

**HENRY COUNTY FISCAL COURT  
REGULAR MEETING  
NOVEMBER 18, 2008**

The Henry County Fiscal Court met in a regular session on November 18, 2008 at the Henry County Courthouse in New Castle, Kentucky with the following in attendance:

Honorable John L. Brent, Judge Executive  
Honorable Peggy V. Bryant, Deputy Judge Executive  
Esquire Jerry Beasley  
Esquire David Brown  
Esquire Guy Coombs  
Esquire Mike Fisher  
Esquire Nick Hawkins  
Esquire Adam West

Honorable Virginia Harrod, Absent

**RE: PLEDGE OF ALLEGIANCE**

Judge Executive John L. Brent led the Court in the Pledge of Allegiance to the Flag.

**RE: PRAYER AND PREPARATION**

Silent prayer was observed in preparation for the meeting.

**RE: CALL TO ORDER**

Judge Brent called the meeting to order and noted County Attorney Virginia Harrod was absent due to illness.

**RE: RECOGNITIONS**

Judge Brent welcomed new Magistrate Adam West. Adam was recently appointed by the Governor to replace Wayne Gunnell who resigned to take an appointment in Frankfort. Magistrate David Brown who is now the longest standing Magistrate made a presentation to former Magistrate Wayne Gunnell thanking him for his many years of service to the County.

**RE: APPROVAL OF MINUTES**

Upon motion by Esq. Fisher and seconded by Esq. Brown, it is ordered by the Court to approve the minutes from the October 21, 2008 regular meeting.

Motion carried unanimously

**RE: OLD BUSINESS**

**RE: SOLID WASTE RESOLUTION CLARIFICATION**

Judge Brent noted at the October Court meeting there was discussion and confusion over when the bids for the Garbage Franchise were due. The representative from ID stated they do not subscribe to the Henry County Local which published the deadline. Following the meeting the Resolution which both Rumpke and ID received was reviewed and it clearly stated the bids were to be received at the judge's office prior to the 6:00 p.m. meeting.

**RE: NEW BUSINESS**

**RE: ROAD**

**1. Supervisor Update**

Henry County Road Supervisor Glenn Baxter gave an update on Boyer Lane. He noted the project was well under way. The trees have been removed and the base put down. He expects it to be in use in a couple of weeks. The road department has received one load of salt but is hopeful that more will be available next week. Esq. Brown noted the family is requesting a fence be installed before opening Boyer Lane. Glenn noted he has made arrangements to have the fence installed.

**2. Marshalls Bottom Road-Viewers Findings**

Glenn Baxter submitted the viewers findings to the Court which stated they viewed the portion of Marshalls Bottom Road that was requested to be closed and cannot see any reason that this should not happen. This part of the road has not been used in years and for the most part shows no sign of where the road use to be. Judge Brent asked for a motion.

Upon motion by Esq. Fisher and seconded by Esq. Beasley, it is ordered by the Court to accept the findings and discontinue a portion of Marshalls Bottom Road.

Motion carried unanimously

**3. Rural Secondary Emergency Agreement Resolution**

Judge Brent informed the Court that due to the state truck tax receipts being down the Governor has directed emergency funds be sent to each county. Henry County will receive \$43,610.00. He noted the money is coming at a good time with the increase in the price of asphalt. Judge Brent read the Resolution and then called for a motion.

Upon motion by Esq. Hawkins and seconded by Esq. Coombs, it is ordered by the Court to approve the Rural Secondary Emergency Agreement Resolution.

Motion carried unanimously

#### **4. Road Committee to Establish Snow & Ice Policy**

Judge Brent asked the road committee to meet with the road supervisor and make a recommendation of a snow and ice removal plan that they might follow. He felt the main issue was how to handle the gravel roads. Esq. Beasley will chair the committee.

#### **RE: EMS/PARAMEDICS UPDATE**

Henry County EMS Supervisor Scott McClamroch thanked the Oldham County EMS for the donation of a 1999 Jeep Cherokee. Scott noted the vehicle was donated at no cost to the County and will be used as a backup Paramedic Vehicle. Scott recommended the Court hire William Cheap as a part-time EMT.

Upon motion by Esq. Brown and seconded by Esq. Hawkins, it is ordered by the Court to hire William J. Cheap as a part-time EMT.

Motion carried unanimously

#### **RE: 911 REQUESTS**

##### **1. Coroner's Request**

Upon motion by Esq. Hawkins and seconded by Esq. Coombs, it is ordered by the Court to approve the radio request for the Coroner in the amount of \$519.75.

Motion carried unanimously

##### **2. EMS Request**

Upon motion by Esq. Brown and seconded by Esq. Fisher, it is ordered by the Court to approve a mobile radio for the backup Paramedic response vehicle in the amount of \$399.75.

