

**AGENDA**  
**GREENE COUNTY LEGISLATIVE BODY**  
**Tuesday, February 19, 2019**  
**6:00 P.M.**

The Greene County Commission will meet at the Greene County Courthouse on Tuesday, February 19, 2019 beginning at 6:00 p.m. in the Criminal Courtroom (Top Floor) in the Courthouse.

**Call to Order**

- \*Invocation - Commissioner Jason Cobble
- \*Pledge to Flag - Commissioner Josh Kesterson
- \*Roll Call

**Public Hearing**

- Joel Hausser

**Approval of Prior Minutes**

**Reports**

- Financial Report from Board of Education
- Reports from Solid Waste Dept.
- Committee Minutes
- Letter from Erin Evans, Director of Greeneville/Greene county Public Library
- TDEC Public Hearing letter

**Election of Notaries**

**Old Business**

- Denial of Stay at the TN Supreme Court - Clerk & Master Lawsuit

**Resolutions**

- A. A resolution of the Greene County Legislative Body to select a new fixed annuity investment option for the Greene County 457(b) deferred compensation program offered through Nationwide for the FYE June 30, 2019
- B. A resolution to authorize the exercise by the County of certain powers granted to municipalities under T.C.A. §6-2-201(22) and (23) with respect to the regulation of nuisances and other practices detrimental to the inhabitants of the County
- C. A resolution to approve a policy compensating officers with the Greene County Sheriff's Department at a rate of one and one-half their normal hourly wage with regards to hours worked to conduct various Tennessee Highway Safety Office projects within Greene County
- D. A resolution of the Greene County Legislative Body to budget up to \$56,345 in grant revenue and appropriations for the Federal overtime agreement for the fiscal year ending June 30, 2019
- E. A resolution to appropriate \$14,200 for the awarding of the Administration Office of the Courts Courtroom Security Grant for the fiscal year ending June 30, 2019
- F. A resolution to appropriate up to \$109,330 to re-roof the EMS buildings located on Coolidge Street and the Election Commission office located at 218 North Main Street for the fiscal year ending June 30, 2019
- G. A resolution of the Greene County Legislative Body authorizing submission of an application for a Litter and Trash Collection Grant FY 2019-2020 from the Tennessee Department of Transportation and authorizing the acceptance of said grant
- H. A resolution to prohibit further debate or vote on the appeal of the Clerk and Master's salary suit
- I. A resolution to authorize the County Mayor to mediate and settle the salary suit filed by the Clerk & Master, Kay Solomon-Armstrong

Other Business

- Appointment of Eleanor G'Fellers to the Greeneville/Greene County Public Library Board of Directors
- Appointment of Ed Ruch to the Holston River Regional Library Board of Directors
- Appointment of Steve Harbison to the Industrial Development Board

Adjournment

Closing Prayer - Commissioner Brad Peters

**\*\* Deadline for submission of resolutions for the next Commission meeting  
will be March 7<sup>th</sup> at 12:00 pm \*\***

## REGULAR COUNTY COMMITTEE MEETINGS

<b><u>FEBRUARY 2019</u></b>			
MONDAY, FEB 4	3:30 P.M.	EDUCATION COMMITTEE	CENTRAL SCHOOL OFFICE
TUESDAY, FEB 5	3:30 P.M.	PERSONNEL POLICIES COMMITTEE	ANNEX
WEDNESDAY, FEB 6	1:00 P.M.	BUDGET & FINANCE	ANNEX
MONDAY, FEB 11	3:30 P.M.	CABLE FRANCHISE COMMITTEE	ANNEX
TUESDAY, FEB 12	9-11:00 A.M. 1:00 P.M.	CONGRESSMAN ROE'S FIELD REPRESENTATIVE PLANNING	ANNEX ANNEX
SATURDAY, FEB 16	HOLIDAY	CLERK'S OFFICE CLOSED	
MONDAY, FEB 18	HOLIDAY	ALL OFFICES CLOSED	
WEDNESDAY, FEB 197	8:30 A.M.	INSURANCE	ANNEX
TUESDAY, FEB 19	6:00 P.M.	COUNTY COMMISSION	COURTHOUSE
TUESDAY, FEB 26	8:30 A.M.	ZONING APPEALS (IF NEEDED)	ANNEX
<b><u>MARCH 2019</u></b>			
MONDAY, MARCH 4	3:30 P.M.	EDUCATION COMMITTEE	CENTRAL SCHOOL OFFICE
WEDNESDAY, MARCH 6	1:00 P.M.	BUDGET & FINANCE	ANNEX
THURSDAY, MARCH 7	3:30 P.M.	PERSONNEL POLICIES COMMITTEE	ANNEX
TUESDAY, MARCH 12	9-11:00 A.M. 1:00 P.M.	CONGRESSMAN ROE'S FIELD REPRESENTATIVE PLANNING	ANNEX ANNEX
MONDAY, MARCH 18	6:00 P.M.	COUNTY COMMISSION	COURTHOUSE
WEDNESDAY, MARCH 20	3:30 P.M.	HEALTH & SAFETY (DEBRIS ORDINANCE)	COURTHOUSE
TUESDAY, MARCH 26	8:30 A.M.	ZONING APPEALS (IF NEEDED)	ANNEX
WEDNESDAY, MARCH 27	8:30 A.M.	INSURANCE	ANNEX

**\*\*THIS CALENDAR IS SUBJECT TO CHANGE\*\***

## GREENE COUNTY SOLID WASTE

DATE JAN '19	TON	LOADS	BUS.	DEMO	COPPER/ BRASS	PLASTIC	O.C.C.	O.N.P.	ALUM	BATT	USED OIL	TIRE WGT	TIRE COUNT	RADIATOR	IORNY ALUM	FENCE WIRE	TEXTILES
1*		16	14														
2	59.39	4	4	3.51		5220						3.15	275				
3	90.63	33	27	1.25				21080							2880		
4	73.83	23	13	9.34			48440								3060		
5**	25.77																
7	118.23	28	21	2.53					1120								
8	43.16	19	17	6.08		3570									4070		
9	68.21	33	20	0.52											2220		
10	68.56	12	11	3.01													
11	71.49	25	19	2.13			8280								2480		
12**		1	1														
14	130.96	28	21	3.38			5820										
15	45.71	23	20	7.86		3950									2730		
16	53.2	32	20					13910							1320		
17	51.95	14	13	1.35											480		
18	44.81	18	14	1.09	961		7540		856	1843				344	1680		
															1193		
21	107.63	26	15	2.76			5690										
22	32.78	23	20	5.93		2630									1840		
23	52.45	28	17	1.12											1060		
24	48.02	12	11	1.9							180				800		
25	50.7	26	21	0.84			6850								860		
															1600		
28	135.66	30	23	3.27			5330										
29	43.23	16	15	8.97		3850									1680		
30	29.78	14	9	0.68											2160		
31	44.34	32	22	0.71							320				1270		
DEC DIFF							41920								27460	1110	5000
TOTALS	1490.49	516	388	68.23	961	19220	129870	34990	1976	1843	500	3.15	275	344	60843	1110	5000

