

SEPTEMBER 26, 1983

MONDAY MORNING, SEPTEMBER 26, 1983

BE IT REMEMBERED THAT:

COUNTY COMMISSIONERS MET PURSUANT TO ADJOURNMENT FOR AN ADJOURNED SESSION OF SULLIVAN COUNTY BOARD OF COMMISSIONERS OF BLOUNTVILLE, TENNESSEE MET IN SESSION THIS MONDAY MORNING, SEPTEMBER 26, 1983, WAS PRESENT AND PRESIDING THE HONORABLE LON V. BOYD, COUNTY CHAIRMAN, AND MARJORIE S. HARR, COUNTY CLERK AND MIKE GARDNER, COUNTY SHERIFF OF SAID BOARD OF COMMISSIONERS, AND FULL QUORUM OF COMMISSIONERS OF SAID COUNTY TO WITNESS:

COMMISSIONERS PRESENT AND ANSWERING ROLL CALL:

ARRINGTON, BARNES, BLALOCK, CARROLL, CHILDRESS, DEVAULT, FERGUSON, HEAPE, HENDRICKSON, HOOD, ICENHOUR, KETRON, KING, LANGSTAFF, MCKAMEY, MILHORN, MILLS, A. MORRELL, R. MORRELL, NICHOLS, OLTERMAN, RUSSIN, THOMAS, WILLIAMS.

COMMISSIONERS ABSENT:

Sullivan County

P. O. BOX 96
 BLOUNTVILLE, TENNESSEE
 37617



PHONE
 615/323-7135

Lon V. Boyd
 County Executive

September 28, 1983

RE: Commission Meeting Minutes
 Committee Meeting Dates

Dear Commissioner:

The next regular session of the Sullivan County Commission will be held in the Commission Room at the Courthouse in Blountville on Monday, October 17, 1983 at 9:00 a.m.

I am also enclosing a copy of the minutes of the last meeting of the Commission held on September 26, 1983. If you desire any corrections to be made on these, please contact this office immediately.

If you have any resolutions or any business that you intend to bring before the Commission at our next meeting, please get them into this office as soon as possible, so they can be placed on the agenda now.

Please note the committee meetings are as follows, as you will not receive another notice.

Budget Committee - October 4, 1983 at 12:00 noon Bonanza on Center Street.

Executive Committee - October 5, 1983 at 7:00 p.m. - Courthouse

Administrative Committee - October 10, 1983 at 7:00 p.m. - Courthouse
 Administrative Committee bring your budgets as we are going to reevaluate all increases passed by this committee.

Sincerely yours,

Lon V. Boyd
 Lon V. Boyd

LVB/vm

WHEREAS, Sullivan County inpatient indigent treatment cost exceeds \$3,000,000 per year, and;

WHEREAS, Sullivan County is currently paying \$250,000 toward this cost, and;

WHEREAS, the present level of funding does not meet the indigent need, thereby placing undue surcharges on the paying patients.

NOW THEREFORE BE IT RESOLVED THAT, the Sullivan County Board of Commissioners approve the following level of fundings:

Fiscal Year 1983-84: \$150,000 in addition to the \$250,000 currently funded.

Fiscal Year 1984-85: \$550,000

Fiscal Year 1985-86: \$700,000

Fiscal Year 1986-87: \$850,000

Fiscal Year 1987-88 and each fiscal year thereafter: \$1,000,000

BE IT FURTHER RESOLVED THAT, the above funds will be distributed to the two hospitals based on number of patients, patient days and cost per patient day. For the 1983-84 fiscal year, 58% would be distributed to Holston Valley Hospital and Medical Center and 42% would be distributed to Bristol Memorial Hospital. The distribution percentages between the two hospitals will be reviewed each year by the Sullivan County Administrative Committee, the Sullivan County Budget Director and the hospital Administrators to insure the funds are distributed fairly between the two hospitals. The data used to determine the percentages will be based on a certified audit furnished by the two hospitals.

The inpatient funding as outlined will be made available only if Bristol Memorial Hospital and Holston Valley Hospital and Medical Center agree to the following:

1. Obtain proportional funding from neighboring counties whose indigents are treated by the hospitals or restrict admittance of these indigent patients to emergency cases only.

Executive's Report

-5-

2. Provide all indigents the lowest cost method of treatment medically appropriated.

The above two provisions shall not apply until the 1984-85 fiscal year and continued funding to either or both hospitals will be contingent upon these conditions. <

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Mills	Heape Icenhour	Budget Administrative	

COMMISSION ACTION: First Reading 6/30/83 Deferred 8/29/83

	Aye	Nay	Absent	Pass	
ROLL CALL:	___	___	___	___	PAID FROM _____ FUND
VOICE VOTE:	___	___	___	___	ESTIMATED COSTS: _____

COMMENTS:

3. RESOLUTION IN RE:

VOTERS OF SULLIVAN COUNTY
CONSIDER FUNDING OF INDIGENT COST

BE IT RESOLVED THAT WHEREAS, Sullivan County has a moral obligation to its medically indigent citizens, and;

WHEREAS, if Sullivan County were to assume within three years 100% of the costs of outpatient medical treatment for its indigents, it would be a massive and on going undertaking for the county, and;

WHEREAS, in order to assume this expense in full the county commission would be compelled to seek new revenue for this purpose.

