

COUNTY COMMISSION-REGULAR SESSION

JULY 15, 2013

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, JULY 15, 2013, 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 Mayor Steve Godsey. Chief Deputy Sheriff Lisa Christian opened the commission and Pastor Tom Reed gave the invocation. The pledge to the flag was led by Chief Deputy Sheriff Christian.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

CATHY ARMSTRONG	TY BOOMERSHINE
MARK BOWERY	BRYAN K. BOYD
LINDA BRITTENHAM	MOE BROTHERTON
DARLENE CALTON	JOHN K. CRAWFORD
O. W. FERGUSON	JOHN GARDNER
TERRY HARKLEROAD	BAXTER HOOD
DENNIS HOUSER	MATTHEW JOHNSON
BILL KILGORE	DWIGHT KING
ED MARSH	KIT MCGLOTHLIN
RANDY MORRELL	BOB NEAL
PATRICK W. SHULL	MIKE SURGENOR
R. BOB WHITE	EDDIE WILLIAMS

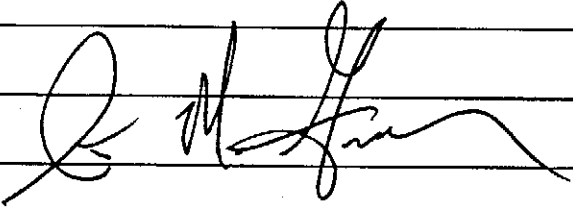
24 PRESENT 0 ABSENT (ABSENT-)

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

Motion was made by Comm. Morrell and seconded by Comm. Harkleroad to approve the minutes of the June 17, 2013 Regular Session of County Commission. Said motion was approved by voice vote.

SULLIVAN COUNTY COMMISSION
 Public Comment Session
 Monday, July 15, 2013

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
1	Matthew Johnson	125 Wonderland Dr.	Kingsport TN 37660	
2	Delores Compton	3633 Raven St.	" " "	EX
3	James Redick	383 Spragler Rd		X
4				
5				
6				
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15				

SULLIVAN COUNTY BOARD OF COMMISSIONERS
Blountville, Tennessee

Appointment to Sullivan County Regional Planning Commission

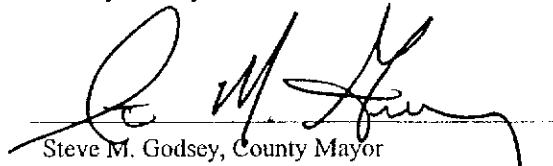
Whereas in accordance with Tennessee Code Annotated §13-4-101, as duly adopted by Sullivan County, Tennessee, the County Mayor has the authority to appoint members to the Sullivan County Regional Planning Commission;

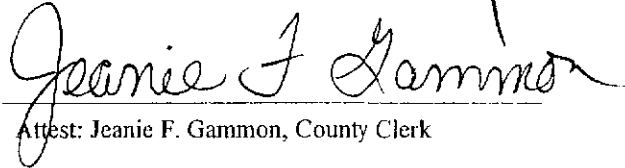
Now therefore, the Sullivan County Mayor does hereby make the following appointment to the Sullivan County Regional Planning Commission to fill out an unexpired term:

Mr. William Jerry Buchanan

Term: July 15, 2013 to June 15, 2014

Approved and confirmed this 15th day of July 2013.

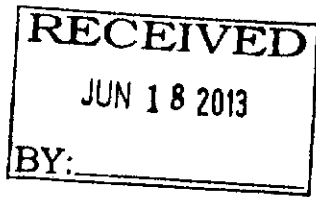

Steve M. Godsey, County Mayor


Attest: Jeanie F. Gammon, County Clerk

Commission Action:

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

AYE	NAY	PASS	ABSENT
24			



William Jerry Buchanan

1904 Pleasant Grove Road
Bluff City, Tennessee 37618
423-538-6138

- Lifetime resident of Sullivan County
- Board of Trustees at Chinquapin Grove Baptist Church
- Member of Zollicoffer Masonic Lodge of Bluff City, Tennessee
- Member of Jericho Shrine
- Owner of Buchanan Construction Company, LLC located in Bluff City, Tennessee. Over forty years experience in commercial and residential grade work.
- Tennessee licensed contractor
- Virginia licensed contractor
- Past civic duties include city government, fire department ,and rescue squad in Bluff City, Tennessee

I have a vested interest in the economic well being of Sullivan County and would like to be considered for appointment on the Sullivan County Planning and Zoning Board

A handwritten signature in cursive script that reads "Jerry Buchanan".

SULLIVAN COUNTY BOARD OF COMMISSIONERS
Blountville, Tennessee

Confirmation of Appointment

Whereas Sullivan County Mayor, Steve Godsey, recommends in favor of reappointing Anita Long to serve an additional term on the Sullivan County Historic Zoning Commission;

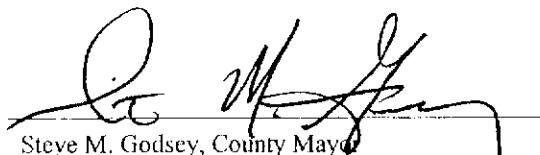
Now therefore, the Sullivan County Board of Commissioners hereby confirms the appointment as set below:

Sullivan County Historic Zoning Commission

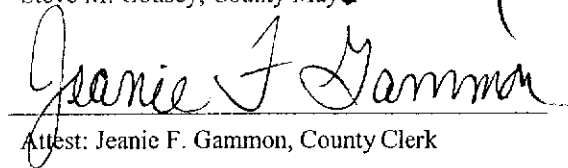
Gary K. Walrath
336 Main Street
Piney Flats, TN 37686

Term: July 15, 2013 to July 15, 2017

Confirmed this 15th day of July 2013.



Steve M. Godsey, 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
24			

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Gary K. Walrath
336 Main Street
Piney Flats, Tennessee 37686
gkwalrath@yahoo.com

Office: 423-538-7396
Cell: 423-741-5228

EDUCATION:

Master of Arts, History	State University of New York at Plattsburg	May 1971
Archival Intern	Feinberg Library, State University of New York at Plattsburg	
Bachelor of Arts, History	State University of New York at Potsdam	May 1970

WORK EXPERIENCE:

Forty-two years of progressively responsible museum administration and historic preservation experience.

March 2004 -	Executive Director, Rocky Mount Historical Association, Piney Flats, Tennessee
September 2003 -	Independent Museum Consultant
January 1979 – September 2003	District Supervisor for History, Southern Historic District, Missouri Division of State Parks and Historic Sites, Festus, Missouri
August 1974 – January 1979	Director – School Service Coordinator, Wayne County Historical Society, Lyons, New York
July 1971 – July 1974	Curator – Director, Glens Falls Historical Association, Glens Falls, New York

ADDITIONAL CAREER EXPERIENCE: PROFESSIONAL SEMINARS/WORKSHOPS

- Current Issues in Museum Management, AAM, Charleston, South Carolina
- Strategic and Inclusive Budgeting: Linking Financial Management to Community Relevance, Qm2, Atlanta, Georgia
- Building a Successful Consulting Career, Qm2, Phoenix, Arizona
- Effective Grant Proposals, Vincent Brosky and Associates, St. Louis, Missouri
- Designing for the Disabled, Seattle, Washington
- Workshop on Access for Disabled Visitors to Historic Sites, National Trust for Historic Preservation, St. Louis, Missouri
- Earned Income and Historical Organizations, Rochester, New York
- General Management Planning for Historic Sites, Raleigh, North Carolina
- Workshop on Marketing and Public Relations, Louisville, Kentucky
- Professional Development for Museums and Historic Agency Personnel, Hartford, Connecticut
- Legal Aspects of Museum Administration Seminar, ALI – ABA, New York, New York

- Museum Administration Seminar (two-week), American Association for State and Local History, Denver, Colorado

PROFESSIONAL SERVICE TO THE FIELD:

- Reviewer, American Alliance of Museums, Accreditation Program
- Peer Reviewer, Institute for Museum and Library Services, Museums for America Program
- Peer Reviewer, American Alliance of Museums, Museum Assessment Program
- Member, Advisory Committee for "Preserving Tennessee's Cultural Heritage: A Statewide Conservation Initiative, TSM/TSLA and IMLS
- American Association for State and Local History
 - Chairman, AASLH Mentoring Committee, 1998 – 2008
 - Chairman, Local Host Program Committee, 2004 Annual Meeting, St. Louis
 - Member, Annual Meeting Program Committee, 2002 – 2008, 2012
- Peer Reviewer, Institute for Museum and Library Services, General Operating Support Grant Program, 1985 – 1996
- Chairman, Conservators –in- Training Program (Cooperstown Conservation Program), Regional Conference of Historical Agencies (RCHA), Syracuse, New York 1975 – 1977
- Researcher and Editorial Advisor, New York State Council on the Arts, 1976 – 1977, Publication and Exhibition, Wayne County: Aesthetic Heritage of a Rural Area.

