#### COUNTY COMMISSION-REGULAR SESSION

#### **JULY 20, 2015**

#### BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, JULY 20, 2015, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE RICHARD VENABLE, COUNTY CHAIRMAN, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

#### TO WIT:

The Commission was called to order by County Chairman Richard Venable. Deputy Sheriff Mark Ducker opened the commission and Comm. Matthew Johnson gave the invocation. The pledge to the flag was led by Deputy Mark Ducker.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

MARK BOWERY	DARLENE CALTON
MICHAEL B COLE	JOHN CRAWFORD
JOHN GARDNER	SHERRY GREENE GRUBB
ANDY HARE	TERRY HARKLEROAD
MACK HARR	JOE HERRON
BAXTER HOOD	DENNIS L HOUSER
MATTHEW JOHNSON	BILL KILGORE
KIT MCGLOTHLIN	RANDY MORRELL
BOB NEAL	BOBBY RUSSELL, JR.
CHERYL RUSSELL	PATRICK W SHULL
ANGIE STANLEY	
BOB WHITE	

22 PRESENT 2 ABSENT (ABSENT- VANCE, WILLIAMS)

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 15, 2015 Regular Session. Said motion was approved by voice vote.

# 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:

Mr. Gary Baker 256 Fletcher Avenue Kingsport, TN 37665

Term: July 2015 - July 2019

Approved and confirmed this 20th day of July 2015.

Bichard S. Venable, County Mayor

Aftest: Jeanie F. Gammon, County Clerk

#### Commission Action:

- X Approved by Roll Call Vote
- \_\_\_ Approved by Voice Vote
- \_\_\_ Rejected on Vote

AYE	NAY	PASS	ABSENT
22			2

### SULLIVAN COUNTY BOARD OF COMMISSIONERS

### Appointment to Sullivan County Board of Zoning Appeals

Whereas in accordance with Tennessee Code Annotated § 13-7-106, as duly adopted by Sullivan County, Tennessee, the County Legislative Body has the authority to appoint members to the Board of Zoning Appeals.

Now therefore, the Sullivan County Board of Commissioners hereby does confirm the following appointment(s) as set below:

Sullivan County Board of ZoningAppeals

Mr. Don Osborne 205 Amity Drive Bristol, TN 37620

Term: July 2015 - July 2019

Approved and confirmed this 20th day of July 2015.

Richard S. Venable, County Mayor

Attest: Jeanie F. Gammon, County Clerk

#### Commission Action:

- X Approved by Roll Call Vote
- \_\_\_ Approved by Voice Vote
- \_\_\_ Rejected on Vote

AYE	NAY	PASS	ABSENT
2.2			2.

3258 Highway 126 Suite 101 Blountville, Tennessee 37617 Sullivan County

BRANCH OFFICES
Bristol, Tennessee 423-989-4366
City Hall-Kingsport 423-224-1790



County Clerk Phone 423-323-6428

June 25, 2015

To: Sullivan County Commissioners Re: Appointment of Constable

This is to notify you that there is a vacancy in the fifth (5<sup>th</sup>) Civil District of Sullivan County for the office of Constable due to the death of Craig Terry.

This is to further notify you that in accordance with T.C.A. Section 5-1-104(b), the county legislative body shall fill the vacancy within one hundred twenty (120) days of receiving notice of the vacancy unless during that time period there is a general election scheduled in the county and there is sufficient time for the vacancy to be placed on the ballot.

This notice is given in accordance with T.C.A. Section 5-5-111.

eanier J. Sammen / 9

Jeanie Gammon County Clerk

Cc: Mayor Richard Venable County Attorney Dan Street

### Terry, Craig

posted 7 days ago June 19th Ru15

Craig Edward Terry Retired L. Colonel Craig Edward Terry of Bluff City, Tenn. passed away on Thursday, June 17, 2015. Arrangements will be announced by Weaver Funeral Home and Cremation Services.

# **KINGSPORT TIMES-NEWS**

### **PUBLICATION CERTIFICATE**

Thole

Kingsport, TN
This is to certify that the Legal Notice hereto attached was published in the Kingsport  Times-News, a daily newspaper published in the City of Kingsport. County of Sullivan.  State of Tennessee, beginning in the issue of
PUBLIC NOTICE Constable Vacancy  The Sullivan County Board of Commissioners will meet in Regular Session at 9:00 a.m. on Monday, July 20, 2015, in the Commission Report of the Sullivan County 10, 20, 2015, in the Commission Report of the Sullivan County 10, 20, 2015, in the Commission Report of the Sullivan County 10, 20, 2015, in the Linexpired term of County 10, 20, 20, 2015, and 2
STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:  Personally appeared before me this oth day of the day
2015, Shery Edwards
of the Kingsport Times News and in due form of law made oath that the foregoing
statement was true to the best of my knowledge and belief.  ARGE
My commission expires $3-2-2016$

