

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, September 8, 2008
10:00 A.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 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
Bruce Anthony, Chief Deputy
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 – August 25, 2008

Esquire Robinson moved, seconded by Esquire Henning, to approve the August 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 guests who had signed the guest comment sheet.

Mr. John Vorbrink addressed the court about Lookout Loop, and asked if the hill would be repaired before winter. Judge Powers explained that this was a huge project which would be costly. Fortunately, residents of Lookout Loop as well as emergency services have access to the area from the other end of the road. Mr. Vorbrink thanked the Court.

Ms. Catherine Barnes addressed the court about the 5 percent insurance premium tax which had been removed from the county budget. She apologized for missing the presentation given at the last court meeting which addressed the tax issue. Judge Powers commented that the presentation was a 5 year road plan proposal.

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Ms. Barnes asked if the 5 percent was put back on if a portion of it could be ear marked for the sheriffs department. Subsequent to discussion, Judge Powers stated that it was a possibility. However, he added that the presentation given at the last court meeting was a 5 year road plan which he stated could be completed with the current tax revenues. Judge Powers thanked Ms. Barnes for her comments.

Mr. Dan Wiggins addressed the court about the removal of debris from a house fire. He added that the property burned approximately ten months ago and the remaining debris had not been cleaned up. Judge Powers inquired if the sub-division had restrictions to address this problem. He further added that the county did not have a nuisance ordinance at this time. He recommended contacting the Solid Waste Coordinator or the Health Department about the hazardous materials. Judge Powers thanked Mr. Wiggins.

RE: Transfers

Esquire Henning moved, seconded by Esquire Moore, to approve the September 8, 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-090808"

RE: Claims

Esquire Moore moved, seconded by Esquire Robinson, to approve the September 4, 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-090808"

OLD BUSINESS

RE: Second Reading Ordinance No. 082508 – Hospital Construction Project

Fiscal Court Clerk, Sherrie Ashley presented for Second 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. Esquire Henning moved, seconded by Esquire Gedling, to approve Second Reading of Ordinance No. 082508. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "C-090808"

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RE: Bids, 2008 Spray Injection Road Repair Machine

Judge Powers opened and stated that the only bid submitted on the 2008 Spray Injection Road Repair Machine (Model T-7500, Total Patcher) was from Equipment Marketing Company in the amount of \$55,900.00. Esquire Gedling moved, seconded by Esquire Moore, to accept the bid and purchase the total patcher. Judge Powers called for a vote on the motion, FOUR MEMBERS PRESENT VOTING AYE; ESQUIRES HENNING, HAY AND ROBINSON VOTING NAY (4-3). Exhibit "D-090808"

RE: Bids, Courthouse Generator

Judge Powers opened and stated the following amounts of each bid submitted on the Courthouse Generator: Payne's Water Systems and Electric Service, \$36,876.00 and Tool Shed Rentals LLC, \$32,500.00. Subsequent to discussion, Esquire Hay moved, seconded by Esquire Robinson, to table this item until the next meeting in order for the specifications of each bid to be compared. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

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

Judge Powers opened and stated that the only bid submitted on the two 1-6 2008 Tri-Axle Dump Trucks was from Worldwide Equipment, Inc. in the amount of \$103,223.00 each for 2008 models for a total of \$206,446.00 and \$105,359.00 each for 2009 models for a total of \$210,718.00.

Worldwide Equipment Representative, Jim Dotson addressed the court about the delivery time for the trucks and the price difference due to manufacturer's changes in the bed construction. He stated that the red 2008 trucks could be delivered in approximately 10 business days. However, the white 2008 trucks would take approximately 30 business days, and the 2009 trucks were not built yet. Subsequent to discussion, Esquire Robinson moved, seconded by Esquire Henning, to accept the bid of \$103,223.00 each for the 2008 red tri-axle trucks. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "E-090809"

NEW BUSINESS

RE: County Clerk's 2007 Audit

Esquire Moore moved, seconded by Esquire Gedling, to approve the County Clerk's December 31, 2007 Year End Audit as submitted by County Clerk, Jill Irwin. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "F-090808"

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RE: City of Hardinsburg: Water System Master Plan

Judge Powers welcomed Mayor, Wayne Macy, Veolia Water Project Manager, David Wakefield, and O'Brien & Gere Engineer, Jim Thompson to the Fiscal Court meeting.

