

**HENDERSON COUNTY FISCAL COURT—MINUTE & ORDER BOOK***Records of Minutes of* Regular *Meeting* 04/11 *20* 23

Court convened for a Regular Meeting at the Courthouse, Henderson, KY, on Tuesday, April 11, 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**

Rev. Eric Hoey of Henderson First Presbyterian 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 March 28, 2023 Regular meeting**

Magistrate Tompkins made a motion to approve the March 28, 2023 fiscal court minutes as submitted. Magistrate Berry seconded the motion. A voice vote was held. All present voted in favor and the motion carried.

**Judge's Scholars – Kaelyn Canary – Central Academy**

A proclamation was read and presented to Kaelyn Canary who was named the Judge's Scholar from Central Academy.

**Warm Grant CDBG – CV, 20C-009 Close Out Public Hearing**

Judge Schneider stated that we needed to close out the CDBG-CV 20C-009 WARM grant and would need to go into a public hearing. Magistrate Puttman made a motion to go into public hearing. Magistrate Tompkins seconded the motion. A voice vote was held. All voted in favor. Taylor Burchett from GRADD was sworn in and explained this was the closeout for the Covid-19 Block Grant. The WARM center has been in existence for 15 years and currently houses over 100 women. She advised the \$190,000 CDBG grant was utilized for extra operational costs during the covid-19 pandemic. Judge Schneider asked if anyone from the public had anything to say for or against closing out the CV grant. He asked for a second time if anyone had anything to say for or against the closing of the grant. County Attorney Steve Gold wanted to clarify that when "WARM" is used, it is actually referring to The Center for Addiction Recovery of Henderson, INC. Taylor affirmed this clarification. The Judge asked for the third time if anyone had anything to say for or against the closing of the WARM Grant. No one responded. Magistrate Starks made a motion to come out of the public hearing and go back in the regular session. Magistrate Southard seconded the motion. A voice vote was held. All voted in favor.

**2023 CDBG WARM Grant Binding Agreement - GRADD**

County Attorney Steve Gold said that he had reviewed the agreement and there is a problem with the agreement in using the name WARM since this is not the legal name of the entity. GRADD is working with WARM on making the necessary changes. Steve Gold said he had spoken to the WARM Center Director, Nicole Fields, and she would be filing an assumed name to correct the issue.

A motion was made by Magistrate Southard to allow the Judge to sign the binding agreement along with other required documents for this year's WARM CDBG once the required changes were made and the County Attorney reviewed and approved any changes. Motion was seconded by Magistrate Starks. A voice vote was held and all voted in favor.

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**Appointment – County Board of Zoning Adjustment – Judge Schneider**

Judge recommended to the court the reappointment Jane Berrong to the board upon her term expiration on April 15 for another 4 year term.

A motion was made by Magistrate Starks to approve the reappointment. Magistrate Berry seconded the motion. A voice vote was held and all approved. The motion carried.

**Emergency Shelter Agreement – EMA/Library – Kenny Garrett – EMA Director**

This agreement would allow the Henderson County Public Library to be used as an emergency shelter for the public or possibly as a command post by the Henderson County Emergency Management Agency when deemed necessary. County Attorney Steve Gold said the agreement was approved as to form and legality.

Magistrate Southard made a motion to authorize the Judge to execute the agreement. Magistrate Berry seconded the motion. A voice vote was held, all approved, motion carried.

**Resolution #23-10 – County Road Aid Cooperative Agreement 2023 – 2024**

**Resolution adopting and approving the execution of a County Road Aid Coop Program Contract between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, for the fiscal year beginning July 1, 2023, as provided in the Kentucky Revised Statutes and accepting all roads and streets referred to therein as being a part of the County Road System.**

Magistrate Puttman made a motion to execute the County Road Aid agreement with the addendum of adding the words “to the extent allowed by law” into the agreement in Section 8: Indemnification per County Attorney Steve Gold. Magistrate Southard seconded the motion. A voice vote was held. All voted in favor and the motion carried

**Bid Opening – Hatchett Mill Bridge Structure – County Engineer Nick Stallings**

Nick opened the sealed bids received and the amounts into the record.

Contec - \$91,100, E & H Bridge - \$93,522, Scott & Murphy - \$89,965 & U.S. Bridge - \$104,040

After a quick review of the bids Nick informed the court the bid from E & H was for a steel bridge and no other price adjustments would be needed. The bid from Scott & Murphy was for a box beam, prestress with a complete deck and no other price adjustments are needed. The bids from Contec & U. S. Bridge did not include the cost of the concrete deck and rebar which would need to be added to the bridge price. Magistrate Tompkins asked Nick what the maintenance difference was between a steel bridge and a concrete bridge. Nick replied there is really no difference.

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

**Bid Recommendation – Detention Center Medical Services – Jailer Bruce Todd**

Bids were received from: Quality Correctional Care, Advanced Correctional Care, & Comprehensive Correctional Care. After evaluation of all the bids the Jailer’s recommendation is to award the contract to Comprehensive Correctional Care. Jailer Todd said they would be waiving the provision of the RFP that required 10 years of experience in correctional care. CCC has a sizable footprint in the state.

Motion was made by Magistrate Puttman for the court to award the contract to Comprehensive Correctional Care. Magistrate Tompkins seconded the motion. A voice vote was held with all voting in favor. Motion carried.

**Bid Recommendation – Detention Center Food Services– Jailer Bruce Todd**

Bids were received from: Kellwell Food Management, Aramark, Summit Food Services, & Trinity Food Services. After evaluation of all the bids, the Jailer would like to recommend awarding the contract to Kellwell Food Management

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Motion was made by Magistrate Puttman for the court to award the contract to Kellwell Food Management. Magistrate Tompkins seconded the motion. A voice vote was held with all voting in favor. Motion carried.

