

ORDINANCE NO. 92-011

AN ORDINANCE RELATING TO THE CREATION
OF THE SCOTT COUNTY DEPUTY SHERIFF MERIT BOARD
PURSUANT TO KRS CHAPTER 70.

(A) WHEREAS, new legislation relating to KRS Chapter 70 allows a Fiscal Court of each county that does not have an urban-county or charter county government to enact an ordinance creating a Deputy Sheriff Merit Board, which said Deputy Sheriff Merit Board shall be charged with the duty of holding hearings, public and executive, in disciplinary matters concerning deputy sheriffs; and,

(B) WHEREAS, said legislation seeks to raise the professional standards of the position of Deputy Sheriff and enhance the quality of law enforcement throughout the Commonwealth of Kentucky; and,

(C) WHEREAS, the Scott County Fiscal Court having recognized the need and value of a Deputy Sheriff Merit Board to raise the professional standards of the position of Deputy Sheriff and enhance the quality of law enforcement throughout Scott County, directed that an ordinance creating said Deputy Sheriff Merit Board be drafted in Ordinance-form for consideration and passage by the Fiscal Court,

BE IT ORDAINED BY THE FISCAL COURT OF SCOTT COUNTY, KENTUCKY, THAT THIS ORDINANCE BE KNOWN AS THE SCOTT COUNTY DEPUTY SHERIFF MERIT BOARD ORDINANCE.

THEREFORE, IT IS ORDERED, the following:

(1) The purpose of this ordinance is to create in Scott County a Deputy Sheriff Merit Board pursuant to the rights and constraints of KRS Chapter 70, said board to be formally known as the Scott County Deputy Sheriff Merit Board.

(2) The reasonable and necessary expenses of the board, including the funds necessary to retain an attorney to advise the board on legal matters, shall be paid out of

the fees and commissions collected by the sheriff. If the fees and commissions are not sufficient to pay the expenses of the board and the other expenses authorized by statute to be paid from these fees and commissions, the sheriff may negotiate with the Scott County Fiscal Court to determine a method of paying all or part of the expenses of the board.

(3) The board shall consist of five (5) members, two (2) members appointed by the county judge/executive with approval by the Scott County Fiscal Court, two (2) members appointed by the Scott County Sheriff, and one (1) member elected by the deputy sheriffs of Scott County. Each board appointee shall be at least thirty (30) years of age and a resident of the county. No person shall serve on the board who is a deputy sheriff or who holds any elected public office. No person shall be appointed to the Board who is a member of the immediate family of the sheriff of the county served by the board. The members of the board shall not receive a salary but shall receive reimbursement for necessary expenses.

(4) All appointments shall be for two (2) years, and any vacancies shall be filled by the sheriff or county judge/executive responsible for the appointment of the departing board member.

(5) The board shall elect a chairman from its membership and keep an accurate record of its proceedings.

(6) The board shall meet when a disciplinary matter concerning a deputy sheriff is brought to its attention or at other times at the discretion of the board upon notification of its members.

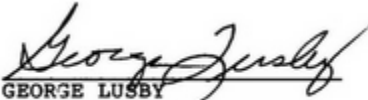
(7) Three (3) members shall constitute a quorum in all matters which may come before the board.

(8) For the purpose of this ordinance, "member of the immediate family" means a person's father, mother, brother, sister, spouse, son, daughter, aunt, uncle, son-in-law, or daughter-in-law.

(9) The Scott County Fiscal Court, the Scott County Sheriff, and once created, the Scott County Deputy Sheriff Merit Board and its members, shall operate within the rights and constraints of KRS Chapter 70 and any other applicable statutes. To the extent any subsequent legislation comes into conflict with this ordinance, said subsequent legislation shall override any conflict in this ordinance and shall serve as an amendment to this ordinance. This ordinance shall take effect January 1, 1993.

First Reading	<u>September 21, 1992</u>
Advertised	<u>Sept. 30 & Oct. 7, 1992</u>
Second Reading	<u>October 12, 1992</u>

Passed and approved this 12 day of October, 1992.


GEORGE LUSBY
COUNTY JUDGE/EXECUTIVE

ATTEST:


CLERK, SCOTT FISCAL CT.

SECTION IV.

Upon approval of the Scott County Fiscal Court, leave may be transferred from one Department or Agency to an employee of another Department or Agency.

SECTION V. Benefits While on Leave.

While an employee is on leave transferred under this Ordinance, he or she shall be deemed a County employee and shall receive the same treatment with respect to salary, wages and employee benefits.

SECTION VI. Unused Transferred Leave.

Any leave transferred under this section which remains unused at the time the employee returns to work shall be returned to the employees who contributed the leave in proportion to the amounts transferred. The Fiscal Court finds that the leave is no longer required and that it may be needed at a future time in connection with the illness or injury for which the leave was transferred to an employee in his Department or Agency.

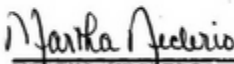
SECTION VII. This Ordinance shall take effect upon passage and publication.

The foregoing Ordinance, after being introduced, was given first reading on May 13, 1996; second reading passed and approved on June 3, 1996.

SCOTT COUNTY FISCAL COURT

BY: 
GEORGE LUSBY
Scott Judge/Executive

ATTEST:


MARTHA NECLERIO
CLERK