Motion carried unanimously

##### **3. Sheriff's Request**

Upon motion by Esq. Beasley and seconded by Esq. Coombs, it is ordered by the Court to approve the purchase of radios for the Sheriff in the amount of \$1047.00

Motion carried unanimously

#### **RE: PLANNING & ZONING- PARK OVERLAY ZONE**

Judge Brent reported that he and Esq. Hawkins attended the Planning and Zoning meeting to request an overlay district for the new park. The request was approved and Judge Brent read the findings and recommendations to the Court. He then called for a vote.

Upon motion by Esq. Hawkins and Esq. West, it is ordered by the Court to approve the recommendations and findings for the Park Overlay Zone.

Motion carried unanimously

**RE: HENRY COUNTY WATER-RECOMMENDATION TO REAPPOINT RICKY JONES**

Upon motion by Esq. Fisher and seconded by Esq. Beasley, it is ordered by the Court to reappoint Ricky Jones to serve on the Board of Directors of the Henry County Water District.

Motion carried unanimously

**RE: PARKS**

**1. Update**

Judge Brent noted the new park looks great. Cedar Lake Lodge has staked out a lot and is interested in proceeding. He complimented the parks workers on their job of painting in the bathrooms at the new arena. Judge Brent thanked the Extension Office for paying to have the 4-H building painted. He also noted the park and fairgrounds have been winterized.

**2. Sale of Property to Cedar Lake Lodge**

Judge Brent asked for the Court's approval to allow him to enter into a contract on behalf of the County to sell up to 3 acres to Cedar Lake Lodge at a price of \$30,000.00 per acre for the purpose of allowing them to build their group home facilities.

Upon motion by Esq. Brown and seconded by Esq. Fisher, it is ordered by the Court to allow Judge John L. Brent to enter into a contract with Cedar Lake Lodge to sell up to 3 acres at a price of \$30,000.00 per acre.

Motion carried unanimously

**3. Bathroom/Concession Proposal-Architect Chris Cottongim**

Architect Chris Cottongim came before the Court to present his proposal for a park pavilion and concession building at the new park. He reviewed his plan and noted his fee for the plans and overseeing the construction would be \$4,000.00. He stated the amount of \$90,000.00 budgeted for the project would build the building and pay his fee.

Upon motion by Esq. Hawkins and seconded by Esq. Coombs, it is ordered by the Court to move forward to proceed with the project as designed and to retain Architect 5253 Design Group at a fee of \$4000.00.

Motion carried unanimously

**RE: 2009 COUNTY HEALTH INSURANCE-AGENT SCOTT BROWN TO PRESENT**

Insurance Agent Scott Brown reviewed the insurance quotes from Bluegrass, Humana, Anthem and United Healthcare. He stated the County is currently with United Healthcare and even with a 9% increase their rates are much cheaper than the other carriers. The Court was in consensus to remain with United Healthcare.

Upon motion by Esq. Hawkins and seconded by Esq. Beasley, it is ordered by the Court to accept the 2009 rate bid from United Healthcare with the County's contribution paying \$417.81 towards the employees monthly premium. The employee will pay the difference.

Motion carried unanimously

**RE: SALARY REVIEW COMMITTEE REPORT  
CHAIRMAN NICK HAWKINS TO PRESENT**

Judge Brent noted the salary review committee of Esq. Beasley, Esq. Brown, Esq. Hawkins, Danny Cravens, Juanita Lashley and Peggy Bryant had met to make recommendation to the Court. He stressed the decision needs to be made as the Sheriff and Clerk will hold the 1<sup>st</sup> reading of their 2009 Budget at the meeting tonight.

Esq. Hawkins reported the salary review committee met but were not able to reach a unanimous consensus. Esq. Hawkins noted he had surveyed 8 Counties throughout Kentucky comparing their pay raises and Juanita did a survey as well. The committee had reviewed and discussed the results of the surveys in their meeting. Last year the County gave a flat across the board raise of \$780.00 (37.5 cents per hour) plus the merit raises to all full time employees. Part-time employees received a 37.5 cents an hour raise. The survey findings noted no other Counties give a flat across the board raise but all did the percentage raise. Esq. Hawkins stated Juanita Lashley had received a letter from the State which projected a 4.9 percent Cost of Living Adjustment for all elected officials. Juanita felt the County employees should receive the same Cost of Living Adjustment. Esq. Hawkins reported the salary review committee was in consensus but not unanimous to recommend all County employees receive a 4 per cent across the board raise and no longer give the merit raises. He noted giving the per cent raise only increases the budget \$2700.00. Esq. Beasley stressed this was for one year only and it would be reviewed for next year's budget.

Motion was made by Esq. Hawkins to approve a 4 per cent raise for one year for all employees under the County's jurisdiction and due to the bad economy the Magistrates to forgo their Cost of Living Adjustment.

Motion died for lack of second

The Court continued to discuss the issue. Judge Brent reminded the Court that they needed to make a decision as the Sheriff and County Clerk need to know for their budgets.

Upon motion by Esq. Beasley and seconded by Esq. Hawkins, it is ordered by the Court to approve a 4 per cent across the board raise and to eliminate the merit raise.

