

MONDAY MORNING, December 6, 1971

STATE OF TENNESSEE
COUNTY OF SULLIVAN

BE IT REMEMBERED, That an adjourned Session of County Court of Sullivan County, Tennessee met Monday Morning, December 6th 1971, was present and presiding, Honorable Lon V. Boyd, County Judge, Marjorie S. Harr, Clerk of said Court, W. Bill Wright, Sheriff of said County and -a full quorum of Justices of said County, to-wit:

JUSTICES PRESENT AND ANSWERING ROLL CALL:- Ammons, Arrington, Barnes, Barr, Beidleman, Benedict, Blackburn, Carmack Carrier, Clarence Carrier, Childress, Dale, Durhan, Fleenor, Gibson, Gillenwater, Greene, Hall, Harr, Hawk, Hendricks, Hickam, Hulise, Icenhour,

Jaynes, Keener, Jas. King, Roy King, Long, Mahaffey, Bascom Mason, Frank Mason, Meyer, Myers, Newland, Phillips, Reed, Rockett, Saacke, Tallman, H. L. Torbett, Joe Ann Torbett, Turner, Wassom, Whited and Woods:-45

JUSTICES ABSENT:- Cloud, Hoskins, Scott;- 3

When Court was opened in due form of law and the following proceedings were had and ordered to be entered upon the Minutes of said Court, to-wit:

RESO: IN RE: COMMITTEE MEETING I Resolution that committee meetings compensation be
COMPENSATION BE LIMITED TO I limited to \$20.00 per year per committee was intro-
\$20.00 PER YEAR PER COMMITTEE I duced by Esq Arrington, second by Esq Stott, and by
roll call voted to be return to legislative committee
for the January Term of County Court. (no written resolution filed)

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RESB: RE: \$2,500.00 TAKEN FROM I Resolution that \$2,500 be taken from surplus to pro-
SURPLUS TO PROVIDE LEGAL COUNSEL I vide for legal counsel for County Employes was rece-
FOR COUNTY EMPLOYES I lieved and adopted by a roll call vote of the Court and
is in the following words and figures, to-wit;

TO THE HONORABLE LON V. BOYD JUDGE AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT,

BE IT RESOLVED THAT, WHEREAS, Tennessee Code Annotated 6-640, provides that whenever any employee member of a fire or police department of a municipal corporation or other political subdivision of the State of Tennessee shall be sued for damages arising out of the performance of his official duties and while engaged in the course of his employment by such Governmental Agency, such Governmental Agency shall be authorized and required to provide defense counsel for such employee.

THEREFORE BE IT RESOLVED THAT \$2500.00 be taken from Surplus and placed in the appropriate fund for paying these fees.

INTRODUCED BY ESQ. L.G. BARR, SECOND BY ESQ KEENER.

JUSTICES PRESENT AND VOTING AYE:-Ammons, Barnes, Barr, Beidleman, Benedict, Blackburn, Carmack Carrier, Clarence Carrier, Childress, Dalte, Durhan, Fleenor, Gibson, Gillenwater, Greene, Hall, Harr, Hawk, Hendricks, Hickam, Hulise, Icenhour, Jaynes, Keener, Jas. King, Roy King, Long, Mahaffey, Bascom Mason, Frank Mason, Meyer, Myers, Newland, Phillips, Reed, Rockett, Saacke, Scott, Tallman, H. L. Torbett, Jo Ann Torbett, Turner, Wassom, White, and Woods:-

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RESO: IN RE: REGULATION OF USE OF I Resolution to regulate the use of Public streets
PUBLIC STREETS, ROADS AND HIGHWAYS I Roads, and Highways forming a part of the County
FORMING A PART OF THE COUNTY SYSTEM I System was received and adopted by a voice vote
of the Court and is in the following words and

TO THE HONORABLE LON V. BOYD, JUDGE AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT.
RESOLUTION IN RE: REGULATION OF USE OF PUBLIC STREETS, ROADS AND HIGHWAYS, FORMING A PART
OF THE COUNTY SYSTEM.

