

SEPTEMBER 9, 1974

MONDAY MORNING, SEPTEMBER 9, 1974

STATE OF TENNESSEE I
COUNTY OF SULLIVAN I

BE IT REMEMBERED, That an Adjourned Session of Sullivan County Court of Blountville, Tennessee met in Session this Monday Morning, September 9, 1974, was present and presiding The Honorable Lon V. Boyd, County Judge and Marjorie S. Harr, Clerk of said 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, Allen, Ammons, Arringl Barnes, Barr, Boys, Carmack Carrier, Clarence Carrier, Childress, Clark, Durham, Ferguson, Fleenor, Gates, Gentry, Gillenwater, Grene, Hall, Harr, Hendricks, Henry, Hess, Hickam, Hulse, Icenhour, Jaynes, Keener, King, Mahaffey, Mason, McNeil, Montgomery, Morrell, Myers, Newland, Phillips, Poe, Reed, Roller, Sine, Taft, Torbett, Turner, Wassom, Whited, Woods, and Zimmerman.

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IN RE: ELECTOON OF I Upon Motion and duly seconded,
NOTARY PUBLICS FOR 4 YEAR TERM I the following Notary Publics were
unanimously elected Notary Public

for the four year term .

(See next page)

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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, Grene, Hall, Harr, Hendricks, Henry, Hess, Hickam, Hulse, Icenhour, Jaynes, Keener, King, Mahaffey, Mason, McNeil, Montgomery, Morrell, Myers, Newland, Phillips, Poe, Reed, Roller, Sine, Taft, Torbett, Turner, Wassom, Whited, Woods, and Zimmerman.

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IN RE: ELECTION OF [Upon Motion and duly seconded,
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unanimously elected Notary Public
for the four year term .

(See next page)

#2

NOTARY PUBLIC APPLICATIONS APPROVED AT THE
SEPTEMBER 9, ADJOURNED SESSION OF COUNTY COURT
SUBJECT TO THE APPROVAL OF THE CREDIT CHECK
AND EXECUTIVE COMMITTEE

ROBERT E. PIERCY

DWIGHT T. KILBY

DELLA B. PARSONS

WILLIAM M. WILSON

ROY L. BARBE

ANGLIA H. BYRD

SHELIA ANN WILLIS

ANN W. HUTCHINS

DOROTHY I. ALLEN

Otis T. Stair

VELDA P. NOEL

JERRY D. SHARRETT

CLAUDE WILCOX

BARBARA N. DEERE

NANCY SUE BISHOP

GARY P. KESTNER

CARL W. MILLER

CAROL JOAN MILHORN

CECIL G. ALLEN

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

MET THIS THE 9th DAY OF SEPTEMBER, 19 74

RESOLUTION IN RE: Electing Superintendent of Sullivan County Schools

BE IT RESOLVED THAT

~~It is resolved that the Court consider the vacancy created by the resignation of Mr. Pat Spivey as Superintendent of Sullivan County Schools on July 2, 1974.~~

Whereas, the Sullivan County School Board recommended to the Court Education Committee the name of Mr. Leonard Fugate to be elected to the unexpired term, and,

Whereas, the Court Education Committee agreed to advertise for this vacancy and,

Whereas, the Court Education Committee interviewed nine applicants for this vacancy and whereas the Committee voted to also submit to this Court the name of Mr. Leonard Fugate,

Therefore be it resolved that this honorable Court consider Mr. Leonard Fugate as Superintendent of Sullivan County Schools, to serve out the unexpired term of the resigned Mr. Pat Spivey.

The effective date of the new elected Superintendent to be September 10, 1974.

INTRODUCED BY ESQ. ALLEN ESTIMATED COST: _____

SECONDED BY ESQ. _____ PAID FROM _____ FUND

COURT ACTION: Aye Nay DATE SUBMITTED: _____

ROLL CALL _____

VOICE VOTE _____ County Court Clerk

BY: _____

COMMITTEE ACTION: APPROVED: DISAPPROVED:

FISCAL AGENT: _____

Roll Call | Nelson | Fugate
25 | 23

NO. #7

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

MET THIS THE 5th DAY OF August, 19 74

RESOLUTION IN RE: Repair of East High Roof

BE IT RESOLVED THAT

The attached Bond Resolution and Bond Anticipation Note Resolution in the amount of \$500,000 be approved by the court for the repair of the East High School roof.

