

Elliott Co. Treasurer
P.O. Box 710
Sandy Hook Ky. 41171

RECEIVED

MAY 28 2013

PUBLIC SERVICE
COMMISSION

May 20, 2013

Public Service Commission
P.O. Box 615
Frankfort, Ky. 40602-0615

Re: Case No. 2013-00149
Sandy Hook Water District

Dear Mr. Derouen,

Enclosed you will find a copy of the official minutes from the April 16, 2013 Regular Meeting held by the Elliott County Fiscal Court. I have marked the area in which the Sandy Hook Water District was discussed. The court voted unanimously to nominate Mr. Gary Atkins to serve as a member on the Sandy Hook Water District Board of Directors. Mr. Gary Atkins' mailing address and contact information is as follows:

Mr. Gary Atkins
173 N. Ky. 7
Sandy Hook, KY. 41171
Phone: 606-738-6111
Cell: 606-362-8855

If you have any questions concerning this matter, please call my office at 606-738-5821.

Thank You,



Heather Stevens,
Elliott Co. Treasurer

ELLIOTT CO. FISCAL COURT
REGULAR MEETING
APRIL 16, 2013

MINUTES

A REGULAR MEETING OF THE FISCAL COURT WAS HELD ON APRIL 16, 2013 AT 6:00 P.M. IN THE ELLIOTT COUNTY COURTHOUSE WITH THE HONORABLE JUDGE EXECUTIVE CARL FANNIN PRESIDING.

The meeting was called to order at 6:01 by the Elliott County Judge Executive Carl Fannin. The opening prayer and Pledge of Allegiance were led by Gary Sparks.

Those present were as follows: Billy Wilson Kathy Akdins
 Brian Dillon Robert Wright
 Gary Sparks James Salyers
 Angie Porter
Counsel: Hon. John D. Lewis, Jr.

Absent: None

A motion was made to approve minutes from the March 19, 2013 regular meeting by Billy Wilson and seconded by Robert Wright. All voted aye. None opposed. **Motion carries.**

A motion was made to approve minutes from the March 24, 2013 special meeting by James Salyers and seconded by Gary Sparks. All voted aye. None opposed. **Motion carries.**

A motion was made to approve list of prepaid and unpaid bills by Robert Wright and seconded by Billy Wilson. All voted aye. None opposed. **Motion carries.**

Mrs. Brandy Tussey, representative on behalf of the Youth Soccer League had submitted a letter to the members of the fiscal court expressing the soccer team's interest in making much needed reparations to the soccer field. Mrs. Tussey was present at this meeting to ask court members for the counties assistance in repairing the field. Mrs. Tussey informed the court that the soccer league was a non-profit group that served 200 kids who were currently enrolled in soccer. She further advised that this year, a soccer team player had been awarded a college scholarship to go on and play soccer at the collegiate level. She asked the court members to think of the advantages that other students/kids could have if they had a better field to play on. She also advised the court that if the field were in better condition they could host soccer tournaments that would promote business in Elliott County.

She further advised that she was very concerned about the soccer field being repaired, especially because a player had just suffered an injury while playing on the field. Several members of the soccer league were present to show their support and interest in repairing the field: the court room was full of parents, volunteers and even soccer players who wished to have the field fixed.

Mrs. Tussey said that the parents formed a line by holding hands with one another and did a thorough walk over of the field and noticed that the field was not level because of divots and potholes that were all over the field. The field was not smooth and level like it should be and needed to be filled in with field dirt and smoothed out. Mrs. Tussey advised the court that she believed Morgan County had some field dirt that they could use but that they would need the counties assistance in hauling the dirt.

