

AT A REGULAR MEETING OF THE LEWIS COUNTY FISCAL COURT, HELD AT THE COURTHOUSE IN VANCEBURG, KENTUCKY WITH THE HONORABLE THOMAS MASSIE PRESIDING AND WITH THE FOLLOWING MAGISTRATES IN ATTENDANCE: ESQ. MILT STANFIELD, ESQ. PAUL B. SWEARINGEN AND ESQ. JOE BENTLEY.

Johnny W. Bivens, Lewis County Sheriff, called the meeting to order.

Milt Stanfield offered a prayer.

The Pledge of Allegiance was led by Judge Massie.

The roll was called and all were present.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to suspend the reading of the **December 13 2010**, Fiscal Court Minutes.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting yes to approve the **December 13 2010**, Fiscal Court Minutes.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to suspend the reading of the **December 20 2010**, Fiscal Court Minutes.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting yes to approve the **December 20 2010**, Fiscal Court Minutes.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting yes to suspend the reading of the **January 4, 2011**, Fiscal Court Minutes.

On a motion made by Judge Massie duly seconded by Milt Stanfield with Joe Bentley and Paul Swearingen voting yes to approve the **January 4, 2011**, Fiscal Court Minutes.

### **RESPONSE FROM THE PUBLIC**

Mr. Bill Teagarden addressed the court regarding the Adult Education Program. He requested that the fiscal court donate \$1,100 to pay the fee for 20 individuals to take the GED test. No action was taken by the court.

### **NEW BUSINESS**

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to approve a contract with **Richard Berry** for **GPS Program Support** for a fee of \$150.00 a week, to be paid bi-weekly beginning with the first week in February, contract running to June 30<sup>th</sup>, 2011. Mr. Berry's services will be provided free of charge for the remaining weeks of January.

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Paul Swearingen and Judge Massie voting yes to temporarily suspend delivery of crushed limestone and other materials to private property and other taxing districts from the **Lewis County Road Department**, with exceptions consistent with Kentucky Revised Statutes allowed for school bus turnarounds and cemetery roads.

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul Swearingen and Milt Stanfield voting yes the approval of the following **2011 Holiday Schedule** for county employees. The schedule is substantially the same as the state holiday schedule with an additional holiday inserted in order to remain consistent with the number of holidays prescribed in the county personnel policy.

<b>Martin Luther King Jr. Day</b>	<b>Monday, January 17, 2011</b>
<b>President's Day</b>	<b>Monday, February 21, 2011</b>
<b>Good Friday, 1/2 Day</b>	<b>Friday, April 22, 2011</b>
<b>Memorial Day</b>	<b>Monday, May 30, 2011</b>
<b>Independence Day</b>	<b>Monday, July 4, 2011</b>
<b>Labor Day</b>	<b>Monday, September 5, 2011</b>
<b>Veterans Day</b>	<b>Friday, November 11, 2011</b>
<b>Thanksgiving Day</b>	<b>Thursday &amp; Friday, November 24<sup>th</sup> &amp; 25<sup>th</sup> 2011</b>
<b>Christmas</b>	<b>2 Days To Be Determined</b>
<b>New Year's</b>	<b>2 Days To Be Determined</b>

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to set the **2011 Maximum Salaries** for the **Lewis County Sheriff's Department at \$221,256.00** for deputies, assistants, and other employees.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to set the **2011 Maximum Salaries** for the **Lewis County Clerk's Office at \$150,000.00** for deputies, assistants and other employees.

A system for receiving, recording, and responding to non-emergency Road Concerns was presented by Judge Massie. In order to allow the Road Supervisor to plan manpower and resources efficiently, and to respond to every road concern in the county without losing requests, the Judge recommended that the Magistrates each submit a prioritized list of road projects in their district to the County Judge Executive at any time, or in a scheduled weekly meeting with the County Judge and the Road Supervisor. Citizens in each district will be encouraged to call their Magistrates (not the Judge Executive or the Road Supervisor) with non-emergency road concerns, as the Magistrates will have the responsibility and authority to prioritize non-emergency road projects in their respective districts. Emergency road concerns may be transmitted directly to the road department by anyone at any time. No formal action was requested of the court.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting to acknowledge receipt of the **Garrison-Quincy Water District 2011 Budget**.

