

REGULAR SESSION BULLITT COUNTY FISCAL COURT
HELD ON TUESDAY MARCH 3, 2020, AT 9:30 A.M.

PRESENT:

HON. JERRALL SUMMERS, BULLITT COUNTY JUDGE/EXECUTIVE, PRESIDING
AND MAGISTRATES: Dennis Mitchell, Shaun Logsdon, Joe Laswell, Joe Rayhill
BULLITT COUNTY ATTORNEY: John W. Wooldridge DEPUTY JUDGE: Kay Parrish
BULLITT COUNTY SHERIFF: Walt Sholar DEPUTY CLERK: Samantha Shaner

Judge Summers called the meeting to order at 9:30 a.m. and welcomed everyone. All magistrates were present. Magistrate Rayhill gave the invocation and Southeast Fire Chief Erik Butler led the pledge to the flag.

TREASURER'S TRANSFER REPORT

Transfers: Expenditures by Date from the Treasurer's Office dated through February 28, 2020 and March 3, 2020 has been submitted for Fiscal Court's review and approval. Copies are on file in the County Clerk's Office.

On motion by Esq. Mitchell, seconded by Esq. Logsdon, with Fiscal Court having concurred, accepting the Transfers: Expenditures by Date Report as presented.

Vote: Unanimous for—motion carried.

FISCAL COURT/TREASURER BILLS APPROVED

Open Invoice Reports from the Judge/Executive's Office dated through March 3, 2020 had been submitted for Fiscal Court's review and approval and copies are on file in the County Clerk's Office. Disbursements from each fund totaled: #01- \$303,084.03; #02- \$11,419.97; #03- \$34,206.32; #09- \$5,068.24; #77- \$105,936.59. Grand total disbursements from all funds: \$459,715.15.

Open Invoice Reports from the Treasurer's Office dated through February 27, 2020 had been submitted for Fiscal Court's review and approval and copies are on file in the County Clerk's Office. Disbursements from each fund totaled: #00- \$17,645.21; #01- \$85,110.30; #02- \$67,561.05; #03- \$96,717.33; #09- \$125,623.49. Grand total disbursements from all funds: \$392,657.38.

On motion of Esq. Rayhill, seconded by Esq. Laswell, with Fiscal Court having concurred, the claims referenced above totaling \$852,372.53 were approved as presented and were ordered to be paid.

Vote: Unanimous for—motion carried.

MINUTES APPROVED

On motion of Esq. Logsdon, seconded by Esq. Rayhill, and Fiscal Court having agreed to dispense with the formal reading, the minutes of the regular session of Bullitt County Fiscal Court held on Tuesday, February 18, 2020, were approved as presented and the Judge was authorized to sign the same.

Vote: Unanimous for—motion carried.

PRESENTATION
SHERIFF'S OFFICE
DEPUTY OF THE MONTH

Sheriff Sholar presented the January 2020 Deputy of the Month to Lieutenant Scotty McGaha. His son, Lieutenant Jamie McGaha, received the award on behalf of his father. He also received a Distinguished Letter by the House of Representatives for his father.

**PRESENTATION
JUDGE SUMMERS**

Judge Summers spoke to Fiscal Court about the dire need for revenue within the county. He stated that the Court is responsible for Bullitt County and all the services the county provides. He stated that this Administration is not adding any long term debt to the County, for they are trying to decrease the size of debt the County owes. One way to do that is through the Insurance Premium Surcharge for a two-year period. For the Kentucky Retirement System, from now until 2028, the county will have to pay out approximately \$5,200,00.00 for retirement. With raising the Insurance Premium Surcharge to 10% county wide, we could free up 1.5 million cash in the county moving forward. He stated that they have made a commitment to the Retirement System and they have to find a solution. He stated that this change will not be permanent and will rescind back to 5%, once the county gets out of debt. He stated that he will accept this responsibility and will be working towards a solution.

**ZONING ORDINANCE: FIRST READING
ORDINANCE #20-01**

A zoning ordinance for property owned by Jennifer Howlett, has been advertised for first reading and public hearing at this meeting. Planning and Zoning Director Felicia Harper gave the following overview of the Planning Commission's hearing and recommendation on Docket #2020Z-01:

- Ordinance #20-01; Docket #2020Z-01; Jennifer Howlett—an ordinance changing the zoning from Agriculture to R-1 Residential. The property in question is 1.269 acres, more or less, located on a portion of 670 Light Lane, in an unincorporated area of the county.

The Planning Commission recommended that the zoning change be approved based upon the fact that the requested zoning change is in agreement with the adopted Comprehensive Plan.

