

**HENDERSON COUNTY FISCAL COURT—MINUTE & ORDER BOOK**

Records of Minutes of Regular Meeting 09/12 2023

Court convened for a Regular Meeting at the Courthouse, Henderson, KY, on Tuesday, September 12, 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**

Father Richard Meredith of Holy Name Church gave the invocation.

**Pledge Of Allegiance**

Judge/Executive Schneider led the Pledge of Allegiance.

**Roll Call**

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

**Minutes August 22, 2023**

Magistrate Puttman made a motion to approve the August 22, 2023 Fiscal Court 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 – Deacon Kitchens – Holy Name Schools**

A proclamation was read and presented to Deacon Kitchens who was named Holy Name School Judge's Scholar.

**HMP&L Broadband Fiber Presentation – General Manager Brad Bickett & Chief Technology Officer Brian Hardesty**

Brad & Brian wanted to make the county aware of HMP&L's plans to expand their fiber internet service in the county. They have been building out their network within the city limits but would consider expanding into the areas in the county served by Kentucky Utilities with the county's help. If all the expansions were completed this would offer their service to around 1,446 KU customers. They would like the county to support this expansion at a cost of about \$3,177,600. At this time they are not planning to expand unless the county is able to assist. Magistrate Tompkins asked if they already had a pole attachment agreement in place with KU. Brian said they don't yet but do not anticipate a problem in getting one. Judge Schneider asked if they had heard any plans that KU might have a similar plan in the works or that Conexon may be partnering with KU. Both Brad & Brian said they have not heard of anything in the works. Judge Schneider thanked HMP&L for the presentation and reaching out to the county.

**Henderson Sports Complex – Mayor Brad Staton, Project Manager Dylan Ward**

Mayor Staton and Dylan gave an overview of the project and what costs were involved. Dylan explained that the base bid for the project did not include a number of items including the lighting for the fields. The base bid awarded was for \$10.5 mil. to get the project started. Since the base bid was awarded it has been decided to place artificial turf on the 4 baseball fields and the multipurpose field at a cost of \$2.5 mil. They are looking into using naming rights to raise additional funds. Currently the county has not contributed to any of the costs. The city would like the county to fund the cost of the lighting needed for the 4 baseball fields and the multipurpose field at a cost of \$1.25 mil. The Mayor said that although this complex was proposed by the city it will serve not only the city but also the county. Magistrate Southard asked if the PCMA has put any money into the project. Dylan said they have not yet, but will perhaps participate in the naming rights. Dylan also said the city is using a little different model with this complex as the city will maintain control allowing use to all organizations not just the PCMA. Magistrate Southard it seems to him that the city would be receiving all the revenues from this complex. Mayor Staton said with the personnel and maintenance costs involved that even with revenues coming in from tournaments or rentals it won't be a break even facility for the city. Judge Schneider said he would like the court to hold a workshop to examine this further before making a commitment to the city. The Magistrates agreed. A workshop date will be scheduled.

**Coop Extension Board 2023/2024 Tax Rates – Andy Rideout, UK Extension Agent**

Andy Rideout presented the Extension Board approved 2023/2024 Tax Rates and reported that the Extension Board took the compensating rate for this year's taxes.

Magistrate Puttman made a motion to acknowledge receipt of the Coop Extension Board tax rates. Magistrate Tompkins seconded the motion. A voice vote was held. All voted in favor and the motion was approved.

**Sandy Watkins Park Discussion**

Judge Schneider explained they had been in talks with Penn Virginia about swapping some properties to be able to have total control of park property. One of the parcels in question that contains the current entrance to the park is still under an active mine permit. This will have to have state approval to change the land use from cropland to recreation. Another parcel is not under permit and the swap can be made without state approval.

Magistrate Southard made the motion to go ahead and swap what parcels we can subject to a clean title opinion. Magistrate Tompkins seconded the motion. A voice vote was held with all voting in favor. Motion carried.

**Bid Opening – Bituminous Concrete – County Engineer Nick Stallings**

Nick opened the 4 bids received and read the bid amounts.

Scotty's – Binder: \$94.36, Base \$87.91 Width: 19'6"

J. H. Rudolph – Binder: \$99.00, Base: \$85.00 Width: 21'

Rogers Group – Binder: \$92.68, Base: \$86.87 Width: 23'

E & B Paving – Binder: \$95.75, Base: \$82.00 Width: 20'

He would like to review the bids and return to court at the next meeting with his recommendation.

**Bid Recommendation – Multi-Material Horizontal Baler – County Engineer Nick Stallings**

Nick has reviewed the 11 bids received. Most of the balers did not meet the requested specifications including the company that was under a Kentucky Master Agreement. After review of the companies that met the specs, he would like to recommend the award be given to DeHart Recycling Equipment at a bid of \$156,950.

