

STATE OF TENNESSEE  
COUNTY OF GREENE

GREENE COUNTY LEGISLATIVE BODY  
MONDAY, NOVEMBER 17, 2014  
6:00 P.M.

The Greene County Legislative body met in regular session on Monday, November 17, 2014 at the Greene County Courthouse.

Mayor Crum called the meeting to order to transact business that is to lawfully come before this Honorable Body. Pastor Todd Abbey of the Central Baptist Church led the Prayer.

A member of the County ROTC led the Pledge to the Flag.

The Commissioners signed in on their keypads and the following Commissioners were present: Commissioner Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Parton, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White. There were 19 Commissioners present and 1 absent, with 1 vacant seat. Commissioner Patterson was absent.

## PUBLIC HEARING

- Jack Stewart, President of NAMI (National Alliance on Mental Illness) of Greene County, discussed the various programs offered through NAMI. Mr. Stewart stated that NAMI is dedicated to improving the quality of life for people with mental illness and their families through support, education, and advocacy.

Jack Stewart introduced Debbie Dawson, who is vice president of NAMI. Mrs. Dawson spoke to the Commission about a teenage boy with mental illness and how it affected his life, and with the help of NAMI how he and his family was able to cope with the illness. Mrs. Dawson stated with the help of NAMI, that the young man would be graduating from Walter State Community College in December 2014. Lastly, she stated that the young man was her son. She asked the County Commission for their continued support to NAMI for the future of the Greene County.

- Mayor Crum announced if there was anyone who needed to speak concerning the Planning and Zoning fees. There was no discussion.
- Commissioner Jennings called on Judy Sexton to speak concerning the County Commission agenda which was published in the Greeneville Sun on November 15, 2014. Mrs. Sexton spoke to the County Commission concerning one of the items in the article concerning the Greene County School's Budget and School Grants for the Greene County School System, along with the topic of teaching out of text books on Muslim Religion. Mrs. Kirk, Director of the Greene County School System, stated that the Board of Education was not doing anything different than they had done 10 years ago in teaching the children what was going around the world in other countries.

Mrs. Sexton also spoke concerning the Convenience Center hours, in which she stated that the Greene County Citizens were dissatisfied with the hours of service.

- Commission White called on David Weems, Road Superintendent. David Weems stated that on October 30, 2014 the Tennessee County Service Association issued an award to Greene County, the County Success Story Award was presented to Greene County, in recognition to Greene County Asphalt Plant. Road Superintendent Weems stated that 5 awards were presented at the 2014 TCSA Fall Conference out of the 95 counties in the State of Tennessee.

- Commissioner Seay called on Dr. John Shaw to speak concerning the Greeneville-Greene County Firing Range. Dr. Shaw read a letter of opposition expressing the concern from residents of Panoramic View Drive concerning the loud noise from the firing range at its present site. Dr. Shaw read the six reasons why the Greeneville-Greene County Firing Range should be moved from the current location. They are listed as follows:
  1. The loud noise and the number of hours we have to listen to it.
  2. There have been two new ball fields built next to the firing range where children or adults will be playing.
  3. The tennis courts and schools are also close to the firing range.
  4. Children are becoming more scared and worried when they hear gun fire now days with all the school shootings they hear about at school and in the news.
  5. It would not be good for our Veterans with post traumatic stress problems to go to a ball game that is being played close to the firing range.
  6. The noise pollution could be detrimental to the value of our homes and property.
- Commissioners Seay called on Bill Carroll, Manager of Greeneville Light & Power, to speak, although, Seay asked if Mr. Carroll could speak when the Commission started with Resolution G: Regulations governing the use of the County Right-Of-Way.

Commissioner Neas asked a question to Sheriff Pat Hankins concerning the closing hours of the Firing Range. Sheriff Hankins stated that this was a requirement to shoot at the firing range at night time and that the range closed at 10:00 p.m.

## APPROVAL OF PRIOR MINUTES

Mayor Crum requested a correction on the October Commission Minutes stating that Commissioner Carpenter should be listed as absent on every Resolution.

Mayor Crum also requested a correction on the Greene County Greeneville Emergency Medical Services Board Meeting minutes on October 9, 2014 at 3 p.m. on Item 2: Review and Discuss Metrics Spreadsheet – Sayne then discussed the data spreadsheet for July, Aug. and September. Sayne explained that two employees were terminated in August, but he was able to fill their positions quickly. He also explained that EMS was on standby at the Greene County Fair. Tusculum football games. and local high school football games, in which Mayor Crum said needed to be deleted since EMS is not on standby at high school football games.

Commissioner Shelton requested correction on the time of the Commission meeting which should be 10:00 A.M instead of 6:00 P.M.

Mayor Crum called Commissioners to vote on their keypads. The following vote was taken on the minutes as amended: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Peters, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes to approve the minutes. The vote was 19 – aye: 0 – nay: 1 – absent: and 1 – vacant. Commissioner Patterson was absent. Mayor Crum stated that the minutes are approved as amended.

## REPORTS

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.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; 1 – vacant. Commissioner Patterson was absent. The Solid Waste Report and Committee Minutes were approved as read. Commissioner Patterson was absent.

## OLD BUSINESS

Mayor David Crum called on Mary Shelton, Budget Director, to read the two letters from the State of Tennessee Comptroller of the Treasury from the Director of State & Local Finance. Mrs. Shelton read the letter dated October 29, 2014, in which the letter should be read into the minutes of the next meeting of the County Commission with a copy provided to each Commissioner.

The Comptroller of the Treasury received a letter from Greene County (the "County") on October 27, 2014, requesting approval to issue tax and revenue anticipation notes ("TRANS") for fiscal year 2015 in a amount not to exceed \$1,000,000 for the General Fund by either competitive public negotiated sale. The included cash flow forecast for the General Fund prepared by the County supporting the need to issue the TRANS and the County's ability to repay them by June 30, 2015.

Section 6 of the County's budget resolution adoption on September 25, 2014, by the County Commission authorizes the County Mayor and County Clerk to borrow money as TRANS for the County Funds with the prior approval of the Director of the Office of State and Local Finance ("OSLF"). The complete copy of the letter dated October 29, 2014 is enclosed with the November Commission Meeting Minutes.

Mrs. Shelton read the letter date October 30, 2014, in which the letter should be read into the minutes of the next meeting of the County Commission with a copy provided to each commissioner. This letter acknowledges receipt of a certified copy of the 2015 fiscal year budget. This letter constitutes approval, by this office, for the County's 2015 fiscal year budget as adopted by the Governing body. The complete copy of the letter dated October 30, 2014 is enclosed with the November Commission Meeting Minutes.

Mrs. Shelton read in the letter that the Report on Debt Obligation (Form CT-0253) must be filed with the governing body of the public entity issuing the debt no later than forty-five (45) days following the issuance or execution of a debt obligation by or on behalf of any public entity, with a copy filed with the Director of the Office of State and Local Finance by mail to the address on this letter or by email to StateandLocalFinance.PublicDebtForm@cot.in.gov.

Nathan Holt, County Trustee, discussed the possibility of adopting a discount program for taxpayers who pay their property taxes early.



**STATE OF TENNESSEE**  
**COMPTROLLER OF THE TREASURY**  
OFFICE OF STATE AND LOCAL FINANCE  
SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING  
505 DEADERICK STREET  
NASHVILLE, TENNESSEE 37243-1402  
PHONE (615) 401-7872  
FAX (615) 741-5986

October 29, 2014

The Honorable David Crum, Mayor  
Courthouse Annex  
204 North Cutler Street, Suite 206  
Greeneville, TN 37745

Dear Mayor Crum:

This letter should be read into the minutes of the next meeting of the County Commission with a copy provided to each Commissioner.

This Office received a letter from Greene County (the "County") on October 27, 2014, requesting approval to issue tax and revenue anticipation notes ("TRANS") for fiscal year 2015 in an amount not to exceed \$1,000,000 for the General Fund by either competitive public or private negotiated sale. The request included cash flow forecasts for the General Fund prepared by the County supporting the need to issue the TRANS and the County's ability to repay them by June 30, 2015.

Section 6 of the County's budget resolution adopted on September 25, 2014, by the County Commission authorizes the County Mayor and County Clerk to borrow money as TRANS for the County Funds with the prior approval of the Director of the Office of State and Local Finance ("OSLF").

The financial information received by this Office with the request for approval of the issuance of the TRANS represents the County's assertions of its financial condition that may or may not reflect the current or future financial condition of the County.

Counties in Tennessee are authorized to issue TRANS pursuant to Title 9 Chapter 21 of the Tennessee Code Annotated, to provide monies for operating expenses until sufficient revenues are received. Future revenues projected must be sufficient to provide for the payment of the TRANS by June 30, 2015. Counties in Tennessee are authorized to issue TRANS either by competitive public sale or private negotiated sale pursuant to T.C.A. § 9-21-803. The maximum amount OSLF can approve is equal to 5% of total annual cash payments from the fund less the lowest monthly fund ending cash balance.

**DEBT MANAGEMENT POLICY**

The County provided a copy of its debt management policy, and within forty-five days of issuance of the debt approved in this letter, is required to submit a Report on Debt Obligation that indicates that this debt complies with its debt policy. If the County amends its policy, please submit the amended policy to OSLF.

## TAX AND REVENUE ANTICIPATION NOTE APPROVAL

This letter constitutes approval of the issuance of up to a total of \$1,000,000 in tax and revenue anticipation notes to be sold at either competitive public or private negotiated sale.

The approval of the TRANs is conditional upon agreement with the following terms by the County Board of Commissioners:

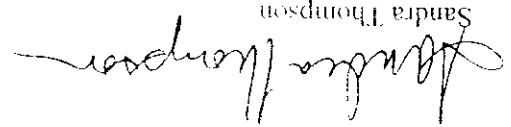
- A copy of this letter shall be provided to all the members of the County Commission, be presented at the next meeting of the County Commission, and be entered in the minutes of the meeting.
- The County shall comply with the requirements of Tennessee Code Annotated, Title 9, Chapter 21.
- The County shall use the Tax and Revenue Anticipation Note Form enclosed with this letter as its loan document for each individual TRAN.
- The County shall report the execution of the TRANs and the amounts to the County Commission and this Office within 45 days of issuance on the Report on Debt Obligation (Form CT-0253).
- The County shall maintain a balanced budget with no cash deficits and sufficient to pay operating and debt service costs.
- The County shall repay the TRANs no later than June 30, 2015 and provide this Office documentation within 15 days of, but not later than June 30, 2015. If the County does not issue the TRANs, please provide documentation to this Office stating the non-issuance no later than June 30, 2015.

This letter and the approval to issue debt do not address compliance with federal tax regulations and should not be relied upon for that purpose. The County should discuss these issues with a tax attorney or bond counsel.

## Report on Debt Obligation

Enclosed is a revised Report on Debt Obligation (Form CT-0253). The Form must be filed with the governing body of the public entity issuing the debt not later than forty-five (45) days following the issuance or execution of a debt obligation by or on behalf of any public entity, with a copy (including attachments, if any) filed with the Director of the Office of State and Local Finance by mail to the address on this letter or by email to [StateandLocalFinance.PublicDebtForm@colm.gov](mailto:StateandLocalFinance.PublicDebtForm@colm.gov). No public entity may enter into additional debt if it has failed to file the Report on Debt Obligation.

Sincerely,

  
Sandra Thompson  
Director of State & Local Finance

Cc: Mr. Jim Arnette, Director of Local Government Audit, COT  
Encl: Report on Debt Obligation  
Tax Anticipation Note Form

# REPORT ON DEBT OBLIGATION

(Pursuant to Tennessee Code Annotated Section 9-21-151)

<b>1. Public Entity:</b> Name: <u>Greene County, Tennessee</u> Address: <u>204 North Cutler Street</u> <u>Greeneville, Tennessee</u> Debt Issue Name: <u>Tax and Revenue Anticipation Note Series 2014</u> <small>If disclosing initially for a program, attach the form specified for updates, indicating the frequency required.</small>																			
<b>2. Face Amount:</b> <u>\$ 1,000,000.00</u> Premium/Discount: <u>\$ 0.00</u>																			
<b>3. Interest Cost:</b> <u>0.8338 %</u> <div style="float: right;"> <input checked="" type="checkbox"/> Tax-exempt    <input type="checkbox"/> Taxable         </div> <div style="clear: both;"></div> <input checked="" type="checkbox"/> TIC <input type="checkbox"/> NIC <input type="checkbox"/> Variable: Index _____ plus _____ basis points; or <input type="checkbox"/> Variable: Remarketing Agent _____ <input type="checkbox"/> Other: _____																			
<b>4. Debt Obligation:</b> <input checked="" type="checkbox"/> TRAN <input type="checkbox"/> RAN <input type="checkbox"/> CON <input type="checkbox"/> BAN <input type="checkbox"/> CRAN <input type="checkbox"/> GAN <input type="checkbox"/> Bond <input type="checkbox"/> Loan Agreement <input type="checkbox"/> Capital Lease <small>If any of the notes listed above are issued pursuant to Title 9, Chapter 21, enclose a copy of the executed note with the filing with the Office of State and Local Finance ("OSLF").</small>																			
<b>5. Ratings:</b> <input checked="" type="checkbox"/> Unrated Moody's _____ Standard & Poor's _____ Fitch _____																			
<b>6. Purpose:</b> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <thead> <tr style="background-color: black; color: white;"> <th style="width: 40%;"></th> <th style="width: 10%;"></th> <th style="width: 50%;">BRIEF DESCRIPTION</th> </tr> </thead> <tbody> <tr> <td><input checked="" type="checkbox"/> General Government</td> <td><u>100.00 %</u></td> <td><u>Alleviate Cash Flow problems in General Fund</u></td> </tr> <tr> <td><input type="checkbox"/> Education</td> <td>_____ %</td> <td>_____</td> </tr> <tr> <td><input type="checkbox"/> Utilities</td> <td>_____ %</td> <td>_____</td> </tr> <tr> <td><input type="checkbox"/> Other</td> <td>_____ %</td> <td>_____</td> </tr> <tr> <td><input type="checkbox"/> Refunding/Renewal</td> <td>_____ %</td> <td>_____</td> </tr> </tbody> </table>				BRIEF DESCRIPTION	<input checked="" type="checkbox"/> General Government	<u>100.00 %</u>	<u>Alleviate Cash Flow problems in General Fund</u>	<input type="checkbox"/> Education	_____ %	_____	<input type="checkbox"/> Utilities	_____ %	_____	<input type="checkbox"/> Other	_____ %	_____	<input type="checkbox"/> Refunding/Renewal	_____ %	_____
		BRIEF DESCRIPTION																	
<input checked="" type="checkbox"/> General Government	<u>100.00 %</u>	<u>Alleviate Cash Flow problems in General Fund</u>																	
<input type="checkbox"/> Education	_____ %	_____																	
<input type="checkbox"/> Utilities	_____ %	_____																	
<input type="checkbox"/> Other	_____ %	_____																	
<input type="checkbox"/> Refunding/Renewal	_____ %	_____																	
<b>7. Security:</b> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> General Obligation  <input type="checkbox"/> Revenue  <input type="checkbox"/> Annual Appropriation (Capital Lease Only)         </div> <div> <input checked="" type="checkbox"/> General Obligation + Revenue/Tax  <input type="checkbox"/> Tax Increment Financing (TIF)  <input type="checkbox"/> Other (Describe): _____         </div> </div>																			
<b>8. Type of Sale:</b> <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Competitive Public Sale  <input checked="" type="checkbox"/> Negotiated Sale  <input type="checkbox"/> Informal Bid         </div> <div> <input type="checkbox"/> Interfund Loan _____  <input type="checkbox"/> Loan Program _____         </div> </div>																			
<b>9. Date:</b> Dated Date: <u>11/07/2014</u> Issue/Closing Date: <u>11/07/2014</u>																			

