

COUNTY COMMISSION- REGULAR SESSION

JULY 19, 2010

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, JULY 19, 2010, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE STEVE GODSEY, COUNTY MAYOR, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Mayor Steve Godsey. Sheriff Wayne Anderson opened the commission and Comm. Joe Herron gave the invocation. Pledge to the flag was led by the Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

CATHY L. ARMSTRONG	GARTH BLACKBURN
LINDA K. BRITTENHAM	"MOE" BROTHERTON
DARLENE R. CALTON	O.W. FERGUSON
CLYDE GROSECLOSE	LARRY HALL
TERRY HARKLEROAD	JOE HERRON
DENNIS HOUSER	SAMUEL C. JONES
ELLIOTT KILGORE	W. BILL KILGORE
DWIGHT KING	J. BUDDY KING
	BART LONG
WAYNE MCCONELL	W. JOHN MCKAMEY
RANDY MORRELL	MIKE SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

23 PRESENT 1 ABSENT (ABSENT-JAMES L. KING, JR.)

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

Motion was made by Comm. Morrell and seconded by Comm. Ferguson to approve the minutes of the June 21, 2010 Regular Session of County Commission. Said motion was approved by voice vote.

SULLIVAN COUNTY, TENNESSEE

PROCLAMATION

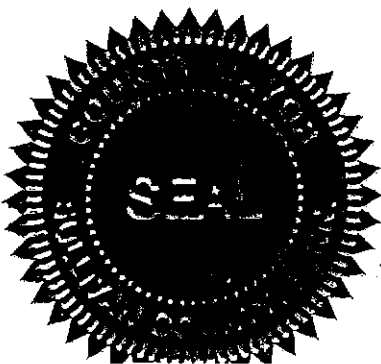
To designate Saturday, August 14, 2010 as Keep Bristol Beautiful "South Holston Lake & River Cleanup Day" in Bristol Tennessee-Virginia and to commend area residents for their 18th annual efforts.

WHEREAS, the second Saturday in August has been established as the day residents of Northeast Tennessee and Southwest Virginia should participate in the "18th Annual South Holston Lake Cleanup;" this day should carry a desire and purpose to add beauty and a natural appearance to the landscape through cleanup efforts; and

WHEREAS, at a time when public lands and waterways are being reduced at an alarming rate; volunteer cleanup activities are one of the most important we can undertake to assure America's beauty; and

WHEREAS, a clean environment is a legacy to our future; each man, woman and child of this region is encouraged to make an invaluable contribution to the lives of future generations,

NOW, THEREFORE, BE IT PROCLAIMED BY SULLIVAN COUNTY, TENNESSEE that Saturday, August 14, 2010 be designated as Keep Bristol Beautiful "South Holston Lake & River Cleanup Day."




Steve M. Godsey
Mayor Of Sullivan County



Before the Mayor of Sullivan County, Tennessee

IN RE: Blountville Utility District
Sullivan County, Tennessee

Order Appointing Utility District Commissioner

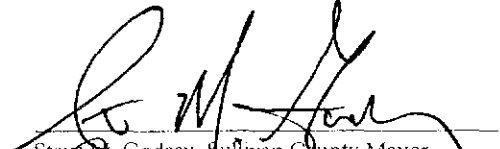
Upon certification by the Board of Commissioners of the above-named utility district, pursuant to Section 7-82-307 Tennessee Code Annotated, as amended, certifying a vacancy on said Board of Commissioners.

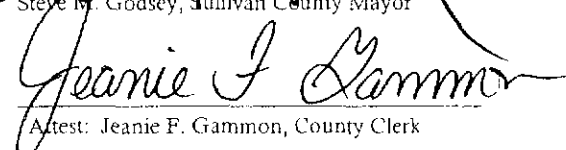
Nominees are Listed In Order of Preference:

1. Ira W. Stewart
2. David Chambers
3. Bob Sanders

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED pursuant to Section 7-82-307, Tennessee Code Annotated, as amended, that Ira W. Stewart be appointed to the Board of Commissioners for Blountville Utility District. Said term to expire September 22, 2014.

Approved and entered into the record of the Sullivan County Commission this 19th day of July 2010.


Steve M. Godsey, Sullivan County Mayor


Attest: Jeanie F. Gammon, County Clerk

Commission Action:

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

AYE	NAY	PASS	ABSENT
23			1

BEFORE THE COUNTY EXECUTIVE OF SULLIVAN COUNTY, TENNESSEE

IN RE: Blountville
UTILITY DISTRICT OF SULLIVAN COUNTY, TENNESSEE

CERTIFICATION OF NOMINEES FOR APPOINTMENT
AS UTILITY DISTRICT COMMISSIONER

The undersigned Commissioners of the above-named utility district do hereby certify to the County Executive, pursuant to T.C.A. §7-82-307, that a vacancy upon the said Board of Commissioners has occurred by virtue of death or resignation or is scheduled to occur by virtue of term expiration as of September 22, 2010, and the remaining Commissioners do hereby nominate and certify the nomination of the following qualified individuals for appointment to such vacancy, the same being listed in order of preference.

1. Ira W. Stewart
2. David Chambers
3. Bob Sanders

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

This July 8, 2010.

Jim Hicks
COMMISSIONER,

Brian W. Stewart
COMMISSIONER,

It is hereby certified that the foregoing is a true and correct duplicate original of the Certification of Nominees made by the Board of Commissioners of the aforesaid utility district this July
8, 2010

John M. Dikeman
SECRETARY

PUBLIC COMMENTS: JULY 19, 2010

THOSE SPEAKING DURING THE PUBLIC COMMENT TIME WERE AS FOLLOWS:

- 1. Raymond Musick, 3496 Island Rd., Blountville concerning excessive use of fireworks in the county**
- 2. Doug Mancabelli, 210 Spring St., Blountville concerning fireworks committee-offer to serve on committee**
- 3. Comm. Dwight King concerning article in Piney Flats Gazette placed by John McKamey**
- 4. Comm. John McKamey in response to Comm. Dwight King's comments**
- 5. Betty Combs, School Board member, in response to Comm. Dwight King's comments**
- 6. Mary Susan Dougherty thanking the Commission and all involved in getting the pool at Sullivan Central reopened**
- 7. Shirlene Booker, UT Extension Office, with a presentation of "Sullivan Shapes Up"**

SULLIVAN COUNTY COMMISSION
Public Comment Session
Monday, July 19, 2010

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
✓ 1	Raymond Musick	3496 Island Road	Blountville, TN	
✓ 2	DOUG MANCABELLI	210 SPRING ST	BLOUNTVILLE, TN	
✓ 3	Shirley N. Booker	UT Extension		
✓ 4	Roy Leonard	Massyill Rd	Blountville TN	✓
✓ 5	DWIGHT KING		Bluff City, TN	
✓ 6	Wynsusan Dougherty	5141 Springview St	Kpt. TN	
✓ 7	John McLean	233 Bluebell Rd	Big Flk, TN	
8	Betty Combs	244 Ely Hwy	Bluff City, In.	
9				
10				
11				
12				
13				
14				
15				

STATE OF TENNESSEE
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

JUNE 21, 2010

SHARON WILLIAMS BAILEY	DIANA L. HAMMONDS	JASON SCOTT POWERS
JAMES HARRISON BEELER	SHELTON B. HILLMAN, JR	SCOTT T. POWERS
STEPHANIE LANISE BLEVINS	SUSAN ELLIOTT HURST	CHARLOTTE DENISE QUEEN
PEGGY J. CAMPBELL	ANGELA L. HOBBS	CATHERINE SUSAN RHINEHART
MIKE CARICO	SHIRLEY W. JARVIS	LISA CAROL RICKER
RYAN D. CHRISTIAN	NORMA J. KELLY	NANCY STALLARD
JENNIFER CLINE	ROGER LEE KERNS	AMY SUZANNE STEVENS
CYNTHIA L. COX	REGINA L. KING	CLARISSE STRONG
KAREN S. COX	SELENA STAR LANE	JENNIFER RAE VAUGHN
JAMES T. CROCKETT, JR	TINA R. LEAMON	BRIAN DOUGLAS WALDO
SYLVIA T. CROCKETT	BETTY R. LIGHT	NANCY CAROL WILLIS
REBA YATES DUNLAP	GREGORY R. LUBRANO	JANET GAIL WOODWARD
BRENDA K. EADES	JILL LEANN MASHBURN	
SHERRY D. EMMERT	DONALD FRANKLIN MASON, JR	
ELIZABETH ELLEN EPPERSON	KIMBERLY M. MATHESON	UPON MOTION MADE BY COMM. MCCONNELL AND SECONDED BY COMM. ELLIOTT KILGORE TO APPROVE THE NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY ROLL CALL VOTE 22 AYE, 2 ABSENT
DAWN FIGUEIRAS	LOLA D. MCVEY	
SANDRA GENTRY	BRADLEY A. MELONE	
ANDREW L. GODDARD	MELISSA ANN MOORE	
TINA L. GODSEY	ELIZABETH D. MORRELL	
REBECCA R. GREER	BRENDA B. NUNLEY	
RANDALL DWAYNE GRUBB	MYRTLE ETHEL OSBORNE	
LLOYD C. HALL	KIM T. PARRISH	
STACY ANN HALL	KATHY C. PATRICK	
KELLY R. HARLEY	JACKIE LYNN PENDLETON	

