

STATE OF TENNESSEE  
COUNTY OF GREENE

GREENE COUNTY LEGISLATIVE BODY  
MONDAY, DECEMBER 15, 2014  
10:00 A.M.

The Greene County Legislative Body met in regular session on Monday, December 15, 2014 at the Greene County Courthouse.

Mayor Crum called the meeting to order to transact business that is to lawfully come before the Honorable Body. Pastor Gammill from Bridges Chapel Church of God gave the invocation. Terry Webb, Veteran in the U S Army, led the Pledge to the Flag.

The Commissioners signed in on their keypads and the Commissioners were present: Commissioner Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White. There were 20 Commissioners present and 1 absent. Commissioner Quillen was absent.

## PUBLIC HEARING

- Commissioner Waddell called on Johnny Powers, Chief of South Greene Fire Department, representing the EMS 1<sup>st</sup> Response Team at the South Greene Fire Department, which has been a service for the South Greene area for the past 14 years. Mr. Powers spoke to the Commission stating how important the EMS 1<sup>st</sup> Response Team is to the citizens of the South Greene area, which supports Camp Creek, Sunnyside, Debusk, South Greene, Cedar Creek, and St. James areas, who would like the EMS 1<sup>st</sup> Response to continue in the South Greene area. Mr. Powers stated that building had been furnished for this service at no cost to Greene County.
- Commissioner Hensley called on Walter Johnson and Bobby Woods, representatives from the Charter Commission. Walter Johnson and Bobby Wood addressed the Commissioners and said that the nine-month extension was needed so they could have the document properly reviewed to make certain that any legal questions are addressed before it is presented to the citizens of the county.
- Commissioner Jennings called Steve Higgins to speak to the Commission concerning relocating the firing range located off Hal Henard Road. Mr. Higgins stated that the residents of Panoramic View Drive have asked county officials to consider relocating the facility instead of following through on a planned expansion that will be funded by grant money.

The residents say that the proximity of ball fields, schools, tennis courts and houses would make it practical to find a more isolated location for the range. Mayor Crum said that the nearest house is 851 yards, or 2,553 feet, from the range.

The expanded range would allow for skeet, trap and target shooting and would be open to the public for up to 20 hours per week. Local high schools and Tusculum College have also expressed interested in using an expanded firing range for shooting teams.

- Commissioner Parton called Judy Sexton to speak to the Commission concerning raising the wheel tax. Mrs. Sexton stated that cuts should come from various departments instead of raising taxes.
- Commissioner Cobble called Sammie Cooper to speak to the Commission concerning the amount of increase on wheel tax. She stated that the decision should be left up to the voters of Greene County.

## APPROVAL OF PRIOR MINUTES

A motion was made by Commissioner Hensley and seconded by Commissioner Carpenter to approve prior minutes.

Commissioner Parton requested correction on the Solid Waste Report which should read: **Mayor Crum stated that Tim Armstrong, Solid Waste Director, was taking out the land-line phones and replacing them with cell phones, which would save \$5,000.00, instead of taking out the cell phones.**

Mayor Crum called the Commissioners to vote on their keypads. The following vote was taken to approve prior minutes. Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes to approve the minutes. The vote was 20 – aye; and 0 – nay; and 1 – absent. Commissioner Quillen was absent. Mayor Crum stated that the minutes were approved.

## REPORTS

A motion was made by Commissioner Tucker and seconded by Commissioner Clemmer to approve the Solid Waste Report.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. The vote was 20 – aye; 0 – nay; and 1 – absent. Commissioner Quillen was absent. The Solid Waste Report was approved as read.


A motion was made by Commissioner Waddle and seconded by Commissioner White to approve the Committee Minutes.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. The vote was 20 – aye; 0 – nay; and 1 – absent. Commissioner Quillen was absent. The Committee Minutes were approved as read.

2014 GREENE COUNTY SOLID WASTE ANNUAL REPORT

MONTH	TONS	LOADS	MILES	MAN HRS	SUPV HRS
JANUARY	1268.01	284	17,316.20	1652	266
FEBRUARY	1322.03	256	16,404.20	1524	237
MARCH	1437.38	291	17,231.90	1608	246
<b>1ST QUARTER</b>	<b>4027.42</b>	<b>831</b>	<b>50952.3</b>	<b>4784</b>	<b>749</b>
APRIL	1497.76	283	18,459.30	1672	232
MAY	1513.15	300	17,650.30	1665	273
JUNE	1467.25	296	17,467.30	1600	191
<b>2ND QUARTER</b>	<b>4478.16</b>	<b>879</b>	<b>53576.9</b>	<b>4937</b>	<b>696</b>
JULY	1619.64	297	17,516.00	1974	163
AUGUST	1485.84	278	18,545.60	1800	154
SEPTEMBER	1502.65	289	17880.5	1520	156
<b>3RD QUARTER</b>	<b>4608.13</b>	<b>864</b>	<b>53942.1</b>	<b>5294</b>	<b>473</b>
OCTOBER	1486.05	280	18653.9	1510	152
NOVEMBER	1211.1	265	16079.1	1372	222
DECEMBER					
<b>4TH QUARTER</b>	<b>2697.15</b>	<b>545</b>	<b>34733</b>	<b>2882</b>	<b>374</b>
<b>ANNUAL TOTALS</b>	<b>15810.86</b>	<b>3119</b>	<b>193204.3</b>	<b>17897</b>	<b>2292</b>

RESPECTFULLY SUBMITTED



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2014 GREENE COUNTY SOLID WASTE RECYCLING REPORT

	METAL	TIRE COUNT	TIRE TONS	CARD BOARD	NEWS PAPERS	BATTERY	ALUMINUM	PLASTIC	USED OIL 7.62 GAL	BUSINESS PICK-UPS	ELECTRONIC WASTE	FENCE WIRE	OMNI SOURCE
JANUARY	19,100	2,679	31.75	29,030	39,320	0	1330	2,780	1075	407	9,058	0	
FEBRUARY	13,940	1,820	21.32	27,950	35,780	0	0	10,020	270	349	15,482	0	
MARCH	48,990	2,575	33.19	41,380	39,420	0	0	9,440	1175	373	16,736	0	
APRIL	56,060	2,695	33.91	38,990	40,040	0	1420	13,020	1210	388	11,660	1730	
MAY	31850	2363	32.42	40130	64480	3787	2320	9740	940	455	0	0	
JUNE	53050	2013	33.64	40460	40180	157	106	12140	1206	469		2920	
JULY	40990	1924	24.37	35970	35220		1300	14420	780	505	56771		8180
AUGUST	38060	2432	32.86	46880	38320			11380	260	454	11867	1150	
SEPTEMBER	46260	1596	21.14	17680	38340		1460	12900	1665	485	3635	2110	
OCTOBER	36860	3297	41.95		59500			10380	100	441	3375		
NOVEMBER	19900	1899	22.67		18720			10120	1665	379	5182	1350	10520
DECEMBER													
TOTALS LBS	405,060			318470	449320	3944	7936	116340			133766	9260	18700
TOTAL GALS									10346				
TOTAL NO.		25293								4705			
TOTAL TONS			329.22										

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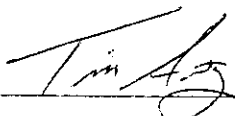
*Tina [Signature]*