WORKSHOP SPEAKER:

American Association for State and Local History

- | | |
|------|---|
| 2012 | Salt Lake City, Utah, "Reenactments: Solid Interpretation or Edu-tainment?" and "Passing the Torch of Leadership to a Younger Generation" |
| 2007 | Atlanta, Georgia, "Finding Mutual Goals between Conservators and Curators" and "New Dogs, Different Tricks: Incorporating New Professionals" |
| 2006 | Phoenix, Arizona, "Special Curation and Conservation of 'Macro' Artifacts: A Hands-on Laboratory Experience" |
| 2005 | Pittsburgh, Pennsylvania, "The Case for Historical Markers in the 21 st Century" |
| 2004 | St. Louis, Missouri, "Lewis and Clark in Missouri: An Integrated Interpretation" and "Point – Counterpoint: The Pros and Cons of Popularized History" |
| 2003 | Providence, Rhode Island, "Mentoring You Have a Friend in the Business" and Dependable Fiscal Support – A Recipe for Making Lemonade When the Economy Sours" |
| 2002 | Portland, Oregon, "Faces at the Gate – Friends or Foe: Evolving Museum Security after 9/11" and "Diversifying the Cultural Resource Field" |
| 1995 | Saratoga Springs, New York, "When Persons of Principles Disagree: ADA Mandates and Historic Preservation" and "Multiple Voices in the Air: Cultural and Ethnic Diversity in the Museum Community" |
| 1991 | Dearborn, Michigan, "The Moving Media and Museums" |
| 1990 | Washington, DC, "Imagine Someone Trying to Sell Off Plymouth Rock: Protecting Our Underwater Archaeological Heritage" |

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1985 Topeka, Kansas, "Management of Non-Renewable Resources through Historic Rehabilitation Programs"

Society for Industrial Archaeology, 1983, Minneapolis, Minnesota "Industrial Archaeology and Research: Federal Lead Concentrating Mill #3, Flat River, Missouri

National Park Service, 1989, Annual Fur Trading Symposium, Jefferson National Expansion Memorial, St. Louis, Missouri, "Every Man His Own Historian: Philosophy and Administration of the Historic Reenactment"

Association for Living History Farms and Agricultural Museums, Kansas City, Missouri, "History on the Cutting – room Floor: The Pros and Cons of Popular History Interpretation"

ARTICLES and PUBLICATIONS:

ALHFAM Proceedings of the 1999 Conference and Annual Meeting, Kansas City, Missouri

History News and Dispatch: American Association for State and Local History

"The Case of Historical Markers in the Twenty – First Century", History News, Winter 2006, Volume 61

"Mutual Goals between Curators and Conservators", History News, Summer 2008, Volume 63

PROFESSIONAL AFFILIATIONS:

American Association for State and Local History
American Alliance of Museums
Southeast Museum Conference
Tennessee Association of Museums
Association of Living History Farms and Museums
National Trust for Historic Preservation
Society for Industrial Archaeology
Northeast Tennessee Museum Associates, Past Chairperson
Northeast Tennessee Tourism Association, Board

SULLIVAN COUNTY CLERK
 JEANIE F. GAMMON COUNTY CLERK
 3258 HIGHWAY 126 SUITE 101
 BLOUNTVILLE TN 37617
 Telephone 423-323-6428
 Fax 423-279-2725

Notaries to be elected July 15, 2013

ROSA BARTRA	RITA NEWELL
PHILLIP BELANGER	MELISSA TURNER ODOM
BILL L. BEVERLY	KARA LOLA PAGE
PRISCILLA EVANS	AMY ELAINE REGAN
VICKIE S. GREEN	JARRETT T. RICHARDSON
VICKY J. HALL	
APRIL GREEN HEATON	WANDA R. SIDELL
BRENDA R JENKINS	KRISTEN MERINDA SPRIGGS
EDDIE JOHNSON	MAXINE CEE STONECIPHER
MARTHA C. KILGORE	GLENDA K. STOUT
DONNA M. KIMBLER	K MICHELLE TANKERSLEY
DONNA P KINSLER	CHRIS TEMPLETON
STANLEY E. LADY	MARJORIE M TESTER
PETE B LAUZON	BELVIA THOMAS
LILLIE LONGACRE	AMBRE MICHELLE TORBETT
	REBECCA L. WEBER
SEAN N. MAIDEN	CINDY L WHITTEN
SARAH ELIZABETH MAXFIELD	GARY K. WILKINSON
	JIM R. WILLIAMS
ASHLEEANN AUSTEN MCFADDEN	CHARLLA R. WILLIAMS
LINDA FAYE MCKAMEY	
EDWINA KAY MORRIS	

PERSONAL SURETY
 GLENDA T. VENABLE
 TIMOTHY E. SCOTT
 \$10,000.00
 LSMO139097
 BRITTANY CRAWFORD
 BRANDIE SHORT

UPON MOTION MADE BY COMM. KILGORE AND SECONDED BY COMM. CRAWFORD
 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
SURETY BONDS

JULY 15, 2013

NAME OF NOTARY

PERSONAL SURETY

PERSONAL SURETY

WENDY M. BENNETT
BARBARA J. HUGHES
SHERRI ELLEN LEONARD
TERRI WAYNE MCCALL

GEORGE TODD EAST
GLENN SMITH
E. LYNN DOUGHERTY
ANDY CARRIER

K. JEFF LUETHKE
JERRY SIMPSON
JOSHUA D. BLACKBURN
MARK CARRIER

UPON MOTION MADE BY COMM. KILGORE AND SECONDED BY COMM. CRAWFORD
TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION
WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 24 AYE

**REZONING OVERVIEW
SULLIVAN COUNTY COMMISSION MEETING**

July 15 2013

RESOLUTION #1 - To Consider the Waiver of Rules for the following zoning amendments (map or text).

Application No.	File No.	Applicant	Neighbor Opposition	Staff Recommendation	Planning Commission Recommendation	Current Zone	Requested Zone	Civil District
1	04/13/#1	James Roberts	No	Approve Sullivan Co	Approve Sullivan Co	R-1	R-3	8th
2	04/13/#2	Delores Compton	No	Approve Sullivan Co	Approve Sullivan Co	R-1	B-3	6th

00000

2

11/1/13

AGENDA

Sullivan County Board of County Commission

July 15, 2013

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, July 15, 2013 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No 04/13/#1 James Roberts
Reclassify 3 parcels of property located in the 300 block of Spangler Road from R-1(Low Density/single-Family Residential District) to R-3 (Manufactured Residential Dwelling Park District) for the purpose of bring grandfathered mobile home parks into compliance with the zoning resolution. Property ID No Tax Map 095, Parcels o4820,04815,and04735 all be located in the 8th Civil District.
Sullivan County Planning

- (2) File No 04/13#2 Delores Compton
Reclassify 7.58 acres of property located 4700 Highway 11-W from R-1(Low Density/single-Family Residential District) to B-3 (General Business Service District) for the purpose of allowing a commercial business district. Property ID No. Tax Map 033, Parcel 04400 being located in the 6th Civil District.
Sullivan County Planning

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: James Roberts
Address: 383 Spangler Road
Piney Flats, TN 37686
Phone 340-6120 Date of Request 04/18/2013
Property Located in 08th Civil District

X James Roberts
Signature of Applicant

OFFICE USE ONLY

Meeting Date 06/18/2013 Time 6:00 pm

Place Old Blountville Courthouse

Planning Commission Approved
06/18/13 6:00pm Denied _____

County Commission Approved
07/15/13 9:00 AM Denied _____

Other Roll Call Vote 24 AYE

Final Action Date 07-15-13

PROPERTY IDENTIFICATION

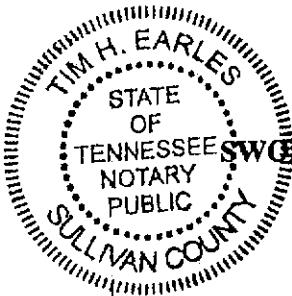
Tax Map No. 095 / Group _____ / Parcel 04820/ 04815/ 04735

Zoning Map 17 Zoning District R-1 Proposed District R-3

Property Location : In the 300 block of Spangler Road

Purpose of Rezoning: To being grandfathered mobile home parks into compliance with 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 18 day of April, 2013.

X James Roberts

Tim H. Earles
Notary Public

My Commission Expires: 09/27/2015

04/13/#2 11

PETITION TO SULLIVAN COUNTY FOR REZONING

01020,

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>Delores Compton</u></p> <p>Address: <u>3623 Raven St</u> <u>Kingsport, TN 37660</u></p> <p>Phone <u>423-288-6034</u> Date of Request <u>04/29/2013</u></p> <p>Property Located in <u>06</u> Civil District</p> <p><u>Delores G. Compton</u> Signature of Applicant</p>	<p><u>OFFICE USE ONLY</u></p> <p>Meeting Date <u>06/18/2013</u> Time <u>6:00 pm</u></p> <p>Place <u>Blountville Courthouse, 2nd Floor</u></p> <hr/> <p>Planning Commission Approved <u>✓</u> <u>6/18/13 6:00pm</u> Denied _____</p> <p>County Commission Approved <u>X</u> <u>7/15/13 9:00am</u> Denied _____</p> <p>Other <u>Roll Call</u> Vote <u>24 Aye</u></p> <p>Final Action Date <u>07-15-13</u></p>
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PROPERTY IDENTIFICATION

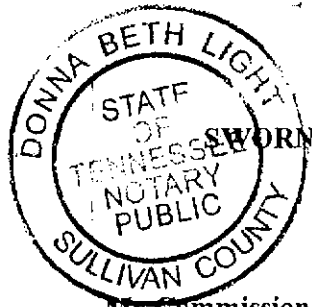
Tax Map No. 033 / Group _____ / Parcel 044.00

Zoning Map 7 Zoning District R-1 Proposed District B-3

Property Location : 4700 Highway 11W

Purpose of Rezoning: Property currently listed for sale. Request to change residential property to that of existing grandfathered commercial property

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.



