

October 3, 2023

The Oldham County Fiscal Court convened at 2:02 pm with Judge-Executive David Voegele, County Attorney Berry Baxter, and the following magistrates in attendance: Brent Likins, Wayne Theiss, Kevin Woosley, Kevin Jeffries, Chris Haunz, Stephanie Hawkins, Bob Dye, and Michael Logsdon.

APPROVAL OF AGENDA:

Motion made by Magistrate Dye and seconded by Magistrate Woosley to approve the agenda with the removal of “member, or student with or without restricting that employee’s, member’s or student’s right to a public hearing if requested” on the Closed Session pursuant to KRS 61.810 (F). Motion carried unanimously.

APPROVAL OF MINUTES:

Motion made by Magistrate Jeffries and seconded by Magistrate Woosley to approve the minutes of the September 19th meeting. Motion carried unanimously.

Motion made by Magistrate Woosley and seconded by Magistrate Hawkins to approve the minutes of the September 27th meeting, with the addition of the language “Fire Department” after MOU Ballardsville on pg. 518. Motion carried unanimously.

PUBLIC COMMENT:

Rebecca Zocklein, Solid Waste/Recycling Coordinator, shared information about the Household Hazardous Waste Collection event that will be held on October 7th from 9 am – 3 pm at the Oldham County Road Department. Advised that additional traffic may be encountered due to multiple events in the area.

BUCKNER KROGER UPDATE:

General Manager, Layne Rummage, provided an update on staffing, target opening dates, and store layout.

BID OPENING OLDHAM COUNTY FALL 2023 PAVING:

The following bids were opened for the Oldham County Fall 2023 paving. **Exhibit #1 10/3/2023**

Flynn Brothers	\$ 1,427,972.91
Hall Contracting	\$ 1,351,188.30
LIBS Paving Company	\$ 1,194,207.50
Louisville Paving	\$ 1,282,887.71
MAC Construction	\$ 1,355,400.00
Riverside Paving & Contracting	\$ 1,524,395.00
Wingham Paving	\$ 1,239,895.12

The bids were provided to the County Engineer for review and recommendation.

BID OPENING PEWEE VALLEY FALL 2023 PAVING:

The following bids were opened for the Pewee Valley Fall 2023 paving. **Exhibit #2 10/3/2023**

Flynn Brothers	\$ 36,265.54
LIBS Paving Company	\$ 33,242.00
Louisville Paving	\$ 47,554.84
Riverside Paving & Contracting	\$51,769.00
Wingham Paving	\$ 24,137.56

The bids were provided to the County Engineer for review and recommendation.

COUNTY ADMINISTRATION:

Payables

Motion made by Magistrate Woosley and seconded by Magistrate Jeffries to approve the payment of the payables, as submitted. Discussion followed. **Exhibit #3 10/3/2023** Motion carried unanimously.

COMMUNITY BUSINESS:

2nd Reading and Public Hearing Zoning Ordinance Amendments Section 250-050

Brian Fogle, Assistant Director of Planning and Development presented for 2nd reading/public hearing the proposed Ordinance KOC 23-920-391 repealing and replacing section 250-050 of the existing Oldham County Comprehensive Zoning Ordinance. **Exhibit #4 10/3/2023**

Judge Voegele asked those wishing to speak to stand and be sworn in.

The following people spoke in favor of the ordinance:

- Bill Hildebrand, 1104 Riverside Dr., Prospect
- William Schmidt, 1110 Riverside Dr., Prospect
- Jim Allen, 1416 Oldham View Dr., LaGrange
- Karen Marosz-Hunstiger, 1616 Crestview Dr., LaGrange

The following people spoke in opposition of the ordinance:

- Austin Hayes, 1124 Riverside Dr., Prospect
- Jason Keister, 10420 Covered Bridge Rd., Prospect
- Steve Redmire, 4019 Sheehan Dr., Buckner
- Ken McFarland, 7216 Organ Creek Rd., Pendleton
- Justin Bouchard, 13403 Longwood Ln., Goshen
- Wes Johnson, 3341 N. Buckeye Ln., Goshen
- Kristin Bouchard, 13403 Longwood Ln., Goshen
- Kim Hydes, Director of Tourism, 6826 W. Hwy 22, Crestwood
- Daniel Guillory, 1312 Riverside Dr., Prospect

Fiscal Court asked questions of the Planning and Development staff. The Planning and Development staff members responded to questions and provided additional testimony as discussion followed.

