

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
NOVEMBER 20, 2018**

The Henry County Fiscal Court met in Regular Session on November 20, 2018, at the Henry County 4-H Building in New Castle, Kentucky, with the following in attendance:

John L. Brent, Judge Executive
Virginia Harrod, County Attorney
Esquire Scott Bates
Esquire Jerry Beasley
Esquire Terri Cummings
Esquire Mike Fisher
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 at 6:00 p.m. and noted that all magistrates were in attendance.

RE: APPROVAL OF THE OCTOBER 16th MEETING MINUTES

Upon motion by Esq. Stanley and second by Esq. Cummings, it is ordered by the Court to approve the minutes from the October 16th Regular Meeting.

Motion carried unanimously

RE: UNFINISHED BUSINESS

Judge Brent stated there was no unfinished business from the previous meeting.

RE: NEW BUSINESS

RE: ROADS

1. Supervisor's Report

Henry County Road Supervisor, Kenny Tindle, reported that the condition on a section of New Cut Road which runs from Drennon Road (HWY 202) to Port Royal Road (HWY 193) has further deteriorated. A major oil line pipeline runs under the roadway which prevents more extensive work than the placing of gravel and grading which have not worked. The oil company has advised that the line is alarmed and any work that created motion such as driving cribbing would be stopped. He recommended closing a portion of the road and contacting landowners to identify locations for turnarounds on each end.

Supervisor Tindle explained that the end of Hickory Corner Road has been abandoned. This road connects with Bolin Branch and is very remote. Individuals from the Amish community have inquired about their using this section for travel with their horses. The plan would allow them to travel away from vehicle traffic and prevent the effects of their wheels cutting into newly installed pavement and provide an emergency access for others in the area. There would be no work on this section of the road by the County. There have been a gate installed which currently prevent travel.

County Attorney Harrod stated that when a road has been abandoned for 15 years, the County shall not expend any labor or material resources on it. If passage is impeded, any aggrieved citizen can sign criminal complaint with the County Attorney's office to have any gate removed. Judge Brent explained that it appeared the Fiscal Court would not need to take any action in this situation as it was already a County road.

2. Road Committee Report--Esq. Beasley

Esq. Beasley stated that the committee met and feels that New Cut Road is hazardous as the side has fallen away despite the County's efforts. They do not feel that it can be repaired to be safe enough for travel.

County Attorney Harrod explained that road closures require proper channels including publication of the intent, appropriate postings, and first and second readings. Judge Brent inquired about the steps involved in an emergency closure given the current condition. All notifications and any motions must include specifications for the exact locations of the closure. Judge Brent requested that Supervisor Tindle obtain the exact addresses and County Attorney Harrod research the procedures necessary for an emergency closure.

Esq. Beasley stated that they had been contacted by members of the Drennon Christian Church who want to close a section of the cut-through roadway in front of their church. They will be meeting with the state department to determine what will be required to permit this closing. No action was taken.

RE: EMS/PARAMEDICS

1. Supervisor's Update

Henry County EMS Supervisor, Paige Lucas-Jamiel, reported that the new truck would be delivered tomorrow. She expects it to be put into service between mid-December and the first of year following the transfer of equipment and the required inspections. They are currently down to 1 dialysis patient. County Attorney Harrod reviewed the new 3-three contract with the billing company.

2. EMS Committee Report - Esq. Bates

Esq. Bates reported that the EMS Committee did meet and discussed the time clock for the EMS building will be installed next month since the company will not bill us and the cost will be charged and reimbursed at that time. There is 1 application for a part-time EMT to be discussed in closed session.

RE: P & Z/SOLID WASTE

1. Director's Update

Henry County P & Z / Solid Waste Administrator, Jody Rucker, reported that 9 building and 21 electrical permits have been issued during the month. Planning & Zoning met in November and approved a new cell tower near the Six Mile Creek Distillery. This year's litter pickup was held on the first Saturday of November with 43 groups covering 200 miles of roadways and collecting over 1,200 bags of trash and other large items.

RE: PARKS & FAIRGROUNDS

1. Supervisor's Update

Travis Buchanan, Parks and Fairgrounds Supervisor, reported that this year's Trail or Treat was a resounding success in spite of the weather. There were 58 groups and individuals dispensing treats around the track, and there were approximately 1,000 children in attendance along with many others.

The Don and Elizabeth Buchanan Splash Pad is installed, and the vendor ran the pump and did troubleshooting. There was a change order on the diverter for rain water. Some grading work remains to be completed. On November 7 it was winterized, and staff was trained on how to operate the system. Monitoring the chemicals will be required twice per day, and there are sensors that will shut it down if it deviates.

The parks are closed with the exception of the front restrooms of the new park for persons who use the track.

Judge Brent notified the Court that the 4-H Extension Council will be paying for new tile in the main meeting room, kitchen, and restrooms. The installation is scheduled for the week of December 4.

RE: ANIMAL SERVICES

1. Director's Update

Director of Animal Services, Dan Flinkfelt, reported that October was another busy month with rescues, adoptions, and returns to owners. The new plan in place of trips to Chicago will be to meet the rescue group in New Albany, Indiana, every other Friday helping the animals and the budget.

