COUNTY COMMISSION- REGULAR SESSION

JUNE 15, 2009

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, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE STEVE GODSEY, COUNTY MAYOR, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

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

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

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

23 PRESENT 1 ABSENT (ABSENT-SURGENOR)

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. Elliott Kilgore and seconded by Comm. Ferguson to approve the minutes of the May 18, 2009 Regular Session of County Commission. Said motion was approved by voice vote.

PUBLIC COMMENTS: JUNE 15, 2009

THOSE SPEAKING DURING THE	E PUBLIC	COMMENT	TIME	WERE	AS
FOLLOWS:					

 John A. Teague with a report from Congressman Phil Roe's office Connie Tate with an update on Sullivan County's insurance 	_4
 Gary Mayes recognizing Linda Brittenham in her recent selection to speak a Emory University 	ас

SULLIVAN COUNTY BOARD OF COMMISSIONERS Blountville, Tennessee

Re-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;

Will Also Serve As Planning Commissioner Liaison To The Historic Zoning Commission For The County.

Now therefore, the Sullivan County Mayor does hereby make the following re-appointment to the Sullivan County Regional Planning Commission:

Mr. Roy Settle 816 Ava Drive Kingsport, TN 37663 (Outside City Limits) (Representing Colonial Heights)

Term: June 26, 2009 to June 26, 2013

Approved and confirmed this 15th day of June 2009

Steve M. Godsey, County Mayor

Ittest: Jeanie F. Gammon, County Clerk

Commission Action:

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

AYE	NAY	PASS	ABSENT

STATE OF TENNESSEE COUNTY OF SULLIVAN

ELECTION OF NOTARIES

MAY 15, 2009

DONNA O. ADAMS

ASHLEY BROOKE ALLEN

SUTTON ANDERSON

BEVERLY G. BAKER

JOHNNA R. BORDERS

MATTHEW R. BROWN

LINDA GAIL CHAFIN

BLANCHE M. CHURCHWELL

STEPHANIE B. CLISSO

DUFFY JONES COLE

TAMARA BRITT CONNOLLY

KRISTEN LEIGH ERVIN

PRICILLA EVANS

STEWART WAYNE FISHER, JR

ASHLEY A. GASBARRI

KITA GIBSON

ANN GILLENWATER

LORRAINE B. HATCHER

DEBORAH HELTON

SUSAN HILTON

DONNA FOX HOBBS

BARBARA J. HUGHES

MARTHA C. KILGORE

RENEE KAREN KLEINEICK

BARBARA LEAR

SHERRI ELLEN LEONARD

LINDA FAYE MCKAMEY

J. DAVID MILLER

REBECCA LEIGH MURPHY

MELISSA TURNER ODOM
APRIL COATS OSBORNE

BELLE L. OVERBEY

SHEILA WHITE POSTELL

JEANNE K. PRICE

STEVE D. REED

L. S. RICHARDS

RACHEL VIRGIANIA ROBERSON

BRANDIE NICHOLE ROLLER

BRANDIE R. SHORT

SHERRY LEE SMITH

GLENDA K. STOUT

LORI SYKES

GLADYS SYMONDS

K. MICHELLE TANKERSLEY

MARJORIE M. TESTER

CHRIS TEMPLETON

LINDA B. VAUGHN

NATHAN VAUGHN

WALTER J. WATTS

EUNICE JOETTA WEBB

REBECCA LYNN WEBER

SUZANNE WHITE

CHARLES EDWIN WILLIAMS

KENNETH B. WILLS

JOHN M. WININGER

CONNIE M. WRIGHT

UPON MOTION MADE BY COMM.

APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY ROLL CALL VOTE

MCCONELL AND SECONDED BY COMM.
MORRELL TO APPROVE THE NOTARY

OF THE COMMISSION. 23 AYE, 1

ABSENT.

STATE OF TENNESSEE COUNTY OF SULLIVAN

APPROVAL OF NOTARY SURETY BONDS

JUNE 15, 2009

CARRIE ELIZABETH BARE

JACKIE E. CROSS

DONNA K. GREER

LINDA GAY JOHNSON

LINDA M. JONES

PETE B. LAUZON

LOUISE GALLIHER MCCALL

TERRI WAYNE MCCALL

SHEILA L. SANCHEZ

UPON MOTION MADE BY COMM. MCCONNELL AND SECONDED BY COMM. MORRELL TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 23 AYE, 1 ABSENT.

