

**COUNTY COMMISSION- REGULAR SESSION**

**APRIL 16, 2012**

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, APRIL 16, 2012, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE STEVE GODSEY, COUNTY MAYOR, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by Mayor Steve Godsey. Sheriff Wayne Anderson opened the commission and Comm. John Crawford gave the invocation. The pledge to the flag was led by Sheriff Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

<b>CATHY ARMSTRONG</b>	<b>TY BOOMERSHINE</b>
<b>MARK BOWERY</b>	<b>BRYAN K. BOYD</b>
<b>LINDA BRITTENHAM</b>	<b>MO BROTHERTON</b>
<b>DARLENE CALTON</b>	<b>JOHN K. CRAWFORD</b>
<b>O. W. FERGUSON</b>	<b>JOHN GARDNER</b>
<b>TERRY HARKLEROAD</b>	
<b>BAXTER HOOD</b>	<b>DENNIS HOUSER</b>
<b>MATTHEW J. JOHNSON</b>	<b>BILL KILGORE</b>
<b>DWIGHT KING</b>	<b>ED MARSH</b>
<b>WAYNE MCCONNELL</b>	<b>RANDY MORRELL</b>
<b>BOB NEAL</b>	<b>MIKE SURGENOR</b>
<b>R. BOB WHITE</b>	<b>EDDIE WILLIAMS</b>

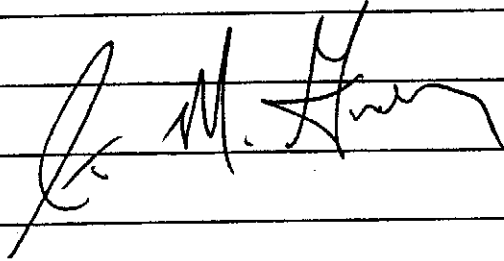
**23 PRESENT 1 ABSENT (ABSENT-HERRON)**

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. Harkleroad and seconded by Comm. Marsh to approve the minutes of the March 19, 2012 Regular Session Of County Commission. Said motion was approved by voice vote.

SULLIVAN COUNTY COMMISSION  
 Public Comment Session  
 Monday, April 16, 2012

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
✓ 1	L. BEAUDRIE	538 HENSON HILL	BRISTOL TN	✓
✓ 2	CATHY ARMSTRONG	328 Galway Rd	Bristol TN	
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				

SULLIVAN COUNTY CLERK  
JEANIE F. GAMMON COUNTY CLERK  
3258 HIGHWAY 126 SUITE 101  
BLOUNTVILLE TN 37617  
Telephone 423-323-6428  
Fax 423-279-2725

Notaries to be elected April 16, 2012

---

MICHAEL SHANNON ADAMS	TERI M. LAFERNEY
REGINA ALDRIDGE	ROBIN ELAINE MARSH
BRITTANY L AUTRY	RON MATHEWS
ANGIE W. BALLARD	ROY E. MATTHEWS, JR.
	ELIZABETH RENE'
	MONTGOMERY
TONY WAYNE BARGER	HEATHER R. MOORE
PATRICIA M. BARNHART	JENNIFER MOSLEY
JUDITH A. BELLAMY	MARTHA Y. PARRISH
ARLENE FAYE CLIFFTON	JASON B. PHILLIPS
MICHELE L. COLE	VICKIE ANN POTTS
SAMUEL CORMIER	JOHN C RIGHTMYER
PRESTON E. DEAL	ANGELA SCOTT
LAURA LEIGH DIXON	ROSE M. SORRELL
LAURA L. DOUGHTY	Y. KAY STOUT
AMANDA SHAY FLOYD	MARK E. TRIVETTE
JOHN GERRARD HAYSLETT	MICHELLE VERMILLION
CAROL A. HICKS	ALLISON N. WILLIAMS
KENNETH CLYDE HILL	BRANDI NICHOLE WILSON
JENA B. JARRETT	MARY E. WINEGAR
ANGELA MARIE JARRETT	DORA BLAIR WYETT
ANITA H. JONES	REBECCA ANN YORK
STACI L. KANNON	
JAMES FOX KEESLING	

PERSONAL SURETY  
MARK HENRY WEBB  
WELLS FARGO INSURANCE

UPON MOTION MADE BY COMM. MCCONNELL AND SECONDED BY  
COMM. NEAL TO APPROVE THE NOTARY APPLICATIONS HEREON. SAID  
MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 22 AYE, 2 ABSENT

**STATE OF TENNESSEE  
COUNTY OF SULLIVAN**

**APPROVAL OF NOTARY  
SURETY BONDS**

**April 16, 2012**

**NAME OF NOTARY**

**CANDI D. BLAIR  
MARTHA R. FREEMAN  
DORIS M. JOHNSON  
F. MICHAEL SEXTON, JR.  
MARTHA M. WALKER**

**PERSONAL SURETY**

**KATHY M. JOHNSON  
ALBERT H. AGETT, JR.  
SANDRA MCAMIS  
JOHN A. KITE  
LULA M. SKEEN**

**PERSONAL SURETY**

**DONNA M. MIX  
JAMES E. WILLIS  
E. PHILLIPS  
FRANKLIN BROWN  
ELIZABETH W. BYERLEY**

**UPON MOTION MADE BY COMM. MCCONNELL AND SECONDED BY COMM. NEAL  
TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION  
WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 22 AYE, 2 ABSENT.**

QUESTIONS BEFORE THE COMM.

NAMES OF COMMISSIONERS	Roll Call		Approve		No		No		No		No		No		No	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Armstrong	✓		✓													
Boomerstein	✓		✓													
Bowery	✓		✓													
Boyd	✓		✓													
Brittenham	✓		✓													
Brotherton	✓		✓													
Calton	✓		✓													
Crawford	✓		✓													
Ferguson	✓		✓													
Gardner	✓		✓													
Hullwood	✓		✓													
Neuron	A		A		A		A		A		A		A		A	
Head	✓		✓													
Houser	✓		A													
Johnson	✓		✓													
Kilgore	✓		✓													
Krug	✓		✓													
March	✓		✓													
McConnell	✓		✓													
Marrell	✓		✓													
Neal	✓		✓													
Singerer	✓		✓													
White	✓		✓													
Williams	✓		✓													

9:25

23 Aye  
1 Nay

QUESTIONS BEFORE THE COMMN.

