

**APRIL 7, 2009**

The Oldham County Fiscal Court convened at a regular meeting at 2:00PM with the Judge-Executive Duane Murner, County Attorney John Fendley and the following Magistrates in attendance: Steve Church, Rick Rash, Bob Leslie, David Voegele, Steve Greenwell, Bob Deibel, Scott Davis and Iva Davis.

**APPROVAL OF AGENDA:**

Motion made by Magistrate Greenwell and seconded by Magistrate Deibel to approve the agenda as submitted with the following revisions: Under "Personnel/Appointments" - delete "Storm Water Management Board" and add "Ambulance Taxing District Board". Under "Public Comment" add "Goshen Lane property settlement discussion". Motion carried unanimously.

**APPROVAL OF MINUTES:**

Motion made by Magistrate Leslie and seconded by Magistrate Deibel to approve the minutes of March 17, 2009 as submitted with a revision on page 239 clarifying Mr. Dye is from Prospect. Motion carried unanimously.

**OLDHAM COUNTY ICE HOCKEY – STATE CHAMPIONSHIP RECOGNITION:**

Judge-Executive Murner on behalf of the court recognized by Proclamation the Oldham County Ice Hockey Team for its State Championship title.

**NATIONAL PUBLIC SAFETY TELECOMMUNICATOR WEEK RECOGNITION:**

Judge-Executive Murner on behalf of the court proclaimed April 14<sup>th</sup>-17<sup>th</sup> "National Public Safety Telecommunicator Week".

**ALARM ORDINANCE UPDATE:**

Judge-Executive Murner gave an update to the court regarding the recently adopted Alarm Ordinance stated the Emergency Services Committee has agreed to review the portion of the ordinance relating to renewal fees and report back to the court.

**PUBLIC COMMENT:**

Karen Baughman, Crestwood (public comment and closed session concerns)  
Harold Myers, Crestwood (voiced support for Oldham County)

**PUBLIC COMMENT – RESPONSE:**

Magistrates Rash, Scott Davis, Voegele and Judge –Executive Murner responded to closed session litigation and the anonymous donation concerns.

**CURRENT STIMULUS GRANT APPLICATIONS & FUNDING PRESENTATION:**

Deputy Judge-Executive Gish updated the court on the Stimulus Program.

**CONTRACTS/RESOLUTIONS:**

**House Bill 262 Resolution**

County Attorney Fendley presented a Resolution regarding House Bill 262 authorizing the County Clerk and the Sheriff to implement the provisions of House Bill 262 if desired by both parties.

Motion made by Magistrate Leslie and seconded by Magistrate Rash to authorize the Judge-Executive to sign Resolution 01-04-07-09 as submitted. **Exhibit #1 4/7/2009**. Motion carried unanimously.

**GOSHEN LANE/INTERSECTION HWY 42 PROPERTY ACQUISITION:**

Motion made by Magistrate Church and seconded by Magistrate Voegele upon recommendation of the County Attorney to authorize the County Attorney to prepare a new deed and close on the land acquisition as described for \$5,500.00. Motion carried unanimously.

**JAIL BUDGET PRESENTATION:**

Jailer Mike Simpson presented the Jail FY 09/10 budget to the court. **Exhibit #2 4/7/2009**.

**COUNTY ADMINISTRATION:****Payables**

Magistrates Church, Voegele and Greenwell updated the court on the meeting with the school board regarding the Dynegy monies.

Motion made by Magistrate Church and seconded by Magistrate Deibel to approve the payables as submitted including the \$200,000.00 payment to the Oldham County Board of Education. **Exhibit #3 4/7/2009.** Motion carried 8-0-1. Magistrate Scott Davis abstained.

**COMMUNITY BUSINESS:****Brownsboro Master Plan Presentation**

The following people presented information regarding the Brownsboro Master Plan:

Senior Planner Emily Liu  
 Planning Commission Chair Kevin Jeffries  
 Planning Commission Attorney Stuart Ulferts  
 Brownsboro Task Force member Mike Jones  
 Planning and Development Services Director Louise Allen

The public hearing for the Brownsboro Master Plan will be held at the 4/21/09 Fiscal Court meeting.

