

COUNTY COMMISSION- REGULAR SESSION

APRIL 23, 2001

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, APRIL 23, 2001, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE GIL HODGES, COUNTY EXECUTIVE, JEANIE F. GAMMON, COUNTY CLERK AND WAYNE ANDERSON, SHERIFF OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Executive, Gil Hodges. Sheriff Wayne Anderson opened the commission and Pastor Joe Byrd gave the invocation. Pledge to the flag was led by County Executive, Gil Hodges.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

	JAMES R. BLALOCK
BRYAN K. BOYD	JUNE CARTER
FRED CHILDRESS	O. W. FERGUSON
MIKE GONCE	RALPH P. HARR
DENNIS HOUSER	MARVIN HYATT
SAMUEL JONES	ELLIOTT KILGORE
JAMES "BUDDY KING	JAMES L. KING, JR.
GARY MAYES	WAYNE MCCONNELL
JOHN H. MCKAMEY	PAUL MILHORN
RANDY MORRELL	HOWARD PATRICK
ARCHIE PIERCE	MICHAEL B. SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

23 PRESENT 1 ABSENT (ABSENT-CAROL BELCHER)

The following pages indicates the action taken by the Commission on re-zoning requests, approval of notary applications and personal surety bonds, motions, resolutions and other matters subject to the approval of the Board of Commissioners.

Motion was made by Comm. Hyatt and seconded by Comm. Morrell approve the minutes of the March 26, 2001 session of County Commission. Said motion was approved by voice vote.



PUBLIC COMMENTS APRIL 23, 2001

THOSE SPEAKING DURING PUBLIC COMMENTS WERE:

#1 Mr. Bill Kelly, chairman of the Strategic Committee.

#2 Present and speaking concerning the proposed extensions of State Route 357 were the following:

Speaking in favor of the Hwy were:

1. Alan Cross

Speaking in opposition of the Hwy were:

1. Tom Jarrell
2. Sid Lester
3. Betty Alvis
4. John Mullin
5. Larry Wilson
6. Richard Pike
7. Clara Holt
8. Wayne Case
9. Tom Gatti
10. Joe Molar
11. Judy Murray
12. Barry Hornix
13. Dale Barnes

-----  
Comm. Patrick presented a Proclamation to Rev. Joe Byrd for his accomplishments and service to the County.

Comm. Mayes presented an award and Proclamation to Susan Cox recognizing her work as RN at the Health Dept.

-----  
Comm. Harr nominated Nelda Hulse to be reappointed by the Commission to serve as Purchasing Agent. Nomination was seconded by Comm. B. King, Patrick, Kilgore. Nominations ceased. Hulse was appointed with a roll call vote 23 Aye, 1 Absent.

-----  
Quarterly Reports filed with the County Clerk for the Jan. - April 2001 period were the Highway Dept., Purchasing Dept, and the Library.

STATE OF TENNESSEE  
COUNTY OF SULLIVAN  
ELECTION OF NOTARIES  
MARCH 26, 2001

	Niles E. Kitzmiller	Mary Rose Watson
	Carolyn D. Horton	Helen M. Wilmoth
	Walne E. Weatherly	Sue Wilson
	Jack M. Vaughn	Rochelle D. White
	Marie ViVeiros	Alvin A Whitman
	Delmer H. Wallen	Margaret B. Whitman
	Ginger Walters	Brenda S. Bower
Sandra B. Adams	Martha S. Godsey	Sandra B. Moody
Teresa B. Arnold	James P. Grayson	Audra M. Moore
Robert L Arrington	Randall D. Grubb	Gary D. Munt
Patti A. Baker	Jewel N. Hamblen	Suzanne M. Neale
Jeff K. Baldwin	Robert K. Harris	Linda K. Newberry
Mary W. Billings	Beulah F. Herron	Michelle Nunley
Lawrence E. Bledsoe	Lynda Weaver Hilton	Burton E. Osborne
Bruce Blessing	Annette Hines	Judith K. Overbay
Sandra M. Bowen	G. Dwain Hittinger	Arlene Page
Lon V. Boyd	Pamela E. Hobbs	D. Scott Peak
C. G. Bridwell	Keith A. Hopson	Clara Jean Perry
Joyce Brummitt	Sam L. Horton, II	Peggy L. Phipps
Dagmar Lynn Burke	R. Kathy Humphrey	Loyce C. Raber
Robert C. Callahan	Wayne Humphrey	Jewell Marie Rader
Nell E. Campbell	Tammy E. Johnson	James W. Riden
Mark S. Cofer	Paul J. Jones	John M. Robinette
Debra Coffman	Alice R. Kerns	Brennan C. Rockett
Kimberly Susan Conerly	Susan L. Kerns	Clara Shepherd
Gary C. Conley	Gary R. Killebrew	Don E. Shepherd
Jackie E. Cross	Albert Lay	Regina L. Slaughter
James F. Deckard, Jr.	Michelle Light	Virginia Smelser
Pamela Denton	Carla Lilly	Virginia Smith
Sarah Lindsey Dillow	Dolly Linkous	Kathy L. Snapp
Dorothy R. Dykes	K. Jeff Luethke	Stephen C. Stanfield
Carl W. Eilers	Lori Mann	Lowell Swanson
Jenny Everhart	Rita Wright McClanahan	Bill J. Taylor
Charles R. Fields	Christy N. McMillian	Margaret Ann Tolbert
Lori A. Fogleman	Margaret W. Milhorn	Kimberly D. Torbett
David G. Ford	Carolyn B. Miller	Sherry L. Trent
Wilma R. Ford	Paul S. Minton	Faye Tunnell
Denise R. Freeman	William D. Moneyhun	Jacobus C. van der Merwe
John K. Gillenwater	E. Lucille Moody	Tony D. Urbani
K. Todd Good	John T. Pierce	

UPON MOTION MADE BY COMM. HYATT AND  
SECONDED BY COMM. MCCONNELL TO APPROVE THE  
NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY POLL

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

APPROVAL OF NOTARY  
PUBLIC SURETY BONDS

APRIL 23, 2001

Beverly G. Baker

Reba C. Kilgore

H. Lynn Shoemaker

Thomas J. Scott

Patty A. Snapp

UPON MOTION MADE BY COMM. HYATT AND SECONDED BY COMM. MCCONNELL TO APPROVE THE  
NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL  
CALL VOTE OF THE COMMISSION. 23 AYE, 1 ABSENT.



# Agenda

Sullivan County Board of County Commission

April 23, 2001

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, April 23, 2001 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 2/01/1 Denny Salyer  
Reclassify R-1 property in the 5200 block on the northeast side of Memorial Blvd. to B-3 to allow for a future auto repair shop. Property identification No. Tax map 48, Parcel 69.02 located in the 7<sup>th</sup> Civil District. **Kingsport Planning Comm.**
- (2) File No. 2/01/2 W. F. Slough  
Reclassify R-1 property at 1404 Shipley Ferry Road to P.B.D. (Planned Business District) to allow for future hotel / motel development. Property identification No. Tax map 92-M, Group A, Parcel 22.00 located in the 14<sup>th</sup> Civil District. **Kingsport Planning Comm.**
- (3) File No. 2/01/3 C. J. Graham  
Reclassify R-1 property at 1408 Shipley Ferry Road to P.B.D. (Planned Business District) to allow for future hotel / motel development. Property identification No. Tax map 92-M, Group A, Parcel 23.00 located in the 14<sup>th</sup> Civil District. **Kingsport Planning Comm.**
- (4) File No. 2/01/4 John Tuell  
Reclassify R-1 property at 120 Carlton Lane to P.B.D. (Planned Business District) to allow an office building. Property identification No. Tax map 124-K, Group D, Parcel 28.00 located in the 9<sup>th</sup> Civil District.
- (5) File No. 8/00/4 Hiram Gardner  
Reclassify R-1 property in the 5000 block of Hwy 11-W to P.M.D-1 for future manufacturing. Property identification No. Tax map 33-A, Group A Parcels 30.00 through 40.00 in the 6<sup>th</sup> Civil District. **Deferred From 02-19-01C.C.**

PETITION TO SULLIVAN COUNTY FOR REZONING # 2/01/1

A request for rezoning is made by the person named below; said request to go before the ~~Regional~~ Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner Danny Salzer  
Address 779 Rocky Branch Rd  
Box 37617  
Phone 323-7272 Date of Request 1/31/01  
Property Located in 7th Civil District  
Danny Salzer  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 3-15-01 Time 7:00 PM  
Place City Hall  
2nd Floor  
.....  
Planning Commission Approved   
Denied \_\_\_\_\_  
County Commission Approved   
Denied \_\_\_\_\_  
Other Roll Call 22 AYE, 1 NAY, 1 ABSE  
Final Action Date 04/23/01

PROPERTY IDENTIFICATION

Tax Map 48 Group \_\_\_\_\_ Parcel 69.02  
Zoning Map 7 Zoning District R-1 Proposed District B-3  
Property Location Memorial Blvd. (5200 Block)

Purpose of Rezoning For future auto repair shop

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

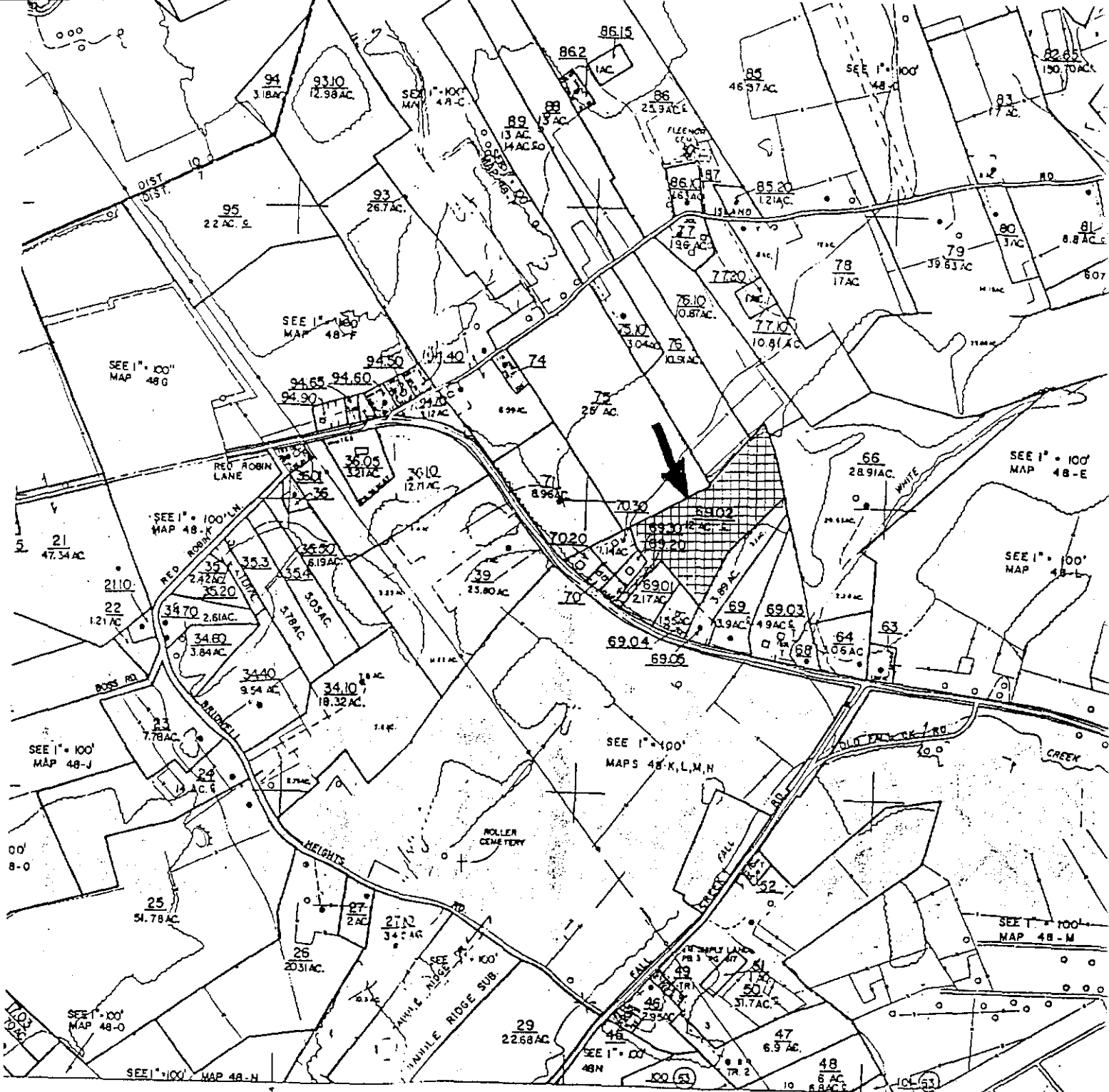
Sworn to and subscribed before me this 31st day of Jan, 2001.

Rebbie K. Hesser  
Notary Public

My Commission Expires: 12-20-03



- (6) File No. 8/00/5 Hiram Gardner  
Reclassify R-1 property on the corner of Evergreen Drive and Hwy 11-W to  
P.M.D.-1 for future manufacturing. Property identification No. Tax Map 33-G,  
Group A, Parcels 20.00, 21.00 and 22.00 in the 6<sup>th</sup> Civil District. **Deferred from  
02-19-01 C.C.**



TROLLING MAP BY

--- GREEN  
 --- STATE LINE  
 --- CO. LINE  
 --- CORPS LIMITS  
 --- TRANSMISSION LINE  
 --- ROAD  
 --- RAILROAD  
 --- HOSE LINE

31	4	33
47	4	49
42	2	64

1998

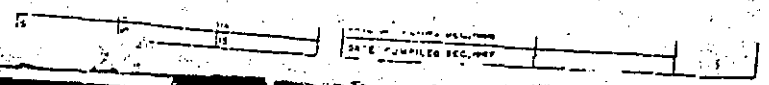
REVISIONS	
1	1
2	2
3	3
4	4
5	5

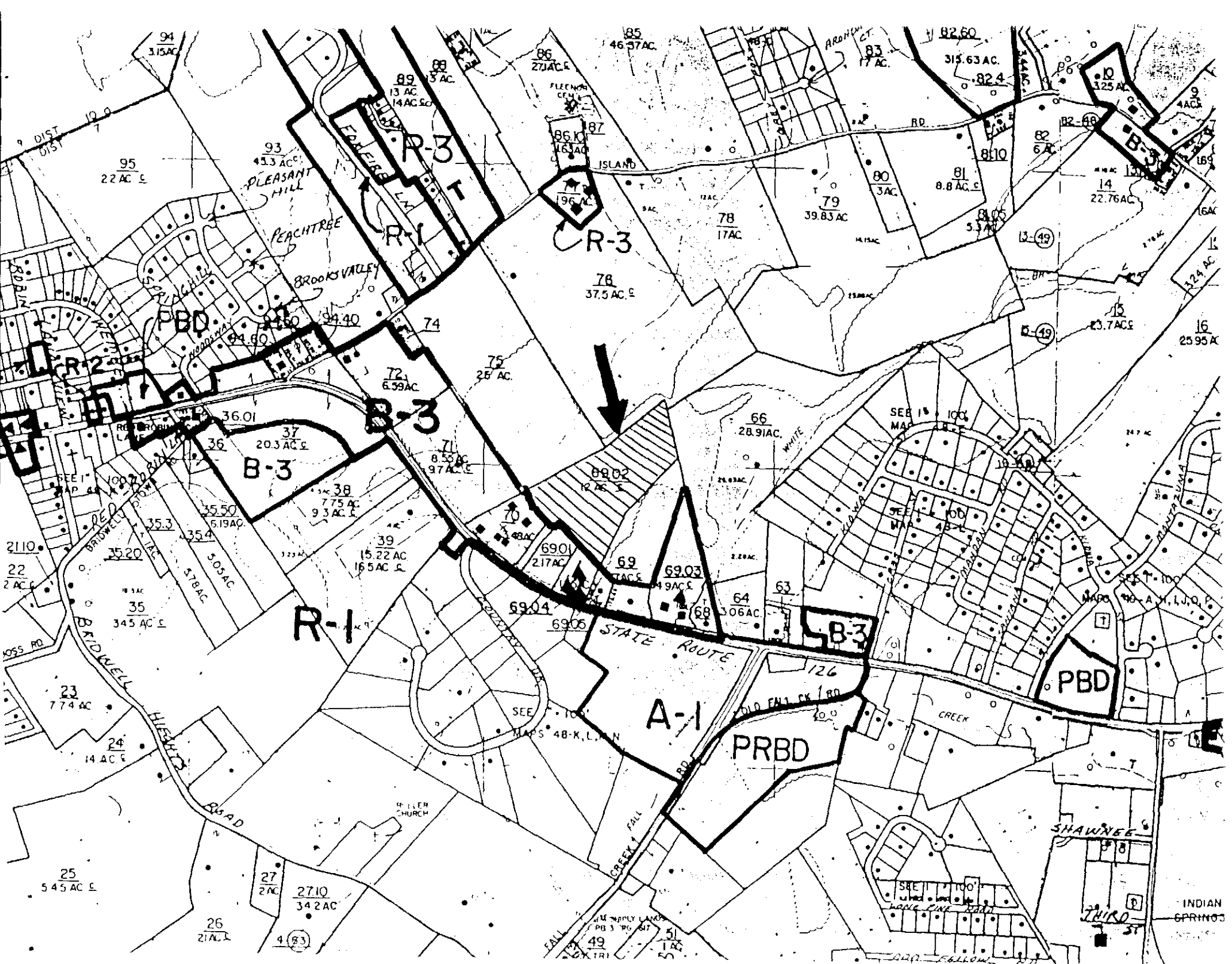
SULLIVAN CO., TENN. MAP # 48

SCALE: 1" = 400'

DATE OF PLATING: MAY, 1988

DATE COMPILED: APR, 1987





PETITION TO SULLIVAN COUNTY FOR REZONING

# 2/01/2

A request for rezoning is made by the person named below; said request to go before the ~~Regional~~ Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner W.F. Slough

Address 1404 E Shipley Ferry Rd

Kpt In 37663

Phone <sup>864-</sup> 268-7966 Date of Request 2-14-01

Property Located in 14th Civil District

W.F. Slough  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 3-15-2001 Time 7:00 P.M.

Place 2nd Floor City Hall

Planning Commission Approved \_\_\_\_\_  
Denied

County Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_

Other DEFERRED 04/23/01

Final Action Date \_\_\_\_\_

PROPERTY IDENTIFICATION

Tax Map 92M Group A Parcel 220

Zoning Map 15 Zoning District R-1 Proposed District PBD

Property Location Shipley Ferry Rd

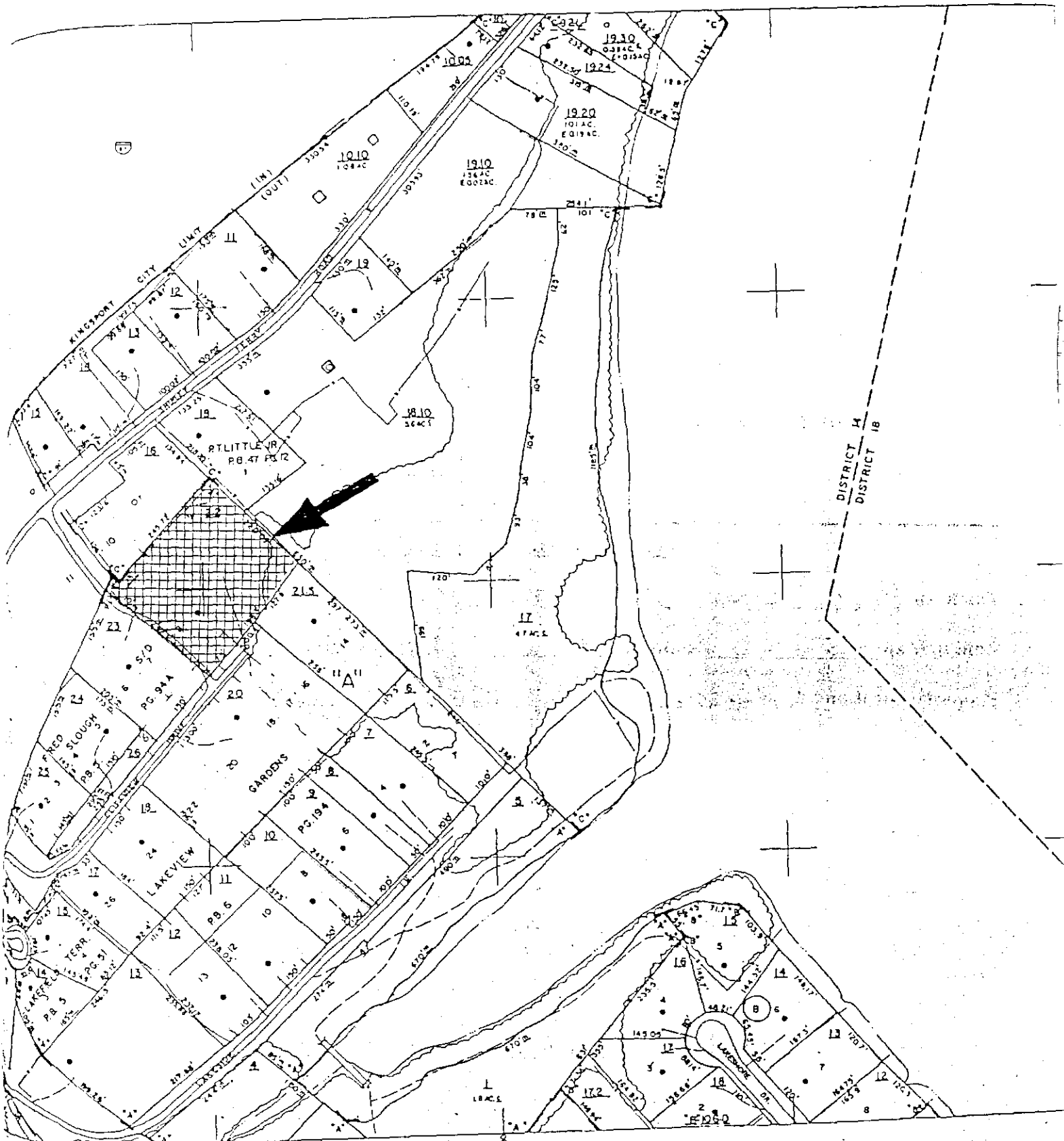
Purpose of Rezoning Future development of hotel/motel

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 12 day of February, 2001.

W.F. Slough  
[Signature]  
Notary Public

My Commission Expires: July 03, 2003



UNITED AERIAL MAPPING  
 1000 15th St. N.W.  
 WASHINGTON, D.C. 20004

- |   |   |  |
|---|---|--|
| <ul style="list-style-type: none"> <li>1. PARCEL NUMBER</li> <li>2. PARCEL HOOD</li> <li>3. INTERIOR TRACT LINE</li> <li>4. DISTRICT LINE</li> <li>5. SWAG. LOT NO.</li> <li>6. PARCEL OUTLINE</li> <li>7. PARCEL TOTAL AREA</li> <li>8. SECTION CORNERS</li> </ul> | <ul style="list-style-type: none"> <li>9. PARCEL &amp; CONTROLLING MAP NO.</li> <li>10. IMPROVEMENT</li> <li>11. FENCE</li> <li>12. CHURCH</li> <li>13. SCHOOL</li> <li>14. WOODS AREA</li> <li>15. ROAD</li> </ul> | <ul style="list-style-type: none"> <li>16. GREEN</li> <li>17. STATE LINE</li> <li>18. CO. LINE</li> <li>19. COOP. LIMITS</li> <li>20. TRANSFER LINE</li> <li>21. ROAD</li> <li>22. BRIDGE</li> <li>23. HOICE LINE</li> </ul> |
|---|---|--|

PETITION TO SULLIVAN COUNTY FOR REZONING # 2/01/3

A request for rezoning is made by the person named below; said request to go before the ~~Kingsport~~ Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner C.J. Graham  
Address 1408 Shipley Ferry RD.  
Kingsport, TN 37663  
Phone 239-5022 Date of Request 2-14-01  
Property Located in 14<sup>th</sup> Civil District

X C.J. Graham  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 3-15-01 Time 7:00 P.M.  
Place 2<sup>nd</sup> Floor City Hall

Planning Commission Approved \_\_\_\_\_  
Denied

County Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_

Other DEFERRED 04/23/01

Final Action Date \_\_\_\_\_

PROPERTY IDENTIFICATION

Tax Map 92-M Group A Parcel 23.00

Zoning Map \_\_\_\_\_ Zoning District R-1 Proposed District P-BD

Property Location Shipley Ferry RD.