## STATE OF TENNESSEE COUNTY OF SULLIVAN

### AFFIDAVIT OF QUALIFICATON OFFICE OF CONSTABLE

I, Bradley S. Cole, after being duly sworn
according to law, depose and say that in accordance with the provisions of Tennessee
Code Annotated § 8-10-102:
1. I am at least twenty-one (21) years of age;
2. I am a qualified voter of Constable District;
3. I have the ability to read and write;
4. I have not been convicted in any federal or state court of a felony; and
<ol><li>I have not been separated or discharged from the armed forces of the United States with other than an honorable discharge.</li></ol>
This day of the prive Address: 2/3 Phy Drive Bluff City, TN 34018  Phone: 423-964-744
STATE OF TENNESSEE COUNTY OF SULLIVAN
Subscribed and sworn to before me, the undersigned Notary for the State and County aforesaid, this day of Notary Public Notary Public CORNET C
My Commission Expires:  May State  Notary Public Report CORNAL STATE  OF  TENNESSEE  NOTARY  OF WASHINGTON  OF

# Sullivan East High School

Sullivan



County

This is to Certify That

Bradley Steven Cole

has satisfied the requirements for graduation from high school as prescribed by the Tennessee State Board of Education, and is, therefore, awarded this

### Diploma

In Testimony Whereof and by the authority in us vested, we have affixed our signatures this the Twenty-second day of May, 2007, at Sullivan East High School, Sullivan County, 4180 Weaver Pike, Bluff City, Tennessee.

CHAIRINN, BOARD OF EDUCATION

um com

ECTOR OF SCHOOLS

COMMISSIONER OF EDUCATION

COMMISSIONER OF EDUCATION

DINCIPAL

# SULLIVAN COUNTY BOARD OF COMMISSIONERS Appointment of Constable

WHEREAS, a vacancy has occurred in the office of Constable in the 5th Civil Lestrict; and

WHEREAS, in accordance with T.C.A. §8-10-118, the County Legislative Body has the authority to fill the unexpired term until the next general election;

WHEREAS, the nominee has met all requirements to fulfill this position as outlined in T.C.A. 8-10-102(a)(1).

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

#### Constable for 5th Civil District:

Bradley S. Cole 213 Duty Drive Bluff City, TN 37618

Term: Until elected canidate takes office after the next general election in Sullivan C

Recommended by	y Commissioners	:	
Grubb			 
Hare			 

Approved and confirmed this 20th day of July 2015.

Richard S. Venable, County Mayor

Annual A. Venable, County Mayor

test: Jeanie F. Gammon, County Clerk

Commission Action:

X\_\_\_\_ Approved by Roll Call Vote

\_\_\_\_ Approved by Voice Vote

Rejected on Vote

ĺ	AYE	NAY	PASS	ABSENT
	22			2

# SULLIVAN COUNTY BOARD OF COMMISSIONERS PUBLIC COMMENT July 20, 2015

#### PLEASE PRINT

		PLEASE PRIN	I	
	Name	L Last Street Address	City & State	Please Check if Zoning Issue
1	Patrick Loung	148 Bill Rd Piney	Flats, TN	
2	Bill Kilgone	1205 Malaban DA	Kpt TN 37660	
3	Sparell Mackins	398 (Russell Rd, Pin	24 FLATS TN 37686	
4	VIVIEN GREEN	204. FORESTLANG N	BLOUNVIVILLEINB7617	
5	ROBIN GREEN	JOH FOREST LANE N	BLOWHTYILLE 37617.	
6	Brank Cole	213 Party Drive Blo	A CITY TO	
7	Tim Dell	593 Summar Sound	RD Blantville	
8	JIM CALLTON	669 SUMMER Sound RD	PINSY FUTS	
9				
10				
11				
12				
13				
14				
15				

000132

#### SULLIVAN COUNTY CLERK JEANIE GAMMON COUNTY CLERK 3258 HIGHWAY 126 SUITE 101

BLOUNTVILLE TN 37617

Telephone 423-323-6428

Fax 423-279-2725

#### Notaries to be elected July 20,2015

BRIAN L ADAMS LORA L. AISTROP ERIN MICHELLE ALLEN CYNTHIA I, BALES ANGELA D BARKER

BARBARA WEAVER BASKERVILLE BRIAN CARTER BEARDEN ROBERT JOSEPH BOBALIK JADA MICHELLE BOLDEN W MCCLURE BOYD III MICHELLE B. BURRELL REBEKAH L BURTON

ANTHONY CHARLES BURTON TAMMY HOOVEN CARTER JANA CAROL CHAMBERS

ROBERT LEE COLE

JESSICA ROSE COLEMAN

TERESA J DARNELL

C. THOMAS DAVENPORT JR.

**REGINA M DEAL** APRIL LYNN EADS TIM H. EARLES

PATRICIA FEATHERS CAROL ANN FORD JOSHUA BEN FULLER LISA ANN GRAHAM JESSICA GRAHAM DIANE L GRAY

DAVID ANDREW GREENE

CYNTHIA D. HAREN SHEILA JOAN HARR SHERRIE C. HEIN

AMANDA RHEA HENEGAR

JOHN S. HENSLEY

JONATHAN ROBERT HERMES

KRISTI D HICKS

JONATHAN MICHAEL JACKSON

CHRISTE JENNINGS DORIS JOHNSON

CHRISTOPHER SHAWN KERLEY

CYNTHIA K KING KRISTA KINSLER AMY LIGHT LUETHKE JUDI L MCCONNELL JOSEPH E. MILLER RITA A. NEELEY DONNA J OTTINGER KAREN A. PHELPS

