

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
MAY 20, 2014**

The Henry County Fiscal Court met in a Regular Session on May 20, 2014 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 Roger Hartlage
Esquire Nick Hawkins

Esquire Mike Fisher-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 Executive, John L. Brent, called the meeting to order.

RE: APPROVAL OF MINUTES

Upon motion by Esq. Brown and seconded by Esq. Bates, it is ordered by the Court to approve the minutes from the April 15, 2014 Regular Meeting.

Motion carried unanimously

Upon motion by Esq. Hawkins and seconded by Esq. Beasley, it is ordered by the Court to approve the minutes from the April 30, 2014 Special Budget Meeting.

Motion carried unanimously

RE: OLD BUSINESS

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

RE: NEW BUSINESS

Henry County Attorney, Virginia Harrod, asked to address the Court. She informed the Court of great news. The County won the Terri Smith lawsuit in Federal Court. The time to appeal has lapsed so it is final. Ms. Harrod noted the amendments to the Abatements of Nuisance Ordinance as proposed look great. Ms. Harrod informed the Court that today being the Primary Election she is mandated to be at the Clerk's office for the certification of the votes. Ms. Harrod thanked the Court and excused herself from the meeting.

RE: ROADS

1. Supervisor's Report

Henry County Road Supervisor, Glenn Baxter, reported the Albert Moore Bridge is open. The landscaping around the bridge should be completed in a couple of weeks. All roads have been graded and graveled. They have been busy repairing culverts and doing shoulder and ditch work. Glenn noted they have been running a skelton crew as they are a couple of guys short from last year. They are working when they can on the potholes. Judge Brent asked the Court members to let Glenn know if they have potholes that need work. Esq. Brown raised concerns about potholes on Carmon Road. Glenn noted they plan on using hot mix on the large pothole. Esq. Hartlage noted he has been receiving complaints concerning the culvert being rough on Bates Lane. Glenn stressed they will also put hot mix on this area.

2. Committee Report – Esq. Beasley

Esq. Beasley noted the Committee met and went over the roads that will be blacktopped. They suggested the culverts and shoulders be checked before they begin to lay the blacktop. Glenn noted the culverts were checked last week. Judge Brent encouraged the Magistrates to mark the shoulder of their road needing work with orange paint and then let Glenn know.

3. Policy on Sign Reflectivity

Glenn Baxter noted it is a federal mandate that each County have a Policy on Sign Reflectivity. Glenn reviewed several ways to check the signs, such as driving at night with the headlights to reflect on the signs. He recommended the "Consistent Parameters Procedure" as the plan to conform to the Federal Mandate on Sign Reflectivity.

Upon motion by Esq. Beasley and seconded by Esq. Brown, it is ordered by the Court to accept the "Consistent Parameters Procedure" for the policy on Sign Reflectivity as recommended by Henry County Road Supervisor, Glenn Baxter.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor's Report

Henry County EMS Supervisor, Josh Jamiel, reported nothing new at this time regarding the new ambulance. They have looked at a demo ambulance at a cost of \$129,000.00. The company is carrying a new and cheaper line and they are coming tomorrow to meet with Josh. Josh brought recommendation to hire William Thomas Franklin as a part-time EMT.

Upon motion by Esq. Brown and seconded by Esq. Bates, it is ordered by the Court to hire William Thomas Franklin as a part-time EMT, pending his background check.

Motion carried unanimously

2. Committee Report – Esq. Bates

Esq. Bates noted the Committee did not meet as they are waiting on prices of ambulances.

3. Ambulance Discussion

No report to give at this time.

RE: P & Z/SOLID WASTE

1. Administrator's Report

Henry County P&Z/Solid Waste Administrator, Jody Rucker, reported his department issued 15 permits last month with four being for new homes. Jody noted the Board of Adjustments has had an appeal filed against them for placement of a single wide mobile home in Sulphur. Jody stressed there is no decision at this time. Due process could take up to a year.

2. 2nd Reading – Amendment to Sections 325 & 770 in Zoning Ordinance #920

Upon motion by Esq. Hawkins and seconded by Esq. Bates, it is ordered by the Court to approve the 2nd reading to amendments in Sections 325 and 770 in Zoning Ordinance #920.

Motion carried unanimously

3. Nuisance Issues – Donna Curran to Address the Court

Judge Brent introduced Donna Curran to the Court. Mrs. Curran noted she and her husband moved to Henry County from Oldham County seven years ago. They bought a 5.5 acre lot to build their log cabin dream home. When they bought the lot there was no one on either side. Mrs. Curran presented pictures of her home located at 330 Scobie Lane and also the neighboring property. She noted the neighbor's property looks like a tornado hit it. There is garbage and trash everywhere. She stressed before she can mow her lawn she has to pick up the trash that blows in her yard from her neighbors. Mrs. Curran has tried to deal with the neighbors without getting the

government involved but has not been successful. She stressed her property has lost a lot of value because of this. She also noted last year this neighbor held a 4 to 5 month long yard sale. She expressed hope that the Court will listen to Esq. Hawkins proposals to the Nuisance Ordinance. She thanked the Court for their time.

