

REGULAR SESSION BULLITT COUNTY FISCAL COURT
HELD ON TUESDAY AUGUST 21, 2018 AT 9:30 A.M.

PRESENT:

HON. MELANIE J ROBERTS, BULLITT COUNTY JUDGE/EXECUTIVE, PRESIDING
AND MAGISTRATES: Dennis Mitchell, Gary Lawson, Joe Laswell, Joe Rayhill
BULLITT COUNTY ATTORNEY: John W. Wooldridge DEPUTY JUDGE: Lisa Craddock
DEPUTY CLERK: Samantha Shaner

Judge Roberts called the meeting to order at 9:30 a.m. and welcomed everyone. All magistrates were present. Pastor Ray Wiseman, of North Bullitt Christian Church, gave the invocation and led the pledge to the flag.

TREASURER'S TRANSFER REPORT

Transfers: Expenditures by Date from the Treasurer's Office dated through August 21, 2018 has been submitted for Fiscal Court's review and approval. Copies are on file in the County Clerk's Office.

On motion by Esq. Rayhill, seconded by Esq. Laswell, 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 August 16, 2018 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- \$178,684.48; #02- \$81,306.22; #03- \$79,964.53; #09- \$26,477.36; #77- \$83,385.90. Grand total disbursements from all funds: \$449,818.49.

Open Invoice Reports from the Treasurer's Office dated through August 21, 2018 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- \$16,375.98; #01- \$126,776.34; #02- \$47,720.50; #03- \$121,903.75; #09- \$138,179.21. Grand total disbursements from all funds: \$450,955.78.

On motion of Esq. Lawson, seconded by Esq. Mitchell, with Fiscal Court having concurred, the claims referenced above totaling \$900,774.27 were approved as presented and were ordered to be paid.

Vote: Unanimous for—motion carried.

TREASURER'S REPORTS

The Treasurer's Financial Reports for the month of July 2018 and/or the fiscal year to date through July 31, 2018 as reported to the Department of Local Government had been submitted for Fiscal Court's review and copies are on file in the County Clerk's office. The Reports included: Financial Cover Sheet (as recorded below); Bank Reconciliation State for each fund; Appropriation Condition Report; Transfers/Expenditures by Date; Long Term Liabilities; Warrant Distribution List; Monthly Revenue Journal; and, Fund Receipts Report.

On motion of Esq. Mitchell, seconded by Esq. Rayhill, and with Fiscal Court having concurred, the Financial Report for July 2018 were approved and accepted as presented and recorded below.

Vote: Unanimous for—motion carried.

Financial Cover Sheet - Fiscal Year to Date: 7/31/2018

Bullitt County Treasurer

	GENERAL	ROAD	JAIL	L.G.E.A	FEDERAL GRANTS	EMS	911	TOTALS
RECEIPTS	\$2,018,692.74	\$38,288.35	\$237,980.79	\$708,064.52	\$168,594.83	\$209,639.77	\$3,454,363.51	\$6,835,634.51
DISBURSMENTS	\$1,138,275.28	\$140,104.40	\$383,788.08	\$0.00	\$0.00	\$348,907.50	\$120,765.21	\$ 2,127,820.43
CASH BALANCE	\$882,417.48	(\$101,816.05)	(\$145,777.27)	\$708,064.52	\$168,594.83	(\$137,267.73)	\$3,333,589.30	\$ 4,707,814.08
TOTAL ENCUMBERANCES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
UNENCUMBERED CASH BALANCE	\$882,417.48	(\$101,816.05)	(\$145,777.27)	\$708,064.52	\$168,594.83	(\$137,267.73)	\$3,333,589.30	\$ 4,707,814.08
BANK BALANCE	\$888,763.92	(\$101,816.05)	(\$145,777.27)	\$708,064.52	\$168,594.83	(\$132,343.98)	\$3,333,589.30	\$ 4,719,084.27
DEPOSITS IN TRANSIT	\$0.01	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.01
LESS OUTSTANDING CHECKS	\$8,346.48	\$0.00	\$0.00	\$0.00	\$0.00	\$4,923.75	\$0.00	\$ 11,270.20
INVESTMENTS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ENDING CASH BALANCE	\$882,417.48	(\$101,816.05)	(\$145,777.27)	\$708,064.52	\$168,594.83	(\$137,267.73)	\$3,333,589.30	\$ 4,707,814.08

TO THE BEST OF MY KNOWLEDGE THE INFORMATION CONTAINED HEREIN IS ACCURATE AND COMPLETE.