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
SURETY BONDS

JULY 19, 2010

STEPHANIE L. CARTER

DORA ANNA JOHNSON

LINDA L. JONES

UPON MOTION MADE BY COMM. MCCONNELL AND SECONDED BY COMM. ELLIOTT
KILGORE TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID
MOTION WAS APPROVED BY ROLL CALL VOTE 22 AYE, 2 ABSENT

THE COMMN.	No. Roll Call		No. App Minutes		No. App. Notaries		No.		No.		No.		No.		No.		No.			
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay		
Armstrong	✓				✓															
Barbours	✓				✓															
Battenham	✓				✓															
Bherton	✓				✓															
Calton	✓				✓															
Ferguson	✓				✓															
Garless	✓				✓															
Hall	✓				✓															
Larkhead	✓				✓															
Norron	✓				✓															
Houser	✓				✓															
Jones	✓				✓															
W. Kilgore	✓				✓															
W. R. Gore	✓				✓															
W. King	✓				✓															
W. King	✓				✓															
W. King	A				A															
Long	✓				✓															
McConnell	✓				✓															
McKamey	✓				✓															
Marcell	✓				✓															
Mugener	✓				✓															
Vance	✓				✓															
Williams	✓				A															
	23 Present				27 Aye															
	1 absent				2 calls															

THE COMMN.	No. Resolutions				No. Resolutions				No. Resolutions				
	1	2	3	4	1	2							

MEMBERS	Aye		Nay		Aye		Nay		Aye		Nay		Aye		Nay		Aye		Nay	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Mckamey	✓		✓		✓		✓													
Nerrell	✓		✓		✓		✓													
Ugenora	✓		✓		✓		✓													
Vance	✓		✓		✓		✓													
Lilliamon	✓		✓		✓		✓													
Wstrong	✓		✓		✓		✓													
elluon	✓		✓		✓		✓													
ttanham	✓		✓		✓		✓													
therton	✓		✓		✓		✓													
Calton	✓		✓		✓		✓													
erguson	✓		✓		✓		✓													
essela	✓		✓		✓		✓													
Hall	✓		✓		✓		✓													
Jarfloroad	✓		✓		✓		✓													
Herron	✓		✓		✓		✓													
Houser	✓		✓		✓		✓													
Jones	✓		✓		✓		✓													
Wott Kilgore	✓		✓		✓		✓													
W. Kilgore	✓		✓		✓		✓													
W. King	✓		✓		✓		✓													
W. King	✓		✓		✓		✓													
W. King	A		A		A		A		A		A		A		A		A		A	
Long	A		✓		✓		✓		✓											
Clonnell	✓		✓		✓		✓													

23 Aye 23 Aye 23 Aye 23 Aye
 2 abs. 1 abs. 1 abs. 1 abs.

IE THE COMMN.

No. No. No. No. No. No. No. No. No.

11

MISSIONERS

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

- Sugener ✓
- Vance ✓
- Williams ✓
- Armstrong ✓
- Blackburn ✓
- Buttenham ✓
- Brotherton ✓
- Caltan ✓
- Ferguson ✓
- Gusarles ✓
- Hall ✓
- Harperoad ✓
- Herron ✓
- Houser ✓
- Jones A
- Witt K. Gore ✓
- Bill K. Gore ✓
- Wight King ✓
- Buddy King ✓
- James King Jr. A
- Long ✓
- McLennell ✓
- McKamey ✓
- Marrell ✓

2 Aye
2 alls.

2

AGENDA

Sullivan County Board of County Commission

July 19 2010

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, July 19, 2010 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No 05/10/#1 Kathy Casey Brooks
Reclassify 4.37 acres of R-1 (Low Density/Single Family Residential District) located in the 400 block of Rock Springs Road to A-1 (General Agricultural/Estate Residential District) for the purpose of allowing a single wide mobile home. Property ID No Tax Map 92-A, Group A, parcel 02110 located in the 13th Civil District. **Kingsport Planning**
- (2) File No 05/10/#2 Stewart Taylor
Reclassify three parcels of land a total of 41.21 acres located at the intersection of Hwy 394 and I-81 at exit 69 from M-1 (Light Manufacturing District) to PBD (Planned Business District) for the purpose of allowing for future commercial development. Property ID No. Tax Map 50, Parcels 36.04, 38.00, and 39.00 located in the 5th Civil District. **Sullivan County Planning**
- (3) File No 05/10/#3 Dee Reece Lawson
Reclassify 2.48 acres of property located at 1320 Hwy 394 from A-1 (General Agricultural/Estate Residential District) to PBD (Planned Business District) for the purpose of allowing for future commercial development. Property ID No Tax Map 50, Parcel 33.10 Located in the 5th Civil District. **Sullivan County Planning**
- (4) File No 04/10/#2 Edwin Luther Property
Reclassify A-1 (General Agricultural/Estate Residential District) property located at 4071 Hwy 421 to PBD (Planned Business District) for the purpose of allowing for a small engine shop and for future commercial use. Property ID No. Tax Map 39, Parcel 42.00, 40.15, 42.02 and 40.20 located in the 22nd Civil District.
Bristol Planning

05/10/10

PETITION TO SULLIVAN COUNTY FOR REZONING

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.

<p>Property Owner: <u>Kathy Casey</u></p> <p>Address: <u>450 Rock Springs Road</u> <u>Kingsport, Tn 37663</u></p> <p>Phone <u>817-0464</u> Date of Request <u>04/27/10</u></p> <p>Property Located in <u>13</u> Civil District</p> <p>+ <u>Kathy Casey Brooks</u> Signature of Applicant</p>	<p><u>OFFICE USE ONLY</u></p> <p>Meeting Date <u>06/17/10</u> Time <u>7:00PM</u></p> <p>Place <u>City Hall 2nd Floor</u></p> <hr/> <p>Planning Commission Approved <input checked="" type="checkbox"/> <u>✓</u> Denied <input type="checkbox"/></p> <p>County Commission Approved <input checked="" type="checkbox"/> <u>X</u> Denied <input type="checkbox"/></p> <p>Other <u>Roll Call Vote 22 Aye, 2 Absent</u></p> <p>Final Action Date <u>07-19-10</u></p>
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PROPERTY IDENTIFICATION

Tax Map No. 092A / 001A / Group A / Parcel 02110

Zoning Map 15 Zoning District R-1 Proposed District A-1

Property Location : Rock Springs Road

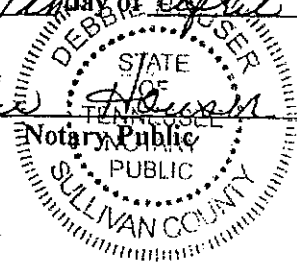
Purpose of Rezoning: To allow a single wide mobile home

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.

+ Kathy Casey Brooks

SWORN TO AND SUBSCRIBED before me this 27th day of April, 2010.

