

COUNTY COMMISSION- REGULAR SESSION

FEBRUARY 17, 2003

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, 2003, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE . PRESENT AND PRESIDING WAS HONORABLE RICHARD S. VENABLE, COUNTY EXECUTIVE, JEANIE F. GAMMON, COUNTY CLERK AND WAYNE ANDERSON, SHERIFF OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Executive Richard S. Venable. Sheriff Wayne Anderson opened the commission and Comm. James L. King, Jr. gave the invocation. Pledge to the flag was led by Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

GARTH BLACKBURN	LINDA K. BRITTENHAM
JAMES "MOE" BROTHERTON	RAY CONKIN
JOHN CRAWFORD	O. W. FERGUSON
CLYDE GROSECLOSE, JR.	LARRY HALL
RALPH P. HARR	JOE HERRON
DENNIS L. HOUSER	MARVIN L. HYATT
SAMUEL C. JONES	ELLIOTT KILGORE
JAMES "BUDDY" KING	JAMES L. KING, JR.
R. WAYNE MCCONNELL	JOHN MCKAMEY
RANDY MORRELL	HOWARD PATRICK
JACK SITGREAVES	MICHAEL SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

24 PRESENT 0 ABSENT

The following pages indicates the action taken by the Commission on re-zoning requests, approval of notary applications and personal surety bonds, motions, resolutions and other matters subject to the approval of the Board of Commissioners.

Motion was made by Comm. Harr and seconded by Comm. Morrell to approve the minutes of the January 21, 2003 Regular Session of County Commission. Said motion was approved by voice vote.

PUBLIC COMMENTS: FEBRUARY 17, 2003

THOSE SPEAKING DURING THE PUBLIC COMMENT TIME WERE AS FOLLOWS:

- 1. Regina Isenberg, President of the Humane Society.**
 - 2. Silas Carrier in regards to Resolution #5 on today's agenda.**
 - 3. Tom Frantzen in regards to Rezoning Request #6 on today's agenda.**
-

Quarterly Reports filed for Nov. 2002 – Dec. 2002 were:

- 1. Sullivan County Library**

QUESTIONS BEFORE THE COMMN.

Roll
Call

Notary
No.
App
& Bonds

No. No. No. No. No.

NAMES OF COMMISSIONERS

Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye

- Garth Blackburn ✓
- Linda Brittenham ✓
- James "Moe" Butherton ✓
- Ray Conkin ✓
- John Crawford ✓
- D.W. Ferguson ✓
- Clyde Hosedose Jr. ✓
- Jerry Hall ✓
- Ralph Harr ✓
- Joe Herron ✓
- Dennis Houser ✓
- Marvin Hyatt ✓
- Samuel Jones ✓
- Elliott Kilgore ✓
- James "Buddy" King ✓
- James D. King Jr. ✓
- Wayne McConnell ✓
- John McKamey ✓
- Randy Morrell ✓
- Howard Patrick ✓
- Jack Sitgreaves ✓
- Michael Surgenor ✓
- Mark Vance ✓
- Eddie Williams ✓

24 Present 24 Aye

STATE OF TENNESSEE
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

JANUARY 21, 2003

Michael E. Anderson

Diane S. McKamey

William L. Barrett

Terry S. Moore

Donald Wayne Birch

Daniel J. Paul

Jason Byrd

William B. Powers

Sonara G. Christian

Joan S. Purvis

Robin Collins

Valerie M. Russell

Tammy D. Collins

Cynthia H. Samuel

C. Rhenea Cross

Natalya Seals

Barbara Jean Davis

Penny E. Smith

Herbert A. Dunn

Tina Stevens

Barbara Slagle Gentry

Crystal Thompson

John D. Gregory

Joan Trent

Sandra Harkleroad

James F. White

James A. Hatfield

Shayne Willis

Bruce A. Hawks

Tiffany Leonard

Kim B. Hearst

Heather Milam

Travis Housewright

Janice L. Humble

Lynn S. James

Elizabeth A. Jones

Sharon A. Kilgore

Kathy J. King

Amy M. Lane

Clara J. Leonard

Glenda D. Malone

Mary S. Marshall

UPON MOTION MADE BY COMM. HARR AND SECONDED BY
COMM. BUDDY KING AND MARVIN HYATT TO APPROVE THE
NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED
BY ROLL CALL VOTE OF THE COMMISSION. 24 AYE.

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
PUBLIC SURETY BONDS

FEBRUARY 17, 2003

David L. Clark

Donald W. Cole

Terry M. Cumbow

Annette F. Flinn

Howard W. Francis

Rebecca C Gray

Charlotte Martin

Lynda Peterson

Carol Justice Sloan

Betsy D. Sproles

Joyce Earlene Wood

Michael W. Hopson

UPON MOTION MADE BY COMM. HARR AND SECONDED BY COMM. BUDDY KING AND MARVIN
HYATT TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION
WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 24 AYE.

Agenda

Sullivan County Board of County Commission
February 17, 2003

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, February 17, 2003 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 12/02/01 Margaret Tester
Reclassify R-1 property at 272 Tester Hollow Road to R-2 to allow for a singlewide mobile home. Property ID. No. Tax map 124, Parcel 53.00 located in the 9th Civil District. **Sullivan County Planning**
- (2) File No. 12/02/02 David Crussell
Reclassify R-3 property at the corner of New Beason Well Road and Tate Road to B-3 For the purpose of allowing for mini-storage buildings to be built. Property ID. No. Tax map 31-N, Group F, Parcel 31.00 located in the 10th civil District. **Sullivan County Planning**
- (3) File No. 12/02/03 Thomas Olson
Reclassify R-1 property at 331 Poor Hollow Road to B-3 for the purpose of allowing for a muffler and mechanic shop. Property ID. Tax map 63, Parcel 35.00 located in the 7th Civil District. **Kingsport Planning**
- (4) File No. 12/02/04 David Sharpe
Reclassify B-3 property at 696 Emmett Road to A-1 to return to original A-1 zone. Property ID. No. Tax map 55, Parcels 97.00 & 95.00 located in the 1st Civil District. **Sullivan County Planning**
- (5) File No. 12/02/05 Jimmy Anderson
Reclassify P.B.B. property at 2029 Bloomingdale Road to B-3 to be consistent with the other commercial zones in the area. Property ID. No. Tax map 31-H, Group C, Parcel 10.10 located in the 11th Civil District. **Kingsport Planning**
- (6) File No. 12/97/01 Richard Bridwell
Reclassify 32.8 acres of A-1 property located on Droke Lane and Latture Lane to R-3 for the expansion of the mobile home park. Property ID. No. Tax map 17 Parcel 26.00 being located in the 6th Civil District. **Sullivan County Planning**
- (7) Amendment to the Sullivan County Zoning Resolution (Article II, Definitions Section 202 Accessory Use or Accessory Structure) and (Section 238 Mobile Home)

PETITION TO SULLIVAN COUNTY FOR REZONING # 12/02/01

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

Property Owner Margaret Jester
Address 428 Queen Ann Court
Piney Flats, In 37686
Phone 538-8492 Date of Request 11-18-02
Property Located in 9th Civil District
Margaret Jester
Signature of Applicant

OFFICE USE ONLY
Meeting Date 1-21-03 Time 2:00 p.m.
Place 2nd Floor - Courthouse
.....
Planning Commission Approved _____
Denied _____
County Commission Approved X
Denied _____
Other Roll call vote 23 Aye, 1 Absen
Final Action Date 02-17-03

PROPERTY IDENTIFICATION

Tax Map 124 Group _____ Parcel 53.0
Zoning Map 26 Zoning District R-1 Proposed District R-2
Property Location Jester Hollow Rd (272)
Purpose of Rezoning To allow a single wide (land to the split)

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 18th day of NOV, 2002.

Margaret Jester
Debbie K. House
Notary Public

My Commission Expires: 12-20-03

**Sullivan County
Regional Planning Commission
Staff Comments – January 21, 2003**

REZONING REQUEST File 12/02 - #01

Property Owner: Margaret Tester
Rezoning Request: R-1 to R-2
Purpose: To allow a singlewide mobile home on the individual parcel
Parcel ID: Tax Map 124, Parcel 53.00
Location: 272 Tester Hollow Road, Piney Flats
Civil District: 9th
Surrounding Zoning: R-1, R-2,
PC 1101 Growth Plan: Sullivan County Rural Area

Staff Field Notes:

This parcel is approximately .71 of an acre and has one existing legal but non-conforming single wide on the property and one singlewide that has recently been located on the site. In order for the second singlewide home to be legal the property has to be rezoned to R-2 and then an approved subdivision plat has to be recorded. Staff recommends in favor of this rezoning request as the land uses are compatible with the neighborhood and there is a trend for rezonings to occur from R-1 to R-2 in order to accommodate the needs of the residents in that area.

Staff recommends in favor of this rezoning application.

Discussion at Planning Commission Meeting:

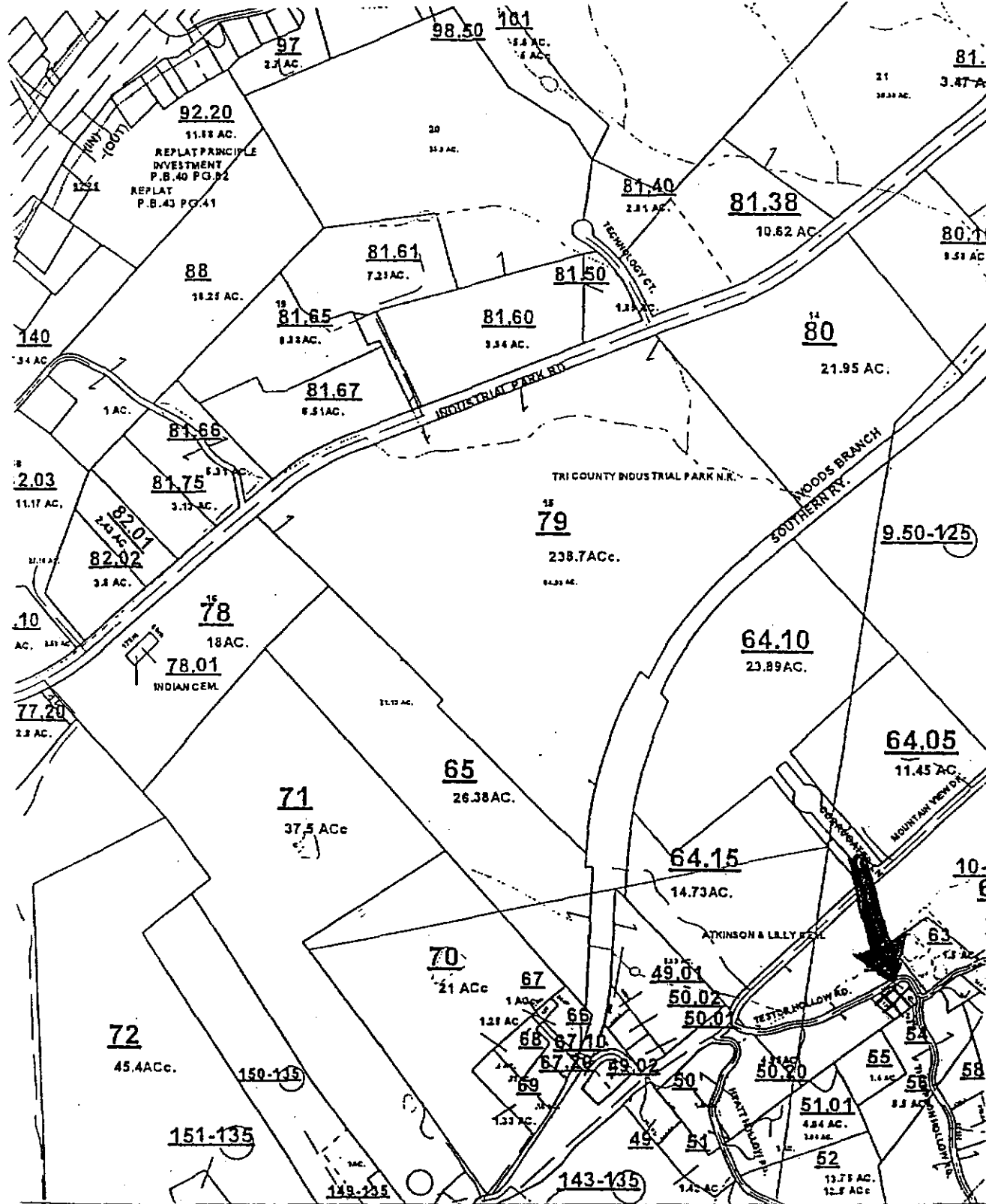
Mrs. Margaret Tester was present and stated her desire to keep the additional singlewide mobile home and understood that she had to get a plat prepared to divide the property (one singlewide per lot only).

Neighborhood Opposition:

None present.

Sullivan County Regional Planning Commission Action: January 21, 2003 – all 9 members were present	
Approval: Hodges, King (8 yes – unanimously passed)	
Denial:	Reason for denial:
Defer:	Reason for denial:

Sullivan County Board of County Commissioners Action: -	
Approval: 02-17-03	
Denial:	Reason for denial:
Defer:	Reason for denial:



see

109	110	111
123	124	125
134	135	136

MAP No.
124

M-1

79
309.91 AC

64.98 AC

TRI COUNTY INDUSTRIAL PARK

N. R.

SOUTHERN

WOODS

59.10 AC

64

AC. 5

RD.

R-2

R-2 (R-1)

MOUNTAIN VIEW

WILKINSON

TESTER

66
67
67.10

49.01

63

69

T 50
AC

5.10
4.04 AC
3.04 AC

55
5.5 AC

58

49.02

57.10

57
49.2 AC

43 (35)

52
3.75 AC
2.5 AC

52 (124)

57 (124)

71 (124)
145

760000 780.000

PETITION TO SULLIVAN COUNTY FOR REZONING #12/02/02

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

Property Owner David Crussell
Address 201 New Beacon Well Rd
Kpt. Ln 37660
Phone 246-1500 Date of Request 11-18-02
Property Located in 10th Civil District

Richard J. Milligan
Signature of Applicant

OFFICE USE ONLY

Meeting Date 1-21-03 Time 7:00 P.
Place 2nd floor - Court
Main St.
Planning Commission Approved _____
Denied _____
County Commission Approved _____
Denied X
Other Roll Call Vote 2 Aye, 21 Nay,
1 Pass
Final Action Date 02-17-03

PROPERTY IDENTIFICATION

Tax Map 31A Group F Parcel 31A
Zoning Map 6 Zoning District R-3 Proposed District B-3
Property Location New Beacon Well / Kpt Ln

Purpose of Rezoning To allow mini storage units

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 18th day of Nov, 2002.

Debbie L. Houser
Notary Public

My Commission Expires: 12-20-03

Sullivan County
 Regional Planning Commission
 Staff Comments – January 21, 2003
 REZONING REQUEST File 12/02 - #02

Property Owner: David Crussell
 Rezoning Request: R-3 to B-3
 Purpose: To allow mini-storage units to be constructed
 Parcel ID: Tax Map 31-G, Group F, Parcel 031.00
 Location: New Beason Well Road and Tate Drive, Kingsport area
 Civil District: 10th
 Surrounding Zoning: R-3, M-1, R-1 (with B-3 and PBD in the area)
 PC 1101 Growth Plan: Sullivan County Planned Growth Area

Staff Field Notes:

This parcel is approximately 8.58 acres and is a parcel hook to the larger remaining residential tract. The road frontage on New Beason Well Road has been requested for B-3. This portion is approximately .62 of an acre. Staff recommends in favor of this rezoning request as similar zones or higher are all ready established in the immediate area, buffering will be required along all residential boundaries, and adequate public utilities and infrastructure is in place to support this commercial district. Please note, if approved a site plan must be submitted to staff showing all structures, parking, signage, drainage, access control, buffering and setbacks of 30 feet all around. Staff recommends in favor of this rezoning application.

Discussion at Planning Commission Meeting:

Rick Millsap was present. He stated he was interested in buying the property if it was rezoned. His plans are to construct mini-storage units. He stated he was well aware of all of the site plan requirements.

Neighborhood Opposition:

None present.