NOW THEREFORE, BE IT RESOLVED THAT, if Sullivan County Commission considers this course of action it refer the decision to the voters of the county by placing in question on the ballot in the August, 1984 General Election.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
DeVault	R. Morrell		

COMMISSION ACTION: Deferred 8/29/83

	Aye	Nay	Absent	Pass	
ROLL CALL:	___	___	___	___	PAID FROM _____ FUND
VOICE VOTE:	___	___	___	___	ESTIMATED COSTS: _____

COMMENTS:

4. RESOLUTION IN RE:

MOTOR VEHICLE PRIVILEGE TAX

BE IT RESOLVED THAT Sullivan County levy a motor vehicle privilege tax, of \$20.00 per vehicle, the revenue realized from this tax to be earmarked for treatment of asbestos problems in the schools and for needed school building renovations including corrections to meet the State fire code standards.

INTRO BY SECONDED BY REFERRED TO COMMITTEE ACTION

DeVault Carroll Budget

COMMISSION ACTION: First Reading 8/29/83 - Failed 9/26/83

Aye Nay Absent Pass

ROLL CALL: 3 20 1 PAID FROM _____ FUND

VOICE VOTE: ESTIMATED COSTS: _____

COMMENTS:

5. RESOLUTION IN RE:

APPROPRIATION OF FUNDS BY
SALE OF BONDS FOR ROOF
REPAIRS AT CENTRAL HIGH SCHOOL

BE IT RESOLVED THAT, the Sullivan County Board of Commissioners authorize an appropriation up to \$414,691.00 to be funded by sale of bonds to repair the roof at Central High School.

INTRO BY SECONDED BY REFERRED TO COMMITTEE ACTION

King Russin Budget

COMMISSION ACTION: First Reading 8/29/83 - Failed 9/26/83

Aye Nay Absent Pass

ROLL CALL: 2 20 1 1 PAID FROM _____ FUND

VOICE VOTE: ESTIMATED COSTS: _____

COMMENTS:

Executive's Report

-7-

6. RESOLUTION IN RE:

APPROPRIATION OF FUNDS BY SALE
OF BONDS FOR THE PURPOSE
OF BRINGING COUNTY SCHOOLS
INTO COMPLIANCE WITH STATE
FIRE CODE

BE IT RESOLVED THAT, the Sullivan County Board of Commissioners authorize an appropriation up to \$571,357.00 for the purpose of bringing county schools into compliance with the State Fire Code.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
King	Russin	Budget	

COMMISSION ACTION: First Reading 8/29/83 - Failed 9/26/83

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Pass</u>	
ROLL CALL:	<u>2</u>	<u>20</u>	<u>1</u>	<u>1</u>	PAID FROM _____ FUND
VOICE VOTE:	<u> </u>	<u> </u>	<u> </u>	<u> </u>	ESTIMATED COSTS: _____

COMMENTS:

7. RESOLUTION IN RE:

APPROPRIATION OF FUNDS BY
SALE OF BONDS TO PROPERLY
ELIMINATE THE ASBESTOS PROBLEM
IN THE COUNTY SCHOOLS

BE IT RESOLVED THAT, the Sullivan County Board of Commissioners authorize an appropriation up to \$1,764,885.65 to be funded by a bond issue for the purpose of properly eliminating the asbestos problem in the County Schools, and;

BE IT FURTHER RESOLVED THAT, the appropriation be turned over to the Sullivan County Board of Education with the provision, (1) that it be earmarked solely and only for use in addressing the problem of asbestos in the Sullivan County Schools either by removal, encapsulation, containment, or management, (2) that the decision by the Board of Education as to the proper method of handling the problem in each respective school where it may exist, that is to say be removal, encapsulation, containment, or management, be guided by the recommendations of the special committee appointed by the Sullivan County Executive which was authorized by the Sullivan County Board of Commissioners, which committee shall report directly to the Board of Education with informational copies of their reports to the Board of County Commissioners, (3) that this special committee remain an active and standing committee until the problem is eliminated, (4) that any vacancies that occur on said committee be replaced by individuals with as much expertise as possible in the field, and (5) that the task of eliminating the problem begin immediately with the passing of this resolution.

Executive's Report-8-

BE IT FURTHER RESOLVED, that the office of the County Superintendent of Schools be urged to explore obtaining for use as substitute school space, if needed during the course of the elimination of the asbestos problem at the respective schools involved (1) space available through cooperative agreements in the city of Kingsport School System (2) space available through cooperative agreements in the City of Bristol, (3) space available through cooperative agreements with neighborhood Churches and/or community centers, and (4) space within the Sullivan County School system itself by temporary arrangements.

