

MINUTES
Breckinridge County Fiscal Court
Regular Meeting
Monday, February 11, 2008
10:00 A.M.

After leading the Pledge of Allegiance and a word of prayer, Judge Powers called to order the regular meeting of the Fiscal Court at 10:00 a.m. at the Courthouse Annex. All members of the Fiscal Court were present.

RE: Minutes – January 28, 2008

Esq. Hay made a motion to approve the January 28th minutes as submitted by Fiscal Court Clerk, Sherrie Ashley, and Esq. Moore 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 guest who had signed the guest comment sheet.

Mr. John Vorbrink addressed the court about the dangerous conditions of Lookout Loop, and inquired if repairs to the road would begin in the spring. After some discussion, Judge Powers explained that this particular portion approximately 600 to 800 yards in length of Lookout Loop had a rock face wall on one side and a drop-off on the other side. There was no simple solution or quick fix if the road was to be repaired properly. Judge Powers added that this was a huge project which would be costly but was under evaluation for a solution. He thanked Mr. Vorbrink for his comments.

RE: Transfers

Esq. Hay made a motion to approve the transfers as submitted by County Treasurer, Randi Flood (see 02/11/08 transfers for details), and Esq. Henning seconded. All members voted aye. Motion carried unanimously.

RE: Claims

Judge Powers explained that one change needed to be noted to the LGEA Fund claims. The claim listed as Color Splash for \$4,500.00 was actually Splash of Color in the amount of \$4,250.00. Esq. Hay made a motion to approve the claims as submitted by County Treasurer, Randi Flood (see 02/08/08 claims for details), and Esq. Moore seconded. Esq. Hay added that the explanation of each claim was a useful addition. All members voted aye. Motion carried unanimously.

OLD BUSINESS

RE: Sheriff's 2006 Fee Audit

Due to illness Sheriff, Todd Pate was not able to attend this meeting and answer any questions pertaining to the audit; he had requested that approval be moved to the next meeting. Esq. O'Donoghue made a motion to move the Sheriff's 2006 Fee Audit to the

February 25th meeting, and Esq. Robinson seconded. All members voted aye. Motion carried unanimously.

RE: One Call Now

Judge Powers explained that he did not receive the information on the service before this meeting as anticipated; therefore, he entertained a motion to move this discussion until the February 25th meeting in order for the court to review the information. Esq. Hay made the motion, and Esq. O'Donoghue seconded. All members voted aye. Motion carried unanimously.

RE: Animal Control Policy

Judge Powers stated that the policy needed more work before approval; he entertained a motion to move this discussion until the February 25th meeting. Esq. Hay made the motion, and Esq. Robinson seconded. All members voted aye. Motion carried unanimously.

RE: Holt House Project

Judge Powers explained that the Breckinridge County Fiscal Court had entered into a purchasing contract for the Holt Mansion and approximately 19.3 acres of adjoining property. He further added the grants monies in the amount of \$158,000.00 received from the Kentucky Heritage Council would be used towards the acquisition. A closing date had not been established at this time, however, he would need court approval to sign the deeds and close on the purchase of the property at a later date.

NEW BUSINESS

RE: Rural Secondary Roads

A representative from the Department of Transportation introduced several of his associates to the court. He continued to explain how the Rural Secondary Program was funded and how the money was allocated to the counties (see RSP for detail explanation).

He also submitted the Rural Secondary Recommended Improvements for fiscal year 2008-2009 to court for review (see RSRI for individual listings). He further explained that for the 2008-2009 fiscal year, Breckinridge County would receive \$1,303,676.00 for improvements to rural secondary roads. The Department for Transportation recommended the roads for improvements, but the Office of Governmental Relations would make the final decision to approve these recommendations or to make changes.

Esq. Hay made a motion to approve the Rural Secondary Recommended Improvements as submitted by the Transportation Department, and Esq. Gedling seconded. All members voted aye. Motion carried unanimously.

RE: MOA Voting Machines

Judge Powers explained the Memorandum of Agreement between the Commonwealth of Kentucky State Board of Elections and the County of Breckinridge. The Help America Vote Act (HAVA) funds are to be used to purchase additional voting equipment to be used in conjunction with purchases made under the 2005 Memorandum of Agreement. He further added that Breckinridge County would receive \$4,500.00 per precinct for a total of \$67,500.00 in order to purchase voting equipment if needed.

