

The regular meeting of the Boyle County Fiscal Court was held on the 22nd day of March, 2016 at 10:00 a.m. Members present at the meeting were

Patty Burke

Donnie Coffman

Jack Hendricks

John Caywood

Dickie Mayes

Phil Sammons

Judge Harold McKinney

Others present at the meeting were: County Clerk Trille Bottom, County Attorney Richard Campbell, County Treasurer Mary Conley, County Jailer Barry Harmon, County Sheriff Marty Elliott, Public Works Director Duane Campbell, Human Resources Shannon Greene, County Deputy Brian Wofford, EMA Director Mike Wilder, Jacob Pankey, EMS Director Brad Ellis, County Solid Waste Director Donna Fechter, John Wyatt, Tonia Darnell, Beth Marlowe, Charles Sweetser, Misty Cobb, Maurice Nalley, Jeff Brown, Mary Beth Touchstone, Tom Poland, Craig Dayot, Karen Heghs, Tena Messer, Cynthia Martinez, Maria Lozana, Adeso Martinez, Lucia Perez, Lucy Martinez, Bettie Poland, Melissa Caudill, Karyn Nelsen, Joanie Lukins, Roger Trent, Lyle Peters, Ben Guarrant, Jane Porter, Charles Ferguson, Anne Ferguson, Charlotta B. Norby, Katie Bright, Alexis, Amorese, Jaemi Laeb, Jody Lassiter, Margo Goodwin, Russ Goodwin, Jane Woellner, Ann Goodwin, Julie Pease, Mark Morgan, and Pam Wright, Advocate Messenger Reporter.

Judge McKinney called the meeting to order. Magistrate John Caywood gave the invocation.

Cynthia Martinez, a Hogsett Elementary School student, led the Court in the Pledge of Allegiance. Judge McKinney made the motion to bestow the title of Honorary Magistrate upon Miss Martinez. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Judge McKinney advised Court that Fiscal Court minutes would be presented at the next meeting.

Jennifer Kirchner thanked the Court for taking over Constitution Square. Judge McKinney asked for discussion on the Farmers Market Lease. Mark Morgan believes that most businesses in downtown would like the request to move the Famer's Market to the Constitution Square. James Ross asked the Court to take part in promoting downtown activities. Alexis Emerys with Boyle County Extension Office supports the market downtown. Dr. Goodwin reported the market would be good for community growth. Greg Haste supported the market for community growth. Judge McKinney made the motion to approve the Farmer's License Agreement to allow Boyle County Farmer's Market to be located at Constitution Square. Magistrate Caywood seconded the motion. Magistrate Burke gave no parking, no grass and muddy, trucks and trailers taking up Second Street, and a historical site as reasons to not move the market to the park. Magistrate Coffman agrees with the historical site, but would like to see the market in a downtown area. Magistrate Hendricks supports the market 100 percent; it belongs to the community, and the need to use the park as much as possible. He agrees with Magistrate Burke about the muddy ground and traffic issues. Magistrate Caywood supports the park location because it is historic, a great place for families, and a place that needs visitors. He would like for Ms. Kirchner to come back to the Court at a later date and give a report of activities at the park. Magistrate Mayes supports the market 100 percent and would like to see it downtown. He has the same concerns as Magistrate Burke. Magistrate Sammons supports the market and its historical value, but believes it is not the right place for the market.

Mark Morgan gave a rebuttal: of place in South Carolina called Citadel which is historical place that has a farmer's market every Saturday with lots of families and foot traffic. Jennifer Kirchner

gave a rebuttal: of the use of the park as a crowning jewel with loads of activity all the time and no problem with parking. Magistrate Sammons called for question. Judge McKinney repeated the motion and second and asked for a hands vote. Magistrate Caywood and Judge McKinney voted yes. Magistrate Burke, Magistrate Coffman, Magistrate Hendricks, Magistrate Mayes, Magistrate Sammons voted no. The motion did not pass. Judge McKinney offered the courthouse parking lot as another place to have the Farmer's Market.

Judge McKinney advised the Court of a request to appoint Shane White to the board of the Danville Boyle County Convention and Visitors Bureau to replace Benjamin Spurlock. Magistrate Sammons made the motion to approve Mr. White. Magistrate Hendricks seconded the motion. The motion passed with all members voting in favor.

The Court acknowledged the January Financial Statement.

