

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, August 25, 2008
6:00 P.M

RE: Call to Order

After leading in the Pledge of Allegiance and a word of prayer, Judge Powers called to order the regular meeting of the Breckinridge County Fiscal Court at 6:00 p.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
Cindy Stinnett, Finance Officer
Odessa Hobbs, Judge/Executive Assistant
Randi Flood, County Treasurer
Ernie Nix, Road Department Foreman

RE: Operation, Fix-Em-All: Appreciation Presentation

Judge Powers stated that Operation, Fix-Em-All was very successful with approximately 172 pets either spay or neuter. He thanked everyone who participated during the two week period.

On behalf of the Breckinridge County Fiscal Court, Judge Powers presented a Certificate of Appreciation to the following participants: Hardinsburg Animal Clinic, Kim Meier; Burke's Veterinary Service, Jon Burke; United Rescue and Transport, Barb Smith and Breckinridge County Animal Friends. He thanked everyone for their support and hard work.

RE: Minutes – August 11, 2008

Esquire Henning moved, seconded by Esquire Moore, to approve the August 11th 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.

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, August 25, 2008
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Mrs. Joan Laslie addressed the court about the article printed in the Breckinridge County Herald News last week. She read a portion of the article to the court. Judge Powers said that “we the people can see where our tax money is being well spent because of the \$150,000.00 that we received to do the bridge work.” She asked if the \$150,000.00 to do the bridge work was tax money or if it was received from the state.

Judge Powers stated that during the conversation he mentioned several projects that the county was currently working on or had completed. The road improvements were completed with tax monies, but the \$150,000.00 received to complete the bridge was state money. Judge Powers further stated that the Old Railroad Bridge was opened today at 4:00 p.m. after the state completed their inspection.

Ms. Laslie also addressed the court about making the citizens of the county more aware by placing all of the county expenses on the Fiscal Court web site including the elected officials’ salaries. Judge Powers stated that the information was open record and salaries were published in the local newspaper. He further added that a financial statement could be posted on the web site along with the minutes and budget. He thanked Ms. Laslie for her comments.

RE: Transfers

Esquire O’Donoghue moved, seconded by Esquire Robinson, to approve the August 25, 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-082508”

RE: Claims

Esquire Hay moved, seconded by Esquire Henning, to approve the August 20, 2008 Claims as submitted by Finance Officer, Cindy Stinnett. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit “B-082508”

NEW BUSINESS

RE: Ordinance No. 082508-Breckinridge Memorial Hospital Construction Project
Fiscal Court Clerk, Sherrie Ashley presented for First Reading Ordinance No. 082508, an ordinance of the County of Breckinridge, Kentucky relating to the reaffirmation of the creation of the Breckinridge County Building Commission; approving the financing of the cost of the renovation of a medical facility through the issuance by the commission of its mortgage revenue bonds pursuant to the “Holding Company” plan of financing, which plan will contemplate a lease of said property by the commission of the county on an annual lease-option basis.

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, August 25, 2008
6:00 P.M

Esquire Robinson moved, seconded by Esquire Gedling, to approve First Reading of Ordinance No. 082508. Subsequent to brief discussion, Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "C-082508" (Summary)

RE: Executive Session: Kentucky, Fish & Wildlife Grant

Judge Powers stated that the Fiscal Court would convene to Executive Session in order to discuss entering into a grant agreement for the possible acquisition of property with the Kentucky, Fish & Wildlife. Esquire Hay moved, seconded by Esquire Moore, to adjourn to Executive Session. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Adjournment – Executive Session

Esquire Hay moved, seconded by Esquire Gedling, to adjourn the Executive Session with no further business to be discussed. No action was taken during the Executive Session. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Kentucky, Fish & Wildlife Grant

Subsequent to explanation, Esquire Hay moved, seconded by Esquire O'Donoghue, to approve the authorization for Judge\Executive, Ray Powers and County Attorney, Bradley Butler to enter into and sign all grant agreements with the Kentucky, Fish & Wildlife. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: AOC, Offer on County Properties

Judge Powers stated that the Administrative Office of the Courts (AOC) had offered a total of \$475,000.00 for the following county properties: Health Department, \$175,000.00; Old Jail, \$50,000.00; County Maintenance Garage, \$100,000.00; and Courthouse Annex, \$150,000.00. Esquire Hay moved, seconded by Esquire Robinson, to accept the offer of \$475,000.00 from AOC for the county properties.

