COUNTY COMMISSION-REGULAR SESSION

NOVEMBER 16, 2023

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS THURSDAY EVENING, NOVEMBER 16, 2023, AT 6:00 P.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE RICHARD VENABLE, COUNTY CHAIRMAN AND TERESA JACOBS, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Chairman Richard Venable, Corporal Dustin Joyner opened the commission and Commissioner Larry Crawford gave the invocation. The pledge to the flag was led by Corporal Justin Joyner.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

	MARK IRESON
DARLENE CALTON	SAMUEL "SAM" JONES
	DWIGHT KING
MICHAEL COLE	TONY LEONARD
LARRY CRAWFORD	MICHAEL HUNTER LOCKE
ANDREW CROSS	
JOYCE NEAL CROSSWHITE	JESSICA MEANS
JOHN GARDNER	ARCHIE PIERCE
HERSHEL GLOVER	
CHERYL HARVEY	
DAVID HAYES	ZANE VANOVER
DANIEL HORNE	TRAVIS WARD
	T 5 ADOENIT

19 PRESENT, 5 ABSENT ABSENT AT ROLL CALL: AKARD, CARR, MCMURRAY SLAGLE AND STIDHAM

NOTE: MCMURRAY IN AT 6:05 PM AND CARR IN AT 6.07 PM

The following pages indicate the action taken by the Commission on 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 Regular Session of the County Commission held on October 19, 2023. Said motion was approved by Roll Call Vote. 21 Yes, 3 Absent. 660

SULLIVAN COUNTY

Board of County Commissioners November 16, 2023 6:00 p.m. Commission Room Historic Sullivan County Courthouse

AGENDA

- ✤ Call to Order by Sheriff Jeff Cassidy
- Mayor Richard Venable presiding.
- Invocation
- Pledge to the American Flag
- ✤ Roll Call by Teresa Jacobs, Sullivan County Clerk
- Guest Speakers, Proclamations, Recognitions & Presentation
 - 1) Ed Bush, Deery Inn Presentation
 - Proclamation in Recognition of West Ridge High School Ladies Volleyball Team for Outstanding Achievements.
- Appointments
- Approval of Commission Minutes from Previous Meeting

(Minutes are provided to commission members electronically and are available to the public at <u>www.sullivancountyclerktn.com/commission-minutes</u>)

- Approval of Notaries Public
- Public Comment
- Consent Agenda
- Resolutions
- Announcements and Adjournment

Sullivan County Commission November 16 2023

11/16/2023

1 Mayor/Chairman Richard S. Venable presiding. Call to order by Sheriff Jeff Cassidy

Description

Meeting name

Sullivan County Commission

-

November 16, 2023

6:00 p.m. Venable, Richard

Chairman

Total vote result

Voting start time
Voting stop time
Voting configuration
Voting mode

6:03:03 PM 6:03:41 PM Roll Call - Attendances Open

Vote result

Present	- <u>.</u>		19
Total Present		 	19
Total Seats		 	- 28
Absent			5

Group voting result

Group	• •	* *	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	· ·	· · · ·	;	-	Yes	Absent
No group							-	19	0
						 	Total result	19	ø5

Individual voting result

Name		Yes	Absent
Akard, David ()			X
Calton, Darlene ()		X	
Carr, Joe ()			X
Cole, Michael ()		X	
Crawford, Larry ()			
Cross, Andrew ()		X	
Crosswhite, Joyce ()	· · · ·	- X	
Gardner, John ()		X	
Glover, Hershel ()		X	
Harvey, Cheryl ()		X	
Hayes, David ()		X	
Horne, Daniel ()		X	
Ireson, Mark ()		X	
Jones, Sam ()		x	
King, Dwight ()		X	
Leonard, Tony ()		X	
Locke, Hunter ()		X	
McMurray, Joe ()			
Means, Jessica ()			
Pierce, Archie ()		X	
Slagle, Matt ()			X
Stidham, Gary ()			X
Vanover, Zane ()		X	
Ward, Travis ()		X	

RESOLUTIONS November 16, 2023

OLD BUSINESS

Item 2 Resolution No. 2023-10-08

Sponsors: Akard/Crosswhite, et al A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF SULLIVAN COUNTY, TENNESSEE IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$17,000,000, IN ONE OR MORE SERIES; MAKING PROVISION FOR THE ISSUANCE, SALE AND PAYMENT OF SAID BONDS, ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION OF PROCEEDS THEREFROM; AND PROVIDING FOR THE LEVY OF TAXES FOR THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS

Item 3 Resolution No. 2023-10-13 DEFERRED Sponsors: Ireson/Harvey RESOLUTION TO ESTABLISH AN AD HOC NON-PROFIT COMMITTEE. THIS COMMITTEE WILL CREATE A PROCESS FOR INITIAL APPLICATION, ANNUAL REPORTS, AND ANNUAL REAPPLICATION FOR NON-PROFIT ORGANIZATIONS TO FOLLOW WHEN REQUESTING FUNDS FROM THE SULLIVAN COUNTY COMMISSION.

NEW BUSINESS

Item 4 Resolution No. 2023-11-02

Sponsors: Vanover/Crawford

RESOLUTION TO AUTHORIZE SULLIVAN COUNTY MAYOR AND COUNTY ATTORNEY TO SIGN CONTRACT WITH TENNESSEE DEPARTMENT OF TRANSPORTATION FOR TRAFFIC SIGNAL UPGRADE (MAY INCLUDE INTERSECTION IMPROVEMENTS) AT THE INTERSECTION OF SR-93 (JOHN B DENNIS HIGHWAY) AND BLOOMINGDALE ROAD (# PROJECT :129736.34, FEDERAL PROJECT NUMBER: N/A, STATE PROJECT NUMBER: 82S093-S3-005, CONTRACT NUMBER: 220107) AND TO AUTHORIZE PAYMENT FOR SULLIVAN COUNTY'S SHARE TO COME FROM EXISTING HIGHWAY DEPARTMENT BUDGET OR HIGHWAY DEPARTMENT FUND BALANCE.

Item 5 Resolution No. 2023-11-03

Sponsors: Ireson/Stidham A RESOLUTION TO ALLOW CITY, COUNTY OR SPECIAL SCHOOL DISTRICT BOARD MEMBERS TO PARTICIPATE IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TENNESSEE CODE ANNOTATED, TITLE 8, CHAPTERS 34 – 37.

APPROVED

APPROVED

APPROVED

Item 7 **Resolution No. 2023-11-05** WITHDRAWN **Sponsors:** Ireson/Calton **RESOLUTION ALLOWING SULLIVAN COUNTY TO ENTER A CONTRACT WITH THE CITY OF** KINGSPORT TO PLACE RECYCLING BINS ON SULLIVAN GARDENS DRIVE.

Resolution No. 2023-11-06 Item 8 **Sponsors: Ireson/Calton**

RESOLUTION ALLOWING SULLIVAN COUNTY SOLID WASTE TO SPEND UP TO \$20,000 FOR FENCING, LIGHTING, AND OTHER EXPENSES IN PREPARING THE RECYCLING BINS LOCATION ON SULLIVAN GARDENS DRIVE.

Item 9 **Resolution No. 2023-11-07** Sponsors: Crosswhite/Vanover **RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL PURPOSE** SCHOOL FUND TO THE FEDERAL PROJECTS FUND.

Resolution No. 2023-11-08 Item 10 **Sponsors: Glover/King**

RESOLUTION TO ADOPT THE 2024 SULLIVAN COUNTY HIGHWAY DEPARTMENT ROAD ATLAS.

Resolution No. 2023-11-09 Item 11 Sponsors: Jones/Ward/Calton **RESOLUTION TO APPROVE VACATING AND QUITCLAIMING EXCESS RIGHT-OF-WAY TO** GEORGE AND DEBRA DEFRIEZE AT THE END OF COPE ROAD THAT DIVIDES THEIR PROPERTY AS BEING LOT 12R OF THE BOONE LAKE DEVELOPMENT SUBDIVISION:

Item 12 **Resolution No. 2023-11-10** APPROVED **Sponsors: Gardner/King RESOLUTION TO SELL COUNTY OWNED DELINQUENT TAX PROPERTY IN THE 16TH CIVIL** DISTRICT

APPROVED

APPROVED

APPROVED

664

APPROVED

Item 13 Resolution No. 2023-11-11 Sponsors: Glover/King

APPROVED

RESOLUTION TO ASSIST WITH FUNDING TO IMPLEMENT AN EMERGENCY SUPPLY OF WATER TO CURRENT SULLIVAN COUNTY FARMERS OF LIVESTOCK THAT PROMOTES GOOD HEALTH OF LIVESTOCK DUE TO CURRENT DROUGHT CONDITIONS RESPONSE AND RECOVERY AS IDENTIFIED BY U.S. DEPARTMENT OF AGRICULTURE AND NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTATION (NOAA) REPORTED BY NATIONAL INTEGRATED DROUGHT INFORMATION SYSTEM (NIDIS) AND THAT ARE NOT ELIGIBLE FOR ASSISTANCE THROUGH FEDERAL PROGRAMS

Item 14 Resolution No. 2023-11-12

APPROVED

Sponsors: Akard/Calton

RESOLUTION TO AMEND THE SULLIVAN COUNTY GENERAL FUND FOR THE 2024 FISCAL YEAR TO REFLECT THE CONTRACTED SERVICES AND SUPPLIES AND MATERIALS FOR THE SRO OFFICERS IN THE SHERIFF'S APPROPRIATIONS.

666

Proclamation West Ridge High School Volleyball Team

WHEREAS, The West Ridge High School Volleyball team has done great work and achieved numerous achievements this season, winning awards as a team and among individual team members; and

WHEREAS, The West Ridge High School Volleyball team's accomplishments to date this season include:

Stateline Slam Gold Bracket Champs Big East Conference Regular Season Champs District 1-AAA Tournament Champs Region 1-AAA Tournament Champs (2nd time in 3 years) Sectional Winners (2nd time in 3 years) State Tournament Elite 8 (2nd time in 3 years)

WHEREAS, Accomplishments by individual team members of the West Ridge High School Volleyball team, to date this season, include:

Faith Wilson- Big East Conference All-Academic Team, Big East Conference Setter of the Year, District 1-AAA All-Tournament team, Region 1-AAA All-Region Team, achieved both 1,000 and 2,000 career assists milestone in the same season. Recorded a school-record 57 assists in the Sectional game against Hardin Valley.

Kari Wilson- Big East Conference All-Academic Team, Big East Conference 1st Team, District 1-AAA Tournament MVP, Region 1-AAA All-Region Team, and achieved 1,000 career digs. Recorded a school record 46 digs in the sectional game against Hardin Valley.

Rylee Haynie- Big East Conference All-Academic Team, Big East Conference Hitter of the Year, District 1-AAA All-Tournament Team, Region 1-AAA All-Region Team, and achieved 1,000 career kills.

Casey Wampler- Big East Conference All-Academic Team, Big East Conference 2nd Team, District 1-AAA All-Tournament Team, Region 1-AAA Region Tournament MVP, and recorded a school record 20 kills in the sectional game against Hardin Valley.

Madison Haynie- Big East Conference 2nd Team

Laynie Jordan- Big East Conference All-Academic Team, Big East Conference Honorable Mention

Mollee Cutshall- Big East Conference Honorable Mention

WHEREAS, Sullivan County Commissioner Daniel Horne has called for a proclamation in celebration of the West Ridge High School Volleyball team and all its team members; and

Now, Therefore Be it Resolved, that I, Richard Venable, Mayor of Sullivan County Tennessee, along with Commissioner Daniel Horne and his fellow members of the Sullivan County Commission, do hereby proclaim November 16 as West Ridge High School Volleyball Team Recognition Day to celebrate the outstanding performance of the team and its members, and urge all citizens to join in this celebration.

Subscribed this 16th day of November 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Sullivan County, Tennessee to be affixed in Blountville on this 16th day of November 2023.



Richard. S. Venable, Sullivan County Mayor

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

Notaries to be elected November 16,2023

MARGIE J. ADAMS TYLER WESLEY ARNOLD STEPHANIE ARNOLD ALLISON ELAINE BOLING ALLISON ARMBRISTER BROGAN BRANDON BYINGTON LINDA HICKS CAMPBELL CECILIA E. CARRIER JONATHAN DAVID CARTER JOY M. CHAPMAN PATRICIA JANET COLLINGS AMY COLLINS DEANNA KAY CORLEY ABBYGAILE T. CROSS NANCY JANE DARNELL MICHAEL C DAVIS CAROLYN S FERRELL AMANDA SHAY FLOYD MAVIS MICHELLE FRALEY MELISSA GATTON

ELGIN D GONCE LESLIE GRAVES CYNTHIA S. KESSLER MICHAEL SHANE LEGG PAMELA D. LOUDY **APRIL L MATTHEWS** JILL B MCKINNEY **BILLY RAY MEADE** BRIANA MILLER CHRISTOPHER MARK NIDA JESSICA RENEE' O'NEAL THERESA M. OLLIS ANGELA PETRUCCI MARGARET R RYANS F MICHAEL SEXTON **ROBYN PAULEE SOUSA** A LEE TALBOTT KOTINNA THOMPSON MICHAEL S TUCKER **ISAAC ALEXIS VIRGEN**

PERSONAL SURETY RANDY M. KENNEDY REBECCA J. MYERS

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

21 YES, 3 ABSENT

668



COUNTY OF SULLIVAN

APPROVAL OF NOTARY

SURETY BONDS

November 16, 2023

Name of Notary

Personal Surety

Pamela S. Davis

Vanema Diane Sybert

Randy M. Kennedy

Randy M. Kennedy

Rebecca J. Myers

Personal Surety

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y Rebecca J. Myers

UPON MOTION MADE BY COMM. GARDNER 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.

21 YES, 3 ABSENT

Sullivan County Commission November 16 2023

Description

Chairman

Venable, Richard

Total vote result	
Voting start time	6:26:34 PM
Voting stop time	6:26:53 PM
Voting configuration	Vote
Voting mode	Open

Vote result

Yes	in efficience interes	21
Abstain		0
No		0 -
Total Present		21
Absent	and a second sec	<u>.</u>

Group voting result

Group	Yes	Absent
No group	21	0
Total result	21	E 0,

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Calton, Darlene ()	X			
Carr, Joe ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	 X			-
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	Х			
Glover, Hershel ()	X			
Harvey, Cheryl ()	Х			
Hayes, David ()	Χ_			
Horne, Daniel ()	Х			
Ireson, Mark ()	X			
Jones, Sam ()	 X			
King, Dwight ()	Х			
Leonard, Tony ()	Х			
Locke, Hunter ()	Х			
McMurray, Joe ()	Х			
Means, Jessica ()	Х			
Pierce, Archie ()	Х			
Slagle, Matt ()				X
Stidham, Gary ()				
Vanover, Zane ()	Х			
Ward, Travis ()	X			

Sullivan County Commission November 16 2023

41 Approval of Commission Minutes

Description

Chairman

Venable, Richard

Total vote result	
Voting start time	6:24:25 PM
Voting stop time	6:24:39 PM
Voting configuration	Vote
Voting mode	Open

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Vote result

Yes	I*≣ 21 : ta
Abstain	0
No	0
Total Present	21
Absent	water and the state of the stat

Group voting result

Group		Absent
No group	21	0
Total result	21	ØB

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()]		X
Calton, Darlene ()	Х			
Carr, Joe ()	Х			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	Х			
Crosswhite, Joyce ()	Х			
Gardner, John ()	Х			
Glover, Hershel ()	Х			
Harvey, Cheryl ()	X			
Hayes, David ()	X			
Horne, Daniel ()	X			
Ireson, Mark ()	Х			
Jones, Sam ()	X			
King, Dwight ()	Х			
Leonard, Tony ()	Х			
Locke, Hunter ()	Х			
McMurray, Joe ()	Х			
Means, Jessica ()	Х			
Pierce, Archie ()	Х			
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	X			
Ward, Travis ()	Х			

SULLIVAN COUNTY BOARD OF COMMISSIONERS

County Commission – Regular session

PUBLIC COMMENT

November 16, 2023

Name

Street Address

City

Robey Padactt	1125 Gottland Should fe	BlomotuleTN
		· · · · · · · · · · · · · · · · · · ·

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 23rd day of October 2023.

RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF SULLIVAN COUNTY, TENNESSEE IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$17,000,000, IN ONE OR MORE SERIES; MAKING PROVISION FOR THE ISSUANCE, SALE AND PAYMENT OF SAID BONDS, ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION OF PROCEEDS THEREFROM; AND PROVIDING FOR THE LEVY OF TAXES FOR THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS

WHEREAS, 9-21-101, et seq., inclusive, Tennessee Code Annotated, as amended, authorizes Sullivan County, Tennessee (the "County"), by resolution of the Board of County Commissioners, to issue and sell bonds to finance public works projects; and

WHEREAS, the Board of County Commissioners of the County hereby determines that it is necessary and advisable to issue general obligation bonds, in one or more series, for the purpose of financing the (i) construction, renovation, equipping and improving of County archives, emergency management services, administrative and justice facilities, (ii) acquisition of all property, real and personal, appurtenant to the foregoing, (iii) payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing, (iv) reimbursement to the County for funds previously expended for any of the foregoing, and (v) payment of costs incident to the issuance and sale of such bonds authorized herein; and

WHEREAS, the Board of County Commissioners of the County did adopt on the date hereof an initial resolution (the "Initial Resolution") authorizing the issuance of not to exceed \$17,000,000 for the purposes described above; and

WHEREAS, the Initial Resolution, together with the notice required by Section 921206, Tennessee Code Annotated, as amended, will be published as required by law; and

WHEREAS, it is the intention of the Board of County Commissioners of the County to adopt this resolution for the purpose of authorizing not to exceed \$17,000,000 in aggregate principal amount of bonds for the abovedescribed purposes, providing for the issuance, sale and payment of said bonds, establishing the terms thereof, and the disposition of proceeds therefrom, and providing for the levy of a tax for the payment of principal thereof, premium, if any, and interest thereon.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, as follows:

<u>Authority</u>. The bonds authorized by this resolution are issued pursuant to 9-21-101, <u>et seq.</u>, Tennessee Code Annotated, as amended, and other applicable provisions of law.