Yes-Beasley, Coombs, Fisher, Hawkins, West

No- Brown

Motion carried

## **RE: SHERIFF'S BUDGET- 1<sup>ST</sup> READING**

Sheriff Danny Cravens presented his budget to the Court. He noted that wasn't much change but he had included the 4 per cent raise.

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to approve the 1<sup>st</sup> reading of the Sheriff's 2009 Budget.

Motion carried unanimously

## **RE: CLERK'S BUDGET-1<sup>ST</sup> READING**

Judge Brent noted Juanita Lashley could not be present as she was at a conference. He presented the Clerk's Budget noting there were no major changes.

Upon motion by Esq. Coombs and seconded by Esq. Brown, it is ordered by the Court to approve the 1<sup>st</sup> reading of the County Clerk's 2009 Budget.

Motion carried unanimously

## **RE: JAILER'S REQUEST FOR REPLACEMENT VEHICLES**

Judge Brent informed the Court that Henry County Jailer JC Suter had approached him asking for replacement vehicles. Most of his vehicles are nearing 200,000 miles and are several years old. Judge Brent noted the jailers have not had a new or new used car in the six years he has been on the Court. JC noted he would be satisfied with used vehicles that had lower mileage. Judge Brent asked for comments from the Court.

Upon motion by Esq. Brown and seconded by Esq. Hawkins, it is ordered by the Court to spend up to ten thousand dollars (\$10,000.00) a piece to purchase 2 used vehicles for the jailers.

Motion carried unanimously

## **RE: BUDGET AMENDMENTS**

### **1. County Road Aid**

Judge Brent reminded the Court that due to the unanticipated increase in the price of asphalt we need to amend the Budget to allow for salt and materials needed. He suggested we take \$80,000.00 out of savings and the \$43,610.00 the County receives from the emergency funds should be enough to get us through the year.

**2. Jail Fund**

Judge Brent noted we will need to do a cash transfer from the general fund to the jail fund for the purchase of the two vehicles.

Upon motion by Esq. Hawkins and seconded by Esq. Beasley, it is ordered by the Court to approve the 1<sup>st</sup> reading of the proposed ordinance amending the Henry County Budget for Fiscal Year 2008-2009, to include unanticipated receipts and expenditures from the following accounts:

Receipts from:		
02-4513	Emergency Road Aid	\$43,610.00
02-4518	County Road Aid	\$80,000.00
01-4909	Transfer to Jail Fund	\$20,000.00

Expenditures from:		
02-6105-447	Materials	\$123,610.00
03-5101-723	Vehicles Purchased	\$ 20,000.00

Motion carried unanimously

**RE: COMMITTEE APPOINTMENTS FOR MAGISTRATE WEST**

Judge Brent asked Esq. West to serve on the Economic Development Committee which handles the Campbellsburg Commerce Park and new business. He will be appointed to other committees as other Magistrates rotate off.

**RE: CLAIMS AND TRANSFERS**

Upon motion by Esq. Brown and seconded by Esq. Beasley, it is ordered by the Court to approve the following claims and transfers:

General	\$200,422.01
Road & Bridge	122,949.31
Jail Fund	43,908.44
LGEA Fund	1,287.65
Litter Grant Fund	853.14
911-EMS Fund	3,837.59
Fair Fund	<u>1,703.10</u>
Total Expenditures	\$374,961.24

Transfers

From: 01-9200-9990 (Reserve for Transfers)	
To: 01-5070-5690 (P&Z Conference & Workshop)	\$500.00
To: 01-5150-5130 (Forest Fire Contribution)	100.00
From: 07-5076-6070 (Revolving Loan)	
To: 07-5076-3190 (Data Processing)	62.00
From: 76-9200-9990 (Reserve for Transfers)	
To: 76-9400-2010 (Social Security)	100.00

Motion carried unanimously

**RE: COURT COMMENTS**

Esq. Brown offered his apologies for missing the winter assistance meeting. Judge Brent noted it was an informative meeting. Ten entities came and reported what type of assistance they offer. Judge Brent announced the County Christmas Party will be held on Friday, December 5<sup>th</sup>. Scriber's Station on Elm will be catering the meal. Jason Scriber is only charging for the price of the food. County employees and children eat free. Guests are charged \$5.00. Esq. Coombs announced the Open House for Lake Jericho Fire Department/Community Center on Sunday, November 23, 2008 from 2:00-5:00. He invited everyone to attend.

**RE: ADJOURN**

Upon motion by Esq. Hawkins and seconded by Esq. Fisher, it is ordered by the Court to adjourn and each Magistrate, the Judge Executive and the County Attorney shall receive a typed copy of these minutes prior to the next regularly scheduled meeting.

Motion carried unanimously

**RESPECTFULLY SUBMITTED:**

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**PEGGY V. BRYANT**  
**FISCAL COURT CLERK**

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**JOHN L. BRENT**  
**JUDGE EXECUTIVE**