Delores G. Compton
SWORN TO AND SUBSCRIBED before me this 29th day of April, 2013.

Donna Beth Light
Notary Public

My Commission Expires: 27 Sept. 2015

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QUESTIONS BEFORE THE COMM.

No.	No.	No.	No.	No.	No.	No.	No.	No.	No.
Roll Call	Approve								
	Noting								

NAMES OF COMMISSIONERS	Aye		Nay		Aye		Nay		Aye		Nay		Aye		Nay		Aye		Nay	
Armstrong	✓		✓																	
Boomer	✓		✓																	
Bowery	✓		✓																	
Boyd	✓		✓																	
Brittenham	✓		✓																	
Brotherton	✓		✓																	
Calton	✓		✓																	
Crawford	✓		✓																	
Ferguson	✓		✓																	
Gardner	✓		✓																	
Harkleroad	✓		✓																	
Hood	✓		✓																	
Houser	✓		✓																	
Johnson	✓		✓																	
Kilgore	✓		✓																	
King	✓		✓																	
Marsh	✓		✓																	
McGlothlin	✓		✓																	
Morrell	✓		✓																	
Neal	✓		✓																	
Shull	✓		✓																	
Surgener	✓		✓																	
White	✓		✓																	
Williams	✓		✓																	
24 present 24 Aye																				

QUESTIONS BEFORE THE COMM.

No. ¹ Resolving Requests No. ¹ Resolutions No. ¹ J. J. x J.

NAMES OF COMMISSIONERS	No. 1		No. 2		No. 3		No. 4		No. 5		No. 6		No. 7		No. 8		No. 9		No. 10			
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay		
Johnson	✓		✓											✓								
Kilgore	✓		✓											✓								
King	✓		✓											✓								
Marsh	✓		✓											✓								
Mr. Glothlin	✓		✓											✓								
Morrell	✓		✓											✓								
Neal	✓		✓											✓								
Shull	✓		✓											✓								
Surgenor	✓		✓											✓								
White	✓		✓											✓								
Williams	✓		✓											✓								
Armstrong	✓		✓											✓								
Boomershine	✓		✓											✓								
Bowery	✓		✓											✓								
Boycl	✓		✓											✓								
Brittenham	✓		✓											✓								
Brotherton	✓		✓											✓								
Calton	✓		✓											✓								
Crawford	✓		✓											✓								
Ferguson	✓		✓											✓								
Gardner	✓		✓											✓								
Hallbroad	✓		✓											✓								
Hood	✓		✓											✓								
Houser	✓		✓											✓								
	24 Aye		24 Aye												24 Aye							

00010

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

QUESTIONS BEFORE THE COMMN.

5 6 7 8

NAMES OF COMMISSIONERS

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

Kilgore	✓		✓		✓														
King	✓		✓		✓														
Marsh	✓		✓		✓														
McClouthlin	✓		✓		✓														
Marrell	✓		✓		✓														
Neal	✓		✓		✓														
Shell	✓			✓	✓														
Surgenor	✓			✓	✓														
White	✓		A		✓														
Williams	✓		✓		✓														
Armstrong	✓		✓		✓														
Boomershine	✓		✓		✓														
Bowery	✓		✓		✓														
Boyd	✓		✓		✓														
Brittenham	✓		✓		✓														
Brotherton	✓		✓		✓														
Calton	✓		✓		✓														
Crawford	✓		✓		✓														
Ferguson	✓		✓		✓														
Gardner	✓		✓		✓														
Hankinroad	✓		✓		✓														
Hood	✓		✓		✓														
Houser	✓		✓		✓														
Johnson	✓		✓		✓														

27 Aye 21 Aye 21 Aye
21 Nay
1 Abs

RESOLUTIONS ON DOCKET FOR JULY 15, 2013

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	APPROVED 07-15-13
#2 REQUESTING CREATION OF JOINT EDUCATION COMMITTEE WITH CITY OF KINGSPORT AND CITY OF BRISTOL	DEFERRED 07-15-13
#3 GIVE AUTHORITY AND CONTROL OF THE HISTORIC SULLIVAN COUNTY COURTHOUSE TO THE SULLIVAN COUNTY BOARD OF COMMISSIONERS	DEFERRED 07-15-13
#4 AUTHORIZING SUBMITTAL OF RESERVOIR LAND USE APPLICATION TO TVA FOR LICENSE AGREEMENT RELATIVE TO PROPERTY CURRENTLY BEING UTILIZED BY SOUTH HOLSTON RURITAN CLUB AND AUTHORIZING SULLIVAN COUNTY TO ENTER INTO LICENSE AGREEMENT WITH TVA AND ASSIGNMENT OF LICENSE AGREEMENT TO SOUTH HOLSTON RURITAN CLUB UPON APPROVAL BY TVA	APPROVED 07-15-13
#5 TO SUBMIT GRANT APPLICATION, ACCEPT FUNDS AND APPROPRIATE FUNDS FOR THE SULLIVAN COUNTY SHERIFF'S DEPT.	APPROVED 07-15-13
#6 ENDORSE PROPOSAL FROM UNIVERSITY OF PHOENIX OFFERING 5% DISCOUNT TO SULLIVAN COUNTY EMPLOYEES WHO WISH TO TAKE ON-LINE CLASSES	APPROVED 07-15-13
#7 ACCEPT PROPOSAL FROM THE TDOT DESIGNATED AS FEDERAL PROJECT # HRRR/HSIP-8200(28), STATE PROJECT #84946-3454-94, CONTRACT # 130165 WHICH DESIGNATES ELIGIBILITY FOR THE HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) WHICH WILL ALLOW IMPROVEMENTS FROM OLD WEAVER PIKE FROM SR-358 (WEAVER PIKE) TO SR-RR (HICKORY TREE ROAD)	APPROVED 07-15-13
#8 TO AFFIRM AND SUPPORT IT CAN WAIT NATIONAL DAY OF ACTION AND "THE NATIONWIDE NO-TEXTING-WHILE DRIVING" MOVEMENT	APPROVED 07-15-13

Sullivan County, Tennessee
Board of County Commissioners

Item 1
No. 2013-07-00

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 July 2013.

RESOLUTION To Consider Amendment(s) To The SULLIVAN COUNTY ZONING PLAN: Zoning Map Or The Zoning Resolution

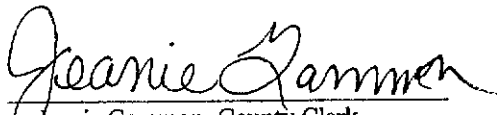
WHEREAS, the rezoning petition(s) have been duly initiated; have been before the appropriate Regional Planning Commission (recommendations enclosed); and shall receive a public hearing as required prior to final action from the County Commission; and

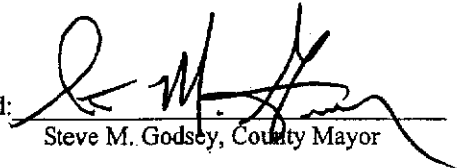
WHEREAS, such rezoning petition(s) and/or the proposed text amendment(s) will require an amendment to the SULLIVAN COUNTY ZONING PLAN – Zoning Map or Zoning Resolution.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider rezoning petition(s) and/or the Zoning Resolution Text Amendment(s), conduct the appropriate public hearing as required by law, and vote upon the proposed amendment(s) individually, by roll call vote, and that the vote be valid and binding, and that any necessary amendments to the official zoning map or resolution code book be made by the Planning & Codes Department.

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

Duly passed and approved this 15th day of July 2013.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

Sponsor: John Crawford
Prime Co-Sponsor(s): John Gardner

2013-07-00	County Commission
ACTION	Approved 07-15-13 Voice Vote

Notes:

Sullivan County, Tennessee
Board of County Commissioners

Item 2
Executive
No. 2013-06-49

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 June 2013

RESOLUTION Requesting Creation Of Joint Education Committee With City Of Kingsport And City Of Bristol To Study And Evaluate Ways To Maximize The Utilization Of County Educational Resources And Provide Quality Education To Sullivan County Students

WHEREAS, there currently exists three school systems within Sullivan County: Kingsport, Bristol, and Sullivan County; and

WHEREAS, schools in the Sullivan County school system are experiencing significant turbulence attributable to a continuing decline in student enrollment and municipal annexations; and

WHEREAS, the County Commission desires that all existing school facilities and educational resources within the county and municipalities are utilized as efficiently as possible in order to provide a quality education to all Sullivan County students and maximum value to county taxpayers; and

WHEREAS, T. C. A. authorizes the multiple school systems existing within a single county to enter into mutually agreeable and beneficial agreements pertaining to the operation of public schools within their districts.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby requests that the Mayor of Sullivan County invite the Mayors of Kingsport and Bristol and the Chairman/President of all three respective Boards of Education to appoint representatives to a joint committee for the purpose of determining possible courses of action, to be undertaken jointly by the aforementioned governmental bodies, for the purpose of maximizing the utilization of all county educational resources and providing a quality education to all Sullivan County students.