**REPORT ON DEBT OBLIGATION**

(Pursuant to Tennessee Code Annotated Section 9-21-151)

**10. Maturity Dates, Amounts and Interest Rates \*:**

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2015	\$ 1,000,000.00	0.8338 %		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%
	\$	%		\$	%

If more space is needed, attach an additional sheet.

If (1) the debt has a final maturity of 31 or more years from the date of issuance, (2) principal repayment is delayed for two or more years, or (3) debt service payments are not level throughout the retirement period, then a cumulative repayment schedule (grouped in 5 year increments out to 30 years) including this and all other entity debt secured by the same source **MUST BE PREPARED AND ATTACHED**. For purposes of this form, debt secured by an ad valorem tax pledge and debt secured by a dual ad valorem tax and revenue pledge are secured by the same source. Also, debt secured by the same revenue stream, no matter what lien level, is considered secured by the same source.

\* This section is not applicable to the Initial Report for a Borrowing Program.

**11. Cost of Issuance and Professionals:**☒ No costs or professionals

	AMOUNT (Round to nearest \$)	FIRM NAME
Financial Advisor Fees	\$ 0	
Legal Fees	\$ 0	
Bond Counsel	\$ 0	
Issuer's Counsel	\$ 0	
Trustee's Counsel	\$ 0	
Bank Counsel	\$ 0	
Disclosure Counsel	\$ 0	
Paying Agent Fees	\$ 0	
Registrar Fees	\$ 0	
Trustee Fees	\$ 0	
Remarketing Agent Fees	\$ 0	
Liquidity Fees	\$ 0	
Rating Agency Fees	\$ 0	
Credit Enhancement Fees	\$ 0	
Bank Closing Costs	\$ 0	
Underwriter's Discount _____ %		
Take Down	\$ 0	
Management Fee	\$ 0	
Risk Premium	\$ 0	
Underwriter's Counsel	\$ 0	
Other expenses	\$ 0	
Printing and Advertising Fees	\$ 0	
Issuer/Administrator Program Fees	\$ 0	
Real Estate Fees	\$ 0	
Sponsorship/Referral Fee	\$ 0	
Other Costs _____	\$ 0	
<b>TOTAL COSTS</b>	<b>\$ 0</b>	

# REPORT ON DEBT OBLIGATION

(Pursuant to Tennessee Code Annotated Section 9-21-151)

**12. Recurring Costs:**☒ No Recurring Costs

Remarketing Agent  
Paying Agent / Registrar  
Trustee  
Liquidity / Credit Enhancement  
Escrow Agent  
Sponsorship / Program / Admin  
Other \_\_\_\_\_

**AMOUNT**  
(Basis points/S)

**FIRM NAME**  
(If different from #11)

**13. Disclosure Document / Official Statement:**☒ None Prepared☐ EMMA link \_\_\_\_\_ or☐ Copy attached**14. Continuing Disclosure Obligations:**

Is there an existing continuing disclosure obligation related to the security for this debt?

☐ Yes ☒ No

Is there a continuing disclosure obligation agreement related to this debt?

☐ Yes ☒ NoIf yes to either question, date that disclosure is due \_\_\_\_\_  
Name and title of person responsible for compliance \_\_\_\_\_**15. Written Debt Management Policy:**

Governing Body's approval date of the current version of the written debt management policy

12/19/2011

Is the debt obligation in compliance with and clearly authorized under the policy?

☒ Yes ☐ No**16. Written Derivative Management Policy:**☒ No derivative

Governing Body's approval date of the current version of the written derivative management policy \_\_\_\_\_

Date of Letter of Compliance for derivative \_\_\_\_\_

Is the derivative in compliance with and clearly authorized under the policy?

☐ Yes ☐ No**17. Submission of Report:**

To the Governing Body:

on 11/17/2014

and presented at public meeting held on

11/17/2014

Copy to Director to OSLF:

on \_\_\_\_\_

either by:

☒ Mail to:

OR

☐ Email to:

505 Deaderick Street, Suite 1600  
James K. Polk State Office Building  
Nashville, TN 37243-1402

StateAndLocalFinance.PublicDebtForm@cot.tn.gov**18. Signatures:****AUTHORIZED REPRESENTATIVE****PREPARER**

Name

David LaymanMary L Shelton

Title

Greene County MayorDirector of Accounts and Budgets

Firm

Email

davidcrummayor@greencountytn.govmarylshelton@greencountytn.gov

Date

11/18/201411-18-14



STATE OF TENNESSEE  
COMPTROLLER OF THE TREASURY  
OFFICE OF STATE AND LOCAL FINANCE  
SUITE 1600 JAMES K. GREENE STATE OFFICE BUILDING  
505 DEADERICK STREET  
NASHVILLE, TENNESSEE 37243-1402  
PHONE (615) 401-7872  
FAX (615) 741-5986

October 30, 2014

The Honorable County Mayor  
and Board of Commissioners of Greene County  
204 North Cutler Street, Suite 202  
Greeneville, TN 37745

Dear Mayor Crum and Commissioners:

This letter should be read into the minutes of the next meeting of the County Commission with a copy provided to each commissioner.

This letter acknowledges receipt of a certified copy of the 2015 fiscal year budget.

We have reviewed the budget and have determined that projected revenues and other available funds are sufficient to meet anticipated expenditures. Our review of the budget is based solely on the information we have received and is for determining that the budget appears to be balanced. With regard to programs included in the budget such as education, roads, and corrections, we have not attempted to determine that the local government has complied with specific program statutes or guidelines, or with any financing requirements prescribed by any state or federal agency. A property tax rate may be included in this budget, and we would recommend that local government officials be certain that all program requirements have been met before initiating the tax collection process.

This letter constitutes approval, by this office, for the County's 2015 fiscal year budget as adopted by the Governing Body.

### **Considerations Concerning the Budget**

The Office of State and Local Finance has determined that the County's budget meets basic statutory requirements, but we have detected deficiencies, outlined below, that could possibly lead to financial problems in the future.

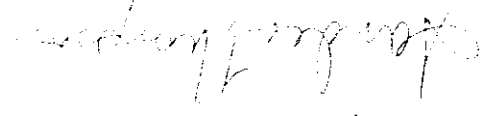
### **Budget Adoption Date**

Pursuant to TCA § 5-12-109(b)(1), the County Commission has a duty to adopt a budget and appropriate funds for all departments, commissions, institutions, boards, offices or agencies for the ensuing fiscal year no later than third Monday in July. The County adopted its appropriation

Enclosure: Table 1 - Estimated Revenue and Projected Funding for the Fiscal Year 2015

Mr. Jim Ammer, Director of Local Government Audit, CO  
Mrs. Mary Stelmach, Finance Director, Greene County

Director of the Office of State and Local Finance  
Sandra Thompson



Sincerely,

If you should have any questions regarding this, or if we may be of assistance, please let me know.

School Board's working capital recommendation for the funds.  
the results of the analysis to our Office by December 31, 2014, with the County's annual report to the  
fiscal year 2014 and to project those requirements for the fiscal year 2015. Please note that the  
our Office for enterprise funds to analyze the actual cash requirements for those funds during the  
recommend that the County and the School Board use the cash flow analysis statement required by  
these funds to determine the necessary level of cash needed to sustain their operations. The  
the County's financial statements, and we will review the working capital statement and the  
basis and we may make adjustments to the analysis have been approved by the Board.

Another fund. State statutes require the County to maintain a balanced budget and to avoid the  
nonconforming tax and revenue policies or transferring unappropriated funds to another fund.  
to sustain the operation of these funds. This situation could lead to a potential violation of the  
expenditure of spending. The County's financial statements show the necessary operating  
information for the County's financial statements. The County's financial statements include the  
Federal Purpose Fund and the School Purpose Fund. The County's financial statements include the  
information for the County's financial statements. The County's financial statements include the

Fund Balances for the General Purpose School Fund and School Purpose Fund

information for the County's financial statements. The County's financial statements include the  
funds to meet future requirements.

TAX ANTICIPATION NOTE FORM

Registered

Registered

Note #2

Greene County  
Of the  
State of Tennessee

\$1,000,000.00

GENERAL FUND TAX ANTICIPATION NOTE, SERIES 2014

DATED

INTEREST RATE

MATURITY DATE

November 7, 2014

0.8338%

June 30, 2015

Registered Owner: Capital Bank

Principal Sum: \$1,000,000.00

The County of Greene (the "Local Government" of the State of Tennessee hereby acknowledges itself indebted, and for value received hereby promises to pay bearer of the sum of One Million Dollars (\$1,000,000.00) (the "Principal Sum") on or before the Maturity Date (specified above) (unless this note shall have been duly called for prior redemption and payment of the redemption price shall have been duly made or provided for), upon presentation and surrender to the Local Government or its agent, and to pay from the date hereon interest on the Principal Sum on June 30, 2015 at the Interest Rate per annum (specified above), by check or draft mailed to the bearer, at the address below. Both principal of and interest on this note are payable at the office of the Greene County Trustee or a paying agent duly appointed by the Local Government in lawful money of the United States of America.

This note is secured solely by the receipt of taxes and revenues to be received by the General Fund (the "Fund") during the current fiscal year of the Local Government, being July 1, 2014 through June 30, 2015, inclusive (the "Fiscal Year").

This note is subject to redemption prior to its stated maturity in whole or in part at any time at the option of the Local Government upon payment of the principal amount of the note together with the interest accrued thereon to the date of redemption without a premium.

This note is issued under the authority of Parts I, IV, and VIII of Title 9, Chapter 21, Tennessee Code Annotated, and a resolution duly adopted by the Local Government on September 25, 2014, to provide funds in anticipation of the collection of taxes and revenues for the Fund during the Fiscal Year in an amount not exceeding sixty percent (60%) of the total Fund appropriations for the Fiscal Year. The Maturity Date specified above shall not exceed the end of the Fiscal Year.

Title 9, Chapter 21, Section 117, Tennessee Coded Annotated provides that this note and interest thereon are exempt from taxation by the State of Tennessee or by any county, municipality or taxing district of the State, except for inheritance, transfer and estate taxes and except as otherwise provided under the laws of the State of Tennessee.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this note do exist, have happened and have been performed in due time, form and manner as required by the Constitution and laws of the State of Tennessee, and that the amount of this note, together

COPY

with all their rights and powers, and that the same is done every year by the  
statutory limitations thereon, and that the same is done every year by the  
statutory limitations thereon.

IN WITNESS WHEREOF the Governing Body of the Local Government has caused this to  
be signed in the name of the Local Government by its manual signature of the County's chief  
executive, and on these premises attested by the manual signature of the County's chief executive,  
Seal of the Local Government affixed hereto or impuned heron, and this is done on the 7<sup>th</sup> day of November 2014.

