

RESPONSE OF THE ALLEN COUNTY WATER DISTRICT  
TO THE ORDER OF THE KENTUCKY PUBLIC SERVICE

COMMISSION, DATED JANUARY 25, 2011

CASE NO. 2011-00008

**RECEIVED**

FEB 14 2011

PUBLIC SERVICE  
COMMISSION

## INDEX

TO THE RESPONSE OF THE ALLEN COUNTY WATER DISTRICT  
TO QUESTIONS 1-9 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY  
CASE NO. 2011-00008

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RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 1 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY

1. List the name of each current Allen District Commissioners and the date on which his or  
her term expires:

**RESPONSE:**

<b><u>NAME</u></b>	<b><u>TERM EXPIRES:</u></b>
JOHN H. JONES	09/29/2010**

\*\*Mr. Jones continues to serve until his successor is appointed and qualified.

	<b><u>TERM EXPIRES:</u></b>
DOUGLAS McClURE	09/29/2013 (re-appointed 08/25/2009)
BOBBY CARTER	08/14/2014 (re-appointed 07/27/2010)
JOE YOUNG	09/30/2014 (re-appointed 08/24/2010)
TRACY OLIVER	08/12/2011

**RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 2 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

2. a. Provide a Map of Allen District's territory.

**RESPONSE:**

Attached are copies of the Maps of the Allen County Water District's territory. These maps were prepared by Kenvirons, Inc., Engineers for the Allen County Water District.

- b. Provide the ordinances and resolutions of the Fiscal Court of Allen County that establish Allen District's territorial boundaries.

**RESPONSE:**

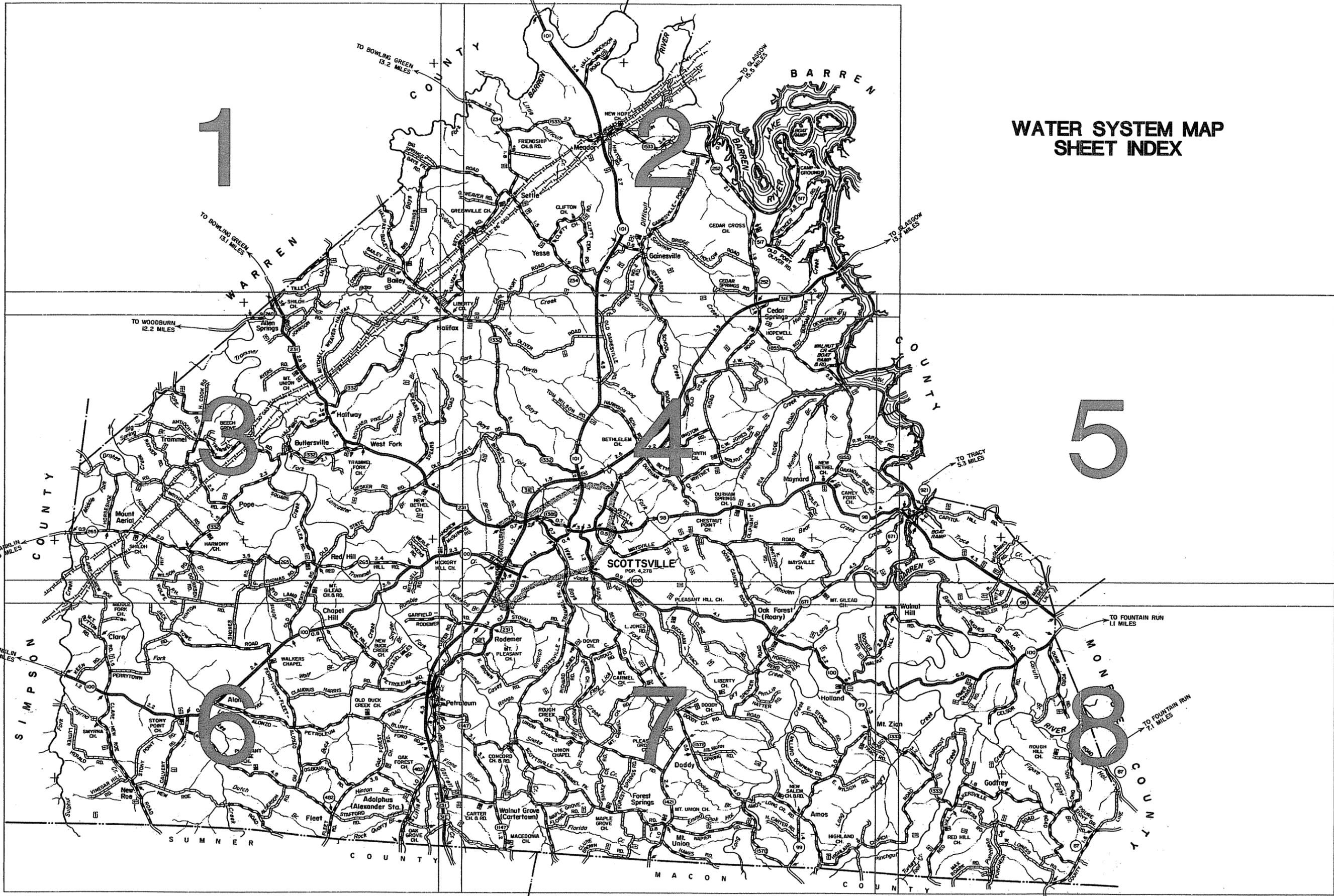
Attached is a Certified Copy of the Order of the Allen County Judge, A. R. Oliver, dated 09/30/1974. This Order approved the merger of the North Allen Water District and the South Allen Water District into a new combined District named "ALLEN COUNTY WATER DISTRICT", recorded in County Court Order Book 14, Pages 582-590, Allen County Clerk's Office. This Order is certified by Beverly Calvert, Allen County Clerk.

- c. Provide all orders of the Allen County Judge/Executive that address Allen District's territorial boundaries.

**RESPONSE:**

None other than the Order recorded in County Court Order Book 14, Pages 582-590 as shown in Response to 2(b).

N:\P\2003145\DWG\COUNTY-SMALL



**WATER SYSTEM MAP  
SHEET INDEX**

**ALLEN COUNTY WATER DISTRICT  
WATER SYSTEM MAP  
ALLEN COUNTY, KENTUCKY**

DRAWN BY: JKP  
CHECKED BY: CPM  
DATE: JULY, 2003  
SCALE: 1"=12000'  
REV:

**KENVIRONS, INC.  
FRANKFORT, KENTUCKY**



PROJECT NO.  
2003145  
SHEET NO.

# LEGEND

	<b>WATER TANK</b>
	<b>PUMP STATION</b>
	<b>12" WATERLINE</b>
	<b>10" WATERLINE</b>
	<b>8" WATERLINE</b>
	<b>6" WATERLINE</b>
	<b>4" WATERLINE</b>
	<b>3" WATERLINE</b>
	<b>2" WATERLINE</b>

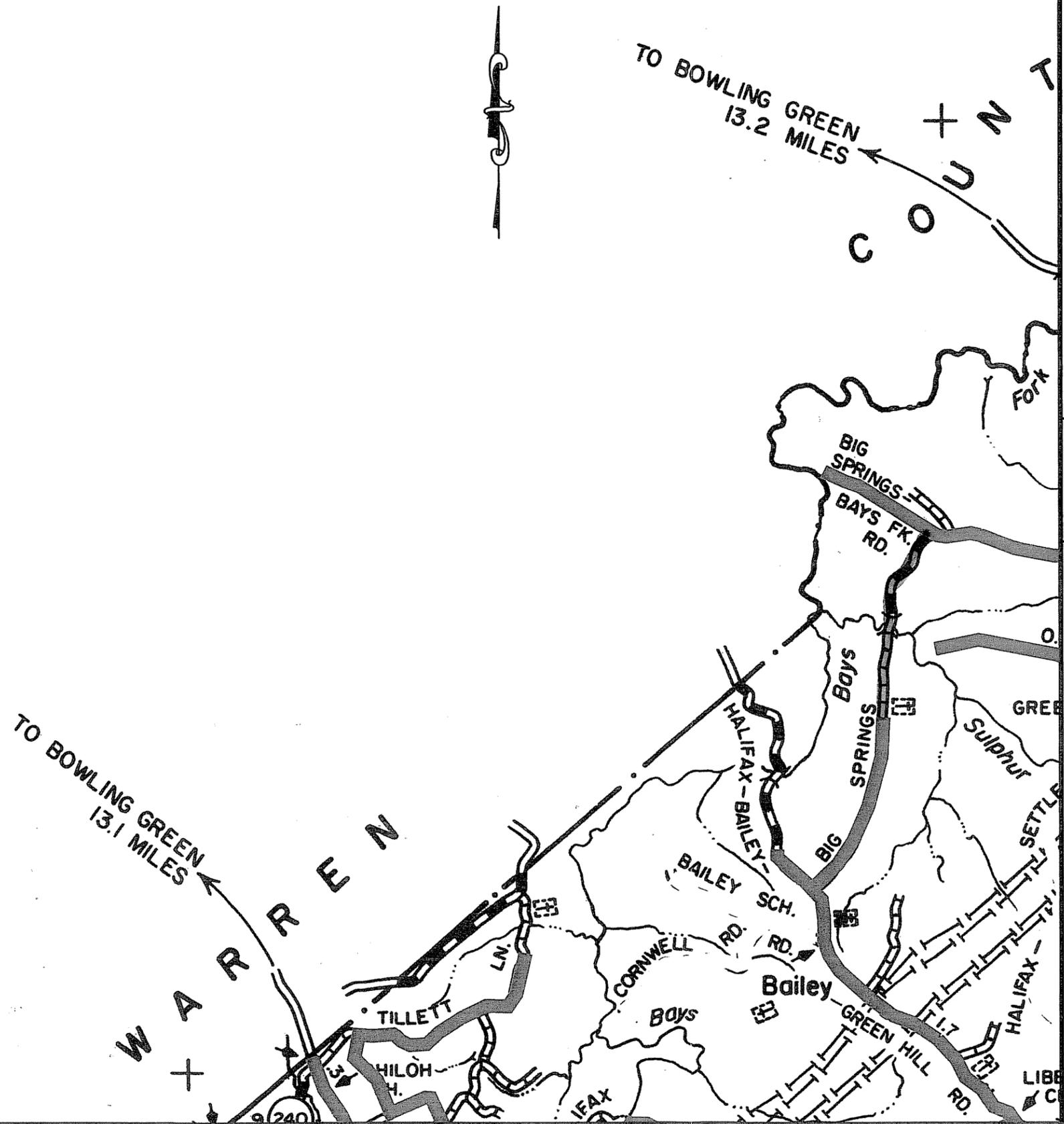
## TANK INFORMATION

- T-1 = LAMBERT ROAD TANK  
O.F. 930 - 170,000 GALLONS
- T-2 = KY. 98 TANK  
O.F. 975 - 300,000 GALLONS
- T-3 = WALKERS CHAPEL TANK  
O.F. 940 - 170,000 GALLONS
- T-4 = MT. CARMEL TANK  
O.F. 1070 - 230,000 GALLONS
- T-5 = AMOS TANK  
O.F. 964 - 165,000 GALLON

## PUMP STATION INFORMATION

- PS-1 = U.S. 31-E PUMP STATION
- PS-2 = HWY. 231 PUMP STATION
- PS-3 = HWY. 100 PUMP STATION
- PS-4 = MAYSVILLE PUMP STATION
- PS-5 = RED HILL PUMP STATION

