

STATE OF TENNESSEE
COUNTY OF GREENE

GREENE COUNTY LEGISLATIVE BODY
TUESDAY, JANUARY 20, 2015
6:00 P.M.

The Greene County Legislative Body met in regular session on Tuesday, January 20, 2015 at the Greene County Courthouse.

Mayor Crum called the meeting to order to transact business that is to lawfully come before the Honorable Body. Pastor E. J. Swatzell from Cedar Creek Church of God gave the invocation. Commissioner Dr. Hilton Seay led the Pledge to the Flag.

Mayor Crum recognized the members of the Youth Leadership Group.

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

PUBLIC HEARING

- Andy Seals, Clyde B. Austin 4-H Center manager, informed the Commissioners that the auditor had already contacted his organization, saying that it would owe \$1,700.00 in back hotel and motel taxes. Mr. Seals stated, “We’ve never been told to collect the tax, so we don’t have that.” “It would have to come out of our budget. We would be more than glad to pay it back, but we just don’t know what to do.” Because of this fact, some commissioners considered making the 4-H Center exempt from the tax. However, if the Commission makes one group exempt, it would have to know what to do if others requested the same treatment.

No final decisions were made about the 4-H center or other non-profit organizations that would be required to collect the tax.

- Winfield Niles was on the agenda for the Public Hearing, but was unable to attend.
- Judy Sexton spoke to the Commission against the wheel tax increase and various budget cuts. Mrs. Sexton stated that cuts should come from various departments instead of raising taxes.
- Jeannine Horton, Asheville Highway, spoke to the Commission against the wheel tax increase and various budget cuts. She stated, “People must live within a dwindling budget.” “All you need to do is see that the greatest numbers of people aren’t doing well financially.”
- Jancie Painter, owner of Copies Unlimited, spoke to the Commissioners concerning various ways for budgets instead of raising wheel tax or property tax. Mrs. Painter stated, “Before this decision is made to vote on the second reading of the wheel tax, I respectfully suggest that two more solutions should be considered. The first solution is to take time to allow the proposed budget reductions, along with the tremendous reduction in gasoline prices take effect. The second proposed solution I would like to suggest is to seek for and develop additional revenues and additional budget reductions. If new revenues are pursued and strategic budget revisions do not meet the total budget needs that are anticipated, a reduced shortage will be realized; therefore, lessening the tax impact on the taxpayers, voters, and the citizens of Greene County.”
- Commissioner Collins called on Juanita Dobson and Denny Reiter, two former Greene Valley Developmental Center employees who spoke in favor of keeping the facility open and requested the support of all Commissioners and all who were in attendance at the January Commission meeting. Denny Reiter, former chief deputy officer of the facility stated, “We need to ask for support in action and advocate for alternative uses.”

- Commissioner Randolph called on Sandy Cooper to speak in favor of the wheel tax and bringing in more revenue to Greene County.
- Commissioner Collins called on Bill Richman, a resident of Tusculum area, representing property owners in Tusculum Place along Moon Creek Road who recently and successfully opposed the construction of Dollar General Store and certain lots of the Shelton property subdivision of zoning property.

APPROVAL OF PRIOR MINUTES

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

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

Mayor Crum stated that the minutes were approved.

REPORTS

A motion was made by Commissioner White and seconded by Commissioner Waddell to approve the Solid Waste Report, the Highway Department Road List Changes for 2014 and the Committee Minutes.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. The vote was 20 – aye; 0 – nay; and 1 – absent. Commissioner Carpenter was absent. The Solid Waste Report, the Highway Department Road List Changes for 2014 and the Committee Minutes were approved.

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

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 JANUARY 15, 2015 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
1. TERESA E BABB	35 JAY BROOKS ST GREENEVILLE TN 37745	423-787-0473	841 TUSCULUM BLVD GREENEVILLE TN 37745	423-278-3281	
2. ANGELA D. BAKER	90 LAKEVIEW STREET GREENEVILLE TN 37743	423-639-3083	230 WEST DEPOT STREET GREENEVILLE TN 37743	423-639-6811	
3. SANDRA S BIBLE	520 MIDDLE CREEK RD AFTON TN 37616	423-638-2966	60 SHILOH ROAD GREENEVILLE TN 37743	423-636-7325	HEATHER TUNNELL MELISSA/ DIXON
4. BRENDA C HANKINS	485 KELLER ROAD AFTON TN 37616	--	570 TUSCULUM BLVD. GREENEVILLE TN 37745	--	
5. EDWARD HORTON	179 BRAD ST GREENEVILLE TN 37743	423-+639-8860	485 E ANDREW JOHNSON HWY GREENEVILLE TN 37745	639-1890	
6. KRISTY L. MAYS	4895 WHITEHOUSE RD. GREENEVILLE TN 37745	423-639-6596	P.O. BOX 279 GREENEVILLE TN 37744	423-638-3111	GREENEVILLE HOUSING AUTHORITY REBECCA ADAM: WILTON CHAPMAN
7. DEBRA B OLDENBERG	180 SUMMER HILL LN GREENEVILLE TN 37745	423-638-8944	PO BOX 938 GREENEVILLE TN 37744	423-783-1236	
8. BONNIE SCHNEIDER	1050 KITCHEN BRANCH ROAD GREENEVILLE TN 37743	423-787-0838	403 W. SUMMER STREET GREENEVILLE TN 37743	423-639-3100	
9. CHARLES T. WADDLE	225 WESTBROOK DR. GREENEVILLE TN 37743	423-620-9531	1200 SNAPP FERRY RD. GREENEVILLE TN 37745	423-638-7811	


 SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

1-5-15

DATE

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

A motion was made by Commissioner Quillen and seconded by Commissioner Peters to approve a resolution of the Greene County Legislative Body to increase the County-Wide Vehicle Tax.

County Attorney Roger Woolsey informed the Commission that there is a difference of opinion as to the timing of a referendum vote on the wheel tax, should the citizens submit a petition within the next 30 days. County Attorney Woolsey said that the state Attorney General's office had an opinion that a referendum would need to be held within 45 to 60 days of the certification of the petition, but that the County Technical Advisory Service says that it is the county's choice as to when they would hold such a vote. Under that opinion, the county could decide to postpone the wheel tax referendum until the next countywide election, which is scheduled for May 2016.

County Attorney Woolsey said that a special election would cost approximately \$40,000.00, and there is a further issue with the access to voting machines. Due to a lawsuit filed against the passage of Amendment 1 in the November election, all voting machines have been locked until the lawsuit is resolved.

A petition would need to be signed by an equal or greater than 10 percent of the county voters who participated in the last gubernatorial election.

Mayor Crum called the Commissioners to vote on their keypad. The following vote was taken: Commissioners Clemmer, Cobble, Collins, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Tucker, Waddell, Waddle, and White voted yes. Commissioners Hensley, Jennings, and Shelton voted no. The vote was 17 – aye; 3 – nay; and 1 absent. Commissioner Carpenter was absent. The motion passed by a two-thirds vote on the second reading to increase the County-wide motor vehicle tax from \$20 to \$55 which will take effect on May 1 unless a petition is submitted to the Election Commission within 30 days asking for a referendum vote on the wheel tax.

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

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

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

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

NOW, THEREFORE BE IT RESOLVED, Greene County Legislative Body meeting in regular session this 15th day of December, 2014, a quorum being present and majority voting in the affirmative, that the local motor vehicle privilege tax levied on all motor vehicles in Greene County be increased by \$35.00 from \$20.00 to \$55.00 pursuant to T.C.A. §5-8-102.

SECTION 1. For the privilege of operating a motor vehicle within Greene County, Tennessee, there is levied upon motor-driven vehicles, (including motorcycles and motor-driven bicycles and scooters; but excluding farm tractors, self-propelled farm machines not usually used for the operation upon public roads, and vehicles owned by a governmental agency or governmental instrumentality), a special privilege tax for the benefit of such county, which tax shall be increased by the amount of thirty-five dollars (\$35.00) from the present

A.