GREENE CO. SOLID WASTE RECYCLING REVENUES

	F/Y 01-02	F/Y 02-03	F/Y 03-04	F/Y 04-05	F/Y 05-06	F/Y 06-07	F/Y 07-08	F/Y 08-09	F/Y 09-10	F/Y 10-11
JULY	\$ 1,246.25	\$ 2,955.08	\$ 2,923.55	\$ 4,336.85	\$ 4,812.00	\$ 6,774.20	\$ 9,559.69	\$ 13,948.80	\$ 12,514.58	\$ 12,514.26
AUG	\$ 3,057.73	\$ 2,003.13	\$ 2,527.18	\$ 5,537.34	\$ 5,794.02	\$ 7,397.81	\$ 8,799.31	\$ 11,237.30	\$ 12,624.08	\$ 13,165.92
SEPT	\$ 1,859.98	\$ 1,939.68	\$ 3,560.36	\$ 5,062.22	\$ 5,541.67	\$ 6,803.98	\$ 7,827.01	\$ 10,910.40	\$ 11,639.48	\$ 11,207.06
OCT.	\$ 1,459.79	\$ 2,420.25	\$ 4,064.38	\$ 4,602.77	\$ 5,787.17	\$ 6,596.01	\$ 9,719.87	\$ 7,399.69	\$ 9,063.30	\$ 13,173.71
NOV.	\$ 2,019.03	\$ 1,610.80	\$ 3,082.45	\$ 5,150.10	\$ 6,408.59	\$ 5,760.62	\$ 8,216.19	\$ 2,800.05	\$ 8,750.00	\$ 10,869.24
DEC.	\$ 1,144.13	\$ 2,423.61	\$ 2,005.00	\$ 3,726.92	\$ 4,544.30	\$ 5,991.52	\$ 7,608.16	\$ 5,448.30	\$ 10,455.61	\$ 9,751.54
JAN.	\$ 1,177.37	\$ 1,835.89	\$ 1,725.80	\$ 4,980.72	\$ 4,889.02	\$ 6,065.85	\$ 9,087.82	\$ 3,974.63	\$ 8,696.00	\$ 8,356.65
FEB.	\$ 1,442.86	\$ 1,937.22	\$ 1,904.65	\$ 3,348.52	\$ 3,960.95	\$ 4,499.88	\$ 8,899.37	\$ 4,587.26	\$ 7,308.92	\$ 10,058.92
MAR	\$ 1,347.13	\$ 3,340.53	\$ 5,321.99	\$ 5,749.72	\$ 8,560.03	\$ 10,192.12	\$ 10,722.34	\$ 9,294.10	\$ 17,295.24	\$ 17,072.40
APR.	\$ 2,779.19	\$ 3,070.30	\$ 5,482.85	\$ 6,351.42	\$ 7,268.54	\$ 9,046.65	\$ 14,808.55	\$ 7,433.05	\$ 15,866.88	\$ 13,733.70
MAY	\$ 2,467.74	\$ 2,747.05	\$ 3,314.05	\$ 5,130.77	\$ 7,353.42	\$ 9,425.86	\$ 12,482.60	\$ 8,700.12	\$ 12,852.98	\$ 17,257.47
JUN.	\$ 2,037.06	\$ 2,823.70	\$ 3,725.25	\$ 5,291.34	\$ 8,803.17	\$ 9,596.54	\$ 13,354.38	\$ 14,578.72	\$ 13,999.58	\$ 21,288.89
TOTALS	\$ 22,038.26	\$ 29,107.24	\$ 39,637.51	\$ 59,268.69	\$ 73,722.88	\$ 88,151.04	\$ 121,085.29	\$ 100,312.42	\$ 141,066.65	\$ 158,449.76

	F/Y 11-12	F/Y 12-13	F/Y 13-14	F/Y 14-15	F/Y 15-16	F/Y 16-17	F/Y 17-18
JULY	\$14,053.22	\$12,918.52	\$ 12,594.88	\$ 27,950.95			
AUG.	\$17,047.10	\$11,200.00	\$ 13,480.47	\$ 31,811.37			
SEPT.	\$13,384.30	\$9,697.74	\$ 8,967.55	\$ 30,052.16			
OCT.	\$14,994.80	\$8,293.05	\$ 11,604.96	\$ 20,266.20			
NOV.	\$12,799.45	\$9,946.43	\$ 8,875.43	\$ 14,637.00			
DEC.	\$12,539.80	\$7,430.86	\$ 7,267.50				
JAN.	\$10,615.38	\$8,292.15	\$ 5,679.60				
FEB,	\$8,951.61	\$5,814.54	\$ 3,834.35				
MAR.	\$14,741.05	\$8,714.98	\$ 10,539.80				
APR.	\$14,047.37	\$11,873.97	\$ 11,446.17				
MAY	\$15,928.89	\$9,612.91	\$ 13,395.48				
JUN	\$12,918.52	\$11,293.10	\$ 10,313.59				
TOTALS	\$162,021.49	\$115,088.25	\$117,999.78	\$124,717.68			
		(\$46,933.24)					

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RESPECTFULLY SUBMITTED 

## GCSW 2014-2015 REVENUES

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	METAL	C.W.T.	REVENUE	OCC	REVENUE	REVENUE	O.N.P.	REVENUE	REVENUE	BUSINESS		BUSINESS
	FOUNDRY			WGT	TON		W.G.T.	TON		EMPTIED	@	REVENUE
JULY	40990	\$ 10.66	\$3,846.55	35970	\$100.00	\$ 1,798.50	40120	\$ 30.00	\$ 601.80	505	\$25.00	\$ 12,625.00
AUGUST	31880		\$5,745.74	53060	\$100.00	\$ 2,520.36	38320	\$ 30.00	\$ 574.80	454	\$25.00	\$ 11,350.00
SEPT.	44460	\$ 10.00	\$4,694.58	17740	\$80.00	\$ 632.08	38340	\$ 30.00	\$ 575.10	485	\$25.00	\$ 12,125.00
OCT	31840	\$ 9.00	\$2,865.60				59500			441	\$25.00	\$ 11,025.00
NOV										379	\$25.00	\$ 9,475.00
DEC												
JAN												
FEB												
MAR												
APR												
MAY												
JUNE												
<b>TOTAL</b>	149170		\$ 17,152.47	106770		\$ 4,950.94	176280		\$ 1,751.70	2264		\$ 56,600.00
										PET		
	BATTERYS	LB	REVENUE	ALUM	LB.	REVENUE	OIL	GALLONS	REVENUE	PLASTIC	LB.	REVENUE
JULY	0			1280	\$0.55	\$704.00		780	\$1,034.25	6,760	\$0.07	\$ 473.20
AUG							\$ 0.85	1585	\$1,347.25	7120	\$0.06	\$ 427.20
SEPT				1460	\$0.55	\$803.00	\$ 0.85	1860	\$901.00	7800	\$0.06	\$ 468.00
OCT								100				
NOV							\$ 0.85	260	\$ 221.00			
DEC												
JAN												
FEB												
MAR												
APR												
MAY												
JUNE												
<b>TOTAL</b>	0		\$ -	2740		\$ 1,507.00		4585	\$ 3,503.50	21680		\$ 1,368.40

## GCSW 2014-2015 REVENUES

METAL	C.W.T.	REVENUE	FENCE	PER	REVENUE	RADIATORS	PER -LB	REVENUE	WEST		TOTAL
Omni			WIRE	POUND		COPPER			MAIN	REVENUE	REVENUE
	\$11.75	\$990.05							34810	\$ 2,969.60	\$22,831.50
8180	\$11.75	\$816.15	1150	\$ 0.03	\$ 37.38						\$ 26,427.90
	\$11.75	\$719.80							1940	\$ 194.00	\$ 24,496.36
10520	\$10.75	\$985.90				248	\$0.74	\$184.70	3375	\$ 445.00	\$ 17,886.20
											\$ 12,056.00
											\$ -
											\$ -
											\$ -
											\$ -
											\$ -
											\$ -
											\$ -
18700	46	\$ 3,511.90	1150		\$ 37.38	248		\$184.70	40125	\$ 3,608.60	\$ 103,697.96
HDPE			IORNY								
PLASTIC	LB.	REVENUE	ALUM	LB	REVENUE	E-WASTE	PER-LB	REVENUE	DUMPSTER	REVENUE	
5380	\$0.07	\$ 376.60	580	\$0.33	\$191.40				117	\$ 2,340.00	\$ 5,119.45
4260	\$0.06	\$ 285.60				4533		\$963.42	118	\$ 2,360.00	\$ 5,383.47
5100	\$0.06	\$ 306.00				3635		\$697.80	119	\$ 2,380.00	\$ 5,555.80
						3375			119	\$ 2,380.00	\$ 2,380.00
						5182			118	\$ 2,360.00	\$ 2,581.00
											\$ -
											\$ -
											\$ -
											\$ -
											\$ -
											\$ -
						56771					\$ -
14740		\$ 968.20	580		\$191.40	73496	\$0.00	\$1,661.22		\$11,820.00	\$ 21,019.72
GRAND TOTAL										\$ 124,717.68	

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## A MOTION TO APPROVE NOTARIES

Mayor Crum asked for the County Clerk, Lori Bryant to read a list of names requesting to be Notaries to the Commission. A motion was made by Commissioner Waddle and seconded by Commissioner Clemmer to approve the list. Mayor asked if there were any discussions. Commissioner Hensley stated that he would be abstaining since he was on the Notary list to be approved. Mayor Crum called for the Commissioners to vote on their keypads. The following vote was taken: Commissioner Carpenter, Clemmer, Cobble, Collins, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. Commissioner Hensley abstained and Commissioner Quillen was absent. The vote was 19 - aye; 0 - nay; 1 - abstain; and 1 - absent. The Commissioners voted in favor of the motion to approve the notaries.

