

The Gant County Fiscal Court met in Regular Session on Tuesday, January 22, 2008, at 7:00 P.M. at the Grant County Courthouse in Williamstown, Kentucky 41097, with Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, Present; Bobby Young, Magistrate 3rd District, Present and Hon. Darrell Link, County Judge/Executive, Present and Presiding.

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Magistrate Young opened in prayer. Judge Link led in the Pledge of Allegiance. Those present were: Bernard Mardis-Cable TV, Sheriff Chuck Dills, Jailer Steve Kellam, Nancy Howe, and all of those who are listed on the following list:

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Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to approve the minutes of the January 07, 2008, meeting as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and approval the Claims in the General Expense Fund, Road Fund, Jail Fund and L.G.E.A. Fund, for the month of January, 2008, along with the transfers needed to pay said claims. He asked if there were any questions about them. He stated that the biggest Claim in the General Fund was around \$18,000.00 for the November General Election. He also updated that the Claim to Duke Energy at the Detention Center is about \$33.00 and it is usually around \$6,000.00. The guy from Duke Energy showed up on New Years Day and didn't take time to read the meter. I don't know why he didn't average it, but the reason he was telling them this is probably the next time we will receive a \$12,000.00 bill.

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve

Claims No. 01-0779 thru 01-0827 in the amount of \$41,255.69 paid out of the General Expense Fund; Claims No. 02-351 thru 02-364 in the amount of \$4,243.86 paid out of the Road Fund; Claims No. 03-0289 thru 03-0299 in the amount of \$7,350.22 paid out of the Jail Fund and Claim No. 04-0000028 in the amount of \$500.00 paid out of the L.G.E.A. Fund, for the month of January, 2008, along with the transfers presented to pay said claims.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link said Agenda Items No. 5 thru 9 are the reason that many are here in our audience tonight, and we do appreciate your coming. He said that what we are going to do is read each of these Resolutions independently of each other because they provide a commendation to the folks that are sitting within our midst here this evening, and he knows that is important to you and that many of you all love and cherish them as well. After we get the Magistrates approval on each of the Resolutions independently then at that time we will suspend business momentarily, and he will ask the Magistrates and County Attorney Jack Gatlin to step here in front of the bench, and we will present the commendation to them individually as well, and at that time some of you will probably want to take pictures, and at the conclusion of the accommodations being handed to them individually, we will give you time to leave if you would like to leave or if you are interested in what we are going to do with the rest of the meeting we invite you to stay here as well. He said he just wanted to make a couple of general comments regarding why they are here and why you are here this evening because all to often people that are

public servants only get bad press in the newspapers. Many times the newspapers like to report what they have found to be wrong with people that have been elected to serve their community and their county and their cities and seldom does a newspaper or media or whether it be TV or radio, do they take the time and honor those who quietly go about and do their job. These folks had no idea on the day that they awoken that they are going to be faced with an opportunity to possibly save a life or to improve a life or to improve the quality of life, but yet that is why they get up everyday, and they had no idea on that fateful day that some person that was under duress was going to show up with the intention to possibly harm them or harm others, and as this case unfolded, the reason we are here this evening, is because we are going to commend each one of these five folks, or six of them, individually for the courageous and heroic actions that they played a part in that day and at the end of the day, there wasn't anybody that was innocent, besides the perpetrator, that was harmed or injured and that is because of the action that these folks took. So we will read these in order and he will ask the Magistrates to approve them and then we will come forward, okay.

