

**Rockcastle County Fiscal Court
Regular Call Meeting
May 13, 2014**

Judge Carloftis called the meeting to order with the following present: Squire Burdette, Squire Allen, Squire Adams, Squire Denny and Squire McKinney. Also present, County Attorney, Billy Reynolds, County Treasurer, Joseph Clontz, Rockcastle County Jailer, James Miller, Rockcastle County Sheriff, Michael Peters and Fiscal Court Clerk, Patricia Martin.

MINUTES OF APRIL 8, 2014 Motion was made by Squire McKinney, seconded by Squire Adams, with all voting aye to approve the minutes as read.

MINUTE OF APRIL 17, 2014 Motion was made by Squire Burdette, seconded by Squire McKinney, with all voting aye to approve the minutes as read.

OPEN – CSEPP REQUESTS FOR PROPOSAL All Requests for Proposals will be reviewed and scored if all requirements were met and a proposal will be approved at a later date. **NO ACTION**

TOWER – REQUEST FOR PROPOSAL The following request were received for the new EOC tower:

1. Allstate - \$243,500.00
2. Sabre Industries - \$227,951.00

IP TELEPHONE SYSTEM – REQUEST FOR PROPOSAL The following were received for the new IP Telephone system for the new EOC center:

1. Integrations Partners - \$19,239.57
2. Windstream - \$13,133.68

AWARD CADD SYSTEM REQUEST FOR PROPOSAL Request for proposals were opened at the last fiscal court meeting. The following were received:

1. InterAct - \$128,441.00
2. Emergitech - \$129,191.00

Howell Holbrook, CSEPP Coordinator said all CADD System Requests for Proposals went through a scoring process and due to that process he would recommended InterAct. InterAct will install the new CADD System at a lower negotiated price of \$90,588.00. Motion was made by Squire McKinney, seconded by Squire Adams, with all voting aye to award the CADD System Proposal to InterAct.

ADVERTISE FOR 5 REQUESTS FOR PROPOSALS Motion was made by Squire Burdette, seconded by Squire Denny to advertise for the Requests for Proposals for the following:

1. Radio Communications Systems
2. Radio Dispatch Console
3. Logging Recorder Solution
4. Emergency Operations Center – Network Equipment
5. Emergency Operations Center – Audio Visual System

ROCKCASTLE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY Motion was made by Squire Allen, seconded by Squire Burdette, with all voting aye to pay Rockcastle County Industrial Development Authority \$12,169.65 for program support.

ARC FLEX-e GRANT Motion was made by Squire Burdette, seconded by Squire Denny, with all voting aye to give the Kentucky Music Hall of Fame \$8,000.00. Kentucky Music Hall of Fame will receive the money from a FLEX-e Grant from Brushy Fork and will reimburse the county.

ROCKCASTLE COUNTY DEVELOPMENT BOARD Motion was made by Squire Adams, seconded by Squire McKinney, with all voting aye to give \$1,995.06 to Rockcastle County Development Board for program support.

CLAIM – ROCKCASTLE COUNTY DEVELOPMENT BOARD Motion was made by Squire Allen, seconded by Squire Denny, to pay Rockcastle County Development Board \$466.90 for expenses.

DONATION – BASEBALL No Action

LIVINGSTON VOLUNTEER FIRE DEPARTMENT REQUEST Livingston Volunteer Fire Department was at the Fiscal Court asking the help in purchasing a side-by-side. Howell Holbrook told the Fiscal Court that the City of Livingston had applied for a grant to purchase a side-by-side and he understood that the City of Livingston, Trail Town and the Livingston Volunteer Fire department would share. No Action.

CLAIM - SPARKS ELECTRIC Motion was made by Judge Carloftis, seconded by Squire McKinney, with all voting aye to pay \$745.44 to Sparks Electric for electrical work at the old Livingston School.

CLAIM - ROCKCASTLE COUNTY CLERK Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to pay \$2,810.40 to Rockcastle County Clerk for 18,736 tax bills being mailed.

ROCKCASTLE COUNTY CLERK – MEMORANDUM OF AGREEMENT Motion was made by Squire Adams, seconded by Squire Denny, with all voting aye to sign the Memorandum of Agreement between the Commonwealth of Kentucky State Board of Elections and the County of Rockcastle. Rockcastle County has a remaining balance of \$14,240.00 that can be used to purchase voting equipment.

APPROVE PAYING ELECTION OFFICERS Motion was made by Squire Adams, seconded by Squire McKinney, with all voting aye to pay all election officers after the primary election.

DIX RIVER FESTIVAL DONATION Motion was made by Squire Adams, seconded by Squire Allen, with all voting aye to donate \$1,000.00 to the Dix River Festival in Brodhead.

