

State of Tennessee
County of Henry..

Be it remembered that the County Commission met in a regular session at the Courthouse in Henry County, Tennessee on August 18, 2008 at 7:00 PM.

Present and presiding the Honorable Brent Greer, Chairman, Jerry D. Bomar. Clerk and the County Commissioners:

ITEM NO. 1 The meeting was called to order by Sheriff Monte Belew.

ITEM NO. 2 Commissioner Travis was called on to lead in the invocation.

ITEM NO. 3 Commissioner Carter led in the pledge to the flag.

ITEM NO. 4 Roll Call

The Clerk called the roll with the following present:

Earl Anderson, Dell Carter, Mitchell Evans, Bobby Freeman, Jeff Hamlin, Don Jones, Paul Mathenia, Connie McSwain, Paul Neal, Dan Paschall, James Travis, Mary Warren, David Webb, Tim Wirgau.

Absent- Kenneth Humphreys

ITEM NO. 5 Citizen's Forum

Chairman Greer recognized former Trustee, Judy Carroll in the audience.

THE CHAIR CLOSED THE FORUM

ITEM NO. 6 Commissioner's Forum

NONE AND THE CHAIR CLOSED THE FORUM

ITEM NO. 7 Nominating Committee

Commissioner Anderson presented Resolution #1-8-08 making two Appointments as Judicial Commissioner. A motion was made by Earl Anderson and seconded by Bobby Freeman that the resolution be Approved as presented.

VOICE VOTE CARRIED

RESOLUTION NO. 1-8-08

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE
BOARD OF COMMISSIONERS TO APPOINT CERTAIN
CITIZENS AND COMMISSIONERS TO VARIOUS
BOARDS, COMMITTEES, COMMISSIONS, AND
POSITIONS**

WHEREAS, certain vacancies now exist on various boards, committees, and commissions and in various positions of Henry County, Tennessee; and

WHEREAS, it is the duty and responsibility of the Board of Commissioners of Henry County, Tennessee to appoint certain qualified citizens and Henry County Commissioners to fill the said vacancies; and

WHEREAS, the Board of Commissioners has examined and evaluated the qualifications of certain citizens for appointment to the said boards, committees, commissions, and positions.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this 18th day of August, 2008, a majority or more of the membership concurring, that

Wayne Hicks and Danny Robbins be and hereby appointed as Judicial Commissioners, each serving a 4-year term to expire June 2012.

BE IT FURTHER RESOLVED that any and all acts previously passed by this Board of County Commissioners which

are in conflict with this Resolution be and hereby are rescinded, repealed, and are of no effect whatsoever.

BE IT FURTHER RESOLVED that this Resolution shall take effect upon its passage by this Board of County Commissioners and approval by the County Executive, the public welfare requiring it.

BE IT FINALLY RESOLVED that a true copy of this Resolution be spread upon the Commission record of this date.

PASSED 8-18-08



BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION



JERRY D. BOMAR
COUNTY CLERK

APPROVED 8-18-08



BRENT GREER
HENRY COUNTY EXECUTIVE

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR, COUNTY CLERK
PARIS, TENNESSEE

Trustee, David Stone made a presentation to the Commission about new legislation
Relative to the tax payments and collections available.

No action was taken

ITEM NO. 8

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL								
CARTER, DELL								
EVANS, MITCHELL								
FREEMAN, BOBBY								
HAMLIN, JEFF								
HUMPHREYS, KENNETH								
JONES, DON								
MATHENIA, PAUL								
MCSWAIN, CONNIE								
NEAL, PAUL								
PASCHALL, DAN								
TRAVIS, JAMES								
WARREN, MARY								
WEBB, DAVID								
WIRGAU, TIM								
TOTAL								

DATE : 08/18/2008

ROLL CALL

COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR,COUNTY CLERK
PARIS, TENNESSEE

A motion was made by David Webb and seconded by Paul Mathenia that the consent Agenda be approved as presented which included:

Minutes of the July 21, 2008 and August 4, 2008 meetings, Quarterly Trustee reports, Report of property and revenue collections to date and the following Notary Publics: Janet K. Bomar, Joann Newbill, Wendy M. Bass, Karen Webb, Barbara Doughty

ITEM NO. 9

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL								
CARTER, DELL								
EVANS, MITCHELL								
FREEMAN, BOBBY								
HAMLIN, JEFF								
HUMPHREYS,KENNETH	X							
JONES, DON								
MATHENIA, PAUL				X				
MCSWAIN, CONNIE								
NEAL, PAUL								
PASCHALL, DAN								
TRAVIS, JAMES								
WARREN, MARY								
WEBB, DAVID			X					
WIRGAU, TIM								
TOTAL								

DATE : 08/18/2008

VOICE VOTE CARRIED

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR, COUNTY CLERK
PARIS, TENNESSEE

Resolution #2-8-08 was presented making budget transfers in certain budgets. A motion Was made by Mitchell Evans and seconded by Tim Wirgau that this resolution be Approved.

