

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 27, 2009
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
Bradley Butler, County Attorney
Justin Magness, Sheriff's Deputy

Staff: Sherrie Ashley, Fiscal Court Clerk
Odessa Hobbs, Finance Officer
Ernie Nix, Road Foreman

Absent: Randi Flood, County Treasurer

RE: Minutes – April 13, 2009

Esquire Henning moved, seconded by Esquire Moore, to approve the April 13th 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 Guests

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 Moore moved, seconded by Esquire Robinson, to approve the April 27th 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-042709"

RE: Claims

Esquire Henning moved, seconded by Esquire Robinson, to approve the Claims and the additional claim to Cogar Trucking Inc. as submitted by Finance Officer, Odessa Hobbs.

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 27, 2009
6:00 P.M.

Esquire Gedling inquired about the total amount paid to Cogar Trucking Inc. of approximately \$31,000.00. Judge Powers stated that it was for the grinding of the chips plus equipment usage, \$350.00 for the grinder and \$70.00 for the trackhoe per hour.

Esquire Robinson inquired about the contractors listed on the claims in the Road Fund. Judge Powers added that approximately 14 local contractors were hauling the chips for the county. Esquire Robinson inquired about a claim on page 3 of 3 in the Road Fund to Tool Shed Rentals in the amount of \$21,179.88. Judge Powers explained that the county had damaged the backhoe that was leased during the ice storm from Tool Shed Rentals, and the county's insurance paid for the damages.

Esquire Gedling inquired about the reimbursement percentages of the cleanup expenses. Judge Powers stated that FEMA will reimburse 75%, the state will reimburse 12% and the county will be responsible for 13%. Subsequent to discussion, Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "B-042709"

OLD BUSINESS

RE: Carter Lane, Acceptance

Esquire Hay moved, seconded by Esquire Gedling, to authorize Judge Powers to sign the deed and to approve the acceptance of 613 ft. (approximately 1/10th of a mile) of Carter Lane into the County Maintenance System. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

NEW BUSINESS

RE: Resolution: 2009-0427, Homeland Security

Esquire Gedling moved, seconded by Esquire Robinson, to approve Resolution No. 2009-0427, a resolution of the county of Breckinridge, Kentucky authorizing the Judge/Executive to make application for and, upon approval, to enter into an agreement with the Kentucky Office of Homeland Security (KOHS), to execute any documents which are deemed necessary by KOHS to facilitate and administer the project and to act as the authorized correspondent for this project. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "C-042709"

RE: Surplus, Stephensport VFD's Vehicles

Subsequent to explanation, Esquire Hay moved, seconded by Esquire O'Donoghue, to declare the Stephensport VFD's 1966 Ford, F800 pump truck, Vin # F80FU878892 and 1976 Ford, F615E tank truck, Vin # F61EVC50651 as surplus. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 27, 2009
6:00 P.M.

RE: Appointment, Library Board

Judge Powers explained that the Breckinridge County Public Library Board of Trustees had submitted two names: Tim Bandy and Deborah Drane for consideration in filling a vacancy on the board (term to expire June 30, 2010). Subsequent to explanation, Esquire Moore moved, seconded by Esquire Robinson, to appoint Tim Bandy to the Library Board of Trustees. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Executive Session, Personnel

Judge Powers entertained a motion to convene to Executive Session to discuss personnel. Esquire Hay moved, seconded by Esquire O'Donoghue. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Executive Session, Adjournment

Esquire Hay moved, seconded by Esquire Robinson, to adjourn the Executive Session with no further discussion to come before it. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Personnel

Judge Powers entertained a motion to rehire Trent Brown to the road department at \$10.93 per hour. Esquire Robinson moved, seconded by Esquire Henning. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

Judge Powers explained that Assistant Road Foreman, Phil Sutton had requested to step down and return to his old position as an equipment operator. Judge Powers entertained a motion, to approve Phil Sutton as an equipment operator at top pay. Esquire Hay moved, seconded by Esquire Moore. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

Judge Powers entertained a motion to rehire Denver Hale as a full-time seasonal employee at \$8.50 per hour. Esquire O'Donoghue moved, seconded by Esquire Gedling. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: KACO Reverse Auction for Road Salt

Subsequent to explanation, Esquire Hay moved, seconded by Esquire Henning, to approve participation in the KACO Reverse Auction. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 27, 2009
6:00 P.M.

