

COUNTY COMMISSION MEETING - FEBRUARY 17, 1997

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 17, 1997, 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 and Commissioner Aubrey Kiser gave the invocation. Pledge to the flag was led by County Executive, Gil Hodges.

Commissioner present and answering roll call are as follows:

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

23 Present
1 Absent

Motion was made by Commissioner Ralph Harr and second by Commissioner Marvin Hyatt to approve the minutes of the regular session of the Commission meeting held on January 20, 1997. This motion was approved by voice vote of the Commission.

The following pages indicates the action taken by the Commission on approval of Notary Applications and Notary Bonds, re-zoning requests and resolutions.

STATE OF TENNESSEE
 COUNTY OF SULLIVAN

JANUARY 20, 1997
 APPROVED 2/17/97

ELECTION OF NOTARIES

Connie E. Acito	Wanda L. Leonard
Mary Katherine Arnold	Leigh Anne Light
Imogene J. Bailey	Elaine Long
Michael W. Barker	Martha D. McCann
Gretchen O. Bentley	Terry Orth
Pat R. Bryan	Larry O. Ramey
Connie J. Carter	Billy H. Ray
Thomas M. Carter	Jennifer R. Rodefer
Margaret H. Clark	Maurice E. Royster
Judy Ann Cody	Bambi M. Rush
Mark S. Cofer	Carolyn S. Ryan
Debra B. Conner	Patty A. Snapp
William E. Cooper	Jeffery Charles Strickler
Vestal V. Cox	Candice H. Sullivan
M. T. Dale	Ginger Walters
Wilmer J. Duncan	Kelly J. Woods
Andra D. Dykes	Travis A. Wright
N. Marlene Fogleman	
Darren Fugate	
Susan W. Glass	
Kathy A. Gott	
Richard S. Gurley	
Judy C. Helton	
James B. Jenkins	
V. Marie Jones	
C. Donald Kiser	
Randolyn B. LaFerney	

Upon motion made by Commissioner Harr and second by Commissioner Gonce to approve the above named Notary At Large applicants, said motion was approved by roll call vote of the Commission.

22 Aye, 2 Absent

FEBRUARY 17, 1997

APPROVAL OF NOTARY PUBLIC
SURETY BONDS

Linda L. Barker

LaDonna Boardwine

James Edward Brotherton

Mack H. Carr, Jr.

Linda Corbitt

Anita L. DeBoard

Ruth P. Ford

Denise R. Freeman

Jimmy R. Rock

Linda A. Smith

Rosemarie Trent

Frank Winston

Beverley K. Crawford

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

22 Aye, 2 Absent

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

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 17th 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 17th day of February, 1997

Gay B. Feathers County Clerk Date: 2/17/97 *Gil Hodges* County Executive Date: 2/17/97

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	X				

COMMENTS: Motion by: Comm. Reedy, 2nd by: Comm Kiser
TO APPROVE APPROVED 2/17/97 VOICE VOTE

SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS
February 17, 1997

Consider the following:

- (1) **File # 1/97-3** A request by William C. Utsman Jr. to rezone the property described below from R-1 to R-2A: **REQUEST APPROVED 2/17/97 ROLL CALL 20 Aye, 1 Nay, 2 Pass, 1 Absent**
"Being a tract of land located in the 5th Civil District on the west side of State Hwy. 75 approximately 1600 feet south of its intersection with State Hwy. 126 and further described as parcel 25.00 group C map 65E of the Sullivan County Tax Maps."

The Planning Commission took the following action:

"File No. 1/97-3, William C. Utsman Jr. Request

William C. Utsman Jr. requested that a tract of land located in the 5th Civil District on the west side of State Hwy. 75 approximately 1600 feet south of its intersection with State Hwy. 126 be rezoned from R-1 to R-2A to permit the location of a single family residence.

Kenny Utsman was present representing the applicant and presented a signed petition of neighbors supporting the request including John Kitzmiller who also spoke in support of the zoning. Commissioners Belcher and Goodwin also spoke in support of the request noting lack of neighbors opposition and the fact that the existing neighborhood was substantially developed and that the rezoning would not affect the character of the area. Staff stated that the proposed zoning was incompatible with existing low density development and could create an undesirable precedent. Staff recommended the request be denied.

Motion Belcher, second Goodwin to approve the request as submitted based on comments of neighboring property owners, commission members, and the fact that the site to be rezoned is located adjacent to SR 75 a major arterial road serving the area. Vote in favor of the motion: Belcher, Goodwin, Childress, Hickam, Mullins, Kiser, Barnes; vote opposed: Brown. The motion carried 7 to 1.

- (2) **File # 1/97-5** A request by Evangelical Family Worship Center to rezone the property described below from R-1 to PBD: **REQUEST APPROVED 2/17/97 ROLL CALL 20 Aye, 1 Nay, 2 Pass, 1 Absent**
"Being a tract of land located in the 11th Civil District on the north side of Bloomingdale Road at its intersection with Pinecrest Road and further described as parcels 7.00 and 8.00 group A map 30E of the Sullivan County Tax Maps."

