

**HENRY COUNTY FISCAL COURT  
REGULAR MEETING  
FEBRUARY 16, 2010**

The Henry County Fiscal Court met in a regular session on February 16, 2010 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 & PREPARATION**

Silent prayer was observed in preparation for the meeting.

**RE: CALL TO ORDER**

Judge Brent called the meeting to order.

**RE: APPROVAL OF MINUTES**

Upon motion by Esq. Brown and seconded by Esq. Coombs, it is ordered by the Court to approve the minutes from the January 19, 2010 regular meeting.

Motion carried unanimously

**RE: OLD BUSINESS**

**RE: 2<sup>ND</sup> READING OF BUDGET AMENDMENT**

Judge Brent noted last month the Court held the first reading of the proposed ordinance amending the budget for the Emergency Road Aid and for an anticipated grant for spay and neutering. The Department for Local Government informed us we can only amend the budget for the funds we have actually received. The 2<sup>nd</sup> reading will be for the \$73,300.00

already received for the Turkey Run Road and Six Mile Road Projects. Judge Brent asked for a motion to approve the 2<sup>nd</sup> reading.

Upon motion by Esq. Brown and seconded by Esq. Beasley, it is ordered by the Court to approve the 2<sup>nd</sup> reading of the proposed ordinance amending the Henry County Budget for Fiscal Year 2009-2010, to include unanticipated receipts and expenditures from the following accounts:

Receipts from:		
02-4513	Emergency Road Aid	\$73,300.00
Expenditures from:		
02-6105-447	Turkey Run Rd/Six Mile Rd. Projects	\$73,300.00

Motion carried unanimously

**RE: NEW BUSINESS**

**RE: ROAD UPDATE**

Henry County Road Supervisor Glenn Baxter stated the road department has been busy removing the snow. Glenn noted three trucks have been out of service, but he got one back today. There have been backhoes, tractors and high lifts helping but the snow keeps drifting. Glenn expressed appreciation to Jason Scriber, Greg Derossett, Steve Heffley, the Henry County Water District, Judge Brent, as well as many farmers and contractors for helping clear the roads. Glenn and Esq. Brown noted the guys have done a good job. Esq. Brown questioned the policy on clearing the blacktop and gravel roads. Esq. Beasley and Esq. Fisher expressed their concerns that Banta's Fork Road is still blocked. Esq. Beasley will try to find someone in the area to clean Banta's Fork Road or Judge Brent will send the backhoe first thing in the morning. Judge Brent noted they need to communicate with each other.

**RE: EMS/PARAMEDICS UPDATE**

Henry County EMS Supervisor Scott McClamroch noted considering the weather the EMS Service has fared well so far. They have been stuck a couple of times but the road department has been an asset as they monitor the radios and come help if needed.

**RE: P&Z RECOMMENDATION-ZONE CHANGE**

Judge Brent reviewed the planning and zoning commission's recommendation for the Beatrice Arnold Estate Property located at 2575 Harpers Ferry Road, Lockport, KY. He read the findings and noted they voted unanimously to make a zone change from A-1 to A-2.

Upon motion by Esq. Fisher and seconded by Esq. Beasley, it is ordered by the Court to accept the recommendation of the planning and zoning commission to change the Beatrice Arnold Estate Property located at 2575 Harpers Ferry Road, Lockport, KY from A-1 to A-2.

Motion carried unanimously

**RE: HENRY COUNTY COMMERCE PARK-CONTRACT FOR ENGINEERING SERVICES**

Judge Brent gave an update on the progress at the Commerce Park. He noted the environmental studies, archeology studies for artifacts and wetland studies have been completed. Judge Brent was pleased that we have received reimbursement for all studies from the Federal Government. Judge Brent asked the Court to allow him to find an engineer and move forward with the project. The engineer would design the layout for water, sewer and roads and put together a bid package and a set of bid specs. He noted Barry Bowen would help with the project but Barry recommended Mel Milburn. Esq. West complimented Mr. Milburn and stated he would abstain from voting as both of these men are business associates of his.

Upon motion by Esq. Brown and seconded by Esq. Fisher, it is ordered by the Court to allow Judge Brent to retain an engineer to design the roads, water and sewer layout for the Commerce Park.

Yes-Beasley, Brown, Coombs, Fisher, Hawkins  
Abstain-West  
Motion carried

**RE: RESOLUTION FOR LEGISLATIVE SUPPORT OF THE WASTE TIRE PROGRAM**

Judge Brent informed the Court that we may be in danger of losing the waste tire program. This program rotates to each County every four years and has been very successful here. Judge Brent read the Resolution that if passed would be forwarded to Rep. Rick Rand and Senator Ernie Harris.

Upon motion by Esq. Coombs and seconded by Esq. Hawkins, it is ordered by the Court to approve the Resolution in Support of the Waste Tire Program.