Debbie Houser

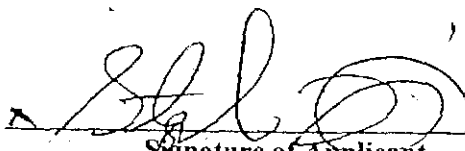


My Commission Expires: 12-06-11

12

PETITION TO SULLIVAN COUNTY FOR REZONING #05-101#2

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

<p>Property Owner: <u>Stewart Taylor (Steve Ellis, PE, contact person)</u></p> <p>Address: <u>P. O. Box 1638</u> <u>Kingsport, TN 37662</u></p> <p>Phone <u>(423)926-2007</u> Date of Request <u>05/10/2010</u></p> <p>Property Located in <u>05th</u> Civil District</p> <p> Signature of Applicant</p>	<p>OFFICE USE ONLY</p> <p>Meeting Date <u>06/15/2010</u> Time <u>7:00PM</u></p> <p>Place <u>Blountville Historic Courthouse,</u> <u>2nd Floor Commission Room.</u></p> <hr/> <p>Planning Commission Approved <input checked="" type="checkbox"/> Denied <input type="checkbox"/></p> <p>County Commission Approved <input checked="" type="checkbox"/> Denied <input type="checkbox"/></p> <p>Other <u>Roll Call Vote 23 Aye, 1 Absent</u></p> <p>Final Action Date <u>07-19-10</u></p>
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PROPERTY IDENTIFICATION

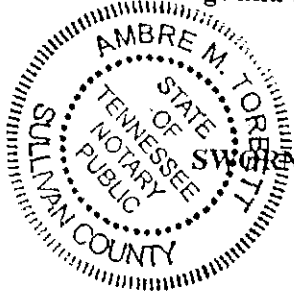
Tax Map No. 50 / Group / Parcel 36.04; 38.00; 39.00

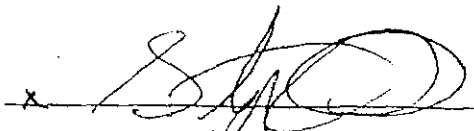
Zoning Map GIS Zoning District M-1 Proposed District PBD

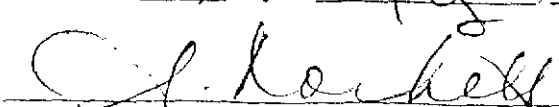
Property Location : Hwy 394 E at exit 69 off of I-81, Blountville

Purpose of Rezoning: Future Commercial Development

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 10th day of May, 2010.


 Notary Public

My Commission Expires: 11-10-2013

171

05/10/10³

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 Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner: Dee Reece Lawson
Address: 1320 SR 394, Blountville, TN 37617
Phone: (423)434-7023 Date of Request 05/13/2010
Property Located in 05th Civil District

Dee Reece Lawson
Signature of Applicant

OFFICE USE ONLY

Meeting Date 06/15/2010 Time 7:00PM

Place Blountville Historic Courthouse,
2nd Floor Commission Room.

Planning Commission Approved
Denied

County Commission Approved
Denied

Other Roll Call Vote 23 Aye, 1 Absent

Final Action Date 07-19-10

PROPERTY IDENTIFICATION

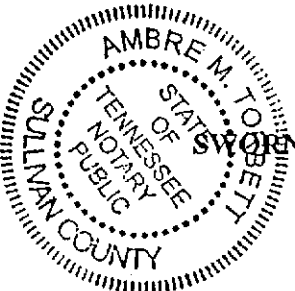
Tax Map No. 50 / Group / Parcel 33.10

Zoning Map GIS Zoning District A-1 Proposed District PBD

Property Location : Hwy 394 E and Lawson Corner (off of I-8)1, Blountville

Purpose of Rezoning: Future Commercial Development

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.



Dee Reece Lawson
WITNESSED TO AND SUBSCRIBED before me this 13th day of May, 2010

[Signature]
Notary Public

My Commission Expires: 11-30-2013

22

51-10

PETITION TO SULLIVAN COUNTY FOR REZONING

04/10/10

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

Property Owner: Edwin Luther
Address: 4084 Hwy 421
Bristol TN 37620
Phone 878-4802 Date of Request 03/31/2010
Property Located in 22 Civil District

Edwin Luther
Signature of Applicant
Joshua J. Mathewly
(PRESIDENT BOARD OF DIRECTORS)

OFFICE USE ONLY
06/21/2010
Meeting Date 05/17/2010 Time 6:00pm
Place 104 8th St. Easley Annex Building

Planning Commission Approved 6 P.M.
(06/21/2010) Denied _____
County Commission Approved 9am
(07/19/2010) Denied _____ 2nd floor
Other Roll Call Vote 23 Aye, _____
1 Absent
Final Action Date 07-19-10

Also 421 Area Emergency

PROPERTY IDENTIFICATION

Tax Map No. 39 / Group _____ / Parcel 42.02, 40.15, 40.20 EA Luther
Zoning Map 10 / Zoning District A-1 / Proposed District PBD EA Luther
5-14-10

Property Location : 4071 Hwy 421

Purpose of Rezoning: To allow a small engine shop and future commercial

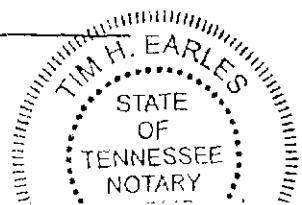
The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Edwin Luther

SWORN TO AND SUBSCRIBED before me this 30 day of March, 2010.

Tim H. Earles
Notary Public

My Commission Expires: 12-06-2011



RESOLUTIONS ON DOCKET FOR JULY 19, 2010

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	APPROVED 07-19-10
#2 IMPROVE FIRE SAFETY WITHIN THE BORDERS OF SULLIVAN COUNTY	DEFERRED 07-19-10
#3 AUTHORIZE EDUCATION INCENTIVE PAYMENTS TO EMPLOYEES OF SULLIVAN COUNTY GOVERNMENT BASED UPON AVAILABLE FUNDING	FAILED 07-19-10
#4 REQUIRING 90 DAYS NOTICE OF ANNEXATION BY ANY MUNICIPALITY LOCATED WITHIN THE BORDERS OF SULL. CO. TN OR OUTSIDE SULL. CO., TN BORDERS WITH DETAILED MAPS OF THE AREA TO BE ANNEXED AND PLANNED SERVICES WITH TIME TO BE IMPLEMENTED	DEFERRED 07-19-10
#5 REVISING SULLIVAN COUNTY PROCEDURES FOR THE ELECTION OF NOTARY PUBLICS BY THE SULLIVAN COUNTY COMMISSION	APPROVED 07-19-10
#6 EXTEND OPTION AGREEMENT/CONTRACT WITH ECO-SAFE SYSTEMS, LLC THROUGH AUGUST 2011	FAILED 07-19-10
#7 AUTHORIZE PLACING A 25 MPH SPEED LIMIT SIGN ON CLOVER BOTTOM DRIVE WHERE IT INTERSECTS WITH SULLIVAN GARDENS DRIVE IN THE 8 TH COMM. DISTRICT	APPROVED 07-19-10
#8 AUTHORIZE PLACING A 25 MPH SPEED LIMIT SIGN AT POLO DRIVE AND POLO COURT. BOTH OF THESE STREETS ARE LOCATED IN POLO ESTATES, OFF HIGHWAY 126 IN THE 4 TH COMM. DISTRICT	APPROVED 07-19-10
#9 AUTHORIZE THE TRANSFER (LOANING) OF FUNDS FROM THE GENERAL PURPOSE SCHOOL FUNDS TO THE SCHOOL FEDERAL PROJECTS' FUND TO PROVIDE TEMPORARY FINANCING FOR THE FISCAL YEAR ENDING JUNE 30, 2011	APPROVED 07-19-10
#10 REGULATE THE PURCHASE AND USE OF FIREWORKS IN SULLIVAN COUNTY	1 ST READING 07-19-10
#11 COMBINE SULLIVAN COUNTY AND KINGSPORT ANIMAL SHELTERS BY CREATING A NON-PROFIT LEGAL CORPORATION TO REGULATE AND MANAGE THE SHELTERS	APPROVED 07-19-10

Sullivan County, Tennessee
Board of County Commissioners

Item 1
No. 2010-07-00

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July 2010.