Judge Link presented for review and action the Resolution on behalf of Grant County Sheriff Deputy Maines regarding the Jail Incident on December 27, 2007. He read the Resolution in full. It is as follows:

Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to approve the Resolution on behalf of the Grant County Sheriff Deputy Maines regarding the Jail Incident on December 27, 2007, as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link said that these next five all work at the Grant County Detention Center and read each one individually. Judge Link presented for review and action the Resolution on behalf of Sgt. Alisha Scroggins regarding the Jail Incident on December 27, 2007. It is as follows:

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve the Resolution on behalf of Sgt. Alisha Scroggins regarding the Jail Incident on December 27, 2007, as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and action the Resolution on behalf of Deputy Angela Young regarding the Jail Incident on December 27, 2007. It is as follows:

Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to approve the Resolution on behalf of Deputy Angela Young regarding the Jail Incident on December 27, 2007, as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and action the Resolution on behalf of Christopher Root regarding the Jail Incident on December 27, 2007. It is as follows:

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve the Resolution on behalf of Christopher Root regarding the Jail Incident on December 27, 2007, as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and approval the Resolution on behalf of Deputy Holly Cobb regarding the Jail Incident on December 27, 2007. It is as follows:

Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to approve the Resolution on behalf of Deputy Holly Cobb regarding the Jail Incident on December 27, 2007, as presented

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and approval the Resolution on behalf of Supervisor Jerry Morris regarding the Jail Incident on December 27, 2007. It is as follows:

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve the Resolution on behalf of Supervisor Jerry Morris regarding the Jail Incident on December 27, 2007, as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

At this time Judge Link and the Fiscal Court along with Jack Gatlin, County Attorney, went down in front of the bench to present the Resolutions to each person that was being recognized. He congratulated each one and told how they had reacted during this incident. Sheriff Chuck Dills also presented Deputy Brian Maines with a Certificate of Valor for his heroic act in saving lives during this incident. A copy of it is as follows:

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Judge Link presented for Leatha Conrad-County Clerk, her Office Budget for Calendar

Year 2008, and also presented for review and approval the Annual Standing Order Setting the Salary Budget for all Deputy Clerks for Calendar Year 2008. They are as follows: Leatha Conrad was present to answer any questions the Court might have. Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve the Office Budget of Leatha Conrad, County Clerk for Grant County, Kentucky, for Calendar Year 2008, as presented and to further approve the Annual Standing Order setting the Salaries for the Deputy Clerks of Grant County, Kentucky, in the Maximum amount of \$400,812.10 for Calendar Year 2008, as presented by Leatha Conrad, Grant County Clerk, said amount to include all salaries and fringe benefits.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link also presented for Leatha Conrad, her Form for Budget, Cumulative Quarterly Report and Annual Settlement for Calendar Year 2007, along with a check in the amount of \$133,979.60 for Excess Fees collected by her. They are as follows:

Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to accept the Form for Budget, Cumulative Quarterly Report and Annual Settlement for Calendar Year 2007 for the County Clerk's Office as presented by Leatha Conrad, Grant County Clerk, along with the check in the amount of \$133,979.60 as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

Judge Link told Mrs. Conrad on behalf of all the citizens of Grant County we appreciate your services, your fiscal responsibility of managing your office and the fact that you

returned to us more money than what we anticipated receiving, so we do appreciate it and thank you.

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Judge Link presented for review the Building Inspector's 2007 Calendar Year Report.

No action is required. It is as follows: He also presented a graph of this information to the Fiscal Court which he reviewed and explained. He said that you can see it certainly illustrates by this bar chart the number of Single Family Dwellings that diminished significantly, not only from past years 2006 but all of the preceding years back to 1993. 2007 was the year with the less activity over about a 13 or 14 year time span, so it certainly signifies that we have been in an economic downfall for some time. The other thing that he thought was quiet telling is on the second page, and that is even with the reduction in those numbers you could see that the average cost of a single family dwelling rose significantly, and it was the highest over that 13 or 14 year period. So again he thinks it speaks to the fact that what might be the cause of some of the activity being lower is that the cost of building is much higher, and so the opportunity to build and own your own home certainly has diminished as well, so it is somewhat of a telling story there. As you can see there on the third page the construction cost was just significantly higher than all the other years past, so hopefully there will be some changes that occur that will bring all of this about, and he is hopeful we will have it sooner than later as there are a number of families not only in our community but all over the Commonwealth and possibly the nation that is suffering, and we would like to see the assistance needed that our other governments could possibly provide, the State and National Government, and also prayerfully keep in mind that there might be some things that we could do as well. He is sure that is always on our Magistrates minds, so he

thought this is good information.

