

June 9, 1975

Monday Morning June 9, 1975

BE IT REMEMBERED, That an Adjourned Session of Sullivan County Court of Blountville, Tennessee met in Session this Monday Morning June 9, 1975, was present and presiding The Honorable Lon V. Boyd, County Judge and Dan H. Darnell, Deputy Clerk in the absence of the Honorable Marjorie S. Harr, Clerk of the Court and John H. Bishop, County Sheriff of said County and a full quorum of Justices of said County, to-wit:

JUSTICES PRESENT AND ANSWERING ROLL CALL:

Akard, Allén, Ammons, Arrington, Barnes, Barr, Boys, Carmack  
Carrier, Clarence Carrier, Childress, Clark, Durham, Ferguson,  
Fleenor, Gates, Gentry, Gillenwater, Greene, Hall, Harr,  
Hendricks, Henry, Hess, Hickam, Hulse, Icenhour, Jaynes, Keener  
King, Mahaffey, Frank C. Mason, McNeil, Montgomery, Morrell, Myers,  
Newland, Phillips, Poe, Reed, Roller, Sine, Taft, Torbett, Turner  
Wassom, Whited, Woods, and Zimmerman.

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JUSTICES PRESENT AND ANSWERING ROLL CALL:

Akard, Allen, Ammons, Arrington, Barnes, Barr, Boys, Carmack, Carrier, Clarence Carrier, Childress, Clark, Durham, Ferguson, Fleenor, Gates, Gentry, Gillenwater, Greene, Hall, Harr, Hendricks, Henry, Hess, Hickam, Hulse, Icenhour, Jaynes, Keener, King, Mahaffey, Frank C. Mason, McNeil, Montgomery, Morrell, Myers, Newland, Phillips, Poe, Reed, Roller, Sine, Taft, Torbett, Turner, Wassom, Whited, Woods, and Simmerman.

## NOTARY PUBLIC APPLICATIONS APPROVED AT THE JUNE 9, 1975

TERM OF COURT, SUBJECT TO THE APPROVAL OF THE EXECUTIVE COMMITTEE

AND THE CREDIT CHECK.

John Wayne Clark	Blanch M. Hicks	Alfred H. Celia
Elroy Lester Shelor	C. C. Torbett, Jr.	John W. Necessary
Peggy M. Arnold	Iva Nell Milburn	Edna Ruth Love
Shirley Jean Stinson	Daryl G. Hyder	William W. Argarbrite
Robert LeRoy Frazier	Fred Randal Moody	Anna Mae Morelock
Edward E. Fields	Tommy Gene Carpenter	Harvey A. Baker
D. Bruce Shine	Bruce A. Hawks	Charles T. Williams
Paul C. Sparks	Larry Raymond Dillow	Marie L. Throp
Margaret Blanche Pierson	Blanche E. Bishop	Gordon M. Blessing
Bill J. Stewart	J. C. Brown	Susan W. Cooper
Charles W. Salley	Howard W. Francisco	
Wm. W. Hawkins	Lyle V. Staten	
James Beverly	Carolyn Rhea Reed	
William C. Price	Nancy H. Bradley	
Edgar G. Moody	Frank D. Gibson	
Robert L. Straight	Larry G. Lawson	
Paul Allen Steele	Harold B. Martin	
<del>Floyd A. Harr</del>	Linda Jean Huff	
Mildred S. Rutledge	Thomas H. Johnson	
Fannie Bell Simcox	George S. Arnold	
Charlotte Blackburn	Evelyn J. Cooper	
Debbie Smith	Cecil Charles Brown	
Glen Leon Rash	Ada Peters	
Betty Pearl Klepper	Mildred Faye Worley	
Howard R. Poston	R. Edward Cleek	
Phillip B. Enkema	Patty J. Booher	
Richard Earl Jones	Robert A. Quolliams	
Perry Blackburn	Jeffrey Lynn Smith	

June 9, 1975

Resolution in Re: Election of Planning Commission Members.  
An election of Planning Commission was held and duly elected  
William Neal and Fred Myers to replace Frank Slaughter

NO. 1

~~TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN~~

COUNTY QUARTERLY COURT IN ADJOURNED SESSION

MET THIS THE 4<sup>th</sup> 9 DAY OF MARCH June, 19 75

RESOLUTION IN RE: MAP OF SULLIVAN COUNTY

BE IT RESOLVED THAT

The Executive Committee develop a large scale map of Sullivan County to reflect by overlays- roads, buildings and other pertinent information for display in the Courtroom. This map will be kept up-to-date as roads, areas, and other land marks are designated

*(Defer)*

INTRODUCED BY ESQ. Durham ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. Ammons PAID FROM \_\_\_\_\_ FUND \_\_\_\_\_

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

Aye \_\_\_\_\_ Nay \_\_\_\_\_

ROLL CALL \_\_\_\_\_

VOICE VOTE Received + Adopted County Court Clerk

BY: \_\_\_\_\_

COMMITTEE ACTION: APPROVED: DISAPPROVED:

*Comma*

*Executive*

FISCAL AGENT: \_\_\_\_\_

*3/11/75*

# 26

# 2 - on 6-9-75

RESOLUTION NO: 2

RESOLUTION TO ESTABLISH OCCUPATIONAL SAFETY AND HEALTH PROGRAM, DEVISE RULES AND REGULATIONS, AND TO PROVIDE FOR A DIRECTOR AND THE IMPLEMENTATION OF SUCH PROGRAM.