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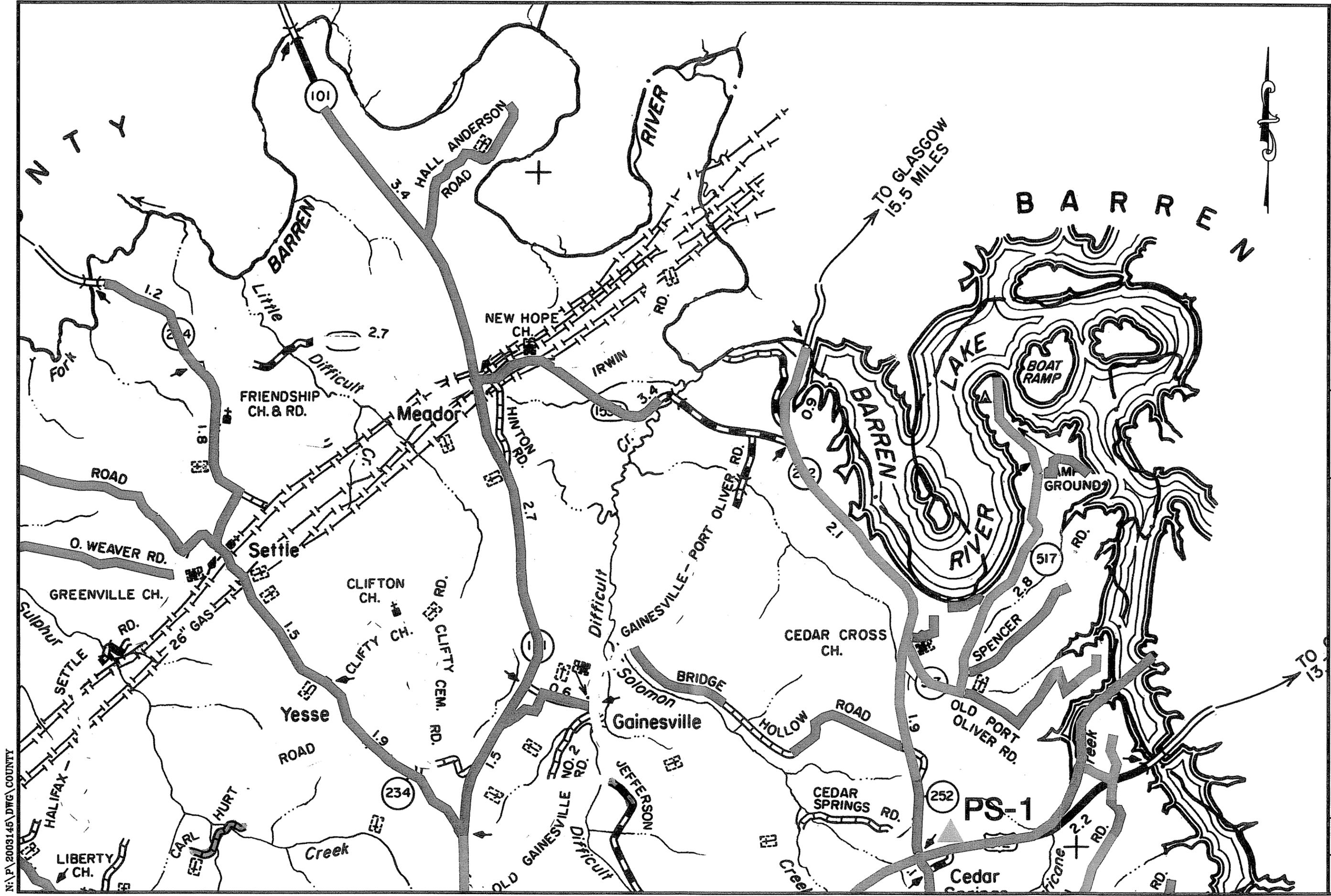
**ALLEN COUNTY WATER DISTRICT**  
**WATER SYSTEM MAP**  
**ALLEN COUNTY, KENTUCKY**

DRAWN BY: JEP  
 CHECKED BY: CFM  
 DATE: JULY, 2003  
 SCALE: 1"=400'  
 REV:

**KENVIRONS, INC.**  
**FRANKFORT, KENTUCKY**



PROJECT NO.  
 2003145  
 SHEET NO.  
 1 OF 8



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**ALLEN COUNTY WATER DISTRICT  
WATER SYSTEM MAP  
ALLEN COUNTY, KENTUCKY**

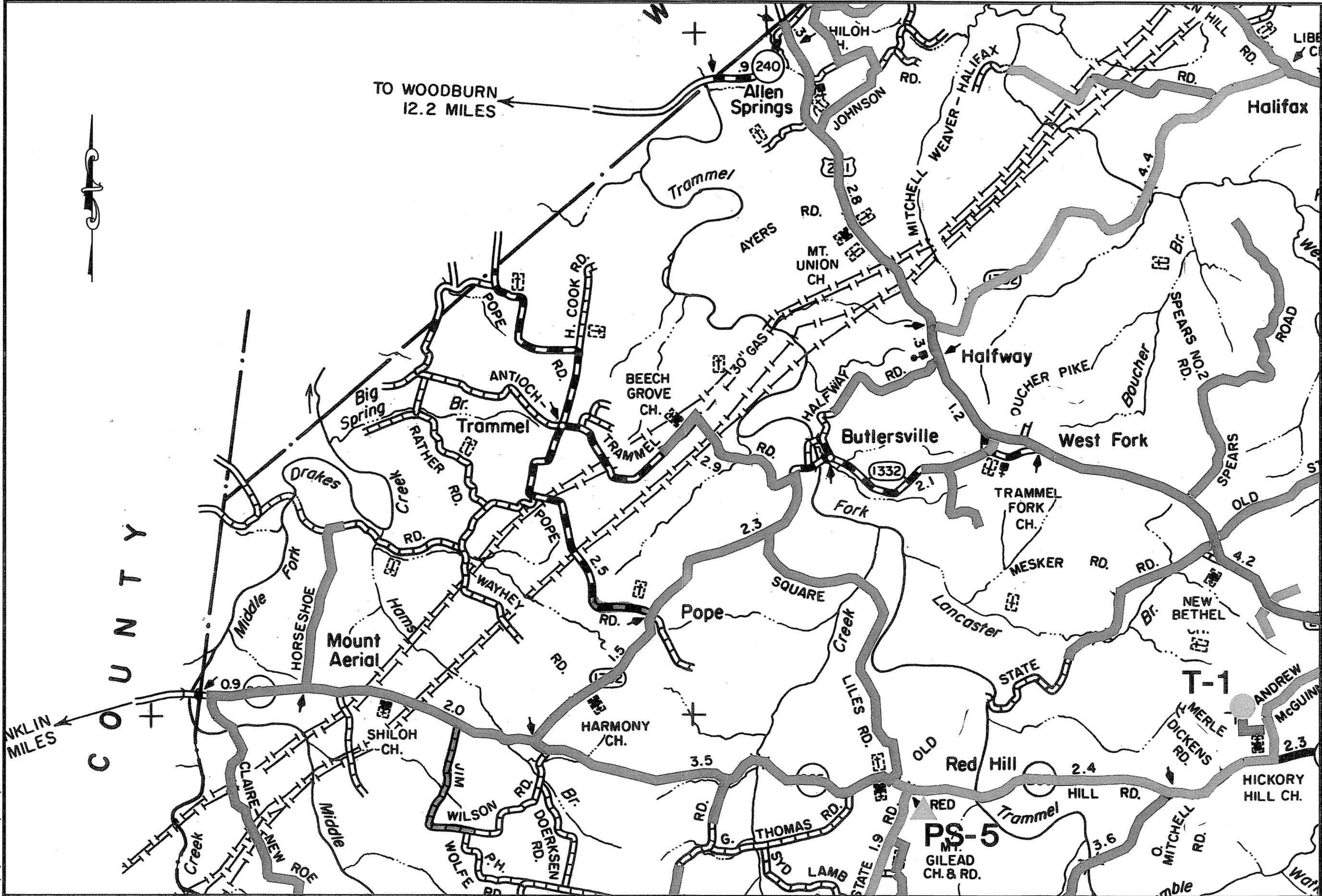
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CHECKED BY: CFM  
DATE: JULY, 2008  
SCALE: 1"=400'  
REV:

**KENVIRONS, INC.  
FRANKFORT, KENTUCKY**



PROJECT NO.  
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SHEET NO.  
2 OF 8

N:\P\2003145\DWG\COUNTY



TO WOODBURN  
12.2 MILES

WANKLIN  
MILES

C O U N T Y

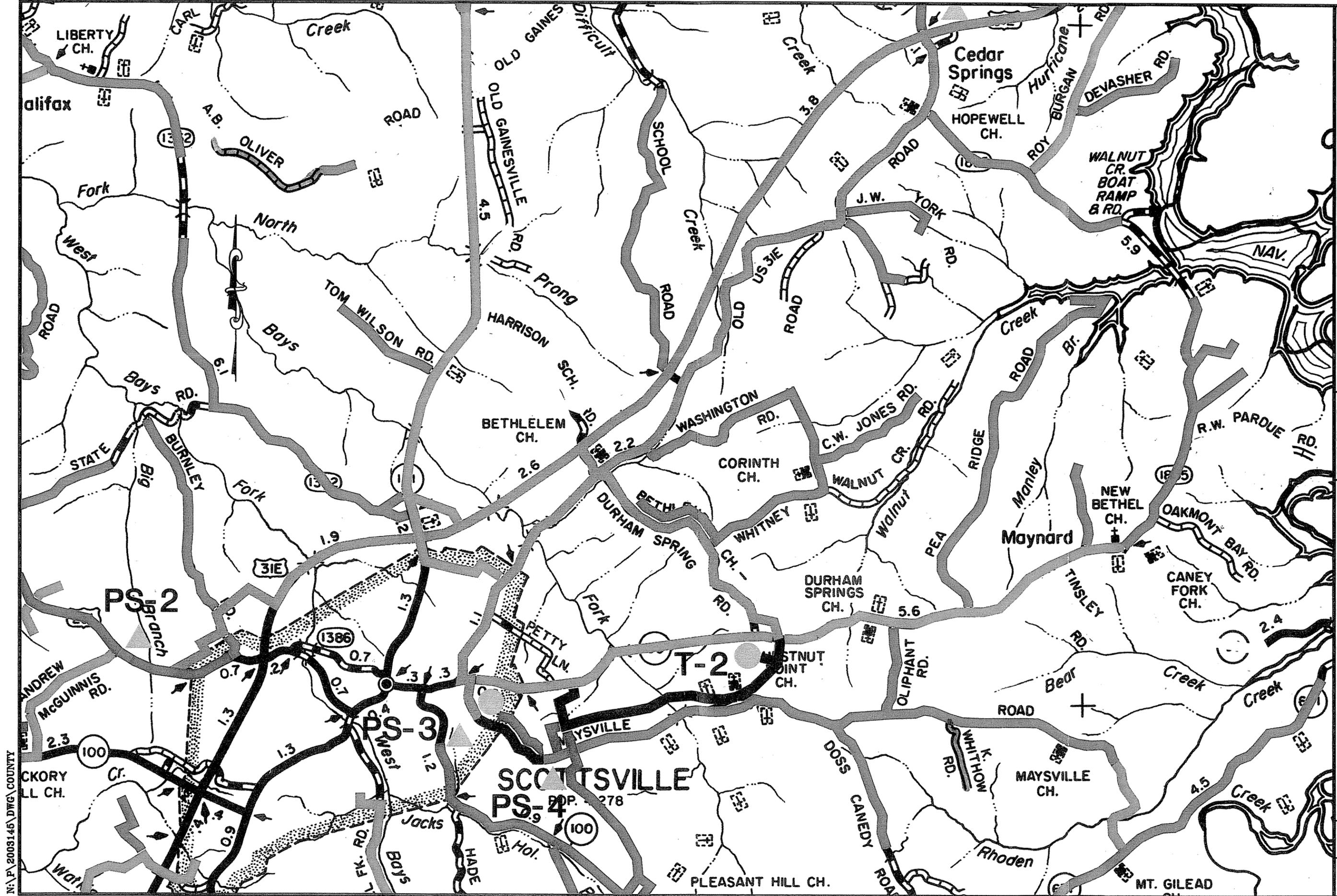
ALLEN COUNTY WATER DISTRICT  
WATER SYSTEM MAP  
ALLEN COUNTY, KENTUCKY

DRAWN BY: JKP
CHECKED BY: CFM
DATE: JULY, 2008
SCALE: 1"=400'
REV:

KENVIRONS, INC.  
FRANKFORT, KENTUCKY



PROJECT NO. 2003145
SHEET NO. 3 OF 8



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**ALLEN COUNTY WATER DISTRICT**  
**WATER SYSTEM MAP**  
**ALLEN COUNTY, KENTUCKY**

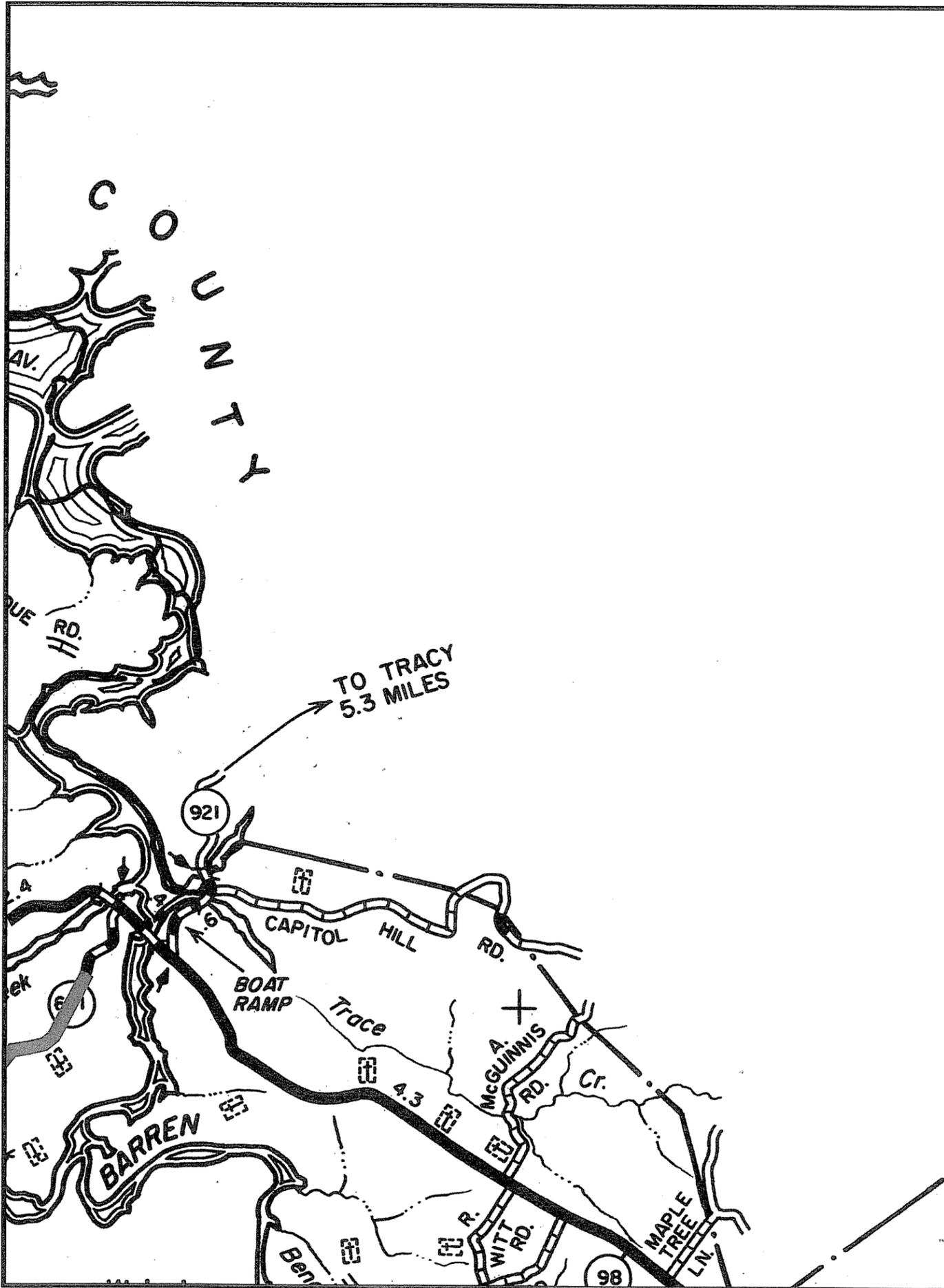
DRAWN BY: JKP  
 CHECKED BY: CFM  
 DATE: JULY, 2003  
 SCALE: 1"=400'  
 REV:

