

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
MAY 19, 2015**

The Henry County Fiscal Court met in a Regular Session on May 19, 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
Esquire Scott Bates
Esquire Jerry Beasley
Esquire Mike Fisher
Esquire Nick Hawkins
Esquire Jason Stanley
Esquire Rickey Timberlake

Honorable Virginia Harrod, Absent

RE: PLEDGE OF ALLEGIANCE

Judge Executive, John L. Brent, led 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 County Attorney, Virginia Harrod, was absent due to her vacation.

RE: APPROVAL OF MINUTES

Upon motion by Esq. Beasley and seconded by Esq. Bates, it is ordered by the Court to approve the minutes from the April 21, 2015 Regular Meeting and the April 30, 2015 Special Budget Meeting.

Motion carried unanimously

RE: OLD BUSINESS

RE: 2ND READING OF BUDGET AMENDMENT

Upon motion by Esq. Hawkins and seconded by Esq. Timberlake, it is ordered by the Court to approve the 2nd reading and adoption 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: NEW BUSINESS

RE: ROADS

1. Supervisor's Report

Henry County Road Supervisor, Glenn Baxter, reported all gravel roads have been graded. The road department has been over all the roads that are to be blacktopped putting culverts in where needed. They have been busy catching up following the flooding. Glenn noted we missed the KACO Salt Auction. We will need to add salt to the bid request. Judge Brent noted we are grading in house and he complimented Michael Tingle for the job he did grading the roads.

2. Committee Report – Esq. Beasley

Esq. Beasley reported they have been working with the State on Hwy 389 and Hwy 573, Woods Pike. The State went out to look at Hwy 389 and came in with a different set of numbers than presented at last month's meeting. Esq. Fisher noted last month's figures included the cost of repairing the base failures for the whole 4.3 mile stretch. Esq. Beasley thinks after doing the 2.1 miles on Hwy 389 there should be enough money left to do Woods Pike from Bethlehem to Happy Ridge.

3. Fiscal Court Recommendation for State Paving

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to accept the recommendations from the road committee to use the discretionary funds to complete Hwy 389 and Hwy 573. Hwy 574 and Sunnyside Road will be a priority for next year if there are no emergency problems with other roads.

Motion carried unanimously

4. Request to allow bids for Rock , Asphalt and Salt

Upon motion by Esq. Beasley and seconded by Esq. Bates, it is ordered by the Court to authorize Judge Brent to advertise for rock, asphalt, and salt for the Fiscal Year 2015-2016.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor's Report

Henry County EMS Supervisor, Josh Jamiel, reported things are running pretty smooth. Ed Whitaker has resigned effective May 22, 2015. Josh noted they lost one dialysis patient who passed away. Josh noted they are working on building the new ambulance. Judge Brent reminded Josh that we want to make a partial payment on the new ambulance out of this year's budget. Josh requested the Court hire Nathan Scott Wade as a part-time paramedic, pending his background check.

2. Committee Report – Esq. Bates

Esq. Bates did not have a committee report but brought recommendation to hire Nathan Scott Wade as a part-time paramedic, pending his background check.

Upon motion by Esq. Bates and seconded by Esq. Hawkins, it is ordered by the Court to hire Nathan Scott Wade as a part-time paramedic, pending his background check.

Motion carried unanimously

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

Henry County P&Z/Solid Waster Administrator, Jody Rucker, reported 16 permits were issued in April with 5 being for new homes. Members from the Board of Adjustments and P&Z Commission attended training last week at KACO. Carol Spreitzer has replaced Rob Goss on the Planning and Zoning Commission. Jody reported it looks like we are finalizing on the Jericho Meadows road issue and the county road department can start work before long.

RE: PARKS & FAIRGROUNDS – SUPERINTENDENT’S REPORT

Henry County Parks & Fairgrounds Superintendent, Travis Buchannan, reported things are going good. They have been busy with the mowing. Travis reported both of the parks have been packed with soccer and ball games.

RE: ANIMAL SERVICES

1. Director’s Report

Henry County Animal Control Officer, Dan Flinkfelt, reported things are going good. There was an issue with one of his vehicles last month. It had a hub go bad and he had to spend some money having repairs. Dan has made a couple to trips to Chicago taking dogs for rescue. Dan noted he has been going to the Kavanaugh’s in Port Royal and he may have another issue on Ballardsville Road.