### **Bid Recommendation – Detention Center Inmate Telephone Service – Jailer Bruce Todd**

Bids were received from: Viapath Technologies, Securus Technologies, Combined Public Communications, IC Solutions & Cidnet. After an evaluation of all the bids the Jailer would like to recommend the contract be awarded to Viapath Technologies.

Motion was made by Magistrate Puttman for the court to award the contract to Viapath Technologies. Magistrate Southard seconded the motion. A voice vote was held with all voting in favor. Motion carried.

### **Bid Recommendation – Detention Center Inmate Tablet Service – Jailer Bruce Todd**

Bids were received from: Viapath Technologies, Securus Technologies, Combined Public Communications, Cidnet & Tyler. After an evaluation of all the bids, the Jailer would like to recommend the contract be awarded to Viapath Technologies.

This would also make both the tablet and phone service the same provider.

Motion was made by Magistrate Tompkins for the court to award the contract to Viapath Technologies. Magistrate Southard seconded the motion. A voice vote was held with all voting in favor. Motion carried.

### **Bid Recommendation – Detention Center Commissary Services – Jailer Bruce Todd**

Bids were received from: Kellwell Commissary, Aramark & Keefe Group. After evaluation of all the bids, the Jailer would like to recommend the contract be awarded to Kellwell Commissary.

Motion was made by Magistrate Puttman for the court to award the contract to Kellwell Commissary. Magistrate Berry seconded the motion. A voice vote was held with all voting in favor. Motion carried.

### **Discussion of Electrical & Construction Permit Fees – Judge Schneider**

Judge Schneider had asked County Attorney Steve Gold to look at what the state and other counties were charging for their construction permit fees for both commercial and residential. Many times a permit fee will be waived for an economic development project, but what about permits for companies that are not necessarily creating more jobs? The state charges by the building square foot rather than 1% of the building cost the county currently charges. Judge Schneider asked Codes Administrator Randy Tasa for his thoughts. Randy said current residential fees seem to work without much complaint. The complaints he gets are mainly on the commercial side and the 1% fee. There are some areas that he feels that need more clarity. Judge Schneider said the purpose of the permit fees was to defray the cost of the inspector's time to perform the actual inspections. Discussion ensued about using the state scale and placing a cap on the commercial permit fee. There was also a stated need for looking into fees for the new areas that have not been previously mentioned: wind turbine farms, battery farms, solar farms, etc. Are fees based upon the footprint these are taking up or the structure itself? The consensus of the magistrates was to mirror the state's fees and guidelines. Randy will do more research and see if the state has any protocol for some of the new situations. Judge Schneider said he would also like to work with Randy and our electrical inspector, Mike Villines, to look at the electrical inspection fees and possibly set a cap on them.

### **County Attorney Report: - Steve Gold**

County Attorney Steve Gold presented a report of payments dated March 14, 2023 and turned over \$5,997.84 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 #23-03 Amendment #6 – 2<sup>nd</sup> Reading – Treasurer Brenda Rider**

This will amend into the budget additional receipts into the Road Fund and the General Fund. In addition, this will amend in money received from the Opioid Settlement

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.

**Budget Amendment - Ord #23-04 Amendment #7 – 2<sup>nd</sup> Reading – Treasurer Brenda Rider**

This will amend into the budget state funds received for the Clerk’s E-Poll Books.

Magistrate Puttman made a motion to approve the budget amendment. Magistrate Tompkins seconded the motion. A voice vote was held with all present voting in favor. Motion approved

**Claims – Treasurer Brenda Rider**

Treasurer Brenda Rider presented the following claims for payment.

- General Fund:       \$2,789.00 APB Consulting Solutions (Sheriff’s supplies)
- \$840.09 Konica Minolta (Sheriff’s copier buyout)
- \$1,245.81 Sheriff Stauffer (Training incentives)
- \$1,210.67 Visa (EMA supplies & Judge’s training expenses)
- Road Fund:         \$159,700.80 VOMAC (Single axle dump truck)
- Jail Fund:           \$778.53 Advanced Document Solutions (copier charges)
- \$1,285.62 U. S. Bank (Prisoner transport)

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

**Old Business**

A service agreement for the copier in the Fiscal Court office needs the court’s approval for the Judge’s signature. The monthly service cost is around \$50.00. County Attorney Steve Gold said he has reviewed the agreement and is approved as to form and legality. He has made several ink changes Advanced Documents Solutions will need to comply with.

Magistrate Starks made the motion for the Judge to execute the service agreement. Magistrate Southard seconded the motion. A voice vote was held with all voting in favor. Motion approved


**Good of the County**

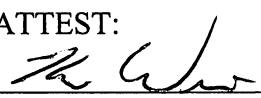
**County Engineer Nick Stallings** – Road Department has just received a single axle dump truck that was originally ordered in 2021, and a new F550 pickup. Neither vehicles was outfitted with the needed plow and salter accessory packages. He would like the court’s permission to advertise for bids for accessory packages for both of these vehicles.

Magistrate Tompkins made a motion for Nick to advertise for bids for the packages. Magistrate Berry seconded the motion. A voice vote was held with all voting in favor. Motion approved

**Magistrate Southard** – The ISO rating for Corydon will be lowered giving property owners within 5 miles of the fire station savings on their property insurance. This is because of the upgraded equipment the VFD has been able to purchase because of the dues on the tax bills. He said the fire dues system is working and the departments are making good spending decisions.

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

  
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Brad Schneider  
County Judge Executive

ATTEST:  
  
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Kurt Wiesen  
Fiscal Court Clerk