<u>Definitions</u>. In addition to the terms defined in the preamble above, the following terms shall have the following meanings in this resolution unless the text expressly or by necessary implication requires otherwise:

- "Bonds" means the not to exceed \$17,000,000 General Obligation Public Improvement Bonds of the County, to be dated their date of issuance, and having such series designation or such other dated date as shall be determined by the County Mayor pursuant to Section 8 hereof.
- "Book-Entry Form" or "Book-Entry System" means a form or system, as applicable, under which physical bond certificates in fully registered form are issued to a Depository, or to its nominee as Registered Owner, with the certificate of bonds being held by and "immobilized" in the custody of such Depository, and under which records maintained by persons, other than the County or the Registration Agent, constitute the written record that identifies, and records the transfer of, the beneficial "book-entry" interests in those bonds.
- "Code" means the Internal Revenue Code of 1986, as amended, and all regulations promulgated thereunder.
- "County Mayor" shall mean the County Mayor of the County.
- "Depository" means any securities depository that is a clearing agency under federal laws operating and maintaining, with its participants or otherwise, a Book-Entry System, including, but not limited to, DTC.
- "DTC" means The Depository Trust Company, a limited purpose company organized under the laws of the State of New York, and its successors and assigns.
- "DTC Participant(s)" means securities brokers and dealers, banks, trust companies and clearing corporations that have access to the DTC System.
- "Governing Body" means the Board of County Commissioners of the County.
- "Municipal Advisor" for the Bonds authorized herein means Stephens Inc., Nashville, Tennessee.
- "Projects" means the (i) construction, renovation, equipping and improving of County archives, emergency management services, administrative and justice facilities; (ii) acquisition of all related real and personal property; and (iii) payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing.
- "Registration Agent" means the registration and paying agent appointed by the County Mayor pursuant to the terms hereof, or any successor designated by the Governing Body.

Findings of the Governing Body; Compliance with Debt Management Policy.

- In conformance with the directive of the State Funding Board of the State of Tennessee, the County has heretofore adopted its Debt Management Policy. The Governing Body hereby finds that the issuance and sale of the Bonds, as proposed herein, is consistent with the County's Debt Management Policy.
- The estimated interest expense and costs of issuance of the Bonds have been made available to the Governing Body by the Municipal Advisor and are attached hereto as <u>Exhibit A</u>.

Attached hereto as <u>Exhibit B</u> is an engagement letter (the "Engagement Letter") by Bass, Berry & Sims PLC, as Bond Counsel ("Bond Counsel"), for its services in connection with the issuance of the Bonds. The Engagement Letter details the attorney-client relationship to be entered into and the services to be provided by Bond Counsel in connection with the Bonds. The Governing Body hereby approves and authorizes the County Mayor to execute the Engagement Letter.

Authorization and Terms of the Bonds.

For the purpose of providing funds to (i) finance, in whole or in part, the cost of the Projects and costs incident thereto, (ii) reimburse the appropriate fund of the County for prior expenditures for the foregoing costs, if applicable, and (iii) pay costs incident to the issuance and sale of the Bonds, there is hereby authorized to be issued bonds, in one or more series, of the County in the aggregate principal amount of not to exceed \$17,000,000. The Bonds shall be issued in one or more series, in fully registered, book-entry form (except as otherwise set forth herein), without coupons, and subject to the adjustments permitted hereunder, shall be known as "General Obligation Public Improvement Bonds", shall be dated their date of issuance, and shall have such series designation or such other dated date as shall be determined by the County Mayor pursuant to the terms hereof. The Bonds shall bear interest at a rate or rates not to exceed the maximum rate permitted by applicable Tennessee law at the time of issuance of the Bonds, or any series thereof, payable (subject to the adjustments permitted hereunder) semi-annually on May 1 and November 1 in each year, commencing May 1, 2024. The Bonds shall be issued initially in \$5,000 denominations or integral multiples thereof, as shall be requested by the original purchaser thereof. Subject to the adjustments permitted pursuant to the terms hereof, the Bonds shall mature serially or be subject to mandatory redemption and shall be payable on May 1 of each year, subject to prior optional redemption as hereinafter provided, in the years 2024 through 2043, inclusive; provided, however, such amortization may be adjusted in accordance with the terms hereof.

Subject to the adjustments permitted under Section 8 hereof, the Bonds shall be subject to redemption prior to maturity at the option of the County on May 1, 2033 and thereafter, as a whole or in part, at any time at the redemption price of par plus accrued interest to the redemption date. If less than all the Bonds shall be called for redemption, the maturities to be redeemed shall be selected by the Governing Body in its discretion. If less than all of the Bonds within a single maturity shall be called for redemption, the interests within the maturity to be redeemed shall be selected as follows:

(i) if the Bonds are being held under a Book-Entry System by DTC, or a successor Depository, the Bonds to be redeemed shall be determined by DTC, or such successor Depository, by lot or such other manner as DTC, or such successor Depository, shall determine; or

(ii) if the Bonds are not being held under a Book-Entry System by DTC, or a successor Depository, the Bonds within the maturity to be redeemed shall be selected by the Registration Agent by lot or such other random manner as the Registration Agent in its discretion shall determine.

Pursuant to the terms hereof, the County Mayor is authorized to sell the Bonds, or any maturities thereof, as term bonds ("Term Bonds") with mandatory redemption requirements corresponding to the maturities set forth herein or as determined by the County Mayor. In the event any or all the Bonds are sold as Term Bonds, the County shall redeem Term Bonds on redemption dates corresponding to the maturity dates set forth herein, in aggregate principal amounts equal to the maturity amounts established pursuant to the terms hereof for each redemption date, as such maturity amounts may be adjusted pursuant to the terms hereof, at a price of par plus accrued interest thereon to the date of redemption. The Term Bonds to be redeemed within a single maturity shall be selected as in the manner described in subsection (b) above.

At its option, to be exercised on or before the forty-fifth (45th) day next preceding any such mandatory redemption date, the County may (i) deliver to the Registration Agent for cancellation Bonds to be redeemed, in any aggregate principal amount desired, and/or (ii) receive a credit in respect of its redemption obligation under this mandatory redemption provision for any Bonds of the maturity to be redeemed which prior to said date have been purchased or redeemed (otherwise than through the operation of this mandatory sinking fund redemption provision) and cancelled by the Registration Agent and not theretofore applied as a credit against any redemption obligation under this mandatory sinking fund provision. Each Bond so delivered or previously purchased or redeemed shall be credited by the Registration Agent at 100% of the principal amount thereof on the obligations in chronological order, and the principal amount of Bonds to be redeemed by operation of this mandatory sinking fund provision shall be accordingly reduced. The County shall on or before the forty-fifth (45th) day next preceding each payment date furnish the Registration Agent with its certificate indicating whether or not and to what extent the provisions of clauses (i) and (ii) of this subsection are to be availed of with respect to such payment and confirm that funds for the balance of the next succeeding prescribed payment will be paid on or before the next succeeding payment date.

Notice of any call for redemption shall be given by the Registration Agent on behalf of the County not less than twenty (20) nor more than sixty (60) days prior to the date fixed for redemption by sending an appropriate notice to the registered owners of the Bonds to be redeemed by first-class mail, postage prepaid, at the addresses shown on the Bond registration records of the Registration Agent as of the date of the notice; but neither failure to mail such notice nor any defect in any such notice so mailed shall affect the sufficiency of the proceedings for redemption of any of the Bonds for which proper notice was given. The notice may state that it is conditioned upon the deposit of moneys in an amount equal to the amount necessary to effect the redemption with the Registration Agent no later than the redemption date ("Conditional Redemption"). As long as DTC, or a successor Depository, is the registered owner of the Bonds, all redemption notices shall be mailed by the Registration Agent to DTC, or such successor Depository, as the registered owner of the Bonds, as and when above provided, and neither the County nor the Registration Agent shall be responsible for mailing notices of redemption to DTC Participants or Beneficial Owners. Failure of DTC, or any successor Depository, to provide notice to any DTC Participant or Beneficial Owner will not affect the validity of such redemption. The Registration Agent shall mail said notices as and when directed by the County pursuant to written instructions from an authorized representative of the County (other than for a mandatory sinking fund redemption, notices of which shall be given on the dates provided herein) given at least forty-five (45) days prior to the redemption date (unless a shorter notice period shall be satisfactory to the Registration Agent). From and after the redemption date, all Bonds called for redemption shall cease to bear interest if funds are available at the office of the Registration Agent for the payment thereof and if notice has been duly provided as set forth herein. In the case of a Conditional Redemption, the failure of the County to make funds available in part or in whole on or before the redemption date shall not constitute an event of default, and the Registration Agent shall give immediate notice to the Depository, if applicable, or the affected Bondholders that the redemption did not occur and that the Bonds called for redemption and not so paid remain outstanding.

- The Governing Body hereby authorizes and directs the County Mayor to appoint the Registration Agent for the Bonds and hereby authorizes the Registration Agent so appointed to maintain Bond registration records with respect to the Bonds, to authenticate and deliver the Bonds as provided herein, either at original issuance or upon transfer, to effect transfers of the Bonds, to give all notices of redemption as required herein, to make all payments of principal and interest with respect to the Bonds as provided herein, to cancel and destroy Bonds which have been paid at maturity or upon earlier redemption or submitted for exchange or transfer, to furnish the County at least annually a certificate of destruction with respect to Bonds cancelled and destroyed, and to furnish the County at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Bonds. The County Mayor is hereby authorized to execute and the County Clerk is hereby authorized to attest such written agreement between the County and the Registration Agent as they shall deem necessary and proper with respect to the obligations, duties and rights of the Registration Agent. The payment of all reasonable fees and expenses of the Registration Agent for the discharge of its duties and obligations hereunder or under any such agreement is hereby authorized and directed.
- The Bonds shall be payable, both principal and interest, in lawful money of the United States of America at the designated corporate trust office of the Registration Agent. The Registration Agent shall make all interest payments with respect to the Bonds by check or draft on each interest payment date directly to the registered owners as shown on the Bond registration records maintained by the Registration Agent as of the close of business on the fifteenth day of the month next preceding the interest payment date (the "Regular Record Date") by depositing said payment in the United States mail, postage prepaid, addressed to such owners at their addresses shown on said Bond registration records, without, except for final payment, the presentation or surrender of such registered Bonds, and all such payments shall discharge the obligations of the County in respect of such Bonds to the extent of the payments so made. Payment of principal of and premium, if any, on the Bonds shall be made upon presentation and surrender of such Bonds to the Registration Agent as the same shall become due and payable. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each. In the event the Bonds are no longer registered in the name of DTC, or a successor Depository, if requested by the Owner of at least \$1,000,000 in aggregate principal amount of the Bonds, payment of interest on such Bonds shall be paid by wire transfer to a bank within the continental United States or deposited to a designated account if such account is maintained with the Registration Agent and written notice of any such election and designated account is given to the Registration Agent prior to the record date.

- Any interest on any Bond that is payable but is not punctually paid or duly provided for on any interest payment date (hereinafter "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Regular Record Date; and, in lieu thereof, such Defaulted Interest shall be paid by the County to the persons in whose names the Bonds are registered at the close of business on a date (the "Special Record Date") for the payment of such Defaulted Interest, which shall be fixed in the following manner: the County shall notify the Registration Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment, and at the same time the County shall deposit with the Registration Agent an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Registration Agent for such deposit prior to the date of the proposed payment, such money when deposited to be held in trust for the benefit of the persons entitled to such Defaulted Interest as in this Section provided. Thereupon, not less than ten (10) days after the receipt by the Registration Agent of the notice of the proposed payment, the Registration Agent shall fix a Special Record Date for the payment of such Defaulted Interest which date shall be not more than fifteen (15) nor less than ten (10) days prior to the date of the proposed payment to the registered Owners. The Registration Agent shall promptly notify the County of such Special Record Date and, in the name and at the expense of the County, not less than ten (10) days prior to such Special Record Date, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first-class postage prepaid, to each registered owner at the address thereof as it appears in the Bond registration records maintained by the Registration Agent as of the date of such notice. Nothing contained in this Section or in the Bonds shall impair any statutory or other rights in law or in equity of any registered owner arising as a result of the failure of the County to punctually pay or duly provide for the payment of principal of, premium, if any, and interest on the Bonds when due.
- The Bonds are transferable only by presentation to the Registration Agent by the registered owner, or his legal representative duly authorized in writing, of the registered Bond(s) to be transferred with the form of assignment on the reverse side thereof completed in full and signed with the name of the registered owner as it appears upon the face of the Bond(s) accompanied by appropriate documentation necessary to prove the legal capacity of any legal representative of the registered owner. Upon receipt of the Bond(s) in such form and with such documentation, if any, the Registration Agent shall issue a new Bond or the Bond to the assignee(s) in \$5,000 denominations, or integral multiples thereof, as requested by the registered owner requesting transfer. The Registration Agent shall not be required to transfer or exchange any Bond during the period commencing on a Regular or Special Record Date and ending on the corresponding interest payment date of such Bond, nor to transfer or exchange any Bond after the publication of notice calling such Bond for redemption has been made, nor to transfer or exchange any Bond during the period following the receipt of instructions from the County to call such Bond for redemption; provided, the Registration Agent, at its option, may make transfers after any of said dates. No charge shall be made to any registered owner for the privilege of transferring any Bond, provided that any transfer tax relating to such transaction shall be paid by the registered owner requesting transfer. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the County nor the Registration Agent shall be affected by any notice to the contrary whether or not any payments due on the Bonds shall be overdue. The Bonds, upon surrender to the Registration Agent, may, at the option of the registered owner, be exchanged for an equal aggregate principal amount of the Bonds of the same maturity in any authorized denomination or denominations.
- The Bonds shall be executed in such manner as may be prescribed by applicable law, in the name, and on behalf, of the County with the signature of the County Mayor and the attestation of the County Clerk.

Except as otherwise provided in this resolution, the Bonds shall be registered in the name of Cede & Co., as nominee of DTC, which will act as securities depository for the Bonds. References in this Section to a Bond or the Bonds shall be construed to mean the Bond or the Bonds that are held under the Book-Entry System. One Bond for each maturity shall be issued to DTC and immobilized in its custody or a custodian of DTC. The Registration Agent is a custodian and agent for DTC, and the Bond will be immobilized in its custody. A Book-Entry System shall be employed, evidencing ownership of the Bonds in authorized denominations, with transfers of beneficial ownership effected on the records of DTC and the DTC Participants pursuant to rules and procedures established by DTC.

Each DTC Participant shall be credited in the records of DTC with the amount of such DTC Participant's interest in the Bonds. Beneficial ownership interests in the Bonds may be purchased by or through DTC Participants. The holders of these beneficial ownership interests are hereinafter referred to as the "Beneficial Owners." The Beneficial Owners shall not receive the Bonds representing their beneficial ownership interests. The ownership interests of each Beneficial Owner shall be recorded through the records of the DTC Participant from which such Beneficial Owner purchased its Bonds. Transfers of ownership interests in the Bonds shall be accomplished by book entries made by DTC and, in turn, by DTC Participants acting on behalf of Beneficial Owners. SO LONG AS CEDE & CO., AS NOMINEE FOR DTC, IS THE REGISTERED OWNER OF THE BONDS, THE REGISTRATION AGENT SHALL TREAT CEDE & CO. AS THE ONLY HOLDER OF THE BONDS FOR ALL PURPOSES UNDER THIS RESOLUTION, INCLUDING RECEIPT OF ALL PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS, RECEIPT OF NOTICES, VOTING AND REQUESTING OR DIRECTING THE REGISTRATION AGENT TO TAKE OR NOT TO TAKE, OR CONSENTING TO, CERTAIN ACTIONS UNDER THIS RESOLUTION.

Payments of principal, interest, and redemption premium, if any, with respect to the Bonds, so long as DTC is the only owner of the Bonds, shall be paid by the Registration Agent directly to DTC or its nominee, Cede & Co., as provided in the Letter of Representation relating to the Bonds from the County and the Registration Agent to DTC (the "Letter of Representation"). DTC shall remit such payments to DTC Participants, and such payments thereafter shall be paid by DTC Participants to the Beneficial Owners. The County and the Registration Agent shall not be responsible or liable for payment by DTC or DTC Participants for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC or DTC Participants.

In the event that (1) DTC determines not to continue to act as securities depository for the Bonds, or (2) the County determines that the continuation of the Book-Entry System of evidence and transfer of ownership of the Bonds would adversely affect their interests or the interests of the Beneficial Owners of the Bonds, then the County shall discontinue the Book-Entry System with DTC or, upon request of such original purchaser, deliver the Bonds to the original purchaser in the form of fully-registered Bonds, as the case may be. If the County fails to identify another qualified securities depository to replace DTC, the County shall cause the Registration Agent to authenticate and deliver replacement Bonds in the form of fully-registered Bonds to each Beneficial Owner. If the purchaser(s) certifies that it intends to hold the Bonds for its own account, then the County may issue certificated Bonds without the utilization of DTC and the Book-Entry System.

