## AGENDA

# GREENE COUNTY LEGISLATIVE BODY 

Monday, July 15, 2019
6:00 P.M.

The Greene County Commission will meet at the Greene County Courthouse on Monday, July 15 , 2019
beginning at $6: 00 \mathrm{p.m} .\mathrm{in} \mathrm{the} \mathrm{Criminal} \mathrm{Courtroom} \mathrm{(Top} \mathrm{Floor)} \mathrm{in} \mathrm{the} \mathrm{Courthouse}$.

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Call to Order
    *Invocation - Commissioner Jason Cobble
    *Pledge to Flag - William Dixon, Black Knight super fan
    *Roll Call
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Proclamation

- Proclamation for Human Trafficking Awareness Week

Public Hearing on Resolution C (rezoning of Jose Vazquez property) Public Hearing

1. Joel Hausser
2. Mattie Zarpentine
3. Lonnie Tucker
4. Stewart Kilgore
5. Dorn Kilday
6. Buck Garland
7. Nathan Hudson
8. Michelle Hudson
9. Jeremiah Schofield
10. Jamie Tilson
11. Michael McFarland
12. Allen Shelton
13. Amanda Johnson
14. Karen Roberts
15. Brenda McGhee
16. Buffy Seaton
17. Travis Swift
18. Paul Oakes
19. Grace Tanner
20. Rebecca Pounders
21. Nicolas Garland
22. Angela McGhee
23. Stephan Platt
24. Angela Ramsey
25. Kenneth Stachowski
26. Lena Kendrick-Dean
27. Eric Hicks
28. Lloyd Morris
29. Clem Allison
30. Michael Johnson
31. Billy Brown
32. Tammy Whitehead
33. Kathleen Copeland
34. Paul Bilecki
35. Art Gillen

Approval of Prior Minutes

## Reports

- Financial Report from Board of Education
- Reports from Solid Waste Dept.
- Committee Minutes
- Annual Financial Reports from Register of Deeds Office, Circuit Court, General Sessions
- Highway Department Inventory Report


## Old Business

Election of Notaries

## Resolutions

A. A resolution of Greene County, Tennessee, declaring Greene County, Tennessee, a Second Amendment Sanctuary County
B. A resolution of the Legislative Body of Greene County, Tennessee requesting that the Tennessee General Assembly and the United States Congress support and protect the rights of its citizens under the Second Amendment to keep and bear arms
C. A resolution to rezone certain territory owned by Jose Vasquez from A-1, General Agriculture District to B-2, General Business District within the unincorporated territory of Greene County, Tennessee
D. A resolution of the Greene County Legislative Body to request that the Tennessee Emergency Communications Board propose and recommend to the General Assembly increasing the 911 surcharge rates and modify the formula presently used to distribute revenues received from the surcharge to the 911 Districts
E. A resolution to amend the rule regarding public comment during Greene County Legislative Body public meetings

Other Business

- Appointment of Commissioner Josh Kesterson to serve on the 911 Board of Directors to replace Bill Brown who resigned on June 24, 2019
- Greene County, TN Debt Management Policy

Adjournment
Closing Prayer - Commissioner Bill Dabbs
** Deadline for submission of resolutions for the next Commission meeting will be August $8^{\text {th }}$ at 4:30 pm **
**THE NEXT COUNTY COMMISSION MEETING WILL BE MONDAY, August 19, 2019**



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TUESDAY, JULY 23
MONDAY, JULY 22
THURSDAY, JULY 18
WEDNESDAY, JULY 17
MONDAY, JULY 15





## PROCLAMATION FOR HUMAN TRAFFICKING AWARENESS WEEK

WHEREAS, human trafficking is the recruitment, harboring, transportation, provision or obtaining of a person for the purpose of a commercial sex act or labor services through the use of force, fraud or coercion, or in which the person induced to perform such acts has not attained 18 years of age; and
WHEREAS, human trafficking is a $\$ 32$ billion a year global criminal enterprise and is the second fastest growing criminal industry, just behind drug trafficking; and

WHEREAS, the United States is a major destination for international trafficking victims with 14,000 to 18,000 people trafficked annually in the U.S.; and

