

Marshall County Fiscal Court  
August 11, 2015

The Marshall County Fiscal Court met in regular session on Tuesday, August 11, 2015 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Johnny Bowlin, & Dr. Rick Cocks; County Attorney Jeff Edwards & Assistant County Attorney Jason Darnall were present. Chyrrill Miller, County Judge/Executive presided.

I. GUESTS:

A. Robert Chandler expressed his appreciation for the prayers during his recent illness and informed that he will be transporting Veterans again through the Veterans Van Program.

B. On behalf of the Friends of Clarks River Wildlife Refuge, Ray & Teresa Stainfield, Maggie Morgan & Andy Wodawski distributed information and addressed the court concerning the Chestnut Creek Watershed Planning Project. They also extended an invitation to a community meeting on Thursday, August 17<sup>th</sup> at the Benton Library at 6:00 p.m. At the meeting, the results from a two year study of Chestnut Creek Watershed will be presented.

C. Economic Development Director Josh Tubbs updated the court on the Work Ready Certificate and presented a Resolution supporting the county's submission of an application to become a Work Ready Community for the Court's consideration. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Resolution. All voted aye. Motion carried.

II. CORRESPONDENCE:

A. There were no items of correspondence.

III. OLD BUSINESS:

A. A motion was made by Com. Bowlin and seconded by Com. Gold to approve the minutes of the July 21<sup>st</sup> meeting. All voted aye. Motion carried.

A motion was made by Com. Gold and seconded by Com. Bowlin to approve the minutes of the Special Called July 27<sup>th</sup> meeting. All voted aye. Motion carried.

B. The request from the HOPE Clinic for assistance was tabled during the July 21<sup>st</sup> meeting. Treasurer Emily Martin informed that the last time the court sponsored the annual dinner was in FY 2012. Judge Miller recommended that due to limited funding, the request be denied at this time.

C. Judge Miller read Jerry Miller's letter of resignation from the North Marshall

Water District. Four names were recommended to fill the remainder of his four-term. She recommended that Kenneth Shadowen be appointed. A motion was made by Com. Cocke and seconded by Com. Bowlin to appoint Mr. Shadowen (term to expire 6/30/2017). All voted aye. Motion carried.

D. Judge Miller informed that one member of the Jonathan Creek Water District Board did not want to be reappointed. Judge Miller recommended that Jimmy Tubbs be appointed to replace Mike Edwards (four year term to expire 6/30/2019). A motion was made by Com. Gold and seconded by Com. Bowlin to appoint Jimmy Tubbs. All voted aye. Motion carried.

E. Action was table during the July 21<sup>st</sup> meeting on the Aurora Ross Fire Protection District Budget. A motion was made by Com. Gold and seconded by Com. Bowlin to accept the budget. All voted aye. Motion carried.

F. Mona Yarborough with the Marshall County Senior Citizens informed that the McCracken County Senior Citizens emailed a Memorandum of Agreement to continue providing meals-on-wheels to Marshall County. Judge Miller informed of a recent trip to Murray/Calloway County Senior Citizens and the activities available at that center. Emily Martin updated the Court on meeting with Ms. Yarborough. The senior citizens and court members agreed that the goal of the Senior Citizens Center should focus on moving toward an activity center.

G. A motion was made by Com. Gold and seconded by Com. Cocke to go into executive session to discuss personnel. All voted aye. Motion carried.

H. Judge Miller called court back into regular session.

#### IV. NEW BUSINESS:

A. Assistant County Attorney Jason Darnall informed that he drafted the Alcohol Beverage Control Ordinance (Ordinance #2015-04) and it was merely a starting point. Nothing in the Ordinance was set in stone and it could be amended prior to the second reading. He added that with the first reading, it would not require a vote and there would be no time for comments afterward. He continued by saying that a workshop would be the time for comments and discussion concerning the final Ordinance. Mr. Darnall reiterated that a draft only and a work in progress. County Attorney Jeff Edwards read Ordinance #2015-04 (ABC Ordinance). A motion was made by Com. Gold and seconded by Com. Bowlin to schedule a workshop regarding the Ordinance for 9:30 a.m. on Thursday, August 13<sup>th</sup>. All voted aye. Motion carried.

B. A bid opening was held for the purchase of a current model tandem dump truck, including the bed. Notice for bids was published in the August 4<sup>th</sup> edition of the Tribune Courier. Two bids were received:

- Tag Truck Center of Calvert City, KY - \$105,100.00 for a 2016 Freightliner 108 SD medium duty cab & chassis; less trade of 2000 Freightliner FL 80 # HF1124 - \$14,000.00 for a total bid price of \$91,100.00.
- Tri State international Truck of Murray, KY - \$67,836.32 for a 2016 7400 SBA 6 x 4; less trade-in allowance of \$15,000.00 on a 2000 Freightliner; plus \$21,350.00 for a bed.

(County Road Superintendent Russell York compared the bids and reported later in the meeting.)

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

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

From	Amount
Marshall Co. Sheriff's Department	\$375,592.05
Marshall Co. Attorney's Office	\$
Marshall Co. Clerk's Office	\$
Total Approved	<u>\$375,592.05</u>

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

E. An Intrafund Transfer was submitted to move \$400,000.00 from the Occupational Tax Administrators Fund to the General Fund. A motion was made by Com. Cocke and seconded by Com. Gold to approve the Intrafund Transfer. All voted aye. Motion carried.

F. Treasurer Emily Martin submitted the 2015 Special District Tax Rate Certification for FY 2015/16: Real Property 9.80 & Tangible Property 9.80; 11.2 cents per \$100 assessed value of aircraft and documented watercraft; the tax rate for 2015 was 11.200 cents per \$100.00 of assessed value – the rate of 11.200 cents remains the same for FY 2015/16. A motion was made by Com. Cocke and seconded by Com. Gold to approve the tax rates as presented. All voted aye. Motion carried.

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G. A motion was made by Com. Cocke and seconded by Com. Bowlin to authorize the advertisement for a truck for the Special Projects Crew. All voted aye. Motion carried.

H. Judge Miller read the Animal Shelter report for July which is as follows: Animals in the pen as of 6/30/2015 – 49; brought in by Animal Wardens – 26; brought in by citizens – 105; total animals taken in – 131 (dogs – 42; cats – 18; puppies – 30; & kittens – 41); adopted – 72; animals in foster care – 0; reclaimed – 16 euthanized – 28; & animals in the pen (& in foster care) as of 7/31/2015 – 64; adoption fees - \$1,795.

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

J. After reviewing the bids, Russell York recommended that the bid on the dump truck be accepted from Tri State International Truck Sales. A motion was made by Com. Gold and seconded by Com. Bowlin to accept the bid as recommended. All voted aye. Motion carried.

K. Com. Cocke suggested that the ABC Ordinance pages be numbered.

L. 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