



AGENDA

**McCRACKEN COUNTY FISCAL COURT MEETING
SEPTEMBER 25 , 2023, 5:00 P.M., COURTROOM D
MCCRACKEN COUNTY COURTHOUSE
300 CLARENCE GAINES STREET**

**CALL TO ORDER
ROLL CALL
PRAYER
PLEDGE OF ALLEGIANCE**

I. CONSENT AGENDA

It is ordered to approve the Consent Agenda for the September 25, 2023, McCracken County Fiscal Court.

II. BUDGET TRANSFERS

It is ordered that the necessary cash transfers, in the amount of \$_____ be made in order to pay County bills and payroll approved September 25, 2023.

III. ACCOUNTS PAYABLE

It is ordered to approve the Voucher Claims Register from September 6, 2023 to September 25, 2023, to show County bills in the amount of \$_____ were paid.

IV. DISCUSSION

- A. GPEDC Quarterly Update- Bruce Wilcox
- B. Public Hearing on the Bond Ordinance

V. EXECUTIVE SESSION

VI. COURT ORDERS

- A. It is ordered that \$2,117.92 from the Transient Room Tax Fund be paid to Paducah Convention & Visitors Bureau for one-fourth of the cost for Granicus Software.
- B. It is ordered that \$10,000.00 be paid to Mercy Regional Ambulance Service for reimbursement of FY 23-24 EMS Grant for ambulance service grant funds.
- C. It is ordered to purchase a 2023 Ford Explorer 4X4 for \$50,945.00 through the state price contract from Frankfort Ford for the McCracken County Jail. It is further ordered to authorize the Treasurer to pay invoices related to the same.
- D. It is ordered that \$40,100.00 be paid to GPEDC, same being proceeds from Motor Vehicle Rental Fee for quarter ending June 30, 2023.
- E. It is ordered that a Resolution be adopted approving the execution of a Rural Secondary Program between the KYTC and McCracken County to perform bituminous resurfacing in the amount of \$262,684.00 on the following County roads: Biggs Lane (CR 1229) from KY 996 to Childress Road, Childress Road (CR 1227) from Biggs Lane to .190 miles south of Biggs Lane, Clark Line Road (CR 1174) from Houser Road to Old Mayfield Road and Spann Lane (CR 1021) from Husbands Road to the dead end.
- F. It is ordered that on September 18, 2023 at 11:00 am in the Judge Executive's office sealed bids were opened for the purchase of a 2023 Full Size SUV for use by the McCracken County Jail. One bid was received from Campbell Chevrolet and will be taken under advisement.
- G. It is ordered that the bid for one (1) 2023 Chevrolet Tahoe for use by the McCracken County Jail be awarded to Campbell Chevrolet for the amount of \$60,541.00. It is further ordered that the Treasurer is authorized to pay invoices related to the same.
- H. It is ordered that the Judge Executive is authorized to execute the Amended Memorandum of Understanding between the Fiscal Court and the McCracken County Jailer. The amended MOU allows for additional funds from the jail to pay for medical expenses.
- I. It is ordered that the Judge Executive is authorized to execute an amended agreement with GPEDC that defines the source funds of the annual

payment. It is further ordered that the Treasurer is authorized to make the quarterly payments related to the same.

- J. It is ordered to pay the invoices listed below to Barkley Regional Airport Authority for new terminal expenses, in the amount of \$203,005.98. This amount is one-half of the total invoices of \$406,011.95 and is pursuant to the Interlocal Cooperation Agreement dated August 28, 2021, between City of Paducah, Kentucky, the County of McCracken County, Kentucky, and the Barkley Regional Airport Authority.

Invoice MCFC091523 dated 9/15/2023 \$203,005.98.

- K. It is ordered that the McCracken County Attorney be authorized to create a position that is funded by a source combination of McCracken County and the County Attorney's Office. This position will be to oversee the probationary requirements of misdemeanor convictions.
- L. It is ordered effective September 26, 2023, Christy Parkhill be hired to monitor the probationary requirement of misdemeanor convictions in the County Attorney's Office at a rate of \$19.23 per hour less statutory deductions all of which are subject to further order of the court.
- M. It is ordered to pay Peck, Flannery, Gream and Warren Architects for roof design services at the Paducah-McCracken Convention Center in the amount of \$82,756.52.

VII. ORDINANCE

A. SUMMARY OF ORDINANCE

The Fiscal Court of the County of McCracken, Kentucky, at regular meetings held on September 6, 2023 and September 25, 2023, adopted an ordinance titled as follows:

AN ORDINANCE OF THE COUNTY OF MCCRACKEN, KENTUCKY AUTHORIZING THE ISSUANCE OF ITS COUNTY OF MCCRACKEN, KENTUCKY GENERAL OBLIGATION BONDS, SERIES 2023B IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$2,000,000 (WHICH AMOUNT MAY BE INCREASED BY UP TO \$200,000 OR DECREASED BY ANY AMOUNT) FOR THE PURPOSE OF FINANCING THE COSTS OF ROOF REPAIRS FOR THE PADUCAH-MCCRACKEN COUNTY CONVENTION AND EXPO CENTER; APPROVING THE FORM OF THE BONDS; AUTHORIZING DESIGNATED OFFICERS OF THE COUNTY TO

EXECUTE AND DELIVER THE BONDS; AUTHORIZING AND DIRECTING THE FILING OF A NOTICE WITH THE STATE LOCAL DEBT OFFICER; PROVIDING FOR THE PAYMENT AND SECURITY OF THE BONDS; ESTABLISHING A BOND PAYMENT FUND FOR THE BONDS; AFFIRMING THE MAINTENANCE OF THE EXISTING SINKING FUND; AUTHORIZING THE ACCEPTANCE OF THE BID OF THE PURCHASER OF THE BONDS; AND REPEALING ANY INCONSISTENT ORDINANCES.

