

AGENDA

GREENE COUNTY LEGISLATIVE BODY

Monday, June 17, 2013

10:00 A.M.

The Greene County Commission will meet at the Greene County Courthouse on Monday, May 20, 2013 beginning at 10:00 a.m. in the Criminal Courtroom (Top Floor) in the Courthouse. Caucus meetings will begin at 9:00 a.m.

Call to Order

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

Public Hearing

- Michelle Keffer - Tennessee Rehabilitation Center
- Larry Parman

Approval of Prior Minutes

Reports

Reports from Solid Waste Dept.
Committee Minutes

Old Business

- Jail update led by Dave Wright

Election of Notaries

Resolutions

- A. A resolution authorizing the County Mayor to make application to the State of Tennessee Department of Mental Health and Substance Abuse Services for a \$50,000 grant from the Tennessee Certified Drug Court Program.
- B. A resolution of the Greene County Legislative Body to receive and expand funds on and after July 1, 2013.
- C. A resolution to budget for Courtroom Technology Grant in the amount of \$7,450 from the Tennessee Administrative Office of the Courts for the Fiscal Year ending June 30, 2013.
- D. A resolution authorizing the Greene County Election Commission to transfer and give a voting machine to the Nathaniel Greene Museum and to dispose of the remaining three (3) machines.
- E. A resolution to adopt the provisions of T.C.A §67-4-601(b) (5).
- F. A resolution of the Greene County Legislative body to increase the county-wide Motor Vehicle Tax

Other Business, Adjournment

REGULAR COUNTY COMMITTEE MEETINGS

JUNE 2013

MONDAY, JUNE 3 – FRIDAY, JUNE 21	ALL DAY	EQUALIZATION BOARD	ANNEX CONFERENCE ROOM
WEDNESDAY, JUNE 5	9:00 A.M.	BUDGET & FINANCE	ANNEX – CLERK'S BOOK ROOM
TUESDAY, JUNE 11	8:30 A.M.	BEVERAGE BOARD	ANNEX
TUESDAY, JUNE 11	1:00 P.M.	PLANNING COMM.	HIGHWAY DEPARTMENT
MONDAY, JUNE 17	10:00 A.M.	COUNTY COMMISSION MEETING	COURTHOUSE
WEDNESDAY, JUNE 19	8:30 A.M.	INSURANCE COMM.	ANNEX – CLERK'S BOOK ROOM
WEDNESDAY, JUNE 19	8:30 A.M.	ZONING APPEALS	ZONING OFFICE
MONDAY, JUNE 24	10:00 A.M.	AIRPORT AUTHORITY	TOWN HALL
MONDAY, JUNE 24	6:00 P.M.	HIGHWAY COMM.	HIGHWAY DEPARTMENT
TUESDAY, JUNE 25	5:30 P.M.	KINSEY PARK COMM.	ANNEX


JULY 2013

WEDNESDAY, JULY 3	9:00 P.M.	BUDGET & FINANCE	ANNEX
THURSDAY, JULY 4		OFFICES CLOSED	
TUESDAY, JULY 9	8:30 A.M.	BEVERAGE BOARD	ANNEX
TUESDAY, JULY 9	1:00 P.M.	PLANNING COMM.	ANNEX
MONDAY, JULY 15	6:00 P.M.	COUNTY COMMISSION MEETING	COURTHOUSE
WEDNESDAY, JULY 17	8:30 A.M.	INSURANCE COMM.	ANNEX
WEDNESDAY, JULY 17	8:30 A.M.	ZONING APPEALS	ZONING OFFICE
MONDAY, JULY 22	6:00 P.M.	HIGHWAY COMM.	HIGHWAY DEPARTMENT
TUESDAY, JULY 23	5:30 P.M.	KINSEY PARK COMM.	ANNEX
MONDAY, JULY 29	10:00 A.M.	AIRPORT AUTHORITY	TOWN HALL

