

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
FEBRUARY 19, 2013**

The Henry County Fiscal Court met in a Regular Session on February 19, 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. Hawkins and seconded by Esq. Bates, it is ordered by the Court to approve the minutes from the January 15, 2013 Regular Meeting.

Motion carried unanimously

RE: OLD BUSINESS

There being no old business the meeting continued with new business.

RE: NEW BUSINESS

RE: ROADS

1. Supervisor Update

Henry County Road Supervisor, Glenn Baxter, reported it has been too wet to grade so they have been busy hauling gravel. They just completed work on a ditch on Turkey Run Road. Esq. Brown noted he appreciates the work on Turkey Run. Esq. Brown reported he received positive comments for the gravel work on Heron Creek Road. Esq. Fisher noted last year we blacktopped the back of Carters Road. Carters Road has an area in the curve that needs to be widened out. Esq. Fisher will check with the property owner to see if we can get an easement.

2. Road Committee Report-Esq. Beasley

Esq. Hawkins noted the Court received a letter from the Carroll County Judge regarding the rough area on Mill Creek Road. The road runs through Henry, Trimble and Carroll Counties. The rough area that needs paving is in Trimble County. Esq. Hawkins noted we need to make a decision, as he doesn't think Trimble County is going to pave it. Esq. Hawkins suggested the County enter into an Inter-local Agreement with Trimble County stating Henry County will pave the road and Trimble County will reimburse Henry County the full amount for labor and materials. County Attorney, Virginia Harrod, noted since this road is not in Henry County, the only way we can legally pave it is through an Inter-local agreement. She questioned if Trimble County is going to reimburse the County why don't they just go ahead and pave their road. Judge Brent suggested Esq. Hawkins get on the agenda at Trimble County Fiscal Court to ask them what they plan to do, as this is not our piece of road. Judge Brent also noted six months ago the Trimble County Judge told him they would pave it. Kenny Tindle who works for the Trimble County Road Department was present and noted the area in question is 735 feet long. Mr. Tindle was told by a Trimble County Magistrate to take their equipment and go ahead and patch the area. He was then told by Trimble County Judge Powell, not to do it at this time. The Court was in consensus that the area in question is rough and needs paving. It is a major road used by residents in this area going to Carrollton. Esq. Hawkins suggested the County adopt an Inter-local Agreement and if Trimble County doesn't approve it, then we won't do it.

Upon motion by Esq. Brown and seconded by Esq. Hawkins, it is ordered by the Court to enter into an Inter-local Agreement with Trimble County Fiscal Court, for Henry County to pave the Trimble County portion of the road on Mill Creek, upon their reimbursement for the full amount.

Motion carried unanimously

Larry Sculley who lives off Vance Road on Hedge Apple Road came before the Court. Mr. Sculley stated Hedge Apple Road is an old county road which has not been maintained for years. He noted the road is in rough shape and he requested rock for the road. Judge Brent informed Mr. Sculley the County has road specs to address these issues. Mr. Sculley will have to prove it is an old county road and then bring it up to meet the minimum specs before the County can take it over. Henry County Road Supervisor, Glenn Baxter, will meet with Mr. Sculley to review the road and give him an estimate of the cost to bring the road up to specs.

Esq. Beasley reported he and Esq. Hawkins looked at Gobblers Run Road. They found the road is rough and needs rock to meet the road committee specifications. They checked Stevens Branch Road and determined it was way too expensive for the County to put in a low water crossing or a bridge.

RE: EMS/PARAMEDICS REPORT

1. Supervisor's Report

Henry County EMS Supervisor, Josh Jamiel, noted the Campbellsburg ambulance is in need of a new transmission. The cost is approximately \$2,800.00. Judge Brent noted we only have \$15,000.00 left in the EMS line item budget for fuel and repairs. He questioned if we should repair the ambulance at this time. Josh Jamiel reported that Medicare is four to six months behind in reimbursing the County for runs. Esq. Bates noted we currently have four transports and the EMS committee recommends we go ahead and fix the ambulance as we use it for a backup ambulance.

Upon motion by Esq. Bates and seconded by Esq. Brown, it is ordered by the Court to repair the ambulance, at Emergency Repair, for an approximate cost of \$2,800.00 (two thousand eight hundred dollars).

Motion carried unanimously

Josh Jamiel asks the Court to approve Joshua Thomas Glacken as a part time EMT. Esq. Bates noted he has reviewed the application and Mr. Glacken's background check came back okay. Esq. Bates recommended the Court hire Mr. Glacken as a part time EMT.