2. Committee Report – Esq. Fisher

Esq. Fisher noted there was nothing to report as the Animal Services Committee did not meet.

RE: CONSTABLE BLUE LIGHT DISCUSSION/REPORT - ESQ. BATES

Judge Brent reminded the Court that Constable Roland Duke came before the Court last month to request the use of blue lights on his vehicle. The Court was in consensus to research the issue before making a decision. Esq. Bates reported he spoke with our insurance agent, Sue Porter, from KACO. She informed Esq. Bates that using the blue lights was ok with the insurance but she referred him to Rich Ornstein, Staff Attorney for KACO. Mr. Ornstein noted it is Fiscal Court’s decision to allow Constables to run blue lights or to even put them on their vehicles, but KACO suggests not allowing the blue lights. Esq. Bates noted he spoke with all the Magistrates and they were in consensus to not allow the blue lights. All members of the Court expressed concerns for the safety of the Constables and the liability involved for the County. Esq. Bates stressed the Sheriff’s department is trained on what to look for when pulling a vehicle over. Esq. Hawkins noted he supports Esq. Bates opinion on this. Constable, Roland Duke, told the Court he appreciates their time on the issue but he can’t do his job without equipment. He noted he appreciates Esq. Hawkins looking out for his safety but he knew the risks when he ran for the job. Sheriff Cravens stressed this is the worst time to put on blue lights. Society is putting targets on police officers. Sheriff Cravens noted you need a uniform, a marked vehicle and proper training before running blue lights and pulling over vehicles.

Upon motion by Esq. Bates and seconded by Esq. Hawkins, it is ordered by the Court to not allow blue lights on the Constables cars.

Motion carried unanimously

Re: MONA HUFF OF THE HENRY COUNTY DIABETES COALITION

Mona Huff with the Henry County Diabetes Coalition came before the Court. She noted 13 percent of Henry County residents are diabetics and one third are obese. Mona reviewed the programs she is organizing to bring diabetes awareness and education to the community. Mona noted the funding for this program will end in August and she hopes the coalition can continue. She has asked the Henry County Health Department to partner with her. Mona is also working with the University of Louisville and KIPDA to find grants and other sources of funding. Mona noted she hopes to raise \$29,000.00 for her budget, but any financial help Fiscal Court could give would be appreciated. Judge Brent noted the Court has already held their budget meetings. Judge Brent noted the Court does give small amounts to 3 or 4 agencies. Judge Brent thanked Mona and suggested when she can show support from other entities to come back and meet with the Court’s Budget Committee.

RE: LGEA PUBLIC HEARING

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

RE: COUNTY ROAD AID PUBLIC HEARING

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

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	\$284,134.97
Road & Bridge	108,734.43
Jail Fund	52,749.97
Litter Fund	928.87
911/EMS Fund	95.00
Fair Fund	<u>1,426.24</u>
Total Expenditures	\$448,069.48

Transfers:

General Fund

From: 0192009990 (Reserve for Transfers)	\$14,400.00
To: 0150573190 (Data Processing)	300.00
To: 0150705690 (P&Z Conference)	1,500.00
To: 0151404110 (EMS, Custodial)	1,000.00
To: 0151404810 (EMS, Uniforms)	500.00
To: 0151405990 (EMS, Miscellaneous)	1,000.00
To: 0152055990 (Animal Services Misc.)	1,000.00
To: 0153405070 (JCTC Contribution)	9,000.00
To: 0180117180 (Park Improvements)	100.00

Road Fund

From: 0261053110 (Contracted Highways)	\$17,000.00
To: 0261055880 (Equipment Repairs)	16,000.00
To: 0291005990 (Miscellaneous)	1,000.00

Jail Fund

From: 0392009990 (Reserve for Transfers)	\$200.00
To: 0351015690 (Staff Training)	200.00

Litter Fund

From: 1392009990 (Reserve for Transfers)	\$500.00
To: 1352124290 (Litter Gas)	500.00

Motion carried unanimously

RE: CLOSED SESSION – PERSONNEL

Upon motion by Esq. Fisher and seconded by Esq. Beasley, it is ordered by the Court to go into a closed session to discussion personnel.

