

COUNTY COMMISSION-REGULAR SESSION

DECEMBER 14, 2015

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, DECEMBER 14, 2015, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE RICHARD VENABLE, COUNTY CHAIRMAN, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Chairman Richard Venable. Sheriff Wayne Anderson opened the commission and Comm. Matthew Johnson gave the invocation. The pledge to the flag was led by Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

MARK BOWERY	DARLENE CALTON
MICHAEL B COLE	JOHN CRAWFORD
JOHN GARDNER	SHERRY GREENE GRUBB
ANDY HARE	TERRY HARKLEROAD
MACK HARR	JOE HERRON
BAXTER HOOD	DENNIS L HOUSER
MATTHEW JOHNSON	BILL KILGORE
KIT MCGLOTHLIN	RANDY MORRELL
BOB NEAL	BOBBY RUSSELL, JR.
CHERYL RUSSELL	PATRICK W SHULL
ANGIE STANLEY	MARK VANCE
BOB WHITE	EDDIE WILLIAMS

24 PRESENT 0 ABSENT (ABSENT-)

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. Harr to approve the minutes of the November 16, 2015 Regular Session. Said motion was approved by voice vote.

000354

Sullivan County

3258 HWY. 126
SUITE 101
BLOUNTVILLE, TENNESSEE
37617



BRANCH OFFICES
Tennessee Courthouse — Bristol
Bristol 989-4366
City Hall — Kingsport
Kingsport 224-1790

Jeanie F. Gammon

County Clerk
Phone 323-6428

November 13, 2015

To: Sullivan County Commissioners

Re: Appointment of Judicial Commissioners "Magistrate"

This is to notify you of the appointment of Judicial Commissioner, "Magistrate" for Sullivan County due to the resignation of Magistrate Joe Harrison.

This is to further notify you that the election to fill this position is to be held on December 14, 2015, at the Regular Commission Meeting in the Commission Meeting Room, Blountville, Tennessee, at 9:00 A.M.

This notice is given in accordance with T.C.A. Section 5-5-113, which requires ten (10) days notice, prior to this date.

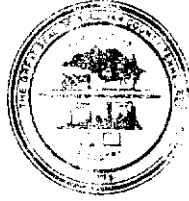
Jeanie Gammon, County Clerk

cc: Mayor Richard Venable
County Attorney Dan Street

SULLIVAN COUNTY GENERAL SESSIONS COURT

DIVISION I

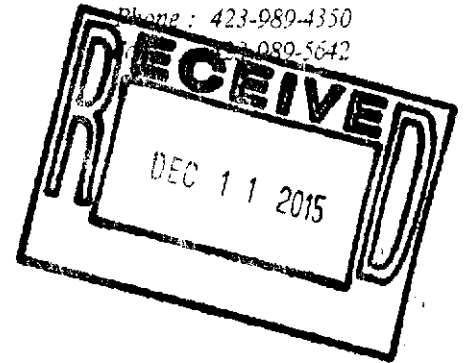
J. KLYNE LAUDERBACK
Judge



Anderson Street
Bristol, Tennessee 37620

Phone: 423-989-4350
423-989-5642

December 10, 2015



Mayor Richard S. Venable
Sullivan County Courthouse
3411 Highway 126; Suite 206
Blountville, Tennessee 37617

Re: Judicial Commissioner (Magistrate) for Sullivan County

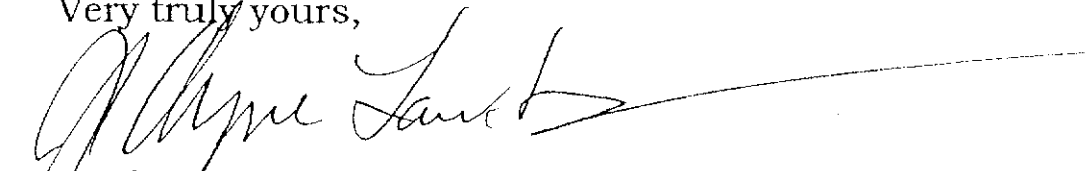
Dear Mayor Venable:

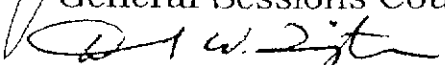
After consideration of the applications for the position of Judicial Commissioner, we recommend that the name of Jeffrey W. McKittrick be submitted to the Sullivan County Commission to be appointed to that position.

We previously appointed him to fill the vacant position. He has been serving since December 1, 2015 and we recommend that he be appointed to finish the term of that office.

If we may be of further assistance, please do not hesitate to call.

Very truly yours,


J. Klyne Lauderback
General Sessions Court Judge I


David W. Tipton
General Sessions Court Judge IV



Sullivan County

Board of County Commissioners 235th Annual Session

Appointment of Judicial Commissioner (Magistrate)

WHEREAS, the office of Judicial Commissioner was created for Sullivan County pursuant to T.C.A. § 40-1-111; and

WHEREAS, in consideration of Resolution No. 2015-06-39 approved June 15, 2015, the County Legislative Body shall take into consideration the views, comments, and suggestions of the General Session Judges of Sullivan County in making decisions relative to these appointments; and,

WHEREAS, Mr. Joe Harrison previously appointed to the position has resigned and the Sullivan County Mayor has received the name of the following individual recommended by the Judges presiding over the Sullivan County General Sessions Courts.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners appoint the following individual to serve in the Office of Judicial Commissioner (Magistrate) for Sullivan County for the remainder of the term of Joe Harrison :

Jeffrey McKittrick - 301 Clear Branch Circle, Blountville, Tennessee

Appointment to expire July 31, 2016.