Sullivan County Regional Planning Commission Action: January 21, 2003 – all 9 members were present	
Approval: Bronner, King (8 yes – unanimously passed)	
Denial:	Reason for denial:
Defer:	Reason for denial:

Sullivan County Board of County Commissioners Action: -	
Approval:	
Denial: 02-17-03	Reason for denial:
Defer:	Reason for denial:

PURCHASE AGREEMENT

Owner/Seller: David P. Crussell, 201 New Beason Well Rd, Kingsport, Tennessee, 37660
Phone: (423) 288-5267

Purchaser/Buyer: Rick J. Millsap, 1905 Brookside Lane, Kingsport, Tennessee, 37660
Phone: (423) 246-1500

Item: Property (land)

The parties of Owner/Seller and Purchaser/Buyer as described above agrees to the selling/purchasing of the property of the land as described in the:

SURVEY & PLAT OF 0.62 AC.± TRACT
DAVID P. CRESSELL PROPERTY
10TH CIVIL DISTRICT
SULLIVAN COUNTY, TENNESSEE
DATED OCTOBER 21, 2002

Pending the approval of rezoning the property for development of mini-storage units.

David P. Crussell 11-8-02
Owner/Seller's Signature Date

Rick J. Millsap 11/8/02
Purchaser/Buyer's Signature Date

The above signatures are notarized as being the signatures of the parties stated as Owner/Seller and Purchaser/Buyer.

State of: Tennessee
County of: Sullivan

Subscribed and sworn to before me 8th day of November 2002

Margaret Ryans August 25 2004
Margaret Ryans, Notary Public Commission Expires:

EVAN M. MEADE

D.B. 391A, P. 694

D.B. 373C, P. 795

D.B. 519C, P. 552

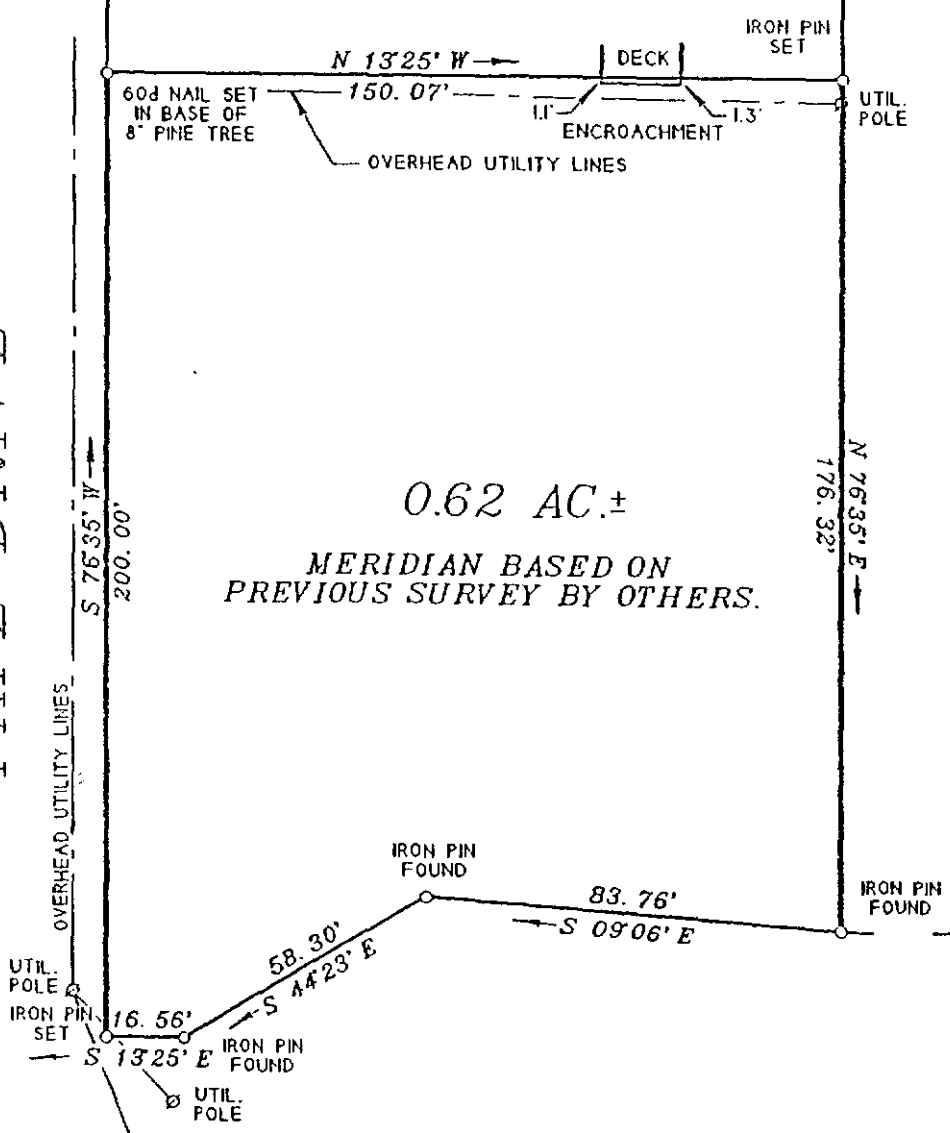
TATE DRIVE

SAM W. HICKS, JR.
D.B. 358C, P. 235

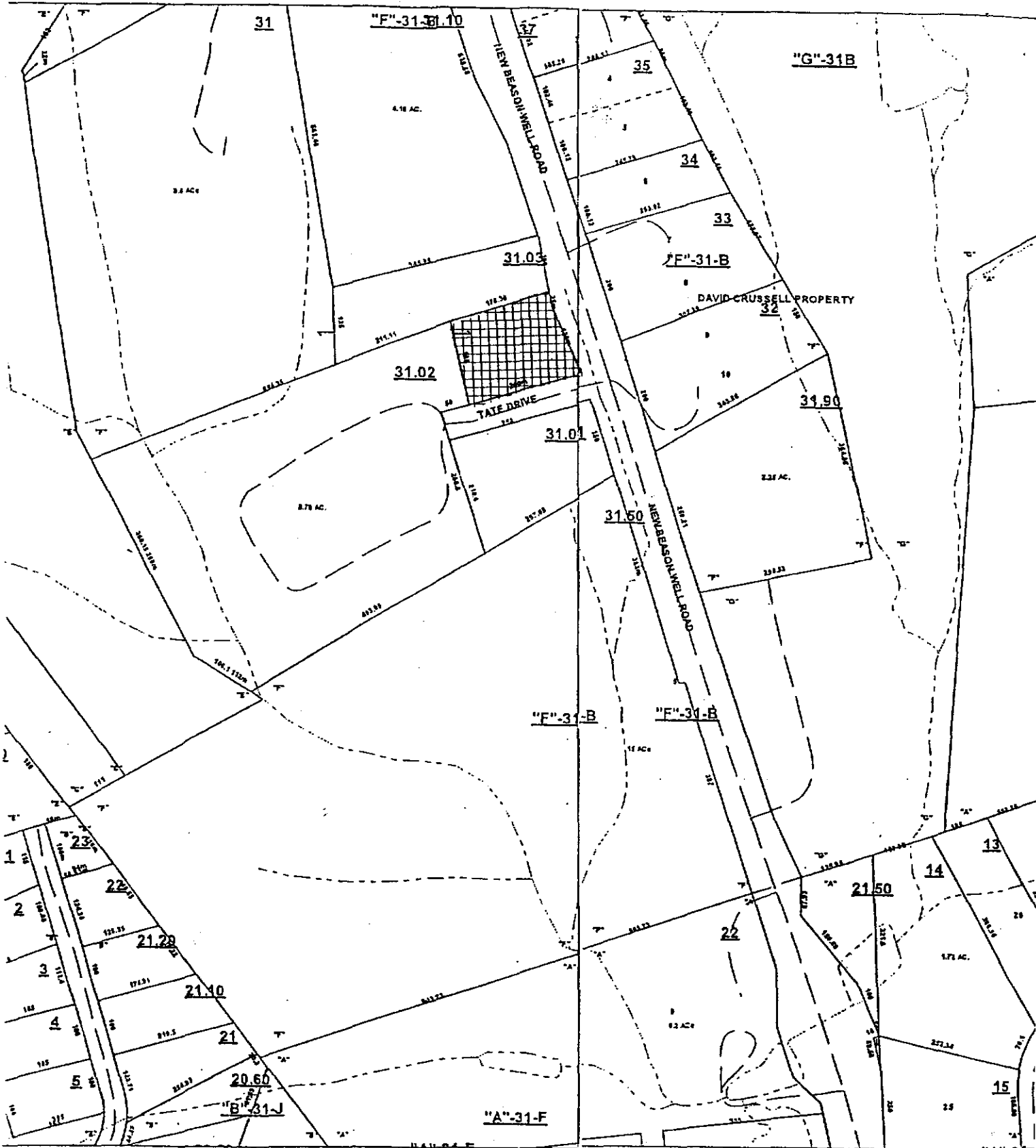
0.62 AC.±

MERIDIAN BASED ON
PREVIOUS SURVEY BY OTHERS.

NEW BEASON WELL ROAD



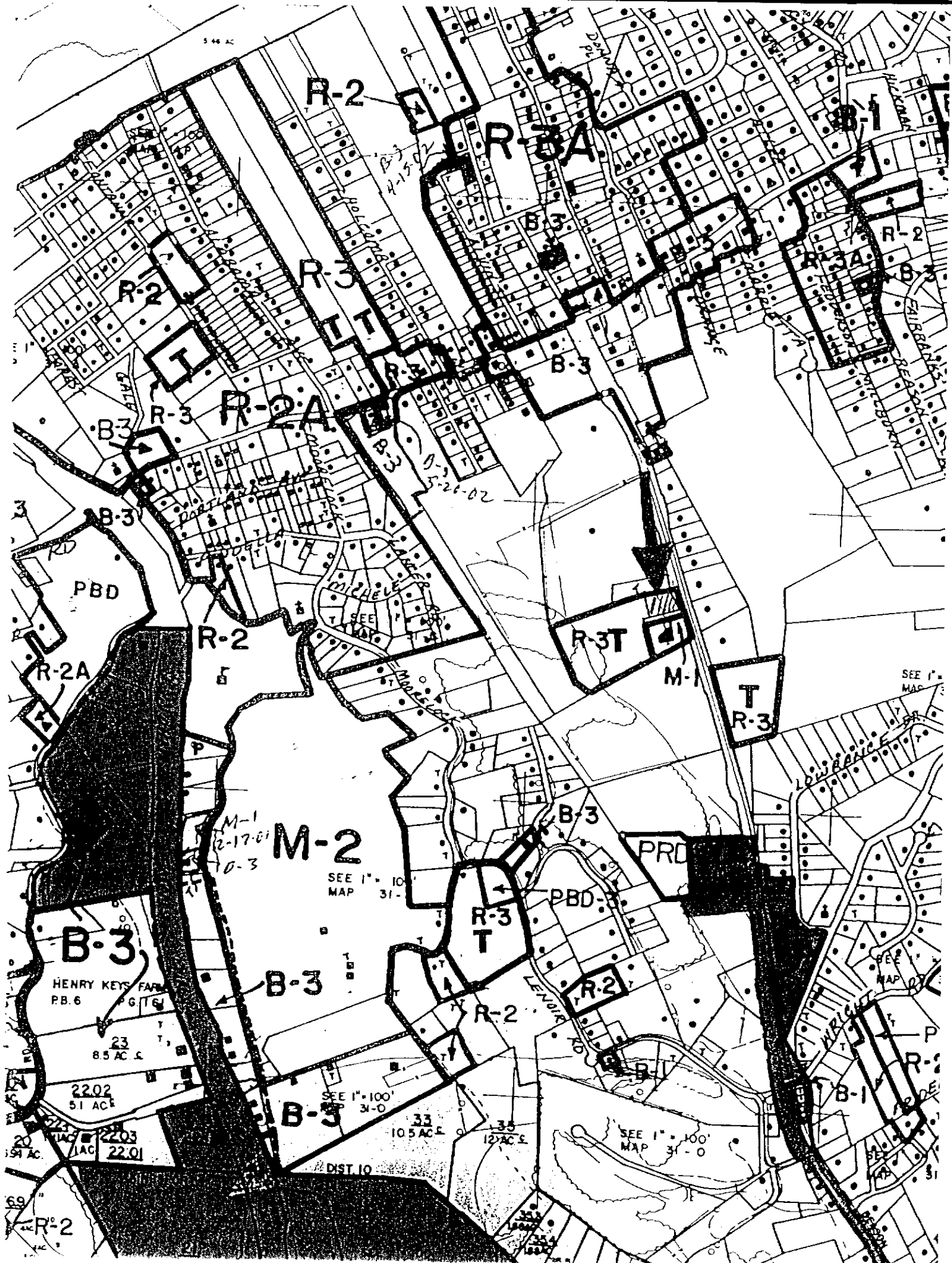
I HEREBY CERTIFY THIS TO BE A CATEGORY I SURVEY
PER THE RULES OF THE TENNESSEE STATE BOARD
OF EXAMINERS FOR LAND SURVEYORS
CHAPTER 0820-3-.05.



031A	031B	031C
031H	031G	031F
031I	031J	031K

MAP No.
031G

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Courthouse Retrieval System,
<http://www.crsdata.net>
print date: 07/13/2000



344 AC

R-2

R-34

R-1

R-2

R-3

R-2

R-2A

B-3

R-3

B-3

R-2

PBD

R-2

R-3T

T
R-3

SEE 1" MAP

R-2A

M-2

SEE 1" 100' MAP 31-0

PRO

B-3

HENRY KEYS FARM
PB. 6

B-3

R-3
T

PBD-3

23
8.5 AC ±

R-2

2202
51 AC ±

B-3

33
10.5 AC ±

35
12 AC ±

SEE 1" 100' MAP 31-0

DIST 10

20
5.9 AC ±

2203
22.01

R-2

PETITION TO SULLIVAN COUNTY FOR REZONING #12/02/0

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

Property Owner THOMAS E. OLSON
Address 331 Poor Hollow RD,
Kingsport TN 37664
Phone 888-2459 Date of Request 12-2-02
Property Located in 7th Civil District
[Signature] TOM OLSON
Signature of Applicant

OFFICE USE ONLY

Meeting Date 1-16-03 Time 7:00 P.M.
Place CITY HALL 2nd Floor
.....
Planning Commission Approved _____
Denied _____
County Commission Approved _____
Denied _____
Other Deferred 02-17-03
Final Action Date _____

PROPERTY IDENTIFICATION

Tax Map 63 Group _____ Parcel 35.00
Zoning Map 16 Zoning District R-1 Proposed District B-3
Property Location 331 Poor Hollow RD.

