

Marshall County Fiscal Court
March 1, 2011

The Marshall County Fiscal Court met in regular session on Tuesday, March 1, 2011 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners, the County Attorney, and the Assistant County Attorney were present. Mike Miller, County Judge/Executive presided.

I GUESTS:

A. Bobby Gifford, Director of Water Vision 2020 presented the following:

- The low bid of \$18,604.40 from Benton Electric Supply, Benton met the specifications on lighting for the Courthouse and Sheriff's Office and Mr. Gifford recommended that it be accepted. A motion was made by Com. Anderson and seconded by Com. Gold to award the bid to Benton Electric Supply as recommended. All voted aye. Motion carried
- The single bid of \$64,500.00 from Automated Building Concepts of Calvert City met the specifications on the building automation system for the heating/cooling system for the Detention Facility & Sheriff's Office and Mr. Gifford recommended that it be accepted. A motion was made by Com. Anderson and seconded by Com. Drew to award the bid to Automated Building Concepts as recommended. All voted aye. Motion carried.
- Mr. Gifford presented the bid results for the Brewers & Oak Level Water Tower Connections and the Maddox Road Extension. He also presented a letter from Paul Cloud Engineering informing that the low bid of \$52,477.00 from R & R Piping Co., of Benton, met the specifications and recommended the bid be awarded to R & R. A motion was made by Com. Gold and seconded by Com. Drew to accept the bid as recommended. All voted aye. Motion carried.
- Mr. Gifford asked for the Court's approval of a 25% match to be used for a generator grant for the Jonathan Creek Water District and the North Marshall Water District. A motion was made by Com. Gold and seconded by Com. Anderson to give approval of the 25% match as requested. All voted aye. Motion carried.
- Mr. Gifford presented a draw down request on WX21157046 in the amount of \$3,724.00 for Paul Cloud & Associates. A motion was made by Com. Gold and seconded by Com. Anderson to approve the draw down request as presented. All voted aye. Motion carried.
- Mr. Gifford presented a Request for Payment, which was sent to KIA in the amount of \$135,734.50 for WX21157050 (Oak Level & Brewers tank projects). A motion was made by Com. Anderson and seconded by Com. Gold to approve

the documents as presented. All voted aye. Motion carried.

B. Former County Clerk Dianne McKendree presented the County Clerk's Claim for Calendar Year 2010. The total receipts were \$8,360,028.55; disbursements - \$8,129,455.28; and excess fees - \$230,573.27 (which have been turned over to the County Treasurer). A motion was made by Com. Anderson and seconded by Com. Drew to accept the County Clerk's Claim as presented. All voted aye. Motion carried.

C. Judge Miller introduced Tina McCormick, who has been acting Director of the Marshall County Health Department. Mrs. McCormick then introduced Lisetta Whitworth who is the new Director.

D. Evan Lents asked to address the Court but was not present. Judge Miller has spoken with Mr. Lents and his concern was that either McCracken County or the City of Paducah charges out of town wreckers a permit fee so they can respond to calls. Judge Miller added this is something that Marshall County may want to consider.

E. Marshall County Park Superintendent Larry Whitt asked for the Court's consideration of splitting the cost of a slit seed spreader. The spreader could be used not only at the parks, but at other county owned property as well. He suggested that a Land Pride slit seed spreader be purchased, and it is sold here in Marshall County. The total cost is \$7,350. A motion was made by Com. Gold and seconded by Com. Anderson to pay for one-half the cost of the spreader as requested. All voted aye. Motion carried.

F. Ledonia Williamson addressed the Court regarding Opal Lane. Assistant County Jason Darnall has drafted a document that outlines the steps necessary to form a Public Road District. A copy of the document was given to Mrs. Williamson.

G. County Attorney Jeff Edwards informed that Roy Jones was planning to be in Court this morning, but was unable to attend. Mr. Edwards added that Mr. Jones accepted an AED Unit on behalf of the Judicial Facility from the Marshall County Elks. The Elks also donated an AED to the Marshall County Exceptional Center.

H. Brad Steele with the Boy Scouts of America asked for the Court's help in getting the road ready again for the summer. In the past, the County Road Department has graded and added gravel as needed to the road, which is a public road but not a county road. Com. Anderson suggested that the County Road Superintendent get a cost estimate and a decision on this request be made at a later time. The Court members concurred.

I. Judge Miller recognized Hardin Mayor Randal Scott.

II. CORRESPONDENCE:

A. County Treasurer Emily Martin explained the process of a reverse auction for salt which could save money. The reverse auction is offered through the Kentucky Association of Counties. Ms. Martin said she would like to try the process at least once. A motion was made by Com. Drew and seconded by Com. Anderson to participate in the KACO reverse auction for the purchase of salt. All voted aye. Motion carried.

B. General John Heltzel, Director of the Kentucky Department of Emergency Management sent an invitation to a presentation on March 9th at the Carroll Knicely Conference Center in Bowling Green. The presentation is to announce and review the Commonwealth Earthquake Response Plan.

C. As requested regarding the road in Kerry Landing and mentioned earlier in the meeting, Assistant County Jason Darnall drafted a document outlining the steps necessary to form a Public Road District.

