

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 September 19, 2011 at 7:00 PM. Present and presiding the Honorable Brent Greer, Chairman, Donna Craig, County Clerk and the County Commissioners:

ITEM NO. 1 The meeting was called to order by Deputy Randy Gean.

ITEM NO. 2 Invocation was led by Commissioner Humphreys.

ITEM NO. 3 The pledge to the flag was led by Commissioner Jones.

ITEM NO. 4 Roll Call

Earl Anderson, Wesley Bradley, Dell Carter, Bobby Freeman, Kenneth Humphreys, Don Jones, Kreg Kyle, Paul Mathenia, Connie McSwain, Paul Neal, Dan Paschall, Monte Starks, James Travis, Marty Visser, David Webb.

ITEM NO. 5 Citizen's Forum

NONE AND THE CHAIR CLOSED THE FORUM

ITEM NO. 6 Commissioner's Forum – Commissioner Kyle announced that the Community Action Network would be having a ribbon cutting on September 21st at 4:00 PM for Jerry Merrill, a disabled veteran.

Commissioner Kyle also announced the upcoming fall festival at Henry on October 31st from 5-8 PM and invited everyone to attend.

Chairman Greer presented Pat Hollingsworth, Henry County budget director, with the Loyal Patriot Award, for her dedication and service to Henry County.

THE CHAIR CLOSED THE FORUM

ITEM NO. 7 – A motion was made by Commissioner Carter and seconded by Commissioner Neal to approve the Consent Agenda, which consisted of the following: Minutes from the August 15, 2011 meeting, various year end reports, report of total revenue and property tax collections to date, and the following notaries: Cindy R. Brown, Belinda R. Cochran, Christina Coleman, Pamela K. Conger, Victoria S. Marion, William R. Neese, Verna Odom, Todd A. Rose, Harold Shatlain, G. Robert Whitfield III, Sherry Lyn Wilson.

00 043

ROLL CALL

COUNTY COMMISSION, HENRY COUNTY, DONNA CRAIG, COUNTYCLERK
PARIS, TENNESSEE

A motion was made by Commissioner Kyle and seconded by Commissioner Bradley to amend Resolution 1-9-11 to appoint Kenny Paschall, mayor of Puryear, to the Regional Solid Waste Board for a four-year term to expire September 2015.

VOICE VOTE CARRIED

A motion was made by Commissioner Travis and seconded by Commissioner Mathenia to approve Resolution 1-9-11 as amended.

ITEM NO. 8

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL					X			
BRADLEY, WESLEY					X			
CARTER, DELL					X			
FREEMAN, BOBBY					X			
HUMPHREYS, KENNETH					X			
JONES, DON					X			
KYLE, KREG					X			
MATHENIA, PAUL				X	X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
STARKS, MONTE					X			
TRAVIS, JAMES			X		X			
VISSER, MARTY					X			
WEBB, DAVID					X			
TOTAL					15			

DATE : 9-19-2011

MOTION CARRIED

00 044

RESOLUTION NO. 1-9-11

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS 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 19th day of September, 2011, a majority or more of said Commissioners concurring, that:

SECTION 1. Monte Starks be and hereby has been appointed to the County Commission to fill the unexpired 4-year term of Mary Warren, replacing Mary Warren on the following committees:

- a. Adult Oriented Establishment Board – Term - co-terminus.
- b. Committee on Aging – Ex. May 2014
- c. Central Community Service Center Bldg. Committee – Expires Jan. 2012
- d. Health Insurance Committee- Expires January 2012
- e. Legislative Committee – Expires January 2012
- f. Non-profit Organization Study Committee – Term – Co-terminus
- g. Ad Hoc Parks and Recreation Study Committee – Term – Co-terminus
- h. Work Release Committee – Expires January 2012

SECTION 2. Brent Greer be and hereby is appointed as Chairman of the County Commission for a 1 year term with term to expire September 2012.

SECTION 3. Dan Paschall be and hereby is appointed as Vice Chairman of the County Commission for a 1 year term with term to expire September 2012.

