

COUNTY COMMISSION-REGULAR SESSION

000102

JUNE 15, 2015

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, 2015, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE RICHARD VENABLE, COUNTY CHAIRMAN, JEANIE GAMMON, COUNTY CLERK OF SAID BOARD OF COMMISSIONERS,

TO WIT:

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

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

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

23 PRESENT 1 ABSENT (ABSENT- HERRON)

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. Crawford and seconded by Comm. Morrell to approve the minutes of the May 18, 2015 Regular Session. Said motion was approved by voice vote.

**SULLIVAN COUNTY BOARD OF COMMISSIONERS**

**Blountville, Tennessee**

**Confirmation of Appointment**

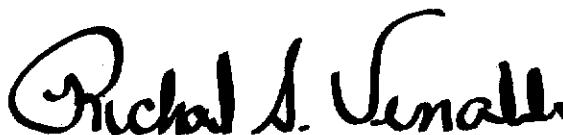
Whereas the Sullivan County Library Board recommends the following appointment to the board to replace Frankie Odiorne:


John Cline  
1020 Island Road  
Blountville, TN 37617

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

Sullivan County Library Board  
John Cline - Term July 2015 - July 2018

Confirmed this 18<sup>th</sup> day of May 2015.

  
Richard Venable, County Mayor

  
Attest: Jeanie F. Gammon, County Clerk

Commission Action:

Approved by Roll Call Vote

Approved by Voice Vote

Rejected on Vote

AYE	NAY	PASS	ABSENT

April 28, 2015

John R. Cline  
1020 Island Rd  
Blountville, Tn 37617

Education:  
Ankara High School -Graduated 1965  
Ankara, Turkey

University of Georgia/Georgia College  
Graduated 1972-B.S. Degree-Biology,Chemistry

University of Arizona  
1974 M.S. Degree-Entomology

Work History:	Dates	Position
IT'S OUR THYME,INC 688 Henry Harr Rd Blountville, Tn 37617	1981-1996	Pres./Owner
Culligan of Tricities 2004 Hwy 75 Blountville, Tn 37617	1997-2010	Mgr. DI Plant/Chemist
C&S Transit 401 Tilthammer Dr. Kingsport, Tn 37660	2011-present	Mgr.C&S Transit,East

**SULLIVAN COUNTY BOARD OF COMMISSIONERS**

**Blountville, Tennessee**

**Confirmation of Appointment**

Whereas the Sullivan County Library Board recommends the following appointment to the Holston Regional Library board to replace John Cline:


Seth J. Bartee  
101 Carolyn Circle  
Bristol, TN 37620

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

Sullivan County Library Board  
Seth J. Bartee - Term July 2015 - July 2018

Confirmed this 15<sup>th</sup> day of June 2015.

  
Richard Venable, County Mayor

  
Attest: Jeanie F. Gammon, County Clerk

Commission Action:  
 Approved by Roll Call Vote  
 Approved by Voice Vote  
 Rejected on Vote

AYE	NAY	PASS	ABSENT

**CURRICULUM VITAE****Seth J. Barte**

101 Carolyn Circle  
Bristol, TN 37620  
(276) 791-7019

History Department  
King University  
Bristol Hall  
Bristol, TN 37620

**Education**

PhD., Intellectual History, May 2014, Virginia Tech  
M.A., History, May 2009, East Tennessee State University  
B.S., History, May 2005, East Tennessee State University

**Awards**

- Visiting Scholar, Young Center for Anabaptist and Pietist Studies, 2014-present
- Visiting Scholar, The Kirk Center, 2014-present
- Global Intern, Telos, 2014-present
- Devos Leadership Award, 2011

**Panels and Presentations**

"Varieties of Lasch: A Panorama," Panel Organizer:

"The Transcendent Humanism of Elisabeth Lasch-Quinn," Society for U.S. Intellectual History, October 2014.

"Constitution Day," Panel:

"The Right's Civil War and the Constitution," Northeast State Community College, September 2014.

"ASPECT Working Paper Series,"

"Reality Bites: The Imaginative Frontier and the Age of Reagan," Virginia Tech, April 2014.

"America as Imagined Community," Panel:

"Russell Kirk's Wonder Emporium: American Conservatism and Imagination," ASPECT Graduate Conference, March 2013.

"Creating and Correcting Historical Knowledge" Panel:

"The Strange Career of the Monograph in American Conservatism," The Historical Society, June 2012.

"Morning Session," Panel:

"Reactionaries, Tory Bohemians, Renegade Liberals," The Virginia Humanities Conference, October 2011.

"Varieties of Conservatism, Mid-Twentieth Century," Panel:

"The Reactionary Historians: The Rejection of Disciplinary Professionalism and the Problems of Historical Scholarship in Democracy," Society for U.S. Intellectual History, October 2010.

### **Teaching Experience**

*Lecturer, King University*

- "Western Civilization in the Global Context" Spring 2015
- "Civil War in America" Spring 2015

*Instructor, Virginia Tech*

- "Religion in American Life: A Semester in Carcosa" Fall 2014
- "The Modern World" Fall 2014

*Instructor, Northeast State Community College*

- "Intro to Humanities I" Summer 2014
- "U.S. History I" Summer 2014
- "Intro to Humanities II" Fall 2014
- "Technology in Culture" Fall 2014
- "Technology in Culture ITV" Fall 2014

*Instructor, The College at Southeastern*

- "American Government" Fall 2013
- "U.S. History II" Spring 2014
- "American Religious History" Spring 2014
- "History of Baptists in the United States" Summer 2014

*Graduate Teaching Associate, Virginia Tech*

- "U.S. History II" Spring 2010
- "U.S. History I" Fall 2010
- "The Modern World" Spring 2011
- "The Modern World" Fall 2011
- "The Modern World" Spring 2012
- "The Modern World" Summer 2012
- "Religion in American Life" Fall 2012
- "Religion in American Life" Spring 2013

*Graduate Instructor, East Tennessee State University*

- "U.S. History II" Fall 2008

### **Teaching and Research Interests**

- American Intellectual History

- European Intellectual History
- Western Civilization
- History of Philosophy
- Historical Methodology

### **Publications**

#### Book

"Imagination Movers: The Theater of Conservatism in the Twentieth Century" in progress.

#### Selected Material

"The Gospel and the Mind: Recovering and Shaping the Intellectual Life," University Bookman, Summer 2014.

"The Christian Century and the Rise of the Protestant Mainline," Themelios, April 2014.

"Hope in a Scattering Time: A Life of Christopher Lasch," University Bookman, Spring 2012.

"What Happened to the American Scholar," Spectra, 2012.

