

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
MARCH 15, 2016**

The Henry County Fiscal Court met in a Regular Session on March 15, 2016 at the Henry County Courthouse in New Castle, Kentucky with the following in attendance:

John L. Brent, Judge Executive
Peggy V. Bryant, Deputy Judge Executive
Virginia Harrod, County Attorney
Esquire Scott Bates
Esquire Jerry Beasley
Esquire Mike Fisher
Esquire Tony Moffett
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 Brent called the meeting to order noting everyone was present. Judge Brent apologized to the public noting Jody Rucker was not present to hookup the sound system. He is looking for a long term solution as the sound system we have requires a lot of rolling and unrolling of wires. Judge Brent noted Fiscal Court cannot use the Administrative Office of the Court's sound system. Judge Brent invited the public to move up closer if they could not hear.

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 February 16, 2016 Regular Meeting and to approve the Minutes from the February 25, 2016 Special Meeting.

Motion carried unanimously

RE: OLD BUSINESS

RE: 2ND READING OF ROAD BUDGET AMENDMENT

Judge Brent reminded the Court when the Special Meeting was held they talked about the need for an amendment to the road budget. He noted we overspent our budget for repairs this year and for materials following all the rain back in the summer. Judge Brent noted we are expecting reimbursement from FEMA at a later time.

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to approve the 2nd reading and adoption of an Ordinance amending the Henry County Budget for Fiscal Year 2015-2016, to include unanticipated receipts and expenditures in the following accounts:

Receipts from:		
02-4901	Road Department Carryover	\$85,000.00
Expenditures from:		
02-6105-4470	Materials	\$42,212.00
02-6105-5880	Equipment Repairs	\$42,788.00
Motion carried unanimously		

RE: NEW BUSINESS

RE: ROADS

1. Supervisor's Report

Henry County Road Supervisor, Kenny Tindle, reported his department has been busy hauling gravel. They hope to start grading Thursday or whenever the roads settle. Kenny noted he has received a couple of complaints regarding the gravel roads. Kenny reminded the Court that this is the time of the year the County's 50 miles of gravel roads need maintenance.

2. Committee Report – Esq. Beasley

Esq. Beasley reported the road committee met and approved a ditch digger, a chipper and a few other items for the new road budget. Esq. Beasley noted the committee also discussed hiring the part time young men full time, when they get their CDL's. The road committee recommended the County give back the Flex Funds to the State. Esq. Beasley reminded the Magistrates to ride their roads and get their list of blacktop projects together for the road committee. Judge Brent will need the list of roads to prepare for next year's budget.

3. 2016/2017 Rural Secondary Flex Funds

Esq. Stanley questioned the amount of money the County would get from the Flex Funds and how many county roads that would do. Judge Brent noted it would be around \$90,000, which would blacktop 1.10 miles of state roads or 1.50 miles of county roads. Esq. Stanley and Esq. Moffett questioned why the County would want to return the funds to the State. Esq. Bates stressed the state roads are worse than the county roads. The Flex Funds will be used on the state roads in Henry County.

Upon motion by Esq. Beasley and seconded by Esq. Fisher, it is ordered by the Court to return the 2016/2017 Rural Secondary Flex Funds to the State.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor's Report

EMS Supervisor, Josh Jamiel, reported things are going good. They only have two dialysis transports. Josh has made contact with the dialysis center and doctor's offices, but there aren't any patients needing transportation at this time. Josh has cut back on the transporting staff. Josh asked the Court to hire Amanda J. Riley and Mitchell G. Dunn as part-time EMT's.

2. Committee Report – Esq. Bates

Esq. Bates noted the EMS Committee met to discuss the part-time hires and Esq. Bates brought recommendation to hire them.

Upon motion by Esq. Bates and seconded by Esq. Timberlake, it is ordered by the Court to hire Amanda J. Riley and Mitchell G. Dunn as part-time EMT's.

