

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
FEBRUARY 17, 2009**

The Henry County Fiscal Court met in a regular session on February 17, 2009 at the Henry County Courthouse located in New Castle, Kentucky with the following in attendance:

Honorable John L. Brent, Judge Executive
Honorable Peggy V. Bryant, Deputy Judge Executive
Honorable Virginia Harrod, County Attorney
Esquire Jerry Beasley
Esquire David Brown
Esquire Guy Coombs
Esquire Mike Fisher
Esquire Adam West

Esquire Nick Hawkins-Absent

RE: PLEDGE OF ALLEGIANCE

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

RE: CALL TO ORDER

Judge Executive John L. Brent called the meeting to order.

RE: APPROVAL OF MINUTES

Judge Brent asked if the Court had any comments before approving the minutes from the January 20, 2009 regular meeting or the February 12, 2009 special meeting. Esq. Brown stated the he and the Court members had received phone calls from his constituent Russ Loaring. Mr. Loaring has a list of things he would like to see added to the January 20, 2009 minutes because he felt like they were either omitted or were not exactly as he stated. Esq. Brown stated from legal advice he had been advised not to attach the list to the minutes because we have the video recording to follow. Esq. Brown also noted Mr. Loaring will be on the agenda next month. Judge Brent commented if there is ever anything in the minutes that is factually incorrect, we will correct them. This is not an issue over what was written in the minutes, but it's an issue over adding items to the minutes. Judge Brent asked for a motion to approve the minutes.

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to approve the minutes from the January 20, 2009 regular meeting.

Motion carried unanimously

Upon motion by Esq. Fisher and seconded by Esq. Coombs, it is ordered by the Court to approve the minutes from the February 12, 2009 special meeting.

Motion carried unanimously

RE: OLD BUSINESS

There being no Old Business, the meeting proceeded with New Business.

RE: NEW BUSINESS

RE: STORM RELATED ITEMS

1. FEMA Update

Judge Brent noted good things can happen out of something bad. He complimented the community for coming together to assist following the snow and ice storm. He thanked each of the Court members for their hard work and noted he was proud of their teamwork and he appreciated it. He thanked Danny Meadows who ran the shelter in Eminence and the Eminence City Council members who assisted at the shelter. Judge Brent expressed thanks to all the fire departments, the Henry County Water District and many of our citizens.

Judge Brent introduced John Bastin the Area 6 Coordinator with the KY Division of Emergency Management. Judge Brent noted Mr. Bastin was a big help during this time and asked him to give the Court an update on FEMA. Mr. Bastin reported the federal government has been assisting the state government with 101 counties affected by the storm. He noted the process has begun with assessing the cost associated with the storm. They are ready to start the process to begin the reimbursement with the county, cities and water district. He also noted they are doing a generator survey of the buildings in the county. The buildings would be used as shelters in case of an emergency. Mr. Bastin felt grants may be available to help with the cost to purchase generators.

Judge Brent noted he had met with FEMA representatives and the County will be eligible for reimbursement on salt and any overtime or extra employees that were brought in. The fire departments will be eligible for reimbursement for time they were out on the road. Cities will be eligible for reimbursement for certain costs they were out such as fuel for running generators. Judge Brent asked the Court for suggestions on who will be responsible for filling out all the paperwork. He noted following the tornado in 2004 Henry County Road Supervisor Glenn Baxter and Deputy Judge Peggy Bryant completed all the paperwork. He noted the County already has 4 claims and Deputy Judge Bryant would not have the time to complete the paperwork for the 6 fire departments. There was discussion of possibly hiring a part-time employee to complete the paperwork for the fire departments. Esq. Coombs suggested the fire departments with the help of the DES coordinator can fill out their own paperwork.

2. Road Cleanup Discussion

Judge Brent noted the guys on the road department have been running the chipper on the County roads. The Court voted at the special called meeting to opt out of the state contract believing the County can do the road cleanup cheaper themselves. At the Court's direction Judge Brent set up a county cleanup weekend for February 28th and March 1st. Judge Brent asked for the Court members to volunteer to work along with the road department to help unload and chip debris at

the county barn. All members were in consensus to work. Saturday, February 28th Esq. Brown and Esq. West will work in the morning while Esq. Fisher and Judge Brent will work in the afternoon. Sunday afternoon, March 1st Esq. Beasley and Esq. Coombs will work.

