

COUNTY COMMISSION, REGULAR SESSION

APRIL 15, 1991

MONDAY MORNING, APRIL 15, 1991

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT FOR A REGULAR SESSION OF COUNTY COMMISSION AND MEETING THIS MONDAY MORNING, APRIL 15, 1991, BLOUNT-VILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE WILLIAM H. "JOHN" McKAMEY, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK AND KEITH CARR, SHERIFF OF SAID BOARD OF COMMISSIONERS AND OF SAID COUNTY, TO WIT:

The meeting was called to order by John McKamey, County Executive. Keith Carr, Sheriff, opened County Commission and the invocation given by Commissioner Jones Fortune.

Roll was called by County Clerk, Gay Feathers. Commissioners present and answering roll call as follows:

A. B. ARRINGTON	ROBERT L. (BOB) AMMONS	MARVIN HYATT
WAYNE ANDERSON		TERRY D. JONES
CAROL BELCHER		JAMES L. KING, JR.
JAMES R. (JIM) BLALOCK		CARL L. KRELL
FRED CHILDRESS		WAYNE MCCONNELL
HAROLD CHILDRESS		PAUL A. MILHORN
O. W. FERGUSON		CRAIG M. ROCKETT, JR.
R. JONES FORTUNE		MICHAEL RUTHERFORD
RITA GROSECLOSE		MICHAEL SURGENOR
RALPH P. HARR		RANDY TRIVETT
EDLEY W. HICKS		

ABSENT: MARGARET DEVAULT
HOWARD PATRICK

MELISSA BUCKLES, Special Guest, sang The Star Spangled Banner and God Bless the USA.

Motion was made by Commissioner O. W. Ferguson and seconded by Commissioner Wayne McConnell, to approve the minutes of the Regular Session of County Commission, March 18, 1991, and treat same as read. Minutes were approved by voice vote of the Commission.

Upon motion by Commissioner Jim Blalock and seconded by Commissioner Wayne McConnell, to approve the Quarterly Reports, they were approved by roll call vote of the Commission and filed with the County Clerk as a matter of record.

The following indicates the action taken by the Commission on rezoning requests, election of Notaries and resolutions.

SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

April 15, 1991

Consider the following:

Motion by: (1) File # 2/91-2 A request by G. Andrew Agett to rezone the property described below
 Comm. Ferguson from R-1 to B-2:
 Seconded by: TO APPROVE Approved 4/15/91 ROLL CALL VOTE 22 Aye, 2 Absent
 Comm. McConnell Being a tract of land lying in the 5th Civil District on the south side of Franklin Drive
 approximately 300 feet east of its intersection with Spring Street and further described
 as parcel 4 group C map 66-A of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 2/91-2, G. Andrew Agett Request.

A request was presented to rezone a tract of land located in the 5th Civil District on the south side of Franklin Drive
 approximately 300 feet east of its intersection with Spring Street from R-1 to B-2 to permit the location of a dentist office.

Mr. Bob Lilly stated that his objection to a dentist office being located on this site is due to the increased traffic and noise
 generated by such an office and its effect on his residence. Mr. Paul Harr, attorney, appeared and stated that he had had
 a law office on this property for approximately 12 months previously. Mr. Agett stated that in response to Mr. Lilly's
 objection that he would try to keep the noise down but could not promise that there would be no noise. He further stated
 that he will be constructing a new building on the property.

Staff noted that the property is adjacent to a B-4 zone and recommended that the request be approved.

On a motion by Eldreth, seconded by Trivette, the commission voted unanimously to approve the request.

Motion by: (2) File # 2/91-4 A request by Claude Potter to rezone the property described below from
 Comm. Ferguson R-1 to R-3A:
 Seconded by: TO APPROVE Approved 4/15/91 Roll Call Vote 22 Aye, 2 Absent
 Comm. McConnell Being a tract of land lying in the 9th Civil District on the west side of U. S. Highway 11-E
 approximately 800 feet north of its intersection with Taylor Road and further described
 as that part of parcel 18 map 135 of the Sullivan County Tax Maps lying to the southwest
 of a line extended to the rear property line from the southwestern property line of parcel
 18.10 map 135 of the Sullivan County Tax Maps and containing approximately 0.6607
 acres.

The Planning Commission took the following action:

File No. 2/91-4, Claude Potter Request.

A request was presented to rezone a tract of land located in the 9th Civil District on the west side of U. S. Highway 11-E
 approximately 800 feet north of its intersection with Taylor Road from R-1 to R-3 to permit the location of a townhouse
 apartment complex.

Staff recommended that because of the proximity of the property to a very nice, well maintained and well developed area of single family housing that the request be approved to an R-3A zone. In response to questioning by the commission, Mr. Potter made no objection to changing his request from an R-3 to an R-3A.

On a motion by Eldreth, seconded by Greene, the commission voted unanimously to accept staff's recommendation and rezone the property to R-3A.

Motion by: (3) File # 2/91-6 A request by Tina Foran to rezone the property described below from R-1 to R-2:
Comm. Hicks TO DEFER
Seconded by: TO DEFER DEFERRED 4/15/91 Voice Vote
Comm. Belcher Being a tract of land lying in the 5th Civil District on the south side of Buncombe Road in the Mongle Farm Subdivision and further described as parcel 13 group A map 66-O of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 2/91-6, Paul Darnell, Floyd Horne, and Walter Bolling Request.

A request was presented to rezone a tract of land located in the 5th Civil District on the south side of Buncombe Road seven lots in the Mongle Farm Subdivision from R-1 to R-2 to permit the location of single wide mobile homes.

Mr. Darnell and Mr. Bolling, both, stated that the property was zoned A-1 when it was purchased and that they wished to sell the property for the location of a single wide mobile homes. Mr. Horne stated that the property was zoned A-1 when he had purchased it at auction and that he had also purchased building permits to allow the location of a mobile homes prior to the property being zoned R-1. His permit has since expired and he is not able to locate a mobile home on the property. Mark Whaley appeared in opposition to this request stating that the property had an extensive flood problem and he opposed the rezoning based on this fact. He stated that bridge construction in the creek was causing increased flooding. Mr. Bill Robbins appeared in opposition to this request and expressed concern for property values in the area. Mr. Gene Raton also appeared in opposition to this rezoning.

Staff noted that this subdivision had been approved at a called meeting of the planning commission and that it was the intent of the planning commission at that time that the property be rezoned R-1 single family residential as a condition of approving the subdivision. Staff noted that this intention was announced on the date of the sale of the property and that subsequent to the sale, several mobile homes were located in the subdivision prior to passage of the rezoning by the county commission, also that several of the purchasers of the property had, prior to the rezoning of the property, obtained building permits to allow the location of a mobile home on the property which were, in turn, sold with the property. These permits have since expired and no further permits can be issued for the location of a mobile home. Staff recommended that the request be denied.

On a motion by Eldreth seconded by Jones the commission voted as follows to deny the request. Eldreth, Greene and Jones voting to deny, Hickain and Trivette voting no, Belcher passing.

Motion by: (4) File # 2/91-7 A request by Robert Mumpower to rezone the property described below from R-1 to R-2:
Comm. Ferguson TO APPROVE Approved 4/15/91 ROLL CALL VOTE 22 Aye 2 Absent
Seconded by: Being two tracts of land lying in the 21th Civil District on the east side of Weaver Pike
Comm. McConnell opposite its intersection with Pleasant Grove Road and further described as those parts of parcel 111 map 68 of the Sullivan County Tax Maps lying south of a line parallel to the southern property line of said parcel at a distance of 150 feet and north of a line parallel to the southern property line of said parcel at a distance of 260 feet.

The Planning Commission took the following action:

File No. 2/91-7, Robert Mumpower Request.

A request was presented to rezone a tract of land located in the 21st Civil District on the east side of Weaver Pike opposite its intersection with Pleasant Grove Road from R-1 to R-2 to permit the location of a single wide mobile home.

Mr. Mumpower stated that he wanted a mobile home placed on the site for use by his daughter. Staff noted that the area was mixed use of business, mobile homes, and single family although it was located in a well kept neighborhood. Mr. Webb stated that he was unsure of the best recommendation, however, he would recommend that the commission approve the request. Residents of the area appeared in opposition to the request and several letters were presented to the commission in opposition to this request. Concerns of the residents of the area were over the number of mobile homes that could be located on the property. It was determined that the property involved did in fact contain four lots meaning that four mobile homes could be placed on the property without further subdivision. Mr. Mumpower stated that this was not his intention, however, he was unsure on which lot he wished to place the mobile home. He requested that the two lots on either side of his house be rezoned and the other two lots be dropped from the request.

A motion by Eldreth to defer was withdrawn. On a motion by Trivette, seconded by Jones, the commission voted unanimously to rezone the two lots, one lying north of Mr. Mumpower's house the other on the south side of Mr. Mumpower's house, to R-2.

Motion by: (5) File # 2/91-8 A request by Robert Carberry to rezone the property described below
Comm. Ferguson from R-1 to R-2:
Seconded by: TO APPROVE approved 4/15/91 ROLL CALL VOTE 22 Aye 2 Absent
Comm. McConnell Being a tract of land lying in the 13th Civil District at the end of Gragg Lane and further
described as that part of parcel 4 group C map 75-L of the Sullivan County Tax Maps
consisting of 0.337 acres subdivided from the Busick property.

The Planning Commission took the following action:

File No. 2/91-8, Robert Carberry Request.

A request was presented to rezone a tract of land located in the 13th Civil District at the end of Gragg Lane from R-1 to R-2 to permit the location of a single wide mobile home.

John Mize appeared representing the owner. Staff noted that the request would not be incompatible with the existing land use and recommended that the request be approved.

On a motion by Jones, seconded by Greene the commission voted unanimously to approve the request.

Motion by: (6) File # 2/91-11 A request by K. A. and Ruth Minton to rezone the property described
Comm. Ferguson below from R-3A to R-2:
Seconded by; to approve Approved 4/15/91 ROLL CALL VOTE 22 Aye, 2 Absent
Comm. McConnell Being a tract of land lying in the 10th Civil District on the west side of Archcrest Street
approximately 150 feet south of its intersection with Concord Street and further
described as parcel 11 group D map 48-H of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 2/91-11, K. A. and Ruth Minton Request.

A request was presented to rezone a tract of land located in the 10th Civil District on the west side of Archcrest Street approximately 150 feet south of its intersection with Concord Street from R-3A to R-3 to permit the location of a single wide mobile home.

Staff recommended that because of the density allowed in an R-3 that the request be amended to rezone the property to R-2.

On a motion by Trivette, seconded by Belcher the commission voted unanimously to rezone the property to R-2.

Motion by: (7) File # 2/91-12 A request by Robert E. Carson, et al to rezone the property described below from A-1 to PMD :
Comm. Ferguson TO APPROVE Approved 4/15/91 Roll Call Vote 22 Aye 2 Absent
Seconded by: Being three tracts of land lying in the 18th Civil District on Centenary Road approximately 2000 feet east of its intersection with Tri-City Airport Road and further described as
Comm. McConnell parcels 70, 71.10 and 72 map 79 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 2/91-12, Robert E. Carson, et al Request.

A request was presented to rezone a tract of land located in the 18th Civil District on the south side of Centenary Road approximately 2000 feet east of its intersection with Tri-City Airport Road from A-1 to PMD to permit the location of future light manufacturing.

Staff noted that the commission had heard this request previously and had deferred action on the request until deed restrictions placed on the property had been lifted. Staff noted that the property was adjacent to an M-2 zone and a PMD and that the proposed use would be compatible with the existing land use. However, staff did recommend that in addition to parcel 72, parcel 71.10 and parcel 70 be included in this request. Mr. Carson objected to the rezoning of parcel 70 because of its ownership by the rock quarry. Staff noted that because of the requirements of the PMD that a site plan and buffers would have to be provided before the quarry could develop this property.

