

**HENRY COUNTY FISCAL COURT  
REGULAR MEETING  
JUNE 18, 2019**

The Henry County Fiscal Court met in Regular Session on June 18, 2019, 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 Mike Fisher  
Esquire Roger Hartlage  
Esquire Chuck Smith  
Esquire Jason Stanley

**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 MAY 21<sup>ST</sup> MEETING MINUTES**

Upon motion by Esq. Hartlage and second by Esq. Smith, it is ordered by the Court to approve the minutes from the May 21<sup>st</sup> Regular Meeting as corrected.

Motion carried unanimously

## **RE: UNFINISHED BUSINESS**

Judge Brent stated the one item of unfinished business relates to the Payroll Reimbursement Policy which was postponed from the May meeting. Esq. Bates reported that the proposal from the Budgets, Insurance, and Personnel Committee was that the County Attorney, County Clerk, and Sheriff's offices stay within 4 payroll periods for reimbursement to Fiscal Court from January 1 to June 30. From July 1 to December 31 they would be allowed to be behind no more than 6 payrolls. If they fall behind more than these pay periods, Fiscal Court will not make the next payroll. They should be balanced on June 30 and December 31.

Upon motion by Esq. Bates and second by Esq. Beasley, it is ordered by the Court to approve the Payroll Reimbursement Policy requiring the County offices paid through the Fiscal Court to reimburse within 4 pay periods between January 1 to June 30, to reimburse within 6 pay periods between July 1 to December 31, to have reimbursed for all outstanding payrolls on June 30 and December 31, and to understand that the next payroll will not be issued if these conditions are not met.

Motion carried unanimously

## **RE: NEW BUSINESS**

### **RE: ROADS**

#### **1. Supervisor's Report**

Henry County Road Supervisor, Kenny Tindle, reported that the Road Department has been extremely busy with all the rain which has necessitated gravelling, grading, and repairing holes. He thanked his crew for all their hard work and long hours in cutting trees off roads. Mr. Tindle identified 2 issues that required consideration. Valley View Drive in Deerfield goes over a lake dam with 2 drain pipes and the roadway is sinking around them. They have placed road plates, but he feels it is still a safety issue. The other problem is on Turkey Run Road where a 16 inch culvert is causing rock runoff. Each major rain is requiring 10-15 loads of rock which must be unloaded and reloaded since the dump truck cannot travel through the tunnel. He requested permission to get prices from contractors for these roads.

Upon motion by Esq. Beasley and second by Esq. Stanley, it is ordered by the Court to grant authority to the Road Committee to investigate the situation on Turkey Run Road and to make a decision regarding how to proceed.

Motion carried unanimously

The Court further discussed the Valley View Road project. Esq. Hartlage requested that more than one bid be obtained for the Road Committee to review.

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered by the Court to authorize the Road Committee to develop a plan and spend up to \$10,000 to repair Valley View Drive.

Motion carried unanimously

## **2. Road Committee Report--Esq. Beasley**

Esq. Beasley stated that the Committee did not meet.

## **3. Road Update**

Judge Brent informed the Court that we have received \$75,000 from the State which totals \$150,000 we have received for New Cut Road. Homeland Security has requested core drillings to determine the bedrock depth. We have submitted a request to Frankfort for Flex Funds for the bridge project, but have not heard back from them.

## **RE: EMS/PARAMEDICS**

### **1. Supervisor's Update**

Paige Lucas-Jamiel, Henry County EMS Supervisor did not attend the meeting.

### **2. EMS Committee Report - Esq. Smith**

Esq. Smith reported that the EMS Committee did not meet.

## **RE: P & Z/SOLID WASTE**

### **1. Update**

P & Z Administrator Amanda Ricketts reported that 17 building and 15 electrical permits have been issued during the month. The Planning and Zoning Commission approved an amended subdivision plat for Herndon Lane. The Board of Adjustments met on May 20 and approved a preschool in Eminence, event space/rental of lodging on Galbraith Lane, placement of a manufactured home in Smithfield, and the Eminence School gymnasium.

The Planning and Zoning Office is hosting 2 training session for the commissioners and Board of Adjustment members on August 8 and September 5 at the 4-H Building from 8-12. Lunch will be served. Items will include Roberts Rules of Order, the bylaws of both boards, KRS 100, Henry County Comprehensive Plan, Henry County Subdivision Regulations and Planning and Zoning Ordinance. All magistrates are invited and should RSVP to Mrs. Ricketts.