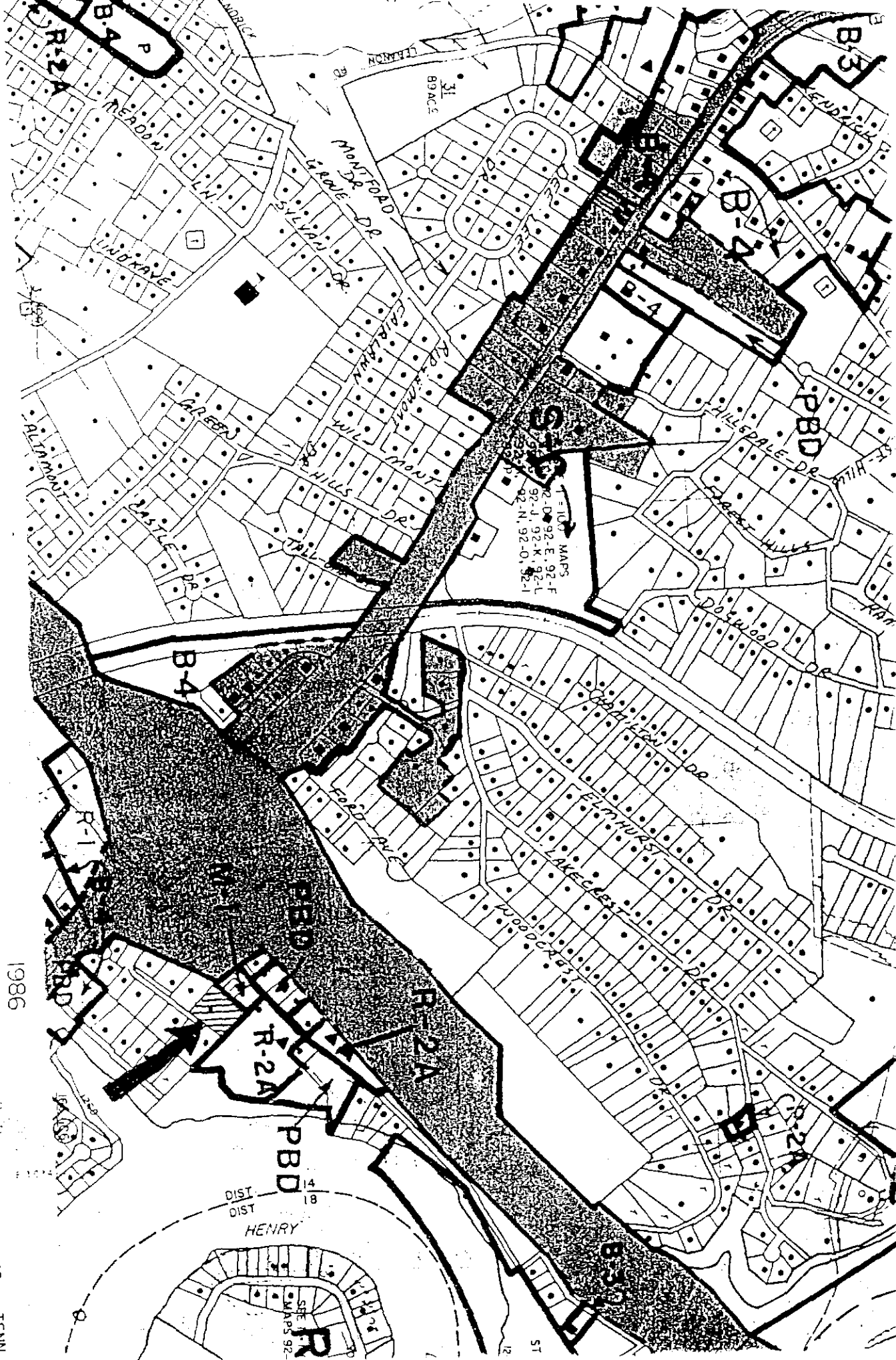
Purpose of Rezoning Future Development - Hotel/motel

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 14<sup>th</sup> day of Feb, 2001.

X Jack Morrison  
Notary Public

My Commission Expires: 12-20-2003



-1111- MAPS  
 92-0, 92-E, 92-F  
 92-J, 92-K, 92-L  
 92-N, 92-O, 92-1

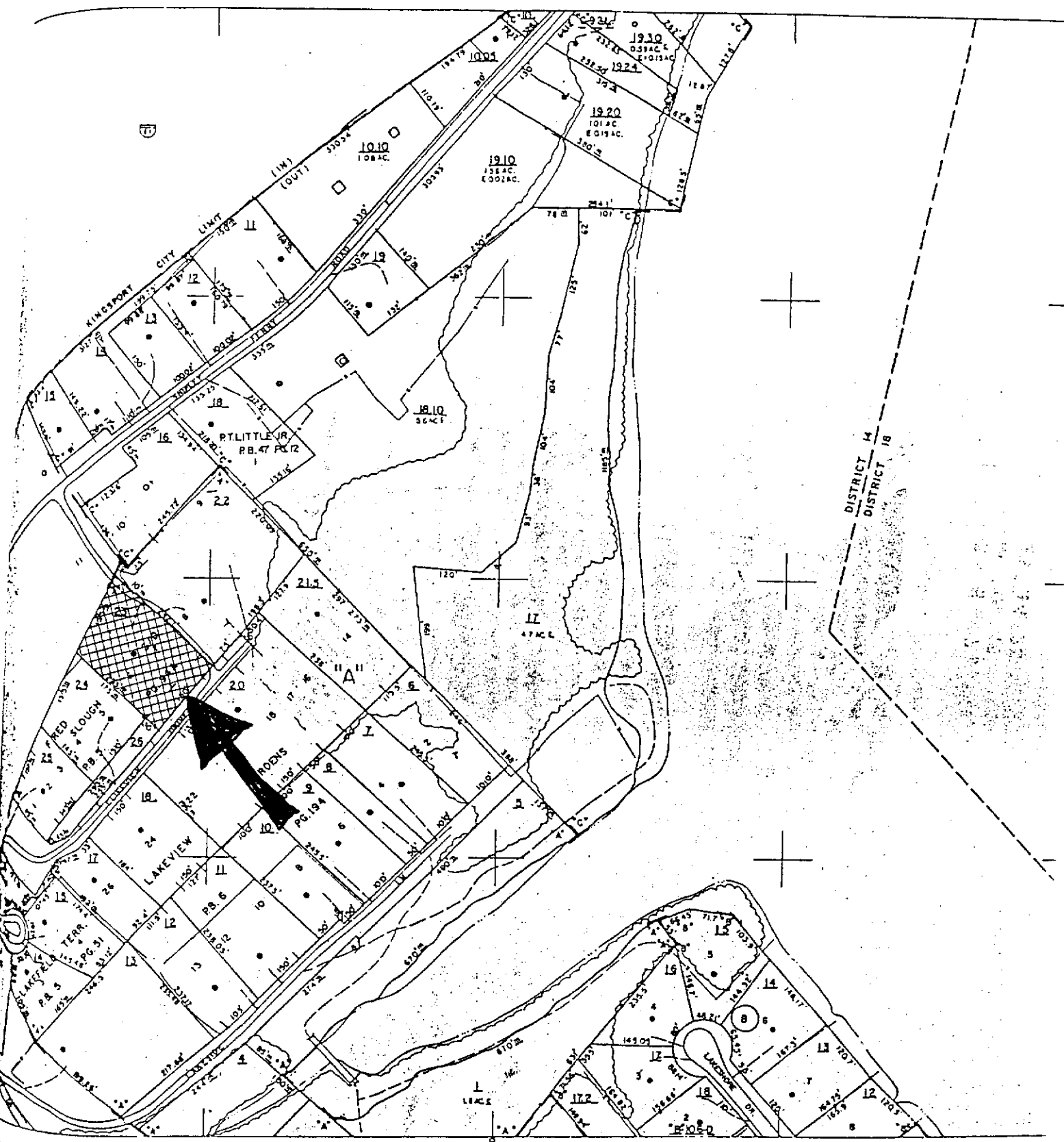
- 5
- 6
- 7
- 14
- 15
- 16
- 23
- 24
- 25

1986

SULLIVAN CO. TENN.

DIST 14  
DIST 18  
HENRY

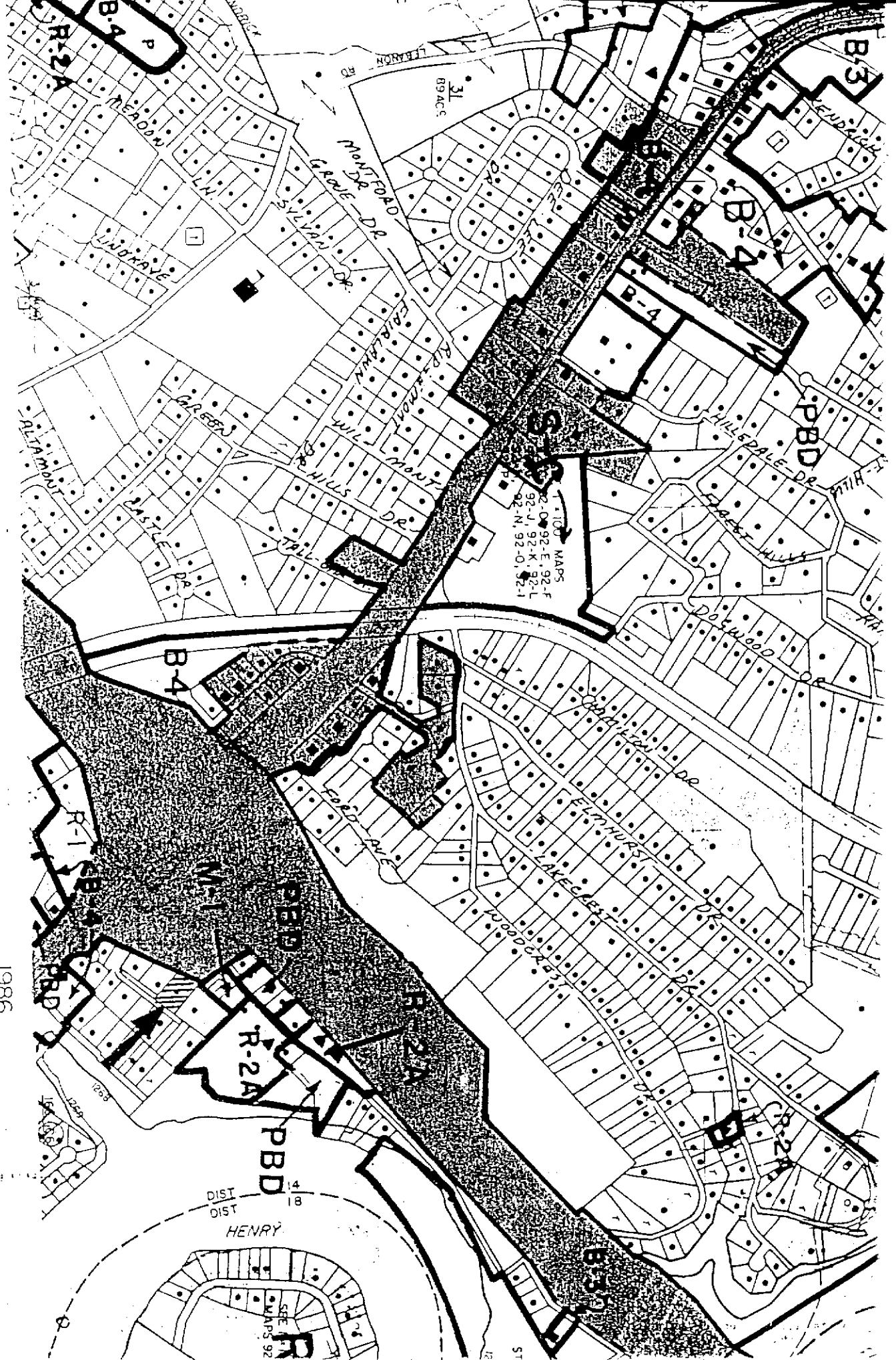
ST 12



UNITED AERIAL MAPPING  
SAN ANTONIO, TEXAS

- |   |   |   |
|---|---|---|
| <ul style="list-style-type: none"> <li>1. PARCEL NUMBER</li> <li>2. PARCEL NAME</li> <li>3. INTERIOR TRAIL LINE</li> <li>4. DISTANCE LINE</li> <li>5. BORN LOT NO.</li> <li>6. PARCEL OUTLINE AND METERS, ACRES</li> <li>7. SECTION CORNER</li> </ul> | <ul style="list-style-type: none"> <li>8. PARCEL &amp; CONTROLLING MAP NO.</li> <li>9. IMPROVEMENT</li> <li>10. FENCE</li> <li>11. CEMENT</li> <li>12. CHURCH</li> <li>13. SCHOOL</li> <li>14. WOODED AREA</li> <li>15. POND</li> </ul> | <ul style="list-style-type: none"> <li>16. CREEK</li> <li>17. STATE LINE</li> <li>18. CO. LINE</li> <li>19. CORNER LIMITS</li> <li>20. TRANSVERSE LINE</li> <li>21. ROAD</li> <li>22. RAILROAD</li> <li>23. POWER LINE</li> </ul> |
|---|---|---|





- 5
- 6
- 7
- 14
- 15
- 16
- 23
- 24
- 25

1986

SULLIVAN CO., TENN

DIST 14  
DIST 18  
HENRY  
SEE MAPS 92

MAPS  
92-O, 92-E, 92-F  
92-J, 92-K, 92-L  
92-N, 92-O, 92-I

PETITION TO SULLIVAN COUNTY FOR REZONING # 2/01/4

A request for rezoning is made by the person named below; said request to go before the Sullivan Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner JOHN TUELL  
Address B.O. Box 3731  
JOHNSON CITY, TN 37602  
Phone 282-8133 Date of Request 02/15/01  
Property Located in 9th Civil District

\* John Tuell  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 3/20/01 Time 7PM  
Place Courthouse 2nd  
Blountville  
.....  
Planning Commission Approved \_\_\_\_\_  
Denied   
County Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
Other DEFERRED 04/23/01  
Final Action Date \_\_\_\_\_

PROPERTY IDENTIFICATION

Tax Map 124F 124K Group 0 Parcel 28.00  
Zoning Map 26 Control Zoning District R1 Proposed District PBD  
Property Location (120) Canton Lane in  
Piney Flats  
Purpose of Rezoning for office bld.

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

\* John Tuell

Sworn to and subscribed before me this 15th day of Feb, 2001.

Debbie K. Aense  
Notary Public

My Commission Expires: 2-20-03

**Sullivan County  
Regional Planning Commission  
Staff Comments – March 20, 2001**

---

File No.  
 Property Owner: John Tuell  
 Tax ID: Tax Map 124 K, Group D, Parcel 28.00  
 Reclassify: R-1 to PBD  
 Civil District: 9th  
 Location: 120 Carlton Lane, Piney Flats  
 Purpose: for office building  
 Surrounding Zoning: R-1, PRD, R-2  
 PC 1101 Zone: Bluff City Urban Growth Area (BC UGA)

---

**Neighborhood Opposition/Support:**

Staff did not receive any opposition to this case prior to this meeting

**Staff Field Notes/Recommendation:**

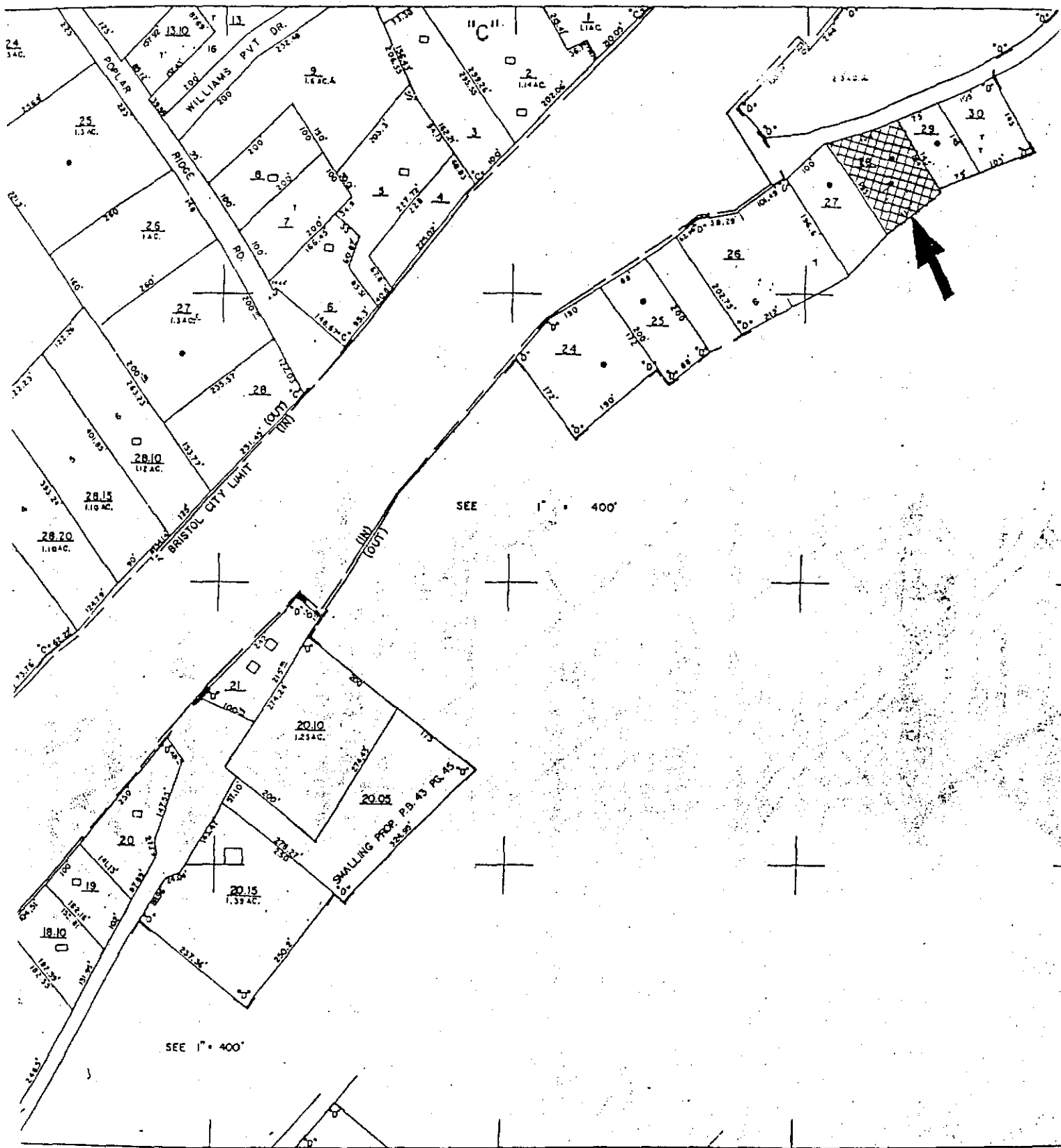
The property consists of a little less than 25,000 square feet and is surrounded by single-family homes and singlewide mobile homes. The site has already been cleared and graded. The topography is relatively flat in the front portion of the property, has a rock outcropping in the rear and has some remaining vegetation along the back property line. Carlton Lane is a narrow residential street with small to medium sized lots. While this parcel currently has visibility to Hwy 11 E in Piney Flats, it may lose this visibility should the 2.6-acre tract, parcel 107, be developed. Staff consulted with the property owner during the application process and discussed the possibilities of this parcel. Due to the surrounding land uses, and the proposed use for the property, the only zoning classification, which would allow an office building and offer buffering to the neighbors, is PBD. However, this property is not on an arterial or even a major collector road and therefore not compatible with the purpose of the Planned Business District as stated in the Zoning Resolution. The PBD has setback requirements of 25 feet off of all property lines, which would allow the developable space to be closer to the road, than a B-4 district. Staff cannot recommend favorably to any commercial rezoning classification on Carlton Lane due to the fact that it is not a major road and the fact that it is an established residential area.

**Comments at Planning Commission Meeting:**

The applicant stated that he might not be able to attend the April 16<sup>th</sup> meeting (the meeting has been changed to April 23<sup>rd</sup>).

<b>Sullivan County Regional Planning Commission Action:</b>		
Approval:		
Denial	Brown, Hickam (3-1)	Reason for denial:
Defer:		Reason for deferral:

<b>Sullivan County Board of County Commission Action:</b>		
Approval:		
Denial:		Reason for denial:
Defer:	04/23/01	Reason for deferral:



SEE 1" = 400'

SEE 1" = 400'

- EPCOR
- STATE LINE
- CO LINE
- CORP LIMITS
- TRANSMISSION LINE
- ROAD
- RAILROAD
- RIOC LINE

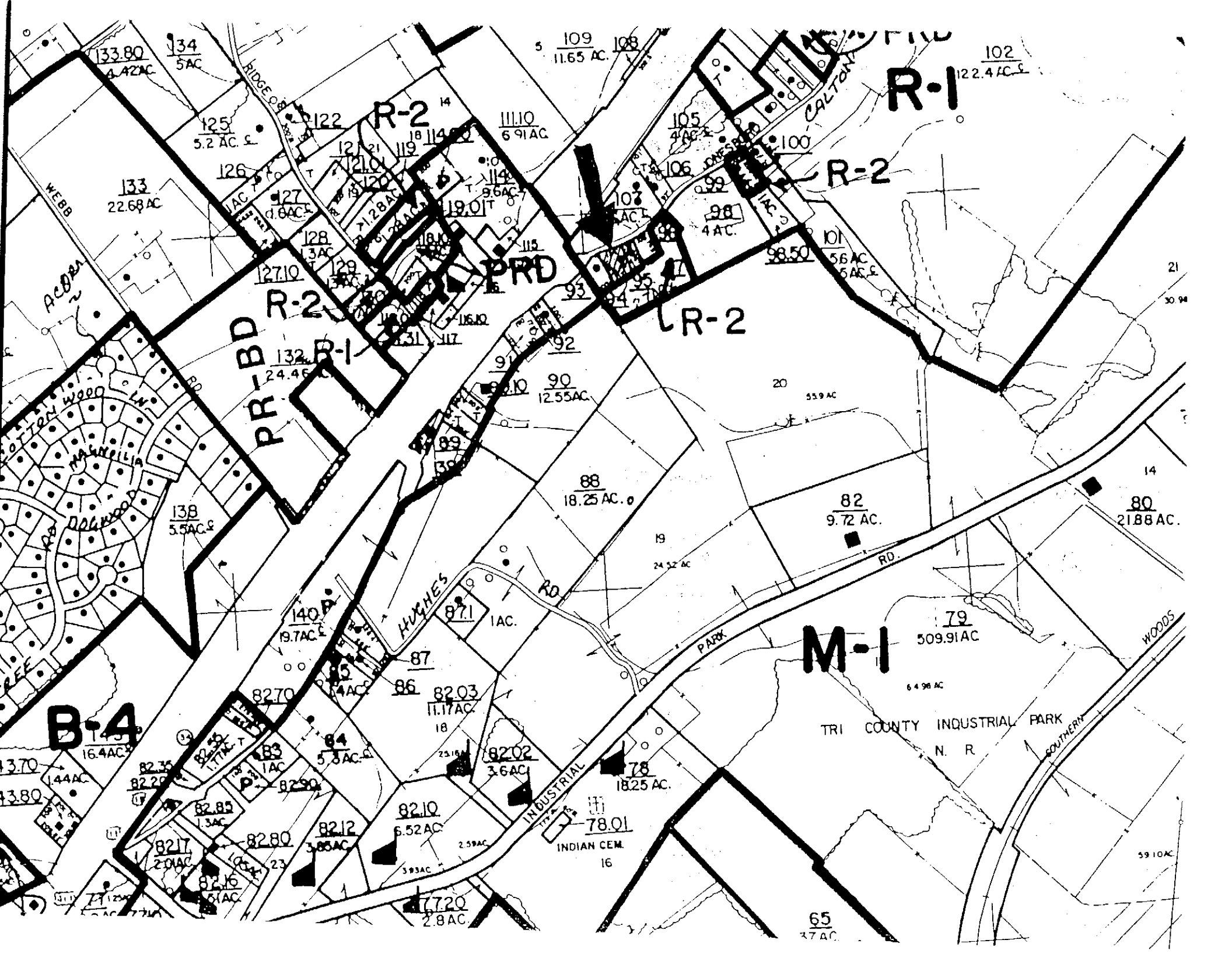
	124-C	124-D
124-G		
124-J	124-K	

1998

- REVISIONS -	
1	11
2	12
3	13
4	14
5	15

SULLMAN CO., TENN		MAP NO
SCALE: 1" = 100'	DISTRICT: 9	124-F
DATE OF PLATTING: NOV 1987		
DATE COMPILED:		

00013812 2 00013812 2



PETITION TO SULLIVAN COUNTY FOR REZONING

A request for rezoning is made by the person named below; said request to go before the Sullivan Co. Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

United Truck Co.