Resolving Neg No Resolutions No No  
 1 1 2 3 4 5 6

NAMES OF COMMISSIONERS	1		1		2		3		4		5		6	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Brotherton	✓						✓	✓	✓	✓				
Calton	✓						✓	✓	✓	✓				
Crawford	✓						✓	✓	✓	✓				
Ferguson	✓						✓	✓	✓	✓				
Gardner	✓						✓	✓	✓	✓				
Hartwood	✓						✓	✓	✓	✓				
Herron	A	A	A	A	A	A	A	A	A	A	A			
Hood	✓						✓	✓	✓	✓				
Houser	A						A	✓	✓	✓				
Johnson	✓						✓	✓	✓	✓				
Kilgore	✓						✓		✓	✓				
King	✓						✓	✓	✓	✓				
Marsh	✓						✓		✓	✓				
McConnell	✓						✓		✓	✓				
Marrell	✓						✓	✓	✓	✓				
Neal	✓						✓	✓	✓	A				
Surgener	✓						✓		✓	✓				
White	✓						✓	✓	✓	✓				
Williams	✓						✓	✓	✓	✓				
Armstrong	✓						✓	✓	✓	✓				
Boomerkin	✓						P	✓	✓	✓				
Bowery	✓						✓	✓	✓	✓				
Boyd	✓						✓	✓	✓	✓				
Bitterham	✓						✓	✓	✓	✓				
	22 Aye						21 Aye	19 Aye	23 Aye	20 Aye				
	2 Ays						1 Aye	4 Nay	1 Absent	2 Absent				
							2 Absent	1 Absent						







**AGENDA**  
**Sullivan County Board of County Commission**

*April 16, 2012*

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, April 16, 2012 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

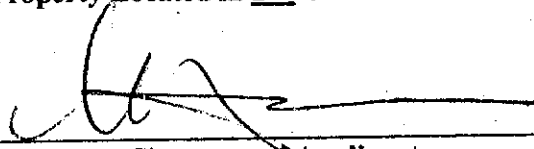
- (1) **File No.01/12/#1 Laurent Beaudry**  
Reclassify 3 acres property located at 538 Henson Hill Road from A-1(General Agricultural/Estate Residential District) to AR (Agricultural, Rural Residential and Light Recreational District) for the purpose of allowing for cabin rental development. Property ID No Tax Map 70, Parcel 133.50 Located in the 1<sup>st</sup> Civil District. **Sullivan County Planning**

# 02/12/#1 3

**PETITION TO SULLIVAN COUNTY FOR REZONING**

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

Property Owner: Mr. Laurent Beaudry  
Address: 538 Henson Hill Road  
Bristol, TN 37620  
Phone 704-339-4331 Date of Request 02/13/2012  
Property Located in 1<sup>st</sup> Civil District

  
\_\_\_\_\_  
Signature of Applicant

**OFFICE USE ONLY**

Meeting Date 03/20/2012 Time 6:00PM

Place Sullivan County Courthouse,  
Blountville, 2<sup>nd</sup> Floor.

Planning Commission Approved \_\_\_\_\_  
6 PM Denied \_\_\_\_\_

County Commission Approved X  
4/14/2012 Denied \_\_\_\_\_  
9:00 am

Other Roll Call Vote 22 AYE, 2 ABSENT

Final Action Date 04-16-12

**PROPERTY IDENTIFICATION**

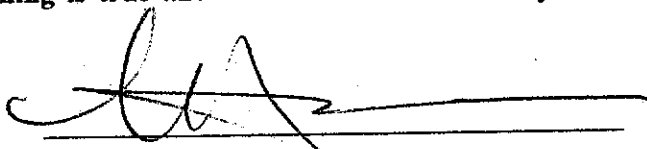
Tax Map No. 070 / Group \_\_\_\_\_ / Parcel 133.50

Zoning Map 15 Zoning District A-1 Proposed District Ar

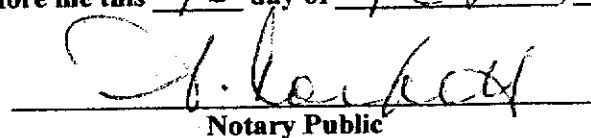
Property Location : Rezoning of lot 2A of the Brooks Subdivision

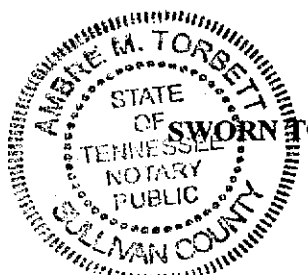
Purpose of Rezoning: for a cabin rental development - agricultural/recreational plan

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 13 day of Feb, 2012

  
\_\_\_\_\_  
Notary Public



My Commission Expires: 11/10/2013

April 16, 2012

**PLEASE NOTE**

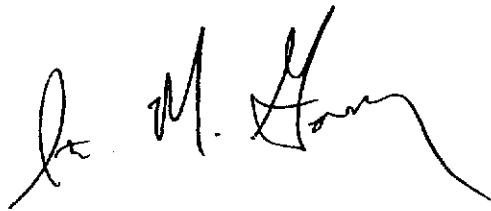
Resolution No. 2012-02-17 was deferred in March and has been taken off notice.

It has been replaced with Item No. 6 on today's agenda, Resolution No. 2012-04-31.


\*\*\*\*\*

Resolution No. 2012-03-20 was deferred in March and has been taken off notice.

It has been replaced with Item 7 on today's agenda, Resolution No. 2012-04-32.

A handwritten signature in black ink, appearing to read "J. M. Hauer". The signature is fluid and cursive, with a long horizontal stroke at the end.

Sullivan County, Tennessee  
Board of County Commissioners

  
Item 4  
Executive  
No. 2012-02-17

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of February 2012

**RESOLUTION Requesting The Allocation And Appropriation Of Funds To The Stormwater Program Under The Planning & Codes Department, 51720/731 – Object Code 399 For Purposes Of Monitoring The Impaired Streams Within The Unincorporated Portions Of The County As Federally Mandated By The Environmental Protection Agency.**

WHEREAS, pursuant to the National Pollutant Discharge Elimination System - Clean Water Act as regulated by the Environmental Protection Agency (EPA), Sullivan County became a Municipal Separate Sewer Stormwater System (MS4) community based upon the US Census Population criteria for urbanization and therefore shall comply with the federal regulations to manage the pollution of stormwater run-off; and

WHEREAS, the EPA with local oversight by the Tennessee Department of Environment and Conservation (TDEC), requires that all urbanized cities and counties perform water sampling and lab analyses of the polluted streams within their respective jurisdictions that exceed the threshold for healthy aquatic life, recreation, or fishing; and

WHEREAS, there are 6 streams in the county that are polluted with e. Coli and 14 streams that are polluted with too much sediment and erosion due to construction activities or urbanization; and

WHEREAS, the department has been performing all other tasks, field work, stream analyses, program administration, and construction oversight in-house using no additional funding since the mandate became effective in 2003; and

WHEREAS, the county does not have any certified employees able to perform the water sampling nor a state certified lab to analyze the data in-house and therefore must secure work using certified contracted services; and

WHEREAS, a copy of the water sampling monitoring points and plan are attached; and

WHEREAS, failure to meet these requirements shall be subject to fines and violations from TDEC in addition to forfeiting future grant eligibility.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session in order to remain in compliance with the NPDES program under the Clean Water Act, shall secure contracted services from a reputable environmental firm, and shall appropriate \$33,000 to complete this work.**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Dwight King**

**Prime Co-Sponsor(s): Dennis Houser, Linda Brittenham**

2012-02-17	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	No Action 3-5-12	No Action 3-8-12	Approved 2-7-12	

Notes: 1st Reading 02-21-12; **Deferred 03-19-12; Withdrawn 04-16-12.**

Sullivan County, Tennessee  
Board of County Commissioners

3  
Item 6  
Executive  
No. 2012-03-20  
Attachments

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of March 2012.