### **Relevant Experience**

- *Board Member*, Believe in Bristol, 2015
- *tnAchieves Mentor*, 2014-present
- *GoodReads editor*, Society for U.S. Intellectual History, 2014-present
- *Participant*, Summer Diversity Reading Program, Virginia Tech, Summer 2014
- AED and CPR Certification, 2014-2016
- *Event Organizer*, ASPECT Program, 2009-2011
- *Vice President*, ASPECT Student Association, 2010-2011

### **Organizations**

- Society for U.S. Intellectual History
- Conference on Faith and History
- Telos
- Young Center for Anabaptist and Pietist Studies
- The Kirk Center
- Interdisciplinary Research Honor Society (Iota Delta Rho)
- Believe in Bristol

### **References**

- Professor Francois Debrix, ASPECT Director, Virginia Tech
- Professor Stephen Fritz, History, East Tennessee State University
- Assistant Professor Christopher Shannon, History, Christendom College



Sullivan County

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

Before the Mayor of Sullivan County, Tennessee

IN RE: **Bloomington Utility District**  
**Sullivan County, Tennessee**

*Order Appointing Utility District Commissioner*

Upon certification by the Board of Commissioners of the above-named utility district, pursuant to Section 7-82-307 Tennessee Code Annotated, as amended, certifying a vacancy on said Board of Commissioners, and containing a list of three names nominated for appointment to fill such vacancy;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED pursuant to Section 7-82-307, Tennessee Code Annotated, as amended, that the nominee, Roger Warner be appointed for a four year term to the Board of Commissioners of the Bloomington Utility District of Sullivan County, to serve until July 31, 2019.

Approved: Richard S. Venable  
Richard S. Venable, Sullivan County Mayor

Entered into the record of the Sullivan County Commission  
this 15th day of June 2015.

Jeanie F. Gammon  
Jeanie F. Gammon, County Clerk



BEFORE THE COUNTY EXECUTIVE OF Sullivan COUNTY, TENNESSEE

IN RE: Bloomingdale  
UTILITY DISTRICT OF Sullivan COUNTY, TENNESSEE

CERTIFICATION OF NOMINEES FOR APPOINTMENT  
AS UTILITY DISTRICT COMMISSIONER

The undersigned Commissioners of the above-named utility district do hereby certify to the County Executive, pursuant to T.C.A. §7-82-307, that a vacancy upon the said Board of Commissioners has occurred by virtue of death or resignation or is scheduled to occur by virtue of term expiration as of July 31, 2015 and the remaining Commissioners do hereby nominate and certify the nomination of the following qualified individuals for appointment to such vacancy, the same being listed in order of preference.

- 1. Roger Warner
- 2. J.B. Davis
- 3. Billy Jack Johnson

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

This May 7, 2015

Charlie Anderson  
COMMISSIONER, Charlie Anderson

David Horton  
COMMISSIONER, David Horton

It is hereby certified that the foregoing is a true and correct duplicate original of the Certification of Nominees made by the Board of Commissioners of the aforesaid utility district this May 4, 2015

David Horton  
SECRETARY, David Horton

000112  
21000

SULLIVAN COUNTY BOARD OF COMMISSIONERS  
PUBLIC COMMENT  
June 15, 2015

PLEASE PRINT

	Name	Street Address	City & State	Please Check if Zoning Issue
1	DON CASTLE	421 CASCADE ST	KPT, TN	
2	JUDYL YENNIE	154 BLUNTVILLE, TN		
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				

THE COMM. SIONERS	No. Roll		No. Appear		No. No. Abs		No. Sull		No. Hols		No. No.		No. No.		No. No.	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Bouby	✓		✓													
Calton	✓		✓													
Cole	✓		✓													
Lawford	✓		✓													
and her	✓		✓													
Grubler	✓		✓													
Hare	✓		✓													
Miller	✓		✓													
Han	✓		✓													
Herron	A		A													
Hood	✓		✓													
Houser	✓		✓													
Johnson	✓		✓													
Kilgore	✓		✓													
Kellock	✓		✓													
Marrell	✓		✓													
Neal	✓		✓													
W Russell	✓		✓													
L Russell	✓		✓													
Shull	✓		✓													
Stanley	✓		✓													
Vance	✓		✓													
White	✓		✓													
Williams	✓		✓													
24 Present 23 Abs																
23 Present 1 Abs																
1 Abs																



MEMBERS	No. 8		No. 9		No. 10		No. 11		No. 12		No. 13		No. 14		No. 15	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Neal									✓			✓				
By Russell									✓			✓				
Russell									✓			✓				
Shull									✓			✓				
Stanley									✓			✓				
Vance									✓			✓				
White									✓			✓				
Williams									✓			✓				
Worby									✓			✓				
Calton									✓			✓				
Cole									✓			✓				
Worford									✓			✓				
Werner									✓				✓			
Shubert									✓				✓			
Hare									✓			✓				
Wallerford									✓			✓				
Harr									✓			✓				
Herron									A			A				
Hood									✓			✓				
Hauser									✓			✓				
Johnson									✓			✓				
Kilgore									✓			✓				
Waltlin									✓			✓				
Worrell									✓			✓				
									23 Aye			20 Aye				
									1 Aye			3 Nay				
												1 Aye				

## RESOLUTIONS ON DOCKET FOR JUNE 15, 2015

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE ZONING RESOLUTION	NO REZONING NO ACTION
#2 ENTER A GENERAL MAINTENANCE AGREEMENT WITH THE STATE OF TENNESSEE AND CITY OF KINGSPORT FOR SAFETY IMPROVEMENTS ON BLOOMINGDALE PIKE/ROAD	APPROVED 06-15-15
#3 INSTALL SIGNAGE IN THE TRI-COUNTY INDUSTRIAL PARK TO ROUTE TRAFFIC AWAY FROM MAIN STREET, PINEY FLATS	APPROVED 06-15-15
#4 REDUCE THE PAY OF COUNTY COMMISSIONERS TO \$500 (FIVE HUNDRED DOLLARS) PER MONTH	FAILED 06-15-15
#5 APPROVE A BUDGET AMENDMENT TO COMPLETE FUNDING FOR EMPLOYEE HEALTH INSURANCE COST FOR THE 2015 FISCAL YEAR	APPROVED 06-15-15
#6 AUTHORIZE THE HIGHWAY DEPARTMENT TO CONTINUE MAINTAINING A DRAINAGE EASEMENT ALONG CARR DRIVE AT KNOBVIEW ROAD	1 <sup>ST</sup> READING 06-15-15
#7 RESCIND THE REQUIREMENT FOR SULLIVAN COUNTY DEPARTMENT HEADS TO OBTAIN BUDGET COMMITTEE APPROVAL TO EXPEND THEIR CAPITAL OUTLAY FUNDS UNDER THE 700 ACCOUNT CODE	WITHDRAWN 06-15-15
#8 TO CREATE THE SULLIVAN COUNTY OFFICE OF JUDICIAL COMMISSIONER, WHICH MAY BE REFERRED TO AS "MAGISTRATE", AND TO PROVIDE FOR AND FUND THE APPOINTMENT OF FOUR SUCH OFFICIALS	APPROVED 06-15-15
#9 AMEND THE 2014-2015 GENERAL PURPOSE SCHOOL BUDGET BY \$271,000 FOR SERIES 72130- OTHER STUDENT SUPPORT, 72210- REGULAR INSTRUCTION, 72230 – VOCATIONAL INDIRECT, 73300 – COMMUNITY SERVICES, AND 99100- TRANSFERS OUT	APPROVED 06-15-15
#10 REQUEST THE STATE OF TENNESSEE AND THE TN DEPT OF TRANSPORTATION TO PROCEED WITH THE PLANNING AND CONSTRUCTION OF STATE ROUTE 357	1 <sup>ST</sup> READING 06-15-15
#11 AUTHORIZE A CONTINUING BUDGET FOR THE FISCAL YEAR BEGINNING JULY 1, 2015; THE ISSUANCE OF TAX ANTICIPATION NOTES; AND THE EXPENDITURE OF FUNDS BY VARIOUS COUNTY OFFICES AND DEPARTMENTS	APPROVED 06-15-15

