

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
APRIL 21, 2015**

The Henry County Fiscal Court met in a Regular Session on April 21, 2015 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 Mike Fisher
Esquire Nick Hawkins
Esquire Jason Stanley
Esquire Rickey Timberlake

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. Beasley, it is ordered by the Court to approve the minutes from the March 17, 2015 Regular Meeting.

Motion carried unanimously

RE: OLD BUSINESS

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

RE: NEW BUSINESS

RE: ROADS

1. Supervisor's Update

Henry County Road Supervisor, Glenn Baxter, reported the slip on Mill Creek has been fixed. The cost to repair it was more than had been anticipated. Judge Brent informed the Court the County was not out any money on the repairs. He received a check from the Emergency Road Aid Fund in the amount of \$62,000.00 for repairing the slip on Mill Creek. The road department has been working on the Gullion Branch and Turkey Run slips. They have also been busy fixing the wash outs following the heavy rains. Esq. Hawkins noted an area where water stands on Hieatt Lane near the Arington curve that needs attention. He suggested cleaning out the ditch going to the culvert may help solve the problem. Glenn stated he was not sure where the water was coming from but he will go and look at it.

2. Committee Report – Esq. Beasley

Esq. Beasley noted last month the road committee discussed finishing Hwy 389 and doing Woods Pike from Bethlehem to Happy Ridge. Judge Brent suggested giving the Court time to discuss the issue and get their feedback after the 5th District Presentation.

3. 5th District Rural Secondary Presentation

Judge Brent introduced Matt Bullock, Chief District Engineer for the KY Transportation of Highways District 5, to the Court. Mr. Bullock thanked the Court for having him as he came to present the road projects for the 2015-2016 Rural Secondary Program. Mr. Bullock noted the initial allotment is \$885,890.00. This dollar amount is down due to the reduction in the gas tax. He noted the State maintains 144 miles of rural secondary roads in Henry County. Mr. Bullock reviewed the following recommended resurfacing projects;

KY 157 (Sulphur Road)
2.480 miles

From: Scobie Lane/Beasley Lane MP 7.290
To: KY 146 MP 9.770

KY 573 (Woods Pike)
1.797 miles

From: Salt Creek Road MP7.043
To: Happy Ridge Road MP 8.840

Mr. Bullock asked for comments and questions from the Court. Judge Brent felt what Mr. Bullock presented was good but noted the road committee's desires may not be the same as his. Esq. Beasley stated he understood they were going to finish Hwy 389. Blake Nelson with the District 5 office explained that last year they planned to fix approximately four miles on Hwy 389. The road was so bad with base failures they could only do 2.1 miles with the funding they had. He stressed it would take another \$500,000.00 to fix the road. Blake stressed if

they do the resurfacing without repairing the base failures the road will not hold up. Esq. Fisher asked if he was suggesting just leaving it like it is and going somewhere else. Esq. Fisher noted he was not satisfied with that. Blake stressed with the funding they have allotted he does not think they can fix it properly. Esq. Hawkins suggested using the discretionary funds to finish Woods Pike from Salt Creek back to Hwy 22 and to use the balance as far as it will go on Hwy 389. Esq. Hawkins suggested getting an estimate on the cost on Hwy 389 before making a decision on the use of the discretionary fund. The road committee will meet and discuss the issue.

Upon motion by Esq. Hawkins and seconded by Esq. Bates, it is ordered by the Court to accept the projects for the 2015-2016 Rural Secondary Program, as recommended by the Department of Highways, District 5 Office.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor's Update

Henry County EMS Supervisor, Josh Jamiel, reported everything is running good. They currently have 5 dialysis transports. All trucks but one are up and running. Josh noted the positions for Jerry Glass and Kyle Stewart and still open. He brought recommendation that Chris Stone and Chad Cook be moved from part time to full time paramedic status.

Upon motion by Esq. Bates and seconded by Esq. Fisher, it is ordered by the Court that Chris Stone and Chad Cook be moved from part time to full time paramedic status.

Motion carried unanimously

2. Committee Report – Esq. Bates

Esq. Bates questioned if the old county ambulance can be auctioned or sold online at a government website. County Attorney, Virginia Harrod, noted she would research the sale of county owned surplus property and let the EMS Committee know.

Upon motion by Esq. Hawkins and seconded by Esq. Stanley, it is ordered by the Court to allow the EMS Committee to make the decision on selling the ambulance.

Motion carried unanimously

RE: P&Z/SOLID WASTE

1. Administrator's Report

Henry County P&Z/Solid Waste Administrator, Jody Rucker, reported 10 permits were issued last month. Jody noted the information for the zone change recommendations were included in the Court members packets.

2. Zone Change Recommendations on Hwy 153-A1 to B2

Judge Brent read the Planning Commission Findings and Recommendations regarding proposed zone changes for property located at 1333 Pendleton Road and property located at 1353 Pendleton Road. Judge Brent noted the vote was unanimous by the Planning Commissioners to change the properties from A1 to B2.

Upon motion by Esq. Timberlake and seconded by Esq. Bates, it is ordered by the Court to accept the Planning Commission recommendations that approves a zone change from A1 to B2 for the property located at 1353 Pendleton Road, Pendleton, KY, and with the condition that within 30 days after the zone change is approved by Fiscal Court, the non-compliant mobile home shall be removed from the property at the responsibility of the property owner.

Motion carried unanimously

Upon motion by Esq. Timberlake and seconded by Esq. Bates, it is ordered by the Court to accept the Planning Commission recommendations that approves a zone change from A1 to B2 for the property located at 1333 Pendleton Road, Pendleton, KY.