Property Owner Niran Gardner  
Address Rt 3 Box 220  
Bristol VA 24202  
Phone 323-2724 Date of Request 8-2-2000  
Property Located in 6th Civil District  
Niran Gardner  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 9-19-2000 Time 7:00  
Place 2<sup>nd</sup> Floor Courthouse  
.....  
Planning Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
County Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
Other TABLED until October Roll Ca  
VOTE 15 AYE, 6 NAY, 3 ABSENT 04/23/  
Final Action Date \_\_\_\_\_

PROPERTY IDENTIFICATION

11 lots

Tax Map 33-A Group A Parcel 30.00/31/32/33/34/35/36/37/  
Zoning Map 7 Zoning District R-1 Proposed District P.M.D-1  
Property Location Highway 11-21

Purpose of Rezoning Future Manufacturing

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

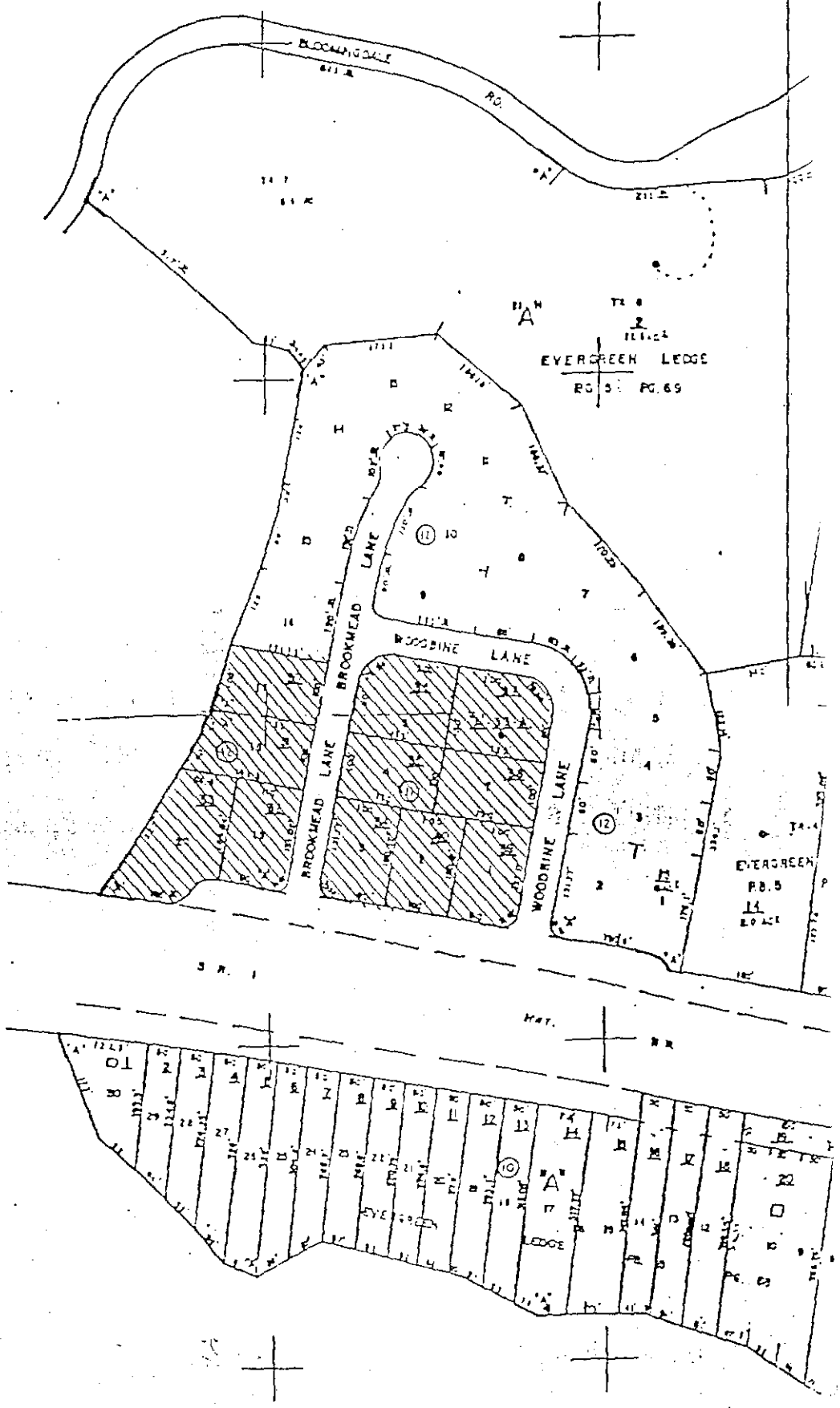
Niran Gardner

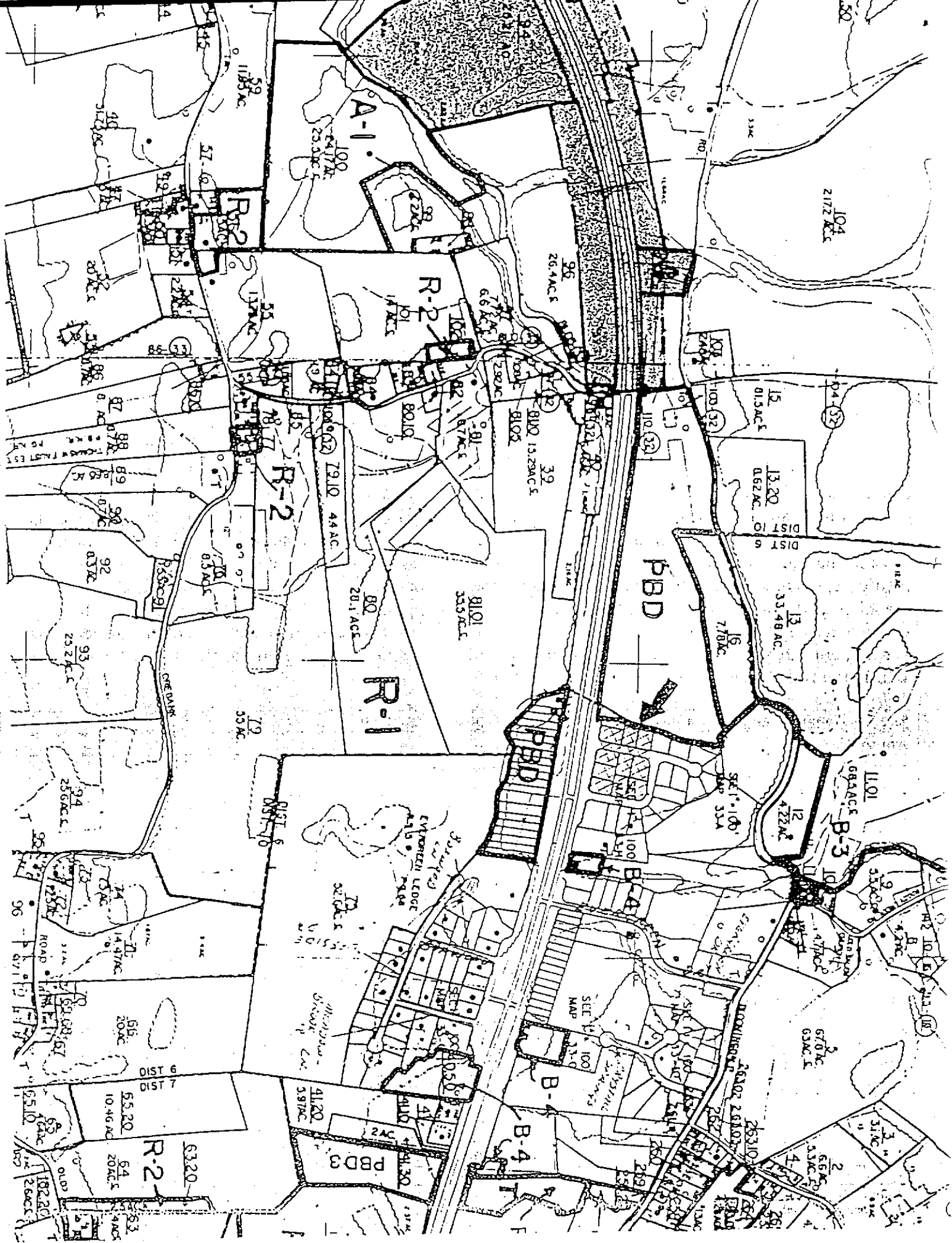
Sworn to and subscribed before me this 2 day of August, 2000.

Tim H. Earles  
Notary Public

My Commission Expires: 12-20-2003

BEC 1" = 400'







Sullivan County  
Board of County Commission  
Staff Comments – January 22, 2001

File No. 8/00/4  
 Property Owner: Hiram Gardner  
 Tax ID: Map 33-A, Group A, Parcels 30.00 through 40.00  
 Reclassify: R-1 to PMD-1  
 Civil District: 6th  
 Location: Along Hwy 11W and both sides of Brookmead Lane (part of Evergreen Ledge Subdivision which was platted but not developed)  
 Purpose: For future manufacturing  
 Surrounding Zoning: The property is surrounded by PBD and R-1  
 PC 1101 Zone: Rural Area

**Neighborhood Opposition/Support:**

Staff did not receive any opposition to this case prior to this meeting.

**Staff Comments and Recommendation:**

During the field inspection staff surveyed the existing land uses of the area. This property has been approved and platted as a residential subdivision however has not been developed as such. This property is located along the Evergreen Ledge Subdivision. The development pattern along this corridor has been a mixture of commercial and residential. This area is within the Rural Area as planned per the PC 1101 Growth Plan and currently there are no plans to extend sewer this far out along Highway 11-W. This area needs a restudy of the existing land uses, development trends and rezoning evaluation during the countywide zoning study. Staff recommends that the major thoroughfares of the county road system be rezoned to some type of planned districts based on infrastructure available, land development patterns and growth plan boundaries. This rezoning application serves several platted parcels totaling approximately 3 acres. Staff recommends further discussion as to the long-range goals of the county regarding the future development plan of this corridor. Staff recommends denial of this rezoning application due to the spot zoning nature of this request and that it is within the Rural Area Zone of the PC 1101 Plan.

<b>Sullivan County Regional Planning Commission Action: September 19, 2000</b>	
Approval:	
Denial:	Reason for denial:
Defer: H. Barnes, S. Barnes, unanimous	Reason for deferral: applicant not present
<b>Sullivan County Regional Planning Commission Action: October 17, 2000</b>	
Approval:	
Denial: Brown, H. Barnes (3,1) motion carried	Reason for denial: no proposed industry or plan, staff
Defer:	Reason for deferral:
<b>Sullivan County Board of County Commission Action: November 20, 2000</b>	
Approval:	
Denial:	Reason for denial:
Defer: deferred	Reason for deferral: Rural Area of Growth Plan
<b>Sullivan County Regional Planning Commission Action: December 19, 2000</b>	
Approval: Mullins, Belcher (2 yes, 4 no, 1 pass) motion failed	
Denial:	Reason for denial:
Defer: Hickam (no second, motion failed)	Reason for deferral:
<b>Sullivan County Board of County Commission Action: January 22, 2001</b>	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:

PETITION TO SULLIVAN COUNTY FOR REZONING

A request for rezoning is made by the person named below; said request to go before the Sullivan Co. Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Richard Hunt to LLC

Property Owner Wiana Gardner  
Address Rt 3 Box 220  
Bristol Va. 24202  
Phone 323-2724 Date of Request 8-2-2000  
Property Located in 6th Civil District  
x Wiana Gardner  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 8-19-2000 Time 7:00 pm  
Place 2nd Floor Courtroom  
.....  
Planning Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
County Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
Other TABLED until October ROLL CALL  
VOTE 15 AYE, 6 NAY, 3 ABSENT 04/23/0  
Final Action Date \_\_\_\_\_

PROPERTY IDENTIFICATION

Tax Map 33-M Group A Parcel 20,00 + 21,00 + 22,00  
Zoning Map 7 Zoning District R-1 Proposed District P.M.D-1  
Property Location Highway 11-2  
Purpose of Rezoning Future Manufacturing

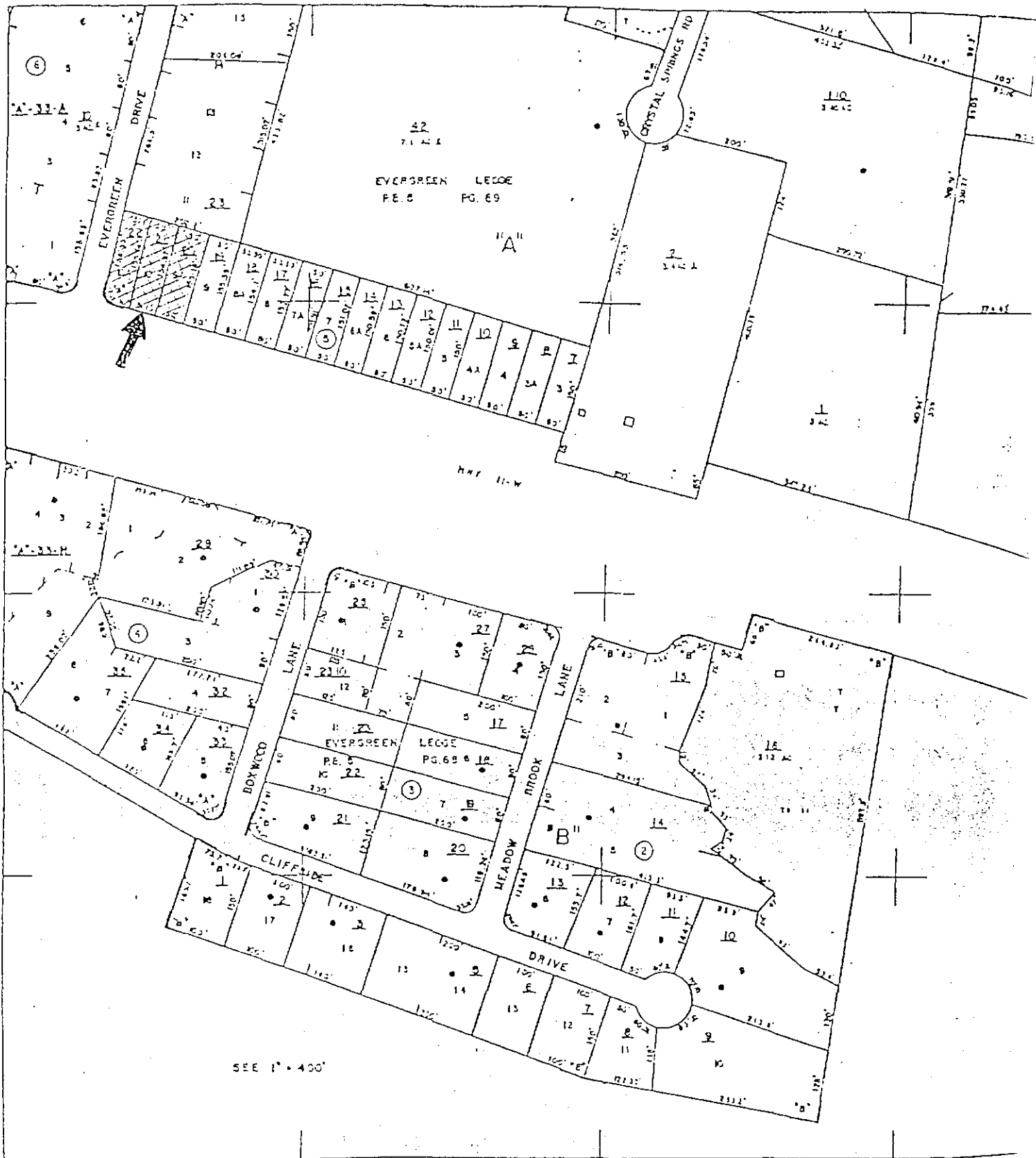
The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Wiana Gardner

Sworn to and subscribed before me this 2 day of August, 2000.

W. H. Earles  
Notary Public

My Commission Expires: 12-20-2003



COLE-LAYNE-TRUMBULL CO  
MAPPING DIVISION  
3811 BILCO AVE., CANTON, MS

- 1 PLATTED AREA
- 2 PLATTED AREA
- 3 PLATTED AREA
- 4 PLATTED AREA
- 5 PLATTED AREA
- 6 PLATTED AREA
- 7 PLATTED AREA
- 8 PLATTED AREA
- 9 PLATTED AREA
- 10 PLATTED AREA
- 11 PLATTED AREA
- 12 PLATTED AREA
- 13 PLATTED AREA
- 14 PLATTED AREA
- 15 PLATTED AREA
- 16 PLATTED AREA
- 17 PLATTED AREA
- 18 PLATTED AREA
- 19 PLATTED AREA
- 20 PLATTED AREA
- 21 PLATTED AREA
- 22 PLATTED AREA
- 23 PLATTED AREA
- 24 PLATTED AREA
- 25 PLATTED AREA
- 26 PLATTED AREA
- 27 PLATTED AREA
- 28 PLATTED AREA
- 29 PLATTED AREA
- 30 PLATTED AREA
- 31 PLATTED AREA
- 32 PLATTED AREA
- 33 PLATTED AREA

SCALE: 1" = 400'  
 DATE: 11/10/00  
 DRAWN BY: J. L. TRUMBULL  
 CHECKED BY: J. L. TRUMBULL  
 APPROVED BY: J. L. TRUMBULL  
 TITLE: EVERGREEN LODGE



**Sullivan County  
Board of County Commission  
Staff Comments – January 22, 2001**

File No. 8/00/5  
 Property Owner: Hiram Gardner (on behalf of James Rutherford, buyer of land)  
 Tax ID: Map 33-G, Group A, Parcels 20.00, 21.00 and 22.00  
 Reclassify: R-1 to PMD-1  
 Civil District: 10<sup>th</sup>  
 Location: Corner of Evergreen Drive and Hwy 11-W  
 Purpose: For future manufacturing  
 Surrounding Zoning: The property is surrounded by R-1 with B-4 in the near vicinity.  
 PC 1101 Zone: Rural Area

**Neighborhood Opposition/Support:**

Staff did not receive any opposition regarding this case prior to the meeting.

**Staff Comments and Recommendation:**

This property consists of three platted but undeveloped parcels, which individually do not meet the current lot standards in width and size according to the regulations. Collectively they only total approximately ½ acre. They are part of the Evergreen Ledge community along SR 11-W. This area is within the Rural Area as planned per the PC 1101 Growth Plan and currently there are no plans to extend sewer this far out along Highway 11-W. This area needs a restudy of the existing land use, development trends and rezoning evaluation during the countywide zoning study. Staff recommends that the major thoroughfares of the county road system be rezoned to some type of planned districts based on infrastructure available, land development patterns and growth plan boundaries. This site lies in front of an existing Central Community Center/dance hall with no substantial vegetative buffering. Staff cannot recommend favorably for this rezoning application due to the surrounding residential uses, spot zoning issue and the Rural Area Zone classification of the PC 1101 Plan.

**Sullivan County Regional Planning Commission Action: September 19, 2000**

Approval:

Denial:

Reason for denial:

Defer: Boggs, H. Barnes, unanimous

Reason for deferral: Applicant not present

**Sullivan County Regional Planning Commission Action: October 17, 2000**

Approval: Mullins, Belcher (3-2) passed

Denial: Brown, H. Barnes (2-3) motion to deny did not carry Reason for denial: spot zoning

Defer:

Reason for deferral:

**Sullivan County Board of County Commission Action: November 20, 2000**

Approval:

Denial:

Reason for denial:

Defer: deferred

Reason for deferral: within Rural Area of PC 1101 Plan

**Sullivan County Regional Planning Commission Action: December 19, 2000**

Approval:

Denial: Brown, Hickam (3 yes, 3 no, 1 pass) motion failed Reason for denial:

Defer:

Reason for deferral:

**Sullivan County Board of County Commission Action: January 22, 2001**

Approval:

Denial:

Reason for denial:

Defer:

Reason for deferral:

# MINUTES OF THE SULLIVAN COUNTY PLANNING COMMISSION

The regular meeting of the Sullivan County Planning Commission was held on Tuesday, March 20, 2001 at 7:00p.m., Courthouse, Blountville, Tennessee.

**A. Members Present:**

James Greene, Jr., Chairman  
Jeff Hickam  
Don Brown  
Harry Boggs  
Cathy Mullins

**Members absent:**

Wade Childress, Vice Chairman  
Scott Barnes  
Harold Barnes  
Carol Belcher

**Staff Representative:**

David Moore, Local Planning  
Tim Earles, Sullivan County Building Commissioner  
Ambre M. Torbett, Sullivan County Planner  
Richard Henry, Sullivan County Planning Dept.

The meeting was called to order at 7:07p.m. by the chairman with a quorum present.

**B. Approval of February 20, 2001 Minutes**

The minutes from the February 20, 2001 meeting were reviewed. Motion to accept the minutes as presented by Brown, second by Mullins. Motion to accept the minutes was unanimous.

**C. Rezoning Request**

**(1) File No. 2/01/4, John Tuell**

Reclassify R-1 property located at 120 Carlton Lane to P.B.D. (Planned Business District) to allow for the operation of an office building.

Tax ID: Tax Map 124K, Group D, Parcel 28.00. Civil District 9.

Mr. Tuell was present and spoke as a representative for the rezoning. No one was present in opposition to the rezoning.

**Staff Comments and Recommendation:**

The property consists of a little less than 25,000 square feet and is surrounded by single-family homes and singlewide mobile homes. The site has already been cleared and graded. The topography is relatively flat in the front portion of the property, has a rock outcropping in the rear and has some remaining vegetation along the back property line. Carlton Lane

is a narrow residential street with small to medium sized lots. While this parcel currently has visibility to Hwy 11 E in Piney Flats, it may lose this visibility should the 2.6-acre tract, parcel 107, be developed. Staff consulted with the property owner during the application process and discussed the possibilities of this parcel. Due to the surrounding land uses, and the proposed use for the property, the only zoning classification, which would allow an office building and offer buffering to the neighbors, is PBD. However, this property is not on an arterial or even a major collector road and therefore not compatible with the purpose of the Planned Business District as stated in the Zoning Resolution. The PBD has setback requirements of 25 feet off of all property lines, which would allow the developable space to be closer to the road, than a B-4 district. Staff cannot recommend favorably to any commercial rezoning classification on Carlton Lane due to the fact that it is not a major road and the fact that it is an established residential area.

No one was present in opposition.

Motion to approve by Boggs. Due to the lack of a second on the motion as presented the motion failed.

Motion to deny the rezoning by Brown, second by Hickam. The motion to deny the rezoning passed with a vote of 3 to 1, with Boggs against.

#### **D. Subdivisions**

##### **(1) Tri County Industrial Park, United Dominion Realty Trust, Inc. (Final)**

###### **Staff Comments and Recommendation:**

1. This reflects a revised plat as requested by staff;
2. The purpose of this resubdivision is to combine parcels 1, 4 and 5 and to bring them into conformance with current setbacks and lot sizes;
3. This plat also provides a 50-foot ingress/egress easement for parcel 2 to access;
4. The property owner or his representative shall be present at the Planning Commission meeting or the case shall be automatically deferred until the next regularly scheduled meeting.

Motion to approve the subdivision by Mullins, second by Brown.  
Motion to approve the subdivision passed unanimous.

**(2) Ferry Tallman Estate (*Preliminary & Final*)**

**Staff Comments and Recommendation:**

1. Staff viewed the property layout and the proposed lots provide good build able sites with gently rolling topography;
2. The existing house, as illustrated on the plat, scales out to be exactly 12 feet away from the side property line – please ensure the survey stakes are an accurate representation of the plat to provide the proper minimum setback of 12 feet;
3. The property owners or their representatives shall be present at the Planning Commission meeting or the plat will automatically be deferred until the next regularly scheduled meeting.

**Staff recommends approval of this 3-lot subdivision for final plat since no new roads or infrastructure are required.**

Motion to approve the subdivision by Boggs, second by Hickam.  
Motion to approve the subdivision passed 3 to 1, with Mullins against.

**(3) Lilley Landing Condominium (*Site Plan*)**

**Staff Comments and Recommendation:**

1. This site plan reflects revisions as requested by staff;
2. Please note, there are some existing established pine trees which shall be included within the required buffer plantings area as shown on the plan;
3. Please note, all structures below the 1390 flowage easement, as calculated by TVA, shall be regulated by permit through TVA and not the Sullivan County Planning & Zoning Division; and
4. The applicant or his representative shall be present at the Planning Commission meeting or the case shall be automatically deferred to the next regularly scheduled meeting.

Motion to approve the site plan by Mullins, second by Brown. Motion to approve the site plan was unanimous.

**(4) Boehm Landscaping (*Site Plan*)**

**Staff Comments and Recommendation:**

1. The property owner or his/her representative shall be present at the meeting or the application will automatically be deferred to the next regularly scheduled meeting; and



2. The Certificate of Occupancy shall be withheld until all improvements are constructed per approved plan.

Motion to approve the site plan by Hickam, second by Boggs. Motion to approve the site plan was unanimous.

**(5) Heafner Tire Group (Site Plan)**

**Staff Comments and Recommendation:**

1. The property owner or his/her representative shall be present at the meeting or the application will automatically be deferred to the next regularly scheduled meeting;
2. The proposed site plan meets all of the minimum code restrictions for this district with regards to buffering, parking for warehouse use, loading, drainage and infrastructure; however the applicant shall be seeking a variance to the driveway entrance width;
3. The Planning Commission may approve this site plan as presented and offer a recommendation to the BZA for an increase of the driveway entrance width from the minimum 30 feet to 40 feet as needed.

