

MINUTES
Breckinridge County Fiscal Court
Regular Meeting
Monday, January 28, 2008

After leading the Pledge of Allegiance and a word of prayer, Judge Powers called to order the regular meeting of the Fiscal Court at 6:00 p.m. at the Courthouse Annex. All members of the Fiscal Court were present.

RE: Public Hearing

Judge Powers called to order the Public Hearing pertaining to the removal of the Hardinsburg Hartford Lane #1607. He further added that notices had been posted explaining the county's intent of removing the road from the county road maintenance list. The majority of the land owners were in favor of this action.

Judge Powers stated that the road viewing committee consisting of the following members: Road Foreman, Ernie Nix; Dave Schaoenbachler; and Scott Smart Jr.; had inspected the road and submitted their recommendation to discontinue maintenance of the Hardinsburg Hartford lane according to the KRS (see road viewing report for details).

Judge Powers opened the floor to the public for any additional comments or objections. Since there were no objections, Judge Powers entertained a motion to adjourn the public hearing. Esq. Hay made the motion to adjourn the public hearing, and Esq. O'Donoghue seconded. All members voted aye. Motion carried unanimously.

RE: Fiscal Court Clerk

Judge Powers entertained a motion to appoint Sherrie Ashley as the temporary Fiscal Court Clerk in the absences of Lisa Hoskins. Esq. Hay made the motion, and Esq. Moore seconded. All members voted aye. Motion carried unanimously.

RE: Minutes – January 14, 2008

Esq. Henning made a motion to approve the January 14th minutes as submitted by Fiscal Court Clerk, Lisa Hoskins, and Esq. Robinson seconded. All members voted aye. Motion carried unanimously.

RE: Welcome of Guest and Comments

After welcoming the guests who were present at the Fiscal Court meeting, Judge Powers opened the floor to the guests who had signed the guest comment sheet. As always Judge Powers encouraged the citizens of the county to attend and participate at the court meetings. Their opinions were very important to the court members.

Mr. Eugene Fentress addressed the court about the status of the Finley Butler road. He further added that he had completed some work on the road and wanted the Finley Butler road added to the county maintenance list. After some discussion, Judge Powers stated that the court would make a motion later during this meeting to send the road viewing committee to view the road again. He thanked Mr. Fentress for his comments.

Ms. Lisa Hoskins addressed the Fiscal Court about her dismissal on Friday, January 25, 2008 from her position of nine years as a finance officer. She explained to the court the events which occurred on Friday leading up to her immediate termination. She further added that Judge Powers handed her a letter explaining why he was terminating her position. Ms. Hoskins stated that although she knew she was behind on some of her work, she was not once given any verbal or written warning that she was in jeopardy of losing her position. She further stated that when she inquired about unemployment benefits, Judge Powers replied we'll see. In closing, Ms. Hoskins thanked the past and present courts for the opportunity she had received as a county employee and asked Judge Powers for his comments. Judge Powers explained that this was a personnel issue, and he was not at liberty to comment. He thanked Ms. Hoskins for her comments.

Ms. Joan Laslie addressed the Fiscal Court about the cancellation of the district town hall meetings. Judge Powers stated that the town hall meetings had not been permanently canceled and would resume with the 4th district. Ms. Laslie then inquired about the article written in the local paper pertaining to the seven (7) industries that were not interested in locating in the county. Judge Powers explained that there were seven (7) proposals made and only one (1) had declined the offer, but he was not able to discuss the details at this time. Last, Ms. Laslie inquired about the travel expenses for the BRAC road show (Base Realignment & Closure) for Jonathan Boyd and Judge Powers during the month of March. Judge Powers explained that Breck United had funds available for Mr. Boyd's travel expensive and the County had funds available for his travel. He thanked Ms. Laslie for her comments.

RE: Transfers

Esq. Hay made a motion to approve the transfers as submitted by County Treasurer, Randi Flood (see 01/23/08 transfers for details), and Esq. Moore seconded. All members voted aye. Motion carried unanimously.

RE: Claims

After little discussion, Esq. Henning made a motion to approve the claims as submitted by Finance Officer, Lisa Hoskins (see 01/28/08 claims for details), and Esq. Hay seconded. All members voted aye. Motion carried unanimously.

RE: Hardinsburg-Hartford Lane

Esq. O'Donoghue made a motion to remove the Hardinsburg Hartford Land #1607 from the county road maintenance list (see road viewing report for details), and Esq. Moore seconded. All members voted aye. Motion carried unanimously.

RE: Mileage Reimbursement

After some discussion, Judge Powers entertained a motion to increase the current mileage reimbursement to forty-three cent (.43) per mile effective January 28, 2008. Esq. Hay made the motion, and Esq. Robinson seconded. All members voted aye. Motion carried unanimously.

