

COUNTY COMMISSION MEETING - REGULAR SESSION

MONDAY MORNING

MAY 15, 1995

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, MAY 15, 1995, 9:00 O'CLOCK A. M. IN BLOUNTIVILLE, TENNESSEE. PRESENT AND PRESIDING WAS HONORABLE GIL HODGES, COUNTY EXECUTIVE, GAY B. FEATHERS, COUNTY CLERK AND CAPTAIN CURTIS TACKETT, FROM SHERIFF'S DEPARTMENT AND OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission meeting was called to order by County Executive, Gil Hodges. Captain Curtis Tackett from the Sheriff's Department, opened the Commission. Commissioner Jim King gave the invocation. Pledge to the flag was led by County Executive, Gil Hodges.

Roll was called by County Clerk, Gay Feathers. Commissioners present and answering roll call are as follows:

CAROL BELCHER
 JAMES R. "JIM" BLALOCK
 BRYAN K. BOYD
 JUNE CARTER
 RAYMOND C. CONKIN, JR.
 TOM DANIEL
 O. W. FERFGUSON
 MIKE GONCE
 RALPH P. HARR
 EDLEY HICKS
 PAT HUBBARD
 MARVIN HYATT

JACK JONES
 TERRY D. JONES
 JAMES L. KING, JR.
 AUBREY L. KISER, JR.
 GARY MAYES
 WAYNE MCCONNELL
 PAUL MILHORN
 RONALD E. REEDY
 MICHAEL B. SURGENOR
 MARK A. VANCE
 EDDIE WILLIAMS

ABSENT: CARL KRELL

Motion was made by Commissioner Ralph Harr and second by Commissioner Marvin Hyatt, to approve the minutes of the Regular Session of Commission held on April 17, 1995. The motion was approved by voice vote of the Commission.

Motion was made by Commissioner Ralph Harr and second by Commissioner Mark Vance to approve the Notary Applications and Notry Bonds submitted before the Commission for approval. The motion was approved by roll call vote of the Commission..

The following pages indicates the action taken by the Commission on rezoning requests and resolutions.

STATE OF TENNESSEE
COUNTY OF SULLIVAN

MAY 15, 1995

ELECTION OF NOTARIES

William E. Andersen
William L. Arnold
T. R. Bandy, III
Iris M. Bevins
Blanche E. Bishop
L. Broadwater
Sabrina S. Brown
E. Calvin Cassell
Anna M. Clevinger
Delilah Collins
Bernice M. Crawford
Gail H. Deal
Melissa L. Duffy
Malcolm G. Dunn
Charles W. Dyer
Barbara Fauver
Carolyn S. Ferrell
Mavis G. Fleming
Carl E. Foulk
Terry C. Frye
Vicki Evans Grizzle
Ella Mae Harbin
Ronald W. Head
Gay K. Hillman
Nadine A. Johnson
Amanda Joyce

Chrisopher S. Kerley
Lita R. Leano
Mary Jane Lee
Martha Sharon Long
Melanie McClellan
Ronald W. McCready
Sheila McInturf
Linda Newman Morris
Dorothy C. Mullenix
Gerry Murdock
Janet E. Neal
John W. Necessary
Rebecca Gail Patrick
Kim G. Shivell
Shiela S. Shoun
Laurel Deane Smith
Gilda Sproles
Bill J. Stewart
Vincent G. Turner
Paul E. Vaughn
Iva Dell Whiteman
Carlina L. Wolfe
Charles L. Wynne, Jr.

MOTION BY: COMM. HARR
2ND BY: COMM. VANCE

TO APPROVE THE ABOVE NOTARY
APPLICANTS.

Motion approved - ROLL CALL VOTE

20 Aye, 4 absent

MAY 15, 1995

APPROVAL OF NOTARY PUBLIC
SURETY BONDS

Judy S. Bandy
William A. Hicks
David L. Lyons

MOTION BY: COMMISSIONR HARR
2ND BY: COMMISSIONER VANCE

TO APPROVE THE NOTARY PUBLIC BONDS USING
PERSONAL SURETIES OF THE ABOVE NAMED PERSONS.

MOTION APPROVED - ROLL CALL VOTE

20 Aye, 4 Absent

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

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

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995.

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

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

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

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

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

Duly passed and approved this 15th day of May, 1995

Attested: Ray B. Feathers Date: 5/15/95 Gil Hodges Date: 5/15/95
County Clerk County Executive

INTRODUCED BY COMMISSIONER T. Jones ESTIMATED COST: _____

SECONDED BY COMMISSIONER Belcher FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: APPROVED 5/15/95 VOICE VOTE

SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

May 15, 1995

Motion by: Consider the following:

Comm. Harr

and by: Comm. J. Jones

(1) File # 4/95-4 A request by J. C. Templeton to rezone the property described below from R-3A to R-2:

TO APPROVE REQUEST APPROVED 5/15/95 ROLL CALL
Being a tract of land located in the 10th Civil District on the east side of Carrollwood Heights Drive approximately 1600 feet north of its intersection with Sanford Drive and further described as parcel 55.60 group C map 31K of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 4/95-4, J. C. Templeton Request

Consider a request to rezone a tract of land located in the 10th Civil District on the east side of Carrollwood Heights Drive approximately 1600 feet north of its intersection with Sanford Drive from R-3A to R-2 to permit the location of a single-wide mobile home.