SECTION 4. Brent Greer be and hereby is appointed to the Board of Health for a 1 year term with term to expire September 2012.

SECTION 5. Paul Mathenia be and hereby is appointed to the Tourism Committee for a 1 year term with term to expire September 2012.

SECTION 6. Brent Greer be and hereby is appointed to the Veterans Service Committee for a 1 year term with term to expire September 2012.

SECTION 7. The following be and hereby are appointed to the Regional Solid Waste Board:

- a. Brent Greer 6 year term to expire September 2017
- b. Joe Qualls, Mayor of Henry 4 year term to expire September 2015
- c. Sam Tharpe, Mayor Paris 4 year term to expire September 2015
- d. Kenny Paschall, Mayor of Puryear 4 year term to expire September 2015

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 Mayor, 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 9-19-11



**BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION**

Donna Craig

DONNA CRAIG
COUNTY CLERK

APPROVED 9-19-11

Brent Greer

BRENT GREER
HENRY COUNTY MAYOR

ROLL CALL
 COUNTY COMMISSION, HENRY COUNTY, DONNA CRAIG, COUNTYCLERK
 PARIS, TENNESSEE

A motion was made by Commissioner Humphreys and seconded by Commissioner Anderson to approve Resolutions 2-9-11, 3-9-11 and 4-9-11 to authorize certain changes in the budget.

ITEM NO. 9

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL				X	X			
BRADLEY, WESLEY					X			
CARTER, DELL					X			
FREEMAN, BOBBY					X			
HUMPHREYS, KENNETH			X		X			
JONES, DON					X			
KYLE, KREG					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
TOTAL					15			

DATE : 9-19-2011

MOTION CARRIED

RESOLUTION #2-09-11

**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 2011-2012**

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its August Recessed Session, 2011, adopted the budget for the Henry County General Fund for fiscal 2011-2010; 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 19th day of September 2011, 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:

MISCELLANEOUS

DECREASE ACCOUNT 51500-106, entitled "Deputy Salary," in the amount of \$83.00

INCREASE ACCOUNT 53400-106-003, entitled "Deputy Salary," in the amount of \$42.00

INCREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$41.00

This amendment is due to reviewing salaries that were budgeted versus actual salaries to be paid resulting in an adjustment to each account.

CIRCUIT COURT CLERK

INCREASE ACCOUNT 53100-317, entitled "Data Processing Services," in the amount of \$497.50

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$497.50

Please see memo from Mike Wilson regarding the request.

SHERIFF'S OFFICE AND JAIL

DECREASE ACCOUNT 54110-337, entitled "Maintenance & Repair – Office Equipment," in the amount of \$500.00

DECREASE ACCOUNT 54210-317, entitled "Data Processing Services," in the amount of \$1,000.00

DECREASE ACCOUNT 54210-355, entitled "Travel," in the amount of \$1,000.00

DECREASE ACCOUNT 54210-451, entitled "Uniforms," in the amount of \$1,000.00

DECREASE ACCOUNT 54210-499, entitled "Other Supplies & Materials," in the amount of \$1,500.00

DECREASE ACCOUNT 54210-599, entitled "Other Charges," in the amount of \$10,000.00

INCREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$15,000.00

DECREASE ACCOUNT 54110-106-001, entitled "Deputy's Salary," in the amount of \$862.00

DECREASE ACCOUNT 54110-109, entitled "Captain's Salary," in the amount of \$1,313.00

DECREASE ACCOUNT 54110-148-001, entitled "Dispatcher's Salary," in the amount of \$706.00

INCREASE ACCOUNT 54110-148-002, entitled "Dispatcher's Salary," in the amount of \$77.00

DECREASE ACCOUNT 54210-160-003, entitled "Correctional Officer's Salary," in the amount of \$706.00

INCREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$3,510.00

Please see attached memo from Monte Belew regarding this amendment.