BE IT RESOLVED THAT, By the Quarterly County Court of Sullivan County, Tennessee
in Regular Session assembled, on October 18, 1971, as follows:

From and after this date it shall be unlawful for any person, firm or corporation
whether public or private, to use any of the public streets or highways in the county
system for any other purpose or use than to travel thereupon in the ordinary way and
manner for which said streets and roads were constructed, nor in anywise deface the same,
as to the improved surfaces, the shoulders or the ditchlines or any part of the right of
way upon which said roadways exist and are constructed; or to erect any poles or wires
along the same; nor to lay any pipes, conduits, or other instrumentalities upon or along
the same; or in anywise to deface or alter any part of said public highways or streets,
whether temporarily or otherwise, without first having obtained the permission so to do
from the Highway Commissioner of this County.

The Highway Commissioner of this County is hereby authorized to grant permis-
sion for the use of said highways by utilities, whether public or private; or the temporary
alteration or defacement of said public roads or highways; or other uses thereof which other-
wise are hereby prohibited, upon an application made in writing to the Highway Commissioner
by any person, firm or corporation, desiring to use said streets and highways in a way and
manner otherwise prohibited herein without permission of the legally constituted authori-
ties of this County. Such application, in writing, shall specify the roads sought to be
used; the nature of work or construction proposed; and any and all other matters or details
which the Highway Commissioner may deem proper or advisable in order to pass upon such
application for permissive use of said roads or highways. And which application shall be
signed by such person having authority to bind the person or persons, firm, partnership,
or corporation, seeking such permission.

BE IT RESOLVED THAT In no event shall any permission be granted unless the
proposed construction and use of said highways be fully set forth in such application and
such construction be subject to the inspection of the Highway Commissioner or his duly
appointed representative, from time to time. Neither shall such permission be granted to
deface any part of the improved surface of said roads, streets, or highways, or to lay
any pipes or conduits, or open ditches or furrows, nearer than two feet to the edge
thereof, except in crossing such highways when there is no reasonable method of construc-
tion to prevent the crossing of same. Nor shall such permission be granted until and
unless the applicant tender and file with the Highway Commissioner a good and approved
bond in such penalty as the Commissioner may prescribe, the conditions of which shall be
that such applicant shall faithfully and promptly perform the use of construction of said
highway for which permission is granted, in a good and workmanlike manner; and that said
highway shall promptly and without delay be restored in all respects to the condition in
which it existed prior to such permissive use thereof as herein set forth.

In lieu of bond, such applicant may deposit with the Trustee of this County,
a sum of money equal to the penalty of such bond, and upon the same terms as otherwise
included within said bond; and neither said bond shall be discharged, or such money re-
funded until after the Highway Commissioner of this representative shall have approved the
restoration of such road or highway.

And the Highway Commissioner is further authorized to impose such further conditions for the grant of permissive use hereunder, as a particular case may require, and which may not specifically be set forth herein; in so long as the same shall be reasonable in all respects.

RESO: IN RE: ABANDONMENT & CLOSING Resolution to abond and close Oakwood R oad and a
OAKWOOD ROAD & A PORTION OF Portion of Brookfield Drive in the 14th Civil
BROOKFIELD DR., 14th CIVIL DIST. District of Sullivan County, Tennessee was received
and adopted by a voice vote of the Court and is in
the following words and figures, to-wit:

IN THE COUN T COURT FOR SULLIVAN COUNTY, TENNESSEE
IN THE MATTER OF: APPLICATION OF CHRISTOPHER HOWELL BRIDWELL AND WIFE, VIRGINIA B RIDWELL,
AND JESS ROBERT BRIDWELL, FOR ABANDONMENT AND CLOSING OF OAKWOOD ROAD AND A PORTION OF
BROOKFIELD DRIVE IN THE 14TH CIVIL DISTRICT OF SULLIVAN COUNTY, TENNESSEE

ORDER AND RESOLUTION

WHEREAS, a petition was duly filed in this Court and to A. A. Rodefer, Road Commissioner of Sullivan County, Tennessee, to abandon and close Oakwood Road and a portion of Brookfield -Drive, which roads are shown on plat prepared by Key Surveys, entitled Royal Pines Estates Subdivision, Section No.2, situated in the 14th Civil District of Sullivan County, Tennessee, of record in the Register's Office for Sullivan County, Tennessee, in Plat Book 10, at page 39; and

WHEREAS, the only persons affected or interested in this petition and the abandonment of the roads herein sought, or owning or controlling any land thereby affected are the owners of properties who have purchased the same b y reference to the Plat of Royal Pines Estate Subdivision, Section 2, of rec ord in the aforesaid Register's Office in Plat Book 10, at page 39; and