Assistant County Attorney, Robert Flaherty, gave the first reading, in summary, of Ordinance #20-01 for the record, and a copy is on file at the County Clerk's Office.

**SAFETY CIRCUIT RIDER PROGRAM
COOP AGREEMENT**

On motion of Esq. Mitchell, seconded by Esq. Rayhill, with Fiscal Court having concurred, to accept the Safety Circuit Rider Program Cooperative Agreement.

Vote: Unanimous for—motion carried.

**ORDINANCE 19-13, AMENDMENT ONE
FIRST READING**

Treasurer Kenann Sharp, read in Summary form Ordinance 19-13, Amendment One, relating to the Annual Budget and Amendment thereof the County has realized unbudgeted receipts from the General, Road, Jail, LGEA, EMS, and Dispatch Funds.

SUMMARY**AN ORDINANCE RELATING TO THE ANNUAL BUDGET AND AMENDMENT THEREOF:**

Whereas the County of BULLITT has realized unbudgeted receipts from General, Road, Jail, LGEA, EMS & Dispatch Fund(s).

Be it ordained by the Fiscal Court of County of BULLITT, Commonwealth of Kentucky:

SECTION ONE: The budget for fiscal year 2019/2020 is amended to:

A. INCREASE/Decrease the receipts of the General, Road, Jail, LGEA, EMS & Dispatch Fund(s) by \$1,949,950.88, and include unbudgeted receipts from:

ACCOUNT CODE	DESCRIPTION	AMOUNT
01	General	\$1,026,516.28
02	Road	\$187,950.75
03	Jail	\$3,129.48
04	LGEA	\$356,958.78
09	EMS	\$15,764.12
77	Dispatch	\$350,231.47

B. INCREASE/Decrease expenditure account(s):

ACCOUNT CODE	DESCRIPTION	AMOUNT
01	General	\$1,026,516.28
02	Road	\$187,950.75
03	Jail	\$3,129.48
04	LGEA	\$356,958.78
09	EMS	\$15,764.12
77	Dispatch	\$350,231.47

Please note: This amendment is in summary form. However, you may request to view the Amendment in its entirety in the County Treasurer's office during normal business hours Monday-Friday 8am-4pm.

**ROAD DEPARTMENT
FUEL BIDS**

On motion of Esq. Rayhill, seconded by Esq. Mitchell, with Fiscal Court having concurred, to accept A and M bid on oil for the Bullitt County Road Department, including \$.335 per gallon markup on Unleaded Gasoline, \$.089 per gallon markup on Diesel Fuel, and \$.02 per gallon markup for Winter Fuel Additive (November 1-March 31) on Diesel Fuel.

Vote: Unanimous for—motion carried.

**ROAD DEPARTMENT
ASPHALT BIDS**

On motion of Esq. Rayhill, seconded by Esq. Mitchell, with Fiscal Court having concurred, to accept MAGO Construction Company's bid at \$42.00 per ton on CL2 Asphalt Base and \$46.00 per ton on CL2 Asphalt Surface.

Vote: Unanimous for—motion carried.

ORDINANCE 20-02; FIRST READING
AMENDING ORD 00-15
INSURANCE PREMIUM SURCHARGE

Assistant County Attorney Rob Flaherty, read the first reading of Ordinance 20-02, an Ordinance amending Ordinance 00-15 and reaffirming and imposing license fee on Insurance Companies (Insurance Premium Surcharge) engaged in the business of insurance within Bullitt County. The second reading will be held on March 17, 2020 at the next Fiscal Court Meeting.

Discussion was had amongst Judge Summers, Magistrates, and County Attorney John Wooldridge.

**COMMONWEALTH OF KENTUCKY
BULLITT COUNTY
ORDINANCE NO. 20-02**

AN ORDINANCE AMENDING ORDINANCE 00-15 and REAFFIRMING AND IMPOSING A LICENSE FEE ON INSURANCE COMPANIES ("INSURANCE PREMIUM SURCHARGE") ENGAGED IN THE BUSINESS OF INSURANCE WITHIN BULLITT COUNTY.

WHEREAS, The General Assembly of the Commonwealth of Kentucky allows fiscal courts to impose license fees on insurance companies within their respective counties; and,

WHEREAS, the Fiscal Court of Bullitt County previously determined that the imposition of such fees (insurance premiums surcharge) will further the health, safety, welfare and convenience of the residents of this county,

NOW, THEREFORE, BE IT ORDAINED by the Fiscal Court of the County of Bullitt, Commonwealth of Kentucky, as follows:

Section 1: It is hereby imposed on each insurance company a license fee for the privilege of engaging in the business of insurance within Bullitt County, Kentucky, for the fiscal year beginning July 1, 2020, and thereafter on a calendar year basis.

