

**MINUTES**  
**BRECKINRIDGE COUNTY FISCAL COURT**  
**Regular Meeting**  
**Monday, May 12, 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, County Sheriff  
Bradley Butler, County Attorney

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

**RE: Minutes – April 28, 2008**

Esquire Hay moved, seconded by Esquire Henning, to approve the April 28<sup>th</sup> 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 guests who had signed the guest comment sheet.

Mr. John Vorbrink addressed the court about Lookout Loop, and asked if an engineer had been hired. After some discussion, Judge Powers explained that this was a huge project which would be costly, but was still under evaluation. He further added that closing the road might be considered since the residents of Lookout Loop have access to the area from the other end of the road. Judge Powers thanked Mr. Vorbrink for his comments.

Ms. Beveline Philpot addressed the court about repairs on Lookout Loop. She added that the road had been graded and ditched but had not been graveled for a long time. She agreed with Mr. Vorbrink that this portion of road needed to be repaired because it was used frequently. Judge Powers thanked Ms. Philpot for her comments.

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**RE: Transfers**

Esquire Henning moved, seconded by Esquire Hay to approve the May 12, 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-051208"

**RE: Claims**

Esquire Moore moved, seconded by Esquire Robinson, to approve the claims dated May 08, 2008 as submitted by Finance Officer, Cindy Stinnett. Esquire Gedling inquired about a claim to Business Card in the General Fund on page one (1) for the County Attorney's Office for office supplies in the amount of \$605.60. County Attorney, Bradley Butler explained that purchase was actually for bookcases. Judge Powers added that the County Attorney's Office has a line-item in the budget for office supplies.

Esquire Gedling inquired about two (2) claims to Mastercard in the General Fund on page two (2) for travel in the amounts of \$154.70 and \$815.38. Judge Powers explained that this was travel expenses incurred during the BRAC Road Show which included plane fare, hotel, and food. Esquire Gedling added that he thought Breck United would pay for these expenses. Judge Powers stated that he had explained at a previous Fiscal Court Meeting that his expenses would be paid from his travel line-item in the budget.

Esquire Gedling also inquired about a claim in the Road Fund on page four (4) to Whayne Supply Company in the amount of \$2,790.74. Road Foreman, Ernie Nix stated that this was for parts and repairs on the loader. Subsequent to discussion, Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "B-051208"

**OLD BUSINESS**

**RE: Ordinance No. 042808 – Sexually Oriented Businesses Regulations**

Subsequent to brief discussion, Esquire Hay moved, seconded by Esquire Moore, to move discussion of Ordinance No. 042808 to the May 23<sup>rd</sup> Fiscal Court Meeting. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

**NEW BUSINESS**

**RE: Loss Control Audit**

J.C. Young and Shawn Weir, representatives from KACO were present to explain the Loss Control Audit Report to the Fiscal Court. J.C. Young explained that the Loss Control/Risk Management Program was established several years ago in order to reduce

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claims. A KACO representative works with the insured company staff collecting data and arranging site evaluation appointments with all the department heads.

At each site, risks and exposures are discussed with the department head. J.C. Young continued that suggestions to reduce exposures are recommended which include every issue from safety to employee hiring and firing practices. J.C. Young thanked everyone for their patients who had worked with him on this lengthy process and added that paperwork would be periodically submitted to the Fiscal Court for approval.

Shawn Weir, Risk Manager of KACO addressed the Fiscal Court and thanked everyone who had worked so diligently with J.C. Young during this process. He further added that KACO did not believe that Breckinridge County had problems but wanted to prevent future problems by eliminating any existing exposure. Judge Powers thanked J.C. Young and Shawn Weir.

**RE: KACO Premiums Report**

Breckinridge County Insurance Agent, Danny House addressed the court and introduced his son Brandon House who works with him at his office. He further added that the premium for next year has decreased by \$14,545.00 even with the additions of the Animal Shelter, Maloney's Building and the Holt House properties being added this year. Subsequent to lengthy explanation, Danny House thanked the court for the opportunity given to him as the county insurance agent.

**RE: Ordinance No. 051208 – Flood Damage Prevention**

The Fiscal Court Clerk presented for First Reading Ordinance No. 051208, an ordinance which applies to all areas of special flood hazard within the jurisdiction of Breckinridge County, as identified by the Federal Insurance Administration, and mandates that no structure or land in said areas shall hereafter be located, or extended, converted or structurally altered without compliance with its provisions; requires the obtaining of a permit from the County Judge/Executive/Mayor as administrator and the Kentucky Division of Water; permitting of manufactured homes within areas of special flood hazard; requires that all new construction and substantial improvements be constructed with materials and utility equipment resistant to flood damage; provides that in all areas of special flood hazard, the lowest floor of any residential structure constructed or substantially improved shall have the lowest floor elevated to or above base flood elevation or has said floor flood proofed; and provides penalties of \$500.00 or imprisonment of not more than 10 days for each day a violation of this Ordinance continues.

