

**HENRY COUNTY FISCAL COURT
REGULAR MEETING
MAY 21, 2019**

The Henry County Fiscal Court met in Regular Session on May 21, 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 (joined the meeting at 6:30)

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 with the exception of Esq. Stanley who would be joining late due to a family medical issue.

RE: APPROVAL OF THE APRIL 16th AND APRIL 29th MEETING MINUTES

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered by the Court to approve the minutes from the April 16th Regular Meeting.

Motion carried unanimously

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered by the Court to approve the minutes from the April 29th Special Budget Meeting.

Motion carried unanimously

RE: UNFINISHED BUSINESS

Judge Brent stated there was no unfinished business.

RE: NEW BUSINESS

RE: ROADS

1. Supervisor's Report

Henry County Road Supervisor, Kenny Tindle, reported that his department is busy with routine spring work and maintenance including in-house patching, mowing, installing culverts, and working on gravel roads. Mr. Tindle stated in response to a request from Esq. Hartlage that he would contact the district Highway Department office to investigate lowering the speed limit on HWY 146 between the Oldham County line and Pendleton due to speeding tractor trailers. He stated that there was probably nothing that could be done to restrict jake breaking and the CSX train horns since the area is not within city limits. Esq. Smith thanked Mr. Tindle for the work on the Dawkins Lane.

2. Road Committee Report--Esq. Beasley

Esq. Beasley stated that the Committee has not met.

3. Approval of Asphalt, Rock & Salt Bids for 2019/20

Judge Brent requested that Supervisor Tindle open the bids for asphalt, rock, and salt which had been submitted.

	<u>Vendor</u>	<u>Specifications</u>	<u>Price per Ton</u>
<u>Asphalt Bids</u>			
	Hinkle	Plant pickup	\$64.00
		Placed & compacted	\$76.85
	Mago	Plant pickup	\$58.00
		Laid	\$73.75
	Shelbyville Asphalt	Plant pickup	\$58.00
	Louisville Paving	Plant pickup	\$70.00
		Laid (100-300 tons)	\$99.75

Rock Bids

Liter's Quarry	2s, 3s, & 4s	\$ 9.20
	DGA & 610	\$ 9.20
	#57s	\$10.20
	#8s	\$10.20
	Class II Rip Rap	\$11.50
	Class III Rip Rap	\$15.50
	Dust	\$ 7.00

Salt Bids

Cargill, Inc.	Per ton delivered	\$93.58
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Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered by the Court to accept all the bids from Mago Construction Company for asphalt when available and for Hinkle Contracting Company in the event Mago is unavailable; for Liter's Inc. for rock; and for Cargill for salt.

Motion carried unanimously

RE: EMS/PARAMEDICS

1. Supervisor's Update

Judge Brent reported for Henry County EMS Supervisor, Paige Lucas-Jamiel, that Emergency Medical Services is operating well. The vehicle which was involved in an accident will be repaired.

2. EMS Committee Report - Esq. Smith

Esq. Smith reported that the EMS Committee has not met.

RE: P & Z/SOLID WASTE

1. Update

P & Z Administrator Amanda Ricketts reported that 18 building and 16 electrical permits have been issued during the month. The Planning and Zoning Commission did not meet. The Board of Adjustments met on May 20 to review conditional use applications for a preschool, VRBO, manufactured home placement and the Eminence High School gym.

Magistrates acknowledged that roadside waste had been picked up from Cedarmore and Jericho Roads. Judge Brent reminded them that if they had a particular road request for trash pickup they should let Donnie Tipton know and he would continue to use the inmates for the work when he could access them.

RE: PARKS & FAIRGROUNDS

1. Supervisor's Update

Judge Brent informed the Court that Travis Buchanan, Parks and Fairgrounds Supervisor, was actually at the new park with the state plumbing inspector for the Splash Pad. Mr. Buchanan has spent multiple hours with the installation and insuring that all requirements made in the fall have been accomplished in spite of complications with the contractor and manufacturer. There is currently one leak which should be repaired within a couple of days; however, the sole inspector must give final approval for opening.

The ball fields are all very busy now with scheduled games and practices. Judge Brent reminded everyone that the rec leagues do their own scheduling; the County has the fields mowed and ready for play only.

2. Parks & Fairgrounds Committee

Esq. Smith reported that the Parks & Fairgrounds Committee met and discussed the use of the Splash Pad. Supervisor Buchanan is requested to set a charge for evening use of facility. Mr. Don Buchanan requested that there be a nominal fee to help cover the expenses of running the Splash Pad.

RE: ANIMAL SERVICES

1. Judge's Update

Judge Brent reported that the Judge/Executives and Animal Services officers met last week and have made a change to the shelter's operating hours. They will drop the Thursday evening hours and now be open on Saturday mornings from 9-12. They feel this schedule will be better for the public and reduce the salary that Henry County was covering for Thursdays.

2. Director's Update

Director of Animal Services, Dan Flinkfelt, stated that May has been very busy for his department. They have held adoptions events in Madison and Carroll County. There is one planned for the Henry County Library and another scheduled for the Verizon store in Carrollton. They should be hearing soon about the AARP grant that KIPDA submitted for implementation at the shelter. Director Flinkfelt also submitted a grant request to the Cattleman's Association for the purchase of a pressure washer. He is waiting on a decision on the repair of the pickup truck which he feels can be repaired for under \$1,000.

Upon motion by Esq. Hartlage and second by Esq. Fisher, it is ordered by the Court to approve up to \$1,000 for the repair of the Animal Services pickup truck.

Motion carried unanimously

3. Committee Report – Esq. Fisher

Esq. Fisher reported that the committee did meet, but he had nothing further to add.