\* = New Year's Day, closed, but ran some businesses

\*\* = SATURDAY PICKUP

DEC DIFF= amounts collected after December report turned in



# **GREENE COUNTY SOLID WASTE**

FISCAL YEAR '19 JANUARY

TRUCK #	YEAR	MAKE	Beginning Mileage	Ending Mileage	Fuel/gas	Fuel/diesel	Fuel Cost	Miles Traveled	USE
1	2019	MACK	12063	14062		551.816	1560.88	1999	FRONT LOADER
2	2004	MACK	259247	259247		0	0	0	FRONT LOADER
3	2013	F-250	101408	102220		52.461	147.19	812	DEMO/METAL
4	1985	IH DUMP	269030	269235		21.042	61	205	ROCK TRUCK
5	2001	F-150	157131	157753	14.965		27.82	622	CENTER TRUCK
6	1997	F-350	262891	264475		175.332	508.29	1584	SPARE
7	2000	MACK	292076	294094		447.145	1291.72	2018	FRONT LOADER
8	2018	MACK	16138	18526		491.506	1424.89	2388	FL/ RECYCLING
9	2006	MACK	78771	78771				0	ROLL OFF
12	2008	F-250 4 X 4	130896	132701	167.317		324.7	1805	CENTER TRUCK
13	1984	C-10	77327	77342				15	SERVICE
14	2014	MACK	73845	74334		112.677	362.66	489	ROLL OFF
15	2014	MACK	125782	128030		458.598	1329.48	2248	ROLL OFF
16	2014	MACK	45998	46272		57.967	168.05	274	ROLL OFF
17	2014	MACK	63803	66340		521.07	1454.98	2537	ROLL OFF
19	2007	F-250 4 X 4	202437	202449		0	0	12	SERVICE
20	2001	CHEVY VAN	110174	110336	20.523		40	162	VAN INMATES
21	2007	MACK	200000	200000		0	0	0	FRONT LOADER
22	2001	F-350	245576	247819		171.01	495.55	2243	DEMO/Metal
23	2001	MACK	411209	411209		0	0	0	FRONT LOADER
25	2003	F-350	230814	231025		18.897	54.78	211	MAINTENANCE
Shop Fuel					54.584	37.946	214.84		
<b>TOTALS</b>					<b>257.389</b>	<b>3117.467</b>	<b>9466.83</b>	<b>19624</b>	

FL= FRONT LOADER

# GREENE COUNTY SOLID WASTE

## TONS PER DAY

WEEK OF 1/1/19		1/1/2019	1/2/2019	1/3/2019	1/4/2019		1/5/2019
CENTER	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	TOTAL	SAT
AFTON					24.01	24.01	
BAILEYTON				7.96		7.96	
CLEAR SPRINGS			9.15			9.15	
CROSS ANCHOR					4.79	4.79	
DEBUSK					4.87	4.87	
GREYSTONE				6		6	
HAL HENARD					16.44	16.44	
HORSE CREEK				9.09		14.46	5.37
MCDONALD				5.31		5.31	
OREBANK			8.81			8.81	
ROMEO			3.88			3.88	
ST. JAMES				5.24		5.24	
SUNNYSIDE			6.93		6.55	13.48	
WALKERTOWN			5.36			12.07	6.71
WEST GREENE				21.87		21.87	
WEST PINES					5.92	5.92	
CHUCKEY-DOAK						0	
MOSHEIM						0	
WEST GREENE HS						0	
GRAND TOTAL	0	0	34.13	55.47	62.58	164.26	12.08

# GREENE COUNTY SOLID WASTE

## TONS PER DAY

WEEK OF 1/7/19	1/7/2019	1/8/2019	1/9/2019	1/10/2019	1/11/2019	
CENTER	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	TOTAL
AFTON	19.73				22.1	41.83
BAILEYTON	7.19			5.12		12.31
CLEAR SPRINGS						0
CROSS ANCHOR			8.93			8.93
DEBUSK			8.05			8.05
GREYSTONE		8.45				8.45
HAL HENARD	7.96	8.97		13.81		30.74
HORSE CREEK	5.49			7.62		13.11
MCDONALD	6.38			5.03		11.41
OREBANK			7.74			7.74
ROMEO	8.99		5.79			14.78
ST. JAMES	9.12				5.4	14.52
SUNNYSIDE		6.52			8.19	14.71
WALKERTOWN	5.68		7.37			13.05
WEST GREENE	21.55			19.24		40.79
WEST PINES			9.16			9.16
CHUCKEY-DOAK					7.03	7.03
MOSHEIM					10.82	10.82
WEST GREENE HS					7.28	7.28
GRAND TOTAL	92.09	23.94	47.04	50.82	60.82	274.71



## GREENE COUNTY SOLID WASTE

### TONS PER DAY

WEEK OF 1/14/19	1/14/2019	1/15/2019	1/16/2019	1/17/2019	1/18/2019	
CENTER	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	TOTAL
AFTON	17.21				13.19	30.4
BAILEYTON	6.31			4.55		10.86
CLEAR SPRINGS			8.73			8.73
CROSS ANCHOR		7.76			5.41	13.17
DEBUSK	6.6				5.69	12.29
GREYSTONE	7.39			5.01		12.4
HAL HENARD	5.27	7.53		4.83	4.02	21.65
HORSE CREEK	7.75			7.18		14.93
MCDONALD	5.78			2.94		8.72
OREBANK			5.35			5.35
ROMEO	6.82		3.5			10.32
ST. JAMES			6.52			6.52
SUNNYSIDE			8.61			8.61
WALKERTOWN	8.54		5.05			13.59
WEST GREENE	18.46			11.54		30
WEST PINES		8.5			4.18	12.68
CHUCKEY-DOAK						0
MOSHEIM						0
WEST GREENE HS						0
GRAND TOTAL	90.13	23.79	37.76	36.05	32.49	220.22