WHEREAS, in compliance with Public Chapter 561 of the General Assembly of the State of Tennessee for the year 1972, the County of (Name) hereby establishes the "Occupational Safety and Health Program for the Employees of the County of (Name)".

NOW, THEREFORE,

SECTION 1, BE IT RESOLVED BY THE COUNTY OF (Name), that there be and is hereby created a safety and health program for the employees of the County of (Name), as follows:

TITLE:

This Section shall provide authority for establishing and administering the Occupational Safety and Health Program for the Employees of (Name) County.

PURPOSE:

The County of (Name), in electing to establish and maintain an effective occupational safety and health program for its employees, shall:

- (1) Provide a safe and healthful place and condition of employment.
- (2) Acquire, maintain and require the use of safety equipment, personal protective equipment and devices reasonably necessary to protect employees.
- (3) Make, keep, preserve and make available to the State Commissioner of Labor, his designated representative or persons within the agency to whom such responsibilities have been delegated, adequate records of all occupational accidents and personal injuries for proper evaluation and necessary corrective action as required.
- (4) Consult with the State Commissioner of Labor or his designated representative, with regard to the adequacy of the form and content of records.
- (5) Consult with the State Commissioner of Labor or the State Commissioner of Public Health, as appropriate, regarding safety and health problems of the agency which are considered to be unusual or peculiar to the county and are such that they cannot be achieved under a standard promulgated by the State.
- (6) Make an annual report to the State Commissioner of Labor to show accomplishments and progress of the total occupational safety and health program.

*Received + Adopted Roll Call Vote 39-7*

# 2

(7) Provide reasonable opportunity for the participation of employees in the effectuation of the objectives of this program, including the opportunity to make anonymous complaints concerning conditions or practices injurious to employee safety and health.

(8) Provide for education and training of personnel for the fair and efficient administration of occupational safety and health standards, and provide for education and notification of all employees of the existence of this program.

DEFINITIONS:

For the purpose of the program established pursuant to this resolution.

- (a) "Commissioner of Labor" means the chief executive officer of Tennessee Department of Labor. This includes any person appointed, designated, or deputized to perform the duties or to exercise the powers assigned to the Commissioner of Labor.
- (b) "Commissioner of Public Health" means the chief executive officer of the Tennessee Department of Public Health. This includes any person appointed, designated, or deputized to perform the duties or to exercise the powers assigned to the Commissioner of Public Health.
- (c) "Employer" means the County, and shall include each administrative department, commission, board, division or other agency of the County.
- (d) "Director of Safety and Health" means the chief executive officer designated by the County to perform duties or to exercise powers assigned so as to plan, develop, and administer the County's Safety and Health Program.
- (e) "Inspector(s)" means the individual(s) appointed and designated by the Director of Safety and Health to conduct inspections provided for herein. If no such compliance inspector(s) is appointed, the inspections shall be conducted by the Director of Safety and Health.
- (f) "Appointing Authority" means any county official or group of officials having legally designated powers of appointment, employment, or removal for a specific department, commission, board, division or other agency of the County.
- (g) "Employee" means any person performing services for the County and listed on county payrolls either as part time, seasonal, or permanent, full-time employees; provided, however, that such definition shall not include independent contractors, their agents, servants, and employees.
- (h) "Person" means one or more individuals, partnerships, associations, corporations, business trusts, legal representatives or any organized group of persons.
- (i) "Standard" means an occupational safety and health standard promulgated by the Tennessee State Commissioner of Labor or the State Commissioner of Public Health which requires conditions or the adoption or the use of one or more practices, means, methods, operations or processes necessary or appropriate to provide safe and healthful employment and places of employment.

- j) "Imminent Danger" means any conditions or practices in any place of employment which are such that a danger exists which could reasonably be expected to cause death or serious physical harm immediately or before the imminence of such danger can be eliminated through normal enforcement procedures.
- k) "Establishment" or workplace means a single physical location where business is conducted or where services or industrial operations are performed.

COVERAGE:

The provisions of the program shall apply to employees of each administrative department, commission, board, division or other agency of the County.

EMPLOYER'S RIGHTS AND DUTIES:

Rights and duties of the employer shall include, but are not limited to the following provisions:

- a) Employer shall furnish to each of his employees conditions of employment and a place of employment free from known and recognized hazards that are causing or are likely to cause death or serious injury or harm to employees.
- b) Employer shall comply with occupational safety and health standards or regulations promulgated pursuant to the State Occupational Safety and Health Act of 1972.
- c) Employer shall assist the State Commissioner of Labor and State Commissioner of Public Health in the performance of their monitoring duties by supplying necessary information to the Commissioners or to their respective assistants or deputies.
- d) Employer is entitled to participate in the development of standards by submission of comments on proposed standards, participation in hearings on proposed standards, or by requesting the development of standards on a given issue.
- e) Employer is entitled to request an order granting a variance from an Occupational Safety and Health Standard.
- f) Employer shall inspect all installations, departments, bureaus, and offices to insure the provision of this program are complied with and carried out.
- h) Employer shall notify and inform any employee, who has been or is being exposed in a biologically significant manner to harmful agents or material in excess of the applicable standard, of corrective action being taken by the County.



