

**HENRY COUNTY FISCAL COURT  
REGULAR MEETING  
OCTOBER 21, 2014**

The Henry County Fiscal Court met in a Regular Session on October 21, 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  
Esquire Scott Bates  
Esquire Jerry Beasley  
Esquire David Brown  
Esquire Mike Fisher  
Esquire Roger Hartlage  
Esquire Nick Hawkins

Honorable Virginia Harrod, County Attorney – Absent

**RE: PLEDGE OF ALLEGIANCE**

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

**RE: PRAYER & PREPARATION**

Judge Brent noted County Attorney, Virginia Harrod, was absent due to her surgery today. 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. Beasley, it is ordered by the Court to approve the minutes from the September 16, 2014 Regular Meeting, the September 23, 2014 Special Meeting on the garbage contract, and the October 17, 2014 Special Meeting on the Option Agreement for the Industrial Park.

Motion carried unanimously

**RE: OLD BUSINESS**

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

**RE: NEW BUSINESS**

**RE: ROADS**

**1. Supervisor's Update**

Henry County Road Supervisor, Glenn Baxter, reported the new dump truck came in. The low water crossing on Quickert Lane is done. The company that was supposed to bolt together the big culvert on Six Mile notified Glenn that they were not coming. The road department has been bolting it together and due to the rain last week they are still in the process of getting the job completed. If weather permits they hope to be able to cross Six Mile this weekend. Glenn reported a little hail damage to his new service truck. The culverts have been replaced on Old Highway 22. Glenn noted for the record the correct addresses are 55 and 77 on Old Highway 22. Glenn informed the Court that one of his employees will be retiring at the end of the year, so there will be an opening to fill at the road department. Glenn noted the Denner Lane project is done and the new road signs have been put up. Esq. Bates questioned when Mago is going to run Highway 389 on the Rural Secondary Program. He noted it is rough and he hopes they get to it before winter. Judge Brent noted he hasn't talked with Mago and doesn't know why they haven't been back. He guesses they are waiting to fire the plant up and noted we have not had the best of luck with Mago. Esq. Fisher and Judge Brent will contact Mago. Judge Brent noted he did talk with Ohio Valley and was told they have some base failures to fix on Sulphur Road and hope to get through with that project by the first or second week of November.

**2. Committee Update – Esq. Beasley**

Esq. Beasley noted the road committee discussed the rough areas on Jackson Road and questioned how best to correct them. Esq. Hawkins asked Glenn if a continuous patch would correct the problem. Glenn felt that would work and the road department could lay the patch, but right now they are snowed under. Esq. Hawkins stated he will request in next year's budget that all of Jackson Road be blacktopped, but something is needed for now. The Court discussed how many truck loads of asphalt may be needed to do the patching. Esq. Hawkins suggested the Court contract Ohio Valley Asphalt to do the patching when they do Sunny Meadows. Glenn noted he is not sure Ohio Valley Asphalt will do Sunny Meadows as it is late in the year and will depend on the weather. Judge Brent and Esq. Beasley will make the contacts to get Jackson Road patched. Esq. Beasley suggested they wait on blacktopping Esq. Fisher's road where they put the bridge in, to give it time to settle. Glenn noted that shouldn't be a problem. It was in the deal to compact and vibrate the culvert in, so it shouldn't settle much.

Upon motion by Esq. Hawkins and seconded by Esq. Brown, it is ordered by the Court to resurface Jackson Road from one box culvert to the next box culvert, and the work is to be done this year.

Motion carried unanimously

### **3. Salt Discussion**

Glenn noted Esq. Bates called him after hearing that Shelbyville may not get their salt this year. Glenn reported he spoke with his contact at Central Salt and was assured that unless we have an early winter or a severe winter we would be fine. We have a contract for 500 tons and it has been set aside for us, but they can't promise us additional salt. Glenn noted folks are stockpiling the salt due to the bad winter we had last year. Glenn reported they have been getting a good supply of cinders. The only cost is the \$175.00 a load to IKT, Inc. to haul them to us from Louisville. Esq. Hartlage commented that he has been getting letters regarding the shortage of salt. He has ordered nine semi-loads of salt for his business, but he is not sure if they will ship it.

## **RE: EMS/PARAMEDICS**

### **1. Supervisor's Update**

Henry County EMS Supervisor, Josh Jamiel, reported things are going pretty decent. They currently have six dialysis patients. Josh asked the Court to approve hiring Andrew Shumate as a part-time paramedic and Charlotte Dianne Logsdon as a part-time EMT. Esq. Bates noted he had reviewed the applications and brought recommendations to hire them.

Upon motion by Esq. Bates and seconded by Esq. Fisher, it is ordered by the Court to hire Andrew P. Shumate as a part-time paramedic and Charlotte Dianne Logsdon as a part-time EMT.  
Motion carried unanimously

### **2. Committee Update – Esq. Bates**

Esq. Bates reported the Committee did not meet, but he talked with Esq. Brown, Esq. Hartlage, and Esq. Hawkins. All were in agreement and felt it would be a benefit to put an engine in the Med #7 ambulance. The committee is hopeful it will run another year or so. Esq. Bates noted there is a plan to get a new ambulance the first of July.