MISCELLANEOUS

INCREASE REVENUE ACCOUNT 49700, entitled "Insurance Recovery," in the amount of \$50,279.00

INCREASE ACCOUNT 58900-399, entitled "Other Contracted Services," in the amount of \$50,279.00

This amendment is due to the storm damage to the Central Building roof. This will allow us to deposit the insurance proceeds and pay the contractor for the work.

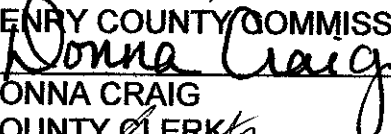
BE IT FURTHER RESOLVED that a true copy of this Resolution be spread upon the Commission record of this date.


PASSED 9-19-11

APPROVED 9-19-11


BRENT GREER, CHAIRMAN

HENRY COUNTY COMMISSION


DONNA CRAIG
COUNTY CLERK


BRENT GREER
COUNTY MAYOR



Henry County Circuit Court
24th Judicial District
Mike Wilson, Clerk

P.O. Box 429, Paris, Tennessee 38242
(731) 642-0461

09/01/2011

To: Henry County Budget Committee
Pat Hollingsworth, Budget Director

From: Mike Wilson, Circuit Court Clerk

Re: Circuit & General Court budget transfer request
Data Processing / Annual contracts

I am requesting the following budget line item transfer(s):

- I. **Subtract \$497.50 from line item 39000 Unappropriated Fund Balance and add \$497.50 to line item 53100-317 Data Processing Services.**

This request is to complete funding of the annual computer software & hardware support contracts for both Circuit & General Sessions Court expenditures for the 2011-2012 fiscal year with Local Government. An emergency accounts payable request was utilized in the interim in order to not disrupt this support agreement and suffer penalties.

Apparently somewhere in the budget planning process an inaccurate figure was recorded and ultimately left the line item short. This is not due to an expense increase. In fact, there is a substantial decrease from past years in the amount of support necessary related to some obsolete hardware I determined no longer needed support. (This year's expense is \$1335.00 less than last fiscal year.)

I plan to attend the Budget Committee meeting and will be glad to answer any questions then or prior to the meeting regarding this request.

Respectfully,

Mike Wilson

Donald E. Parish
Circuit Judge
P.O. Box 9
Huntingdon, Tennessee 38344

00 051

C. Creed McGinley
Circuit Judge
P.O. Box 548
Savannah, Tennessee 38372

HENRY COUNTY, TENNESSEE

ACCOUNTS AND BUDGETS OFFICE
PO BOX 7
PARIS TN 38242


EMERGENCY ACCOUNTS PAYABLE REQUEST

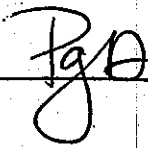
Date: 8-8-11

Amount: 497.50

Vendor: LOCAL GOVERNMENT

Reason for request: TO FUND ANNUAL SOFTWARE SUPPORT
AGREEMENT FOR CIRCUIT COURT. BUDGET FOR THIS
LINE ITEM WAS UNDERFUNDED IN ERROR DURING
NEW BUDGET PROCESS.

Department Head: MURR WILSON 

Request Approved: 

Request Denied: _____



Henry County Sheriff's Office

Sheriff Monte Belew

210 Forrest Heights • P.O. Box 639 • Paris, Tennessee 38242 • Telephone 731-642-1672 • Fax 731-644-0469

To: Budget Committee

From: Sheriff Belew

Date: September 6, 2011

Re: Budget transfers

The Henry County Sheriff's Office would like to make the following budget transfers in the **General Fund:**

Decrease account 54110-337 entitled Office Equipment Maintenance and Repair in the amount of \$500.00.

Decrease account 54210-317 entitled Data Processing Services in the amount of \$1,000.00.

Decrease account 54210-355 entitled Travel in the amount of \$1,000.00.

Decrease account 54210-451 entitled Uniforms in the amount of \$1,000.00.

Decrease account 54210-499 entitled Other Supplies in the amount of \$1,500.00.

Decrease account 54210-599 entitled Other Charges in the amount of \$10,000.00.