3. DES Update

Judge Brent thanked Henry County DES Coordinator Bruce Owens for coming to the meeting. He expressed his appreciation for all his help during the storm and for getting food donated to the shelter. Mr. Owens gave an update to the Court thanking Danny Meadows for all his help in soliciting food from Norm's and Dairy Queen and for running the Eminence Shelter. Mr. Owens noted he contacted all 6 fire departments but several couldn't function for lack of power and generators. Several shelters were initially opened but due to the small number of people in the shelters all folks were moved to the Eminence Community Center Shelter. Mr. Owens complimented the Red Cross, the North Central Health Department, the New Castle Fire Department and the Eminence City Council for all their assistance. Mr. Owens noted they contracted with a local restaurant to provide three meals a day and this expense will be reimbursed by FEMA. He added several calls had been received from folks needing fuel, financial assistance and food. These folks were directed to the agencies that could help meet their needs. Mr. Owens noted we have a shortage of generators in the County and he plans to meet with Judge Brent, and the Mayors to suggest Fiscal Court go 50/50 and partner with the fire departments on new generators.

4. Shelter Discussion-Danny Meadows Eminence City Council

Judge Brent introduced Eminence Council member Danny Meadows and noted he had suggestions of what went well and what could go better. Mr. Meadows thanked Judge Brent, Esq. West, DES Coordinator Bruce Owens, and EMS Supervisor Scott McClamroch for their help and assistance during the storm. He had some follow up questions and concerns. Mr. Meadows noted the Health Department informed him that you have to meet certain criteria to be considered a shelter such as providing showers and a refrigerator with a thermostat. He noted Judge Brent had suggested we have 2 designated shelters. The Lake Jericho Community Center would serve as one and the other at the Eminence Community Center. He suggested we have an alternate plan in case both these areas are hit. He had questions regarding the new OneCall Community Emergency Notification Calling System. Judge Brent noted that the call worked correctly but due to the phone lines being down many residents did not receive their calls. Mr. Meadows also questioned the capacity of the two shelters noting the Eminence Community Center can hold up to 150 people. He suggested each fire district get information on the special needs and elderly residents in their area. This would be helpful to know who and where they are. Judge Brent noted that was a good idea. He stated Polly Troxell checked on many of the senior citizens during the storm and thanked Mr. Meadows and the Eminence Council again for all their hard work.

RE: ROAD UPDATE-SUPERVISOR'S REPORT

Henry County Road Supervisor Glenn Baxter personally thanked the Magistrates, Planning and Zoning, the Parks Department, the Henry County Water District and others for their help during the ice storm. He noted they used anybody they could get to run a piece of equipment. It was a joint effort throughout the community as many of our farmers also helped out. Glenn noted they are still in good shape with salt and cinders but are still trying to get all the trucks put back together. At present time the road department has rented a chipper and plans to hit every County road using the chipper or a tractor with an arm that chips up limbs. The chipper will also be used for the Storm Cleanup Weekend. Glenn noted they have also been trying to haul rock. Esq. Beasley noted that the stop signs are down on Hudson and Sweeney Lane. Glenn noted they will get them as quick as they can but he has been short handed as some of his employees have been out sick.

RE: EMS/PARAMEDICS UPDATE-SUPERVISOR'S REPORT AND NEW HIRES

Henry County EMS Supervisor Scott McClamroch thanked everybody on his service that chipped in during the storm. He noted in the three days they made 38 emergency responses along with the usual welfare checks. A couple of his employees stayed on duty and Scott had to put extra crews on as the volunteers were busy at their homes. Scott stated the ambulance got stuck a few times but there was no damage to the ambulance. Scott recommended the Court hire Gerald Joseph Esposito as a part-time paramedic. EMT Ryan Smith has now become a paramedic and Scott recommended the Court change his status from a part-time EMT to a part-time paramedic.

Upon motion by Esq. Brown and seconded by Esq. West, it is ordered by the Court to hire Gerald Joseph Esposito as a part-time paramedic and to transfer Ryan Smith from a part-time EMT position to a part-time paramedic position.

Motion carried unanimously

RE: 911/REQUEST BY SHERIFF DANNY CRAVENS

Henry County Sheriff Danny Cravens came before the Court to request the Court's approval of the purchase of radio equipment in the amount of \$2677.64. Sheriff Cravens noted that the equipment will be installed in the new vehicle that the sheriff's office is leasing for the sheriff. Sheriff Cravens stated the new vehicle is necessary as he has hired more staff.