**Staff recommends approval of this site plan as presented.**

Motion to approve the site plan by Boggs, second by Mullins. Motion to approve the site plan was unanimous.

**(6) Wireless Telecommunication Facility, Bluff City East (Site Plan)**

The site plan was withdrawn from the agenda.

Two representatives were present to discuss the possibilities of changing the current cell tower regulations.

- I. Proposed problem of allowing multiple structures on the premises without requiring appropriate road frontage.
- II. Possible screening of the structures.
- III. Allowing sites with no road frontage, only easements.
- IV. Encourage the cell companies to co-locate on existing towers.

**Staff Field Notes/Recommendation:**

1. The property owner or his/her representative shall be present at the meeting or the application will automatically be deferred to the next regularly scheduled meeting;
2. The proposed facility is located on a lot-of-record which is land-locked (no public road frontage);

3. The property has one residential structure on the premises and therefore no other building permits shall be issued – the principal use is already established;
4. The site plan cannot be approved for this tract of land because the land has no public road frontage and therefore does not meet the regulations specified in the Zoning Resolution;
5. Please view the attached letter for further staff comments.

**(7) Confirmation of Minor Subdivision Plats for February.**

Motion to approve the presented plat lists by Boggs, second by Hickam. The confirmation passed unanimous.

**E. Other Business**

- (1) Presentation of Proposed Zoning Map and Zoning Classification Use Tables**
- (2) Establish timeline for review, possible extra workshop and future town meetings.**

**F. Old Business**

**G. New Business**

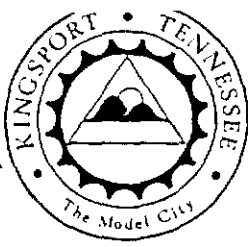
**H. Public Comments**

**I. Adjournment**

With no further business a motion was made by Mullins, second by Boggs to adjourn the meeting.

---

Richard Henry, Sullivan County Planning Commission Secretary



CITY OF KINGSPORT, TENNESSEE

---

March 16, 2001

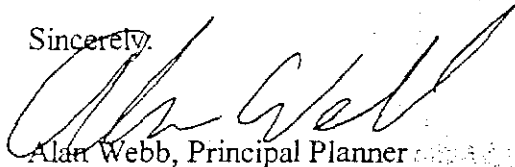
Ms. Ambre Torbett, Planning Director  
P.O. Box 590  
Blountville, Tn. 37617

Dear Ms. Torbett:

This is to advise that at its March 15, 2001, meeting the Kingsport Regional Planning Commission denied the rezoning requests for property located at 1404 and 1408 East Shipley Ferry Roads. Enclosed with this letter are the staff reports, maps, and other pertinent information the Planning Commission received.

If you have any questions concerning the action of the Planning Commission, or the information, please feel free to call me at the Planning Division (423) 229-9319.

Sincerely,



Alan Webb, Principal Planner

c: Stan Harrison

STAFF REZONING REPORT

Case No.: 01-101-00006

TO: KINGSFORT REGIONAL PLANNING COMMISSION

FROM: ALAN WEBB, PRINCIPAL PLANNER *AW*  
Graphics By: Bruce Sloop, Planning Technician

DATE: February 27, 2001

APPLICANT: W.F. Slough

REQUESTED ACTION: Rezone one lot, approximately 1.34 acres, from R-1, Single-family Residential District, to PBD, Planned Business District.

LOCATION: 1404 East Shipley Ferry Road which is in the southeast quadrant of the I-81 Ft. Henry Drive intersection in Sullivan County.

EXISTING LAND USE: Occupied single-family residence.

PROPOSED USE: Hotel/motel

SURROUNDING SULLIVAN COUNTY ZONING AND LAND USE:

North: M-1 – An industrial use located on an approximate .75 acres is adjacent to the property.

South: R-1 – Single-family residences adjacent to Cliffview Drive.

East: R-2A – A single-family residence on a .67 acre lot, and a 4.5 acre parcel used to store construction equipment are adjacent to the site.

West: R-1 – A single-family residence adjacent to the site that has also petitioned for rezoning. Cliffview Drive and Lakefield Circle contains single-family residences.

LAND USE PLAN (S): The 1988 Land Use Plan proposes residential use in this area.

UTILITIES: No sewer is available to the site. A six-inch waterline runs along East Shipley Ferry Road and two-inch waterlines serve the residential area adjacent to Cliffview Drive and Lakefield Circle.

**TRANSPORTATION:** Access to the site is from East Shipley Ferry Road which intersects with Fort Henry Drive. There is a median break at the intersection, but no stacking lanes. It is approximately 300 feet from the traffic signals for the I-81 ramps. These existing conditions would prevent signalization of the intersection. Adequate right-of-way is available to develop a non-residential street to the site. Currently the area is served by streets designed for residential use.

**PHYSICAL CHARACTERISTICS:**

The property has approximately 20 feet of frontage on East Shipley Ferry Road and 75 feet along Cliffview Drive. Its depth is 220 feet and 242 feet. The property contains a single-family residence. It has higher elevation than the surrounding area. Concerns with developing the site for commercial use include impact to surrounding property from grading the site and increased storm water runoff.

**OPTIONS:** The Planning Commission's options are the following:

1. Approve the rezoning.
2. Disapprove the rezoning and state the reasons for denial.
3. Postpone action pending receipt of additional information.

**STAFF RECOMMENDATIONS:**

Staff recommends Option 2, based on the following rationales:

1. The request does not conform with the land use plan for the area.
2. The change would be a deterrent to the improvement or development of adjacent property in accordance with existing regulations.
3. The change could lead to additional rezonings which would create or increase traffic congestion at the East Shipley Ferry Road/Fort Henry Drive intersection.

STAFF REZONING REPORT  
Case No.: 01-101-00004

TO: KINGSFORT REGIONAL PLANNING COMMISSION

FROM: ALAN WEBB, PRINCIPAL PLANNER *AW*  
Graphics By: Bruce Sloop, Planning Technician

DATE: February 27, 2001

APPLICANT: C.J. Graham

REQUESTED ACTION: Rezone one lot, approximately .75 acres, from R-1, Single-family Residential District, to PBD, Planned Business District.

LOCATION: 1408 East Shipley Ferry Road which is in the southeast quadrant of the I-81 Ft. Henry Drive intersection in Sullivan County.

EXISTING LAND USE: Occupied single-family residence.

PROPOSED USE: Hotel/motel

SURROUNDING SULLIVAN COUNTY ZONING AND LAND USE:

- North: R-1 – There is an approximate 300 foot R.O.W. separating the property from I-81. An industrial use is located on one lot adjacent to the north east corner of the property.
- South: R-1 – Single-family residences adjacent to Cliffview Drive.
- East: R-1 – An approximate 1.34 acre parcel containing a single-family residence. This property has also submitted a rezoning request for PBD.
- West: R-1 – Single-family residences adjacent to Cliffview Drive and Lakefield Circle separate the request from Ft. Henry Drive.

LAND USE PLAN (S): The 1988 Land Use Plan proposes residential use in this area.

UTILITIES: No sewer is available to the site. A six-inch waterline runs along East Shipley Ferry Road and two-inch waterlines serve the residential area adjacent to Cliffview Drive and Lakefield Circle.

**TRANSPORTATION:**

Access to the area is from East Shipley Ferry Road which intersects with Fort Henry Drive. There is a median break at the intersection, but no stacking lanes. It is approximately 300 feet from the traffic signals for the I-81 ramps. These existing conditions would prevent signalization of the intersection. Adequate right-of-way is available to develop a non-residential street to the site. Currently the area is served by streets designed for residential use.

**PHYSICAL CHARACTERISTICS:**

The property has 155 feet of frontage on East Shipley Ferry Road and 150 feet along Cliffview Drive. Its depth is 205 feet and 242 feet. The property contains a single-family residence. Concerns with developing the site for commercial use include impact to surrounding property from grading the site and increased storm water run-off.

**OPTIONS:**





The Planning Commission's options are the following:

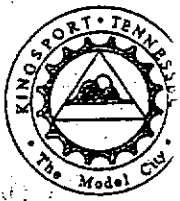
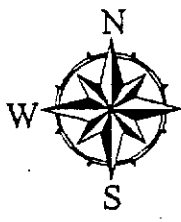
1. Approve the rezoning.
2. Disapprove the rezoning and state the reasons for denial.
3. Postpone action pending receipt of additional information.

**STAFF RECOMMENDATIONS:**

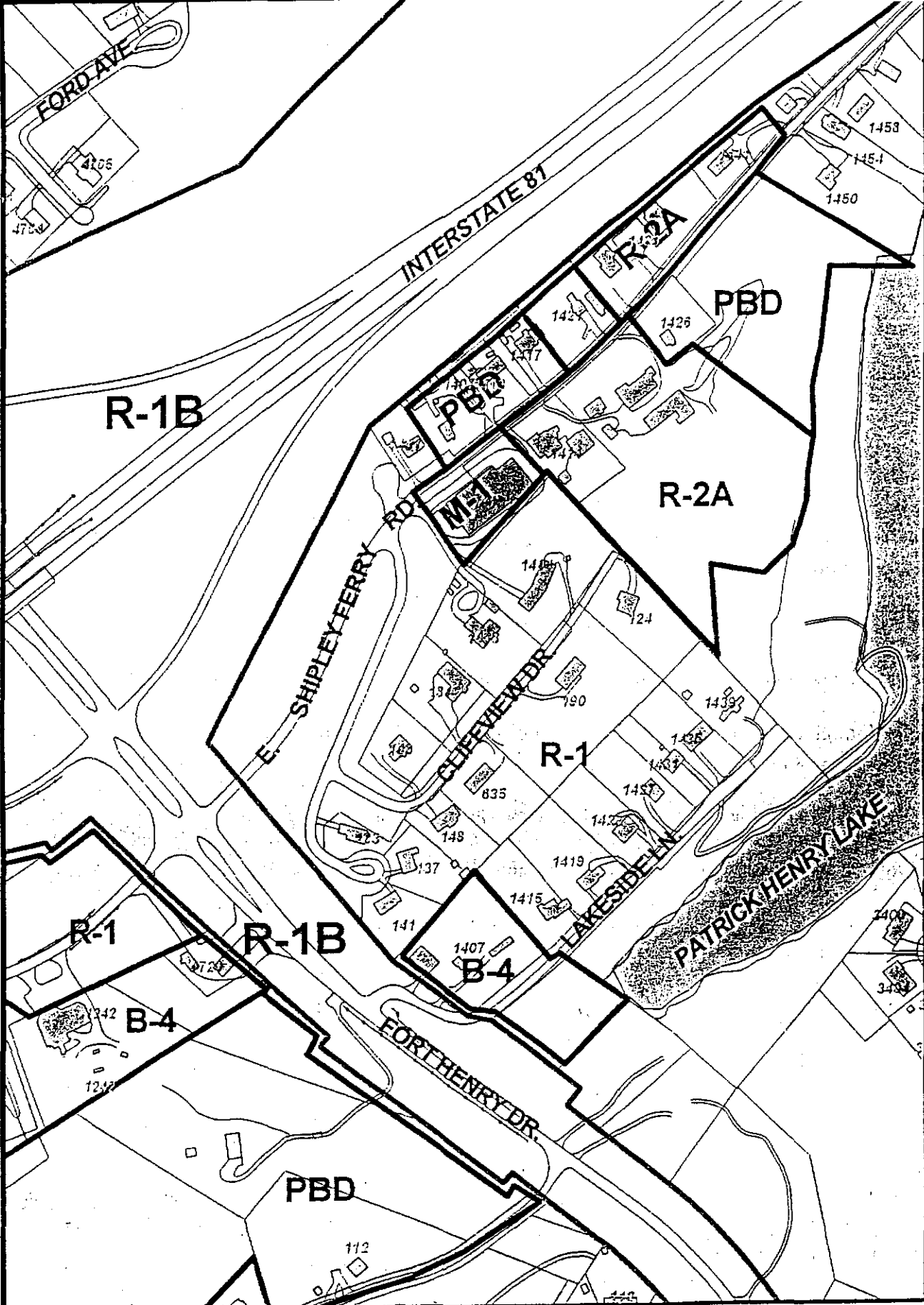
Staff recommends Option 2, based on the following rationales:

1. The request does not conform with the land use plan for the area.
2. The change would be a deterrent to the improvement or development of adjacent property in accordance with existing regulations.
3. The change could create additional rezonings which would create or increase traffic congestion at the East Shipley Ferry Road/Fort Henry Drive intersection.

- Legend**
-  City Zoning
  -  Bldg
  -  Requeste Rezoning Par.
  -  City Limit



© City of Kingsport, Tennessee  
 All Rights Reserved  
 Map Reference # Proj  
 Date 02 - 20 - 2001



**REQUESTED 1404-1408 E. SHIPLEY FERRY RD. 0** 300 Feet  
**EXISTING R-1 REQUESTED PBD** 0110100004  
0110100006



01/23/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

Dear Sirs:

We, the residents of Lakeview Gardens Subdivision have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Lakeview Gardens Subdivision
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,

*Barbara Bell*

Barbara Bell  
Property Owner  
Lakeview Gardens Subdivision

01/23/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

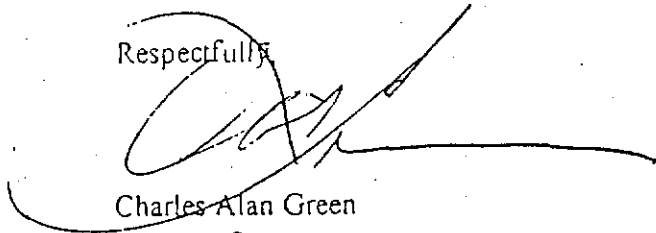
Dear Sirs,

We, the residents of Lakeview Gardens Subdivision have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Lakeview Gardens Subdivision
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Charles Alan Green  
Property Owner  
Lakeview Gardens Subdivision

01/23/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

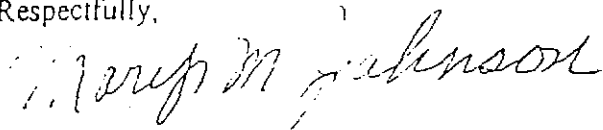
Dear Sirs:

We, the residents of Lakeview Gardens Subdivision have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Lakeview Gardens Subdivision
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Mary M. Johnson  
Property Owner  
Lakeview Gardens Subdivision

01/24/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

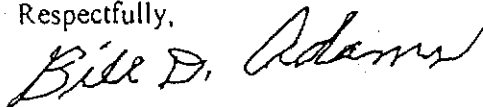
To whom it may concern:

We, the residents of Lakeview Gardens Subdivision, and Cliffview Drive have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

- 1 Increased noise and traffic in a quiet, residential neighborhood
- 2 Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
- 4 Decreased property values for the entire Subdivision and adjoining properties
- 5 Decreased safety for children playing in the neighborhood
- 6 The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Bill D. Adams  
Property Owner  
Lakeview Gardens Subdivision

01/24/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

To whom it may concern:

We, the residents of Lakeview Gardens Subdivision, and Cliffview Drive have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Subdivision and adjoining properties
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Carol Cheney  
Property Owner  
Lakeview Gardens Subdivision

01/23/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

Dear Sirs:

We, the residents of Lakeview Gardens Subdivision have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Lakeview Gardens Subdivision
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully, *Ralph C. Dorton*

Ralph and Cindy Dorton  
Property Owners  
Lakeview Gardens Subdivision

*R*

01/24/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

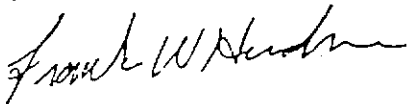
To whom it may concern:

We, the residents of Lakeview Gardens Subdivision, and Cliffview Drive have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

- 1 Increased noise and traffic in a quiet, residential neighborhood
- 2 Destroying the aesthetic qualities of the neighborhood
- 3 The Fred Slough Subdivision may be on a septic system which would not support commercial development
- 4 Decreased property values for the entire Subdivision and adjoining properties
- 5 Decreased safety for children playing in the neighborhood
- 6 The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Frank W. Hudson  
Property Owner  
Cliffview Dr.

01/24/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

To whom it may concern:

We, the residents of Lakeview Gardens Subdivision, and Cliffview Drive have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Subdivision and adjoining properties
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,

*Becky Poluski 148 Cliffview Drive*

Becky Poluski  
Property Owner  
Cliffview Dr.



03/03/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

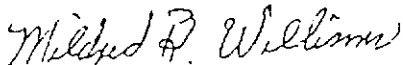
To whom it may concern:

We, the residents of Lakeview Gardens Subdivision, and Cliffview Drive, and Fred Slough Subdivision have been made aware of the attempt to rezone a portion of the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Subdivision and adjoining properties
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Mildred Williams  
Property Owner  
Cliffview Dr.

03/03/2001

Re: Rezoning request for Shipley Ferry Rd. from R-1 to P.B.D. (Fred Slough Subdivision)

To whom it may concern:

We, the residents of Lakeview Gardens Subdivision, and Cliffview Drive have been made aware of the attempt to rezone the connecting Fred Slough Subdivision. Please be advised that we object to the proposed commercial rezoning for the following reasons:

1. Increased noise and traffic in a quiet, residential neighborhood
2. Destroying the aesthetic qualities of the neighborhood
3. The Fred Slough Subdivision may be on a septic system which would not support commercial development
4. Decreased property values for the entire Subdivision and adjoining properties
5. Decreased safety for children playing in the neighborhood
6. The potential for increased crime in the neighborhood from a hotel or motel development literally in our back door

Please take these factors into consideration as you make your decision regarding this rezoning request

Respectfully,



Alvin Whorton  
Property Owner  
Cliffview Dr.

**REZONING REPORT**

**FILE: 01-101-00005**

**TO:** KINGSFORT REGIONAL PLANNING COMMISSION

**FROM:** ROBERT NEMETH, PLANNER I  
**Graphics By:** Bruce Sloop, Planning Technician

**DATE:** March 6, 2001

**APPLICANT:** Denny Salyer, Property owner

**REQUESTED ACTION:** County rezoning of approximately 12 acres from R-1, (Low Density) Residential District, to B-3, (General) Business District. The property lies outside the Kingsfort city limits in the 7<sup>th</sup> Civil District of Sullivan County.

**LOCATION:** Adjacent to the northern side of Memorial Boulevard, approximately 0.3 miles west of the Fall Creek road intersection (Tax Map 48, Parcel 69.02).

**EXISTING LAND USE:** Vacant

**PROPOSED USE:** Proposed auto repair shop

**SURROUNDING SULLIVAN COUNTY ZONING AND LAND USE:**

**North:** R-1 - There are two single-family residences and a vacant lot. However, one house lies approximately 850 feet and the other house lies over 1000 feet from the site proposed for rezoning.

**South:** B-3 - There are two vacant lots and three businesses: English Cabinet Shop Inc, Blue Ridge Motorworks, and Pipeline Supply Company. Across Memorial Boulevard there is a residential subdivision, Country Acres.

**East:** R-1 and B-3 - The lot is divided into two zoning districts with the B-3 zone fronting Memorial Boulevard. The business zone has one business, Craftmatic Adjustable Beds, while the residential zone lies vacant.

**West:** R-1 - There are two vacant lots and one single-family residence located over 1000 feet from the site proposed for rezoning.

**LAND USE PLAN (S):** Land Use Plan 2010 (1988) stops short of the property.

**UTILITIES:** Sewer is not available to the site. Water is available to the site.

**TRANSPORTATION:** Memorial Boulevard is classified from Shuler Drive to Fall Creek Road as a primary arterial, 120-foot right-of-way, 13,400 Average Daily Trips (Major Street and Road Plan, updated 2000). The Transportation Division has reviewed the rezoning request, and written that there appear to be no transportation-related problems with the proposed rezoning.

**PHYSICAL CHARACTERISTICS:**

The property is approximately 12 acres. There is 50-feet of lot frontage off of Memorial Boulevard that is maintained for approximately 400-feet until it widens. The majority of the vacant, forested property is between 1500 and 1550 feet. The site will be a challenge to develop due to the extensive clearing of trees, and grading/filling.

**CITIZEN RESPONSE:** Jean English, the owner of three businesses that are located to the south of the site proposed for rezoning, opposes it due to a fear that the land can be used as a auto junkyard, in addition to the threat of water flooding her businesses with future grading. However, auto junkyards are only permitted in the M-2, (High Impact Use) District. Under a B-3 zone, there are no storm water drainage requirements in the county.

**OPTIONS:** The Planning Commission's options are the following:

1. Approve the rezoning as requested and recommend to the Sullivan County Commission.
2. Disapprove the rezoning, state the reasons in writing, and recommend the denial to the County Commission.
3. Postpone action until additional information is presented.

**STAFF RECOMMENDATIONS:**

Staff recommends Option 2 for the following reasons:

1. The Planned Business District-3 (PBD-3) is a more appropriate zone for the property. It is a logical extension of the existing B-3, General Business zoning to the south, permitting all the uses of B-3, while requiring the submittal of a comprehensive

development plan. The PBD-3 gives the Kingsport Regional Planning Commission and Sullivan County Commission more oversight of the commercial development of the large lot area, approximately 12 acres, as well as providing the developer more design flexibility addressing the steep, heavily forested topographic problems of the site.

2. The possible land uses allowed in the PBD-3 are compatible with the southern and eastern business land use pattern.
3. The zoned R-1, (Low Density) Residential District to the north and west, along with its current residential land use, are buffered from the lot proposed for rezoning by its higher elevation at 1600 feet (versus the site proposed for rezoning at 1550 feet). In addition, the Planning Commission may require additional buffering through setbacks and landscaping. Currently, the closest residential house to the site proposed for rezoning lies 850 feet away to the northwest.
4. The PBD-3 requirement for submittal of a comprehensive development plan can address the storm water drainage problems that the B-3 district cannot.

RESOLUTIONS ON DOCKET FOR APRIL 23, 2001

RESOLUTIONS	ACTION
#1 THE SULL. CO. BOARD OF COMM. TO CONSIDER AMENDMENTS TO THE SULL. CO. ZONING RESOLUTIONS AS AMENDED	APPROVED 04/23/01
#2 ESTABLISHING THE POSITION OF G.I.S. COORDINATOR FOR SULLIVAN COUNTY	WITHDRAWN 04/23/01
#3 AUTHORIZING INCREASE IN COMPENSATION OF COUNTY COMMISSIONERS	DEFERRED 04/23/01
#4 AUTHORIZING REQUEST TO TENN. GEN. ASSEMBLY TO AMEND THE PROVISIONS OF TCA 66-28-102 (2) TO ALLOW THE UNIFORM RESIDENTIAL LANDLORD AND TENANT ACT TO APPLY IN SULLIVAN COUNTY	APPROVED 04/23/01
#5 EXPRESSING SUPPORT OF OPPOSITION TO THE PROPOSED EXTENSIONS OF AIRPORT PARKWAY-STATE RT 357 NORTH AND SOUTH	APPROVED 04/23/01
#6 AUTHORIZING THE HEALTH, SHERIFF, HIGHWAY AND EMA-EMS DEPARTMENTS, IN COOPERATION WITH THE SULL. CO. ATTORNEY AND SULL. CO. RISK MANAGER, TO PREPARE AND SUBMIT TO THE BOARD OF COMM. FOR CONSIDERATION AND REVIEW A POLICY FOR DRUG TESTING EMPLOYEES IN THOSE DEPARTMENTS	DEFERRED 04/23/01
#7 AUTHORIZING ACCEPTANCE OF QUAIL PRIVATE DRIVE AS COUNTY ROAD	TABLED 04/23/01
#8 AUTHORIZING CHANGING THE NAME OF MAIN STREET IN BLOUNTVILLE TO THE ORIGINAL NAME "GREAT STAGE ROAD"	APPROVED 04/23/01
#9 APPROPRIATING ADDITIONAL FUNDS FOR KPT EMS STATION	APPROVED 04/23/01
#10 AUTHORIZING NAME STATE BRIDGE PFC. DAVE C. HINKLE MEMORIAL BRIDGE	APPROVED 04/23/01
#11 PARTICIPATE IN THE SULL. CO. EDUCATE & GROW SCHOLARSHIP PROGRAM AT NORTHEAST STATE TECHNICAL COMMUNITY COLLEGE	1 <sup>ST</sup> READING 04/23/01
#12 AUTHORIZING THE HIRING OF AN INDUSTRIAL RECRUITER OR AN INDUSTRIAL RECRUITING FIRM	1 <sup>ST</sup> READING 04/23/01
#13 NO PARKING IN THE 4 <sup>TH</sup> CIVIL DISTRICT ON ELLIS ROAD	1 <sup>ST</sup> READING 04/23/01
#14 25 MPH SPEED LIMIT ON LOCK RIDGE RD IN THE 7 <sup>TH</sup> C.D.	1 <sup>ST</sup> READING 04/23/01
#15 AUTHORIZING THE SULL. CO. HWY. DEPT. TO CONTRACT WITH THE JACOB CREEK JOB CORPS AND U.S. FORESTRY SERVICE	APPROVED 04/23/01

<p>#16 AUTHORIZING THE ISSUANCE OF COUNTY DISTRICT SCHOOL BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$24,200,000 OF SULL. CO., TN; MAKING PROVISION FOR THE ISSUANCE, SALE &amp; PAYMENT OF SAID BONDS; ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION OF PROCEEDS THEREFROM; AND PROVIDING FOR THE LEVY OF TAXES &amp; THE PLEDGE OF SALES TAX ALLOCATED TO THE COUNTY SCHOOL SYSTEM FOR THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS</p>	<p>APPROVED 04/23/01</p>
<p>#17 SULL. CO. BOARD CO. COMM. TO ISSUE RURAL SCHOOL BONDS NOT TO EXCEED \$24,200,000 FOR THE PURPOSE OF RENOVATING &amp; IMPROVING SCHOOL FACILITIES &amp; PLEDGING STATE SALES TAX RECEIVED BY THE SULL. CO. BOARD OF EDUCATION FOR THE ANNUAL PAYMENTS OF PRINCIPAL OF &amp; INTEREST ON THE RURAL SCHOOL BONDS UNTIL FULLY PAID</p>	<p>APPROVED 04/23/01</p>
<p>#18 A CONTRACTUAL AGREEMENT TO PROVIDE IMPROVEMENTS TO THE SCHOOLS AND FUNDING FROM A \$24,200,000 RURAL BOND ISSUE</p>	<p>APPROVED 04/23/01</p>

Sullivan County, Tennessee  
Board of County Commissioners

No. 1  
2001-04-00

To The Honorable Gil Hodges, County Executive, and The Members of The Sullivan County Board of Commissioners in Regular Session on this the 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING the Board of County Commissioners to consider amendments to the Sullivan County Zoning Resolution.**

THAT WHEREAS, the attached rezoning petitions have been duly initiated, have been before the Planning Commission (recommendations enclosed), and have received a public hearing as required; and,

WHEREAS, such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution.

