

**RUSSELL COUNTY FISCAL COURT
REGULAR MEETING
MONDAY MAY 8, 2023
5:30 P.M.**

The Russell County Fiscal Court held their regular monthly meeting on Monday May 8, 2023 at 5:30 p.m. Those in attendance were County Judge Executive Randy Marcum, Magistrates Terry Waddell, Mickey Garner, Zach Wilson, Steve Richardson, Larry Skaggs, County Attorney Kevin Shearer and County Treasurer Kim Blanchet.

WELCOME, PLEDGE & OPENING PRAYER: Judge Marcum welcomed those present and asked Brother Carter Stewart to pray followed by the pledge of allegiance.

MINUTES: Judge Marcum presented the minutes from the April 10, 2023 regular meeting. Magistrate Garner made a motion to approve the minutes with Magistrate Waddell seconding. All in favor, none opposed. The motion passed.

PAY BILLS: Judge Marcum 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 Wilson seconding. All in favor, none opposed. The motion passed.

2ND READING FOR PARTIAL CLOSURE OF BACK CREEK ROAD: Judge Marcum stated he was going to jump out of order on the agenda because there were some folks in the audience who wanted to speak about the partial closure of Back Creek Road. Mr. Carnes came before the court and expressed his concerns over the partial closure because it would make getting to his family owned property only accessible via the river. He stated there were 2 other residents that felt the same way. Magistrate Garner stated we had received a letter from one of the property owners, Danny Woodcox, who also was opposed to the closure. Magistrate Garner stated in light of the positions of the other homeowners, he moved to reject the closure. Magistrate Waddell seconded the motion. All in favor, none opposed. The motion passed.

DETENTION CENTER REPORT: Jailer Dunbar read the jail report as follows: Corrections Assist \$7,519.51; Prescription Co-pay \$439.63; Nurse Visits \$162.04; HB 452 \$338.33; HB 556 (2 checks) \$12,410.00; DUI Fees \$574.80; State Inmate Housing \$70,998.06; HB 413 \$1,885.61; Traffic School \$57.33; Clinton County Inmate Housing \$3,406.98; Booking Fees \$1,730.21; Vending Commission \$26.54; Phone Commission \$3,584.38; Reimbursement \$1,003.29; Per Diem \$2,229.82; Interest \$38.44; The expenses were \$184,795.55 which makes a difference of income and expenses (\$78,390.58). There was 46 hours overtime. As of today there are 81 state inmates, 2 from Clinton County and 32 from Russell County for a total of 115 inmates. Magistrate Garner made a motion to accept the detention center report with Magistrate Richardson seconding. All in favor, none opposed. The motion passed.

SHERIFF'S REPORT: Sheriff Polston provided his report for the month of April. He stated there were 292 calls for service; 12 arrests; 5 Domestic; 11 1045's; 4 1046's; 29 Officer Requests; 8 EMS assists; 10 mental health transports; 66 court paper served; 2,040 court security transport miles; and 49 vehicle inspections; 29 CCDW issued. He stated his office collected \$137,964.01 tax bills in April. Magistrate Waddell made a motion to accept the report with Magistrate Garner seconding. All in favor, none opposed. The motion passed.

TREASURER'S MONTHLY SETTLEMENT REPORT & PRE-APPROVED MONTHLY AE TRANSFERS: Judge Marcum stated the treasurer's report and pre-approved AE transfers were in the packet and asked the court if anyone had any questions regarding those reports. Magistrate Garner made a motion to approve the monthly settlement report and accept the pre-approved AE transfers with Magistrate Skaggs seconding. All in favor, none opposed. The motion passed.

2ND READING ORDINANCE 23-03 FISCAL COURT 2023-2024 BUDGET AND RECURRING EXPENSES: Treasurer Blanchet read the budget ordinance. The totals were General \$3,998,330.00; Road \$1,702,933.00; Detention Center \$2,771,873.00; LGEA \$25,800.00; ASAP \$166,000.00; Grants \$33,100.00; Emergency Shelter \$7,506.00; ARPA \$1,965,881.00; Tourism \$215,000.00; 911 Dispatch \$592,490.00; Airport General \$330,450.00; Airport Project \$197,053.00; Airport Board \$129,660.00; Airport Terminal Project \$1,383.00; ABC \$139,070.00 LATCF \$305,740.00;

Opioid Settlement \$299,921.00; Clerk Storage \$46,595.00 for a total of all budget funds of \$12,928,675.00. The budget was approved by the State Local Finance Officer from Department of Local Government on April 11, 2023. Magistrate Garner made a motion to accept the Fiscal Year 2024 Budget ordinance and recurring expenses with Magistrate Wilson seconding. All in favor, none opposed. The motion passed.

