

COUNTY COMMISSION- REGULAR SESSION

MARCH 15, 2004

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, MARCH 15, 2004, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE . PRESENT AND PRESIDING WAS HONORABLE RICHARD S. VENABLE, COUNTY MAYOR, JEANIE F. GAMMON, COUNTY CLERK AND WAYNE ANDERSON, SHERIFF OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Mayor Richard S. Venable. Sheriff Wayne Anderson opened the commission and Rev. John Everett gave the invocation. Pledge to the flag was led by the Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

GARTH BLACKBURN	LINDA K. BRITTENHAM
JAMES "MOE" BROTHERTON	RAY CONKIN
JOHN CRAWFORD	O. W. FERGUSON
	LARRY HALL
RALPH P. HARR	JOE HERRON
DENNIS HOUSER	MARVIN L. HYATT
SAMUEL C. JONES	ELLIOTT KILGORE
JAMES "BUDDY" KING	JAMES L. KING, JR.
R. WAYNE MCCONNELL	JOHN MCKAMEY
RANDY MORRELL	HOWARD PATRICK
JACK SITGREAVES	MICHAEL SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

23 PRESENT 1 ABSENT, (Groseclose Absent)

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

Motion was made by Comm. Harr and seconded by Comm. Morrell to approve the minutes of the February 16, 2004 Regular Session of County Commission. Said motion was approved by voice vote.

PUBLIC COMMENTS: MARCH 15, 2004

THOSE SPEAKING DURING THE PUBLIC COMMENT TIME WERE AS FOLLOWS:

- 1. Aisha Sabo, 124 Daleview Drive, Blountville –Position of Animal Cruelty Prevention Officer.**

MAYOR VENABLE, SPEAKING IN REGARDS TO THE POSITION OF COUNTY ARCHIVIST, PLACED ON THE FLOOR FOR APPROVAL THE NOMINATION OF MS. SHELIA HUNT FOR THE POSITION OF COUNTY ARCHIVIST. NO OTHER NOMINATIONS WERE MADE. MOTION WAS MADE BY COMM. HARR AND SECONDED BY COMM. HOUSER TO APPROVE THE NOMINATION OF MS. HUNT. NOMINATION OF SHELIA HUNT WAS APPROVED BY VOICE VOTE OF THE COMMISSION THIS 15TH DAY OF MARCH, 2004.

STATE OF TENNESSEE
COUNTY OF SULLIVAN

ELECTION OF NOTARY'S

JANUARY 20, 2003

Regina Aldridge	Joe A. Musselwhite
David Almen	Mae R. Oliver
Stephanie R. Arnold	W. D. Overbay
Susan M. Baker	Kelly Christian Payne
Vickie Lynn Ballard	Melody A. Pyle
Lynne D. Barker	James A. Ray
N., Malinda Bell	Pamela Rehart
Candi D. Blair	Anita K. Smith
Sherri Brown	Teresa Susong
Don W. Cooper	Michael R. Trent
Heather R. Cooper	Helen Jayne Wolfe
Tracie M. Coppedge	Julian Kenneth Wright
Tracy L. Feathers	Mark D. Yankee
Melanie D. Gibson	Mary Kay English
Karen A. Gilmore	Wanda Wallen Gilliam
Margaret Hensley	
Constance L. Hicks	
Marlene K. Hughes	
E. Bruce Johnston	
Jacque L. Jones	
Amy Keen	
Cynthia S. Kessler	
Deanetta R. Kowalski	
John R. LeSueur, Jr.	
Edna M. Light	
Thomas McKinney, Jr.	

UPON MOTION MADE BY COMM. HARR AND SECONDED BY
COMM. BUDDY KING TO APPROVE THE NOTARY APPLICATIONS
HEREON, SAID MOTION WAS APPROVED BY ROLL CALL VOTE
OF THE COMMISSION. 23 AYE, 1 ABSENT

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
PUBLIC SURETY BONDS

MARCH 15, 2004

Candi D. Blair

Don W. Cooper

Mary Kay English

Kathy E. Jessee

Jacque L. Jones

Edna M. Light

Pat D. Neal

Jerry Petzoldt

L. A. Sproles

UPON MOTION MADE BY COMM. HARR AND SECONDED BY COMM. BUDDY KING 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

QUESTIONS BEFORE THE COMMN.

No.
Roll
Call

Relation
of
Notary
App
Not Bonds

No.

No.

No.

No.

NAMES OF COMMISSIONERS

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

Blackburn ✓ ✓
 Brittenham ✓ ✓
 Brotherton ✓ ✓
 Conkin ✓ ✓
 Crawford ✓ ✓
 Ferguson ✓ ✓
 Groseclose A A
 Hall ✓ ✓
 Harr ✓ ✓
 Herron ✓ ✓
 Houser ✓ ✓
 Nyatt ✓ ✓
 Jones ✓ ✓
 Kelgore ✓ ✓
 Buddy King ✓ ✓
 James L. King Jr. ✓ ✓
 McConnell ✓ ✓
 McKamey ✓ ✓
 Morrill ✓ ✓
 Patrick ✓ ✓
 Sitgreaves ✓ ✓
 Vance ✓ ✓
 Williams ✓ ✓
 Surgenor ✓ ✓

23 Pro. 23 Aye
 1 abs. 1 abs

Agenda

Sullivan County Board of County Commission
March 15, 2004

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, March 15, 2004 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 01/04/01 Chad Baker
Reclassify 10 acres of A-1 property fronting on Hwy 11-E located on the west side and being 1500 feet north of the intersection of Hwy 11-E and Hwy 19-E to M-1 (Light Manufacturing District) for the purpose of future development. Property ID. No. Tax map 110, Parcel part of 58.00 located in the 16th Civil District. **Sullivan County Planning**
- (2) File No. 01/04/02 Dorothy Torbett
Reclassify A-1 property located on Hwy-11E approximately 300 feet southwest from the intersection of Hwy -11E and Piney Flats Road to B-4 for the purpose of future business. Property ID. No. Tax Map 135, Parcel part of 180.00 located in the 9th Civil District. **Sullivan County Planning**
- (3) File No. 01/04/03 Ron Torbett Jr.
Reclassify A-1 property located on Hwy-11E approximately 2,200 feet southwest from the intersection of Hwy -11E and Piney Flats Road to B-4 for the purpose of future business. Property ID. No. Tax Map 135, Parcel part of 178.00 located in the 9th Civil District. **Sullivan County Planning**
- (4) File No. 01/04/04 William Nelson
Reclassify R-1 property located at 1331 Big Hollow Road to R-2 to allow a single-wide mobile home. Property ID. No. Tax map 81-H, Group A, Parcel 29.00 located in the 5th Civil District. **Sullivan County Planning**
- (5) Zoning Amendment requested by Mr. Thomas A. Peters
To be added to section 3.103.6(4) (d) of the Sullivan County Zoning Resolution:
The average yard requirement shall not prohibit alterations or additions to an existing deck attached to an existing dwelling, provided said alterations extend no closer to the street or other property line than the existing foot print of the deck to the street, side or rear property line.

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

OFFICE USE ONLY

Property Owner CHAD BAKER

Address 798 Summersound Rd.

Piney Flats, TN 37086
- office

Phone 538-4400 Date of Request 1/8/04

Property Located in 16th Civil District

Chad Baker
Signature of Applicant

Meeting Date 2/17/04 Time 7 PM

Place OLD Courthouse,
Blountville, TN 2nd floor

Planning Commission Approved
Denied

County Commission Approved x
3/15/04 @ 9am Denied

Other Roll Call Vote 23 Aye, 1 Absent

Final Action Date 03-15-04

PROPERTY IDENTIFICATION

Tax Map 110 Group / Parcel 58.00 1500

Zoning Map 26 Zoning District A-1 Proposed District M-1

Property Location Whitehead Rd & Hwy 11-E

1st 50-feet off R-O-W inside Bluff City

Purpose of Rezoning future development

Planning Commission amended the application to 10ac. on 11-E only.

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Mr. Chadwick Baker Chad Baker

Sworn to and subscribed before me this 8 day of January, 2004.

J. K. Kibler
Notary Public

My Commission Expires: Aug 31, 2005

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

Property Owner Dorothy Torbett

Address 5959 hwy 11E,
Piney Flats, TN

Phone 538 8374 Date of Request 1-15-04

Property Located in 9 Civil District

x Dorothy Torbett
Signature of Applicant

OFFICE USE ONLY

Meeting Date 2-17-04 Time 7:00 PM

Place Blountville Courthouse

Planning Commission Approved
Denied

County Commission Approved
Denied

Other Roll Call Vote 23 Ave. 1 Absent

Final Action Date 01-15-04

PROPERTY IDENTIFICATION

Tax Map 135 Group Parcel part of 180

Zoning Map 26 Zoning District A-1 Proposed District B-1

Property Location hwy 11-E, Piney flats, TN

Purpose of Rezoning Rezoning to maximize potential for property + Future Business

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

x Dorothy Torbett
Sworn to and subscribed before me this 6 day of January, 2004
R. Ellen Parkett
Notary Public

My Commission Expires: 6-27-2005

NOTARY PUBLIC
STATE OF TENNESSEE
R. ELLEN PARKETT
1000
SULLIVAN COUNTY

PETITION TO SULLIVAN COUNTY FOR REZONING #01-04-03 /

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

Property Owner Ron Torbett, JR.