Upon motion by Esq. Bates and seconded by Esq. Fisher, it is ordered by the Court to approve Joshua Thomas Glacken as a part time EMT.

Motion carried unanimously

2. EMS Committee Report-Esq. Bates

Esq. Bates met with the fire chiefs last month. All were in consensus to sell the MCP (Mobile Command Post). It will be replaced with a trailer. Judge Brent noted the County will take sealed bids to sell the MCP.

RE: EMERGENCY MANAGEMENT DIRECTOR & DEPUTY DIRECTOR DISCUSSION

Judge Brent informed the Court that due to health issues Emergency Management Director, Bruce Owens, has resigned. Denny Washburn is already serving as a part-time deputy director, at an annual salary of \$2,400.00. Judge Brent noted Denny has been good at helping with spills on the interstate. Judge Brent brought recommendation to appoint full time Planning and Zoning Administrator, Jody Rucker, to also serve as the part time Emergency Management Director.

Judge Brent noted the position is becoming more involved with paperwork and reports. Esq. Bates noted it would be an asset to have Jody in the office and available at all times. Judge Brent also recommended the Court hire an additional part time deputy director to assist Denny and Jody. Esq. Bates noted Judge Brent has the authority to appoint who he wants but he asked the EMS Committee to handle it. The Committee interviewed two individuals interested in the part time position. The EMS Committee was unanimous in recommending Mike Hillard. Mike had a good resume and thirty nine years in emergency services. His experience will be helpful with the training. Mike will serve as the other deputy director at an annual salary of \$2,400.00. Following discussion the Court was in consensus to accept the recommendations of Jody Rucker and Mike Hillard. Judge Brent noted this move will save the County around one thousand dollars.

RE: PLANNING & ZONING/SOLID WASTE

1. Administrator's Report

Henry County Planning and Zoning Administrator, Jody Rucker, reported his office has been slow with no permits this month and only three for last month. Jody has sent two nuisance letters following the passage of the Nuisance Ordinance at last month's meeting. Jody has received an application to reopen Hillz 'N Hollarz. The issue will be coming before the Board of Adjustments.

2. Board of Adjustments Appointment Recommendation

Esq. Hawkins informed the Court that Keith Morris has served several years on the Board of Adjustments. Keith would like to resign his position. Esq. Hawkins brought recommendation that the Court appoint Matt Jackson as his replacement.

Upon motion by Esq. Hawkins and seconded by Esq. Bates, it is ordered by the Court to appoint Matt Jackson to serve on the Board of Adjustments.

Motion carried unanimously

RE: PARKS SUPERINTENDENT'S REPORT

Henry County Parks Director, Travis Buchanan, reported they have waxed the floor in the 4H building and have been doing normal maintenance and working on park equipment. Travis is working on the Park Newsletter which will be going out to the schools to inform the students of the team signups and activities at the park. The park is getting a lot of use as last year there were 186 youth soccer games and 45 youth football games held there.

RE: ANIMAL SERVICES

1. Director's Report

Henry County Animal Control Officer, Dan Flinkfelt, reported the shelter has been busy this month. He had students from Henry County Middle School shadowing him today. Flyers about the shelter are being distributed once a month to the Eminence School. Nineteen animals went to Chicago with Rescue Transport. There are currently 12 animals at the shelter and tomorrow the shelter will pick up 10 more. Dan attended a meeting in Frankfort with Representative, Rick Rand, to discuss animal laws. Froggy Radio, 101.5, is donating thirty seconds of air time to do a commercial for the shelter. Dan noted he received compliments regarding the cleanliness of the shelter.

2. Committee Report-Esq. Hartlage

Esq. Hartlage noted the Committee met to discuss cost saving categories. The Committee was disheartened that Trimble County did not have anyone show up for the meeting. Esq. Hartlage stressed we need to communicate better with them as it is important for them to be there.

RE: WATER DISTRICT BOARD REAPPOINTMENT OF COMMISSIONER-RICKY JONES

Judge Brent noted Jimmy Simpson with the Henry County Water District is requesting the Court reappoint Ricky Jones as a Commissioner on the Board of the Henry County Water District. It is for a four year term, beginning 11/15/2012 through 11/15/2016.

Upon motion by Esq. Fisher and seconded by Esq. Brown, it is ordered by the Court that Ricky Jones be reappointed for another four year term as Commissioner on the Board of the Henry County Water District.

