

This is to certify that these minutes were approved by

Hamblen County Legislative Body on

March 17, 1999 .

Herbert Harville
Herbert Harville, Chairman

Linda Wilder
Linda Wilder, Hamblen County Clerk

BE IT REMEMBERED That the Legislative Body Session for Hamblen County, Tennessee met at its regular monthly meeting on February 18,1999 at 5:00 p.m. in the Hamblen County Courthouse with the Honorable Herbert Harville presiding.

The Legislative Body Session was opened by Sheriff Otto Purkey.

Invocation was given by County Executive David Purkey.

Upon roll call the following members were present:

Larry Baker	Bud Jones
Eldridge Bryant	Willie Osborne
Guy Collins	Bobby Reinhardt
Lyle Doty	Tony Sizemore
Doyle Fullington	Joe Spooone
Doonald Gray	Frank Parker
Herbert Harville	

Absent; Maudie Briggs

MINUTES APPROVAL

Motion by Guy Collins, seconded by Frank Parker that the minutes of the previous meeting be approved.

Voting for: all

Voting against: none

NOTARIES AND BONDSMEN

Motion by Joe Spooone, seconded by Frank Parker that the following notaries and their bondsmen be approved. Motion by Joe Spooone, seconded by Larry Baker to add Willie Osborne and his bonding company to the list of notaries.

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 February, 19 99 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)
Christy Portrum	2556 Brandi Dr.	4185 East A. J. Hwy.
T. G. Carlyle	Russellville, TN 37860	Morristown, TN 37814
Terry Robbins	423-318-0361	423-581-6329
Judy White	906 Foxglove Lane	5649 East Morris Blvd.
Harry Cannaday	Morristown, TN 37814	Morristown, TN 37813
Ron Wolfe	423-581-1475	423-586-7460
Suellen McDonald King	PO Box 122 423-235-9366	
Harry Cannaday	202 Sparks Lane	
Ron Wolfe	Whitesburg, TN	
Charles Foster Simpson	2256 Crown Circle	2256 Crown Circle
Western Surety Co.	Morristown, TN 37814	Morristown, TN 37814
	423-587-0187	423-587-0187
Joan Clement	1690 Buggy Road	400 West Main Street
Risk Management Ins. Co.	Morristown, TN 37814	Morristown, TN 37814
	423-581-9223	423-585-6029
Elaina Lea Whitten	2570 Holston Drive	1112 W. Morris Blvd.
Corporate Bond	Morristown, TN 37814	Morristown, TN 37814
	423-587-6580	423-586-5520
Diane C. Campbell	2276 Warren Dr.	841 Lincoln Ave.
Risk Management Insurance	Morristown, TN 37814	Morristown, TN 37813
	423-581-2233	423-581-5166
Regina Diane Lawson	241 Holston Terrace Dr.	5932 Commerce Blvd.
Western Surety (Strate Ins.)	Rogersville, TN 37857	Morristown, TN 37814
	423-272-0270	423-585-2536
Julia C. Eslinger	1725 Elgin Dr.	103 W. Morris Blvd.
Gardner Insurance	Morristown, TN 37814	Morristown, TN 37813
	423-581-7002	423-581-4646
Shirley I. Gates	2556 Kidwell Ridge Rd.	N/A
Southern States Ins. Co.	Morristown, TN 37814	
	423-587-5386	
Glenda G. Carpenter	2033 Jennifer Drive	P. O. Box 1394
Risk Management - Noah	Morristown, TN 37814	Morristown, TN 37816
Wilson	423-581-6171	423-586-0522
Linda A. Dietrich	106A Hamilton Ave.	324 N. Hill St.
Western Surety - Strate Ins.	Morristown, TN 37814	Morristown, TN 37814
	423-587-5213	423-587-9215
Timothy Wayne Thompson	4875 Brookview Drive	504 West Main St.
Risk Management - Noah	Russellville, TN 37860	Morristown, TN 37814
Wilson	423-317-8833	423-586-0522
Rebecca J. Dinkins	3080 Naomi Drive	P. O. Box 1897
Cantwell Insurance	Morristown, TN 37814	Morristown, TN 37816-1897
	423-318-0668	423-586-3083
Cheryl A. Cutshaw	6192 Beacon Light Rd.	1135 West Morris Blvd.
TN Farmers Ins. Co.	Whitesburg, TN 37891	Morristown, TN 37813
	423-581-0267	423-586-4812
Sherri Lynne Mahoney	825 E. Second North St.	807 W. First North St., Ste. 4
Richard N. Swanson	Morristown, TN 37814	Morristown, TN 37814
Mark A. Cowan	423-585-0958	423-586-9200
Sue H. Atkins	1649 Christmas Dr.	Courthouse 423-586-6290
Strate Insurance Co.	Morristown, TN 37814	511 W. Second North St.
	423-581-4823	Morristown, TN 37814
	PO Box 1953	PO Box 1953
Darlene Britton	Morristown, TN 37816	Morristown, TN 37816
David Britton	423-586-2963	423-587-6930
Deb Austin		

Linda Wilder/m.s.