# GREENE COUNTY SOLID WASTE

## TONS PER DAY

WEEK OF 1/21/19	1/21/2019	1/22/2019	1/23/2019	1/24/2019	1/25/2019	TOTAL	1/26/2019
CENTER	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY		SAT
AFTON	14.63				16.28	30.91	
BAILEYTON	5.58			4.29		9.87	
CLEAR SPRINGS						0	
CROSS ANCHOR			7.02			7.02	
DEBUSK			7.4			7.4	
GREYSTONE		6.86				6.86	
HAL HENARD	13.2			6.17	4.61	23.98	
HORSE CREEK	6.81			6.27		19.82	6.74
MCDONALD	5.08			4.07		9.15	
OREBANK			4.92			4.92	
ROMEO	6.36		4.07			10.43	
ST. JAMES		4.3			4.5	8.8	
SUNNYSIDE		6.15			6.16	12.31	
WALKERTOWN	8.29		4.67			12.96	
WEST GREENE	21.73			14.2		35.93	
WEST PINES			8.22			8.22	
CHUCKEY-DOAK						0	
MOSHEIM						0	
WEST GREENE HS						0	
GRAND TOTAL	81.68	17.31	36.3	35	31.55	208.58	

# GREENE COUNTY SOLID WASTE

## TONS PER DAY

WEEK OF 1/28/19	1/28/2019	1/29/2019	1/30/2019	1/31/2019		
CENTER	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	TOTAL
AFTON	15.79					15.79
BAILEYTON	6.08			3.89		9.97
CLEAR SPRINGS		7.39				7.39
CROSS ANCHOR		6.43				6.43
DEBUSK	7.42					7.42
GREYSTONE	7.34			3.28		10.62
HAL HENARD	6.18	7.3		5.26		18.74
HORSE CREEK	2.86			5.4		8.26
MCDONALD	6.69			2.33		9.02
OREBANK		6.29				6.29
ROMEO	6.84		3.36			10.2
ST. JAMES			5			5
SUNNYSIDE			6.91			6.91
WALKERTOWN	8.56		6.22			14.78
WEST GREENE	25.01			11.45		36.46
WEST PINES	6.72					6.72
CHUCKEY-DOAK						0
MOSHEIM						0
WEST GREENE HS						0
GRAND TOTAL	99.49	27.41	21.49	31.61	0	180

## GREENE COUNTY SOLID WASTE

### TOTALS FOR JANUARY 2019

AFTON	142.94
BAILEYTON	50.97
CLEAR SPRINGS	25.27
CROSS ANCHOR	40.34
DEBUSK	40.03
GREYSTONE	44.33
HAL HENARD	111.55
HORSE CREEK	70.58
MCDONALD	43.61
OREBANK	33.11
ROMEO	49.61
ST. JAMES	40.08
SUNNYSIDE	56.02
WALKERTOWN	66.45
WEST GREENE	165.05
WEST PINES	42.7
CHUCKEY-DOAK	7.03
MOSHEIM	10.82
WEST GREENE HS	7.28
GRAND TOTAL	1047.77



# 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 FEBRUARY 19, 2019 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
1. BRIAN M ALLEN	96 WOODCREST DR GREENEVILLE TN 377450585	423-639-9092	1115 MYERS ST GREENEVILLE TN 377435215	423-639-6063	
2. TERESA E BABB	35 JAY BROOKS ST GREENEVILLE TN 377453001	423-278-6100	124 N MAIN ST GREENEVILLE TN 377434920	423-281-0885	
3. MICHAEL GENE BURNS	30 CAPRI DR GREENEVILLE TN 377453632	423-787-0602	2305 E ANDREW JOHNSON HWY GREENEVILLE TN 377450966	423-636-6081	
4. TRICIA ANN DAVIS	1580 BROWN SPRINGS RD GREENEVILLE TN 37743	423-483-8684	7185 E ANDREW JOHNSON HWY CHUCKEY TN 37641	423-257-2380	
5. LATISHA KILYNN DAVIS	1001 STANBERY CIR GREENEVILLE TN 377456532	423-552-3881	1255 E ANDREW JOHNSON HWY GREENEVILLE TN 377455806	--	
6. STEVEN L. DICK	107 REED AVE GREENEVILLE TN 377434528	423-972-5130	705 PROFESSIONAL PLAZA DR GREENEVILLE TN 377455196	423-636-1800	92B356940
7. DEBRA LYNNE DOUTHAT	290 AILSHIE LANE MOHAWK TN 37810	423-235-4868	290 AILSHIE LANE MOHAWK TN 37810	423 235 4868	
8. RANDALL LAVERNE DUNN	1845 OLD BAILEYTON RD AFTON TN 37616	423-234-0952	1845 OLD BAILEYTON RD AFTON TN 37616	423-234-0952	
9. ANGELA LOIS EBBERT	310 BROWN AVE GREENEVILLE TN 377430915	423-620-7119	110 N COLLEGE ST GREENEVILLE TN 377435608	423-636-6222	
10. KATHY L. GENTRY	820 PAUL BASKETTE RD LIMESTONE TN 37681	423-823-0815	114 SOUTH MAIN STREET GREENEVILLE TN 37743	423-639-6824	
11. JAIME NICOLE GREER	549 CM JONES ROAD GREENEVILLE TN 37745	423 620 0406	1032 W MAIN STREET GREENEVILLE TN 37743	423 638 3530	
12. LANCE ALLAN HARTMAN	275 MCMILLAN RD MOSHIEIM TN 378184307	423-422-4165	3634 E ANDREW JOHNSON HWY GREENEVILLE TN 377451083	423-422-4507	RLI INSURANCE
13. JAMIE LEE JOHNSON	100 PARRISH DRIVE GREENEVILLE TN 37743	423-620-9947	115 EAST DEPOT ST GREENEVILLE TN 37743	423-638-1211	
14. JESSI PANSOCK JONES	88 MAPLE RD MOSHIEIM TN 378184833	423-863-7977	PO BOX 1989 KINGSPORT TN 376621989	423-787-7110	
15. ANGELA MARIE KNIPP	1615 SINKING SPRINGS RD MIDWAY TN 37809	423 823 7419	1190 LONESOME PINE TRAIL GREENEVILLE TN 37745	423 639 7240	
16. SARAH A LAWS	90 HONEYDEW LN GREENEVILLE TN 377433458	423-329-8061	104 W SUMMER ST GREENEVILLE TN 377434923	423-638-4154	
17. CHRISTINE M. LUNSFORD	8705 W ALLENS BRIDGE RD GREENEVILLE TN 377438379	423-823-1218	114 W SUMMER ST GREENEVILLE TN 377434924	423-638-2121	
18. AMANDA JOY MARTIN	3855 JOHN GRAHAM RD GREENEVILLE TN 37745	423-278-0453	7185 E ANDREW JOHNSON HWY CHUCKEY TN 37641	257-2380	
19. KRISTY L MAYS	4895 WHITEHOUSE RD GREENEVILLE TN 377458824	423-639-6596	100 COX CIR GREENEVILLE TN 377436976	423-638-3111	WILTON CHAPMAN REBECCA MOYER
20. JOHN WILLIAM MCINTURFF JR	1825 MOORE AVE GREENEVILLE TN 37745	639 9044	237 W SUMMER ST GREENEVILLE TN 37745	639-5171	