MISTY RATLIFF RALEIGH

JUANITA RAMEY NATACHA M. RAMOS

DANNIELLE NICOLE RASNICK JAYSON R RICHARDSON PATRICIA ROBINETTE

MARY P. ROSSIE

LINDA KATHLEEN RUTTER

LORI MARIE SAULTS TIMOTHY E. SCOTT LAUREL DEANE SMITH ANGELA G. SMITH JENNIFER SNEAD

**AUSTIN CHRISTOPHER STACY** MATTHEW D. STRICKLER REBECCA L. SULLIVAN ROBIN ELLIOTT THOMPSON

GLENDA T. VENABLE JOHN VENEZIA

LISA WEBB **IRENE WELLS** 

BOBBY J. WHEELER BRIANA DEE WININGER

PERSONAL SURETY 10,000 STATE FARM \$10,000 BOND 10.000.00

UPON MOTION MADE BY COMM. CRAWFORD AND SECONDED BY COMM. BOWERY TO APPROVE THE NOTARY APPLICATIONS HEREON, SALD MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 21 AYE, 1 PASS, 2 ABSENT

STATE OF TENNESSEE COUNTY OF SULLIVAN

APPROVAL OF NOTARY SURETY BONDS

July 20, 2015

NAME OF NOTARY Randy M. Kennedy PERSONAL SURETY Becky Myers PERSONAL SURETY Jonya C. Kennedy

UPON MOTION MADE BY COMM. CRAWFORD AND SECONDED BY COMM. BOWERY TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 21 AYE, 1 PASS, 2 ABSENT

### REZONING OVERVIEW SULLIVAN COUNTY COMMISSION MEETING

July 20 2015

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

Application File Applicant Neighbor Opposition  1 05/15/#1 ZacharyMorgan No		Staff Recommendation	Planning Commission Recommendation	Current Zone	Requested Zone	Civil District		
		No	Approve Bristol	Approve Bristol	R-1	B-1	2nd	
2	05/15/#2	Gerald Roller	No	Deny Bristol	Deny Bristol	A-1	R-3	8th
7.7.7								



#### **Order Confirmation**

Ad Order Number

0001241849

Customer

Payor Customer

SULLIVAN CO PLANNING & CODES SULLIVAN CO PLANNING & CODES

Sales Rep.

sedwards

**Customer Account** 

**Payor Account** 1047408

1047408

Order Taker sedwards

**Customer Address** 

Payor Address

3411 HIGHWAY 126, SUITE 30, AMBRE TORBET3411 HIGHWAY 126, SUITE 30, AMBRE T

BLOUNTVILLE TN 37617 USA

BLOUNTVILLE TN 37617 USÁ

Ordered By

**Customer Phone** 

**Payor Phone** 

Order Source

423-279-2603

423-279-2603

PO Number

**Customer Fax** 

**Customer EMail** 

Tear Sheets

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**Affidavits** 

0

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Payment Method

Invoice Text:

**Blind Box** 

Materials

Color

**Tax Amount Net Amount** 

<NONE>

Amount Due

\$85.90

\$0.00

**Total Amount** \$85.90

Payment Amt \$0.00

\$85.90

Ad Number 0001241849-01

Ad Type LL Legal Liner Ad Size 2.0 X 30 Li Pick Up Number 0001222636

External Ad #

**Ad Attributes** 

Run Dates

6/30/2015

### PUBLIC NOTICE Sullivan County Board of County Commission July 20, 2015

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, July 20, 2015 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

(1) Zachary Morgan.
Reclassify property located 2125 Carolina Ave. from R-3A (High-Density Residential) to B-1 (Convenience Neighborhood Business District) for the purpose of allowing neighborhood business in the Bed & Breakfast. Property ID No Tax Map 038F, Group B, Parcel 008.00 and being located in the 02nd Civil District.

(2) Gerald Roller.

Reclassify property located 370 Patierson Hill Road from A-1 (General Agricultural/Estate Residential District) to R-3 (Manufactured Residential Dwelling Park District) for the purpose of rezoning the existing mobile home park to the proper district. Property ID No Tax Map 081, Parcel 011.25 and being located in the 08th Civil District.

The public is cordially invited to attend this public hearing and comment upon any rezoning request.

PUB1T: 06/30/15

# Public Notice Sullivan County Board of County Commission July 20, 2015

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, July 20, 2015 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

#### (1) Zachary Morgan

Reclassify property located 2125 Carolina Ave. from R-3A (High-Density Residential) to B-1 (Convenience Neighborhood Business District) for the purpose of allowing neighborhood business in the Bed & Breakfast. Property ID No Tax Map 038F, Group B, Parcel 008.00 and being located in the 02<sup>nd</sup> Civil District.