Be it further resolved that the amount of Bonds or Bond Anticipation Notes to be sold cannot exceed the \$500,000 or the amount of the bid for the repair, whichever is the lesser amount.

INTRODUCED BY ESQ. Reed ESTIMATED COST: _____

SECONDED BY ESQ. _____ PAID FROM _____ FUND _____

COURT ACTION: _____ DATE SUBMITTED: _____

ROLL CALL ^{Aye} Received + Adopted ^{Nay}

VOICE VOTE _____ County Court Clerk

BY: _____

COMMITTEE ACTION: APPROVED: _____ DISAPPROVED: _____

FISCAL AGENT: _____

Received + Adopted Roll Call Vote

NO. 42 # 8

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

MET THIS THE 5th DAY OF August, 19 74.

RESOLUTION IN RE: School Board

BE IT RESOLVED THAT

The Sullivan County School Board
supervise and collect for dissemination
to the Sullivan County Quarterly Court
answers to the following questions.

no later than the meeting in January 1975
with a written status report on progress made by the Oct. 1974 meet

1) The authority to establish the
associate and assistant superintendents
of schools with salaries and job descriptions.

2) The authority to establish the six
superintendents of instruction with salaries
and job descriptions.

3) Who established the current school
program and by what authority.

4) Why has not a student
reading evaluation program been initiated.

INTRODUCED BY ESQ. R. Ammon ESTIMATED COST: _____

SECONDED BY ESQ. Samuel PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____
Aye _____ Nay _____

ROLL CALL _____

VOICE VOTE ✓ Rtd. _____ BY: _____
County Court Clerk

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

FISCAL AGENT: _____

NO. _____

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

2) What is authority and need for any
There is the staff position.
_____ DAY OF _____, 19____

RESOLUTION IN RE: _____

BE IT RESOLVED THAT

What reading evaluation program for students is planned.

5) What evaluation program for teacher effectiveness is planned? When will it be implemented.

6) What are the policies and objectives of the school system. Who publishes these items and by what authority.

7) How does school program accomplish the objectives.

(The objectives will not be longer than 25 word each one.)

(Policy statements will be less than 250 words)

(Any statement on methods to accomplish the objectives will be less than 250 words)

INTRODUCED BY ESQ. _____ 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: _____

over

#9

NO. 39-1st Reading

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

MET THIS THE 5th DAY OF August, 19 74

RESOLUTION IN RE: S.C. Budget To Require 2 Readings Before Final Approval.

BE IT RESOLVED THAT

Sullivan County Fiscal Budget require two readings before final approval. On the first reading, there be a discussion and preliminary approval. The second reading to be additional discussion, if needed, and final approval. This resolution to be effective 7-1-75 - 7-1-76 budget. *(Amended - see Judge's copy)*

- 2- *Dept heads Must Have Budget in by April 1st*
- 1- *Called meetings for discussion of budget*

INTRODUCED BY ESQ. C.E. Long ESTIMATED COST: none

SECONDED BY ESQ. Clark PAID FROM _____ FUND

COURT ACTION: Aye _____ Nay _____ DATE SUBMITTED: _____

ROLL CALL _____

VOICE VOTE 10-0 County Court Clerk BY: _____

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
<u>Budget</u>	_____	_____
<u>Executive</u>	_____	_____
_____	_____	_____

FISCAL AGENT: _____

10

NO.

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

MET THIS THE 5th DAY OF August, 19 74.

RESOLUTION IN RE: Hickory Tree Volunteer Fire Dept

BE IT RESOLVED THAT

The sum of \$5,000.00 be paid to the Hickory Tree Fire Dept. upon proof of purchase of a fire truck.

INTRODUCED BY ESQ. Bdrnes ESTIMATED COST: 5,000.00

SECONDED BY ESQ. _____ PAID FROM Gen Surplus FUND

COURT ACTION: _____ DATE SUBMITTED: _____

ROLL CALL R+D Aye Nay

VOICE VOTE _____ County Court Clerk

BY: _____

COMMITTEE ACTION: APPROVED: DISAPPROVED:

FISCAL AGENT: _____

1st reading 8/5/74

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

MET THIS THE 5th DAY OF AUGUST, 1973.

RESOLUTION IN RE: County Officers
shall answer to
Quarterly Court.

