

COUNTY COMMISSION MEETING

REGULAR SESSION

JUNE 15, 1998

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, JUNE 15, 1998, 9:00 O'CLOCK A.M., IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE GIL HODGES, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK AND KEITH CARR, SHERIFF OF SAID BOARD OF COMMISSIONERS, TO WIT:

The Commission was called to order by County Executive, Gil Hodges. Sheriff Keith Carr opened the Commission. Commissioner Jim King gave the invocation and pledge to the flag was led by County Executive, Gil Hodges.

Commissioners present and answering roll call are as follows:

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

24 Present

Motion was made by Commissioner Ralph Harr and seconded by Commissioner Marvin Hyatt to approve the minutes of the regular session of County Commission held on May 18, 1998. Motion was approved by voice vote of the Commission

The following pages indicates the action taken by the Commission on re-zoning requests, approval of notary applications and personal surety notary bonds and resolutions.

- * Before the County Commission started on the agenda on this date, SENATOR RON RAMSEY presented to the Commission an explanation of 1998 Annexation Reform Law Highlights.
- * COUNTY ATTORNEY, DAN STREET also gave a Summary of the Conference Committee Report on Senate Bill 3278 and HB 3285 regarding the new annexation laws.

STATE OF TENNESSEE
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

MAY 18, 1998

Debbie A. Adams

James T. Barham, Jr.

Tina Bowery

Peggy J. Campbell

Donna S. V. Castle

Tony Coffman

Victoria P. Crenshaw

Craig A. Dunn

Mary anne Farmen

Jennifer M. Fox

Monica M. Freitag

James I. Gentry

Tina L. Godsey

Steven G. Gott

Katherine L. Hale

Edna A. Heglar

Jo-Rita Cleek Johnson

Robert E. Kerns, II

Dottie A. Layne

James H. Lumpkins, Jr.

Martha A. Middleton

Deborah B. Moody

Carla Jean Morrell

Teresa D. Roberts

C. David Rosenbaum

Lara S. Stamper

Judy A. Stapleton

Lisa C. Swanner

Frances W. Thomas

Phyllis L. Tomlinson

Nina B. Trivette

Sue B. Tyner

Marsha Vanderpool

Shirley M. Warren

Linda L. Worley

Upon motion made by Commissioner
Harr and seconded by Commissioner
Hyatt to approve the Notary Applicants
listed hereon, said motion was approved
by roll call vote of the Commission.

22 Aye, 2 Absent

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
PUBLIC SURETY BONDS

JUNE 15, 1998

Beverly J. Jones

Shirley D. Pecktol

William H. Cate

Connie B. Kindle

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

22 Aye, 2 Absent

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING The Sullivan County Board of Commissioners to Consider Amendments to the Sullivan County Zoning Resolution as Amended

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

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

WHEREAS, Such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution;

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners consider the attached rezoning petitions and vote upon the proposed amendments, individually or otherwise at the discretion of the Commission, by roll call vote and that the vote be valid and binding and that any necessary amendments to the official zoning map be made so.

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998

Attested: B. Feathers Date: 6/15/98 Gil Hodges Date: 6-4-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Belcher ESTIMATED COST: _____
SECONDED BY COMMISSIONER Ferguson FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	x				

COMMENTS: Motion by: Comm. Vance and Seconded by Comm. Hyatt
TO APPROVE APPROVED 6/15/98 VOICE VOTE

SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

June 15, 1998

Consider the following:

- (1) **File # 5/98-5** A request by William B. Milton to rezone the property described below from R-1 to PRD:

REQUEST APPROVED 6/15/98 ROLL CALL 20 Aye, 4 Absent

"Being a tract of land located in the 11th Civil District on the north side of Bloomingdale Road approximately 2000 feet north of its intersection with W. Stone Drive and further described as parcel 5 and 17.00 group A map 46B of the Sullivan County Tax Maps."

The Planning Commission took the following action:

" File No. 5/98-5, William B. Milton Request

William B. Milton requested that a tract of land located in the 11th Civil District on the north side of Bloomingdale Road approximately 2000 feet north of its intersection with W. Stone Drive be rezoned from R-1 to PRD to permit the location of multi-family dwellings.

The applicant was present. No opposition was presented. Staff stated the request was compatible with existing zoning and land use patterns and recommended approval.

Motion Barnes, second Brown to approve the request as recommended by staff. Vote in favor of the motion unanimous.

- (2) **File # 5/98-7** A request by Robert Kyle Smith Sr. et al to rezone the property described below from R-1 to PBD:

REQUEST APPROVED 6/15/98 ROLL CALL 20 Aye, 4 Absent

"Being a tract of land located in the 5th Civil District on the north side of State Route 37 at its intersection with Buncombe Road and further described as parcel 98.00 map 66 of the Sullivan County Tax Maps."

The Planning Commission took the following action:

" File No. 5/98-7, Robert Kyle Smith Sr. et al Request

Robert Kyle Smith Sr. et al requested that a tract of land located in the 5th Civil District on the north side of State Route 37 at its intersection with Buncombe Road be rezoned from R-1 to PBD to permit the location of a restaurant.

The applicant was present. No opposition was presented. Staff stated the request was compatible with existing zoning and land use patterns and recommended approval.

Motion Barnes, second Barnett to approve the request as recommended by staff. Vote in favor of the motion unanimous.

- (3) **File # 5/98-8** A request by Mary Jane Hicks to rezone the property described below from A-1 to B-1:

REQUEST APPROVED 6/15/98 Roll Call 20 Aye, 4 Absent

"Being a tract of land located in the 4th Civil District on the south side of White Top Road at its intersection with State Route 394 and further described as parcel 111.20 map 82 of the Sullivan County Tax Maps."

The Planning Commission took the following action:

" File No. 5/98-8, Mary Jane Hicks Request

Mary Jane Hicks requested that a tract of land located in the 4th Civil District on the south side of White Top Road at its intersection with State Route 394 be rezoned from A-1 to B-1 to permit the location of a parking lot.

The applicant was present. No opposition was presented. Staff stated the request was compatible with existing zoning and land use patterns and recommended approval.

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

(4) Proposed Amendment to the Sullivan County Zoning Resolution article IV Section 407

Consider amendment of the Sullivan County Zoning Resolution by the deletion of existing section 407 in its entirety to be replaced by a new section 407 to read as follows:

407. Conformity to Subdivision Regulations

No building permit shall be issued for or no building shall be erected on any lot within the county, unless said lot meets the requirements of the applicable subdivision regulations for the area in which it is located.

The Planning Commission took the following action:

Proposed Amendment to the Sullivan County Zoning Resolution article IV Section 407

Consider amendment of the Sullivan County Zoning Resolution by the deletion of existing section 407 in its entirety to be replaced by a new section 407 to read as follows:

407. Conformity to Subdivision Regulations

No building permit shall be issued for or no building shall be erected on any lot within the county, unless said lot meets the requirements of the applicable subdivision regulations for the area in which it is located.

Commission and staff discussed the proposed amendment. The staff recommended approval.

Motion Brown, second Barnes to approve the proposed amendment of the Sullivan County Zoning Resolution Article IV, Section 407 as presented, vote in favor of the motion unanimous

AMENDMENT APPROVED 6/15/98 ROLL CALL VOTE 20 Aye, 4 Absent

SUBSTITUTE

RESOLUTION NUMBER 3

0036

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Appointment to Sullivan County Planning Commission

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT WHEREAS, Effective April 11, 1995 under state law, appointments to the Planning Commission are made by the County Executive, subject to confirmation by the county legislative body, and

WHEREAS, A vacancy exists on the Sullivan County Regional Planning Commission due to the death of Commissioner Aubrey L. Kiser, Jr.,

NOW THEREFORE BE IT RESOLVED, That Mr. T. Scott Barnes, Post Office Box 158, Bluff City, Tennessee be appointed to serve a four year term expiring 2002. [Copy of resume attached].

