sponsors: Stidham/ Stanley
VOTE

Description

RESOLUTION To Fund Construction of a Sullivan County Sheriff's Office
Certified Firing Range

Chairman

Venable, Richard

Total vote result

Voting start time 8:14:13 PM
Voting stop time 8:14:31 PM
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	0
Total result	21	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 4
 No. 2021-10-100

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of October 2021.

RESOLUTION TO APPROPRIATE FUNDS TO THE ~~INDIAN SPRINGS COMMUNITY CHEST~~ SULLIVAN COUNTY VOLUNTEER FIRE DEPARTMENT TO PURCHASE EQUIPMENT FOR VOLUNTER FIRE STATION IN THE GREATER INDIAN SPRINGS COMMUNITY

WHEREAS, members of the Greater Indian Springs Community Chest (GISCC) have raised money for construction of a building to house a volunteer fire station in the Greater Indian Springs Community; and,

WHEREAS, Cassidy United Methodist Church has offered a long-term lease of land to construct the fire station; and,

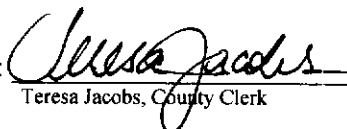
WHEREAS, the Sullivan County Volunteer Fire Department of Blountville has agreed to partner with GISCC and Cassidy United Methodist Church for operation and maintenance of a new fire station; and,

WHEREAS, the members of the Indian Springs Community Chest and Sullivan County Volunteer Fire Department are requesting the Sullivan County Board of Commissioners to fund equipment for this fire station in an amount of ~~\$700,000.00~~-\$150,000.00

NOW THEREFORE BE IT RESOLVED that the Sullivan County Commission assembled in regular session hereby approves funding equipment in the amount of ~~\$700,000.00~~ \$150,000.00 for equipping a volunteer fire station in the Greater Indian Springs Community. Said funds to be appropriated from funds received by the County in relation to the COVID-19 pandemic.

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 18th day of November, 2021.

Attest: 
 Teresa Jacobs, County Clerk

Approved: 
 Richard S. Venable, County Mayor

Sponsored By: Commissioner Todd Broughton

Co-Sponsor(s): Commissioner Judy Blalock, Terry Harkleroad

2021-10-100 ACTIONS: 10/21/21 1st Reading; 11/18/21 Approved as amended 17 Yes, 4 No, 3 Absent

Sponsor amended amount to \$150,000. Comm. Mark Vance made a motion to change Indian Springs Community Chest to Sullivan County Volunteer Fire Department in the heading of the resolution. Amendment accepted by Sponsor.



Comm. Mark Vance made a motion to appropriate \$150,000.00 ARPA funds to go to Piney Flats Volunteer Fire Department to help provide equipment for their substation. 2nd by Comm. Dwight King.

Comm. Randy Morrell made motion to amend Comm. Vance's amendment to include Hickory Tree Fire Department, 421 Fire and Rescue, and Sullivan East Fire Department. 2nd by Comm. Sam Jones.

Comm. Colette George made a motion to amend Comm. Vance's amendment to add on the 9th station that's getting built for District 9 in Kingsport 2nd by Comm. Andrew Cross.

Comm. Michael Cole made a motion to amend Comm. Vance's amendment to include all Volunteer Fire Departments and substations in the county and city. 2nd by Comm. Mark Hutton

Motion to amend failed 10 Yes, 11 No, 3 absent (see next page for vote)



MOTION by Comm. Vance to amend resolution to appropriate \$150,000.00 ARPA funds to go to Piney Flats Vol Fire Dept 2nd by Comm. King

Comm. Morrell made motion to amend Comm. Vance's amendment to include Hickory Tree Fire Dept, 421 Fire and Rescue and Sullivan East Fire Dept. 2nd by Comm. Sam Jones

Comm. George made motion to amend Comm. Vance's amendment to add on the 9th station that's getting built in District 9 in Kingsport 2nd by Comm. Andrew Cross

Comm. Michael Cole made a motion to amend Comm. Vance's amendment to include all Vol Fire Depts and substations in the county and city 2nd by Comm. Mark Hutton

		Yes	No	Abstain	Absent
Akard, III	David				1
Blalock	Judy				1
Broughton	Todd		1		
Calton	Darlene		1		
Cole	Michael	1			
Crawford	Larry	1			
Cross	Andrew	1			
Crosswhite	Joyce		1		
Gardner	John		1		
George	Colette	1			
Glover	Hershel	1			
Harkleroad	Terry				1
Hutton	Mark		1		
Jones	Sam		1		
King	Dwight	1			
Leonard	Tony	1			
Locke	Hunter		1		
Morrell	Randy	1			
Pierce	Archie		1		
Stanley	Angie	1			
Starnes	Alicia		1		
Stidham	Gary		1		
Vance	Mark	1			
Woods	Doug		1		
VOTES		10	11	0	3
		Yes	No	Abstain	Absent

Agenda subject voting report

000343

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

54 OLD BUSINESS Item 4 Resolution No. 2021-10-100 Sponsors: Broughton/ Harkleroad
VOTE

Description

RESOLUTION TO APPROPRIATE FUNDS TO THE INDIAN SPRINGS
COMMUNITY CHEST TO PURCHASE EQUIPMENT FOR VOLUNTER
FIRE STATION IN THE GREATER INDIAN SPRINGS COMMUNITY

Chairman Venable, Richard

Total vote result

Voting start time 9:11:42 PM
Voting stop time 9:12:08 PM
Voting configuration Vote
Voting mode Open
Vote result

Yes	17
Abstain	0
No	4
Total Present	21
Absent	3

Group voting result

Group	Yes	No	Absent
No group	17	4	0
Total result	17	4	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Bialock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()			X	
Glover, Hershel ()			X	
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()			X	
King, Dwight ()			X	
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 5
 No. 2021-11-102

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION TO APPROPRIATE FUNDS TO ENABLE BLOOMINGDALE, SULLIVAN WEST AND WARRIORS PATH VOLUNTEER FIRE DEPARTMENTS TO PURCHASE HEALTH INSURANCE FOR RESCUE WORKERS

WHEREAS, Bloomingdale, Sullivan West, and Warriors Path Volunteer Fire Departments are providing nine paid rescue workers for emergency calls for their respective coverage areas; and,

WHEREAS, in the eastern portion of the County, Sullivan County EMA employees are being fully paid by the County to aid the Rescue Squads in emergency services; and,

WHEREAS, in the western portion of the County, the three volunteer fire departments providing rescue workers are requesting that Sullivan County appropriate funds to enable the volunteer departments to purchase health insurance for the nine paid members at an approximate annual cost of \$36,930.

WHEREAS, this health insurance will not be a part of medical insurance provided by Sullivan County to its employees.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Commission assembled in Regular Session hereby approves making an appropriation to the volunteer fire departments serving the western end of Sullivan County in an amount of approximately \$36,930 to provide health insurance to the nine rescue workers providing services to these areas; said funds to be divided more specifically as set out below for the first year of premiums: Bloomingdale

Volunteer Fire Department - \$12,404.76

Sullivan West Volunteer Fire Department - \$11,327.76

Warriors Path Volunteer Fire Department - \$13,195.56.

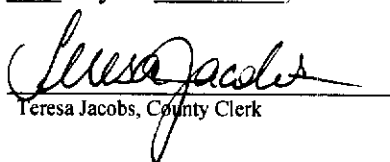
BE IT FURTHER RESOLVED that upon passage of this resolution, it is the intention of this body that this appropriation become an annual line item in the Sullivan County budget.

BE IT FURTHER RESOLVED that this appropriation shall be on a reimbursement basis wherein each volunteer fire department will be reimbursed only the amount actually spent to but not exceeding the appropriated amount.

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 18th day of November, 2021.

Attest:


 Teresa Jacobs, County Clerk

Approved:


 Richard S. Venable, County Mayor

Sponsored By: Commissioner Darlene Calton

Co-Sponsor(s): Commissioner Terry Harkleroad, Mark Vance, Hunter Locke

2021-11-102 ACTIONS: 11/18/21 Approved on Waiver of Rules 20 Yes, 4 Absent



Agenda subject voting report

000357
11/18/2021

Meeting name **Sullivan County Commission Nov 18 2021**

55 NEW BUSINESS Item 5 Resolution No. 2021-11-102 Sponsors:Calton/ Harkleroad
VOTE

Description

RESOLUTION TO APPROPRIATE FUNDS TO ENABLE
BLOOMINGDALE, SULLIVAN WEST AND WARRIORS PATH
VOLUNTEER FIRE DEPARTMENTS TO PURCHASE HEALTH
INSURANCE FOR RESCUE WORKERS

Chairman Venable, Richard

Total vote result

Voting start time 9:17:16 PM
Voting stop time 9:17:42 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	0
Total result	20	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()				X
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 6
 No. 2021-11-103

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION TO PLACE A STOP SIGN AND POST 20 MPH SPEED LIMIT SIGNS ON RUST ROAD IN THE 1ST COMMISSION DISTRICT

WHEREAS, Commissioner Randy Morrell requested a STOP sign be placed on Rust Road at the intersection of Sharp's Creek Road; and

WHEREAS, Commissioner Morrell also requested that 20 MPH speed limit signs be placed on Rust Road in the 1st Commission District; and,

WHEREAS, the Sullivan County Highway Department has reviewed the request and approves the change.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placement in Sullivan County:


1st Commission District – Rust Road:


- installation of STOP sign on Rust Road at the intersection of Sharp's Creek Road; and
- installation of 20 MPH speed limit sign(s) on Rust Road.

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 18th day of November, 2020.

Attest:


 Teresa Jacobs, County Clerk


 Richard S. Venable, County Mayor

Sponsored By: Commissioner Randy Morrell
Co-Sponsor(s): Commissioner Dwight King

2021-11-103 COMMISSION ACTION: 11/18/21 Approved on Waiver of Rules 20 Yes, 4
 Absent



SULLIVAN COUNTY
HIGHWAY DEPARTMENT
P.O. BOX 390
BLOUNTVILLE, TENNESSEE 37617

SCOTT MURRAY
HIGHWAY COMMISSIONER

PHONE (423) 279-2820
FAX (423) 279-2876

RESOLUTION REQUEST REVIEW

DATE: 11-2-2021

TO: Sullivan County Commission

REQUEST MADE BY: RANDY MORRELL

SUBJECT: To place a stop sign on Rust Rd at
the intersection of Sharp's Creek Rd. Also
a 20 MPH speed limit on Rust Rd.

1st COMMISSIONER DISTRICT _____

APPROVED BY HIGHWAY DEPARTMENT

DENIED BY HIGHWAY DEPARTMENT

COMMENT:

Ryan Cooper 11/2/21
TRAFFIC COORDINATOR DATE

Scott Murray
HIGHWAY COMMISSIONER DATE



Agenda subject voting report

000353

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

56 NEW BUSINESS Item 6 Resolution No. 2021-11-103 Sponsors:Morrell/ King
VOTE

Description

RESOLUTION TO PLACE A STOP SIGN AND POST 20 MPH SPEED
LIMIT SIGNS ON RUST ROAD IN THE 1ST COMMISSION DISRICT

Chairman

Venable, Richard

Total vote result

Voting start time 9:19:21 PM
Voting stop time 9:19:37 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	0
Total result	20	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()				X
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 7
No. 2021-11-104

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION AUTHORIZING SULLIVAN COUNTY TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Tennessee, and Sullivan County, Tennessee;

WHEREAS, Sullivan County has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Tennessee and some Tennessee local governments have filed lawsuits against opioid manufacturers, distributors, and retailers, including many federal lawsuits by Tennessee counties and cities that are pending in the litigation captioned In re: National Prescription Opiate Litigation, MDL No. 2804 (N.D. Ohio) (the MDL case is referred to as the "Opioid Litigation");

WHEREAS, certain pharmaceutical distributors and a manufacturer have proposed settlements that Sullivan County find acceptable and in the best interest of the community;

WHEREAS, the Tennessee legislature enacted Public Chapter No. 491 during the 2021 Regular Session of the 112th Tennessee General Assembly and was signed into law by Governor Bill Lee on May 24, 2021, which addresses the allocation of funds from certain proposed opioid litigation settlements;

WHEREAS, the State of Tennessee, non-litigating counties, and representatives of various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of certain prospective settlement and bankruptcy funds from opioid related litigation ("Settlement Funds");

WHEREAS, the Tennessee State-Subdivision Opioid Abatement Agreement (the "Tennessee Plan"), attached hereto sets forth a framework of a unified plan for the proposed allocation and use of the Settlement Funds; and

WHEREAS, participation in the settlements and Tennessee Plan by a large majority of Tennessee cities and counties will materially increase the amount of settlement funds that Tennessee will receive from pending proposed opioid settlements;



NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF SULLIVAN COUNTY, TENNESSEE,

Section 1. That Sullivan County finds that participation in the Tennessee Plan is in the best interest of Sullivan County and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That Sullivan County hereby expresses its support for a unified plan for the allocation and use of Settlement Funds as generally described in the Tennessee Plan.

Section 3. That the Sullivan County Mayor is hereby expressly authorized to execute the Tennessee Plan in substantially the form attached and the County Mayor is hereby authorized to execute any formal agreements necessary to implement a unified plan for the allocation and use of Settlement Funds that is substantially consistent with the Tennessee Plan and this Resolution.

Section 4. That the Sullivan County Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing Sullivan County's agreement to the settlement of claims [and litigation] specifically related to AmerisourceBergen Corporation, Cardinal Health, Inc, McKesson Corporation, Janssen Pharmaceuticals, Inc, and Johnson & Johnson.

Section 5. That the Sullivan County Mayor is authorized to take such other action as necessary and appropriate to effectuate Sullivan County's participation in the Tennessee Plan and these settlements.

Section 6. This Resolution is effective upon adoption, the welfare of Sullivan County, Tennessee requiring it. All resolutions in conflict herewith shall be and the same are hereby rescinded insofar as such conflict exists.

Approved this 18th day of November, 2021.

Attest: 
Teresa Jacobs, County Clerk

Approved: 
Richard S. Venable, County Mayor

Sponsored By: Commissioner Archie Pierce

Co-Sponsor(s): Commissioner John Gardner, Hunter Locke, all voting in the affirmative added as co-sponsors.

2021-11-104 ACTIONS: 11/18/21 Approved on Waiver of Rules 21 Yes, 3 Absent



Tennessee Opioid Abatement Fund
Initial County Allocation Percentages

Posted 11/5/21

County	Allocation without 2% holdback	Allocation with 2% holdback
Anderson	1.35%	1.33%
Bedford	0.71%	0.70%
Benton	0.26%	0.25%
Bledsoe	0.22%	0.22%
Blount	2.05%	2.01%
Bradley	1.46%	1.44%
Campbell	0.75%	0.73%
Cammon	0.28%	0.28%
Carroll	0.38%	0.38%
Carter	0.81%	0.80%
Cheatham	0.92%	0.91%
Chester	0.22%	0.21%
Claiborne	0.54%	0.53%
Clay	0.14%	0.14%
Cocke	0.65%	0.63%
Coffee	0.93%	0.91%
Crockett	0.17%	0.16%
Cumberland	0.94%	0.92%
Davidson	10.90%	10.68%
Decatur	0.18%	0.17%
DeKalb	0.38%	0.37%
Dickson	0.97%	0.95%
Dyer	0.48%	0.47%
Fayette	0.52%	0.51%
Fentress	0.37%	0.36%
Franklin	0.62%	0.60%
Gibson	0.64%	0.63%
Giles	0.45%	0.44%
Grainger	0.36%	0.35%
Greene	1.06%	1.04%
Grundy	0.27%	0.26%
Hamblen	0.93%	0.91%
Hamilton	4.79%	4.69%
Hancock	0.11%	0.11%
Hardeman	0.33%	0.33%
Hardin	0.43%	0.42%
Hawkins	0.92%	0.90%
Haywood	0.20%	0.19%



Tennessee Opioid Abatement Fund
Initial County Allocation Percentages

Posted 11/5/21

Henderson	0.39%	0.38%
Henry	0.47%	0.46%
Hickman	0.48%	0.47%
Houston	0.16%	0.15%
Humphreys	0.29%	0.28%
Jackson	0.22%	0.22%
Jefferson	0.77%	0.76%
Johnson	0.22%	0.22%
Knox	8.00%	7.84%
Lake	0.11%	0.11%
Lauderdale	0.32%	0.32%
Lawrence	0.67%	0.66%
Lewis	0.21%	0.21%
Lincoln	0.48%	0.47%
London	0.78%	0.76%
Macon	0.37%	0.37%
Madison	1.17%	1.15%
Marion	0.46%	0.45%
Marshall	0.54%	0.52%
Maury	1.38%	1.35%
McMinn	0.82%	0.80%
McNairy	0.35%	0.34%
Meigs	0.19%	0.19%
Monroe	0.68%	0.66%
Montgomery	3.12%	3.06%
Moore	0.10%	0.09%
Morgan	0.39%	0.38%
Obion	0.43%	0.42%
Overton	0.38%	0.37%
Perry	0.14%	0.14%
Pickett	0.08%	0.08%
Polk	0.25%	0.24%
Putnam	1.12%	1.09%
Rhea	0.51%	0.50%
Roane	0.97%	0.95%
Robertson	1.21%	1.19%
Rutherford	4.82%	4.72%
Scott	0.34%	0.33%
Sequatchie	0.25%	0.24%
Sevier	1.58%	1.55%
Shelby	11.39%	11.16%
Smith	0.35%	0.34%
Stewart	0.26%	0.25%



Tennessee Opioid Abatement Fund
Initial County Allocation Percentages

Sullivan	2.34%	2.30%
Sumner	2.87%	2.81%
Tipton	0.85%	0.83%
Trousdale	0.20%	0.20%
Unicoi	0.29%	0.29%
Union	0.33%	0.33%
Van Buren	0.09%	0.09%
Warren	0.65%	0.63%
Washington	1.69%	1.65%
Wayne	0.25%	0.25%
Weakley	0.47%	0.46%
White	0.44%	0.43%
Williamson	2.48%	2.43%
Wilson	2.17%	2.13%
2% Hold Back	0.00%	2.00%
Total Tennessee	100.00%	100.00%



Tennessee State-Subdivision Opioid Abatement Agreement

I. Definitions

For all sections of this Agreement, the definitions for terms set out in this Section I apply. The Agreement also uses additional terms that are defined in the Distributor/J&J Settlements and other agreements. In such instances, which are clearly stated, those terms are defined by those agreements.