EMPLOYEE'S RIGHTS AND DUTIES:

Rights and duties of employees shall include, but are not limited to the following provision:

(a) Each employee shall comply with occupational safety and health standards and all rules, regulations, and orders issued pursuant to this program which are applicable to his or her own actions and conduct.

(b) Each employee shall be notified by the placing upon bulletin boards, or other places of common passage, of any application for a temporary order granting a variance from any standard or regulation.

(c) Each employee shall be given the opportunity to participate in any hearing which concerns an application for a variance from a standard.

(d) Any employee may bring to the attention of the person in charge of the program any violation of the standards or other health or safety hazard.

*Guidelines  
Item #2  
(8-14)*

(e) Any employee who has been exposed or is being exposed to toxic materials or harmful physical agents in concentrations or at levels in excess of that provided for by an applicable standard shall be notified by the employer and informed of such exposure and the corrective action being taken.

*8-7*

(f) Subject to regulations issued pursuant to this program, any employee or authorized representative of employees shall be given the right to request an inspection.

(g) No employee shall be discharged or discriminated against because such employee has filed any complaint or instituted or caused to be instituted any proceedings or inspection under or relating to this program. Any such charges of discrimination are subject to investigation by the Commissioner of Labor.

*Program #  
Item #  
(P.P. - 9)*

(h) Nothing in this section or any other provision of this program shall be deemed to authorize or require medical examination, immunization, or treatment for those who object thereto on religious grounds, except where such is necessary for the protection of the health or safety of others, and except when such medical examination is reasonably required for performance of a specified job.

STANDARDS AUTHORIZED:

The standards adopted by the County         (Name)         are the State of Tennessee Safety and Health standards developed under Section 6 of the State Occupational Safety and Health Act of 1972.

*8-3  
P.P. - 4*

VARIANCES FROM STANDARDS AUTHORIZED:

The County of (Name) may, upon written application to the State Commissioner of Labor or the State Commissioner of Public Health, request an order granting a temporary variance from any approved standards. Prior to requesting such temporary variance, the employer shall notify or serve notice to employees or interested parties and present them with an opportunity for a hearing. The posting of notice on the main bulletin board as designated by the County, shall be deemed sufficient notice to employees. G-1

ABATEMENT:

The program will provide for administrative procedures for abateing hazard.

INSPECTION:

(a) In order to carry out the purposes of this program resolution, the Safety and Health Inspectors are authorized:

- (1) To enter at any reasonable time any establishment, construction site, plant, or other area, work place, or environment where work is performed by an employee of the County of (Name) and, G-1
- (2) To inspect and investigate during regular working hours and at other reasonable times, and within reasonable limits and in a reasonable manner, any such place of employment and all pertinent conditions, processes, structures, machines, apparatus, devices, equipment, and materials therein, and to question privately any supervisor, operator, agent or employee working therein. G-1

(b) The County of (Name) shall establish and maintain a system for collecting, maintaining and reporting safety and health data.

(c) The program shall comply with the record keeping regulations pursuant to the Tennessee Occupational and Safety Act of 1972.

(d) After this Resolution has been enacted, the County of (Name), shall report within forty-eight (48) hours, either orally or in writing, to the Commissioner of Labor any accident which is fatal to one or more employees or which results in the hospitalization of five (5) or more employees. G-1

ADMINISTRATION:

For the purposes of this Resolution, the County Judge has the authority to designate the Director of the Safety and Health Program to perform duties or to exercise powers assigned so as to plan, develop, and administer the County's Occupational Safety and Health Program. G-1

FUNDING THE PROGRAM:

Sufficient funds for administering the program pursuant to this resolution shall be made available as authorized by the county court.

CONFIDENTIALITY OF TRADE SECRETS OR PRIVILEGED INFORMATION:

(a) Compliance with any other law, statute or county resolution which regulates safety and health in employment and places of employment shall not excuse the County or any county employee, or any other person from compliance with the provisions of this program.

(b) Compliance with any provisions of the program pursuant to this resolution or any standard or regulation promulgated pursuant to this program shall not excuse the County or any county employee, or any other person from compliance with any state law or county resolution regulating and promoting safety and health unless such law or resolution is specifically repealed.

SEVERABILITY:

SECTION 2. BE IT FURTHER RESOLVED that if any section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

AMENDMENTS, ETC.:

SECTION 3. BE IT FURTHER RESOLVED that this resolution shall take effect from and after the date it shall have been passed by the Quarterly County Court, and as otherwise provided by law, the general welfare of the County requiring it.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1974.

\_\_\_\_\_  
County Attorney

STATE OF TENNESSEE, \_\_\_\_\_ COUNTY

I, \_\_\_\_\_, Clerk of the County Court, of said County, do hereby certify that the foregoing is a true and perfect copy of the original resolution adopted at the \_\_\_\_\_ Term, \_\_\_\_\_ County Quarterly Court now on file and of record in my office. WITNESS my hand and official seal, at office in \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 19\_\_\_\_.

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
D. C.

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

COUNTY QUARTERLY COURT IN Regular -Adjourned SESSION

MET THIS THE 9 DAY OF June, 19 75

RESOLUTION IN RE: County Roads

BE IT RESOLVED THAT

WHERE AS: There are many roads in Sullivan County with two or more homes or land owners, there on and where as the Sullivan County Highway Department has maintained these roads in the past and whereas the ownership of these roads are now in question.