CERTIFICATE OF ELECTION OF NOTARIES PUBLIC  
AS A CLERK OF THE COUNTY OF GREENE, TENNESSEE I HEREBY CERTIFY TO  
THE SECRETARY OF STATE THAT THE FOLLOWING WERE ELECTED TO THE OFFICE OF  
NOTARY PUBLIC DURING THE DECEMBER 15, 2014 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
1. ROBIN CARTER	445 EAST BERNARD GREENEVILLE TN 37745		445 EAST BERNARD AVENUE GREENEVILLE TN 37745	423 639 7856	
2. DONNA L ELLENBURG	129 PANORAMIC VIEW DR. W. GREENEVILLE TN 37743	423-638-4692	119 S. MAIN STREET GREENEVILLE TN 37743	423-639-0151	
3. SHERRY L HENRY	2830 OLD MIDWAY ROAD MOSHEIM TN 37818	423-525-4607	119 S. MAIN STREET GREENEVILLE TN 37743	423-639-0151	
4. ROBIE T. HENSLEY	1935 EARNEST RD. CHUCKEY TN 37641	--	502 E. JACKSON BLVD. JONESBOROUGH TN 37659	--	ERIE INSURANCE
5. TERRY JOE LAWS	2855 OLD KENTUCKY RD S GREENEVILLE TN 37743	639-6131	3634 E AJ HWY GREENEVILLE TN 37745	639-6131	
6. MAUREEN L MALONE	121 RUSH RD BULLS GAP TN 37711	423-588-0478	1431 W MAIN ST GREENEVILLE TN 37743	423-639-7212	SURETY BONDING COMP OF AMERICA
7. KEEMA DIANE MATTHEWS	400 JUNIPER ST GREENEVILLE TN 37745	423-329-5787	250 STATE ST GREENEVILLE TN 37743	4237870399	
8. TAMMY KAY MCCAMEY	1082 SHILOH ROAD GREENEVILLE TN 37745	423 588 0819	1104 TUSCULUM BLVD GREENEVILLE TN 37745	423 787 2203	
9. JANIE DIANNE NEWTON	128 W BARTON RIDGE RD GREENEVILLE TN 37743	636-5019	2014 W CHURCH ST GREENEVILLE TN 37745	636-5000	
10. KEVIN WOOD SMITH	113 WATERSTONE CIRCLE GREENEVILLE TN 37745	423-552-8782	114 WEST CHURCH STREET GREENEVILLE TN 37745	423-636-5038	JANIE NEWTON KAREN
11. RUSSELL CHARLES TAYLOR	1635 STONE DAM RD CHUCKEY TN 37641	335-5744	PO BOX 1388 GREENEVILLE TN 37744	787-7711	
12. JOYCE G. WHITTENBURG	565 OLD LANE RD MOSHEIM TN 37818	423-639-4629	185 SERRAL DRIVE GREENEVILLE TN 37745	423-638-8144	RLI SURETY

  
SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

12-5-14

DATE

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A. A RESOLUTION TO ADOPT THE PROVISIONS OF T.C.A. 67-4-601(b)(5)  
TO IMPOSE A PRIVILEGE TAX OF TWELVE DOLLARS AND FIFTY CENTS  
(\$12.50) ON LITIGATION IN ALL CIVIL AND CRIMINAL CASES

A motion was made by Commissioner Peters and seconded by Commissioner Waddell to approve a resolution to adopt the provisions of T.C.A. 67-4-601(b)(5) to impose a privilege tax of twelve dollars and fifty cents (\$12.50) on litigation in all civil and criminal cases.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Cobble, Collins, Hensley, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. Commissioner Clemmer and Jennings voted no. The vote was 18 – aye; 2 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO ADOPT THE PROVISIONS OF T.C.A. §67-4-601(b)(5)  
TO IMPOSE A PRIVILEGE TAX OF TWELVE DOLLARS AND FIFTY  
CENTS (\$12.50) ON LITIGATION IN ALL CIVIL AND CRIMINAL CASES**

**WHEREAS,** Greene County has performed extensive reconstruction, renovation and upgrading of the Greene County Courthouse, the Greene County Detention Center, and the Greene County Workhouse including the installation of energy efficient HVAC systems and lighting, upgrading the electrical system, installation of sprinkler systems, installation of energy efficient windows and other improvements to those buildings; and

**WHEREAS,** Greene County incurred debt for the reconstruction, remodeling, and upgrades on these buildings above described and in addition thereto has a outstanding indebtedness remaining for the original construction for the Workhouse; and

**WHEREAS,** Pursuant to T.C.A. §67-4-601(b)(5), Greene County is authorized to impose a litigation tax on all civil and criminal cases in any of the various courts in Greene County, excluding municipal courts in an amount not to exceed \$25.00 per case; and

**WHEREAS,** In order to provide the revenues to retire the debt on the renovations, reconstruction and upgrades for the buildings above specified and to provide additional revenue to retire the debt for the Workhouse, it would appear that it would be in the best interest of Greene County and its citizens to impose a \$12.50 privilege tax on all civil and criminal cases filed in Greene County excluding cases in the municipal courts.

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session on this 15<sup>th</sup> day of December, 2014, a quorum being present and a two-thirds (2/3) majority voting in the affirmative, that:

**Section 1:** Effective the 1<sup>st</sup> day of the month following the final passage of this Resolution the privilege tax on litigation on all civil and criminal cases filed in Greene County shall be levied \$12.50 per filing/case as provided in this Resolution (which privilege tax shall be in addition to any other privilege taxes on litigation heretofore authorized and collected) to be used exclusively for and allocated to General Debt Service Fund 151, Account # 40260 – Litigation Tax – Special Purpose – General Debt Service.

**Section 2:** The Clerks of the Courts of Greene County are instructed to collect this additional litigation tax on all civil and criminal cases filed in Greene County in the same manner as all other litigation taxes.

**Roger A. Woolsey**  
County Attorney  
204 N. Cutler St.  
Suite 120  
Greeneville, TN 37745  
Phone: 423-798-1779  
Fax: 423-798-1781

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**Section 3:** Tax imposed by this Resolution shall take effect on the 1<sup>st</sup> day of January, 2015, the public welfare requiring it and it shall be used for the purpose hereinabove stated.

**Section 4:** If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect any other provisions or applications of this Resolution which shall be given effect without the invalid provision or application and to that end the provisions of this Resolution are declared to be servable.

Budget and Finance Committee  
Sponsor

David Lee Smith  
County Mayor

Lou Bryant  
County Clerk

David Lee Smith  
County Attorney

**Roger A. Woolsey**  
County Attorney  
204 N. Cutler St.  
Suite 120  
Greeneville, TN 37745  
Phone: 423-798-1779  
Fax: 423-798-1781

B. A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY  
TO INCREASE THE COUNTY-WIDE MOTOR VEHICLE TAX

A motion was made by Commissioner Collins and seconded by Commissioner Waddell to approve a resolution of the Greene County Legislative Body to increase the County-wide motor vehicle tax. Commissioners Cobble, Parton, White, Seay, Hensley, Jennings, Patterson, Neas, Peters, and Tucker had various questions, discussions and issues on the amount of increase for the County-wide motor vehicle tax and other various ways for budget cuts.

A motion was made by Commission Cobble to amend the resolution of the Greene County Legislative to increase the County-Wide motor vehicle tax to \$40.00, in which the break down would be: \$20.00 for the General Fund; \$10.00 for Debt Service; \$5.00 for Highway; \$3.00 for the Volunteer Fire Department; and \$2.00 for Capital Projects.

Mayor Crum called for a 10 minute break at 12:05 to 12:15.