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REZONING OVERVIEW SULLIVAN COUNTY COMMISSION MEETING

June 15 2009

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

Application No.	File No.	Applicant	Neighbor Opposition	Staff Recommendation	Planning Commission Recommendation	Current \ Zoпе	Requested Zone	Civil District
1	04/09/#1	Brenda Stevens				R-1	A-1	11th
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AGENDA Sullivan County Board of County Commission

June 15 2009

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, June 15 2009 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

(1) File No 04/09/#1 Brenda Stevens
Reclassify R-1 property located at 214 Tipton Street to A-1 for the purpose of allowing a singlewide to be moved in on the property. Property ID No Tax Map 13-O, Group A, Parcel 23.00 and being located in the 11th Civil District.

Kingsport Planning

PETITION TO SULLIVAN COUNTY FOR REZONING

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

Address: 214 Tipton Street Kingsport, Tn 37660 Phone 343-9040 Date of Request 4/14/2009 Property Located in 11 Civil District Signature of Applicant	OFFICE USE ONLY Meeting Date 05/21/09 Time 7:00 pm Place City Hall 2 nd Floor Planning Commission Approved Denied County Commission Approved Deniedx Other Roll Call Vote 9 Aye, 13 Nay 2 Absent Final Action Date06-15-09
	rma Action Date 00-15-09
PROPERTY IDENT Tax Map No. 0130 / Group A Zoning Map 6 Zoning District R-1 I Property Location: 214 Tipton Sfreet	IFICATION / Parcel 02300 Proposed District A-1
Purpose of Rezoning: To allow one single wide	
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 STATE S	and correct to the best of my information,

SULLIVAN COUNTY COMMISSION

Public Comment Session Monday, June 15, 2009

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
1	Brenda Stevens	214 Tipton St. KSFT	Kingsport, TN.	V
12	Connie Tate	Trifer fossiance	Plantville, 7~	
√3 —	Gary Mayes	3832 Thounter Dr.	Kph TN	
4	(Not Zaning)			
5)			
6	Joe Allo'cen	Independen	eed Kpl, TN	
$\sqrt{7}$	Minnie Sexton	Independence	Dr Kot IN	
<u>8</u>	Becky CARter	918 Tiplon St	Kal In	
/9		1276 Kings Meadow Rer Da	1 1 2 0	
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RESOLUTIONS ON DOCKET FOR JUNE 15, 2009

APPROVED 06-15-09 DEFERRED 06-15-09 DEFERRED 06-15-09
06-15-09 DEFERRED
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APPROVED 06-15-09
1

#12 ALITHODIZING TRANSPER OF DELCEDING PROPERTY OF	1.SI DE (DOLG
#12 AUTHORIZING TRANSFER OF REMAINING PROPERTY AT FORMER LYNN VIEW SCHOOL (STADIUM AND BALL FIELDS) TO CITY OF KINGSPORT	1 ST READING 06-15-09
#13 AMEND THE 2008-2009 GENERAL PURPOSE SCHOOL BUDGET BY \$101,000 FOR OPERATION OF PLANT	APPROVED 06-15-09
#14 APPROVE THE FILING OF AN APPLICATION FOR AN ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT FOR THE COUNTY IN THE AMOUNT OF \$459,700	APPROVED 06-15-09
#15 APPROVE ADDITIONAL FUNDING IN THE AMOUNT OF \$60,000 FOR THE BLOOMINGDALE SEWER LINE PROJECT	1 ST READING 06-15-09
·	

Item 1 No. 2009-06-00

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June 2009.

RESOLUTION To Consider Amendments to the Sullivan County Zoning Resolution

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

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

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

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

Duly passed and approved this 15th day of June 2009.

Jeanie Gammon, Co

Jeanie Gammon, County Clerk

Approved:

Steve M. Godsey, County Mayor

Sponsor: James "Buddy" King

Prime Co-Sponsor(s): O.W. Ferguson

2009-06-00	County Commission		
ACTION	Approved 06-15-09 Voice Vote		

Comments:

ï,

Item 2 Executive No. 2009-04-49

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 20th day of April, 2009.