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to approve the purchase of radio equipment for the sheriff's newly leased vehicle in the amount of \$2677.64 (two thousand six hundred seventy seven dollars and sixty four cents).

Motion carried unanimously

RE: ANNEX ROOF DISCUSSION

Judge Brent informed the Court that KACO had sent a claim check in the amount of \$19,360.17 for wind damage to the Annex roof. He noted Randy Blair who does the roof patching work has given a bid of \$19,990.00 to put on a new shingled roof. Judge Brent noted a question had been raised of whether to put on a metal or a shingle roof. Esq. Brown suggested a metal roof would last longer than the shingle roof and you could replace a panel instead of a whole roof. He noted there is the problem with putting shingles in the landfill and he would like to at least get a price on the metal roof. Esq. Beasley noted part of the roof is already shingled and he didn't know if metal would look right. He stated noise could be a factor as well. Esq. West noted a decision needed to be made as many shingles are off. Judge Brent asked for volunteers to serve on the committee to review prices of the shingles vs. metal roof and to make a decision. Esq. Coombs and Esq. West volunteered to serve on roof committee.

Upon motion by Esq. Beasley and seconded by Esq. Brown, it is ordered by the Court to leave to the discretion of the committee to use metal or shingles when replacing the annex roof.

Motion carried unanimously

**RE: EXCESS FEES PRESENTATION-HENRY COUNTY SHERIFF
DANNY CRAVENS**

Sheriff Danny Cravens thanked his department for the job they did during the week of the ice and snow. He thanked former Sheriff Bobby Downey for having the foresight to buy 4 wheel drive vehicles for the sheriff's office. He noted his office worked from daylight to dark and was available all night if needed. His department moved debris, worked accidents and help to transport people to the shelters. He noted they did an excellent job and he has record of their activity in case they can get reimbursed by FEMA. Sheriff Cravens noted his office has had a lot of activity since hiring Danny Stivers who retired from the KY State Police. Danny Stivers has been doing a lot of criminal investigation work in solving burglaries, recovering stolen property, and arrests are forth coming on damages to mailboxes. Danny Stivers has been working another case the County Attorney is aware of. It involves an individual who is not a Henry County resident that has established the Smithfield Fire Department, Inc., hired 10 people and have applied for a \$254,000.00 grant. Danny Stivers is ill at present time as he suffered a heart attack but is home and doing well. Sheriff Cravens noted the Court will receive a check in the amount of \$13,269.65 (thirteen thousand two hundred sixty nine dollars and sixty five cents) in excess fees.

**RE: EXCESS FEES PRESENTATION-HENRY COUNTY CLERK
JUANITA LASHLEY**

Henry County Clerk Juanita Lashley came before the Court to present her excess fees check. She commended her employees for their dedication and hard work noting she can't run her office by herself. Juanita explained HB537 which is a fee bill gives her office an additional \$1.00 out of every license registration and all counties with a population of under twenty thousand pool their fees together. It has helped her increase her excess fees. Juanita also noted

she did not ask for the Court to pay for the privacy booths but had paid for them out of her own budget. She was pleased to present a check in the amount of \$100,122.11 (One hundred thousand one hundred and twenty two dollars and eleven cents) to the Court in excess fees.

Judge Brent thanked Sheriff Cravens and Clerk Lashley for their hard work. He noted the return of excess fees is important to the County as retirement, health insurance, and social security is paid for these departments out of the County Fiscal Court's budget.

RE: OLD VOTING MACHINES-HENRY COUNTY CLERK JUANITA LASHLEY

Henry County Clerk Juanita Lashley informed the Court that the County is no longer using the Shouptronic Electronic Voting Machines. At present time Harp Enterprises are storing the machines at no cost to the County. Harp suggested the County donate a few of the machines to the schools for mock elections. Juanita talked with the school superintendents but Juanita felt they would not be a benefit as the voters are no longer using this type of a voting machine. Manufacturer Matt Lilly will purchase the twenty seven machines at \$25.00 each to be used for scrap. The total amount would be \$675.00 (six hundred and seventy five dollars).

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to sell the following Shouptronic Electronic Voting Machines at a price of \$25.00 each. The machines serial numbers are: 017613, 017770, 017771, 017772, 017773, 017774, 017775, 017776, 017777, 017778, 017780, 017781, 017782, 017783, 017784, 017785, 017786, 017787, 017788, 017789, 017790, 017791, 017792, 017793, 018440, 018512, 019430.