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Subsequent to discussion, Esquire Henning moved, seconded by Esquire Robinson, to approve First Reading of Ordinance No. 051208. Judge Powers called for a vote on the motion, SIX MEMBER VOTING AYE; ESQUIRE HAY VOTING NAY (6-1). Exhibit "C-051208" (Summary)

**RE: Ordinance No. 051208A – Alfred Woods – 15 MPH Speed Limit**

The Fiscal Court Clerk presented for First Reading Ordinance No. 051208A, an ordinance of the Breckinridge County Fiscal Court finding and declaring that travel on certain county roads located in Breckinridge County, Kentucky, at the speed of 55 miles per hour is extremely hazardous to the health, safety, and general welfare of the citizens of Breckinridge County. Therefore, the speed limit on the Alfred Woods Lane, CR1611 shall be 15 miles per hour.

Esquire Henning moved, seconded by Esquire Gedling, to approve First Reading of Ordinance No. 051208A. Subsequent to brief discussion, Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "D-051208"

**RE: Breck Central Surplus Equipment: 1999 Ford Expedition**

Subsequent to brief discussion, Esquire Robinson moved, seconded by Esquire Moore, to declare Breck Central's 1999 Ford Expedition Vin. No.1FMRU1863XLB41062 as surplus. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

**RE: Appointment of Animal Shelter Director**

Subsequent to brief discussion, Esquire Hay moved, seconded by Esquire Moore, to promote Animal Control Office, Mike Picente to Animal Shelter Director at \$550.00 per week. Judge Powers called for a vote on the motion, SIX MEMBERS VOTING AYE, ESQUIRE O'DONOGHUE VOTING NAY (6-1).

**RE: Hiring Pool Employees**

Judge Powers made a motion to hire the pool employees: Pool Attendant, Cindy Tabor at \$9.00 per hour; Chemical Contractor, Catherine Glasscock at \$350.00 per month; Lifeguards, Kirby Alexander, Kelly Jade Bruington, Todd Bruington, Jacob Cornatzer, Deanna Critchelow, Kayla Hinton, Dylan Moore, Lauren Taul, at \$6.75 per hour; and Gate Attendants, Griffin Glasscock, Brooklyn Masterson, and Tiffany Whitfill at \$5.85 per hour. Esquire Hay seconded. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "E-051208"

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**RE: Road Department Employees**

Judge Powers moved, seconded by Esquire Hay, to hire Joe Haycraft as a full-time seasonal bush hog operator at \$10.50 per hour. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

Subsequent to brief discussion, Esquire Hay moved, seconded by Esquire Moore, to hire Trent Brown as a full-time truck driver at \$10.50 per hour. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

**RE: Treasurer's Report**

Esquire Moore moved, seconded by Esquire O'Donoghue, to approve the Treasurer's Report for May 12, 2008 as submitted and explained by County Treasurer, Randi Flood. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "F-051208"

**RE: Road Foreman's Report**

Subsequent to brief discussion, Esquire Hay moved, seconded by Esquire Moore, to approve the Road Foreman's Report as explained by Road Foreman, Ernie Nix. He informed the court that several of the road department staff worked over the weekend due to the inclement weather. Foreman Nix further stated that the maintenance on the asphalt equipment was completed, material for bridge project would be delivered Tuesday, and mowing would begin as soon as weather permitted. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

**RE: Safety Signs**

Judge Powers informed the court that safety signs were being installed at the Pleasant View School at McQuady. He further added that seat belt signs were being installed at the Breckinridge County High School.

**RE: Road Viewing Committee**

Subsequent to brief discussion, Esquire O'Donoghue moved, seconded by Esquire Gedling, to request the road viewing committee to inspect the Tanglewood Road consisting of two (2) miles for consideration into the county road maintenance system. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

**RE: M. Early Road**

Esquire Hay informed the Fiscal Court that the deed for the M. Early Road had been completed and only needed one (1) more signature. He further added that he would submit the deed as soon as possible.

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**RE: Adjournment**

Esquire Henning moved, seconded by Esquire Hay, 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 (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 May 12, 2008.

\_\_\_\_\_  
Sherrie L. Ashley, Fiscal Court Clerk

Date: \_\_\_\_\_