

Court convened for a Regular Meeting at the Courthouse, Henderson, KY, on Tuesday, February 14, 2023 at 9:30 a.m., County Judge/Executive Brad Schneider presiding.

**Call To Order**

County Judge/Executive Brad Schneider called the meeting to order.

**Invocation**

Reverend Eric Fannin of Grace Point Church, gave the invocation.

**Pledge Of Allegiance**

Judge/Executive Schneider led the Pledge of Allegiance.

**Roll Call**

Magistrate Berry	Present
Magistrate Puttman	Present
Magistrate Southard	Present
Magistrate Starks	Present
Magistrate Tompkins	Present

**Minutes January 24, 2023 Regular meeting & February 3, 2023 Special Called Meeting**

Magistrate Puttman made a motion to approve the January 24, 2023 fiscal court minutes as submitted and the February 3, 2023 Special Called Meeting minutes as submitted Magistrate Southard seconded the motion. A voice vote was held. All present voted in favor and the motion carried.

**Judge's Scholars – Angela Dieguez Miguel – Jefferson Elementary School**

A proclamation was read and presented to Angela Dieguez Miguel who was named Jefferson Elementary School's Judge's Scholar.

**Planning Commission Recommendation Cases #1139**

It was noted that all the magistrates have received a copy of case #1139 for their review.

**Appointment - Tourist Commission – Judge Schneider**

Judge reported there are 2 vacancies on the Tourist Commission. Mark Kellen and Christa McGan have both vacated their seats due to jobs changes. These are opening are joint appointments between the Judge and the Mayor. After consulting with Mayor Staton, Casey Todd and David Miller will be appointed to fill the vacant seats.

**Appointment – Henderson County Water District Board – Judge Schneider**

Luther "Mike" Skaggs has resigned from the board and after speaking to Pete Conrad, the Judge would like to appoint Bruce Eblen to fill the remainder of Mike Skaggs term.

Motion was made by Magistrate Puttman to appoint Bruce Eblen to the Water District Board. Magistrate Tompkins seconded the motion. A voice vote was held, all present voted in favor and the motion carried.

**Bid Opening – Judicial Center Boiler Replacement**

The clerk opened the 2 sealed bids that had been received and read the amounts into the record.

Harrell - Fish Inc. Bloomington, IN bid \$122,050 for the job  
Thermal Service, LLC bid \$139,230 for the job

These bids will be taken under advisement and brought back to court at a later date with a recommendation.

# HENDERSON COUNTY FISCAL COURT—MINUTE & ORDER BOOK

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## Bid Opening – 2023 Road Department Petroleum Products (rebid) – County Engineer Nick Stallings

Two sealed bids were received and opened by the County Engineer who read the amounts into the record.

Home Oil & Gas bid a 4.0% margin  
Heritage bid a 4.5% margin

Nick would like to take these under advisement and return to the next court session with his recommendation.

## Resolution #23-08 Hatchett Mill Bridge Replacement

**RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF A RURAL SECONDARY PROGRAM AGREEMENT BETWEEN THE FISCAL COURT AND THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET, DEPARTMENT OF RURAL AND MUNICIPAL AID, AND ACCEPTING ALL ROADS AND STREETS REFERRED TO THEREIN AS BEING A PART OF THE COUNTY ROAD SYSTEM.**

The clerk read the resolution into the record. County Attorney Steve Gold said the agreement has been reviewed as to form and legality.

A motion was made by Magistrate Tompkins to approve the resolution as read. Magistrate Berry seconded the motion. A voice vote was held with all present voting in favor. Motion carried.

## Rescinding of Resolution - County Engineer Nick Stallings

A resolution was passed on November 15, 2011 authorizing the use of only N-12 pipe by the Road Department. Nick Stallings would like the court to rescind the resolution so other types of pipe can be used. He explained that while N-12 does have its uses in certain situations he would like the flexibility of being able to use various types of pipe

Magistrate Puttman made the motion to rescind the N-12 pipe resolution that was adopted by the Fiscal Court on November 15, 2011. Motion was seconded by Magistrate Southard. A voice vote was held with all present voting in favor. The resolution is rescinded.

## County Engineer Expenditure Request – County Engineer Nick Stallings

Nick reported currently the Road Department has 2 graders. One is a 1999 and the other is a 2006. Although they have been maintained well, both were down for a number of weeks last summer. Currently the 2006 needs the transmission rebuilt. It will take a 2-3 month period to have this completed. He would like to purchase a new grader and has located several under state contract. Most are available in 2 – 3 months but he has found a CAT that is in stock for a price of \$300,500 with a 7 year powertrain and tech warranty. He would like to purchase a new one, have the 2006 repaired and then surplus the 1999.

Magistrate Southard said in Union County they have a pull behind grader would that be a solution. Nick said that he set that up when he worked for the state. It was a cheap alternative but it has its limitations and you would also have to purchase something to pull it.

Magistrate Southard also asked if we had to rent one for the time being what would the cost be. Nick replied it would be around \$10K a month.

A motion was made by Magistrate Puttman to approve the purchase of a new Cat grader that is on the state contract. Magistrate Southard seconded the motion. A voice vote was held with all present voting in favor. Motion carried.

**Bid Recommendation – Sheriff Camera Units - Sheriff Chip Stauffer**

Sheriff Stauffer reported that bids had been received from 4 different companies for providing 25 body cams and providing and installing 25 vehicle cams.