SIGNATURE

CLERK OF THE COUNTY OF Hamblen, TENNESSEE

1-19-99

DATE

(SEAL)

CONFIRMATION OF APPOINTMENT TO SOLID WASTE BOARD

Motion by Joe Spooone, seconded by Eldridge Bryant to confirm the recommendation of County Executive David Purkey's reappointment of Larry Baker to the Morristown-Hamblen Solid Waste Board.

Voting for: all

Voting against: none

BILLS

Motion by Eldridge Bryant, seconded by Tony Sizemore that the following bills be approved and paid.

Voting for: all

Voting against: none

Bills Recommended for Payment - February 18, 1999

General Bills

Acme	WP	31.00	Hayter Printing	CM	110.88
Acme	WP	147.75	Homestyle Laundry	HD	20.00
Acme	WP	74.00	Kinser, John M.D.	CC	1,240.00
Add Rite	HD	55.38	Kinser, John M.D.	CC	1,160.00
Adrian Hale Pest Control	HD	19.00	Lanier	HC	376.00
Adrian Hale Pest Control	CH	59.00	Leonard Electronic Repair	THF	120.90
Adrian Hale Pest Control	JC	38.00	Office Depot	CE	51.98
Adrian Hale Pest Control	Mall	25.00	Office Depot	T	12.45
Advanced Mailing	HC	74.45	Office Depot	A	4.63
Awards & Engraving	T	3.75	Office Depot	A	3.85
Barge, Waggoner	HC	34,557.24	Office Depot	CRC	10.12
Barge, Waggoner	HC	2,953.00	Office Depot	INV	48.86
Blake, C. M.D., F.C.A.P.	ME	9,000.00	Office Depot	INV	10.58
Bradley's	HD	30.62	Office Depot	T	18.96
Bradley's	Ext	4.95	Office Depot	CnC	98.17
Bridge Computers	CRC	866.00	Office Depot	WP	0.81
Bridge Computers	CRC	78.00	Office Depot	CnC	21.50
Business Info. Systems	RD	89.95	Office Depot	A	49.16
Business Info. Systems	CnC	312.50	Office Depot	Juv	4.10
Business Machines Co.	CM	15.26	Office Depot	RD	76.94
Capps, Cantwell, & Capps	HC	3,145.88	Office Depot	RD	28.77
Capps, Cantwell, & Capps	HC	28.83	Office Depot	CRC	6.90
Capps, Cantwell, & Capps	HC	391.50	Office Depot	CnC	24.74
Citizen Tribune	PC	13.65	Office Depot	CnC	8.61
Citizen Tribune	CnC	45.48	Office Depot	CE	49.36
Citizen Tribune	CRC	42.90	Office Depot	CnC	-12.45
Clean Tech	Mall	300.22	Otis Elevator	CH	297.45
Controller of Treasury	PC	236.77	Quill	HD	209.22
County Record Services	CM	50.35	Rental Uniforms	CH	131.04
County Record Services	CRC	427.80	Rental Uniforms	JC	43.68
County Record Services	CM	181.03	Risk Management	HC	340.00
County Record Services	RD	921.64	Rogersville Office	HD	880.00
County Record Services	RD	480.58	Schwaab	T	64.10
Custom Printing	RD	45.65	Sears	JUV	464.99
Emergency Coverage Corp.	THF	229.00	Standard Forms	T	425.25
Evan's	RD	4.00	Town & Country Lock &	HC	42.75
Evan's	CnC	88.80	University of TN	EXT	22,469.79
Evan's	CE	2.40	Wal-Mart	T	26.84
Evan's	CnC	25.80	Wal-Mart	Ext	7.48
Evan's	CnC	88.80	Wal-Mart	A	89.96
Evan's	CRC	101.97	West Group	GS	115.50
Evan's	RD	23.96	Xerox	RD	216.95
Evan's	Ext	6.75	Ikon Office Solution	Mall	370.90
Evan's	EXT	13.18	Office Depot	CE	3.49
Evan's	CRC	62.40	Office Depot	T	181.93
Evan's	HD	115.83	Concepts in Communicat	HC	390.00
Evan's	HD	5.95	Total - General Bills		86,072.79
Evan's	HD	2.25			
Food City	THF	237.43			

