

Marshall County Fiscal Court
June 18, 2014

The Marshall County Fiscal Court met in regular session on Wednesday, June 18, 2014 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. Duly elected Commissioners: Bob Gold & Misti Drew; & County Attorney Jeff Edwards were present. Mike Miller, County Judge/Executive presided.

Judge Miller called the meeting to order and explained that the meeting was moved to today because Com. Anderson is on vacation and Com. Gold found out Friday that he had a conflict for yesterday's scheduled meeting.

I. GUESTS:

A. Robert York addressed the Court on behalf of the Homeowners Association of Ponderosa Subdivision regarding a small section of an unnamed road (approximately 150' long) which has been maintained and used exclusively by members of the Association. Judge Miller explained that the section of road leads to a park where vandalism has been occurring and the Association has installed a gate. A motion was made by Com. Gold and seconded by Com. Drew that the Marshall County Fiscal Court has no interest in or claim to the road in question, it is the property of the Ponderosa Subdivision Homeowners Association. All voted aye. Motion carried.

B. Frank Murphy, Director of Emergency Management, asked for clarification on recent action authorizing him to purchase a vehicle. Since he last addressed the Court, he has decided that he would prefer a pick-up truck with a topper and a tow package. He asked if the truck should be advertised for bids or if he should go with the state contract price. Following discussion, Mr. Murphy will prepare the specs and advertise for bids and after comparison of the bids and the state contract price, a decision will be made at that time which to accept. The money for the truck is included in the 2014/15 budget.

C. Diane Higdon with ADS Security of Paducah addressed the Court regarding a possible update to the Courthouse security system. The system was installed over 20 years ago and several false alarms have gone off in the past couple of months. Ms. Higdon presented a proposal for updating the system which includes: a new control panel, glass break detector, primary keypad, secondary keypad, and primary siren. The required system component is run by a wireless communicator with the option of EverLink (cellular monitoring) and ADS Aniware. Also included is a standard Service Plan. Information was distributed to the Court members for their consideration.

D. Randy Newcomb, Director of the Marshall County Tourist Commission, submitted the budget for FY 2014-15. A motion was made by Com. Drew and seconded by Com. Gold to accept the budget. All voted aye. Motion carried.

Mr. Newcomb informed of a meeting with the branding group on Friday. The

results of the branding study will be made public at that meeting. He added that one of the things the Tourist Commission made plans to do approximately eight months ago, was to change the name to the Kentucky Lake Convention & Visitors Bureau. Ironically during an earlier meeting with the branding representative, he learned that one of the suggestions that would be made at Friday's meeting would be to change the name. Mr. Newcomb has spoken with the County Attorney about moving forward with the name change through an Ordinance Amendment.

II. CORRESPONDENCE:

A. Lisa Holland, Executive Director of H.O.P.E. Clinic, sent a letter regarding the fall banquet scheduled for September 30th. Ms. Holland asked that the Court consider being a corporate sponsor. No formal action was taken at this time.

B. Mike Vivian, Project Manager with Barnhart, requested exclusive usage of the Haddox Ferry Boat Ramp for a two-week period, beginning on or about July 30th. In this time frame, they will close off the ramp to the public, move cargo for Wacker, and reopen the boat ramp as soon as work has been completed. The Wacker project start time may be slightly altered and Mr. Vivian will notify the Court closer to time if there is a change.

C. Bryan Cutsinger, Director of the Marshall County Ambulance Service, sent a letter requesting authorization to submit an application for grant funding through Homeland Security for three stretchers with power lift capabilities. Last year Mr. Cutsinger applied for and was awarded \$19,000 for three stretchers and if this grant is awarded, all of the ambulances will be equipped with power lift stretchers. One of the requirements for submitting an application is a Resolution approved by the Court allowing Mr. Cutsinger, on behalf of the ambulance service, to submit the application. A motion was made by Com. Gold and seconded by Com. Drew to approve a Resolution authorizing Mr. Cutsinger to apply for grant funds. All voted aye. Motion carried.

D. Judge Miller read a letter of invitation from Melonie Chambers, Chairman of the Needline Board, to attend an open house and note retiring celebration, which will take place June 25th at 1:00. Judge Miller complimented the community, board and volunteers who have made Needline a reality over the past 29 years.