Motion carried unanimously

RE: EXCESS FEES PRESENTATION-SHERIFF DANNY CRAVENS

Henry County Sheriff, Danny Cravens, came before the Court to present a check for excess fees in the amount of \$18,508.95. Sheriff Cravens commented his new building is working perfectly. There are no problems with the foundation, with leaks or mold issues. Esq. Bates and Esq. Hawkins complimented Sheriff Cravens for the return of excess fees. Judge Brent noted how critical it is to receive the excess fees to help offset the County's cost of paying the social security, health insurance and retirement for the Sheriff and Clerk's offices.

RE: EXCESS FEE PRESENTATION-CO. CLERK JUANITA LASHLEY

Henry County Clerk, Juanita Lashley, presented her excess fees check in the amount of \$87,527.48. The Court was complimentary of County Clerk Lashley. Juanita noted every five to six years she is required to replace the memory cards in the voting machines. She is planning to purchase the cards at a cost of \$5,000.00 which she will take out of her budget. She will need to change two line items in her budget, one for the cost of the memory cards and the other to adjust the clerk’s salary. She also reviewed the cost to the County of elections held last year. She noted the cost is the same regarding the number of voters that go to the polls. The cost to the County for elections held last year was more than \$65,000.00.

Upon motion by Esq. Brown and seconded by Esq. Fisher, it is ordered by the Court to amend the line item for County Clerk’s Salary to \$80,915.53 and the line item Miscellaneous Clerk Expense to \$13,000.00.

Motion carried unanimously

RE: CLAIMS & TRANSFERS

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

General	\$361,829.62
Road & Bridge	47,353.35
Jail	35,904.15
LGEA Funds	4,292.10
Litter Funds	105.33
911-EMS	113.85
Fair Fund	<u>1,325.37</u>
Total Expenditure	\$450,923.77

Transfers

General Fund

From: 0192009990 (Reserve for Transfers)	\$1000.00
To: 0151405990 (EMS, Miscellaneous)	\$1000.00

Road Fund

From: 0292009990 (Reserve for Transfers)	\$7,000.00
To: 0261055880 (Equipment Repairs)	\$7,000.00

Litter Fund

From: 1352123660 (Litter Clean up)	\$1,000.00
To: 1352124290 (Litter Gas)	\$1,000.00

Motion carried unanimously

RE: PUBLIC COMMENTS

County Attorney, Virginia Harrod, addressed the Court and the EMS Committee. She has been talking with EMS Supervisor, Josh Jamiel, about some amendments that came down through emergency legislature pertaining to local firearms. County Attorney Harrod recommends when the EMS Committee meets they talk about amending their personnel policy as it relates to EMS employees bringing their firearms and concealed weapons to work. She stressed we can no longer tell them they can't, or anybody else for that matter. Attorney Harrod has a lot of concerns regarding premises liability. Judge Brent hopes this will not be an issue. Lorry Hansen with the New Castle Fire Department questioned if a hazmat issue occurs, should he call Bruce Owens, Jody Rucker or Mike Hillard. Judge Brent responded to call Jody Rucker. Esq. Hawkins noted the EMS Committee needs to have a meeting with all fire chiefs, Jody Rucker, Denny Washburn and Mike Hillard to work out these issues.

RE: COURT COMMENTS

Esq. Brown was complimentary of the new Commerce Park Brochures. Judge Brent noted Trimble County has approved an insurance tax and we can be proud that we are the only county in this region that does not have an occupational or insurance tax at this time. Esq. Brown noted he has been asked two or three times about the slaughter house coming to the County. Judge Brent noted he and Esq. Hartlage have been attending meetings and there is a real need. There is a quasi governmental agency that is going to do a feasibility study. The study is to see if there is enough market with the farmers to sustain a slaughter house. Judge Brent said it is a real expensive project. Someone from the University of Kentucky came and met with them and said it would be a 1.3 million dollar project. Another gentleman who has worked on two different projects said it would take eight to nine hundred thousand dollars to build. Hugh McBurney, a member of the Cattleman's Association, has been attending the meetings. He questioned if the County would be willing to help with the funding to pay for the feasibility study. Judge Brent replied they could bring the issue to the Court and they would have to vote on it. Judge Brent stressed the County has put in funding for Economic Development and he felt that was all the Court could do right now. Ricky Doyle questioned the location of the slaughter house. Judge Brent noted that would be determined through the feasibility study but felt the Commerce Park in Campbellsburg would be the likely place, as sewers are there. Rex Morgan, the Mayor of Campbellsburg, expressed concerns of other businesses locating in the Commerce Park with a slaughter house. He also felt there were issues of transporting animals through the center of Campbellsburg. Judge Brent responded it would not be a large scale operation, only 50 head a week to make it profitable. Judge Brent also noted it would have to be USDA approved.

RE: ADJOURN

Upon motion by Esq. Hawkins 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: March 19, 2013