

August 16, 2021 Commission Minutes

- Appointments – Resolution 1-8-21
- Budget Changes – Resolution 2-8-21
- Accept letter of resignation from Junior Staggs from School Board District 1
- Establish rules of procedure for conducting special election to fill the office of HC School Board Member 1st District – Resolution 3-8-21
- Gift of real estate – George William Darby, Jr. – Resolution 4-8-21

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 August 16, 2021 at 5:00 p.m. Present and presiding the Honorable John Penn Ridgeway, Chairman, Donna Craig, County Clerk and the County Commissioners:

ITEM NO. 1 The meeting was called to order by Sheriff Josh Frey.

ITEM NO. 2 The invocation was led by Commissioner Humphreys.

ITEM NO. 3 The pledge to the flag was led by Sheriff Josh Frey.

ITEM NO. 4 Roll Call

The following Commissioners were present: Jerry Berry, Wesley Bradley, Dell Carter, Greg Carter, Randy Gean, Kenneth Humphreys, Don Jones, Kreg Kyle, Paul Neal, Monte Starks, James Travis, Marty Visser, David Webb, and Drew Williams. Absent: James Copeland.

ITEM NO. 5 Report from Henry County Sheriff Josh Frey for Work Release Program.

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

Commissioner Starks made a motion to approve the Consent Agenda, which consists of the following: Minutes of the meeting of July 19, 2021, various quarterly reports, Henry County Medical Center statement of cash flow, Trustee’s month end report, and the following Notary Public designations: Lola M. Teague, Lori A. Life, Jessica Espinosa, Ben Sherard, Loretta Miles, Jan Maupin, Sandy Love, and Angel Evitts; and the following bond: Ben Sherard, Principal and Wayne Powers and Charles Wilson, Sureties. The motion was seconded by Commissioner Kyle.
ITEM NO. 6

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY								
BRADLEY, WESLEY								
CARTER, DELL								
CARTER, GREG								
COPELAND, JAMES								
GEAN, RANDY								
HUMPHREYS, KENNETH								
JONES, DON								
KYLE, KREG				X				
NEAL, PAUL								
STARKS, MONTE			X					
TRAVIS, JAMES								
VISSER, MARTY								
WEBB, DAVID								
WILLIAMS, DREW								
TOTAL								

DATE : 8-16-21

VOICE VOTE CARRIED

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

A motion was made by Commissioner Greg Carter to approve Resolution 1-8-21, to appoint certain citizens and commissioners to various boards, committees, and positions. Commissioner Kyle seconded the motion.
 ITEM NO. 7

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY								
BRADLEY, WESLEY								
CARTER, DELL								
CARTER, GREG			X					
COPELAND, JAMES								
GEAN, RANDY								
HUMPHREYS, KENNETH								
JONES, DON								
KYLE, KREG						X		
NEAL, PAUL								
STARKS, MONTE								
TRAVIS, JAMES								
VISSER, MARTY								
WEBB, DAVID								
WILLIAMS, DREW								
TOTAL								

DATE : 8-16-21

VOICE VOTE CARRIED

RESOLUTION NO. 1-8-21

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 said vacancies; and

WHEREAS, the Board of Commissioners has examined and evaluated the qualifications of certain citizens and County Commissioners for appointment to 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 16th day of August, 2021, a majority or more of said Commissioner's concurring, that:

SECTION 1. The following be and hereby appointed to the Airport Committee for 6-year terms with terms to expire January, 2027:

- a. Jeremy Bragg
- b. Junior Milam


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 Executive, 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 8-16-21


JOHN PENN RIDGEWAY, CHAIRMAN
HENRY COUNTY COMMISSION


DONNA CRAIG
COUNTY CLERK

APPROVED 8-16-21


JOHN PENN RIDGEWAY
HENRY COUNTY MAYOR

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

A motion was made by Commissioner Humphreys and seconded by Commissioner Gean to approve Resolution 2-8-21, to authorize certain changes in the budget for Fiscal 2021-

2022.