WHEREAS, in Tennessee, the number of sex trafficking tips involving a minor has increased by almost 200 percent from 2016 to 2018, and since 2016, there have been more than 150 human sex trafficking investigations opened; and

WHEREAS, human trafficking victims may be of any age, gender, race or background and the most vulnerable are victims of child abuse, runaway youth, people without homes and victims of domestic violence, conflict or social discrimination; and

WHEREAS, the average of entry into sex trafficking is 13 years old; and
WHEREAS, the Trafficking Protection Act of 2000 criminalized human trafficking at the federal level; and

WHEREAS, in January 2019 the Tennessee Department of Health recognized human trafficking as a public health concern as it directly relates to incidence of unplanned pregnancies, increased risk of sexually transmitted infections, involvement in unhealthy relationships, and partnered with the Tennessee Bureau of Investigations "It Has To Stop" campaign; and

WHEREAS, dedicating a week to promote education, resources and community efforts will provide Tennesseans with the knowledge to identify and prevention human trafficking.

NOW, THEREFORE, be it resolved that I, Kevin C. Morrison, Mayor of Greene County and the 21 members of the County Commission, do hereby proclaim the week of July 29 - August 3, 2019 as Human Trafficking Awareness Week in Greene County, Tennessee and encourage all citizens to join me in this worthy observance.

THIS THE $15^{\text {th }}$ DAY OF JULY, 2019


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Greene Co General Sessions Court

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NOTARY PUBLIC DURING THE JULY 15， 2019 MEETING OF THE GOVERNING BODY： THE SECRETARY OF STATE THAT THE FOLLOWING WERE ELECTED TO THE OFFICE OF



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## RESOLUTION OF GREENE COUNTY, TENNESSEE, DECLARING GREENE COUNTY, TENNESSEE, A SECOND AMENDMENT SANCTUARY COUNTY

WHEREAS, the vast majority of the citizens of Greene County, Tennessee and the Greene County Board of Commissioners state and accept as true the following:

1. The Declaration of Independence states that people are "endowed by their Creator with certain unalienable rights, to secure these rights, Governments are instituted among men, deriving their just powers from the consent of the governed".
2. John Adams wrote in 1A Dissertation on the Canon and Feudal Law (1765): "I say Rights, that cannot be repealed or restrained by human laws, Rights derived from the Great Legislature of the universe".
3. Natural Law Rights, given to each of us by our Creator are the basis of our Constitution by which they are protected and secured to each of us. Natural Law Rights, including that of self-protection; NOT given or granted by, but are guaranteed by our laws, our history, and our traditions.
4. It is the natural tendency of civil government to expand beyond the limits of its rightful Constitutional authority and to usurp powers which have not been given to it through the delegated consent of the governed.
5. Whenever the uses of government are perverted, individual sovereignty is overly endangered or threatened and all other means of redress are ineffective, the people may, and in fact ought to, force the re-establishment of the original constitutional limits of government. (-That whenever any Form of Government becomes destructive of these ends, it is the Right of the People to alter or to abolish it, and to institute new Government, - DECLARATION OF INDEPENDENCE, JULY 4, 1776).
6. Resistance against arbitrary power and oppression is the obligation of every patriot, as not to do so is destructive to the good and happiness of mankind. In fact, it is the duty of the people of Greene County, TN, through the actions of their lesser magistrates, namely local elected officials and Sheriff, to challenge the civil government when and where it exceeds or threatens to exceed its Constitutional bounds.
7. The Constitution of the United States is the supreme law of our Nation.
8. The Second Amendment to the Constitution of the United States of America states: "A well- regulated militia being necessary to the security of a Free State, the Right of the people to keep and bear arms shall not be infringed".
9. The U.S. Supreme Court in Miranda v. Arizona (1966) stated that "Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them".