By:

David Lee Crum  
David Lee Crum

Mayor

ATTESTED:

James L. Miller, Chief Deputy  
County Clerk

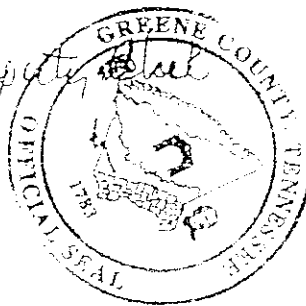


Table 1

**Greene County**  
**Estimated Beginning and Projected Ending Fund Balances FY 2015 Budget**

<b>Fund</b>	<b>Beginning Fund Balance</b>	<b>Projected Annual Revenues</b>	<b>Projected Annual Expenditures</b>	<b>Projected Revenues Over/(Under) Projected Expenditures</b>	<b>Projected Ending Fund Balance</b>	<b>Projected Ending Fund Balance as of Percentage of Projected Annual Expenditures</b>
General Purpose School Fund	\$ 3,841,845	\$ 46,764,973	\$ 46,764,973	\$ -	\$ 3,841,845	8.2%
School Federal Projects Fund	\$ 235,338	\$ 5,172,969	\$ 5,204,309	\$ (31,340)	\$ 203,998	3.9%

## 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 Seay and seconded by Commissioner Clemmer to approve the list. Mayor asked if there were any discussion. Mayor Crum called for the Commissioners to vote on their keypads. The following vote was taken: Commissioner Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Peters, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was 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 NOVEMBER 17, 2014 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
1. JULIA ANN BALL	1106 TIMBERS EAST GREENEVILLE TN 37745	423-335-4427	800 S GAY STREET KNOXVILLE TN 37929	423-335-4427	JULIA ANN BALL
2. RHONDA FRENCH BANKS	2801 FALCON CIRCLE AFTON TN 37616	423-426-2436	711 CAMPBELL DRIVE GREENEVILLE TN 37745	423-798-6160	
3. SONYA GAIL BIBLE	121 HOPEVILLE AVE GREENEVILLE TN 37745	865-805-8756	929 APPLE ST, B4 GREENEVILLE TN 37745	423-787-0112	
4. KATHY BOWMAN	659 CM JONES RD GREENEVILLE TN 37745	423-329-6386	1513 E AJ HWY GREENEVILLE TN 37745	423-798-2075	
5. ROSALIE ELIZABETH BROOKS	1302 UPLAND AVENUE GREENEVILLE TN 37743	423-972-1419	121 E. DEPOT STREET GREENEVILLE TN 37743	639-3511	
6. CAROL J CLARK	2060 MILBURNTON ROAD LIMESTONE TN 37681	317-544-8282	305 W OAKLAND SUTIE 130 JOHNSON CITY TN TN 37604	423-328-9332	CAROL CLARK
7. THOMAS DANIEL COBBLE	1082 W VANN RD GREENEVILLE TN 37743	423-639-1960			
8. ANDREW JON COGGINS	109 WAYFAIR DR GREENEVILLE TN 37743	423-483-1071	2330 E AJ HWY GREENEVILLE TN 37745	787-7730	
9. LORI ANN DUNN	506 BIG SPRINGS DRIVE MOSHEIM TN 37818	423-422-7302	401 TAKOMA AVENUE GREENEVILLE TN 37743	423-639-3151	YES
10. SHARON K FLETCHER	570 STEPHEN BROOKS RD GREENEVILLE TN 37743	638-9501	92 SAM DOAK DR GREENEVILLE TN 37745	423-787-7700	
11. WANDA M GIBSON	215 FORTIONS RD LIMESTONE TN 37681	423-257-5290	92 SAM DOAK DR GREENEVILLE TN 37745	423-787-7700	
12. RHONDA J GLOVER	840 TYNE GRAY RD AFTON TN 37616	423-972-9011	1513 E ANDREW JOHNSON HWY GREENEVILLE TN 37745	423-798-2075	
13. KAREN S. KNIGHT	299 S. RUFÉ TAYLOR ROAD GREENEVILLE TN 37745	423-638-5477	1505 W. MAIN STREET GREENEVILLE TN 37743	423-638-4818	
14. MARGARET E KNIGHT	4835 MARVIN RD BULLS GAP TN 37711	423-422-6742	116 E DEPOT ST GREENEVILLE TN 37743	423-798-1800	
15. TERRY JOE LAWS	2855 OLD KENTUCKY RD S GREENEVILLE TN 37743	639-6131	3634 E AJ HWY GREENEVILLE TN 37745	639-6131	
16. 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
17. ASHLEY RENE' MATHES	920 SINKING SPRINGS ROAD MIDWAY TN 37809	423-620-5491	125 SPRING STREET SOUTH MOSHEIM TN 37818	423-422-6011	NO 10,000 SURETY BOND NO
18. CHRISTINA A MCINTOSH	2621 DOTY CHAPEL RD AFTON TN 37616	423-721-5190	1223 KISER BLVD GREENEVILLE TN 37745	423-525-5743	
19. GLENDA J MOORE	104 HOPEVILLE AVENUE GREENEVILLE TN 37745	720 234 8899	135 N CHURCH ST SPARTANBURG SC 29306	423-787-7730	
20. JANIE DIANNE NEWTON	128 W BARTON RIDGE RD GREENEVILLE TN 37743	636-5019	2014 W CHURCH ST GREENEVILLE TN 37745	636-5000	

SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

DATE

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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 NOVEMBER 17, 2014 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
21. TERRY B. SHELTON	1160 UNION RD GREENEVILLE TN 37745	423-972-3780	3634 E ANDREW JOHNSON HWY GREENEVILLE TN 37745	423-693-6131	
22. LAUREN M TURNER	424 SPRING CREEK PLACE GREENEVILLE TN 37745	423-202-1158	100 N. MAIN STREET GREENEVILLE TN 37745	423-278-3035	
23. MARK A WADDELL	2816 SHILOH ROAD GREENEVILLE TN 37745	423-973-8293	101 AMERICAN ROAD AFTON TN 37616	--	MARK A WADDELL
24. CAROLYN WELLS	6802 ASHEVILLE HWY GREENEVILLE TN 37745	423 798 9412	6858 ASHEVILLE HWY GREENEVILLE TN 37743	423 638 9086	
25. TAMMIE JEAN WINTERS	1708 MOORE AVE GREENEVILLE TN 37745	552 2577	2330 E A J HWY GREENEVILLE TN 37745	787 7730	

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\_\_\_\_\_  
 SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

\_\_\_\_\_  
 DATE

A. A RESOLUTION TO AMEND THE GREENE COUNTY SCHOOLS  
GENERAL FUND BUDGETS FOR THE  
FISCAL YEAR 2014 – 2015

A motion was made by Commissioner Quillen and seconded by Commissioner Collins to approve a resolution to amend the Greene County Schools General Fund Budget for the fiscal year 2014 – 2015.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Kesterson, McAmis, Miller, Neas, Parton, Peters, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes.

Commissioner Jennings voted no. The vote was 18 – aye; 1 – nay; 1 – absent; and 1 – vacant.

Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**THE GENERAL PURPOSE SCHOOL FUND  
A RESOLUTION TO AMEND THE GREENE COUNTY SCHOOLS  
GENERAL FUND BUDGET  
FOR THE FISCAL YEAR 2014-2015**

**WHEREAS,** the Greene County School System is amending the 2014-2015 Budget for the General Fund to reflect additional funds for four grants: three grant from the Niswonger Foundation (Chuckey-Doak \$13,500.00 and North Greene \$10,800.00 for Distance Learning Monitors, the Four High Schools for textbooks for AP History & AP Biology Classes \$15,418.20), and additional funds from The State of Tennessee for the School Climate Grant \$41,606.42.

**THEREFORE,** the following appropriations will be amended:

**REVENUES**

Account Number	Description	Increase	Decrease
44570	Contributioin & Gifts (Niswonger Foundation Grants)	\$ 39,718.20	\$ -
46590	Other State of Education Funds (School Climate Grant)	41,606.42	-
		\$ 81,324.62	\$ -

**EXPENDITURES**

Account Number	Description	Increase	Decrease
71100 195	Certified Substitute Teachers (Distance Learning Monitors)	\$ 23,191.00	\$ -
71100 201	Social Security (Distance Learning Monitors)	773.00	-
71100 212	Medicare Tax (Distance Learning Monitors)	336.00	-
71100 449	Textbooks (AP History & AP Biology Classes)	15,418.20	-
	Total Niswonger Foundation Grants	39,718.20	
72130 189	Other Salaries & Wages (School Climate Grant)	9,140.00	-
72130 201	Social Security (School Climate Grant)	567.00	-
72130 204	State Retirement (School Climate Grant)	830.00	-
72130 212	Employer Medicare (School Climate Grant)	133.00	-
72130 355	Travel (School Climate Grant)	34,784.42	-
72130 499	Other Supplies & Materials (School Climate Grant)	-	5,848.00
72130 524	Staff Development (School Climate Grant)	2,000.00	-
	Total for School Climate Grant	47,454.42	5,848.00
	Grand Total	\$ 87,172.62	\$ 5,848.00

**NOW, THEREFORE, BE IT RESOLVED** by the Greene County Legislative Body meeting in regular session, this 17th day of November 2014, a quorum being present and a majority voting in the affirmative, that the funds be appropriated as shown above.

*David Lee Crum*  
County Mayor

Greene County Education Committee  
Sponsor

*Roger C. Crum*  
County Attorney

*Lou Bryant*  
County Clerk

B. A RESOLUTION TO BUDGET CARRYOVER FUNDS FOR A CHRONIC  
DISEASE CDC GRANT 1305 IN THE AMOUNT OF \$10,000 FROM  
TENNESSEE DEPARTMENT OF HEALTH  
FOR THE FISCAL YEAR ENDING JUNE 30, 2015

A motion was made by Commissioner Seay and seconded by Waddell to approve a resolution to budget carryover funds for a Chronic Disease CDC Grant 1305 in the amount of \$10,000 from the Tennessee Department of Health for the Fiscal Year ending June 30, 2015.

Commissioner Hensley asked a question: What do they do with the money? Mary Shelton, Budget Director, explained that Chronic Disease CDC 1305 is a (5) year Grant to carryover money from FY 2014 to provide funds for education in schools and Health Department to educate the students and parents to prevent and control Diabetes, Heart Disease, Obesity, and Associated Risk Factors and Promote School Health. The goal of the grant is to improve the health of Greene County by developing and implementing policies to promote and reinforce healthful behaviors and fight chronic disease in Greene County. This is the second year of the five (5) year grant.

Commissioner White and Commissioner Tucker also spoke on behalf of the grant for the Health Department.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO BUDGET CARRYOVER FUNDS FOR A CHRONIC DISEASE  
CDC GRANT 1305 IN THE AMOUNT OF \$10,000 FROM THE TENNESSEE  
DEPARTMENT OF HEALTH FOR THE FISCAL YEAR ENDING JUNE 30, 2015**

**WHEREAS**, during the fiscal year ended June 30, 2014 the Tennessee Department of Health awarded to the Greene County Health Department a grant in the amount of \$10,000 to provide funds to prevent and control Diabetes, Heart Disease, Obesity and Associated Risk Factors and Promote School Health, and the Health Department of Greene County was unable to earn those funds during fiscal year 2013-2014, and

**WHEREAS**, Greene County is one of 13 counties targeted to receive this grant. The goal of the grant is to improve the health of Greene County by developing and implementing policies and strategies to promote and reinforce healthful behaviors and fight chronic disease in Greene County. This grant has been awarded for five (5) years and is for \$10,000 each year for a total of \$50,000. This is the second year of the five (5) year grant. The Tennessee Department of Health has agreed to allow Greene County to carryover the \$10,000 for FYE June 30, 2014 and expend those funds during the FYE June 30, 2015, and

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

**INCREASE ESTIMATED REVENUE:**

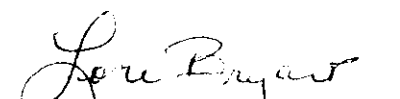
47590	Other Federal Through State Grant	\$ 10,000
	Total increase to estimated revenues	<u>\$ 10,000</u>

**INCREASE IN APPROPRIATIONS:**

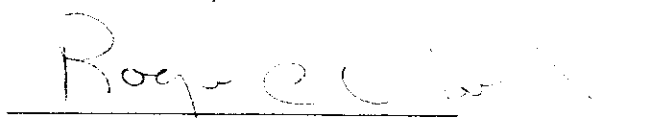
55900	OTHER PUBLIC HEALTH AND WELFARE	
429	Other Supplies and Materials	\$ 10,000
	Total increase in appropriations	<u>\$ 10,000</u>

**NOW, THEREFORE**; be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 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

**B**

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C. A RESOLUTION TO BUDGET FOR AN INCREASE IN THE  
CHRONIC DISEASE CDC GRANT 1305 IN THE AMOUNT OF \$16,100  
FROM THE TENNESSEE DEPARTMENT OF HEALTH FOR THE  
FISCAL YEAR ENDING JUNE 30, 2015

A motion was made by Commissioner Quillen and seconded by Commissioners Clemmer to approve a resolution to budget for an increase in the Chronic Disease CDC Grant 1305 in the amount of \$16,100 from the Tennessee Department of Health for the Fiscal Year ending June 30, 2015.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve.

**A RESOLUTION TO BUDGET FOR AN INCREASE IN THE CHRONIC DISEASE CDC GRANT 1305 IN THE AMOUNT OF \$16,100 FROM THE TENNESSEE DEPARTMENT OF HEALTH FOR THE FISCAL YEAR ENDING JUNE 30, 2015**

**WHEREAS**, the Tennessee Department of Health has increased the awarded to the Greene County Health Department Chronic Disease CDC Grant 1305 in the amount of \$16,100 to provide funds for the salary and related benefits of the public health educator already employed by Greene County Health Department. The effective date of the grant increase is November 1, 2014 and will extend through June 30, 2015, and

**WHEREAS**, Greene County is one of 13 counties targeted to receive this grant. The goal of the grant is to improve the health of Greene County by developing and implementing policies and strategies to promote and reinforce healthful behaviors and fight chronic disease in Greene County. This grant has been awarded for five (5) years and the total to be received at the end of the five years will be \$142,900. This is the second year of the five (5) year grant, and

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

**INCREASE ESTIMATED REVENUE:**

47590	Other Federal Through State Grant	<u>\$ 16,100</u>
	Total increase to estimated revenues	<u>\$ 16,100</u>


**DECREASE IN PREVIOUSLY BUDGETED FUND BALANCE**

39000	FUND BALANCE	<u>\$ 16,100</u>
	Total decrease in Budgeted Fund Balance	<u>\$ 16,100</u>

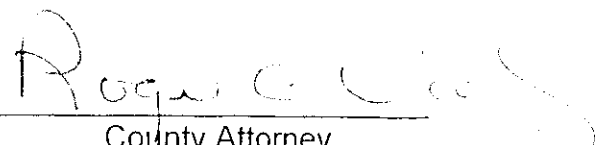
**NOW, THEREFORE**; be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

  
County Mayor

Budget and Finance Committee  
Sponsor

  
County Clerk

**C**

  
County Attorney

D. A RESOLUTION TO AMEND THE GENERAL FUND 2014 – 2015  
FISCAL YEAR BUDGET \$2,586 FOR CARRYOVER FUNDS  
RECEIVED IN PRIOR YEAR AS CONTRIBUTIONS TO THE  
GREENE COUNTY HEALTH DEPARTMENT

A motion was made by Commissioner Clemmer and seconded by Commissioner Jennings to approve a resolution to amend the General Fund 2014 – 2015 fiscal year budget \$2,586 for carryover funds received in prior year as contributions to the Greene County Health Department.