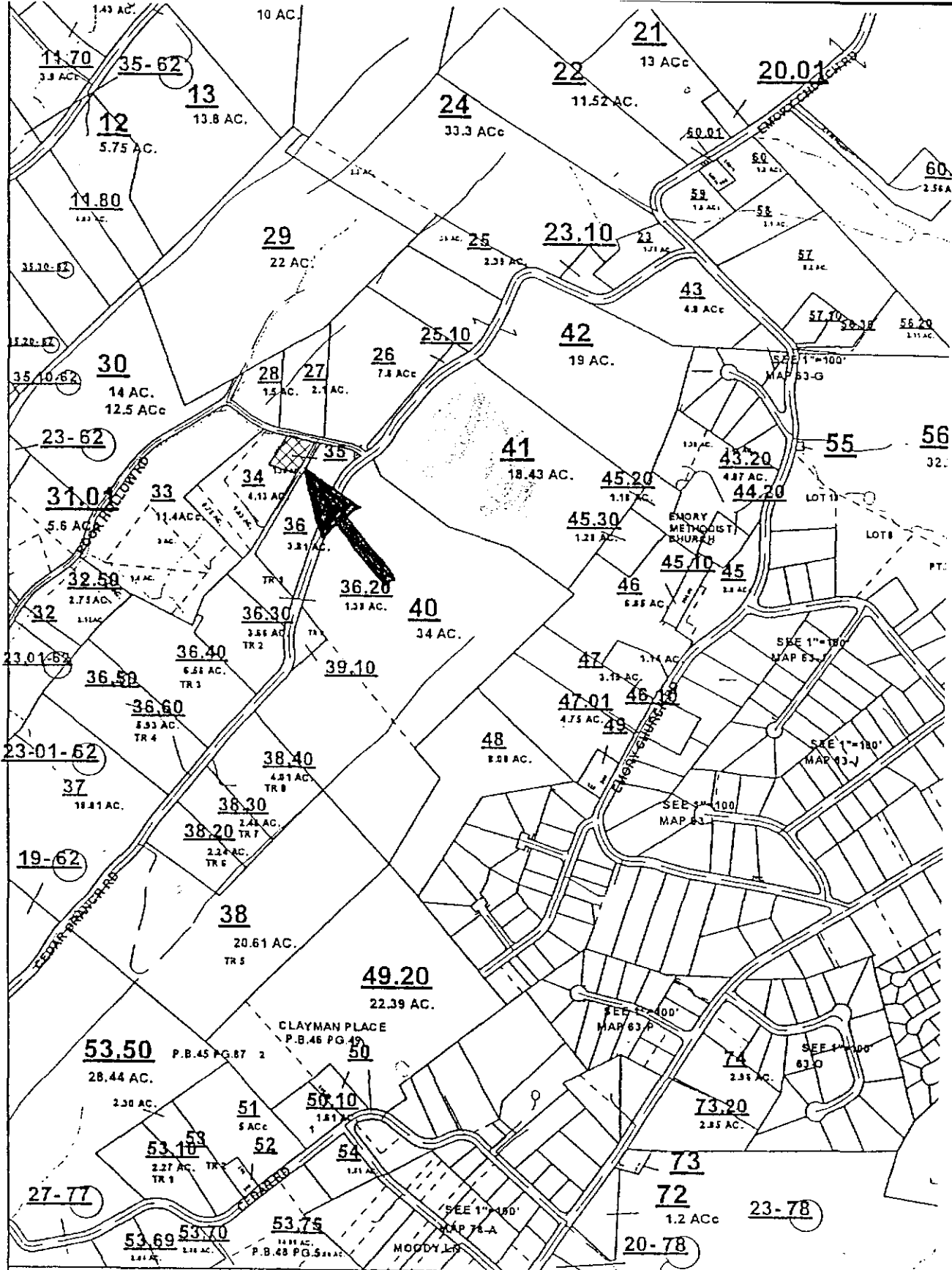
Purpose of Rezoning TO OPEN A MUFFLER SHOP, MECHANIC SHOP

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

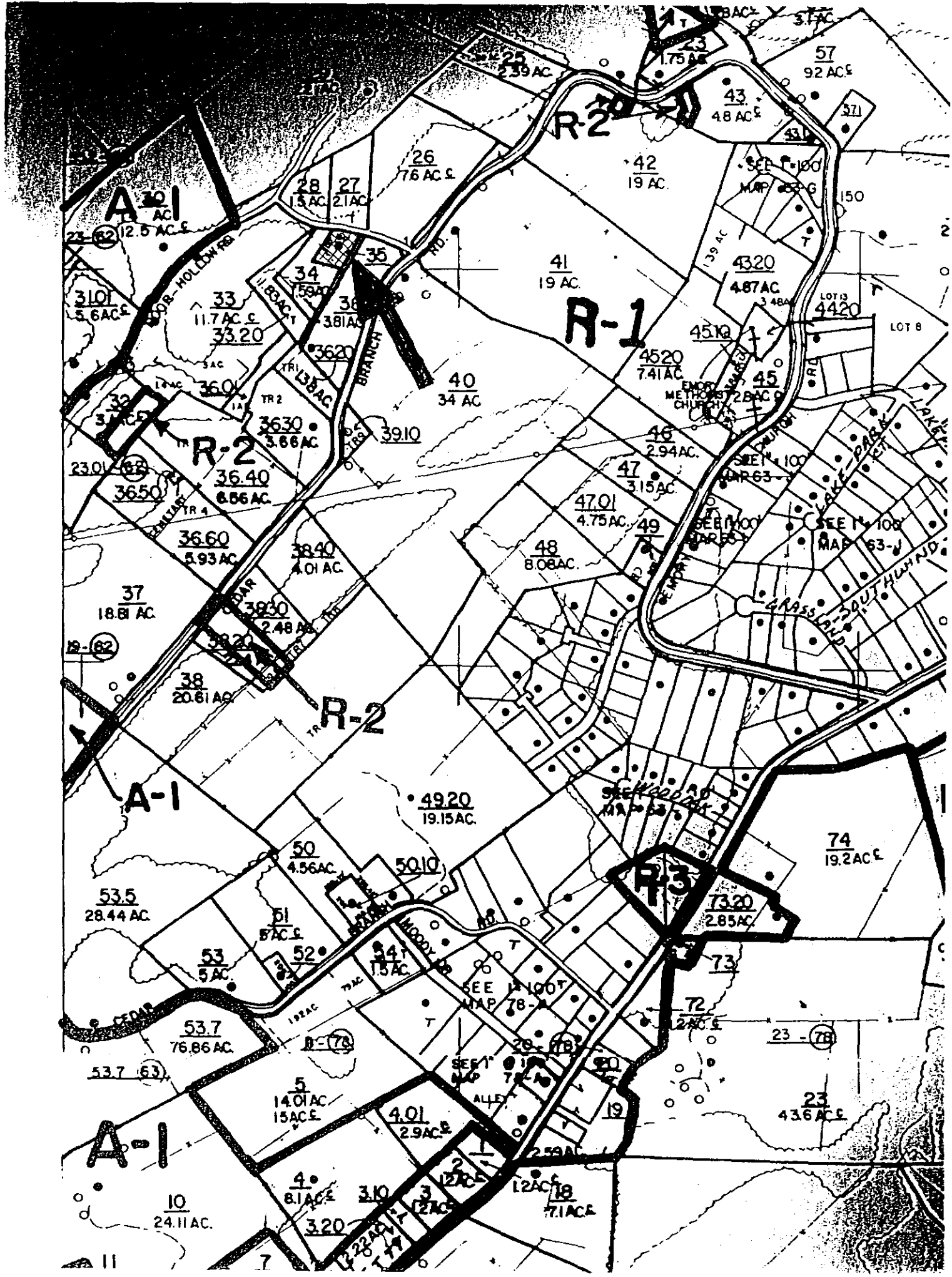
Sworn to and subscribed before me this 2nd day of Dec, 2002.

[Signature]
Notary Public

My Commission Expires: 12-20-03



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Courthouse Retrieval System, Inc.
<http://www.crsdata.net>
 print date: 07/13/2000



PETITION TO SULLIVAN COUNTY FOR REZONING #12/02/04

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

Property Owner David Sharpe
Address 696 Emmett Road
Bristol TN
Phone 878-5738 Date of Request 12-11-02
Property Located in 1ST Civil District
David Sharpe
Signature of Applicant

OFFICE USE ONLY
Meeting Date 1-21-03 Time 7:00 pm
Place Blountville Courthouse
UPSTAIRS
.....
Planning Commission Approved _____
Denied _____
County Commission Approved X
Denied _____
Other Roll Call Vote 22 Aye, 2 Absent
Final Action Date 02-17-03

PROPERTY IDENTIFICATION

Tax Map 55 Group 5 Parcel 95⁰⁰ 95⁰⁰
Zoning Map 10 Zoning District B-3 Proposed District A-1
Property Location 696 Emmett Road, Bristol, Tennessee
Purpose of Rezoning To return to original A-1 zoning

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 11th day of December, 2002.

Patricia C. Hutchins
Notary Public

My Commission Expires: July 25, 2006

**Sullivan County
Regional Planning Commission
Staff Comments – January 21, 2003**

REZONING REQUEST File 12/02 - #04

Property Owner: David Sharpe
Rezoning Request: B-3 back to A-1
Purpose: To allow legal business to be a legal but non-conforming use per rezoning back to A-1 pursuant to court agreement.
Parcel ID: Tax Map 055, Parcels 095.00 and 097.00
Location: 696 Emmett Road, Bristol area
Civil District: 1st
Surrounding Zoning: A-1 with M-1 and M-2 in the area (TVA lands)
PC 1101 Growth Plan: Sullivan County Rural Area

Staff Field Notes:

This request is for two parcels to be rezoned back to A-1 in order to comply with a court approved settlement agreements between the neighbors and the property owner. The court records can be best explained by the county attorney.

Staff recommends in favor of this rezoning application, as the surrounding zoning is the same, the area is within the rural area, it would limit future sprawling of businesses out in a rural area, as opposed to more urban areas, and this request is to comply with the court agreement.

Discussion at Planning Commission Meeting:

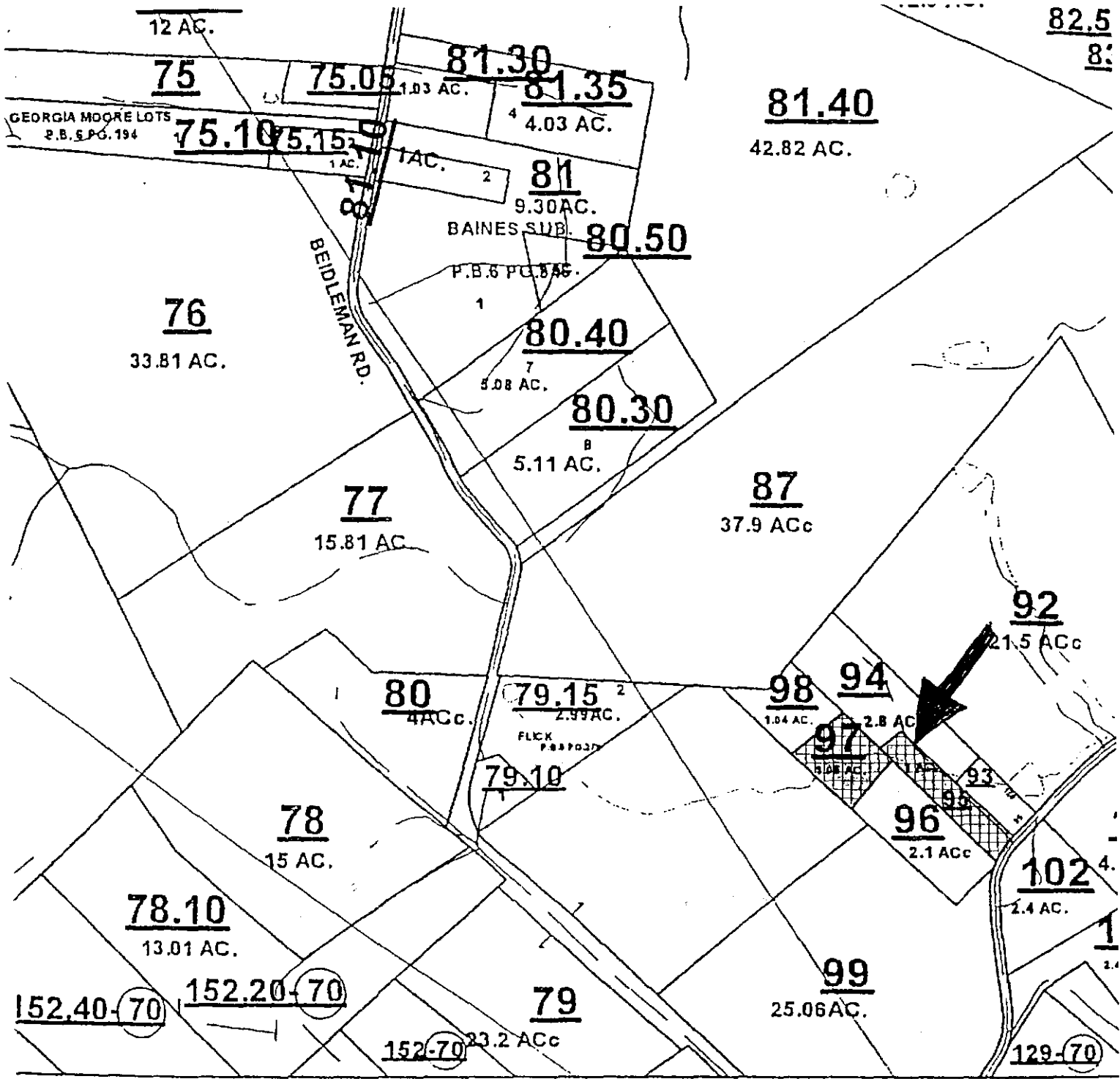
Mr. Chad Wallace, attorney, was present to represent the case.

Neighborhood Opposition:

None present.

Sullivan County Regional Planning Commission Action: January 21, 2003 – all 9 members were present	
Approval: Peterson, Settle (8 ye: unanimously passed)	
Denial:	Reason for denial:
Defer:	Reason for denial:

Sullivan County Board of County Commissioners Action: -	
Approval: 02-17-03	
Denial:	Reason for denial:
Defer:	Reason for denial:



Sullivan County

PROPERTY

ORIGINAL MAP 5

PETITION TO SULLIVAN COUNTY FOR REZONING # 12/02/05

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

Property Owner Jimmy D. Anderson
Address 2128 Ramoth Rd
Hgt. Ln 37660
Phone 288-6815 Date of Request 12-13-02
Property Located in 11th Civil District
Jimmy D. Anderson
Signature of Applicant

OFFICE USE ONLY

Meeting Date 1-16-03 Time 7:00 P.M.
Place 2nd Floor
City Hall
Planning Commission Approved _____
Denied _____
County Commission Approved _____
Denied _____
Other WITHDRAWN BY APPLICANT
Final Action Date 02-17-03

PROPERTY IDENTIFICATION

Tax Map 31A Group C Parcel 10.10
Zoning Map 6 Zoning District PBD Proposed District B-3
(2029)
Property Location Blossingdale Rd / Sunny Lane

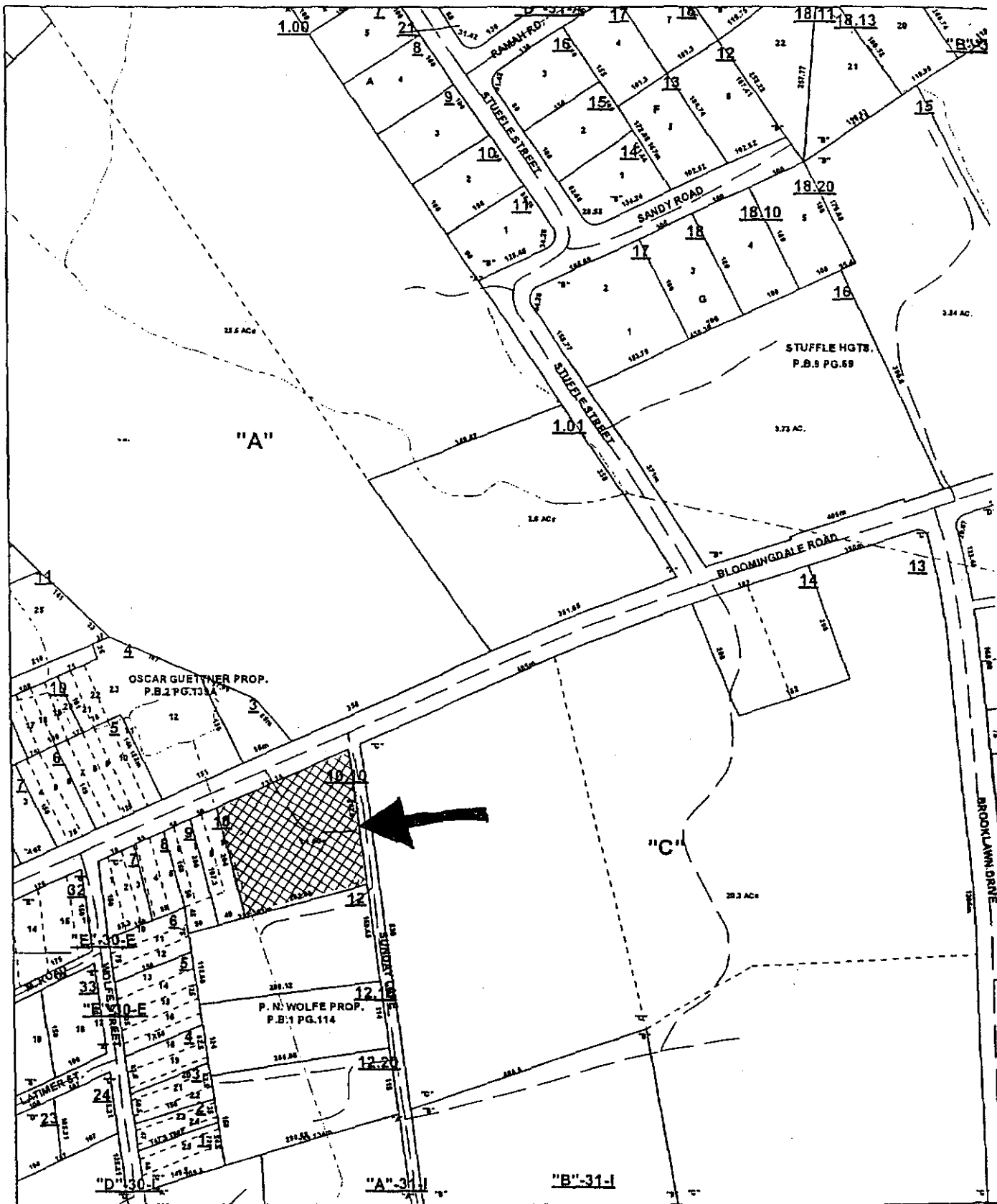
Purpose of Rezoning Is be consistent with other
Commercial zoning in that area

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 13th day of Dec, 2002.