County Solid Waste Director Fechter addressed the Court about the Republic Services safety report. Maurice Nalley, regional manager introduced his staff. Republic Services has collected over 1 million containers without any accidents including 57 plus man hours.

Bettie Poland from Humane Society and Katy Nelson, executive director gave a report on the building site. David Barnett is the contractor and with his direction windows are in, HVAC installed, concrete block primed and painted. \$550,000.00 has been raised with no loans made. Kentucky Colonel supported the building with a \$20,000.00 grant and DANA gave a \$1500.00 grant. The building has been named Katherine E. Nelson Adoption Center. Ms. Poland thanked the Court and reported a plaque will be in place at the new building in honor of the Court.

Beth Marlowe, director of Bluebird Market and Tonia Darnell, Assistant Director of Wilderness Trace Child Develop Center gave a report on the Center. Sixty-six children are being serviced in early intervention. It is crucial that the Court help fund the Center. The Bluebird Market is a community store which helps to fund the center. Parents that cannot pay fees at the Center are asked to work at the Bluebird Market.

Public Works Director Duane Campbell reported on the agreement with David Beasley. Boyle County will provide twenty-five fence posts to Mr. Beasley along with a cash payment of \$2000.00. Judge McKinney has a signed release from Mr. Beasley in his possession. Magistrate Sammons made a motion to approve the agreement. Magistrate Hendricks seconded the motion. The motion passed with all members voting in favor.

Brian Wofford gave the PREA report. This report is for 12 months. There were 5 cases in the past 12 months. PREA stands for Prison Rape Elimination Act by the federal government. PREA mandates they have a manager.

Judge McKinney gave a report on the Millennium Park Ad-Hoc Committee. A new committee resolution appointment needs to be made. Magistrate Hendricks volunteered as the Magistrate to serve on the committee. Magistrate Mayes made the motion to appoint Magistrate Hendricks to serve on the AD-HOC Committee. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Judge McKinney informed the Court of the Sponsorship Program Directive for Millennium Park. The Court needs to allow sponsorships and pass a resolution to that effect. With no discussion, Magistrate Sammons made the motion to pass the resolution. Magistrate Caywood seconded the motion. The motion passed with all members voting in favor.

Jody Lassiter reported on the Corning EDB Grant Extension. There is a \$500,000.00 EDB bond funds provided by the state for projects on a three year timeline. Corning EDB has requested a three year extension to May 30, 2019. No funding by the Court is required. Magistrate Sammons made a motion to grant the extension. Magistrate Mayes seconded the motion. The motion passed with all members voting in favor.

Judge McKinney gave the second reading of the Planning & Zoning Pipeline Ordinance. Magistrate Hendricks made the motion to approve the second reading. Magistrate Coffman seconded the motion. The motion passed with all members voting in favor.

County Attorney Campbell gave the first reading of the Animal Control Protection and Licensing Ordinance. The new ordinance is 842.0 which repeal ordinances 840.1 and 841.0. 842.0 enact comprehensive measures for animal control, protection, and licensing. The ordinance will become effective May 1, 2016 pending the second reading of the ordinance. An addition making it applicable to all Boyle County, including cities, will be in the second reading of ordinance. Magistrate Burke made the motion to approve the first reading of the new ordinance. Magistrate Coffman seconded the motion. The motion passed with all members voting in favor.

Information on the TAP Grant of \$300,000.00 federal funds for infrastructure improvements of the 2168 Connector Trail Project is given to the Court by Mark Morgan. The County is required to provide mowing and pavement repairs as needed. The Court will pay a twenty percent match.

Judge McKinney advised the Court of the Compensatory Agreement for Elizabeth Caudill and John Holderman. Magistrate Sammons made the motion to approve the Compensatory Agreement. Magistrate Burke seconded the motion. The motion passed with all members voting in favor.

Jailer Harmon provided the Joint Jail update and recommendations to the Court. Magistrate Coffman made the motion to approve the administration of Narcan as approved by the Joint Jail committee. Magistrate Caywood seconded the motion. The motion passed with all members voting in favor. Magistrate Caywood made the motion to approve SAP Service Provider RFP as standard. Magistrate Mayes seconded the motion. The motion passed with all members voting in favor. The Tel-mate Agreement Amendment has a twenty-five percent commission paid by Telmate. The internet access will be very limited with this service. There is no installation cost for the new equipment. Magistrate Coffman made the motion to approve the First Amendment to Inmate Telcom Location Agreement as presented. Magistrate Hendricks seconded the motion. The motion passed with all members voting in favor.