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 _____ 2013.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: Baxter Hood

Prime Co-Sponsor(s): Pat Shull, ~~Dennis Houser~~

2013-06-49	Administrative	Budget	Executive	County Commission
ACTION	Deferred 6-5-13; Approved 7-1-13	Deferred 6-6-13, No Action 7-11-13	Approved 6-12-13	

Notes: 1st Reading 06-17-13; **Request by Comm Houser 07/15/13 to be removed as Co-Sponsor; Deferred 07-15-13;**

Sullivan County, Tennessee
Board of County Commissioners

Item 3
Executive
No. 2013-06-51

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 June 2013

RESOLUTION To Give Authority And Control Of The Historic Sullivan County Courthouse To The Sullivan County Board Of Commissioners

WHEREAS, there are no longer any judicial hearings in that facility and the maintenance and cleaning of the building and its grounds are now under the supervision of the Sullivan County Maintenance Department; and

WHEREAS, TCA 5-7-108 states that the county legislative body has the authority to govern and control all happenings and appoint the person or persons who are to care for the facility and report back to the County Commission.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes that control of the Historic Sullivan County Courthouse be given over to the County Commission to govern and maintain.

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 _____ 2013.

Attested: _____
Jeanie Gammon, County Clerk

Approved: _____
Steve M. Godsey, County Mayor

Sponsored By: ~~John Gardner~~ Baxter Hood
Prime Co-Sponsor(s): ~~Baxter Hood~~ Ed Marsh

2013-06-51	Administrative	Budget	Executive	County Commission
ACTION	Deferred 7-1-13	No Action 6-6-13; No Action 7-11-13	Approved 6-12-13	

Notes: 1st Reading 06-17-13; **Request by Gardner to be removed as Sponsor and Hood be Sponsor of Resolution with Marsh as Co-Sponsor 07-15-13; Deferred by Hood 07-15-13;**

Sullivan County, Tennessee
Board of County Commissioners

Item 4
Budget/Executive
No. 2013-06-55
Attachments

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 June 2013

RESOLUTION Authorizing Submittal Of Reservoir Land Use Application To TVA For License Agreement Relative To Property Currently Being Utilized By South Holston Ruritan Club And Authorizing Sullivan County To Enter Into License Agreement With TVA And Assignment Of License Agreement To South Holston Ruritan Club Upon Approval By TVA

WHEREAS, pursuant to Resolution No. 36 approved January 17, 1983 (copy attached), Sullivan County entered into a 30 year Grant of Easement with the United States of America through the Tennessee Valley Authority ("TVA") dated November 2, 1982 as well as an Assignment of Easement dated April 23, 1983 to South Holston Ruritan Club for use of property on South Holston Lake identified as TVA Tract No. XTSH-33RE and being utilized by South Holston Ruritan Club for community purposes; and

WHEREAS, said Grant of Easement expired on November 1, 2012 and TVA is not agreeable to extending the terms of the previous agreement due to TVA's guidelines and policies having changed since the parties entered into the previous agreement in 1983; and

WHEREAS, the current guidelines and policies on use of TVA owned property for recreational purposes are such that a new long-term grant of easement or lease agreement to allow South Holston Ruritan Club to continue using the property would require the up-front payment of an application fee of \$5,000 which is not economically feasible; and

WHEREAS, as an alternative to a long-term grant of easement or lease agreement, TVA offers the option of entering into a license agreement which requires an initial \$1,500 up-front application fee (final cost to be determined) and the approval of the TVA Regional Watershed Office; however, said License Agreement is subject to being terminated at any time; and

WHEREAS, TVA has advised that if TVA enters into a License Agreement directly with South Holston Ruritan Club for continued use of the property, that South Holston Ruritan Club, in addition to the application fee, will be required to pay annual fees to TVA in a minimal amount of \$16,000, but that said annual fees will not be charged if the License Agreement is between TVA and Sullivan County and then sublet to South Holston Ruritan Club; and

WHEREAS, South Holston Ruritan Club has requested that Sullivan County, on behalf of the Ruritan Club, submit a Reservoir Land Use Application to TVA for approval of a License Agreement between TVA and Sullivan County and subsequent Assignment of License Agreement between Sullivan County and South Holston Ruritan Club to allow the Ruritan Club to continue using the property for recreational community purposes with all costs associated therewith to be paid by South Holston Ruritan Club and at no cost to Sullivan County;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the County Mayor to submit the attached Reservoir Land Use Application and proposed Assignment of License Agreement together with the initial \$1,500 application fee to be paid by South Holston Ruritan Club to TVA for its consideration to allow South Holston Ruritan Club to continue to use the subject property for recreational community purposes. Upon approval by TVA, the County Mayor is authorized to enter into the License Agreement with TVA and Assignment of License Agreement to South Holston Ruritan Club with the stipulation that any and all fees and expenses associated with said Application and subsequent License Agreement and Assignment of License Agreement shall be paid by South Holston Ruritan Club.

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 15th day of July 2013.

Attested: Jeanie Gammon
 Jeanie Gammon, County Clerk

Approved: Steve M. Godsey
 Steve M. Godsey, County Mayor

Sponsored By: Randy Morrell

Prime Co-Sponsor(s): Terry Harkleroad, Dwight King, Ty Boomershine

2013-06-55	Administrative	Budget	Executive	County Commission
ACTION	Approved 7-1-13	Approved 7-11-13	Approved 7-2-13	Approved 07-15-13 24 Aye

Notes: 1st Reading 06-17-13;

000200

MB 10/09.129
NO. 36

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY
BOARD OF COMMISSIONERS IN ADJOURNED SESSION

MET THIS THE 28TH DAY OF APRIL, 19 81.

RESOLUTION IN RE: TVA LAND SUB-LEASED

TO SOUTH HOLSTON

RURITAN CLUB

BE IT RESOLVED THAT

WHEREAS, the South Holston Ruritan Club has had only a 30-day short term lease
of approximately 14.6 acres from TVA for 21 years to develop baseball fields.

The South Holston Ruritan Club has developed three (3) baseball fields to accom-
date the following leagues:

Minor League - 4 Minor League teams with a total of 60 players

Little League - 10 Little League teams with a total of 150 players

Senior League - 6 Senior League teams with a total of 90 players.

WHEREAS, the South Holston Ruritan Club has built a concession stand, rest
rooms, 2 press boxes, and a pavilion.

WHEREAS, the South Holston Ruritan proposed to build a combination club house
that may accommodate a Fire Department and a Rescue Unit and also construct a tennis
court, picnic area, horse shoe pits and a field house for three (3) ball fields.

WHEREAS, TVA requires that a long term lease on its property be made only to
counties in which the property lies.

THEREFORE, BE IT RESOLVED THAT the South Holston Ruritan Club respectfully request
that Sullivan County obtain a long-term lease and subsequently grant a long term
sub-lease to South Holston Ruritan Club for the said property. This property has
no historical significance and will be used to benefit the surrounding communities.

BE IT FURTHER RESOLVED THAT the South Holston Ruritan Club agree this transaction
will be of no cost of Sullivan County. The South Holston Ruritan Club will be
responsible for the said property.

INTRODUCED BY COMMISSIONER THOMAS ESTIMATED COST:

SECONDED BY COMMISSIONER *G. M. ...* PAID FROM FUND

COMMISSION ACTION: DATE SUBMITTED:

Aye Nay

ROLL CALL: County Clerk

VOICE VOTE: ✓ BY:

COMMITTEE ACTION: APPROVED: DISAPPROVED:

TVA SENSITIVE INFORMATION
TENNESSEE VALLEY AUTHORITY



RESERVOIR LAND USE APPLICATION

The Tennessee Valley Authority (TVA) is the steward for public lands and shorelines in the Tennessee Valley pursuant to the TVA Act. To apply for use of TVA reservoir land, consult with staff in the Regional Watershed Office that serves the reservoir of your request. TVA staff will help determine the appropriate initial application fee rate. Submit your completed application with the appropriate initial fee to the regional office to start application review. Your request will be examined in relation to TVA's statutory and operational interests reservoir land management plans, and its current Land Policy as determined by the TVA Board of Directors. The review is subject to the National Environmental Policy Act (NEPA). Submitting an application and payment of the initial fee or other costs does NOT guarantee approval of your request.

