# COUNTY COMMISSION-REGULAR SESSION

#### **AUGUST 18, 2014**

#### BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, AUGUST 18, 2014, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE EDDIE WILLIAMS, COUNTY CHAIRMAN, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

#### TO WIT:

The Commission was called to order by County Chairman Eddie Williams. Captain Bruce Bullis opened the commission and Comm. Matthew Johnson gave the invocation. The pledge to the flag was led by Captain Bruce Bullis.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

CATHY ARMSTRONG	TY BOOMERSHINE
	BRYAN BOYD
LINDA BRITTENHAM	JAMES BROTHERTON
DARLENE CALTON	ROGER COX
JOHN CRAWFORD	
JOHN GARDNER	TERRY HARKLEROAD
BAXTER HOOD	DENNIS L. HOUSER
MATTHEW JOHNSON	BILL KILGORE
ED MARSH	KIT MCGLOTHLIN
RANDY MORRELL	BOB NEAL
PATRICK W. SHULL	MIKE SURGENOR
R. BOB WHITE	EDDIE WILLIAMS

22 PRESENT 1 ABSENT (ABSENT-O.W. FERGUSON) COMM. BOWERY RESIGNED 7/31/14

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. Morrell and seconded by Comm. Calton and Comm. Brittenham to approve the minutes of the July 21, 2014 Regular Session of County Commission. Said motion was approved by voice vote.

#### Blountville, Tennessee

#### Confirmation of Re-Appointment

Whereas the Sullivan County Library Board recommends the following re-appointment to the Sullivan County Library Board:

Lois Cox 1165 Riverside Road Bluff City, TN 37618

Now therefore, the Sullivan County Board of Commissioners hereby confirms the appointment as set below:

Sullivan County Library Board Lois Cox - Term July 2014 - July 2017

Confirmed this 18<sup>th</sup> day of August 2014.

Steve M. Godsey, County Mayo

Altest: Jeanie F. Gammon, County Clerk

Notes:

APPROVE

VETO

#### Blountville, Tennessee

#### Confirmation of Re-Appointment

Whereas the Sullivan County Library Board recommends the following re-appointment to the Sullivan County Library Board:

P. Miller Lyons 505 Dogwood Drive Kingsport, TN 37663

Now therefore, the Sullivan County Board of Commissioners hereby confirms the appointment as set below:

Sullivan County Library Board P. Miller Lyons - Term July 2014 - July 2017

Confirmed this 18th day of August 2014.

Steve M. Godsey, County Mayor

Attest Jeanie F. Gammon, County Clerk

Notesi

APPROVE

VETO

#### Blountville, Tennessee

# Confirmation of Re-Appointment

Whereas the Sullivan County Library Board recommends the following re-appointment to the Sullivan County Library Board:

Heather Price 3304 Misty Drive Kingsport, TN 37660

Now therefore, the Sullivan County Board of Commissioners hereby confirms the appointment as set below:

Sullivan County Library Board Heather Prices - Term July 2014 - July 2017

Confirmed this 18<sup>th</sup> day of August 2014.

Steve M. Godsey, County Mayor

Attest: Jeanie F. Gammon, County Clerk

Notes:

X

**APPROVE** 

**VETO** 



### Before the Mayor of Sullivan County, Tennessee

IN RE: Blountville Utility District Sullivan County, Tennessee

#### Order Appointing Utility District Commissioner

Upon certification by the Board of Commissioners of the above-named utility district, pursuant to Section 7-82-307 Tennessee Code Annotated, as amended, certifying a vacancy on said Board of Commissioners.

Nominees are Listed In Order of Preference:

- 1. David Chambers
- 2. Rick English
- 3. Wayne Feathers

IT 1S THEREFORE ORDERED, ADJUDGED AND DECREED pursuant to Section 7-82-307, Tennessee Code Annotated, as amended, that **David Chambers** be appointed to the Board of Commissioners for Blountville Utility District.

Said term to expire September 22, 2018.

Approved and entered into the record of the Sullivan County Commission this 18th day of August 2014.

Steve M. Godsey, Sullivan County Mayor.

Attest Jeanie F. Gammon, County Clerk

Commission Action.

X Approved by Roll Call Vote
Approved by Voice Vote
Rejected on Vote

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BEFORE THE COUNTY EXECUTIVE OF \_SULLIVAN COUNTY, TENNESSEE

IN RE:Blountville Utility District
UTILITY DISTRICT OF \_\_\_\_ SULLIVAN COUNTY, TENNESSEE

# CERTIFICATION OF NOMINEES FOR APPOINTMENT AS UTILITY DISTRICT COMMISSIONER

The undersigned Commissioners of the above-named utility district do hereby certify to the County Executive, pursuant to T.C.A. §7-82-307, that a vacancy upon the said Board of Commissioners has occured by virtue of death or resignation or is scheduled to occur by virtue of term expiration as of Sept. 22, 2014, and the remaining Commissioners do hereby nominate and certify the nomination of the following qualified individuals for appointment to such vacancy, the same being listed in order of preference.

1.	DAVIA	-Chambers	
2.	Rick	English	<b>~</b> -
3.	WATNE	FEATHERS	

Wherefore, the said district petitions the County Executive to make appointment from such nominees to fill the said vacancy within 24 days from and after the date of the filing of this instrument with the County Executive.

This August 5 , 2014.

Johns Outers)-COMMISSIONER, COMMISSIONER Santon

It is hereby certified that the foregoing is a true and correct duplicate original of the Certification of Nominees made by the Board of Commissioners of the aforesaid utility district this 5th August 2014

SECRETARY

# SULLIVAN COUNTY COMMISSION

**Public Comment Session** Monday, August 18, 2014

# PLEASE PRINT

		Name	Street Address	City & State	Please Check if Zoning Issue
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# SULLIVAN COUNTY CLERK JEANIE GAMMON COUNTY CLERK 3258 HIGHWAY 126 SUITE 101 BLOUNTVILLE TN 37617

Telephone

423-323-6428

Fax

423-279-2725

#### Notaries to be elected August 18,2014

JACK D ADDINGTON III STEPHANIE LANISE BLEVINS **ALECIA BURGESS** VICTORIA P. CRENSHAW TERRI D ENGLISH JEREMY LEE FAULK CAROLYN G. FIELDS DAWN FIGUEIRAS JEFFREY L. FRANKLIN GREGORY SCOTT GILLMAN TERRY G GRAYBEAL RANDALL DWAYNE GRUBB MICHAEL D HAMLIN KELLY RENEE HARLEY DONNA SUE HENDERSON MELISSA TOWNSEND HORTON SUSAN E. HURST WILLIAM GIDEON ISON STACY R KELLER NORMA JEAN KELLY ROGER L. KERNS KRISTEN MARIE LUCAS

K. JEFF LUETHKE KAY MCKENZIE JAMES S. MONTGOMERY DEBRA LYNN MYERS **BRENT RYAN COLE NELSON** NATALIE JAYNE OWENS WELLS PENNY M. PARKER SANDRI LYNN PETERS JULIE NICOLE PETERS PHYLLIS M. PIERSON CATHERINE SUSAN RHINEHART CATHERINE SMITH NANCY STALLARD JOHN ALLEN STUFFLESTREET LISA J TIPTON MELISSA LYNN TOMLINSON STEPHANIE ANNE WAGNER LESLIE DANEHY WEBB NANCY B. WHISTINE CONNIE SUZANNA WILLIAMS SHAWNAH BROOK WRIGHT

PERSONAL SURETY X J. MICHAEL NIDIFFER J. BRENT ROSWALL 10000.00 10,000.00 62119251N

UPON MOTION MADE BY COMM. GARDNER AND SECONDED BY COMM. CALTON TO APPROVE THE NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY ROLL CALL VOTE. 22 AYE, 1 ABSENT.