THIS CALENDAR IS SUBJECT TO CHANGE

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 MAY 31, 2013 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
1. TIM L BATES	4730 KINGSPOUR HWY AFTON TN 37616	423-737-0298	190 E AJ HWY GREENEVILLE TN 37745	423-639-4486	
2. LARRY E BRELAND	1004 W SUMMER ST GREENEVILLE TN 37743	423-470-5550	1004 W SUMMER ST GREENEVILLE TN 37745	423-638-1478	LARRY BRELAND
3. SANDRA SELF FINK	185 MARCELLA DR MOSHEIM TN 37818	423-422-4732	1000 MAIN ST MOSHEIM TN 37818	422 4051	
4. BAMBI KESSLER WHEALE	1846 CULBERTSON RD GREENEVILLE TN 37743	770-893-7563	471 POTTERTOWN RD MIDWAY TN 37809	4234222040	
5. ERIN LEA CHANDLER	2140 N MOHAWK RD MOHAWK TN 37810	470-4881	471 POTTERTOWN RD MIDWAY TN 37809	422-2040	
6. TERESA ANN FALLS	1209 EASTVIEW LANE GREENEVILLE TN 37745	423-972-9208	P. O. BOX 245 GREENEVILLE TN 37744	423-639-5311	WANDA WISEMAN MELISSA LIMA
7. MICHAEL CURTIS COLLINS	965 MEADOWBROOK ROAD AFTON TN 37616	423-470-4074	128 SOUTH MAIN STREET GREENEVILLE TN 37743	423-972-4391	
8. CHRISTINE ELIZABETH THOMAS	1411 BRENTWOOD DRIVE GREENEVILLE TN 37743	423-638-5344	101 WEST SUMMER STREET GREENEVILLE TN 37743	423-638-4154	YES



 SIGNATURE
 CLERK OF THE COUNTY OF GREENE, TENNESSEE
 6-7-2013

 DATE

**RESOLUTION AUTHORIZING THE COUNTY MAYOR TO MAKE APPLICATION TO
THE STATE OF TENNESSEE DEPARTMENT OF MENTAL HEALTH AND
SUBSTANCE ABUSE SERVICES FOR A \$50,000 GRANT FROM
THE TENNESSEE CERTIFIED DRUG COURT PROGRAM**

WHEREAS, the State of Tennessee Department of Mental Health and Substance Abuse Services, is offering Greene County a Grant totaling \$50,000 to provide funds to support a case manager position to work with the drug court participants and to provide funds to support the taxes/benefits related to the salary of the position. The grant will also provide for funding for supplies, telephone charges, travel/conferences and meetings, and for professional fees related to treatment services such as transitional housing, half way housing, out-patient services, etc. This grant will also provide funding for, transportation costs, emergency medicines and housing deposits for drug court participants; and

WHEREAS, it is in the interest of Greene County and Greene County citizens to have this funding and position to enable the court's capacity to increase and allow additional participants access to the services needed to remain out of jail and living productively in the community. There is no match required by Greene County and the program will terminate if and when funding is withdrawn by the State of Tennessee Department of Mental Health and Substance Abuse Services ; and

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body, meeting in regular session on the 17th day of June, 2013, a quorum being present and a majority voting in the affirmative, that the County Mayor for Greene County, Tennessee is authorized to make application through State of Tennessee Department of Mental Health and Substance Abuse Services for the Certified Drug Court Program Grant.

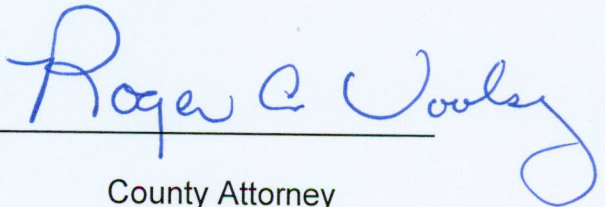
BE IT FURTHER RESOLVED, that the County Mayor is authorized to enter into any and all necessary agreements and assurances to implement the application and subsequent project.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk


County Attorney

A.

A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY TO
RECEIVE AND EXPEND FUNDS ON AND AFTER JULY 1, 2013

WHEREAS, The County should be authorized to receive funds and the County should be authorized to expend funds in the same amounts and for the same purposes as was appropriated for the 2012-2013 fiscal year from July 1, 2013 until the 2013-2014 budget is adopted by the County Legislative Body for all departments within all funds including General, School, Road, Solid Waste, Insurance, and others; and

WHEREAS, Tennessee Code Annotated 5-12-109(b)(2) states that "Pending such final adoption, the director of accounts and budgets is hereby authorized to make temporary allotments for expenditures for essential county services, in amounts not in excess of the comparable allotments for an average quarter of the preceding fiscal year."

