

AGENDA

GREENE COUNTY LEGISLATIVE BODY

Friday, August 30, 2013

10:00 A.M.

The Greene County Commission will meet in a called session at the Greene County Courthouse on Friday, August 30, 2013 beginning at 10:00 a.m. in the Criminal Courtroom (Top Floor) in the Courthouse. The public hearing on the budget will begin at 9:00 a.m. There will be no Caucus meeting. All Budget & Finance members are required to be at the budget hearing.

Call to Order

- *Pledge to Flag
- *Invocation
- *Roll Call

Public Hearing

- Larry Parman
- Judy Sexton

Approval of Prior Minutes

Reports

Reports from Solid Waste Dept.
Committee Minutes

Election of Notaries

Resolutions

- A resolution to affirm and support "It Can Wait" National Day of Action and the nationwide no-texting-while-driving movement.
- A resolution to add Estate Drive to the official Greene County road list (Second reading)
- A resolution to establish an updated Occupational Safety and Health Program plan, devise rules and regulations, and to provide for a Safety Director and the implementation of such program plan.
- A resolution of the Greene county Legislative Body fixing the tax levy in Greene County, Tennessee for the year beginning July 1, 2013.
- A resolution making appropriations for the various funds, departments, institutions, offices and agencies of Greene County, Tennessee, for the fiscal year beginning July 1, 2013 and ending June 30, 2014.
- A resolution making appropriations to nonprofit organizations of Greene County, Tennessee for the fiscal year beginning July 1, 2013 and ending June 30, 2014.

Other Business

- Civil Service Board appointment

Adjournment

**** PLEASE NOTE: SINCE THIS IS A CALLED MEETING, ONLY THOSE ITEMS ON THE AGENDA MAY BE DISCUSSED AND/OR ACTED UPON.**

STATE OF TENNESSEE
COUNTY OF GREENE

GREENE COUNTY LEGISLATIVE BODY
FRIDAY, AUGUST 30, 2013
10:00 AM

The Greene County Legislative Body met in called session on Friday, August 30, 2013 at the Greene County Courthouse.

Mayor Broyles called the public hearing on the budget to order at 9:00 a.m. with Budget & Finance committee members present along with many other County Commissioners. Mary Shelton was called to the podium to field questions from Commissioners. Speaking about the budget, Mayor Broyles recognized 1) Michelle Keifer of TN Voc Rehab seeking their funding to be restored; 2) Larry Parman spoke about the budget and taxes; 3) Doug Feezell, Riverview Drive, spoke in support of TN Voc Rehab; 4) Judy Sexton, Buckingham Road, spoke on County budget and limited household budgets; and 5) Lindy Riley, Grapevine Trail, had questions about the budget.

At 10:00 a.m., Mayor Broyles called the meeting to order to transact business that is to lawfully come before this Honorable Body. Commissioner Seay led the Pledge to the Flag, followed by Prayer led by Commissioner Rollins. The Commissioners signed in on their key pads and the following Commissioners were present: Commissioners Bird, Bowers, Carter, Crum, Dabbs, Greenway, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, and Waddle were present. Commissioners Hopson and White were absent. There were 19 Commissioners present and 2 absent.

PUBLIC HEARING

Mayor Broyles recognized the Farm Bureau ladies.

Judy Sexton, Buckingham Rd, spoke about taxes.

Larry Parman, Rolling Hills Rd, then spoke. He also spoke about taxes.

APPROVAL OF PRIOR MINUTES

A motion was made by Commissioner Bowers and seconded by Commissioner Greenway to approve prior minutes. Mayor Broyles called for the Commissioners to vote on their keypads on the motion. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Dabbs, Greenway, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, and Waddle voted yes. Commissioners Hopson and White were absent. The vote was 19 – aye; 0 – nay; 2 – absent. The Commissioners voted in favor of the motion to approve the prior minutes.

REPORTS

There were reports from the Solid Waste Dept. and Committee minutes in the package.

