

BE IT REMEMBERED that the Legislative Body Session for Hamblen County, Tennessee met at its regular monthly meeting on April 18, 1996 at 5:00 p.m. in the Hamblen County Courthouse with the Honorable Herbert Harville presiding.

Invocation was given by Rev. Smokie Oats.

Upon roll call the following members were present:

Larry Baker	Keith Horner
Maudie Briggs	Bud Jones
Eldridge Bryant	Willie Osborne
Guy Collins	Frank Parker
Stancil Ford	Bobby Reinhardt
Doyle Fullington	Tony Sizemore
Herbert Harville	Joe Spoone

BEER PERMIT

Motion by Larry Baker, seconded by Guy Collins to approve a beer permit for Everhart's General Store. This permit was presented at the December 18, 1995 meeting and a vote was tabled until a building was finished. The building is now ready.

Voting for

Larry Baker
Maudie Briggs
Guy Collins
Stancil Ford
Herbert Harville
Keith Horner
Bud Jones
Willie Osborne
Frank Parker
Bobby Reinhardt
Tony Sizemore
Joe Spoone

Voting against

Eldridge Bryant
Doyle Fullington

MINUTES APPROVAL

Motion by Guy Collins, seconded by Joe Spoone that the minutes of the previous meeting be approved.

Voting for: all
Voting against: none

NOTARIES AND BONDSMEN

Motion by Eldridge Bryant, seconded by Joe Spoone that the following notaries and their bondsmen be approved.

Voting for: all
Voting against: none

CERTIFICATE OF ELECTION OF NOTARIES PUBLIC

As CLERK OF THE COUNTY OF Hamblen, TENNESSEE,

I HEREBY CERTIFY TO THE SECRETARY OF STATE THAT THE FOLLOWING WERE ELECTED TO THE OFFICE OF NOTARY PUBLIC DURING THE April, 19 96 MEETING OF THE GOVERNING BODY:

NAME (PRINT OR TYPE)	HOME ADDRESS AND PHONE (INCLUDE ZIP AND AREA CODES)	BUSINESS ADDRESS AND PHONE (INCLUDE ZIP AND AREA CODES)
1 Pamela Darlene Moore Bonding Co.	5230 Cub Circle, Morristown, TN. 37814 423-587-6381	Equity One 365 E. Ecomony Rd., Morr.Tn. 423-581-0780 37814
2 Joyce A. Taylor Bonding Co.	1591 Johnson DR. Morristown, TN. 37814 423-586-8600	A. G. Edwards, Inc. 807 W. 1st. N. ST., Morr. TN 423-581-5222
3 William O. Foutch, Jr. Bonding Co.	1458 Darbee Dr. Morristown, TN. 37814 423-581-8546	Attorney 830 W. 1st. North St. Morristown, Tn. 37814 423-587-2337
4 Susan C. Dean Bonding Co.	6660 St. Clair Rd. Whitesburg, Tn. 37891 423-587-8552	Attorney: William O. Foutch, 830 W. St. North ST. Jr. Morristown, TN. 37814 423-587-2337
5 Gregory "Mark" Creech Bonding Co.	4512 Birchwood Cir. Morristown, TN. 37814 423-586-2897	Lowland Credit Union 1045 S. Cumberland St. Morristown, TN. 37814 423-581-8345
6 Rebecca J. Eldridge Bonding Co.	1393 Knowling Loop Rd. Talbot, Tn. 37877 423-475-9082	Wimberly & Lawson 929 West 1st. North, Morr. TN P.O. Box 1066, 423-587-6870
7 Lynn M. Crantford Bonding Co.	6916 Woodrest DR., Morr. town Tn. 37814 423-586-8686	Tn. Teachers Credit Union 2755 W. A. J. Hwy Morr.Tn. 37814 423-586-1252
8 Eddie R. Davis Bonding Co.	678 Witt RD. Morristown, TN. 37814 423-586-7740	Youth Emergency Shelton, Inc. 407 West 5th North ST. Morristown, TN. 37814 423-586-7740
9 Roger D. Denton Bonding Co.	1592 LeDean DR. Morristown, Tn. 423-581-1374	Equity One, Inc. 365 E. Eco. Rd., Morr. town, TN. 423-581-0780 37814
10 Christopher Paul Capps Bonding Co.	1525 Timbercrest DR. Morr. town, TN. 37814 423-586-9018	400 W. Main ST. Suite 201 Morr. town, Tn. 37814 423-586-3083 (Attorney)
11 Nancy A. Hutsell Bonding Co.	6236 Nightgale ST. Morr. town, TN. 37814 423-586-3055	Capps, Cantwell & Capps, Attorney Suntrust Bank Bldg. 400 W. Main ST. Morr. town, Tn. 37814 423-586-3083
12 Paul R. Capps Bonding Co.	848 Summit Ridge Dr., Morr. Tn. 37814 423-586-6609	Attorney 400 W. Main ST., Morr. town, TN. 423-586-3083
13 Ruby Morton Griffin Claudette Grigsby Jack Maloney 14 Barbara Jane Moore Bonding Co	3310 Copper Ridge Rd. Morr. town, TN. 37814 423-581-3567 300 North Main, Bulls Gap, TN. 423-235-6734	Edward Jones Co. 711 W. 1st. North ST. Morr. town, TN. 37814 423-587-0675 Forenta L.P. 2300 W. A.J. Hwy, Morr. town, Tn 423-586-9292 37814
15		
16		
17		
18		
19		

