

AGENDA

GREENE COUNTY LEGISLATIVE BODY

Monday, December 20, 2010

10:00 A.M.

The Greene County Commission will meet at the Greene County Courthouse on Monday, December 20, 2010 beginning at 10:00 a.m. in the Criminal Courtroom (Top Floor) in the Courthouse. REPUBLICANS WILL HAVE A CAUCUS MEETING THIS MONTH AT 9:00 a.m. IN THE COURTHOUSE. DEMOCRATS WILL ALSO HAVE A CAUCUS MEETING THIS MONTH AT 9:00 a.m. IN THE COURTHOUSE.

Call to Order

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

Approval of Prior Minutes

Public Hearing

- o Proclamation for Greeneville High School Football Team
- o Proclamation for Greeneville High School Girls Cross Country Team
- o Bill Guinn: regarding the "Bottle Bill"

Reports

Reports from Solid Waste Dept.
Committee Minutes

Old Business

- A. A resolution to budget maintenance of Civil War Trails signs in the Economic Development Fund;
- B. A resolution to set speed limits on all county roads (second reading)

Election of Notaries

Resolutions

- C. A resolution to amend the budget for revenues received by the Sheriff's Department;
- D. A resolution to amend the Highway fund 2010-2011 fiscal year budget for reimbursements received from the town of Baileyton;
- E. A resolution to amend the Highway fund 2010-2011 fiscal year budget for revenues from the sale of surplus equipment and to increase appropriations to allow for the expenditure of the funds received;
- F. A resolution to amend the Highway Fund 2010-2011 fiscal year budget for revenues from the sale of scrap metal;
- G. A resolution to amend the Solid Waste Fund 2010-2011 fiscal year budget for revenues from the sale of surplus equipment and to increase appropriations to allow for the expenditure of the funds received;
- H. A resolution to amend the Drug Control Fund 2010-2011 fiscal year budget for revenues from the sale of surplus equipment and to increase appropriations to allow for the expenditure of the funds received;
- I. A resolution to amend the General Fund 2010-2011 fiscal year budget for revenues from the sale of surplus equipment and to increase appropriations to allow for the expenditure of the funds received;
- J. A resolution in support of Tennessee Beverage Container Deposit legislation ("Bottle Bill");
- K. A resolution to recommend to the State of Tennessee Department of Transportation that the speed limit on Hwy. 172 in northern Greene County be set at 55 MPH

Other Business

**RESOLUTION TO BUDGET MAINTENANCE OF
CIVIL WAR TRAILS SIGNS IN
THE ECONOMIC DEVELOPMENT FUND**

- WHEREAS,** the Civil War Trails program is a multi-state project to promote tourism of Civil War sights and to provide a variety of program and marketing efforts to enhance tourism in the States and that does include Greene County ; and
- WHEREAS,** funding to erect six Civil War markers was provided by other sources and were erected during August of 2009; and
- WHEREAS,** the Greene County Commission voted on September 15, 2008 to fund a portion of the annual maintenance/membership fee in the amount of \$600 to insure the maintenance of the historical and directional signs and that said funding be derived and taken from the portion of the hotel/motel tax allocated for the performing arts for Greene County; and

THEREFORE, let the Economic Development Fund budget be amended as follows:

INCREASE BUDGETED FUND BALANCE

34535	Restricted for Social, Cultural, and Recreational Services	\$	600
	Total adjustment to budgeted fund balance	\$	600

INCREASE APPROPRIATIONS

91150	Social, Cultural, and Recreational Services		
316	Contributions	\$	600
	Total increase in appropriations	\$	600

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December, 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

County Clerk

Budget and Finance Committee

Sponsor



County Attorney

**A RESOLUTION TO SET SPEED LIMITS
ON ALL COUNTY ROADS
(Second Reading)**

WHEREAS, pursuant to *Tennessee Code Annotated §55-8-152(d)(1)(A)*, counties and municipalities are authorized to establish speed limits upon any highway or public road in the State of Tennessee within their jurisdiction, except that in school zones and at entrances and exits to and from controlled access highways which are already established; and