TVA OFFICIAL USE ONLY	
RLR No.:	Tract No. Assigned by Realty:

<p>1. Name and Mailing Address of Applicant:</p> <p>Sullivan County, Tennessee 3411 Highway 126, Ste 206 Blountville, TN 37617</p> <p>Telephone No. - Home: (423) 323-6417 Office: (423) 323-6418 Cell: _____ E-mail Address: mayor@sullivancountyttn.gov</p>	<p>2. Name, Address, and Title of Authorized Agent: (i.e., builder, engineer) include a letter confirming authorization.</p> <p>Steve Godsey County Mayor for Sullivan County 3411 Highway 126, Ste 206 Blountville, TN 37617</p> <p>Telephone No. - Home: (423) 323-6417 Office: (423) 323-6418 Cell: _____ E-mail Address: mayor@sullivancountyttn.gov</p>
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<p>3. Location: Attach a location map and a map showing boundaries of TVA land needed.</p> <p>XTSH-33RE Subdivision: South Holston Ruritan Community Fields</p> <p>Subdivision Plat Lot No.: _____ Tax Map & Parcel No.: _____ Reservoir: _____ River: _____ River Mile: _____</p>	<p>4. Type of Land Use and TVA Action Level: Please contact your regional watershed office to help determine the appropriate level of TVA action needed.</p> <table border="0"> <tr> <td>Approval by TVA Regional Watershed Office:</td> <td>Approval by TVA Board or CEO:</td> </tr> <tr> <td><input type="checkbox"/> Land Use Permit</td> <td><input type="checkbox"/> Easement</td> </tr> <tr> <td><input checked="" type="checkbox"/> License Agreement</td> <td><input type="checkbox"/> Deed Modification</td> </tr> <tr> <td><input type="checkbox"/> Sufferance Agreement</td> <td><input type="checkbox"/> Lease (_____ years needed)</td> </tr> <tr> <td>(For these requests, complete only sections 1-7 and 13)</td> <td><input type="checkbox"/> Abandonment</td> </tr> <tr> <td></td> <td><input type="checkbox"/> Land Transfer</td> </tr> </table>	Approval by TVA Regional Watershed Office:	Approval by TVA Board or CEO:	<input type="checkbox"/> Land Use Permit	<input type="checkbox"/> Easement	<input checked="" type="checkbox"/> License Agreement	<input type="checkbox"/> Deed Modification	<input type="checkbox"/> Sufferance Agreement	<input type="checkbox"/> Lease (_____ years needed)	(For these requests, complete only sections 1-7 and 13)	<input type="checkbox"/> Abandonment		<input type="checkbox"/> Land Transfer
Approval by TVA Regional Watershed Office:	Approval by TVA Board or CEO:												
<input type="checkbox"/> Land Use Permit	<input type="checkbox"/> Easement												
<input checked="" type="checkbox"/> License Agreement	<input type="checkbox"/> Deed Modification												
<input type="checkbox"/> Sufferance Agreement	<input type="checkbox"/> Lease (_____ years needed)												
(For these requests, complete only sections 1-7 and 13)	<input type="checkbox"/> Abandonment												
	<input type="checkbox"/> Land Transfer												

- 5. Proposed Time Schedule for your Project:**
 Start Date: _____ Projected Completion Date: _____
- 6. Describe your project and its purpose and intended use:**
 Describe the proposed development, on or off TVA land. Include a general description of proposed structures to be erected and land disturbance, including vegetation removal, fills, and/or excavations. Attach a copy of detailed plans as appropriate.
- 7. Will federal assistance be used as part of this project?**
 Yes No If "yes", describe activity and complete Applicant Information Pre-Award Form.

Skip sections 8-12 and proceed to section 13 if your request requires approval by the Regional Watershed Office. Complete all sections (1 through 13) if your request requires approval by the TVA Board of Directors or TVA Chief Executive Officer. (Section 4)

8. Alternative Site(s) Considered: (Include justification for rejecting alternate locations; attach explanation if needed)

TVA SENSITIVE INFORMATION

9. Anticipated Economic Impacts of your Project:

A. Projected cost estimate and funding source (if project is to be completed in phases, please include time schedule and costs for each phase):

B. Number of jobs to be created - Near-Term _____
 (including construction) Long-Term _____

C. Negative socioeconomic impacts considered:

D. Expected public and investor benefits:

10. Describe Anticipated Environmental Impacts: (Include copies of reviews, assessments, or letters from federal or state agencies)

11. List all permits, approvals, or certifications required by other federal, state, or local agencies: (Include those required for any structure, construction activity, discharge, or other activities described in this application. Attach copies)

Issuing Agency	Type of Approval	Identification Number	Date of Application	Date of Approval

12. Has any agency denied approval for the project described herein or any activity related to the project?
 No Yes (if "Yes", attach explanation)

13. AUTHORIZATION FOR TVA TO PROCESS YOUR APPLICATION:

Application is hereby made for approval of the land use described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. By submitting this request, I understand credit checks will be performed as part of the normal business procedure. Additional financial information may be requested.

PAYMENT TERMS: Payment for land use application processing fees, land transactions, and any related costs are due Net thirty (30) days from the date of invoice. On any overdue payment, TVA shall charge interest at the rate payable by TVA under the United States Prompt Payment Act (31 U.S.C. §§3901-3906) from the date payment is due until the date TVA receives payment. Payment of interest shall be due within thirty (30) days after TVA's invoice for such interest is dated. Failure by the Applicant to pay all invoices within sixty (60) days will result in termination of the request.

I understand TVA charges an initial application fee that is appropriate to the type of request, and that full cost recovery is required for certain actions. I understand and agree to pay all of TVA's costs associated with the processing of this application. Upon receipt of a complete application and the appropriate initial application fee, TVA will initiate a review of my land use request. I understand TVA will invoice me monthly for any review processing costs that exceed the initial application fee. Upon completion of the draft instrument, a standard closing cost fee, if applicable, will be assessed for deed execution, mailing, and filing. Payment of any fee does not guarantee TVA approval. TVA may impose terms and conditions at the time of the approval. The processing fees are in addition to any payment required for the purchase or use of the TVA land. Any unused portion of the initial processing fee will be refunded.

_____ Date

_____ Signature of Applicant

FOR TVA USE ONLY					
Application No.	Project Title	Project Location	Project Lead/Title	Project Manager	Project Status

EXHIBIT A

Tract XTSH-33RE

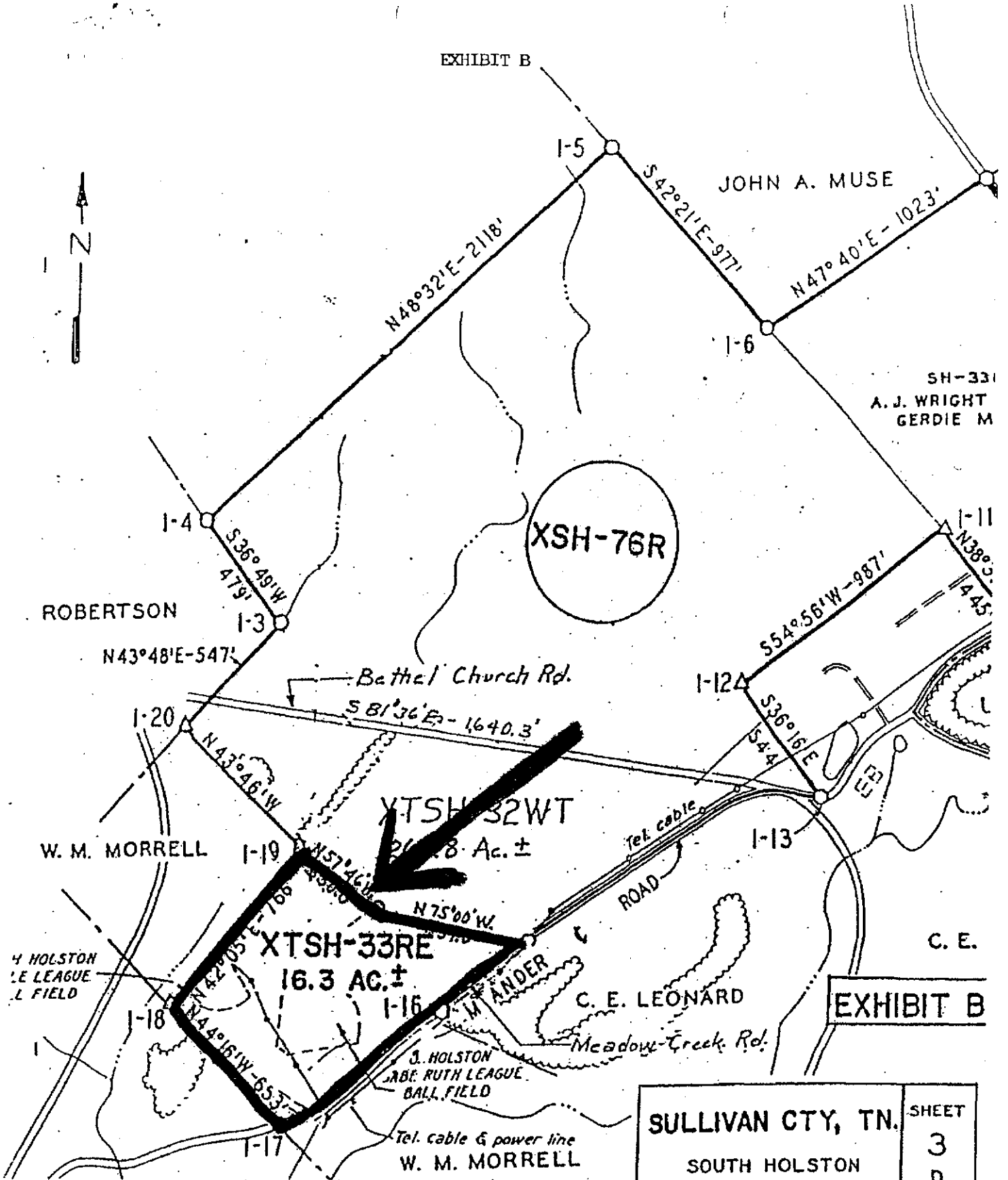
BEGINNING at a point in the centerline of Meadow Creek Road approximately 1,230 feet southwest of the intersection of Bethel Church Road and Meadow Creek Road; thence with the centerline of said road in a southwesterly direction approximately 1,130 feet to a point; thence N. $44^{\circ} 16'$ W., 653.0 feet to an iron pin, TVA corner marker 1-18 (Coordinates: N. 802,200; E. 3,142,098); thence N. $42^{\circ} 05'$ E., 766.0 feet to an iron pin, TVA corner marker 1-19; thence S. $57^{\circ} 46'$ E., 350.0 feet to a point; thence S. $75^{\circ} 00'$ E., 637.6 feet to the point of BEGINNING and containing 16.3 acres, more or less.

