

COUNTY COMMISSION MEETING - FEBRUARY 19, 1996

REGULAR SESSION

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, FEBRUARY 19, 1996, 9:00 O'CLOCK A. M., IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE GIL HODGES, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK AND KEITH CARR, SHERIFF OF SAID BOARD OF COMMISSIONERS OF SULLIVAN COUNTY,

TO WIT:

The meeting was called to order by County Executive, Gil Hodges. Sheriff Keith Carr opened the Commission Meeting. Commissioner Jim King gave the invocation and pledge to the flag was led by County Executive, Gil Hodges.

Commissioners present and answering roll call are as follows:

CAROL BELCHER	JACK JONES
JAMES B. "JIM" BLALOCK	JAMES L. KING, JR.
BRYAN K. BOYD	AUBREY L. KISER, JR.
JUNE CARTER	CARL KRELL
RAYMOND C. CONKIN, JR.	DWIGHT MASON
O. W. FERGUSON	PAUL MILHORN
MIKE GONCE	WAYNE MCCONNELL
RALPH P. HARR	GARY MAYES
EDLEY HICKS	MICHAEL B. SURGENOR
PAT HUBBARD	MARK A. VANCE
MARVIND HYATT	EDDIE WILLIAMS
TOM DANIEL	

23 Present
RONALD REEDY Absent

Motion was made by Commissioner Hyatt and second by Commissioner Harr to approve the minutes of the Regular Session of County Commission held on January 15, 1996. Motion approved - Voice Vote

Quarterly reports filed in January, 1996, was approved by voice vote of the Commission.

The following pages indicates the action by the Commission on approval of Notary Applications, approval of Notary Bonds using personal sureties, rezoning requests and resolutions.

FEBRUARY 19, 1996

APPROVAL OF NOTARY PUBLIC
SURETY BONDS

Barbara W. Akard

Gwen Arnold

David W. Brewster, II

Teresa Crawford

Inez Herrmann

James C. Johnson

E. L. McConnell

Joe A. Musselwhite

Rebecca J. Myers

Ida Jones Riley

Sandra Lee Sawyer

Nat Haynes Thomas

MeLinda Templeton

Upon motion made by Commissioner Harr and second by Commissioner Hyatt to approve the Notary Bonds of the above named persons, said motion was approved by roll call vote of the Commission. 21 Aye, 3 Absent

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 1996.

RESOLUTION AUTHORIZING The Sullivan County Board of Commissioners to Consider Amendments to the Sullivan County Zoning Resolution as Amended

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 1996.

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

WHEREAS, Such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution;

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

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

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

Duly passed and approved this 19th day of February, 1996

Gay B. Feathers
County Clerk

Date: 2-19-96

Gil Hodges
County Executive

Date: 2-19-96

INTRODUCED BY COMMISSIONER Belcher ESTIMATED COST: _____

SECONDED BY COMMISSIONER Kiser FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

COMMENTS: APPROVED 2/19/96 VOICE VOTE

MOTION WAS MADE BY COMM. HARR AND SECOND BY COMM. VANCE TO APPROVE REZONING REQUESTS #'S 4, 5, 6 & 7 on the same roll call vote - Motion approved and these requests were approved by roll call vote - 21 Aye, 3 Absent **0206**

SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

February 19, 1996

Consider the following:

Motion by: (1) File # 11/95-8 A request by Benjamin C. Phipps to rezone the property described below from
Comm. Harr R-1 to R-2:
2nd by:
Comm. Vance TO APPROVE REQUEST MOTION APPROVED-ROLL CALL VOTE 20A, 1P, 3Abs.
Being a tract of land located in the 4th Civil District on the west side of State Hwy. 37 approximately 600 feet south of its intersection with Woodway Circle and further described as that part of parcel 35.00 map 67 of the Sullivan County Tax Maps being 200 ft. by 200 ft. square fronting State Hwy. 37 and the southerly boundary of parcel 35.00.

The Planning Commission took the following action:

File No. 11/95-8, Benjamin C. Phipps Request

Benjamin C. Phipps requested that a tract of land located in the 4th Civil District on the west side of State Hwy. 37 approximately 600 feet south of its intersection with Woodway Circle be rezoned from R-1 to R-2 to permit a single-wide mobile home.

The applicant was present and spoke in support of the request. No opposition was presented. Staff stated that the predominate character of the neighborhood was single family homes and that the proposed use would be intrusive and incompatible with existing land use patterns. Staff further stated that an undesirable precedent would be set by the proposed rezoning and recommended the request be denied.

Motion Belcher, second Childress to approve the request as presented. Vote in favor of the motion: Belcher, Childress, Hickam, Kiser, Goodwin; vote opposed: Brown, Daniel, Barnes. The motion carried 5 to 3.