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motor vehicle tax of twenty dollars (\$20.00) to fifty-five dollars (\$55.00) for each such motor-driven vehicle including motorcycles, or motor-driven bicycles and scooters.

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

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

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

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

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

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

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

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

SECTION 7. The additional proceeds from this tax shall be allocated as follows: Twenty-Five (\$25.00) Dollars shall be allocated to the General Fund for Greene County; Five (\$5.00) Dollars shall be allocated to the General Obligation Debt Service Fund; Three (\$3.00) Dollars shall be allocated to the General Fund for Greene County for allocation to the Volunteer Fire Departments; and Two (\$2.00) Dollars shall be allocated to Greene County's General Capital Projects Fund.

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

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

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

Passed 1st reading at the regular meeting on the 15th day of December, 2014, of the Greene County Legislative Body.

Passed 2nd reading at the regular meeting on the 20th day of January, 2015, of the Greene County Legislative Body.

Budget and Finance Committee
Sponsor

David Loggins
County Mayor

Lori Bryant
County Clerk

Roger A. Woolsey
County Attorney

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

Mayor Crum stated that Resolution B had been pulled.

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

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

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

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

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

WHEREAS, the County Legislative Body of Greene County has determined it to be in the best interest of the county that the amount of wheel tax be raised from Twenty Dollars (\$20.00) to Fifty-Five Dollars (\$55.00) in Greene County, which additional revenues shall be allocated as follows: Thirty (\$25.00) Dollars shall be allocated to the General Fund for Greene County; Fifteen; Three (\$3.00) Dollars shall be allocated to the General Fund for Greene County for allocation to the Voluntary Fire Departments; and Two (\$2.00) Dollars shall be allocated to Greene County's General Capital Projects Fund; and Five (\$5.00) Dollars strictly for General Obligation Debt Service.

NOW THEREFORE, BE IT RESOLVED by a two-thirds (2/3) vote of the County Legislative Body of Greene County, meeting in regular session on the 15th day of December, 2014, to request and urge the members of the General Assembly representing the people of Greene County to introduce, support, and work for the passage of a private act which would levy an additional motor vehicle privilege tax or wheel tax in Greene County in the amount of Thirty-Five Dollars (\$35.00), thereby increasing the total wheel tax to Fifty-Five Dollars

B

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(\$55.00). A copy of the requested private act is attached as Exhibit A to this resolution and is incorporated herein by reference;

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

Budget & Finance Committee
Sponsor

County Executive

Spri B.
County Clerk

Roger A. Woolsey
County Attorney

Pulled Resolution
1-20-15

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EXHIBIT A

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

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

SECTION 1. In addition to any other taxes heretofore levied for the privilege of using the public roads and highways in Greene County, Tennessee, there is levied upon motor-driven vehicles including motorcycles, motor-driven bicycles and scooters, but excluding farm tractors, self-propelled farm machines not usually used for operation upon public highways or roads, and motor-driven vehicles owned by any governmental agency or governmental instrumentality, and for other exemptions provided by general law, and upon the privilege of the operation thereof, a special privilege tax for the benefit of such county, which an additional tax levy in the amount of thirty-five and no/dollars (\$35.00) for a total of fifty-five and no/dollars (\$55.00) for each such motor-driven vehicle, the owner of which resides within said county. This tax applies to, is a levy upon, and shall be paid on each motor-driven vehicle, the owner of which resides within said county.

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

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

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

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

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

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

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

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

SECTION 8. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

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

SECTION 10. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon approval as provided in Section 9. Collection of the tax shall begin on the first day of the month following its approval.

C. A RESOLUTION TO AMEND THE GENERAL FUND BUDGET TO MOVE
FUNDS FOR COMPUTER PURCHASES AND CAPITAL OUTLAY
PROJECTS FOR THE FISCAL YEAR 2014-2015

A motion was made by Commissioner Collins and seconded by Commissioner Patterson to approve a resolution to amend the General Fund Budget to move funds for computer purchases and capital outlay projects for fiscal year 2014-2015.

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

**THE GENERAL PURPOSE SCHOOL FUND
A RESOLUTION TO AMEND THE GENERAL FUND BUDGET
TO MOVE FUNDS FOR COMPUTER PURCHASES AND
CAPITAL OUTLAY PROJECTS FOR FISCAL YEAR 2014-2015**

WHEREAS, the Greene County Board of Education has approved budgeting funds from our Unassigned Fund Balance for computers and capital outlay projects. (List attached)

WHEREAS, the following appropriations will be amended:

DECREASE BEGINNING BUDGETED GENERAL FUND BALANCE

39000 Unassigned Fund \$1,000,000

Total adjustment to beginning budgeted fund balance: \$1,000,000

INCREASE APPROPORATIONS

REGULAR INSRUCTIONAL PROGRAM

71100 722 Regular Instructional Equipment \$ 100,000

CAPITAL OUTLAY

76100 707 Building Improvements \$ 900,000

Total Increase in Appropriations \$1,000,000

NOW, THEREFORE, BE IT RESOLVED by the Greene County Legislative Body meeting in regular session, this 20th day of January 2015, a quorum being present and a majority voting in the affirmative, that the funds be appropriated as shown above.



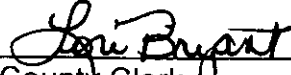
County Mayor

Education Committee Meeting

Sponsor



County Attorney



County Clerk

C

Future Top Priorities Capital List 2014-2015

Rank	Location	Project	Cost Estimate	Running Total
1	Doak	Open Classrooms (downstairs)	\$55,000	\$55,000
2	Nolachuckey	Open Classrooms	\$94,000	\$149,000
3	WGHS	Plumbing	\$120,000	\$269,000
4	NGHS	Plumbing	\$300,000	\$569,000
5	SGHS	HVAC (1996)	\$229,175	\$798,175
6	WGHS	HVAC and enclosure (Library)	\$40,000	\$838,175
7	Chuckey	Gym Circulating Fan	\$15,000	\$853,175
8	WGHS	Drivers Education Car	\$20,000	\$873,175
9	District	Painting	\$26,825	\$900,000
10	WGHS	Guidance Office	\$5,000	
11	SGHS	Guidance Office	\$5,000	
10	McDonald	Bathroom Partitions	\$10,000	If Money Remains
11	SGHS, NGHS	Patch Tennis Courts	\$3,000	If Money Remains
12	CDMS	Lockers	\$50,000	If Money Remains
	Mosheim	Paving (Back Road)	\$60,000	
	CDMS	Roofing (Complete replacement)	\$20,000	
	NGHS	Boiler Removal	\$25,000	
	CDMS, WGHS, NGHS	Ball Goal Winches	\$39,500	
	NGHS	HVAC (1995)	\$200,000	
	CDMS	HVAC (1996)	\$230,000	
	WGHS	Lockers in Fieldhouse	\$23,000	
	NGHS	Paving (1/2 Parking Lot)	\$57,000	
	Baileyton	Paving	\$18,350	
			\$1,645,850	\$900,000

D. A RESOLUTION TO AMEND THE GREENE COUNTY SCHOOLS
BUDGET FOR MIDYEAR CHANGES FOR THE FISCAL YEAR 2014-2015

A motion was made by Commissioner Tucker and seconded by Commissioner Neas to approve a resolution to amend the Greene County Schools budget for midyear changes for the fiscal year 2014-2015.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioners Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. The vote was 20 – aye; 0 – nay; and 1 – absent. Commissioner Carpenter 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 BUDGET FOR
MIDYEAR CHANGES FOR THE FISCAL YEAR 2014-2015**

WHEREAS, the Greene County School System is amending the 2014-2015 Budget for the General Fund to reflect midyear changes in revenues and expenditures,

THEREFORE, the following appropriations will be amended:

REVENUES

Account Number	Description	Increase	Decrease
44145	Sale of Recycled Materials (Move at Auditors request)	3,000.00	-
44170	Miscellaneous Refunds (Move at Auditors request)	-	3,000.00
46511	Basic Education Program (Increase in BEP Funds)	319,000.00	-
46590	Other State of Education Funds (Equity Funds)	179,891.00	-
46590 900	LEAPs (Reduction in Grant Request)	-	27,500.00
47143	Education for the Handicapped (High Cost Students)	20,682.24	-
44900	Transfers In (From 34170 U-Trust Reserve)	700.00	-
		523,273.24	30,500.00

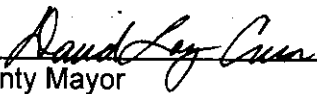
EXPENDITURES

Account Number	Description	Increase	Decrease
71100 117	Career Ladder (Funds moved to 72410 117)	-	1,000.00
71100 499	Other Supplies & Materials	1,390.00	-
71100 449	Textbooks	209,472.00	-
71100 722	Regular Instructional Equipment	199,471.50	-
71200 163	Educational Assistants (High Cost Student Funds)	7,400.00	-
71200 201	Social Security (High Cost Student Funds)	459.00	-
71200 212	Employer Medicare (High Cost Student Funds)	107.00	-
71200 399	Other Contracted Services (High Cost Student Funds)	12,716.24	-
72120 131	Medical Personnel (2 additional nurses 1 fulltime & 1 Contract)	26,100.00	-
72120 201	Social Security	1,545.00	-
72120 204	State Retirement	1,200.00	-
72120 206	Life Insurance	8.00	-
72120 207	Medical Insurance	4,326.50	-
72120 212	Employer Medicare	378.00	-
72130 524	In-Service/Staff Development (U-Trust Grant)	700.00	-
72210 524	In-Service (Capturing Kids Hearts Training)	25,000.00	-
72310 331	Legal Services	20,000.00	-

D

Account Number	Description	Increase	Decrease
72410 117	Career Ladder (Funds moved from 71100 117)	1,000.00	-
73300 105 900	Supervisor/Director (LEAPs Grant)	6,492.50	-
73300 116 900	Teachers (LEAPs Grant)	-	7,410.00
73300 163 900	Educational Assistants (LEAPs Grant)	-	3,288.00
73300 169 900	Part Time Personnel (LEAPs Grant)	-	2,012.00
73300 201 900	Social Security (LEAPs Grant)	-	3,580.24
73300 204 900	State Retirement (LEAPs Grant)	-	5,551.01
73300 212 900	Employers Medicare v	-	635.81
73300 355 900	Travel (LEAPs Grant)	-	0.44
73300 422 900	Food Supplies (LEAPs Grant)	-	5,500.00
73300 429 900	Instructional Supplies & Materials (LEAPs Grant)	-	1,135.00
73300 499 900	Other Supplies and Materials (LEAPs Grant)	-	2,500.00
73300 524 900	In-Service/Staff Development (LEAPs Grant)	-	1,480.00
76100 707	Building Improvements (Guidance Offices @ SGHS & WGHS	10,000.00	-
99100 527 900	Indirect Cost	-	900.00
		527,765.74	34,992.50

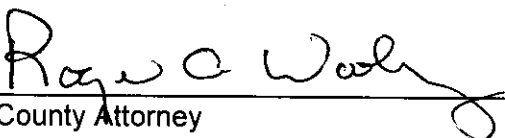
NOW, THEREFORE, BE IT RESOLVED by the Greene County Legislative Body meeting in regular session, this 20th day of January 2015, a quorum being present and a majority voting in the affirmative, that the funds be appropriated as shown above.



 County Mayor

Greene County Education Committee

 Sponsor



 County Attorney



 County Clerk

E. A RESOLUTION TO TRANSFER EMPLOYEE MEDICAL INSURANCE
SURPLUS FROM OBJECT CODE 207 TO EMPLOYEE HEALTH INSURANCE
FUND 264

A motion was made by Commissioner Peters and seconded by Commissioner Clemmer to approve a resolution to transfer employee medical insurance surplus from object code 207 to Employee Health Insurance Fund 264.

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

**RESOLUTION TO TRANSFER EMPLOYEE MEDICAL INSURANCE SURPLUS
FROM OBJECT CODE 207 TO EMPLOYEE HEALTH INSURANCE FUND 264**

WHEREAS, in previous years, funding was provided in the Budget to provide Medical Insurance Coverage for County Employees desiring to be enrolled in the County's Employee Health Insurance Plan, and

WHEREAS, some County Elected Officials made budget transfers from Object Code 207 Medical Insurance to supplement other budget line item shortfalls when there was an overage in the Medical Insurance line; and

WHEREAS, the County's Medical Insurance Plan Fund balance became seriously eroded in 2014 from such budgetary transfers thereby creating a potential deficit in the Employee Health Insurance Fund (264), and;

WHEREAS, it appears that there is not additional funding for medical insurance and that an increase in appropriations to this line item is not feasible. In an effort to reserve all appropriations for the Employee Health Insurance Fund (264), the Budget Director shall as soon as feasible, transfer all funds from all departments from the Medical Insurance Object Code 207 to the Employee Health Insurance Fund (264) after annual enrollment or no later than June 30 each year.

NOW THEREFORE, BE IT RESOLVED that all Greene County Government Department budgets Medical Insurance Object Code 207 should be transferred as soon as feasible after the employee annual enrollment in each department to the Employee Health Insurance Fund (264).

BE IT FURTHER RESOLVED that the above appropriations adjustments are to be carried out by the Budget Director as shown above.

Insurance Committee
Sponsor

David L. Curran
County Mayor

Lori Bryant
County Clerk

Roger A. Woolsey
County Attorney

E

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

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

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

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

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

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

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

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

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

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

(2) A municipality, county, utility district, or other local government of the state may participate in a master agreement by adopting a resolution accepting the terms of the master agreement. If a participant in a joint or multi-party agreement is required to advertise and receive bids, then it will be deemed sufficient for those purposes that the purchasing entity or the entity that procured the bid complied with its own purchasing requirements. The participant shall acquire and maintain documentation that the

F.

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Greeneville, TN 37745
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purchasing entity or entities that procured the bid complied with its own purchasing requirements.

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

NOW THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 20th day of January, 2015, a quorum being present and a majority voting in the affirmative, to approve the Agreement between The Cooperative Purchasing Network (TCPN) and U.S. Communities Government Purchasing Alliance and Greene County, Tennessee to authorize Greene County to use the cooperative purchasing agreements of TCPN and U.S. Communities.

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

Roger A. Woolsey

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

Tim White
Sponsor

Lori Briser
County Clerk

David Layman
County Mayor

Roger A Woolsey
County Attorney

G. A RESOLUTION TO ENCOURAGE AN EMPLOYEE WELLNESS PROGRAM

A motion was made by Commissioner Collins and seconded by Commissioner Quillen to approve a resolution to encourage an employee wellness program.

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

A RESOLUTION TO ENCOURAGE AN EMPLOYEE WELLNESS PROGRAM

WHEREAS, Greene County recognizes that its employees are the most valuable asset of County Government and the welfare of employees has a direct impact on the success of Greene County; and

WHEREAS, workplace wellness programs can help employees get healthier, even if that simply means learning how to reduce stress and muscle strain when employees are on the job. Wellness programs may also help employees lose weight, lower cholesterol, lower blood pressure, sleep more soundly and save money on medical care and prescriptions. Sometimes, all that is needed is a little motivation to get the ball rolling and a workplace wellness plan is a great start; and

WHEREAS, Greene County Legislative Body wants to encourage county employees to get some form of exercise each day; for example walking around the building, inside or outside, walking to the bank or the post office, exercising or other endeavors to make employees healthier, both mentally and physically; and

WHEREAS, the Greene County Legislative Body wants all employees to make 2015 the year that each employee takes a break from their workstation, even if it's just to step outside and check the weather; the brain and eyes need the rest. Studies have determined that exercise and fitness by employees in the work place makes for a more productive day. Another great benefit of wellness programs is to build a sense of camaraderie with co-workers. Each employee has a chance to experience activities with other employees that aren't related to work; whether participating in a walking club or being on a sports team, etc.