BE IT FURTHER RESOLVED THAT, any money collected by means or subrogation in connection with asbestos be used in helping to pay off any bonded indebtedness.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
King	Hood	Budget	

COMMISSION ACTION: First Reading 8/29/83 - Failed 9/26/83

	Aye	Nay	Absent	Pass	
ROLL CALL:	<u>2</u>	<u>20</u>	<u>1</u>	<u>1</u>	PAID FROM _____ FUND
VOICE VOTE:	---	---	---	---	ESTIMATED COSTS: _____

COMMENTS:

8 . RESOLUTION IN RE: ARCADIA SCHOOL LEASE

BE IT RESOLVED THAT, Sullivan County, Tennessee enter into a lease agreement with the Arcadia Ruritan Club for the property located on Bloomingdale Road, known as the Arcadia School Property. A copy of said lease is hereto attached and is a part of this Resolution as stated verbatim.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Hood	Carroll	Executive	Approved 8/23/83

COMMISSION ACTION: Deferred 8/29/83 - Passed 9/26/83

	Aye	Nay	Absent	Pass	
ROLL CALL:	<u>23</u>	<u>1</u>	---	---	PAID FROM _____ FUND
VOICE VOTE:	---	---	---	---	ESTIMATED COSTS: _____

COMMENTS:

Executive's Report

-9-

RESOLUTION IN RE:

MAINTENANCE OF
COUNTY SCHOOLS

BE IT RESOLVED THAT WHEREAS, a need exists to properly maintain the buildings in the County School system, and;

WHEREAS, this maintenance must be accomplished in the most economical manner available;

NOW THEREFORE BE IT RESOLVED THAT, the Sullivan County Board of Commissioners appropriate approximately \$750,000.00 in the 1983-84 Sullivan County budget of which the funds available to the County school system would be approximately \$500,000.00 with the remainder being distributed to the Bristol and Kingsport school systems.

BE IT ALSO RESOLVED THAT, it is the intent of the Sullivan County Board or Commissioners that appropriation shall continue in subsequent fiscal years and that these funds are to be used for major repair projects.

BE IT FURTHER RESOLVED THAT, these funds are appropriated in the school maintenance fund and shall only be expended for the cost of any projects as approved by this Commission, and that any costs associated with planning or like professional services shall be paid from funds appropriated in the General Purpose School Fund.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Williams	Russin		

COMMISSION ACTION: First Reading 8/29/83 - Passed 9/26/83

Aye	Nay	Absent	Pass
-----	-----	--------	------

ROLL CALL:	<u>14</u>	<u>9</u>	<u>1</u>	___	PAID FROM _____ FUND
------------	-----------	----------	----------	-----	----------------------

VOICE VOTE:	___	___	___	___	ESTIMATED COSTS: _____
-------------	-----	-----	-----	-----	------------------------

COMMENTS: AMENDMENT: 3rd paragraph - The Sullivan County Board of Commissioners appropriate approximately \$1,000,000.00 in the 1983-84 Sullivan County budget of which the funds available to the County school system would be approximately \$683,000.00 with the remainder being distributed to the Bristol and Kingsport school systems.

10. RESOLUTION IN RE:

AUTHORIZE \$1,500,000.00 BY
SALE OF BONDS FOR
SCHOOL MAINTENANCE, FIRE
CODE, & ASBESTOS PROBLEM

BE IT RESOLVED THAT WHEREAS, major school repair beyond that which can be reasonably covered by the school maintenance budget including a new roof at Central High School is needed, (2) there is an urgent need to bring county schools up to state fire code requirements and (3) the presence of asbestos in certain school buildings represents a possible health hazard which must be corrected.

BE IT THEREFORE RESOLVED THAT, the Sullivan County Commissioners authorize an appropriation of \$1.5 million for use by the county school system in correcting these problems, approximately \$500,000 of this appropriation to be spent on each problem. This money to be obtained by the sale of bonds.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Langstaff	Russin		

COMMISSION ACTION: First Reading 8/29/83 - Withdrawn 9/26/83

Aye Nay Absent Pass

ROLL CALL: ___ ___ ___ ___ PAID FROM _____ FUND

VOICE VOTE: ___ ___ ___ ___ ESTIMATED COSTS: _____

COMMENTS:

11. RESOLUTION IN RE:

ROADS TO ADD TO ATLAS

BE IT RESOLVED THAT the following roads be added to the Atlas.

1. Sherrill Drive - off Rock Springs Sullivan - 13th C.D.
2. Duncan Road in the 1st C.D.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
McKaney	Hendrickson	Executive	

COMMISSION ACTION: Deferred 9/26/83

Aye Nay Absent Pass

ROLL CALL: ___ ___ ___ ___ PAID FROM _____ FUND

VOICE VOTE: ___ ___ ___ ___ ESTIMATED COSTS: _____

COMMENTS:

Executive's Report

-11-

2. RESOLUTION IN RE:

FILLING VACANCY FOR CONSTABLE

BE IT RESOLVED THAT, the Sullivan County Commission elects Mr. Hubert Shull, Rt. 3, Box 420, Bluff City, TN as constable in the 3rd Civil District, in Sullivan County, for the remainder of the term.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
McKamey	Hendrickson		

COMMISSION ACTION: Passed 9/26/83

	Aye	Nay	Absent	Pass	
ROLL CALL:	24	—	—	—	PAID FROM _____ FUND
VOICE VOTE:	—	—	—	—	ESTIMATED COSTS: _____

COMMENTS:

13. RESOLUTION IN RE:

APPOINTING A DEPUTY CORONER

BE IT RESOLVED THAT, Thomas Archer, A Sullivan County Deputy Sheriff, be appointed a Deputy Coroner for Sullivan County. This appointment is requested by Coroner J. C. Fletcher.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Blalock	Russin		

COMMISSION ACTION: Passed 9/26/83

	Aye	Nay	Absent	Pass	
ROLL CALL:	—	—	—	—	PAID FROM _____ FUND
VOICE VOTE:	X	—	—	—	ESTIMATED COSTS: _____

COMMENTS: Waiver of rules

14. RESOLUTION IN RE:

BIDS BE AWARDED BY PURCHASING
AGEND ON BASIS BE RECOGNIZED
COMPETENCE AND INTEGRITY

BE IT RESOLVED THAT WHEREAS, T.C.A. 12-4-106 states that contracts by counties, cities, metropolitan governments, towns, utility districts and other municipal and public corporations of this state for legal services, fiscal agent of financial advisors or advisory services, educational consultants, and similar services by professional persons or groups of high ethical standards, shall not be based upon competitive bids, but shall be awarded on the basis of recognized competence and integrity, and;

WHEREAS, until recently the Sullivan County Purchasing Agent's office has advertised for bid in the above service, and;

WHEREAS, the results have shown a savings in tax dollars for the Sullivan County taxpayer.

NOW THEREFORE BE IT RESOLVED THAT, the Sullivan County Commission request that Sullivan County State Legislators work to delete or amend T.C.A. 12-4-106, so that bidding for the said service will again be lawful in Sullivan County.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
McKamey	Hendrickson		

COMMISSION ACTION: First Reading 9/26/83

Aye	Nay	Absent	Pass
-----	-----	--------	------

ROLL CALL: ___ ___ ___ ___ PAID FROM _____ FUND

VOICE VOTE: ___ ___ ___ ___ ESTIMATED COSTS: _____

COMMENTS:

Executive's Report

-13-

15. RESOLUTION IN RE:

PROPOSED HIGHWAY TRAFFIC
SIGNAL IN PINEY FLATS

BE IT RESOLVED THAT, the Sullivan County Board of Commissioners hereby authorize Lon V. Boyd, County Executive of Sullivan County to execute an agreement with the Tennessee Department of Transportation for the installation of a traffic control signal at S.R. 34 with Old Johnson City Highway (Piney Flats Road). This is referred to as Project No. F-18(10) - Intersection of SR-34 with Old Johnson City Highway (Piney Flats Road) - Piney Flats, Sullivan County. A copy of said contract is attached and is made a part of this resolution.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
McKamey	Hendrickson	Executive	

COMMISSION ACTION: Passed 9/26/83

Aye	Nay	Absent	Pass

ROLL CALL: _____ PAID FROM _____ FUND

VOICE VOTE: X _____ ESTIMATED COSTS: _____

COMMENTS: Waiver of Rules

16. RESOLUTION IN RE:

ENGINEER FEE FOR
JOINT LANDFILL

BE IT RESOLVED THAT, the Sullivan County Board of Commissioners authorize the expenditure of \$2,200.00 as Sullivan County's share, to hire an engineer firm for the evaluation and location for landfill sites. This sum is to be made to the First Tennessee-Virginia Development District as the grant agency for this project. The total engineer fee is \$22,000.00 of which a grant for \$18,000.00 has been received for payment.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>

COMMISSION ACTION: Passed 9/26/83

Aye	Nay	Absent	Pass

ROLL CALL: 22 2 _____ PAID FROM _____ FUND

VOICE VOTE: _____ ESTIMATED COSTS: _____

COMMENTS: Waiver of Rules

17. RESOLUTION IN RE:

STOP SIGN ON
BELVEDERE STREET

BE IT RESOLVED THAT, a stop sign be placed on Belvedere Street where it intersects Green Hills Drive in Colonial Heights.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Russin	Mills		

COMMISSION ACTION: First Reading 9/26/83

Aye	Nay	Absent	Pass
___	___	___	___

ROLL CALL: ___ PAID FROM _____ FUND

VOICE VOTE: ___ ESTIMATED COSTS: _____

COMMENTS:

18. RESOLUTION IN RE:

ADD TENNEVA DRIVE AND
HASH HOLLOW ROAD TO ATLAS

BE IT RESOLVED THAT Tenneva Drive and Hash Hollow Road in the 12th Civil District be added to the Road Atlas. These have been inspected and approved by the Road Committee.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Ferguson	Arrington	Executive	

COMMISSION ACTION: Waiver of Rules - Passed 9/26/83

Aye	Nay	Absent	Pass
___	___	___	___

ROLL CALL: ___ PAID FROM _____ FUND

VOICE VOTE: X ESTIMATED COSTS: _____

COMMENTS:

Executive's Report

-15-

19. RESOLUTION IN RE:

STOP ALL AID & TRADE
TO COMMUNIST NATIONS

BE IT RESOLVED THAT WHEREAS, the President and the Congress possess the constitutionally mandated authority to stop the sale and licensing for sale to the Soviet Union and other Communist nations of American equipment, supplies, and technology, and:

WHEREAS, these same national officials also have the authority to stop all loans, credits and rescheduling of debts with all Communist nations and further to terminate all pacts that lead to indirect U.S. financing of Communist nations, and

WHEREAS, the people of the United States are currently being taxed approximately \$200 billion annually to defend our nation against a Communist military might that has largely been built with American aid and trade, and

WHEREAS, the termination of these types of aid and trade to the Soviet Union and other Communist nations would reduce the potential for nuclear war by denying these potential adversaries vital funding, equipment and technology,

BE IT RESOLVED THAT this elected body of County Commissioners respectfully requests President Ronald W. Reagan, Senator Howard Baker, Senator Jim Sasser and Congressman James H. Quillen to take appropriate action to stop supplying any kind of funding, aid and trade to the Soviet Union and all Communist Nations.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Arrington	Blalock		

COMMISSION ACTION: First Reading 9/26/83

Aye	Nay	Absent	Pass
ROLL CALL: ___	___	___	___
VOICE VOTE: ___	___	___	___

PAID FROM _____ FUND

ESTIMATED COSTS: _____

COMMENTS:

20. RESOLUTION IN RE:

TRANSFER OF COUNTY PROPERTY
KNOWN AS THE "OLD FOLKS
HOME" TO BRISTOL
COMMUNITY HOMES, INC.

BE IT RESOLVED THAT WHEREAS, Sullivan County is the owner of certain real estate upon which is located a structure formerly known as the "Old Folks Home"; and

WHEREAS said structure is in a dilapidated, run down condition; and

WHEREAS a resolution has been previously submitted to the commission to authorize the burning of said structure; and

WHEREAS Bristol Community Homes, Inc., a charitable organization with principal offices at 710 State Street, Bristol, Tennessee, has been organized for the purpose of owning and operating a group home for handicapped and mentally retarded persons in Sullivan County, Tennessee; and

WHEREAS said Bristol Community Homes, Inc. has been assured of a loan from the Tennessee Housing Development Agency if it can acquire a tract of property to construct a group home; and

WHEREAS Bristol Community Homes, Inc. has retained an architect to study the structure known as the "Old Folks Home" and has been advised that it can be renovated, remodeled and additions built thereto. Further, that it can be used as a group home to house nine to eleven handicapped and/or mentally retarded persons.

Executive's Report

-17-

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Commissioners of Sullivan County, Tennessee deed said property consisting of the structure described above and approximately acres of land to Bristol Community Homes, Inc. for the purposes herein stated.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Icenhour	Nichols	Executive	

COMMISSION ACTION: First Reading 9/26/83

Aye	Nay	Absent	Pass
-----	-----	--------	------

ROLL CALL: PAID FROM _____ FUND

VOICE VOTE: ESTIMATED COSTS: _____

COMMENTS:

21 RESOLUTION IN RE:

FIRST ANNUAL
BLOUNTVILLE HOEDOWN

BE IT RESOLVED THAT the Sullivan County Commission authorize the Sullivan County Executive, Lon V. Boyd and Commissioners Lake Barnes & Kammie Nichols to cooperate with and assist the Blountville Business Association with their first annual Blountville Harvest Hoedown on October 8, 1983. They will also have the authority in this event to close Main Street in Blountville.

<u>INTRO BY</u>	<u>SECONDED BY</u>	<u>REFERRED TO</u>	<u>COMMITTEE ACTION</u>
Langstaff	Morrell		

COMMISSION ACTION: Waiver of Rules - Passed 9/26/83

Aye	Nay	Absent	Pass
-----	-----	--------	------

ROLL CALL: PAID FROM _____ FUND

VOICE VOTE: X ESTIMATED COSTS: _____

COMMENTS:

STATE OF TENNESSEE
COUNTY OF SULLIVAN

SEPTEMBER 26, 1983

NOTARIES ELECTED

JOHN S. BINGHAM
FONDA KAY BLAKLEY
ALICE SIMS CARRIER
JOHN A. DIXON
CARL E. FOULK
MYRTLE M. GIBSON
COLETTE P. GLYNN
KELLY GRAHAM
JOHN S. HENSLEY
VIRGINIA E. HODGES
DORIS M. JOHNSON
ROBERT A. JONES
JANET SUE LIGHT
JOSEPH E. MAY
MICHAEL MAY
DAVID F. MCINTOSH

WILLIAM MONNE NIDIFFER
JUDITH R. O'DELL
MRS. ARCHER BOSWELL PARSONS
BARBARA J. PEAVLER
SANDRA L. SAWYER
HENRIETTA D. SEXTON
MARY B. SHIPLEY
LOYALL H. SOLOMON, JR.
PAUL C. SPARKS
HARRY P. TRENT
JANICE P. VAUGHN
LINDA JO WALLACE
J. K. WHITE
SAM L. WILKERSON
WAYNE WOOD
JUDITH O. KINDLE

NO. 8

RESOLUTION NO. 22

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 29th DAY OF August, 19 83. RESOLUTION AUTHORIZING ARCADIA SCHOOL LEASE

529

HEREAS, TENNESSEE CODE ANOTATED SECTION, AUTHORIZES COUNTIES TO

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 29th day of August, 19 83.