Motion by: (2) File # 1/96-1 A request by Freddie J. Bledsoe to rezone the property described below from B-
Comm. Harr 1 to PBD-3: TO APPROVE REQUEST
2nd by: MOTION APPROVED - ROLL CALL VOTE 19Aye, 2Nay, 3Abs.
Comm. Vance Being a tract of land located in the 10th Civil District on the south side of Bloomingdale Pike at its intersection with Packinghouse Road and further described as parcel 10.00 group E map 14N of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/96-1, Freddie J. Bledsoe Request

Freddie J. Bledsoe requested that a tract of land located in the 10th Civil District on the south side of Bloomingdale Pike at its intersection with Packinghouse Road be rezoned from B-1 to B-3 to permit the location of furniture auction sales.

Richard Burchette was present representing the applicant. No opposition was presented. Staff recommended the request be changed to PBD-3 to allow planning commission site plan review. The applicant accepted staff proposal.

Motion Barnes, second Hickam to approve the amended request as recommended by staff. Vote in favor of the motion unanimous. Rezoning to PBD-3 is approved.

Motion by: (3) File # 1/96-2 A request by Fred T. Barr to rezone the property described below from R-1 to
Comm. Harr R-2:
2nd by: TO DEFER REQUEST MOTION APPROVED - VOICE VOTE
Comm. Hyatt

Being a tract of land located in the 20th Civil District on the south side of Enterprize Road approximately 700 feet west of its intersection with Hopkins Road and further described as parcel 91.30 map 96 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/96-2, Fred T. Barr Request

Fred T. Barr requested that a tract of land located in the 20th Civil District on the south side of Enterprize Road approximately 700 feet west of its intersection with Hopkins Road be rezoned from R-1 to R-2 to permit the location of a single-wide mobile home.

The applicant was present and spoke in support of the request. No opposition was presented. The zoning application sign had not been posted as required. Staff stated that the predominate character of the neighborhood was conventional single family housing and that the proposed use would be intrusive and incompatible with existing land use patterns. Staff further stated that the proposed rezoning would set an undesirable precedent. Staff recommended the request be denied.

Motion Barnes, second Childress to deny the request as recommended by staff. Vote in favor of the motion unanimous.

(4) File # 1/96-3 A request by Steve W. Hunt to rezone the property described below from R-1 to R-2:

REQUEST APPROVED - ROLL CALL VOTE 21 Aye, 3 Absent
Being a tract of land located in the 15th Civil District on the south side of Poplar Grove Road approximately 200 feet west of its intersection with Bell Hollow Road and further described as parcel 22.00 group A map 104L of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/96-3, Steve W. Hunt Request

Steve W. Hunt requested that a tract of land located in the 15th Civil District on the south side of Poplar Grove Road approximately 200 feet west of its intersection with Bell Hollow Road be rezoned from R-1 to R-2 to permit the location of a single-wide mobile home.

The applicant was present. No opposition was presented. Staff stated the request was compatible with existing land use patterns and recommended approval.

Motion Goodwin, second Daniel to approve the request as recommended by staff. Vote in favor of the motion: Goodwin, Daniel, Childress, Hickam, Brown, Belcher, Kiser; vote opposed: Barnes. The motion carried 7 to 1.

(5) File # 1/96-4 A request by Clayton Ramsey to rezone the property described below from A-1 to B-3:

REQUEST APPROVED - ROLL CALL VOTE 21 Aye, 3 Absent
Being a tract of land located in the 6th Civil District on the south side of U.S. Hwy. 11-W approximately 1200 feet east of its intersection with Deck Valley Road and further described as that part of parcel 1.00 map 19 of the Sullivan County Tax Maps fronting on U.S. Hwy. 11-W 200 feet in depth.

The Planning Commission took the following action:

File No. 1/96-4, Clayton Ramsey Request

Clayton Ramsey requested that a tract of land located in the 6th Civil District on the south side of U.S. Hwy. 11-W approximately 1200 feet east of its intersection with Deck Valley Road be rezoned from A-1 to B-3 to permit the location of business development.

The applicant was present. No opposition was presented. Staff stated the request was compatible with existing land use patterns and recommended approval.

Motion Hickam, second Kiser to approve the request as recommended by staff. Vote in favor of the motion: Hickam, Kiser, Brown, Daniel, Childress, Goodwin; vote opposed: Barnes, Belcher. The motion carried 6 to 2.