A. "2021 Legislation." Public Chapter No. 491 passed during the 2021 Regular Session of the 112th Tennessee General Assembly and signed into law by Governor Bill Lee on May 24, 2021. For ease of reference purposes only, a copy of Public Chapter No. 491 is attached.

B. "Agreement." This document, the Tennessee State-Subdivision Opioid Abatement Agreement, a "state-subdivision opioid abatement agreement" as defined in the 2021 Legislation, Section 5(7) and Section 13(6). This Agreement is also a "State-Subdivision Agreement" as defined in the Distributor/J&J Settlement Agreements and a "Statewide Abatement Agreement" as defined in the Purdue Pharma L.P. and Mallinckrodt PLC bankruptcy plans.

C. "Distributor/J&J Settlements." The settlements consisting of the joint settlement agreement with distributors McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation and their subsidiaries and other related entities and the settlement agreement with manufacturer Johnson & Johnson, its Janssen subsidiaries and other subsidiaries and related entities. Both settlements qualify as Statewide Opioid Settlement Agreements.

D. "Joint Abatement Bankruptcy Plan." A plan confirmed in federal bankruptcy court under Title 11 of the United States Code that resolves state and subdivision claims related to the manufacture, marketing, distribution, dispensing, or sale of opioids in a manner that allocates funds for abatement jointly to the state and its subdivisions. The plans in the Purdue Pharma L.P. and Mallinckrodt PLC bankruptcy cases are examples of Joint Abatement Bankruptcy Plans.

E. "Opioid Abatement Council." The council created by the 2021 Legislation, Sections 3-9.

F. "Relevant Funds." Funds that, pursuant to a Joint Abatement Bankruptcy Plan, are allocated to the State for the claims of the State and its Subdivisions and that must be dedicated to opioid abatement programs.

G. "State." The State of Tennessee.

H. "State-Only Opioid Settlement Agreement." A settlement agreement entered into by the State and one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids in which there are not provisions for Subdivision joinder.



I. "State Opioid Judgment." A judgment obtained by the State against one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids.

J. "Statewide Opioid Settlement Agreement." A settlement agreement entered into by the State and one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids in which subdivision claims are addressed.

K. "Statutory Bar." A law barring all subdivisions (not limited to counties and municipalities) in the state from maintaining released claims against released entities, either through a direct bar or through a grant of authority to release claims. The 2021 Legislation, Sections 10-19 establishes a grant of authority process for a statutory bar to be enacted for the entities addressed in the Distributor/J&J Settlements.

L. "Subdivision." A Tennessee county or municipality.

M. "Subdivision-Only Opioid Settlement Agreement" A settlement agreement between one or more Subdivisions and one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids that does not include the State as a party.

N. "Subdivision Opioid Judgment." A judgment obtained by one or more Subdivisions against one or more entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids.

O. "Tennessee Opioid Abatement Fund." The opioid abatement trust fund established by the 2021 Legislation, Sections 1-2.

II. Interaction of this Agreement with Settlements, Bankruptcy Plans and Legislation

This Agreement replaces certain default provisions in specified State Opioid Settlement Agreements and Joint Abatement Bankruptcy Plans. Certain default provisions are also replaced by the 2021 Legislation and consent judgments will be filed for State Opioid Settlement Agreements. Thus, there will be multiple sources of authority for the application of each settlement agreement or bankruptcy plan. While parts of the 2021 Legislation are described in this Agreement, such descriptions do not supersede the statutory language, which is controlling.

III. Allocation of Funds in the Distributor/J&J Settlements

The Distributor/J&J Settlements allow for payment and allocation default provisions to be replaced by state-subdivision agreements, by statute, and other means. As referenced below, the 2021 Legislation addressed some of the default provisions in these settlements. This Agreement makes a few additional changes to the default provisions. As described below, some default provisions remain in place.



A. Allocation among three sub-funds. The Distributor/J&J Settlements initially allocate the vast majority of settlement funds among three sub-funds for each state: the "State Fund," the "Abatement Accounts Fund," and the "Subdivision Fund."¹ Subject to the terms of the specific settlement agreements and assuming full subdivision participation and maximum payments, allocation among the three Tennessee sub-funds shall remain the same as with the default provision: 15% to the State Fund, 70% to the Abatement Accounts Fund, and 15% to the Subdivision Fund.

B. Use of funds. The Distributor/J&J Settlements have provisions concerning the use of funds and those are controlling.² Generally they require that money from all three sub-funds be used for "Opioid Remediation" as that term is defined in those agreements. Such definitions include restitution for past abatement within the definition of remediation.

C. State Fund. The 15% State Fund shall be directed to the State's general fund unless directed to the Tennessee Opioid Abatement Fund by future legislation.

D. Abatement Accounts Fund.

1. The 70% Abatement Accounts Fund shall be directed to the Tennessee Opioid Abatement Fund.

2. The 2021 Legislation fully replaces the default provisions for the Abatement Accounts Fund.³ Among the legislative provisions is the requirement that for the Distributor/J&J Settlements funds deposited into the Tennessee Opioid Abatement Fund, the Opioid Abatement Council shall disburse 35% of these proceeds to counties that join the settlements to be spent on opioid abatement and remediation pursuant to Subsections 6(q)-(s), 2021 Legislation Section 6(p).

3. The 2021 Legislation allows for a state-subdivision agreement to determine the metrics used in allocating certain funds among participating counties, 2021 Legislation, Section (6)(q). It is agreed that the allocation formula shall use data for fatal and non-fatal opioid overdoses, opioid sales measured by morphine milligram equivalents, and population. Details and agreed terms regarding the metrics, the updating of allocation percentages, and the initial allocation percentages for each county is set out in Exhibit A.

E. Subdivision Fund.

1. The 15% Subdivision Fund shall generally be directed to the Subdivisions participating in the Distributor/J&J Settlements pursuant to the default provisions of those agreements, including the allocation of funds for non-litigating municipalities with populations under 10,000 to their respective counties.

¹ "State Fund," "Abatement Accounts Fund," and "Subdivision Fund" are all defined terms in the Distributor/J&J Settlement agreements. They are sub-funds of the settlements' "Settlement Fund" into which the companies make base and incentive payments pursuant to the settlement agreements.

² Some examples are distributor agreement Subsections V.B.1-2 and J&J agreement Subsections VI.B.1-2.

³ These are mainly found in distributor agreement Section V.E and J&J agreement Section VI.E.



2. The default provisions are adjusted for non-litigating municipalities in participating counties that both (1) have populations of 10,000 to 30,000 per the 2019 U.S. Census estimate and (2) have a Subdivision Fund allocation percentage less than 0.5%.⁴ The allocations for such municipalities shall be directed to their respective counties if the county is a participating subdivision. (If the county is not a participating subdivision, the funds are not redirected to the county.) The reallocation for such municipalities located in multiple counties will be divided among those counties pursuant to the data used in Exhibit G of the Distributor/J&J Settlements. These redirected funds to certain counties shall be spent on future opioid abatement and shall be subject to the same statutory requirements as the Abatement Accounts Fund money the county receives from the Tennessee Opioid Abatement Fund. These redirected funds to certain counties are in addition to the funds allocated to participating counties pursuant to 2021 Legislation Section 6(p) and should not be included in calculating or disbursing the 35% amount allocated to participating counties. Such redirected funds should also not be viewed as an additional recovery by the county for purposes of calculating any contingency fees agreements.

F. Attorneys' fees and costs. The Distributor/J&J Settlements have provisions for funds dedicated to or related to attorneys' fees, costs, and/or expenses. There are also funds for states without outside counsel, identified as "Additional Restitution Funds." Such funds shall be allocated pursuant to such agreements and are not addressed by this Agreement.

IV. Allocation of Funds for other Statewide Opioid Settlement Agreements

A. Application to future settlements. To the extent allowed by such agreement and subject to IV.B.2 of this Agreement, the provisions in Section III above shall replace default provisions in, and apply to, any future Statewide Opioid Settlement Agreement in which Tennessee counties and municipalities are able to join and receive benefits, either directly or indirectly, in exchange for a release of claims.⁵ Not all municipalities need to be eligible to join such a settlement for the provisions of this Section IV to apply. Indirect benefits include funds being allocated to counties and/or the Tennessee Opioid Abatement Fund.

B. Exceptions. The application of Section IV.A. is limited, as follows:

1. The directing of 35% of Abatement Funds to the counties pursuant to the 2021 Legislation Section 6(p) shall not apply to any Statewide Opioid Settlement Agreement that includes an incentive or other benefit for a Statutory Bar unless (a) Section 19 of the 2021 Legislation is amended to specifically allow a Statewide Opioid Settlement Agreement release for the settling entity or entities or (b) another statute that qualifies as a Statutory Bar for such settlement is enacted. Should such settlement become effective prior

⁴ For the avoidance of doubt, a non-litigating municipality with a population between 10,000 and 30,000 that has a Subdivision Fund allocation percentage of 0.5% or greater is not affected by this subsection and receives its direct allocation from the Subdivision Fund.

⁵ For the avoidance of doubt, the Section III provisions include the 15% 70% 15% allocation of settlement funds among the three sub-funds.



to the enactment of a Statutory Bar addressing claims against the settling entity or entities. 35% of the funds directed to the Tennessee Opioid Abatement Fund shall be withheld and not allocated until the earlier of (1) the enactment of such a Statutory Bar or (2) a full regular session of the Tennessee General Assembly has occurred.

2. Section IV.A shall not apply to any Statewide Opioid Settlement Agreement unless the application of this Agreement to such settlement is approved by a majority of (a) counties and (b) municipalities having a population over 30,000 after such settlement is negotiated and provided to such subdivisions. Whether there is majority approval shall be measured by population of the relevant subdivisions. Population figures shall be from the most recently published U.S. Census population figures (actual count or estimate) for a year for which data is available for both counties and municipalities.

3. Section IV.A shall not apply to any Statewide Opioid Settlement Agreement with Endo International plc. or its subsidiaries.

C. Statutory provisions. The language in this section does not address or control whether any default provisions in a Statewide Opioid Settlement Agreement are replaced by the 2021 Legislation or any other statutory provision if Section IV.A does not apply to such settlement.

V. **Allocation of Funds for Opioid-Related Claims in Joint Abatement Bankruptcy Plans**

A. Relevant Funds. Multiple opioid manufacturers have filed for bankruptcy in actions for which the State and many Subdivisions are creditors for opioid-related claims. These companies include Purdue and Mallinckrodt. It is anticipated that other entities involved in activities related to the manufacture, marketing, distribution, dispensing, or sale of opioids may also file for bankruptcy and that the State and one or more Subdivisions will pursue opioid-related claims in those actions. Funds allocated to the State and Subdivisions for such claims shall be disbursed pursuant to the confirmed bankruptcy plan for the relevant entity, including requirements for funds to be used for future abatement. It is anticipated that one or more of such plans shall include the allocation of Relevant Funds that must be dedicated to opioid abatement programs. All Relevant Funds shall be placed in the Tennessee Opioid Abatement Fund and allocated pursuant to Sections V.B. Relevant Funds do not include funds disbursed through bankruptcy plans that are not restricted to abatement or that are disbursed for claims that are unrelated to the opioid crisis.

B. Allocation of Relevant Funds. To the extent permissible under the subject bankruptcy plan, Relevant Funds from Joint Abatement Bankruptcy Plans shall be allocated in the same manner as the Abatement Account Funds from the Distributor/J&J Settlements are disbursed under Section III.D and the 2021 Legislation. Thus, the Opioid Abatement Council shall disburse 35% of the proceeds from such bankruptcy plans to the counties subject to 2021 Legislation



Subsections 6(q)-(s). All default provisions related to Relevant Funds in such bankruptcy plans are replaced by this Agreement.⁶

C. Exception. Section V shall not apply to any bankruptcy plan for Endo International plc. or its subsidiaries.

D. Statutory provisions. The language in this section does not address or control whether any default provisions in a Joint Abatement Bankruptcy Plan are replaced by the 2021 Legislation or any other statutory provision if Sections V.A-B do not apply to such bankruptcy plans.

VI. No Application to Other Funds

A. State-Only Opioid Settlement Agreements and State Opioid Judgments. The Attorney General may direct funds from a State-Only Opioid Settlement Agreement or a State Opioid Judgment to the Tennessee Opioid Abatement Fund. Subject to the terms of specific agreements and any conditions placed on the funds prior to their being placed in the Tennessee Opioid Abatement Fund, the funds shall be allocated by the Opioid Abatement Council pursuant to the 2021 Legislation. The allocation and other provisions in this Agreement that apply to certain Statewide Opioid Settlement Agreements and to certain funds from Joint Abatement Bankruptcy Plans do not apply to funds from State-Only Opioid Settlement Agreements or State Opioid Judgments.

B. Subdivision-Only Settlement Agreements and Subdivision Judgments. The allocation and other provisions in this Agreement that apply to certain Statewide Opioid Settlement Agreements and to certain funds from Joint Abatement Bankruptcy Plans do not apply to funds from Subdivision-Only Opioid Settlement Agreements or Subdivision Opioid Judgments.

VII. Adoption and Amendment of Agreement

A. Controlling Authority. For this Agreement to replace default provisions in the Distributor/J&J Settlements, it must be adopted by statute or approved by the State and a sufficient number of Subdivisions as set forth in Exhibit O of those settlements. For this Agreement to replace default provisions in the Purdue and other bankruptcy plans, it is anticipated that it will need to be approved by the State and a sufficient number of Subdivisions as set forth in the specific bankruptcy plans. There are similar requirements for amending state-subdivision agreements such as this Agreement. It is understood that the approval process and participation requirements set out in this Section VII meet the requirements of these settlement agreements and anticipated bankruptcy plans. For any settlement agreement or bankruptcy plan that allows for a state-subdivision agreement to determine the requirements for amendment of a state-subdivision

⁶ For example, the provisions related to the default "Government Participation Mechanism" in the Purdue bankruptcy plan are not applicable with the adoption of this Agreement (which incorporates the Opioid Abatement Council).



agreement, the approval process and participation requirements set out in this Section VII for an amended agreement shall control. Similarly, if this Agreement is adopted by statute, the approval process and participation requirements set out in this Section VII for an amended agreement shall control.

B. Adoption of Agreement. This Agreement is adopted if it is approved by the Attorney General, on behalf of the State, and either (1) Subdivisions whose aggregate "Population Percentages," determined as set forth below, total more than 60%, or (2) Subdivisions whose aggregate Population Percentages total more than 50%, provided that these Subdivisions also represent 15% or more of the counties, by number.

C. Population Percentage Calculation. Population Percentages shall be determined as follows: The Population Percentage of each county shall be deemed to be equal to (1) (a) 200% of the population of such county minus (b) the aggregate population of all Primary Municipalities located in such county, divided by (2) 200% of the state's population. A Primary Municipality means a municipality with a population of at least 25,000. The Population Percentage of each Primary Municipality shall be equal to its population divided by 200% of the state's population. (The result of these calculations is that every person is counted twice: everyone in a Primary Municipality is counted once for that municipality; everyone is counted at least once for their county; and those not in a Primary Municipality are counted a second time for their county.) Except as required by a specific settlement agreement or bankruptcy plan, the population figures for these calculations shall be the 2020 U.S. Census counts for the initial adoption of the Agreement and, for adoption of an amended agreement, the most recently published U.S. Census population figures (actual count or estimate) for a year for which data is available for both counties and municipalities.

D. Amendment of Agreement. This Agreement may be amended if that amended agreement is approved by the Attorney General, on behalf of the State, and either (1) Subdivisions whose aggregate Population Percentages, determined as set forth above, total more than 60%, or (2) Subdivisions whose aggregate Population Percentages total more than 50% provided that these Subdivisions also represent 15% or more of the counties, by number.

VIII. Effect of Agreement

Nothing in this Agreement is intended to abridge or enlarge the authority of the Attorney General, the State, or the subdivisions, except as expressly stated herein.



Exhibit A: County Allocation for Opioid Abatement Fund

Certain abatement funds are allocated by county pursuant to the 2021 Legislation and/or the provisions of this Agreement. The allocations shall be set consistent with the 2021 Legislation and as set forth below.

A. County Allocation Data. The following data shall be used in the county allocation calculations:

1. Fatal opioid overdose data collected by the Tennessee Department of Health. The aggregate figures for the most recent three years of available data shall be used when allocation calculations are performed.

2. Non-fatal opioid overdose data collected by the Tennessee Department of Health. The aggregate figures for the most recent three years of available data shall be used when allocation calculations are performed.