# STATE OF TENNESSEE COUNTY OF SULLIVAN

APPROVAL OF NOTARY SURETY BONDS

August 18, 2014

NAME OF NOTARY
Peggy Jean Campbell
Tracy Dianne Davidson
Judy A. Douglas
Kim T. Parrish
Ladonna Street

PERSONAL SURETY
Phillip M. Campbell
Charles Bishop
Jackie Adams
Katherine Ann Gillenwater
Jimmie A. Street

PERSONAL SURETY
Dolly D. Rose
Lois Bishop
Jilda Gilliam
Jerry Parrish, Jr.
Larry A. Clarke

UPON MOTION MADE BY COMM. GARDNER AND SECONDED BY COMM. CALTON TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 22 AYE, 1 ABSENT

#### MOTION ON FLOOR

#### MOTION AS FOLLOWS:

MOTION TO ACCEPT THE RESIGNATION OF MARK JONES AS CONSTABLE IN THE  $4^{\text{TH}}$  CIVIL DISTRICT

SPONSORED BY: HOUSER

SECONDED BY: BRITTENHAM

ACTION: APPROVED 08-18-14

VOICE VOTE

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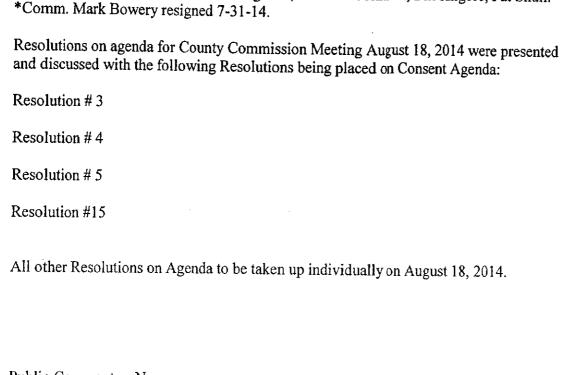
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#### **WORK SESSION**

# THURSDAY, AUGUST 14, 2014

Chairman Eddie Williams called the meeting to order at 6:30 P. M. Roll call taken by County Clerk Jeanie Gammon; all members present except Cathy Armstrong, Linda Brittenham, John Crawford, O. W. Ferguson, Matthew Johnson, Bill Kilgore, Pat Shull. \*Comm. Mark Bowery resigned 7-31-14.



Public Comments - None

Adjourned 7:40 P. M.

Submitted by: Jeanie Gammon, County Clerk

# **RESOLUTIONS ON DOCKET FOR AUGUST 18, 2014**

RESOLUTIONS ACTION

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	NO RE-ZONING NO ACTION TAKEN
#2 AUTHORIZING ARCHIVES AND RECORDS MANAGEMENT FEE AS ESTABLISHED IN ACCORDANCE WITH TCA 10-7-408	WITHDRAWN 08-18-14
#3 AUTHORIZE THE ANNUAL TRANSFER (LOANING) OF FUNDS FROM THE GENERAL PURPOSE SCHOOL FUND TO THE DISCOVERY ACADEMY PRE-K FUND TO PROVIDE TEMPORARY FINANCING FOR THE FY ENDING JUNE 30, 2015	APPROVED 08-18-14
#4 AUTHORIZE THE ANNUAL TRANSFER (LOANING) OF FUNDS FROM THE GENERAL PURPOSE SCHOOL FUND TO THE SCHOOL FEDERAL PROJECTS FUND TO PROVIDE TEMPORARY FINANCING FOR THE FY ENDING JUNE 30, 2015	APPROVED 08-18-14
#5 AUTHORIZE THE ANNUAL TRANFERR (LOANING) OF FUNDS FROM THE GENERAL PURPOSE SCHOOL FUND TO THE SCHOOL NUTRITION FUND TO PROVIDE TEMPORARY FINANCING FOR THE FISCAL YEAR ENDING JUNE 30, 2015	APPROVED 08-18-14
#6 AUTHORIZE THE SULLIVAN COUNTY SHERIFF'S DEPARTMENT TO ACCEPT \$35,000.00 FOR PARTICIPATION IN NATIONAL GEOGRAPHIC CHANNEL'S PROGRAM "SOUTHERN JUSTICE"	APPROVED 08-18-14
#7 AUTHORIZE SULLIVAN COUNTY TO PURCHASE AN 800 MHz P25 DIGITAL RADIO SYSTEM	DEFERRED 08-18-14
#8 SET THE TAX LEVY IN SULLIVAN COUNTY FOR THE 2014- 2015 FISCAL YEAR BEGINNING JULY 1, 2014 (2.3054)	APPROVED 08-18-14
#9 AUTHORIZE APPROPRIATIONS FOR VARIOUS FUNDS, DEPARTMENTS, INSTITUTIONS, OFFICES, AND AGENCIES OF SULLIVAN COUNTY FOR THE FISCAL YEAR BEGINNING JULY 1, 2014	APPROVED 08-18-14
#10 TO APPROPRIATE FUNDS TO CHARITABLE AND CIVIC ORGANIZATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2014	APPROVED 08-18-14
#11 To SET THE TAX LEVY IN SULLIVAN COUNTY FOR THE 2014-2015 FISCAL YEAR BEGINNING JULY 1, 2014 (2.2654)	WITHDRAWN 08-18-14

#12 TO AVOID ACCUSATION OF CONFLICT OF INTEREST AND	FAILED
MAINTAIN THE PUBLIC TRUST OF COUNTY GOVERNMENT	08-18-14
#13 ACCEPTING RIGHT-OF-WAY FROM THE TRI-CITIES AIRPORT AUTHORITY AND RELEASING INTEREST IN PORTIONS OF OLD HAMILTON ROAD RIGHT-OF-WAY AND OLD STEADMAN ROAD RIGHT-OF-WAY	APPROVED 08-18-14
#14 OFFER A MORE COST EFFECTIVE/EFFICIENT WAY OF ACQUIRING INSURANCE FOR VOLUNTEER FIRE DEPARTMENTS (54310) AND RESCUE SQUAD/LIFE SAVING CREW (54420)	1 <sup>ST</sup> READING 08-18-14
#15 TO PLACE A 25 MPH SPEED LIMIT ON PINON DRIVE IN THE 7 <sup>TH</sup> COMM. DISTRICT	APPROVED 08-18-14
#16 ACCEPTING FROM WILLIAM L. MCCOY, JR. PROPERTY LOCATED ON HEMLOCK DRIVE	1 <sup>ST</sup> READING 08-18-14
#17 AUTHORIZE APPROVAL OF STATUTORY BONDS FOR THE CIRCUIT COURT CLERK, CLERK & MASTER, COUNTY ATTORNEY, COUNTY CLERK, COUNTY MAYOR, HIGHWAY COMMISSIONER, PROPERTY ASSESSOR, REGISTER OF DEEDS, TRUSTEE AND SHERIFF	APPROVED 08-18-14
#18 PROVIDE FUNDING FOR A FORTY HOUR WORK WEEK FOR SCHOOL MAINTENANCE EMPLOYEES	WITHDRAWN 08-18-14

Item 1 No. 2014-08-00

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August, 2014

# RESOLUTION To Consider Amendment(s) To The <u>SULLIVAN COUNTY ZONING PLAN:</u> 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 <u>SULLIVAN COUNTY ZONING PLAN – Zoning Map or Zoning Resolution</u>.

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.

Item 2 Budget/Executive No. 2014-01-02 Attachment

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of January, 2014

RESOLUTION Authorizing Archives And Records Management Fee As Established In Accordance With Tennessee Code Annotated §10-7-408

WHEREAS, Tennessee Code Annotated §10-7-408 permits counties to enact an archives and record management fee to fund county archives, and

WHEREAS, the Sullivan County Department of Archives and Tourism is in need of funding for records space, and personnel for managing, scanning, and accessing its archival records, and

WHEREAS, the Sullivan County Public Records Commission unanimously recommends the creation of an archives and record management fee for Sullivan County.