RESOLUTION To Consider Amendments to the Sullivan County Zoning Resolution

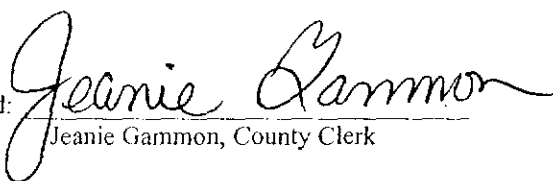
WHEREAS, the attached rezoning petitions have been duly initiated; have been before the Planning Commission (recommendations enclosed); and have received a public hearing as required; and,

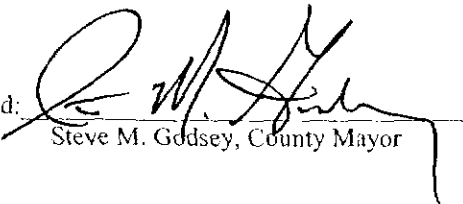
WHEREAS, such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution.

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 19th day of July 2010.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsor: James "Buddy" King
Prime Co-Sponsor(s): O.W. Ferguson

2010-07-00	County Commission
ACTION	Approved 07-19-10 Voice Vote

Comments:

Sullivan County, Tennessee
Board of County Commissioners

Item 2
Administrative
No. 2008-12-134

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of December, 2008.

RESOLUTION To Improve Fire Safety Within The Borders Of Sullivan County

WHEREAS, Sullivan County has the obligation to our citizens to improve fire safety; and

WHEREAS, Sullivan County has no standards on the size of water service lines or the placement of fire hydrants serviced by any public utility provider; and

WHEREAS, there are areas within the borders of Sullivan County with insufficient supply line sizing and lack of sufficient fire hydrants for adequate fire safety.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby require all water utilities within the County, including all municipalities, to install fire hydrants and supply lines in all new, replacement, and upgrade construction to the standards required within residential areas inside the city limits of Kingsport or Bristol, Tennessee; and these be checked and maintained on a regular basis on a schedule no less than what's provided within the boundaries of the cities.

BE IT FURTHER RESOLVED that if any utility provides service to an industrial park or other major industrial site, sufficient water supply, line sizing and fire hydrants must be installed to meet or exceed any codes required within the city limits of Kingsport, Bristol, Tennessee, or any other utility district providing service in Sullivan County.

~~**BE IT FURTHER RESOLVED** that money to help facilitate this resolution be earmarked from the Health and Safety Program or Homeland Security Program in an amount no less than five thousand dollars (\$5,000) annually and be dedicated to the rural portions of the County that have utility supplied water service and an insufficient supply line sizing or an insufficient number of fire hydrants.~~

BE IT FURTHER RESOLVED that \$5,000 annually be put in each year's budget to help facilitate this resolution. This money is to be put in the Health & Safety program overall Planning & Zoning Department's Budget. The \$5,000 annually to be dedicated to the rural portions of the County that have utility supplied water service and no fire hydrants or an insufficient number of fire hydrants.

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

Approved this _____ day of _____ 2008.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: James "Moe" Brotherton
Prime Co-Sponsor(s): Sam Jones, Terry Harkleroad, Larry Hall, Darlene Calton

2008-12-134	Administrative	Budget	Executive	County Commission
ACTION	Approved 12-1-08, No Action 1-5-09, No Action 2-2-09, No Action 3-2-09, No Action 4-6-09, No Action 5-4-09, No Action 7-6-09, No Action 8-3-09, No Action 10-5-09, No Action 11-2-09, No Action 12-7-09, No Action 1-4-10, No Action 2-1-10, No Action 3-1-10, No Action 4-5-10, No Action 5-10-10, No Action 6-7-10, No Action 7-12-10	No Action 12-4-08; Deferred 1-8-09. No Action 2-5-09, No Action 3-5-09, Deferred 4-9-09, Deferred 5-7-09, No Action 7-9-09, No Action 8-11-09, No Action 9-10-09, No Action 10-6-09, No Action 12-10-09, No Action 1-4-10, No Action 2-4-10, No Action 3-4-10, No Action 4-8-10, No Action 5-6-10, No Action 6-10-10, No Action 7-8-10	Approved 12-3-08, No Action 1-7-09, No Action 2-9-09, No Action 3-4-09, No Action 4-1-09, No Action 5-6-09, Deferred 7-1-09, No Action 8-5-09, No Action 10-7-09, No Action 11-4-09, No Action 12-2-09, No Action 1-6-10, No Action 2-3-10, No Action 3-3-10, No Action 4-7-10, No Action 5-5-10, No Action 6-2-10, No Action 7-7-10	

Notes: 1st Reading 12-15-08;
Amended by Sponsor as reflected above in Resolution 01-20-09; Deferred 01-20-09;
Deferred 02-17-09; Deferred 03-16-09; Deferred 04-20-09; Deferred 05-18-09;
Deferred 07-20-09; Deferred 08-17-09; Deferred 09-21-09; Deferred 10-19-09;
Deferred 11-16-09; Deferred 12-21-09; Deferred 01-19-10; Deferred 02-16-10;
Deferred 03-15-10; Deferred 04-19-10; Deferred 05-17-10; Deferred 06-21-10;
Deferred 07-19-10;

Sullivan County, Tennessee
Board of County Commissioners

Item 3
Budget
No. 2010-05-49

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of May, 2010.

RESOLUTION To Authorize Education Incentive Payments To Employees Of Sullivan County Government Based Upon Available Funding

WHEREAS, under T.C.A. 5-1-310(1), counties are authorized and encouraged to provide an annual payment of an educational incentive to employees (as defined in TCA 29-20-102(2) who attain the designation of "Certified Public Administrator" under the Training Program (COCTP); and

WHEREAS, this body authorized these payments based upon available funding for the prior fiscal year; and

WHEREAS, Sullivan County desires to provide this incentive to the employees that have accomplished this certification for the fiscal year ending June 30, 2010.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes Incentive payments to Employees of the Sullivan County Government as follows;

Any employee of Sullivan County, as defined in TCA 29-20-102(2), who has completed the COCTP and attained the designation of Certified Public Administrator and who submits to the County Mayor documentation of such attainment on or before June 30, 2010, shall be paid the sum of \$1,500 out of the respective departments budget where funding is available in personnel and benefits for 2010FY.

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

Approved this _____ day of _____ 2010.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

**Sponsored By: Dennis Houser
Prime Co-Sponsor(s): Sam Jones**

2010-05-49	Administrative	Budget	Executive	County Commission
ACTION	Approved 6-7-10, No Action 7-12-10	Deferred 6-10-10, No Action 7-8-10	Approved 6-2-10, No Action 7-7-10	Failed 07-19-10 8 Aye, 4 Nay, 1 Pass, 1 Absent

Notes: 1st Reading 05-17-10; Deferred 6-21-10;

Sullivan County, Tennessee
Board of County Commissioners

Item 4
Executive
No. 2010-05-50

SUBSTITUTE RESOLUTION

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 17th day of May, 2010.

RESOLUTION Requesting 90 Days Notice Of Annexation By Any Municipality Located Within The Borders Of Sullivan County, Tennessee Or Outside Sullivan County, Tennessee Borders With Detailed Maps Of The Area To Be Annexed And Planned Services With Time To Be Implemented

WHEREAS, the current system of notifying the County Mayor and the County Commission, as well as all department heads in both the County and the City involved, gives an inadequate amount of time to reconfigure services provided to the citizens in the area being annexed; and

WHEREAS, the citizens involved in any annexed area deserve as much of an uninterrupted transition of services as is possible; and

WHEREAS, the citizens involved in annexed areas are entitled to certain services within a specified time frame from the annexing municipality as provided for in state law; and

WHEREAS, the logistics involved in the transfer of responsibility for services, the purchase of additional equipment, the hiring of additional personnel, the realignment and adjustments to present personnel and their schedules, as well as changes necessary in the Department of Education, the Sheriff's Department, the Highway Department and other departments and agencies demand adequate notice.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of May, 2010 that any annexation occurring within the borders of Sullivan County request a 90 day notice be given to the County Mayor, the County Commission and all affected departments before any annexation takes place in order for the County and the City involved to realign services, hire additional personnel, realign present personnel and their schedules, and purchase needed equipment. The notice shall include a complete plan of services to be provided with specific itemized services to be listed with a proposed time table for implementing said services in accordance with the time requirements as established by state law.