**RESOLUTION To Remove The STOP Sign On Easy Street Which Intersects With Westfield Drive And Install A YIELD Sign In The 8th Commissioner District**

WHEREAS, Commissioner Darlene Calton requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placement in Sullivan County:

**8th Commission District**

**To Remove The STOP Sign On Easy Street Which Intersects With Westfield Drive**

**And**

**Replace With A YIELD Sign**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Darlene Calton**  
**Prime Co-Sponsor(s): Eddie Williams**

2012-03-20	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 3-5-12	Deferred 3-8-12	Approved 3-7-12	

Notes: **Deferred 03-19-12; Withdrawn 04-16-12.**

  
**SULLIVAN COUNTY**  
**HIGHWAY DEPARTMENT**  
P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

Terry A. Shaffer  
Highway Commissioner

147 County Hill Road • Blountville, TN  
Phone (423) 279-2820 • Fax (423) 276-2876

## RESOLUTION REQUEST REVIEW

DATE: 2-15-2012

TO: Sullivan County Commission

REQUEST MADE BY: DARLENE CALTON

SUBJECT: To Remove the Stop Sign on  
EASY ST which Intersets with  
West Field DR. AND install A YIELD SIGN.

8th COMMISSIONER DISTRICT

Eddie Williams

APPROVED BY HIGHWAY DEPARTMENT

DENIED BY HIGHWAY DEPARTMENT

COMMENTS: The Stop Sign on EASY ST HAS BEEN A CONCERN  
OF THE RESIDENTS FOR SOMETIME. THE HIGHWAY DEPT WILL REPLACE  
THE STOP SIGN WITH A YIELD SIGN. THERE IS NOT A SAFETY OR  
SIGHT DISTANCE ISSUE IN TAKING THIS ACTION.

\_\_\_\_\_  
TRAFFIC COORDINATOR

\_\_\_\_\_  
DATE

Terry Shaffer 2/15/2012  
\_\_\_\_\_  
HIGHWAY COMMISSIONER      DATE

**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

September 6, 2000

COMMISSIONERS: Eddie Williams  
Fred Childress

Dear Commissioners:

I would like to request that you consider passing the following resolution:

A STOP sign be placed on Easy Street at Westfield Drive.

This is in the 13th Civil District.

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

Sincerely,



Ralph Pope  
Traffic Coordinator

RP/jb

C: Mary Ann Gong



Sullivan County, Tennessee  
Board of County Commissioners

No. 21/10  
Executive Committee  
2000-09-126

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 18 day of September, 2000.

**RESOLUTION AUTHORIZING Stop sign in the 13<sup>th</sup> Civil District**

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 18 day of September, 2000;

WHEREAS, Stop sign be placed on Easy Street at Westfield Drive.

**NOW, THEREFORE, BE IT RESOLVED** a Stop sign be placed on Easy Street at Westfield Drive in the 13<sup>th</sup> Civil District as recommended by the Sullivan County Highway Department.

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 16 day of October, 2000.

Attest: Jeanie Comm County Clerk Date: 10/16/00  
County Executive Date: \_\_\_\_\_

Introduced By Commissioner: Williams Estimated Cost: \$ \_\_\_\_\_

Seconded By Commissioner(s): Childress Fund: \_\_\_\_\_

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	20			3	
Voice Vote					

09-126 mag  
Attachment

Comments: 1st Reading 09/18/00; Approved 10/16/00 Roll Call Vote

~~Removed Stop Sign & Installed  
Yield Sign on 1.15.02 PER  
FRED Childress~~

Needs Resolution for Yield sign.

**RESOLUTIONS ON DOCKET FOR APRIL 16, 2012**

<b>RESOLUTIONS</b>	<b>ACTION</b>
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	APPROVED 04-16-12
#2 AUTHORIZE PURCHASING AGENT TO ENTER INTO A LEASE OF COPIERS FOR THE SULLIVAN COUNTY HEALTH DEPT	APPROVED 04-16-12
#3 ALLOWING SULLIVAN COUNTY TO ENTER INTO A NEW LEASE CONTRACT WITH THE TN VALLEY AUTHORITY (TVA) FOR OBSERVATION KNOB PARK	APPROVED 04-16-12
#4 AUTHORIZING REQUEST FOR UNCLAIMED BALANCE OF ACCOUNTS REMITTED TO STATE TREASURER UNDER UNCLAIMED PROPERTY ACT	APPROVED 04-16-12
#5 ALLOWING SULLIVAN COUNTY TO ENTER INTO A CONTRACT WITH NORTHEAST STATE COMMUNITY COLLEGE TO PLACE RECYCLING BINS ON THE NORTHEAST STATE CAMPUS	APPROVED 04-16-12
#6 REQUESTING THE ALLOCATION AND APPROPRIATION OF FUNDS TO THE STORMWATER PROGRAM UNDER THE PLANNING & CODES DEPARTMENT FOR PURPOSES OF MONITORING THE IMPAIRED STREAMS WITHIN THE UNINCORPORATED PORTIONS OF THE COUNTY AS FEDERALLY MANDATED BY THE ENVIRONMENTAL PROTECTION AGENCY- REPLACEMENT FOR RESOLUTION NO. 2012-02-17 (HAS COST REDUCTION)	APPROVED 04-16-12
#7 REMOVE THE STOP SIGN ON EASY STREET WHICH INTERSECTS WITH WESTFIELD DRIVE AND INSTALL A YIELD SIGN IN THE 8 <sup>TH</sup> COMM. DISTRICT	APPROVED 04-16-12
#8 AUTHORIZE TAX RELEASES FOR THE 2010 TAX YEAR FROM THE OFFICE OF COUNTY TRUSTEE	APPROVED 04-16-12
#9 AUTHORIZE A CONTINUING BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2012; THE ISSUANCE OF TAX ANTICIPATION NOTES; AND THE EXPENDITURE OF FUNDS BY VARIOUS COUNTY OFFICES AND DEPARTMENTS	1 <sup>ST</sup> READING 04-16-12