Committee Report- Esq. Fisher

Esq. Fisher reported that the committee did meet and discussed the situation with Trimble County. There is a newly elected Judge Executive, and the plan for covering the shelter must be worked on to insure they have employees to work their days. Judge Brent will be meeting with the Judge next week and will discuss the matter to determine how we need to proceed with the arrangement. The committee will convene following Judge Brent's meeting to decide how to proceed.

RE: SHERIFF'S MONTHLY REPORT

Sheriff Deeanne West reported the following activities for the month of October: 183 KSP dispatch calls, 6 criminal cases, 2 DUI arrests, 20 warrants served, 206 all papers served, 20 concealed carry deadly weapon permits issued, 65 vehicle inspections, 110 sheriff's office calls, 2 MIW transports, 4 juvenile transports, and 1 out-of-state transport. Sheriff West stated that the property tax collection rate is currently 62%.

RE: SHERIFF'S BUDGET – 1ST READING

Sheriff-elect Keith Perry presented the proposed 2019 Sheriff's Budget. It shows receipts down \$40,000 and excess fees of \$750.48. The Budget Committee will meet with the Sheriff's office on December 11 at 5:30 p.m. to review the proposal.

Upon motion by Esq. Bates and second by Esq. Beasley, it is ordered by the Court to approve the 1st Reading of the Sheriff's Budget for 2019.

Motion carried unanimously

RE: COUNTY CLERK'S BUDGET – 1ST READING

County Clerk Shanda Archer thanked the Road Department for delivering voting machines, the Animal Shelter for their trailer, and the Sheriff's Department for their work in the election. She presented the proposed 2019 County Clerk's Budget. Salaries will remain the same. She stated that all looked good and she anticipates approximately \$70,000 in excess. The Budget Committee will meet with the County Clerk on December 11 at 5 p.m. in the Sheriff's Office to review the budget.

Upon motion by Esq. Bates and second by Esq. Timberlake, it is ordered by the Court to approve the 1st Reading of the County Clerk's Budget for 2019.

Motion carried unanimously

Upon motion by Esq. Bates and second by Esq. Beasley, it is ordered by the Court to approve the 1st Reading of the Sheriff's Budget for 2019.

Motion carried unanimously

RE: EXECUTIVE SESSION FOR PERSONNEL & SALE OF PROPERTY DISCUSSIONS

Upon motion by Esq. Fisher and second by Esq. Stanley, it is ordered by the Court to go into Executive Session to discuss personnel and sale of property matters.

Motion carried unanimously

Upon motion by Esq. Bates and second by Esq. Timberlake it is ordered by the Court to close the Executive Session.

Motion carried unanimously

Upon motion by Esq. Fisher and second by Esq. Bates, it is ordered by the Court to return to Regular Session.

Motion carried unanimously

RE: CLAIMS & TRANSFERS

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered to approve the following claims and transfers:

General Fund	\$487,142.26
Road & Bridge Fund	452,285.39
Jail Fund	46,828.88
Litter	20,364.79
911 Fund	1,600.00
ABC	2,233.88
Fair Fund	<u>1,234.99</u>
Total Expenditures	\$1,011,609.19

<u>From:</u> 0192009990	\$8,425.00
<u>To:</u> 0150202100	3,000.00
0150404450	1,500.00
0150704290	500.00
0150015030	3,425.00

<u>From:</u> 0292009990	\$2,100.00
<u>To:</u> 0261053980	2,000.00
0261053090	100.00

<u>From:</u> 0392009990	\$250.00
<u>To:</u> 0351015690	250.00

<u>From:</u> 0492009990	\$350.00
<u>To:</u> 0454205050	350.00

Motion carried unanimously

RE: EMS/PARAMEDICS

Upon motion by Esq. Bates and second by Esq. Fisher, it is ordered by the Court to not employ the part-time EMT whose application was presented to the Court.

Motion carried unanimously

RE: ROADS

Supervisor Tindle returned with the specifics of the span of the road that needed to be closed, and, the Court further discussed the dangerous situation on New Cut Road. County Attorney Harrod explained the statutory requirements for posting of conspicuous notices and erecting suitable obstructions. The process for a permanent closure could be initiated during this emergency closure.

Upon motion by Esq. Beasley and second by Esq. Fisher, it is ordered by the Court to approve an emergency closure of a section of New Cut Road beginning at 3469 New Cut Road and travelling west for .5 miles toward HWY 193 and begin the process for a permanent closing..

Motion carried unanimously

RE: PUBLIC COMMENTS

Judge Brent opened the floor for public comments. In response to a question regarding the status of construction at the Courthouse, Judge Brent responded that they are currently removing hazardous materials with demolition to last for a couple of months following that. Bids will be accepted for the new construction in January.

RE: COURT COMMENTS

There were no additional comments from Court members.

RE: ADJOURNMENT

Upon motion by Esq. Bates and second 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

S/ Denise Perry
DENISE PERRY
FISCAL COURT CLERK

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

Date Approved: **December 18, 2018**