Jimmy D. Anderson
Debbie K. Deuser
Notary Public

My Commission Expires: 12-20-03



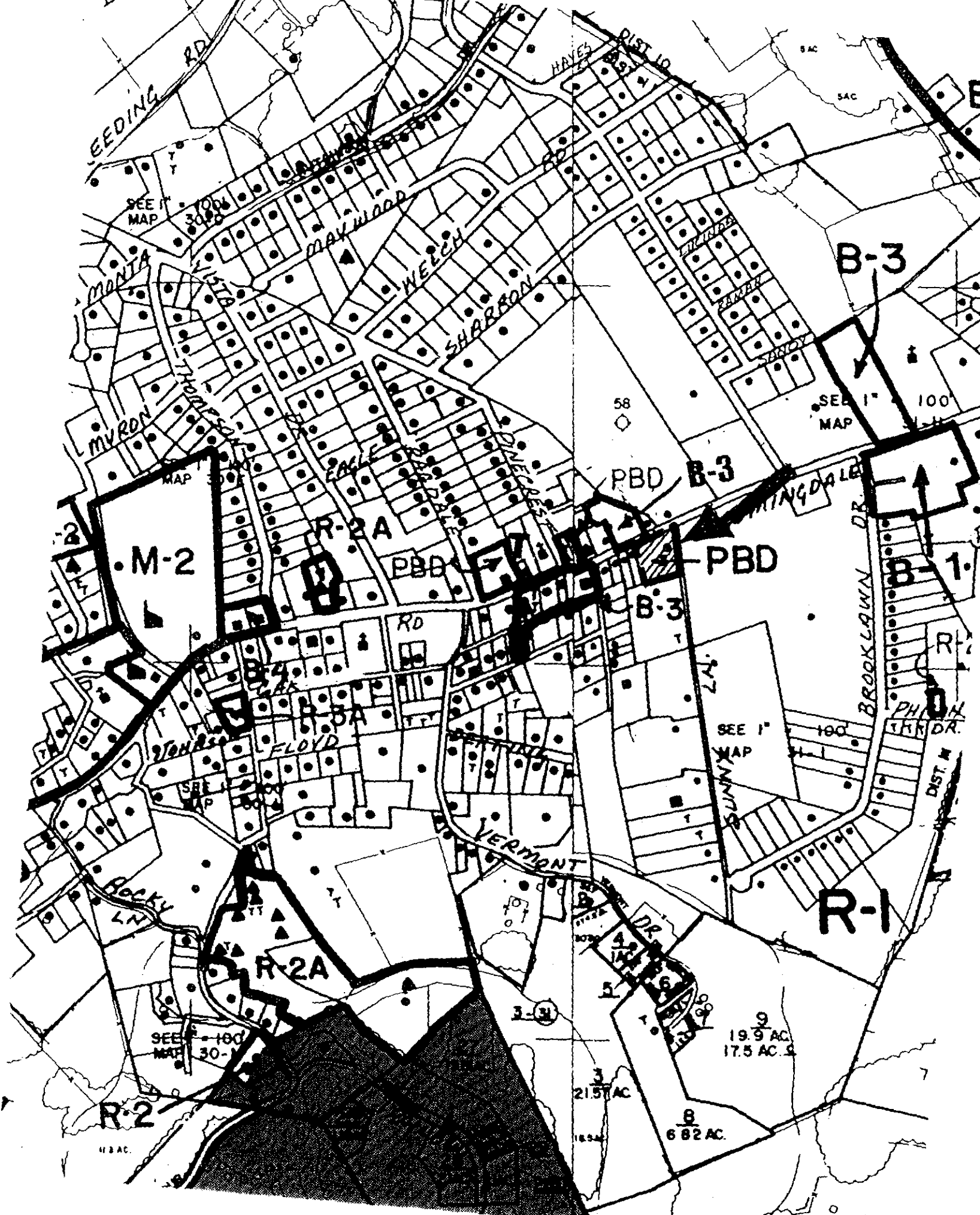
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<http://www.crsdata.net>

print date: 07/13/2000

Sullivan Co

ORIGI



B-3

PBD B-3

PBD

B-3

B-1

R-1

M-2

R-2A

R-2A

R-2A

R-2

EEDING RD

SEE 1" MAP

3700

3000

MAYWOOD

WELCH

SHARROD

DIST 10

58

SEE 1" MAP

100

MAP 3000

EAGLE

PBD

Rd

SEE 1" MAP

100

SEE 1" MAP

60

FLOYD

VERMONT

SEE 1" MAP

100

ROCKY LN

SEE 1" MAP

100

30-1

3-31

21.5 AC

19.9 AC
17.5 AC

6.82 AC

20 11/05/97
Appeal 1/22/98

PETITION TO SULLIVAN COUNTY FOR REZONING

A request for rezoning is made by the person named below ; said request to go before the Sullivan County Planning Commission for consideration to the County Commission.

Office Use Only

Property Owner Richard Bridwell

Address 578 Parkins house Rd.
Kingsport TN, 37660

Meeting Date 12-16-97 Time 7:00p

Place 2nd Floor Court Room

Phone 288-5602 Date of Request 11-5-97

Property located in 6th District

Planning Commission Approved Denied 12-

Richard H. Bridwell
Signature of Applicant

County Commission Approved
3-16-98 Pat Hubbard Denied

Other changed for vote
04/20/98 C/C approved Reg
Final Action Date 2-16-98

PROPERTY IDENTIFICATION COUNTY COMM. DENIED REQUEST
BY ROLL CALL VOTE 02-17-03
7AYE, 15 NAY, 2ABSENT

Tax Map 17 Group Parcel 26.00

Zoning Map 8 Zoning District A-1 Proposed District R-3

Property Location Wroke Lane 1/2 Satture Lane

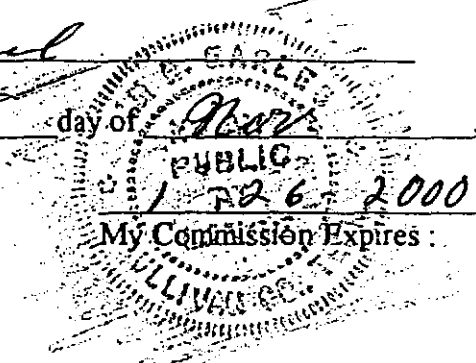
Purpose of Rezoning For a mobile home park (expansion)

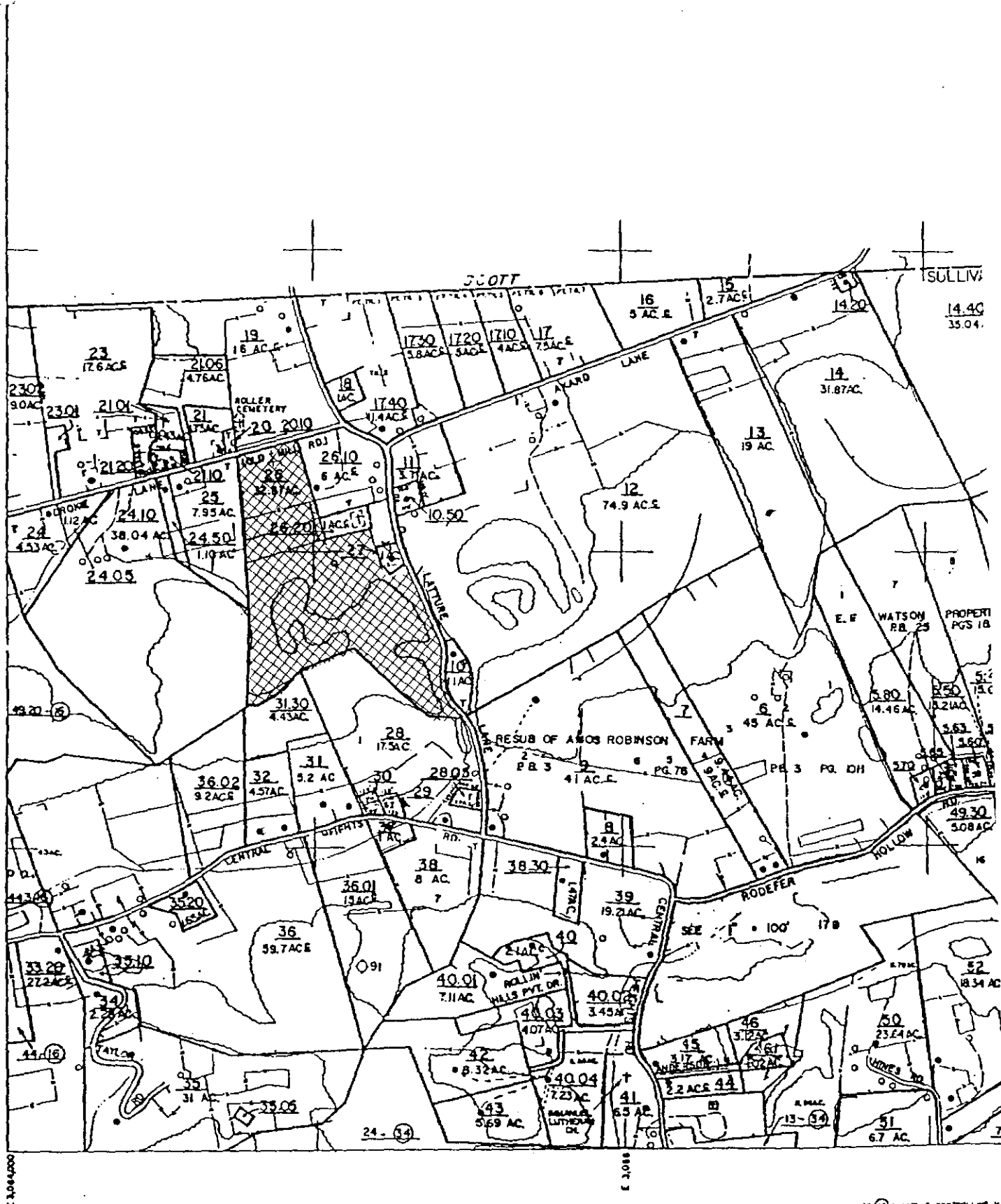
The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Richard H. Bridwell

Sworn to and subscribed before me this 5 day of April, 1997

Erin H. Earles
Notary Public





E 3084000

3 2013

UNITED AERIAL MAPPING
SAN ANTONIO, TEXAS

- 1 PARCEL NUMBER
- 2 PARCEL HOOD
- 3 INTERIOR TRACT LINE
- 4 DISTRICT LINE
- 5 SUBD. LOT NO.
- 6 PARCEL OUTLINE
- 7 720 AC TOTAL ACERAGE
- 8 (C) PARCEL & CONTROLLING MAP IMPROVEMENT
- 9 FENCE
- 10 CHURCH
- 11 SCHOOL
- 12 WOODS AREA
- 13 POSE

**Sullivan County
Regional Planning Commission
Staff Comments – December 17, 2002**

AGENDA ITEM G #2 – New Business

Minor Text Change to the Zoning Resolution regarding definitions of accessory uses, accessory structures and mobile home:

DEFINITIONS:

202. **Accessory Use or Accessory Structure:** Any use or structure in any zoning district, which meets the criteria set below. *(tentative effective date - amended 02-17-03)*

A. **Accessory Use:** A use that is customary with, necessary, incidental and subordinate to the main use of the property and located on the same lot as the main use;

B. **Accessory Structure:** A structure that is customarily designed and used as an accessory use, **excluding** mobile/manufactured homes, tractor trailers, car trailers, buses, recreational vehicles, any other types of vehicles and the like.

238. **Mobile Home.** A trailer house not less than 32 feet in body length designed for long term residential occupancy and containing a flush toilet, a tub or shower bath, and kitchen facilities with water supply, electrical supply and sewage disposal connected to outside system. *(amended 02 17 03)*. A mobile home for the purpose of this ordinance does not include a mobile unit to be used in conjunction with a commercial or industrial activity.

Sullivan County Regional Planning Commission Action: December 17, 2002 – 7 of 9 members present	
Approval: Selby, King – motion passed unanimously – 6 Yes	
Denial:	Reason for denial:
Defer:	Reason for deferral:

Bristol Regional Planning Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:

Kingsport Regional Planning Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:

Sullivan County Commission Action: (1 st reading waived, 2 nd reading and public hearing)	
Approval: 02-17-03 Roll Call Vote 20 Aye, 2 Nay	
Denial:	Reason for denial:
Defer:	Reason for deferral:



CITY OF BRISTOL TENNESSEE

104 Eighth Street
Bristol, Tennessee 37620



Trish Bane - Mayor
John S. Gaines - Vice Mayor
Kelly Graham - Councilman
Sue Ojanca - Councilwoman
David Shumaker - Councilman

Tony Massey - City Manager

Post-it® Fax Note	7671	Date	# of pages ▶
To	Amber Torbett	From	Hakim Merrill
Co./Dept.	Sullivan County	Co.	
Phone #	279-2603	Phone #	989-5564
Fax #	279-2886	Fax #	989-5717

Mailing Address:
P. O. Box 1189
Bristol, TN 37621-1189
Telephone 423/989-5500
Fax 423/989-5717

Facsimile Transmission

January 29, 2003

TO: Amber Torbett
Director of Planning and Zoning
Sullivan County Land Use Office

FROM: Hakim Merrill *Hakim*
Land Use Planner

SUBJECT: Bristol Tennessee Planning Commission Action on Text Amendment for the Sullivan County Zoning Resolution Amendment - *Article II, Section 202 & 238*.
January 27, 2003

At the Bristol Tennessee Regional Planning Commission meeting, January 27, 2003, the Commission unanimously voted in favor of the request by the Sullivan County Zoning Resolution Amendment for the text amendment of *Article II, Section 202, accessory Use or Accessory Structure and Section 238, Mobile Home* definition respectively.

The previous definitions defined Accessory Use and Accessory Structure as: "A use or structure incidental and subordinate to the main use of the property and located on the same lot as the main use."

The new definition separates activity and structure by giving a definition for Accessory Use and a definition for Accessory Structure. An Accessory Use defined as "A use that is necessary with, customary, incidental and subordinate to the main use of the property and located on the same lot as the main use." An Accessory Structure is defined as: "A structure that is customarily designed and used as an accessory use; excluding mobile/manufactured homes, tractor trailers, cars trailers, buses, recreational vehicles, any other types of vehicles and the like."

W. W. W. W.

Agenda Item: Sullivan County Zoning Resolution Amendment - Definitions

Background: Sullivan County's Planning Department is requesting Planning Commission approval on two definition amendments to their Zoning Resolution, specifically to Article II - *Definitions of Terms Used in Ordinance*, Section 202 and 238. These are clarifications to Sections 202 - Accessory Use or Accessory Structure and to Section 238 - Mobile Home definitions respectively. This is at the request of Judge Ladd due to a recent case under litigation in his court.