ITEM NO. 10

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL					X			
CARTER, DELL					X			
EVANS, MITCHELL			X		X			
FREEMAN, BOBBY					X			
HAMLIN, JEFF					X			
HUMPHREYS, KENNETH	X							
JONES, DON					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM				X	X			
TOTAL	1				14			

DATE : 08/18/2008

MOTION CARRIED

RESOLUTION #2-8-08

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF
COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET
FOR THE HENRY COUNTY GENERAL FUND
FOR FISCAL 2008-2009**

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its August Special Session, 2008, adopted the budget for the Henry County General Fund for fiscal 2008-2009; and,

WHEREAS, the said Board of County Commissioners of Henry County, Tennessee must authorize and approve any and all changes and amendments of the said budget of the Henry County General Fund; and,

WHEREAS, the expenditures authorized in the said budget of the Henry County General Fund will be insufficient in certain line items with funds being available for transfer; and,

WHEREAS, it is necessary and appropriate that the said budget of the Henry County General Fund be amended to provide additional funds for certain line items.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Henry County, Tennessee assembled in regular session on this the 18th day of August 2008, a majority or more of said membership concurring, that the budget for the Henry County General Fund be and hereby is amended as follows, to-wit:

ELECTION COMMISSION

INCREASE REVENUE ACCOUNT 46980, entitled "Other State Grants," in the amount of \$6,600.00

INCREASE ACCOUNT 51500-330, entitled "Operating Lease Payments," in the amount of \$6,600.00

This request is for a grant to lease voting machines for the August and November 2008. There is no cost to the county as the state is funding the grant to pay the expense.

SHERIFF'S DEPARTMENT AND JAIL

INCREASE ACCOUNT 54110-106-025, entitled "Deputy's Salary," in the amount of \$28,744.00

INCREASE REVENUE ACCOUNT 44990, entitled "Other Local Revenues," in the amount of \$9,000.00

DECREASE ACCOUNT 53310-599, entitled "Other Charges (probation fees)," in the amount of \$19,744.00

A representative from the Sheriff's Office will be at the meeting Monday evening to discuss this request.

INCREASE REVENUE ACCOUNT 49700, entitled "Insurance Recovery," in the amount of \$10,775.00

INCREASE ACCOUNT 54110-718, entitled "Motor Vehicles," in the amount of \$10,500.00

INCREASE ACCOUNT 54110-716, entitled "Law Enforcement Equipment," in the amount of \$275.00

This amendment is to receipt funds from the insurance company for (2) patrol units that were deemed total losses resulting from accidents.

CONTRIBUTION TO OTHER AGENCIES

INCREASE REVENUE ACCOUNT 47990, entitled "Other Direct Federal Revenue," in the amount of \$33,946.00

INCREASE ACCOUNT 58500-358, entitled "Remittance of Revenue Collected," in the amount of \$33,946.00


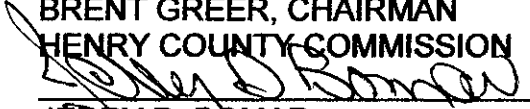

This is to account for the 2nd Quarter Shelter Plus Care Grant for Carey Counseling Center.

BE IT FURTHER RESOLVED that a true copy of this Resolution be spread upon

the Commission record of this date.

PASSED 8-18-08

APPROVED 8-18-08


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION

JERRY D. BOMAR
COUNTY CLERK

BRENT GREER
COUNTY MAYOR

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR, COUNTY CLERK
PARIS, TENNESSEE

A motion was made by Bobby Freeman and seconded by Earl Anderson to approve Resolution #3-8-08 as presented making budget amendments in the County General Purpose School Fund.

