

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
AUGUST 20, 2013**

The Henry County Fiscal Court met in a Regular Session on August 20, 2013 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
Honorable Virginia Harrod, County Attorney
Esquire Scott Bates
Esquire Jerry Beasley
Esquire David Brown
Esquire Mike Fisher
Esquire Roger Hartlage
Esquire Nick Hawkins

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 Executive, John L. Brent, called the meeting to order and noted everyone was present.

RE: APPROVAL OF MINUTES

Upon motion by Esq. Bates and seconded by Esq. Fisher, it is ordered by the Court to approve the minutes from the July 16, 2013 Regular Meeting.

Motion carried unanimously

RE: OLD BUSINESS

RE: 2ND READING OF 2013-2014 TAX RATES

Upon motion by Esq. Hawkins and seconded by Esq. Bates, it is ordered by the Court that the County **tax levy remain the same** as last year at 11.7 cents per hundred dollars on all real property in Henry County, 15.9 cents per hundred dollars on all personal property in Henry County, and 11.9 cents per hundred dollars on all motor vehicles and watercraft for 2013.

Motion carried unanimously

RE: DISCUSSION ON SUBDIVISION GUN ORDINANCE

Judge Brent reminded the Court that at last month's meeting there was discussion of a possible subdivision gun ordinance. Judge Brent asked Esq. Hartlage for an update on the issue.

Esq. Hartlage reported he had a constituent with a problem of a neighbor firing a gun in their subdivision. She voiced her concerns to Esq. Hartlage, who invited her to come to Court to discuss the issue. He felt the Court was empathic to the problem and offered her some good direction. Since then, Esq. Hartlage has nothing new to report or update.

RE: NEW BUSINESS

RE: ROADS

1. Supervisor's Update

Henry County Road Supervisor, Glenn Baxter, reminded the Court that they voted to take the Chestnut Hill Subdivision into the County Road system. The paving of Chestnut hill has been completed. Glenn was pleased the \$25,000.00 bond the County received more than covered the cost. The road department has been bush hogging and also laying some blacktop. Glenn is hopeful the new tractor and bushwhacker will be ready next week. Glenn gave an update on Dawkins Lane noting they did the shoulder on the right side and the double drive. The property owner in the curve told Glenn he did not want gravel in his grass. Glenn felt he may need an easement before graveling that area. Esq. Hawkins and Esq. Hartlage told Glenn to wait and they will talk with the property owner before Glenn proceeds. Glenn was told by the property owner on the left side of Dawkins that she is going to bulldoze the trees out. Glenn is waiting for the trees to be removed before laying gravel on the left side. Esq. Hartlage noted he also spoke with the owner and she told him the holdup was with AT&T having a phone line down through the area. Esq. Hartlage questioned if markers maybe needed on both sides of the road by the deep culvert going up the hill on Dawkins. Glenn noted he will look at that.

2. Committee Update-Esq. Beasley

Esq. Beasley questioned if Jackson Road has been completed. Esq. Bates noted only part of Jackson is completed. Judge Brent noted all roads will be done this fall. He had to do some pleading to get it done. The State let Trimble County and one other County, which had June 2014 deadlines, and all our projects had November deadlines. Esq. Beasley noted he had received complaints of two pot holes on Hwy 561 and questioned when they would get it done. Judge Brent suggested Esq. Beasley contact Terry Justice with the State Highway Department.

3. Resolution on 80/20 Program for Albert Moore Bridge

Judge Brent read the Resolution and asked for a vote to participate in the 80/20 program.

Upon motion by Esq. Fisher and seconded by Esq. Beasley, it is ordered by the Court to adopt the Resolution on the 80/20 Program for the Albert Moore Bridge.