III. OLD BUSINESS:

A. A motion was made by Com. Gold and seconded by Com. Drew to approve the minutes of the June 3, 2014 meeting. All voted aye. Motion carried.

B. Following the second reading of Ordinance #2014-04 (budget), a motion was made by Com. Drew and seconded by Com. Gold to approve the second reading and adopt Ordinance #2014-04. All voted aye. Motion carried.

C. Following the second reading of Ordinance #2014-05 (building code rates), a motion was made by Com. Gold and seconded by Com. Drew to approve the second reading and adopt Ordinance #2014-05. All voted aye. Motion carried.

D. During the last meeting, authorization was given to interview and hire a Janitorial Assistant. Judge Miller informed that Ginger Doughty was hired to fill the position.

E. Troy English gave an update on cleanup of some of the nuisance properties. He complimented everyone on doing an excellent job. After the specs for cleanup were drafted, he asked Mr. Baker to provide a copy of the haul tickets as proof that the debris was being disposed of in a proper manner. Mr. English asked for an extension on the Dedmon properties – that they be allowed to continue their clean up because they are trying. On the most recent three properties, one was cleaned up last night and he suggested that the other two be advertised. A motion was made by Com. Drew and seconded by Com. Gold to advertise for the cleanup of the two remaining properties. All voted aye. Motion carried.

F. Judge Miller read the advertisement for a bridge on Old Calvert City Road, which will appear in today's as well as next week's Tribune Courier. An additional meeting needs to be held closer to the end of the month to finish up any items in this fiscal year's budget. Discussion was held about either moving the July 1st court date to June 30th or having a short special called meeting on the 30th to end the fiscal year and meeting the following day at the regular time. The Court decided to meet on June 30th and July 1st.

IV. NEW BUSINESS:

A. A motion was made by Com. Gold and seconded by Com. Drew to accept the budget for FY 2014-15 as submitted by the Fairdealing-Olive Fire Protection District. All voted aye. Motion carried.

B. A motion was made by Com. Drew and seconded by Com. Gold to accept the budget for FY 2014-15 as submitted by the East Marshall Fire Protection District. All voted aye. Motion carried.

C. A motion was made by Com. Drew and seconded by Com. Gold to accept the budget for FY 2014-15 as submitted by the Hardin Fire Protection District. All voted aye. Motion carried.

D. FIRE PROTECTION DISTRICT BOARD APPOINTMENTS

Aurora Ross Fire Protection District

Harry Holliday's appointment will expire 6/30/2014. A motion was made by Com. Gold and seconded by Com. Drew to reappoint Mr. Holliday (new term to expire 6/30/2017). All voted aye. Motion carried.

East Marshall Fire Protection District

Richard Bay's appointment will expire 6/30/2014. A motion was made by Com. Gold and seconded by Com. Drew to reappoint Mr. Bay (new term to expire 6/30/2017). All voted aye. Motion carried.

Fairdealing-Olive Fire Protection District

Robert Phelps' appointment will expire 6/30/2014. A motion was made by Com. Gold and seconded by Com. Drew to reappoint Mr. Phelps (new term to expire 6/30/2017). All voted aye. Motion carried.

Gilbertsville Fire Protection District

Jean Sanders' appointment will expire 6/30/2014. A motion was made by Com. Drew and seconded by Com. Gold to reappoint Ms. Sanders (new term to expire 6/30/2017). All voted aye. Motion carried.

Hardin-South Marshall Fire Protection District

Rena Jones' appointment will expire 6/30/2014. A motion was made by Com. Drew and seconded by Com. Gold to reappoint Ms. Jones (new term to expire 6/30/2017). All voted aye. Motion carried.

Palma-Briensburg Fire Protection District

Weldon Solomon's appointment will expire 6/30/2014. A motion was made by Com. Drew and seconded by Com. Gold to reappoint Mr. Solomon (new term to expire 6/30/2017). All voted aye. Motion carried.

Possum Trot/Sharpe Fire Protection District

Robert Johnson's appointment will expire 6/30/2014. A motion was made by Com. Drew and seconded by Com. Gold to reappoint Mr. Johnson (new term to expire 6/30/2017). All voted aye. Motion carried.

