



**AGENDA**  
**HENRY COUNTY COMMISSION**  
**Monday, September 21, 2020**  
**5:00 P.M.**  
**911 OFFICE – 204 N. BREWER ST**  
**OR CONFERENCE CALL – (642-1679)**

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. Commissioner's 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.

**RESOLUTION #1-9-20**

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. Consideration of resolutions to approve budget amendments and action thereon by the Commission. **RESOLUTION #2-9-20, RES #2A-9-20, RES #3-9-20, and RES #4-9-20**
- d. Consideration of a resolution to enter into a Broadband Study Agreement with West Kentucky and Tennessee Telecommunications Cooperative LLC. **RESOLUTION #5-9-20** (Exhibit A to be handed out at Monday's meeting)
- e. Consideration of a resolution to provide match funding for Broadband Grant. **RESOLUTION #6-9-20** (to be handed out at Monday's meeting)
- f. Consideration of a resolution to enter into an agreement to provide broadband access to unserved areas of Henry County **RESOLUTION #7-9-20** (to be handed out at Monday's meeting)
- g. Consideration of a resolution to authorize the first amendment to the Economic Impact Plan for VRL Hotels and action thereon by the Commission. **RESOLUTION #8-9-20**

9. Announcements and Statements.

10. Adjournment.



# **CONSENT AGENDA**

## **September 21, 2020**

### **ITEMS TO BE APPROVED:**

1. Minutes of the meeting of August 17, 2020
2. Notary Public designations
3. Various quarterly reports
4. Henry County Medical Center Statement of Cash Flow
5. Trustee's month end report
6. Report of property tax collections to date
7. Report of total revenue collections to date

8. Copy of CT-0253 State Report on Debt Obligation for Tax Anticipated Note, Series 2020, \$8,000,000.00

**RESOLUTION NO. 1-9-20**

**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 21<sup>st</sup> day of September, 2020, a majority or more of said Commission concurring, that:

SECTION 1: Brent Greer be and hereby is appointed as Chairman of the Commission to fill the one-year term ending September, 2021.

SECTION 2: James Copeland be and hereby is appointed as Vice-Chairman of the Commission to fill a one-year terms which expires September, 2021.

SECTION 3: Brent Greer be and hereby is appointed as a member to the Board of Health to fill the one-year term ending September, 2021.

SECTION 4: Monte Starks be and hereby is appointed as the commission member to the Tourism Committee to fill the one-year term ending September, 2021.

SECTION 5: Brent Greer be and hereby is appointed to the Veterans Service Committee for the one-year term which expires September, 2021.

**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** \_\_\_\_\_

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

\_\_\_\_\_  
**DONNA CRAIG  
COUNTY CLERK**

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

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

**RESOLUTION #2-9-20**

**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 2020-2021**

**WHEREAS**, the Board of County Commissioners of Henry County, Tennessee at its June Recessed Session, 2020, adopted the budget for the Henry County General Fund for fiscal 2020-2021; 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 21<sup>st</sup> day of September 2020, 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:

**CORONER/MEDICAL EXAMINER**

INCREASE REVENUE ACCOUNT 46990, entitled "Other State Revenues," in the amount of \$700.00

INCREASE ACCOUNT 54610-199, entitled "Other Per Diems and Fees," in the amount of \$700.00

This transfer is to put money received from the state for reimbursement for death investigations.

**AG EXTENSION**

INCREASE ACCOUNT 57100-204, "State Retirement," in the amount of \$1,935.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$1,935.00

This transfer is to put into the budget additional retirement expense that was omitted in the original budget.

**COVID**

DECREASE REVENUE ACCOUNT 47301, entitled "COVID – Grant #1," in the amount of \$50,000.00

DECREASE REVENUE ACCOUNT 47302, entitled "COVID – Grant #2," in the amount of \$191,676.00

INCREASE REVENUE ACCOUNT 46980, entitled "Other State Revenues," in the amount of \$241,676.00

This transfer is to reclassify grant funds that are not COVID related but may be used for some COVID expenses.