SOLID WASTE REPORTS Motion was made by Squire McKinney, seconded by Squire Adams, with all voting aye to approve the reports as presented.

STATE PLANNING WORKSHOP Motion was made by Squire McKinney, seconded by Squire Adams, with all voting aye to approve James Renner, Solid Waste Coordinator to attend the State Planning Workshop on June 5th and 6th costing \$191.10 for motel room.

ROCKCASTLE COUNTY AMBULANCE GRANT Motion was made by Squire Burdette, seconded by Squire McKinney, with all voting aye to sign the Agreement with the Kentucky Board of Emergency Medical Services for a grant in the amount of \$10,000.00 for the Rockcastle County Ambulance Service.

CLAIM – BILLY DOWELL, CORONER Motion was made by Squire McKinney, seconded by Squire Burdette, with all voting aye to approve paying \$2,847.22 for expenses to Billy Dowell, Coroner.

CLAIM – ERIC CLARK Motion was made by Squire Burdette, seconded by Squire Allen, with all voting aye to pay \$240.00 to Eric Clark for fuel used by the Climax Fire Department.

QUAIL COMMUNITY PARK REPORT Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to approve the report as presented.

ROCKCASTLE COUNTY JAIL QUARTERLY REPORT Motion was made by Squire Allen, seconded by Squire Denny, with all voting aye to approve the Jail Quarterly report as presented.

DONATION – CAMP NELSON Motion was made by Squire Allen, seconded by Squire McKinney, with all voting aye to donate \$150.00 to Camp Nelson.

DONATION – ROCKCASTLE SPECIAL OLYMPICS COMP CARE Motion was made by Squire Adams, seconded by Squire Burdette, with all voting aye to donate \$300.00 to Rockcastle County Special Olympics.

DONATION – FARMERS MARKET No Action

CLAIM – BOBBY AMBURGEY Motion was made by Squire McKinney, seconded by Squire Adams, with all voting aye to pay \$200.00 to Bobby Amburgey for defense of the indigent.

CLAIM – RONNIE SIMPSON Motion was made by Squire McKinney, seconded by Squire Burdette, with all voting aye to pay \$75.00 to Ronnie Simpson for work at the Fairgrounds.

CLAIM – CUMBERLAND RIVER Motion was made by Squire McKinney, seconded by Squire Burdette, with all voting aye to pay \$1,200.00 to Cumberland River Behavioral Health, Inc. for evaluation of the indigent.

CLAIM – KENTUCKY MAGISTRATES & COMMISSIONERS ASSOCIATION Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to pay the Kentucky Magistrates & Commissioners Association \$1,090.00 for dues.

CLAIM – KENTUCKY COAL COUNTY COALITION, INC. Motion was made by Squire Denny, seconded by Squire McKinney, with all voting aye to pay \$600.00 to Kentucky Coal County Coalition, Inc. for dues.

APPROVE LOW BID – CENTRAL SALT LLC Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to approve the low bid up to 1,000 tons of salt from Central Salt LLC in the amount of \$101.03 per ton.

CLAIM DIVISION OF FORESTRY Motion was made by Squire McKinney, seconded by Squire Allen, with all voting aye to pay \$2,555.00 to Division of Forestry for forest fire protection.

KACO UNEMPLOYMENT INSURANCE Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to pay KACO \$4,380.46, Rockcastle County Fiscal Court unemployment insurance, and \$3,539.45, Sheriff's unemployment insurance.

ORDINANCE – KENTUCKY MUSIC HALL OF FAME Motion was made by Squire McKinney, seconded by Squire Allen, with all voting aye to sign the Ordinance between The Kentucky Music Hall of Fame and Rockcastle County Fiscal Court. (See Attached Ordinance)

TRANSPORTATION CABINET (RETURN \$200,000.00) Motion was made by Squire McKinney, seconded by Squire Burdette, with all voting aye to return \$200,000.00 to the Transportation Cabinet. The Transportation Cabinet decided to complete the two bridge projects on Wildie Road through the Federal bridge replacement program. Therefore, the county had to return the County Road Aid Emergency Funds.

FUZZY DUCK ROAD No Action

KACO WORKERS COMP RENEWAL Motion was made by Squire McKinney, seconded by Squire Burdette, with all voting aye to approve the KACo Workers Comp Renewal in the amount of \$84,463.00 and General Liability Insurance in the amount of \$147,325.00.

MONTHLY FINANCIAL REPORT Motion was made by Squire Adams, seconded by Squire McKinney, with all voting aye to approve the monthly financial report as presented.