Fiscal Court asked questions of the opposition. Ken McFarland responded to questions and provided additional testimony as discussion followed.

Both Applicant and Opposition presented final statements and the public hearing was closed.

Motion made by Magistrate Hawkins and seconded by Magistrate Likins to adopt Ordinance KOC 23-920-391 repealing and replacing section 250-050 of the existing Oldham County Comprehensive Zoning Ordinance with the following amendments: Section E. Expiration, Renewal, & Revocation of Short Term Rental Property Permit with the addition of the following triggering events will not require a renewal application fee: Change of property ownership, change of manager, or change of insurance policy on page 7; Section C. Short Term Rental Property Operating Requirements & Standards- Item 10 to read as follows the name and phone number of the host will be required to be posted inside the Short Term Rental Property on page 4.

Motion carried 8-1 on a roll call vote; Magistrate Woosley voted no.

Motion made by Magistrate Haunz and seconded by Judge Voegele to take a recess. Motion carried unanimously.

Motion made by Magistrate Dye and seconded by Magistrate Hawkins to return to open session. Motion carried unanimously.

COMMITTEE REPORTS/RECOMMENDATIONS:

PUBLIC SAFETY AND JAIL COMMITTEE

What to Expect When Death Occurs - Coroner's Brochure

Motion made by Magistrate Dye and seconded by Magistrate Hawkins to approve the Coroner's Brochure, as submitted. Discussion followed. **Exhibit #5 10/3/2023** Motion carried unanimously.

CONTRACTS/RESOLUTIONS:

KYTC Contract – Mattingly Lane/Old LaGrange Rd Trail Project

Motion made by Magistrate Logsdon and seconded by Magistrate Hawkins to authorize Judge Voegele to sign the KYTC Contract – Mattingly Lane/Old LaGrange Rd Trail Project, as submitted. Discussion followed. **Exhibit #6 10/3/2023** Motion carried 8-1, Magistrate Theiss voted no.

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Bid Award Oldham County Fall 2023 Paving

Motion made by Magistrate Jeffries and seconded by Magistrate Woosley to award LIBS Paving the bid for Oldham County Fall 2023 Paving in the amount of \$ 1,194,207.50. Discussion followed. Motion carried unanimously.

COMMITTEE REPORTS/RECOMMENDATIONS CONT.:**ROAD COMMITTEE****Recommendation to Release Erosion Control Surety for Oldham County Humane Society**

Motion made by Magistrate Woosley and seconded by Magistrate Jeffries to release the \$26,500 erosion control surety for Oldham County Humane Society as submitted. **Exhibit #7 10/3/2023** Motion carried unanimously.

Recommendation to Release Erosion Control Surety for Heather Ridge, Section 2

Motion made by Magistrate Likins and seconded by Magistrate Woosley to release the \$67,800 erosion control surety for Heather Ridge, Section 2, as submitted. **Exhibit #8 10/3/2023** Motion carried unanimously.

Recommendation to Release Performance Surety for Commons Of Cedar Point, Section 2

Motion made by Magistrate Theiss and seconded by Magistrate Woosley to release the \$21,840 bond and the \$12,432 check for the Commons of Cedar Point, Section 2, as submitted. **Exhibit #9 10/3/2023** Motion carried unanimously.

