

At a the regular monthly meeting of the Fleming County Fiscal Court held Tuesday, January 12, 2021 at the Fleming County Courthouse, 100 Court Square, Flemingsburg, Kentucky the meeting was called to order at 9:00 AM by Fleming County Judge/Executive Larry H. Foxworthy. Roll Call was conducted by Fiscal Court Clerk Tammy L. Gray. Magistrates present were David J. DeAtley, Richie Kielman, James Smoot, Donnie Fawns and Ray H. Money. Magistrate Chris Hickerson was absent. Also present was Assistant County Attorney Nathan Tomlin and County Treasurer Kathy Dryden.

Vote Unan. Motion: David J. DeAtley Second: Richie Kielman

A motion was made to approve the meeting minutes of December 8, 2020.

Vote Unan. Motion: Ray H. Money Second: Donnie Fawns

A motion was made to approve the meeting minutes of December 23, 2020.

Discussion was held with AEUG Fleming Solar, LLC (a subsidiary of ACCIONA) Director of Solar Development Adam Stratton, Mark S. Franklin, Bond Counsel and local Landowners Legal Counsel Thomas M. Todd regarding the local solar project. Several local solar project lease holders, interested citizens were in attendance to state their pros and cons about the project. Questions were proposed to the project's team regarding the selection process of the project's location, purchase of equipment from international suppliers, purchase agreement of the power generation, application status with Kentucky State Board on Electric Generation and Transmission, environmental studies/geotechnical concerns regarding existing sinkholes, expectation of construction timeline, construction bond requirements, EKP transmission line upgrades, anticipated construction costs and Industrial Revenue Bonds (IRB) local participation requirements/responsibilities for issue/repayment.

The Fiscal Court received a request to approve participation in the project that would allow for federal, state and local tax exemption status. Concerns were stated regarding the timing of notification to the Fiscal Court regarding the approval to participate in the IRB process, potential extended liability to the Fiscal Court, rarity of the proposal according to state agencies response to the Fiscal Court's inquiries about the IRB process, guarantees of lease payments to landowners over the terms of their respective leases and information needed to complete reassessment of local property tax values from farm land to commercial property. Current list of documents needed to be approved by the Fiscal Court would include but not limited to: Inducement Resolution declaring of official intent to issue Bonds for the proposed project, Memorandum of Agreement, adoption of local Ordinance, Bond Issue and Pilot Agreement terms. Several lease holders/citizens expressed their support and concerns of the project citing benefits to the local economy, increase in local workforce, increase of sales to local businesses, boost to commercial industries sector and no financial determent for the county. Discussion was held regarding the status of the project if the Fiscal Court chose not to participate in which Stratton responded that a reconsideration of the project's costs would be conducted that could potentially slow down the process or cease due to the loss of federal, state and local tax exemption status. Assistant County Attorney Tomlin stated the Fiscal Court needs an opportunity to review the drafted proposed documents since they have not been submitted and before any approvals would be considered. Mr.

Franklin, Mr. Todd and Mr. Stratton agreed to send the documents to the Fiscal Court and County Attorney's office for review and submit the information required to the PVA office for property valuation reassessment.

Recess from 11:06 AM to 11:12 AM

Vote Unan.                      Motion: Ray H. Money                      Second: Richie Kielman

A motion was made to approve as per contract agreements entered December 11, 2018, the renewal provision of two contracts with Jody Gray for another year effective January 1, 2021 through December 31, 2021. Janitorial and Maintenance - Judicial Center-\$ 63,900.00 Annually and Janitorial - Courthouse and Maintenance Garage-\$ 28,800.00 Annually. NOTE: As per the contract provisions, bids will be taken in December 2021 for these services.

Vote Unan.                      Motion: Richie Kielman                      Second: James Smoot

A motion was made to approve Resolution 21-1318 authorizing application for KY 911 Grant and give the County Judge/Executive the authority to sign any and all documents.

Vote Unan.                      Motion: David J. DeAtley                      Second: Richie Kielman

A motion was made to approve the Fleming County Treasurer's month end and quarterly financial reports ending December 31, 2020 as presented by Dryden totaling \$ 2,062,904.96. General Fund \$ 1,377,139.95, Road Fund \$ 93,921.64, Jail Fund \$ 8,270.82, LGEA Fund \$ 154,216.37, Forest Fire Fund \$ 1,421.70, Revolving Loan Fund \$ 14.34, Dispatch Fund \$ 130,549.73 and Capital Improvement Fund \$ 297,370.41.

Vote Unan.                      Motion: Ray H. Money                      Second: Donnie Fawns

A motion was made to approve the Budget Transfers as presented by Dryden.

Vote Unan.                      Motion: Richie Kielman                      Second: David J. DeAtley

A motion was made to approve the Cash Transfers as presented by Dryden.

Vote Unan.                      Motion: Ray H. Money                      Second: James Smoot

A motion was made to approve the Claims reports, Carry In Claims reports and payment to Clinical Solutions for inmate pharmacy charges \$ 120.36 as presented.

Vote Unan.                      Motion: Richie Kielman                      Second: James Smoot

A motion was made to approve the Annual Salary Order for county employees as presented by Dryden.

Vote Unan.                      Motion: Ray H. Money                      Second: Richie Kielman

A motion was made to approve the Fleming County Clerk's month end December 31, 2020 report as presented by Fritz.

Vote Unan.                      Motion: Ray H. Money                      Second: Richie Kielman

A motion was made to approve the Fleming County Clerk's quarterly report ending December 31, 2020 as presented by Fritz.

Vote Unan.                      Motion: Ray H. Money                      Second: Richie Kielman

A motion was made to approve the Fleming County Clerk's 2021 Budget as presented by Fritz.

Vote Unan.                      Motion: Ray H. Money                      Second: Richie Kielman

A motion was made to approve the Fleming County Clerk's 2021 Annual Order setting deputy clerks' salaries as presented by Fritz.

Vote Unan.                      Motion: Richie Kielman                      Second: Donnie Fawns

A motion was made to approve the Fleming County Sheriff's quarterly report ending December 31, 2020 as presented by Kinder.

Vote Unan.                      Motion: Ray H. Money                      Second: Donnie Fawns

A motion was made to approve the Fleming County Sheriff's month end December 31, 2020 report as presented by Kinder.

The Fleming County Sheriff will surplus two additional vehicles for public sale at the next meeting to be disposed via online auction at the next scheduled auction by Chuck Marshall Auction. The new phone system installation for the Sheriff's office has been scheduled.

Fleming County Dispatch Director Charlotte Benton came before the Fiscal Court to give a report of requests for services last month and notify Court members that the KY 911 grant application will be for a new Dispatch 911 recording system.

Assistant County Attorney Tomlin updated the Fiscal Court of orders ceasing in-person court sessions and stated he would work on reviewing the solar project documents upon receipt by the County Attorney's office.

Vote Unan.                      Motion: James Smoot                      Second: Donnie Fawns

A motion was made to adjourn the meeting at 11:40 AM.