THE COUNTY AND THE REGISTRATION AGENT SHALL NOT HAVE ANY RESPONSIBILITY OR OBLIGATIONS TO ANY PARTICIPANT OR ANY BENEFICIAL OWNER WITH RESPECT TO (i) THE BONDS; (ii) THE ACCURACY OF ANY RECORDS MAINTAINED BY DTC OR ANY DTC PARTICIPANT; (iii) THE PAYMENT BY DTC OR ANY DTC PARTICIPANT OF ANY AMOUNT DUE TO ANY BENEFICIAL OWNER IN RESPECT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS; (iv) THE DELIVERY OR TIMELINESS OF DELIVERY BY DTC OR ANY DTC PARTICIPANT OF ANY NOTICE DUE TO ANY BENEFICIAL OWNER THAT IS REQUIRED OR PERMITTED UNDER THE TERMS OF THIS RESOLUTION TO BE GIVEN TO BENEFICIAL OWNERS; (v) THE SELECTION OF BENEFICIAL OWNERS TO RECEIVE PAYMENTS IN THE EVENT OF ANY PARTIAL REDEMPTION

OF THE BONDS; OR (vi) ANY CONSENT GIVEN OR OTHER ACTION TAKEN BY DTC OR ITS NOMINEE, CEDE & CO., AS OWNER.

- The Registration Agent is hereby authorized to take such action as may be necessary from time to time to qualify and maintain the Bonds for deposit with DTC, including but not limited to, wire transfers of interest and principal payments with respect to the Bonds, utilization of electronic book entry data received from DTC in place of actual delivery of Bonds and provision of notices with respect to Bonds registered by DTC (or any of its designees identified to the Registration Agent) by overnight delivery, courier service, telegram, telecopy or other similar means of communication. No such arrangements with DTC may adversely affect the interest of any of the owners of the Bonds; provided, however, that the Registration Agent shall not be liable with respect to any such arrangements it may make pursuant to this Section.
- The Registration Agent is hereby authorized to authenticate and deliver the Bonds to the original purchaser, upon receipt by the County of the proceeds of the sale thereof and to authenticate and deliver Bonds in exchange for Bonds of the same principal amount delivered for transfer upon receipt of the Bond(s) to be transferred in proper form with proper documentation as hereinabove described. The Bonds shall not be valid for any purpose unless authenticated by the Registration Agent by the manual signature of an officer thereof on the certificate set forth herein on the Bond form.
- In case any Bond shall become mutilated, or be lost, stolen, or destroyed, the County, in its discretion, shall issue, and the Registration Agent, upon written direction from the County, shall authenticate and deliver, a new Bond of like tenor, amount, maturity and date, in exchange and substitution for, and upon the cancellation of, the mutilated Bond, or in lieu of and in substitution for such lost, stolen or destroyed Bond, or if any such Bond shall have matured or shall be able to mature, instead of issuing a substituted Bond the County may pay or authorize payment of such Bond without surrender thereof. In every case, the applicant shall furnish evidence satisfactory to the County and the Registration Agent of the destruction, theft or loss of such Bond, and indemnify satisfactory to the County and the Registration Agent; and the County may charge the applicant for the issue of such new Bond an amount sufficient to reimburse the County for the expense incurred by it in the issue thereof.

<u>Source of Payment</u>. The Bonds shall be payable from unlimited ad valorem taxes to be levied on all taxable property within the County. For the prompt payment of the principal of, premium, if any, and interest on the Bonds, the full faith and credit of the County are hereby irrevocably pledged.

<u>Form of Bonds</u>. The Bonds shall be in substantially the following form, the omissions to be appropriately completed when the Bonds are prepared and delivered:

(Form of Bond)

REGISTERED Number ____

REGISTERED
\$

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UNITED STATES OF AMERICA STATE OF TENNESSEE COUNTY OF SULLIVAN GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND, SERIES 2023

Interest Rate:

Maturity Date:

Date of Bond:

CUSIP No.:

Registered Owner:

Principal Amount:

FOR VALUE RECEIVED, Sullivan County, Tennessee (the "County") hereby promises to pay to the registered owner hereof, hereinabove named, or registered assigns, in the manner hereinafter provided, the principal amount hereinabove set forth on the maturity date hereinabove set forth (or upon earlier redemption as set forth herein), and to pay interest (computed on the basis of a 360day year of twelve 30day months) on said principal amount at the annual rate interest hereinabove set forth from the date hereof until said maturity date or redemption date, said interest being payable on May 1, 2024, and semi-annually thereafter on the first day of May and November in each year until this Bond matures or is redeemed. The principal hereof and interest hereon are payable in lawful money of the United States of America by check or draft at the designated corporate trust office of

"Registration Agent"). The Registration Agent shall make all interest payments with respect to this Bond on each interest payment date directly to the registered owner hereof shown on the Bond registration records maintained by the Registration Agent as of the close of business on the fifteenth day of the month next preceding the interest payment date (the "Regular Record Date") by check or draft mailed to such owner at such owner's address shown on said Bond registration records, without, except for final payment, the presentation or surrender of this Bond, and all such payments shall discharge the obligations of the County to the extent of the payments so made. Any such interest not so punctually paid or duly provided for on any interest payment date shall forthwith cease to be payable to the registered owner on the relevant Regular Record Date; and, in lieu thereof, such defaulted interest shall be payable to the person in whose name this Bond is registered at the close of business on the date (the "Special Record Date") for payment of such defaulted interest to be fixed by the Registration Agent, notice of which shall be given to the owners of the Bonds of the issue of which this Bond is one not less than ten (10) days prior to such Special Record Date. Payment of principal of [and premium, if any, on] this Bond shall be made when due upon presentation and surrender of this Bond to the Registration Agent.

Except as otherwise provided herein or in the Resolution, as hereinafter defined, this Bond shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the Bonds of the series of which this Bond is one. One Bond for each maturity shall be issued to DTC and immobilized in its custody or a custodian of DTC. The Registration Agent is a custodian and agent for DTC, and the Bond will be immobilized in its custody. A book-entry system shall be employed, evidencing ownership of the Bonds in \$5,000 denominations, or multiples thereof, with transfers of beneficial ownership effected on the records of DTC and the DTC Participants, as defined in the Resolution, pursuant to rules and procedures established by DTC. So long as Cede & Co., as nominee for DTC, is the registered owner of the Bonds, the County and the Registration Agent shall treat Cede & Co. as the only owner of the Bonds for all purposes under the Resolution, including receipt of all principal and maturity amounts of, premium, if any, and interest on the Bonds, receipt of notices, voting and requesting or taking or not taking, or consenting to, certain actions hereunder. Payments of principal, maturity amounts, interest, and redemption premium, if any, with respect to the Bonds, so long as DTC is the only owner of the Bonds, shall be paid directly to DTC or its nominee, Cede & Co. DTC shall remit such payments to DTC Participants, and such payments thereafter shall be paid by DTC Participants to the Beneficial Owners, as defined in the Resolution. Neither the County nor the Registration Agent shall be responsible or liable for payment by DTC or DTC Participants, for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC or DTC Participants. In the event that (1) DTC determines not to continue to act as securities depository for the Bonds or (2) the County determines that the continuation of the book-entry system of evidence and transfer of ownership of the Bonds would adversely affect its interests or the interests of the Beneficial Owners of the Bonds, the County may discontinue the book-entry system with DTC. If the County fails to identify another qualified securities depository to replace DTC, the County shall cause the Registration Agent to authenticate and deliver replacement Bonds in the form of fully-registered Bonds to each Beneficial Owner. Neither the County nor the Registration Agent shall have any responsibility or obligations to DTC Participant or any Beneficial Owner with respect to

(i) the Bonds; (ii) the accuracy or any records maintained by DTC or any DTC Participant; (iii) the payment by DTC or any DTC Participant of any amount due to any Beneficial Owner in respect of the principal or maturity amounts of and interest on the Bonds; (iv) the delivery or timeliness of delivery by DTC or any DTC Participant of any notice due to any Beneficial Owner that is required or permitted under the terms of the Resolution to be given to Beneficial Owners; (v) the selection of Beneficial Owners to receive payments in the event of any partial redemption of the Bonds; or (vi) any consent given or other action taken by DTC, or its nominee, Cede & Co., as owner.

Bonds of the issue of which this Bond is one shall be subject to redemption prior to maturity at the option of the County on May 1, 2033 and thereafter, as a whole or in part at any time at the redemption price of par plus accrued interest to the redemption date.

If less than all the Bonds shall be called for redemption, the maturities to be redeemed shall be designated by the Board of County Commissioners of the County, in its discretion. If less than all the principal amount of the Bonds of a maturity shall be called for redemption, the interests within the maturity to be redeemed shall be selected as follows:

(i) if the Bonds are being held under a Book-Entry System by DTC, or a successor Depository, the amount of the interest of each DTC Participant in the Bonds to be redeemed shall be determined by DTC, or such successor Depository, by lot or such other manner as DTC, or such successor Depository, shall determine; or

(ii) if the Bonds are not being held under a Book-Entry System by DTC, or a successor Depository, the Bonds within the maturity to be redeemed shall be selected by the Registration Agent by lot or such other random manner as the Registration Agent in its discretion shall determine.

[Subject to the credit hereinafter provided, the County shall redeem Bonds maturing _______ on the redemption dates set forth below opposite the maturity dates, in aggregate principal amounts equal to the respective dollar amounts set forth below opposite the respective redemption dates at a price of par plus accrued interest thereon to the date of redemption. DTC, as securities depository for the series of Bonds of which this Bond is one, or such Person as shall then be serving as the securities depository for the Bonds, shall determine the interest of each Participant in the Bonds to be redeemed using its procedures generally in use at that time. If DTC or another securities depository is no longer serving as securities depository for the Bonds, the Bonds to be redeemed within a maturity shall be selected by the Registration Agent by lot or such other random manner as the Registration Agent in its discretion shall select. The dates of redemption and principal amount of Bonds to be redeemed on said dates are as follows:

Final Maturity

Redemption Date

Principal Amount of Bonds Redeemed

*Final Maturity

At its option, to be exercised on or before the fortyfifth (45th) day next preceding any such redemption date, the County may (i) deliver to the Registration Agent for cancellation Bonds to be redeemed, in any aggregate

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principal amount desired, and/or (ii) receive a credit in respect of its redemption obligation under this mandatory redemption provision for any Bonds of the maturity to be redeemed which prior to said date have been purchased or redeemed (otherwise than through the operation of this mandatory sinking fund redemption provision) and cancelled by the Registration Agent and not theretofore applied as a credit against any redemption obligation under this mandatory sinking fund provision. Each Bond so delivered or previously purchased or redeemed shall be credited by the Registration Agent at 100% of the principal amount thereof on the obligation of the County on such payment date and any excess shall be credited on future redemption obligations in chronological order, and the principal amount of Bonds to be redeemed by operation of this mandatory sinking fund provision shall be accordingly reduced. The County shall on or before the fortyfifth (45th) day next preceding each payment date furnish the Registration Agent with its certificate indicating whether or not and to what extent the provisions of clauses (i) and (ii) of this subsection are to be availed of with respect to such payment and confirm that funds for the balance of the next succeeding prescribed payment will be paid on or before the next succeeding payment date.]

Notice of any call for redemption shall be given by the Registration Agent not less than twenty (20) nor more than sixty (60) days prior to the date fixed for redemption by sending an appropriate notice to the registered owners of the Bonds to be redeemed by first-class mail, postage prepaid, at the addresses shown on the Bond registration records of the Registration Agent as of the date of the notice; but neither failure to mail such notice nor any defect in any such notice so mailed shall affect the sufficiency of the proceedings for the redemption of any of the Bonds for which proper notice was given. The notice may state that it is conditioned upon the deposit of moneys in an amount equal to the amount necessary to effect the redemption with the Registration Agent no later than the redemption date ("Conditional Redemption"). As long as DTC, or a successor Depository, is the registered owner of the Bonds, all redemption notices shall be mailed by the Registration Agent to DTC, or such successor Depository, as the registered owner of the Bonds, as and when above provided, and neither the County nor the Registration Agent shall be responsible for mailing notices of redemption to DTC Participants or Beneficial Owners. Failure of DTC, or any successor Depository, to provide notice to any DTC Participant will not affect the validity of such redemption. From and after any redemption date, all Bonds called for redemption shall cease to bear interest if funds are available at the office of the Registration Agent for the payment thereof and it notice has been duly provided as set forth in the Resolution, as hereafter defined. In the case of a Conditional Redemption, the failure of the County to make funds available in part or in whole on or before the redemption date shall not constitute an event of default, and the Registration Agent shall give immediate notice to the Depository or the affected Bondholders that the redemption did not occur and that the Bond called for redemption and not so paid remain outstanding.

This Bond is transferable by the registered owner hereof in person or by such owner's attorney duly authorized in writing at the principal corporate trust office of the Registration Agent set forth on the front side hereof, but only in the manner, subject to limitations and upon payment of the charges provided in the Resolution, as hereafter defined, and upon surrender and cancellation of this Bond. Upon such transfer, a new Bond or Bonds of authorized denominations of the same maturity and interest rate for the same aggregate principal amount will be issued to the transferee in exchange therefor. The person in whose name this Bond is registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the County nor the Registration Agent shall be affected by any notice to the contrary whether or not any payments due on the Bond shall be overdue. Bonds, upon surrender to the Registration Agent, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of the Bonds of the same maturity in authorized denomination or denominations, upon the terms set forth in the Resolution. The Registration Agent shall not be required to transfer or exchange any Bond during the period commencing on a Regular Record Date or Special Record Date and ending on the corresponding interest payment date of such Bond, nor to transfer or exchange any Bond after the notice calling such Bond for redemption has been made, nor during a period following the receipt of instructions from the County to call such Bond for redemption.

This Bond is one of a total authorized issue aggregating \$______ and issued by the County to finance the cost of the (i) construction, renovation, equipping and improving of County archives, emergency management

services, administrative and justice facilities; (ii) acquisition of all real and personal property; appurtenant thereto (iii) payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing; (iv) reimbursement to the County for funds previously expended for any of the foregoing and (v) payment of the costs related to the issuance and sale of the Bonds, pursuant to 9-21-101, <u>et seq</u>., Tennessee Code Annotated, as amended, and pursuant to a resolution adopted by the Board of County Commissioners of the County on October 23, 2023 (the "Resolution").

The Bonds shall be payable from unlimited ad valorem taxes to be levied on all taxable property within the County. For the prompt payment of the principal of, premium, if any, and interest on the Bonds, the full faith and credit of the County are hereby irrevocably pledged.

This Bond and the income therefrom are exempt from all present state, county and municipal taxes in Tennessee except (a) Tennessee excise taxes on interest on the Bond during the period the Bond is held or beneficially owned by any organization or entity, other than a sole proprietorship or general partnership, doing business in the State of Tennessee and (b) Tennessee franchise taxes by reason of the inclusion of the book value of the Bond in Tennessee franchise tax base of any organization or entity, other than a sole proprietorship or general partnership or general partnership, doing business in the State of Tennessee franchise tax base of any organization or entity, other than a sole proprietorship or general partnership, doing business in the State of Tennessee.

It is hereby certified, recited, and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this Bond exist, have happened and have been performed in due time, form and manner as required by law, and that the amount of this Bond, together with all other indebtedness of the County, does not exceed any limitation prescribed by the constitution and statutes of the State of Tennessee.

IN WITNESS WHEREOF, the County has caused this Bond to be signed by its County Mayor and attested by its County Clerk under the corporate seal of the County, all as of the date hereinabove set forth.

SULLIVAN COUNTY, TENNESSEE

By: County Mayor

(SEAL)

ATTESTED:

County Clerk

Transferable and payable at the designated corporate trust office of:

Date of Registration:

,

This Bond is one of the issue of Bonds issued pursuant to the Resolution hereinabove described.

Registration Agent

By: Authorized Officer

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto ________, whose address is ________ (Please insert Federal Identification or Social Security Number of Assignee _______), the within Bond of Sullivan County, Tennessee, and does hereby irrevocably constitute and appoint _______, attorney, to transfer the said Bond on the records kept for registration thereof with full power of substitution in the premises.

Dated:

<u>NOTICE</u>: The signature to this assignment must correspond with the name of the registered owner as it appears on the face of the within Bond in every particular, without alteration or enlargement or any change whatsoever.

Signature guaranteed:

<u>NOTICE</u>: Signature(s) must be guaranteed by a member firm of a Medallion Program acceptable to the Registration Agent Levy of Tax. The County, through its Governing Body, shall annually levy and collect a tax upon all taxable property within the County, in addition to all other taxes authorized by law, sufficient to pay principal of, premium, if any, and interest on the Bonds when due, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay principal and interest coming due on the Bonds in said year. Principal and interest falling due at any time when there are insufficient funds from this tax levy on hand shall be paid from the current funds of the County and reimbursement therefor shall be made out of the taxes hereby provided to be levied when the same shall have been collected. The tax herein provided may be reduced to the extent of any direct appropriations from other funds, taxes and revenues of the County to the payment of debt service on the Bonds.

Sale of Bonds.

The Bonds shall be offered for competitive public sale in one or more series, at a price of not less than 99% of par, exclusive of original issue discount, plus accrued interest, as a whole or in part from time to time as shall be determined by the County Mayor, in consultation with the Municipal Advisor. The Bonds, or any series thereof, shall be sold by delivery of bids via physical delivery, mail, fax, or telephone or by electronic bidding means of an internet bidding service as shall be determined by the County Mayor.

If the Bonds are sold in more than one series, the County Mayor is authorized to cause to be sold in each series an aggregate principal amount of Bonds less than that shown in Section 4 hereof for each series, so long as the total aggregate principal amount of all series issued does not exceed the total aggregate of Bonds authorized to be issued herein.

