

Minutes
Grant County Fiscal Court
August 17, 2015

Call to Order

Judge/Executive Stephen Wood called to order the August 17, 2015 meeting of the Grant County Fiscal Court.

Those in attendance were Judge/Executive Stephen P. Wood; Magistrates Jacquelyn Riley, Bobby Newman, and Shawna Coldiron; Joe Taylor, County Attorney; Deputy Judge/Executive & Fiscal Court Clerk Scott Kimmich.

Citizens in attendance were: John Souder, Chief Deputy Sheriff Brian Maines, Deputy Sheriff Mike Webster, Robert Hall, and Carol Moss.

Invocation and Pledge of Allegiance

Judge Wood led in the Pledge and called upon Michael Pullens, Pastor, Harvest Apostolic Church to offer the invocation.

Review and Approval of the Agenda

Judge Wood presented the Agenda for approval. Magistrate Coldiron offered a motion to approve and Magistrate Newman seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Approval of the Minutes

Judge Wood presented the minutes of the Meeting held August 3, 2015 for consideration. Magistrate Coldiron offered a motion to approve and Magistrate Riley seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood presented the minutes of the Special Meeting held August 10, 2015 for consideration. Magistrate Riley offered a motion to approve and Magistrate Coldiron seconded the motion. Magistrate Riley confirmed that the minutes should reflect that the policies and procedures for the Detention Center have been submitted but not yet approved by the Department of Corrections.

Magistrate Newman said that the request of the Fiscal Court had been for the new policies and procedures to be forwarded to the fiscal court by the end of the previous week.

Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Delegations

There were no delegations to present to the court.

Executive Orders

Judge Wood presented for informational purposes that he had declared a state of emergency, via Executive Order 15-56, to make emergency repairs to the air conditioning units at the detention center.

Fiscal Matters

Claims List

Judge Wood presented for the court's approval the claims list dated August 17, 2015 against the General Fund; Road Fund; and Jail Fund.

Magistrate Riley sought clarification of the \$465.00 for electrical services at the Grant County Park and Judge Wood advised that this had been to secure some electrical lines damaged in the storm. Magistrate Newman questioned why the county had not contacted Dale Epperson, the electrical contractor who had installed the service and was advised this firm would be consulted in the future when there are issues in the park.

Magistrate Riley questioned the bill from MCR services at justice center and was advised the county is examining the cleaning contract in place and will be making a report at a meeting in the near future concerning this issue.

Magistrate Coldiron questioned the proposed expenditure from the jail fund to Grant County Drugs, specifically whether this is consistent with previous spending on pharmaceuticals under the previous health services contract. Deputy Judge Kimmich advised this separate monthly billing is consistent with the health services the county has entered with Southern Health Partners after the court chose not to include pharmaceuticals as part of the package contract.

Magistrate Riley moved approval of the Claims List and Magistrate Newman seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE on all claims except those payments to Owen Electric, upon which she requested the record reflect her as present but not voting; Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried.

Judge Wood presented a request of the Treasurer to acknowledgement that Check #022005 drawn on the General Fund had been voided due to overpayment. Magistrate Coldiron moved approval of the request and Magistrate Riley seconded the motion.

Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood advised the court that the Treasurer had taken steps to stop payment of three stale dated checks: #21385 from the General Fund; #21499 from the General Fund; and #21506 from the General Fund.

Magistrate Newman moved to approve the Treasurer's request to void the stale date checks and Magistrate Coldiron seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood advised there would be a need to transfer \$2,406.38 to cover the cost of water line repairs at the Grant County Justice Center.

Magistrate Coldiron moved approval of the transfer and Magistrate Newman seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood advised the Magistrates that the cash position report for the period ending July 31, 2015 had been placed in their packets and the treasurer had taken steps to provide year to year comparisons on the report as requested.

Ordinance and Resolutions

Judge Wood presented for Second Reading, Ordinance 07-2015-682 and asked the clerk to report.

The Clerk read the summary of the ordinance:

AN ORDINANCE OF THE FISCAL COURT OF THE COUNTY OF GRANT, KENTUCKY, ADOPTING THE RECOMMENDATION OF THE GRANT COUNTY PLANNING AND ZONING COMMISSION FOR A REQUEST OF PAMELA AND STEVE FAULKNER FOR A ZONING MAP AMENDMENT, SUCH ZONING AMENDMENT BEING A ZONE CHANGE FROM AGRICULTURAL ONE (A-1) TO RESIDENTIAL ONE-A (R1-A) FOR A 4.069 ACRE SITE LOCATED ON THE SOUTH SIDE OF HEATHEN RIDGE ROAD, .15 MILES NORTH OF RUSSELL FLYNN ROAD, GRANT COUNTY, KENTUCKY.

Magistrate Newman moved approval of the ordinance on second reading and final passage, adopting the amendment and the findings of fact as determined appropriate by the Grant County Planning Commission. Magistrate Coldiron seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood presented for Second Reading, Ordinance 08-2015-683 and asked the clerk to report.

The Clerk read the summary of the ordinance:

AN ORDINANCE OF THE FISCAL COURT OF THE COUNTY OF GRANT, KENTUCKY, ADOPTING THE PROPERTY TAX RATES FOR 2015-2016.