Richard S. Venable, Sullivan County Mayor

Approved and entered into the record of the Sullivan County Commission this 14th day of December 2015.

Jeanie F. Gammon, County Clerk

Commission Action:

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

AYE	NAY	PASS	ABSENT
24			

SULLIVAN COUNTY BOARD OF COMMISSIONERS
PUBLIC COMMENT
December 14, 2015

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
1	Steven Warhurst	1716 Washington Ave	Kpt TN 37664	
2	LARRY E BALL	329 Stone Ct.	Kpt, TN 37664	
3	Patricia Harris	432 Dunwoody Ct.	Blountville, TN 37617	
4	Steve Blount	57 Abbie Lane	Bristol, TN 37620	
5	James A. Wither	1065 OAKLAND DR	BRISTOL, TN 37620	
6	Markemba Warhurst	1716 Washington Ave	Kingsport, TN 37664	
7	Paul Packer	2026 McKenna	" " "	
8	Rich Lort	3218 Dutchess Dr	Kingsport, TN	
9	Jake Holt	285 SAMLOLA RD	BLOUNTVILLE TN	
10	TRAVIS OLINGER	128 RED LEAF LN	BLOUNTVILLE TN	
11	Shelton Stubbs	2614 HALIFAX DR	Kpt, TN 37662	
12	Miriam Thompson	128 Ashewood Drive	Bristol, TN 37620	
13	Joseph Rymer			
14	C G McCord			
15				

110307

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 December 11, 2015

NANCY A. BOEGH
CLINDA J. BRICKEY
LINDA HICKS CAMPBELL
CINDY LEIGH CARVER
LAURA JANE COLE
PATRICIA JANET COLLINGS
NANCY JANE DARNELL
JESSICA ANNE DONIHE
CARLA ELLIOTT
MARGARET CANFIELD ELSEA
KAREN ANNA GILMORE
TAMMY LYNN HAMMONDS
SHEILA YVETTE HOUSER
MARK ISAAC
VALERIE JANE JACKSON
CONNIE D. JACKSON

ANITA D JANTZ
SHEILA KAY LONG
CINDY MINTON
ANITA E. OVERBAY
SHANNON NICOLE PHILLIPS
FRANK BOND PORTER JR.
SUZANNE SHACKELFORD QUEEN
BRUCE L. RUTLEDGE
STACEY SALYERS
SHIELA SHORTT SHOUN
ANITA KAY SMITH
SHEILA K. VENCILL
CHARLES LEE WALSH
DEBRA A. WIDENER
HARRY LEWIS WINE JR.

PERSONAL SURETY
HERITAGE INS. / WESTERN SURETY
STATE FARM
WESTERN SURETY COMPANY
10,000.00
SHIELA S SHOUN

UPON MOTION MADE BY COMM. CRAWFORD AND SECONDED BY COMM. WHITE
TO APPROVE THE NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY
ROLL CALL VOTE OF THE COMMISSION. 23 AYE, 1 ABSENT

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
SURETY BONDS

December 11, 2015

NAME OF NOTARY

Melissa Paige Cook
Carolyn T. Cox
Samuel Killgore Ross

PERSONAL SURETY

Dan Bieger
Alfred D. Doty
Phillip R. Rust

PERSONAL SURETY

Mike Still
Gary L. Kilgore
Pamela L. Ross

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

E THE COMMN.

No. Roll Call

No. Approve Notary

No.

No. APT Magist.

No.

No.

No.

No.

No.

MISSIONERS	No. Roll Call		No. Approve Notary		No.		No. APT Magist.		No.		No.		No.		No.		No.	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Bowery	✓		✓				✓											
Calton	✓		✓				✓											
Cole	✓		✓				✓											
Crawford	✓		✓				✓											
Judner	✓		✓				✓											
Simbb	✓		✓				✓											
Hare	✓		✓				✓											
Walkerroad	✓		✓				✓											
Harr	✓		✓				✓											
Herron	✓		✓				✓											
Hood	✓		✓				✓											
Houser	✓		✓				✓											
Johnson	✓		✓				✓											
Kilgore	✓		✓				✓											
McClathin	✓		A				✓											
Morell	✓		✓				✓											
Neal	✓		✓				✓											
By Russell	✓		✓				✓											
By Russell	✓		✓				✓											
Shull	✓		✓				✓											
Stanley	✓		✓				✓											
Vance	✓		✓				✓											
White	✓		✓				✓											
Williams	✓		✓				✓											
24 Present 23 Aye 24 Aye																		
1 Abs																		