The above-described property is conveyed subject to any outstanding rights to Sullivan County for road rights of way and to others for utility rights of way.

The position of corners and directions of lines are referred to the Tennessee Coordinate System.

000400

EXHIBIT B



SH-331
A. J. WRIGHT
GERDIE M

XSH-76R

XTSH-32WT
26.8 Ac. ±

XTSH-33RE
16.3 AC. ±

EXHIBIT B

LEGEND



SULLIVAN CTY, TN.	SHEET
SOUTH HOLSTON RESERVATION	3
	D

SOUTH HOLSTON RESERVOIR
TENNESSEE VALLEY AUTHORITY
MAPPING SERVICES DIVISION

SCALE: 1" = 500'

CHATTANOOGA MAY 1985 21 421B522-D-3 R.1

111 x 11

ASSIGNMENT OF LICENSE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS that the undersigned, for and in consideration of the sum of One (\$1.00) dollar and other good and valuable consideration to it in hand paid by the South Holston Ruritan Club, receipt of which is hereby acknowledged, does hereby grant and convey, sell, assign, and transfer to the said South Holston Ruritan Club a certain License Agreement (TVA Agreement No. _____) dated _____, a copy of which is attached hereto as Exhibit "A", for use of the premises lying in the 1st Civil District of Sullivan County, Tennessee generally known as "TVA Area XTSH-33RE - South Holston Ruritan Community Fields" and more particularly described in Exhibit "B" attached hereto.

This grant is made subject to any and all rights in the affected land which may exist in third parties to rights-of-way and/or other easements or rights for roads, utilities, or other purposes.

South Holston Ruritan Club expressly accepts and assumes all the terms, covenants, and conditions in the said License Agreement to be kept and performed by Sullivan County, Tennessee, from and after the date of this Assignment.

South Holston Ruritan Club agrees to indemnify and hold harmless Sullivan County, Tennessee, its officials, employees and agents, from and against any and all claim for liability, damages, loss and expenses (including reasonable attorney's fees) which may arise or occur which are in any way related to this Assignment of License Agreement and/or use of the heretofore referenced property by South Holston Ruritan Club, its officers, members, agents, or guests, and that may be incurred by reason of any negligent or willful act or omission arising from or in any way growing out of the use, misuse or abuse of the heretofore referenced property

by South Holston Ruritan Club, its officers, members, agents, or guests. South Holston Ruritan Club will maintain adequate insurance for such purposes, including liability insurance and insurance to cover any personal property of South Holston Ruritan Club.

Nothing in this agreement is intended or should be construed as creating a relationship of co-partners between South Holston Ruritan Club and Sullivan County, Tennessee or as making South Holston Ruritan Club an agent, representative or employee of Sullivan County, Tennessee.

South Holston Ruritan Club accepts the property "AS IS" and shall bear all expenses and obligation to maintain the property during the term of this Agreement, and all extensions thereof, including, but not limited to, maintenance of utility service, ingress/egress, maintenance of any and all buildings, structures located upon the premises, and maintenance of the grounds. Sullivan County, Tennessee shall bear no obligation to maintain the premises or make any improvements to the premises in any way.

South Holston Ruritan Club agrees that Sullivan County, Tennessee may revoke this Assignment of its aforesaid License Agreement upon giving thirty (30) days notice to its duly elected President. It is further the understanding of the parties hereto that this Assignment is subject to Sullivan County, Tennessee securing written permission from the United States of America through the Tennessee Valley Authority by signature of its duly authorized agent.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

SULLIVAN COUNTY, TENNESSEE

BY: _____
Steve Godsey, County Mayor

SOUTH HOLSTON RURITAN CLUB

BY: _____
Printed Name: _____
Title: _____

STATE OF TENNESSEE)
COUNTY OF SULLIVAN)

Before me, the undersigned authority, a Notary Public of the State and County aforesaid, personally appeared Steve Godsey, 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 bargainers, 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 and official seal this ____ day of _____, 2013.

Notary Public

My commission expires:

STATE OF TENNESSEE)
COUNTY OF SULLIVAN)

Before me, the undersigned authority, of the state and county aforesaid, personally appeared _____, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself/herself to be the _____ of South Holston Ruritan Club, one of the within named bargainers, and that he/she as such _____, being authorized so to do, executed the foregoing instrument for the purpose therein contained, by signing the name of South Holston Ruritan Club by himself/herself as _____.

WITNESS my hand and seal, this ____ day of _____, 2013.

Notary Public

My commission expires:

EXHIBIT A

Tract XTSH-33RE

BEGINNING at a point in the centerline of Meadow Creek Road approximately 1,230 feet southwest of the intersection of Bethel Church Road and Meadow Creek Road; thence with the centerline of said road in a southwesterly direction approximately 1,130 feet to a point; thence N. 44° 16' W., 653.0 feet to an iron pin, TVA corner marker 1-18 (Coordinates: N. 802,200; E. 3,142,098); thence N. 42° 05' E., 766.0 feet to an iron pin, TVA corner marker 1-19; thence S. 57° 46' E., 350.0 feet to a point; thence S. 75° 00' E., 637.6 feet to the point of BEGINNING and containing 16.3 acres, more or less.

The above-described property is conveyed subject to any outstanding rights to Sullivan County for road rights of way and to others for utility rights of way.

The position of corners and directions of lines are referred to the Tennessee Coordinate System.