- (6) **File # 1/96-5** A request by Richard Scalf to rezone the property described below from R-1 to R-2:

REQUEST APPROVED ROLL CALL VOTE 21 Aye, 3 Absent
Being a tract of land located in the 9th Civil District on the south side of Tester Hollow Road approximately 400 feet east of its intersection with Thompson Hollow Road and further described as parcel 60 map 124 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 1/96-5, Richard Scalf Request

Richard Scalf requested that a tract of land located in the 9th Civil District on the south side of Tester Hollow Road approximately 400 feet east of its intersection with Thompson Hollow Road be rezoned from R-1 to R-2 to permit the location of a single-wide mobile home.

The applicant was present. No opposition was presented. Staff stated the request was compatible with existing land use patterns and recommended approval.

Motion Daniel, second Hickam to approve the request as recommended by staff. Vote in favor of the motion unanimous.

- (7) **File # 1/96-6** A request by John Pierce and Pat McCann to rezone the property described below from R-1 to PBD:

REQUEST APPROVED roll call vote 21 Aye, 3 Absent
Being a tract of land located in the 14th Civil District on the east side of Moreland Drive approximately 800 feet south of its intersection with Ft. Henry Drive and further described as that part of parcel 15.00 map 92 of the Sullivan County Tax Maps lying east of Moreland Drive.

The Planning Commission took the following action:

File No. 1/96-6, John Pierce and Pat McCann Request

John Pierce and Pat McCann requested that a tract of land located in the 14th Civil District on the east side of Moreland Drive approximately 800 feet south of its intersection with Ft. Henry Drive be rezoned from R-1 to PBD to permit the location of commercial development.

John Pierce was present. No opposition was presented. Staff stated the request was compatible with existing land use patterns and recommended approval.

Motion Hickam, second Barnes to approve the request as recommended by staff. Vote in favor of the motion unanimous.

- (8) File # 12/95-2 A request by Terry Larkins to rezone the property described below from R-1 to R-2:
 REQUEST FAILED - ROLL CALL VOTE 3 Aye, 14 Nay, 1 Pass, 3 Absent
 Being a tract of land located in the 7th Civil District on the north side of State Hwy. 126 approximately 2000 feet west of its intersection with Cooks Valley Road and further described as parcel 21 group B map 48-1 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 12/95-2, Terry Larkins Request

Terry Larkins requested that a tract of land located in the 7th Civil District on the north side of State Hwy. 126 approximately 2000 feet west of its intersection with Cooks Valley Road be rezoned from R-1 to R-2 to permit the location of a single-wide mobile home.

The applicant was present and spoke in support of the request. Mr. Overbay and other residents of the area were present and spoke in opposition to the request stating that the introduction of mobile homes into the neighborhood would decrease residential property values. Staff stated that the request was incompatible with the predominate character of the conventional single family home neighborhood and recommended the request be denied.

Motion Daniel, second Belcher to deny the request as recommended by staff. Vote in favor of the motion unanimous.

- (9) File # 11/95-6 A request by Chlora Mae Cross to rezone the property described below from R-1 to R-2:
 REQUEST APPROVED - ROLL CALL VOTE 16 Aye, 5 Nay, 3 Absent
 Being a tract of land located in the 8th Civil District on the north side of Enterprise Road approximately 100 feet north of its intersection with Droke Road and further described as parcel 43.55 map 96 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 11/95-6, Chlora Mae Cross Request

Chlora Mae Cross requested that a tract of land located in the 8th Civil District on the north side of Enterprise Road approximately 100 feet north of its intersection with Droke Road be rezoned from R-1 to R-2 to permit the location of a single-wide mobile home.

The applicant was present. No opposition was presented. Staff noted the predominate character of the neighborhood was conventional stick built single family homes and approval of the rezoning request would be intrusive and disruptive to existing land use patterns. Staff recommended the request be denied.

Motion Bames, second Brown to deny the request as recommended by staff. Vote in favor of the motion: Bames, Brown, Childress, Kiser, Greene; vote opposed: none; abstain: Goodwin, Belcher, Hickam. The motion carried 5 to 0 with 3 abstentions.

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF December 1995.

RESOLUTION AUTHORIZING "NO PARKING ON PAVEMENT" Signs Posted on Grace Street - 2nd Civil District

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of December 1995

THAT BE IT RESOLVED That NO PARKING ON PAVEMENT signs be posted on the left side of Grace Street upon leaving Carolina Avenue from Mobile Home No. 163 to House No. 128 as recommended in correspondence from the Sullivan County Highway Department.

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this _____ day of _____, 1995.

Attested: _____ Date: _____ Date: _____
County Clerk County Executive

INTRODUCED BY COMMISSIONER Kiser ESTIMATED COST: _____
 SECONDED BY COMMISSIONER McConnell FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

COMMENTS: DEFERRED 12/18/95 DEFERRED 1/15/96
WITHDRAWN 2/19/96

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF December 19 95.