Esq. Gedling made a motion to approve the MOA, and Esq. Robinson seconded. All members voted aye. Motion carried unanimously.

RE: Agent of Record change for KACO Insurance

Judge Powers explained to the court that currently the county's Agent of Record is KACO Director, Joe Greathouse. He added that all property claims, policy change forms, annual insurance updates, etc. are handled by the Finance Officers who are not insurance agents. He recommended Danny House who is an insurance agent with KACO as the Agent of Record for Breckinridge County.

Mr. House explained in great detail his duties as the Agent of Record for Breckinridge County. He stated that he would familiarize himself with the county property and handle all the county claims. He further added that he is currently the Agent of Record for Hancock County and has been since 1987. If appointed as the Agent of Record, Mr. House requested a letter of appointment from Judge Powers to be sent to KACO.

Judge Powers entertained a motion to appoint Danny House as the Agent of Record for Breckinridge effective February 11, 2008. Esq. Moore made the motion, and Esq. Hay seconded. All members voted aye. Motion carried unanimously.

RE: McQuady Phase II, Water Line License Agreement

Judge Powers explained that the City of Hardinsburg was requesting the court to grant a water line license agreement for the McQuady Phase II, water main extension. In some areas of the county the roads could not be bored under due to the terrain, therefore, the road would have to be cut. Although cutting the gravel and chip and seal roads was not a problem, cutting the recently blacktopped roads were because of the cost of continual repairs to the cuts.

After much discussion, Judge Powers entertained a motion to approve the licenses with the City of Hardinsburg as outlined in contract 13C with the stipulation prior to any open cut or bore the Judge Executive would have to approve. Esq. Henning made the motion, and Esq. Gedling seconded.

Upon recommendation from County Attorney, Bradley Butler, Esq. Hay made a motion to amend the first motion by adding the stipulation that prior to crossing any county road either by cut or bore the City of Hardinsburg would have to obtain in writing the Judge Executive's approval and Esq. Henning seconded. All members voted aye. Motion carried unanimously.

Amended motion: Esq. Henning made a motion to approve the licenses with the City of Hardinsburg as outlined in contract 13C with the stipulation prior to crossing any county road either by cut or bore the City of Hardinsburg would have to obtain in writing the Judge Executive's approval and Esq. Gedling seconded. All members voted aye. Motion carried unanimously.

Esq. Moore made a motion granting Judge Executive, Ray Powers the authority to execute the previous amended motion, and Esq. Robinson seconded. All members voted aye. Motion carried unanimously. Judge Powers thanked Mayor Wayne Macy and his colleagues for attending the meeting.

RE: Detention Center Surplus Equipment: 1992 Chevy

Esq. Hay made a motion to declare the Detention Center's 1992 Chevy Bus as surplus equipment, and Esq. Robinson seconded. Jailer Shrewsberry added that the bus did not have a transmission, and he wanted to take the new tires off. After some discussion on the condition of the 1992 Chevy Bus, Esq. Henning made a motion to resend the previous motion until the February 25th meeting, and Esq. O'Donoghue seconded. All members voted aye. Motion carried unanimously.

RE: McQuady VFD Surplus Equipment: 1999 Jeep

Esq. O'Donoghue made a motion to declare the McQuady VFD 1999 Jeep as surplus equipment and Esq. Moore seconded. All members voted aye. Motion carried unanimously.

RE: Animal Shelter Grant

Judge Powers informed the court that the county had received a reimbursable grant in the amount of \$1000.00 for the animal shelter to be used for purchasing handling equipment.

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 02/11/08 Treasurer's Report for details), and Esq. Moore seconded. All member voted aye with the exception of Esq. Gedling who abstained due to his temporary absents. Motion carried with a vote of six (6) ayes and one (1) abstained.

RE: Road Foreman's Report

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

RE: Fiscal Court Clerk

Judge Powers informed the court that County Clerk, Jill Irwin declined from the Fiscal Court Clerk position, and she did not wish to appoint anyone to the position.

RE: Road Viewing Committee

Esq. Robinson made a motion to request the road viewing committee to view two roads in the 4th district for consideration of adding both to the county maintenance list: Meador Drive and Big Meadow Lane both approximately 7 tenth of a mile, and Esq. Hay 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 25, 2008 at 6:00 p.m. at the courthouse annex. He invited everyone to attend.

RE: Adjournment

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

Ray Powers, Judge Executive

Sherrie Ashley, Fiscal Court Clerk