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Judge Link presented for a second reading Ordinance No. 01-2008-613 relating to Grant County Wastewater Treatment Facilities, Sewer Construction and Establishment of Procedures for Customer Rates, and for the Provision of Services along with the Summary Notice to run in the local paper showing adoption, if approved. They are as follows:

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve the second reading of Ordinance No. 01-2008-613 relating to Grant County Wastewater Treatment Facilities, Sewer Construction and Establishment of Procedures for Customer Rates, and for the Provision of Services, along with the Summary Notice to run in the local paper showing adoption as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and action a letter from James A. (Jim) Daugherty who is requesting the Court to allow him to perform Electrical Inspections within Grant County. It is as follows: He said that Mr. Daugherty is certified in Owen County and Carroll County and has been approved by the State and that he met all of the qualifications required to do Electrical Inspections and requested a Motion approving him as such if the Court so desired.

Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to authorize James A. (Jim) Daugherty, Electrical Inspector 2508 C, 14925 Hwy. 355, Worthville, Kentucky 41098, to perform Electrical Inspections within Grant County, Kentucky, as

requested.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and action Exhibit 2-Resolution WX/SX: SX21081600, Project ID #300N, Resolution of the Grant County Fiscal Court (Grantee) Accepting the Grant, Approving a Grant Agreement and Grant Assignment and Assumption Agreement, and Authorizing a Representative to sign all Related Documents. He read the Resolution to the Court. It is as follows:

Motion of Bobby Young and seconded by Brian Linder it is hereby ordered to approve Exhibit 2-Resolution WX/SX: SX21081600, Project ID #300N, Resolution of the Grant County Fiscal Court (Grantee) Accepting the Grant, Approving a Grant Agreement and a Grant Assignment, and Assumption Agreement, and Authorizing a Representative to sign all Related Documents as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge Link presented for review and approval a Resolution Reconfirming A Road Name to the Grant County Road Maintenance System. It is as follows: This Resolution pertains to Sherman-Newtown Road. He read this Resolution in full. He said that this road is in both Magistrate Linder and Magistrate Young's district. They both share this road. One is Magistrate on one side of the road, and one is Magistrate on the other side of the road. He said that when the road is blacktopped that they both can take the credit. Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to approve

the Resolution Reconfirming A Road Name to the Grant County Road Maintenance System as presented.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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Judge link presented the County Treasurer's Monthly Cash Position Report for December 2007. No action is required. It is as follows:

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Judge Link opened up discussion for the 'Good of the County'. He stated that anyone could address the Court at this time. Judge Link said that most of the audience had left and then asked the Magistrates if they had any comments to make. Magistrate Linder said that he publicly would like to thank Deputy Maines. When the call of duty went out he answered that call, and on behalf of himself and his family and the taxpayers and citizens of the county, and also on behalf of his District, the 2nd District, thank him publicly for putting his life in the line of duty and would also thank the Deputies at the Jail for staying calm and collective and making decisive decisions that were the right decisions that looks like probably saved the life of the lady that was in the lobby, so he will say that to the benefit of those here and those watching and just publicly thank him and the Deputies for all they did. Judge Link said that he appreciated that. Magistrate Young said on the same line he would like to thank those involved tonight and for those Resolutions those people who received those Resolutions tonight. Not only, you know, they have a tough job each and every day and put their life on the line, and we were fortunate this time that no one was seriously injured. A lot of quick thinking and a lot of decisions were made in an instant and they were all the right decisions. He also wanted