OLD BUSINESS

A MOTION TO APPROVE NOTARIES

Mayor Broyles asked the Clerk to read a list of names requesting to be notaries to the Commission. Clerk, David Thompson, read the list. A motion was made by Commissioner Sauceman and seconded by Commissioner Quillen to approve the list. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Dabbs, Greenway, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, and Waddle voted yes. Commissioners Hopson and White were absent. The vote was 19 – aye; 0 – nay; 2 – 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 AUGUST 01, 2013 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
1. BRENDA K MALONE	2115 WHIRLWIND RD GREENEVILLE TN 37743	423-972-3492	129 W DEPOT ST GREENEVILLE TN 37745	423-787-8000	
2. BARBARA ANN ROSE	11680 BAILEYTON RD GREENEVILLE TN 37745	823-2754			
3. AMELIA ELAINE RADER	884 SUSONG MEMORIAL ROAD GREENEVILLE TN 37743	423-639-2528	2255 EAST ALLENS BRIDGE ROAD GREENEVILLE TN 37743	423-638-6532	
4. MICHELLE L YNN BROWN	PO BOX 940 GREENEVILLE TN 37744	823-8393	PO BOX 1358 GREENEVILLE TN 37744	798-1785	
5. GWEN E. LILLEY	135 GRAY ROAD GREENEVILLE TN 37743	423-329-6781	2040 E. ANDREW JOHNSON HWY GREENEVILLE TN 37745	423-329-6781	PAUL HONEA MARK WILLIAM
6. JESSICA MARIE BANKS	2430 SCOTT POND ROAD PARROTTSVILLE TN 37843	423-329-4540	831 TUSCULUM BLVD GREENEVILLE TN 37745	423-639-6584	
7. CORRINA LIN DURBIN	216 WELLINGTON DR GREENEVILLE TN 37743	000-636-8942	PO BOX 188 GREENEVILLE TN 37744	639-9930	
8. LORI JONES RENNER	85 CIMARRON TRAIL AFTON TN 37616	--	518 TUSCULUM BLVD., GREENEVILLE TN 37745	423-639-0683	
9. APRIL MICHELLE LANE	200 MAYOR AVENUE GREENEVILLE TN 37745	423-620-9415	60 SHILOH ROAD, BOX 5053 GREENEVILLE TN 37743	423-636-7325	
10. CAROLE ANN GRAY	220 OLD SNAPS FERRY RD CHUCKEY TN 37641	423-525-2522	115 TERRY LEONARD DRIVE GREENEVILLE TN 37745	423-798-2420	
11. DAVID L. ABBEY	300 WALNUT GROVE RD GREENEVILLE TN 37743	423-783-0283	100 BOBBIE AVE GREENEVILLE TN 37743	423-639-3191	10,000.00
12. BRENDA C. KNIGHT	730 SIOUX TRAIL GREENEVILLE TN 37743	--	P.O. BOX 970 GREENEVILLE TN 37744	423-639-0131	JERRY D. FORTNER FRED D. BLAKE
13. SHEILA M HUNTER	360 DUDE LANE BULLS GAP TN 37711	--	3095 E ANDREW JOHNSON HWY GREENEVILLE TN 37745	423-636-1555	\$10,000.00
14. DEBORAH ADAMS FEATHERS	1028 SUN VALLEY VILLAGE GREENEVILLE TN 37745	423-620-2664	402 TUSCULUM BLVD, STE B GREENEVILLE TN 37745	423-588-5170	

SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

DATE

8-1-2013

RESOLUTION TO AFFIRM & SUPPORT

IT CAN WAIT NATIONAL DAY OF ACTION

AND THE NATIONWIDE NO-TEXTING-WHILE-DRIVING MOVEMENT

WHEREAS: The Tennessee County Services Association (TCSA) holds the health and safety of its teenagers and adults as a chief concern; and

WHEREAS: Through ItCanWait.com, Facebook, text-to-pledge, tweet-to-pledge and events, more than 1.5 million people have committed to never text and drive; and

WHEREAS: 98 percent of American commuters know sending a text or email while driving is not safe; and

WHEREAS: Nearly 50 percent of commuters text while behind the wheel; and

WHEREAS: More than 40 percent of commuters who text while driving reported the activity as being a habit; and

WHEREAS: A Virginia Tech study showed those who send text messages while driving are 23 times more likely to crash; and

WHEREAS: A driver that sends a text message while driving not only jeopardizes his or her safety, but also the safety of passengers, pedestrians, and other drivers.

