

Marshall County Fiscal Court  
November 1, 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; 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 Water Vision 2020 presented a draw down request on WX 21157046 in the amount of \$13,770.00 (Mid South Tank - \$5,670.00; Paul Cloud Engineering - \$3,100.00; and Bobby Gifford - \$5,000.00). A motion was made by Com. Gold and seconded by Com. Anderson to approve the draw down request as presented. All voted aye. Motion carried.

II. CORRESPONDENCE:

A. Eugene L. Kiser with the Governor's Office of Homeland Security informed that one of four grant applications from Marshall County received approval for funding – 11-233 Region 1 emergency Medical Strike Team Final Phase was awarded \$77,000 for the purchase of two heart monitors/accessories & incident response vehicle with EMS slide-in skid. The grant applications that did not receive funding were: 11-263 – Radios; 11-235 – Technical Rescue Swift Water/High Angle #1; & 11-247 – Special Response Team Equipment Purchase.

B. Becky Cornwell, Administrator of Marshall County Caring Needline sent a letter asking for help in providing items for the Thanksgiving Baskets for 500 to 525 Marshall County families.

C. Joyce Parman with the Kentucky Department of Agriculture informed that the Animal Control Advisory Board/Neuter Kentucky Program announced that Marshall County has been awarded a \$2,000 grant for funding of spay/neuter services.

III. OLD BUSINESS:

A. A motion was made by Com. Anderson and seconded by Com. Gold to approve the minutes of the October 18<sup>th</sup> meeting. All voted aye. Motion carried.

B. County Road Supervisor Russell York informed that work has started on Victor Darnall Road.

C. Clean up of abandoned mobile homes was discussed during the October 18<sup>th</sup> meeting. Com. Drew suggested that a roll away dumpster be placed at the site, and bids be taken for someone to tear down the mobile homes and the county would be

responsible for disposal of the debris in the dumpster. Discussion was held about possible ways to keep the taxpayers from having to pay for the disposal such as placing a lien on and selling the property to recoup the costs. Com. Drew will be meeting with the Gilbertsville Neighborhood Watch on November 22<sup>nd</sup> and will bring information back from that meeting to the Court on this issue.

D. Following the second reading of Ordinance #2011-09 (Bond Refinancing for Judicial Facility), a motion was made by Com. Gold and seconded by Com. Anderson to approve the second reading and adopt the Ordinance. All voted aye. Motion carried.

#### IV. NEW BUSINESS:

A. Judge Miller told about the new reflectivity requirements which will soon be in effect for road signage. The county is already ordering stop signs and speed limit signs that meet the new criteria.

B. Lena Mallory, Marshall County Extension Agent informed that the Extension Council has nominated the following individuals to serve on the Extension District Board: Brenda Sirls, Shawn Miller, Gary Clark, & Paula Bell. Mr. Clark and Mrs. Bell are currently serving on the board and their terms expire January 1, 2012. Both are willing to serve if reappointed. A motion was made by Com. Gold and seconded by Com. Drew to reappoint Gary Clark and Paula Bell to the Marshall County Extension Board. All voted aye. Motion carried.

C. During the last meeting, copies of the Sheriff's Audit were distributed. Judge Miller and the County Attorney have not had the opportunity to sit down and discuss it with Sheriff Byars. Com. Drew requested that it be placed on today's agenda for discussion. Since an article was on the front page of the Tribune Courier about the overages of the Sheriff's Office, she has heard discussion in the community. She said the Sheriff brought the overage to the Court several months ago and asked him to explain part of the problem. Sheriff Byars cited the cost of increase in fuel, new vehicles, equipment and basic cost of living increases for the deputies. Com. Drew and Com. Anderson said when Sheriff Byars first took office the Deputies had holes in their shoes, bullet proof vests that were outdated and vehicles with 120,000 miles on them as opposed to 60,000. The Line Item Budget Subsidy for the Sheriff's Office is \$220,000. The court makes contributions to all departments to cover fringe benefits. Judge Miller added that \$1.1 million was contributed to the Sheriff's Department for fringe benefits.

D. Com. Drew informed at the KACo Conference last week, she and Judge Miller learned about the legislative move to publish required notices on-line on a county website. The notices would still have to be published in the paper of record, but could

be published on line as well, presenting a cost savings in advertisement to the counties.

E. Greg Carlton, the county's insurance advisor with Peel & Holland has located a company that will provide an additional \$10,000 of life insurance per county employee (\$35,000) and the total annual premium for the group is \$16,427 – approximately \$4,000 less per year. A motion was made by Com. Gold and seconded by Com. Anderson to change the life insurance for employees from Kansas City Life to Lincoln Financial Group. All voted aye. Motion carried.

F. County Treasurer Emily Martin presented the Intrafund Transfers for the Court's consideration, which is as follows:

<u>From</u>	<u>To</u>	<u>Amount</u>
Occupational Tax Admin.	General Fund	\$150,000.00
Occupational Tax Admin.	Occupational Tax Fund	\$ 50,000.00
Occupational Tax Admin.	Jail Fund	<u>\$ 50,000.00</u>
	<b>TOTAL-</b>	<b>\$250,000.00</b>

A motion was made by Com. Anderson and seconded by Com. Gold to approve the Intrafund Transfer as requested. All voted aye. Motion carried.

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

H. Judge Miller called Court back into regular session and informed that a letter was sent October 21<sup>st</sup> to a county employee informing that their supervisor has recommended termination. The individual has requested a hearing, which will be held Monday, November 7<sup>th</sup> at 4:00 p.m. in the Fiscal Courtroom.

I. A workshop was scheduled for 1:00 p.m. on November 7<sup>th</sup> review and possible changes to the county's Model Procurement Code.

J. Also discussed during executive session were job duties for the weekend employees at the Animal Shelter. Judge Miller, Jeff Edwards, Lexie Lamb, and Misti Wagner will meet at 3:30 on Monday, November 7<sup>th</sup> and work on weekend responsibilities for those employees.

K. Judge Miller read the Animal Shelter monthly report for October which is as follows: Animals in pen as of 9/30/2011 - 23; Animals brought in by Animal Wardens- Marshall County Fiscal Court

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33; Animals brought in by citizens- 85; Total animals taken in – 118 (dogs- 40; cats-26; puppies-34; kittens-41); Animals adopted- 70; Animals in foster care- 3; Animals reclaimed – 14; Animals euthanized- 33; Animals in pen as of 10/31/2011- 33. Judge Miller stated that he is very encouraged by the high adoption rate and he commended the staff and volunteers for their hard work and dedication.

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

M. Judge Miller reminded everyone that election day is next Tuesday, November 8<sup>th</sup> and encouraged everyone in the county to vote.

N. Judge Miller added that Friday, November 11<sup>th</sup> at 11:00 a.m., there will be a Veterans' Day Ceremony at the Veterans' Honor Plaza.

O. 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