COUNTY COMMISSION-REGULAR SESSION

MARCH 21, 2016

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PLESUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, MARCH 21, 2016, 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. Sheriff Wayne Anderson opened the commission and Comm. Dennis Houser gave the invocation. The pledge to the flag was led by Sheriff Wayne Anderson.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

MARK BOWERY	DARLENE CALTON
MICHAEL B COLE	JOHN CRAWFORD
JOHN GARDNER	SHERRY GREENE GRUBB
ANDY HARE	TERRY HARKLEROAD
MACK HARR	JOE HERRON
BAXTER HOOD	DENNIS 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

24PRESENT 0 ABSENT (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. Morrell and seconded by Comm. Harr to approve the minutes of the February 16, 2016 Regular Session and the February 29, 2016 Called Session. Said motion was approved by voice vote.

SULLIVAN COUNTY BOARD OF COMMISSIONERS PUBLIC COMMENT March 21, 2016

PLEASE PRINT

Name	Street Address	City & State	Please Check if Zoning Issue
CURTIS AKARY	3060 Hwy 75	BLOUDTVILLE PN	
Bill Frilance	1205 Melabar De	KN9 Storel, TAV	
Dwight King	1605 WEAUTH BRANCH	Rd Pincey Flats	
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	Curris AKARD Bill Fulgue Dwight Cinco	Curtis AKART 3060 Hwy 75 Bill Fulgue 1205 Malabar De Dwight King Kas Were Un BRANCH	Curtis AKARY 3060 Hay 75 BLOWTVILLE PN Bill Fulgure 1205 Waldbarde Kugsgard, TN Dwight King 1605 WWALTA BRANCH AND PINKEY FLUTS

PRESENTATIONS

1. UT EXTENSION OFFICE	
2. BRIAN RITZ AND CLAY WALKER WITH NETWORKS	
THE WORKS	



Board of County Commissioners 236th Annual Session

Appointments to Sullivan County Board of Equalization

Whereas in accordance with Tennessee Code Annotated § 67-1-401, as duly adopted by Sullivan County, Tennessee, the County Legislative Body has the authority to appoint members to the Sullivan County Board of Equalization.

Now therefore, the Sullivan County Board of Commissioners hereby does confirm the following appointments as set below:

Sullivan County Board of Equalization

Joe F. Arnold

541 Gammon Road, Kingsport, TN 37663

Harold L. Barnes

1160 Pickens Bridge Road, Piney Flats, TN 37686

J. Fred Brooks

214 Pactolus Road, Kingsport, TN 37663

Term: June 2016 - May 2018

Approved and confirmed this 21st day of March 2016.

Richard S. Venable, County Mayo

Jeanie F. Gammon, County Clerk

Commission Action:

__ Approved by Roll Call Vote

X Approved by Voice Vote

Rejected on Vote

AYE NAY PASS ABSENT

SULLIVAN COUNTY CLERK JEANIE GAMMON COUNTY CLEPE 3258 RIGHWAY 126 SUITE 101 BLOUNTVILLE IN 37617

Telephone 423-323-6428

Fax

423-279-2725

MYERS MASSENGILL II

Notaries to be elected March 21,2016

CRYSTAL C. AUSTIN JANNA GREGORY BLACKLEY DAVID ALLEN BOGGS WILLIAM ANTHONY BOYD KAYLA WHITNEY BRADLEY ANNETTA K. CAGLE CHARLOTTE CARTER **HEATH M CHASTAIN** G. DARLENE CLENDENIN ARLENE FAYE CLIFFTON MICHELE LOUISE COLE JESSIE LYNNE COMPTON NANNIE RUTH COX

SCOTT DENTON MELISSA D. DILLOW JENNIFER FALKEN CHRISTA FELGEMACHER CONNIE ARLEN FOX TERI GILLIAM NATASHA B GOODWIN JANET E HASSEN **HEATHER L HAYES** KENNETH CLYDE HILL TIMOTHY WAYNE HUDSON DEBBIE LYNNE ISLEY JENA B. JARRETT DORIS M. JOHNSON MATTALINA L. KELLER REBA C. KILGORE JERRY W. KIRK CHRISTOPHER JOHN MANAHAN

RON MATHEWS JOSEPH E. MAY SARAH ELLEN MOODY VICKIE A. MOORE MICHELE L MORGAN JANET B MULLINS REBECCA J. MYERS TONYA MARIE NEWTON SUSAN W. OSBURN THERESA PAPPAS-FURTH MARTHA Y PARRISH JASON B PHILLIPS SONYA J POLLARD DAWN REGAN MARK RUSSELL ROGERS AMANDA JANE SIMS KEVIN ALAN SMITH CYNTHIA M SMITH CHAD A. SMITH TIMOTHY MICHAEL SMITH VALERIE L. STATZER **DELORES A. SULLIVAN** MELISSA MARIE SULLIVAN CARL PEGGY OLIVIA SUTHERLAND JAMES BRADLEY TALBERT ORBIN TAYLOR SHIRLEY P. WALTERS MARY WINEGAR KIMBERLY RAE WITHERSPOON DONNA ROBERTS WOHLFORD KAREN M. YATES

MOTION MADE BY COMM. MORRELL. AND SECONDED BY COMM. HARR TO APPROVE THE NOTARY APPLICATIONS HEREON, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 24 AYE

PERSONAL SURETY 10,000.00 DEBBIE ISLEY E. LYNN DOUGHERTY TIMOTHY W. HUDSON, ESQ. **EDWIN P. FORRESTER** DANIEL D. COUGHLIN MYERS N. MASSENGILL, SR. STATE OF TENNESSEE COUNTY OF SULLIVAN

APPROVAL OF NOTARY SURETY BONDS

March 17, 2016

NAME OF NOTARY
Candi Denise Blair
Angel L. Pruitt
Joyce Ann Rhoten

PERSONAL SURETY
N. Sue Carrier
Letitia Van Hayes
Jack B. Harber

PERSONAL SURETY
Heather Blair
William K. Riley
John N. Green

UPON MOTION MADE BY COMM. MORRELL AND SECONDED BY COMM. HARR TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 24 AYE.

REZONING @VERVIEW SULLIVAN COUNTY COMMISSION MEETING

March 21 2016

RESOLUTION 31 - To Consider the Waiver of Rules for the following zoning amendments (map or text).

Application No.	File No.	Applicant	Neighbor Opposition	Staff Recommendation	Planning Commission Recommendation	Current Zone	Requested Zone	Civil District
1	01/16/#1	Jeremiah Hurd	Yes	Approve Sullivan Co	Approve Sullivan Co.	R-2A	R-2	10th
2.	01/16/#2	Robert Carswell II	No	Approve Bristol	Approve Bristol planning	R-1	B-3	5th
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AGENDA

Sullivan County Board of County Commission March 21, 2016

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, March 21, 2016 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

1. File No 01/16/#1 Jeremiah Hurd

Reclassify property located at 400 Gale Avenue from R-2A (Medium Density Residential District) to R-2 (Medium Density Residential District) for the purpose of allowing a single Mobile home to be moved in on the lot. Property ID No. Tax Map 031A, Group E, Parcel 00700 and being located in the 10th Civil District. Sullivan County Planning

2. File No 01/16/#2 Robert Carswell II

Reclassify Lot # 2 of the Joseph Arnold property located at 1940 Hwy 126 from R-1 (Low Density/Single-Family Residential District) to B-3 (General Business Service District) for the purpose of allowing a wrecker service & temporary wrecker storage lot. Property ID No. Tax Map 036, Parcel Part of 07900 and being located in the 5th Civil District.