**KENVIRONS, INC.**  
**FRANKFORT, KENTUCKY**



PROJECT NO.  
 2003145  
 SHEET NO.  
 4 OF 8

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DRAWN BY: JKP
CHECKED BY: CPM
CHECKED BY:
DATE: JULY, 2003
SCALE: 1"=400'
REV:

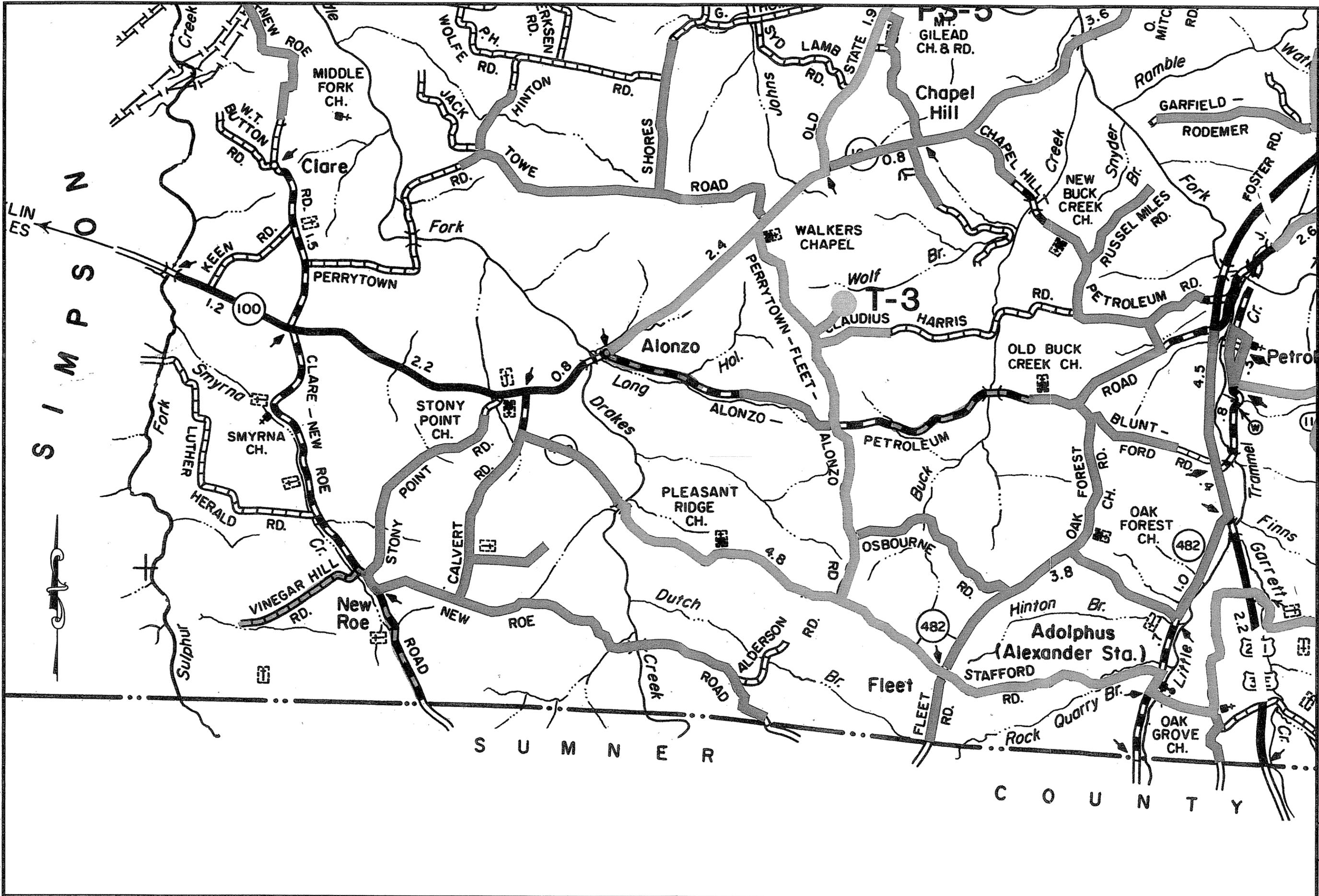
**KENVIRONS, INC.**  
**FRANKFORT, KENTUCKY**



PROJECT NO.
2003145
SHEET NO.
5 OF 8

**ALLEN COUNTY WATER DISTRICT**  
**WATER SYSTEM MAP**  
**ALLEN COUNTY, KENTUCKY**

N:\P\2003145\DWG\COUNTY



ALLEN COUNTY WATER DISTRICT  
 WATER SYSTEM MAP  
 ALLEN COUNTY, KENTUCKY

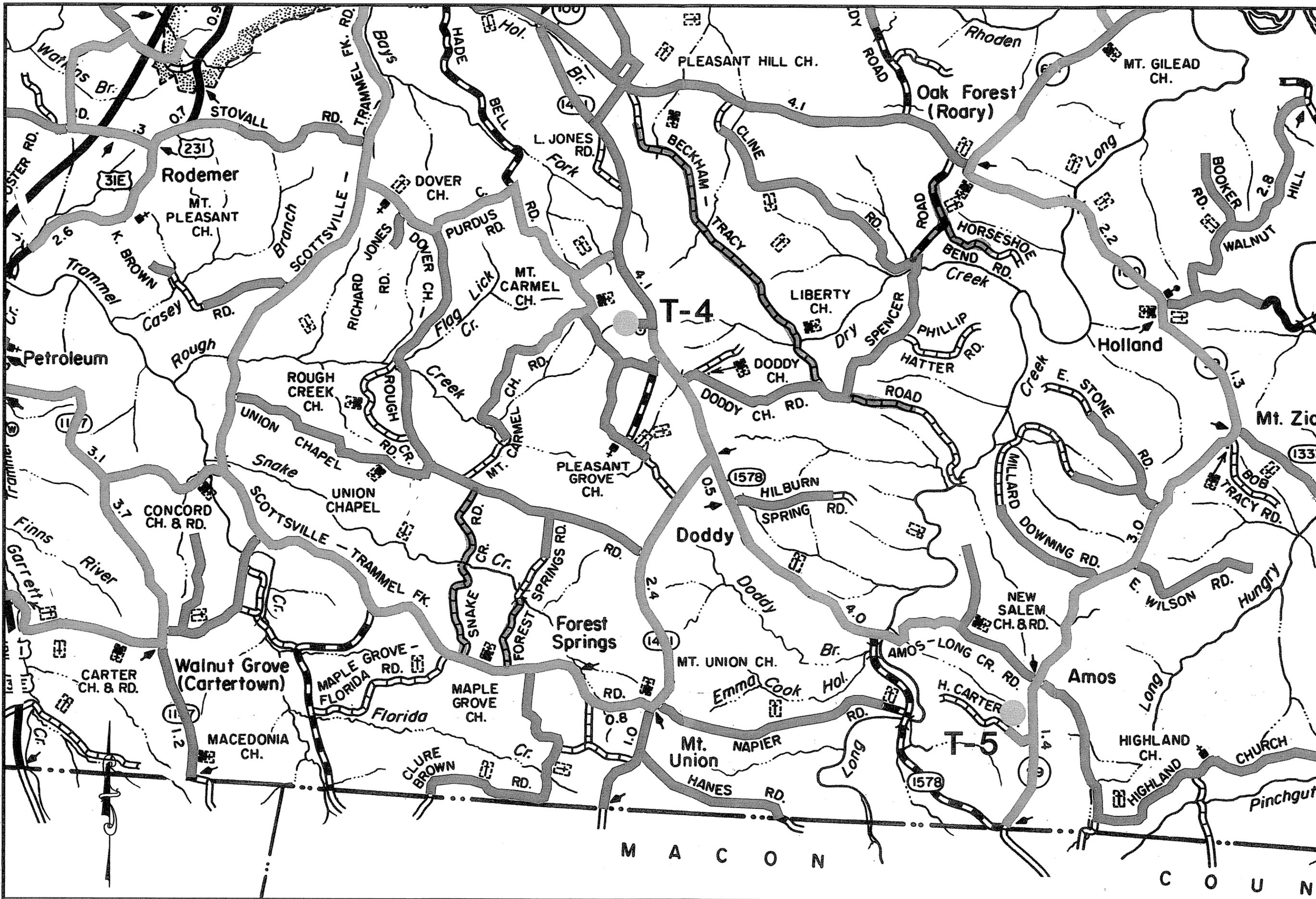
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 CHECKED BY: GJM  
 DATE: JULY, 2003  
 SCALE: 1"=4000'  
 REV:

**KENVIRONS, INC.**  
 FRANKFORT, KENTUCKY



PROJECT NO.  
 2003145  
 SHEET NO.  
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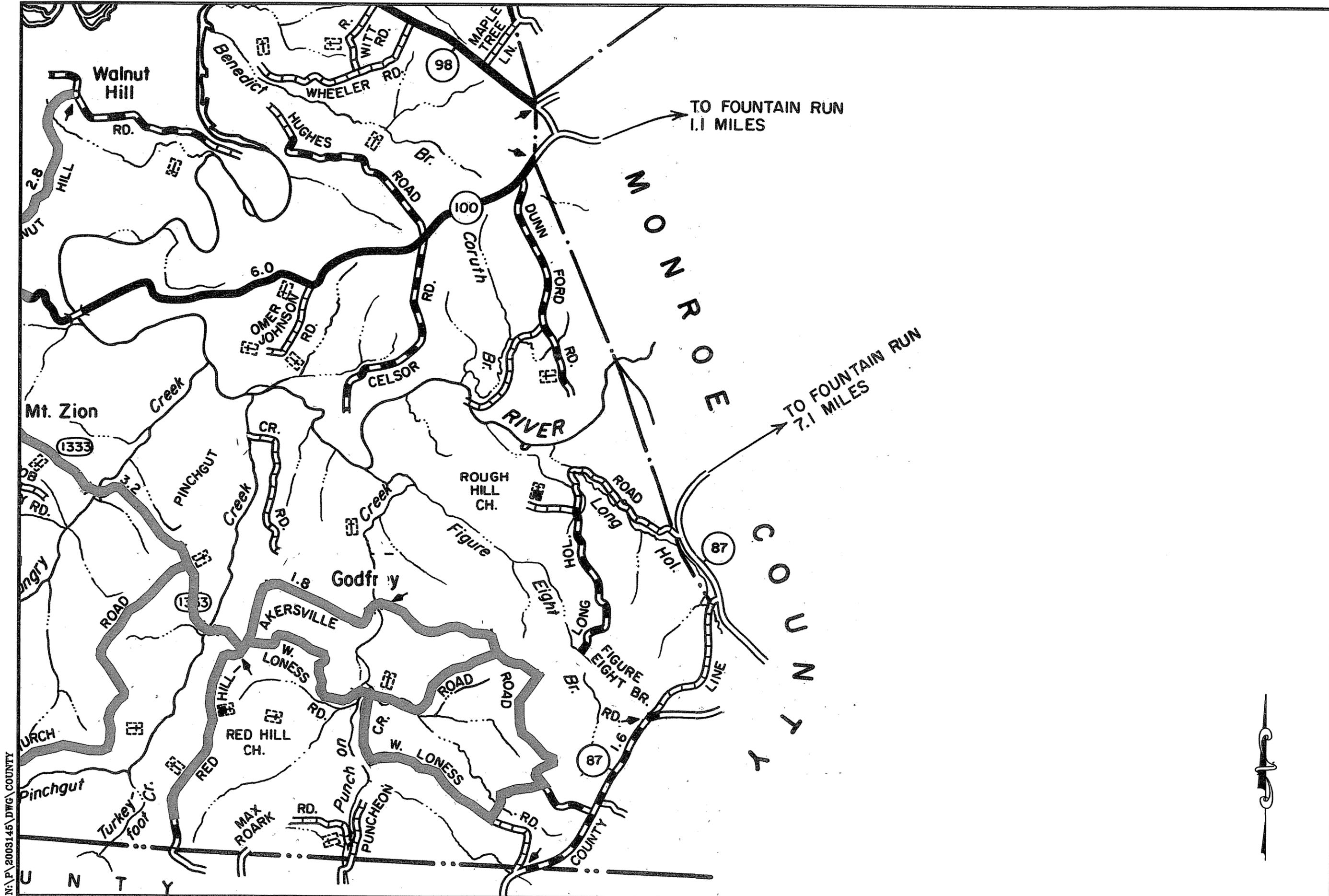
ALLEN COUNTY WATER DISTRICT  
 WATER SYSTEM MAP  
 ALLEN COUNTY, KENTUCKY