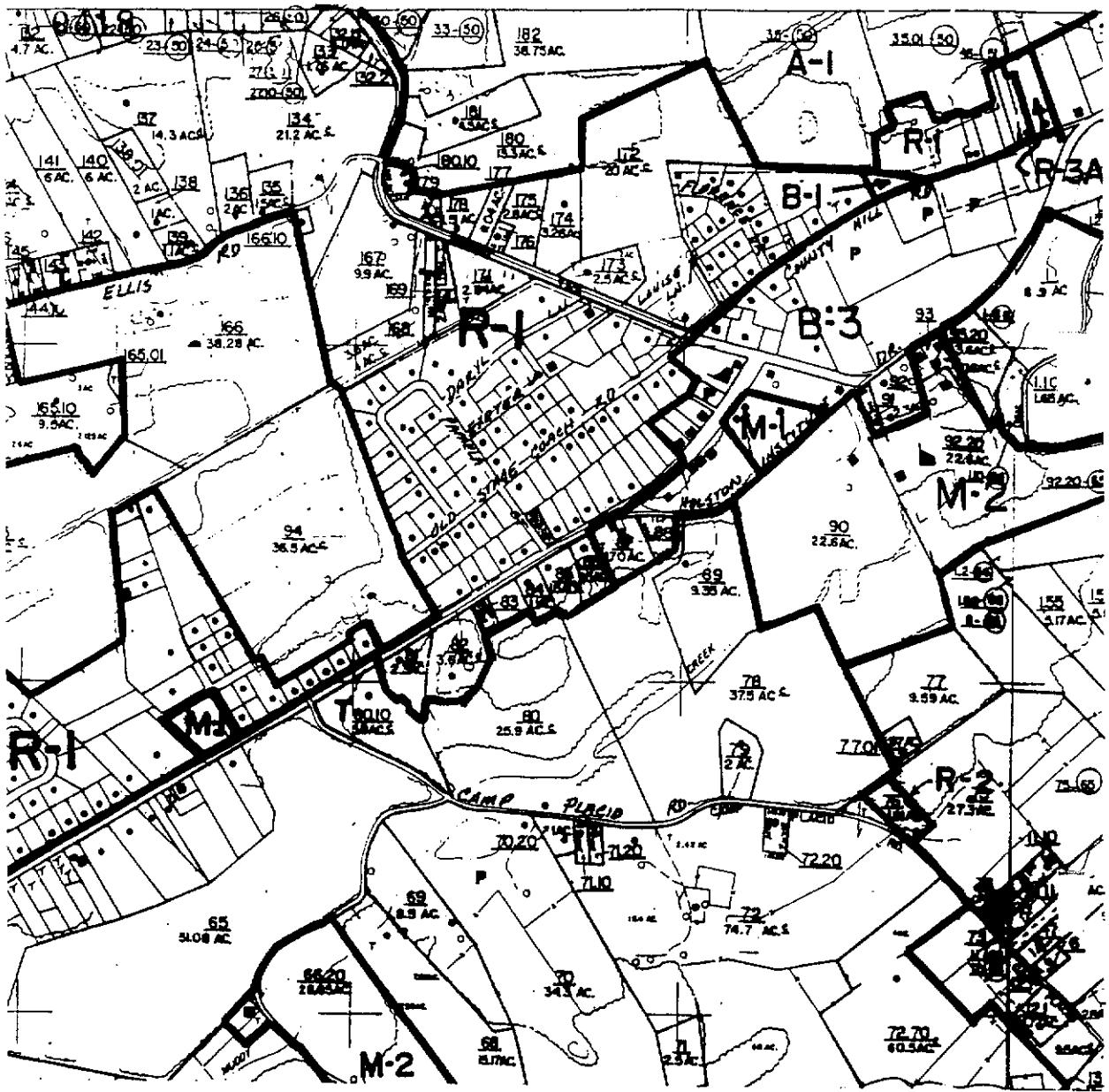
The Planning Commission took the following action:

"File No. 1/97-5, Evangelical Family Worship Center Request

Evangelical Family Worship Center requested that a tract of land located in the 11th Civil District on the north side of Bloomingdale Road at its intersection with Pinecrest Road be rezoned from R-1 to B-3 to permit the location of a day care center.

Reverend James Hagy was present representing the applicant. No opposition was presented. Staff stated that the proposed development of a day care center was compatible with existing land use patterns on Bloomingdale Road but suggested the applicant accept a change in zoning to PBD to allow site plan review noting that traffic and safety problems would be critical at a day care center. Reverend Hagy accepted staff recommendation to request a PBD designation.

Motion Kiser, second Belcher to approve the request for PBD as recommended by staff. Vote in favor of the motion unanimous.