Bristol Planning

PETITION TO SULLIVAN COUNTY FOR REZONING

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

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Property Owner: Jeremiah Hurd Address: 571 Bays View Road Kingsport, TN 37660 Phone 423-318-9280 Date of Request 1/6//2016 Property Located in 10th Civil District Signature of Applicant	Meeting Date 2/16/2016 Time 6:00 pm Place Historic Blountville Courthouse Planning Commission Approved Olicia Joic Denied County Commission Approved O3/21/20/6 Denied Other WITHDRAWN 03-21-16 Final Action Date
PROPERTY IDENT	IFICATION
Tax Map No. 031A / Group E	/ Parcel <u>007.00</u>
Zoning Map 6 Zoning District R-2A	Proposed District <u>R-2</u>
Property Location: 400 Gale Avenue	
Purpose of Rezoning: "Rezone to allow for single-wide	a mobile home "
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The undersigned, being duly sworn, hereby ach this petition to Sullivan County for Rezoning is true knowledge and belief. SWORN TO AND SUBSCRIBED before me this	and correct to the best of my information,
My Commission Expires: 8/22/2017	Noting Public

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PETITION TO SULLIVAN COUNTY FOR REZONING

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

	OFFICE USE ONLY
Property Owner: Robert W. Carswell, II	Meeting Date <u>2/15/2016</u> Time <u>6:00 pm</u>
Address: 284 Carden Hollow Road Bristol, TN 37620	Place 1048 th St., Easley Annex Bldg.
Phone <u>423-764-1251</u> Date of Request <u>1/7/2016</u>	
Property Located in <u>5</u> Civil District	Planning Commission Approved
When to Comment	County Commission Approved X 3/2//16 Denied
Signature of Applicant	Other Roll call vote 24 AYE
Signature of Applicant Robert W Cars Well 7	Final Action Date 03-21-16
PROPERTY IDENTI	FICATION
Tax Map No. <u>036</u> / Group	
Zoning Map 9 Zoning District R-1 Pr	roposed District B-3
Property Location: 1940 Highway 126	•
Purpose of Rezoning: "To allow for wrecker service &	temporary wrecker storage lot."
The undersigned, being duly sworn, hereby ack this petition to Sullivan County for Rezoning is true sknowledge and belief. SWORN TO AND SUBSCRIBED before me this	and correct to the best of my information,
My Commission Expires: 8/23/2017/	Notary Public

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RESOLUTIONS ON DOCKET FOR MARCH 21, 2016

RESOLUTIONS	ACTION
#1 AMENDMENTS TO THE ZONING RESOLUTION	APPROVED 03-21-13
#2 TO AUTHORIZE THE ESTABLISHMENT OF COUNTY COMMISSION AND CONSTABLE DISRICTS	FAILET (03-21-1)
#3 TO APPROVE THE REALLOCATION OF INCOME PRODUCED BY THE SULLIVAN COUNTY HIGHWAY DEPARTMENT (SCHD) FROM REVENUE ACCOUNTS TO RESPECTIVE EXPENDITURE ACCOUNTS	APPROVED 03-21-16
#4 APPROVING THE GRANTING OF SEPARATE QUITCLAIM DEEDS FROM SULLIVAN COUNTY GOVERNMENT TO V.V.R. PROPERTIES AND TO MS. MONTIE CAROL GRILLS FOR THE ABANDONMENT OF UNIMPROVED 50' RIGHT-OF-WAY PLATTED AS WOODBINE LANE, AND TO MS. MONTIE CAROL GRILLS FOR THE ABANDONMENT OF UNIMPROVED 40' RIGHT-OF-WAY OF BROOKMEAD LANE, IN THE EVERGREEN LEDGE SUBDIVISION OFF OF HWY. 11W, IN THE 10 TH CIVIL DISTRICT, AS ILLUSTRATED ON THE ATTACHED SURVEY, AS PREPARED BY JOE B. FUGATE JR., LICENSED TN SURVEYOR, DATED NOVEMBER 20, 2015	APPROVED 03-21-16
#5 TO APPROVE A BUDGET AMENDMENT TO SUPPLEMENT FUNDING FOR AMBULANCE SERVICE FUND (EMS) FOR THE 2016 FISCAL YEAR	APPROVED 03-21-16
#6 AUTHORIZING RE-ELECTION OF MEMBERS TO THE BOARD OF DIRECTORS OF THE HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN, TENNESSEE	APPROVED 03-21-16
#7 TO SALE THE 2008 F550 RESCUE UNIT ON BEHALF OF BLOUNTVILLE EMERGENCY RESPONSE	APPROVED 03-21-16
#8 TO PLACE "NO PARKING" SIGNS ON CROCKETT HILL ROAD IN THE 10 TH COMMISSION DISTRICT	APPROVED 03-21-16
#9 TO AUTHORIZE THE APPROPRIATIONS OF \$40,000 FUNDS RECEIVED FROM ELECTUS, LLC; AKA NATIONAL GEOGRAPHIC; TO THE SULLIVAN COUNTY SHERIFF'S OFFICE FOR PARTICIPATION IN EIGHT (8) EPISODES OF "SOUTHERN JUSTICE"	APPROVED 03-21-16

#10 TO AUTHORIZE THE COUNTY MAYOR TO SIGN A LETTER OF INTENT REGARDING THE SULLIVAN COUNTY E.M.S. STATION CURRENTLY LOCATED ON EASTMAN CHEMICAL COMPANY PROPERTY	1 ST READING 03-21-16
#11 TO APPROVE A BUDGET AMENDMENT FOR PAUPER CREMATIONS FOR THE FY 2015-2016 FY	APPROVED 03-21-16
#12 TO AUTHORIZE THE COUNTY MAYOR TO EXECUTE A SECOND AMENDMENT TO FUNDING AGREEMENT BETWEEN SULLIVAN COUNTY, THE CITY OF KINGSPORT, THE BANK OF TENNESSEE, AND THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TN (KEDB) REGARDING PURCHASE OF LAND BY KEDB AND LEASE OF LAND TO C & F MANUFACTURING	APPROVED 03-21-16
#13 TO PLACE 35 MPH SPEED LIMIT ON ROCK LANE IN THE 5 TH COMMISSION DISTRICT	APPROVED 03-21-16

SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS March 2016



Item CONSENT AGENDA

RESOLUTION to Approve the Reallocation of Income Produced by the Sullivan County Highway Department (SCHD), from Revenue Accounts to Respective Expenditure Accounts

2016-02-03

Ecsolution

NOW THEREFORE BE IT RESOLVED that those funds flowing into income accounts (e.g. Account Nos. 48120 and 48140) from the said projects be reallocated to SCIID expenditure accounts (e.g. 62000 Highway and Bridge Maintenance and 63500 Asphalt Plant Operations) for the fulfillment of the SCHD Mission.

RESOLUTION Authorizing Re-election of Members to the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee

2016-03-09 AMENDED

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, acting pursuant to the provisions of *Tennessee Code Annotated* §48-101-307 and after due consideration of the attached Application filed by the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee, hereby declare and resolve as follows:

- 1. The County Commission of the County of Sullivan, Tennessee has examined and considered the attached Application seeking the re-election of the following members to the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee and does hereby elect and approve the appointments of the following individuals to the following defined terms of office:
- a. Gary Sproles is hereby elected to a new term of office beginning on September 1, 2015 and ending on August 31, 2021.
- b. Cecil W. Laws is hereby elected to a new term of office beginning on September 1, 2015 and ending on August 31, 2021.
- e. Richard S. Venable Andrew Street is hereby elected to a new term of office beginning on September 1, 2015 and ending on August 31, 2021.
- 2. These Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee are hereby authorized to perform all duties set out in the corporate Charter and By-laws of the said corporation.

RESOLUTION #6 PULLED FROM CONSENT AGENDA 03-21-16.
CONSENT AGENDA APPROVED 03-21-16 24 AYE

7 RESOLUTION to sale the 2008 F550 Rescue Unit on behalf of Blountville Emergency Response

2016-03-10

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that the Sullivan County Purchasing Agent is authorized to sale the 2008 F550 Rescue Unit (VIN # 1FDAF57R09EB42962) at a reserve price of no less than \$10,000.00 using the website www.govdeals.com.

BE IT FURTHER RESOLVED that all proceeds generated from the sale of this vehicle, less any fees associated with the sale, be distributed to the Blountville Emergency Response. Account codes as necessary to be assigned by the Director of Accounts & Budgets.

8 RESOLUTION To Place "No Parking" Signs on Crockett Hill Road in the 10th Commission District

2016-03-11

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

10th Commission District

Place "No Parking" Signs on Crockett Hill Road at locations selected by the Sullivan County Highway Department.