QUARTERLY FINANCIAL REPORT Motion was made by Squire McKinney, seconded by Squire Burdette, with all voting aye to approve the quarterly financial report as presented.

INTRA FUND TRANSFERS Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to approve the Intra fund transfers (transfer within funds).

INTER FUND TRANSFERS Motion was made by Squire McKinney, seconded by Squire Burdette, to transfer \$1,000.00 from General Fund to Forestry Fund. Motion was made by Squire Burdette, seconded by Squire Denny, with all voting aye to transfer \$125,000.00 from General Fund to Jail Fund and transfer \$300,000.00 from Occupational Fund to General Fund.

FIRST READING OF AMENDMENT #3 Motion was made by Squire McKinney, seconded by Squire Denny, with all voting aye to approve first reading of Amendment #3.

CLAIMS – ALL FUNDS Motion was made by Squire Denny, seconded by Squire Adams, with all voting aye to pay all claims as presented.

EMPLOYMENT CONTRACT Motion was made by Squire Adams, seconded by Squire McKinney, with all voting aye to approve the Employment Contract between Kimberly Couch and Rockcastle County Fiscal Court. (See Contract Attached)

RAINBOW RIDGE RESOLUTION Motion was made by Squire Adams, seconded by Squire Allen, with all voting aye to approve the resolution between Rockcastle County Fiscal Court and The Carter Family Trust. (See Attached Resolution)

BIG SINKS Motion was made by Squire Adams, seconded by Squire Denny, with all voting aye to accept the Deed of Conveyance between Joyce Ponder and Rockcastle County Fiscal Court for property on Big Sinks road.

ROGER RUCKER Roger Rucker was at the Fiscal Court meeting asking the court to pay for his fence that the county took down when work was completed on Lambert Road. The county had previously offered him \$6,400.00, but he would not accept that offer. Motion was made by Squire Burdette, seconded by Squire McKinney, with all voting aye to pay \$7,900.00 to Roger Rucker for replacement of his fence.

CITY OF LIVINGSTON – PROGRAM SUPPORT Jason Medley, Livingston City Mayor was at the Fiscal Court to ask for \$12,000.00 per year for program support for Livingston, for the Fiscal Year 2014 - 2015. (No Action)

RECEPTION FOR GATLIFF CRAIG No Action

HOLMAN LANE Motion was made by Squire Adams, seconded by Squire Denny, with all voting aye to accept the right-a-way easement of May 1, 2002 accepting Holman Lane as a county maintained road.

Motion was made by Squire Adams to adjourn.



Buzz Carloftis, County Judge-Executive

Squire Lee Earl Adams, Magistrate District 1

Squire William Denny, Magistrate District 2

Squire Bill McKinney, Magistrate District 3

Squire Gary Burdette, Magistrate District 4

Squire Ralph Allen, Magistrate District 5

THIS AGREEMENT, made and entered into on this the 12 day of May, 2015, by and between **KENTUCKY MUSIC HALL OF FAME AND MUSEUM, INC.**, of P. O. Box 85, Renfro Valley, Kentucky, 40473, hereinafter referred to as "First Party", and **ROCKCASTLE COUNTY, KENTUCKY**, of P. O. Box 755, Mt. Vernon, Kentucky, 40456, hereinafter referred to as "Second Party".

WITNESSETH: That for and in consideration of the mutual promises set forth herein, the parties do covenant and agree as follows:

1. Second Party shall obtain a loan in the amount of Four Hundred Thousand (\$400,000.00) Dollars through the Kentucky Association of Counties (KACo) under whatever terms and conditions it deems prudent and appropriate.
2. First Party shall convey title to that certain real estate that it obtained by Deed dated July 14, 2011, from John Hollingshead, et ux, containing 6.00 acres, recorded in Deed Book 235, Page 411, in the Rockcastle County Clerk's Office, Mt. Vernon, Kentucky, to the Second Party, upon payment by Second Party to First Party, the sum of Four Hundred Thousand (\$400,000.00) Dollars. This conveyance is made solely to guarantee repayment of these monies as reflected in the April 8, 2014 minutes of the Rockcastle County Fiscal Court.