Commissioner Cobble withdrew his motion to amend the resolution to increase the County-Wide motor vehicle tax to \$40.00.

A motion was made by Commissioner White and seconded by Commission Peters to amend a resolution of the Greene County legislative body to increase the County-wide motor vehicle tax to \$35.00 in which the break down would be: \$24.00 for the General Fund; \$6.00 for Debt Service; \$3.00 for Volunteer Fire Departments; and \$2.00 Capital Projects.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Clemmer, Cobble, Collins, McAmis, Neas, Parton, Patterson, Peters, Tucker, Waddell, Waddle, and White voted yes. Commissioners Carpenter, Hensley, Jennings, Miller, Randolph, Seay, and Shelton voted no. The vote was 13 – aye; 7 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of the motion to amend the resolution.

A motion was made earlier by Commissioner and seconded by Commissioner Waddell to approve the resolution of the Greene County legislation body to increase the County-wide motor vehicle tax to \$35.00 as amended. Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Cobble, Collins, Kesterson, McAmis, Neas, Parton, Patterson, Peters, Seay, Tucker, Waddell, Waddle, and White voted yes. Commissioners Carpenter, Clemmer, Hensley, Jennings, Miller, Randolph, and Shelton. The vote was 13 – aye; 7 – nay; and 1 – absent. Commissioner Quillen was absent. The motion failed since a 2/3 majority vote was need to approve the resolution.

A motion was made by Commissioner Carpenter and seconded by Commissioner Peters to bring the resolution back up for discussion. Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Kesterson, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Waddell, Waddle, and White voted yes. Commissioners Hensley, Jennings, McAmis, Shelton, and Tucker voted no. The vote was 15 – aye; 5 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of the motion made to bring the resolution back up for discussion.

A motion was made by Commissioner Carpenter and seconded by Commissioner Kesterson to amend the resolution to change amount. Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commission Carpenter, Clemmer, Kesterson, Miller, Neas, Parton, Patterson, Peters, Waddell, and Waddle voted yes. Mayor Crum, tie breaker, voted yes. Commissioner Cobble, Collins, Hensley, Jennings, McAmis, Randolph, Seay, Shelton, Tucker, and White voted no. The vote was 11 – aye; 10 - nay; and 1 – absent. Commission Quillen was absent.

A motion was made by Commissioner Collins and seconded by Commissioner Kesterson to approve the resolution as amended. Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commission Carpenter, Clemmer, Kesterson, Miller, Neas, Parton, Peters, Waddell, and Waddle voted yes. Commissioner Cobble, Collins, Hensley, Jennings, McAmis, Patterson, Randolph, Seay, Shelton, Tucker, and White voted no. The vote was 9 – aye; 11 – nay; and 1 – absent. Commissioner Quillen was absent. The motion to approve the resolution as amended failed.

Mayor Crum called for a lunch break from 2:00 to 3:00 p.m.

Mayor Crum called the meeting to order after the lunch break. The Commissioners signed in on their keypads. Commissioners present were Commissioner Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, and White. There were 19 Commissioners present and 2 absent. Commissioner Quillen was absent and Commission Waddle was late returning.

A motion was made by Commission Seay and seconded by Commissioner Randolph to approve the resolution of the County-wide motor vehicle tax increase to \$50.00. Mayor Crum then called the Commissioners to vote on their keypads. The following vote

was taken: Commissioners Patterson, Randolph, Seay, Tucker, and Waddell voted yes. Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Peters, Shelton, and White voted no. The vote was 5 – aye; 14 – nay; and 2 – absent. Commissioner Quillen was absent. Commissioner Waddle was absent after the lunch break due to checking on his mother. Commissioner Waddle returned thereafter.

The motion to approve the resolution of the County-wide motor vehicle tax increase to \$50.00 failed.

A motion was made by Commission Carpenter and seconded by Commissioner Peters to approve the resolution of the County-wide vehicle tax increase to \$35.00, in which the break down would be \$25.00 for the General Fund; 5 for Debt Service; \$3.00 for Volunteer Fire Department; and \$2.00 for Capital Projects.

Mayor then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Tucker, Waddell, Waddle, and White voted yes. Commissioners Hensley, Jennings, Randolph, Seay, and Shelton voted no. The vote was 15 – aye; 5 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of the motion to approve the resolution to increase the County-wide motor vehicle tax to \$35.00. Mayor Crum stated that the same resolution would need to be voted on again at the next County Commission meeting in January for the second reading.

**RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY TO INCREASE THE  
COUNTY-WIDE MOTOR VEHICLE TAX**

**WHEREAS,** Tennessee Code Annotated, § 5-8-102 and Chapter 409 of the Public Acts of 1983 authorize counties to levy a motor vehicle privilege tax as a condition precedent to the operation of a motor vehicle within a county, and,

**WHEREAS,** the need for additional revenue to fund county services is great in Greene County, and

**WHEREAS,** to broaden the base of citizens who would be required to pay their share of the cost of providing local governmental services and to avoid imposing additional taxes on the owners of real property, it would appear that an increase in the motor vehicle privilege tax would be appropriate.

**NOW, THEREFORE BE IT RESOLVED,** Greene County Legislative Body meeting in regular session this 15<sup>th</sup> day of December, 2014, a quorum being present and majority voting in the affirmative, that the local motor vehicle privilege tax levied on all motor vehicles in Greene County be increased by \$50.00 from \$20.00 to \$70.00 pursuant to T.C.A. §5-8-102.

**SECTION 1.** For the privilege of operating a motor vehicle within Greene County, Tennessee, there is levied upon motor-driven vehicles, (including motorcycles and motor-driven bicycles and scooters), and upon the privilege of the operation thereof, except farm tractors, self-propelled farm machines not usually used for the operation upon public roads, and except all motor-driven vehicles owned by an governmental agency or governmental instrumentality, a special privilege tax for the benefit of such county, which tax shall be increased by the amount of fifty dollars (\$50.00) from the present motor vehicle tax of twenty

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B

dollars (\$20.00) to fifty dollars (\$70.00) for each such motor-driven vehicle including motorcycles, or motor-driven bicycles and scooters.

This tax applies to, is a levy upon, and shall be paid on each motor-driven vehicle, the owner of which resides within said county.

**SECTION 2.** The tax herein levied shall be paid to and collected by the County Clerk of Greene County, who is authorized by T.C.A. § 55-4-101 et. seq. to collect such privilege taxes. The County Clerk shall collect this tax at the same time he collects the state privilege tax levied upon the operation of a motor-driven vehicle over the public highways of this State. The County Clerk shall deduct a fee of five percent (5%) as authorized in T.C.A. § 8-21-701(7) from the amount of taxes collected and paid over to the County Trustee.

**SECTION 3.** Payment of the privilege tax imposed hereunder shall be evidenced by a receipt, issued in duplicate by the Clerk, the original of which shall be kept by the owner of the motor-driven vehicle.

**SECTION 4.** The privilege tax imposed herein shall be collected by the Clerk upon issuance of the license fee for the motor vehicle, with the wheel tax to be renewed in the same fashion as the renewal of the license fee (privilege tax) for the State of Tennessee. No emblem or decal for the county wheel tax will be issued. The renewal of the privilege tax will be on the same date as the renewal for the license plate. The expiration date will be clearly shown by the month and year evidenced on the license plate.

**SECTION 5.** The privilege tax (wheel tax) herein levied, when paid together with full, complete, and explicit performance of and compliance with all provisions of this resolution, by the owner, shall entitle the owner of the motor-driven vehicle for which said tax was paid to

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operate or allow to be operated his/her vehicle over the streets, roads, and highways of the county for a period of one year which will run concurrently with the period established for the state registration licensing requirements for each vehicle.

In the event the wheel tax is collected by the clerk for a period of more or less than a calendar year, the tax imposed shall be proportionate to the annual tax filed for the vehicle and modified in no other manner, except that the proportional tax shall be rounded off to the nearest quarter of a dollar.

**SECTION 6.** In the event any motor vehicle for which the wheel tax has been paid becomes unusable or is destroyed or damaged to the extent that it can no longer be operated over the public roads, streets, or highways of the county, or in the event that the owner transfer the title to such vehicle, upon application by the owner, the privilege for operating another vehicle may be transferred to the second vehicle by proper application of the owner, which would occur concurrently with the issuance of a new license plate for the second vehicle, in order that the expiration date for both the license and the privilege tax will occur at the same time.

