

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 14, 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. Judge Powers explained that Magistrate, James Henning and Sheriff, Todd Pate were unable to attend this meeting.

Present: Ray Powers, County Judge/Executive
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
Bruce Anthony, Deputy Sheriff
Bradley Butler, County Attorney

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

RE: Minutes – March 24, 2008

Esquire Hay moved, seconded by Esquire Robinson, to approve the March 24th Minutes as submitted by Fiscal Court Clerk, Sherrie Ashley. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0).

RE: Welcome of Guest and Comments

Judge Powers welcomed the guests who were present at the Fiscal Court Meeting; however, no one had signed the guest comment sheet.

RE: Transfers

Esquire Hay moved, seconded by Esquire Moore, to approve the April 14, 2008 transfers as submitted by County Treasurer, Randi Flood. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "A-041408"

RE: Claims

Esquire Hay moved, seconded by Esquire Moore, to approve the claims dated April 9, 2008 as submitted by Finance Officer, Cindy Stinnett. Esquire Gedling inquired about the claim to Joe Bennett's Backhoe & Rental in the amount of \$35.00 for snow removal. Judge Powers explained that during the snow storm Bennett's removed the snow from Breck Central's parking lot in order for the ambulances to get out of the building.

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Esquire Robinson inquired about the claim to Breckinridge Memorial in the amount of \$3,879.00 for routine medical. Judge Powers explained that claim was for the jail. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "B-041408"

OLD BUSINESS

RE: Ordinance No. 032408 – Mediacom Franchise Renewal Contract

Subsequent to brief explanation by Judge Powers, Esquire Robinson moved, seconded by Esquire Moore, to approve 2nd Reading of Ordinance No. 032408, an ordinance of the Breckinridge County Fiscal Court, granting to franchisee, the non-exclusive right to erect, maintain and operate in under, over, along, across the streets, lane, avenues, sidewalks, alley, bridges, highways, easements dedicated for compatible uses and other public places in the County of Breckinridge, Kentucky, and the subsequent additions thereto, towers, cables, and ancillary facilities for the purpose of constructing, operating, maintaining and repairing cable service for a period of fifteen (15) years regulating the same and providing for compensation of the county. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "C-041408"

RE: Resolution No. 031008A – Meade County Waterline Extension

Esquire Hay moved, seconded by Esquire Gedling to remove Resolution No. 031008A, a resolution granting permission to the Meade County Water District to extend a waterline into the County of Breckinridge from the table for further reconsideration and discussion. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0).

Subsequent to lengthy discussion, Esquire Hay moved, seconded by Esquire Gedling to amend Resolution No. 031008A. Esquire Hay called for a point of question, and Judge Powers called for a vote on the motion, FIVE MEMBERS PRESENT VOTING AYE; ESQUIRE O'DONGHUE VOTING NAY (5-1).

Esquire Hay moved, seconded by Esquire Robinson to approve Resolution No. 031008A, as amended, a resolution granting permission to the Meade County Water District to extend a waterline a distance of 4,900 feet along KY 376 and a distance of 9,900 feet along KY 144 for a total distance of 14,800 feet (2.8 miles) into the County of Breckinridge providing that Meade County Water District does not sell water along said line in Breckinridge County without the express permission of the Breckinridge County Fiscal Court. Judge Powers called for a vote on the motion, FIVE MEMBERS PRESENT VOTING AYE; ESQUIRE O'DONOGHUE VOTING NAY (5-1). Exhibit "D-041408"

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NEW BUSINESS

RE: Animal Control Grant

Subsequent to brief explanation by Judge Powers, Esquire Moore moved, seconded by Esquire Robinson, to approve the Animal Control Grant, a grant from the Animal Control Advisory Board awarded to Breckinridge County Fiscal Court for reimbursement of tuition for training courses for the animal control staff in an amount not more than Five Hundred Dollars (\$500). Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "E-041408"

RE: Bids Custer VFD

Judge Powers opened and stated the amount of each of four bids received on the Custer VFD 1994 Ec-Line: Jeremy McManaway bid \$251.00, Ken Roberts bid \$152.00, Melvin Goodman bid \$215.00 and BJ & T Welding bid \$165.00. Judge Powers opened and stated the amount of each of the four bids received on the Custer VFD 1984 S341: Jeremy McManaway bid \$151.00, Ken Roberts bid \$102.00, Melvin Goodman bid \$215.00, and BJ & T Welding bid \$110.00. Esquire Hay moved to accept the bid of \$251.00 on the 1994 from Jeremy McManaway, and the bid of \$215.00 on the 1984 from Melvin Goodman.