NOW THEREFORE, BE IT RESOLVED by a majority vote of the county legislative body of Greene County, Tennessee, meeting in session on this day of August 30, 2013, that Greene County, Tennessee, does hereby affirm its support of the It Can Wait National Day of Action, the nationwide no-texting-while-driving movement and the proclamation of September 19, 2013, as "No Text On Board – Pledge Day."

Adopted this 30th day of August, 2013.

Robert Bird

Sponsor

David Shump

County Clerk



Alan D. Proyer

County Mayor

Roger A. Woolley

County Attorney

A

A. A RESOLUTION TO AFFIRM AND SUPPORT "IT CAN WAIT" NATIONAL DAY OF ACTION AND THE NATIONWIDE NO-TEXTING-WHILE-DRIVING MOVEMENT

A motion was made by Commissioner Bird and seconded by Commissioner Quillen to approve a resolution to affirm and support "It Can Wait" National Day of Action and the nationwide no-texting-while-driving movement.

Mayor Broyles then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Dabbs, Greenway, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, and Waddell voted yes. Commissioners Hopson and White were absent. The vote was 19 – aye; 0 – nay; 2 – absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO ADD ESTATE DRIVE TO THE OFFICIAL
GREENE COUNTY ROAD LIST
(Second Reading)**

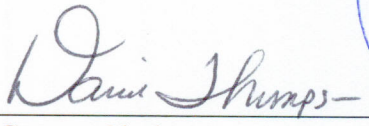
WHEREAS, Estate Drive is located in the 9th Civil District, of Greene County, Tennessee intersecting with Debusk Road and dead ends; and

WHEREAS, Estate Drive is approximately .18 miles in length, located in the Debusk Estates Subdivision, and is a new road build to subdivision standards and approved by the Greene County Planning Commission; and

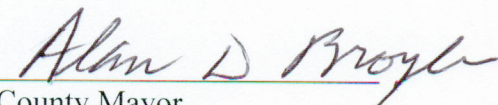
WHEREAS, after a review of this road by the Road Committee for the Greene County Legislative Body, it appears that adding Estate Drive to the official Greene County road list is in the best interest of the residents in that area and of the County as a whole.

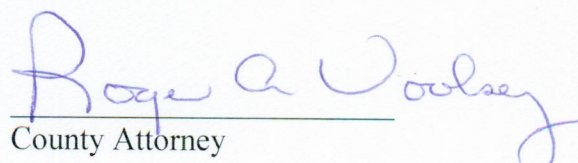
NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in a special called session on the 30th day of August, 2013; a quorum being present and a majority voting in the affirmative, approve adding Estate Drive as described above to the official Greene County road list.

Road Committee
Sponsor


County Clerk




County Mayor


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.

B. A RESOLUTION TO ADD ESTATE DRIVE TO THE OFFICIAL GREENE
COUNTY ROAD LIST (SECOND READING)

A motion was made by Commissioner Malone and seconded by Commissioner Rollins to approve a resolution to add Estate Drive to the official Greene County road list (second reading). Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Dabbs, Greenway, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, and Waddle voted yes. Commissioners Hopson and White were absent. The vote was 19 – aye; 0 – nay; 2 – absent. The Commissioners voted in favor of the motion to approve the resolution.

RESOLUTION TO ESTABLISH AN UPDATED OCCUPATIONAL SAFETY AND HEALTH
PROGRAM PLAN, DEVISE RULES AND REGULATIONS, AND TO PROVIDE FOR A SAFETY
DIRECTOR AND THE IMPLEMENTATION OF SUCH PROGRAM PLAN

WHEREAS, in compliance with Public Chapter 561 of the General Assembly of the State of Tennessee for the year 1972, the Greene County Legislative Body hereby updates the Occupational Safety and Health Program Plan for our employees.

WHEREAS, due to various changes in subsequent years, it has become necessary to amend the program plan to comply with more recent state requirements.

NOW, THEREFORE BE IT RESOLVED BY THE Greene County Legislative Body meeting in a special called session on the 30th day of August, 2013 a quorum being present and a majority voting in the affirmative, that the OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN be and is hereby amended as follows:

SECTION 1.