After much more discussion concerning how exactly to repair the field, Robert Wright made a motion for the county to get with the members of the soccer league and to begin work on the soccer field as soon as the current spring soccer session was complete. Billy Wilson seconded the motion. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge the retyping of the ordinance for Big Cypress Road by Brian Dillon and seconded by Robert Wright. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge the Road Supervisor posting of each resolution at the road entrances and on the courthouse door by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

A motion was made to approve resolution for the application of funds from the land and water conservation fund to improve the interpretive stations at the Laurel Gorge by Brian Dillon and seconded by James Salyers. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge the annual budget for July 2013 through June 2014 for the Elliott County Conservation District by Robert Wright and seconded by James Salyers. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge the annual budget for July 2013 through June 2014 for the Elliott County Cooperative Extension Service budget plan by Robert Wright and seconded by James Salyers. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge of receipt of the Elliott County Sheriff audit report for April 16, 2011 through April 16, 2012 tax settlement by James Salyers and seconded by Billy Wilson. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge receipt of the Elliott County Sheriff audit report for year end 2011 by Billy Wilson and seconded by James Salyers. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge Thyssenkrupp Elevator contract for the county. We currently pay about \$3,300.00 per year for maintenance. DC elevator has submitted an offer to our office offering to do the maintenance on the elevator for only \$1,620.00 per year. Since the contract with Thyssenkrupp read that it was not up until 2014, the magistrates asked that a letter be sent to Thyssenkrupp informing them that we had been offered a great rate and if they could beat the price we could keep their services, but if not then we would probably have to cancel our contract renewal. The motion was made by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge and discuss Kentucky Heritage Land Conservation fund grant program by Robert Wright and seconded by Billy Wilson. All voted aye. None opposed. **Motion carries.**

A motion was made to approve the Treasurer, Sheriff Dept, and Laurel Gorge monthly report by James Salyers and seconded by Robert Wright. All voted aye. None opposed. **Motion carries.**

A motion was made to acknowledge Elliott County Ambulance Service quarterly report by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

A motion was made to approve engagement letter for the state to begin our 2012 year audit by Brian Dillon and seconded by James Salyers. All voted aye. None opposed. **Motion carries.**

A discussion was held concerning an attorney for the Elliott County Clerk fee pool issue. The court was informed that Schmitt withdrew from the case due to a conflict of interest because KaCo had used him as representation before. Judge Fannin informed the court that another Attorney had been recommended (Kim McCann). A motion to hire Kim McCann and or her firm to represent the Elliott County Fiscal Court was made by Billy Wilson and Seconded by James Salyers. Billy Wilson, James Salyers, Robert Wright and Gary Sparks voted aye. Kathy Adkins opposed. And Angie Porter abstained. **Motion carries.**

A discussion was held concerning the overtime issues at the 911 center. Magistrate Wright informed the court that he had received some information about the 911 center concerning the overtime and use of comp time at the 911 center. Magistrate Wright informed the court that he had called the county garage and asked for records of the last payroll concerning the overtime worked. He said that the hours of overtime worked were 18, 4, 0, 2 and 4 hours by the full time employees. He further stated that the issue was that the employees wanted the overtime to be divided up more equally, instead of one person getting 18 hours in one week and the others only getting a few hours of overtime. Magistrate Wright asked if it would not be in the courts best interest to move the part time worker up to full time to help with the overtime issues.

A lengthy discussion was held concerning if the 911 employees could bank their overtime hours as comp time or if they should be paid overtime hours for it. The magistrates decided that if they were going to set the parameters on this, they would make changes to the personnel policy to accommodate this.

A motion was made for the 911 director to offer the overtime hours to the 911 workers equally and for the director to keep track of employees who accepted the overtime and those who refuse it, in what order it is offered. Also, to move Robin Thornsberry from a part time dispatcher to a full time employee of the 911 center. The motion was made by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

A discussion was held concerning hiring personnel at the county garage. Judge Fannin stated that the county still needed someone as the solid waste coordinator/secretary at the road department. Judge Fannin asked the court if it would be in their interest to hire someone on a trial basis. If they worked out, they could be moved to a full time regular employee and if they didn't work out they could be dismissed. A motion was made to give Judge Fannin the authority to hire a solid waste coordinator/and or secretary for the road department for a trial basis of 56 days at his discretion. The motion was made by James Salyers and seconded by Billy Wilson. All voted aye. None opposed. **Motion carries.**

A discussion was held concerning the Public Service Commissions decision to remove Rebeckah Johnston from the Sandy Hook Water Board, leaving a vacancy on the board. Since the vacancy had been open for longer than 90 days the PSC would get to fill the vacancy, however, they were open to take suggestions from the fiscal court.