RESOLUTION To Authorize Establishment of a Policy Governing Procedures for Constructing Access (Driveways) to County Roads

WHEREAS, the Sullivan County Highway Department oversees the maintenance of the many miles of county roads; and,

WHEREAS, establishing private driveways to the County Roads is of considerable importance in the location and design to the safety of our citizens and the maintenance of the County Roads; and,

WHEREAS, currently the Sullivan County Highway Department assists the property owners in constructing the access to the county roads without a formalized policy established by this body to oversee all access driveways.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session approve the establishment of procedure whereby all new driveways accessing county roads must be approved by a permit issued by either by the Planning Office the Highway Department which provides for a subsequent inspection by the Sullivan County Highway Department; and,

THAT the detailed implementation of this policy be a joint effort by the Highway Department and the Planning Office; and,

THAT any driveway not established by obtaining a permit or installed without compliance with the approval of the Highway Department will be the responsibility of the property owner for correcting the design or the removal.

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

Approved this	day of	2009.	
Attested:		Approved:	
	non, County Clerk		odsey, County Mayor

Sponsored By: Dwight King

Prime Co-Sponsor(s): Eddie Williams

2009-04-49	Administrative	Budget	Executive	County Commission
ACTION	Deferred 5-4-09,	Approved 5-7-09,	Approved 5-6-09,	
ACTION	Approved 6-1-09	No Action 6-4-09	No Action 6-3-09	

Notes: 1st Reading 04-20-09; Amended by Sponsor that the Highway Dept. will issue the permits and also that a policy will be established 05-18-09; Deferred 05-18-09; **Deferred 06-15-09**;

Item 3 Executive No. 2009-05-67

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of May, 2009.

RESOLUTION Authorizing The Adoption Of The 2006 Edition Of The International Residential Code, And The Property Maintenance Code, Regulating And Governing The Construction. Alteration, Enlargement, Replacement, Repair, Location And Demolition Of Detached One And Two Family Dwellings And Multiple Single Family Dwellings (Townhouses) Not More Than Three Stories In Height With Separate Means Of Egress In The Unincorporated Areas Of Sullivan County; Providing For The Issuance Of Permits And Collection Fees

WHEREAS, the Commissioners of Sullivan County does ordain as follows: That a copy be on file in the office of the Building Commissioner/Building Official of Sullivan County, being marked and designated as the International Residential Code, 2006 Edition, Chapters 1-11, and 43, including Appendix H, J, L (see International Residential Code Section R102.5, 2006 edition), and the 2006 International Property Maintenance Code as published by the International Code Council, be and is hereby adopted as the Residential Code and Property Maintenance Code of Sullivan County, in the State of Tennessee for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress as herein provided for the issuance of permits and collection of fees therefore; and each and all of the regulation, provisions, penalties, conditions and terms of said Residential Code, Property Maintenance Code on file in the office of the Building Commissioner/Building Official are hereby referred to, adopted and made a part hereof, as if fully set out in this resolution, with the additions, insertions, deletions and changes, prescribed in this Resolution.

WHEREAS, the following section are hereby revised:

Section R101.1 Insert: Sullivan County

Table R301.2 (1) Insert: Ground Snow Load, Wind Speed, Seismic Design, Frost Line Depth, And Termite Design Criteria

Deletion of the Mechanical, Plumbing, and Electrical Codes.

WHEREAS, if any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this resolution. The Sullivan County Commission hereby declares that it would have passed this resolution, and each section, subsections, clause thereof, irrespective of the fact that any one or more sections, subsections, sentences, clause and phrases be declared unconstitutional; and

WHEREAS, that nothing in this resolution or in the Residential Code, Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause of action acquired or existing, under any act or resolution hereby repealed in this resolution: nor shall any just or legal right or remedy of any character be lost, impaired or affected by this resolution.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby this resolution and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect January 1, 2010 from and after the date of its final passage and adoption.