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

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

Motion by:

Comm. Harr

and by:

Comm. J. Jones

(2) File # 4/95-5 A request by Zane and Teresa Brooks to rezone the property described below from R-1 to PBD-3:

TO APPROVE REQUEST APPROVED 5/15/95 ROLL CALL
Being a tract of land located in the 11th Civil District on the north side of Brookside Drive approximately 1200 feet west of its intersection with John B. Dennis Highway and further described as parcel 14.24 map 31 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 4/95-5, Zane and Teresa Brooks Request

Consider a request to rezone a tract of land located in the 11th Civil District on the north side of Brookside Drive approximately 1200 feet west of its intersection with John B. Dennis Highway from R-1 to B-3 to permit the location of an excavating company.

The applicant was present. No opposition was presented. Staff stated that the request was compatible with known plans, zoning and land use patterns and recommended zoning to PBD-3 to allow site plan review by the planning commission. The applicant accepted staff recommendation.

Motion Brown, second Daniels to approve the amended request to PBD-3 as recommended by staff. Vote in favor of the motion unanimous.

Motion by:

Comm. Harr

and by:

Comm. J. Jack

(3) File # 4/95-7 A request by James E. Bowery to rezone the property described below from R-1 to PBD:

TO APPROVE REQUEST APPROVED 5/15/95 ROLL CALL
Being a tract of land located in the 5th Civil District between Interstate 81 and Shipley Ferry Road and further described as parcel 60.18 map 64 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 4/95-7, James E. Bowery Request

Consider a request to rezone a tract of land located in the 5th Civil District between Interstate 81 and Shipley Ferry Road from R-1 to PBD-3 to permit the location of future business development.

The applicant was present and asked that his request be amended to PBD. Ron Harrison and other neighborhood residents appeared and spoke in opposition to the original request but indicated they would not oppose zoning to PBD. Staff stated the amended request to PBD would be compatible with known plans, zoning and land use patterns and recommended approval.

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

Motion by: (4) File # 4/95-9 A request by Teddy and Linda Christian to rezone the property described below
Comm. Harr from R-1 to R-3 :
2nd by: TO APPROVE REQUEST APPROVED 5/15/95 ROLL CALL
Comm. J. Jones Being a tract of land located in the 5th Civil District on the south side of Morelock Drive approximately 300 feet west of its intersection with Steward Road and further described as parcel 104.10 map 80 of the Sullivan County Tax Maps.

The Planning Commission took the following action:

File No. 4/95-9, Teddy and Linda Christian Request

Consider a request to rezone a tract of land located in the 5th Civil District on the south side of Morelock Drive approximately 300 feet west of its intersection with Steward Road from R-1 to R-3 to permit the location of a mobile home park addition.

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

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

Motion by: (5) File # 4/95-10 A request by Worley Bernard to rezone the property described below from R-1
Comm. Harr to B-3 :
2nd by: TO APPROVE REQUEST APPROVED 5/15/95 ROLL CALL
Comm. J. Jones Being a tract of land located in the 13th Civil District on the east side of South Wilcox Drive at its intersection with Ward Road and further described as that part of parcel 2.00 group B map 61-P of the Sullivan County Tax Maps east of a line parallel to S. Wilcox Drive at a distance of approximately 80 feet

The Planning Commission took the following action:

File No. 4/95-10, Worley Bernard Request

Consider a request to rezone a tract of land located in the 13th Civil District on the east side of South Wilcox Drive at its intersection with Ward Road from R-1 to B-3 to permit the location of business development.

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

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

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF April 19 95

RESOLUTION AUTHORIZING Increasing Sullivan County Emergency Medical Service Ambulance Charges

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION AUTHORIZES COUNTIES TO

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of April 19 95

THAT WHEREAS, Sullivan County Emergency Medical Service has traditionally had lower ambulance charges than other emergency medical services in surrounding counties, and

WHEREAS, There has been no increase in Sullivan County's EMS ambulance charges since May, 1992, and

WHEREAS, Increasing ambulance charges will enhance revenue and serve to decrease the budget deficit of EMS, but will still provide emergency medical service at a reasonable cost to the citizens of Sullivan County,

WHEREAS, The increased revenue is anticipated to allow for future enhancement of the services provided by EMS, and

WHEREAS, The proposed restructured charges are compared below with the current charges in effect:

PROPOSED CHARGES:

AMEND: 5/15/95 TO - - - - (\$250.00)
COMM. BLALOCK Emergency ALS - \$240.00 (All inclusive for reusable items)
Oxygen Therapy - \$30.00 (Same as current rate)
Out of County Mileage - \$2.10 per mile (same as current rate)
Response Charge - \$35.00

CURRENT CHARGES:

Emergency ALS - \$180.00 (All inclusive for reusable items)
Oxygen Therapy - \$30.00
Out of County Mileage - \$2.10 per mile
Response Charge - \$35.00

NOW THEREFORE BE IT RESOLVED, That the proposed increases in ambulance charges for services rendered by the Sullivan County Emergency Medical Service are adopted and shall become effective immediately upon approval of this Resolution by the Sullivan County Board of Commissioners.

