

Marshall County Fiscal Court  
September 29, 2015

The Marshall County Fiscal Court met in regular session on Tuesday, September 29, 2015 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Johnny Bowlin, & Dr. Rick Cocke; County Attorney Jeff Edwards & Assistant County Attorney Jason Darnall were present. Chyrrill Miller, County Judge/Executive presided.

I. GUESTS:

A. Greg Carlton, Peel and Holland, presented the 2016 employee health plan. He stated there was an average 2% increase for employers but no cost increase for employees. Plan changes include no cost for generic diabetic drugs, live health online, and vital shopper. There are no changes to the dental and vision plans. Life insurance had a slight increase and the wellness program was helping to keep the cost down. A motion was made by Com. Cocke and seconded by Com. Bowlin to accept the 2016 employee health plan. All voted aye. Motion carried.

B. Donald Lee addressed the court regarding a drainage concern on Bo Road, causing his property to flood. Jeff Edwards, County Attorney, stated in 1997 it was requested a cul-de-sac be put in if Bo Road were to remain a county road. Mr. Lee said he would like the ditch opened on top of the last hill at the end of the road. Com. Gold stated they could open the ditch up but was concerned doing so would cause them to be on private property. Jeff Edwards stated the property owner had an objection to the county opening the ditch because doing so would not allow him access to his property. Jeff suggested Mr. Lee talk to the property owner to see if he would agree to putting in a sewer there so the county could open the ditch and create a driveway for the other property owner. Jeff informed Mr. Lee it has been county policy if a person provides the sewer pipe, the county will install it. Mr. Lee said he would talk to the other property owner and have him get with Com. Gold or Russell York. No action was taken.

C. Bobby Gifford, Director of Water Vision 2020 asked the court for a draw request from KIA Fund B #10-03 in the amount of \$3,493.00. These funds are to cover engineering costs on the booster station at the hospital/Oak Level area. A motion was made by Com. Bowlin and seconded by Com. Gold. All voted aye. Motion carried.

D. Bryan Cutsinger asked the court for permission to run a bid to have an old ambulance remounted, it will cost approximately \$90,000.00. A motion was made by Com. Gold and seconded by Com. Cocke for Bryan to place a bid to remount the ambulance. All voted aye. Motion carried.

Bryan also informed the court the Marshall County Ambulance Service was presented the Region One Service of the Year award at the Kentucky Ambulance Providers Association State EMS Conference.

II. CORRESPONDENCE:

A. The Marshall County Exceptional Center sent an invitation inviting the public to their annual Open House, Sunday, October 18<sup>th</sup>, 2015, from 1:00 pm – 4:00 pm. There will be gospel singing, MCEC individual performances and a cake and pie auction throughout the day.

III. OLD BUSINESS:

A. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the minutes of the September 8<sup>th</sup> court meeting. All voted aye. Motion carried.

B. A quote from Parkway Chrysler for the Special Projects Crew was opened and read to the court. Gary Teckenbrok asked for quotes from Parkway Chrysler, Leon Riley Ford, and Country Chevrolet but only received the quote from Parkway Chrysler. A motion was made by Com. Cocke and seconded by Com. Gold to accept the only quote in the amount of \$26,852.00. All voted aye. Motion carried.

IV. NEW BUSINESS:

A. A bid opening was held for the purchase of a current model 1 ½ ton truck. Notice for bids was published in the September 15<sup>th</sup> edition of the Tribune Courier. Three bids were received:

- Parkway Chrysler of Benton, KY – Option 1 \$54,016.00 for a 2016 Ram 5500 11.5 ft bed, fixed sides, electric over hydraulic dump, 4 yard, manual tailgate, cab protector, and electric tarp (*Freedom*); less trade of 2004 Ford F550 - \$9,000.00 for a total bid price of \$45,016.00.
- Parkway Chrysler of Benton, KY – Option 2 \$55,028.75 for a 2016 Ram 5500 11.5 ft bed, fixed sides, electric over hydraulic dump, 5.7 yard, manual tailgate, cab protector, and electric tarp (*Galion*); less trade of 2004 Ford F550 - \$9,000.00 for a total bid price of \$46,028.75.
- Tri-State International Trucks of Murray, KY – \$79,500.00 for a 2014 Terrastar SFA 4X4 (TR005) and \$17,552.00 for a bed.

- Tri-State International Trucks of Murray, KY - \$66,952.75 for a 2015 Terrastar SFA 4X4 (TR005) and \$13,090.25 for a bed.

(County road superintendent Russell York and Jeff Edwards compared the bids and reported later in the meeting.)