RESOLUTIONS ON DOCKET FOR DECEMBER 14, 2015

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE ZONING RESOLUTION	NO ACTION NO RE-ZONING
#2 AUTHORIZE EXPENDITURES FROM THE GRANT ACCEPTED FROM THE STATE OF TENNESSEE TO PROMOTE AGRIBUSINESS IN SULLIVAN COUNTY	APPROVED 12-14-15
#3 FOR APPROPRIATE AND DISTRIBUTION OF GRANT FROM TENNESSEE EMERGENCY MANAGEMENT/HOMELAND SECURITY FOR PURCHASE OF EQUIPMENT/TRAINING	APPROVED 12-14-15
#4 TO ADOPT THE SULLIVAN COUNTY HIGHWAY DEPARTMENT ROAD ATLAS	APPROVED 12-14-15
#5 ACCEPT CLARIFICATION OF RIGHT-OF-WAY FOR EMMETT ROAD BRIDGE REPAIR	APPROVED 12-14-15
#6 TO PLACE "NO PARKING" SIGNS ON SOUTH HOLLOW ROAD IN THE 6 TH COMMISSION DISTRICT	1 ST READING 12-14-15
#7 TO PLACE "NO THRU TRUCKS" SIGNS ON HIGHRIDGE DRIVE AND DIRECTIONAL SIGNS ON OLLIS BOWERS HILL ROAD IN THE 6 TH COMMISSION DISTRICT	1 ST READING 12-14-15
#8 AUTHORIZING AND CONFIRMING SALE OF KINGSLEY ELEMENTARY SCHOOL PROPERTY TO JODY STEWART	1 ST READING 12-14-15
#9 AUTHORIZE PRELIMINARY PLANNING FOR PHASE I OF THE RENOVATION AND CONSTRUCTION PLAN FOR SULLIVAN COUNTY SCHOOLS	1 ST READING 12-14-15
#10 AUTHORIZE THE RESTORATION OF THE 2015 LEVEL OF THE OUT-OF-POCKET MAXIMUM FOR EMPLOYEES ELECTING THE NEW LIMITED PLAN FOR 2016	APPROVED 12-14-15
#11 TO SUPPORT THE HISTORICAL INSTITUTION AND LEGAL CONTRACT SOLEMNIZING THE RELATIONSHIP OF ONE MAN AND ONE WOMAN SHALL BE THE ONLY LEGALLY RECOGNIZED MARITAL CONTRACT IN THE STATE OF TENNESSEE	APPROVED 12-14-15

SULLIVAN COUNTY

BOARD OF COUNTY COMMISSIONERS

December 2015



12/14/15

Item	CONSENT AGENDA	Resolution
3	<p>RESOLUTION For Appropriate and Distribution of Grant From Tennessee Emergency Management / Homeland Security For Purchase of Equipment / Training</p> <p>NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November, 2015 hereby approve accepting a grant up to the amount of \$126,020.00 available through the Tennessee Emergency Management Agency / Homeland Security to be used for the purchase of equipment / training. Account Codes to be assigned by the Director of Accounts and Budgets.</p>	2015-11-73
4	<p>RESOLUTION To Adopt the Sullivan County Highway Department Road Atlas</p> <p>NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that they hereby authorize the adoption of the Sullivan County Road Atlas as revised, effective January 1, 2016. Summary attached. The Sullivan County Road Atlas in its entirety is on record and available in the Office of the Sullivan County Highway Department for review.</p>	2015-12-76
5	<p>RESOLUTION To Accept Clarification of Right-of-Way for Emmett Road Bridge Repair</p> <p>NOW THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners meeting in Regular Session hereby accept the clarification of right-of-way for bridge repair on Emmett Road as detailed on a map titled "Emmett Road Bridge" prepared by Jim Montgomery on August 4, 2015 and adopted by the Sullivan County Planning Commission on October 30, 2015.</p>	2015-12-77

CONSENT AGENDA APPROVED BY ROLL CALL VOTE 22 AYE, 2 ABSENT.



000365

Sullivan County

*Board of County Commissioners
235th Annual Session*

Item 1
No. 2015-12-00

To the Board of Sullivan County Commissioners and Richard S. Venable, Mayor of Sullivan County, meeting in Regular Session this 14th day of December, 2015.

**RESOLUTION TO CONSIDER AMENDMENT(S) TO THE SULLIVAN COUNTY
ZONING PLAN: ZONING MAP OR THE ZONING RESOLUTION**

No rezoning requests have been filed for the month of December 2015.



Sullivan County

Board of County Commissioners 235th Annual Session

Item 2
No. 2015-11-72

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November 2015.

RESOLUTION To Authorize Expenditures from the Grant Accepted from the State of Tennessee to Promote Agribusiness in Sullivan County

WHEREAS, in June 2015, the Sullivan County Board of Commissioners authorized the County Mayor by Resolution No. 2015-06-43 to accept a grant in the amount of \$2.2 million dollars from the State of Tennessee to purchase a building located on Highway 75 in Sullivan County for the use of the County, the University of Tennessee Extension Services – Sullivan County, and the Tennessee State University – Cooperative Extension and others involved in the agriculture community.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session hereby authorize the County Mayor, Accounts & Budget Director and Purchasing Agent to disperse grant funds for expenditures related to the \$2.2 million dollar grant received from the State of Tennessee to promote agribusiness in Sullivan County.

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 14th day of December 2015.

Attest: Jeanie Gammon
Jeanie Gammon, County Clerk

Approved: Richard S. Venable
Richard S. Venable, County Mayor

Sponsored By: Commissioner Bob White
Prime Co-Sponsor(s): Commissioners Angie Stanley

ACTIONS: 11/3/15 approved by Administrative Committee; 11/3/15 approved by Executive Committee;

REQUEST MADE 11-16-15 by Comm. Vance that the Sponsor provide an Annual Operating Expense for this Facility to go with this Resolution.

REQUEST MADE BY COUNTY ATTORNEY to add in the third paragraph to read "to contract and disperse grant funds".

1st Reading 11-16-15;

APPROVED 12-14-15 23 AYE, 1 ABSENT



Sullivan County

Board of County Commissioners
235th Annual Session

Item 3
No. 2015-11-73

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of November, 2015.

RESOLUTION For Appropriate and Distribution of Grant From Tennessee Emergency Management / Homeland Security For Purchase of Equipment / Training

WHEREAS, Sullivan County has received grant funds in an amount up to \$126,020.00 available through the Tennessee Emergency Management Agency / Homeland Security for the purchase of equipment / training; and

WHEREAS, said grant is funded one hundred percent (100%) thereby requiring no matching funds by Sullivan County.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16th day of November, 2015 hereby approve accepting a grant up to the amount of \$126,020.00 available through the Tennessee Emergency Management Agency / Homeland Security to be used for the purchase of equipment / training. Account Codes to be assigned by the Director of Accounts and Budgets.