BE IT RESOLVED that this Court by resolution ask through its State Representative that State Legislation be passed whereby any road in use in Sullivan County with two or more home owners or land owners and having been maintained by the Sullivan County Highway Department in the past and upon request by the Magistrate of that District and with the consent of the Commissioner of Roads and appropriate Court Committee be accepted or rejected upon two readings by the Sullivan County Quarterly Court as a County Road. SO BE IT RESOLVED.

INTRODUCED BY ESQ. *Bill Ferguson* ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. *Bob* PAID FROM \_\_\_\_\_ FUND \_\_\_\_\_

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

ROLL CALL Aye  Nay  28 to 19

VOICE VOTE \_\_\_\_\_ County Court Clerk BY: \_\_\_\_\_

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
_____	_____	_____
_____	_____	_____
_____	_____	_____

FISCAL AGENT: \_\_\_\_\_

NO. 124

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

COUNTY QUARTERLY COURT IN Regular SESSION

MET THIS THE 21st 9 DAY OF April June, 19 75

RESOLUTION IN RE: Sale of Surplus Items  
Truck, etc.

BE IT RESOLVED THAT

The following items be sold at public auction by the Sullivan County

Purchasing Agent.

Tires

Traffic Control Truck (used)

Ambulance (Van), Ford, 1971 Model - ID#E32 GHK63029 (Wrecked)

INTRODUCED BY ESQ. [Signature] ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. [Signature] PAID FROM \_\_\_\_\_ FUND

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

ROLL CALL <sup>Aye</sup> ✓ 44 to 1 <sup>Nay</sup> \_\_\_\_\_

VOICE VOTE \_\_\_\_\_ County Court Clerk

BY: \_\_\_\_\_

COMMITTEE ACTION: APPROVED: DISAPPROVED:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FISCAL AGENT:

\_\_\_\_\_

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY QUARTERLY COURT IN \_\_\_\_\_ ADJOURNED \_\_\_\_\_ SESSION

MET THIS THE 9th DAY OF JUNE, 19 75

RESOLUTION IN RE: SULLIVAN WEST VOLUNTEER FIRE DEPARTMENT

BE IT RESOLVED THAT

The sum of Five Thousand (\$5,000.00) Dollars be appropriated to the Sullivan West Volunteer Fire Department to help defray the capital expenses for the purchase of the necessary equipment to operate this department.

BE IT FURTHER RESOLVED

that the sum of Five Thousand (\$5,000.00) Dollars be appropriated to the Sullivan West Volunteer Fire Department to help defray operating expenses for the fiscal year 1974-75 of said fire department.

INTRODUCED BY ESQ. 'S BARR CHILDRESS ESTIMATED COST: \_\_\_\_\_ HALL PAID FROM \_\_\_\_\_ FUND

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

ROLL CALL <sup>Aye</sup> / <sup>Nay.</sup> Received & Adopted by Roll Call Vote with Rules Wam  
County Court Clerk

VOICE VOTE \_\_\_\_\_ BY: \_\_\_\_\_

COMMITTEE ACTION: APPROVED: DISAPPROVED:

FISCAL AGENT: \_\_\_\_\_

NO. 15A

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

COUNTY QUARTERLY COURT IN \_\_\_\_\_ Adjourned \_\_\_\_\_ SESSION

MET THIS THE 9th DAY OF June, 19 75.

RESOLUTION IN RE: EXCAVATION FOR  
COLONIAL HEIGHTS  
VOLUNTEER FIRE  
DEPARTMENT BUILDING

BE IT RESOLVED THAT

this Honorable County Court go on record as instructing the

the County Road Commissioner to do the excavating for the ~~Colonial~~ <sup>Warriors</sup>

~~Path~~ <sup>Path</sup> Volunteer Fire Department Building, pending legal

~~Heights~~ interpretation by County attorney.

INTRODUCED BY ESQ. Zimmerman ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. Am PAID FROM \_\_\_\_\_ FUND

COURT ACTION: R. V. Boyd DATE SUBMITTED: \_\_\_\_\_  
Aye Nay

ROLL CALL ✓

VOICE VOTE Received & Adopted County Court Clerk  
By: \_\_\_\_\_

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
_____	_____	_____
_____	_____	_____
_____	_____	_____

FISCAL AGENT:  
\_\_\_\_\_

#15A.

NO. 16

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

MET THIS THE 2nd DAY OF DECEMBER, 1974.

RESOLUTION IN RE: Salary of Purchasing Agent

BE IT RESOLVED THAT

WHEREAS, the Private Acts of Tennessee and the Sullivan County Code Section 8-1-31 (D) provides that the Sullivan County Quarterly Court shall have the power, by appropriate resolution, to increase the salary of the Purchasing Agent to \$14,000.00; and

WHEREAS, the Sullivan County Quarterly Court feels that said Private Act should be amended to allow the Sullivan County Quarterly Court to make salary adjustments in said office from time to time.