Mayor Crum then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO AMEND THE GENERAL FUND 2014-2015 FISCAL YEAR  
BUDGET \$2,586 FOR CARRYOVER FUNDS RECEIVED IN PRIOR YEAR AS  
CONTRIBUTIONS TO THE GREENE COUNTY HEALTH DEPARTMENT**

- WHEREAS** the Greene County Health Department received a restricted donation of \$4,744 in the prior fiscal year honoring Tony Williams for his public service in the Wood Ministry of which \$150 was expended during the during fiscal year ended June 30, 2012, \$1,507 was expended during the fiscal year ended June 30, 2013, and \$501 was expended during the fiscal year ended June 30, 2014. This donation was restricted in nature; and
- WHEREAS** the restricted donation has a balance of \$2,586 available to be budgeted in the current fiscal year; and
- WHEREAS** the Health Department wishes to expend the remaining funds of \$2,586 during the current fiscal year; and
- THEREFORE,** let the General Fund Budget be amended as follows:

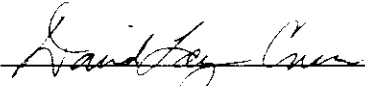
**INCREASE BUDGETED FUND BALANCES**

34530 Restricted for Public Health & Welfare	<u>\$ 2,586</u>
<b>Total Increase in Budgeted Fund Balances</b>	<u><u>\$ 2,586</u></u>

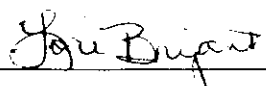
**INCREASE IN APPROPRIATIONS**

55110 Local Health Center	
340 Medical and Dental Services	<u>\$ 2,586</u>
<b>Total Increase in Appropriations</b>	<u><u>\$ 2,586</u></u>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the General Fund budget be amended as above.

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

\_\_\_\_\_  
Budget and Finance Committee  
Sponsor

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

**D**

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

E. A RESOLUTION TO BUDGET FOR A RECOVERY DRUG COURT GRANT  
IN THE AMOUNT OF \$50,000 FROM THE TENNESSEE DEPARTMENT  
OF MENTAL HEALTH AND SUBSTANCE  
ABUSE SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2015

A motion was made by Commissioner Quillen and seconded by Commissioner Parton to approve a resolution to budget for a Recovery Drug Court Grant in the amount of \$50,000 from the Tennessee Department of Mental Health and Substance Abuse Services for the fiscal year ending June 30, 2015.

Mayor Crum then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO BUDGET FOR A RECOVERY DRUG COURT GRANT IN  
THE AMOUNT OF \$50,000 FROM THE TENNESSEE DEPARTMENT OF  
MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES  
FOR THE FISCAL YEAR ENDING JUNE 30, 2015

**WHEREAS,** The Tennessee Department of Mental Health and Substance Abuse Services has awarded a grant to the Greene County Government Court System to provide funds for the Drug Court Program.

**WHEREAS,** The target population is adult male or female non-violent offenders who meet the criteria of a recovery court program under TCDGP and voluntarily want to participate in a drug court program under the TCDGP.

**WHEREAS,** This is the second year of this Grant which was awarded midyear last year and during the budget process, the revenue for this Grant was inadvertently left out of the final version of the approved budget, and

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

**INCREASE ESTIMATED REVENUE:**

46190	Other State of Tenn General Government Grants	\$ 50,000
Total increase to estimated revenues		<u>\$ 50,000</u>

**DECREASE IN PREVIOUSLY BUDGETED FUND BALANCE**

39000	FUND BALANCE	\$ 49,550
Total decrease in Budgeted Fund Balance		<u>\$ 49,550</u>

**INCREASE IN EXPENDITURES**

53330	DRUG COURT	
316	Contributions	\$ 2,126

**DECREASE IN EXPENDITURES**

53330	DRUG COURT	
355	Travel	\$ 1,676

NET INCREASE IN BUDGETED EXPENDITURES	<u>\$ 450</u>
---------------------------------------	---------------

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

David L. Green  
County Mayor

Budget and Finance Committee  
Sponsor

Lois Bayack  
County Clerk

**E**

Roger E. Clark  
County Attorney

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F. A RESOLUTION TO BUDGET \$4500 FOR SEXUAL OFFENDER  
REGISTRATION RESERVE

A motion was made by Commissioner Peters and seconded by Commissioner Quillen to approve a resolution to budget \$4500 for sexual offender registration reserve.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the the motion to approve the resolution.

**RESOLUTION TO BUDGET \$4500 FOR SEXUAL OFFENDER REGISTRATION  
RESERVE**

**WHEREAS,** the Tennessee Sexual Offender and Violent Sexual Offender Registration, Verification, and Tracking Act of 2004 (Public Chapter 921) imposes a fee to sexual offenders to recover the cost associated with updating the offender's fingerprints, palm prints, photograph, and TBI registration form; and

**WHEREAS,** the fee can only be used for the administrative cost associated with registering sexual offenders; and

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

**INCREASE AMOUNT BUDGETED FROM RESERVES**

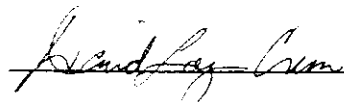
34157	Reserved For Sexual Offender Registration	\$ 4,500
	Total adjustment to budgeted reserves	<u>\$ 4,500</u>

**INCREASE APPROPRIATIONS**

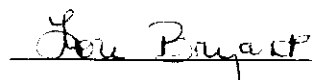
54160 Administration of the Sexual Offender Registry

355	Travel	\$ 1,500
356	Tuition	\$ 500
716	Law Enforcement Equipment	\$ 2,500
	Total increase in appropriations	<u>\$ 4,500</u>


**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November 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

**F**

  
County Attorney

G. A RESOLUTION ON THE REGULATIONS GOVERNING THE  
USE OF THE COUNTY RIGHT-OF-WAY

A motion was made by Commissioner Collins and seconded by Commissioner Cobble to approve a resolution on the regulations governing the use of the county right-of-way.

Commissioner Seay asked a question of who created the resolution on regulations governing the use of the County Right-of-Way. Roger Woolsey, County Attorney, stated he helped create the resolution. County Attorney Woolsey and Road Superintendent David Weems explained that some type of regulatory process should be required when working in the county's right-of-way for liability protection above all else. Approving this resolution would grant Greene County's Highway Department regulatory control of the right-of-ways. As it stands now, a utility company like Greeneville Light and Power System doesn't have to go through a permitting process to dig a trench or put a hole in the ground to install a new hole.

David Weems stated that the problem is with lobbyists at the General Assembly trying to take away counties' control of what's theirs. Weems said we need to have control of our right-of-ways.

Bill Carroll, General Manager of Greeneville Light and Power, stated that the system has more than 50,000 poles located in right-of-ways throughout Greene County, and expressed concern that the wording of the resolution would hamper Light & Power's ability to act quickly to raise poles or perform other work in the right-of-way. Mr. Carroll said: "With how it is written now, Light and Power wouldn't be able to get permission to fix poles in an emergency." Mr. Carroll stated: "It would slow us down immensely on the things we need to do for our customers." Commissioner Quillen, who sponsored the resolution, agreed to pull it and to send the proposed regulations to the Road Committee for further review.

## REGULATIONS GOVERNING THE USE OF THE COUNTY RIGHT-OF-WAY

WHEREAS, the Tennessee Code allows utilities to be placed within the county right-of-way, and

WHEREAS, the Tennessee Code, although varying in particulars concerning specific types of utilities, generally requires that permission be obtained from the county legislative body or the chief administrative officer of the highway department prior to entering upon the county right-of-way to perform excavation work, and

WHEREAS, the Tennessee Code also generally requires that excavation work performed within the county right-of-way be performed under the direction and control of the chief administrative officer of the county highway department, and

WHEREAS, it is impractical for permission to be granted on a case-by-case basis by the county legislative body, and

WHEREAS, it is necessary to establish clear procedures and rules, to be administered and enforced by the chief administrative officer of the highway department, for the use of the county right-of-way by utilities, entities or persons, so as to minimize interference with vehicular traffic, minimize damage to the county right-of-way, minimize risks to the public safety and convenience, and minimize damage to utilities, and

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Greene County, Tennessee, meeting in regular session on this day 17<sup>th</sup> of November, 2014, that the following regulations shall apply to the use of county rights-of-way by utilities in Greene County:

SECTION 1. The following regulations apply to all utilities. "Utilities" includes any line, system or facility, either underground or overhead, used for producing, storing, conveying, transmitting or distributing communications, electricity, gas, petroleum, petroleum products, hazardous liquids, water, steam or sewerage and other underground or overhead facilities and appliances. The regulations apply to all persons performing excavation work within the county right-of-way. "Persons" includes, but is not limited to, individuals, utility districts, authorities, governmental entities and companies. "Persons" may also be referred to herein as "applicants". "Excavation" means an operation for the purpose of the movement, placement, or removal of earth, rock, or other materials in or on the ground by use of mechanized equipment or by discharge of explosives, and including augering, backfilling, digging, ditching, drilling, grading, plowing-in, pulling-in, ripping, scraping, trenching and tunneling. The regulations apply to the installation, maintenance and removal of utilities unless otherwise provided.

SECTION 2. Except in cases of an emergency as defined herein, persons must obtain a permit from the county highway department prior to performing any excavation work within the county right-of-way. The permit request shall state the nature and purpose of the excavation work to be performed, the date, location and estimated time of the beginning and end of the excavation work at each site, and the name and contact information of the company or party to be performing the excavation work. The permit request shall be accompanied by construction plans detailing the excavation work to be performed. Applicants shall also provide copies of any permit(s) required by other governmental agencies. Persons making requests to perform excavation work in the county right-of-way shall use the permit request form designated as Attachment A to this

resolution. The permit may include special conditions, as determined in the sole discretion of the chief administrative officer of the county highway department, for the protection of the county's property, roads and rights-of-way, as well as the welfare and safety of the general public. Acknowledgment of receipt of a copy of these regulations shall be a part of the permit request. By issuance of a permit, applicants will be required to conform to these regulations as well as any additional conditions set forth in writing by the chief administrative officer of the county highway department. Once physical excavation work has commenced within the right-of-way, applicants, as recipients of a permit, agree to perform the excavation work in accordance with these regulations and the permit issued hereunder, as well as all other applicable permits, regulations, laws, agency rules, resolutions and ordinances. Greene County assumes no responsibility for any damage to utilities installed after the effective date of these regulations and that are not installed in accordance with the provisions and conditions of the permit and these regulations. Greene County assumes no responsibility for any damage to utilities not maintained or removed in accordance with the provisions and conditions of the permit and these regulations.

SECTION 3. Applicants shall submit a permit fee in the amount of fifty (\$50.00) Dollars along with their permit request. The fee will be used to offset the county administrative and personnel cost related to the enforcement of these regulations.

SECTION 4. All utility installations, maintenance and removals shall be done in accordance with the applicable technical specifications set forth in Attachment B to this resolution and any subsequent specifications adopted by the county legislative body. Each utility shall pay the salary and expenses for any inspector(s) that the county highway department may see fit to place upon the excavation work site to ensure compliance with such technical specifications while any such inspector(s) may be assigned to the excavation work site. The chief administrative officer of the county highway department, before incurring any expenses expected to be charged to the applicant, shall advise the applicant in writing of this fact.

SECTION 5. The Department of Commerce and Insurance of the State of Tennessee (the "department") requires that all persons contracting to perform construction excavation work within the state be qualified and licensed by the department if the excavation work is equal to or in excess of twenty-five thousand dollars (\$25,000). Requirements for obtaining such a license are determined by the commissioner of the department and may be obtained by contacting the Regulatory Boards Division. All persons and/or the company for which they are employed shall be duly licensed by the department, the state of Tennessee, and any other appropriate governmental agency. Proof of a currently valid Tennessee contractor's license shall be presented when request for a permit is made.

SECTION 6. As a condition of the issuance of a permit, applicants must provide proof of liability insurance with a minimum policy in the amount of one million dollars (\$1,000,000).

SECTION 7. If the excavation work that is the subject of the permit request is not of an emergency nature, the chief administrative officer of the county highway department may refuse or delay approval of the permit request if approval would unduly interfere with the excavation work of the county highway department or would cause undue inconvenience to the public. However, the chief administrative officer's approval of the permit request shall not be unreasonably withheld. In the event of an emergency, persons will not be required to comply with the regular permitting requirements set forth herein. For purposes of these regulations,

"emergency" means an imminent danger to life, health, or property, whenever there is a substantial likelihood that loss of life, health or property will result before the procedures in these regulations can be fully complied with. In the event of an emergency, person will not be required to comply with the regular permitting requirements set forth herein. In the event of an emergency, notice of any excavation work within the county right-of way shall be given to the chief administrative officer of the county highway department in writing in the manner provide in Section 2 or by telephone, within two (2) hours of the beginning of any such activity. If notice is given by telephone, the agent of the person making the call shall enter the date and time of the call, the nature, purpose, and location of the excavation work to be performed, the estimated beginning and ending times of the excavation work, and the name and contact information of the company or party to be performing the excavation work, on a standard permit request form and deliver it to the chief administrative officer of the county highway department by the next business day.