# NOW THEREFORE BE IT RESOLVED By The Board Of County Commissioners Of Sullivan, Tennessee That:

SECTION 1. In accordance with Tennessee Code Annotated §10-7-408, which authorizes counties to establish an archives and record management fee, the county legislative hereby creates an archives and record management fee in accordance with the following schedule:

A) Courts of General Sessions, Circuit, Criminal, Probate, and Chancery:
A fee of \$5.00 for all public records filed with the clerks of court for the purpose of initiating a legal proceeding.

#### B) County Clerk:

A fee of \$5.00 for all marriage license applications

A fee of \$5.00 for all beer permit applications

A fee of \$5.00 for all notary public applications

A fee of \$5.00 for all vehicle titles, to include replacement titles

A fee of \$5.00 for all business license applications

#### C) Zoning Department:

A fee of \$5.00 for all building permit applications

A fee of \$5.00 for all rezoning requests

A fee of \$5.00 for all variance applications

A fee of \$5.00 for all stormwater permits

#### D) Highway Department:

A fee of \$5.00 for all driveway permits

A fee of \$5.00 for all road cut permits

SECTION 2.	Funds	collected	through	this	fee	are	designated	exclusively	for	duplicating.
storing, and ma	intainin	g any reco	rds requi	red b	y lav	w to	be kept.			

SECTION 3. For purposes of collection, this Resolution shall take effect on the first day of May, 2014.

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

Approved this	day of	2014.	
Attested:	mmon, County Clerk	Approved: Eddie Williams, Chairman	

Sponsored By: Bill Kilgore

Prime Co-Sponsor(s): Dennis Houser, Mike Surgenor

2014-01-02	Administrative	Budget	Executive	County Commission
ACTION	No Action I-8-14; Approved 2-5-14 4-0	Deferred 1-9-14; Deferred 2-6-14; Deferred 3-6-14	No Action 1-7-14; No Action 2-4-14; Deferred 3-4-14	

Notes: 1st Reading 01-21-14; Deferred 02-18-14; Deferred 03-17-14; Deferred 04-21-14; Deferred 5-9-14; Deferred 06-16-14; Deferred 07-21-14; Withdrawn 08-18-14.

APPROVE	
VETO	Steve Godsey, Mayor

#### 2010 Tennessee Code

#### 10-7-408. Appropriation of funds Filing fees.

- (a) The county legislative body of any county which creates a county records commission has the power to appropriate such funds as may be required for the carrying out of the purposes of this chapter including, but not limited to, the purchase or leasing of equipment, the equipping of an office and the payment of the expenses thereof, the furnishing of secretaries and clerical help and the employment of expert advice and assistance.
- **(b)** In any county, if the county legislative body creates a county records commission, then the county legislative body is authorized to:
- (1) Appropriate such funds as may be required for carrying out of the purposes of this chapter, including, but not limited to, the purchase or leasing of equipment, the equipping of an office and the payment of the expenses of the office, the furnishing of secretaries and clerical help, and the employment of expert advice and assistance; and
- (2) Establish and collect, through all entities creating public records, as defined in § 10-7-403, an archives and record management fee not to exceed five dollars (\$5.00) per document filed. Funds collected through this fee must be designated exclusively for duplicating, storing, and maintaining any records required by law to be permanently kept.

Item 3 Budget No. 2014-07-47

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Authorize The Annual Transfer (Loaning) Of Funds From The General Purpose School Fund To The Discovery Academy Pre-K Fund To Provide Temporary Financing For The Fiscal Year Ending June 30, 2015

WHEREAS, the Discovery Academy Pre-K Fund must pay funds out at the beginning of the fiscal year weeks before revenues begin to flow in to ensure program is operational when at the start of the school year; and

WHEREAS, the Discovery Academy Pre-K Fund may operate with a cash deficit at various times throughout the fiscal year due to a slow turn-around time for Department of Human Services Families First reimbursements from the State of Tennessee; and

WHEREAS, Generally Accepted Accounting Principles (GAAP) consider a cash deficit in any fund to be a significant deficiency in internal control; and

WHEREAS, the Sullivan County School Department does not desire to operate any fund with a cash deficit.

NOW THEREFORE BE IT RESOLVED THAT the members of the Sullivan County Commission on this 21st day of July, 2014 authorize the Sullivan County Board of Education as follows:

SECTION 1: The General Purpose School Fund to transfer (loan) up to \$50,000 to the Discovery Academy Pre-K Fund to provide financing to cover (temporary) cash flow needs for non-payroll expenses; and

SECTION 2: The \$50,000 transfer (loan) shall remain in the Discovery Academy Pre-K Fund as a designated fund balance from the General Purpose School Fund and may be repaid at any time as noted in this resolution approved by the Board of Education and the County Commission.

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 18th day of August 2014.

Attested: Leadie Gammon County Clerk

Approved:

Educ Williams, Chairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Mark Bowery, John Crawford

2014-07-47	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			Approved 08-18-14 22 Ave. 1 Absent

Notes: 1st Reading 07-21-14

APPROVE

VETO

Item 4 Budget No. 2014-07-48

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Authorize The Annual Transfer (Loaning) Of Funds From The General Purpose School Fund To The School Federal Projects Fund To Provide Temporary Financing For The Fiscal Year Ending June 30, 2015

WHEREAS, the Federal Projects grants operate on a reimbursements basis and funds are requested from the State of Tennessee by the Sullivan County School Department for non-payroll expenditures on a monthly basis; and

WHEREAS, the Federal Projects Fund may operate with a cash deficit at various times throughout the fiscal year due to a slow turn-around time for reimbursements from the State of Tennessee; and

WHEREAS, Generally Accepted Accounting Principles (GAAP) consider a cash deficit in any fund to be a significant deficiency in internal control; and

WHEREAS, the Sullivan County School Department does not desire to operate any fund with a cash deficit.

NOW THEREFORE BE IT RESOLVED THAT the members of the Sullivan County Commission on this 21st day of July, 2014 authorize the Sullivan County Board of Education as follows;

SECTION 1: The General Purpose School Fund to transfer (loan) up to \$200,000 to the School Federal Projects Fund to provide financing to cover (temporary) eash flow needs for non-payroll expenses; and

SECTION 2: The \$200,000 transfer (loan) shall remain in the Federal Projects Fund as a designated fund balance from the General Purpose School Fund and may be repaid at any time as noted in this resolution approved by the Board of Education and the County Commission.

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 18th

day of Aug

2014.

) :Attested

Jeanie Gammon, County Clerk

Approved:

Eddie Williams, Chairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Mark Bowery, John Crawford

2014-07-48	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			Approved 08-18-14 22 Ave. 1 Absent

Notes: 1st Reading 07-21-14

X

**APPROVE** 

**VETO** 

Stove Godson Manor

Item 5 Budget No. 2014-07-49

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Authorize The Annual Transfer (Loaning) Of Funds From The General Purpose School Fund To The School Nutrition Fund To Provide Temporary Financing For The Fiscal Year Ending June 30, 2015

WHEREAS, the School Nutrition Fund must pay funds out at the beginning of the fiscal year weeks before revenues begin to flow in to ensure cafeterias are operational when at the start of the school year; and

WHEREAS, the School Nutrition Fund may operate with a cash deficit at various times throughout the fiscal year due to a slow turn-around time for USDA reimbursements from the State of Tennessee; and

WHEREAS, Generally Accepted Accounting Principles (GAAP) consider a cash deficit in any fund to be a significant deficiency in internal control; and

WHEREAS, the Sullivan County School Department does not desire to operate any fund with a cash deficit.