The County Mayor is further authorized with respect to each series of Bonds to:

change the dated date of the Bonds, or any series thereof, to a date other than the date of issuance of the Bonds;

change the designation of the Bonds, or any series thereof, to a designation other than "General Obligation Public Improvement Bonds" and to specify the series designation of the Bonds, or any series thereof;

change the first interest payment date on the Bonds, or any series thereof, to a date other than May 1, 2024, provided that such date is not later than twelve months from the dated date of such series of Bonds;

adjust the principal and interest payment dates and the maturity amounts of the Bonds, or any series thereof, provided that (A) the total principal amount of all series of the Bonds does not exceed the total amount of Bonds authorized herein; (B) the final maturity date of each series shall not be after the end of calendar year 2044; and (C) that the Bonds are not "balloon debt" as defined by Section 9-21-134, Tenn. Code Ann.

adjust or remove the County's optional redemption provisions of the Bonds, provided that the premium amount to be paid on Bonds or any series thereof does not exceed two percent (2%) of the principal amount thereof; ۱ ۲ sell the Bonds, or any series thereof, or any maturities thereof as Term Bonds with mandatory redemption requirements corresponding to the maturities set forth herein or as otherwise determined by the County Mayor, as he shall deem most advantageous to the County; and

cause all or a portion of the Bonds to be insured by a bond insurance policy issued by a nationally recognized bond insurance company if such insurance is requested and paid for by the winning bidder of the Bonds, or any series thereof.

The form of the Bond set forth in Section 6 hereof shall be conformed to reflect any changes made pursuant to this Section 8 hereof.

- The County Mayor is authorized to sell the Bonds, or any series thereof, simultaneously with any other bonds or notes authorized by resolution or resolutions of the Governing Body. The County Mayor is further authorized to sell the Bonds, or any series thereof, as a single issue of bonds with any other bonds with substantially similar terms authorized by resolution or resolutions of the Governing Body, in one or more series as the County Mayor shall deem to be advantageous to the County and in doing so, the County Mayor is authorized to change the designation of the Bonds to a designation other than "General Obligation Public Improvement Bonds"; provided, however, that the total aggregate principal amount of combined bonds to be sold does not exceed the total aggregate principal amount of Bonds authorized by this resolution or bonds authorized by any other resolution or resolutions adopted by the Governing Body.
- The County Mayor is authorized to award the Bonds, or any series thereof, in each case to the bidder whose bid results in the lowest true interest cost to the County, provided the rate or rates on the Bonds does not exceed the maximum rate prescribed by Section 4 hereof. The award of the Bonds by the County Mayor to the lowest bidder shall be binding on the County, and no further action of the Governing Body with respect thereto shall be required.
- The County Mayor and County Clerk are authorized to cause the Bonds, in book-entry form (except as otherwise permitted herein), to be authenticated and delivered by the Registration Agent to the successful bidder and to execute, publish, and deliver all certificates and documents, including an official statement and closing certificates, as they shall deem necessary in connection with the sale and delivery of the Bonds. The County Mayor is hereby authorized to enter into a contract or a supplement to a contract with the Municipal Advisor, for municipal advisory services in connection with the sale of the Bonds and to enter into a contract with Bass, Berry & Sims PLC to serve as bond counsel in connection with the Bonds, and all actions heretofore taken by the officers of the County in that regard are hereby ratified and approved.
- No Bonds shall be issued until publication of the Initial Resolution in a newspaper of general circulation in the County and the passage of twenty (20) days from the date of publication thereof, and in no event shall the Bonds be issued without prior referendum if a legally sufficient petition, as defined by Section 921207, Tennessee Code Annotated, is filed within such twenty-day period.

Disposition of Bond Proceeds. The proceeds of the sale of the Bonds shall be paid to the County Trustee to be deposited with a financial institution regulated by the Federal Deposit Insurance Corporation or similar or successor federal agency in a special fund known as the 2023 County Construction Fund (the "Project Fund"), or such other designation as shall be determined by the County Mayor to be kept separate and apart from all other funds of the County. The funds in the County Project Fund shall be disbursed solely to pay the costs of the Projects (or reimburse the County for the prior payment thereof), including necessary legal, accounting, engineering, architectural and fiscal expenses, printing, engraving, advertising and similar expenses, administrative and clerical costs, rating agency fees, Registration Agent fees, bond insurance premiums (if any) and other necessary miscellaneous expenses incurred in connection with the Projects, and the costs of issuance and sale of such Bonds. Moneys in the Project Fund shall be invested as directed by the County Trustee in such investments as shall be permitted by applicable law. Earnings from such investments shall be, to the extent permitted by applicable law, at the discretion of the County Mayor (i) retained in the Project Fund to the extent needed for the Projects; or (iii) transferred to the County's debt service fund to the extent needed to fund the payment of interest on the Bonds through the completion of the Projects. To the extent permitted by applicable law, after completion of the Projects, any funds remaining in the Project Fund, including earnings from such investments, may be applied to other County capital projects which have been properly authorized by an initial resolution which has been published without protest, or may be deposited to the County's debt service fund. The disposition of the proceeds of the Bonds, including any investment earnings thereon, shall be consistent with the terms of the federal tax certificate and agreement described in Section 12.

(a) Notwithstanding the foregoing, costs of issuance of the Bonds may be withheld from the good faith deposit or purchase price of the Bonds and paid to the Municipal Advisor to be used to pay costs of issuance of the Bonds.

(b) In accordance with state law, the various department heads responsible for the fund or funds receiving and disbursing funds are hereby authorized to amend the budget of the proper fund or funds for the receipt of proceeds from the issuance of the obligations authorized by this resolution including bond proceeds, accrued interest, reoffering premium and other receipts from this transaction. The department heads responsible for the fund or funds are further authorized to amend the proper budgets to reflect the appropriations and expenditures of the receipts authorized by this resolution.

<u>Official Statement</u>. The officers of the County, or any of them, are hereby authorized and directed to provide for the preparation and distribution of a Preliminary Official Statement describing the Bonds. After bids have been received and the Bonds have been awarded, the officers of the County, or any of them, shall make such completions, omissions, insertions and changes in the Preliminary Official Statement not inconsistent with this resolution as are necessary or desirable to complete it as a final Official Statement for purposes of Rule 15c212(e)(3) of the Securities and Exchange Commission. The officers of the County, or any of them, shall arrange for the delivery to the successful bidder on the Bonds of a reasonable number of copies of the Official Statement within seven (7) business days after the Bonds have been awarded for delivery, by the successful bidder on the Bonds, to each potential investor requesting a copy of the Official Statement and to each person to whom such bidder and members of his bidding group initially sell the Bonds.

The officers of the County, or any of them, are authorized, on behalf of the County, to deem the Preliminary Official Statement and the Official Statement in final form, each to be final as of its date within the meaning of Rule 15c212(b)(1), except for the omission in the Preliminary Official Statement of certain pricing and other information allowed to be omitted pursuant to such Rule 15c212(b)(1). The distribution of the Preliminary Official Statement and the Official Statement in final form shall be conclusive evidence that each has been deemed in final form as of its date by the County except for the omission in the Preliminary Official Statement of such pricing and other information.

Notwithstanding the foregoing, no Official Statement is required to be prepared if the Bonds, or any series thereof, are purchased by a purchaser that certifies that such purchaser intends to hold the Bonds, or any series thereof, for its own account and has no present intention to reoffer the Bonds, or any series thereof.

<u>Discharge and Satisfaction of Bonds</u>. If the County shall pay and discharge the indebtedness evidenced by any series of the Bonds in any one or more of the following ways, to wit:

- By paying or causing to be paid, by deposit of sufficient funds as and when required with the Registration Agent, the principal of and interest on such Bonds as and when the same become due and payable;
- By depositing or causing to be deposited with any trust company or financial institution whose deposits are insured by the Federal Deposit Insurance Corporation or similar federal agency and which has trust powers (an "Agent"; which gent may be the Registration Agent) in trust or escrow, on or before the date of maturity or redemption, sufficient money or Defeasance Obligations, as hereafter defined, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay or redeem such Bonds and to pay interest thereon when due until the maturity or redemption date (provided, if such Bonds are to be redeemed prior to maturity thereof, proper notice of such redemption shall have been given or adequate provision shall have been made for the giving of such notice);
- By delivering such Bonds to the Registration Agent for cancellation by it;

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and if the County shall also pay or cause to be paid all other sums payable hereunder by the County with respect to such Bonds, or make adequate provision therefor, and by resolution of the Governing Body instruct any such Agent to pay amounts when and as required to the Registration Agent for the payment of principal of and interest on such Bonds when due, then and in that case the indebtedness evidenced by such Bonds shall be discharged and satisfied and all covenants, agreements and obligations of the County to the holders of such Bonds shall be fully discharged and satisfied and shall thereupon cease, terminate and become void.

If the County shall pay and discharge the indebtedness evidenced by any of the Bonds in the manner provided in either clause (a) or clause (b) above, then the registered owners thereof shall thereafter be entitled only to payment out of the money or Defeasance Obligations deposited as aforesaid.

Except as otherwise provided in this Section, neither Defeasance Obligations nor moneys deposited with the Registration Agent pursuant to this Section nor principal or interest payments on any such Defeasance Obligations shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal and interest on said Bonds; provided that any cash received from such principal or interest payments on such Defeasance Obligations deposited with the Registration Agent, (A) to the extent such cash will not be required at any time for such purpose, shall be paid over to the County as received by the Registration Agent and (B) to the extent such cash will be required for such purpose at a later date, shall, to the extent practicable, be reinvested in Defeasance Obligations maturing at times and in amounts sufficient to pay when due the principal and interest to become due on said Bonds on or prior to such redemption date or maturity date thereof, as the case may be, and interest earned from such reinvestments shall be paid over to the County, as received by the Registration Agent. For the purposes of this Section, Defeasance Obligations shall mean direct obligations of, or obligations, the principal of and interest on which are guaranteed by, the United States of America, which bonds or other obligations shall not be subject to redemption prior to their maturity other than at the option of the registered owner thereof.

Federal Tax Matters Related to the Bonds.

The Bonds will be issued as federally tax-exempt bonds. The County hereby covenants that it will not use, or permit the use of, any proceeds of the Bonds in a manner that would cause the Bonds to be subjected to treatment under Section 148 of the Code, and applicable regulations thereunder, as an "arbitrage bond". To that end, the County shall comply with applicable regulations adopted under said Section 148. The County further covenants with the registered owners from time to time of the Bonds that it will, throughout the term of the Bonds and through the date that the final rebate, if any, must be made to the United States in accordance with Section 148 of the Code, comply with the provisions of Sections 103 and 141 through 150 of the Code and all regulations proposed and promulgated thereunder that must be satisfied in order that interest on the Bonds shall be and continue to be excluded from gross income for federal income tax purposes under Section 103 of the Code.

- It is reasonably expected that the County will reimburse itself for certain expenditures made by it in connection with the Projects by issuing the Bonds. This resolution shall be placed in the minutes of the Governing Body and shall be made available for inspection by the general public at the office of the Governing Body. This resolution constitutes a declaration of official intent under Treas. Reg. §1.1502.
- The appropriate officers of the County are authorized and directed, on behalf of the County, to execute and deliver a federal tax certificate and agreement, and all such other certificates and documents that may be required of the County in order to comply with the provisions of this Section related to the issuance of the Bonds.
- <u>Continuing Disclosure</u>. The County hereby covenants and agrees that it will provide annual financial information and event notices if and as required by Rule 15c212 of the Securities Exchange Commission for the Bonds. The County Mayor is authorized to execute at the closing of the sale of the Bonds an agreement for the benefit of and enforceable by the owners of the Bonds specifying the details of the financial information and event notices to be provided and its obligations relating thereto. Failure of the County to comply with the undertaking herein described and to be detailed in said closing agreement shall not be a default hereunder, but any such failure shall entitle the owner or owners of any of the Bonds to take such actions and to initiate such proceedings as shall be necessary and appropriate to cause the County to comply with their undertaking as set forth herein and in said agreement, including the remedies of mandamus and specific performance.
- <u>Reasonably Expected Economic Life</u>. The "reasonably expected economic life" of the Projects within the meaning of Sections 921101, <u>et seq</u>., Tennessee Code Annotated, is greater than the term of the Bonds authorized herein.
- <u>Resolution a Contract</u>. The provisions of this resolution shall constitute a contract between the County and the registered owners of the Bonds, and after the issuance of the Bonds, no change, variation or alteration of any kind in the provisions of this resolution shall be made in any manner until such time as the Bonds and interest due thereon shall have been paid in full.
- <u>Separability</u>. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

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<u>Repeal of Conflicting Resolutions and Effective Date</u>. All other resolutions and orders, or parts thereof in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed and this resolution shall be in immediate effect from and after its adoption.

Duly adopted and approved on October 23, 2023.

County Mayor

Attested:

County Clerk

STATE OF TENNESSEE)

COUNTY OF SULLIVAN)

I, Teresa Jacobs, certify that I am the duly qualified and acting County Clerk of Sullivan County, Tennessee, and as such official I further certify that attached hereto is a copy of excerpts from the minutes of a meeting of the governing body of the County held on October 23, 2023; that these minutes were promptly and fully recorded and are open to public inspection; that I have compared said copy with the original minute record of said meeting in my official custody; and that said copy is a true, correct and complete transcript from said original minute record insofar as said original record relates to the County's General Obligation Public Improvement Bonds. WITNESS my official signature and seal of said County on ______, 2023.

County Clerk

(SEAL)

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Estimated Debt Service and Issuance Costs

Fiscal Total	Total P+I	Interest	Coupon	Principal	Date
-	-	-	~	-	11/03/2023
-	908,282.40	308,282.40	3.450%	600,000.00	05/01/2024
908,282.40			~	~ ~ ~	06/30/2024
,	301,396.25	301,396.25	-	-	11/01/2024
-	931,396.25	301,396.25	3.450%	630,000.00	05/01/2025
1,232,792.50	-		-	~	06/30/2025
-,,	290,528.75	290,528.75	~	-	11/01/2025
-	940,528.75	290,528.75	3.200%	650,000.00	05/01/2026
1,231,057.50			-	-	06/30/2026
_,, 	280,128.75	280,128.75	-	-	11/01/2026
-	955,128.75	280,128.75	3.200%	675,000.00	05/01/2027
1,235,257.50			_	~	06/30/2027
-,,,,,,,,,,,,,,,,,,	269,328.75	269,328.75	-	-	11/01/2027
-	964,328.75	269,328.75	3.250%	695,000.00	05/01/2028
1,233,657.50	,	-	-	, -	06/30/2028
	258,035.00	258,035.00	-	-	11/01/2028
-	973,035.00	258,035.00	3.100%	715,000.00	05/01/2029
1,231,070.00	-	~ ~	-	,	06/30/2029
	246,952.50	246,952.50	_	-	11/01/2029
-	986,952.50	246,952.50	3.100%	740,000.00	05/01/2030
1,233,905.00		- 10,000000	-	-	06/30/2030
1,200,000.00	235,482.50	235,482.50	-	.	11/01/2030
-	1,000,482.50	235,482.50	3.150%	765,000.00	05/01/2031
1,235,965.00	1,000,100.00		-		06/30/2031
1,200,000.00	223,433.75	223,433.75	-	-	11/01/2031
	1,008,433.75	223,433.75	3.200%	785,000.00	05/01/2032
1,231,867.50	-,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			-	06/30/2032
	210,873.75	210,873.75	-	-	11/01/2032
_	1,020,873.75	210,873.75	3.200%	810,000.00	05/01/2033
1,231,747.50	1,020,010.10		-		06/30/2033
1,201,141.00	197,913.75	197,913.75	-	~	11/01/2033
	1,037,913.75	197,913.75	3.250%	840,000.00	05/01/2034
1,235,827.50	1,007,010.10	101,010.10		010,000.00	06/30/2034
1,400,021.00	184,263.75	184,263.75	-	-	11/01/2034
-	1,049,263.75	184,263.75	3,400%	865,000.00	05/01/2035
- 1 233 527 50	1,040,200.10	104,200,10	0.400%	000,000.00	06/30/2035
1,233,527.50	169,558.75	169,558.75	_	_	11/01/2035
-	1,064,558.75	169,558.75	3.550%	895,000.00	05/01/2036
- 1,234,117.50	1,001,000.10	100,000.10	-	000,000.00	06/30/2036
117.00 يو 117.00	153,672.50	153,672.50	-	-	11/01/2036
-	1,078,672.50	153,672.50	3.650%	925,000.00	05/01/2037
- 1,232,345.00	1,010,012.00	100,012.00	-		06/30/2037
1,202,040.00	136,791.25	136,791.25	_	· ·	11/01/2037

Date	Principal	Couron	Interest	Total P+I	11 ⁶ 1 (11 - 4 - 1
Date	Principal	Coupon	Interest	Total P+I	Fiscal Total

	F		- 4ma.		- 693
	1	•		`	000
05/01/2038	960,000.00	4.250%	136,791.25	1,096,791.25	-
06/30/2038	~	~	~	~	1,233,582.50
11/01/2038	-	-	116,391.25	116,391.25	~
05/01/2039	1,000,000.00	4.250%	116,391.25	1,116,391.25	~
06/30/2039	-	-	-	-	1,232,782.50
11/01/2039	-	-	95,141.25	95,141.25	-
05/01/2040	1,045,000.00	4.250%	95,141.25	1,140,141.25	~
06/30/2040	· · ·	~		-	1,235,282.50
11/01/2040	-	-	72,935.00	72,935.00	-
05/01/2041	1,090,000.00	4.250%	72,935.00	1,162,935.00	-
06/30/2041	-	-	-	-	1,235,870.00
11/01/2041	-	-	49,772.50	49,772.50	~
05/01/2042	1,135,000.00	4.300%	49,772.50	1,184,772.50	-
06/30/2042	-	-	~	.	1,234,545.00
11/01/2042	-	-	25,370.00	25,370.00	~
05/01/2043	1,180,000.00	4.300%	25,370.00	1,205,370.00	-
06/30/2043	-	-	-	-	1,230,740.00
Total	\$17,000,000.00	-	\$7,344,222.40	\$24,344,222.40	-

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COSTS OF ISSUANCE DETAIL*

Licensed Municipal Advisor	
Bond Counsel	
Rating Agency Fee	\$25,500.00
Registration/Paying Agent	\$750.00
I-Preo Electronic Bidding	\$1,365.63
TOTAL	\$120,115.63

*The underwriting expense will be determined by competitive bid. The maximum discount allowed in the Resolution is 1.0%; however, the estimated amount that is expected to be bid is 0.5%. The actual underwriting expense is expected to be less than the maximum allowed.

