

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
MAY 17, 2022**

The Henry County Fiscal Court met in Regular Session on May 17, 2022, at the Henry County 4-H Building in New Castle, Kentucky, with the following in attendance:

John L. Brent, Judge/Executive
Kassidy Dees, Assistant County Attorney
Esquire Scott Bates
Esquire Jerry Beasley
Esquire Roger Hartlage
Esquire Chuck Smith
Esquire Jason Stanley

RE: PLEDGE OF ALLEGIANCE

Judge 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 5:30 p.m. due to the change in schedule for the primary election and a miscommunication in the publication of that advertisement. He noted that all magistrates were in attendance except Esq. Beasley and Esq. Fisher. Esq. Beasley joined the meeting in progress.

RE: APPROVAL OF THE APRIL 19TH REGULAR MEETING MINUTES

Upon motion by Esq. Stanley and second by Esq. Bates, it is ordered by the Court to approve the minutes from the April 19th Regular Meeting.

Motion carried unanimously

RE: APPROVAL OF THE APRIL 28TH SPECIAL BUDGET MEETING MINUTES

Upon motion by Esq. Stanley and second by Esq. Bates, it is ordered by the Court to approve the minutes from the April 28th Special Meeting at which the 1st Reading of the 2022/2023 Budget was approved.

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

Judge Brent reported for Road Supervisor Kenny Tindle who arrived during the meeting that both tractors were busy mowing. Mr. Tindle has a potential new employee to hire which would be according to the establishing salary schedule. He does not have a CDL, but has been told that he must have the license within 6 months.

2. Road Committee Report - Esq. Beasley

The Committee did not meet, but Judge Brent recommended authorizing them to approve the hiring of the new employee.

Upon motion by Esq. Stanley and second by Esq. Smith, it is ordered to authorize the Road Committee to hire the new employee recommended by Mr. Tindle.

Motion carried unanimously

RE: EMS TAXING DISTRICT REPORT – ESQ. SMITH

Esq. Smith reported that the EMS Taxing District Board had their monthly meeting on Monday. After the 2nd Reading of their budget was conducted, it was approved. He reported that operations are going well, but they continue to be short staffed.

RE: P & Z/SOLID WASTE

1. Administrator's Report

P & Z Administrator Amanda Ricketts reported that 29 building permits and 11 electrical permits have been issued. The P & Z Commission approved the development of 4 residential/agricultural lots on Sewell Road in Bethlehem. The Board of Adjustments will not meet in April.

Judge Brent commented that Solid Waste is continuing to clean up nuisance properties thanks to the County Attorney's office and the P & Z staff.

RE: PARKS & FAIRGROUNDS / COURTHOUSE SUPERINTENDENT'S REPORT

Superintendent Travis Buchanan was needed to assist with operations related to the primary election. Judge Brent reported that the Parks staff was busy with mowing and that ballgames were in full swing. Mr. Buchanan is preparing the Don & Elizabeth Buchanan Splash Pad for opening Memorial Day weekend.

RE: ANIMAL SERVICES

1. Director's Report

Director of Animal Services, Dan Flinkfelt, stated that they are steadily busy and booked with adoption events until the first of July to be held at various locations. Rescue operations have slowed due to the effect of the pandemic and some people's disinterest in having dogs at this point. Mr. Flinkfelt presented a list of items that he feels are needed for the best operation of the Animal Shelter. Judge Brent stated that most of the items are within his discretion to purchase and he has funds due to careful spending except the \$5,000 identified for the spay/neuter program. Mr. Flinkfelt stated that he would continue to apply for grants for that purpose from Ky. SPCA, the Humane Society, and the State to cover that item.

2. Committee Report – Esq. Fisher

Esq. Hartlage reported that the Animal Services Committee did not meet. He advised Mr. Flinkfelt to use his budgeted funds and initiative to make the purchases necessary for the Shelter.

RE: SHERIFF'S MONTHLY REPORT

Sheriff Keith Perry reported the following activities for the month of April: 287 KSP dispatch calls, 156 Sheriff's office calls, 79 citations/criminal summons, 49 criminal arrests, 14 warrant arrests, 136 court processes, 3 MIW transports, 1 special event, 52 vehicle inspections, 20 carry conceal licenses, 1 DUI arrest, and 8 drug charge arrests.

RE: ABC ADMINISTRATOR'S QUARTERLY REPORT

ABC Administrator Ed Nelson reported that all 3rd quarter fees have been paid. Sales are down for the 3rd quarter, but that is normal off season and sales went up during COVID and appear to be going back down to a normal level. We currently have 18 business licenses with 16 selling, and there is 1 package license available.

