



***AGENDA
HENRY
COUNTY
COMMISSION
MONDAY
JUNE 15, 2015
5:00 P.M.
HENRY
COUNTY
COURT
HOUSE***

1. Call to order and opening of the Commission.
2. Invocation.
3. Pledge to the Flag of the United States of America.
4. Roll call.
5. Citizen's forum.
6. Commissioners' forum.
7. Appointments, confirmations, and elections.
 - a. Consideration of a resolution making certain appointments to various boards and committees and action thereon by the Commission.

- b. Loyal Patriot Presentation
8. **BUSINESS:**
- a. Approval of Consent Agenda and action thereon by the Commission.
 - b. Presentation by the County Trustee of requests for certain tax refunds and action thereon by the Commission.
 - c. Presentation of Budget
 - d. Consideration of resolutions to approve budget amendments and action thereon by the Commission.
 - e. Consideration of a resolution to approve funding of non-profit organizations and action thereon by the Commission. (first reading)
 - f. Consideration of a resolution amending Resolution 5-3-04, relative to the method of appealing an adverse decision of the Henry County Adult-Oriented Establishment Registration Board and action thereon by the Commission.
 - g. Report from the Delinquent Tax Committee and action thereon by the commission.
9. Announcements and Statements.
10. Adjournment.



CONSENT AGENDA

ITEMS TO BE APPROVED:

1. Minutes of the meeting of May 18, 2015
2. Various quarterly reports.
3. Notary Public designations.
4. Report of property tax collections to date.
5. Report of total revenue collections to date.

RESOLUTION NO. 1-06-15

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 15th day of June, 2015, a majority or more of said Commission concurring, that:

SECTION 1. Carol Hutson be and hereby is appointed to the Civil Service Board for a 3-year term with term to expire June 30, 2018.

SECTION 2. Kenneth Humphreys be and hereby is appointed to the Henry County Library Board for a 3-year term with term to expire June 30, 2018.

SECTION 3. Ken Walker be and hereby is appointed to the

Paris-Henry County Volunteer Committee for a 2-year term with term to expire June 30, 2017.

SECTION 4. Mary Kate Ridgeway be and hereby is appointed to the Paris-Henry County Volunteer Committee for a 3-year term with term to expire June 30, 2018.

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

PASSED_____

**BRENT GREER, CHAIRMAN
COUNTY COMMISSION**

**DONNA CRAIG
COUNTY CLERK**

APPROVED_____

**BRENT GREER
COUNTY MAYOR**

RESOLUTION #2-6-15

**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 2014-2015**

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its July Regular Session, 2014, adopted the budget for the Henry County General Fund for fiscal 2014-2015; 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 15th day of June 2015, 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:

COUNTY COMMISSION

INCREASE ACCOUNT 51100-355, entitled "Travel," in the amount of \$3,000.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$3,000.00

This transfer is due to low funds. This amount is estimated for expenses through June 30, 2015.

CENTRAL BUILDING

INCREASE ACCOUNT 51730-452, entitled "Utilities," in the amount of \$2,000.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$2,000.00

This transfer is due to low funds. This amount is estimated for expenses through June 30, 2015.

COUNTY BUILDINGS

INCREASE ACCOUNT 51800-307, entitled "Communication," in the amount of \$13,000.00

INCREASE ACCOUNT 51800-434, entitled "Natural Gas," in the amount of \$4,000.00

INCREASE ACCOUNT 51800-452, entitled "Utilities," in the amount of \$9,000.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$26,000.00

This transfer is due to low funds. These amounts are estimates for expenses through June 30, 2015.

COUNTY TRUSTEE'S OFFICE

INCREASE ACCOUNT 52400-169, entitled "Part-time Personnel," in the amount of \$1,075.00

DECREASE ACCOUNT 52400-106-DP1, entitled "Deputy Salary," in the amount of \$1,075.00

INCREASE ACCOUNT 52400-355, entitled "Travel," in the amount of \$800.00

DECREASE ACCOUNT 52400-348, entitled "Postage," in the amount of \$800.00

The salary transfer is due to part-time personnel working last summer prior to the election. Please see request from Randi French regarding the travel transfer.

COUNTY CORONER/MEDICAL EXAMINER

INCREASE ACCOUNT 54610-199, entitled "Other Per Diem and Fees," in the amount of \$4,000.00

DECREASE ACCOUNT 54610-399, entitled "Other Contracted Services," in the amount of \$4,000.00

This transfer is due to low funds. These amounts are estimates for expenses through June 30, 2015.