BE IT RESOLVED THAT

WHEREAS, members of the Sullivan County Quarterly Court have on various occasions contacted other county officials and department heads seeking information and requesting that certain actions be taken to correct certain problems; and

WHEREAS, many county officials and department heads have failed to submit the required information as requested by the members of the Sullivan County Quarterly Court.

NOW, THEREFORE, BE IT RESOLVED that all department heads and county officials be ^{requested} ~~directed~~ to respond to all inquiries by members of the Sullivan County Quarterly Court in writing within fifteen (15) days after an inquiry is directed to said department head or county official giving the desired information, and all progress that is being made.

INTRODUCED BY ESQ. G. E. Gunt ESTIMATED COST: _____

SECONDED BY ESQ. J. C. CLARK PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____
County Court Clerk

VOICE VOTE R4Q. BY: _____

COMMITTEE ACTION: _____ APPROVED: _____ DISAPPROVED: _____

FISCAL AGENT: _____

NO. #14A

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

MET THIS THE 5th. DAY OF August, 19 74.

RESOLUTION IN RE: Speed Limit

BE IT RESOLVED THAT _____ on Canthook Hill Rd. from Peoples Rd. on Weaver Pike
CIVIL DISTRICT a 25 mile speed limit be posted on the Canthook Hill Road 21st.
from Peoples Road to the Weaver Pike, due to excessive speeding
on this Road

INTRODUCED BY ESQ. Jessie H. Turner ESTIMATED COST: _____

SECONDED BY ESQ. F. H. Wagoner PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____
VOICE VOTE _____ County Court Clerk

BY: _____

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

FISCAL AGENT: _____

1st Reading

NO. ~~157~~ 14-B

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

MET THIS THE 5th DAY OF August, 19 74.

RESOLUTION IN RE: Speed Limit-

BE IT RESOLVED THAT Cooks Valley Rd.

A 35 mile speed limit to be applied to Cooks Valley Road beginning at Suler Drive East approximately 2 miles to Harbours Chappel Road.

Also that 35 mile limit be applied to Harbour Chappel Road. This resolution was requested by our Constable Harold Childress.

Seventh Civil District of Sullivan County.

INTRODUCED BY ESQ. Spang H. Greene ESTIMATED COST: _____

SECONDED BY ESQ. RH Roller PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____
VOICE VOTE _____ County Court Clerk

BY: _____

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

FISCAL AGENT: _____

NO. 140

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

MET THIS THE 5th DAY OF August, 19 74

RESOLUTION IN RE: 25 MPH Speed Limit

BE IT RESOLVED THAT

on Underwood Park Road-----
16th Civil District

~~35 MPH Speed Limit be Installed on Underwood Park Road,
Route # 3, Bluff City, TN in the 16th Civil District.~~

Inc. in another reso.

INTRODUCED BY ESQ. ^{Wassom} ~~Carrier~~ ESTIMATED COST: _____

SECONDED BY ESQ. Wassom PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____
VOICE VOTE _____ County Court Clerk

BY: _____

COMMITTEE ACTION: APPROVED: DISAPPROVED:

Carmine _____
Safety _____

FISCAL AGENT: _____

1st - 8/5/74 #140 - Qm. Bort #5, P. 233

598
234

NO. 491/5

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

MET THIS THE 5th DAY OF August, 19 74.

RESOLUTION IN RE: Road Closing

BE IT RESOLVED THAT

A 300 ft. Section of a unnamed street in the Onebank
Community be closed. This street has never been used
as a street.

INTRODUCED BY ESQ. ROLLER ESTIMATED COST: _____

SECONDED BY ESQ. GREEN PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____

VOICE VOTE R + A. _____ County Court Clerk
BY: _____

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
<u>Commiss</u>	_____	_____
_____	_____	_____
_____	_____	_____

FISCAL AGENT: _____

Rules Waived

NO. H-16

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

MET THIS THE 9th DAY OF SEPTEMBER, 1974

RESOLUTION IN RE: Naming Street as
Georgia Lane

BE IT RESOLVED THAT

An unnamed street in the 10th Civil District be named as
Georgia Lane. This has been approved by the Post Office
Department.

INTRODUCED BY ESQ. Hickam ESTIMATED COST: _____

SECONDED BY ESQ. _____ PAID FROM _____ FUND _____

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____

VOICE VOTE R + A - County Court Clerk
Rules Waived BY: _____

COMMITTEE ACTION: _____ APPROVED: _____ DISAPPROVED: _____

FISCAL AGENT: _____

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

MET THIS THE 9th DAY OF September, 19 74

RESOLUTION IN RE: Surplus Property

BE IT RESOLVED THAT

Surplus property listed below be sold at Public Auction :

Thirty-Nine (39) Manual Typewriters from various schools in county

Nine (9) Electric Typewriters from various schools in county.