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

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

Duly passed and approved this 15th day of May 1995

Counties: B. Leach Date: 5/15/95
County Clerk County Executive Gil Hodges Date: 5/15/95

INTRODUCED BY COMMISSIONER Jack Jones ESTIMATED COST:
SECONDED BY COMMISSIONER E. Williams / B. Boyd FUND:

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	13	8	1	2	
Voice Vote					

COMMENTS: FIRST READING 4/17/95

5/15/95 Motion by: Comm. T. Jones and 2nd by: Comm. Gonce - To defer
Motion failed - Roll Call

RESOLUTION APPROVED AS AMENDED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF April 1995.

RESOLUTION AUTHORIZING Addition to the Sullivan County Road Atlas of an Un-named County Road in the 19th Civil District

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of April 1995

THAT WHEREAS, Citizens of this community have come before the Executive Committee and stated their request for the addition of an un-named county road to the County Road Atlas on the basis that it had formerly been a public road maintained by the County but was inadvertently omitted from the County Road Atlas at it's inception, and

WHEREAS, The Executive Committee voted unanimously in October, 1994, to approve this request and forward it to the Sullivan County Regional Planning Commission for consideration, and

WHEREAS, The Planning Commission voted 5-2 in November, 1994 to approve the request and make exception to Resolution No. 22, approved in March, 1993 (copy attached for information), due to this road having been omitted in error from the County Road Atlas when it was compiled;

NOW THEREFORE BE IT RESOLVED, That the unnamed county road in the 19th Civil District, located off of Dentons Valley Road in the Offset Community, further described as a gravel road 0.30 mile or 1500 feet long with 15 feet prescriptive right-of-way and 10-12 feet wide (ending at turnaround at the boundary of Richard and Bill Denton property lines), be named "DENTONS LANE" and added to the Sullivan County Road Atlas.

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

This resolution shall become effective on _____, 1995 the public welfare requiring it.

Duly passed and approved this 15th day of May, 1995.

Approved: B. Teahus County Clerk Date: 5/15/95 Gil Hodges County Executive Date: 5/15/95

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	14	7	2	1	
Voice Vote					

COMMENTS: FIRST READING 4/17/95
 5/15/95 Motion by: Comm. Surgenor - 2nd by: Comm. Carter - Include Set Point Dr.
 Motion Failed - Roll Call Vote
 RESOLUTION APPROVED 5/15/95 roll call vote

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF April 1995.

RESOLUTION AUTHORIZING Increase Local Option Sales Tax for the Benefit of Rural and City Schools

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of April 1995

THAT WHEREAS, The Sullivan County School System has lost substantial revenues from the State Government, plus loss of business sales tax revenue to the General Fund,

NOW THEREFORE BE IT RESOLVED, That a referendum be scheduled for Sullivan County to include all non-city areas and the City of Bristol. This referendum is for the purpose of the citizens voting on a 1/4 cent increase in the Local Option Sales Tax rate. This will establish a County-wide sales tax rate of 8 and 1/2 cents per dollar which is the established rate in the City of Kingsport. The increase of 1/4 cent would generate approximately 1.2 million dollars in revenue for the School System of Sullivan County.

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

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

Duly passed and approved this ___ day of _____, 19__.

Attested: _____ Date: _____ Date: _____
County Clerk County Executive

INTRODUCED BY COMMISSIONER Krell ESTIMATED COST: _____
SECONDED BY COMMISSIONER Blalock/Carter/Surgenor FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

COMMENTS: FIRST READING 4/17/95 WITHDRAWN 5/15/95

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 17th DAY OF April, 19 95.

RESOLUTION AUTHORIZING A Long Term Disability Insurance Plan for Employees of the General, Highway and Sanitation Funds

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 17th day of April 19 95

THAT WHEREAS, The Insurance Committee has studied the feasibility of proposing a long term disability insurance plan for the approximately 600 full-time employees of the General, Highway and Sanitation Funds; and

WHEREAS, In order to obtain information from employees relative to interest in an insurance plan of this type, a documented survey was conducted by the Payroll Department at the request of Insurance Committee members, and

WHEREAS, The response received from employees of the General, Highway and Sanitation Funds indicated that at least 60 % are interested in this type of insurance coverage through employee contribution/payroll deduction, and

WHEREAS, The Insurance Committee respectfully recommends that the Sullivan County Board of Commissioners consider a group long-term disability benefit plan based on funding through joint employer/employee contributions,

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners ~~approves the institution of a long term disability insurance plan for employees of the General, Highway and Sanitation funds through joint employer/employee contributions~~ and authorizes the Sullivan County Purchasing Agent to obtain through the bid process, cost figures for said insurance plan, based on 100%, 75% and 50% employee participation in the plan.