The Ordinance authorizes the County of McCracken, Kentucky (the “County”) to issue a series of general obligation bonds to be designated as “General Obligation Bonds, Series 2023B” (the “Bonds”) for the purposes of (i) financing all or a portion of the costs of roof repairs for the Paducah-McCracken County Convention and Expo Center (the “Project”); (ii) paying capitalized interest on the Bonds, if desirable; (iii) paying all or a portion of the cost of credit enhancement on the Bonds, if any; and (iv) paying all or a portion of the costs of issuance of the Bonds. Provisions are made in the Ordinance for the payment of the Bonds and the security therefor, the application of the proceeds of the Bonds, the establishment of a bond payment fund, the continuation of the County’s previously established sinking fund, and certain covenants of the County with respect to the Bonds. The Bonds are to be sold at public, competitive sale, and shall mature, or be subject to mandatory sinking fund redemption, in varying amounts on November 1, 2024 and November 1 of each year thereafter through November 1, 2038. The Bonds pledge the full faith, credit, and taxing power of the County and provision is made for the collection of a tax to pay the principal of and interest on the Bonds, subject to certain credits, as provided in Section 17 of the Ordinance. The sale of the Bonds is contingent upon the satisfaction of the requirements and conditions of the County regarding the Project. As required by KRS Section 83A.060, the following Section 17 of the Ordinance is set forth in its entirety:

“Section 17. General Obligation. The Bonds shall be full general obligations of the County and the full faith, credit, and taxing power of the County are hereby pledged for the prompt payment of the Bonds and the interest thereon. During the period the Bonds are outstanding, there shall be and there hereby is levied on all of the taxable property in the County, in addition to all other taxes, without limitation as to rate, a direct tax annually in an amount sufficient to pay the principal of and interest on the Bonds as and when due, it being hereby found and determined that the current tax rates of the County are within all applicable limitations. The tax shall be, and hereby is, ordered to be computed, certified, levied, and extended upon the tax duplicate and shall be collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of the years are certified, extended, and collected. The tax shall 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 other lawfully available funds of the County are available for the payment of the Bonds and are appropriated for such purpose, the amount of such direct tax upon all of the taxable property in the County shall be reduced by the amount of such other funds so available and appropriated.”

The undersigned, as Fiscal Court Clerk of the County of McCracken, Kentucky, hereby certifies that the foregoing Summary of Ordinance of the County of McCracken, Kentucky, was approved by the Fiscal Court for first reading on September 6, 2023, and for second reading on September 25, 2023, and was further approved for publication following adoption according to law.

By: /s/ Jamie Huskey
Fiscal Court Clerk
County of McCracken, Kentucky

The undersigned Attorney at Law, licensed to practice in the Commonwealth of Kentucky, hereby certifies that the foregoing Summary of Ordinance of the County of McCracken, Kentucky, was prepared by the undersigned and constitutes a general summary of essential provisions of the Ordinance, reference to the full text of which Ordinance is hereby made for a complete statement of its provisions and terms.

By: /s/ Mark S. Franklin
Dinsmore & Shohl LLP
101 South Fifth Street, Suite 2500
Louisville, Kentucky 40202

- B. It is hereby ordered that pursuant to KRS Chapter 67, the first reading of Ordinance No. 2023–16 shall be conducted in summary format as follows:

An Ordinance amending McCracken County Ordinance No. 2023-10 by making revisions to the proposed Fiscal Year 2023-2024 Operating Budget by modifications in receipts from insurance proceeds, miscellaneous, state grants, opioid settlement, and debt service in strict compliance with the mandates of Kentucky Revised Statutes Chapter 68.

Summary: The present Ordinance makes revisions to Ordinance 2023-10, McCracken County Proposed Fiscal Year 2023-2024 Operating Budget, pertaining to a modification in receipts from insurance proceeds, miscellaneous, state grants, opioid settlement, and debt service.

Certification: It is hereby certified by the McCracken County Fiscal Court that the present summary represents an accurate official statement of the main points of and contents of Ordinance No. 2023-16.

Public Inspection: Ordinance No. 2023-16 shall be available for public inspection in its whole and complete form in the McCracken County Judge Executive's Office during ordinary business hours.

- C. **It is hereby Ordered that Pursuant to KRS Chapter 67, the first reading of Ordinance No. 2023 – 17 shall be conducted in summary format as follows:**

COMMONWEALTH OF KENTUCKY
MCCRACKEN COUNTY FISCAL COURT
ORDINANCE NO. 2023-17

**AN ORDINANCE RE-ADOPTING
THE MCCRACKEN COUNTY COMPREHENSIVE PLAN'S
GOALS AND OBJECTIVES.**

Summary: The action effectuated in the present Ordinance is required by Kentucky Revised Statutes, Section 100.197, and operates to formally adopt the approval and re-adoption of the McCracken County Comprehensive Plan's Goals and Objectives by the McCracken County Planning Commission after their review and re-adoption at a public hearing on August 22, 2023.

Certification: It is hereby certified by the McCracken County Fiscal Court that the present summary represents an accurate official statement of the main points of and contents of Ordinance No. 2023 -17

Public Inspection: Ordinance No. 2023 -17 shall be available for public inspection in its whole and complete form in the McCracken County Judge Executive's Office during ordinary business hours.

VIII. ADJOURNMENT