#10 ALLOW THE SULLIVAN COUNTY HIGHWAY DEPARTMENT TO SELL AN ASPHALT GRINDER THAT IS NO LONGER NEEDED	APPROVED 04-16-12
#11 WITHDRAW AUTHORITY OF SULLIVAN COUNTY HIGHWAY DEPARTMENT TO PICK UP BRUSH, LEAVES AND LIMBS	1 <sup>ST</sup> READING 04-16-12
#12 AMEND THE 2011-2012 FY BUDGET FOR THE SHERIFF'S DEPARTMENT	WITHDRAWN 04-16-12

Sullivan County, Tennessee  
Board of County Commissioners

Item 1  
No. 2012-04-00

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION To Consider Amendment(s) To The SULLIVAN COUNTY ZONING PLAN: Zoning Map Or The Zoning Resolution**

WHEREAS, the rezoning petition(s) have been duly initiated; have been before the appropriate Regional Planning Commission (recommendations enclosed); and shall receive a public hearing as required prior to final action from the County Commission; and

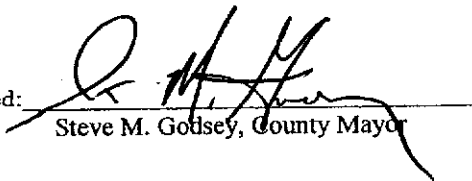
WHEREAS, such rezoning petition(s) and/or the proposed text amendment(s) will require an amendment to the SULLIVAN COUNTY ZONING PLAN – Zoning Map or Zoning Resolution.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider rezoning petition(s) and/or the Zoning Resolution Text Amendment(s), conduct the appropriate public hearing as required by law, and vote upon the proposed amendment(s) individually, by roll call vote, and that the vote be valid and binding, and that any necessary amendments to the official zoning map or resolution code book be made by the Planning & Codes Department.

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

Duly passed and approved this 16th day of April 2012.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsor: John Crawford**  
**Prime Co-Sponsor(s): John Gardner**

2012-04-00	County Commission
ACTION	Approved 04-16-12 Voice Vote

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 2  
Budget  
No. 2012-03-25

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of March 2012.

**RESOLUTION To Authorize Purchasing Agent To Enter Into A Lease Of Copiers For The Sullivan County Health Department**

WHEREAS, Sullivan County is a political subdivision of the State of Tennessee and is duly organized and existing pursuant to the Constitution and laws of the State of Tennessee; and

WHEREAS, pursuant to applicable law, the Board of Commissioners of Sullivan County is authorized to acquire, dispose of and encumber real and personal property, including, without limitation, rights and interest in property, leases, and easement necessary to the functions or operations of Sullivan County; and

WHEREAS, the Board of Commissioners hereby finds and determines that the execution of a lease agreement in the total amount not to exceed \$104,126.40 for the purpose of acquiring equipment (10 Copiers) is appropriate and necessary to the functions and operations of Sullivan County Health Department.

**NOW THEREFORE BE IT RESOLVED** by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session authorizes the Purchasing Agent acting on behalf of Sullivan County, to execute a lease for copiers in an amount not to exceed \$104,126.40 to be paid in equal monthly installments of \$1,735.44 over a 60 month period with Danka Financial Service.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested: Jeanie Gammon  
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey  
Steve M. Godsey, County Mayor

**Sponsored By: Bob White**  
**Prime Co-Sponsor(s): Eddie Williams, Mark Bowery**

2012-03-25	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-2-12	Approved 4-5-12	Approved 4-3-12	<b>Approved 04-16-12</b> <b>21 Aye, 1 Pass, 2 Absent</b>

Notes: 1st Reading 03-19-12;

Sullivan County, Tennessee  
Board of County Commissioners

Item 3  
Budget/Executive  
No. 2012-03-28  
Attached Amendment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of March 2012.

**RESOLUTION Allowing Sullivan County To Enter Into A New Lease Contract With The Tennessee Valley Authority (TVA) For Observation Knob Park**

WHEREAS, this would assist in the long-range planning and decision making process for the needs of the park; and

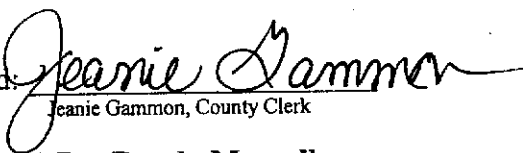
WHEREAS, this resolution will also allow Observation Knob Park to pay the required maintenance fee of \$5,000.00 to T. V. A. which is to be paid at the time the lease is signed; and

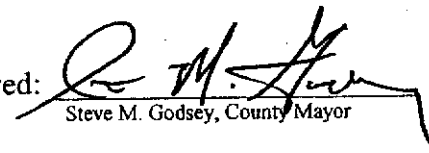
WHEREAS, the new lease would be for thirty (30) years.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves renewing the lease agreement between Tennessee Valley Authority and Sullivan County for Observation Knob Park for thirty (30) years.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Randy Morrell**

**Prime Co-Sponsor(s): Bryan Boyd, Dennis Houser, Linda Brittenham**

2012-03-28	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	No Action 4-2-12	Approved 4-5-12	No Action 4-3-12	<b>Approved 04-16-12</b> 19 Aye. 4 Nay. 1 Absent

Notes: 1st Reading 03-19-12; Amendments 1 and 2 approved with Resolution as attached.

**April 10, 2012**

**Amendment No. 1 To Resolution No. 2012-03-28**

The Sponsors Of Above Listed Resolution Have Entered The Following Amendment:

Camping Rates At Observation Knob Park For 2012 Are To Be Adjusted As Follows:

1. Permanent sites are to be raised \$15.00 per month for seven (7) months. **\$150.00 to \$165.00**
2. Storage is to be raised \$5.00 per month. **\$35.00 to \$40.00**
3. Daily rates are to be raised \$2.00 per day. **\$20.00 to \$22.00**
4. Six (6) sites are Seasonal and will have daily rates.

**Amendment approved with Resolution 04-16-12.**

PROPOSED AMENDMENT #2 TO

RES. # 3  
NO. 2012-03-28

AMEND AS FOLLOWS:

MOTION TO DO AWAY WITH ALL DISCOUNTS.

INTRODUCED BY: KILGORE

SECONDED BY: ACCEPTED BY SPONSOR

ACTION: AMENDMENT APPROVED WITH RESOLUTION 04-16-12.