#### (2) Gerald Roller

Reclassify property located 370 Patterson Hill Road from A-1 (General Agricultural/Estate Residential District) to R-3 (Manufactured Residential Dwelling Park District) for the purpose of rezoning the existing mobile home park to the proper district. Property ID No Tax Map 081, Parcel 011.25 and being located in the 08<sup>th</sup> Civil District.

The public is cordially invited to attend this public hearing and comment upon any rezoning request.

### PETITION TO SULLIVAN COUNTY FOR REZONING

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.

	OFFICE USE ONLY
Property Owner: Zachary Morgan	Meeting Date <u>06/15/2015</u> Time <u>6:00pm</u>
Address: 2125 Caroline Ave Bristol, TN 37620	Place 104 8th street Easley Annex
Phone <u>5044011188</u> Date of Request <u>05/08/2015</u>	Planning Commission Approved
Property Located in <u>02</u> Civil District	Denied
D 1 11	County Commission Approved X Denied
Signature of Applicant	Other ROLL CALL VOTE 22 AYE, 2 ABSENT
	Final Action Date 07-20-15
PROPERTY IDENT	TIFICATION
Tax Map No. 038 F / Group B	/ Parcel <u>00800</u>
Zoning Map 10 Zoning District R-1	Proposed District <u>B-1</u>
Property Location: 2125 Carolina Ave	
Purpose of Rezoning: To allow neighbor business in	Bed & Breakfast
The undersigned, being duly sworn, hereby at this petition to Sullivan County for Rezoning is trucknowledge and belief.	cknowledges that the information provided in e and correct to the best of my information,
× 3	when May
SWORN TO AND SUBSCRIBED before me t	his g day of May, 2013.
My Commission Expires: 09-27-20/5	Notary Public  STATE  NOTARY  PUBLIC  NOTARY
	Manufulling SAN Occurren

#### PETITION TO SULLIVAN COUNTY FOR REZONING

000159

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: Gerald Edward Roller  Address: 370 Patterson Hill Road Blountville, TN 37617  Phone 423-335-2346 Date of Request 5/14/2015  Property Located in 8 Civil District  Signature of Applicant  Ting Roller)	OFFICE USE ONLY  Meeting Date 6/15/2015 Time 6:00 pm  Place 104 8 <sup>th</sup> Street, Easley Annex Building  Planning Commission Approved 6/15/15 Denied  County Commission Approved X 07/20/15 Denied  Other Roll Call Vote 19 AYE, 3 NAY 2 ABSENT  Final Action Date 07-20-15
PROPERTY IDENTI	FICATION
	***************************************
Tax Map No. <u>081</u> / Group	/ Parcel <u>011.25</u>
Zoning Map 17 Zoning District A-1	Proposed District R-3
Property Location: Patterson Hill Road	
Purpose of Rezoning: "Rezone to current mobile home	e park standards."
The undersigned, being duly sworn, hereby act this petition to Sullivan County for Rezoning is true knowledge and belief.  SWORN TO AND SUBSCRIBED before me the	Bledsoe Roller
My Commission Expires 8/25/3/017	Notary Public 10

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RESOLUTIONS ACTION APPROVED

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE ZONING RESOLUTION	APPROVED
#1 AMENDMENTS TO THE BOTTH OF T	07-20-15
#2 AUTHORIZE THE HIGHWAY DEPARTMENT TO CONTINUE	DEFERRED
#2 AUTHORIZE THE HIGHWAT DELARTMENT AT ONG CADE DRIVE	07-20-15
MAINTAINING A DRAINAGE EASEMENT ALONG CARR DRIVE	1 0, 20 10
AT KNOBVIEW ROAD	<u> </u>
THE THE THE THE THE THE	DEFERRED
#3 REQUEST THE STATE OF TENNESSEE AND THE TN DEPT OF	07-20-15
TRANSPORTATION TO PROCEED WITH THE PLANNING AND	07-20-13
CONSTRUCTION OF STATE ROUTE 357	
#4 SUBMIT THE 2015-2016 JAG APPLICATION, ACCEPT FUNDS	1 <sup>ST</sup> READING
AND APPROPRIATE FUNDS	07-20-15
ANDMINORALIZATION	
#5 NAME A STREET IN THE BLOOMINGDALE AREA OF	APPROVED
DISTRICT 10 KIRK PRIVATE STREET AND INSTALL A STOP	07-20-15
	}
AND STREET NAME SIGNS	
AND DAVMENT OF	APPROVED
#6 AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF	07-20-15
SCHOOL RENOVATION CAPITAL OUTLAY NOTES NOT TO	07-20-13
EXCEED \$1,500,000 PURSUANT TO THE INFORMAL BID	1
PROCESS	
#7 AUTHORIZE THE APPROVAL OF STATUTORY BOND FOR	APPROVED
THE INTERIM DIRECTOR OF SCHOOLS	07-20-15
THE INTERIM DIRECTOR OF SCHOOLS	1
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### SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS



July 2015

Item	CONSENT AGENDA	Resolution
5	RESOLUTION To Name a Street in the Bioomingdale Area of District 10 Kirk Private Street and Install a Stop and Street Name Signs	2015-07-46
6	RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF SCHOOL RENOVATION CAPITAL OUTLAY NOTES NOT TO EXCEED \$1,500,000 PURSUANT TO THE INFORMAL BID PROCESS	2015-07-47
7	RESOLUTION To Authorize the Approval of Statutory Bond for the Interim Director of Schools	2015-07-48

CONSENT AGENDA APPROVED 07-20-15 22 AYE, 2 ABSENT



Item 1 No. 2015-07-00

To the Board of Sullivan County Commissioners and Richard S. Venable, Mayor of Sullivan County, meeting in Regular Session this 20<sup>th</sup> day of July, 2015.