William Beck
SIGNATURE

(SEAL)

CLERK OF THE COUNTY OF Hamblen, TENNESSEE

4-15-96

DATE

BILLS

Motion by Willie Osborne, seconded by Tony Sizemore that all of the following bills be approved and paid.

Voting for: all
Voting against: none

BILLS RECOMMENDED FOR PAYMENT - April 18, 1996

A&W Office Supply	(T)	95.25	Hamblen Co Trustee's Off (EMA)	108.30
	(CE)	29.01	(JUV)	11.90
	(CnC)	33.12	(WP)	11.64
	(CRC)	84.18		
Acme Printing	(RD)	34.00	Hayter Printing (CM)	176.48
Add Rite	(EC)	216.25	Home Lumber Company (CH)	10.85
Adrian Hale Pest Control	(HD)	19.00	Homestyle Laundry (HD)	15.00
	(CH)	116.00	Lakeway Chapter, PSI (A)	105.00
	(JC)	38.00	The Letter Shop (CH)	45.00
Bradley's	(A)	15.95	(CE)	112.50
	(JC)	6.30	(CnC)	225.00
Capps, Cantwell & Capps	(HC)	4,291.55	Lewis, Frankie R. (HC)	938.00
Carolina Cable	(HD)	1,030.00	Lowe's (CH)	48.80
Custom Printing	(RD)	89.50	Mal Brogan Co (CnC)	523.41
Discount Paging	(EMA)	13.76	McQuiddy (EC)	2,990.04
	(SD)	48.16	Michie (GS)	10.99
	(JUV)	13.76	Microvote Corp (EC)	1,400.00
	(CRC)	6.88	Mitchell-Hodge (HD)	163.55
Evan's Office Supply	(CRC)	49.98	Murrell Burglar Alarms (CH)	20.00
	(CM)	44.76	(HD)	20.00
	(JUV)	28.50	Newark Electronics (HD)	100.25
	(HD)	83.35	Newman, Jim (T)	240.96
English, Mack	(JC)	80.00	Otis Elevator (HC)	272.75
Food City	(THF)	102.69	Pitney Bowes (CRC)	132.00
Graybar	(HD)	448.11		
	(HC)	322.70		
Great Western Supply	(HC)	519.44		
Hamblen Co Sheriff's Dept	(THF)	162.00		