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

Approved this	day of	2009.	
Attested: Jeanie Gammon, Coo	unty Clerk	Approved:	Steve M. Godsey, County Mayor
Sponsored By: Eddie V Prime Co-Sponsor(s): B		rt Long	

2009-05-67	Administrative	Budget	Executive	County Commission
ACTION	Approved 6-1-09	Approved 6-4-09	Approved 6-3-09	

Notes: 1st Reading 05-18-09; Deferred 06-15-09;

Appendix L - Revised



		Existing Zoning Permit	Proposed Zoning & Building Permit
Residential Accesso	ry Structure	\$20.00	\$25.00
Singlewide Mobile H	ome	\$50.00	\$75.00
One Room Addition	or Detached Garage	(See Below)	
Single Family Resid	ential Based upon Total Cos	t of Construction	
House	\$1 to \$50,000	\$50.00	\$75.00
House	\$50,001 to \$100,000	\$100.00	\$200.00
House	\$100,001 to \$150,000	\$150.00	\$250.00
House	\$150,001 to \$200,000	\$200.00	\$300.00
House	\$200,001 to \$250,000	\$250.00	\$350.00
House	\$250,001 to \$300,000	\$300.00	\$400.00
House	\$300,001 to \$350,000	\$350.00	\$450.00
House	\$350,001 to \$400,000	\$400.00	\$500.00
House	\$400,001 to \$450,000	\$450.00	\$550.00
House	\$450,001 to \$500,000	\$500.00	\$800.00
House	\$500,001 and up	\$550.00	\$1,050.00
<u> </u>	<u> </u>		
Demolition Permit B	ased upon Total Cost of Ren	noval as per above so	hedule N/A

^{*} Above Fee Schedule once approved shall replace Zoning Compliance Permit Fee Schedule.



The ______ New York Suit Exchange 1 Suit, 1 Pair of Shoes, 1 Shirt, 1 Tie, 1 Pair Socks & 1 Belt ______ The _____ Glick Here for the Package 6 \$133

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House votes to create statewide building code, but includes opt-out provision

ERIX SCHELZIG | Associated Press Writer 10:18 AM CDT, June 11, 2009

NASHVILLE, Tenn. (AP) — The House has voted to approve Gov. Phil Bredesen's proposal to impose a minimum residential building code around the state, but has included a provision to allow local governments to opt out of the standards.

Under a change adopted Thursday, local governments in the 60 counties that don't currently have building codes would have to vote against participation on a two-thirds vote every four years.

The House voted 82-12 to approve the bill carried by Democratic Rep. Les Winningham of Huntsville,

The Senate previously passed the bill 28-1, but would have to agree to the opt-out provision before the measure could head for the Democratic governor's signature.

The bill also creates a mechanism for distributing \$99 million in federal stimulus money for weatherization projects at low-income homes.

Read SB2300 at: http://www.capitol.tn.gov

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Memphis 84° F, Partly Cloudy



Dr. Tod S. Singer, D.D.S. Your Connection to a Healthy Smile

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Get a FREE Take home Whitening Kit with Custom Fitted Trays when you complete a comprehensive exem and X-rays. Good through 6/30/09

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What Do You Think?

Do you think Mayor Willie Herenton went too far when veering from talk about the Rape Crisis Center to race and politics?

O Yes

O No

○ I Ignore Him

Vote



MEMPHIS

Item 4 Budget No. 2009-05-69 Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 18th day of May, 2009.

RESOLUTION To Provide For Education Incentive Payments To Officials And Employees Of Sullivan County Government

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

WHEREAS, Sullivan County desired to provide for such an incentive payment in its budget for the fiscal year 2009; and

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorize Incentive Payments to Officials and Employees of Sullivan County Government as follows:

SECTION 1. Any employee of Sullivan County, as defined in T.C.A. § 29-20-102 (2), who has completed the COCTP and attained the designation of Certified Public Administrator and who submits to the County Mayor proof of such attainment on or before June 30, 2009, shall be paid the sum of \$1,500 out of County funds appropriated for that purpose for the fiscal year.

SECTION 2. This resolution shall take effect upon its passage and approval, the public welfare requiring it.

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 <u>15th</u> day of <u>June</u> 2009.