**NOW THEREFORE BE IT RESOLVED, that the Board of County Commissioners consider the attached rezoning petitions and vote upon the proposed amendments, individually or otherwise at the discretion of the Commission, by roll call vote and that the vote be valid and binding and that any necessary amendments to the official zoning map be made so.**

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

This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.

Duly passed and approved this 23<sup>rd</sup> day of April, 2001.

Attested: Janice Cannon 4/23/01 County Clerk Date  
Approved: Gil Hodges 4/23/01 County Executive Date

Introduced By Commissioner: Belcher

Seconded By Commissioner(s): Ferguson

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

alt/ 2001-04-00

Comments: Motion made by Comm. Harr and seconded by Comm. Hyatt to approve.  
Approved 04/23/01 Voice Vote.



Sullivan County, Tennessee  
Board of County Commissioners

258  
No. 14

Budget Committee  
2000-12-163

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session on this 18<sup>th</sup> day of December, 2000.

**RESOLUTION Establishing The Position Of G.I.S. Coordinator For Sullivan County**

WHEREAS, a need exists to coordinate and develop the information on file through our assessment records to provide better service to the respective departments of Sullivan County; and,

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18<sup>th</sup> day of December, 2000, authorize the County Executive to establish the position of G.I.S. Coordinator at a salary not to exceed \$42,000 per year plus benefits.

BE IT FURTHER RESOLVED THAT the General Fund be amended by \$30,800 from the 39000 Account for half of the fiscal year.

<u>Account</u>	<u>Amount</u>
51720 100	\$21,000
51720 300	1,000
51720 400	1,000
51720 700	1,500
58600 000	6,300

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2000, the public welfare requiring it. Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2000.

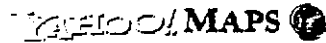
Attested: \_\_\_\_\_ County Clerk Date Approved: \_\_\_\_\_ County Executive Date

Introduced By Commissioner: Blalock  
Seconded By Commissioner(s): Patrick

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				12-7-00
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

12-163 / all  
ATTACHMENT|Comments: DEFERRED 12/18/00; DEFERRED 01/22/01; DEFERRED 02/19/01;  
DEFERRED 03/26/01; WITHDRAWN 04/23/01;



[Yahoo! - Maps - Yellow Pages - Help](#)  
Powered by Mapquest.com (tm)

[Yahoo! Mail](#) - Get your **free** @yahoo.com email address -  
[click here](#)

Welcome, Guest User

[Create My Favorite Locations](#) - [Sign In](#)

**273 Emory Church Road, Kingsport, TN**

[New Location](#)

**Tools**

**273 Emory Church Road, Kingsport, TN 37664-5003**

[Driving Directions](#)

- [To this location](#)
- [From this location](#)

[Favorite Locations](#)

[Customize your maps](#)

[Printable Map](#)

[Email Map](#)

**Blz Finder**

1. Choose category.

[Hotels](#) [Restaurants](#)

2. Click on icon for locations.

[Billions](#)

**Nearby Services**

[Nearby](#)

[Hotels](#)

- Gas Stations
- Hotels and Motels
- Restaurants

[Nearby](#)

[Classifieds](#)

**Inside Yahoo!**

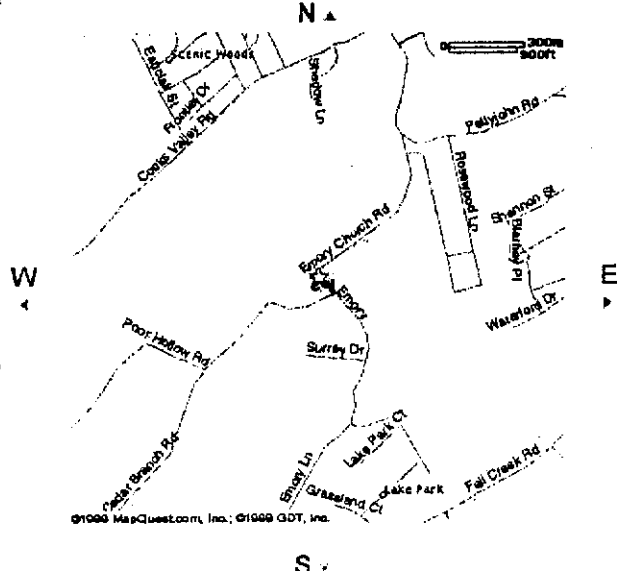
[Yahoo!](#)

[Classifieds](#)

[Yahoo! Traffic](#)

[Yahoo! Travel](#)

Zoom Out <<<<<<<<<<<<<<<<<>>>>>>>>>>>>>> Zoom In



[Driving Directions](#)

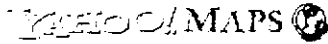
[Find Nearby Businesses](#)

**Map a New Address**

(Use address below)

.../maps.py?BRCat=&ryt=1map&newRL=Use+Address+Below&addr=273+Em+2000

Yahoo! Driving Directions



Yahoo! -

Powered by Mapquest.com (tm)



Read what other people are reading.

Harry Potter & the Goblet of Fire

Welcome, Guest User

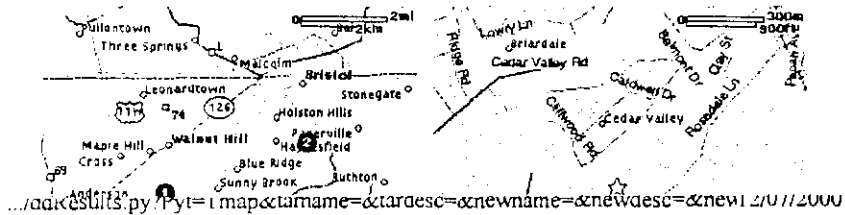
**Yahoo! Maps - Driving Directions**

The starting address could not be found, so this is to the city center.

The destination could not be found, so this is to the city center.

<b>Starting From:</b>	<b>Arriving At:</b>	<b>Distance:</b>	<b>Approximate Travel Time:</b>
364 Excide Drive Bristol, TN 37620-8955	2801 Highway 11E Bristol, TN 37620	10.9 miles	20 mins

Directions	Miles
1. Start out going West on US-11E S/US-19 S/TN-34 W by turning right.	1.7
2. Take the TN-37/TN-390 ramp towards BLUFF CITY/BLOUNTVILLE.	0.2
3. Turn LEFT onto TN-37/TN-390.	0.2
4. Turn LEFT to take the US-19 NORTH/US-11E NORTH/TN-34 EAST ramp.	0.2
5. Merge onto US-11E N/US-19 N/TN-34 E.	7.1
6. Turn RIGHT onto TN-358.	1.5



Sullivan County, Tennessee  
Board of County Commissioners

384  
No. 18  
Budget Committee  
2000-12-171

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 18<sup>th</sup> day of December, 2000.

**RESOLUTION Authorizing Increase in Compensation of County Commissioners**

WHEREAS, serving in the position of County Commissioner is very time consuming; and

WHEREAS, there has been a substantial increase in gasoline prices and automobile maintenance over the last several years; and

WHEREAS, it has been many years since the compensation of the County Commissioners in Sullivan County has been increased; and

WHEREAS, the County Commissioners in Sullivan County should receive compensation commensurate with that of other counties comparable in size; and

WHEREAS, the County Commissioners in Sullivan County should receive equal monthly pay for their services;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of December 2000, hereby approves a monthly compensation rate for county commissioners in Sullivan County, effective January 1, 2001, equal to one twenty-fourth of the monthly salary of the County Executive subject to the following attendance requirements: (1) failure to attend a County Commission meeting shall result in the sum of One hundred (\$100.00) dollars being deducted from the monthly compensation rate; and (2) failure to attend an assigned standing committee meeting (Administrative, Budget or Executive) shall result in the sum of Fifty (\$50.00) dollars being deducted from the monthly compensation rate. The monthly compensation rate set forth hereinabove shall include all fees established by county resolution or state law including mileage, expenses, etc. Members of the county legislative body shall receive no other compensation for attending County Commission meetings, committee meetings, etc.

BE IT FURTHER RESOLVED that upon passage of this Resolution that the Director of Accounts & Budgets be authorized to transfer such funds as are necessary to cover the increase in compensation for the remainder of the 2000-2001 fiscal year.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_ Date \_\_\_\_\_ Approved: \_\_\_\_\_ Date \_\_\_\_\_  
County Clerk County Executive

Introduced By Commissioner: C. Belcher  
Seconded By Commissioner(s): J. Carter

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

12-171/18  
Comments: 1st READING 12/18/00; DEFERRED 01/22/01; DEFERRED 02/19/01;  
DEFERRED 03/26/01; DEFERRED 04/23/01;

**CALCULATION OF COMMISSIONER**  
**PROPOSED COMPENSATION**  
**BASED ON COUNTY EXECUTIVE'S CURRENT PAY**

Attachment to Resolution NO. 18

OFFICIAL	MONTHLY	ANNUAL
County Executive	6,484	77,811
24 Commissioners	270	3,242

2000-2001 Budgeted Amount	40,000	
Projected Cost with Proposed Increase	77,811	
Annual Minimum Increase		37,811
One-Half Fiscal Year Minimum Increase		18,905

Sullivan County, Tennessee  
Board of County Commissioners

48  
No. 20  
Executive Committee  
2001-02-021

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 19<sup>th</sup> day of February, 2001.

**RESOLUTION Authorizing Request to Tennessee General Assembly to Amend the Provisions of Tennessee Code Annotated §66-28-102(2) to Allow the Uniform Residential Landlord and Tenant Act to Apply in Sullivan County**

WHEREAS, Tennessee Code Annotated 66-28-102(b) exempts, among others, those counties with a population of not less than 140,000 nor more than 145,000 according to the 1990 federal census from the provisions of Tennessee Code Annotated §66-28-101, et seq., known as the "Uniform Residential Landlord and Tenant Act"; and

WHEREAS, said exemption applies to Sullivan County in that it had a population of 143,596 according to the 1990 federal census; and

WHEREAS, the underlying purposes and policies of the Uniform Residential Landlord and Tenant Act are to (1) simplify, clarify, modernize and revise the law governing the rental of dwelling units and the rights and obligations of landlord and tenant; (2) encourage landlord and tenant to maintain and improve the quality of housing; (3) promote equal protection to all parties; and (4) make uniform the law in Tennessee;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19<sup>th</sup> day of February, 2001, hereby request the Tennessee General Assembly to amend the provisions of Tennessee Code Annotated §66-28-102(b) such that Sullivan County shall no longer be exempt from the provisions of Tennessee Code Annotated §66-28-101, et seq., known as the "Uniform Residential Landlord and Tenant Act."

BE IT FURTHER RESOLVED that this Resolution, upon passage, be forwarded to Senator Ron Ramsey and State Representatives Steve Godsey, Jason Mumpower and Keith Westmoreland, respectively, by the Office of the County Attorney.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this 23<sup>rd</sup> day of April, 2001.

Attested: Jeannie Cannon 4/23/01 Approved: Gil Hodges 4/23/01  
County Clerk Date County Executive Date

Introduced By Commissioner: J. Carter  
Seconded By Commissioner(s): C. Belcher

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

01-021 7/01  
Comments: 1st READING 02/19/01; DEFERRED 03/26/01; APPROVED 04/23/01;

Sullivan County, Tennessee  
Board of County Commissioners

No. 5  
SUBSTITUTE  
Executive Committee  
2001-03-026

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 23<sup>rd</sup> day of April, 2001.

*Substitute # 5*

Proposed Amendment Resolution for Position Paper from Sullivan County Commission relative to proposed State Route 357 ("Airport Parkway North" and "Airport Parkway South").

Whereas on 03/21/94, the Sullivan County Commission approved a Joint Resolution (along with Bluff City, Bristol, and Kingsport) supporting TDOT (Tennessee Department of Transportation) funding a Corridor Study to construct an extension of State Route 357 to the intersection of 11E and 19E (also known as "South 357"); and,

Whereas the Sullivan County Commission has not made any such request or inquiry on a similar route from State Route 357 to 11W (also known as "North 357"); and,

Whereas Sullivan County has not been presented the results of a "South 357" Corridor Study; and,

Whereas Sullivan County is aware of TDOT work relative to a study for a "North 357" route; and,

Whereas Sullivan County recognizes the need for: (1) economic development; (2) infrastructure improvements; (3) collaborative efforts between the regional local governments, community citizens and businesses, and the State officials and agencies (together referred to as "Stakeholders"); and (4) a planned growth model that maximizes the value to the Stakeholders and minimizes their financial and environmental impact; Now,

Therefore Be It Resolved that the Sullivan County Commission shall communicate the following position and shall respectfully take the following action:

- Request
- A. Advise TDOT of the Commission's desire to be presented the results of the "South 357" Corridor Study (as requested from the 03/21/94 Joint Resolution); and, *and*
  - B. Advise TDOT to provide a moratorium on any ~~further study and/or spending of any funds~~ relative to "South 357" until Sullivan County and the Stakeholders assess the ~~study~~ *and requests further action*; and,
  - C. Advise TDOT to take no action on "North 357" until the ~~completion~~ *completion* of a comprehensive Kingsport Transportation Study and until such results of the study indicate the feasibility and justification for such action; and,
  - D. Requests that Kingsport, Bristol, Bluff City, and Sullivan County collaboratively and mutually share in developing a Countywide Comprehensive Transportation Plan, which shall proactively seek citizen, business, and other Stakeholder participation and input; and,
  - E. Formally recognize the "Special Road Study Committee" as appointed by the Sullivan County Executive on 03/26/01 to work with the cities (Bristol, Kingsport, and Bluff City) on State Route 357 and to serve as a facilitator for communication to the Commission and the County's participation in the County-wide Transportation Plan.

F. Request the Sullivan County Executive to notify T.D.O.T. and the Sullivan County State Legislative Delegation of this position and request a formal response from the State and T.D.O.T. by June 1, 2001.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
 This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.  
 Duly passed and approved this 23rd day of April, 2001.

Attested: Jeanie Shannon 4/23/01 Approved: Earl Hodges 4/23/01  
County Clerk Date County Executive Date

Introduced By: Commissioner: Gonce  
 Seconded By: Commissioner(s): Hyatt

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	13	10		1	
Voice Vote					

2001-04-026 SUB alt  
 Comments: Comments: 1<sup>st</sup> Reading 03/26/01 as amended; 3/26/01 Amendment #3 "Is officially supporting the opposition" to "Has recognized the opposition" in the last paragraph. Intro. by Boyd, Second by Harr. Failed Roll Call Vote 12 aye, 10 nay, 2 absent; 3/26/01 Motion to Table Resolution. Intro by McConnell, Second by Gonce. Motion Failed Roll Call Vote, 3 aye, 19 nay, 2 absent.; Motion was made to defer resolution until after the April 17 public meeting at Holston Middle School. Intro by Vance, second by B. King. Motion Failed Roll Call Vote 11 aye, 11 nay, 2 absent; (Motion was made to change April's Commission Meeting from the 3<sup>rd</sup> Monday to the 4<sup>th</sup> Monday in April; Intro by McConnell, second by Jones; Approved by Voice Vote); SUBSTITUTE entered 4-23-01; Approved as Amended 04/23/01 by sponsor Comm. Gonce as shown 1- Change the word advise to request in sections A, B, and C. 2- In section B change (further study and/or spending of any funds) to the word (decision) 3- Change the word (competition) to (Completion) in Section C. 3- Add Section F. All of these amendments are shown above.



Sullivan County, Tennessee  
Board of County Commissioners

7  
No. 19  
Executive Committee  
2001-03-032

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 26<sup>th</sup> day of March, 2001.

**RESOLUTION Authorizing Acceptance of Quail Private Drive as County Road**

WHEREAS, Quail Private Drive was previously used as the primary county road for the Dunlap Community prior to the construction of Dunlap Road; and

WHEREAS, Quail Private Drive was closed to the general public at some point in time after the construction of Dunlap Road; and

WHEREAS, certain properties have become landlocked due to Quail Private Drive being closed to the general public; and

WHEREAS, current tax maps show Quail Private Drive as a right-of-way varying in width up to thirty feet; and

WHEREAS, the adjoining property owner has agreed to convey, at his expense, to Sullivan County adequate right-of-way for a county road fifty feet in width and approximately 2,400 feet in length and cul-de-sac;

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 26<sup>th</sup> day of March, 2001, hereby accept Quail Private Drive as a county road subject to the adjoining property owner conveying adequate right-of-way for a county road fifty feet in width and approximately 2,400 feet in length and cul-de-sac, said conveyance to be done at no expense to Sullivan County.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_  
County Clerk Date

Approved: \_\_\_\_\_  
County Executive Date

**Introduced By Commissioner: S. Jones**  
**Seconded By Commissioner(s): J. Carter**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

Comments: 1st READING 03/26/01; Tabled 04/23/01 by voice vote upon motion made by Comm. Williams.

Sullivan County, Tennessee  
Board of County Commissioners

8  
No. 20  
Executive Committee  
2000-03-033

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 26 day of March, 2001.

**RESOLUTION AUTHORIZING Changing the Name of Main Street in Blountville to the Original Name "Great Stage Road".**

WHEREAS, a request to the State Legislature and Tennessee Department of Transportation to name part of State Route 126 on Main Street in Blountville the "Great Stage Road". The part of the Highway 126 to be renamed would extend from the intersection of Highway 394 and Highway 126 to the intersection of Blountville Boulevard and State Route 126;

WHEREAS, the original Great Stage Road made Blountville a center of trade and migration for eighty years;

WHEREAS, early roads in the territory and the state were old buffalo trails or Indian paths leading west and south from Pennsylvania to Virginia. The first road was the Island road that led into Sullivan County to the Holston River. This road by-passed Blountville but in 1795, the road was re-routed and named the Stage Road. The Great Stage Road made Blountville a major terminus for the tens of thousands of settlers who were moving westward over the Appalachians. On this road traveled Andrew Jackson, William McKinley, the Marquis de Lafayette, and Louis Phillipe, the exiled King of France. When the owner or Rotherwood, Frederick A. Ross, arrived on the Great Stage Road he wrote in his journal about readying himself to enter "Blountville the first town in Tennessee." The Great Stage Road was the major route for the largest western movement in the history of the republic. The Great Stage Road deserves recognition in Sullivan County and in Blountville, the county seat.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 26<sup>th</sup> day of March 2001, consider changing of Main Street in Blountville to the name " Great Stage Road" in order to heighten awareness that this road was a landmark in the early history of Sullivan County and the State Tennessee.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this 23<sup>rd</sup> day of April, 2001.

Attested: Janice Thomas County Clerk      Gil Hodges County Executive

**Introduced By Commissioner: Houser**

**Seconded By Commissioner(s): Surgenor**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	20			4	
Voice Vote					

03-033/mag Comments: 1st READING 03/26/01; Approved 04/23/01

Sullivan County, Tennessee  
Board of County Commissioners

9  
No. ~~21~~  
Budget Committee  
2001-03-034

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 26<sup>th</sup> day of March, 2001.

**RESOLUTION Appropriating Additional Funds for Kingsport E.M.S. Station**

WHEREAS, on October 16, 2000, a resolution (number 2000-09-121) was passed to appropriate funding to design and construct and equip a new E.M.S. Station on Wilcox Drive in Kingsport; and

WHEREAS, due to modifications of the building codes in the City of Kingsport additional funding in the amount of \$50,000 is needed for the E.M.S. Station to meet specifications.

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 26<sup>th</sup> day of March 2001, approve appropriating \$50,000 to complete the design and construction of the E.M.S. Station on Wilcox Drive. Account codes to be assigned by the Director of Accounts and Budgets.

**WAIVER OF THE RULES REQUESTED**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this 23<sup>rd</sup> day of April, 2001.

Attested: *Jeanie Stommon* County Clerk Date 4/23/01 Approved: *Gil Hodges* County Executive Date 4/23/01

Introduced By Commissioner: Williams  
Seconded By Commissioner(s): Harr

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	15		4	5	
Voice Vote					

at 03-034

Comments: 1<sup>st</sup> READING 03/26/01; Approved 04/23/01

Sullivan County, Tennessee  
Board of County Commissioners

No. 10  
Executive Committee  
2001-04-035

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING Name State Bridge Pfc. Dave C. Hinkle Memorial Bridge**

WHEREAS, Pfc. Dave C. Hinkle was killed in action in Italy on May 31, 1944 during WWII while serving with the 337<sup>th</sup> Regiment, 88<sup>th</sup> Division, United States ~~Marine~~ <sup>ARMY</sup> Corp.

WHEREAS, Pfc. Dave C. Hinkle was the only native son from the Hickory Tree Community killed in action during WWII.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on this 23<sup>rd</sup> day of April 2001 is requesting that T-DOT name and dedicate State Bridge #82-SR-44-10.24 on State Route 44 in the Hickory Tree Community as the Pfc. Dave C. Hinkle Memorial Bridge.

BE IT FURTHER RESOLVED that this Commission is requesting our State Legislators to work with T-DOT to achieve this goal in naming State Bridge 82-SR-44-10.24 as the Pfc. Dave C Hinkle Memorial Bridge.

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

This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.

Duly passed and approved this 23<sup>rd</sup> day of APRIL, 2001.

Attested: Janice Stumm County Clerk

Gil Hodges County Executive

Introduced By Commissioner: Hyatt

Seconded By Commissioner(s): McKamey, Morrell

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

04-035 /nrag

ATTACHMENTS

Comments: Amendment made by sponsors 04/23/01 that the signs are to be erected at no cost to the County; Approved as amended 04/23/01 Voice Vote

Haskel Morrell  
516 Pennsylvania Avenue  
Bristol, TN 37620  
423-764-9457

March 27, 2001

To Whom It May Concern:

As chairman of a local committee, vice president and representative of the Chapter of the First Marine Division Association, I am seeking to name bridge no. 82-SR-44-10.24 as a memorial to Pfc. Dave C. Hinkle. Hinkle was killed in action in Italy, May 31, 1944 while serving with the 337<sup>th</sup> regiment, 88<sup>th</sup> division. This bridge is located in the Hickory Tree Community of Sullivan County, Tennessee, on State Route 44 in front of the Hickory Tree Union Church

Enclosed please find the notices we posted in the newspaper seeking information on any other persons killed in World War II. There has been no response. To my knowledge there is no other native son from the Hickory Tree Community that was killed in WWII. Also please find the enclosed newspaper accounts of Hinkle's death, funeral notices and letters of support.

I personally will be responsible for the costs of erecting this sign. Your effort and support will be appreciated.

Sincerely,



Haskel Morrell

March 16, 2001

To Commissioner Marvin Hyatt  
Sullivan County, Tennessee

Dear Sir:

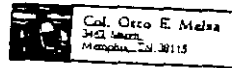
As a representative for the relatives of Dave Hinkle I want to express our approval of the request of members of the community to name a bridge in PFC. Hinkle's honor.

Dave lost his life in defense of his country during World War II. He and many others like him paid the supreme sacrifice so that we may enjoy the many freedoms that we have in this country. We respectfully desire that this request be favorably considered by Sullivan County and the State of Tennessee.