000119

#12 ACCEPT A GRANT FROM THE STATE OF TENNESSEE TO PROMOTE AGRIBUSINESS IN SULLIVAN COUNTY	APPROVED 06-15-15
#13 AMEND THE FY 2014-2015 BUDGET FOR THE SULLIVAN COUNTY-BLUFF CITY-KINGSPORT ANIMAL CENTER	APPROVED 06-15-15



SULLIVAN COUNTY  
BOARD OF COUNTY COMMISSIONERS



June 2015

Item	CONSENT AGENDA	Resolution
2	<p><b>RESOLUTION To Enter a General Maintenance Agreement with the State of Tennessee and City of Kingsport for Safety Improvements on Bloomingdale Pike/Road</b></p> <p>NOW THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners hereby approves entering into a General Maintenance Agreement with the State of Tennessee and the City of Kingsport for Safety Improvements on Bloomingdale Pike/Road and authorizes the County Mayor to sign any and all documents regarding said Agreement.</p> <p>BE IT FURTHER RESOLVED that the Sullivan County Board of Commissioners does hereby authorize the Sullivan County Highway Department to undertake said maintenance of the County's portion of Bloomingdale Pike/Road.</p>	2015-05-31
3	<p><b>RESOLUTION To Install Signage in the Tri-County Industrial Park to Route Traffic Away From Main Street, Piney Flats</b></p> <p>NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that signage be installed to direct traffic away from Main Street, Piney Flats, at the exit of all industries located on Mountain View Drive and Rock Lane in the Tri-County Industrial Park.</p> <p>BE IT FURTHER RESOLVED that the Sullivan County Highway Department will provide and install all signage.</p>	2015-05-32
8	<p><b>RESOLUTION TO CREATE THE SULLIVAN COUNTY OFFICE OF JUDICIAL COMMISSIONER, WHICH MAY BE REFERRED TO AS "MAGISTRATE", and TO PROVIDE FOR AND FUND THE APPOINTMENT OF FOUR SUCH OFFICIALS</b></p> <p>NOW THEREFORE BE IT RESOLVED that pursuant to state statute T.C.A. 40-1-111 the office of Judicial Commissioner (Magistrate) is created for Sullivan County with the following provisions, terms and conditions applying thereto:</p> <p>a) Four Judicial Commissioners shall be appointed by the legislative body of Sullivan County with two of said four Judicial Commissions to serve in the geographical area that makes up Divisions I and IV (Bristol) of the General Sessions Court of Sullivan County and the other two of said four Judicial Commissioners to serve in the geographical area that makes up Divisions II and III (Kingsport) of the General Sessions Court of Sullivan County.</p>	2015-06-39

b) The legislative body for Sullivan County shall appoint individuals to fill each new term of office of the four offices of Judicial Commissioner to take office on August 1 of each year. The legislative body for Sullivan County shall take into consideration the views, comments and suggestions of the General Sessions Judges of Sullivan County in making decision relative to the appointment, evaluation, retention, reappointment and termination of said Judicial Commissioners.

c) The term of office for each Judicial Commissioner shall be for one (1) year. All four Judicial Commissioners shall have coinciding terms of office. The terms of office for all Sullivan County Judicial Commissioners shall begin on August 1 and end on July 31. The initial term of office of all four Judicial Commissioners shall begin on August 1, 2015 and end on July 31, 2016.

d) Should the term of office of a Judicial Commissioner expire and a new term begin without the appointment of a Judicial Commissioner to hold that office during the new term, the Judicial Commissioner holding that office at the termination of the term shall continue to serve as Judicial Commissioner until either that Judicial Commissioner is reappointed or a replacement is appointed by the Sullivan County legislative body.

e) There shall be no limit on the number of terms of office an individual may be appointed to serve.

f) No member of the Sullivan County legislative body shall be eligible for appointment as a Judicial Commissioner.

g) Each Judicial Commissioner shall be a resident of the geographical area of the division of the General Sessions Court in which said Judicial Commissioner serves.

h) Judicial Commissioners may interchange with each other, including Judicial Commissioners from Division I and IV interchanging with Judicial Commissioners from Division II and III, as scheduling or other circumstances may require, providing said interchange is approved by the presiding Judge of Division I and IV of the Sullivan County General Sessions Court or the presiding Judge of Division II and III of the Sullivan County General Sessions Court. A presiding General Sessions Judge may also direct an interchange of such Judicial Commissioners as necessary.

i) Each Judicial Commissioner shall be paid an annual salary of \$15,000 which shall accrue at the daily rate of \$41.10 per day and which shall be paid from the general fund of Sullivan County in semi-monthly installments (on or about the 1<sup>st</sup> and 15<sup>th</sup> of each month) as long as said Judicial Commissioner holds office. Upon vacation of said office for any reason, voluntary or involuntary, the Judicial Commissioner shall be entitled to the salary accrued through the last date of service and will thereafter no longer be entitled to any salary.

j) The office of Judicial Commissioner shall be considered part-time and the person serving shall not be entitled to any benefits provided to Sullivan County employees and/or officials because of appointment to the office. The Sullivan County Employee Handbook is hereby amended to reflect the creation of this office and to show that this office is entitled to none of the benefits enjoyed by other Sullivan County employees and/or officials.