BE IT FURTHER RESOLVED that the Director of Schools of both parties and the respective Boards of Education shall be notified of the number of students affected by an annexation, the grade level of those students, what schools are affected, and the disposition of those students as to where they will attend school as well as the finances involved.

BE IT FURTHER RESOLVED that the Highway Department shall be notified of the roads and streets affected, and the Sheriff's Department and EMS services must be notified of the neighborhoods affected and the date the city's services take over responsibility for those areas to eliminate an unneeded duplication of services. The entire plan of services and any issues resulting from an annexation must be resolved and in place before the final annexation date.

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

Approved this _____ day of _____ 2010.

Attested: _____
 Jeanie Gammon, County Clerk

Approved: _____
 Steve M. Godsey, County Mayor

Sponsored By: James "Moe" Brotherton
Prime Co-Sponsor(s): Darlene Calton

2010-05-50	Administrative	Budget	Executive	County Commission
ACTION	No Action 6-7-10. No Action 7-12-10	No Action 6-10-10; No Action 7-8-10	Approved 6-2-10, No Action 7-7-10	

Notes: 1st Reading Of Original Resolution 05-17-10; Deferred 6-21-10; **Deferred 07-19-10;**



CITY OF KINGSPORT, TENNESSEE

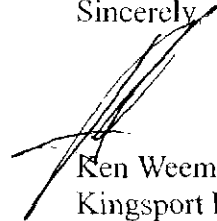
Handout
Attachment
Res # 4 (7-19-10)

July 13, 2010

Dear Mayor Steve Godsey:

During a recent Administrative Committee meeting, a sample of general annexation timing was requested to be sent to the Sullivan County Commission. Please find a flowchart of a Kingsport annexation schedule (example) attached. If I can be of further assistance, please call me at (423) 229-9485.

Sincerely,



Ken Weems
Kingsport Planning Division

Kingsport annexation schedule (general timing)

The surrounding flowchart shows the general timeline of annexation in the City of Kingsport. Recently, the Kingsport Planning Department added additional notification to the County Mayor and Commissioners during the initial notification of property owners (when property owners are initially notified of annexation consideration). A typical annexation process will last approximately 3 months from notification of property owners to effective date. A sample timeline in the year 2010 is provided below:

- 23 Jul: notification of property owners
- 19 Aug: Planning Commission meeting consideration
- 23 Aug: notice of public hearing published
- 7 Sep: BMA 1st reading
- 21 Sep: BMA 2nd reading
- 23 Oct: effective date

Notification of property owners in the annexation Area (15-30 days prior to Planning Commission consideration)

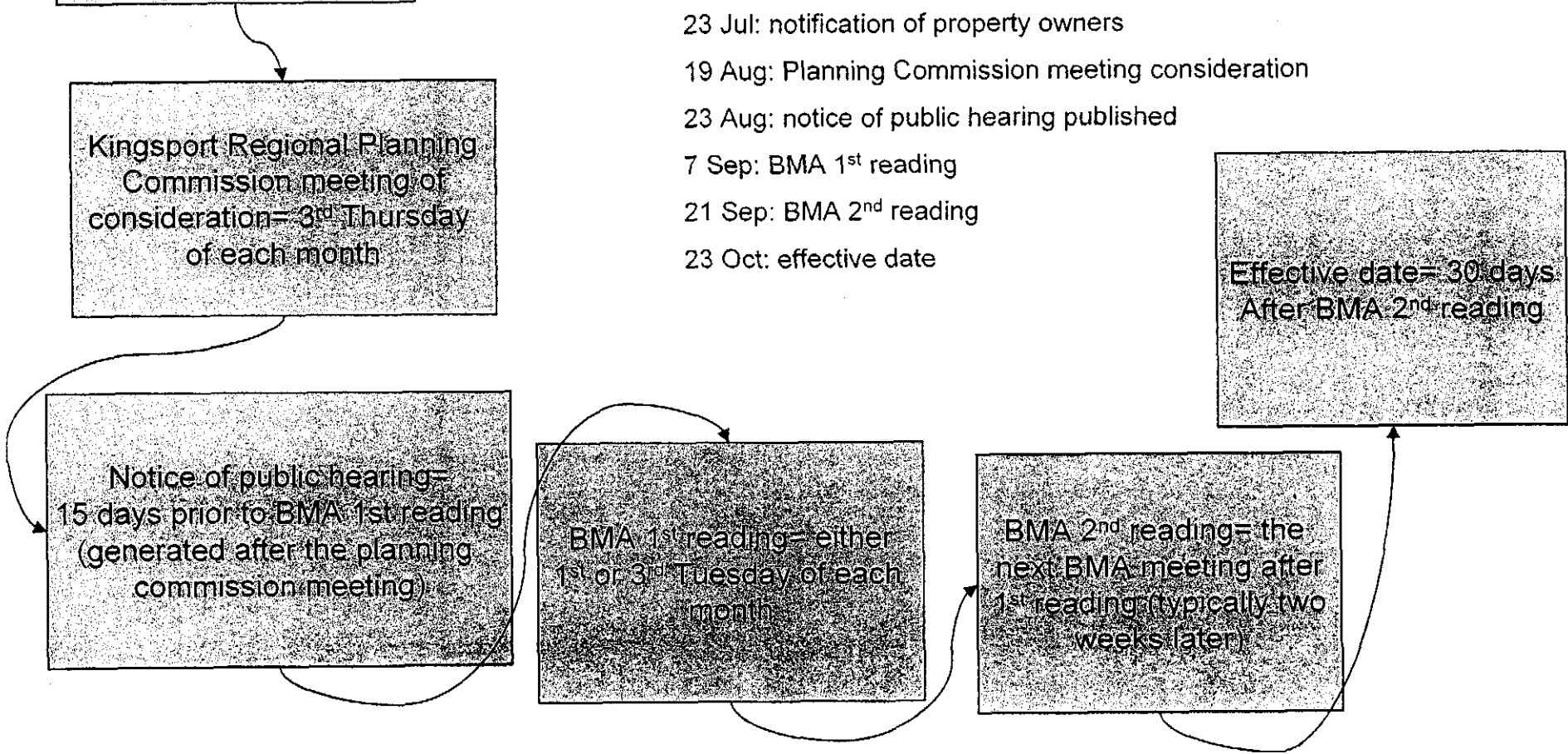
Kingsport Regional Planning Commission meeting of consideration= 3rd Thursday of each month

Notice of public hearing= 15 days prior to BMA 1st reading (generated after the planning commission meeting)

BMA 1st reading= either 1st or 3rd Tuesday of each month

BMA 2nd reading= the next BMA meeting after 1st reading (typically two weeks later)

Effective date= 30 days After BMA 2nd reading



Sullivan County, Tennessee
Board of County Commissioners

Item 5
Administrative
No. 2010-06-62

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of June, 2010.

RESOLUTION Revising Sullivan County Procedures For The Election Of Notary Publics By The Sullivan County Commission

WHEREAS, Sullivan County requires procedural steps that exceed statutory requirements for the election of a Notary Public; and

WHEREAS, the current process for electing a Notary Public in Sullivan County from start to finish can take up to four (4) months to complete and requires handling the paperwork multiple times; however, the new proposed procedures adopted herein will cut approval time in half as well as significantly reduce the handling of the paperwork; and

WHEREAS, the required second reading by the Sullivan County Commission of an application for election as a Notary Public is not required by state law but rather is a requirement imposed locally by the Sullivan County Commission; and

WHEREAS, the majority of counties across Tennessee and particularly the immediate surrounding counties do not require a background check on applicants.

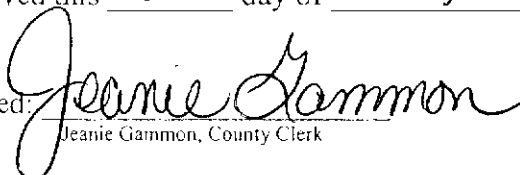
NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 21st day of June, 2010 that the current Sullivan County Commission rule of procedure that an application for election as a Notary Public cannot be considered by the Sullivan County Commission on first reading is hereby eliminated, thereby allowing election upon first reading.

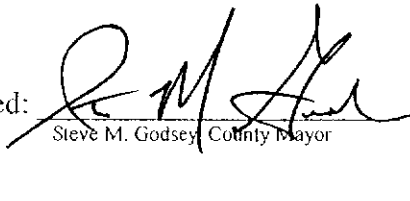
BE IT FURTHER RESOLVED that the current required background check on an applicant for election as a Notary Public is hereby eliminated.