NOW, THEREFORE, BE IT RESOLVED, by the Greene County Legislative Body, meeting in regular session on June 17, 2013, a quorum being present and a majority voting in the affirmative that the authorization is hereby given to receive and expend funds on and after July 1, 2013.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk

Roger A. Woolley
County Attorney

B.

**A RESOLUTION TO BUDGET FOR COURTROOM TECHNOLOGY GRANT IN
THE AMOUNT OF \$7,450 FROM THE TENNESSEE ADMINISTRATIVE OFFICE
OF THE COURTS FOR THE FISCAL YEAR ENDING JUNE 30, 2013**

WHEREAS, the Tennessee Administrative Office of the Courts has entered into a grant agreement with the Greene County Government to provide funds for the purchase of courtroom technology improvement equipment which the "AOC" has been granted from the Tennessee Office of Criminal Justice programs. The total amount of funds allocated to Greene County is \$7,450. This equipment will be used/installed at the Greene County Court House.

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

INCREASE ESTIMATED REVENUE:

46190	Other State of Tenn General Government Grants	<u>\$ 7,450</u>
Total increase to estimated revenues		<u><u>\$ 7,450</u></u>

INCREASE IN APPROPRIATIONS:

53400	Chancery Court	
709	Data Processing Equipment	<u>\$ 7,450</u>
Total increase in appropriations		<u><u>\$ 7,450</u></u>

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 17th day of June, 2013, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

County Clerk

Budget and Finance Committee

Sponsor

Roger A. Woolley
County Attorney

C.

**RESOLUTION AUTHORIZING THE GREENE COUNTY
ELECTION COMMISSION TO TRANSFER AND GIVE A
VOTING MACHINE TO THE NATHANIEL GREENE MUSEUM AND TO DISPOSE
OF THE REMAINING THREE (3) MACHINES**

WHEREAS, the Greene County Election Commission has stored four (4) Micro Vote blue suitcase voting machines in the Courthouse Annex's Storage Building for a number of years; and

WHEREAS, these particular machines are obsolete and of no value with the current election voting machine systems required by the State Election Commission. Greene County, Tennessee has replaced all obsolete and outdated voting machines that have been used by Greene County for early voting prior to the 2006 election; and

WHEREAS, Alan Broyles, Greene County Mayor has requested that the Greene County Election Commission donate, transfer, and give one of the obsolete and outdated voting machines to the Nathaniel Greene Museum for historic preservation; and

WHEREAS, on February 12, 2013 the Greene County Election Commission at its regular meeting discussed this request and at its regular meeting held on April 9, 2013 signed a letter of intent to approve that transfer; and

WHEREAS, *T. C. A. §12-3-1005* provides for the transfer of surplus personal property among governmental entities and any instrumentality of the foregoing provided said transfer is approved by the governing bodies involved in the transactions.

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 17th day of June, 2013, a quorum being present and a majority voting in the affirmative that Greene County Election Commission is hereby authorized to

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

D.

donate and transfer one (1) of the obsolete and outdated Micro Vote Voting Machines to the Nathaniel Greene Museum in Greeneville, Tennessee and to dispose of the remaining three (3) machines.

M.C. Rollins
Sponsor

County Mayor

County Clerk

Roger A. Wolsky
County Attorney

A RESOLUTION TO ADOPT THE PROVISIONS OF T.C.A. §67-4-601(b)(5)

WHEREAS, Greene County has performed extensive reconstruction, renovation and upgrading of the Greene County Courthouse, the Greene County Detention Center and the Greene County Workhouse including the installation of energy efficient HVAC systems and lighting, upgrading the electrical system, installation of sprinkler systems, installation of energy efficient windows and other improvements to those buildings; and

WHEREAS, Greene County incurred debt for the reconstruction, remodeling, and upgrades on these buildings above described and in addition thereto has a continuing debt remaining from the construction of the Greene County Workhouse; and