ITEM NO. 11

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL				X	X			
CARTER, DELL					X			
EVANS, MITCHELL					X			
FREEMAN, BOBBY			X		X			
HAMLIN, JEFF					X			
HUMPHREYS, KENNETH	X							
JONES, DON					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM					X			
TOTAL	1				14			

DATE : 08/18/2008

MOTION CARRIED

RESOLUTION #3-8-08

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF
COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET
FOR THE HENRY COUNTY GENERAL PURPOSE SCHOOL FUND
FOR FISCAL 2008-2009**

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its August Special Session, 2008, adopted the budget for the Henry County General Purpose School Fund for fiscal 2008-2009; and,

WHEREAS, the said Board of County Commissioners of Henry County, Tennessee must authorize and approve any and all changes and amendments of the said budget of the Henry County General Purpose School Fund; and,

WHEREAS, the expenditures authorized in the said budget of the Henry County General Purpose School Fund will be insufficient in certain line items with funds being available for transfer; and,

WHEREAS, it is necessary and appropriate that the said budget of the Henry County General Purpose School Fund be amended to provide additional funds for certain line items.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Henry County, Tennessee assembled in regular session on this the 18th day of August 2008, a majority or more of said membership concurring, that the budget for the Henry County General Purpose School Fund be and hereby is amended as follows, to-wit:

INCREASE REVENUE ACCOUNT 44170, entitled "Miscellaneous Refunds," in the amount of \$23,048.00

INCREASE ACCOUNT 71100-599, entitled "Other Charges," in the amount of \$54.00

INCREASE ACCOUNT 72310-506, entitled "Liability Insurance," in the amount of \$119.00

INCREASE ACCOUNT 72310-513, entitled "Worker's Compensation Insurance," in the amount of \$16,570.00

INCREASE ACCOUNT 72610-501, entitled "Boiler Insurance," in the amount of \$28.00

INCREASE ACCOUNT 72610-502, entitled "Building & Content Insurance," in the amount of \$492.00

INCREASE ACCOUNT 72710-511, entitled "Vehicle & Equipment Insurance," in the amount of \$152.00

INCREASE ACCOUNT 72110-399, entitled "Other Contracted Services," in the amount of \$5,633.00

DECREASE RESERVE ACCOUNT 39000, entitled "Undesignated Fund Balance," in the amount of \$34,367.00

INCREASE ACCOUNT 72110-399, entitled "Other Contracted Services," in the amount of \$34,367.00

DECREASE ACCOUNT 71100-163, entitled "Educational Assistants," in the amount of \$9,000.00

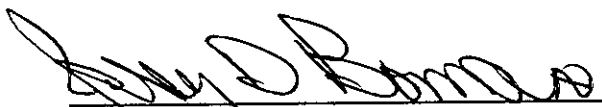
INCREASE ACCOUNT 71110-399, entitled "Other Contracted Services," in the amount of \$9,000.00

BE IT FURTHER RESOLVED that a true copy of this Resolution be spread upon

the Commission record of this date.

PASSED 8-18-08


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION


JERRY D. BOMAR
COUNTY CLERK

APPROVED 8-18-08


BRENT GREER
COUNTY MAYOR

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR,COUNTY CLERK
PARIS, TENNESSEE

A motion was made by Paul Mathenia and seconded by Jeff Hamlin to approve
Resolution #4-8-08 declaring Chamber of Commerce Week.

ITEM NO. 12

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL								
CARTER, DELL								
EVANS, MITCHELL								
FREEMAN, BOBBY								
HAMLIN, JEFF				X				
HUMPHREYS,KENNETH	X							
JONES, DON								
MATHENIA, PAUL			X					
MCSWAIN, CONNIE								
NEAL, PAUL								
PASCHALL, DAN								
TRAVIS, JAMES								
WARREN, MARY								
WEBB, DAVID								
WIRGAU, TIM								
TOTAL								

RESOLUTION NO. 4-8-08

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO DECLARE CHAMBER OF COMMERCE WEEK

WHEREAS, the mission of the Paris-Henry County Chamber of Commerce is to improve the economy and quality of life in our community and has been serving all of Henry County for over 50 years; and

WHEREAS, Chamber member businesses and organizations recognize the need for a strong, cooperative community and a diverse economy and are willing to work for the betterment of that community; and

WHEREAS, our local Chamber of Commerce is an integral part of our economic development, community development and tourism efforts; and

WHEREAS, the Board of Directors and members of the Paris-Henry County Chamber of Commerce deserve our thanks for their years of service.