Section 2: The license fee imposed on each insurance company which issues any insurance policy, which is not a health or life insurance policy, shall be Ten (10%) percent of the premium actually collected within each calendar quarter by reason of the issuance of such policies on the risk located within Bullitt County on those classes of business which such company is authorized to transact, less all premiums returned to policy holders; however, any license fee imposed upon premium receipts shall not include premiums received for insuring employers against liability for personal injuries to their employees, or death caused thereby, under the provisions of the Workers' Compensation Act and shall not include premiums from policies of health or life insurance.

Section 3: The revenue derived from the license fees herein levied shall be paid into and become a part of the general fund of the county and paid to the county Treasurer and shall be paid at the address indicated in the insurance premium license fee return no later than 30 days after the end of the calendar quarter. License fees not paid to the Treasurer in the manner prescribed on or before the due date shall bear interest at the rate defined in KRS 131.183.

Section 4: Every insurance company subject to the license fees imposed by this Ordinance shall annually, by March 30, furnish to the Bullitt County Treasurer at the address indicated in the insurance premium license fee return a written breakdown of all

collections in the preceding calendar year for the following categories of insurance: (a) casualty; (b) automobile; (c) Inland Marine; (d) fire and all perils.

Section 5: The Clerk of the Bullitt County Fiscal Court is hereby directed to transmit a copy of this Ordinance and any future amendment thereof, or any amendment of any section thereof, to the Commissioner of Insurance, Commonwealth of Kentucky.

Section 6: This Ordinance shall take effect on July 1, 2020

Section 7: All ordinances and resolutions, to the extent they are inconsistent herewith, are hereby repealed.

BE IT SO ORDAINED BY THE BULLITT COUNTY FISCAL COURT.

Given first reading at the regular meeting of the Bullitt County Fiscal Court on the 3rd day of March, 2020.

Given second reading, voted on, and passed at a regular meeting of the Bullitt County Fiscal Court on the 17th day of March, 2020.


BULLITT COUNTY CLERK

**SPEAKER
VETERANS**

Bruce Thomason thanked Fiscal Court for making parking spots for veterans at the courthouse. He also stated that March 29, 2020 is Vietnam Vet Day and the Pioneer News will have an article if anyone has a story they would like to share or would like to thank a Veteran for their service.

**SPEAKER
EMERGENCY MANAGEMENT SERVICES**

Robbie Smither addressed Fiscal Court about his concerns as being a former employee of the Bullitt County Emergency Management Services. He stated that he spoke up on an issue he had witnessed and believes that is ultimately what had got him fired. He wants to appeal the termination since he believes it was unjust and retaliation.

**SPEAKER
PVA ADMINISTRATOR**

Administrator Depp Rasner gave a brief update to Fiscal Court on the PVA Office. He stated that they are 42 days ahead of schedule and more home reassessments in the Second Quad will be increasing this year after inspections. He stated that they have several new programs that are positively affecting the PVA Office such as the Birthday Program, digitization of forms/information, and cross training of all employees. Discussion was had amongst Magistrates, Judge Summers, and PVA Administrator Depp Rasner regarding the correlation of increases in home reassessments to additional revenue for the county.

EXECUTIVE SESSION CONVENED

On motion of Judge Summers, seconded by Esq. Rayhill, with Fiscal Court having concurred, the regular session stood in recess at 10:50 a.m. and an executive session was convened concerning litigation pursuant to KRS 61.810(1) (c); in addition Fiscal Court Members, they may call specific individuals into this session, and is entitled to have the County Attorney present.

Vote: Unanimous for – motion carried.

REGULAR SESSION RECONVENED

On motion of Esq. Laswell, seconded by Esq. Mitchell, stating no action was taken at this time; the regular session reconvened at 11:23 a.m.

Vote: Unanimous for – motion carried.

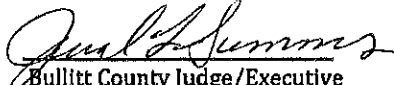
SETTLEMENT OF LITIGATION

On motion of Judge Summers, seconded by Esq. Laswell, with Fiscal Court having concurred, to give the County Attorney the appropriate authority to work with the Insurance Carrier on settlement of litigation against the past Sheriff.

Vote: Unanimous for – motion carried.

ADJOURNMENT

There being no further business, on motion of Esq. Rayhill, seconded by Esq. Laswell, and following a unanimous vote, the meeting adjourned at 11:24 a.m.


Bullitt County Judge/Executive
Approved by Fiscal Court:
March 17, 2020

Minutes prepared & submitted by:


Samantha Shaner, Deputy Clerk