RESOLUTION to authorize the appropriations of \$40,000 funds received from Electus, LLC; aka National Geographic; to the Sullivan County Sheriff's Office for participation in eight (8) episodes of "Southern Justice" NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby appropriates \$40,000 to the Sullivan County Sheriff's Office for their participation in National Geographic's Southern Justice program and approval of funds to be expended for public relations items, and/or officer training, and/or law enforcement equipment as necessary for the operations of the Department and be available for use beginning in the 2015-2016 fiscal year. The appropriation accounts and amounts

2016-03-12

54110.300.546 - \$ 10,000

are as follows:

54110.400.546 - \$ 30,000

RESOLUTION to Approve a Budget Amendment for Pauper Cremations for the FY 2015-2016

2016-03-14

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes an amendment to the 2015-16 FY budget to transfer \$5,000 from the General Fund to cover costs incurred with pauper cremations. Account codes to be assigned by the Director of Accounts and Budgets.



Board of County Commissioners
284th Annu J.S.s. von

Item 1 No. 2016-03-01

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of March 2016.

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

WHEREAS, the rezoning petition(s) have been duly initiated; have been before the appropriate Regional Planning Commission (recommendations enclosed); and shall receive a public hearing as required prior to final action from the County Commission; and

WHEREAS, such rezoning petition(s) and/or the proposed text amendment(s) will require an amendment to the <u>SULLIVAN COUNTY ZONING PLAN - Zoning Map or Zoning Resolution</u>.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider rezoning petition(s) and/or the Zoning Resolution Text Amendment(s), conduct the appropriate public hearing as required by law, and vote upon the proposed amendment(s) individually, by roll call vote, and that the vote be valid and binding, and that any necessary amendments to the official zoning map or resolution code book be made by the Planning & Codes Department.

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

Duly passed and approved this 21st day of March , 2016.

Sponsor: Commissioner John Gardner

Co-Sponsor: Commissioner John Crawford

ACTION: APPROVED VOICE VOTE



Board of County Commissioners 236th Annual Session

Item 2 No. 2016-01-01

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 19th day of January 2016.

RESOLUTION to Authorize the Establishment of County Commission and Constable Districts

WHEREAS, the Redistricting Committee at the direction of the Sullivan County Commission has considered the district boundaries of Sullivan County Commissioners-and-Constables and has recommended that the districts be adjusted to match those of the Sullivan County Board of Education; and

WHEREAS, the Sullivan County Commission does herby concur with the recommendation of the Redistricting Committee.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby establish that members of the Sullivan County Commission and Sullivan County Constables shall be elected from the same seven districts as defined by the boundaries for the Sullivan County School Board members; thereby creating districts allowing Commissioners, Constables, and School Board Members to maintain the same physical boundaries. The districts for School Board of Sullivan County are depicted on an official redistricting map for Sullivan County prepared pursuant to Tennessee Code Annotated, Section 5-1-110. A copy of the redistricting map is attached as Exhibit A to this resolution and is incorporated herein as reference.

BE IT FURTHER RESOLVED that the new boundaries for Commissioner-and-Constable districts as defined above shall be effective for the 2018 general county election, and nothing in this Resolution shall be construed as abridging the status of any office holder prior to the end of such person's current term of office.

BE IT FURTHER RESOLVED that three Commissioners and three Constables shall be elected at large per district wherein the candidates seek election for a total of 21 Commissioners and 21 Constables serving Sullivan County. The top three candidates for each office receiving the greatest number of votes in each district shall be elected.

BE IT FURTHER RESOLVED that the Mayor shall notify the Sullivan County Election Commission of this action and shall provide any additional information that may be requested.

BE IT FURTHER RESOLVED that prior to the next general election the Sullivan County Election Commission shall print Exhibit A and a legal description in a newspaper of general circulation in order to properly advise the citizens of Sullivan County of this change in the boundaries for Sullivan County Commission Districts and Constable Districts.

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

Approved this day of	201c.
Attest:	Approve: Richard S. Venable, County Mayor

Sponsored By: Commissioner Bill Kilgore

Prime Co-Sponsor(s): Commissioners Baxter Hood, John Gardner, Andy Hare, John Crawford, Angie Stanley

ACTIONS: 1/5/16 Administrative Committee – all motions failed; 1/5/16 Executive Committee approved; Request made 01/19/16 by Commissioner Stanley to be removed as Co-Sponsor; 1st Reading 01/19/016; Deferred 2-16-16; 3/8/16 Administrative Committee – no action taken;

AMENDED 03-21-16 by Sponsor to take out any reference to "Constable" and reflected above.

AMENDMENT #2 made by Comm. Vance to reduce number of Commissioners to 14.

AMENDMENT FAILED

AMENDMENT #3 made by Comm. Williams to cut Commissioner's pay in half. AMENDMENT WITHDRAWN

RESOLUTION FAILED 03-21-16 by roll call vote 9 Aye, 14 Nay, 1 Pass.

EXHIBIT A Resolution No. 2016-01-01

Map is also available at http://www.scelect.org/countymaps.html - Refer to School Board Map Sullivan County School Districts and Voting Precincts

Total Control



Board of County Commissioners 236th Annual No. 1905.

htm. 3 No. 2016-02-03

To the Honorable Richard S. Venable, Chairman, and the Board of Sullivan County Commissioners meeting in Regular Session this 16th day of February 2016.

RESOLUTION to approve the reallocation of income produced by the Sullivan County Highway Department (SCHD) from Revenue Accounts to respective Expenditure Accounts

WHEREAS, the SCHD is currently engaged in income-producing operations including two Federally-funded railroad crossing improvements, patching work following a waterline installation by Bloomingdale Utility District, and contracted work for Bluff City Tennessee as authorized by Sullivan County Resolution No. 2015-09-62, and,

WHEREAS, the income produced in these operations is anticipated to be approximately \$110,000;

NOW THEREFORE BE IT RESOLVED that those funds flowing into income accounts (e.g. Account Nos. 48120 and 48140) from the said projects be re-allocated to SCHD expenditure accounts (e.g. 62000 Highway and Bridge Maintenance and 63500 Asphalt Plant Operations) for the fulfillment of the SCHD Mission.

This Resolution shall take effect from and after its passage and shall apply only to FY 2015-2016. All resolutions in conflict herewith shall be and the same are hereby rescinded insofar as such conflict exists.

Introduced By: Commissioner: Terry Harkleroad

Seconded By: Commissioner(s): Darlene Calton, Mark Bowery, Matthew Johnson

ACTIONS: 1st Reading 2-16-16; 3/8/16 Administrative Committee – unanimously approved; 3/8/16 Executive Committee – unanimously approved; APPROVED 03-21-16 24 AYE



Sullivan County

Board of County Commissioners 236th Annual Session

Item 4 No. 2016-02-06

To the Honorable Richard Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 16th, of February 2016:

RESOLUTION approving the granting of separate Quitclaim Deeds from Sullivan County Government to V.V.R. Properties and to Ms. Montie Carol Grills for the abandonment of unimproved fifty foot (50') right-of-way platted as Woodbine Lane, and to Ms. Montie Carol Grills for the abandonment of unimproved forty foot (40') right-of-way of Brookmead Lane, in the Evergreen Ledge Subdivision off of Hwy. 11W, in the 10th Civil District, as illustrated on the attached survey, as prepared by Joe B. Fugate Jr., licensed Tennessee surveyor, dated November 20, 2015

WHEREAS, the original platted right-of-way as recorded in Plat Book 5, page 69, was never constructed nor used for any means of ingress/egress; and

WHEREAS, the applicants are the two adjacent property owners to this approximate foot right-of-way as requested for abandonment; and

WHEREAS, the area of the proposed abandonment will not affect any other landowners as illustrated on the plat; and

WHEREAS, the applicants have both signed the Waiver/Release of Damages form per county policy; and

WHEREAS, such platted/unimproved right-of-way is located within the designated Zone A of the National Flood Insurance Rate Map (floodplain); and

WHEREAS, the quit claim of such described right-of-way illustrated on the survey has been recommended for approval by the Sullivan County Planning & Codes Director and the Highway Commissioner; and

WHEREAS, the Sullivan County Regional Planning Commission has also considered this petition for right-of-way abandonment at their January 19, 2016 meeting and forwards a favorable recommendation to the County Commission; and

WHEREAS, the applicants shall be responsible for any deed preparation at no cost to the county. WHEREAS, SULLIVAN COUNTY CLAIMS NO INTEREST IN THIS PROPERTY OR THE RIGHT OF WAY. NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session does hereby approve this request by approving the granting of separate Quitclaim Deeds for the six hundred fifty-one feet (651') (+/-) of unimproved right-of-way of Woodbine Lane, 25 foot each side of

centerline, the South and West side of Woodbine Lang be deeded to V.V.R. Properties and the North and East side of Woodbine Lane be deeded to Montie Carol Grills, as shown on the attached plat. The remaining part 300 (+/-) feet of the forty foot (40') right-of-way of Brookmead Lane as it joins Lots 9, 10, 11, 12, 13, 14–15, and 16, as shown on the attached plat, be deeded to Montie Carol Grills.