EXHIBIT B

Engagement Letter

[Letterhead of Bass, Berry & Sims PLC]

_____, 2023

Sullivan County, Tennessee Blountville, Tennessee Attention: Richard Venable, County Mayor

Re: Issuance of Not to Exceed \$17,000,000 in Aggregate Principal Amount of General Obligation Public Improvement Bonds, Series 2023

Dear County Mayor:

The purpose of this engagement letter is to set forth certain matters concerning the services we will perform as bond counsel to Sullivan County, Tennessee (the "Issuer"), in connection with the issuance of the above-referenced Bonds (the "Bonds"). We understand that the Bonds are being issued for the purposes of providing funds necessary to finance certain capital improvements within the Issuer and pay the costs incident to the sale and issuance of the Bonds. We further understand that the Bonds will be sold at competitive sale.

SCOPE OF ENGAGEMENT

In this engagement, we expect to perform the following duties:

- (1) Subject to the completion of proceedings to our satisfaction, render our legal opinion (the "Bond Opinion") regarding the validity and binding effect of the Bonds, the source of payment and security for the Bonds, and the excludability of interest on the Bonds from gross income for federal income tax purposes.
- (2) Prepare and review documents necessary or appropriate for the authorization, issuance and delivery of the Bonds, coordinate the authorization and execution of such documents, and review enabling legislation.
- (3) Assist the Issuer in seeking from other governmental authorities such approvals, permissions and exemptions as we determine are necessary or appropriate in connection with the authorization, issuance, and delivery of the Bonds, except that we will not be responsible for any required blue-sky filings.
- (4) Review legal issues relating to the structure of the Bonds; and
- (5) Prepare those sections of the official statement (if applicable) to be disseminated in connection with the sale of the Bonds involving the description of (i) federal law pertinent to the validity of the Bonds and the tax law treatment thereon, (ii) the terms of the Bonds and (iii) our Bond Opinion.

Our Bond Opinion will be addressed to the Issuer and the purchaser of the Bonds and will be delivered by us on the date the Bonds are exchanged for its purchase price (the "Closing").

The Bond Opinion will be based on facts and law existing as of its date. In rendering our Bond Opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the Issuer with applicable laws relating to the Bonds. During the course of this engagement, we will rely on you to provide us with complete and timely information on all developments pertaining to any aspect of the Bonds and their security. We understand that you will direct members of your staff and other employees of the Issuer to cooperate with us in this regard.

Our duties in this engagement are limited to those expressly set forth above. Among other things, our duties do not include:

a. 1) Assisting in the preparation or review of an official statement or any other disclosure document with respect to the Bonds other than as described in (5) above, or

- 2) Performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document, or
- 3) Rendering advice that the official statement or other disclosure documents
 - i) Do not contain any untrue statement of a material fact or
 - ii) Do not omit to state a material fact necessary to make the statements contained therein, in light of the circumstances under which they were made, not misleading.
- b. Preparing requests for tax rulings from the Internal Revenue Service, or no action letters from the Securities and Exchange Commission.
- c. Preparing blue sky or investment surveys with respect to the Bonds.
- d. Drafting state constitutional or legislative amendments.
- e. Pursuing test cases or other litigation, (such as contested validation proceedings) except as set forth above.
- f. Making an investigation or expressing any view as to the creditworthiness of the Issuer or the Bonds.
- g. Except for defending our Bond Opinion, representing the Issuer in Internal Revenue Service examinations or inquiries, or Securities and Exchange Commission investigations.
- h. After Closing, providing continuing advice to the Issuer or any other party concerning any actions necessary to assure that interest paid on the Bonds will continue to be excludable from gross income for federal income tax purposes (*e.g.*, our engagement does not include rebate calculations for the Bonds).
- i. Opining on a continuing disclosure undertaking pertaining to the Bonds or any other outstanding obligations of the County or, after Closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking.
- j. Addressing any other matter not specifically set forth above that is not required to render our Bond Opinion.

ATTORNEY-CLIENT RELATIONSHIP

Upon execution of this engagement letter, the Issuer will be our client and an attorney-client relationship will exist between us. We assume that all other parties will retain such counsel as they deem necessary and appropriate to represent their interests in this transaction. We further assume that all other parties understand that in this transaction we represent only the Issuer, we are not counsel to any other party, and we are not acting as an intermediary among the parties. Our services as bond counsel are limited to those contracted for in this letter; the Issuer's execution of this engagement letter will constitute an acknowledgment of those limitations. In our representation of the Issuer, we will not act as a "municipal advisor," as such term is defined in the Securities Exchange Act of 1934, as amended.

Our representation of the Issuer and the attorney-client relationship created by this engagement letter will be concluded upon issuance of the Bonds. Nevertheless, subsequent to Closing, we will mail the appropriate Internal Revenue Service Form 8038-G, and prepare and distribute to the participants in the transaction a transcript of the proceedings pertaining to the Bonds.

As you are aware, our firm represents many political subdivisions, companies and individuals. It is possible that during the time that we are representing the Issuer, one or more of our present or future clients will have transactions with the Issuer. It is also possible that we may be asked to represent, in an unrelated matter, one or more of the entities involved in the issuance of the Bonds. We do not believe such representation, if it occurs, will adversely affect our ability to represent you as provided in this letter, either because such matters will be sufficiently different from the issuance of the Bonds as to make such representations not adverse to our representation of you, or because the potential for such adversity is remote or minor and outweighed by the consideration that it is unlikely that advice

given to the other client will be relevant to any aspect of the issuance of the Bonds. Execution of this letter will signify the Issuer's consent to our representation of others consistent with the circumstances described in this paragraph.

FEES

Based upon: (i) our current understanding of the terms, structure, size and schedule of the financing represented by the Bonds; (ii) the duties we will undertake pursuant to this engagement letter; (iii) the time we anticipate devoting to the financing; and (iv) the responsibilities we will assume in connection therewith, our fee will be \$25,000. The fee quoted above will include all out-of-pocket expenses advanced for your benefit. It is our understanding that the Bonds may be issued together with the remaining authorization of previously authorized bonds for the Project and, if so, this fee may be adjusted to reflect the issuance of a single series of bonds.

If, for any reason, the financing represented by the Bonds as described in the paragraph above is completed without the delivery of our Bond Opinion as bond counsel or our services are otherwise terminated, we will expect to be compensated at our normal rates for the time actually spent on your behalf plus client charges as described above unless we have failed to meet our responsibilities under this engagement, but in no event will the amount we are paid exceed the amount set forth above.

RECORDS

At your request, papers and property furnished by you will be returned promptly upon receipt of payment for outstanding fees and client charges. All goods, documents, records, and other work product and property produced during the performance of this contract are deemed to be Issuer's property. Our own files, including lawyer work product, pertaining to the transaction will be retained by us for a period of three (3) years and be subject to inspection by Issuer upon reasonable notice.

OTHER MATTERS

We have not retained any persons to solicit or secure this engagement from the Issuer upon an agreement or understanding for a contingent commission, percentage, or brokerage fee. We have not offered any employee of the Issuer a gratuity or an offer of employment in connection with this engagement and no employee has requested or agreed to accept a gratuity or offer of employment in connection with this engagement.

Any modification or amendment to this engagement letter must be in writing, executed by us and contain the signature of the Issuer. The validity, construction, and effect of this engagement letter and any and all extensions and/or modifications thereof shall be governed by the laws of the State of Tennessee.

CONCLUSION

If the foregoing terms are not acceptable to you, please so indicate in writing by an authorized officer of the Issuer. Otherwise, we look forward to working with you.

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

Duly passed and approved this 16th day of November, 2023.

esa Jacobs, County Clerk

Sponsored by: Commissioner Akard Co-Sponsor(s): Commissioner Crosswhite

Richard S. Venable, County Mayor

No. 2023-10-08 ACTIONS: 10/19/23 1st Reading, 11/16/23 Approved 18 Yes, 3 No, 3 Absent

Meeting name		Sullivan County Commission November 16 2023				
6	ltem 2 Resolution Vote	No. 2023-10-08 Sponsors: Akard/Crosswhite, et al				
Description		A RESOLUTION AUTHORIZING THE ISS				

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A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION

PUBLIC IMPROVEMENT BONDS OF SULLIVAN COUNTY, TENNESSEE IN THE

AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$17,000,000, IN ONE OR

MORE SERIES; MAKING PROVISION FOR THE ISSUANCE, SALE AND PAYMENT

OF SAID BONDS, ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION

OF PROCEEDS THEREFROM; AND PROVIDING FOR THE LEVY OF TAXES FOR

THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE

BONDS Venable, Richard

Chairman

Total vote result	3
Voting start time	6:39:22 PM
Voting stop time	6:39:40 PM
Voting configuration	Vote
Voting mode	Open
Vote result	

	18
Abstain	0
No	·
Total Present	21
	3

Group voting result

Total result	18	3	ø3
No group	18	3	0
Group	Yes	No	Absent

Name	Yes Absta	in No 🦾	Absent
Akard, David ()			X
Calton, Darlene ()	X		
Carr, Joe ()	x		· · · -
Cole, Michael ()	X		
Crawford, Larry ()		X	
Cross, Andrew ()	X		A
Crosswhite, Joyce ()	X		
Gardner, John ()	x		
Glover, Hershel ()	X		
Harvey, Cheryl ()	X		
Hayes, David ()		X	
Horne, Daniel ()	X		
Ireson, Mark ()			

Agenda subject voting repo

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Meeting name Su	Sullivan County Commission November 16 2023					11/16/2023	
Name			Yes	Abstain	No	Absent	
Jones, Sam ()			X				
King, Dwight ()			X				
Leonard, Tony ()		1	Х				
Locke, Hunter ()			Х				
McMurray, Joe ()			Χ				
Means, Jessica ()			Х		-		
Pierce, Archie ()		ľ	Х				
Slagle, Matt ()		·				X	
Stidham, Gary ()				-		X	
Vanover, Zane ()			X				
Ward, Travis ()					X		

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Sullivan County Board of County Commissioners 243rd Annual Session

Item 3 No. 2023-11-01

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 23rd day of October 2023.

RESOLUTION TO ESTABLISH AN AD HOC NON-PROFIT COMMITTEE. THIS COMMITTEE WILL CREATE A PROCESS FOR INITIAL APPLICATION, ANNUAL REPORTS, AND ANNUAL REAPPLICATION FOR NON-PROFIT ORGANIZATIONS TO FOLLOW WHEN REQUESTING FUNDS FROM THE SULLIVAN COUNTY COMMISSION.

WHEREAS, the Sullivan County Commission receives several new requests every year from new and existing non-profit organizations, and

WHEREAS, the Sullivan County Commission currently splits those applications between the Administrative and Executive Committees, with neither group knowing what the other is recommending, and

WHEREAS, establishing a non-profit committee that has clearly defined guidelines and reviews all applications, will greatly expedite the process and increase public trust in an open and fair system.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the formation of an AD HOC Non-Profit Committee to meet with the purpose of creating the guidelines to be followed and providing the Sullivan County Commission with a complete recommended list for non-profit funds distribution. The AD HOC Non-Profit Committee shall consist of (1) county commissioner from each of the following committees: 1) Administrative Committee, 2) Budget Committee, and 3) Executive Committee. This ADHOC committee shall begin meeting with the passage of this resolution, and thereafter report progress to the Commission quarterly.

THEREFORE, BE IT ALSO RESOLVED, that the Board of County Commissioners of Sullivan County, Tennessee, establish the non-profit budget for FY2024-2025 be set at \$300,000.

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 <u>16th</u> day of <u>November</u>, 2023.

Attest: ______ Teresa Jacobs, County Clerk Approve: ______ Richard S. Venable, County Mayor

Sponsored By: Commissioner Mark Ireson Co-Sponsor(s): Commissioners Cheryl Harvey, Zane Vanover, Joyce Crosswhite

No. 2023-10-12 ACTIONS: 10/19/23 1st Reading, 11/16/23 Deferred

NOTE: This resolution was misnumbered. This should have been the last item under old business and should have been numbered 2023-10-13. Will be corrected for next month.

Sullivan County Board of County Commissioners 243rd Annual Session

Item 4 Resolution No. 2023-11-02

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session.

5.00

RESOLUTION to authorize Sullivan County Mayor and County Attorney to sign contract with Tennessee Department of Transportation for Traffic Signal Upgrade (may include intersection improvements) at the intersection of SR-93 (John B Dennis Highway) and Bloomingdale Road (# project :129736.34, federal project number: n/a, state project number: 82S093-S3-005, contract number: 220107) and to authorize payment for Sullivan County's share to come from existing Highway Department budget or Highway Department Fund Balance.

WHEREAS, the Tennessee Department of Transportation has submitted a contract for the above project wherein the Tennessee Department of Transportation will provide \$250,000.00 for the upgrade with any remaining cost over and above \$250,000.00 to be funded 100 % by Sullivan County.

WHEREAS, in order for TDOT to move forward with the project, the contract must be signed by the County Mayor and the County Attorney, and Sullivan County must remit at this time \$25,000.00 as an initial payment for the County's share of the project's costs.

WHEREAS, total estimate for this project is about \$300,000.00. Sullivan County's expected financial obligation is thus a total of \$50,000 (see Exhibit "A" attached). Funds to be in the State Department LGIP account. This project may take 3-5 years to complete.

NOW, THEREFORE, BE IT RESOLVED the Board of Sullivan County Commissioners hereby authorizes the Mayor and County Attorney to sign the contract with TDOT for the project described above, with Sullivan County agreeing to be financially obligated to pay any and all costs of the project in excess of \$250,000.00, with an up-front initial \$25,000.00 to be paid immediately from current County appropriations to the Highway Department, including Fund Balance, and any and all additional amounts in excess of \$250,000 to also come from current County appropriations to the Highway Department, including Fund Balance.

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

WAIVER OF THE RULES REQUESTED REQUIRING 16 VOTED FOR PASSAGE

Duly passed and approved this 16th day of Nove	mber, 2023. 7/ / / /
Duly passed and approved this <u>16th</u> day of <u>Nove</u> Attested:	Approved Ichans & Venau
Teresa Jacobs/County Clerk	Richard S. Venable, County Mayor

Sponsored by: Commissioner Zane Vanover Co-Sponsor(s): Commissioner Larry Crawford

No. 2023-11-02 ACTIONS: 11/16/23 Approved on Waiver of Rules 21 Yes, 3 Absent

Agenda subject voting repo

Sullivan County Commission November 16 2023

Meeting name

11/16/2023

31 Item 4 Resolution 2023-11-02 Sponsors: Vanover/Crawford Vote

Description

RESOLUTION to authorize Mayor and County Attorney to sign contract with Tennessee Department of Transportation for Traffic Signal Upgrade (may include intersection improvements) at SR-93 (John B Dennis Highway), and the intersection of Bloomingdale

Road (# project :129736.34, federal project number: n/a, state project number: 82S093-S3-005, contract number: 220107) and to authorize payment for county's share to come from

existing Highway Department budget or Highway Fund Balance. Venable, Richard

Chairman

Total vote result	
Voting start time	6:41:38 PM
Voting stop time	6:41:55 PM
Voting configuration	Vote
Voting mode	Open

Vote result

Yes			 21
Abstain			 0
No	•		
Total Present			21
Absent		Allowed Allowed to 1	 ્ર્3 ને વિવ

Group voting result

Group	<u></u> •		Yes	Absent
No group			21	0
		Total resul	t 21	£3

Name	Yes	Abstain	Absent
Akard, David ()			X
Calton, Darlene ()	X		
Carr, Joe ()	X		
Cole, Michael ()	X		
Crawford, Larry ()	X		1
Cross, Andrew ()	X		
Crosswhite, Joyce ()	X		
Gardner, John ()	X		
Glover, Hershel ()	X		1
Harvey, Cheryl ()	X		
Hayes, David ()	X		
Horne, Daniel ()	X		
Ireson, Mark ()	X		
Jones, Sam ()	X		
King, Dwight ()	X		
Leonard, Tony ()	X		
Locke, Hunter ()	X		
McMurray, Joe ()	X		
Means, Jessica ()	X		-
Pierce, Archie ()	X		
Slagle, Matt ()			
Stidham, Gary ()			X
Vanover, Zane ()	Х		



Agenda subject voting repo

Meeting name Sullivan County Commission November 16 2023							11/16/2023				
Name	1 - 4 - <u>1</u>	· · · · · ·	- 73 <u>6.</u> - 71 7 7				les	Abstain	No.	Absent	•
Ward, Travis ()							X		-		

Sullivan County Board of County Commissioners 243rd Annual Session

Item 5 No. 2023-11-03

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 23rd day of October 2023.

A RESOLUTION TO ALLOW CITY, COUNTY OR SPECIAL SCHOOL DISTRICT BOARD MEMBERS TO PARTICIPATE IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM IN ACCORDANCE WITH TENNESSEE CODE ANNOTATED, TITLE 8, CHAPTERS 34 – 37.