DRAWN BY: JEP  
 CHECKED BY: CFM  
 DATE: JULY, 2003  
 SCALE: 1"=400'  
 REV:

**KENVIRONS, INC.**  
 FRANKFORT, KENTUCKY



PROJECT NO.  
 2003145  
 SHEET NO.  
 7 OF 8



N:\P\2003145\DWG\COUNTY

**ALLEN COUNTY WATER DISTRICT  
WATER SYSTEM MAP  
ALLEN COUNTY, KENTUCKY**

DRAWN BY: JKP  
CHECKED BY: CFM  
DATE: JULY, 2003  
SCALE: 1"=400'  
REV:

**KENVIRONS, INC.**  
FRANKFORT, KENTUCKY



PROJECT NO.  
2003145  
SHEET NO.  
8 OF 8





ALLEN COUNTY COURT  
ALLEN COUNTY, KENTUCKY

IN THE MATTER OF THE ALLEN COUNTY WATER DISTRICT

ORDER APPROVING THE MERGER OF THE NORTH ALLEN WATER DISTRICT AND THE SOUTH ALLEN WATER DISTRICT INTO A NEW COMBINED DISTRICT NAMED "ALLEN COUNTY WATER DISTRICT" AND APPROVING THE EXPANSION OF THE BOUNDARIES OF SAID DISTRICT TO INCLUDE ALL OF ALLEN COUNTY EXCEPT FOR THE CITY OF SCOTTSVILLE AND CERTAIN SURROUNDING AREAS.

WHEREAS, on June 4, 1974, there was filed in the Allen County Court, a Joint Petition by the Commission of the North Allen Water District and the Commission of the South Allen Water District, petitioning this Court to order the merger of said two Water Districts into a new Water District to be known as the "Allen County Water District," and that the boundaries of said merged Water District be expanded to annex certain territory, so that said District will include all of Allen County, except the City of Scottsville and certain surrounding areas, as is more fully described in said Joint Petition in said Water District, and as set out herein, pursuant to sections 74.363 and 74.110 of the Kentucky Revised Statutes, and

WHEREAS, pursuant to proceedings duly held before the Public Service Commission of Kentucky, the merger of said two Water Districts and expansion of same was duly approved in Order entered by said Public Service Commission on May 22, 1974, which Order is now final, and

WHEREAS, on June 4, 1974, this Court entered an Order setting the matter for Hearing on July 8, 1974, at 9:00 A.M., C.D.T., and directing publication of Notice of Filing of said Joint Petition and of Notice of the Time of Hearing, and

WHEREAS, Notice of the filing of such Joint Petition in the Allen County Court and Notice of the Hearing as to same, was duly published in accordance with the provisions of KRS 74 and KRS 424 by publication in THE ALLEN COUNTY NEWS and in THE CITIZENS TIMES, on June 6, 1974, and on June 27, 1974, advising interested parties of the fact that they were afforded a period of 30 days after the first

publication of said Notice within which to file objections to said proposed merger and expansion, as set out in the Affidavits of Publication heretofore filed in this proceeding, and

WHEREAS, said 30-day period expired and said Hearing was duly held on July 8, 1974, without any objections being filed,

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

1. That this Court has found and does hereby find that it is reasonably necessary for the public health, convenience, fire protection, safety and comfort of the residents of the area embraced by the original North Allen Water District and of the area embraced by the original South Allen Water District, that such Districts be merged into a single District to be known as the ALLEN COUNTY WATER DISTRICT.

2. That this Court has found and does hereby find that it is reasonably necessary for the public health, convenience, fire protection, safety and comfort of the residents of said proposed new Water District and of the additional area described in said Joint Petition, that said District be expanded to include all of Allen County, except for the City of Scottsville and certain surrounding areas.

3. That this Court has determined that the territory sought to be included in said new merged Water District does not embrace any existing and incorporated City, Water District or other municipality, or any part thereof, other than the aforesaid two Water Districts being merged into the new Allen County Water District and the City of Scottsville, which is specifically excluded therefrom.

4. That it is hereby ordered that the North Allen Water District and the South Allen Water District be and the same are hereby merged into a new Water District to be hereafter known as the ALLEN COUNTY WATER DISTRICT.

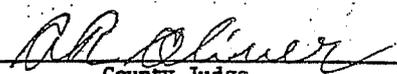
5. That it is hereby ordered that the boundaries of said new Allen County Water District be expanded to include all of the territory hereinafter described (subject to the exclusion therein mentioned), and it is further ordered that the following constitutes a description of the boundaries of said new merged Water District, viz., the Allen County Water District, as expanded in accordance with the terms of this Order:

ALL OF ALLEN COUNTY, KENTUCKY, except the City of Scottsville and except the area served by the Scottsville waterworks system, which EXCEPTED AREA is more particularly described as follows:

BEGINNING at a point in Ky. Hwy. 93, said point being the centerline of the bridge over Bays Fork Creek (Ky. Coordinates 154500, 1861400); thence, N 37° W 1.26 miles to a point in the U. S. Hwy. 31E, said point being the centerline of the bridge over Bays Fork Creek (Ky. Coord. 159800, 1877400); thence, N 86° 30' W 0.95 miles to a point, said point being the intersection of Ky. Hwy. 101 and Ky. Hwy. 1332 (Ky. Coord. 160100, 1872400); thence, S 67° 15' W 1.37 miles to a point in the Burnley Road, said point being at the intersection of a road to the northeast and being 0.5 miles north of the intersection of U. S. Hwy. 231 and Burnley Road (Ky. Coord. 153000, 1863300); thence, S 53° 30' W 0.73 miles to a point in the U. S. Hwy. 231, said point being the centerline of Big Branch Creek on U. S. Hwy. 231 (Ky. Coord. 154000, 1860200); thence, S 35° 30' W 0.38 miles to a point, in Ky. Hwy. 100, said point being at an intersection of a road to the South and being 0.5 miles east of Ky. Hwy. 100 and Andren McGuness Road (Ky. Coord. 150200, 1857500); thence, S 41° 30' E 1.57 miles to a point said point being the intersection of U. S. Hwy. 31E and 231 and the Louisville and Nashville R. R., (Ky. Coord. 144000, 1863000); thence, S 34° 45' E 1.64 miles to a point in the Ky. Hwy. 101, said point being at the intersection of a road to the north at a point where West Bays Creek leaves Ky. Hwy. 101 and being 1.7 miles from the intersection of U. S. Hwy. 31E and 231 and Ky. Hwy. 101 (Ky. Coord. 143200, 1871600); thence, S 77° 15' E 1.83 miles to a point in the Ky. Hwy. 1421, said point being the intersection of Ky. Hwy. 1421 and Jones Road and being 1.1 miles south of the intersection of Ky. Hwy. 100 and Hwy. 1421 (Ky. Coord. 141000, 1881300); thence S 82° 45' E. 3.27 miles to a point in Ky. Hwy. 100 said point being 0.2 miles east of intersection of Ky. Hwy. 100 and Hwy. 671 in Oak Forest Community, (Ky. Coord. 136800, 1898400); thence, N 65° E 0.84 miles to a point, said point being a cemetery (Ky. Coord. 139100, 1902800); thence, N 52° E 1.35 miles to a point, said point being the centerline of a side road at the top of a hill and being 0.7 miles northeast of Calvert Spring (Ky. Coord. 143500, 1908400); thence, N 11° 15' W 0.77 miles to a point in Ky. Hwy. 671 said point being 2.5 miles north of intersection of Ky. Hwy. 100 and Hwy. 671 (Ky. Coord. 147500, 1907600); thence, S 74° 15' W 1.32 miles to a point, said point being the junction of the south branch to Rhoden Creek and Rhoden Creek (Ky. Coord. 145600, 1900900); thence, S 29° 45' W 0.76 miles to a point in the centerline of a south branch to Rhoden Creek (Ky. Coord. 142100, 1898900); thence, S 80° 30' W 0.81 miles to a point, said point being the intersection of Ky. Hwy. 100 and Doss Canad Road (Ky. Coord. 141400, 1894700); thence, N 59° 30' W 0.37 miles to a point (Ky. Coord. 142400, 1893000); thence, N 64° W 1.44 miles to a point, said point being the fork in Bays Fork Creek (Ky. Coord. 145750, 1835150); thence, N 17° 45' W 1.13 miles to a point, said point being the centerline of the Bridge over Bays Fork Creek on Maysville Road (Ky. Coord. 151700, 1804250); thence, N 45° 30' W 0.76 miles to the point of beginning.

This Order is entered on this 30 day of September, 1974, shall be effective immediately and shall be filed by the County Clerk with all other records of the Allen County Water District (with appropriate references in and to the records of the original North Allen Water District and the original South Allen Water District) in the Allen County Clerk's office.

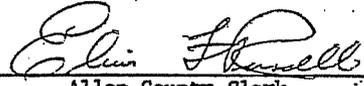
Entered on this 30 day of September, 1974.

  
County Judge

STATE OF KENTUCKY )  
COUNTY OF ALLEN ) SS

I, ELVIS F. RUSSELL, hereby certify that I am the duly qualified and acting County Clerk of Allen County, Kentucky, and I certify that the foregoing is a true copy of an Order of the Allen County Court approving the merger of the North Allen County Water District and the South Allen Water District into a new Water District to be known as the Allen County Water District, and the expansion of the boundaries of said new merged district to include all of Allen County except for the City of Scottsville and certain surrounding areas, as such Order was entered by the Allen County Court on September 30, 1974. I further certify that such Order has been duly recorded in my office and is of record therein in County Court Order Book 14, Page 582.

IN TESTIMONY WHEREOF, witness my signature and official Seal on this 30 day of September, 1974.

  
Allen County Clerk

586

ALLEN COUNTY COURT  
ALLEN COUNTY, KENTUCKY

NO. \_\_\_\_\_

IN THE MATTER OF THE ALLEN WATER DISTRICT

ORDER APPOINTING THREE WATER DISTRICT COMMISSIONERS OF  
ALLEN COUNTY WATER DISTRICT

WHEREAS, all necessary and proper steps have been taken to merge the North Allen Water District and the South Allen Water District into a new combined District named "Allen County Water District" and to expand the boundaries of said District to include all of Allen County except for the City of Scottsville and certain surrounding areas as set out in an Order entered in this Court on September 30, 1974, and

WHEREAS, KRS 74.020 provides that after the County Court has entered an Order creating a Water District, the Court shall appoint three Water District Commissioners from among the residents of the Water District,

NOW, THEREFORE, IT IS HEREBY ORDERED that the initial three Water District Commissioners, their addresses and their initial terms of office, effective on the date of entry of this Order, or until their respective successors are appointed, are as follows:

<u>Names of Water District Commissioners</u>	<u>Addresses</u>	<u>Initial Terms of Office from the Date of this Order</u>
1. O. T. Yates, Jr.	R #4, Scottsville, Kentucky	Four Years
2. H. Wayne Dunn	R #4, Scottsville, Kentucky	Three Years
3. David H. Read	R #4, Scottsville, Kentucky	Two Years

IT IS FURTHER ORDERED THAT each Commissioner shall execute a surety bond in the amount of \$250.00 to be approved by the County Court, and shall be sworn to faithfully perform the duties of his position.

IT IS FURTHER ORDERED that the question of salary for each Commissioner is deferred until a future time when this Court will be able to evaluate the matter more intelligently.

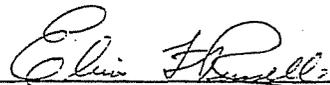
Entered this 30 day of September, 1974.

  
County Judge of Allen County, Kentucky

CERTIFICATE OF COUNTY CLERK

I, ELVIS RUSSELL, hereby certify that I am the duly qualified and acting County Clerk of Allen County, Kentucky, and that the foregoing is a true and correct copy of the Order appointing three Water district Commissioners of the Allen County Water District, as entered by the County Court of Allen County on September, 1974, as appears of record in County Court Order Book 14, Page 586, in my office.

IN TESTIMONY WHEREOF, witness my signature and seal on this 30 day of September, 1974.

  
Allen County Clerk

(Seal)



ALLEN COUNTY COURT  
ALLEN COUNTY, KENTUCKY

NO. \_\_\_\_\_

IN THE MATTER OF THE ALLEN COUNTY WATER DISTRICT

BOND OF WATER DISTRICT COMMISSIONERS

We, the respective undersigned duly appointed Commissioners of the Allen County Water District, as principals, and we the respective undersigned sureties for said principals, do hereby bind ourselves to the Commonwealth of Kentucky and to the Allen County Water District in the sum of Two Hundred Fifty Dollars (\$250.00), that the said respective Commissioners will faithfully perform their respective duties as Commissioner of said District and that each will respectively faithfully account for and pay over all income, revenues or other funds that come into his respective hands, or under his control by color or virtue of his office.