Increase Unappropriated Fund Balance in the amount of \$15,000.00.

Transfers are due to our department requesting to reduce our budget in these line items during the budget process. Due to the budget already being printed and waiting for approval, the above transfers were not reduced in our budget causing the transfers to be made at this time.

Decrease account 54110-106-001 entitled Deputy's Salary in the amount of \$862.00.

Decrease account 54110-109 entitled Captain in the amount of \$1,313.00.

Decrease account 54110-148-001 entitled Dispatcher in the amount of \$706.00.

Increase account 54110-148-002 entitled Dispatcher in the amount of \$77.00.

Decrease account 54210-160-003 entitled Correctional Officer in the amount of \$706.00

Increase Unappropriated Fund Balance in the amount of \$3,510.00.

Transfers are due to these salaries being budgeted incorrectly during the budget process. These reductions would have been the 3% COLA except for account 54110-148-002 which was not budgeted correctly.

Wade Dortch Roofing LLC
215 WADE DORTCH ROAD
PO BOX 53
PARIS, TN 38242
731-644-3617

INVOICE

Project:
CENTRAL COMMUNITY CENTER
55 JONES BEND ROAD EXTENDED
PARIS, TN 38242

Bill to:
HENRY COUNTY MAYORS OFFICE
PO BOX 7
PARIS, TN 38242
ATTN: PAT

Invoice number: 1224
Invoice date: 8/30/11
Our JobId: CENTR
P.O. number:

Quantity	Description	Price	Amount
	INSTALLED NEW WHITE TPO ROOF SYSTEM ON GYM.		46,281.00
	TEMPORARY REPAIR TO EXISTING ROOF DUE TO STORM DAMAGE		4,498.00

Thank you!

Total due: 50,779.00

RESOLUTION #3-09-11

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET FOR THE HENRY COUNTY SOLID WASTE FUND FOR FISCAL 2011-2012

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its August Recessed Session, 2011, adopted the budget for the Henry County Solid Waste Fund for fiscal 2011-2010; 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, the expenditures authorized in the said budget of the Henry County Solid Waste 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 Solid Waste 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 19th day of September 2011, a majority or more of said membership concurring, that the budget for the Henry County Solid Waste Fund be and hereby is amended as follows, to-wit:

INCREASE REVENUE ACCOUNT 46170, entitled "Waste Tire Grant," in the amount of \$33,600.00

INCREASE ACCOUNT 55759-359, entitled "Disposal Fees," in the amount of \$33,600.00

INCREASE ACCOUNT 55751-599, entitled "Other Charges," in the amount of \$3,237.61

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$3,237.61

The first two accounts of this amendment deal with putting a grant into the budget. The last two accounts of the amendment is to rebudget some funds that were for storm damage repair that was not expensed by June 30th.

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

PASSED 9-19-11

Brent Greer
BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION

APPROVED 9-19-11

Donna Craig
DONNA CRAIG
COUNTY CLERK
Brent Greer
BRENT GREER
COUNTY MAYOR

RESOLUTION #4-09-11

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET FOR THE HENRY COUNTY GENERAL CAPITAL PROJECTS FUND FOR FISCAL 2011-2012

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its August Recessed Session, 2011, adopted the budget for the Henry County General Capital Projects Fund for fiscal 2011-2010; 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 Capital Projects Fund; and,

WHEREAS, the expenditures authorized in the said budget of the Henry County General Capital Projects 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 Capital Projects 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 19th day of September 2011, a majority or more of said membership concurring, that the budget for the Henry County General Capital Projects Fund be and hereby is amended as follows, to-wit:

INCREASE ACCOUNT 91110-702, entitled "Airport Improvements," in the amount of \$6,435.34

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$6,435.34

This amendment is to allow for a reimbursement for an unused match portion of an airport grant that was billed to the State of TN in December of 2009 and received by the County in July 2011 to be put in the budget.

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

the Commission record of this date.

