

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 July 20, 2009 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 Chairman Greer called on Mary Warren to lead in the invocation.

ITEM NO. 3 Commissioner Don Jones was called on to lead 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 Baseball Team Recognized

The Chair recognized a youth baseball team, eleven years old and under along with their coaches for being Babe Ruth State Champions and a proclamation was read by Jerry Bomar to this team.

ITEM NO. 6 Citizen's Forum

James Walker- Spoke relative to the Henry County Boxing Club and about funds being raised to send the team to the World Championship.
Dan Beurer—Spoke in favor of the Constable's keeping their law enforcement powers.

THE CHAIR CLOSED THE FORUM

ITEM NO. 7 Commissioner's Forum

Connie McSwain- Would like the Commission to have positive thoughts about the Tennessee Wildlife Refuge Center since this was at the top of the list suggested to Henry County for growth.

ITEM NO. 8 Thomas Tharpe –Constable

Constable Thomas Tharpe spoke to the Commission relative to the Constables keeping their enforcement powers and read a list of questions for The Sheriff and also gave some facts about this office of Constable.

ITEM NO. 9 Consent Agenda

A motion was made by Bobby Freeman and seconded by Dell Carter to approve the Consent agenda which consisted of the following:
Minutes of the June 15,2009 meeting, various quarterly /year end reports, Total property and revenue collections and the following notary publics:
Marsha French, Willette Ray, Ida L. Thornton, Patti Ann Owen, Randy E. Geiger, Francine J. Wermer, Pamela L. Martin, Kimberly R. McClain
Randy E. Geiger as principal and Charles P. Wilson & Wayne Powers surety
Pamela L. Martin as principal and Steve Greer & Lee M. Greer III surety
Kimberly R. McClain as principal and Steve Greer & Lee M. Greer surety
VOICE VOTE CARRIED

ROLL CALL

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

Attorney General Hansel McCadams requested that the County allow the 24th Judicial Task Force to purchase their workers compensation insurance under agreement with Tennessee Risk Management Trust. There will be no cost to the County as the Task Force will be billed and will make payment separate from the County. A motion was Made by Dell Carter and seconded by Earl Anderson to approve this request.

ITEM NO.11

	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 : 07/20/2009

MOTION CARRIED

ROLL CALL

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

A motion was made by Dan Paschall and seconded by Bobby Freeman to approve
 Resolution #1-7-09 to amend a tentative budget for the fiscal year 2009-2010.

ITEM NO.12

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL					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		X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM					X			
TOTAL	1				14			

DATE : 07/20/2009

MOTION CARRIED

RESOLUTION NO. 1-7-09

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD
OF COMMISSIONERS TO AMEND A TENTATIVE BUDGET
FOR FISCAL YEAR 2009-2010**

WHEREAS, the Budget Committee of the Henry County Commission has not completed its final review of all budget proposals for Fiscal Year 2009-2010; and

WHEREAS, the completion of this review process is necessary for the said committee to recommend both revenue and expenditures for Henry County during Fiscal Year 2009-2010.

NOW, THEREFORE, BE IT RESOLVED that no more than one-twelfth (1/12) of any line item in any budget may be expended without the prior approval of the Board of Commissioners of Henry County, Tennessee until the final budget for Fiscal Year 2009-2010 is approved and adopted, with the exceptions as follows:

SECTION 1. That the following departments be exempt from the one-twelfth (1/12) restriction of the continuing resolution in the Fiscal Year 2009-2010 on the following account numbers:

GENERAL FUND

51730-335 Maintenance & Repair – Central Building
51900-335 Maintenance & Repair – Buildings
52500-317 Data Processing Services – County Clerk
58220-425 Gasoline – Airport

Sheriff's Dept.