Sheriff's Dept. Bills

Advanced Auto	178.70	Jim Smith Co.	125.00
Al's Auto Parts	164.77	Katom	21.12
Anesthesia Consultants of Knox	540.00	Kay Uniforms - Kingsport	45.50
Automotive Car Colors	214.21	Kay Uniforms - Knox.	66.40
Bill Waddell Plumbing	230.00	King Solomon Motors	120.00
Bradley's	21.25	Marlin	722.26
Bradley's	26.73	McNeil & Lindsey	125.00
Bradley's	21.49	Merwin, William H. M.D.	2,103.00
Bradley's	50.20	Merwin, William H. M.D.	47.00
Capps, Cantwell, & Capps	562.10	M-H Hospital	213.00
Chief Supply	405.60	Minnis Drugs	157.14
Commercial Emblem	22.40	Morristown Electric Wholesale	54.60
Complete Radiator Service	330.00	Morristown Ford	81.14
Concepts in Communications	205.00	Morristown Hamblen EMS	2,700.00
Crescent Wash & Lube	300.00	National Jail Lock Repair	2,526.33
Crescent Wash & Lube	242.00	Office Depot	5.46
Denny, James M.D.	108.50	Office Depot	0.93
Doctor's Hospital Pharmacy	1,081.11	Pet Dairy	29.60
Doka, Steve D.D.S.	150.00	Pet Dairy	727.08
Doka, Steve D.D.S.	15.00	Porters Tire Service	30.00
Douthat, Marsha F.N.P.	2,916.67	Prompt Medical Center	237.00
East Ridge Uniforms	200.00	Quality Salvage	251.74
Emergency Coverage Corp.	325.00	Radio Shack	26.93
Evan's	78.40	Stone Cold Chemicals	658.00
Evan's	70.95	TN Two Way	229.50
Evan's	47.92	TN Two Way	75.00
Evan's	10.80	Wal-Mart	476.01
Evan's	127.50	Wal-Mart	259.08
Five Rivers Orthopaedics	194.00	Ward Printing	32.00
Five Rivers Orthopaedics	85.00	Total - Sheriff's Dept.	35,621.22
Flower's Bakery	79.36		
Flower's Bakery	620.65		
Free Service Tire	72.64		
Gall's	498.91		
Hale Brothers	1,715.64	Garbage Dept. Bills	
Hale Brothers	1,115.53	B.K. Graphics	139.70
Hale Brothers	999.00	Ball, Elward	50.75
Hale Brothers	256.85	East TN Steel Supply	127.81
Hale Brothers	2,364.44	Hamb./M'town Solid Waste	40,809.50
Hamblen Radiology	30.00	Hamblen Farmers COOP	1,284.02
Hamblen Radiology	74.00	Holston Gases	19.40
Hamblen Radiology	84.00	Jimmy's Auto Parts	335.55
Hasson Bryan Hardware	58.65	Kenworth	201.34
Institutional Dist.	1,399.08	Lowe's	9.83
Institutional Dist.	1,524.88	Morristown Welding & Radiator Sh	432.00
Institutional Dist.	1,104.53	Recycling & Co.	6,498.75
Institutional Dist.	1,052.68	Tractor Supply	79.99
Institutional Dist.	1,187.33	Wal-Mart	24.96
Jerry's Automotive	205.93	Wheels & Brakes	207.08
Jerry's Wrecker Service	106.00	Total - Garbage Dept.	50,220.88

RESOLUTION--IN CONSOLIDATED RETIREMENT--JIM WOLFE

Motion by Willie Osborne, seconded by Frank Parker that the following resolution be approved.

Voting for: all

Voting against: none

Tennessee Consolidated Retirement System

A RESOLUTION to authorize certain members of the Tennessee Consolidated Retirement System with one (1) year service credit to establish retirement credit for time during which such members were employed by a political subdivision in accordance with Title 8 Section 34 through 37 of the Tennessee Code Annotated.

WHEREAS, Tennessee Code Annotated Section 8-35-236 authorizes a political subdivision participating in the Tennessee Consolidated Retirement System to permit any member who has one (1) year or more of current membership service in the Retirement System to establish retirement credit for time during which such member was employed by such political subdivision;

WHEREAS, four (4) conditions must be met prior to allowing such members to make the above election. Said conditions are as follows:

- (1) The political subdivision authorizes and pays for the cost of an actuarial study to determine the liability associated with the granting of such prior service;
- (2) The member files with the political subdivision, within sixty (60) calendar days of the passage of the resolution authorizing the study, a notice of the member's intention to establish such prior service. Any member who fails to file the notice of election within the sixty (60) day period shall not later be eligible to establish such prior service;
- (3) Following the review of the cost of granting such prior service, the chief governing body of the political subdivision by a two-thirds (2/3) vote passes a resolution authorizing the service for such members, and accepting liability therefor; provided, however, the political subdivision may only authorize credit for such periods of previous service as authorized for other employees of the political subdivision; and
- (4) Any such member making the above election pays to the Retirement System in a lump sum the employee contributions he would have made had he been a member of the Retirement System during the period claimed, plus interest at the rate provided in Tennessee Code Annotated, Section 8-37-214. The payment required herein must be made within six (6) months of the passage of the resolution authorizing such prior service.

WHEREAS, an actuarial study has been conducted to determine the liability associated with the granting of such prior service. The accrued liability for such service is \$_____.

NOW, THEREFORE, BE IT RESOLVED, that having reviewed the costs of granting such prior service, the

Hamblen Co. Leg. Body of Hamblen, Tennessee hereby authorizes
(Name of Governing Body) (Name of Political Subdivision)

any member of the Retirement System meeting the requirements of Tennessee Code Annotated Section 8-35-236 to establish prior service under the provisions of said Chapter, and accepts the liability therefor.

STATE OF TENNESSEE

COUNTY OF Hamblen

I, Linda Wilder, clerk of the County Legislative Body of
(Name of Governing Body)

Hamblen County, Tennessee do hereby certify that this is a true and exact copy of the foregoing
(County and Town or City)

resolution that was approved and adopted at a meeting held on the 18 day of February, 19 99, the original of which is on file in this office. I further certify that 13 members voted in favor of the resolution and that 13 members were present and voting.