G.

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NOW THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 20th day of January, 2015, a quorum being present and a majority voting in the affirmative, to approve and encourage an employee wellness program for employees and to encourage department heads to allow employees to take a break from their workstation or work activities to take a short walk or do some stretches, etc. Exercise makes all employees healthier both mentally and physically and when employees are healthier, employees are more productive.

Insurance Committee
Sponsor

David Lee Cunn
County Mayor

Erin Bryant
County Clerk

Roger A Woolsey
County Attorney

Roger A. Woolsey
County Attorney
204 N. Cutler St.
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H. A RESOLUTION TO REZONE CERTAIN TERRITORY OWNED BY
JAMES H BALDING JR./AMY BALDING SMITH TRUSTEES FROM
A-1, GENERAL AGRICULTURE DISTRICT TO B-2, GENERAL BUSINESS
DISTRICT WITHIN THE UNINCORPORATED TERRITORY OF
GREENE COUNTY, TENNESSEE

A motion was made by Commissioner Seay and seconded by Commissioner White to approve a resolution to rezone certain territory owned by James H Balding Jr./Amy Balding Smith Trustees from A-1, General Agriculture District to B-2, General Business District within the unincorporated territory of Greene County, Tennessee.

A public hearing was held on the rezoning of 12.77 acres of land along the East Andrew Johnson Highway from agriculture to business to allow the construction of a garage for the storage and repair of tractor-trailers. A number of residents of the adjacent East Ridges subdivision spoke out against the rezoning. The vacant Balding property is located on North Heritage Road.

Brandy Burnette, Attorney representing James H Balding, Jr., asked the commission to deny the request for the rezoning, and to affirm what the Planning Commission has done. So we then have an opportunity to submit the proper information to you with the intended use and allow the Planning Commission to do their job.

Mr. Prince, 421 East Ridges Drive, spoke against the intended rezoning use for a trucking company which would negatively disrupt the resident's property values.

Angie Potter, spoke against the rezoning to B-2 General Business District. She stated that the residents did not want the trucking company in their backyard.

Carol Maupin, Craig Heights, and George Carpenter also spoke against the intended rezoning use for a trucking company, due to decreasing property value and safety reasons.

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

**A RESOLUTION TO REZONE CERTAIN TERRITORY
OWNED BY JAMES H BALDING JR. / AMY BALDING SMITH TRUSTEES
FROM A-1, GENERAL AGRICULTURE DISTRICT TO B-2, GENERAL BUSINESS DISTRICT WITHIN THE
UNINCORPORATED TERRITORY OF GREENE COUNTY, TENNESSEE**

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

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; and

WHEREAS, James H Balding Jr. / Amy Balding Smith Trustees has requested that this property be rezoned from A-1, General Agriculture District to B-2, General Business District,

WHEREAS, the Greene County Regional Planning Commission did review a request on December 9, 2014 that the James H Balding Jr. / Amy Balding Smith Trustees Property be rezoned and recommended that the Greene County Commission deny the request to rezone the property.

NOW, THEREFORE BE IT RESOLVED that the Greene County Legislative Body meeting in regular session on the 20th day of January, 2015 with a quorum being present and a majority voting in the affirmative to amend the Greene County Zoning Map to show the following property to be zoned B-2, General Business District.

Being the same property identified as Greene County tax map 066, as parcel p/o 046.00, as shown on the attached map.

This change shall take effect after its passage, the welfare of the County requiring it.

Sponsor Greene County Regional
Planning Commission

December 9, 2014

Date

Date of Public Hearing
by the Greene County Commission:

January 20, 2015

Date

Decision by the Greene
County Commission:

1-20-15

Approved or Denied

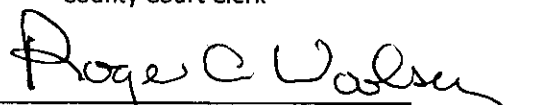
Signed in Open Meeting:


County Mayor

Attest:


County Court Clerk

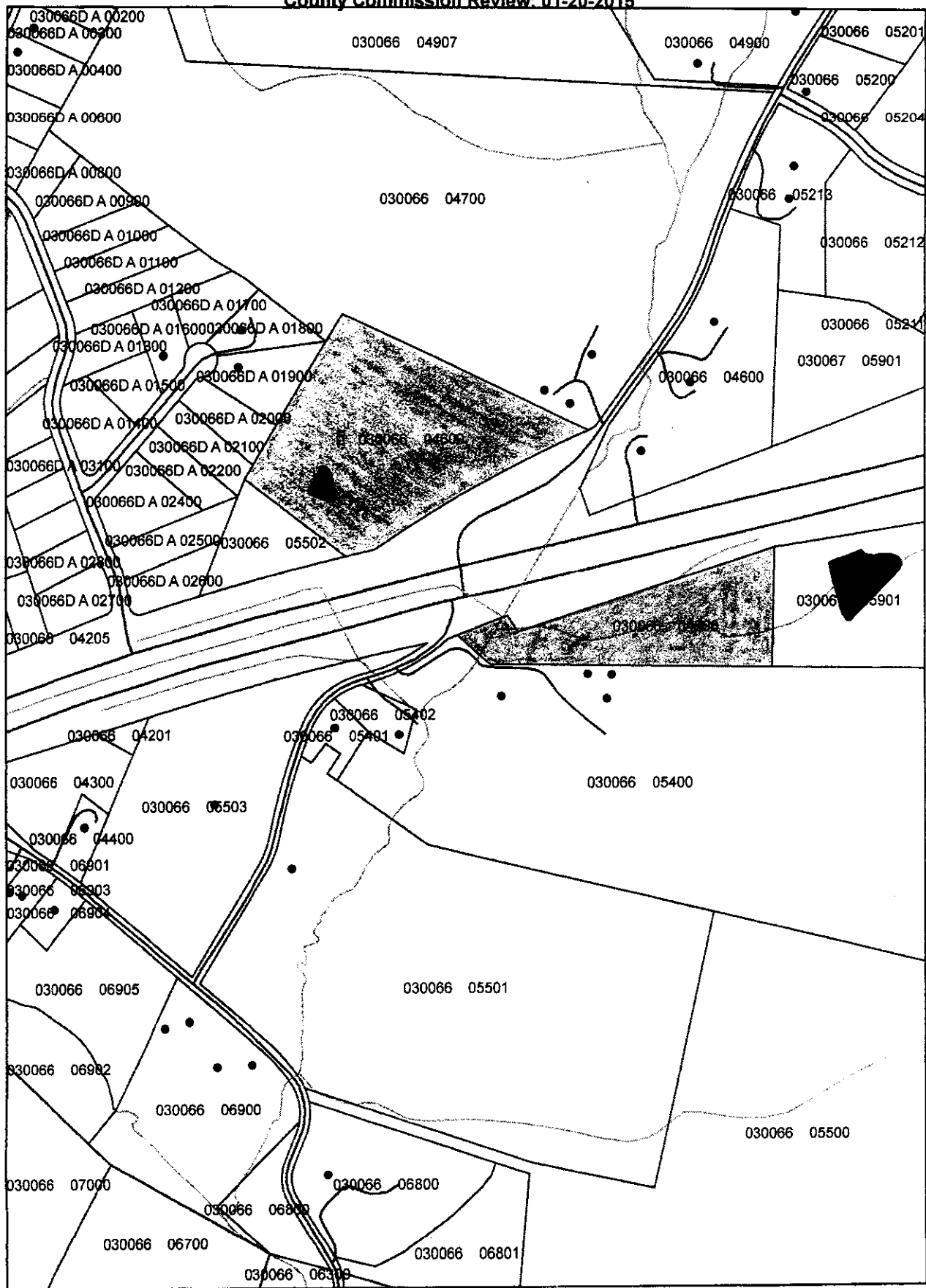
Approved as to Form:


County Attorney

H

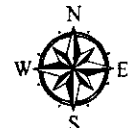
Rezoning Request from A-1 to B-2
Property Owner(s): James H Balding Jr. / Amy Balding Smith Trustees
Applicant: Dwight Hunt
Tax Map 066, Parcel p/o 046.00
County Commission Review: 01-20-2015

1"=400'



Legend
 Proposed Rezoning
 ■ 066 - p/o 046.00

Map Prepared By:
Greene County Planning Department
Greeneville, TN 37743
Greene County Regional Planning Commission: 12-09-2014
Not to be used for engineering purposes



Greene County Rezoning Request

From A-1, General Agriculture District, to B-2, General Business District

Owner: James H. Balding Jr. / Amy Balding Smith Trustee

Tax Map 066, Parcel No. p/o 046.00

PC Review Date: December 9, 2014



Illustration includes maps 066 & 067. This map is not for engineering purposes.



Proposed Rezoning

MEMORANDUM

TO: THE GREENE COUNTY REGIONAL PLANNING COMMISSION
FROM: AMY TWEED, PLANNING COORDINATOR
DATE: DECEMBER 8, 2014
SUBJECT: REZONING REQUEST FOR HIGHWAY 11-E
FILE#: 2014-2015

Property Location: Two tracts, one located on each side of Highway 11-E at Grant Road/Heritage Road N.
Tract 1. Located in the northwest quadrant formed by 11E and Heritage Road N.
Tract 2. Located in the southeast quadrant formed by 11E and Grant Road N.

Property ID: Tax Map 066, part of tax parcel 046.00

Property Owner: James H. Balding, Jr., Amy Balding Smith, Trustees

Size: Tract 1: 8.6 acres
Tract 2: 4.17 acres

Existing zone: A-1, General Agriculture District

Requested zone: B-2, General Business District

Existing use: Vacant

Proposed use: Parking Lot

Adjoining land use:

Tract 1 North: Agricultural/vacant
South: Highway 11-E
East: Agricultural/vacant
West: Single family subdivision /East Ridges Subdivision

Adjoining land use:

Tract 2 North: Highway 11-E
South: Single family residential
East: Agricultural/vacant
West: Single family residential

Adjoining zoning:

Tract 1 North: A-1, General Agricultural District
 South: A-1, General Agricultural District
 East: A-1, General Agricultural District
 West: A-1, General Agricultural District

Adjoining zoning:

Tract 2 North: A-1, General Agricultural District
 South: A-1, General Agricultural District
 East: A-1, General Agricultural District
 West: A-1, General Agricultural District

Utilities: Private subsurface sewage disposal system; 8" inch water line on 11E and a 4" line on Heritage Road North. 2" water line on Grant Road but ends approximately 200 feet short of the 11E access.

Site Notes: Tract 1. The property is at a higher grade than Highway 11-E and is large enough for any type of use (agricultural, residential, commercial, or industrial). The property fronts a previously widened section of Heritage Road North, as well as State Highway 11E aka East Andrew Johnson Highway. Access from Heritage Road North would need to be thoroughly reviewed by the Planning Commission before any development, other than single family residential, occurs.

Tract 2. The topography of this tract will greatly limit its development for any type use. The northern property line is marked by a concrete drainage swale constructed on the state right-of-way. A natural drainage area roughly bisects the site, carrying run-off from the east and south. The vast majority of the property lies well below the elevation of both Highway 11-E and Grant Road. A guard rail along Grant Road, which actually lies on the state right-of-way, prohibits access from the county road.

Reasons to Approve:

1. The request is in keeping with past action by the Planning Commission in zoning stand-alone parcels not associated with existing commercial uses or zones.

Reasons to Deny:

1. The request is unfavorable to the established land use and zoning in the area.
2. There is no known need for almost 13 acres of parking in this area.
3. There is no known or anticipated need for almost 13 acres of any commercial use in this area. To put things into perspective, the entire

Food Lion shopping center, including the bank and shoe store, is the same size as Tract 1 (approximately 8.6 acres).

3. There is no reason why the property, particularly Tract 1, cannot be utilized as zoned.
4. The requested change is contrary to the 2009 Greene County Land Use and Transportation Policy Plan. (Policy B4 (p. 100) of the Plan states: "clustering of commercial developments should be encouraged, with controlled entrance and exit points". While access points can be regulated the proposal does not involve clustering.

I. A RESOLUTION TO REZONE CERTAIN TERRITORY OWNED BY S/T FARMS INC., CARL C. SHELTON – PRESIDENT FROM A-1, GENERAL AGRICULTURE DISTRICT TO B-2, GENERAL BUSINESS DISTRICT WITHIN THE UNINCORPORATED TERRITORY OF GREENE COUNTY, TENNESSEE

A motion was made by Commissioner Hensley and seconded by Commissioner Waddell to approve a resolution to rezone certain territory owned by S/T Farms Inc., Carol C. Shelton – President from A-1, General Agriculture District to B-2, General Business District within the unincorporated territory of Greene County, Tennessee.

Mayor Crum then called on the Commissioners to vote on their keypads. The following vote was taken: Commissioner Clemmer, Cobble, Jennings, Kesterson, McAmis, Neas, Parton, Patterson, Peters, Randolph, Seay, Shelton, Tucker, Waddell, Waddle, and White voted yes. Commissioner Collins, Miller, and Quillen voted no. The vote was 16 – aye; 3 – nay; 1 – abstain; and 1 – absent. Commissioner Hensley abstained and Commissioner Carpenter was absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO REZONE CERTAIN TERRITORY
OWNED BY S/T FARMS INC., CARL C SHELTON-PRESIDENT
FROM A-1, GENERAL AGRICULTURE DISTRICT TO B-2, GENERAL BUSINESS DISTRICT
WITHIN THE UNINCORPORATED TERRITORY OF GREENE COUNTY, TENNESSEE**

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

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; and

WHEREAS, S/T Farms Inc., - Carl C Shelton-President has requested that this property be rezoned from A-1, General Agriculture District to B-2, General Business District; and

WHEREAS, the Greene County Regional Planning Commission did review a request on November 12, 2014 that the S/T Farms Inc., Carl C Shelton-President property be rezoned and recommended that the Greene County Commission approve the request to rezone the property.

NOW, THEREFORE BE IT RESOLVED that the Greene County Legislative Body meeting in regular session on the 20th day of January, 2015 with a quorum being present and a majority voting in the affirmative to amend the Greene County Zoning Map to show the following property to be zoned B-2, General Business District.

Being the same property identified as Greene County tax map 101, as parcel 054.11, as shown on the attached map.

This change shall take effect after its passage, the welfare of the County requiring it.

