

## AGENDA

### GREENE COUNTY LEGISLATIVE BODY

Tuesday, February 19 2013

10:00 A.M.

The Greene County Commission will meet at the Greene County Courthouse on Tuesday, February 19, 2013 beginning at 10:00 a.m. in the Criminal Courtroom (Top Floor) in the Courthouse. Caucus meetings will begin at 9:00 a.m.

#### Call to Order

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

#### Public Hearing

- Beth Hembree - Library Board Member
- Proclamation in honor of the Greeneville High School Wrestling Team

#### Approval of Prior Minutes

#### Reports

Reports from Solid Waste Dept.  
Committee Minutes

#### Old Business

- Discussion and vote (if deemed necessary) on the matter of roof repair at the Greene County Detention Center.

#### Election of Notaries

#### Resolutions

- A resolution authorizing submission of an application for a Litter and Trash Collection grant from the Tennessee Dept. of Transportation and authorizing acceptance of said grant;
- A resolution to amend the 2013 fiscal year General Fund's budget to budget proceeds from the sale of surplus equipment and to increase appropriations to allow for the expenditure of the funds received;
- A resolution to increase the Civil Defense Reimbursement grant by \$1,500.00;
- A resolution to amend the 2013 fiscal year General Fund Unassigned Fund Balance Fund;
- A resolution to amend the 2013 fiscal year Highway Fund's budget to budget proceeds from the sale of surplus equipment and to increase appropriations to allow for the expenditure of the funds received;
- A resolution to budget for the Asphalt Facility for work done on the State Aid Program for current work completed by the Highway Fund;
- A resolution to budget for a contribution to the Greene County Partnership to defray the expenses incurred in procuring and hosting the Ladies Classic Basketball Tournament;
- A resolution by the Greene County Commission reaffirming the oath to abide by the Constitutions of the United States and the State of Tennessee;
- A resolution approving the operating agreement for the Kinser Park Baseball Complex between the Kinser Park Commission and the Greeneville Marlins Association, Inc.

#### Other Business

#### Adjournment

# A PROCLAMATION IN HONOR OF THE GREENEVILLE HIGH SCHOOL WRESTLING TEAM

**WHEREAS**, the Greeneville High School wrestling team has had amazing success in the last 23 years including 18 appearances in the State Dual Meet Tournament; and

**WHEREAS**, with much practice, effort, diligence, and dedication by the players and coaches and with the support of the school administration and community, the Greeneville High School wrestling team was victorious in winning the A/AA State Dual Tournament held at the Williamson County Expo Arena in Franklin, TN, generating pride and a sense of accomplishment for the school and for all of Greene County; and

**WHEREAS**, this team also became one of the few teams in East Tennessee to be recognized by the TSSAA as Academic All-State as well. The team received this award for having a team GPA of 3.20. Nine wrestlers also received individual honors from the TSSAA for having a GPA of 3.50 or higher; and

**WHEREAS**, the 2013 Greeneville High wrestling team compiled remarkable statistics having a record of 23-8 this year and including finishing in 1<sup>st</sup> place at the Eagle Duals, 2<sup>nd</sup> place at the Greeneville Invitational, 1<sup>st</sup> place in the A/AA Regional Duals Championships and 1<sup>st</sup> place in the A/AA State Duals Tournament as above noted; and

**WHEREAS**, the Greene County Legislative Body on behalf of all the citizens of Greene County takes great pride in celebrating the accomplishments of the Greeneville High School wrestling team, head coach Randy Shelton and his staff, the students of Greeneville High School, Dr. Linda Stroud and the faculty and administration at Greeneville High School.

**NOW THEREFORE**, I, Alan D. Broyles, the Mayor of Greene County and the twenty-one members of the Greene County Legislative Body wish to congratulate and pay tribute to the 2013 Greeneville High School wrestling team for their accomplishments on the wrestling mat, the character of the players and coaches both on and off the mat, and the pride that their success has brought to the community.

THIS THE 19<sup>TH</sup> DAY OF FEBRUARY, 2013

COUNTY MAYOR

COUNTY CLERK

COUNTY ATTORNEY

A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY AUTHORIZING SUBMISSION OF AN APPLICATION FOR A LITTER AND TRASH COLLECTION GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE ACCEPTANCE OF SAID GRANT

WHEREAS, the Greene County Mayor's Office intends to apply for the aforementioned grant, during the 2013-2014 fiscal year, from the Tennessee Department of Transportation; and

WHEREAS, the contract for the grant will impose certain legal obligations upon the County Mayor's Office.