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 14th day of December, 2015.

Attest: Jeanie Gammon
Jeanie Gammon, County Clerk

Approve: Richard S. Venable
Richard S. Venable, County Mayor

Sponsored By: Commissioner John Crawford
Prime Co-Sponsor(s): Commissioner John Gardner

ACTIONS: 1st Reading 11-16-15;
APPROVED 12-14-15 22 Aye, 2 Absent



Sullivan County

Board of County Commissioners
235th Annual Session

Item 4
No. 2015-12-76

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December 2015.

RESOLUTION To Adopt the Sullivan County Highway Department Road Atlas

WHEREAS, annually the Sullivan County Highway Department reviews and updates a listing of County Roads as required by Tennessee law; and

WHEREAS, these revisions are necessary to bring the official Sullivan County Road Atlas up-to-date; and

WHEREAS, attached hereto is a summary of the revisions effective January 1, 2016.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that they hereby authorize the adoption of the Sullivan County Road Atlas as revised, effective January 1, 2016. Summary attached. The Sullivan County Road Atlas in its entirety is on record and available in the Office of the Sullivan County Highway Department for review.

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 14th day of December 2015.

Attest: Jeanie Gammon
Jeanie Gammon, Sullivan County Clerk

Approved: Richard S. Venable
Richard S. Venable, Sullivan County Mayor

Sponsored By: Commissioner Terry Harkleroad
Prime Co-Sponsor(s): Commissioner John Gardner

ACTIONS: APPROVED 12-14-15 22 AYE, 2 ABSENT

Effective January 1, 2016

Atlas Revisions for 2016

DATE	SUBDIVISION AND ROAD	C.D.	TAXMAP	LENGTH	ROW CLASS	PE & P ₂
Additions						
	N/A					
	no new subdivision streets have been approved					
	total gained from additions					0.00
Deletions						
	no deletions for year 2015					
Changes						
	Cemetery Road	(ROW Correction)		from 20-50 to 15-50		
	Hall Circle	(ROW Correction)		from 30-50 to 25-50		
	Woodland Court	(ROW Correction)		from 50 to 40		
	New Bethel Road	(ROW Correction)		from 40 to 30-50		
	Pearl Lane	(Length Correction)		from 0.55 to 0.61		0.06
	Packinghouse Road	(Length Correction)		from 1.90 to 1.60		
	Scott Road	(ROW Correction)		from 30-50 to 15-50		
name change						
	Melissa's Court	to	Melissas Court	change per 911 addressing		
	Hemlock Park DR.	to	Hemlock Park LN.			
	Samuel St ext.	to	Alvin St. ext.			
	Unamed Road #4	to	Johnson Drive			
	total gain from changes/deletions					0.06
	total gain from additions					0.00
	TOTAL MILEAGE GAIN					0.06



Sullivan County

*Board of County Commissioners
235th Annual Session*

Item 5
No. 2015-12-77

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December 2015.

RESOLUTION To Accept Clarification of Right-of-Way for Emmett Road Bridge Repair

WHEREAS, the Sullivan County Highway Department regularly performs maintenance on county roadways and bridges; and

WHEREAS, the bridge located on Emmett Road in Sullivan County is scheduled for replacement under the state aid bridge program; and

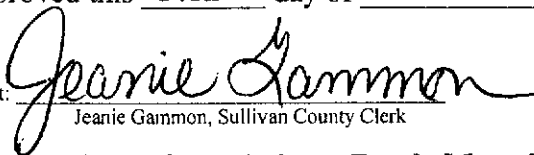
WHEREAS, a map showing the right-of-way as requested by the design engineer has been prepared.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners meeting in Regular Session hereby accept the clarification of right-of-way for bridge repair on Emmett Road as detailed on a map titled "Emmett Road Bridge" prepared by Jim Montgomery on August 4, 2015 and adopted by the Sullivan County Planning Commission on October 30, 2015.

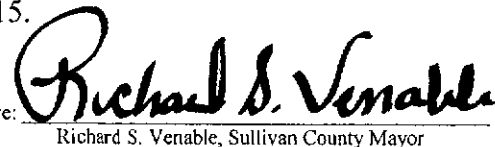
This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 14th day of December 2015.

Attest:


Jeanie Gammon, Sullivan County Clerk

Approve:


Richard S. Venable, Sullivan County Mayor

**Sponsored By: Commissioner Randy Morrell
Prime Co-Sponsor(s): Commissioner Andy Hare**

ACTIONS: APPROVED 12-14-15 22 AYE, 2 ABSENT



Sullivan County

*Board of County Commissioners
235th Annual Session*

Item 6
No. 2015-12-78

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December 2015.

RESOLUTION To Place “No Parking” Signs on South Hollow Road in the 6th Commission District

WHEREAS, Commissioner Terry Harkleroad requested the Sullivan County Highway Department to make the above referenced 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:

6th Commission District

To Place “No Parking” Signs on South Hollow Road.

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 _____ 2015.

Attest: _____
Jeanie Gammon, Sullivan County Clerk

Approve: _____
Richard S. Venable, Sullivan County Mayor

Sponsored By: Commissioner Terry Harkleroad

Prime Co-Sponsor(s): Commissioner Mark Bowery, Matthew Johnson

ACTIONS: 1st Reading 12-14-15;



Sullivan County

*Board of County Commissioners
235th Annual Session*

Item 7
No. 2015-12-79

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December 2015.