Approved this 2155 day of North 2016.

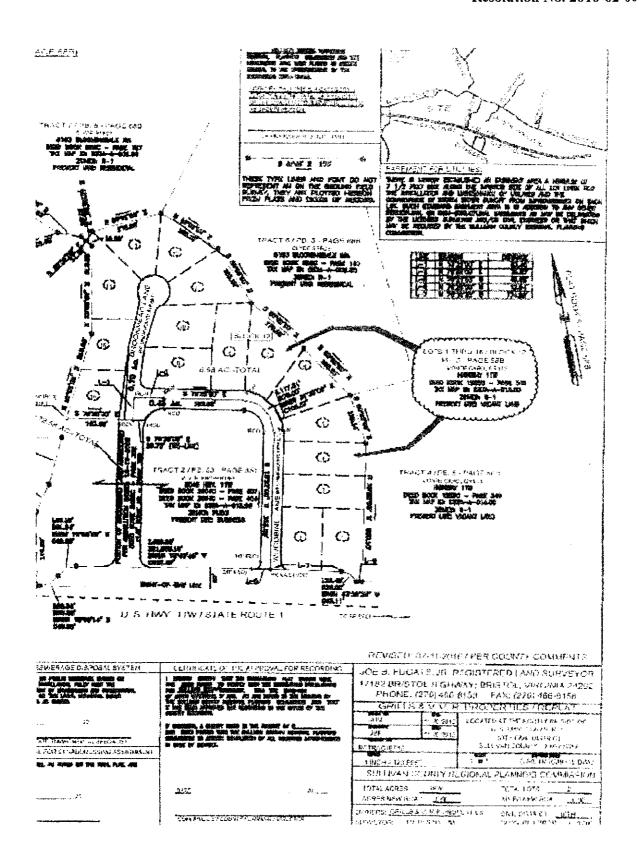
Attest Fear O Lawry 700 Approved Richard S. Venable, County Mayor

Sponsored By: Commissioner Terry Harkleroad

Co-Sponsor(s): Commissioner John Gardner, Mark Bowery, Matthew Johnson

ACTIONS: 1st Reading 2-16-16; 3/8/16 Administrative Committee – unanimously approved; 3/8/16 Executive Committee – unanimously approved;

AMENDED 03-21-16 TO ADD THE FOLLOWING WORDING RIGHT BEFORE THE LAST PARAGRAPH "WHEREAS, SULLIVAN COUNTY CLAIMS NO INTEREST IN THIS PROPERTY OR THE RIGHT-OF-WAY" AND TO CHANGE THE NUMBER OF LINEAR FEET IN THE THIRD PARAGRAPH FROM 800 to 951. BOTH AMENDMENTS REFLECTED IN RESOLUTION AND APPROVED WITH RESOLUTION 03-21-16.



Board of County Comparisoners 236th Annua Son

Ital. 5 No. 2016-02-67

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 10th day of February, 2016.

RESOLETION to approve a budget amendment to supplement funding for Ambulance Service Fund (EMS) for the 2016 fiscal year

WHEREAS, over the past 15 years Sullivan County has been able to fund routine operations along with capital expenditures for the Ambulance Service (EMS Fund) primarily from collections; and,

WHEREAS, as has been reported to you over the past year our EMS Fund's ability to operate as in the past depending upon collection to cover the cost of operations has become increasingly difficult; and,

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes an amendment to the 2015-16 FY budget to transfer \$350,000 from the General Fund to the EMS Fund. Account codes to be assigned by the Director of Accounts and Budgets.

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

Approved this 21st day of March 2016.

Jeanie Gammon, County Clerk

Richard S. Venable, County Mayor

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

ACTIONS: 1st Reading 2-16-16; 3/8/16 Administrative Committee – no action; 3/8/16 Executive

Committee - unanimously approved;

APPROVED 03-21-16 23 AYE, 1 NAY

Board of County Commissioners 236th Annual Session

Item 6 No. 2016-03-09 *AMENDED*

RESOLUTION Authorizing Re-election of Members to the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee.

WHEREAS, pursuant to Resolution number 2012-11-109, passed by the Sullivan County Commission on the 19th day of November, 2012, Gary Sproles, Cecil W. Laws and Richard Venable were duly elected to serve terms on the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee; and

WHEREAS, those terms of office expired on August 31, 2015; and

WHEREAS, the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee has filed an Application with this County Commission, a copy of which is attached hereto, seeking the re-election of Gary Sproles, Cecil W. Laws and Richard S. Venable Andrew Street to its Board of Directors with terms of office extending to August 31, 2021;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, acting pursuant to the provisions of *Tennessee Code Annotated* §48-101-307 and after due consideration of the attached Application filed by the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee, hereby declare and resolve as follows:

- 1. The County Commission of the County of Sullivan, Tennessee has examined and considered the attached Application seeking the re-election of the following members to the Board of Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee and does hereby elect and approve the appointments of the following individuals to the following defined terms of office:
 - a. Gary Sproles is hereby elected to a new term of office beginning on September 1, 2015 and ending on August 31, 2021.
 - b. Cecil W. Laws is hereby elected to a new term of office beginning on September 1, 2015 and ending on August 31, 2021.
 - c. Richard S. Venable Andrew Street is hereby elected to a new term of office beginning on September 1, 2015 and ending on August 31, 2021.
- 2. These Directors of the Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee are hereby authorized to perform all duties set out in the corporate Charter and By-laws of the said corporation.

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.

_ 2016.
Approx Pick J Markette Pichard S. Venable. Count. Major

Sponso (C.P.). Commissioner Eddie Williams Co-Sport (C.): Commissioner Randy Morrell

ACTIONA: 3-8/16 Administrative Committee – no action; 3/8/16 Exect Live Committee – no action; 3/11/16 Resolution amended by sponsor due to change in statute;

RESOLUTION AMENDED TO ONLY APPROVE THE APPOINTMENTS OF GARY SPROLES AND CECIL W LAWS AND TO DEFER ACTION ON APPLICANT ANDREW STREET. RESOLUTION APPROVED AS AMENDED 03-21-16 24 AYE.

APPLICATION FOR ELECTION OF NEW TERMS TO THE BOARD OF DIRECTORS

OF

THE HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN, TENNESSEE

We die undersigned oping buty qualifier electure of Tempessee and representatives of The Health Educational and the Sullivan, Tempessee interenty make sopilication to the Sullivan Count County Tempessee pursuida to Chapter 333 of the 1969 Public Americans to the Beart of Directors of The Health if qualitary and so solved.

RESOLUTION AMENDED

This letter has been replaced.

See attached letter dated September 1, 2015.

Gary Sprotes - New Term Geor Williams - New Term Pichard Silvenable New Term

Sestember Sestember September

WITNESS our signature his the 1% day of February (2019)

THE HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN, TENNESSEE

Max(S. Desauler

Mark S. Desauler

Course to the Board

#EHF.63904

APPLICATION FOR ELECTION OF NEW TERMS AND ELECTION OF REPLACEMENT TO THE BOARD OF DIRECTORS

OF

THE HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN, TENNESSEE

We, the undersigned, being duly qualified electors of and taxpayers in Sullivan County, Tennessee, and representatives of The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee, hereby make application to the Sullivan County Board of Commissioners of Sullivan County, Tennessee, pursuant to Chapter 333 of the 1969 Public Acts of Tennessee for the election of members of the Board of Directors of The Health. Educational and Housing Facilities Board of the County of Sullivan, Tennessee as follows:

Gary Sproles -

New Term

September 1, 2015 to August 31, 2021

Cecil W Laws -

New Term

September 1, 2015 to August 31, 2021

In addition to the election of Gary Sproles and Cecil W. Laws to new terms, we make application for the election of a new member of the Board of Directors of The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee.