Sponsor Greene County Regional
Planning Commission

November 12, 2014

Date

Date of Public Hearing
by the Greene County Commission:

January 20, 2015

Date

Decision by the Greene
County Commission:

1-20-15

Approved or Denied

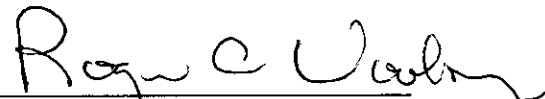
Signed in Open Meeting:


County Mayor

Attest:

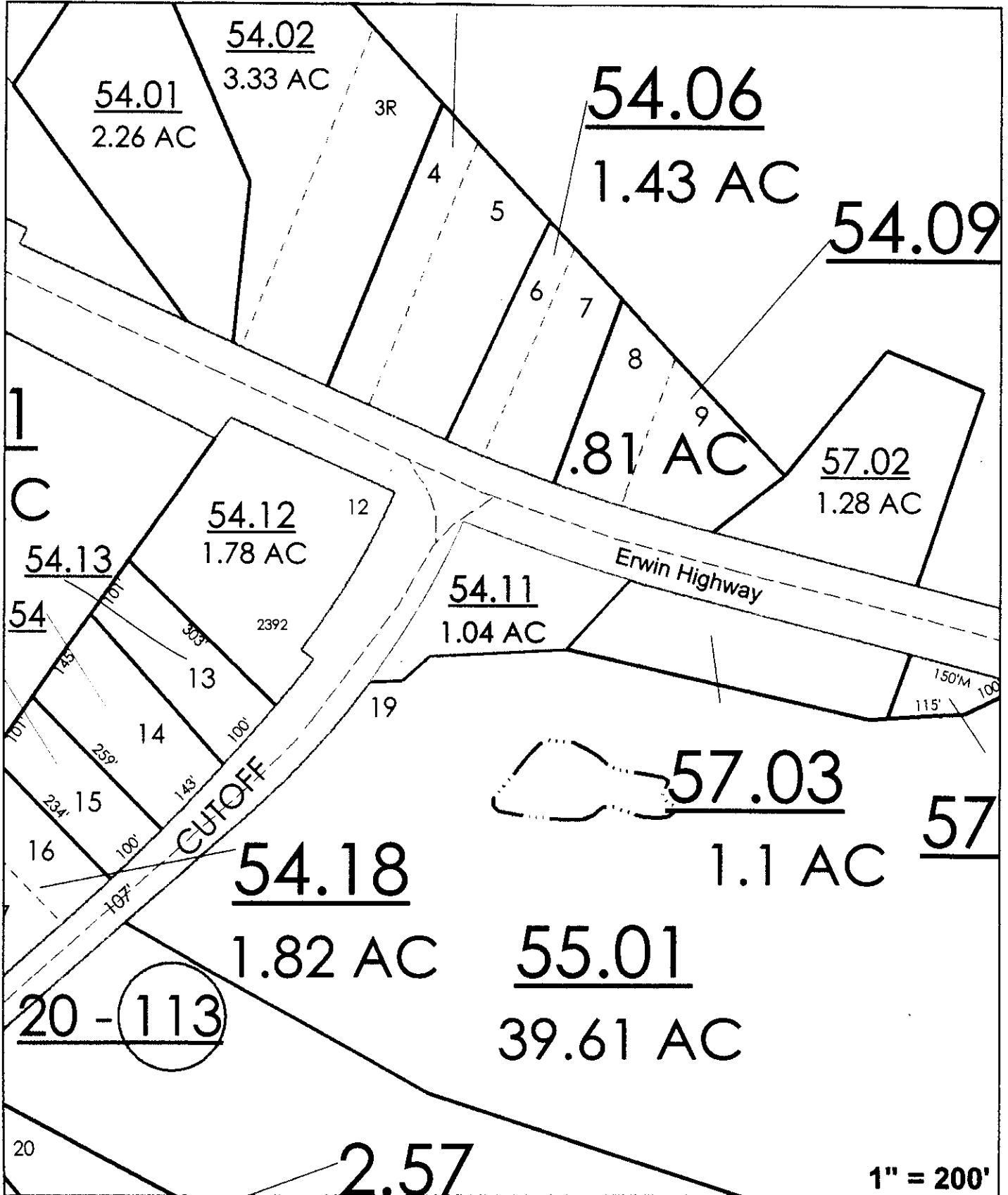

County Court Clerk

Approved as to Form:


County Attorney


I

Rezoning Request from A-1 to B-2
 Requested by: S/T Farms Inc. - Carl C. Shelton-President
 Tax Map 101, Parcel 054.11
 County Commission Review: 1-20-2015



Legend

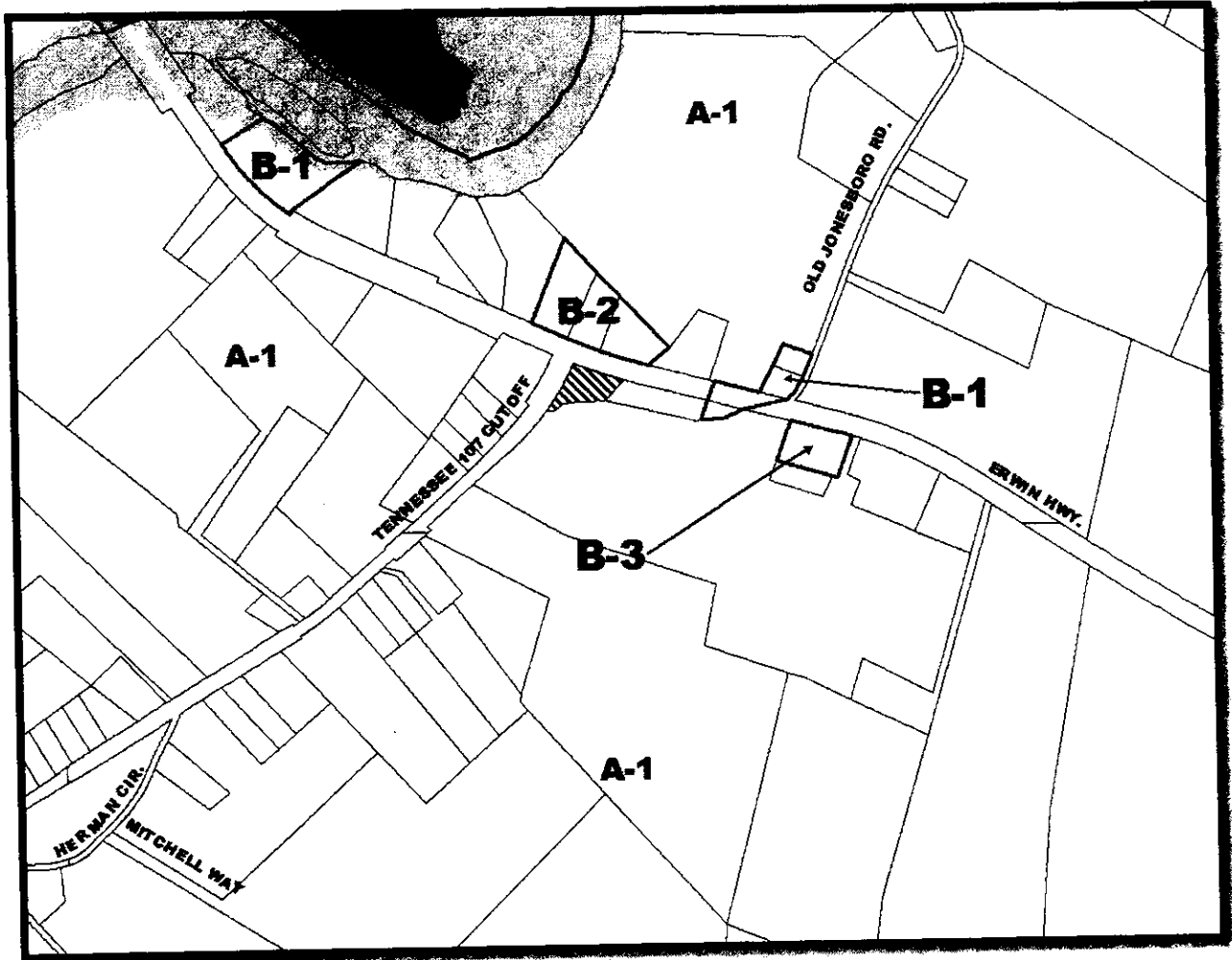
Proposed Rezoning

 101 - 054.11

Map Prepared By:
 Greene County Planning Department
 Greeneville, TN 37743
 Greene County Regional Planning Commission: 11-12-2014
 Not to be used for engineering purposes



Greene County Rezoning Request
From A-1, General Agriculture District, to B-2, General Business District
Owner: S/T Farms, Inc., Carl C. Shalton, President
Tax Map 101, Parcel 054.11
PC Review Date: November 12, 2014



Proposed Rezoning

This map is not to be used for engineering purposes.