NOW, THEREFORE, BE IT RESOLVED that the Private Acts of Tennessee pertaining to the Purchasing Agent of Sullivan County, Tennessee, be amended to allow the Sullivan County Quarterly Court to increase the salary of the Purchasing Agent up to, but not to exceed, the salary of the Sullivan County Trustee

INTRODUCED BY ESQ. BARR ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. \_\_\_\_\_ PAID FROM \_\_\_\_\_ FUND \_\_\_\_\_

COURT ACTION: Aye Nay DATE SUBMITTED: \_\_\_\_\_

ROLL CALL \_\_\_\_\_ County Court Clerk

VOICE VOTE \_\_\_\_\_ BY: \_\_\_\_\_

COMMITTEE ACTION: \_\_\_\_\_ APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

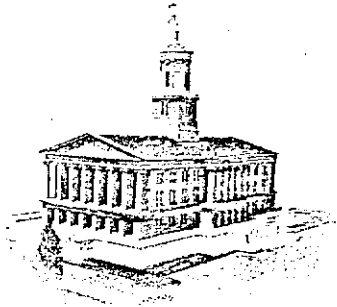
Budget \_\_\_\_\_

Executive \_\_\_\_\_

FISCAL AGENT: \_\_\_\_\_



# State of Tennessee



## Department of State

*To all to whom these Presents shall come, Greeting:*

*I Joe C. Carr, Secretary of State of the State of Tennessee, do hereby certify that the annexed is a true copy of*

CHAPTER NO. 79

HOUSE BILL NO. 1216

PRIVATE ACTS OF 1975

*the original of which is now on file and a matter of record in this office.*

*In Testimony Whereof, I have hereunto subscribed my Official Signature and by order of the Governor, affixed the Great Seal of the State of Tennessee at the Department, in the City of Nashville, this 25th day of April*

A.D. 1975



*Joe C. Carr*

Secretary of State

PRIVATE CHAPTER NO. 79

**HOUSE BILL NO. 1216****By Blackburn, Chiles, Denton, Robinson  
(Washington), Hurley**

Substituted for: Senate Bill No. 1213

By Baker

AN ACT to amend Chapter 261 of the Private Acts of 1947, as amended by Chapter 766 of the Private Acts of 1949, Chapter 320 of the Private Acts of 1951, Chapter 17 of the Private Acts of 1953, Chapter 214 of the Private Acts of 1953, Chapter 111 of the Private Acts of 1957, Chapter 240 of the Private Acts of 1959, Chapter 71 of the Private Acts of 1967, Chapter 204 of the Private Acts of 1970 and Chapter 252 of the Private Acts of 1972; all relative to the county purchasing agent of Sullivan County.

**BE IT ENACTED BY THE GENERAL  
ASSEMBLY OF THE STATE OF TENNESSEE:**

**SECTION 1.** Chapter 261 of the Private Acts of 1947, Section 1, and all acts amendatory thereto, is amended by deleting the last paragraph dealing with the compensation of the county purchasing agent and substituting in lieu thereof the following paragraph:

The compensation of the County Purchasing Agent shall be set by the Sullivan County Quarterly Court at a figure which may equal, but shall not exceed the compensation received by the Sullivan County Trustee.

**SECTION 2.** This Act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Quarterly County Court of Sullivan County before September 1, 1975. Its approval or non-approval shall be proclaimed by the presiding officer of the Quarterly County Court and certified by him to the Secretary of State.

**SECTION 3.** For the purpose of approving or rejecting the provisions of this Act, it shall become effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 2.

HOUSE BILL NO. 1216

PASSED: April 23, 1975

*Ned R. McWhorter*

SPEAKER OF THE HOUSE OF REPRESENTATIVES

*John Williams*

SPEAKER OF THE SENATE

APPROVED this 24<sup>th</sup> day of April 19 75

*Ray Blanton*

GOVERNOR

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

COUNTY QUARTERLY COURT IN ADJOURNED SESSION

MET THIS THE 9th DAY OF JUNE, 19 75

RESOLUTION IN RE: AMENDING 1974-75 SCHOOL

BE IT RESOLVED THAT

WHEREAS, State funds have now been made available for the construction of vocational education facilities in Sullivan County, and

WHEREAS, directions have been furnished by the State Department of Education for accounting for said funds, and

WHEREAS, it is necessary to set up certain revenue and expenditure accounts to properly account for funds received from the State for the purpose of constructing vocational facilities, and

WHEREAS, some expenses will arise before the end of this fiscal year requiring funds to be budgeted in the appropriate account,

THEREFORE BE IT RESOLVED, That \$100,000 be added to the school budget for the 1974-75 school year to the account of Professional Services for Buildings. No expenditure will be made from this account until properly billed by architect indicating that work for which billed has been done. Said bill will then be sent to the State Department of Education. After funds are received by the County, payment will be made. These are all State funds. No local funds are involved.

INTRODUCED BY ESQ. ESTIMATED COST: \$100,000

SECONDED BY ESQ. PAID FROM STATE VOCATIONAL FUND CAPITAL OUTLAY

COURT ACTION: DATE SUBMITTED: Aye Nay

ROLL CALL

VOICE VOTE County Court Clerk BY:

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
Education	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Budget	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>

FISCAL AGENT:

NO. 18

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

MET THIS THE 9th DAY OF JUNE, 19 75

RESOLUTION IN RE: Funds for Food

BE IT RESOLVED THAT For Prisoners

the Sullivan County Court appropriate the amount of \$5,500  
in the Jail Account for food for prisoners. This appropriation  
is necessary due to the increase in the cost of food and increase  
in prisoner population in the past several months.