West Marshall Fire Protection District

Johnny Hamlett's appointment will expire 6/30/2014. A motion was made by Com. Gold and seconded by Com. Drew to reappoint Mr. Hamlett (new term to expire 6/30/2017). All voted aye. Motion carried.

Judge Miller informed that the elections for firefighter trustees and landowner trustees will be held on the 4th Saturday in June and asked that each district contact his office with the results so the records can be updated.

E. The Marshall County Clerk's Audit has been submitted. Judge Miller added that it was a clean audit and the only comment was the lack of segregation of duties.

F. Treasurer Emily Martin presented the Court Facilities Government Agreement with the Administrative Office of the Courts. The estimated reimbursement for space at the Judicial Facility for FY 2014-15 is \$298,602.00. A motion was made by Com. Gold and seconded by Com. Drew to approve the agreement as presented. All voted aye. Motion carried.

G. Treasurer Martin has received recertification for 2014 as County Treasurer. A motion was made by Com. Gold and seconded by Com. Drew to recognize & accept Ms. Martin's recertification. All voted aye. Motion carried.

H. An Intrafund Transfer request was submitted to move \$19,000.00 from the Grant Fund to the General Fund (Ambulance Service Stretcher Grant). A motion was made by Com. Gold and seconded by Com. Drew to approve the Intrafund Transfer. All voted aye.

I. The budget appropriation transfer listing was distributed. A motion was made by Com. Gold and seconded by Com. Drew to approve the appropriation transfers. All voted aye. Motion carried.

J. Judge Miller asked if Wendy Greer, Administrative Assistant at the Road Department, was a salaried employee. Emily Martin replied that she isn't because she doesn't supervise any employees and added that her status is the same as Melonie

Chambers, County Judge/Executive's Office and the employees in the Treasurer's Office. Judge Miller said he didn't know if that was an advantage or a disadvantage. Jeff Edwards said it is an exempt/non-exempt status and he put it in the personnel manual some time ago. He said things may have changed since that status was created. Com. Gold asked if the manual needed to be updated. Mr. Edwards replied that it's been ten years and it does need to be updated. He prepared a draft some time ago and will bring it to the next meeting. Ms. Martin added that during workshops on the Administrative Code, it was determined that each supervisor needs to write up job descriptions for the employees.

K. Judge Miller read the Animal Shelter report for May which is as follows: Animals in the pen as of 4/30/2014 – 66; brought in by Animal Wardens – 25; brought in by citizens – 72; total animals taken in – 97 (dogs – 33; cats – 15; puppies – 21; & kittens – 28); adopted – 78; animals in foster care – 1; reclaimed – 13; euthanized – 15; & animals in the pen (& in foster care) as of 5/31/2014 – 58; adoption fees - \$2,057.00.

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

M. Com. Drew has been questioned by residents of old Gilbertsville if they could clean out the ditches where people have burned stuff. After discussion, it was determined that it would be alright to do so.

N. Larry Whitt said he met recently with Marlie Conner with the Maintenance Department at the Health Department. There is some confusion about the landscaping work. The things left by the contractors need to be removed before any landscaping can be done and the confusion lies with who is responsible for removing those items. Jeff Edwards added that removing the items is not what the court agreed to do. Judge Miller will check at today's Board of Health meeting.

O. Com. Drew asked about dead fish that have been left at the day use parks where boat ramps are located. Larry Whitt said he believed the bow fishing people were leaving them. He added that there has been a lot of damage done to the Bear Creek Park – picnic tables have been torn up, graffiti, and port-a-johns have been turned over. He is getting quotes on cameras for that area. Emily Martin informed that the Bow Fishing Association of America has put up a \$500 reward for anyone turning in pictures that can identify anyone leaving dead fish.

P. Road Department Superintendent Russell York has several items, including a pickup truck & culverts and requested authorization to advertise for a surplus property

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sale. A motion was made by Com. Gold and seconded by Com. Drew to authorize the sale as requested.

Q. A motion was made by Com. Gold and seconded by Com. Drew to adjourn. All voted aye. Motion carried.

Respectfully submitted by:

Melonie Chambers
Fiscal Court Clerk