WITNESS OUR HANDS this 30 day of September, 1974.

[Signature]  
Commissioner

[Signature]  
Commissioner

[Signature]  
Commissioner

[Signature]  
Surety for above-named  
Commissioner

[Signature]  
Surety for above-named  
Commissioner

[Signature]  
Surety for above-named  
Commissioner

The foregoing Bonds of said Water District Commissioners are hereby approved and ordered filed in this Court on this September 30, 1974.

[Signature]  
County Judge

CERTIFICATE OF COUNTY CLERK

It is hereby certified that the foregoing is a true copy of the Bonds of the three Water District Commissioners of the above-named Water District, duly filed in my office on this 30 day of September, 1974, as appears of record in County Court Order Book 14, Page 588, in said office.

[Signature]  
County Clerk of said County

NO. \_\_\_\_\_

ALLEN COUNTY COURT  
ALLEN COUNTY, KENTUCKY

IN THE MATTER OF THE ALLEN COUNTY WATER DISTRICT

ORDER APPROVING AND FILING SURETY BONDS OF WATER DISTRICT  
COMMISSIONERS OF THE ALLEN COUNTY WATER DISTRICT; AND  
RECITING THE ADMINISTERING OF THEIR OATHS OF OFFICE.

There having been presented with this Order to the County Judge of Allen County, Kentucky, surety bonds executed by the three Water District Commissioners of the Allen County Water District, as principals, and by their respective sureties, upon the respective dates as follows:

A.	B.	C.
<u>Name of Water District Commissioner</u>	<u>Sureties of Respective Water District Commissioners</u>	<u>Dates of Execution of Surety Bonds</u>
1. O. T. Yates, Jr.	James H. Gillmore	9/30/74
2. H. Wayne Dunn	Pate Browning	9/30/74
3. David H. Read	Clarence Watkins	9/30/74

said surety bonds having been executed in accordance with the provisions of KRS 74.020(2), which bonds are for the faithful performance of the duties of such persons as Water District Commissioners of said District and as security for all income, revenues or other funds coming into the hands of such persons, or under their control, by virtue of their respective offices, and it appearing that each of said bonds is in the amount of \$250.00, as fixed by this Court, and is otherwise satisfactory,

IT IS HEREBY ORDERED that each of such bonds is hereby approved by the Allen County Court and by the County Judge of Allen County, Kentucky, who appointed each of said Water District Commissioners, and it is further ordered that each of said bonds is hereby filed in this Court.

STATE OF KENTUCKY, COUNTY OF ALLEN  
I, Beverly Calvert, Clerk of Allen County, do hereby certify that the foregoing is a true and correct copy of \_\_\_\_\_ as name appears on the records of the \_\_\_\_\_  
Given under my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_  
Beverly Calvert, Allen County Clerk  
By \_\_\_\_\_ D.C.

IT IS HEREBY FURTHER ORDERED that record is hereby made of the fact that on this day the oath of office of Water District Commissioner, as required and prescribed by Section 228 of the Kentucky Constitution and by Chapter 62 of the Kentucky Revised Statutes, was administered to each of said Water District Commissioners, and it is therefore declared and ordered that said three persons are now the duly qualified and acting Commissioners of the Allen County Water District.

Dated this 30 day of September, 1974.

*R. P. Oliver*  
County Judge of Allen County, Kentucky

CERTIFICATE OF COUNTY CLERK

I, ELVIS RUSSELL, hereby certify that I am the duly qualified and acting County Clerk of Allen County, Kentucky, and that the foregoing is a true copy of an Order entered by the County Court of said County on September 30, 1974, as appears of record in the County Court in County Court Order Book 14, Page 589, in my office, and that the surety bonds of said three Water District Commissioners set out above have been duly filed in said Court, as appears of record in County Court Order Book 14, Page 588, in said office.

WITNESS my signature and seal of office this September 30, 1974.

*Elvis Russell*  
Allen County Clerk

(Seal of County)



- 2 -  
STATE OF KENTUCKY, COUNTY OF ALLEN:  
I, Beverly Calvert, Clerk of Allen County, do hereby certify that the foregoing is a true and correct copy of Order as name appears of record in my office in CC Book 14 Page 589 Given under my hand this 11 day of FEB 1974.  
Beverly Calvert, Allen County Clerk  
By *Beverly Calvert*

**RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 3 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

3. Provide all documents of the Allen County Fiscal Court that address the most recent appointment to Allen District's Board of Commissioners of John H. Jones.

**RESPONSE:**

1. Attached is a certified copy of the Minutes of the Fiscal Court of Allen County, Kentucky, dated 09/12/2006, recorded in Fiscal Court Order Book No. 23, Pages 497-499, Allen County Clerk's Office. Certified by Beverly Calvert, Allen County Clerk. The portion of the minutes relating to the appointment of John H. Jones to the Board of Commissioners of the Allen County Water District is highlighted.

2. Attached is a certified copy of the minutes of the Fiscal Court of Allen County, Kentucky, dated 08/24/2010, recorded in Fiscal Court Order Book 32, Pages 829-835, Allen County Clerk's Office. Certified by Beverly Calvert, Allen County Clerk. The portion of the minutes relating to the appointment of John H. Jones to the Board of Commissioners of the Allen County Water District is highlighted. This is the meeting where the vote was 3 in favor of John H. Jones and 3 against John H. Jones.

3. Attached is a certified copy of the Order of the County Judge/Executive of Allen County, dated 10/08/2010 nunc pro tunc to August 27, 2010, recorded in County Judge Order Book 5, Page 480, Allen County Clerk's Office. Certified by Beverly Calvert, Clerk of Allen County. The portion of the Order relating to John H. Jones is highlighted.

4. Attached is a certified copy of the Minutes of the Fiscal Court of Allen County, dated 09/14/2010, recorded in Fiscal Court Order Book 32, Pages 854-863, Allen County Clerk's Office. Certified by Beverly Calvert Clerk of Allen County. The portion of the minutes relating to a successor to John H. Jones on the Board of Commissioners of the Allen County Water District is highlighted.

**Regular Meeting**

**September 12, 2006**

The Allen County Fiscal Court met in regular session on Tuesday, September 12, 2006 at 9:00 A.M. in the District Courtroom of the City-County Building with the following present: Magistrates Edward Isenberg, Franklin Hogue, Hollis Herald, Braddie Williams, and Roman Perry Jr.; County Attorney William Hagenbuch; Fiscal Court Clerk Melba Patrick; and County Judge/Executive Johnny Hobdy presiding.

Roman Perry Jr. made a motion to approve the minutes of the 8-22-06 meeting. Braddie Williams seconded the motion with the Court voting unanimous.

Sheriff Les Marsh appeared before the Court to report on his department's activities for August. He also informed the Court that the two individuals to be hired as new deputies has completed phase one of the POP certification. He stated that Deputy Woodard had left so therefore we would be hiring both of these deputies once they complete their certification. The Court reminded the Sheriff that they will need to sign the contracts before being hired.

Hollis Herald made a motion to approve the bills list as presented. Motion seconded by Franklin Hogue with the Court voting unanimous.

Braddie Williams made a motion, seconded by Edward Isenberg, to approve the firemen's pay for the month of August. Motion unanimously approved.

A motion was made to transfer \$10,000.00 from the General Fund to the Transfer Station Fund by Roman Perry Jr. Motion seconded by Franklin Hogue with the Court voting unanimous.

Judge Hobdy requested approval for the County to pay one-third of the School Resource Officers pay for the 2006-07 school year. The total amount of the County's share is \$14,885.61. Motion was made by Roman Perry Jr. and seconded by Hollis Herald with the Court voting unanimous. (See copy attached.)

County Clerk Beverly Calvert presented the Court with a certified copy of the 2006 County Tax Rates so they can print the tax bills. She informed the Court that the County has no control over the rates except theirs but they must record the copy in the minutes. Hollis Herald made a motion to accept the rates with Edward Isenberg seconding the motion. Motion unanimously approved. (See copy attached.)

Judge Hobdy presented the Court with a copy of the August Transfer Station report. (See copy attached.)

The Court gave second reading on an Ordinance placing a 30 mph speed limit on Oliver Street from the end of the city limits to Franklin Road. Motion was made by Hollis Herald, seconded by Franklin Hogue, with the Court voting unanimous. (See copy attached.)

Judge Hobdy informed the Court that the chipping and sealing had slowed down due to equipment torn up and the weather. He stated the equipment was fixed and they should complete, if weather permits, in couple of weeks. Judge Hobdy stated that Scotty's had began blacktopping in Allen County doing state and contracted roads.

Judge Hobdy informed the Court that the lake shore cleanup is this weekend. He stated the County usually sent one truck but they had requested two dump trucks this year. The Court agreed to send two trucks and drivers for the event.

Roman Perry Jr. requested the road viewers be sent to Caleb Court located off Franklin Road. He stated the road was approximately two-tenths long. The Judge will notify the viewers.

Jimmy Marsh, Animal Shelter Director, appeared before the Court to submit his August reports. (See copy attached.)

Mr. Marsh requested the Court's approval to hire additional help. He stated that since Matt Davis has returned to school he is only able to work 16-17 hours each week. He wished to re-hire Kristie Kilmon to fill in the 15-18 hours that Mr. Davis was unable to work since she is already trained. Motion was made by Franklin Hogue, seconded by Roman Perry Jr., to approve the hiring. Motion unanimously approved.

Mr. Marsh informed the Court that they were joining Sam's Club in order to receive free cat and dog supplies. He also stated they were taking some dogs to the Shelter in Bowling Green and they were able to adopt the animals out. He stated it was better to take the animals there then to euthanize them. It was also discussed about sending another employee to the school to be taught how to euthanize the animals. He stated we started out with two employees and one has quit so he wanted to fill that training position with one of the current employees. The Court agreed to table this matter until the new Court takes office in case they wished to change anything then the County wouldn't be out the expense.

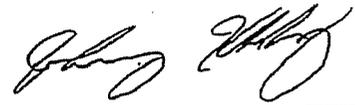
Judge Hobdy recommended to the Court the reappointment of John Jones and Joe Young to the Allen County Water District Board for a four year term. Roman Perry Jr. made a motion to reappoint John Jones. Edward Isenberg seconded the motion with the Court voting unanimous.

Franklin Hogue made a motion to reappoint Joe Young to a four year term at the Water District. Hollis Herald seconded the motion with the Court voting unanimous.

John Jones with the Allen County Water District reported to the Court on the updates on the lines being laid in Allen County.

Judge Hobby informed the Court that the next meeting would be September 26 at the Meador Volunteer Fire Department.

Motion was made by Franklin Hogue to adjourn the meeting at 9:33 A.M. Hollis Herald seconded the motion with the Court voting unanimous.



County Judge/Executive

STATE OF KENTUCKY, COUNTY OF ALLEN

I, Beverly Calvert, Clerk of Allen County, do hereby certify that the foregoing is a true and correct copy of Franklin Hogue's minutes as same appears of record in my said Office in Book 22 Page 410 Given under my hand this 1 day of Feb 11

Beverly Calvert, Allen County Clerk  
By Constant .D.C.

The Allen County Fiscal Court met in Regular Session at 7:00 P.M. on Tuesday, August 24, 2010 at the Halifax Volunteer Fire Department with the following present; Magistrates Dennis Harper, Danny Rutheford, Gary Horne, Rickey Cooksey, and Roman Perry, Jr., County Attorney Bill Hagenbuch, Fiscal Court Clerk Sarah Constant with County Judge Executive Bobby Young presiding.

HEAVY EQUIPMENT COMMITTEE MEETING

Prior to the regular meeting the Heavy Equipment committee met with members Dennis Harper, Rickey Cooksey and Roman Perry, Jr. present. The committee discussed checking on the salt spreaders and snow plows to see if they need to be repaired or if parts were needed. No further action was taken.

APPROVE MINUTES OF AUGUST 10, 2010 REGULAR MEETING

Motion made by Roman Perry, Jr. seconded by Gary Horne to approve the minutes from the regular meeting on August 10, 2010. Motion unanimously approved.