INTRODUCED BY ESQ. Lake Barnes ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. \_\_\_\_\_ PAID FROM \_\_\_\_\_ FUND \_\_\_\_\_

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

ROLL CALL <sup>Aye</sup> Recused & Adopted by Roll Call - Rules Waived  
<sup>Nay</sup> \_\_\_\_\_  
County Court Clerk 44-0

VOICE VOTE \_\_\_\_\_ BY: \_\_\_\_\_

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
<u>Safety</u>	<u>X</u>	_____
<u>Budget</u>	<u>X</u>	_____
_____	_____	_____

FISCAL AGENT:  
\_\_\_\_\_

000508

(Political Subdivisions Only)

18A

RESOLUTION TO PARTICIPATE IN THE TENNESSEE CONSOLIDATED RETIREMENT SYSTEM WITH RESPECT TO THE EMPLOYEES OF Sullivan County

At a meeting of the Sullivan County Court of the Sullivan (Enter name of Governing Body)

Sullivan, State of Tennessee, at (Enter name of County, City, Town, etc.)

Blountville, Tennessee, on June 9th

19 75, Lloyd G. Barr offered the following (Enter name and title of official)

resolution:

"RESOLVED: That the Sullivan County Court of the (Enter name of Governing Body)

Sullivan State of Tennessee, elects to have (Enter name of County, City, Town, etc.)

the employees of said Sullivan County Court become eligible to (Enter name of County, City, Town, etc.)

participate in the Tennessee Consolidated Retirement System as provided for by Public Chapter # 814, Section 10, of 1972, as now or hereafter in effect, which election, together with conditions of same, is provided for by Public Chapter # 814, Section 10, with such service credits to the effective date of participation as shall hereafter be certified to the Tennessee Consolidated Retirement Board." Effective date shall be July 1, 19 74."

The number voting on the resolution was as follows:

Ayes: 44 Pass-1 AMOUNT OF PRIOR SERVICE ALLOWED MAGISTRATES  
Noes: 1 Absent-2 None

STATE OF TENNESSEE  
COUNTY OF \_\_\_\_\_ )

I, \_\_\_\_\_, clerk of the board of the \_\_\_\_\_, State of Tennessee, do hereby (Enter name of County, City, Town, etc.)

certify that I have compared the foregoing with the original resolution passed by the \_\_\_\_\_ of the \_\_\_\_\_ (Enter Name of Governing Body) (Enter name of County, City, Town, etc.)

Tennessee, at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_ on file in this office, and that the same is a true copy thereof and the whole of said original. I further certify that the full \_\_\_\_\_ (Enter name of Governing Body)

\_\_\_\_\_ consist of \_\_\_\_\_ members, and that, as above stated, \_\_\_\_\_ of said members voted in favor of the above resolution.

In witness whereof, I have hereunto set my hand, and the seal of the \_\_\_\_\_ (Enter name of County, City, Town, etc.)

NOTARY SEAL

of this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_

As Clerk of the Board, as aforesaid.

NO. 21

~~TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN~~

COUNTY QUARTERLY COURT IN ADJOURNED SESSION

MET THIS THE 9th DAY OF June, 19 75

RESOLUTION IN RE: SEWAGE DISPOSAL FOR LYNN VIEW HIGH SCHOOL

BE IT RESOLVED THAT

WHEREAS this County Court in the October 1974 session authorized  
a study to be made concerning the installation of a sewer  
line to serve Lynn View High School, and

WHEREAS plans for the construction of this sewer line have been  
prepared by the Sullivan County Engineers and are now  
being submitted for approval to the Tennessee Department  
of Public Health,

BE IT RESOLVED that this County Court instruct the Budget Committee  
to provide the proper financing of this project in the  
approximate amount of \$450,000.

BE IT FURTHER RESOLVED that the Purchasing Agent be instructed to  
proceed to advertise this project for bid at the earliest  
possible date.

INTRODUCED BY ESQ. Myers ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. \_\_\_\_\_ PAID FROM \_\_\_\_\_ FUND

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

ROLL CALL <sup>Aye</sup> Received & Adopted <sup>Nay</sup> Roll Call Vote with Rules Waiver

VOICE VOTE \_\_\_\_\_ County Court Clerk 40-0

BY: \_\_\_\_\_

COMMITTEE ACTION: APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FISCAL AGENT:  
\_\_\_\_\_

*Resolution - In Re:*

STATE OF TENNESSEE

DEPARTMENT OF TRANSPORTATION

PROJECT NO: SRS-0005(39), Sullivan County  
(82945-6508-94 )

(Clinchfield Railroad Grade Crossing at Colonial Heights Road)

THIS AGREEMENT is made and entered into by and between THE STATE OF TENNESSEE acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the "Department", and Sullivan hereinafter referred to as the "Local Agency".

W I T N E S S E T H:

WHEREAS, Section 230 of Public Law 93-87, 93rd Congress, provides for the elimination of hazards of railway-highway grade crossings not on the Federal-aid Highway System, on the basis of NINETY PER CENT (90%) Federal funding; and

WHEREAS, the Local Agency desires to participate in this program; and

WHEREAS, the Department is willing to administer this contract for the elimination of such hazard in cooperation with the

Clinchfield Railroad in reasonable conformity to the plans and specifications; and

WHEREAS, the Department has estimated that the construction cost of said hazard elimination project will be approximately Twenty Two Thousand Two Hundred and Fifty Dollars ( \$22,250 ) DOLLARS.  
and no/100

NOW THEREFORE, in consideration of these premises and of the mutual covenants set forth, it is hereby agreed by and between the parties hereto as follows:

*Received & Adopted Roll Call Vote*



SECTION I

The Local Agency agrees to deposit with the Department an amount equal to TEN PER CENT (10%) of the estimated cost of this project.

