

**Lewis County Fiscal Court
Regular Meeting
February 13, 2012**

AT A REGULAR MEETING OF THE LEWIS COUNTY FISCAL COURT, HELD AT THE COURTHOUSE IN VANCEBURG, KENTUCKY AT 6:00 P.M., WITH THE HONORABLE THOMAS MASSIE PRESIDING AND WITH THE FOLLOWING MAGISTRATES IN ATTENDANCE: ESQ. MILT STANFIELD, ESQ. JOE BENTLEY AND ESQ. PAUL B. SWEARINGEN ABSENT.

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

Joe Bentley offered a prayer.

The Pledge of Allegiance was led by Judge Thomas Massie.

The roll was called with Magistrate Milt Stanfield and Magistrate Joe Bentley being present and Magistrate Paul B. Swearingen being absent.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie voting yes to approve the **January 9th, 2012**, Fiscal Court Minutes.

RESPONSE FROM THE PUBLIC

Randy Patton from Garrison addressed his concerns to the County Judge due to appointing a Deputy County Judge Executive. He stated that citizens in the community are talking about him not being in the office.

Jeremy Brickey with the Department of Transportation Cabinet addressed the court about the **2012-2013 Rural Secondary Road Program**. He presented the court with some road recommendations as follows:

Route KY 3311	Montgomery Road	T-Rail Installation
Route KY 989	Salt Lick Road	T-Rail Installation
Route KY 1306	Kinniconick Road	Culvert Replacement
Route KY 1068	Laurel Road	Culvert Replacement
Route KY 559	Petersville Road	Asphalt Resurfacing
Route KY 559	Petersville Road	Asphalt Resurfacing
Route KY 57	Tollesboro-Concord	Guardrail Installation

The KYTC funds for Rural Secondary Projects this year total \$520,296.00 and the Flex Funds total \$282,549.00. Flex Funds may be used by the Judge Executive to repave county maintained roads, instead of state maintained roads. Judge Massie stated all projects selected are well needed.

Bill Teagarden addressed the court regarding the Adult Education Program. He requested that the fiscal court donate \$900.00 to pay the fee for 15 individuals to take the GED test. Judge Massie stated the court should consider this request. No action was taken by the court at this time.

Marty Strong addressed the court on behalf of the Lewis County Fire Association. He stated every year the Fire Association hosts a 3 day schooling for fire department members, ambulance crews, etc for training. He requested that fiscal court donate \$300.00 to help sponsor this year's fire school. Magistrate Bentley, Magistrate Stanfield, Judge Massie, and County Attorney Tom Bertram suggested they will split the donation among themselves.

OLD BUSINESS

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield voting yes to approve the 2nd reading of **Ordinance #12-1**, Lewis County Fiscal Court budget amendment #4.

On a motion made by Joe Bentley duly seconded by Judge Massie with Milt Stanfield voting yes to approve the 2nd reading of **Ordinance #12-2**, Closing of North Bane Road CR #1353.

NEW BUSINESS

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie voting yes to approve the **Lewis County Sheriff's Department 2011 Fee Settlement**.

On a motion made by Joe Bentley duly seconded by Judge Massie with Milt Stanfield voting yes to acknowledge the **Lewis County Conservation District 2012-2013 Annual Budget**.

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Judge Massie voting yes to approve **Resolution #12-1**, Cabin Creek Covered Bridge.

On a motion made by Joe Bentley duly seconded by Milt Stanfield voting yes and Judge Massie voting no to approve **Resolution #12-2**, Industrial Park with Buffalo Trace Area Development District.

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Judge Massie voting yes to approve **Amanda Clark** as Deputy Coroner, effective March 1, 2012.

On a motion made by Joe Bentley duly seconded by Judge Massie with Milt Stanfield voting yes to approve the change in status of **Amber Bertram** from probationary to full time with benefits at the Lewis County Detention Center with the probationary period complete.

On a motion made by Joe Bentley duly seconded by Judge Massie with Milt Stanfield voting yes to approve the change in status of county engineer **Phil Mauney** from probationary to full time with benefits with the probationary period complete. Magistrate Stanfield asked how Mr. Mauney is working. Judge Massie stated he works 25 hours a week. He is currently working on the Straight Fork Road Project. Magistrate Bentley suggested Mr. Mauney come to the next fiscal court meeting and update the court of the project.

On a motion made by Milt Stanfield duly seconded by Joe Bentley with Judge Massie voting yes to approve a **transfer** for \$1,124.62 out of the Escrow Account to the Animal Shelter Fund.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie voting yes to approve the appointment of **Keith Chapman** to the Lewis County Tax Board of Appeals.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie voting yes to approve the **Personal Policy** clarification at the Lewis County Road Department.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie voting yes to approve **Resolution #12-3**, Rural Secondary Program Agreement between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid for the following projects:

KY 3311, Montgomery Road, T-Rail Installation, 1.0 miles south of Bill Chain Road to 0.6 miles
South of Bill Chain Road

KY 989, Salt Lick Road, T-Rail Installation, 0.287 south of KY 3310 to 0.267 south of KY 3310

KY 1306, Kinniconick Road, Culvert Replacement, 0.488 miles south of Red Brush Hill Road to
0.468 miles south of Red Brush Hill Road

KY 1068, Laurel Road, Culvert Replacement, 0.22 miles north of Hamlin Branch to 0.24 miles
North of Hamlin Branch

KY 559, Petersville Road, Asphalt Resurfacing, Lewis-Fleming County Line to 0.238 miles west
Of Bogdens Hollow Road

KY 559, Petersville Road, Asphalt Resurfacing, Sargent Branch to KY 344

KY 57, Tollesboro-Concord, Guardrail Installation, Andrew Mason Road to 0.218 miles north of
Andrew Mason Road

Discussion on Tollesboro Industrial Park

Magistrate Stanfield stated to the court that Jim Meadows from Tollesboro is interested in purchasing a portion of land from the Tollesboro Industrial Park. Judge Massie stated the county attorney would look into how to approach this offer to sell a portion of the land and the court could possibly call a special called meeting sometime next week.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie voting yes to the acknowledgment of Judge Massie appointing Patrick Collins as **Deputy County Judge Executive**.

Johnny W. Bivens, Lewis County Sheriff presented the monthly Sheriff's Report.

Tom Kennard, Lewis County Road Supervisor presented the monthly Road Department Report.

Carl Chaney, Lewis County E-911 Director presented the monthly EMS Report.

Homer Wilburn, Lewis County Animal Control Officer submitted the monthly Animal Control Report.

Chris McCane, Lewis County Jailer presented the monthly Detention Center Report.

On a motion made by Joe Bentley duly seconded by Judge Massie with Milt Stanfield voting yes to acknowledge receipt of the **Monthly Jail Commissary Financial Report**. See Finance Book #3.

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

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

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

OTHER

Rocky Jamison from Garrison addressed the court about not being able to hear anything the court is approving in the crowd. He recommended the court to invest in a sound system for the courtroom.

Jailer Chris McCane mentioned to the court about their control board at the Jail is going bad. He stated he is going to look into some different places on possibly replacing the board.

Magistrate Stanfield mentioned about Resolution #11-16 that was approved in the court back in December regular meeting. He stated he can not get some of the individuals to agree to this due to a family issue.

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield voting yes to **adjourn** the meeting.

Thomas Massie Lewis County Judge Executive