On a motion by Eldreth, seconded by Jones, the commission voted unanimously to approve staff's recommendation.

Motion by: (8) Consider the following amendment to the Sullivan County Zoning Resolution:

Comm. McConnell
Seconded by:
Comm. Childress

603.1.7. Churches and cemeteries, provided:

TO APPROVED

Approved 4/15/91

ROLL CALL VOTE

19 Aye, 2 Passed, 3 Absent

603.1.71. They are located on a lot containing a minimum of one acre.

603.1.72. The buildings are placed not less than thirty feet from all lot lines.

603.1.74. There is a minimum ten foot landscaped and planted buffer strip along the side and rear lot lines.

COUNTY OF SULLIVAN

Election of Notaries

Ellen Simon Barnett	Betty P. Klepper
Judy Barnette	Allan B. Lane
Pat. Bass	Ralph Miller
Ken Bingham	Evelyn Minton
M. Leon Boyd	J. Moffitt
Edithann Buckles	Edgar G. Moody
Marshall H. Buckner	Geo. M. Moody
Harold W. Bullis	Howard Moody, Jr.
Elizabeth Walker Byerly	Sylvia H. Owen
Helen K. Carpenter	Rita Peters
Eddie Calvin Cassell	Michael H. Phipps
A. B. Clevenger, Jr.	Gale H. Proffitt
Janet S. Clonce	Sharon Raye
W. Claude Cooper, Jr.	Elmer W. Reed
Helen B. Cox	Leliar Mae Rutter
Bernice M. Crawford	Mary L. Sharkey
Steven Gerald Cross	Dawn R. Sharrett
Danny W. Crowe	Kim G. Shivell
Michael J. Danehy	Rena G. Stidham
Usley L. Davis	Daniel Street
Gail H. Deal	Howard P. Sutton
James M. Eller	Paul E. Vaughn
Patricia L. Fansler	Jean Wagner
Carolyn S. Ferrell	Martha M. Walker
E. E. Fields	Iva Dell Whiteman
Amy Fleming	Gayle B. Whitson
Mavis G. Fleming	Mary F. Williams
Harold E. Gilreath	Carlina L. Wolfe
Rhonella N. Goodwin	
Floyd A. Harr	
Douglas M. Harris	
William Hawkins	
Wilma Henry	
William A. Hicks	
Jennifer A. Holbrook	
Michael W. Hopson	
Thelma N. King	

(The foregoing names were read before the Commission to be commissioned as Notary Publics in Sullivan County and upon motion made by Commissioner O. W. Ferguson and seconded by Commissioner Wayne McConnell to approve, they were elected for a four year term by Roll Call vote of the Commission)

20 Aye 4 Absent

ELECTION
OF
PURCHASING AGENT
(Joe Mike Akard)

Upon motion made by Commissioner O. W. Ferguson and seconded by Commissioner Paul Milhorn, Joe Mike Akard was re-elected as Sullivan County Purchasing Agent for another two year term by roll call vote of the Commission.

21 Aye 3 Absent

STATE OF TENNESSEE I
COUNTY OF SULLIVAN I

Upon motion made by Commissioner Jim Blalock and seconded by Commissioner Wayne McConnell, the reports, as marked below, were approved by voice vote of the Commission and filed in this office as a matter of record.

QUARTERLY REPORTS

- 1. COUNTY EXECUTIVE X
WILLIAM H. "JOHN" McKAMEY
- 2. ACCOUNTS & BUDGETS X
HARRY TRENT, DIRECTOR
- 3. HIGHWAY DEPARTMENT-SAFETY CO-ORD. X
J. D. WILSON
- 4. SCHOOL DEPARTMENT
WALLACE KETRON
- 5. HEALTH DEPARTMENT & ANIMAL WARDEN
~~XXXXXXXXXXXXXXXX~~ BILLY RAY, ADM.
- 6. SHERIFFS DEPT., JAIL, & WORKHOUSE
KEITH CARR
- 7. AGRICULTURE AGENT & HOME DEM. AGENT X
ROBERT LAMBERT
- 8. PURCHASING AGENT, CENTRAL STORES & PRINT DEPT. X
JOE MIKE AKARD
- 9. PROBATION OFFICER
ROBERT FRAZIER
- 10. VETERANS SERVICE OFFICER
BRISTOL & KINGSFORT
- 11. ELECTION COMMISSION
MARGARET HELHORN, REGISTRAR
- 12. CIVIL DEFENSE
GARY MAYES
- 13. LIBRARY X
KAY HAMRICK

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF March 1991.

RESOLUTION AUTHORIZING Replace Yield Sign with Stop Sign at I/S of Highway 37 and Univac Road

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of March 1991.

THAT WHEREAS, A yield sign is posted on Sullivan County R.O.W. at the intersection of Highway 37 and Univac Road at Summerhills Subdivision; and

WHEREAS, Traffic entering or exiting Summerhills Subdivision is experiencing life threatening problems with the traffic flow from Highway 37; therefore

BE IT RESOLVED, That the yield sign which is posted on Sullivan County R.O.W. be replaced with a stop sign at the intersection of Highway 37 and Univac Road at Summerhills Subdivision.

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

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

Duly passed and approved this ___ day of _____, 19__.

Attested:

_____ Date: _____ Date: _____

County Clerk

County Executive

INTRODUCED BY COMMISSIONER Belcher ESTIMATED COST: _____

SECONDED BY COMMISSIONER Hicks FUND: _____

COMMITTEE ACTION:	<u>APPROVED</u>	<u>DISAPPROVED</u>	<u>DEFERRED</u>	<u>DATE</u>
Administrative (No Action)	_____	_____	_____	3/4/91
Budget (No Action)	_____	_____	_____	3/7/91
Executive	_____	<u>X</u>	_____	3/6/91

COMMISSION ACTION {AYE } {NAY } {PASS } {ABSENT} {TOTAL}

Roll Call

Voice Vote

COMMENTS: FIRST READING 3/18/91 WITHDRAWN ~~XXXXXX~~XXXXXXXXXXXXX
4/15/91

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF March 1991.

RESOLUTION AUTHORIZING 4th Civil District Road Name Changes or Additions to the Atlas

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of March 1991.

THAT WHEREAS, Reconstruction of Beaver Creek Road in the 4th Civil District has rendered three (3) remaining portions of the old road un-named, therefore _____

BE IT RESOLVED, That the following roads be added to the atlas on emergency basis in order to provide residents who live on these roads with a proper address.

PRESENT NAME:	PROPOSED NAME	C.D.	MAP
No Name	Willowbrook Drive	4	81
No Name	Running Creek Lane	4	81
No Name	Old Beaver Creek Road	4	81

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991
 Attested: *Gay B. Feathers* Date: _____ Date: 4/15/91
 County Clerk County Executive

INTRODUCED BY COMMISSIONER Milhorn ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Jones FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>X</u>	_____	_____	<u>4/11/91</u>
Budget	_____	_____	_____	_____
Executive	<u>X</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION {AYE } {NAY } {PASS } {ABSENT} {TOTAL}
 Roll Call _____
 Voice Vote X

COMMENTS: FIRST READING 3/18/91 APPROVED AS AMENDED 4/15/91 Voice Vote

SULLIVAN COUNTY ENHANCED 9-1-1
EMERGENCY COMMUNICATION DISTRICT
P.O. BOX 485 BLOUNTVILLE, TENNESSEE 37617

EMERGENCY

9-1-1

Sheriff • Fire • Lifesaving Crews
Police • Ambulance • Rescue Squads

(615) 323-9111

IKE D. LOWR
Director

March 6, 1991

ROAD NAME CHANGES OR ADDITIONS TO THE ATLAS:

PRESENT NAME	PROPOSED NAME	C.D.	MAP
No Name	Willowbrook Drive	4	81
No Name	Running Creek Lane	4	81
No Name	Old Beaver Creek Road	4	81

The above roads were all part of Beaver Creek Road before the reconstruction of that road.

AMENDMENT

RES. #5 - 4th Civil District Road Name Changes or Additions to the Atlas

1.) AMEND RESOLUTION TO READ:

4th and 15th Civil District Road Name Changes or Additions to the Atlas

2.) ADD TO LIST ATTACHED:

Present Name:	Proposed Name:	C.D.	MAP
<u>"Cleekmore"</u>	<u>CREEKMORE</u>	15	90 & 104

(Road name was misspelled when recorded in the Atlas, thus the road sign is also misspelled.)

3.) DELETE FROM LIST ATTACHED:

Running Creek Lane - 4th Civil District

(Requested by Comm. Milhorn to be included in the amendment)

Approved 4/15/91 Voice Vote

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF March 1991.

RESOLUTION AUTHORIZING Deed Property on Beaver Creek Road - 4th Civil District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of March 1991.

THAT 1. Deed to M. H. Galloway from Sullivan County:

That the old road bed through the M. H. Galloway property as shown on map titled Beaver Creek Road - M. H. Galloway Property, dated 3-4-91 by James S. Montgomery, Map #F-2 be closed and this old road bed along with a small tract of land between the old road bed and the new Beaver Creek Road property as shown on said map be deeded to M. H. Galloway. Said property is less than an acre and was left after the construction of the new Beaver Creek Road. This will place the property back on the tax rolls and bring tax revenue back to the County.

2. Deed from M.H. Galloway to Sullivan County:

In order for Sullivan County to obtain right-of-way for old Beaver Creek Road, M. H. Galloway has agreed to deed to Sullivan County a portion of his property along the old Beaver Creek Road where fill for said road was placed and encroached on his property. This property is also shown on the above described map.

The above two (2) transactions will be at no cost to Sullivan County.

BE IT FURTHER RESOLVED, That the County Executive be authorized to execute this deed after approval by the County Attorney.

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

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

Duly passed and approved this 15th day of April, 1991

Gay
B. Feathers

Attest:

Date: 4-15-91 Date: 4-15-91

County Clerk

County Executive

INTRODUCED BY COMMISSIONER Milhorn ESTIMATED COST: _____

SECONDED BY COMMISSIONER Ammons FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>x</u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	<u>x</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION {AYE } {NAY } {PASS } {ABSENT} {TOTAL}