3. Opioid sales as measured by morphine milligram equivalents ("MME"). The aggregate figures for the most recent three years of available data shall be used when allocation calculations are performed.

4. County population. The 2020 U.S. Census counts will be used for the initial allocations. For future allocation calculations, the most recent population estimate or actual count data published by the U.S. Census shall be used.

B. Weighting of Data. In calculating the county allocation percentages, the data shall be weighted as follows:

1. Fatal opioid overdose data shall be weighted at 12.5%.
2. Non-fatal opioid overdose data shall be weighted at 12.5%.
3. Opioid sales as measured by MME shall be weighted at 25%.
4. Population shall be weighted at 50%.

C. Updating of Allocations. The county allocations shall be updated pursuant to statute. The 2021 Legislation requires updating every four years and addresses what happens if a data set used in the initial allocations is unavailable.

D. Allocation Process. The State shall make the initial data and allocable share calculations available to the counties to review for 30 days in order to identify and correct any mathematical or data entry errors. The Opioid Abatement Council will allow for similar review for future reallocations.

E. Holdback Share. It is recognized that, particularly for some very small counties, there could be limits on the ability of the data to capture the scope of the opioid crisis in the county. For example, a large segment of a county's population may fill prescriptions in a neighboring county, resulting in MME data that dramatically underrepresents the level of opioids prescribed to the residents of the county. To address limited situations such as this, 2% of the abatement funds



allocated to counties shall be initially held back until the Opioid Abatement Council can consider county requests for adjustments to their allocation percentages due to such data issues. However, such requests will only be granted when there is a finding that the data limitations substantially affected the county's overall allocation. The Council may only adjust allocation percentages upwards through the use of the 2% holdback fund and may find that no adjustments are needed. Any portion of the 2% holdback fund not used to adjust county allocations pursuant to this process will be released to the counties pursuant to their allocations, including any adjusted allocation percentages.

F. Initial County Allocation Percentages.

[TABLE TO BE INSERTED ONCE UPDATED DATA AVAILABLE]



Agenda subject voting report

00036S

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

57 NEW BUSINESS Item 7 Resolution No. 2021-11-104 Sponsors:Pierce/ Gardner
VOTE

Description

RESOLUTION AUTHORIZING SULLIVAN COUNTY TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS

Chairman

Venable, Richard

Total vote result

Voting start time 9:24:22 PM
Voting stop time 9:24:37 PM
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	0
Total result	21	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			

Agenda subject voting report

000363

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

Name	Yes	Abstain	No	Absent
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 8
 No. 2021-11-105

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION TO NEGOTIATE A PROPOSAL FOR THE PURCHASE OF BLOUNTVILLE ELEMENTARY AND BLOUNTVILLE MIDDLE SCHOOL PROPERTIES FOR COUNTY AND COMMUNITY USE

WHEREAS, the Blountville Elementary and the Blountville Middle Schools closed their doors to students and faculty at the end of the 2021 school year; and,

WHEREAS, Sullivan County Government has an opportunity to secure use of the property; and,

WHEREAS, Sullivan County Government has a further interest in maintaining the integrity of the neighborhoods surrounding the school property.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves the Sullivan County Mayor negotiating with the Sullivan County School Board Chairman, along with any other persons they desire to include in the negotiation, to initiate a proposal for the purchase of the Blountville School properties.

BE IT FURTHER RESOLVED that if an agreement is reached the Mayor and School Board Chairman will present the proposal to their respective boards for review and approval.

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 18th day of November, 2021.

Attest: 
 Teresa Jacobs, County Clerk

Approved: 
 Richard S. Venable, County Mayor

Sponsored By: Commissioner Joyce Crosswhite

Co-Sponsor(s): Commissioner Tony Leonard, Michael Cole

2021-11-105 ACTIONS: 11/18/21 Approved on Waiver of Rules 20 Yes, 1 No, 3 Absent



Agenda subject voting report

000371

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

58 NEW BUSINESS Item 8 Resolution No. 2021-11-105 Sponsors: Crosswhite/ Leonard
VOTE

Description

RESOLUTION TO NEGOTIATE A PROPOSAL FOR THE PURCHASE OF
BLOUNTVILLE ELEMENTARY AND BLOUNTVILLE MIDDLE SCHOOL
PROPERTIES FOR COUNTY AND COMMUNITY USE

Chairman

Venable, Richard

Total vote result

Voting start time **9:35:43 PM**
 Voting stop time **9:36:00 PM**
 Voting configuration Vote
 Voting mode Open
 Vote result

Yes	20
Abstain	0
No	1
Total Present	21
Absent	3

Group voting result

Group	Yes	No	Absent
No group	20	1	0
Total result	20	1	0 3

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()			X	

Sullivan County
Board of County Commissioners
241st Annual Session

Item 9
No. 2021-11-106

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION TO AUTHORIZE THE SULLIVAN COUNTY MAYOR TO ENTER INTO A CONTRACT WITH A REGISTERED PROFESSIONAL FIRM TO REPRESENT SULLIVAN COUNTY'S INDIVIDUAL INTERESTS IN STATE LEGISLATIVE MATTERS

WHEREAS, Governor Bill Lee recently formed a panel to review school funding issues which could potentially negatively impact to Sullivan County Schools; and,

WHEREAS, within the last year the Tennessee General Assembly has taken control of certain local government functions; and,

WHEREAS, the Sullivan County Board of Commissioners as well as the state legislative delegation strives for exemplary performance of their duties; however, conflicts do arise between rural and municipal interests; and,

WHEREAS, the municipalities of the greater Tri-Cities area annually prepare a legislative agenda which is presented to our state legislative delegation; however, Sullivan County does not participate in the preparation of the list; therefore, the comprehensive legislative agenda may not be in the best overall interest of Sullivan County.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the Sullivan County Mayor entering a contract with a registered professional firm to represent Sullivan County's individual interests in state legislative matters.

BE IT FURTHER RESOLVED that said contract will not exceed \$36,000 per calendar year and that said contract can be renewed on an annual basis with the approval of the Sullivan County Board of Commissioners.

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 _____, 2021.

Attest: _____
Teresa Jacobs, County Clerk

Approve: _____
Richard S. Venable, County Mayor

Sponsored By: Commissioner Gary Stidham
Co-Sponsor(s): Commissioner Mark Vance. Angie Stanley
2021-11-106 ACTIONS: 11/18/21 1st Reading



Sullivan County
Board of County Commissioners
241st Annual Session

Item 10
 No. 2021-11-107

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION TO ADOPT CHANGES TO CONSTABLE DISTRICTS

WHEREAS, pursuant to T.C.A. § 5-1-111 the Sullivan County Legislative Body adopted resolution number 2021-10-99 on October 21, 2021, changing the boundaries of county legislative districts; and

WHEREAS, because constable districts have long been established as the same as county legislative districts it is necessary to affirm that the changes in legislative districts also apply to constable districts.

NOW, THEREFORE, BE IT RESOLVED by the Sullivan County Legislative Body meeting in Regular Session at Blountville, Tennessee hereby authorize that:

SECTION 1. There is hereby adopted constable districts for Sullivan County which provides for twenty-four (24) constables with three (3) constables in districts two (2), four (4), six (6), and eleven (11), provides for two (2) constables in districts five (5), seven (7), eight (8), nine (9), and ten (10), and provides for one (1) constable districts one (1) and three (3). The districts for members of the constables are depicted on the official redistricting map for Sullivan County adopted in resolution number 2021-10-99 on October, 21, 2021. A copy of the official redistricting map is attached as Exhibit A to this resolution and is incorporated herein by reference.

SECTION 2. All constables shall be elected at large within the district wherein the candidate seeks election. The candidates receiving the greatest number of votes in each district, pursuant to the number of seats in each district as described in Section 1, shall be elected.

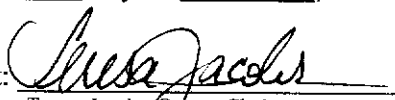
SECTION 3. This plan shall take effect upon passage, the public welfare requiring it, provided that vacancies shall be filed in accordance with *Tennessee Code Annotated*, Section 5-1-104.

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.

WAIVER OF RULES REQUESTED

Approved this 18th day of November, 2021.

Attest:


 Teresa Jacobs, County Clerk

Approved:


 Richard S. Venable, County Mayor

Sponsored By: Commissioner John Gardner

Co-Sponsor(s): Commissioner David Akard

2021-11-107 ACTIONS: 11/18/21 Approved on Waiver of Rules 20 Yes, 4 Absent



Proposed County Commission Districts *
Sullivan County, Tennessee

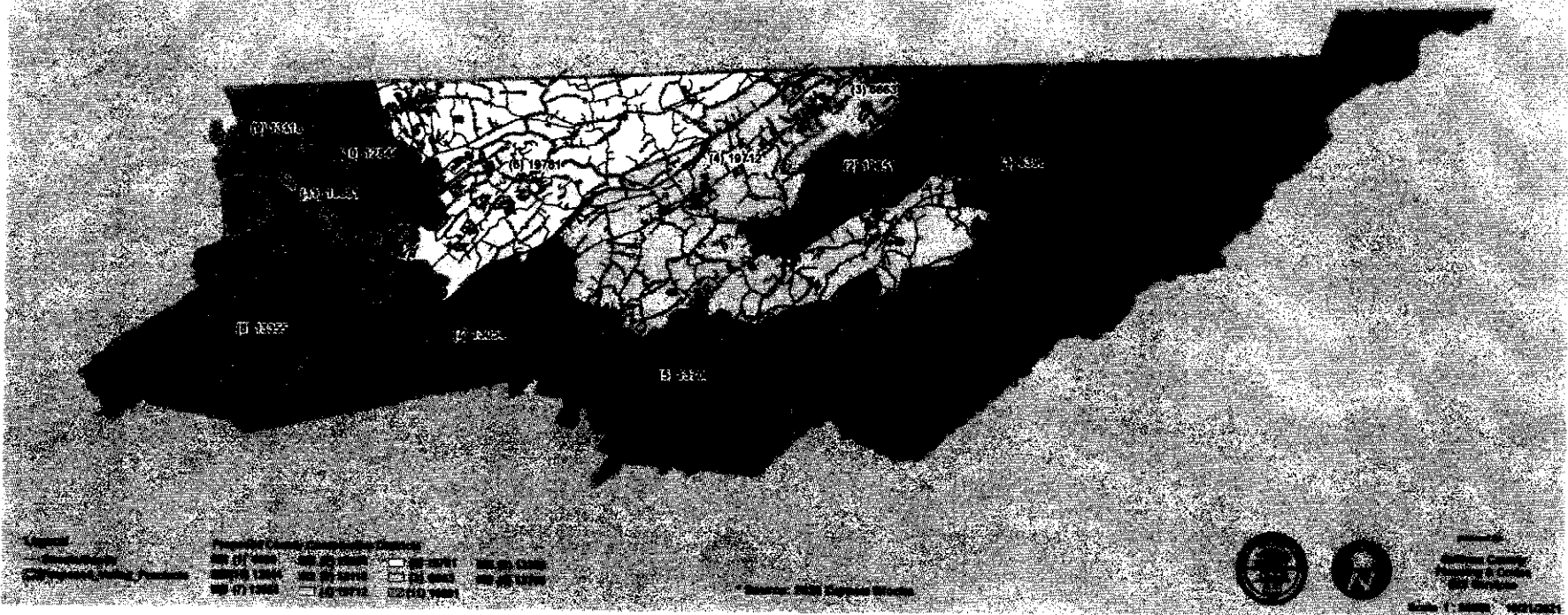


EXHIBIT A

No. 2021-11-107

009374



Agenda subject voting report

000375

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

60 NEW BUSINESS Item 10 Resolution No. 2021-11-107 Sponsors: Gardner/ Akard
VOTE

Description

RESOLUTION TO ADOPT CHANGES TO CONSTABLE DISTRICTS

Chairman Venable, Richard

Total vote result

Voting start time 9:38:03 PM
 Voting stop time 9:38:20 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	0
Total result	20	04

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Bialock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()				X
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 11
No. 2021-11-108

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION To Provide Funding for The Blountville Veterans Park.

WHEREAS, Sullivan County takes tremendous pride in honoring its Military Veterans by preserving its rich military heritage from prior to county formation in 1779, continuing throughout its history, to this day, and for future generations;

WHEREAS, Sullivan County wishes to acknowledge all Sullivan County Veterans who have answered the call to defend our liberty;

WHEREAS, The Battle of Blountville Military Park is a 501C3 non-profit organization working in partnership with the Sullivan County Department of Archives and Tourism in the interests of establishing the Blountville Veterans Park;

WHEREAS, the Battle of Blountville Military Park has utilized fundraising drives to procure monies to assist with the establishment of the Blountville Veterans Park;

WHEREAS, Sons of American Revolution have generously agreed to erect a monument in honor of their American Revolutionary War Ancestors

WHEREAS, an anonymous donor, a private citizen of Sullivan County, has committed to funding a generous portion of the Blountville Veterans Park based upon passage of this resolution;

WHEREAS, this Board of County Commissioners recognizes the importance of honoring and remembering all our nation's patriots, from times of war and times of peace;

WHEREAS, each of Sullivan County's cities each has their respective parks honoring our brave servicemen and women;

WHEREAS, the Sullivan County Commission maintains a strong desire to have a park honoring all Sullivan County Veterans in the heart of Sullivan County at Historic Blountville for perpetuity by way of erecting granite monuments in commemoration of all who have honorably served.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners, in honor and recognition of our Sullivan County Veterans, shall provide funding in the amount of \$60,000 to the Battle of Blountville Military Park dedicated toward the completion of the Blountville Veterans Park.

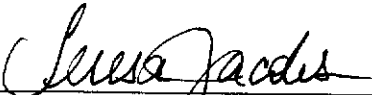


No. 2021-11-108

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 18th day of November, 2021.

Attest:


Teresa L. Jacobs, County Clerk

Approve


Richard S. Venable, County Mayor

Sponsored By: Commissioner Gary Stidham

Co-Sponsor(s): Commissioner(s) Joyce Neal Crosswhite, Mark Vance, Doug Woods, Hunter Locke, John Gardner, Angie Stanley, Todd Broughton, Archie Pierce, Randy Morrell, Larry Crawford, Dwight King, Alicia Starnes, Colette George, Andrew Cross, Michael Cole, Sam Jones, Mark Hutton, Terry Harkleroad, Judy Blaylock, David Akard, Tony Leonard, Darlene Calton, Hershel Glover

ACTIONS: 11/18/21 Approved on Waiver of Rules 20 Yes, 4 Absent



Agenda subject voting report

000375

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

61 NEW BUSINESS Item 11 Resolution No. 2021-11-108 Sponsors:Stidham/ Crosswhite
VOTE

Description

RESOLUTION To Provide Funding for The Blountville Veterans Park

Chairman

Venable, Richard

Total vote result

Voting start time 9:40:01 PM
Voting stop time 9:40:13 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	0
Total result	20	0/4

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Balock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()				
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

Sullivan County
Board of County Commissioners
241st Annual Session

Item 12
No. 2021-11-109

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of November 2021.

RESOLUTION TO FUND THE INITIAL IMPROVEMENT FOR REQUIRED, ADDITIONAL CONTROLS OVER INTERNET SECURITY AND OFFICE SOFTWARE

WHEREAS, Sullivan County has maintained cyber insurance coverage over the past several years to cover potential losses due to ransomware invasion and the theft of confidential data from various information systems; and,

WHEREAS our insurance consultant has provided applications for continuing of the various insurance coverage over potential losses including Cyber coverage; and,

WHEREAS, during the process of completing applications for the renewal of insurance, it has become increasingly clear that Sullivan County must take steps to better safeguard our systems and maintain our best effort to obtain renewal of coverage; and,

WHEREAS, based on various discussions with our consultant and with representatives of AIG, our current insurer, it is evident that additional software improvements must be implemented to restrict the cost for renewal or to even get an offer to insure in the future; and,


WHEREAS, to assure insurance coverage beginning January 1, 2022, Sullivan County will need to acquire certain security improvements on or before December 31, 2021, and funding will need to be made available to cover the initial cost.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve and appropriate fifty-five thousand dollars (\$55,000) from the Fund Balance Account of the General Fund to initiate steps to better secure Sullivan County's software and cyber footprint.


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 18th day of November, 2021.

Attest:


Teresa Jacobs, County Clerk

Approved:


Richard S. Venable, County Mayor

Sponsored By: Commissioner John Gardner

Co-Sponsor(s): Commissioner Hunter Locke, Commissioner Larry Crawford, all voting in the affirmative added as co-sponsors

2021-11- ACTIONS: 11/18/21 Approved on Waiver of Rules 21 Yes, 3 Absent



Agenda subject voting report

000330

Meeting name

Sullivan County Commission Nov 18 2021

11/18/2021

62 NEW BUSINESS
VOTE

Description

RESOLUTION TO FUND THE INITIAL IMPROVEMENT FOR REQUIRED,
ADDITIONAL CONTROLS OVER INTERNET SECURITY AND OFFICE
SOFTWARE

Chairman

Venable, Richard

Total vote result

Voting start time 9:42:32 PM
 Voting stop time 9:42:48 PM
 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	0
Total result	21	0

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Blalock, Judy ()				X
Broughton, Todd ()	X			
Calton, Darlene ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
George, Colette ()	X			
Glover, Hershel ()	X			
Harkleroad, Terry ()				X
Hutton, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
Morrell, Randy ()	X			
Pierce, Archie ()	X			
Stanley, Angie ()	X			
Starnes, Alicia ()	X			
Stidham, Gary ()	X			
Vance, Mark ()	X			
Woods, Doug ()	X			

REPORT ON DEBT OBLIGATION
(Pursuant to Tennessee Code Annotated Section 9-21-134)

1. Public Entity:
 Name: Sullivan County Tennessee
 Address: 3411 Highway 126, Suite 206
Blountville, Tennessee 37617
 Debt Issue Name: Sullivan County Sheriff's Department Vehicle Lease
 If disclosing initially for a program, attach the form specified for updates, indicating the frequency required.