MEMORANDUM

TO: THE GREENE COUNTY COMMISSION
FROM: AMY TWEED, PLANNING COORDINATOR
DATE: NOVEMBER 6, 2014
SUBJECT: REZONING REQUEST FOR ERWIN HIGHWAY
FILE#: 2014-2015

Property Location: The southeast corner of Erwin Highway and the 107 Cutoff

Property ID: Tax map 101, Parcel 054.11

Property Owner: S/T Farms Inc., Carl C Shelton - President

Size: 1.04 acres

Existing zone: A-1, General Agriculture District

Requested zone: B-2, General Business District

Existing use: Vacant

Proposed use: General commercial use

Adjoining land use: North: Erwin Highway. Vacant parcels as well as single and multi-family uses are located adjacent to the north side of Erwin Highway
South: Agricultural; vacant
East: Creekside Market and 107 Hair Design and Tanning
West: 107 Cutoff. Vacant property located adjacent to the west side of the 107 Cutoff

Adjoining zoning: North: B-2 General Business District
South: A-1, General Agriculture District
East: Immediately east of the site is an A-1, General Agriculture District containing Creekside Market; B-1, Neighborhood Business District, containing 107 Hair Design and Tanning
West: A-1, General Agriculture District

Utilities: Private subsurface sewage disposal system; 10" water line per Chuckey Utility District

Planning

Commission: Approval of the request was unanimously recommended by the Greene County Regional Planning Commission on November 12, 2014.

Reasons to

Approve:

1. The property is too small for the permitted agricultural use.
2. Developing the site will require extensive fill and drainage work, which makes it too expensive for single family residential development.
3. The property adjoins an existing commercial use (Creekside Market Development).
4. The property is located at the intersection of two state highways, which has recently been improved by the State of Tennessee, including the installation of a traffic signal and pavement widening.

Reasons to Deny:

1. To encourage residential development.

J. A RESOLUTION TO RELOCATE A PORTION OF LINK MILLS ROAD
(FIRST READING)

A motion was made by Commissioner White and seconded by Commissioner Clemmer to approve a resolution to relocate a portion of Link Mills Road (First Reading).

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

Mayor Crum called the Commissioners to take a 15 minute break.

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

**RESOLUTION TO RELOCATE A PORTION OF LINKS MILL ROAD
(First Reading)**

WHEREAS, Links Mill Road in the 9th Civil District of Greene County is a connector road between East Allen's Bridge Roads and the Old Asheville Highway; and

WHEREAS, as shown on the Greene County Road List, said length of Links Mill Road is .94 mile; and

WHEREAS, that part of the Links Mill Road to be relocated begins at the intersection of East Allen's Bridge Road and that part of the road has sharp curves; and

WHEREAS, the citizen owning property on both sides of the portion of Links Mill Road to be relocated has agreed to donate property in an effort to improve Links Mill Road by making the intersection safer and straightening the road toward the approach to East Allen's Bridge Road; and

WHEREAS, the Highway Committee has agreed that it would be in the best interest of the citizens of Greene County for a portion of Links Mill Road be relocated to improve the intersection, straighten the road and make the replacement of the bridge easier.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 20th day of January, 2015, a quorum being present and a majority voting in the affirmative, that a portion of Links Mill Road be relocated in an effort to improve the intersection, straighten the road, and make the replacement of the bridge easier with said road as relocated remaining on the County Road List to be maintained by the Greene County Highway Department.

J

Roger A. Woolsey
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BE IT FURTHER RESOLVED that Greene County will exchange right- of- ways with the property owner accepting the land for the right- of- way for the relocated portion of Links Mill Road and transferring the old right of way to the property owner.

Highway Committee
Sponsor

Leri Bryant
County Clerk

David Lee Cunn
County Mayor

Roger A Woolsey
County Attorney

Roger A. Woolsey
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GREENE COUNTY HIGHWAY DEPARTMENT
JANUARY 2014 TO DECEMBER 2014 COUNTY ROAD LIST CHANGES

PAYNE ROAD	CHIP SEALED	.34	MAY 19, 2014	REMOVED ROAD FROM ROAD LIST
BARREN ROAD	ASPHALT	80 FT	JULY 21 ,2014	ADDING A CUL-DE-SAC AT THE END OF ROAD
WISECARVER LANE	CHIP SEALED	.18	OCT. 20, 2014	REMOVE A SECTION OF THE ROAD FROM ROAD LIST

A motion was made by Commissioner Seay and seconded by Commissioner Hensley to suspend the procedural rules in order to take action regarding the potential decision to close Greene Valley Developmental Center by adding two additional Resolutions to the agenda.

Mayor Crum called the Commissioners to vote on their keypads. The following vote was taken: Commissioner Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Shelton, Waddell, and Waddle, and White voted yes. The vote was 19 – aye; 0 – nay; and 2 – absent. Commissioner Carpenter and Commissioner Tucker was absent. The motion to suspend the procedural rules in order to take action regarding the potential decision to close Greene Valley Developmental Center by adding two additional Resolutions to the agenda was approved.

Mayor Crum asked State Representative David Hawk to speak to the Commission concerning the hearing scheduled for January 21, 2015, concerning the proposed settlement agreement between the Tennessee Department of Intellectual and Developmental Disabilities and the advocacy group People First of Tennessee, the plaintiffs in a 1996 lawsuit.

State Representative Hawk explained that in 2006 Greene Valley was dismissed from portions of the lawsuit pertaining to institutional conditions. However, the settlement agreement reached by DIDD and People First includes the closure of Greene Valley in June 30, 2016. Representative Hawk explained how he planned to approach the hearing, in which he stated: “Greene Valley provides intense medical services that no other place does.” “The facility cares for our most mentally-fragile Tennesseans. We are going to be their voice and hope we are able to keep it open.”

K. A RESOLUTION FROM THE GREENE COUNTY LEGISLATIVE BODY
TO EXPRESS SUPPORT FOR THE DEDICATED EMPLOYEES AT
GREENE VALLEY DEVELOPMENTAL CENTER AND AUTHORIZING
THE LONG RANGE PLANNING COMMITTEE TO POSITION ITSELF TO
ASSIST DURING ANY FUTURE CHANGES WHICH MAY OCCUR THERE

A motion was made by Commissioner Seay and seconded by Commissioner Hensley to approve a resolution from the Greene County Legislative Body to express support for the dedicated employees at Greene Valley Developmental Center and authorizing the long range planning committee to position itself to assist during any future changes which may occur there.

Mayor Crum then called the Commissioners to vote on their keypads. The following vote was taken: Commissioner Clemmer, Cobble, Hensley, Jennings, Miller, Neas, Parton, Randolph, Seay, and Shelton voted yes. Commissioners Collins, Kesterson, McAmis, Patterson, Peters, Quillen, Waddle, Waddell, and White voted no. The vote was 10 – aye; 9 – nay and 2 – absent. Commissioner Carpenter and Commissioner Tucker were absent. County Attorney Roger Woolsey stated that the Commission would need 11 votes in order for the resolution to pass. The motion to approve the resolution failed.

K.