10. The U.S. Supreme Court in the District of Columbia v. Heller (2008) decision affirmed that "the Second Amendment right to keep and bear arms is not connected in any way to service in a militia."
11. The U.S. Supreme Court in United States v. Miller (1939) stated that "firearms that are part of the ordinary military equipment with use that could contribute to the common defense are protected by the Second Amendment."
12. The Fourteenth Amendment to the Constitution of the United States, Section 1 states: "No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor deny to any person within its jurisdiction the equal protection of the laws."
13. The U.S. Supreme Court in McDonald v. City of Chicago (2010) decision affirmed that a person's Second Amendment right to keep and bear arms if further secured by the "Due Process" and the "privileges and immunities" clauses of the Fourteenth Amendment. The decision also protects rights closely related to the Second Amendment, namely the right to manufacture, transfer, accessories and ammunition.
14. The Tennessee State Constitution Article 1, Section 26 states that the citizens of this state have a right to keep and to bear arms for their common defense; but the Legislature shall have power, by law, to regulate the wearing of arms with a view to prevent crime.
15. The Tennessee State Constitution Article 1, Section 24 states, "That the sure and certain defense of a free people, is a well-regulated militia; and, as standing armies in time of peace are dangerous to freedom, they ought to be avoided as far as the circumstances and safety of the community will admit; and that in all cases the military shall be kept in strict subordination to the civil authority".
16. The Tenth Amendment to the Constitution of the United States of America states; "The powers not delegated to the United States by the Constitution, nor prohibited by it to the states, are reserved to the States respectively, or to the people."
17. The U.S. Supreme Court found in Prinz v. United States (1997) that the Federal Government cannot compel law enforcement officers of the states to enforce federal laws as it would increase the power of the Federal government far beyond that which the Constitution intends.
a. The unalienable right to keep and bear arms, as specified in the Second Amendment to the U.S. Constitution, the Constitution of Tennessee, and further upheld by subsequent decisions of the U.S. Supreme court.
b. The Right, as originally written and understood, to keep and bear arms for selfdefense, personal safety, protection of one's family and in defense of one's community and county.
c. The right to manufacture, transfer, purchase and sell firearms and ammunition designed for those purposes outlined above, rights guaranteed by the U.S. Constitution and the Constitution of Tennessee; and,

WHEREAS, any attempted regulation of the right to keep and bear arms or affiliated firearm rights that violates the Second, Ninth, Tenth or Fourteenth Amendments of the U.S. Constitution, that violates Article 1, Sections 24 and 26 of the Tennessee Constitution, or that violates numerous related Supreme Court decisions including those listed above shall be regarded by the people of, on, or in Greene County to be unconstitutional, a transgression of the Supreme Law of the Land and its spirit of individual sovereignty, and, therefore, by necessity unenforceable and invalid from the outset: and,

WHEREAS, the criminal misuse of firearms is due to the fact, that criminals, by definition, do not obey laws, and this is not a reason to abrogate or abridge the unalienable, constitutionally guaranteed rights of law-abiding citizens. The last protectors of the Constitution of the United States are "WE THE PEOPLE of the United States" and our ability to fulfill that role successfully rest on our Second Amendment rights; and,

WHEREAS, the legislators of Greene County, TN, hold our Oath of Office, to Support the Tennessee Constitution, and the United States Constitution sacred and dear, and as such, the Greene County, TN government will not tolerate Unconstitutional acts, laws, orders, mandates, or rules; nor will we authorize or appropriate government funds, resources, employees, agencies, contactors, buildings, detention centers or offices for the purpose of enforcing or assisting in the enforcement of any element of such State or Federal acts, laws, orders, mandates, rules or that infringe on the right by the people to keep and bear arms as described and defined in detail above; and,

WHEREAS, while the Title of this resolution refers directly to the Second Amendment of the US Constitution, the issue is much greater than one amendment. This resolution is about protecting ALL of our unalienable rights from those that would deny our right to DUE PROCESS. However, we believe that our Second Amendment right to keep and bear arms is the most important of those rights, as it is what gives us, "WE THE PEOPLE", the ability to defend the remainder of our rights, by force if necessary. Thus, the importance of the Second Amendment in the title of this resolution.

WHEREAS, the term "Sanctuary County", should not be implied to make Greene County a safe haven for criminals, but rather a safe haven to protect good law-abiding citizens from the tyranny of overreaching governments, and Unconstitutional Laws that infringe on one's liberty, assets and freedoms, without DUE PROCESS.

NOW THEREFORE BE IT RESOLVED, by the Greene County Commission meeting in regular session this $15^{\text {th }}$ day of July, 2019, at the Greene County Courthouse in Greene County, Tennessee, that Greene County Tennessee is officially declared a Second Amendment Sanctuary County, that recognizes the unalienable right of the people to possess and bear arms.