Address 114 Hall Rd. Jonesborough, TN 37659

Phone 753 6991 Date of Request 1-15-04

Property Located in 9 Civil District

X Ron Torbett, JR.
Signature of Applicant

OFFICE USE ONLY

Meeting Date 2-17-04 Time 7:00 pm

Place Blountville Courthouse

Planning Commission Approved _____
Denied _____

County Commission Approved X
Denied _____

Other Roll Call Votes: 23 Aye, 1 Absent

Final Action Date 02-15-04

PROPERTY IDENTIFICATION

Tax Map 135 Group _____ Parcel part of 178

Zoning Map 26 Zoning District A-1 Proposed District B-4

Property Location Highway 11-E Piney Flats, TN

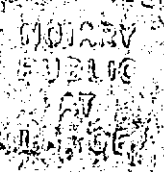
Purpose of Rezoning rezoning to maximize potential for property & Future Business

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Sworn to and subscribed before me this 6 day of January, 2004.

X R. Elmer Parbitt
Notary Public

My Commission Expires: 6-27-2005



dd

PETITION TO SULLIVAN COUNTY FOR REZONING #01-04-04

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

Property Owner WILLIAM NELSON
Address 1331 Big Hollow R.D.
Blountville, TN 37617
Phone 418-1279 Date of Request 1-15-04
Property Located in 5th Civil District

William Nelson
Signature of Applicant

OFFICE USE ONLY

Meeting Date 2-17-04 Time 7:00 PM
Place Blountville Courthouse
.....
Planning Commission Approved _____
Denied _____
County Commission Approved X
Denied _____
Other Roll Call Vote 23 Aye, 1 Absent
Final Action Date 03-15-04

PROPERTY IDENTIFICATION

Tax Map 81-H Group A Parcel 29,00
Zoning Map 17 Zoning District R-1 PART OF Proposed District R-2
Property Location 1331 Big Hollow

Purpose of Rezoning To set One Single-Wide Mobile Home

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

William Nelson

Sworn to and subscribed before me this 15th day of JAN, 2004.

Jack Morrison
Notary Public

My Commission Expires: 1-15-07

REQUESTED AMENDMENT
TO
SULLIVAN COUNTY, TENNESSEE ZONING RESOLUTION
3.103.6(4)(d)

d. Special Provisions for Yard Setbacks on Lots-of-Record With Legal but Non-Conforming Dwelling-

°As approved by the Building Commissioner, any alteration, addition or construction of a dwelling on a lot-of-record ("Grandfathered In") shall extend no closer to the street which abuts the designated front yard than the average of the distances of the dwellings located within one hundred (100) feet on each side of the lot-of-record whereon the alteration, addition or construction to occur.

°The average yard requirement shall not prohibit alterations or additions to an existing dwelling which has irregular walls provided said alteration or addition extends no closer to the street or other property line than the existing closest wall to the street, side or rear property line.

New →

°The average yard requirement shall not prohibit alterations or additions to an existing deck attached to an existing dwelling, provided said alterations or additions extend no closer to the street or other property line than the existing foot print of the deck to the street, side or rear property line.

°The BZA shall have jurisdiction to vary from this strict application upon property where such provision would create an undue hardship. (See Article XII, variance application)

AMENDMENT FAILED BY ROLL CALL VOTE OF COMM. 8AYE, 15 NAY, 1 ABSENT.

EMERSON
MAY 1 1981

RESOLUTIONS ON DOCKET FOR MARCH 15, 2004

RESOLUTIONS	ACTION
1. AMENDMENTS TO THE SULLIVAN COUNTY ZONING RESOLUTION	APPROVED 03-15-04
#2 SUPPORT SUPERIOR FUNDING FOR SUPERIOR STUDENTS	APPROVED 03-15-04
#3 APPROPRIATE FUNDS FOR THE RESTORATION OF THE BLUFF CITY SWINGING BRIDGE	APPROVED 03-15-04
#4 AUTHORIZE THE SALE OF LAND IN THE TRI-COUNTY INDUSTRIAL PARK	APPROVED 03-15-04
#5 APPROPRIATE FUNDING FOR STREET LIGHTING AT THE INTERSECTION OF BLOOMINGDALE PIKE AND JOHN B DENNIS HIGHWAY	APPROVED 03-15-04
#6 SUPPORT THE RECOGNITION OF GOD AS THE FOUNDATION OF OUR NATIONAL HERITAGE	1 ST READING 03-15-04
#7 AMEND E.M.S. FUND 118 FOR THE 2003-2004 FISCAL YEAR	APPROVED 03-15-04
#8 APPROVE ADDITIONAL POSITIONS WITHIN THE EMS DEPARTMENT TO BETTER SERVE THE CITIZENS OF KINGSPORT AND SULLIVAN COUNTY	APPROVED 03-15-04
#9 AUTHORIZE RETIREMENT CREDIT FOR MILITARY SERVICE RENDERED IN THE ARMED FORCES DURING THE PERSIAN GULF WAR	1 ST READING 03-15-04
#10 AMEND THE HEALTH DEPARTMENT BUDGET FOR SCHOOL HEALTH NURSE SERVICES	APPROVED 03-15-04
#11 SULL. CO. EMS TO UTILIZE PORTION OF OLD SUNRISE SCHOOL PROPERTY FOR CONSTRUCTING A NEW PERMANENT EMS STATION TO SERVE THE UPPER END OF SULLIVAN CO.	APPROVED 03-15-04
#12 AUTHORIZE THE PURCHASING AGENT TO ENTER INTO A LEASE AGREEMENT FOR NEW PHONE SYSTEM AT THE SULL. CO. SHERIFF'S OFFICE	APPROVED 03-15-04
#13 AUTHORIZE TRI-CITY AIRPORT COMMISSION TO EXCHANGE PARCELS OF REAL PROPERTY WITH STATE BOARD OF REGENTS FOR CONNECTOR ROAD	APPROVED 03-15-04
#14 AUTHORIZE ELECTRICAL AND SANITARY SEWER EASEMENTS TO SERVE AIR CARGO CENTER DEVELOPMENT AT TRI-CITIES REGIONAL AIRPORT	APPROVED 03-15-04
#15 AUTHORIZE ABANDONMENT OF EXCESS RIGHT-OF-WAY AT INTERSECTION OF FRANKLIN DRIVE & STATE ROUTE 394 AND SALE TO ADJOINING PROPERTY OWNER	APPROVED 03-15-04
#16 REAPPOINT MEMBERS TO THE BOARD OF EQUALIZATION	APPROVED 03-15-04

QUESTIONS BEFORE THE COMMN.

QUESTIONS BEFORE THE COMMN.	No. 2		No. 3		No. 4		No. 5		No. 6		No. 7		No. 8		No. 9	
	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay	Aye	Nay
Blackburn	✓		✓		✓		✓				✓		✓			
Brittenham	✓		✓		✓		✓				✓		✓			
Brotherton	✓		✓		✓		✓				✓		✓			
Conlin	✓		✓		✓		✓				✓		✓			
Crawford	✓		✓		✓		✓				✓		✓			
Ferguson	✓		✓		✓		✓				✓		✓			
Grosselose	A		A		A		A		A		A		A		A	
Hall	✓		✓		✓		✓				✓		✓			
Harr	✓		✓		✓		✓				✓		✓			
Herron	✓		✓		✓		✓				✓		✓			
Houser	✓		✓		✓		✓				✓		✓			
Hgatt	✓		✓		✓		✓				✓		✓			
Jones	✓		✓		✓		✓				✓		✓			
Kilgore	✓		✓		✓		✓				✓		✓			
Buddy King	✓		✓		✓		✓				✓		✓			
James L. King Jr	✓		✓		✓		✓				✓		✓			
McConnell	✓		✓		✓		✓				✓		✓			
McKamey	✓		✓		✓		✓				✓		✓			
Marshall	✓		✓		✓		✓				✓		✓			
Patrick	✓		✓		✓		✓				✓		✓			
Sitgreaves	✓		✓		✓		✓				✓		P			
Surgeman	✓		✓		✓		✓				✓		P			
Tance	✓		✓		✓		✓				✓		✓			
Williams	✓		✓		✓		✓				✓		P			
	23 Aug		23 Aug		23 Aug		23 Aug				23 Aug		20 Aug			
	1 abs		1 abs		1 abs		1 abs				1 abs		3 abs			
													1 abs			

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

18 19 20 21

QUESTIONS BEFORE THE COMMN.