RESOLUTION To Place “No Thru Trucks” Signs on Highridge Drive and Directional Signs on Ollis Bowers Hill Road in the 6th Commission District

WHEREAS, Commissioner Terry Harkleroad requested the Sullivan County Highway Department to make the above referenced 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:

6th Commission District

**To Place “No Thru Trucks” Signs on Highridge Drive and
“No Thru Trucks on Highridge Drive” directional sign on
Ollis Bowers Hill Road in the vicinity of 11-W intersection.**

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 _____ 2015.

Attest: _____
Jeanie Gammon, Sullivan County Clerk

Approve: _____
Richard S. Venable, Sullivan County Mayor

**Sponsored By: Commissioner Terry Harkleroad
Prime Co-Sponsor(s): Commissioner Mark Bowery, Matthew Johnson**

ACTIONS: 1st Reading 12-14-15;



Sullivan County

*Board of County Commissioners
235th Annual Session*

Item 8
No. 2015-12-80

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December 2015.

RESOLUTION Authorizing and Confirming Sale of Kingsley Elementary School Property to Jody Stewart

WHEREAS, THE Sullivan County Board of Education voted to transfer Kingsley Elementary School Property over to Sullivan County on January 25, 2015; and

WHEREAS, the Purchasing Agent published a legal notice in the Times News on November 8, 2015 and November 15, 2015 that the Kingsley Elementary School property was being sold at auction on November 21, 2015 at 10:30 a.m.; and

WHEREAS, Jody Stewart was the highest bidder at the auction held on November 21, 2015, by The Brokers Realty & Auction, Inc., for the sum of \$100,000 (One Hundred Thousand Dollars) plus Buyer's Premium of 10% for a Total Purchase Price of \$110,000 (One Hundred Ten Thousand Dollars);

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve and confirm the sale of Kingsley Elementary School to Jody Stewart for the sum of \$100,000.00 (One Hundred Thousand Dollars) plus Buyer's Premium add on of 10% for a Total Purchase Price of \$110,000.00 (One Hundred Ten Thousand Dollars). Upon receipt of the Total Purchase Price, the County Mayor is hereby authorized to execute a Quitclaim Deed transferring the subject property to Jody Stewart.

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

Approved this _____ day of _____ 2015.

Attest: _____
Jeanie Gammon, Sullivan County Clerk

Approve: _____
Richard S. Venable, Sullivan County Mayor

**Sponsored By: Commissioner Eddie Williams
Prime Co-Sponsor(s): Commissioner Bob White, Terry Harkleroad, Matthew Johnson, Mark Bowery**

ACTIONS: 1st Reading 12-14-15;



Sullivan County

Board of County Commissioners 235th Annual Session

Item 9
No. 2015-12-81

RESOLUTION to Authorize Preliminary Planning for Phase I of the Renovation and Construction Plan for Sullivan County Schools

WHEREAS, the Sullivan County Board of Education has reviewed its capital needs plan and has reassessed current needs for new construction and renovations to replace aging buildings within the Sullivan County School System; and

WHEREAS, the goal of every school in Sullivan County is to provide an exemplary educational experience for all students; and

WHEREAS, Sullivan County must ensure our students are competitive in a global economy; and

WHEREAS, Sullivan County must be committed to provide the resources necessary to provide our students with a world-class education.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners meeting in Regular Session hereby indicates support for construction and renovation projects for the Sullivan County School System.

BE IT FURTHER RESOLVED that the Sullivan County Board of Commissioners does hereby authorize the Sullivan County Board of Education to begin the process of selecting and recommending future school site locations, renovations, and securing architectural design services based upon the Phase I Plan, which will include selected recommendations from the DeJong Richter Facility Study, as presented by the Director of Schools at the Work Session on December 10, 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.

Hereby approved this 14th day of December, 2015.

Attest: _____
Jeanie Gammon, County Clerk

Approve: _____
Richard S. Venable, County Mayor

Sponsored By: Commissioner Mark Vance

Prime Co-Sponsor(s): Commissioner Eddie Williams , John Gardner

ACTIONS: 1st Reading 12-14-15;



Sullivan County

Board of County Commissioners
235th Annual Session

Item 10
No. 2015-12-82

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December, 2015.

RESOLUTION To Authorize the Restoration of the 2015 Level of the Out-of-pocket Maximum for Employees Electing the New Limited Plan for 2016

WHEREAS, in 2015 Sullivan County's active employee health insurance was funded for \$3,500 for the individual employee and \$7,000 for family; and,

WHEREAS, the proposed limited plan for 2016 provides for a maximum out-of-pocket cost of \$6,600 for the individual and a \$13,200 for family; and,

WHEREAS, this increase in the maximum out-of-pocket amounts creates concern for many employees especially those with more than individual coverage.

NOW THEREFORE BE IT RESOLVED THAT the county commission is approving the maximum out of pocket levels at \$3,500 per individual plan and \$7,000 for the family plan; and,

BE IT FURTHER RESOLVED THAT the Chairman of the Insurance Committee in coordination with the County's Insurance Consultant negotiate the details of implementing the program to establish these lowered levels of out-of-pocket maximum cost for our employees within the funding provided.

Approved this 14th day of December 2015.

Attest: Jeanie Gammon
Jeanie Gammon, Sullivan County Clerk

Approve: Richard S. Venable
Richard S. Venable, Sullivan County Mayor

Sponsored By: Commissioner Mark Bowery
Prime Co-Sponsor(s): Commissioner Bob White
ALL COMMISSIONERS VOTING "AYE"

ACTIONS: WAIVER OF RULES REQUESTED
APPROVED 12-14-15 22 AYE, 2 ABSENT

Sullivan County Government - State Health Plan Transition

Recently, the County decided to transition from the current self-funded health plan arrangement with Cigna to the State Health Plan.