RESOLUTION AUTHORIZING Sewer Agreement Proposal No. 2

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

_____, NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of December 19 95

THAT WHEREAS, The attached proposed sewer agreement at Attachment No. 1 is hereby submitted for consideration and approval by the Sullivan County Board of Commissioners, Bluff City, Bristol, and Kingsport municipal governments, and _____

WHEREAS, The primary purpose of this proposal is to enhance the health, safety and welfare of ALL Sullivan County citizens through cleaner water and to truly promote regional economic development, and _____

WHEREAS, Problems with the Sewer Task Force Proposal are listed on Attachment No. 2 and the basic changes to the Sewer Task Force proposal are:

- 1) Sullivan County will finance the engineering and construction of collector lines for outside city users and when these lines are paid for they will then be deeded to the municipal governments for control and ownership.
- 2) Approval of engineering and design will be a joint effort between city and county engineers.
- 3) The municipal governments will charge the same user rates to outside city users as inside city users (excluding construction costs). This represents a tangible return to outside city users for their investment in the main trunk lines and collector lines which are deeded by county government to the municipal governments.

WHEREAS, Some advantages of this proposal over previous proposals are:

- Promotes short term improvement of the environment and regional economic development. (Not delayed services because of annexation disputes between local governments)
- Provides representation for providing sewer services and resolving issues by elected officials of the outside city sewer users.
- Provides more flexibility and timeliness in providing services.
- Services are "cost" based for all Sullivan County citizens.
- Provides "no cost" ownership plus control of sewer lines by municipal governments.
- Relieves municipal governments of additional financial burden (higher bonded indebtedness and higher interest rates) of financing outside city sewer services.
- Reduces risk of controversy between municipal and county governments.

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves the changes [as proposed in the attachment] to the sewer agreement dated December 1995 submitted by the City/County Sewer Task Force.

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

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

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

Attested: _____ Date: _____ Date: _____
County Clerk County Executive

INTRODUCED BY COMMISSIONER KRELL ESTIMATED COST: _____
 SECONDED BY COMMISSIONER CARTER FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

COMMENTS: FIRST READING 12/18/95 DEFERRED 1/15/96
WITHDRAWN 2/19/96

ATTACHMENT #1
Resolution No. 134

SEWER AGREEMENT PROPOSAL NO. 2

(AN ALTERATION OF DRAFT PROPOSAL DATED DECEMBER 1995
AS SUBMITTED BY THE SEWER TASK FORCE)

SECTION I - [No Change]

SECTION II: Definitions

G. Sewer Connection Fee: The sum of money collected for partial repayment of construction of collector lines.

SECTION III: Responsibilities of the City

A. The County shall be responsible for contracting, engineering, construction and financing of outside city collector lines, up to but not beyond the property line of property owners, that will discharge into the Regional Wastewater Treatment Plant and the sewer collection System. After collector lines and trunk lines are paid for they will then be deeded to the cities for control and ownership by the cities.

B. The city and County shall be jointly responsible for the approval of design and engineering of all trunk lines.

D. Subject to the provisions of this agreement, the availability of a trunk line of adequate size, and sufficient capacity in the Wastewater Treatment Plant, the county shall finance the construction of all collector lines for existing subdivisions and other inhabited areas of unincorporated Sullivan County within the Federal Regional 201 Planning Area.

D(1), D(2), E, F, G, H - DELETE

I - No Change

SECTION IV - [NO CHANGE]

SECTION V - [NO CHANGE]

SECTION VI - [NO CHANGE]

SECTION VII: Sewer Use and Connection Fees

A. Sewer connection fees for single-family residences in unincorporated areas of the County shall be determined by the Board of Public Utilities based on preliminary engineering studies.

B. Sewer user fees and minimum charges for residences in unincorporated areas of the county shall be the same user rates as inside city users (excluding construction costs). This represents a tangible return to outside city users for their investment in the main trunk lines and collector lines which are deeded by the county government to the municipal government.

C. No Change

SECTION VIII - Annexation

A. - No Change

B. - Delete

SECTION IX - [NO CHANGE]

SECTION X - [NO CHANGE]

SECTION XI - [NO CHANGE]

SECTION XII - [NO CHANGE]

WITHDRAWN 2/19/96

ATTACHMENT #2
RESOLUTION No. 134PROBLEMS - Sewer Task Force ProposalREPRESENTATION:

- Task Force membership did not represent outside city sewer users and input from the public (sewer customers) was not requested.
- Collector lines financed by city (non-city residents are not represented).

SERVICE:

- Two years is too long for most projects (already overdue).
- No guarantee (list) of community sewer projects yet there is a list of county funded trunk lines.
- City sewer projects already delayed because of bond market financing.

GIVE AWAY:

- Is it legal to give away main trunk lines paid in large part by non-city residents with nothing tangible in return?
- How will the \$20M of trunk lines be paid for?
- Is it legal to relinquish ownership of millions of dollars of county capacity in treatment plants?

