

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, March 10, 2008
10:00 A.M.

RE: Call to Order

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

Present: Ray Powers, County Judge/Executive
James Henning, Magistrate, District 1
Danny Gedling, Magistrate, District 2
Charlie Hay, Magistrate, District 3
Ronnie Robinson, Magistrate, District 4
Sam Moore, Magistrate, District 5
Joe O'Donoghue, Magistrate, District 6
Todd Pate, Sheriff
Bradley Butler, County Attorney

Staff: Sherrie Ashley, Fiscal Court Clerk
Randi Flood, County Treasurer
Ernie Nix, Road Department Foreman

RE: Minutes – February 25, 2008

Esquire Hay moved, seconded by Esquire Robinson, to approve the February 25th Minutes as submitted by Fiscal Court Clerk, Sherrie Ashley. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

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. Walter Earl Newby addressed the court about the inclement weather which had just hit the county. As a resident living on a gravel road, he was concerned about receiving assistance should an emergency occur. Judge Powers stated that if an emergency occurred, residents are advised to contact the dispatch office. The county road department would assist any emergency vehicles called out during inclement weather. Judge Powers thanked Mr. Newby for his comments.

RE: Transfers

Esquire Henning moved, seconded by Esquire Hay, to approve the March 10, 2008 transfers as submitted by County Treasurer, Randi Flood. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "A-031008"

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RE: Claims

Esquire Hay moved, seconded by Esquire Moore, to approve the claims dated 03-06-08. Esquire Gedling inquired if the county was responsible for payment of the claim listed for Johnson's Land Surveying in the amount of \$1,500.00 for the survey of the Holt Property? Judge Powers stated "yes".

Esquire Gedling also inquired about the claim listed for Mattingly's Carpet in the amount of \$1,365.65 for the courthouse? Judge Powers explained that the courthouse had leaked during the ice storm causing damage to Judge Butler's office. He added that AOC (Administrator Office of the Court) would pay a percentage of the cost of the damages incurred; however, the total cost for the repairs had not been determined at this time.

Esquire Gedling asked about the claim listed for the Hardinsburg Ball Park in the amount of \$5,000.00, the claim listed for the Irvington Ball Park in the amount of \$2,500.00, and why the Cloverport Ball Park did not have a claim listed? Judge Powers stated that the Cloverport Ball Park had not requested the FY 2007-2008 budgeted amount for the park at this time. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "B-031008"

OLD BUSINESS

RE: Ordinance No. 022508 – Budget Amendment

The County Treasurer, Randi Flood presented for Second Reading, Ordinance No. 022508, an ordinance of the Breckinridge County Fiscal Court, to increase receipts of the Road Fund by \$400,000.00 to include unbudgeted receipts and to increase expenditure accounts of the Road Fund by \$400,000.00 to include unbudgeted expenditures within the adopted 2007-2008 FY Budget. Esquire Hay moved, seconded by Esquire Moore, to approve the Second Reading of this ordinance. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "C-031008"

RE: Animal Control Policy

Subsequent to brief explanation, Esquire O'Donoghue moved, seconded by Esquire Hay, to table approval of the Animal Control Policy until the March 24th regular meeting. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

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NEW BUSINESS

RE: Sheriff's 2007 Annual Settlement

Esquire Hay moved, seconded by Esquire O'Donoghue, to approve the Sheriff's 2007 Annual Settlement as submitted by Sheriff, Todd Pate. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "D-031008"

Subsequent to brief discussion and an explanation from Sheriff Todd Pate, Esquire Robinson moved, seconded by Esquire Hay to allow Sheriff Pate to retain the excess fees of \$5,495.02 into his expense account to be used in his office. Judge Powers explained that the \$5,495.02 in excess fees would be amended into the Sheriff's line item of the FY 2007-2008 Fiscal Court adopted budget by an ordinance. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Resolution No. 031008 – County Road Aid