NAMES OF COMMISSIONERS

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

Blackburn	✓		✓		✓		✓										
Brittenham	✓		✓		✓		✓										
Brotherton	✓		✓		✓		✓										
Conlin	✓		✓		✓		✓										
Crawford	✓		✓		✓		✓										
Ferguson	✓		✓		✓		✓										
Hoseclose	A		A		A		A										
Hall	✓		✓		✓		✓										
Harr	✓		✓		✓		✓										
Herron	✓		✓		✓		✓										
Houser	✓		✓		✓		✓										
Nyatt	✓		✓		✓		✓										
Jones	✓		✓		✓		✓										
Kilgore	✓		✓		✓		✓										
Buddy King	✓		✓		✓		✓										
James King Jr.	P		✓		✓		✓										
McConnell	✓		✓		✓		✓										
McKamey	✓		✓		✓		✓										
Marrell	✓		✓		✓		✓										
Patrick	✓		✓		✓		✓										
Sitgreaves	✓		✓		✓		✓										
Surgenor	✓		✓		✓		✓										
Tance	✓		✓		✓		✓										
Williams	✓		✓		✓		✓										

22 Aye 23 Aye 23 Aye 23 Aye
 1 Pass 1 abs 1 abs 1 abs
 1 abs

Sullivan County, Tennessee
Board of County Commissioners

Item 1
No. 2004-03-00

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

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 March 2004.

Attested:

Jeanie Gammon 3/15/04
Jeanie Gammon, County Clerk

Approved:

Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced By: Commissioner: King (Buddy)

Seconded By: Commissioner(s): Ferguson

2004-03-00	County Commission
ACTION	Approved 03-15-04 23 Aye, 1 Absent

Comments: Motion made by Comm. Hyatt and seconded by Comm. Buddy King to approve.

Sullivan County, Tennessee
Board of County Commissioners

2 3 4
Item 8
Budget
No. 2004-01-002

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 20th day of January 2004.

RESOLUTION To Support Superior Funding for Superior Students

WHEREAS, Tennessee ranks 45th nationally in expenditures for elementary and secondary education and the U. S. Census Bureau reveals that State and local taxes in Tennessee, as a percentage of personal income are the lowest of any state other than New Hampshire; and

WHEREAS, Tennessee is falling behind in technology ranking 42nd nationally in the number of students per computer and the number of students having access to Internet-ready computers; and

WHEREAS, Sullivan County's Schools are ranking above average in the state mandated tests (TCAP, Gateway, etc.), in spite of inadequate funding; and

WHEREAS, Sullivan County's School's student/teacher ratios are increasing in spite of studies proving the positive correlation between lower student/teacher ratios; and

WHEREAS, Sullivan County's teachers' pay is actually decreasing due to less than cost of living raises and major health insurance increases born by the teachers, Sullivan County is losing quality teachers and not attracting teachers of equal quality while increasing work loads on existing teachers due to unfilled teaching positions and assistants to teachers; and

WHEREAS, Due to the fiscal crisis facing our state, Tennessee's schools could face losing millions in state revenue; therefore further reducing education funding for a state already ranked 45th out of the 50 states;

NOW THEREFORE BE IT RESOLVED that the Sullivan County PTA Council urge the Sullivan County Commission to make education funding the first priority in budget matters and to seek long-term, permanent funding solutions for education; and be it further

RESOLVED, That the county commissioners provide adequate funding for technology in the schools in order to update, repair in a timely fashion and increase the number of computers in the school system; and be it further

RESOLVED, The student/teacher ratio be reduced to national standards or below by adding the necessary number of qualified teachers; and be it further

RESOLVED, That the County Education budget be increased each year by at least the actual cost of inflation plus any and all county, state and mandated budgetary increases; and be it further

RESOLVED, That the Sullivan County Commission, at its least, approve a cost of living plus 1% increase in teacher's salaries annually; and be it further

RESOLVED, That the Sullivan County Commission diligently encourage and lobby area legislators to fully fund the Basic Education Plan; and be it further

RESOLVED, That support staff in Sullivan County schools be afforded a financial increase in pay to reflect their very important role in the coordination and delivery of quality education to our students, and be it further

RESOLVED, That the Sullivan County Commission diligently encourage and lobby area legislators to fully fund all legislated education mandates; be it further

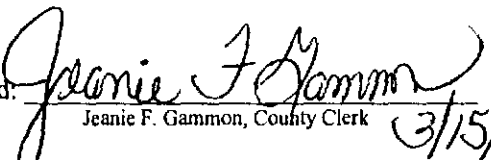
RESOLVED, That the Sullivan County Commission encourage and lobby area legislators to urge the Tennessee Legislature to encourage the Federal legislature to fully fund all legislated education mandates especially the "No Child Left Behind" program; be it further

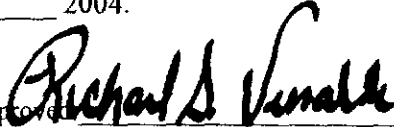
RESOLVED, That the Sullivan County PTA work to educate the general public of the critical situation facing education in Sullivan County and urge their membership to personally contact their County Commissioners stating the people of Sullivan County are willing to support measures creating other sources of revenue and/or revenue increases such as property tax increase and other sources in order to support this resolution. (severance tax, mineral tax, property tax, lottery tax).

Adopted by: Sullivan Central HS PTSA, September 2, 2003 and Sullivan County PTA Council, October 21, 2003
Subsequently adopted by: Miller Perry PTO; & PTSA's at Rock Springs PTSA, South HS, Indian Springs, Ketron Middle School, Valley Pike Elementary PTA

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

Duly passed and approved this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk 3/15/04

Approved:  3/15/04
Richard S. Venable, Mayor

Introduced By Commissioner: Dennis Houser
Seconded By Commissioner(s): Joe Herron, James Brotherton, Sam Jones, John Crawford, Garth Blackburn, Larry Hall, Michael Surgenor

2004-01-002	Administrative	Budget	Executive	County Commission
ACTION	No Action 1-5-04		,	Approve 03-15-04

23 Aye, 1 Absent

Comments: Deferred 01-20-04; Deferred ~~until Budget time~~ ^{until next month} 02-16-04;
AMENDED AS FOLLOWS

PROPOSED AMENDMENT

February 2004 - Item No. ²3

No. 2004-01-002
Amendment No. 1

Resolution Caption: To Support Superior Funding for Superior Students

Amend as Follows:

Delete the body of the resolution in its entirety and substitute the following language:

WHEREAS, Tennessee ranks 45th in the nation with expenditures for elementary and secondary education and 42nd in providing computers for student use in our public schools; and,

WHEREAS, the test scores of the students of Sullivan County rank above the state average in spite of inadequate funding; and,

WHEREAS, Sullivan County is currently able to maintain the state mandated student/teacher ratios; however, increased basic operational costs make it this difficult; nonetheless, scientific studies collaborate that test scores dramatically increase with the lower student/teacher ratios; and,

WHEREAS, Sullivan County teachers and support staff pay is actually decreasing due to less than cost of living raises and the major health insurance increases, encumbered by the employees; and

WHEREAS, Sullivan County is losing quality teachers while increasing additional responsibilities on existing teachers due to unfilled teaching positions and assistants to teachers; and,

WHEREAS, Sullivan County Vocational Programs will be articulated and coordinated with post-secondary learning institutions allowing students to have the opportunity to receive post-secondary technical credit upon completion of their high school vocational course leading to business and industry certification.

NOW THEREFORE BE IT RESOLVED, that the Sullivan County Parent Teachers Association Council urges the Sullivan County Board of Commissioners to make education funding a top priority in budget matters and to seek long-term funding solutions for education; and, .

BE IT FURTHER RESOLVED that the Board of Commissioners encourage and lobby State Representative and Senators to urge the Federal Legislature to fully fund the necessary changes in the "No Child Left Behind" program; and,

BE IT FURTHER RESOLVED that the Board of Commissioners provide adequate funding for technology in the schools in order to update, repair in a timely fashion and increase the number of computers in the Sullivan County Schools; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners and the Board of Education work in unison and cooperation with the Sullivan County Parent Teacher Association to alleviate and resolve the financial crisis confronting public education and to seek other sources of revenue enhancement as defined by the Sullivan County Director of Accounts and Budgets.

Introduced By: Houser
Seconded By: Hall

Commission Action: Approved 03-15-04

SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS

3
Item ~~12~~
Budget
No. 2004-02-016

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 16th day of February 2004.

1 **RESOLUTION To Appropriate Funds for the Restoration of the Bluff City Swinging**
2 **Bridge**

3
4 WHEREAS, the Bluff City Swinging Bridge crossing the South Fork of the Holston River has
5 significant historical value and is the one of the few swinging bridges still in existence in Eastern
6 Tennessee; and,

7
8 WHEREAS, local officials have been working to secure funding for the restoration of the bridge
9 since September 1994; and,

10
11 WHEREAS, funds have been obtained through an ISTE A Enhancement Program Grant for
12 approximately 80% of the renovation costs, and bids have been received and negotiated through
13 the Purchasing Agent;

14
15 **NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of**
16 **Sullivan County, Tennessee, assembled in Regular Session hereby approve appropriating**
17 **up to \$18,000.00 from the General Fund, Account 39000 for the restoration of the Bluff**
18 **City Swinging Bridge.**

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

Duly passed this 15th day of March 2004.