12/03/003

SULLIVAN COUNTY ACCOUNT BUDGETS  
 OBSERVATION KNOB PARK (123)  
 OPERATING SUMMARY  
 OCTOBER 2011

ACCOUNT	DESCRIPTION	FY 2011-2012 BUDGET	M T D	Y T D	PRIOR Y T D	BUDGET BALANCE	BAL BUD%
43340 0000 000	RECREATION FEES	265,000.00	26,797.78	136,938.39	109,628.50	128,061.61	48.3
48610 0000 000	DONATIONS-OBSERVATION KNOB PARK	.00	.00	.00	2,900.62	.00	.0
Total Revenues & Other Sources.....		265,000.00	26,797.78	136,938.39	112,529.12	128,061.61	48.3
56700 5600	PARK-OBSERVATION KNOB PARK.....						
56700 5600 100	PERSONAL SERVICES	101,481.00	7,777.68	39,718.64	31,696.55	61,762.36	60.9
56700 5600 105	SUPERVISOR/DIRECTOR	32,100.00	1,967.60	9,306.80	9,282.80	22,793.20	71.0
56700 5600 149	LABORERS	25,225.00	1,507.80	7,809.49	8,365.72	17,415.51	69.0
56700 5600 168	TEMPORARY PERSONNEL	44,156.00	4,302.28	22,602.35	14,048.03	21,553.65	48.8
56700 5600 200	BENEFITS	34,500.00	2,865.52	11,726.63	11,483.15	22,773.37	66.0
56700 5600 201	SOCIAL SECURITY	5,647.00	598.03	2,538.29	1,997.98	3,108.71	55.1
56700 5600 204	STATE RETIREMENT	9,863.00	711.28	2,929.27	3,352.54	6,933.73	70.3
56700 5600 206	LIFE INSURANCE	141.00	11.70	46.80	46.80	94.20	66.8
56700 5600 207	MEDICAL INSURANCE	16,485.00	1,373.66	5,494.64	5,494.64	10,990.36	66.7
56700 5600 208	DENTAL INSURANCE	372.00	30.98	123.92	123.92	248.08	66.7
56700 5600 210	UNEMPLOYMENT COMPENSATION	667.00	.00	.00	.00	667.00	100.0
56700 5600 212	EMPLOYER MEDICARE	1,325.00	139.87	593.71	467.27	731.29	55.2
56700 5600 300	CONTRACTED SERVICES	16,700.00	449.04	2,252.40	4,200.57	14,447.60	86.5
56700 5600 306	BANK CHARGES	1,447.00	167.59	731.58	414.44	715.42	49.4
56700 5600 307	COMMUNICATION	865.00	39.31	243.00	251.28	622.00	71.9
56700 5600 312	CONTRACTS WITH PRIVATE AGENCIES	2,400.00	.00	600.00	600.00	1,800.00	75.0
56700 5600 333	LICENSES	250.00	.00	.00	.00	250.00	100.0
56700 5600 336	MAINTENANCE AND REPAIR SERVICES -	8,838.00	.00	.00	2,238.27	8,838.00	100.0
56700 5600 348	POSTAL CHARGES	100.00	17.24	22.52	2.48	77.48	77.5
56700 5600 351	RENTALS	750.00	48.50	126.10	156.30	623.90	83.2
56700 5600 359	DISPOSAL FEES	1,800.00	176.40	529.20	537.80	1,270.80	70.6
56700 5600 399	OTHER CONTRACTED SERVICES	250.00	.00	.00	.00	250.00	100.0
56700 5600 400	SUPPLIES AND MATERIALS	99,604.00	3,646.38	46,729.43	63,453.30	52,874.57	53.1
56700 5600 409	CRUSHED STONE	.00	447.88	447.88	.00	.00	.0
56700 5600 410	CUSTODIAL SUPPLIES	1,954.00	140.06	754.06	651.24	1,199.94	61.4
56700 5600 411	DATA PROCESSING SUPPLIES	400.00	.00	.00	142.97	400.00	100.0
56700 5600 412	DIESEL FUEL	.00	15.98	341.90	.00	.00	.0
56700 5600 415	ELECTRICITY	48,500.00	.00	28,029.40	40,388.60	20,470.60	42.2
56700 5600 417	EQUIPMENT PARTS - LIGHT	2,000.00	.00	401.74	1,219.22	1,598.26	79.9
56700 5600 418	EQUIPMENT AND MACHINERY PARTS	400.00	.00	.00	.00	400.00	100.0
56700 5600 420	FERTILIZER, LIME, CHEMICALS AND SE	.00	.00	.00	314.27	.00	.0
56700 5600 424	GARAGE SUPPLIES	100.00	.00	.00	.00	100.00	100.0
56700 5600 425	GASOLINE	7,000.00	758.82	3,575.81	2,626.76	3,424.19	48.9
56700 5600 426	GENERAL CONSTRUCTION MATERIALS	6,000.00	42.87	753.00	6,255.59	5,247.00	87.5
56700 5600 427	ICE	2,550.00	.00	1,460.25	1,246.25	1,089.75	42.7
56700 5600 433	LUBRICANTS	500.00	.00	.00	205.58	500.00	100.0
56700 5600 435	OFFICE SUPPLIES	1,000.00	.00	28.50	.00	971.50	97.2
56700 5600 442	PROPANE GAS	1,400.00	.00	879.76	532.62	520.24	37.2
56700 5600 446	SMALL TOOLS	700.00	75.87	277.73	.00	422.27	60.3
56700 5600 450	TIRES AND TUBES	500.00	.00	.00	.00	500.00	100.0
56700 5600 453	VEHICLE PARTS	500.00	.00	50.00	-31.47	450.00	90.0

27,309.89

Sullivan County, Tennessee  
Board of County Commissioners

Item 4  
Budget  
No. 2012-04-29

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION Authorizing Request For Unclaimed Balance Of Accounts Remitted To State Treasurer Under Unclaimed Property Act**

WHEREAS, Tennessee Code Annotated §66-29-102 and §66-29-123, as amended by Public Chapter 401, Acts of 1985, provide that a municipality or county in Tennessee may request payment for the unclaimed balance of funds reported and remitted by or on behalf of the local government and its agencies if it exceeds One hundred (\$100.00) Dollars, less a proportionate share of the cost of administering the program; and

WHEREAS, Sullivan County and/or its agencies have remitted unclaimed accounts to the State Treasurer in accordance with the Uniform Disposition of Unclaimed Property Act for the report year ending December 31, 2010; and

WHEREAS, Sullivan County agrees to meet all of the requirements of Tennessee Code Annotated §66-29-101, et seq., and to accept liability for future claims against accounts represented in funds paid to it and to submit an annual report of claims received on these accounts to the State Treasurer; and


WHEREAS, it is agreed that Sullivan County will retain a sufficient amount to insure prompt payment of allowed claims without deduction for administrative costs or service charge and that the balance of funds will be deposited in Sullivan County's general fund;

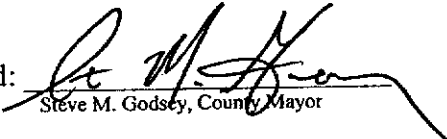
**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16<sup>th</sup> day of April, 2012 hereby request the State Treasurer to pay the unclaimed balance of funds remitted for the 2010 report year to Sullivan County in accordance with the provisions of Tennessee Code Annotated §66-29-121.