With this transition, the employees would be able to choose from the 4 plan options offered by the State, have the opportunity to have lower deductibles (for example, \$1,200 vs. \$2,500 for employee only coverage and \$2,600 vs. \$5,000 for family coverage) and have additional protection in place for the increased out of pocket maximums on the State Plan options.

The County decided to promote the **Limited Plan Option** and intended to offer an employer paid Gap Plan to help offset the increased out of pocket costs from their current plan with Cigna.

During the implementation process, the State notified the County in reference to the Memorandum of Understanding stating that no other health coverage (such as Gap Plans) may be offered alongside the State Health Plan for any **new** groups joining the State Plan for 2016.

After determining that the County cannot offer the Gap Plan alongside the Limited Plan Option, the County has recommended offering a Health Reimbursement Arrangement (HRA) to all participants in the Limited Plan.

A Health Reimbursement Arrangement is an **Employer-funded** medical reimbursement plan that helps offset the out of pocket costs for participant's medical and pharmacy expenses.

Flexible Benefits Administrators, the County's current COBRA administrator, will provide the Health Reimbursement Arrangement for \$2.50/participant/month, which the County will pay.

The County's goal in providing the Health Reimbursement Arrangement is to make the participants "whole" in regards to their current total out of pocket costs.

The current out of pocket maximum for employees on the Cigna Plan is \$3,500 for individual coverage, while the total out of pocket for family coverage is \$7,000.

The Limited Plan has a total out of pocket maximum of \$6,600 for individuals and \$13,200 for family.

Since all office copays, deductibles and pharmacy copays apply toward the total out of pocket maximum, employees will be responsible for the first \$3,500 of their \$6,600 maximum out of pocket and the HRA will provide coverage for the remaining \$3,100. This keeps the employees' out of pocket cost at the same benefit level as their current plan with Cigna.

Employees with family coverage will be responsible for meeting the first \$7,000 of their out of pocket maximum and the HRA will provide coverage for the remaining \$6,200. This also keeps the employees' out of pocket cost at the same benefit level as their current plan with Cigna.

Since this is an **employer** funded account and is intended to make employees "whole" from their current plan benefits, any monies remaining in the account at the end of the year will not carryover, but be returned to the County by Flexible Benefits Administrators.

Included in your handout is a more detailed overview of the HRA, an enrollment form and claim form, which employees will complete for reimbursement.

Employees also have the choice to enroll in the State's new **Health Savings Plan**. The monthly premiums are lower in this option as well as the Limited Plan, compared to their current monthly cost with Cigna. Employees that enroll in the Health Savings Plan option will also have the benefit of a Health Savings Account in which the County will make contributions. There is a distinct difference with the Health Savings Account and Health Reimbursement Arrangements in that employees may also make contributions alongside of the employer contributions in the Health Savings Account. The contributions in the Health Savings Account will lower the employees' out of pocket maximums on the Health Savings Plan of \$3,800 for individual coverage and \$7,600 for family coverage.

These are 2 solid options that give employees a choice of how to best insure themselves and their family members based on their specific healthcare needs. Employees also have the choice to pay additional premiums each month to "buy up" to either the Partnership or Standard plans offered by the State as well.

The County's objective in this process is to provide the employees with a choice of plan designs, while providing protection against catastrophic loss and to find long-term stability in the State Plan.

Understanding Your Health Reimbursement Arrangement (HRA)



A Health Reimbursement Arrangement (HRA) is a tax-advantage plan that is employer-funded and can be used for approved healthcare expenses on an annual basis. This allows you the employee to reduce your out-of-pocket expenses.

PLAN ELIGIBILITY RULES

Participation in the plan begins on January 1, 2016 and ends on December 31, 2016. You are eligible to participate in the plan if you are a full time employee working 30 or more hours a week. Should you have a qualifying event allowing you to enroll mid-year, your election must be made within 30 days of the qualifying event. Contributions will be made on a monthly basis by your employer. A new plan election is required each year that you wish to participate in the plan.

AVAILABILITY OF FUNDS

All reimbursement requests under the HRA must be substantiated. The most common way to ensure you are providing adequate information is by submitting your EOB statement from your health insurance provider after medical expenses have been incurred. For other out-of-pocket expenses, a copy of the service statement or bill will be sufficient.

All claims received in our office will be processed within 1 week and will be reimbursed to you by a paper check will be mailed to your home.

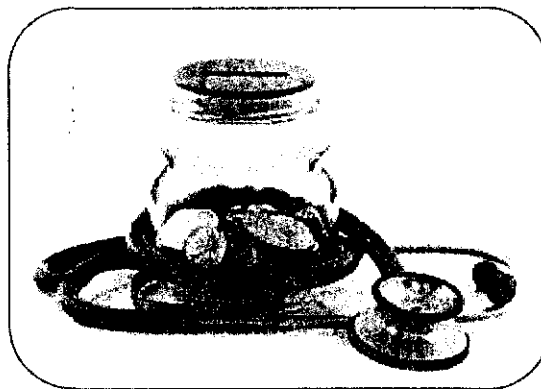
UNDERSTANDING THE HRA PROGRAM

HRA plans are very flexible and allow your employer to design a plan to meet the unique needs of the employee population. The plan design under your company covers:

- **Medical Deductibles:** All medical deductibles & prescriptions that are applicable to the health plan's deductibles, amounts are eligible.