**COMMITTEE REPORTS/RECOMMENDATIONS:****CAPITAL IMPROVEMENTS COMMITTEE****Safe Routes to School – North Oldham Campus**

Motion made by Magistrate Church and seconded by Magistrate Greenwell to authorize the Judge-Executive to sign the contract with the Kentucky Transportation Cabinet accepting the funds for the North Oldham Campus Safe Routes to School as submitted. **Exhibit #4 4/7/2009.** Motion carried unanimously.

**CONTRACTS/RESOLUTIONS (Con't):****Salt Contract**

Motion made by Magistrate Greenwell and seconded by Magistrate Iva Davis to authorize the Judge-Executive to sign the contract with North American Salt Company and/or participate in the reverse auction as submitted while meeting bid requirements as presented. **Exhibit #5 4/7/2009.** Motion carried unanimously.

**COMMITTEE REPORTS/RECOMMENDATIONS (Con't):****ENVIRONMENTAL/ANIMAL CONTROL COMMITTEE****Carcass Removal Contract**

Motion made by Magistrate Greenwell and seconded by Magistrate Leslie to authorize the Judge-Executive to sign the contract with Harmon's regarding dead animal removal as submitted. **Exhibit #6 4/7/2009.** Motion carried unanimously.

**PERSONNEL/APPOINTMENTS:****OLDA Board**

Motion made by Judge-Executive Murner and seconded by Magistrate Church to reappoint Bill Hinton to the OLDA Board with a term to expire 5/31/2012. Motion carried unanimously.

**NOFD Board**

Judge-Executive Murner presented a resume for Greg Cobb as a possible candidate for the North Oldham Fire Protection District Board to be determined at the next meeting. **Exhibit #7 4/7/2009.**

### **Ambulance Taxing District Board**

Motion made by Judge-Executive Murner and seconded by Magistrate Deibel to reappoint Bob Stoess to the Ambulance Taxing District Board with a term to expire 1/1/2011. Motion carried unanimously.

### **Pewee Valley Fire Protection District Board**

Motion made by Judge-Executive Murner and seconded by Magistrate Deibel to reappoint Doc Stuedle, Bev Keeling and Jim Brewer to the Pewee Valley Fire Protection District Board with terms to expire 12/31/2011. Motion carried unanimously.

### **Tourism Commission Board**

Motion made by Judge-Executive Murner and seconded by Magistrate Deibel to reappoint Barry Laws, Iris Goode and Shane Best to the Oldham County Tourism Commission Board with terms to expire 4/3/2011. Motion carried unanimously.

Magistrate Iva Davis requested the court's input regarding possible appointments to the Assessment Appeals Board.

Judge-Executive Murner requested nominees for the Code Enforcement Board.

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

### **UTILITIES COMMITTEE**

#### **Industrial Disposal Rate**

Motion made by Magistrate Deibel and seconded by Magistrate Scott Davis to accept the proposal from Industrial Disposal including no CPI increase and a .20 reduction per cart per month as presented. Motion carried unanimously.

Solid Waste Coordinator Linda Fountain announced the Junk Drop Off will take place on 4/18 and 4/19 from 9AM-4PM at the Recycling Center.

### **ROAD COMMITTEE**

#### **Speed Limit on Locke Lane**

Magistrate Greenwell stated the Road Committee will recommend the speed limit be raised on Locke Lane once the guard rails are installed.

### **FINANCE COMMITTEE**

#### **T-Mobile Lease**

Motion made by Magistrate Church and seconded by Magistrate Scott Davis to authorize Chief Finance Officer Shawn Boyle to re-negotiate the lease agreement with T-Mobile and to report to the court for final approval. Motion carried unanimously.

## **OTHER BUSINESS:**

Judge-Executive Murner gave updates on the following:

- Storm debris removal process
- OLDA white paper is in the binders for review regarding Oldham Reserve
- The Storm Water Management District Board will make a presentation to the court at the next Fiscal Court meeting.

County Attorney Fendley presented information regarding Sole Source Procurement Procedures.

Magistrate Church announced a fund-raiser for Center for Women and Families at Headliners on 4/11/2009.

## **PUBLIC COMMENT:**

Karen Baughman, Crestwood (commended county efforts on storm debris removal and concerns on open meetings laws)

## **PUBLIC COMMENT RESPONSE:**

Magistrates Voegele, Greenwell and Scott Davis responded to public comment.

**MEETING ADJOURNED:**

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

The meeting was adjourned at 5:36 PM.

Respectfully Submitted,

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Tina M. Schaaf  
Fiscal Court Clerk  
April 7, 2009