

**HENRY COUNTY FISCAL COURT  
REGULAR MEETING  
MAY 18, 2021**

The Henry County Fiscal Court met in Regular Session on May 18, 2021, 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 APRIL 20<sup>TH</sup> REGULAR MEETING MINUTES**

Upon motion by Esq. Bates and second by Esq. Stanley, it is ordered by the Court to approve the minutes from the April 20<sup>th</sup> Regular Meeting.

Motion carried unanimously

**RE: APPROVAL OF THE APRIL 29<sup>TH</sup> SPECIAL MEETING MINUTES**

Upon motion by Esq. Bates and second by Esq. Stanley, it is ordered by the Court to approve the minutes from the April 29<sup>th</sup> Special Meeting.

Motion carried unanimously

## **RE: UNFINISHED BUSINESS**

Judge Brent stated there were no items of unfinished business from the previous meeting.

## **RE: NEW BUSINESS**

### **RE: ROADS**

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

Road Supervisor Kenny Tindle reported the crew is bush hogging and bush whacking with inexperienced staff who are learning to operate the equipment, patching of potholes, and installing driveway culverts. One dump truck is in the shop and they are still unsure about what it needs. Another truck has a cylinder out and is being repaired.

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

Esq. Beasley stated that the Committee did meet, but he has no report.

#### **3. Rural Secondary Road Program Resolution**

Judge Brent explained that the Transportation Cabinet, Department of Rural Municipal Aid, provides revenue from motor fuel taxes to counties for the construction and maintenance of roads and bridges through County Road Aid Funds. This year the amount is \$933,089.04, with 3 percent reserved for emergency use.

Upon motion by Esq. Smith 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, 2021, for \$933,089.04 for construction, reconstruction, and maintenance of County roads and bridges.

Motion carried unanimously

#### **4. Bid Opening for Rock, Asphalt, & Salt for 2021/22**

Judge Brent stated that the County advertised for bids for the purchase of rock, asphalt, and salt for 2021/2022. The following bids were submitted and opened:

	<u>Vendor</u>	<u>Specifications</u>	<u>Price per Ton</u>
<u>Asphalt Bids</u>	Hinkle	Plant pickup	\$63.00
		Placed & compacted	\$69.50
	Mago	Plant pickup	\$56.00
		Laid	\$64.00
		(Key Edge per linear foot)	\$20.00
Shelbyville Asphalt	Plant pickup	\$56.00	
Louisville Paving	Laid	\$73.65	
<u>Rock Bids</u>	Liter's Quarry	2s, 3s, & 4s	\$ 9.75
		DGA & 610	\$ 9.75
		#57s	\$10.25
		#8s	\$10.25
		Class II Rip Rap	\$12.25
		Class III Rip Rap	\$16.25
		Dust	\$ 8.25
<u>Salt Bids</u>	Cargill	Delivered	\$94.27

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered to approve the lowest bid for laid asphalt providing they can complete work within 60 days, the lowest bid for asphalt to be picked up providing the plant is making the product on the needed day, and the submitted bids for rock and salt for 2021/2022.

Motion carried unanimously

## **RE: EMS TAXING DISTRICT REPORT**

### **1. EMS Board Report - Esq. Smith**

Esq. Smith reported that the EMS Board met on Monday evening with all board members present. Operations are going well with run volume up and denials down. The Board discussed keeping ambulances on the road, the purchase of a new one, and disposal of surplus

equipment. The new director will assume duties on June 1. The staff is sufficient, and there are some additional new applications submitted. Baptist is continuing to schedule non-emergency runs as a service to the community.

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

### **1. Update**

P & Z Administrator Amanda Ricketts reported that 32 building permits and 33 electrical permits have been issued. The Planning and Zoning Commission met on May 12 and approved a zone change at the intersection of Citation Lane and HWY 421 in Campbellsburg, denied a zone change on Lake Jericho Road for a diesel engine/dyno operation, and reviewed a minor plat for an ag land division on McCoun Road in Smithfield. The Board of Adjustments will meet via Zoom on May 24 to consider conditional use permits for an event venue on Lacie Road and a home occupation on HWY 421 in Defoe.

### **2. Ordinance Hearing Requested on A1 to A2 Zone Change**

Judge Brent stated that the P & Z Board approved an A1 to A2 zone change on the corner of Jackson Road and HWY 146 for a subdivision plan. There has been a request per the County regulations that the Fiscal Court hear this matter which would reduce the required size for lots to less than 5 acres. The P & Z Board is recommending approval of the change, and this serves as the 1<sup>st</sup> Reading of this change before the Court. The 2<sup>nd</sup> Reading and public hearing will be held following the required advertising at the next meeting.

Upon motion by Esq. Bates and second by Esq. Beasley, it is ordered to approve the 1<sup>st</sup> Reading of the Ordinance Hearing on zoning map amendment request on Docket No. 2021-02Z.

Motion carried unanimously

### **3. Proposed Subdivision in Pendleton**

Administrator Ricketts explained that a major subdivision is proposed for Pendleton. The construction of the roadway will happen in 2 phases and a bond will be obtained for each one. At this time, the Road Department has been involved and will continue to check on the progress. The approval for this phase will include bonding for \$250,000 for laying the road and gravelling, it which exceeds the estimates from 3 contractors for the cost.

Upon motion by Esq. Beasley and second by Esq. Bates, it is ordered to approve the initial phase of laying the road and gravelling it for a proposed subdivision development in Pendleton.