MAXIMUM ELECTION AMOUNT

Your employer group is providing an HRA annual contribution amount of \$3,100 for single coverage and \$6,200 for family coverage. Should you terminate employment, you will have 30 days to submit claims.



Contact Us! Ph: 1-800-437-3539 Email: flexdivision@flex-admin.com
Online Chat: www.flex-admin.com Fax: 757-431-1155



ACCESSING YOUR ACCOUNT

We offer an online portal and a mobile app that will provide you with real-time account information.

Visit: www.mywealthcareonline.com/fba to set-up your online account and:

- View your account balance
- Review transaction history
- Access plan calculators
- Watch educational videos
- Post your paper claims to your account

Download the mobile app for your Android or Apple smartphone/tablet for instant access. Just search the google playstore and itunes for *FBA Mobile*.

Remember that the log-in credentials you set-up for the online portal will also apply to the mobile app!

CONTACTING FBA

Remember we are only a phone call, email or chat away from answering your questions and helping you understand how your FSA plan works for you. Customer service hours are 8:30a-5:00p EST. Visit our website to contact us by online chat, or give us a call at 1-800-437-3539. If email works best for you we have that too!

Email: flexdivision@flex-admin.com

Examples of Eligible Expenses

Qualified HRA Expenses

- Co-payments
- Co-insurance
- Deductibles
- Prescriptions

*For a complete listing visit www.irs.gov

ELECTION CHANGES/QUALIFYING EVENTS

Once you have made a plan year election, you may not make any changes unless you have a qualifying change. It is important to remember that your qualifying change in status must be consistent with your election change request. Examples of allowable qualifying change in status events are:

- Marriage/Divorce
- Birth/Adoption
- Involuntary loss of spouse's medical/dental coverage
- Death of a Dependent
- Unpaid Leave/FMLA
- Change in Dependent Care Providers
- Change in Employment Status

Contact Us! Ph: 1-800-437-3539 Email: flexdivision@flex-admin.com
 Online Chat: www.flex-admin.com Fax: 757-431-1155



Ph: 800-437-FLEX or 757-340-4587
 P.O.Box 3188 • Virginia Beach, VA 23452
 www.flex-admin.com

HRA Enrollment Form

Employee Information

Social Security # or Employee ID: Date of Birth:

Employer Name: Dept/Location:
(Optional)

First Name: Middle Initial: Last Name:

Employee Home Address:

City: State: Zip:

Home Phone # E-Mail:

Male Female Date of Hire: Type of Coverage: Single Family Limited HRA

Dependent Information

First Name	Last Name	Social Security Number	Birth Date	Relationship (spouse or dependent)	Gender (M or F)	Student (Y or N)

The IRS regulations state four conditions: 1) Any expenses you incur must be within the plan year; 2) Any expenses you incur must not be covered by any other source, such as insurance; 3) You must provide proper documentation to receive payment; 4) You cannot change or revoke your elections during the plan year unless there is a specific change in status and your employer allows such changes. Please see the Summary Plan Description for details.

Employee's Signature: Date:

Employer Information (Employer to complete this section.)

Plan Effective Date:

HRA Annual Total \$ Frequency of Contribution:

How to File

Form can be submitted by (1) e-mail, (2) fax or (3) mail.

Print Form

To submit by e-mail, Print Form and sign. E-mail form along with receipts to flexdivision@flex-admin.com

To submit by fax, Print Form and fax to: 757-431-1155

To submit by mail, Print Form and mail to: Flexible Benefit Administrators, Inc.
P.O.Box. 8188, Virginia Beach, VA 23450

Please:

- Do not mail your claim if you fax it.
- Keep a copy of all claim forms and receipts for your records.
- Notify Flexible Benefit Administrators, Inc. if you have a change in address.

Employee Information

Employee's
Print name

E-Mail address
(For Notification of Processed Claims, Reimbursement & Account Status)

Social Security Number or Employee ID #

Employer

Claims for Out-of-Pocket Expense

I, the participant, hereby file claim for the medical expense(s) noted below and certify that each expense was incurred on the date and for the person and reason noted. The expense(s) listed below was incurred for medical care not general health purposes and exclude cosmetic and/or toiletries expense(s). I, the participant, certify that I have not been reimbursed for the expense(s) noted below and that I will not seek reimbursement under any other plan covering health benefits. I, the participant, further certify that the expense(s) noted below have not been previously paid for by use of my Benefits Card. **Attached are receipts or bills as evidence of my expenses incurred during the Plan Year.**

1	<input type="text"/> Person treated and Relationship	<input type="text"/> Type of Eligible Expense	<input type="text"/> Date of Treatment	\$ <input type="text"/> Amount of Expense
2	<input type="text"/> Person treated and Relationship	<input type="text"/> Type of Eligible Expense	<input type="text"/> Date of Treatment	\$ <input type="text"/> Amount of Expense
3	<input type="text"/> Person treated and Relationship	<input type="text"/> Type of Eligible Expense	<input type="text"/> Date of Treatment	\$ <input type="text"/> Amount of Expense
4	<input type="text"/> Person treated and Relationship	<input type="text"/> Type of Eligible Expense	<input type="text"/> Date of Treatment	\$ <input type="text"/> Amount of Expense
5	<input type="text"/> Person treated and Relationship	<input type="text"/> Type of Eligible Expense	<input type="text"/> Date of Treatment	\$ <input type="text"/> Amount of Expense
6	<input type="text"/> Person treated and Relationship	<input type="text"/> Type of Eligible Expense	<input type="text"/> Date of Treatment	\$ <input type="text"/> Amount of Expense
Total \$				<input type="text"/>

As a participant of the Plan, I certify that all expenses for which reimbursement or payment is claimed by submission of this form were incurred during a period while I was covered under my employer's Health Reimbursement Arrangement Plan and that the expenses have not been reimbursed and reimbursement will not be sought from any other source. I fully understand that I am fully responsible for the sufficiency, accuracy, and veracity of all information relating to this claim, and that unless an expense for which payment or reimbursement is claimed is a proper expense under the Plan, I may be liable for payment of all related taxes including federal, state, or local income tax on amounts paid from the Plan which relate to such expense.