NOW THEREFORE BE IT RESOLVED THAT the members of the Sullivan County Commission on this 21st day of July, 2014 authorize the Sullivan County Board of Education as follows:

SECTION 1: The General Purpose School Fund to transfer (loan) up to \$500,000 to the School Nutrition Fund to provide financing to cover (temporary) cash flow needs for non-payroll expenses; and,

SECTION 2: The \$500,000 transfer (loan) shall remain in the School Nutrition Fund as a designated fund balance from the General Purpose School Fund and may be repaid at any time as noted in this resolution approved by the Board of Education and the County Commission.

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 18th day of August	2014.
Attested: Junie Sammon, County Clerk	Approved. Eddie Williams, Chairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Mark Bowery, John Crawford

2014-07-49	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			Approved 08-18-14

Notes: 1st Reading 07-21-14

X APPROVE
VETO
Steve Godsey, Mayor

Item 6 Administrative/Budget No. 2014-07-50 Attachments Plus Wording Changes

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Authorize The Sullivan County Sheriff's Department To Accept And Appropriate\$35,000.00 For Participation In National Geographic Channel's Program "Southern Justice" The Board Of Commissioners To Accept And Appropriate \$35,000.00 For The Sullivan County Sheriff's Department Participation In National Geographic Channel's "Southern Justice"

WHEREAS, the Sullivan County Sheriff's Department participated in seven episodes of the National Geographic program; and

WHEREAS, the contract agreement check has been received for \$35,000.00 to compensate for participation.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby accepts and appropriates \$35,000.00 for the Sullivan County Sheriff's Department participations in National Geographic Channel's program, "Southern Justice" to be expended for public relations items and/or officer training and/or law enforcement equipment for said department authorizes the Sullivan—County—Sheriff's—Department—To—Accept—and—appropriate—\$35,000.00—for participations in National Geographic Channel's program, "Southern Justice.

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 18th day of August	-2014.
Jamie Dammer	To the second
Attested: Gammon, County Clerk	Approved: Eddie Williams, Chairman County Commission

Sponsored By: Mark Bowery, John Crawford

Prime Co-Sponsor(s): Bob White

2014-07-50	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			Approved 08-18-14
	<u> </u>			18 Avo A Nov 1 Abcen

<sup>\*\*</sup> Amended By Sponsor 07-21-14

Notes: 1st Reading 07-21-14

X	APPROVE	
	VETO	Le W. Le
		Steve Godsey, Mayor

\*\* RESOLUTION AMENDED BY SPONSOR TO ADD THE WORD "appropriate" as shown above and also add the following "to be expended for public relations items and/or officer training and/or law enforcement equipment for the Sullivan County Sheriff's Office to be available for the use beginning in the 2014-15 Fiscal Year".

\*\*\*\*Additional changes made to wording of resolution by Sheriff's Department representative on August 12, 2014.



8800 W. SUNSET BLVD., 4TH FLOOR, WEST HOLLYWOOD, CA 90069

Dear Mr. Horne,

Enclosed is payment for Sullivan County's participation in seven episodes of the National Geographic Channel's program Southern Justice.

Thank you for your time and help on the project.

Kindest regards,

Rich Gustus

VP, Physical Production

ELECTUS 8800 W. SUNSET BLVD. WEST HOLLYWOOD, CA 90069

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BANK OF AMERICA CONTROLLED DISBURSEMENT BANK OF AMERICA, N.A. ATLANTA, DEKALE COUNTY, GEORGIA **ELECTUS** 002277 64-1278/611 GA -8800 W. SUNSET BLVD. WEST HOLLYWOOD, CA 90069 VENDOB NO. CHECK DATE CHECK NUMBER PAY EXACTLY 000000000107 Inity-five Thousand Dollars PAY to the order of SULLIVAN COUNTY SHERIEFS DEPARTMENT 140 BLOUNTVILLE BYEA BEQUITIVILLE, TN U

#### PROPOSED AMENDMENT #1 TO

RES. # 6 NO. 2014-07-50

AMEND AS FOLLOWS:

TO STRIKE "EXPENDED FOR PUBLIC RELATIONS ITEMS AND/OR OFFICER TRAINING AND/OR LAW ENFORCEMENT EQUIPMENT FOR SAID DEPARTMENT" AND REPLACE WITH "TO EXPEND TO DEFRAY THE COST OF WATER HEATER REPAIR AND/OR REPLACEMENT

INTRODUCED BY: MARSH SECONDED BY: SHULL

ACTION: FAILED 08-18-14

9 AYE, 13 NAY, 1 ABSENT

Item 7 Administrative/Budget No. 2014-07-51

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

# RESOLUTION To Authorize Sullivan County To Purchase An 800 MHz P25 Digital Radio System

WHEREAS, this system will include infrastructure, such as towers with four (4) microwaved simulcast repeater sights – being Holston Mountain, Bays Mountain, Downtown Bristol, and Blountville; and

WHEREAS, this system will include radios for the Sheriff's Department, EMS, EMA, and Sullivan County Volunteer Departments; and

WHEREAS, this in cooperation with the State of Tennessee, Kingsport, Bristol, and Sullivan County; and

WHEREAS, the price for the P25 Upgrade is \$6,249,000.00; the price for 1,210 radios with programming and installation is \$4,293,215.00 – total being \$10,542,215.00. This will be under a lease/purchase agreement running for 10 years with an APR of 4.12% - making the annual payment \$1,361,411.00; and

WHEREAS, the first payment would be due in two (2) years following the date when the contract is awarded; and

WHEREAS, a separate handout includes the Interlocal Agreement, Contract with the State of Tennessee, and the contract with Motorola Corporation.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes Sullivan County to purchase an 800 MHz P25 Digital Radio System as described in above details.

	ame rescinded inso	far as such conf	flict exists.	
Approved th	is day o	f	2014.	
Attested:	eanie Gammon, County Cler		Approved:	Eddie Williams, Chairman County Commission
	By: <del>Mark Bower</del> ponsor(s): John C			
2014-07-51	Administrative	Budget	Executive	County Commission
ACTION	Deferred 8-6-14			
A	eading 07-21-14 <b>; D</b> PPROVE ETO	eferred 08-1		
			Steve Godsey	, Mayor

This resolution shall take effect from and after its passage. All resolutions in conflict herewith

Item 8 Budget No. 2014-07-52

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Set The Tax Levy In Sullivan County For The 2014-2015 Fiscal Year Beginning July 1, 2014

WHEREAS, the budget documents submitted for approval set the Tax Levy in Sullivan County for the 2014-2015 fiscal year, beginning July 1, 2014.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners approve the combined property tax rate for Sullivan County, Tennessee, for the Fiscal Year 2014-2015, beginning July 1, 2014; that said tax rate shall be \$2.3054 on each \$100.00 of taxable property; and that said tax is to provide revenue for each of the following funds and otherwise conform to the following levies:

FUND	RATE
General	0.6615
Solid Waste	0.0200
Highway	0.0787
General Purpose School	1.3708
School Capital Projects (Renovations)	0.0667
General Debt Service	0.1077
TOTAL	2.3054

BE IT RESOLVED that certain revenues including the county's portion of local option sales tax, cable franchise tax, interest income, and wholesale beer tax are allocated at the designated amount in this document to the respective funds will all amounts in excess of those amounts reverting to the General Fund.

BE IT RESOLVED that all resolutions approved by the Board of County Commissioners of Sullivan County which are in conflict with this resolution are hereby repealed.

BE IT FURTHER RESOLVED that this resolution takes effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

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 18th day of August 2014.

Attested: Hame Gammon, County Clerk

Approved: Eddie Williams, Chairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Mark Bowery, John Crawford

2014-07-52	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			Approved 08-18-14

Notes: 1st Reading 07-21-14

x APPROVE

VETO

#### PROPOSED AMENDMENT #1 TO

RES. # 8 NO. 2014-07-52

AMEND AS FOLLOWS:

TO SET TAX RATE TO 2.2654 TO COME FROM GENERAL FUND.