APPROVE BILLS LIST

Roman Perry, Jr. asks Sam Carter about the bill to Kentucky Auto Brokers on car 21 for \$748 what was that all about. Sam Carter said he hit a deer and we didn't turn it in on insurance because it was cheaper. Rickey Cooksey said every time we take a hit it makes the premiums go up. Motion made by Rickey Cooksey seconded by Danny Rutheford to approve the bills list. Motion unanimously approved. (See copy attached)

APPROVE MEN AND WOMEN WORK RELEASE REPORT

The next item is to approve the Men and Women Work Release Program, it wasn't ready last time. Rickey Cooksey ask how is Freda doing. Judge Young said she is doing better and she wants to come to work but she is not ready. Danny said she told me the other day she is ready but the doctor won't allow her to. Junior said I think she has three more treatments. Motion made by Dennis Harper seconded by Rickey Cooksey to approve the Men and Women's Work Release Program for the month of July. Motion unanimously approved. (See copy attached)

APPROVE FORM FOR BUDGET CUMULATIVE QUARTERLY REOPRT & ANNUAL SETTLEMENT FOR CALENDER YEAR 2010 SUBJECT TO STATE AUDIT

I have got two things for the Sheriff. One is tax settlement subject to state audit and the other one is the quarterly report and annual settlement for the

calendar year 2010. I do need a vote on it. Motion made by Roman Perry, Jr. seconded by Rickey Cooksey to approve the cumulative quarterly report and annual settlement for calendar year 2010. Motion unanimously approved. (See copy attached)

TAX SETTLEMENT

The tax settlement does not have to have a vote on it, is that right? Bill Hagenbuch said yes you have to vote on it and put it in the books subject to an audit. Sam said and once you do that I need to book number and page so that I can get my quietus to start collecting taxes. Motion made by Rickey Cooksey seconded by Danny Rutheford to approve the Sheriff's Tax Settlement subject to state audit. Motion unanimously approved. (See copy attached)

APPROVE ON FIRST READING A FRANCHISE AGREEMENT WITH NCTC

Bill Hagenbuch told the court they came to the meeting at East Allen and we voted to approve it but we never had a second reading. Motion made by Dennis Harper seconded by Rickey Cooksey to approve on first reading a Franchise Agreement with North Central Telephone Company. Motion unanimously approved.

APPROVE A MEMBER TO BOARD OF COMMISSIONERS ALLEN COUNTY WATER FOR A FOUR YEAR TERM JOHN JONES BEGINS SEPTEMBER 29, 2010

My recommendation to the board is John Jones and that term would begin on 09/29/2010. Motion made by Roman Perry, Jr. seconded by Gary Horne to appoint John Jones to the Board of Commissioners Allen County Water for a four year term. Roman Perry, Jr., Gary Horne, and Bobby Young voted aye and Dennis Harper, Rickey Cooksey, and Danny Rutheford voted nay. Judge Young said we are going to call that three and three and I will have a new person at the next meeting. I will recommend a new person at the next meeting.

APPROVE A MEMBER TO BOARD OF COMMISSIONERS ALLEN COUNTY WATER FOR A FOUR YEAR TERM JOE YOUNG BEGINS SEPTEMBER 30, 2010

My recommendation to the board is Joe Young and he has served one term and the term will begin on September 30, 2010. Motion made by Danny Rutheford seconded by Rickey Cooksey to appoint Joe Young to the Board of Commissioners Allen County Water. Dennis said once again we are back to not looking at districts and trying to get one from each district. Joe Young is a fine man and does a great job and I am in agreeance that Joe Young needs to stay on the water board I think he has good sense, good business sense and I would be in favor of keeping Joe Young on the water board. Motion approved with 5 ayes and Gary Horne voting nay.

### UPDATE ON FLOOD DAMAGE

About two weeks ago I got a call to come into the office and the man that was working, had been working for about three or four weeks said I have got some bad news, I have to have back surgery this Friday and I am going to be out for awhile. We will let it sit still or a new man will come in. The next week a new man come in, a young man named Daniel and he has picked up where Jerry has left off, the man's name was Jerry that was there before. He says it is going to be the last of September before he is through with everything. To give you an idea at the total if we do all the bridges that were damaged we are going to be out \$475,000 less what we get back from FEMA. I understand FEMA has made a new thing where they give you 90% instead of 80% and that is split between the state and the county. That is kind of an update of where we are going. I passed out also a bridge with four options to look at and I have got the state working on it and I have got two bridge contractors coming in Friday to try to give us some lead way on what we need to do and an estimate on what it is going to cost to do it. It is something I don't know it is that bridge down there at Trammel Creek that is hollowed out. When they filled it up before instead of filling it up with concrete they filled it up with creek gravel and when the pipe busted out the bottom the water got under there and it has just hollowed the whole thing out. What we have got on there now is a slab extended from one side of the creek to the other just by them little forty five angle ends where the pipe was. We have got a thirteen ton limit on it and one lane traffic to try to keep the trucks and heavy equipment off of it cause one of the 80,000 or 90,000 pound vehicles goes across it he is going to be sitting in the creek. Junior ask about the O'Neal Bridge. Judge Young said I can bring that up now.

### RESOLUTION 08/24/2010

We need to approve a resolution adopting and approving the execution of a rural secondary program between the Allen County Fiscal Court and the Commonwealth of Kentucky Transportation Cabinet, Department of Rural and Municipal aid and accepting all roads and streets referred to therein as being a part of the county road system authorizing the Judge to sign all documents. There will be two memorandums of agreement one is for O'Neal creek. The state has already agreed that we can cover that in the emergency funds and get 80% of it and I have also got it turned in for FEMA and the state says if FEMA pays for it, which is the best for us, we just have to reimburse the state the money we were out on that bridge. The other part of that was the flex funds was suppose to be approved today but he never called me back. We did 3/10 of a mile on Wade Lane in District 5 and they caught it when it come up and I don't know how we ended up doing it this spring so we needed 3/10 of a mile in district 5 to fulfill our total flex dollars we are going to get and he let us go ahead and file 3/10 of a mile on Calvert Road extending that. We already had it sit up to do 57/100 so now we are going to do 87/100 of Calvert Road. That was the two MOA's. Motion made by Roman Perry, Jr.

seconded by Gary Horne to approve resolution 08/24/2010. Motion unanimously approved.

TRANSFER OF CASH

Motion made by Danny Rutheford seconded by Gary Horne to approve the transfer of \$20,000 from the General Fund to the Jail Fund and \$8,000 from the General Fund to the DES Fund. Motion unanimously approved.

APPROVE HIRE OF TEMPORARY ANIMAL SHELTER JOHNATHAN CARTER

We need to hire a temporary Animal Shelter employee, we had one quit, the young man out there quit and took a job at Dollar General and left us just right in the middle of the day or didn't come in the next day. We had a guy that had been out there and donated a lot of time out there named Jonathan Carter and he said he would like to have the job and he passed a drug test, he has been volunteering out there. Motion made by Dennis Harper seconded by Danny Rutheford to approve the hire of Jonathan Carter at the Animal Shelter as a temporary employee. Motion unanimously approved. (See copy attached) Judge Young said his rate of pay will be \$7.25.

PAYROLL AUDIT

The payroll audit was handed out for information only. (See copy attached)

BILL FOR GARY PETTY

Judge Young said I have one other thing that we need to bring up; Gary Petty is a member of an Association for the EMA Emergency Management People. He has asked that we include his membership on \$100 to keep him a membership with Emergency Management. Motion made by Dennis Harper seconded by Gary Horne to approve payment of \$100 for a membership to the Emergency Management Association. Motion unanimously approved. (See copy attached) Gary Petty said it is the Kentucky Emergency Management Association. It includes three people which will include me, Judge Young and one other person that we will appoint; it is a 12 month membership.

TREASURERS REPORT

The Treasurer's report was handed out for information only.

SPEED LIMITS IN COUNTRY RAILING

Danny Rutheford said I have got one question Bill and you need to answer this, Mitchell Lane is in Country Railing, Mitchell Lane is a city maintained street but there are voters that are in the county that live on that road. Do we have the authority to set a speed limit since we technically do not maintain it even though

people vote in my district? Bill Hagenbuch said as long as it is on the county  
I said that was what I was thinking put it on the county side and actually  
use on that road votes in the county but it is a city maintained street. Don't  
why. These are all in Country Railing, we talked the other day about Parker  
I went and looked back the book that Beverly prepared for us that tells us  
ordinances that have been made and I took the ordinance book and went  
it again through what she had and I can only find where these were took  
county system. Parker had a 25 which we started on first reading at the last  
, Marcrum already has a 25 and it has been passed for a significant amount  
Motion made by Danny Rutheford seconded by Rickey Cooksey to post a  
speed limit on the remaining county maintained roads in Country Railing  
ing Brent Lane, Matt Drive, Megan Lane, Maranda Lane, Mitchell Lane  
atha Drive on first reading. Those are all in Country Railing and they do  
e a posted speed limit as of today. Once you come off of Parker and once  
e off of Marcrum from that point back except there is two little bitty spurs  
at but I think one of them may be Denise, that is not in the county system as  
and there is another one down at the bottom and I don't know if it even has a  
anging on it but there is not a house on that one. Motion unanimously  
ad.

#### PEARSON'S RAISE

Gary Horne said we need to bring up some money, we need to see if we can  
my Pearson some more money out there where Bubby is at, see if we bring  
get a little bit more for him. Judge Young said what are you talking about.  
id about fifty cents to a dollar. Judge Young said now be specific. Gary  
aid seventy five cents. Roman said I thought they said forty nine cents  
ring it up to eleven. Judge Young said you want him brought up to \$11.00.  
ask was this not all handled in the budget? Judge Young said we brought  
even with the other temporary guys that were working and we put him on  
e and gave him all his benefits and retirement. He is making the same thing  
ther two drivers are that are running the tractors out on the road. Dennis  
as out at the Transfer Station and had a chance to talk to Bubby about this,  
he is great he is now taking care of the Recyclables and doing good job with  
I I think he deserves to be up to \$11.00. I will second Gary Horne's motion.  
said I think it was just a misunderstanding we thought that was where we  
tting him to start with, or I did. Danny said that is why I am questioning it  
I thought the whole raise in the budget to cover where he was supposed to  
court said it was just a misunderstanding. Danny said ultimately the  
can handle the difference. Judge Young said if we can't we can lay  
dy off right before the end of the year; I mean we can handle it that way.  
said no offense to Timmy but I thought it was done and they started saying  
ed another raise, I thought he was satisfied with what he got and I don't

tand why he is getting a raise mid-stream. Dennis said he was not satisfied hat he got; it was a misunderstanding in where he wanted to be and where he up being. Rickey said he wanted to be where the other guy that used to be Motion made by Gary Horne seconded by Dennis Harper to raise Timmy n's rate of pay to \$11.00. Motion unanimously approved.

#### CLING MEETING

Dennis Harper said next Tuesday at 5:30 at the Transfer Station we will be having a recycling meeting, me and Rickey will be there for sure and we are going to meet with Bubby and talk about the equipment that is coming in and talk about the grant we already have the trailer ordered. The trailer will not be like the other trailers it will be a trailer that accommodates only cardboard and plastic. They said everyday at Food Lion they have to dump the trailer. The cardboard and plastic fills up every day. The paper they have contacted a company that brings them a trailer they fill up boxes and put it on the trailer and when the trailer gets full they come and pick it up we are not having to transport paper. So next Tuesday at 5:30 if anyone wants to come out we would be glad to have you we have two compactors to buy and we have two open tops. Danny ask are we going to consider that a recycling committee meeting. Dennis said yes.

#### AR GENERAL SIGNS

Dennis said we have talked before at the last night meeting about talking to y about getting some big Dollar General signs to put up to direct this traffic. keep these trucks from making wrong turns; I know we can't stop them all mebody needs to talk to the mayor. Judge Young said I have talk to the and Planning Gary Mathis and told them that it would okay if we put them d the transmission place and he is trying to work on it because they have taken f signs down that was in town on the city streets and I don't know if they are to go along with it or not but they are familiar with it. Dennis said well when e those tractor trailers trying to turn around at Jackson Avenue. It is going to ress.

#### L AT DUMP

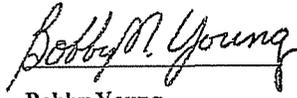
Dennis said one other thing the big wall at the Transfer Station where they at is something, I know you are aware of the problem, but something is going e to be done about that because it is already through the dirt in some pretty humps, it is going to fall over. I don't know if we need to get George Sullivan. y said I was going to tell you the other day; you were going to holler at them. is said and Gary Brown come out and bid that.

GRANT INFORMATION

Dennis Harper said one other thing, there is a grant out now, he has a copy of it, that we are eligible for from the tornado. Danny said it is under the emergency money, me and Shane are going to get together and see what we can do. Shane said it is due September 15. Danny asks if there was anything out there that we didn't use before from FEMA. The state has offered this money from the Department of Local Government. Shane went into details on the grant information. It is broken down into affordable housing rehab, public facilities, infrastructure and public services and some community development money. There is also money for any house trailers out there to put a foundation under them or tie down straps. Danny Rutheford discussed the phone system that the court had talked about. I wonder if we could spin it off into that and do a county wide calling system because warning sirens would be the only thing. Shane Britt told more specifications about the requirements and the amount of money that was available for each category of the grant. Danny said if we can get into the calling system everybody in the county is going to benefit from it. Shane said there are only 23 counties in the category. The court talked about this matter further.

ADJOURN

Motion made by Roman Perry, Jr. seconded by Gary Horne to adjourn at 7:33 P.M. Motion unanimously approved.



Bobby Young  
County Judge Executive

STATE OF KENTUCKY, COUNTY OF ALLEN  
I, Beverly Calvert, Clerk of Allen County, do hereby certify that  
the foregoing is a true and correct copy of FC Minut as same  
appears of record in my said Office in FC Book 32 Page 835  
been under my hand this 1 day of Feb 11  
Beverly Calvert, Allen County Clerk  
Monstant

COMMONWEALTH OF KENTUCKY )  
 ) ORDER OF THE COUNTY JUDGE/  
 ) EXECUTIVE OF ALLEN COUNTY  
 COUNTY OF ALLEN )

The current members of the Board of Commissioners of the Allen County Water District are as follows:

	<u>TERM: KRS 74.020(1)</u>
JOHN H. JONES	09/30/2006 - 09/29/2010
DOUGLAS McCLURE	9/29/2005 - 09/29/2009
BOBBY CARTER	08/15/2006 - 08/14/2010
JOE YOUNG	09/30/2006 - 09/30/2010
TRACY OLIVER	08/12/2007 - 08/12/2011

At its regular meeting on July 27, 2010, Hon. Bobby Young, County Judge/Executive nominated Bobby Carter for another four-year term as a Commissioner to the Allen County Water District extending from 08/14/2010 to 08/14/2014. The Fiscal Court of Allen County then approved the recommendation of the County Judge/Executive by a vote of 5 ayes and 1 nay.