THAT Sullivan County, Tennessee enter into a lease agreement with the Arcadia Ruritan Club for the property located on Bloomingdale Road, known as the Arcadia School Property.

A copy of said lease is hereto attached and is a part of this Resolution as stated verbatim.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on, 19, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED: Date: County Clerk

APPROVED: Lon V. Boyd, County Executive Date: 9/26/83

INTRODUCED BY COMMISSIONER Hood ESTIMATED COSTS: SECONDED BY COMMISSIONER Carroll FUND:

COMMISSION ACTION: Aye Nay ROLL CALL: 23 1

COMMITTEE ACTION	APPROVED	DISAPPROVED	DATE
Executive	X		8-23-83
Budget			

COMMENTS: 8/29/83 - Deferred - Passed 9/26/83

530

LEASE AGREEMENT

THIS AGREEMENT entered into this ____ day of _____, 19____, b
and between the County of Sullivan, Tennessee, hereinafter called Lessor, and
hereinafter called Lessee.

W I T N E S S E T H:

That for and in consideration of the mutual covenants and agreement
herein contained, it is mutually agreed as follows:

I.

Lessor does hereby demise, let and lease a certain parcel of property
with all improvements located thereon and generally known as
located in the ____ Civil District of Sullivan County, Tennessee as may be
more particularly described in Deed Book _____, at Page _____, of record in th
Register's Office for Sullivan County, Tennessee at Blountville, which
description is incorporated herein by reference as if stated verbatim.

II.

This Lease Agreement shall be for a term of twenty-five (25) years
commencing _____, 19____ and ending at midnight on
_____, 19____.

III.

The Lessee shall pay rent at the rate of One (\$1.00) dollar per year,
payable in arrears at the end of each year. Said rent shall be paid to the
Lessor at such address as Lessor shall provide to Lessee in writing.

IV.

The premises demised herein shall be used by Lessee for recreational
purposes and as a community center for the
It is the understanding of the Lessor that the Lessee's use of the premises
demised herein is with the general knowledge and consent of the
community and is with the approval consent of other civic and service clubs
servicing the _____ community and that it is the desire of the
community that the Lessee act as managing agent for the use of the premises
demised herein and that Lessee's use and utilization of these premises shall
nonexclusive to the extent that other civic clubs, service clubs and
individuals may enjoy use of the property consistent with the management

practices and policy of the Lessee and the schedules, terms and conditions propounded by the Lessee.

The aforesaid understanding of the Lessor is an essential condition, term and covenant of this Lease Agreement and to the obligations of the parties and should the Lessee fail to carry out its activities in accordance with such understanding of the Lessor, then this Lease Agreement shall terminate upon thirty (30) days written notice to Lessee by Lessor.

V.

The Lessee shall not assign this Lease nor sub-let the premises without written consent of the Lessor. All additions, fixtures, or improvements which may be made by the Lessee shall, unless otherwise agreed, become the property of the Lessor and remain upon the premises as a part thereof and shall be surrendered with the premises at the termination of the lease term or as otherwise provided herein at no cost or additional expense to the Lessor.

VI.

All personal property placed or moved upon or into the premises above described shall be at the sole risk of the Lessee or owner thereof and the Lessor shall not be liable for any damages to such personal property, or to the Lessee from the bursting or leaking of water pipes, leaks, fire or other casualty or from any actual negligence of the Lessee, any occupant of the premises, or of any other person whomsoever and the Lessee agrees to save harmless and indemnify Lessor of and from such risk or loss.

VII.

Lessee agrees that it will during this lease term save harmless and indemnify the Lessor from and against all loss, liability or expense that may be incurred by reason of any accident or from any damage, neglect or misadventure arising from or in any way growing out of the use, misuse, or abuse of the premises demised herein and will maintain insurance for such purposes, including liability insurance and insurance to cover the contents of any building on the aforescribed premises such that the Lessor shall not be liable to the Lessee or any other person for injury, loss or damage to the property or to any person on the premises for which loss Lessee shall insure and save harmless Lessor from any and all liability whatsoever. Lessor shall not be required to insure any building or structure constructed by or at the

instance of the Lessee.

Lessee agrees to furnish to Lessor certificates of insurance demonstrating that the Lessee has complied with the terms of this Article of this Lease Agreement.

VIII.

Lessee herein agrees to pay all utility bills, insurance expenses required of Lessee and all construction and maintenance expenses and other charges incurred on its behalf pertaining to the property herein demised and any improvements thereon.

IX.

Lessor reserves the right to terminate this Lease by giving written notification to Lessee at least ninety (90) days prior to the date when such termination becomes effective.

Lessee reserves the right to terminate this Lease by giving written notification to Lessor at least ninety (90) days prior to the date when such termination becomes effective.

Upon termination or expiration of this Lease, Lessee shall peacefully surrender said property to Lessor in as good a condition as they are now, ordinary wear and tear excepted.

X.

All notices hereby provided to be given or which may be given, by either party to the other, shall be deemed to have been fully given when made in writing and deposited in the United States mail, certified and postage prepaid and addressed as follows:

To the Lessor at: _____

To the Lessee at: _____

IN WITNESS WHEREOF, the parties hereto have executed their signature on the day and year first above written.