BE IT FURTHER RESOLVED that Greene County would request that the State of Tennessee through its elected representatives and the governor continue to uphold the second amendment, in refusing to consider any legislation that restricts the unalienable rights of its lawabiding citizens, especially the right to keep and bear arms.

BE IT FURTHER RESOLVED, that the County Clerk forward a copy of this Resolution to our State Senator, Southerland, our State Representatives, Hawk and Faison, asking for their assistance and support in protecting Greene County, Tennessee and protecting our unalienable rights given to us by our Creator, guaranteed to us as citizens, by the US Constitution, and the Tennessee State Constitution.

This resolution shall become effective on the passage, the public welfare requiring it.

Clifford "Doc" Bryant
Sponsor
Jason Cobble
Co-Sponsor
Josh Arrowood
Co-Sponsor
Teddy Lawing
Co-Sponsor
Josh Kesterson
Co-Sponsor

County Clerk

County Mayor

## Roger A. Woolsey

$\mathbb{T}_{\text {aunty }}$ Attormey
204 N. Cutler St. Suite 120 Greeneville, TN 37745

Fax: 423/798-1781

## RESOLUTION OF LEGISLATIVE BODY OF GREENE COUNTY, TENNESSEE REQUESTING THAT THE TENNESSEE GENERAL ASSEMBLY AND THE UNITED STATES CONGRESS SUPPORT AND PROTECT THE RIGHTS OF ITS CITIZENS UNDER THE SECOND AMENDMENT TO KEEP AND BEAR ARMS

WHEREAS, by and large, the citizens of Greene County, Tennessee support and respect the Constitution of the United States and the Bill of Rights including particularly the Second Amendment freedoms of its citizens to keep and bear arms; and

WHEREAS, the State of Tennessee, through its duly elected state representatives and state senators, the General Assembly, has by its actions, been a staunch supporter of Second Amendment rights to keep and bear arms as evidenced by the legislation it has passed on that issue; and

WHEREAS, other states have enacted laws that infringe on a citizen's right under the Second Amendment to keep and bear arms; and

WHEREAS, the Greene County Legislative Body, after much consideration, has determined to publicly proclaim, on the record, its support of a citizen's right to keep and bear arms under the Second Amendment to the United States Constitution and request that our duly elected representatives including but not limited to our federal and state senators and representatives continue to advance legislation to protect our Second Amendment rights and all other rights guaranteed to the people by the Constitutions of the United States and the State of Tennessee.

WHEREAS, the legislators of Greene County, TN, hold our Oath of Office, to support and defend the Tennessee Constitution and the United States Constitution which the Greene County Legislative Body holds sacred and dear, and as such, the Greene County, TN government will legally challenge any unconstitutional act, law, order, mandate, or rule.

NOW THEREFORE BE IT RESOLVED, by the Greene County Commission meeting in regular session, this $15^{\text {th }}$ day of July, 2019, a quorum present and a majority voting in the affirmative that Greene County Tennessee recognizes and respects the unalienable right of the people to possess and bear arms and the government's obligation to protect those rights.

BE IT FURTHER RESOLVED that Greene County would request that the State of Tennessee through its elected representatives and Governor and that the Federal government through our elected United States Representative and two United Stated Senators as well as the President of the United States continue to uphold the second amendment, in refusing to consider any legislation that restricts the unalienable rights guaranteed by the Constitution of its law-abiding citizens; especially the right to keep and bear arms.

BE IT FURTHER RESOLVED, that the County Clerk forward a copy of this Resolution to our State Senator, Southerland, our State Representatives, Hawk and Faison, United States Congressman, Roe, and United States Senators, Blackburn and Alexander asking for their assistance and support in protecting Greene County, Tennessee and protecting our unalienable rights given to us by our Creator, guaranteed to us as citizens, by the US Constitution, and the Tennessee State Constitution.

This resolution shall become effective on the passage, the public welfare requiring it.

