

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 May 18, 2009 At 7:00 PM.  
PRESENT and PRESIDING the Honorable Brent Greer, Chairman, Jerry D. Bornar, Clerk and the County Commissioners.

ITEM NO. 1 Chief Deputy Randy Gean opened the commission meeting.

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

ITEM NO. 3 County Attorney Lee Greer led in the pledge to the flag.

ITEM NO. 4 Roll Call

The Clerk called the roll with the following present:

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

ITEM NO. 5 Citizens Forum

NONE AND THE CHAIR CLOSED

ITEM NO. 6 Commissioner's Forum

Earl Anderson- Stated that he was just proud to be at the meeting and the Chairman reported that Commissioner Anderson has been recently in the Hospital.

THE CHAIR CLOSED THE FORUM

ITEM NO. 7 Nominating Committee

Commissioner Paul Mathenia presented Resolution #1-5-09 nominating Terry Evans to the Budget Committee to serve the unexpired term of Don Hutson. Term expiring January, 2011.

A motion was made by Paul Mathenia and seconded by Bobby Freeman to Approve the Resolution.

A motion was made by Dan Paschall and seconded by Bobby Freeman that The nomination cease and he be elected by acclamation.

VOICE VOTE CARRIED

ITEM NO. 8 Consent Agenda

A motion was made by Don Jones and seconded by Jeff Hamlin to approve the Consent agenda which consisted of the following:

Minutes of the April 20, 2009 meeting, various quarterly and monthly reports, report of total property tax and revenue collections to date and the Following notary public designations.

Janet C. French, Kerri R. McClure, Peggy L. Scott

VOICE VOTE CARRIED

RESOLUTION NO. 1-05-09

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
HENRY COUNTY, TENNESSEE TO APPOINT CERTAIN  
CITIZENS AND COMMISSIONERS TO VARIOUS  
BOARDS, COMMITTEES, 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 and County Commissioners 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 18<sup>th</sup> day of May, 2009, a majority or more of said Commission concurring, that Terry Evans be and hereby is appointed to fill the unexpired term of Don Hutson on the **Budget Committee** with term to expire January 2011.

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

PASSED 5-18-09



**BRENT GREER, CHAIRMAN  
COUNTY COMMISSION**



**JERRY D. BOMAR  
COUNTY CLERK**

APPROVED 5-18-09



**BRENT GREER  
COUNTY MAYOR**

ROLL CALL

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

Commissioner Humphreys presented the requested budget transfers presented at the Budget meeting. A motion was made by Kenneth Humphreys and seconded by Dan Paschall that Resolutions #2-5-09 through and inclusive of Resolution #8-5-09 be Approved as presented.

ITEM NO. 9

	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	X			
TRAVIS, JAMES					X			
WARREN, MARY					X			
WEBB, DAVID					X			
WIRGAU, TIM	X							
TOTAL	2				13			

DATE : 05/18/2009

MOTION CARRIED

000472

**RESOLUTION #2-05-09**

**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 18<sup>th</sup> day of May 2009, 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 ACCOUNT 51500-192, entitled "Election Commission," in the amount of \$500.00

DECREASE ACCOUNT 51500-193, entitled "Election Workers," in the amount of \$500.00

Please see attached request per Glenda McNutt.

**CIRCUIT CLERK**

INCREASE ACCOUNT 53100-435, entitled "Office Supplies," in the amount of \$3,145.00

DECREASE ACCOUNT 53100-194, entitled "Jury & Witness Fees," in the amount of \$3,145.00

Please see attached request from Ron Myers.

Please see attached request from Mary Burns.

**SHERIFF'S DEPARTMENT AND JAIL**

INCREASE ACCOUNT 54110-451, entitled "Uniforms," in the amount of \$1,200.00

INCREASE ACCOUNT 54110-452, entitled "Utilities," in the amount of \$7,000.00

INCREASE ACCOUNT 54110-499 entitled "Other Supplies & Materials," in the amount of \$4,000.00

DECREASE ACCOUNT 54110-354, entitled "Transportation," in the amount of \$7,000.00

DECREASE ACCOUNT 54210-413, entitled "Drug & Medical Supplies," in the amount of \$5,200.00

Please see attached request from Monte Belew.