WHEREAS, unless otherwise posted, the speed limit on all highways and roads within the State of Tennessee is 65 miles per hour except on controlled access highways with four or more lanes (interstate highways) where the speed limit is 70 miles per hour; and

WHEREAS, from time to time the Greene County Legislative Body has exercised its jurisdiction in establishing speed limits on various county roads within Greene County; and

WHEREAS, after further consideration and in an attempt to provide some uniformity and consistency in establishing speed limits on county roads and to increase public safety, the Road Committee for the Greene County Legislative Body has determined that it would be advantageous to establish a maximum speed limit on all county roads that is within the jurisdiction of the Greene County Legislative Body; and

WHEREAS, after further study and deliberation the Road Committee is recommending that the speed limits be set on all marked county roads (marked being defined as a county road with the centerline marked or identified) of 45 miles per hour and all unmarked county roads shall have a speed limit of 30 miles per hour; and

WHEREAS, the speed limits above designated, that is 45 miles per hour for marked county roads and 30 miles per hour for unmarked county roads shall be established for all county roads except those county roads or portions thereof that are clearly marked with a lower speed limit than above stated (for instances a at school zone, dangerous intersection, or curve.

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body, meeting in regular session on the 20th day of December, 2010, a quorum being present and a majority voting in the affirmative, that, pursuant to, *Tennessee Code Annotated §55-8-152(d)(1)(A)*, the speed limits for all county roads that are marked with a center dividing line or lines be 45 miles per hour and that all unmarked county roads be 30 miles per hour with the exception that any

B

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posted speed limits denoting a lower speed limit such as for school zones, dangerous intersections, etc. shall remain as established and posted.

BE IT FURTHER RESOLVED that the effective date of this Resolution shall be January 1, 2011.

Highway Committee

Sponsor

County Clerk

County Mayor

County Attorney

Ray C. Vack

**A RESOLUTION TO AMEND THE GENERAL FUND BUDGET FOR
REVENUES RECEIVED BY THE SHERIFF'S DEPARTMENT**

WHEREAS, the Greene County Sheriff's Dept. has received donations totaling \$600 from J & N Calendars ; and

WHEREAS, the Sheriff wishes to expend those funds during the current fiscal year and

WHEREAS, the Greene County Sheriff's Department received \$21,062 from a paving company for cruiser services provided while work was being performed on Interstate 81; and

WHEREAS, the Sheriff now wishes to expend these amounts in a different department than originally budgeted in November, 2010;

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

INCREASE BUDGETED REVENUES

48610	Donations	\$	600
Total adjustment to budgeted revenue		<u>\$</u>	<u>600</u>

DECREASE APPROPRIATIONS

54120	Special Patrols		
425	Gasoline	\$	21,062
Total decrease to appropriations		<u>\$</u>	<u>21,062</u>

INCREASE APPROPRIATIONS

54110	Sheriff		
316	Contributions	\$	600
425	Gasoline		21,062
Total increase to appropriations		<u>\$</u>	<u>21,662</u>


NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December, 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk



County Attorney

C

**A RESOLUTION TO AMEND THE HIGHWAY FUND
2010-2011 FISCAL YEAR BUDGET
FOR REIMBURSEMENTS RECEIVED FROM
THE TOWN OF BAILEYTON**

WHEREAS the Greene County Highway Department has received a reimbursement for work performed for the Town of Baileyton totaling \$14,779; and

WHEREAS this amount was not included in the original budget for the current year; and

WHEREAS the Greene County Highway Superintendent wishes to have the budget amended for these additional revenues; and

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

INCREASE ESTIMATED REVENUE:

48120	Paving & Maintenance	<u>\$ 14,779</u>
Total increase to estimated revenues		<u><u>\$ 14,779</u></u>

INCREASE IN APPROPRIATIONS:

68000	Capital Outlay	
714	Highway Equipment	<u>\$ 14,779</u>
Total increase in appropriations		<u><u>\$ 14,779</u></u>

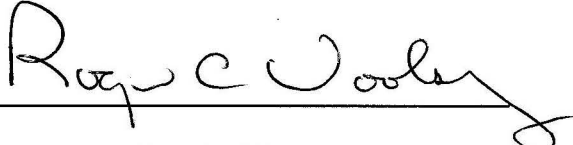
NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December, 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk



County Attorney

D

**A RESOLUTION TO AMEND THE HIGHWAY FUND 2010-2011
FISCAL YEAR BUDGET FOR REVENUES FROM THE SALE OF SURPLUS
EQUIPMENT AND TO INCREASE APPROPRIATIONS TO ALLOW FOR THE
EXPENDITURE OF THE FUNDS RECEIVED**

- WHEREAS** the Greene County sold various highway equipment on November 13, 2010; and
- WHEREAS** the amount received from the sale was not included in the original budget for the current year; and
- WHEREAS** the Greene County Highway Superintendent wishes to have the budget amended for these additional revenues and expenditures; and
- THEREFORE,** let the Highway Fund Budget be amended as follows:

INCREASE ESTIMATED REVENUE:

44530	Sale of Equipment	\$ 6,907
Total increase to estimated revenues		<u>\$ 6,907</u>

INCREASE IN APPROPRIATIONS:

61000	Administration	
599	Other Charges	\$ 158
68000	Capital Outlay	
714	Highway Equipment	<u>6,749</u>
Total increase in appropriations		<u>\$ 6,907</u>

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

County Clerk

Budget and Finance Committee

Sponsor



County Attorney

E

**A RESOLUTION TO AMEND THE HIGHWAY FUND
2010-2011 FISCAL YEAR BUDGET
FOR REVENUES FROM THE SALE OF SCRAP METAL**

- WHEREAS** the Greene County Highway Department has received \$4733 from the sale of scrap metal from old equipment; and
- WHEREAS** this amounts was not included in the original budget for the current year; and
- WHEREAS** the Greene County Highway Superintendent wishes to have the budget amended for these additional revenues; and
- THEREFORE,** let the Highway Fund Budget be amended as follows:

INCREASE ESTIMATED REVENUE:

44145	Sale of Recycled Materials	<u>\$ 4,738</u>
Total increase to estimated revenues		<u><u>\$ 4,738</u></u>

INCREASE IN APPROPRIATIONS:

68000	Capital Outlay	
714	Highway Equipment	<u>\$ 4,738</u>
Total increase in appropriations		<u><u>\$ 4,738</u></u>

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk



County Attorney

F

**A RESOLUTION TO AMEND THE SOLID WASTE FUND 2010-2011
FISCAL YEAR BUDGET FOR REVENUES FROM THE SALE OF SURPLUS
EQUIPMENT AND TO INCREASE APPROPRIATIONS TO ALLOW FOR THE
EXPENDITURE OF THE FUNDS RECEIVED**

WHEREAS the Greene County sold various solid waste equipment on November 13, 2010; and

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

WHEREAS the Greene County Solid Waste Director wishes to have the budget amended for these additional revenues and expenditures; and

THEREFORE, let the Solid Waste Fund Budget be amended as follows:

INCREASE ESTIMATED REVENUE:

44530	Sale of Equipment	\$ 4,350
Total increase to estimated revenues		<u>\$ 4,350</u>

INCREASE IN APPROPRIATIONS:

55710	Administration	
599	Other Charges	\$ 99
418	Equipment & Machinery Parts	<u>\$ 4,251</u>
Total increase in appropriations		<u>\$ 4,350</u>