Analysis: The previous definitions defined Accessory Use and Accessory Structure as: "A use or structure incidental and subordinate to the main use of the property and located on the same lot as the main use."

The new definition separates activity and structure by giving a definition for Accessory Use and a definition for Accessory Structure.

An Accessory Use is defined as: "A use that is necessary with, customary, incidental and subordinate to the main use of the property and located on the same lot as the main use."

An Accessory Structure is defined as: "A structure that is customarily designed and used as an accessory use; excluding mobile/manufactured homes, tractor trailers, car trailers, buses, recreational vehicles, any other types of vehicles and the like."

Additionally the definition for Mobile Home is to be amended to the following: A trailer house not less than 32 feet in body length designed for long term residential occupancy. A mobile home for the purpose of this ordinance does not include a mobile unit to be used in conjunction with a commercial or industrial activity.

The old version included the following text: A trailer house not less than 32 feet in body length designed for long term residential occupancy ~~and containing a flush toilet, a tub or shower, bath, and kitchen facilities with water supply, electrical supply and sewage disposal connected to outside water.~~ A mobile home for the purpose of this ordinance does not include a mobile unit to be used in conjunction with a commercial or industrial activity.

Recommendation: Staff favorably recommends this amendment to the Zoning Resolution for Sullivan County and requests the Planning Commission send a favorable recommendation to the Sullivan County Planning Commission.

Bristol

Additionally the definition for Mobile Home is to be amended to the following: A trailer house not less than 32 (thirty-two) feet in body length designed for long term residential occupancy. A mobile home for the purpose of this ordinance does not include a mobile unit to be used in conjunction with a commercial or industrial activity. The old version included the following text: A trailer house not less than 32 (thirty-two) feet in body length designed for long term residential occupancy and containing a flush toilet a tub or shower bath and kitchen facilities with water supply, electrical supply and sewage disposal connected to outside system. A mobile home for the purpose of this ordinance does not include a mobile unit to be used in conjunction with a commercial or industrial activity.

staff
yes -

Therefore, the Bristol Tennessee Regional Planning Commission recommends that this request be given a favorable recommendation to the Sullivan County Commission.

Attached is a copy of agenda item. If you have any questions regarding this matter please contact me at (423) 989-5564.

cc: Stanley Harrison - Tennessee State Planning Office

BE. PC - unanimously - all members present

MINUTES OF THE SULLIVAN COUNTY PLANNING COMMISSION

The regular meeting of the Sullivan County Planning Commission was held on Tuesday January 21, 2003 at 7:00p.m., at the Courthouse in Blountville, Tennessee.

A. Members Present:

Harry Boggs, Chairman
Mark Selby, Vice Chairman
Roy Settle
Ken Bronner
Gordon Peterson
Cathy Mullins
Gil Hodges
James "Buddy" King
Jack Dutton

Members absent:

NONE

Staff Representatives:

David Moore, Local Planning
Ambre Torbett, Sullivan County Planner
Tim Earles, Sullivan County Building Commissioner
Richard Henry, Secretary Sullivan County Planning Commission

The meeting was called to order at 7:02p.m. by the chairman with a quorum present.

B. Approval of December 17, 2002 Minutes

The minutes from the December 17, 2002 meeting were reviewed. Motion made by Hodges to accept the minutes as presented, seconded by Settle. Motion to accept the minutes passed unanimously.

C. Public Hearing – Amending Subdivision Regulations

ARTICLE III, SECTION A, # 5

- d. *Exceptions – In the case of any subdivision plan request along an existing publicly maintained roadway, additional right-of-way dedication may be waived by the Planning Commission subject to the following satisfied conditions:*
 - i. *The minimum public right-of-way for two-way driving is dedicated or previously deeded to the public (city, county, state, federal government), subject to the pavement width standards of ARTICLE IV, Section A. #5, to ensure safety for on-coming traffic, emergency access, garbage collection, public access, utility service, and the like; and*

- ii. *Adequate roadway shoulder widths are included within the rights-of-way for maintenance of the ditches, culverts, tiles and other stormwater management systems; and*
- iii. *The property requested for approval is not located within an Urban Growth Boundary as designated on the official PC1101 Growth Plan Map; and*
- iv. *The property requested for approval is located along an existing public road wherein substantial development has already occurred making it impractical for roadway widening and where no immediate plans are scheduled to widen the roadway; and*
- v. *In the opinion of the Highway Commissioner and/or applicable Metropolitan Transportation Planning Organization, the proposed subdivision of property would not further burden the transportation system and/or there has not been evidence of a traffic hazard on that existing roadway.*

ARTICLE III, SECTION C,

4. Building Setback Lines

The minimum depth of building setback lines from the street right-of-way line shall not be less than that required by the county zoning resolution in effect at the time of said proposed subdivision.

ARTICLE IV, SECTION B

- 1. *All requirements have been constructed in a satisfactory manner and approved by the County Highway Commissioner and the Planning Director and/or the Planning Commission of Sullivan County.*
- 3. *Performance bonds may only be allowed for the topcoat-paving surface only. All other utilities, stormwater systems, erosion and sedimentation controls and soil stabilization, back-filling, grading, roadway construction with base paving, etc., shall be constructed according to the approved plans for the safety, health, and welfare of the public. Under no circumstances shall a plat be approved for final acceptance if the above minimum requirements are not completed and/or a bond is set for the remaining work. Lots cannot be transferred or conveyed to any individual and building permits shall not be issued if the lots are not accessible and lack the required improvements for the welfare of the lot owner.*

Motion was made by Bronner and a second by Settle to approve the bond. The motion to approve the bond passed unanimously.

D. Rezoning Requests

(1) File No. 12/02/01 Margaret Tester

Reclassify R-1 property at 272 Tester Hollow Road to R-2. Property ID: No. Tax map 124, Parcel 53.00 located in the 9th Civil District.

Mrs. Tester was present and spoke on behalf of the rezoning request. There was no opposition to the rezoning.

Staff Comments:

This parcel is approximately .71 of an acre and has one existing legal but non-conforming single wide on the property and one singlewide that has recently been located on the site. In order for the second singlewide home to be legal the property has to be rezoned to R-2 and then an approved subdivision plat has to be recorded. Staff recommends in favor of this rezoning request as the land uses are compatible with the neighborhood and there is a trend for rezonings to occur from R-1 to R-2 in order to accommodate the needs of the residents in that area. Staff recommends in favor of this rezoning application.

Motion was made by Hodges and a second by King to approve the rezoning. The motion to approve the rezoning passed unanimously.

(2) File No. 12/02/02 David Crussell

Reclassify R-3 property at the corner of New Beason Well Road and Tate Road to B-3 Property ID. No. Tax map 31-N, Group F, Parcel 31.00 located in the 10th Civil District.

Rick Millsap was present and spoke on behalf of Mr. Crussell. He stated that he was going to purchase the property from Mr. Crussell on the condition that the property would be rezoned.

No one was present in opposition.

Staff Comments:

This parcel is approximately 8.58 acres and is a parcel hook to the larger remaining residential tract. The road frontage on New Beason Well Road has been requested for B-3. This portion is approximately .62 of an acre. Staff recommends in favor of this rezoning request as similar zones or higher are all ready established in the immediate area, buffering will be required along all residential boundaries, and adequate public utilities and infrastructure is in place to support this commercial district. Please note, if approved a site plan must be submitted to staff showing all structures, parking, signage, drainage, access control, buffering and setbacks of 30 feet all around. Staff recommends in favor of this rezoning application.

Motion was made by Bronner and a second by King to approve the rezoning. The motion to approve the rezoning passed unanimously.

(3) File No. 12/02/04 David Sharpe

Reclassify B-3 property at 696 Emmett Road to A-1. Property ID. No. Tax map 55, Parcel 97.00 & 95.00 located in the 1st Civil District.

Chad Wallace was present as an attorney representing Mr. Sharpe.

No one was present in opposition.

Staff Comments:

This request is for two parcels to be rezoned back to A-1 in order to comply with a court approved settlement agreements between the neighbors and the property owner. The court records can be best explained by the county attorney.

Staff recommends in favor of this rezoning application, as the surrounding zoning is the same, the area is within the rural area, it would limit future sprawling of businesses out in a rural area, as opposed to more urban areas, and this request is to comply with the court agreement.

Motion was made by Peterson and a second by Settle to approve the rezoning. The motion to approve the rezoning passed unanimously.

E. Subdivisions**(1) Nate Brown, Preliminary**

No one was present as a representative or in opposition to the subdivision.

Staff Comments:

This request is for re-approval of the preliminary construction plans for this 12-lot subdivision. Once approved, the developer has one year to complete construction for final approval unless an extension is secured by the county. All infrastructure and drainage plans shall be approved and inspected by the county highway department, utility agencies and the TDEC local environmental assistance office. Please secure a General Construction Permit from the TDEC local office to ensure erosion and sediment controls will be in place during the construction project. A copy of the notice of coverage from TDEC shall be forwarded to the county planning department for the record.

Motion was made by Hodges and a second by King to approve preliminary subdivision. The motion to approve the preliminary subdivision passed unanimously.

(2) John D. Weaver, Final

Ron Ramsey was present as a representative for the subdivision.

Staff Comments:

This plat reflects the sale of the lots from a recent auction. The preliminary plan was approved last November. A minor adjustment to one property line was made. The plat reflects all necessary signatures. Staff recommends approval of plat for recordation.

Motion was made by Bronner and a second by King to approve the subdivision. The motion to approve the final subdivision passed unanimously.

(3) Steadman Property, Preliminary & Final

A representative was present for the subdivision.

Staff Comments:

According to the county records these structures were placed on the property prior to zoning; therefore they would be allowed to remain even if the land was subdivided. By having one dwelling per lot conforms more to county code because two or more singlewide mobile homes by definition is a mobile home park. The property is zone R-1 and maybe needs to be rezoned to R-2; however these are legal but non-conforming structures that could remain and replaced in the future subject to Section 501 of the zoning code. Staff recommends approval of this 3-lot subdivision as all applicable signatures have been secured. The septic systems are also grandfathered in.

Motion was made by King and a second by Settle to approve the subdivision. The motion to approve the final subdivision passed unanimously.

(4) Hicks "RV" Campground, Site Plan

Tony Holbrook was present as a representative for Mr. Hicks.

Staff Comments:

According to our county records there appears to be a long history of activity and interest to these properties however substantial improvements and permanent facilities are currently being constructed. These permanent campground facilities require approval from the county planning commission prior to public use. Below is a summary of the background history of these properties as best as can be collected from county records. A copy of the boundary survey and sketches of new facilities has been provided by the landowner. However, a complete master site plan has not been compiled as to date. The site plan must be prepared subject to all county zoning code requirements.

Background Report:

On June 16, 1998 Mr. And Mrs. Hicks appeared before the Planning Commission to get their property rezoned from A-1 to B-1 in order to have a parking lot and temporary RV campground to serve race-day goers. A copy of the minutes are included in the packet. The rezoning was approved by the county commission.

The aerial TDOT photographs from 1997 do not show any evidence of permanent campground facilities on site.

On June 19, 1998, Mrs. Hicks applied for a zoning compliance permit for the approval of a bathhouse facility and the bathhouse approved. An addition to this facility was later added, permitted and approved. Recent growth in the Bristol Motor Speedway has encouraged neighboring property owners to accommodate the people during these race

weekends. Many property owners allow temporary parking and camping on the site only for race day events, which occur twice a year.

County policy does not regulate temporary campground facilities as long as they meet the definition of temporary use; however any permanent campground facilities designed for seasonal camping (as opposed to temporary) shall be subject to the provisions of Section 508 of the Zoning Resolution. The difference between temporary to serve twice a year for a weekend and permanent facilities that can accommodate light recreational uses regardless of a particular event is the issue at hand. All campgrounds that are designed for year round use may be opened to the public any time of the year for guests as long as the access controls, sewage collection systems, signage, density, buffering and setbacks can be satisfied to the minimum standards of the county code.

If the goal of the applicant is to develop his properties so that better facilities are available for his guests for any event now or in the future, and if these facilities include those required by the RV Campground zoning code, such site plan shall be first approved by the planning commission. Any extra parking during the special events can still be accommodated; however year-round campground sites must conform to the density limitations of the code.

Motion was made by Mullins and a second by Hodges to approve the use of the "RV" campground as a temporary use related to Bristol Motor Speedway activities. The motion to approve the usage passed unanimously.

(5) **Confirmation of Minor Subdivision Plats for December 2002.**

Motion made by Dutton and a second by Bronner to confirm the approval of the subdivisions. The motion passed unanimously.

F. Old Business - None

G. New Business

(1) **Bond Approval, Lewis Buckles**

Mr. Buckles was present and spoke for the bond.

Staff Comments:

Due to inclement weather as forecasted, the applicants desire to submit a bond in surety of completion of the final paving. A letter of request and a cost estimate from the paving company has been attached. The bond should be set so that the Certificate of Occupancy can be issued, the business can operate, but the applicants will be required to complete the paving according to the site plan as soon as the weather is conducive. Staff recommends the performance of all site plan requirements be satisfied no later than ninety days from now. The Planning Commission shall set the bond amount and performance bond type (cash on deposit, surety bond, or letter of credit).

A cash bond was set for \$4,200.00 for the completion of the paving required by Sullivan County to be in compliance with the zoning regulations and the site plan approval.

Motion made by Mullins and a second by Hodges to approve the cash bond. The motion passed unanimously.

- (2) Mr. Moore (State of Tennessee Local Planning Office) distributed a minor amendment to the Sullivan County Subdivision Regulations. A public hearing on this matter will be held at the next scheduled Planning Commission Meeting.
- (3) **Report of Continuing Education Hours for 2002**

Mrs. Torbett informed the committee on the class to be held on January 31. She explained the there would be continuing education hours given for attending this class.

H. Public Comments - None

I. Adjournment

With no further business, a motion was made by Hodges and a second by Boggs to adjourn the meeting at 8:48 p.m.

Richard Henry, Sullivan County Planning Commission Secretary

Rezoning Requests

QUESTIONS BEFORE THE COMMN.

