

**RUSSELL COUNTY FISCAL COURT  
REGULAR MEETING  
MONDAY APRIL 14, 2014  
6:00 P.M.**

The Russell County Fiscal Court held their regular monthly meeting on Monday April 14, 2014 at 6:00 p.m. at the Russell County Courthouse. Those in attendance were County Judge Executive Gary D. Robertson, Magistrates Greg Popplewell, Brook Cochran, Ronald Johnson, Jimmy McQueary, Larry Holt, County Attorney Kevin Shearer, Assistant County Attorney Don Byrom and County Treasurer Kathy Tupman.

**WELCOME, PLEDGE & OPENING PRAYER:** Judge Robertson welcomed all those present and led everyone in the pledge followed by a prayer by Wayne Keith.

**MINUTES:** Judge Robertson presented the minutes from the March 10, 2014 meeting. Magistrate Johnson made a motion to approve the minutes with Magistrate McQueary seconding. The roll call was unanimous.

**PAY BILLS:** Judge Robertson submitted a list of bills to be approved. Magistrate Popplewell made a motion to pay the bills with Magistrate Cochran seconding. The roll call was unanimous.

**DETENTION CENTER REPORT:** Jailer Dunbar read the jail report as follows: Prescription & Medical co-pays & reimbursement \$525.12; HB 452 \$332.24; 3<sup>rd</sup> quarter DUI \$624.13; Class D \$49391.84; Social Security \$400.00; HB 413 \$2,275.78; Booking Fees \$1,390.92; Vending Commission \$18.19; Phone Commission \$3,987.49; Per Diem \$857.30; Interest \$33.12 for a total income of \$59,836.13. The expenses were \$112,966.13 which makes a difference of income and expenses (\$53,130.00). The average inmates for the month were 105. There was no overtime. As of today there are 55 state inmates, 4 from Clinton County, 1 from Green County, 1 from Marion County and 33 from Russell County. Magistrate Holt made a motion to accept the jail report with Magistrate Popplewell seconding. The roll call was unanimous.

**TREASURER'S MONTHLY SETTLEMENT REPORT & QUARTERLY FINANCIAL STATEMENT:** Treasurer Tupman read the totals of each fund: General \$1,698,525.65; Road \$748,564.17; Jail \$404,179.63; LGEA \$3,013.81; ASAP \$31,971.41; Grants \$2,467.92; Tourism \$3,705.27; Dispatch \$94,094.84; Airport \$27,820.11; Airport Project \$33,654.03; DFC \$1,638.62 for a total of \$3,049,635.46. Treasurer Tupman also submitted the quarterly financial statement and reconciliation, long term liabilities, list of encumbrances, appropriation condition report and cash receipts report. Magistrate McQueary made a motion to approve with Magistrate Cochran seconding. The roll call was unanimous.

**TRANSFER \$2,467.92 FROM GRANTS TO GENERAL ACCOUNT:** Treasurer Tupman explained that when we were working on the siren grant we transferred what we thought we would need to finish the project but ended up not needing all of it so we need to transfer \$2,467.92 back into the General account. Magistrate Johnson made a motion to do the transfer with Magistrate Holt seconding. The roll call was unanimous.

**PAID INVOICE FOR WORK ON MANNTOWN ROAD EMERGENCY PROJECT:** Treasurer Tupman explained that we received an invoice from Lora Hadley a few days after the last meeting for emergency work on the Manntown Road project. She stated that we paid the invoice on 3/13/14 with check #8589 in the amount of \$2,240.00, PO 4217. Magistrate Cochran made a motion to approve the payment with Magistrate Johnson seconding. The roll call was unanimous.

**1<sup>ST</sup> READING OF ORDINANCE 14-02 REGARDING RUSSELL COUNTY FISCAL COURT 2014-2015**

**BUDGET:** Judge Robertson explained that after the announcement last week that Fruit of the Loom was closing, we got the budget committee back together and came up with cuts of approximately \$200,000 which will be the amount we will lose from Fruit of the Loom. The \$200,000 was made up by \$137,000 that was going to be extra funds created by having more receipts than expenditures for the 14-15 budget year, \$29,000 for a position at the road department that we will not fill and \$35,000 in cost of living adjustments for county employees. Treasurer Tupman read the budget ordinance. The

totals were General \$2,867,209.00; Road \$2,045,706.00; Detention Center \$1,872,404.00; 911 Dispatch \$297,304.00; Airport General \$37,700.00; Airport Project \$676,470.00; LGEA \$10,128.00; Grants \$320,000.00; ASAP \$36,500.00; DFC \$125,500.00; Tourism \$127,206.00 for a total of all budget funds of \$8,416,127.00. No vote is required for the first reading. The second reading will be at the regular May meeting.