INCREASE REVENUE ACCOUNT 47301, entitled "COVID – Grant #1," in the amount of \$485,370.00

INCREASE ACCOUNT 58801-599, entitled "COVID Grant #1 - Other Charges," in the amount of \$485,370.00

This transfer is to put into the budget the CARES Act Grant.

INCREASE REVENUE ACCOUNT 47302, entitled "COVID – Grant #2," in the amount of \$30,000.00

INCREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$30,000.00

This transfer is to put into the budget the CARES Act Part 4 Operational Expenses – Airport Grant.

INCREASE REVENUE ACCOUNT 47303, entitled “COVID – Grant #3,” in the amount of \$29,810.00

INCREASE ACCOUNT 58803-599, entitled “COVID Grant #3 – Other Charges,” in the amount of \$29,810.00

This transfer is to put into the budget the COVID CARES grant for elections.

**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 #2A-9-20**

**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 2020-2021**

**WHEREAS**, the Board of County Commissioners of Henry County, Tennessee at its June Recessed Session, 2020, adopted the budget for the Henry County General Fund for fiscal 2020-2021; 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 21<sup>st</sup> day of September

2020, 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:

**AIRPORT**

INCREASE REVENUE ACCOUNT 46980, entitled "Other State Grants," in the amount of \$4,320.00

INCREASE ACCOUNT 58220-702-199, entitled "Airport Improvements," in the amount of \$4,320.00

This transfer is to put money received from a grant in to the budget.

**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 #3-9-20**

**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 2020-2021**

**WHEREAS**, the Board of County Commissioners of Henry County, Tennessee at its June Recessed Session, 2020, adopted the budget for the Henry County Solid Waste Fund for fiscal 2020-2021; 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 21<sup>st</sup> day of September

2020, 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 55751-336, entitled "Repair & Maintenance - Equipment," in the amount of \$13,481.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$13,481.00

**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 #4-9-20**

**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 2020-2021**

**WHEREAS**, the Board of County Commissioners of Henry County, Tennessee at its June Recessed Session, 2020, adopted the budget for the Henry County General Purpose School Fund for fiscal 2020-2021; 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 21<sup>st</sup> day of September 2020, 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:

**General Purpose School Fund**

**Debit**

**Credit**

**Increase Revenue**

44570	254	DARE	\$3,000.00
46515	130	Voluntary Pre K	\$4,382.01
44570	122	Plus Endowment	\$29,000.00

**Decrease Reserve**

34555		Board Member Project	\$2,163.77
34555	510	FRC Benevolence	\$15,000.00
34555	153	Reserve for Attendance/ Truancy	\$1,250.09
34785		Reserved for Debt Service/ Capital	\$190,000.00
34785	325	Reserved for Capital	\$783,807.68

**Decrease Revenue**

46511		BEP Funds	\$7,000.00
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**Increase Expenditure Account**

<u>71100</u>	722	122	Equipment	\$29,000.00
<u>71100</u>	429	120	Board Reading	\$633.77
<u>71100</u>	599	254	DARE	\$3,000.00
72110	189	154	Other Salaries	\$1,060.00

72130	599	120	Board Project for Scholarship	\$1,530.00
72210	201	154	Social Security for above	\$65.72
72210	204	154	Retirement	\$109.00
72210	212	154	Medicare for above	\$15.37
73300	599	510	FRC Benevolence	\$15,000.00
73400	212	130	Medicare	\$2,291.76
73400	217	130	Hybrid Stabilization	\$800.00
73400	355	130	Travel-Local	\$143.25
73400	429	130	Instructional Materials	\$1,100.00

**Account Number Description**

**General Purpose School  
Fund**

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**Increase Expenditure  
Account**

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				<b>Debit</b>	<b>Credit</b>
73400	722	130	Instructional Equipment	\$400.00	
72620	717		Equipment	\$40,000.00	
76100	799		Other Capital	\$150,000.00	
76100	799	325	Capital Projects	\$783,807.68	