WHEREAS, it appears to the Court that all persons affected or interested in the petition and the abandonment of said roads, or owning or controlling any land thereby affected by this petition, have executed, in writing, waives of service of all notices that may be required by Statute to be served upon them; and

PARCEL NO. 1:

BEGINNING at an iron pin at the intersection of the southwesterly right-of-way of U. S. Highway No. 23 and the westerly sideline of the road hereby abandoned (formerly known as Oakwood Road, as shown on plat of Royal Pines Estates, Section No.2, prepared by Key Surveys, of record in the Register's Office for Sullivan County, Tennessee, in Plat Book 10, at page 39(; thence with the westerly sideline of the road hereby abandoned, three (3) courses as follows: S. 38° 45' W. 263.20 feet to an iron pin at the p.c. of a curve; thence by a curve to the left having a radius of 247.37 feet, an arc distance of 130.40 feet tp an iron pin at the p.t. of said curve; thence S. 8° 33' W. 446.64 feet to an iron pin at the p.c. of the curve connecting the said sideline of the road hereby abandoned and the northerly line of an abandoned road (formerly known as Brookfield Drive, as shown on the aforementioned plat); ;thence by a curve to the right having a radius of 20.00 feet an arc distance of 33.98 feet to an iron pin at the p.t. of said curve; thence with a new line across the southerly terminus of the road hereby abandoned, S 74° 55' E. 90.32 feet, more or less. to an iron pin at the p.c. of the curve connecting the northerly sideline of

the road hereby abandoned; thence by a curve to the right having a radius of 20.00 feet an arc distance of 28.85 feet to an iron pin at the p.t. of said curve; thence with the easterly sideline of the road hereby abandoned the following three (3) courses; N. 8° 33' E. 452.01 feet to an iron pin at the p.c. of a curve; thence by a curve to the right having a radius of 197.37 feet an arc distance of 134.03 feet to an ironpin at the p.t. of said curve; and N. 38° 45' E. 248.96 feet to an iron pin in the southwesterly right-of-way of U. S. Highway No. 23; thence with a new line across the northeasterly terminus of the road hereby abandoned, N. 34° 55' W. 50 feet, more or less, to the point of BEGINNING; and being a strip of land 50 feet in width, as shown as Oakwood Road on plat prepared by Key Surveys, of record in the Office of the Register of Deeds for Sullivan County at Blountville, Tennessee, in Plat Book 10, at page 39.

PARCEL NO. 2.

TO FIND THE POINT OF BEGINNING, start at an iron pin at the intersection of the southerly sideline of Brookfield Drive and the southwesterly right-of-way of U. S. Highway no 23; thence with the said sideline of Brookfield Drive, the following five (5) courses; S. 69° 25' W. 294.21 feet (erroneously referred to on the plat hereinafter described as 292.38 feet) to an iron pin at the p.c. of a curve; thence by a curve to the right having a radius of 212.51 feet (erroneously referred to on the plat hereinafter described as 211.06 feet) an arc distance of 171.23 feet (erroneously referred to on the plat hereinafter described as 172.09 feet) to an iron pin at the p.t. of said curve; thence N. 64° 25' W. (erroneously referred to on the plat hereinafter described as N. 64° 23' W.) 201.35 feet (erroneously referred to on the plat hereinafter described as 201.25 feet) to an iron pin at the p.c. of a curve; thence by a curve to the left having a radius of 542.90 feet (erroneously referred to on the plat hereinafter described as 596.44 feet) on arc distance of 91.74 feet (erroneously referred to on the plat hereinafter described as 101.14 feet) to an iron pin at the p.t. of said curve; thence N. 74° 06' W. 73.89 feet to an iron pin at the westerly terminus of a segment of Brookfield Drive hereby established, the POINT OF BEGINNING; thence with the westerly terminus of a segment of Brookfield Drive hereby established, N. 15° 54' E. 50 feet, more or less, to an iron pin in the northerly sideline of the segment of Brookfield Drive hereby abandoned; thence along the northerly sideline of the segment of Brookfield Drive hereby abandoned, N. 74° 06' W. 297.56 feet to an iron pin in the southeasterly sideline of Brookfield Drive as relocated; thence with the southeasterly sideline of Brookfield Drive as relocated, by a curve to the right having a radius of 129.73 feet, an arc distance of 118.50 feet to a point in the southerly sideline of the segment of Brookfield Drive hereby abandoned; thence along the southerly sideline of the segment of Brookfield Drive hereby abandoned, S. 74° 06' E. 400.24 feet to the point of BEGINNING; being a strip of land 50 feet in width, and being a segment of the road shown as Brookfield Drive on plat prepared by Key Surveys, of record in the Office of the Register of Deeds for Sullivan County at Blountville, Tennessee, in Plat Book 10, at page 39.