**APPROVE STANDING ORDER OF RECURRING EXPENSES FOR 2014-2015 BUDGET YEAR:** Treasurer Tupman explained that these expenses were payments that could be made outside the court meetings and read the categories that were on the pre-approved list. Magistrate Popplewell made a motion to approve the standing orders with magistrate Johnson seconding. The roll call was unanimous.

**1<sup>ST</sup> READING OF ORDINANCE 14-03 REGARDING ELECTRICAL INSPECTION FEES:** Treasurer Tupman explained that according to KRS 1988-060, the county is required to set the electrical inspection fee structure. The fees are paid to the licensed inspector and the permits are issued through them. No fees are passed through the county funds. The fees are as follows:

**Residential & Small Commercial:** Meter Pole \$75.00; Service Change \$75.00; Yellow sticker TOP \$75.00; Re-Inspection \$75.00; Temporary \$75.00.

**Rough In:** 0-125 AMP \$75.00; 126-200 AMP \$75.00; 201-400 AMP \$85.00; 401-600 AMP \$105.00; 601-800 \$125.00.

**Final:** 0-125 AMP \$75.00; 126-200 AMP \$75.00; 201-400 AMP \$85.00; 401-600 AMP \$105.00; 601-800 AMP \$125.00.

**Multiplex – Fee per unit - same as above**

**Large Commercial & Industrial:** Fees based on electrical contract bid & addition  
1% of bid

**SUBMIT CONSERVATION DISTRICT AND EXTENSION SERVICE 2014-2015 BUDGET:** The budgets were submitted to the court. No voted required.

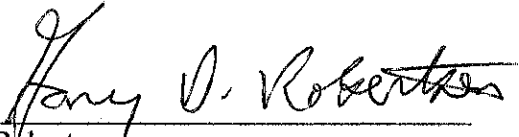
Judge Robertson stated that Ty Lenden submitted his resignation from the Tourism Board due to being transferred out of the area. The term was from January 1, 2014 until December 31, 2016. Judge Robertson recommended appointing Stephen Eastin, the new Superintendent at Lake Cumberland State Resort Park to finish the term. Magistrate Holt made a motion to accept the recommendation with Magistrate McQueary seconding. The roll call was 4 yes and 1 no. Voting yes was Magistrates Popplewell, Cochran, McQueary and Holt. Voting no was Magistrate Johnson. The motion carries.

Magistrate McQueary made a motion to extend Billy Bolin Road by 450 feet (.0852 mile) making it a total of .1772 miles. Magistrate Johnson seconded. The roll call was unanimous.

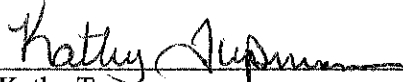
Judge Robertson stated that Dr. Schneider Automotive Group will be having an open house and ribbon cutting Wednesday. He also stated that free dump day will be Wednesday.

Judge Robertson opened the floor for public discussion. There were several citizens present that were voicing their opinion concerning A&S Proteins and the smell they are producing. The citizens who spoke were Lisa Blair, Don Robertson, Jerry Loy, Roy KimbleR and Damon McGaha. Attorney Shearer stated that the citizens and the Board of Education have done the best legal option they have to try and solve the problem by filing lawsuits. The question arose whether the county could file a lawsuit to which Attorney Shearer stated that he asked KACO in which they stated no but he thinks personally yes because the Ag department has deemed this as a public nuisance and we could join in just like the school board who filed a suit and asked for an injunction. The Ag department hasn't filed a criminal suit yet but have sited them for violations. Since the Ag department has issued citations he thinks we should be able to shut them down. Magistrate Johnson asked Attorney Shearer for his recommendation to join in a law suit. Attorney Shearer stated that if a county can't file a suit to an unlicensed rendering plant then we don't have power at all and that's scary. He recommends us either joining in or file a separate lawsuit. Magistrate Johnson made a motion to follow Attorney Shearer's recommendation to file or join a lawsuit to do any and everything he can to remedy the situation. Magistrate Popplewell seconded. The roll call was unanimous.

**ADJOURN:** Magistrate Popplewell made a motion to adjourn with Magistrate McQueqary seconding. All was in favor. The meeting adjourned at 6:50 p.m.



Gary Robertson  
County Judge Executive



Kathy Tupman  
Fiscal Court Clerk