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

This resolution shall become effective on _____, 1998, the public welfare requiring it.

Done passed and approved this 15th day of June, 1998

Attested: B. Feathers Date: 6/15/98 Gil Hodges Date: 6-2-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Vance ESTIMATED COST: _____
SECONDED BY COMMISSIONER Ferguson FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: APPROVED 6/15/98 ROLL CALL VOTE

**T. Scott Barnes
P. O. Box 158
Bluff City, TN 37618
423/538-9816**

1982-PRESENT **WCYB-TV5, Bristol, Tennessee-Virginia**
Chief Photographer

RESIDENCE Have been a resident of Sullivan County, Tennessee since 1982. Have covered the Sullivan County Commission meetings for WCYB-TV5 since 1982.

GOALS Would like to become a member of the Sullivan County Planning Commission to bring the visionary plans of the Commission to fruition.

REFERENCES Available upon request

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 20th DAY OF April 1998.

RESOLUTION AUTHORIZING Reappointment of Four Members of the Sullivan County Regional Planning Commission

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 20th day of April 1998.

THAT WHEREAS, Appointments to the Sullivan County Regional Planning Commission were previously made by the State Local Planning Advisory Committee, and _____

WHEREAS, Effective April 11, 1995 under state law, appointments to the Planning Commission are made by the County Executive, subject to confirmation by the county legislative body, and _____

WHEREAS, Terms of four (4) members of the Sullivan County Regional Planning Commission have expired, _____

NOW, THEREFORE BE IT RESOLVED, That the following members of the Sullivan County Regional Planning Commission be reappointed to serve four (4) year terms, said terms expiring in 2002:

- _____ Mr. James Greene, Jr.
- _____ Mr. Wade Childress
- _____ Mr. Jeff Hickam
- _____ Mr. Harold Barnes

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998
 Attest: B. Feathers Date: 6/15/98 Gil Hodges Date: 6-15-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Vance ESTIMATED COST: _____
 SECONDED BY COMMISSIONER Ferguson FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	22	1		1	
Voice Vote					

COMMENTS: FIRST READING 4/20/98 DEFERRED 5/18/98
APPROVED 6/15/98 ROLL CALL VOTE

RESOLUTION NUMBER 96

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF May 1998.

RESOLUTION AUTHORIZING Appointment and Reappointments to the Sullivan County Library Board and Watauga Regional Library Board

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of May 1998.

THAT BE IT RESOLVED. That the Sullivan County Board of Commissioners approves the following appointment and reappointments to the Sullivan County Library Board and the Watauga Regional Library Board, effective July 1, 1998 through June 30, 2001.

SULLIVAN COUNTY LIBRARY BOARD

Commissioner June Carter - Reappointment

Mr. Jere A. Houser - Reappointment

Mrs. Carrie M. Schwartz - Appointment

WATAUGA REGIONAL LIBRARY BOARD

Mrs. Judith Pardue Barrett - Reappointment

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998

Gay B. Feathers
Attested: _____
County Clerk

Date: 6/15/98 *Gil Hodges* Date: 7-4-98
County Executive

INTRODUCED BY COMMISSIONER Conkin ESTIMATED COST: _____

SECONDED BY COMMISSIONER Belcher/Hyatt FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: DEFERRED 5/18/98 APPROVED 6/15/98 ROLL CALL VOTE

Resume of Jere A. Houser for Sullivan County Library Board

April 11, 1995

Address: 306 Crosswhite Rd., Bristol, Tennessee 37620
Phone: 323-8240

Education: Central High School, 1969; 2 years at East Tennessee State University

Currently self employed as a Blood Stock Agent (Thoroughbred Race Horses)
Past employment as a Farmer, Real Estate Agent, and book keeper in farm supply store.

Member of Blountville Ruritan (Vice President 1994), Indian Springs Optimist Club.

Volunteer work includes, Treasurer of Blountville Bicentennial Committee, Manager for Minor League baseball team, Pee Wee Basketball coach and various functions at Blountville Elementary School.

Personal: Age 43, Married with one child.

*attachment
Res # 96*

Carrie M. Schwartz
 110 Point Shore Drive
 Piney Flats, TN 37686
 282-1147

*Attachment
 Res # 96*

Objective: Seeking position as Member of the Sullivan County Library Board for Bluff City Area

Experience:

I am a retired Memphis City Elementary School teacher with thirty years experience. I now live on Boone Lake and am a Friend of the Thomas Memorial Branch Library, where I am currently serving as the Secretary/Treasurer. Reading is an important part of my life.

I am a Methodist and do short term mission work. Recently I returned from a "Volunteer in Mission" trip to Bethlehem. Previous "Volunteer in Mission" trips have been to Estonia, Mexico and Haiti. In late summer I'll be going to Africa University in Zimbabwe.

I like to travel. In 1990-1993 I spent three years in Slovakia as a Peace Corps volunteer teaching reading. I worked one year with VISTA in Kentucky in adult literacy. Volunteering takes up most of my retired life.

Education:	Northwestern State University B.S. in Elementary Education	Natchitoches, Louisiana
	University of Memphis M.A. in Curriculum and Instruction	Memphis, TN
	University of Memphis Minor in Library Science	Memphis, Tn

References: Available upon request.

Judith Pardue Barrett
240 Cloverbottom Drive
Kingsport, TN 37660
(615) 349-4883

Attachment
Res # 96

OBJECTIVE

I hereby consent to consideration for the position representing Sullivan County on the Watauga Regional Library Board. Personal information follows for those who deem it necessary.

WORK HISTORY

Branch Librarian : Sullivan Gardens Branch, Sullivan County Library
May 1976 - June 1990
retired

Various volunteer positions and homemaker
all my life

EDUCATION

Georgetown College
Sue Bennett College
Sullivan County Schools

AWARDS/COMMUNITY SERVICE

various

Presently is Chairman of the Watauga Regional Library Board

RESOLUTION NUMBER 127

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF May 1998.

RESOLUTION AUTHORIZING Road Study and Development Surrounding Old Island Golf Course

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of May 1998.

THAT WHEREAS, The Old Island Golf Course will have a significant economical impact on Sullivan County; and

WHEREAS, The current access roads are marginal for existing traffic and would not be sufficient to safely handle the increased traffic volumes; and

WHEREAS, The Old Island Golf Course Development will not only include a professionally designed course, but will also include approximately 150 new home sites.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves studying the requirements for upgrading the access roads surrounding the Old Island Road Golf Course Development; and

FURTHER BE IT RESOLVED, That as a minimum, this study include Island Road at its intersection with State Route 126 to its intersection with the Golf Course, and Harrtown Road at its intersection with State Route 126 to its intersection with State Route 11-W.

Amend: 5/18/98
Mot:
Comm. →
Blalock
2nd:
Comm.
Carter

Include Lebanon Road in this study.
All resolutions in conflict herewith be and the same rescinded insofar as such conflict exist.
(SEE ATTACHED AMENDMENTS 6/15/98)
This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998
Attested: Gay B. Feathers Date: 6-15-98 Gil Hodges Date: 7-4-98
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

COMMENTS: FIRST READING 5/18/98 APPROVED AS AMENDED
VOICE VOTE 6/15/98

AMENDMENTS TO RESOLUTION #7 - JUNE 15, 1998

Motion by: Comm. McConnell

Hwy 37 - Island Road to 126 and Harrtown Road to 11 W
be included in this study.