(SIGNED) _____ DATE _____
 COUNTY JUDGE/EXECUTIVE
 (SIGNED) *[Signature]* DATE *8/14/18*
 COUNTY TREASURER

MINUTES APPROVED

On motion of Esq. Rayhill, seconded by Esq. Laswell, 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, August 7, 2018, were approved as presented and the Judge was authorized to sign the same.

Vote: Unanimous for—motion carried.

**ZONING ORDINANCE: SECOND READING
 ORDINANCE #18-14**

Assistant County Attorney Mr. Robert Flaherty gave the second reading of the following zoning ordinance that was given first reading on August 7, 2018.

- Ordinance #18-14; Docket #2018Z-18; David and Dorothy Scholten—an ordinance changing the zoning from Agriculture to R-1 Residential. The property in question is 12.19 acres, more or less, located at 2695 Kings Church Road, in an unincorporated area of the county.

On motion of Esq. Lawson, seconded by Esq. Mitchell, with Fiscal Court having concurred, and with the recommendation of the Planning Commission, Ordinance #18-14, Docket #2018Z-18 was adopted as presented and recorded below and the Judge was authorized to sign the same.

Vote: Unanimous for—motion carried.

COMMONWEALTH OF KENTUCKY
COUNTY OF BULLITT
ZONING ORDINANCE NO. 18-14

AN ORDINANCE RELATING TO THE CHANGING OF ZONING OF CERTAIN PROPERTY FROM AGRICULTURAL TO R-1 RESIDENTIAL. THE PROPERTY IN QUESTION IS 12.19 ACRES, MORE OR LESS, LOCATED AT 2695 KINGS CHURCH ROAD, IN AN UNINCORPORATED AREA OF THE COUNTY.

WHEREAS, the Fiscal Court of Bullitt County has considered the evidence of the public hearing held by the Planning Commission and the recommendations of the Commission; and

WHEREAS, the Fiscal Court concurs in and adopts the reasons of the Planning Commission for said zoning change and approves and accepts the recommendations of the Planning Commission in this matter as set out in said minutes; and

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF COUNTY OF BULLITT, COMMONWEALTH OF KENTUCKY:

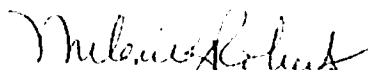
SECTION ONE: That the above property located in the unincorporated area of Bullitt County and more particularly described in the minutes and records of the Planning Commission in Docket Number 2018Z-18 is hereby changed from Agricultural to R-1 Residential.

SECTION TWO: This Ordinance shall take effect upon passage and publication.

SECTION THREE: Should any section, provision or part of this Ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, then the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Given first reading and public hearing at a Regular Meeting of the Bullitt County Fiscal Court on the 7th day of August, 2018.

Given second reading and voted upon at a Regular Meeting of the Bullitt County Fiscal Court on the 21st day of August, 2018.



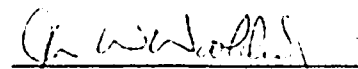
County Judge Executive
Date of Adoption: 8/21/18

Attest:

Approved as to Form and Legality:



Fiscal Court Clerk



John W. Wooldridge
Bullitt County Attorney

ZONING ORDINANCE: SECOND READING
ORDINANCE #18-15

Assistant County Attorney Mr. Robert Flaherty gave the second reading of the following zoning ordinance that was given first reading on August 7, 2018.

- Ordinance #18-15; Docket #2018Z-21; Brenda Roberts and Carl Ray Hall—an ordinance changing the zoning from Agriculture to R-1 Residential. The property in

question is 1.254 acres, more or less, located at 670 Light Lane, in an unincorporated area of the county.

