

TERM: FEBRUARY DAY 14TH DAY OF FEBRUARY, 2008.

AT THE REGULAR MEETING TIME THE WHITLEY COUNTY FISCAL COURT MET: FEBRUARY 14TH, 2008 AT 6:00 P.M., WITH THE FOLLOWING PRESENT:

PAT WHITE, JR., JUDGE/EXECUTIVE
ROGER WELLS, MAGISTRATE
DAVID MYERS, MAGISTRATE
JOE MOSES, MAGISTRATE
MIKE BAIRD, MAGISTRATE
PAUL WINCHESTER, COUNTY ATTORNEY
KAY SCHWARTZ, COUNTY CLERK
JEFF GRAY, COUNTY TREASURER

THE MEETING WAS CALLED TO ORDER.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE AND ACCEPT MINUTES FROM PREVIOUS MEETING, AS PRESENTED. VOTING: ALL VOTED YEA!.

MOTION MYERS, SECONDED BY MOSES, TO APPROVE APPROPRIATION TRANSFERS, AS PRESENTED. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE PAYMENT OF CLAIMS, AS PRESENTED. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE PRE-PAID CLAIMS, AS PRESENTED. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY WELLS, TO APPROVE CORRECTION TO CLAIMS, PERTAINING TO THE GENERAL FUND AND FISCALSOFT CORPORATION, AS PRESENTED. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY BAIRD, TO APPROVE FIRST READING OF ORDINANCE #2008-02 ANNUAL BUDGET AMENDMENT #2. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY MOSES, TO APPROVE SECONDED READING OF ORDINANCE #2008-01, PERTAINING TO REBATE OR RETENTION OF 1% OCCUPATIONAL TAX LICENSE FEE TO AN EMPLOYER (CIS) MEETING THE CRITERIA OF ITS APPLICATION FOR INCENTIVES UNDER THE KENTUCKY JOBS DEVELOPMENT ACT. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE RESOLUTION #2008-0⁰²2 PERTAINING TO THE PARTNERSHIP BETWEEN THE WHITLEY COUNTY FISCAL COURT AND THE WHITLEY COUNTY SCHOOL DISTRICT RECOGNIZING THE NEED FOR THE LAND AND WATER CONSERVATION GRANT PROJECT FOR SOCCER FIELDS. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY BAIRD, TO APPROVE RESOLUTION #2008-03, ADOPTING AND APPROVING THE EXECUTION OF A RURAL SECONDARY PROGRAM AGREEMENT BETWEEN THE FIRST COURT AND THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET, DEPARTMENT OF GOVERNMENTAL RELATIONS AND ACCEPTING ALL ROADS AND STREETS REFERRED TO THEREIN AS BEING A PART OF THE COUNTY ROAD SYSTEM. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY MOSES TO APPROVE RESOLUTION #2008-04, PERTAINING TO THE AGREEMENT BETWEEN WHITLEY COUNTY, THE CITY OF WILLIAMSBURG AND THE CITY OF CORBIN FOR THE PURPOSE OF ESTABLISHING MANAGEMENT CONTROL OF THE WHITLEY COUNTY 911 DISPATCH CENTER. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY BAIRD, TO APPROVE RESOLUTION #2008-05, AMENDING THE WHITLEY COUNTY FISCAL COURT PERSONNEL POLICY TO INCLUDE THE NIMS COMPLAINT POLICY AND CORRECTIONS TO THE WHITLEY COUNTY DRUG AND/OR ALCOHOL TESTING SUBSTANCE ABUSE POLICY. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE RESOLUTION #2008-06, PERTAINING TO SUPPORT OF THE CITY OF WILLIAMSBURG APPLYING FOR A GRANT TO AID IN THE PROPOSAL STREETScape PROGRAM OF DOWNTOWN WILLIAMSBURG, KENTUCKY. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE RESOLUTION #2008-07, PERTAINING TO THE PURCHASE OF A COUNTY VEHICLE FOR THE JUDGE/EXECUTIVE. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO ACCEPT AND APPROVE 2008 COUNTY CLERK'S BUDGET. VOTING: ALL VOTED YEA!.

MINUTES CONTINUED TO THE NEXT PAGE OVER.

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MOTION BY MYERS, SECONDED BY MOSES, TO ACCEPT AND APPROVE 2008 COUNTY CLERK'S SALARY CAP. VOTING: ALL VOTED YEA!.