Motion by: Comm. Milhorn

The Highway Department do a cost study and how it can be funded.

DURING THE DISCUSSION OF THIS RESOLUTION AND AMENDMENTS

The following recommendation was put on the floor in a motion
by Commissioner Blalock and Seconded by Comm. Gonce but not
to be included in this resolution as an amendment.

The Executive Committee and the Highway Commissioner study
the roads in Sullivan County and priortize needs for improve-
ments and upgrades.

Motion passed by voice vote of the Commission.

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF May 1998.

RESOLUTION AUTHORIZING Designation of Surplus Sewer Trunk Line Funds

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of May 1998.

THAT WHEREAS, Approximately \$600,000 remains from the installation of the sewer trunk line to COFAP, Inc.; and

WHEREAS, Approximately \$500,000 is required to complete the trunk line installations in Indian Springs; and

WHEREAS, Seventy percent (70%) of the property owners have already petitioned for sewer services in the Indian Springs service areas.

NOW THEREFORE BE IT RESOLVED, That the surplus of \$500,000 as stated herein be designated to complete the Indian Springs sewer trunk lines.

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

This resolution shall become effective on _____, 1998, the public welfare requiring it.

Duly passed and approved this 18th day of June, 1998

Attested: B. Feathers Date: 6-15-98 Gil Hodges Date: 7-4-98
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	18			6	
Voice Vote					

COMMENTS: FIRST READING 5/18/98
APPROVED 6/15/98 ROLL CALL VOTE

RESOLUTION NO. 239

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 18th DAY OF MAY, 1998.

RESOLUTION AUTHORIZING Sullivan County to Enter Into Inter-Local Agreement with Sullivan County Emergency Communications District

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 18th day of May, 1998; .

NOW, THEREFORE, BE IT RESOLVED that Sullivan County enter into the attached Inter-Local Agreement with the Sullivan County Emergency Communications District for the 1998-1999 fiscal year.

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June 1998.

Attested: Gay R. Feathers Date: 6-15-98 Gil Hodges Date: 2-4-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Williams ESTIMATED COST: _____

SECONDED BY COMMISSIONER Harr FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	14		3	7	
Voice Vote					

COMMENTS: FRIST READING 5/18/98 APPROVED 6/15/98 ROLL CALL VOTE

**INTER-LOCAL COOPERATION AGREEMENT PROVIDING FOR
EMERGENCY COMMUNICATIONS SERVICE**

THIS AGREEMENT, made and entered into this the _____ day of _____, 1998, by and between SULLIVAN COUNTY, TENNESSEE, a political subdivision of the State of Tennessee (hereinafter referred to as "COUNTY"), the SULLIVAN COUNTY SHERIFF, a constitutional officer (hereinafter referred to as "SHERIFF"), and the SULLIVAN COUNTY EMERGENCY COMMUNICATIONS DISTRICT, a public corporation and an independent contractor herein (hereinafter referred to as "SULLIVAN COUNTY E-911").

WITNESSETH:

WHEREAS, a referendum was held in August, 1986 which authorized the creation of the Sullivan County Emergency Communications District; and

WHEREAS, the "Emergency Communications District Law" requires SULLIVAN COUNTY E-911 to create an emergency communications service; and

WHEREAS, COUNTY by its Resolution No. _____ approved on _____, 1998, authorized the execution of this inter-local agreement between COUNTY, SHERIFF and SULLIVAN COUNTY E-911; and

WHEREAS, SULLIVAN COUNTY E-911, by and through its Board of Directors, duly authorized the execution of this inter-local cooperation agreement on _____;

NOW, THEREFORE, in consideration of the mutual agreements herein contained and other good and valuable consideration, the parties do hereby agree as follows:

1. **PURPOSE.** This Agreement shall be for the purpose of establishing the terms and conditions by which COUNTY and SHERIFF shall provide the physical facilities and employees necessary to operate and maintain an emergency communications service for SULLIVAN COUNTY E-911 for the period beginning on July 1, 1998 and ending on June 30, 1999.

2. **PHYSICAL PLANT.** COUNTY, by and through SHERIFF, shall provide to SULLIVAN COUNTY E-911 a public safety answering point and central dispatch with all necessary associated amenities to make the emergency communications service fully functional.

3. **EMPLOYEES.** COUNTY, by and through SHERIFF, shall provide qualified

employees to operate an emergency communications service for SULLIVAN COUNTY E-911. SHERIFF agrees to hire six (6) SULLIVAN COUNTY E-911 employees to be employed in the SHERIFF's Communications Division at the pay class level of "F" and experience level of 0-1 years. It is expressly understood that upon hiring, these former SULLIVAN COUNTY E-911 employees will become "at-will" employees of COUNTY.

4. **COMPENSATION.** For fiscal year 1998-1999, SULLIVAN COUNTY E-911 shall pay to COUNTY the total amount of One hundred fifty eight thousand eight hundred eighty eight and 40/100 (\$158,888.40) dollars for the services provided to SULLIVAN COUNTY E-911 under this Agreement. This sum shall be payable in twelve (12) equal monthly installments.

5. **AMENDMENT, MODIFICATION OR TERMINATION.** This Agreement may be amended, modified or terminated at any time upon approval in writing of COUNTY, SHERIFF and SULLIVAN COUNTY E-911.

6. **RENEWAL.** This Agreement may be renewed annually upon approval in writing of COUNTY, SHERIFF and SULLIVAN COUNTY E-911.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement, in duplicate original form, as of the day and date first above written.

SULLIVAN COUNTY, TENNESSEE

BY *Gil Hodges*
GIL HODGES, County Executive

Gay B. Feathers
Attest:
County Court Clerk

KEITH CARR, Sheriff

SULLIVAN COUNTY EMERGENCY
COMMUNICATIONS DISTRICT

BY _____
HERMAN CARRIER, Chairman

RESOLUTION NUMBER 25 11

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 18th DAY OF May 1998.

RESOLUTION AUTHORIZING Reappointments to the Sullivan County Board of Equalization

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 18th day of May 1998.

THAT BE IT RESOLVED, That the following members of the Sullivan County Board of Equalization be reappointed to serve a two year term:

<u>Mr. D. L. Blalock</u>	<u>Mr. R. Z. Hensley</u>
<u>336 Adams Chapel Road</u>	<u>4304 Ridge Road</u>
<u>Blountville, TN</u>	<u>Kingsport, TN</u>

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Gay B. Feathers
Attested: _____
County Clerk

Date: 6/15/98 *Gil Hodges*
County Executive Date: 7-4-98

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17			7	
Voice Vote					

COMMENTS: FIRST READING 5/18/98 APPROVED 6/15/98 ROLL CALL

RESOLUTION NUMBER 12

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Application to the Tennessee Department of Transportation for Assistance in the Construction of an Industrial Access Road in the Tri-County Industrial Park in Sullivan County

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT WHEREAS, Sullivan County, Tennessee is vitally interested in the economic welfare of its citizens and wishes to provide the necessary leadership to enhance this area's capabilities for growth and development, and

WHEREAS, The provision of jobs to area citizens by local industry is both necessary and vital to the economic well-being of Sullivan County, and

WHEREAS, The Industrial Highway Act of 1959 authorizes the Tennessee Department of Transportation to contract with cities and counties for the construction and maintenance of "Industrial Highways" to provide access to industrial areas and to facilitate the development and expansion of industry within the State of Tennessee, and

WHEREAS, Corrugated Containers Corporation plans to construct a box manufacturing facility in the Tri-County Industrial Park of Sullivan County during 1998, and

WHEREAS, The construction of an industrial access road to serve said proposed plan is necessary and vital to the successful completion of this project and the future economic well-being of this area;

NOW, THEREFORE BE IT RESOLVED, By the Sullivan County Board of Commissioners that application be made to the Tennessee Department of Transportation for assistance in construction and completion of the herein proposed industrial access road under the provisions of the Industrial Highway Act of 1959, and pursuant to the "Rules and Regulations for the Construction of Industrial Highways" promulgated by the Commissioner of Transportation.