B. Leah Little with the Kentucky High School Athletic Association asked the court for participation to bring their fishing tournament back to Marshall County. They have held the tournament in Marshall County the past two years without any donations from the fiscal court. This year Barren River is offering them \$5,000.00 to hold the tournament there. Randy Newcomb, Marshall County Tourism Director, said Marshall County benefits with the tournament here, it brings hundreds of high school kids and their families to Marshall County for a week. Randy will meet with Ms. Little to see if the court offered less than \$5,000.00 would they hold the tournament in Marshall County. A motion was made by Com. Gold and seconded by Com. Bowlin for Judge Miller to decide the amount to contribute up to \$1,000.00. All voted aye. Motion carried.

C. After reviewing the bids for the 1 ½ ton truck Russell recommended the court accept the bid from Tri-State International Trucks of Murray, KY - \$66,952.75 for a 2015 Terrastar SFA 4X4 (TR005), Jeff made a mistake earlier and the \$66,952.75 total includes the bed. Com. Cocke questioned why the court should go with a higher bid. Jeff stated the PTO on the Terrastar is hydraulic and the PTO on the Dodge is electric over hydraulic, making the Dodge slower when you hook equipment to it. A motion was made by Com. Gold to accept the bid from Tri-State International Trucks of Murray. Com. Cocke stated the court needed justification in writing on why they are accepting the higher bid. Com. Gold withdrew his motion. This item was tabled until the October 20<sup>th</sup> meeting so Jeff Edwards or Jason Darnell will put an explanation in writing regarding the choice of the higher bid.

D. Jeff Edwards was approached by Mr. Whipple Walker with the Amateur Radio Association about their repeater for HAM radio operators being out of date. ARA has offered a new state of the art repeater that is digital, normally these cost \$3,000.00 - \$4,000.00 and ARA is offering one for \$500.00. The repeater has already been purchased, Mr. Walker is just asking for any participation the court might be willing to take part in. Emily Martin said funds could be taken out of the special funds or Curt Curtner could contribute a portion coming out of his equipment budget if he wanted. Curt said all of it could be taken out of his equipment budget. Com. Gold said he didn't have a problem with it, Com. Cocke said he didn't have a problem with it as long as it came out of Curt's budget.

E. Josh Tubbs reported the review of Marshall County and Calvert Riverport Authority financial statements for fiscal year 2014/15 are available in the Economic Development Office for anyone to review. He also stated a copy has been given to the Fiscal Court and the City of Calvert.

F. A motion was made by Com. Bowlin and seconded by Com. Gold to go into executive session to discuss personnel and possible litigation. All voted aye. Motion carried.

G. Judge Miller called court back to order.

H. The park board member was tabled until the October 20<sup>th</sup> meeting.

I. Dan Gray and Bob Turner were nominated by Judge Miller for the Sanitation District #2 Board to fill the two vacant positions. A motion was made by Com. Cocke and seconded by Com. Bowlin to appoint Dan Gray to the Sanitation District #2 Board. All voted aye. Motion carried.

A motion was made by Com. Cocke and seconded by Com. Bowlin to appoint Bob Turner to the Sanitation District #2 Board. Com. Gold abstained. Motion carried.

J. Jason Darnell updated the court on the ABC Ordinance. Jason received a call from Steve Humphrees with the State ABC Commission addressing some changes that need to be made. For the quota licenses Mr. Humphrees didn't like the framework for looking at those, Jason stated he would like to take that entire part out and just let the state decide. Mr. Humphrees also didn't like that the county included distance and the word "license" used in the patio sales portion. The ordinance will need to be amended to make these changes. Jason will make these corrections and present them at the October 20<sup>th</sup> meeting.

K. An Intrafund Transfer was submitted to move \$250,000.00 from the Occupational Tax Administrator Fund to the General Fund and to move \$44,000.00 from the Occupational Tax Administrator Fund to the 911 Fund for budgeted subsidy. A motion was made by Com. Cocke and seconded by Com. Gold to approve the Intrafund Transfer. All voted aye. Motion carried.

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

M. Com. Cocke addressed the no smoking signs around the building and asked if there should be an ordinance or resolution. Jeff Edwards said an executive order or a

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resolution could be done. Com. Cocke suggested a resolution be done, Melonie will put one together before the next meeting.

N. Russell York asked for a motion to run an ad for bids on surplus property that is no longer any use to the road department. The items include tank cars, concrete culverts, scrap metal, and a patcher. A motion was made by Com. Bowlin and seconded by Com. Gold to run an ad for bids on the surplus property. All voted aye. Motion carried.

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

Respectfully submitted by:

Desiree' Hermosillo  
Administrative Assistant