Roll Call

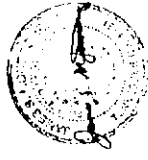
21

3

Voice Vote

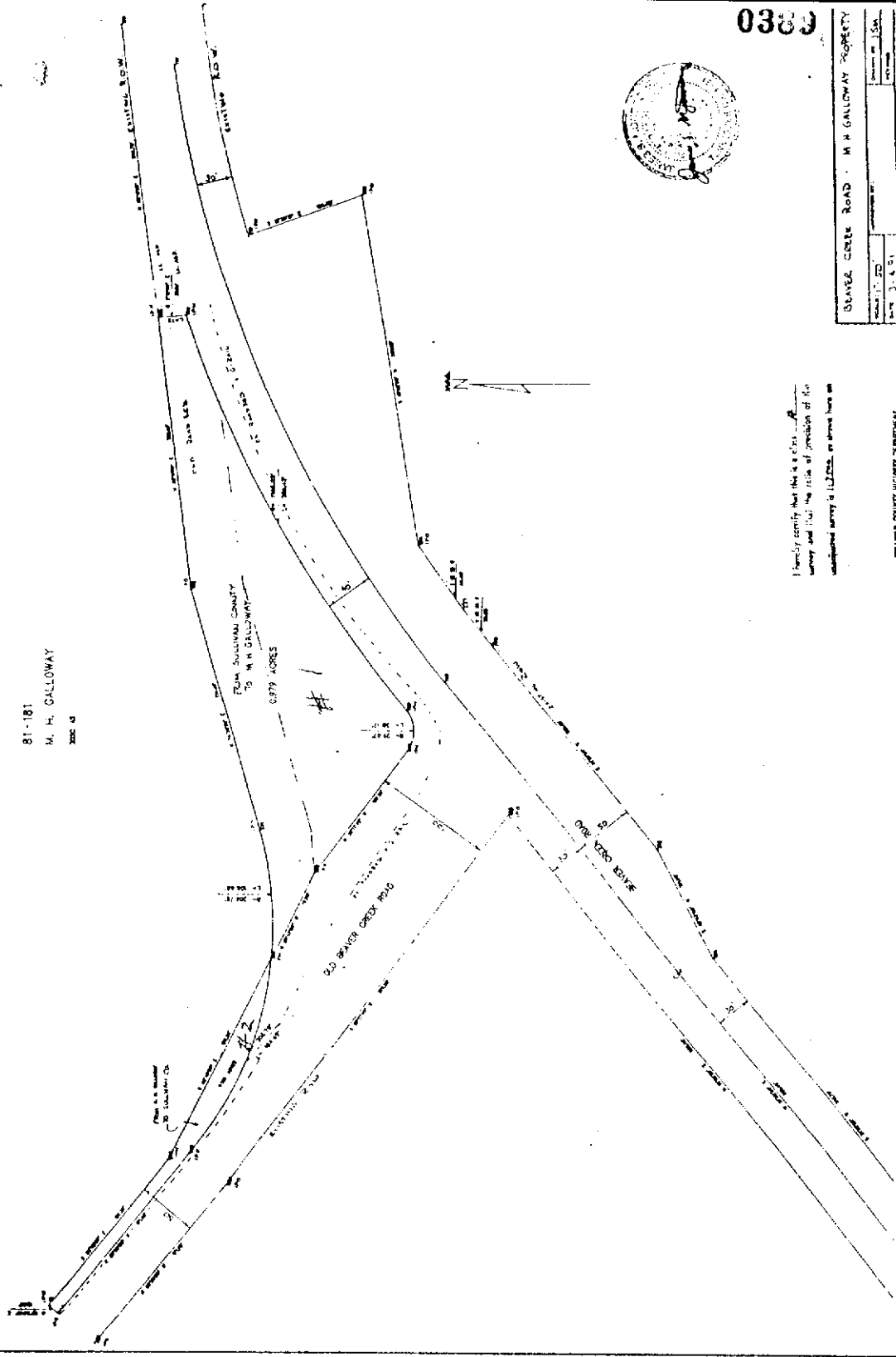
COMMENTS: FIRST READING 3/18/91 APPROVED 4/15/91 ROLL CALL

0389



STATE OF TENNESSEE	
SULLIVAN COUNTY	
SULLIVAN COUNTY PROPERTY	
PLAT NO.	389
DATE	3-2-21
Z. B. 4TH C.D. SULLIVAN COUNTY, TN.	
J. D. WILSON - REG. COMMISSIONER	

81-181
M. H. GALLOWAY
2002-03



I hereby certify that this is a true and correct copy of the original survey as shown here on

SULLIVAN COUNTY PROPERTY DEPARTMENT
P. O. BOX 598
SULLIVANVILLE, TN 37877

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF March 1991.

RESOLUTION AUTHORIZING Conforming to TCA 5-16-108

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of March 1991.

THAT WHEREAS, In 1987 residents of Airport Acres petitioned Sullivan County for sewer service due to poor soil conditions for septic tanks; and

WHEREAS, The City of Johnson City offered to install the lines if Sullivan County would require all occupied property to be connected, and the Board of Public Utilities agreed to do so under authority of TCA 5-16-108; and

WHEREAS, The lines were installed last summer and 55 of the 112 homes have not yet been connected; therefore

BE IT RESOLVED, That Sullivan County urge those residents to arrange with Johnson City for connection to the system before May 1, 1991, and that the County postpone beginning legal procedures until that date.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Attested: *Gay B. Feathers* Date: 4-15-91 County Executive Date: 4-15-91

INTRODUCED BY COMMISSIONER Ammons ESTIMATED COST: _____
SECONDED BY COMMISSIONER Rockett FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>x</u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	<u>x</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION	{AYE}	{NAY}	{PASS}	{ABSENT}	{TOTAL}
Roll Call	<u>18</u>	<u>1</u>	<u>3</u>	<u>2</u>	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: FIRST READING 3/18/91 APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF March 1991.

RESOLUTION AUTHORIZING Implementation of a Suggestion Program for All Sullivan County Departments and Offices

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of March 1991.

THAT WHEREAS, incentive awards should be provided for the suggester and generated savings should be used within the saving department when possible; and

WHEREAS, Responsibility for the design and standardization of the program throughout Sullivan County departments should rest with the County Executive; and

WHEREAS, Department Heads and Elected Officials should place emphasis on the following major goals within the suggestion program:

- 1) Reduce Taxpayer Costs
- 2) Improve Taxpayer Services
- 3) Increase Revenues

WHEREAS, emphasis should be placed at all levels in the organization and results of the program should be briefed by the responsible Department Heads and Elected Officials during the full commission meeting; therefore

BE IT RESOLVED, That each Department Head and Elected Officials implement and emphasize a suggestion program within their area of responsibility.

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

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

Duly passed and approved this 15th day of April, 1991

Gay

Attested: *B. Feathers*
County Clerk

Date: 4-15-91

County Executive

Date: 4-15-91

INTRODUCED BY COMMISSIONER Krell ESTIMATED COST: _____

SECONDED BY COMMISSIONER H Childress/Blalock & BELCHER FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>x</u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	_____	_____	<u>x</u>	<u>4/3/91</u>

COMMISSION ACTION {AYE } {NAY } {PASS } {ABSENT} {TOTAL}

Roll Call

Voice Vote x

COMMENTS: FIRST READING 3/18/91 APPROVED 4/15/91 Voice Vote & Show of hands

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Approval of Statutory Bond for Sullivan County Purchasing Agent

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That the Sullivan County Board of Commissioners approve the Statutory Bond for the Purchasing Agent of Sullivan County as required by State law.

Purchasing Agent - Amount of Bond: \$10,000

(WAIVER OF RULES REQUESTED)

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Gay B. Feathers
County Clerk

Date: 4-15-91 *Wm H. "John" McKamey*
County Executive Date: 4-15-91

INTRODUCED BY COMMISSIONER McConnell ESTIMATED COST: \$93.00

SECONDED BY COMMISSIONER Anderson FUND: General

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>X</u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	<u>X</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	<u>19</u>	<u>1</u>	<u>1</u>	<u>3</u>	
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING 35 mph Speed Limit Signs on Brookdale Drive - 9th Civil District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That 35 m.p.h. speed limit signs be posted on Brookdale Drive (approximately a 3/10 mile stretch of road) which branches off Lowell Jones Road in the 9th Civil District.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Attested: *Gay B. Teahus* Date: _____ Date: 4/15/91
County Clerk County Executive

INTRODUCED BY COMMISSIONER T. Jones ESTIMATED COST: _____
SECONDED BY COMMISSIONER M. Hyatt FUND: _____

COMMITTEE ACTION:	<u>APPROVED</u>	<u>DISAPPROVED</u>	<u>DEFERRED</u>	<u>DATE</u>
Administrative	<u> x </u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	<u> x </u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION {AYE} {NAY} {PASS} {ABSENT} {TOTAL}
Roll Call _____
Voice Vote x

COMMENTS: WAIVER OF RULES PASSED 4/15/91 2/3 Voice Vote

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991

RESOLUTION AUTHORIZING Appropriate \$29,008.68 (State & Federal) for JTPA Program

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, Certain Federal Funds are made available by the State; and _____

WHEREAS, The State Department and the local school system are required to contribute their portion of said grant; and _____

WHEREAS, Certain salaries were appropriated in the wrong series; and _____

WHEREAS, Certain State appropriation needs to be increased; therefore _____

BE IT RESOLVED, That the General Purpose School Budget be amended as follows:

REVENUE:		EXPENDITURE:	
47210.000	\$15,928.12	77300.116	\$15,703.26
72100.116	<u>13,080.56</u>	77300.189	5,418.40
	<u>\$29,008.68</u>	77300.201	1,616.02
		77300.204	1,651.00
		77300.206	30.16
		77300.207	1,144.00
		77300.208	73.84
		77300.210	45.76
		77300.302	80.08
		77300.355	1,489.60
		77300.428	1,236.56
		77300.506	520.00
			<u>\$29,008.68</u>

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

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

Duly passed and approved this 15th day of April, 1991.

Gay
B. Ferguson

County Clerk

Date: 4/15/91

County Executive

Date: 4/15/91

INTRODUCED BY COMMISSIONER Ferguson ESTIMATED COST: _____
SECONDED BY COMMISSIONER Blalock FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>x</u>	_____	_____	4/1/91
Budget	<u>x</u>	_____	_____	4/4/91
Executive	<u>x</u>	_____	_____	4/3/91

COMMISSION ACTION	{AYE}	{NAY}	{PASS}	{ABSENT}	{TOTAL}
Roll Call	<u>19</u>	_____	<u>1</u>	<u>4</u>	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: Waiver of Rules APPROVED 4/15/91 ROL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Appropriate \$3,625.00 (State Grant) for Library Media Center

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991

THAT WHEREAS, Certain funds for State Grants are made available by the State; and

WHEREAS, The Sullivan County Department of Education has been awarded a grant in the amount of \$3,625.00 for the On-Line Library Technology Project; therefore _____

BE IT RESOLVED, That the General Purpose School (Instructional) Budget be amended as follows:

REVENUE:		EXPENDITURE:	
4659.000	\$3,625.00	72100.355	\$ 425.00
		72100.499	\$ 1,000.00
		76000.722	\$ 2,200.00

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Attested: *Gay B. Feathers* Date: 4-15-91 *John Mckamey* Date: 4-15-91
 County Clerk County Executive

INTRODUCED BY COMMISSIONER Ferguson ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Blaalock FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>X</u>	_____	_____	4/1/91
Budget	<u>X</u>	_____	_____	4/4/91
Executive	<u>X</u>	_____	_____	4/3/91

COMMISSION ACTION	{AYE}	{NAY}	{PASS}	{ABSENT}	{TOTAL}
Roll Call	<u>19</u>	_____	<u>1</u>	<u>4</u>	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Appropriate \$6,711.08 - The Federal, State and Local Funded Adult Education Program

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, Certain Federal and State Funds were increased; therefore _____

BE IT RESOLVED, That the General Purpose School Budget be amended as follows:

REVENUE:		EXPENDITURE:	
47120.00	\$6,711.08	77300.105	\$2,838.00
		77300.116	229.00
		77300.162	(306.00)
		77300.196	(638.00)
		77300.201	228.32
		77300.204	1,444.44
		77300.428	1,836.00
		77300.599	1,079.32
			\$6,711.08

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

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

Duly passed and approved this 15th day of April, 1991

Attested: *Gay B. Ferguson* Date: 4/15/91 County Executive Date: 4/15/91
 County Clerk

INTRODUCED BY COMMISSIONER Ferguson ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Blaock FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>X</u>			<u>4/1/91</u>
Budget	<u>X</u>			<u>4/4/91</u>
Executive	<u>X</u>			<u>4/3/91</u>

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	<u>19</u>		<u>1</u>	<u>4</u>	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING 25 MPH Speed Limit Signs on Hobbs Hollow Road - 5th Civil District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That 25 mph Speed Limit Signs be posted on Hobbs Hollow Road at the intersection of Senaker Lane and at the bottom of the hill near the Hopkins residence to prevent accidents at Guyer Tool & Die business on said road in the 5th Civil District.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Attested: *Gay* Teacher Date: 4-15-91 *Wm. H. McKamey* Date: 4-15-91
County Clerk County Executive