Motion carried unanimously

**RE: CLARIFICATION OF SALARY ADJUSTMENTS**

Judge Brent reminded the Court that several years ago (1990) they voted to accept their annual Cost of Living (COL) increase set by the State. Judge Brent noted last year the Court made a motion to freeze all raises and later a motion to give the employees a twenty-five cents an hour raise. Henry County Treasurer Mary Scriber needs clarification from the Court on the salary adjustments. Mary stated the COL increase this year is 2.72 percent. This increase pertains only to the Magistrates and the Coroner. The letter she received from the State stated the Court should vote on this issue each year and she requested it be documented in the minutes.

Upon motion by Esq. Brown and seconded by Esq. Hawkins, it is ordered by the Court that the Magistrates only decline the COL increase for 2010.

Motion carried unanimously

## **RE: FAIR BOARD PROPOSAL**

Justin Atchison came before the Court on behalf of the New Castle Lions Club and the Henry County Fair Committee. Justin proposed the Court give the New Castle Lion Club permission to remove a portion of the fence in the old arena. He noted they will fix the area to drain properly and use this area for much needed parking. Justin requested the Court cover the cost of seed and straw. Judge Brent reminded the Court that the 4-H Horse Club and the KY River Fire Department have used this area in the past and he wanted their support before making any changes. Justin stated he had talked with Cathy Toole and she did not have a problem with the change but she wanted to ask the 4-H leaders. Judge Brent suggested they get a written letter of support from the 4-H Club and the KY River Fire Department .

Upon motion by Esq. Hawkins and seconded by Esq. Coombs, it is ordered by the Court to move forward contingent on a signed letter from the 4-H Horse Club and the KY River Fire Department pledging their support to the project.

Yes-Beasley, Coombs, Fisher, Hawkins, West

Abstain-Brown

Motion carried

Justin Atchison noted the Lions Club returns a portion of their profits to the County for use of the fairgrounds during the fair. Judge Brent noted this past year that amount was \$3500.00. Judge Brent had suggested Tuesday night of the Henry County Fair be a Family and Kids night. This night would be sponsored by the Fiscal Court with a reduced admission rate of \$6.00. Justin proposed the Court would donate back \$1.00 per person with each paid gate admission. Following discussion Judge Brent asked for a vote.

Upon motion by Esq. Brown and seconded by Esq. West, it is ordered by the Court to sponsor Family and Kids night at the Henry County Fair and to donate back to the New Castle Lions Club \$1.00 per person with each paid gate admission with a cap of 2,000 people.

Motion carried unanimously

## **RE: INSURANCE COMMITTEE REPORT-NICK HAWKINS**

Esq. Hawkins noted the insurance committee met with our insurance agent and reviewed our personnel policy possibly amending some items. They reviewed a draft of a safety program for the road department. Our insurance representative will give a final presentation to the insurance committee for review and Esq. Hawkins will bring it back to the Court.

**RE: HENRY COUNTY CLERK EXCESS FEES**

Henry County Clerk Juanita Lashley presented the Court a check for the 2009 excess fees in the amount of \$102,592.88. The Court applauded and thanked Juanita for her hard work and a job well done.

**RE: HENRY COUNTY SHERIFF EXCESS FEES**

Henry County Sheriff Danny Cravens presented the Court a check for the 2009 excess fees in the amount of \$9,408.95. Sheriff Cravens stated it is not as much as he would like but better than last year. Judge Brent thanked Sheriff Cravens and noted the excess fee checks from the clerk and sheriff are important to the County as retirement, health insurance and social security is paid for their offices out of the County’s budget.

**RE: CLAIMS AND TRANSFERS**

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

General Fund	\$217,414.99
Road & Bridge	35,276.72
Jail Fund	43,754.30
LGEA Fund	907.65
911-EMS Fund	3,529.59
Fair Fund	<u>2,227.75</u>
Total Expenditures	\$303,111.00

Motion carried unanimously

**RE: COURT COMMENTS**

Esq. Beasley thanked Judge Brent for his help in getting the signs put up and Sheriff Cravens for the watch your speed sign machine on Highway 22 coming into Eminence. Esq. Fisher noted a communications company is looking for a tower to attach a repeater for high speed internet service. Esq. Fisher questioned the possibility of the company using the road department or courthouse towers. Judge Brent noted Joe Martin with J&N Electronics would have to answer those questions. Judge Brent also noted he understood the Henry County Water District may be looking at the company using their water towers. Judge Brent offered to contact Joe Martin with J&N and Jimmy Simpson with the Henry County Water District to get their input.

**RE: ADJOURN**

Upon motion by Esq. Fisher and seconded by Esq. Beasley, 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:**

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

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

**Date Approved: March 16, 2010**