Upon motion by Esq. Bates and seconded by Esq. Brown, it is ordered by the Court to put an engine in the Med #7 ambulance.

Motion carried unanimously

## **RE: P&Z/SOLID WASTE ADMINISTRATOR'S UPDATE**

Henry County P&Z/Solid Waste Administrator, Jody Rucker, reported 19 permits were issued last month with five being for new homes. The Tire Amnesty Program was held October 16-18. They collected 18-19 tractor trailer loads of tires. Jody announced the County wide clean up will be held on November 1, 2014. The non-profit teams with 530 participants will clean up to 200 miles of roads this year. Jody reminded everyone to be aware and watch for the teams when driving on November 1.

## **RE: PARKS & FAIRGROUNDS**

### **1. Superintendent's Update**

Henry County Parks & Fairgrounds Superintendent, Travis Buchanan, reported all fall sports are wrapping up at the park. Esq. Brown noticed several trees have died at Harry Hill Park. He suggested the trees be taken down, as the limbs could fall and hurt someone. Esq. Brown also noted the roof on the storage shed needs to be painted. Esq. Bates noted the grass is coming up and looking good on the new softball field.

### **2. Trail & Treat – October 24**

Travis reminded the Court that the 3<sup>rd</sup> annual Trail and Treat will be Friday, October 24 from 5:00- 7:00. Last year we had between 400-500 kids. Judge Brent asked any Court members that were available to come and help park cars.

## **RE: ANIMAL SERVICES**

### **1. Director's Update**

Henry County Animal Control Officer, Dan Flinkfelt, was not present to give an update as he was in training. Part-time animal control officer, Suzanne Schulte, gave a brief report. She noted a free cat snip clinic is being held in Shelbyville. The only charge is a donation to the clinic. Suzanne noted the number for the clinic is (502) 220-0271.

### **2. Committee Update – Esq. Hartlage**

Esq. Hartlage reported the Committee did meet. At last month's meeting Esq. Hartlage talked about trying to run a low cost spay and neuter clinic out of the shelter. Esq. Hartlage said he would check with KACO concerning the County's liability risk. Esq. Hartlage was told by KACO that they didn't have a problem with it. They suggested the service that provides the clinic carry the insurance and name Henry County Fiscal Court as an additional insurer. Esq. Hartlage hasn't talked with the ladies interested in providing the service, so no decision has been made. Esq. Hartlage reported one dog was euthanized for aggression during the month of September. The shelter has been getting donations in memory of Mr. William (Bill) Cox. Esq. Hartlage noted there are still some scheduling problems at the shelter. Currently both full time employees, Dan and Russell, are out for training. This leaves two part-time employees to run the shelter, which is not the most efficient way.

## **RE: VOTING MACHINE REQUEST – CO. CLERK LASHLEY**

Henry County Clerk, Juanita Lashley, came before the Court to request approval to use more than one voting machine in the precincts during the November 4, 2014 General Election.

Upon motion by Esq. Brown and seconded by Esq. Bates, it is ordered by the Court to allow Henry County Clerk, Juanita Lashley, to use more than one voting machine in the precincts during the November 4, 2014 General Election.

Motion carried unanimously

**RE: LINDA NOEL TO ADDRESS THE COURT**

Mrs. Linda Noel asked the Court to allow her husband, Doug Noel, to address the Court. Mr. Noel who is the Commander of the Disabled American Veterans Auxiliary in Henry County asked Sheriff, Danny Cravens, to come forward. Mr. Noel thanked Sheriff Cravens for allowing his group to hold meetings in the lobby of his office. He presented Sheriff Cravens a beautiful framed print of the Henry County Courthouse and a Certificate of Appreciation. Mr. Noel also thanked Judge Brent for getting the courthouse flagpole painted and useable and for cleaning around the Veterans Monument in the Courthouse yard.

Mrs. Linda Noel addressed the Court. She noted she is actively involved with the Disabled American Veterans Auxiliary/Unit #155. She requested the use of the Courthouse lawn for a Memorial Day Program to be held on May 25, 2015. Mrs. Noel noted she would like this to become a tradition. She stressed this is her first year and she is looking for volunteers to help. The names of Rex Morgan and Mike Huff were suggested as they are involved with the Veterans Administration. Judge Brent noted the Courthouse yard would be available for their use and he volunteered to provide the needed tables and chairs for the program. Esq. Brown noted it would be an honor to make the motion for them to use the Courthouse lawn for the Memorial Day Program.

Upon motion by Esq. Brown and seconded by Esq. Hartlage, it is ordered by the Court that the Courthouse lawn may be used for the Memorial Day Program.