**SECTION 7.** The additional proceeds from this tax shall be allocated as follows: Thirty (30.00) Dollars shall be allocated to the General Fund for Greene County; Fifteen (\$15.00) Dollars shall be allocated to the Highway Department to be used for asphalt and operational costs for paving roads; Three (\$3.00) Dollars shall be allocated to the General Fund for Greene County for allocation to the Volunteer Fire Departments; and Two (\$2.00) Dollars shall be allocated to Greene County's General Capital Projects Fund..

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**SECTION 8.** Any person violating the provisions of this resolution, upon conviction, commits a Class C misdemeanor.

**SECTION 9.** This Resolution shall have no effect unless it is approved by a two-thirds (2/3) vote of the County Legislative Body at two (2) consecutive regularly scheduled meetings.


**SECTION 10.** For the purpose of approving or rejecting the provisions of this Resolution, it shall be effective upon being approved by a two-thirds (2/3) vote of the Board of County Commissioners of Greene County at two (2) consecutive regular meetings. For the purpose of collection of the tax herein levied such collection shall begin on the 1st day of May, 2015.

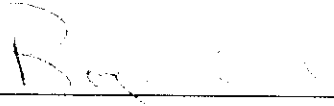
Passed 1<sup>st</sup> reading at the regular meeting on the \_\_\_\_ day of \_\_\_\_\_, 2014, of the Greene County Legislative Body.

Passed 2<sup>nd</sup> reading at the regular meeting on the \_\_\_\_ day of \_\_\_\_\_, 2014, of the Greene County Legislative Body.

Budget and Finance Committee  
Sponsor

\_\_\_\_\_  
County Mayor

  
\_\_\_\_\_  
County Clerk

  
\_\_\_\_\_  
County Attorney

**Roger A. Woolsey**  
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## **EXHIBIT A**

**AN ACT** to levy an additional privilege tax upon certain motor-driven vehicles in Greene County; to provide for the collection of the tax and the costs of administration of the tax; and to provide penalties for violation of any of the provisions of this act.

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

SECTION 1. In addition to any other taxes heretofore levied for the privilege of using the public roads and highways in Greene County, Tennessee, there is levied upon motor-driven vehicles, and upon the privilege of the operation thereof, except motorcycles, motor-driven bicycles and scooters, farm tractors, self-propelled farm machines not usually used for operation upon public highways or roads, and motor-driven vehicles owned by any governmental agency or governmental instrumentality, and except for other exemptions provided by general law, a special privilege tax for the benefit of such county, which an additional tax levy in the amount of fifty and no/dollars (\$50.00) for a total of seventy and no/dollars (\$70.00) for each such motor-driven vehicle, the owner of which resides within said county. This tax applies to, is a levy upon, and shall be paid on each motor-driven vehicle, the owner of which resides within said county.

SECTION 2. The proceeds of this tax shall be used as directed by resolution of the county legislative body of Greene County.

SECTION 3. The tax herein levied shall be paid to and collected by the County Clerk of Greene County, who is authorized by T.C.A. § 67-4-103 to collect such privilege taxes. The County Clerk shall collect this tax at the same time he or she collects the state privilege tax levied upon the operation of a motor-driven vehicle over the public highways of this state. The County Clerk shall deduct a fee of five percent (5%), or such higher or lower fee as may from time to time be authorized under T.C.A. § 8-21-701(55) for receiving and paying over county revenue, from the amount of taxes collected and paid over to the County Trustee.

SECTION 4. Payment of the privilege tax imposed hereunder and all other motor vehicle privilege taxes levied in Greene County, shall be evidenced by a receipt, issued in duplicate by the County Clerk, the original of which shall be kept by the owner of the motor-driven vehicle and, if required by the county legislative body by resolution pursuant to T.C.A. § 55-4-103, by a decal or emblem also issued by the County Clerk, which shall be displayed in the manner required by resolution of the county legislative body. The design of the decal or emblem shall be determined by the County Clerk. The expense incident to the purchase of such decals herein required, as well as the expense of obtaining proper receipts and other records necessary for the performance of the duties herein incumbent upon the County Clerk, shall be paid from the General Fund of the County.

SECTION 5. The privilege tax or wheel tax herein levied and all other motor vehicle privilege taxes in Greene County, when paid, together with full, complete and explicit performance of and compliance with all provisions of this act by the owner, shall entitle the owner of the motor-driven vehicle for which said tax was paid and on which any required decal or emblem has been affixed, as herein provided, to operate or allow to be operated his vehicle

over the streets, roads and highways of the county for a period of one (1) year which will run concurrently with the period established by T.C.A. § 55-4-104 for state registration fees.

In the event a wheel tax decal or emblem is sold by the Clerk for a period of more or less than a calendar year, the tax imposed shall be proportionate to the annual tax fixed for the vehicle and modified in no other manner, except that the proportional tax shall be rounded off to the nearest quarter of a dollar.

SECTION 6. In the event any motor-driven vehicle for which the wheel tax had been paid and any required decal or emblem issued and placed thereon becomes unusable or is destroyed or damaged to the extent that it can no longer be operated over the public roads, streets or highways of said county, or in the event that the owner transfers the title to such vehicle, or completely removes therefrom and destroys the decal or emblem issued for and placed thereon, and the owner makes proper application to the Clerk for the issuance of a duplicate decal or emblem to be used by him on another vehicle for the unexpired term for which the original decal or emblem was issued, and the Clerk is satisfied that the applicant is entitled to the issuance of a duplicate decal or emblem and the owner pays into the hands of the Clerk the sum of Two and no/dollars (\$2.00), the Clerk will then issue to such owner a duplicate receipt, canceling the original receipt delivered to him by the owner, and will deliver to the owner a duplicate decal or emblem, which shall be affixed to the motor-driven vehicle for which it is issued, as herein provided, and such duplicate decal or emblem shall entitle the owner to operate or allow to be operated the vehicle upon the streets, roads and highways of said county for the remainder of the period for which the original decal or emblem was issued. Likewise, in the event a decal or emblem becomes obliterated, erased, or defaced, or is destroyed under the provisions of this act, and is therefore illegible and unusable by the owner, upon proper application made by the owner and filed with the Clerk, showing such circumstances and facts to be true, then the Clerk, upon receipt from the owner of Two and no/dollars (\$2.00), may issue and deliver to the owner a duplicate decal or emblem.

SECTION 7. Any person violating the provisions of this act, or any part thereof, shall be guilty of a misdemeanor and shall, upon conviction, be subject to the same penalties provided for in T.C.A. §§ 5-8-102 and 55-4-105.

SECTION 8. 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 this 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 9. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Greene County. Its approval or non-approval shall be proclaimed by the presiding officer of the county legislative body and certified by him or her to the Secretary of State.

SECTION 10. 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 approval as provided in Section 9. Collection of the tax shall begin on the first day of the month following its approval.

C. A RESOLUTION TO URGE THE GENERAL ASSEMBLY TO ENACT A  
PRIVATE ACT PROVIDING FOR ADDITIONAL WHEEL TAX  
IN GREENE COUNTY

A motion to amend was made by Commission Carpenter and seconded by Commissioner Tucker to approve a resolution to urge the General Assembly to enact a Private Act providing for additional wheel tax in Greene County.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioner Carpenter, Clemmer, Cobble, Collins, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Seay, Tucker, Waddell, Waddle, and White voted yes. Commissioner Hensley, Jennings, Randolph, and Shelton voted no. The vote was 16 – aye; 4 – nay; and 1 – absent. Commissioner Quillen was absent. The motion to amend the resolution to urge the General Assembly to enact a Private Act providing for an additional wheel tax in Greene County in the amount of \$35.00, which the break down is \$25.00 for the General Fund; \$5.00 for Debt Service; \$3.00 for Volunteer Fire Department; and \$2.00 for Capital Projects was approved.

A motion was made by Commissioner White and seconded by Commissioner Peters to approve a resolution as amended to urge the General Assembly to enact a Private Act providing for an additional wheel tax in Greene County in the amount of \$35.00, which the break down is \$25.00 for the General Fund; \$5.00 for Debt Service; \$3.00 for Volunteer Fire Department; and \$2.00 for Capital Projects.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Tucker, Waddell, Waddle, and White voted yes. Commissioners Hensley, Jennings, and Shelton voted no.