REZONING REQUEST
 Sullivan County, Tennessee
 From R-1 To R-2A

1" = 800'
 Scale

Lot Size: 0.5 Acre
 Civil District: 5



January 21, 1997

File # 1/97-3

REZONING REQUEST Sullivan County, Tennessee

From R-1 To **PBD**

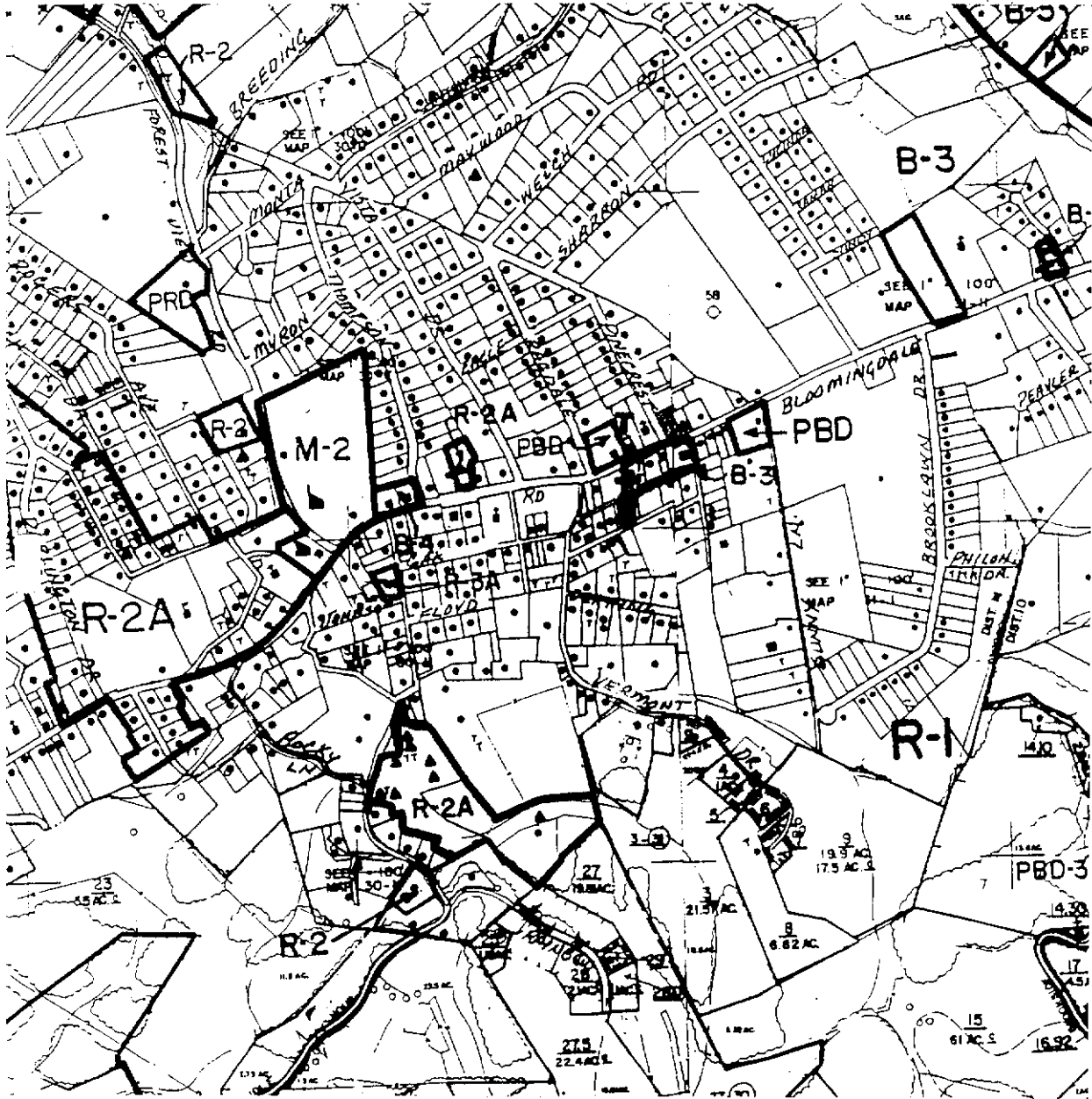
1" = 800'
Scale

January 21, 1997

Lot Size: 100ft.x150ft.
Civil District: 11

File # 1/97-5

NORTH



TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 20th DAY OF January 1997.

RESOLUTION AUTHORIZING Establishment of Consolidated Services Committee

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 20th day of January 1997.

THAT WHEREAS, There is clear evidence that consolidation of like services within Sullivan County would result in lowered expenses, and

WHEREAS, The leadership of each governing entity of Sullivan County (Sullivan County Commission, City of Kingsport, City of Bristol and Town of Bluff City) must strive to reduce costs while maintaining quality and efficient services, all in order to gain a competitive tax advantage which will lead toward enhanced growth opportunities, and

WHEREAS, Sullivan County is currently deliberating on the disposition of its E-911 dispatch service and the future purchase of an 800mhz county-wide radio system,

NOW, THEREFORE BE IT RESOLVED, That a county-wide committee be established to study and develop a list of possible services which could be consolidated, and

MEND:
2/17/97
Delete
#5

~~FURTHER BE IT RESOLVED, That the committee's first order of business be a study of establishing a county-wide central dispatch for location of an 800mhz radio system and handling of all county emergency dispatch work~~

FURTHER BE IT RESOLVED, That this committee present a report before each legislative body by the end of April, 1997, and further that the committee be established in the following manner: Change date from April, 1997 to May, 1997

AMEND
DATE
/17/97

- 3 members be selected by the County Commission
- 3 members selected by Kingsport Board of Mayor and Aldermen
- 3 members selected by Bristol Tennessee City Council
- 1 member selected by Bluff City Board of Mayor and Aldermen

with the County Executive serving as Chairman. [The County Executive is the only official elected by all of Sullivan County citizens]

MEND
2/17/97

County Executive to serve as Chairman until Committee is organized and a Chairman elected to serve this Committee.

