

Meeting Date; 11/26/2019

Meeting of; Madison County Fiscal Court

Meeting Type; Regular

HONORABLE REAGAN TAYLOR COUNTY JUDGE EXECUTIVE PRESIDING

The Madison County Fiscal Court convened in regular session on the 26th of November 2019 at 9:30AM in the Fiscal Courtroom in Richmond, Ky. Present was the Honorable Reagan Taylor in the chair presiding and the following members of the Fiscal Court: Roger Barger, Larry Combs, Tom Botkin, and John Tudor were present. Madison County Sheriff Mike Coyle, Madison County Jailer Steve Tussey, Madison County Attorney Jennie Haymond, and Madison County Clerk Kenny Barger was also present.

It being determined a quorum was present, the meeting was called to order.

Judge Taylor led the court in prayer. Judge Taylor asked Sheriff Coyle to lead the Pledge of Allegiance.

IN RE: Approval of Meeting Minutes 11-26-2019:

Motion by Tom Botkin seconded by Roger Barger to approve the minutes from the regularly called meeting on November 12, 2019 with the corrections pointed out by Magistrate Tudor.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Larry Combs-Yes
Reagan Taylor – Yes	

IN RE: Treasurer's Report:

Glenna Baker, Treasurer, addressed the court to give the monthly treasurer's report, (see on file).

IN RE: Proclamation-Diabetes Awareness Month:

Judge Taylor proclaimed the month of November 2019 as Diabetes awareness month.

IN RE: Veteran's Day Award Presentation:

Emerson McAfee, Vietnam Veteran, addressed the court to present a certificate of appreciation to Captain Sam Manley, Deputy Sheriff. He served 26 years in the Army Reserve and retired as a First Sergeant. His guidance and mentorship have been invaluable to the development of his fellow law enforcement officers.

IN RE: County Property Ownership Update:

Colleen Chaney, Deputy Judge Executive, addressed the court with a county property ownership update.

IN RE: Executive Session:

Motion by Larry Combs seconded by John Tudor to enter executive session at 9:59am.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Larry Combs-Yes
Reagan Taylor – Yes	

IN RE: Executive Session:

Motion by Larry Combs seconded by Tom Botkin to exit executive session at 10:31am.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Larry Combs-Yes
Reagan Taylor – Yes	

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Bert Thomas, Director of Planning and Building Codes, addressed the court regarding the 2nd reading of ordinance 19-18. The planning commission motioned that the land use change met all requirements for the comprehensive plan.

Motion by John Tudor seconded by Tom Botkin to approve the 2nd reading for ordinance 19-18 land-use change for 1194 Goggins Ln., 22.4 acres, from UC-7 to UC-1.

Magistrate Botkin voiced that he had received concerns regarding the land-use change.

Rod Mobley, Madison County Resident, addressed the court, questioning the 2015 plan for development. Mobley voiced his concerns for environmental disturbance. Mobley stated that he was informed the water issues facing Goggins residents are directly related to the failure of water retention at the Richmond Centre. Mobley stated that other issues needed to be addressed before this should be considered.

Thomas Profitt, Madison County Resident, addressed the court to warn of the issues with storm water and nonexistent water retention. Through his experience in construction and roadwork he observed the issues at Goggins. Profitt voiced that Goggins Lane needed repair for current subdivisions and future developments as well. There are traffic and safety concerns if this were to pass.

Judge Taylor clarified that several years ago the Fiscal Court changed multi-family housing to a higher density. It's no longer 6.

Amanda West, Madison County Resident, addressed the court with concerns about the land-use change. Her main concern is the depreciation of home value with the addition of apartments.

Scott Shepherd, Road Department Administrator, addressed a comment made about traffic control. Shepherd stated that all signage being displayed is correct and has been approved by the state of Kentucky.

Mike Eaves, Attorney, addressed the court to speak for his client. The issue of the Richmond Centre's retention pond came up at the public hearing and was addressed. "Whether it's doing what it was designed to do, there is a retention there." The issue should be taken up with the city, who has jurisdiction. There have been insinuations that the developer intended to build 14.25 units per acre which is incorrect. Duplexes are what has been proposed. This is just zoning and there are other hoops to jump through for the development of this property.

Magistrate Tudor stated that this was close enough to the city limits that they should have made the decision.

Motion carried on roll call vote as follows:

Tom Botkin-Yes

Roger Barger-Yes

John Tudor- Yes

Larry Combs-Yes

Reagan Taylor – Yes

Bert Thomas addressed the court for the 2nd reading of ordinance 19-19.

Motion by Tom Botkin seconded by John Tudor to approve the 2nd reading of ordinance 19-19-land-use change for 1194 Goggins Ln., 39.6 Ares, from UC-7 to UC-2.