Sincerely,

  
Wayne Carrier

14 MARCH 2001



TO: SULLIVAN COUNTY COMMISSION

FROM: COLONEL OTTO MELZA (RETIRED)

RE: NAMING BRIDGE IN HICKORY TREE  
COMMUNITY FOR P.F.C. DAVE HINKLE

SIRS:

HAVING SERVED WITH HASKEL MORRELL  
IN MANY LEADERSHIP ROLES SUCH AS  
TENNESSEE CHAPTER, FIRST MARINE DIVISION  
ASSN, OTHER VETERAN GROUPS AND THE  
GEN. CATES MEMORIAL FUND YOU CAN  
BE ASSURED THAT HIS RECOMMENDED PLAN  
FOR THE BRIDGE NAMING IS BASED ON  
TRUSTWORTHY, RESPONSIBLE AND FACTUAL INFO  
ABOUT HIS PROJECT.

PFC HINKLE SERVED INTACTLY DURING WWII  
WITH THE 337<sup>TH</sup> INFANTRY REGIMENT OF THE  
UNITED STATES ARMY. HE SAVE HIS LIFE SERVING  
HIS COUNTRY AND NAMING A BRIDGE IS ONLY  
A SMALL TRIBUTE FOR HIS SACRIFICES AND SERVICE

WE HIGHLY RECOMMEND THE BRIDGE ON  
STATE ROAD 44 BEING SO NAMED AND SUGGEST: DON'T  
LOSE THIS ASSET OF HASKEL MORRELL TO THIS PROGRAM  
1: TENNESSEE GEN. ASSEMBLY - LT. GOV. WILSON SEMPER FIDELIS  
TENNESSEE HOUSE SPEAKER SIM NAIFEN OTTO MELZA

**Pfc. Dave Hinkle**

Word has been received that the body of Pfc. Dave C. Hinkle of Hickory Tree, Tenn., who was killed in action with the 337th Infantry regiment in Italy in May, 1944, arrived here on the Tennessee this morning.

Pfc. Hinkle was 31 years old at the time of his death. He was the son of the late Jacob and Alice Hinkle of Hickory Tree.

Surviving are the following brothers and sisters: Mrs. Bill White, Mrs. Arthur Carrier, Mrs. Henry Carrier, Edd and Henry Hinkle, all of Hickory Tree; Elmer and Arthur Hinkle of Birmingham, Ala.; an uncle, W. P. Carrier, and one aunt, Mrs. W. E. Hayes, both of Hickory Tree.

The serviceman entered the Army on May 2, 1943, and received training in Mississippi, Louisiana, and California. He was sent overseas with the 337th Infantry regiment the latter part of 1943.

Funeral arrangements are incomplete.

The body was taken to Paul Cook Funeral Home and will be moved to the home of Ed Hinkle near Hickory Tree at 2 p. m. Friday.

May 31 1944

1944

**KILLED IN ACTION**

Pfc. Dave Hinkle, son of the late Jacob and Alice Hinkle of Route 3, Bluff City, Tenn., was killed in action in Italy on May 31.



His relatives have been notified. Pfc. Hinkle, 32, was employed with the TVA before being inducted into the army in May, 1942.

He received his basic training at Camp Shelby, Miss., and later was transferred to Los Angeles, Calif.

He had been overseas for five months and was with an infantry battalion. He is survived by the following brothers and sisters: Mrs. Henry Carrier, Mrs. Arthur Carrier, Mrs. Bill White, Henry and Ed Hinkle all of Bluff City, Tenn.; Dewey Hinkle of Caldwell, N. J.; and Elmer and Arthur Hinkle of Birmingham, Ala.



Good Morning! It's Sunday, March 18, 2001

# Bristol HERALD COURIER

A Media General newspaper

**1st MARINE DIVISION  
ASSOCIATION,  
TENNESSEE CHAPTER**

Anyone from the Hickory Tree  
Community that was killed in World  
War II other than Dave Hinkle.  
If you have information, contact  
Haskel Morrell at (423) 764-3467.  
or Glen Morrell at 764-3486.

**1st MARINE DIVISION  
ASSOCIATION,  
TENNESSEE CHAPTER**

Anyone from the Hickory Tree  
Community that was killed in World  
War II other than Dave Hinkle.  
If you have information, contact  
Haskel Morrell at (423) 764-3467.  
or Glen Morrell at 764-3486.

Good Morning! It's Sunday, March 25, 2001

# Bristol HERALD COURIER

A Media General newspaper

Sullivan County, Tennessee  
Board of County Commissioners

No. 11  
Budget Committee  
2001-04-036

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING Participating in the Sullivan County Educate and Grow Scholarship Program at Northeast State Technical Community College**

WHEREAS, costs of tuition are increasing and there are approximately 120 students from Sullivan County's high schools (outside the cities) enrolling annually at Northeast State Technical Community College; and,

WHEREAS, Sullivan County wishes to offer these students an incentive for attending Northeast State Technical Community College and obtaining additional education; and

WHEREAS, the projected cost for this scholarship program would be (\$168,500) one hundred sixty-eight thousand five hundred dollars.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the \_\_\_\_ day of \_\_\_\_\_ 2001, hereby appropriate one hundred sixty-eight thousand five-hundred dollars (\$168,500) in funding to provide education incentives for Sullivan County students attending Northeast State Technical Community College. Said funding to be appropriated in the FY 2001-2002 Budget.

**BE IT FURTHER RESOLVED** that the students must meet all the requirements as set out in the criteria for the "Sullivan County Educate and Grow Scholarship Program" attached hereto.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_  
County Clerk Date

Approved: \_\_\_\_\_  
County Executive Date

**Introduced By: Commissioner: Blalock**

**Seconded By: Commissioner(s): Patrick, Williams, Harr**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

2001-04-036 att ATTACHMENT

Comments: 1st Reading 04/23/01;

**Sullivan County Department of Education**

**Director of Schools**  
Dr. John B. O'Dell

**Assistant Director of Schools**  
Mr. Glenn Arwood

P.O. BOX 306  
BLOUNTVILLE, TENNESSEE 37617  
PHONE 423/279-2300  
FAX 423/279-2204

April 18, 2001

**BOARD OF EDUCATION**  
JIM KISS, Chairman  
LARRY D. HARRIS, Vice-Chairman  
JACK B. BALES  
CHARLES BRIDWELL  
ALVIE BRIGHT  
JERRY GREENE  
SHERRY GREENE GRUBB

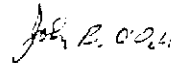
Dear Sullivan County Commissioner:

Please consider this letter as recommendation for the Educate and Grow Scholarship Program for students from Sullivan County high schools. This program has tremendous potential for many of our students. We encourage every high school graduate in Sullivan County to pursue some post-secondary program. This program will allow some students who financially are unable to attend a post-secondary program to continue their studies.

Northeast State has a proven track record in this region. Northeast State offers high quality trade, technical and academic programs. Their programs are very attractive to many of our students. The articulation agreements between Northeast State and our high school have been very productive. In addition, the articulation between Northeast State and East Tennessee State University offers our students an alternative process toward a four year degree program.

Again, I strongly support the proposed program in Sullivan County. Hopefully, all Sullivan County students will have better access to post-secondary programs.

Sincerely



John B. O'Dell

**SULLIVAN COUNTY EDUCATE AND GROW SCHOLARSHIP  
PROGRAM  
Fall 2001 Semester**

The purposes of the program include:

- Increase parent/guardian involvement in child's/children's education.
- Provide incentive for high school students to upgrade academic competencies while in high school.
- Provide opportunity for eligible high school graduates to attend college.
- Enable students to continue their education in preparation for attaining within the region a good, well paying job.
- Provide an educated and well-qualified workforce.
- Provide an incentive for our young people to remain in the region.

To be eligible, an individual must:

- Graduate as a member of the 2001 class with a standard diploma from an accredited high school or state-approved private school, as authorized by Tennessee law.
- Have a custodial parent or court-appointed legal guardian who resided within Sullivan County for 12 months prior to the student's high school graduation date. Documentation to substantiate that the parent/s – legal guardian/s lived within Sullivan County during this 12-month period may be required. A student is ineligible for the program if appointment of a court-appointed guardian is for the purpose of qualifying the student for participation in the scholarship program.

General scholarship provisions:

- Students must apply for all other scholarship and financial aid programs available through Northeast State. Students must enroll at Northeast State within 15 months of high school graduation.
- Students may receive scholarship assistance for four semesters during a period not to exceed three calendar years from the date of high school graduation. This assistance may be provided for four of the six fall and spring semesters during this three-year period. Summer semester will count as one of the four semesters for which scholarship assistance may be available if the student attends the semester on a full-time basis.
- Students must be enrolled for a minimum of 12 course hours each semester in order to be eligible to receive scholarship assistance during the semester.

Scholarship maintenance provisions/performance-accountability criteria:

- Students must maintain a cumulative 2.0 overall grade point average to remain eligible for scholarship assistance. Students who do not maintain a cumulative 2.0 grade point average at the end of any semester are not eligible to continue receiving Educate and Grow Scholarship program funds until a cumulative grade point average of 2.0 or higher is attained.
- Students must remain enrolled as full-time students and take a minimum of 12 credit hours each semester.
  - At the end of the first semester, program participants must pass a minimum of 9 Northeast State semester credit hours with a 2.0 grade point average in order to continue receiving Educate and Grow Scholarship Program funds during the second semester.
  - At the end of the second semester, program participants must have passed a minimum of 24 Northeast State semester credit hours with a 2.0 grade point average in order to continue receiving Educate and Grow Scholarship Program funds during the third semester.

- o At the end of the third semester, program participants must have passed a minimum of 36 Northeast State semester credit hours with a 2.0 grade point average in order to continue receiving Educate and Grow Scholarship Program funds during the fourth semester.

Students interested in applying for the scholarship must:

- Submit (hand deliver) to the Office of Admissions and Records at Northeast State Technical Community College the following four applications. All four applications should be hand delivered to the office at the same time.
  1. A completed application to participate in the Sullivan County Educate and Grow Scholarship Program – **Deadline date:** \_\_\_\_\_
  2. A completed application for admission to Northeast State Technical Community College and a \$5 application fee – **Deadline date:** \_\_\_\_\_
  3. A completed application for Northeast State scholarship funding [Northeast State Technical Community College Scholarship Application] – **Deadline date:** \_\_\_\_\_
  4. A completed application for federal student financial aid [The Free Application for Federal Student Aid (FAFSA)] – **Deadline date:** \_\_\_\_\_ FAFSA application will be processed more quickly by submitting it on the Web. Northeast State will provide computers with Internet connections for completing the application on-line when the four applications referenced above are submitted to the Office of Admissions and Records.
- Complete the "Request for Transcript" form and submit it to your high school guidance counselor – **Deadline date:** \_\_\_\_\_
- Provide notice of graduation and official high school transcript of high school course work – **Deadline date:** \_\_\_\_\_
- Submit official scores from the ACT Assessment or the Scholastic Aptitude Test (SAT). **Deadline date:** \_\_\_\_\_ Students scoring less than 19 on the math, English, or composite score of the ACT or a comparable SAT score (450-Math, 460-Verbal, 910-Composite) must undergo additional assessment by Northeast State for purposes of academic placement – **Deadline date:** \_\_\_\_\_. Students placed in remedial level courses are not eligible to participate in the Educate and Grow Scholarship program until all required remedial courses have been successfully completed.

NOTE: Individuals desiring to participate in the Educate and Grow Scholarship Program must meet these deadlines in order to be considered for scholarship funding during the Northeast State Fall 2001 Semester. Individuals failing to meet these deadlines may be considered for scholarship funding during the Northeast State Spring 2002 Semester or may reapply for Fall 2002 Semester.

*NOTE: The Educate and Grow Scholarship Program is funded by Sullivan County on a year-to-year basis. Depending on the number participating in the program and the availability of program funds, the Educate and Grow Scholarship Program may fund all or a portion of the maintenance and other required fees or all or a portion of the amount of the difference between the maintenance and other required fees and the amount received by the student via other scholarships and/or financial aid. Students participating in the program beginning Fall 2001 Semester will have priority for continued funding during Spring 2002 and subsequent semesters if scholarship performance-accountability criteria are met and funds are available.*

For information about the Educate and Grow Scholarship Program and Northeast State Technical Community College, please call Kathy at 423.323.0214.

Sullivan County, Tennessee  
Board of County Commissioners

No. 12  
Budget Committee  
2001-04-037

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING the Hiring of an Industrial Recruiter or an Industrial Recruiting Firm**

WHEREAS, the Federal Reserve has lowered interest rates; and,

WHEREAS, the industrial businesses on the West Coast are having power shortages and are looking for places that have adequate power supplies like Sullivan County to relocate.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 23<sup>rd</sup> day of April 2001, hereby expedite their industrial recruiting efforts on the West Coast.

**BE IT RESOLVED** that the Sullivan County Commission appropriate up to one hundred thousand dollars (\$100,000.00) to hire an industrial recruiter or recruiting agency.

**BE IT RESOLVED** that the Sullivan County Industrial Commission be responsible for negotiating with said agents or any Industrial Development Board within Sullivan County.

**BE IT RESOLVED** that no fees shall be paid until the relocating company has contracted with Sullivan County to relocate.

**BE IT FURTHER RESOLVED** that any contract entered into with an industrial recruiting agent or agency must be approved by the Sullivan County Purchasing Agent and the Industrial Development Board.

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

This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.

Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_  
County Clerk Date

Approved: \_\_\_\_\_  
County Executive Date

**Introduced By: Commissioner: Blalock**

**Seconded By: Commissioner(s): Surgenor, McKamey, Jones**

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					
Committee Action	Approved		Disapproved	Deferred	No Action
Administrative					
Budget					
Executive					

2001-04-037

Comments: 1st Reading 04/23/01;

Sullivan County, Tennessee  
Board of County Commissioners

No. 13  
Executive Committee  
2001-04-038

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 23 day of April, 2001.

**RESOLUTION AUTHORIZING No Parking in the 4<sup>th</sup> Civil District on Ellis Road**

WHEREAS, Commissioner Dennis Houser has requested a No Parking sign be installed on Ellis Road.

**NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby set a No Parking sign on Ellis Road in the 4<sup>th</sup> Civil District as requested by Commissioner Dennis Houser.**

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

This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.

Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_ County Clerk \_\_\_\_\_ County Executive

**Introduced By Commissioner: Houser**

**Seconded By Commissioner(s): Belcher / Milhorn**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

2001-04-038; mag ATTACHMENT

Comments: 1st Reading 04/23/01;

**SULLIVAN COUNTY  
HIGHWAY DEPARTMENT**

P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

*John R. LeSueur, Jr.*  
Commissioner of Highways

(423) 279-2820  
FAX (423) 279-2876

April 17, 2001

COMMISSIONERS: Carol Belcher  
Dennis Houser  
Paul Milhorn

Dear Commissioners:

I would like to request that you consider passing the following resolution: A NO PARKING sign be installed on Ellis Road.

Request made by Commissioner Dennis Houser.

This is in the 4<sup>th</sup> Civil District.

If you have any questions, please feel free to contact me.

Sincerely,



Rufus Cooper  
Traffic Coordinator

RC/jb

c: Mary Ann Gong



Sullivan County, Tennessee  
Board of County Commissioners

No. 14  
Executive Committee  
2001-04-039

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING 25 MPH Speed Limit on Lock Ridge Road in the 7<sup>th</sup> Civil District.**

WHEREAS, Commissioner June Carter has requested a 25 MPH Speed Limit sign be placed on Lock Ridge Road.

**NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby set a 25 MPH speed limit on Lock Ridge Road in the 7<sup>th</sup> Civil District as requested by Commissioner June Carter.**

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

This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.

Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_ County Clerk      \_\_\_\_\_ County Executive

**Introduced By Commissioner: Carter**

**Seconded By Commissioner(s): Jones**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

2001-04-039/ mag ATTACHMENT

Comments: 1st Reading 04/23/01;

**SULLIVAN COUNTY  
HIGHWAY DEPARTMENT**

P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

*John R. LeSueur, Jr.*  
Commissioner of Highways

(423) 279-2820  
FAX (423) 279-2876

April 17, 2001

COMMISSIONERS: June Carter  
Sam Jones

Dear Commissioners:

I would like to request that you consider passing the following resolution: To place a 25 MPH SPEED LIMIT on Lock Ridge Rd..

Request made by Commissioner June Carter.

This is in the 7<sup>th</sup> Civil District.

If you have any questions, please feel free to contact me.

Sincerely,



Rufus Cooper  
Traffic Coordinator

RC/jb

c: Mary Ann Gong

Sullivan County, Tennessee  
Board of County Commissioners

No. 15  
Budget Committee  
2001-04-040

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING the Sullivan County Highway Department to Contract with the Jacob Creek Job Corps and U.S. Forestry Service**

WHEREAS, the Jacob Creek Job Corps and U.S. Forestry Service has requested assistance to perform paving work and are willing to reimburse the highway department for all materials used; and,

WHEREAS, the Sullivan County Highway Department is willing to perform these services and furnish resources if approved by this Board.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the \_\_\_\_ day of \_\_\_\_\_ 2001, hereby approves the Sullivan County Highway Department contracting with the Jacob Creek Job Corps and the U.S. Forestry Service to perform paving work.

BE IT RESOLVED that the total cost involved will not exceed fifty-five thousand dollars (\$55,000) and will be reimbursed in full in a timely manner by the Jacob Creek Job Corps and U.S. Forestry Service. Account Codes to be assigned by the Director of Accounts & Budgets.

**WAIVER OF THE RULES REQUESTED**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it. Duly passed and approved this 23rd day of April, 2001.

Attested: Jeanie Hammon 4/23/01 County Clerk Date  
Approved: Gil Hodges 4/23/01 County Executive Date

Introduced By: Commissioner: Morrell  
Seconded By: Commissioner(s): B. King, Hyatt

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	20			4	
Voice Vote					

04-040-2001 alt  
Comments: Approved 04/23/01

Sullivan County, Tennessee  
Board of County Commissioners

No. 16  
Budget Committee  
2001-04-041

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 23<sup>rd</sup> day of April, 2001.

**A RESOLUTION AUTHORIZING THE ISSUANCE OF COUNTY DISTRICT SCHOOL BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED TWENTY-FOUR MILLION TWO HUNDRED THOUSAND DOLLARS (\$24,200,000) OF SULLIVAN COUNTY, TENNESSEE; MAKING PROVISION FOR THE ISSUANCE, SALE AND PAYMENT OF SAID BONDS; ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION OF PROCEEDS THEREFROM; AND PROVIDING FOR THE LEVY OF TAXES AND THE PLEDGE OF SALES TAX ALLOCATED TO THE COUNTY SCHOOL SYSTEM FOR THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS.**

WHEREAS, under the provisions of Section 49-3-1001, et seq., inclusive, Tennessee Code Annotated, counties in Tennessee are authorized through their respective governing bodies to issue and sell bonds of said counties for school purposes; and

WHEREAS, the Board of County Commissioners of Sullivan County, Tennessee (the "County"), has heretofore determined that it is necessary and advisable to issue not to exceed \$24,200,000 in aggregate principal amount of school bonds, to be issued in one or more emissions, for the purpose of providing funds for (i) the acquisition of sites for school buildings and facilities and the constructing, furnishing and equipping of school buildings and facilities located in the County, including, but not limited to, the construction of and improvements to roads, water and sewer lines and other general infrastructure related therewith; (ii) the payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing; (iii) reimbursement to the general purpose school fund for prior expenditures for the foregoing; and (iv) the payment of costs incident to the issuance and sale of the bonds authorized herein; and

WHEREAS, it is the intention of the Board of County Commissioners to adopt this resolution for the purpose of authorizing not to exceed \$24,200,000 in aggregate principal amount of said bonds, providing for the issuance, sale and payment of said bonds, establishing the terms thereof, and the disposition of proceeds therefrom, and providing for the levy of a tax under certain conditions and the pledge of certain sales tax revenues allocated to the county school system for the payment of principal thereof, premium, if any, and interest thereon within that portion of the County lying outside the territorial limits of the Cities of Bristol, Kingsport or Johnson City, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, as follows:

Authority. The bonds authorized by this resolution are issued pursuant to Sections 49-3-1001, et seq., Tennessee Code Annotated, and other applicable provisions of law.

Definitions. The following terms shall have the following meanings in this resolution unless the text expressly or by necessary implication requires otherwise:

"Bonds" means the not to exceed \$24,200,000 County District School Bonds of the County, to be dated May 1, 2001, having such series designation or such other dated date as shall be determined by the County Executive pursuant to Section 7 hereof;

"Book-Entry Form" or "Book-Entry System" means a form or system, as applicable, under which physical bond certificates in fully registered form are issued to a Depository, or to its nominee as Registered Owner, with the certificate of bonds being held by and "immobilized" in the custody of such Depository, and under which records maintained by identifies, and records the transfer of, the beneficial "book-entry" interests in those bonds;

"Code" means the Internal Revenue Code of 1986, as amended, and all regulations promulgated thereunder;

"County" means Sullivan County, Tennessee;

"County District" means that portion of taxable property in Sullivan County lying outside the territorial limits of the City of Bristol, the City of Kingsport and the City of Johnson City having separate independently operated school system.

"Depository" means any securities depository that is a clearing agency under federal laws operating and maintaining, with its participants or otherwise, a Book-Entry System, including, but not limited to, DTC;

"DTC" means the Depository Trust Company, a limited purpose company organized under the laws of the State of New York, and its successors and assigns;

"DTC Participant(s)" means securities brokers and dealers, banks, trust companies and clearing corporations that have access to the DTC System;

"Governing Body" means the Board of County Commissioners of the County;

"Project" means the acquisition of sites for school buildings and facilities; constructing, repairing, furnishing and equipping of school buildings and facilities located in the County, including, but not limited to, the construction of and improvements to roads, water and sewer lines and other general infrastructure related therewith; and the payment of architectural, engineering, legal, fiscal and administrative costs incident to the foregoing; and

"Registration Agent" means the registration and paying agent for the Bonds appointed by the County Executive, or any successor designated by the Governing Body.

Authorization and Terms of the Bonds. (a) For the purpose of providing funds to finance (i) the cost of the Projects and costs incident thereto; (ii) reimbursement to the general purpose school fund for prior expenditures for the foregoing; and (iii) the issuance and sale of the Bonds, there is hereby authorized to be issued bonds of the County in the aggregate principal amount of not to exceed \$24,200,000. The Bonds shall be issued in one or more emissions, in fully registered, book-entry form, without coupons, shall be known as "County District School Bonds", shall be dated May 1, 2001 (subject to the adjustments permitted under Section 7), and shall have such series designation or such other dated date as shall be determined by the County Executive pursuant to Section 7 hereof. The Bonds shall bear interest at a rate or rates not exceeding six percent (6.00%) per annum, payable (subject to the adjustments permitted under Section 7) semi-annually on May 1 and November 1 in each year, commencing November 1, 2001. The Bonds shall be issued initially in \$5,000 denominations or integral multiples thereof, as shall be requested by the original purchaser thereof. The Bonds shall mature serially or be subject to mandatory redemption and be payable on May 1 of each year as follows (subject to the adjustments permitted under Section 7 hereof):

<u>Years</u>	<u>Amounts</u>
2003	\$1,010,000
2004	1,050,000
2005	1,085,000
2006	1,125,000
2007	1,170,000
2008	1,215,000
2009	1,265,000
2010	1,320,000

2011	1,375,000
2012	1,440,000
2013	1,500,000
2014	1,570,000
2015	1,645,000
2016	1,725,000
2017	1,810,000
2018	1,900,000
2019	1,995,000

(b) Subject to the adjustments permitted under Section 7 hereof, Bonds maturing May 1, 2003 through May 1, 2011, inclusive, shall mature without option of prior redemption and Bonds maturing May 1, 2012 and thereafter, shall be subject to redemption prior to maturity at the option of the County on May 1, 2011 and thereafter, as a whole or in part at any time at the redemption price of par plus accrued interest to the redemption date.

If less than all the Bonds shall be called for redemption, the maturities to be redeemed shall be selected by the Governing Body in its discretion. If less than all of the Bonds within a single maturity shall be called for redemption, the interests within the maturity to be redeemed shall be selected as follows:

(i) if the Bonds are being held under a Book-Entry System by DTC, or a successor Depository, the Bonds to be redeemed shall be determined by DTC, or such successor Depository, by lot or such other manner as DTC, or such successor Depository, shall determine; or

(ii) if the Bonds are not being held under a Book-Entry System by DTC, or a successor Depository, the Bonds within the maturity to be redeemed shall be selected by the Registration Agent by lot or such other random manner as the Registration Agent in its discretion shall determine.