Attested:

Jamie F. Gammon
Jamie F. Gammon, County Clerk

Approved:

Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Hyatt

Seconded by Commissioner(s): McKamey

at

2004-02-016	Administrative	Budget	Executive	County Commission
ACTION				Approve 03-15-04

Comments: 1st Reading 02-16-04; Amended by sponsor as follows

23 Aye, 1 Absent

AMENDMENT TO RESOLUTION

March 15, 2004

Item 3

No. 2004-02-016

Title: To appropriate Funds fro the Restoration of the Bluff City Swinging Bridge

Increase the amount from \$18,000 to \$29,000 from the General Fund. Upon passage of this resolution the budgets are amended to move the funding and the appropriation accounts for the Swinging Bridge from the Highway Fund to the General Fund.

Sponsor: HYATT

SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS

4
Item 14
Executive
No. 2004-02-018
ATTACHMENT

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 16th day of February 2004.

RESOLUTION To Authorize the Sale of Land in the Tri-County Industrial Park

WHEREAS, an existing industry within the Tri-County Industrial Park wishes to acquire acreage in the Park in anticipation of future expansion of their operations; and,

WHEREAS, a site of approximately 28.67 acres is available on Industrial Park Road; and,

WHEREAS, Sullivan County owns a 62.5% share in the Tri-County Industrial Park and authorizes the sale of such land at a net price of \$6,975.69 per acre.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the sale of said property.

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

Duly passed this 15th day of March 2004.

Attested: Jeanie F. Gammon
Jeanie F. Gammon, County Clerk 3/15/04

Approved: Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Harr
Seconded by Commissioner(s): Hyatt

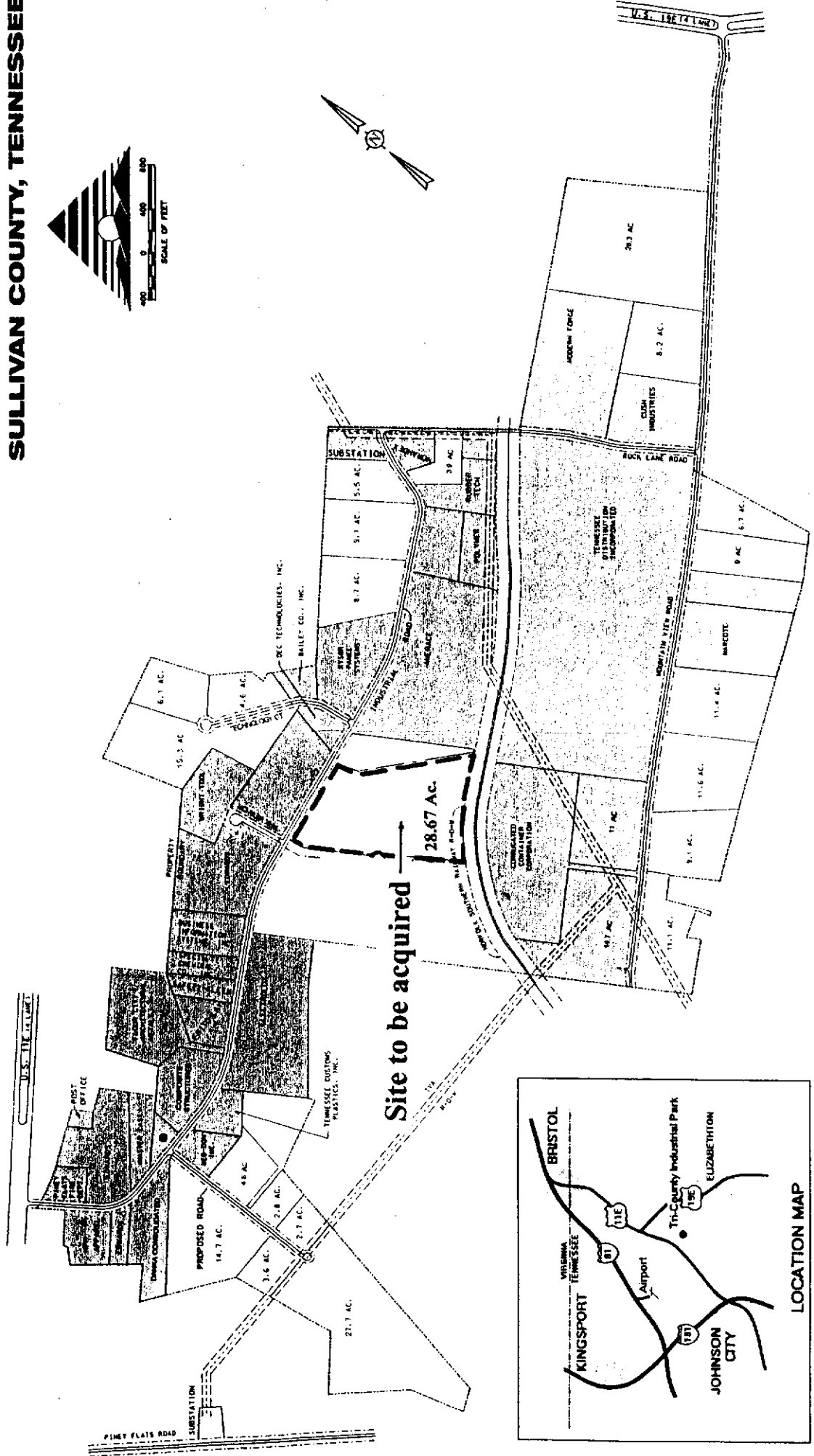
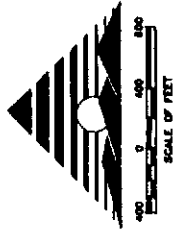
at

2004-02-018	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

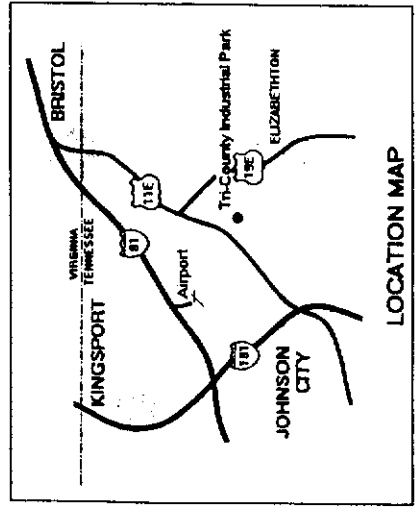
Comments: 1st Reading 02-16-04;

23 Aye, 1 Absent

TRI-COUNTY INDUSTRIAL PARK SULLIVAN COUNTY, TENNESSEE



Site to be acquired



LOCATION MAP

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 5
Budget
No. 2004-03-019

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Appropriate Funding for Street Lighting at the Intersection of Bloomingdale Pike and John B. Dennis Highway

WHEREAS, in March 2003 the Sullivan County Commission approved Resolution No. 2003-02-21 requesting the office of the Sullivan County Executive to contact agencies/utilities to ascertain information as to the cost of installation, operation, and maintenance of lighting at the intersection of Bloomingdale Pike and John B. Dennis Highway; and,

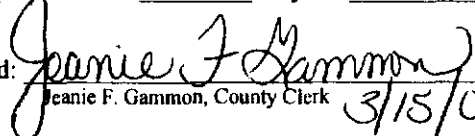
WHEREAS, American Electric Power has provided costs to the county for this service;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves appropriating funds and entering into a contract with American Electric Power to install five poles and eight 400-watt Holophane mongoose light fixtures at the intersection of Bloomingdale Pike and John B. Dennis Highway for a total installation cost of \$15,800.00.

BE IT FURTHER RESOLVED that the County appropriate funds for monthly operation costs in the approximate amount of \$90.00 per month and that additional appropriations be made to fund the annual maintenance of the lights.

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

Duly passed this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk 3/15/04

Approved:  3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Patrick

Seconded by Commissioner(s): Kilgore, Hall, Crawford, Brotherton

2004-03-019	Administrative	Budget	Executive	County Commission
ACTION	Approve 3-1-04	Approve 3-4-04	Approve 3-3-04	Approve 03-15-04

Comments:

23 Aye, 1 Absent

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 6
Administrative Executive Budget
No. 2004-03-020

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Support the Recognition of God as the Foundation of Our National Heritage

WHEREAS, our Government was founded upon a trust in God, that began when our Founding Fathers proclaimed in America's first official document, our Declaration of Independence, that our rights to life, liberty, and the pursuit of happiness, were not given to us by government, but by God, "our Creator, the Sovereign Judge of the Universe"; and,

WHEREAS, it is fact that between 90% and 95% of those who drafted and signed the U.S. Constitution had a strong belief and trust in God and never intended that there be a separation between God and the affairs of Government, only that each citizen be free to choose on a personal basis how to worship or if to worship; and,

WHEREAS the recognition of God by our Government was further established when Congress, in 1954, added the phrase "ONE NATION UNDER GOD" to our Pledge of Allegiance, followed by the official establishment of "IN GOD WE TRUST" as our National Motto; and,

WHEREAS, there is now a growing demand by some within the judicial system to remove all visible recognitions of God from public institutions, which has recently resulted in a federal order to physically remove the Ten Commandments monument from the Alabama State Supreme Court, rightfully placed there by the Chief Justice of the Alabama State Supreme Court to remind all that God is central to our National Heritage, and His Ten Commandments, without question, are the foundation of American law, moral values, and code of conduct.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby urge all Americans citizens, to proclaim to every level of Government (local, state and federal) its responsibility to publicly recognize God as the Foundation of Our National Heritage Lest Our Nation Forget and Our Children Never Know!