On motion of Esq. Rayhill, seconded by Esq. Mitchell, with Fiscal Court having concurred, and with the recommendation of the Planning Commission, Ordinance #18-15, Docket #2018Z-21 was adopted as presented and recorded below and the Judge was authorized to sign the same.

Vote: Unanimous for—motion carried.

**COMMONWEALTH OF KENTUCKY
COUNTY OF BULLITT
ZONING ORDINANCE NO. 18-15**

AN ORDINANCE RELATING TO THE CHANGING OF ZONING OF CERTAIN PROPERTY FROM AGRICULTURAL TO R-1 RESIDENTIAL. THE PROPERTY IN QUESTION IS 1.254 ACRES, MORE OR LESS, LOCATED AT 670 LIGHT LANE, IN AN UNINCORPORATED AREA OF THE COUNTY.

WHEREAS, the Fiscal Court of Bullitt County has considered the evidence of the public hearing held by the Planning Commission and the recommendations of the Commission; and

WHEREAS, the Fiscal Court concurs in and adopts the reasons of the Planning Commission for said zoning change and approves and accepts the recommendations of the Planning Commission in this matter as set out in said minutes; and

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF COUNTY OF BULLITT, COMMONWEALTH OF KENTUCKY:

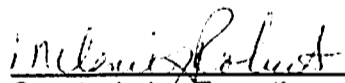
SECTION ONE: That the above property located in the unincorporated area of Bullitt County and more particularly described in the minutes and records of the Planning Commission in Docket Number 2018Z-21 is hereby changed from Agricultural to R-1 Residential.

SECTION TWO: This Ordinance shall take effect upon passage and publication.

SECTION THREE: Should any section, provision or part of this Ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, then the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

Given first reading and public hearing at a Regular Meeting of the Bullitt County Fiscal Court on the 7th day of August, 2018.

Given second reading and voted upon at a Regular Meeting of the Bullitt County Fiscal Court on the 21st day of August, 2018.

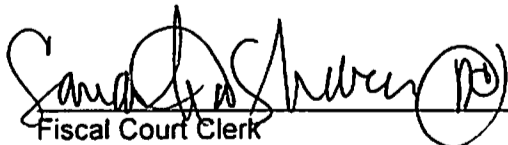


County Judge Executive

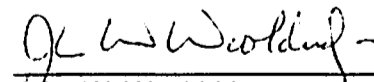
Date of Adoption: 8/21/18

Attest:

Approved as to Form and Legality:



Fiscal Court Clerk



John W. Wooldridge
Bullitt County Attorney

POLICY RENEWAL

On motion of Esq. Rayhill, seconded by Esq. Laswell, with Fiscal Court having concurred, to renew the county insurance policy through Brown and Brown Insurance.

Vote: Unanimous for—motion carried.

ORDINANCE: SECOND READING
ORDINANCE #18-16
ENERGY SAVINGS PROJECT

The second reading of Ordinance #18-16, authorizing and approving plan of financing and Lease in the amount of \$2,860,000.00 for the Energy Savings Project, was given by Assistant County Attorney, Rob Flaherty.

On motion of Esq. Rayhill, seconded by Esq. Mitchell, with Fiscal Court having concurred, to adopt Ordinance 18-16, authorizing and approving plan of financing and Lease in the amount of \$2,860,000.00 for the Energy Savings Project.

Vote: Unanimous for—motion carried.

ORDINANCE NO. 18-16

AN ORDINANCE OF THE COUNTY OF BULLITT, KENTUCKY APPROVING A LEASE TO FINANCE THE INSTALLATION AND EQUIPPING OF AN ENERGY IMPROVEMENT PROJECT IN VARIOUS FACILITIES OWNED BY THE COUNTY; PROVIDING FOR THE PAYMENT AND SECURITY OF THE LEASE; CREATING A SINKING FUND; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS RELATED TO SUCH LEASE.