WHEREAS, Pursuant to T.C.A. §67-4-601(b)(5), Greene County is authorized to impose a litigation tax on all civil and criminal cases in any of the various courts in Greene County, excluding municipal courts in an amount not to exceed \$25.00 per case; and

WHEREAS, In order to provide the revenues to retire the debt on the renovations, reconstruction and upgrades to the Greene County Courthouse, the Greene County Detention Center, and the Greene County Workhouse and to retire the debt on the original construction of the Workhouse it would appear that it would be in the best interest of Greene County and its citizens to impose a \$25.00 privilege tax on all civil and criminal cases filed in Greene County excluding cases in the municipal courts.

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session on this 17th day of June, 2013, a quorum being present and a two-thirds (2/3) majority voting in the affirmative, that:

Section 1: Effective the 1st day of the month following the final passage of this Resolution the privilege tax on litigation on all civil and criminal cases filed in Greene County shall be levied \$25.00 per filing/case as provided in this Resolution (which privilege tax shall be in addition to any other privilege taxes on litigation heretofore authorized and collected) to be used exclusively for and allocated to General Debt Service Fund 151, Account # 40260 – Litigation Tax – Special Purpose – General Debt Service.

Section 2: The Clerks of the Courts of Greene County are instructed to collect this additional litigation tax on all civil and criminal cases filed in Greene County in the same manner as all other litigation taxes.

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

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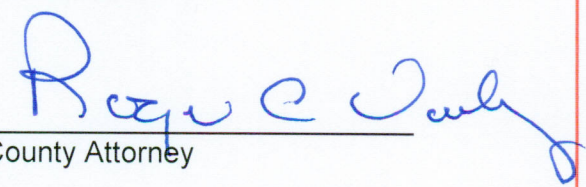
Section 3: Tax imposed by this Resolution shall take effect on the 1st day of July, 2013, the public welfare requiring it and it shall be used for the purpose hereinabove stated.

Section 4: If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect any other provisions or applications of this Resolution which shall be given affect without the invalid provision or application and to that end the provisions of this Resolution are declared to be servable.

Budget and Finance Committee
Sponsor

County Clerk

County Mayor



County Attorney

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 17th day of June, 2013, 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 \$10.00 from \$20.00 to \$30.00 pursuant to T.C.A. §5-8-102.

SECTION 1. For the privilege of operating a motor vehicle within Greene County, Tennessee, there is levied upon motor-driven vehicles, (including motorcycles and motor-driven bicycles and scooters), and upon the privilege of the operation thereof, except farm tractors, self-propelled farm machines not usually used for the operation upon public roads, and except all motor-driven vehicles owned by an governmental agency or governmental instrumentality, a special privilege tax for the benefit of such county, which tax shall be

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

F.

increased by the amount of ten dollars (\$10.00) from the present motor vehicle tax of twenty dollars (\$20.00) to thirty dollars (\$30.00) for each such motor-driven vehicle including motorcycles, or motor-driven bicycles and scooters.

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

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

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

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

SECTION 5. The privilege tax (wheel tax) herein levied, when paid together with full, complete, and explicit performance of and compliance with all provisions of this resolution, by

the owner, shall entitle the owner of the motor-driven vehicle for which said tax was paid to operate or allow to be operated his/her vehicle over the streets, roads, and highways of the county for a period of one year which will run concurrently with the period established for the state registration licensing requirements for each vehicle.

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

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

SECTION 7. The proceeds from this tax shall be placed in the General Fund for Greene County and appropriated for such purposes as the County Legislative Body deems appropriate.

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 September, 2013.

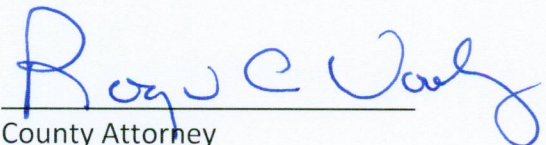
Passed 1st reading at the regular meeting on the ____ day of _____, 2013, of the Greene County Legislative Body.

Passed 2nd reading at the regular meeting on the ____ day of _____, 2013, of the Greene County Legislative Body.

Budget and Finance Committee
Sponsor

County Clerk

County Mayor



County Attorney