*John Douthat*  
SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

2-5-19

DATE



# 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 FEBRUARY 19, 2019 MEETING OF THE GOVERNING BODY:

NAME	HOME ADDRESS	HOME PHONE	BUSINESS ADDRESS	BUSINESS PHONE	SURETY
21. KIMBERLIE BETH MCNEESE	240 MAYOR AVE GREENEVILLE TN 37743	423 620 8366	114 S MAIN ST GREENEVILLE TN 37743	423 639 6824	
22. RANDALL C NICHOLS	253 JENNIFER ST GREENEVILLE TN 377456320	423-638-4086	523 TUSCULUM BLVD GREENEVILLE TN 377453934	423-798-9161	
23. KIMBERLY M PRUITT	140 FAIRVIEW RD AFTON TN 376165002	423-620-4403	1115 MYERS ST GREENEVILLE TN 377435215	423-639-6063	
24. CANDIDA SPILLMAN	150 STILLS RD GREENEVILLE TN 377437175	423-470-1579	1309 S JOHN B DENNIS HWY KINGSPORT TN 37605445	423-378-1900	
25. KARON E STOUT	211 W SUMMER ST STE 1 GREENEVILLE TN 377434925	423-620-5709	211 W SUMMER ST STE 1 GREENEVILLE TN 377434925	423-639-8171	
26. BRENDA RENNERT WEST	317 BIRD CIRCLE GREENEVILLE TN 37743	423-608-0123	615 W. MAIN STREET GREENEVILLE TN 37743	423-638-6971	

*Doris Bryant*  
SIGNATURE

CLERK OF THE COUNTY OF GREENE, TENNESSEE

2-5-19

DATE

**A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY TO SELECT A  
NEW FIXED ANNUITY INVESTMENT OPTION FOR THE GREENE COUNTY 457(b)  
DEFERRED COMPENSATION PROGRAM OFFERED THROUGH NATIONWIDE  
FOR THE FYE JUNE 30, 2019**

**WHEREAS**, on November 7<sup>th</sup>, 2018, Greene County was informed by Nationwide that there will be a change to the Guaranteed Minimum Interest Rate of the fixed annuity contract currently available in the Greene County 457(b) Deferred Compensation Program (Plan); and;

**WHEREAS**, Greene County was provided three (3) options as a replacement investment for the current fixed annuity contract that carries a Guaranteed Minimum Interest Rate of three and one-half percent (3.5%) through December 31<sup>st</sup>, 2018; and

**WHEREAS**, Option 1 would amend the current Plan to lower the current Guaranteed Minimum Interest Rate on all account balances as of December 31<sup>st</sup>, 2018 and all new contributions on the following schedule

<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>
3.5%	3.0%	2.5%	2.0%	1.0%	0.5%

and;

**WHEREAS**, Option 2 mirrors Option 1 with the addition of increasing the exchange and transfer limit from 20% to 40% for each participant and;

**WHEREAS**, Option 3 will take all account balances existing on December 31<sup>st</sup>, 2018 in the current fixed annuity contract and maintain the current three and one-half percent (3.5%) Guaranteed Minimum Interest Rate, contributions made after December 31<sup>st</sup>, 2018 WILL NOT be included and;

**WHEREAS**, contributions made after December 31<sup>st</sup>, 2018 under Option 3 will fall into one of two sub-options

- A. Continue to offer Nationwide Fixed Contract. This contract will be established with an initial Crediting Rate 1.2% and a 0.5% Guaranteed Minimum Interest Rate (the difference in the Crediting Rate and Guaranteed Minimum Interest Rate is the Guaranteed Minimum Interest Rate is the minimum rate established under the contract and is meant to act as the floor, meaning regardless of market conditions or investment

A

**A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY TO SELECT A  
NEW FIXED ANNUITY INVESTMENT OPTION FOR THE GREENE COUNTY 457(b)  
DEFERRED COMPENSATION PROGRAM OFFERED THROUGH NATIONWIDE  
FOR THE FYE JUNE 30, 2019**

performance, participants with assets in the Contract will not receive less than the  
Guarantee.)