COSTS:

- \$7,500 cap is inflexible and without inflation
- Tap and user fees are much too high and not cost based (this promotes annexation). For example the 1988-89 agreements detailed monthly user rates:

KINGSPORT PLANT:NOW PROPOSED

Treatment cost - .49
 Line Maintenance cost - .25
 Depreciation and Debt Service - 2.02

\$ 2.92 (per 1,000 gal) \$5.60

Tap on fee	\$1,950.00	\$2,250
Bristol user rate	2.90	\$4.50
Tap on fee	2,000.00	\$2,250

- Bristol Developer tap fees (\$1,500 vs. \$200.00 - Kingsport) promotes corridor annexation (examples: Blountville Golf Course development and Moretz development)
- If fees are cost based to pay for construction, higher maintenance (new lines should require less maintenance) and lift stations plus cost are unrelated to annexation then why?
 - 1) Are county buildings the same as inside rates?
 - 2) Are rates lowered for annexed areas?
- Is it fair to increase user fees and rates to non-city residents, serviced under prior agreements/promises?

ACCOUNTABILITY:

- City should not subsidize county residents and vice versa. Accounts should be separated.
- Control and ownership by city but responsibility with county (petitions, right-of-ways, forced tap-ons, funding).

LEGAL:

- Binds future commissions for 25 years.
- Due process of law, legal rights, jury of the people, existing state laws forfeited with arbitration.

WITHDRAWN 2/19/96

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 1996.

RESOLUTION AUTHORIZING Sale of a Three (3) Acre Tract in the Tri-County Industrial Park

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 1996.

THAT WHEREAS, A distributor wishes to acquire approximately three (3) acres of land in the Tri-County Industrial Park, and

WHEREAS, The company will build a 12,000 square foot building and employ ten (10) people, and

WHEREAS, Sullivan County owns a 50 percent share in the Tri-County Industrial Park,

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners authorizes the sale of a three (3) acre tract of land in the Tri-County Industrial Park, Sullivan County's share being approximately \$15,000.

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

This resolution shall become effective on _____, 1996, the public welfare requiring it.

Duly passed and approved this 19th day of February, 1996

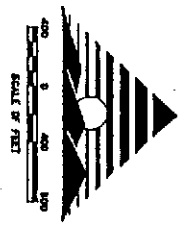
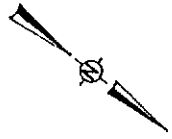
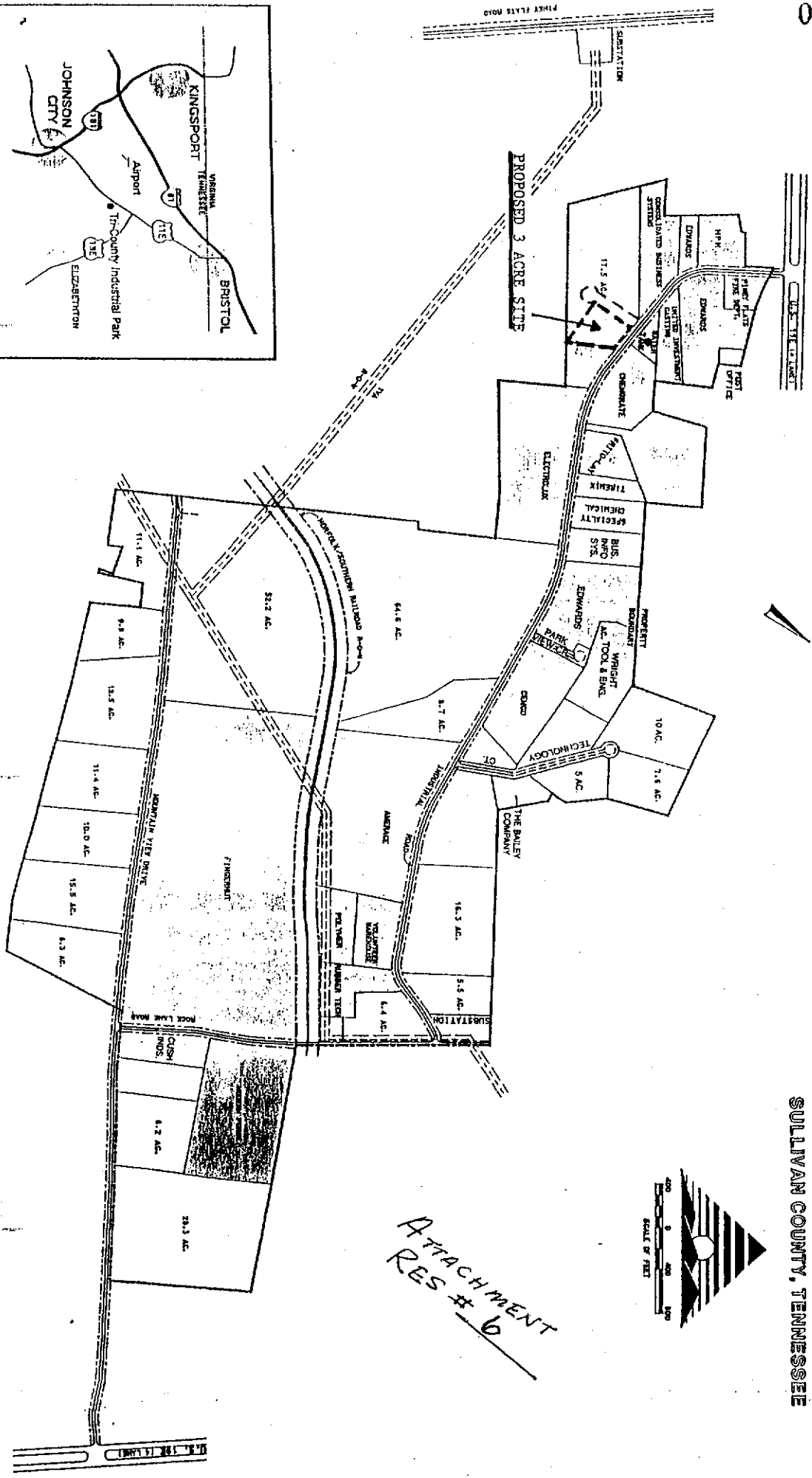
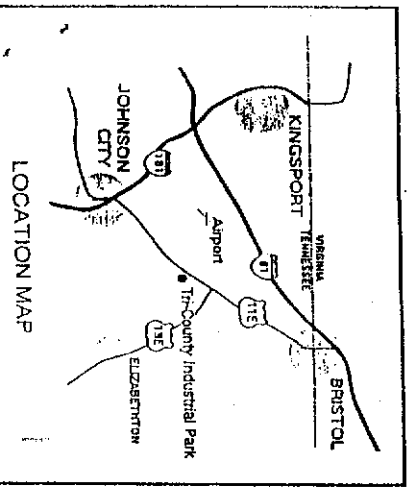
Proposed: B. Feathers Date: 2-19-96 Gil Hodges Date: 2-19-96
 County Clerk County Executive