RE: Animal Control Policy and Procedures Manual Draft

Judge Powers submitted the Animal Control Policy and Procedures Manual draft to the Court for review. He further added that discussion on the draft would be at the next regular meeting.

RE: Resolution 012808: Holt House Purchase Contract

Judge Powers explained that the county had received two grants from the Kentucky Heritage Council one in the amount of \$108,000.00 and one in the amount of \$50,000.00 totaling \$158, 000.00 to be used towards the acquisition of the historic Holt Mansion and approximately 20 acres of adjoining property. He further added that the resolution only allowed him to sign the purchasing contract. However, the contract would be pending approval of the Fiscal Court, County Attorney, and Jefferson County Circuit Court.

Judge Powers read the resolution and opened the floor for further discussion (see resolution 012808 for details). Esq. Gedling stated that due to the extenuating circumstances with the family and the involvement of a guardian and legal court system; he disagreed with the purchasing of the property. Judge Powers explained that the county had made an offer to purchase the property for historical purposes; Ms. Doda's guardian along with the Jefferson County Judge would have the final decision to sell. Judge Powers further added that if the court ruled in the best interest of Ms. Doda to sell the property then it would be purchased at a fair market value.

With no further discussion, Esq. Hay made a motion to approve the resolution, and Esq. Moore seconded. All members voted aye with the exception of Esq. Gedling. Motion carried with a vote of six (6) ayes and one (1) nay.

RE: Presentation, Sheriff's 2006 Fee Audit

Judge Powers presented the Sheriff's 2006 Fee Audit Report as submitted by Sheriff, Todd Pate for the court's review (see Sheriff's 2006 Audit for individual listings). He further added that the report would be discussed at the next regular meeting.

RE: Treasurer's Report

Esq. Hay made a motion to approve the Treasurer's Report as submitted and explained by County Treasurer, Randi Flood (see 01/28/08 Treasurer's Report for details), and Esq. Robinson seconded. All members voted aye. Motion carried unanimously.

RE: Road Foreman's Report

Esq. Hay made a motion to approve the Road Foreman's Report as submitted and explained by County Road Foreman, Ernie Nix, and Esq. Gedling seconded. All members voted aye. Motion carried unanimously.

RE: Finley Butler Road

With no discussion, Esq. Hay made a motion to have the road viewing committee view the Finley Butler road, and Esq. O'Donoghue seconded.

RE: One Call Now

Judge Powers explained to the court the One Call Now Emergency Notification System. When an emergency occurs the system is notified. Once notified the system immediately begins calling residents in that area at a rate of 5,000 phone calls per minute. Also, cell phone numbers can be programmed into the system as well. While we currently have sirens located throughout the county, a large portion of our residents live in the rural areas. They do not hear the sirens.

Judge Powers added that the cost of the service was approximately \$6,000.00 per year for the first three (3) years and free of charge on the fourth (4th) year. The 911 funds could be used to utilize this system. Judge Powers concluded that the information was available for review, and he wanted to have further discussion at a later time.

RE: Executive Session

Judge Powers entertained a motion to enter into Executive Session in order to discuss personnel. Esq. Moore made the motion, and Esq. Hay seconded. All members voted aye. Motion carried unanimously.

Esq. Hay made a motion to adjourn the Executive Session, and Esq. Gedling seconded. All members voted aye. Motion carried unanimously.

Judge Powers stated that the Fiscal Court was now out of the Executive Session and back into regular session. Judge Powers entertained a motion to dismiss Fiscal Court Clerk, Lisa Hoskins from her duties. Esq. Hay made the motion, and Esq. Robinson seconded. All members voted aye except for Esqs. Gedling and O'Donoghue. Motion carried with a vote of five (5) ayes and two (2) nays.

Judge Powers stated that at the next meeting a Fiscal Court Clerk would be appointed pending notification from the County Clerk. According to the statutes, County Clerk, Jill Irwin has first options to either fill the position or appoint someone to the position. If for some reason, she declines then the court will appoint someone to the position.

RE: Diehl Lane

Esq. Hay made a motion for the road viewing committee to view 2/10 of a mile of Diehl Lane for consideration of being added to the county road maintenance list, and Esq. Gedling seconded. All members voted aye. Motion carried unanimously.

RE: Announcements

Judge Powers informed everyone present that the next regular meeting for the Breckinridge County Fiscal Court was scheduled for February 11, 2008 at 10:00 a.m. at the courthouse annex. He invited everyone to attend.

RE: Adjournment

Esq. Hay made a motion to adjourn this meeting with no further business to come before it, and Esq. Moore seconded. All members voted aye. Motion carried unanimously.

Ray Powers, Judge Executive

Sherrie Ashley, Fiscal Court Clerk