### 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 <u>SULLIVAN COUNTY ZONING PLAN - Zoning Map or Zoning Resolution</u>.

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 20th day of July , 2015.

Sponsor: John Gardner

Prime Co-Sponsor(s): John Crawford

ACTION: APPROVED VOICE VOTE



Item 2 No. 2015-06-37

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of May 2015.

### RESOLUTION To Authorize the Sullivan County Highway Department to Continue Maintaining a Drainage Easement along Carr Drive at Knobview Road

WHEREAS, within the last year there has been a lack of understanding in maintaining the drainage easement including the mowing of a bank and clean-out of a ditch along Carr Drive at the intersection of Knobview Road; and,

WHEREAS, said maintenance of drainage easement has been performed by the Sullivan County Highway Department since 1974 which can be confirmed by former Sullivan County Commissioner Joe Mike Akard (1974-1978); and

WHEREAS, during periods of heavy rain, water collecting from other parcels in Carr Estates has a natural flow to empty into a culvert located on the corner of Carr Drive and Knobview Road and due to the lack of maintenance causes parcels 15, 16, and 17 on Carr Drive to be flooded; and

WHEREAS, according to the Sullivan County Road Atlas there is a forty to fifty foot right-ofway on Carr Drive and more specifically as recorded on maps in the Sullivan County Planning Office there is a forty foot right-of-way on the portion of Carr Drive referenced herein; and

WHEREAS, in addition to the above right-of-way, recorded in Plat Book 13, page 27 and Plat Book 13, page 32 there exists a ten foot drainage easement crossing Knobview Road and then continuing along said parcels16 and 17 on Carr Drive.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that the Sullivan County Highway Department be authorized to continue maintaining the drainage easement located along Carr Drive at Knobview Road in Blountville. And that said maintenance includes mowing of the bank and clean-out of the ditch on a regular basis along parcels 16 and 17 on Carr Drive (also known as lots 2 & 3 on the maps recorded in the Sullivan County Planning Office in May & June of 1973).

This resolution shall be and the same resci			All resolutions in conflict herewith
Approved this	day of	2015.	
Attested:	n, County Clerk	Approved:	Richard S. Venable, County Mayor

Sponsored By: Commissioner Dennis Houser

Prime Co-Sponsor(s): Commissioners Mack Harr, Mike Cole

ACTIONS: 1st Reading 6/15/15; Deferred 07-20-15;



Item 3 No. 2015-06-41

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 15<sup>th</sup> day of June 2015.

RESOLUTION To Request the State of Tennessee and the Tennessee Department of Transportation to Proceed with the Planning and Construction of State Route 357

WHEREAS, the Sullivan County Commission acting on behalf of the citizens of Sullivan County wish to encourage the State of Tennessee and the Tennessee Department of Transportation to proceed with the planning and construction of State Route 357; and

WHEREAS, the construction of State Route 357 will enable a viable means of travel for industry, residents, and tourists in Sullivan County, as well as, the northeast Tennessee region.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session hereby respectfully requests the State of Tennessee and the Tennessee Department of Transportation to initiate the remaining planning stages and proceed with the construction of State Route 357 in Sullivan County in the near future.

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 _	<b>d</b> ay of	2015.	
Attested:		Approved:	
***************************************	Gammon, County Clerk		Richard S. Venable, County Mayor

Sponsored By: Commissioner Bob Neal

Prime Co-Sponsor(s): Commissioner Bill Kilgore

ACTIONS: 1st Reading 06/15/15; Deferred 07-20-15;



### Sullivan County

### Board of County Commissioners 235<sup>th</sup> Annual Session

Item 4 No. 2015-07-45

To the Honorable Richard Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of July, 2015.

### RESOLUTION to Submit the 2015-2016 JAG Application, Accept Funds and Appropriate Funds

WHEREAS, the Sullivan County Sheriff's Office has administered the Edward Byrne Memorial Justice Assistance Grant (JAG) for a number of years specifically to purchase equipment and supplies for law enforcement purposes; and

WHEREAS, the 2015-2016 grant amount is \$24,015.00 with no matching funds required.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorize the Sullivan County Mayor to execute and submit the 2015-2016 Department of Justice for a "JAG" GRANT application in the amount of \$24,015.00 and approve the funds to be used as required for law enforcement purposes by the Sullivan County Sheriff's Office.