(Note: This Resolution requires approval by two-thirds of the County Commission because it alters a standing rule of procedure.)

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

Approved this 19th day of July 2010.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Larry Hall
Prime Co-Sponsor(s): Joe Herron

2010-06-62	Administrative	Budget	Executive	County Commission
ACTION	Approved 7-12-10	Approved 7-8-10	Approved 7-7-10	Approved 07-19-10 23 Aye, 1 Absent

Notes: 1st Reading 6-21-10;

Sullivan County, Tennessee
Board of County Commissioners

Item 6
Administrative
No. 2010-07-63

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July, 2010.

RESOLUTION To Extend Option Agreement/Contract With Eco-Safe Systems, LLC Through August 2011

WHEREAS, An agreement was entered into on August 30, 2006 regarding land owned by Sullivan County in the 6th Civil District, Tax Map 34, Parcel 118.30 for a period of four years with Eco-Safe Systems obtaining an option to buy this property and operate it as a landfill, and

WHEREAS, Eco-Safe Systems, LLC will continue to pay \$10,000.00 per year to Sullivan County as agreed in the original contract; and

WHEREAS, Eco-Safe Systems, LLC is requesting that this contract with Sullivan County be extended through August 30, 2011.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of July, 2010 hereby agree to extend the agreement/contract with Eco-Safe Systems, LLC through August 30, 2011.

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

Approved this _____ day of _____ 2010.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: Eddie Williams
Prime Co-Sponsor(s): Wayne McConnell

2010-07-63	Administrative	Budget	Executive	County Commission
ACTION	Deferred 7-12-10	Deferred 7-8-10	Deferred 7-7-10	Failed 07-19-10 9 Aye, 14 Nay, 1 Absent

Notes:

Attachment KED# 6
COPY

OPTION AGREEMENT / CONTRACT

Whereas, Sullivan County (hereinafter "Seller") is the owner of a tract of land located in the 6th Civil District of Sullivan County, Tennessee, being that property shown on Sullivan County Tax Map 34, Parcel 118.30 and encompasses 66.9 acres, more or less, hereinafter "Property"; and

Whereas, Property adjoins a closed landfill, hereinafter "Old Landfill," and is currently utilized by the Seller for a rifle range, a dog training facility and a riding facility; and

Whereas, Eco-Safe Systems, L.L.C. (hereinafter "Buyer") wishes to obtain an option to purchase "Property" for use as a landfill, hereinafter "Landfill"; and

Whereas, the parties have reached an agreement regarding the terms of this option agreement;

Now, Therefore, the parties agree as follows:

1. **TERM/RENEWAL TERMS** – This option to purchase shall be for an initial term of one (1) year from date of execution of this Agreement. Said option to purchase shall be renewable at the option of Buyer for three (3) additional one (1) year terms, for a maximum total of four (4) years, at the sole option of the Buyer and upon payment of the consideration set forth herein below. Notice of each renewal must be timely given by Buyer to Seller by notifying Seller in writing on or before the end of each one (1) year option period. Notice shall be given by delivering written notice to the Sullivan County Mayor, or the office of the Sullivan County Mayor.
2. **CONSIDERATION** – Upon execution of this Agreement and upon payment by Buyer of the sum of Ten Thousand Dollars (\$10,000.00), non-refundable, at the time of execution, Buyer shall have the option to purchase Property for an initial term of one year. An additional Ten Thousand Dollars (\$10,000.00), non-refundable, shall be paid by Buyer to Seller at the time of renewal for each renewal term of one year for a maximum of \$40,000.00 over the Term/Renewal Terms of this Agreement. During the initial or any renewal term of the option to purchase, Buyer shall have right to purchase Property from Seller for the total sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00) which shall be paid at the time option is exercised and upon conveyance by Seller of a Warranty Deed to Buyer. All sums paid to Seller by Buyer for the initial term of the option to purchase as well as any renewal term thereof shall be credited toward the total purchase price of One Million Five Hundred Thousand Dollars (\$1,500,000.00).
3. **ADDITIONAL CONSIDERATION TO SELLER WHICH SURVIVES CLOSING** – In the event Buyer exercises its option to purchase Property and upon payments of purchase money as described hereinabove and further upon

delivery by Seller of Warranty Deed to Buyer, the Seller is entitled to the following additional benefits upon Buyer securing a permit which would allow Buyer to operate Landfill and upon commencement of operation of Landfill:

- (a) Seller shall be entitled to dispose of a total of 390,000 tons of municipal solid waste at Landfill at no expense to Seller. Such entitlement may be used at any time during the useful life of Landfill.
- (b) Buyer shall pay monthly to Seller a "host fee" of One Dollar (\$1.00) per ton on any and all municipal solid waste received in the operation of Landfill during the first ten years of operation; however no "host fee" shall be due on "cover material" or "liner material" required to be placed on Landfill by the State of Tennessee. Beginning with the eleventh year of operation of Landfill, Buyer shall pay to Seller a "host fee" of Two Dollars (\$2.00) per ton on any and all municipal solid waste disposed of at Landfill. After the eleventh year of operation and continuing thereafter for the life of Landfill, the per ton "host fee" shall be adjusted annually from Two Dollars (\$2.00) commensurate with the annual change in the consumer price index. No "host fee" shall be paid from Buyer to Seller on the 390,000 tons of municipal solid waste referenced in 3(a) hereinabove.
- (c) Buyer will provide an onsite educational program regarding solid waste management and environmental health for the benefit of the children in the school systems in Sullivan County. Seller shall have the right to allow one grade level for each of the 30 public elementary schools in Sullivan County, including those elementary schools located within the City of Kingsport and the City of Bristol, to visit the site annually; and further, Buyer shall reimburse Seller for the cost of transporting said school children to and from the onsite educational facility.
- (d) Buyer shall make an annual charitable contribution of One Hundred Thousand Dollars (\$100,000.00) less the reimbursement to Sullivan County for transporting school children as referenced in paragraph (c) above to a non-profit children's charitable organization located within Sullivan County and of Buyer's choice.
- (e) Buyer agrees that in the event a well located on residential property which lies adjacent to Landfill has become contaminated due to the operation of Landfill, that Buyer will bear the expense of installing a water line to the property line of said adjacent property.

4. **ADDITIONAL CONDITIONS OF SALE** – If Buyer exercises its option to purchase Property, it agrees to the following additional terms of sale:

- a) Buyer will in a manner in compliance with all State and Federal laws and regulations, as soon as possible after commencement of

- operation of Landfill, and in a timely and consistent manner, move the contents of Old Landfill to new Landfill; and
- b) Buyer will indemnify and hold Seller harmless from any and all claim, loss, obligation, and/or liability, of any type or nature, whether claimed by government or private party, arising from or in any way related to Buyer's moving of the contents of the Old Landfill to new Landfill; and
 - c) Buyer will indemnify and hold Seller harmless from any and all claim, loss, obligation, and/or liability, of any type or nature, whether claimed by government or private party, arising from or in any way related to Buyer's action or inaction with regards to new Landfill; and
 - d) Buyer will indemnify and hold Seller harmless from any and all claim, loss, obligation, and/or liability, of any type or nature, arising from or in any way related to Buyer's use of Property.
5. **BINDING EFFECT** – Upon the execution of this option agreement, it shall be binding upon all parties hereto, their heirs and assigns, transferees, partners, co-owners, tenants, and/or successors in interest, whether in law or equity.
 6. **SALE OF PROPERTY** – After acquiring Property, should Buyer wish to sell Property, Buyer shall give Seller sixty (60) days notice prior thereto to enable Seller to protect its interests as set forth herein.
 7. **SELLER TO RETAIN SECURITY INTEREST IN PROPERTY** – Upon Buyer's execution of its option to purchase Property as set forth herein, Seller will retain and/or be granted a security interest in Property securing to Seller the performance by Buyer of each and every obligation contained within this Agreement. Such security interest shall be by written agreement executed by Buyer recorded in the Sullivan County Register of Deeds office at the time of closing on the sale of Property.
 8. **PERFORMANCE BOND** – Upon Buyer's execution of its option to purchase Property as set forth herein, Buyer will, in addition to the granting of security interest as set forth above, also secure to Seller the performance of each and every obligation contained within this Agreement by furnishing at the time of closing at Buyer's expense a performance bond or letter of credit in the amount of One Million dollars (\$1,000,000.00) securing said performance to Seller. Said bond or letter of credit shall be issued by a reputable bonding company or bank doing business in the State of Tennessee and approved by Seller. Said bond or letter of credit shall be written solely for the benefit of Seller. Buyer shall maintain said bond or letter of credit continuously for a period of twenty (20) years or until released in writing by Seller.
 9. **INSURANCE** – Upon Buyer's execution of its option to purchase Property as set forth herein, Buyer will acquire and maintain, until Old Landfill is completely

moved to new Landfill and the State of Tennessee issues a permit approving the Old Landfill site for new and additional waste, environmental liability insurance coverage with general aggregate limits of two (2) million dollars (\$2,000,000.00) covering Buyer with Seller being named as an additional insured. Buyer agrees to supply to Seller evidence on an annual basis of the maintenance of such insurance coverage. Said insurance coverage shall be maintained with a reputable insurance company.