KYTC DISTRICT 8 FLEX FUNDING RECOMMENDATIONS: Judge Marcum stated we had received information from District 8 with the state's recommended improvements for us. He stated those improvements were for asphalt resurfacing from MP 3.479 at the intersection of KY 379 to MP 6.120 ending at the intersection of US 127. He added the Flex Funds the county would be receiving for FY 23-24 were \$275,113.00.

OPEN BIDS FOR JANITORIAL SUPPLIES: Judge Marcum stated we had only received two bids for janitorial products. He stated the bids were from Norvex and Cintas. Judge Marcum stated we generally will accept all bids to give the court the opportunity to shop to get the best price amongst all bidders. Magistrate Richardson made a motion to accept both with Magistrate Skaggs seconded the motion. All in favor, none opposed. The motion passed.

OPEN BIDS FOR FUEL, OIL, CHIP & SEAL, HOT MIX, BLACKTOP, POTHOLE PATCH, ROCK & TILE: Judge Marcum opened the bids as follows:

- Fuel, **Southern Petroleum** - rack price plus \$.020 per gallon excluding applicable freight and tax. **Continental Refining Company** – Unleaded Octane Gasoline, rack price per gallon 2.3470; Margin .09; Freight .15; Total Cost 2.587. Diesel Fuel, Rack Price per gallon 2.4292; Margin .09; Freight .15; Total Cost \$2.6692. Magistrate Garner made a motion to accept the bids from both vendors with Magistrate Skaggs seconding. All were in favor, none opposed. The motion passed.
- Asphalt, **Selby Asphalt Maintenance** - will provide the following services to Russell County in connection with road maintenance and repair, such as asphalt repair, repair of cracks, rock & tile work, emergency storm debris removal & emergency road services, sealing, pavement markings, backhoe & skid steer services and snow removal. For asphalt repair – any and all areas will be prepped (dug out, cleaned out, and/or filled with gravel.) This will be done so by Selby Asphalt Maintenance. In recent negotiations with Gaddie Shammrock asphalt prices will be quoted on a weekly basis to ensure you getting the lowest asphalt prices possible. With this pricing we respectfully ask to quote each job on a job to job basis. This is due to the fact that some asphalt will be coming out of the Columbia plant and some will be coming out of the Albany plant. Any job quoted in advance in the effect that asphalt goes up before the job is completed you will only pay the quoted price. (Rock will be extra* *Along with a modest Fuel Surcharge.* All repairs must be approved by someone designated by the Road Foreman, County Judge, or Magistrate of said District. Terms are net 30 days from completion of work performed. **D & D Sealing & Striping LLC** – Every job to be bid per magistrate; blacktop will be bid by Gaddie Shamrock prices. Magistrate Garner made a motion to accept the bids from both vendors contingent both are bonded and have the proper KY certification. Magistrate Richardson seconded the motion. All were in favor, none opposed. The motion passed.
- Road Oil, **Hudson Materials** – RS2 \$3.00 per gallon, SS-1H \$3.00 per gallon, Enviro \$5.00 per gallon, Pug Mill \$.35 per gallon. If in a case you order a partial load under 5300 gallons you will add \$.16 cents per gallon. Prices are subject to change with increase or decrease of raw material costs or state index. Magistrate Garner made a motion to accept this bid with Magistrate Wilson seconding. All in favor, none opposed. The motion passed.
- Chip Seal, **Gaddie Shamrock** – A rate of \$0.40 per ton will be paid for each mile beyond the 10 mile radius with minimum hauling being \$4.00 per ton; the following prices include labor and equipment per mile furnished by Gaddie, single seal 12 feet & under road width \$4,840.00, 13 thru 18 feet road width \$6,600.00; double seal 12 feet & under road width \$6,600.00, 13 thru 18 feet road width \$8,965.00. The county is responsible for furnishing the oil and stone for chipping and preparing and shaping the roads. If prep work is done by Gaddie Shamrock, all equipment used will have a charge of \$143.00 per hour per unit. A price of \$1,925.00 per road will be charged for moving for roads .40 miles and under. A minimum daily charge of \$4,840.00 (final decision to be discussed with foreman David Branham). Magistrate Garner made a motion to accept the bid with Magistrate Richardson seconding. All in favor, none opposed. The motion passed.