PASSED 9-19-11

APPROVED 9-19-11


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION


DONNA CRAIG
COUNTY CLERK


BRENT GREER
COUNTY MAYOR

ROLL CALL
 COUNTY COMMISSION, HENRY COUNTY, DONNA CRAIG, COUNTYCLERK
 PARIS, TENNESSEE

A motion was made by Commissioner Freeman and seconded by Commissioner Kyle to approve Resolution 5-9-11, establishing the Rules of Procedure for conducting a special election to fill the office of Judicial Commissioner.

ITEM NO. 10

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL					X			
BRADLEY, WESLEY					X			
CARTER, DELL					X			
FREEMAN, BOBBY			X		X			
HUMPHREYS, KENNETH					X			
JONES, DON					X			
KYLE, KREG				X	X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
TOTAL					15			

DATE : 9-19-2011

MOTION CARRIED

RESOLUTION NO. 5-9-11

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD
OF COMMISSIONERS ESTABLISHING THE RULES OF
PROCEDURE FOR CONDUCTING A SPECIAL ELECTION TO
FILL THE OFFICE OF JUDICIAL COMMISSIONER**

WHEREAS, a vacancy now exists in the office of Judicial Commissioner; and

WHEREAS, the Board of Commissioners of Henry County, Tennessee must fill the said vacancy which now exists; and

WHEREAS, a special election for the purpose of filling the said vacancy has been set by the Board of Commissioners of Henry County, Tennessee; and

WHEREAS, it is appropriate and necessary that certain rules and procedures for the conduct of the special election be established to insure the order and fairness of the said special election.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this 19th day of September 2011, a majority or more of the membership concurring, that:

SECTION 1. Each candidate for the office of Judicial Commissioner, whose qualifications are accepted by said Henry County Commission, be and hereby is granted the opportunity to speak to the assembled Commission in his/her own behalf prior to the casting of the official ballot or ballots; and provided, however, that any candidate so qualified may designate a person of his or her choice to speak in his or her own behalf; and provided, further, that in any event, the time granted for the speech or speeches on behalf of any candidate shall be for a period of time no longer than five (5) minutes.

SECTION 2. Any and all ballots shall be cast pursuant to the requirements of Section 5-5-116 of the Tennessee Code Annotated.

SECTION 3. To be elected, a candidate must receive the vote of a minimum of eight (8) Commissioners, pursuant to the requirements of Section 5-5-109 of the Tennessee Code Annotated.

SECTION 4. In the event that no candidate receives the eight (8) votes required for election on the first ballot, then the Commission shall proceed to the second ballot and any number of additional ballots necessary until one candidate receives the vote of a minimum of eight (8) of the Commissioners; provided, that before proceeding to a second or any subsequent ballot, the name or names of the candidate or candidates receiving the least number of votes on the previous ballot shall be deleted from the second or any subsequent ballot; and provided, further, that the names of a candidate or candidates shall not be deleted from any ballot when such deletion would result in a ballot containing the name of only one (1) candidate that had received less than the eight (8) votes required for election.

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

PASSED 9-19-11

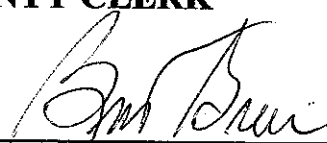


BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION



DONNA CRAIG
COUNTY CLERK

APPROVED 9-19-11



BRENT GREER
HENRY COUNTY MAYOR

ROLL CALL
 COUNTY COMMISSION, HENRY COUNTY, DONNA CRAIG, COUNTYCLERK
 PARIS, TENNESSEE

A motion was made by Commissioner Neal and seconded by Commissioner Starks to approve Resolution 6-9-11, establishing the rules of procedure for conducting a special election to fill the Henry County Constable – 3rd district vacancy.