*Waiver Of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

Sponsored By: Wayne McConnell  
Prime Co-Sponsor(s): James "Moe" Brotherton

2012-04-29	Administrative	Budget	Executive	County Commission
ACTION	Approved 4-2-12	Approved 4-5-12	Approved 4-3-12	Approved 04-16-12 23 Ave. 1 Absent

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 5  
Administrative  
No. 2012-04-30  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION Allowing Sullivan County To Enter Into A Contract With Northeast State Community College To Place Recycling Bins On The Northeast State Campus**

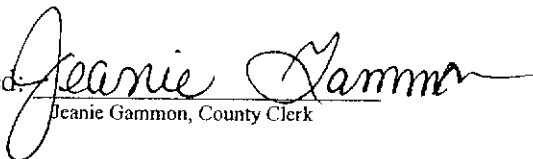
WHEREAS, Northeast State Community College has already signed the attached contract approving the placement of recycling bins; and

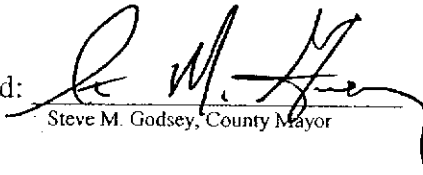
WHEREAS, Northeast State has prepared a location for the bins to be installed at no cost to Sullivan County, and the maintenance, neatness, and appropriate use of these bins is to be overseen by the Sullivan County recycling program and its management.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves entering into an agreement with Northeast State Community College per attached contract to provide recycling bins at their prepared site so long as it is mutually agreeable.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Linda Brittenham**  
**Prime Co-Sponsor(s): James "Moe" Brotherton**

2012-04-30	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approved 4-2-12	Approved 4-5-12	Approved 4-3-12	<b>Approved 04-16-12</b> <b>22 Aye, 2 Absent</b>

Notes: **Waiver of rules requested.**

**THIS LEASE**, made this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by and between **NORTHEAST STATE COMMUNITY COLLEGE**, hereinafter referred to as "Lessor", and **SULLIVAN COUNTY, TENNESSEE**, a political subdivision of the State of Tennessee, hereinafter referred to as "Lessee";

**WITNESSETH:**

That subject to the terms and conditions hereinafter set out, Lessor hereby leases to Lessee a portion of a certain tract of property generally known as 2425 Highway 75, Blountville, Tennessee 37617 (Tax Map 94, Parcel No. 87.00) for the purpose of allowing Lessee to place upon Lessor's said property recycling bins for the use of the general public, hereinafter referred to as "project".

The terms and conditions of said lease are as follows:

1. Lessor or Lessee shall have the right to terminate this agreement at any time upon providing to the other party, in writing, thirty (30) days notice of its intent to terminate this Lease Agreement.
2. Lessee shall maintain the premises demised herein in good appearance and condition, with due consideration given to the nature of the lease.
3. Lessee and Lessor agree that the premises demised herein shall not be used for the recycling or collection of hazardous material or waste.
4. There shall be no assigning of this lease or sub-leasing of any part of the leased property without specific written consent of Lessor.
5. Lessor shall be responsible for all taxes or any other assessments or levies upon the property except for those taxes or assessments assessed by reason of the Lessee's project.
6. Lessee hereby accepts the premises in the condition it is in at the beginning of this lease.
7. Lessee shall, at its expense, furnish adequate lighting around area of Lessee's project.

8. No waiver of any condition or covenant of this lease by Lessor shall be deemed to imply or constitute a further waiver of any other like condition or covenant of this lease.

9. Lessee shall promptly execute and comply with all statutes, ordinances, rules, orders, regulations and requirements of the federal, state or county government and of any and all their departments and bureaus applicable to the said premises at Lessee's own cost and expense.

10. All personal property placed or moved on the premises above described shall be at the sole risk of the Lessee or owner thereof, and Lessor shall not be liable for any damage to such personal property.

11. Lessee shall, at its expense, keep the property leased herein adequately insured against liability for occurrences arising out of Lessee's project and agrees to deliver to Lessor, at its request, current certificate of said liability insurance during any term of this lease agreement.

12. To the extent permitted by state law, Lessee shall indemnify the Lessor and save it harmless from suits, actions, damages, liability and expense, including reasonable attorney's fees and court costs, for property damage or personal injury or liability of any type arising from or out of Lessee's use or occupancy of the leased property. Lessee shall bear no liability for any loss, expense or claim for damages or injury arising out of any act or omission by Lessor in the performance of this agreement.

13. No amendment, alteration or modification of this lease shall be effective or binding on either party unless it is reduced to writing and signed by both parties.

14. This Lease Agreement shall be construed, and the rights and obligations of the Lessor and Lessee shall be determined according to the laws of the State of Tennessee.

IN TESTIMONY WHEREOF, the parties have hereunto executed this instrument for the purposes herein expressed, the day and year above written.

**NORTHEAST STATE COMMUNITY COLLEGE**

**BY**



**JANICE H. GILLIAM**

**Title: President**

**Lessor**

**SULLIVAN COUNTY, TENNESSEE**

**BY**

**STEVE M. GODSEY**

**Title: County Mayor**

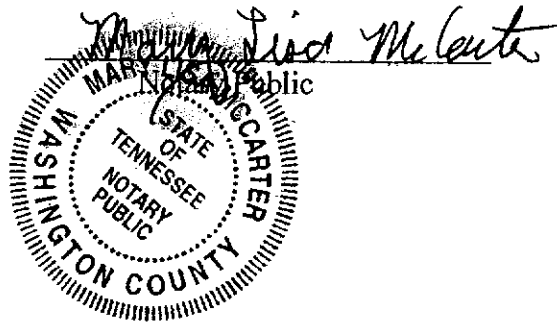
**Lessee**

STATE OF TENNESSEE:  
COUNTY OF SULLIVAN:

Before me, the undersigned authority, of the state and county aforesaid, personally appeared Janice H. Gilliam, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged herself to be President of Northeast State Community College, one of the within-named bargainers, and that she as such President, executed the foregoing instrument for the purposes therein contained, by signing the name of Northeast State Community College by herself as President.

