

SPENCER COUNTY FISCAL COURT  
SPECIAL MEETING

FISCAL COURT MEETING ROOM  
28 E. Main Street

WEDNESDAY, APRIL 25, 2018  
9:00AM

- A. Call to order by the County Judge Executive, John Riley
- B. Roll Call by Spencer County Deputy Clerk, Laura Fulkerson – All Present
- C. New Business
  - 1. EMS Vehicle
    - A. Lease Resolution for KaCo

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION APPROVING A LEASE FOR THE FINANCING OF A PROJECT; PROVIDING FOR THE PAYMENT AND SECURITY OF THE LEASE; AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS RELATED TO SUCH LEASE; AND MAKING CERTAIN DESIGNATIONS REGARDING SUCH LEASE.

WHEREAS, the governing body of the County of Spencer (the "Lessee") has the power, pursuant to Section 65.940 et seq. of the Kentucky Revised Statutes to enter into lease agreements with or without the option to purchase in order to provide for the use of the property for public purposes;

WHEREAS, the governing body of the Lessee (the "Governing Body") has previously determined, and hereby further determines, that the Lessee is in need of the Project, as defined in the Lease hereinafter described; and

WHEREAS, the Governing Body has determined and hereby determines that it is in the best interests of the Lessee that the Lessee enter into a Lease Agreement (the "Lease"), to be administered by Kentucky Association of Counties Leasing Trust (the "Program Administrator") and funded by the Bank or financial institution offering the lowest and best interest rate, as selected by the Lessee (the "Lessor"), for the leasing by the Lessee from the Lessor of the Project.

NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE SPENCER COUNTY FISCAL COURT, AS FOLLOWS:

Section 1. Recitals and Authorization. The Lessee hereby approves the Lease Agreement (the "Lease") and all Collateral Documents, to the extent defined and identified in the Lease, each in substantially the form presented to this Governing Body. It is hereby found and determined that the Project identified in the Lease is public property to be used for public purposes. It is further determined that it is necessary and desirable and in the best interests of the Lessee to enter into the Lease for the purposes therein specified, and the execution and delivery of the Lease and all representations, certifications and other matters contained in the closing memorandum with respect to the Lease, or as may be required by the Lessor prior to delivery of the Lease, are hereby approved, ratified and confirmed. The Judge/Executive and Fiscal Court Clerk of the Lessee are hereby authorized to execute the Lease, together with such other agreements or certifications which may be necessary to accomplish the transaction contemplated by the Lease.

Section 2. Administration of the Lease. The Kentucky Association of Counties Leasing Trust is hereby acknowledged to be the program administrator under the Lease.

Section 3. Severability. If any Section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such Section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 4. Open Meetings Law. This Governing Body hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of

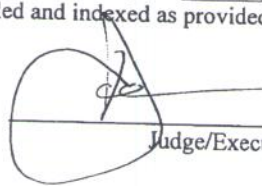
this Governing Body, and that all deliberations of this governing Body and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

Section 5. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed and the provisions of this Resolution shall prevail and be given effect.

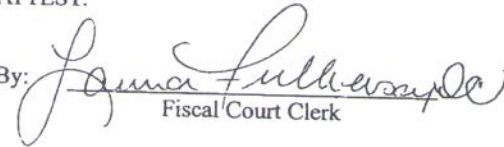
Section 6. Effective Date. This Resolution shall take effect from and after its passage and publication of a summary thereof, as provided by law.

INTRODUCED, SECONDED AND ADOPTED, at a duly convened meeting of the Governing Body, held on APRIL 25, 2018, signed by the COUNTY JUDGE EXEC of the Lessee, attested by the FISCAL COURT CLERK, filed and indexed as provided by law.

By:

  
\_\_\_\_\_  
Judge/Executive

ATTEST:

By:   
\_\_\_\_\_  
Fiscal Court Clerk

- On the motion of Esq. Goodlett, seconded by Esq. Moore it is hereby ordered to approve the KACo Lease Resolution with Esq. Moore, Esq. Goodlett and Judge Riley voting 'aye' and Esq. Bayers, Esq. Rogers and Esq. Judd voting 'nay' the motion failed. Discussion ensued.
- After discussion the votes on the motion were as follows, Esq. Goodlett, Esq. Moore, Judge Riley, Esq. Rogers and Esq. Judd voting 'aye' and Esq. Bayers voting 'nay' the motion to approve the KACo Lease Resolution was approved.

**B. Approval to pay vendor at pickup**

- On the motion of Esq. Moore, seconded by Esq. Goodlett will Esq. Goodlett, Judge Riley, Esq. Rogers, Esq. Judd and Esq. Moore voting 'aye' and Esq. Bayers voting 'nay' it is hereby ordered to pay \$129,435.00 at the time of delivery for the new ambulance.