1 2 4 6 7

NAMES OF COMMISSIONERS

Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye

Garth Blackburn	✓		✓	✓				✓	✓							
Linda K Brittenham	✓		✓	✓				✓	✓							
James "Mac" Brotherton	✓		✓	✓				✓	✓							
Ray Conkin	✓		✓	✓			✓		✓							
John Crawford	✓		✓	✓				✓	✓							
D.W. Ferguson	✓		✓	✓				A		A						
Clyde Groves, Jr.	✓		✓	✓					✓	✓						
Larry Hall	✓		✓	✓					✓	✓						
Ralph Harr	✓		✓	✓				✓		✓						
Joe Herron	✓		✓	✓					✓	✓						
Dennis L Houser	✓		✓	✓				A		A						
Marvin D Hyatt	✓		✓	✓					✓		✓					
Samuel C Jones	✓		P		A			✓		✓						
Elliott Kilgore	✓		✓	✓				✓		✓						
James "Buddy" King	✓		✓	✓				✓		✓						
James H King, Jr.	✓		✓	✓					✓	✓						
Wayne McConnell	A		✓	✓				✓		✓						
William H John McKamy	✓		✓	✓					✓		✓					
Randy Merrill	✓		✓	✓					✓	✓						
Howard Patrick	✓		✓	✓					✓	✓						
Jack Litgroues	✓		✓	✓					✓	✓						
Michael Surgenor	✓		✓	✓					✓	✓						
Mark Vance	✓		✓	✓					✓	✓						
Eddie Williams	✓		✓		A			✓		✓						

23 Aye 2 Aye 22 Aye 7 Aye 20 Aye
 1 Aye 2 Nay 2 Abs 1 Nay 2 Nay
 1 Abs 2 Abs 2 Abs

RESOLUTIONS ON DOCKET FOR FEBRUARY 17, 2003

RESOLUTIONS	ACTION
#1 THE SULL. CO. BOARD OF COMM. TO CONSIDER AMENDMENTS TO THE SULL. CO. ZONING RESOLUTIONS AS AMENDED	APPROVED 02-17-03
#2 AUTHORIZING THE STUDY AND DEVELOPMENT OF A CENTRAL MAINTENANCE PROGRAM FOR SULLIVAN COUNTY	APPROVED 02-17-03
#3 AMENDING POLICY ALLOWING COUNTY EMPLOYEES TO TRANSFER SICK LEAVE	WITHDRAWN 02-17-03
#4 CONFIRMING APPOINTMENTS TO THE SULL. CO. ANIMAL SHELTER COMMITTEE	APPROVED 02-17-03
#5 AUTHORIZING TRAFFIC SIGN CHANGES IN THE 4 TH AND 21 ST CIVIL DISTRICTS	APPROVED 02-17-03
#6 AUTHORIZING TRAFFIC SIGN CHANGES IN THE 9 TH CIVIL DISTRICT	APPROVED 02-17-03
#7 REAPPOINTING CARROLL CROSS TO THE BOARD OF ZONING APPEALS	APPROVED 02-17-03
#8 REQUESTING THE TENN. DEPT. OF TRANSPORTATION TO INSATLL A DECELERATION LANE IN FRONT OF EMS STATION LOCATED AT 4081 HIGHWAY 11E IN BLUFF CITY	APPROVED 02-17-03
#9 ESTABLISHING AN OFFICIAL COUNTY ARCHIVES FOR SULL. CO. AND PART-TIME POSITION TO BE KNOWN AS COUNTY ARCHIVIST	APPROVED 02-17-03
#10 TO RESALE PROPERTY ACQUIRED THROUGH DELINQUENT PROPERTY TAX SALE	APPROVED 02-17-03
#11 APPROVE EXPENDING UP TO \$365,000 FOR IMPROVEMENTS TO THE JAIL FROM PUBLIC BUILDING FUNDS	APPROVED 02-17-03
#12 AUTHORIZING BORROWING OF FUNDS NECESSARY FOR CAPITAL IMPROVEMENT PROJECTS AT THE TRI-CITIES REGIONAL AIRPORT, TN/VA	1 ST READING 02-17-03
#13 APPROVING CONCEPT OF CREATING TRI-CITIES REGIONAL AIRPORT AUTHORITY AND URGING OTHER OWNERS OF THE TRI-CITIES REG. AIRPORT TO APPROVE SUCH CONCEPT AND TO JOINTLY STUDY THE IMPLEMENTATION OF THE SAME	1 ST READING 02-17-03
#14 AUTHORIZING SUPPORT OF HOUSE BILL 0053/SENATE BILL 0105 PROVIDING FOR CONSOLIDATION OF SCHOOL SYSTEMS TO ONE LOCAL PUBLIC SCHOOL SYSTEM PER COUNTY	1 ST READING 02-17-03

QUESTIONS BEFORE THE COMMN.

No.

No.

No.

No.

No.

No.

No.

1

2

7

8

5/6

NAMES OF COMMISSIONERS

Aye

Nay

Aye

Nay

Aye

Nay

Aye

Nay

Aye

Nay

Aye

Nay

Aye

Nay

Harth Blackburn ✓

Linda Brittenham ✓

James "Mac" Brotherton ✓

Ray Conkin ✓

John Crawford ✓

O.W. Ferguson ✓

Clyde Grosselore, Jr. A ✓

Larry Hall ✓

Ralph Harr ✓

Joe Herron ✓

Dennis & Houser ✓

Merwin Hyatt ✓

Samuel C. Jones ✓

Elliott Kilgore ✓

James "Buddy" King ✓

James L. King, Jr. ✓

R. Wayne McConnell ✓

John McKamey ✓

Randy Merrill ✓

Howard Patrick ✓

Jack Litgroues ✓

Michael Surgenor ✓

Mark Vance ✓

Eddie Williams ✓

23 Aye

1 abs.

22 Aye

2 abs.

22 Aye

2 abs.

22 Aye

2 abs.

22 Aye

2 abs.

QUESTIONS BEFORE THE COMM.

No. 9 No. 10 ^{to} ~~No.~~ _{def} #11 No. 11 No. No. No. No.

NAMES OF COMMISSIONERS

Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye Nay Aye

Garth Blackburn	✓		✓		✓		✓								
Linda Bitterham	✓		✓				✓	✓							
James "Mac" Brotherton	✓		✓				✓	✓							
Ray Conkin	✓		✓				✓	✓							
John Crawford	P		✓				✓	✓							
O.W. Ferguson	A		A				A	A							
Clyde Grosbeck Jr	✓		✓		✓		✓	✓							
Larry Hall	✓		✓		✓			P							
Ralph Harz	✓		✓				✓	✓							
Joe Herron	✓		✓				✓	✓							
Dennis Houser	✓		✓				✓	✓							
Marvin Hyatt	✓		✓		✓			✓							
Samuel C Jones	✓		✓				✓	✓							
Elliott Kilgore	✓		✓				✓	✓							
James "Buddy" King	✓		✓				✓	✓							
James L. King, Jr.	A		A		11		A								
R Wayne McConnell	✓		✓				✓	✓							
John McKamey	✓		✓		✓			✓							
Randy Merrill	✓		✓				✓	✓							
Howard Patrice	✓		✓		A		A								
Jack Sitgraves	✓		✓				✓	✓							
Michael Surgemor	P		✓		✓			✓							
Mark Vance	✓		✓				✓	✓							
Eddie Williams	✓		✓				✓	✓							

20 Aye 20 Aye 6 Aye 16 Aye
 2 Pass 2 Abs 15 Aye 4 Pass
 2 Abs 3 Abs 1 Pass

Sullivan County, Tennessee
Board of County Commissioners

Item 1
No. 2003-02-00

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION Authorizing the Board of County Commissioners to Consider Amendments to the Sullivan County Zoning Resolution

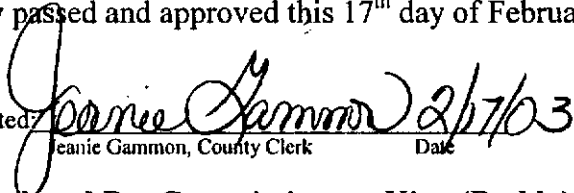
WHEREAS, the attached rezoning petitions have been duly initiated; have been before the Planning Commission (recommendations enclosed); and have received a public hearing as required; and,

WHEREAS, such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby 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 exists.

Duly passed and approved this 17th day of February 2003.

Attested:  2/17/03
Jeanie Gammon, County Clerk Date

Approved:  2/17/03
Richard S. Venable, County Executive Date

**Introduced By: Commissioner: King (Buddy)
Seconded By: Commissioner(s): Ferguson**

2003-02-00	Administrative	Budget	Executive	County Commission
ACTION				APPROVED 02-17-03 23 AYE, 1 ABSENT

Comments: Motion made by Comm. Buddy King and seconded by Comm. Ferguson to approve.

Sullivan County, Tennessee
Board of County Commissioners

Item 2

Budget Committee
P-No. 2003-01-04

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of January 2003.

RESOLUTION Authorizing the Study and Development of a Central Maintenance Program for Sullivan County

WHEREAS, the various departments of Sullivan County operate a considerable fleet of vehicles and heavy equipment and the maintenance on this equipment is primarily conducted by County employees at various shops operated by several departments; and,

WHEREAS, likewise various departments of Sullivan County perform building maintenance over the many buildings owned and occupied by the County; and,

WHEREAS, in addition to the maintenance programs performed by county employees other work is contracted out to independent shops and contractors.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve the County Executive appointing a study committee to review and inventory the various resources presently provided for the different maintenance programs over county vehicles, equipment, and buildings. The County Executive shall provide the support for this Committee to complete a study of the possible applications of the available resources and other potential resources necessary to consolidate efforts where feasible to provide a more effective maintenance program for the various operations of Sullivan County Government. The recommendations of this committee shall be brought back before this body no later than the 60 days after passage.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this 17th day of February 2003.

Attested: Jeanie Gammon 2/19/03 Approved: Richard S. Venable 2/17/03
Jeanie Gammon, County Clerk Date Richard S. Venable, County Executive Date

Introduced By Commissioner: Herron
Seconded By Commissioner(s): Crawford

2003-01-04	Administrative	Budget	Executive	County Commission
ACTION	Approved 1-6-03		-	Approved 02-17-03

Comments: 1st Reading 01-21-03; 22Aye, 2 Absent

Sullivan County, Tennessee
Board of County Commissioners

3
Item ~~10~~
Executive Committee
P-No. 2003-01-08

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of January 2003.

RESOLUTION Amending Policy Allowing County Employees to Transfer Sick Leave

WHEREAS, in November 2000, the Sullivan County Commission approved Resolution No. 2000-08-111 allowing active county employees with accrued sick leave to transfer sick leave to another county employee; and,

WHEREAS, at that time, the Sullivan County School Department was excluded from the policy; and,

WHEREAS, a request has been made to the County Executive by the Sullivan School Department to amend the policy to include school department employees;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves amending the Policy for County Employee Sick Leave Transfer to read as follows:

Any active county employee with accrued sick leave may transfer to another county employee up to 80 hours of sick leave; written approval is required from the department head of the employee offering the transfer, as well as, the department head of the employee receiving the transfer.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this _____ day of _____ 2003.

Attested: _____
Jeanie Gammon, County Clerk Date

Approved: _____
Richard S. Venable, County Executive Date

Introduced By Commissioner: Hall
Seconded By Commissioner(s): Brotherton

at

2003-01-08	Administrative	Budget	Executive	County Commission
ACTION				

Comments: 1st Reading 01-21-03; Withdrawn 02-17-03.

PROPOSED AMENDMENT

January 2003 – Item 10

P-No. 2003-01-08

Amendment No. 1

Titled: Amending Policy Allowing County Employees to Transfer Sick Leave

Amend as Follows: (change indented paragraph under THEREFORE BE IT RESOLVED to)

Any active county employee with accrued sick leave may transfer to another county employee up to an equivalent of two work weeks, day for day, of sick leave; written approval is required from the department head of the employee offering the transfer, as well as, the department head of the employee receiving the transfer.

Introduced By: Hall

Seconded By: Brotherton

Date Submitted: 11-17-03

Commission Action: 1st Reading 01-21-03;

Sullivan County, Tennessee
Board of County Commissioners

Item 4
Administrative Committee
No. 2003-01-09

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of January 2003.

RESOLUTION Confirming Appointments to the Sullivan County Animal Shelter Committee

WHEREAS, three current members of the Sullivan County Animal Shelter, Regina Isenburg, Edna Hebb, and Belinda Whitaker, have resigned their positions on such committee; and,

WHEREAS, as stated in Resolution 2001-11-112 approve by the County Commission in November 2001, the Sullivan County Animal Shelter Committee shall be comprised of five citizens and one veterinarian to be appointed on staggered three year terms; one County Commissioner whose term shall be co-terminus with his/her term on the County Commission; the Sheriff or his designee whose term shall be permanent; and the Director of the Sullivan County Animal Shelter whose term shall be permanent.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby confirms the County Executive's appointment of the following persons to serve as members of the Sullivan County Animal Shelter Committee, term to expire as noted below:

Virginia M. Mowell, 6844 Lone Star Rd., Kingsport, TN 37660
~~Lora Johnson~~ September 2005

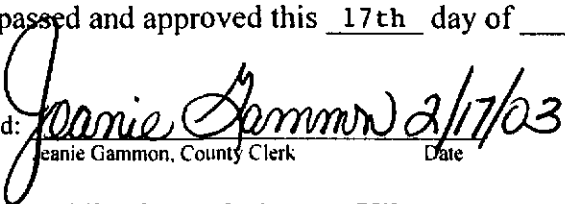
~~111 Rosebud Lane, Gray, TN 37615~~


Regina Isenburg, 613 Foothills Rd., Kingsport, TN 37663
~~Martha Coutinho~~ September 2005

~~2305 Nave Drive, Johnson City, TN 37601~~

Traci Harris September 2006
217 Greenway Road, Bristol, TN 37620

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this 17th day of February 2003.

Attested:  2/17/03
Jeanie Gammon, County Clerk Date

Approved:  2/17/03
Richard S. Venable, County Executive Date

Introduced By Commissioner: Kilgore
Seconded By Commissioner(s): King (Buddy)

2003-01-09	Administrative	Budget	Executive	County Commission
ACTION	Deferred 2-3-03	Approved 2-6-03	Deferred 2-5-03	Approved 02-13-03 Voice Vote

Comments: 1st Reading 01-21-03; Name corrections & addresses added 2-3-03
Amended as above by Sponsor; Amendment approved 02-13-03 by Voice Vote.

Adm # 1 Key 4
App.

Virginia M. Mowell
6844 Lone Star Road
Kingsport, Tennessee 37660

(423) 349-3080
(423) 348-7990

PROFESSIONAL EXPERIENCE

11/2000 – Present **Avon Distributor/**
04/1999 – Present **Summer Tan**
Kingsport, Tennessee
Business Owner

Summary of Experience: Establish a local clientele for a body tanning service, schedule customer appointments, inventory replenishment, building and tanning equipment maintenance, and Tennessee State Health Department safety regulations and guidelines for tanning procedures. Avon distributing is a small business supplement.

01/1999 – Present **Conkin Transport, Incorporated**
Kingsport, Tennessee
School Bus Driver

Summary of Experience: Transporting children, twice daily, to and from elementary and middle school, Monday through Friday of each week while school is in attendance. A license with CDL classification is required for this position.

07/1998 – 11/1998 **ISS Mall Services, Incorporated**
Johnson City, Tennessee
Assistant Project Manager

Summary of Experience: Supervision of a staff consisting of approximately eight employees each shift. Responsible for all housekeeping and equipment maintenance operations to ensure The Mall at Johnson City was properly cleaned and ready for opening each day. Training new employees and delegating most tasks to staff members by using motivational techniques and a willingness to work with the employees.

05/1994 – 07/1998 **Ridgefield's Country Club**
Kingsport, Tennessee
Supervision

Summary of Experience: Initially an entry-level employee earning advancement to the status of supervision of several different departments. Responsibilities included interviewing, training, and inventory, maintaining an hourly wage budget, supervision of the pool area, the wait, and the banquet staffs.

Virginia M. Mowell
6844 Lone Star Road
Kingsport, Tennessee 37660

(423) 349-3080
(423) 348-7990

Page two

VOLUNTEER EXPERIENCE

10/1990 – 12/2001 **Greater Kingsport Humane Society**
Hawkins County Humane Society

Summary of Experience: An on call basis position responding to suspected animal cruelty reports by visiting the suspects at the animals place of dwelling. Results are usually favorable after educating the animal's owner on proper care. When necessary legal action is invoked. Training new volunteer investigators. Composed guidelines for a Cruelty Program, initiated, trained, and supervised volunteers for the Cruelty Program in correlation with the Hawkins County Sheriff Department the program became effective in April, 2000.

2000 - Emergency Animal Rescue Service (E. A. R. S.) certified for disaster rescue. When a disaster occurs, natural or otherwise, rescuing distressed animals, which become victims in disaster circumstances. Administering first aid, food, foster care and transportation for the wounded.

EDUCATION

1998 – Certification, Tennessee State Board for Vocational Training, Dobyns Bennett Adult Educational Training, Kingsport, Tennessee. Supervision I, II, & III.

2000 – Emergency Animal Rescue Service (E. A. R. S.), North Carolina State University, Charlotte, North Carolina, national disaster area rescue certification.

REFERENCES

Page Booher, Sullivan County Department of Education, Clerical: 221 Stadium Drive
Kingsport, Tennessee 37664, (423) 245-4061

Tammy Carr, ISS Mall Services Incorporated, Projects Manager: 528 Preakness Court
Kingsport, Tennessee 37660 (423) 349-4344

Connie Morrison, E-Z Pay Auto Sales, Owner: 3109 Gale Mont Drive Kingsport, Tennessee
37660, (423) 349-6549

**Regina Isenberg
613 Foothills Road
Kingsport, Tennessee 37663**

Residence:

Regina Isenberg is a native of Germany. She moved to Sullivan County with her late husband in 1964.

Education:

Religious Education Certificate

Childhood Workshops E.T.S.U.

Graduated Kaufmanische Berufsschule Business School
Munich, Germany.