IN WITNESS THEREOF, I have hereunto set my hand, and the seal of the Hamblen County Legislative Body
(Name of Political Subdivision)

Linda Wilder
As Clerk of the Board, as aforesaid

SEAL

RESOLUTION-RURAL FIRE PROTECTION GRANT

Motion by Tony Sizemore, seconded by Larry Baker to approve the following resolution.

Voting for: all

Voting against: none

RESOLUTION AUTHORIZING AN ADDITIONAL REQUIRED LOCAL MATCH OF \$6,750 TOWARDS THE COMMUNITY DEVELOPMENT BLOCK FIRE GRANT

Whereas, the State of Tennessee alerted the County that an additional \$6,750 must be authorized by the County in the form of a resolution in order to receive the full allotted grant amount of \$293,250, and

Whereas, this additional amount will increase the County's match from \$45,000 to \$51,750, that is 15% of the total grant in accordance to the ability to pay formula utilized by the State.


Now, therefore, be it resolved, that the County Commission does hereby appropriate an additional \$6,750 towards the Community Development Fire Grant for a combined total of \$51,750 or 15% match of the total project cost of \$293,250.

This resolution adopted this the 18th day of February, 1999.

Approved – Chairman

Date

2/18/98



Attest – County Clerk

Attest – County Clerk



Signed – County Executive

VOLUNTEER FIRE DEPARTMENTS FIRE GRANT MONEY

Motion by Bobby Reinhardt, seconded by Eldridge Bryant to allow each Volunteer Fire Department to request matching monies for the Fire Grant from County funds. This money will be repaid to the County over a three-year period beginning July 1,1999, from the regular County appropriations to the department. Each department will have to match with \$12,337.

Voting for: all

Voting against: none

FOOD SERVICE FOR THE JAIL

Motion by Bud Jones, seconded by Tony Sizemore that the following companies be awarded the bids for food supplies for the jail for a six month period beginning March 1,1999.

Food bid- Hale Brothers and Institutional Jobbers
Milk & juice- Pet Milk
Bread- EarthGrain

Voting for: all

Voting against: none

RESOLUTION

A RESOLUTION TO AMEND THE ZONING MAP OF
HAMBLLEN COUNTY, TENNESSEE BY REZONING PARCEL
015.00, MAP 042, OF THE MILDRED GREENE/CLYDE
ENGLAND PROPERTY LOCATED AT 455 FISH HATCHERY
RD.

WHEREAS, The Hamblen County Planning Commission heard the
request to amend the zoning map from R-1 to C-1 on Parcel 015.00, owned
by Mildred Greene/Clyde England;

WHEREAS, The Hamblen County Planning Commission does hereby
recommend for the rezoning request;

NOW, THEREFORE, BE IT RESOLVED that the Hamblen County
Board of Commissioners does hereby approve the rezoning and map
amendment from R-1 to C-1 according to the attached map.

Motion was made by Joe Spoons
seconded by Larry Baker.

Voting For: All

Voting Against: None

ATTEST:

Linda Wilder

AUTHENTICATED:

David W. Turkey County Executive

DATE:

2/22/98

RESOLUTION

A RESOLUTION TO AMEND THE ZONING MAP OF
HAMBLLEN COUNTY, TENNESSEE BY REZONING
PARCELS 001,002,& 003, MAP 018A, GROUP A, LOTS 1,2, &
3, OF THE SPEARLAND ESTATES OF THE CHARLES A.
NICHOLS PROPERTY LOCATED AT 5363 OLD KENTUCKY
RD.

WHEREAS, The Hamblen County Planning Commission heard the
request to amend the zoning map from R-1 to C-1 on Parcels 001, 002, &
003, Lots 1, 2, &3, owned by Charles A. Nichols;

WHEREAS, The Hamblen County Planning Commission does hereby
recommend for the rezoning request;

NOW, THEREFORE, BE IT RESOLVED that the Hamblen County
Board of Commissioners does hereby approve the rezoning and map
amendment from R-1 to C-1 according to the attached map.

Motion was made by Joe Spoons
seconded by Guy Collins.

Voting For: A11

Voting Against: None

ATTEST:

Daniel W. Furbey, County Executive

AUTHENTICATED:

Linda Wilder, County Clerk

DATE:

2/22/99

KENNEL LAW

Motion by Doyle Fullington, seconded by Willie Osborne that the commission take no action on a kennel law.

Voting for: all except Guy Collins who voted NO.

DISPOSAL OF OLD BUS

Motion by Tony Sizemore, seconded by Frank Parker to give the sheriff authority to dispose of an old bus at the sheriff's department.

Voting for: all

Voting against: none

UNITED CITIES GAS FRANCHISE

Motion by Frank Parker, seconded by Joe Spoons to approve the following franchise with United Cities Gas Co. for a 15 year period.