SECTION 8. The chief administrative officer of the county highway department may require an applicant to post collateral to ensure that the county road and right-of-way will be repaired to the same quality as before the excavation work was performed. The chief administrative officer will determine the form, amount and sufficiency of the collateral. Should the chief administrative officer of the county highway department execute settlement of the collateral, the proceeds from such execution shall be payable to the Greene County Highway Fund. In the event of an emergency, as defined herein, the chief administrative officer of the county highway department may require the person to post collateral as provided herein for non-emergency excavation work as a condition for continuing excavation work in the county right-of-way. In the event excavation work is abandoned for a period of thirty (30) consecutive days or a time period specified in the permit, whichever is less, then the chief administrative officer of the county highway department shall be authorized to execute settlement of the collateral in his sole discretion. The proceeds from such execution shall be used to finish the project and to pay all other reasonable costs associated with the project. Any leftover proceeds will be returned to the applicant.

SECTION 9. (a) Persons shall replace or repair any portion of the road, pavement, shoulders, bridges, culverts, or any other part of the county right-of-way that may be disturbed or damaged as a result of their excavation work performed in the right-of-way. The county right-of-way shall be repaired following installation, maintenance and/or removal of utilities. The road, pavement, shoulders, bridges, culverts, or other part of the right-of-way shall also be repaired if damaged as a result of future line failure or leakage. The chief administrative officer of the county highway department shall be notified prior to any backfilling or bedding of any utility. In the event a person covers, conceals or obscures excavation work in violation of these regulations or in violation of a directive from the chief administrative officer of the county highway department, such excavation work shall be uncovered and displayed for the county's inspection upon request and shall be re-excavation worked at no cost in time or money to the county.

(b) Whenever practical, the chief administrative officer of the county highway department, upon the county highway department receiving a permit request, shall inspect the site before the excavation work begins and shall inspect the site after the excavation work is completed. Inspection by an engineering firm, paid for by the applicant and hired or approved by the county, shall be required, at the discretion of the chief administrative officer of the county highway

department, for extensive construction or excavation work within the county right-of-way as a condition to issuance of the permit. In addition, persons shall reimburse the county for all testing, inspections, reasonable attorney and professional fees, and other expenses incurred as a result of any deficient excavation work within ninety (90) days of receipt of an invoice from the county highway department.

(c) After such inspection(s), if, in the opinion of the chief administrative officer of the county highway department, the condition of the roadway or right-of-way has been damaged and has not been properly repaired, the chief administrative officer of the county highway department shall determine the nature of the excavation work necessary to return the roadway or right-of-way to a condition substantially equal to its condition before the excavation work was performed, and shall give persons written notice of such deficiency in returning the roadway or right-of-way to its proper condition. As part of such notice, the chief administrative officer shall inform the persons as to whether he/she has elected, in his/her sole discretion, to immediately execute settlement of the collateral and use the proceeds to repair the damage or to allow the persons to repair the damage themselves. If the chief administrative officer elects to allow the persons to repair the damage themselves, such repairs must be completed to the satisfaction of the chief administrative officer within thirty (30) days of receipt of the notice of deficiency. If the damage is not satisfactorily repaired within the thirty-day period, the chief administrative officer shall execute settlement of the collateral and use the proceeds to repair the damage. Regardless of which option is initially chosen by the chief administrative officer, if the collateral is not sufficient to complete the necessary repairs, the chief administrative officer shall facilitate the necessary repairs and persons shall reimburse the county highway department for the cost of such repairs within ninety (90) days of receipt of an invoice from the county highway department.

SECTION 10. Persons performing excavation work within the county right-of-way shall be responsible for road damages, personal injury, property damages or any other damages caused by any negligence on their part, including but not limited to, the improper placing of or failure to display construction signs, danger signs and other required signage and will bear any expense proximately caused by their operation on the right-of-way. This applies whether the applicant or someone acting on the applicant's behalf performs the excavation work. Persons shall provide proper signage, flaggers, barricades, flashing lights or other methods to warn the public of open trenches, obstructions or other impediments to travel. Signage shall conform to the most current edition of the Manual on Uniform Traffic Control Devices. Persons shall keep all traveled ways clear of obstructions and equipment not directly connected with the project or operation. Any inspection or control exercised by the chief administrative officer of the county highway department shall in no way relieve the applicant from any duty or responsibility to the general public nor shall such services and/or control by the chief administrative officer of the county highway department relieve the applicant from any liability for loss, damage, or injury to persons or adjacent properties.

SECTION 11. For all utilities located above ground, including location signage, persons shall maintain sufficient weed and brush control within a 10-foot radius such that said utilities are easily visible. Greene County assumes no responsibility for any damage to any utility that is improperly located, signed or maintained for visibility.

SECTION 12. If, at any future time, it should become necessary in the maintenance, construction or reconstruction of a county highway to have applicant's utilities removed in order

that said highway may be properly maintained, constructed or reconstructed or in the event said utilities should, at any time, interfere with the use of said highway, the applicant agrees, upon being requested so to do by the highway department, to remove said utilities promptly, at its own expense and without cost to the highway department, unless any requested removal should be contrary to any law of the State.

SECTION 13. Applicant shall be responsible for any conflicts with other utilities or appurtenances that are on the county highway right-of-way and shall notify the respective owner(s) of any conflicts and secure the owner's permission for any alterations.

SECTION 14. By approving the applicant's permit request, the Greene County Highway Department does not grant the applicant any right, title or claim to any highway right-of-way and in granting this permission to go upon the right-of-way does not, in any way, assume the maintenance of the applicant's utilities.

SECTION 15. Approval of an applicant's permit request shall become void if the excavation work that is the subject of the request is not commenced within thirty (30) days of the date of the permit request.

SECTION 16. The chief administrative officer of the county highway department may employ the county attorney, or other attorney as provided in Tennessee Code Annotated Section 54-7-110, to seek an injunction against any party in violation of these regulations. The chief administrative officer of the county highway department may issue a stop excavation work order if excavation work is being performed in violation of these regulations. Any person violating these regulations shall also be subject to a fine of up to five hundred dollars (\$500) per violation, pursuant to Tennessee Code Annotated Section 5-1-121. A "violation" is defined as each day a person is in non-compliance with these regulations.

SECTION 17. A permit may be denied, suspended or revoked by the chief administrative officer of the county highway department when the chief administrative officer has determined that the operation is not being and/or will not be conducted in a manner as prescribed by applicable regulations, rules, resolutions, ordinances or laws. Any violations deemed of a significant nature by the chief administrative officer of the county highway department, or unwarranted damages done to the highway system, may result in a permit being denied, suspended or revoked. The chief administrative officer of the county highway department shall report all such actions to the county legislative body and county attorney. Failure to obtain a permit, abandoning the project, conducting excavation work which is not in accordance with the plans approved by the chief administrative officer of the county highway department or obtaining a permit under the emergency provision when no emergency exists, may also be grounds for denial of future permit requests.

SECTION 18. Pursuant to the Competitive Cable and Video Services Act, Tennessee Code Annotated Section 7-59-310, as a condition of the issuance of a permit allowing for open trenching, the applicant shall provide at least fifteen (15) days' notice prior to the initiation of any excavation work in the county right-of-way to all providers of cable or video services within the county. The notice shall include the particular dates in which the trenches will be available for such cable or video service providers for the installation of conduit, pedestals or vaults, and

SECTION 19. In addition to complying with the regulations set forth herein, applicants shall also comply with any and all applicable subdivision and storm water regulations.

SECTION 21. These regulations shall be effective from and after January 1, 2015.  
Acknowledgment of receipt of a copy of these regulations shall be a part of the permit request.

Robin Quillen  
Sponsor

Pulled  
Resolution.

John Bryant  
County Clerk

Roger A. Jochen  
County Attorney

302

ATTACHMENT A

GREENE COUNTY HIGHWAY DEPARTMENT

COUNTY CONTACT INFORMATION:

Staff Contact: \_\_\_\_\_

Phone Number: \_\_\_\_\_

E-Mail: \_\_\_\_\_

**\*\* Applicant shall remit a permit fee in the amount of Fifty and 00/100  
Dollars \$50.00 along with the permit request. \*\***

PERMIT REQUEST TO WORK WITHIN THE COUNTY RIGHT-OF-WAY

Date and Time of Permit Request: \_\_\_\_\_

Request is being made by (applicant):

\_\_\_\_\_

[Please provide name, address and contact information]

Applicant seeks permission to install, maintain, and/or remove the following  
described utilities within the county right-of-way:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

At the Following Described Location:

GPS Location: \_\_\_\_\_

Log Miles (beginning/ending): \_\_\_\_\_

Type of work to be performed:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Expected starting date: \_\_\_\_\_

Expected completion date: \_\_\_\_\_

Contractor, Subcontractor, or Party to Perform Work:

Address and Telephone Number of Company or party to perform work:

Is this an emergency? \_\_\_\_ If yes, why?

IF EMERGENCY TELEPHONE CALL MADE:

Date and Time of Emergency Call

Name of Agent of applicant who made Call

\*If an emergency call is made, the REGULATIONS GOVERNING THE USE OF THE COUNTY RIGHT-OF-WAY still require that certain information be provided to the chief administrative officer, using the permit request form, by the next business day.

Please select one of the following options:

\_\_\_\_ Option #1

Applicant is to deliver collateral in the form of a \_\_\_\_\_ (ex. surety bond, letter of credit, cashier's check, etc.) to the chief administrative officer of the highway department to guarantee that applicant's work within the right-of-way is done in accordance with the construction plan, applicable regulations, and any special conditions specified herein. The collateral is to be in the amount of \$\_\_\_\_\_. Applicant will be informed by the chief administrative officer in writing of any other requirements or conditions related to the collateral.

OR

\_\_\_\_ Option #2

Applicant is not required to post collateral.

The Department of Commerce and Insurance of the State of Tennessee (the "department") requires that all persons contracting to perform construction work

within the state be qualified and licensed by the department if the work is equal to or in excess of \$25,000.

Has applicant supplied the chief administrative officer with proof of a currently valid contractor's license? ☐ Yes ☐ No ☐ N.A.

As a condition of the issuance of a permit, applicants must provide proof of liability insurance with a minimum policy in the amount of \_\_\_\_\_.

Has applicant supplied sufficient proof of required liability insurance?  
☐ Yes ☐ No

Pursuant to the Competitive Cable and Video Services Act, Tennessee Code Annotated Section 7-59-310, as a condition of the issuance of a permit allowing for open trenching, the applicant shall provide at least fifteen (15) days' notice prior to the initiation of any work in the county right-of-way to all providers of cable or video services within the county. The notice shall include the particular dates in which the trenches will be available for such cable or video service providers for the installation of conduit, pedestals or vaults, and laterals. This requirement is limited to new construction or property development in which utilities will be laid in the county right-of-way.

Has applicant provided the required notice? ☐ Yes ☐ No ☐ N.A.

\*If yes, applicant shall provide a copy of the notice sent to providers.

**Applicant in applying for this permit agrees to the following:**

1. Applicant agrees to perform all work in accordance with the attached construction plans, the REGULATIONS GOVERNING THE USE OF THE COUNTY RIGHT-OF-WAY, adopted by the county legislative body by Resolution No. \_\_\_\_\_ on \_\_\_\_\_ (DATE), and any special conditions set forth herein.

Special Conditions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

In the case of extraordinary circumstances, whereby the chief administrative officer modifies any provisions of the regulations to address such circumstances, any such approval of a variance from these regulations and any modified conditions or specifications issued by the chief administrative officer shall be in writing and incorporated as part of this permit request.

2. Applicant, before commencing any work, shall submit to the chief

administrative officer of the county highway department detailed construction plans [INSERT APPROPRIATE LANGUAGE HERE IF PLANS MUST BE SEALED BY AN ENGINEER] showing the location, type and scope of all work to be done in order that the chief administrative officer may review and approve the proposed work. No work other than that specifically described in the construction plans and approved by the chief administrative officer is authorized.

3. Applicant shall be responsible for road damages, personal injury, property damages or any other damages caused by any negligence on its part, including but not limited to, the improper placing of or failure to display construction signs, danger signs and other required signage and will bear any expense proximately caused by its operation on the right-of-way. This applies whether the applicant or someone acting on the applicant's behalf performs the work.

4. Applicant shall pay the salary and expenses of any inspector(s) that the chief administrative officer may see fit to place upon the work site while such inspector(s) is/are assigned to the work site. The chief administrative officer, before incurring any expenses expected to be charged to the applicant, shall advise the applicant in writing of this fact.

5. Applicant shall replace or repair any portion of the pavement, shoulders, bridges, culverts, or any other part of the county right-of-way that may be disturbed or damaged as a result of its work performed in the right-of-way. Replacement and repairs shall be made in accordance with the REGULATIONS GOVERNING THE USE OF THE COUNTY RIGHT-OF-WAY issued by Greene County and any additional instructions issued by the chief administrative officer. In the event that the replacement or repairs made by applicant are not satisfactory to the chief administrative officer, such deficiencies shall be remedied in accordance with the REGULATIONS GOVERNING THE USE OF THE COUNTY RIGHT-OF-WAY issued by Greene County.

6. In the event work is abandoned for a period of 30 consecutive days, the chief administrative officer shall be authorized to execute settlement of the collateral in his sole discretion. The proceeds from such execution shall be used to finish the project and to pay all other reasonable costs associated with the project. Any leftover proceeds will be returned to the applicant.

7. If, at any future time, it should become necessary in the maintenance, construction, or reconstruction of said highway to have applicant's utilities removed in order that said highway may be properly maintained, constructed or reconstructed

or in the event said utilities should, at any time, interfere with the use of said highway, the applicant agrees upon being requested to do so by the chief administrative officer to remove said utilities as promptly as the magnitude of the work to be accomplished will permit, at its own expense and without cost to the county highway department, unless any requested removal should be contrary to any law of the State of Tennessee.

8. Applicant shall be responsible for any conflicts with other utilities or appurtenances that are on the county highway right-of-way and shall notify the respective owner(s) of any conflicts and secure the owner's permission for any alterations.