**CONTRIBUTIONS TO OTHER AGENCIES**

INCREASE REVENUE ACCOUNT 47990, entitled "Other Direct Federal Revenue," in the amount of \$67,647.00

INCREASE REVENUE ACCOUNT 42392, entitled "Victims Assistance Assessments," in the amount of \$9,000.00


INCREASE ACCOUNT 58500-358, entitled "Remittance of Revenue Collected," in the amount of \$76,647.00

The \$67,647 is the final payment for the Shelter Plus Care Grant and the \$9,000 is to put into the budget the estimated revenue and expense for the victims assistance assessments that is paid to The Carl Perkins Center.

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

the Commission record of this date.


PASSED 5-18-09

  
BRENT GREER, CHAIRMAN

HENRY COUNTY COMMISSION

JERRY D. BOMAR  
COUNTY CLERK

APPROVED 5-18-09

  
BRENT GREER  
COUNTY MAYOR

**RESOLUTION #3-05-09**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET FOR THE HENRY COUNTY DRUG 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 Drug 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 Drug Fund; and,

**WHEREAS**, the expenditures authorized in the said budget of the Henry County Drug 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 Drug 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 18<sup>th</sup> day of May 2009, a majority or more of said membership concurring, that the budget for the Henry County Drug Fund be and hereby is amended as follows, to-wit:




INCREASE ACCOUNT 54150-358, entitled "Remittance of Revenue Collected," in the amount of \$5,000.00

INCREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$1,500.00

INCREASE REVENUE ACCOUNT 42910, entitled "Proceeds from Confiscated Property," in the amount of \$6,500.00

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

PASSED 5-18-09

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

APPROVED 5-18-09

RESOLUTION #4-05-09

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET FOR THE HENRY COUNTY DEBT SERVICE 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 Debt Service 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 Debt Service Fund; and,

WHEREAS, the expenditures authorized in the said budget of the Henry County Debt Service 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 Debt Service Fund be amended to provide additional funds for certain line items.

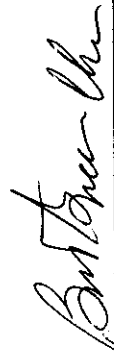
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Henry County, Tennessee assembled in regular session on this the 18<sup>th</sup> day of May 2009, a majority or more of said membership concurring, that the budget for the Henry County Debt Service Fund be and hereby is amended as follows, to-wit:

DECREASE ACCOUNT 82230-603, entitled "Education – Interest on Bonds," in the amount of \$4,946.00

INCREASE ACCOUNT 82130-601, entitled "Education – Principal on Bonds," in the amount of \$4,946.00

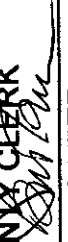
BE IT FURTHER RESOLVED that a true copy of this Resolution be spread upon the Commission record of this date.

PASSED 5-18-09

  
BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION

  
JERRY D. BOMAR  
COUNTY CLERK

APPROVED 5-18-09

  
BRENT GREER  
COUNTY MAYOR

**RESOLUTION #5-5-09**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE AN AMENDMENT TO THE ESTIMATED BEGINNING FUND BALANCE 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**, it is necessary and appropriate that the said budget of the Henry County General Fund be amended to thereby correct the estimated beginning fund balance.


**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Henry County, Tennessee assembled in recessed session on this the 18<sup>th</sup> day of May 2009, a majority or more of said membership concurring, that the estimated beginning fund balance for the Henry County General Fund be and hereby is amended to \$3,879,475.

