

STATE OF TENNESSEE
COUNTY OF GREENE

GREENE COUNTY LEGISLATIVE BODY
MONDAY, APRIL 19, 2010
10:00 A.M.

The Greene County Legislative Body met in regular session on, Monday, April 19, 2010 at the Greene County Courthouse for the regular monthly meeting of the County Commission. Mayor Broyles called the meeting to order to transact business that is to lawfully come before this Honorable Body. Commissioner Hilton Seay led the Pledge to the Flag, followed by Prayer led by Commissioner Clark Justis. The Commissioners signed in on their key pads and the following Commissioners were present:

Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White. There were 20 Commissioners present. Commissioner Dabbs was absent.

APPROVAL OF PRIOR MINUTES

A motion was made by Commissioner Alexander and seconded by Commissioner Moss to approve prior minutes. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The motion to approve the prior minutes was approved by the Commissioners.

PUBLIC HEARING

Mayor Broyles read a proclamation to proclaim April as Parkinson's Awareness Month in Greene County.

Mr. Steve Odum spoke to the Commissioners asking that a noise ordinance be put into effect in Greene County. Attorney, Roger Woolsey, noted that the State of Tennessee gives the County authority to enact an ordinance. The issue is enforcement. The Mayor asked that the Attorney draw up an ordinance, check with Washington County and call a meeting of the Commissioners before the next Commission meeting to put together an ordinance for barking dogs, loud music, and other unnecessarily loud noises. It was asked that agriculture machinery noise be exempted.

Ms. Jennifer Reynolds, Director of Keep Greene Beautiful, gave an update on what her program is doing in Greene County such as Household Hazardous Waste, Free Landfill disposal Day, Adopt-A-Road.

Mayor Broyles asked if there was anyone present that wanted to speak for rezoning resolution A. Ms. Hartsell, and Ted Hensley spoke in favor of the rezoning. No one spoke against. Mayor Broyles asked if anyone wanted to speak for rezoning resolution B. Bob Cutshaw spoke for Robert Broyles in favor of the resolution. No one spoke against.

Ms. Judy Sexton spoke on behalf of the taxpayers against the Airport spending.

Mr. Larry Parman was recognized to speak by Kevin Morrison. He spoke against the Commission putting Roger Jones on the School Board.

REPORTS

There were reports from the Solid Waste Dept. and Committee minutes in the package.

OLD BUSINESS

Ms. Grogan asked for clarification on how the Kinser Park Board is set up. The County Attorney and Mayor explained that it has been restructured to have two members from the City and two members from the County and those appoint the other members.

ELECTION OF NOTARIES

Mayor Broyles asked the Clerk to read a list of names requesting to be notaries to the Commission. Clerk, David Thompson, read the list. A motion was made by Commissioner Greenway and seconded by Commissioner Justis to approve the list. It was noted that a name removed last month was put back on the list after being checked out. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. Commissioner Grogan voted no. The vote was 19 – aye; 1 – no; 1 – absent. The Commissioners voted in favor of the motion to approve the notaries.

Commissioner Grogan asked that the Clerk begin a procedure putting notary applicants' addresses on the notary list and give the list to the Commissioners in the package ten days prior to the meeting so they can be studied by the Commissioners before voting. The Clerk said that this can be done.

A RESOLUTION TO REZONE CERTAIN TERRITORY OWNED BY NORMAN VERMILLION FROM A-1, GENERAL AGRICULTURE DISTRICT TO B-1, NEIGHBORHOOD BUSINESS DISTRICT WITHIN THE UNINCORPORATED TERRITORY OF GREENE COUNTY, TENNESSEE

A motion was made by Commissioner Carter and seconded by Commissioner Bob King to approve a resolution to rezone certain territory owned by Norman Vermillion from A-1, General Agriculture District to B-1, Neighborhood Business District within the unincorporated territory of Greene County, TN. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO REZONE CERTAIN TERRITORY OWNED BY ROBERT
BROYLES 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 Greenway and seconded by Commissioner Justis to approve a resolution to rezone certain territory owned by Robert Broyles from A-1, General Agriculture District to B-2, General Business District within the unincorporated territory of Greene County, TN. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO ALLOCATE \$15,000 FROM THE 2009-2010 BUDGET AND \$15,000 FROM THE 2010-2011 BUDGET YEARS TO THE GREENE COUNTY PARTNERSHIP TO DEFRAY THE EXPENSES INCURRED IN PROCURING AND HOSTING THE NATIONAL AMATEUR INTERCOLLEGIATE ASSOCIATION'S CHAMPIONSHIP GOLF TOURNAMENT