At its regular meeting on August 24, 2010, Hon. Bobby Young, County Judge/Executive nominated Joe Young for another four-year term as a Commissioner to the Allen County Water District extending from 09/30/2010 to 09/30/2014. The Fiscal Court of Allen County then approved the recommendation of the County Judge/Executive by a vote of 5 ayes and 1 nay.

At its regular meeting on August 24, 2010, Hon. Bobby Young, County Judge/Executive nominated John H. Jones for another four-year term as a Commissioner to the Allen County Water District extending from 09/30/2010 to 09/30/2014. The recommendation was put to a vote and there were 3 ayes and 3 nays. The County Judge/Executive announced that his recommendation had not passed and that he would proceed as set forth in KRS 74.020(4).

WHEREUPON, came BOBBY CARTER and executed bond in the sum of \$500.00, the amount set by the County Judge/Executive, with Eva Carter, as surety, AND JOE YOUNG executed bond in the sum of \$500.00, the amount set by the County Judge/Executive with Dustin Stovall, as surety, for the faithful performance of their duties as said Commissioner for the Allen County Water District. Said bonds are approved by the undersigned, County Judge/Executive, and each Commissioner took the oath of office as prescribed by law.

This 8 October 2010 nunc pro tunc to August 27, 2010.

*Bobby M. Young*  
 Hon. Bobby Young  
 County Judge/Executive of Allen County

DOCUMENT NO: 00179024  
 RECORDED: October 08, 2010 02:19:26 PM  
 TOTAL FEE: \$0.00  
 COUNTY CLERK: BEVERLY CALVERT  
 DEPUTY CLERK: JENNIFER LAW  
 COUNTY: ALLEN COUNTY

ALLEN COUNTY  
 CO5 Pg 480

BOOK: C05 PAGES: 480 - 480

STATE OF KENTUCKY, COUNTY OF ALLEN  
 I, Beverly Calvert, Clerk of Allen County, do hereby certify that the foregoing is a true and correct copy of order as same appears of record in my said Office in CO Book 5 Page 480.  
 Given under my hand this 1 day of FEB 2011  
 Beverly Calvert, Allen County Clerk  
 By Donal Constant

Regular Meeting

September 14, 2010

The Allen County Fiscal Court met in Regular Session at 9:00 A.M. on Tuesday, September 14, 2010 in the Allen County District Court Room with the following present; Magistrates Dennis Harper, Danny Rutheford, Gary Horne, Rickey Cooksey, and Roman Perry, Jr., County Attorney Bill Hagenbuch, Fiscal Court Clerk Sarah Constant with County Judge Executive Bobby Young presiding.

ROADS AND BRIDGES COMMITTEE

Prior to the regular Fiscal Court meeting the Roads and Bridges Committee met at 8:30 with Roman Perry, Jr. and Dennis Harper present. Allen County has had bad luck as far as Roads and Bridges are concerned and they are recovering as fast as possible and they should be in good shape by late fall. They ask that everyone be patient with them while they are recovering.

PRESENTATION OF CODE RED WEATHER WARNING BY KURT STEIER

First thing we have on the agenda is the discussion of Code Red which is a warning device for the county and Kurt Steier is going to give us a little information about code red. Kurt presented the court with the information about Code Red, he said it is a community notification service that does telephone, text and email notification to residents and business. We made our first phone calls in 1998 in the Florida wildfires; we have grown where we now work in every single state providing Code red service to cities and counties throughout the nation. We are the largest provider of this service and we were also the first company to go web based. We own and operate the infrastructure. We had to build something that was extremely fast, the three things that our clients ask us to do they said we want it easy to implement and we want it easy to operate and we want it to perform. When we are talking about emergency situations we want speed. Mr. Steier showed everyone how the system works. This system can be utilized for several different situations. There are three ways to launch calls, by geography, data list and then geography and list. Mr. Steier demonstrated how to launch a call. We can launch a client up pretty quickly. You can look by town, address and intersections there are a lot of different ways. You can submit the job for later; you can pre record the data. We keep a history file for every single thing that goes on. You can exclude an address if you want to. Mr. Steier launched the call and the system called thirty six numbers and several of those were in the court room at that time. Our system will recall three times if it didn't connect to. The caller id number that you see is what we call universal Annie, if you call that number back you can hear a time stamp and what the message was about. You can call by street level if you want. Fire departments are using it for the paging methods as well. We have three different servers that our system accesses. One is in Dallas, Atlanta and Chattanooga. Typically we can

deliver about 1,000 thirty second messages a minute for a community of this size. We actually built this system for cities and counties from the ground up. The other part of this is the data; we do a whole lot to keep this data fresh. We provide you with white page data, which is your phone book that we update every two months. We provide data which is consumer records about 175 million records nationwide. There are some cell phones and some unlisted numbers and we purge everything together. We update the data for you every two months. We provide a community enrollment package. Once it is all sit up we will do an all call into the community for three reasons to look at the data and clean it up, let people know that code red is available and encourage people to sign up so it builds up the data base. Code Red can be utilized for about anything. Weather is another thing and the system can be used to let people know about an ice storm, etc. Code Red Weather Warning will monitor the National Weather Service and if they issue a tornado warning, flash flood warning or severe thunderstorm warning the system will look at latitude, longitude and look at the polygon and look at those households and will send out the appropriate call to those households. On the sign up page the residents can actually sign up for what they want. The thing about Code Red Weather is the residents have to opt in for those phone calls, they may go out in the middle of the night. The Code Red Weather Service is the only service that we have that is an add on. We have a 98% renewal rate. All of our messages are delivered in full and we have 24/7 customer support. We are the one place if you have an issue we take care of it right away. Pricing as far as code red is concerned there are three components using the system which is always up and running and includes everything you would need to make the call and then the only variable is the time that you use. We have a couple of pricing options, one is unlimited but I am going to recommend another plan, it also includes unlimited texting and unlimited email. We have a standard plan which gives you a bank of minutes based on your population and unlimited texting and unlimited email. The bank of minutes will roughly allow your county to call everyone in your county probably up to six or seven times a year. Normally in an situation they are confined to smaller areas. It is plenty I have never had anyone go over the minutes except a county in Florida during the hurricanes and they were declared a FEMA disaster area and they were reimbursed the cost. For you county based on 18,982 US Census population that is estimated in 2009 annual cost for Code Red would be \$9,100 and we give multiple pass codes to the system so you could have, we give up to 5 pass codes that could be utilized for multiple departments. The unlimited is \$13,540 I would recommend that you go with the standard that includes all the data and the mapping. As far as Code Red Weather Warning, if you get Code Red you can get Code Red Weather Warning for \$3750 additional if you want Code Red Weather Warning stand alone it is \$7500.00 Combined you are looking at \$12850. I have got proposals for everybody here. Danny asks about the chance that the database would be sold to telemarketers. Mr. Steier said no in our company we have a firm belief is the data used should never be

sold to the public. Rickey ask, since we live on the border line of another state if Sumner County has a tornado warning will it hit us too or only Kentucky. Mr. Steier said you saw the polygon area and if anybody in your county is in that polygon area they are going to get that call. Junior asks if they had this in any other county in Kentucky. Mr. Steier said yes we have Muhlenberg County, Rowan County, Bourbon County, Harrison County, Lawrence County, Bracken County. We actually have Stuart County in Tennessee. Junior said you don't have Warren or Simpson or Barren. Mr. Steier said no. Randy Stovall gave a testimonial on this, we saw a demonstration on this about two years ago and happy to say that the price has gone down. Myself, Chief Rutheford, Mike Cooksey and Donovan Spencer were given what you have signed up for and Donovan lived out on Brownsford versus me on the Bowling Green Road and there were times that he would get an alert or I would get an alert but not both depending on what section in the county. Also I have received more than one 4 am phone call. I had mine set up on my cell phone but it was targeted to my home address and I got one in Louisville one time. Mr. Steier said when we built Code Red Weather we monitored all the weather warnings for a year to make sure we could do this. We offer business data as well; you can call business as well. Bobby Young ask you can by the Code Red Weather Warning alone. Mr. Steier said that is an option. Randy Stovall said I think our 911 committee has looked at this primarily for the weather warning but one thing to look at and I love the technology and I would love to have something like that available for our citizens but it is an opt in program so unless a citizen opts in they are not going to get that weather warning. It would involve a pretty significant public service campaign. It might take us a year to get a significant number of people to sign up. Mr. Steier said typically in a community that has had a weather situation the sign up is significantly higher. Sam Carter said being on the 911 committee I think WBKO already has a thing where they can sign up and get a weather alert. My question is I do support something that we can control locally Gary Petty is our Emergency Management Director and they have weather spotters and for us to go into there ourselves. Mr. Steier said Gary you can set up all your weather spotters in the system. The more you think about it the Code Red system you can set up as many as you want. We continue to improve Code Red, once we lock our clients into a price we don't raise our price you are grandfathered in. Sam said my question is on the weather can we control that or is it only receiving from the weather National Service. Mr. Steier said you can use Code Red. Code Red Weather is controlled only from the National Weather Service. Danny Rutheford said Shane is looking at a grant right now that there is a possibility that we might can get some of this funding with that being said I would prefer that the 911 committee would recommend to us as the court what system they like. Mr. Steier said we have had a number counties and cities combine their efforts and funding. Dennis said I like the fact that you can use it for fire departments and the pagers cost us \$600 a piece and we go through several and if we can use the text. Mr. Steier

said they are using that a lot. Dennis said that way you have a text so that you can look and see where it is. Judge Young said Kurt we appreciate you coming in and we want to protect our county the best we can. Gary Petty said I feel like a lot of communities have outdoor warning systems and that is okay if you are close to them and we would be spending our money better to warn people when they are at home in their bed.

#### APPROVE MINUTES OF THE AUGUST 24, 2010 REGULAR MEETING

Motion made by Roman Perry, Jr. seconded by Gary Horne to approve the minutes from the regular meeting on August 24, 2010. Motion unanimously approved.

#### APPROVE BILLS LIST

There is one thing that is a double cost in there Sheriff's Department but we discussed that and it wasn't suppose to be but one. Motion made by Dennis Harper

seconded by Danny Ruthford to approve the bills list. Motion unanimously approved. (See copy attached) Roman said I would like to request that she break that down on which car gas goes to. Judge Young said that will be done.

#### SHERIFF'S REPORT

Motion made by Rickey Cooksey seconded by Dennis Harper to approve the Sheriff's Report for the month of June. Motion unanimously approved. (See copy attached)

#### PER DIEM PAY

Sam Carter said Judge I would like to bring up one issue about per diem where we are sending the guys out to Richmond and they have to wait a week or two to get their money and of course the way the economy is and what have you and the thing is they are scheduled to go to training and they have to go to training. I think they need their money up front it is hard for a family to spend a \$150 a week when we are sending them for training. Ya'll have already approved per diem per day and I would like for ya'll to pay them before they go and the only question in the past will be what if they don't go and we have paid them? They are a week behind on their salary so they are not going to get ahead of you. Roman asks is that going to be the same on meals. Sam said yes, they get \$30.00 a day I tell you what I have been doing, I personally have been writing them a check out of my money so they can go train for Allen County and then when they get the money they give me the check back. Roman said I don't see any problem with it. I don't see the problem with ya'll paying them up front and if something happens the training is canceled I am still monitoring it. Rickey said I thought we had been. Sam said we turn it in but they don't get their money until they get back. Danny said I thought they turn it in. Sam said I do turn it in before they go but they don't get their money until they

get back. Motion made by Dennis Harper seconded by Danny Rutheford to pay the deputies for their per diem training before they go if approved by the auditor. Motion unanimously approved. If they don't go you are holding their last week check. That will have to be checked out.

#### JAILER'S REPORT

Motion made by Danny Rutheford seconded by Roman Perry, Jr. to approve the Jailer's report for the month of August. Motion unanimously approved. (See copy attached)

Larry said I have a question on the cameras that we have over there. They are outdated and going out, we got a couple of bids from two different companies which were Startell and Comstar. Comstar was \$12,540 to replace what we got. Startell would do a little more. The judge came over and I showed him we need more cameras than what we got, we need some outside. People are bringing things and dropping them off, maybe we can catch them. We have got a dead spot in the control room there that we need one in the laundry room and we are going to put some outside and different places. With this bid here it is going to be a little more, Startell, they are replacing the cells and everything, which they have got to be done. Sometimes they have got to holler real loud and it is getting dangerous. Judge Young ask how many would you be adding. Larry said only about three or four. Judge Young ask what the price is on that. Larry said what he got of course he has not got the others added on that is \$12,630 but that was for inside the cells too, you are probably talking \$1500 or \$1800. Rickey said why don't you write a spec on what you need and we will get a couple of bids on it. The lights are out over there, it is darker than a dungeon over there. Larry is going to have that for the next meeting.