ITEM NO. 8

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY					X			
BRADLEY, WESLEY					X			
CARTER, DELL					X			
CARTER, GREG					X			
COPELAND, JAMES	X							
GEAN, RANDY				X	X			
HUMPHREYS, KENNETH			X		X			
JONES, DON					X			
KYLE, KREG					X			
NEAL, PAUL					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
WILLIAMS, DREW					X			
TOTAL						14		

DATE : 8-16-21

MOTION CARRIED

RESOLUTION #2-8-21

**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 2021-2022**

WHEREAS, the Board of County Commissioners of Henry County, Tennessee at its June Recessed Session, 2021, adopted the budget for the Henry County General Fund for fiscal 2021-2022; 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 16th day of August 2021, 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:

CLERK AND MASTER

INCREASE REVENUE ACCOUNT 46980, entitled "Other State Grants," in the amount of \$46,066.00

INCREASE ACCOUNT 53400-708, entitled "Communication Equipment," in the amount of \$46,066.00

This transfer is to add a grant to the budget with no match required.

JUVENILE OFFICE

INCREASE ACCOUNT 53500-106, entitled "Deputy," in the amount of \$400.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$400.00

This transfer due to step raise for deputy clerk not included in original budget.

SHERIFF'S OFFICE

INCREASE ACCOUNT 54110-106-011, entitled "Deputy," in the amount of \$30,050.00

DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$30,050.00

INCREASE ACCOUNT 54210-160-004, entitled "Correctional Officer," in the amount of \$540.00
DECREASE ACCOUNT 54210-160-012, entitled "Correctional Officer," in the amount of \$540.00
INCREASE ACCOUNT 54210-160-022, entitled "Correctional Officer," in the amount of \$540.00
DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$540.00
INCREASE ACCOUNT 55510-599, entitled "Other Charges," in the amount of \$9,888.87
DECREASE ACCOUNT 39000, entitled "Unappropriated Fund Balance," in the amount of \$9,888.87

Please see memo from Josh Frey regarding this transfer.

HEALTH DEPARTMENT

INCREASE ACCOUNT 55110-131, entitled "Medical Personnel," in the amount of \$1,539.00
INCREASE ACCOUNT 55110-201, entitled "Social Security," in the amount of \$95.00
INCREASE ACCOUNT 55110-204, entitled "State Retirement," in the amount of \$78.00
INCREASE ACCOUNT 55110-212, entitled "Medicare," in the amount of \$23.00
DECREASE ACCOUNT 55110-169, entitled "Part-time Personnel," in the amount of \$1,735.00

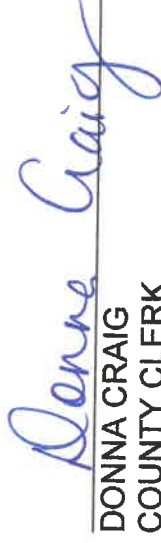
Please see memo from Tracy Byrd regarding this transfer.

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

PASSED 8-16-21



JOHN PENN RIDGEWAY, CHAIRMAN
HENRY COUNTY COMMISSION


DONNA CRAIG
COUNTY CLERK

APPROVED 8-16-21



JOHN PENN RIDGEWAY
COUNTY MAYOR



GOVERNMENTAL GRANT CONTRACT

(cost reimbursement grant contract with a federal or Tennessee local governmental entity or their agents and instrumentalities)

Begin Date	7/1/2021	End Date	12/31/2021	Agency Tracking #	Edison ID
Grantee Legal Entity Name	Henry County Government				
Subrecipient or Recipient	CFDA #: 16.034				
<input checked="" type="checkbox"/> Subrecipient	Grantee's fiscal year end: June 30				
<input type="checkbox"/> Recipient					

Service Caption (one line only)
CESF, CESF Video Arraignment

Funding —

FY	State	Federal	Interdepartmental	Other	TOTAL Grant Contract Amount
2022		\$46,066.00			\$46,066.00
TOTAL:		\$46,066.00			\$46,066.00

Grantee Selection Process Summary

Competitive Selection The Competitive Selection process utilized was as per the DGA.

Non-competitive Selection

Budget Officer Confirmation: There is a balance in the appropriation from which obligations hereunder are required to be paid that is not already encumbered to pay other obligations.

CPO USE - GG

Speed Chart (optional) FA00003333	Account Code (optional) County - 71301000
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00 125

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

A motion was made by Commissioner Bradley and seconded by Commissioner Kyle to accept letter of resignation from School Board 1st District member Junior Staggs effective July 31, 2021.
 ITEM NO. 9

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY					X			
BRADLEY, WESLEY			X		X			
CARTER, DELL					X			
CARTER, GREG					X			
COPELAND, JAMES	X							
GEAN, RANDY					X			
HUMPHREYS, KENNETH					X			
JONES, DON					X			
KYLE, KREG				X	X			
NEAL, PAUL					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
WILLIAMS, DREW					X			
TOTAL	1				14			

DATE : 8-16-21

MOTION CARRIED

July 20, 2021

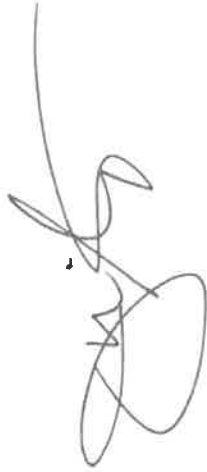
Henry County Board of Education

217 Grove Blvd

Paris, TN 38242

Henry County Board of Education,

Please accept this notice that I will be resigning from my position as School Board Member representing the 1st District of Henry County effective July 31, 2021.