2. Face Amount: \$ 690,579.02
 Premium/Discount: \$ 0.00

3. Interest Cost: 3.4330 % Tax-exempt Taxable
 TIC NIC
 Variable: Index _____ plus _____ basis points; or
 Variable: Remarketing Agent _____
 Other: _____

4. Debt Obligation:
 TRAN RAN CON
 BAN CRAN GAN
 Bond Loan Agreement Financing Lease
 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 Division of Local Government Finance ("LGF").

5. Ratings:
 Unrated
 Moody's _____ Standard & Poor's _____ Fitch _____

6. Purpose:

		BRIEF DESCRIPTION
<input type="checkbox"/> General Government	<u>100.00</u> %	<u>Vehicles for the Sheriff's Department</u>
<input type="checkbox"/> Education	_____ %	_____
<input type="checkbox"/> Utilities	_____ %	_____
<input type="checkbox"/> Other	_____ %	_____
<input type="checkbox"/> Refunding/Renewal	_____ %	_____

7. Security:
 General Obligation General Obligation + Revenue/Tax
 Revenue Tax Increment Financing (TIF)
 Annual Appropriation (Financing Lease Only) Other (Describe): _____

8. Type of Sale:
 Competitive Public Sale Interfund Loan _____
 Negotiated Sale Loan Program _____
 Informal Bid

9. Date:
 Dated Date: 10/28/2021 Issue/Closing Date: 10/28/2021

REPORT ON DEBT OBLIGATION

(Pursuant to Tennessee Code Annotated Section 9-21-134)

10. Maturity Dates, Amounts and Interest Rates *:

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2022	\$174,150.95	3.4330 %		\$	%
2023	\$166,366.00	3.4330 %		\$	%
2024	\$172,077.33	3.4330 %		\$	%
2025	\$177,984.74	3.4330 %		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%

If more space is needed, attach an additional sheet.

If (1) the debt has a final maturity of 31 or more years from the date of issuance, (2) principal repayment is delayed for two or more years, or (3) debt service payments are not level throughout the retirement period, then a cumulative repayment schedule (grouped in 5 year increments out to 30 years) including this and all other entity debt secured by the same source **MUST BE PREPARED AND ATTACHED**. For purposes of this form, debt secured by an ad valorem tax pledge and debt secured by a dual ad valorem tax and revenue pledge are secured by the same source. Also, debt secured by the same revenue stream, no matter what lien level, is considered secured by the same source.

* This section is not applicable to the Initial Report for a Borrowing Program.

11. Cost of Issuance and Professionals:

No costs or professionals

	AMOUNT (Round to nearest \$)	FIRM NAME
Financial Advisor Fees	\$ 0	
Legal Fees	\$ 0	
Bond Counsel	\$ 0	
Issuer's Counsel	\$ 0	
Trustee's Counsel	\$ 0	
Bank Counsel	\$ 0	
Disclosure Counsel	\$ 0	
Paying Agent Fees	\$ 0	
Registrar Fees	\$ 0	
Trustee Fees	\$ 0	
Remarketing Agent Fees	\$ 0	
Liquidity Fees	\$ 0	
Rating Agency Fees	\$ 0	
Credit Enhancement Fees	\$ 0	
Bank Closing Costs	\$ 0	
Underwriter's Discount _____%		
Take Down	\$ 0	
Management Fee	\$ 0	
Risk Premium	\$ 0	
Underwriter's Counsel	\$ 0	
Other expenses	\$ 0	
Printing and Advertising Fees	\$ 0	
Issuer/Administrator Program Fees	\$ 0	
Real Estate Fees	\$ 0	
Sponsorship/Referral Fee	\$ 0	
Other Costs _____	\$ 0	
TOTAL COSTS	\$ 0	

REPORT ON DEBT OBLIGATION
[Pursuant to Tennessee Code Annotated Section 9-21-134]

12. Recurring Costs:

No Recurring Costs

	AMOUNT (Basis points/\$)	FIRM NAME (If different from #11)
Remarketing Agent	_____	_____
Paying Agent / Registrar	_____	_____
Trustee	_____	_____
Liquidity / Credit Enhancement	_____	_____
Escrow Agent	_____	_____
Sponsorship / Program / Admin	_____	_____
Other _____	_____	_____

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 11/18/2021 and presented at public meeting held on 11/18/2021

Copy to Director, Division of Local Govt Finance: on 11/18/2021 either by:

Mail to: _____ OR Email to: LGF@cot.tn.gov

Cordell Hull Building
425 Rep. John Lewis Parkway N., 4th Floor
Nashville, TN 37243-3400

18. Signatures:

	AUTHORIZED REPRESENTATIVE	PREPARER
Name	<u>Richard S. Venable</u>	<u>Leslie L. Bonner</u>
Title	<u>County Mayor</u>	<u>Chief Assistant Director of Fincance</u>
Firm	<u>County Mayor</u>	_____
Email	<u>rvenable@sullivancountytv.gov</u>	<u>leslie.bonner@sullivancountytv.gov</u>
Date	<u>11/18/2021</u>	<u>11/18/2021</u>

**ARPA GRANT
LIST OF REQUEST
NOVEMBER 16, 2021**

Department	Description	ARPA Category	Amount Requested	ARPA Request Form Completed	Supporting Documentation Received	Contact
County Buildings	Equipment - HVAC	1. Public Health	\$ 5,219,753	NO	-	Cindy Stewart
Circuit Court	Equipment - Software		\$ 77,614	YES	YES	Bobby Russell
Coroner	Vehicle	1. Public Health (1.12)	\$ 96,000	YES	NO	Hunter Locke
EMS	Ambulance	1. Public Health	\$ 1,125,000	YES - INCOMPLETE	YES	Jim Perry
EMS	Equipment for Ambulances	1. Public Health	\$ 365,000	11/4/2021	CO - EMS	Jim Perry
School - Sullivan East HS	Infrastructure		\$ -	NO	NO	Andy Hare
School - Sullivan East HS	Infrastructure - Water	5. Infrastructure (5.1)	\$ 750,000	YES	NO	Evelyn Rafalowski
Sheriff	Infrastructure		\$ 1,000,000			Jeff Cassiday
Solid Waste	Equipment - Vehicles Infrastructure - Upgrade/Expansion	1. Public Health	\$ 5,054,000	YES	YES	Mark Torbett
Misty Water Apts	Infrastructure		\$ -	NO	NO	Peter Kuderewski
Employees	Premium Pay		\$ 1,500,000	YES	YES	Richard Venable
Office Space Improvements		1. Public Health		NO	YES	
Northeast State Community College	Infrastructure		\$ 650,000	NO	NO	Stephanie Barham
Children's Advocacy Center	Child & Adolescent Outreach	1. Public Health (1.12)	\$ 20,707	YES	NO	Gena Frye
Overmountain Recovery	Medical Outreach	1. Public Health (1.11)	\$ 50,000	YES	NO	Laurie Street
Holly Help	Animal assistance	2. Negative Economic	\$ 32,183	YES	NO	Sue Williams
421 Area Emergency Services Vol. Fire Dept	Equipment		\$ 100,000	YES - INCOMPLETE	NO	Jimmy Alexander Sr.

**ARPA GRANT
LIST OF REQUEST
NOVEMBER 16, 2021**

Department	Description	ARPA Category	Amount Requested	ARPA Request Form Completed	Supporting Documentation Received	Contact
Avoca Volunteer Fire Dept.	Infrastructure Equipment		\$ 100,000	YES-INCOMPLETE	YES	David Taylor
Bloomington Volunteer Fire Dept	Infrastructure Equipment	1. Public Health	\$ 100,000	YES	YES	Mark Bowery
City of Bristol TN Fire Dept	Equipment		\$ 101,129	YES - INCOMPLETE	YES	Michael Carrier
City of Kingsport Fire Dept	Equipment	1. Public Health	\$ 100,000	YES	NO	Scott Boyd
East Sullivan County Volunteer Fire Dept	Equipment	1. Public Health	\$ 100,000	YES - INCOMPLETE	YES	Cody Cross
Hickory Tree Volunteer Fire Dept	Infrastructure Equipment		\$ 100,000	YES - INCOMPLETE	NO	Tim Leonard
Piney Flats Volunteer Fire Dept	Infrastructure Equipment		\$ 100,000	YES - INCOMPLETE	NO	Todd Justice
Sullivan County Volunteer Fire Dept	Infrastructure Equipment		\$ 50,000	YES - INCOMPLETE	NO	Jerry Fleenor
Sullivan West Volunteer Fire Dept	Equipment	1. Public Health	\$ 139,225	YES	YES	Drew Deakins
Warriors Path Volunteer Fire Dept	Infrastructure Equipment	1. Public Health	\$ 100,000	YES	NO	Ben Wexler
Second Harvest Food Bank	Food Assistance	1. Public Health	\$ 615,000	YES	YES	Rhonda Chafin
Holston Valley Rescue Squad	Equipment		\$ 50,000	YES - INCOMPLETE	YES	Cody Cross
Kingsport Lifesaving & First Aid Crew	Equipment	2. Negative Economic	\$ 28,000	YES	YES	Roger Marshall
Bluff City Rescue Squad	Infrastructure Repairs & Equipment			NO	NO	Chad Lewis

ARPA GRANT
LIST OF REQUEST
NOVEMBER 16, 2021

Department	Description	ARPA Category	Amount Requested	ARPA Request Form Completed	Supporting Documentation Received	Contact
Bluff City Volunteer Fire Dept	Infrastructure Equipment			NO	NO	Chad Lewis
TOTAL			\$ 17,723,611			

**ARPA GRANT
LIST OF REQUEST
NOVEMBER 16, 2021**

Department	Description	ARPA Category	Amount Requested	ARPA Request Form Completed	Supporting Documentation Received	Contact
City of Bristol, TN	Infrastructure - Sewer	5. Infrastructure	\$ 4,375,000	NO	YES	William Sorah, Town Manag
City of Bristol, TN	Infrastructure - Water	5. Infrastructure	\$ 7,511,400	NO	YES	William Sorah, Town Manag
City of Kingsport - Water Dept	Infrastructure - Water	5. Infrastructure	\$ 1,500,000	YES - INCOMPLETE	NO	Ryan McReynolds
City of Kingsport - Water Dept	Infrastructure - Sewer	5. Infrastructure	\$ 6,000,000	YES - INCOMPLETE	NO	Ryan McReynolds
Bloomingtondale Utility District	Infrastructure - Water	Disproportionately	\$ 500,000	YES	NO	Charlie Pippin
Bloomingtondale Utility District	Infrastructure - Repair	5. Infrastructure	\$ 450,000	YES	NO	Charlie Pippin
Bloomingtondale Utility District	Infrastructure - Repair	5. Infrastructure	\$ 200,000	YES	NO	Charlie Pippin
Bloomingtondale Utility District	Infrastructure - Update	5. Infrastructure	\$ 1,000,000	YES	NO	Charlie Pippin
Blountville TN Utility District	Infrastructure	2. Negative	\$ 2,538,000	YES	NO	Louie Stevens
Bristol-Bluff City Utility District	Infrastructure		\$ 5,735,000	NO	YES	Judy Hodges
Intermont Utility District	Infrastructure - Water	1. Public Health	\$ 1,680,000	YES	YES	Larry Barker
South Fork Water Utility District	Infrastructure	5. Infrastructure	\$ 6,160,300	YES	YES	James Graham
			\$ 37,649,700			
GRAND TOTAL			\$ -			
			\$ 55,373,311			

000387

AND THEREUPON COUNTY COMMISSION ADJOURNED AT 9:45 P.M. UPON MOTION MADE BY COMMISSIONER MORRELL TO MEET AGAIN IN REGULAR SESSION ON DECEMBER 14, 2021.

Richard Venable

RICHARD VENABLE
COMMISSION CHAIRMAN



REZONING OVERVIEW
SULLIVAN COUNTY COMMISSION MEETING

November 18, 2021

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

motion by:

2nd by:

Order of Cases	Date of Application	Applicant's Name	Neighbor Opposition	Staff's Recommendation	Planning Commission's Recommendation	Regional Planning Commission Jurisdiction	Current Zoning District	Requested Zoning District	Civil District	Commissioner District
1	9/2/2021	Daniel & april Heaton	none	yes	yes	Sullivan County	A-1	R-1	20th	
2	9/10/2021	Clyde Watson	none	yes	yes	Sullivan County	B-4	R-1	5th	4th
Voting Summary:										
<u>Name</u>	<u>Case Order</u>	<u>yes</u>	<u>no</u>	<u>pass</u>	<u>absent</u>	<u>Approved (yes or no)</u>				
Heaton	1									
Watson	2									
* Date of application begins on when fee was obtained for completed application										

000389

PUBLIC NOTICE

Sullivan County Board of County Commissioners will hold a Public Hearing set for **Thursday, November 18, 2021 at 6:00PM** within the Commission Hall of the Sullivan County Historic Courthouse, located at 3411 Highway 126, Blountville, TN. The Public Hearing will consider the following rezoning requests from individual property owners: 1) **Daniel & April Heaton** requests their property to be rezoned from **A-1 to R-1**, which is located at 1812 Weaver Branch Road, Piney Flats for purposes of subdividing for another residential lot; and 2) **Clyde Watson** requests his property to be rezoned from **B-4 to R-1** at 2935 Hwy 126 in order to set a modular residential dwelling on the property. These rezoning requests will be considered for final map amendment by the Commission at this meeting. The public is invited to attend and speak on these requests. All inquiries, questions or concerns can be shared prior to the public meeting by contacting the Planning Director at 423.279.2603 or by emailing her at planning@sullivancountyttn.gov . A copy of these rezoning requests is filed in the Sullivan County Planning & Codes Department located within the Historic Snow House at 3425 Hwy 126, Blountville, TN.

PETITION TO SULLIVAN COUNTY FOR REZONING

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

Date: 09/02/2021

Property Owner: Daniel & April Heaton

Address: 1812 Weaver Branch Road Piney Flats TN 37686

Phone number: 423-557-2481

Email: dheaton1968@gmail.com

Property Identification

Tax Map: 124A

Group: A

Parcel: 001.00

Zoning Map: 26

Zoning District: A-1

Proposed District: R-1

Civil District: 20

Property Location: 1812 Weaver Branch Road Piney Flats TN 37686

Commission District: 5

Purpose of Rezoning: To subdivide the property -- residential use

Meetings

Planning Commission:

Place: Historic Courthouse 2nd Floor Commission Chambers Blountville TN

Date: October 19, 2021

Time: 6 PM

Approved: _____

Denied: _____

County Commission:

Place: Historic Courthouse 2nd Floor Commission Chambers Blountville, TN

Date: November 18, 2021

Time: 6:00 PM

Approved: _____

APPROVED 21 YES, 3 ABSENT

Denied: _____

DEED RESTRICTIONS

I understand that rezoning does not release my property from the requirements of private deed/Subdivision restrictions. The undersign, 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.