INTRODUCED BY COMMISSIONER R. Harr ESTIMATED COST: _____
 SECONDED BY COMMISSIONER M. Hyatt FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL



ATTACHMENT
RES # 10

TRI-COUNTY INDUSTRIAL PARK
SULLIVAN COUNTY, TENNESSEE

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING Department of Solid Waste to Establish Bulk pick-up Dates in April and October of 1996

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96.

THAT BE IT RESOLVED, That the Department of Solid Waste will provide containers for bulk solid waste brought to Sullivan South, Sullivan Central and Sullivan East High Schools on Saturday, April 13, 1996 and Saturday, October 12, 1996 between the hours of 9:00 a.m. and 12:00 noon and transport said items to the County's transfer stations located in Kingsport and Bristol, and

FURTHER BE IT RESOLVED, That all city and county residents are free to take items to the County's transfer stations or to the city demolition landfills in Kingsport and/or Bristol on Saturday, April 13, 1996 or Saturday, April 27, 1996 between the hours of 8:00 a.m. and 12:00 noon.

AMEND: COMM. CARTER No Commercial Waste or waste from persons outside the County be accepted.

AMEND: COMM. WILLIAMS --- Take to the Bristol or Kingsport Transfer Stations.

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

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

Duly passed and approved this 19th day of February, 1996

Attested: B. Feathers Date: 2-19-96 Gil Hodges Date: 2-19-96
County Clerk County Executive

INTRODUCED BY COMMISSIONER Carter ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Kiser FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	22			2	
Voice Vote					

COMMENTS: WAIVER OF RULES Approved as amended 2/19/96
ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING Appropriation of \$40,000 from Unappropriated Fund Balance 39000.000 for Paving Project at Observation Knob Park

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96

THAT WHEREAS. A paving project at Observation Knob Park has been proposed by the Park Committee. and _____

WHEREAS. The Sullivan County Commissioner of Roads has agreed to do this project at a cost of \$40,000 which includes cost of the grading, necessary base stone and asphalt for the unpaved parking areas and entrance roads.

NOW THEREFORE BE IT RESOLVED. That the Sullivan County Board of Commissioners approves an appropriation of \$40,000 from Undesignated Fund Balance 39000.000 for the proposed paving project at Observation Knob Park and that funds are to be added to the appropriate accounts at a later date.

