

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
June 21, 2016**

The Henry County Fiscal Court met in a Regular Session on June 21, 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
Esquire Scott Bates
Esquire Jerry Beasley
Esquire Mike Fisher
Esquire Tony Moffett
Esquire Jason Stanley
Esquire Rickey Timberlake

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

Silent prayer was observed in preparation for the meeting. Judge Brent asked the Court to remember County Attorney, Virginia Harrod, as she is at the Cancer Center in New York.

RE: CALL TO ORDER

Judge Brent called the meeting to order and noted all Magistrates were present. Judge Brent welcomed Stacie Rockaway from Congressman Thomas Massie's office.

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 May 17, 2016 Regular Meeting.

Motion carried unanimously

RE: OLD BUSINESS

RE: 2ND READING OF 2016-2017 BUDGET

Upon motion by Esq. Beasley and seconded by Esq. Timberlake, it is ordered by the Court to approve the second reading and adoption of the 2016-2017 Budget Ordinance, which includes the budget attachment, the blacktop projects, and to amend the Road Department FEMA Revenue to \$1.00 and amend the Road Department Carryover Fund by \$139,999.00, and with the following adjustments on the expense and receipts side, to the following line items:

Expenditures

0150155070	Sheriff Carryover, increase to \$35,000.00
0150201030	Deputy Coroner Salary, increase to \$6,500.00
0150252120	Magistrates, Fringe Benefit Training, decrease to \$13,000.00

Receipts

014901	Prior year Carryover, increase to \$718,268.90
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Motion carried unanimously

RE: NEW BUSINESS

RE: ROADS

1. Supervisor Report

Henry County Road Supervisor, Kenny Tindle, reported the new ditching machine is working great. MAGO will start blacktopping tomorrow on Herndon Lane. The road department has been busy with mowing and fixing pot holes. Esq. Bates questioned when they will start patching. Kenny noted OVA laid everyone off for 2 weeks, but when they re-open they will start on Shawnee Park.

2. Committee Update – Esq. Beasley

Esq. Beasley noted the road committee did not meet.

3. Rural Secondary Resolution

Upon motion by Esq. Bates and seconded by Esq. Stanley, it is ordered by the Court to approve the Rural Secondary Resolution.

Motion carried unanimously

4. Six Mile Bridge Agreement with State of Kentucky

Upon motion by Esq. Fisher and seconded by Esq. Beasley, it is ordered by the Court to approve the Six Mile Bridge Agreement with the State of Kentucky.

Motion carried unanimously

5. Rural Secondary Presentation- 5th District Engineers Office

Judge Brent welcomed Matt Bullock and his staff from the 5th District Engineers Office. Mr. Bullock thanked the Court for having him as he came to present the road projects for the 2016-2017 Rural Secondary Program. Mr. Bullock noted the initial allotment is \$898,641.00. This dollar amount is affected by 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 3321 (TURNERS STATION-LACIE ROAD)

From: KY 574 MP 0.000

To: KY 193 MP 2.117

KY 389 (RIVER ROAD)

From: 2.54 miles north of KY 202 MP 15.700

To: .585 miles north of KY 574 MP 17.400

KY 1861 (SUNNYSIDE RD)

From: KY 3323/ Jackson Rd MP 5.244

To: KY 55 MP 7.350

KY 1360 (FRANKLINTON RD)

From: Pennywinkle Rd MP 5.118

To: 0.667 mi. S. of Quickert Lane MP 6.100

Mr. Bullock noted last year's projects have been completed and he took comments and questions from the Court.

Upon motion by Esq. Moffett and seconded Esq. Bates, it is ordered by the Court to accept the projects for the 2016-2017 Rural Secondary Program as recommended by the Department of Highways, District 5 Office.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor Update

Henry County EMS Supervisor, Josh Jamiel, reported things are going smooth. They currently have two dialysis patients. Josh noted they are slowly seeing an increase of the money coming in. This is due in part to a change in the billing company. Judge Brent noted he reviewed the numbers and the income for EMS is \$160,000.00 below budget.