B. Utilize the Program's existing Default Investment Alternative (DIA). and;

**WHEREAS**, If the Participant does not elect a new investment to replace the Fixed option, it  
will be treated as if no investment direction has been given and the Default Investment  
Alternative (DIA) will be used for future contributions and;

**WHEREAS**, *As the Program sponsor, Greene County has the responsibility to make decisions  
on behalf of the Program regarding products and features available to our participants and;*

**WHEREAS**, Nationwide has requested that Greene County respond by December 27<sup>th</sup> 2018  
and;

**WHEREAS**, it is the recommendation of the Insurance Committee that Greene County adopt  
Option 3, sub-option B as the replacement investment plan and;

**WHEREAS**, once the selection has been made, Greene County notify all active participants of  
the Program of the decision and recommend that all impacted (only those with investments in the  
fixed annuity plan) contact Nationwide to inform them of their investment preference(s) and;

**NOW, THEREFORE, BE IT RESOLVED**, by the Greene County Legislative Body meeting  
in regular session on February 19<sup>th</sup>, 2019 a quorum being present and a majority voting in the  
affirmative, that the Greene County Legislative Body selects Option 3(b) being offered by  
Nationwide as the replacement investment offering in the Greene County 457(b) Deferred  
Compensation Program:

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

\_\_\_\_\_  
Insurance Committee  
Sponsor

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

\_\_\_\_\_  
*Robert E. J. [Signature]*  
County Attorney



**RESOLUTION TO AUTHORIZE THE EXERCISE BY THE COUNTY OF CERTAIN POWERS GRANTED  
TO MUNICIPALITIES UNDER T.C.A. § 6-2-201(22) AND (23) WITH RESPECT TO THE  
REGULATION OF NUISANCES AND OTHER PRACTICES DETRIMENTAL TO THE INHABITANTS  
OF THE COUNTY**

**WHEREAS**, the General Assembly, in passing Chapter 627 of the Public Acts of 2002 and Chapter 57 of the Public Acts of 2003, amended T.C.A. § 5-1-118 to expand the ability of counties to exercise certain municipal powers in relation to the regulation of nuisances and other practices detrimental to the inhabitants of the county as outlined in T.C.A. § 6-2-201(22) and (23); and,

**WHEREAS**, the Greene County Legislative Body has determined that it would be beneficial to the citizens and residents of Greene County to adopt these regulatory authorities and general police powers; and,

**WHEREAS**, T.C.A. § 5-1-118(c) requires that any county desiring to exercise these powers must adopt a resolution by two-thirds vote of its legislative body in order to do so and must subsequently adopt any such regulations also by a two-thirds majority;

**NOW, THEREFORE BE IT RESOLVED**, by the Greene County Legislative Body, meeting in regular session on this 19th day of February, 2019 at Greeneville, Tennessee, a quorum being present and a two-thirds majority of the Greene County Legislative Body voting in the affirmative that;

**SECTION 1.** Pursuant to the directives of T.C.A. § 5-1-118(c), the Greene County Legislative body, hereby expresses its intent that Greene County be authorized to exercise those powers granted to municipalities under T.C.A. § 6-2-201(22) and (23). Such powers are described by law as the ability to:

- (22) Define, prohibit, abate, suppress, prevent and regulate all acts, practices, conduct, businesses, occupations, callings, trades, uses of property and all other things whatsoever detrimental, or liable to be detrimental, to the health, morals, comfort, safety, convenience or welfare of the inhabitants of the county (only in the unincorporated areas), and exercise general police powers; and
- (23) Prescribe limits within which business occupations and practices liable to be nuisances or detrimental to the health, morals, security or general welfare of the people may lawfully be established, conducted or maintained.

**SECTION 2.** The exercise of such powers by Greene County shall be in accordance with all limitations provided in T.C.A. § 5-1-118. Such authority shall only be exercised in the unincorporated areas of the county. Such authority shall not apply to those activities, businesses or uses of property and business occupations and practices which are exempted from regulation by T.C.A. § 5-1-118(c)(2).

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B.



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# County Technical Assistance Service

Published on e-Li (<http://eli.ctas.tennessee.edu>)

February 02, 2019

## Powers to Prevent and Abate Nuisances

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Dear Reader:

The following document was created from the CTAS electronic library known as e-Li. This online library is maintained daily by CTAS staff and seeks to represent the most current information regarding issues relative to Tennessee county government.

We hope this information will be useful to you; reference to it will assist you with many of the questions that will arise in your tenure with county government. However, the *Tennessee Code Annotated* and other relevant laws or regulations should always be consulted before any action is taken based upon the contents of this document.

Please feel free to contact us if you have questions or comments regarding this information or any other e-Li material.

Sincerely,

The University of Tennessee  
County Technical Assistance Service  
226 Capitol Blvd. Suite 400  
Nashville, TN. 37219  
615-532-3555 phone  
615-532-3699 fax  
[ctas@tennessee.edu](mailto:ctas@tennessee.edu)  
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## Powers to Prevent and Abate Nuisances

**Reference Number:** CTAS-563

In 2002, the General Assembly amended a part of the County Powers Act to authorize counties without zoning to exercise the certain regulatory powers granted to municipalities under T.C.A. § 6-2-201(22) and (23). T.C.A. § 5-1-118. The powers are described in the law as the ability to:

- Define, prohibit, abate, suppress, prevent and regulate all acts, practices, conduct, businesses, occupations, callings, trades, uses of property and all other things whatsoever detrimental, or liable to be detrimental, to the health, morals, comfort, safety, convenience or welfare of the inhabitants of the municipality, and exercise general police powers; and
- Prescribe limits within which business occupations and practices liable to be nuisances or detrimental to the health, morals, security or general welfare of the people may lawfully be established, conducted or maintained. T.C.A § 6-2- 201(22) and (23).

The next year, the General Assembly revisited the statute and expanded its application to allow all counties the ability to use these powers after adoption of a local resolution by a two-thirds (2/3) vote of the county legislative body.

Limitations on the Exercise of Regulatory Authority. While this new authority is a broad expansion of county regulatory power, the grant of authority came with several restrictions. The exercise of these powers by counties is limited in a number of ways by both the statute itself and the state and federal constitutions.

## Local Adoption

**Reference Number:** CTAS-564

Even though all counties are eligible to exercise the powers in T.C.A. § 6-2-201(22) and (23), a county may not pass any such regulations pursuant to that authority unless it first adopts those powers by a resolution passed by a two-thirds (2/3) majority of the county legislative body. Also, Chapter 57 of the Public Acts of 2003 clarified that the county must not only pass such a resolution by a two-thirds (2/3) majority but also must pass any subsequent regulations by a two-thirds (2/3) majority. T.C.A. § 5-1- 118.