(c) Pursuant to Section 7 hereof, the County Executive is authorized to sell the Bonds, or any maturities thereof, as term bonds with mandatory redemption requirements corresponding to the maturities set forth herein or as determined by the County Executive. In the event any or all the Bonds are sold as term bonds, the County shall redeem term bonds on redemption dates corresponding to the maturity dates set forth herein, in aggregate principal amounts equal to the maturity amounts established pursuant to Section 7 hereof for each redemption date, as such maturity amounts may be adjusted pursuant to Section 7 hereof, at a price of par plus accrued interest thereon to the date of redemption. The term bonds to be redeemed within a single maturity shall be selected in the manner described in subsection (b) above.

At its option, to be exercised on or before the forty-fifth (45th) day next preceding any such mandatory redemption date, the County may (i) deliver to the Registration Agent for cancellation Bonds to be redeemed, in any aggregate principal amount desired, and/or (ii) receive a credit in respect of its redemption obligation under this mandatory redemption provision for any Bonds of the maturity to be redeemed which prior to said date have been purchased or redeemed (otherwise than through the operation of this mandatory sinking fund redemption provision) and canceled by the Registration Agent and not theretofore applied as a credit against any redemption obligation under this mandatory sinking fund provision. Each Bond so delivered or previously purchased or redeemed shall be credited by the Registration Agent at 100% of the principal amount thereof on the obligation of the County on such payment date and any excess shall be credited on future redemption obligations in chronological order, and the principal amount of Bonds to be redeemed by operation of this mandatory sinking fund provision shall be accordingly reduced. The County shall on or before the forty-fifth (45th) day next preceding each payment date furnish the Registration Agent with its certificate indicating whether or not and to what extent the provisions of clauses (i) and (ii) of this subsection are to be availed of with respect to such payment and confirm that funds for the balance of the next succeeding prescribed payment will be paid on or before the next succeeding payment date.

(d) Notice of call for redemption, whether optional or mandatory, shall be given by the Registration Agent on behalf of the County not less than thirty (30) nor more than sixty (60) days prior to the date fixed for redemption by sending an appropriate notice to the registered owners of the Bonds to be redeemed by first-class mail, postage prepaid, at the addresses shown on the Bond registration records of the Registration Agent as of the date of the notice; but neither failure to mail such notice nor any defect in any such notice so mailed shall affect the sufficiency of the proceedings for redemption of any of the Bonds for which proper notice was given. As long as DTC, or a successor Depository, is the registered owner of the Bonds, all redemption notices shall be mailed by the Registration Agent to DTC, or such successor Depository, as the registered owner of the Bonds, as and when above provided, and neither the County nor the Registration Agent shall be responsible for mailing notices of redemption to DTC Participants or Beneficial Owners. Failure of DTC, or any successor Depository, to provide notice to any DTC Participant or Beneficial Owner will not affect the validity of such redemption. The Registration Agent shall mail said notices as and when directed by the County pursuant to written instructions from an authorized representative of the County (other than for a mandatory sinking fund redemption, notices of which shall be given on the dates provided herein) given at least forty-five (45) days prior to the redemption date (unless a shorter notice period shall be satisfactory to the Registration Agent). From and after the redemption date, all Bonds called for redemption shall cease to bear interest if funds are available at the office of the Registration Agent for the payment thereof and if notice has been duly provided as set forth herein.

(e) The Governing Body hereby authorizes and directs the County Executive to appoint the Registration Agent for the Bonds and hereby authorizes and directs the Registration Agent so appointed to maintain Bond registration records with respect to the Bonds, to authenticate and deliver the Bonds as provided herein, either at original issuance or upon transfer, to effect transfers of the Bonds, to give all notices of redemption as required herein, to make all payments of principal and interest with respect to the Bonds as provided herein, to cancel and destroy Bonds which have been paid at maturity or upon earlier redemption or submitted for exchange or transfer, to furnish the County at least annually a certificate of destruction with respect to Bonds canceled and destroyed, and to furnish the County at least annually an audit confirmation of Bonds paid, Bonds outstanding and payments made with respect to interest on the Bonds. The County Executive is hereby authorized to execute and the County Clerk is hereby authorized to attest such written agreement between the County and the Registration Agent as they shall deem necessary and proper with respect to the obligations, duties and rights of the Registration Agent. The payment of all reasonable fees and expenses of the Registration Agent for the discharge of its duties and obligations hereunder or under any such agreement is hereby authorized and directed.

(f) The Bonds shall be payable, both principal and interest, in lawful money of the United States of America at the main office of the Registration Agent. The Registration Agent shall make all interest payments with respect to the Bonds by check or draft on each interest payment date directly to the registered owners as shown on the Bond registration records maintained by the Registration Agent as of the close of business on the fifteenth day of the month next preceding the interest payment date (the "Regular Record Date") by depositing said payment in the United States mail, postage prepaid, addressed to such owners at their addresses shown on said Bond registration records, without, except for final payment, the presentation or surrender of such registered Bonds, and all such payments shall discharge the obligations of the County in respect of such Bonds to the extent of the payments so made. Payment of principal of and premium, if any, on the Bonds shall be made upon presentation and surrender of such Bonds to the Registration Agent as the same shall become due and payable. All rates of interest specified herein shall be computed on the basis of a three hundred sixty (360) day year composed of twelve (12) months of thirty (30) days each. In the event the Bonds are no longer registered in the name of DTC, or a successor Depository, if requested by the Owner of at least \$1,000,000 in aggregate principal amount of the Bonds, payment of interest on such Bonds shall be paid by wire transfer to a bank within the continental United States or deposited to a designated account if such account is maintained with the Registration Agent and written notice of any such election and designated account is given to the Registration Agent prior to the record date.

(g) Any interest on any Bond that is payable but is not punctually paid or duly provided for on any interest payment date (hereinafter "Defaulted Interest") shall forthwith cease to be payable to the registered owner on the relevant Regular Record Date; and, in lieu thereof, such Defaulted Interest shall be paid by the County to the persons in whose names the Bonds are registered at the close of business on a date (the "Special Record Date") for the payment of such Defaulted Interest, which shall be fixed in the following manner: the County shall notify the Registration Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment, and at the same time the County shall deposit with the Registration Agent an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Registration Agent for such deposit prior to the date of the proposed payment, such money when deposited to be held in trust for the benefit of the persons entitled to such Defaulted Interest as in this Section provided. Thereupon, not less than ten (10) days after the receipt by the Registration Agent of the notice of the proposed payment, the Registration Agent shall fix a Special Record Date for the payment of such Defaulted Interest which Date shall be not more than fifteen (15) nor less than ten (10) days prior to the date of the proposed payment to the registered owners. The Registration Agent shall promptly notify the County of such Special Record Date and, in the name and at the expense of the County, not less than ten (10) days prior to such Special Record Date, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefor to be mailed, first class postage prepaid, to each registered owner at the address thereof as it appears in the Bond registration records maintained by the Registration Agent as of the date of such notice. Nothing contained in this Section or in the Bonds shall impair any statutory or other rights in law or in equity of any registered owner arising as a result of the failure of the County to punctually pay or duly provide for the payment of principal of, premium, if any, and interest on the Bonds when due.

(h) The Bonds are transferable only by presentation to the Registration Agent by the registered owner, or his legal representative duly authorized in writing, of the registered Bond(s) to be transferred with the form of assignment on the reverse side thereof completed in full and signed with the name of the registered owner as it appears upon the face of the Bond(s) accompanied by appropriate documentation necessary to prove the legal capacity of any legal representative of the registered owner. Upon receipt of the Bond(s) in such form and with such documentation, if any, the Registration Agent shall issue a new Bond or the Bond to the assignee(s) in \$5,000 denominations, or integral multiples thereof, as requested by the registered owner requesting transfer. The Registration Agent shall not be required to transfer or exchange any Bond during the period commencing on a Regular or Special Record Date and ending on the corresponding interest payment date of such Bond, nor to transfer or exchange any Bond after the publication of notice calling such Bond for redemption has been made, nor to transfer or exchange any Bond during the period following the receipt of instructions from the County to call such Bond for redemption; provided, the Registration Agent, at its option, may make transfers after any of said dates. No charge shall be made to any registered owner for the privilege of transferring any Bond, provided that any

transfer tax relating to such transaction shall be paid by the registered owner requesting transfer. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the County nor the Registration Agent shall be affected by any notice to the contrary whether or not any payments due on the Bonds shall be overdue. The Bonds, upon surrender to the Registration Agent, may, at the option of the registered owner, be exchanged for an equal aggregate principal amount of the Bonds of the same maturity in any authorized denomination or denominations.

(i) The Bonds shall be executed in such manner as may be prescribed by applicable law, in the name, and on behalf, of the County with the manual or facsimile signature of the County Executive and with the official seal, or a facsimile thereof, of the County impressed or imprinted thereon and attested by the manual or facsimile signature of the County Clerk.

(j) Except as otherwise provided in this resolution, the Bonds shall be registered in the name of Cede & Co., as nominee of DTC, which will act as securities depository for the Bonds. References in this Section to a Bond or the Bonds shall be construed to mean the Bond or the Bonds that are held under the Book-Entry System. One Bond for each maturity shall be issued to DTC and immobilized in its custody. A Book-Entry System shall be employed, evidencing ownership of the Bonds in authorized denominations, with transfers of beneficial ownership effected on the records of DTC and the DTC Participants pursuant to rules and procedures established by DTC.

Each DTC Participant shall be credited in the records of DTC with the amount of such DTC Participant's interest in the Bonds. Beneficial ownership interests in the Bonds may be purchased by or through DTC Participants. The holders of these beneficial ownership interests are hereinafter referred to as the "Beneficial Owners." The Beneficial Owners shall not receive the Bonds representing their beneficial ownership interests. The ownership interests of each Beneficial Owner shall be recorded through the records of the DTC Participant from which such Beneficial Owner purchased its Bonds. Transfers of ownership interests in the Bonds shall be accomplished by book entries made by DTC and, in turn, by DTC Participants acting on behalf of Beneficial Owners. SO LONG AS CEDE & CO., AS NOMINEE FOR DTC, IS THE REGISTERED OWNER OF THE BONDS, THE REGISTRATION AGENT SHALL TREAT CEDE & CO., AS THE ONLY HOLDER OF THE BONDS FOR ALL PURPOSES UNDER THIS RESOLUTION, INCLUDING RECEIPT OF ALL PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS, RECEIPT OF NOTICES, VOTING AND REQUESTING OR DIRECTING THE REGISTRATION AGENT TO TAKE OR NOT TO TAKE, OR CONSENTING TO, CERTAIN ACTIONS UNDER THIS RESOLUTION.

Payments of principal, interest, and redemption premium, if any, with respect to the Bonds, so long as DTC is the only owner of the Bonds, shall be paid by the Registration Agent directly to DTC or its nominee, Cede & Co. as provided in the Letter of Representation relating to the Bonds from the County and the Registration Agent to DTC (the "Letter of Representation"). DTC shall remit such payments to DTC Participants, and such payments thereafter shall be paid by DTC Participants to the Beneficial Owners. The County and the Registration Agent shall not be responsible or liable for payment by DTC or DTC Participants, for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC or DTC Participants.

In the event that (1) DTC determines not to continue to act as securities depository for the Bonds or (2) the County determines that the continuation of the Book-Entry System of evidence and transfer of ownership of the Bonds would adversely affect their interests or the interests of the Beneficial Owners of the Bonds, the County shall discontinue the Book-Entry System with DTC. If the County fails to identify another qualified securities depository to replace DTC, the County shall cause the Registration Agent to authenticate and deliver replacement Bonds in the form of fully registered Bonds to each Beneficial Owner.

THE COUNTY AND THE REGISTRATION AGENT SHALL NOT HAVE ANY RESPONSIBILITY OR OBLIGATIONS TO ANY DTC PARTICIPANT OR ANY BENEFICIAL OWNER WITH RESPECT TO (i) THE BONDS; (ii) THE ACCURACY OF ANY RECORDS MAINTAINED BY DTC OR ANY DTC PARTICIPANT; (iii) THE PAYMENT BY DTC OR ANY DTC PARTICIPANT OF ANY AMOUNT DUE TO ANY BENEFICIAL OWNER IN RESPECT OF THE PRINCIPAL OF AND INTEREST ON THE BONDS; (iv) THE DELIVERY OR TIMELINESS OF DELIVERY BY DTC OR ANY DTC PARTICIPANT OF ANY NOTICE DUE TO ANY BENEFICIAL OWNER THAT IS REQUIRED OR PERMITTED UNDER THE TERMS OF THIS RESOLUTION TO BE GIVEN TO BENEFICIAL OWNERS, (v) THE SELECTION OF BENEFICIAL OWNERS TO RECEIVE PAYMENTS IN THE EVENT OF ANY PARTIAL REDEMPTION OF THE BONDS; OR (vi) ANY CONSENT GIVEN OR OTHER ACTION TAKEN BY DTC, OR ITS NOMINEE, CEDE & CO., AS OWNER.

(k) The Registration Agent is hereby authorized to take such action as may be necessary from time to time to qualify and maintain the Bonds for deposit with DTC, including but not limited to, wire transfers of interest and principal payments with respect to the Bonds, utilization of electronic book entry data received from DTC in place of actual delivery of Bonds and provision of notices with respect to Bonds registered by DTC (or any of its designees identified to the Registration Agent) by overnight delivery, courier service, telegram, telecopy or other similar means of communication. No such arrangements with DTC may adversely affect the interest of any of the owners of the Bonds, provided, however, that the Registration Agent shall not be liable with respect to any such arrangements it may make pursuant to this section.



(l) The Registration Agent is hereby authorized to authenticate and deliver the Bonds to the original purchaser, upon receipt by the County of the proceeds of the sale thereof and to authenticate and deliver Bonds in exchange for Bonds of the same principal amount delivered for transfer upon receipt of the Bond(s) to be transferred in proper form with proper documentation as hereinabove described. The Bonds shall not be valid for any purpose unless authenticated by the Registration Agent by the manual signature of an officer thereof on the certificate set forth herein on the Bond form.

(in) In case any Bond shall become mutilated, or be lost, stolen, or destroyed, the County, in its discretion, shall issue, and the Registration Agent, upon written direction from the County, shall authenticate and deliver, a new Bond of like tenor, amount, maturity and date, in exchange and substitution for, and upon the cancellation of, the mutilated Bond, or in lieu of and in substitution for such lost, stolen or destroyed Bond, or if any such Bond shall have matured or shall be about to mature, instead of issuing a substituted Bond the County may pay or authorize payment of such Bond without surrender thereof. In every case the applicant shall furnish evidence satisfactory to the County and the Registration Agent of the destruction, theft or loss of such Bond, and indemnity satisfactory to the County and the Registration Agent; and the County may charge the applicant for the issue of such new Bond an amount sufficient to reimburse the County for the expense incurred by it in the issue thereof.

Source of Payment. The Bonds shall be payable from unlimited ad valorem taxes to be levied on all taxable property within the County lying outside the territorial limits of the Cities of Bristol, Kingsport or Johnson City, Tennessee. Subject to the limitation set forth in the preceding sentence, for the prompt payment of principal of, premium, if any, and interest on the Bonds, the full faith and credit of the County are hereby irrevocably pledged. There is additionally pledged to the payment of the Bonds that portion of the local option sales tax revenues distributed for County school purposes pursuant to Section 67-6-712(a)(1) of Tennessee Code Annotated.

Form of Bonds. The Bonds shall be in substantially the following form, the omissions to be appropriately completed when the Bonds are prepared and delivered:

(Form of Face of Bond)

REGISTERED  
Number \_\_\_\_\_

REGISTERED  
\$ \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF TENNESSEE  
COUNTY OF SULLIVAN  
COUNTY DISTRICT SCHOOL BOND, SERIES \_\_\_\_\_

Interest Rate:

Maturity Date:

Date of Bond:

CUSIP No.:

Registered Owner:

Principal Amount:

FOR VALUE RECEIVED, Sullivan County, Tennessee (the "County") hereby promises to pay to the registered owner hereof, hereinabove named, or registered assigns, in the manner hereinafter provided, the principal amount hereinabove set forth on the maturity date hereinabove set forth (or upon earlier redemption as set forth herein), and to pay interest (computed on the basis of a 360-day year of twelve 30-day months) on said principal amount at the annual rate of interest hereinabove set forth from the date hereof until said maturity date or redemption date, said interest being payable on November 1, 2001, and semi-annually thereafter on the first day of April and October in each year until this Bond matures or is redeemed. Both principal hereof and interest hereon are payable in lawful money of the United States of America by check or draft at the principal corporate trust office of \_\_\_\_\_, \_\_\_\_\_, as registration agent and paying agent (the "Registration Agent"). The Registration Agent shall make all interest payments with respect to this Bond on each interest payment date directly to the registered owner hereof shown on the Bond registration records maintained by the Registration Agent as of the close of business on the fifteenth day of the month next preceding the interest payment date (the "Regular Record Date") by check or draft mailed to such owner at such owner's address shown on said Bond registration records, without, except for final payment, the presentation or surrender of this Bond, and all such payments shall discharge the obligations of the County to the extent of the payments so made. Any such interest not so punctually paid or duly provided for on any interest payment date shall forthwith cease to be payable to the registered owner on the relevant Regular Record

Date; and, in lieu thereof, such defaulted interest shall be payable to the person in whose name this Bond is registered at the close of business on the date (the "Special Record Date") for payment of such defaulted interest to be fixed by the Registration Agent, notice of which shall be given to the owners of the Bonds of the issue of which this Bond is one not less than ten (10) days prior to such Special Record Date. Payment of principal of [and premium, if any, on] this Bond shall be made when due upon presentation and surrender of this Bond to the Registration Agent.

Except as otherwise provided herein or in the Resolution, as hereinafter defined, this Bond shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the Bonds of the series of which this Bond is one. One Bond for each maturity of the Bonds shall be issued to DTC and immobilized in its custody. A book-entry system shall be employed, evidencing ownership of the Bonds in \$5,000 denominations, or multiples thereof, with transfers of beneficial ownership effected on the records of DTC and the DTC Participants, as defined in the Resolution, pursuant to rules and procedures established by DTC. So long as Cede & Co., as nominee for DTC, is the registered owner of the Bonds, the County and the Registration Agent shall treat Cede & Co., as the only owner of the Bonds for all purposes under the Resolution, including receipt of all principal and maturity amounts of, premium, if any, and interest on the Bonds, receipt of notices, voting and requesting or taking or not taking, or consenting to, certain actions hereunder. Payments of principal, maturity amounts, interest, and redemption premium, if any, with respect to the Bonds, so long as DTC is the only owner of the Bonds, shall be paid directly to DTC or its nominee, Cede & Co. DTC shall remit such payments to DTC Participants, and such payments thereafter shall be paid by DTC Participants to the Beneficial Owners, as defined in the Resolution. Neither the County nor the Registration Agent shall be responsible or liable for payment by DTC or DTC Participants, for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC or DTC Participants. In the event that (1) DTC determines not to continue to act as securities depository for the Bonds or (2) the County determines that the continuation of the book-entry system of evidence and transfer of ownership of the Bonds would adversely affect its interests or the interests of the Beneficial Owners of the Bonds, the County may discontinue the book-entry system with DTC. If the County fails to identify another qualified securities depository to replace DTC, the County shall cause the Registration Agent to authenticate and deliver replacement Bonds in the form of fully registered Bonds to each Beneficial Owner. Neither the County nor the Registration Agent shall have any responsibility or obligations to any DTC Participant or any Beneficial Owner with respect to (i) the Bonds; (ii) the accuracy of any records maintained by DTC or any DTC Participant; (iii) the payment by DTC or any DTC Participant of any amount due to any Beneficial Owner in respect of the principal or maturity amounts of and interest on the Bonds; (iv) the delivery or timeliness of delivery by DTC or any DTC Participant of any notice due to any Beneficial Owner that is required or permitted under the terms of the Resolution to be given to Beneficial Owners, (v) the selection of Beneficial Owners to receive payments in the event of any partial redemption of the Bonds; or (vi) any consent given or other action taken by DTC, or its nominee, Cede & Co., as owner.

Bonds maturing May 1, 2003 through May 1, 2011, inclusive, shall mature without option of prior redemption and Bonds maturing May 1, 2012 and thereafter, shall be subject to redemption prior to maturity at the option of the County on May 1, 2011 and thereafter, as a whole or in part at any time at the redemption price of par plus accrued interest to the redemption date.

If less than all the Bonds shall be called for redemption, the maturities to be redeemed shall be designated by the Board of County Commissioners of the County, in its discretion. If less than all the principal amount of the Bonds of a maturity shall be called for redemption, the interests within the maturity to be redeemed shall be selected as follows:

(i) if the Bonds are being held under a Book-Entry System by DTC, or a successor Depository, the amount of the interest of each DTC Participant in the Bonds to be redeemed shall be determined by DTC, or such successor Depository, by lot or such other manner as DTC, or such successor Depository, shall determine; or

(ii) if the Bonds are not being held under a Book-Entry System by DTC, or a successor Depository, the Bonds within the maturity to be redeemed shall be selected by the Registration Agent by lot or such other random manner as the Registration Agent in its discretion shall determine.

[Subject to the credit hereinafter provided, the County shall redeem Bonds maturing \_\_\_\_\_ on the redemption dates set forth below opposite the maturity dates, in aggregate principal amounts equal to the respective dollar amounts set forth below opposite the respective redemption dates at a price of par plus accrued interest thereon to the date of redemption. DTC, as securities depository for the series of Bonds of which this Bond is one, or such Person as shall then be serving as the securities depository for the Bonds, shall determine the interest of each Participant in the Bonds to be redeemed using its procedures generally in use at that time. If DTC, or another securities depository is no longer serving as securities depository for the Bonds, the Bonds to be redeemed within a maturity shall be selected by the Registration Agent by lot or such other random manner as the Registration Agent in its discretion shall select. The dates of redemption and principal amount of Bonds to be redeemed on said dates are as follows:

Final  
Maturity

Redemption  
Date

Principal Amount  
of Bonds  
Redeemed

\*Final Maturity

At its option, to be exercised on or before the forty-fifth (45th) day next preceding any such redemption date, the County may (i) deliver to the Registration Agent for cancellation Bonds to be redeemed, in any aggregate principal amount desired, and/or (ii) receive a credit in respect of its redemption obligation under this mandatory redemption provision for any Bonds of the maturity to be redeemed which prior to said date have been purchased or redeemed (otherwise than through the operation of this mandatory sinking fund redemption provision) and canceled by the Registration Agent and not theretofore applied as a credit against any redemption obligation under this mandatory sinking fund provision. Each Bond so delivered or previously purchased or redeemed shall be credited by the Registration Agent at 100% of the principal amount thereof on the obligation of the County on such payment date and any excess shall be credited on future redemption obligations in chronological order, and the principal amount of Bonds to be redeemed by operation of this mandatory sinking fund provision shall be accordingly reduced. The County shall on or before the forty-fifth (45th) day next preceding each payment date furnish the Registration Agent with its certificate indicating whether or not and to what extent the provisions of clauses (i) and (ii) of this subsection are to be availed of with respect to such payment and confirm that funds for the balance of the next succeeding prescribed payment will be paid on or before the next succeeding payment date.]

Notice of call for redemption[, whether optional or mandatory,] shall be given by the Registration Agent not less than thirty (30) nor more than sixty (60) days prior to the date fixed for redemption by sending an appropriate notice to the registered owners of the Bonds to be redeemed by first-class mail, postage prepaid, at the addresses shown on the Bond registration records of the Registration Agent as of the date of the notice; but neither failure to mail such notice nor any defect in any such notice so mailed shall affect the sufficiency of the proceedings for the redemption of any of the Bonds for which proper notice was given. As long as DTC, or a successor Depository, is the registered owner of the Bonds, all redemption notices shall be mailed by the Registration Agent to DTC, or such successor Depository, as the registered owner of the Bonds, as and when above provided, and neither the County nor the Registration Agent shall be responsible for mailing notices of redemption to DTC Participants or Beneficial Owners. Failure of DTC, or any successor Depository, to provide notice to any DTC Participant will not affect the validity of such redemption. From and after any redemption date, all Bonds called for redemption shall cease to bear interest if funds are available at the office of the Registration Agent for the payment thereof and if notice has been duly provided as set forth in the Resolution, as hereafter defined.

This Bond is transferable by the registered owner hereof in person or by such owner's attorney duly authorized in writing at the principal corporate trust office of the Registration Agent set forth on the front side hereof, but only in the manner, subject to limitations and upon payment of the charges provided in the Resolution, as hereafter defined, and upon surrender and cancellation of this Bond. Upon such transfer a new Bond or Bonds of authorized denominations of the same maturity and interest rate for the same aggregate principal amount will be issued to the transferee in exchange therefor. The person in whose name this Bond is registered shall be deemed and regarded as the absolute owner thereof for all purposes and neither the County nor the Registration Agent shall be affected by any notice to the contrary whether or not any payments due on the Bond shall be overdue. Bonds, upon surrender to the Registration Agent, may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of the Bonds of the same maturity in authorized denomination or denominations, upon the terms set forth in the Resolution. The Registration Agent shall not be required to transfer or exchange any Bond during the period commencing on a Regular Record Date or Special Record Date and ending on the corresponding interest payment date of such Bond, nor to transfer or exchange any Bond after the notice calling such Bond for redemption has been made, nor during a period following the receipt of instructions from the County to call such Bond for redemption.