Judge McKinney advised the Court of the Joint Jail /Boyle Jail Budgets. No action was taken. The Jail personnel were set at forty-one staff members. Magistrate Sammons made the motion to approve the staff number. Magistrate Coffman seconded the motion. The motion passes with all members voting in favor.

County Clerk Bottom presented her Fourth Quarter Report and the 2015 budget amendment to the Court. Magistrate Sammons made the motion to approve the Report and Amendment to the 2015 Budget. Magistrate Mayes seconded the motion. The motion passed with all members voting in favor. Magistrate Mayes made the motion to approve the acceptance of excess fees of \$248,000.00 which will be contingent on the final audit. Magistrate Coffman seconded the motion. The motion passed with all members voting in favor.

County Clerk Bottom advised the Court of the 2016 Budget and Salary Cap Order. Magistrate Coffman made the motion to approve the 2016 Budget of \$7,337,900.00. Magistrate Hendricks seconded the motion. The motion passed with all members voting in favor. County Clerk Bottom set the maximum salary of Clerk Deputies at \$310,000.00. Magistrate Mayes made the motion to approve the Salary Cap for County Clerk Deputies. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Public Works Director Campbell advised the Court of the repairs needed for the County Dump Truck at a maximum of \$4000.00. Magistrate Sammons made the motion to approve the repairs. Magistrate Mayes seconded the motion. The motion passed with all members voting in favor.

Treasurer Conley advised the Court of the February Financial Statements.

Treasurer Conley advised the Court of the Administrative Office of the Courts Audit Results. This is the first year to receive this Audit. This year there are expenditures they are not going to pay as they have in previous years due to budget cuts.. AOC rents the 2nd and 3rd floors of the courthouse. Judge McKinney states no decisions will be made today, but discussions will be made in the coming months.

Magistrate Caywood gave the EMS report. A job description for the office personnel was presented. Magistrate Caywood made a motion to approve the report. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Magistrate Coffman Jail committee report. Salary for the Jail staff was updated. The Shower stalls budget was presented. Jail-Wear was discussed. 36 new cameras were to be added to the building. A new scanner was in use and observed. Magistrate Coffman made a motion to approve the Jail report. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Magistrate Caywood gave the Sheriff's committee report. A discussion of paying tax bills when the office is not open after hours. Mercer/Boyle is not using the E-Warrants. Magistrate Caywood made the motion to approve the Sheriff report. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Other Business:

Judge McKinney advised the Court of a need to have the Court parking lot approved for use by the Farmer's Market. Magistrate Burke made the motion to approve and allow Judge McKinney, County Attorney Campbell, and Treasurer Conley to work out arrangements with the Farmer's Market. Magistrate Hendricks seconded the motion. Magistrate Caywood opposed the motion. Magistrate Burke, Magistrate Coffman, Magistrate Hendricks, Magistrate Mayes, Magistrate Sammon, and Judge McKinney voted in favor. It was 6 in favor. 1 opposed. (Magistrate Caywood would like the record to show he is in favor of Constitution Square for the Market.)

Judge McKinney advised the Court of the legislative updates from Shellie Hampton and the \$2000.00 payment to Mr. Beasley for fencing to be included with bills.

Magistrate Hendricks advised the Court of the event to honor Vietnam Veterans and families at Camp Nelson on March 29, 2016. On March 29, 1973 the last American troops pulled out of Vietnam. Three million men and women served in Vietnam. 58,000 lost their lives of which 1103 were Kentuckians.

KACO would like for everyone to call their representative in support of House Bill 585. (911 Bill).

Treasurer Conley advised the Court of the final payment of the Energy Bond Issue. There was a \$3661.41 expense incurred during the renovation. Also three meth buckets needed to be replaced. Magistrate Mayes made a motion to approve paying with other expenses included then settle on the bond issue with Matt. Magistrate Sammons seconded the motion. The motion passed with all members voting in favor.

Treasurer Conley advised the Court to transfer \$50,000.00 from General Fund to EMS, pay Mr. Beasley \$2000.00, and make a cash transfer of \$65,000.00 to the Jail fund.

Magistrate Coffman made the motion to pay the bills, make the transfers, and to adjourn in memory of Judge Pierce Lively. Magistrate Mayes seconded the motion. The motion passed with all members voting in favor.

Adjourn

Judge Harold W. McKinney

County Judge Executive