9. Applicant agrees to indemnify and hold harmless the county as well as its employees, officers and agents from and against any and all claims, liabilities, losses, and causes of action which may arise, accrue, or result to any person, firm, corporation, or other entity which may be injured or damaged as a result of acts, omissions, or negligence on the part of the applicant, its employees, its contractors, or any person acting for or on its or their behalf in the performance of the work related to this permit. Applicant further agrees it shall be liable for the reasonable cost of attorneys for the county highway department in the event such services are necessitated to enforce the terms of this permit or otherwise enforce the obligations of the applicant to the county highway department. In the event of any such suit or claim, applicant shall give the county highway department immediate notice thereof and shall provide all assistance required by the county highway department in the county highway department's defense. The county highway department shall give applicant written notice of any such claim or suit, and applicant shall have full right and obligation to conduct applicant's own defense thereof. Nothing contained herein shall be deemed to accord to applicant, through its attorney(s), the right to represent the county highway department in any legal matter.

10. The county highway department does not grant applicant any right, title or claim on any highway right-of-way and in granting this permission to go upon the right-of-way does not, in any way, assume the maintenance of applicant's facility.

11. The permit shall become void if work is not commenced within thirty (30) days from the date of the permit request.

**The requesting party (applicant), by the undersigned agent, agrees to comply with the Greene County regulations, a copy of which I have received, in carrying out the work proposed above.**

\_\_\_\_\_  
Signature of Agent and Date

**Approval of Permit:**

Request approved as presented \_\_\_\_ (check if applicable)

Request approved subject to the following conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Request rejected \_\_\_\_ (check if applicable)

Reason for rejection: \_\_\_\_\_

By \_\_\_\_\_  
Title \_\_\_\_\_ Date \_\_\_\_\_

**PERMIT NUMBER ASSIGNED:** \_\_\_\_\_

**GREENE COUNTY HIGHWAY DEPARTMENT**

795 Hal Henard Road P. O. Box 548

Greeneville, TN 37745

(423) 798-1747 Office (423) 798-1746 Fax

**DAVID WEEMS, ROAD SUPERINTENDENT**

**CONSTRUCTION PERMIT**

ATTACHMENT B

Issued to: \_\_\_\_\_ Permit No: \_\_\_\_\_

Phone No.: Cell \_\_\_\_\_ Home \_\_\_\_\_ Work \_\_\_\_\_

Location: \_\_\_\_\_

Type of Construction:

\_\_\_\_\_ Installation of water line or water tap \_\_\_\_\_

\_\_\_\_\_ Installation of sewer line or sewer tap \_\_\_\_\_

\_\_\_\_\_ Installation of cable \_\_\_\_\_

\_\_\_\_\_ Lateral cut – Ft \_\_\_\_\_

\_\_\_\_\_ Maintenance construction \_\_\_\_\_

\_\_\_\_\_ Curb cut or Driveway Cut \_\_\_\_\_

\_\_\_\_\_ Install tile \_\_\_\_\_

The above construction must conform to the rules and regulations as was passed by the Greene County Commission.

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Greene County Highway Department

\_\_\_\_\_ Gary Rector, Foreman

\_\_\_\_\_ JR Carter, Forman

Rec'd. by \_\_\_\_\_

\_\_\_\_\_ Kevin Ramsey, Foreman

Print Name: \_\_\_\_\_

Work Hrs: Mon-Thur 7:00-5:30pm

**RAW**

**Contractor & Utilities Information**

\*Contractor/Utility District is liable for any damages to private or county property. Installation must be three (3) feet or more where possible from edge of pavement. Installation closer than 36 in. to pavement must be back filled with pug mix.

\*Lines must be installed to a minimum. of three (3) feet in depth below the road surface and at a point below any tiles crossing the road. Installation sites must be backfilled, compacted, and sown in a cover (fescue) removing all stumps, large rocks and etc. from right of way.

\*Shoulders that have stone need to be replaced with at least three (3) inches deep of pug mix.

\*All road crossings must be bored unless otherwise permitted by the County Road Superintendent.

If necessary for open cut (1) must have the Road Superintendent's written permission; (2) Must be three (3) feet deep and back filled with flowable fill and compacted; (3) Must repave with hot mix a minimum of three (3) inches deep – (4) Repair fences to same condition as before the work begin.

\*All ditches and banks disturbed must be strawed, sowed in grass and returned to original condition within 14 days

\*Contractor is responsible for all erosion control.

**\*PLEASE CONTACT THE ROAD DEPT. BEFORE WORK HAS BEGAN. 7 DAYS IN ADVANCE**

UNLESS AN EMERGENCY. *309*

H. A RESOLUTION APPOINTING THE GREENE COUNTY JUNIOR ROTC  
AS CURATOR OF THE TENNESSEE ARMY NATIONAL GUARD  
MEMORIAL GARDEN LOCATED NEAR U.S. HIGHWAY 11-E

Mayor Crum asked Donnie Shelton to speak to the Commissioners concerning the property featuring the Tennessee Army National Guard Memorial Garden, in which he had purchased several years ago. Mr. Shelton had chosen to donate the property to Greene County and to allow the Greene County Junior ROTC Program to oversee the maintenance of the site.

Roger Woolsey, County Attorney, advised the County Commission if they decide to suspend the rules by allowing Greene County to have authority and to accept the deed to the property.

Mayor Crum called the County Commission to take a ten minute recess at 8:25 pm.

Mayor Crum then called the Commissioners to sign in on their keypads. The following Commissioners were present: Commissioners Carpenter, Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White were present. There were 19 Commissioners present and 1 absent, with 1 vacant seat. Commissioner Patterson was absent.

Mayor Crum stated that during the break, County Attorney Roger Woolsey came up with away to amend the Resolution H. Mayor Crum asked Roger Woolsey to address the County Commission on the procedure of amending the Resolution H. Roger Woolsey gave a recommendation to the County Commission to vote on amendment to the Resolution to authorize Greene County to accept the donation of the real property known as The Tennessee Army National Guard Memorial Garden located near U.S. Highway 11-E and to designate the Greene County Junior ROTC as Curator.

A motion was made by Commissioner Kesterson and seconded by Commissioner Hensley to vote on amendment to the Resolution H based on the recommendation of County Attorney, Roger Woolsey.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor to vote on amendment to the Resolution H.

A motion was made by Commission Kesterson and seconded by Commissioner Hensley to approve the resolution as amended to accept donated real property known as the Tennessee Army National Guard Memorial Garden located near U.S. Highway 11-E and to designate the Greene County Junior ROTC as Curator of the said Garden.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 vacant. Commissioner Patterson was absent.

**A RESOLUTION TO ACCEPT DONATED REAL PROPERTY KNOWN AS  
THE TENNESSEE ARMY NATIONAL GUARD MEMORIAL GARDEN  
LOCATED NEAR U.S. HIGHWAY 11-E AND TO DESIGNATE THE GREENE  
COUNTY JUNIOR ROTC AS CURATOR OF SAID GARDEN**

WHEREAS, Tennessee Army National Guard Memorial Garden, Inc. is the owner of a parcel of land near U.S. Highway 11E upon which the Tennessee Army National Guard Memorial Garden is located; and

WHEREAS, Tennessee Army National Guard Memorial Garden, Inc. has offered to donate that parcel of approximately 0.06 acre to Greene County in order to insure the Garden is maintained.

WHEREAS, the Army National Guard Memorial Garden's flag, flag pole and garden are in need of renovation and continued maintenance; and

WHEREAS, the Greene County Junior ROTC has expressed an interest in renovating, improving, and maintaining the Garden as a project for their troop, and

WHEREAS, the Tennessee Army National Guard Memorial Garden was designed to be a simple, dignified, well maintained place of peace, reflection, and remembrance to memorialize members of the Tennessee Army National Guard Company "A" who were injured or died in a motor vehicle accident at the site of the Garden; and

WHEREAS, it appears that it would be advantageous to Greene County to accept this donated tract because of its historic and memorial value to the citizens and residents of Greene County; and

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

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative that Greene County accept the donation of approximately 0.06 acres of real property known as the Tennessee Army National Guard Memorial Garden.

BE IT FURTHER RESOLVED that the Greene County Junior ROTC be designated as curator for the Tennessee Army National Guard Memorial Garden.

Josh Kesterson  
Sponsor

Brie Bryant  
County Clerk

David Leggett  
County Mayor

Roger A. Woolsey  
County Attorney

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

**A RESOLUTION APPOINTING THE GREENE COUNTY JUNIOR ROTC AS  
CURATOR OF THE TENNESSEE ARMY NATIONAL GUARD MEMORIAL  
GARDEN LOCATED NEAR U.S. HIGHWAY 11-E**

WHEREAS, the Tennessee Army National Guard Memorial Garden was established to remember the lives, dedication and service of the members of the Tennessee Army National Guard Company A who were killed and/or injured on August 8, 1966 in an motor vehicle accident on their way to Johnson City for their monthly drill session; and

WHEREAS, the Army National Guard Memorial Garden's flag, flag pole and garden are in need of renovation and continued maintenance; and

WHEREAS, the Greene County Junior ROTC has expressed an interest as making the upkeep of the garden as a project for their troop, and

WHEREAS, the Tennessee Army National Guard Memorial Garden was designed to be a simple, dignified, well maintained place of peace, reflection, and remembrance; it is also offered as a space to memorialize members of the Tennessee Army National Guard Company "A" who sacrificed their lives for their Country.

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 17<sup>th</sup> day of November, 2014, a quorum being present and a majority is voting in the affirmative that the Greene County Junior ROTC be appointed as curator of the Tennessee Army National Guard Memorial Garden located on U.S. Highway 11E.

Josh Kesterson  
Sponsor

David Layman  
County Mayor

Gene Bryant  
County Clerk

Roger C. Woolsey  
County Attorney

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

I. A RESOLUTION TO ADOPT A DEVELOPMENT FEE SCHEDULE  
FOR GREENE COUNTY, TENNESSEE (REVIEW AND CONSIDER ONE OF  
THE FOLLOWING RESOLUTIONS: I – 1 OR RESOLUTION I – 2

A motion was made by Commissioner White and seconded by Commissioner Hensley to approve a resolution to adopt a development fee schedule for Greene County, Tennessee (Review and Consider one of the following Resolutions I – 1 or Resolution I – 2).

Mayor Crum called on Tim Tweed, Director of Building and Zoning, to speak to the Commission concerning the development fee schedule for the Building & Zoning Office. Tim Tweed explained that the new schedule will increase current fees and add fees to the Planning Office's services, a demolition fee and a fee to provide a certificate of occupancy.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote 19 – aye; 0 – nay; 1 – absent; 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the Resolution I – 1.

**RESOLUTION**  
**A RESOLUTION TO ADOPT A DEVELOPMENT FEE SCHEDULE FOR**  
**FOR GREENE COUNTY, TENNESSEE**

**WHEREAS**, the Greene County Commission adopted planning and zoning within the unincorporated territory of Greene County, Tennessee and regulations for the use of property therein;

**PURSUANT** to TCA 13-3-104, TCA 13-7-202 and TCA 13-7-110

**WHEREAS**, a proposal has been made to adopt new development fees and to incorporate the current building permit fees and proposed planning fees into one document;

**WHEREAS**, the Greene County Budget Committee on the 8 of October, 2014 and Greene County Regional Planning Commission on the 14 of October, 2014 did study this proposal and unanimously recommended that the Greene County Commission to adopt this resolution; and

**NOW, THEREFORE BE IT RESOLVED** by the Greene County Legislative Body, meeting in regular session, on the 17 of November, 2014, a quorum being present and a majority of the full County Commission membership voting affirmatively to adopt as follows:

Schedule of Permit Fees - The fee schedule is established to partially defray the processing and administrative costs associated with the Zoning Resolution, Flood Damage Prevention Resolution and Subdivision Regulations. All fees are to be paid at the time of filing. The fee shall be collected by the Greene County Zoning and Building Office. All values for the purposes of calculating the applicable permit fee for any construction shall be determined by the multiplying the median square footage value as utilized by the Greene County Property Assessor.

- Building Permit Fees:

For all single wide mobile homes	\$150.00
For all double wide manufactured homes	\$250.00
For all portable accessory buildings	\$50.00

- For all construction the following non-refundable permit fee schedule shall apply:

\$0 to \$2,000.00	\$35.00
\$2,001.00 to \$4,000.00	\$45.00
\$4,001.00 to \$6,000.00	\$55.00
\$6,000.00 to \$8,000.00	\$65.00
\$8,001.00 to \$25,000.00	\$150.00
\$25,001.00 to \$50,000.00	\$150.00 for first \$25,000.00 Plus \$5.00 for each additional thousand or fraction thereof, and to include \$50,000.00
\$50,000.00 to \$100,000.00	\$270.00 for the first \$50,000 plus \$4.00 for each additional thousand or fraction thereof, and to include \$100,000.00
\$100,000.00 to \$500,000.00	\$470.00 for the first \$100,000.00 plus \$3.00 for each additional thousand or fraction thereof, and to include \$500,000.00

I - 1

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\$500,000.00 and up

\$1670.00 for the first \$500,000.00 plus \$2.00 for each additional thousand or fraction thereof.