4. 1st Reading of Proposed Nuisance Ordinance – Esq. Hawkins to Present

Esq. Hawkins thanked Mrs. Curran. He noted the Committee met several times to discuss the issues. Judge Brent commented that he gets more and more calls on this issue all the time. Esq. Hawkins read and reviewed the list of proposed amendments to Ordinance #1000-01-13-1, An Ordinance Related to the Abatements of Nuisances in Henry County, KY. Esq. Hawkins asked for comments and questions from the Court.

Upon motion by Esq. Hawkins and seconded by Esq. Brown, it is ordered by the Court to approve the first reading of the proposed Amendments to Ordinance # 1000-01-13-1, An Ordinance Related to the Abatements of Nuisances in Henry County, KY.

Motion carried unanimously

RE: PARKS & FAIRGROUNDS – SUPERINTENDENT’S REPORT

Henry County Parks & Fairgrounds Superintendent, Travis Buchanan, noted Harry Hill Park has been slammed this summer with games every night. They have been doing a lot of prep work on the ball fields. Judge Brent reminded the Court that there is money in next year’s budget to fix a new field at Harry Hill Park. Travis noted the church league will begin after the other league ends. Soccer will end their season on May 31. Travis reported his department has also been busy mowing and putting dirt around the new park shelter.

RE: ANIMAL SERVICES

1. Director’s Report

Henry County Animal Control Officer, Dan Flinkfelt, reported his department has been busy this last month. They had a couple of good rescues. There will be no rescues this week due to the Holiday. The shelter has been getting a lot of surrenders. Dan reported the last Fiscal Year 141 animals were euthanized. They have euthanized 40 animals this Fiscal Year and most of these animals were hit by cars. Dan noted June 7 they will take dogs for adoption to the Relay for Life Dog Bark-a-Thon that will be held at the park. Dan also noted his department will be working three races at the KY Speedway Racetrack. Dan asked the Court to remember in their prayers Trimble County shelter employee Jim Davis who suffered a heart attack on Friday.

2. Committee Report – Esq. Hartlage

Esq. Hartlage noted there was no report, as the Committee did not meet.

RE: COUNTY ROAD AID PUBLIC HEARING

Judge Brent held the County Road Aid hearing. There were no comments from the public.

RE: LGEA PUBLIC HEARING

Judge Brent held the LGEA Public Hearing. There were no comments from the public.

RE: CLAIMS & TRANSFERS

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

General Fund	\$244,420.13
Road & Bridge	135,466.63
Jail Fund	31,682.41
LGEA Fund	600.00
Litter Fund	1,320.69
Fair Fund	<u>112.15</u>
Total Expenditures	\$413,602.01

General Fund

From: 0192009990 (Reserve for Transfers)	\$11,435.00
To: 0150103680 (Co. Clerk Tax Bill Prep)	1,969.00
To: 0151305740 (EMS, Training)	200.00
To: 0151404110 (EMS, Custodial)	1,000.00
To: 0154014290 (Parks, Fuel & Maintenance)	1,000.00
To: 0191003070 (Auditing)	7,266.00

From: 0151401370 (Paramedics Salaries)	\$17,000.00
To: 0151401410 (EMT Salaries)	17,000.00

Road Fund

From: 0261051430 (Road Work Salaries)	\$37,000.00
To: 0292009990 (Reserve for Transfers)	37,000.00

From: 0292009990 (Reserve for Transfers)	\$44,500.00
To: 0261053980 (Contracted Labor)	500.00
To: 0261054470 (Materials)	44,000.00

Jail Fund

From: 0392009990 (Reserve for Transfers)	\$100.00
To: 0351015690 (Staff Training)	100.00

Motion carried unanimously

RE: COURT COMMENTS

There were no comments from the Court.

RE: PUBLIC COMMENTS

Sandy Allison expressed her thanks to the Court for the Nuisance Ordinance. She noted she has a neighbor who has abandoned her property and she questioned if the Nuisance Ordinance would help her issue. Resident Tom Jackson also raised an issue with his neighbor. Esq. Hawkins will do some research before the next meeting to consider their issues.

RE: ADJOURN

Upon motion by Esq. Brown and seconded by Esq. Hawkins, 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: June 17, 2014