The election of such member is necessary to replace Richard S. Venable who is unable to serve a new term on the Board. We submit Andrew D. Street who is a qualified elector of and taxpayer in Sullivan County, Tennessee, to fill such position on the Board of Directors for a six (6) year term commencing September 1, 2015 and expiring August 31, 2021.

WITNESS our signature this the 1st day of September, 2015.

THE HEALTH, EDUCATIONAL AND HOUSING FACILITIES BOARD OF THE COUNTY OF SULLIVAN. TENNESSEE

Mad & Dissauce

Mark S. Dessauer Counsel to the Board

ATTACHMENT No. 2016-03-09

ANDREW DANKELS FREET

one in the North Arthurson in Alexander M. Horsty Hillson Banacy on AN March

TEGAL CARFEE

Tennessee State Bar

Adontied to Practice, 2015

Wilson Worley PC

1 - 2 - 2 -

Kingsport, 18

Associate Attorney, August 2713 carrent

ADECATION

The University of Tennessee Cullege of Law

Juris Doctor, May 2015. Business Transactio, Aconceptiation

- · Articles Ediror, Temicssee Law Review
- American Bankruptcy Justitute 2013 Medal of Excellence
- Dead's List Spring 2014. Dead's Last right Bounds Fail 2013. Spring 2015.
- · John and Paise Waters Law Scholarship
- · Kingsport Bur Association Scholarship

The University of Tennessee

Knoxyille, Tennessee

Knuxville, Lennessee

Bachelos of Arts Summer Cum Fenide, May 2012

- Phi Beta Kanpa
- GPA 3.82
- · Major Economics, Minor Philosophy
- UT Volunteer Scholarship, Temassee General Assembly Mera Scholarship
- · Member, UT Speech and Debate Society
 - . Member of 2012 state championship team, and personal semifinalist
 - 1st place povice 2011 ETSU Little Brown Jun Tournament
 - Attended 2012 IPDA Nationals at Sam Houston State University

EXPERIENCE

Oak Ridge National Laboratory Office of General Counsel.

Oak Ridge, Tennessee

Intern, August 2014-December 2014.

Wilson Worley PC

Kingsport, Tennessee

Law Clerk, May 2014, August 2014

Circuit Court Judge R. Jerry Beck

Kingsport, Fennessee

Judicial Intern, May 2013-August 2013

1.1 Construction Industry Research and Policy Center (CIRPC)

Ixnoxville, Tennessee

Intern, May 2012-December 2012.

Internship through U.S. DOL to analyze wage violations for the Wase and Hors Division

University of Tennessee Thornton Center

Knoxville, Tennessee

Academic Tittor, January 2012-May 2012

· Tutored student-athletes in Physics, Economics, Statistics, Formal Logic, and Philosophy

Second Harvest Food Bank of Northeast Tennessee

Johnson City, Tennessee

AmeriCorps Internship, June 2011-Arraist 2014



Board of County Commissioners 236th Annual Session

Item 7 No. 2016-03-10

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of March 2016.

RESOLUTION TO SALE THE 2008 F550 RESCUE UNIT ON BEHALF OF BLOUNTVILLE EMERGENCY RESPONSE

WHEREAS, the Blountville Emergency Response is a nonprofit 501(c)3 organization which provides a valuable service to the residents of Sullivan County; and

WHEREAS, the Blountville Emergency Response acquired a 2008 F550 Rescue Unit (VIN # 1FDAF57R09EB42962) through the rotation of vehicles set up by Resolution No. 2006-04-33 approved May 15, 2006; and

WHEREAS, the County holds the title to this vehicle and Blountville Emergency Response has stated there are no liens against this vehicle;

WHEREAS, the motor in the vehicle is no longer operable and Blountville Emergency Response is requesting the Sullivan County Commission authorize the sale of this vehicle.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that the Sullivan County Purchasing Agent is authorized to sale the 2008 F550 Rescue Unit (VIN # 1FDAF57R09EB42962) at a reserve price of no less than \$10,000.00 using the website www.govdeals.com.

BE IT FURTHER RESOLVED that all proceeds generated from the sale of this vehicle, less any fees associated with the sale, be distributed to the Blountville Emergency Response. Account codes as necessary 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 21st day of March 2016.

Attest: flamic Gammon, County Clerk

Approved this 21st day of Approved this 2016.

Approved this 21st day of Richard S. Venable, County Mayor

Sponsored By: Commissioner Michael Cole Co-Sponsor(s): Commissioner Mark Bowery

ACTIONS: 3/8/16 Administrative Committee – unanimously approved; 3/8/16 Executive

Committee – unanimously approved; APPROVED 03-21-16 24 AYE



Board of County Complesioners $2:\mathbb{R}^h$ Annual Sessimi

> Item 8 No. #16-03-11

To the Honorable Richard S. Venable, Sullivan County Major and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day March 2016.

RESOLUTION To Place "No Parking" Signs on Crockett Hill Road in the 10th Commission District

WHEREAS, Commissioner Bill Kilgore requested the Sullivan County Highway Department to make the above referenced installation, and

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

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

10th Commission District

Place "No Parking" Signs on Crockett Hill Road at locations selected by the Sullivan County Highway Department.

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 21st day of March

2016.

Attest:

Sponsored By: Commissioner Bill Kilgore Co-Sponsor(s): Commissioner John Crawford

APPROVED 03-21-16 24 AYE



Board of County Commissioners 236th Annual Session

Item 9 No. 2016-03-12

RESOLUTION to authorize the appropriations of \$40,000 funds received from Electus, LLC; aka National Geographic; to the Sullivan County Sheriff's Office for participation in eight (8) episodes of "Southern Justice"

WHEREAS, the Sullivan County Sheriff's Office is scheduled to participate in the filming of the National Geographic's television program Southern Justice for the third straight year; and

WHEREAS, the contract agreement payment of \$40,000 for eight (8) episodes for Season 3 of Southern Justice has been received & recorded in the Sullivan County General Fund in March 2016.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby appropriates \$40,000 to the Sullivan County Sheriff's Office for their participation in National Geographic's Southern Justice program and approval of funds to be expended for public relations items, and/or officer training, and/or law enforcement equipment as necessary for the operations of the Department and be available for use beginning in the 2015-2016 fiscal year. The appropriation accounts and amounts are as follows:

54110.300.546 - \$ 10,000 54110.400.546 - \$ 30,000

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.

Approve

Approved this 21st day of March 2016.

mest. Julia Chil

Sponsored By: Commissioner Joe Herron Co-Sponsor(s): Commissioner John Crawford

APPROVED 03-21-16 24 AYE



Board of County Commissioners 236th Annual Session

tem 10 No. 2016-03-13

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of March 2016.

RESOLUTION To Authorize the County Mayor to Sign a Letter of Intent regarding the Sullivan County E.M.S. Station currently located on Eastman Chemical Company Property

WHEREAS, Eastman Global has invested over \$75 million dollars in its new headquarters; and

WHEREAS, currently Sullivan County leases land for an E.M.S. station which is located on land necessary for the completion of the Eastman Headquarters complex; and

WHEREAS, Eastman Headquarters along with the City of Kingsport and the Industrial Development Board of City of the Kingsport wishes to help Sullivan County relocate the E.M.S. station to a new site in the same general area.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners meeting in Regular Session that the Sullivan County Mayor, Richard S. Venable, be authorized to sign a Letter of Intent with Eastman, the City of Kingsport and the Industrial Development Board of the City of Kingsport to relocate the current Sullivan County E.M.S. station to a suitable site within the same general area.

BE IT FURTHER RESOLVED that any negotiated agreement beyond the Letter of Intent between the parties will be presented to the Sullivan County Board of Commissioners for approval.

This resolution shall take effect from and after its and the same rescinded insofar as such conflict exist	
Approved this day of	_ 2016.
Attest:	Approve:

Sponsored By: Commissioner Eddie Williams Co-Sponsor(s): Commissioner Mark Bowery

ACTIONS: 1st Reading 03-21-16



Board of County Commissioners 236th Annual Session

Item 11 No. 2016-03-14

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of March, 2016.