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

This resolution shall become effective on _____, 1997, the public welfare requiring it.

Only passed and approved this 17th day of February, 1997

Attest: B. Feathers Date: 2/17/97
County Clerk
Gil Hodges Date: 2/17/97
County Executive

INTRODUCED BY COMMISSIONER Gonce ESTIMATED COST: _____
SECONDED BY COMMISSIONER Blalock FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative	✓			2/3/97
Budget				
Executive No Action				2/5/97

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	20	1	1	2	
Voice Vote					

COMMENTS: FIRST READING 1/20/97
APPROVED AS AMENDED 2/17/97 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 20th DAY OF January, 1997.

RESOLUTION AUTHORIZING Establishing School Safety Zone

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 20th day of January 1997.

THAT WHEREAS, The Tennessee Code Annotated, Section 49-2-116 authorizes counties to establish School Safety Zones; and

WHEREAS, for the purpose of the Resolution:
"School" means any public or private elementary, secondary or vocational - technical school, and
"School Property" means all property used for school purposes, including, but not limited to, school play grounds; and
"School Safety Zone" is the territory located within one-thousand feet (1,000') of school property;

NOW THEREFORE BE IT RESOLVED, The Sullivan County Board of Commissioners hereby establishes a School Safety Zone that extends one-thousand (1,000') feet from School property, and

FURTHER BE IT RESOLVED, That the delivery or sale of a controlled substance to a minor in such School Safety Zones will subject the offender to an enhanced punishment; and

FURTHER BE IT RESOLVED, Pursuant to TCA 49-2-116, the Superintendent of Schools, with the approval of the Board of Education may develop a method of marking School Safety Zones, including use of signs. Signs or other marking shall be located in a visible manner on or near each school indicating that such area is a School Safety Zone.

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 17th day of February, 1997

Attest: B. Fitch Date: 2/17/97 Gil Hodges Date: 02/02/97
County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative			✓	2/13/97
Budget				
Executive <u>No Action</u>				2/5/97

RESOLUTION NO. 17 3
Page Two

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

COMMENTS: FIRST READING 1/20/97 APPROVED 2/17/97 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING Support for an Amendment to Tennessee Code Annotated, Title 67, Chapter 4, Further Defining Allowable Credits to the Local Business Tax

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 17th day of February 1997

THAT WHEREAS, Sullivan County, to encourage the location or expansion of companies, has accepted the practice of having a company transfer its personal property to a unit of local government in order to reduce the amount of personal property taxes owed by that company, and

WHEREAS, It would also be appropriate to allow the amount that would have normally been owed in personal property taxes as a credit against the company's business tax,

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners supports legislation that enables the use as a credit against business tax liability, personal property taxes that would be owed, but for the fact that such personal property has been transferred to a unit of local government. Further, the Commission understands that such credit could be used only against business tax liability resulting from receipts for services provided to a sister or parent company.

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 17th day of February, 1997

Attest: [Signature] Date: 2/17/97 [Signature] Date: 02/17/97
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative	✓			2/19/97
Budget	✓			2/18/97
Executive	✓			2/5/97

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	20	2		2	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

311

SENATE BILL NO. _____

By Senator _____

HOUSE BILL NO. _____

By Representative _____

*Attachment
Page 6*

AN ACT To amend Tennessee Code Annotated, Title 67, Chapter 4, to provide for an additional credit allowable under the Business Tax Act.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-713(a) is amended by adding the following new subsection:

- (6) The amount of personal property taxes that would be owed pursuant to chapter 5, part 5 of this title, but for the fact that pursuant to a lawful agreement between the person and a local governmental unit or instrumentality the person's personal property has been transferred to a governmental unit or instrumentality; provided, however, that the person shall be eligible for such credit only to the extent of its receipts for services rendered by such person to an affiliated person, and:
 - (1) Either person directly owns or controls eighty percent (80%) or more of the other; or
 - (2) Eighty percent (80%) or more of both persons is directly or indirectly owned or controlled by a common parent.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING A Lease Between Piney Flats Fire Department and Sullivan County for the Purpose of Placing Recycling Bins on Fire Department Property

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 17th day of February 1997

THAT BE IT RESOLVED, That the Sullivan County Board of Commissioners approves a lease between Piney Flats Volunteer Fire Department and Sullivan County to provide authority to place recycling bins for the use of the general public on property owned by the Fire Department; and further, authorizes the County Executive to execute said lease [a copy of which is attached to and made part of this Resolution].

AMENDMENTS TO LEASE AGREEMENT 2/17/97

(See attached Substitute Attachment to this resolution prepared and approved by County Attorney as to Commission's proposed amendments.)