A handwritten signature in black ink, appearing to read 'Junior Staggs', written in a cursive style.

Junior Staggs

00 127

Subject: School Board Resignation

From: Junior Staggs, CAI
Sent: Friday, August 13, 2021 9:40 AM
To: jpridgeway@henrycountyttn.org;
Subject: School Board Resignation

Henry County Mayor and Commission,
Accept this email as an addendum to the previous Letter of Resignation, dated July 20, 2021, I presented to the Henry County School Board, as directed by the Henry County Administrator of Elections.

My Resignation as Henry County School Board Member, representing District 1, was effective July 31, 2021.

Junior Staggs
8-13-2021

00 128

1

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

Commissioner Humphreys made a motion to approve Resolution 3-8-21, establishing the rules of procedure for conducting a special election to fill the Office of Henry County School Board Member – 1st District. Commissioner Kyle seconded the motion.
 ITEM NO. 10

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY					X			
BRADLEY, WESLEY					X			
CARTER, DELL					X			
CARTER, GREG					X			
COPELAND, JAMES	X							
GEAN, RANDY					X			
HUMPHREYS, KENNETH			X		X			
JONES, DON					X			
KYLE, KREG				X	X			
NEAL, PAUL					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
WILLIAMS, DREW					X			
TOTAL	1				14			

DATE : 8-16-21

MOTION CARRIED

RESOLUTION NO. 3-8-21

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 HENRY COUNTY SCHOOL BOARD MEMBER – 1ST DISTRICT

WHEREAS, a vacancy now exists in the office of Henry County School Board Member for the 1st 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 ensure 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 16th day of August, 2021, a majority or more of the membership concurring, that:

SECTION 1. Each candidate for the office of Henry County School Board Member – 1st District, 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 8-16-21


JOHN PENN RIDGEWAY, CHAIRMAN
HENRY COUNTY COMMISSION


DONNA CRAIG
COUNTY CLERK

APPROVED 8-16-21


JOHN PENN RIDGEWAY
HENRY COUNTY MAYOR

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

A motion was made by Commissioner Jones and seconded by Commissioner Bradley to approve Resolution 4-8-21, to accept gift of 1/2 interest in real estate assessed as Henry County Map 102, Parcel 8 (see legal description at Register's Office Deed Book 188, P. 148) from George William Darby, Jr. (see attached offer letter.)
 ITEM NO. 11

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY					X			
BRADLEY, WESLEY				X	X			
CARTER, DELL					X			
CARTER, GREG					X			
COPELAND, JAMES	X							
GEAN, RANDY					X			
HUMPHREYS, KENNETH					X			
JONES, DON			X		X			
KYLE, KREG					X			
NEAL, PAUL					X			
STARKS, MONTE					X			
TRAVIS, JAMES					X			
VISSER, MARTY					X			
WEBB, DAVID					X			
WILLIAMS, DREW					X			
TOTAL	1				14			

DATE : 8-16-21 MOTION CARRIED

RESOLUTION NO. 4-8-21

A RESOLUTION OF THE HENRY COUNTY, TENNESSEE BOARD OF COMMISSIONERS TO ACCEPT GIFT OF ½ INTEREST IN REAL ESTATE ASSESSED AS HENRY COUNTY TAX MAP 102, PARCEL 8 (SEE LEGAL DESCRIPTION AT REGISTER'S OFFICE DEED BOOK 188, P. 148) FROM GEORGE WILLIAM DARBY, JR. [SEE ATTACHED OFFER LETTER]

WHEREAS, George William Darby, Jr. has offered to gift a one-half (½) interest in real estate assessed as Henry County Tax Map 102, Parcel 8 (see legal description at Register's Office Deed Book 188, p.148) [the "Real Estate"] to the government of Henry County, Tennessee; and