MOTION BY WHITE, SECONDED BY BAIRD, TO ACCEPT COUNTY CLERK'S CHECK FOR EXCESS FEES, IN THE AMOUNT OF \$200,000.00 PARTIAL PAYMENT, FOR 2007 CALENDAR YEAR OF EXCESS FEES. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO SET SALARY FOR THE WHITLEY COUNTY JUDGE/EXECUTIVE AND JAILER PER KRS 64.5275. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY WELLS, TO APPROVE THE WHITLEY COUNTY JUDGE/EXECUTIVE TO EXECUTE, SIGN AND ENTER INTO THE MEMORANDUM OF AGREEMENT BETWEEN THE COMMONWEALTH OF KENTUCKY, STATE BOARD OF ELECTIONS AND THE COUNTY OF WHITLEY, WHICH WILL ASSIST IN ALLOWING THE COUNTY TO PURCHASE ADDITIONAL VOTING EQUIPMENT. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY MOSES, TO APPROVE WHITLEY COUNTY JUDGE/EXECUTIVE, TO EXECUTE, SIGN AND ENTER INTO THE CONTRACT BETWEEN THE WHITLEY COUNTY FISCAL AND MURPHY AND GRAVES FOR ARCHITECTURAL SERVICES THAT WILL BE RENDERED ON THE WHITLEY COUNTY JUDICIAL CENTER PROJECT. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE THE WHITLEY COUNTY JUDGE/EXECUTIVE, TO EXECUTE, SIGN AND ENTER INTO THE CONTRACT BETWEEN THE WHITLEY COUNTY FISCAL COURT AND CTL ENGINEERING, INC. TO CONDUCT A PHASE 1, ESA AND FCC NEPA TRESHHOLD SCREENING FOR PROPERTY DUE TO THE PROPOSED CONSTRUCTION OF A 911 RADIO COMMUNICATIONS TOWER. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY MOSES, TO APPROVE WHITLEY COUNTY JUDGE/EXECUTIVE TO EXECUTE, SIGN AND ENTER INTO CONTRACT BETWEEN THE WHITLEY COUNTY FISCAL COURT (DBA, WCEMS) AND DR. CHARLES LEE MARCUM TO ACT AS MEDICAL DIRECTOR FOR THE WCEMS SERVICES. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY BAIRD, TO APPROVE EMPLOYEE PAY RATES, AS PRESENTED. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY MYERS, TO APPOINT COLAN HARRELL TO SERVE ON THE WILLIAMSBURG-WHITLEY COUNTY AIRPORT BOARD (WWAB) FOR A (4) FOUR YEAR TERM, EXPIRING FEBRUARY 19TH, 2012. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY MOSES, TO ACCEPT THE PETITION FOR EXTENDING AINER JACKSON ROAD. VOTING: ALL VOTED YEA!.

MOTION BY BAIRD, SECONDED BY MOSES, TO ACCEPT PETITION FOR ADOPTION OF SUGAR CREEK BOTTOM. VOTING: ALL VOTED YEA!.

MOTION BY WHITE, SECONDED BY BAIRD, TO TABLE ACCEPTANCE OF THE PETITION TO CLOSE A PORTION OF LLOYD WILSON ROAD, UNTIL NEXT MEETING. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO TABLE ACCEPTANCE OF PETITION TO WIDEN BERRY HOLLOW ROAD, TABLING ISSUE UNTIL INSPECTION OF PROJECT. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY WELLS, TO APPROVE THE WHITLEY COUNTY JUDGE/EXECUTIVE, TO SIGN AGREEMENTS, FOR WHITLEY COUNTY SCHOOL BOARD, REGARDING READINESS AND EMERGENCY MANAGEMENT FOR SCHOOLS GRANT. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY MOSES, TO APPROVE WHITLEY COUNTY THE APPENDING FOR THE WHITLEY COUNTY DETENTION CENTERS MASS EVACUATION AND FIRE EVACUATION PLANS. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO APPROVE ROAD DEPARTMENT EQUIPMENT PROPOSAL. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY MYERS, TO THE CHEV. 1500 S10 PICKUP EVEN TRADE TO A 2002 EXTENDED CAB 4 WHEEL DRIVE, WITH 60,000 MILES ON IT. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO TRADE THE ANIMAL CONTROL VEHICLE AND AN INOPERABLE BROKE DOWN 1994 JEEP CHEROKEE THAT WAS FORMERLY A SHERIFF'S VEHICLE, TRADE THOSE TWO IN WITH SOME BOOT, TO BUY (2) TWO VEHICLES FOR THE ROAD DEPARTMENT, ONE OF THEM IS A 2001 CHEV. 1500, 4 WHEEL DRIVE WITH 90,000 MILES ON IT. THE OTHER ONE IS A 1998 CHEV.3500 FLATBED WITH A LIFT GATE ON IT. TOTAL PRICE \$15,995.00. VOTING: ALL VOTED YEA!.

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MOTION BY WELLS, SECONDED BY MYERS, TO APPROVE THE PURCHASE OF AN ANIMAL CONTROL BED, IN THE AMOUNT OF \$3,900.00, WHICH INCLUDES INSTALLATION PRICE. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY BAIRD, TO PURCHASE A 1995 DUMP TRUCK FOR \$10,500.00 WHICH HAS APPROXIMATELY 150,000.00 MILES ON IT ALREADY EQUIPPED WITH HYDROLIC PUMPS AND LINES FOR SALT SPREADING AND SNOW REMOVAL. VOTING: ALL VOTED YEA!.

MOTION BY WELLS, SECONDED BY MYERS, TO APPROVE PAYMENT OF CLAIMS FOR PROPOSAL. VOTING: ALL VOTED YEA!.

MOTION BY WHITE, SECONDED BY WELLS, TO ADJOURN. VOTING: ALL VOTED YEA!.

/S/ PAT WHITE, JR.
/S/ MIKE BAIRD
/S/ ROGER WELLS
/S/ JOE MOSES
/S/ DAVID MYERS