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 (\$24,015.00), as required by the grant contract. The revenue and expenditure account codes for the Grant are 47990-913 and 54110.400.913, respectively.

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 thisday of2	2015.			
Attested:  Jeannie F. Gammon, County Clerk	Approved:  Richard Venable, County Mayor			
Sponsored By: Commissioner John Crawford Prime Co-Sponsor(s): Commissioners Mark Vance, Matthew Johnson, Joe Herron				

Actions:

1st Reading 07-20-15;



Item 5 No. 2015-07-46

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of July 2015.

RESOLUTION To Name a Street in the Bloomingdale Area of District 10 Kirk Private Street and Install a Stop and Street Name Signs

WHEREAS, safety of the residents on this street has been compromised, because the street is not listed on the 911 address map; and,

WHEREAS, the road is not a County road and is not asked to be a County road; and,

WHEREAS, emergency calls (ambulance, gas company, etc.) have been called to this address and the address could not be found because it is not on the 911 map; and,

WHEREAS, a petition has been signed by all the road's residents making this request; and,

WHEREAS, the United States Postal Service delivers mail to 112 Kirk Street; and,

WHEREAS, Mr. Geismar's mortgage company would not assign a Bloomingdale Road address to a parcel of property not fronting on that street; and,

WHEREAS, utilities (electric, phone, water) have the address as 112 Kirk Street; and,

WHEREAS, Kirk Street is listed on the Election Commission maps as a voting address.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners of Sullivan County, Tennessee assembled in Regular Session hereby authorizes and requests the 911 Board of Sullivan County to list this road in the 10<sup>th</sup> Commission District as Kirk Private Street.

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 20th

day of

Ju<sub>1</sub>y

2015.

Garatic Clark

Sponsored By: Commissioner Bill Kilgore

Prime Co-Sponsor(s): Commissioner John Crawford

ACTIONS:

Roll Call 22 Aye, 2 Absent



Item 6 No. 2015-07-47

# RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND PAYMENT OF SCHOOL RENOVATION CAPITAL OUTLAY NOTES NOT TO EXCEED \$1,500,000 PURSUANT TO THE INFORMAL BID PROCESS

WHEREAS, the Governing Body of Sullivan County, Tennessee, (the "Local Government") has determined that it is necessary and desirable to issue capital outlay notes in order to provide funds for the following public works project: Roof Replacement at Sullivan East High School (the "Project") at a cost not to exceed \$1,500,000 with an economic life of 15 years; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV and VI of Title 9, Chapter 21, Tennessee Code Annotated (the "Act"), local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest-bearing capital outlay notes upon the approval of the Comptroller of the Treasury or Comptroller's Designee; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of capital outlay notes to finance the cost of the Project;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of Sullivan County, Tennessee as follows:

Section 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the Chief Executive Officer of the Local Government is hereby authorized in accordance with the terms of this resolution, and upon approval of the Comptroller of the Treasury or Comptroller's Designee, to issue and sell interest-bearing capital outlay notes in a principal amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) (the "Notes") by an informal bid process pursuant to the terms, provisions, and conditions permitted by law. The Notes shall be designated "School Renovation Capital Outlay Notes, Series 2015"; shall be numbered serially from 1 upwards; shall be dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed three percent (3%) per annum, and in no event shall the rate exceed the legal limit provided by law.

Section 2. That, the Notes shall mature not later than ten (10) fiscal years after the fiscal year of issuance and, unless otherwise approved by the Comptroller of the Treasury or Comptroller's Designee, the Notes shall be amortized in an amount reflecting at least level debt service on the Notes approximately according to the following schedule:

FISCAL YEAR	<u>PRINCIPAL</u> AMOUNT
2015	\$ 32,283
2016	131,577
2017	135,579
2018	139,703
2019	143,952
2020	148,331
2021	152,842
2022	157,491
2023	162,282
2024	167,217
2025	128,743
	\$ 1,500,000

The final maturity of the Notes shall not exceed the reasonably expected economic life of the Project which is hereby estimated to be at least 15 years.

Section 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or, if sold at par, with or without a premium of not exceeding one percent (1%) of the principal amount.

Section 4. That, the Notes shall be direct general obligations of the Local Government, for which the punctual payment of the principal and interest on the notes, the full faith and credit of the Local Government is irrevocably pledged and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Board of the Sullivan County Department of Education intends to fund the payment of the Notes from their General Purpose School Fund as the Notes mature. In the event they are unable to do so, the Governing Body of the Local Government will authorize the levy and collection of a special tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose.

Section 5. That, the Notes shall be executed in the name of the Local Government; shall bear the manual signature of the chief executive officer of the Local Government and the manual signature of the county clerk as authorized by the governing body together with the Local Government seal affixed thereon; and shall be payable as to principal and interest at the office of the local government official as authorized by the Local Government or at the office of the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the county trustee. All proceeds shall be paid out for the purpose of financing the Project pursuant to this Resolution and as required by law.