ITEM NO. 11

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL					X			
BRADLEY, WESLEY					X			
CARTER, DELL					X			
FREEMAN, BOBBY					X			
HUMPHREYS, KENNETH					X			
JONES, DON					X			
KYLE, KREG					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL			X		X			
PASCHALL, DAN					X			
STARKS, MONTE				X	X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
TOTAL					15			

DATE : 9-19-2011

MOTION CARRIED

00 061

RESOLUTION NO. 6-9-11

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS ESTABLISHING THE RULES OF PROCEDURE FOR CONDUCTING A SPECIAL ELECTION TO FILL THE HENRY COUNTY CONSTABLE – 3RD DISTRICT

WHEREAS, a vacancy now exists in the Henry County Constable – 3rd District; and

WHEREAS, the Board of Commissioners of Henry County, Tennessee must fill the said vacancy which now exists; and

WHEREAS, a special election for the purpose of filling the said vacancy has been set by the Board of Commissioners of Henry County, Tennessee; and

WHEREAS, it is appropriate and necessary that certain rules and procedures for the conduct of the special election be established to insure the order and fairness of the said special election.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this 19th day of September 2011, a majority or more of the membership concurring, that:

SECTION 1. Each candidate for the County Constable, whose qualifications are accepted by said Henry County Commission, be and hereby is granted the opportunity to speak to the assembled Commission in his/her own behalf prior to the casting of the official ballot or ballots; and provided, however, that any candidate so qualified may designate a person of his or her choice to speak in his or her own behalf; and provided, further, that in any event, the time granted for the speech or speeches on behalf of any candidate shall be for a period of time no longer than five (5) minutes.

SECTION 2. Any and all ballots shall be cast pursuant to the requirements of Section 5-5-116 of the Tennessee Code Annotated.

SECTION 3. To be elected, a candidate must receive the vote of a minimum of eight (8) Commissioners, pursuant to the requirements of Section 5-5-109 of the Tennessee Code Annotated.

SECTION 4. In the event that no candidate receives the eight (8) votes required for election on the first ballot, then the Commission shall proceed to the second ballot and any number of additional ballots necessary until one candidate receives the vote of a minimum of eight (8) of the Commissioners; provided, that before proceeding to a second or any subsequent ballot, the name or names of the candidate or candidates receiving the least number of votes on the previous ballot shall be deleted from the second or any subsequent ballot; and provided, further, that the names of a candidate or candidates shall not be deleted from any ballot when such deletion would result in a ballot containing the name of only one (1) candidate that had received less than the eight (8) votes required for election.

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

PASSED 9-19-11



BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION



DONNA CRAIG
COUNTY CLERK

APPROVED 9-19-11



BRENT GREER
HENRY COUNTY MAYOR

ROLL CALL
 COUNTY COMMISSION, HENRY COUNTY, DONNA CRAIG, COUNTYCLERK
 PARIS, TENNESSEE

A motion was made by Commissioner Humphreys and seconded by Commissioner Bradley to approve Resolution 7-9-11 to authorize the issuance, sale, and payment of Capital Outlay Notes not to exceed \$253,716.

ITEM NO. 12

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL					X			
BRADLEY, WESLEY				X	X			
CARTER, DELL					X			
FREEMAN, BOBBY					X			
HUMPHREYS, KENNETH			X		X			
JONES, DON					X			
KYLE, KREG					X			
MATHENIA, PAUL					X			
MCSWAIN, CONNIE					X			
NEAL, PAUL					X			
PASCHALL, DAN					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY						X		
WEBB, DAVID					X			
TOTAL					14	1		

DATE : 9-19-2011

MOTION CARRIED

00 064

RESOLUTION NO. 7-9-11

**A RESOLUTION OF THE HENRY COUNTY, TENNESSEE
BOARD OF COMMISSIONERS TO AUTHORIZE THE ISSUANCE, SALE,
AND PAYMENT OF CAPITAL OUTLAY NOTES NOT TO
EXCEED \$253,716**

WHEREAS, the Governing Body of Henry County, Tennessee (the Local Government) has determined that it is necessary and desirable to provide funds for the following public works project (the "Project"): Capital Outlay Note 2011-2012 Fiscal Year (See Attachment).