2. That this order and resolution be entered, and that a certified copy thereof may be filed and recorded in the Register's Office for Sullivan County, Tennessee, as a muniment of title.

3. That the costs of this cause be paid by petitioners.

LON V. BOYD, Judge.

Passed on first reading on October 18, 1971, an adjourned day of the October term of the Quarterly County Court of Sullivan County, Tennessee.

Passed on second reading on December 6, 1971 an adjourned ay of the December term of the Quarterly County Court of Sullivan County, Tennessee.

RESO: RE: UNIFORM SPEED LIMIT FOR SULLIVAN COUNTY Resolution read from the floor pertaining to a uniform speed limit for Sullivan County was adopted as read by a voice vote of the Court, no written resolution was filed with the Clerk. This resolution was referred to the proper committee at the April 19, 1971 term of County Court.

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RESO: RE: HIGHWAY SAFETY FOR SULLIVAN COUNTY Resolution introduced by Esq Ammons and adopted by a voice vote of the Court and is in the following words and figures, to-wit:

TO THE HONORABLE LOU V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT IN THE ADJOURNED SESSION MET THIS THE 1st DAY OF MARCH, 1971

RESOLUTION IN RE: HIGHWAY SAFETY

BE IT RESOLVED THAT

Sullivan County adopt an Omnibus Highway Safety Program. The program will include speed limits for all roadways, traffic signs as needed, designation and posting of through roads, and suitable signs and markings for dangerous intersection. (Ref: TCA 59-801, 852, 853).

A. Speed limit increments of 15, 25, 35, 45, 55, and 65 mph be established for all county roadways and that specific speed limits for a particular roadway or a specified section of a particular roadway be considered and determined on an individual basis that would include safety and the use of the roadway.

B. That through roadways be designated, mapped, and publicly disseminated. The Highway and Sheriff Departments along with the Commerce and Safety Committee will be responsible for initiation and finalizing all programs.

C. The Workhouse will post required signs.

D. The Highway and Sheriff Department along with The Commerce and Safety Committee will designate dangerous intersections where raised striations will be constructed to alert drivers of a dangerous approaching intersection. The striations will be designed and placed by the Highway department.

E. The Safety Committee will designate intersections and roadway controls as requested.

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ELECTION OF NOTARY PUBLICS FOR 4 YEARS Upon motion made and duly second, the following persons were by roll call vote of the Court unanimously elected notaries public in and for the County of Sullivan, State of Tennessee, for the ensuing term of four years.

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|---------------------|-----------------------|---------------------------|-----------------------|
| Charles H. Johnson | Gene A. Rachel | Sherman Aaron Utsman | William A. Booher |
| Roger Lee Williams | Cecil Irvin Leonard | Emma Kate Addington | Shelby W. Smoot |
| Dorothy D. Campbell | Wilbur W. Webb | Mrs. Ada B. Newman | Lelia Lee Nell |
| E. Rhea Newland | George Pafford Gibson | | Jesse Raymond Deakins |
| Gary L. Kilgore | Stanley S. Jeter | Kenneth W. Williams | Helen C. Jessee |
| J. K. White | Deborah Kaye Neeley | Enoch William Tipton, Jr. | Wm. Lee King, |
| Kathleen Painter | Anita Sue Woodard | Nelsena I. Lee | Sarah B. Nye |

JUSTICES PRESENT AND VOTING AYE:- Arrington, Barnes, Barr, Beidleman, Benedict, Blackburn, Carmack Carrier, Clarence Carrier, Childess, Dale, Durham, Fleenor, Gib son, Gillenwater, Greene, Hall, Harr, Hawk, Hendricks, Hickam, Hulse, Icenhour, Jaynes, Keener, Jas. King, Roy King, Long, Mahaffey, Bascom Mason, Frank Mason, Meyer, Myers,