- Moving Fee:  
For the moving of any building or structure \$100.00
- Demolition Fees:  
Residential (1-4 Units) \$100.00  
All others \$200.00
- After hours Inspection Fees:  
Inspections outside of normal business hours, the fee shall be \$75.00 per hour. A minimum of 2 hours will be charged.
- Reinspection Fees: \$40.00
- Plan Review Fee: Commercial and Multifamily (4 or more units)  
\$25,000.00 to \$100,000.00 \$50.00  
\$100,001.00 to \$150,000.00 \$65.00  
\$150,001.00 to \$500,000.00 \$165.00  
\$501,000.00 and up \$250.00
- Cell Tower Site Plan Review Fee  
In reviewing cell tower site plans, the fee shall be \$200.00
- Certificate of Occupancy Fees:  
Certificate of Occupancy for Change of Use \$50.00  
Certificate of Occupancy for Temporary \$100.00  
Certificate of Occupancy for Existing Facility \$50.00
- Letter Fees:  
Zoning Letter \$25.00  
Code Compliance Letter \$25.00
- Copy Fees:  
Black and White Copies \$0.15  
Color Copies \$2.00
- Filing Fee:  
Board of Zoning Appeals \$300.00  
Flood Variance Request \$200.00  
Building Code Appeals Committee \$200.00  
Rezoning Request \$300.00
- Plumbing and Gas Fees:  
\$1.00-up \$25.00 for the first \$1000.00 plus \$5.00  
Per fixture or appliance

Residential & Commercial Sanitation Drains

\$25.00 for first 10' plus \$5.00 for each  
10' section

• Subdivision Regulation Fees:

Minor Subdivision Plat Review 1 or 2 lots

\$50.00 Plat / \$10.00 per lot

Major Subdivision Plat Review 3 or more lots

\$100.00 Plat / \$10.00 per lot

Planned Unit Development Review Fee

\$100.00

Planning Commission Review Fee

\$100.00

On site review Inspection

\$40.00

**EFFECTIVE DATE.** This resolution shall take effect on the 17 of November, 2014, the welfare of  
the County requiring it.

Approved for recommendation

By the Sponsor/

Greene County Budget Committee

10-08-2014

Date

Approved for recommendation

By the Sponsor/Greene County

Regional Planning Commission

10-14-2014

Date

Date of Public Hearing

By the Greene County Commissioner:

11-17-2014

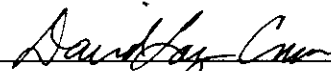
Date

Approved by the Greene

County Commission:

Date

Approved and signed in Open Meeting:



County Mayor

David Crum

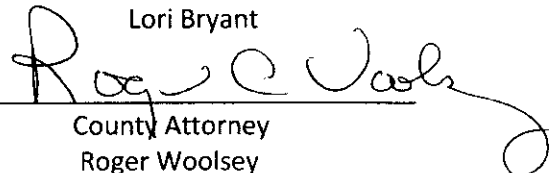
Attest:



County Court Clerk

Lori Bryant

Approved as to Form:



County Attorney

Roger Woolsey

**RESOLUTION**  
**A RESOLUTION TO ADOPT A DEVELOPMENT FEE SCHEDULE FOR**  
**FOR GREENE COUNTY, TENNESSEE**

**WHEREAS**, the Greene County Commission adopted planning and zoning within the unincorporated territory of Greene County, Tennessee and regulations for the use of property therein;

**PURSUANT** to TCA 13-3-104, TCA 13-7-202 and TCA 13-7-110

**WHEREAS**, a proposal has been made to adopt new development fees and to incorporate the current building permit fees and proposed planning fees into one document;

**WHEREAS**, the Greene County Regional Planning Commission on the 14 of October, 2014 did study this proposal and unanimously recommended that the Greene County Commission to adopt this resolution; and

**NOW, THEREFORE BE IT RESOLVED** by the Greene County Legislative Body, meeting in regular session, on the 17 of November, 2014, a quorum being present and a majority of the full County Commission membership voting affirmatively to adopt as follows:

Schedule of Permit Fees - The fee schedule is established to partially defray the processing and administrative costs associated with the Zoning Resolution, Flood Damage Prevention Resolution and Subdivision Regulations. All fees are to be paid at the time of filing. The fee shall be collected by the Greene County Zoning and Building Office. All values for the purposes of calculating the applicable permit fee for any construction shall be determined by the multiplying the median square footage value as utilized by the Greene County Property Assessor.

- Building Permit Fees:

For all single wide mobile homes	\$150.00
For all double wide manufactured homes	\$250.00
For all portable accessory buildings	\$50.00

- For all construction the following non-refundable permit fee schedule shall apply:

\$0 to \$2,000.00	\$35.00
\$2,001.00 to \$4,000.00	\$45.00
\$4,001.00 to \$6,000.00	\$55.00
\$6,000.00 to \$8,000.00	\$65.00
\$8,001.00 to \$25,000.00	\$150.00
\$25,001.00 and up	\$150.00 for first \$25,000.00 Plus \$5.00 for each additional thousand

- Moving Fee:

For the moving of any building or structure	\$100.00
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- Demolition Fees:

Residential (1-4 Units)	\$100.00
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I - 2

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All others	\$200.00
• <u>After hours Inspection Fees:</u> Inspections outside of normal business hours, the fee shall be \$75.00 per hour. A minimum of 2 hours will be charged.	
• <u>Reinspection Fees:</u>	\$40.00
• <u>Plan Review Fee: Commercial and Multifamily (4 or more units)</u>	
\$25,000.00 to \$100,000.00	\$50.00
\$100,001.00 to \$150,000.00	\$65.00
\$150,001.00 to \$500,000.00	\$165.00
\$501,000.00 and up	\$250.00
• <u>Cell Tower Site Plan Review Fee</u> In reviewing cell tower site plans, the fee shall be \$200.00	
• <u>Certificate of Occupancy Fees:</u>	
Certificate of Occupancy for Change of Use	\$50.00
Certificate of Occupancy for Temporary	\$100.00
Certificate of Occupancy for Existing Facility	\$50.00
• <u>Letter Fees:</u>	
Zoning Letter	\$25.00
Code Compliance Letter	\$25.00
• <u>Copy Fees:</u>	
Black and White Copies	\$0.15
Color Copies	\$2.00
• <u>Filing Fee:</u>	
Board of Zoning Appeals	\$300.00
Flood Variance Request	\$200.00
Building Code Appeals Committee	\$200.00
Rezoning Request	\$300.00
• <u>Plumbing and Gas Fees:</u>	
\$1.00-up	\$25.00 for the first \$1000.00 plus \$5.00 Per fixture or appliance
Residential & Commercial Sanitation Drains	\$25.00 for first 10' plus \$5.00 for each 10' section
• <u>Subdivision Regulation Fees:</u>	
Minor Subdivision Plat Review 1 or 2 lots	\$50.00 Plat / \$10.00 per lot
Major Subdivision Plat Review 3 or more lots	\$100.00 Plat / \$10.00 per lot
Planned Unit Development Review Fee	\$100.00
Planning Commission Review Fee	\$100.00

\$40.00

Approved for recommendation  
By the Sponsor/Greene County  
Regional Planning Commission

Date \_\_\_\_\_

Date \_\_\_\_\_

Date

County Mayor  
David Crum

Lois Bryant

County Court Clerk  
Lori Bryant

Lori Bryant  
Roger A. Vacker

County Attorney  
Roger Woolsey

No action taken since I-1 was approved

Love Expert

J. A RESOLUTION FOR AMENDING THE GREENE COUNTY ZONE  
RESOLUTION TO REMOVE THE ARTICLE IX, ENFORCEMENT,  
SECTION 907 THROUGH 907.6 FROM THE ZONING RESOLUTION OF  
GREENE COUNTY, TENNESSEE

A motion was made by Commissioner White and seconded by Commissioner McAmis to a resolution for amending the Greene County Zone Resolution to remove the Article IX, Enforcement, Section 907 through 907.6 from the Zoning Resolution of Greene County, Tennessee.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION**  
**A RESOLUTION FOR AMENDING THE GREENE COUNTY ZONING RESOLUTION**  
**TO REMOVE THE ARTICLE IX, ENFORCEMENT, SECTION 907 THROUGH 907.6 FROM THE ZONING RESOLUTION OF**  
**GREENE COUNTY, TENNESSEE**

**WHEREAS**, the Greene County Commission adopted a zoning resolution establishing zone districts within the unincorporated territory of Greene County, Tennessee and regulations for the use of property therein;

**WHEREAS**, the Greene County Commission realizes that any zoning plan must be changed from time to time to provide for the continued efficient and economic development of the county;

**WHEREAS**, a proposal has been made to amend the Greene County Zoning Resolution;

**WHEREAS**, the Greene County Regional Planning Commission did study this proposal on the 14 of October, 2014 and unanimously recommended that the Greene County Commission amend the zoning resolution; and

**WHEREAS**, Public Notice requirements pursuant to T.C.A. § 13-7-105(b)(1) have been complied with;

**NOW, THEREFORE BE IT RESOLVED** by the Greene County Legislative Body, meeting in regular session, on the 17 of November, 2014, a quorum being present and a majority of the full county commission membership voting affirmatively to amend the Greene County Zoning Resolution as follows, the Greene County Zoning Resolution is hereby amended as follows:

**Article IX, Section 907 through 907.6 to be stricken from this ordinance.**

**907. Schedule of Permits Fees.** The permit fees listed below will be charged for new buildings or to any building increasing its size in square footage. No building permit will be required and no fee will be charged for repair and maintenance of a building. The fee shall be collected by the Greene County Zoning and Building Office. A record shall be kept of all fees collected and these fees shall be placed in the County Treasury and disbursed by the Greene County Board of Commissioners.

a. All values for the purposes of calculating the applicable permit fee for any residential single family residential dwelling, any double wide or manufactured home, or residential addition shall be determined by multiplying the median square footage value as utilized by the Greene County Property Assessor by the square footage of living space or in the event of a garage or attached storage unit, the total square footage. This shall not apply to Commercial or Industrial Construction, which shall be permitted based upon actual value.

907.1 For all single side mobile homes, the permit fee shall be \$150.00.

907.2 For all Single Family Residential, Residential Addition, Double Wide Mobile Home or Manufactured Home, the following Permit Fee Schedule shall apply:

Construction Costs (Based upon Square Footage Calculation)	Permit Fee
\$1.00 - \$2,000.00	\$ 35.00
\$2,001.00 - \$4,000.00	\$ 45.00
\$4,001.00 - \$6,000.00	\$ 55.00
\$6,001.00 - \$8,000.00	\$ 65.00
\$8,001.00 - \$50,000.00	\$150.00
\$50,001.00 - \$100,000.00	\$ 200.00
\$100,001.00 - \$150,000.00	\$ 250.00
\$150,001.00 - \$200,000.00	\$ 300.00
\$200,001.00 - \$250,000.00	\$ 350.00
\$250,001.00 - \$300,000.00	\$ 400.00

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\$300,001.00 - \$350,000.00	\$ 450.00
\$350,001.00 - \$400,000.00	\$ 500.00
\$400,001.00 - \$450,000.00	\$ 550.00
\$450,001.00 - \$500,000.00	\$ 600.00
Fee Schedule is to continue in \$50,000.00 increments	

907.3 For all accessory buildings, the permit fee shall be \$50.00.

907.4 Apartments – First unit based on fees Subsection 907.2. Second and each additional unit \$50.00.

907.5 For all Commercial and Industrial Structures, Additions, or Installations, or Accessory Structures, the following permit fee schedule shall apply:

Construction Costs (Based upon Value)	Permit Fee
\$1.00 - \$50,000.00	\$ 200.00
\$50,001.00 - \$200,000.00	\$ 300.00
\$200,001.00 - \$400,000.00	\$ 500.00
\$400,001.00 - \$500,000.00	\$ 600.00
Over \$500,000.00	\$ 1,100.00

907.6 Re-inspection Fee \$40.00.

**EFFECTIVE DATE.** These amendments, shall take effect on the 17 of November, 2014, the welfare of the County requiring it.

Approved for recommendation

By the Sponsor/Greene County Regional  
Planning Commission:

10-14-2014

Date

Date of Public Hearing

By the Greene County Commissioner:

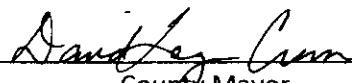
11-17-2014

Date

Approved by the Greene  
County Commission:

Date

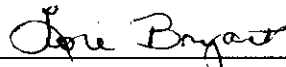
Approved and signed in Open Meeting:



County Mayor

David Crum

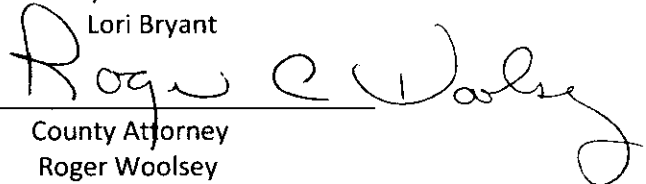
Attest:



County Court Clerk

Lori Bryant

Approved as to Form:



County Attorney  
Roger Woolsey

K. A RESOLUTION TO AMEND THE 2015 FISCAL YEAR GENERAL FUND'S  
BUDGET TO TRANSFER \$1,300 FROM THE GENERAL FUND'S  
UNASSIGNED BALANCE TO PAY FOR COMPETENCY EVALUATIONS  
OF DEFENDANTS WITH MISDEMEANOR CHARGES

A motion was made by Commissioner Tucker and seconded by Commissioner Clemmer to approve a resolution to amend the 2015 Fiscal Year General Fund's budget to transfer \$1,300 from the General Fund's unassigned balance to pay for competency evaluations of Defendants with Misdemeanor charges.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 18 – aye; 1 – nay; 1 – absent; and 1 – vacant. Commissioner Quillen voted no. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO AMEND THE 2015 FISCAL YEAR GENERAL  
FUND'S BUDGET TO TRANSFER \$1,300 FROM THE GENERAL  
FUND'S UNASSIGNED FUND BALANCE TO PAY FOR COMPETENCY  
EVALUATIONS OF DEFENDENTS WITH MISDEMEANOR CHARGES**

**WHEREAS,** pursuant to T.C.A. 33-7-304, when the Greene County Court System determines that it is necessary for the court to issue an order for inpatient evaluation to make a determination of the defendant's competency to stand trial or to determine his/her mental condition at the time of the alleged offense, the costs of that evaluation is the responsibility of Greene County when that defendant's charge is a misdemeanor, and

**WHEREAS,** the Greene County General Sessions Court does not have, in the current budget, funds available to meet the obligations related to such competency evaluations, and

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

**INCREASE BEGINNING BUDGETED GENERAL FUND BALANCE**

39000	Unassigned Fund Balance	\$ 1,300
<b>Total adjustment to beginning budgeted fund balance:</b>		<b><u>\$ 1,300</u></b>

**INCREASE APPROPRIATIONS**


53300	General Sessions Court	
309	Contracts with Government Agencies	\$ 1,300
<b>Total Increase In Appropriations</b>		<b><u>\$ 1,300</u></b>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the General Fund Budget be amended as above.