NOW, THEREFORE, I Brent Greer, Mayor of Henry County, Tennessee, do hereby declare my appreciation to the members of the **PARIS-HENRY COUNTY CHAMBER OF COMMERCE**, and proclaim the week of August 25th – August 29th, 2008 as


CHAMBER OF COMMERCE RECOGNITION WEEK

I urge all citizens to join me in recognizing the dedication and hard work of our local Chamber of Commerce members. Furthermore, I urge all citizens to work with the Chamber to build a local economy that meets the needs of both today's and tomorrow's citizens.

BE IT FINALLY RESOLVED that a true copy of this Resolution be spread upon the Commission record of this date.

PASSED 8-18-08


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION


JERRY D. BOMAR
COUNTY CLERK

APPROVED 8-18-08


BRENT GREER
HENRY COUNTY MAYOR

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR, COUNTY CLERK
PARIS, TENNESSEE

Resolution #5-8-08 was presented authorizing issuance of a capital outlay note not to Exceed \$200,360. A motion was made by Earl Anderson and seconded by Dell Carter To approve this resolution as presented.

ITEM NO. 13

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL			X		X			
CARTER, DELL				X	X			
EVANS, MITCHELL					X			
FREEMAN, BOBBY					X			
HAMLIN, JEFF					X			
HUMPHREYS, KENNETH	X							
JONES, DON					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM					X			
TOTAL	1				14			

DATE : 08/18/2008

MOTION CARRIED

RESOLUTION NO. 5-8-08

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE THE ISSUANCE OF INTEREST BEARING CAPITAL OUTLAY NOTES NOT TO EXCEED \$200,360 AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Governing Body of Henry County, Tennessee, (the "Local Government") has determined it is necessary and desirable to establish a Henry County Capital Projects Fund for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project, named in attachment "A", will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of the 1986 Tennessee Public Acts, Chapter 770 (the "Act"), local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest bearing capital outlay notes upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of capital outlay notes to finance the cost of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Henry County, Tennessee, as follows:

SECTION 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the County Executive of the Local Government is hereby authorized in accordance with the terms of this Resolution to issue and sell interest bearing capital outlay notes in a principal amount not to exceed Two Hundred Thousand Dollars Three Hundred Sixty (\$200,360) (the "Notes") at either a competitive public sale

or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms, provisions, and conditions of the Act. The Notes shall be designated "2008 Capital Projects Capital Outlay Notes, Series 2000"; shall be numbered serially from one (1) upwards; shall be dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than ninety-nine percent (99%) of par value and accrued interest; and shall bear interest at a rate or rates not to exceed eight percent (8%) per annum, and in no event shall the rate exceed the legal limit provided by law.

SECTION 2. That, the Notes shall mature not later than ten (10) years after the date of issuance and that the Notes and any extension or renewal notes shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least ten (10) years. Provided, however, that each year the Notes are outstanding, one-tenth (1/10) but in no event less than one-twelfth (1/12) of the original principal amount of the Notes shall mature without renewal but subject to prior redemption.

SECTION 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or if sold at par, with or without a premium not exceeding one percent (1%) of the principal amount.

SECTION 4. That, the Notes shall be direct general obligations of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy

and collection of a specific tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose.

SECTION 5. That, the Notes shall be executed in the name of the Local Government and bear the manual signature of the Chief Executive Officer of the Local Government and the manual signature of the County Clerk with the Local Government Seal affixed thereon; and shall be payable as to principal and interest at the office of the County Trustee of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the County Trustee of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and is as required by law.

SECTION 6. That, the Notes shall be issued in fully registered form and, that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, and exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the owners duly authorized attorney. Upon the transfer of any such Note,

the Local Government shall issue in the name of the transferee a new registered Note or Notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

SECTION 7. That, the Notes shall be substantially the form attached hereto and shall recite that the Notes are issued pursuant to the Act.

SECTION 8. That, the Notes shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Notes.

SECTION 9. That, after the issuance and sale of the Notes, and for each year that any of the Notes are outstanding, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

SECTION 10. That, if any of Notes shall remain unpaid at the end of ten (10) years from the issue date, then the unpaid Notes shall be renewed or extended as permitted by law, or retired from the funds of the Local Government, or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

SECTION 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective upon its passage and approval by the County Executive.


Duly passed and approved this 18th day of August, 2008.