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Attested: [Signature] Date: 6/15/98 [Signature] Date: 7-4-98
 County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

RESOLUTION NO. 12
Page Two

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17			7	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE

RESOLUTION NUMBER 13

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Expenditure of Funds for the Development of Land in the Tri-County Industrial Park

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT Sullivan County wishes to see the expansion of industry in the Tri-County Industrial Park through the subdivision and development of land within the Park, and _____

WHEREAS, Such development will require the grading of land, construction of 2,000 LF of road, drainage systems, installation of a sewer line and pump station, and the installation of water lines on a 65-acre tract owned solely by Sullivan County, and _____

WHEREAS, It is estimated that the total cost will be \$439,660 with such cost possibly being reduced by utilizing the U.S. Forestry Service Job Corps where appropriate, and _____

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners authorizes the expenditure of up to \$439,660 for the development of said industrial subdivision, and _____

FURTHER BE IT RESOLVED, That funding for said project be appropriated from unexpended monies previously appropriated to the Industrial Development Board of Sullivan County for the construction of a shell building (Account 58120-700 Program 123) and from monies generated from previous land sales within the Tri-County Industrial Park (Account 58120-Subfund 021).

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Gay B. Feathers
Attested: _____
County Clerk

Date: 6/15/98 *Gil Hodges* Date: 7-4-98
County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17			7	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/16/98 ROLL CALL VOTE

RESOLUTION NUMBER 14

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Litter Grant Program for FY 1998-99

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 19 98

THAT WHEREAS, Sullivan County intends to apply for a "Litter Control Grant" from the Tennessee Department of Transportation, and

WHEREAS, The contract for the grant will impose certain legal obligations from Sullivan County.

THEREFORE BE IT RESOLVED, That: 1) The County Executive is authorized to apply on behalf of Sullivan County for a litter and trash collecting grant from the Tennessee Department of Transportation. 2) The litter prevention on education is included in the program plan and is funded at the required level. 3) Should said application be approved by the Tennessee Department of Transportation, then the County Executive is authorized to execute any contracts or other necessary documents which may be required to signify acceptance of the grant.

WAIVER OF RULES REQUESTED

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 5th day of June, 1998

Attested: Ray B. Heather Date: 6/16/98 Gil Hodges Date: 6/16-98
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	18			6	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE

0054

RESOLUTION NUMBER 15

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Matching Funds for Computer Equipment Grants for Sullivan County Libraries

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998

THAT WHEREAS, The Tennessee State Library and Archives is offering computer equipment grants made possible through funds from the State of Tennessee and the Library Services and Technology Act. To be eligible to receive the funds (\$1,300 per grant), a library must provide \$1,300 in matching funds, and

WHEREAS, The Sullivan County Library wishes to acquire replacement and/or additional Internet-access computers for each of the five (5) libraries, which will require matching funds of \$6,500.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners authorizes the appropriation of matching funds of up to \$5,000 upon approval of said grants by the Tennessee Department of State, Tennessee State Library and Archives, with the balance of \$1,500 in matching funds to come from the Sullivan County Library's Capital Outlay budget item.

WAIVER OF RULES REQUESTED

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Requested by: Gay B. Leather Date: 6/15/98
County Clerk
Approved by: Gil Hodges Date: 7-4-98
County Executive

INTRODUCED BY COMMISSIONER J. Carter ESTIMATED COST: _____
SECONDED BY COMMISSIONER C. Belcher FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				6-1-98
Budget				
Executive				

NO ACTION

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	16	2		6	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15th DAY OF JUNE, 1998.

RESOLUTION AUTHORIZING Sullivan County to Enter Into Lease Agreement Relative to Bloomingdale Sewer Line Project

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 15th day of June, 1998; .

WHEREAS, Sullivan County is desirous of leasing certain property upon which it can locate a sewage pump station to service the Bloomingdale Sewer Line; and

WHEREAS, Mr. and Mrs. Fred Hudson own a suitable site upon which the proposed sewage pump station could be located and has agreed to lease to Sullivan County said property at no charge in exchange for Sullivan County agreeing to transfer to them at such time in the future that Sullivan County and/or the City of Kingsport ceases to maintain a pump station on the leased premises an adjoining parcel of property which Sullivan County recently acquired to be utilized as an access road to said pump station;

NOW, THEREFORE, BE IT RESOLVED that Sullivan County enter into the attached Lease Agreement and the County Executive is hereby authorized to execute the same on behalf of Sullivan County; and

BE IT FURTHER RESOLVED that upon Sullivan County and/or the City of Kingsport ceasing to maintain a sewage pump station on the leased premises, the County Executive at that time is hereby authorized to execute a deed transferring the property described in Paragraph 7 of the attached Lease Agreement (Tax Map 311-Group C-Parcel 1.00) to Fred William Hudson, Jr. and wife, Barbara Lee Hudson.

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June 1998.

Barbara B. Leathers Date: 6/15/98 *Gil Hodges* Date: 6/15/98
County Clerk County Executive