SULLIVAN COUNTY, TENNESSEE

By _____
LON V. BOYD,
SULLIVAN COUNTY EXECUTIVE

By _____
MARJORIE HARR,
SULLIVAN COUNTY COURT CLERK

LESSOR

By _____
PRESIDENT

By _____
SECRETARY

LESSEE

534
TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 29th DAY OF AUGUST, 1983. RESOLUTION AUTHORIZING MAINTENANCE OF COUNTY SCHOOLS

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 29th day of August, 1983.

THAT WHEREAS, a need exists to properly maintain the buildings in the County School system, a WHEREAS, different methods are available to fund this maintenance, and;

WHEREAS, this maintenance must be accomplished in the most economical manner available;

NOW THEREFORE BE IT RESOLVED THAT, the Sullivan County Board of Commissioners appropriate approximately \$1,000,000.00 in the 1983-84 Sullivan County budget of which the funds available to the County school system would be approximately \$683,000.00 with the remainder being distributed to the Bristol and Kingsport school systems.

BE IT ALSO RESOLVED THAT, it is the intent of the Sullivan County Board of Commissioners that appropriation shall continue in subsequent fiscal years and that these funds are to be used for major repair projects.

BE IT FURTHER RESOLVED THAT, these funds are appropriated in the school maintenance fund and shall only be expended for the cost of any projects as approved by this Commission, and that any costs associated with planning or like professional services shall be paid from funds appropriated in the General Purpose School Fund.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on September 26, 1983, the public welfare requiring it.

Duly passed and approved this 26th day of September, 1983.

ATTESTED: _____ Date: _____
County Clerk

APPROVED: Lon V. Boyd Date: 9/26/83
County Executive

INTRODUCED BY COMMISSIONER Williams
SECONDED BY COMMISSIONER Russin

ESTIMATED COSTS: _____
FUND: _____

COMMISSION ACTION: Aye Nay Absent
ROLL CALL 14 9 1

VOICE VOTE _____
COMMITTEE ACTION APPROVED DISAPPROVED DATE

COMMENTS: Failed 8/29/83 reconsider - Failed 8/29/83
Consider First Reading 8/29/83

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 26th DAY OF September, 19 83.

RESOLUTION AUTHORIZING FILLING VACANCY FOR CONSTABLE

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 26th day of September, 19 83,

THAT The Sullivan County Commission elects Mr. Hubert Shull, Rt. 3, Box 420, Bluff City, TN as constable in the 3rd Civil District, in Sullivan County, for remainder of term.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on September 26, 19 83, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED: _____ Date: _____
County Clerk

APPROVED: Lon V. Boyd Date: 9/26/83
County Executive

INTRODUCED BY COMMISSIONER McKamey ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Hendrickson FUND: _____

COMMISSION ACTION: Aye Nay
ROLL CALL 24

COMMITTEE ACTION	APPROVED	DISAPPROVED	DATE
_____	_____	_____	_____
_____	_____	_____	_____

COMMENTS: Passed 9/26/83

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 26th DAY OF SEPTEMBER, 19 83. RESOLUTION AUTHORIZING APPOINTING A DEPUTY CORONER

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 26th day of September, 19 83,

THAT Thomas Archer, A Sullivan County Deputy Sheriff, be appointed a Deputy Coroner for Sullivan County. This appointment is requested by Coroner J. C. Fletcher.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on September 26, 19 83, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED:

APPROVED:

County Clerk

Lon V Boyd
County Executive Date: 9/24

INTRODUCED BY COMMISSIONER Blalock ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Russin FUND: _____

COMMISSION ACTION: Aye Nay

ROLL CALL _____

VOICE VOTE x

COMMITTEE ACTION APPROVED DISAPPROVED DATE

COMMENTS: Waiver of Rules 9/26/83 - Passed

CORONOR'S BOND
DEPUTY CORONOR BOND

STATE OF TENNESSEE
COUNTY OF SULLIVAN

We, Thomas W. Archer Principal
and Safeco Insurance Company and _____ as

sureties obligate and bind ourselves in the sum of Twenty-Five
Hundred (\$2500.00) Dollars payable to the State of Tennessee,
to be void upon condition that the said Thomas W. Archer
shall truly and faithfully execute the duties of the Office of
Coronor (Deputy) of Sullivan County, Tennessee.

WITNESS OUR SIGNATURES THIS THE 28th DAY OF September 1983.

Thomas W. Archer
Coronor Deputy

SAFECO INSURANCE COMPANY

Irene S. Harville
Irene S. Harville-Attorney-in-Fact

Approved this 28 day of Sept 1983.

J. C. Fletcher
Coronor

OATH

I, do solemnly swear that I will perform with fidelity
the duties of the Office of Coronor (Deputy) for Sullivan County,
Tennessee, to which I have been elected (appointed) and am about
to assume. I swear that I will support the Constitution of the
United States and the Constitution of the State of Tennessee.
So Help Me God.

Thomas W. Archer

Sworn to and subscribed before me this the 28 day of Sept 1983

Janet Hamner
Deputy Clerk

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 26th DAY OF SEPTEMBER, 19 83.