Lloyd Bowers
Sponsor
Gary Shelton
Sponsor

County Clerk

County Mayor


## Roger A. Woolley

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

## A RESOLUTION TO REZONE CERTAIN TERRITORY OWNED BY JOSE VAZQUEZ FROM A-1, GENERAL AGRICULTURE DISTRICT TO B-2, GENERAL BUSINESS DISTRICT WITHIN THE UNINCORPORATED TERRITORY OF GREENE COUNTY, TENNESSEE

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

WHEREAS, the Greene County Commission realizes that any zoning plan must be changed from time to time to provide for the continued efficient and economic development of the county; and

WHEREAS, Jose Vazquez has requested that this property be rezoned from A-1, General Agriculture District to B-2, General Business District; and

WHEREAS, the Town of Greeneville Regional Planning Commission did review a request on June 7, 2019 that the Jose Vazquez property be rezoned and recommended that the Greene County Commission approve the request to rezone the property.

NOW, THEREFORE BE IT RESOLVED that the Greene County Legislative Body meeting in regular session on the $15^{\text {th }}$ day of July, 2019 a quorum being present and a majority voting in the affirmative to amend the Greene County Zoning Map to show the following property to be zoned B-2, General Business District.

Being the same property identified as Greene County tax map 077, as parcel 002.29, as shown on the attached tax map.

This change shall take effect after its passage, the welfare of the County requiring it.
Sponsor Town of Greeneville
Regional Planning Commission
June 7, 2019
Date

Date of Public Hearing
by the Greene County Commission:
Julv 15, 2019
Date

Decision by the Greene
County Commission:
Approved or Denied

Signed in Open Meeting
County Mayor

Attest:

Approved as to Form:


## Greene County - Parcel: 077



Date: June 28, 2019
County: Greene
Owner: VAZQUEZ JOSE
Address: E ANDREW JOHNSON HWY 7205
Parcel Number: 077002.29
Deeded Acreage: 7.26
Calculated Acreage: 0
Date of Imagery: 2015

Sources: EsIl, HERE, Garmin, USGS, Intermap, WCREMEMT P. NRCan, Esri Japan, MET, Esi China (Hong Kong), Esri Koraa, Esri (Thailand), NGCC, (c) OpenStree Map contributors, and the GIS User Communily TN Comptroller - OLG
State of Temessee, Comptroller of the Treasury, Ofice of Local Government


# Rezoning Appllcation for Graeneville Regional Planning Commission <br> Greene County Building, Zoning \& Planning Office <br> 128 Charles Street, Sulte 2 Greeneville, TN 37743 <br> 423-798-1724 

Recelpt: 6414


Date: June 11, 2019 $\qquad$ Time: $9: 30 \mathrm{arm}$.
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## Zoning Oflce Uremodfled Promaty Ownerv:



## Groenevilla Raglonal Planning Commission

I the applicant/property owner certify that the submitted application for the Greeneville Regional Planning Commission to be irue and complete. Ithe applicantproperty owner understend that a slgn will be placed on the property prior to the Greeneville Reglonal Planning Commission meeting, providing Information on the nature of the request. Ithe applicantiproperty owner understand that letters will be malled out to selected property owners in the area for notification. I the applicantproperty owner understand the information provided in the application will be used to create a notice of public hearing, which will be publlshed in a newspaper of general circulation. I the applicant/property owner agree to be present at any meetings held to discuss the request, or to send a representative in my place. I the appllcantproperty owner understand that If I am not represented, my request will be postponed, or may be denled.
$\frac{\text { Tcuse Letryuoz }}{\text { Applicant }}$

$5 \cdot 4-19$

## Date

$5 \cdot 9 \cdot 19$
Date

THE GREENEVILIE SUN
THE GREENEVILIE NEIGHBOR-TMC
P.O. BOX 1630

GREENEVILLE TN 37744
(423) 638-4181

Fax (423)638-7348
ORDER CONEIRMATION


Name (print or type) Name (signature)

## NOTICE OF PUBLIC HEARING

The Greene County Commission will
meet on dity 15,2019 at $6000 \mathrm{p} . \mathrm{m}$. at
the Criminal Couttrom in the Greene
County Courthouse located at 101
South Main Street Greenevile, TN, to
hold a public hearing on the following
rezoning request:
Property Owned by Jose Vazquez, 10 -
cated on 7205 E Andrew Johnson
Highway being parcel 002.29, map
077 Greene County Tax Maps from
A- 1 General Agriculture District (Exist-
ing Zone to $\mathbf{~} \mathbf{- 2} 2$ General Business
District (Proposed Zone) for automo-
bile service and repair establishment.
A copy of the proposed rezoning will
be on lile at the Greene County Zon-
ing, Bulding and Planning Oftce, 129
Charles Sreet, Suite 2, Greenevile,
TN 37743 for public viewing.
6.29.19