## **RE: PARKS & FAIRGROUNDS**

### **1. Supervisor's Update**

Travis Buchanan, Parks and Fairgrounds Supervisor, expressed thanks to his staff for their work while he has been focused on the Splash Pad which opened on June 1. An issue caused by storms resulted in it being closed for a few days. He was able to get it re-opened last Friday and the warranty-covered parts have been ordered. The ribbon cutting ceremony will be Friday, June 21, at 11 a.m. The hours of operation will be adjusted to 10-5:30 daily and until 8 p.m. on Tuesday evenings.

The summer sports leagues have all finished with only 2 tournaments still scheduled. The Parks/Fairgrounds Committee has discussed the accessibility issue at Harry Hill Park and may pursue a grant application to Friends for Michael for that work. Mr. Buchanan requested that he be allowed to proceed with acquiring the new mower that is currently in the 2019/20 budget.

## **RE: ECONOMIC DEVELOPMENT COMMITTEE REPORT**

Esq. Hartlage reported that the Economic Development Committee did not meet due to no new information. He has spoken with Thornton's and they still plan to locate in Pendleton.

## **RE: ANIMAL SERVICES**

### **1. Director's Update**

Director of Animal Services, Dan Flinkfelt, stated that the past month has been busy and successful with 15 rescues and 19 adoptions. They have submitted grants with the Cattlemen's Association for a power washer, a \$5,000 spay/neuter grant and are working with Henry County Animal Clinic, a grant for new beds for the animals, and should hear regarding the AARP/KIPDA application this month.

Judge Brent noted that for the first time ever the Henry/Trimble Animal Shelter took in more money than it took to run the shelter excluding salaries.

### **2. Committee Report – Esq. Fisher**

Esq. Fisher reported that the committee did not meet.

## **RE: SHERIFF'S MONTHLY REPORT**

Sheriff Keith Perry reported the following activities for the month of May: 363 KSP dispatch calls, 113 Sheriff's office calls, 73 citations/criminal summons, 13 criminal arrests, 34 warrant arrests, 184 all papers served, 2 fugitive transports, 2 MIW transports, 3 special detail/events, 53 vehicle inspections, 12 carry conceal licenses, 3 DUI arrests, 6 drug charge arrests, and 13 accident reports.

Judge Brent stated that there is a huge monthly increase in drug and alcohol related EMS calls. Sheriff Perry stated that he felt they were dealing with more fentanyl than heroin currently and that the related mental health issues could also be causing an increase.

## **RE: ABC DIRECTOR'S REPORT**

Ed Nelson, ABC Director, presented his quarterly report. He stated that the 3<sup>rd</sup> quarter is usually the lowest, but is up \$300 over last year. There are currently 18 operating businesses with all fees are up to date. Two businesses who hold licenses still have not sold anything in the County. There is no expiration on the holding of licenses which are not in use. These are quota licenses which are not blocking anyone else from having a license.

## **RE: ABC ORDINANCE CHANGE REQUEST – 1<sup>ST</sup> READING**

Esq. Hartlage requested that an ABC ordinance change allowing Sunday and election day sales be placed on the agenda. He stated that with the current financial struggles and selling property to build a balanced budget we should capture additional alcohol sales. Henry County is missing sales to Shelby, Oldham, Jefferson, and Trimble Counties. We are already selling alcohol; and if we add an additional day we should realize a 14 percent increase and capture \$15,500 more for local businesses, create jobs, open the door wider for economic development, and provide funds for police services.

ABC Director Ed Nelson read the existing ordinance and the proposed changes. The Court discussed the intent in the current language and the development of the ordinance as it is now in force. The proposal is to allow the sale of wine, malt beverages, and distilled spirits by drink and package from 8 am to midnight on Monday through Saturday and from 12 p.m. to midnight on Sundays. All licensees could sell wine, malt beverages, and distilled spirits during the hours that polls are open on regular or primary election days. County Attorney Harrod stated that voting by Esq. Smith who holds a license could raise the appearance of impropriety.

Upon motion by Esq. Hartlage and second by Esq. Stanley, it is ordered by the Court to approve the 1<sup>st</sup> Reading of the ABC Ordinance Change which would allow all licensees to sell distilled

spirits, wine, or malt beverages from 8 a.m. to midnight on Monday through Saturday and from 12 p.m. to midnight on Sunday and on all election days.