INTRODUCED BY: MARSH SECONDED BY: SHULL

ACTION: FAILED 08-18-14

5 AYE, 17 NAY, 1 ABSENT

#### PROPOSED AMENDMENT #2 TO

RES. # 8 NO. 2014-07-52

AMEND AS FOLLOWS:

THAT THE PROPERTY RATE FOR THE GENERAL PURPOSE SCHOOL FUND BE ALLOWED A \$0.0250 TAX INCREASE TO PROVIDE FUNDING FOR A FORTY HOUR WORK WEEK FOR SCHOOL MAINTENANCE EMPLOYEES, MAKING TOTAL GENERAL PURPOSE SCHOOL FUND \$1.3958 AND TOTAL TAX RATE BEING \$2.3305

INTRODUCED BY: MARSH SECONDED BY: SHULL

ACTION: FAILED 08-18-14

9 AYE, 13 NAY, 1 ABSENT

Item 9 Budget No. 2014-07-53

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Authorize Appropriations For Various Funds, Departments, Institutions, Offices, And Agencies Of Sullivan County For The Fiscal Year Beginning July 1, 2014

WHEREAS, the budget documents submitted for approval make appropriations for various funds, departments, institutions, offices, and agencies of Sullivan County for the 2014-2015 Fiscal Year, beginning July 1, 2014.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session approves that the amounts set out in the attached document for the purpose of meeting the expenses of various funds, departments, institutions, offices, and agencies of Sullivan County for the year beginning July 1, 2014 and ending June 30, 2015.

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 18th day of August	2014.	
Attested Gammon, County Clerk  Attested Gammon, County Clerk	Approved:	Edite Williams, Chairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Mark Bowery, John Crawford

2014-07-53	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			Approved 08-18-14 17 Aye, 5 Nay, 1 Absent

Notes: 1st Reading 07-21-14

AMENDED 08-18-14 (Attached)

X APPROVE
VETO
Steve Godsey, Mayor

#### PROPOSED AMENDMENT #1 TO

RES. # 9 NO. 2014-07-53

AMEND AS FOLLOWS:

TO ELIMINATE THE \$200K FUNDING FOR NORTHEAST STATE

INTRODUCED BY: MARSH

SECONDED BY:

ACTION: FAILED 08-18-14

LACK OF SECOND

#### PROPOSED AMENDMENT #2 TO

RES. # 9 NO. 2014-07-53

AMEND AS FOLLOWS:

TO ADD \$11,000 TO THE OPERATION FUND FROM THE GENERAL FUND BALANCE FOR ARCHIVES TO PROVIDE A PART-TIME EMPLOYEE TO HELP WITH THE FILING AND ARRANGEMENT OF ARCHIVAL MATERAL.

INTRODUCED BY: KILGORE

SECONDED BY: JOHNSON

ACTION: APPROVED 08-18-14

14 AYE, 8 NAY, 1 ABSENT

Item 10 Budget No. 2014-07-54 Attachment

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Appropriate Funds To Charitable And Civic Organizations For The Fiscal Year Beginning July 1, 2014.

WHEREAS, the budget documents submitted for approval make appropriations to Charitable and Civic Organizations for the 2014-2015 fiscal year, beginning July 1, 2014.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners approve the appropriations for the 2014-2015 fiscal year to Charitable and Civic Organizations as per the attached list.

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	18th day of	August	2014.		
Attested: Jeanie G	imie A ammon, County Clerk	ammon	Approved:	Eddie Williams, C	hairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Mark-Bowery, John Crawford

2014-07-54	Administrative	Budget	Executive	County Commission	
ACTION	No Action 8-6-14			Approved 08-18-14	
L	!	L	Name to the state of the state	18 Aye, 4 Nay, 1-Abse	nt

Notes: 1st Reading 07-21-14

X APPROVE
VETO
Steve Godsey, Mayor

## Attachment To Resolution No. 2014-07-54

ORGANIZATION	AMOUNT	
AVOCA FIRE DEPARTMENT	\$	91,081
BLOOMINGDALE FIRE DEPT		125,829
BLUFF CITY VFD		91,081
CITY OF BRISTOL FIRE DEPT		126,408
EAST SULLIVAN FIRE DEPT		91,081
HICKORY TREE FIRE DEPT		91,081
CITY OF KINGSPORT FIRE DEPT.		172,225
PINEY FLATS FIRE DEPT		91,081
SULLIVAN COUNTY FIRE DEPT		108,455
SULLIVAN WEST FIRE DEPT		108,455
WARRIORS PATH FIRE DEPT		125,829
421 AREA EMERGENCY SER. / VFD		91,081
SULLIVAN CO. FIREFIGHTERS ASSN.		5,150
FIRE TRUCK CONTRIBUTION - BLOOMINGDALE VFD		168,817
BLOUNTVILLE EMERGENCY RESPONSE		56,331
SOUTH HOLSTON RESCUE SQUAD		56,331
KINGSPORT LIFE SAVING CREW		125,830
BLUFF CITY RESCUE SQUAD		56,331
S-B-K ANIMAL SHELTER		314,517
BRISTOL SPEECH & HEARING		8,000
MTN. REGION SPEECH & HEARING		16,000
FRONTIER HTH - BR. REG. MENTAL HTH.		15, <b>4</b> 91
FRONTIER HTH - HOL. REG. MENTAL HTH.		15,491
FRONTIER HTH - BR. ALC. & DRUG		5,355
FRONTIER HTH - HOL. ALC. & DRUG		5,355
FRONTIER HTH - HOL. M. H. ALC. & DRUG		5,355
FRONTIER HTH - BR. REG. REHAB.		12,750
FRONTIER HTH - KPT, CTR. OF OPPOR.		9,562
CHILD ADVOCACY CENTER		15,000
C. A. S. A.		13,850
FIRST TN HUMAN RESOURCES AGENCY		10,000
BRISTOL, TN PARKS AND RECREATION		12,500
KINGSPORT PARKS AND RECREATION		15,000
BLUFF CITY PARK		5,000
BLOUNTVILLE FARMERS MARKET		2,500
BRISTOL VETERANS SERVICE		3,900
KINGSPORT VETERANS SERVICE		8,000
TN REHABILITATION CENTER AT ELIZABETHTON		10,239
Total	\$	2,286,342

Item 11 Budget No. 2014-08-55 Attachment

A STANLEY

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

RESOLUTION To Set The Tax Levy In Sullivan County For The 2014-2015 Fiscal Year Beginning July 1, 2014

WHEREAS, the budget documents submitted for approval set the Tax Levy in Sullivan County for the 2014-2015 fiscal year, beginning July 1, 2014.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners approve the combined property tax rate for Sullivan County, Tennessee, for the Fiscal Year 2014-2015, beginning July 1, 2014; that said tax rate shall be \$2.2654 on each \$100.00 of taxable property; and that said tax is to provide revenue for each of the following funds and otherwise conform to the following levies:

FUND	RATE
General	0.6215
Solid Waste	0.0200
Highway	0.0787
General Purpose School	1.3708
School Capital Projects (Renovations)	0.0667
General Debt Service	0.1077
TOTAL	2.2654

BE IT RESOLVED that certain revenues including the county's portion of local option sales tax, cable franchise tax, interest income, and wholesale beer tax are allocated at the designated amount in this document to the respective funds will all amounts in excess of those amounts reverting to the General Fund.

BE IT RESOLVED that all resolutions approved by the Board of County Commissioners of Sullivan County which are in conflict with this resolution are hereby repealed.