Motion made by Magistrate Theiss and seconded by Magistrate Woosley to take the roads within the Commons of Cedar Point, Section 2 into the Oldham County Road Maintenance System as submitted. **Exhibit #9 10/3/2023** Motion carried unanimously.

Recommendation to Release Performance Surety for Clifford Lane Improvements

Motion made by Magistrate Likins and seconded by Magistrate Haunz to release the \$71,900 performance surety for Clifford Lane Improvements, as submitted. **Exhibit #10 10/3/2023** Motion carried unanimously.

GRANTS COMMITTEE**2023 Grant Awards**

Motion made by Magistrate Logsdon and seconded by Magistrate Woosley to approve the 2023 Grant Awards as submitted. **Exhibit #11 10/3/2023** Motion carried unanimously.

PERSONNEL ACTIONS/BOARD APPOINTMENTS:**Police**

Motion made by Magistrate Likins and seconded by Magistrate Haunz to promote Officer Gerald Giles to Sergeant at \$42.45/HR base hourly rate effective 10/4/2023 and to promote Detective Jackie Davidson to Sergeant at \$39.62/HR base hourly rate effective 10/4/2023. **Exhibit #12 10/3/2023** Motion carried unanimously.

PUBLIC COMMENT:

Sheriff Tim Wakefield announced that property tax bills have been mailed. Those who pay their tax bill by 10/31/2023 will receive a 2% discount on their bill.

CLOSED SESSION PURSUANT KRS 61.810 (B) DELIBERATIONS ON THE FUTURE ACQUISITION OR SALE OF REAL PROPERTY BY A PUBLIC AGENCY AND KRS 61.810 (F) DISCUSSIONS OR HEARINGS WHICH MIGHT LEAD TO THE APPOINTMENT, DISCIPLINE, OR DISMISSAL OF AN INDIVIDUAL EMPLOYEE

Motion made by Magistrate Jeffries and seconded by Magistrate Haunz to enter closed session pursuant to KRS 61.810 (B) deliberations on the future acquisition or sale of real property by a public agency with the addition of the following people: County Attorney Berry Baxter and Deputy Judge Kevin Nuss and KRS 61.810 (F) discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee. Motion carried unanimously.

Motion made by Magistrate Haunz and seconded by Magistrate Dye to come out of closed session. Motion carried unanimously.

Motion made by Magistrate Jeffries and seconded by Magistrate Woosley to allow Judge Voegelé to negotiate with the property owner for the future acquisition of property. Motion carried unanimously.

ANNOUNCEMENTS/UPDATES:

Magistrate Likins announced the Food Truck and Music Festival at Wendell Moore Park on Oct 7th with JD Shelburne as the headliner.

Magistrate Woosley announced the county entered a burn ban effective Oct 2nd until further notice. Announced the Household Hazardous Waste Event on Oct 7th from 9am-3pm. Stated that there will be a nationwide emergency alert on Oct 4th at 2:20 pm.

Magistrate Jeffries stated Hwy 53 will have daily closures from Oct 9th-Oct 14th from 7am-6 pm to work on the bridge near Hannah Rd. Announced that Freddy's in LaGrange will be opening on Oct 24th.

Magistrate Haunz encouraged magistrates to complete the Extension survey and to share with their networks. Reminded the court to wear pink on Oct 17th and suggested holding another food drive to benefit local food pantries.

Magistrate Hawkins announced the Household Hazardous Waste Collection event that will be held on Oct 7th.

Judge Voegele stated that Saturday will be a busy day in Oldham County. Announced City Place will be hosting a Healthy Living health fair from 9am-1pm on Oct 7th and that the Buckner Kroger will be opening on Nov 1st.

MEETING ADJOURNED:

Motion made by Magistrate Haunz and seconded by Magistrate Woosley to adjourn the meeting. Motion carried unanimously and the meeting adjourned at 6:28 pm.

Respectfully submitted,



Tara Long, Fiscal Court Clerk
October 3rd, 2023