BILLS RECOMMENDED FOR PAYMENT - April 18, 1996

Quill Corporation	(HC)	89.90	GARBAGE COLLECTION DEPARTMENT	
	(CnC)	1.99	Edward T. Ball	82.90
	(A)	15.59	Capps, Cantwell, & Capps	15.00
	(CE)	18.35	East TN Steel Supply	193.68
	(PC)	5.22	Free Service Tire	927.12
	(VSO)	5.22	Freightliner of Knoxville	105.97
			Hamblen Farmers COOP	86.95
Radio Communications	(EMA)	156.24	Interstate Batteries	161.85
			Jimmy's Auto Parts	135.89
Radio Shack	(GS)	21.66	Lakeway Recycling	3,615.30
			Pioneer Petroleum	214.82
Rental Uniform Service, Inc.	(JC)	152.68	Ted Russell Ford	120.83
	(CH)	136.92	Ward Fluid Power	640.00
			Wheels and Brakes	114.66
Ryder	(EC)	229.64		
Suntrust	(T)	92.50		
Tidi Waste	(HD)	75.00		
Viking	(CnC)	10.98		
	(HC)	32.97		
Wal-Mart	(CH)	20.64		
	(EXT)	6.94		
	(JUV)	60.00		
Ward Printing	(HD)	91.50		
West Publishing	(GS)	53.50		
Xerox	(HC)	119.53		

BILLS RECOMMENDED FOR PAYMENT - Sheriff's Department

April 18, 1996

Brice's Meat & Seafood	1,472.00	ABBREVIATIONS	
Commercial Emblem	78.35	Assessor	A
Discount Paging	48.16	Attorney General	AG
Doctor's Hospital Pharmacy	784.74	County Coroner	CC
Doka, Steve L. D.D.S.	42.00	County Executive	CE
Douthat, Marsha	2,916.66	Courthouse	CH
Evans Office Supply	64.24	Clerk & Master	CM
Express Lane Oil Change	400.00	County Clerk	CnC
Flav-o-rich	449.91	Commission	Com
Flowers Baking	389.62	Circuit Court	CRC
Free Service Tire Company	2,257.07	Election Commission	EC
Gall's Inc.	70.75	Extension Office	EXT
Great Western Supply	276.84	Garbage	G
Hale Brothers Summit	599.40	General Sessions	GS
Institutional Distributors	1,534.22	Hamblen County	HC
Jimmy's Auto Parts, Inc.	197.18	Health Department	HD
King's Food Service	2,070.67	Inventory	INV
Leonard's Office Supply	15.05	Jail	J
Mathis Company	858.00	Justice Center	JC
Rental Uniform	21.25	Juvenile Court	Juv
Carroll Snyder Plumbing	85.00	Medical Examiner	ME
Sunrise Distributors	434.80	Planning Commission	PC
Wal-Mart	260.32	Register of Deeds	RD
Walter F. Stephens, Inc	206.50	Sheriff's Department	SD
		Trustee	T
		Temporary Holding Facility	THF
		Veterans Service Office	VSO
		Work Program	WP

Bills Not Reviewed by Committee - April 18, 1996
(Received after the meeting)

Brice's Meat & Seafood	(SD)	308.50	Purkey, Joe	(PC)	18.72
Food Supplies			Travel		
Citizen Tribune	(CE)	44.19			
Ads	(EC)	724.83			
Davis, Eddie	(CC)	375.00			
Monthly Calls					
Doka, Steve DDS	(SD)	70.00			
Medical Services					
Express Lane	(SD)	20.00			
Maintenance					
Flav-o-rich	(SD)	164.22			
Food Supplies					
Flowers Baking Co	(SD)	116.42			
Great Western Supply	(RD)	25.22			
Office Supplies					
Hale Brothers Summit	(SD)	189.67			
Food Supplies					
Hill, Robert	(CC)	25.00			
Monthly Calls					
Institutional Distributors	(SD)	538.91			
Food Supplies					
Kay Uniforms	(SD)	205.95			
Uniforms					
Kings Food Service	(SD)	1,607.73			
Food Supplies					
Lanier	(HC)	306.79			
Maintenance Contract					
Pitney Bowes	(CnC)	74.00			
Maintenance Contract					

QUARTERLY REPORTS

Motion by Larry Baker, seconded by Guy Collins that the quarterly reports of the County Executive, Trustee, Schools, Garbage Collection, Road Department, Volunteer Fire Department, and Sheriff Self Insurance Fund be approved and filed.