RESOLUTION AUTHORIZING PROPOSED HIGHWAY TRAFFIC SIGNAL IN PINEY FLATS

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 26th day of September, 1983.

THAT the Sullivan County Board of Commissioners hereby authorize Lon V. Boyd, County Executive, of Sullivan County to execute an agreement with the Tennessee Department of Transportation for the installation of a traffic control signal at S.R. 34 with Old Johnson City Highway (Piney Flats Road)

This is referred to as Project No. F-18(10) - Intersection of SR-34 with Old Johnson City Highway (Piney Flats Road) - Piney Flats, Sullivan County.

A copy of said contract is attached and is made a part of this resolution.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on September 26, 19 83, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED:

APPROVED:

County Clerk

Lon V. Boyd
County Executive Date 9/26/83

INTRODUCED BY COMMISSIONER McKamey

ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Hendrickson

FUND: _____

COMMISSION ACTION: Aye Nay

ROLL CALL _____

VOICE VOTE X _____

COMMITTEE ACTION APPROVED DISAPPROVED DATE

Executive _____ _____ _____

COMMENTS: Waiver of Rules Passed 9/26/83

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Adjourned SESSION THIS THE 26th DAY OF SEPTEMBER, 19 83. RESOLUTION AUTHORIZING ENGINEER FEE FOR JOINT LANDFILL

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 26th day of September, 19 83.

THAT the Sullivan County Board of Commissioners authorize the expenditure of \$2,200.00 as Sullivan County's share, to hire an engineer firm for the evaluation and location for landfill sites.

This sum is to be made to the First Tennessee-Virginia Development District as the grant agency for this project. The total engineer fee is \$22,000.00 of which a grant for \$18,000.00 has been received for payment.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on September 26, 19 83, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED: _____ Date: _____
County Clerk

APPROVED: Lon V. Boyd Date: 9/26/83
County Executive

INTRODUCED BY COMMISSIONER Williams ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Barnes FUND: _____

COMMISSION ACTION: Aye Nay
ROLL CALL 22 2

COMMITTEE ACTION	APPROVED	DISAPPROVED	DATE
_____	_____	_____	_____
_____	_____	_____	_____

COMMENTS: Waiver of Rules - Passed 9/26/83

540

RESOLUTION NO. 18

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 26th DAY OF SEPTEMBER, 19 83. RESOLUTION AUTHORIZING ADD TENNEVA DRIVE AND HASH HOLLOW ROAD TO ATLAS

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Adjourned Session on the 26th day of September, 19 83, THAT Tenneva Drive and Hash Hollow Road in the 12th Civil District be added to the Road Atlas. These have been inspected and approved by the Road Committee.

All resolutions in conflict herewith be and the same are rescinded insofar as such conflict exists.

This resolution shall become effective on September 26, 19 83, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED:

APPROVED:

County Clerk _____ Date: _____

Lon V. Boyd
County Executive Date: 9/26/83

INTRODUCED BY COMMISSIONER O.W. Ferguson ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Arrington FUND: _____

COMMISSION ACTION: Aye _____ Nay _____

ROLL CALL _____

VOICE VOTE X _____

COMMITTEE ACTION APPROVED _____ DISAPPROVED _____ DATE _____

Executive _____

COMMENTS: Waiver of Rules - Passed 9/26/83

TO THE HONORABLE LON V. BOYD, COUNTY EXECUTIVE AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION THIS THE 26th DAY OF September, 19 83. RESOLUTION AUTHORIZING FIRST ANNUAL BLOUNTVILLE HOEDOWN

WHEREAS, TENNESSEE CODE ANOTATED SECTION _____, AUTHORIZES COUNTIES TO _____

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assenbled in Adjourned Session on the 26th day of September, 19 83, THAT the Sullivan County Commission authorize the Sullivan County Executive, Lon V. Boyd and Commissioners Lake Barnes & Kammie Nichols to cooperate with and assist the Blountville Business Association with their first annual Blountville Harvest Hoedown on October 8, 1983. They will also have the authority in this event to close Main Street in Blountville.

All resolutions in conflict herewith be and the same are rescended insofar as such conflict exists.

This resolution shall become effective on September 26, 19 83, the public welfare requiring it.

Duly passed and approved this 26th day of September, 19 83.

ATTESTED:

APPROVED:

County Clerk _____ Date: _____

Lon V. Boyd County Executive Date: 9/26/83

INTRODUCED BY COMMISSIONER Langstaff ESTIMATED COSTS: _____

SECONDED BY COMMISSIONER Morrell FUND: _____

COMMISSION ACTION: Aye _____ Nay _____

ROLL CALL _____

VOICE VOTE X _____

COMMITTEE ACTION	APPROVED	DISAPPROVED	DATE
_____	_____	_____	_____
_____	_____	_____	_____

COMMENTS: Waiver of Rules - Passed 9/26/83

AND THEREUPON COURT ADJOURNED TO MEET AGAIN OCTOBER 17, 1983.

A handwritten signature in cursive script, appearing to read "Tom Boyd", is written over a horizontal line.

COUNTY CHAIRMAN