Jeanie Gammon, County Clerk

Approved:

2 Absent

Sponsored By: Garth Blackburn Prime Co-Sponsor(s): Dennis Houser

2009-05-69	Administrative	Budget	Executive	County Commission
ACTION	Deferred 6-1-09	Deferred 6-4-09	Deferred 6-3-09	Approved 06-15-09 15 Aye, 5 Nay, 2 Pass

Notes: 1st Reading 05-18-09; Amended by Sponsor (attached)

RELEVANT STATUTES:

T.C.A. § 5-1-310

(i) Each county is encouraged and authorized to provide in its annual budget for payment of an annual educational incentive to employees as defined in § 29-20-102(2) who attain the designation of a "certified public administrator" pursuant to § 5-1-308 in an amount not to exceed three thousand dollars (\$3,000) less any payment received from the state of Tennessee as provided in subsection (a). The incentive provided by this section shall be paid from funds appropriated for such purpose and shall be paid in one (1) payment, no later than October 31. In any county providing such an incentive, the county mayor shall provide to the state treasurer the amount of any educational incentive paid in the county and the number of persons receiving such incentive which the state treasurer shall compile in an annual report.

T.C A. § 29-20-102

(2) "Employee" means and includes any official (whether elected or appointed), officer, employee or servant, or any member of any board, agency, or commission (whether compensated or not), or any officer, employee or servant thereof, of a governmental entity, including the sheriff and the sheriff's employees and, further including regular members of voluntary or auxiliary firefighting, police, or emergency assistance organizations.

AMENDMENT TO Item # 4 Resolution No. 2009-05-69

Amend as follows:

Add "June 30" in the blank for the date in both paragraph before 2009.

Delete the word <u>"Officials"</u> and leave County Employees in the caption as well as in the line before SECTION 1.

In Section 1 insert the word "any" before County Funds available and strike "appropriated for that purpose for the fiscal year" and replace with "available for personnel cost in the current fiscal year's budget for the departments affected".

Item 5 Budget No. 2009-06-70

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION To Accept and Appropriate Grant Funds for the Sullivan County Library

WHEREAS, a grant has become available through the Tennessee State Library and Archives in an amount up to \$2,500.00 for the peripheral computer equipment to provide video conferencing for all library locations; and

WHEREAS, the Sullivan County Library has anticipated and planned for this project and has chose to spend a portion of their budget on this project;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves accepting and appropriating funds in an amount up to \$2,500.00 from the Department of State, Tennessee State Library and Archives.

BE IT RESOLVED that the Sullivan County Library will provide matching funds per grant guidelines from their current budget (No New Money Involved). Account Codes assigned by the Office of Accounts & Budgets as follows:

Revenue 101.46990.Pgm 141 Appropriation 101.56500.700. Pgm 141

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 <u>15th</u> day of <u>June</u> 2009.

Sponsored By: Linda Brittenham

Prime Co-Sponsor(s): Garth Blackburn, Joe Herron, Bart Long, Mark Vance Mo Brotherton

2009-06-70	Administrative	Budget	Executive	County Commission
ACTION	Approved 6-1-09	Approved 6-4-09	Approved 6-3-09	Approved 06-15-09 22 Aye, 2 Absent

Attachment To Resolution No. 2009-05-69

RELEVANT STATUTES:

T.C.A. § 5-1-310

(i) Each county is encouraged and authorized to provide in its annual budget for payment of an annual educational incentive to employees as defined in § 29-20-102(2) who attain the designation of a "certified public administrator" pursuant to § 5-1-308 in an amount not to exceed three thousand dollars (\$3,000) less any payment received from the state of Tennessee as provided in subsection (a). The incentive provided by this section shall be paid from funds appropriated for such purpose and shall be paid in one (1) payment, no later than October 31. In any county providing such an incentive, the county mayor shall provide to the state treasurer the amount of any educational incentive paid in the county and the number of persons receiving such incentive which the state treasurer shall compile in an annual report.

T.C.A. § 29-20-102

(2) "Employee" means and includes any official (whether elected or appointed), officer, employee or servant, or any member of any board, agency, or commission (whether compensated or not), or any officer, employee or servant thereof, of a governmental entity, including the sheriff and the sheriff's employees and, further including regular members of voluntary or auxiliary firefighting, police, or emergency assistance organizations.

Item 6 Budget No. 2009-06-71

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION To Amend The 2008 – 2009 General Purpose School Budget By \$19,700 For Other Student Support

WHEREAS, the Sullivan County Department of Education has determined that certain funds will not be expended in Series 71100 – Regular Instructional Program as originally budgeted; and

WHEREAS, the Department of Education has determined that these funds are needed to cover the cost of Life Insurance and Medical Insurance.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amending the General Purpose School Budget as follows:

Account Number	Account Description	Amount
71100.722	Regular Instructional Equipment	-19,700.00
72130.206	Life Insurance	+500.00
72130.207	Medical Insurance	+19,200.00

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

Approved this 15th day of June 2009.