A motion was made to nominate a new member to the Sandy Hook Water Board; Gary Atkins was nominated to be the new member of the Sandy Hook Water Board by Billy Wilson and seconded by James Salyers. All voted aye. None opposed. **Motion carries.**

Magistrates were informed that this name would be sent to the Public Service Commission for their approval.

A motion was made to approve transfer of \$15,000.00 to the jail fund from the general fund by James Salyers and seconded by Billy Wilson. All voted aye. None opposed. **Motion carries.**

A motion was made to approve adding the ¼ of the ambulance service electric bill to be paid from 911 fund, the 911 fund telephone bills and the sheriff department cell phone bills to the list of prepaid bills, and be paid upon arrival each month by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

New Business:

Magistrate Salyers asked if the county had received any money from the e911 phase II, that Buffalo Trace was working on the grant for. County Treasurer informed him that we were not receiving CMRS money yet, but that when the county did, the court would be informed of it. Magistrate Salyers asked how close we were to starting to get the money. All members present at the meeting did not know the answer to this question. Magistrate Wright said that he was aware of some addressing issues from citizens who had asked him about how to get them fixed.

Magistrate Wright stated that someone from Buffalo Trace should be giving updates to the court on the status of the grant, and the 911 system.

A motion was made to contact Buffalo Trace and request that they either come to the meeting with an update or send a copy of an update to the court each month, detailing the status of the grant. The motion was made by Robert Wright and seconded by Billy Wilson. All voted aye. None opposed. **Motion carries.**

Magistrate Dillon stated that since the new roads that the county voted to add to the system were aired in the paper, he had several citizens approach him about the addition of more roads to the county system. Road Supervisor told Mr. Dillon that the county was going to advertise and hold a hearing in order to remove the roads that the court had previously approved first and then we could do another hearing for the addition of more roads. Mr. Dillon agreed.

Magistrate Wright asked about the Laurel Gorge Cultural Center. He stated that he had went to a meeting at the center and that the building itself was not in good shape. He said that the deck was molded and in need of pressure washing and that the boards on the outside of the building needed replaced or repaired. Mr. Wright stated that the large cracks in the boards were probably a good reason for the large utility bills at the center. Magistrate Wright stated that ultimately the gorge was a county owned piece of property and that the county should work to help maintain the building.

A motion was made for the county to go ahead and start immediately with work at the gorge by pressure washing and staining the deck. The motion was made by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

Keshia Skaggs, the secretary for the Heritage Festival Board was present at the meeting. Mrs. Skaggs informed the court that the Heritage Board was working diligently to raise enough money to put on their annual Heritage Festival. She stated that the biggest expense for the Festival would be the entertainment and that the board was looking into all the local talent they could find. The festival was scheduled for August 30th and August 31st, and that the board anticipated that the entertainment would be about \$7,000.00. Mrs. Skaggs stated that the fire department had stepped out of the planning completely and so the board was in charge of planning the whole thing. She noted the progress that the board made with having attorney Patrick Trent draft liability waivers and asking all local businesses for donations and contributions. She further stated that the city had pledged a \$2,500.00 contribution, and asked if the county could match the city's contribution. A motion was made to add this contribution on next year's budget by Robert Wright and seconded by Brian Dillon. All voted aye. None opposed. **Motion carries.**

Attested by:



Heather Stevens, Fiscal Court Clerk