

AGENDA

GREENE COUNTY LEGISLATIVE BODY

Monday, December 15, 2014

10:00 A.M.

The Greene County Commission will meet at the Greene County Courthouse on Monday, December 15, 2014 beginning at 10:00 a.m. in the Criminal Courtroom (Top Floor) in the Courthouse.

Call to Order

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

Public Hearing

Approval of Prior Minutes

Reports

Reports from Solid Waste Dept.
Committee Minutes

Old Business

Election of Notaries

Resolutions

- 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
- B. A resolution of the Greene County legislative body to increase the County-wide motor vehicle tax
- C. A resolution to urge the General Assembly to enact a Private Act providing for an additional wheel tax in Greene County
- D. A 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 of service to Greene County
- E. A resolution authorizing a modification of Greene County's Personnel Policies and Procedures Section 3.0 Employee Benefits
- F. A resolution authorizing the Greene County - Greeneville Emergency Management Services to donate a vehicle to the Town of Greeneville
- 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
- 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
- I. A resolution to remove Sassafras Lane from the official Greene County road list (First Reading)
- 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

Other Business

- Sheriff Pat Hankins to give a snapshot of changes occurring at the Sheriff's Department
- Discuss and vote on Commission meetings to continue to rotate or change to night meetings only
- Please note that the January meeting will be on Tuesday, January 20th.

Adjournment

REGULAR COUNTY COMMITTEE MEETINGS

DECEMBER 2014

THURSDAY, DEC 4	9:00 A.M.	BUDGET & FINANCE	ANNEX
TUESDAY, DEC 9	8:30 A.M.	BEVERAGE BOARD	ANNEX
TUESDAY, DEC 9	1:00 P.M.	PLANNING	ANNEX
WEDNESDAY, DEC 10	8:30 A.M.	INSURANCE	ANNEX
MONDAY, DEC 15	10:00 A.M.	COUNTY COMMISSION MEETING	COURTHOUSE
MONDAY, DEC 22	3:30 P.M.	EDUCATION COMMITTEE	SCHOOL OFFICE
MONDAY, DEC 22	6:00 P.M.	HIGHWAY COMMITTEE (IF BUSINESS)	HIGHWAY DEPARTMENT
WEDNESDAY, DEC 24		OFFICES CLOSED	
THURSDAY, DEC 25		OFFICES CLOSED	
FRIDAY, DEC 26		OFFICES CLOSED	

JANUARY 2015

THURSDAY, JAN 1	HOLIDAY	OFFICES CLOSED	
WEDNESDAY, JAN 7	9:00 A.M.	BUDGET & FINANCE	ANNEX
THURSDAY, JAN 8	3:00 P.M.	EMS BOARD	ANNEX
TUESDAY, JAN 13	8:30 A.M.	BEVERAGE BOARD	ANNEX
TUESDAY, JAN 13	1:00 P.M.	PLANNING	ANNEX
WEDNESDAY, JAN 14	8:30 A.M.	INSURANCE	ANNEX
WEDNESDAY, JAN 14	3:30 P.M.	ANIMAL CONTROL	ANNEX
MONDAY, JAN 19	HOLIDAY	OFFICES CLOSED	
TUESDAY, JAN 20	6:00 P.M.	COUNTY COMMISSION MEETING	COURTHOUSE
MONDAY, JAN 26	6:00 P.M.	HIGHWAY COMMITTEE (IF BUSINESS)	HIGHWAY DEPARTMENT
WEDNESDAY, JAN 28	8:30 A.M.	ZONING APPEALS (IF BUSINESS)	ANNEX

THIS CALENDAR IS SUBJECT TO CHANGE

**** PLEASE NOTE THAT THE COUNTY COMMISSION WILL MEET ON TUESDAY IN JANUARY ****

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 MOSHIEIM 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 LAWIN
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 MOSHIEIM TN 37818	423-639-4629	185 SERRAL DRIVE GREENEVILLE TN 37745	423-638-8144	RLI SURETY

Louie Bryant
SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

12-5-14

DATE

**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 15th day of December, 2014, a quorum being present and a two-thirds (2/3) majority voting in the affirmative, that:

Section 1: Effective the 1st 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.

A

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Section 3: Tax imposed by this Resolution shall take effect on the 1st 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

County Mayor

County Clerk



County Attorney

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**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 15th 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

B

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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

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..

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.

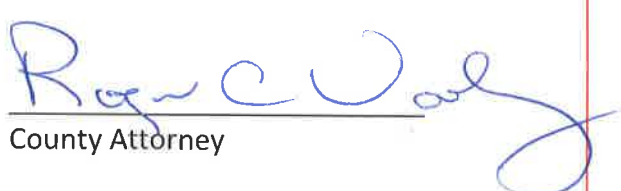
Passed 1st reading at the regular meeting on the ____ day of _____, 2014, of the Greene County Legislative Body.

Passed 2nd 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

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**A RESOLUTION TO URGE THE GENERAL ASSEMBLY TO
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 15th 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

C

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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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.

**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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D

D. If a commissioned officer should die 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.

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 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

County Clerk

County Mayor



County Attorney

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**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 15th 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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**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 15th 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

County Mayor

Roger A. Woolsey
County Attorney

County Clerk

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**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	\$ 6,600
Total increase in appropriations	<u>\$ 6,600</u>

DECREASE AMOUNT BUDGETED IN APPROPRIATIONS

55390 APPROPRIATIONS TO STATE	
316 Contributions	\$ 6,600
Total decrease in appropriations	<u>\$ 6,600</u>

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

County Mayor

County Clerk

Budget and Finance Committee

Sponsor



County Attorney

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**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.

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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.

John Waddle, Jr., Sponsor

County Clerk

County Mayor

County Attorney



**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 15th 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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**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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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.

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.

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County Clerk

Roger C. Vail
County Attorney