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

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

Duly passed and approved this 15th day of May, 1995

Accepted: Gay B. Feathers Date: 5/5/95 Gil Hodges Date: 5/15/95
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: FIRST READING 4/17/95 APPROVED 5/15/95 VOICE VOTE AS AMENDED

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 19 95

RESOLUTION AUTHORIZING Entering into an Agreement with the City of Kingsport for Accessing the Electronic Records System by Sullivan County Libraries

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION AUTHORIZES COUNTIES TO

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 19 95

THAT WHEREAS, The Sullivan County Library Board proposes that Sullivan County enter into an agreement (copy attached) with the City of Kingsport to obtain access to the Kingsport Library electronic records system for the purpose of providing automated circulation, record keeping and other services.

NOW, THEREFORE BE IT RESOLVED, That the Sullivan County Board of Commissioners approves the agreement between the City of Kingsport and Sullivan County and authorizes the County Executive and the Chairman of the Sullivan County Library Board to execute said agreement.

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

This resolution shall become effective on 19 95, the public welfare requiring it.

Duly passed and approved this 15th day of May 19 95

Attested: [Signature] County Clerk

Date: 5-15-95

[Signature] County Executive Date: 5/15/95

INTRODUCED BY COMMISSIONER Conkin ESTIMATED COST: SECONDED BY COMMISSIONER Hubbard/Blalock FUND:

Table with 5 columns: Committee Action, Approved, Disapproved, Deferred, Date. Rows include Administrative, Budget, and Executive.

Table with 6 columns: Commission Action, Aye, Nay, Pass, Absent, Total. Rows include Roll Call and Voice Vote.

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL VOTE

AGREEMENT

0320
This Agreement made this _____ day of _____, 1995, by and between SULLIVAN COUNTY, TENNESSEE (hereinafter "County") and the CITY OF KINGSFORT, TENNESSEE, (hereinafter "City").

Witnesseth:

WHEREAS, City is the exclusive owner and custodian of a computer system from Ameritech Library Services, Inc. (the "System") which will consist of circulation, cataloging, and public access modules; and

WHEREAS, City desires to make available to County access to the System by remote on-line terminals; and

WHEREAS, County desires to use the System for the purpose of providing automated circulation and other automated services now and in the future to its library;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the parties agree as follows.

1. Scope of Services.
City shall provide to County the following in consideration for the lease payments provided for herein:
 - A. Access to the System by telephone line, at no additional cost to City.
 - B. Any initial training and on-going staff assistance needed by County during installation of equipment at the County site or in conjunction with the installation of new or revised software during the term of this Agreement.
 - C. Fourteen access ports to the System.
 - D. City shall store backup tapes of County data off-premises, at no cost to County or City. Should it become necessary to store data in a place in which costs will be incurred, County shall bear these costs.

In addition, services not included in this Agreement, such as additional on-site support, reports, patron notices, cataloging, etc., are available at additional charge. Additional on-site support for services not included in this Agreement will be available to the County at cost. The City or County shall bear no liability for damage or loss to data stored off-premises.

2.

Duration.

A. The commencement date of this Agreement shall be the date heretofore written. Any extension of said date shall be by written agreement of the parties.

B. The initial term of this Agreement shall be for a period beginning on the commencement date and run with the fiscal year. Agreement may be renewed on an annual basis consistent with the fiscal year end as set forth below.

C. This Agreement shall be automatically renewed for successive one year periods annually at the conclusion of the fiscal year and upon the same terms and conditions as set forth herein unless either party shall notify the other in writing to the contrary not less than ninety (90) days prior to the expiration of the term then in force.

3. **Payment of Charges.**

A. City shall be solely responsible for any charges incurred relative to the installation and operation of central System hardware and any relative consulting charges.

B. County shall bear full responsibility for:

(1) All costs incurred for the purchase of hardware and telecommunications equipment required to gain access to the System;

(2) All costs incurred for installation of hardware and telephone lines required for County to gain access to the System;

(3) All annual hardware maintenance charges for equipment purchased by county to gain access to the system;

(4) Insurance costs for all hardware located on the county premises;

(5) The cost of County's telecommunications line for the System.

4. **Service Charges.**

For services rendered by City to County under this Agreement, County shall pay as follows:

A. County shall pay an annual lease fee which will be paid as a lump sum on the renewal date of this Agreement and will be recalculated each year as follows:

(1) A system usage composite percentage for County will be applied to the actual maintenance charges for the central System hardware housed and maintained at City. The composite percentage will be the average of the

Percentages of disk space used by County determined by the record count of the Holdings file, Bibliographic file and Patron file of County divided by the total system record count for each named file. Also included in this average will be the percentage of County circulation determined by County circulation count divided by the total system circulation count. A 20% reduction will be applied to this portion of the annual fee for the first year only, as the information available for the calculation is only an estimate based on the current manual system.

(2) County will pay the operating system and application users license maintenance fees for each port assigned for their use for the year.