BE IT FURTHER RESOLVED that this resolution takes effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Board of County Commissioners.

	tion shall take effec ame rescinded insol			resolutions in conflict herewith
Approved t	his day of		2014.	
Attested:	leanie Gammon, County Clerk	<u></u>	Approved:	die Williams, Chairman County Commission
	By: Ed Marsh Sponsor(s): Pat Sh	1]]		
2014-08-55	Administrative	Budget	Executive	County Commission
ACTION	No Action 8-6-14			
A	chdrawn 08-18-14. PPROVE	•		

Steve Godsey, Mayor

#### Attachment To Resolution No. 2014-08-55

#### **FY 2014-15 BUDGET PROPOSAL**

#### FACTS

Current Tax Rate = 2.3054

One Cent = \$351,769

To Maintain Current "Effective" Tax Rate = 2.2654 (Reduce tax rate to generate same revenue)

Reducing Rate to \$2.2654 (1.74%) would reduce spending by \$1,407,076

#### Areas to Consider Reducing Spending

NE State	\$200K
• Commissioners Pay -	\$40K (reduction to \$500 per month)
OR	\$5,584 (Drop 3.37% Automatic Pay Increase)
• Sullivan House -	\$292K
• Trustee's Office -	\$60K (close Bristol & Kpt Offices)
• UT Agricultural Subsidy -	10% Reduction =\$13K)
Soil Conservation -	No Increase (\$33.5K)
• Networks -	\$35K (10% reduction)
Blountville Farmers Mkt -	\$2.5K
• Frontier Health -	\$69K
TOTAL =	\$745,000

• Potential Savings: All "Grandfathered" County Employees Contribute 1% of annual pay towards individual retirement = \$265,000

Balance Budget through combination of Reductions and Draw approximately \$2.4 Million from Fund Balance

Item 12 Administrative/Budget/Executive No. 2014-08-56

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

# RESOLUTION To Avoid Accusation Of Conflict Of Interest And Maintain The Public Trust Of County Government

WHEREAS, a <u>conflict of interest</u> is defined as: A <u>conflict of interest</u> is a situation occurring when an individual or organization is involved in multiple interests, one of which could possibly corrupt the motivation; and

WHEREAS, a conflict of interest is a set of circumstances that creates a risk that professional judgment or actions regarding a primary interest will be unduly influenced by a secondary interest. Primary interest in this case refers to the principal goals of public office. Secondary interest in this case refers to potential financial gain or claims of mishandling of public or non-profit funds; and

WHEREAS, an elected or appointed Commissioner might be a member or serve on a board of directors of a non-profit organization receiving County funds; and

WHEREAS, a County Commissioner as a member of a non-profit organization receiving County funding might be requested, appointed, or elected to a position or office or serve as a board member in that organization that deals with financial decisions and/or disbursement of moneys thus providing the potential for an accusation of conflict of interest; and

WHEREAS, the conflict in a *conflict of interest* exists whether or not a particular individual is actually influenced by the secondary interest. It exists if the circumstances are reasonably believed to create a risk that decisions may be unduly influenced by secondary interests; and

WHEREAS, the presence of a <u>conflict of interest</u> is independent of the occurrence of impropriety. Therefore, a conflict of interest can be discovered and voluntarily defused before any corruption occurs.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners meeting in Regular Session agrees that any Commissioner who serves the dual role of elected County officer responsible for making monetary decisions concerning non-profit organizations and at the same time serves as a member of a non-profit organization receiving County funding that has accepted the request, appointment or election to a position or office or serve as a board member in that organization that deals with financial decision and/or disbursement of moneys thus providing the potential for an accusation of conflict of interest shall:

- 1. Choose to maintain that position taken in that non-profit organization and abandon his Commission seat or
- 2. Remove himself from any office or position which requires him to make any monetary decisions in that non-profit organization receiving funding from Sullivan County thus negating any claim of impropriety
- 3. Failure of a Commissioner to take action to correct the accusation within a 30-day period shall require the Sullivan County Commission to declare that district seat vacated.

This plan shall take effect upon passage, the public welfare requiring it, provided that vacancies shall be filled in accordance with Tennessee Code Annotated, Section 5-1-104.

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.

A	pproved th	is day of		2014.	
A	ttested:	anie Gammon, County Clerk		Approved:	Eddie Williams, Chairman County Commission
	-	3y: Michael Surge ponsor(s): Ed Mai			
	2014-08-56	Administrative	Budget	Executive	County Commission
	ACTION	Deferred 8-6-14			Failed 08-18-14 7 Aye, 13 Nay, 2 Pass,
	L <del></del>	1			1 Absent
N	otes: <b>Waiv</b>	er of rules requ	iested.		
	AF	PPROVE			
	VE	TO	<b>-</b>		
				Steve Godsey, M	layor

Item 13
Executive
No. 2014-08-57
Attachment

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

RESOLUTION Accepting Right-of-Way From The Tri-Cities Airport Authority And Releasing Interest In Portions Of Old Hamilton Road Right-of-Way And Old Steadman Road Right-of-Way.

WHEREAS, Tri-Cities Regional Airport, TN/VA uses perimeter roads for the purpose of maintaining security and access to various parts of the airfield; and

WHEREAS, pursuant to a plat entitled "Proposed Right of Way Dedication and Abandonment Portions of Hamilton Road, Minga Road and Steadman Road" by Mize & Associates Surveying, dated May 23, 2002, of record in the Register of Deeds Office for Sullivan County at Blountville, Tennessee in Plat Book 51, page 42 (the "Prior Plat"), the Tri-Cities Airport Commission, predecessor in title to the Tri-Cities Airport Authority, granted a permanent right-of-way and easement to Sullivan County to maintain and operate a county road on the real property of the Tri-Cities Airport Commission as shown on the Prior Plat; and

WHEREAS, by Quitclaim Deed dated May 9, 2014, of record in the Register of Deeds Office for Sullivan County at Blountville, Tennessee in Deed Book 3119, page 1157, the Tri-Cities Airport Commission conveyed the real property set forth in the Prior Plat to the Tri-Cities Airport Authority; and

WHEREAS, the Tri-Cities Airport Authority has relocated portions of perimeter roads identified as Hamilton Road and Steadman Road on its property as shown on the plat entitled "Right of Way Dedication and Abandonment Portions of Hamilton Road and Steadman Road" by Tysinger, Hampton & Partners, dated December 20, 2013, of record in the Office of the Register of Deeds Office for Sullivan County at Blountville, Tennessee in Plat Book 54, page 471 (the "New Plat"); and

WHEREAS, the Tri-Cities Airport Authority wishes to grant Sullivan County, its successors and assigns, a non-exclusive permanent right-of-way to construct, maintain and operate a county road upon and across the Property of Tri-Cities Airport Authority as shown on the New Plat and requests that Sullivan County extinguish, abandon and release all of its right, title and interest in and to the portions of "Old Hamilton Road R.O.W." and the "Old Steadman Road R.O.W." referenced in and as more particularly set forth in the New Plat.

NOW THEREFORE BE IT RESOLVED that Sullivan County does hereby accept the non-exclusive permanent right-of-way transferred to Sullivan County from the Tri-Cities Airport Authority pursuant to the attached Deed of Right of Way and Release, and does further hereby extinguish, abandon and release all of its right, title and interest in and to the portions of Old Hamilton Road R.O.W. and the Old Steadman Road R.O.W. referenced in and as more particularly set forth on the plat entitled "Right of Way Dedication and Abandonment Portions of Hamilton Road and Steadman Road" by Tysinger, Hampton & Partners, dated December 20, 2013, of record in the Office of the Register of Deeds Office for Sullivan County at Blountville, Tennessee in Plat Book 54, page 471. The Sullivan County Mayor is hereby authorized to sign the attached Deed of Right of Way and Release.