The vote was 17 – aye; 3 – nay; and 1 – absent. Commissioner Quillen was absent.  
The Commissioners voted in favor of the motion to approve resolution as amended.

A RESOLUTION TO URGENTLY THE GENERAL ASSEMBLY  
ENACT A PRIVATE ACT PROVIDING FOR AN  
ADDITIONAL WHEEL TAX IN GREENE COUNTY

WHEREAS, Tennessee Code Annotated Section 5-8-102 authorizes counties to levy a motor vehicle privilege tax, or "wheel tax," as a condition precedent to the operation of a motor vehicle within the county; and

WHEREAS, the aforementioned statute recognizes that a motor vehicle privilege tax or "wheel tax" may be levied pursuant to a private act; and

WHEREAS, Greene County currently levies a wheel tax in the amount of Ten Dollars (\$10.00) pursuant to Chapter 251 of the Private Acts of 1976, as amended, and a wheel tax in the amount of Ten Dollars (\$10.00) pursuant to resolution of the Greene County legislative body, for a total of Twenty Dollars (\$20.00); and

WHEREAS, the need for new revenue sources is great in Greene County; and

WHEREAS, the County Legislative Body of Greene County has determined it to be in the best interest of the county that the amount of wheel tax be raised from Twenty Dollars (\$20.00) to Seventy Dollars (\$70.00) in Greene County, which additional revenues shall be allocated as follows: Thirty (\$30.00) Dollars shall be allocated to the General Fund for Greene County; Fifteen (\$15.00) Dollars shall be allocated to the Highway Department to be used for asphalt and operational costs for paving roads; Three (\$3.00) Dollars shall be allocated to the General Fund for Greene County for allocation to the Voluntary Fire Departments; and Two (\$2.00) Dollars shall be allocated to Greene County's General Capital Projects Fund.

NOW THEREFORE, BE IT RESOLVED by a two-thirds (2/3) vote of the county legislative body of Greene County, meeting in regular session on the 15<sup>th</sup> day of December, 2014, to request and urge the members of the General Assembly representing the people of Greene County to introduce and work for the passage of a private act which would levy an additional motor vehicle privilege tax or wheel tax in Greene County in the amount of Fifty Dollars (\$50.00), thereby increasing the total wheel tax to Seventy Dollars (\$70.00). A copy of

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the requested private act is attached as Exhibit A to this resolution and is incorporated herein by reference:

BE IT FURTHER RESOLVED, that copies of this resolution be mailed by the County Clerk to the members of the General Assembly representing the people of Greene County.

Budget & Finance Committee  
Sponsor

\_\_\_\_\_  
County Executive

\_\_\_\_\_  
County Clerk

\_\_\_\_\_  
County Attorney

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D. A RESOLUTION AUTHORIZING THE COMMISSIONED MEMBERS OF THE  
SHERIFF'S DEPARTMENT WHO PERFORM HONORABLY AND RETIRE FROM  
THE DEPARTMENT IN GOOD STANDING TO RETAIN THEIR SERVICE  
WEAPON, BADGE AND BRASS IN RECOGNITION OF THE MEMBER'S YEARS  
OF SERVICE TO GREENE COUNTY

A motion was made by Commissioner Collins and seconded by Commissioner Clemmer to approve a resolution authorizing the commissioned members of the Sheriff's Department who perform honorably and retire from the Department in good standing to retain their service weapon, badge and brass in recognition of the member's years of service to Greene County.

Mayor Crum then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. Commissioner Jennings voted no. The vote was 19 – aye; 1 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION AUTHORIZING COMMISSIONED MEMBERS OF THE SHERIFF'S  
DEPARTMENT WHO PERFORM HONORABLY AND RETIRE FROM THE  
DEPARTMENT IN GOOD STANDING TO RETAIN THEIR SERVICE WEAPON,  
BADGE AND BRASS IN RECOGNITION OF THE MEMBER'S YEARS SERVICE TO  
GREENE COUNTY**

WHEREAS, commissioned members of the Greene County Sheriff's Department generally have a long tenure of honorable service with the Greene County Sheriff's Department when they retire; and

WHEREAS, the State of Tennessee and other governmental entities in recognition of a long tenure and faithful service by commissioned officers allow those commissioned officers to retain their service weapon, badge and brass upon retirement; and

WHEREAS, It is in the public interest to honor officers who provide years of honorable service and strengthen the bond between the Sheriff's Department and the community by enacting a policy permitting qualifying retiring commissioned members of the Greene County Sheriff's Department to retain their service weapons, badges and brass after retirement; and

WHEREAS, In consideration of that good and faithful service by members of the Greene County Sheriff's Department it would appear just and proper to permit any commissioned officer of the Greene County Sheriff's Department who has served a minimum of 20 years continuously with the Department who then retires, becomes disabled, or dies in office to permit that officer or his/her next of kin to retain that officer's service weapon, badge and brass in recognition of that officer's years of good and faithful service provided to Greene County provided the officer:

- A. Honorably retires after twenty years of continuous service with the Greene County Sheriff's Department; or
- B. Said member separates from service after twenty years of continuous service with Greene County as a result of a disability; or
- C. Said member dies while employed by Greene County, having served twenty years or more continuously with Greene County.

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his/her next of kin shall be permitted to retain that officer's service weapon, badge and brass.

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 15<sup>th</sup> day of December, 2014, a quorum being present and a majority voting in the affirmative that any commissioned (post certified) officer or that officer's next of kin if deceased shall be authorized and permitted to retain that officer's service weapon, badge and brass provided that officer has served a minimum of twenty years of continuous service with the Greene County Sheriff's Department at the time of his retirement, disability or death.

BE IT FURTHER RESOLVED if a commissioned officer dies in the line of duty while working for Greene County his/her next of kin shall be permitted to retain that officer's service weapon, badge and brass.

BE IT FURTHER RESOLVED that the service weapon retained by said commissioned officer shall be removed from the inventory of equipment of the Greene County Sheriff's Department and that the ownership of the service weapon shall be transferred to that retiring commissioned member or in the case of death to that commissioned member's next of kin; this policy being effective retroactive to September 1, 2014.

Budget and Finance Committee  
Sponsor

*Leri Bryant*  
County Clerk

*David Lee Clark*  
County Mayor

County Attorney

**Roger A. Woolsey**  
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E. A RESOLUTION AUTHORIZING A MODIFICATION OF GREENE COUNTY'S  
PERSONNEL POLICIES AND PROCEDURES SECTION 3.0 EMPLOYEE BENEFITS

A motion was made by Commissioner Waddle and seconded by Commissioner Carpenter to approve a resolution authorizing a modification of Greene County's personnel Policies and Procedures Section 3.0 Employee benefits.

Commissioners Carpenter, Randolph, and Waddell read the letter of Conflict of Interest before voting.

Mayor Crum then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Randolph, Seay, and Waddell voted yes. Commissioners Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Shelton, Tucker, Waddle, and White voted no. The vote was 4 – aye; 16 – nay; and 1 – absent. Commissioner Quillen was absent. The motion failed to approved the resolution.

**RESOLUTION AUTHORIZING A MODIFICATION OF GREENE COUNTY'S  
PERSONNEL POLICIES AND PROCEDURES SECTION 3.0 EMPLOYEE BENEFITS**

WHEREAS, The Greene County Employee Handbook effective July 1, 2003 establishes employee benefits; and

WHEREAS, these employee benefits are located in Section 3.0 of said handbook entitled employee benefits leave policies; and

WHEREAS, said leave policies provide for Sick Leave, Vacation, Bereavement Leave, Family Medical Leave, Holidays and various other leave policies; and

WHEREAS, some departments have permitted employees to be off work on their birthday as a paid holiday and other departments have not; and

WHEREAS, after carefully considering this issue in an effort to treat all employees fairly, each employee of Greene County should be entitled eight (8) hours in observance of his/her birthday as a holiday. The holiday may be taken on the birthday only if work requirements of the department permit. When his/her birthday falls on another holiday to which he/she is entitled, or a regularly scheduled day off, the birthday holiday shall be observed, if possible, on the day immediately preceding or following the day of his/her birthday. If he/she is required to work on his/her birthday, the employee shall be given a substitute eight (8) hours off with pay at straight time on a day designated by the Department Head. Under no circumstances shall holiday pay be allowed for work performed on a birthday.

