

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 December 15, 2008 at 7:00 PM.

Present and Presiding the Honorable Brent Greer, Chairman, Jerry D. Bomar, and the County Commissioners.

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

ITEM NO. 2 The prayer was led by Kenneth Humphreys.

ITEM NO. 3 The pledge to the flag was led by Earl Anderson.

ITEM NO. 4 Roll Call

The Clerk called the roll and the following were present:

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

Absent – Don Jones

ITEM NO. 5 Citizen's Forum

NONE AND THE CHAIR CLOSED THE FORUM

ITEM NO. 6 Commissioner's Forum

NONE AND THE CHAIR CLOSED THE FORUM

ITEM NO. 7 Recognition of Sheriff's Department Employees

Sheriff Belew presented employees of the Sheriff's Department and Recognized them for their duties in certain areas.

ITEM NO. 8 Apointments, confirmations, and elections

James Travis presented Resolution A1-12-08 making appointments And asked that this be deferred until the January, 2009 meeting.

Commissioner Travis made a motion that this be deferred and it was Seconded by Commissioner Hamlin.

VOICE VOTE CARRIED

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

A motion was made by Tim Wirgau and seconded by Paul Mathenia that the following Consent Agenda be approved:

Minutes of the November 17, 2008 meeting approved, report of total revenue and Property tax collections and James D. Chappell, Beth Belew, Amy Leslie, Linda F. Crutcher, Stacia Puckett, Harry T. Moody, Collette S. Turman, Mary Ellen Blanton, and Pam Ingle for notary public designations.

ITEM NO. 9

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

DATE : 12/15/2008

VOICE VOTE CARRIED

0.0012

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

Commissioner Humphreys presented resolutions #1-12-08 and #2-12-08 authorizing Budget transfers. A motion was made by Commssioner Humphreys and seconded by James Travis to approve.

ITEM NO. 12

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL						X		
CARTER, DELL					X			
EVANS, MITCHELL					X			
FREEMAN, BOBBY					X			
HAMLIN, JEFF					X			
HUMPHREYS, KENNETH			X		X			
JONES, DON	X							
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
TRAVIS, JAMES				X	X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM					X			
TOTAL					13	1		

DATE : 12/15/2008

MOTION CARRIED AS AMENDED

000332

**RESOLUTION #1-12-08**

**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 15<sup>th</sup> day of December 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:

**OTHER ADMINISTRATION OF JUSTICE**

INCREASE ACCOUNT 53900-331, entitled "Legal Services," in the amount of \$5,000.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$5,000.00

Greer & Greer, Attorneys have billed us to date with the following legal fees:

Henry County v. Redden	\$3,967.50
Crider v. Henry County	\$2,077.50
Lowe (Weston Hall) v. Henry County	\$1,905.00

After paying these fees the account will have a balance of \$1,950 and we feel that this will not be sufficient to get us through the rest of the fiscal year.

**SHERIFF'S OFFICE**

INCREASE ACCOUNT 54110-716, entitled "Law Enforcement Equipment," in the amount of \$12,000.00

DECREASE ACCOUNT 54110-187, entitled "Overtime," in the amount of \$2,000.00

DECREASE ACCOUNT 54110-425, entitled "Gasoline," in the amount of \$10,000.00

INCREASE ACCOUNT 53310-599, entitled "Other Charges," in the amount of \$7,000.00

DECREASE ACCOUNT 54110-106-025, entitled "Deputy Salary," in the amount of \$7,000.00

Please see attached memo from Sheriff Monte Belew regarding this request.

**SHERIFF'S OFFICE**

INCREASE REVENUE ACCOUNT 48990, entitled "Other," in the amount of \$750.00

INCREASE ACCOUNT 54110-140, entitled "Salary Supplement," in the amount of \$650.95

INCREASE ACCOUNT 58600-201, entitled "Social Security," in the amount of \$40.30

INCREASE ACCOUNT 58600-212, entitled "Medicare," in the amount of \$9.42

INCREASE ACCOUNT 58600-204, entitled "State Retirement," in the amount of \$49.33

This amendment is to receipt and pay a supplement from the 24<sup>th</sup> Judicial District Drug Task Force to Agent Ricky Wade for period July 1, 2008 thru September 30, 2008.

**AIRPORT**

INCREASE ACCOUNT 58220-790, entitled "Other Equipment," in the amount of \$750.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$750.00


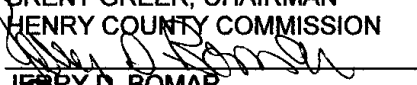

Please see attached email from Airport Manager Don Davenport regarding this request.

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

the Commission record of this date.

PASSED 12-15-08

APPROVED 12-15-08

  
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 Tim Wirgau and seconded by Dan Paschall amend the motion to consider Resolutions 1-12-08 and 2-12-08 separately.

ITEM NO. 11

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL						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								

DATE : 12/15/2008

MOTION CARRIED

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

A motion was made by James Travis and seconded by Dell Carter to approve  
Resolution #2-12-08 to authorize certain changes in the Henry County General  
Purpose School Fund Budget for building construction in the amount of \$235,171.00.