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

Duly passed this _____ day of _____ 2004.

Attested: _____
Jeanie F. Gammon, County Clerk

Approved: _____
Richard S. Venable, County Mayor

**Introduced by Commissioner: Ferguson
Seconded by Commissioner(s): McConnell, Herron**

2004-03-020	Administrative	Budget	Executive	County Commission
ACTION	Approve 3-1-04	Approve 3-4-04	Approve 3-3-04	

Comments: 1st Reading 03-15-04;

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 7
Budget
No. 2004-03-021

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Amend E.M.S. Fund 118 for the 2003-2004 Fiscal Year

WHEREAS, due to an additional call volume experienced by the Sullivan County E.M.S. Department; and,

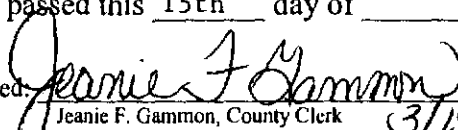
WHEREAS, such call volume resulting in an increase in revenue and therefore an increase in expenditures, the E.M.S. budget needs to be amended in order to complete the fiscal year;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve amending the budget for E.M.S. Fund 118 as follows:

<u>Revenue</u>		
43120	Patient Charges	\$347,000.00
 <u>Appropriation</u>		
55130.100	Personal Services	295,000.00
55130.400	Materials & Supplies	40,000.00
55130.700	Capital Outlay	12,000.00

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

Duly passed this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk 3/15/04

Approved:  3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Hyatt
Seconded by Commissioner(s): McConnell, Ferguson

2004-03-021	Administrative	Budget	Executive	County Commission
ACTION	No Action 3-1-04	Approve 3-4-04	Approve 3-3-04	Approve 03-15-04

Comments: Amended by sponsor as follows 03-15-04. 23 Aye, 1 Absent

Amend to Item 7 No. 2004-03-021

REVENUE

43120	Patient Charges	\$350,000
-------	-----------------	-----------

APPROPRIATION

55130.100	Personal Services	\$295,000
55130.400	Materials & Supplies	\$ 43,000
55130.700	Capital Outlay	\$ 12,000

The additional \$3,000 in 400 is to purchase a Collections Software Program. It currently sells for \$3,000. If we wait until after July, the upgrade will cost between \$5,500 and \$6,000.

If we purchase now, we can save the difference and the vendor agrees to provide the upgrade when it becomes available at no additional cost.

SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS

Item 8
Budget
No. 2004-03-022

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Approve Additional Positions Within The EMS Department To Better Serve The Citizens Of Kingsport And Sullivan County

WHEREAS, The EMS Department has seen additional requests for Emergency and Non-Emergency ambulance service in excess of 30% from prior years, 2002(10,369), 2003(14,544);

WHEREAS, The additional cost to the EMS Department will be minimum, but will be covered by revenue generated through the increased services being provided;

WHEREAS, The EMS staff hourly rate of pay for part-time is much higher than full time, and the employees are in the need of benefits, which will insure the EMS Department can retain good competent Paramedic's and EMT's;

WHEREAS, The EMS Department has increased its Emergency and Non-Emergency capability in Kingsport and West Sullivan County from three ambulances to four ambulances staffed 24 hours a day;

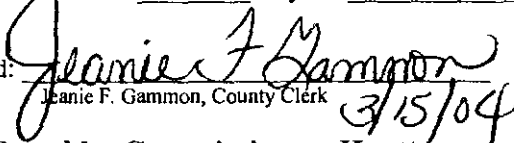
WHEREAS, The EMS billing staff has seen a 30% increase in workload with an additional 4,175 patient accounts to process, which requires extensive amount of additional time and work to meet timely filing deadlines, to recover the maximum reimbursement from various insurance companies.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the following positions to be changed from part-time to full-time employment status and all costs be covered by revenue generated by the EMS Department: Six PARAMEDICS at an annual cost of \$47,431.20; Two Clerks for DATA ENTRY/ACCOUNT APPEALS/ COLLECTIONS at annual cost of \$18,896.00. The cost for the last quarter of the FY2003-04 being \$13,000.00

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

Duly passed this 15th day of March 2004.

Attested:


Jeanie F. Gammon, County Clerk
3/15/04

Approved:


Richard S. Venable, County Mayor
3/15/04

Introduced by Commissioner: Hyatt

Seconded by Commissioner(s): McConnell, Ferguson

2004-03-022	Administrative	Budget	Executive	County Commission
ACTION	No Action 3-1-04	No Action 3-4-04	Approve 3-3-04	Approve 03-15-04

Comments:

Amended by sponsor as attached

20Aye, 3Pass, 1Absent

Amend to Item 8

No. 2004-03-022

The cost of the positions had to be adjusted for amount changes with the calculated benefit cost. Those cost are included and the amounts of \$47,431 and \$18,896 and are correct. However, the FY 03-04 should read \$16,582.

Also, the accounts need to be added:

From Revenue:

43120	Patient Charges	\$16,582
-------	-----------------	----------

To Appropriation:

55130.100	Personal Services	\$16,582
-----------	-------------------	----------

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 9
Budget
No. 2004-03-023

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Authorize Retirement Credit for Military Service Rendered in the Armed Forces During the Persian Gulf War

WHEREAS, T.C.A. § 8-34-605(c)(1)(A)(ii) provides that any member who leaves or left services with the State of Tennessee or any political subdivision thereof participating pursuant to T.C.A. Title 8, Chapter 35, Part 2 in order to perform military duty in the armed forces of the United States during the Persian Gulf War, and who is reemployed by the State of Tennessee or a participating political subdivision within six (6) months after being relieved of such military duty shall have the option to establish retirement credit for such military service without charge to the member. The Persian Gulf War means the period from and including August 2, 1990 to the date thereafter prescribed by presidential proclamation or by federal law.

WHEREAS, credit for such military service may only be granted under the following conditions:

1. The credit cannot be established in any other retirement system;
2. The member was honorably discharged from such military service;
3. The credit shall be granted conditionally upon the member becoming vested; prior to vesting, the credit may not be used to establish any rights under this system;
4. In no case shall retirement credit granted for such military service be combined with any other military service credit granted exceed an aggregate of four years.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the provisions of Tennessee Code Annotated, Section 8-34-605(c)(1)(A)(ii) and agrees to accept the associated liability, as outlined above.

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

Duly passed this _____ day of _____ 2004.

Attested: _____
Jeanie F. Gammon, County Clerk

Approved: _____
Richard S. Venable, County Mayor

**Introduced by Commissioner: Hyatt
Seconded by Commissioner(s): Herron**

at

2004-03-023	Administrative	Budget	Executive	County Commission
ACTION	---	Approve 3-4-04	Approve 3-03-04	

Comments: 1st Reading 03-15-04;

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 10
Budget
No. 2004-03-024

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Amend the Health Department Budget for School Health Nurse Services

WHEREAS, the Sullivan County Health Department contracts with the Sullivan County School Department to provide school health nurse services (part-time registered nurse) to students as mandated by the State of Tennessee; and,

WHEREAS, an emergency need has arisen for an additional nurse to provide the necessary services to students of the Sullivan County School System; and,


WHEREAS, these school health nurse services are reimbursed with approval from the Sullivan County Board of Education to the Health Department fund.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approve amending the budget as follows:

55110 P122	100	Personal Services	\$9,200.00
55110 P122	200	Benefits	\$1,840.00

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

Duly passed this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk 3/15/04

Approved:  3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: McKamey

Seconded by Commissioner(s): Hyatt

2004-03-024	Administrative	Budget	Executive	County Commission
ACTION		Approve 3-4-04	Approve 3-3-04	Approve 03-15-04

23 Aye, 1 Absent

Comments:

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 11
Administrative
No. 2004-03-025

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

Resolution To Authorize Sullivan County Emergency Medical Service (EMS) To Utilize Portion Of Old Sunrise School Property For Constructing A New Permanent EMS Station To Serve The Upper End Of Sullivan County

WHEREAS, the Sullivan County EMS Department desires to construct a new permanent EMS station in the upper end of Sullivan County to better serve the residents in that part of the County; and

WHEREAS, a portion of the Old Sunrise School Property currently leased to the Hickory Tree Rescue Squad is not being used for rescue operations; and

WHEREAS, the Sullivan County EMS Department requests to utilize a tract of land to be surveyed and mapped by the Sullivan County Highway Department and presented to the Sullivan County School Board for approval on April 12, 2004; and

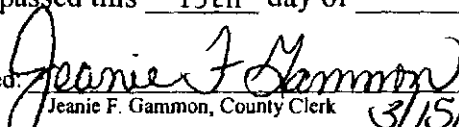
WHEREAS, The Sullivan County EMS Department will be responsible for any expenses associated with the construction as indicated on Resolution No. 2003-12-127 approved February 16, 2004;

NOW, THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners, assembled in Regular Session on the 15th day of March 2004, hereby authorize the Sullivan County EMS Department to construct a new permanent EMS station on a portion of the Old Sunrise School Property to be surveyed and mapped by the Sullivan County Highway Department and presented to the Sullivan County School Board for approval on April 12, 2004.