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

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

Duly passed and approved this 19th day of February, 19 96

B. Feathers
County Clerk

Date: 2-19-96

Gil Hodges
County Executive Date: 2-19-96

INTRODUCED BY COMMISSIONER Kiser ESTIMATED COST: _____
SECONDED BY COMMISSIONER Vance FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17		1	6	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

RESOLUTION NO. 9

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 19th DAY OF FEBRUARY, 1996.

RESOLUTION AUTHORIZING the use of up to the sum of \$15,000.00 from the Right-of-Way Fund [Account No. 58901.300] to secure flowage easements necessary for the Evans Creek Flood Control Project

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 19th day of February, 1996,

THAT, WHEREAS, a section of Buncombe Road has experienced repeated flooding problems throughout the years due to Evans Creek terminating in a sinkhole; and

WHEREAS, The Tennessee Department of Transportation has agreed to incorporate a retention structure to help control flooding of Evans Creek into their plans for the construction of Phase III of the Bristol Beltway; and

WHEREAS, the Tennessee Department of Transportation's agreement is subject to Sullivan County securing flood easements upstream to elevation 1,528; and

WHEREAS, Sullivan County has had the area surveyed and has determined the property necessary to secure the flood easements upstream to elevation 1,528 and has the affected property appraised;

NOW, THEREFORE, BE IT RESOLVED that the sum of up to \$15,000.00 be utilized from the Right-of-Way Fund [Account No. 58901.300] to secure flowage easements necessary to meet the Tennessee Department of Transportation's request.

WAIVER OF RULES REQUESTED

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

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

Duly passed and approved this 19 day of February, 1996.

Attested: B. Feathers County Clerk Date: 2-19-96 Gil Hodges County Executive Date: 2-19-96

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

RESOLUTION NO. 9
PAGE TWO

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	19			5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING Approval of \$2,500.00 Increase in Health Department Budget (Acct 55115.300 - Health/Family Life Grant)

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96.

THAT WHEREAS, The Sullivan County School System has provided \$2,500.00 to the Sullivan County Regional Health Department for teaching materials in the Family Lif curriculum being taught by Health Education from the Health Department.

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves the addition of funds to the Health Department Budget to be allocated as follows:

Acct. 55115.300 Family Life Grant - \$2,500.00

WAIVER OF RULES REQUESTED

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

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

Duly passed and approved this 19th day of February, 19 96

Barry B. Feathers
County Clerk

Date: 2-19-96

Gil Hodges
County Executive Date: 2-19-96

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17	1	1	5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING Filling the Vacancy in the Office of Constable - 17th Civil District

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96

THAT WHEREAS, There is a vacancy in the Office of Constable in the 17th Civil District due to the death of William (Bill) Wampler who was elected to that office in 1992.

NOW THEREFORE BE IT RESOLVED, That the vacancy in the Office of Constable, 17th Civil District, be filled and that the following nominee(s) be considered:

NOMINEE(s): William (Bill) Simpson
513 Cedar Valley Road
Bristol, Tennessee

ELECTED: _____

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

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

Duly passed and approved this 19th day of February, 1996

Gay B. Feathers
Attested: _____
County Clerk

Date: 2-19-96 *Gil Hodges*
County Executive Date: 2-19-96

INTRODUCED BY COMMISSIONER Vance ESTIMATED COST: _____
SECONDED BY COMMISSIONER Boyd/Daniel FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	19			5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING STOP Sign on North Holston River Drive Extension - 12th Civil District

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96

THAT BE IT RESOLVED. That a STOP sign be posted on North Holston River Drive Extension at North Holston River Drive as recommended in correspondence from the Sullivan County Highway Department.

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

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

Duly passed and approved this 19th day of February, 19 96

Ray B. Feathers
Attested: _____
County Clerk

Date: 2-19-96 *Gil Hodges*
County Executive Date: 2-19-96

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	19			5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING "NO PARKING" Signs on Parker Street - 7th C.D.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION AUTHORIZES COUNTIES TO

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96

THAT BE IT RESOLVED. That "NO PARKING" signs be posted on each side of Parker Street as requested in a petition signed by residents representing a majority of those who live on that street. [A copy of the petition is attached].

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

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

Only passed and approved this 19th day of February, 19 96

Attested: B. Teague Date: 2-19-96 Gil Hodges Date: 2-19-96
County Clerk County Executive

INTRODUCED BY COMMISSIONER Gonce ESTIMATED COST:
SECONDED BY COMMISSIONER Blalock/Jones FUND:

Table with 5 columns: Committee Action, Approved, Disapproved, Deferred, Date. Rows: Administrative, Budget, Executive.