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 17th day of February, 1997

Attested: Ray B. Feathers Date: 2/17/97 Gil Hodges Date: 2/17/97
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative	✓			2/13/97
Budget	✓			2/13/97
Executive	✓			2/5/97

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

COMMENTS: WAIVER OF RULES APPROVED AS AMENDED 2/17/97 ROLL CALL

THIS LEASE, made this _____ day of _____, 1997,
by and between PINEY FLATS FIRE DEPARTMENT, a non-profit
corporation incorporated under the laws of the State of Tennessee,
hereinafter referred to as Lessor, and SULLIVAN COUNTY, TENNESSEE,
a political subdivision of the State of Tennessee, hereinafter
referred to as Lessee;

W I T N E S S E T H :

That subject to the terms and conditions hereinafter set out,
said Lessor hereby leases to said Lessee a portion of a certain
tract of property generally known as Industrial Park Road, Piney
Flats, Tennessee (Tax Map 124K, Group D, Parcel No. 2.00) for the
purpose of allowing Lessee to place upon Lessor's said property
recycling bins for the use of the general public, hereinafter
referred to as "project".

The terms and conditions of said lease are as follows:

1. The initial term of this lease shall run for a period of
five (5) years from date of this instrument.
2. Lessee shall have and is hereby granted options to renew
and extend the lease for five (5) additional consecutive terms of
five (5) years each. Each extension shall be on the same terms
and conditions as herein set forth and shall begin immediately
upon the expiration of the previous term. The Lessee shall
exercise its options on or before the expiration date of the
previous term by due notice to Lessor in any reasonable fashion.
3. Lessee shall pay to the Lessor the sum of One (\$1.00)
Dollar per five year period, payable at the date this lease
agreement is executed and on the anniversary date of each renewal
thereafter and as additional consideration shall maintain the
premises demised herein in good appearance and condition, with due
consideration given to the nature of the lease, during any term
of this lease agreement.
4. There shall be no assigning of this lease or sub-leasing
of any part of the leased property without specific written
consent of Lessor.
5. In the event the property of Lessor described hereinabove
is sold, this lease agreement shall transfer and apply to such

location Lessor relocates to if space is available.

6. Lessor shall be responsible for all taxes or any other assessments or levies upon the property except for those taxes or assessments assessed by reason of the Lessee's project.

7. Lessee hereby accepts the premises in the condition it is in at the beginning of this lease.

8. Lessee shall, at its expense, furnish adequate lighting around area of Lessee's project.

9. Lessee shall, at its expense, furnish and install fencing on three sides of Lessee's project, one side of which shall run with the adjoining property line.

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

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

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

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

14. Lessee shall indemnify the Lessor and save it harmless from suits, actions, damages, liability and expense, including reasonable attorney's fees and court costs, for property damage or personal injury or liability of any type arising from or out of Lessee's use or occupancy of the leased property or the conduct of Lessee's project on the leased premises.

15. No amendment, alteration or modification of this lease shall be effective or binding on either party unless it is reduced

to writing and signed by both parties.

16. This lease agreement shall be construed, and the rights and obligations of the Lessor and Lessee shall be determined according to the laws of the State of Tennessee.

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

PINEY FLATS FIRE DEPARTMENT

BY _____
HERMAN HARKLEROAD, President

BY _____
TRAVIS JUSTICE, Chief

Lessor

SULLIVAN COUNTY, TENNESSEE

BY Gil Hodges
GIL HODGES, County Executive

Lessee

Attest:

County Clerk

STATE OF TENNESSEE:
COUNTY OF SULLIVAN:

Before me, the undersigned authority, of the state and county aforesaid, personally appeared HERMAN HARKLEROAD, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be President of the Piney Flats Fire Department, the within-named bargainor, a corporation, and that he as such President, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as President.

WITNESS my hand and seal, at office in _____, Tennessee, this ____ day of _____, 1997.

Notary Public

My commission expires:

STATE OF TENNESSEE:
COUNTY OF SULLIVAN:

Before me, the undersigned authority, of the state and county aforesaid, personally appeared TRAVIS JUSTICE, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself to be Chief of the Piney Flats Fire Department, the within-named bargainor, a corporation, and that he as such Chief, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Chief.

WITNESS my hand and seal, at office in _____, Tennessee, this ____ day of _____, 1997.

Notary Public

My commission expires:

STATE OF TENNESSEE:
COUNTY OF SULLIVAN:

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

WITNESS my hand and official seal this ____ day of _____, 1997.

Notary Public

My commission expires:

RESOLUTION NUMBER 8

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE SEVENTEENTH DAY OF FEBRUARY 19 97.

RESOLUTION AUTHORIZING Permission to apply for and accept a Community Oriented Policing Services Grant for purposes of establishing a School Resource Officer at each of the four Sullivan County High Schools.

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 Seventeenth day of February 19 97

THAT WHEREAS we in public service are greatly concerned about the future of our children and a safe environment in which they can learn, and,

WHEREAS law enforcement and the schools have to deal with the same children without a means of collectively addressing the problem, and,

WHEREAS a uniformed School Resource Officer can break down barriers and be an obvious deterrent to crime, and,

WHEREAS the establishment of School Resource Officers can work to eliminate illegal weapons on the high school campus through a visible law enforcement presence, be a catalyst for reduction of demand drugs at the high school, reduce truancy by enhancing the learning environment, and maintain a visible presence of law enforcement officers to discourage criminal activity, and,

WHEREAS the lives of our children are worthy of earlier and more intense intervention.