WITNESS my hand and seal this 28 day of February, 2012.

My commission expires:  
1-26-2013



STATE OF TENNESSEE:  
COUNTY OF SULLIVAN:

Before me, the undersigned authority, a Notary Public in and for the aforesaid State and County, personally appeared STEVE M. GODSEY, with whom I am personally acquainted (or who proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be County Mayor of Sullivan County, Tennessee, one of the within named bargainers, a political subdivision of the State of Tennessee, and that he as such County Mayor, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of said political subdivision by himself as County Mayor.

WITNESS my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

My commission expires:  
\_\_\_\_\_

\_\_\_\_\_  
Notary Public

Sullivan County, Tennessee  
Board of County Commissioners

Item 6  
Executive  
No. 2012-04-31

**REPLACEMENT FOR RESOLUTION NO. 2012-02-17 REDUCING PROJECT  
COST FROM \$33,000.00 TO \$27,000.00.**

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION Requesting The Allocation And Appropriation Of Funds To The Stormwater Program Under The Planning & Codes Department, 51720/731 – Object Code 399 For Purposes Of Monitoring The Impaired Streams Within The Unincorporated Portions Of The County As Federally Mandated By The Environmental Protection Agency.**

WHEREAS, pursuant to the National Pollutant Discharge Elimination System - Clean Water Act as regulated by the Environmental Protection Agency (EPA), Sullivan County became a Municipal Separate Sewer Stormwater System (MS4) community based upon the US Census Population criteria for urbanization and therefore shall comply with the federal regulations to manage the pollution of stormwater run-off; and

WHEREAS, the EPA with local oversight by the Tennessee Department of Environment and Conservation (TDEC), requires that all urbanized cities and counties perform water sampling and lab analyses of the polluted streams within their respective jurisdictions that exceed the threshold for healthy aquatic life, recreation, or fishing; and

WHEREAS, there are 6 streams in the county that are polluted with e. Coli and 14 streams that are polluted with too much sediment and erosion due to construction activities or urbanization; and

WHEREAS, the department has been performing all other tasks, field work, stream analyses, program administration, and construction oversight in-house using no additional funding since the mandate became effective in 2003; and

WHEREAS, the county does not have any certified employees able to perform the water sampling nor a state certified lab to analyze the data in-house and therefore must secure work using certified contracted services; and

WHEREAS, a copy of the minimum required water sampling monitoring points along the polluted stream segments within the unincorporated areas of the county is attached; and

WHEREAS, it is estimated that the funding needed to perform this work will be close to **\$27,000**;

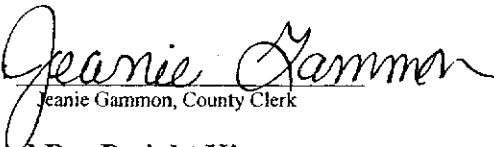
WHEREAS, failure to meet these requirements shall be subject to fines and violations from TDEC in addition to forfeiting future grant eligibility.

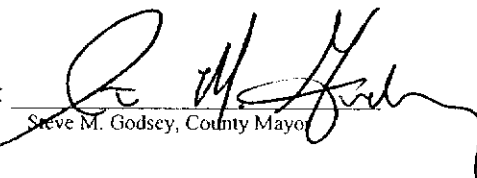


**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session in order to remain in compliance with the NPDES program under the Clean Water Act, shall secure contracted services from a reputable and qualified environmental firm, and shall appropriate \$27,000 to complete this work.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested:   
 Jeanie Gammon, County Clerk

Approved:   
 Steve M. Godsey, County Mayor

**Sponsored By: Dwight King**

**Prime Co-Sponsor(s): Dennis Houser, Linda Brittenham**

2012-04-31	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	*No Action 3-5-12; Approved 4-2-12	*No Action 3-8-12; Approved 4-5-12	*Approved 2-7-12; Approved 4-3-12	<b>Approved 04-16-12</b> <b>22 Aye, 1 Pass, 1 Absent</b>

Notes: \* 1st Reading 02-21-12; Deferred 03-19-12

\* All Above Actions Were Taken Under Resolution No. 2012-02-17

- Please note, this resolution was originally submitted for the February agenda and passed on first reading; however it was deferred in March to allow staff time to edit the scope based upon a recent ruling and interpretation of the requirements per the Tennessee Department of Environment & Conservation. **The results of this effort reduced the minimum costs from \$33,000 to \$27,000 (assuming the department will select from the environment firm with the lowest bid).**

Sullivan County, Tennessee  
Board of County Commissioners

Item 7  
Executive  
No. 2012-04-32  
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION To Remove The STOP Sign On Easy Street Which Intersects With Westfield Drive And Install A YIELD Sign In The 8th Commissioner District**

WHEREAS, Commissioner Darlene Calton requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the following traffic sign placement in Sullivan County:

**8th Commission District**

**To Remove The STOP Sign On Easy Street Which Intersects With Westfield Drive**

And

**Replace With A YIELD Sign**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested: Jeanie Gammon  
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey  
Steve M. Godsey, County Mayor

**Sponsored By: Darlene Calton**  
**Prime Co-Sponsor(s): Eddie Williams**

2012-04-32	Administrative	Budget	Executive	County Commission
<b>ACTION</b>		Approved 4-5-12	Approved 4-3-12	<b>Approved 04-16-12</b> <b>23 Aye, 1 Absent</b>

Notes: **Waiver of rules requested.**

**SULLIVAN COUNTY  
HIGHWAY DEPARTMENT**  
P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

TERRY A. SHAFFER  
HIGHWAY COMMISSIONER

(423) 279-2820  
Fax (423) 279-2876

**RESOLUTION REQUEST REVIEW**

DATE: April 3, 2012

TO: Sullivan County Commission

REQUEST MADE BY: Darlene Calton

SUBJECT: To remove the Stop Sign located on Easy Street at the West Field  
Drive Intersection and replace it with a Yield Sign.

8<sup>th</sup> COMMISSIONER DISTRICT      Eddie Williams

X APPROVED BY HIGHWAY DEPARTMENT

       DENIED BY HIGHWAY DEPARTMENT

COMMENTS: The Stop Sign on Easy Street has been a concern of residents  
for sometime. The Highway Dept. will replace the Stop Sign with a Yield Sign.  
There is not a safety or sight distance issue in taking this action.

