

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
JUNE 18, 2024**

The Henry County Fiscal Court met in Regular Session on June 18, 2024, at the Henry County 4-H Building in New Castle, Kentucky, with the following in attendance:

Scott Bates, Judge/Executive
Esquire Brad Fisher
Esquire Ed Frederick
Esquire Roger Hartlage
Esquire Kevin McManis
Esquire Danny Shain
Esquire Carl Tingle

RE: PLEDGE OF ALLEGIANCE

Judge Bates led the Court in the Pledge of Allegiance to the Flag.

RE: PRAYER & PREPARATION

Judge Bates introduced Bro. Kevin Kimes who offered the evening's prayer. Bro. Kimes explained that 150 teenagers from Baptist church groups around the state will be here this weekend building ramps, landscaping, painting for folks who need help. Coordinators have been out in the community finding those who need this assistance. Churches in the County are assisting with meals and support and Eminence Schools are allowing them to stay at their church. There will be nightly worship services which are open for others to attend. They would appreciate prayers for the project and encouraged everyone to cheer them on.

RE: CALL TO ORDER

Judge Bates called the meeting to order at 6:00 p.m. He noted that all magistrates were in attendance.

RE: APPROVAL OF THE MAY 21, 2024, REGULAR MEETING MINUTES

Upon motion by Esq. McManis and second by Esq. Tingle, it is ordered to approve the minutes of the May 21, 2024, regular meeting.

Motion carried unanimously

RE: UNFINISHED BUSINESS

RE: RUMPKE CONTRACT

Judge Bates stated that the current contract with Rumpke will end on December 31. The Court has info on the pricing for a new 2-year contract with Rumpke. At the May meeting the matter was postponed to decide if we want to renew with them or bid out the trash service. Considerations are the fact that Rumpke could come in with a new proposal that is higher than the 3 percent increase, and we do not know about other interested companies. Esq. Fisher mentioned the concern that other counties have that only the trash can is picked up mechanically even if it has fallen or blown over leaving trash on the ground. Judge Bates replied that we need criteria in the bid for manual pickup in these types of cases. Esq. Tingle added that Rumpke, Republic, and Waste Management are in other places and at cheaper prices. Judge Bates responded that the cost will be higher for rural areas than in cities.

Upon motion by Esq. Shain and second by Esq. Tingle, it is ordered to put out for bid the trash collection services for the County that would include the requirement that pickup would be manual when needed.

Motion carried unanimously

The discussion of whether a franchise fee would be included in the bid will be determined after the bids are in. The Judge's office will review the current contract and construct the bid to be comparable to what is currently in force.

RE: NEW BUSINESS

RE: ROADS

1. Director's Monthly Report

Road Supervisor Kenny Tindle stated that the Department is short-handed. They have been bushwhacking and are still only half finished with the first mowing of County roads. At this point they are usually on their second mowing. They will be hauling some rock and starting to grade next week. Judge Bates advised that we will advertise for a full-time employee with a CDL, but will at least try to get some part-time workers.

2. Road Committee Report

Esq. Fisher reported that the Committee has met and discussed the roads to be paved this year. With the bids, we will have pricing for chip and seal. Andrew Lyons will be back Monday or Tuesday and may be on the grader first. After the first round of bush hogging is complete, we need to get the cross drains repaired and postpone the second mowing. Judge Bates concurred that the drains be fixed since some roads are extremely rough, but added that the early spring has caused the weeds to be so bad this year. Esq. Fisher suggested that we look into spraying like the State does to deal with the large weeds.

3. Opening of Bids for Asphalt, Rock, Chip & Seal, and Salt

Judge Bates requested that Travis Buchanan open the sealed bids received for rock, asphalt, and salt to be reviewed later in the meeting. The following bids were presented for consideration by the Fiscal Court for asphalt, chip and seal, rock, and salt:

	<u>Vendor</u>	<u>Specifications</u>	<u>Price per Ton</u>
<u>Asphalt Bids</u>			
	Hinkle	Plant pickup surface	\$ 80.25
		Plant pickup binder	\$ 79.25
		Plant pickup base	\$ 78.25
		Placed & compacted surface	\$ 97.35
		Placed & compacted binder	\$ 96.35
		Placed & compacted base	\$ 95.35
	Mago	Plant pickup surface	\$ 80.00
		Plant pickup binder	\$ 78.00
		Plant pickup base	\$ 76.00
		Laid	\$ 99.50
		Cold mix pickup	\$135.00
	Shelbyville Asphalt	Plant pickup surface	\$ 80.00
		Plant pickup binder	\$ 78.00
		Base pickup	\$ 76.00
	Louisville Paving	Plant pickup surface	\$ 61.25
		Plant pickup base	\$ 54.75
		Laid	\$130.45
		Chip N Seal (2 applications)	\$ 14.50 SY

Upon motion by Esq. Fisher and second by Esq. Frederick, it is ordered to accept the bid from Hinkle Contracting Company for laid asphalt surface at the bid price of \$97.35 per ton.