RECITALS:

1. The Fiscal Court of the County of Bullitt, Kentucky (the "County") has the power, pursuant to the Governmental Leasing Act (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 property for public purposes.

2. The Fiscal Court has previously determined, and hereby further determines, that the County is in need of the installation and equipping of an energy improvement project in various facilities owned by the County (the "Project"), as more particularly described in the Lease hereinafter described.

3. The Fiscal Court has determined and hereby determines that it is in the best interests of the County to enter into a Lease Agreement with a purchaser who provides the County with the best bid, as measured in terms of the lowest net interest cost to the County (as the "Lessor"), under the Governmental Leasing Act, in which the Lessor will lease the Project to the County (as the "Lessee") as a way to finance the Project.

NOW, THEREFORE BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF BULLITT, KENTUCKY, AS FOLLOWS:

Section 1. Authorization. The Fiscal Court hereby approves the Lease in the maximum principal amount of \$2,860,000 (subject to adjustment upward or downward by an amount not to exceed 5%) and all collateral documents, each in substantially the form presented to the County Judge/Executive and County Clerk. 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 County to enter into the Lease for the purposes specified in the Lease, and the execution and delivery of the Lease and all representations, certifications and other matters 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 County Judge/Executive and County Clerk are hereby authorized to execute the Lease, together with such other agreements or certifications that may be necessary to accomplish the transaction contemplated by the Lease.

Section 2. Conditions of Sale of Lease. That the Lease shall be sold pursuant to the terms of a Request for Proposals prepared by the County's financial advisor, Ross, Sinclair &

Associates, LLC, at such time and in such manner as determined by the County Judge/Executive and the County's Financial Advisor. The County Judge/Executive is hereby authorized to accept the successful bid, determine the exact rate of interest which said Lease shall bear, and the interest rate on the Lease shall be automatically set at the rates set out in the successful bid, without the necessity of any further action by the County's Fiscal Court fixing said rate, provided however that the successful bid shall not have a net interest cost in excess of 5.0% per annum.

Section 3. Approval and Authorization of Execution of Lease. The County Judge/Executive is authorized to approve the form of the Lease, such approval to be conclusively evidenced by the execution of said Lease, in order to effectuate the purposes of this Ordinance; and the County Judge/Executive, or any other officer of the County, is hereby authorized to execute and acknowledge same for and on behalf of the County; and the County Clerk is authorized to attest same and to affix thereto the corporate seal of the County. The Lease is hereby ordered to be filed with this Ordinance in the official records of the County.

Section 4. General Obligation Pledge. Under the Constitution of the Commonwealth of Kentucky and the Governmental Leasing Act (Section 65.940 et seq. of the Kentucky Revised Statutes), as amended, the obligation of the County created by the Lease shall be a full and general obligation of the County and, for the prompt payments due under the Lease, the full faith, credit and revenue of the County are hereby pledged. During the period the Lease is outstanding, there shall be and there hereby is levied on all the taxable property in the County, in addition to all other taxes, without limitation as to rate, a direct annual tax in an amount sufficient to make the payments on the Lease when due, it being hereby found and determined that current tax rates are within all applicable limitations. The tax will be and is hereby ordered computed, certified, levied and extended upon the taxable property in the jurisdiction of the County and collected by the officers in the same manner and at the same time that taxes for general purposes for each year are certified, extended and collected. The tax will be placed before and in preference to all other items and for the full amount thereof, provided, however, that in each year to the extent that the other taxes of the County are available for the payments due under the Lease and are appropriated for such purpose, the amount of the direct annual tax upon all of the taxable property in the County will be reduced by the amount of the other taxes so available and appropriated.

There is hereby established with the County a sinking fund (the "Sinking Fund"). The taxes derived from the tax levy required in this Section, or other available taxes, will be placed in the Sinking Fund and, together with interest collected on the taxes, are irrevocably pledged for the payments due under the Lease, when and as the payments fall due. Amounts shall be transferred from the Sinking Fund to the Lessor at the times and in the amounts required by the Lease.