This Bond is one of a total authorized issue aggregating \$\_\_\_\_\_ and issued by the County for the purpose of providing funds to (i) purchase sites for County school buildings and facilities and to construct, repair, furnish and equip County school buildings and facilities, including, but not limited to, the construction of and improvements to roads, water and sewer lines and other general infrastructure related therewith; (ii) pay architectural, engineering, legal, fiscal and administrative costs incident to the foregoing; (iii) reimbursement to the general purpose school fund for prior expenditures for the foregoing; and (iv) pay the costs incident to the issuance and sale of the Bonds, pursuant to Sections 49-3-1001, et seq., Tennessee Code Annotated, and pursuant to a resolution duly adopted by the Board of County Commissioners of the County on April 23, 2001 (the "Resolution").

This Bond is payable from unlimited ad valorem taxes to be levied on all taxable property within the County lying outside the territorial limits of the Cities of Bristol, Kingsport or Johnson City, Tennessee. Subject to the limitation set forth in the preceding sentence, for the prompt payment of principal of [

premium, if any,) and interest on this Bond, the full faith and credit of the County are irrevocably pledged. For a more complete statement of the general covenants and provisions pursuant to which this Bond is issued, reference is hereby made to said Resolution. There is additionally pledged to the payment of the Bonds that portion of the local option sales tax revenues distributed for County school purposes pursuant to Section 67-6-712(a)(1) of Tennessee Code Annotated.

This Bond and the income therefrom are exempt from all present state, county and municipal taxes in Tennessee except (a) inheritance, transfer and estate taxes, (b) Tennessee excise taxes on interest on the Bond during the period the Bond is held or beneficially owned by any organization or entity, other than a sole proprietorship or general partnership, doing business in the State of Tennessee, and (c) Tennessee franchise taxes by reason of the inclusion of the book value of the Bond in the Tennessee franchise tax base of any organization or entity, other than a sole proprietorship or general partnership, doing business in the State of Tennessee.

It is hereby certified, recited, and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this Bond exist, have happened and have been performed in due time, form and manner as required by law, and that the amount of this Bond, together with all other indebtedness of the County, does not exceed any limitation prescribed by the constitution and statutes of the State of Tennessee.

IN WITNESS WHEREOF, the County has caused this Bond to be signed by its County Executive with his manual or facsimile signature and attested by its County Clerk with her manual or facsimile signature under an impression or facsimile of the corporate seal of the County, all as of the date hereinabove set forth.

SULLIVAN COUNTY

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

*Phil Hodges*  
County Executive

(SEAL)

ATTESTED:

*Jeannie Hammon*  
County Clerk

Transferable and payable at the principal corporate trust office of: \_\_\_\_\_

Date of Registration: \_\_\_\_\_

This Bond is one of the issue of Bonds issued pursuant to the Resolution hereinabove described.

\_\_\_\_\_  
Registration Agent

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

Authorized Officer

(FORM OF ASSIGNMENT)

FOR VALUE RECEIVED, the undersigned sells, assigns, and transfers unto \_\_\_\_\_, whose address is \_\_\_\_\_ (Please insert Federal Identification or Social Security Number of Assignee \_\_\_\_\_), the within Bond of Sullivan County, Tennessee, and does hereby irrevocably constitute and appoint \_\_\_\_\_, attorney, to transfer the said Bond on the records kept for registration thereof with full power of substitution in the premises.

Dated: \_\_\_\_\_

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears on the face of the within Bond in every particular, without alteration or enlargement or any change whatsoever.

Signature guaranteed:

NOTICE: Signature(s) must be guaranteed by a member firm of a Medallion Program acceptable to the Registration Agent.

Levy of Tax. The County, through its Governing Body, shall annually levy and collect a tax upon all taxable property within the County lying outside the territorial limits of the Cities of Bristol, Kingsport or Johnson City, Tennessee, in addition to all other taxes authorized by law, sufficient to pay principal of and interest on the Bonds when due, and for that purpose there is hereby levied a direct annual tax in such amount as may be found necessary each year to pay principal of, premium, if any, and interest coming due on the Bonds in said year. Principal, premium, if any, and interest falling due at any time when there are insufficient funds from this tax levy on hand shall be paid from the current funds of the County and reimbursement therefor shall be made out of the taxes hereby provided to be levied when the same shall have been collected. There is additionally pledged to the payment of the Bonds that portion of the local option sales tax revenues distributed for County school purposes pursuant to Section 67-6-712(a)(1) of Tennessee Code Annotated.

Sale of Bonds. (a) The Bonds shall be offered for public sale, as required by law, at a price of not less than ninety-nine percent (99%) of par, nor more than one hundred two percent (102%) of par, plus accrued interest, as a whole or in part from time to time as shall be determined by the County Executive, in consultation with Stephens Inc., Nashville, Tennessee, the County's financial advisor (the "Financial Advisor"). The Bonds, or any emission thereof, shall be sold at public sale by physical delivery of bids or by electronic bidding means of an Internet bidding service as shall be determined by the County Executive, in consultation with the Financial Advisor.

(b) If the Bonds are sold in more than one emission, the County Executive is authorized to designate the series of each emission, to cause to be sold in each emission an aggregate principal amount of Bonds less than that shown in Section 3 hereof for each emission, and to make corresponding adjustments to the maturity schedule of each emission designated in Section 3 hereof, so long as the total aggregate principal amount of all emissions issued does not exceed the total aggregate of Bonds authorized to be issued herein.

(c) The County Executive is further authorized:

- i. to change the dated date of the Bonds or any emission thereof, to a date other than May 1, 2001;
- ii. to determine the series designation of the Bonds, or any emission thereof;
- iii. to change the first interest payment date on the Bonds or any emission thereof to a date other than November 1, 2001;
- iv. to adjust the principal and interest payment dates and maturity amounts of the Bonds or any emission thereof, provided that (A) the total principal amount of all emissions of the Bonds does not exceed the total amount of Bonds authorized herein, (B) the first maturity date of the Bonds or any emission thereof is a date not earlier than May 1, 2003, and (C) the final maturity date of each emission shall not exceed 19 years and six months from the dated date of its emission;

v. to change the County's optional redemption provisions of the Bonds, provided that the premium amount to be paid on Bonds or any emission thereof does not exceed two percent (2%) of the principal amount thereof;

vi. to sell less than the authorized principal amount of Bonds authorized herein;

vii. to sell the Bonds, or any emission thereof, or any maturities thereof as term bonds with mandatory redemption requirements corresponding to the maturities set forth herein or as otherwise determined by the County Executive, as she shall deem most advantageous to the County; and

viii. to cause all or a portion of the Bonds to be insured by a bond insurance policy issued by a nationally recognized bond insurance company to achieve the purposes set forth herein and to serve the best interests of the County.

(d) The County Executive is authorized to sell the Bonds, or any emission thereof, simultaneously with any other bonds or notes authorized by resolution or resolutions of the Governing Body. The County Executive is further authorized to sell the Bonds, or any emission thereof, as a single issue of bonds with any other bonds with substantially similar terms authorized by resolution or resolutions of the Governing Body, in one or more emissions or series as she shall deem to be advantageous to the County; provided, however, that the total aggregate principal amount of combined bonds to be sold does not exceed the total aggregate principal amount of Bonds authorized by this resolution or bonds authorized by any other resolution or resolutions adopted by the Governing Body.

(e) The County Executive is authorized to award the Bonds, or any emission thereof, to the bidder whose bid results in the lowest true interest cost to the County, provided the rate or rates on none of the Bonds exceeds six percent (6.00%) per annum. The award of the Bonds by the County Executive to the lowest bidder shall be binding on the County, and no further action of the Governing Body with respect thereto shall be required. The form of the Bond set forth in Section 5 hereof, shall be conformed to reflect any changes made pursuant to this Section 7 hereof.

(f) The County Executive and County Clerk, or either of them, are authorized to cause the Bonds, in book-entry form, to be authenticated and delivered by the Registration Agent to the successful bidder and to execute, publish, and deliver all certificates and documents, including an official statement and closing certificates, as they shall deem necessary in connection with the sale and delivery of the Bonds. The County Executive and County Clerk are hereby authorized to enter into a contract with the Financial Advisor, for financial advisory services in connection with the sale of the Bonds.

Disposition of Bond Proceeds. The proceeds of the sale of the Bonds shall be disbursed as follows:

**all accrued interest shall be deposited to the appropriate fund of the County to be used to pay interest on the Bonds on the first interest payment date following delivery of the Bonds;**

The remainder of the proceeds of the sale of the Bonds shall be deposited with a financial institution regulated by the Federal Deposit Insurance Corporation or similar federal agency in a special fund known as the County District School Construction Fund (the "Construction Fund") to be kept separate and apart from all other funds of the County. The County shall disburse funds in the Construction Fund to pay costs of issuance of the Bonds, including necessary legal, accounting and fiscal expenses, printing, engraving, advertising and similar expenses, administrative and clerical costs, Registration Agent fees, bond insurance premiums, if any, and other necessary miscellaneous expenses incurred in connection with the issuance and sale of the Bonds. The remaining funds in the Construction Fund shall be disbursed solely to pay the costs of the Projects. Money in the Construction Fund shall be secured in the manner prescribed by applicable statutes relative to the securing of public or trust funds, if any, or, in the absence of such a statute, by a pledge of readily marketable securities having at all times a market value of not less than the amount in said Construction Fund. Money in the Construction Fund shall be expended only for the purposes authorized by this resolution. Any funds remaining in the Construction Fund after completion of the Project and payment of authorized expenses shall be paid to the County Trustee and shall be used to pay principal of and interest on the Bonds. Moneys in the Construction Fund shall be invested at the direction of the County Trustee in such investments as shall be permitted by applicable law. Earnings from such investments shall be retained by the County Trustee in the Construction Fund in an amount which shall cause the total Construction Fund deposits to equal the aggregate principal amount of Bonds or emission of Bonds issued. Remaining interest earnings shall be deposited by the County Trustee in the County's Rural Debt Service Fund unless otherwise directed by the Governing Body.

Official Statement. The County Executive and County Clerk, or either of them, working with Stephens Inc., Nashville, Tennessee, the County's financial advisor, are hereby authorized and

directed to provide for the preparation and distribution, which may include electronic distribution, of a Preliminary Official Statement describing the Bonds. After bids have been received and the Bonds have been awarded, the County Executive and the County Clerk, or either of them, shall make such completions, omissions, insertions and changes in the Preliminary Official Statement not inconsistent with this resolution as are necessary or desirable to complete it as a final Official Statement for purposes of Rule 15c2-12(e)(3) of the Securities and Exchange Commission. The County Executive and the County Clerk, or either of them, shall arrange for the delivery to the successful bidder on the Bonds of a reasonable number of copies of the Official Statement within seven business days after the Bonds have been awarded for delivery, by the successful bidder on the Bonds, to each potential investor requesting a copy of the Official Statement and to each person to whom such bidder and members of his bidding group initially sell the Bonds.

The County Executive and the County Clerk, or either of them, are authorized, on behalf of the County, to deem the Preliminary Official Statement and the Official Statement in final form, each to be final as of its date within the meaning of Rule 15c2-12(b)(1), except for the omission in the Preliminary Official Statement of certain pricing and other information allowed to be omitted pursuant to such Rule 15c2-12(b)(1). The distribution of the Preliminary Official Statement and the Official Statement in final form shall be conclusive evidence that each has been deemed in final form as of its date by the County except for the omission in the Preliminary Official Statement of such pricing and other information.

Arbitrage. The County recognizes that the purchasers and owners of the Bonds will have accepted them on, and paid therefor a price that reflects, the understanding that interest thereon is excludable from gross income for purposes of federal income taxation under laws in force on the date of delivery of the Bonds. In this connection, the County agrees that it shall take no action which may cause the interest on any of said Bonds to be included in gross income for federal income taxation. It is the reasonable expectation of the Governing Body of the County that the proceeds of the Bonds will not be used in a manner which will cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code, and to this end the said proceeds of the Bonds and other related funds established for the purposes herein set out shall be used and spent expeditiously for the purposes described herein. The Governing Body further covenants and represents that in the event it shall be required by Section 148(f) of the Code to pay any investment proceeds of the Bonds to the United States government, it will make such payments as and when required by said Section 148(f) and will take such other actions as shall be necessary or permitted to prevent the interest on the Bonds from becoming taxable. The County Executive and County Clerk, or either of them, are authorized and directed to make such certifications in this regard in connection with the sale of the Bonds as either or both shall deem appropriate, and such certifications shall constitute a representation and certification of the County.

Discharge and Satisfaction of Bonds. If the County shall pay and discharge the indebtedness evidenced by any of the Bonds in any one or more of the following ways, to wit:

**By paying or causing to be paid, by deposit of sufficient funds as and when required with the Registration Agent, the principal of and interest on such Bonds as and when the same become due and payable;**

**By depositing or causing to be deposited with any trust company or financial institution whose deposits are insured by the Federal Deposit Insurance Corporation or similar federal agency and which has trust powers ("an Agent"; which Agent may be the Registration Agent) in trust or escrow, on or before the date of maturity or redemption, sufficient money or Federal Obligations, as hereafter defined, the principal of and interest on which, when due and payable, will provide sufficient moneys to pay or redeem such Bonds and to pay interest thereon when due until the maturity or redemption date (provided, if such Bonds are to be redeemed prior to maturity thereof, proper notice of such redemption shall have been given or adequate provision shall have been made for the giving of such notice);**

**By delivering such Bonds to the Registration Agent, for cancellation by it;**

and if the County shall also pay or cause to be paid all other sums payable hereunder by the County with respect to such Bonds, or make adequate provision therefor, and by resolution of the Governing Body instruct any such Escrow Agent to pay amounts when and as required to the Registration Agent for the payment of principal of and interest on such Bonds when due, then and in that case the indebtedness evidenced by such Bonds shall be discharged and satisfied and all covenants, agreements and obligations of the County to the holders of such Bonds shall be fully discharged and satisfied and shall thereupon cease, terminate and become void.

If the County shall pay and discharge the indebtedness evidenced by any of the Bonds in the manner provided in either clause (a) or clause (b) above, then the registered owners thereof shall thereafter be entitled only to payment out of the money or Federal Obligations deposited as aforesaid.

Except as otherwise provided in this Section, neither Federal Obligations nor moneys deposited with the Registration Agent pursuant to this Section nor principal or interest payments on any such Federal Obligations shall be withdrawn or used for any purpose other than, and shall be held in trust for, the payment of the principal and interest on said Bonds; provided that any cash received from such principal or interest payments on such Federal Obligations deposited with the Registration Agent, (A) to the extent such cash will not be required at any time for such purpose, shall be paid over to the County as received by the Registration Agent and (B) to the extent such cash will be required for such purpose at a later date, shall, to the extent practicable, be reinvested in Federal Obligations maturing at times and in amounts sufficient to pay when due the principal and interest to become due on said Bonds on or prior to such redemption date or maturity date thereof, as the case may be, and interest earned from such reinvestments shall be paid over to the County, as received by the Registration Agent. For the purposes of this Section, Federal Obligations shall mean direct obligations of, or obligations, the principal of and interest on which are guaranteed by, the United States of America, or any agency thereof, obligations of any agency or instrumentality of the United States or any other obligations at the time of the purchase thereof are permitted investments under Tennessee Law for the purposes described in this Section, which bonds or other obligations shall not be subject to redemption prior to their maturity other than at the option of the registered owner thereof.

Continuing Disclosure. The County hereby covenants and agrees that it will provide annual financial information and material event notices if and as required by Rule 15c2-12 of the Securities Exchange Commission for the Bonds. The County Executive is authorized to execute at the Closing of the sale of the Bonds, an agreement for the benefit of and enforceable by the owners of the Bonds specifying the details of the financial information and material event notices to be provided and its obligations relating thereto. Failure of the County to comply with the undertaking herein described and to be detailed in said closing agreement, shall not be a default hereunder, but any such failure shall entitle the owner or owners of any of the Bonds to take such actions and to initiate such proceedings as shall



be necessary and appropriate to cause the County to comply with their undertaking as set forth herein and in said agreement, including the remedies of mandamus and specific performance.

Qualified Tax-Exempt Obligations. The Governing Body hereby designates the Bonds, or any emission thereof, as "qualified tax-exempt obligations", to the extent the Bonds, or any emission thereof, may be so designated, within the meaning of and pursuant to Section 265 of the Internal Revenue Code of 1986, as amended.

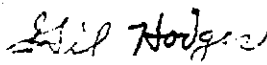
Resolution a Contract. The provisions of this resolution shall constitute a contract between the County and the registered owners of the Bonds, and after the issuance of the Bonds, no change, variation or alteration of any kind in the provisions of this resolution shall be made in any manner until such time as the Bonds and interest due thereon shall have been paid in full.

Separability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Repeal of Conflicting Resolutions and Effective Date. All other resolutions and orders, or parts thereof, in conflict with the provisions of this resolution, are, to the extent of such conflict, hereby repealed and this resolution shall be in immediate effect from and after its adoption.

Adopted and approved this 23<sup>rd</sup> day of April, 2001.

  
\_\_\_\_\_  
County Clerk

  
\_\_\_\_\_  
County Executive

STATE OF TENNESSEE )  
COUNTY OF SULLIVAN )

I, Jeanie F. Gammon, certify that I am the duly qualified and acting County Clerk of Sullivan County, Tennessee, and as such official I further certify that attached hereto is a copy of excerpts from the minutes of a regular meeting of April 23, 2001 of the governing body of the County; that these minutes were promptly and fully recorded and are open to public inspection; that I have compared said copy with the original minute record of said meeting in my official custody; and that said copy is a true, correct and complete transcript from said original minute record insofar as said original record relates to not to exceed \$24,200,000 County District School Bonds of said County.

WITNESS my official signature and seal of said County this 23 day of April, 2001.

  
\_\_\_\_\_  
County Clerk

(SEAL)

The Board of County Commissioners of Sullivan County, Tennessee, met in a regular session on April 23, 2001, at 9:00 a.m., at the Sullivan County Courthouse, Blountville, Tennessee, with the Honorable Gil Hodges, County Executive, presiding.

The following Commissioners were present:

Blalock, Boyd, Carter, Childress, Ferguson, Gonce, Harr, Houser, Hyatt, Jones, Kilgore, Buddy King, James King, Mayes, McConnell, McKamey, Milhorn, Morrell, Patrick, Pierca, Surgenor, Vance, Williams.

The following Commissioners were absent:

BeLcher

There were also present Jeanie F. Gammon, County Clerk.

**WAIVER OF THE RULES REQUESTED**

Introduced By: Commissioner: Williams

Seconded By: Commissioner(s): Harr

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-04-041 alt  
Comments: APPROVED 04/23/01

Sullivan County, Tennessee  
Board of County Commissioners

No. 17  
Budget Committee  
2001-04-042

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 23<sup>rd</sup> day of April, 2001.

**Resolution Requesting The Sullivan County Board Of County Commissioners To Issue Rural School Bonds Not To Exceed \$24,200,000 For The Purpose Of Renovating And Improving School Facilities And Pledging State Sales Tax Received By The Sullivan County Board Of Education For The Annual Payments Of Principal Of And Interest On The Rural School Bonds Until Fully Paid**

WHEREAS, the Sullivan County Board of Education has determined that the County school facilities need renovating and improving for more energy efficiency; and

WHEREAS, in accordance with *Tennessee Code Annotated* (TCA) 67-6-712(a)(3), county boards of education have the authority to approve the pledging of state sales tax by resolution for the payment of principal of and interest on bonds; and

WHEREAS, in accordance with TCA 49-3-1005(b)(1), county legislative bodies have the authority to issue school bonds secured by a tax on the property in the county lying outside the territorial limits of incorporated cities which operate their own schools independently of the county; and

WHEREAS, in accordance with TCA 49-3-1005(c), the county legislative bodies are further authorized to pledge and use proceeds of the county's share of the state sales tax distributed to the county under the provisions of title 67, chapter 6 and a portion of the non-classroom component of the basic education program funding generated for capital outlay purposes; and

WHEREAS, TCA 67-6-712(a)(3) requires any such pledge of the County's share of the sales tax distributed under the provisions of Title 67, Chapter 6 to be approved by resolution of the County Board of Education.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Sullivan County, Tennessee, as follows:

Section 1. Approval of Capital Improvements Plan. The Sullivan County Board of Education (the "BOE") has approved a Capital Improvements Plan for renovating and improving school facilities in the County at an estimated cost not to exceed \$24,200,000, and, hereby, request the Board of County Commissioners issue \$24,200,000 School Bonds pursuant to TCA 49-3-1005(b)(1) and TCA 49-3-1005(c) to fund the improvements.

Section 2. Annual Payment of Debt Service Requirements. The BOE has determined that after the improvements have been made, funds shall be available from its share of the sales tax to make annual payments of principal of and interest on the School Bonds issued by the County.

Section 3. Funds for Paying Annual Debt Service Requirements. The BOE shall use funds received from state sales tax that have previously been divided with other school systems in the County for paying the annual debt service requirements in accordance with TCA 49-3-1005(c) and the BOE hereby approves of Sullivan County pledging its share of the sales tax distributed under the provisions of Title 67, Chapter 6.

Section 4. Pledge to the Sullivan County Board of Commissioners. The BOE shall pledge to the Sullivan County Board of Commissioners an amount sufficient to make annual payments of principal of and interest on the \$24,200,000 School Bonds by authorizing the Sullivan County Trustee to deduct monthly from the sales tax being distributed as required by state law to the Sullivan County General Purpose School Fund. Said funds shall be deducted and deposited monthly to the Sullivan County Rural Debt Service Fund for making the annual payments.

Section 5. Beginning of Payments. If the School Bonds are issued prior to July 1, 2001, the BOE authorizes the deduction from sales tax to begin with the distribution for July, 2001. If the

bonds are issued after July, 2001, the deduction shall begin with the month that the bond issue is closed and settled.

Section 6. Continuation of Pledge. The BOE hereby pledges an amount equal to the required annual debt service payments from its share of the sales tax until the School Bonds are fully paid.

Section 7. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the Sullivan County Board of Education and the Board of Commissioners of Sullivan County.

Section 8. Separability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 9. Repeal of Conflicting Resolutions and Effective Date. All other resolutions and orders, or parts thereof, in conflict with the provision of this Resolution, are, to the extent of such conflict, hereby repealed and this Resolution shall be in immediate effect from and after its adoption.

Adopted and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2001

\_\_\_\_\_  
Chairman of Sullivan County Board of Education

\_\_\_\_\_  
Secretary to the Board of Education

Submitted to the Board of Commissioners of Sullivan County  
on 23rd day of APRIL, 2001

Approved and included in the minutes of the Board of Commissioners of Sullivan County  
on 23rd day of APRIL, 2001

*Bill Hodges*  
Sullivan County Executive

*Jeanie Hammon*  
Attest: Sullivan County Clerk

**WAIVER OF THE RULES REQUESTED**

Introduced By: Commissioner: Williams  
Seconded By: Commissioner(s): Harr

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-04-042 alt  
Comments: APPROVED 04/23/01

Sullivan County, Tennessee  
Board of County Commissioners

No. 18  
Committee  
2001-04-043

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 23<sup>rd</sup> day of April, 2001.

**RESOLUTION AUTHORIZING a Contractual Agreement to Provide Improvements to the Schools and funding from a \$24,200,000 Rural Bond Issue**

WHEREAS, Resolution number 9, approved on March 26, 2001 endorsed the pursuit of the concept of developing improvements to the County School facilities including energy savings, and

WHEREAS, the Purchasing Agent, with assistance from the County Attorney, has been working with representatives of the Sullivan County School Department and Energy Systems Group to develop a final contract, and

WHEREAS, all descriptions of products and services are to be provided, as well as, all generally accepted controls to safeguard the contractual intent are to be provided as expediently as possible for approval.

**NOW, THEREFORE BE IT RESOLVED** since time is of the essence to obtain approval to allow for completion of certain work before the new school year begins, the Purchasing Agent and the County Attorney are authorized to approve the completed contract upon being provided a Specific Scope of Services to the satisfaction of the Director of Schools, County Attorney, and Purchasing Agent; and

**BE IT FURTHER RESOLVED** that the contract not exceed the funding provided (\$24,200,000) after payment of bond sale costs, all architectural, engineering costs, etc. to reasonably complete the construction

***WAIVER OF THE RULES REQUESTED***

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

This resolution shall become effective on \_\_\_\_\_, 2001, the public welfare requiring it.

Duly passed and approved this 23<sup>rd</sup> day of APRIL, 2001.

Attested: *Jeanie Cannon* County Clerk      *Gil Hodges* County Executive

**Introduced By Commissioner: Houser**

**Seconded By Commissioner(s): Surgenor**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-04-043 / am

Comments:      APPROVED 04/23/01

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR  
SESSION MAY 21, 2001.

*Gil Hodges*

---

GIL HODGES

COMMISSION CHAIRMAN