D. George Knecht, Chairman of the Fairdealing Olive Fire Protection District asked for the Court's help in using county equipment and personnel to tear down the old fire station and remove the debris. Following discussion, Com. Anderson and Com. Gold will check the building and report back to the court.

III. OLD BUSINESS:

A. A motion was made by Com. Anderson and seconded by Com. Gold to approve the minutes of the February 15th & 28th meetings. All voted aye. Motion carried.

B. Com. Anderson has spoken to the lady on Cas Cal regarding the water drainage problem. He explained to her that redirecting the water could cost the other property owners and would only be moving the problem down the street.

C. County Attorney Jeff Edwards has been contacted by a couple of property owners adjacent to Palmer Cemetery and they are not in favor of having a public road constructed to the cemetery. The easements exist but they do not want the road there. The man who has offered to mow and maintain the cemetery only wants access to the cemetery, and wants permission to be back there. Judge Miller asked Mr. Edwards to check into his request and added that Robert Johnson, the Chairman of the Marshall

County Cemetery Committee needs to be contacted also.

D. Following the second reading of Ordinance #2011-01 (Flood Damage Prevention), a motion was made by Com. Gold and seconded by Com. Drew to approve the second reading and adopt Ordinance #2011-01. All voted aye. Motion carried.

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

F. Judge Miller called Court back into regular session and informed that discussion was held about the possibility of purchasing property at the intersection of Hwy. 58 and Wadesboro Road (formerly the Barnes Grocery building). The assessed value is \$120,000 and the property owner has offered to sell it for \$85,000. A motion was made by Com. Gold and seconded by Com. Drew to purchase the property for \$85,000. All voted aye. Motion carried.

G. Judge Miller informed that the Court members agreed to finish the business on the agenda, recess for lunch and then reconvene at 1:30. At that time, they will go into executive session to further discuss personnel.

H. A bid opening was held for the sale of a 1999 Crown Victoria, 4-door sedan, Police Interceptor Package, VIN #2FAFP71W6xx184041. Notice for bids was published in the February 15th edition of the Tribune Courier. Three bids were received and are as follows: Daniel Timmons - \$325.00; Randy Jett - \$500.00; & Pat Cole - \$397.00. A motion was made by Com. Anderson and seconded by Com. Gold to accept the high bid of \$500.00 from Randy Jett. All voted aye. Motion carried.

IV. NEW BUSINESS:

A. Former Commissioner Jerry English was the organizer for updates to the Veterans' Honor Plaza and discussion has been held about the need for a Committee to continue the updates. Judge Miller recommended the following to serve on that committee: Matt Barlow, Bob Chandler, Col. Tom Hiter. Mr. English said he would help in any way he could. A motion was made by Com. Drew and seconded by Com. Gold to appoint the committee members as recommended. All voted aye. Motion carried.

B. Judge Miller informed that he and District One Engineer Jim LeFevre have looked at the problem as discussed during the last meeting on the main road into Kerry Landing. Mr. LeFevre said a bridge is needed and he is obtaining a cost estimate.

C. Work has begun on the budget and Judge Miller recommended a 1½% pay increase for county employees. A motion was made by Com. Anderson and seconded by Com. Gold to approve the 1½% pay increase as recommended. All voted aye. Motion carried.

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

E. Judge Miller declared Court in recess until 1:30.

F. Judge Miller called Court back into regular session at 1:30.

G. Judge Miller informed that Marcella Perkins is trying to open a soup kitchen in Marshall County and at an informational meeting last week, 241 people were in attendance and interested in helping. Another meeting is planned for March 22nd at 6:30 p.m. at Marshall County High School cafeteria.

H. The Contribution Request Meeting was scheduled for 5:00 p.m. on Thursday, March 31st. Notice of the meeting will be published in the Tribune Courier.

I. A motion was made by Com. Drew and seconded by Com. Gold to go into executive session. All voted aye. Motion carried.

J. Judge Miller called Court back into regular session. He informed that during executive session, the county's current policy & procedure manual was discussed. Rich Orenstein or Larry Kreigler with KACO will be asked to review the manual to make sure it is in compliance with all state and federal regulations. Judge Miller added that the Court wanted to be certain that no employee was being taken advantage of.

K. A request has been received to help with an indigent cremation in the amount of \$500. Judge Miller informed that some time ago, it was a KRS requirement that counties maintain a pauper fund to pay for burials. That requirement has since been dropped. A motion was made by Com. Anderson and seconded by Com. Drew to include a line item in the county budget, and to approve payment of this request. All voted aye. Motion carried.

L. Judge Miller, Com. Gold, and Jeff Edwards met recently with representatives of the Aurora Ross Fire Department about the possibility of building a satellite ambulance station in the area covered by the department. Judge Miller said according to research, it might be cost prohibitive. The ambulance service is operated by the

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Marshall County Hospital and a meeting has been scheduled with the hospital board. Judge Miller will report on the meeting during the next Court meeting.

M. One of the Veterans' Vans was taken out of service. Judge Miller recommended that the van be declared surplus property and the money from the sale be dedicated to the Veterans' Transportation Fund. A motion was made by Com. Drew and seconded by Com. Gold to approve Judge Miller's recommendation. All voted aye. Motion carried.

N. Having no further business, Judge Miller declared the meeting adjourned.

Respectfully submitted by:

Melonie Chambers
Fiscal Court Clerk