10. **TESTING** – Upon execution of this Option, Buyer or its agents shall have the right to come onto Property and allow any and all experts who may be needed to perform tests on the land to ascertain its use for landfill purposes. Prior to said testing, Seller shall be given notice of same, and, Buyer shall be responsible for returning the land, as closely as possible, to the same condition it was in prior to the testing. In addition, Buyer agrees to indemnify and hold Seller harmless from any and all claim, loss and/or liability arising from or in any way related to such testing and which might be made as a result of any injury or property damage which occurs during any testing.

This the 30th day of August, 2006.

Approved and agreed to by:

SULLIVAN COUNTY, TENNESSEE
Seller

BY: Richard Venable
Richard Venable, County Mayor

ECO-SAFE SYSTEMS, L.L.C.
Buyer

BY: Gary Rader
Gary Rader, Managing Member

BY: Daniel Paul
Dr. Daniel Paul, Member

Att. Reoth 6

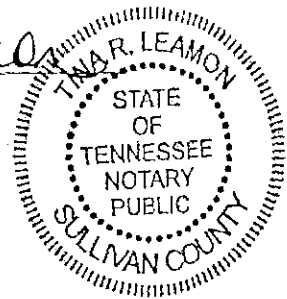
STATE OF TENNESSEE:

COUNTY OF SULLIVAN:

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

WITNESS my hand, at office, this 30th day of August, 2006.

Tina R. Leamon
Notary Public



My commission expires:
9/9/2006

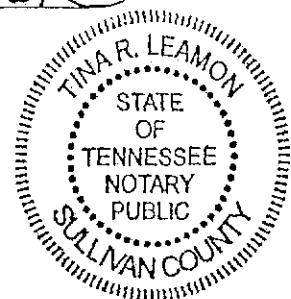
STATE OF TENNESSEE:

COUNTY OF SULLIVAN:

Before me, the undersigned authority, a Notary Public of the State and County aforesaid, personally appeared Gary Rader, with whom I am personally acquainted or who proved to me on the basis of satisfactory evidence to be the within-named bargainer, and who, upon oath, acknowledged himself to be the Managing Member of EcoSafe Systems, L.L.C., one of the within named bargainors, and that he as such Managing Member, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of said bargainer by himself as Managing Member.

WITNESS my hand and official seal this 30th day of August, 2006.

Tina R. Leamon
Notary Public



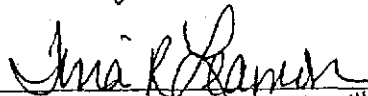
My commission expires:
9/9/2006

STATE OF TENNESSEE:

COUNTY OF SULLIVAN:

Before me, the undersigned authority, a Notary Public of the State and County aforesaid, personally appeared Dr. Daniel Paul, with whom I am personally acquainted or who proved to me on the basis of satisfactory evidence to be a member, and who, upon oath, acknowledged himself to be a Member of EcoSafe Systems, L.L.C., one of the within named bargainors, and that he as such Member, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of said bargainor by himself as Member.

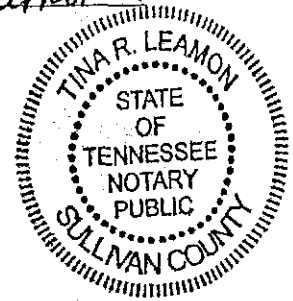
WITNESS my hand and official seal this 30th day of August, 2006.



Notary Public

My commission expires:

9/9/2006



Sullivan County, Tennessee
Board of County Commissioners

Item 7
Executive
No. 2010-07-64
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July 2010.

RESOLUTION To Authorize Placing A 25 MPH Speed Limit Sign On Clover Bottom Drive Where It Intersects With Sullivan Gardens Drive In The 8th Commissioner District

WHEREAS, Commissioner Eddie Williams requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

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

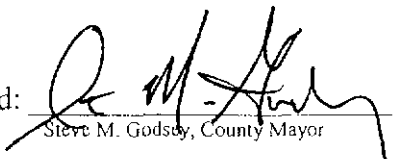
8th Commission District

**To Place A 25 MPH Speed Limit Sign
On Clover Bottom Drive
Which Intersects With Sullivan Gardens Drive**

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

Approved this 19th day of July 2010.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Eddie Williams
Prime Co-Sponsor(s): Darlene Calton

2010-07-64	Administrative	Budget	Executive	County Commission
ACTION	Approved 7-12-10	Approved 7-8-10	Approved 7-7-10	Approved 07-19-10 22 Aye, 2 Absent

Notes: **Waiver of rules requested.**

RESOLUTION REQUEST REVIEW

DATE: June 28, 2010

TO: Sullivan County Commission

REQUEST MADE BY: Eddie Williams

SUBJECT: To place a 25 MPH SPEED LIMIT on Clover Bottom
Drive intersecting with Sullivan Gadens Drive.

8th **CIVIL DISTRICT**

Darlene Calton

X **APPROVED BY HIGHWAY DEPARTMENT**

 DENIED BY HIGHWAY DEPARTMENT

COMMENT:

Rufus Cooper 6/28/2010
TRAFFIC COORDINATOR

[Signature] 6/28/2010
HIGHWAY COMMISSIONER

Sullivan County, Tennessee
Board of County Commissioners

Item 8
Executive
No. 2010-07-65
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July 2010.

RESOLUTION To Authorize Placing 25 MPH Speed Limit Signs At Polo Drive And Polo Court. Both Of These Streets Are Located In Polo Estates, Off Highway 126 In The 4th Commissioner District

WHEREAS, Commissioner Garth Blackburn requested the Sullivan County Highway Department to make this change; and,

WHEREAS, the Sullivan County Highway Department reviewed the request and approved same;

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

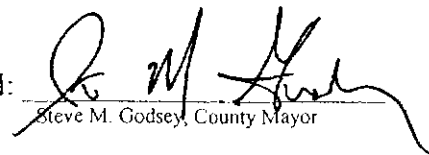
4th Commission District

**To Place 25 MPH Speed Limit Signs
At Polo Drive And Polo Court
In Polo Estates Off Highway 126**

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

Approved this 19th day of July 2010.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Garth Blackburn

Prime Co-Sponsor(s): Linda Brittenham, Dennis Houser

2010-07-65	Administrative	Budget	Executive	County Commission
ACTION	Approved 7-12-10	Approved 7-8-10	Approved 7-7-10	Approved 07-19-10 22 Aye, 2 Absent

Notes: **Waiver of rules requested.**

RESOLUTION REQUEST REVIEW

DATE: June 28, 2010

TO: Sullivan County Commission

REQUEST MADE BY: Garth Blackburn

SUBJECT: To place a 25 MPH SPEED LIMIT at Polo Drive and
Polo Court. Both of these streets are located in Polo
Estates, off of Hwy. 126

4th **CIVIL DISTRICT**

Linda Brittenham
Dennis Houser

X **APPROVED BY HIGHWAY DEPARTMENT**

 DENIED BY HIGHWAY DEPARTMENT

COMMENT:


 6/28/2010
TRAFFIC COORDINATOR


 6/28/2010
HIGHWAY COMMISSIONER

Sullivan County, Tennessee
Board of County Commissioners

Item 9
Budget
No. 2010-07-66

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July, 2010.