Now therefore be it resolved that the Sullivan County Sheriff's Office be permitted to apply for and receive a 75/25 matching grant to fund four School Resource Officers to place at our high schools.

Funding Provisions: Grants will be made for up to 75 percent of the total salary and benefits of each officer over three years with the remainder to be paid by local funds. Funding will begin once the new officers have been hired or on the date of the award, whichever is later and will be paid over the course of the grant. According to Dr. John O'Dell, Sullivan County School Superintendent, he will seek funding from the School System for 25 percent matching money for two of the four county high schools.

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 17th day of February, 19 97.

Signature of Gay B. Fechner, County Clerk, dated 2-17-97; Signature of Gil Hodges, County Executive, dated 02/17/97.

INTRODUCED BY COMMISSIONER CONKIN ESTIMATED COST: _____
SECONDED BY COMMISSIONER MILHORN FUND: _____

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

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

COMMENTS: Deadline for filing to receive this grant is March 14, 1997
WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING Amending the County Government Employees BC 65 Insurance Plan [Retiree Group]

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 17th day of February 1997

THAT WHEREAS, Resolution No. 25, of July 15, 1996 authorized a self-insured plan, administered by Blue Cross Blue Shield of Tennessee, for Medicare 65 insurance coverage for retirees, and additionally, approved consolidating with the Board of Education retiree group [which constitutes about 90% of participants] in order to obtain the most competitive rate, and

WHEREAS, The Department of Education, in a review of claims paid, has determined it is more cost effective if the administrative service charge is based on a percentage of paid claims versus a fixed rate per contract, (an administrative cost savings of approximately \$2,000 per year for the County Government retiree contracts),

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves amending the plan for Medicare 65 insurance coverage for retirees to provide for the administrative service charge to be based on a percentage of paid claims for the remainder of the current contract year.

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.

Truly passed and approved this 17th day of February, 1997

Attested: [Signature] County Clerk Date: 2/17/97 [Signature] County Executive Date: 2/17/97

INTRODUCED BY COMMISSIONER Mayes ESTIMATED COST: _____
SECONDED BY COMMISSIONER Daniel FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget	✓			2/13/97
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

RESOLUTION NUMBER 13

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING Appointment of Mr. David Tipton to the Board of Zoning Appeals

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 17th day of February 1997

THAT WHEREAS, The Sullivan County Board of Zoning Appeals was established September 1, 1988 with five (5) members serving staggered terms, and

WHEREAS, The present Board and their expiration of terms is as follows:

- Carroll Cross - 9/01/97
- J. D. Milhorn - 9/01/98
- Jeffrey Fraley - 9/01/99
- Jim Street - 9/01/2000
- Carroll Reed - 9/01/2001

WHEREAS, Mr. J. D. Milhorn has resigned from the Board, and

WHEREAS, Mr. David Tipton has agreed to serve on the Board,

NOW THEREFORE BE IT RESOLVED, That Mr. David Tipton be appointed to fill Mr. Milhorn's unexpired term [expiring 9/01/98] on the Sullivan County Board of Zoning Appeals.

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 17th day of February, 1997

Attest: B. Feathers Date 2/17/97 Gil Hodges Date 2/17/97
 County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget	✓			2/13/97
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	21	1		2	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

RESOLUTION NO. 14

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 17th DAY OF FEBRUARY, 1997.

RESOLUTION AUTHORIZING County Executive to Secure Alternative Proposals to Consolidation of Dispatching Services between Sullivan County and Sullivan County E-911 Board of Directors

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 17th day of February, 1997;

THAT, WHEREAS, in an effort to best serve the citizens of Sullivan County, alternative proposals should be secured relative to emergency dispatching services in Sullivan County to determine if consolidation of dispatching services between Sullivan County and Sullivan County E-911 as currently proposed is the most economical and efficient solution to the current problems;

* See Amendment below

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Executive is hereby directed to secure written proposals from the City of Kingsport and the City of Bristol, Tennessee relative to each of those entities assuming emergency dispatching services in Sullivan County under each of the following scenarios: (1) proposal for assuming dispatching services in all of Sullivan County; and (2) proposal for assuming dispatching services for one-half of Sullivan County with the division line to be whatever the City of Kingsport and the City of Bristol can agree upon; said proposals to be secured and submitted to the Board of Commissioners for review prior to the March 17, 1997 Commission meeting.

Amend: Comm. Hubbard

WAIVER OF RULES REQUESTED

with the exception of the Sullivan County Sheriff's Departments dispatch

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 17 day of Feb., 1997.

Gay B. Featheral County Clerk Date 2/17/97 Gil Hodges County Executive Date 2/17/97

INTRODUCED BY COMMISSIONER P. Hubbard ESTIMATED COST: _____
SECONDED BY COMMISSIONER G. Mayes FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

RESOLUTION NO. 14
Page Two

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	16	5	2	1	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED AS AMENDED 2/17/97
ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING Amending the Election Commission Budget for FY 1996-97

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 17th day of February 1997.

THAT WHEREAS, The Election Commission has established short term goals which need to be met before the upcoming city elections, and in order to do so, an additional part time position is required, and

WHEREAS, Funding is not available in the current fiscal year budget to include the proposed part-time salary; additionally, a sufficient funding level was difficult to project to cover the increased cost for early voting and for maintaining two (2) satellite voting locations during the 1996 elections.