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk



County Attorney

G

**A RESOLUTION TO AMEND THE DRUG CONTROL FUND 2010-2011
FISCAL YEAR BUDGET FOR REVENUES FROM THE SALE OF SURPLUS
EQUIPMENT AND TO INCREASE APPROPRIATIONS TO ALLOW FOR THE
EXPENDITURE OF THE FUNDS RECEIVED**

WHEREAS the Greene County sold various equipment owned by the Drug Control Fund on November 13, 2010; and

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

WHEREAS the Greene County Sheriff wishes to have the budget amended for these additional revenues and expenditures; and

THEREFORE, let the Drug Control Fund Budget be amended as follows:

INCREASE ESTIMATED REVENUE:

44530	Sale of Equipment	\$ 3,050
Total increase to estimated revenues		<u>\$ 3,050</u>

INCREASE IN APPROPRIATIONS:

54110	Sheriff's Department	
599	Other Charges	\$ 70
716	Law Enforcement Equipment	<u>\$ 2,980</u>
Total increase in appropriations		<u>\$ 3,050</u>

NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

Budget and Finance Committee

Sponsor

County Clerk



County Attorney

H

**A RESOLUTION TO AMEND THE GENERAL FUND 2010-2011
FISCAL YEAR BUDGET FOR REVENUES FROM THE SALE OF SURPLUS
EQUIPMENT AND TO INCREASE APPROPRIATIONS TO ALLOW FOR THE
EXPENDITURE OF THE FUNDS RECEIVED**

WHEREAS the Greene County sold various items of General Fund equipment on November 13, 2010; and

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

WHEREAS the elected officials and various department supervisors of Greene County General Fund wish to have the budget amended for these additional revenues and expenditures; and

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

INCREASE ESTIMATED REVENUE:

44530	Sale of Equipment	\$ 40,075
Total increase to estimated revenues		<u>\$ 40,075</u>

INCREASE IN APPROPRIATIONS:

52300	Property Assessor's Office	
435	Office Supplies	\$ 879
599	Other Charges	21
54120	Special Patrols	
599	Other Charges	734
718	Motor Vehicles	31,391
55120	Rabies & Animal Control	
599	Other Charges	115
718	Motor Vehicles	4,935
55130	Emergency Medical Services	
338	Maintenance & Repair Services Vehicles	977
418	Equipment & Machinery Parts	978
599	Other Charges	<u>45</u>
Total increase in appropriations		<u>\$ 40,075</u>

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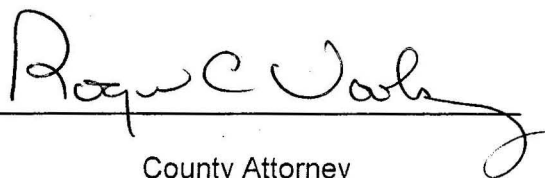
NOW, THEREFORE; be it resolved by the Greene County Legislative Body meeting in regular session this 20th day of December 2010, a quorum being present and a majority voting in the affirmative, that the budget be amended as above.

County Mayor

County Clerk

Budget and Finance Committee

Sponsor



A handwritten signature in cursive script, reading "Roger C. Walsh", is written over a horizontal line.

County Attorney

**RESOLUTION IN SUPPORT OF TENNESSEE BEVERAGE CONTAINER DEPOSIT LEGISLATION
("BOTTLE BILL")**

WHEREAS, Tennessee as a whole and Greene County in particular have a chronic litter problem that is detrimental to civic pride. Tourism, farming, recreation, economic growth, environmental quality and numerous other public and private interests; and

WHEREAS, a number of states have eliminated most beverage-container litter, and reduced litter from other sources, by placing a refundable deposit on glass, plastic and aluminum beverage containers; and

WHEREAS, Tennesseans consume more than 4 billion beverages a year but recycle only an estimated 10 percent of the empty containers, disposing of the rest in landfills or on roadsides; and