EXHIBIT B

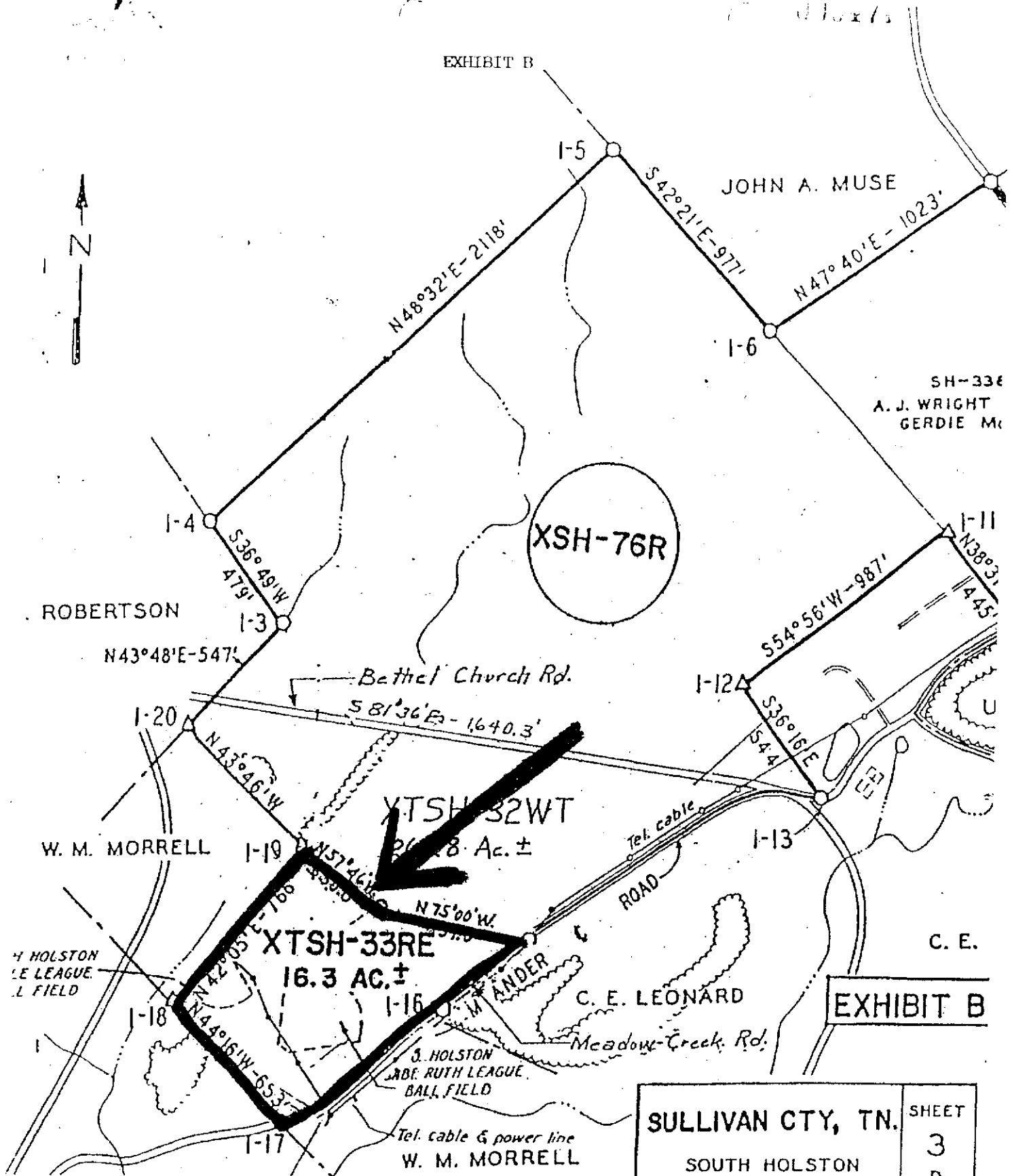


EXHIBIT B

LEGEND

D

SULLIVAN CTY, TN.		SHEET
SOUTH HOLSTON RESERVATION		3
SOUTH HOLSTON RESERVOIR TENNESSEE VALLEY AUTHORITY MAPPING SERVICES BRANCH		D
SCALE: 1" = 500'		
CHATTANOOGA	MAY 1985	21 M3 421B522-D-3 R.1

Sullivan County, Tennessee
Board of County Commissioners

Item 5
Administrative/Budget
No. 2013-07-60

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 July 2013

RESOLUTION To Submit Grant Application, Accept Funds And Appropriate Funds For The Sullivan County Sheriff's Department

WHEREAS, Sullivan County Sheriff's Office is submitting an application for an Edward Byrne Memorial Justice Assistance Grant (JAG) for the 2013-2014 Fiscal Year. This grant has been awarded to the Sheriff's Office for the past several years. This year the grant is in the amount of \$23,134.00. This is a 100 percent funding grant. No matching funds are required; and

WHEREAS, the program funds will be used to purchase equipment and supplies that will be used in specific areas of law enforcement.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves Sullivan County Sheriff's Office submitting an application to the Department of Justice for a "JAG" GRANT with total funding in the amount of \$23,134.00.

BE IT RESOLVED that the County Mayor is authorized to enter into any and all agreements, assurances, and/or contracts to accept grant funds to implement this project.

BE IT FURTHER RESOLVED that upon approval of said grant application, Sullivan County is hereby authorized to receive, appropriate, and expend said grant funds; not to exceed the above amount (\$23,134), as required by the grant contract. Account codes have already been established.

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 15th day of July 2013.

Attested: Jeanie Gammon
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey
Steve M. Godsey, County Mayor

Sponsored By: Linda Brittenham
Prime Co-Sponsor(s): James "Moe" Brotherton

2013-07-60	Administrative	Budget	Executive	County Commission
ACTION	Approved 7-1-13	Approved 7-11-13	Approved 7-2-13	Approved 07-15-13 24 Ave

Notes:

Sullivan County, Tennessee
Board of County Commissioners

Item 6
Administrative/Budget/Executive
No. 2013-07-61

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 July 2013

RESOLUTION To Endorse Proposal From University Of Phoenix Offering A 5% Discount To Sullivan County Employees Who Wish To Take On-Line Classes

WHEREAS, the University of Phoenix offers a large variety of classes as explained to the Sullivan County Commission on June 17, 2013 and is prepared to assist potential students in designing the class structure they need for successful completion of the classes; and

WHEREAS, this endeavor is offered to Sullivan County employees at no cost to the Sullivan County government.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby endorses the proposal from the University of Phoenix to offer on-line classes to Sullivan County employees at a 5% discount, but with no cost to the Sullivan County Government.

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 15th day of July 2013.

Attested: Jeanie Gammon
Jeanie Gammon, County Clerk

Approved: Steve M. Godsey
Steve M. Godsey, County Mayor

Sponsored By: W. G. "Bill" Kilgore
Prime Co-Sponsor(s): Terry Harkleroad, John Gardner, John Crawford

2013-07-61	Administrative	Budget	Executive	County Commission
ACTION	Deferred 7-1-13	Approved 7-11-13	Approved 7-1-13	Approved 07-15-13 21 Aye, 2 Nay, 1 Absent

Notes:

Sullivan County, Tennessee
Board of County Commissioners

Item 7
Executive
No. 2013-07-62
Attachment

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 July 2013

Resolution To Accept Proposal From The Tennessee Department Of Transportation Designated As Federal Project Number HRRR/HSIP-8200(28), State Project Number 84946-3454-94, Contract Number 130165 Which Designates Eligibility For The Highway Safety Improvement Program (HSIP) Which Will Allow Improvements From Old Weaver Pike From SR-358 (Weaver Pike) To SR-44 (Hickory Tree Road)

WHEREAS, the Tennessee Department of Transportation has determined that the above referenced project will benefit Sullivan County and the citizens thereof; and


WHEREAS, TDOT desires to assist Sullivan County by installing various signs, snowplowable markers, reflectors, chevrons, thermoplastic white and yellow lines, guardrails, and other safety improvements within the jurisdiction of Sullivan County in furtherance of this program; and

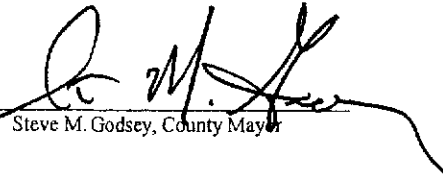
WHEREAS, the terms and conditions of contract and proposal to Sullivan County as attached to this resolution and submitted by the State of Tennessee, Department of Transportation, are accepted and approved by the Sullivan County Board of Commissioners; and Sullivan County shall fulfill all obligations as outlined in the contract.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes that the above listed proposal be accepted.

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 15th day of July 2013.

Attested: 
Jeanie Gammon, County Clerk

Approved: 
Steve M. Godsey, County Mayor

**Sponsored By: Randy Morrell
Prime Co-Sponsor(s): Ty Boomershine, Dwight King**

2013-07-62	Administrative	Budget	Executive	County Commission
ACTION		Approved 7-11-13		Approved 07-15-13 24 Aye

Notes: **Waiver of rules requested.**

Amended by Sponsor 07-15-13 to also include Project # 119056.00, Federal Project #STP-SIP-358(11), State Project # 82018-3220-94 (attached).

AGREEMENT NO: 130165
PROJECT IDENTIFICATION NO: 118207.00
FEDERAL PROJECT NO: HRRR/HSIP-8200(28)
STATE PROJECT NO: 82946-3454-94

State of Tennessee Department of Transportation

GENERAL MAINTENANCE AGREEMENT WITH LOCAL AGENCY

THIS AGREEMENT, made and entered into this _____ day of _____, 20____ by and between the STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION, an agency of the State of Tennessee (hereinafter called the "Department") and Sullivan County (hereinafter called the "Agency").

W I T N E S S E T H:

WHEREAS, certain routes in the Agency's jurisdiction have been designated as being eligible for Highway Safety Improvement Program (HSIP) Funds, codified as section 148 of title 23, United States Code (23 U.S.C. § 148), CFDA # 20.205, and

WHEREAS, the Department desires to assist the Agency by installing various signs, snowplowable markers, reflectors, chevrons, thermoplastic white and yellow lines, guardrails, and other safety improvements within the jurisdiction of the Agency in furtherance of this program; and

WHEREAS, the Agency, in recognition of the benefits to be received from the installation of said safety improvements, desires to cooperate with the Department such that the safety improvements may be installed by the Department, and maintained by the Agency in accordance with Tennessee and federal law.

NOW THEREFORE, in consideration of these premises, the Department and the Agency hereby enter into this Agreement to provide performance of the Project as described in SECTION 1 below.

SECTION 1: The Project to be performed is described as follows:

"Old Weaver Pike from SR-358 (Weaver Pike) to SR-44 (Hickory Tree Rd)"

SECTION 2: Tenn. Code Ann. § 54-1-126 provides that the Department shall enter into a written contract that provides that the Agency is solely responsible for all maintenance of the completed work of the Project. Therefore, the provisions set forth in Tenn. Code Ann. § 54-1-126 shall apply to this

Agreement. The Agency shall be solely responsible for and pay all costs associated with maintenance of the Project.

SECTION 3 The Agency shall assume all liability for third-party claims and damages arising from the maintenance, existence, and use of the Project to the extent provided by Tennessee Law and subject to the provisions, terms and liability limits of the Governmental Tort Liability Act, T.C.A. Section 29-20-101, et seq, and all applicable laws.

SECTION 4: The Agency agrees to comply with all applicable federal and Tennessee laws and regulations in the performance of its duties under this Agreement. The parties hereby agree that failure of the Agency to comply with this provision shall constitute a material breach of this Agreement and subject the Agency to the repayment of all funds expended, or expenses incurred, under this Agreement.