INTRODUCED BY COMMISSIONER BELCHER ESTIMATED COST: _____

SECONDED BY COMMISSIONER MORRELL FUND: _____

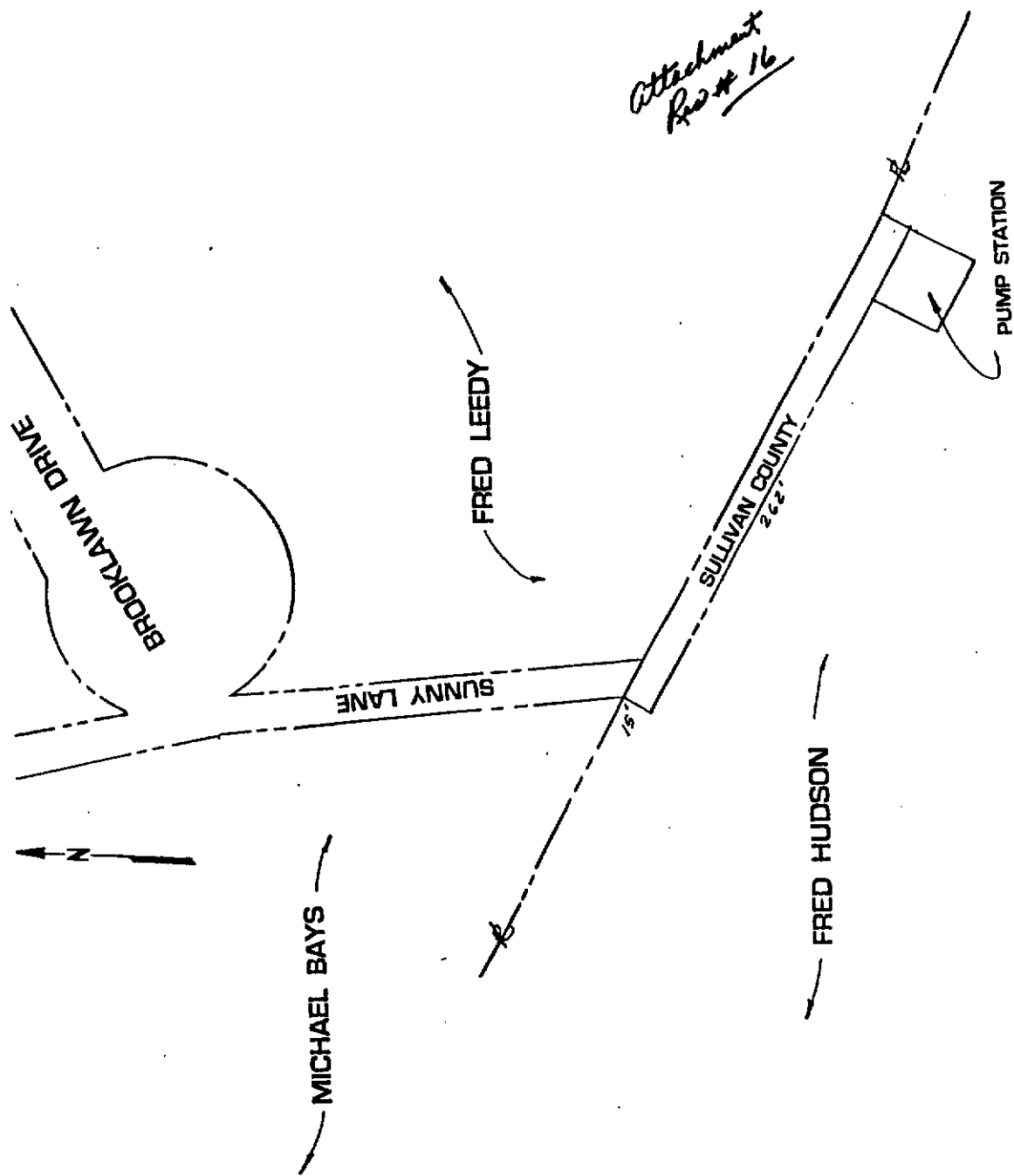
Committee Action	Approved	Disapproved	Deferred	Date
Administrative				6-1-98
Budget				
Executive				

NO ACTION

RESOLUTION NO. 16
Page Two

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

COMMENTS: WAIVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE



LEASE AGREEMENT

THIS AGREEMENT entered into this _____ day of _____, 1998, by and between FRED WILLIAM HUDSON, JR. and wife, BARBARA LEE HUDSON, hereinafter called "Lessor", and SULLIVAN COUNTY, TENNESSEE, a political subdivision of the State of Tennessee, hereinafter called "Lessee";

WITNESSETH:

NOW, THEREFORE, in consideration of One (\$1.00) Dollar, cash in hand paid, the receipt of which is hereby acknowledged, and other good and valuable considerations as hereinafter set forth, and in consideration of and subject to the covenants and conditions hereinafter set out, Lessors do hereby demise and lease to Lessee the following described premises located in the 10th Civil District of Sullivan County, Tennessee and more particularly described as follows, to-wit:

To find the Point of Beginning, begin 16.39 feet from the property corner common with Fred Leedy and Margaret Moretz and Sullivan County; thence south 25° 55' 19" west 35.00 feet; thence north 64° 04' 41" west 39.75 feet; thence north 25° 55' 19" east 36.86 feet; thence south 61° 24' 57" east 40.04 feet to the point of beginning.

Also included is a 5' temporary construction easement running on the east, south and west sides of the above-described property as shown on the attached plat.

Being a portion of the property conveyed to Barbara Lee Hudson by Partition and Quitclaim Deed of record in the Register's Office for Sullivan Count at Blountville, Tennessee in Deed Book 1138C at Page 485 and subsequent thereto said Barbara Lec Hudson conveyed an interest as tenant by the entireties in said property to Fred William Hudson, Jr. by deed of record in the aforesaid Register's Office in Deed Book 1151 at Page 570.

TERMS AND CONDITIONS

1. Lessee agrees that it or its assigns will use the above-described property for the sole purpose of constructing, operating and maintaining thereon a sewage pump station to serve the Bloomingdale Sewer Trunk Line and shall be responsible for all costs associated with constructing and maintaining the said sewage pump station including the preparation of said premises, installation of necessary utilities thereon, expenses and maintenance of utilities thereafter, etc.

2. The term of this lease shall commence on the _____ day of _____, 19____ and shall remain in effect until such time that Lessee or its assigns cease to maintain a sewage pump station on said premises to serve the Bloomingdale Trunk Line, at which time this lease agreement shall terminate as hereinafter provided for.

3. Upon Lessee ceasing to maintain a sewage pump station on said premises, Lessee shall notify Lessors, in writing, of its intention to terminate this lease agreement and shall remove

from the leased premises within ninety days of said notice being provided all personal property which it has placed or constructed thereon.

4. All personal property placed or moved upon or into the above described premises shall be at the sole risk of Lessee, its assigns and/or owner of such personal property.

5. Lessors agree not to construct or place or install any type of structure or personal property on or across the leased premises during the term of this Lease Agreement or any extension thereof and agrees to not interfere in any way with Lessee's use and quiet enjoyment of said premises.

6. Upon the termination of this lease agreement as hereinabove provided for, Lessee, as additional consideration for its lease of the above-described premises, shall convey to Lessors by Warranty Deed the following described premises located in the 10th Civil District of Sullivan County, Tennessee:

Beginning at the southeast property corner with Fred William Hudson, Jr. and running north 28° 35' 03" east 15 feet; thence north 61° 24' 57" west 262.00 feet; thence south 31° 39' 21" west 15.02 feet; thence south 61° 24' 57" east 262.80 feet to the Point of Beginning, containing 0.09 acres, more or less; and being the same property conveyed to Sullivan County, Tennessee by deed of record in the Register's Office for Sullivan County at Blountville, Tennessee in Deed Book 1278C at page 600.

7. Lessee has full power, authority and privilege to assign this lease and it is understood and expected that this lease will be assigned to the City of Kingsport.

8. There are no other agreements, conditions or understandings, either written or oral, between the parties hereto with respect to the leased premises and the improvements located thereon other than those agreements set forth in this Lease executed by the parties hereto.

9. No subsequent amendments, deletions or additions to this Lease shall be binding upon the parties hereto unless such shall be reduced to writing and executed by each of the said parties.

IN WITNESS WHEREOF, the parties have set their signatures or have authorized those of their appropriate representatives, officers or elected officials to be hereinafter set forth on the day and year first above written.

FRED WILLIAM HUDSON, JR.

BARBARA LEE HUDSON

Lessors

SULLIVAN COUNTY, TENNESSEE

BY: _____
GIL HODGES
Sullivan County Executive

Attest: Lessee

Gay Feathers, County Clerk

STATE OF TENNESSEE:
COUNTY OF SULLIVAN:

Personally appeared before me, the undersigned authority, a Notary Public of the aforesaid State and County, FRED WILLIAM HUDSON and wife, BARBARA LEE HUDSON, the within-named bargainors, with whom I am personally acquainted or who proved to me on the basis of satisfactory evidence to be the within-named bargainors, and who acknowledged that they executed the within instrument for the purposes therein contained.

WITNESS my hand, at office, this ____ day of _____, 1998.