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk 3/15/04

Approved:  3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Morrell

Seconded by Commissioner(s): Hyatt, McKamey, Houser, Brittenham, Blackburn

at

2004-03-025	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments:

22 Aye, 2 Absent

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 12
Administrative/Budget
No. 2004-03-026

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Authorize the Purchasing Agent to Enter into a Lease Agreement for New Phone System at the Sullivan County Sheriff's Office

WHEREAS, the phone system contract at the Sullivan County Sheriff's Office has come to the end of a five year contract; and,

WHEREAS, the Purchasing Department has available a new phone lease negotiated for sixty months at a lower price than the current lease agreement; and

WHEREAS, the new contract will offer a savings over the current lease amount of \$716.00 per month resulting in a total savings of \$42,960.00 over the sixty month period;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the Sullivan County Purchasing Agent to enter into a sixty month lease agreement for \$1,060.00 per month for a phone system for the Sullivan County Sheriff's Office.

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested:

Jeanie F. Gammon
Jeanie F. Gammon, County Clerk
3/15/04

Approved:

Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Harr

Seconded by Commissioner(s): Hyatt

at

2004-03-026	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments:

23 Aye, 1 Absent

Sullivan County, Tennessee
Board of County Commissioners

Item 13
Executive
2004-03-027
ATTACHMENT

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March, 2004.

RESOLUTION To Authorize Tri-City Airport Commission to Exchange Parcels of Real Property with State Board of Regents for Connector Road

WHEREAS, the Tri-Cities Airport Commission has negotiated an exchange of real property with the Tennessee Board of Regents to allow for the construction of a new connector road between Muddy Creek and Holston Drive; and

WHEREAS, the Tri-Cities Airport Commission has requested that the owners of the airport approve such exchange which is more specifically set forth in the attached correspondence and maps;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of March, 2004 hereby authorize the conveyance of Tracts 1 and 2 of Parcel 2 as shown on the attached map to the State of Tennessee in exchange for the State of Tennessee conveying Parcels 3 and 4 to the Sullivan County Airport Commission. The County Mayor is hereby authorized to execute on behalf of Sullivan County such documents as may necessary to effectuate the transfer of the aforesaid real property.

[WAIVER OF RULES REQUESTED]

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

Duly passed and approved this 15th day of March 2004.

Attested: Jeanie Gammon 3/15/04 Date
Jeanie Gammon, County Clerk
Approved: Richard S. Venable 3/15/04 Date
Richard S. Venable, County Mayor

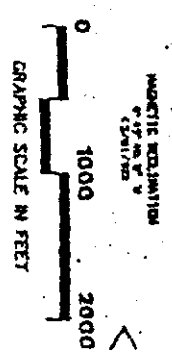
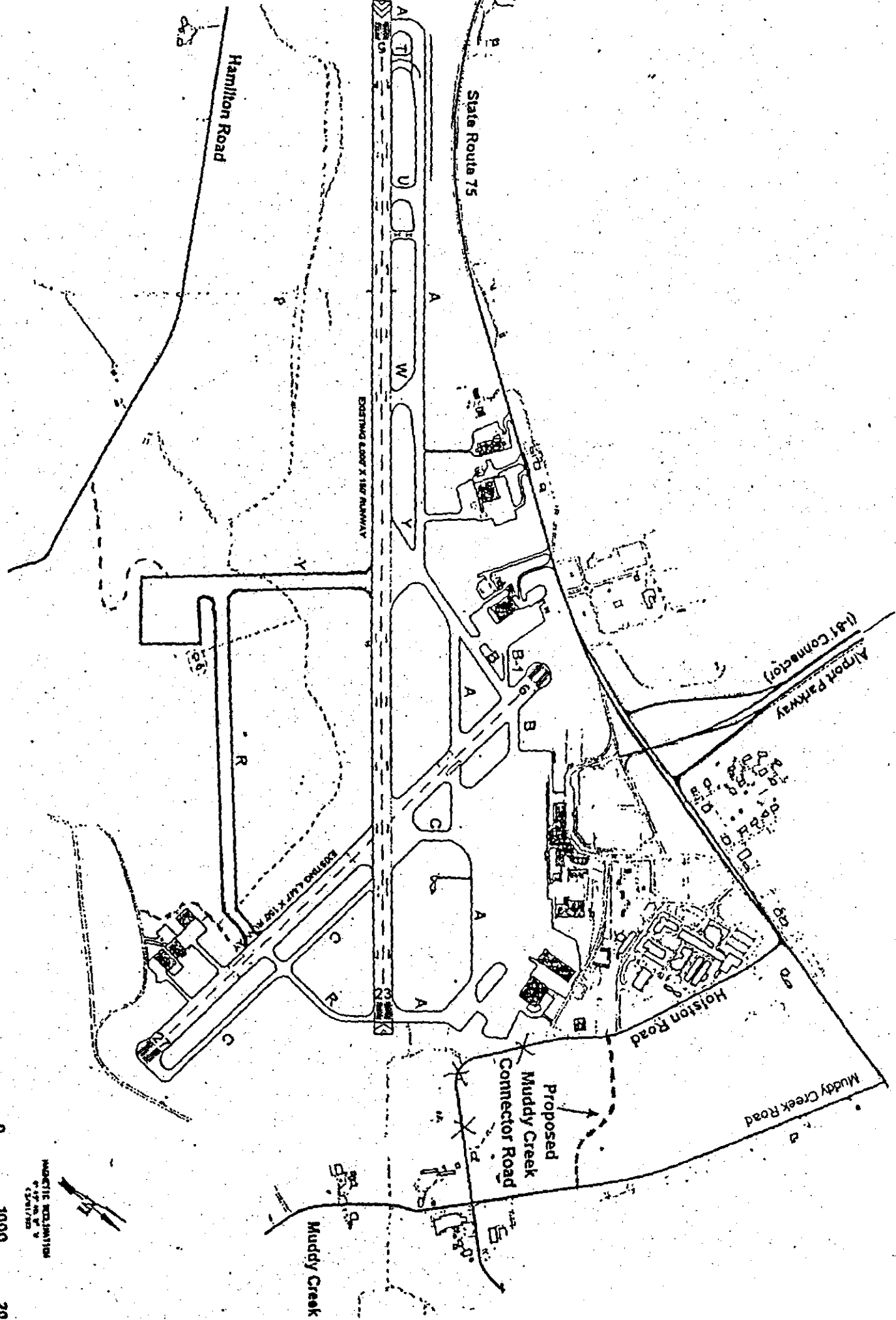
Introduced By: Commissioner: Jones

Seconded By: Commissioner(s): Brotherton

tr1

2004-03-027	Administrative	Budget	Executive	County Commission
ACTION				Approve 03-15-04 23Aye, 1Absent

Comments: Waiver of Rules Requested



MASTIC REVISIONS
BY M. P. V.
1/25/1978

SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS

Item 14
Executive
No. 2004-03-028
ATTACHMENT

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Authorize Electrical and Sanitary Sewer Easements to Serve Air Cargo Center Development at Tri-Cities Regional Airport

WHEREAS, the Tri-Cities Airport Commission has requested the owners of the Tri-Cities Regional Airport to authorize the granting of a Deed of Easement to Bristol Tennessee Electric System for electrical services as well as two Deeds of Easement to the City of Johnson City for sanitary sewer service to serve the Air Cargo Center which is being developed on the south side of the Airport;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of March, 2004 hereby authorize the Tri-Cities Airport Commission to enter into the attached Deed of Easement to Bristol Tennessee Electric Service and the attached Deeds of Easement to the City of Johnson City, Tennessee. The Sullivan County Mayor is hereby authorized to execute on behalf of Sullivan County such documents as may be necessary to grant the requested easements.

[WAIVER OF RULES REQUESTED]

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

Duly passed this 15th day of March 2004.

Attested: *Jeanie F. Gammon*
Jeanie F. Gammon, County Clerk 3/15/04

Approved: *Richard S. Venable* 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Jones
Seconded by Commissioner(s): Brotherton

2004-03-028	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments: Waiver of the Rules Requested

23 Aye, 1 Absent

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 15
Executive
No. 2004-03-029
ATTACHMENT

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Authorize Abandonment of Excess Right-of-Way at Intersection of Franklin Drive and State Route 394 and Sale to Adjoining Property Owner

WHEREAS, Earl Fleenor has requested that Sullivan County abandon .129 acre of excess right-of-way which it owns at the intersection of State Route 394 and Franklin Drive adjacent to property owned by Mr. Fleenor as shown on the attached map; and

WHEREAS, the property which Mr. Fleenor has requested to be abandoned has been appraised, copy of appraisal addendum attached, and has been determined to have a value of \$8,000.00; and

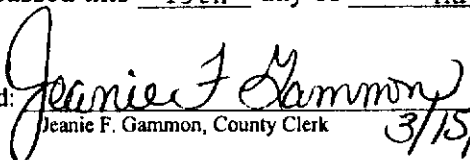
WHEREAS, the Sullivan County Executive Committee, upon considering Mr. Fleenor's request together with the recommendations of the Highway Commissioner and the Sullivan County Planning Commission and the appraisal, voted at its meeting on March 3, 2004 to recommend to the Board of Commissioners that Sullivan County sell the excess right-of-way to Mr. Fleenor for the sum of \$1,000.00 subject to Mr. Fleenor being responsible for all legal costs associated with said transfer.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize the abandonment of .129 acre of excess right-of-way located at the intersection of State Route 394 and Franklin Drive as shown on the attached map and hereby authorize the sale of same to Earl Fleenor for the sum of \$1,000.00 subject to Mr. Fleenor being responsible for all legal costs associated with the preparation and recording of a Quitclaim Deed transferring such real property. Upon approval of the Quitclaim Deed by the County Attorney, the County Mayor is hereby authorized to execute same.