(3) A one time operating system and application users licensing fee will be charged to County for the anticipated number of ports which will be connected during the year.

(4) All annual software maintenance charges incurred in order to add County to the System.

B. On or before thirty (30) days prior to the expiration of this Agreement, and each year thereafter, the parties shall review the variable costs and the annual lease fee for the succeeding year shall be adjusted to reflect any changes in those costs.

5. Joint Committee.

In order to promote the successful operation of System and communication between the parties, there shall be a joint committee comprised of three (3) City representatives and three (3) County representatives to meet monthly to advise and resolve differences. Said committee shall be known as the ALS Joint Operation Policy Committee.

6. Other Charges.

The parties agree that expansion and operation of the System may result in additional costs. In that event, the parties agree that any costs or services not set forth herein shall be negotiated by the parties and provided for in a separate amendment to this Agreement; provided, however, that County shall not be obligated to assume any additional costs incurred solely for additional City ports beyond the capacity of the existing System or solely for the purpose of expanding the System to accommodate a lease entered into with any third party.

7. Confidentiality.

City and County shall at all times comply with the Open Records Act, but to the extent permitted by state law, shall use their best efforts to maintain the

confidentiality of information relating to each other's patrons whether or not such data or information is expressly so designated, as provided for in Tennessee Code Annotated § 10-8-102.

8. **Ownership of Program and Data.**
All original material or data either written or readable by machine prepared for and/or by the parties shall be owned by the originating party, although it shall be mutually accessible by both parties. The parties expressly agree to jointly establish integrated patron and holdings files which shall be accessible by both parties; provided, however, that neither party shall alter the patron or holdings records of the other party except as expressly provided for herein. It is further agreed that in the event of the termination of the Agreement, all machine readable data input into the System by County shall be made available to County on magnetic tape at County's cost. Except as expressly provided for herein, the parties agree that as between them City owns all material, data, hardware, software, trademarks, copyrights and/or rights to obtain trademarks or copyrights associated with the System.
9. **Modifications to System.**
Nothing contained herein shall constitute an obligation on the part of City to change, alter, expand, or modify the System hardware or software in any fashion.
10. **Errors in Performance.**
In the event of errors in data processing results occasioned by performance failure of the System or equipment within the exclusive control of City, or the failure of a City employee to properly operate the equipment in accordance with City's standard operation procedure, City shall correct such errors as soon as possible upon receiving notice thereof.
11. **Security.**
Each party agrees to take all necessary precautions to prevent the loss or alteration of the other party's information and data. Neither party will seek to recover damages incurred as a result of negligence of one of the parties or its employees or agents.
12. **Migration.**
If at any time during the initial term, or any renewal term, of the Agreement, City moves its machine readable data from one set of hardware and/or software to another ("migrates"), then County shall have the option of migrating with City at no additional lease fee beyond that provided for herein, or of terminating this Agreement.

- 13. **Third Party Leases.**
City agrees that no lease agreement for the System entered into by City with any third party will place requirements on the System that will substantially impact the quality of the service provided to County by the System.

- 14. **Equal Opportunity Certification.**
The parties specifically agree that in all hiring made possible or resulting from this Agreement there will not be any discrimination against any employee or applicant for employment because of race, color, religion, age, sex, national origin, or handicapped status, and that employees are treated during employment equally, fairly, and without regard to their race, color, religion, age, sex, national origin, or handicapped status.

- 15. **Ameritech Library Services.**
City shall make reasonable efforts to assure that Ameritech Library Services fulfills its obligation to service System problems and System function and that County receives the same level of service from Ameritech Library Services as City does. City shall convey to Ameritech Library Services matters of concern to County regarding the System, and County may at its option send a representative to any Ameritech Library Services user group meeting.

- 16. **Other Terms and Conditions**
 - A. This Agreement is personal in its nature and neither of the parties hereto may, without the consent of the other, assign or transfer this Agreement or any rights or obligations hereunder.

 - B. The headings and captions of the sections of this Agreement are for convenience only, and shall not be interpreted as altering, affecting, or aiding in the construction of this Agreement or any provision hereof.

 - C. This Agreement including all attachments hereto constitutes the entire Agreement between the parties hereto and sets forth the rights, duties, and obligations of each party. Any prior agreement, promise, negotiation, or representation not expressly set forth herein is of no force and effect.

 - D. From time to time policies regarding use of the System may be established. A Statement of Policies is attached hereto.

IN WITNESS WHEREOF the parties hereto, by their duly authorized representatives, have executed this Agreement as of the day, date, and year first above written.

CITY OF KINGSPORT, TENNESSEE

HUNTER W. WRIGHT
Mayor

ATTEST:

ANTHONY R. MASSEY
Assistant City Manager/City Recorder

APPROVED AS TO FORM:

J. MICHAEL BILLINGSLEY
City Attorney

SULLIVAN COUNTY, TENNESSEE

GIL HODGES
County Executive

JOHN WINNINGER, JR.
Chairman
Sullivan County Library Board

ATTEST:

GAY B. FEATHERS
County Clerk

APPROVED AS TO FORM:

DANIEL P. STREET
County Attorney

Statement of Policies

The following constitute the policies governing use of the Ameritech Library Services, Inc. System.