- Chip Seal, **Gaddie Shamrock Jabez only** - A rate of \$0.40 per ton will be paid for each mile beyond the 10 mile radius with minimum hauling being \$4.00 per ton; the following prices include labor and equipment per mile furnished by Gaddie, single seal 12 feet & under road width \$7,260.00, 13 thru 18 feet road width \$6,600.00; double seal 12 feet & under road width \$9,900.00, 13 thru 18 feet road width \$12,000.00. The county is responsible for furnishing the oil and stone for chipping and preparing and shaping the roads. If prep work is done by Gaddie Shamrock, all equipment used will have a charge of \$143.00 per hour per unit. A price of \$2,200.00 per road will be charged for moving for roads .40 miles and under. A minimum daily charge of \$7,260.00 (final decision to be discussed with foreman David Branham). Magistrate Garner made a motion to accept the bid with Magistrate Richardson seconding. All in favor, none opposed. The motion passed.
- Stone, **Gaddie Shamrock** – F.O.B. Adair: #3 stone \$8.00 per ton; # 57 & 68 stone \$10.00 per ton; #8 stone \$12.00 per ton; #610 & DGA stone \$8.00 per ton; crusher run \$6.00 per ton; zero stone \$8.00 per ton – F.O.B. Russell: #3 stone \$12.00 per ton; #57 & 68 stone \$14.00 per ton; #8 stone \$14.00 per ton; #610 & DGA stone \$12.00 per ton; zero stone \$12.00 per ton. Stockpiling from Columbia Quarry to Jabez \$.25 per ton mile from quarry location; stockpiling from Russell County site \$.25 per ton mile from quarry location. A minimum haul of \$4.00 per ton will be applied to haul within 16 miles of the nearest quarry. A rate of \$0.25 per ton will be paid for each mile beyond the 16 mile distance. **Albany Quarry** – FOB from Albany Quarry: #610 \$5.50 per ton; Zero \$7.25 per ton; #2 \$7.25 per ton; #5 \$7.25 per ton; #57 \$7.25 per ton; #8 \$7.25 per ton; DGA \$5.50 per ton; CSB \$6.00 per ton; Shot Rock \$6.25 per ton; Rip Rap \$7.25 per ton; Boulders \$8.00 per ton; Screenings \$4.95 per ton; Custom Mix \$7.25 per ton; Ag Lime \$4.75 per ton. Magistrate Garner made a motion to accept both the bids presented. Magistrate Waddell seconded the motion. All were in favor. None opposed. The motion passed.
- Hot Mix, **Gaddie Shamrock** – Bid price of \$98.00 is based on the price index of \$639.29 per liquid ton. With every \$10.00 increase in the cost of liquid asphalt per ton over this amount, the base index will increase \$1.00 per ton. This index will also work in reverse as prices decline. Prices will be determined by the Kentucky Average Price index at the time of actual work performed. The F.O.B. price is \$82.00 per ton based on the current Ky. Highway Index price. At Gaddie's discretion, any tonnage amount under 100 tons at any specific location will be \$25.00 premium can be added to index price. An additional \$4.00 per ton will be added to haul when paving in Jabez area. Also noted, all quoted prices will fluctuate with the KY Highway Index price. All hot mix, materials, workmanship and equipment meet with the Kentucky Department of Transportation's specifications. Terms of accounts are net 30 days. This bid is valid for thirty days. The following prices will remain in effect for a one-year period. Gaddie Shamrock maintains the option with the County to extend this agreement for more than one year if agreed upon by both parties. Magistrate Garner made a motion to accept the all the bids submitted from Gaddie Shamrock with Magistrate Richardson seconding. All in favor, none opposed. The motion passed.

PREAPPROVAL TO PAY LIBRARY WHEN FLOOD CONTROL MONEY COMES IN: Judge Marcum stated that we are expecting the flood control money from the federal government any day. When it comes we are required to give 18% of it to the library. Since it is generally received this time of year and it's close to the end of our fiscal year he asked for pre-approval to pay the library as soon as it comes in. Magistrate Garner made a motion to pre-approve to pay the library when the flood control money comes in. Magistrate Waddell seconded. All in favor, none opposed. The motion passed.

HEALTH CARE RENEWAL: Judge Marcum stated we had received the renewal rates for the healthcare plans for the county. He stated the rate renewal had come in at 8% which was within the budget. Judge Marcum also made the recommendation we go with one carrier for all payroll deducted fringe benefits. He stated currently we are paying multiple carriers for extra life insurance, short term disability, cancer, etc and it is an administrative mess. By going with one carrier it will streamline the process. He went on to state all employees could continue with the carriers they now have but they would have to notify those carriers to have them to be billed directly instead of payroll deductions. Magistrate Skaggs made a motion to accept the healthcare renewals as well as moving to one carrier for the extra benefits with Magistrate Wilson seconding. All in favor, none opposed. The motion passed.