[WAIVER OF RULES REQUESTED]

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

Duly passed this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk 3/15/04

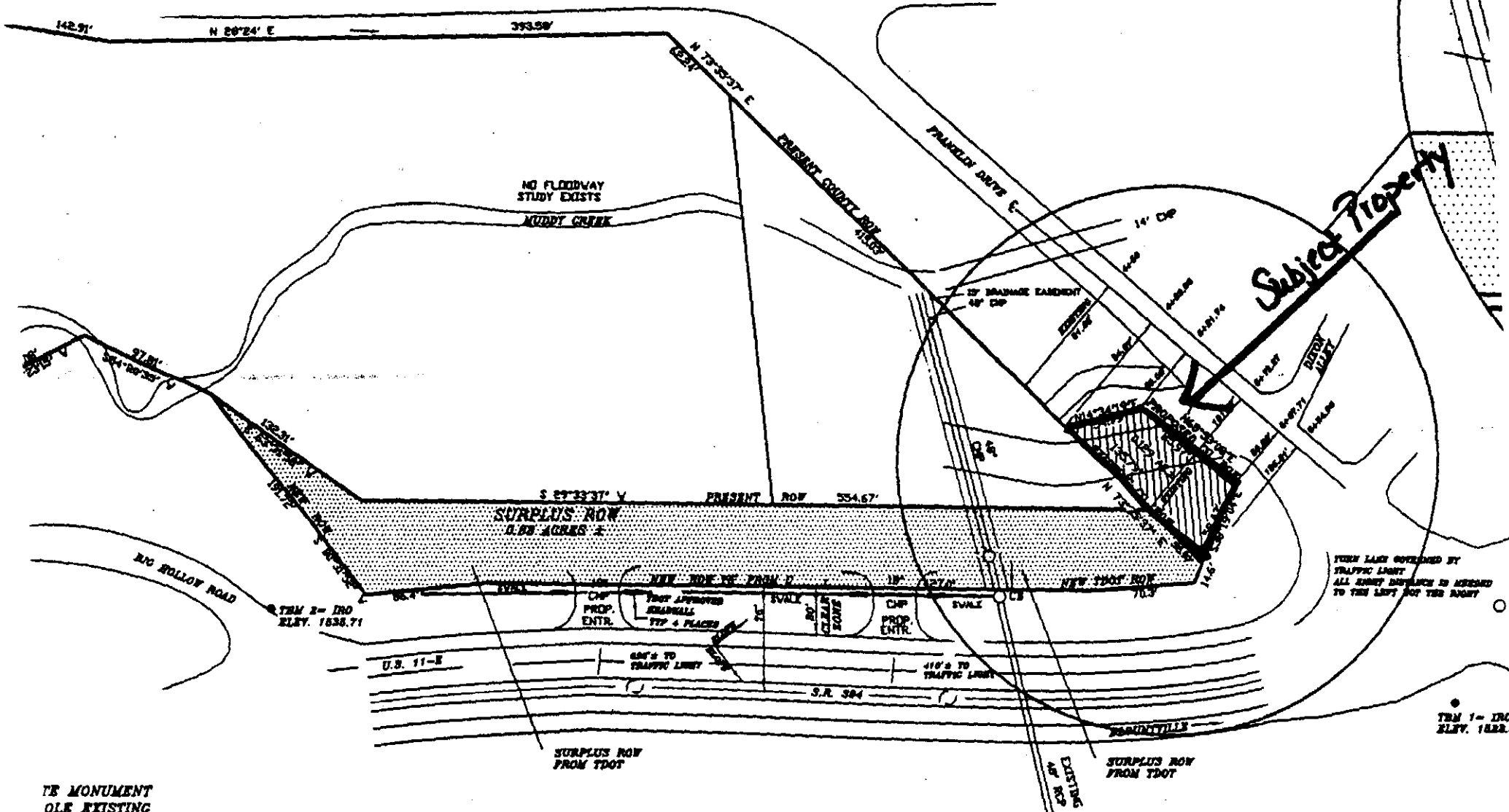
Approved: 
Richard S. Venable, County Mayor 3/15/04

Introduced by Commissioner: Blackburn
Seconded by Commissioner(s): Crawford

2004-03-029	Administrative	Budget	Executive	County Commission
			Approve 3-3-04	Approve 03-15-04

Comments: Waiver of the Rules Requested

23 Aye, 1 Absent



Subject Property

SURPLUS ROW PLAN

DATE : NOV. 13, 2003 SCALE : 1" = 100'

78 MONUMENT
 OLE EXISTING
 ROUND ELECTRIC
 15" ID PLASTIC PIPE
 7" PAVEMENT

CERTIFICATION OF THE APPROVAL OF
 WATER SYSTEMS

I HEREBY CERTIFY THAT THE PUBLIC WATER UTILITY SYSTEM OR
 SYSTEMS INSTALLED, OR PROPOSED FOR INSTALLATION, FULLY MEET
 THE REQUIREMENTS OF THE

CERTIFICATION OF
 911 ADDRESS



F, J, BROWNELL & SON
P. O. Box 3806
2412 Fort Henry Drive
Kingsport, Tennessee 27664-0806

423/246-4147

ADDENDUM TO LAND APPRAISAL

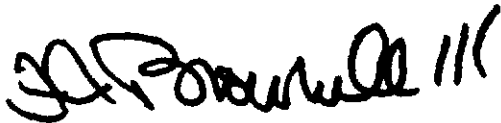
DATE: February January 27, 2004
FILE NUMBER: 39-04
PROPERTY ADDRESS: 1682 Highway 126
Blountville, TN 37617
CLIENT: Sullivan County

The subject property, before surplus right-of-way is added to subject, is determined to be \$260,000.

The area to be added is .129 acres (see survey). This surplus right-of-way is located on Franklin Drive. The total acreage for the subject tract with acquired right-of-way is (8.26 acres + .129 acres), 8.389 acres. The value of this 8.389 acres is (\$32,000/acre x 8.389 acres), say \$268,000.

Therefore:

Value before acquiring additional tract	=	\$260,000
Value after acquiring additional tract	=	<u>268,000</u>
Difference		\$ 8,000



F. J. Brownell, III, SRA

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 16
Executive
No. 2004-03-030

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION to Reappoint Members to the Board of Equalization

WHEREAS, the Sullivan County Board of Equalization is composed of five members and three of those members are elected by the Board of County Commissioners; and,

WHEREAS, those appointed members' of the Board of Equalization terms will soon expire and they are willing to serve an additional term on the Board of Equalization; and,

WHEREAS, the Board of County Commissioners is responsible for electing members to serve on the Board of Equalization and that due to the fact that the training seminar for the Board of Equalization is held in May, it is of the essence that elections be made in a timely manner;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby reappoint the following persons to the Board of Equalization to serve an additional two-year term:

- Mr. D. L. Blalock 336 Adams Chapel Road, Blountville, Tennessee
- Mr. R. Z. Hensley 4304 Ridge Road, Kingsport, Tennessee
- Mr. Louis Milhorn 3868 Highway 75, Kingsport, Tennessee

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested: Jeanie F. Gammon
Jeanie F. Gammon, County Clerk 3/15/04

Approved: Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Morrell

Seconded by Commissioner(s): Harr

2004-03-030	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments:

22 Aye, 2 Absent

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 17
Administrative
No. 2004-03-031
ATTACHMENT

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

RESOLUTION To Dissolve and Reestablish the Sullivan County Animal Shelter Committee

WHEREAS, as stated in Resolution No. 2001-11-112 approved by the County Commission in November 2001, the Sullivan County Animal Shelter Committee shall be comprised of five citizens and one veterinarian to be appointed on staggered three year terms; one County Commissioner whose term shall be co-terminus with his/her term on the County Commission; the Sheriff or his designee whose term shall be permanent; and the Director of the Sullivan County Animal Shelter whose term shall be permanent; and,

WHEREAS, the Animal Shelter Committee has not had a quorum for several months and some of its board members are inactive and vacancies exist on the Committee; and

WHEREAS, it has been determined that the membership if the Sullivan County Animal Shelter should be further altered to include two additional citizen members serving staggered three year terms;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby dissolves the current membership of the Sullivan County Animal Shelter Committee as it exists as of today.