Motion carried unanimously

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

Judge Brent noted P&Z/Solid Waste Administrator, Jody Rucker, was absent from the meeting to take a family member to the doctor. Judge Brent informed the Court that we have been using inmates for several years to help clean the roads. There has been a change in administration with a new warden at Roederer. The new warden is more reluctant to release inmates for community service. The agreement says we have to provide lunch and the issue maybe that we have allowed them to eat around the general public. Judge Brent noted we are trying to work things out. A question was asked as to the status of "In and Out". Judge Brent reported he was told yesterday that they were emptying the In and Out dumpsters. County Attorney, Virginia Harrod, stated a lot of dumpsters were empty last Friday and she feels progress is getting made. Judge Brent noted the problem has been serving the property owner as he lives in Jefferson County.

RE: PARKS & FAIRGROUNDS SUPERINTENDENT'S UPDATE

Henry County Parks & Fairgrounds Superintendent, Travis Buchanan, reported soccer and little league are starting at the park. The little leagues are practicing on all the fields at Harry Hill Park. They delivered concrete blocks to work on the dugouts. The County Extension put an addition on our shop at Harry Hill Park. They are also renovating the chicken barn at the fairgrounds. Judge Brent explained the Henry County Extension Service needed a space where small engine, tractor, and agricultural equipment workshops and demonstrations could be held. Henry County Fiscal Court has a space and a need for a shop building. The agreement states Fiscal Court will provide the space, maintain the shop, and help facilitate the workshops and demonstrations. The Henry County Extension Service will pay for the construction of the building. Travis noted all the bathrooms have been opened at the park. He plans to start working on the ball fields to get them in shape. Travis reported all the work at the concession stand is done except for the painting.

RE: ANIMAL SERVICES

1. Director's Update

Animal Control Officer, Dan Flinkfelt, was absent from the meeting.

2. Accident Update

Judge Brent informed the Court that ACO, Dan Flinkfelt, was in an accident. The accident was not his fault as a car pulled out in front of him on Hwy 146. Dan was the only one injured. He sustained an injury to his shoulder and was transported to the Shelbyville Hospital.

3. Committee Report – Esq. Fisher

Esq. Fisher reported Dan will find out tomorrow if he will have surgery on his shoulder. There are currently 9 or 10 dogs in the shelter, but everything is going good.

RE: 1ST READING – JAILER'S 2016-2017 BUDGET

Judge Brent noted the 1st reading of the proposed jail fund budget must be held in March. Henry County Jailer, Scott Southworth, notified him that he was going to have to make a transport and may not get back for the meeting. Judge Brent reviewed each line item of the jail budget. He noted most line items remained the same or with little change except the line item, Contract with other Counties. This line item was increased from \$360,000.00 to \$395,000.00. Judge Brent noted the \$35,000.00 increase has been necessary due to the increase of drug arrests. Some of the inmates can't post bond or they are waiting for a bed to go into rehab treatment. County Attorney, Virginia Harrod, complimented Henry County Circuit Court Clerk, Gina Lyle, for reviewing the jail bills each month. She has caught several billing errors saving the County thousands of dollars.

Upon motion by Esq. Stanley and seconded by Esq. Moffett, it is ordered by the Court to approve the 1st reading of the 2016-2017 Jail Budget.

Motion carried unanimously

RE: ABC UPDATE – DAVID MCGUIRE

Henry County ABC Officer, David McGuire, gave an update to the Court. He reported everything is running smooth. He has received 8 or 9 applications for the sale of malt beverages and 3 applications for the sale of package liquors. He talked with the Alcohol Beverage Control Office and the Star Server Training will be held in the county either April 11th or 18th.

RE: CLAIMS & TRANSFERS

Judge Brent called the Court’s attention to the claim for the purchase of a truck for the parks department. He noted he and Travis looked at the truck that belonged to Ronnie Young. The price of the truck is \$4000.00. It has 65,000 miles on it and is in good shape.