## Roger A. Woolsey

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

## RESOLUTION OF THE GREENE COUNTY LEGISLATIVE BODY TO REQUEST THAT THE TENNESSEE EMERGENCY COMMUNICATIONS BOARD PROPOSE AND RECOMMEND TO THE GENERAL ASSEMBLY INCREASING THE 911 SURCHARGE RATES AND MODIFY THE FORMULA PRESENTLY USED TO DISTRIBUTE REVENUES RECEIVED FROM THE SURCHARGE TO THE 911 DISTRICTS

WHEREAS, The Tennessee Emergency Communications Board ("TECB") is considering restoring 9-1-1 surcharge rates to $\$ 1.50$ per line (or even a higher surcharge), as was previously authorized by the Tennessee General Assembly in 1998 to be a reasonable surcharge rate for life-saving services; and

WHEREAS, currently, the 9-1-1 surcharge rate is set at $\$ 1.16$ statewide for all devices capable of calling 9-1-1. Two cents of the $\$ 1.16$ rate is reserved to fund the Telecommunications Devices Access Program, providing devices to the speech or hearing-impaired, with the remaining $\$ 1.14$ is used in support of Emergency Communications Districts (Districts) statewide and the TECB; and

WHEREAS, 911 Districts across Tennessee are incurring increasing larger operating expenses while revenues have remained static resulting in the utilization of fund reserves by many districts in order to balance annual budgets; and

WHEREAS, many 911 Districts are finding it increasing difficult to fulfill its obligations for on-going operations as well as fund increased operational costs while providing emergency call and dispatch services to the citizens they serve; and

WHEREAS, increasing the surcharge to the citizens served by the 911 districts would appear to be fair and proper; and

WHEREAS, it would appear that in conjunction with increasing the surcharge, a reallocation of revenues (revamp the present formula) disbursing those revenues between the 911 districts based on the district's population would likewise be fair and equitable.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session this $15^{\text {th }}$ day of July, 2019, a quorum being present and a majority voting in the affirmative that the Greene County Legislative Body requests consideration by the TECB and the General Assembly to increase and restore the 911 surcharge to at least $\$ 1.50$ per phone line to provide additional revenue to the 911 districts to cover the increased costs associated with providing the services rendered by the 911 districts.

BE IT FURTHER RESOLVED to request that the TECB and the General Assembly reallocate all revenues received by TECB to the 911 districts based on the population the districts serve; that is, each 911 district receive proportional revenues based on the population it serves (less the 2 cents providing devices to the speech or hearing-impaired and TECB's proportional operating expenses) which would appear to be fair and equitable to all districts.

BE IT FURTHER RESOLVED, that the County Clerk forward a copy of this Resolution to our State Senator, Steve Southerland, our State Representatives, David Hawk and Jeremy Faison, asking for their assistance and support to raise the 911 surcharge and to reallocate all revenues received by the TECB to the 911 districts based on the population the districts serve; (less the 2 cents providing devices to the speech or hearing-impaired and TECB's proportional operating expenses).

John Waddle Sponsors

County Mayor

County Clerk

## Roger A. Woolsey

$\mathbb{C o u n t y}^{\text {Eftarneg }}$ 204 N. Cutler St. Suite 120 . Greeneville, TN 37745

## A RESOLUTION TO AMEND THE RULE REGARDING PUBLIC COMMENT DURING GREENE COUNTY LEGISLATIVE BODY PUBLIC MEETINGS

This Resolution amends and supersedes all Resolutions concerning the adoption of previous Resolutions as it relates to the Rules of Procedure for the Greene County Legislative Body

WHEREAS, all meetings of the Greene County Legislative Body are governed by the statutory requirements of the Open Meeting Act pursuant to T.C.A. § 8-44-101 et. seq., and citizens of Greene County and other interested individuals have the right to be present, observe and listen when the Greene County Legislative Body meets together to consider issues and transact the business of that body and Greene County; and