to thank, he knows it is not on camera, but sitting here looking out at the crowd not only the families but other Jail employees and other Sheriff's Department employees that were here as well as Sheriff Dills and Jailer Steve Kellam, and those men also do a wonderful job as well, and a lot of times unfortunately a lot of recognition does not go out unless something like this happens, so he just wanted to thank all the Jail employees, the Sheriff's Department employees and all the personnel, emergency employees out there that does put their life on the line each and every day, so thanks goes out from him and everyone on this Court as well. Thanks again to those that were involved. Judge Link said he forgot to mention in the beginning when we opened up the meeting that Magistrate Dickie Austin is not with us this evening. He is on a most needed vacation in Florida with his wife, Nancy, and we pray for their safe return home. They are leaving today to come back this way. He said Dickie called a number of times while he was away. This was all on his mind as well and he is sure that he likewise is thankful for the service that these young men and women have provided to their community. All too often and really not often enough you will hear the Magistrates in a prayer make reference to the men and women that faithfully serve our country over seas and unfortunately many times we take their service for granted as well, but yet we are free as a result of that service that they provide us each and every day. He thinks sadly we wake up every day and take our peace and safety in our community for granted as well, and we don't lift up our local law enforcement and our employees at the Detention Center and many times those employees are working in hostile conditions. Many times they are working in inclement weather while we are at home safely with our families. Again we are safe and confident knowing that these men and women are out there doing their jobs

and most of the time at a pay that more than likely we wouldn't accept as being sufficient, so evidently it just must be in their very core and their soul that they want to serve the community in such a fashion, and we certainly were pleased to honor them this evening. He didn't know but what was telling to him was the youthfulness of all six of them, so young people make a good decision, so we appreciate that. He then asked Mr. Gatlin if he echoed that. Mr. Gatlin said "Absolutely. He said he looks at it from a different perspective. He was watching the video of Deputy Maines within probably, well as soon as we got it, and obviously initially when this all took place, obviously the role of the County Attorney's Office is first to say 'What do we charge the gentleman with, and is there anything else that anyone has done that we need to worry about?', and he can say honestly when he reviewed that video and when he looked at the actions of the Jail Deputies that it was absolutely exemplary service by everybody that was involved, and he thinks it is a testament to Jailer Steve Kellam and Sheriff Chuck Dills, the training and leadership that they provide, and he just thinks this community needs to understand that a very, very serious situation was avoided because of the very quick response, textbook response, that was performed by both Deputy Brian Maines and the Deputies at the Jail, and it was, the thing that upset him the most as he watched that video, is that under our current law the most we could charge that gentleman with was a Class D Felony punishable by five to ten years, and that was absolutely eked at his stomach more than anything, is that is all this gentlemen could be punished with because when you watch that video it was amazing to him that Deputy Maines took about a four or five day leave of absence. He was back in Court testifying in cases that were involving him five days later, and when you watch that video and when you see that video, it is just

absolutely amazing to him the imminent risk of death that he had and it certainly makes his job as County Attorney very, very easy when we have folks like that who did their job right. Judge Link said “You are absolutely correct. If an employee of Chuck or Kellam, if they do make an error everybody is quick to criticize the management, but when they do something great, we just tend to get up and take it for granted and life kind of goes on, so it certainly was our pleasure to stop and give a commendation to all those folks tonight and he really appreciated them being here. Mr. Gatlin said “And the story that hasn’t really been told is the gentleman showed up at the wrong Jail. His beef was with a different Jail farther North, so he thinks that just adds a more interesting light to it all”.

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Judge Link reminded the Fiscal Court that there would be No Caucus meeting on Monday, January 28, 2008, at 5:30 P.M., and that the next meeting of the Fiscal Court will be on Monday, February 04, 2008, at 7:00 P.M.

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Motion of Brian Linder and seconded by Bobby Young it is hereby ordered to Adjourn until Monday, February 04, 2008, at 7:00 P.M.

The following votes were taken: Richard Austin, Magistrate 1st District, Absent; Brian Linder, Magistrate 2nd District, votes Yes; Bobby Young, Magistrate 3rd District, votes Yes; and Hon. Darrell Link, County Judge/Executive, votes Yes.

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GRANT COUNTY JUDGE/EXECUTIVE