

Marshall County Fiscal Court
October 18, 2011

The Marshall County Fiscal Court met in regular session on Tuesday, October 11, 2011 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Terry Anderson, and Misti Drew; and County Attorney Jeff Edwards were present. Mike Miller, County Judge/Executive presided.

I. GUESTS:

A. Representatives from the Marshall County Hospital Ladies Auxiliary were present. Judge Miller read a Proclamation naming Thursday, November 3rd "Love Light Tree Day" in Marshall County. A motion was made by Com. Gold and seconded by Com. Drew to approve the Proclamation as presented. All voted aye. Motion carried.

B. MCHS students Savannah Smothers, Kinsey Scharmahorn, & Mariah McKenty presented a Proclamation for the Court's consideration naming October 16 – 22, 2011 "Safe Schools Week" in Marshall County. A motion was made by Com. Drew and seconded by Com. Anderson to approve the Proclamation as presented. All voted aye. Motion carried.

C. Melissa Combs, Director of Emergency Management asked that Wendy Baxter be designated as the Applicants Agent for Marshall County for an upcoming FEMA grant. A motion was made by Com. Drew and seconded by Com. Gold to appoint Ms. Baxter as recommended. All voted aye. Motion carried.

II. CORRESPONDENCE:

A. Jimmy Richerson, Assistant Director of Kentucky Emergency Management informed that Marshall County's Emergency Management Performance Grant Allocation for Federal Year 2012 is \$22,162.87.

B. Christian Fellowship School will be having a Veterans Day Observance on Wednesday, November 9th. Coffee & Donuts will be served at 8:15 and a chapel service will begin at 9:15.

C. Judge Miller spoke with Ray Langston prior to Court this morning and Mr. Langston asked him to relay to the Court the Draffenville Lions Club's appreciation for the property purchased recently by the county adjacent to the Draffenville Community Building. Last Saturday, they hosted a Fall Fling and approximately 500 people attended & enjoyed free food and activities which Mr. Langston said would not have been possible without the property.

III. OLD BUSINESS:

A. A motion was made by Com. Anderson and seconded by Com. Gold to approve the minutes of the October 11th meeting. Com. Drew asked that the portion pertaining to discussion of insurance for county employees be more in depth - to reflect that the Court discussed ways to possibly reduce the cost to the county, for example allowing the carrier to spend additional time with each employee going over items such as the Wellness Program. With the addition of the discussion on insurance, all voted aye. Motion carried.

B. During the October 11th meeting, action was tabled for further review on Ordinance #2011-08 (regulating Pawn Shops) and section 7 was removed from the document. A motion was made by Com. Drew and seconded by Com. Gold to approve the second reading and approve the Ordinance with the change as submitted. All voted aye. Motion carried.

C. Com. Gold reported that the property owner on Phillips Road is still against providing additional easement so the road can be widened. With the limited easement available, approximately a foot on each side could be added to the road near the intersection with Jackson School Road. With that change it is still unlikely that two cars could meet on the road.

D. Judge Miller informed that the trestle over Wades Creek has been removed and the county is in the process of hauling away the debris.

E. All of the quitclaim deeds on Victor Darnell Road have been signed and recorded. Russell York reported that at least three or four 36" culverts are needed to widen the road at different points. Mr. York asked if the road is a county road all the way to the end. Judge Miller answered that it is. Following discussion, a motion was made by Com. Anderson and seconded by Com. Gold to make the necessary changes to get the road passable for the winter months. All voted aye. Motion carried.

IV. NEW BUSINESS:

A. Com. Drew addressed the Court regarding a way to help alleviate the problem of abandoned mobile homes throughout the county. She met someone from Calvert City who would dismantle the mobile homes at no cost to the county, take what could be sold as scrap, and discard the rest. All he would need would be a roll back to dispose of the scrap. Judge Miller asked who would be responsible for disposal of the discarded material. Com. Drew replied that the county would. She said she also

thought about putting this out for bid to see if any other companies would be interested. Com. Drew will check further on this and report back to the Court.

B. A bid opening was held for the sale of forty (40) 1242 Shouptronic Voting Machines. Advertisement for bids was published in the October 11th edition of the Tribune Courier. One bid was received from Electec, Inc. of Mount Holly, NJ in the amount of \$10.00 per voting machine for a total of \$400.00. A motion was made by Com. Gold and seconded by Com. Anderson to accept the bid from Electec, Inc. All voted aye. Motion carried.

C. A bid opening was held for the purchase of a current model wheel loader. Advertisement for bids was published in the October 4th & 11th editions of the Tribune Courier. One bid was received from Southeastern Equipment Co., Inc. of Evansville, IN for a New Holland W130B in the amount of \$121,500.00; w/trade value of a 2001 Case 621DXT Wheel Loader in the amount of \$48,500.00; w/trade value of a 1998 Cat CS-563C Padfoot Roller in the amount of \$32,500.00; cost of new loader with trades - \$40,500.00. A motion was made by Com. Drew and seconded by Com. Anderson to accept the bid of \$40,500.00 with trades as submitted by Southeastern Equipment. All voted aye. Motion carried.

D. Judge Miller read an agreement with the Transportation Cabinet to provide up to 25,000 gallons of salt brine at \$0.20 per gallon (total of \$5,000) between November 1, 2011 and April 1, 2012. A motion was made by Com. Gold and seconded by Com. Anderson to authorize Judge Miller to sign the agreement on behalf of the Court. All voted aye. Motion carried.

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

F. Judge Miller called Court back into regular session and informed that in the near future he, County Attorney Jeff Edwards, County Treasurer Emily Martin, and County Clerk Tim York will meet to go over the Model Procurement Code and Personnel Policy. He added that the Commissioners are also welcome to the work session.

G. Judge Miller informed that another issue discussed during executive session was the maintenance position at the Judicial Building, Sheriff's Office & Detention Facility. He said it was the opinion of the Court to look at it for 30 days to make sure the Jailer and Chief Judge Dennis Foust are pleased with the performance of the person currently performing those duties and at that point in time, consider a pay increase for that person. The maintenance person will have some responsibility for the

maintenance at the Judicial building but will have no janitorial duties. This issue will be revisited during the second meeting in November.

H. Copies of the Sheriff's Audit for 2010 were distributed for review until the next meeting.

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

J. Judge Miller reminded all of the Elva/New Harmony/Oak Level Fire Department's Annual Chili Supper at 6:00 p.m. on October 25th at the fire station.

K. There will be a Legislative Reception at the Marshall County Library in Benton beginning at 4:30 on October 20th.

L. Jeff Edwards informed that a new door has to be installed in the Communications Room in the Judicial Building. Representatives from Administrative Office of the Courts met with Norwood Electric who can install the door and all the needed electrical components for \$2,000. AOC has agreed to pay for the door, but must do so by reimbursement (100% reimbursement). A motion was made by Com. Anderson and seconded by Com. Gold to approve payment for the door and be reimbursed by AOC at a later time. All voted aye. Motion carried.

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

Respectfully submitted by:

Melonie Chambers
Fiscal Court Clerk