

**RUSSELL COUNTY FISCAL COURT
REGULAR MEETING
MONDAY NOVEMBER 9, 2020
5:30 P.M.**

The Russell County Fiscal Court held their regular monthly meeting on Monday November 9, 2020 at 5:30 p.m. Those in attendance were County Judge Executive Gary D. Robertson, Magistrates Terry Waddell, Mickey Garner, Ronald Johnson, Steve Richardson, Larry Holt, County Attorney Kevin Shearer, Attorney Don Byrom and Finance Officer/Admin. Asst. Luanne Adams.

WELCOME, PLEDGE & OPENING PRAYER: Judge Robertson welcomed those present, advised that the meetings would be starting at 5:30 p.m. during the winter months and led everyone in the pledge followed by a prayer by Brother John Proctor.

MINUTES: Judge Robertson presented the minutes from the October 11, 2020 regular meeting and the October 30, 2020 special called meeting. Magistrate Garner made a motion to approve the minutes with Magistrate Richardson seconding. The roll call was unanimous.

PAY BILLS: Judge Robertson submitted a list of regular bills to be approved along with a list of bills that came in late. Magistrate Richardson made a motion to pay the bills with Magistrate Johnson seconding. The roll call was unanimous.

DETENTION CENTER REPORT: Jailer Dunbar read the jail report as follows: Local Corr. Asst. Q2 \$7,785.55; Prescription Co-pay \$186.75; Nurse Visits \$71.55; HB 452 \$262.69; HB 452 \$100.57; DUI Fees \$355.17; State Inmate Housing \$50,708.12; Social Security Pmt \$200.00; HB 413 \$1,120.55; Traffic School Safety \$21.84; Other County Inmate Housing \$3,189.04; Booking Fees \$1,233.67; Old Bills \$107.26; Telephone Commission \$2,563.18; Per Diem \$1,337.10; Interest \$68.87; CARES Grant \$417,392.00 for a total income of \$486,703.91. The expenses were \$453,106.56 which makes a difference of income and expenses \$33,597.35. The average inmates for the month was 90. There was a total of 23 hours overtime. As of today there are a total of 54 state inmates, 3 from Clinton County and 30 from Russell County for a total of 87 inmates. Magistrate Holt made a motion to accept the detention center report with Magistrate Waddell seconding. The roll call was unanimous.

SHERIFF'S REPORT: Sheriff Polston provided his report for the month of October. He stated there were 658 calls for service; 27 arrests; 10 mental health transports; 136 court papers received; 5,311 court security transport miles; 31 criminal summons; 68 vehicle inspections; and \$7,640,278.33 tax collections thru October 1 – October 31, 2020. Magistrate Johnson made a motion to accept the Sheriff's report with Magistrate Waddell seconding. The roll call was unanimous.

RC SHERIFF 2019 FINAL TAX SETTLEMENT: Sheriff Polston presented to the Court the 2019 Final Tax Settlement reporting total collected for the Year 2019 was \$9,932,221.00; taxes due to the district totaled \$1,370.00 which was paid at conclusion of audit resulting in the 2019

tax account balance of zero. Magistrate Garner made a motion to accept the 2019 Final Tax Settlement report with Magistrate Waddell seconding. The roll call was unanimous.

RC SHERIFF 2020 AMENDED BUDGET: Sheriff Polston presented to the Court a 2020 budget amendment to include the CARES ACT funds \$150,252.00 and the award of \$16,100.00 through the COPS Grant for two School Resource Officers for 3 months making total receipts \$1,257,516.00. Magistrate Johnson made a motion to approve the Sheriff's 2020 amended budget with Magistrate Waddell seconding. The roll call was unanimous.

TREASURER'S MONTHLY SETTLEMENT REPORT & AE TRANSFERS: Finance Officer Adams read the totals of each fund: General \$1,227,058.22; Road \$337,568.07; Jail \$518,647.88; LGEA \$8,329.83; ASAP \$120,919.80; Grants \$0; Emergency Shelter \$0; Tourism \$17,572.81; Dispatch \$105,433.28; Airport \$83,659.08; Airport Project \$38,719.21; DFC \$12,101.21; Airport Board \$54,748.66; Airport Terminal Project \$0; ABC \$76,818.37 for a total of \$2,601,576.42. Finance Officer Adams stated all accounts had been reconciled and the pre-approved monthly AE transfers were also included in the packet. Magistrate Holt made a motion to approve the Treasurer's Monthly Settlement Report and accept the monthly AE transfers with Magistrate Richardson seconding. The roll call was unanimous.

1st READING BUDGET AMENDMENT ORDINANCE 20-06: Finance Officer Adams read the ordinance which was for unbudgeted receipts. No vote is required until the 2nd reading which will be at the December 14, 2020 meeting.

2nd READING BUDGET AMENDMENT ORDINANCE 20-05: Finance Officer Adams read the ordinance which was for unbudgeted receipts. Magistrate Johnson made a motion to accept the budget amendment with Magistrate Richardson seconding. The roll call was unanimous.

RC CLERK – 2020 AMENDED BUDGET: In the absence of the County Clerk, Judge Robertson presented the RC Clerk 2020 Amended Budget which included the CARES funds \$23,040.00 and \$310,000.00 from fees for salaries/wages, overtime wages, part time salaries/wages, vacation & sick leave. A copy of the amended budget was in each Magistrates packet. Motion to approve the amended budget was made by Magistrate Waddell with Magistrate Richardson seconding. The roll call was unanimous.

HEALTH INSURANCE – OPEN ENROLLMENT: Judge Robertson informed the Court according to Sharon Hill as of right now we are looking at a 26% increase in our health insurance, but she is still trying to negotiate with Anthem and, we also have KACo getting us a bid together. As soon as they get their proposals together we will have a special called meeting later this month to review and vote and then open enrollment will be held in December.