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RESOLUTION RE: COMPLAINTS
FORWARDED
BY CITIZENS, BE ~~FORWARDED~~ TO COUNTY JUDGE I Resolution that all Complaints by the Citizens
I of Sullivan County be forwarded to the County
Judge was introduced by Esq Barr and adopted by
a voice vote of the Court and is in the following words and figures, to-wit:

TO THE HONORABLE LON V. BOYD, JUDGE AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT
IN ADJOURNED SESSION MET THIS THE 6TH DAY OF DECEMBER, 1971.

BE IT RESOLVED THAT, WHEREAS, many complaints and questions regarding county
government are received by the County Judge and members of the Sullivan County Court, and
WHEREAS, the Sullivan County Court and the County Judge have appointed the
various committees to act in an advisory capacity to the various office holders in
Sullivan County,

BE IT FURTHER RESOLVED THAT these various complaints and questions be forwarded
to the County Judge's office in Blountville, Tennessee, to be referred to the appropriate
committee for study. Citizens making complaints or asking questions will receive a reply
within 30 days if all possible.

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RESO: IN RE: CHIEF COUNTY MEDICAL EXAMINER, DR. JAS HAMILTON I Resolution to elect a County Medical Examiner was
I Introduced to the Court by Esq James Meyers, second
by Esq Greeno, the rules waived, the said Jas.
Hamilton, elected by a two-thirds majority vote and is in the following words and
figures, to-wit:

TO THE HONORABLE LON V. BOYD, JUDGE AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT
IN ADJOURNED SESSION MET THIS THE 6th day of December, 1971.

RESOLUTION IN RE: COUNTY MEDICAL EXAMINER.

BE IT RESOLVED THAT, The Sullivan County Court elect Doctor James Hamilton as
Chief County Medical Examiner for Sullivan County, as specified in TCA 39-701 as recom-
ended by the Sullivan Johnson County Medical Society.

INTRODUCED BY ESQ JAMES MEYERS.

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RESO: RE: UNAMED ROAD IN 7TH CIVIL DIST. SKYLAND LANE (CHESTNUT RIDGE ROAD) I RESOLUTION PERTAINING TO AN UN-NAMED ROAD IN THE 7TH
I Civil District, Skyland was introduced by Esq Woods,
I Second by Esq Barr, was duly adopted by a two-thirds
majority vote of the Court and is in the following words and figures, to-wit:

TO THE HONORABLE LON V. BOYD, JUDGE AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT
IN DECEMBER SESSION, MET THIS THE 6TH DAY OF DECEMBER, 1971.

RESOLUTION IN RE: CHESTNUT RIDGE ROAD.

BE IT RESOLVED THAT An un-named road located in the 7th Civil District of Sullivan
County, on Chestnut Ridge, beginning east of the Harbor Chapel Road-Skyland Drive
intersection and terminating adjacent to the Property of John Mahoney with a Cul-De-Sac
be named Skyland Lane. All Land owners involved, Mr. Bob Clear, Kingsport City Planner
and Mr. Wm. Dickey, Kingsport Post Office, have been contacted and agree that the name
is appropriate and Acceptable.

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RESO: IN RE: OBSERVATION KNOB PARK I Resolution pertaining to the Observation Knob Park
\$25,750.00 I
CAPITAL OUTLAY, ~~\$24,000.00~~ I was introduced to the Court by Esq Whited and
carried by a two-thirds vote of the Court and in

the following words and figures, to-wit:

REPORT OF THE PARKS & RECREATION COMMITTEE, DECEMBER 6, 1971

At the time of the 1971-72 Budget was approved, \$25,750.00 was appropriated for the Sullivan County Observation Knob Park. It was stipulated at that time that the Parks and Recreation Committee must submit a detailed plan of the type improvements to be made with this money.

It is the plan of the Parks & Recreation Committee to first provide toilets and shower facilities for this park. It is anticipated that part of this work will be done with the assistance of the Job Corp. The remaining monies in the 1971-72 Budget will be spent on the installation of utilities to as many camp sites as possible.

DON WHITED, Chairman.

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Thereupon Court adjourned to meet again at the call of the County Judge.


COUNTY JUDGE