## Jurisdiction

**Reference Number:** CTAS-565

By law, the authority granted to counties by T.C.A. § 5-1-118(c) may be exercised only in the unincorporated areas of the county. Additionally, the law states that it should not be construed to allow any county to prohibit or in any way impede any municipality in exercising any lawful municipal power or authority.

## Exempted Activities

**Reference Number:** CTAS-566

The law also exempts certain businesses and practices from regulation. The powers conferred upon counties by T.C.A. § 5-1-118(c) do not apply to the following activities, which are regulated under other provisions of general law:

- Sale of beer and alcoholic beverages;
- Wholesale of beer;
- Surface mining; production of oil and gas;
- Activities covered by environmental protection laws and regulations dealing with air pollution, atomic energy, solid waste disposal and management, landfills, hazardous waste management, petroleum underground storage, oil spill cleanup, dry cleaning, water, wastewater and sewerage;
- Water management;
- Wells; and
- Dams.



Additionally, T.C.A. § 5-1-118(b) provides that counties may not use these powers to prohibit or regulate normal agricultural activities.

## Grandfathered Uses

**Reference Number:** CTAS-567

In T.C.A. § 5-1-118(c)(3), the law provides further that all court decisions and statutory laws relating to variances and nonconforming uses applicable to zoning ordinances and land use controls shall apply to the enforcement and exercise of these new regulatory powers. For example, if a county determined that the sound of planes taking off and landing at an airport could potentially be a nuisance to surrounding residential properties and passed a regulation prohibiting the location of an airport within one-half mile of a residential property, this regulation may limit the location of future airports in the county, but an airport that was in existence at the time the regulation was passed that violated the distance rule would be allowed to continue to operate as a pre-existing nonconforming use.

## Constitutional Limitations

**Reference Number:** CTAS-568

As with all government action, regulations passed under this new authority must be both written and enforced in such a manner that they do not violate the constitutional rights of people affected by the regulations. For example, the county could not pass a regulation that prohibited passing out literature of a political nature. This would obviously violate a citizen's First Amendment right to freedom of speech.

The county could not pass regulations prohibiting religious ceremonies or the ownership of guns. The regulations could not discriminate on the basis of race, gender, or other protected classes. These limits are obvious. Issues that are more likely to arise would involve challenges that a regulation resulted in taking property without just compensation or failed to provide due process. If the regulation is so burdensome on a property owner that the owner can no longer get use, enjoyment, or value out of the property, a court may find that the regulation effectively "took" the value of the property from the owner without providing compensation. In that case, the regulation may be struck down, or the county may be required to compensate the injured property owner. Due process problems may arise if citizens are not provided a means to dispute or appeal a penalty under the regulation. Part of providing due process in a regulation also involves giving the public adequate notice of the regulation. This standard of adequate notice requires a regulation to be clear in its language and application so that those affected understand the regulation. If a county regulation is so vague that the public cannot ascertain what conduct is regulated or how it is regulated, it may be struck down as unconstitutional.

## Enforcement

**Reference Number:** CTAS-569

The laws passed in 2002 and 2003 did not include any specific provisions regarding how these new regulatory powers would be enforced. Therefore, enforcement will fall under existing statutory authority. As part of the original "County Powers Act," the legislature passed T.C.A. §§ 5-1-121 and 5-1-123. These statutes authorize enforcement of county regulations by monetary penalties and direct that the general sessions court is the proper venue for enforcement of the regulations. In T.C.A. § 5-1-121, the legislature provided that the penalties for violation could be up to \$500 per violation; however, subsequent court decisions probably place limits on this monetary penalty. See *Chattanooga v. Davis*, 54 S.W.3d 248 (Tenn. 2001). According to the Tennessee Supreme Court in that case, a punitive fine levied by a local government cannot exceed \$50 unless the defendant is allowed to have a jury trial. Higher fines could be enforced if they are remedial in nature rather than punitive, but this distinction is difficult to make. Therefore, a county should generally limit monetary penalties to \$50 or less per violation. Penalty provisions of any regulations should be carefully considered by the county attorney. The county attorney should also be involved in the development of any regulations as he or she will most likely be involved in enforcing the regulations and defending any legal challenges to the regulations. Attorney General's Opinion 03-024 states that ordinances or regulations passed under T.C.A. 5-1-118(c) are to be enforced by a civil lawsuit brought on behalf of the county. The attorney general further opined that since the statutory scheme does not designate a specific officer to prosecute ordinance violations, it appears that suits to enforce a regulation would be brought by the county attorney.

## Other Methods of Enforcement

Reference Number: CTAS-2179

In addition to the authority granted to counties by the County Powers Act, counties may also file suit to abate nuisances pursuant to T.C.A. § 29-3-101 *et seq.* Under this set of statutes, petitions can be brought in the name of the state, upon relation of the attorney general and reporter, or any district attorney general, or any city or county attorney, or without the concurrence of any such officers, upon the relation of ten (10) or more citizens and freeholders of the county wherein such nuisances may exist. T.C.A. § 29-3-102.

The court is authorized to issue a temporary injunction during the proceedings and if the court finds that a nuisance exists at the conclusion of the case, the court will issue an order of abatement. T.C.A. §§ 29-3-105, 110. As part of the order of abatement, the court may assess costs of public services required to abate or manage the nuisance, including, but not limited to, law enforcement costs, if any, caused by the public nuisance. The governmental entity must submit evidence of such costs to the court in order to be reimbursed. T.C.A. § 29-3-110.