Subsequent to brief discussion, Esquire Hay withdrew the motion. Esquire Hay moved, seconded by Esquire Moore, to accept the bid of \$251.00 on the 1994 from Jeremy McManaway, and the bid of \$215.00 on the 1984 from Melvin Goodman with the provision that the vehicles be removed from the property within the next two (2) weeks. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "F-041408"

RE: Reschedule May 26th Regular Meeting

Subsequent to brief discussion, Esquire Robinson moved, seconded by Esquire Moore, to reschedule the May 26th regular meeting to May 23rd at 10:00 a.m. due to the Memorial Day Holiday. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0).

RE: Acceptance of Lake Forest Extension

Judge Powers explained that the signed deed from the landowners had been completed on the Lake Forest Extension. Subsequent to brief discussion, Esquire O'Donoghue moved, seconded by Esquire Hay, to accept the Lake Forest Extension into the county road

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maintenance system. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "G-041408"

RE: Board of Archives

Judge Powers explained that the Board of Archives had submitted a recommendation to replace board member, Ms. Katharine Greenwood, who had recently passed away. Subsequent to brief explanation, Esquire Gedling moved, seconded by Esquire O'Donoghue to appoint Chuck Hardesty to the Board of Archives. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0).

RE: Emergency Management Director

Judge Powers explained that he is currently interviewing applicants for the EMA Director's position. He further added that the One Call Now System is operational but not quit functional at this time. Testing of the system and employee training has not been scheduled or completed.

RE: Resolution No. 041408 – State of Emergency Old Railroad Bridge No. 25

Subsequent to brief discussion, Esquire O'Donoghue moved, seconded by Esquire Gedling, to approve Resolution No. 041408, a resolution declaring a State of Emergency for the immediate replacement of Old Railroad Bridge No. C25 in Breckinridge County. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "H-041408"

RE: Treasurer's Report

Esquire Robinson moved, seconded by Esquire Moore to approve the Treasurer's Report for April 14, 2008 as submitted by County Treasurer, Randi Flood. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0). Exhibit "I-041408"

RE: Road Foreman's Report

Subsequent to brief explanation and discussion, Esquire Robinson moved, seconded by Esquire Hay, to approve the Road Foreman's Report as given by County Road Foreman, Ernie Nix. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0).

RE: Cindy Stinnett, Finance Officer

Judge Powers introduced Finance Officer, Cindy Stinnett to the Fiscal Court. The Fiscal Court welcomed Mrs. Stinnett.

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RE: Surplus Property Revenue

Esquire O'Donoghue inquired if there were any plans for the use of the surplus property revenue? Judge Powers explained that the revenue may be used for equipment repairs or purchasing a tractor or trailer.

RE: Road Viewing Committee

Subsequent to brief discussion, Esquire Hay moved, seconded by Esquire O'Donoghue to request the road viewing committee to inspect a portion of the Haynes Cemetery Lane consisting of three tenths (3/10) of a mile for consideration into the county road maintenance system. Judge Powers called for a vote on the motion, ALL MEMBERS VOTING AYE (6-0).

Esquire Hay inquired about the status of Carter Lane consisting of three tenths (3/10) of a mile? He added that he had requested the road viewing committee to inspect this road several weeks ago for consideration. Judge Powers stated that although the road viewing committee recommends the road to be added to the county road maintenance system, the process is lengthy. He further added that after several months of no maintenance some of the roads do not meet the requirements once the deeds are completed. The process of entering a road into the county road maintenance system is not functional.

RE: BRAC Road Show Presentation

Breck United Inc.COO, Jonathan Boyd gave a brief description of the priorities set by the members of Breck United. He further explained how the assets of Breckinridge County are utilized in marketing in order to encourage economic development. Mr. Boyd gave a presentation of the BRAC (Base Realignment and Closure) Road Show to the Fiscal Court which explained his activities and representation of Breckinridge County. Subsequent to discussion, Judge Powers and the Fiscal Court thank Mr. Boyd for his presentation.

RE: Adjournment

Esquire Hay moved, seconded by Esquire Moore, to adjourn this meeting with no further business to come before it. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (6-0).

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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 April 14, 2008.

Sherrie L. Ashley, Fiscal Court Clerk

Date: _____