These typewriters will be advertised and sold at auction by Sullivan

County Purchasing Agent, Raymond W. Winters, Jr.

INTRODUCED BY ESQ. Allen ESTIMATED COST: _____

SECONDED BY ESQ. Herndon PAID FROM _____ FUND

COURT ACTION: _____ DATE SUBMITTED: _____

ROLL CALL Aye Nay R + A

VOICE VOTE _____ County Court Clerk

BY: _____

COMMITTEE ACTION: APPROVED: DISAPPROVED:

FISCAL AGENT: _____

9/9/74 1st reading passed on 2/3 vote

NO. # 18

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

MET THIS THE 5th DAY OF September, 19 74.

RESOLUTION IN RE: Speed Limit, Sharrett Addition, 21st CD

BE IT RESOLVED THAT

For the protection of the children of the community that a speed limit of 15 miles per hour be posted for the streets of Sharrett Addition, Route 1, Bristol, Tennessee, located in the 21st Civil District. A petition signed by residents of the area is hereby attached.

INTRODUCED BY ESQ. Turner ESTIMATED COST: _____

SECONDED BY ESQ. _____ PAID FROM _____ FUND _____

COURT ACTION: Aye Nay DATE SUBMITTED: _____

ROLL CALL

VOICE VOTE R+Q County Court Clerk BY: _____

COMMITTEE ACTION: APPROVED: _____ DISAPPROVED: _____

FISCAL AGENT: _____

#18. Q minute Book #5, Pg 231

Handwritten mark

NO. #19

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

MET THIS THE 9th DAY OF September, 19 74

RESOLUTION IN RE: Reindexing of
Register of Deeds

BE IT RESOLVED THAT

~~Whereas the reindexing for the year 1967 through 1973 is~~
~~almost complete and,~~

~~Whereas a need exist to reindex the instruments in this~~
~~office from 1930 to 1967 and,~~

~~Whereas the cost will be approximately \$8,400 per month~~
~~for the next 24 months.~~

~~Be it resolved that the Sullivan County Quarterly Court~~
~~appropriate \$85,000 for the remainder of the 1975 fiscal~~
~~year.~~

~~Be it further resolved that the amount of \$5,000.00 be~~
~~appropriated for the restoring of the plat books in Bristol~~
~~as they are worn out.~~

INTRODUCED BY ESQ. REED ESTIMATED COST: 90,000

SECONDED BY ESQ. _____ PAID FROM GENERAL FUND

COURT ACTION: _____ DATE SUBMITTED: _____

ROLL CALL ^{Aye} ✓ R.A. Rules Waived ^{Nay}

VOICE VOTE _____ County Court Clerk

BY: _____

COMMITTEE ACTION: APPROVED: _____ DISAPPROVED: _____

BUDGET _____

EXECUTIVE _____

FISCAL AGENT: _____

NO. _____

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

MET THIS THE _____ DAY OF _____, 19 _____.

RESOLUTION IN RE: _____

BE IT RESOLVED THAT

from his knowledge of government; and that a copy of this
resolution be placed upon the minutes of the Court, that
a copy be furnished to Representative Bible and that copies
be distributed to the news media and to the Speaker of the
House of the State of Tennessee, the minority leader of the
House, and The Governor of the State of Tennessee.

INTRODUCED BY ESQ. _____ 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:

NO. 20

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

MET THIS THE 9th DAY OF Sept., 19 74

RESOLUTION IN RE: Honoring Bob Bible

BE IT RESOLVED THAT

Whereas, Rep. Bob Bible has served with honor and distinction the citizens of Sullivan Count, TN as a member of the Tenn. House of Representatives for the past eight (8) years; and,

Whereas, during these eight (8) years he has served on numerous committees including Finance, Ways and Means, General Welfare, Judiciary, Highways and Safety, and the Legislative Council Committee; and,

Whereas, during his tenure in the House he has responded to the individual requests for assistance from his constituents and has served his party as chief whip of the House; and,

Whereas, he has served his state as a member of the Eastern State Psychiatric Hospital Board of Advisors and as a legislative advisor to the Southern Regional Education Board which encourages the fourteen (14) Southern member states to cooperate and coordinate their efforts in advancing and improving the educational opportunities in the South; and,

INTRODUCED BY ESQ. Kramer ESTIMATED COST: _____

SECONDED BY ESQ. McNeil PAID FROM _____ FUND

COURT ACTION: Aye Nay DATE SUBMITTED: _____

ROLL CALL

VOICE VOTE Ruler Waived 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 _____ SESSION

MET THIS THE _____ DAY OF _____, 19 _____.

