

Marshall County Fiscal Court
February 17, 2015

The Marshall County Fiscal Court met in regular session on Tuesday, February 17, 2015 in the First Floor Conference Room, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Johnny Bowlin, & Dr. Rick Cocke; Assistant County Attorney Jason Darnall and County Attorney Jeff Edwards were present. Chyrill Miller, County Judge/Executive presided.

I. GUESTS:

A. Howard "Bubba" Dawes read the Marshall County Judge/Executive Mike Miller Memorial Anti-Right-to-Work Resolution for the Court's consideration. A motion was made by Com. Cocke and seconded by Com. Gold to approve the Resolution as presented. All voted aye. Motion carried.

II. CORRESPONDENCE:

A. Fredrick Holt, Environmental Control Supervisor with the Division of Waste Management informed that the second quarter report has been received for the Recycling Grant in the amount of \$77,300.00, which was awarded to the Court in June of 2014.

B. Jeremy Jeffrey, Executive Director of Mercy Regional EMS sent a Notice of Intent to establish a Class III Ground Ambulance Service in Marshall County.

C. Loyd Ford, Editor & Publisher of The Lake News informed that the "Community Review" edition will be published on February 25th. Costs for advertising are as follows: full page - \$600; half page - \$409.50; quarter page - \$204.75; & eighth page - \$102.38. This year all advertising will be printed in full color at no additional charge. A motion was made by Com. Gold and seconded by Com. Cocke to purchase a half page ad. All voted aye motion carried.

III. OLD BUSINESS:

A. A motion was made by Com. Cocke and seconded by Com. Gold to approve the minutes of the January 12th, 15th, 23rd, 26th, & 30th meetings. All voted aye. Motion carried.

B. Representatives from Kentucky Lake Motor Speedway had requested sixteen variances for the 2015 season. Judge Miller read a prepared statement (attached) and of the sixteen, she will grant nine. Sheriff Byars will submit a monthly report of the end time of the races.

IV. NEW BUSINESS:

A. A bid opening was held for the sale of surplus property. Advertisement for

bids was placed in the January 27th and February 3rd editions of The Tribune Courier. The surplus items were: HP 17" flat screen monitor; Gateway 2000 crystal scan 15" monitor; Cannon Multipass C3000 fax/copier; Lexmark X185 Protrio print/copy/scanner; 2X Tripp-Life Internet/UPS power surge & backup; 1975 Chevrolet Pickup (Red Cross); and a 1998 Ford Club Wagon with chair lift. The bids were as follows:

- Rick Castleberry – 1975 Chevy truck - \$763.00 & 1998 Ford van - \$1,021.00
- Billy Pat Etheridge – 1975 Chevy truck - \$301.00
- Kevin Caruso – 1975 Chevy truck - \$650.00 & 1998 van - \$650.00
- Betty Hobbs submitted a bid of \$400.00 but did not specify for which item
- John Hobbs submitted a bid of \$335.00 but did not specify for which item
- No bids were submitted for the other items

Rick Castleberry's bid of \$763.00 on the truck and \$1,021.00 on the van were the high bids. A motion was made by Com. Cocke and seconded by Com. Bowlin to accept Mr. Castleberry's bids. All voted aye. Motion carried.

B. A Request for Proposals via sealed proposals was held for audio/visual services and equipment for the courtroom. Advertisement for RFP's was published in the February 3rd and 10th editions of The Tribune Courier. One proposal was received from Crossroads Music-Production-Education of Paducah in the amount of \$29,835.53. Discussion was held about having someone familiar with this type of equipment review the bid to see if this is what is needed in the Courtroom. A motion was made by Com. Gold and seconded by Com. Cocke to table action until more information is obtained. All voted aye. Motion carried.

C. A bid opening was held for the purchase of a tandem dump truck. Advertisement for bids was published in the February 3rd and 10th editions of the Tribune Courier. One bid was received from TAG Truck Center of Calvert City in the amount of \$104,282.00 for a 2016 Freightliner 108Sd medium duty cab and chassis and a Rogers Manufacturing 14 ft. dump body. County Road Superintendent Russell York reviewed the bid to make sure it met specifications. (See page 3, item I.)

D. Following the reading of a Resolution supporting the passage of road fund stabilization by the 2015 Kentucky General Assembly to ensure adequate funding of the state road fund and county road aid throughout the Commonwealth of Kentucky, a motion was made by Com. Cocke and seconded by Com. Gold to approve the Resolution. All voted aye. Motion carried.

E. County Attorney Jeff Edwards addressed the Court regarding the Business Associate Agreement between Peel & Holland (as the Court's group insurance agent) and the Court which is a requirement of the 2013 HIPPA Privacy Rule. A motion was made by Com. Bowlin and seconded by Com. Gold to approve and enter into the

agreement with Peel & Holland. All voted aye. Motion carried.