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 Title 9, Chapter 21, Tennessee Code Annotated (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 Chief Executive Officer 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 fifty-three thousand seven hundred sixteen dollars (\$253,716) (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 permitted by law. The Notes shall be designated "2011 Capital Outlay Notes, Series 2011a", shall be numbered serially from 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 99% of par value and accrued interest; and shall bear interest at a rate or rates not to exceed 3 percent (3%) 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 three (3) 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 See Attachment year. Provided, however, that each year the Notes are outstanding, N/A but in no event not less

than one-ninth (1/9), 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 of not exceeding one percent (1%) of the principal amount.

Section 4. That, the Notes shall be direct general obligations of the Local Government, for which the punctual payment of the principal and interest on the notes, the full faith and credit of the Local Government is irrevocably pledged 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 special 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.

If applicable, the Notes shall be further secured by Not Applicable.

(If the revenues generated by Project are to be applied as additional security for the Notes, describe such revenues here.)

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 Mayor 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 as required by law.

Section 6. That, the Notes will be issued in fully registered form and that at all times during which any Notes remains outstanding and unpaid, the Local Government or its agent shall keep or cause to be kept at its office a 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 of the registered owner's 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 Notes. The Local Government shall not be obligated to make any such Note transfer during the fifteen (15) days next preceding an interest payment date of 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 in substantially the form authorized by the State Director of Local Finance and shall recite that the Notes are issued pursuant to Title 9, Chapter 21, Tennessee Code Annotated.

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, upon the opinion of bond counsel, the Notes may be designated as qualified tax-exempt obligations for the purpose of Section 265(b) (3) of the Internal Revenue Code of 1986.

Section 10. That, after the sale of the Notes, and for each year that any of the notes are outstanding, the Local Government shall prepare an annual budget in a form consistent with accepted governmental standards and as approved by the State Director of Local Finance (the "Director".) The budget shall be kept balanced during the life of the notes. The annual budget shall be submitted to the Director immediately upon its adoption; however, it shall not become the official budget for the fiscal year until such budget is approved by the Director in accordance with Title 9, Chapter 21, Tennessee Code Annotated (the "Statutes".) If the Director determines that the budget does not comply with the Statutes, the Governing Body shall adjust its estimates or make additional tax levies sufficient to comply with the Statutes, or as directed by the Director.

Section 11. That, if any of the Notes shall remain unpaid at the end of three (3) 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 approval by the State Director of Local Finance.


Section 12. That, all orders or resolutions in conflict with this Resolution are hereby repealed insofar as such conflict exists and this Resolution shall become effective immediately upon its passage.

Duly passed and approved this 19th day of September, 2011.

PASSED 9-19-11



BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION



DONNA CRAIG
COUNTY CLERK

APPROVED 9-19-11



BRENT GREER
HENRY COUNTY MAYOR

ATTACHMENT "A"

CAPITAL PROJECTS

General Admin		Estimated Life
Airport Improvements	25,000	20 yrs.
Building Improvements	16,609	Various
Data Processing	19,258	5 yrs.
Law Enforcement Equipment	32,500	3 yrs.
Motor Vehicles	85,245	3 yrs.
Other Construction	6,000	10 yrs.
Other Construction	7,972	10 yrs.
Other Construction	57,000	20 yrs.
Other Capital Outlay	4,132	3 yrs.
Total	\$253,716	

Registered

Henry County, Tennessee

Registered

(Name of Local Government)

Note #:

Of the

\$253,716

State of Tennessee

Capital Outlay Note, Series 2011a

DATED

INTEREST
RATE

MATURITY
DATE

Registered Owner:

Principal Sum: \$

The Board of Commissioners of Henry County, Tennessee hereby acknowledges itself indebted, and for value received hereby promises to pay to the Registered Owner hereof (named above), or registered assigns, the Principal Sum specified above on the Maturity Date specified above or according to an amortization schedule attached hereto (unless this note shall have been duly called for prior redemption and payment of the redemption price shall have been duly made or provided for), upon presentation and surrender to the Local Government or its agent, and to pay interest on the Principal Sum on June 30, 2012, and thereafter on N/A of each year at the Interest Rate per annum specified above or according to an amortization schedule attached hereto, by check, draft, or warrant mailed to the Registered Owner at the address of the Registered Owner as it appears on the fifteenth (15th) calendar day of the month next preceding the applicable payment date in the note register maintained by or on behalf of the Local Government. Both principal of and interest on this note are payable at the office of the County Mayor of the Local Government or a paying agent duly appointed by the Local Government in lawful money of the United States of America.