A motion was made by Commissioner Riley and seconded by Commissioner Grogan to approve a resolution to allocate \$15,000 from the 2009-2010 budget and \$15,000 from the 2010-2011 budget years to the Greene County Partnership to defray the expenses incurred in procuring and hosting the National Amateur Intercollegiate Association's Championship Golf Tournament. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. Commissioner Hopson voted no. The vote was 19 – aye; 1 – no; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO ALLOCATE A CONTRIBUTION OF \$7,000 TO EACH OF THE FIFTEEN VOLUNTEER FIRE DEPARTMENTS SERVING GREENE COUNTY, TN

A motion was made by Commissioner Greenway and seconded by Commissioner Seay to approve a resolution to allocate a contribution of \$7,000 to each of the fifteen volunteer fire departments serving Greene County, TN.

A motion was made by Commissioner Brown and seconded by Commissioner Waddle to amend the resolution to include an allocation of \$7,000 to the Rescue Squad and an allocation of \$5,000 each to the Volunteer Fire Department Association, Midway First Responders and Caney Branch First Responders. Mayor Broyles called for the Commissioners to vote on their keypads on the amendment. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Clark Justis, Rennie Hopson, Jan Kiker, Phil King, Robert W. King, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. Commissioner Malone voted no. The vote was 19 – aye; 1 nay; 1 – absent. The Commissioners voted in favor of the motion to approve the amendment.

Then Mayor Broyles called for the Commissioners to vote on their keypads on the resolution as amended. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye; Fred Malone voted no. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution as amended.

A RESOLUTION TO RESCIND THE NATIONAL BUILDING CODE FOR ONE
YEAR

A motion was made by Commissioner Morgan and seconded by Commissioner Hopson to rescind the National Building Code for one year. After discussion a motion was made by Commissioner Waddle and seconded by Commissioner Grogan to send this resolution to the Building Code Committee before voting on it in the Commission meeting. Mayor Broyles called for the Commissioners to vote on their keypads on the amendment. The following vote was taken: Commissioners Betty Alexander, John Waddle, Jan Kiker, Brenda Grogan and Bill Moss voted aye. Commissioners Bill Brown, John Carter, John Cox, Margaret Greenway, Rennie Hopson, Clark Justis, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Sam Riley, Hilton Seay, Jerry Weems, and Tim White voted no. The vote was 5 – aye; 15 – no; 1 – absent. The amendment failed.

Then Mayor Broyles called for the Commissioners to vote on their keypads on the original resolution. The following vote was taken: Commissioners Morgan and Hopson voted aye. Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted no. The vote was 2 – aye; 18 – no; 1 - absent. The motion to approve the resolution failed.

A RESOLUTION TO AMEND THE 2010 FISCAL YEAR BUDGET FOR
REIMBURSEMENTS RECEIVED BY THE SHERIFF'S DEPT.

A motion was made by Commissioner Greenway and seconded by Commissioner Moss to approve a resolution to amend the 2010 fiscal year budget for reimbursements received by the Sheriff's Dept. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO AMEND THE AGREEMENT WITH THE CITY OF
GREENEVILLE TO INCREASE THE MEMBERSHIP OF THE REGIONAL SOLID
WASTE COMMITTEE

A motion was made by Commissioner Seay and seconded by Commissioner Bob King to approve a resolution to amend the agreement with the City of Greeneville to increase the membership of the Regional Solid Waste Committee. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO APPOINT JULIA PENSINGER TO THE GREENEVILLE-
GREENE COUNTY LIBRARY BOARD

A motion was made by Commissioner Grogan and seconded by Commissioner Justis to approve a resolution to appoint Julia Pensinger to the Greeneville-Greene County Library Board. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

A RESOLUTION TO AMEND THE 2010 FISCAL YEAR GENERAL FUND BUDGET
TO BUDGET THE RETURN OF UNCLAIMED PROPERTY TO THE LAWFUL
OWNER

A motion was made by Commissioner Riley and seconded by Commissioner Grogan to approve a resolution to amend the 2010 fiscal year General Fund Budget to budget the return of unclaimed property to the lawful owner. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken:

Commissioners Betty Alexander, Bill Brown, John Carter, John Cox, Margaret Greenway, Brenda Grogan, Rennie Hopson, Clark Justis, Jan Kiker, Phil King, Robert W. King, Fred Malone, Robert Morgan, Kevin Morrison, Bill Moss, Sam Riley, Hilton Seay, John Waddle, Jr., Jerry Weems, and Tim White voted aye. The vote was 20 – aye; 1 – absent. The Commissioners voted in favor of the motion to approve the resolution.

ADJOURNMENT

Mayor Broyles noted that Commission checks would be ready on Wednesday afternoon. The meeting adjourned.