

Marshall County Fiscal Court
July 18, 2017

The Marshall County Fiscal Court met in regular session on Tuesday, July 18, 2017 in the Fiscal Courtroom, Marshall County Courthouse, Benton, Kentucky. Elected Commissioners: Dr. Rick Cocke, Johnny Bowlin and Bob Gold; County Attorney Jeff Edwards and Assistant County Attorney Jason Darnall were present. Kevin Neal, County Judge/Executive presided.

I. GUESTS:

There were no guests.

II. CORRESPONDENCE:

There was no correspondence.

III. OLD BUSINESS:

A. Deputy Judge Brad Warning read the Shar Cal bridge bid which was advertised in the July 5, 2017 and July 11, 2017 editions of the Tribune Courier. One bid was received from Jim Smith Contracting, Grand Rivers, KY, total cost \$397,515.65. Judge Neal stated there was a bid faxed to his office yesterday but it was not sealed and did not meet the specifications and therefore did not qualify. A motion was made by Com. Gold and seconded by Com. Bowlin to accept the bid from Jim Smith Contracting. All voted aye. Motion carried.

B. A motion was made by Com. Bowlin and seconded by Com. Gold to approve the minutes from the June 27th meeting. All voted aye. Motion carried.

C. A motion was made by Com. Gold and seconded by Com. Cocke for Judge Neal to sign the TVA Grant of Term Easement for a Public Park (Recreation Area). All voted aye. Motion carried.

D. Com. Cocke discussed a previous drainage issue on Retirement Circle which the County has a Memo of Agreement with the land owner. Com. Cocke requested a used culvert be put in to allow the property owner to access the property and still maintain adequate drainage. A motion was made by Com. Gold and seconded by Com. Bowlin to install the used culvert. All voted aye. Motion carried.

E. A motion was made by Com. Cocke and seconded by Com. Bowlin for Judge Neal to sign the agreement with Onsolve, LLC for Code Red at a yearly cost of \$12,000.00. All voted aye. Motion carried.

F. The Comprehensive Engineering Plan for Mike Miller Park was discussed. Park Superintendent Dennis Foust recommended meeting with each engineering entity to discuss plans and cost. A park board foundation meeting will be set to meet with each entity.

G. Judge Neal presented a grant application from the Marshall County Exceptional Center that he received on July 11th. The application requested \$30,600.00 for general operating funds. Judge Neal stated the Exceptional Center was a valuable asset to Marshall County and they certainly deserved support. A motion was made by Judge Neal to approve the Exceptional Center grant of \$30,600.00 and to draw additional monies from reserves to cover the additional monies needed from that line item. Com. Gold seconded the motion, all voted aye. Motion carried.

H. Assistant County Attorney Jason Darnall discussed the proposed building contract for the metal building at the Road Dept. Mr. Darnall stated there were several items in the contract that he did not agree with and he recommended the contract not be signed as is unless changes are made.

IV. NEW BUSINESS:

A. Judge Neal recommended Coye McCurry be appointed to the Nuisance Board effective August 1, 2017 to take the place of Ken Azarela who recently resigned. A motion was made by Com. Gold and seconded by Com. Cocke to appoint Coye McCurry to the Nuisance Board. All voted aye. Motion carried.

B. Judge Neal recommended Lisa Mellies be appointed to the Code of Ethics Board. A motion was made by Com. Cocke and seconded by Com. Gold to appoint Ms. Mellies to the board. All voted aye. Motion carried.

C. Judge Neal read a letter of resignation from Mark Holt, Jonathan Creek Water District Board Member. Judge Neal recommended Mike Dabolt be appointed to fill Mr. Holt's term on the board. A motion was made by Com. Gold and seconded by Com. Bowlin to appoint Mike Dabolt to fill the unexpired term of Mr. Holt. All voted aye. Motion carried.

D. Road Superintendent Wendy Greer requested to advertise for bids for two 3/4 ton trucks and one 1 ton truck for the Road Department. A motion was made by Com. Gold and seconded by Com. Bowlin to approved advertising for the bids. All voted aye. Motion carried.

E. County Attorney Jeff Edwards read Ordinance #2017-08 Speed Limit on Marco Street, first reading.

F. County Attorney Jeff Edwards read Ordinance #2017-09 Speed Limit on Post Oak Lane and Tillett Hill Lane first reading.

G. Assistant County Attorney Jason Darnall read Ordinance #2017-10 Fats, Oils, and Grease (FOG) Management Project Amendment, first reading. Judge Neal suggested the Ordinance pertain to both sanitation districts and not single out district #2. Mr. Darnall stated there were other changes that will be made before the second reading.

H. A motion was made by Com. Gold and seconded by Com. Bowlin for Judge Neal to sign the County Clerk's Clam for Calculation of Motor Vehicle and Boat Bills for 2017. All voted aye. Motion carried.

I. Judge Neal presented a consulting agreement with Capstone HR Services, Inc. Judge Neal stated there was a need for job descriptions for employees and Capstone HR Services, Inc. can provide those. Capstone recently performed work for the City of Benton and McCracken County. Com. Gold requested this item be tabled until the next meeting so the City of Benton and McCracken County could be contacted to see if they were satisfied with Capstone's services.

J. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Encumbrance Report. All voted aye. Motion carried.

K. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Appropriation Transfer. All voted aye. Motion carried.

L. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Intrafund Transfer, transferring \$439.60 from the Health Spending Account to Building Inspection Fund (bank only); \$1,000,000.00 from Occupational Tax Fund to General Fund; \$80,216.50 from Occupational Tax Fund to 911 Fund. All voted aye. Motion carried.

M. A motion was made by Com. Bowlin and seconded by Com. Gold to approve the Treasurer's Report subject to audit. All voted aye. Motion carried.

N. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Treasurer's Quarterly Report subject to audit. All voted aye. Motion carried.

O. A motion was made by Com. Gold and seconded by Com. Bowlin to approve the Treasurer's Settlement subject to audit. All voted aye. Motion carried.

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

Q. Judge Neal announce the second readings of Ordinances 2017-08, 2017-09, and 2017-10 will be held on Tuesday, August 1, 2017.

R. Deputy Judge Brad Warning announced a Work Ready presentation on August 15, 2017 immediately following the Fiscal Court meeting.

S. A motion was made by Com. Gold and seconded by Com. Bowlin to go into Executive Session to discuss land acquisition. All voted aye. Motion carried.

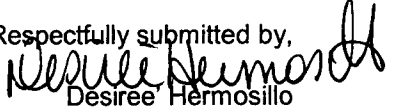
T. Judge Neal called court back to order and stated the County would make an offer on a piece of property. A motion was made by Com. Gold and seconded by Com. Bowlin for Judge Neal to negotiate a price, sign an offer and transfer funds as necessary. All voted aye. Motion carried.

U. Judge Neal announced the American Legion located on Hwy 95 will be selling homemade fried pies on July 20th and 21st from 9:00 a.m. – 4:00 p.m.

V. Treasurer Emily Martin stated Sheriff Byars has a court security officer retiring and he is going to promote Mike Wyatt to Corporal and give him a \$0.75/hr pay increase.

W. Park Superintendent Dennis Foust announced possible dates for the Park Board Foundation meeting with the entities for the Comprehensive Engineering Plant for Mike Miller Park. August 7th was the first available day, all fiscal court members agreed that day worked for them as well. The Park Board Foundation Special Meeting was scheduled for August 7th beginning at 8:30 a.m.

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

Respectfully submitted by,

Desiree Hermosillo
Fiscal Court Clerk