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield and Paul Swearingen voting the approval of record is hereby ordered to reflect that the **bond** required by KRS 70.310 was executed on the date of September 20, 2010 by the constable **David Lee Lancaster**, December 29, 2010 by the **constable Larry L. Colley**, and December 30, 2010 by the **constable Aaron Gilbert** in compliance with Section 103 of the Kentucky Constitution and with KRS 62.050. The bond which per KRS 70.310 shall be a minimum of \$10,000.00 is in the amount of \$10,000.00 with sureties of Western Surety Company. The sureties listed herein are hereby approved by the fiscal court. The premium on the bond in the amount of \$346.12 is authorized to be paid from the county treasurer to Bertram Hull Insurance. **Term starting 01/01/2011-01/01/2015.**

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul Swearingen and Milt Stanfield voting the approval of record is hereby ordered to reflect that the **bond** required by KRS 70.020 was executed on the date of December 21, 2010 by the sheriff, **Johnny Bivens** in compliance with Section 103 of the Kentucky Constitution and with KRS 62.050. The bond which per KRS 70.020 shall be a minimum of \$10,000.00 is in the amount of \$225,000.00 with sureties of Western Surety Company. The sureties listed herein are hereby approved by the fiscal court. The premium on the bond in the amount of \$1,552.95 is authorized to be paid from the county treasury pursuant to KRS 62.155 to Bertram Hull Insurance. **Term starting 01/01/2011-01/01/2012.**

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting the approval of record is ordered to reflect that the **bond** required by KRS 67.720 was executed on the date of December 20, 2010 by the **county judge/executive, Thomas Massie** in compliance with Section 103 of the Kentucky Constitution and with KRS 62.050. The bond is in the amount of \$10,000.00 with sureties of Western Surety Company/Bertram Hull Insurance. The sureties are approved by the fiscal court. The bond premium in the amount of

\$346.12 is hereby authorized to be paid from the county treasury as budgeted. **Term starting 01/01/2011-01/01/2015.**

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield and Paul Swearingen voting the approval of record that is hereby ordered to reflect that the constitutional oath was taken on January 4, 2011 by Glenda K. Himes, county clerk and that the **bond** required by KRS 72.010 was executed on the date of October 12, 2010 by the **county coroner, Anthony B. Gaydos** in compliance with Section 103 of the Kentucky Constitution and with KRS 62.050. The bond is in the amount of \$10,000.00 in compliance with KRS 72.010. The sureties on the bond are Western Surety Company. The sureties on the bond are approved by the fiscal court. The premium on the bond in the amount of \$346.12 is authorized to be paid from the county treasurer to Bertram Hull Insurance. **Term starting 01/01/2011-01/01/2015.**

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul Swearingen and Milt Stanfield voting the approval of record that is hereby ordered to reflect that the **bond** required by KRS 71.010 was executed on the date of December 21, 2010 by the **county jailer, Christopher McCane** in compliance with Section 103 of the Kentucky Constitution and with KRS 62.050. The bond is in the amount of \$10,000.00 in compliance with KRS 71.010. The sureties on the bond are Western Surety Company. The sureties on the bond are approved by the fiscal court. The premium on the bond in the amount of \$346.12 is authorized to be paid from the county treasury to Bertram Hull Insurance. **Term starting 01/01/2011-01/01-2015.**

Members of the fiscal court discussed the merits of replacing the County Trash Service, which serves approximately 220 customers, with at least one more private hauler. No action was taken.

Kathy Dillow presented the **2<sup>nd</sup> Quarterly Financial Report.**

**Johnny W. Bivens**, Lewis County Sheriff, presented the monthly Activity Report for the Sheriff's office.

**Chris McCane**, Lewis County Jailer, presented the monthly Activity Report for the jail.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie to approve the **Monthly Jail Commissary financial report.** See Finance Book #3.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to approve the **Monthly Treasurer's report** as presented by Kathy Dillow, Lewis County Treasurer. See Finance Book #3.

**Thomas Kennard**, Lewis County Road Supervisor, presented the monthly Activity Report for the road department.

**Carl Chaney**, Lewis County E911 Director, presented the monthly Activity Report for the E911 center.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul Swearingen voting yes and Judge Massie abstaining to approve the **claims** for General, Road and Bridge, Jail, Animal Shelter, E911, and LGEA Accounts as presented with the exception of an invoice from Sound Communication Co. for the E911 fund. See Finance Book #3.

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Paul Swearingen and Judge Massie voting yes to approve the **transfers** for General, Road and Bridge, Jail, Animal Shelter, E911, and LGEA Accounts. See Finance Book #3.

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Paul Swearingen voting yes and Judge Massie voting no to reject Judge Massie's proposal for consolidation of the management functions of the **Solid Waste Department** and the **E911 Departments.**

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Paul Swearingen voting yes and Judge Massie voting no to reappoint **Kathy E. Dillow** as County Treasurer to a 4 year term, beginning on July 1<sup>st</sup>, 2011, at an annual salary of \$44,000.00.

## **ANNOUNCEMENTS**

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul Swearingen and Milt Stanfield voting yes a motion was made to **adjourn**.

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Thomas Massie      Lewis County Judge Executive