Motion was made by Magistrate Southard and seconded by Magistrate Puttman to award the contract to DeHart Recycling Equipment. A voice vote was held with all voting in favor. Motion carried.

**Trigg Turner Road Name Change**

Judge Schneider reported that some actions are still needed to officially change the name of the short dead end portion of Trigg Turner Road to Geneva Place. No action can be taken at this time.

**Trigg Turner Road Acceptance**

Judge Schneider reported that additional paperwork is needed to officially accept the new portion of Trigg Turner Road that was built through the airport property as part of their runway expansion project. Both of these agenda items should be ready for votes at the next Fiscal Court Meeting.

**Personnel Actions – Road Department – County Engineer Nick Stallings**

Nick said the Road Supervisor has been unable to work since the middle of May because of an injury and may not return for several more months. Bobby Proctor has stepped up and taken on many of the responsibilities and duties. Nick would like to raise Bobby's pay rate from \$23.00 to \$24.00 per hour because of the additional responsibilities.

Motion was made by Magistrate Tompkins for the new pay rate of \$24.00 per hour. Magistrate Starks seconded the motion. A voice vote was held with all voting in favor. Motion carried.

**HENDERSON COUNTY FISCAL COURT—MINUTE & ORDER BOOK***Records of Minutes of* Regular *Meeting* 09/12 20 23**Sheriff's Office Retention and Salaries – Sheriff Chip Stauffer**

Sheriff Stauffer told the court he would like to institute a \$3,000 retention incentive to his deputies. He explained to the court that because of the wait for training it can take almost a year from the time he hires a new deputy until that person is fully qualified. He wants to try and retain the deputies he has and not lose them to other local agencies offering better incentives. Judge Schneider and the Magistrates said they would be supportive of this but a written policy for the retention incentive plan would need to be submitted to the court before a vote and final approval could be given. Sheriff Stauffer said he would work with the County Attorney's Office and the Treasurer to make sure the policy contains all the necessary information.

**Sheriff's Monthly Report – Sheriff Chip Stauffer**

The Sheriff's monthly reports were presented to the court for acceptance.

Magistrate Southard 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 and the motion carried.

**Personnel Actions – County Attorney Steve Gold**

Mr. Gold reported that he had hired a new attorney for his office. At the time he thought he would be a county employee but he will be considered a part time state employee so no county funds would be utilized.

**County Attorney's Report - Steve Gold**

County Attorney Steve Gold presented a report of payments dated September 12, 2023 and turned over \$623.33 in various checks to the court.

Magistrate Puttman 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 #23-12 Amendment #1 – 2<sup>nd</sup> Reading – Treasurer Brenda Rider**

This will amend into the budget unbudgeted receipts into the Road Fund, LGEA Fund and the General Fund.

Magistrate Puttman made a motion to approve the budget amendment. Magistrate Southard 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 transfer is a cash transfer to correct an EFT error made by the state.

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

**Claims – Treasurer Brenda Rider**

Treasurer Brenda Rider presented the following claims for payment:

General Fund:	\$4,983.24	Magistrate Puttman (Training incentives)
	\$572.72	Brent Jacobs (IT & maintenance supplies)
	\$2,190.93	First National Bank of Omaha (Clerk's office supplies, postage)
	\$2,475.00	Preferred Construction Services (Judicial Center roof repair)
	\$521.50	Visa (Judge & staff training & travel)
Jail Fund:	\$945.02	ADS (copier charges)
	\$784.13	Republic Services (waste removal)
	\$4,150.20	U. S. Bank (prisoner transport, travel & training)
LGEA Fund:	\$34,685.37	City of Henderson (911 April – June)

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.

454  
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**Old Business**

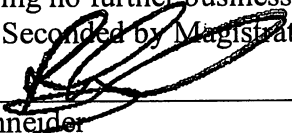
Judge Schneider explained that in the past the county has had a general economic development incentive package in place for both existing companies looking at expansion and new companies coming to Henderson. He wanted to make sure that the new court members were aware of this practice and supported it. Currently a company is generally offered a waiver of the cost for the construction permit fee and relief from occupational tax for 10 years for any new jobs created. Any negotiation beyond this would be presented to the Fiscal Court for approval.

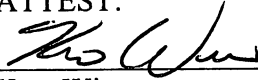
Magistrate Tompkins made a motion that the waiver of the construction fee permit cost and the 10 year relief from county occupational tax on new jobs created, be the standard economic development offer extended to existing business that are expanding and new businesses. Magistrate Southard seconded the motion. A voice vote was held with all voting in favor. Motion carried.

**Good of the County**

**Coroner Bruce Farmer** – said that recently there have been a number of deceased found in their apartments or homes who have been there several days. He would like to remind people to please check on your family and friends on a regular basis.

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

  
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Brad Schneider  
County Judge Executive

ATTEST:  
  
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Kurt Wiesen  
Fiscal Court Clerk