A RESOLUTION FROM THE GREENE COUNTY LEGISLATIVE BODY TO EXPRESS SUPPORT FOR THE DEDICATED EMPLOYEES AT GREENE VALLEY DEVELOPMENTAL CENTER AND AUTHORIZING THE LONG RANGE PLANNING COMMITTEE TO POSITION ITSELF TO ASSIST DURING ANY FUTURE CHANGES WHICH MAY OCCUR THERE

WHEREAS, the Greene Valley Developmental Center has provided invaluable care to Citizens in need of special services for a number of years; and

WHEREAS, these dedicated employees have devoted themselves to the care of these individuals; and

WHEREAS, there continues to be a need for these services and the employees wish to continue providing such; and

WHEREAS, due to circumstances beyond local control, there is now a threat of this great facility to be closed; and

WHEREAS, a standing Committee serving the Greene County Commission is the Long Range Planning Committee; and

WHEREAS, the Long Range Planning Committee has met and seeks approval and support from the Greene County Legislative Body to be prepared to act SHOULD a decision be made by the Federal Judge regarding the future closure of this great facility – that such action would be to cooperate with all parties involved so as to help assure the continued care of these Special Citizens now in the care of the GVDC and that where possible, employment opportunities be brought to our area so as to provide continued livelihoods for those employees who may be displaced by such a decision.

NOW THEREFORE, BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 20th day of January, 2015, a quorum being present, and a majority voting in the affirmative, that we Affirm Our Support for Greene Valley Developmental Center, its many Residents and it's Dedicated Employees working there, and hereby grant Authority to the Long Range Planning Committee to prepare itself to assist in whatever way possible SHOULD a decision of closure be made. This effort is for the Welfare of all Citizens of Greene County, including those in our care.

Long Range Planning Committee

Sponsor

County Mayor

County Clerk

County Attorney

Filed - 1-20-15

L. RESOLUTION REQUESTING THE STATE OF TENNESSEE AND THE
DISTRICT COURT TO RECONSIDER ITS DECISION TO CLOSE
GREENE VALLEY DEVELOPMENTAL CENTER IN
GREENE COUNTY, TENNESSE

A motion was made by Commissioner Waddle and seconded by Commission White to approve the resolution requesting the State of Tennessee and the District Court to reconsider its decision to close Greene Valley Developmental Center in Greene County, Tennessee.

Mayor Crum then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioner Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Shelton, Waddell, Waddle , and White voted yes. The vote was 19 – aye; 0 – nay; and 2 – absent. Commissioner Carpenter and Tucker were absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION REQUESTING THE STATE OF TENNESSEE AND THE DISTRICT COURT TO
RECONSIDER ITS DECISION TO CLOSE GREENE VALLEY DEVELOPMENTAL CENTER IN GREENE
COUNTY, TENNESSEE**

WHEREAS, Greene Valley Developmental Center in Greene County, Tennessee is the premiere facility in the State of Tennessee for the care of Tennessee residents who have intellectual and developmental disabilities; and

WHEREAS, Greene County Developmental Center has long been one of the larger employers in Greene County, Tennessee with a dedicated group of employees who have served well the residents at the Greene Developmental Center and the State of Tennessee; and

WHEREAS, the Governor of the State of Tennessee had announced his intentions to close Greene Valley Developmental Center which will have a devastating impact on the residents at Greene Valley, the employees affected by the closure as well as the overall economy in Greene County, Tennessee; and

WHEREAS, Greene County currently has one of the higher unemployment rates in the State of Tennessee presently situated at 9.3 % and as such the loss of additional jobs would further devastate the economy and any attempts that the economy has for recovery in Greene County, Tennessee; and

WHEREAS, Greene County Mayor David Crum and certain State Legislators representing Greene County have been working diligently in an attempt to save Greene Valley Developmental Center; and

WHEREAS, the Greene County Legislative Body as representatives of all the people of Greene County would urge the Governor, the General Assembly, Commissioner of the Division of Intellectual Disability Services, and the Federal District Court to reconsider the decision to close the Greene Valley Developmental Center.

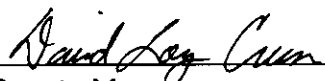
Roger A. Woolsey
County Attorney
204 N. Cutler St.
Suite 120
Greeneville, TN 37745
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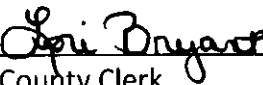
NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body, meeting in regular session on the 20th day of January, 2015, a quorum being present and a majority voting in the affirmative, that an urgent request be forwarded to Governor Bill Haslam, the Commissioner of the Division of Intellectual Disability Services, Lieutenant Governor Ron Ramsey, Speaker of the House Beth Harwell, and to our local Legislators, Senator Steve Southerland, Representative Jeremy Faison, Representative David Hawk and the Federal District Court urging each individual or entity to do all within their power to reconsider the closure of Greene Valley Developmental Center and to allow all employees of Greene Valley Developmental Center to continue to work for the State of Tennessee at Greene Valley Developmental Center providing quantity care for the residents of that facility and to allow that facility to remain one of the premiere centers in the southeast in the care and treatment of Tennesseans with intellectual and developmental disabilities and to avoid the crippling affect that the layoff of over 600 individuals would cause to those individuals personally and to the overall economy of Greene County, Tennessee.

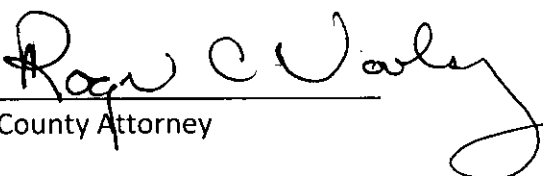
BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the above named individuals requesting their assistance in retaining all employees presently employed at Greene Valley Developmental Center who have worked so tirelessly on behalf of the residents at Greene Valley Developmental Center and for the State of Tennessee.

Roger A. Woolsey
County Attorney
204 N. Cutler St.
Suite 120
Greeneville, TN 37745
Phone: 423/798-1779
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Sharron Collins
Sponsor


County Mayor


County Clerk


County Attorney

OTHER BUSINESS

Sheriff Pat Hankins gave an update to the Commission on the Sheriff's Department. Sheriff Hankins stated that 9 more beds had been added to the jail, during the certification of the jail. He said that the phones that the inmates used to call in, and the money the phone company was taking on the contract was renegotiated from receiving 35% to receiving 72% which started January 1, 2015, which will be an increase of approximately \$100,000.00 in the General Fund. Sheriff Hankins spoke of various other updates during the last few weeks.

A motion was made by Commissioner Quillen and seconded by Commissioner Waddell to approve to appoint Beth Hembree to the Library Board.

Mayor Crum then called for the Commissioners to vote on their keypads. The following vote was taken: Commissioner Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Shelton, Waddell, Waddle, and White voted yes. The vote was 19 – aye; 0 – nay; and 2 – absent. Commissioner Carpenter and Tucker was absent. The Commission voted in favor to appoint Beth Hembree to the Library Board.

A motion was made by Quillen and seconded by Waddell to accept the resignation of Constable Bobby Collins in the second district and to declare a vacancy to the Constable position. Those who wish to apply for the constable position will have until noon on January 30, 2015, to complete an application at the County Mayor's office. A vote will be conducted at the next Commission meeting.

Mayor Crum asked all those in favor say I, and all of those oppose like sign. The vote was all yes by voice.

Mayor Crum announced that we have missed the approval of the surety bonds for the County Surveyor, Tony Bowman.

The motion was made by Commissioner Clemmer and seconded by Commissioner Miller for the approval of the surety bonds for County Surveyor, Tony Bowman. The following vote was taken: Commissioners Clemmer, Cobble, Collins, Hensley, Jennings, Kesterson, McAmis, Miller, Neas, Parton, Patterson, Peters, Quillen, Randolph, Seay, Shelton, Waddell, and White voted yes. The vote was 19 – aye; 0 – nay; and 2 – absent. Commissioner Carpenter and Tucker was absent. The Commissioner voted in favor of the motion for the approval of the surety bonds for the County Surveyor, Tony Bowman.

The motion was made by Commissioner Waddle and seconded by Commissioner Waddell to adjourn the January Commission meeting.

Mayor Crum asked Commissioner McAmis to close the Commission meeting in prayer.

MEETING WAS ADJOURNED