Voting for: all

Voting against: none

RESOLUTION

A RESOLUTION GRANTING TO UNITED CITIES GAS COMPANY, A DIVISION OF ATMOS ENERGY CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO PROVIDE THE COUNTY OF HAMBLEN, STATE OF TENNESSEE, WITH NATURAL GAS SERVICE, AND THE RIGHT TO CONSTRUCT, MAINTAIN, AND OPERATE A SYSTEM OF GAS MAINS AND SERVICE PIPES FOR THE PURPOSE OF TRANSMITTING AND DISTRIBUTING GAS IN, UPON, ACROSS, ALONG AND UNDER THE HIGHWAYS, STREETS, AVENUES, ROADS, ALLEYS, LANES, WAYS, UTILITY EASEMENTS, PARKWAYS AND OTHER PUBLIC GROUNDS OF THE COUNTY OF HAMBLEN, STATE OF TENNESSEE.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF HAMBLEN, TENNESSEE:

SECTION I: There is hereby granted to United Cities Gas Company, a division of Atmos Energy Corporation, a corporation organized and existing under the laws of the State of Texas, and the Commonwealth of Virginia, its successors and assigns (hereinafter for convenience, individually and collectively, referred to as "Company"), the right, authority, privilege and a non-exclusive franchise to serve the County of Hamblen (hereinafter for convenience referred to as "County"), and in the providing of such natural gas service to, at Company's own expense, construct, maintain and operate a system of gas mains, service pipes, regulator stations and all other necessary and appropriate equipment and facilities for the distribution of gas, in, upon, under, along, across and over the highways, streets, avenues, roads, alleys, lanes, ways, utility easements, parkways and other public grounds in the present or future boundaries of the County lying outside the city limits of the City of Morristown, for the supplying and selling of gas and its by-products to said County and the inhabitants, institutions and businesses thereof, and for such purposes to construct, lay down, maintain, and operate all necessary gas mains, service pipes and other appliances, fixtures and facilities as may be necessary for the transmission, distribution and sale of

such to said County and the inhabitants thereof for domestic, commercial, industrial and institutional uses, and other purposes for which it is or may hereafter be used, for a period of thirty (30) years from and after the passage and approval of this Resolution.

SECTION II: All gas mains, service pipes, fixtures, facilities and other appliances so laid, constructed and maintained by virtue of this Resolution, shall be so laid, constructed and maintained in accordance with all applicable engineering codes adopted or approved by the natural gas distribution industry and/or engineering profession and in accordance with any applicable Statutes of the State of Tennessee and the Rules and Regulations of the Tennessee Regulatory Authority or of any other governmental regulatory commission, board or agency having jurisdiction over the Company. Said facilities shall be constructed so as not to interfere with the drainage of said County or unreasonably interfere with or injure any sewer or any other improvement or utility which said County has heretofore made or may hereafter make in, upon or along any highway, street, avenue, road, alley, lane, way, utility easement, parkway, or other public ground, or unnecessarily impede or obstruct such highways, streets, avenues, roads, alleys, lanes, ways, utility easements, parkways and other public grounds of said County, and shall conform to the grade as then or hereafter established. The Company agrees to attempt to utilize known right-of-way whenever practical before resorting to right of condemnation to which the Company may be entitled to utilize by law.

SECTION III: When the streets, avenues, alleys and other public ways are opened, or any other opening is made by the Company within the County, whether the same be made for the purpose of laying, constructing, replacing or repairing the mains, pipes and other appliances and fixtures of the Company, the Company shall place and maintain necessary safety devices, barriers, lights and warnings to properly notify

persons of any dangers resulting from such entrances, and shall comply with applicable safety regulations required by federal, state and local laws.

SECTION IV: In the event it becomes necessary or expedient for the County to perform drainage work or to change the course or grade of any highway, street, avenue, road, alley, way, utility easement, parkway, or other public ground in which the Company is maintaining gas mains, pipes or other appliances and fixtures, then, upon the written request of the County, the Company will remove or change the location or depth of such mains, pipes or other appliances and fixtures, as necessary to conform to the proposed street alteration.

SECTION V: Whenever the Company wishes to enter upon any highway, street, avenue, road, alley, lane, way, utility easement, parkway, or other public ground for the purpose of constructing, replacing or repairing any gas mains, pipes, or other appliances, it will notify the County and file a plan or map of the proposed work before commencing same. Whenever any highway, street, avenue, road, alley, lane, way, utility easement, parkway or other public way shall be entered, dug up or disturbed by the Company, the Company shall, at its expense and as soon as possible after the work is completed, restore such highway, street, avenue, road, alley, lane, way, utility easement, parkway, or other public ground in as good condition as existed before the work was done and to the reasonable satisfaction of the County. In the event the Company shall fail to fulfill its obligations under this section, the County, after giving the Company reasonable written notice, and failure of the Company to make such repairs or restoration, may make the necessary restoration or repairs itself and the Company shall be liable for the cost of same.

The provisions of this section shall not be applied or interpreted in such a way as to prevent or delay Company work that may be required as a result of any

emergency, leak or other immediate hazard or danger. Likewise, the provisions of this section anticipate that the Company shall not be unreasonably denied permission to perform necessary work.