INTRODUCED BY COMMISSIONER Hicks ESTIMATED COST: _____
SECONDED BY COMMISSIONER Belcher FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>X</u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	<u>X</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION {AYE } {NAY } {PASS } {ABSENT} {TOTAL}
Roll Call _____
Voice Vote x

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 2/3 Voice Vote

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING No Parking Signs at I/S Industrial Park Road and Rock Lane - 16th Civil District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That No Parking signs be posted at the intersection of Industrial Park Road and Rock Lane in the 16th Civil District.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Gay

Attested:

B. Teague
County Clerk

Date: _____

County Executive

Date: 4-15-91

INTRODUCED BY COMMISSIONER T. Jones ESTIMATED COST: _____

SECONDED BY COMMISSIONER M. Hyatt FUND: _____

COMMITTEE ACTION:	<u>APPROVED</u>	<u>DISAPPROVED</u>	<u>DEFERRED</u>	<u>DATE</u>
Administrative	<u>X</u>	_____	_____	<u>4/1/91</u>
Budget	_____	_____	_____	_____
Executive	<u>X</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION	<u>{AYE }</u>	<u>{NAY }</u>	<u>{PASS }</u>	<u>{ABSENT}</u>	<u>{TOTAL}</u>
Roll Call	_____	_____	_____	_____	_____
Voice Vote	<u>X</u>	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 2/3 Voice Vote

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Transfer of Funds for 53402 - Clerk & Master - Bristol

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, The expenditures of the Clerk & Master's Office in Bristol will exceed the budgeted amounts for FY 1990-91, and

WHEREAS, This is due to increased cost of postage, printing of docket books, supplies and increased volume; therefore

BE IT RESOLVED, That the following transfer be approved:

53403.700 be reduced by \$500.00 and increase 300 by \$500.00

53403.700 be reduced by \$200.00 and increase 400 by \$200.00

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Gay

Duly passed and approved this 18th day of April, 1991

Attested: B. Feathers Date: 4-15-91 Wm H. Mckamey Date: 4-15-91
County Clerk County Executive

INTRODUCED BY COMMISSIONER Blalock ESTIMATED COST: _____
SECONDED BY COMMISSIONER Ferguson FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	<u>x</u>	_____	_____	<u>4/1/91</u>
Budget	<u>x</u>	_____	_____	<u>4/4/91</u>
Executive	<u>x</u>	_____	_____	<u>4/3/91</u>

COMMISSION ACTION	{AYE}	{NAY}	{PASS}	{ABSENT}	{TOTAL}
Roll Call	<u>20</u>	_____	_____	_____	_____
Voice Vote	_____	_____	_____	<u>4</u>	_____

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING 25 mph Speed Limit Signs on Henson Avenue - 9th Civil District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That 25 mph speed limit signs be posted on Henson Avenue (1/2 mile of roadway) which extends from Highway 11-E to Piney Flats Road in the 9th Civil District.

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

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

Duly passed and approved this 15th day of April, 1991

[Handwritten signature]

Attested: [Signature] Date: 4/15/91 County Executive Date: 4/15/91
County Clerk

INTRODUCED BY COMMISSIONER Jones ESTIMATED COST: _____
SECONDED BY COMMISSIONER Hyatt FUND: _____

COMMITTEE ACTION:	<u>APPROVED</u>	<u>DISAPPROVED</u>	<u>DEFERRED</u>	<u>DATE</u>
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	<u>X</u>	_____	_____	<u>4/13/91</u>

COMMISSION ACTION {AYE} {NAY} {PASS} {ABSENT} {TOTAL}
Roll Call _____
Voice Vote X

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 2/3 Voice Vote

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Reappointments to the Industrial Development Board

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, The six (6) year terms of Board members, Clayton Davenport, Hal Masengill and Kinney Ellis expires April 15, 1991; therefore

BE IT RESOLVED THAT, Clayton Davenport, Hal Masengill and Kinney Ellis be reappointed to another six year term on the Industrial Development Board of the County of Sullivan.

(Waiver of Rules Requested)

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

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

Duly passed and approved this 15th day of April, 1991

Gay B. Feathers
County Clerk

Attested: _____ Date: 4-15-91 _____ Date: 4-15-91
County Executive

INTRODUCED BY COMMISSIONER R. HARR ESTIMATED COST: _____
SECONDED BY COMMISSIONER T. JONES FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	<u>20</u>			<u>4</u>	
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Honoring Patrick Suthers

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, The Tennessee District Optimist Clubs recently held an Essay Contest; and

WHEREAS, 32 Optimist Clubs submitted entries with a total of 382 High School students participating; and

WHEREAS, Patrick Suthers, a senior at Sullivan Central High School, representing the Indian Springs Optimist Club, received first place with his essay titled FREEDOM; RIGHT OR PRIVILEGE; and

WHEREAS, Patrick Suthers is an outstanding honor roll student and a credit to Central High School and Sullivan County; and

WHEREAS, Among his many accomplishments are the following: Eagle Scout, Beta Club, National Honor Society, All County and East State Concert Bands; and

WHEREAS, His first place essay on freedom is an inspiring, patriotic composition; therefore

BE IT RESOLVED THAT, The Sullivan County Board of Commissioners formally honor Patrick Suthers for his many accomplishments and in particular for his latest as being chosen first place winner of the Tennessee District Optimist Essay Contest.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Gay B. Peabody

Duly passed and approved this 15th day of April, 1991

Attest: _____ Date: _____ Date: _____

County Clerk _____ County Executive _____
INTRODUCED BY COMMISSIONER Blalock ESTIMATED COST: _____
SECONDED BY COMMISSIONER H. Childress/Krell FUND: _____

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

COMMISSION ACTION	<u>{AYE }</u>	<u>{NAY }</u>	<u>{PASS }</u>	<u>{ABSENT}</u>	<u>{TOTAL}</u>
Roll Call	_____	_____	_____	_____	_____
Voice Vote	<u>X</u>	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES APPROVED 4/15/91 2/3 Voice Vote

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15th DAY OF April 1991,

RESOLUTION AUTHORIZING the amending of Sullivan County General Purpose School budget in order to include Career Ladder funds to pay teachers.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in _____ Session on the _____ day of _____ 19__.

THAT WHEREAS, the state provides Career Ladder funds for certain teachers; and WHEREAS, the level of payment or the number of employees eligible cannot be determined at budget preparation time;

THEREFORE BE IT RESOLVED that the General Purpose School Fund for the year 1990-91 be amended as follows:

Revenue:	34380.000	\$	12,300.00
	46610.000		1,414,700.00
TOTAL	1,427,000.00		
Expenditure:	71000117		8,000.00
	72100117		963,000.00
	72200117		87,000.00
	72300117		89,000.00
TOTAL		\$	1,147,000.00
	72100127		222,000.00
	72200127		21,000.00
	72300127		37,000.00
TOTAL		\$	280,000.00
			TOTAL \$1,427,000.00

All State Funds, no local funds involved.

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

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

Gay

Duly passed and approved this 15th day of April, 1991

Motion: Teachers Date: 4-15-91 Date: 4-15-91

INTRODUCED BY COMMISSIONER FERGUSON ESTIMATED COST: _____
SECONDED BY COMMISSIONER BLALOCK FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	X	_____	_____	4/4/91
Executive	_____	_____	_____	_____

COMMISSION ACTION	(AYE)	(NAY)	(PASS)	(ABSENT)	(TOTAL)
Roll Call	19	1	4		
Voice Vote					

COMMENTS: School
WAIVER OF RULES APPROVED 4/15/91 ROLL CALL

TO THE HONORABLE JOHN MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15TH DAY OF APRIL, 1991.

RESOLUTION AUTHORIZING TRANSFER OF APPROPRIATED/BUDGETED FUNDS FOR SHERIFF'S DEPARTMENT.

WHEREAS, TENNESSEE CODE ANNOTATED SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April, 1991, THAT WHEREAS, THE SULLIVAN COUNTY SHERIFF'S DEPARTMENT INCURRED UNFORESEEN EXPENSES IN THE GASOLINE BUDGET FOR FISCAL YEAR 1990-1991, DUE TO INCREASES IN THE COST OF FUEL AS A RESULT OF THE MIDDLE EAST CONFLICT, AND FURTHER INCURRED UNEXPECTED REPAIRS AND VEHICLE PARTS, EXPENSES TO MAINTAIN THE EXISTING PATROL FLEET AND FURTHER EXPENSES INVOLVED WITH THE REORGANIZING AND PURGING OF THE RECORDS DIVISION; BE IT RESOLVED THAT \$25,000 BE TRANSFERRED FROM THE SHERIFF'S 54110.100 ACCOUNT TO THE SHERIFF'S 54110.400 ACCOUNT TO COVER THESE EXPENSES DURING FISCAL YEAR 1990-1991. THIS BEING A TRANSFER OF EXISTING BUDGETED FUNDS, NO ADDITIONAL FUNDS ARE BEING REQUESTED.

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

This resolution shall become effective on April 15, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991.

ATTESTED:
Gay B. Feathers
Date: _____
County Clerk

APPROVED:
[Signature]
Date: 4-15-91
County Executive

INTRODUCED BY COMMISSIONER RUBENFORD ESTIMATED COSTS: _____
SECONDED BY COMMISSIONER HYATT FUND: _____
COMMISSION ACTION: (aye) _____ (nay) _____ (Absent) _____
ROLL CALL _____ 20 _____ 4 _____
VOICE VOTE _____ _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DATE
ADMINISTRATIVE	<u>X</u>	_____	<u>4-1-91</u>
BUDGET	<u>X</u>	_____	<u>4-4-91</u>

COMMENTS: WALVER OF RULES APPROVED 4/15/91 ROLL CALL

Sheriff

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15TH DAY OF APRIL 1991

RESOLUTION AUTHORIZING APPROPRIATION FOR REMAINING BALANCE TO REPLACE AMBULANCE (REQUEST WAIVER OF RULES)

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in REGULAR Session on the 15TH day of APRIL 1991

THAT WHEREAS, AT NO FAULT TO SULLIVAN COUNTY EMERGENCY MEDICAL SERVICE, A PARAMEDIC UNIT WAS INVOLVED IN A SERIOUS ACCIDENT, TOTALING THE NEWEST AMBULANCE IN THE FLEET AND,

WHEREAS, THE EMS CURRENTLY HAS NO BACKUP AMBULANCES, WHICH HAS GREATLY INCREASED THE DOWN TIME FOR ROUTINE MAINTENANCE AND UNSCHEDULED BREAKDOWNS AND,

WHEREAS, THIS WILL CAUSE A DECREASE OF SERVICE AND,

WHEREAS, ALLSTATE INSURANCE COMPANY WILL PAY	\$25,000
RELIANCE INSURANCE COMPANY WILL PAY	\$15,000
(VALUE COST ONLY)	
SUBTOTAL	\$40,000
REPLACEMENT COST	\$53,546
REMAINING BALANCE TO REPLACE	
AMBULANCE OF	\$13,546

THEREFORE BE IT RESOLVED THAT, \$13,546 BE ALLOCATED FROM UNAPPROPRIATED SURPLUS TO REPLACE AMBULANCE.

THEREFORE BE IT FURTHER RESOLVED THAT, THE COUNTY ATTORNEY INITIATE ACTION TO RECOVER COST INCURRED TO THE COUNTY FROM THE VEHICLE ACCIDENT.