APPOINT REDISTRICTING COMMITTEE: Judge Marcum stated we are required to select 3 citizens from the county to work with the county clerk to go over the latest census information to see if the magisterial districts need to be reapportioned. He stated he had found 3 individuals that are willing which are Ruth Hill, Rick Holt and Scott Pierce. There was also discussion about paying those citizens for their work. Magistrate Garner suggested we pay each \$500.00. Magistrate Garner made a motion to appoint those 3 citizens & pay them \$500.00 each with Magistrate Waddell seconding. All in favor, none opposed. The motion passed.

ROAD AUDIT FINDINGS & RESOLUTION: Judge Marcum stated a list of roads for each district were provided to the magistrates at the last meeting and we now needed to approve/accept those findings so we are in compliance with the ADD office as well as the state on all of the county roads. He also stated once we had approved & accepted the findings the ADD office would supply us with a resolution to pass stating so. He asked for the court to pre-approve the signage of the resolution so we wouldn't have to call a special called meeting. Magistrate Garner made a motion to approve & accept the audit findings for all the county roads and pre-approve the signing of the resolution. Magistrate Wilson seconded the motion. All in favor, none opposed. The motion passed.

NUISANCE CASES: Judge Marcum asked County Attorney Shearer to explain. Attorney Shearer stated the court had asked them to intervene in the nuisance cases that had been filed with the county and he had a list of those cases he needed approval to proceed on. Magistrate Waddell made a motion to allow the County Attorney to proceed on the cases presented with Magistrate Skaggs seconding. All in favor, none opposed. The motion passed.

EASEMENT FOR ADAMS PROPERTY: Judge Marcum explained the Adam's owned property adjacent to county property where the Child Advocacy Center is located and they were asking for an easement so they could provide a sewer line back to where the Creeks were located. The easement and waterline would be going through the woods and would not pose any type of issue for the county. Magistrate Wilson made a motion to allow and approve the easement with Magistrate Skaggs seconding. All in favor, none opposed. The motion passed.

OTHER BUSINESS:

Judge Marcum stated we needed to transfer \$453.56 from the Dispatch fund to the Ambulance Service which was for enhanced Medicaid. Magistrate Garner made a motion to transfer the funds with Magistrate Richardson seconding. All in favor, none opposed.

Judge Marcum stated to the court he had been in contact with KYEM regarding the county getting approved for some FEMA money from the recent wind event in March. He stated he would like to advertise for a bid for a company that has the expertise in helping counties to apply for the FEMA assistance. Magistrate Waddell made a motion to allow the judge to advertise for a bid for a company with that type of expertise. Magistrate Garner seconded the motion. All in favor, none opposed.


Magistrate Garner stated he had spoken with Road Forman Lewis Conner who said the road department was going to need a new dump truck. Magistrate Garner suggested we use the funds from the surplus auction to help fund the purchase of a used dump truck for the road department. Magistrate Garner made the motion to allow Road Forman Conner to look for a good used dump truck and pre approve the spending for said dump truck up to \$50,000.00. Magistrate Richardson seconded the motion. All in favor, none opposed.

Tourism Director Danielle Wilson came before the court to tell them about how the county was going to be put on the map with some new Electric Vehicle charging stations that would be placed at the tourism building in Russell Springs.

Judge Marcum announced to the court how we had been approached by a weather company, Climavision to put a weather beacon on a water tower. He stated the City of Jamestown had allowed them to utilize the tower in Jamestown and this would fill a much needed gap in weather forecasting. Judge Marcum also stated with this new beacon we would be alerted 15 minutes faster for inclement weather than in the past.

Magistrate Richardson asked what was going on with the 911 building project. Judge Marcum replied we had still not heard back from the state approving the design or location and we were still waiting. Magistrate Richardson stated he felt we should contact Precision Engineering and have them to provide us a quote on moving from the current location to the proposed location. No action was taken.

ADJOURN: With nothing further to discuss, Magistrate Garner made a motion to adjourn with Magistrate Wilson seconding. All was in favor. The meeting adjourned at 6:55 p.m.



Randy Marcum
County Judge Executive



Kim Blanchet
County Treasurer & Fiscal Court Clerk