WHEREAS, while Tennessee law requires all meetings of the legislative body to be open to the public (except in certain limited cases) and while the public has the right to address the Greene County Legislative Body and the public on certain issues in those situations where state law requires a public hearing, generally there is no requirement that the legislative body permit individuals to speak or that the legislative body allocate time at its meetings to allow individuals, both Greene County citizens and individuals who reside outside of Greene County to address the legislative body and speak on issues including issues that are not even on that meeting's agenda; and

WHEREAS, the Greene County Legislative Body has in the past allowed, at their regular scheduled meetings, individuals who have called in to the mayor's office requesting to be placed on the agenda to speak and address the commission on any issues they desire and by the Commission's own rules has also allowed commissioners at the meeting to recognize individuals who the commissioners want to speak to the commission; and

WHEREAS, it is now evident that, without restrictions on the number of noncommissioner speakers who are allowed to speak and without restrictions on the topics that speakers may talk about, the public comment part of the meetings of the County Legislative Body has actually resulted in the delay of consideration of legitimate issues on the agenda for the commission's consideration as demonstrated by a recent meeting where the time allocated for public speaking effectively reduced the amount of time the County Legislative Body had to discuss and transact the business of the commission that was on the agenda; and

WHEREAS, it would appear to be manifestly in the best interests of the citizens of Greene County and to the members of the Greene County Legislative Body as the commissioners work to transact the business of this county to amend Rule 5A of THE

## RULES OF PROCEDURE OF THE GREENE COUNTY BOARD OF

## COMMISSIONERS as follows:

WHO MAY ADDRESS THE BOARD; It is the commissioners' right to address the Chairman and the Board at any appropriate time after proper recognition by the Chairman. Citizens may address the Board by being placed on the agenda by calling the Mayor's office ten days before the meeting and may speak about any topic they

## Roger A. Woolsey

Urunty Attorneg
204 N. Cutler St. Suite 120 , Greeneville, TN 37745

Fax: 423/798-1781 desire. Additionally, commissioners collectively may call on up to three individuals to speak only about a topic on the agenda for that meeting. If there are individuals who wish to speak who have opposing views on an issue, at least one individual with an opposing view will be recognized to speak. The Chairman will not permit any individual recognized by a commissioner ay the meeting to speak about a topic not on the commission agenda for that meeting. The Chairman will not permit more than three speakers (including speakers who are on the agenda) to speak on the same topic. Each speaker will limit his comments to four minutes without further extensions. Citizens shall first state their name, address, and issue they will be discussing prior to their remarks. The Chairman has the authority to revoke the remaining time of a citizen who is not in compliance with this rule, for making derogatory remarks of a personal nature, using foul/offensive language or any other behavior deemed inappropriate.

## NOW, THEREFORE BE IT RESOLVED by the Greene County Legislative

 Body meeting in regular session on the $15^{\text {th }}$ day of July, 2019 a quorum being present and a majority is voting in the affirmative that Rule 5A of THE RULES OF
## PROCEDURE OF THE GREENE COUNTY BOARD OF COMMISSIONERS be

 amended by replacing Rule 5A as it exists currently and replacing same with the following:WHO MAY ADDRESS THE BOARD; It is the commissioners' right to address the Chairman and the Board at any appropriate time after proper recognition by the Chairman. Citizens may address the Board by being placed on the agenda by calling the Mayor's office ten days before the meeting and may speak about any topic they desire. Additionally, commissioners collectively may call on up to three individuals to speak only about a topic on the agenda for that meeting. If there are individuals who wish to speak who have opposing views on an issue, at least one individual with an opposing view will be recognized to speak. The Chairman will not permit any individual recognized by a commissioner by the meeting to speak about a topic not on the commission agenda for that meeting. The Chairman will not permit more than three speakers (including speakers who are on the agenda) to speak on the same topic. Each speaker will limit his comments to four minutes without further extensions. Citizens shall first state their name, address, and issue they will be discussing prior to their remarks. The Chairman has the authority to revoke the remaining time of a citizen who is not in compliance with this rule, for making derogatory remarks of a personal nature, using foul/offensive language or any other behavior deemed inappropriate.

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## Lloyd "Hoot" Bowers

 SponsorsCounty Clerk

County Mayor