Section 5. Bank Qualification. The County hereby certifies that, by the adoption of this Ordinance, it does not reasonably anticipate issuing "qualified tax-exempt obligations" during the calendar year in which the Lease is being issued in excess of \$10,000,000, and, therefore, the County does hereby designate the Lease as a "qualified tax-exempt obligation" pursuant to the provisions of Section 265(b)(3) of the Code.

Section 6. Severability. If any section, paragraph or provision of this Ordinance 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 Ordinance.

Section 7. Sunshine Law. The Fiscal Court hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in open meetings of the Fiscal Court, and that all deliberations of the Fiscal Court 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 8. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed and the provisions of this Ordinance shall prevail and be given effect.

Section 9. Effective Date. This Ordinance shall take effect from and after its passage, as provided by law.

Introduced and given first reading by the Fiscal Court on August 7, 2018.

Given second reading and enacted by the Fiscal Court on August 21, 2018.

COUNTY OF BULLITT, KENTUCKY



County Judge/Executive

Attest:



County Clerk

CERTIFICATE OF COUNTY CLERK

I hereby certify that I am the duly qualified and acting County Clerk of the County of Bullitt, Kentucky, that the foregoing Ordinance is a true and correct copy of an Ordinance authorizing the issuance of the County's general obligation lease, dated the date of initial delivery thereof, that said Ordinance was introduced and given first reading by the Fiscal Court of said County on August 7, 2018, and that it was placed and remained on file in my office for public inspection until August 21, 2018, on which date it was given its second reading and final enactment by said Fiscal Court, that said meetings were duly held in accordance with all applicable requirements of Kentucky law, including KRS 61.810, 61.815, 61.820, and 61.823, that a quorum was present at each of said meetings, that said Ordinance has been ordered to be published by title and summary contained in a Notice of Enactment and Summary of Ordinance.

and that said Ordinance has not been modified, amended, revoked, or repealed, and that same is now in full force and effect.

IN WITNESS WHEREOF, I have hereto set my hand as County Clerk of the County this August 21, 2018.



County Clerk

EMERGENCY MANANGEMENT SERVICES
MEMORANDUM OF AGREEMENT
LENOIR COMMUNITY COLLEGE

On motion of Esq. Mitchell, seconded by Esq. Lawson, with Fiscal Court having concurred, to accept the Memorandum of Understanding between Bullitt County Emergency Management Services and Lenoir Community College allowing Paramedic students to complete their ride alongs, and allowing the Judge to sign the same.

Vote: Unanimous for—motion carried.

EMERGENCY MANAGEMENT SERVICES

TIME CLOCK PROGRAM AGREEMENT

On motion of Esq. Rayhill, seconded by Esq. Lawson, with Fiscal Court having concurred, to accept the Time Clock Program Agreement for Emergency Management Services.

Vote: Unanimous for—motion carried.

EMERGENCY MANAGEMENT
NEW HIRES

On motion of Judge Roberts, seconded by Esq. Rayhill, with Fiscal Court having concurred, to hire Samantha Duvall, Darylie Mills, Charles Watts, and Derrick Thompson as Full Time EMTs at \$13.50 per hour, effective August 20, 2018.

Vote: Unanimous for—motion carried.

On motion of Judge Roberts, seconded by Esq. Mitchell, with Fiscal Court having concurred, to hire McKenna Click as Part Time EMT at \$13.50 per hour, effective August 20, 2018.


Vote: Unanimous for—motion carried.

CODE ENFORCEMENT
UPDATE

Director Jim Bozeman spoke to Fiscal Court about the City of Mount Washington receiving an agreement to process HVAC permits within city limits. The county will lose money since the City of Mt Washington is now processing permits.

ADJOURNMENT

There being no further business, on motion of Esq. Rayhill, seconded by Esq. Mitchell, and following a unanimous vote, the meeting adjourned at 9:52 p.m.


Bullitt County Judge/Executive
Approved by Fiscal Court:
September 4, 2018

Minutes prepared & submitted by:


Samantha Shaner, Deputy Clerk