

AT A REGULAR MEETING OF THE LEWIS COUNTY FISCAL COURT, HELD AT THE COURTHOUSE IN VANCEBURG, KENTUCKY AT 9:00 A.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.

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

Milt Stanfield offered a prayer.

The Pledge of Allegiance was led by Judge Thomas Massie.

The roll was called with all being present.

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

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Paul B. Swearingen abstaining and Judge Massie voting yes to approve the **April 30th, 2012**, Special Called Meeting Minutes.

RESPONSE FROM THE PUBLIC

Bill Tom Stone, from Electric Plant Board, presented to the court a **Right of Way Easement Agreement** between Lewis County Kentucky Public Properties and the Electric Plant Board of the City of Vanceburg. As explained by Mr. Stone, this new easement will separate sewage from storm water around the Courthouse and Annex building to eliminate the current problem of sewer water overflowing into the Ohio River when the county experiences heavy rainfall.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Judge Massie and Milt Stanfield voting yes to accept the proposed agreement for an expanded **Right of Way Easement**, and to authorize Judge Massie to sign any easements related to the project.

A representative from **Adult Education** requested \$1200.00 from the court to help cover the cost of GED testing for those who are financially unable to pay the one-time \$60 testing fee. Judge Massie stated that the GED test is very important and those who take it should make the fee a priority. Magistrate Joe Bentley agreed with Judge Massie, but also stated that he knew of cases where the \$60 fee would truly be a financial hardship. He offered to make a personal donation. No action was taken by the court.

Ed Hardin addressed the court and asked for an update on the Simmons Rd Low Water Crossing project. He felt that standard contractual procedure should be followed and the county should request a start date and end date.

Rick Blankenship addressed the court and asked for final clarification on whether or not Union Hill Rd was open. County Attorney, Tom Bertram, explained to Mr. Blankenship that according to county maps the road was open.

OLD BUSINESS

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie and Paul B. Swearingen voting yes to accept the bid from E & E Construction for the **Simmons Rd. Low Water Crossing** project. The bids were submitted as follows:

ASL Excavating	\$66,955
E & E Construction	\$51,200

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen and Milt Stanfield voting yes to initiate the procedures under K.R.S. 178.070 for removing **Cedar Hill Road (CR 1336)** beginning 309 feet from its intersection with Cabin Creek Road, from the county road maintenance list, and to appoint Carl Chaney and Mark Ginn as viewers.

The **2012-13 Draft budget** was presented by Judge Massie. Magistrate Paul B. Swearingen suggested to eliminate the position of Economic Development Director.

Magistrate Milt Stanfield made a motion to eliminate the position of Economic Development Director. Magistrate Stanfield subsequently withdrew the motion upon advice of Magistrate Paul B. Swearingen.

NEW BUSINESS

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with Milt Stanfield and Judge Massie voting yes to approve the advertisement of **Insurance proposals** for the upcoming year.

On a motion made by Joe Bentley duly seconded by Milt Stanfield with Judge Massie and Paul B. Swearingen voting yes to approve **Resolution #12-6**, a contract between the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid and the Fiscal Court of Lewis County.

On a motion made by Judge Massie duly seconded by Joe Bentley with Paul B. Swearingen and Milt Stanfield voting yes to acknowledge receipt of the **Firebrick Fire Protection District Annual Budget**.

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield and Paul B. Swearingen voting yes to acknowledge receipt of the **Lewis County Fire Tax District Annual Budget**.

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield and Paul B. Swearingen voting yes to acknowledge receipt of the **Garrison Fire Protection District Annual Budget**.

On a motion made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield and Paul B. Swearingen voting yes to acknowledge receipt of the **Camp Dix Volunteer Fire Department Annual Budget**.

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

Johnny W. Bivens, Lewis County Sheriff presented the monthly Sheriff's Report. Sheriff Bivens informed the court that he has been in contact with professionals to see what the best options are for improved radio communications within the county.

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 and Paul B. Swearingen 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 Milt Stanfield and Judge Massie voting yes to approve the **Monthly Treasurer's Report** as submitted by Kathy Dillow, Lewis County Treasurer. See Finance Book #3.

Tom Kennard, Lewis County Road Supervisor presented the monthly Road Department Report. Tom informed the court that asphalt projects may be delayed due to a fire at Maysville Materials.

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

Carl Chaney, Lewis County E911 Director presented the monthly EMS Report. Carl informed the court that the E911 building has a leak in the roof. The magistrates asked that he present the court with estimates.

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

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