Motion carried unanimously

4. Barnett Lane Discussion

Edward Hunt, who recently bought property on Barnett Lane, came before the Court to request the County work on the end section of Barnett Lane and make it travelable. Henry County Attorney, Virginia Harrod, explained to Mr. Hunt that if the road has not been maintained by the County for 15 years the road maintenance reverts back to the land owner or people using the road. Ms. Harrod questioned if the County has spent funds maintaining the road the past 15 years. Esq. Brown noted he has been a member of the Court for twenty years and this part of Barnett Lane has not been maintained during his time of service. Esq. Beasley explained Mr. Hunt would need to bring the road up to the County's specifications before the County can take it over and maintain it. Esq. Beasley expressed concerns regarding the bridge being inspected and also a turnaround for the County's equipment. Esq. Hawkins noted if Mr. Hunt is willing to meet the specifications by putting in the needed culverts and gravel on the road, the County would consider taking the road into the County Road system. Esq. Beasley, Glenn Baxter, and the members of the road committee will look at the road and tell Mr. Hunt what needs to be done to bring it up to specifications.

5. Quickert Lane Guardrail Discussion

Esq. Beasley noted he looked at the guardrail issue on Quickert Lane. The lane needs to be 18 feet wide to get the combine through, and the guardrail prevents the road from being wide enough. Esq. Beasley suggested taking the guardrail down on one side to widen the lane. Following questions and discussion from the Court Esq. Beasley asked the Court to give the road committee the authority to work the guardrail issue out.

Upon motion by Esq. Bates and seconded by Esq. Hartlage, it is ordered by the Court to give the road committee the authority to work out the guardrail issue on Quickert Lane.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor Update

Henry County EMS Supervisor, Josh Jamiel, reported everything was going good. They currently have five dialysis transports. Glenn Ball is back to work following his sick leave. Josh brought recommendation to move part-time paramedic, Jeremy Simms, to a full-time paramedic position. He noted Jeremy will be replacing Jim Cox who was a full time paramedic and retired. Josh also requested the Court hire Cody Money and Jessica Murray as part-time EMT's.

Upon motion by Esq. Bates and seconded by Esq. Brown, it is ordered by the Court to move paramedic Jeremy Simms, from a part-time to a full-time paramedic status.

Motion carried unanimously

Upon motion by Esq. Bates and seconded by Esq. Hawkins, it is ordered by the Court to hire Cody Alan Money and Jessica Dawn Murray as part-time EMT's.

Motion carried unanimously

2. Committee Update-Esq. Bates

Esq. Bates gave an update on the Eminence EMS Building. He reported Danny Meadows, with Eminence Speaker, is still working on getting their plan together to lease the building.

RE: P&Z/SOLID WASTE/DES-ADMINISTRATOR'S UPDATE

Judge Brent gave a brief update in the absence of Henry County P&Z/Solid Waste/Des Administrator, Jody Rucker. Judge Brent reported 18 permits were issued in July with five being for new houses. The County cleaned up a dump in Esq. Hartlage's district and they continue to do litter pickup. This week they will clean Point Pleasant Road from the crossroads to the Point Pleasant Christian Church. Judge Brent requested the Court members let him or Donnie Tipton know if there are roads in their areas that need to be picked up.

RE: PARKS & FAIRGROUNDS

1. Supervisor's Update

Henry County Parks Superintendent, Travis Buchanan, reported the coed softball leagues wrapped up last week. Football has started up and soccer will start in September. The basketball goals are up and they are going to seed and straw around the basketball court. Travis has sent the park news letter to all the schools. Travis noted the park is very busy. They made a profit of \$982.38 from the concessions. He requested use of one half of the profits to cover expenses for the October Trail and Treat Event. The Court was in consensus with his request. Esq. Hawkins and Esq. Bates complimented Travis and noted the park looks great. Travis reported they plan to start building the new shelter in mid September.

2. Acknowledgement of Arvin Sango-\$4000.00 donation to new shelter

Judge Brent acknowledged Arvin Sango for the four thousand dollar donation they made to the County for the construction of the new park shelter. Esq. Brown also complimented Judge Brent for going after the donation.

RE: ANIMAL SERVICES

1. Committee Update-Esq. Hartlage

Esq. Hartlage noted the Committee did meet to go over a few things, but Dan was in school and wasn't there. They had some recommendations for some bureaucratic forms for Dan to fill out to show the number of dogs being adopted out. Judge Brent hopes at the September meeting to

recognize the lady who has sent all these dogs to Chicago for adoption. He noted she has saved the County thousands of dollars while also getting good homes for the dogs.