Owner's Signature: Daniel G. Heaton

Notary Public: Misty M. Hylton

Date: 9-2-2021
MISTY M. HYLTON
STATE OF TENNESSEE
NOTARY PUBLIC
SULLIVAN COUNTY
My Commission Expires: May 22, 2023

F1. REZONING REQUEST A-1 TO R-1

FINDINGS OF FACT –

Property Owners: Daniel & April Heaton
Applicants: same
Representative: same
Location: 1812 Weaver Branch Road, Piney Flats
Civil district: 20th
Commission District: 5th
Parcel ID: Tax Map 124A, Group A, Parcel 00100
Subdivision of Record: Allison Hills Subdivision, Phase 1
PC1101 Growth Boundary: Sullivan County Planned Growth Area
Utility District: Johnson City Public Water
Public Sewer: not available
Lot/Tract Acreage: lot 1 of Phase 1 and part of the future development area
Zoning: A-1 – General Agricultural/Single-Family Residential
Surrounding Zoning: R-1, and A-1
Requested Zoning: R-1
Existing Land Use: Single-Family Dwelling and vacant
Surrounding Land Uses: residential, vacant,
2006 Land Use Plan: low density residential
Neighborhood Opposition: no one has called or written prior to meeting

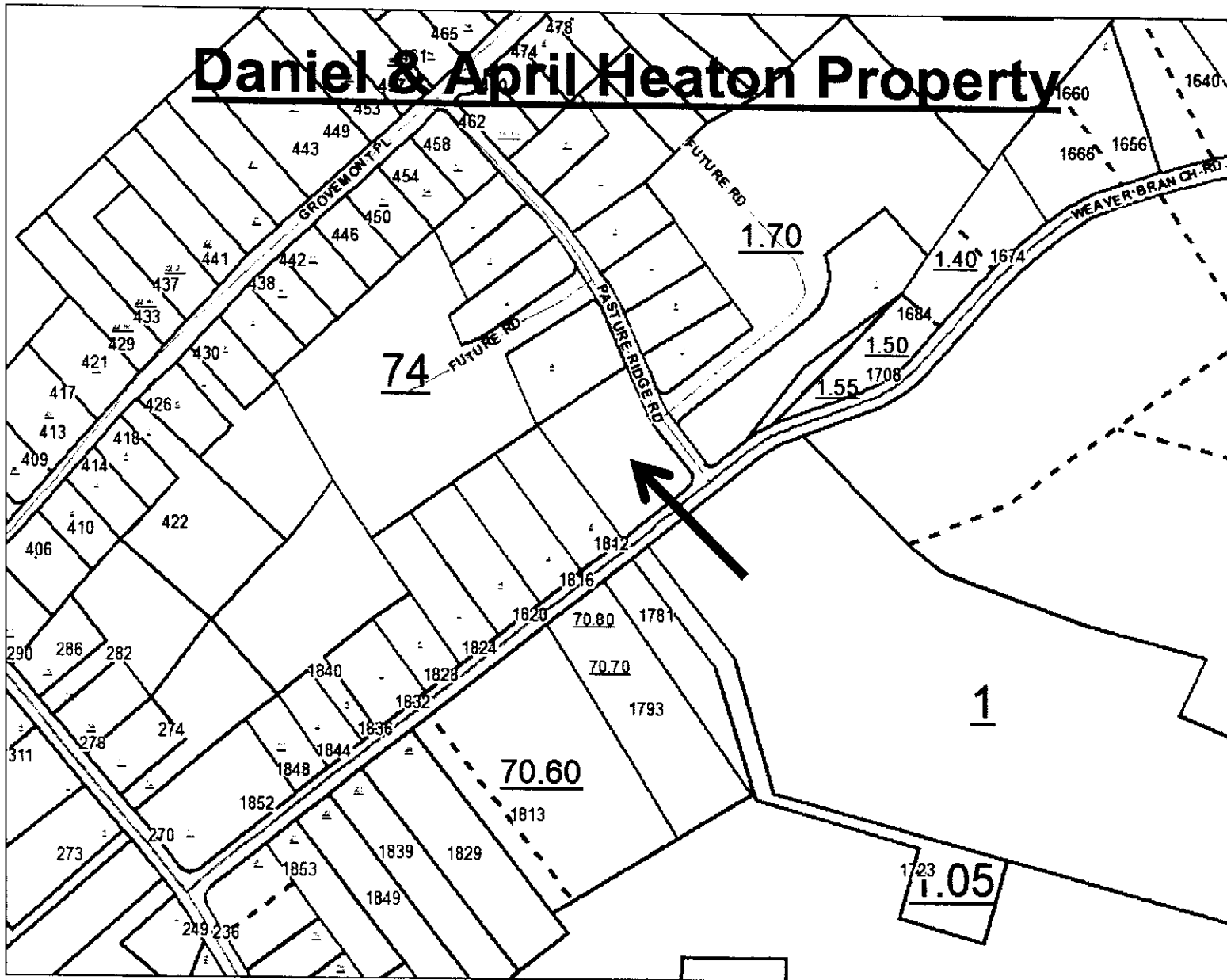
Staff Field Notes and Findings of Facts:

- The owner is requesting to rezone his property from A-1 to R-1 to subdivide out a second lot for future development.
- The owner purchased additional land from the area referred to as “future development phase 4 section” noted on the master concept plan of Allison Heights Subdivision. He then combined it with his house lot by a replat approved in 2010. This afforded the owners additional rear yard space in keeping with the other lots along Weaver Branch Road.
- Now the owner would like to subdivide off this rear area of about .639 of an acre, to be able to create another buildable lot.
- The county rezoned Phase 4 above this requested lot to R-1, which afforded the developer the option of platting ½ acre lots.
- Staff recommends **in favor of this request** as the rezoning will be compatible with the most recent rezoning of Phase 4 behind his property, will be more restrictive than A-1 and being a corner lot of over 1.55 acres this proposal would remain in compliance for intended land use and subdivision request.

Meeting Notes at Planning Commission:

- *Staff read her report and recommendation.*
- *Mr. and Mrs. Heaton were present. Mr. Heaton stated that at one time they thought they would build a second home for their son and that is why they purchased the extra land from the developer as shown on future phase; however, they have changed their mind and do not need the extra space in the rear yard.*
- *Discussion followed.*
- *Calvin Clifton motioned to forward a **favorable recommendation** to the County Commission for this rezoning request. The motion was by Mary Ann Hager and passed unanimously.*

Daniel & April Heaton Property



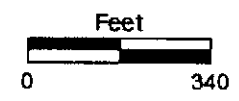
Address Data Source:
 Sullivan County, Sul Co 911
 Knoxville, TN GIS
 Johnson City, JC GIS
 Bristol, Bristol 911

Notice
 This map has no legal standing other than the assessment of taxes. It cannot be used to establish boundaries or transfer and convey property. A land surveyor licensed to practice land surveying in the State of Tennessee should be retained for all questions of boundary and location of lot lines.



Sullivan County, TN
 Planning and Codes Dept.

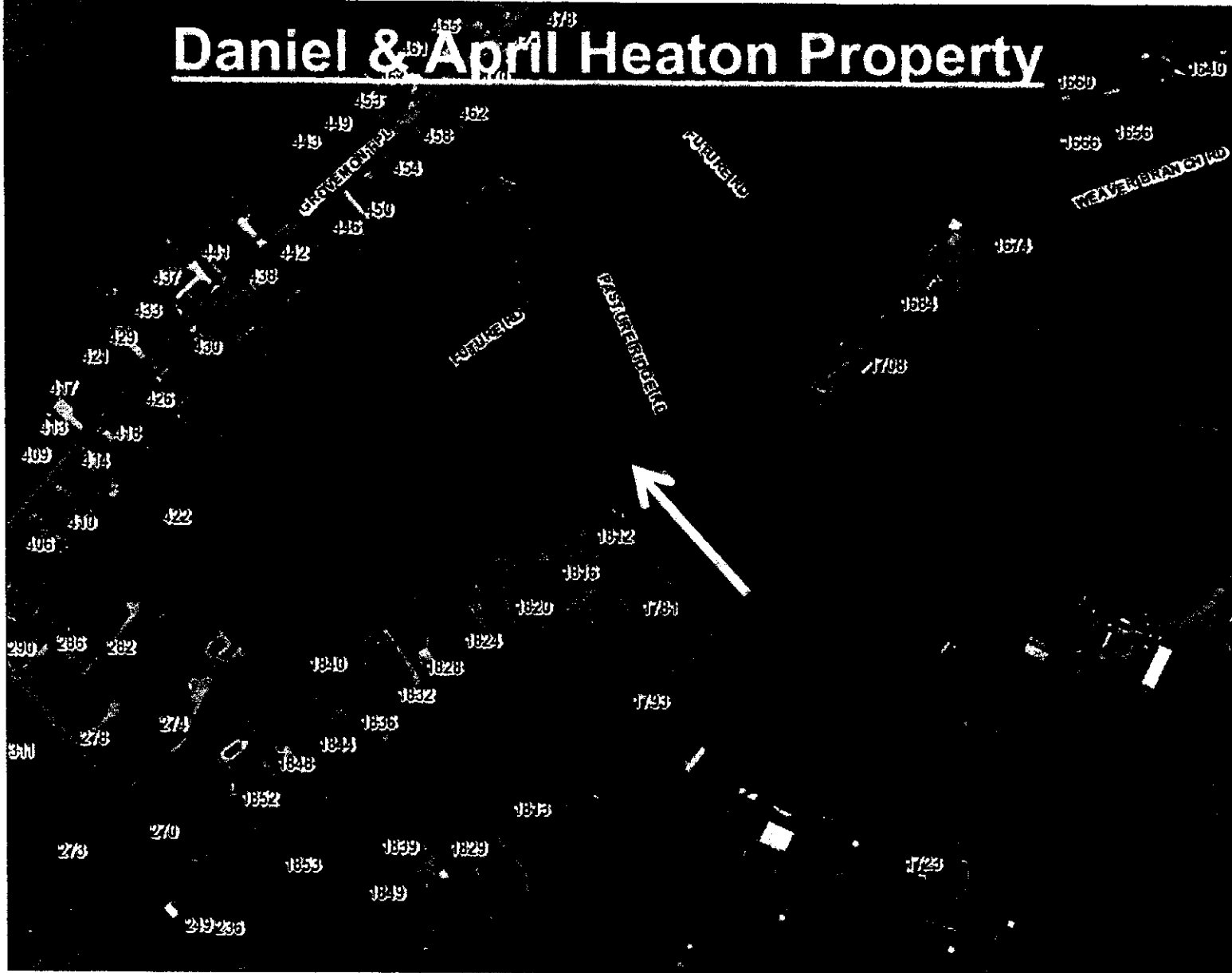
Flood Insurance Rate Map (FIRM) 2007
 0.2 PCT Annual Chance Flood Hazard
 Zone A - No Base Flood Elevations Determined
 Zone AE - Base Flood Elevations Determined
 Flood Way Areas in Zone AE



- Lot Lines
- Thoroughfares
- Arterial
- Collector

000303

Daniel & April Heaton Property



Address Data Source:
 Sullivan County, TN Co 911
 Kingsport, TN GIS
 Johnson City, TN GIS
 Bristol, TN Co 911

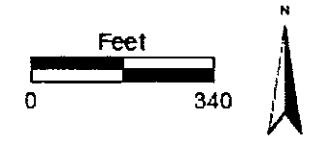
Notice:
 This map has no legal standing other than the assessments of taxes. It cannot be used to establish boundary lines or transfer and convey property. A land surveyor licensed in practice and surveying in the State of Tennessee should be retained for all questions of boundary and location of lines.



Sullivan County, TN
 Planning and Codes Dept.

Flood Insurance Rate Map (FIRM) 2007

- 0.2 PCT Annual Chance Flood Hazard
- Zone A - No Base Flood Elevations Determined
- Zone AC - Base Flood Elevations Determined
- Flood Way Areas in Zone AC



- Lot Lines
- Thoroughfares
- Arterial
- Collector
- 2019 - Aerial Image

000304



Address Data Source:

Sullivan County, Sul Co 911
 Kingsport, Kit GIS
 Johnson City, JC GIS
 Bristol, Bristol 911

Notice:

A tax map has no legal standing other than the assessment of taxes. It cannot be used to establish boundary lines or transfer and convey property. A tax map is based on a grade and surveying in the theoretical sense and should be referred for all questions of accuracy and location of a lot.

Collector

Sullivan County Zoning

- A-1
- A-2
- A-3
- AR
- B-1
- B-2
- B-3
- B-4
- M-1
- M-2
- PBD-3
- PBD/SC
- PMD-1
- PMD-2
- R-1
- R-2
- R-2A
- R-3
- R-3A
- R-3B
- Water

2019 - Aerial Image

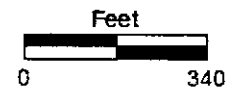
000305



Sullivan County, TN
 Planning and Codes Dept.

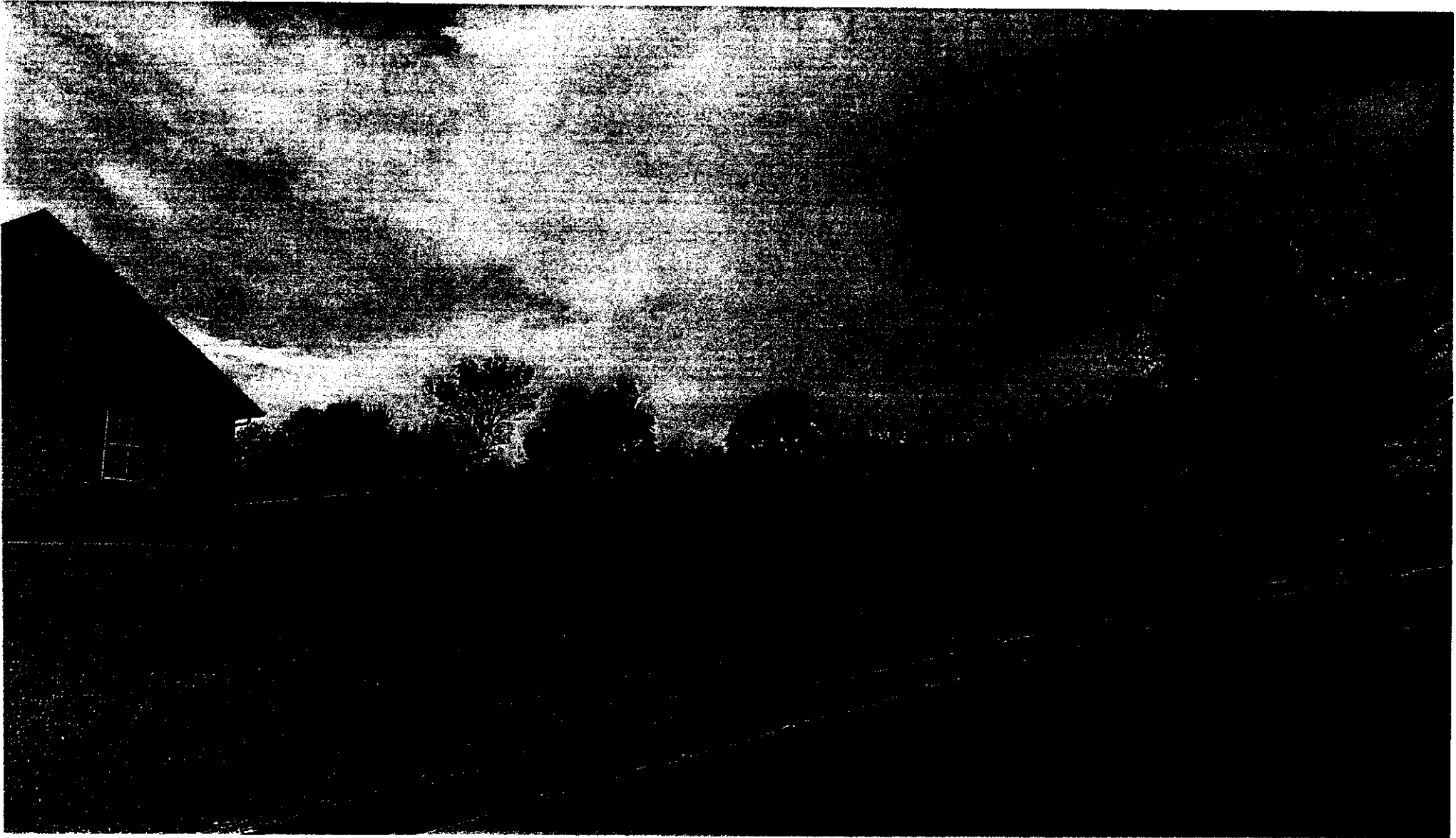
Flood Insurance Rate Map (FIRM) 2007

- 0.2 PCT Annual Chance Flood Hazard
- Zone A - No Base Flood Elevations Determined
- Zone AE - Base Flood Elevations Determined
- Flood Way Areas in Zone AE

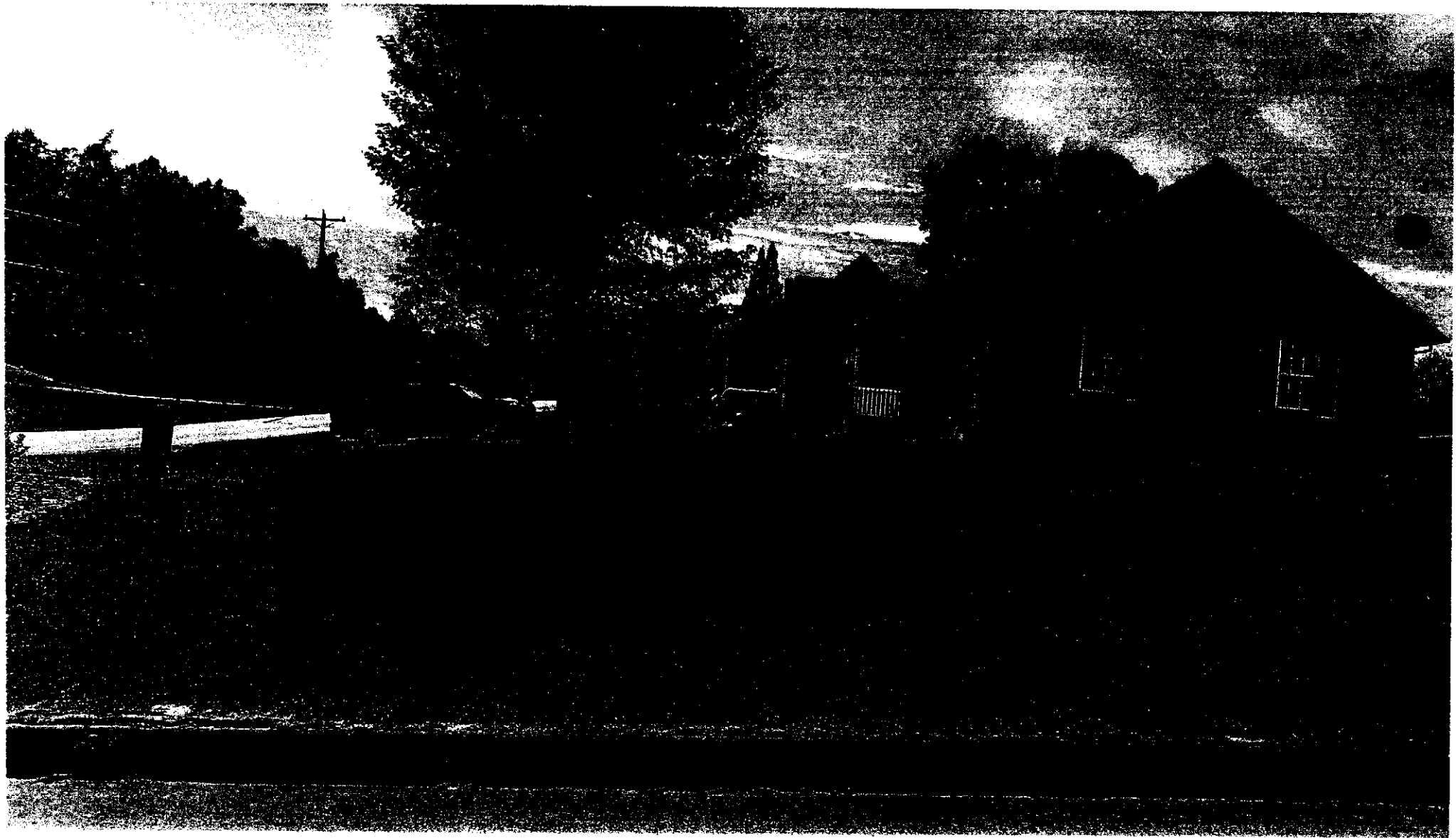




000306



000307

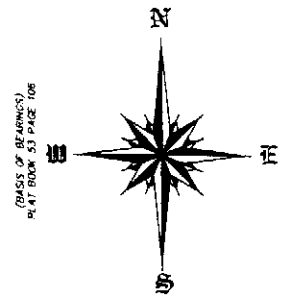
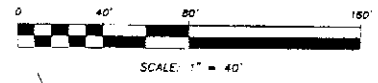
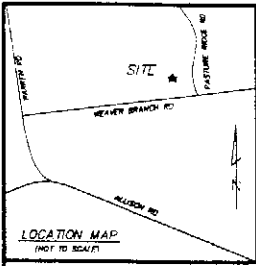