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

General Fund	\$262,452.27
Road & Bridge	51,560.77
Jail Fund	54,359.06
Litter Fund	595.38
Fair Fund	<u>1,492.88</u>
Total Expenditures	\$370,460.36

Transfers

General Fund

From: 0192009990 (Reserve for Transfers)	\$12,650.00
To: 0150655650 (Election Printing & Adv)	\$11,650.00
To: 0151404810 (EMS, Uniforms)	\$1,000.00

Road Fund

From: 0292009990 (Reserve for Transfers)	\$1,000.00
To: 0291005990 (Miscellaneous)	\$1,000.00

Motion carried unanimously

RE: PUBLIC COMMENTS

Jerry Quickert came before the Court to express his concern and frustrations with the court system. He explained a family member is dealing with drug addictions and as soon as he has them arrested the Court releases them on a low bond. He noted he wanted the family member to stay in jail and get dried out so he could get them help. Mr. Quickert said something has to be done about the drug problem in the County. Judge Brent had been informed that Mr. Quickert thought he had requested the bonds be lowered to \$500.00. Judge Brent made it clear that he has

not talked with the Judges in years to request a lower bond. He did note many times he has asked the Judge to lower the bond when an inmate was severely ill or had aids and needed medical attention. Judge Brent noted the bond is set by State Statute. County Attorney, Virginia Harrod, agreed noting House Bill 463 was a new law enacted June 14, 2011. She explained in detail how the statute says everyone must be assessed for high, moderate, or low risk. The risk factor determines the bond. Ms. Harrod noted Mr. Quickert's family member was considered low risk and the Judge has to follow the bond schedule. Judge Brent noted at his first Court meeting the courtroom was full, standing room only, because the county was shooting dogs. We have had averages of two overdoses a week and nobody seems to care. He stressed the community needs to come together. Judge Brent had this conversation with the State Police and was told if they doubled their staff they couldn't shut the drug dealers down. Some people think education is the answer, but Judge Brent doesn't agree. Judge Brent read a Community Needs Assessment article on the front page of the Oldham Era, one of the wealthiest counties in the state. Their number one issue is the abuse of drugs and alcohol. Two weeks before that in the Shelby County paper there were 10 drug overdoses with 2 being fatal. Judge Brent noted it is a conversation that we need to have in the County and he thanked Mr. Quickert for being brave enough to discuss the issue.

Mr. John Adcock extended an invitation to everyone to attend a meeting at the Shelby County Library. It will be held on Monday, March 28th, to learn about the benefits of medical cannabis.

Mr. Hugh McBurney expressed difficulty in getting copies of invoices from Harmon's Dead Animal Pickup. He stressed he needs the invoices to get reimbursement for the loss of his animals. Deputy Bryant informed Mr. McBurney that she receives the invoices and will be happy to make him the needed copies.

Mary Cornish and her neighbor came to express their concerns with the road conditions on Kavanaugh Lane. They noted it is a one lane gravel road with several deep ruts and it is washed out in the curve. Mrs. Cornish also noted an issue with someone cutting limbs on the lane. Esq. Moffett noted he went to look at the road and he talked with the road supervisor and the road department will take care of the limbs. Judge Brent told the ladies that they were not being ignored. The road department has been working for two weeks on Gullion's Branch where the road is starting to fall into the creek. Road Supervisor, Kenny Tindle, explained Kavanaugh Lane can't be widened as every farmer has their fence on the right away. Kenny noted there are 50 miles of gravel roads needing attention. They hope to get to Kavanaugh in a couple of weeks. The ladies did compliment the road department on doing a good job with snow removal.

RE: COURT COMMENTS

Judge Brent informed the Court that County Attorney, Virginia Harrod, approved the lease extension contract with American Tower Corporation. Judge Brent noted the contract will be signed and the paperwork returned.

RE: ADJOURN

Upon motion by Esq. Beasley 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: April 19, 2016