3. First Party shall repay said Four Hundred Thousand (\$400,000.00) Dollars to Second Party under the same terms and conditions as set forth in the Promissory Note to KACo for the loan referred to in Paragraph one (1) herein, including, but not limited to all payments to be made there under by Second Party.
4. Upon payment in full of said loan by First Party to Second Party, Second Party shall convey title to the property referred to in paragraph two (2) herein, back to the First Party.
5. Second Party shall not sell or encumber the property referred to herein during the life of this Contract.
6. First Party shall continue to operate their business on an ongoing basis and shall be entitled to all profits from said business, and hold Second Party harmless from any liabilities therefrom.
7. Second Party shall maintain liability insurance and insurance against loss by fire or other such similar casualty and First Party shall be responsible for reimbursement of the costs of said insurance.
8. In the event First Party fails to abide by the terms and conditions of this Contract, including, but not limited to its failure to make all payments when due, and such failure continues for a period of thirty (30) days or more, then the entire unpaid balance shall become due and payable at once, and First Party shall forfeit the right to have the property referred to herein conveyed back to First Party.

IN TESTIMONY WHEREOF, witness the signatures of the parties hereto, this date
first above written.

FIRST PARTY:

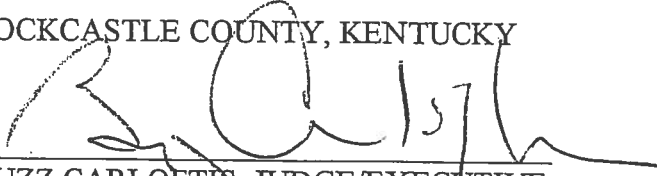
KENTUCKY MUSIC HALL OF FAME
AND MUSEUM, INC.



ROY A. MARTIN, CHAIRMAN

SECOND PARTY:

ROCKCASTLE COUNTY, KENTUCKY



BUZZ GARLOFTIS, JUDGE/EXECUTIVE

COMMONWEALTH OF KENTUCKY

COUNTY OF ROCKCASTLE

SUBSCRIBED and SWORN TO before me, a Notary Public in and for the State
and County aforesaid, by **ROY A. MARTIN**, Chairman of **KENTUCKY MUSIC HALL
OF FAME AND MUSEUM, INC.**, this the 6th day of May, 2015.



NOTARY PUBLIC

My commission expires 2/12/15

COMMONWEALTH OF KENTUCKY

COUNTY OF ROCKCASTLE

SUBSCRIBED and SWORN TO before me, a Notary Public in and for the State and County aforesaid, by **BUZZ CARLOFTIS**, Rockcastle County Judge/Executive, this the 12th day of May, 2015.

Kathy Robinson
NOTARY PUBLIC

My commission expires 2/18/15

THIS INSTRUMENT PREPARED BY:

William D. Reynolds

WILLIAM D. REYNOLDS
Rockcastle County Attorney
140 West Main Street
P. O. Box 1250
Mt. Vernon, Kentucky 40456
(606) 256-2730

WDR/kr/4796

EMPLOYMENT CONTRACT

This Contract, made and entered into on this the 6th day of May, 2014, by and between **KIMBERLY COUCH**, of 2870 Chestnut Grove Road, Brodhead, Kentucky, 40409, hereinafter referred to as "First Party", and **ROCKCASTLE COUNTY, KENTUCKY**, of P. O. Box 755, Mt. Vernon, Kentucky, 40456, hereinafter referred to as "Second Party", and for and in consideration of the mutual promises set forth herein, the parties do covenant and agree as follows:

That First Party will provide services to the Second Party to operate a program to seek treatment for inmates in the Rockcastle County Detention Center who have been Court Ordered to a rehabilitation facility, that includes, but is not limited to psycho-social evaluations, working with UNITE and other programs for treatment vouchers, design of after-care planning, and working with the inmates' families to provide education and support.

In addition, First Party will seek to obtain any available grants to support this program and any grant monies received shall be returned to the Second Party as reimbursement for expenses, including First Party's salary.

In return, the Second Party agrees to pay the First Party, for services rendered, the sum of Thirty-five Thousand (\$35,000.00) Dollars per year, payable in equal monthly installments over a twelve (12) month period.

This Contract shall begin on May 1, 2014 and end on June 30, 2015, unless terminated sooner by either party.

Either party may terminate this Contract upon thirty (30) days written notice.

The Second Party will provide First Party with a space for her office, and will provide First Party with a telephone and office supplies. First Party shall make a written report to the

Second Party of her activity under this Contract on a quarterly basis.

First Party acknowledges that she is working as Contract Labor and she shall be responsible for all Federal, State, and Local taxes, and the Second Party will not provide any benefits other than those outlined in this Contract.

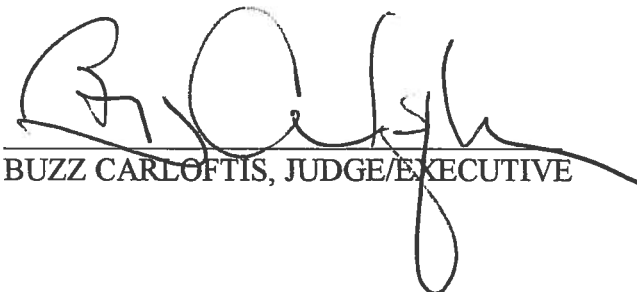
In agreement herewith, witness the signatures of the parties on the date first above written.