Veolia Water Project Manager, David Wakefield and O'Brien & Gere Engineer, Jim Thompson presented to the Court the City of Hardinsburg's Water System Master Plan. David Wakefield explained that with the new water treatment plant's capacity to provide more service, the City's goal was to expand the water system to all areas of the county. He further added that O'Brien & Gere had worked on identifying every state and county road within Breckinridge County that currently did not have city water. All of the information was included in the Water System Master Plan which would be a very useful planning tool in assisting the City and County in the ultimate goal of completing a county wide water system.

David Wakefield continued that if all of the projects could be completed today the total project cost would be thirty-one million dollars. However, that was not possible. The projects would be priorities based on numerous factors and selected by the state for funding.

O'Brien & Gere Engineer, Jim Thompson explained to the Court the information included in the Water System Master Plan. The county was broken down into 16 different fundable project areas not listed in any particular order. The state would select the project to be funded for completion. He added that sixty-four percent of the population in the county currently had city water; however, that did not include area.

Subsequent to lengthy discussion and explanation, Judge Powers thanked Mayor, Wayne Macy; Veolia Water Project Manager, David Wakefield; and O'Brien & Gere Engineer, Jim Thompson for the presentation and the opportunity to work together on a county wide water system. David Wakefield added that a copy of the Master Plan for each Magistrate would be provided. He further stated that a meeting with the Court in order to priorities the projects included in the Master Plan could be scheduled.
Exhibit "G-090808"

RE: Resolution No. 090808, Area Development Funds

Esquire Henning moved, seconded by Esquire Robinson, to approve Resolution No. 090808, a resolution of the Breckinridge County Fiscal Court to use the Area Development Funds in the amount of \$10,132.00 for the purpose of purchasing an emergency backup generator for the County's E-911 system and emergency management in the event of electrical power failure.

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The Breckinridge County Fiscal Court will utilize funding from the 2008 CMRS Grant and the Breckinridge County General Fund to cover any costs incurred over the amount of the Area Development Fund Allocation. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "H-090808"

RE: Advertise, Proposed Sites for Road Department

Esquire O'Donoghue moved, seconded by Esquire Moore, to advertise for proposed sites for the relocation of the Road Department Garage. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Treasurer's Report

Esquire O'Donoghue moved, seconded by Esquire Robinson, to approve the Treasurer's Report for September 8, 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 "I-090808"

RE: Road Foreman's Report

Road Foreman, Ernie Nix informed the Court that the Road Department had finished blacktopping and were chipping and sealing, grading and replacing tiles. Esquire Hay inquired if the Road Viewing Committee had inspected Carter Lane? Esquire O'Donoghue inquired about the status of Tanglewood Road? Road Foreman Nix explained that the Road Viewing Committee had approximately ten (10) roads to inspect and both Carter Lane and Tanglewood Road were on the list. Subsequent to discussion, Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Jail, State Inmate Capacity

Esquire O'Donoghue asked Jailer Shrewsberry if the jail was full. Jailer Shrewsberry stated "No".

RE: Assistant Road Foreman

Esquire Robinson inquired about the status on hiring an Assistant Road Foreman. Judge Powers stated that he was working on the job description.

RE: Town Hall Meeting

Judge Powers stated that the 3rd District Town Hall Meeting would be scheduled as soon as a location was confirmed.

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RE: Adjournment

Esquire O'Donoghue moved, seconded by Esquire Henning, to adjourn this meeting at 11:22 a.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 September 8, 2008.

Sherrie L. Ashley, Fiscal Court Clerk

Date: September 12, 2008