TITLE:

This section shall be known as "The Occupational Safety and Health Program Plan" for the employees of Greene County.

PURPOSE:

The Greene County Commission in electing to update the established Program Plan will maintain an effective and comprehensive Occupational Safety and Health Program Plan for its employees and shall:

- 1) Provide a safe and healthful place and condition of employment that includes:
 - a) Top Management Commitment and Employee Involvement;
 - b) Continually analyze the worksite to identify all hazards and potential hazards;
 - c) Develop and maintain methods for preventing or controlling the existing or potential hazards;
and
 - d) Train managers, supervisors, and employees to understand and deal with worksite hazards.
- 2) Acquire, maintain and require the use of safety equipment, personal protective equipment and devices reasonably necessary to protect employees.
- 3) Record, keep, preserve, and make available to the Commissioner of Labor and Workforce Development, or persons within the Department of Labor and Workforce Development to whom such responsibilities have been delegated, adequate records of all occupational accidents and illnesses and personal injuries for proper evaluation and necessary corrective action as required.
- 4) Consult with the Commissioner of Labor and Workforce Development with regard to the adequacy of the form and content of records.

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- 5) Consult with the Commissioner of Labor and Workforce Development, as appropriate, regarding safety and health problems which are considered to be unusual or peculiar and are such that they cannot be achieved under a standard promulgated by the State.
- 6) Provide reasonable opportunity for the participation of employees in the effectuation of the objectives of this Program Plan, including the opportunity to make anonymous complaints concerning conditions or practices injurious to employee safety and health.
- 7) Provide for education and training of personnel for the fair and efficient administration of occupational safety and health standards, and provide for education and notification of all employees of the existence of this Program Plan.

COVERAGE:

The provisions of the Occupational Safety and Health Program Plan for the employees of Greene County shall apply to all employees of each administrative department, commission, board, division, or other agency whether part-time or full-time, seasonal or permanent.

STANDARDS AUTHORIZED:

The Occupational Safety and Health standards adopted by the Greene County Commission are the same as, but not limited to, the State of Tennessee Occupational Safety and Health Standards promulgated, or which may be promulgated, in accordance with Section 6 of the Tennessee Occupational Safety and Health Act of 1972 (T.C.A. Title 50, Chapter 3).

VARIANCES FROM STANDARDS AUTHORIZED:

Upon written application to the Commissioner of Labor and Workforce Development of the State of Tennessee, we may request an order granting a temporary variance from any approved standards. Applications for variances shall be in accordance with Rules of Tennessee Department of Labor and Workforce Development Occupational Safety and Health, VARIANCES FROM OCCUPATIONAL SAFETY AND HEALTH STANDARDS, CHAPTER 0800-01-02, as authorized by T.C.A., Title 50. Prior to requesting such temporary variance, we will notify or serve notice to our employees, their designated representatives, or interested parties and present them with an opportunity for a hearing. The posting of notice on the main bulletin board shall be deemed sufficient notice to employees.

ADMINISTRATION:

For the purposes of this resolution, Tim Armstrong is designated as the Safety Director of Occupational Safety and Health to perform duties and to exercise powers assigned to plan, develop, and administer this Program Plan. The Safety Director shall develop a plan of operation for the Program Plan in accordance with Rules of Tennessee Department of Labor and Workforce Development Occupational Safety and Health, SAFETY AND HEALTH PROVISIONS FOR THE PUBLIC SECTOR, CHAPTER 0800-01-05, as authorized by T.C.A., Title 50.

FUNDING THE PROGRAM PLAN:

Sufficient funds for administering and staffing the Program Plan pursuant to this resolution have been made available as authorized by the Greene County Commission.

SECTION 2. BE IT FURTHER RESOLVED that if any section, sub-section, sentence, clause, phrase, or portion of this resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 3. BE IT FURTHER RESOLVED that this resolution shall take effect from and after the date it shall have been passed, properly signed, certified, and has met all other legal requirements, and as otherwise provided by law, the general welfare of Greene County requiring it.

M.C. Rollins

Sponsor

David H. Rollins

County Clerk



County Mayor

Alvin D. Broyer
Boyer A. Woolley

County Attorney