- k) Each Judicial Commissioner shall be appointed by the Sullivan County legislative body and will thereafter serve at the sole direction of the Sullivan County legislative body. A Judicial Commissioner may be terminated at any time by the Sullivan County legislative body with or without cause, for any or no reason. Except for the amount of salary accrued and owing at the time of termination, a Judicial Commissioner so terminated shall have no claim against Sullivan County, the judges of Sullivan County, or any official or employee of Sullivan County for salary or any other claim, damages, or pay because of such termination.
- l) If a vacancy occurs in either of the two offices of Judicial Commissioner serving Division I and IV of the Sullivan County General Sessions Court, the presiding General Sessions Judge of Division I and IV shall appoint a temporary Judicial Commissioner to serve until the office can be filled by the Sullivan County legislative body. Likewise, if a vacancy occurs in either of the two offices of Judicial Commissioner serving Division II and III of the Sullivan County General Sessions Court, the presiding General Sessions Judge of Division II and III shall appoint a temporary Judicial Commissioner to serve until the office can be filled by the Sullivan County legislative body. The person named to serve as a temporary Judicial Commissioner shall be entitled to collect the same daily rate of pay as a duly appointed Judicial Commissioner during said temporary appointment until the office is duly filled by the Sullivan County legislative body.
- m) Each Judicial Commissioner shall comply with the training requirements set out in T.C.A. 40-1-111 and also take part in any training required by the presiding General Sessions Judges. As required by T.C.A. 40-1-111, Sullivan County shall provide the funding necessary to complete the required continuing education.
- n) The office of Judicial Commissioner shall have the duties set out in T.C. A. 40-1-111 and other duties as properly and legally directed by the presiding General Sessions Judges. The presiding General Sessions Judge for Divisions I and IV shall direct the Judicial Commissioners for Divisions I and IV and likewise the presiding General Sessions Judge for Divisions II and III shall direct the Judicial Commissioners for Divisions II and III.
- o) The Judicial Commissioners shall be available to perform their duties during the hours when the Sullivan County Circuit Court Clerk's office is closed, including holidays and weekends, and at the times and places required by the presiding General Sessions Judges in their divisions. Judicial Commissioners may rotate their scheduling, as approved by the presiding General Sessions Judge, so long as one of them is available at all times in Divisions I and IV and one of them if available at all times in Divisions II and III. The presiding General Sessions Judge for Divisions I and IV shall direct and approve the schedules for the Judicial Commissioners for Divisions I and IV and likewise the presiding General Sessions Judge for Divisions II and III shall direct and approve the schedules for the Judicial Commissioners for Divisions II and III.
- p) The Judicial Commissioners appointed pursuant to this resolution may be referred to as "Magistrates" and the names "Judicial Commissioner" and "Magistrate" shall be interchangeable.

9 **RESOLUTION TO AMEND the 2014 – 2015 General Purpose School Budget by \$271,000 for Series 72130 – Other Student Support, 72210 – Regular Instruction, 72230 – Vocational Indirect, 73300 – Community Services, and 99100 – Transfers Out**

2015-06-40

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

Account Number	Account Description	Amount
72130-123	Guidance Personnel	+10,000
72130-207	Medical Insurance	+15,000
72210-105	Supervisor(s)	+37,000
72230-207	Medical Insurance	+1,500
73300-189	Other Salaries and Wages	+7,500
99100-590	Transfers to Other Funds	+200,000
71100-116	Teachers – Regular Instruction Direct	-35,000
71300-204	State Retirement	-1,500
72320-103	Assistant(s)	-37,000
72610-166	Custodial Personnel	-7,500
72710-315	Contracts with Vehicle Owners	-190,000

11 **RESOLUTION To Authorize a Continuing Budget for the Fiscal Year Beginning July 1, 2015; the Issuance of Tax Anticipation Notes; and the Expenditure of Funds by Various County Offices and Departments**

2015-06-42

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the continuance of the amounts set forth in the 2014-2015 appropriations and that the various offices and departments are authorized to expend funds at the same level as the previous year.

BE IT RESOLVED that the County Mayor is authorized to borrow money on Tax Anticipation Notes.

BE IT FURTHER RESOLVED that no local funds can be expended or obligated that exceed the previous year's budget appropriation until a new budget is adopted and that expenditures mandated by the State or rules and regulations adopted by the State are incorporated into this Continuing Budget.

CONSENT AGENDA APPROVED 06-15-15 ROLL CALL VOTE 23 AYE, 1 ABSENT



## *Sullivan County*

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

Item 1  
No. 2015-06-00

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

**RESOLUTION TO CONSIDER AMENDMENT(S) TO THE SULLIVAN COUNTY  
ZONING PLAN: ZONING MAP OR THE ZONING RESOLUTION**

*No rezoning requests have been filed for the month of June 2015.*

NO ACTION TAKEN 06-15-15

Sullivan County, Tennessee  
Board of County Commissioners

Item 2  
No. 2015-05-31

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

**RESOLUTION to Enter a General Maintenance Agreement with the State of Tennessee and City of Kingsport for Safety Improvements on Bloomingdale Pike/Road**

WHEREAS, the State of Tennessee, Department of Transportation, Local Programs Development Office has identified Bloomingdale Pike/Road from S.R.1 (Stone Drive) to Bancroft Chapel Road as being eligible for Highway Safety Improvement Program Funds; and

WHEREAS, the State desires to assist the City of Kingsport and Sullivan County by installing various signs, snowplowable markers, reflectors, chevrons, thermoplastic white and yellow lines, guardrails, and other safety improvements on Bloomingdale Pike/Road; and

WHEREAS, upon installation the City of Kingsport and Sullivan County will be responsible for maintaining said improvements.

**NOW THEREFORE BE IT RESOLVED** that the Sullivan County Board of Commissioners hereby approves entering into a General Maintenance Agreement with the State of Tennessee and the City of Kingsport for Safety Improvements on Bloomingdale Pike/Road and authorizes the County Mayor to sign any and all documents regarding said Agreement.

**BE IT FURTHER RESOLVED** that the Sullivan County Board of Commissioners does hereby authorize the Sullivan County Highway Department to undertake said maintenance of the County's portion of Bloomingdale Pike/Road.

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 2015.

Attested: Jeanie Gammon Approved: Richard S. Venable  
Jeanie Gammon, County Clerk Richard S. Venable, County Mayor

**Sponsored By: Commissioner John Crawford**  
**Prime Co-Sponsor(s): Commissioners Terry Harkleroad, Matthew Johnson, Bill Kilgore, Mark Bowery**

**ACTIONS: 1<sup>st</sup> Reading 5/18/15;**  
**Approved 06-15-15 23 Aye, 1 Absent**

Sullivan County, Tennessee  
Board of County Commissioners

Item 3  
No. 2015-05-32

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

**RESOLUTION To Install Signage in the Tri-County Industrial Park to Route Traffic Away From Main Street, Piney Flats**

WHEREAS, due to safety concerns on Main Street in Piney Flats, the residents thereof have requested signs be installed in the Tri-County Industrial Park to route traffic away from Main Street; and

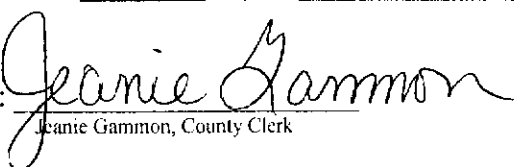
WHEREAS, taking this action will be beneficial to the community.

**NOW THEREFORE BE IT RESOLVED** by the Sullivan County Board of Commissioners meeting in Regular Session that signage be installed to direct traffic away from Main Street, Piney Flats, at the exit of all industries located on Mountain View Drive and Rock Lane in the Tri-County Industrial Park.

**BE IT FURTHER RESOLVED** that the Sullivan County Highway Department will provide and install all signage.

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 2015.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Andy Hare**

**Prime Co-Sponsor(s): Commissioners Sherry Grubb, Bob White**

ACTIONS: Amendment made by White, accepted by Sponsor and attached.

1<sup>st</sup> Reading 5-18-15;

Approved 06-15-15 23 Aye, 1 Absent

000127

No. 2015-05-32  
AMENDMENT #1

PROPOSED AMENDMENT #1 TO

RES. #7  
NO. 2015-05-32

AMEND AS FOLLOWS:

THAT ADDITIONAL SIGNAGE, WEREVER DEEMED NECESSARY AND AGREED TO BY  
OTHER ENTITIES INVOLVED, BE INCLUDED AS PART OF THIS RESOLUTION.