Section 6. That, the Notes will be issued in fully registered form and that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument or transfer satisfactory to the Local Government duly executed by the registered owner or the registered owner's duly authorized attorney. Upon the transfer of any such Note,

the Local Government shall issue in the name of the transferee a new registered note or notes of the same aggregate principal amount and maturity as the surrendered Notes. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

Section 7. That, the Notes shall be in substantially the form authorized by the Comptroller of the Treasury or Comptroller's Designee and shall recite that the Notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

Section 8. That, prior to the sale of the Notes, the Local Government shall submit a copy of this resolution authorizing the Notes to the Comptroller of the Treasury or Comptroller's Designee for approval and a copy of the proposed disclosure statement, if any, and a statement showing the estimated annual principal and interest requirements for the Notes and a detailed statement showing the estimated cost of issuance which shall include at least the following, if applicable: (1) fiscal agent and/or financial advisor fees; (2) bond counsel fees; (3) other legal charges if any; (4) credit enhancement fees; (5) trustee fees; (6) registration fees; (7) paying agent fees; (8) rating agency fees; (9) underwriters' discount or charges; (10) remarketing agent fees; (11) printing, advertising and other expenses; (12) the number of financial institutions contacted by telephone or by letter (which should be at least three if possible) for the purpose of obtaining interest rates, and if only one institution was contacted a statement as to why only one institution was contacted.

In its request for approval, the Local Government shall state and demonstrate that the proposed sale by the informal bid process is feasible, in the best interest of the Local Government, and that the Local Government should be able to amortize the proposed indebtedness together with all the obligations then outstanding.

Section 9. The Notes shall not be sold until receipt of the Comptroller of the Treasury or Comptroller's Designee's written approval for the sale of the Notes.

Section 10. That, the notes are hereby designated as qualified tax-exempt obligations for purpose of Section 265(b) (3) of the Internal Revenue Code of 1986.

Section 11. That, after the sale of the Notes, and for each year that any of the notes are outstanding, the Local Government shall prepare an annual budget in a form consistent with accepted governmental standards and as approved by the Comptroller of the Treasury or Comptroller's Designee. The budget shall be kept balanced during the life of the notes. The annual budget shall be submitted to the Comptroller of the Treasury or Comptroller's Designee immediately upon its adoption; however, it shall not become the official budget for the fiscal year until such budget is approved by the Comptroller of the Treasury or Comptroller's Designee in accordance with Title 9, Chapter 21, Tennessee Code Annotated (the "Statutes".) If the Comptroller of the Treasury or Comptroller's Designee determines that the budget does not comply with the Statutes, the Governing Body shall adjust its estimates or make additional tax levies sufficient to comply with the Statutes, or as directed by the Comptroller of the Treasury or Comptroller's Designee.

Section 12. That, if any of the Notes shall remain unpaid at the end of ten (10) years from the issue date, then the unpaid Notes shall be retired from the funds of the Local Government or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approval by the Comptroller of the Treasury or Comptroller's Designee.

Section 13. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists; and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 20th day of	July	, 2015.
(Richard S. Venable, County Mayor)		
ATTESTED:  Jeanie Gammon, County Clerk)		

Sponsored By: Eddie Williams

Co-Sponsored By: Bob White

ACTIONS: Roll Call 22 Aye, 2 Absent



Item 7 No. 2015-07-48

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 20<sup>th</sup> day of July 2015.

RESOLUTION To Authorize the Approval of Statutory Bond for the Interim Director of Schools

WHEREAS, Evelyn Rafalowski was appointed as Interim Director of Schools for Sullivan County Schools; and,

WHEREAS, in compliance with Tennessee Code Annotated such official is required to have a statutory bond; and

WHEREAS, said individual is bonded with Cincinnati Insurance Company.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that said statutory bond for Evelyn Rafalowski in the amount of one hundred thousand dollars (\$100,000) is hereby approved.

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 20th day of July 2015.

Attest: Approved this 20th day of July 2015.

Approved this 20th day of Approve Richard S. Venable, County Mayor

Sponsored By: Commissioner Williams Prime Co-Sponsor(s): Commissioner White ACTIONS: Roll Call 22 Aye, 2 Absent



#### STATE OF TENNESSEE COMPTROLLER OF THE TREASURY

OFFICE OF STATE AND LOCAL FINANCE SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING 505 DEADERICK STREET NASHVILLE, TENNESSEE 37243-1402 PHONE (615) 401-7872 FAX (615) 741-5986

July 14, 2015

Honorable County Mayor and Board of Commissioners of Sullivan County 3411 Highway 126, Suite 206 Blountsville, TN 37617

Dear Mayor Venable and Commissioners:

Please include this letter in the minutes of the next meeting of the County Commission with a copy provided to each Commissioner.

The Office of State and Local Finance ("OSLF") received a request from Sullivan County (the "County") on July 13, 2015, to approve the issuance of tax and revenue anticipation notes ("TRANs") for fiscal year 2016 in a principal amount not to exceed \$5,217,332 for the General Fund, \$5,745,785 for the General Purpose School Fund and \$557,759 for the School Cafeteria Fund.