1. County will do its own cataloging, barcoding, canceling, and updating for its holdings and patrons on the System.
2. County will generate and print its own notices and management reports.
3. County shall have the right to make suggestions to City with regard to authority controls and screen displays for the System.
4. One person designated by County shall have level 5 access to the System, as that term is defined in the Ameritech Library Services manual. Others at County shall have access to lower levels of security. County will purchase a complete Ameritech Library Services System manual.
5. County may maintain its own codes for obtaining access to its accounts.
6. The System manager will develop in consultation with a County representative a System manual for database authority.

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 19 95

RESOLUTION AUTHORIZING Appropriate \$25,332 from Acct. 58406.300 to Acct. 58408.300 for Sewer Line/South High School

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 19 95

THAT WHEREAS, In June 1994 the Sullivan County Board of commissioners approved the appropriation of \$64,000 to extend a sanitary sewer line to Miller Perry School; and

WHEREAS, That project has been completed and \$25,332 remains in account 58406.300, and

WHEREAS, The School Department needs to connect South High School into the sewer line on Rock Springs Road because of problems with the existing wastewater treatment plant; and

WHEREAS, An 8 inch gravity line is needed on Moreland Drive, and

WHEREAS, Cost of this project is estimated to be up to \$16,000.00,

NOW THEREFORE BE IT RESOLVED, That \$16,000.00 be transferred from Account No. 58406.300 - (Sewer Line/Miller Perry School) to Account No. 58408.300 - (Sewer Line/South High School) for that installation.

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

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

Duly passed and approved this 15th day of May 19 95

Attest: [Signature] County Clerk Date: 5/15/95 [Signature] County Executive Date: 5/15/95

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

Table with 5 columns: Committee Action, Approved, Disapproved, Deferred, Date. Rows: Administrative, Budget, Executive.

Table with 6 columns: Commission Action, Aye, Nay, Pass, Absent, Total. Rows: Roll Call, Voice Vote.

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL.

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING Litter Grant Program for FY 1995-96

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 19 95

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

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

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

WAIVER OF RULES REQUESTED

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

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

Duly passed and approved this 15th day of May, 1995

Requested by: B. Teague Date: 5/15/95 County Clerk
Approved by: Gil Hodges Date: 5/15/95 County Executive

INTRODUCED BY COMMISSIONER Blalock ESTIMATED COST: _____

SECONDED BY COMMISSIONER Harr FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative	✓			5/1/95
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING Applying for State Education Grant from Division of Solid Waste Assistance

WHEREAS, TENNESSEE CODE ANNOTATED; SECTION 68-211-847, AUTHORIZES COUNTIES TO Apply for award grants from funds available in the solid waste management fund after implementing the education program component of their solid waste region plan

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT WHEREAS, Counties may apply for grants under TCA 68-211-847 after the Department of Environment and Conservation has approved their solid waste regional plan, and

WHEREAS, Each county may request and receive a base grant of up to \$10,000 to assist in developing and implementing educational programs outlined in the solid waste regional plan, and

WHEREAS, If a grant is awarded, there are no local matching funds required.

NOW THEREFORE BE IT RESOLVED, That the Sullivan County Executive is authorized to apply on behalf of Sullivan County for a State Education Grant from the Division of Solid Waste Assistance in an amount up to \$10,000 [under the terms that no local matching funds will be required].

WAIVER OF RULES REQUESTED

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this 15th day of May, 1995

Gay B. Feathers
Attested: _____
County Clerk

Date 5/15/95 *Gil Hodges*
County Executive Date: 5/15/95

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget	✓			5/11/95
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	22			2	
Voice Vote					

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING Appointment to the Board of Equalization

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT WHEREAS, A vacancy exists on the Board of Equalization due to the resignation of one of its members,

NOW THEREFORE BE IT RESOLVED, That Mr. Greg L. Lauderback be appointed to the Board of Equalization to fill the unexpired term of Mr. W. E. (Bill) Mann, said term to expire in 1996.

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

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

Duly passed and approved this 15th day of MAY, 1995

Attested: [Signature] County Clerk Date: 5/15/95 [Signature] County Executive Date: 5/15/95

INTRODUCED BY COMMISSIONER M. Gonce ESTIMATED COST: _____
SECONDED BY COMMISSIONER J. Jones FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 VOICE VOTE

4200

RESOLUTION NUMBER 21

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 19 95.

RESOLUTION AUTHORIZING Speed Limit and STOP Signs on Various Roads - 14th C.D.

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 19 95

THAT BE IT RESOLVED, That the following traffic signs be posted as recommended in the attached correspondence from the Sullivan County Highway Department:

- 25 MPH Speed Limit - on Merman Road
- STOP Sign - on Deerwood Lane at Oakmont Drive
- STOP Sign - on Deer Ridge Court at Oakmont Drive
- STOP Sign - on Belle Forest court at Oakmont Drive
- STOP Sign - on Heatherview Court at Oakmont Drive

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

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

Duly passed and approved this 15th day of May, 19 95

Attested: Ray B. Feathers Date: 5/15/95 Gil Hodges Date: 5/15/95
 County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May, 1995.