2. Director's Update

Henry County Animal Control Officer, Dan Flinkfelt, reported everything is great at the shelter. He has been overseeing and approving all paper work. Dan has just returned from training in Dayton, Ohio. He complimented Suzanne Schulte for becoming certified as an animal cruelty investigator. Dan thanked Cardinal Nursery for the donation of shrubs, flowers, mulch and rock for the shelter. Dan noted the number of animals was up in July. Dan noted the security camera system is up giving him access on his phone to watch the shelter 24-7. Dan stated there was no cost to the County for the hookup of the camera system. Esq. Brown and the Court complimented Dan on his efforts in running the shelter.

RE: PARTIAL DONATION OF HOUSE ON SOUTH PROPERTY ROAD

Judge Brent reminded the Court that last year Russell Louden offered the partial donation of a house on South Property Road, but they couldn't come to terms on a few of the details. Mr. Louden has come back and offered the property to the County at a cost of \$5,000.00 cash, and a letter stating Mr. Louden donated the rest of the appraised value of \$38,000.00 for the property. Judge Brent noted he and Esq. Brown looked at the house and it is in rough shape, but they feel the lot is worth more than the five thousand dollars. Judge Brent noted a couple of individuals said they would bid ten to twenty thousand dollars on it. Judge Brent thinks it is an opportunity to make some money. Judge Brent recommended the Court move forward with the purchase of the property. Esq. Brown noted his support to purchase the property if for no other reason than it is becoming an eyesore. Esq. Beasley suggested the Court accept the offer and the profit made off of it be given to the fire departments.

Upon motion by Esq. Brown and seconded by Esq. Beasley, it is ordered by the Court to purchase the Russell Louden property at 739 South Property Road, at a cost of five thousand dollars and a letter stating Mr. Louden donated the rest of the appraised value of \$38,000.00 (thirty eight thousand dollars), the profits from the resale of the property are to be earmarked to pay for the donations the Court is making to the fire departments, and Judge Brent will have the power to work with County Attorney Virginia Harrod to take the sealed bids, with a reserve of \$19,750.00 (nineteen thousand seven hundred fifty dollars).

Motion carried unanimously

RE: 2012 SHERIFF'S SETTLEMENT-SHERIFF DANNY CRAVENS

Henry County Sheriff, Danny Cravens, presented his 2012 Sheriff's Settlement to the Court. Sheriff Cravens noted everything looked good with a difference of thirty cents.

Upon motion by Esq. Beasley and seconded by Esq. Brown, it is ordered by the Court to approve the 2012 Sheriff's Settlement pending the audit.

Motion carried unanimously

RE: 2012/2013 TREASURER’S SETTLEMENT

Henry County Treasurer, Lori Jones, noted last month the Court received the 2012/2013 Treasurer’s Settlement to review. Lori asked for questions and then asked for the Court’s approval pending the audit.

Upon motion by Esq. Brown and seconded by Esq. Fisher, it is ordered by the Court to approve the 2012/2013 Treasurer’s Settlement pending the audit.

Motion carried unanimously

RE: CLAIMS & TRANSFERS

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

General Fund	\$324,667.27
Road & Bridge	187,715.95
Jail Fund	58,424.22
LGEA Fund	269.12
Litter Fund	694.21
911/EMS Fund	4,087.11
Fair Fund	<u>2,829.70</u>
Total Expenditures	\$578,687.58

Motion carried unanimously

RE: COURT COMMENTS

Esq. Hawkins was complimentary of Glenn and the road department noting the roads in his district look good. Esq. Bates was appreciative of Terry Justice with the State Highway Department for mowing the Johnson grass on Jackson Road. Esq. Brown requested the Court go into Executive Session.

Upon motion by Esq. Brown and seconded by Esq. Hawkins, it is ordered by the Court to go into Executive Session.

Motion carried unanimously

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to go out of Executive Session.

Motion carried unanimously

Upon motion by Esq. Brown and seconded by Esq. Bates, it is ordered by the Court to go back into Regular Session.

Motion carried unanimously

Judge Brent commented the Executive Session was to discuss a personnel issue and no action was taken.

RE: PUBLIC COMMENTS

No comments were made by the public.

RE: ADJOURN

Upon motion by Esq. Brown and seconded by Esq. Bates, 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: September 17, 2013