

Marshall County Fiscal Court
March 31, 2020

The Marshall County Fiscal Court met in regular session on Tuesday, March 31, 2020 at the 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

There were no guests.

II. CORRESPONDENCE

A. Road Department- see New Business Item L.

B. The correspondence from the Attorney General's Office was tabled until next Fiscal Court Meeting.

III. OLD BUSINESS

A. A motion was made by Com. Collins and seconded by Com. Lamb to approve the March 17th minutes. All voted aye. Motion carried.

IV. NEW BUSINESS

A. Rivercrest Engineering is in the process of closing out the KIA loan for the Sanitation Expansion Project. Judge Neal asked the court if they want to use contingency dollars to pay for the PLC. A motion was made by Com. Collins and seconded by Com. Lamb. not to use KIA Loan Contingency Funds to pay for the PLC. All voted aye. Motion carried.

B. A motion was made by Com. Lamb and seconded by Com. Collins to appoint Meryl Probasco to the Fairdealing Olive Fire Protection Board to fill the position vacated by Logan Robertson term to expire 1/1/23. All voted aye. Motion carried.

A motion was made by Com. Collins and seconded by Com. Lamb to appoint Casey Orłowski to the East Marshall Fire Protection Board to fill the position vacated by Carl Etienne term to expire 6/30/21. All voted aye. Motion carried.

C. A motion was made by Com. Collins and seconded by Com. Spraggs to approve Sanitation employee Jonathan Smith's title change from Assistant Operator to Operator. All voted aye. Motion carried.

D. Deputy Judge Brad Warning read the bid advertisement for park concessions that was published in the March 17th edition of the Tribune Courier. No bids were received. The court is now able to move forward with a vendor of their choice. The contract will need court approval.

E. A motion was made by Com. Collins and seconded by Com. Lamb to sign the Audit Engagement Letter from Romaine & Towery for the Marshall County Fiscal Court Audit FY Ended 2020. All voted aye. Motion carried.

F. Treasurer Erica West outlined the various aspects of changing the Occupation Tax deadline. Changing the deadline could possibly push a portion of the fourth quarter tax income into next fiscal year. This would be an estimated \$350,000 based on historical data. County Attorney Jason Darnall read Ordinance #2020-01. A motion was made by Com. Collins and seconded Com. Lamb to approve and adopt Ordinance #2020-01 An Ordinance Declaring An Emergency and Amending the Filing Due Date for 2019 Occupation Tax Returns. All vote aye. Motion carried.

G. The Treasurer's Occupation Tax Position discussion was tabled until the next Fiscal Court meeting.

H. A motion was made by Com. Lamb and seconded by Com. Collins to approve the Treasurer's report subject to audit. All voted aye. Motion carried.

I. A motion was made by Com. Collins and seconded by Com. Spraggs to approve the appropriation transfer. All voted aye. Motion carried.

J. A motion was made by Com. Lamb and seconded by Com. Collins to approve payment of the bills. All voted aye. Motion carried.

K. 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.

L. A motion was made by Com. Collins and seconded by Com. Spraggs to allow counsel to respond 'no contest' to the lawsuit regarding the abandoned passageway near Colonial Drive. All voted aye. Motion carried.

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

Respectfully submitted by,



Cory Dysinger
Fiscal Court Clerk