Motion carried unanimously

Upon motion by Esq. Shain and second by Esq. Fisher, it is ordered to accept the bid from Louisville Paving and Construction for asphalt surface material picked up at the plant at the bid price of \$61.25 per ton when economically feasible.

Motion carried unanimously

Upon motion by Esq. Shain and second by Esq. Fisher, it is ordered to accept the bid from Louisville Paving and Construction for double application chip and seal at the bid price of \$14.50 per square yard.

Motion carried unanimously

<u>Vendor</u>	<u>Specifications</u>	<u>Price per Ton</u>
<u>Rock Bids</u>		
Liter's Quarry	2s, 3s, & 4s	\$ 14.70
	DGA & 610	\$ 14.70
	#57s	\$ 17.85
	#8s	\$ 18.90
	Class II Channel Liner	\$ 25.00
	Class III Channel Liner	\$ 28.00
	Dust	\$ 12.60

Upon motion by Esq. McManis and second by Esq. Fisher, it is ordered to accept the bid from Liter's, Inc., for rock purchases by the County.

Motion carried unanimously

<u>Vendor</u>	<u>Specifications</u>	<u>Price per Ton</u>
<u>Salt Bids</u>		
<u>Received from Bid Advertisement</u>		
Morton Salt	Delivered, 500 tons	\$ 99.12
<u>Received from the KACo County Salt Auction</u>		
Cargill, Inc.	Delivered, 500 tons	\$ 97.50
Compass Minerals	Delivered, 500 tons	\$ 97.51
Morton Salt, Inc.	Delivered, 500 tons	\$ 97.96
IBG Magic	Delivered, 500 tons	\$101.50

Upon motion by Esq. Frederick and second by Esq. Tingle, it is ordered to accept the bid from Cargill, Inc., for the purchase of 500 tons of salt by the County at a cost of \$97.50 per ton.

Motion carried unanimously

RE: PLANNING & ZONING

1. Administrator's Monthly Report

P & Z/Solid Waste Administrator Jason Stanley reported that 16 electrical and 21 building permits were issued during the last month. The Board of Adjustments will meet at 7 p.m. on June 24, and the P & Z Commission will meet at 7 p.m. on July 10. Both meetings will be held at the 4-H Building at 1106 Castle Highway. August meetings will be moved to the Henry County Extension Office due to remodeling work at the 4-H Building.

RE: PARKS & FAIRGROUNDS

1. Director's Monthly Report

Parks Director Toby Berry reported that the Parks Department has been busy with cutting grass and ballgame prepping. Sports will be ending, and they will be getting the trimming and fence repairs completed. There have been a few issues with the Splash Pad, but it is operating steadily. The Henry County Fair is next week and they are prepping for it. Judge Bates thanked Toby who has had to respond the last 2 Sundays to issues at the fairgrounds and parks. He acknowledged Toby and Travis Buchanan who are willing to do work whenever it is needed. He thanked Tommy Wurtsmith Plumbing who came out on Fathers' Day to repair a problem with non-working restrooms.

RE: ANIMAL SERVICES

1. Director's Monthly Report

Danielle Ashcraft presented her May report with 6 adoptions totaling \$1,075, cash donations of \$273 and food and supplies of \$850, and \$100 in return-to-owner fees for a total of \$2,273. Calls for the month included the following: 13 nuisance, 13 welfare, 4 stray, and 2 bite/attacks. She mentioned that they are accepting applications for no-cost spay and neuter procedures for dogs over 50 pounds. The Shelter is also partnering the Kentucky Humane Society's CARE-a-van for spay/neuter on July 16 for dogs and July 18 for cats. An appointment and refundable deposit are required.

2. Committee Report

Esq. Hartlage stated that the Committee does not have a report this month.

RE: ECONOMIC DEVELOPMENT COMMITTEE REPORT

Esq. Hartlage stated the Economic Development group met this evening. There appears to be lots of interest in the County, and he feels we are heading in the right direction. Judge Bates stated that Bear Neighbors who spoke at the meeting has inquired about a green energy program and we are researching his request.

RE: FY 2025 BUDGET – 2ND READING

Judge Bates presented the amended FY 2025 budget which had the 1st Reading on April 29. The magistrates got the revised budget with the changes.