Community Activities:

Regina has been involved in a variety of activities within this community. She served in Sullivan County on the Ulster Project, a program encouraging cooperation between Catholics and Protestants in Northern Ireland. In this position, she gave presentations to community and civic groups in order to convey the projects mission as well as raise funds. She has worked as a volunteer cook for the Salvation Army in Kingsport. In recent years, she has been involved in jail ministries in the area. She was also active in the Boy Scouts.

Religion:

Regina places a high value on her Church. She has been an active member of Saint Dominic's Catholic Church in Kingsport for 34 years. As a member, she has taken part in numerous activities including the Parish Council.

Family:

Regina has been a widow since 1978. After the death of her husband John B. Isenberg, Regina raised their three sons alone. Her son Thomas died in 1994. Her two remaining sons, Eric and Walter now live in Knoxville.

Personal:

Regina Isenberg has a number of hobbies and activities. She enjoys traveling and hiking. She also enjoys her five cats and her dog. She has been active in gathering supplies for local animal shelters as well as finding homes for stray and unwanted animals. In addition to her own animals, she also takes care of her neighbors' animals while they are away.

Regina Isenberg, President

Humane Society of Greater Sullivan County



P.O. Box 654
Blountville, TN 37617
(423) 239-5237

Traci Church Harris

Address:

217 Greenway Rd.
Bristol, TN 37620
(423) 652-0378
tharris@k12k.com

EDUCATION

EAST TENNESSEE STATE UNIVERSITY

Johnson City, TN

Master of Education, May 2000

Concentration: Special Education / Comprehensive and Modified

EAST TENNESSEE STATE UNIVERSITY

Johnson City, TN

Bachelor of Arts, August 1996

Major: Political Science (Pre-Law)

Minor: History

HONORS

Honor Society of Phi Kappa Phi

Educational Honor Society of Kappa Delta Pi

PROFESSIONAL ACTIVITIES

* National Education Association (NEA)

* Tennessee Education Association (TEA)

* Council for Exceptional Children (CEC)

* Project Companion Animals and Pupils (CAP): Interventions
with students with disabilities (a grant funded research project)
Assistant Interventionist

Undergraduate Activities

* Newswriter and Photographer for the East Tennessean,
the newspaper for East Tennessee State University

* Pre- Law Society

EMPLOYMENT

Kingsport City Schools Kingsport, TN

Special education teacher

Washington Elementary School

8/01-present

* *Special education department chair*

8/02-present

Lincoln Elementary School

8/00-8/01

Sullivan County, Tennessee
Board of County Commissioners

Item 5
Executive Committee
No. 2003-02-11

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION Authorizing Traffic Sign Changes in the 4th & 21st Civil Districts

WHEREAS, the Sullivan County Highway Department has recommended the following traffic sign changes be made in the 4th Civil District.

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

1) 4th Civil District

To place a 25 MPH Speed Limit sign at Linda's Way off Broyles Lane.
Request made by Garth Blackburn.

2) 4th Civil District & 21st Civil District

To place 25 MPH Speed Limit signs at Springfield Drive, Skyland Drive, Norwood Drive, Glendor Drive, Beechwood Circle, Mayfield Drive.
All located in Springfield Acres Subdivision.
Request made by Garth Blackburn.

(Both located in the 4th Commission District)

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

Duly passed and approved this 17th day of February 2002, 2003

Attested: Jeanie Gammon 2/17/03 Approved: Richard S. Venable 2/17/03
Jeanie F. Gammon, County Clerk Date Richard S. Venable, County Executive Date

Introduced By Commissioner: Blackburn

Seconded By Commissioner(s): Brittenham, Houser

alt

2003-02-11	Administrative	Budget	Executive	County Commission
ACTION	Approved 2-3-03		Approved 2-5-03	Approved 02-13-03

22 Aye, 2 Absent

Comments:

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Highways

(423) 279-2820
FAX (423) 279-2876

January 27, 2003

COMMISSIONERS: Garth Blackburn
Linda Brittenham
Dennis Houser

Dear Commissioners:

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

To place a 25 MPH SPEED LIMIT sign at Linda's Way off Broyles Lane.

Request made by Garth Blackburn.

This is in the 4th Civil District.

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

Sincerely,



Rufus Cooper
Traffic Coordinator

RC/jb

c: Angela Taylor

4th Commission
District

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Highways

(423) 279-2820
FAX (423) 279-2876

January 27, 2003

COMMISSIONERS: Garth Blackburn
Linda Brittenham
Dennis Houser

Dear Commissioners:

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

To place a 25 MPH SPEED LIMIT signs at Spring Field Drive, Skyland Drive, Norwood Drive, Glendor Drive, Beechwood Circle, Mayfield Drive. These are all in Springfield Acres Subdivision.

Request made by Garth Blackburn.

This is in the 4th Civil District. *& 21st Civil District.*

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

Sincerely,



Rufus Cooper
Traffic Coordinator

RC/jb

c: Angela Taylor

*4th Commission
District*

Sullivan County, Tennessee
Board of County Commissioners

Item 6
Executive Committee
No. 2003-02-12

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION Authorizing Traffic Sign Changes in the 9th Civil District

WHEREAS, the Sullivan County Highway Department has recommended the following traffic sign changes be made in the 9th Civil District.

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

9th Civil District

To place a STOP sign on Century Court, intersection with Industrial Park Road.

(Located in the 5th Commission District)

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this 17th day of February ~~2002~~ 2003

Attested:

Jeanie F. Gammon
Jeanie F. Gammon, County Clerk

Date

Approved:

Richard S. Venable
Richard S. Venable, County Executive

Date

Introduced By Commissioner: McKamey

Seconded By Commissioner(s): Hyatt

alt

2003-02-12	Administrative	Budget	Executive	County Commission
ACTION	Approved 2-3-03		Approved 2-5-03	Approved 02-17-03

22 Aye, 2 Absent

Comments:

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Highways

(423) 279-2820
FAX (423) 279-2876

January 28, 2003

COMMISSIONERS: John McKamey
Marvin Hyatt

Dear Commissioners:

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

To place a STOP sign on Century Court, intersection with Industrial Park Road.

Request made by Commissioner John McKamey.

This is in the ~~5th~~^{9th} Civil District.

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

Sincerely,



Rufus Cooper
Traffic Coordinator

RC/jb

c: Angela Taylor

5th Commission
District

Sullivan County, Tennessee
Board of County Commissioners

Item 7
Administrative Committee
No. 2003-01-13

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION Reappointing Carroll Cross to the Board of Zoning Appeals

WHEREAS, T.C.A. §13-7-106 authorizes county legislative bodies the power to appoint members to the Board of Zoning Appeals; and,

WHEREAS, Mr. Carroll Cross has served on the Board of Zoning Appeals, his term expiring 9/1/2002 and he has agreed to continue to serve the county in this capacity.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby reappoints Mr. Carroll Cross to the Board of Zoning Appeals term to expire March 31, 2007.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this 17th day of February 2003.

Attested: Jeanie F. Gammon 2/17/03 Approved: Richard S. Venable 2/17/03
Jeanie F. Gammon, County Clerk Date Richard S. Venable, County Executive Date

Introduced By Commissioner: Jones

Seconded By Commissioner(s): Brotherton, Blackburn, Brittenham, Houser

2003-01-13	Administrative	Budget	Executive	County Commission
ACTION	Approved 2-3-03	Approved 2-6-03	Approved 2-5-03	Approved 02-17-03

22 Aye, 2 Absent

Comments:

Sullivan County, Tennessee
Board of County Commissioners

Item 8
Executive Committee
No. 2003-02-14

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February, 2003.

RESOLUTION Requesting the Tennessee Department of Transportation to Install A Deceleration Lane In Front of EMS Station Located at 4081 Highway 11E in Bluff City

WHEREAS, the Sullivan County Emergency Medical Service currently has an EMS station located at 4081 Highway 11E in Bluff City, Tennessee; and

WHEREAS, due to the location of the EMS station and the high volume of traffic on Highway 11E, it creates a dangerous situation as vehicles attempt to turn into the station's parking lot; and

WHEREAS, the Tennessee Department of Transportation has expressed its willingness to install a deceleration lane in front of said property to alleviate some of the problems upon a request by the governing body of Sullivan County;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of February, 2003, hereby request the Tennessee Department of Transportation to install a deceleration lane on Highway 11E in front of the Sullivan County EMS station located at 4081 Highway 11E in Bluff City at no cost to Sullivan County.

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this 17th day of February 2003.

Attested: Jeanie Gammon Date 2/17/03 Approved: Richard S. Venable Date 2/17/03
Jeanie Gammon, County Clerk Richard S. Venable, County Executive

Introduced By: Commissioner: Brittenham
Seconded By: Commissioner(s): Houser, Blackburn, Hyatt, McKamey

url

2003-02-14	Administrative	Budget	Executive	County Commission
ACTION	Approved 2-3-03	---	Approved 2-5-03	Approved 02/17/03 22A, 2Absent

Comments: Waiver of Rules Requested

Sullivan County, Tennessee
Board of County Commissioners

Item 9
Budget Committee
No. 2003-02-15

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February, 2003.

RESOLUTION Establishing An Official County Archives for Sullivan County and Part-Time Position to be Known as County Archivist

WHEREAS, the Sullivan County Board of Commissioners approved Resolution No. 13 on April 20, 1998 to show its support for the establishment of county archives in Sullivan County; and

WHEREAS, Dr. Wayne Moore, Assistant State Archivist at the Tennessee State Library and Archives, met with members of the Sullivan County Public Records Commission and has recommended that Sullivan County establish an official County Archives, appoint a County Archivist and designate county office space for said archives in an effort to allow the Sullivan County Public Records Commission to move forward with application for grants for Sullivan County Archives; and

WHEREAS, the County Executive and the Public Records Commission are in the process of looking for adequate space within county buildings in which to locate the County Archives, including a work area for the County Archivist, for recommendation to the Board of Commissioners for approval; and

WHEREAS, the position of County Archivist will be on a minimal part-time basis with the duties and salary of said position being defined in Attachment No. 1 hereto;

WHEREAS, the County Executive and Public Records Commission shall recommend an individual for the position of County Archivist to the Sullivan County Board of Commissioners for appointment; and

WHEREAS, any funding requirements associated with the establishment of County Archives in Sullivan County and the position of County Archivist shall be submitted for inclusion in the 2003-2004 budget.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of February, 2003, hereby establish an official County Archives in Sullivan County as a repository for storing Sullivan County historical and genealogical records and hereby request the County Executive and Public Records Commission to recommend space within county buildings within which to locate County Archives to the Board of Commissioners for confirmation.

BE IT FURTHER RESOLVED that the part-time position of County Archivist be created based on the duties and salary set forth in Attachment No. 1 hereto and that the County Executive and Public Records Commission recommend an individual for the position of County Archivist to the Board of Commissioners for appointment. Any funding requirements associated with the establishment of County Archives and the position of County Archivist shall be submitted for inclusion in the 2003-2004 budget.

[WAIVER OF RULES REQUESTED]

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

Duly passed and approved this 17th day of February 2003.

Attested: Jeanie Hammon 2/17/03 Approved: Richard D. Venette 2/17/03
County Clerk Date County Executive Date

Introduced By Commissioner: R. Harr
Seconded By Commissioner(s): D. Houser

tr

2003-02-15	Administrative	Budget	Executive	County Commission
ACTION	No Action 2-3-03	Approved 2-6-03	Approved 2-5-03	Approved 02-17-03 20 Aye, 2 Absent

Pass

Comments: Waiver of Rules Requested

ATTACHMENT NO. 1
TO RESOLUTION NO. 2003-02-

County Archivist, Job Description:

The job description of County Archivist shall consist of the following job duties, as much as possible relevant to the time allotted by the county commission. This is in accordance with "Tennessee Archives Management Advisory (TAMA) series" as outlined by the Tennessee State Library & Archives:

- To report directly to the county executive and to the county public records commission as to the progress and disposition of archivable records;
- To work closely with the county commission and with county officials to receive and accept into the archives inactive records that have been declared by the public records commission to have permanent reference value in the public interest, and to complete such transfers in a timely way so as to relieve operating offices of the obligation and burden of maintaining and managing inactive records;
- To oversee, in the initial start-up phase of the county archive project, the cleaning and arranging of incoming records to the archive office;
- To solicit and train volunteers who are willing to assist in the preservation of county archive records;
- To prepare computer indices and finding aids to processed archive records; all finding aids should include scope and provenance of the original collection(s);
- To prepare & submit timely reports to the county executive and to the public records commission as to the progress and disposition of records within the archive office;
- To act as liaison between county public records commission and the Tennessee State Library and Archives;
- To assist the county in seeking grants for further development of county archives.

County Archives – Budget Considerations

Please note that the information in this section is not intended to formally present a budget per se, as any such suggested budget for county archives would be formally agreed upon and submitted by the Sullivan County Records Commission as a whole. This information was assembled at the request of Commissioner Dennis Houser for study in conjunction with the county archives resolution. The figures herein presented are based on information from the Tennessee State Library and Archives, and the same will be discussed at the next meeting of the Sullivan County Records Commission.

In conjunction with resolution to establish a County Archives, the Tennessee State Library and Archives has submitted to us three (3) budgets from three (3) separate counties in Tennessee deemed by the TSLA to be comparable in size and fiscal ability as Sullivan County.

The Tennessee State Library and Archives has suggested that, once the resolution is passed to establish county archives, the archivist can apply for grant money from the State in the amounts of \$2,000 to \$5,000 to help furnish office space for archives. Such grant would cover items such as shelving, copy machine, computer and/or other such items not furnished by the county. Application deadline is March 31, 2003 for grants to be considered in the 2003-2004 state budget.

The attached data reflects pay scales for Archivists in these 3 counties as being \$38,730; \$36,000, and \$31,297, equating to hourly wage of \$18.62; \$17.30; and \$15.05 respectively, in addition to employee benefits. Experience of the Archivist was considered in every case.

In relation to the above, and based on a low average of \$16.00 per hour for an Archivist, the figures below might present a low-end startup budget for county archives. The amount for Office Supplies as listed below is minimal and is a mere starting suggestion.

	<i>2 days wk</i>	<i>3 days wk</i>
Archivist (part-time)	\$13,312	\$19,968
Office & Archival supplies	\$2,500	\$2,500
Postal	\$250	\$250
Travel/Nashville	\$450	\$450
Total Archives Budget	\$16,512	\$23,668

Sullivan County, Tennessee
Board of County Commissioners

Item 10
Budget
No. 2003-02-16

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION To Resale Property Acquired Through Delinquent Property Tax Sale

WHEREAS, Sullivan County has acquired land through delinquent property tax sales; and,

WHEREAS, a bid lower than the amount owed against a property in default judgment, court costs and delinquent taxes has been placed on a parcel of land located in the 3rd Civil District identified as Tax Map 84, Parcel 091.01; and,

WHEREAS, in accordance with T.C.A. § 67-5-2507 a legal notice has been placed in a local newspaper advising the public of such bid and potential sale of land; and,

WHEREAS, during the ten day notice period the County Executive received no raised bids on such property; and,

WHEREAS, the Delinquent Tax Committee of Sullivan County has reviewed and recommended the sale of property located in the 3rd Civil District identified as Tax Map 84, Parcel 091.01 to Mary Quales, Bidder.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the sale of property in accordance with T.C.A. § 67-5-2507 located in the 3rd Civil District identified as Tax Map 84, Parcel 091.01 to Mary Quales, Bidder.

WAIVER OF THE RULES REQUESTED

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

Duly passed and approved this 17th day of February 2003.