In the event that the actual cost is more than the estimated cost, the Local Agency agrees to pay an additional TEN PER CENT (10%) of the amount by which the actual cost exceeds the estimated cost within SIXTY (60) DAYS of the completion of the project.

In the event that the actual cost is less than the estimated cost, the Department agrees to return TEN PER CENT (10%) of the excess to the Local Agency within SIXTY (60) DAYS of the completion of the project.

SECTION II

In the event of the failure of the Local Agency to fully comply with the aforementioned provisions, the Department shall be authorized to receive any funds which would otherwise be payable to the Local Agency for highway or street purposes from the State, until the Department shall have recovered the necessary amount to result in TEN PER CENT (10%) financial participation in the actual cost of the project.

SECTION III

The Department agrees to keep accurate accounting records of all expenditures made for this project, and said accounting records shall be available for review by the Local Agency upon request, for a period of THREE (3) YEARS.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officials on this, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Director, Bureau of Highways

\_\_\_\_\_  
Director, Bureau of Planning and Programming

APPROVED AS TO FORM AND LEGALITY

By: \_\_\_\_\_  
Department Attorney

(LOCAL AGENCY)

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

\_\_\_\_\_  
(TITLE)

\_\_\_\_\_  
(TITLE)

APPROVED AS TO FORM AND LEGALITY

By: \_\_\_\_\_  
Attorney

NO. 25

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

MET THIS THE 9th DAY OF June, 19 75

RESOLUTION IN RE: AMEND HIGHWAY  
DEPARTMENTS OPERATION  
BUDGET

BE IT RESOLVED THAT

the Sullivan County Quarterly Court authorize the amending of  
the 1974-75 operating budget to reflect acceptance of State  
funds in the amount of \$28,554.44

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INTRODUCED BY ESQ. Woods ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. Brown PAID FROM \_\_\_\_\_ FUND

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

ROLL CALL <sup>Aye</sup> ✓ <sup>Nay</sup> Received & Adopted Roll Call Vote waived  
County Court Clerk

VOICE VOTE \_\_\_\_\_ BY: \_\_\_\_\_

COMMITTEE ACTION: APPROVED: DISAPPROVED:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FISCAL AGENT:  
\_\_\_\_\_

000514

NO. 28

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

MET THIS THE 9th DAY OF June, 19 75

RESOLUTION IN RE: BUMPASS COVE CONTRACT

BE IT RESOLVED THAT

the Sullivan County Court contract with Bumpass Cove for the fiscal year beginning July 1, 1975 and ending June 30, 1976 to dispose of all solid waste transported by Sullivan County at a rate of \$2.35 per ton.

INTRODUCED BY ESQ. Myers ESTIMATED COST: \_\_\_\_\_

SECONDED BY ESQ. \_\_\_\_\_ PAID FROM \_\_\_\_\_ FUND

COURT ACTION: \_\_\_\_\_ DATE SUBMITTED: \_\_\_\_\_

Aye . Nay

ROLL CALL \_\_\_\_\_

VOICE VOTE \_\_\_\_\_ County Court Clerk

BY: \_\_\_\_\_

COMMITTEE ACTION: APPROVED: DISAPPROVED:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FISCAL AGENT: \_\_\_\_\_

St. Dominic School on burying  
time Capsule at Neatherland Inn

#29

THE SULLIVAN COUNTY QUARTERLY COURT

at Blountville, Tennessee

Holding an Adjourned Session on June 9, 1975

WHEREAS on the 25th day of May, 1975 at 2:00 o'clock p.m. a time capsule was buried in celebration of our nations 200th birthday. This time capsule was buried on the grounds of the Netherland Inn, on the banks of the Holston River, Kingsport, Sullivan County, Tennessee. The Netherland Inn is a historic house museum on the national register of historic places.

This capsule was buried approximately eight (8) feet deep on the grounds of the Netherland Inn and the location of the capsule is as follows:

At the intersection of the following two measurements:

One from the Northeast corner of the Netherland Inn at a distance of 18 feet 0 3/4 inches in an easterly direction and secondly, 25 feet 0 3/4 inches in an northerly direction from the Southeast corner of the Netherland Inn.

A map of said location is hereto attached.

This capsule is to be opened one hundred (100) years from now during the celebration of our nations Tricentennial Anniversary in the year 2075.

The 4th grade class of St. Dominic's School undertook this project because of their interest in the future and as a contribution to our nations Bicentennial Celebration, which is now underway in this community. The sealed plastic capsule contains materials indigenous to the present day - such as a Bible, a map of the United States, a chart of the present solar system, Bicentennial stamps, 1975 coins, a Barbie doll, a G.I. Joe doll, baseball cards, football cards, miniature models of a 1975 car, letters and a class picture of the school children. These children actually assisted with the burial of the capsule.