ITEM NO. 12

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL						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		X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM						X		
TOTAL								
					8	6		

DATE : 12/15/2008

MOTION CARRIED

000507

**RESOLUTION #2-12-08**

**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.

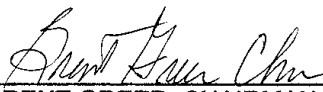

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Henry County, Tennessee assembled in regular session on this the 15<sup>th</sup> day of December 2008, a majority or more of said membership concurring, that the budget for the Henry County General Purpose School Fund be and hereby is amended as follows, to-wit:

DECREASE RESERVE ACCOUNT 35110, entitled "Capital Projects Fund Balance," in the amount of \$235,171.00

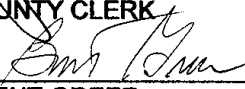
INCREASE ACCOUNT 76100-706, entitled "Building Construction," in the amount of \$235,171.00

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

PASSED 12-15-08

  
BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION  
  
JERRY D. BOMAR  
COUNTY CLERK

APPROVED 12-15-08

  
BRENT GREER  
COUNTY MAYOR



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

A motion was made by Mitchell Evans and seconded by Mary Warren to approve Resolution #3-12-08 to authorize an agreement for medical services and compensation With Henry County Medical Center.

ITEM NO. 13

	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			
TOTAL					14			

DATE : 12/15/2008

MOTION CARRIED

000820

**RESOLUTION NO. 3-12-08**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF  
COMMISSIONERS TO AUTHORIZE AN AGREEMENT FOR  
MEDICAL SERVICES AND COMPENSATION WITH HENRY  
COUNTY MEDICAL CENTER**

**WHEREAS**, Henry County Medical Center is a healthcare facility that provides healthcare for patients, both inpatient and outpatient, located on Tyson Avenue; and

**WHEREAS**, The County of Henry and the Henry County Sheriff's Office desires to use the services of Henry County Medical Center to treat inmates of the Henry County Jail; and

**WHEREAS**, it is beneficial for Henry County and Henry County Medical Center to enter into a contractual agreement to provide such services.


**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this 15<sup>th</sup> day of December, 2008, a majority or more of the membership concurring that:

The Agreement for Medical Services and Compensation is hereby approved as per attached contract and the Mayor of Henry County is hereby authorized, empowered and directed to sign said agreement as agent for Henry County, Tennessee.

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

**PASSED** 12-15-08

  
**BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION**

  
**JERRY D. BOMAR  
COUNTY CLERK**

**APPROVED** 12-15-08

  
**BRENT GREER  
HENRY COUNTY MAYOR**

AGREEMENT FOR MEDICAL SERVICES  
AND COMPENSATION

COPY

This Agreement made and entered into this \_\_\_\_ day of November, 2008, by and between **Henry County Medical Center** of Paris, Henry County, Tennessee, a duly authorized Tennessee Hospital District (herein "HCMC"), **Henry County, Tennessee** (herein "Henry County"), and **Henry County Sheriff's Department**, Henry County, Tennessee (herein "Sheriff's Department").

RECITALS:

1. HCMC is a general acute care hospital whose mission is to deliver quality comprehensive medical services to the people of Henry County and its surrounding area.
2. The Sheriff's Department is the law enforcement agency for Henry County, Tennessee and houses county and state prisoners in its county jail.
3. The Sheriff's Department, as the agent of Henry County, Tennessee, has a duty to provide medical attention to all county prisoners confined to its county jail.
4. Henry County and HCMC utilize county prisoners to perform certain services for its use and benefit on Henry County and HCMC properties.
5. The parties wish to reduce to writing their agreement as to the medical care and treatment of Henry County prisoners and the compensation to be paid to HCMC for its services.

NOW, THEREFORE, in consideration of the foregoing recitals, the mutual promises and covenants hereinafter contained, and for other good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. HCMC agrees to care and treat Henry County prisoners when called upon to do so

by the Henry County Sheriff's Department.

2. HCMC agrees to provide and grant to Henry County a sixty percent (60%) discount for all medical costs and expenses charged for the care and treatment of Henry County prisoners.

3. HCMC further agrees to grant and allow a credit of \$3.00 for every hour a county prisoner is utilized by HCMC for services performed while on any property maintained and operated by HCMC, or while performing services for the use and benefit of HCMC.

4. HCMC shall maintain a record of hours worked and credits received by the Sheriff's Department on at least a monthly basis and provide a monthly report to the Sheriff's Department of said hours worked and credits granted to HCMC. Any disputes which may arise as to the amount of credits to be granted to the Sheriff's Department shall be resolved by the HCMC Administrator and the Henry County Sheriff, or their duly designated agents.

5. In addition to the sixty percent (60%) discount granted herein to the Sheriff's Department, the Sheriff's Department may elect, at its discretion, to apply accumulated credits as above described to any balance owed to HCMC for the medical care and treatment of county prisoners who required medical attention while said county prisoners were providing services to or on behalf of HCMC.

The allowable credit shall only apply to those HCMC charges incurred by county prisoners while providing services for the use and benefit of HCMC at the time medical care and treatment was tendered to the county prisoners, and not otherwise.

6. Henry County agrees to pay the balance of the medical charges (40% after discount) within 120 days of the billing date.

7. The effective date of this Agreement is November 1, 2008. Either party may terminate this Agreement for any cause by providing the other party thirty (30) days written notice of its intent to terminate this Agreement.

8. This Agreement may be amended only by a writing signed by both parties hereto. This Agreement and the rights, duties and obligations shall not be assignable by either party.

9. This Agreement shall be construed and enforced in accordance with the laws of the State of Tennessee.

10. This Agreement shall be binding upon, and inure to the benefit of, the parties hereto and their respective heirs, successors, assigns, and personal and legal representatives.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and date first above written.

HENRY COUNTY MEDICAL CENTER

By: \_\_\_\_\_  
Administrator

HENRY COUNTY, TENNESSEE

By: \_\_\_\_\_  
County Mayor

HENRY COUNTY SHERIFF'S DEPARTMENT

By: \_\_\_\_\_  
Sheriff

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

A motion was made by Mitchell Evans and seconded by Dell Carter to adjourn.

ITEM NO. 14

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL								
CARTER, DELL				X				
EVANS, MITCHELL			X					
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 : 12/15/2008

VOICE VOTE CARRIED

000304