

Marshall County Fiscal Court
March 19, 2019

The Marshall County Fiscal Court met in regular session on Tuesday, March 19, 2019 in the Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. Elected Commissioners: Justin Lamb, Kevin Spraggs, Monti Collins, County Attorney Jason Darnall were present. Kevin Neal, County Judge/Executive presided.

I. GUESTS

A. LaDonna Knoth addressed the court concerning drainage on her property on English Road. Ms. Knoth claims her property has never flooded until the Road Dept. cleared the ditch along the road and now her property floods every time it rains. Judge Neal read correspondence from KY State Road Engineer Michael Oliver stating Ms. Knoth needs a larger drainage pipe with concrete above the pipe at her driveway. Judge Neal stated Ms. Knoth would need to take care of this as the county could not perform work on private property.

B. Parks Director Britney Heath spoke about the "Promote the Parks Art Contest". The winner of the contest is Lilly Perry, fourth grader at Central Elementary. Judge Neal commended Mrs. Heath on a great job.

II. CORRESPONDENCE

A. Deputy Judge Brad Warning read personnel changes for December 2018, January 2019 and February 2019.

B. Judge Neal read a letter from the Calloway County Sheriff recognizing the Marshall County Sheriff's Office in assisting the Calloway County Sheriff's Office with a dangerous and volatile situation.

C. Judge Neal updated the court on the multi-purpose government facility, the bid advertisement will run the first of April.

D. Deputy Judge Brad Warning, who is also on the City/County Industrial Development Board, announced the City/County Industrial Development Authority has set aside \$50,000 to be used toward The City of Benton's interceptor project for Southwest One Industrial Park.

III. OLD BUSINESS

A. A motion was made by Com. Lamb and seconded by Com. Collins to approve the minutes of the March 5th and March 8th special called meeting. All voted aye. Motion carried.

B. Judge Neal stated there have been a lot of correspondence on the 109 Refuse District and KRS 109.115. County Attorney Jason Darnall explained the changes made to KRS 109.115 and that he has reached out to LRC for clarification. After discussion, Mr. Darnall suggested Don Copeland and Charlie Edwards original terms be reinstated and that Marvin Stokes continue to serve out his original term.

A motion was made by Com. Lamb and seconded by Com. Collins to reinstate Don Copeland and Charlie Edwards original term (4 year terms to expire 6/30/2022). All voted aye. Motion carried.

A motion was made by Com. Lamb and seconded by Com. Spraggs that Marvin Stokes serve out his term (term to expire 6/30/2020). All voted aye. Motion carried.

C. Treasurer Emily Martin read Ordinance #2019-02 Budget Amendment, second reading. A motion was made by Com. Lamb and seconded by Com. Collins to approve Ordinance #2019-02 Budget Amendment. All voted aye. Motion carried.

D. Jonathan Smith with Marshall County Sanitation updated the court on the PLC bids received and the bar screen quote. There was only one bid received for the PLC from Rick's Electric \$78,748.00, the bar screen quote was from Murtco \$15,330.00. Judge Neal is waiting to hear from the Department of Local Government (DLG) to see if contingency dollars on the KIA loan can be used for these costs. County Attorney Jason Darnall stated if the court chose to accept the bid from Rick's Electric that Rick's Electric provide proof of insurance, liability and errors and omissions. Judge Neal stated Jonathan Smith passed his Operator test and is now a Class II Operator. The item was tabled until after Executive Session.

After executive session, Treasurer Emily Martin stated there was \$100,000 available in 01-5025-5790 Oak Level/Jonathan Creek appropriation line that was no longer needed this fiscal year that could be used for the purchase of the PLC system and bar screen but she would recommend waiting to hear from DLG on the KIA contingency money. A motion was made by Com. Collins and second by Com. Lamb to approve both bids (Rick's Electric and Murtco) with the contingency that the monies come from the KIA Loan if available and if not from the above line item. All voted aye. Motion carried.

E. Enterprise fleet services was discussed after being tabled at the previous meeting. A motion was made by Com. Lamb and seconded by Com. Spraggs to move forward with Enterprise Fleet Services. All voted aye. Motion carried.

F. A motion was made by Com. Spraggs and seconded by Com. Lamb to accept the bids on the surplus items and to reject the gradall and Dixon mower bid. All voted aye. Motion carried. Road Superintendent Wendy Greer stated they made over \$32,000 on the govdeals auctions.

G. A motion was made by Com. Lamb and seconded by Com. Collins to direct the Marshall County Calvert City Riverport Authority to dissolve their assets. All voted aye. Motion carried.

H. Treasurer Emily Martin stated she solicited eight different CPA Firms to prepare the MCFC Audit FY 18. Two bids were received, Patrick & Associates, LLC \$22,500 and Romaine & Associates, PLLC \$15,000. Ms. Martin stated she has asked Auditor Harmon's office if FY 19 audit can be audited independently also. A motion was made by Com. Lamb and seconded by Com. Collins to accept the bid from Romaine & Associates, PLLC. All voted aye. Motion carried.

I. Request for proposals for municipal financial services were discussed, two proposals were received from Compass Municipal Advisors and Ross Sinclair & Associates, LLC. Judge Neal recommended the proposals be reviewed and then discussed at the next court meeting.

J. Treasurer Emily Martin stated one bid was received for new financial software from Software Solutions \$105,500.00, they do have a financing option that can be utilized over a two year period. A motion was made by Com. Lamb and seconded by Com. Collins to accept the financial software bid from Software Solutions. All voted aye. Motion carried.

K. Fuel management was again discussed, a motion was made by Com. Collins and seconded by Com. Lamb to move forward with the fuel management system with the contingency Treasurer Emily Martin find funding in the budget. All voted aye. Motion carried.

IV. NEW BUSINESS

A. A motion was made by Com. Lamb and seconded by Com. Collins to go into Executive Session to discuss litigation. All voted aye. Motion carried.

Judge Neal called court back to order.

B. The May 7th fiscal court meeting was rescheduled to May 2nd.

C. A motion was made by Com. Lamb and seconded by Com. Spraggs to appoint Tyler McKenty to the Marshall County Sanitation Board to replace Bob Turner who's term expired. Mr. McKenty's term will expire 1/1/2023. All voted aye. Motion carried. Judge Neal commended Mr. Turner on his work with the sanitation district.

D. A motion was made by Com. Collins and seconded by Com. Spraggs to approve the Appropriation Transfer. All voted aye. Motion carried.

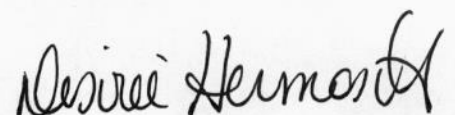
Judge Neal returned to Old Business, item D., sanitation.

E. A motion was made by Com. Lamb and seconded by Com. Spraggs to approve the Treasurer's Report subject to audit. All voted aye. Motion carried.

F. A motion was made by Com. Lamb and seconded by Com. Collins to approve Payment of the Bills. All voted aye. Motion carried.

G. A motion was made by Com. Spraggs and seconded by Com. Lamb to adjourn. All voted aye. Motion carried.

Respectfully submitted by,



Desiree' Hermosillo
Fiscal Court Clerk