RESOLUTION To Authorize The Transfer (Loaning) Of Funds From The General Purpose School Funds To The School Federal Projects' Fund To Provide Temporary Financing For The Fiscal Year Ending June 30, 2011

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

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

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

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

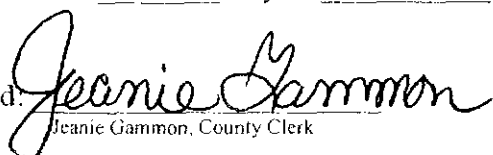
NOW THEREFORE BE IT RESOLVED THAT the members of the Sullivan County Commission on this 19th day of July, 2010 authorize the Sullivan County Board of Education as follows;

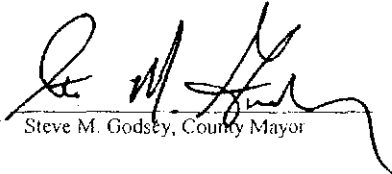
SECTION 1: The General Purpose School Fund to transfer (loan) up to \$500,000 to the School Federal Projects Fund to provide financing to cover (temporary) cash flow needs for non-payroll expenses; and

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

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

Approved this 19th day of July 2010.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsored By: Eddie Williams
Prime Co-Sponsor(s): James "Buddy" King

2010-07-66	Administrative	Budget	Executive	County Commission
ACTION	Approved 7-12-10	Approved 7-8-10	Approved 7-7-10	Approved 07-19-10 22 Aye, 2 Absent

Notes: **Waiver of rules requested.**

Sullivan County, Tennessee
Board of County Commissioners

Item 10
Administrative
No. 2010-07-67

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July, 2010.

RESOLUTION To Regulate The Purchase And Use Of Fireworks In Sullivan County

WHEREAS, Resolutions No. 2010-04-36 and No. 2010-07-59, passed by the Sullivan County Commission, addressed reintroducing the use of fireworks in Sullivan County as passed in Tennessee House Bill 3996 and Senate Bill 3953, and

WHEREAS, fireworks need to be handled responsibly and are not to be purchased or used by anyone under 18 years of age. Adult supervision is required when fireworks are being used in the presence of anyone under 18 years old; and

WHEREAS, fireworks are not to be used before 10:00 a.m. or after 11:00 p.m., with the exception of Holidays when they may be used up until 12 midnight.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby institute the regulation of fireworks use to be purchased and handled only by adults 18 years and older; and can only be activated after 10:00 a.m. and cannot be used after 11:00 p.m., with 12:00 midnight being the exception for Holidays.

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

Approved this _____ day of _____ 2010.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: Dennis Houser
Prime Co-Sponsor(s): Dwight King

2010-07-67	Administrative	Budget	Executive	County Commission
ACTION	Deferred 7-12-10	Deferred 7-8-10	Deferred 7-7-10	

Notes: **1st Reading 07-19-10;**

WHEREAS, Sullivan County will abide by all state laws regarding the use of fireworks including the age of purchase, 16 years of age: sixteen and seventeen year olds must additionally provide a state issued photo ID at the time of purchase.

WHEREAS, Sullivan County prohibits the use of fireworks between the hours of 12 midnight and 10:00 AM, except when a special event permit has been issued by the Tennessee Department of Commerce and Insurance office. Violation of this rule would result in a fine of up to \$500.00 dollars.

WHEREAS, Sullivan County Commission recommends that the county Planning and Zoning department study and develop guidelines concerning the zoning of fireworks sales locations, and further recommends that a \$300.00 Sullivan County permit fee be required for each state issued manufacturer, distributor, exhibitor, wholesaler, retailer, and seasonal retailer license issued for Sullivan County.

Sullivan County, Tennessee
Board of County Commissioners

Item 11
Administrative
No. 2010-07-68

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of July, 2010.

RESOLUTION To Combine Sullivan County And Kingsport Animal Shelters By Creating A Non-Profit Legal Corporation To Regulate And Manage The Shelters

WHEREAS, Sullivan County and the Cities of Kingsport and Bluff City regulate dogs and cats; and

WHEREAS, Sullivan County operates an animal shelter located in Blountville; and

WHEREAS, the city of Kingsport owns an animal shelter located in the city of Kingsport; and

WHEREAS, it is the intent of Sullivan County and the cities of Kingsport and Bluff City to create a non-profit legal corporation to take over the regulation of dogs and cats in Sullivan County, Kingsport, and Bluff City, and to operate the animal shelters in Blountville and Kingsport; and

WHEREAS, at this time the specifics of this joint effort have not been worked out and agreed to as is and will be necessary;

NOW THEREFORE BE IT RESOLVED THAT:

Sullivan County shall, in cooperation with the cities of Kingsport and Bluff City, and Bristol establish a non-profit corporation for the purpose and with the authority to regulate dogs and cats in Sullivan County including inside the city limits of Kingsport and Bluff City, but excluding inside the city limits of Bristol; Bristol; and

~~This non-profit corporation shall take over and operate the Sullivan County animal shelter located in Blountville and the animal shelter owned by Kingsport located in Kingsport; and~~

~~This non-profit corporation shall be a legal entity, separate and distinct from Sullivan County and the cities of Kingsport and Bluff City, with all the powers and independence of a legal non-profit corporation; and~~

~~This non-profit corporation shall be governed by a Board of Directors and shall have officers and employees, and may own property, both real and personal; and~~

~~Employees of Sullivan County and the city of Kingsport may leave their employment with Sullivan County and become employees of this non-profit corporation; and~~

~~Personal property belonging to Sullivan County and the city of Kingsport may be transferred to this non-profit corporation; and~~

~~Sullivan County shall lease the animal shelter located in Blountville to this non-profit corporation on an annual basis at a cost of one dollar (\$1) per year; and~~

~~Monies normally budgeted for the operation of the existing Sullivan County Animal Shelter, currently a part of Sullivan County operating under the office of the Sullivan County Sheriff, shall be donated by Sullivan County to this newly created non-profit corporation; and~~

~~The Mayor of Sullivan County is hereby authorized to, with legal assistance and advice from the County Attorney, work out the specifics of this joint effort, sign all documents necessary, and take all action appropriate thereto.~~

Waiver Of Rules Requested

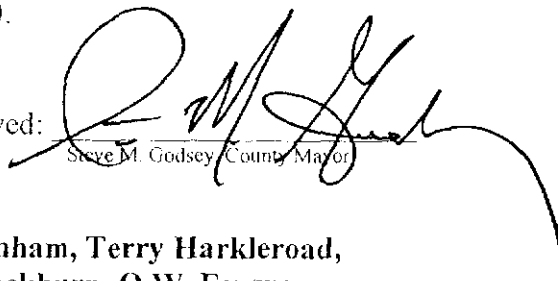
This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Approved this 19th day of July, 2010.

Attested:


Jeanie Gammon, County Clerk

Approved:


Steve M. Godsey, County Mayor

Sponsored By: Joe Herron

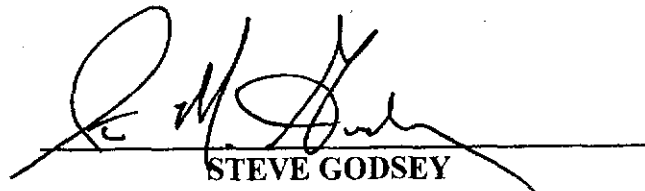
Prime Co-Sponsor(s): Cathy Armstrong, Linda Brittenham, Terry Harkleroad,
W. G. "Bill" Kilgore, Garth Blackburn, O.W. Ferguson

2010-07-68	Administrative	Budget	Executive	County Commission Approved 07-19-10 22 Aye, 2 Absent
ACTION				

Notes: **Waiver of rules requested.**

Amendment made by Williams, accepted by Sponsor Herron as reflected in Resolution. Amendment approved with Resolution 07-19-10.

**AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MOTION MADE BY COMM. BLACKBURN TO MEET AGAIN IN REGULAR
SESSION AUGUST 16, 2010.**



A handwritten signature in black ink, appearing to read "Steve Godsey", is written over a horizontal line. The signature is stylized and cursive.

STEVE GODSEY
COMMISSION CHAIRMAN