Motion failed  
Yes – 2 (Esqs. Hartlage & Stanley)  
No – 3 (Esqs. Bates, Beasley & Fisher)  
Abstain – 1 (Esq. Smith)

## **RE: HOMELAND SECURITY RESOLUTION**

Judge Brent stated that Mike Hilliard requested the Court approve a resolution granting him permission to apply for a Homeland Security grant for the 2019 cycle. He read the resolution authorizing the County to apply for a grant for communications equipment. Judge Brent expressed concern about how long it could take for reimbursement of the expended funds due to the tightness of our current budget. The issue of the timeline for funding could keep us from being able to apply even if the resolution is approved.

Upon motion by Esq. Stanley second by Esq. Bates, it is ordered by the Court to approve the resolution allowing the County to apply for a 2019 Homeland Security grant.

Motion carried unanimously

## **RE: 2019/2020 BUDGET – 2<sup>ND</sup> READING**

Judge Brent informed the Court that the 1<sup>st</sup> Reading of the budget was held at the April meeting. It has been approved by the State and advertised and ready for the 2<sup>nd</sup> reading with some amendments. There are as follows:

\$38,000 currently included in revenue added to the expenses for Turkey Run Road repairs (FEMA Grant)

\$1,200 for consulting for Mike Hilliard for the Road Department (FEMA Grant)

\$1,000 transferred out of ABC personnel to ABC Reserve for Transfer

Upon motion by Esq. Beasley and second by Esq. Stanley, it is ordered by the Court to approve the 2<sup>nd</sup> Reading of the 2019/2020 Budget.

Motion carried unanimously

## **CLAIMS & TRANSFERS**

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

General Fund	\$255,333.1
Road & Bridge Fund	52,664.61
Jail Fund	53,842.38
LGEA	1,300.00
Litter	4943.03
911 Fund	16,051.88
ABC	3,721.92
Fair Fund	<u>52.18</u>

Total Expenditures \$387,909.54

<b><u>From:</u></b> 0191009990	\$49,693.00
<b><u>To:</u></b> 0150014450	1,386.00
0150103680	2,607.00
0150303670	2,724.00
0150651920	10,938.00
0150651930	550.00
0150655650	2,541.00
0150704450	827.00
0151351030	934.00
0151405860	563.00
0152173150	34.00
0152277160	209.00
0152323150	6,910.00
0153054050	8,000.00
0154014250	43.00
0154014670	4,764.00
0154015780	660.00
0177006020	309.00
0180117180	3,139.00
0191005310	2,555.00

**From:** 0261053120 \$96,000.00  
**To:** 0292009990 96,000.00

**From:** 0292009990 \$84,161.00  
**To:** 0261053980 54,121.00  
0261054470 11,261.00  
0261054810 2,664.00  
0261055880 11,422.00  
0294002010 163.00  
0294002050 4,530.00

<b><u>From:</u></b> 0392009990	\$1,674.00
<b><u>To:</u></b> 0351015690	453.00
0394002020	1,221.00

<b><u>From:</u></b> 1392009990	\$60.00
<b><u>To:</u></b> 1352123020	60.00

<b><u>From:</u></b> 014909	\$142,000.00
<b><u>To:</u></b> 034910	142,000.00

<b><u>From:</u></b> 014909	\$1,000.00
<b><u>To:</u></b> 804910	1,000.00

Motion carried unanimously

## **RE: PUBLIC COMMENTS**

Judge Brent opened the floor for public comments.

Mike Hilliard, Emergency Management Director, informed the Court that the local ham radio operators work in emergencies to maintain communications. They will be holding a field day from 11 a.m. on Saturday to 1 p.m. on Sunday at the Harry Hill Park in Shelter No. 3 and invite interested persons to visit with them to see what they can do.

Lynn Eldridge expressed his opinion that the Sunday package sales would likely be one of the largest revenue days. He feels they would be no different than purchases of multiple drinks at the Henry County Country Club.

Judge Brent explained in response to a question regarding tax increases that taxing entities would likely not increase more than 4 percent since they would be subject to a recall. Citizens could budget for those by estimating their current assessment value and their previous year's rate with a 4 percent increase.

## **RE: COURT COMMENTS**

Judge Brent opened the floor for additional comments from Court members.

Esq. Bates informed the Court members that he had the documents needed for them to get credit for their required training hours. He explained that while working so hard on maintaining the budget, his committee is currently discussing the possibility of starting an EMS taxing district which would separate EMS, and Fiscal Court would appoint a board to operate the service.



**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: **July 16, 2019**