PASSED 8-18-08


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION


JERRY D. BOMAR
COUNTY CLERK

APPROVED 8-18-08


BRENT GREER
HENRY COUNTY EXECUTIVE

ATTACHMENT “A”

CAPITAL PROJECTS

General Admin

Airport Improvements	9,534
Building Improvements	35,835
Communication Equipment	11,000
Data Processing	11,944
Furniture and Fixtures	5,000
A/C Heating	13,802
Law Enforcement Equipment	40,910
Motor Vehicles	97,379
Right of Way	471,784
Transportation Equipment	33,000
Other Construction	907,848
Other Capital Outlay	5,000

Administration Justice

Building Construction	167,175
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Other General Government

Other Construction	426,000
Other Capital Outlay	35,000

Total Capital Outlay	2,271,211
Re-Budgeted	< 82,792>
Reserve Jail Construction	< 167,175>
Reserve Right of Way	<u>< 471,784></u>

New Capital Outlay Requested 1,549,460

Capital Outlay Note 200,360

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR, COUNTY CLERK
PARIS, TENNESSEE

A motion was made by Earl Anderson and seconded by James Travis to approve Resolution #6-8-08 to authorize the issuance of a capital outlay note not to exceed \$80,000.

ITEM NO 14.

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL			X		X			
CARTER, DELL					X			
EVANS, MITCHELL					X			
FREEMAN, BOBBY					X			
HAMLIN, JEFF					X			
HUMPHREYS, KENNETH	X							
JONES, DON					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM					X			
TOTAL	1				14			

DATE : 08/18/2008

MOTION CARRIED

RESOLUTION NO. 6-8-08

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE THE ISSUANCE OF INTEREST BEARING CAPITAL OUTLAY NOTES NOT TO EXCEED \$80,000 AND PROVIDING FOR THE PAYMENT OF SAID NOTES

WHEREAS, the Governing Body of Henry County, Tennessee, (the "Local Government") has determined it is necessary and desirable to establish a Henry County Capital Projects Fund for the benefit of the citizens of the Local Government; and

WHEREAS, the Governing Body has determined that the Project will promote or provide a traditional governmental activity or otherwise fulfill a public purpose; and

WHEREAS, under the provisions of Parts I, IV, and VI of the 1986 Tennessee Public Acts, Chapter 770 (the "Act"), local governments in Tennessee are authorized to finance the cost of this Project through the issuance and sale of interest bearing capital outlay notes upon the approval of the State Director of Local Finance; and

WHEREAS, the Governing Body finds that it is advantageous to the Local Government to authorize the issuance of capital outlay notes to finance the cost of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Henry County, Tennessee, as follows:

SECTION 1. That, for the purpose of providing funds to finance the cost of the Project in and for the Local Government, the County Mayor of the Local Government is hereby authorized in accordance with the terms of this Resolution to issue and sell interest bearing capital outlay notes in a principal amount not to exceed Eighty Thousand Dollars (\$80,000) (the "Notes") at either a competitive public sale or at a private negotiated sale upon approval of the State Director of Local Finance pursuant to the terms,

provisions, and conditions of the Act. The Notes shall be designated "2008 Capital Projects Capital Outlay Notes, Series 2008"; shall be numbered serially from one (1) upwards; shall be dated as of the date of issuance; shall be in denomination(s) as agreed upon with the purchaser; shall be sold at not less than ninety-nine percent (99%) of par value and accrued interest; and shall bear interest at a rate or rates not to exceed eight percent (8%) per annum, and in no event shall the rate exceed the legal limit provided by law.

SECTION 2. That, the Notes shall mature not later than five (5) years after the date of issuance and that the Notes and any extension or renewal notes shall not exceed the reasonably expected economic life of the Project, which is hereby certified by the Governing Body to be at least five (5) years.

SECTION 3. That, the Notes shall be subject to redemption at the option of the Local Government, in whole or in part, at any time, at the principal amount and accrued interest to the date of redemption, without a premium, or if sold at par, with or without a premium not exceeding one percent (1%) of the principal amount.

SECTION 4. That, the Notes shall be direct general obligations of the Local Government and the Local Government hereby pledges its taxing power as to all taxable property in the Local Government for the purpose of providing funds for the payment of principal of and interest on the Notes. The Governing Body of the Local Government hereby authorizes the levy and collection of a specific tax on all taxable property of the Local Government over and above all other taxes authorized by the Local Government to create a sinking fund to retire the Notes with interest as they mature in an amount necessary for that purpose.