**Decrease Expenditure  
Account**

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72210	105		Supervisor/Director		\$7,000.00
73400	524	130	Staff Development		\$353.00

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<u>\$1,035,956.5</u>	<u>\$1,035,956.5</u>
5	5

*\*\*\* Yellow highlight is an additional Yearend Reserve Fund Adjustment approved in FY 20 and postponed due to COVID-19.*

**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. 5-9-20**

### **A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO ENTER INTO A BROADBAND STUDY AGREEMENT BETWEEN HENRY COUNTY, TENNESSEE AND WEST KENTUCKY AND TENNESSEE TELECOMMUNICATIONS COOPERATIVE, INC.**

**WHEREAS**, Henry County finds it essential to and in the best interest of its citizens to enter into a contract with West Kentucky and Tennessee Telecommunications Cooperative, Inc. for the purpose of conducting an engineering study on the feasibility of constructing and operating a broadband network in Henry County Tennessee; and

**WHEREAS**, because of the complexity and the financial feasibility, it is determined that such a study is necessary for both parties; and

**WHEREAS**, the term of this agreement shall be for two years from the effective date and exclusive between the two parties; and

**WHEREAS**, the estimated cost of the study is \$40,000, the County of Henry agrees to contribute \$20,000 or one half (50%) of the study should it be less than \$40,000; and

**WHEREAS**, the Broadband Study Agreement is attached as Exhibit A of this agreement; and

**WHEREAS**, it is necessary for the Board of Commissioners of Henry County, Tennessee to empower, authorize, and direct the County Mayor to act as agent for Henry County to enter into the agreement; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Henry County, Tennessee, assembled in regular session on this the 21<sup>st</sup> day of September, 2020, a majority or more of the membership concurring, does hereby empower, authorize, and direct the County Mayor to enter into a broadband study agreement with West Kentucky and Tennessee Telecommunications Cooperative, Inc.

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

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

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

\_\_\_\_\_  
**DONNA CRAIG  
COUNTY CLERK**

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

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



## RESOLUTION NO. 8-9-20

### A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO AUTHORIZE THE FIRST AMENDMENT TO THE ECONOMIC IMPACT PLAN ORIGINALLY ADOPTED ON RESOLUTION #1-12S-19 FOR THE VRL HOTELS ECONOMIC DEVELOPMENT PLAN AREA

THIS FIRST AMENDMENT TO PLAN (hereinafter “Amendment”) is made and entered into as of the 2nd day of September, 2020 (the “Effective Date”), by and among THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF PARIS, TENNESSEE, a public, nonprofit corporation organized and existing under the laws of the State of Tennessee (the “Board”), and CITY OF PARIS, TENNESSEE (the “City”) and HENRY COUNTY, TENNESSEE (the County”).

#### WITNESSETH:

**WHEREAS**, the Board approved, after a public hearing, an economic impact plan entitled “The Industrial Development Board of the City of Paris, Tennessee, Economic Impact Plan for the VRL Hotels Economic Development Plan Area” (the “Plan”), and thereafter the Plan was approved by the Board of Commissioners of the City and the County Commission of the County (the Plan is incorporated herein by reference, and capitalized terms used in this Amendment and not otherwise defined herein shall have the meaning assigned to such terms in the Plan); and

**WHEREAS**, the Board desires to amend the Plan to change the first allocation of the Available Increment from calendar year 2021 to calendar year 2022, and the City and the County desire to approve said amendment pursuant hereto.

**NOW THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Board and the Company hereby agree as follows:

1. **Change of Date.** Each and every reference to the year “2021” in the Plan is hereby changed to and replaced with a reference to the year “2022,” it being agreed and understood that the allocation of the Available Increment under the Plan shall begin in calendar year 2022.
2. **Full Force and Effect. The Plan is and shall remain in full force and effect, is hereby ratified and affirmed as modified hereby.**
3. **Counterparts. This Amendment may be executed in counterparts, each of which shall constitute an original and all of which together shall constitute one and the same instrument.**

(Signatures on the following page)

In witness whereof the parties hereto have entered into this Amendment as of the Effective Date.