Motion carried unanimously

RE: PARK UPDATE

1. Cedar Lake Lodge

Judge Brent gave an update to the Court concerning Cedar Lake Lodge. He hopes to have the closing on the property by the end of February. Judge Brent has viewed their plans and stressed it is a very nice and beautiful facility.

2. Friends for Michael Playground

Judge Brent gave an update on the Friends for Michael Playground. He noted Cindy Norton has resigned to take another job but Kelley Woods stated the playground is still going to happen. All money they make this year will go towards the playground. It looks like it will be 2010 before the playground is completed. Judge Brent stated it will give the County more time to get the bathrooms ready.

3. Bathrooms/Concession Stand

Judge Brent noted the bids received on the bathroom/concession stand were way over budget. The park committee felt the only other option is to subcontract everything. One benefit is not having to pay sales tax if we do the job ourselves. Judge Brent discussed the possibility of hiring an individual to manage the project. If it looks like they are going over the budgeted amount the committee will come back to the Court. Esq. Brown is on the park committee and he has offered

his time to set together the truss package. Esq. Brown noted he will be making a financial donation along with the other park committee members.

Upon motion by Esq. Brown and seconded by Esq. Coombs, it is ordered by the Court to look at subcontracting the project and to proceed.

Motion carried unanimously

RE: PRESCRIPTION DRUG ASSISTANCE PROGRAM

Judge Brent met with Carroll Baldwin from the Governor's Office to discuss the opportunity for Henry County to participate in the Kentucky Prescription Assistance Program (KPAP). This is an opportunity to help hundreds of Henry County citizens to obtain free prescriptions. He noted most drug companies offer free drugs to folks without insurance if they fall below income guidelines. Governor Beshear wants this program in all 120 counties. Judge Brent requested a four thousand dollar annual donation from the Court to go to Tri-County to help pay the salary for a part-time person to use the software and take the applications. Esq. West noted the great thing about the software, you just put in the information and it knows every drug companies qualifications and it will print out the forms for the doctor and the forms to get the prescriptions. Judge Brent commented that it is a new program and will be several months before the program is available.

Upon motion by Esq. Brown and seconded by Esq. West, it is ordered by the Court to participate in the Kentucky Prescription Assistance Program.

Motion carried unanimously

RE: COMMERCE PARK UPDATE

Esq. West reported to the Court that he and Judge Brent met with Rob Kanzler from KIPDA regarding the HUD Grant for the Commerce Park. Rob reported that the phase I archeology study had been completed and there was no need for a phase II study. The corps of engineers is requiring a wetland delineation study be done. Rob is in the process of finding out what it takes to get the study done. Rob felt the corps of engineers may share 50% of the cost or the County could pay the full cost and they would reimburse us. Another requirement was from the highway department, that we were not creating any huge impact to the traffic in the area. Esq. West was told we would need to do a traffic study at a cost of approximately \$1,000.00. These are the three things required to get the HUD Grant. Judge Brent noted that his office has received the official notice that the County will receive reimbursement for the \$11,500.00 spent on the archeology study.

RE: CLAIMS & TRANSFERS

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

General Fund	\$208,019.61
Road & Bridge	44,059.02
Jail Fund	55,875.68
LGEA Fund	107.65
Litter Grant Fund	665.05
911-EMS Fund	998.50
Fair Fund	<u>578.37</u>
Total Expenditures	\$310,303.88

Transfers

From: 0192009990 (Reserve for Transfers)

To: 0151405990 (EMS, Miscellaneous)

\$1000.00

Motion carried unanimously

RE: COURT COMMENTS

Esq. Coombs reported that the Oldham County Fiscal Court met today and voted unanimously to disband the Oldham County Airport Board. Esq. Beasley questioned why the gate at the Henry County Fairgrounds is not being locked each evening and suggested we do so to prevent vandalism. Sheriff Danny Cravens thanked the Court for their support and Judge Brent for having the parking lot cleaned following the ice and snow storm. He suggested the area be cleared in the future before 7:00 a.m. if possible.

RE: ADJOURN

Upon motion by Esq. Beasley 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 before the next regularly scheduled meeting.

Motion carried unanimously

RESPECTFULLY SUBMITTED:

S/Peggy V. Bryant
PEGGY V. BRYANT
FISCAL COURT CLERK

S/John L. Brent
JOHN L. BRENT
JUDGE EXECUTIVE

Date Approved: March 17, 2009