#### ANIMAL SHELTER REPORT

Motion made by Danny Rutheford seconded by Dennis Harper to approve the Animal Shelter report for the month of August. Motion unanimously approved. (See copy attached)

Rickey asks whoever is on call at night do they take the truck home or do they have to drive back to town. Buck said they come back to town to get it. Rickey said I think whoever is on call needs to take the truck home because I have talk to some of them and they drive back sometimes two and three times a night and I think that is a little. Buck said sometimes that works and sometimes it don't because if dispatch calls and you don't answer that phone they have two other numbers, when they want Animal Control they want Animal Control right then, they will leave a message but dispatch has three numbers where they can rotate our numbers. Just like yesterday I had just pulled in the driveway, I don't know if they called John or not. Rickey said I talked to him and like he said a lot of times he goes back in two or three times a night when you drive twelve miles or twenty miles a trip. Dennis asks

can we pay him mileage? Judge Young said we don't. Buck said we told him he can count his mileage driving back and forth but he has to keep a record of him doing it. That is one thing I do ask is that we have a record. Judge Young said why don't we try that for a little while. Rickey said I wouldn't drive back to town three times a night in the middle of the night for seven dollars an hour and nothing until you get there. Motion made by Rickey Cooksey seconded by Dennis Harper to pay mileage to whoever gets the call for the Animal Control. Motion unanimously approved. Everyone stated that is was the person's responsibility to keep up with the mileage and they must keep a log.

#### ROAD DEPARTMENT REPORT

Motion made by Roman Perry, Jr. seconded by Rickey Cooksey to approve the Road Department Report for the month of August. Motion unanimously approved. (See copy attached)

#### MEN AND WOMEN WORK RELEASE REPORT

Motion made by Danny Rutheford seconded by Gary Horne to approve the Men and Women's Work Release Report for the month of August. Motion unanimously approved. (See copy attached)

#### TRANSFER STATION REPORT

Motion made by Rickey Cooksey seconded by Roman Perry, Jr. to approve the Transfer Station Report for the month of August. Motion unanimously approved. (See copy attached)

#### APPROVAL OF BROWN CONSTRUCTION TO REPAIR CONCRETE WALL AT ALLEN COUNTY TRANSFER STATION

We need to approve a bid for the concrete wall at the Transfer Station. Brown Construction submitted a bid for \$6,833 to build a 92.4 foot by 3 foot 8 inches tall by 12 inch concrete with number 5 rebar with 12 inch centers each way. It has to be done. Motion made by Roman Perry, Jr. seconded by Gary Horne to approve Brown Construction to build a concrete wall at the Transfer Station. Motion unanimously approved.

#### 2ND READING 35MPH SPEED LIMIT ON ANTIOCH CHURCH RD 10-09

Motion made by Roman Perry, Jr. seconded by Gary Horne to approve ordinance 10-09 for a 35MPH speed limit on Antioch Church Rd. Motion unanimously approved. (See copy attached)

#### 2<sup>ND</sup> READING CHANGING CARTER BRANCH TO CARTER SPRINGS 10-10

Motion made by Danny Rutheford seconded by Rickey Cooksey to approve ordinance number 10-10 to change the name of Carter Branch Road to Carter

Springs Road. Motion unanimously approved. (See copy attached) The sign at the road is correct.

2<sup>ND</sup> READING ESTABLISHING 35MPH SPEED LIMIT ON JOHNSON RD 10-11

Motion made by Rickey Cooksey seconded by Danny Rutheford to approve ordinance number 10-11 establishing a 35MPH speed limit on Johnson Road. Motion unanimously approved. (See copy attached)

2<sup>ND</sup> READING ESTABLISHING 25MPH SPEED LIMIT ON PARKER LN 10-12

Motion made by Danny Rutheford seconded by Gary Horne to approve ordinance number 10-12 establishing a 25MPH speed limit on Parker Lane. Motion unanimously approved. (See copy attached)

FLU SHOTS FOR COUNTY EMPLOYEES

We are requesting if we are going to do the flu shots this year. I gave all of you a copy of what they are going to cost. Everyone said we didn't get one. Judge Young said oh, I didn't I am sorry it is \$26.00 per person. Roman said I think they pay off. Danny said we have always done that and I think we should continue. Motion made by Danny Rutheford seconded by Roman Perry, Jr. to approve flu shots for the county employees. Judge Young said my question to you all is do we cover husbands and wives. Have we normally done that? Sarah Constant said we have always done family. Danny said I withdraw my motion and my second motion is I move we approve flu shots for the county employees. Dennis said let me ask a question, they have health insurance why can't they use that to pay for flu shots. Danny said that is true. Sarah said your health insurance covers it 100%. Danny said Dennis is right. Judge Young said the health insurance pays for it. The magistrates said call Doug and have that set up. Danny said in that case I scratch every motion that I made.

CERTIFY 2010 TAX RATES

Motion made by Rickey Cooksey seconded by Gary Horne to certify the tax rates for 2010. Motion unanimously approved. (See copy attached)

TRANSFER OF FUNDS

Motion made by Danny Rutheford seconded by Rickey Cooksey to transfer \$30,000 from the General Fund to the Jail Fund and \$20,000 from the General Fund to the Transfer Station Fund. Motion unanimously approved.

PAYROLL AUDIT

The payroll audit was handed out for information only.

UNITED WAY REQUEST

I have got one thing I would like to bring up, the United Way keeps sending me, and they want us to participate in contribution. Danny said it is still coming out of our checks if you signed up. Danny said they may just be wanting more. Rickey said they are probably wanting a county contribution. Roman asks what are they asking for. Judge Young said anything you want to give them. They wanted us to buy a table for a program for \$150.00 to eat lunch. Sam Carter said if I am not mistaken during the tornado the first person that showed up wanting to give us a check was the United Way. Motion made by Roman Perry, Jr. seconded by Gary Horne to approve purchasing a table for \$150.00 for the United Ways Bowling Green Boys and Girls Club. Motion unanimously approved.

CHAMBER OF COMMERCE BILL

I keep getting a bill from the chamber of commerce for a \$200.00 contribution for the Kentucky State Fair sponsorship. We didn't do that and for some reason they were running short of money and they sent us a bill wanting us to do that. It is up to you all. Danny said this is for the fair booth. Judge Young said yes, and as a matter of fact the Chamber of Commerce did come in number one in the state. Motion made by Danny Rutheford seconded by Gary Horne to pay the \$200.00 to the Chamber of Commerce for the State Fair Booth. Motion unanimously approved.

E OLD STATE ROAD 35MPH SPEED LIMIT FIRST READING

Motion made by Rickey Cooksey seconded by Gary Horne to approve on first reading a 35MPH speed limit on E Old State Road. Motion unanimously approved.

PERRYTOWN RD

Roman said I have got a question Perrytown Road is partially state and county and they are wanting a speed limit sign on it are we allowed to do that without getting permission. Judge Young said not on the state end. Rickey said you can do your part. Roman said I doubted that but I thought I would ask.

HARRISON SCHOOL ROAD

Sam said Harrison School Road does not have a speed limit sign. Rickey said it is on there but it is just gone. Sam said I don't think there is a speed limit, I called Mrs. Meador. Danny looked it up and there was a 35MPH speed limit posted on Harrison School Road and the sign had been stolen but they would get it back up.

LAW ENFORCEMENT CENTER

Rickey Cooksey said also the lights are out at the Law Enforcement Center. It is dark as a dungeon at night. Sam said they are off any way they would come on during the day and are off at night. Sam Carter is going to contact Miller and Young's to look at it and get a bid. Sam said 911 dispatch stays on me all the time about the monitor out front, they definitely need a new one. Rickey said why don't you get with Piper and have him put that in that bid.

TRICK OR TREATING 2010

Motion made by Danny Rutheford seconded by Rickey Cooksey for trick or treating to be held on Saturday October 30, 2010 and for everyone to be please be off the streets by 7 P.M. Motion unanimously approved. Of course we can't enforce that but we would recommend that.

PIPPIN BRANCH RD

Dennis said I have an entrance on Pippin Branch Road and they really don't have the funds to buy the steel pipe but they have a big plastic corrugated pipe, can they put that in. Judge Young said no. Roman said we passed a rule that we don't use them anymore. Dennis said there is an ordinance. Roman said no 12 inch or plastic. Dennis said no 12 inch plastic, okay.

ROAD DEPARTMENT WORKER

Dennis said I have a comment we have someone still off from the Road Department and I understand that he has been released for light duty I think we need to put him back driving an escort truck or something and take that guy out of the truck and put him working for the road. We are short handed anyway. Judge Young said I agree I have not seen a slip saying he was able to return to work. The girls haven't brought me one if they have brought it in. Danny said if it exists he needs to return to work because that is just costing us more in premiums. Judge Young said I will check in out.

CELL PHONE TOWER

Gary Petty I just want to bring the court up to speed, ever since we had the tornado in the Holland area our cell phone communications has been lacking because that area of the community is probably the least coverage. We have been working with Bluegrass Cellular for some time trying to get them to locate a tower out there in that area. I have met twice with them and in their 2011 schedule granted that the court approves it they are leaning at locating a cell site at our tower with us at the Mount Union tower site. Everything is going well, I am waiting on them to propose a contract to the court and I will forward that on to Bill and let him look at that. They will just go up our tower and use three sides, the only thing they

will want to do is put one of those eleven and half by twelve foot pre fab concrete buildings out there which is not intrusive at all and put their equipment in that. That way they have more security. One thing we would have to do is move the fence to encompass their building. Danny said I think it is a safety concern for everybody in that area. Gary said that is the only secure form of communication in our area and I will keep the court up to speed on that.

WATER DISTRICT BOARD

Rickey asks do you have our new guy for the water district board. Judge Young said no, not at this time. Rickey said I knew we had it in the minutes we would have a new person at this next meeting. Danny said we can revisit that I guess next time.

ADJOURN

Motion made by Danny Rutheford seconded by Rickey Cooksey to adjourn at 10:20AM Motion unanimously approved.



Bobby Young

County Judge Executive

STATE OF KENTUCKY, COUNTY OF ALLEN  
I, Robert Calvert, Clerk of Allen County, do hereby certify that  
the foregoing is a true and correct copy of Minutes as name  
of record in my said Office in FC Book 34 Page 84  
I have hereof my hand this 1 day of Feb 11  
Robert Calvert, Allen County Clerk

RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 4 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY

4. State the date on which the term of John H. Jones expired

**RESPONSE:**

- A. September 29, 2010

RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 5 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY

5. Provide all correspondence with the Allen County Judge/Executive regarding the expiration of the last term of John H. Jones.

**RESPONSE:**

There is no correspondence between the Allen County Water District and the County Judge/Executive regarding the expiration of the last term of John H. Jones. All communications between the Allen County Water District and the County Judge/Executive of Allen County are oral, either face-to-face or by telephone and there are no records of these communications.

**RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 6 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

6. List each contract that John H. Jones or Wayne Jackson has entered into with Allen District to provide goods or services. Provide a copy of each contract and the minutes of the meeting of the Allen District Board of Commissioners in which the contract was approved.

**RESPONSE**

There are no such contracts between John H. Jones with the Allen County Water District. There are no such contracts between Wayne Jackson with the Allen County Water District.

**RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 7 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

7. List each business transaction that John H. Jones or Wayne Jackson has entered into with Allen District in a personal or non-official capacity.

**RESPONSE:**

There are no business transactions in a personal or non-official capacity with John H. Jones and the Allen County Water District. There are no business transaction in a personal or non-official capacity with Wayne Jackson and the Allen County Water District.

**RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 8 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY**

8. List each family member of John H. Jones or Wayne Jackson that Allen District currently employs and the position that each family member holds. State the date on which each family member began his or her employment with Allen District.

**RESPONSE:**

John H. Jones has no family members employed by the Allen County Water District. To our knowledge, Wayne Jackson has no family members employed by the Allen County Water District.

RESPONSE OF THE ALLEN COUNTY WATER DISTRICT TO  
QUESTION NO. 9 OF APPENDIX B OF THE ORDER OF THE  
PUBLIC SERVICE COMMISSION OF KENTUCKY

9. List each family member of John H. Jones or Wayne Jackson that Allen District has previously employed and the position that each family member held. State the dates on which each family member began and ended his or her employment with Allen District.

**RESPONSE:**

None of the family members of John H. Jones have ever been employed by the Allen County Water District. To our knowledge none of the family members of Wayne Jackson have ever been employed by the Allen County Water District.



CERTIFICATION OF SERVICE:

I, Sue Carter, Office Manager of the Allen County Water District,  
do hereby certify that I have served the foregoing Responses by mailing  
true and correct copies to:

Public Service Commission of Kentucky  
10 Copies  
211 Sower Blvd.  
P O Box 615  
Frankfort KY 40602-0815

Hon. Johnny Hobdy  
Allen County Judge/Executive  
P O Box 115  
Scottsville, KY 42164

Allen County Fiscal Court Clerk  
(Ms. Sarah Constant)  
Allen County Courthouse  
201 West Main Street  
Scottsville, KY 42164

Mr. Bobby G. Carter  
Allen County Water District  
P O Box 58  
Scottsville, KY 42164

Mr. Wayne Jackson  
1893 Brownsford Road  
Scottsville, KY 42164

This 4 February 2011



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Sue Carter, Office Manager  
Allen County Water District