Notary Public

My commission expires:

STATE OF TENNESSEE:
COUNTY OF SULLIVAN:

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

WITNESS my hand and official seal this ____ day of _____, 1998.

Notary Public

My commission expires:

RESOLUTION NUMBER 17

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING 25 MPH Speed Limit on Cook Hollow Road - 5th C.D.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT BE IT RESOLVED. That a 25 mph speed limit be placed on Cook Hollow Road in the 5th Civil District as recommended in correspondence from the Sullivan County Highway Department.

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Attested: [Signature] Date 6/15/98 [Signature] Date 7-4-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Belcher ESTIMATED COST: _____
SECONDED BY COMMISSIONER Hicks/Milhorn FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	18			6	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Highways

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

June 5, 1998

*Attachment
Res # 12*

COMMISSIONERS: Carol Belcher
Edley Hicks
Paul Milhorn

Dear Commissioners:

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

A 25 MPH SPEED LIMIT be placed on cook Hollow Road

This is in the 5th Civil District.

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

Sincerely,



Ralph Pope
Traffic Department

RP/jb

c: Shirley Gurganus

RESOLUTION NUMBER 18

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June, 1998.

RESOLUTION AUTHORIZING A Proposal by the Tennessee Department of Transportation to Construct a Project Designated as No. 82019-2208-04 - SR 93 (Wadlow Gap Road)

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT WHEREAS, The Tennessee Department of Transportation proposes to construct a project to widen State Route 93 (Wadlow Gap Road) from North of Bloomingdale Road to Tennessee/Virginia State Line in Sullivan County.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves the proposal by the Tennessee Department of Transportation to construct a project designated as No. 82019-2208-04, and further described as SR 93 (Wadlow Gap Road) from North of Bloomingdale Road to Tennessee/Virginia State Line in Sullivan County.

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

This resolution shall become effective on _____, 19__ the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998

Attested: Ray B. Feather Date: 6/16/98 Gil Hodges Date: 6/16/98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Surgenor ESTIMATED COST: _____
SECONDED BY COMMISSIONER Hubbard FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17		1	6	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/18/98 ROLL CALL VOTE

P R O P O S A L

*Attachment
Sheet 18*

OF THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF TENNESSEE
TO THE COUNTY OF Sullivan, TENNESSEE:

The DEPARTMENT OF TRANSPORTATION of the State of Tennessee, hereinafter "DEPARTMENT", proposes to construct a project designated as No. 82019-2208-04, that is described as S.R. 93 (Wadlow Gap Road) From North Of Bloomingdale Road To Tennessee-Virginia State Line in the COUNTY of Sullivan, hereinafter COUNTY, provided the COUNTY agrees to cooperate with the DEPARTMENT as set forth in this proposal, so that the general highway program may be carried out in accordance with the intent of the General Assembly of the State.

Accordingly, if the COUNTY will agree:

1. That in the event any civil actions in inverse condemnation or for damages are instituted by reason of the DEPARTMENT, or its contractor, going upon the highway right-of-way and easements, and constructing said project in accordance with the plans and as necessary to make the completed project functional, it will notify in writing the Attorney General of the State, whose address is 404 James Robertson Parkway, Nashville, Tennessee 37243-0487, of the institution of each civil action, the complaint and all subsequent pleadings, within ten (10) days

after the service of each of the same, under penalty of defending such actions and paying any judgments which result therefrom at its own expense; and

2. To close or otherwise modify any of its roads or other public ways if indicated on the project plans, as provided by law; and

3. To transfer or cause to be transferred to the DEPARTMENT without cost to it, all land owned by the COUNTY or by any of its instrumentalities as required for right-of-way or easement purposes, provided such land is being used or dedicated for road or other public way purposes; and

4. Where privately, publicly or cooperatively owned utility lines, facilities and systems for producing, transmitting or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage, and other similar commodities, including publicly owned facilities such as fire and police signal systems and street lighting systems are located within the right of way of any road or other public way owned by the COUNTY, or any of its instrumentalities, the COUNTY agrees that it will take action necessary to require the removal or adjustment of any of the above described facilities as would conflict with the construction of the project. But the foregoing may not be a duty

of the COUNTY since it shall become operative only after the DEPARTMENT has been unsuccessful in its efforts to provide for said removals or adjustments for the benefit of the COUNTY.

The foregoing does not apply to those utility facilities which are owned by the COUNTY or one of its instrumentalities, it being understood that the COUNTY has the duty to relocate or adjust such facilities, if required, provided the COUNTY is notified to do so by the DEPARTMENT with detailed advice as to this duty of the COUNTY; and

5. To maintain any frontage road to be constructed as part of the project; and

6. That after the project is completed and open to traffic, to accept for jurisdiction and maintenance such parts of any existing DEPARTMENT highway to be replaced by the project, as shown on the attached map; and

7. That the COUNTY will make no changes or alter any segment of a road on its road system that lies within the limits of the right-of-way acquired for any interchange to be constructed as part of the project and will not permit the installation or relocation of any utility facilities within the right-of-way of any such a segment of one of its roads without first obtaining the approval of the DEPARTMENT; and

8. That no provision hereof shall be construed as changing

the maintenance responsibility of the COUNTY for such part of the project as may presently be on its highway, street, road or bridge system; and

9. That it is understood and agreed between the DEPARTMENT and the COUNTY that all traffic control signs for the control of traffic on a street under the jurisdiction of the COUNTY and located within the DEPARTMENT's right-of-way shall be maintained and replaced by the COUNTY; and

10. That when traffic control devices for the direction or warning of traffic, lighting of roadways or signing, or any of them, which are operated or function by the use of electric current are constructed or installed as part of the project, they will be furnished with electricity and maintained by the COUNTY.

11. If, as a result of acquisition and use of right of way for the project, any building improvements become in violation of a COUNTY setback/building line requirement, the COUNTY agrees to waive enforcement of the COUNTY setback/building line requirement and take other proper governmental action therefor.

The acceptance of this proposal shall be evidenced by the passage of a resolution, or by other proper governmental action, which shall incorporate this proposal verbatim, or by reference thereto. Thereafter, the DEPARTMENT will acquire the right-of-way and easements, construct the project and defend any inverse

condemnation or damage civil actions of which the Attorney General has received the notice and pleadings provided for herein.

The project plans hereinbefore identified by number and description are incorporated herein by reference and shall be considered a part of this proposal, including any revisions or amendments thereto, provided a copy of each is furnished the COUNTY.

IN WITNESS WHEREOF, the DEPARTMENT has caused this proposal to be executed by its duly authorized official on this 16 day of JUNE, 1998.

SULLIVAN COUNTY

STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION

BY: Gil Hodges
Gil Hodges
County Executive

BY: _____
J. Bruce Saltsman, Sr.
Commissioner

APPROVED:

BY: _____
Tim Gary
Department Attorney

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15TH DAY OF June, 1998.

RESOLUTION AUTHORIZING AMEND SOLID WASTE BUDGET

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 15TH day of June, 1998;

WHEREAS, the Solid waste transfer stations operations require additional funding to complete the operations for the fiscal year.

THEREFORE BE IT RESOLVED THAT the Sullivan County Board of Commissioners budget funds as follows:

APPRORIATIONS

55733 100	Personal Services	\$ 31,000
55733 300	Contracted Services	25,000
39000	Unappropriated Surplus	\$ 56,000

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

This resolution shall become effective on June 15, 1998, the public welfare requiring it.

Duly passed and approved this 15TH day of JUNE, 1998.