RE: ECONOMIC DEVELOPMENT COMMITTEE REPORT

Esq. Hartlage reported that there was a public forum held at the Lake Jericho Fire Department in Pendleton on May 15. They reviewed the surveys completed at the previous meeting and discussed roads. He stated that at the meeting with Secretary Greg Thomas regarding HWY 146 they received a commitment that the Highway Department will be working to get AT&T moving on their utility relocation.

RE: BUDGET COMMITTEE REPORT

Esq. Bates reported that the Budget Committee met and discussed the reimbursements from the County Clerk's and Sheriff's Offices for payroll expenses. The Committee recommends that the offices be required to be no more than 5 reimbursements behind and that at 6 pay periods the payroll checks will not be issued. In addition, the reimbursements must be current at the end of the fiscal and calendar years. County Attorney Harrod will research how the issue can and should be managed.

Upon motion by Esq. Bates and second by Esq. Beasley, it is ordered by the Court to require County offices whose payroll is handled through the Fiscal Court to stay no more than 5 reimbursements behind and to be currently paid up by June 30 and December 31 of each year.

Deeanne West of the Sheriff's Office informed the Court that based on her experience with the finances at their office they will be unable to stay within these recommended parameters. She feels the timing of tax receipts and the Kentucky program that advances funds will not make this possible. Esq. Bates stated that the current Fiscal Court budget will not allow them to get as far behind as they have during this year. Judge Brent reminded the Court of the insurance payments and other expenses of the County which must be paid on time at the beginning of the year. Esq. Bates will contact the Department of Local Government and Kentucky Association of Counties to see if this situation exists elsewhere and how it is handled.

Upon motion by Esq. Bates and second by Esq. Smith, it is ordered by the Court to postpone the motion related to the payroll reimbursements by County offices to the June meeting.

Motion carried unanimously

RE: PAYROLL POLICY RECOMMENDATION

Esq. Bates reported on the Personnel Committee's discussion of part-time employees who are working more than the allowed 99 hours per month. When this occurs, the Kentucky Retirement System views them as full-time and they must have withholding for retirement and

insurance. Each department must insure that part-time employees do not exceed this threshold. Judge Brent informed the Court we have spent over \$10,000 in the last few months on retirement and insurance costs and a portion of that is from excess part-time employee costs with EMS and the Sheriff's office for which we bear 100 percent of the liability.

Upon motion by Esq. Bates and second by Esq. Beasley, it is ordered by the Court to limit part-time employees to 99 hours per month; and if that limit is exceeded, the department for which they work will pay the retirement and insurance costs associated with their employment.

Motion carried unanimously

RE: SHERIFF'S MONTHLY REPORT

Sheriff Keith Perry reported the following activities for the month of April: 317 KSP dispatch calls, 90 Sheriff's office calls, 36 citations/criminal summons, 8 criminal arrests, 22 warrant arrests, 235 all papers served, 2 MIW transports, 70 vehicle inspections, 25 carry conceal licenses, 2 DUI arrests, and 6 drug charge arrests.

RE: LGEA PUBLIC HEARING

Judge Brent informed the Court that we are required to hold a public hearing on the money that we get from the severance tax on the rock mined from the quarry which amounts to approximately \$70,000 to \$80,000 annually. This money is used for housing inmates (\$20,000), ambulance services (\$10,000), and other allocations including the Senior Citizens Center and Court Appointed Special Advocates. Judge Brent opened the floor for the public hearing. There were no questions or comments.

RE: COUNTY ROAD AID PUBLIC HEARING

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

CLAIMS & TRANSFERS

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

General Fund	\$297,343.89
Road & Bridge Fund	160,143.00
Jail Fund	51,490.28
LGEA	0.00
Litter	234.49
911 Fund	3,241.05
ABC	3,507.96
Fair Fund	<u>1755.18</u>
 Total Expenditures	 \$517,715.85

Motion carried unanimously

RE: PUBLIC COMMENTS

Judge Brent opened the floor for public comments.

Mike Hilliard, Emergency Management Director, distributed flyers and encouraged citizens to enroll in the program to receive HOT Emergency Alerts. At this point only about 3,000 of the 15,700 residents are signed up. He also explained the grant used to purchase Stop the Bleed kits for all the County's schools. These bleeding control kits will be placed at events where numerous people congregate. He invited everyone to sign up for the free trainings and explained that donations for supplies are helpful.

In response to a question posed about the proposed 4 percent tax rate increase in light of property re-assessments, Judge Brent responded that the Court would hold the 2nd Reading of the budget in June and anticipated that the monies generated by the increase would still be necessary with increased costs and flat property tax revenues.

Hugh McBurney asked about the status of the Dead Animal Removal Program. Judge Brent replied that he had met with Soil Conservation District staff and reviewed the usage numbers. There are 850 animals included and 200 plus farms. Only 13 farmers had more than 10 head and 2 or 3 had the majority. They will meet again with Harmon Brothers and propose that in order to keep the service available for the County anyone who disposes of more than 10 head will be charged.

Mr. McBurney also expressed concern about the spraying of Roundup on Flat Rock Road which has killed the vegetation and caused water to wash out around culverts. The Road Committee will look at the matter and make a policy recommendation for how to proceed with spraying to maintain roadways.

RE: COURT COMMENTS

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

Esq. Hartlage stated that he would like to revisit the issue of Sunday and Election Day alcohol sales.

Mike Hilliard reported that since 2015, Henry County has received approximately \$150,000 from FEMA for road repairs and \$100,000 for the purchase of communication system upgrades.

Esq. Stanley stated that Travis Buchanan had gotten a quote of \$3,500 for the concrete for a handicapped accessible ramp for Harry Hill Park.

RE: ADJOURNMENT

Upon motion by Esq. Bates and second by Esq. Hartlage, 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: **June 16, 2019**