54110-307 entitled Communications
54110-320 entitled Dues & Membership
54110-336 entitled Equipment Maintenance & Repair
54110-338 entitled Vehicle Maintenance
54110-452 entitled Utilities
54110-524 entitled In-Service/Staff Development
54210-422 entitled Food Supplies

SECTION 2. That the Henry County Drug Fund be exempt from the one-twelfth (1/12) restriction of the continuing resolution in the Fiscal Year 2009-2010 Henry County Drug Fund on the following account numbers:

DRUG FUND:

- 54150-319 entitled Confidential Drug Enforcement
- 54150-338 entitled Vehicle Maintenance
- 54150-401 entitled Animal Food & Supplies

BE IT FURTHER RESOLVED that this Resolution, upon its passage by the Board of Commissioners and approval by the County Mayor, shall take effect on July 20, 2009, the welfare of the County requiring it.

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

PASSED 7-21-09




 BRENT GREER, CHAIRMAN
 HENRY COUNTY COMMISSION



 JERRY D. BQMAR
 COUNTY CLERK

APPROVED 7-21-09



 BRENT GREER
 HENRY COUNTY MAYOR

ROLL CALL

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

Resolution #2-7-09 was presented to remove the law enforcement powers of the office
 Of Constable in Henry County. A motion was made by Dan Paschall and seconded by
 Paul Mathenia to approve this resolution as presented.

ITEM NO.13

	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	X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN			X		X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM					X			
TOTAL	1				14			

DATE : 07/20/2009

MOTION CARRIED

RESOLUTION NO. 2-07-09

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE
BOARD OF COMMISSIONERS TO REMOVE THE LAW
ENFORCEMENT POWERS OF
THE OFFICE OF CONSTABLE IN HENRY COUNTY**

WHEREAS, improvements have been made over many years in the capability, professionalism and efficiency of the office of sheriff, particularly regarding law enforcement; and


WHEREAS, the lack of required training in law enforcement and the independence of constables from the sheriff has made the exercise of law enforcement (conservator of the peace) powers by constables undesirable in Henry County; and

WHEREAS, the General Assembly of the State of Tennessee through the enactment of Chapter 344 of the Public Acts of 1997 has authorized the county legislative body to remove the law enforcement (conservator of the peace) powers of the office of constable in our county upon two-thirds (2/3) majority vote in two consecutive meetings.


NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Henry County, Tennessee, assembled in regular session on the 20th day of July, 2009, law enforcement (conservator of the peace) powers of the office of constable in Henry County, Tennessee are hereby removed at the end of the last day of the month in which this resolution is adopted at second reading.

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

PASSED 7-21-09

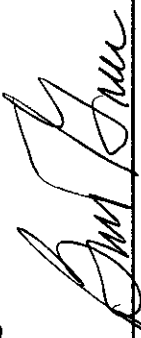


**BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION**



**JERRY D. BOMAR
COUNTY CLERK**

APPROVED 7-21-09



**BRENT GREER
HENRY COUNTY MAYOR**

RESOLUTION NO. 3-07-09

A RESOLUTION OF THE HENRY COUNTY BOARD OF COMMISSIONERS TO AUTHORIZE THE EXECUTION OF USDA FORM RD-1942-47 RELATIVE TO AN EMERGENCY SERVICES COMPLEX

WHEREAS, the County has sought the assistance of the United States Department of Agriculture, Rural Development Division for the purpose of constructing an emergency services complex to be located in the Paris Landing area; and

WHEREAS, to go forward, it is necessary that the County approve the attached Loan Resolution, being USDA form RD 1942-47, a copy of which is attached and incorporated by reference; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this 20th day of July, 2009, a majority or more of the membership concurring, that:


The Henry County Commission does authorize the County Mayor, and any other appropriate officer of the County, to execute the attached Loan Resolution, being USDA Form RD1942-47, and to otherwise go forward with obtaining the necessary funding for the emergency services complex.

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

PASSED 7-21-09



BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION



JERRY D. ROMAR
COUNTY CLERK

APPROVED 7-21-09



BRENT GREER
HENRY COUNTY MAYOR