Employee's:
Signature

Date



Sullivan County

*Board of County Commissioners
235th Annual Session*

Item 11
No. 2015-12-83

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 14th day of December, 2015.

RESOLUTION To Support the Historical Institution and Legal Contract Solemnizing the Relationship of One Man and One Woman Shall Be the Only Legally Recognized Marital Contract in the State of Tennessee

WHEREAS, natural marriage consistent with the created order, and the law of nature and nature's God, has always consisted of one man and one woman; and

WHEREAS, The Constitution of Tennessee, Article XI, § 18, states the following: The historical institution and legal contract solemnizing the relationship of one man and one woman shall be the only legally recognized marital contract in this state. Any policy or law or judicial interpretation, purporting to define marriage as anything other than the historical institution and legal contract between one man and one woman, is contrary to the public policy of this state and shall be void and unenforceable in Tennessee. If another state or foreign jurisdiction issues a license for persons to marry and if such marriage is prohibited in this state by the provisions of this section, then the marriage shall be void and unenforceable in this state; and

WHEREAS, in *Obergefell v. Hodges*, No. 14-556, 2015 WL 2473451 (June 26, 2015), five justices of the United States Supreme Court issued a lawless opinion with no basis in American law or history, purporting to overturn natural marriage and find a "right" to same-sex "marriage" in the United States Constitution and the fourteenth amendment; and

WHEREAS, the Supreme Court cannot make law, and the *Obergefell* opinion "is a naked judicial claim to legislative—indeed, super-legislative—power; a claim fundamentally at odds with our system of government;" *Id.* at *43 (Scalia, J., dissenting); and

WHEREAS, a mere two years prior to *Obergefell v. Hodges*, the Supreme Court stated in *United States v. Windsor* that "the Constitution delegated no authority to the Government of the United States on the subject of marriage and divorce;" and that "The whole subject of the domestic relations of husband and wife, parent and child, belongs to the laws of the States and not to the laws of the United States;" *Windsor* at 2691; and

WHEREAS, the United States Constitution is silent on the issue of natural marriage, and the tenth amendment reserves all powers not explicitly delegated to the federal government, to the people and states, respectively; and

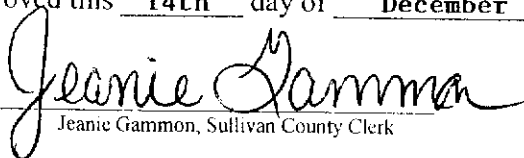
WHEREAS, the United States Constitution in Article 3, Section 2, Paragraph 2 gives the U.S. Congress the right to explicitly limit the appellate jurisdiction of the Supreme Court; and

WHEREAS, the duly-elected legislators of the State of Tennessee and the Governor have sworn an oath to uphold the Constitution of Tennessee and the United States Constitution and not the will of five members of the Supreme Court;

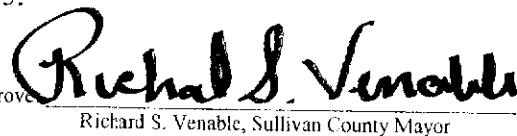
THEREFORE, the Board of Commissioners of Sullivan County Tennessee, this 14th day of December 2015, petitions the Tennessee General Assembly and Governor to keep their oaths to uphold the Tennessee Constitution and the Constitution of the United States (1) by refusing to accept the lawless opinion of the United States Supreme Court in Obergefell v. Hodges as binding precedent for any except the specific plaintiffs in that case, and (2) by continuing to uphold the Tennessee State Constitution which says: "The historical institution and legal contract solemnizing the relationship of one man and one woman shall be the only legally recognized marital contract in this state," and (3) by pledging legal and political assistance to anyone who refuses to follow Obergefell for constitutionally protected reasons, and (4) by appealing to the United States Congress to correct the Supreme Court's usurpation of power by telling the Supreme Court that it does not have appellate jurisdiction in cases regarding the definition of marriage, in accord with their powers delegated in Article 3, Section 2, paragraph 2 of the U.S. Constitution.

Approved this 14th day of December 2015.

Attest:


Jeanie Gammon, Sullivan County Clerk

Approved:


Richard S. Venable, Sullivan County Mayor

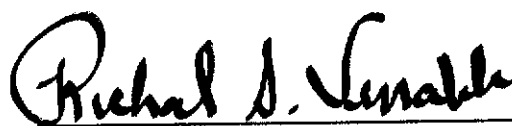
Sponsored By: Commissioner Baxter Hood

Prime Co-Sponsor(s): Commissioner Michael Cole, Sherry Grubb, John Crawford, Mack Harr, Bobby Russell, Bill Kilgore

ACTIONS: Waiver of Rules Requested

APPROVED 12-14-15 20 AYE, 1 NAY, 1 PASS, 2 ABSENT

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MOTION MADE BY COMM. WHITE TO MEET AGAIN IN REGULAR
SESSION JANUARY 19, 2016.

A handwritten signature in black ink, reading "Richard S. Venable". The signature is written in a cursive style with a large initial "R".

RICHARD VENABLE

COMMISSION CHAIRMAN