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

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

Duly passed and approved this 15th day of April, 1991

Attested: *Gay B. Feathers* Date: 4-15-91 *John H. Mckamey* Date: 4-15-91
 County Clerk County Executive

INTRODUCED BY COMMISSIONER BLALOCK ESTIMATED COST: \$13,546

SECONDED BY COMMISSIONER MCCONNELL FUND: GENERAL

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____
Chairman/Vice Chairman	XX	_____	_____	_____

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	19		1		4
Voice Vote					

COMMENTS: WAIVER OF RULES PASSED 4/15/91 ROLL CALL.

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Amending Resolution #25 which was Approved February 18, 1991 (Copy Attached)

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That Resolution #25 be further amended to change the amount of "UP TO 10,000.00" to "UP TO \$20,000.00" the County Executive is authorized to pay for the hiring of person or firm with expertise in all lines of insurance to perform an assessment of Sullivan County's insurance program.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Attested: *Ray B. Teachers* Date: 4-15-91 Date: 4-15-91
County Clerk County Executive

INTRODUCED BY COMMISSIONER Harr ESTIMATED COST: _____
SECONDED BY COMMISSIONER Blalock FUND: _____

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

COMMISSION ACTION	<u>{AYE }</u>	<u>{NAY }</u>	<u>{PASS }</u>	<u>{ABSENT}</u>	<u>{TOTAL}</u>
Roll Call	<u>16</u>	<u>2</u>	<u>3</u>	<u>3</u>	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: RESOLUTION FAILED ON FIRST ROLL CALL 15Aye, 2 Nay, 4 Pass, 3 Absent
INTRODUCED AGAIN BY: Comm. Arrington and Seconded by: Comm. Blalock
PASSED SECOND ROLL CALL AS ABOVE

Amendment
RES. # 28

AMENDMENT TO RESOLUTION NUMBER 25

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 18th DAY OF FEBRUARY 1991

RESOLUTION AUTHORIZING THE HIRING OF PERSON OR FIRM WITH EXPERTISE IN ALL LINES OF INSURANCE TO PERFORM AN ASSESSMENT OF SULLIVAN COUNTY'S INSURANCE

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of February 1991

THAT the County Executive, working with the Insurance Committee, secure the services of an Insurance Consulting Firm, preferably Out of State with no connection with any Insurance Companies, to make a study of all phases of Sullivan County's Insurance and report their findings and recommendations to the County Executive and Insurance Committee; and

WHEREAS, BE IT RESOLVED, that the County Executive and Insurance Committee bring the report of findings and recommendations of said consulting firm to the full commission; and

WHEREAS, BE IT FURTHER RESOLVED, that the County Executive be authorized to pay up to \$10,000.00 from unallocated surplus to secure this service.

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

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

Duly passed and approved this 18th day of February, 1991

Attested: *Jay B. Frazier*
County Clerk

Date: _____
Wm. H. "John" McKamey
County Executive Date: 2-18-91

INTRODUCED BY COMMISSIONER HARR ESTIMATED COST: _____
SECONDED BY COMMISSIONER DEVAULT FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____
COMMISSION ACTION	{AYE }	{NAY }		
Roll Call	_____	_____		
Voice Vote	X	_____		

COMMENTS: _____

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Sullivan County Commission's Request of the Three (3) Municipalities Involved in the Piney Flats Area

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, The City of Johnson City has previously annexed into the Piney Flats community of Sullivan County and has had its annexation challenged by Sullivan County; and

WHEREAS, Sullivan County subsequently requested the City of Bristol to annex down Hwy. 11-E into the Piney Flats area in order to confront Johnson city and prevent it from annexing further into Sullivan County; and

WHEREAS, The residents of Piney Flats have expressed a desire to remain unincorporated, but have requested that sewer services be provided to them through the Board of Utilities for Sullivan County; and

WHEREAS, The cities of Johnson City and Bristol have both publicly announced that either can, if proper arrangements are made, provide sewer service to the Piney Flats area without the necessity of, or requirement for, annexation of the Piney Flats community by either city; and

WHEREAS, Recent legal developments have indicated that the Town of Bluff City may be entitled to hold an annexation referendum for the area including and adjacent to the right-of-way of Hwy. 11-E in the Piney Flats community; and

WHEREAS, Residents of the Piney Flats community have expressed a desire to have all three (3) municipalities withdraw politically from the Piney Flats area so that the residents of Piney Flats, may at a future date convenient to them, determine their own political future; therefore

BE IT RESOLVED BY THE SULLIVAN COUNTY COMMISSION:

1) That the City of Johnson City is hereby requested to constrict its municipal boundaries by withdrawing its municipal limits from the Piney Flats community of Sullivan County, Tennessee; and

2) The City of Bristol is hereby requested to constrict its municipal boundaries by withdrawing its municipal limits from the Piney Flats community of Sullivan County; and

3) In the event that both Johnson City and Bristol comply with the request of the Sullivan County Commission to withdraw their municipal boundaries from the Piney Flats area of Sullivan County, that Bluff City abandon its efforts to hold an annexation referendum in the Piney Flats community; and

4) The Sullivan County Commission rescind Resolution #22 approved by the Sullivan County Commission on November 27, 1989 (copy attached).

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

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

Duly passed and approved this ____ day of _____, 19__.

Attested:

Date: _____ Date: _____

County Clerk

County Executive

INTRODUCED BY COMMISSIONER Jones ESTIMATED COST: _____

SECONDED BY COMMISSIONER Hyatt FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	_____	_____	_____	_____	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: FAILED 4/15/91 ROLL CALL 12 Aye, 6 Nay, 3 Pass, 3 Absent

0412

TO THE HONORABLE KEITH WESTMORELAND, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 27th DAY OF November, 1989.

COPY ATTACH RES # 30 4-15-91

RESOLUTION AUTHORIZING SULLIVAN COUNTY COOPERATE WITH AND ASSIST THE CITY OF BRISTOL IN ANY LEGAL EFFORTS TO RETAIN CONTROL AND JURISDICTION OVER THE PINEY FLATS AREA

WHEREAS, TENNESSEE CODE ANNOTATED, SECTION , AUTHORIZES COUNTIES TO

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 27th day of November, 1989.

THAT Whereas, Sullivan County has expended substantial monies for capacity in Bristol's waste water treatment plant for the benefit of Sullivan County residents in Bristol's 201 service area, which includes Piney Flats, and

Whereas, Sullivan County has commenced engineering and let bids in anticipation of commencing construction of sewer lines in the Piney Flats area; and

Whereas, the Sullivan County Board of Comm. at the request of their constituents has directed that unwanted intrusions by annexation by Johnson City be resisted and to protect the integrity of Sullivan County and it's resources; and

Whereas, it is necessary that in order to protect the investment of Sullivan County and the desires of it's affected citizens, that Sullivan County and the City of Bristol, TN co-operate in all necessary legal and equitable efforts to retain control and jurisdiction of the Piney Flats area of Sullivan County to insure future growth and economic development of the affected area.

Now, therefore be it resolved, that Sullivan County cooperate with and assist the City of Bristol in any legal efforts to retain control and or jurisdiction over the Piney Flats and other affected areas.

In the event the City of Bristol becomes involved in litigation in cooperating with Sullivan County in this endeavor, Sullivan County pledges whatever aid and legal assistance as is necessary to protect the integrity and future growth of Sullivan County.

AMEND: COMM. RUSSIN 11/27/89

APPROPRIATE UP TO \$25,000.00 TO DEFRAY COST OF LEGAL ASSISTANCE TO BE TAKEN FROM UNALLOCATED FUNDS.

AMENDMENT: #2

AND, that the Sullivan County Board of Commissioners supports and urges the City of Bristol, Tennessee to annex that portion to Highway 11-E from the cross-roads to Edgefield Road.

BK 15 Pg 275

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Johnson City to Provide Sewer Service to Gillfield, Dogwood Park and Golden Gate Subdivisions in Piney Flats

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, Gillfield, Dogwood Park and Golden Gate subdivisions in Piney Flats have from 40-50% failure in their septic systems, which continue to deteriorate; and _____

WHEREAS, Bristol passed a resolution on April 2nd, 1991 stating that it was not "economically feasible" for them to provide sewer service; and _____

WHEREAS, Johnson City has offered to install the lines within eighteen (18) months at a user rate of \$6.72 for the first 1,000 gallons, and \$2.91 per 1,000 gallons for the next 90,000 gallons; and _____

WHEREAS, Residents of Piney Flats are now circulating a petition for service from Johnson City; therefore _____

BE IT RESOLVED, That the Sullivan County Board of Commissioners request Johnson City to provide the service if the petition is signed by over 50% of the property owners who can be served.

FURTHER BE IT RESOLVED, That the user rate will become an addendum to our policy with Johnson City and will stay in proportion to inside rates, and the extension of sewer service will be independent of annexation.

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Pat Beathard
County Clerk

Attested: _____ Date: 4/15/91 _____ Date: 4/15/91
County Executive

INTRODUCED BY COMMISSIONER Jones ESTIMATED COST: _____
SECONDED BY COMMISSIONER Hyatt FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____

COMMISSION ACTION	{AYE}	{NAY}	{PASS}	{ABSENT}	{TOTAL}
Roll Call	16	4	1	3	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES PASSED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Tax Releases for the Year 1989 from the Office of Frances Harrell, Trustee

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, Frances Harrell, Trustee of Sullivan County submits the following releases, which were checked and approved by Property Assessor, Gil Hodges; therefore

BE IT RESOLVED, That Frances Harrel, Trustee, be released for the year 1989 on the following:

Delinquent 1989 Taxes	1,165,386.74
Releases by State of Tennessee	42,753.30
Releases by Sullivan County	178,620.89
TOTAL	1,386,760.93

(A copy of the names, etc. are available in the County Clerk's Office for those who wish to check the report).

(A copy of the report is also located in Conference Room #1)

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

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

Duly passed and approved this 15th day of April, 1991

Gay B. Feathers
County Clerk

Date: 4-15-91 Date: 4-15-91
County Executive

INTRODUCED BY COMMISSIONER Blalock ESTIMATED COST: _____
SECONDED BY COMMISSIONER Ferguson FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	<u>21</u>			<u>3</u>	
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: WAIVER OF RULES PASSED 4/15/91 ROLL CALL

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING A Cannabis Cooperative Agreement with the United States Forest Service - 2nd Civil District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT WHEREAS, The Sullivan County Sheriff's Department is to receive into its drug fund, \$1,088,80 for performing cannabis surveillance and eradication duties on National Forest Land, therefore

BE IT RESOLVED, That the Sullivan County Executive, Wm. H. McKamey and the Sullivan County Sheriff, Keith Carr, be authorized to execute the Cannabis Cooperative Agreement with the U.S. Forest Service.

(Waiver of Rules Requested)

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

This resolution shall become effective on _____, 1991, the public welfare requiring it.

Duly passed and approved this 15th day of April, 1991

Gay

Attest: *B. Feathers*

Date: _____

Date: 4/15/91

County Clerk

County Executive

INTRODUCED BY COMMISSIONER Randy Trivett ESTIMATED COST: _____

SECONDED BY COMMISSIONER Mike Rutherford FUND: _____

COMMITTEE ACTION:	APPROVED	DISAPPROVED	DEFERRED	DATE
Administrative	_____	_____	_____	_____
Budget	_____	_____	_____	_____
Executive	_____	_____	_____	_____

COMMISSION ACTION	{AYE }	{NAY }	{PASS }	{ABSENT}	{TOTAL}
Roll Call	<u>20</u>			<u>4</u>	
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: Waiver of Rules APPROVED 4/15/91 ROLL CALL

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET AGAIN IN A SPECIAL
CALLED SESSION ON THURSDAY NIGHT, MAY 9, 1991, 7:00 O'CLOCK P.M.

