

AT A SPECIAL CALLED 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 Thomas Massie.

The roll was called and all were present.

RESPONSE FROM THE PUBLIC

NONE

BUSINESS

A motion was made by Joe Bentley and duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting yes to approve the action of Judge Massie appointing **George Plummer** to the **Lewis County Public Library Board of Trustees**, term to expire June 30, 2015.

A motion was made by Joe Bentley and duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting yes to approve the action of Judge Massie appointing **Greg Ferrell** to the **Lewis County Public Library Board of Trustees**, term to expire June 30, 2015.

A motion was made by Joe Bentley and duly seconded by Paul Swearingen with Milt Stanfield and Judge Massie voting yes to approve the action of Judge Massie appointing **Clarence Moore** to the **Garrison Quincy KY-O-Heights Water District Board** to fill the unfinished term of Richard Christy, term to expire December 31, 2011.

A motion was made by Joe Bentley and duly seconded by Judge Massie with Paul Swearingen and Milt Stanfield voting yes to approve the action of Judge Massie engaging **Patrick Collins** as **Lewis County Economic Development Director** from July 1st 2011 to June 30th 2012, for a fee of \$15,000.00 annually, paid monthly, contract cancellable by either party with 30 days notice.

A motion was made by Joe Bentley and duly seconded by Milt Stanfield with Paul Swearingen and Judge Massie voting yes to approve **Resolution #11-06**, County Road Aid Coop Program

Contract between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, for the fiscal year beginning July 1, 2011.

A motion was made by Milt Stanfield and duly seconded by Joe Bentley with Paul Swearingen and Judge Massie voting yes to accept the **Rural Secondary Flex Program** recommendations made by Road Supervisor Tom Kennard and Judge Massie as follows:

Rock Run, CR 1002, Bit. Surface, Begin: Intersection with Lower Kinney Road, End: 1 mile west, 1.00 length, \$49,497.07

Simmons, CR 1250, Bit. Surface, Begin: Intersection with KY9 (AA), End: at new pavement, 0.40 length, \$25,890.77

Manley Hollow, CR1349, Bit. Patch, Begin: Bridge near KY9 (AA), End: 2.5 miles from bridge, 2.50 length, \$53,304.53

McDowell Creek Rd, CR 1007, Bit. Surface, Begin: 0.5 miles from Bridge over Kinniconick, End: 0.8 miles from Bridge (at Garden Branch), 0.30 length, \$19,419.08

McDowell Creek Rd, CR1007, Bit. Surface, Begin: 2.6 miles after bridge over Kinniconick, End: 3.6 miles after bridge over Kinniconick, 1.00 length, \$53,304.53

McDowell Creek Rd, CR1007, Bit. Patch, Begin: 0.1 miles before bridge over Kinniconick, End: 0.1 miles after bridge over Kinniconick, 0.20 length, \$4,188.21

Wildwood Trail Drive, CR1092, Bit. Patch, Begin: Intersection with KY8, End: End of Road, 0.20 length, \$6,091.95

Sand Branch, CR1062, Bit. Patch, Begin: Intersection with KY8, End: 0.2 miles, 0.20 length, \$7,995.68

Riverview Drive, CR1039M, Bit. Patch, Begin: Intersection with KY8, End: Intersection with River Road CR1039P, 0.55 length, \$12,183.89

Consideration of Insurance Offer from LeMaster Insurance. Ron LeMaster, Tim Perry, and Buddy Butts prepared a proposal for Property, Casualty & General Liability and Workers Compensation for the period starting July 1, 2011 and ending June 30, 2012. Tim Perry presented the Workers Compensation proposal with a \$43,698.02 annual premium. Buddy Butts presented the Property, Casualty & General Liability with a \$60,115.00 annual premium.

Judge Massie stated that the annual proposal from Lemaster Insurance was about \$10,000.00 less than the current annual policy with KACo. Magistrate Bentley stated that the court previously accepted a long term contract with KACo and should therefore renew the annual policy with KACo. County Attorney Tom Bertram stated that the long term contract with KACo was not accepted in accordance with the Lewis County purchasing policy contained in the Lewis County Administrative Code.

A motion was made by Judge Massie to accept the proposal from LeMaster Insurance, contingent upon the assumption that it was lower in cost than the policy offered by the county's current insurance carrier. Motion died due to a lack of a second.

A motion was made by Judge Massie to accept only the proposal for Worker's Compensation from LeMaster Insurance for the 2011-2012 fiscal year. Motion died due to a lack of a second.

Ron LeMaster stated he appreciated the opportunity to present the court with a proposal and that he would like to have the county's business. Discussion of the insurance policy by Judge Massie and the Magistrates followed.

Magistrate Swearingen left the meeting and did not return.

Magistrate Bentley suggested adjourning the meeting and Judge Massie stated that the meeting should continue with the agenda.

A motion was made by Joe Bentley and duly seconded by Milt Stanfield with Judge Massie voting no to a 5 minute recess. Motion carried and the court recessed for 5 minutes.

A motion was made by Joe Bentley and duly seconded by Milt Stanfield with Judge Massie voting yes to reconvene.

A motion was made by Joe Bentley and duly seconded by Judge Massie with Milt Stanfield voting yes to approve **Resolution #11-07**, authorizing the filing of an application for a CDBG 2010 Disaster Recovery Program Community Development Block Grant for Lewis County Flood Buyout Project.

A motion was made by Judge Massie duly seconded by Joe Bentley with Milt Stanfield voting yes to renew the Parking Lot Lease Agreement with **Farmers Co-Operative Insurance** for an annual fee of \$1,500.

A motion was made by Joe Bentley and duly seconded by Judge Massie with Milt Stanfield voting yes to initiate the procedures under K.R.S. 178.070 for removing **Moore Hollow Road** (CR 1317), length 0.028 miles, from the county road maintenance, and to appoint Sheriff Johnny Bivens and Anita Bertram as viewers.

A motion was made by Joe Bentley and duly seconded by Judge Massie with Milt Stanfield voting yes to solicit bids for **Mowing of County Roads**.

A motion was made by Joe Bentley and duly seconded by Milt Stanfield with Judge Massie voting yes to solicit bids for **Surplus County Vehicles**.

A motion was made by Judge Massie and duly seconded by Joe Bentley with Milt Stanfield voting yes to approve **transfers** for General, Road and Bridge, Jail, LGEA, Animal Shelter and E911 Accounts.

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

Thomas Massie Lewis County Judge Executive