COURTHOUSE USE DISCUSSION

Judge Brent reported that he had met with Circuit Judge Jerry Crosby, Circuit Clerk Jennifer Rankin, and a representative of the Administrative Office of the Courts. The AOC has the contract for the Courthouse, and ultimately use of it is up to them and Judge Crosby who is Chief Justice of the bench. Their discussion included the need for have the metal detectors in

operation, security present at all sessions, and responsibility for clean-up and leaving all furnishings as they are. The setup now would require that we furnish tables and chairs. Judge Brent suggested using the upstairs large courtroom only once and then occupy the smaller district one for ongoing use. The magistrates will look at the facility and make a decision later.

RE: REQUEST TO ADVERTISE RFP FOR ENGINEERING FOR PENDLETON SEWERS

Judge Brent stated that \$2 million has been set aside for the Pendleton Sewer Project; however, costs are continuing to rise. He has spoken with Esq. Hartlage and recommends that we proceed to do as much as possible with those funds. The pipes can be laid and will not become antiquated. We would be ready to attach pumps when they can be funded with grants or additional money from businesses. At this point to move forward, we would need to hire an engineer.

Upon motion by Esq. Hartlage and second by Esq. Bates, it is ordered to allow Judge Brent to retain an engineer to do the necessary work to proceed with the Pendleton Sewer Project.

Motion carried unanimously

RE: REQUEST TO TAKE BIDS ON ROCK, ASPHALT, & SALT FOR FY 2022/2023

Judge Brent requested that he be authorized to advertise for the purchase of rock, asphalt, and salt for the County's use in 2022/2023.

Upon motion by Esq. Beasley and second by Esq. Stanley, it is ordered to authorize Judge Brent to advertise for the purchase of rock, asphalt, and salt for 2022/2023.

Motion carried unanimously

RE: DETACHED CATALYTIC CONVERTER ORDINANCE – 2ND READING

The 1st Reading on the Detached Catalytic Converter Ordinance was held in March. Assistant County Attorney Cassidy Dees has researched and included the penalty for violation of the ordinance which is not less than \$100 nor more than \$1,000, or imprisonment up to 50 days, or both. Each day a violation continues shall be a separate violation.

Upon motion by Esq. Hartlage and second by Esq. Bates, it is ordered to approve the 2nd Reading of the Possession of a Detached Catalytic Converter Ordinance.

Motion carried unanimously

The ordinance will be advertised and will go into effect 21 days after the final advertisement.

RE: HENRY COUNTY LIBRARY BOARD RECOMMENDATIONS

Judge Brent stated that he had been contact by the library director who recommends the appointment of Karen Fisher, Leanne Yancey, and Ellen Suetholz to the Library Board.

Upon motion by Esq. Smith and second by Esq. Stanley, it is ordered to appoint Karen Fisher, Leanne Yancey, and Ellen Suetholz to terms on the Henry County Library Board.

Motion carried unanimously

RE: TRANSPORTATION COOP AGREEMENT PUBLIC HEARING FOR USE OF FUNDS

Judge Brent stated that there must be an annual public hearing regarding the County Road Aid. These funds from the State are based on the miles of roads and gas sold in Henry County. The money is used to help support the County Road Department. Judge Brent announced the floor was open for comment. There were no questions or comments from the public.

Judge Brent read aloud the Resolution stating the conditions of the agreement and authorizing him to sign the Contract for the County.

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered to adopt and approve the execution of a County Road Aid Coop Program Contract between the Fiscal Court and the Department of Rural and Municipal Aid for the fiscal year beginning July 1, 2022, for \$1,018,573.46 for construction, reconstruction, and maintenance of County roads and bridges.

Motion carried unanimously

RE: LGEA PUBLIC HEARING

Judge Brent informed the Court that each year we are required to hold a public hearing regarding the money received from the mineral severance tax on the rock mined at the quarry. We can usually expect approximately \$60,000-\$85,000 which goes to jail costs and funds used for various organizations such as CASA, the Center for Women and Families, and the Hope Community Center. There were no questions or comments.

RE: CLAIMS & TRANSFERS

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

General Fund	\$240,166.99
Road & Bridge Fund	61,819.09
Jail Fund	41,397.56
LGEA	5,556.48
CARES Act	0.00
Litter	717.65
911 Fund	1,599.10
ABC	3,510.75
Fair Fund	<u>871.97</u>
Total	\$355,639.59

Motion carried unanimously

RE: PUBLIC COMMENTS

Judge Brent opened the floor for public comments.

Hugh McBurney inquired about the results of the lawn maintenance bid for the Courthouse. Only 1 bid was received for \$6,000 annually which is reimbursed by the AOC. He asked whether the EMS Taxing District rates would be the same or going up. That question is determined by the Board, but receipts are already up \$100,000 attributed to the new billing company.

RE: COURT COMMENTS

There were no additional Court comments.

RE: ADJOURNMENT

Upon motion by Esq. Stanley 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

John L. Brent
JOHN L. BRENT
JUDGE/EXECUTIVE

Date Approved: **June 21, 2022**