**Bid for twenty five in car systems and twenty five body cameras**

Company	Year One	Year Two	Year three	Year Four	Year Five	Total
Utility	\$149,000.00	\$55,878.00	\$55,875.00	\$55,875.00		\$316,628.00
Motorola	\$82,620.00	\$62,220.00	\$62,220.00	\$62,220.00	\$62,220.00	\$331,500.00
Axon	\$82,679.30	\$67,001.00	\$67,001.00	\$67,001.00		\$283,682.30
Lens Lock	\$62,210.00	\$55,960.00	\$55,960.00	\$55,960.00		\$230,090.00

Lens Lock has excellent references and can have the body cams in a month and the in cars in 2 months. The other vendors will take several months to get both sets of cameras. The Sheriff's Office has recently had issues with their present system without an explanation so it is a necessary purchase. Lens Lock will provide new updated equipment after 30 months of service.

Judge Schneider said that we have several funding options that can be looked at in order to make the purchase. He and Brenda will work with the Sheriff's Office to figure out the best way to handle it.

Magistrate Puttman made a motion to accept the Sheriff's monthly report into the record. Magistrate Southard seconded the motion. A voice vote was held, all approved, motion carried.

**County Sheriff's Monthly Report: - Sheriff Chip Stauffer**

Sheriff Stauffer presented the monthly reports.

Magistrate Puttman made a motion to accept the Sheriff's monthly report into the record. Magistrate Tompkins seconded the motion. A voice vote was held, all approved, motion carried.

**Sheriff's Tax Settlement – Sheriff Chip Stauffer**

Sheriff Stauffer presented the franchise tax, property tax, ditch tax and VFD fee tax settlements for the period of May 1, 2022 through December 31, 2022. These are usually annual settlements but because of the change of the Sheriff, a set has to be completed for each Sheriff it falls under. Another set will be submitted for the period of January 1, 2023 through April 30, 2023

Magistrate Puttman made a motion to accept the annual Sheriff's tax settlements into the record. Magistrate Tompkins seconded the motion. A voice vote was held. All voted in favor and the motion carried.

**County Attorney Report: - Steve Gold**

County Attorney Steve Gold presented a report of payments dated February 14, 2023 and turned over \$6,441.78 in various checks to the court.

Magistrate Starks made a motion to accept the County Attorney's payments into the record. Magistrate Tompkins seconded the motion. A voice vote was held. All present voted in favor and the motion carried.

**Budget Amendment - Ord #23-02 Amendment #5 – 1<sup>st</sup> Reading – Treasurer Brenda Rider**

This will amend into the budget unanticipated revenues into the Road Fund and the State Grants Fund

Magistrate Tompkins made a motion to approve the budget amendment. Magistrate Puttman seconded the motion. A voice vote was held. All voted in favor and the motion was approved.

**Fund Transfers – Treasurer Brenda Rider**

Treasurer Brenda Rider reported the transfers are to redistribute appropriations within the budget for this fiscal year and also a cash transfer moving receipts from the General Fund to the new Opioid Settlement Fund.

Magistrate Starks made a motion to approve the transfers. Seconded by Magistrate Berry and all present voted in favor when the voice vote was held.

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**Claims – Treasurer Brenda Rider**

Treasurer Brenda Rider presented the monthly claims and the bank balances after the claims are paid. She also presented that following additional claims for payment.

- General Fund: \$4,983.24 Tim Southard (Training incentives)
- \$4,983.24 Keith Berry (Training incentives)
- \$4,983.24 Renesa Abner (Training incentives)
- \$922.22 Lowes (Misc courthouse repair supplies)
- \$1,109.39 Visa (Judge & County Engineer meeting expenses)
- \$2,034.82 CDW Govt (Scanner for clerks)
- \$2,040.95 Visa (Courthouse repairs)
- Jail Fund: \$1,152.14 Advanced Document Solutions (copier charges)
- \$3,188.42 U. S. Bank (Equipment repairs and cleaning supplies))
- Grant Fund: \$4,000.00 Liberty Tire Recycling (Waste tire grant proceeds)
- Road Fund: \$2,414.00 Liberty Tire Recycling (Additional tire accepted by recycling)

Magistrate Puttman made a motion to pay the claims. Magistrate Southard seconded the motion. A voice vote was held. All present voted in favor and the motion was approved.

**Good of the County**

**County Attorney Steve Gold** – with money beginning to come in from the Opioid Settlement it has been recommended by the state that a local committee be formed to determine the best use of these funds.

**Judge Schneider** - wanted to point out that County Attorney Steve Gold was voted the County Attorney’s Association Attorney of the Year.

**Executive Session**

A motion was made by Magistrate Puttman to go into an Executive Session per KRS 61.810(c); Discussions of proposed or pending litigation against or on behalf of the public agency. Magistrate Berry seconded the motion. A voice vote was held with all present voting in favor.

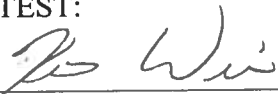
After approximately 40 minutes Magistrate Puttman made a motion to return to the regular court session. Magistrate Tompkins seconded the motion. A voice vote was held and all present voted in favor of returning to the regular session.

There being no further business to come before the court, Magistrate Puttman made a motion to adjourn. Seconded by Magistrate Tompkins.



Brad Schneider  
County Judge Executive

ATTEST:



Kurt Wiesen  
Fiscal Court Clerk