RE: Treasurer's Report

Esquire O'Donoghue moved, seconded by Esquire Moore, to approve the April 27th Treasurer's Report as submitted by County Treasurer, Randi Flood. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "D-042709"

RE: Road Foreman's Report

Road Foreman, Ernie Nix explained that the road department staff was still working with the debris cleanup crews. When weather permitted, they were grading, rocking and patching county roads. Judge Powers added that 248.43 miles of county right of ways had been cleared of debris approximately 43% of the county roads were completed. Road Foreman Nix added that the debris cleanup was a slow process. Subsequent to discussion, Esquire Hay moved, seconded by Esquire Henning, 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: Presentation, Breckinridge County United

Breckinridge United Inc. COO, Jonathan Boyd thanked the court for the jobs that were created for the debris removal project. He added that county's recent purchases of the Holt House and Kentucky Fish and Wildlife property were assets to our community.

Jonathan Boyd gave a presentation on the current projects: governmental advocacy, cooperation with the state on economic development and new business startup assistance. He further explained that 80% of the jobs created are from existing business in our county, and he encouraged everyone to thank our local entrepreneurs.

He gave a brief description of a recent event called "A World of Change" which informed the participants of the changing economy and the affects. He further added that the next schedule program was "Leadership Breckinridge County" which was designed to develop the leadership potential within the community. He welcomed everyone to participant.

In conclusion, he explained how the assets of Breckinridge County were utilized in marketing in order to encourage economic development. He stated that economic development was long term process and thanked the court for their support. Judge Powers commended Jonathan for his commitment to the economic development of Breckinridge County and thanked him for his presentation.

RE: Presentation, FY 2009-2010 Proposed County Budget

Judge Powers submitted the FY 2009-2010 Proposed County Budget to the court for review. Esquire Hay inquired about the date the budget had to be approved.

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 27, 2009
6:00 P.M.

Judge Powers stated that he would like to have first reading at the next meeting, but first reading had to be done by June 1, 2009. He added that the total budget was \$9,332,509.17 which was higher than last year due to the selling and buying of property.

RE: Check Presentation, Volunteer Fire Departments

Judge Powers stated that representatives from the fire departments were present to receive their checks for their assistances during the September 2008 wind storms. The volunteer fire departments received the following amount: Cloverport, \$1,740.87; Custer, \$1,637.34; McQuady, \$1,699.98 and Harned, \$2,198.49. Jessie Pile from the Harned Fire Department was present to receive their check. Judge Powers thanked the fire department volunteers for all their hard work and dedication to their communities.

RE: Proclamation, Paint the County Purple Month

Judge Powers read the proclamation, a proclamation proclaiming the month of May 2009 as Paint the County Purple Month in Breckinridge County in honor of the 2009 Breckinridge County Relay for Life and encouraged everyone to participate in this event. Exhibit "E-042709"

RE: Licenses, Waterline, Fetch Hill Road

Judge Powers explained that Cathy Fetch was requesting the court to grant a Waterline Licenses Agreement for the Fetch Hill Road. Subsequent to explanation, Esquire Hay moved, seconded by Esquire Robinson, to grant the Waterline License Agreement for the Fetch Hill Road and to authorize Judge/Executive, Ray Powers to sign and execute the agreement once completed by County Attorney, Bradley Butler. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: KACO, Interim Financing

Judge Powers explained that the court had previously discussed interim financing due to the increase in expenses since the ice storm. He further explained that KACO had offered a short term loan of five years which was designed to supplement the county's budget until payment was received from FEMA. Judge Powers entertained a motion to request \$495,000.00 at a variable interest rate of around 4% to be paid in full once the FEMA money was received. Esquire Hay moved, seconded by Esquire Moore. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0).

RE: Additional Funding, Debris Removal

Judge Powers stated that the county had received \$32,000.00 from Congressman, Brett Guthrie's office to be used for debris removal around the creeks and dams.

MINUTES
BRECKINRIDGE COUNTY FISCAL COURT
Regular Meeting
Monday, April 27, 2009
6:00 P.M.

RE: Breckinridge County's Capitalization Policy

Esquire Henning moved, seconded by Esquire Gedling, to approve the Capitalization Policy, a policy that capitalizes assets when the useful life is greater than one year and the acquisition cost meets the capitalization threshold. Judge Powers called for a vote on the motion, ALL PRESENT VOTING AYE (7-0). Exhibit "F-042709"

RE: Presentation, Additional Funding, Debris Removal

On behalf of the Conservation District, Pat Henderson presented to the court a check in the amount of \$4,800.00 for debris removal at the watershed at Dent's Bridge. The Fiscal Court thanked Pat Henderson and the Conservation District.

RE: Adjournment

Esquire Henning moved, seconded by Esquire Gedling, to adjourn this meeting at 7:17 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 April 27, 2009.

Sherrie L. Ashley, Fiscal Court Clerk

Date: May 1, 2009