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners authorizes an amendment to the FY 1996-97 Election Commission budget with the appropriation of \$12,800.00 from Undesignated Fund Balance 39000.000 to Account 51500.100 to provide for an additional part-time office staff position and to fund unforeseen expenditures resulting from the 1996 elections.

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 17th day of February, 1997

Attested: [Signature] Date: 2/17/97
 County Clerk [Signature] County Executive Date: 02/17/97

INTRODUCED BY COMMISSIONER Harr 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	20	3		1	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING STOP Signs on Streets in the 7th 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 17th day of February 1997.

THAT Be It Resolved, That STOP signs be placed on the streets listed below as recommended in correspondence from the Sullivan County Highway Department:

- STOP Sign - on Aztec Drive at Dakota Drive
- STOP Sign - on Aztec Drive at each side of Cassidy Road
- STOP Sign - on Sioux Drive at Apache Drive
- STOP Sign - on Apache Drive at Hill Road
- STOP Sign - on Sugartree Drive at Shadowtown Road

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

This resolution shall become effective on _____, 1997, the public welfare requiring it.

Duly passed and approved this 17th day of February, 1997

Attested: B. Feathers Date 2/17/97 Gil Hodges Date: 2-17-97
 County Clerk County Executive

INTRODUCED BY COMMISSIONER Gonce ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Blalock/Jones 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 2/17/97 ROLL CALL

0438

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Roads

279-2820

February 6, 1997

*Attachment
Rec # 16*

COMMISSIONERS: Jim Blalock
Mike Gonce
Jack Jones

Dear Commissioners:

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

1. A STOP sign be placed on Aztec Drive at Dakota Drive.
2. STOP signs be placed on Aztec Drive on each side of Cassidy Road.
3. A STOP sign be placed on Sioux Drive at Apache Drive.
4. A STOP sign be placed on Apache Drive at Hill Road.
5. A STOP sign be placed on Sugartree Drive at Shadowtown Road.

These are in the 7th Civil District.

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

Sincerely,


Wayne Jones
Traffic Coordinator

WJ/jb

c: Shirley Gurganus

RESOLUTION NUMBER 17

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING STOP Signs on Streets in the 5th 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 17th day of February 1997

THAT BE IT RESOLVED, That STOP signs be placed on the streets listed below as recommended in correspondence from the Sullivan County Highway Department:

STOP Sign - on each end of Clear Branch Circle at Clear Branch Drive

STOP Sign - on Smiley Circle at Fain Road

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 17th day of February, 1997

Attested: Ray B. Features County Clerk Date: 2-17-97 Gil Hodges County Executive Date: 2-17-97

INTRODUCED BY COMMISSIONER Milhorn ESTIMATED COST: _____
SECONDED BY COMMISSIONER Belcher/Hicks 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 2/17/97 ROLL CALL

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617*John R. LaSueur, Jr.*
Commissioner of Roads

279-2820

February 6, 1997

COMMISSIONERS: Carol Belcher
Edley Hicks
Paul Milhorn*Attachment
Res # 17*

Dear Commissioners:

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

1. STOP signs be placed on each end of Clear Branch Circle at Clear Branch Drive in the 5th Civil District.
2. A STOP sign be placed on Smiley Circle at Fain Road in the 5th Civil District.

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

Sincerely,


Wayne Jones
Traffic Coordinator

WJ/jb

c: Shirley Gurganus

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING STOP Signs on Roads in the 14th and 18th Civil Districts

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 17th day of February 1997

THAT BE IT RESOLVED, That STOP signs be placed on the roads listed below as recommended in correspondence from the Sullivan County Highway Department:

14th CIVIL DISTRICT:

STOP Sign - on Lazy Lane at Beechwood Drive

STOP Sign - on Wakefield Court (each side) at Winterbrook Drive

STOP Sign - on Woodridge Circle at Wakefield Court

STOP Sign - on Winterbrook Circle at Winterbrook Drive

STOP Sign - on Winterbrook Drive at Hidden Valley Road

STOP Sign - on Olympus Drive at Hidden Valley Road

STOP Sign - on Imperial Drive at Olympus Drive

18th CIVIL DISTRICT:

STOP Sign - on Maple Street at Muddy Creek Road

STOP Sign - on Fain Drive at Muddy Creek Road

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 17th day of February, 1997

Gay B. Feathers
 Attested: _____
 County Clerk

Date 2/17/97 *Gil Hodges*
 County Executive Date: 2-3-97

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

RESOLUTION No. 18
Page Two

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

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

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

February 6, 1997

John R. LeSueur, Jr.
Commissioner of Roads

279-2820

COMMISSIONERS: June Carter
Carl Krell*Attachment
Res # 18*

Dear Commissioners:

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

1. A STOP sign be placed on Lazy Lane at Beechwood Drive.
2. STOP signs be placed on Wakefield Court at Winterbrook Drive. (Each side)
3. A STOP sign be placed on Woodridge Circle at Wakefield Court.
4. A STOP sign be placed on Winterbrook Circle at Winterbrook Drive.
5. A STOP sign be placed on Winterbrook Drive at Hidden Valley Road.
6. A STOP sign be placed on Olympus Drive at Hidden Valley Road.
7. A STOP sign be placed on Imperial Drive at Olympus Drive.