Attested: Gay B. Feathers Date: 6/15/98 Gil Hodges Date: 6-15-98
 County Clerk County Executive

INTRODUCED BY COMMISSIONER WILLIAMS ESTIMATED COST: _____
 SECONDED BY COMMISSIONER HARR FUND: 116

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17			7	
Voice Vote					

COMMENTS: WAIVER OF THE RULES
APPROVED 6/15/98 ROLL CALL VOTE

RESOLUTION NO. 20

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15th DAY OF JUNE, 1998.

RESOLUTION AUTHORIZING To Adopt a Continuing Budget for the Fiscal Year Beginning July 1, 1998 to Authorize the Issuance of Tax Anticipation Notes, and to Authorize the Expenditure of Funds by the Various County Offices and Departments.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 15th day of JUNE, 1998;

THAT, WHEREAS, If the fiscal year 1998-99 budget of Sullivan County, Tennessee will not be approved by July 1, 1998.

BE IT RESOLVED: By the County legislative body of Sullivan County, Tennessee, meeting in Regular Session this 15th day of June 1998, that:

SECTION 1. The amounts set out in the fiscal 1997-98 Appropriations Resolution are continued and the various departments, offices and agencies are authorized to expend funds at the same level as the previous fiscal year.

SECTION 2. The County Executive is authorized to borrow money on Tax Anticipation Notes not to exceed sixty percent (60%) of the appropriations of each individual fund, provided the notes are first approved by the State Director of Local Finance. The proceeds of such notes to be used to pay the authorized expenses of the County until the taxes and other revenues for fiscal year 1998-1999 have been collected. The notes evidencing the loans authorized under this Resolution shall be issued under the authority of T.C.A. 9-21-101 et seq. All notes will mature and be paid in full, with renewal, on or before June 30, 1998,

SECTION 3: No local funds can be expended or obligated that exceed the previous year's budget appropriation until a new budget is adopted. Expenditures mandated by the State or rules and regulations adopted by the State are incorporated into this continuing budget.

SECTION 4: This Resolution will take effect from and after its passage and its provisions will be in force from July 1, 1998 until the budget and tax rate for fiscal year 1998-1999 is finally approved and adopted. The County Clerk shall include this Resolution in the minutes of the Sullivan County legislative body and send a copy to each County Department Head.

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

This resolution shall become effective on July 1, 1998, the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998.

0071

Res. # 20

Attested: Jay B. Fiddler Date: 4/16/98 John W. Hodson Date: 06-16-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER WILLIAMS ESTIMATED COST: _____

SECONDED BY COMMISSIONER FERGUSON FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17			7	24
Voice Vote					

COMMENTS: WAIVER OF THE RULES APPROVED 6/15/98 ROLL CALL

RESOLUTION NUMBER 21

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Amending the FY 1997-98 Highway Fund Budget

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT WHEREAS, Cost in certain accounts for the Highway Fund have been higher than expected.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves amending the FY 1997-98 Highway Fund Budget as follows:

FROM: Acct. 61000.300 [Administration]	\$18,000
62000.300 [Highway & Bridge Maint.]	38,000
63500.300 [Asphalt Plants]	8,000
63600.400 [Traffic Control]	10,000
TOTAL	\$74,000
TO: Acct. 62000.400 [Highway & Bridge Maint.]	\$26,000
63500.400 [Asphalt Plants]	48,000
TOTAL	\$74,000

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

This resolution shall become effective on _____, 1998, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Attested: Gay B. Teachers Date: 6/15/98 Gil Hodges Date: 6-4-98
 County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17			7	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/18/98 ROLL CALL

RESOLUTION NUMBER 22

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF June 1998.

RESOLUTION AUTHORIZING Applying for ISTE A Grant to Renovate the "Old Sheriff's Building"

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT WHEREAS, The "Old Sheriff's Building" located on the hill and directly behind the Sullivan County Court House is presently not being used for any county government function, and

WHEREAS, The "Old Sheriff's Building" is a local, unique historical structure with many significant ties to present day Sullivan County heritage, and

WHEREAS, The "Old Sheriff's Building" in its present conditions is in need of much repair and renovation, and

WHEREAS, Estimated cost of renovation and repair is \$151,900.00, and

WHEREAS, Matching grant funds (80/20%) are available through the Tennessee Department of Transportation and the Transportation Enhancement Program (Fiscal Year 1999), and

WHEREAS, A proposed welcome center located at this sight would qualify the "Old Sheriff's Building" as a grant recipient, and

WHEREAS, An application deadline for the Transportation Enhancement Program grant is July 1, 1998.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Executive and the Sullivan County Building Committee be directed to make application for a Intermodal Surface Transportation Efficiency Act (ISTEA) grant.

WAIVER OF RULES REQUESTED

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June, 1998

Adopted by B. Feather County Clerk Date: 6-15-98 Gil Hodges County Executive Date: 6-14-98

INTRODUCED BY COMMISSIONER Surgenor ESTIMATED COST: _____
SECONDED BY COMMISSIONER Belcher FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

RESOLUTION No. 22
Page Two

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	* X				

COMMENTS: FAILED ROLL CALL 10 Aye, 6 Nay, 2 Pass, 6 Absent
PUT BACK ON FIRST READING BY SPONSOR
 * Before County Commission adjourned, Comm. Vance made a motion
to reconsider the resolution, seconded by Comm. Boyd, said
motion was approved by voice vote of the Commission.

Upon motion approved to reconsider, the resolution was APPROVED
 by Voice vote of the Commission.

WAIVER OF RULES

ATTACHMENT
RESOLUTION No. 22

**Conceptual Design Estimate for Renovations of Old
Sullivan County Jail Structure into a Welcome/Information
Center and Construction of a Separate
Public Accessible Toilets Structure**

Prepared By: Don Solt, AIA, VP
Freeman Solt PLLC

Date: June 9, 1998

Itemized Conceptual Design Estimate:

1	Fiberglass Shingle Replacement Roof	\$6,480.00
2	Remove Exterior Scaled Paint	\$8,460.00
3	Building Electrical and Underground Service	\$12,560.00
4	Exterior Doors and Windows	\$18,200.00
5	Interior Wall Repairs	\$11,500.00
6	Wood Floor Repairs	\$5,000.00
7	Employee Toilet Repairs	\$2,600.00
8	Heating and Cooling	\$12,000.00
9	Interior Doors and Trim	\$3,000.00
10	Entry Stair/Porch, Sidewalks	\$6,500.00
11	Brick Repairs	\$3,000.00
12	Guttering	\$2,000.00
13	Eave Trim	\$3,500.00
14	Staircase Repairs	\$4,000.00
15	Public Toilets/Information Kiosk Building	\$26,100.00
16	Site Signage	\$3,000.00
17	A/E Fee, Site Survey, Bidding Costs	\$11,200.00
18	8% Contingency	\$12,800.00
	Estimated Project Cost	\$151,900.00

The above does not include landscaping around the buildings, repaving or extending existing parking pavements, or interior furnishings and equipment.

RESOLUTION NUMBER 23

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th OF June 1998.

RESOLUTION AUTHORIZING Amendments to the 1997-98 Sullivan County General Purpose School Budget.

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June 1998.

THAT WHEREAS, Some expenses exceed appropriations within the General Purpose School Budget for the 1997-98 Fiscal Year, and

WHEREAS, the Sullivan County School Board has approved amending the 1997-98 General Purpose School Budget by reallocating appropriations as follows, now

THEREFORE BE IT RESOLVED, that the Sullivan County Board of Commissioners approve the attached amendments to the 1997-98 General Purpose School Budget.