RESOLUTION to Approve a Budget Amendment for Pauper Cremations for the FY 2015-2016

WHEREAS, over the past years Sullivan County has provided burial in cases of indigence, and when no one claims the body of the deceased; and

WHEREAS, traditionally the deceased was interred in the County Cemetery; however, due to lack of space, cremation has become the only option available to assist in these situations; and

WHEREAS, so far in the fiscal year, the County has helped fund sixteen cremations with the assistance of local crematories: and

WHEREAS, to be able to provide this service, should it be necessary, through the end of the FY 2015-16 funds need to be transferred to cover these costs.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorizes an amendment to the 2015-16 FY budget to transfer \$5,000 from the General Fund to cover costs incurred with pauper cremations. 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

21st day of

2016.

Attest:

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

ACTIONS:

APPROVED 03-21-16 24 AYE

Board of County Commissioners 236th Annual Session

From 12 No. 2011 03-15

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day of March 2016.

RESOLUTION To Authorize the County Mayor to Execute a Second Amendment to Funding Agreement between Sulfivan County, the City of Kingsport, the Band of Tennessee, and the Industrial Development Board of the City of Kingsport, Tennessee (KEDB) regarding purchase of land by KEDB and lease of land to C & F Manufacturing.

WHEREAS, on June 20, 2011, the Sullivan County Board of Commissioners approved Resolution No. 2011-06-55 funding the purchase of a building and property located at 10388 Airport Parkway, Kingsport, Tennessee; and

WHEREAS, pursuant to that purchase, a Lease Agreement was entered into by KEDB leasing said land to C & F Manufacturing USA, Inc.; and

WHEREAS, C & F Manufacturing USA, Inc. defaulted in their lease payments; and

WHEREAS, in 2015 at the request of the County, City, and KEDB, the Bank of Tennessee (the lender) agreed to modify payment terms on the loan used to finance the purchase of said building and property and requested that each entity enter into a First Amendment to the Funding Agreement in connection with such loan modifications; and

WHEREAS, on April 20, 2015, the Sullivan County Board of Commissioners passed Resolution No. 2015-04-20 approving the County Mayor to Execute a First Amendment to Funding Agreement between Sullivan County, the City of Kingsport, the Bank of Tennessee, and the Industrial Development Board of the City of Kingsport, Tennessee (KEDB) which basically provided that during the period of April 22, 2015 to March 22, 2016 interest only would be due and payable on the outstanding loan; and

WHEREAS, it is now necessary to enter into a Second Amendment to the Funding Agreement because the First Amendment to Funding Agreement has expired; and

WHEREAS, this second modification shall provide that the principal amortization required under the Promissory Note shall be suspended and payments of only accrued interest shall be due and payable from April 22, 2016 to March 22, 2018 whereupon thereafter continuing with each succeeding calendar month, principle and interest shall be due and payable in consecutive monthly installments.

NOW THEREFORE BE IT RESOLVED that the Sullivan County Board of Commissioners hereby authorizes the County Mayor to execute the attached Second Amendment to Funding Agreement and any and all documents needed to modify payment terms of the Funding Agreement as set forth above.

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 21st day of March 2016.

Attest:

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

ACTIONS: ATTACHED AGREEMENT AMENDED BY SPONSOR 03-21-16 and RELFECTED

IN AGREEMENT. RESOLUTION APPROVED 03-21-16 24 AYE

SECTION FOR THE AND AND AND ADDRESS AND AD

SECOND AMENDMENT TO FUNDING AGREEMENT

THIS SECON) MENDY ENT TO FUNDING MEEMENT, effective as of 2016 in add by as among The CHY OF UNGSPORT, TENNES, EE, a nunicipal corporation of the State of Tonnessee (the sin the Chy"), SULLIVAN COUNTY, TENNESSEE, a political and division of the State of Tonnesse (the sin the "Count"), and THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF BENGSPORT, TENNESSEE, a corporation organized under T.C.A. § 7-53-101 et seq., commonly known as the "Kingsport Economic Development Board" (herein "KUDB") (the City, County and KEDB sometimes referred to herein individually as a 'Party" or collectively as the "Parties").

RECITALS:

- A. The Parties previously have entered into a Funding Agreement dated as of August 22, 2011 (the "Funding Agreement") pursuant to which the City and County have undertaken seriain contingency funding commitments to support a loan made by Bank of Tennessee (the "Lender") to KEDB in the principal amount of \$3,500,000 (the "Term Loan"), the proceeds of which were used by KEDB to acquire a manufacturing facility located at 10388 Airport Parkway, Kingsport, Tennessee (the "Facility").
- B. Pursuant to Lease Agreement dated August 23, 2011 (the "Lease Agreement") KEDB leased the Facility to C & F Manufacturing USA, Inc. ("C&F") for the purpose of facilitating C & F's manufacturing operations at such Facility.
- C. C & F defaulted in the payment of rent due under the Lease Agreement thereby necessitating the performance of the obligations of the City and the County under the Funding Agreement to provide funds to KEDB for the purpose of making payments due under the Term Loan.
- D. Pursuant to the request of the City, County, and KEDB, Lender has previously agreed to modify the payment terms under the Term Loan pursuant to First Amendment to Loan and Security Agreement dated April 3, 2015, and Modification to Promissory Note dated April 3, 2015.
- E. KEDB has requested that the Grif County, and KEDB further amend and extend the Term Loan pursuant to a Second Amendment to Loan Agreement and a Second Modification to Promissory Note, and Lender has requested that the City, County and KEDB enter into this Second Amendment to Funding Agreement in connection with such loan modification.

NOW, THEREFORE, in consideration of the foregoing premises, and in consideration of and to induce Lender's modification of the Term Loan as described herein, the City, County and KEDB do hereby contract and agree as follows:

- 1. Status of Term Loan. The Term Loan is evidenced by KEDB's Promissory Note dated August 22, 2011, payable to Lender in the original principal amount of \$3,500,000 as amended by the Modification to Promissory Note dated April 3, 2015 and Second Modification to Promissory Note dated _________, 2016 (collectively the "Promissory Note"). The Parties acknowledge that the current outstanding principal balance under the Promissory Note is \$3,090,303.85.
- 2. <u>Continuation of Original Interest Rate Formula</u>. Interest under the Promissory Note shall continue to accrue at the original interest rate of 4.68% per annum until August 22, 2021 at which time the interest rate shall be adjusted according to the "Variable Rate" as specified in the Promissory Note as originally executed.

3. <u>Modified Payment Schedule for Promissory Note.</u>

- (a) April 22, 2016 through March 22, 2018. Payments under the Promissory Note shall be due on the 22nd day of each calendar month. Effective with the monthly payment due April 22, 2016, and continuing through the monthly payment due March 22, 2018, principal amortization required under the Promissory Note shall be suspended and payments of only accrued interest shall be due and payable on the 22nd day of each calendar month.
- (b) April 22, 2018 through August 22, 2021. Effective with the monthly payment due April 22, 2018 and continuing on the 22nd day of each succeeding calendar month through August 22, 2021, principal and interest shall be due and payable in equal consecutive monthly installments of \$25,993.31 each.
- (c) <u>September 22, 2021 to Maturity</u>. Effective as of August 22, 2021, interest on the outstanding principal balance shall be adjusted according to the "Variable Rate" as set forth in the Promissory Note as originally executed and the monthly payments of principal and interest due under the Promissory Note for September 22, 2021 and each month thereafter shall be adjusted accordingly.
- (d) <u>Maturity Date</u>. The final payment of all remaining principal and accrued interest under the Promissory Note shall be due on August 22, 2031.
- 4. Reaffirmation of Contingency Funding Commitment by the City of Kingsport. In consideration of the modification of the Promissory Note as described herein, the City hereby reaffirms its commitment under the Funding Agreement to pay to KEDB 50% of the amount by which the rent payments collected by KEDB under the Lease Agreement are insufficient to make the payments required under the Promissory Note, as amended by the Second Modification to Promissory Note. All other terms and conditions of the City's funding commitment remain as originally stated in the Funding Agreement.
- 5. Reaffirmation of Contingency Funding Commitment by Sullivan County. In consideration of the modification of the Promissory Note as described herein, the County hereby reaffirms its commitment under the Funding Agreement to pay to KEDB 50% of the amount by which the rent payments collected by KEDB under the Lease Agreement are insufficient to make the payments required under the Promissory Note, as amended by the Second Modification to

Promissory Note. All other terms and conditions of the County's funding commitment remain as originally stated in the Funding Agreement.