Motion carried unanimously

**RE: HENRY COUNTY DIABETES COALITION – DIRECTOR  
MONA HUFF**

Henry County Diabetes Coalition Director, Mona Huff, addressed the Court. She noted the Coalition received a grant four years ago for Henry, Bullitt and Shelby Counties. One of their events is a challenge walk between the counties. Mona noted Henry County is smaller than the other counties, but Henry County has won the Tri-County Challenge Walk each year. Mona noted this past year at the walk something special happened. They had a very special young lady who walked and carried a trash bag with her. She cleaned up the trail as she walked and still came in second place in her age category. She actually gave up first place to take the time to step over and pick up trash. Mona recognized and thanked this special young lady, Bailey Howard, as she presented her with a Certificate of Appreciation and a first place medallion.

**RE: CLAIMS AND TRANSFERS**

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

General Fund	\$299,934.48
Road & Bridge	110,694.15
Jail Fund	40,952.77
LGEA	800.00
Litter Fund	1,435.92
Fair Fund	<u>1,312.12</u>
Total Expenditures	\$455,129.44

Motion carried unanimously

**RE: COURT COMMENTS**

There were no comments from the Court.

**RE: PUBLIC COMMENTS**

Mr. Roland Duke on behalf of the KY Motorcycle Association and the American Motorcycle Association thanked the Court and the Henry County Road Department for getting the **Share the Road** signs up. He stressed it means a lot to those out riding their motorcycles.

Mr. Louis Genter questioned why the garbage contract was not bid out. Esq. Hawkins noted the Court voted 5 to 1 to stay with Rumpke. He explained in the current agreement we had an option to enter into an extension with Rumpke. Rumpke offered to keep the rate the same which was \$17.10 a month and the Court agreed to do that. The next four years they can only increase according to the KY CPI, not to exceed 3%. Esq. Hawkins noted last time we bid it out Rumpke was the cheapest. Mr. Genter noted he called Oldham County today and their rate is \$44.28 per quarter. Esq. Hawkins noted it is a lot more profitable to have a garbage business in Oldham County than it is in Henry County as we have a lot denser population. Mr. Genter questioned the franchise fee paid to the County. Judge Brent noted the total bill is \$19.00 per month, \$17.10 goes to Rumpke and \$1.90 is the franchise fee paid to the County. Esq. Hartlage stated he is still upset with the issue of not bidding it out. Esq. Hartlage noted Esq. Hawkins stated he talked with folks from ID and was told they were not interested in serving the rural communities but more interested in the metropolitan areas. Esq. Hartlage noted he talked with ID and they did not remember talking with Esq. Hawkins. Esq. Hartlage felt the decision not to bid out the garbage contract was based on bad information. Esq. Hawkins disputed the comment that he got bad information. Esq. Hawkins felt Esq. Hartlage's comments were not accurate. Esq. Hawkins noted we voted and should move forward with the issue. He noted Oldham County is always cheaper as they have 13,000 households and Henry County has 3,000. You can bid a cheaper price with four times the amount of customers.

Esq. Hawkins explained when we bid it out five years ago ID was the high bid and Rumpke was the low bid. For every single year of the 5 year contract Rumpke agreed to keep their price the same which was already cheaper than ID. Esq. Hawkins commented if ID told Mr. Genter they would bid a cheaper price they should have done it when we bid it out the first time and they didn't. Esq. Beasley noted Rumpke picks up on the back roads and a lot of these other companies don't. They may tell you they are but they want you to bring it to the end of the road. Esq. Bates noted Eminence bid there contract out this past year. They were using ID and Rumpke was cheaper. They switched to Rumpke and they are happy with that decision.

Hugh McBurney noted Rumpke picks up in Carroll County where it is non-mandatory and they charge \$50.25 a quarter, which is cheaper than Henry County. Judge Brent noted Carroll County Fiscal Court is probably not getting a franchise fee from Rumpke. Mr. McBurney questioned if the County has to bid it out. Judge Brent noted there was an option to enter into an extension in the Rumpke contract. Esq. Hawkins stated the last time the garbage service was bid out was in 2008. Rumpke and ID bid a price for 2009-2013. In 2013 Rumpke was low bid and Rumpke agreed to extend their low bid for 2013-2015. The price we have has been bid out and is cheaper than ID.

William Long asked what the \$1.90 franchise fee is used for and suggested the \$1.90 go back to the people. Esq. Beasley noted the fund off the garbage is used for different things. Esq. Beasley stressed the cities have an occupational tax and an insurance tax, while the County does not, so the \$1.90 does not bother him. The \$1.90 going back to the fund is a helping stone to keep the County from raising taxes. Hugh McBurney did compliment the Court for absorbing the increase in the contract and taking less franchise fee, which Mr. McBurney appreciated.

Judge Brent closed the discussion by noting you could have made a good argument to bid it out that was very well founded. You could have made a good argument not to bid it out that was very well founded. You have two gentlemen on this Court who have been clear they are against mandatory garbage. These two gentlemen were comfortable not bidding it out and that says quite a bit.

**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: November 18, 2014