Motion carried unanimously

Upon motion by Esq. Beasley and seconded by Esq. Hawkins, it is ordered by the Court to go out of closed session.

Motion carried unanimously

Upon motion by Esq. Timberlake and seconded by Esq. Beasley, it is ordered by the Court to go back into regular session.

Motion carried unanimously

Esq. Hawkins noted the closed session was to discuss the Henry County Road Supervisor position.

Upon motion by Esq. Hawkins and seconded by Esq. Fisher, it is ordered by the Court to allow Judge Brent to hire a road supervisor to replace Glenn Baxter upon his retirement and with the authority to hire up to the existing road supervisor's salary.

Motion carried unanimously

RE: PUBLIC COMMENTS

Roger Hartlage, owner of Nationwide Fence Company came before the Court. He questioned a letter he received from Planning & Zoning. The letter noted his failure to obtain a permit for a sign he posted on his recently purchased property at the Veneer Plant. Mr. Hartlage understood the Ordinance said he was entitled to a sign. Mr. Hartlage questioned Judge Brent if the letter was political, personnel or just ignorance or his part or the Court's part. Judge Brent noted everyone is required to buy a sign permit. Henry County Planning & Zoning Administrator, Jody Rucker, replied the Ordinance states you are entitled to a sign, but entitled does not mean free. Mr. Rucker and Mr. Hartlage disagreed on their interpreting of the Ordinance. Judge Brent finally suggested Mr. Hartlage might like it better in Oldham County where he came from.

Esq. Bates noted he spoke with Jody and felt the wording could be clearer. Esq. Hawkins agreed with Esq. Bates but stressed the letter was not political. Esq. Hawkins noted the Ordinance exists so the planning and zoning office can check on the signs to make sure they don't block the view of a driveway or encroach on somebody else's driveway. Judge Brent noted the Court will address the issue at next month's meeting.

Linda Noel with the Henry County DAV reminded the Court of the Memorial Day service on Monday, May 25, 2015 at 10:00 a.m. She encouraged everyone to attend and noted she would appreciate their support.

Darrell Loudon addressed the Court to express his frustration with the lack of internet service in the Turners Station area. He noted you cannot run an internet base business in the area and he feels Henry County is falling behind. Esq. Hawkins sympathized with Mr. Loudon. He noted it is a large scale problem that is due to the lack of funding to expand the service.

Stacie Rockaway with Congressman Massie's office reminded the Court that his office is there to provide assistance. She asked folks to contact her if they need help getting Medicare, Social Security Benefits, Grants or acceptance to the Military Academy.

James Edds came before the Court to ask that speed bumps be installed on Manor Drive in Stonehurst. He expressed concerns for the safety of the children playing and the pedestrians walking in the area. He noted due to the speeders several accidents have occurred in the area and he felt the speed bumps would help. Esq. Stanley questioned what the County Attorney advises concerning installing speed bumps. Judge Brent noted the County Attorney says not to do it. Judge Brent expressed concerns that if the County installs them on Manor Drive than the County would receive requests from all the subdivisions in Pendleton wanting them. Mr. Edds stated he would like to see more of a police presence in Stonehurst. Sheriff Cravens stressed some of the sheriff's department is in Stonehurst practically every day serving papers. Sheriff Cravens noted he doesn't have the budget and personnel to patrol it every day but will put Stonehurst at the top of his list and get some of his officers in there.

Upon motion by Esq. Beasley and seconded by Esq. Timberlake, it is ordered by the Court to put two speed bumps on Manor Drive in Stonehurst.

Following discuss among the Court Esq. Beasley asked to amend the motion.

Amended Motion

Upon motion by Esq. Beasley and seconded by Esq. Timberlake, it is ordered by the Court to put two speed bumps on Manor Drive in Stonehurst, if the speed limit is under 20 miles an hour.

Mr. Edds noted if speed bumps are put on Manor Drive the speeders will come through the next road over which is Hickory Hill. Judge Brent said that is the point. Following comments and discussion Esq. Beasley asked to withdraw his motion and suggested the road committee meet and discuss the issue.

RE: COURT COMMENTS

There were no comments from the Court.

RE: ADJOURN

Upon motion by Esq. Hawkins and seconded by Esq. Beasley, 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 16, 2015