Sponsored By: Dennis Houser Eddie Williams

Prime Co-Sponsor(s): Sam Jones

2009-06-71 Administrative Budget Executive County Commission
ACTION Approved 6-1-09 Approved 6-4-09 Approved 6-3-09 22 Aye, 2 Absent

Item 7 Budget No. 2009-06-72

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION To Amend the 2008 – 2009 General Purpose School Budget By \$100,000 For Board Of Education

WHEREAS, the Sullivan County Department of Education has determined that certain funds will not be expended in Series 73100 – Food Service as originally budgeted; and

WHEREAS, the Department of Education has determined that these funds are needed to cover the cost of workman's compensation insurance.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amending the General Purpose School Budget as follows:

Account Number	Account Description	Amount
72310,513	Workman's Compensation Insurance	+100,000.00
73100.207	Medical Insurance	-100,000.00

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

Approved this _____ day of ______ 2009.

Attested Common County Clark

Approved:

Sponsored By: Dennis Houser Eddie Williams

Prime Co-Sponsor(s): Sam Jones

2009-06-72	Administrative	Budget	Executive	County Commission
ACTION	Approved 6-1-09	Approved 6-4-09	Approved 6-3-09	Approved 06-15-09 22 Aye, 2 Absent

Executive
No. 2009-06-73
Attachment

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June 2009.

RESOLUTION To Authorize Placing 25 MPH Speed Limit Signs On Daleview Drive and Highland Meadows Drive in the 4th Commissioner District

WHEREAS, Commissioner Michael Surgenor requested the Sullivan County Highway Department to make this change; and,

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

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

4th Commission District

To Place 25 MPH Speed Limit Signs
On Daleview Drive
And Highland Meadows Drive

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

Approved this <u>15th</u> day of <u>June</u> 2009.

Sponsored By: Michael Surgenor Larry Hall

Prime Co-Sponsor(s): Larry Hall, Terry Harkleroad

2009-06-73	Administrative	Budget	Executive	County Commission
ACTION	Approved 6-1-09	Approved 6-4-09	A 4 6 2 00	Approved 06-15-09 22 Aye, 2 Absent

RESOLUTION REQUEST REVIEW

DATE:		May 28, 2009			
то:		Sullivan County Com	mission		
REQUEST MA	ADE BY:	Michael Surgenor			
SUBJECT:		MPH SPEED LIMIT S MPH SPEED LIMIT S r.		Dr.	
4 CIVI	L DISTRIC	Γ	Larry Terry	Hall Harlroad	
		HIGHWAY DEPART SHWAY DEPARTME			
COMMENT:					5/00/0000
TRAFFIC CO	ORDINATO	5/28/2009 R .	HIGHWAY CO	MMISSIONER	5/28/2009

Item 9 Budget No. 2009-06-74

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION To Amend Sheriff's JAG Grant Budget Appropriations To Include The Balance Of Grant Funds From 2007-08 Grant

WHEREAS, JAG Grants operate on a September 1 thru October 30 Federal budget year and therefore may have funds carried over from one county fiscal year to another; and

WHEREAS, the Sullivan County Sheriff's Department has been awarded JAG grant funds for a number of years and have ongoing grants operating the same fiscal year; and

WHEREAS, the current operating budget for Sullivan County Sheriff's Office has additional grant funds remaining from the previous fiscal year's grant that is available to fund certain costs for the Sheriff's operations during the current fiscal year.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session appropriate \$ 16,887.13 to the Sheriff's JAG Budget account number 54110.400 pgm 913 to be funded by an increase in revenue account number 47990 pgm 913.

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:

Approved this **15th** day of **June** 2009.

Sponsored By: Eddie Williams

Prime Co-Sponsor(s): Linda Brittenham

2009-06-74 Administrative Budget Executive County Commission

ACTION Approved 6-4-09 Approved 6-3-09 22 Aye, 2 Absent

Item 10 Budget No. 2009-06-75

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION To Amend The General Fund Appropriations For Public Defender's Account For 2008-09 FY Funded From Special Litigation Tax

WHEREAS, the appropriations for the Public Defender is funded from a special litigation tax implemented and restricted for that purpose; and

WHEREAS, the current year's operations to complete the fiscal year for employee benefits and to make an orderly transition of employees, additional appropriations are needed.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amendments to the appropriations for the General Fund in the amount of \$9,500 for 53610.200 and \$2,000 for 53610.100 to be funded from the balance of \$11,500 in account 34152.

