

ORDINANCE NO. 00-02

**AN ORDINANCE ESTABLISHING
A COMMISSION TO REVIEW FINDINGS
OF A GAMBLING IMPACT STUDY
BEING CONDUCTED BY
MURRAY STATE UNIVERSITY**

BE IT ORDAINED by the Marshall County, Kentucky Fiscal Court, that:

WHEREAS, Murray State University is conducting a study to determine the effect of gambling on the citizens and residents of Marshall County, Kentucky and those communities that comprise said county; and

WHEREAS, the Fiscal Court anticipates that findings made by the Study may require the units of local governments to enact rules, regulations and laws which address those findings; and

WHEREAS, the Fiscal Court desires that the results of Murray State University's Study be reported to a commission comprised of representatives from various governmental units within Marshall County, Kentucky for analysis and recommendation on actions that might be based on those findings.

NOW THEREFORE BE IT ORDAINED THAT:

SECTION 1 - Establishment of a Commission - There shall be and there is hereby established a Gambling Impact Study Review Commission composed of seven (7) members appointed by the County Judge Executive. Each member shall serve without compensation. The membership shall consist of one representative from each of the following: the Marshall County Fiscal Court; the City of Benton, Kentucky; the City of Calvert City, Kentucky; the City of Hardin, Kentucky and the Marshall County Board of Education, along with two (2) members who shall be citizens not serving as elected officials of any governmental unit.

SECTION 2 - Appointment of Members - Members shall be appointed by the County Judge Executive. The Mayor of each city in the County may recommend to the County Judge Executive a representative from their respective City Councils for membership on the Commission. The Chairman of the Marshall County Board of Education may recommend a representative from that Board for membership on the Commission. Each member shall serve for a term of one (1) year. A reappointment to the Commission may be made at the expiration of the one (1) year term if the Study from Murray State University has not been completed, or if the results are under review, or any recommendations of the Commission have not been completed.

SECTION 3 - Filling of Vacancies - Any vacancy that occurs in the office of a member shall be filled by appointment by the County Judge Executive in the manner provided for in Section 2 above.

SECTION 4 - Absences From Meetings - Any member who is absent from three (3) consecutive regular meetings of the Commission, unless excused from attendance by the Commission, shall thereby automatically forfeit his or her position or office as a member, and the name of that person shall be removed from the membership of the Commission immediately upon adjournment of any such third consecutive meeting at which that member was absent. The Secretary shall thereupon declare the office vacant and notify the County Judge Executive to appoint a member to replace the person so removed.

SECTION 5 - Function of Commission - The Function of the Commission shall be as follows:

1. To receive and analyze any findings made by the Murray State University Gambling Impact Study being conducted in Marshall County, Kentucky and Western Kentucky.

2. To advise the Fiscal Court and all other governmental units in Marshall County, Kentucky concerning the initiation and direction of any programs, rules, regulations and/or ordinances that may be needed or required to address any findings made by that Study.

3. To review potential sources of conflict in existing federal, state and local laws, rules and regulations related to gambling and provide a forum for expression of differences and clarification of issues related to any such differences.

4. To advise the Fiscal Court, each City Council and the Board of Education of any means by which each may assist any group, agency or business within the County in dealing with any finding or recommendation made by or as the result of the Study which may be adverse to that group, agency or business.

5. To disseminate information obtained from the Study about the impact of gambling on this community when that information becomes available.

SECTION 6 - Other Studies - The Fiscal Court or the County Judge Executive may propose to the Commission other studies pertaining to the effect of gambling on the citizens and residents of Marshall County, provided they are compatible with the Study being undertaken by Murray State University. The Commission, upon receipt of such a request, may initiate and conduct any local studies and meetings necessary or required to obtain the information sought, provided same is consistent with the purposes and functions of the Commission established by this Ordinance.

SECTION 7 - Organization - The County Judge Executive shall designate the Chairperson and the Commissioners shall select from their membership a Vice-Chairperson and such other officials as the Commission shall determine are necessary. The Commission shall

establish any rules and procedures required for it to function in the manner required under this Ordinance.

SECTION 8 - **Assistance** - The County, through the office of the County Judge Executive, shall provide the Commission with a place to meet and any clerical assistance it may require.

Enacted this the 4th day of April, 2000.

MARSHALL COUNTY FISCAL COURT

BY:

mt mill

MIKE MILLER

COUNTY JUDGE EXECUTIVE

ATTEST

COUNTY COURT CLERK