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 _	18th	_day of	August	2014.	
Attested Canie	771107	Lav ounty Clerk	nmon	Approved	Eddie Williams, Chairman County Commission

Sponsored By: James "Moe" Brotherton Prime Co-Sponsor(s): Baxter Hood

2014-08-57	Administrative	Budget	Executive	County Commission
ACTION	Deferred 8-6-14			Approved 08-18-14 22 Aye, 1 Absent

Notes: Waiver of rules requested.

X APPROVE
VETO
Steve Godsey, Mayor

#### This Instrument Was Prepared By: HUNTER, SMITH & DAVIS Attorneys at Law, P.O. Box 3740, Kingsport, Tennessee 37664

#### DEED OF RIGHT OF WAY AND RELEASE

THIS DEED OF RIGHT-OF-WAY AND RELEASE, is made and entered into this \_\_\_\_\_\_ day of August, 2014, by and among TRI-CITIES AIRPORT AUTHORITY, a regional airport authority organized and chartened pursuant to Tennessee Code Annotated §§ 42-3-104 (a) (3) and 4-3-105(a) (hereinafter referred to as "Grantor"), and SULLIVAN COUNTY, TENNESSEE, a political subdivision of the State of Tennessee (hereinafter referred to as "Grantee").

#### WITNESSETH

WHEREAS, pursuant to a plat entitled "Proposed Right of Way Dedication and Abandonment Portions of Hamilton Road, Minga Road and Steadman Road" by Mize & Associates Surveying, dated May 23, 2002, of record in the Register of Deeds Office for Sullivan County at Blountville, Termessee in Plat Book 51, page 42 (the "Prior Plat"), the Tri-Cities Airport Commission, predecessor in title to the Granton, granted a permanent right-of-way and easement to maintain and operate a county road on the real property of the Tri-Cities Airport Commission as shown on the Prior Plat (the "Existing Right Of Way"); and

WHEREAS, by Quitclaim Deed dated May 9, 2014, of record in the Register of Deeds Office for Sullivan County at Blountville, Tennessee in Deed Book 3119, page 1157, the Tri-Crites Airport Commission conveyed the real property set forth in the Prior Plat to the Grantor (file "Property"); and

WHEREAS, the Grantor has relocated portions of Hamilton Road and Steadman Road on its Property as shown on the plat entitled "Right of Way Dedication and Abandonment Portions of Hamilton Road and Steadman Road" by Tysinger, Hampton & Partners, dated December 20, 2013, of record in the Office of the Register of Deeds Office for Sullivan County at Blountville, Tennessee in Plat Book 54, page 471 (the "New Plat"); and

NOW, THEREFORE, in consideration of ten dollars (\$10.00), and other good and valuable consideration, the receipt of which is acknowledged, Grantor hereby bargains, sells and conveys unto the Grantee, its successors and assigns, a non-exclusive permanent right-of-way to construct, maintain and operate a county road upon and across the Property of Grantor as shown on the New Plat.

TO HAVE AND TO HOLD said right of way together with all privileges and appartenances thereinto belonging for the use and purposes aforesaid, unto Grantee, its successors and assigns.

Reference is made to the New Plat for the exact location and dimensions of such right-of-way (the "New Right Of Way"), as it crosses the Property of the Grantor.

Grantee acknowledges and agrees that said Property is to remain the Property of the Grantor and may be used for any lawful purpose or purposes desired by the Grantor after the construction of the aforesaid improvements, provided said use or uses do not destroy, weaken, or damage, whether

temporarily or permanently, the above-mentioned improvements or interfere with the operation or maintenance of the county road by the Grantee.

As a part of the rights granted herein, the Grantee shall have the right to enter upon the above-described Property within the New Right of Way for the purpose of constructing, installing, maintaining, repairing, and replacing the county roads and appurtenances thereto within such right of way and the right of ingress and egress thereto as reasonably necessary to construct, install, maintain, repair, and replace such roads. If the Grantee is unable reasonably to exercise the right of ingress and egress over the New Right Of Way, the Grantee shall have the right of ingress and egress over the Property of the Grantor adjacent to the New Right Of Way.

Whenever it is necessary to excavate earth within the New Right Of Way, the Grantee agrees to backfill such excavation in a proper and workmanlike manner so as to restore surface conditions as nearly as practical to the same condition as prior to the excavation, including the restoration of such paved surfaces as may be damaged or disturbed as a part of such excavation.

The right of way provided for herein shall include the right of the Grantee to cut any trees, brush and shrubbery, remove obstructions and take other similar action reasonably necessary to provide economical and safe road operation and maintenance. The Grantee shall have no responsibility to the Granter, its successors or assigns, to replace or reimburse the cost of said trees, brush shrubbery or obstructions if cut, removed or otherwise damaged.

The county road within the New Right Of Way shall be the property of the Grantee which shall have the right to inspect, rebuild, remove, repair, improve and make such changes, alterations and connections to or extensions of its facilities within the boundaries of the permanent right of way as are consistent with the purposes expressed herein.

FURTHER, in consideration of ten dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, Grantee hereby extinguishes, abandons and releases all of its right, title and interest in and to the portions of "Old Hamilton Road R.O.W." and the "Old Steadman Road R.O.W." referenced in and as more particularly set forth in

[Signatures on the following page. The remainder of this page left intentionally blank.]

WITNESS the following signatures as of the date first above written.

	GRANTOR:
	TRI-CITIES AIRPORT AUTHORITY
	By:
	Jim Rector, Chairman
STATE OF TENNESSEE COUNTY OF SULLIVAN	
aforesaid, personally appeared, Jim Rector, a me on the basis of satisfactory evidence), as Chairman of the Tri-Cities Airport Author chartened pursuant to Tennessee Code Annot as such Chairman of the Tri-Cities Airport purposes therein contained, by signing the na	
WITNESS my hand and official seal	this day of August, 2014.
	NOTARY PUBLIC
My commission expires:	
(Signatures on following page. Re	emainder of page intentionally left blank.)

Item 14 Budget No. 2014-08-58

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

RESOLUTION To Offer A More Cost Effective/Efficient Way Of Acquiring Insurance For Volunteer Fire Department (54310) And Rescue Squad/Life Saving Crew (54420)

WHEREAS, the Volunteer Fire Department (54310) requested for their 2014-2015 budget a total of \$1,620,030 and the Rescue Squad/Life Saving Crew (54420) a total of \$330,596 for their 2014-2015 budget which is a total request of \$1,950,626 of tax payers contributions to non-profits; and

WHEREAS, the Sullivan County 2014-2015 budget recommends \$1,487,654 be provided the non-profit Volunteer Department (54310) and \$294,823 be provided the Rescue Squad/Life Saving Crew (54420) for a total of \$1,782,427 tax payers contributions to these non-profits; and

WHEREAS, the representatives for the Fire Department (54310) and Rescue Squad/Life Saving Crew (54420) in budget hearing informed the Commission thirty percent (30%) of their budgets go to ever-increasing insurance costs that are not bid out; and

WHEREAS, the estimated combined insurance costs for these non-profit fund recipients for 2014-2015 would be projected at \$585,188 contributions of tax payers money which is an increase of \$50,460 going to ever increasing insurance premiums; and

WHEREAS, there are multiple companies that are insurance providers to volunteer fire departments and rescue squads/life saving crews.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Purchasing Department be allowed to advertise and/or solicit bids for insurance coverage for the non-profit Volunteer Fire Department (54310) and Rescue Squad/Life Saving Crew (54420) thus providing a potential cost savings for the non-profit organizations and the contributing tax payers.