INTRODUCED BY: HARE SECONDED BY: GRUBB, WHITE

ACTION: AMENDMENT ACCEPTED BY SPONSOR 05-18-15

<sup>ST</sup>  
1<sup>ST</sup> READING 05-18-15;

Amendment approved with Resolution 06-15-15



Sullivan County, Tennessee  
Board of County Commissioners

Item 4  
No. 2015-05-34

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

**RESOLUTION to reduce the pay of County Commissioners to \$500 (Five Hundred Dollars) per month**

WHEREAS, the Sullivan County Board of Commissioners approved Resolution No. 2007-03-27, as amended, on April 16, 2007 establishing a revised compensation policy for County Commissioners such that effective July 1, 2008 the compensation for County Commissioners shall be set at seven percent (7%) of the County Mayor's salary; and

WHEREAS, it is desire of this County Commission to set the compensation for County Commissioners at a flat \$500 per month;

**NOW THEREFORE BE IT RESOLVED that effective July 1, 2015, the compensation for Commissioners for Sullivan County shall be set at Five Hundred Dollars (\$500) per month.**

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

Approved this \_\_\_\_ day of \_\_\_\_\_, 2015.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Richard S. Venable, Sullivan County Mayor

**Introduced By: Commissioner Patrick Shull**

**Seconded By: Commissioner(s) Baxter Hood**

ACTIONS: 1<sup>st</sup> Reading 05-18-15;

Failed 06-15-15 Roll Call 3 Aye, 20 Nay, 1 Absent

Sullivan County, Tennessee  
Board of County Commissioners

Item 5  
No. 2015-05-36

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

**RESOLUTION to approve a budget amendment to complete funding for Employee Health Insurance cost for the 2015 fiscal year**

**WHEREAS**, Sullivan County entered into a contract to administer a self-insured health insurance plan with MCA for the 2014 calendar year and upon renewal entered into a contract with CIGNA for the 2015 calendar year; and,

**WHEREAS**, as with any self-insured plan the Employer/County applies a funding level for each member; however, if this amount is not sufficient the County must complete the funding; and

**WHEREAS**, as has been reported to you periodically the claims and administrative cost paid to MCA has exceeded the funding provided through the various funds and the settlement from reinsurance carrier; and,

**WHEREAS**, as of renewal with CIGNA the projected total cost increase by approximately \$1,800,000 greater than the previous year; and,

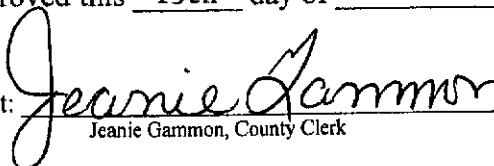
**WHEREAS**, no additional funding has been added to the 2015 fiscal year budget to cover this additional cost for claims through MCA or the increased funding rates for CIGNA; and,

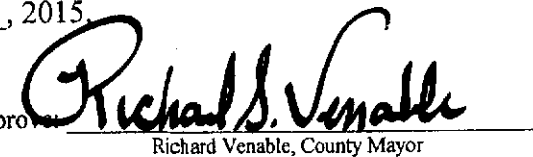
**WHEREAS**, the Health Insurance Fund had a fund deficit as of June 30, 2014 and another deficit will exist without providing additional funding.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes the funding, in the amount of \$1,090,012 for MCA and the funding level for CIGNA will require and additional funding of \$761,380 to be funded from the Fund Balance of the various funds. 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.

Approved this 15th day of June, 2015.

Attest:   
Jeanie Gammon, County Clerk

Approved:   
Richard Venable, County Mayor

**Sponsored By: Commissioner Williams**  
**Prime Co-Sponsor(s): Commissioner White**  
**ACTIONS: 1<sup>st</sup> Reading 05-18-15;**

**Approved 06-15-15 23 Aye, 1 Absent**



Sullivan County

Board of County Commissioners
235th Annual Session

Item 6
No. 2015-06-37

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

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

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

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

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

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

WHEREAS, in addition to the above right-of-way, recorded in Plat Book 13, page 27 and Plat Book 13, page 32 there exists a ten foot drainage easement crossing Knobview Road and then continuing along said parcels 16 and 17 on Carr Drive.

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

This resolution shall 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 \_\_\_\_\_ 2015.

Attested: Jeanie Gammon, County Clerk

Approved: Richard S. Venable, County Mayor

Sponsored By: Commissioner Dennis Houser
Prime Co-Sponsor(s): Commissioners Mack Harr, Mike Cole

ACTIONS: 1st Reading 06-15-15



Sullivan County

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

*Withdrawn*

Item 7  
No. 2015-06-38

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

**RESOLUTION to Rescind the Requirement for Sullivan County Department Heads to obtain Budget Committee approval to expend their Capital Outlay Funds under the 700 account code**

WHEREAS, the current Sullivan County policy requires all Sullivan County Department Heads to obtain Budget Committee approval to expend their Capital Outlay Funds for purchases exceeding \$5,000; and

WHEREAS, the Sullivan County Department Heads prepare and submit their budget in advance for the following fiscal year for approval by the County Commission, and;

WHEREAS, all Sullivan County Department Heads should have the authority and ability to utilize all of their funds without obtaining additional approval from the Budget Committee to expend their Capital Outlay Funds after the passage of the Budget by the County Commission.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby rescind the requirement for Sullivan County Department Heads to obtain Budget Committee approval to expend their Capital Outlay Funds.**

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.

Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2015.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Richard S. Venable, County Mayor

**Sponsored by: Commissioner Joe Herron  
Prime Co-Sponsor(s): Commissioners Baxter Hood, John Gardner**

**ACTIONS: Withdrawn 06-15-15.**



## Sullivan County

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

Item 8  
No. 2015-06-39

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

**RESOLUTION TO CREATE THE SULLIVAN COUNTY OFFICE OF JUDICIAL COMMISSIONER, WHICH MAY BE REFERRED TO AS "MAGISTRATE", and TO PROVIDE FOR AND FUND THE APPOINTMENT OF FOUR SUCH OFFICIALS**

WHEREAS, Rule 3 of Tennessee Rules of Criminal Procedure requires that an affidavit of complaint be made under oath before a magistrate or a neutral and detached court clerk; and

WHEREAS, Rule 4 of the Tennessee Rules of Criminal Procedure requires that probable cause for the issuance of arrest warrants and criminal summons be determined by a magistrate or clerk; and

WHEREAS, clerks are generally not available after hours and on weekends and holidays; and

WHEREAS, other needs in criminal proceedings exist after normal working hours and on weekends and holidays that cannot be adequately handled by clerks,

**NOW THEREFORE BE IT RESOLVED** that pursuant to state statute T.C.A. 40-1-111 the office of Judicial Commissioner (Magistrate) is created for Sullivan County with the following provisions, terms and conditions applying thereto:

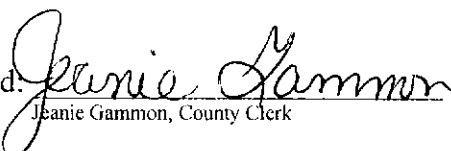
- a) Four Judicial Commissioners shall be appointed by the legislative body of Sullivan County with two of said four Judicial Commissions to serve in the geographical area that makes up Divisions I and IV (Bristol) of the General Sessions Court of Sullivan County and the other two of said four Judicial Commissioners to serve in the geographical area that makes up Divisions II and III (Kingsport) of the General Sessions Court of Sullivan County.
- b) The legislative body for Sullivan County shall appoint individuals to fill each new term of office of the four offices of Judicial Commissioner to take office on August 1 of each year. The legislative body for Sullivan County shall take into consideration the views, comments and suggestions of the General Sessions Judges of Sullivan County in making decision relative to the appointment, evaluation, retention, reappointment and termination of said Judicial Commissioners.
- c) The term of office for each Judicial Commissioner shall be for one (1) year. All four Judicial Commissioners shall have coinciding terms of office. The terms of office for all Sullivan County Judicial Commissioners shall begin on August 1 and end on July 31. The initial term of office of all four Judicial Commissioners shall begin on August 1, 2015 and end on July 31, 2016.
- d) Should the term of office of a Judicial Commissioner expire and a new term begin without the appointment of a Judicial Commissioner to hold that office during the new

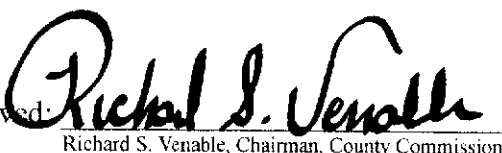
- term, the Judicial Commissioner holding that office at the termination of the term shall continue to serve as Judicial Commissioner until either that Judicial Commissioner is reappointed or a replacement is appointed by the Sullivan County legislative body.
- e) There shall be no limit on the number of terms of office an individual may be appointed to serve.
  - f) No member of the Sullivan County legislative body shall be eligible for appointment as a Judicial Commissioner.
  - g) Each Judicial Commissioner shall be a resident of the geographical area of the division of the General Sessions Court in which said Judicial Commissioner serves.
  - h) Judicial Commissioners may interchange with each other, including Judicial Commissioners from Division I and IV interchanging with Judicial Commissioners from Division II and III, as scheduling or other circumstances may require, providing said interchange is approved by the presiding Judge of Division I and IV of the Sullivan County General Sessions Court or the presiding Judge of Division II and III of the Sullivan County General Sessions Court. A presiding General Sessions Judge may also direct an interchange of such Judicial Commissioners as necessary.
  - i) Each Judicial Commissioner shall be paid an annual salary of \$15,000 which shall accrue at the daily rate of \$41.10 per day and which shall be paid from the general fund of Sullivan County in semi-monthly installments (on or about the 1<sup>st</sup> and 15<sup>th</sup> of each month) as long as said Judicial Commissioner holds office. Upon vacation of said office for any reason, voluntary or involuntary, the Judicial Commissioner shall be entitled to the salary accrued through the last date of service and will thereafter no longer be entitled to any salary.
  - j) The office of Judicial Commissioner shall be considered part-time and the person serving shall not be entitled to any benefits provided to Sullivan County employees and/or officials because of appointment to the office. The Sullivan County Employee Handbook is hereby amended to reflect the creation of this office and to show that this office is entitled to none of the benefits enjoyed by other Sullivan County employees and/or officials.
  - k) Each Judicial Commissioner shall be appointed by the Sullivan County legislative body and will thereafter serve at the sole direction of the Sullivan County legislative body. A Judicial Commissioner may be terminated at any time by the Sullivan County legislative body with or without cause, for any or no reason. Except for the amount of salary accrued and owing at the time of termination, a Judicial Commissioner so terminated shall have no claim against Sullivan County, the judges of Sullivan County, or any official or employee of Sullivan County for salary or any other claim, damages, or pay because of such termination.
  - l) If a vacancy occurs in either of the two offices of Judicial Commissioner serving Division I and IV of the Sullivan County General Sessions Court, the presiding General Sessions Judge of Division I and IV shall appoint a temporary Judicial Commissioner to serve until the office can be filled by the Sullivan County legislative body. Likewise, if a vacancy occurs in either of the two offices of Judicial Commissioner serving Division II and III of the Sullivan County General Sessions Court, the presiding General Sessions Judge of Division II and III shall appoint a temporary Judicial Commissioner to serve until the office can be filled by the Sullivan County legislative body. The person named to serve as a temporary Judicial Commissioner shall be entitled to collect the same daily rate of pay as a duly appointed Judicial Commissioner during said temporary appointment until the office is duly filled by the Sullivan County legislative body.

- m) Each Judicial Commissioner shall comply with the training requirements set out in T.C.A. 40-1-111 and also take part in any training required by the presiding General Sessions Judges. As required by T.C.A. 40-1-111, Sullivan County shall provide the funding necessary to complete the required continuing education.
- n) The office of Judicial Commissioner shall have the duties set out in T.C. A. 40-1-111 and other duties as properly and legally directed by the presiding General Sessions Judges. The presiding General Sessions Judge for Divisions I and IV shall direct the Judicial Commissioners for Divisions I and IV and likewise the presiding General Sessions Judge for Divisions II and III shall direct the Judicial Commissioners for Divisions II and III.
- o) The Judicial Commissioners shall be available to perform their duties during the hours when the Sullivan County Circuit Court Clerk's office is closed, including holidays and weekends, and at the times and places required by the presiding General Sessions Judges in their divisions. Judicial Commissioners may rotate their scheduling, as approved by the presiding General Sessions Judge, so long as one of them is available at all times in Divisions I and IV and one of them if available at all times in Divisions II and III. The presiding General Sessions Judge for Divisions I and IV shall direct and approve the schedules for the Judicial Commissioners for Divisions I and IV and likewise the presiding General Sessions Judge for Divisions II and III shall direct and approve the schedules for the Judicial Commissioners for Divisions II and III.
- p) The Judicial Commissioners appointed pursuant to this resolution may be referred to as "Magistrates" and the names "Judicial Commissioner" and "Magistrate" shall be interchangeable.

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

Approved this 15<sup>th</sup> day of June, 2015.

