

MINUTES

WHITLEY COUNTY FISCAL COURT

TERM: FEBRUARY DAY 16TH DAY OF FEBRUARY, 2006.

AT A SPECIAL CALLED MEETING, THE WHITLEY COUNTY FISCAL COURT MET: FEBRUARY 16TH, 2006 AT 3:00 P.M., WITH THE FOLLOWING PRESENT:

BURLEY FOLEY, JUDGE/EXECUTIVE
NOLAN BIRD, MAGISTRATE
DAVID MYERS, MAGISTRATE
JOHNNY LAWSON, MAGISTRATE
WAYNE WILSON, MAGISTRATE
PAUL WINCHESTER, COUNTY ATTORNEY
TOM RAINS, COUNTY CLERK

THE MEETING WAS CALLED TO ORDER.

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

MOTION BY FOLEY, SECONDED BY LAWSON, TO APPROVE THE CASH TRANSFERS, AS PRESENTED. VOTING: ALL VOTED YEA!.

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

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

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

MOTION BY FOLEY, SECONDED BY LAWSON, TO ACCEPT AND APPROVE THE DEPARTMENT OF TRANSPORTATION, RURAL SECONDARY ROADS. VOTING: ALL VOTED YEA!.

MOTION BY WILSON, SECONDED BY BIRD, TO ACCEPT ROAD LISTS FROM MAGISTRATES. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY LAWSON, TO APPROVE THE FIRST READING OF BUDGET AMENDMENT ORDINANCE #2006-02. VOTING: ALL VOTED YEA!.

MOTION BY BIRD, SECONDED BY FOLEY, TO APPROVE FIRST READING OF ORDINANCE #2006-03, RELATING TO LICENSING COMMERCIAL KENNEL ESTABLISHMENTS AND DOG. VOTING: ALL VOTED YEA!.

MOTION BY FOLEY, SECONDED BY MYERS, TO APPROVE FIRST READING OF ORDINANCE #2006-04, RELATING TO E-911 EMERGENCY TELEPHONE SERVICE. VOTING: BIRD: YEA!, MYERS: YEA!, LAWSON: NO!, WILSON: NO!, AND FOLEY: YEA!.

MOTION BY MYERS, SECONDED BY BIRD, TO APPROVE RESOLUTION 2006-01, PERTAINING TO THE COMMONWEALTH TAKING OVER THE HOUSING OF INMATES BY JULY 1, 2010. VOTING: BIRD: YEA!, MYERS: YEA!, LAWSON: NO!, WILSON: ABSTAIN!, AND FOLEY: YEA!.

MOTION BY FOLEY, SECONDED BY BIRD, TO TABLE SHERIFF'S 2006 SALARY CAP, APPROVAL OF THE 2006 BUDGET, APPROVAL FOR SHERIFF LAWRENCE HODGE TO APPLY FOR THE 2006 ADVANCEMENT, SHERIFF'S LAWRENCE HODGE REQUESTS FOR THE FISCAL COURT TO PAY THE SHERIFF'S QUALIFYING PERFORMANCE BOND, COUNTY REVENUE BOND AND THE ADVANCEMENT BOND AGAIN THIS YEAR. VOTING: ALL VOTED YEA!.

MOTION BY FOLEY, SECONDED BY WILSON, TO NAME APPOINTEES FOR THE CUMBERLAND FALLS WATER BOARD, AS FOLLOWS: BOBBY JOE PETREY: VOTING: BIRD: NAE!, MYERS: NAE!, LAWSON: NAE!, AND WILSON: NAE!, AND FOLEY: YEA!. BILL PERKINS: BIRD: YEA!, MYERS: YEA!, LAWSON: YEA!, WILSON: YEA!, AND FOLEY: NO!. BILL PERKINS BEING APPOINTED AS BOARD MEMBER.

MOTION FOLEY, SECONDED BY WILSON TO NOMINATE AND APPOINT, NOLAN BIRD, VIKKIE SHAW AND TERRY SMITH TO THE CVADD BOARD, AS CITIZENS MEMBER. VOTING: ALL VOTED YEA!.

MOTION BY FOLEY, SECONDED BY BIRD, TO APPOINT DAVID PENNINGTON TO VOLUNTEER FLOODPLAN MANAGEMENT PROGRAM FOR WHITLEY COUNTY. VOTING: ALL VOTED YEA!.

MOTION BY MYERS, SECONDED BY WILSON, TO ACKNOWLEDGE RECEIPT OF THE CUMBERLAND FALLS HIGHWAY WATER DISTRICT BUDGET JANUARY 1, 2006 THRU DECEMBER 31, 2006. VOTING: ALL VOTED YEA!.

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MOTION BY BIRD, SECONDED BY LAWSON, TO TABLE ANY DISCUSSING OR ACTION ON REMOVING VANOVER LANE FROM COUNTY ROAD SYSTEM. VOTING: ALL VOTED YEA!.

MOTION BY BIRD, SECONDED BY LAWSON, TO APPROVE EXTENDING 0.6 OF BUC ROAD INTO THE ROAD SYSTEM, VOTING: ALL VOTED YEA!.

MOTION BY FOLEY, SECONDED BY WILSON, TO TABLE RE-CONSIDER ADOPTING OF NOLAN DRIVE INTO COUNTY ROAD SYSTEM, UNTIL ALL ROADS IN THE SUBDIVISION ARE INCOMPLIANCE TO THE SUBDIVISION. VOTING: ALL VOTED YEA!.

MOTION BY WILSON, SECONDED BY FOLEY, TO TABLE APPROVAL OF EXTENDING .06 HALCOMB POND ROAD. VOTING: ALL VOTED YEA!.

MOTION BY WILSON, SECONDED BY FOLEY TO ACCEPT PETITION TO WIDEN THE WALDEN POST OFFICE ROAD. VOTING: ALL VOTED YEA!.

MOTION BY LAWSON, SECONDED BY BIRD, TO TABLE APPROVAL OF TIDAL WAVE SUBDIVISION PLAT. VOTING: ALL VOTED YEA!.

MOTION BY FOLEY, SECONDED BY BIRD, TO APPROVE EMPLOYEES PAY RATES OF ANGIE MATTNEY AND GABRIELE N. WISE. VOTING: ALL VOTED YEA!.

MOTION BY FOLEY, SECONDED BY BIRD, TO ADJOURN.

/s/ BURLEY FOLEY

/s/ JOHNNIE LAWSON

/s/ WAYNE WILSON

/s/ NOLAN BIRD

/s/ DAVID MYERS