SECTION VI: The Company shall at all times indemnify and hold harmless the County from and against any and all lawful claims, demands, actions, causes of action, costs, to include reasonable attorneys' fees, for injury to any person or property by reason of the Company or its employees' failure to exercise due care and diligence in and about the installing and maintenance of said system, guarding trenches and excavation while said systems is being installed or subsequent extensions, repairs or alterations are being made or generally in the operation and maintenance of said system, provided the Company shall have been notified in writing of any claim against the County on account thereof, and shall have been afforded the opportunity fully to defend the same.

SECTION VII: The County and the Company hereby agree that this Resolution shall from time to time be subject to rules and regulations adopted by the Company and approved by the Tennessee Regulatory Authority or any other regulatory body having jurisdiction thereof during the term of this Resolution, and shall also be subject to all Rules and Regulations adopted and approved by the Tennessee Regulatory Authority or any other regulatory body and that all such Rules and Regulations shall be and become a part of this Resolution to the same extent and with the same effect as if said Rules and Regulations were herein set out in full. The Company shall not be obligated or required to make any extension of distribution mains or service lines except in accordance with the provisions relating thereto adopted or approved by the Tennessee Regulatory Authority, or any other regulatory body having jurisdiction thereof during the term of this Resolution.

SECTION VIII: Nothing herein contained shall be construed as preventing the Company from installing, placing, replacing, taking up, repairing or removing gas pipes, mains, service pipes or other devices for furnishing gas services, from using any easements for gas service which are shown on any plats of any portion of said County heretofore or hereafter platted or recorded or any such easement which may hereafter be created, granted or dedicated for any such utility purposes by any person, firm or corporation whatsoever.

SECTION IX: If any section or portion of any section of this Resolution shall hereafter be declared or determined by any court of competent authority to be invalid, the Company and the County at their election may ratify or conform the remaining portions of this Resolution and upon such ratification or confirmation the remaining portions of this Resolution shall remain in full force and effect.

SECTION X: The Company shall, within sixty (60) days after the passage of the Resolution, file with the County Clerk or other appropriate official of the County its unconditional acceptance signed by its President or Vice President of the terms and conditions of this Resolution and after filing of such acceptance, this Resolution shall constitute a contract between the parties thereto and shall, subject to the rights and powers vested in the Tennessee Regulatory Authority or such other regulatory body of the State of Tennessee as may hereafter succeed to the rights and powers of the Tennessee Regulatory Authority or as may exercise statutory jurisdiction of gas companies furnishing gas service in the State of Tennessee, be the measure of the rights, powers, obligations, privileges and liabilities of said County and of said Company.

SECTION XI: All the privileges given and obligations created by this Resolution shall be binding upon the successors and assigns of the Company.

SECTION XII: This new Resolution shall take effect and be in force immediately upon its passage by the County of Hamblen, State of Tennessee, and approval by the Board of Commissioners of said County.

Adopted by the Board of Commissioners of the County of Hamblen, State of Tennessee, this 18th day of February A.D., 1999.

Herbert H. Hamille
Chairman, Hamblen County
Board of Commissioners

David W. Purkey
County Executive

Attest:

Linda Wilder
County Clerk

(SEAL)

RECEIPT

TO: UNITED CITIES GAS COMPANY, a division of Atmos Energy Corporation

The Undersigned, County Clerk of the County of Hamblen, State of Tennessee, hereby acknowledges receipt of an instrument of acceptance of a certain gas franchise ordinance signed by the Vice President of United Cities Gas Company, a division of Atmos Energy Corporation, and that the acceptance of such franchise resolution was delivered to the undersigned as County Clerk of said County on the _____ day of _____, 1999, and is now held as part of the records of said County.

WITNESS the hand of said County Clerk and the seal of said County on this _____ day of _____, 1999.



County Clerk

ACCEPTANCE OF FRANCHISE

County of Hamblen, Tennessee

TO: County Clerk
Hamblen County, Tennessee

United Cities Gas Company, a division of Atmos Energy Corporation, hereby respectfully files with you its written acceptance of the franchise adopted by the Board of Commissioners of the County of Hamblen, State of Tennessee, dated _____, 1999, entitled:

RESOLUTION

A RESOLUTION GRANTING TO UNITED CITIES GAS COMPANY, A DIVISION OF ATMOS ENERGY CORPORATION, ITS SUCCESSORS AND ASSIGNS, A FRANCHISE TO PROVIDE THE COUNTY OF HAMBLEN, STATE OF TENNESSEE, WITH NATURAL GAS SERVICE, AND THE RIGHT TO CONSTRUCT, MAINTAIN, AND OPERATE A SYSTEM OF GAS MAINS AND SERVICE PIPES FOR THE PURPOSE OF TRANSMITTING AND DISTRIBUTING GAS IN, UPON, ACROSS, ALONG AND UNDER THE HIGHWAYS, STREETS, AVENUES, ROADS, ALLEYS, LANES, WAYS, UTILITY EASEMENTS, PARKWAYS AND OTHER PUBLIC GROUNDS OF THE COUNTY OF HAMBLEN, STATE OF TENNESSEE

and all the rights and privileges, terms and provisions therein contained.