Upon motion by Esq. Fisher and second by Esq. Frederick, it is ordered to approve the 2nd Reading of the FY 2025 budget showing a total of \$11,794,460.42.

Motion carried unanimously

RE: CANNABIS OPERATIONS DISCUSSION

Judge Bates stated that the Court voted at the May meeting to put the issue of medical cannabis business operations on the ballot in November to allow citizens to allow or prohibit. We have been advised that per the legislation, we need to pass a resolution authorizing this referendum vote. Judge Bates read the resolution and the language that will appear on the ballot.

Upon motion by Esq. Frederick and second by Esq. Shain, it is ordered to approve the resolution authorizing a referendum on the question of prohibiting cannabis businesses from operating in the County to be on the ballot in the November election.

Motion carried unanimously

RE: SHERIFF'S MONTHLY REPORT

Sheriff Keith Perry reported the following activities for the month of May: 265 KSP dispatch calls, 118 Sheriff's office calls, 110 citations/criminal summons, 36 criminal arrests, 12 warrant arrests, 115 all court paper service, 1 fugitive transport, 2 MIW transports, 1 special event, 56 vehicle inspections, 7 carry conceal licenses, 2 DUI arrests, and 11 drug charge arrests.

RE: RICHARD HAYES WITH LOCAL VETERANS' ORGANIZATION

Richard Hayes representing the Service Member, Veteran, and Family Sub-committee of the non-profit Trimble CARES, Inc., presented information regarding the 7th annual military, veteran and first responder family appreciation event at Lake Jericho. Many organizations and individuals donate supplies and services to offer this free day of family fun for veterans and others. He solicited monetary donations to help offset the costs of the event. Anyone who

wishes to make a donation may submit it to the Judge/Executive's office within the next couple of weeks.

RE: CLAIMS & TRANSFERS

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

General Fund	\$336,253.18
Road & Bridge Fund	56,773.33
Jail Fund	46,485.87
LGEA	2,357.16
Opioid	28,191.41
ABC	6,794.30
Fair Fund	1,095.10
Angel's Envy Sewer Project	<u>270,247.03</u>
Total	\$748,197.38

From: 0150015710 (Renewals/Repairs-Annex)	\$23,288.21
0150015860 (FC Legislative Chamber)	\$99,775.83
0150017230 (Administration Vehicle)	\$2,912.60
0150755990 (Econ Dev Grants)	\$50,000.00
0150805290 (Courthouse Insurance)	\$16,425.00
0152057230 (Animal Control Vehicle)	\$10,000.00
0154015480 (Special Proj-Parks)	\$26,551.00
0180117180 (Park Improvements)	\$21,773.55
0180997410 (Safety Kleen Parks)	\$21,069.47
0191003070 (Auditing)	\$35,993.81
To: 0192009990 (Reserve for Transfers)	\$307,789.47

From: 0192009990 (Reserve for Transfers)	\$2,100.00
To: 0150011010 (County Judge/Exec Salary)	\$2,100.00

From: 0192009990 (Reserve for Transfers)	\$10.38
To: 0150014290 (CJE Fuel & Maint)	\$10.38

From: 0192009990 (Reserve for Transfers)	\$700.00
To: 0150015030 (Bank Charges)	\$700.00

From: 0192009990 (Reserve for Transfers)	\$3,805.96
To: 0150015780 (Utilities, Annex)	\$3,805.96

From: 0192009990 (Reserve for Transfers)	\$450.00
To: 0150051010 (County Attorney-Salary)	\$450.00

<u>From:</u> 0192009990 (Reserve for Transfers)	\$34,300.00
<u>To:</u> 0150101030 (Co Clerk Dep Salaries)	\$34,300.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$4,400.00
<u>To:</u> 0150151010 (Sheriff Salary)	\$4,400.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$34,000.00
<u>To:</u> 0150151030 (Sheriff Dep Salaries)	\$34,000.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$2,000.00
<u>To:</u> 0150151060 (Sheriff Staff/Dep FT)	\$2,000.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$4,500.00
<u>To:</u> 0150701250 (P&Z Admin Asst)	\$4,500.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$98.44
<u>To:</u> 0150202100 (Coroner Expense Acct)	\$98.44
<u>From:</u> 0192009990 (Reserve for Transfers)	\$435.54
<u>To:</u> 0150253320 (Legal Fees-Court Ord)	\$435.54
<u>From:</u> 0192009990 (Reserve for Transfers)	\$1,530.00
<u>To:</u> 0150255690 (Registration, Conf/Tr)	\$1,530.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$719.00
<u>To:</u> 0150651920 (Election Off Salaries/Mile)	\$719.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$7,261.96
<u>To:</u> 0150655650 (Election Print/Ad)	\$7,261.96
<u>From:</u> 0192009990 (Reserve for Transfers)	\$14,000.00
<u>To:</u> 0150804110 (Custodial Operations)	\$14,000.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$3,550.00
<u>To:</u> 0152051020 (Animal Control Officer)	\$3,550.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$3,300.00
<u>To:</u> 0152051790 (Animal Control PT Staff)	\$3,300.00
<u>From:</u> 0192009990 (Reserve for Transfers)	\$1,342.97
<u>To:</u> 0191005510 (Membership)	\$1,342.97
<u>From:</u> 0192009990 (Reserve for Transfers)	\$1,500.00
<u>To:</u> 0191005990 (Miscellaneous Exp)	\$1,500.00