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

PASSED 5-18-09



BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION



JERRY D. BOMAR  
COUNTY CLERK

APPROVED 5-18-09



BRENT GREER  
COUNTY MAYOR



**RESOLUTION #6-5-09**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE AN AMENDMENT TO THE ESTIMATED BEGINNING FUND BALANCE FOR THE HENRY COUNTY HIGHWAY 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 Highway 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 Highway Fund; and,

**WHEREAS**, it is necessary and appropriate that the said budget of the Henry County Highway Fund be amended to thereby correct the estimated beginning fund balance.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Henry County, Tennessee assembled in recessed session on this the 18<sup>th</sup> day of May 2009, a majority or more of said membership concurring, that the estimated beginning fund balance for the Henry County Highway Fund be and hereby is amended to \$1,384,634.

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

PASSED 5-18-09



BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION



JERRY D. BOMAR  
COUNTY CLERK

APPROVED 5-18-09



BRENT GREER  
COUNTY MAYOR

**RESOLUTION #7-5-09**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE AN AMENDMENT TO THE ESTIMATED BEGINNING FUND BALANCE FOR THE HENRY COUNTY GENERAL DEBT SERVICE 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 Debt Service 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 Debt Service Fund; and,

**WHEREAS**, it is necessary and appropriate that the said budget of the Henry County General Debt Service Fund be amended to thereby correct the estimated beginning fund balance.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Henry County, Tennessee assembled in recessed session on this the 18<sup>th</sup> day of May 2009, a majority or more of said membership concurring, that the estimated beginning fund balance for the Henry County General Debt Service Fund be and hereby is amended to \$3,067,648.


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

PASSED 5-18-09

  
BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION

  
JERRY D. BOMAR  
COUNTY CLERK

APPROVED 5-18-09

  
BRENT GREER  
COUNTY MAYOR

**RESOLUTION #8-5-09**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE AN AMENDMENT TO THE ESTIMATED BEGINNING FUND BALANCE FOR THE HENRY COUNTY SOLID WASTE 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 Solid Waste 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 Solid Waste Fund; and,

**WHEREAS**, it is necessary and appropriate that the said budget of the Henry County Solid Waste Fund be amended to thereby correct the estimated beginning fund balance.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Henry County, Tennessee assembled in recessed session on this the 18<sup>th</sup> day of May 2009, a majority or more of said membership concurring, that the estimated beginning fund balance for the Henry County Solid Waste Fund be and hereby is amended to \$293,959.

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

PASSED 5-18-09



BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION



JERRY D. BOMAR  
COUNTY CLERK

APPROVED 5-18-09



BRENT GREER  
COUNTY MAYOR



**RESOLUTION NO. 9-5-09**

**A RESOLUTION OF THE HENRY COUNTY BOARD OF COMMISSIONERS TO AUTHORIZE ENTERING INTO LITTER CONTRACT WITH THE STATE OF TENNESSEE**

**WHEREAS**, pursuant to the provisions of Tennessee Code Annotated, Section 41-2-123, the Commissioner of Transportation is authorized to make grants to counties for the purpose of funding programs for the collection of litter and trash along county, state, and interstate roads and highways; and

**WHEREAS**, Henry County has submitted an application to the Department for the purpose of obtaining program funds for the prevention or accumulation of litter and depositing of trash and the collection of litter and trash along county, state, and interstate roads and highways as described in the application; and

**WHEREAS**, said application was approved by the Tennessee Department of Transportation, and it is the desire of the parties to enter into an agreement to provide the terms and conditions of the program.

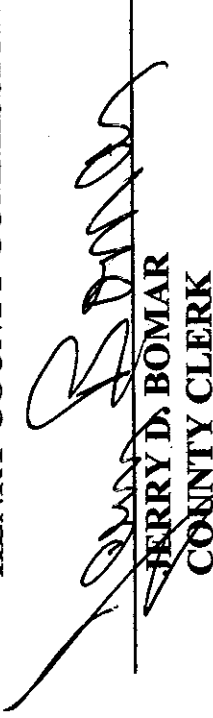
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this 18th day of May, 2009, a majority or more of the membership concurring, that the County Mayor is hereby authorized, empowered, and directed to sign a contractual agreement with the "Department" for a litter grant for Fiscal Year 2009-2010.