Voting for: all
Voting against: none

FURNITURE FOR HEALTH DEPARTMENT

Motion by Larry Baker, seconded by Guy Collins to purchase the furniture for the Hamblen County Health Department from Shelby Williams Industries, Inc. for a total of \$7,938.22.

Voting for: all
Voting against: none

MORRISTOWN COLLEGE-FEASIBILITY STUDY

Motion by Joe Spoone, seconded by Guy Collins to appoint Willie Osborne and Murrell Weesner to help complete a feasibility study of Morristown College.

Voting for: all
Voting against: none

AUDIT COMMITTEE REPORT

Motion by Willie Osborne, seconded by Frank Parker to require the County Court Clerk, Wilburn Beck or his wife Pat to repay the County \$17,300.17 for excess compensation paid to Mrs. Beck since the beginning of the 1992-93 fiscal year. Motion by Joe Spoone to table the above motion. No second.

Voting for

Larry Baker
Maudie Briggs
Eldridge Bryant
Guy Collins
Stancil Ford
Doyle Fullington
Herbert Harville
Keith Horner
Bud Jones
Willie Osborne
Frank Parker
Bobby Reinahrtdt
Tony Sizemore

Voting against

Joe Spoone

RESOLUTION -AMEND CHAPTER 313 OF THE PRIVATE ACTS OF 1949

Motion by Maudie Briggs, seconded by Frank Parker to approve the following resolution.

Motion by Bud Jones, seconded by Larry Baker to table the above motion.

Voting for the table

Larry Baker
Bud Jones

Voting against the table

Maudie Briggs
Guy Collins
Stancil Ford
Doyle Fullington
Herbert Harville
Keith Horner
Willie Osborne
Frank Parker
Bobby Reinhardt
Tony Sizemore
Joe Spoons
Eldridge Bryant

Voting for the resolution

Maudie Briggs
Guy Collins
Eldridge Bryant
Stancil Ford
Doyle Fullington
Herbert Harville
Keith Horner
Willie Osborne
Frank Parker
Bobby Reinhardt
Tony Sizemore
Joe Spoons

Voting against the resolution

Larry Baker
Bud Jones



State of Tennessee

HOUSE BILL NO. 3301

By Representative Ford

Substituted for: Senate Bill No. 3287

By Senator Haun

AN ACT to amend Chapter 313 of the Private Acts of 1949; as amended by Chapter 679 of the Private Acts of 1949; Chapter 398 of the Private Acts of 1951; Chapter 219 of the Private Acts of 1953; Chapter 170 of the Private Acts of 1953; Chapter 55 of the Private Acts of 1961; Chapter 111 of the Private Acts of 1963; Chapter 19 of the Private Acts of 1963; Chapter 366 of the Private Acts of 1968; Chapter 74 of the Private Acts of 1969; Chapter 274 of the Private Acts of 1974, Chapter 138 of the Private Acts of 1975, Chapter 306 of the Private Acts of 1982, Chapter 143 of the Private Acts of 1988, Chapter 1 of the Private Acts of 1991; and any other acts amendatory thereto, relative to the Road Commission and Road Superintendent for Hamblen County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 313 of the Private Acts of 1949; as amended by Chapter 679 of the Private Acts of 1949; Chapter 398 of the Private Acts of 1951; Chapter 219 of the Private Acts of 1953; Chapter 170 of the Private Acts of 1953; Chapter 55 of the Private Acts of 1961; Chapter 111 of the Private Acts of 1963; Chapter 19 of the Private Acts of 1963; Chapter 366 of the Private Acts of 1968; Chapter 74 of the Private Acts of 1969; Chapter 274 of the Private Acts of 1974, Chapter 138 of the Private Acts of 1975, Chapter 306 of the Private Acts of 1982, Chapter 143 of the Private Acts of 1988, Chapter 1 of the Private Acts of 1991; and any other acts amendatory thereto, is further amended by deleting the language in its entirety and replacing it with language to read as follows:

SECTION 1. There is hereby created and established a Road Commission for Hamblen County, Tennessee to consist of seven (7) members who shall qualify from the road district in which they reside and shall be voted for only by the qualified voters of the respective road districts, beginning with the August general election of 1988, and every four (4) years thereafter. Road Commissioners elected from the respective districts shall assume office on September 1, following their election and shall serve for terms of four (4) years.

One (1) member of the County Road Commission shall be elected by the qualified voters of each of the seven (7) county road districts within the county as follows:

Road district one (1) shall consist of County Legislative Districts one (1) and two (2); road district two (2) shall consist of County Legislative Districts three (3) and four (4); road district three (3) shall consist of County Legislative Districts five (5) and six (6); road district four (4) shall consist of County Legislative Districts seven (7) and (8); road district five (5) shall consist of County Legislative Districts nine (9) and (10); road district six (6) shall consist of County Legislative Districts eleven (11) and twelve (12); road district seven (7) shall consist of County Legislative Districts thirteen (13) and fourteen (14). Such Legislative Districts shall be as defined by resolution of the County Legislative Body of Hamblen County adopted on November 16, 1981, in accordance with the

HB 3301

reapportionment, which resulted from the 1980 Federal Census, in order to comply with provisions of Tennessee Code Annotated, Title 5, Chapter 1.

If any Road Commissioner moves his residence from the road district from which he is elected, his office shall thereby be vacated. In such case, and in case of other vacancies occasioned by death, disability, resignation or any other case, the County Legislative Body shall elect some qualified person from the road district to fill the vacancy for the remainder of the unexpired term.

Nothing in this act shall be construed as having the effect of removing any incumbent from office or abridging the term of any official prior to the end of the term for which he was elected.

SECTION 2. Upon attending the regularly scheduled meetings of the Road Commission, the Road Commissioners shall receive as compensation for their services the sum of two hundred dollars (\$200.00) a month, payable out of the road funds of the county, with the exception of the chairman, who shall receive the sum of three hundred fifty dollars (\$350.00) a month, payable out of the road funds of the county.

The members of the Road Commission shall elect one of their members to serve as chairman. A majority of the Road Commission shall constitute a quorum for the conduct of business.

SECTION 3. At the regular August election in 1996, and every four (4) years thereafter a Road Superintendent shall be elected by popular vote by the qualified voters of Hamblen County to serve a term of four (4) years. The Road Superintendent shall assume office on September 1 following the election and shall continue to hold office until a successor is elected and qualified. The candidate receiving the highest number of votes shall be declared elected. The election for such office shall be held in the manner prescribed by general law, except for the first election only to be held in August, 1996, the qualifying deadline shall be no later than twelve o'clock (12:00) noon, prevailing time, on May 23, 1996. The qualifications and salary for Road Superintendent shall be as prescribed by the County Uniform Highway Law, Tennessee Code Annotated, Title 54, Chapter 7.

Before entering upon the discharge of his duties, the Road Superintendent shall take and subscribe to an oath that he will perform the duties of his office faithfully and impartially and without prejudice against or in favor to any section of the county or individual, that he will faithfully and impartially execute and perform all the duties imposed upon him without fear, favor or partiality, that he will honestly and faithfully expend and account for all moneys coming into his hands and honestly and faithfully discharge all duties required of him by law. The Road Superintendent shall execute to the State of Tennessee a good and solvent bond in the amount required by general law.

SECTION 4. (a) The Road Superintendent shall be responsible for the building, repairing and maintenance of the roads in the county. It shall be the duty of the Road Superintendent to go over or travel the roads in the county at least once a month in order to properly ascertain the condition of the roads in each civil district.