NOW, THEREFORE BE IT RESOLVED:

1. That the County Mayor's Office is authorized to apply on behalf of Greene County for a litter and trash collection grant from the Tennessee Department of Transportation.
2. That should said application be approved by the Tennessee Department of Transportation, then the County Mayor's Office is authorized to execute contracts or other necessary documents, which may be required to signify acceptance of the litter and trash collecting grant by Greene County.

The County Legislative Body meeting in regular session on Monday, February 19, 2013, a quorum being present and a majority voting in the affirmative hereby approves this resolution.

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

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

The Budget & Finance Co.  
Sponsors

*Roger A Woolsey*  
County Attorney

A

**A RESOLUTION TO AMEND THE 2013 FISCAL YEAR  
GENERAL FUND'S TO BUDGET PROCEEDS FROM THE SALE OF SURPLUS  
EQUIPMENT AND TO INCREASE APPROPRIATIONS TO  
ALLOW FOR THE EXPENDITURE OF THE FUNDS RECEIVED**

**WHEREAS**, the Greene County Sheriff's Dept. has sold various items of General Fund equipment on January 23, 2013 and

**WHEREAS**, the amount received from the sale was not included in the original budget for the current year; and

**WHEREAS**, the Sheriff Dept. wishes to have the budget amended for these additional revenues and expenditures; and

**THEREFORE**, let the General Fund Budget be amended as follows:

**INCREASE ESTIMATED REVENUES:**

44530	Sale of Equipment	\$ 11,060
Total increase to estimated revenues		<u>\$ 11,060</u>

**INCREASE APPROPRIATIONS**

54110	Sheriff's Department	
718	Motor Vehicles	\$ 11,060
Total increase in appropriations		<u>\$ 11,060</u>

**NOW, THEREFORE**; be it resolved by the Greene County Legislative Body meeting in regular session this 19th day of February, 2013, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

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County Mayor

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County Clerk

**Budget and Finance Committee**

Sponsor

*Roger A. Walsh*

County Attorney

B.



**A RESOLUTION TO INCREASE THE CIVIL DEFENSE  
REIMBURSEMENT GRANT BY \$1,500**

**WHEREAS,** the U.S. Department of Homeland Security through the State of Tennessee increased the Civil Defense Reimbursement Grant to Greene County by \$1,500. This is in addition to the original amount budgeted. The Director of the Greene County Emergency Management Authority wishes to budget those funds; and

**THEREFORE,** let the general fund budget be amended as follows:

**INCREASE ESTIMATED REVENUE:**

47220	Civil Defense Reimbursement	<u>\$ 1,500</u>
Total increase to estimated revenues		<u><u>\$ 1,500</u></u>

**INCREASE IN APPROPRIATIONS:**

54410	Civil Defense - Emergency Management Authority	
599	Other Charges	<u>\$ 1,500</u>
Total increase in appropriations		<u><u>\$ 1,500</u></u>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 19<sup>th</sup> day of February, 2013, 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

\_\_\_\_\_  
*Royce Voolsey*  
County Attorney

C.

**A RESOLUTION TO AMEND THE 2013 FISCAL  
YEAR GENERAL FUND UNASSIGNED FUND BALANCE FUND**

**WHEREAS,** Greene County suffered the devastating effects of tornados and high winds that passed through Greene County in April, 2011; and

**WHEREAS,** the Town of Greeneville has requested compensation for the Greeneville Police department for labor in the amount of 13,403.35 and \$10,098 for the use of cruisers during the Tornado Disaster dates April 28, 2011-May 10, 2011; pursuant to the Mutual aid agreement between the Town of Greeneville and Greene County; and

**WHEREAS,** the General Fund Dept. wishes to expend those funds during the fiscal year and

**THEREFORE,** let the General Fund budget be amended as follows:

**INCREASE BEGINNING FUND BALANCE**

39000	Unassigned Fund Balance	\$ 23,502
	Total adjustment to budgeted revenue	<u>\$ 23,502</u>

**INCREASE APPROPRIATIONS**

54430	Disaster Relief	
399	Other Contracted Services	\$ 23,502
	<b>Total Increase in Appropriations</b>	<u><u>\$ 23,502</u></u>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 19th day of February, 2013, 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

D

**A RESOLUTION TO AMEND THE 2013 FISCAL YEAR  
HIGHWAY FUND'S TO BUDGET PROCEEDS FROM THE SALE OF SURPLUS  
EQUIPMENT AND TO INCREASE APPROPRIATIONS TO  
ALLOW FOR THE EXPENDITURE OF THE FUNDS RECEIVED**