SECTION 5: This Agreement shall be governed by and construed in accordance with the laws of the State of Tennessee. The Agency agrees that it will be subject to the exclusive jurisdiction of the courts of the State of Tennessee in actions that may arise under this Agreement. The Agency acknowledges and agrees that any rights or claims against the State of Tennessee or its employees hereunder, and any remedies arising therefrom, shall be subject to and limited to those rights and remedies finally available under Tennessee Code Annotated, Sections 9-8-101 through 9-8-407.

SECTION 6: Nothing in this Agreement, whether express or implied, is intended to confer upon any person or entity not a party to this Agreement, any rights or remedies by reason of this Agreement.

SECTION 7: The Agency shall comply with all the requirements imposed by Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), 49 C.F.R., Part 21, and related statutes and regulations.

SECTION 8: The Agency hereby agrees, warrants, and assures that no person shall be excluded from participation in, be denied benefits of, or be otherwise subjected to discrimination in the performance of this Agreement or in the employment practices of the Agency on the grounds of handicap or disability, age, race, color, religion, sex, national origin, or any other classification protected by federal and Tennessee constitutional or statutory law. The Agency shall, upon request, show proof of such nondiscrimination and shall post in conspicuous places, available to all employees and applicants, notices of nondiscrimination.

SECTION 9: The Department may terminate this Agreement without cause for any reason. Said termination shall not be deemed a Breach of Contract by the Department. The Department shall give the Agency at least thirty (30) days written notice before the effective termination date. Upon such termination, the Agency shall have no right to any actual general, special, incidental, consequential, or any other damages whatsoever of any description or amount.

SECTION 10: This Agreement may be modified only by a written amendment, which has been executed and approved by the appropriate parties as indicated on the signature page of this Agreement.

SECTION 11: The Department shall have no liability except as specifically provided in this Agreement.

SECTION 12: The Agency warrants that no amount shall be paid directly or indirectly to an employee or official of the State of Tennessee as wages, compensation, or gifts in exchange for acting as an officer, agent, employee, subcontractor, or consultant to the Agency in connection with any work contemplated or performed relative to this Agreement.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

SULLIVAN COUNTY

**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

By: _____

Mayor

Date

By: _____

John C. Schroer
Commissioner

Date

**APPROVED AS TO
FORM AND LEGALITY**

**APPROVED AS TO
FORM AND LEGALITY**

By: _____

Attorney

Date

By: _____

John Reinbold
General Counsel

Date

000431

SIGNAL MAINTENANCE

AGREEMENT NO: 130182
PROJECT IDENTIFICATION NO: 119056.00
FEDERAL PROJECT NO: STP-SIP-358(11)
STATE PROJECT NO: 82018-3220-94
State of Tennessee Department of Transportation

LOCAL AGENCY PROGRAM AGREEMENT

THIS AGREEMENT, made and entered into this _____ day of _____, 20____ by and between the STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION, an agency of the State of Tennessee (hereinafter called the "Department") and Sullivan County (hereinafter called the "Agency").

W I T N E S S E T H:

WHEREAS, the Department desires to install a traffic signal within the jurisdictional limits of the Agency and

WHEREAS, the Agency, in recognition of the benefits to be received from the installation of said traffic signal desires to cooperate with the Department such that the traffic signal may be installed, operated and maintained.

NOW THEREFORE, in consideration of these premises, the Department and the Agency hereby enter into agreement to provide performance of the project.

SECTION I: The Project to be performed is described as follows:

SR 358 at Sullivan East High School, LM 2.30"

SECTION II: The Agency shall be solely responsible for and pay all costs associated with maintenance and operation of all electrically operated devices together with the related equipment, wiring and other necessary appurtenances, and the Agency shall furnish electrical current to all such devices which may be installed as part of the project. Additionally, the Agency shall be solely responsible for and pay all costs associated with the maintenance and operation of solar-powered devices, including, but not limited to, replacement of solar panels, batteries, lights and lenses.

SECTION III: The Agency agrees to comply with all applicable federal and state laws and regulations in the performance of its duties under this contract. The parties hereby agree that failure of the Agency to comply with this provision shall constitute a material breach of this agreement and subject the Agency to the repayment of all state funds expended, or expenses incurred, under this agreement.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

SULLIVAN COUNTY

**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

By: [Signature] 7-8-13
Mayor Date

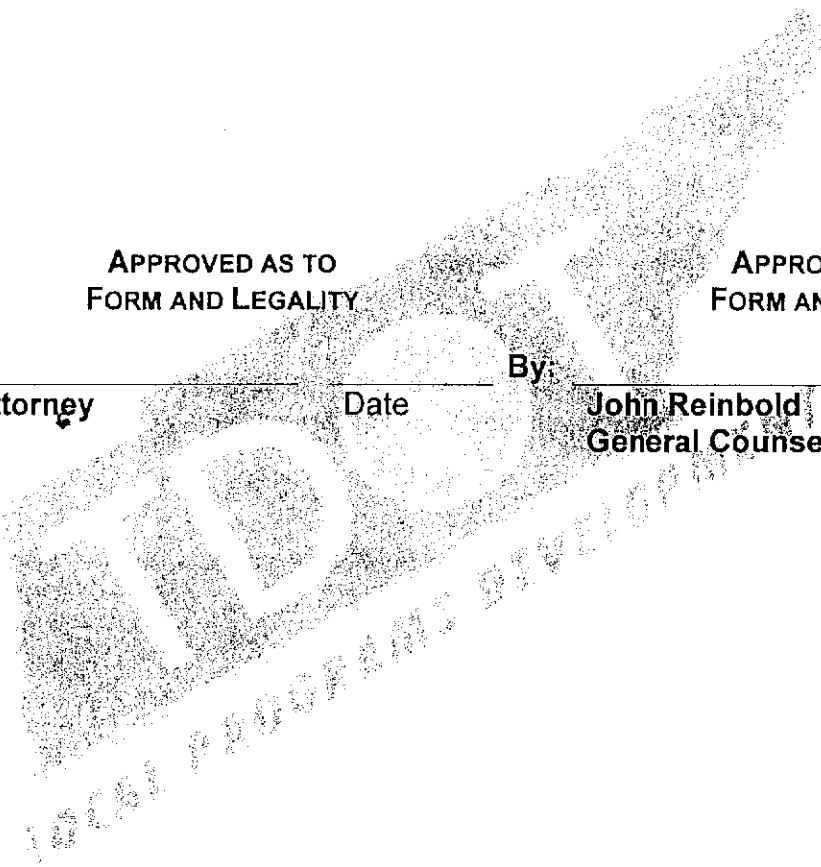
By: _____
John C. Schroer Date
Commissioner

**APPROVED AS TO
FORM AND LEGALITY**

**APPROVED AS TO
FORM AND LEGALITY**

By: _____
Attorney Date

By: _____
John Reinbold Date
General Counsel



Sullivan County, Tennessee
Board of County Commissioners

Item 8
Administrative/Budget/Executive
No. 2013-07-63

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 July 2013

RESOLUTION To Affirm And Support It Can Wait National Day Of Action And "The Nationwide No-Texting-While Driving" Movement

WHEREAS, the Tennessee County Services Association (TCSA) holds the health and safety of its teenagers and adults as a chief concern; and

WHEREAS, through ItCanWait.com, Facebook, text-to-pledge, tweet-to-pledge and events, more than 1.5 million people have committed to never text and drive; and

WHEREAS, 98 percent of American commuters know sending a text or email while driving is not safe; and

WHEREAS, nearly 50 percent of commuters text while behind the wheel and more than 40 percent of commuters who text while driving reported the activity as being a habit; and

WHEREAS, a Virginia Tech study showed those who send text messages while driving are 23 times more likely to crash; and

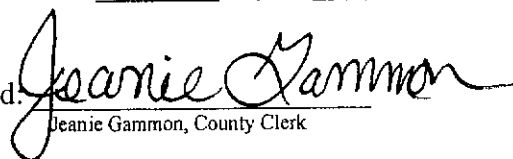
WHEREAS, a driver that sends a text message while driving not only jeopardizes his or her safety, but also the safety of passengers, pedestrians, and other drivers.

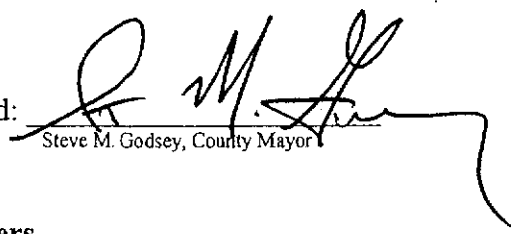
NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby affirms their support of the It Can Wait National Day Of Action, the nationwide "no-texting-while-driving" movement.

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 15th day of July 2013.

Attested: 
Jeanie Gammon, County Clerk


Approved: 
Steve M. Godsey, County Mayor

**Sponsored By: Mark Bowery
Prime Co-Sponsor(s): All Sullivan County Commissioners**

2013-07-63	Administrative	Budget	Executive	County Commission
ACTION		Approved 7-11-13		Approved 07-15-13 Voice Vote

Notes:

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MORRELL.
MOTION MADE BY COMM. WHITE TO MEET AGAIN IN REGULAR
SESSION AUGUST 19, 2013.



STEVE GODSEY
COMMISSION CHAIRMAN