These seven resolutions are in the 14th Civil District.

1. A STOP sign be placed on Maple Street at Muddy Creek Road.
2. A STOP sign be placed on Fain Drive at Muddy Creek Road.

These are in the 18th Civil District.

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

Sincerely,


Wayne Jones
Traffic CoordinatorWj/jb
c: Shirley Gurganus

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February 1997.

RESOLUTION AUTHORIZING STOP Sign and Reducing Speed Limit on Roads in the 11th 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 17th day of February 1997.

THAT BE IT RESOLVED. That a STOP sign be posted and the speed limit be reduced on the roads listed below as recommended in correspondence from the Sullivan County Highway Department:

- STOP Sign - on Sharron Road at Pinecrest Road
- Speed Limit - on Darlington Drive be reduced from 35 MPH to 25 MPH

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

This resolution shall become effective on _____, 1997, the public welfare requiring it.

Duly passed and approved this 17th day of February, 1997
 Proposed by Gay B. Teague Date 2-17-97 County Clerk
 Approved by Gil Hodges Date 2-17-97 County Executive

INTRODUCED BY COMMISSIONER Hubbard ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Surgenor 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 2/17/97 ROLL CALL

SULLIVAN COUNTY
HIGHWAY DEPARTMENT

P.O. BOX 890
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Roads

279-2820

February 6, 1997

*Attachment
Res# 19*

COMMISSIONERS: Pat Hubbard
Michael Surgenor

Dear Commissioners:

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

A STOP sign be placed on Sharron Road at Pinecrest Road.

The speed limit on Darlington Drive be reduced from 35 MPH TO 25 MPH.

These are in the the 11th Civil District.

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

Sincerely,

Wayne Jones
Wayne Jones
Traffic Coordinator

WJ/jb

c: Shirley Gurganus

RESOLUTION NO. 21

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 17th DAY OF FEBRUARY, 1997.

RESOLUTION AUTHORIZING Rescinding of Resolution No. 3 approved by the Sullivan County Board of Commissioners on January 15, 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 17th day of February, 1997;

THAT, WHEREAS, the Sullivan County Board of Commissioners on January 15, 1996 approved Resolution No. 3 authorizing the adoption of Regulations Governing Health and Safety Standards of Residential and Nonresidential Properties; and

WHEREAS, approval of said Resolution was conditioned upon the same being forwarded to the Attorney General for an opinion as to the legality of the Regulations; and

WHEREAS, the Attorney General in Opinion No. U96-058 dated August 30, 1996 found that a portion of the proposed regulations exceeded the county's statutory authority thereby requiring the same to be modified;

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 3 approved on January 15, 1996 is hereby rescinded.

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 17th day of Feb, 19 97.

B. Feathers County Clerk Date 2/17/97 *Gil Hodges* County Executive Date 2-2-97

INTRODUCED BY COMMISSIONER J. Carter ESTIMATED COST: _____
 SECONDED BY COMMISSIONER M. Gonc FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	19	3	1	1	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF February, 1997.

RESOLUTION AUTHORIZING Department of Solid Waste to Establish Bulk Pick-Up Dates in April and October of 1997

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 17th day of February 19 97

THAT BE IT RESOLVED, That all city and county residents are free to take "junk" items to the County's transfer stations or the city demolition landfills in Kingsport and/or Bristol on Saturday, April 12, 1997 or Saturday, October 11, 1997 between the hours of 8:00 a.m. and 12:00 noon at no charge. No commercial waste or waste from persons outside the County will be accepted.

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 17th day of February, 1997

B. Teahurst County Clerk Date 2/17/97 *Gil Hodges* County Executive Date 2-17-97

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	21		1	1	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 2/17/97 ROLL CALL

COMMISSIONER MIKE SURGENOR'S

COMMENTS AND MOTION

REGARDING

RICK WEBB VS. SULLIVAN COUNTY

OBSERVATION KNOB LEASE AGREEMENT

COMMISSION MEETING

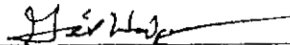
FEBRUARY 17, 1997

"We received a memo from Sullivan County Attorney, Daniel Street dated January 20, 1997, concerning the Rick Webb vs. Sullivan County lease agreement Observation Knob requesting that we take some action on this, give him some direction. We did meet in executive session concerning this and it seems that we should have our minds made up what we want to do, so I would like to take this opportunity to put into motion - The contract issued to Rick Webb by the Sullivan County Commission was voted on and approved in good faith and it was the intent of this Commission that the wishes of that document be fulfilled; therefore, I move that this Commission direct the County Executive and the County Attorney to compose a letter to be sent to all parties involved stating our intent and wishes to carry through with the original agreement and request that the contract be signed by all parties as originally intended."

MOTION APPROVED 2/17/97 ROLL CALL VOTE

15 yes, 3 no, 5 pass, 1 absent

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET
AGAIN IN REGULAR SESSION MARCH 17, 1997.



GIL HODGES, COUNTY EXECUTIVE