Personnel for the Hamblen County Road Department shall be employed upon the recommendation of the Road Superintendent and approved by the Road Commission. All employees of the Hamblen County Road Commission shall be subject to the same personnel policies and procedures which apply to other county employees.

Nepotism within the Hamblen County Road Department is discouraged and shall be kept to a minimum by the Road Commission. The Hamblen County Road Department shall further be subject to any policy on nepotism adopted by the County Legislative Body of Hamblen County.

(b) In addition to the duties prescribed in subsection (a), the Road Superintendent may be required to oversee the Hamblen County Sanitation Department. Any supplemental

HB 3301

salary arising out of and relating to such oversight of the Hamblen County Sanitation Department shall be subject to the approval of the Legislative Body of Hamblen County.

SECTION 5. The system of fiscal procedure, control and centralized accounting which conforms to generally accepted principles of governmental accounting established for Hamblen County and under the administrative control and direction of the County Executive shall apply to the Road Commission. All expenditures out of the Road Fund shall be made by warrant signed by the Road Superintendent and counter-signed by the Chairman of the Road Commission. On a not less than monthly basis, the Hamblen County Road Commission shall review and initial each invoice prior to a warrant being issued.

All purchases of supplies, materials, equipment, gas, oil and tires whose total price does not exceed the sum of Five Hundred Dollars (\$500.00) shall be made by the Road Superintendent. All other items whose total purchase price is in the excess of Five Hundred Dollars (\$500.00) shall be made by the Road Commission upon advertising and by taking competitive bids, such bids to be sealed and opened at the time and date according to the advertisement.

The Bookkeeper shall maintain an office at the County Garage, and shall be custodian of all supplies, maps and records. Such office and records shall be open to the public during regular working hours. The Bookkeeper shall keep complete and adequate record of all purchases made, as well as expenditures, and shall submit full and complete reports to the Road Commission whenever required to do so.

SECTION 6. All laws or parts of laws in conflict with this act are hereby expressly repealed.

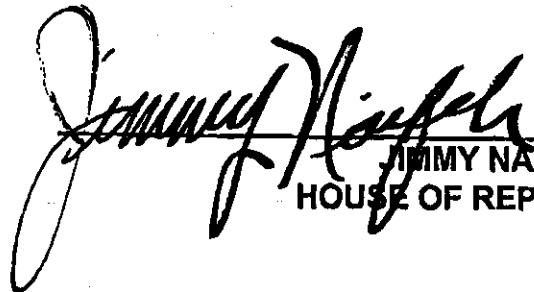
SECTION 7. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Legislative Body of Hamblen County. Its approval or nonapproval shall be proclaimed by the presiding officer of the County Legislative Body of Hamblen County and certified to the Secretary of State.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 2.

HOUSE BILL NO. 3301

PASSED: APRIL 15, 1996

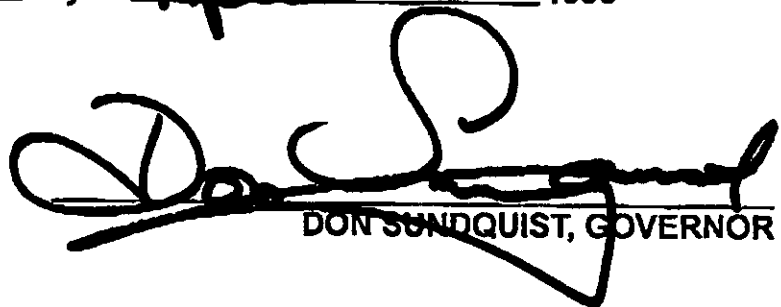


 JIMMY NAIFEH, SPEAKER
 HOUSE OF REPRESENTATIVES



 JOHN S. WILDER
 SPEAKER OF THE SENATE

APPROVED this 16th day of April 1996



 DON SUNDQUIST, GOVERNOR

THEREUPON MEETING ADJOURNED.