**2. Elected officials salaries for next administration**

- **County Attorney** - . County Attorney, Ken Jones told the Court that he puts in many hours working on county business such as, county ordinances, the county administrative code, sending out letters to property owners to collect delinquent taxes, he works with the PVA office regarding tax appeals, he recently looked over the closing documents for the lot purchased by the county next to the courthouse, takes calls from the magistrates and provides legal advice to both the County Clerk and the County Sheriff. He said a modest increase would be greatly appreciated for the all the work he does. He requested an increase from his current pay of \$23,500.00 yearly to \$30,000.00.
  - Motion made by Esq. Moore, seconded by Esq. Rogers it is hereby ordered to open discussion regarding the County Attorney salary. Attorney pay rate to \$30,000.00. Esq. Moore amended his motion to include the increase for the County Attorney to \$30,000.00 yearly, Judge Riley, Esq. Rogers, Esq. Judd, Esq. Moore and Esq. Goodlett voted 'aye' and Esq. Bayers voted 'nay". Esq. Bayers informed the Court that just last year the County Attorney received an increase of approximately \$7,500.00 to hire an assistant which he said was around a 27.6% increase. NOTE: Esq. Bayers was against that increase.
- **Magistrates** – The magistrates receive a stipend to compensate for their time on committees, and meetings etc..in the amount of \$300.00 a month.
  - On the motion of Esq. Moore, seconded by Esq. Goodlett it is hereby ordered to approve decreasing the magistrates pay from \$300.00 monthly to \$200.00 monthly. Esq. Moore, Esq. Goodlett and Judge Riley all voting 'aye' and Esq. Bayers, Esq. Rogers and Esq. Judd all voting 'nay'. Motion failed.
- **Jalier**
  - On the motion of Esq. Moore, seconded by Esq. Goodlett with all members of the Court present voting 'aye' it is hereby ordered to approve the pay increase of the Spencer County Jailer from \$22,000.00 yearly to \$48,000.00 yearly to be effective January 1, 2019.

**3. Paving Projects Options**

General County Paving		to be completed by 6/30/2019		2018-2019		FLEX, 2018-2019		Balance Requesting thru State	
\$350,000 available						\$84,687 available, AFTER 7/1/2018		Discretionary Funds, 2018-2019	
Road Name:	estimate	billed				Road Name:	estimate	billed	Road Name:
Drakes Ridge Rd	60000			FC app'd 4/16/2018					
2018/2019 PAVING OPTIONS:									
Road Name	depth	length	% of wedge	estimated tons	price per ton	estimated cost			
Little Elk Rd	1.5" surf	2470' x 14.5'	10.00%	933	\$63.00	\$20,160.00			
Houghlin Rd	1.5" surf	5820' x 12.5'	5.00%	700	\$63.00	\$44,100.00			
Countryside Dr	1.5" surf	900' x 20'	5.00%	173	\$63.00	\$10,899.00			
Red Bud Circle	1.5" surf	1600' x 12'	5.00%	185	\$63.00	\$11,655.00			
Dogwood Circle	1.5" surf	6400' x 14'	5.00%	986	\$63.00	\$62,118.00			
Ochs Ln	1.5" surf	2390' x 11'	5.00%	253	\$63.00	\$15,939.00			
low water crossing to Coulter Rd									
Yoder Tipton	1.5" surf	19970' x 17'	5.00%	3327	\$63.00	\$209,601.00			
John Henry Rd	1.5" surf	14150' x 15'	5.00%	3205	\$63.00	\$87,255.00			
Jewell Valley Rd	1.5" surf	1600' x 20.5'	5.00%	316	\$63.00	\$19,908.00			
Billy Coulter Rd	1.5" surf	803' x 11'	10.00%	87	\$63.00	\$8,763.00			
Beech Creek Rd	1.5" surf	16060' x 11'	5.00%	1815	\$63.00	\$114,345.00			
Ray Rd	1.5" surf	800' x 24'	5.00%	219	\$63.00	\$13,797.00			
Cessna Ct	1.5" surf	871' x 21'	5.00%	179	\$63.00	\$11,277.00			
Pilots Way	1.5" surf	2578' x 21'	5.00%	530	\$63.00	\$33,390.00			
Brashears Creek R	1.5" surf	17420' x 15'	5.00%	2560	\$63.00	\$161,280.00			
from Fairgrounds Rd to Little Mount ChurchRd									
Rolling Trail		5754' x 21'	5.00%	1163	\$63.00	\$73,269.00			
Greer Martin Rd						\$44,100.00			
						\$941,856.00	total projects		

Esq. Bayers requested both Cessna Ct and Pilots Way to be part of the paving.

Judge Riley recommended the following roads to be paved, Little Elk Rd, Red Bud Circle, Dogwood Circle, Ochs Lane, Billy Coulter Road, Beech Creek Road, Pilots Way, Greer Martin Road and Drakes Ridge (which was approved previously).

- On the motion of Esq. Bayers, seconded by Esq. Moore with all members of the Court present voting 'aye' it is hereby ordered to approve the amount of \$350,000 for General Paving to be used by 6/30/2018.
- On the motion of Esq. Moore, seconded by Esq. Goodlett with all members of the Court present voting 'aye' it is hereby ordered to approve the paving of Rolling Trail and Countryside Drive out of the 2018/2019 Flex Funds to be available after 7/1/2018.

**4. Budget Proposal for FY 2018-2019**

Discussion ensued. No action taken.

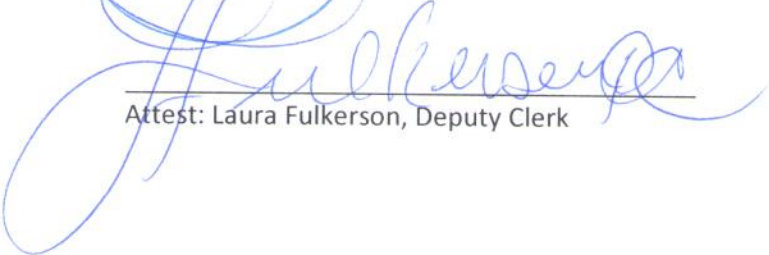
**D. Adjournment**

- On the motion of Esq. Bayers, seconded by Esq. Goodlett with all members of the Court present voting 'aye' it is hereby ordered to adjourn this Special Meeting of Fiscal Court at 10:20am.



\_\_\_\_\_  
County Judge Executive, John Riley

5-9-18  
\_\_\_\_\_  
Date Signed



\_\_\_\_\_  
Attest: Laura Fulkerson, Deputy Clerk

5-9-18  
\_\_\_\_\_  
Date Signed