APPROVED:

**THE INDUSTRIAL DEVELOPMENT  
BOARD OF THE CITY OF PARIS,  
TENNESSEE**

By: \_\_\_\_\_  
Title: Chairman  
Date: September 2, 2020

APPROVED:

**CITY OF PARIS, TENNESSEE**

By: \_\_\_\_\_  
Title: Mayor  
Date: September 3, 2020

APPROVED:

**HENRY COUNTY, TENNESSEE**

By: \_\_\_\_\_  
Title: Mayor

Date: September 21, 2020

**exhibit a**  
**REQUISITION FOR REIMBURSEMENT**

THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF PARIS,  
TENNESSEE, ECONOMIC IMPACT PLAN FOR THE VRL HOTELS ECONOMIC  
DEVELOPMENT PLAN AREA (THE “PLAN”)

Certificate No.: \_\_\_\_\_

Date: \_\_\_\_\_, 202\_\_

Pay to: VRL HOTELS 2, LLC (“Company”)

Amount: \$ \_\_\_\_\_

Purpose: Draw under Project Agreement, dated as of December 5, 2019, as amended by the First Amendment to Project Agreement, dated September 2, 2020 (collectively, the “Project Agreement”), by and between the Company and the Industrial Development Board of the City of Paris, Tennessee (“Board”), and pursuant to the Loan and Security Agreement (the “Loan and Security Agreement”), by and among the Board, the Company and Security Bank and Trust Company (“Lender”)

The undersigned hereby authorizes and requests the above stated payment and disbursement as provided in the Project Agreement and the Loan and Security Agreement. Capitalized terms used in this Requisition and not otherwise defined herein shall have the meaning assigned to such terms in the Plan, the Project Agreement and the Loan and Security Agreement, as applicable.

The undersigned Company hereby certifies with respect to this requisition as follows:

1. That the Company has made at least \$7,300,000.00 in capital expenditures to construct and equip the Project pursuant to the Construction Plans.
2. That the Date of Completion has occurred.
3. That obligations in the amount stated above have been incurred by or on behalf of the Company for Project Infrastructure Costs and are more fully described on **Schedule 1** hereto, and that each item thereof constitutes “Project Infrastructure Costs” and has not been previously paid or reimbursed with proceeds of the Note or otherwise.

4. That there has not been filed with or served upon the Board or the Company notice of any lien, right to lien or attachment upon, or claim affecting the right of any person to receive payment of the respective amounts stated in such requisition which has not been released or which will not be released simultaneously with the payment of such obligation.
5. That such requisition contains no item representing payment on account of any retained percentage that the Company is at the date of such requisition entitled to retain.
6. The reimbursement payment in the amount stated above is instructed to be paid to the Company or the Lender in accordance with the wiring instructions set forth on **Schedule 2** hereto .

The Company:

**VRL Hotels 2, LLC,**  
a Tennessee limited liability company

By: \_\_\_\_\_  
Title \_\_\_\_\_  
: \_\_\_\_\_

**APPROVED:**

Board:

**INDUSTRIAL DEVELOPMENT  
BOARD OF THE CITY OF PARIS,  
TENNESSEE**

By: \_\_\_\_\_  
Title: \_\_\_\_\_

Lender:

**SECURITY BANK AND TRUST**



**COMPANY**

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

Title \_\_\_\_\_

: \_\_\_\_\_

**SCHEDULE 1**

**PROJECT INFRASTRUCTURE COSTS TO BE REIMBURSED**

**SCHEDULE 2**  
**WIRE INSTRUCTIONS**

**exhibit b**  
**ENGINEER CERTIFICATE OF ALLOCABLE LAND COST**