BE IT RESOLVED that the Board of County Commissioners of Sullivan County hereby reestablishes the Sullivan County Animal Shelter Committee as of March 16, 2004, and amends the composition of said Committee to include the following positions: Seven – Citizen members serving three year staggered terms (initial terms maybe less than three years); One – Veterinarian (serving a three year term); One – County Commissioner serving Co-Terminus with his/her election; the Director of the Animal Shelter serving as permanent member; and the Sheriff or his/her designee serving as a permanent member.

BE IT FURTHER RESOLVED that the Board of County Commissioners hereby confirms the County Mayor's appointment of the following persons to serve as members (resumes attached) of the Sullivan County Animal Shelter Committee, term to expire as noted below:

Committee Designation	Name	Term Expires
Sheriff or Designee	Wayne Anderson	Permanent
Animal Shelter Director	Steve Ward	Permanent
Sullivan County Commissioner	Elliott Kilgore	Co-Terminus
Veterinarian	Karen Wade	September 2007
Citizen	Sandee Clyne	September 2007
Citizen	Martha Coutinho	September 2007
Citizen	Sharon Glass	September 2006
Citizen	Edna "Lou" Hebb	September 2006
Citizen	Glenda Kyte	September 2006
Citizen	Connie Tate	September 2005
Citizen	Belinda Whitaker	September 2005

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested:

Jeanie F. Gammon
Jeanie F. Gammon, County Clerk
3/15/04

Approved:

Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Kilgore

Seconded by Commissioner(s): Harr, King (Buddy)

at

2004-04-031	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments:

16Aye, 3Nay, 4Pass,
1Absent

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 18
Executive
No. 2004-03-032

To the Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th of March 2004.

RESOLUTION To Urge the General Assembly to Consider and Adopt Reforms to the State Workers' Compensation Laws

WHEREAS, Tennessee's workers' compensation system and its rising costs and negative impacts on employers and employees is a growing concern among local governments and large and small businesses in our State; and,

WHEREAS, Tennessee employers are reporting more frequently that workers' compensation claim costs as a percentage of payroll expenditures have increased significantly during the past decade; and,

WHEREAS, this combination of factors has a chilling effect on job recruitment in Tennessee which is of vital interest to all of our State's communities; and,

WHEREAS, the condition of the State's workers' compensation system impacts Tennessee's counties twice as hard by having to pay increased workers' compensation premiums and by losing tax revenues when jobs are lost and plants and facilities close down in our communities; and,

WHEREAS, raising property taxes to make up for lost local tax revenues only worsens the situation by making Tennessee even less attractive to industry; and,

WHEREAS, reform of Tennessee's workers' compensation system could bring about changes which would make Tennessee more competitive economically with neighboring states, would encourage companies to invest in Tennessee and bring jobs here, and would help prevent existing manufacturers, who provide some of the best jobs, benefits, and retirement options in our State, from leaving Tennessee; and,

WHEREAS, workers' compensation reform could lower per worker costs to the employer, allow injured workers to collect benefits sooner and remove some of the uncertainty from the system by establishing clear definitions and guidelines for injuries and diseases sustained in the workplace;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session strongly urge the Tennessee General Assembly to evaluate Tennessee's current laws regarding workers' compensation and develop reforms and remedies to improve the system, reduce costs to employers, simplify administration, and allow injured employees to make claims under the system more easily and receive benefits sooner. As part of the reforms, we urge the General Assembly to look at changes to convert Tennessee from a judicially managed, court-based system to an administratively managed workers' compensation program.

1
2
3
4

BE IT FUTHER RESOLVED that the County Clerk shall mail certified copies of this resolution to the members of the Tennessee General Assembly representing the people of Sullivan County.

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested: *Jeanie F. Gammon*
Jeanie F. Gammon, County Clerk 3/15/04

Approved: *Richard S. Venable* 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Sitgreaves

Seconded by Commissioner(s): Patrick

at

2004-03-032	Administrative	Budget	Executive	County Commission
ACTION				Approve 03-15-04

Comments:

22 Aye, 1 Pass,
1 Absent

SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS

Item 19
Executive
No. 2004-03-033

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

1 **RESOLUTION To Post No Parking Signs in the Cul-de-Sac of Corrugated Lane in the Tri-**
2 **County Industrial Park, Piney Flats**

3
4 WHEREAS, tractor-trailer parking in the cul-de-sac on Corrugated Lane has created problems,
5 which prevent full use of normal daily vehicle maneuvering. The posting of No Parking signs is
6 requested.

7
8 **NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of**
9 **Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the Sullivan**
10 **County Highway Department to post No Parking signs at the cul-de-sac of Corrugated**
11 **Lane in the Tri-County Industrial Park, Piney Flats.**

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested: Jeanie F. Gammon 3/15/04
Jeanie F. Gammon, County Clerk
Approved: Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Hyatt
Seconded by Commissioner(s): McKamey

at

2004-03-032	Administrative	Budget	Executive	County Commission
				approve 03-15-04

Comments: 23 Aye, 1 Absent

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 20
Administrative Executive Budget
No. 2004-03-034

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

Resolution To Approve The Formation Of An Intergovernmental Cooperative Agreement To Create The Economic Development Partnership Organization For Sullivan County And Each Of Its Municipalities

WHEREAS, the citizens of Sullivan County, Bluff City, Bristol, and Kingsport and their representatives share in the goal of bringing increased prosperity to our community; and

WHEREAS, in October of 2003 this body approved a resolution to study and develop an Economic Development Organization between Sullivan County and each of its Municipalities; and

WHEREAS, the members of the Blue Ribbon Task Force have held numerous meetings studying the scope and organization of different comprehensive economic development efforts; and

WHEREAS, the Blue Ribbon Task Force has made recommendations as to the structure and funding of the Organization; and

WHEREAS, various documents have been provided to you setting forth the proposed structure and funding;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the establishment of an Economic Development Organization between Sullivan County, Bluff City, Bristol, and Kingsport to enhance the economic growth for all the citizens of this county.

BE IT RESOLVED that the Organization is to be structured jointly and equitably funded by the member entities pursuant to the Intergovernmental Cooperative Agreement.

BE IT FURTHER RESOLVED that the legal counsel is authorized to complete the technical language based upon the principals set forth in the documents provided to you and for the County Mayor to affix his signature to such document.

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

Duly passed this 15th day of March 2004

Attested: Joanie F. Gammon
Joanie F. Gammon, County Clerk
3/15/04

Approved: Richard S. Venable 3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Harr Vance Williams
Seconded by Commissioner(s): King (Buddy), Jones, Brotherton, Blackburn, Brittenham, Conkin, Crawford, Ferguson, Grose, Jose, Hall, Herron, Houser, Hyatt, Jones, Kilgore, James King, Jr.

2004-03-034	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments: 23 Aye, 1 Absent
(No document as stated in the last paragraph was filed as of 03-15-04)

**SULLIVAN COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS**

Item 21
Administrative Executive Budget
No. 2004-03-035

To Honorable Richard S. Venable, Mayor of Sullivan County and Board of Sullivan County Commissioners meeting in Regular Session this 15th day of March 2004.

Resolution To Go On Record Requesting Our State Legislative Delegation Support Senate Bill 3242, House Bill 3289, "Pipeline Bill"

WHEREAS, local governments continue to need all available funding to cover the costs of operations of our schools, law enforcement, highway, etc.; and

WHEREAS, a bill is currently before the Tennessee General Assembly that if not passed would allow Sullivan County to lose an estimated \$141,000 in property taxes; and

WHEREAS, this bill is not to increase taxes but an effort to avoid a further erosion of the local property tax base; and

WHEREAS, in recent years the property tax base for cities and counties has been eroded, thereby resulting in additional taxes on residential homeowners;

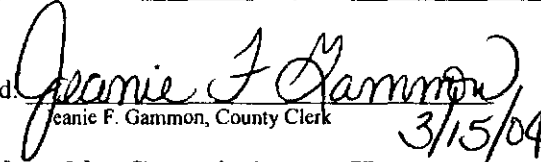
NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby wishes to go on record to request its State Legislative Delegation to support SB 3242/ House Bill 3289 which could save Sullivan County an estimated loss of \$141,000 in property taxes.

BE IT FURTHER RESOLVED THAT a certified copy of this resolution be forwarded by the County Court Clerk immediately to each member of our State Legislative Delegation upon passage.

WAIVER OF THE RULES REQUESTED

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

Duly passed this 15th day of March 2004.

Attested: 
Jeanie F. Gammon, County Clerk
3/15/04

Approved:  3/15/04
Richard S. Venable, County Mayor

Introduced by Commissioner: Hyatt

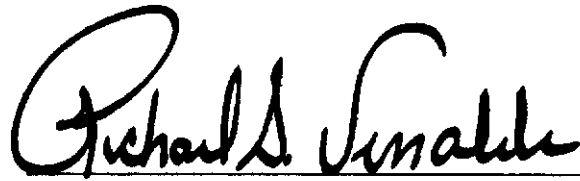
Seconded by Commissioner(s): Harr, Patrick

2004-03-035	Administrative	Budget	Executive	County Commission
				Approve 03-15-04

Comments:

23 Aye, 1 Absent

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR
SESSION APRIL 19, 2004.

A handwritten signature in black ink, reading "Richard Venable". The signature is written in a cursive style with a large initial "R".

RICHARD VENABLE

COMMISSION CHAIRMAN