2. Committee Update – Esq. Bates

Esq. Bates reported he and Judge Brent are meeting monthly with Josh to watch the financial status of the EMS service. He stressed the money is slowly coming in since they have changed billing companies.

3. Hiring Requests

Judge Brent noted we normally have 8 or 9 full time EMT's. We currently have 6 full time EMTs. Judge Brent brought recommendation to hire two full-time EMT's at the basic starting rate. Josh noted both recommendations are currently part-time EMT's and already have benefits.

Upon motion by Esq. Bates and seconded by Esq. Timberlake, it is ordered by the Court that Greg Taylor and Charles Rawlings status be changed from part-time to full-time EMT's.

Motion carried unanimously

4. Approval to Take Sealed Bids on 2006 Retired Ambulance

Judge Brent asked the Court for approval to advertise and take sealed bids on the 2006 retired ambulance. Judge Brent also noted we are buying two new computers this year and he would like approval to advertise to take sealed bids on the old planning & zoning computer.

Upon motion by Esq. Moffett and seconded by Esq. Timberlake, it is ordered by the Court to allow Judge Brent to advertise for sealed bids on the 2006 retired ambulance and to advertise for sealed bids on the old P&Z computer.

Motion carried unanimously

5. Approval to Purchase Used SUV for Response Vehicle- \$12,000

Upon motion by Esq. Bates and seconded by Esq. Moffett, it is ordered by the Court to approve the purchase of a used SUV response vehicle, not to exceed \$12,000 and using \$10,000 from the Senate Bill 66 funding.

Motion carried unanimously

RE: P & Z/ SOLID WASTE

1. Supervisor Update

Henry County P & Z/Solid Waste Administrator, Jody Rucker, reported 9 permits were issued last month with 3 of the permits for new houses. Jody noted that the Board of Adjustments met this week and approved a conditional use application on Jericho Road. Jody Rucker also noted Save-A-Lot got approval for their new sign.

2. Committee Update – Esq. Timberlake

Esq. Timberlake stated he met with P&Z Attorney, Josh Clubb, concerning the Electrical Inspection and everything is moving forward.

3. Electrical Inspection Ordinance- 1st Reading

Jody Rucker noted the fee for Electrical Inspections are for electrical contractors only. This fee should offset our building inspection program.

Upon motion by Esq. Moffett and seconded by Esq. Bates, it is ordered by the Court to approve the 1st Reading of an Electrical Inspection Ordinance with the permit fee of \$50.00.

Yes- Bates, Moffett, Stanley, Timberlake

No- Beasley, Fisher

Motion carried

4. Adoption of Kentucky Building Code Ordinance- 1st Reading

P&Z Attorney, Josh Clubb, suggested that the County adopt the KY Building Code. This would ensure that all new residential structures and additions would be built up to the KY Standard Codes. This would also ensure that residential dwellings will have to be up to code helping eliminate the use of portable buildings, boats, autos, storage containers, etc. as residences.

Upon motion by Esq. Timberlake and seconded by Esq. Moffett, it is ordered by the Court to approve the 1st Reading of the Kentucky Building Code Ordinance.

Yes- Bates, Moffett, Stanley, Timberlake

No- Beasley, Fisher

Motion carried

5. Zoning Ordinance Amendment Pertaining to Residential Dwellings- Discussion Only

Judge Brent read **Section 780- Permitted Residential Dwellings of the Zoning Ordinance**. It states: It shall be unlawful in Henry County to live in or use any of the following for a residential purpose or residential dwelling: a portable building, boat, automobile, storage container, camper, recreational vehicle, or similar type equipment. Nothing in this section shall prevent the use of a manufactured home as a residential dwelling as otherwise permitted under Article XV of this ordinance. P & Z Attorney, Josh Clubb, took questions from the Court. Attorney Clubb, Judge Brent, and Jody Rucker are in support of this type of ordinance.

