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David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

April 13, 2012

Mr. Vic Satchwell  
Gallatin County Water District  
4500 Highway 455  
Sparta, Kentucky 41086

Re: Case No. 2011-00378  
Gallatin County Water District

Dear Mr. Satchwell:

The minutes of Gallatin County Fiscal Court's meeting of February 9, 2012, a copy of which is enclosed, have been filed in the record of the above-referenced case. Any objections to this action should be submitted to the Commission within five days of receipt of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen".

Jeff Derouen  
Executive Director

gw  
Enclosure

**GALLATIN COUNTY FISCAL COURT  
February 9, 2012**

The meeting of the Gallatin County Fiscal Court was called to order by Judge Ken McFarland on February 9, 2012 at 6:30 p.m. at the Gallatin County Extension Office, Warsaw, Kentucky. Magistrates present were Eric Moore, Joel Shinkle, Jeff Wallace and Dudley Gullion. County Attorney John Wright was also present. Everyone stood for the pledge of allegiance.

**Minutes:** Minutes from the meeting of January 12, 2012 were approved by Dudley Gullion and seconded by Jeff Wallace. All ayes.

**Vendor Claims:** Claims were presented for approval to pay, including the added blue sheet. Joel Shinkle asked about a bill for EMS and Judge McFarland explained that it was correct. Jeff Wallace made a motion to approve the claims as presented. Eric Moore seconded. All ayes.

**January 2012 Financial Reporting**

1. Treasurer Report – Lesa Bullard presented the report for the month ending January 31, 2012. Joel Shinkle moved to approve the Treasurer's Report and Jeff Wallace seconded. All ayes.
2. Interfund Cash Transfers – Eric Moore moved to approve the transfers and Dudley Gullion seconded. All ayes.
3. Budget Transfers – Eric Moore moved to approve the budget transfer and Jeff Wallace seconded. Motion passed 3 -2, with Eric Moore, Jeff Wallace and Judge McFarland voting yes and Dudley Gullion and Joel Shinkle voting no. Judge McFarland explained that the reason for the transfer is a delay in receipt of funds from the City of Warsaw's Insurance from the Fire Department roof issue as well as an unexpected repair.

**OLD BUSINESS**

**INTERNET SERVICE PROVIDER SEARCH**

Judge McFarland informed the court that two internet service providers have expressed interest to the county. He noted that he will look to expand the search throughout the state in an effort to get increased amount of interest. He also wanted to make clear that this is not a county provided service but a situation where the county is looking to get the best deal for the residents.

**ROAD WORK AT KENTUCKY SPEEDWAY**

Jeff Wallace asked for an update on the road work taking place at the Kentucky Speedway. Judge McFarland informed Mr. Wallace and the court that as of the last update he had received the project was slightly ahead of schedule.

**NEW BUSINESS**

**TRANSPORTATION OFFICER**

Judge McFarland presented an amendment to the Personnel Policy to provide a job description for the position of Transportation Officer. Jeff Wallace moved to approve the amendment to the Personnel Policy. Dudley Gullion seconded. All ayes.



### **PLANNING & ZONING REPORT**

Skip Smith came before the court to report on behalf of the Planning and Zoning Commission. He informed the court that they recommend changing the wording to issue a zone permit rather than a building permit since the county has no building inspector. Joel Shinkle moved to approve the change. Eric Moore seconded. All ayes. Mr. Smith also reported that the Commission recommends requiring a zone change in order to start a permanent camp ground. Requirements include at least 10% green area and a minimum size of 5 acres. The zone will be deemed recreational zone. He also noted that existing campgrounds will be grandfathered in but can apply for the new zone if they so desire. Judge McFarland noted that it looks good from his review. Eric Moore moved to approve requirement of a zone change for permanent campgrounds. Jeff Wallace seconded. All ayes.