Attested:   
Jeanie Gammon, County Clerk

Approved:   
Richard S. Venable, Chairman, County Commission

**Introduced By: Commissioner: Eddie Williams**

**Seconded By: Commissioner(s): Terry Harkleroad, Joe Herron, Robert F. White, Michael Cole, Randy Morrell**

**ACTIONS: Waiver of rules**

**Approved 06-15-15 23 Aye, 1 Absent**

## OFFICE OF THE DISTRICT ATTORNEY GENERAL

DISTRICT ATTORNEY GENERAL  
BARRY P. STAUBUS

DEPUTY DISTRICT ATTORNEY  
JOSEPH EUGENE PERLIN

INVESTIGATORS  
JOSEPH G. FELTY  
SUSAN O. RUSSELL  
BRIAN K. BOLINO

DUI COORDINATOR  
BOBBY BEDWELL

(413) 279-3278  
FAX (423) 279-3280



SULLIVAN COUNTY  
SECOND JUDICIAL DISTRICT  
P.O. Box 526  
Blountville, Tennessee 37617

## ASSISTANT DISTRICT ATTORNEYS

SANDRA S. SPIVEY  
J. LEWIS COMBS  
TERESA A. NELSON  
WILLIAM B. HARPER  
KENT L. CHITWOOD  
JULIE R. CANTER  
K. KAYLIN RENDR  
AMY L. HENKLE  
JOSHUA D. PARSONS  
ANDREA N. BLACK  
LESLEY A. TILLER  
JOSEPH W. MCMURRAY  
EMILY M. SMITH  
R. BENJAMIN ROWE  
EMILY B. HUTCHINS  
PETER M. FLETTI

June 5, 2015

Sullivan County, Tennessee  
Board of County Commissioners  
3411 Highway 126  
Blountville, TN 37617

*Re: Office of Judicial Commissioner*

Dear County Commissioners:

I am writing to express my strong support for a resolution to create the Office of Judicial Commissioner (Magistrate) in Sullivan County. Due to a previously scheduled vacation, I will be unable to attend any committee meetings next week to discuss this matter with you but wanted to let you know my position.

For more than twenty years Sullivan County used a system of issuing warrants that did not require the use of Magistrates. However, because of a recent court decision, the old system has been ruled invalid and contrary to Tennessee law. As a result, many pending criminal cases may be dismissed, and future cases could be placed in jeopardy.

The use of Magistrates, in my opinion, is the most practical, efficient, and effective way to ensure the legal issuance of warrants in Sullivan County.

Yours truly,

Barry P. Staubus  
District Attorney General  
Second Judicial District

BPS:br



OFFICE OF THE DISTRICT ATTORNEY GENERAL

DISTRICT ATTORNEY GENERAL  
BARRY R. STAUBUS

DEPUTY DISTRICT ATTORNEY  
JOSEPH SLOANE PERLIN

INVESTIGATORS  
JOSEPH G. FELTY  
SUSAN O. RUSSELL  
BRIAN K. BOLING

DUI COORDINATOR  
BOBBY BIRDWELL



SULLIVAN COUNTY  
SECOND JUDICIAL DISTRICT  
P.O. Box 528

ASSISTANT DISTRICT ATTORNEYS

SANDRA S. SPRUEY  
J. LEWIS COBBE  
TERESA A. NELSON  
WILLIAM B. HARPER  
KENT L. CHITWOOD  
JULIE R. CANTER  
K. KAYLIN BENDER  
AMY L. HENKLE  
JOSHUA D. PARSONS  
ANDREA N. BLACK  
LESLEY A. TELLER

OFFICE OF THE CIRCUIT COURT CLERK

Tommy R. Kerns, Clerk  
Sullivan County Justice Center  
P.O. Box 585  
Blountville, Tennessee 37617  
(423) 279-2752

June 4, 2015

Ray Conkin, Judge  
General Sessions Court at Kingsport

Dear Judge Conkin:

I will be unable to attend the Sullivan County Commission work session on June 11<sup>th</sup>. Please express my support for the creation of Sullivan County Office of Judicial Commissioner to the commissioners at the work session. Due to the limited staff in the Circuit Court Clerk's office we are unable to provide this after hours service. This issue came to light after a ruling that notary's can no longer swear officers to affidavits of complaints (which has been done for over 15 years) and this has created an extreme burden on all parties involved.

Again, please relate to the commissioners my support for this resolution and that it is imperative that we proceed with the creation of Sullivan County Office of Judicial Commissioner unit.

Sincerely,

Tommy R. Kerns  
Circuit Court Clerk



## Sullivan County

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

Item 9  
No. 2015-06-40

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

**RESOLUTION TO AMEND the 2014 – 2015 General Purpose School Budget by \$271,000 for Series 72130 – Other Student Support, 72210 – Regular Instruction, 72230 – Vocational Indirect, 73300 – Community Services, and 99100 – Transfers Out**

**WHEREAS**, the Sullivan County Department of Education has determined that certain funds will not be expended in Series 71100 – Regular Instruction, 71300 – Vocational Education, 72320 – Director of Schools, 72610 – Operations of Plant, and 72710 - Transportation as originally budgeted; and,

**WHEREAS**, the Department of Education has determined that these funds are needed to cover additional costs for workers compensation insurance, electricity, transportation, personnel and benefits.

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

Account Number	Account Description	Amount
72130-123	Guidance Personnel	+10,000
72130-207	Medical Insurance	+15,000
72210-105	Supervisor(s)	+37,000
72230-207	Medical Insurance	+1,500
73300-189	Other Salaries and Wages	+7,500
99100-590	Transfers to Other Funds	+200,000
71100-116	Teachers – Regular Instruction Direct	-35,000
71300-204	State Retirement	-1,500
72320-103	Assistant(s)	-37,000
72610-166	Custodial Personnel	-7,500
72710-315	Contracts with Vehicle Owners	-190,000

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.

#### WAIVER OF RULES REQUESTED

Hereby approved this 15th day of June, 2015.

Attest: Jeanie Gammon  
Jeanie Gammon, County Clerk

Approved: Richard S. Venable  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Eddie Williams**  
**Prime Co-Sponsor(s): Commissioner Bob White**

Actions: **Waiver of rules**  
**Approved 06-15-15 23 Aye, 1 Absent**



## Sullivan County

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

Item 10  
No. 2015-06-41

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

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

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

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

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

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2015.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk

Approved: \_\_\_\_\_  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Bob Neal**

**Prime Co-Sponsor(s): Commissioner Bill Kilgore**

**ACTIONS: 1st Reading 06-15-15;**



## Sullivan County

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

Item 11  
No. 2015-06-42

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

**RESOLUTION To Authorize a Continuing Budget for the Fiscal Year Beginning July 1, 2015; the Issuance of Tax Anticipation Notes; and the Expenditure of Funds by Various County Offices and Departments**

WHEREAS, in the event the Fiscal Year 2015-2016 Budget of Sullivan County is not approved by July 1, 2015, and it is therefore necessary to provide temporary approval of operations for Sullivan County; and,

WHEREAS, in the event Tax Anticipation Notes are issued, the following guidelines will apply: The notes will be pre-approved by the State Director of Local Finance; Said notes will not exceed sixty percent (60%) of the appropriations of each individual fund; The proceeds of said notes will be used to pay authorized expenses of the County until taxes and other revenues for the fiscal year 2015-2016 are collected; The notes evidencing the loans authorized under this resolution shall be issued under the authority of T.C.A. §9-21-202, et seq; and said notes will mature and be paid in full with renewal on or before June 30, 2016.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the continuance of the amounts set forth in the 2014-2015 appropriations and that the various offices and departments are authorized to expend funds at the same level as the previous year.

**BE IT RESOLVED** that the County Mayor is authorized to borrow money on Tax Anticipation Notes.

**BE IT FURTHER RESOLVED** that no local funds can be expended or obligated that exceed the previous year's budget appropriation until a new budget is adopted and that expenditures mandated by the State or rules and regulations adopted by the State are incorporated into this Continuing Budget.