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Source URL: <http://eli.ctas.tennessee.edu/reference/powers-prevent-and-abate-nuisances>



**RESOLUTION TO APPROVE A POLICY COMPENSATING OFFICERS  
WITH THE GREENE COUNTY SHERIFF'S DEPARTMENT AT A RATE  
OF ONE AND ONE-HALF TIMES THEIR NORMAL HOURLY WAGE  
WITH REGARDS TO HOURS WORKED TO CONDUCT VARIOUS  
TENNESSEE HIGHWAY SAFETY OFFICE PROJECTS WITHIN  
GREENE COUNTY**

**WHEREAS**, the Greene County Sheriff's Office personnel prepares and submit annual applications to the Tennessee Highway Safety Office under the guidance of the Tennessee Department of Safety and Homeland Security to receive funds to conduct various THSO law enforcement projects within Greene County, and

**WHEREAS**, the Greene County Sheriff's Office has administered the Tennessee Highway Safety Office grant since 2014 utilizing the funds over the years as directed by THSO to conduct speed enforcement patrol; alcohol enforcement patrol/sobriety checkpoints; multiple violations enforcement patrol; sobriety checkpoints/saturation patrols; impaired driving patrol; and other traffic offenses such as speeding and/or distracted driving; and

**WHEREAS**, the Greene County Sheriff's Office actively participates in all THSO safety campaigns, sobriety checkpoints, network meetings, and assist the Tennessee Highway Patrol with DUI checkpoints as requested, and all GCSO officers conducting the saturation patrols and checkpoints are certified in the Standardized Field Sobriety Testing (SFST), and

**WHEREAS**, in order to incentivize Greene County Sheriff's Department officers to volunteer and work on projects as directed and paid for by the Tennessee Highway Safety Office in addition to working their regular shifts with the Sheriff's Department, it would appear that these officers who volunteer should be paid at the rate of one and one half hours for each hour worked with all funds to pay these officers coming from the grant funding provided by the Tennessee Highway Safety Office

**WHEREAS**, after passage of this resolution and upon approval of the Sheriff, all GCSO officers may be compensated one and one half times their regular rate of pay exclusive of their regularly scheduled 28 day work period while conducting projects and patrols utilizing THSO grant funds.

**NOW THEREFORE BE IT RESOLVED** that the Greene County Commissioners meeting in regular session on the 19<sup>th</sup> day of February, 2019, a quorum being present and a majority voting in the affirmative, that, subject to the approval of the Sheriff, all law enforcement officers who work on THSO projects (in addition to working their regular shifts for the Sheriff's Department) shall receive compensation at one and one half times their regular rate of pay from THSO grant funds.

C.

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



This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Law Enforcement Committee  
Sponsor

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

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

Roger A. Woolsey  
County Attorney

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

**A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY TO  
BUDGET UP TO \$56,345 IN GRANT REVENUE AND APPROPRIATIONS  
FOR THE FEDERAL OVERTIME AGREEMENTS FOR THE FISCAL YEAR  
ENDING JUNE 30, 2019**

**WHEREAS**, the Greene County Sheriff's Department has reached agreements with the Federal Government for the High Intensity Drug Trafficking Areas program, the Transitional Organized Crime Western Hemisphere Task Force, and the Organized Crime Drug Enforcement Task Forces programs and;

**WHEREAS**, these agreements will allow for overtime reimbursements of up to fifty-six thousand three hundred forty-five dollars (\$56,345) and;

**WHEREAS**, the Greene County Sheriff's department will adjust the budget on a quarterly basis to equal the amount requested for reimbursement and;

**NOW, THEREFORE**; be it resolved by the Greene County Legislative Body meeting in regular session this 19<sup>th</sup> day of February, 2019, a quorum being present and a majority voting in the affirmative, that the General Fund – Fund #101 budget be amended as follows:

**INCREASE BUDGETED REVENUES**

47250	Law Enforcement Grants	\$ 56,345
	<b>Total Increase in Revenue</b>	<b>\$ 56,345</b>

**INCREASE BUDGETED APPROPRIATIONS**

54110	SHERIFF'S DEPARTMENT	
187	Overtime	\$ 56,345
	<b>TOTAL INCREASE IN APPROPRIATIONS</b>	<b>\$ 56,345</b>

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

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

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

\_\_\_\_\_  
Sponsor

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



**A RESOLUTION TO APPROPRIATE \$14,200 FOR THE AWARDING OF THE  
ADMINISTRATION OFFICE OF THE COURTS COURTROOM SECURITY GRANT  
FOR THE FISCAL YEAR ENDING JUNE 30, 2019**

**WHEREAS**, the Circuit Court has applied for and has been awarded a grant to design and install a video arraignment system to help alleviate the OT incurred to transports, search, and monitor the inmates awaiting arraignment each day and;

**WHEREAS**, the estimated cost of the project is \$15,715 and contains a 10% matching provision from the recipient that was approved by the Greene County Legislative Body during the September 2018 regular meeting and;

**WHEREAS**, this project has been determined to be in the best interest of the citizens of Greene County and supported by the Sessions Court Judge, Circuit Court Clerk, and Supervisor of Courtroom Security and.

**NOW, THEREFORE**; be it resolved by the Greene County Legislative Body meeting in regular session this 19<sup>th</sup> day of February, 2019, a quorum being present and a majority voting in the affirmative, that the budget be amended as listed below.

**INCREASE IN REVENUE:**

46290	OTHER PUBLIC SAFETY GRANTS	<u>\$ 14,200</u>
<b>TOTAL INCREASE TO ESTIMATED REVENUES</b>		<u><u>\$ 14,200</u></u>

**INCREASE IN APPROPRIATIONS:**

53100	CIRCUIT COURT	
708	Communication Equipment	<u>\$ 14,200</u>
<b>TOTAL INCREASE IN APPROPRIATIONS</b>		<u><u>\$ 14,200</u></u>

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

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

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

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

E.



**A RESOLUTION TO APPROPRIATE UP TO \$109,330 TO RE-ROOF THE EMS  
BUILDINGS LOCATED ON COOLIDGE STREET AND THE ELECTION  
COMMISSION OFFICE LOCATED AT 218 NORTH MAIN STREET FOR THE FISCAL  
YEAR ENDING JUNE 30, 2019**

**WHEREAS**, the roofs at the Greene County EMS buildings located on Coolidge Street and the Greene County Election Commission located on 218 North Main Street have been determined to be in need of replacement and;

**WHEREAS**, the winning bid for the EMS buildings totaled sixty-six thousand two hundred thirty dollars (\$66,230) with three thousand dollars (\$3,000) identified as the contingency allowance and;

**WHEREAS**, the winning bid for the Election Commission building totaled forty-three thousand one hundred dollars (\$43,100) with three thousand dollars (\$3,000) identified as the contingency allowance and:

**DECREASE IN APPROPRIATIONS:**

91190	OTHER GENERAL GOVERNMENT PROJECTS	
799	Other Capital Outlay	\$ 109,330
<b>TOTAL DECREASE IN APPROPRIATIONS</b>		<b>\$ 109,330</b>

**INCREASE IN APPROPRIATIONS**

91190	OTHER GENERAL GOVERNMENT PROJECTS	
707	Building Improvements	\$ 109,330
<b>TOTAL INCREASE IN APPROPRIATIONS</b>		<b>\$ 109,330</b>

**NOW, THEREFORE, BE IT RESOLVED**, by the Greene County Legislative Body meeting in a regular session on February 19<sup>th</sup>, 2019 a quorum being present and a majority voting in the affirmative, that an expenditure of up to one hundred-nine thousand three hundred thirty dollars (\$109,330) be authorized from the Capital Projects Fund - #171 to make the necessary repairs:

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

\_\_\_\_\_  
John Waddle  
Sponsor

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

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

*F.*

**A RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY AUTHORIZING  
SUBMISSION OF AN APPLICATION FOR A LITTER AND TRASH COLLECTION  
GRANT FY 2019-2020 FROM THE TENNESSEE DEPARTMENT OF  
TRANSPORTATION AND AUTHORIZING THE ACCEPTANCE OF SAID GRANT**

WHEREAS, the Greene County Mayor's Office intends to apply for the aforementioned grant, during the 2019-2020 fiscal year, from the Tennessee Department of Transportation; and

WHEREAS, the contract for the grant will impose certain legal obligations upon the County Mayor's Office.

NOW, THEREFORE BE IT RESOLVED:

1. That the County Mayor's Office is authorized to apply on behalf of Greene County for a litter and trash collection grant from the Tennessee Department of Transportation.
2. That should said application be approved by the Tennessee Department of Transportation, then the County Mayor's Office is authorized to execute contracts or other necessary documents, which may be required to signify acceptance of the litter and trash collecting grant by Greene County.

The County Legislative Body meeting in regular session on Tuesday, February 19th, 2019, a quorum being present and a majority voting in the affirmative hereby approves this resolution.

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

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

The Budget & Finance Co.  
Sponsors

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

G.

**A RESOLUTION TO PROHIBIT FURTHER DEBATE OR VOTE ON THE  
APPEAL OF THE CLERK AND MASTER'S SALARY LAWSUIT**

WHEREAS, on August 20, 2018 the Greene County Legislative Body, meeting in regular session voted to authorize the County Attorney *Pro-tem* to appeal the Chancellor's decision providing additional staffing for the Clerk and Master's Office; and

WHEREAS, a Resolution was presented to the Greene County Legislative Body seeking to rescind/reconsider the previous resolution authorizing an appeal from the Chancellor's decision granting the Clerk and Master additional staffing; and

WHEREAS, that Resolution to rescind/reconsider was fairly debated at the regularly scheduled Legislative Body meeting on September 17, 2018 and further discussed at a called meeting of the Legislative Body on September 24, 2018 wherein after much debate and consideration the Greene County Legislative Body voted 13 to 7 not to rescind/reconsider the Resolution to appeal, which continued the previously authorized appeal of the Chancellor's decision in the Clerk and Master's lawsuit; and

WHEREAS, now for a third time, a Commissioner is seeking to authorize the County Mayor to mediate and settle the Clerk and Master's lawsuit against Greene County, which the sponsor of this Resolution believes to be out of Order in that the previous Resolution to reconsider/rescind has already been voted on by the Greene County Legislative Body, that the sponsor of the resolution seeking to mediate was not on the prevailing side of the previous vote and that continued legal action and work on the appeal has taken place following that vote and funds has been expended which makes the Resolution to mediate out of order; and

H.

**Roger A. Woolsey**  
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Greeneville, TN 37745  
Phone: 423/798-1779  
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WHEREAS, any further consideration of the Greene County Legislative Body's decision to appeal would not be in order and should not be permitted.

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 19<sup>th</sup> day of February, 2019 a quorum being present and a majority is voting in the affirmative that any further Resolution or Motion to reconsider/rescind or take in other action contrary to the previous action of the Greene County Legislative Body to appeal the Chancellor's decision of the Clerk and Master's Lawsuit is out of Order and should be prohibited.

Teddy Lawing  
Sponsors

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

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

Roger A. Woolsey  
County Attorney

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

**A RESOLUTION TO AUTHORIZE THE COUNTY MAYOR TO  
MEDIATE AND SETTLE THE SALARY SUIT FILED BY THE CLERK  
& MASTER, KAY SOLOMON-ARMSTRONG**

WHEREAS, Suzanne S. Cook was previously appointed as County Attorney *Pro-Tem* to represent Greene County in the civil action filed against Greene County by Kay Armstrong, Clerk and Master, styled Kay Solomon Armstrong v. Greene County; and

WHEREAS, after a four day trial before Chancellor John Rambo, who heard the case by interchange, the Court granted Ms. Armstrong part of the relief she sought of increased staffing for her office; and

WHEREAS, the Greene County Legislative Body, meeting in a regular session on August 20, 2018 authorized and directed Suzanne S. Cook, County Attorney *Pro-Tem* to appeal the Court's ruling granting Ms. Armstrong additional staffing in the above referenced salary suit brought by the Clerk and Master, Kay Solomon-Armstrong.

WHEREAS, the Greene County Legislative Body, meeting in a called session on September 24, 2018 considered a resolution sponsored by Jason Cobble to rescind/reconsider the resolution directing that an appeal be taken; however that resolution failed by a 16-5 vote and the Commission directed that the appeal of the court decision in the Clerk and Master's salary suit to continue; and

WHEREAS, Dr. Clifford Bryant who voted against appealing the Judgment rendered by Chancellor Rambo now desires to grant to the County Mayor the authority to mediate and settle the lawsuit.

I

NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative  
Body meeting in regular session on the 19<sup>th</sup> day of February, 2019, a quorum being  
present and a majority voting in the affirmative to authorize the County Mayor to  
mediate and settle the salary suit filed by the Clerk and Master Kay Solomon-  
Armstrong.

Clifford Bryant  
Sponsors

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

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

Roger A. Woolsey  
County Attorney

**Roger A. Woolsey**  
County Attorney  
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