The request included Resolution No. 2015-06-42 adopted on June 15, 2015, by the County Commission authorizing the issuance of TRANs for any of the County's Funds until the adoption of the County's Fiscal Year 2016 Appropriation Resolution. The request included a cash flow forecast for the General Fund, General Purpose School Fund and the Solid Waste Fund, prepared by the County, supporting the need to issue the TRANs and the County's ability to repay the notes by June 30, 2016.

We are enclosing a form of resolution for authorizing future TRANs. Please use this form when authorizing future TRANs. This office can provide an electronic version of the resolution in a word format at your request.

The County presented financial information with the requests that represent the County's assertions of its financial condition and may or may not reflect the current or future financial condition of the County. Counties in Tennessee are authorized to issue TRANs pursuant to Tennessee Code Annotated, Title 9, Chapter 21 to provide monies for operating expenses until sufficient revenues are received. The par amount of TRANs must not exceed 60% of the annual appropriation for the fund involved, and future revenues projected must be sufficient to provide for the payment of the TRANs by June 30, 2016. The maximum amount OSLF can approve is

TRAN Approval Letter to Sullivan County July 14, 2015 Page 2

equal to 5% of total annual cash payments from the fund less the lowest monthly fund ending cash balance.

#### FISCAL YEAR 2016 BUDGET

The County Mayor stated the County is operating under a legally authorized continuation budget for fiscal year 2016 and certified the County met the balanced cash-basis budget requirement of T.C.A. § 9-21-403 for fiscal year 2015. The County must adopt an appropriation resolution for fiscal year 2015 no later than August 31, 2015, in compliance with T.C.A. § 5-9-404.

#### DEBT MANAGEMENT POLICY

The County provided a copy of its debt management policy, and within forty-five (45) days of issuance of the debt approved in this letter, is required to submit a Report on Debt Obligation that indicates that this debt complies with its debt policy. If the County amends its policy, please submit the amended policy to OSLF.

#### TAX AND REVENUE ANTICIPATION NOTE APPROVAL

This letter constitutes approval for the issuance of \$5,217,332 General Fund TRANs, \$5,745,785 General Purpose School Fund TRANs, and \$557,759 School Cafeteria Fund TRANs.

The approval of the TRANs is contingent upon agreement with the following terms by the County Board of Commissioners:

- A copy of this letter shall be provided to all the members of the County Commission, be presented at the next meeting of the County Commission, and be entered into the minutes of the meeting.
- The County shall comply with the requirements of Title 9 Chapter 21 of the Tennessee Code Annotated, and shall provide this Office verifiable documentation of compliance for Fiscal Year 2016.
- The County shall use the Tax and Revenue Anticipation Note Form enclosed with this letter as its loan document.
- The County shall report the execution of the TRANs and the amounts on the "Report on Debt Obligation" (Form CT-0253) for each TRAN. The County will include the executed Note Forms and minutes of the meeting the Reports on Debt Obligation were submitted to the County Commission.
- The County shall adopt an appropriation resolution implementing a cash-basis balanced budget that pays all debt service.
- The County shall maintain a balanced budget with no cash deficits and be sufficient to pay operating and debt service costs.
- The County shall repay the TRANs no later than June 30, 2016, and provide this Office documentation within 15 days of the repayment, no later than June 30, 2016.

TRAN Approval Letter to Sullivan County 0 0 1 7 July 14, 2015

This letter and the approval to issue debt do not address compliance with federal tax regulations and should not be relied upon for that purpose. The County should discuss these issues with a tax attorney or bond counsel.

#### REPORT ON DEBT OBLIGATION

We are enclosing State Form CT-0253, Report on Debt Obligation. Pursuant to TCA § 9-21-151, this form is to be completed and filed with the governing body of the public entity issuing the debt no later than forty-five (45) days after the issuance of this debt, with a copy (including attachments, if any) filed with the Director of the Office of State and Local Finance by mail to the address on this letterhead or by email to <u>stateandlocalfinance.publicdebtform@cot.tn.gov.</u> No public entity may enter into additional debt if it has failed to file the Report on Debt Obligation.

Sincerely,

Sandra Thompson

Director of State & Local Finance

Cc: Mr. Jim Arnette, Director of Local Government Audit, COT

Enclosure: Report on Debt Obligation

Form of TRAN Resolution

#### MOTION ON FLOOR

#### MOTION AS FOLLOWS:

MOTION MADE THAT WE USE JULY 31, 2015 AS THE CUT OFF DATE FOR APPLICATIONS FOR THE POSITION OF JUDICIAL COMMISSIONER "MAGISTRATE" TO THE MAYOR'S OFFICE AND THAT WE THEN GIVE THEM TO THE JUDGES AND BACK SO IF EVERYTHING IS SET FOR AUGUST 17, 2015, THAT THIS COMMISSION THEN VOTES AT THAT TIME FOR FILLING OF THE POSITION.

SPONSORED BY: HERRON SECONDED BY: GRUBB

ACTION: APPROVED 07-20-15

VOICE VOTE

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON BOWERY TO MEET AGAIN IN REGULAR SESSION AUGUST 17, 2015.

RICHARD VENABLE

**COMMISSION CHAIRMAN**