Speeches were delivered by Kingsport Alderman Dr. Elery Lay, Mr. Hal T. Spoden, Chairman of the Netherland Inn Project, Mrs. Anne Dorton, teacher to the 4th grade class of St. Dominic's School, Mrs. Muriel C. Spoden on behalf of the Sullivan County Bicentennial Committee and on behalf of Judge Lon V. Boyd of the Sullivan County Court. The capsule was blessed by the Very Reverend Luzerne Schnupp of St. Dominic's Roman Catholic Church.

ST. DOMINIC'S  
4th GRADE CLASS  
STUDENTS

PORCH

THE NETHERLAND INN

FIN. FIRST FLOOR - EL. 89'-11"  
FIN. SECOND FLOOR - EL. 106'-0" (ASSUMED)  
FIN. THIRD FLOOR - EL. 111'-0"

(2144 Netherland Inn Road, Kingsport, Tennessee)

Karl Krupak  
Greta Gramig  
Sonya Mire  
Sandy Musselman  
Kathy Gongola  
Chris Coughenour

Murray Cook  
David Kluszcznik  
Jim Straley  
Carlos Salcedo  
James Beal  
Perry Hobbs  
Mike Rutherford  
Tony Tucker

(CHIMNEY-STONE  
& BRICK)

21'-3"



LOCATION PLAN

1/4" = 1'-0"

TIME CAPSULE BURIAL CEREMONY  
2:00 P.M., EDT, May 25, 1975 (Sunday)  
by 4th Grade Class, St. Dominic's School.  
Mrs. Anne Dorton, Class Teacher  
Sister Helene White, Principal  
Father Luzerne Schnupp, Priest

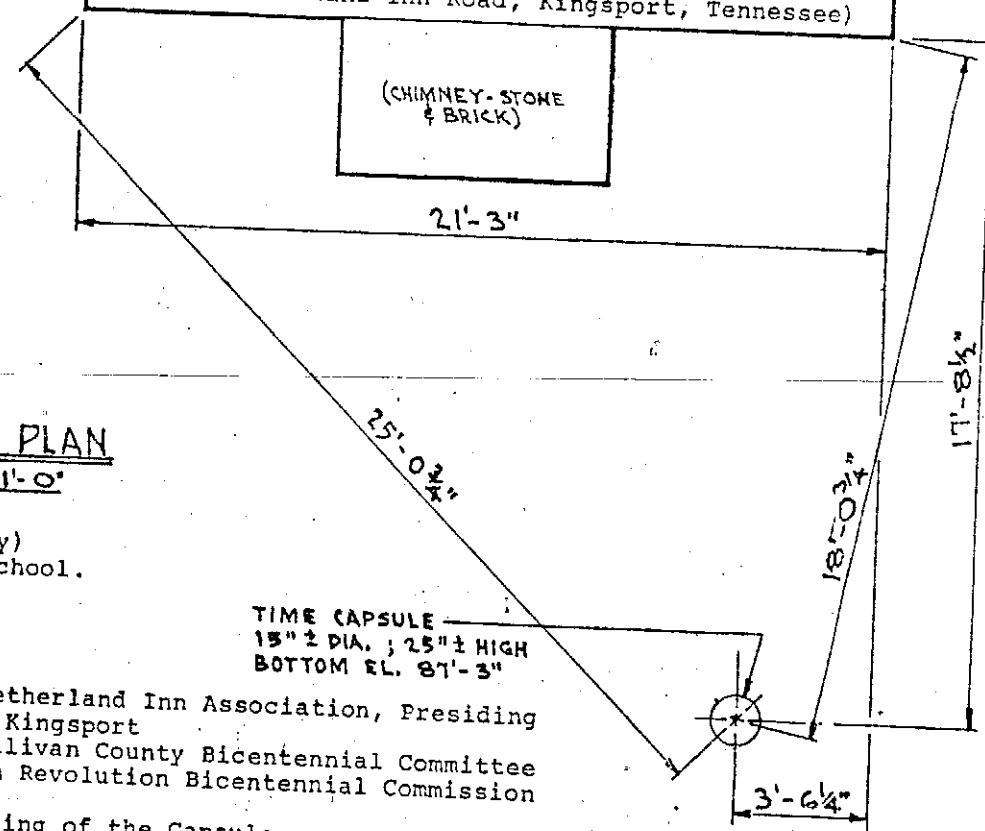
Order of Service - Hal T. Spoden, Netherland Inn Association, Presiding  
Dr. Elery A. Lay, Alderman, City of Kingsport  
Mrs. Muriel C. Spoden, Chairman, Sullivan County Bicentennial Committee  
Vice-Chairman, Tennessee American Revolution Bicentennial Commission  
Mrs. Anne Dorton

The Reverend Luzerne Schnupp - Blessing of the Capsule  
Burial (Each student, then each other person present placed earth  
in the repository.)

TIME CAPSULE  
15" ± DIA. ; 25" ± HIGH  
BOTTOM EL. 87'-3"

TIME CAPSULE TO BE RECOVERED  
AND OPENED DURING THE  
TRICENTENNIAL CELEBRATION OF  
THE UNITED STATES OF AMERICA

*Spoden*  
*Spoden*



June 9, 1975

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AND THEREUPON COURT ADJOURNED TO MEET AGAIN JUNE 16, 1975  
for an Adjourned Session.

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Lon V. Boyd, Judge