RESOLUTION AUTHORIZING Speed Limit and STOP Signs on Various Roads - 13th C.D.

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May, 1995

THAT BE IT RESOLVED, That the following road signs be posted as recommended in attached correspondence from the Sullivan County Highway Department:

15 MPH Speed Limit - on Harold Hill Road and STOP sign at Seaver Road

25 MPH Speed Limit - on Seaver Road and STOP sign at Reservoir Road

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

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

Duly passed and approved this 15th day of May, 1995

Attested: B. Feathers County Clerk Date: 5/15/95 Gil Hodges County Executive Date: 5/15/95

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING STOP Signs and Speed Limit Sign Posted on Various Roads in the 4th and 5th Civil Districts

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT BE IT RESOLVED, That STOP signs and speed limit signs be posted as listed below. Posting of these signs was recommended in correspondence from the Sullivan County Highway Department. (copy attached)

CIVIL DISTRICT No. 4

- STOP Sign - on Brown Street at White Top Road
- STOP Sign - on Hill Top Circle at White Top Road
- STOP Sign - on White Top Circle at White Top Road
- STOP Sign - on Collins Lane at White Top Road
- STOP Sign - on Brookside Lane at White top Road
- Stop Sign - on Whispering Woods Drive at White Top Road
- Stop Sign - on Pine Laurel Circle at White Top Road
- Stop Sign - on Old White Top Road at White Top Road
- STOP Sign - on White Top road Extension at White Top Road

CIVIL DISTRICT No. 5

- 15 mph Speed Limit - on South Hollow Road
- STOP Sign - on Rhea Avenue at Fain Road
- STOP Signs (2) - on Suburbia Drive at Savoy Drive (one on each side)

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this 15th day of May, 1995

Attested: Gay B. Feathers Date: 5/15/95 Gil Hodges Date: 5/15/95
 County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WALVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING 15 MPH Speed Limit on Lane Hollow Road - 9th C.D.

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT BE IT RESOLVED, That a 15 mph speed limit be posted on Lane Hollow Road as recommended in correspondence from the Sullivan County Highway Department.

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this 15th day of May, 1995

Attested: B. Feathers County Clerk Date: 5/15/95 Gil Hodges County Executive Date: 5/15/95

INTRODUCED BY COMMISSIONER M. Hyatt ESTIMATED COST: _____
SECONDED BY COMMISSIONER T. Jones FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING 25 MPH Speed Limit on Lakeview Dock Road - 1st Civil District

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT BE IT RESOLVED, That a 25 mph speed limit be posted on Lakeview Dock Road as recommended in correspondence from the Sullivan County Highway Department.

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this 15th day of MAY, 1995

Ray B. Feathers Date: 5/15/95 *Gil Hodges* Date: 5/15/95
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 19 95.

RESOLUTION AUTHORIZING STOP Signs and Speed Limit Signs on Various Roads - 9th and 20th Civil Districts

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 19 95

THAT BE IT RESOLVED, That STOP signs and speed limit signs be posted on the roads listed below as recommended in correspondence from the Sullivan County Highway Department:

CIVIL DISTRICT No. 20

STOP Sign - on Burdine Road at Warren Drive

25 mph Speed Limit - on Burdine Road

25 mph Speed Limit - on Allison Cove Trail

CIVIL DISTRICT NO. 9

STOP Sign - on Blalock Road at Edgefield Road

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

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

Only passed and approved this 15th day of May, 19 95

Attested: Ray B. Feathers Date: 5/15/95 Gil Hodges Date: 5/15/95
County Clerk County Executive

INTRODUCED BY COMMISSIONER T. Jones ESTIMATED COST: _____
 SECONDED BY COMMISSIONER M. Hyatt FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING Various Traffic Signs Posted on Roads in the 14th Civil District

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT BE IT RESOLVED, That traffic signs be posted on the roads listed below as recommended in correspondence from the Sullivan County Highway Department:

STOP Sign - on Roller Drive at Lakeshore Drive

"NO PARKING ON PAVEMENT" Signs - on Kim Drive at Beechwood Road and proceeding past a garage (No. 213) to house (No. 219). [See attached petition and drawing].

25 mph Speed Limit - on Beulah Park Drive

STOP Signs - at Beulah Church Drive and Lakeridge Street

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this 15th day of May, 1995

Attested: [Signature] Date 5/15/95 [Signature] Date 5/15/95
County Clerk County Executive

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

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL VOTE

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING Posting STOP Signs on Various Roads - 11th Civil District

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT BE IT RESOLVED, That STOP signs be posted on the roads listed below as recommended in correspondence from the Sullivan County Highway Department.

STOP Sign - on Tyler Street at Gravelly Road

STOP Sign - Live Oak Drive at Gravelly Road

STOP Sign - on Fairwood Street at Gravelly Road

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

This resolution shall become effective on _____, 1995, the public welfare requiring it.