**WHEREAS**, the Greene County Highway's Dept. has sold various items of Highway Fund equipment on January 23, 2013 and

**WHEREAS**, the amount received from the sale was not included in the original budget for the current year; and

**WHEREAS**, the Greene County Highway Dept. wishes to have the budget amended for these additional revenues and expenditures; and

**THEREFORE**, let the Highway Fund Budget be amended as follows:

**INCREASE ESTIMATED REVENUES:**

44530	Sale of Equipment	\$	11,186
Total increase to estimated revenues		\$	11,186

**INCREASE APPROPRIATIONS**

68000	Capital Outlay		
707	Building Improvements	\$	11,186
Total increase in appropriations		\$	11,186

**NOW, THEREFORE**; be it resolved by the Greene County Legislative Body meeting in regular session this 19th day of February, 2013, 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

E.

**A RESOLUTION TO BUDGET FOR THE ASPHALT FACILITY FOR WORK  
DONE ON THE STATE AID PROGRAM FOR CURRENT WORK COMPLETED  
BY THE HIGHWAY FUND**

**WHEREAS,** on July 22, 2011 the Greene County Commission approved the acquisition and operation of a hot-mix asphalt facility pursuant to T.C.A. §12-8-101; and

**WHEREAS,** during the summer and fall of 2012 the Highway department performed work on the State Aid Program that utilized asphalt produced by the Greene County Asphalt Plant, and

**WHEREAS,** in the past, costs for asphalt for the State Aid Program were budgeted under the function category of Highway and Bridge Maintenance – Highway Construction. This is the category where the program was budgeted in the originally approved budget for FYE June 30, 2013. Operation of good budgetary practices require that revenues and expenditures be categorized into functions and accounts which best describe the activity; and timely revisions must be made because of the ever-changing factors that make up a budget; and

**WHEREAS,** The costs associated with the production of asphalt utilized in the State Aid Program have been captured in the function category of asphalt plant operations. This resolution will move the amounts previously budget in Highway and Bridge Maintenance–Highway Construction to the proper function category of asphalt plant operations; and

**THEREFORE,** let the Highway Fund Budget be amended as follows:

**DECREASE IN APPROPRIATIONS:**

62000	HIGHWAY AND BRIDGE MAINTENANCE	
713	Highway Construction	\$ 303,182
Total decrease in appropriations		<u>\$ 303,182</u>

**INCREASE IN APPROPRIATIONS:**

63500	ASPHALT PLANT OPERATIONS	
144	Equipment Operators - Heavy	\$ 2,568
201	Social Security	159
204	State Retirement	268
212	Medicare	37
399	Other Contracted Services	3,032
405	Asphalt - Liquid	187,973
409	Crushed Stone	100,050
415	Electricity	3,031
434	Natural Gas	6,064
Total increase in appropriations		<u>\$ 303,182</u>

F

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 19<sup>th</sup> day of February, 2013, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

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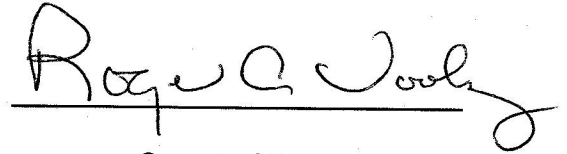
County Mayor

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County Clerk

**Budget and Finance Committee**

Sponsor

A handwritten signature in black ink, appearing to read "Roger A. Jooly", is written over a horizontal line.

County Attorney

**RESOLUTION TO BUDGET FOR A CONTRIBUTION TO THE GREENE COUNTY  
PARTNERSHIP TO DEFREY THE EXPENSES INCURRED IN PROCURING AND  
HOSTING THE LADIES CLASSIC BASKETBALL TOURNAMENT**

**WHEREAS**, the Greene County Partnership has worked diligently to procure funding for the Ladies Classic Basketball tournament for 2013; and

**WHEREAS**, the Ladies Classic generally includes the five Greene County high school teams who are included in the tournament with a total of 16 teams from Tennessee, North Carolina, Kentucky and Ohio and other states who will come to Greeneville, Tennessee to participate in the Ladies Classic at Hal Henard Gymnasium in December of 2013; and

**WHEREAS**, continued to host the Ladies Classic basketball tournament will provide significant exposure to Greene County, Tennessee, promote tourism and have a significant economic impact on Greene County; and

**WHEREAS**, the Greene County motel/hotel tax was adopted by the County Legislative Body to help fund recreational pursuits in Greene County and after carefully considering the request for funding the Greene County Legislative Body believes that it is the best interest of the citizens of Greene County to contribute Three Thousand Dollars (\$3,000.00) to the Greene County Partnership designated for defraying the expenses of the Ladies Classic Basketball Tournament with said funding derived and taken from the portion of the motel/hotel tax allocated for the recreational pursuits for Greene County; and

