

ORDINANCE NO.

1990(2)

AN ORDINANCE OF HOPKINS COUNTY, KENTUCKY, AUTHORIZING THE ESTABLISHMENT OF A 911 FEE FOR HOPKINS COUNTY.

WHEREAS, the legislative bodies of the City of Madisonville and County of Hopkins have authorized by ordinance the establishment of a 911 emergency system and related public service answering points and have further authorized the Fiscal Court to establish a license or fee to pay for this system; and

WHEREAS, pursuant to KRS 65.760, local governments are authorized to establish fees to be paid by the general public as telephone users to pay the costs of establishing and maintaining an emergency telephone service system; and

WHEREAS, South Central Bell Telephone Company, hereinafter referred to as "Phone Company" is the provider of the local phone service in the City of Madisonville and Hopkins County and has available 911 emergency telephone service which will meet the emergency phone service needs of Hopkins County; and

WHEREAS, the Hopkins County Fiscal Court has determined that it is in the best interest of the health, safety, and welfare of the citizens of Hopkins County to establish a joint 911 emergency telephone service with the City of Madisonville.

NOW THEREFORE, BE IT ORDAINED by the County of Hopkins, Commonwealth of Kentucky, as follows:

1. Hopkins County, Kentucky, by and through the Hopkins County Judge/Executive, is hereby authorized to enter into an

agreement with South Central Bell Telephone Company to provide for the construction, implementation and ongoing maintenance of a joint 911 emergency system with the City of Madisonville, Kentucky. Said agreement shall reflect the actual costs of construction, the projected direct and indirect costs of maintaining the 911 emergency system by the "Phone Company" and the rate charged by the "Phone Company" for the contract.

2. There is established a "911 Fee" of thirty two cents (\$0.32) per month for each exchange telephone subscriber which is levied as a special tax, license and/or fee to be paid by each exchange telephone subscriber in the local area on an individual exchange line basis, limited to a maximum of _____ exchange lines per account by the ____ day of _____, 1990, and each month thereafter.

3. The "Phone Company" shall collect the 911 fee from the subscriber and remit said fee to Hopkins County according to the terms of the agreement.

4. The South Central Bell Telephone Company shall pay said sums to the Treasurer of Hopkins County within ____ days after the end of each month, and the Treasurer shall deposit said sums in a special account which shall be used only for the purchase of equipment for the 911 emergency system and/or operating expenses of said system. The money so deposited shall not be used for any other purpose.

5. The provisions of this ordinance are severable. If any sentence, clause or section or part of this ordinance or the

application thereof is for any reason found to be unconstitutional or invalid, said unconstitutionality or invalidity shall not effect or repeal any of the remaining provisions, sentences, clauses or sections or parts of the ordinance.

On motion by _____,
Seconded by _____, approved at the first reading by the Hopkins County Fiscal Court on the ____ day of March, 1990.

O. T. Rudd
Hopkins County Judge/Executive

Attest:

William T. Brooks, Clerk

Second reading and adoption of ordinance approved on Motion of _____, Seconded by _____, and adopted at a regular meeting of the Hopkins County Fiscal Court on this the ____ day of _____, 1990.

O. T. Rudd
Hopkins County Judge/Executive

Attest:

William T. Brooks, Clerk

ORDERS

HOPKINS COUNTY FISCAL

COURT

Term. Regular Day 16th Day of February 19 90

HUNTER HUNTER CO.

Hopkins County Fiscal Court
Owen T. Rudd, Judge Executive

The meeting was called to order with all members present. Members present were Squire Welch, Squire Fugate, Squire Browning, Squire Hawkins, Squire Lynn, Squire Purdy, Squire Barton and Owen T. Rudd, Judge Executive.

Minutes of the previous meeting were read and approved on motion by Squire Fugate and seconded by Squire Welch. Motion carried.

In the Matter of Claims
Read and approved.

A motion was made by Squire Lynn and seconded by Squire Browning to allow the claims paid. Motion carried.

In the Matter of two-week
waiting period on funding requests.

A motion was made by Squire Barton and seconded by Squire Welch to require a two-week waiting period on funding requests before a decision can be made to study the request that is made for funds and a committee be appointed for investigation. The magistrate that represents the district from which the request comes from shall not get to vote on the request. Motion carried.

In the Matter of dispensing
with second reading of resolution
to go with the State Police on 911 System.

A motion was made by Squire Lynn and seconded by Squire Browning to dispense with the second reading of resolution to go with the State police on 911 Emergency System. Motion carried.

In the Matter of agreement
with the City on 911 Emergency System.

A motion was made by Squire Welch and seconded by Squire Barton that we enter an agreement with the City on the 911 Emergency System. Motion carried. Judge Rudd expressed thanks and appreciation to Mayor Bill Cox for providing the answers to our questions. The Judge noted that pursuit of a workable 911 system "has been a very cooperative effort.

In the Matter of accepting
resolution for parking lot.

A motion was made by Squire Welch and seconded by Squire Barton to accept the resolution and agreement for parking lot as read. Motion carried.

In the Matter of allowing
Ron Johnson to advertise
for bids for Blacktopping parking lot.

A motion was made by Squire Welch and seconded by Squire Browning to allow Ron Johnson to advertise for bids for blacktopping parking lot for County Employees. Motion carried.

In the Matter of First Reading
of Resolution for Parking Lot for
Courthouse Employees.

A motion was made by Squire Fugate and seconded by Squire Welch to accept First Reading of Resolution for Parking Lot for Courthouse Employees. Motion carried.

In the Matter of request from Charolais
Coal Company for a variance allowing mining of
coal closer than 100 feet to Concord Church Road.

A motion was made by Squire Welch and seconded by Squire Hawkins to delay action on a request by Charolais Coal Company for a variance to allow mining of coal closer than 100 feet to Concord Church Road pending publication of an advertisement advising residents of the area of the request. Motion carried.