WHEREAS, Tennessee Code Annotated, Section 8-35-226 provides that appointed or elected school board members of special school districts, and of city or county boards, commissions, committees, councils and the like, by whatever name known, who are elected by popular vote and whose duties are performed intermittently or periodically for the purposes of fixing rates, issuing permits or licenses, regulating trades or professions, or who serve in an advisory, study or planning capacity and the like, shall be eligible for membership in the Tennessee Consolidated Retirement System at the option of the chief legislative body of the city, special school district or county under the following conditions:

(1) The chief legislative body of the city, special school district or county passes a resolution by a two-thirds
 (2/3) majority authorizing membership and prior service for such employees and accepting the liability therefor;
 (2) An employee desiring to establish prior service credit may only obtain credit for such periods of previous service as authorized for other employees of the city, special school district or county and must make a lump sum payment equal to the employee contributions such employee would have made had such employee been a member of the Retirement System during the period claimed, plus interest at the rate provided in Tennessee Code Annotated, Section 8-37-214;

(3) Membership in the Retirement System for said employees will be permitted only if the chief legislative body extends such coverage to all nonparticipating departments and instrumentalities of the city, special school district or county. If such option is elected, the remaining departments and instrumentalities shall participate under the conditions of Tennessee Code Annotated, Section 8-35-201;

(4) Retirement benefits payable to such employees on service established pursuant to this Resolution shall be computed in accordance with the provisions of Tennessee Code Annotated, Title 8, Chapter 36, including the limitations of Section 8-36-102. However, in no event shall the minimum service retirement allowance be less than the following, depending on which option is selected by the chief legislative body:

- (A) Seven dollars (\$7.00) per month for each year of creditable service;
- (B) Eight dollars (\$8.00) per month for each year of creditable service;

(C) Eighteen dollars and one cent (\$18.01) per month effective as of July 1, 2023 for each year of such creditable service, but adjusted on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2); or

(D) Twenty-five dollars and seventy-three cents (\$25.73) per month effective as of July 1, 2023 for each year of such creditable service, but adjusted on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2);

(5) The average final compensation for service granted pursuant to this Resolution shall be independent of the average final compensation calculation on any other creditable service in the Retirement System; and
(6) All costs associated with this Resolution shall be the responsibility of the political subdivision and not the State of Tennessee.

NOW THEREFORE, BE IT RESOLVED, that the Board of Sullivan County Commissioners hereby authorizes all its boards, commissions, committees, councils and the like, by whatever name known, who are elected by popular vote and whose duties are performed intermittently or periodically for the purposes of fixing rates, issuing permits or licenses, regulating trades or professions, or who serve in an advisory, study or planning

capacity and the like, to be eligible for membership in the Tennessee Consolidated Retirement System based upon the above conditions and with the minimum service retirement allowance selected below:

(1) Seven dollars (\$7.00) per month for each year of creditable service;

(2) Eight dollars (\$8.00) per month for each year of creditable service;

(3) Eighteen dollars and one cent (\$18.01) per month effective as of July 1, 2023 for each year of such creditable service, but adjusted on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2); or

 \underline{X} (4) Twenty-five dollars and seventy-three cents (\$25.73) per month effective as of July 1. 2023 for each year of such creditable service, but adjusted on each July 1 thereafter pursuant to the cost-of-living provisions in Tennessee Code Annotated, Section 8-36-701(b)(1) and (2).

STATE OF TENNESSEE COUNTY OF SULLIVAN

, clerk of the County Commission Ĭ. Sullivan/County, Tennessee do hereby certify that this is a true and exact copy of the of foregoing resolution that was approved and adopted by at least two-thirds (2/3) of the membership of the chief legislative body at a meeting held on the 16^{44} day of 16^{44} day of 2023, the original of which is on file in this office. IN WITNESS WHEREOF, I have hereunto set my hand, and the seal of Sullivan County WAIVER OF THE RULES REQUESTED REQUIRING 16 VOTED FOR PASSAG

Attest: Teresa Jaco County Clerk

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Lichard S. Venable, County Mayor

Sponsored By: Comm. Mark Ireson Co-Sponsor(s): Comm. Gary Stidham No. 2023-11-03 ACTIONS: 11/16/23 Approved on Waiver of Rules 20 Yes, 1 No, 3 Absent

Meeting name	Sullivan County Commission November 16 2023 11/16/2023
32 Item 5 Resolut Vote	on No. 2023-11-03 Sponsors: Ireson/Stidham .
Description	A RESOLUTION TO ALLOW CITY, COUNTY OR SPECIAL SCHOOL DISTRICT
	BOARD MEMBERS TO PARTICIPATE IN THE TENNESSEE CONSOLIDATED
	RETIREMENT SYSTEM IN ACCORDANCE WITH TENNESSEE CODE ANNOTATED,
	TITLE 8, CHAPTERS 34 – 37.
Chairman	Venable, Richard

Total vote result	
Voting start time	6:42:50 PM
Voting stop time	6:43:06 PM
Voting configuration	Vote
Voting mode	Open

Vote result

	20
Abstain	0
Total Present	21
Absent	

Group voting result

Group		No	Absent
No group	20	1	0
Total result	20	1	93

Name	Yes	Abstain	No -	Absent
Akard, David ()				X
Calton, Darlene ()	X			
Carr, Joe ()			Х	
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
Glover, Hershel ()	X			
Harvey, Cheryl ()	X			
Hayes, David ()	X			
Horne, Daniel ()	X			
Ireson, Mark ()	X			
Jones, Sam ()	X			-
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
McMurray, Joe ()	X			
Means, Jessica ()	X			
Pierce, Archie ()	X			
Slagle, Matt ()				
Stidham, Gary ()				X
Vanover, Zane ()	X			

🐪 🐘 Agenda subject voting repo

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Meeting name	Sullivan County Commission November	6 2023			11/16/2023
Name		Yes	Abstain	No	Absent
Ward, Travis ()		X			

Sullivan County Board of County Commissioners 243rd Annual Session

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Item 6 Resolution No. 2023-11-04

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION TO APPROPRIATE UP TO \$400,000 TO FULLY FUND A PROPERTY TAX RELIEF PROGRAM FOR APPROXIMATELY 4,000 QUALIFIED PROPERTY TAXPAYERS IN SULLIVAN COUNTY FOR THE 2023 AND 2024 TAX YEARS APPROVED AS ELIGIBILE BY THE STATE, AND AS PROVIDED FOR IN *TENNESSEE CODE ANNOTATED* TITLE § 67, CHAPTER 5, PART 7.

WHEREAS the State of Tennessee will be conducting a Ratio Study for Tax Year 2023. Ratios between current housing market values and Sullivan County's assessed values are expected to reflect a variant of 35% between these two values; and

WHEREAS due to the housing market vs. property values, a 33.29% discrepancy is expected and will cause an additional burden on our *Tennessee Tax Relief Program* recipients in Sullivan County; and

WHEREAS this ratio will affect tax years 2023 and 2024, for which said tax assistance is requested while considering that the next scheduled property tax reappraisal is bringing current market values to the 100% ratio in tax year 2025; and

WHEREAS based on 4,000 eligible tax relief participants in an amount of \$75.00 to these qualifying property owners to be applied to tax payments; and

WHEREAS our effort to continue assisting our qualifying homeowners being served under provisions of the *Tennessee Tax Relief Program*, is requested by Sullivan County Property Assessor Donna Whitaker, and Sullivan County Trustee Angela Taylor for the 2023 and 2024 tax years; and

WHEREAS this Sullivan County Board of Commissioners recognizes the need to provide financial assistance with a voucher to be applied as a credit to tax payment at \$75.00 to our qualifying payers of property taxes as allowed in *Tennessee Code Annotated* Title § 67-5-701(j)(1):

- (1) Elderly over age 65 with an income limit of \$33,460 for the household; or
- (2) Disabled persons as qualified by the Social Security Administration with an income limit of \$33,460 for the household; or
- (3) 100% Disabled Veterans (or surviving spouse) as determined by the Veterans Administration.

NOW THEREFORE BE IT RESOLVED that this Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November 2023 appropriates up to \$400,000 from the General Fund (101) to provide \$75.00 for qualifying property tax relief participants for the *Tennessee Property Tax Relief Program* implemented in Sullivan County immediately upon this legislation being duly passed and properly signed.

BE IT FURTHER RESOLVED this legislative body hereby expresses its intent to exercise the authority provided in *Tennessee Code Annotated* § 67-5-701(j) that will aid eligible Sullivan County payers of property taxes as defined in Titles § 67-5-702 through § 67-5-704 and shall be satisfied by previous application obtaining said relief under this provision.

BE IT FURTHER RESOLVED that this appropriation up to \$400,000 FY2023 shall be satisfied to be in a qualifying amount determined by an appropriation for FY2024 tax year based upon future data and the evaluation and projection of the ratio for 2024 and an appropriation to assist tax relief recipients in FY2024 that shall also be subject to the availability of funds. Request for FY2024 will rely on results from Sullivan County Commission review and approval once detailed property tax data is available.

BE IT FURTHER RESOLVED that any payments from eligible payers of property taxes made prior to issuance of an approved voucher, shall be requested monthly from the County General Fund (101) and returned to the taxpayer, thus maintaining a requirement of zero balance on all property taxpayer accounts.

BE IT FURTHER RESOLVED that the provisions of this resolution shall be determined annually through the office of Sullivan County Trustee in the same manner as the *Property Tax Relief Program* of the State of Tennessee provided for in *Tennessee Code Annotated* § 67-5-704 upon qualifying application being approved.

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, the public welfare requiring it.

WAIVER OF THE RULES REQUESTED REQUIRING 16 VOTED FOR PASSAGE

Approved this 16^{th} day of November, 2023.

Attest:

Richard S. Venable, County Mayo

Sponsored By: Comm. Hershel Glover

Co-Sponsor(s): Comm. Joyce Crosswhite, Comm. Dwight King, Comm. Matt Slagle, Comm. Travis Ward, Comm. Hunter Locke, Comm. David Akard, Comm. David Hayes, Comm. Larry Crawford, Comm. Andrew Cross, Comm. Michael Cole, Comm. Tony Leonard, Comm. Archie Pierce, Comm. Mark Ireson, Comm. Zane Vanover, Comm. Cheryl Harvey, Comm. Darlene Calton, Comm. Gary Stidham, Comm. Jessica Means, Comm. Joe Carr, Comm. Sam Jones, Comm. Daniel Horne, Comm. Joe McMurray, all voting in the affirmative.

2023-11-04 ACTIONS: 11/16/23 Approved on Waiver of Rules 20 Yes, 1 Abstain, 3 Absent

Sullivan County Commission November 16 2023

11/16/2023

33 Item 6 Resolution No. 2023-11-04 Sponsors: Glover/Crosswhite, et al Vote

Description

Meeting name

RESOLUTION TO APPROPRIATE UP TO \$400,000 TO FULLY FUND A PROPERTY TAX RELIEF PROGRAM FOR APPROXIMATELY 4,000 QUALIFIED PROPERTY TAXPAYERS IN SULLIVAN COUNTY FOR THE 2023 AND 2024 TAX YEARS APPROVED AS ELIGIBILE BY THE STATE, AND AS PROVIDED FOR IN TENNESSEE CODE ANNOTATED TITLE § 67, CHAPTER 5, PART 7.

Chairman

Venable, Richard

Total vote result	
Voting start time	6:49:23 PM
Voting stop time	6:49:38 PM
Voting configuration	Vote
Voting mode	Open
Vote result	

Yes 163 A1 337 20 Abstain 1 _ ÷¢¢∰ ÷ ج . 0 🚁 No ç. Total Present 21 ٠. 3 Absent

Group voting result

Group		Nes_Yes_**	Abstain	Absent
No group		20	1	0
	Total result	20	1	JJ J

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Calton, Darlene ()	Х			
Carr, Joe ()	X			
Cole, Michael ()	Х			
Crawford, Larry ()	Х			
Cross, Andrew ()	Х			
Crosswhite, Joyce ()				
Gardner, John ()	Х		_	
Glover, Hershel ()	Х			
Harvey, Cheryl ()	Х			
Hayes, David ()	Х			
Horne, Daniel ()	Х			
Ireson, Mark ()	X			
Jones, Sam ()	Х			
King, Dwight ()	Х			
Leonard, Tony ()	Х			
Locke, Hunter ()	X			
McMurray, Joe ()	X			
Means, Jessica ()	Х	l i		
Pierce, Archie ()	Х			
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	X			
Ward, Travis ()	X			

Sullivan County Board of County Commissioners 243rd Annual Session

Item 7 No. 2023-11-05

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION Allowing Sullivan County to enter a contract with the City of Kingsport to place Recycling Bins on Sullivan Gardens Drive.

WHEREAS, the new location will allow greater access to the residents of Sullivan Gardens, and

WHEREAS, the City of Kingsport supports the relocation of the recycling bins to better serve city residents, and

WHEREAS, the City of Kingsport annexed this portion of the road.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves entering into an agreement with the City of Kingsport per the attached contract to provide recycling bins at the prepared site so long as it is mutually agreeable.

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 <u>day of</u> 2023.

Attest:

Teresa L. Jacobs, County Clerk

Approve: _

Richard S. Venable, County Mayor

Sponsored By: Commissioner Mark Ireson Co-Sponsor(s): Commissioners Darlene Calton

No. 2023-11-05 ACTIONS: 11/16/23 Withdrawn by Sponsor

Item 8 No. 2023-11-06

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION Allowing Sullivan County Solid Waste to spend up to \$20,000 for fencing, lighting, and other expenses in preparing the recycling bins location on Sullivan Gardens Drive.

WHEREAS, the new location will allow greater access to the residents of Sullivan Gardens, and

WHEREAS, the City of Kingsport supports the relocation of the recycling bins to this location with certain fencing and lighting requirements, and

WHEREAS, the fencing and lighting will make the location more attractive and safer for the residents using the recycling bins.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves Sullivan County Solid Waste to spend up to \$20,000 for fencing, lighting, and other expenses in preparing the recycling bins location on Sullivan Gardens Drive.

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.

WAIVER OF THE RULES REQUESTED REQUIRING 16 VOTED FOR PASSAGE

Approved this <u>16th</u> day of <u>November</u>, 2023.

Attest:

Sponsored By: Commissioner Mark Ireson Co-Sponsor(s): Commissioners Darlene Calton

No. 2023-11-06 ACTIONS: 11/16/23 Amended by Sponsor to say the revenue to fund this project will come from the General Fund. Approved 21 Yes, 3 Absent



Agenda subject voting repo

Meet	ting name	Sullivan County Commission November 16 2023	11/16/2023
35	ltem 8 Resolutic Vote	n No. 2023-11-06 Sponsors: Ireson/Calton	
Desc	cription	RESOLUTION Allowing Sullivan County Solid Waste to \$20,000 for fencing, lighting, and other expenses in pre bins location on Sullivan Gardens Drive.	
Chai	rman	Venable, Richard	

lotal vote result	The second se
Voting start time	6:52:27 PM
Voting stop time	6:52:40 PM
Voting configuration	Vote
Voting mode	Open
Vote result	

Yes	21
Abstain	0
No	
Total Present	21
Absent	3

Group voting result

Group	Yes	Absent
No group	21	0
Total resu	lt 21	93

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Calton, Darlene ()	Х			, .
Carr, Joe ()	Х			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	Х			
Glover, Hershel ()	X			
Harvey, Cheryl ()	X			
Hayes, David ()	X	-		
Horne, Daniel ()	X			
ireson, Mark ()	X			
Jones, Sam ()	Х			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
McMurray, Joe ()	X			
Means, Jessica ()	X			
Pierce, Archie ()	X			
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	X			
Ward, Travis ()	X			

Item 9 Resolution No. 2023-11-07

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November, 2023.

RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL PURPOSE SCHOOL FUND TO THE FEDERAL PROJECTS FUND.

WHEREAS Federal Projects grants operate on a reimbursement basis and funds are requested from the State of Tennessee by the Sullivan County Finance Department for expenditures on at least a bi-weekly basis; and,

WHEREAS the Federal Projects Fund operates with a cash deficit at various times throughout the fiscal year due to the turn-around time needed for reimbursements from the State of Tennessee; and,

WHEREAS Government Auditing Standards consider a cash deficit in any fund to be a significant deficiency in internal control; and,

WHEREAS Sullivan County Schools does not desire to operate any fund with a cash deficit.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Sullivan County Schools in Tennessee, meeting in session on the 13th day of November 2023, and by the County Commission of Sullivan County in Tennessee, meeting in session on the 16th day of November 2023, that:

SECTION 1. The General Purpose School Fund shall transfer \$1,800,000.00 to the Federal Projects Fund on November 17, 2023.

SECTION 2. The \$1,800,000.00 transfer shall remain in the Federal Projects Fund as an assigned fund balance from the General Purpose School Fund until December 31, 2024 when said transfer shall be returned to the General Purpose School Fund undesignated fund balance.

SECTION 3. This resolution will take effect on November 16, 2023. The Secretary of the Board of Education shall include this Resolution in the minutes of the Sullivan County Board of Education. The County Clerk shall include this Resolution in the minutes of Sullivan County Commission.

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-REQUIRES 16 VOTES FOR PASSAGE

Approved this 16th day of November, 2023.

Attest: Teresa Jacobs, County Clerk

Appar Pichard S. Venalde

Venable, County Mayor

Sponsored By: Joyce Crosswhite Co-Sponsor(s): Zane Vanover

No. 2023-11-07 ACTIONS: Approved by Sullivan County Board of Education on 11/13/2023; submitted by Department of Education for inclusion in 11/16/2023 Sullivan County Commission Agenda at 8:20 a.m. on 11/14/2023. Approved on 11/16/23 on Waiver of Rules 21 Yes, 3 Absent

11/16/2023

Agenda subject voting report

Meeting name	Sullivan County Commission November 16 2023
·	

36 Item 9 Resolution No. 2023-11-07 Sponsors: Crosswhite/Vanover Vote

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Description

RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL PURPOSE SCHOOL FUND TO THE FEDERAL PROJECTS FUND.