**WHEREAS**, the fund currently has adequate resources to fund this project;

**NOW THEREFORE BE IT RESOLVED**, by the Greene County Legislative Body, meeting in regular session on the 19<sup>th</sup> day of February, 2013 a quorum being present and a majority voting in the affirmative, that Three Thousand Dollars (\$3,000.00), be allocated for the current budget year 2012-2013, to the Greene County Partnership to cover the expenditures

ROGER A. WOOLSEY  
County Attorney  
204 N. Cutler St.  
Greeneville, TN 37745  
Phone: 423-798-1779  
Fax: 423-798-1781

G

incurred by the Partnership in the procurement and hosting of the Ladies Classic Basketball Tournament.

**BE IT FURTHER RESOLVED**, the budget shall be amended as follows:

**DECREASE BUDGETED FUND BALANCE**

34535 Restricted for Social, Cultural, and  
Recreational Services

\$3,000

Total adjustment to beginning budget fund balance:

\$3,000

**INCREASE APPROPRIATIONS**

91150 Social, Cultural and Recreation Services  
316 Contributions

\$3,000

**TOTAL INCREASE IN APPROPRIATIONS**

\$3,000

ROGER A. WOOLSEY  
County Attorney  
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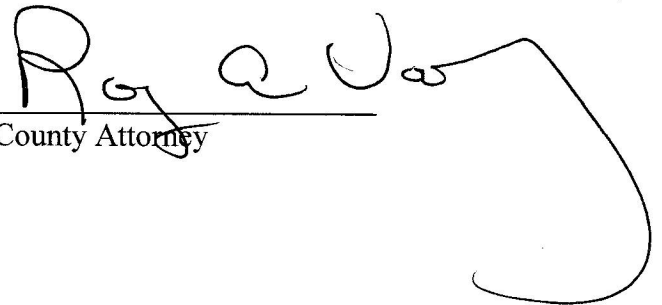
M.C. Rollins

Sponsor

County Mayor

County Clerk

County Attorney

A large, stylized handwritten signature in black ink, likely belonging to Roger A. Woolsey, the County Attorney. The signature is written over the line for the County Attorney and extends significantly to the right.

**RESOLUTION BY THE GREENE COUNTY COMMISSION REAFFIRMING THE OATH TO ABIDE BY THE  
CONSTITUTIONS OF THE UNITED STATES AND THE STATE OF TENNESSEE**

**WHEREAS**, all elected officials are duly sworn to protect and defend the Constitutions of the United States and the State of Tennessee; and

**WHEREAS**, due to heinous and violent criminal events occurring around the Country which has caused much distress and concern for our welfare; and

**WHEREAS**, there has been much emotional reaction among the public and their respective Representatives in Government to do something in reaction to these crimes; and

**WHEREAS**, some politicians, desiring to appear to be responding properly to a demanding public by placing restrictions on personal decisions regarding one's own protection against such criminal activity, the result being the potential weakening of the Second Amendment Rights as set forth in the Constitution of the United States; and

**WHEREAS**, the guarantee of this Right, along with many other equally important Rights was set forth for specific purposes by our Founders which have served our Nation well these past some 230 years; and

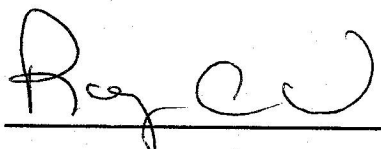
**WHEREAS**, it is the intent of this governing body to continue to follow and obey our Constitutions and the laws which flow from these documents until such time as they may be Amended, at which time we would agree to perform our duties under any such Amended statements therein; and

**WHEREAS**, until such future time that Amendments may be made to these Documents, that this governing body shall continue to defend the existing Documents and the Amendments as of this date.

**NOW, THEREFORE, BE IT RESOLVED** by the Greene County Legislative Body meeting in regular session, this 19<sup>th</sup> day of February, 2013, a quorum being present and a majority voting in the affirmative, that we do reaffirm our oath and duty to uphold and defend the Constitutions of the United States and the State of Tennessee and expect all duly elected and sworn Constitutional Officers serving Greene County to carry out the same responsibilities in their respective positions.

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

\_\_\_\_\_  
Sponsor – Ted Hensley

  
\_\_\_\_\_

County Attorney – Roger Woolsey

\_\_\_\_\_  
Co-Sponsor - Robert Bird

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

H.