This note is a direct obligation of the Local Government for the payment of which as to both principal and interest the full faith and credit of the Local Government is pledged.

This note is subject to redemption prior to its stated maturity in whole or in part at any time at the option of the Local Government upon payment of the principal amount of the note together with the interest accrued thereon to the date of redemption with a premium of N/A % of par value.

This note is issued under the authority of Parts I, IV, and VI of Title 9, Chapter 21, Tennessee Code Annotated, and a Resolution duly adopted by the Governing Body of the Local Government meeting in session on the 18th day of October, 2010 (the "Resolution") to provide funds to finance the cost of public works projects referenced in the Resolution.

This 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 of the note together with a written instrument of transfer satisfactory to the Local Government duly executed by the Registered Owner or the Registered Owner's duly

authorized attorney but only in the manner as provided in the Resolution of the Local Government authorizing the issuance of this note and upon surrender hereof for cancellation. Upon the transfer of any such note, the Local Government or its agent 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.

Title 9, Chapter 21, Section 117, Tennessee Code Annotated provides that this note and interest thereon are exempt from taxation by the State of Tennessee or by any county, municipality or taxing district of the State, except for inheritance, transfer and estate taxes and except as otherwise provided under the laws of the State of Tennessee.

IT IS HEREBY CERTIFIED, RECITED AND DECLARED that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this note exist, have happened and have been performed in due time, form and manner as required by the Constitution and laws of the State of Tennessee, and that the amount of this note, together with all other indebtedness of the Local Government, does not exceed any constitutional or statutory limitation thereon, and that this note is within every constitutional and statutory limitation.

IN WITNESS WHEREOF, the Governing Body of the Local Government has caused this note to be executed in the name of the Local Government by the manual signature of the County Mayor, and countersigned and attested by the manual signature of the County Clerk with the Seal of the Local Government affixed hereto or imprinted hereon, and this note to be dated as of the _____ day of 20____.

(County Mayor)

ATTESTED: _____
(County Clerk)

ASSIGNMENT

Note No. R- _____.

Amount: \$ _____.

For value received, the undersigned hereby sells, assigns and transfers unto

(Name and address of assignee)

(Please indicate social security or other tax identifying number of assignee)

The within-mentioned note and hereby irrevocably constitutes and appoints _____, attorney-in-fact, to transfer the same on the note register in the office of the _____ or the agent of the Local Government with full power of substitution in the premises.

Date: _____

Assignor: _____

Address: _____

Signature Guaranteed by: _____

NOTE: The signature as to this assignment must correspond with the name as written on the face of the within note in every particular, without alteration, enlargement or any change whatsoever.

ROLL CALL
 COUNTY COMMISSION, HENRY COUNTY, DONNA CRAIG, COUNTYCLERK
 PARIS, TENNESSEE

A motion was made by Commissioner Carter and seconded by Commissioner Jones to adjourn.

ITEM NO. 13

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
ANDERSON, EARL								
BRADLEY, WESLEY								
CARTER, DELL			X					
FREEMAN, BOBBY								
HUMPHREYS, KENNETH								
JONES, DON				X				
KYLE, KREG								
MATHENIA, PAUL								
MCSWAIN, CONNIE								
NEAL, PAUL								
PASCHALL, DAN								
STARKS, MONTE								
TRAVIS, JAMES								
VISSER, MARTY								
WEBB, DAVID								
TOTAL								

DATE : 9-19-2011