F. Following the reading of a Resolution acknowledging the acceptance of certain roads in the county road system and authorizing the North Marshall Water District to construct, operate, repair, and maintain water utilities under, on, along, or over county roads, a motion was made by Com. Bowlin and seconded by Com. Gold to approve the Resolution. All voted aye. Motion carried.

G. Sheriff Byars presented the 2014 Fee Settlement and informed that he had a check made out to the Treasurer in the amount of \$149,575.60 for excess fees. A motion was made by Com. Gold and seconded by Com. Cocke to approve the Fee Settlement. All voted aye. Motion carried.

Sheriff Byars informed that on six of the in-car cameras, technology has surpassed the equipment (which is approximately 7 years old) and is beginning to corrupt some of the videos. After checking on updating the current equipment or purchasing new, the cost will be within a few hundred dollars. The cost per unit is around \$3,500 installed. Also, the vehicle that Det. Matt Hilbrecht is driving is a 2003 Tahoe (which was a seizure vehicle) with 230,000 miles. It is starting to have problems and needs to be replaced. The Sheriff requested \$60,000 to purchase the equipment and a new vehicle. Discussion was held about either requesting bids on the vehicle or using the state contract price. Sherriff Byars replied that he would do both and go with the best price. A motion was made by Com. Gold and seconded by Com. Cocke to authorize the Sheriff to spend up to \$60,000 for the needed equipment. Treasurer Emily Martin asked for clarification on the motion and asked if the Sheriff could purchase the items and get reimbursement from the Court. A motion was made by Com. Gold and seconded by Com. Cocke to amend the motion to set aside a \$60,000 subsidy for a new vehicle for the Sheriff's Office and in car cameras. All voted aye. Motion carried. Sheriff Byars informed that he will submit an amendment during the next meeting.

H. Treasurer Emily Martin presented the Elected Officials Salaries with the cost of living increase (0.7568%) for 2015. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the salary increases as presented. All voted aye. Motion carried.

I. Russell York informed that the bid on the dump truck did meet specs and recommended approval. A motion was made by Com. Cocke and seconded by Com. Gold to accept the bid submitted by TAG Truck Center. All voted aye. Motion carried.

J. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Treasurer's Report, subject to audit. All voted aye. Motion carried.

K. The Payroll Fund - Accounts Receivable Report as of January 31, 2015 was submitted and is as follows:

As of January 31, 2015

	<u>2014</u>	Amount
From		
Marshall Co. Sheriff's Department		\$ 0.00
Marshall Co. Attorney's Office		\$ 0.00
Marshall Co. Clerk's Office		\$ <u>0.00</u>
Total Approved		\$ 0.00

	<u>2015</u>	Amount
From		
Marshall Co. Sheriff's Department		\$111,267.72
Marshall Co. Attorney's Office		\$ 0.00
Marshall Co. Clerk's Office		\$ <u>0.00</u>
Total Approved		\$111,267.72

A motion was made by Com. Gold and seconded by Com. Cocke to approve the Accounts Receivable Report as submitted. All voted aye. Motion carried.

L. Judge Miller read the Animal Shelter report for January which is as follows: Animals in the pen as of 12/31/2014 – 34; brought in by Animal Wardens – 29; brought in by citizens – 66; total animals taken in – 95 (dogs – 60; cats – 7; puppies – 21; & kittens – 7); adopted – 81; animals in foster care – 0; reclaimed – 9; euthanized – 8; & animals in the pen (& in foster care) as of 1/31/2015 – 31; adoption fees - \$1,605.

M. A Budget Workshop was scheduled following the Court meeting on March 3rd.

N. A motion was made by Com. Gold and seconded by Com. Bowlin to go into executive session to discuss personnel & property acquisition. All voted aye. Motion carried.

O. Judge Miller called court back into regular session.

P. County Attorney Jeff Edwards informed that no action will be taken on the property acquisition and the matter will be addressed at a later time. He also informed that an agreement has been reached with Randy Duke, who has passed two of the required tests for building inspection. He added that a written agreement will be forthcoming.

Q. Barbara Parish, long time Administrative Assistant at the County Park passed away. The Park Board has conducted interviews and recommended that Krista Garland be hired.

- A motion was made by Com. Bowlin and seconded by Com. Gold to lift the hiring freeze. All voted aye. Motion carried.
- A motion was made by Com. Bowlin and seconded by Com. Gold to accept the recommendation of the Park Board and hire Krista Garland. All voted aye. Motion carried.
- A motion was made by Com. Gold and seconded by Com. Bowlin to place the hiring freeze back into effect. All voted aye. Motion carried.

R. A motion was made by Com. Gold and seconded by Com. Bowlin to approve payment of the bills. All voted aye. Motion carried.

S. A motion was made by Com. Cocke and seconded by Com. Bowlin to adjourn. All voted aye. Motion carried.

Respectfully submitted by:

Melonie Chambers
Fiscal Court Clerk