OFFICE ON AGING

INCREASE ACCOUNT 56100-599, entitled "Other Contracted Services," in the amount of \$125.00

INCREASE ACCOUNT 56100-435, entitled "Office Supplies," in the amount of \$350.00

DECREASE ACCOUNT 56100-337, entitled "Maintenance & Repair – Office Equipment," in the amount of \$125.00

DECREASE ACCOUNT 56100-499, entitled "Other Supplies and Materials," in the amount of \$100.00

DECREASE ACCOUNT 56100-338, entitled "Maintenance & Repair – Vehicles," in the amount of \$150.00

DECREASE ACCOUNT 56100-425, entitled "Gasoline," in the amount of \$100.00

Please see memo from Reginald Caldwell regarding this transfer.

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

the Commission record of this date.

PASSED _____

BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION

DONNA CRAIG
COUNTY CLERK

APPROVED _____

BRENT GREER
COUNTY MAYOR

RESOLUTION #3-6-15

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 2014-2015

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its July Regular Session, 2014, adopted the budget for the Henry County Solid Waste Fund for fiscal 2014-2015; 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 15th day of June 2015, 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 ACCOUNT 58400-510, entitled "Trustee's Commission," in the amount of \$3,000.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$3,000.00

INCREASE ACCOUNT 55751-338, entitled "Maintenance & Repair - Vehicles," in the amount of \$4,000.00

DECREASE ACCOUNT 55751-790, entitled "Other Equipment," in the amount of \$4,000.00

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

the Commission record of this date.

PASSED _____

BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION

DONNA CRAIG
COUNTY CLERK

APPROVED _____

BRENT GREER
COUNTY MAYOR

RESOLUTION #4-6-15

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE CERTAIN CHANGES IN THE BUDGET FOR THE HENRY COUNTY HIGHWAY FUND FOR FISCAL 2014-2015

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its July Regular Session, 2014, adopted the budget for the Henry County Highway Fund for fiscal 2014-2015; 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, the expenditures authorized in the said budget of the Henry County Highway 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 Highway 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 15th day of June 2015, a majority or more of said membership concurring, that the budget for the Henry County Highway Fund be and hereby is amended as follows, to-wit:

Increase:	610435 Office Supplies	\$ 30.00
Decrease:	610438 Postal Charges	\$ 30.00
Increase:	620446 Small Tools	\$ 200.00
Decrease:	620444 Salt	\$ 200.00

Increase: 620408 Concrete \$ 300.00
Decrease 620455 Wood Products \$ 300.00

Increase: 620399 Other Contracted Services \$ 17,876.00
Decrease: 631412 Diesel Fuel \$ 17,876.00

Increase for roadside spraying-mowing /snow-ice removal

Increase: 631446 Small Tools \$ 200.00
Decrease: 631433 Lubricants \$ 200.00

Increase: 631418 Equip. & Machine Parts \$ 15,000.00
Decrease: 631412 Diesel Fuel \$ 15,000.00

Increase needed due to repairs on several pieces of large equipment

Increase: 640163 Educational Assistants \$ 418.00
Increase: 640432 Media \$ 215.30
Decrease: 640599 Other Charges \$ 633.30

Increase: 680718 Motor Vehicles \$ 800.00
Decrease: 680714 Highway Equip. \$ 800.00

Increase: 680720 Plant/Operations Equip. \$ 19,255.00
Decrease: 631425 Gasoline \$ 19,255.00

Increase needed for purchase of emulsion tank

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

the Commission record of this date.

PASSED _____

BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION

DONNA CRAIG
COUNTY CLERK

APPROVED _____

BRENT GREER
COUNTY MAYOR

RESOLUTION #5-6-15

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 2014-2015

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its July Regular Session, 2014, adopted the budget for the Henry County General Purpose School Fund for fiscal 2014-2015; 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 15th day of June 2015, 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:

141-19

			DECREASE EXPENSE	INCREASE EXPENSE
72310	399	BOE - Other Contracted Services	2,154.00	
82230	306	Bank Charges - Education Debt		2,154.00
71100	195	Reg Instruction - Certified Substitutue Teacher	5,800.00	

71150 116 Alterative Instruction - Teacher 5,800.00

DECREASE EXPENSE INCREASE EXPENSE

73400 399 801 Early Childhood - Other Contracted - NW Headstart 875.00

72710 338 39 Transporation - Vehicle Repair - Insurance Recovery 1,396.26

INCREASE REVENUE DECREASE REVENUE

43990 801 Other Charge for Services - NW Headstart 875.00

49700 39 Insurance Recovery 1,396.26

141-22

DECREASE EXPENSE INCREASE EXPENSE

71100 722 39 Reg Instruction - Equipment 5,911.13

INCREASE REVENUE DECREASE REVENUE

49700 39 Insurance Recovery 5,911.13

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

the Commission record of this date.