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Magistrate Tudor requested that the planning and zoning board investigate the issues discussed today: widening of road, retention ponds, and water runoff issues.

Rod Mobley addressed the court again with concerns about flooding and depreciation of home value.

Mike Eaves asked the court to consider the language by the planning commission in their motion. Eaves suggested that the concerns heard had been addressed.

Bert Thomas stated that the planning commission were a very thoughtful group.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Abstained
John Tudor- Yes	Larry Combs-Yes
Reagan Taylor – Yes	

IN RE: 2nd Reading for Ordinance 19-21-Recall Ad Valorem Rate:

Glenna Baker addressed the court for the 2nd reading of ordinance 19-21-Recall Ad Valorem Rate. Ordinance 19-14 will be repealed, and the 2019 tax rate will be set at 8.3cents/\$100.

Motion by Roger Barger seconded by Tom Botkin to approve the 2nd reading of ordinance 19-21-Recall Ad Valorem Rate. The 2019 tax rate will be set at 8.3cents/\$100.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Larry Combs-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading for Ordinance 19-22-Budget Amendment-Road Department:

Glenna Baker addressed the court for the first reading of ordinance 19-22. Several projects in the road department have caused the need for a budget amendment. Reimbursements from the state must be budgeted in.

Motion by Larry Combs seconded by Roger Barger to approve the 1st reading for ordinance 19-22-Budget Amendment-Road Department.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Larry Combs-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading for Ordinance 19-23-Insurance Premium Tax:

Glenna Baker addressed the court for the first reading of ordinance 19-23-insurance premium tax. This will impose a license fee or tax upon insurance companies for the privilege of engaging in the business of insurance within Madison County. The rate will be set at 5%, excluding health and life insurance. This rate will take effect July 1st, 2020 and will turn delinquent after 31 days.

Motion by Roger Barger seconded by Tom Botkin to approve the 1st reading for ordinance 19-23-insurance premium tax.

John Tudor noted that the city of Richmond and Berea have already implemented the insurance premium tax at 8% and 6%. Madison County is among very few who aren't currently charging. This will not go towards building the new jail or a rehab center. This tax will provide the funds to continue providing county services.

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Tom Botkin-Yes

Roger Barger-Yes

John Tudor- Yes

Larry Combs-No

Reagan Taylor – Yes

IN RE: Sheriff's General Term Order Correction:

Motion by Roger Barger seconded by John Tudor to allow Judge Taylor to sign the general term order correction.

Motion carried on roll call vote as follows:

Tom Botkin-Yes

Roger Barger-Yes

John Tudor- Yes

Larry Combs-Yes

Reagan Taylor – Yes

IN RE: Judge's Report:

- Madison Central's marching band will participate in the Macy's Thanksgiving Day parade in New York City on November 28th at 9am.
- The Madison County Courthouse and its related offices will be closed Thursday and Friday, November 28th and 29th for the Thanksgiving holiday. Offices will re-open Monday, December 2nd at 8am.
- Richmond's Christmas parade will be held on Friday, December 6th, beginning at 6pm.
- Berea's Christmas parade will be held on Saturday, December 7th, beginning at 7pm.

Comments from Magistrates:

Magistrate Botkin wished everyone a Happy Thanksgiving. On behalf of the court, Botkin attended a ceremony at ECU for MIA/POW. The three ladies who came and talked of their loved ones were phenomenal.

Magistrate Tudor wishing everyone a Happy Thanksgiving and appreciate what you have. People who lived before you made this privilege available.

Magistrate Barger. stated that no matter how bad we think we've got it we're still a blessed nation.

Magistrate Combs stated he was glad to be here.

Comments from Department Heads:

No comments from Department Heads.

Comments from the Audience:

Jack VanWinkle, Madison County Resident, addressed the court stating it was absolutely astonishing how they administer their zone changes.

IN RE: Pay Claims and Approve Transfers:

Motion made by Roger Barger seconded by John Tudor to approve pay claims and transfers.

ANNOUNCE NEXT COURT DATE:

Judge Taylor announced the next court date for December 17, in Richmond at 9:30AM.

IN RE: ADJOURNMENT

Motion from John Tudor to adjourn, seconded by Tom Botkin. Hearing no objection, the meeting adjourned 11:30am.

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A handwritten signature in black ink, appearing to read 'R. Taylor', is written over a horizontal line.

REAGAN TAYLOR MADISON CO. JUDGE/EXECUTIVE

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TOTAL FEES: \$0.00
COUNTY CLERK: KENNY BARGER
DEPUTY CLERK: BRIAN CABNEY
COUNTY: MADISON COUNTY
BOOK: MO35 PAGES: 1 - 5