Duly passed and approved this 15th day of May, 1995
 Attested: Ray B. Feathers Date: 5/15/95 Gil Hodges Date: 5/15/95
County Clerk County Executive

INTRODUCED BY COMMISSIONER Surgenor ESTIMATED COST: 573/95
 SECONDED BY COMMISSIONER Hubbard FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 19 95.

RESOLUTION AUTHORIZING 25 MPH Speed Limit Sign on Otari Drive - 13th C.D.

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 19 95.

THAT BE IT RESOLVED, That a 25 mph speed limit sign be posted on Otari Drive in the 13th Civil District as recommended in correspondence received from the Sullivan County Highway Department.

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

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

Duly passed and approved this 15th day of May 1995

Attested: [Signature] County Clerk Date: 5/15/95 [Signature] County Executive Date: 5/15/95

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

Table with 5 columns: Committee Action, Approved, Disapproved, Deferred, Date. Rows: Administrative, Budget, Executive.

Table with 6 columns: Commission Action, Aye, Nay, Pass, Absent, Total. Rows: Roll Call, Voice Vote.

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Regular SESSION THIS THE 15th DAY OF May 1995.

RESOLUTION AUTHORIZING Reappointment of Mr. Bobby Jack Sanders to the Board of Directors of Tri-Cities Sullivan Utility District

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

_____ NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May 1995

THAT BE IT RESOLVED, That Mr. Bobby Jack Sanders be reappointed to the Board of Directors of the Tri-Cities Sullivan Utility District to serve a four year term, expiring in 1999.

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

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

Truly passed and approved this 15th day of May 1995

Attested: Ray B. Feathers Date: 5/15/95 Gil Hodges Date: 5/15/95
County Clerk County Executive

INTRODUCED BY COMMISSIONER M. Hyatt ESTIMATED COST: _____
SECONDED BY COMMISSIONER T. Jones FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 VOICE VOTE

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 15th DAY OF May, 1995.

RESOLUTION AUTHORIZING Closing Portion of Old Jonesboro Road (Approximately 465 Feet and Terminates at Highway 11E in the 9th Civil District)

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

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of May, 1995.

THAT WHEREAS, The owners of Parcels 20.1, 21, 22, 23, Group "D", Tax Map 124K, desire to close and be given a section of Old Jonesboro Road as shown on attached survey entitled "John G. Somich and Principle Investment Company" dated March 28, 1995 prepared by Dennis Bryan Pierce, Land Surveyor; and

WHEREAS, the Sullivan County Regional Planning Commission on April 18, 1995 approved the closing of said portion of Old Jonesboro Road; and

WHEREAS, return of said property will be at no expense to the county and the property owners will pay for all surveys, deeds and recording fees necessary for this closing;

NOW, THEREFORE, BE IT RESOLVED that the County Executive be authorized to sign necessary Quitclaim Deed(s) after receipt of approval from all parties involved and approval of said Deed(s) from the County Attorney.

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

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

Duly passed and approved this 15th day of May, 1995.

Attested: Gay B. Feathers County Clerk Date: 5/15/95 Gil Hodges County Executive Date: 5/15/95

INTRODUCED BY COMMISSIONER T. Jones ESTIMATED COST: _____
SECONDED BY COMMISSIONER M. Hyatt FUND: _____

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive	X			4/5/95

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

COMMENTS: WAIVER OF RULES APPROVED 5/15/95 ROLL CALL

MAY 15, 1995

1:20 P. M.

COUNTY COMMISSION WAS CALLED INTO EXECUTIVE SESSION BY COUNTY EXECUTIVE, GIL HODGES, TO HEAR FROM THE ATTORNEYS REPRESENTING SULLIVAN COUNTY ON IT'S PROPOSED LANDFILL SITE. - - VINCENT A. SIKORA AND RICHARD PECKTAL.

Upon completion of the Executive Session, the Commission went back into Regular Session.

The Commission heard the State's reasons for denying the site from Tom Tiesler, Director of Solid Waste Management and Randy Curtis, Engineer.

The Commission also heard from Rick Heckel and Mike Delvizio, representatives from Tribble and Richardson, Engineers, the firm hired by Sullivan County to do the core drilling and testing on the proposed site. They felt they had complied with the State's requests and the site is a suitable site for a landfill.

After hearing from both sides and questions from the Commissioners answered,

MOTION WAS MADE BY COMM. WAYNE McCONNELL

SECOND BY: COMM. BRYAN BOYD

Sullivan County appeal States disapproval of the landfill site to the Solid Waste Disposal Control Board.

The motion was approved by roll call vote of the Commission.

14 Aye, 3 Nay, 1 Pass, 6 Absent

VOTES RECORDED IN BOARD OF COMMISSIONERS DOCKET 10, PAGE 148.

AND THEREUPON COUNTY COMMISSION ADJOURNED TO MEET
AGAIN IN SPECIAL CALLED SESSION JUNE 15, 1995.

Gil Hodges

GIL HODGES, COUNTY EXECUTIVE