

**JANUARY 6, 2009**

The Oldham County Fiscal Court convened at a regular meeting at 5:00PM with the Judge-Executive Duane Murner, County Attorney John Fendley and the following Magistrates in attendance: Steve Church, Rick Rash, David Voegelé, Steve Greenwell, Bob Deibel, Scott Davis and Iva Davis.

Magistrate Leslie was not present.

**APPROVAL OF AGENDA:**

Motion made by Magistrate Greenwell and seconded by Magistrate Deibel to approve the agenda as submitted excluding the Presentation of the County Clerk's Budget. Motion carried unanimously.

**APPROVAL OF MINUTES:**

Motion made by Magistrate Deibel and seconded by Magistrate Voegelé to approve the minutes of December 16, 2008. Motion carried unanimously.

**PUBLIC COMMENT:**

Terri Sanders, Westport (presented Kathy Hockersmith with a Governor's Citation recognizing her volunteer efforts)  
 Buddy Head, LaGrange (requested AED's be made readily available in all county buildings along with training)  
 Larry Dodson, LaGrange (requested meetings be held in the evenings)  
 Karen Baughman, Crestwood (proposed airport, Oldham Reserve and planning and zoning fee concerns)

**PUBLIC COMMENT RESPONSE:**

Magistrate Greenwell asked which county buildings currently have AEDs.

Magistrate Voegelé clarified who attended the visioning trip to Hanover County and how it was funded specifically one county staff member attended.

**COUNTY ADMINISTRATION:****Sheriff Budget**

Motion made by Magistrate Church and seconded by Magistrate Rash to approve the 2009 Sheriff Budget as submitted by Sheriff Sparrow. **Exhibit #1 1/6/2009**. Motion carried unanimously.

**Payables**

Motion made by Magistrate Church and seconded by Magistrate Rash to approve the payables as submitted with the addition of a purchase order not to exceed \$5,000.00 to an independent auditor for OCSD. Motion carried unanimously. **Exhibit #2 1/6/2009**.

**Donation Acceptance**

Judge-Executive Murner read the letter that accompanied the \$100,000.00 donation to the county from Mr. Rawlings. **Exhibit #3 1/6/2009**.

Motion made by Magistrate Church and seconded by Magistrate Deibel to accept the \$100,000.00 donation from Mr. George Rawlings. Motion carried unanimously.

Magistrate Voegelé requested a thank-you note be written to Mr. Rawlings on behalf of the court for his donation.

**CONTRACTS/RESOLUTIONS:****Senior Center Project Closure Resolutions**

Motion made by Magistrate Rash and seconded by Magistrate Deibel to authorize the Judge-Executive to sign the three resolutions required to close out the Senior Center grant as submitted. **Exhibit #4 1/6/2009**. Motion carried unanimously.

**PERSONNEL/APPOINTMENTS:****OCEDA**

Motion made by Judge-Executive Murner and seconded by Magistrate Church to appoint Scott Whitehouse to the OCEDA Board with a term to expire 12/31/2012. Motion carried unanimously.

**Extension District Board**

Judge-Executive Murner presented resumes for Alex Babey and Joyce McKinney as possible appointments to the Extension District Board to be determined at the next meeting. **Exhibit #5 1/6/2009.**

**Deputy Coroner**

Motion made by Magistrate Deibel and seconded by Magistrate Greenwell to approve Josiah Keats as Deputy Coroner at \$12,300/yr effective 1/1/09. Motion carried unanimously.

**Dispatch – Telecommunicator II**

Motion made by Magistrate Deibel and seconded by Magistrate Iva Davis to promote Keith Adams to Telecommunicator II at \$14.78/hr effective 1/4/09. Motion carried unanimously.

**OCPD**

Motion made by Magistrate Deibel and seconded by Magistrate Greenwell to accept the resignation of Aaron Guttermuth due to him accepting another job effective 1/18/09. Motion carried unanimously.

**COMMITTEE REPORTS:****ROAD COMMITTEE****Bond Release – Beard’s Outdoor Equipment**

Motion made by Magistrate Deibel and seconded by Magistrate Iva Davis upon recommendation of the County Engineer to release the \$2,300.00 erosion control bond for Beard’s Outdoor Equipment. Motion carried unanimously.