Clerk on this	day of August, 2014.	and its seal to be hereto affixed by its County
		GRANTEE:
		COUNTY OF SULLIVAN, TENNESSEE
		By:Steve M. Godsey, Mayor
ATTEST:		
Title: County Cler	<u> </u>	
APPROVED AS	O FORM:	
By:	ney	
<b> </b>		
STATE OF TENN COUNTY OF SUI		
aforesaid, personal proved to me on th to be the Mayor of of Sullivan, Tennes	ly appeared, Steve M. Godse e basis of satisfactory evidence the County of Sullivan, Tenne	Notary Public in and for the State and County, with whom I am personally acquainted (or e), and who, upon eath, acknowledged himselvesee, and that he as such Mayor of the County strument for the purposes therein contained, by
WITNESS	ny hand and official seal this	day of August, 2014.
		NOTARY PUBLIC
My commission ex	pires:	

This resolution be and the sa	on shall take effec me rescinded insof	t from and after ar as such conflic	its passage. All ct exists.	resolutions in conflict herev	with
Approved thi	sday of		2014.		
Attested:	anie Gammon, County Clerk	<del></del>	Approved:	lie Williams, Chairman County Commissi	on
	By: Michael Surg ponsor(s): Ed Ma				
2014-08-58	Administrative	Budget	Executive	County Commission	
ACTION	Deferred 8-6-14				
AP	Reading 08-18- PROVE	14; Sponsor w	rill then be S	hull and Johnson as Co-	-Sponsor

Item 15 Executive No. 2014-08-59 Attachment

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 21st day of July 2014

RESOLUTION To Place A 25 MPH Speed Limit On Pinon Drive In The 7th Commissioner District

WHEREAS, Commissioner James Brotherton 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:

7th Commission District

To Place A 25 MPH Speed Limit On Pinon Drive

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 <b>18th</b> day of <b>August</b>	2014.
Attested: Johnie Gammon, County Clerk	Approved: Eddic Williams, Chairman County Commission

Sponsored By: James Brotherton Prime Co-Sponsor(s): Baxter Hood

1	2014-08-59	Administrative	Budget	Executive	County Commission
					Approved 08-18-14
	ACTION				22 Aye, 1 Absent

Notes:

Х	APPROVE	
	VETO	Steve Godsey, Mayor

J11220



Bobbie B. Manning III Interim Highway Commissioner 147 County Hill Road • Blountville, TN Phone (423) 279-2820 • Fax (423) 276-2876

## RESOLUTION REQUEST REVIEW

DATE: 7-30-2014
TO: Sullivan County Commission
TO: Sullivan County Commission REQUEST MADE BY: James Brotherton
SUBJECT: To place 25 MPH SpEED Limits ON PINON DR.
PINON DR.
7th COMMISSIONER DISTRICT BAXTER HOOD
APPROVED BY HIGHWAY DEPARTMENT
DENIED BY HIGHWAY DEPARTMENT
COMMENT:
TRADFIC COORDINATOR DATE HIGHWAY COMMISSIONER DATE
TRAFFIC COORDINATOR DATE HIGHWAY COMMISSIONER /DATE

Item 16 Executive No. 2014-08-60

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

RESOLUTION Accepting From William L. McCoy, Jr., Property Located On Hemlock Drive.

WHEREAS, William L. McCoy, Jr. wishes to donate to the County property located in the 14<sup>th</sup> Civil District of Sullivan County; and

WHEREAS, said property is more particularly described as 4.2 acres of land located on Hemlock Drive in Kingsport, Tennessee 37663, Control Map 077, Parcel 036.00, as shown on a plat titled "Charles D. Chase Property," dated November 2, 2006 by Murrell Weems, RLS; and which was conveyed to William L. McCoy, Jr. by deed dated January 9, 2013, of record in the Register of Deeds Office in Blountville, Tennessee, in Deed Book 3064 at Page 684.

NOW THEREFORE BE IT RESOLVED that Sullivan County hereby accepts from William L. McCoy, Jr., the property herein described.

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 the	is day o	I	2014.	
Attested:	nnie Gammon, County Cler	<u></u> k	Approved:	Eddie Williams, Chainnan County Commiss
-	By: Baxter Hood bonsor(s): James	"Moe" Brothe	rton	
2014-08-60	Administrative	Budget	Executive	County Commission
ACTION				
lotes: lst	Reading 08-18-	14;		
AP	PROVE			

Item 17 Budget No. 2014-08-61

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

RESOLUTION To Authorize Approval Of Statutory Bonds For The Circuit Court Clerk, Clerk & Master, County Attorney, County Clerk, County Mayor, Highway Commissioner, Property Assessor, Register Of Deeds, Trustee, And Sheriff.

WHEREAS, the Circuit Court Clerk, Clork-& Master, County Attorney, County Clerk, County Mayor, Highway Commissioner, Property Assessor, Register of Deeds, Trustee, and Sheriff will take office on September 1, 2014; and

WHEREAS, in compliance with Tennessee Code Annotated these officials are required to have statutory bonds, which bonds the County Commission must approve; and these individuals are to be bonded with Cincinnati Insurance Company.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby approves the following statutory bonds:

Official Title	Elected Official		Bond Amount
County Attorney	Dan Street	S	5,000.00
County Clerk	Jeanic Gammon	\$	100,000.00
County Mayor	Richard Venable	\$	100,000.00
Highway Commissioner	Jim Belgeri	\$	100,000.00
Property Assessor	Ron Hillman	S	50,000.00
Register of Deeds	Sheena Ramsey Tinsley	\$	100,000.00
Trustee	Frances Harrell	\$	5,200,598.00
Sheriff	Wayne Anderson	\$	100,000.00
Superintendent of Workhouse	Wayne Anderson	S	1,000.00

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 day of	2014.
Attested: Jeanie Gammon, County Clerk	Approved: Eddie Williams, Chairman County Commission

Sponsored By: Bob White

Prime Co-Sponsor(s): Randy Morrell

2014-08-61	Administrative	Budget	Executive	County Commission
ACTION				Approved 08-18-14 22 Aye, 1 Absent

Notes: AMENDED by Sponsor to delete Circuit Court Clerk and Clerk & Master from list and shown above .08-18-14.

X	APPROVE	0 1/4
	VETO	Steve Godsey, Mayor
		\

Item 18 Budget No. 2014-08-62

To the Board of Sullivan County Commissioners and Eddie Williams, Chairman, meeting in Regular Session this 18th day of August 2014

## RESOLUTION To Provide Funding For A Forty Hour Work Week For School Maintenance Employees

WHEREAS, in order to balance the 2013-14 school budget without asking for additional funding, maintenance hourly wage earners work was reduced from a 40 hour work week to a 36 hour work week without a reduction in job requirements; and

WHEREAS, this equated to a 10% take home pay to those employees causing much financial stress on their families and well-being; and

WHEREAS, to fully fund the reinstatement of that forty hour work week it is estimated at \$440,000 or at the rate of \$351,769 one penny collection rate that equates to \$0.0125 added to the proposed 2014-15 tax rate, making it \$2.3179; and

NOW THEREFORE BE IT RESOLVED that the general purpose school fund be set at 1.3833 and the tax rate be \$2.3179 for the 2014-15 budget year.

#### The health and well-being of Sullivan County requiring this.

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.

Аp	proved thi	s day o	of	2014.	
Attested:  Jeanie Gammon, County Clerk		erk .	Approved:	Eddie Williams, Chairman County Commission	
Sp	onsored F	sy: Michael Sur	genor		
Pri	ime Co-Sp	oonsor(s): James	s "Moe" Brother		County Commission
Pri	ime Co-S <sub>I</sub> 2014-08-62 ACTION	oonsor(s): James	s "Moe" Brother Budget	Executive	County Commission
Pri	ime Co-Sp 2014-08-62 ACTION tes:	oonsor(s): James	s "Moe" Brother  Budget		County Commission

# AND THEREUPON COUNTY COMMISSION ADJOURNED UPON MOTION MADE BY COMM. WHITE TO MEET AGAIN IN REGULAR SESSION SEPTEMBER 15, 2014.

EDDIE WILLIAMS

COMMISSION CHAIRMAN