Waiver Of Rules Requested

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

Approved this 15th day of June 2009.

Attested: Jeanie Gammon, County Clerk

Approved:

Steve M. Godsey, County Mayor

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

2009-06-75	Administrative	Budget	Executive	County Commission
ACTION		Approved 6-4-09	Approved 6-3-09	Approved 06-15-09 22 Aye, 2 Absent

Notes:

Item 11 Budget No. 2009-06-76

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION To Amend The County Drug Fund Budget To Appropriate Revenues Received In Excess Of Projections During The 2009 FY

WHEREAS, current revenues received by the County Drug Fund have exceeded the anticipated amount for the current fiscal year by more than \$15,000 as of May; and

WHEREAS, the current year's operations for investigation of drug activity has utilized most of the funding based upon the appropriations to date and is in need of additional funding to complete the fiscal year.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby amend the 2009 FY budget for the County Drug Fund to reflect the \$15,000 of un-projected revenue and increase appropriations for by \$15,000. (Account codes to be assigned by the Director of Accounts and Budgets).

Waiver Of Rules Requested

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

Approved this 15th	_day of	June	2009.	
Attested: Jeanie Gammon, Co		mon	Approved:	Steve M. Godsey, County Mayor
Sponsored By: Eddie '	Williams			ĺ
Prime Co-Sponsor(s): 1	Buddy King	g ´		`

2009-06-76	Administrative	Budget	Executive	County Commission
ACTION		Approved 6-4-09	Approved 6-3-09	Approved 06-15-09 22 Aye, 2 Absent

Notes:

Item 12 Executive No. 2009-06-77

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION Authorizing Transfer Of Remaining Property At Former Lynn View School (Stadium And Ball Fields) To City Of Kingsport

WHEREAS, pursuant to Resolution No. 2009-04-47 approved May 18, 2009, the Sullivan County Board of Commissioners waived and rejected its right of first refusal to repurchase the portion of the former Lynn View School Property which Sullivan County previously sold to Tri-Cities Christian Schools, Inc. so long as said property was sold to the City of Kingsport, and further approved the sale of the said property by Tri-Cities Christian Schools, Inc. to the City of Kingsport; and

WHEREAS, the property involved in the previous sale by Sullivan County to Tri-Cities Christian Schools, Inc. and the proposed sale by Tri-Cities Christian Schools, Inc. to the City of Kingsport does not include the portion of the former Lynn View School property generally known as the stadium and the ball fields; and

WHEREAS, the said remaining portion of the former Lynn View School property generally known as the stadium and ball fields (approximately 7.56 acres) is currently owned by Sullivan County, Tennessee pursuant to Deeds of records in the Register's Office for Sullivan County at Blountville in Deed Book 98A, at page 279 and Deed Book 198A, at page 278; and

WHEREAS, Sullivan County desires to transfer ownership of the hereinabove described remaining property of the former Lynn View School property generally known as the stadium and ball fields (approximately 7.56 acres) to the City of Kingsport at no cost to the City of Kingsport subject to the City of Kingsport using the subject property for community recreational purposes;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of June, 2009 hereby authorize Sullivan County to transfer title to the remaining portion of the former Lynn View School property generally known as the stadium and ball fields (approximately 7.56 acres) to the City of Kingsport for the purchase price of \$1.00 subject to a reversionary clause to be contained in the Deed stating that should the City of Kingsport cease to utilize the property for community recreational purposes that the property will automatically revert back to Sullivan County. The County Mayor is hereby authorized to execute any and all documents necessary to complete such transfer of title.

This resolution shall take effect from and after its passage be and the same rescinded insofar as such conflict exists.					All resolutions in conflict herev	with
A	pproved thi	is day o	f	2009.		
A	ttested:	anie Gammon, County Clet	k	Approved:	Steve M. Godsey, County Mayor	
	•	By: Wayne McCo ponsor(s): O. W.		Herron		
	2009-06-77	Administrative	Budget	Executive	e County Commission	
	ACTION					

Notes: 1st Reading 06-15-09;

Item 13 Budget No. 2009-06-78

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION TO Amend the 2008 – 2009 General Purpose School Budget by \$101,000 for Operation of Plant.