Chairman

Venable, Richard

PM PM

Total vote result	
Voting start time	6:54:32
Voting stop time	6:54:48
Voting configuration	Vote
Voting mode	Open

Vote result

Yes	21
Abstain	0
	0
Total Present	21
Absent	3

Group voting result

Group	Yes	Absent
No group	21	0
Total result	21	E Q

Name	Yes	Abstain	No	Absent
Akard, David ()				Х
Calton, Darlene ()	Х			
Carr, Joe ()	Х			
Cole, Michael ()	X			
Crawford, Larry ()	Х			
Cross, Andrew ()	Х			
Crosswhite, Joyce ()	Х			
Gardner, John ()	Х			
Glover, Hershel ()	Х			
Harvey, Cheryl ()	Х			
Hayes, David ()	X			
Horne, Daniel ()	Х			
Ireson, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	Х			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
McMurray, Joe ()	Х			
Means, Jessica ()	X			
Pierce, Archie ()	X			
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	Х			
Ward, Travis ()	Х			

SULLIVAN COUNTY Board of County Commissioners 243rd Annual Session

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION TO ADOPT THE 2024 SULLIVAN COUNTY HIGHWAY DEPARTMENT ROAD ATLAS.

WHEREAS, annually the Sullivan County Highway Department reviews and updates a listing of County Roads as required by Tennessee law; and

WHEREAS, these revisions are necessary to bring the official Sullivan County Road Atlas up-to-date; and

WHEREAS, a summary of the revisions are attached hereto to be effective January 1, 2024.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that they hereby authorize the adoption of the Sullivan County Road Atlas as revised, effective January 1, 2024. The Sullivan County Highway Department for review.

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 16th day of November, 2023.

WAIVER OF RULES REQUESTED-REQUIRES 16 VOTES FOR PASSAGE

Attest

Teresa Jacobs, County Clerk

Richard S. Venable, County Mayor

An emailed copy of the atlas may be provided by request.

Sponsored By: Comm. Dwight King Co-Sponsor(s): Comm. Hershel Glover

No. 2023-11-08 ACTIONS: Submitted at 8:44 a.m. Nov. 15, 2023 for inclusion on agenda for Nov. 16, 2023 Sullivan County Commission regular meeting, for consideration on First Reading. 11/16/23 Approved on Waiver of Rules 21 Yes, 3 Absent. Amended by Sponsor to add COPE RD to the list of deletions provided Resolution No. 2023-11-09 passes.

					1 79 -1 1
~	L. X				716
Cottages at Mountain ViewMountain View Circle	9	124	0.05	40	1
Allison Meadows Phase IIIHester Court	9	124	0.33	50	1
Allison Meadows Phase IVOsler Court	9	124	0.20	40	1
Allison Meadows Phase IIAllison Meadows	9	124	0.23	50	1
Turkey RidgeS/D Phase 1 Turkey Ridge Lane	20	122	0.14	50	1
Allison Hills S/d Phase VWhippoorwill Trail	20	123	0.11	50	1
total gained from addition	าร		1.06		
South Park View Circle closed at request of adjoin owners	9	124	0.2	60	
Wyatt Cemetery Rd closed at request of adjoin owners	19	25	0.08	20	
total removed fro	m chang	es/delet	ions	-0.28	
	Cottages at Mountain ViewMountain View Circle Allison Meadows Phase IIIHester Court Allison Meadows Phase IVOsler Court Allison Meadows Phase IIAllison Meadows Turkey RidgeS/D Phase 1Turkey Ridge Lane Allison Hills S/d Phase VWhippoorwill Trail total gained from addition South Park View Circle closed at request of adjoin owners Wyatt Cemetery Rd closed at request of adjoin owners	Cottages at Mountain ViewMountain View Circle9Allison Meadows Phase IIIHester Court9Allison Meadows Phase IVOsler Court9Allison Meadows Phase IIAllison Meadows9Turkey RidgeS/D Phase 1Turkey Ridge Lane20Allison Hills S/d Phase VWhippoorwill Trail20total gained from additionsSouth Park View Circle closed at request of adjoin owners9Wyatt Cemetery Rd closed at request of adjoin owners19	Cottages at Mountain ViewMountain View Circle9124Allison Meadows Phase IIIHester Court9124Allison Meadows Phase IVOsler Court9124Allison Meadows Phase IIAllison Meadows9124Turkey RidgeS/D Phase 1Turkey Ridge Lane20122Allison Hills S/d Phase VWhippoorwill Trail20123total gained from additionsSouth Park View Circle closed at request of adjoin owners9124Wyatt Cemetery Rd closed at request of adjoin owners9124	Cottages at Mountain ViewMountain View Circle91240.05Allison Meadows Phase IIHester Court91240.33Allison Meadows Phase IVOsler Court91240.20Allison Meadows Phase IIAllison Meadows91240.23Turkey Ridge S/D Phase 1Turkey Ridge Lane201220.14Allison Hills S/d Phase VWhippoorwill Trail201230.11total gained from additions91240.23South Park View Circle closed at request of adjoin owners91240.21	Cottages at Mountain ViewMountain View Circle 9 124 0.05 40 Allison Meadows Phase IIIHester Court 9 124 0.33 50 Allison Meadows Phase IVOsler Court 9 124 0.20 40 Allison Meadows Phase IIAllison Meadows 9 124 0.23 50 Turkey RidgeS/D Phase 1Turkey Ridge Lane 20 122 0.14 50 Allison Hills S/d Phase VWhippoorwill Trail 20 123 0.11 50 total gained from additions South Park View Circle closed at request of adjoin owners 9 124 0.2 60 Wyatt Cemetery Rd closed at request of adjoin owners 19 25 0.08 20

TOTAL ROAD MILES 853.57

TOTAL MILEAGE gained 0.78

atlas for January 2022 total mileage 853.24 atlas for January 2023 total mileage 852.79 atlas for January 2024 total mileage 853.57

Agenda subject voting repo

11/16/2023

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Meeting name Sullivan County Commission November 16 2023 Item 10 Resolution No. 2023-11-08 Sponsors: Glover/King 50 Vote RESOLUTION TO ADOPT THE 2024 SULLIVAN COUNTY HIGHWAY Description

Chairman

DEPARTMENT ROAD ATLAS.

Venable, Richard

Total vote result	
Voting start time	6:58:59 PM
Voting stop time	6:59:19 PM
Voting configuration	Vote
Voting mode	Open
Vote result	

.....

Yes	21
Abstain	0
No	
Total Present	21
Absent	<u>.</u>

Group voting result

	Yes	
No group	21	0
Total result	21	Ø3

Name	Yes	Abstain	No	Absent
Akard, David ()				X
Calton, Darlene ()	X			
Carr, Joe ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	Х		-	
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
Glover, Hershel ()	X		-	
Harvey, Cheryl ()	X			
Hayes, David ()	X			
Horne, Daniel ()	X			
Ireson, Mark ()	X			
Jones, Sam ()	X	-		
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	Х			
McMurray, Joe ()	X			
Means, Jessica ()	X			
Pierce, Archie ()	X			
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	X			
Ward, Travis ()	X			



718

No. 2023-11-09

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION TO APPROVE VACATING AND QUITCLAIMING EXCESS RIGHT-OF-WAY TO GEORGE AND DEBRA DEFRIEZE AT THE END OF COPE ROAD THAT DIVIDES THEIR PROPERTY AS BEING LOT 12R OF THE BOONE LAKE DEVELOPMENT SUBDIVISION:

WHEREAS, the Sullivan County Regional Planning Commission reviewed the request to close this section of Cope Road during their regular meeting held on October 17, 2023; and

WHEREAS the original subdivision development plans and plat, found in Plat Book 5, Page 95 did not illustrate an existing or proposed roadway dividing these lakefront lots; rather all lots front along Gammon Road; and

WHEREAS the current County Road Atlas illustrates Cope Road as being a narrow existing roadway and within the list of county roads; and

WHERAS, the applicants' property is bisected by the end of the Cope Road rights-of-way and requests this portion to be closed to the public for safety and security purposes; and

WEREAS, the proposed right-of-way closure of being .045 of an acre, is illustrated on the most recent survey dated July 1, 2023, as prepared by CJ Wells, a registered land surveyor; and

WHEREAS this property is located within the 18th Civil District and the 7th Commission District; and

WHEREAS, the adjacent property owner, Mr. Robert L. Freeman, has signed the appropriate Waiver Form as his driveway connects to Gammon Road and will not need access through Cope Road; and

WHEREAS these requests have been reviewed by the Sullivan County Highway Commissioner's office, Planning Director, 911-Addressing Department and the Johnson City Utility District Manager's office to ensure compliance with the Sullivan County Subdivision Regulations.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby abandons the end of the existing Cope Road, and authorizes the County Attorney to draft the appropriate quitclaim deed to the applicants, George and Deborah DeFrieze.

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-REQUIRES 16 VOTES FOR PASSAGE

Duly passed and approved this 16^{in} day of November, 2023.

Attest: Teresa Jacobs, County Clerk

Venable, County Mayor

Sponsored by: Commissioner Sam Jones Prime Co-Sponsors: Commissioner Calton, Commissioner Travis Ward

2023-11-09 ACTION: Submitted 11:10 a.m. Nov. 15, 2023 for agenda of Nov. 16, 2023 Sullivan County Commission Regular Meeting. 11/16/23 Approved on Waiver of Rules 21 Yes, 3 Absent

Sullivan County Commission November 16 2023

51 Item 11 Resolution No. 2023-11-09 Sponsors: Jones/Ward/Calton Vote

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Description

Meeting name

RESOLUTION TO APPROVE VACATING AND QUITCLAIMING EXCESS RIGHT-OF-WAY TO GEORGE AND DEBRA DEFRIEZE AT THE END OF COPE ROAD THAT DIVIDES THEIR PROPERTY AS BEING LOT 12R OF THE BOONE LAKE DEVELOPMENT SUBDIVISION Venable, Richard

Chairman

Total vote result	
Voting start time	7:02:09 PM
Voting stop time	7:02:32 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	ø3

Name	Yes	Abstain	- No	Absent
Akard, David ()				X
Calton, Darlene ()	X			
Carr, Joe ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
Glover, Hershel ()	X			
Harvey, Cheryl ()	X			
Hayes, David ()	X			
Horne, Daniel ()	X			
Ireson, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X			
Locke, Hunter ()	X			
McMurray, Joe ()	X			
Means, Jessica ()	X			
Pierce, Archie ()	X			
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	X			
Ward, Travis ()	X			



Item 12 No. 2023-11-10

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 16 day of November 2023.

RESOLUTION To Sell County Owned Delinquent Tax Property in the 16th Civil District

WHEREAS, Sullivan County acquired real property through a delinquent property tax proceeding; and

WHEREAS, the current amount owed against the property is \$505.13 for the parcel; and

WHEREAS, a bid in the amount of \$100.00 has been received from Roger Cochran on the parcel of land located in the 16th Civil District identified as Railroad Street Tax Map 097K Group A Parcel 029.00; and

WHEREAS, in accordance with T.C.A. §67-5-2507 a legal notice has been published in a newspaper of general circulation in Sullivan County advising the public of such bid and potential sale of land; and

WHEREAS, during the ten-day period after publication, the Office of the County Mayor received no raised bids on such property; and

WHEREAS, the Sullivan County Delinquent Tax Committee has reviewed the delinquency period, location, condition, and value of the property and took into consideration the bid placed upon the property; and the Committee has recommended that the County accept the bid;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the sale of property located in the 16th Civil District identified as Railroad Street Tax Map 097K Group A Parcel 029.00 to Roger Cochran for \$100.00 for the parcel in accordance with T.C.A. §67-5-2507.

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-REQUIRES 16 VOTES FOR PASSAGE

Approved this 16th day of November, 2023.

Attested

Sponsored By: Comm. Gardner Prime Co-Sponsor(s): Comm. King

No. 2023 -11-10 ACTIONS: Positive Recommendation from Delinquent Tax Committee on Nov. 15, 2023; placed on Sullivan County Commission Agenda for November 16, 2023. 11/16/23 Approved on Waiver of Rules 21 Yes, 3 Absent

	Agenda subject voting repo.	722
Meeting name	Sullivan County Commission November 16 2023	11/16/2023
52 Item 12 Resolu Vote	tion No. 2023-11-10 Sponsors: Gardner/King	
Description	RESOLUTION To Sell County Owned Delinquent Tax Property i Civil District	n the 16th
Chairman	Venable, Richard	
Total vote result		
Voting start time	7:03:58 PM	
Voting stop time	7:04:15 PM	
Voting configuration	Vote	
Voting mode	Open	
Vote result		

Yes	. 21
Abstain	0
	×
Total Present	21
Absent	3

Group voting result

Group:	Yes	Absent
No group	21	0
Total result	21	93

Individual voting result

Printed: 11/16/2023 7:04:15 PM

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Name.	Yes	Abstain	No	Absent
Akard, David ()			-	X
Calton, Darlene ()	X			·····
Carr, Joe ()	Х			
Cole, Michael ()	X			
Crawford, Larry ()	Х			
Cross, Andrew ()	Х			
Crosswhite, Joyce ()	Х		-	
Gardner, John ()	Х			
Glover, Hershel ()	Х			
Harvey, Cheryl ()	Х			
Hayes, David ()	Х			
Horne, Daniel ()	Х			
Ireson, Mark ()	Х			
Jones, Sam ()	Х			-
King, Dwight ()	Х			
Leonard, Tony ()	Х			
Locke, Hunter ()	Х			
McMurray, Joe ()	X	-		
Means, Jessica ()	Х			
Pierce, Archie ()	Х	1 · · – ľ		
Slagle, Matt ()				X
Stidham, Gary ()				X
Vanover, Zane ()	X			
Ward, Travis ()	Х			

Sullivan County Board of County Commissioners 243rd Annual Session

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Item 13 Resolution No. 2023-11-11

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION TO ASSIST WITH FUNDING TO IMPLEMENT AN EMERGENCY SUPPLY OF WATER TO CURRENT SULLIVAN COUNTY FARMERS OF LIVESTOCK THAT PROMOTES GOOD HEALTH OF LIVESTOCK DUE TO CURRENT DROUGHT CONDITIONS RESPONSE AND RECOVERY AS IDENTIFIED BY U.S. DEPARTMENT OF AGRICULTURE AND NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTATION (NOAA) REPORTED BY NATIONAL INTEGRATED DROUGHT INFORMATION SYSTEM (NIDIS) AND THAT ARE NOT ELIGIBLE FOR ASSISTANCE THROUGH FEDERAL PROGRAMS

WHEREAS water is a vital natural resource and a top priority of successful and sustainable agriculture operations which becomes less of a burden on utilities with assistance from Sullivan County Volunteer Fire Departments relative to requests from livestock farmers; and

WHEREAS 100% of people in Sullivan County are affected by drought and are reliant upon food security from the processing of livestock; and

WHEREAS Sullivan County has experienced the 27th driest October on record, over the past 129 years, being recorded at 1.2 inch from being normally reliant upon expectations of precipitation of ground water from rain and snow; and

WHEREAS water delivery by Sullivan County Volunteer Fire Department(s) units incur cost associated with operations, including, but not limited to, fuel that accelerates normal expected operation costs; and

WHEREAS an appropriation of \$25,000.00 is requested to be provided from General Fund (101) to assist in appropriating a donation of \$125.00 for each Sullivan County Volunteer Fire Department per each truckload of water delivered to farms with livestock operations affected as a drought response to current drought conditions; and

WHEREAS water for Sullivan County's response to drought for farmers will come from lakes where Sullivan County Fire departments agree to deliver water to impacted livestock farms; and

WHEREAS this request must be made by current farm owners physically located in Sullivan County and determined to be affected by a qualifying drought that protects and restores sustainable maintenance of livestock quality; and

WHEREAS application request for consideration of an emergency supply of water must be made on or before 12:00 PM on December 31, 2023; and

NOW THEREFORE BE IT RESOLVED that this Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November 2023 appropriates \$25,000 from the General Fund (101) to aid with emergency supply of water to qualifying livestock farming participants in Sullivan County with a \$125.00 donation being remitted to appropriate Sullivan County Volunteer Fire Department for *(each)* water delivered immediately upon this legislation being duly passed and properly signed.

BE IT FURTHER RESOLVED that a streamlined procedure is in place to process each request from livestock farm landowners for emergency water relief for response to Sullivan County's current drought conditions; and

BE IT FURTHER RESOLVED that Sullivan County nor Sullivan County Volunteer Fire Department assume any responsibility for damages that may be incurred upon water delivery being made by authorized request from eligible farm landholders as determined by approved application.

BE IT FURTHER RESOLVED that any appropriation not expended to this program to assist farmers with an emergency supply of water for livestock during this drought period response will be returned to the General Fund (101) immediately upon the deadline date of application at 12:00 PM December 31, 2023.

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, the public welfare requiring it.

WAIVER OF RULES REQUESTED-REQUIRES 16 VOTES FOR PASSAGE

Approved this <u>16th</u> day of <u>November</u>, 2023.

Attested

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Sponsored By: Hershel Glover Co-Sponsor(s): Dwight King, Zane Vanover, all voting in the affirmative.

2023-11-11 ACTIONS: Submitted Nov. 16, 2023 at 1:44 p.m. for placement on agenda for Nov. 16 regular meeting of the Sullivan County Commission.

11/16/23 Comm. Locke made a motion to amend to change the word Fire Department in the 4th WHEREAS to Fire Departments (plural) and Comm. Ireson made a motion to amend to insert the word each in the *NOW THEREFORE BE IT RESOLVED*. Both amendments were accepted by Sponsor. Approved on Waiver of Rules 21 Yes, 3 Absent

Agenda subject voting repo...