NOW THEREFORE, BE IT RESOLVED, by the Greene County Legislative Body, meeting in regular session on the 15<sup>th</sup> day of December, 2014, a quorum being present and a majority voting in the affirmative, that an employee is entitled to eight (8) hours in observance of his/her birthday as a holiday. The holiday may be taken after the birthday only if work requirements of the department permit. When his/her birthday falls on another holiday to which he/she is

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entitled, or a regularly scheduled day off, the birthday holiday shall be observed, if possible, on the day immediately preceding or following the day of his/her birthday. If he/she is required to work on his/her birthday, the employee shall be given a substitute eight (8) hours off with pay at straight time on a day designated by the Department Head. Under no circumstances shall holiday pay be allowed for work performed on a birthday.

James (Buddy) Randolph  
Sponsor

Lori Bryant  
County Clerk

David Lee Owen  
County Mayor

Roger A. Woolsey  
County Attorney

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F. A RESOLUTION AUTHORIZING THE GREENE COUNTY – GREENEVILLE  
EMERGENCY MANAGEMENT SERVICES TO DONATE A VEHICLE TO THE TOWN OF  
GREENEVILLE

A motion was made by Commissioner Carpenter and seconded by Commissioner White to approve a resolution authorizing the Greene County – Greeneville Emergency Management Services to donate a vehicle to the Town of Greeneville.

Greeneville Fire Department Chief, Mark Foulks, spoke to the Commission concerning the 1995 Pepsi Truck owned by Greene County – Greeneville Emergency Management Service to transfer ownership to the Town of Greeneville, in order to apply for a grant to purchase another truck.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. Commissioner Quillen was absent. The vote was 20 – aye; 0 – nay; and 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION AUTHORIZING THE GREENE COUNTY-GREENEVILLE  
EMERGENCY MANAGEMENT SERVICES TO DONATE VEHICLE  
TO THE TOWN OF GREENEVILLE**

WHEREAS, the Greene County-Greeneville Emergency Management Services presently has in inventory a 1995 Ford F80 Truck that is surplus; and

WHEREAS, in discussions with the representatives of the Town of Greeneville, the Director of Greene County-Greeneville Emergency Management Services has negotiated the transfer of the 1995 Ford F80 Truck to the Town of Greeneville for use as a Hazard Materials Truck; and

WHEREAS, *T.C.A. §12-2-420* provides for the transfer of surplus personal property among government entities provided said transfer is approved by the governing bodies involved in the transaction; and

WHEREAS, it would appear that the donation of the 1995 Ford F80 Truck that is surplus would be in the best interest of both governmental entities.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 15<sup>th</sup> day of December, 2014, a quorum being present and a majority voting in the affirmative, that the Director of the Greene County-Greeneville Emergency Management Services is authorized to transfer the 1995 Ford F80 Truck to the City of Greeneville.

\_\_\_\_\_  
Josh Kesterson  
Sponsor

\_\_\_\_\_  
*David Layman*  
County Mayor

\_\_\_\_\_  
*Lori Bryant*  
County Clerk

\_\_\_\_\_  
*Roger A. Woolsey*  
County Attorney

**Roger A. Woolsey**  
County Attorney  
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G. A RESOLUTION TO BUDGET FOR AN INCREASE IN SALARY SUPPLEMENT  
FOR PUBLIC HEALTH COUNTY DIRECTOR IN THE AMOUNT OF  
\$6,600 AND DECREASE THE APPROPRIATION TO THE STATE BY THE SAME  
AMOUNT FOR THE FISCAL YEAR ENDING JUNE 30, 2015

A motion was made by Commissioner Waddell and seconded by Commissioner Clemmer to approve a resolution to budget for an increase in salary supplement for Public Health County Director in the amount of \$6,600 and decrease the appropriation to the State by the same amount for the fiscal year ending June 30, 2015.

Mayor Crum called on Rebecca English to explain the increase in salary supplement.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenters, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, And White voted yes. The vote was 20 – aye; 0 – nay; and 1 – absent. Commission Quillen was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO BUDGET FOR AN INCREASE IN SALARY SUPPLEMENT  
FOR PUBLIC HEALTH COUNTY DIRECTOR IN THE AMOUNT OF \$6,600  
AND DECREASE THE APPROPRIATION TO THE STATE BY THE SAME  
AMOUNT FOR THE FISCAL YEAR ENDING JUNE 30, 2015**

**WHEREAS,** Greene County is required by contract, to contribute to the State of Tennessee Department of Health to cover the salary supplement for the Greene County Public Health Director, who is an employee of the State of Tennessee, and

**WHEREAS,** the Direct Local amount required by this salary supplement increased by \$6,600 for the fiscal year ending June 30, 2015. This increase will allow the salary of the Greene County's Public Health Director to be consistent with other Public Health Directors across the State with the same years of experience, and

**WHEREAS,** the State of Tennessee has agreed to decrease the appropriations directly to the State due from the County by the same amount which will result in no additional increase of expenditures by the County, and

**THEREFORE,** let the General Fund budget be amended to the following:

**INCREASE AMOUNT BUDGETED IN APPROPRIATIONS**

55110 LOCAL HEALTH CENTER

140 Salary Supplements

Total increase in appropriations

\$ 6,600  
\$ 6,600

**DECREASE AMOUNT BUDGETED IN APPROPRIATIONS**

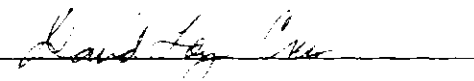
55390 APPROPRIATIONS TO STATE

316 Contributions

Total decrease in appropriations

\$ 6,600  
\$ 6,600

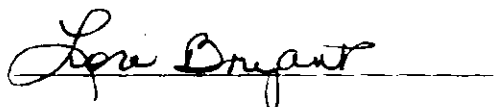
**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 15<sup>th</sup> day of December, 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.



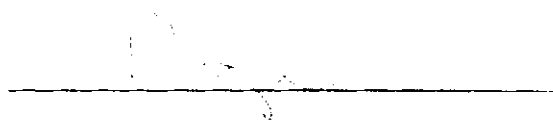
County Mayor

Budget and Finance Committee

Sponsor



County Clerk



County Attorney

H. A RESOLUTION REQUESTING THE GREENE COUNTY LEGISLATIVE BODY TO  
APPROVE AN EXTENSION OF AN ADDITIONAL NINE (9) MONTHS  
FOR THE CHARTER COMMISSION TO FILE ITS PROPOSED CHARTER

A motion was made by Commissioner Clemmer and seconded by Commissioner Jennings to approve a resolution requesting the Greene County Legislative Body to approve an extension of an additional nine (9) months for the Charter Commission to file its proposed charter.

Commissioner Waddle, a member of the Charter Commission, explained why the resolution was necessary, due to request of an extension for more time to get a judicial review of the document so they will not vote on a document that is unclear.

Mayor Crum then called on the Commissioners to vote on their keypads. The following vote was taken: Commissioners Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, Miller, Neas, Parton, Shelton, and Waddle voted yes. Commissioners Carpenter, McAmis, Patterson, Peters, Randolph, Seay, Tucker, Waddell, and White voted no. The vote was 11 – aye; 9 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners in favor of the motion to approve the resolution.