000393



000303

Proposed



- LEGEND**
- IRON ROD OLD (FOUND)
 - IRON ROD NEW (SET)
 - (CAPRIED "LARGE THUMB")
 - WENT
 - UTILITY POLE
 - WATER METER
 - WATER VALVE
 - D/N UTILITY LINE
 - U/G UTILITY LINE
 - CENTERLINE (CL)
 - BOUNDARY LINE (SURVEYED)
 - ADJONER LINE / R.O.W. MARGIN (NOT SURVEYED UNLESS NOTED)
 - IRF IRON ROD FOUND
 - IRS IRON ROD SET
 - R/W RIGHT OF WAY
 - DB DEED BOOK
 - PB PLAT BOOK
 - PC PAGE
 - TM TAX MAP
 - GR GROUP
 - PAR PARCEL

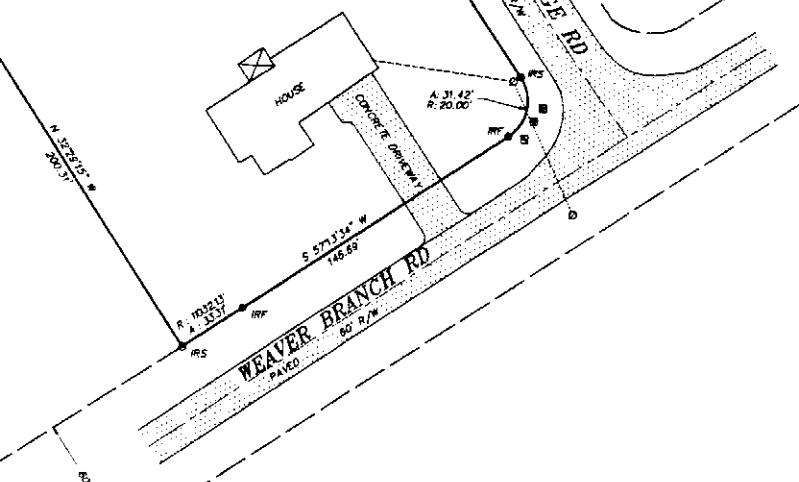
GARY PHILLIPS & GARY PHILLIPS CONSTRUCTION
DB 3233 PG 1167
TM 123 PAR 074.00
ZONE: R-1

LOT 78
PD 56 PG 234
AUSTIN K & ELIZABETH E HALL
DB 3433 PG 1593
TM 1250 GR B PAR 004.00
ZONE: A-1

LOT 2
0.639 Ac

LOT 1
0.917 Ac

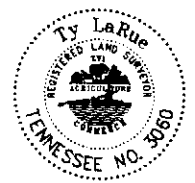
LOT 3
PD 50 PG 498
THOMAS & TINA EFFCOAT
DB 3155 PG 1074
TM 1244 GR A PAR 002.00
ZONE: A-1



- NOTES**
1. THIS PROPERTY IS DESCRIBED IN DTD BOOK 24960 PAGE 5 BEING ALL OF LOT 1 OF THE ALLISON HILLS PHASE 1 SUBDIVISION AS SHOWN IN PLAT BOOK 50 PAGE 498 AND DEED BOOK 2865C PAGE 355 BEING THE ADDITIONAL LAND COMBINED WITH LOT 1 TO MAKE LOT 1R AS SHOWN BY PLAT BOOK 53 PAGE 108.
 2. THIS PROPERTY IS REFERENCED AS TAX MAP 1244 GROUP A PARCEL 001.00.
 3. SURVEY IS SUBJECT TO ANY EASEMENTS, EITHER WRITTEN OR UNWRITTEN.
 4. DEED REFERENCES ARE BASED ON INFORMATION OBTAINED IN THE COUNTY TAX ASSESSOR'S OFFICE AND IN THE COUNTY REGISTER OF DEEDS OFFICE.
 5. PROPERTY SUBJECT TO ANY EXACT LOCATION OF COUNTY, CITY OR STATE RIGHT-OF-WAY.
 6. THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT.
 7. SETBACKS ARE AS PER THE PARTICULAR ZONING ORDINANCE IN EFFECT ON SUBJECT PROPERTY.
 8. PROPERTY IS CURRENTLY ZONED: A-1
 9. SETBACKS: FRONT: 30FT REAR: 30FT SIDES: 15FT
 10. THIS PROPERTY DOES NOT LIE IN A FLOOD ZONE AS SHOWN ON FIRM MAP NO. 47163C02800 DATED 09/29/2006

DIVISION OF THE DANIEL & APRIL HEATON PROPERTY
BEING A REPLAT OF THE LOT 1 REPLAT OF ALLISON HILLS PHASE 1 AS RECORDED IN PLAT BOOK 53 PAGE 108
1612 WEAVER BRANCH RD, PINEY FLATS, 37686
20TH CIVIL DISTRICT
SULLIVAN COUNTY, TENNESSEE
SURVEYED AUGUST 28TH, 2021

I HEREBY CERTIFY THAT THIS IS A CATEGORY 1 SURVEY AND THAT THE RATIO OF PRECISION OF THE UNADJUSTED SURVEY IS NOT LESS THAN 1:10,000 AS SHOWN HEREON AND IS DONE IN COMPLIANCE WITH THE TENNESSEE ANNUAL STANDARDS OF PRACTICE.



TY LARUE
TN #LS# 3086

CERTIFICATE OF OWNERSHIP AND DEDICATION	CERTIFICATION OF THE APPROVAL OF STREETS	CERTIFICATE OF THE APPROVAL OF WATER SYSTEMS	CERTIFICATE OF APPROVAL FOR RECORDING	CERTIFICATE OF ACCURACY	REPLAT OF THE LOT 1 REPLAT OF ALLISON HILLS PHASE 1 (PLAT BOOK 53 PAGE 108)
I (WE) HEREBY CERTIFY THAT I AM (WE AND THE OWNERS) OF THE PROPERTY SHOWN AND DESCRIBED HEREON AND THAT I (WE) HEREBY ADAPT THIS PLAN OF SUBDIVISION WITH MY (OUR) FREE CONSENT, ESTABLISH THE NECESSARY BUILDING RESTRICTIONS, LINES AND CORNERS, ALL STREETS, ALLEYS, WALKS, PAVES, AND OTHER OPEN SPACES TO PUBLIC OR PRIVATE USE AS NOTED ON THIS PLAN. OWNER(S) _____ DATE _____ OWNER(S) _____ DATE _____ OWNER(S) _____ DATE _____	I HEREBY CERTIFY: (1) ADEQUATE RIGHTS OF WAY DEDICATION UPON AN EXISTING PUBLIC ROAD SHALL DEFINE THESE LOTS AS PROPOSED; (2) THAT STREETS HAVE BEEN INSTALLED IN ANY ACCEPTABLE MANNER AND ACCORDING TO THE SPECIFICATIONS OR; (3) THAT A SECURITY BOND IN THE AMOUNT OF \$ _____ HAS BEEN POSTED TO INSURE COMPLETION OF ALL REQUIRED IMPROVEMENTS IN CASE OF DEFAULT. DATE _____ COUNTY ROAD SUPERINTENDENT OR AUTHORIZED REPRESENTATIVE _____	I HEREBY CERTIFY THAT THE PUBLIC WATER SYSTEMS (1) IS AVAILABLE TO THE PROPERTY; (2) AS SHOWN ON THE ACCOMPANYING PLANS HAS BEEN INSTALLED IN AN ACCEPTABLE MANNER AND ACCORDING TO COUNTY SPECIFICATIONS; OR (3) THAT A SECURITY BOND IN THE AMOUNT OF \$ _____ HAS BEEN POSTED TO INSURE COMPLETION OF ALL REQUIRED IMPROVEMENTS IN CASE OF DEFAULT. DATE _____ WATER DEPARTMENT DIRECTOR OR AUTHORIZED REPRESENTATIVE _____	I HEREBY CERTIFY THAT THE SUBDIVISION PLAN SHOWN HERE HAS BEEN FILED TO COMPLY WITH THE SUBDIVISION REGULATIONS FOR SULLIVAN COUNTY, TENNESSEE, WITH THE EXCEPTION OF SUCH IMPROVEMENTS IF ANY, AS ARE NOTED BY THE SULLIVAN COUNTY REGIONAL PLANNING COMMISSION AND THAT IT HAS BEEN APPROVED FOR RECORDING IN THE OFFICE OF THE COUNTY REGISTER. DATE _____ SULLIVAN COUNTY REGIONAL PLANNING COMMISSION SECRETARY _____	I HEREBY CERTIFY THAT THE SURVEY SHOWN AND DESCRIBED HEREON IS A COMPLETE AND PRECISE SURVEY TO THE ACCURACY REQUIRED BY THE SULLIVAN COUNTY REGIONAL PLANNING COMMISSION AND THAT THE IMPROVEMENTS HAVE BEEN PLACED AS SHOWN HEREON TO THE SPECIFICATIONS OF THE SUBDIVISION REGULATIONS. DATE _____ TENNESSEE REGISTERED LAND SURVEYOR _____	SULLIVAN COUNTY REGIONAL PLANNING COMMISSION TOTAL ACRES 1.556 TOTAL LOTS 2 ACRES NEW ROAD 0 MILES NEW ROAD 0 OWNER DANIEL & APRIL HEATON CIVIL DISTRICT 20TH SURVEYOR Ty LaRue CLOSURE ERROR 1: 10,000 SCALE: 1" = 40'

0400



NOTICE OF REZONING REQUEST

September 27, 2021

Dear Property Owner:

Please be advised Daniel & April Heaton have applied to Sullivan County to rezone property located 1812 Weaver Branch Road from A-1 (General Agricultural/Estate Residential District) to R-1 (Low Density/Single Family Residential District) for the purpose of residential use.

Sullivan County Regional Planning Commission – 6:00 PM on October 19, 2021

County Commission – 6:00 PM on November 18, 2021

Both meetings are held in the Old Historic Sullivan County Courthouse, 2nd Floor Commission Hall at 3411 Highway 126, downtown Blountville. Please let the Sullivan County Planner know if you need any special assistance for these public meetings at 423-279-2603.

Regards,

A handwritten signature in black ink, appearing to read "A. Torbett".

Ambre M. Torbett, AICP
Director Planning & Codes

mh

PETITION TO SULLIVAN COUNTY FOR REZONING

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

Date: 9-10-2021

Property Owner: Clyde Watson

Address: 2935 Hwy 126, Blountville TN 37617

Phone number: 423-534-6298

Email:

Property Identification

Tax Map: 051J

Group: D

Parcel: 010.00

Zoning Map:

Zoning District: B-4

Proposed District: R-1

Civil District: 5

Property Location: 2935 Hwy 126. Blountville TN 37617

Commission District: 4

Purpose of Rezoning: To allow for manufactured home.

Meetings

Planning Commission:

Place: Historic Courthouse 2nd Floor Commission Chambers Blountville TN

Date: 10/19/2021

Time: 6:00 PM

Approved: _____

Denied: _____

County Commission:

Place: Historic Courthouse 2nd Floor Commission Chambers Blountville, TN

Date: 11/18/2021

Time: 6:00 PM

APPROVED 21 YES, 3 ABSENT

Approved: _____

Denied: _____

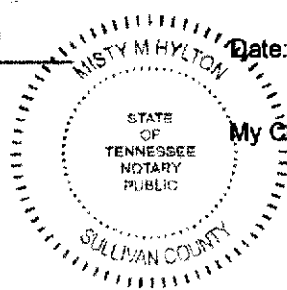
DEED RESTRICTIONS

I understand that rezoning does not release my property from the requirements of private deed/Subdivision restrictions. The undersign, 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.

Owner's Signature: Clyde M. Watson

Date: 9/10/21

Notary Public: Misty M Hylton



My Commission Expires: May 22, 2023

F2. REZONING REQUEST B-4 TO R-1

FINDINGS OF FACT –

Property Owners: Clyde Watson
 Applicants: same
 Representative: same
 Location: 2935 Hwy 126, Blountville
 Civil district: 5th
 Commission District: 4th
 Parcel ID: Tax Map 051J, Group D, Parcel 010.00
 Subdivision of Record: Plat Book 57, Page 526 – Lavinder Development and Clyde Watson Property
 PC1101 Growth Boundary: Sullivan County Planned Growth Area
 Utility District: Blountville Public Utility District
 Public Sewer: n/a
 Lot/Tract Acreage: 1.259 acres after replat
 Zoning: B-4
 Surrounding Zoning: R-1, B-4, A-1
 Requested Zoning: R-1
 Existing Land Use: single-family
 Surrounding Land Uses: single-family
 2006 Land Use Plan: Commercial and Mixed Use
 Neighborhood Opposition: no one has called or written prior to meeting

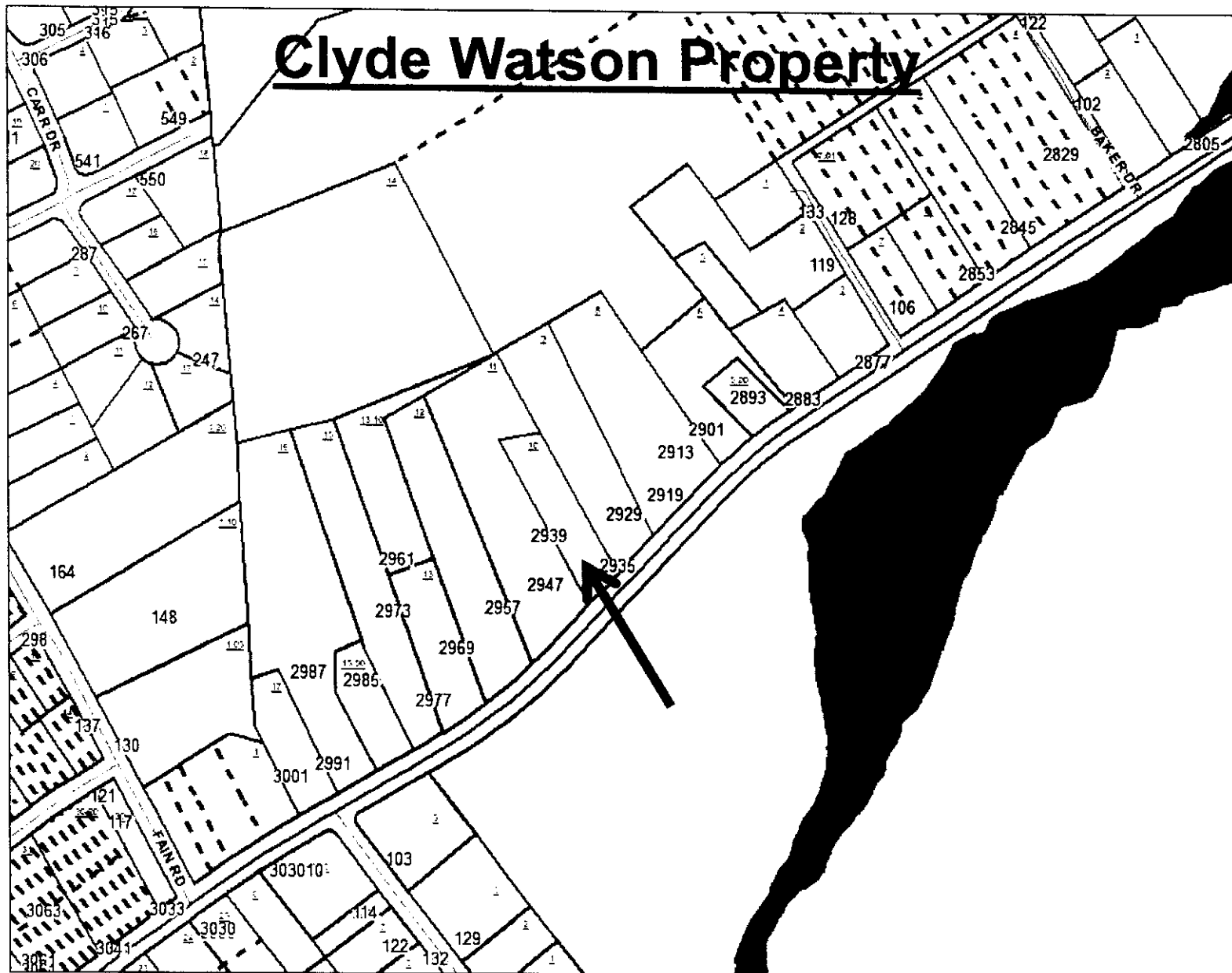
Staff Field Notes and Findings of Facts:

- The owner is requesting to rezone his property from commercial to residential.
- The property used to have a site built home and a mobile home on the property; however, was zoned B-4 per the original 1988 zoning plan. The adjacent properties were zoned R-1 per the original zoning plan; however other properties along this corridor have been rezoned to commercial or residential depending on proposed use. This portion of Hwy 126 has had a trend of rezoning requests to commercial as older homes have been remodeled for office or retail use.
- In this case, the owner has been clearing the property with the intended use of adding a modular home back in the location of the original site-built dwelling. The original dwelling was built in 1933 and was appraised as being in poor condition. The original home was situated too close to the side property line. The proposed modular home will be larger than the original house and therefore would not meet the B-4 side yard building setbacks.
- The owner purchased more land in the rear of the property; however, that did not increase his side yard. Therefore, the department advised him of rezoning the property to R-1 in order to have reduced setbacks and be in compliance.
- Mr. Watson purchased the property in June of 2021. While the residential use was legal but non-conforming, where a new home could be rebuilt within a year's time, the commercial building setbacks are greater than residential setbacks and the new home is larger than the previous. The owner prefers to have his property zoned residential.
- Staff visited the site and confirmed that there are existing residential dwellings on either side of this property.
- Staff recommends in **favor of this request** as the intended land use and zoning request will be in keeping with the adjacent zoning districts and land uses.