WILLIAM H. "JOHN" MCKAMEY, COUNTY EXECUTIVE

COUNTY COMMISSION - SPECIAL CALLED SESSION

THURSDAY NIGHT - - MAY 9, 1991

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT FOR A SPECIAL CALLED SESSION OF COUNTY COMMISSION AND MEETING THIS THURSDAY NIGHT MAY 9, 1991, BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE WILLIAM H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK AND KEITH CARR, SHERIFF OF SAID BOARD OF COMMISSIONERS AND OF SAID COUNTY, TO WIT:

The meeting was called to order by John McKamey, County Executive. Keith Carr, Sheriff, opened County Commission and the invocation given by Commissioner Jim King.

Roll was called by County Clerk, Gay Feathers. Commissioners present and answering roll call as follows:

A. B. ARRINGTON	MARVIN HYATT
ROBERT L. (BOB) AMMONS	TERRY D. JONES
WAYNE ANDERSON	JAMES L. KING, JR.
CAROL BELCHER	CARL L. KRELL
JAMES R. (JIM) BLALOCK	WAYNE MCCONNELL
FRED CHILDRESS	PAUL A. MILHORN
HAROLD CHILDRESS	CRAIG M. ROCKETTT, JR.
MARGARET DEVAULT	MICHAEL RUTHERFORD
O. W. FERGUSON	MICHAEL SURGENOR
R. JONES FORTUNE	RANDY TRIVETT
RITA GROSECLOSE	HOWARD PATRICK
RALPH P. HARR	
EDLWY W. HICKS	

The resolution on the agenda for the commissions approval or disapproval was - Resolution Authorizing Agreement to Establish The East Tennessee Agribusiness Authority which was on first reading in the Regular Session held on April 15, 1991.

The other item of business was a presentation by Jim Myers on options for a landfill for Sullivan County. Included in his presentation was slides related to landfills and estimated costs for private owned and County owned landfill.

The following indicates the action taken by the Commission on the Resolution Regarding the agreement to Establish the East Tennessee Agribusiness Authority.

TO THE HONORABLE Wm. H. "JOHN" MCKAMEY, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF April 1991.

RESOLUTION AUTHORIZING Agreement to Establish The East Tennessee Agribusiness Authority

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of April 1991.

THAT BE IT RESOLVED, That the Sullivan County Executive, by action of the Sullivan County Commission, be approved to sign the "Agreement to Establish The East Tennessee Agribusiness Authority".

NOTE: See Attachment #1 & #2
(Copy of Agreement Located in Conference Room #1)

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

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

Duly passed and approved this 9th day of May, 1991

Attested: Gay B. Fisher Date: 5-10-91 Wm. H. "John" McKamey Date: 5-10-91
County Clerk County Executive

INTRODUCED BY COMMISSIONER Ferguson ESTIMATED COST: _____
SECONDED BY COMMISSIONER Blalock FUND: _____

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

COMMISSION ACTION	<u>{AYE}</u>	<u>{NAY}</u>	<u>{PASS}</u>	<u>{ABSENT}</u>	<u>{TOTAL}</u>
Roll Call	<u>24</u>	_____	_____	_____	_____
Voice Vote	_____	_____	_____	_____	_____

COMMENTS: ~~FIRST READING~~ ~~BY~~ ~~XXXX~~ FIRST READING 4/15/91
PASSED 5/9/91 ROLL CALL SPECIAL CALLED SESSION

attach
Res. # 1

AGREEMENT

TO ESTABLISH THE EAST TENNESSEE AGRIBUSINESS AUTHORITY

This Agreement is entered into by and between the following counties: Claiborne, Cocke, Grainger, Greene, Hamblen, Hancock, Hawkins, Jefferson, Johnson, Sullivan, Washington, and Unicoi. Other counties of the east Tennessee grand division may become parties to this Agreement upon approval of its terms, and by making a contribution according to the terms of Section 12 herein.

WHEREAS, it is desirable to create a regional marketing and distribution center for agricultural products in the east Tennessee region; and

WHEREAS, considerable funding for such a marketing distribution center is available from the State of Tennessee; and

WHEREAS, the Tennessee Department of Agriculture, the Tennessee Department of Finance and Administration, the University of Tennessee, and Walters State Community College are willing to assist the twelve counties of East Tennessee that are parties to this agreement in establishing and operating an agricultural marketing and distribution center for the benefit of the farmers and other citizens of the region; and

WHEREAS, counties have authority under Tennessee Code Annotated, Section 5-9-101(19), to appropriate funds for a public market house; and

WHEREAS, Tennessee Code Annotated, Section 12-9-101, et seq., authorizes counties and other public agencies to enter into interlocal cooperation agreements;

NOW, THEREFORE, in consideration of the mutual promises contained herein, the parties agree as follows:

SECTION 1. CREATION AND PURPOSE. The East Tennessee Agribusiness Authority is hereby created. The purpose of the East Tennessee Agribusiness Authority is to establish and operate a market for agricultural products of the region through a food distribution center, to provide farmers of the region with a ready market for agricultural products, and to provide the citizens of the region and other buyers a convenient place to purchase these products.

SECTION 2. DEFINITIONS. Unless the context requires a different meaning, the following terms are defined as follows for purposes of the Agreement:

- a. "Agribusiness" means a business dealing with agricultural products or engaged in providing products or services to farmers.
- b. "Authority" means the East Tennessee Agribusiness Authority.
- c. "Board of Authority" means the Board of Directors of the East Tennessee Agribusiness Authority.
- d. "Chairman" or "Chairman of the Board" means the respective members elected by both the Board of Authority and the Operations Board to serve as the presiding officer of that Board.
- e. "College" means Walters State Community College.
- f. "County or Counties" means one or all of the counties that are parties to this agreement.
- g. "Department" means the Tennessee Department of Agriculture.
- h. "Facility" means the land, fixtures, buildings, and equipment of the Regional Food Distribution Center.
- i. "Grand Division" means the counties that are part of the east Tennessee grand division as defined by general law.
- j. "Operations Board" means the board directly supervising the operation of the Regional Food Distribution Center.
- k. "Regional Center" means the Regional Food Distribution Center supervised by an Operations Board.
- l. "University" means the University of Tennessee.
- m. "Upper East Tennessee" means the area consisting of the Tennessee counties of Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hancock, Hawkins, Jefferson, Johnson, Sevier, Sullivan, Unicoi, Union, and Washington.

SECTION 3. ORGANIZATION

- a. BOARD OF AUTHORITY. The Authority shall be governed by a Board of Directors consisting of the county executive of each county that is a party to this agreement. The term of each member of the Board that is a county executive shall be coterminous with the member's term as county executive. The Board shall also have four (4) non-voting advisors as follows: an advisor designated by the President of the University, an

advisor designated by the Commissioner of the Department, an advisor designated by the President of Walters State Community College, and an advisor designated by the Commissioner of Finance and Administration. The Board of Directors shall elect from its voting (county executive) membership a chairman, a vice-chairman, and a secretary, each to serve terms of one (1) year and until a successor is elected.

- b. OPERATIONS BOARD. The Board of Authority shall establish an Operations Board to supervise the operations of the Regional Food Distribution Center. The Operations Board shall have voting and non-voting members. The voting membership shall consist of the Chairman of the Board of Authority, one (1) farmer or person involved in agribusiness from each upper east Tennessee county that is a member of the Board of Authority appointed by the county executive of that county and approved by the Board of Authority, the chairman of the Marketing Advisory Committee and one (1) person elected from its membership, the chairman of the Agriculture Advisory Committee and two (2) persons elected from its membership. Non-voting members shall consist of all members of the Board of Authority that do not chair any other body under this Agreement and one (1) farmer or person involved in agribusiness from each upper east Tennessee county appointed by the county executive of each respective county that is not a member of the Board of Authority, who is approved by such board. The persons appointed or elected to the Operations Board shall serve terms of two (2) years and until their successors are appointed or elected. The terms of all members of the Operations Board shall begin simultaneously at a time to be determined by the Board of Authority. The Operations Board shall be chaired by a member of the Board of Authority selected by the Board of Authority.
- c. AGRICULTURE ADVISORY COMMITTEE. The Board of Authority shall establish an Agriculture Advisory Committee consisting of a representative of the United States Department of Agriculture, a representative of the Agriculture College of the University, a representative of Walters State Community College, a representative of the Department, the county agriculture extension service agent from each county in the grand division, one (1) farmer or person engaged in agribusiness selected by each of the county legislative bodies in the grand division, and the Committee chairman selected by and from the membership of the Board of Authority. Members of the Agriculture Advisory Committee shall serve terms of two (2) years and until their successors are appointed or elected. The terms of all members of

the Agriculture Advisory Committee shall begin, simultaneously at a time to be determined by the Operations Board.

- d. **MARKETING ADVISORY COMMITTEE.** The Board of Authority shall establish a Marketing Advisory Committee by appointing a membership to consist of one (1) person who represents an agricultural produce wholesaler, one (1) person who represents an agricultural produce chain store retailer, one (1) person who shall be a consumer representative, the Manager of the Regional Center or one (1) person representing the Manager, one (1) person representing a food processing company and the Committee chairman selected by and from the membership of the Board of Authority.
- e. **MANAGER.** The Operations Board shall employ a Manager for the Regional Center. The Board of Authority shall approve the terms and conditions of the Manager's employment prior to the execution of a contract of employment.

SECTION 4. POWERS AND DUTIES.

- a. **BOARD OF AUTHORITY.** In addition to the powers and duties described above, the Board of Authority shall determine policy and provide oversight for the Authority, except as limited by this agreement or law. The Board shall have the following powers and duties which may be delegated to the Operations Board by express written direction of the Board:
 1. To contract, receive and expend funds; improve, maintain, equip, manage, lease or rent real or personal property; and perform any act that a county may perform with respect to its property.
 2. To purchase, sell, convey, dispose, exchange, and lease real and personal property, or obtain services; except that the Board of Authority must approve all purchases of real estate and any expenditure for a single item of personal property in excess of fifty thousand dollars (\$50,000).
 3. To employ and pay compensation to such employees and agents, including attorneys, as the Board shall deem necessary for the management of the Authority's affairs.
 4. To provide for its risks of loss through normal means including the purchase of insurance coverages that would be necessary to reasonably

indemnify all types of losses that are normal to the business of operating an agribusiness authority.

The Board shall have the following powers or duties which it cannot delegate.

1. The Board shall approve an annual budget for the Authority.
2. The Board shall adopt a purchasing policy consistent with appropriate law. The Board shall also adopt a personnel policy consistent with state and federal law.
3. The Board shall adopt policies and procedures for fiscal control and accounting.
4. The Board may borrow funds in the same manner as a county under general law, but shall not pledge as security any right or property of the Authority except revenues.
5. The Board may exercise the power of eminent domain to acquire real property for the use of the Authority. The Board shall also have the authority to enter into contracts with a member county for the purpose of the county using its power of eminent domain to acquire real property to convey to the Authority.
6. The Board may sue or be sued in its name. The Board shall exercise the power of the Authority to sue. The board may compromise claims and settle disputes involving the activities of the Authority. Any such compromise shall be binding on the member parties to this Agreement.

The Board shall endeavor to acquire (by purchase, gift, or condemnation) the real and personal property necessary to establish and operate a regional food distribution center to carry out the purpose of the Authority. The Board of Authority shall delegate to the Operations Board the supervision of the Regional Center, including the employment of a manager, the operation of a facility, including the setting of hours of operation, the setting of rents or user fees, the rules of operation for users of the facility (including specifically the details concerning sanitation for the facility), and determination of the number, classification, and compensation of employees to be hired, fired, and supervised by the Manager.

The Board may do all other things which are necessary or appropriate for carrying out the purposes of this Agreement that are not prohibited to it by law or this Agreement.