WHEREAS, because most of the owners of the other one-half (½) of the Real Estate are unknown or unbound, it is impractical (and may be impossible) to sell the Real Estate except through a judicial partition sale; and

WHEREAS, it is in the best interest of Henry County to accept the gift and sell the Real Estate in a partition sale with the County's portion of the net sales proceeds (after deduction of attorney's fees and expenses associated with the partition lawsuit) to be deposited into the County general fund;

NOW, THEREFORE, by majority vote of the Henry County Board of Commissioners meeting in its regular session on the 16th day of August, 2021, it is resolved to accept the gift of Real Estate if the Henry County Attorney determines that title to the Real Estate (the one-half interest being gifted) is marketable;

IT IS FURTHER RESOLVED that upon receipt and recordation of the deed conveying the real estate to Henry County, the Henry County Attorney is employed, authorized, and directed on behalf of Henry County to file and prosecute a partition lawsuit seeking to sell the land; and

IT IS FINALLY RESOLVED that a copy of this resolution be spread upon the minutes of this meeting.

PASSED 8-16-21



**JOHN PENN RIDGEWAY, CHAIRMAN
HENRY COUNTY COMMISSION**



**DONNA CRAIG
COUNTY CLERK**

APPROVED 8-16-21



**JOHN PENN RIDGEWAY
HENRY COUNTY MAYOR**

To Whom it May Concern:

I, George William Darby, Jr., hereby offer to gift to the Government of Henry County, Tennessee, my one-half interest in that certain real estate located in the 12th Civil District of Henry County, assessed for taxation as Map 102, Parcel 008.00, and more particularly described in a deed recorded at Deed Book 188, page 148, in the Register's Office of Henry County Tennessee. The land would be gifted "as is" by quitclaim deed without any warranties of title. I represent that I own a one-half interest in the real estate (subject to whatever encumbrances may be of record, but I am not aware of any encumbrances) and that I am not aware of any litter or environmental problems with the real estate.

I am offering to make this gift because I do not want to own the land and do not want to keep paying real estate taxes on it. (Because I only own a one-half interest in it and I can't locate the other owners, it will be difficult or impossible for me to sell it.) Also, I do not have the resources or desire to petition the Court to sell the land in a partition sale. I understand that if the Government of Henry County, Tennessee, accepts the gift, it would probably petition the Court to sell the land in a partition sale; I do not object to that and understand that I will receive no money even if and when the property is sold in a partition sale.

If the Government of Henry County, Tennessee, would like to accept this gift, kindly mail me a quitclaim deed. I will sign the deed and return it to the Henry County Attorney for recording. This offer is irrevocable by me but expires October 31, 2021.

Thank you for your consideration.

/s/

George William Darby, Jr.

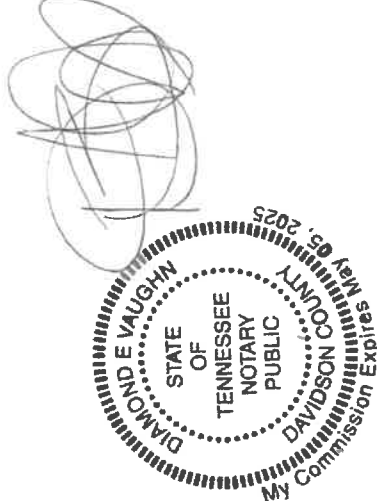
STATE OF TN
COUNTY OF Henry

Personally appeared before me, a notary public in and for said County and State George William Darby, Jr., whose identity is personally known to me, and executed the foregoing instrument for the purposes therein contained.

On this the 3 day of August, 2021.

/s/

Notary Public Diamond E. Vaughn
My commission expires: 05/05/2025



Diamond E. Vaughn

00 134

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

Commissioner Visser made a motion to adjourn. The motion was seconded by
 Commissioner Jones.
 ITEM NO. 12

	ABSENT	PRESENT	MOTION	SECOND	AYE	NO	ABSTAIN	PASS
BERRY, JERRY								
BRADLEY, WESLEY								
CARTER, DELL								
CARTER, GREG								
COPELAND, JAMES								
GEAN, RANDY								
HUMPHREYS, KENNETH								
JONES, DON				X				
KYLE, KREG								
NEAL, PAUL								
STARKS, MONTE								
TRAVIS, JAMES								
VISSER, MARTY			X					
WEBB, DAVID								
WILLIAMS, DREW								
TOTAL								

DATE: 8-16-21 VOICE VOTE CARRIED