

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. PAUL B. SWEARINGEN, ESQ. JOE BENTLEY AND ESQ. MILT STANFIELD 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 Paul B. Swearingen and Magistrate Joe Bentley being present and Magistrate Milt Stanfield being absent.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Judge Massie voting yes to approve the **March 12<sup>th</sup> 2012**, Fiscal Court Minutes.

#### **RESPONSE FROM THE PUBLIC**

Magistrate Paul B. Swearingen presented a plaque of recognition to the Lewis County High School **Boys Football** team for their excellent season.

Magistrate Joe Bentley presented a plaque of recognition to the Lewis County High School **Girls Basketball** team for their excellent season.

#### **OLD BUSINESS**

**Union Hill Rd** closure was opposed by a property owner. Tom Bertram advised said property owner to get a warrant to deal with any future problems.

#### **NEW BUSINESS**

On a motion made by Joe Bentley duly seconded by Judge Massie with Paul B. Swearingen voting no to tentatively **change the date** of the Regular Fiscal Court meeting from the 2<sup>nd</sup> Monday to the 2<sup>nd</sup> Tuesday. Whereas, the permanent date for future Fiscal Court meetings will be addressed and voted on at the May meeting.

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen voting yes to postpone the awarding of the bid for the **Simmons Rd Low Water Crossing**. Phillip Mauney, the county engineer, will review the bids and submit his recommendations. The bids were submitted as follows:

<b>E &amp; E Construction</b>	<b>\$113,600.00</b>
<b>ASL Excavating Inc.</b>	<b>\$123,461.00</b>

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen voting yes to approval payment of \$2854.71 to **George Sparks** for fence on Simmons Rd.

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen voting yes to approve the reimbursement for Deputy Coroner, **Amanda Clark**, who attended Basic Coroners Training.

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen voting yes to appoint two viewers for the assessment of removing **Cedar Hill Rd.** from County Maintenance.

On a motion made by Joe Bentley duly seconded by Judge Massie with Paul B. Swearingen voting yes to acknowledge receipt of the **Department of Corrections inspection** of the Lewis County Detention Center.

On a motion made by Joe Bentley duly seconded by Judge Massie with Paul B. Swearingen voting yes to acknowledge receipt of the **Lewis County Extension Office Annual Budget**.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Judge Massie voting yes to acknowledge receipt of the **Lewis County Public Library Annual Budget**.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Judge Massie voting yes to acknowledge receipt of the **Lewis County Fiscal Court 3<sup>rd</sup> Quarter Report**

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Judge Massie voting yes to acknowledge receipt of the **Lewis County Fiscal Court Draft Budget** for 2012-2013.

On a motion made by Joe Bentley duly seconded by Judge Massie with Paul B. Swearingen voting yes to acknowledge receipt of **State Transportation Cabinet Official Order 107383**.

Upon further review of the State Transportation Cabinet Official Order that was presented, County Attorney, Tom Bertram advised the court to make a motion to acknowledge the order as a direct correlation with the original resolution it was applied to.

On a motion made by Joe Bentley duly seconded by Judge Massie with Paul B. Swearingen voting yes to acknowledge receipt of the State Transportation Cabinet Official Order 107383 pertaining to **Resolution No. 2012-1**.

**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 Paul B. Swearingen with Judge Massie voting yes to acknowledge receipt of the **Monthly Jail Commissary Financial Report**. See Finance Book #3.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Judge Massie 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 Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen voting yes to close **CDBG Account** due to inactivity.

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 Joe Bentley duly seconded by Paul B. Swearingen 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**

Magistrate Joe Bentley asked when the transfer from General fund to the Road fund would need to be made in order to repay a loan initiated by the previous administration in 2010 between the two. County Treasurer, Kathy Dillow, responded with a timeline of June 30, 2012. She explained that the court had the option to split the transfer amount into two payments or simply a one time payment, just as long as it was transferred in full by June 30, 2012.

Magistrate Paul B. Swearingen spoke about the need for a boat dock into the Ohio River and wondered if there were any grants available. Judge Massie stated the he believed the grant cycle may already have passed, but it would be something to look into for next year.

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