#### *WAIVER OF THE RULES REQUESTED*

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

Duly passed and approved this 15<sup>th</sup> day of June 2015.

Attested: Jeanie Gammon Approved: Richard S. Venable  
Jeanie Gammon, County Clerk Richard S. Venable, County Mayor

**Sponsored By: Commissioner Eddie Williams**

**Prime Co-Sponsor(s): Commissioners Bob White, Mark Bowery**

**ACTIONS: Waiver of rules requested.**

**Approved 06-15-15 23 Aye, 1 Absent**



## Sullivan County

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

Item 12  
No. 2015-06-43

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

**RESOLUTION To Accept A Grant from the State of Tennessee to Promote Agribusiness in Sullivan County**

WHEREAS, a grant has been made available in the amount of 2.2 million dollars from the State of Tennessee to further promote agribusiness in Sullivan County.

**NOW THEREFORE BE IT RESOLVED** by the Sullivan County Board of Commissioners meeting in Regular Session hereby authorize the County Mayor to accept a grant in the amount of 2.2 million dollars from the State of Tennessee to purchase a certain building located on Highway 75 in Sullivan County for the use of the County, the University of Tennessee Extension Services – Sullivan County, and the Tennessee State University – Cooperative Extension and others involved in the agriculture community.

**BE IT FURTHER RESOLVED** that funds will be expended under the direction of the Sullivan County Budget Committee and an independently formed Board consisting of stakeholders in the agricultural community and county government.

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

Approved this 15th day of June 2015.

Attest: Jeanie Gammon  
Jeanie Gammon, County Clerk

Approve: Richard S. Venable  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Bob White**

**Prime Co-Sponsor(s): Commissioners Eddie Williams, Mark Bowery, Dennis Houser, John Crawford, Angie Stanley, Bob Neal, Andy Hare, All Commssioners Voting "Aye"**

**ACTIONS: Waiver of rules requested.**  
**Approved 06-15-15 23 Aye, 1 Absent**



## Sullivan County

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

Item 13  
No. 2015-06-44

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

**RESOLUTION To Amend the FY 2014-1015 Budget for the Sullivan County-Bluff City-Kingsport Animal Center**

WHEREAS, based upon unforeseen expenditures for the current budget year, the SBK Animal Center is experiencing a shortfall in their budget.

**NOW THEREFORE BE IT RESOLVED** by the Sullivan County Board of Commissioners meeting in Regular Session that the FY 2014-1015 Budget for the Sullivan County-Bluff City-Kingsport Animal Center be amended to increase in the amount \$30,000 to complete the current fiscal year.

**BE IT FURTHER RESOLVED** the amount of \$30,000 will be reduced from the upcoming FY2015-2016 Budget to offset this funding. Account Codes to be assigned by the Director of Accounts & 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.

Approved this 15th day of June 2015.

Attest:

*Jeanie Gammon*  
Jeanie Gammon, County Clerk

Approved:

*Richard S. Venable*  
Richard S. Venable, County Mayor

**Sponsored By: Commissioner Joe Herron**

**Prime Co-Sponsor(s): Commissioner Terry Harkleroad, Matthew Johnson, Mark Bowery**

**ACTIONS: Waiver of rules requested.**

**Approved 06-15-15 20 Aye, 3 Nay, 1 Absent.**

MAY 19 REC'D



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

May 6, 2015

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

The Honorable Members of the Board of Education  
 Sullivan County Department of Education  
 P.O. Box 306  
 Blountville, TN 37617

Dear Mayor Venable, Commissioners, and Board Members:

This letter should be included in the minutes of the next meeting of the County Commission with a copy provided to each commissioner.

In the County's fiscal year 2015 budget approval letter dated October 30, 2014, this Office asked the County Commission and Board of Education (the "Board") to review the working capital (cash) requirements for the General Purpose School Fund, School Federal Projects Fund, Central Cafeteria Fund, Discovery Academy Fund, Rural Debt Service Fund, and Health Self-Insurance Fund to determine the necessary level of cash needed to sustain their operations.

**COUNTY'S REVIEW AND WORKING CAPITAL RECOMMENDATION**

General Purpose School Fund, School Federal Projects Fund, Central Cafeteria Fund, Discovery Academy Fund, and Rural Debt Service Fund

The Board stated the County would borrow money by issuing Tax and Revenue Anticipation Notes for the following funds in lieu of maintaining a cash balance for working capital:

- General Purpose School Fund
- School Federal Projects Fund
- Central Cafeteria Fund
- Discovery Academy Fund

The Board stated that adequate monies would be available at the time loan payments are made by the Rural Debt Service Fund.

*Boi Coleman 6/15/15*

**Health Self-Insurance Fund**

The statement of cash flow analysis provided by the County indicates it has made cash payments in excess of the cash available to support the Health Insurance Fund's spending. We ask the County Commission to provide a copy of its plan to meet the cash-basis balanced budget requirements for the Health Insurance Fund.

**TAX AND REVENUE ANTICIPATION NOTES**

The County has not received approval from our office to issue interfund TRANs for the Central Cafeteria Fund and Discovery Academy Fund. Issuance and repayment of TRANs for these funds have not been reported. Please contact our office concerning these interfund TRANs so that we may assist the County in complying with State statutory requirements for approval and reporting.

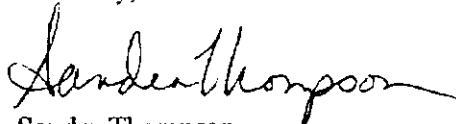
**CASH BASIS BALANCED BUDGET REQUIREMENT**

The County is required to maintain a cash-basis balanced budget for all funds throughout the life of any debt issued pursuant to Title 9 Chapter 21 of the Tennessee Code Annotated. An adequate level of cash is necessary to meet the cash-basis balanced budget requirements. Spending cannot be performed unless cash is available at the time of the transaction. Other State statutes restrict the use of monies produced by certain revenues, require that interfund loans (TRANs) for cash flow purposes be entered into and repaid in accordance with their requirements, and transfers of money from one fund to another first be appropriated. To assist in complying with these requirements a county must determine the amount of cash required to meet its obligations throughout the fiscal year.

We recommend that the County perform a cash flow forecast for its funds as part of its budget process to determine its cash needs and assist in complying with the cash-basis balanced budget requirement.

If you should have any questions regarding this, or if we may be of assistance, please contact us.

Sincerely,

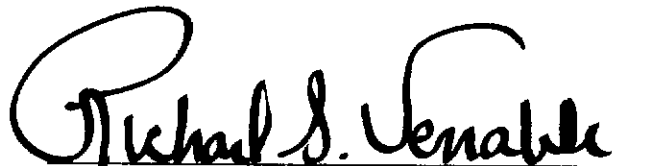


Sandra Thompson  
Director of the Office of State and Local Finance

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



AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. WHITE TO MEET AGAIN IN REGULAR  
SESSION JULY 20, 2015.



Richard S. Venable  
RICHARD VENABLE

COMMISSION CHAIRMAN