- 6. Reaffirmation of Security Interest and Fiedge. The City and Councy hereby acknowledge and agree that (i) KTDB has assigned, biologist and granted to hender a security interest in its rights under C. Fooding Agreement as collect a for the Provisiony Note, (ii) KEDB shall modify the Loa, and Security Agreement as required by Lender to reflect the loan modification as described in the Second Modification to Provisiony Note, and, (ii) Lender, as the assignee, pledgee and holder of such security interest, shall be entitled to enforce KEDB's rights under the Funding Agreement, as modified by this Second Amendment to Funding Agreement, and to apply the monies payable by the City and County under the Funding Agreement, as modified by this Second Amendment to Funding Agreement, to the monies due from time to time under the Promissory Note, as modified.
- 7. <u>No Other Amendments or Modifications.</u> Except as set for the herein, all other terms and provisions of the Funding Agreement remain in full force and effect as originally executed.
- 8. <u>No Personal Liability</u>. No member, director, officer, commissioner, elected representative or employee, whether past present or future, of the City, County or KEDB, or any successor body, shall have any personal liability for the performance of any obligations of the City, the County or KEDB respectively, under the Funding Agreement as modified by this Second Amendment to Funding Agreement.

IN WITNESS WHEREOF, the Parties have caused this instrument to be executed by their respective duly authorized representatives as of the date first written hereinabove on the following pages.

[Signatures on Following Pages]

[Signature Page to Second Amendment to Funding Agreement]

	THE CITY OF KINGSPORT, TENNESSEE
	Ву:
	 John Clark Mayor
ATTEST:	
City Recorder	
APPROVED AS TO FORM:	
J. Michael Billingsley City Attorney	



Board of Coonly Commissioners 238° : mat Session

| 12 | Item | No. 2016-03-15

To the Honorable Richard S. Venable, Sullivan County Mayor and the Board of Sullivan County Commissioners meeting in Regular Session this 21st day March 2016.

RESOLUTION To Place 35 MPH Speed Limit on Rock Lane in the 5th Commission District

WHEREAS, Commissioner Sherry Grubb requested the Sullivan County Highway Department to make the above referenced installation; and

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

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

5th Commission District

Place 35 MPH Speed Limit on Rock Lane starting at Industrial Park Road to Mountain View Drive.

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

Approved this 21st day of March 2016

Jeanie Gammon, County Clerk

Richard S. Venable, County Mayor

Sponsored By: Commissioner Sherry Grubb Co-Sponsor(s): Commissioner Andy Hare

APPROVED 03-21-16 24 AYE



Board of County Commissioners 236th Annual Session

March 21, 2016

Commissioner Angie Stanley moved that the Sullivan County Commission urge the State Senate of the State of Tennessee to reject any amendment to SB749.

Further that this motion be spread on the Senate desk before consideration of the bill this morning.

Sponsored By: Commissioner Angie Stanley

Co-Sponsor(s): Commissioner Andy Hare, Mark Bowery, Mark Vance, Baxter Hood and

Terry Harkleroad

ACTIONS: 3/21/16

approved by Commission.

(La 5 M

Jeanie Gammon, County Clerk

Richard S. Venable, County Mayor

MOTION APPROVED 03-21-16 BY VOICE VOTE OF THE COMMISSION



STATE OF TENNESSEE

COME ROLLED OF THE TEEASURY

OFFICE OF STAR CLAND LOCAL MANCE SUFFE 1600 LOTES E. FOLK STATE OFFICE BUILDING

565 DEAGERIG ELSTREEN No. (VALE, 1 END) - LEC 300 62-1402 FHCINE (615) 401-7072 FAX (615) 741-5986

February 29, 2016

The Honorable County Mayor and Board of Commissioners of Sullivan County 3411 Highway 126, Suite 202 Blountville, TN 37617

Dear Mayor Venable and Commissioners:

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

This letter acknowledges receipt of a certified copy of the fiscal year 2016 budget.

We have reviewed the budget and have determined that projected resources and other available funds are sufficient to meet anticipated expenditures. Our review of the budget is based solely on the information we have received and is for determining that the budget appears to be balanced. With regard to programs included in the budget such as education, roads, and corrections, we have not attempted to determine that the local government has complied with specific program statutes or guidelines, or with any financing requirements prescribed by any state or federal agency. A property tax rate may be included in this budget, and we would recommend that local government officials be certain that all program requirements have been met before initiating the tax collection process.

This letter constitutes approval, by this office, for the County's fiscal year 2016 budget as adopted by the County Commission.

If you should have any questions or need further assistance, please feel free to call us.

Sincerely,

Sandra Thompson

Director of the Office of State and Local Finance

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

Sullivan County

Office of the County Mayor



March 21, 2016

Fiscal Strength And Efficient Government ThreeStar Program Requirements

This document confirms that Sullivan County has taken the following actions in accordance with the requirements of the ThreeStar Program:

- The county mayor has reviewed with the county commission at an official meeting the county's debt management policy that is currently on file with the Comptroller of the Treasury Office. The purpose of this requirement is to ensure that local elected officials are aware and knowledgeable of the county's debt management policy.
- The county mayor and county commission acknowledge that an annual cash flow forecast must be prepared and submitted to the Comptroller prior to issuance of debt. The purpose of this requirement is to ensure elected officials are aware that prior to the issuance of debt the county must go through the process of assessing the county's cash flow. This is done to evaluate the county's finances and confirm that sufficient revenues are available to cover additional debt service associated with the proposed issuance of debt.

Debt Management Policy

This is an acknowledgement that the Debt Management Policy of Sullivan County is on file with the Office of the Comptroller of the Treasury and was reviewed with the members of the Sullivan County Commission present at the meeting held on the 21st day of March 2016.

X Minutes of this meeting have been included as documentation of this agenda item.

Annual Cash Flow Forecast

This is an acknowledgement that the requirement that an annual cash flow forecast be prepared for the appropriate fund and submitted to the Comptroller's office was reviewed with the members of the Sullivan County Commission present at the meeting held on the 21st day of March 2016.

X Minutes of this meeting have been included as documentation of this agenda item.

Acknowledged this 21st day of March 2016.

Richard S. Venable
Sullivan County Mayor

Challag

SULLIVAN COUNTY, TENNESSEE

Debt Management Policy

Goal/Mission: To provide manageme, liwith appropriate guidelines and direction to assist in making sound debt management decisions. To further disconstrate strong financial management practices for our county citizens, outside investors, and credit agencies.

Objectives: To enhance the decision process by identifying the machodology of decipion makes and outline outciteria on which the principles utilized are based.

A. ENHANCE TRANSPARENCY OF DECISIONS BY WAY OF ANNUAL DEBT REPORT, ANNUAL BUDGETS, AND SPECIFIC NEW ISSUE REPORT

- a. Annual debt reports shall be submitted to the county legislative body by June 30th of each year either with the annual budget document or separate. In addition to the outstanding debt and requirements, it should also include:
 - i. Calculations of percentage of total debt to assessed value
 - ii. Calculation of debt to per capita income
 - iii. Sullivan County shall prepare a multi-year debt budget for at least 5 years
- b. Sullivan County shall comply with legal requirements for notice and for public meetings related to debt issuance. In the interest of transparency, all costs (including interest, issuance, continuing, and one-time) shall be disclosed to the citizens/members, governing body, and other stakeholders in a timely manner.
- c. Debt issuance shall comply with the State Form CT-0253, as well as, any other state required forms that detail all associated cost for the issuance of the proposed debt. These records shall be available for public and county commission inspection prior to the commission approval of the debt issuance.