Meeting Notes at Planning Commission:

- Staff read her report and recommendation.
- Mr. Clyde Watson was present. He stated he purchased the land and removed the old home and single-wide mobile home on the property and has been cleaning up the site. He would like to add a double wide back to the property.
- The chairman asked if he was living in the camper. Mr. Watson confirmed he was temporarily staying in the camper while waiting on the rezoning to be approved.
- Laura McMillan motioned to forward a **favorable recommendation** to the County Commission for this rezoning request.
- Darlene Calton second the motion and the vote in favor passed unanimously.

Clyde Watson Property



Address Data Source

Sullivan County, Sul Co 911
 Krieger, Pat GIS
 Johnson, C. J. GIS
 Bristol, Bristol 911

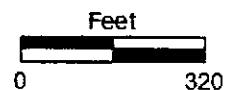
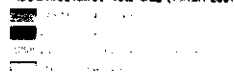
Notice

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Sullivan County, TN
 Planning and Codes Dept.

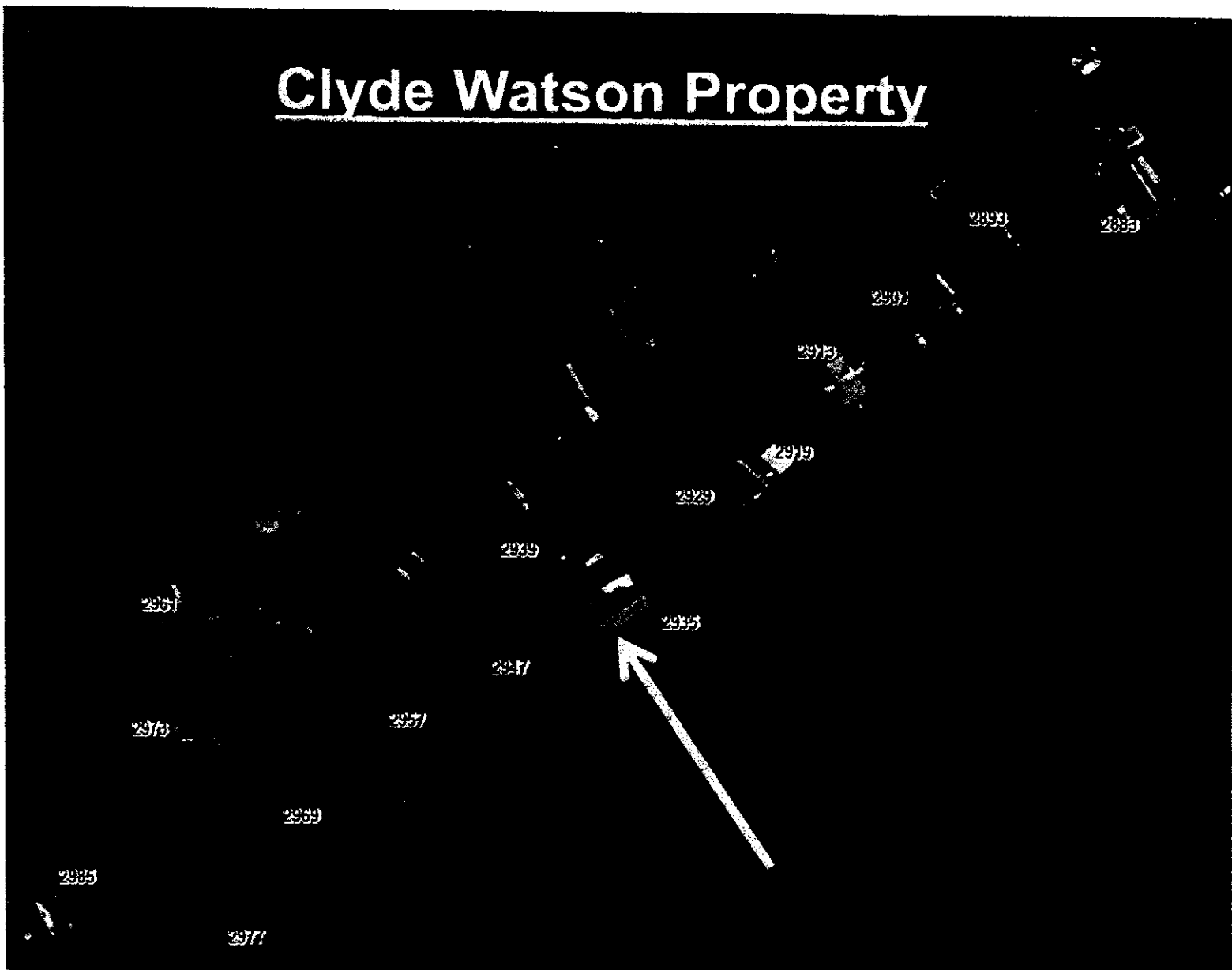
Flood Insurance Rate Map (FIRM) 2007



- Lot Lines
- Thoroughfares
- Arterial
- Collector

000404

Clyde Watson Property



Address Data Source:
Sullivan County, Sul Co GIS
Kingston, Kn GIS
Johnson City, JC GIS
Bristol, Br GIS 311

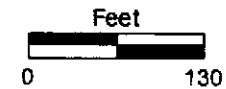
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- Lot Lines
- Thoroughfares
- Arterial
- Collector
- 2019 - Aerial Image

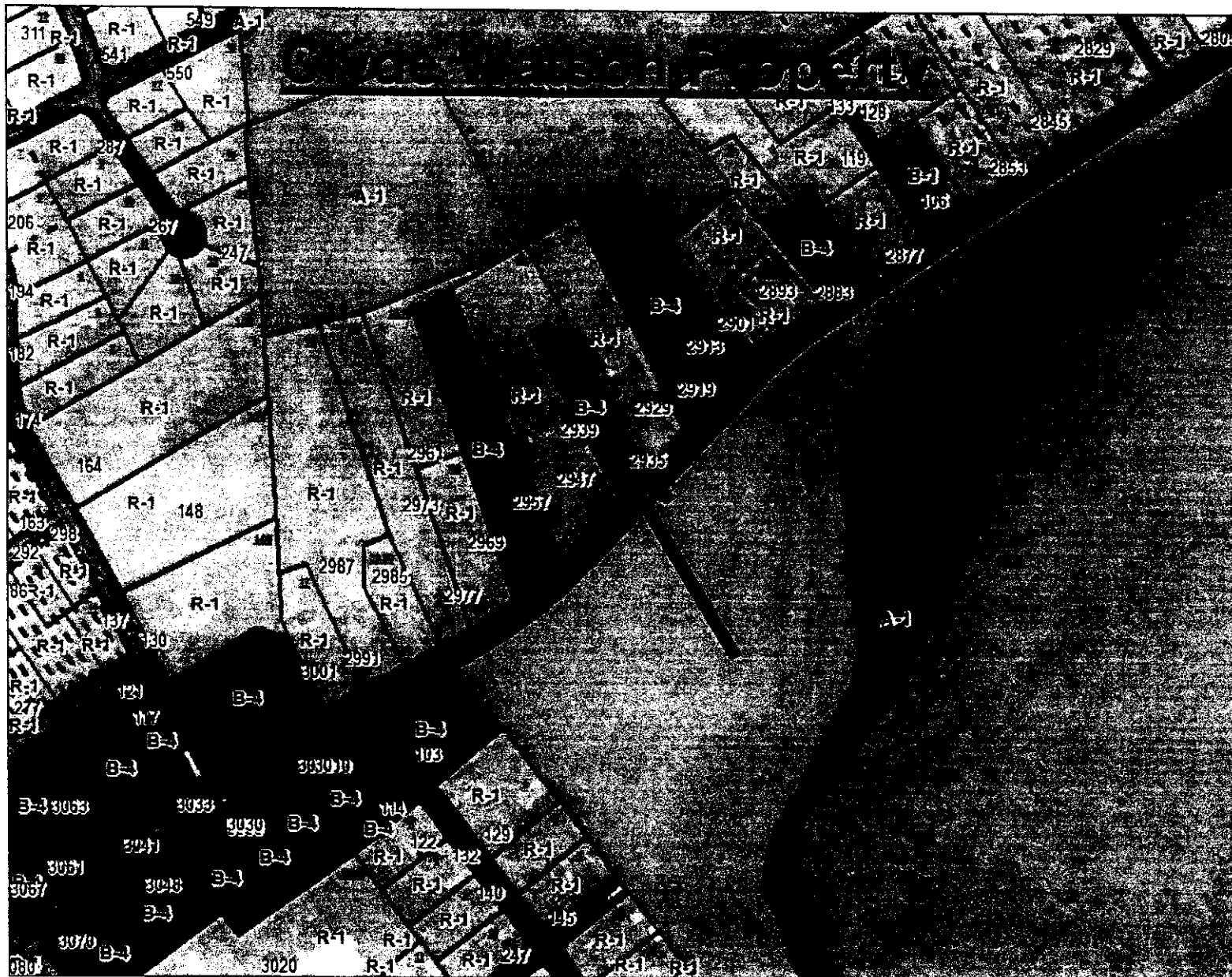


Sullivan County, TN
Planning and Codes Dept.

Flood Insurance Rate Map (FIRM) 2007



000405



Address Data Source:
 Sullivan County, TN Co 911
 Kincaid, Kat GIS
 Johnson, Dave, JC GIS
 Bristol, Bristol 911

Notice:
 A tax map has no legal standing other than the assessment of taxes. It cannot be used to establish boundary lines or transfer and convey property. Licensed land surveyors in the State of Tennessee should be retained for all questions of boundary and location of corners.

Collector

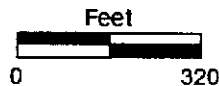
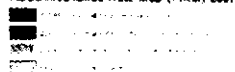
Sullivan County Zoning

- A-1
- A-2
- A-5
- AR
- B-1
- B-2
- B-3
- B-4
- M-1
- M-2
- PBD-3
- PBD/SC
- PMD-1
- PMD-2
- R-1
- R-2
- R-2A
- R-3
- R-3A
- R-3B
- Water



Sullivan County, TN
 Planning and Codes Dept.

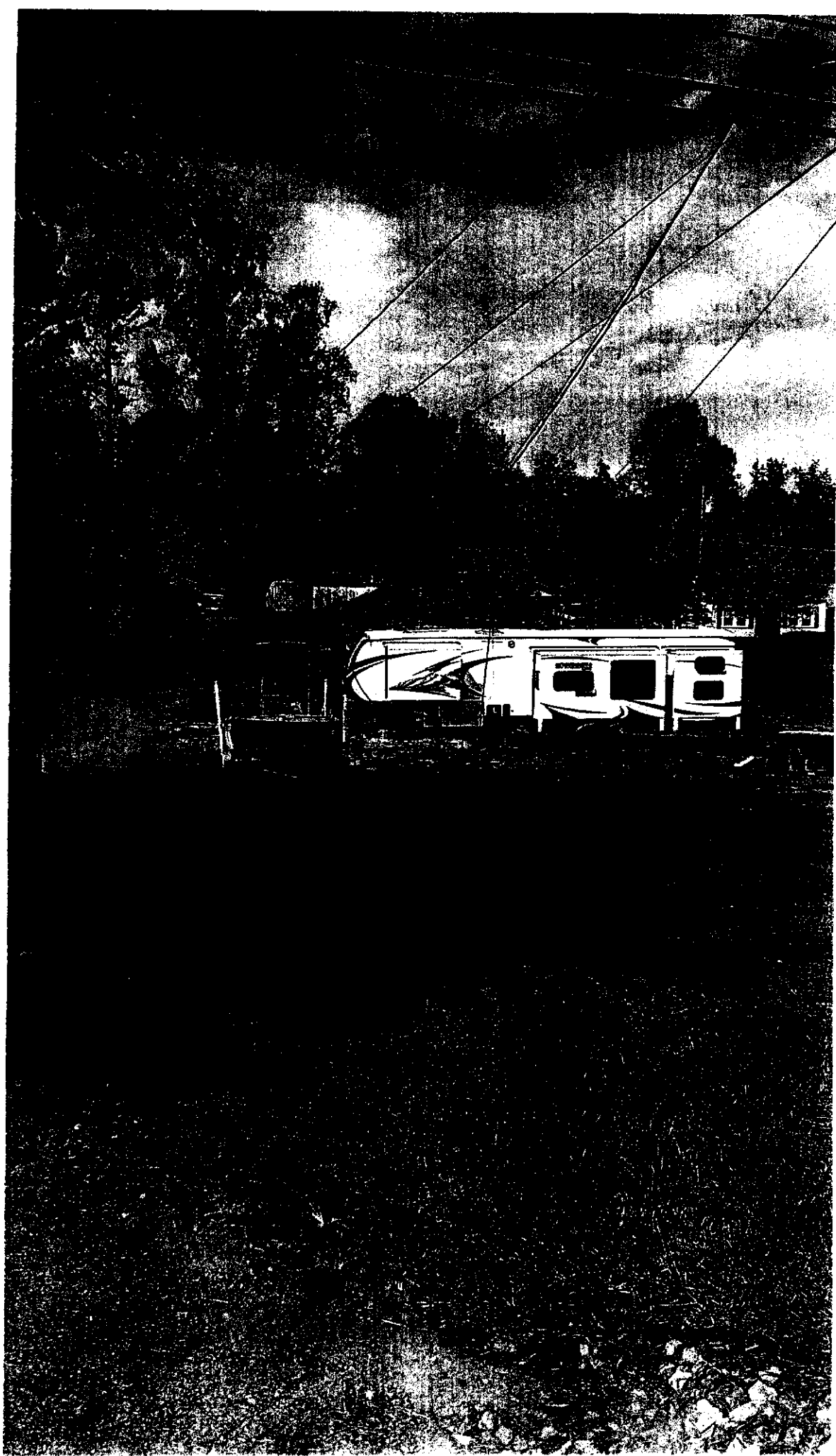
Flood Insurance Rate Map (FIRM) 2007

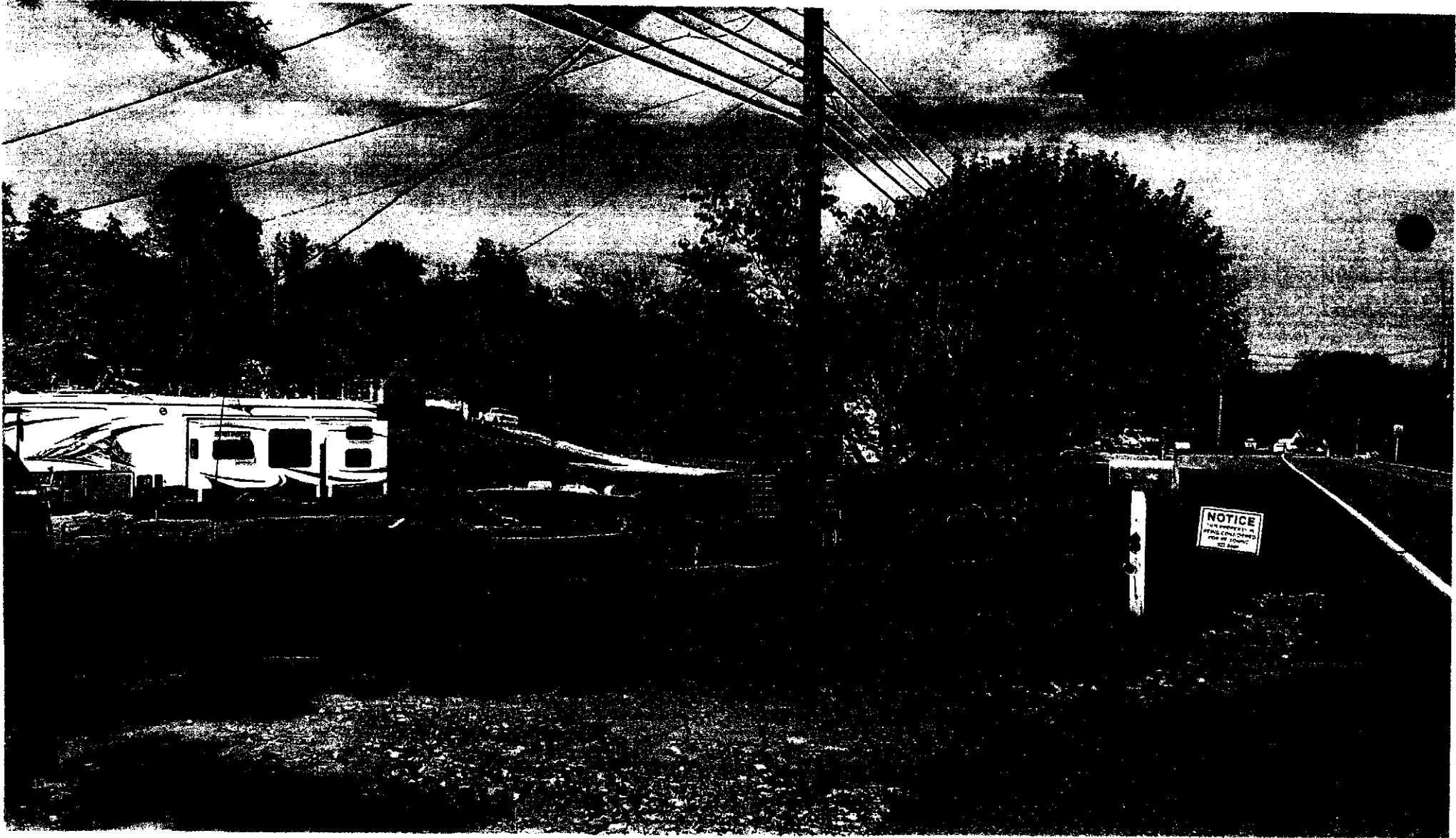


000406

2019 - Aerial Image

000407





NOTICE
NO PARKING IN
FRONT OF HOUSE
FOR 20 FEET

000496



NOTICE OF REZONING REQUEST

September 27, 2021

Dear Property Owner:

Please be advised Mr. Clyde Watson, has applied to Sullivan County to rezone property located 2935 Highway 126 from B-4 (Arterial Business Service District) to R-1 (Low Density/Single Family Residential District) for the purpose of a new home.

Sullivan County Regional Planning Commission – 6:00 PM on October 19, 2021

County Commission – 6:00 PM on November 18, 2021

Both meetings are held in the Old Historic Sullivan County Courthouse, 2nd Floor Commission Hall at 3411 Highway 126, downtown Blountville. Please let the Sullivan County Planner know if you need any special assistance for these public meetings at 423-279-2603.

Regards,

A handwritten signature in cursive script, appearing to read "A. Torbett".

Ambre M. Torbett, AICP
Director Planning & Codes

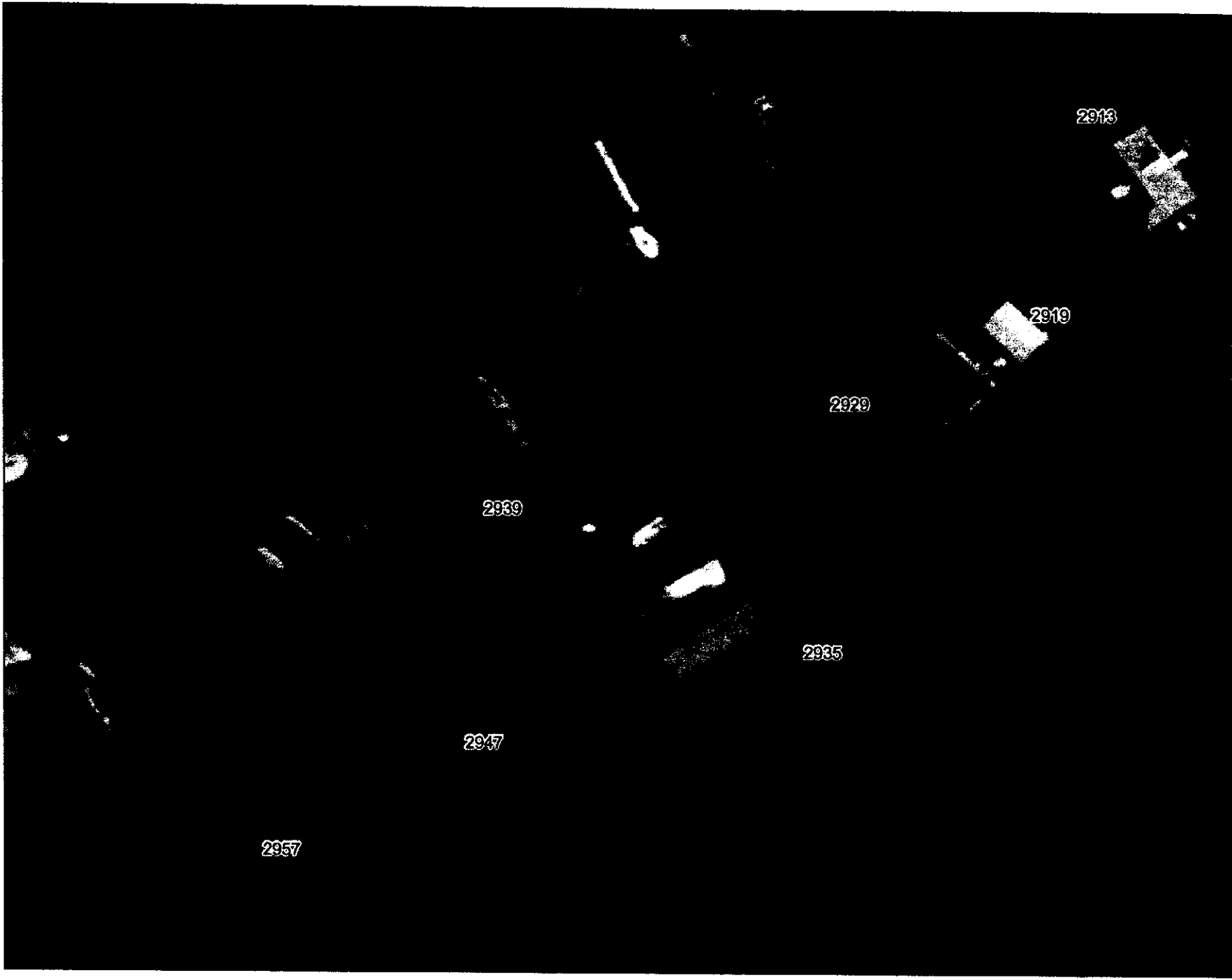
mh

Address Data Set





Sullivan County: Sull Co 9
Kingsport: Kpt GIS
Johnson City: JC GIS
Bristol: Bristol 911

Notice:

A tax map has no legal status other than the assessment taxes. It cannot be used to establish boundary lines or transfer and convey property. A land surveyor licensed to practice land surveying in the State of Tennessee should be retained for all questions concerning boundary and / or location of lot lines.



000420

-  Blountville Water Meters
-  Blountville Water Lines
-  Lot Lines
-  Streams

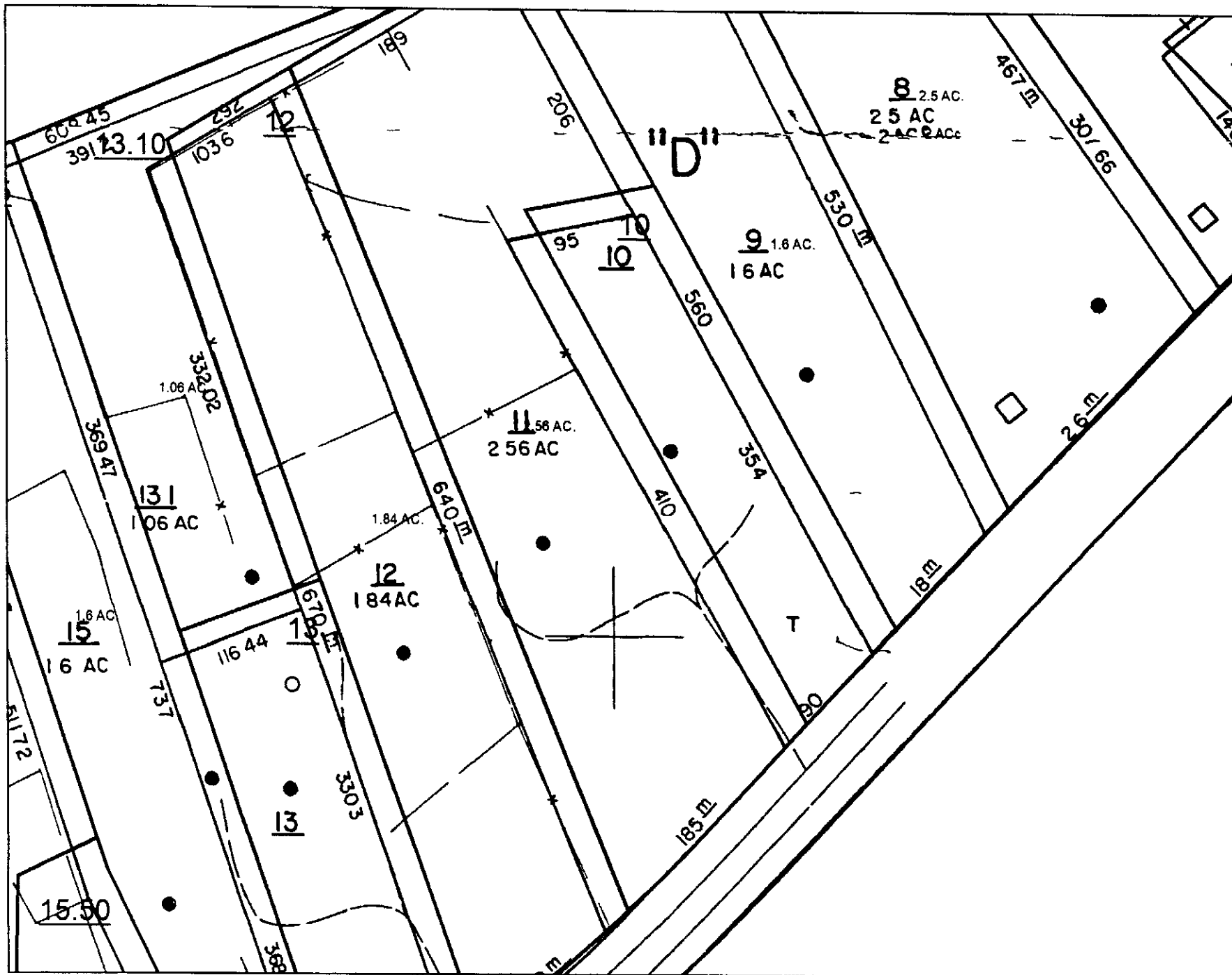
2019 - Aerial Image



Sullivan County, TN
Planning and Codes Dept.

Flood Insurance Rate Map (FIRM) 2007
■ 0.2 PCT Annual-Chance Flood Hazard
■ Zone A - No Base Flood Elevations Determined





Address Data Set
 Sullivan County: Sull Co 9
 Kingsport: Kpt GIS
 Johnson City: JC GIS
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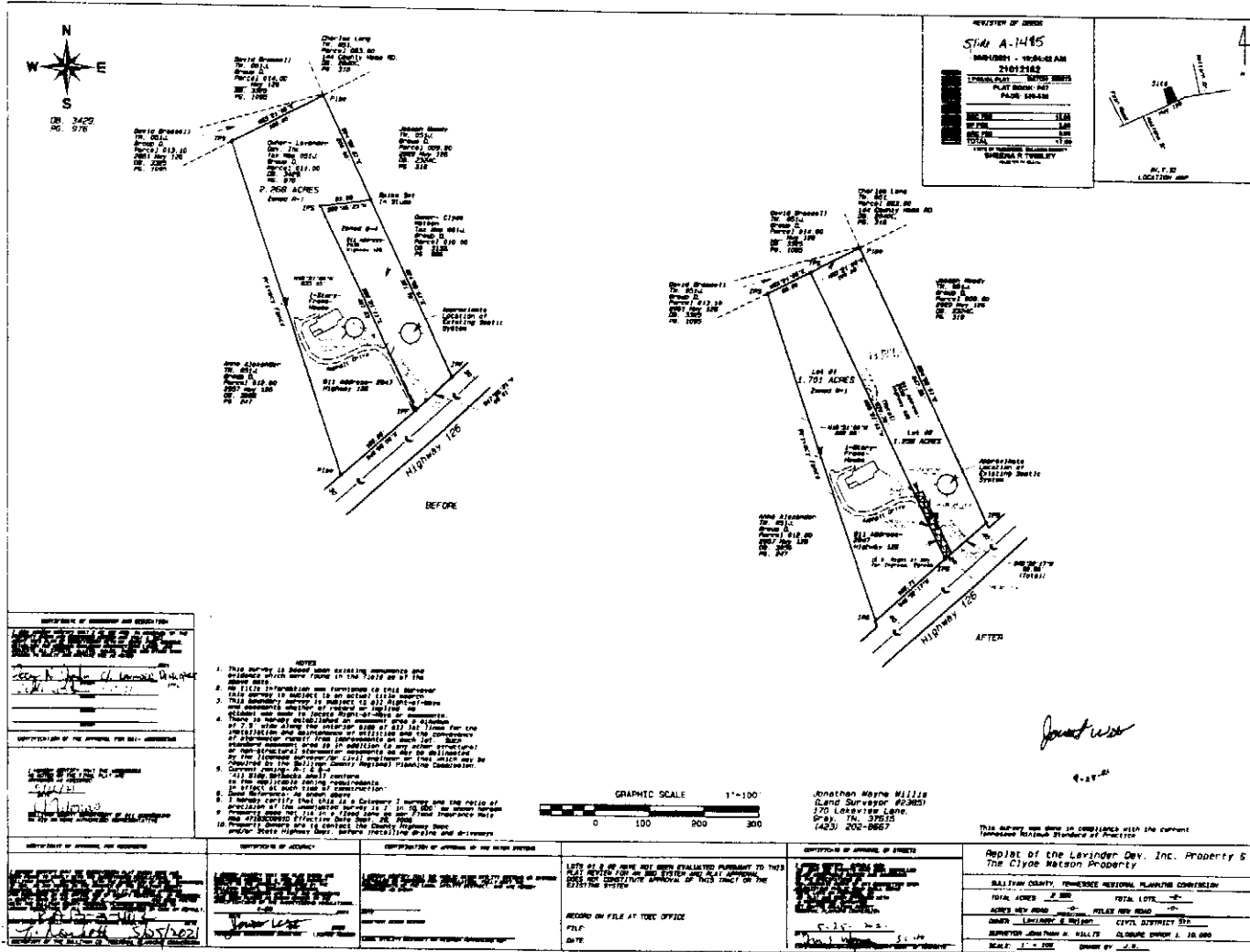
0004-1



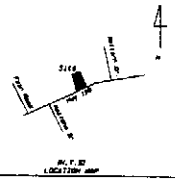
Sullivan County, TN
 Planning and Codes Dept.



Lot Lines
 Streams
 1988 Tax Maps 10C
 1988 Tax Maps 40C



REGISTER OF DEEDS
 Side A-1485
 10/24/2014 - 10:04:42 AM
 21012182
 LINDSEY PLATT - MATHEW SMITH
 PLAT BOOK: 207
 PAGE: 124-26



CERTIFICATION OF ACCURACY AND QUALITY
 I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina.

 Surveyor

- NOTES**
- This survey is based upon existing monuments and evidence which have been found on the land to be surveyed.
 - This survey is subject to all rights, claims, and easements of record.
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Jonathan Wayne Willis
 Land Surveyor #23601
 170 Leavitt Lane
 Sparta, TN, 37057
 (423) 202-0667

This survey was made in compliance with the current Tennessee Survey Standards of Practice.

CERTIFICATION OF ACCURACY I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina. _____ Surveyor	CERTIFICATION OF ACCURACY I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina. _____ Surveyor	CERTIFICATION OF ACCURACY I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina. _____ Surveyor	CERTIFICATION OF ACCURACY I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina. _____ Surveyor	CERTIFICATION OF ACCURACY I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina. _____ Surveyor	CERTIFICATION OF ACCURACY I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct copy of the original survey as shown to me by the surveyor, and that I am a duly qualified and licensed surveyor in the State of North Carolina. _____ Surveyor
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Register of the Leavitt Dev. Inc. Property 5 The Clyde Nelson Property	
ALL TOWN CLERK, FURNISH REGIONAL PLANNING COMMISSION	TOTAL ACRES 3.268
ACRES BY BOUNDARY	TOTAL ACRES 3.268
OWNER LEAVITT DEVELOPMENT, CIVIL DISTRICT 5th	
SURVEYOR JONATHAN W. WILLIS, LICENSED SURVEYOR 23601	
DATE 10/24/2014	DRAWN BY J.W.

000412