71100.204	State Retirement	-360,797.00
71200.116	Teacher	+92,954.00
71300.429	Instructional Supplies and Materials	-200.00
72230.457	In Service/Staff Development	+200.00
72610.166	Custodial Personnel	+18,080.00
72610.201	Social Security	+1,200.00
72610.204	State Retirement	+1,200.00
72610.207	Medical Insurance	+28,800.00
72610.208	Dental Insurance	+1,000.00
72610.210	Unemployment Compensation	+500.00
72610.212	Employer Medicare	+263.00
72610.399	Other Charges	+7,000.00
72610.407	Coal	+1,000.00
72610.410	Custodial Supplies	+6,000.00
72610.415	Electricity	+106,000.00
72610.434	Natural Gas	+40,000.00
72610.454	Water and Sewer	+25,000.00
73300.163	Educational Assistants	+10,000.00
73300.189	Other Salaries and Wages	+20,000.00
73300.201	Social Security	+1,500.00
73300.212	Employer Medicare	+300.00

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

This resolution shall become effective on _____, 19____, the public welfare requiring it.

[Signature]
 Atested: _____
 County Clerk

Duly passed and approved this 15 day of June 1998
 Date: 6-15-98

[Signature]
 County Executive Date: 8-4-98

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	18			6	
Voice Vote					

COMMENTS: WALVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE

RESOLUTION NUMBER 24

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th OF June, 1998.

RESOLUTION AUTHORIZING The Sullivan County Board of Commissioners to appropriate the necessary funds needed to build Emmett Elementary in the amount of \$4,300,000.00.

AMEND: Change amount to \$4,100,000.00
 (m. →
 Morrell

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____, AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June, 1998.

THAT WHEREAS, the bids were opened June 10th, 1998 for the construction of _____ Emmett Elementary School, and _____

WHEREAS, it is necessary to appropriate funds in order to award contract for the construction of Emmett Elementary School, now _____

AMEND: provide the necessary funds within 1998-99 Fiscal Year Budget to award the construction
 Comm. bid
 King → IF contingency is needed to complete this project, it will be brought back to the Commission for approval of appropriations.
All resolutions in conflict herewith be and the same rescinded in so far as such conflict exist.

This resolution shall become effective on _____, 19____, the public welfare requiring it.

Duly passed and approved this 15th day of June, 1998.
 Attest: Gay B. Fisher Date: 6/15/98 Gil Hodges Date: 6-4-98
County Clerk County Executive

INTRODUCED BY COMMISSIONER Morrell ESTIMATED COST: _____

SECONDED BY COMMISSIONER Hyatt FUND: Capital Projects Fund

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	19			5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED AS AMENDED 6/15/98
ROLL CALL VOTE

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15th DAY OF JUNE, 1998.

RESOLUTION AUTHORIZING Sullivan County Executive and Sullivan County Attorney to Enter Into Negotiations with Rick and Lisa Webb to Buy Out Their Interest in Contract Involving Observation Knob Park

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 15th day of June, 1998;

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Board of Commissioners hereby direct the Sullivan County Executive and Sullivan County Attorney to enter into negotiation efforts with Rick Webb and Lisa Webb for Sullivan County to buy out the Webbs' interest in the contract involving Observation Knob Park subject to final approval by the County Commission and that the County Executive and County Attorney report back to the County Commission as to the outcome of their efforts and subsequent approval by the County Commission if it chooses to do so.

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

This resolution shall become effective on _____, 19__, the public welfare requiring it.

Duly passed and approved this 15 day of June 1998.

Proposed by: [Signature] Date 6/15/98
County Clerk: [Signature] County Executive: [Signature] Date 6/15/98

INTRODUCED BY COMMISSIONER R. Morrell ESTIMATED COST: _____

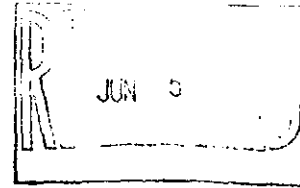
SECONDED BY COMMISSIONER M. Vance FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	17	1	1	5	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 6/15/98 ROLL CALL VOTE

Date: June 8, 1998
To: Dan Street County Attorney
From: Mike Boatright Vice Chairman Observation Knob Park Committee
Subject: Site Selection for Rick Webb store and dock



Enclosed is a copy of a letter from J.C. Clark to Tandy Hobbs of the TVA. In the letter it states that the Observation Park Committee met on March 31, 1994 for the purpose of selecting a site for the lease agreement facilities proposed by Mr. Webb. A motion was made and seconded to locate the facilities in a cove on the left side of the camp ground (facing north from highway 44 and the dike road) following a discussion the motion was voted on and carried by the majority of the board.

The present board does not differ with the motion that was voted on by the Observation Park Committee in March of 94. We realize that TVA will make the final approval with regard to the application from the county and that we are just an advisory committee to the county executive. We hope that the county will take our advice on the location of Mr. Webb's store and dock facilities.

Respectively submitted,

Mike Boatright, Vice Chairman
Observation Knob Park Committee

Copy: Gil Hodges

J.C. CLARK
310 RED DEER ROAD
BLUFF CITY, TN 37618

March 16, 1994

Ms. Tandy S. Hobbs
Tennessee Valley Authority
P.O. Box 6000
Morristown, TN 37815

Re: Letter from A.D. Jones dated April 8, 1994

Dear Tandy:

The Sullivan County Observation Park Committee met March 31, 1994 for the purpose of selecting a site for the lease agreement facilities as proposed by Mr. Webb. A motion was made, duly seconded to locate the facilities in a cove area on the left side of the camp ground (facing north from highway 44 and the dike road) following a discussion the motion was voted on and carried by a majority.

The Park Committee had no input to the original location as proposed by Mr. Webb and were never a party to information being exchanged with your office as shown in your letter dated January 28, 1994 nor the survey/elevations as shown on the sketches prepared by T.V.A..

The Park Committee Committee would not have selected the proposed site for the following reasons:

SAFETY -- This area is heavily used by park patrons for relaxation, sunbathing, swimming, and the shore line of this point is adjacent to a marina on one side and a launching ramp on the other side. Also the divided road on this point is used for parking for our patrons. Therefore, this the area is not designed to accommodate a high volume traffic flow.

REVENUE -- Should the facility be located in the day use area the Park would experience a loss of revenue for entry fees amounting to several thousand dollars per season which would not be made up from the 3% of gross revenues from the proposed facility. This is critical since the park operates under a mandate to produce revenues equal to or greater than expenditures.

DESIGN --- The Park Committee worked very closely with the TVA Recreation Division designing the park to

accommodate four separate and distinct areas namely; swimming pool and related physical area, camping area, day use and launching area, and picnic area, with no overlapping. This has worked extremely well over the past twenty years with minimal problems. so "if it ain't broke don't fix it".

When the Park Committee selected the site referred to above we recognized that TVA must make final approval as to the elevations, safety, cultural resources, the Corps of Engineers, and other requirements as deemed necessary.

Looking forward to meeting with you on April 19, 1994 at 10:30 at the park.

Respectfully submitted,

J.C. Clark, Chairman,
Observation Knob Park Committee

Copy: William H. "John" McKamey
F. C. Bennett (TVA)
John S. McClellan, III
A. D. Jones
Park Committee members
Rick Webb

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET
AGAIN IN REGULAR SESSION JULY 20, 1998.

GIL HODGES, COUNTY EXECUTIVE