<u>From:</u> 0192009990 (Reserve for Transfers)	\$9,127.82
<u>To:</u> 019400201 (Social Security)	\$9,127.82
<u>From:</u> 0192009990 (Reserve for Transfers)	\$79,123.56
<u>To:</u> 019400202 (County Retirement)	\$79,123.56
<u>From:</u> 0192009990 (Reserve for Transfers)	\$102,839.99
<u>To:</u> 019400205 (Health Insurance)	\$102,839.99
<u>From:</u> 0292009990 (Reserve for Transfers)	\$4,729.62
<u>To:</u> 0261057230 (Vehicle/Equip Purchase)	\$4,729.62
<u>From:</u> 0351014810 (Uniforms)	\$103.88
<u>To:</u> 0351015690 (Staff Training)	\$103.88
<u>From:</u> 0454015880 (Splash Pad Maint)	\$2,133.32
<u>To:</u> 0451151020 (Building Inspector)	\$2,133.32
<u>From:</u> 0454015880 (Splash Pad Maint)	\$533.29
<u>To:</u> 0454015480 (Spec Proj Park Match)	\$533.29
<u>From:</u> 7892009990 (Reserve for Transfers)	\$6,590.52
<u>To:</u> 7850501060 (ABC Personnel)	\$6,590.52
<u>From:</u> 7892009990 (Reserve for Transfers)	\$207.66
<u>To:</u> 7850504450 (ABC Off Supp/Post/Phone)	\$207.66
<u>From:</u> 7892009990 (Reserve for Transfers)	\$1,626.00
<u>To:</u> 7850507420 (Sheriff Building Purchase)	\$1,626.00
<u>From:</u> 789400201 (Social Security/Benefits)	\$5,681.51
<u>To:</u> 7892009990 (Reserves for Transfer)	\$5,681.51

Motion carried unanimously

RE: PUBLIC COMMENTS

Judge Bates opened the floor for public comments.

Destiny Kelley shared her opinion regarding the medical cannabis referendum stating that while she appreciates the fact that the Court did not prohibit cannabis businesses, she feels they should have passed the matter and not put it on the November ballot which she claimed would cost the voters more money.

Hugh McBurney asked about the franchise fee and if that does not have to be included in the bid. Rumpke is currently charging one, and Judge Bates assured him that we would not be looking to enact a large franchise fee, and we will bid the same as is currently being charged. He stated that the cost now is \$22.82 per month. The new Rumpke contract extension would be \$26.24 for the first year and \$27.29 for the second. Judge Bates acknowledged that the new Rumpke bid could be higher than the offered contract extension. He added that Rumpke has been good to and for the County.

Amy Charles inquired about the appointees to the Ethics Committee, and Judge Bates stated that the members have not been appointed. She further asked about the amount of recyclables actually being processed, if Rumpke was using single stream recycling, and how much the County is charged for the current recycling dumpsters located at the Road Barn. The response was that the County does not know about the percentage actually being recycled, and there is no paid costs for the recycling bins. Rumpke provides those just like other services such as the pickup at the parks and for County offices.

RE: COURT COMMENTS

Judge Bates announced that the following individuals have been appointed to the Henry County Tourism and Convention Commission: Kyle Stewart, Jess Malin, A. J. Nelson, Brittany Way, Holly Wilson, Jakob Beckley, and Magistrate Ed Frederick.

Esq. Frederick shared that this will be the 120th anniversary for the Kentucky State Fair, and they are requesting that all 120 counties in the state participate in the Pride of the Counties exhibits. The Chamber of Commerce does this annually, and Executive Director Holly Wilson will be posting information on Facebook in July for anyone who may want to volunteer to work in the booth.

RE: ADJOURNMENT

Upon motion by Esq. Shain and second by Esq. Frederick, 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
JUDGE/EXECUTIVE

_S/ Scott Bates
SCOTT BATES
JUDGE/EXECUTIVE

Date Approved: **July 16, 2024**