Attested: Jeanie F. Gammon 2/17/03 Approved: Richard S. Venable 2/17/03
Jeanie F. Gammon, County Clerk Date Richard S. Venable, County Executive Date

Introduced By Commissioner: Morrell

Seconded By Commissioner(s): Harr

2003-02-16	Administrative	Budget	Executive	County Commission
ACTION				Approved 02-17-03

22 Aye, 2 Absent

Comments:

Sullivan County, Tennessee
Board of County Commissioners

Item 11
Budget
No. 2003-02-17

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION To Approve Expending Up To \$365,000 For Improvements To The Jail From Public Building Funds

WHEREAS, recent improvements have been completed to the Sullivan County Jail; and,

WHEREAS, the closing of the annex has maximized the use of the newly renovated facility; and,

WHEREAS, approximately 30 beds can be added by the expending of approximately \$255,000; and,

WHEREAS, the roof on the old portion of the facility is in need of replacement at a projected cost of approximately \$100,000; and,

WHEREAS, the Building Committee met on February 13, 2003, and recommended the expenditures be incurred from the balance remaining in the Public Building Bond Funds.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the purchasing department is authorized to enter into contracts to expend up to \$265,000 and \$100,000 for additional cells and replacement of the old roof respectively. Funding to be provided from the remaining balance in the Public Building Fund (Jail Bonds). Account codes to be assigned by the Director of Accounts and Budgets.

WAIVER OF THE RULES REQUESTED

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

Duly passed and approved this 17th day of February 2003.

Attested: Jeanie Gammon 2/17/03 Approved: Richard S. Venable 2/17/03
Jeanie F. Gammon, County Clerk Date Richard S. Venable, County Executive Date

Introduced By Commissioner: Williams

Seconded By Commissioner(s): Harr

2003-02-17	Administrative	Budget	Executive	County Commission
ACTION				Approved 02-17-03

Comments: Motion made to defer by Surgenor, 2nd by Hyatt 02-17-03.
 Motion to defer failed by roll call 6Aye, 15Nay, 3 Absent.

Sullivan County, Tennessee
Board of County Commissioners

Item 12
Executive/Budget Committee
P-No. 2003-02-18

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February, 2003.

RESOLUTION Authorizing Borrowing of Funds Necessary for Capital Improvement Projects at the Tri-Cities Regional Airport, TN/VA

WHEREAS, the Tri-Cities Airport Commission has proposed borrowing up to the sum of \$5 Million for capital improvement projects at the Tri-Cities Regional Airport, TN/VA, said borrowing to be in the form of bonds and/or commercial loans which would be backed by (1) Revenues and Reserves administered by the Tri-Cities Airport Commission, and (2) an inter-governmental agreement between Sullivan County and the other five owners of the Tri-Cities Regional Airport, TN/VA;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of February, 2003, hereby authorize Sullivan County, Tennessee to borrow up to the sum of \$5 Million for capital improvement projects at the Tri-Cities Regional Airport, TN/VA, said borrowing to be in the form of bonds and/or commercial loans which shall be backed by (1) Revenues and Reserves administered by the Tri-Cities Airport Commission, and (2) an inter-governmental agreement between Sullivan County and the five other owners of the Tri-Cities Regional Airport, TN/VA.

BE IT FURTHER RESOLVED that the Sullivan County Executive is hereby authorized to sign all documents relating to borrowing and said inter-governmental agreement.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this _____ day of _____ 2003.

Attested: _____
Jeanie Gammon, County Clerk Date

Approved: _____
Richard S. Venable, County Executive Date

Introduced By: Commissioner: Jones
Seconded By: Commissioner(s): Brotherton

trf

2003-02-__	Administrative	Budget	Executive	County Commission
ACTION				

Comments: 1st Reading 02-17-03;

Sullivan County, Tennessee
Board of County Commissioners

Item 13
Executive Committee
P-No. 2003-02-19

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February, 2003.

RESOLUTION Approving Concept of Creating Tri-Cities Regional Airport Authority and Urging Other Owners of the Tri-Cities Regional Airport to Approve Such Concept and to Jointly Study the Implementation of the Same

WHEREAS, in 1935 the Cities of Bristol, Johnson City and Kingsport, Tennessee and the County of Sullivan, Tennessee joined to construct, own and operate a public airport which is now known as "Tri-Cities Regional Airport, TN/VA"; and

WHEREAS, in 1948 Johnson City subsequently transferred one-half of its ownership interest in the airport to the County of Washington, Tennessee; and

WHEREAS, in 1964 the City of Bristol, Virginia acquired an ownership interest in the airport; and

WHEREAS, the six owners of the Tri-Cities Regional Airport have delegated its operation to a twelve member commission whose members are appointed by, and serve at the pleasure of, the respective owners; and

WHEREAS, the Tri-Cities Regional Airport is owned and operated by its six owners as an unincorporated association or joint venture, and neither the airport nor its commission is a distinct legal entity; and

WHEREAS, it appears that the owners and the public would benefit significantly if the Tri-Cities Regional Airport were operated by an airport authority which would be a distinct governmental entity; and

WHEREAS, the creation of the Tri-Cities Regional Airport Authority would likely require the drafting of local legislation for submission to the Tennessee General Assembly;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of February, 2003, hereby supports the concept of creating the Tri-Cities Regional Airport Authority and urges the other owners of the Tri-Cities Regional Airport to support this concept and to join together to study the implementation of same. Prior to the submission of any legislation proposed for creating the Tri-Cities Regional Airport Authority, the same will be presented to the Sullivan County Board of Commissioners for review and consideration.

BE IT FURTHER RESOLVED that upon passage of this Resolution that the Office of the Sullivan County Executive forward a copy of the same to the Cities of Bristol, Kingsport and

Johnson City, Tennessee, the City of Bristol, Virginia and the County of Washington, Tennessee.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
Duly passed and approved this ____ day of _____ 2003.

Attested: _____
Jeanie Gammon, County Clerk Date

Approved: _____
Richard S. Venable, County Executive Date

Introduced By: Commissioner: Jones
Seconded By: Commissioner(s): Brotherton

tr

2003-02-__	Administrative	Budget	Executive	County Commission
ACTION				

Comments: 1st Reading 02-17-03;

Sullivan County, Tennessee
Board of County Commissioners

Item 14
Executive Committee
P-No. 2003-02-20

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February, 2003.

RESOLUTION Authorizing Support of House Bill 0053/Senate Bill 0105 Providing for Consolidation of School Systems to One Local Public School System Per County

WHEREAS, House Bill 0053/Senate Bill 0105 currently before the Tennessee General Assembly provides for the consolidation of all public school systems in the State of Tennessee such that there shall be only one local public school system for each county by September 1, 2006; and

WHEREAS, the Sullivan County Education Committee on February 12, 2003 endorsed the aforesaid legislation;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of February, 2003, hereby go on record as supporting House Bill 0053/Senate Bill 0105, a copy of which is attached hereto.

BE IT FURTHER RESOLVED that upon passage of this Resolution the Office of the Sullivan County Executive shall forward a copy of said Resolution to Sullivan County's legislators.

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. Duly passed and approved this ____ day of _____ 2003.

Attested: _____
Jeanie Gammon, County Clerk Date

Approved: _____
Richard S. Venable, County Executive Date

Introduced By: Commissioner: McConnell
Seconded By: Commissioner(s): Ferguson, Hall

tr

2003-02-__	Administrative	Budget	Executive	County Commission
ACTION				

Comments: Waiver of Rules Requested
1st Reading 02-17-03;

Information on this page is generally current to within an hour.

***HB0053 by *Turner M. (SB0105 by *Cooper J.)**

Education - Provides for consolidation of school systems to one per county by September 1, 2006. - Amends TCA Title 49.

The Abstract summarizes *HB0053/SB0105 as introduced.

No Amendments for HB0053

No Amendments for SB0105

Fiscal Note for *HB0053/SB0105

No Fiscal Note for this Bill!

**Bill History
Section**



**Actions Taken on
HB0053**

**Action
Date**

**Actions Taken on
SB0105**

**Action
Date**

P2C held on desk, pending appointment of standing committees	1/16/2003	P2C, ref. to S. Ed. Comm.	2/5/2003
Intro., PIC.	1/15/2003	Intro., PIC.	2/3/2003
Filed for intro.	1/14/2003	Filed for intro.	1/30/2003

HOUSE BILL 53
By Turner M

AN ACT to amend Tennessee Code Annotated, Title 49, relative to elementary and secondary education.

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

SECTION 1. Tennessee Code Annotated, Section 49-1-102(c), is amended by deleting the second sentence and substituting the following:

No county shall have more than one (1) local public school system.

SECTION 2. Tennessee Code Annotated, Section 49-1-103(2), is amended by deleting the portion of the subdivision following the words "any county school system".

SECTION 3. Tennessee Code Annotated, Section 49-2-106, is deleted in its entirety.

SECTION 4. Tennessee Code Annotated, Section 49-2-107, is deleted in its entirety.

SECTION 5. Tennessee Code Annotated, Section 49-2-109, is deleted in its entirety.

SECTION 6. Tennessee Code Annotated, Title 49, Chapter 2, Part 4, is deleted in its entirety.

SECTION 7. Tennessee Code Annotated, Title 49, Chapter 2, Part 5, is deleted in its entirety.

SECTION 8. Tennessee Code Annotated, Title 49, Chapter 2, Part 10, is deleted in its entirety.

SECTION 9. Tennessee Code Annotated, Title 49, Chapter 2, Part 11, is deleted in its entirety.

SECTION 10. Tennessee Code Annotated, Section 49-2-1201(a)(1), is amended by deleting the words "may be" and substituting the words "shall be".

SECTION 11. Tennessee Code Annotated, Section 49-2-1201(a)(2), is amended by deleting the second sentence and substituting the following:

The request shall be accompanied by a proposed plan of consolidation, as hereinafter provided.

SECTION 12. Tennessee Code Annotated, Section 49-2-1201(b)(3), is amended by deleting the words and figure "one (1) year" and substituting the words and figure "six (6) months".

SECTION 13. Tennessee Code Annotated, Section 49-2-1201(f)(1), is amended by deleting the first sentence and substituting the following:

The planning commission is authorized and directed to prepare a plan for the consolidation of such school systems.

SECTION 14. Tennessee Code Annotated, Section 49-2-1201(f)(2), is amended by deleting the word "prepared" and substituting the words "agreed to".

SECTION 15. Tennessee Code Annotated, Section 49-2-1201(g)(2), is amended by deleting the portion of the subdivision following the words "original appointing authority" and substituting the following:

, and the commissioner is authorized to prepare a plan for the consolidation of the school systems.

SECTION 16. Tennessee Code Annotated, Section 49-2-1202, is amended by deleting the section in its entirety and substituting the following:

Section 49-2-1202. Consolidated board.

(a) Any plan of consolidation shall provide for a consolidated board of education, hereinafter sometimes called "the board," to be composed of five (5), seven (7), or nine (9) members whose terms of office shall be four (4) years.

(b)

(1) The plan shall provide for the election of five (5), seven (7), or nine (9) board members representing five (5), seven (7), or nine (9) school districts of approximately equal population, each such district board member to be voted upon and elected by the voters in the particular school district of which the board member is a bona fide resident.

(2) The plan shall create five (5), seven (7), or nine (9) school districts of approximately equal population and shall prescribe the boundaries thereof. The plan shall also provide appropriate plans for reapportionment of districts after each federal decennial census, so that members of the board may continue to be elected by or from districts of approximately equal population.

(3) Terms of office members of the board shall be staggered.

(A) To bring about such staggered terms, there shall be elected five (5), seven (7), or nine (9) members of the board at the first general election held subsequent to the adoption of the plan.

(B) At this first general election, members from even-numbered districts shall be elected to four (4) year terms and members elected from odd-numbered districts shall be elected to two (2) year terms.

(C) Subsequent to the first election, members of the board shall be elected for the full four (4) year term.

(4) All vacancies on the board shall be filled for the unexpired term at the next regular general election occurring more than thirty (30) days subsequent to the vacancy.

(A) Immediately after the vacancy occurs, the remaining members of the board shall fill the same on an interim basis by the selection of a person qualified under this part to fill the vacancy on a permanent basis.

(B) The interim member shall hold office until the vacancy is permanently filled at the next general election.

(c) Every consolidated board of education shall have all powers and duties conferred by general law upon county boards of education. The board is also authorized to do all things necessary or proper for the establishment, operation, and maintenance of an efficient and accredited consolidated school system, not inconsistent with this part or other general law.

SECTION 17. Tennessee Code Annotated, Section 49-2-1203, is amended by deleting the section in its entirety and substituting the following:

Section 49-2-1203. The plan of consolidation shall provide for a director of schools appointed as provided for in Sections 49-2-203 and 49-2-301.

SECTION 18. Tennessee Code Annotated, Section 49-2-1204, is amended by deleting subsection (a) in its entirety and by substituting the following:

(a) Any plan of consolidation shall provide for continuation of any existing local retirement system existing on the effective date of this act as well as for retirement benefits otherwise provided for any local education employees on the effective date of this act.

SECTION 19. Tennessee Code Annotated, Section 49-2-1206, is amended by deleting the section in its entirety.

SECTION 20. Tennessee Code Annotated, Section 49-3-302(11), is amended by deleting the subdivision in its entirety and substituting the following:

(11) "Local education agency" or "LEA" means the county or consolidated school district or system.

SECTION 21. Tennessee Code Annotated, Section 49-3-362, is amended by deleting the section in its entirety.

SECTION 22. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 23. For the purpose of planning for consolidation of systems, Sections 10 through 19 of this act shall take effect July 1, 2003, the public welfare requiring it. All other sections of this act shall take effect September 1, 2006.

**Sullivan County, Tennessee
Board of County Commissioners**

Item 15
Executive
No. 2003-02-21

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of February 2003.

RESOLUTION Requesting Information As To The Cost of Installation, Operation and Maintenance of Lighting at the Intersection of Bloomingdale Pike and John B. Dennis Highway (State Hwy. 93)

WHEREAS, the State of Tennessee has recently completed the four lane extension of Wadlow Gap Road (State Hwy. 93) from the Tennessee/Virginia state lines to the intersection of Bloomingdale Pike (county road) and John B. Dennis Highway (State Hwy. 93); and,

WHEREAS, this dangerous intersection has been in the past, the sigh of many automobile accident related deaths and the almost daily location of pre-dawn and after dusk motor vehicle collisions; and,

WHEREAS, the improved highway (State Hwy. 93) has increased the volume of the interstate traffic and likewise escalated the potential danger at this intersection; and,

WHEREAS, the Public Safety would best be served with the installation of highway lighting at this best described, dark and dangerous intersection;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby request the office of the Sullivan County Executive contact those utilities, agencies and/or governmental bodies as needed to ascertain information as to the cost of installation, operation and maintenance of this much needed lighting at the above mentioned intersection (reference: resolution No. 27, 2002-05-071).

BE IT FURTHER RESOLVED that once said information has been collected, it be submitted to the Sullivan County Commission in resolution form for their consideration. The public health and safety requiring a swift and needed resolution.

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

Duly passed and approved this _____ day of _____ 2003.

Attested: _____
Jeanie F. Gammon, County Clerk Date

Approved: _____
Richard S. Venable, County Executive Date

Introduced By Commissioner: Surgenor
Seconded By Commissioner(s): Kilgore / *Patrick*

2003-02-21	Administrative	Budget	Executive	County Commission
ACTION				

Comments: 1st Reading 02-17-03;

PROPOSED AMENDMENT TO

RES.# _____ - MOTION IN REGARDS TO RESOLUTION #4 APPROVED 04-23-01

Amend as Follows:

IN regards to Resolution #4, "Authorizing Request to Tenn. General Assembly to Amend the Provisions of TCA 66-28-102 (2) to Allow the Uniform Residential Landlord and Tenant Act to Apply in Sullivan County" approved April 23, 2001, Senator Ramsey had asked this Commission to reaffirm their commitment to the Resolution.

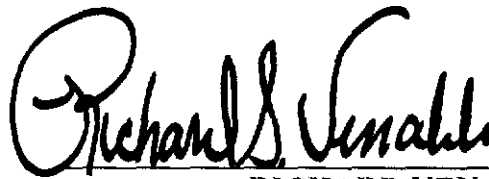
UPON advise of Sullivan County Attorney Dan Street, the County Commission was advised that a notice to rescind would be proper to withdraw their support or a motion to take no action would be proper to show their continued support.

WHEREUPON, a motion to take no action was made by Comm. Harr and seconded by Comm. Brittenham. Motion approved by voice vote of the Commission.

Introduced by: Harr
Seconded by: Brittenham

COMMENTS: _____

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR
SESSION MARCH 17, 2003.

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

RICHARD VENABLE

COMMISSION CHAIRMAN