RESOLUTION IN RE: _____

BE IT RESOLVED THAT

Whereas, he was the sponsor of legislation vital to Sullivan County and Tennessee including the Tennessee Trails Act, The Surface Mine Act, the Safe Dams Act, and the Act which included a section of Bays Mountain near Kingsport and Morrill Cane near Bluff City in the Tennessee Natural Areas system; and,

Whereas, Rep. Bible has encouraged the participation of the public in their government with "open" meetings with constituents and for the full eight (8) years has fought for the right of subscribers to have a voice in the operation of their utility district; and,

Now, Therefore, be it resolved that the County Court of Sullivan County, Tennessee acknowledge of government; and that a copy be furnished to Representative Bible, express their appreciation for his service to the County, and encourage him to share his experience with other public officials so they may benefit

INTRODUCED BY ESQ. _____ 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: _____

*March**Roll call - 1/3 vote - passed**Received + Adopted - Roll Call Vote*RESOLUTION TO AMEND EMERGENCY RESOLUTION

A resolution to amend emergency resolution passed and approved by the Quarterly Court of the County of Sullivan, Tennessee on October 15, 1951 being an emergency resolution declaring the policy and purpose of said County to extend the benefits of the System of Federal Old Age and Survivors Insurance to include employees and officials thereof and authorizing and directing the Chairman of said Court to execute all necessary agreements and amendments thereto for coverage in said Federal System for all employees and officials thereof except those excluded by Federal and State laws or regulations. This resolution is for the purpose of directing the Chairman to amend said agreement so as to extend the benefits of the System of Federal Old Age and Survivors Insurance to include employees engaged in rendering services in positions the compensation for which is on a fee-basis and elective officials engaged in rendering "legislative" services as of July 1, 1974.

WHEREAS, by emergency resolution passed and approved on October 15, 1951, the Chairman was directed to execute an agreement with the State Director of Old Age and Survivors Insurance to include all the employees and officials of said County except those employees and officials covered by a retirement system, employees rendering services in fee-basis positions, and employees not authorized to be covered by applicable Federal and State laws or regulations, and

WHEREAS, the agreement made and entered into with the State of Tennessee on January 1, 1951 also provided for the exclusion of elective "legislative" officials, and

WHEREAS, under provisions of Federal law, joining the Tennessee Consolidated Retirement System has, in effect, amended the social security agreement between Sullivan County and the State OASI Agency as positions, optionally excluded from coverage under the State's agreement, become covered under social security as of the date the positions are brought under retirement system coverage, and

WHEREAS, employees engaged in rendering "legislative" services were brought under the Tennessee Consolidated Retirement System as of July 1, 1974, and

WHEREAS, the fee-basis position exclusion is no longer applicable and should be removed as the County has no employee or official in an absolute fee-basis position, and does not expect to have an employee in such classification, and

WHEREAS, it is now the desire of said County to correct the aforementioned discrepancies and to direct the County Chairman to amend said agreement so as to extend the benefits of the Federal System of Old Age and Survivors Insurance to include positions of elective "legislative" officials and fee-basis employees as of July 1, 1974.

NOW, THEREFORE, be it resolved by the County Chairman and the Quarterly Court of Sullivan County:

1. Section 6 of the Emergency Resolution as passed and approved on October 15, 1951 is hereby stricken in its entirety therefrom and in its place and stead the following paragraph is substituted as Section 6.

"There is hereby excluded from this resolution any authority to make any agreement with respect to any position or any employee or official now covered or authorized to be covered by any other resolution creating any other retirement system for any employee or official of the County, except those employees in positions under the Tennessee Consolidated Retirement System".

2. Section 7 of the Emergency Resolution, as amended, as passed and approved July 16, 1962 is hereby stricken in its entirety therefrom and in its place and stead the following paragraph is substituted as Section 7:

"There is hereby excluded from this Resolution any authority to make any agreement with respect to any position or any employee or official, not authorized to be covered by applicable State or Federal laws or regulations".