- b. OPERATIONS BOARD. The Operations Board shall exercise those duties which the Board of Authority delegates to it, specifically including, but not limited to, those duties this Agreement requires to be delegated. The Operations Board shall report on its actions to the Board of Authority.
- c. AGRICULTURE ADVISORY COMMITTEE. The Agriculture Advisory Committee shall advise the Operations Board on ways and means to organize, improve operations and product availability, and service of the Regional Center.
- d. MARKETING ADVISORY COMMITTEE. The Marketing Advisory Committee shall advise the Operations Board on ways and means to improve the market for the produce sold at the Regional Center facility.

SECTION 5. MEETING AND PROCEDURES.

- a. MEETINGS. The Board of Authority shall establish the time, date, and place for its regular meetings. The Chairman or a majority of the voting members of the Board of Authority, by petition, may call special meetings of the Board.

The Operations Board shall establish the time, date, and place for its regular meetings. The Chairman or a majority of the members of the Operations Board, by petition, may call special meetings of the Board.

- b. QUORUM. A majority of the entire voting membership of either the Board of Authority or Operations Board in existence, and not simply a majority of those members present, is necessary to conduct business. Other bodies organized under this agreement, including the Agriculture Advisory Committee and the Marketing Advisory Committee, may conduct business with a majority vote of the voting membership present.
- c. VOTING. Each member described as a voting member here-to-fore shall have an equal vote in the conduct of whatever body the person is a member of, whether the Board of Authority or the Operations Board.
- d. OFFICERS. The Board of Authority shall annually elect a chairman, vice-chairman, and secretary, but may elect such other officers as the particular body deems necessary. The Board of Authority shall also annually

select from its membership members to serve as chairman of the Operations Board, the Agriculture Advisory Committee and the Marketing Advisory Committee.

- e. COMPENSATION. The members of the Board of Authority, the Operations Board, the Agriculture Advisory Committee, and the Marketing Advisory Committee, except the Regional Center Manager, shall serve without compensation, but they may be allowed necessary traveling and other expenses while engaged in the business of the Authority in such amount as the Board approved in the annual budget for the Authority.

SECTION 6. MANAGER. The Manager shall be an employee of the Authority with compensation established by the Operations Board and approved by the Board of Authority. The Manager shall be in charge of all activities of the Regional Center, subject to the supervision of the Operations Board. The Manager shall supervise the personnel of the Regional Center and shall exercise custody of the real and personal property assigned by the Board Authority to the Regional Center. The Manager shall report to the Operations Board, and said Board may discipline or dismiss the Manager. The Manager shall follow the budget and policies of the Board of Authority and the Operations Board.

SECTION 7. FUNDING AND CONTRIBUTION OF PARTICIPATING COUNTIES. The counties that are parties to this agreement agree to appropriate for the use of the Authority the following sums:

Clalborne	\$ 4,500.00
Cocke	10,000.00
Grainger	6,500.00
Greene	22,500.00
Hamblen	72,500.00
Hancock	1,500.00
Hawkins	10,000.00
Jefferson	72,500.00
Johnson	1,500.00
Sullivan	27,500.00
Washington	22,500.00
Unicoi	1,500.00

In addition to the foregoing, the Authority may receive grants or other contributions of funds, or real or personal property, from the State of Tennessee, the Federal Government, any other governmental entity, any non-profit organization, individuals, companies, or corporations.

SECTION 8. FINANCIAL MATTERS. The financial affairs of the Authority shall be conducted in accordance with state law and the procedures established by the Comptroller of the Treasury in the Accounting Manual for Recipients of Grant Funds in Tennessee. The Board of Authority may establish such bank accounts for the Authority as the Board of Authority deems appropriate and

consistent with state law. The Board of Authority shall cause an annual budget to be prepared before March 1 of each year, and the Directors shall adopt a budget for the Authority by April 1 of each year. The budget will be for a fiscal year which shall commence on July 1 of each year and end the following June 30. The Authority shall file a quarterly financial report with the county clerk of each county which is a party to this Agreement, the Commissioner of Agriculture, the State Comptroller of the Treasury, and the Commissioner of Finance and Administration. The Authority shall prepare an annual report of its activities, including audited financial statements and submit, within nine months after the close of the fiscal year, a copy of such report to the Commissioner of Finance and Administration, the Commissioner of Agriculture and the Comptroller of the Treasury. The annual report, including financial statements, and all books of account and financial records shall be subject to annual audit by the Comptroller of the Treasury. The Authority may, with the prior approval of the Comptroller of the Treasury, engage a licensed independent public accountant to perform the audit. The Authority shall be responsible for reimbursement of the cost of the audit prepared by the Comptroller of the Treasury, or the payment of fees for the audit prepared by the licensed independent public accountant.

SECTION 9. ACQUISITION AND DISPOSAL OF PROPERTY. The Board of Authority may authorize the acquisition of land and other property on behalf of the East Tennessee Agribusiness Authority. Any acquired property shall be held in the name of the East Tennessee Agribusiness Authority. Counties that are a party to this agreement will hold their interest in the property through their participation in the Authority, if a county ceases to be a member of the Authority, the interest of said county in any property owned by the Authority ceases. Instruments required for the acquisition or conveyance of property by the Authority may be executed by the Chairman of the Board of Authority acting upon proper resolution by the Board of Authority.

The Board of Authority may direct the disposal of the Authority's obsolete or surplus property. Such disposal shall comply with the general law applicable to counties sound business practices. In the event this Agreement is terminated, the Board shall sell the Authority's property and distribute the proceeds to the general funds of the counties which are parties to this agreement. Notwithstanding the above, however, any property of the Authority that was purchased in whole or in part with State funds shall be offered, at no cost, to the State either prior to disposal of the property or upon termination of this Agreement.

SECTION 10. LIABILITIES. In the event that any judgment or claim against the Authority, or the counties that are parties to this Agreement, based on the activities of the Authority, cannot be satisfied by insurance proceeds or any funds earmarked to cover risks of loss, then each county that is a party to this Agreement shall contribute to the satisfaction of any claim or

Agreement is adjudged invalid, such invalidity shall not impair the remaining provisions of this Agreement which may be given effect.

SECTION 15. EFFECTIVE DATE. This Agreement shall take effect after it is approved by the county legislative bodies of the counties which are parties hereto, and upon execution of this Agreement by appropriate representatives of the parties signing as set forth below.

Claiborne County:

County Executive	Date

Cocke County:

<i>Harold Carter</i>	<i>4-25-91</i>
County Executive	Date

Grainger County:

<i>Michael C. Hamner</i>	<i>4-25-91</i>
County Executive	Date

Greene County:

<i>Alan D. Broyles</i>	<i>4-25-1991</i>
County Executive	Date

Hamblen County:

<i>Paul L. Bruce</i>	<i>4-25-91</i>
County Executive	Date

Hancock County:

County Executive	Date

Judgment for which the Authority or its constituent counties are legally liable. Each county that is a party to this Agreement shall contribute to the satisfaction of such claim or judgment based on the ratio determined by comparing the funding provided by the county as set forth in Section 7 of this Agreement to the total funding by all of the counties that are parties to this Agreement. Any county that may subsequently become a party to this agreement will have its funding, as determined by Section 12, considered as part of the above-referenced ratio for the purpose of determining its share of a claim or judgment. A county will be liable for contribution under this Section if the county is a party to this agreement at the time the event occurred which instigated the claim. If a county was not a party to this Agreement at the time of the occurrence that instigated the claim, that county shall not be liable under this Section for a contribution.

SECTION 11. DURATION AND TERMINATION OF AGREEMENT. The duration of this Agreement is perpetual. The withdrawal of a county that is a party to this Agreement only terminates this Agreement with respect to the withdrawing county. A county may withdraw at any time, provided it gives written notice of its intent to the Board of Authority at least ninety (90) days in advance. This Agreement shall be completely terminated by the agreement of the counties or when there is only one (1) county which has not withdrawn, unless a plan for its conversion or continued operation is approved by the counties that are parties to this Agreement.

SECTION 12. ADDITION OF PARTIES. Any county in the East Tennessee grand division not a party to this Agreement may become a party to this Agreement by notifying the Board of Authority of its desire to become a party, and by contributing funds in an amount to be determined by the Board, but which amount shall not exceed the highest contribution by any county already a party as adjusted for inflation or deflation by the Consumer Price Index (all cities average) published by the United States Department of Labor. Upon approval of this Agreement by the county legislative body of the county seeking to become a party, the county shall become a party to this Agreement when the Authority receives the necessary contribution. When a county is added as a party to this Agreement, the Board shall cause the attachment of the resolution of the county legislative body providing for addition of the county as a party to this Agreement to the original Agreement as an addendum which shall become a part of this Agreement. New members will be entitled to representation on all Boards and Committees, including voting, as herein provided for the initial members to this Agreement.

SECTION 13. MODIFICATION. Any modification of this Agreement must be in writing and approved by a 2/3 majority of all parties that are then a party to this Agreement.

SECTION 14. SEVERABILITY. If any provision of this

Hawkins County:

D. W. Douglas Price
County Executive

4-25-91
Date

Jefferson County:

Harry W. Holman
County Executive

4-25-91
Date

Johnson County:

County Executive

Date

Sullivan County:

Wm H. McKamy
County Executive

5-9-91
Date

Washington County:

County Executive

Date

Unicoi County:

Paul M. Wank
County Executive

5-29-91
Date

Landfill Comparison

	PRIVATELY OWNED			COUNTY OWNED		
	PRIVATELY OPERATED			COUNTY OPERATED		PRIVATE OPERATED
	SITE A	SITE B	SITE C	SITE C	SITE D	SITE D
SITE AVAILABLE	NO	YES	YES	YES	YES	YES
ZONING APPROVED	--	N/A	NO	N/A	N/A	N/A
PROBABILITY OF PERMITTING	--	GOOD	UNKNOWN	UNKNOWN	GOOD	GOOD
ESTIMATED LIFE OF FACILITY	--	UNKNOWN	20 YEARS	20 ⁺ YEARS	30 YEARS	30 YEARS
IS COVER MATERIAL ON SITE	--	YES	UNKNOWN	UNKNOWN	YES	YES
HAUL DISTANCE, MILES (KINGSPORT, BRISTOL)	--	19.45	11.31	11.31	13.13	13.13
COUNTY CONTROL OVER VOLUME	MAYBE	NO	NO	YES	YES	YES
COUNTY CONTROL OVER USERS	MAYBE	NO	NO	YES	YES	YES
REGIONAL OR SULLIVAN COUNTY ONLY	REGIONAL	REGIONAL	REGIONAL	EITHER	EITHER	EITHER
POST-CLOSURE MAINTENANCE	PRIVATE OPER.	PRIVATE OPER.	PRIVATE OPER.	COUNTY	COUNTY	COUNTY-PRIVATE OPER.
OPERATING RESPONSIBILITY	PRIVATE OPER.	PRIVATE OPER.	PRIVATE OPER.	COUNTY	COUNTY	PRIVATE OPER.
"UP-FRONT" COST TO COUNTY	NONE	NONE	NONE	\$10 M + LAND	\$5 M + LAND	LAND
ESTIMATED COST PER TON, 1993	\$30-35	UNKNOWN	\$26.55 @ 848 TPD	\$28-\$29 @ 400 TPD	\$22.00 @ 400 TPD	UNKNOWN

0430

ESTIMATED LANDFILL COST

On January 15, 1991, the Landfill Cost Study Committee completed their estimate of the cost to Sullivan County to own their own landfill. Considering personnel benefits and operating efficiencies, it was felt that the operational costs would be approximately the same, whether it was privately or publicly run.