IN WITNESS WHEREOF, United Cities Gas Company, a division of Atmos Energy Corporation, has caused this instrument to be signed by its Vice President on this _____ day of _____, 1999.

UNITED CITIES GAS COMPANY, a
division of Atmos Energy Corporation

By _____
_____, Vice President

BUDGET AMENDMENT - BOARD OF EDUCATION

Motion by Willie Osborne, seconded by Frank Parker to approve the following budget amendment.

Voting for: all

Voting against: none

EXPENDITURES CODE	TITLE	BUDGET	INCREASE	DECREASE	ACTUAL	
71100-116	TEACHERS	15894108	139945	138632	15895421	*
71100-201	SOCIAL SECURITY	1093175	8676		1101851	*
71100-204	RETIREMENT	947783	5788		953571	*
71100-207	MEDICAL INSURANCE	1536378	74715		1611093	**
71100-212	MEDICARE	255418	2030		257448	*
71100-722	REGULAR INSTRUCTIONAL EQUIPMENT	842363	1800	10000	834163	INSURANCE CO. STOLEN EQUIPMENT 1800 TRANSFER TO TECH SALARI
71200-116	TEACHERS	2399777	39120	19718	2419179	*
71200-201	SOCIAL SECURITY	166786	2426		169212	*
71200-204	RETIREMENT	139319	1860		141179	*
71200-207	MEDICAL INSURANCE	248288	27414		276702	**
71200-212	MEDICARE	38602	566		39168	*
71300-116	TEACHERS	1667443	14783	30366	1651860	*
71300-201	SOCIAL SECURITY	108846	916		109762	*
71300-204	RETIREMENT	95055	540		95595	*
71300-207	MEDICAL INSURANCE	160068		14424	145644	**
71300-212	MEDICARE	25457	216		25673	*
71300-429	SUPPLIES AND MATERIALS	100000	497		100497	SALE OF EQUIPMENT
71410-195	SUBSTITUTES	884		884	0	EDUCATION EDGE
71410-201	SOCIAL SECURITY	55		55	0	EDUCATION EDGE
71410-204	RETIREMENT	48		48	0	EDUCATION EDGE
71410-212	MEDICARE	13		13	0	EDUCATION EDGE
71600-116	TEACHERS	106285	338	12000	94623	ADULT ED BUDGET*
71600-201	SOCIAL SECURITY	9289	21		9310	ADULT ED BUDGET*
71600-204	RETIREMENT	5562	14		5576	ADULT ED BUDGET*
71600-207	MEDICAL INSURANCE	5380	1292		6672	ADULT ED BUDGET**
71600-212	MEDICARE	1241	6		1247	ADULT ED BUDGET*
71600-299	OTHER FRINGE BENEFITS		0		0	ADULT ED BUDGET
71600-429	63 OTHER SUPPLIES AND MATERIALS	14091	13797		27888	MONIES RECEIVED FROM SPANISH CLASS 1397 TRANSFER 12000 FROM
72110-130	SOCIAL WORKERS	36854	310		37164	*
72110-201	SOCIAL SECURITY	4848	19		4867	*
72110-204	RETIREMENT	3125	13		3138	*
72110-207	MEDICAL INSURANCE	8553		90	8463	**
72110-212	MEDICARE	1135	6		1141	*
72130-123	GUIDANCE COUNSELORS	575301	4990	10795	569496	*
72130-201	SOCIAL SECURITY	37912	310		38222	*
72130-204	RETIREMENT	33160	206		33366	*
72130-207	MEDICAL INSURANCE	47165	6381		53546	**
72130-212	MEDICARE	8868	73		8941	*
72210-105	SUPERVISOR	34464	220		34684	*
72210-201	SOCIAL SECURITY	3397	14		3411	*
72210-204	RETIREMENT	2431	10		2441	*
72210-207	MEDICAL INSURANCE	6766	3673		10439	**
72210-212	MEDICARE	797	5		802	*
72210-499	OTHER SUPPLIES AND MATERIALS	61499	350		61849	COOL SCHOOL GAZETTE
72220-105	SUPERVISOR	52373	335		52708	*
72220-201	SOCIAL SECURITY	7056	21		7077	*
72220-204	RETIREMENT	4420	14		4434	*
72220-207	MEDICAL INSURANCE	8555		1543	7012	**
72220-212	MEDICARE	1628	6		1634	*
72230-105	SUPERVISOR	49942	320		50262	*
72230-201	SOCIAL SECURITY	4580	20		4600	*
72230-204	RETIREMENT	3369	14		3383	*
72230-207	MEDICAL INSURANCE	4403		2265	2138	**
72230-212	MEDICARE	1072	6		1078	*
72240-196	59 INSERVICE TRAINING	20989	0	884	20105	EDUCATION EDGE
72240-201	59 SOCIAL SECURITY	1211	0	54	1157	EDUCATION EDGE
72240-204	59 RETIREMENT	1069	0	49	1020	EDUCATION EDGE
72240-212	59 MEDICARE	283	0	13	270	EDUCATION EDGE