Real Property	.146 per \$100 of assessed value
Motor Vehicles and Watercraft	.157 per \$100 of assessed value
Personal Property	.146 per \$100 assessed value
Motor Vehicles	.157 per \$100 assessed value

Mental Health

Real Property	.016 per \$100 assessed value
Motor Vehicles	.016 per \$100 assessed value
Soil Conservation	.010 per \$100 assessed value
Forest Acres	.03 per acre

Magistrate Newman moved approval of the ordinance on second reading and final passage, adopting the tax rates for 2015-201. Magistrate Coldiron seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood presented **Resolution 15-10** for action.

A RESOLUTION APPROVING FEES TO BE CHARGED BY GRANT COUNTY FOR TIRE PROCESSING AS RECOMMENDED BY THE GRANT COUNTY 109 BOARD.

Judge Wood advised this resolution is consistent with the current fees charged by the county for tire disposal and the approval of this resolution will bring the fiscal court into compliance with existing county ordinances and state statutes.

Magistrate Coldiron moved approval Resolution 15-10 and Magistrate Riley seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood presented **Resolution 15-11** for action.

A RESOLUTION APPROVING A LEASE FOR THE FINANCING OF A PROJECT; PROVIDING FOR THE PAYMENT AND SECURITY OF THE LEASE; AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS RELATED TO SUCH LEASE; AND MAKING CERTAIN DESIGNATIONS REGARDING SUCH LEASE SCHEDULE.

Judge Wood advised he is seeking approval to authorize him, as County Judge/Executive to proceed in the execution of all documents to secure the lease/loan through the Kentucky Association of Counties for the acquisition of the dump trucks at a purchase price of \$376,810.00. The annualized payments will be \$81,000 per year.

Magistrate Riley moved approval Resolution 15-11 and Magistrate Coldiron seconded the motion. There was a discussion that began with a comment from Magistrate Newman that the county should consider keeping the better of the three units to be taken out of service to be used as a back-up or spare. It was agreed that this would be considered as an option, dependent on the possible costs associated with keeping the old trucks operational.

Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

New Business

Judge Wood presented a recommendation of the 109 Board to concur and grant approval of a request of Republic Services to adjust their hours of operation during the period interstate 75 is under construction. The adjustment would provide the service provider with the opportunity to begin hauling into the facility at 5:00 a.m. and cease hauling at 5:00 pm., Monday thru Friday, and from 6:00 a.m. until 4:00 on Saturdays.

Magistrate Riley moved approval requested adjustment advising that she had participated in the 109 Board Meeting where this was discussed and it was reported that this was only for the period of time that there is construction on I-75. Magistrate Coldiron seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood requested authorization is requested to execute a contract for Construction Management Services with Trace Creek with a fee of 1% of preconstruction costs and 7% of construction costs.

Magistrate Riley moved approval of the requested authorization to execute the contract and Magistrate Newman seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Judge Wood presented a recommendation of the Grant Attorney that the Fiscal Court apply for a text amendment to the Grant County Planning and Zoning Ordinance to provide for a new definition of parking spaces required. The action needed from the court is a motion to authorize, "nunc-pro-tunc", the County Attorney to proceed in seeking a text amendment on behalf the Grant County Fiscal Court.

County Attorney Taylor advised the court this was necessary as a result an inadvertent omission of a sentence in the last update to the comprehensive code that has resulted in at least one business being required to provide one third more parking than was necessary to accommodate the clientele.

Magistrate Riley moved approval of the requested authorization to proceed in seeking a text amendment concerning minimum parking spaces as recommended by the county attorney. Magistrate Coldiron seconded the motion. Upon a roll call vote Magistrate Newman voted AYE, Magistrate Coldiron voted AYE, Magistrate Riley voted AYE, and Judge Wood voted AYE. Motion carried unanimously.

Old Business

There was no old business to come before the court.

Administrative/Departmental Reporting

There was no administrative reporting.

Citizen's Address

Ms. Carol Moss requested that the court contact the fair board to express concerns related to the height of the fence at the seating area of the horse show arena, as well as what appeared to be drainage issues at the arena.

Judge's Report

Judge Wood reported that the jail project is finally moving and apologized that there had been delays in the project as a result of the bureaucracy involving the securing of bond funds; advertising for and hiring construction managers. He said it has been a long time in coming but he believes the project will be a good one and significantly improve the operation of the jail.

Magistrate Coldiron said she had visited the soccer fields and they were in very good shape and people were pleased with the conditions of the facility.

Magistrate Riley also commented on the soccer fields and how the rail ties and asphalt millings have significantly improved the parking situation.

Magistrate Newman commended all involved in the Lily Ride at the Grant County Park.

Executive Session

Judge advised there would be no need for executive session.

Adjournment

Judge Wood requested a motion to adjourn Fiscal Court to the hour of 7:00 p.m. EST on September 8, 2015, or until the call of the chair. Magistrate Coldiron moved to adjourn and Magistrate Riley seconded the motion.

The Court adjourned on a voice vote.

Signed:

Stephen P. Wood
Grant County Judge/Executive