\_\_\_\_\_  
TRAFFIC COORDINATOR      04/03/12  
DATE

  
\_\_\_\_\_  
HIGHWAY COMMISSIONER      04/03/12  
DATE



Sullivan County, Tennessee  
Board of County Commissioners

Item 9  
Budget  
No. 2012-04-34

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION To Authorize A Continuing Budget For The Fiscal Year Beginning July 1, 2012; The Issuance Of Tax Anticipation Notes; And The Expenditure Of Funds By Various County Offices And Departments**

WHEREAS, in the event the Fiscal Year 2012-2013 Budget of Sullivan County is not approved by July 1, 2012, and it is therefore necessary to provide temporary approval of operations for Sullivan County; and

WHEREAS, in the event Tax Anticipation Notes are issued, the following guidelines will apply: The notes will be pre-approved by the State Director of Local Finance; Said notes will not exceed sixty percent (60%) of the appropriations of each individual fund; The proceeds of said notes will be used to pay authorized expenses of the County until taxes and other revenues for the fiscal year 2012-2013 are collected; The notes evidencing the loans authorized under this resolution shall be issued under the authority of T.C.A. §9-21-202, et seq; and said notes will mature and be paid in full with renewal on or before June 30, 2013.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the continuance of the amounts set forth in the 2011-2012 appropriations and that the various offices and departments are authorized to expend funds at the same level as the previous year.

**BE IT RESOLVED** that the County Mayor is authorized to borrow money on Tax Anticipation Notes.

**BE IT FURTHER RESOLVED** that no local funds can be expended or obligated that exceed the previous year's budget appropriation until a new budget is adopted and that expenditures mandated by the State or rules and regulations adopted by the State are incorporated into this Continuing Budget.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Eddie Williams**  
**Prime Co-Sponsor(s): Dwight King**

2012-04-34	Administrative	Budget	Executive	County Commission
<b>ACTION</b>				

Notes: 1st Reading 04-16-12;

Sullivan County, Tennessee  
Board of County Commissioners

Item 10  
Budget/Executive  
No. 2012-04-35

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION To Allow The Sullivan County Highway Department To Sell An Asphalt Grinder That Is No Longer Needed**

WHEREAS, it is a waste of County funds to allow equipment that will no longer be useful to remain in inventory when another highway department or company will most likely want to purchase the same; and

WHEREAS, this asphalt grinder is in good working order and can be sold "as is" to another entity offering an appropriate price.

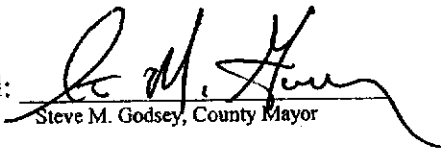
**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby agrees to allow The Sullivan County Highway Department to sell an Asphalt Grinder that will no longer be needed in their operations.

*Waiver Of Rules Requested*

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 16th day of April 2012.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Steve M. Godsey, County Mayor

**Sponsored By: Bob White**

**Prime Co-Sponsor(s): Dwight King, Bryan Boyd, Cathy Armstrong, Mark Bowery**

2012-04-35	Administrative	Budget	Executive	County Commission
ACTION				Approved 04-16-12 23 Aye, 1 Absent

Notes:

Sullivan County, Tennessee  
Board of County Commissioners

Item 11  
Budget/Executive  
No. 2012-04-36

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION To Withdraw Authority Of Sullivan County Highway Department To Pick Up Brush, Leaves, And Limbs**

WHEREAS, by Resolution No. 2010-04-34 passed on April 19, 2010, this Commission authorized the Sullivan County Highway Department to pick up brush, leaves, and limbs on any Sullivan County right-of-way (hereinafter "service"); and

WHEREAS, not every citizen of Sullivan County is eligible for this service due to their residence not being adjacent to Sullivan County right-of-way, for example, residences located on city and state roads and on private roads and right-of-ways; and

WHEREAS, this service has become very expensive, costing Sullivan County in excess of \$200,000 per year for just labor, gas and equipment maintenance, with the cost being much more when including the cost of capital assets and the depreciation of such capital assets, and such expense is increasing as the use of the service increases; and

WHEREAS, the money used for this service could be more effectively used for maintenance of Sullivan County roads and right-of-ways, for example paving and mowing; and

WHEREAS, the Highway Department is required by law to keep separate accounting for this service with separate itemization of all associated expenses, and the Highway Department is to be reimbursed for the cost of this service by Sullivan County, all of which requires added book-keeping and auditing; and

WHEREAS, questions exist as to whether such accounting, reimbursement and funding is occurring as required; and

WHEREAS, under the *Tennessee County Uniform Highway Law* questions still remain as to the legality of the Highway Department performing this service, and as to determining the legal limits and boundaries of such service, and as to the proper accounting and reimbursement for such service;

**NOW THEREFORE BE IT RESOLVED** by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, that we hereby withdraw the authority of the Sullivan County Highway Department to pick up brush, leaves, and limbs on any Sullivan County right-of-way as previously given on April 19, 2010, such withdrawal of authority to be effective sixty (60) days after the passage of this Resolution.

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Dwight King**

**Prime Co-Sponsor(s): Cathy Armstrong, Mark Bowery, John Crawford, John Gardner,  
Bill Kilgore, Bob White, Eddie Williams**

2012-04-36	Administrative	Budget	Executive	County Commission
ACTION				

Notes: 1st Reading 04-16-12;



Sullivan County, Tennessee  
Board of County Commissioners

Item 12  
Administrative/Budget  
No. 2012-04-37

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of April 2012.

**RESOLUTION To Amend the 2011 – 2012 FY Budget For The Sheriff's Department**

WHEREAS, the Sheriff's department has worked strategically to operate within the operating budget that has been approved for their department, despite the continuing increase in fuel cost; and

WHEREAS, the Sheriff's department has received the Old Gunnings School building for their new training facility and has paid for water and electricity for this facility as it is being renovated. They have also continued to pay utilities for the old training facility during this fiscal year resulting in additional costs that were not budgeted in the approved operating budget for the 2011-12 fiscal year; and

WHEREAS, These additional costs, along with the increase in fuel prices, has resulted in a need for additional funding in the Sheriff's Department (54110-400), supplies and materials account, for the remainder of the 2011-12 fiscal year.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes \$170,000.00 be allocated from unallocated fund balance to Sheriff's (54110-400) Supplies and Materials account.**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Steve M. Godsey, County Mayor

**Sponsored By: Eddie Williams**

**Prime Co-Sponsor(s):** \_\_\_\_\_

2012-04-37	Administrative	Budget	Executive	County Commission
ACTION				

Notes: **Withdrawn 04-16-12.**

**AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. WHITE TO MEET AGAIN IN REGULAR  
SESSION MAY 21, 2012.**



A handwritten signature in black ink, appearing to read "Steve Godsey", is written over a solid horizontal line. The signature is stylized and cursive.

**STEVE GODSEY**  
**COMMISSION CHAIRMAN**