

Marshall County Fiscal Court
November 4, 2014

The Marshall County Fiscal Court met in regular session on Tuesday, November 4, 2014 in the Joe Williams Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. All duly elected Commissioners: Bob Gold, Terry Anderson, and Misti Drew; County Attorney Jeff Edwards and Assistant County Attorney Jason Darnall were present. Mike Miller, County Judge/Executive presided.

I. GUESTS:

A. Judge Miller said through a misunderstanding, he quoted the incorrect amount that West Kentucky Allied Services has available for rent of office space in the Courthouse. Jana York, WKAS Executive Director addressed the Court and informed that funding is available for rent, but it is more aligned with \$150 to \$200 per month, with the exception of November through March, when additional funds are made available during LIHEAP. A motion was made by Com. Anderson and seconded by Com. Gold to offer the space formerly housed by Kentucky Homeplace to WKAS at \$150 per month. All voted aye. Motion carried.

B. Bobby Gifford, Director of Water Vision 2020 submitted a drawdown request from KIA Fund B for \$4,400 to Paul Cloud Engineering (drawings on Breezel School Road to Arant Road) and \$8,251.86 to Apex Engineering (telemetry on Oak Level Tank). A motion was made by Com. Anderson and seconded by Com. Gold to approve the drawdown request. All voted aye. Motion carried.

Mr. Gifford added that an agreement has been reached with the City of Benton for a pump station to facilitate the Oak Level tank. He is waiting for the drawings and will advertise for bids when they are complete.

C. Martin Johnson was present to address a license agreement between the Court and the City of Benton (installation of a public sound distribution system on the Courthouse roof). Once approved, the agreement would hold the county harmless for any damages and the City of Benton would assume the responsibility. A motion was made by Com. Gold and seconded by Com. Anderson to approve the agreement as presented. All voted aye. Motion carried.

D. OEM Director Frank Murphy addressed the Court during the October 21st meeting on behalf of the Rescue Squad & requested that the Court declare two vehicles as surplus. The Jeep was delivered to the Animal Shelter yesterday. The Rescue Squad had also voted to declare a third vehicle (a wheelchair transportation equipped van that had been donated by the Marshall County Exceptional Center) and he asked that funds from the sale be redirected to the Rescue Squad. A motion was made by Com. Anderson and seconded by Com. Gold to approve the request. Com. Gold asked if the van could be used in any other department. Mr. Murphy spoke with Troy English with the Refuse District - they are interested. All voted aye. Motion carried.

Mr. Murphy also said that since the last meeting, changes have been made at the federal level of the American Red Cross. Darlene Lynn will no longer be a paid Red Cross Coordinator, but will remain as a volunteer. The old OEM vehicle has not been transferred to Red Cross and he recommended waiting and seeing what the future holds for the Lakeland Area Red Cross.

E. Robert Chandler has been transporting Veterans in his personal van and said he wasn't planning to ask for help, but he has spent \$290 for gas. A motion was made by Com. Anderson and seconded by Com. Gold to reimburse Mr. Chandler \$290 for gas. All voted aye. Motion carried.

A motion was made by Com. Anderson and seconded by Com. Gold to officially name Robert Chandler the Veterans' Van Coordinator. All voted aye. Motion carried.

II. CORRESPONDENCE:

A. The Marshall County Marching Marshals are having a fund raising drive to redo the outside of the two vehicles used to transport band equipment. The sponsorship levels are Platinum - \$5,000 or more; Gold - \$1,000 - \$5,000; Silver - \$500 - \$1,000; & Friends of the Band – any amount. Discussion was held about the availability of funds for a donation. Sheriff Byars, who is a band parent, said that the estimate to basically wrap the outside of both trucks is \$20,000 plus and added that there is no urgency at this time. A motion was made by Com. Anderson and seconded by Com. Gold to table action. All voted aye. Motion carried.

B. The Kentucky Magistrates & Commissioners Association is sponsoring Health Emergency Preparedness for EBOLA on Wednesday, November 12th at the KACo Office in Frankfort between the hours of 12:30 & 3:30. Three hours of Certified Training will be available.