Subsequent to explanation by Judge Powers, Esquire Henning moved, seconded by Esquire Hay, to approve Resolution No. 031008, a resolution of the Breckinridge County Fiscal Court to adopt and approve the execution of a County Road Aid Coop Program Contract with the Commonwealth of Kentucky, Transportation Cabinet, Department of Governmental Relations, for the fiscal year beginning July 1, 2008. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "E-031008"

RE: Open Bids: Detention Center's 1992 Chevy

Judge Powers opened and stated the amount of each of the three bids received on the Detention Center's 1992 Chevy: BJ&T bid \$301.00, BJ&T bid \$266.00 and Kenny Vinson bid \$418.00. Subsequent to brief discussion, Jailer Allen Shrewsberry accepted Kenny Vinson's bid. Esquire Hay moved, seconded by Esquire Moore, to accept the bid of \$418.00 from Kenny Vinson. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "F-031008"

RE: Fiscal Court Clerk Appointment

Esquire Hay moved, seconded by Esquire Moore, to appoint Sherrie Ashley as the Breckinridge County Fiscal Court Clerk at the current salary set forth in the adopted FY 2007-2008 budget. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

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RE: Resolution 031008A – Meade County Waterline Extension

Judge Powers explained Resolution 031008A, a resolution granting permission to the Meade County Water District to extend a waterline into Breckinridge County. Subsequent to explanation and discussion, Esquire Hay moved, seconded by Esquire Gedling, to accept and allow the Meade County Water District to proceed. Judge Powers called for a vote on the motion, FIVE MEMBERS PRESENT VOTING AYE; ESQUIRES HENNING AND O'DONOGHUE VOTING NAY (5-2).
“Exhibit G-031008”

RE: Treasurer’s Report

Esquire Gedling moved, seconded by Esquire Hay, to approve the Treasurer’s Report for March 10, 2008 as submitted and explained by County Treasurer, Randi Flood. Judge Powers called for a vote on the motion, ALL MEMBERS PRESENT VOTING AYE (7-0). Exhibit “H-031008”

RE: Road Foreman’s Report

Subsequent to a brief explanation and discussion, Esquire Robinson moved, seconded by Esquire Hay, to approve the Road Foreman’s Report as explained by Road Foreman, Ernie Nix. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Road Viewing Committee

Esquire Gedling requested the road viewing committee to review Russelburg Lane consisting of three tenths (3/10) of a mile and the Darlene Bennett Road consisting of one tenth (1/10) of a mile for consideration into the county road maintenance list. Esquire Gedling moved, seconded by Esquire Hay, to request the road viewing committee to review Russelburg Lane and Darlene Bennett Road for consideration. Judge Powers called for a vote on the motion, ALL MEMBERS PRESENT VOTING AYE (7-0).

RE: County Water

Esquire Robinson inquired about a county wide water system. He further added that this topic was often discussed when he was out attending county events. Esquire Henning stated that approval from Frankfort on proposed projects for funding causes delays. Judge Powers added that a county wide water system was very important and the Fiscal Court was willing to work with the city in order to supply water to the Breckinridge County residents.

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RE: Animal Control Report

Judge Powers informed the court that from April 24th to Dec 31st of 2007 Animal Control Officer, Mike Picente had impounded a total of 496 dogs. He further added that from the 496 total 47% had been adopted, fostered, or reclaimed and the remaining 53% had been euthanized for behavioral or physical complications. Exhibit "I-031008"

RE: Adjournment

Esquire Hay moved, seconded by Esquire Henning, to adjourn this meeting with no further business to come before it. Judge Powers called for a vote on the motion, ALL MEMBERS PRESENT VOTING AYE (7-0).

Clerk Certification

I, Sherrie L. Ashley, having been appointed to the office of Fiscal Court Clerk, do hereby certify that this is a true and accurate record of the actions taken by the Breckinridge County Fiscal Court at the meeting of March 10, 2008.

Sherrie L. Ashley
Fiscal Court Clerk

Date: _____