Motion carried unanimously

RE: PARKS & FAIRGROUNDS – SUPERINTENDENT’S UPDATE

Henry County Parks & Fairgrounds Superintendent, Travis Buchanan, reported the park and fairgrounds have been busy with the start of soccer, baseball and softball. There is a horseshow planned at the fairgrounds for this weekend. Travis noted his department has been busy trying to keep up with all the mowing.

RE: ANIMAL SERVICES

1. Committee Report – Esq. Fisher

Esq. Fisher reported the Committee had a request to purchase protective vests for animal shelter employees, Dan and Skylar, at a cost of \$375.00 for each vest. He stressed the Committee discussed the issue and decided it was better to go ahead and purchase the vests in case something would happen.

Upon motion by Esq. Fisher and seconded by Esq. Hawkins, it is ordered by the Court to purchase protective vests for Dan Flinkfelt and Skylar Berry at a cost of \$375.00 for each vest.

Yes – Bates, Fisher, Hawkins, Stanley, Timberlake

No - Beasley

Motion carried

2. Director's Report

Judge Brent reported Dan is not present for the meeting as he is using some of his comp time. They currently have 7 dogs at the shelter.

RE: ECONOMIC DEVELOPMENT UPDATE

Judge Brent reported the Economic Development Committee accepted a check from Mr. Rosen for the hemp foods project. Judge Brent is not as optimistic on the hydroponic greenhouse project. They want \$60,000.00 to do a feasibility study and the land for free. He noted it is up to the Court if they are interested in pursuing that. Esq. Bates reported The Trackside Butcher Shoppe is moving ahead with their facility.

RE: KIPDA RURAL DIABETES COALITION – MONA HUFF TO PRESENT TO THE COURT

Judge Brent informed the Court that Mona Huff could not be here tonight.

RE: BLUE LIGHT USE REQUEST – CONSTABLE ROLAND DUKE

Judge Brent welcomed Constable, Roland Duke, to the Court. Roland came before the Court to request the use of blue lights on his vehicle. He noted an issue with people driving wild on Hwy 153 and he would like to have the blue lights to pull them over and give them a warning. Henry County Attorney, Virginia Harrod, noted we may need to talk with our insurance company to get a quote for this and it may require an amendment to our insurance policy. Henry County Sheriff, Danny Cravens, informed the Court that he is going to hold a training event for deputies and he is planning to invite the Constables to attend. Esq. Hawkins noted it is a debate in Frankfort concerning the liability of a Constable. If the Constable gets injured or injures someone else what is the County's liability. He stressed we may need to talk with Sue Porter our agent at KACO. Esq. Hawkins noted we can bring this up at the next meeting.

RE: PERSONNEL POLICY UPDATED VERSION –COURT APPROVAL REQUEST

Judge Brent reviewed some minor changes to the Personnel Policy. He asked the Court for approval for the updates.

Upon motion by Esq. Beasley and seconded by Esq. Timberlake, it is ordered by the Court to approve the updates to the Henry County Employee Personnel Policy.

Motion carried unanimously

RE: ROAD BUDGET AMENDMENT – 1ST READING

Judge Brent noted due to the cost of the Mill Creek Slip and running low in materials he is requesting a road department budget amendment.

Upon motion by Esq. Hawkins and seconded by Esq. Bates, it is ordered by the Court to approve the 1st reading of an Ordinance amending the Henry County Budget for Fiscal Year 2014-2015, to include unanticipated receipts and expenditures in the following accounts:

Receipts from:		
02-4901	Road Department Carryover	\$85,000.00
Expenditures from:		
02-6105-3120	Special Road & Bridge Projects	\$60,000.00
02-6105-4470	Materials	\$25,000.00
Motion carried unanimously		

RE: SPECIAL CALLED 2015/2016 BUDGET MEETING

Judge Brent reminded the Court that the first reading of the 2015-2016 Budget needs to be held in April. Judge Brent suggested the Court meet at his office on Thursday, April 30 at 5:00 p.m. Esq. Hawkins noted he will be out of town and cannot get back by five o'clock. Following discussion and comments from the Court it was the consensus to make the meeting later that evening.

Upon motion by Esq. Hawkins and seconded by Esq. Stanley, it is ordered by the Court to have the Special called 2015-2016 Budget Meeting on Thursday, April 30 at 7:00 p.m.
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 Fund	\$285,200.26
Road & Bridge	71,242.83
Jail Fund	41,376.47
LGEA Fund	15,352.26
Litter Fund	1,223.86
911/EMS Fund	2,084.73
Fair Fund	<u>590.70</u>
Total Expenditures	\$417,071.11

Transfers

General Fund

From: 0192009990 (Reserve for Transfers)	\$3,120.00
To: 0150015030 (Bank Charges)	200.00
To: 0150303670 (PVA Contribution)	120.00
To: 0151355070 (DES, Contribution)	2,800.00

Road Fund

From: 0261055690 (Training)	2,000.00
To: 0261055780 (Utilities)	2,000.00

Motion carried unanimously

RE: PUBLIC COMMENTS

There were no comments from the public.

RE: COURT COMMENTS

Judge Brent, Josh Clubb and Jody Rucker met with the developer of Jericho Meadows Subdivision, Ellery Esposito, and with Mr. Esposito's attorney. The County is going to get the bond and an additional \$20,000.00. Judge Brent felt this would get the road in shape for the County to take it over.

RE: ADJOURNMENT

Upon motion by Esq. Bates 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: May 19, 2015