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

**PASSED** 5-18-09



**BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION**



**JERRY D. BOMAR  
COUNTY CLERK**

**APPROVED** 5-18-09



**BRENT GREER  
HENRY COUNTY MAYOR**



**RESOLUTION NO. 10-5-09**

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE  
BOARD OF COMMISSIONERS TO PROVIDE FOR  
APPROPRIATIONS TO NON-PROFIT OR  
CIVIC ORGANIZATIONS**

**WHEREAS**, Tennessee Code Annotated, Section 5-9-109, provides that county legislative bodies may appropriate funds for the financial aid of any non-profit charitable or civic organizations meeting the requirements of such section; and

**WHEREAS**, a non-profit charitable organization is defined in such law as one in which no part of the net earnings inures or may lawfully inure to the benefit of any private shareholder or individual and which provides services benefiting the general welfare of the residents of the county; and

**WHEREAS**, such law further provides that funds appropriated in conformity with the law shall be spent according to guidelines established by the Comptroller of the Treasury and guidelines establishing the purposes for which the money may be spent; and

**WHEREAS**, the attached list of non-profit entities meets the definitions of this law and it is the intent of this county legislative body to make an appropriation to the attached list of non-profit organizations so that funds may be used to carry out their respective programs of work for the benefit of the residents of Henry County; and

**WHEREAS**, in conformity with the requirements of Tennessee Code Annotated, Section 5-9-109 (d) with notices to be published before the seconded reading of the County Commission in a newspaper of general circulation in Henry County of the intent to make an appropriation in the amount of \$98,040.00 to be used for the purpose of providing services to benefit the general welfare of Henry County residents.

**NOW, THEREFORE, BE IT RESOLVED**, by the Henry County Legislative Body, meeting in regular session on this 18th day of May 2009, that:

SECTION 1. The sum of \$98,040.00 is hereby appropriated to varied non-profit organizations during Fiscal Year 2009-2010 as per the attached document to be used for the benefit of the general welfare of the residents of Henry County, Tennessee, in accordance with the following guidelines: that funds shall be spent according to guidelines established by the Comptroller of the Treasury of the State of Tennessee.

SECTION 2. The recipients of such funds shall file a copy of their annual report of its business affairs with the Henry County Clerk, a copy of the annual audit, its program which serves residents of the county, and the proposed use of county assistance in accordance with the requirements of Tennessee Code Annotated, Section 5-9-109(c)(1) or the annual report detailing receipts and expenditures provided for in Tennessee Code Annotated, Section 5-9-109(c)(3). The report must be certified by the chief financial officer of the non-profit organization in accordance with the provision of Tennessee Code Annotated, Section 5-9-109(c)(4).

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Henry County, Tennessee, meeting in regular session on this 18<sup>th</sup> day of May, 2009, a majority or more of the membership concurring, that the attached list of non-profit charitable civic organizations be approved for contributions on the first reading.

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



**PASSED** \_\_\_\_\_

\_\_\_\_\_  
**BRENT GREER, CHAIRMAN  
HENRY COUNTY COMMISSION**

\_\_\_\_\_  
**JERRY D. BOMAR  
COUNTY CLERK**

**APPROVED** \_\_\_\_\_

\_\_\_\_\_  
**BRENT GREER  
HENRY COUNTY MAYOR**

**NON-PROFIT ORGANIZATIONS****FISCAL YEAR 2009-2010**

1. Volunteer Fire Dept.	31,200.00
2. JACO A	3,900.00
3. Heritage Center	10,000.00
4. Paris-HC Arts Council	2,000.00
5. Community Developmental Services	10,000.00
6. Rescue Squad	4,800.00
7. KY Lake Girls Softball Assn.	6,000.00
8. HC First Responders	4,000.00
9. Fair Association	6,000.00
10. HC Youth Baseball Assn.	6,000.00
11. Damascus Road	5,000.00
12. Lee School Assn.	5,000.00
13. TN Technology Center	1,500.00
14. Aspell Recovery Center	<u>2,640.00</u>
<b>TOTAL</b>	<b>\$98,040.00</b>