FIRST PARTY:


KIMBERLY COUCH

SECOND PARTY:

ROCKCASTLE COUNTY, KENTUCKY


BUZZ CARLOFTIS, JUDGE/EXECUTIVE

COMMONWEALTH OF KENTUCKY

COUNTY OF ROCKCASTLE

SUBSCRIBED and SWORN TO before me, a Notary Public in and for the State and County aforesaid, by **KIMBERLY COUCH**, this the 2nd day of May, 2014.


NOTARY PUBLIC

My commission expires 2/18/15

COMMONWEALTH OF KENTUCKY

COUNTY OF ROCKCASTLE

SUBSCRIBED and SWORN TO before me, a Notary Public in and for the State and County aforesaid, by **BUZZ CARLOFTIS**, Rockcastle County Judge/Executive, this the 6th day of May, 2014.

Kathy Robinson
NOTARY PUBLIC

My commission expires 2/18/15

THIS INSTRUMENT PREPARED BY:

William D. Reynolds
WILLIAM D. REYNOLDS
Rockcastle County Attorney
P. O. Box 1250
140 West Main Street
Mt. Vernon, Kentucky 40456
(606) 256-2730

COUNTY OF ROCKCASTLE, KENTUCKY
ROAD MAINTENANCE PROJECT
RESOLUTION

To All To Whom These Presents Shall Come:

WHEREAS, The Rockcastle County Fiscal Court finds it to be in the best interest of public safety and convenience, that residential streets within the county be maintained to specific standards, and mentioned in K.R.S. Chapter 178 and all other state and local ordinances; and

WHEREAS, The Fiscal Court is desirous that all citizens have access to safe and well maintained roads; and

WHEREAS, the Fiscal Court may designate and accept roads as county roads; and

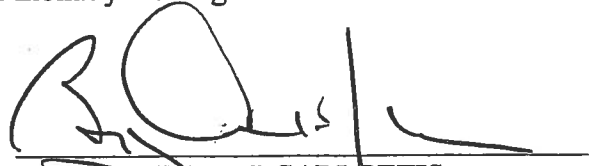
WHEREAS, the Fiscal Court finds it necessary that the terms of this resolution be binding on the Court;

NOW THEREFORE, the Rockcastle County Fiscal Court does hereby resolve as follows:


1. It is in the best interest of the residents of the County that the following private roads be upgraded to the standards outlined in K.R.S. 178 and all other state and local ordinances, included but not limited to:
 - a) Silver Mist Corner
 - b) Gold Dust Avenue
 - c) Goldenrod Avenue
 - d) Sky Blue Avenue
 - e) Green Meadow Lane
 - f) Honeysuckle Lane
 - g) Ruby Lane
 - h) Misty Purple Road
 - i) Twilight Avenue
 - j) Warren Lane
2. The Carter Family Trust, and not Rockcastle County, bears sole responsibility for bringing the above mentioned roads into compliance with the standards outlined in K.R.S. 178 and all other state and local ordinances.
3. Upon the Carter Family Trust showing proof, to the sole satisfaction of the Fiscal Court, that the above mentioned roads have been brought into compliance with the required standards, the Fiscal Court shall accept said roads into the county road system.

4. At the time the roads and/or section of roads are improved by the Carter Family Trust to the required standards, the County shall take over and treat them as County Roads based on the minutes and vote by the Rockcastle County Fiscal Court on April 1, 2014, and this document shall be binding upon the parties hereto.


This the 13 day of May, 2014, as directed by vote of the Rockcastle County Fiscal Court on April 1, 2014 at their regular monthly meeting.




GEORGE "BUZZ" CARLOFTIS
COUNTY JUDGE EXECUTIVE



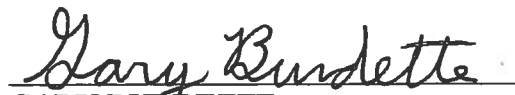
LEE EARL ADAMS
Magistrate, District 1



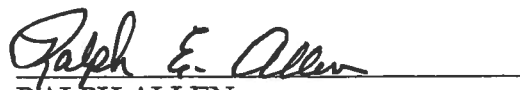
WILLIAM DENNY
Magistrate, District 2



BELL McKINNEY
Magistrate, District 3



GARY BURDETTE
Magistrate, District 4



RALPH ALLEN
Magistrate, District 5