TOURISM BOARD APPOINTMENT: Due to the relocation and resignation of Jeremy Enck on the tourism board we need to appoint a new lodging person to fill Mr. Enck's vacancy which will run through June 30, 2023. Tom Holt who is the Chairman of the Russell County Hotel, Motel, Restaurant Association has submitted three names and out of those names and Mr. Holt's recommendation Judge Robertson recommended Michael Kennedy who is the General Manager

at the State Dock. Magistrate Garner made a motion to appoint Michael Kennedy to the Tourism Board to fill the vacancy with Magistrate Holt seconding. The roll call was unanimous.

EXTENSION BOARD APPOINTMENT: Judge Robertson said he had two Extension Board appointments he needed to make. Appointments being Larry Wilson for his second term and Louise Boger for her second term. Both appointments begin 1/15/2021 thru 1/14/2025. Magistrate Johnson made a motion to accept the Judge's appointments with Magistrate Waddell seconding. The roll call was unanimous.

ROAD CHANGES: There were no road changes to come before the Court.

OTHER BUSINESS: In other business Judge Robertson said there was some buildings, bleachers, etc. on the property at the Drag Strip that RCIDA said they didn't want and the Russell County Jaycees has expressed their interest in the items as well as Russell County Revitalization said they would move the items and donate to whoever needed them. Magistrate Garner made a motion to let those organizations have whatever they need with Magistrate Waddell seconding. The roll call was unanimous.

Judge Robertson said Attorney H.K. Cooper and Mayor Nick Shearer would like to address the Court regarding the possible annexation of land on Airport Road and the Judge said the way he understood it, it was the right-a-way only. Atty. Cooper and Mayor Shearer said that was correct. Atty. Cooper thanked the Court for allowing them to speak and continued to say the City of Jamestown is in the process of annexing two tracts of land on Airport Road. The first tract being owned by the Davis Brothers for their tube mill operation, which the City had purchased and sold to them. The other tract is the Drag Strip property. Atty. Cooper said the City is pursuing a Corridor Annexation and the property is essentially across the road from Stephens Pipe and Steel but to have access you have to cross the road. Up to the blue water tower is the City Limits and from there on would be the corridor which is approximately 1700 feet and up to the entrance of the Drag Strip. Atty. Cooper said they have sent letters advising of this annexation and what we are asking for to facilitate this to make it easier is the Court's consent of the annexation of this corridor which will be access to those two tracts of land. Judge Robertson said he would like to make a correction instead of 1700 feet it was ½ mile from the water tower to the drag strip entrance. Judge also said if this annexation takes place that would turn the road into a city street and the city's responsibility. Atty. Cooper said yes it would. Magistrate Garner asked if they were just taking in the road and no residents. Atty. Cooper and Mayor Shearer both said just the road, no residents. Atty. Cooper reiterated it would be only road and right-a-way (15ft. from center).

Atty. Cooper continued saying he felt this would be a wonderful opportunity for the two Cities to cooperate and develop that area. With water access from both cities, Magistrate Holt inquired if they anticipated any problems getting industry in there with it being Jamestown property and Russell Springs property. Atty. Cooper said he saw that as an opportunity for them. Judge Robertson stated the letter they had received was dated actually two days after the fiscal court had transferred the property to RCIDA. Atty. Cooper said they had gotten in a bind because statute says you notify the people who own the property as of January 1 and they were in Bullitt

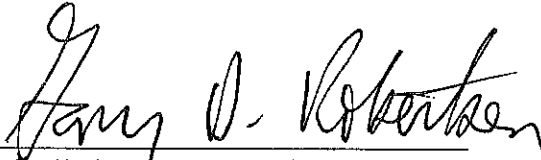
County. We threaten condemnation with the fiscal court's help so then they agreed to sell, but that deed was not recorded nor was the IDA's. Judge Robertson said we signed the deed the 2nd.

Magistrate Richardson asked Atty. Cooper and Mayor Shearer if they had been working with the City of Russell Springs on this annexation. Atty. Cooper and Mayor Shearer said they had not, but they needed to be. Magistrate Richardson also asked with Atty. Cooper being the City of Jamestown attorney and the RCIDA attorney how could he be working on this. Atty. Cooper told Magistrate Richardson because the RCIDA thru discussion said they were not going to take a position on this, but if they did Atty. Cooper said he would step aside. Cooper went on to say there would be a second reading on the 19th and then it would be published in the paper and people will have 60 days to oppose it. Magistrate Richardson said he just didn't understand the urgency. Atty. Cooper said the City of Jamestown just wanted to make sure they have room to expand their territory, increase their industrial base as well as protect their interest.


Magistrate Johnson expressed his concerns that residents didn't want it annexed. Atty. Cooper reiterated that there would be no residents annexed. Magistrate Holt asked Judge Robertson if there was any legality that the Court would be looking at. Judge Robertson said no, if it goes through you have economic development opportunity and if it nothing develops it's now a city street and the city's responsibility.

Following additional discussion Magistrate Garner made a motion approving the City of Jamestown's annexation of the 30ft. right-a-way from the water tower to the old drag strip entrance on the left and from Geneva Drive to the water tower on the right with Magistrate Waddell seconding. The roll was called and the motion passed with 4 yes votes and 1 no vote (Magistrate Richardson).

ADJOURN: There being no further business Magistrate Garner made a motion to adjourn the meeting with Magistrate Waddell seconding. All were in favor and the meeting adjourned at 6:20 p.m.



Gary D. Robertson, Co. Judge Executive



Kim Fenske, Co. Treasurer