**Bond Release – Cherrywood Subdivision**

Motion made by Magistrate Scott Davis and seconded by Magistrate Rash upon recommendation of the County Engineer to release the \$1,240.00 clearing bond for Cherrywood Subdivision. Motion carried unanimously.

**Performance Bond Reduction – Cherrywood Section 2B**

Motion made by Magistrate Scott Davis and seconded by Magistrate Greenwell upon recommendation of the County Engineer to reduce the \$184,220.00 performance bond to \$83,720.00 for Cherrywood Section 2B. Motion carried unanimously.

**Erosion Control Bond Reduction – Cherrywood Section 2B**

County Engineer Beth Stuber’s recommendation to reduce the erosion control bond for Cherrywood Section 2B will be revisited at the next meeting by the request of Magistrate Scott Davis.

**OC LAW ENFORCEMENT COUNCIL**

Deputy Judge-Executive Paula Gish updated the court on the progress of the Oldham County Law Enforcement Council.

**COMMITTEE REPORTS:**

Magistrate Scott Davis clarified his comments from the previous meeting regarding residents voicing their opinions about the proposed airport.

**JAIL COMMITTEE**

Magistrate Iva Davis stated there will be a few employees retiring from the jail and the court will have to replace those employees in the near future.

### **OTHER BUSINESS:**

Magistrate Steve Church thanked Judge-Executive Murner for the Commendation for Eagle Scout Brian Hasl.

Judge-Executive Murner announced the following:

- The electronic recycling event will take place the weekend of 1/10/09 from 9AM-1PM at the recycling center.
- The Oldham County Library grand opening will be 1/11/09 from 2-6PM.
- The Oldham County Sewer District received \$250,000.00 from the Kentucky Infrastructure Authority.

### **COMMUNITY BUSINESS:**

#### **2<sup>nd</sup> Reading – Storm Water Rate Ordinance**

Judge-Executive Murner summarized the history of the Storm Water Management District formation and permitting process required by the Division of Water.

Magistrate Church, on behalf of the Finance Committee, outlined proposed substitution language for the ordinance regarding fees and line items in the proposed budget.

Storm Water Management District Board Chairman Kevin Eldridge introduced Ordinance #KOC-08-220-783 for a 2<sup>nd</sup> reading and the public hearing was open.

The following people spoke in opposition of the proposed ordinance:

Dewey Wotring, LaGrange  
 Larry Dodson, LaGrange  
 Scott Black, LaGrange  
 Karen Baughman, Crestwood

The following people spoke on behalf of the proposed ordinance and responded to questions from the court:

Bob McCauliffe, Prospect  
 County Engineer Beth Stuber  
 URS Consultant Steve McKinley

*The public hearing was closed*

Motion made by Magistrate Deibel and seconded by Magistrate Rash to adopt Ordinance #KOC-08-220-783 as submitted. **Exhibit #5 1/6/2009.**

Motion made by Magistrate Church and seconded by Magistrate Rash to amend the motion to modify Ordinance #KOC-08-220-783 with the language regarding fees and effective dates as recommended by the Finance Committee. **Exhibit #6 1/6/2009.**

Motion made by Magistrate Voegelé and seconded by Magistrate Church to amend the motion to include exceptions as outlined by Magistrate Voegelé. Motion failed 2 to 6 on a roll call vote. Magistrates Church and Voegelé voted yes. Magistrates Greenwell, Iva Davis, Scott Davis, Rash, Deibel and Judge-Executive Murner voted no.

1<sup>st</sup> motion to amend the main motion carried unanimously.

Main motion including the amendment carried 7 to 1 on a roll call vote. Magistrates Church, Voegelé, Greenwell, Iva Davis, Rash, Deibel and Judge-Executive Murner voted yes. Magistrate Scott Davis voted no.

### **COMMITTEE REPORTS (Con't):**

#### **ROAD COMMITTEE**

##### **City of LaGrange Roads**

Motion made by Magistrate Greenwell and seconded by Magistrate Church to authorize the Judge-Executive to send a letter to the City of LaGrange regarding annexed roads and the maintenance of those roads as presented. Motion carried unanimously.

**PUBLIC COMMENT:**

None.

**MEETING ADJOURNED:**

Motion made by Magistrate Church and seconded by Magistrate Rash to adjourn the meeting. Motion carried unanimously.

The meeting was adjourned at 8:13 PM.

Respectfully Submitted,

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Tina M. Schaaf  
Fiscal Court Clerk  
January 6, 2009