Table with 6 columns: Commission Action, Aye, Nay, Pass, Absent, Total. Rows: Roll Call, Voice Vote.

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

Attachment
Re #15

Commissioner Mike Gonca

We the under signed, being property owners and, or, residents of Parker Street in Sullivan County, Do request that no parking signs be installed on this street, we feel the street is too narrow for parking and too dangerous for the children who play near the street. We the undersigned represent over ninety percent of the residents living on this street.

Thank you very much
Blaine Morgan

Blaine Morgan

Blaine Morgan - 253 Parker St - 288-8214

Robert Clivio 241 PARKER ST.

Jeresa Clivio 241 - -

Kenneth Nixon 229 Parker St.

Brenda Nixon 229 Parker St.

Betty McClure 241 Parker St.

Norman Howell 241 PARKER ST.

Johnnie Davis 241 Parker St.

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING "NO THRU TRUCKS" Sign(s) Posted on Maplehurst Lane - 4th Civil District

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96

THAT BE IT RESOLVED, That "NO THRU TRUCKS" sign(s) be posted on Maplehurst Lane as recommended in correspondence from the Sullivan County Highway Department.

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

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

Duly passed and approved this 19 day of February, 19 96

Attested: B. Feather County Clerk Date: 2-19-96 Gil Hodges County Executive Date: 2-19-96

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	19			5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19_96_.

RESOLUTION AUTHORIZING Sullivan County Commission not Support the Proposed E-911 Rate Increase

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19_96_

THAT WHEREAS, The Sullivan County E-911 Board has requested a vote be taken on March 12, 1996 to increase the individual charge from 65 cents to \$1.15 for 911 service, and

WHEREAS, 85% of the calls are law enforcement related, and

WHEREAS, A less costly plan of operation could be approved for the dispatch service in Sullivan County.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners go on record as not supporting the increase to the taxpayers of Sullivan County.

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

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

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

Attested: _____ Date: _____ Date: _____
County Clerk County Executive

INTRODUCED BY COMMISSIONER Williams ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Harr/Conkin FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

COMMENTS: Motion by: Comm. Blalock, 2nd by: Comm. Hyatt
TO TABLE - Motion FAILED Roll Call 3 Aye, 14 Nay, 2 Pass, 5 Absent
RESOLUTION WITHDRAWN 2/19/96

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING Recruiting Air Service to Tri-Cities Airport

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96.

THAT WHEREAS, A system of good air transportation is essential for our region of Northeast Tennessee, Southwest Virginia and Northwest North Carolina, and

WHEREAS, We are seeing a downsizing and withdrawing of service by certain airlines from the Tri-Cities Airport; and

WHEREAS, Having a good airline system is extremely important for recruitment of industry and even keeping existing industry; and

WHEREAS, sullivan County as one of the owners is standing behind a portion of a recent bond issue if sufficient revenue is not generated by the airport to pay off the bond; and

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners go on record as requesting that:

- 1) A representative of the airport appear and make a monthly report to the Sullivan County Commission on (a) the status of recruitment of airlines for the Tri-Cities Airport; (b) progress on work being done at the airport with the bond funds.
- 2) The County Executive put in place a letter writing campaign to different airlines seeking their coming to the Tri-Cities.
- 3) The same request be made to the Sullivan County Industrial Commission to write letters.
- 4) Other governmental bodies in Northeast Tennessee, Southwest Virginia and Northwest North Carolina be requested to write letters.
- 5) All industries and businesses in these three (3) areas be requested to write letters, and
- 6) The County Executive appoint a special committee to look at ways and pursue ways to recruit airlines.

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

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

Duly passed and approved this 19th day of February, 19 96
 Approved: B. Teague Date 2-19-96 Gil Hodges Date: 2-19-96
 County Clerk County Executive

INTRODUCED BY COMMISSIONER James L. King, Jr. ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Mike Gonce, Jim Blalock FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED VOICE VOTE

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 19th DAY OF February 19 96.

RESOLUTION AUTHORIZING Commissioner Ron Reedy and Commissioner Jack Jones Return to their Respective Committees

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of February 19 96

THAT BE IT RESOLVED, That Commissioner Ron Reedy return to the Executive Committee and Commissioner Jack Jones return to the Administrative Committee in accordance with their appointments authorized by Resolution No. 45, November 21, 1994.

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

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

Duly passed and approved this 19th day of February, 19 96

Attested: _____ Date: _____
County Clerk *Gil Hodges* County Executive Date: 2-19-96

INTRODUCED BY COMMISSIONER Ferguson ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Hyatt, McConnell, Williams FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 2/19/96 VOICE VOTE

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET
AGAIN IN REGULAR SESSION MARCH 18, 1996.

GIL HODGES, COUNTY EXECUTIVE

