

**Lewis County Fiscal Court
Regular Meeting
September 7, 2012**

AT A REGULAR MEETING OF THE LEWIS COUNTY FISCAL COURT, HELD AT THE COURTHOUSE IN VANCEBURG, KENTUCKY AT 3:00 P.M., WITH THE HONORABLE J. PATRICK COLLINS 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.

Joe Bentley offered a prayer.

The Pledge of Allegiance was led by Judge Collins.

The roll was called with all being present.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with all members voting yes to approve the **August 13, 2012**, regular Fiscal Court Meeting Minutes.

On a motion made by Joe Bentley duly seconded by Paul B. Swearingen with all members voting yes to approve the **August 24, 2012**, Special Called Meeting Minutes.

RESPONSE FROM THE PUBLIC

None

OLD BUSINESS

Richard Bowling of NRCS presented to the court a breakdown of monies brought into Lewis County through their office. They submitted a request for financial support from the Fiscal Court.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with all members voting yes to approve a pre-budgeted amount of \$16,650.00 to the **Lewis County Conservation District**.

Sheriff Bivens gave an update on the specs for the **Emergency Radio System** upgrade. At this time he had not received any specs but stated that KDMC is willing to help with funding the upgrade. No action taken at this time.

Tom Kennard stated that he has not received an update on surveys of **Thurman Lane & Lumpy Lane**.

Evans Lane CR# 1033 was reviewed and the need for widening was agreed upon. Easements will be drawn up by the County Attorney and Magistrate Stanfield will acquire signatures from property owners. Work can begin immediately upon this completion.

On a motion made by Joe Bentley duly seconded by Judge Collins with all members voting yes to approve **Resolution # 12-07** affirming continuation of single county area designation status for Solid Waste Program.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with all members voting yes to approve **Resolution # 12-10**

NEW BUSINESS

Mike Kennedy of the **Lewis County Boys & Girls Club** addressed the court. He shared the importance of the club to the county and asked the Fiscal Court for an annual commitment of \$25,000 to offset operating expenses. The club is facing financial difficulty and its future is uncertain.

Joe Bentley and Milt Stanfield suggested that the court take a look at the budget to find a way to help, even if it's not the whole amount. Tabled until next meeting.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with all members voting yes to approve a total payout, not to exceed \$135,000 for the **Straight Fork Right of Way** purchases.

On a motion made by Judge Collins duly seconded by Joe Bentley with all members voting yes to approve the recommendation and appointment of **Loil Jordan** to the Garrison **Volunteer Fire Dept. Tax Board** with a term to expire June, 2016.

On a motion made by Joe Bentley duly seconded by Paul Swearingen with all members voting yes to approve authorization to enter into the **Wachovia Muni Bond Derivative Settlement** and authorizing Judge Collins to sign all necessary documents.

On a motion made by Paul Swearingen duly seconded by Joe Bentley with all members voting yes to approve **Resolution # 12-11 Retention of Collected Fees** for the County Attorney office.

Mandilyn Hart, Executive Director with Center for Appalachian Philanthropy, shared with the court the details of a Partnership Agreement with Lewis County Fiscal Court & Lewis County Detention Center. The Center for Appalachian Philanthropy ("AppaPhil") will provide educational programming to inmates of the Lewis County Detention Center under a grant award from the United States Department of Agriculture (USDA) Rural Business Enterprise Grant and its matching funds. This agreement will allow each student to earn a Woodworking Certificate in the Program.

On a motion made by Judge Collins duly seconded by Milt Stanfield with all members voting yes to approve **Center for Appalachian Philanthropy** Partnership Agreement with Lewis County Fiscal Court & Lewis County Detention Center.

On a motion made by Joe Bentley duly seconded by Judge Collins with all members voting yes to approve the pay rate of \$10.00 for Jail employee **Bill Frazee**

On a motion made by Milt Stanfield duly seconded by Joe Bentley with all members voting yes to acknowledge a refund payment of unspent **KY Pride Fund Recycling Grant** monies in the amount of \$2500.00

On a motion made by Joe Bentley duly seconded by Paul Swearingen with all members voting yes to approve the change of employment status for Deputy Sheriff **G. T. Polley**

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

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

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

On a motion made by Milt Stanfield duly seconded by Joe Bentley with all members 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 submitted the monthly Road Department Report.

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

Johnny Bivens, Lewis County E911 Director submitted a written monthly EMS Report. Johnny also updated the court on E911 mandatory certification and possible pay increases upon completion. Also, KDMC will provide a 36" monitor for GPS and all dispatchers will be required to wear a uniform while on duty.

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

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

J. Patrick Collins Lewis County Judge Executive