

UNION COUNTY FISCAL COURT MEETING  
September 13, 2022

All supporting documents to these Minutes may be found in the office of the County Judge/Executive.

The meeting was called to order by Judge Executive Adam O’Nan at 9:00 a.m. with a prayer and the Pledge to the American Flag.

The Union County Fiscal Court met in a regular scheduled meeting with Judge Executive Adam O’Nan presiding. The Union County Fiscal Court met in the upstairs Courtroom. Magistrates present were Wyatt, Floyd, Ricketts, Byrnes and Clements.

The minutes from the August 23, 2022 Fiscal Court meeting and the August 25, 2022 special called meeting were accepted as read.

Judge O’Nan presented the Union County Board of Education’s 2022 tax rates Real Estate 71.5 cents per \$100, Personal Property 71.5 cents per \$100, Motor Vehicle 55.7 cents per \$100 and Utility Tax 3%. Magistrate Floyd made a motion to accept the tax rate, seconded by Magistrate Ricketts, motion carried.

Judge O’Nan read the 2021 oil and franchise tax settlement report from Sheriff Mickey Arnold. Oil tax was 98.71% collected and franchise tax was 100% collected. Magistrate Ricketts made a motion to approve the tax settlement pending audit, seconded by Magistrate Byrnes, motion carried.

Judge O’Nan presented American Rescue Plan Act State and Local Fiscal Recovery Fund Expenditure Approval Form. Due to some late changes to the ARPA approval funding an increase in what the Federal government is deeming automatic availability of lost revenue in the general fund, the county is able to transfer all of our ARPA funds to the General Fund. Judge O’Nan reiterated that these funds will still go in to a special savings account that will be used to assist in the building of the county’s EOC building, the transfer will eliminate some of the federal hoops that we have to jump through to get that project off the ground. The Fiscal Court will still use all of the county’s purchasing and procurement codes with the EOC building moving forward. The total in the ARPA loss revenue is \$2,752,060.10. Magistrate Wyatt made a motion to approval the Loss of Revenue expenditure approval, seconded by Magistrate Ricketts, motion carried.

Judge O’Nan made a hire recommendation for a CDL Road Department Laborer of Kara Messamore at \$15.00/hour. Kara is currently the county’s Recycling Coordinator, and has her CDL permit. The CDL test is in two weeks. Road Supervisor Tony Ratley, Judge O’Nan, and

Magistrate Wyatt performed the interviews and agreed on the hire. Magistrate Floyd made a motion to hire Ms. Messamore at \$15.00/hr, seconded by Magistrate Wyatt, motion carried.

Judge O’Nan reported that during the road interviews Justin Linkswiler interviewed and also showed interest in both the Road position and the Recycling Coordinator position. Judge O’Nan recommended in order to minimize the time of being shorthanded the court hire Mr. Linkswiler as the Recycling Coordinator to fill the vacancy left by Ms. Messamore in her position transfer. Magistrate Clements opposed the idea stating that the recycling position had not been posted. No motion was made for the hire. Magistrate Clements made a motion to advertise for a new Recycling Coordinator on September 21 and 28, 2022 with an application deadline of September 30, 2022. A recommendation is to be made at the October 11, 2022 fiscal court meeting, seconded by Magistrate Wyatt, motion carried.

Judge O’Nan asked to set advertising dates for a new assistant road mechanic on September 14 and 21, 2022 with an application deadline of September 22, 2022. A recommendation for a hire would be at the September 27, 2022 meeting. Magistrate Floyd made a motion to advertise for a new assistant road mechanic on September 14 and 21, 2022 with an application deadline of September 22, 2022. A recommendation is to be made at the September 27, 2022 fiscal court meeting, seconded by Magistrate Ricketts, motion carried.