PASSED _____

BRENT GREER, CHAIRMAN
HENRY COUNTY COMMISSION

DONNA CRAIG
COUNTY CLERK

APPROVED _____

BRENT GREER
COUNTY MAYOR

RESOLUTION NO. 6-06-15

**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 \$97,375.00 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 15th day of June 2015, that:

SECTION 1. The sum of \$97,375.00 is hereby appropriated to varied non-profit organizations during Fiscal Year 2015-2016 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 15th day of June, 2015, 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**

**DONNA CRAIG
COUNTY CLERK**

APPROVED_____

**BRENT GREER
HENRY COUNTY MAYOR**

NON-PROFIT ORGANIZATIONS

FISCAL YEAR 2015-2016

1. Volunteer Fire Dept.	31,200.00
2. Aspell Recovery Center	2,640.00
3. St. John's/Community Dev. Services	5,000.00
4. Henry Co. Fair Association	5,250.00
5. HC Youth Baseball Assn.	5,250.00
6. JACOA	3,500.00
7. KY Lake Girls Assn. (ASA)	5,250.00
8. Lee School Assn.	5,000.00
9. Paris-HC Arts Council	2,000.00
10. Paris- HC Heritage Center	10,000.00
11. Paris-HC Rescue Squad	4,800.00
12. Paris Soccer	5,250.00
13. TN Technology Center	3,235.00
14. TARP	2,500.00
15. Carl Perkins	3,500.00
16. SWAG	1,000.00
17. Habitat for Humanity	2,000.00

TOTAL

\$ 97,375.00

RESOLUTION NO. 7-06-15

A RESOLUTION AMENDING RESOLUTION NO. 5-3-04, RELATIVE TO THE METHOD OF APPEALING AN ADVERSE DECISION OF THE HENRY COUNTY ADULT-ORIENTED ESTABLISHMENT REGISTRATION BOARD

WHEREAS, *A Resolution of the Henry County, Tennessee Board of Commissioners to Adopt the “Adult-Oriented Establishment Registration Act of 1988” as More Specifically Set Forth in Tennessee Code Annotated Section 7-51-1101 through Tennessee Code Annotated Section 7-51-1121 and to Tennessee Code Annotated Section 7-51-1401 through Tennessee Code Annotated Section 7-51-1406, was duly adopted by this Board on March 15th, 2004 (Resolution No. 5-3-04); and*

WHEREAS, *The state legislature adopted 2008 Public Acts Chapter 1085 pertaining to judicial review of the decision of county adult-oriented establishment boards in order to better protect First Amendment rights; and*

WHEREAS, *This Board of County Commissioners finds it in the best interests of the citizens of Henry County and persons who may be affected under the Adult-Oriented Establishment Registration Act that the amended procedures of the common-law writ of certiorari should apply in the event of an adverse decision of the Henry County Adult Oriented Establishment Board;*

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF HENRY COUNTY, TENNESSEE, *That Resolution No. 5-3-04 be and hereby is amended to adopt the appeal procedures of TENN. CODE ANN. §§ 7-51-1109(d) and 1110(d), for decisions of the Henry County Adult-Oriented Establishment Board. (TENN. CODE ANN. §§ 7-51-1109[d], 1110[d]; 27-9-101, et seq., and as such sections may be subsequently enacted or amended by the state legislature.)*

BE IT FURTHER RESOLVED, *that any administrative decision to suspend, revoke, or annul a license or permit that is appealed to the circuit or chancery courts of Henry County shall not take effect until that administrative decision has been upheld by the court after adjudication on the merits. Adverse decisions of the board that are not appealed shall not take effect for sixty days from the date of the decision to allow the affected party time to seek judicial review. (TENN. CODE ANN. § 7-51-1109[b][2], and as such section may be subsequently enacted or amended by the state legislature.)*

BE IT FURTHER RESOLVED, that Adult-Oriented Establishment Registration Act of 1998 (TENN. CODE ANN. §§ 7-51-1101, *et seq.*, and 7-51-1401, *et seq.*, may be subsequently enacted or amended by the state legislature) remains in full force and effect in Henry County, Tennessee.

BE IT FURTHER RESOLVED, that the various sections of this Resolution are severable, and that any portion declared unlawful shall not affect the remaining portions.

BE IT FURTHER RESOLVED, that this Resolution shall become effective according to law.

PASSED _____

**BRENT GREER, CHAIRMAN
COUNTY COMMISSION**

**DONNA CRAIG
COUNTY CLERK**

APPROVED _____

**BRENT GREER
COUNTY MAYOR**