AMENDMENT #3 GENERAL PURPOSE SCHOOL BUDGET

HAMBLÉN COUNTY SCHOOLS 1998-99

REVENUES CODE	TITLE	BUDGET	INCREASE	DECREASE	ACTUAL	
43512	TUITION ADULT EDUCATION	2459	1797		4256	MONIES RECEIVED FROM SPANISH CLASS
44570	CONTRIBUTIONS AND GIFTS	2250	350		2600	COOL SCHOOL GAZETTE
44530	SALE OF EQUIPMENT	13807	995		14802	SALE OF EQUIPMENT
44520	INSURANCE RECOVERY	449305	7705		457010	RECEIVED FROM INSURANCE CO.
46511	BASIC EDUCATION PROGRAM	20866744	169000		21035744	STATE MONIES FOR SALARY AND INSURANCE INCREASE
		21334565	179847	0	21514412	
	NET INCREASE		179847			

72240-308	59 CONSULTANTS	15756	0	1000	14756	EDUCATION EDGE
72240-457	59 INSERVICE STAFF DEVELOPMENT	1862	1500		3362	EDUCATION EDGE
72240-499	59 OTHER SUPPLIES AND MATERIALS	19192	17000		36192	EDUCATION EDGE
72240-599	59 OTHER CHARGES	20778	0	15500	5278	EDUCATION EDGE
72320-101	COUNTY OFFICAL/ADMINISTRATIVE OFFICER	76293	618		76911	*
72320-103	ASSISTANT	64849	533		65382	*
72320-201	SOCIAL SECURITY	11961	71		12032	*
72320-204	RETIREMENT	9171	47		9218	*
72320-207	MEDICAL INSURANCE	12956	388		13344	**
72320-212	MEDICARE	2798	18		2816	*
72410-104	PRINCIPALS	964484	3603		968087	*
72410-139	ASSISTANT PRINCIPALS	376690	6600		383290	*
72410-201	SOCIAL SECURITY	124456	633		125089	*
72410-204	RETIREMENT	94075	445		94520	*
72410-207	MEDICAL INSURANCE	169988		22757	147231	**
72410-212	MEDICARE	29109	148		29257	*
72510-105	SUPERVISOR/DIRECTOR	50463	320		50783	*
72510-119	BOOKKEEPER - ACCOUNTANTS	56333	303		56636	*
72510-201	SOCIAL SECURITY	6622	39		6661	*
72510-204	RETIREMENT	5109	13		5122	*
72510-207	MEDICAL INSURANCE	8553	256		8809	**
72510-212	MEDICARE	1549	3		1552	*
72610-207	MEDICAL INSURANCE	100828	8345		109173	**
72620-207	MEDICAL INSURANCE	42510		653	41857	**
72710-105	SUPERVISOR	49873	335		50208	*
72710-201	SOCIAL SECURITY	46133	21		46154	*
72710-204	RETIREMENT	20362	14		20376	*
72710-207	MEDICAL INSURANCE	128341	10427		138768	**
72710-212	MEDICARE	10791	6		10797	*
72710-453	VEHICLE PARTS	72348	5506		77854	*
72810-105	SUPERVISOR	49595	336		49931	*
72810-120	COMPUTER PROGRAMMER	35249	602		35851	*
72810-189	OTHER SALARIES AND WAGES	252735	29535		282270	* 10000 TRANSFERED FROM EQUIPMENT
72810-201	SOCIAL SECURITY	20930	1803		22733	*
72810-204	RETIREMENT	9638	709		10347	*
72810-207	MEDICAL INSURANCE	34463		15053	19410	**
72810-212	MEDICARE	4895	424		5319	*
72810-299	OTHER FRINGE BENEFITS	487127	30036		517163	**
73000-105	SUPERVISOR	71269	655		71924	*
73000-201	SOCIAL SECURITY	4419	41		4460	*
73000-204	RETIREMENT	2928	28		2956	*
73000-207	MEDICAL INSURANCE	6477	190		6667	**
73000-212	MEDICARE	1033	11		1044	*
73100-344	PAYMENTS TO SCHOOLS OTHER	75428	498		75926	SALE OF EQUIPMENT
73300-105	SUPERVISOR	40950	340		41290	*
73300-201	SOCIAL SECURITY	9960	21		9981	*
73300-204	RETIREMENT	2240	14		2254	*
73300-207	MEDICAL INSURANCE	4403	132		4535	**
73300-212	MEDICARE	2329	6		2335	*
	NET INCREASE	30600240	476643	296796	30780087	
			179847			

* STATE SALARY INCREASE

** HEALTH INSURANCE INCREASES

APPOINTMENT OF SCHOOL SUPERINTENDENT

Motion by Bud Jones, seconded by Larry Baker to send a resolution to the attorney general asking for an opinion on who is to appoint a superintendent of schools.

Voting for: all

Voting against: none

MARCH MEETING TIME

Motion by Bud Jones, seconded by Frank Parker to change the March commission meeting to Wednesday March 17, 1999 at 5:00 p.m.

Voting for: all

Voting against: none

THEREUPON, MEETING ADJOURNED AT 5:40 p.m.