

FEBRUARY 16, 2010

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

APPROVAL OF MINUTES:

Motion made by Magistrate Voegele and seconded by Magistrate Leslie to approve the minutes of February 2, 2010 as submitted with the following revisions: Page 299 clarify that Magistrate Church voted no regarding accepting the resignation of Chief Finance Officer Shawn Boyle and Magistrate Leslie's response to Public Comment should read as "...**all** numbered highways are state roads not county roads". Motion carried unanimously.

PUBLIC COMMENT:

Dewey Wotring, LaGrange (concerns regarding access to open records)

PUBLIC COMMENT RESPONSE:

Magistrate Rash stated prior to filing an expensive lawsuit, it may be best to verify requested information.

COUNTY CLERK PRESENTATION:

County Clerk Julie Barr presented a \$396,831.53 check for excess fees.

SHERIFF BUDGET AMENDMENT AND EXCESS FEES PRESENTATION:

Motion made by Magistrate Rash and seconded by Magistrate Deibel to approve the amendment to the 2009 Sheriff's Budget as submitted. **Exhibit #1 2/16/10**. Motion carried unanimously.

Sheriff Sparrow presented a check for \$111,534.92 for excess fees.

LOUISVILLE WATER COMPANY PRESENTATION:

Greg Heitzman, Vince Gunther and Jim Smith from Louisville Water Company presented information on infrastructure and future capital improvements for the county and responded to questions from the court.

JAIL REPORT:

Jailer Mike Simpson presented the Jail six-month report and responded to questions from the court. **Exhibit #2 2/16/2010**.

COUNTY ADMINISTRATION:**Payables**

Motion made by Magistrate Leslie and seconded by Magistrate Church to approve the payables as submitted. **Exhibit #3 02/16/10**. Motion carried unanimously.

Motion made by Magistrate Rash and seconded by Magistrate Deibel to approve a 2.72% statutory adjustment in pay for Magistrates and the Coroner. Motion carried 7-1-1. Magistrate Church voted no and Magistrate Leslie abstained.

Judge-Executive Murner requested the Human Resource and Finance Committees review and make a recommendation on the pay for the incoming court.

CONTRACTS/RESOLUTIONS:**Disc Golf Course Grant Application Resolution**

Motion made by Magistrate Rash and seconded by Magistrate Greenwell to authorize the Judge-Executive to sign Resolution 01-02-16-10 authorizing the filing of an application with the Department for Local Development for a recreational trails fund grant to fund the construction of a disc golf course at Wendell Moore Park as submitted. **Exhibit #4 2/16/2010**. Motion carried unanimously.

APPOINTMENTS/PERSONNEL:**Ethics Commission**

Judge-Executive Murner presented a resume for Tom Kamer as a possible candidate for the Ethics Commission to be determined at the next meeting. **Exhibit #5 2/16/2010**.

COMMUNITY BUSINESS:**Public Hearing – County Road 1015 Closure Request**

County Attorney John Fendley read Resolution #02-02-16-10 regarding the closure of County Road 1015 and the public hearing was opened for comment. There being none, the hearing portion was closed.

Motion made by Magistrate Leslie and seconded by Magistrate Greenwell to close the road designated as 1015 and that portion of the road which is bounded by and contained within the property of Robert and Suzanne Whyne as submitted with all expenses to be paid for by the Whyne family. **Exhibit #6 2/16/2010.** Motion carried unanimously.

COMMITTEE REPORTS/RECOMMENDATIONS:**PARKS COMMITTEE****LaGrange Farmer's Market – Courthouse Lawn**

Motion made by Magistrate Rash and seconded by Magistrate Greenwell to authorize the LaGrange Farmer's Market the use of the courthouse lawn on Saturday mornings beginning 5/15 through 10/31/10. Motion carried unanimously.

Memorial Day Ceremony – Courthouse Lawn

Motion made by Magistrate Rash and seconded by Magistrate Deibel to authorize the use of the courthouse lawn for a Memorial Day ceremony on May 31st at 10AM. Motion carried unanimously.

National Day of Prayer – Courthouse Lawn

Motion made by Magistrate Rash and seconded by Magistrate Voegele to authorize the use of the courthouse lawn for the National Day of Prayer on 5/6/10 from 11:30AM to 1:30PM. Motion carried unanimously.

OTHER BUSINESS

Magistrate Greenwell updated the court on the Road Dept and snow removal.

Magistrate Deibel commended the Road Department for its hard work.

Magistrate Iva Davis updated the court on the Ash Avenue project.

Magistrate Rash reminded everyone of the Friends of Parks meeting on 2/23 at 6:30PM at the JWBC.

Magistrate Voegele updated the court on the search process for the County Treasurer position.

PUBLIC COMMENT:

Karen Baughman, Crestwood (concerns regarding 1st amendment rights)

CLOSED SESSION:

Motion made by Magistrate Scott Davis and seconded by Magistrate Voegele to go into closed session pursuant to KRS 61.810(B) Property Acquisition. Motion carried unanimously.

Motion made by Magistrate Rash and seconded by Magistrate Church to come out of closed session. Motion carried unanimously.

MEETING ADJOURNED:

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

The meeting was adjourned at 5:57 PM.

Respectfully Submitted,

Tina M. Schaaf
Fiscal Court Clerk
February 16, 2010