Esquire Gedling inquired about relocating the staff and offices currently occupying these properties. Judge Powers stated that the first step was to accept the offer and the second step was to relocate. Subsequent to discussion, Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "D-082508"

RE: Advertise Bids: Courthouse Generator

Judge Powers explained that the Breckinridge County Fiscal Court had been awarded a 2008 Commercial Mobile Radio Service Emergency Telecommunications Board Grant (CMRS) in the amount of \$18,388.00 for the purchase of a new backup generator for the Courthouse. Subsequent to discussion, Esquire Gedling moved, seconded by Esquire

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, August 25, 2008
6:00 P.M.

Hay, to advertise for bids on a new generator for the Courthouse. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Advertise Bids: 2008 Spray Injection Road Repair Machine

Subsequent to discussion, Esquire Hay moved, seconded by Esquire Moore, to advertise for bids on a 2008 Spray Injection Road Repair Machine. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Advertise Bids: Two, 1-6 2008 Tri-Axle Dump Trucks

Esquire Henning moved, seconded by Esquire Robinson, to advertise for bids on two (2) 1-6 2008 Tri-Axle Dump Trucks. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Sell: Two, 2007 Mack CTP713 Tri-Axle Dump Trucks

Esquire Robinson moved, seconded by Esquire Hay, to approve the selling of two (2) 2007 Mack CTP713 Tri-Axle Dump Trucks at auction on September 10th by the JM Wood Auction Company, Inc. Judge Powers called vote on motion, ALL PRESENT VOTING AYE (7-0).

RE: Advertise Bids: Hardinsburg Sport & Recreation Complex, Bathroom Project

Judge Powers explained that the HSRC Board of Directors was requesting that the Fiscal Court approve advertising for bids on building a new bathroom/shelter at the complex. He added that the HSRC Board of Directors was responsible for paying for the project. Judge Powers stated that volunteers had worked very hard to raise the money for the building.

Subsequent to discussion, Esquire Hay moved, seconded by Esquire Henning, to advertise for bids on the bathroom/shelter building for the HSRC. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Interlocal Agreement: City of Cloverport

Subsequent to explanation, Esquire Gedling moved, seconded by Esquire Hay, to approve the Interlocal Agreement, an agreement between the Breckinridge County Fiscal Court and the City of Cloverport, Kentucky, granting permission to the City of Cloverport the use of a small paver/roller owned by the Breckinridge County Fiscal Court for the purpose of paving streets in the City of Cloverport. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "E-082508"

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, August 25, 2008
6:00 P.M

RE: M. Early Lane, Extension 4/10

Judge Powers explained that the signed deed from the landowners had been completed on the M. Early Lane extension. Esquire Hay moved, seconded by Esquire Gedling, to accept the extension of four tenths (4/10) of a mile of the M. Early Lane. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Treasurer's Report

Esquire Robinson moved, seconded by Esquire Moore, to approve the August 25th Treasurer's Report as submitted and explained by County Treasurer, Randi Flood. Judge Powers stated that a correction to the August 11, 2008 Treasurer's Report was noted. The actual Road Fund amount received as of August 11, 2008 was \$1,628,080.87. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "F-082508"

RE: Road Foreman's Report

Esquire Hay moved, seconded by Esquire Robinson, 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: Waterline Licenses

Esquire Hay moved, seconded by Esquire Henning, to approve authorization for County Attorney, Bradley Butler to complete a Waterline License Agreement, an agreement by the Breckinridge County Fiscal Court granting permission to the City of Hardinsburg to construct a waterline on the Ephesus Church Road. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "G-082508"

Esquire Moore moved, seconded by Esquire Hay, to approve authorization for Judge/Executive, Ray Powers to enter into and sign the Waterline License Agreement. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Road Improvement – 5 Year Plan

Judge Powers presented to the Fiscal Court a proposal of a 5 year plan to chip and seal the remaining gravel roads through out the county. He stated that the roads would be completed based upon use, total number of residents etc. Exhibit "H-082508"

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, August 25, 2008
6:00 P.M.

RE: Adjournment

Esquire Hay moved, seconded by Esquire Henning, to adjourn this meeting at 7:08 p.m. 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 August 25, 2008.

Sherrie L. Ashley, Fiscal Court Clerk

Date: August 28, 2008