Motion carried unanimously

## **RE: PARKS & FAIRGROUNDS**

Travis Buchanan, Parks & Fairgrounds Supervisor, reported that baseball and softball are in full swing with games 6 days a week and additional practices until mid-June. Youth soccer has completed their season, and HCMS soccer was able to use the newly installed lights this year during their games. There will be a 3-day soccer camp the first of June. Mr. Buchanan stated that he was able to do a test run on the Buchanan Splash Pad and it appears to be operating smoothly. There is an inspection by the Health Department planned for next week with plans to open it to the public on Saturday, May 29. Grass is growing rapidly and 2 of the 3 mowers are currently not operating. One should be repaired by Wednesday, and they are awaiting parts for the other.

## **RE: COURTHOUSE SUPERINTENDENT'S REPORT**

Mr. Buchanan reported that progress is being made on the Courthouse. Trim is being installed and work is continuing on the judges' benches. Outdoor work is almost completed, and the sod area has been expanded to accommodate the farmers' market. Wehr Constructors hopes to finish by July 1. The State Administrative Office of the Courts has 4-6 weeks of additional work at that point. Occupancy of the Courthouse is expected by late August or early September.

## **RE: ANIMAL SERVICES**

### **1. Director's Report**

Director of Animal Services, Dan Flinkfelt, reported the Shelter is very busy. It seems that dogs are being turned in as folks come out of the pandemic. Rescues, adoptions, and returns to owners are continuing.

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

Esq. Fisher stated that the Committee has met and discussed the sign at the Shelter which is in very bad condition. Esq. Stanley has agreed to donate a sign, and Esq. Hartlage will donate the needed posts. There is also an issue with the concrete that is the access for the dogs to go outside. They would like to add an additional 5 feet of concrete to each side. Trimble County has agreed to get bids for the cost of this project.

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

Sheriff Keith Perry reported the following activities for the month of April: 274 KSP dispatch calls, 156 Sheriff's office calls, 121 citations/criminal summons, 37 criminal arrests, 25 warrant arrests, 190 all papers served, 1 fugitive transport, 2 special details/events, 61 vehicle inspections, 41 carry conceal licenses, 2 DUI arrests, and 11 drug charge arrests.

## **RE: LAND & WATER GRANT RESOLUTION**

Judge Brent explained that that Fiscal Court can apply to the Department of Local Government for assistance under the Land and Water Conservation Fund Act of 1965 for renovations at Harry Hill Park. Travis Buchanan has been working on a proposed project to install an accessible ramp, improve the surface of Field 1, and add landscaping. The proposed 2021-22 budget already includes funds which can be used for the required 50 percent match. KIPDA is assisting with the proposal estimated at \$25,259.09. A public hearing regarding the project is scheduled for 5:30 p.m. on Thursday, May 20, at Harry Hill Park. Individuals can sign a petition there or online in support of the project.

Upon motion by Esq. Stanley and second by Esq. Smith, it is ordered to authorize Judge Brent to execute the resolution with the Department of Local Government applying for \$25,259.09 for a proposed project to renovate Harry Hill Park through the Land and Water Conservation Fund Act of 1965.

Motion carried unanimously

## **RE: UPDATED EMPLOYEE PERSONNEL POLICY**

Judge Brent stated that the Personnel Committee met and revised the Employee Personnel Policy which had not been done for many years. Updates were made throughout the document with special attention to the dress code, snow weather days, and lunch breaks. The Sheriff, County Clerk, Jailer, and Judge/Executive all collaborated with the Committee to update the policies.

Upon motion by Esq. Bates and second by Esq. Smith, it is ordered to approve the Employee Personnel Policy as updated by the Personnel Committee.

Motion carried unanimously

## **RE: BUDGET AMENDMENT FOR AMERICAN RECOVERY ACT – 1<sup>ST</sup> READING**

Judge Brent explained that the County has received notice of \$1,566,143 from the American Rescue Plan Act this year and an additional equal amount next fiscal year. The State requires that the budget be amended now to create the fund for this money. The language on how these funds can be used includes infrastructure improvements to broadband, water, and sewer. Judge Brent stated that he feels sewers on the Madison side of I-71 in Campbellsburg and Pendleton should receive the bulk of the funds. He is currently working on these projects and pursuing matching funds and possible support from businesses.

Upon motion by Esq. Stanley and second by Esq. Bates, it is ordered to approve the 1<sup>st</sup> Reading of the Budget Ordinance Amendment for American Rescue Plan Act revenues of \$1,566.143.

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 \$70,000 of which \$20,000 goes to jail costs with the remaining 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: TRANSPORTATION COOP AGREEMENT PUBLIC HEARING FOR USE OF FUNDS**

Judge Brent stated that there must also be a public hearing regarding the County Road Aid. These dollars from the State are based on the miles of roads 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 or comments from the public.

**RE: CLAIMS & TRANSFERS**

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

General Fund	\$141,681.47
Road & Bridge Fund	42,557.05
Jail Fund	34,636.64
LGEA	442.02
CARES Act	351.59
Litter	1,113.57
911 Fund	31.85
ABC	2,855.09
Fair Fund	<u>594.00</u>
<b>Total Expenditures</b>	<b>\$224,263.28</b>

Motion carried unanimously

**RE: PUBLIC COMMENTS**

Judge Brent opened the floor for public comments. A citizen raised concern about the operation of some highway equipment on Flat Rock Road. Mr. Tindle assured him that new employees are being trained on all equipment and reported damage to a fence will be repaired.

**RE: COURT COMMENTS**

Esq. Bates reminded the magistrates that their dues for the Kentucky Magistrates and Commissioners Association can be paid to the County Treasurer by July 1.

**RE: ADJOURNMENT**

Upon motion by Esq. Beasley and second by Esq. Bates, 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 15, 2021**