The estimate was based on a totally engineered landfill located in the south-western part of Sullivan County with a ten-mile haul for cover and construction material. Other assumptions and a breakdown of projected costs are attached.

It should be noted that these estimated costs will vary for each specific site.

JANUARY 17, 1991

ASSUMPTIONSFORSULLIVAN COUNTY LANDFILL COST STUDY

1. 500 Tons/Day Capacity. No Growth.
2. 20 Year Life
3. Totally Engineered Facility
4. Facility Developed by Series of Cells (7 Cells 12 Acres Each)
5. Remote Borrow Site (10 Miles)
6. 50 Feet Average Depth of Waste
7. Compaction to 1,000 Pounds/Cubic Yard
8. 1 Mile of All-Weather Road and 1 Mile Asphalt Road
9. 1 Gas Well Per Acre for Venting
10. 5 Feet of 1×10^{-6} CM/S Geologic Buffer
11. Flexible Membrane Liner With 3 Feet of 1×10^{-6} CM/S
12. Leachate Collected and Sent to POTW

COST SUMMARY

(1) Land Acquisition @ \$3,000/Acre	\$ 828,000
(2) Site Evaluation	46,000
(3) Design-Engineering	118,000
(4) Site Development (Roads, Bldgs. Wells, etc.)	3,506,000
(5) Landfill Development Cost (Liners, Leachate Collections, Gas Venting, etc.)	43,830,000
TOTAL	<u>\$48,328,000</u>

Volume of Solid Waste = 500 TPD X 260 Day/Yr. X 20 Yrs. =
2,600,000 Tons

\$48,328,000
2,600,000 Tons = \$18.59/Ton

Operating Costs	\$ 8.71/Ton
Post-Closure Costs	<u>1.00/Ton</u>
	\$30.30 + Financing Charges

This is an average cost over the life of the facility in 1991 dollars for comparative purposes.

These estimates are based on the disposal of 500 tons per day. If recycling, resource recovery, and conservation reduces that volume, the estimated per-ton costs will increase proportionally.

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Post-Closure Costs 3.00/Ton
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REPAYMENT OF 10-YEAR BONDS AT 7.0 % INTEREST RATE	1993	1996	1999	2002	2005	2008	2011
\$10,000,000 IN 1992	\$1,424,000.00	\$1,424,000.00	\$1,424,000.00	\$1,424,000.00			
\$8,000,000 IN 1995		\$1,139,000.00	\$1,139,000.00	\$1,139,000.00	\$1,139,000.00		
\$9,250,000 IN 1998			\$1,317,000.00	\$1,317,000.00	\$1,317,000.00	\$1,317,000.00	
\$10,750,000 IN 2001				\$1,531,000.00	\$1,531,000.00	\$1,531,000.00	\$1,531,000.00
\$12,500,000 IN 2004					\$1,780,000.00	\$1,780,000.00	\$1,780,000.00
\$14,500,000 IN 2007						\$2,065,000.00	\$2,065,000.00
\$16,500,000 IN 2010							\$2,350,000.00
TOTAL YEARLY COST FOR DEVELOPMENT & CONSTRUCTION	\$1,424,000.00	\$2,563,000.00	\$3,880,000.00	\$5,411,000.00	\$5,767,000.00	\$6,693,000.00	\$7,726,000.00
DEV/COMST COST PER TON	\$10.96	\$19.72	\$29.85	\$41.62	\$44.36	\$51.49	\$59.43
OPERATING COST PER TON	\$9.60	\$11.12	\$12.87	\$14.91	\$17.26	\$19.99	\$23.15
POST-CLOSURE COSTS	\$3.00	\$3.00	\$3.00	\$3.00	\$3.00	\$3.00	\$3.00
TOTAL LANDFILL COSTS, PER TON	\$23.56	\$33.84	\$45.72	\$59.53	\$64.62	\$74.48	\$85.58
TRANSFER STATIONS & HAULING	\$14.00	\$16.21	\$18.77	\$21.74	\$25.17	\$29.15	\$33.76
TOTAL FOR HANDLING & DISPOSAL	\$37.56	\$50.05	\$64.49	\$81.27	\$89.79	\$103.63	\$119.34

A PROPOSAL
FOR
A NEW LANDELL FOR
SULLIVAN COUNTY

SULLIVAN COUNTY BOARD OF PUBLIC UTILITIES

A PROPOSAL
FOR
A NEW LANDFILL FOR SULLIVAN COUNTY

The attached map shows a proposed location for a new Sullivan County landfill. Sullivan County Landfill, Inc. has recently received the results from preliminary engineering and geologic studies that indicate its feasibility for a totally engineered facility.

The proposed site is in Barger Hollow, behind the existing Sullivan County landfill. It contains approximately 320 acres. It is equidistant (13 miles) from each transfer station, in an obscure area, and has the cover material on site. The topography and short transport distance makes it more economically feasible than some of the other sites that have been considered.

It will probably be necessary to obtain this property through condemnation by Sullivan County. Therefore, this report considers the estimated cost of development and operation by the County.

DESIGN FACTORS USED

- (1) 100,000 Tons per year-400 Tons per day for 250 days
(The quantity is not expected to increase with forthcoming recycling quotas).
- (2) 20-40 year life if used only by Sullivan County. (Use 30)
- (3) Waste compacted to 1000#/cubic yard in the landfill.
- (4) 50 foot depth of compacted waste.
- (5) 2.5 Acres per year required - Use 3.0 to allow for side slopes.
- (6) Developed in 9-acre increments (about every 3-5 years).

EFFECT OF VARIABLES IN THIS ESTIMATE

If the waste is compacted to 1200#/cubic yard and the depth increased to 60 feet, three acres will hold about 174,000 tons. If the density remains at 1000#/cubic yard and the depth decreases to 40 feet, three acres will hold 97,000 tons.

SITE EVALUATION, ENGINEERING, AND PERMITTING

To repay Sullivan County Landfill, Inc. for the preliminary study, and to complete the permitting of the site is expected to cost from \$300,000 to \$400,000. With the reduced volume of solid waste that we have been receiving since the tipping fee began, there may be sufficient surplus in this years' Sanitation budget for part of this expenditure. The rest may be appropriated next year.

LAND ACQUISITION

We believe that the land will be appraised for about \$3,000 per acre, or \$1,000,000. The amount budgeted for solid waste disposal this year required \$.11 of the tax rate. This can be eliminated next year if the disposal cost is recovered from the tipping fee. Eight cents (\$.08) could be left in for one year to buy the property.

DEVELOPMENT COSTS

If the permitting is begun now, the new landfill should be operational by the time the existing landfill is closed. These costs are projected with a two-year cost-of-living increase of 5% per year.

The first increment of the landfill will contain ten acres to allow for buildings, scales, ponds, etc. Most engineering estimates for new landfill development ranges from \$200,000 to \$500,000 per acre.

10 Acres @ \$400,000	=	\$4,000,000
Equipment Costs (1 Dozer, 1 Compactor, 1 Pan, 1 Motor Grader, 1 Pick-up Truck)	=	<u>\$1,000,000</u>
TOTAL		\$5,000,000

OPERATING COSTS

Supervisor		\$ 50,000/Yr.
3 Equipment Operators/Fringe Benefits @ \$15.00/Hr.		94,000
Gate keeper/Fringe Benefits		25,000
Environmental Testing-\$1,000/Wk.		52,000
Administration and Billing-\$500/Wk.		26,000
Equipment Maintenance-\$6,000/Mo.		72,000
Equipment Depreciation		75,000
Fuel - 150 GPD @ \$1.00		38,000
Leachate Disposal-\$2,000/Wk.		104,000
Office & Miscellaneous - \$1,000/Wk.		<u>52,000</u>
TOTAL		\$588,000/Yr.

COST PER TON

Payment on Capital Outlay Notes (\$5M for 10 years @ 7%)		\$ 712,000/Yr.
Operating Costs		<u>588,000</u>
TOTAL		\$1,300,000/Yr.

For 100,000 Tons	\$13.00
Closure and Post-Closure	3.00 (Put in Escrow \$1.50/Acct.)
For Future Expansion	<u>6.00</u> (Put in Escrow)
TOTAL 1993 Cost	\$22.00/Ton

INCREASED COST FOR VOLUME REDUCTION

These costs were estimated on receiving 100,000 tons per year. If recycling and conservation reduces the volume, the yearly operating costs and note repayment will have to be recovered on fewer tons.

For 90,000 Tons	\$14.45
Closure and Post-Closure	3.00 (Put in Escrow)
For Future Expansion	<u>6.00 (Put in Escrow)</u>
TOTAL	\$23.45
For 80,000 Tons	\$16.25
Closure and Post-Closure	3.00 (Put in Escrow)
For Future Expansion	<u>6.00 (Put in Escrow)</u>
TOTAL	\$25.25

OTHER COST FACTORS

If the purchase of the land and permitting costs are from notes instead of from budgeted funds, the amount needed for repayment will add \$2.00 more to the cost-per-ton (using the 100,000 tons-per-year volume). Also, the legislature is now considering a "Solid Waste Management Act" that might add a \$.95 per ton surcharge to be paid to the State. These additions could run the 1993 cost to \$24.95 per ton for 100,000 tons per year or \$28.15 for 80,000 tons.

FUTURE EXPANSIONS (EACH 3-5 YEARS)

- (1) In 3 Years:
 $\$6.00/\text{Ton} \times 100,000 \text{ TPY} \times 3 \text{ Yrs. @ } 6\% \text{ Interest} = \$1,910,000$
 Needed for Expansion - 9 acres \times \$200,000 = 1,800,000
- (2) For 5 Years:
 $\$6.00/\text{Ton} \times 100,000 \text{ TPY} \times 5 \text{ Yrs. @ } 6\% \text{ Interest} = 3,382,000$
 Available per Acre = \$375,800

FOR POST-CLOSURE MAINTENANCE

$\$1.50/\text{Ton} \times 100,000 \text{ TPY} \times 30 \text{ Yrs. @ } 6\% \text{ Interest} =$
 $\$11,859,000$

The interest on that escrow amount at 6% will be \$711,500 per year, and should pay for maintaining the site without using the principal.

FUTURE COSTS PER TON

The estimated cost per ton in 1993 of \$22.00 will increase each year with the cost-of-living. At 5% a year it will be \$35.84 by 2002, but the 10-year note will be repaid that year and the cost could be reduced by \$7.12, to \$28.72.

PRIVATE OPERATION

Maintaining ownership, but contracting the operation, keeps Sullivan County in charge of the landfill. Therefore, it may be advantageous to lease the site to a private operator or one of the other solid waste disposal companies. It would then be their responsibility (and expense) to design and permit the facility. However, the 30 year post-closure maintenance would still be our responsibility, and \$1.50 per ton should be charged and put in escrow.

This decision will probably be made by the County Commission, based on the cost of disposal.

REGIONAL USAGE

Many private operators feel that 800-1000 tons per day is the optimum quantity needed to keep the men and equipment operating continuously. This spreads their wages and some of the overhead expenses to a larger volume of waste. However, the fuel costs, repairs to equipment, depreciation and some of the environmental expenses will increase proportionally to the tonnage.

The long-term cost-per-ton is only reduced by those savings in wages and some of the overhead. This must be weighed against the shortened life of the landfill and the future cost of starting a new one.

RECOMMENDATION

Sullivan County should purchase the Barger Hollow property if the State approves the preliminary application. Decide if it is to be publicly or privately operated, so that engineering can be started without delay. This will require obtaining proposals, with a definite cost-per-ton and length of contract, from the private operators.

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET AGAIN IN REGULAR
SESSION, MAY 20, 1991.

Wm. H. "John" McKamey
WILLIAM H. "JOHN" MCKAMEY, COUNTY EXECUTIVE