RE: ABC OFFICER, DAVID MCGUIRE REPORT

David McGuire, ABC Officer, reported the Commissioner in Frankfort issued 3 liquor permits. They are SSP Petroleum LLC, Ben & Dana Freeman, and W. Investments LLC. These permits are good for 3 years. David noted that you can't sell within those 3 years or you lose the license and someone else can apply. David noted the two women opening 18 Main Street in New Castle have applied for an alcohol beverage restaurant license and Minit Mart in Campbellsburg have applied for malt beverage license.

RE: PARKS & FAIRGROUNDS

1. Superintendent's Update

Henry County Parks & Fairgrounds Superintendent, Travis Buchanan, reported soccer and little league are wrapping up. Co-Ed Softball has started and won't end until around mid August. They're starting to prep for the Henry County Fair. They have been painting from the hail damage back in May. Travis noted that Starview Greenhouses LLC donated trees to the park and donated all of the plants to the Sheriff's Office. Travis reported there was an issue at Harry Hill Park with the little league fans. There was foul language being used and one man from Trimble County had a pistol on his hip which concerned many of the parents. Travis noted parents wanted to know if pistols were allowed at the park. Esq. Moffett, Esq. Beasley, and David McGuire commented on the issue. They said pistols were allowed legally if they were in the open and concealed with a permit.

2. Committee Report – Esq. Stanley

Esq. Stanley noted the Parks & Fairgrounds Committee did not meet.

RE: ANIMAL SERVICES

1. Director's Update

Henry County Animal Control Officer, Dan Flinkfelt, reported a great year so far. They have taken several rescue trips to Chicago. Dan noted they've had some vehicle and building maintenance done. Dan informed the Court that he will be having shoulder surgery and will be off for about 6 months for recovery. Judge Brent noted that Dan will need to see if Joan can cover for him during his recovery. Dan explained that Trimble County Animal Control may have to take a few of the runs to Chicago during the time that he will be out.

2. Committee Report – Esq. Fisher

Esq. Fisher noted the Animal Services Committee met about the Horse Council and he asked Dan to elaborate.

3. Horse Council Report

Henry County Animal Control Officer, Dan Flinkfelt, reported the committee met with the Jackson family to come up with some ideas about this situation. Dan noted the County does not have a plan for taking care of hurt horses, or large livestock who have been hurt in accidents. Dan explained they came up with a name of a rescue group in Henry County, but they need to check on their status. Dan noted they are still in the process of getting a list of people with trailers to help with the rescue of large animals. Dan stressed he is concerned about the County's liability and will look into that.

RE: APPROVAL OF KACO INSURANCE CONTRACT FOR 2016/17

Upon motion by Esq. Stanley and seconded by Esq. Bates, it is ordered by the Court to approve the KACO Insurance Contract for 2016-2017, including the 3 Sheriff's HUMVS.

Motion carried unanimously

RE: KIPDA HAZARDOUS MITIGATION PLAN RESOLUTION

Upon motion by Esq. Bates and seconded by Esq. Beasley, it is ordered by the Court to approve the KIPDA Regional Hazard Mitigation Plan Resolution.

Motion carried unanimously

RE: HOMELAND SECURITY RESOLUTION

Upon motion by Esq. Bates and seconded by Esq. Timberlake, it is ordered by the Court to approve the Homeland Security Resolution.

Motion carried unanimously

RE: 911 MOU- AUTHORIZE SUBJECT TO ATTORNEY REVIEW

Judge Brent noted the E-911 Dispatching Services for Henry County is increasing to \$99,000 per Fiscal year, beginning July 1, 2016. Judge Brent asked for the Courts approval to enter into the 911 MOU pending the county attorney's review.

Upon motion by Esq. Bates and seconded by Esq. Fisher, it is ordered by the Court to accept the 911 MOU, subject to the County Attorney's review.