Acting under Section 2 of the aforementioned resolution, the County Chairman is hereby directed to amend the social security agreement of January 1, 1951 so as to extend the benefits of the Federal System of Old Age and Survivors Insurance to include services of employees in fee-basis positions and to include services of elective officials in "legislative" positions as of July 1, 1974; and, to include services performed by any individual as an employee or official of said County in a position under the Tennessee Consolidated Retirement System.

BE IT FURTHER RESOLVED BY THE COUNTY CHAIRMAN OF SULLIVAN COUNTY, TENNESSEE, That this resolution shall be in full force and effect from and after its passage and approval as required by law.

Passed and approved the _____ day of _____ 1974.

County Chairman of Sullivan County

ATTEST:

SEAL

CERTIFICATE: I hereby certify that the above is a true and correct copy of Resolution passed and approved the _____ day of _____ 1974, and that it is now in full force and effect.

Name and Title

Date

AGREEMENT TO AMEND AGREEMENT
FOR OLD AGE AND SURVIVORS INSURANCE PROTECTION

This agreement made and entered into this ____ day of _____ 1974,
by and between the undersigned Director of Old Age and Survivors Insurance Agency,
State of Tennessee, acting under Chapter 38, Title 8, and Section 4-340 Tennessee
Code Annotated, and the County of Sullivan, Tennessee, acting by and through its
lawfully constituted and duly authorized officers, Witnesseth:

That, Whereas, the parties hereto in the same capacities are parties by
an agreement executed January 1, 1951 to which agreement reference is expressly
made for the terms and provisions thereof, and

Whereas, provisions are made in said agreement for the exclusion by
classification, from the benefits of the System of Federal Old Age and Survivors
Insurance, employees engaged in rendering services in positions the compensation
for which is on an absolute fee-basis, and elective officials rendering services
in "legislative" positions, and also excluded any services performed by an employee
in a position under a retirement system.

Whereas, by an amendment to said emergency resolution passed and approved
the ____ day of _____ 1974, the said County Court authorized the extension of
benefits of the Federal Old Age & Survivors Insurance to include fee-basis employees
and elective "legislative" officials, effective July 1, 1974.

Now, Therefore, in consideration of the foregoing premises and of the
agreement, promises and provisions hereinafter set forth, it is expressly agreed as
follows:

1. That check mark (x) appearing before items (c) (d) in the Appendix of
the social security agreement made and entered into January 1, 1951 between the

Director of Old Age and Survivors Insurance Agency, State of Tennessee, and the County of Sullivan, Tennessee, is hereby stricken therefrom, it being expressly understood and agreed that the benefits of the System of Federal Old Age and Survivors Insurance shall be extended effective July 1, 1974, to include employees in fee-basis positions and elective officials in "legislative" positions.

2. That Section 2 of the Agreement of January 1, 1951 be amended to read as follows:

"This Agreement includes and covers all services performed by individuals as employees of the political subdivision in all coverage groups (as defined in Section 218 (b) (5) of the Social Security Act, and services by individuals as employees of the political subdivision as members of the Tennessee Consolidated Retirement System (a coverage group as defined in Section 218 (d) (4) of the Social Security Act, except:

(a) Any service performed by an individual as an employee in a position which on the effective date of this agreement is covered by any other retirement system".

In Witness Whereof, the Director of Old Age and Survivors Insurance, State of Tennessee, and the County Chairman of Sullivan County, Tennessee have caused this agreement to be executed the ___ day of _____ 1974.

Mary E. Smith, Director Old Age and Survivors Insurance Agency

ATTEST:

ATTEST:

County Chairman

NO. 22

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

MET THIS THE 9th DAY OF September, 19 74

RESOLUTION IN RE: Salary Increase

BE IT RESOLVED THAT

The annual Salary of the Secretary to the Sullivan County Highway Commissioner be set at six thousand (\$6,000.00) effective July 1, 1974 instead of five thousand five hundred and forty-four (\$5,544.00) as shown in the 1974-75 operating Budget.

Amend to increase County Highway Commissioner's Salary to \$6,000.00 - effective July 1, 1974

INTRODUCED BY ESQ. L. Bond 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: _____

9/9/74 passed 2/3 vote - roll call

And thereupon Court Adjourned to meet again October 21st, 1974


County Court Judge