### **KENTUCKY TRANSPORTATION CABINET – RURAL SECONDARY ROADS PROGRAM**

Kevin Rust of the KY Transportation Cabinet came before the court to report on the Rural Secondary Roads Program. He first noted that the KY Speedway Project is approximately 2 weeks ahead of schedule at this point and the pedestrian tunnel will be set on February 18. He assured the court that the 75 day calendar, which began on January 18, will be met. Mr. Rust then presented the allotment and recommendation for projects in Gallatin County. He noted that over \$1.5 million and another \$160,000 were spent in Gallatin County last year. Mr. Rust was asked about the major slide in Glencoe that has resulted in a road closure. He informed the court that the slide has an estimated cost to fix of \$200,000 and that it is on the list for repair and definitely needs attention but it does not rank ahead of other areas that need fixed. Judge McFarland presented a resolution asking more urgency be placed on the repair of needed to reopen HWY 16. A motion to approve the resolution was made by Joel Shinkle and seconded by Dudley Gullion. It passed unanimously. The resolution was presented to Mr. Rust. Glencoe resident JuJu Sullivan urged the representatives from the Transportation Cabinet to make this repair #1 priority in the area as it is affecting the safety of children. Magistrate Gullion reported that he was in Frankfort the day before and was told that the slide would be fixed by spring. He expressed his dissatisfaction with being told one thing in Frankfort and now being told something different tonight. Judge McFarland said that he would stay on the issue. No action was taken on the Rural Secondary Road Program's recommended projects.

### **CLERK'S OFFICE SETTLEMENT – TRACY MILES**

County Clerk Tracy Miles presented her final settlement for 2011 and reported that she is turning over \$36,779.05 in excess fees, which will likely end up being closer to \$37,000 once all the final items come in for her to close out. She anticipates submitting the check to Treasurer Bullard next week. Eric Moore moved to accept the Clerk's Final Settlement. Dudley Gullion seconded. All ayes. Judge McFarland noted that the Mrs. Miles operated her office on approximately \$7,000 less than the previous year and her efforts are much appreciated.

### **GALLATIN COUNTY WATER DISTRICT COMMISSIONER PAY**

Judge McFarland informed the court that the Gallatin County Water District voted on November 11, 2010 to make the pay of the Water Commissioners \$150.00 per month. Joel Shinkle moved to acknowledge and accept the change in pay of the Commissioners. Eric Moore seconded. All ayes.

### **GALLATIN COUNTY PUBLIC LIBRARY ORDINANCE**

County Attorney Wright presented an ordinance relating to the reaffirmation of the formation and continued existence of the Gallatin County Public Library District. Dudley Gullion asked if the inclusion of Sharon Ridge was correct. Judge McFarland and Mr. Wright will research the matter and be sure all is correct by the second reading which will take place on February 23, 2012 at a Special Meeting located at the Judge's Office at 10:00 am. Jeff Wallace moved to approve the 1<sup>st</sup> Reading of the ordinance. Dudley Gullion seconded. All ayes.



**SECOND AMENDED INTERLOCAL COOPERATION AGREEMENT**

County Attorney Wright held the 2<sup>nd</sup> Reading of an Interlocal Agreement with the counties of Boone, Campbell, Pendleton, Grant and Gallatin, contingent upon all counties agreeing to the agreement. Dudley Gullion moved to approve the agreement. Eric Moore seconded. All ayes.

**SHERIFF'S SETTLEMENT**

Gallatin County Sheriff Josh Neale presented his settlement for 2011. He expressed his appreciation for the county's support and said he is happy to be able to turn over excess fees in the amount of \$119,303.77. Jeff Wallace moved to approve the Sheriff's settlement. Eric Moore seconded. All ayes.

**SPECIFICATIONS FOR EMS BUILDING REPAIRS**

Judge McFarland informed to the court that the EMS Building is in need of repair. He reported that it needs a completely new roof, needs painting, carpeting and freshening up. He noted that the spec sheet will be sent to the paper for advertisement.

**COMMENTS FROM THE MAGISTRATES**

Eric Moore asked County Clerk Miles about the upcoming upgrades to her computer system. Mrs. Miles reported that the upgrades have not been done yet. The wires must be run by March 5 and will not move forward until they hear from her. She also noted that she needs to apply for a grant and cannot do so until she knows where her office will be located. Judge McFarland asked each magistrate to make a trip to Mrs. Miles office to make their own judgment as to the state of her space. Mrs. Miles explained that it was imperative that she needs to know when a decision will be made as to where her office is going to be located going forward so that she can relay this information to the contractors. Judge McFarland said the decision would be made by the next meeting.

County Attorney Wright asked for clarification as to where the county is on the internet/cable issue. Judge McFarland explained that more interest from prospective providers is needed and thus the search is being expanded through additional advertisement.

Joel Shinkle moved to go into closed session to discuss personnel matters. Dudley Gullion seconded. All ayes.

Joel Shinkle moved to come out of closed session. Dudley Gullion seconded. All ayes.

With no further business before the court, Eric Moore made a motion to adjourn. Jeff Wallace seconded. All ayes.

Doug Miles  
Gallatin County Fiscal Court Clerk