**RESOLUTION REQUESTING THE GREENE COUNTY LEGISLATIVE BODY TO APPROVE  
AN EXTENSION OF AN ADDITIONAL NINE (9) MONTHS FOR THE CHARTER  
COMMISSION TO FILE ITS PROPOSED CHARTER**

WHEREAS, T.C.A. § 5-1-208 (a) provides that each charter commission shall prepare and file the charter that it is proposing not later than nine (9) months after the date of its initial meeting, or within such extended limit of time as may be authorized by resolution of the legislative body of the county; and

WHEREAS, after approval of the charter commission by the voters of Greene County as provided for in T.C.A. § 5-1-204, said charter commission members consisting of

Jeff Cobble, Chairman;  
Robert Wood, Chair pro tempore;  
Timothy Houser, Secretary;  
Ronald Davenport,  
Walter Johnson,  
Dr. Ed Claiborne, and  
John Waddle, Jr.,

such charter commission held its first meeting on May 31, 2014 and has met at least on a semi-monthly basis on the 1st and 3rd Thursday of each month since its initial meeting, and

WHEREAS, the charter commission members receive no compensation at all, and to date, the members have operated, on behalf of the public, with the investment of their own personal funds to cover expenses, and

WHEREAS, the charter commission has determined that it may take an additional nine (9) months to file an appropriately-researched charter and have requested that the Greene County Legislative Body grant them an additional nine months from the end of their original nine (9) month term of February, 2015 to prepare and file the proposed charter, and

WHEREAS, there is no urgency for the charter to be finalized or presented to the public, in that the charter, if approved, will have no effect until a new county commission is elected and empanelled in September, 2018, and

WHEREAS, the charter commission is not seeking any public funds beyond the \$50,000.00 which is already allocated to it by state law, and

WHEREAS, the charter commission desires that the proposed charter comply with the Tennessee constitution and all applicable state law, thereby avoiding, as far as possible, any litigation surrounding the provisions of the charter, and

WHEREAS, to best insure that the proposed charter is compliant with all applicable law, the charter commission desires to seek comment and review by various legal and political authorities, such that, after said review, the charter commission will still have sufficient time remaining for editing and revising said charter, as the charter commission deems appropriate, before presenting the final version to the general public for referendum.

NOW THEREFORE, BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 15th day of December, 2014, a quorum being present, a majority voting in the affirmative that the charter commission be granted an additional nine (9) months to prepare and file their proposed charter, thereby extending the filing deadline from the end of February, 2015 until the end of November, 2015.

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John Waddle, Jr., Sponsor

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*Leri Bryant*  
County Clerk

\_\_\_\_\_  
*David Lee Cline*  
County Mayor

\_\_\_\_\_  
*[Signature]*  
County Attorney

I. A RESOLUTION TO REMOVE SASSAFRAS LANE FROM THE OFFICIAL  
GREENE COUNTY ROAD LIST (FIRST READING)

A motion was made by Commissioner Clemmer and seconded by Commissioner Jennings to approve a resolution to remove SassafRAS Lane from the official Greene County road list (First Reading).

Road Superintendent, David Weems, stated to Mayor Crum that the resolution would need to be pulled by a member on the Road Committee because of a failure of signatures for the right documents. Commissioner White stated that he would pull from the agenda since he was the chairman of the road committee. Commissioner Clemmer withdrew his motion to approve the resolution.

**A RESOLUTION TO REMOVE SASSAFRAS LANE FROM THE OFFICIAL  
GREENE COUNTY ROAD LIST  
(First Reading)**

WHEREAS, Sassafras Lane is a dead end road, .13 mile in length beginning at Lonesome Pine Trail and is located in the 8th Civil District of Greene County, Tennessee; and

WHEREAS, Sassafras Lane, .13 mile in length, is presently on the official Greene County Road List; and

WHEREAS, all residents and property owners on Sassafras Lane have requested by written petition that the road be removed from the Greene County Road List; and

WHEREAS, after a review of this road by the Road Committee for the Greene County Legislative Body, it appears that Sassafras Lane consisting of approximately .13 miles should be removed from the official Greene County Road List; and

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 15<sup>th</sup> day of December, 2014, a quorum being present and a majority voting in the affirmative, that Sassafras Lane consisting of .13 mile beginning at Lonesome Pine Trail until it dead-ends shall be removed from the official Greene County Road List and that the Greene County Highway Department have no further obligation to maintain same.

Road Committee

Sponsor

County Mayor

County Clerk

County Attorney

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**County Attorney**  
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J. A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO ENTER INTO  
A COOPERATIVE PURCHASING AGREEMENT FOR THE USE AND  
BENEFIT OF GREENE COUNTY AND ALL OF ITS INDIVIDUAL  
COUNTY DEPARTMENTS

A motion was made by Commissioner Collins and seconded by Commissioner Tucker to approve a resolution to authorize the County Mayor to enter into a cooperative purchasing agreement for the use and benefit of Greene County and all of its individual County departments.

Mayor Crum asked Diane Swatzell, Purchasing agent, explained that it allows the county to enter into a free cooperative purchasing agreement with the National Joint Powers Alliance, which allows the county to purchase different items and compare supplier prices.

Mayor Crum then called on the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. The vote was 20 – aye; 0 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO  
ENTER INTO A COOPERATIVE PURCHASING AGREEMENT  
FOR THE USE AND BENEFIT OF GREENE COUNTY AND ALL  
OF ITS INDIVIDUAL COUNTY DEPARTMENTS**

WHEREAS, Tennessee Code Annotated (TCA) §12-3-1205 permits any county to participate in, sponsor, conduct, or administrator cooperative purchasing agreements upon the approval and consent of the local legislative body; and

WHEREAS, cooperative purchasing agreements allows local governments to purchase goods and services through local, state and national cooperative purchasing alliances that have been competitively bid under the same requirements as required by the laws of the purchasing entity; and

WHEREAS, Tennessee state law was recently amended at the request of the Tennessee Association of Public Purchasing and the Tennessee County Commissioners' Association for all Tennessee counties to take advantage of cooperative purchasing agreements in effect throughout our state and nation; and

WHEREAS, Tennessee Code Annotated, §12-3-1205, states as follows:

(b) (1) Notwithstanding any other law to the contrary, any municipality, county, utility district, or other local government of the state may participate in, sponsor, conduct, or administer a cooperative purchasing agreement for the procurement of any goods, supplies, services, or equipment with one (1) or more other governmental entities outside this state, to the extent the laws of the other state permit the joint exercise of purchasing authority, in accordance with an agreement entered into between or among the participants; provided, such goods, supplies, services, or equipment were procured in a manner that constitutes competitive bidding and were advertised, evaluated, and awarded by a governmental entity and made available for use by other governmental entities.

(2) A municipality, county, utility district, or other local government of the state may participate in a master agreement by adopting a resolution accepting the terms of the master agreement. If a participant in a joint or multi-party agreement is required to advertise and receive bids, then it will be deemed sufficient for those purposes that the

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purchasing entity or the entity that procured the bid complied with its own purchasing requirements. The participant shall acquire and maintain documentation that the purchasing entity or entities that procured the bid complied with its own purchasing requirements.

WHEREAS, Greene County desire to take advantage of the newly created law and reduce the taxpayer burden for duplication of services while still taking advantage of the lowest and best pricing under the master cooperative agreements that have been competitively bid under the same requirements as required by the laws of the purchasing entity.

NOW THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 15<sup>th</sup> day of December, 2014, a quorum being present and a majority voting in the affirmative, to approve the Agreement between the National Joint Powers Alliance (NJPA) and Greene County, Tennessee to authorize Greene County to use the cooperative purchasing agreements of NJPA.

BE IT FURTHER RESOLVED that the county mayor is authorized on behalf of Greene County to enter into this agreement. Said membership is strictly voluntary, may be terminated upon thirty days written notice, and the County incurred no cost for membership. This resolution shall take effect from and after its passage.

**Roger A. Woolsey**  
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Fax: 423-798-1781

Tim White  
Sponsor

Lipri Bryant  
County Clerk

David Lee  
County Mayor

Roger A. Woolsey  
County Attorney

## OTHER BUSINESS

A discussion on Commission meetings to continue to rotate or change to night meeting only.

A motion was made Commissioner Tucker and seconded by Clemmer to change to night meetings only. Commissioners Carpenter, Clemmer, Cobble, Hensley, Jennings, Kesterson, Miller, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Waddell, and White voted yes. Commissioners Collins, McAmis, Tucker, and Waddle voted no. The vote was 16 – aye; 4 – nay; and 1 – absent. Commissioner Quillen was absent. The Commissioners voted in favor of changing the Commission Meeting to night meetings only.

## ADJOURNMENT

A motion was made by Commissioner Waddell and seconded by Commissioner Tucker to adjourn the Commission meeting. Mayor Crum asked Commissioner McAmis to close in prayer and remember the Clemmer Family in prayer.

THE NEXT COMMISSION MEETING WILL BE

Tuesday, January 20, 2015