Meeting name Sullivan County Commission November 16 2023

53 Item 13 Resolution No. 2023-11-11 Sponsors: Glover/King Vote

Description

RESOLUTION TO ASSIST WITH FUNDING TO IMPLEMENT AN EMERGENCY SUPPLY OF WATER TO CURRENT SULLIVAN COUNTY FARMERS OF LIVESTOCK THAT PROMOTES GOOD HEALTH OF LIVESTOCK DUE TO CURRENT DROUGHT CONDITIONS RESPONSE AND RECOVERY AS IDENTIFIED BY U.S. DEPARTMENT OF AGRICULTURE AND NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTATION (NOAA) REPORTED BY NATIONAL INTEGRATED DROUGHT INFORMATION SYSTEM (NIDIS) AND THAT ARE NOT ELIGIBLE FOR ASSISTANCE THROUGH FEDERAL PROGRAMS

Chairman

Venable, Richard

Total vote result	
Voting start time	7:14:13 PM
Voting stop time	7:14:32 PM
Voting configuration	Vote
Voting mode	Open

Vote result

Yes'	21
Abstain	0
	÷
Total Present	21
Absent	3

Group voting result

Group	Yes	Absent
No group	21	0
Total result	21	øз

	Yes	Abstain	No.	Absent
Akard, David ()				X
Calton, Darlene ()	X			
Carr, Joe ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X			
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
Glover, Hershel ()	X			
Harvey, Cheryl ()	X			
Hayes, David ()	X			
Horne, Daniel ()	X			
Ireson, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X X		_	
Locke, Hunter ()	X			
McMurray, Joe ()	X			
Means, Jessica ()	X		_	
Pierce, Archie ()	X			

Agenda subject voting repo

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Meeting name Sullivan County Commission November 16 2023				11/16/2023	
		Yes	Abstain	No	Absent
					X
					X
		X			
· · · · · · · · · · · · · · · · · · ·		X			
					Sumvan County Commission November 10 2020

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Item 14 No. 2023-11-12

To the Honorable Richard S. Venable, Sullivan County Mayor, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2023.

RESOLUTION to amend the Sullivan County General Fund for the 2024 fiscal year to reflect the Contracted Services and Supplies and Materials for the SRO officers in the Sheriff's appropriations.

WHEREAS, the Sullivan County has in the past covered the cost of the SRO officers for the Sullivan County Schools including the personnel and their related cost within the annual budget; and,

WHEREAS, beginning with the 24FY the State of Tennessee is providing a grant to cover the cost of one SRO officer per school including their related cost up to \$75,000 per school; and,

WHEREAS, this process of this funding was not fully developed by the State to include in the 2024 budget before July 1, 2023; therefore, some modifications are needed are needed to allocate this allocated all cost to the SRO accounts; and,

WHEREAS, the Finance Director for the Sheriff's Office requested that these funds as allocated in the grant be segregated to better facilitate the administration of the grant; therefor; amounts as set out by the grant needed to be allocated for the SRO's as covered by the State Grant.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby amends the 2024 fiscal year General Fund Budget by \$ 44,695 for Contracted Services an \$83,005 for Supplies and Materials account to be Fund Balance of the General Fund. (Account codes to be assigned by the Finance Department.)

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 REQUIRING 16 VOTES FOR PASSAGE

Duly passed and approved this 16th day of November, 2023.

Attested Teresa Jacobs, County Clerk

Richard S. Venable, County Mayor

Sponsored by: Comm. David Akard

Prime Co-Sponsor(s): Comm. Darlene Calton, Comm. Sam Jones, Comm. Dwight King, Comm. Joyce Crosswhite, Comm. John Gardner, Comm. Archie Pierce, Comm. Mark Ireson

No. 2023-11-12 ACTION: Positive Recommendation from Budget Committee on November 15, 2023 11/16/23 Approved on Waiver of Rules 21 Yes, 3 Absent

Description

Resolution to amend the Sullivan County General Fund for the 2024 Fiscal year to reflect the contracted services and materials for the SRO officers in the Sheriff's appropriations

Chairman

Venable, Richard

Total vote result	
Voting start time	7:18:51 PM
Voting stop time	7:19:04 PM
Voting configuration	Vote
Voting mode	Open
Vote result	

Yes		21
Abstain		0
No		0
Total Present		21
Absent	· · · · · ·	- 3 -

Group voting result

Group	a contra de		Yes	Absent
No group			21	0
		Total result	21	ø3

Individual voting result

Name	Yes	Abstain	No	Absent
Akard, David ()				TX
Calton, Darlene ()	X			
Carr, Joe ()	X			
Cole, Michael ()	X			
Crawford, Larry ()	X			
Cross, Andrew ()	X	1 1		-
Crosswhite, Joyce ()	X			
Gardner, John ()	X			
Glover, Hershel ()	×			
Harvey, Cheryl ()	X			
Hayes, David ()	X			
Horne, Daniel ()	X			
Ireson, Mark ()	X			
Jones, Sam ()	X			
King, Dwight ()	X			
Leonard, Tony ()	X		_	
Locke, Hunter ()	x			
McMurray, Joe ()	X			
Means, Jessica ()	X			
Pierce, Archie ()				
Slagle, Matt ()				X
Stidham, Gary ()			<u></u>	X
Vanover, Zane ()	X			• • <u> </u>
Ward, Travis ()	X	1		

11/16/2023

Motion made by Comm. Glover to approve the Financial Committee as required by the Financial Mgm't Act of Sullivan County 2nd by Comm. Gardner and Comm. Hayes

ABSENT	YES		NO	ABSTAIN
AKARD		AKARD		AKARD
CALTON	1	CALTON		CALTON
CARR		CARR		CARR
COLE	1	COLE		COLE
CRAWFORD	1	CRAWFORD		CRAWFORD
CROSS	1	CROSS		CROSS
CROSSWHITE		CROSSWHITE		CROSSWHITE
GARDNER	1	GARDNER		GARDNER
GLOVER	1	GLOVER		GLOVER
HARVEY	1	HARVEY		HARVEY
HAYES	1	HAYES		HAYES
HORNE	1	HORNE		HORNE
IRESON	1	IRESON		IRESON
JONES	1	JONES		JONES
KING	1	KING		KING
LEONARD	1	LEONARD		LEONARD
LOCKE	1	LOCKE		LOCKE
MCMURRAY	1	MCMURRAY		MCMURRAY
MEANS	$1^{n,d}$ $1^{n,d}$	MEANS		MEANS
PIERCE	1	PIERCE		PIERCE
1 SLAGLE		SLAGLE		SLAGLE
1 STIDHAM		STIDHAM		STIDHAM
VANOVER	1 .	VANOVER		VANOVER
WARD	. 1	WARD		WARD

3	21	0	0
ABSENT	YES	NO	ABSTAIN

729

Four Sheridan Square, Suite 100 Kingsport, Tennessee 37660 Phone: (423) 247-5525 bargedesign.com



MEMORANDUM CONCEPTUAL MASTER PLAN NARRATIVE

DATE: November 16, 2023

Barge PROJECT NO.: 38352-00

RE:

Blountville Recreation Park Master Plan

Barge Design Solutions, Inc. was tasked with developing a master plan for the recreational amenities at the new County Office facility located at the previous Blountville Elementary School. After reviewing concept alternatives and collecting input from the stakeholder committee, the attached preferred concept alternative was developed. This concept maintains the existing softball field and utilizes the existing asphalt paving for the reconfigured parking lot to reduce overall project costs. The following existing features will require demolition to accommodate two additional little league fields.

Existing Amenities to Be Demolished

- Basketball Court
- Basketball Play Equipment
- Volleyball Court
- Backstop
- Playgrounds
- Picnic Shelter

The concept plan also includes removal of the existing batting cages to allow better egress from doors along the rear of the building and removal of excess asphalt to provide more greenspace while also addressing access and drainage issues. The existing softball field will include a few renovations, including new bleachers as well as ADA sidewalk access to the field, bleachers, and a connection to the new concession restroom building.

A few renovations are also proposed for the existing football field facilities. These include new ADA accessible bleachers with an integrated press box, rubberized surfacing for the track, and a new 6' black vinyl coated chain link fence along the perimeter. The location of the perimeter fence will be adjusted to accommodate the new little league fields.

The conceptual master plan includes the following new amenities.

- (2) 200' Little League Fields
 - The proposed layout for the new little league fields includes field orientation that follows the natural drainage of the site, provides a main entry point near the parking, and a concession/restroom building that can also serve the existing softball field.

Four Sheridan Square, Suite 100 Kingsport, Tennessee 37660 Phone: (423) 247-5525 bargedesign.com



731

- Fill material will be needed for Field B to provide the proper slopes for the field. This
 area also includes visible rock, so rock removal is anticipated, but not quantified at
 this time.
- o Portable outfield fencing can be utilized to adjust the field length.
- o Fields will be lighted.
- Concession/Restroom Building with 2nd story scorer's tower
- New Playground
 - Fencing will be provided along the perimeter of the playground to provide a barrier to the adjacent parking lot.
 - A shade structure will be provided over the playground for shade and protection from fly balls.
- Batting Cages
 - A batting cage is provided along the side fence of each new field.
- (2) Pickleball Courts
 - o The courts are located near the front parking lot for direct access to this amenity.
 - o Courts will be lighted.
 - o There is space available for additional courts if desired.
- Picnic Pavilion
- Perimeter Walking Trail
 - o Distance markers will be provided.
 - Fitness stations, historical kiosks or story book stations could be added along the trail if desired.
- Farmers' Market
 - The farmers' market area includes two structures one open air structure and one fully enclosed structure with rollup garage style doors and restrooms that can be utilized as a venue for other events.
 - o Outdoor plaza space is provided for additional vendor tents.
- Food Truck Area
 - An additional paved area is provided off Blountville Rd. to accommodate food trucks, with a reconfigured parking area that will also provide access to the ADA ramp for the adjacent building.
- Maintenance Facility
 - The maintenance facility is located in the lower area of the property that is currently underutilized.
 - o A secured driveway access is provided off Oak Street.
 - The maintenance area will include an enclosed storage building as well as outdoor space to store materials.
- Reconfigured Parking Lots
 - Rear Lots = +/- 250 spaces
 - Front Lot = +/- 61 spaces
 - Food Truck Area = +/- 22 spaces
- Signage
 - A monument sign for the complex will be provided at the corner of Blountville Rd. and School Ave.

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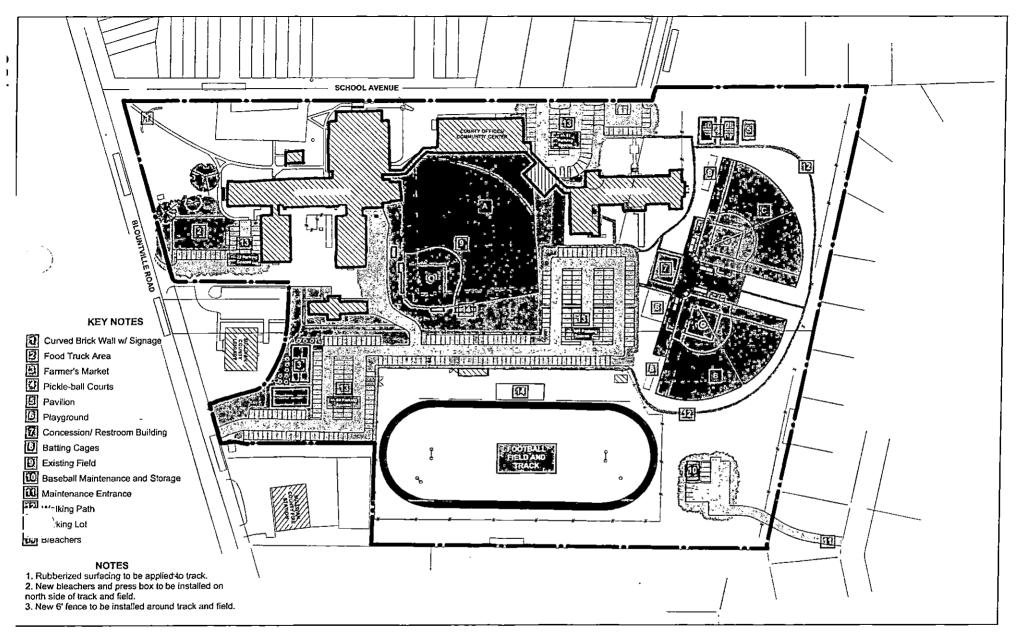
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• Wayfinding signage will be incorporated in accordance with the county's standard sign design requirements.

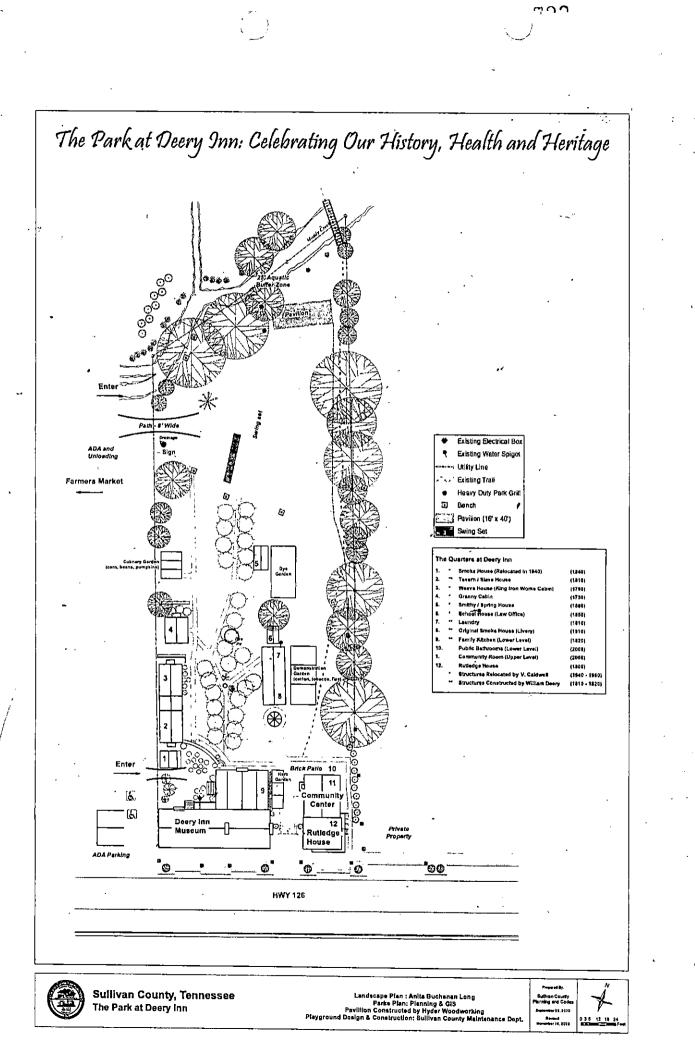
The next steps in the master planning process include refinement of the Conceptual Master Plan, preparation of an Opinion of Probable Construction Cost (OPCC), and phasing recommendations. Once the project is ready to proceed into full design for Phase 1, a topographic and SUE survey will be needed to provide detailed utility locations. The current utility locations and connections on site are unknown. A geotechnical report will also be needed. There are locations of visible rock in the outfield area of Field B that could impact construction costs.

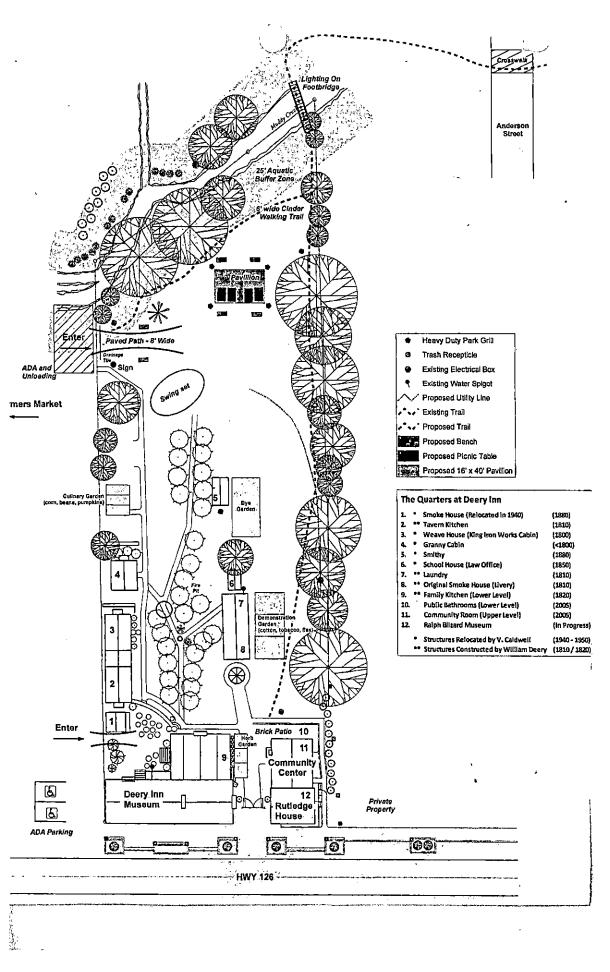




CONCEPTUAL MASTER PLAN BLOUNTVILLE PARK MASTER PLAN Biountider, 119, 7517 Novement 159, 2023









Sullivan County Planning & Codes Department will be holding a public input and information sharing meeting regarding the comprehensive study of existing recreational facilities, and the changes in land use and development rends that may have an impact on our natural resources within our South Holston River Watershed of Sullivan County.

Date: November 30, 2023 Time: 4:00 - 6:00 PM Location: Sullivan East High School Cafeteria,











AND THEREUPON COUNTY COMMISSION ADJOURNED AT 7:20 P.M. UPON MOTION MADE BY COMMISSIONER MEANS TO MEET AGAIN IN REGULAR **SESSION ON DECEMBER 21, 2023.**

RICHARD VENABLE

COMMISSION CHAIRMAN