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

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

\_\_\_\_\_  
Budget and Finance Committee  
Sponsor

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

K

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KeyCite Yellow Flag - Negative Treatment  
Proposed Legislation

West's Tennessee Code Annotated

Title 33. **Mental Health** and Substance Abuse and Intellectual and Developmental Disabilities

Chapter 7. Security Units and Forensic Services (Refs & Annos)

Part 3. Forensic Services

T. C. A. § 33-7-304

§ 33-7-304. Cost of **evaluation** and treatment; inpatient **evaluation** deadline

Effective: May 10, 2012

Currentness

(a) The cost of **evaluation** and treatment under this part, if the defendant is charged with a misdemeanor, will be a charge upon the funds of the county. If the court finds the defendant financially able to pay all or part of the costs and expenses for the **evaluation** and treatment, the court may order the defendant to pay all or part of the costs and expenses. Payment shall be made to the clerk of the general sessions court for remittance to the person, agency or facility to whom compensation is due, or if the costs and expenses have been paid by the county, to the appropriate office of the county.

(b) Costs of the care or treatment of any defendant ordered by the court and who is charged with a misdemeanor shall be paid by the state only when specifically authorized by law.

(c) Where a court orders a defendant charged with a misdemeanor to be **evaluated** under § 33-7-301(a), the court shall order that any inpatient **evaluation** be completed within thirty (30) days of admission to the facility.

#### Credits

2009 Pub.Acts, c. 531, § 45, eff. June 25, 2009; 2012 Pub.Acts, c. 997, § 1, eff. May 10, 2012.

#### Relevant Notes of Decisions (3)

View all 3

Notes of Decisions listed below contain your search terms.

#### Liability of county

Except in cases in which a trial court finds that a misdemeanor defendant is able to pay some or all of the costs of a **mental health evaluation** or treatment, and in its discretion so orders, the county is liable for such costs. Op.Atty.Gen. No. 11-76, Nov. 1, 2011, 2011 WL 5525979.

L. A RESOLUTION AUTHORIZING THE COUNTY HIGHWAY  
SUPERINTENDENT TO ENTER INTO AGREEMENTS WITH THE  
MUNICIPALITIES WITHIN GREENE COUNTY, THE GREENE COUNTY  
BOARD OF EDUCATION, THE GREENE COUNTY HEALTH DEPARTMENT,  
AND THE GREENE COUNTY SOLID WASTE DEPARTMENT TO PERFORM WORK

A motion was made by Commissioner Carpenter and seconded by Commissioner Quillen to approve a resolution authorizing the County Highway Superintendent to enter into agreements with the municipalities within Greene County, the Greene County Board of Education, the Greene County Health Department, and the Greene County Solid Waste Department to perform work for those entities at Federal Emergency Management Agency-approved reimbursement rates.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Collins, Kesterson, McAmis, Miller, Peters, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. Commissioners Cobble, Hensley, Jennings, Neas and Parton voted no. The vote was 14 – aye; 5 – nay; 1 - absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION AUTHORIZING THE COUNTY HIGHWAY SUPERINTENDENT TO ENTER INTO AGREEMENTS WITH THE MUNICIPALITIES WITHIN GREENE COUNTY, THE GREENE COUNTY BOARD OF EDUCATION, THE GREENE COUNTY HEALTH DEPARTMENT AND THE GREENE COUNTY SOLID WASTE DEPARTMENT TO PERFORM WORK**

WHEREAS, from time to time municipalities within Greene County as well as the Greene County Board of Education, the Greene County Health Department and the Solid Waste Department, have from time to time the need for assistance from the Greene County Highway Department using its expertise, labor, equipment and trucks to excavate, grade, haul, etc. for construction projects deemed necessary by the various departments and municipalities within Greene County; and

WHEREAS, pursuant to T.C.A. § 54-7-202(D) the cost of the labor, equipment, and materials utilized in performing work for the municipalities, the Greene County Board of Education, the Greene County Health Department and the Greene County Solid Waste Department incurred by the Greene County Highway Department must be reimbursed to the Highway Department by the municipalities and/or the various departments of Greene County, Tennessee needing the Highway Department's assistance; and

WHEREAS, the Greene County Legislative Body, desires to cooperate with the municipalities and the various County departments within Greene County to make the improvements deemed necessary by the departments of and municipalities in Greene County, Tennessee which will benefit the citizens of the municipalities as well as the citizens of Greene County as a whole.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body, meeting in regular session on the 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the Greene County Highway Department is authorized to perform work and make such improvements as requested by the municipalities, the Greene County Board of Education, the Greene County Health Department and the Greene County Solid Waste Department subject to an agreement that in each instance the entity seeking the assistance of the Highway Department shall reimburse the Greene County Highway Department for all expenses incurred for doing the work or making such improvements requested.

Pam Carpenter  
Sponsor

Lori Bryant  
County Clerk

David Lee  
County Mayor

Roger A. Woolsey  
County Attorney

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

L.

330

M. A RESOLUTION TO BUDGET \$200,000 FROM THE GENERAL FUND BALANCE  
FOR ADDITIONAL EMERGENCY MEDICAL PERSONNEL EXPENDITURES.

A motion was made by Commissioner Quillen and seconded by Commissioner Waddell to approve a Resolution to budget \$200,000 from the General Fund Balance for additional emergency medical personnel expenditures.

Commissioner Collins asked Commissioner Quillen to pull the resolution until commissioners hear back from the CTAS is performing a study on Greene County's EMS operations. Commissioner Parton also asked Commissioner Quillen to pull the resolution.

Mary Shelton explained that the EMS, with the funding it has now, should survive until March, without have to make any cuts. Commissioner Quillen stated: "I want to cover the security and the treatment of our citizens." Commissioner Quillen said she would pull the resolution for now.

**RESOLUTION TO BUDGET \$200,000 FROM THE GENERAL FUND BALANCE FOR  
ADDITIONAL EMERGENCY MEDICAL PERSONNEL EXPENDITURES**

**WHEREAS,** the required wages for full-time medical personnel and some related benefits are expected to exceed the amount originally budgeted by \$169,376, and

**WHEREAS,** the Emergency Medical Services budget does not have any other available line items to draw from.

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

**INCREASE BUDGETED FUND BALANCE**

39000	Unassigned Fund	\$	200,000
<b>Total adjustment to budgeted fund balance</b>		<b>\$</b>	<b>200,000</b>

**INCREASE IN APPROPRIATIONS:**

55130	Emergency Medical Services		
164	Attendants	\$	169,376
201	Social Security		10,502
204	State Retirement		17,667
212	Employer Medicare		2,455
<b>Total increase in appropriations</b>		<b>\$</b>	<b>200,000</b>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

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

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

\_\_\_\_\_  
Robin Quillen  
Sponsor

*Roger C. Walsh*  
\_\_\_\_\_  
County Attorney

*Pulled Resolution*

Mayor Crum asked for a motion to suspend the rules to vote on Resolution N, Resolution O, and Resolution P, which were off-agenda items.

A motion was made by Commissioner Quillen and seconded by Waddell to suspend the rules to vote on Resolution N, Resolution O, and Resolution P. Mayor Crum stated that a 2/3 majority vote was needed in order to suspend the rules to vote.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Carpenter, Clemmer, Cobble, Collins, Jennings, Kesterson, McAmis, Parton, Peters, Quillen, Randolph, Seay, Shelton, Tucker, and Waddell voted yes. Commissioners Hensley, Miller, Neas, and White voted no. The vote was 15 – aye; 4 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor to suspend the rules to vote on the three Resolutions which were off-agenda items.

N. RESOLUTION TO BUDGET FROM ASSIGNED FUND BALANCE  
OF THE DRUG CONTROL FUND IN THE AMOUNT OF \$37,500  
FOR THE COSTS RELATED TO PURCHASE 27 TASERS  
AND RELATED EQUIPMENT

A motion was made by Commissioner Clemmer and seconded by Commissioner Jennings to approve a Resolution to budget from assigned fund balance of the drug control fund in the amount of \$37,500 for the costs related to purchase 27 tasers and related equipment.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION TO BUDGET FROM ASSIGNED FUND BALANCE  
OF THE DRUG CONTROL FUND IN THE AMOUNT OF \$37,500  
FOR THE COSTS RELATED TO PURCHASE 27 TASERS  
AND RELATED EQUIPMENT**

- WHEREAS,** the Tennessee Code Annotated § 53-11-451 states all fines and forfeitures regarding drug violations shall be accounted for in a special revenue fund of the jurisdiction that initiated the arrest; and that per TCA § 39-17-420 moneys in the special revenue fund may be used only for the following purposes: A. Local drug enforcement program; B. Local drug education program; C. Local drug treatment program; and D. Nonrecurring general law enforcement expenditures
- WHEREAS,** the Greene County Sheriff's Department is in need of specialized law enforcement equipment, specifically, 27 Tasers and related equipment; and
- WHEREAS,** this equipment was not included in the originally approved budget for FYE June 30, 2015; and
- WHEREAS,** the Drug Control Fund has funds available in the Assigned Fund Balance to support this project in that those funds may be used for nonrecurring general law enforcement expenditures ; and
- THEREFORE,** let the Drug Control Fund 122 budget be amended to the following:

**INCREASE AMOUNT BUDGETED FROM Unassigned Fund Balance**

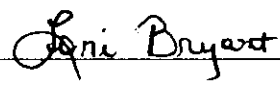
39000	Assigned Fund Balance	\$ 37,500
	Total adjustment to budgeted reserves	<u>\$ 37,500</u>

**INCREASE APPROPRIATIONS**

54150	Drug Enforcement	
716	Law Enforcement Equipment	\$ 37,500
	Total increase in appropriations	<u>\$ 37,500</u>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

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

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

\_\_\_\_\_  
Law Enforcement Committee

Sponsor

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

O. A RESOLUTION TO AMEND THE 2015 FISCAL YEAR GENERAL FUND'S  
TO BUDGET CONTRIBUTION TO THE SHERIFF'S DEPARTMENT

A motion was made by Commissioner Clemmer and seconded by Commissioner Hensley to approve a resolution to amend the 2015 Fiscal Year General Fund's to budget contribution to the Sheriff's Department.

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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO AMEND THE 2015 FISCAL  
YEAR GENERAL FUND'S TO BUDGET CONTRIBUTION  
TO THE SHERIFF'S DEPARTMENT**

**WHEREAS,** the Greene County Sheriff's Dept. has received money from the sale of two surplus vehicles. The Vehicles were no longer in service and were sold for \$1,800 each for a total of \$3,600; and

**WHEREAS,** the Sheriff Dept. wishes to expend those funds during the fiscal year; and

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

**INCREASE BUDGETED REVENUES**

44530	Sale of Equipment	\$ 3,600
Total adjustment to budgeted revenue:		<u>\$ 3,600</u>

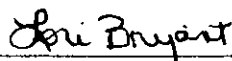
**INCREASE APPROPRIATIONS**

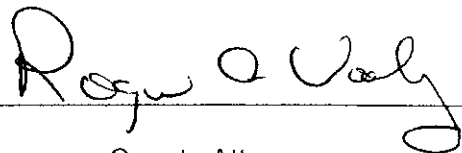
54110	Sheriff's Department.	
716	Law Enforcement Equipment	\$ 3,600
Total Increase in Appropriations		<u>\$ 3,600</u>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

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

\_\_\_\_\_  
Brad Peters  
Sponsor

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

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

P. A RESOLUTION TO AMEND THE 2015 FISCAL YEAR HIGHWAY FUND'S  
TO BUDGET \$80,584 FOR INSURANCE RECOVERY PROCEEDS  
FROM THE DAMAGE OF A HIGHWAY DUMP TRUCK

A motion was made by Commissioner Parton and seconded by Commissioner Carpenter to approve a resolution to amend the 2015 Fiscal Year Highway Fund's to budget \$80,584 for insurance recovery proceeds from the damage of a Highway dump 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, Parton, Peters, Neas, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, and White voted yes. The vote was 19 – aye; 0 – nay; 1 – absent; and 1 – vacant. Commissioner Patterson was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO AMEND THE 2015 FISCAL YEAR HIGHWAY FUND'S  
TO BUDGET \$80,584 FOR INSURANCE RECOVERY PROCEEDS FROM  
THE DAMAGE OF A HIGHWAY DUMP TRUCK**

**WHEREAS,** the Greene County Highway Fund has received insurance recovery proceeds totaling \$80,584 for a dump truck that was damaged during an accident; and

**WHEREAS,** the Greene County Highway Fund wishes to expend those funds during the fiscal year and

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

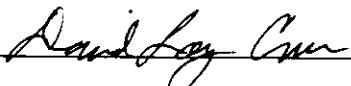
**INCREASE BUDGETED REVENUES**

49700	Insurance Recovery	\$ 80,584
<b>Total adjustment to budgeted revenue:</b>		<u>\$ 80,584</u>

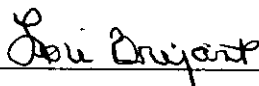
**INCREASE APPROPRIATIONS**


68000	Capital Outlay	
714	Highway Equipment	\$ 80,584
<b>Total Increase in Appropriations</b>		<u>\$ 80,584</u>

**NOW, THEREFORE;** be it resolved by the Greene County Legislative Body meeting in regular session this 17<sup>th</sup> day of November, 2014, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

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

\_\_\_\_\_  
Sharon Collins  
Sponsor

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

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

Mayor Crum stated that the County Attorney, Roger Woolsey had a couple of issues that needed to be discussed in closed session. Mayor Crum called for a motion and a second in order to go into close session.

A motion was made by Commissioner Peters and seconded by Commissioner Tucker to go into closed session.

The Meeting Adjourned

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