SECTION 5. That, the Notes shall be executed in the name of the Local Government and bear the manual signature of the Chief Executive Officer of the Local Government and the manual signature of the County

Clerk with the Local Government Seal affixed thereon; and shall be payable as to principal and interest at the office of the County Trustee of the Local Government or the paying agent duly appointed by the Local Government. Proceeds of the Notes shall be deposited with the County Trustee of the Local Government and shall be paid out for the purpose of financing the Project pursuant to this Resolution and is as required by law.

SECTION 6. That, the Notes shall be issued in fully registered form and, that at all times during which any Note remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a note register for the registration, and exchange or transfer of the Notes. The note register, if held by an agent of the Local Government, shall at all times be open for inspection by the Local Government or any duly authorized officer of the Local Government. Each Note shall have the qualities and incidents of a negotiable instrument and shall be transferable only upon the note register kept by the Local Government or its agent, by the registered owner of the Note in person or by the registered owner's attorney duly authorized in writing, upon presentation and surrender to the Local Government or its agent together with a written instrument of transfer satisfactory to the Local Government duly executed by the registered owner or the owners duly authorized attorney. Upon the transfer of any such Note, the Local Government shall issue in the name of the transferee a new registered Note or Notes of the same aggregate principal amount and maturity as the surrendered Note. The Local Government shall not be obligated to make any such note transfer during the fifteen (15) days next preceding an interest payment date on the Notes or, in the case of any redemption of the Notes, during the forty-five (45) days next preceding the date of redemption.

SECTION 7. That, the Notes shall be substantially the form attached hereto and shall recite that the Notes are issued pursuant to the Act.

SECTION 8. That, the Notes shall be sold only after the receipt of the written approval of the State Director of Local Finance for the sale of the Notes.

SECTION 9. That, after the issuance and sale of the Notes, the Local Government shall submit its annual budget to the State Director of Local Finance for approval immediately upon the Local Government's adoption of the budget.

SECTION 10. That, if any of Notes shall remain unpaid at the end of one (1) year from the issue date, then the unpaid Notes shall be renewed or extended as permitted by law, or retired from the funds of the Local Government, or be converted into bonds pursuant to Chapter 11 of Title 9 of the Tennessee Code Annotated, or any other law, or be otherwise liquidated as approved by the State Director of Local Finance.

SECTION 11. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective upon its passage and approval by the County Executive.

Duly passed and approved this 18th day of August 2008.

PASSED 8-18-08


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION


JERRY D. BOMAR
COUNTY CLERK

APPROVED 8-18-08


BRENT GREER
HENRY COUNTY MAYOR

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR,COUNTY CLERK
PARIS, TENNESSEE

Mayor Greer requested the authority to proceed with a feasibility survey for energy Efficiency and this would be with one of three (3) companies that provide this service. There will be not cost to the county for the feasibility study. A motion was made by Don Jones and seconded by Connie McSwain to allow Mayor Greer to proceed with This.

ITEM NO. 15

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL								
CARTER, DELL								
EVANS, MITCHELL								
FREEMAN, BOBBY								
HAMLIN, JEFF								
HUMPHREYS, KENNETH	X							
JONES, DON			X					
MATHENIA, PAUL								
MCSWAIN, CONNIE				X				
NEAL, PAUL								
PASCHALL, DAN								
TRAVIS, JAMES								
WARREN, MARY								
WEBB, DAVID								
WIRGAU, TIM								
TOTAL								

ROLL CALL
COUNTY COMMISSION, HENRY COUNTY, JERRY D. BOMAR,COUNTY CLERK
PARIS, TENNESSEE

A motion was made by Earl Anderson and seconded by Don Jones to adjourn.

ITEM NO. 16

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL			X					
CARTER, DELL								
EVANS, MITCHELL								
FREEMAN, BOBBY								
HAMLIN, JEFF								
HUMPHREYS, KENNETH	X							
JONES, DON				X				
MATHENIA, PAUL								
MCSWAIN, CONNIE								
NEAL, PAUL								
PASCHALL, DAN								
TRAVIS, JAMES								
WARREN, MARY								
WEBB, DAVID								
WIRGAU, TIM								
TOTAL								

DATE : 08/18/2008

VOICE VOTE CARRIED