Judge O’Nan presented a list of items to be declared surplus and advertised for sealed bid purchase. The list of surplus items are: conventional mining trainer, Grass Edger-pull start gas engine, Kerosene Heater, 100AMP Milbank combination meter base/disconnect with feed thru breakers, westing House 240v 10 disconnect, Federal Pacific 240v 10 100 AMP panel, Cutler Hammer 8 space 125 v 10 main lug load center, three 45’-10/4 rolls of a/c cable, twelve sand filled flag pole holders, Commercial front load washing machine (working when replaced), Residential front load dryer 240v (working condition) Commercial Meat Slicer (working condition), Commercial Deep fryer (new never used), two stainless bunkbeds (new), one hundred forty-four Mason Jars, four Leather covered wooden chairs, 2008 model copier/fax machine, office chair, two commercial grade vacuums, floor buffer, floor/tile stripper, and an Institutional Paper Towel dispenser (new). Judge O’Nan asked for a motion to advertise for sealed bids on all the above listed items individually or jointly. Magistrate Clements made a motion to declare the above listed items as surplus and to advertise on September 21 and 28, 2022 for all sealed bids to be turned in by 9:00 am, October 11, 2022 listing the exact item from the list and bid price, seconded by Magistrate Wyatt, motion carried.

Judge O’Nan opened bids for the purchase and removal of the mobile home at Moffit Lake. There were four bids: John Carr \$2852.00, John Utley \$2500.00, Adam Hendrickson \$3700.00, and Greenwell Homes, LLC \$3600.00. Judge O’Nan recommended a declaration of the mobile home as surplus and award the bid to Mr. Adam Hendrickson as the highest bid for the amount of

\$3700.00. Magistrate Wyatt made a motion to declare the mobile home surplus and award the bid to Mr. Hendrickson for the purchase price of \$3700.00, seconded by Magistrate Floyd, motion carried.

Judge O’Nan then brought up the bid on the courthouse elevator. There was one bid from Sheffer Construction for \$682,916.00 Jeff Canter the construction manager from PFGW was in attendance to discuss the bid and reported that it was acceptable after thorough review and additional information requested. Magistrates Ricketts and Wyatt questioned and expressed concern over Sheffer Construction not having any experience with a job of this nature in a historical building renovation. Magistrate Clements spoke on his concern that the project would go over budget of the bid price. Magistrates Floyd and Wyatt expressed their desire to maintain the integrity of the courthouse and concern that with having no experience on this type of job that the integrity could be compromised. Mr. Canter relayed that contractors are overrun with work currently and are not wanting to bid on new jobs. Ultimately with this being a unique historical building, he thinks someone with expertise would be better just because of the unique challenges that could come up not because of complications, but unique circumstances. Though he reiterated that there was no guarantee another contractor with that experience would want the job in this work climate. The original scans from Bacon Farmer Workman gives Mr. Canter a great detail of the building layout and internal structure in a way a “building X-ray” and review did not show any structural concerns for the project. Judge O’Nan said that perhaps the court would be more comfortable if there could be even one bid by someone with experience in this type of project. A decision was made to hold off on an elevator recommendation. Magistrate Clements made a motion to continue to take the bid under advisement until the next court meeting on September 27, 2022, seconded by Magistrate Floyd, motion carried.

Judge O’Nan read a resolution to approve HB 1 coal severance project for the debt service payments in the amount of \$248,281.65. Magistrate Wyatt made a motion to approve the resolution, seconded by Magistrate Ricketts, motion carried.

Judge O’Nan read a resolution to approve HB 1 coal severance project for the salt hut building in the amount of \$256,000.00. Magistrate Ricketts made a motion to approve the resolution, seconded by Magistrate Floyd, motion carried.

Claims are to be paid as presented.


Magistrate Ricketts made a motion to approve the July 2022 Treasurer Report, pending audit, seconded by Magistrate Floyd, motion carried.


Magistrate Ricketts reminded the court that the District 3 and District 4 trash clean up would be this coming Friday and Saturday September 16 & 17, 2022, at the John Arnold Arena

and Fairgrounds. He also gave a reminder to sign up for Connexon high-speed internet in the rural counties. There are 3 different packages available and you can sign-up by going to connexonconnect.com but it doesn't cost any money to sign up, but shows continued interest in our county having high numbers for the project.

Magistrate Floyd reminded the court that District 2 also has trash clean up scheduled for October 15, 2022.

There being no further business to come before the Court, a motion to adjourn was made by Magistrate Floyd, seconded by Magistrate Ricketts, motion carried.

  
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Kim Nance  
Fiscal Court Clerk

  
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Adam O'Nan  
County Judge/Executive