WHEREAS, a beverage-container deposit will increase the recycling of Tennessee's beverage containers to a projected 80 percent or higher encourage greater recycling of other commodities such as newspaper and cardboard; increase recycling access in every county at no cost to the local government; reduce county and municipal landfill costs and solid-waste expenditures; and help achieve the recycling and waste-diversion goals mandated by the Tennessee Comprehensive Solid Waste Management Act of 1991 and its subsequent revisions; and

WHEREAS, the beverage-container deposit legislation that was considered by the 106th Tennessee General Assembly(SB3469/HB3429)establishes a system of independent, voluntary redemption centers funded by scrap value and unclaimed deposits; and

WHEREAS, the proposed beverage-container deposit program will create green jobs, attract new business investment, generate new business revenue, strengthen recycling markets, boost manufacturing, create fundraising opportunities for schools and community projects, and provide income, training and employment opportunities for social-service programs; and

WHEREAS, a growing number of manufacturers, scrap processors and industry trade groups, including the Aluminum Association. the Glass Packaging Institute and the Association of Postconsumer Plastic Recyclers, now support beverage-container deposits as an effective way to meet their recycling and sustainability goals; and

WHEREAS, this legislation provides for the uninterrupted and undiminished funding of the county litter grants program; and

WHEREAS, numerous public-opinion surveys, including the Fall 2009 MTSU Poll and the March 2008 Recycling Survey by UT's Social Science Research Institute, show that more than 80 percent of Tennesseans support a 5-cent deposit on beverage containers with returns to

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redemption centers;

NOW, THEREFORE, BE IT RESOLVED, by the County Legislative Body, meeting in regular session on the 20th day of December, 2010 a quorum being present and a majority voting in the affirmative, that the Greene County Commission supports, and encourages the Tennessee General Assembly to enact, beverage-container deposit legislation similar to that proposed in the 106th General Assembly.

BE IT FURTHER RESOLVED that the County Commission requests that all legislators representing Greene County support the beverage-container deposit legislation similar to that proposed in the 106th General Assembly

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the State Legislators representing Greene County.

Bill Moss
Sponsor

County Mayor

County Clerk

Roger C. Vashley
County Attorney

**RESOLUTION TO RECOMMEND TO THE STATE OF TENNESSEE DEPARTMENT
OF TRASPORTATION THAT THE SPEED LIMIT ON HWY 172 IN NORTHERN
GREENE COUNTY BE SET AT 55 MPH**

WHEREAS, the State of Tennessee Department of Transportation has the sole authority to determine speed limits on State Highways; and

WHEREAS, presently the speed limit for the majority of highway 172 from the Baileyton Municipal Limits to the Greeneville Municipal Limits is 55 miles per hour except for a portions of Hwy 172 that has posted speed limits of either 35 or 45 miles per hour; and

WHEREAS, many of the citizens who live and travel on Highway 172 are dissatisfied with any portion of Highway 172 having a maximum speed limit of less than 55 miles per hour and have requested that the County Commission recommend to the Department of Transportation that it reevaluate and set the speed limit for highway 172 (Baileyton Road) from the Town of Baileyton Municipal Limits to the Town of Greeneville Municipal Limits at 55 miles per hour; and

WHEREAS, after considering the request and considering the topography and the road conditions on Highway 172 the Road Committee unanimously believes that it would be in the best interest of the citizens of Greene County for the posted speed limit be set at 55 miles per hour for the entirety of Highway 172 from the Baileyton Municipal Limits to the Greeneville Municipal Limits.

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body, meeting in regular session on the 20th day of December, 2010, a quorum being present and a majority voting in the affirmative, that recommendation be transmitted to the State of Tennessee

K

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Department of Transportation requesting that the posted speed limit on State Highway 172 be reevaluated and that after such evaluation absent some valid reason existing that the posted speed limit for State Highway 172 be set at 55 miles per hour from the Municipal Limits of the Town of Baileyton to the Municipal Limits of the Town of Greeneville.

Road Committee

Sponsor

County Clerk

County Mayor

County Attorney

Roger C. Voolsey