WHEREAS, the Sullivan County Department of Education has determined that certain funds will not be expended in Series 73100 – Food Service, 73300 – Community Services and 82230 – Debit Services as originally budgeted; and

WHEREAS, the Department of Education has determined that these funds are needed to cover the increased cost of electricity.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize amending the General Purpose School Budget as follows:

Account Number	Account Description	Amount
73100.207	Medical Insurance	-\$50,000
73300.189	Other Wages and Salaries	-\$25,000
82230.604	Interest on Notes	-\$26,000
72610.415	Electricity	+\$101,000

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

Approved this day of	2009.
Attested Lanie Gammon, County Clerk	Approved: M. Godsey, County Mayor
Sponsored By:-Dennis Houser Williams	1
Prime Co-Sponsor(s): Sam Jones	/

2009-06-78	Administrative	Budget	Executive	County Commission
				Approved 06-15-09
ACTION				22 Ave 2 Absent

Item 14 Budget No. 2009-06-79

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION TO Approve the Filing of an Application for an Energy Efficiency and Conservation Block Grant for the County in the amount of \$459,700.

WHEREAS, the Federal Stimulus Funding provides funding for local governments for improvements in the energy conservation for their buildings, for which Sullivan County has been designated to receive \$459,700 without any local funds required; and

WHEREAS, to be the recipient of these funds Sullivan County must file an application for the grant reflecting the allocation of the funds and the projected impact on energy savings; and

WHEREAS, the escalating operating budgets of Sullivan County Government energy cost can be impacted for years into the future upon proper utilization of these funds to improve the energy efficiency in our buildings.; and

WHEREAS, the county staff under the direction of the County Mayor has been diligently completing the necessary application forms to receive these funds and are expecting to have confirmation of the grant upon soon after filing.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session give approval for the County Mayor to make application for the Energy Efficiency and Conservation Block Grant in the amount of \$459,700 for Sullivan County Buildings and to take the necessary actions necessary to expend these funds upon approval of the grants in compliance with all governing statutes and grant regulations. (No matching funds are required to receive these funds.)

Waiver Of Rules Requested

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

Approved this 15th day of June 2009.

Attested: Janie Gammon, County Clerk

Sponsored By: Eddie Williams

Prime Co-Sponsor(s): Buddy King

2009-06-79	Administrative	Budget	Executive	County Commission
ACTION				Approved 06-15-09 21 Aye, 3 Absent

Notes:

Item 15 Budget No. 2009-06-80

To the Honorable Steve M. Godsey, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of June, 2009.

RESOLUTION to Approve Additional Funding in the amount of \$60,000 for the Bloomingdale Sewer Line Project.

WHEREAS, this body has approved the original funding in 1996 and adjusted the amount in 2008 for the Bloomingdale Sewer line; and

WHEREAS, this project includes funding from Sullivan County, City of Kingsport, and a state CDBG Grant; and

WHEREAS, the City of Kingsport and Sullivan County Officials have been tirelessly working toward the completion of this project for several years and now it has been determined that an additional \$60,000 is necessary for an orderly completion of the project on the west side of Stuffle Heights.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, appropriate an additional \$60,000 to complete this project, with the funding to come from the 39000 Account of the General Fund. (Account codes to be assigned by the Director of Accounts and Budgets.)

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.

Ap	proved thi	is day o	of	2009.	
Ati	tested:			Approved:	
Jeanie Gammon, County Clerk			erk	Ste	ve M. Godsey, County Mayor
Sp	onsored E	By: Elliott Kilgo	re		,
Pri	ime Co-S _I	oonsor(s): Bill K	ilgore		
Γ	2009-06-80	Administrative	Budget	Executive	County Commission
-	2007-00-00	Aummistrative	nauget	Executive	County Commission
Ì	ACTION				

Notes: 1st Reading 06-15-09

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON MOTION MADE BY COMM. BLACKBURN TO MEET AGAIN IN REGULAR SESSION JULY 20, 2009.

STEVE GODSEY

COMMISSION CHAIRMAN