

Marshall County Fiscal Court
August 6, 2013

The Marshall County Fiscal Court met in regular session on Tuesday, August 6, 2013 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Terry Anderson, & Misti Drew; Assistant County Attorney Jason Darnall and County Attorney Jeff Edwards were present. Mike Miller, County Judge/Executive presided.

I. GUESTS:

A. Bobby Gifford, Director of Watervision 2020 informed that the generator projects have been completed and submitted the invoices for the Court's consideration:

- The Jonathan Creek Water District's generator was \$42,850.00 – 13% of which will be paid for by the district. The cost for the generator will be reimbursed through FEMA. A motion was made by Com. Gold and seconded by Com. Drew to approve payment of the invoice. All voted aye. Motion carried.
- The North Marshall Water District's generator was \$73,799.00 – 13% of which will be paid for by the district. A motion was made by Com. Drew and seconded by Com. Anderson to approve payment of the invoice. All voted aye. Motion carried.

Mr. Gifford informed that since the last meeting, he has met with KIA representatives regarding additional funding for needed upgrades to Sanitation District #1. KIA has agreed to make that loan. Mr. Gifford has a contract with the State Parks and Sanitation District #1, approving the additional revenue to pay for the upgrades.

B. Mike Van Steenbergen addressed the court regarding a proposed pistol & rifle range to be located on an unused portion of the Refuse property off of Benton-Briensburg Road. Mr. Van Steenbergen submitted a model safety code and a construction outline for the range. He added that the range will be constructed in compliance with the 2012 NRA Guidelines, with safety berms built on three sides. Construction and maintenance of the range will be paid for by membership fees paid to the private, non-profit group. A motion was made by Com. Gold and seconded by Com. Anderson to proceed as long as the NRA guidelines are satisfied and lease the property for the Marshall County Rifle & Pistol Range. All voted aye. Motion carried.

C. Bill Borton, Exalted Ruler of Marshall County Elks Lodge 2707 presented a check in the amount of \$2,000 to Jennie Bowlin, Director of Marshall County Senior Citizens.

D. Dave Howerton submitted a petition requesting that the Court set a 25 mph speed limit on Brooks Lane. The road is a dead end road. County Road Superintendent Russell York & Sheriff Kevin Byars were asked to look at the road and make a speed limit recommendation at the next meeting. Com. Drew asked Mr. York to

look at the other roads in the area that weren't posted with a speed limit and report back to the Court.

II. CORRESPONDENCE:

A. Judge Miller read a Proclamation naming the August 19th to 23rd, "Promote a Veteran Week". A motion was made by Com. Drew and seconded by Com. Gold to approve the Proclamation as presented. All voted aye. Motion carried.

B. Ricky Solomon, Supervisor of the Recycling Assistance Branch, Division of Waste Management, informed that Marshall County was awarded a 2012-13 Waste Tire Grant for a one time funding in the amount of \$3,000 for the disposal or recycling of waste tires. All of the records submitted by the Court officially closed the grant.

III. OLD BUSINESS:

A. A motion was made by Com. Anderson and seconded by Com. Gold to approve the minutes of the July 16th and July 23rd meetings. All voted aye. Motion carried.

B. At the last meeting, discussion was held regarding about expanded jurisdiction. Wendy Baxter informed that the meeting will be next Thursday and will hopefully have a recommendation at the next Court meeting.

C. Com. Anderson said that if it's alright with the court, he would like to take a used culvert and put the pipe in on Tucker Road and cover it with gravel - not blacktop. A motion was made by Com. Anderson and seconded by Com. Gold to place the culvert as recommended. All voted aye. Motion carried.

IV. NEW BUSINESS:

A. Judge Miller read a Resolution adopting and approving the execution of a County Road Aid Discretionary Bond Agreement between the Fiscal Court and the Kentucky Transportation Cabinet. The amount of CRA funding is in an amount not to exceed \$275,000.00 for bituminous resurfacing of Ruggie Cemetery Road, King Creek Road & Curd Road. A motion was made by Com. Drew and seconded by Com. Gold to approve the Resolution and Agreement as presented. All voted aye. Motion carried.

B. The Fiscal Court General Fund Tax Rates for 2013 were presented. The rates for 2013 are: real property - 9.9 and tangible personal property – 9.9. These rates are lower than the 2012 rates of 10.0 for real property and 10.830 for tangible. A

motion was made by Com. Gold and seconded by Com. Anderson to approve the tax rates as presented. All voted aye. Motion carried.

C. The tax rates for motor vehicle, documented watercraft, and aircraft were presented. The rates for 2013 are: motor vehicle, watercraft & aircraft – 11.2. A motion was made by Com. Anderson and seconded by Com. Gold to approve the tax rates as presented. All voted aye. Motion carried.

D. The Payroll Fund – Accounts Receivable Report as of July 31, 2013 is as follows:

From	Amount
Marshall County Sheriff's Department	\$384,918.01
Marshall County Attorney's Office	\$ 0.00
Marshall County Clerk's Office	<u>\$ 0.00</u>
Total approved	\$384,918.01

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

E. The Marshall County Library District's Audit for FY ended June 30, 2012 has been submitted.

F. Com. Gold informed that two or three years ago, Marshall County hosted the World Bow Fishing Tournament and in June, hosted the Kentucky State Bow Fishing Tournament. There is a proposal for us to host the World Tournament again this year. Following discussion, a motion was made by Com. Gold and seconded by Com. Anderson to support the Bow Fishing Tournament with a \$500.00 donation. All voted aye. Motion carried.

G. Com. Gold addressed Commissioner of Agriculture Comer's visit to Wyatt Farms. He added that he wasn't aware that Wyatt Farms was furnishing Jefferson County Schools with fresh produce.

H. Reed Wicker submitted a bill, in the amount of \$5,475.00 for the investigation into allegations made by Com. Drew of wrong doing by Judge Miller. A motion was made by Com. Anderson and seconded by Com. Drew to approve payment of the bill. Commissioners Anderson, Gold and Drew voted aye. Judge Miller abstained from voting on advice of counsel. Motion carried.

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

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

Respectfully submitted by:

Melonie Chambers
Fiscal Court Clerk