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 & transfers:

General Fund	\$370,385.40
Road & Bridge	60,115.85
Jail Fund	49,840.60
Litter Fund	1,474.01
911 EMS/Fund	1,083.75
Fair Fund	<u>1,884.12</u>
Total Expenditures	\$484,783.73

Transfers

General Fund

From: 0192009990 (Reserve for Transfers)	\$35,349.00
To: 0150014450 (Judge/Ex Office Supply)	828.00
To: 0150157230 (Sheriff's Cruiser)	1.00
To: 0150202100 (Coroner Expense)	1,333.00
To: 0150404450 (Treasurer/Office Supply)	765.00
To: 0150651920 (Election Officer)	2,403.00
To: 0150651930 (Election Commissioner)	500.00
To: 0150653470 (Rental/Polling Places)	400.00
To: 0150655650 (Election Printing)	2,311.00
To: 0150701250 (Secretary, P&Z Salary)	9,230.00
To: 0151355070 (DES, Contribution)	321.00
To: 0151401370 (Paramedics Salaries)	5,007.00
To: 0151405990 (EMS, Miscellaneous)	1.00
To: 0152053990 (Animal Services)	1,879.00
To: 0152323150 (Dead Animal Removal)	1,705.00
To: 0154011770 (Parks, Salary-Grounds)	3,943.00
To: 0154011790 (Parks, Part-Time)	3,669.00
To: 0191005310 (Official's Bonds)	5.00
To: 0191005990 (Miscellaneous)	299.00
To: 0194002010 (Social Security)	749.00

Road Fund

From: 0292009990 (Reserve for Transfers)	\$9,344.00
To: 0261031020 (Road Supervisor's Salary)	3,008.00
To: 0261034450 (Office Supplies)	191.00
To: 0261051430 (Road Worker's Salaries)	112.00
To: 0261054470 (Materials)	5,444.00
To: 0261054810 (Uniforms)	589.00

Jail Fund

From: 0351011030 (Deputy Jailer's Salaries)	\$3,151.00
From: 0351014290 (Gas & Maintenance)	8,971.00
From: 0351015490 (Medical)	3,331.00
From: 0351017230 (Jailer's Vehicle)	3,500.00
To: 0392009990 (Reserve for Transfers)	18,953.00
From: 0392009990 (Reserve for Transfers)	18,953.00
To: 0351013140 (Contract W/Other Co)	18,953.00

LGEA Fund

From: 0492009990 (Reserve for Transfers)	\$500.00
From: 0454205050 (Chamber of Commerce)	\$250.00
To: 0453405070 (Social Services)	\$750.00

Motion carried unanimously

RE: CLOSED SESSION- PERSONNEL ISSUE

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

Motion carried unanimously

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

Motion carried unanimously

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

Motion carried unanimously

No action was taken.

RE: PUBLIC COMMENTS

Danny Holcomb addressed the Court concerning public safety. He noted an increase in crime and drug problems in the City of New Castle. Judge Brent noted the county's jail bill was up \$80,000 this Fiscal year in trying to address these problems. Esq. Stanley stated he has noticed the presence of the Kentucky State Police in New Castle in the evenings.

Louis Genter expressed concerns regarding a burned out building on Mt Olivet Rd. Judge Brent stated he will talk with County Attorney Harrod to send a letter to the property owner. Jody Rucker will contact the EPA to see if they can assist. Mr. Genter also asked if senior citizens received a discount to get in at the Henry County Fair. He was told family night was at a reduced price.

RE: COURT COMMENTS

No comments were made from the Court.

RE: ADJOURNMENT

Upon motion by Esq. Beasley and seconded by Esq. Moffett, 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/Katie R. Mathis
KATIE R. MATHIS
FISCAL COURT CLERK

S/John L. Brent
JOHN L. BRENT
JUDGE EXECUTIVE

Date Approved: July 19, 2016