B. ACQUIRING OF PROFESSIONAL SERVICES FOR THE ISSUANCE OF DEBT

- a. Sullivan County shall require all professionals engaged in the process of issuing debt to clearly disclose all compensation and consideration received related to services provided in the debt issuance process by both Sullivan County and the lender or conduit issuer, if any. This includes "soft" costs or compensations in lieu of direct payments.
- b. Counsel: Sullivan County shall enter into an engagement letter agreement with each lawyer or law firm representing Sullivan County in a debt transaction. (No engagement letters required for any lawyer who is an employee of Sullivan County or lawyer or law firm which is under general appointment or contract to ser as counsel to the County. The County does not need an engagement letter with counsel not representing the County, such as underwriters' counsel.)
- c. Financial Advisor: If Sullivan County chooses to hire financial advisors, Sullivan County shall enter into a written agreement with each person or firm serving as financial advisor for debt management and transactions.
- d. Whether in a competitive or negotiated sale, the financial advisor shall not be permitted to bid on, privately place or underwrite an issue for which they are or have been providing advisory services.
- e. Underwriter: If there is an underwriter, Sullivan County shall require the underwriter to clearly identify itself in writing as an underwriter and not as a financial advisor from the earliest states of its relationship with Sullivan County with respect to that issue. The underwriter must clarify its primary role as a purchaser of securities in an arm's-length commercial transaction and that it has financial and other interests that differ from those of Sullivan County. The underwriter in a

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publicly offered, negotiated sale shall be required to provide pricing information both as to interest rates and to takedown per maturity to the governing body or it's designated representative in advance of the pricing of the debt.

C. ESTABLISHING STANDARDS TO ASSURE AGAINST CONFLICTS OF INTEREST FOR BOTH INTERNAL AND EXTERNAL PROFESSIONALS

- a. Professionals involved in a debt transaction hired or compensated by Sullivan County shall be required to disclose to Sullivan County existing client and business relationships between and among the professionals to a transaction (including but not limited to financial advisor, swap advisor, bond counsel, swap counsel, trustee, paying agent, underwriter, counterparty, and remarketing agent), as well as conduit issuers, sponsoring organizations sufficient to allow Sullivan County to appreciate the significance of the relationships.
- b. Professionals who become involved in the debt transaction as a result of a bid submitted in a widely and publicly advertised competitive sale conducted using an industry standard electronic bidding platform are not subject to this disclosure. No disclosure is required that would violate any rule or regulation of professional conduct.
- c. Review the representatives of the County Staff and the other representatives of the County involved in the decision making process and their adherence to knowledge of the County Ethics Policy.

D. OTHER REQUIREMENTS FOR MANAGING AND ISSUING DEBT

- a. The Debt Service Fund(s) shall maintain minimum balances equal or greater than the requirements for the first half of the fiscal year less any designated recurring revenues for the respective debt.
- b. Sullivan County shall service all debt principal and interest payments through the debt service fund with the exception of leases for less than \$100,000 principal.
- c. Sullivan County shall not utilize variable rate debt for any debt beyond 3 years without a special advertised public hearing before the issuance.
- d. All debt repayment schedules shall use the straight-line method of repayment. Other repayment schedules must be approved by the comptroller's office in writing and fully disclose the additional interest cost compared to straight-line repayment method.
- e. Borrowing using capital outlay notes, the county shall solicit a minimum of three rates and issuance cost quotes and select the lowest and best offer. The county may use the State loan pool as one of the three quotes.
- f. All leases of amounts of \$100,000 exceeding 1 year shall be compared to a quote for a capital outlay note for similar principal and duration to be reported to the County Commission before issuance.
- g. In the case of refinancing, an analysis report shall be provided which fully explains the reasons for the refinancing and the net savings and cost of the refinancing which will include not only interest charges but also the fees associated with the transactions for the issuance.
- h. Sullivan County shall not issue debt that exceeds the life of the capital asset funded by the debt.
- i. All elected and appointed officials, as well as, department heads should be knowledgeable that the Sullivan County Purchasing Laws govern the approval and signing of all contractual commitments including lease agreements.

Approved by County Commission 12/19/2011

GEMERAL FUND CASH FLOOR WAS VSIS

	Ex.		12,408,415 5% 1	Expenses	\$ 2,520,421	Need = S	2,596,912	TRAN Amount= \$	5,217,332				
General Fund	10).	61.1G	SEP	oct ,	NOV	DEC	JAN	FE8 L	MAR	APR	MAY	June	Total
Cash Receipts Loan Proceeds Transfers In	\$ 1,887,172 \$	1,553,726 \$	3,548,845 \$	3,666,209	\$ 1,977,692	\$ 8,083,801 \$	4,116,931	14,057,715 \$	1,937,056	2,044,341 \$	6,127,058 \$	3,315,915 \$	52,896,463
Total Cash Inflows Beg Cash Bal Available Cash	\$ 1,807,077 \$ \$ 1,005,265 \$ \$ 6,757,467 \$	1,573,726 \$ 973,501 \$ 2,677,227 \$	3,548,845 \$ (883,157) \$ 2,665,688 \$		\$ 1,977,692 \$ (1,316,017) \$ 661,675	\$ 8,083,801 \$ \$ (2,596,912) \$ \$ 5,486,800 \$	4,116,931 \$ 436,216 \$ 4,553,148 \$	3 14,657,715 \$ 5 (196,172) \$ 6 14,461,543 \$	1,937,056 \$ 10,817,650 \$ 12,754,706 \$	2,044,341 \$ 8,537,876 \$ 10,582,217 \$	6,127,058 \$ 6,118,059 \$ 12,245,117 \$	3,315,916 \$ 3,690,396 7,006,312	52,896,463
Cash Payments Transfers Out		3,550,084 \$	3,435,725 \$	4,212,189	\$ 3,258,587	\$ 5,050,674 \$	4,749,320 \$	3,643,893 \$	4,216,830 \$	4,464,158 \$	£,554,720 \$	4,652,970 S	52,408,415
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General Purpose School Field (141)		B7,300	108.000	5,166,500	40,000	4,699,400	230,000	6,688,500	450,000	5,683,650	325,000	10,397,998	490,000	6,749,500	4,250,000	13,024,750	3,989,250	474,525	3,976,500	1,628,150	373,000	1,579,450	445,000	4,690,500	76,556,925
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Available Cash		20,550	1,518,550	4 648 000	2,339,865	935,500	5.476,700	1,103,000	5,525,500	875,000	6,373,495	980,000	5,423,420	1,723,850	5,105,470	745,000	4,943,250	2,125,000	4,968,550	1,605,300	5,028,250	3,388,250	4,775,000	1,230,000	
Cash Payments	1,850,750 7	10,000	1,077,195	4,040,000	2,010,020	200,000					-		-		-								-		225,000
_can Payment transfers Out	225,000		-									non nom	5,423,420	1,723,850	5,105,470	745,000	4.943,250	2.125.000	4,908,550	1,605,000	5,028,250	3,366,250	4,775,000	1,250,000	76,024,175
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to a Debases	3 333 250 3 4	19 555	1,941,395	7 209 885	(3.533,140)	230,760	(5,015,940)	589,560	(4,505,940)	302,710	(0,743,763)	3,012,100	(1,201,230)	0,700,000	0.00										

Suhool Cafetena Fund (143)	ີ່ ເວັນ ີ້ Jul 15		xpenditures [4,162,070 Oct 15	5 10 10 10 10 10 10 10 10 10 10 10 10 10 1		208,104 PROJECTED Jan-16		eed Mar-16	\$ 349,655 Apr 16		RAN Ami	\$ 557,759 Fotal
Cash Receipts	217,700	108,000	142,000	548,590	541,350	497,950	404,500	325,250	380,475	301,850	490,550	320,000	4,273,125
Loan		-	-	-	•			-	-				
Transfers in Total Cash Inflow	212.700	102,000	147,000	548,500	541,350 (244,455)	497,950 (163,605)	404,500 (76,510)	325,250 (23,590)	380,475 (17,870)	301,850 70,855	490,550 (18,745)	320,000 141,025	4,273,125 275,000
Beg Cash Bal	275,000 -	326,450 424,450	(27,185)	(349,655) 198,845	296,895	334,345	327,990	301,660	362 505	372,705	471 805	461,025	4,548,125
Available Cash Cash Payments	487,700 161,250	461.630	464,475	443,300	460,500	410,855	351,580	319,530	291,750	391,450	330,750	75,000	4,162,070
Loan Payment		-	•	*	•		-			-			
Transfers Out	101,250	401,530	454,415	443,300	460,500	410,855	351,580	319,530	291,750	391,450	330,750	75,000	4,162,070
Total Cash Outflow	326,450	(27, 189)	(349,555)	(244,455)	(163,605)	(76,510)	(23,590)	(17,870)	70,855	(18,745)	141,055	386,285	386,055

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON MOTION MADE BY COMM. WHITE TO MEET AGAIN IN REGULAR SESSION APRIL 18, 2016.

RICHARD VENABLE

COMMISSION CHAIRMAN