III. OLD BUSINESS:

A. A motion was made by Com. Drew and seconded by Com. Gold to approve the minutes of the October 21, 2014 meeting. All voted aye. Motion carried.

B. The Keystone right-of-way issued was discussed. Mr. Melton has not given a copy of his survey to Anita Stevenson, who has tried to contact him via phone, but the number listed has apparently been disconnected. Jeff Edwards said he would provide Mr. Melton's email address.

C. Judge Miller informed that some time ago, a temporary part-time employee

was hired at the Animal Shelter to fill in for the part-time weekend employee who had undergone back surgery. Mr. Edwards said that it was on a temporary basis to begin with and no Court action was needed, but with the uncertainty of the amount of time the new employee would be filling in, he recommended Court approval. A motion was made by Com. Anderson and seconded by Com. Gold to hire Amy Nemcheck. All voted aye. Motion carried. (Ms. Nemcheck was originally interviewed for the position of Assistant Director and was cleared through background checks by the County Attorney's Office.)

D. Following the second reading of Ordinance #2014-12 (budget amendment), a motion was made by Com. Anderson and seconded by Com. Gold to approve the second reading and adopt the Ordinance. All voted aye. Motion carried.

E. Clean up work on the York property on Tubbs Road has stopped. Advertisement for bids was published in the June 24th edition of the Tribune Courier. When family members of the property on Tubbs Road became aware of the advertisement, they said the house was vacant, belonged to their mother and was in good shape and didn't want it torn down. The family member who lives on the property lives in a mobile home near the house. They asked that they be allowed to clean up the property themselves and started to do so. However, they have stopped and very little progress was actually made on the cleanup effort. Discussion was held about re-advertising for bids and the need to clarify the wording on the house. The advertisement will be published in the Tribune Courier for bids.

IV. NEW BUSINESS:

A. Two members' terms will be expiring as of January 1, 2015 on the Marshall County Extension Council. Paula Bell & Gary Clark are currently serving and would like to continue serving if reappointed. Upon a recommendation of Judge Miller, a motion was made by Com. Anderson and seconded by Com. Gold to reappoint Paula Bell & Gary Clark (three year terms). All voted aye. Motion carried.

B. Judge Miller read the Animal Shelter report for October which is as follows: Animals in the pen as of 9/30/2014 – 45; brought in by Animal Wardens – 26; brought in by citizens – 42; total animals taken in – 68 (dogs – 38; cats – 13; puppies – 10; & kittens – 7); adopted – 51; animals in foster care – 0; reclaimed – 8; euthanized – 14; & animals in the pen (& in foster care) as of 10/31/2014 – 40; adoption fees - \$1,195. A motion was made by Com. Drew and seconded by Com. Gold to accept the Animal Shelter Report. All voted aye. Motion carried.

C. A motion was made by Com. Gold and seconded by Com. Anderson to

approve payment of the bills. All voted aye. Motion carried.

D. Judge Miller reminded the Court of the Veterans' Day Ceremony at 11:00 on Tuesday, November 11th at the Veterans' Honor Plaza. He added that those lost from Marshall County in Vietnam will be honored and their families have been invited.

E. Com. Drew has received a request that handrails be installed at the entrance of the Judicial Building to help prevent falls. Judge Miller will contact Gary Teckenbrock with the Special Projects Crew about installing handrails.

F. A motion was made by Com. Drew and seconded by Com. Anderson to go into executive session to discuss property acquisition. All voted aye. Motion carried.

G. Judge Miller called Court back into regular session.

H. County Road Superintendent Russell York informed that there is 1,900 tons of salt on site at the Road Department and more has been ordered and will be available when needed.

I. Sheriff Byars asked that everyone keep Deputy Steven Oakley and his family in their thoughts. Deputy & Mrs. Oakley's newborn daughter was flown to Kosairs Children's Hospital in Louisville last night.

J. 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