

Regular Term, Tuesday Day, 17th Day of April 20 12

At a regular meeting of the Simpson County Fiscal Court held in the County Courtroom of the Simpson County Historic Courthouse on April 17, 2012 at 8:30 AM.

Present: Honorable Jim Henderson, Judge/Executive
 Honorable Kelly Banton, Magistrate
 Honorable Marty Chandler, Magistrate
 Honorable Larry Randolph, Magistrate
 Honorable Blake Tarpley, Magistrate
 Honorable Sam Phillips, County Attorney
 Pam Rohrs, Fiscal Court Clerk
 Nicole Law, Finance Officer

Judge Henderson called the meeting to order with Magistrate Banton leading in prayer followed by the pledge to the American flag.

Motion by Chandler Second by Banton Ayes-All
 Approve the April 10th special-called fiscal court meeting minutes.

Motion by Randolph Second by Tarpley Ayes-All
 Approve Resolution No. 2012-04-17KPDR authorizing County Judge Executive Jim Henderson to sign the agreement with the Kentucky Transportation Cabinet, Department of Highways to resurface Kenny Perry Drive (CR-1150) from the end of new blacktop at MP 0.742 extending southerly to Peden Mill Road for 1.09 miles with Kentucky Transportation authorized up to \$79,675.00 in state contingency funding (FD39) for all eligible expenses.

Motion by Banton Second by Chandler Ayes-All
 Approve Resolution No. 2012-04-17LCLN authorizing County Judge Executive Jim Henderson to sign the agreement with the Kentucky Transportation Cabinet, Department of Highways to construct Little Cat Lane (CS-1077) from Breckinridge Street extending northeasterly to East Madison Street for approximately 0.175 mile with Kentucky Transportation Cabinet authorized up to \$126,263.00 in state contingency funding (FD39) for all eligible expenses.

It was noted that the Little Cat Lane project will be coordinated with City. State Representative Wilson Stone is credited for securing state funding for both Little Cat Lane construction project and Kenny Perry Drive resurfacing project.

Bids for the animal control and road department trucks were received on April 16th at 10:00 AM. The only bidder was Hunt Ford Chrysler with the bids as follows:

Road Department Pickup Truck		Animal Control Pickup Truck	
Ram 1500	\$21,475.00	Ram 1500	\$20,648.00
Ford F150	\$25,974.00	Ford F150	\$22,440.00

Motion by Banton Second by Tarpley Ayes-All
 Purchase the Ram 1500 pickup truck for the road department from Hunt Ford Chrysler at the bid price of \$21,475.00.

Motion by Chandler Second by Randolph Ayes-All
 Purchase the Ram 1500 pickup truck for animal control from Hunt Ford Chrysler at the bid price of \$20,648.00.

A general discussion of employee cell phone and social media usage were discussed particularly related to public works department employees. No formal action was taken regarding these subjects but the court endorsed the current policy set forth by Bobby Groves, Public Works director, which is that there should be no phone usage while operating equipment such as backhoes, tractors and such. All agreed that there is no place for social media activity during work hours. Judge Henderson noted that the Simpson County Administrative Code is annually reviewed in June and issues such as these will be addressed more definitively at that time if necessary.

Public Works Director Bobby Groves and Fiscal Court agreed that county mosquito spraying equipment, if asked to go onto private property, should not leave the driveway.

Motion by Chandler Second by Banton Ayes-All
 Approve transfers as submitted.

\$7000.00	01-5015-429 (fuel) from 01-5015-205(health insurance)
\$475.00	01-5015-564 (copier lease) from 01-5015-334 (building maint/rep)
\$487.00	01-5015-577 (prisoner transport) from 01-5015-334 (building maint/rep)
\$1000.00	02-6105-447 (road materials) from 02-6105-407 (concrete)
\$2500.00	02-6105-447 (road materials) from 02-6105-405 (asphalt)
\$1000.00	75-5145-336 (equipment maint/rep) from 75-5145-319 (computer software)
\$407.00	01-5135-573 (OEM telephone) from 01-9200-999 (transfer reserve)
\$4000.00	02-6105-455 (petroleum products) from 02-6105-405 (asphalt)
\$2100.00	03-5101-429 (fuel expense) from 03-5101-703 (communication)
\$225.00	03-5101-563 (postage) from 03-5101-725 (office equip)

Motion by Banton Second by Randolph Ayes-All
 Approve claims/bills as submitted.

American Engineers Inc.	02-6105-447	1740.00
Amsterdam Printing	01-5001-565	233.77
AT & T	01-5010-573	351.01
AT & T	01-5015-573	276.57
AT & T	01-5070-573	117.49
AT & T	01-5081-578	257.74
AT & T	01-5120-573	161.40
AT & T	01-5135-573	76.62
AT & T	01-5205-573	115.22
AT & T	01-9100-573	305.74
AT & T	02-6005-573	108.37
AT & T	03-5101-573	305.77
AT & T	03-5101-573	559.69
AT & T	75-5145-573	196.45
AT & T	75-5145-585	7358.71

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AT & T Mobility	01-5120-573	89.91
Atmos Energy	01-5081-578A	56.45
Atmos Energy	01-5120-578A	58.50
Atmos Energy	01-9100-578	286.37
Atmos Energy	02-6005-578	118.24
Bankcard Center	01-5015-569	16.44
Bankcard Center	01-5015-429	245.01
Bankcard Center	01-5015-445	39.15
Barren County Business	01-5001-445	57.00
Barren County Business	01-5010-445	655.07
Cathy Witt	03-5101-576	8.35
Chris Cline	01-5015-577	164.64
City of Franklin	01-5081-578	314.93
City of Franklin	01-5120-578B	32.75
City of Franklin	01-9100-578	247.41
City of Franklin	03-5101-578	6279.36
CLM Port a Potty	01-5085-334	67.00
Complete Remodel	75-5145-336	2250.00
Complete Remodel	01-5080-334	2450.00
Country Club Subway	01-5015-445	67.74
Debra Massey	03-5101-576	8.88
Digitech Services	01-5070-348	570.00
Fastenal	01-5015-334	94.44
Gant's BP	01-5115-592	126.20
Gary Crafton	01-5020-308	100.00
Global Specialty Cleaners	01-5081-411	67.00
Graves Tree Service	02-6105-447	100.00
Greene Military	01-5015-481	90.00
Hanson Aggregates	02-6105-409	361.28
James A Dale Jr.	01-5070-348	1944.05
KACo Leadership Institute	01-9100-569	230.00
Kelly Banton	01-9100-576	431.14
Kentucky Jailers Association	03-9100-569	350.00
Kentucky State Treasurer	01-5015-445	20.00
Kentucky State Treasurer	01-5015-569	181.00
Kentucky State Treasurer	01-5010-352	100.00
Kentucky State Treasurer	01-5080-352	100.00
KOLA	01-9100-551	45.00
Leach & Cummins	01-5085-334	33.00
Lowe's	02-6105-447	37.60
Lowe's	03-5101-334	440.62
Mefford & Phillips	01-5005-165	300.00
Nashville Machine Elevator	01-5010-352	153.54
Nashville Machine Elevator	01-5080-352	143.78
Nashville Machine Elevator	01-5081-352	399.25
Officeware	01-5001-564	210.11
Officeware	01-5015-564	181.94
Officeware	01-5070-564	123.23
Officeware	03-5101-564	175.68
Officeware	75-5145-564	94.78
Patrick Crafton	01-5020-103	250.00
Rapid Fueling	01-5015-429	4359.82
Rapid Fueling	01-5116-429	158.38
Rapid Fueling	01-5115-429	167.89
Rapid Fueling	01-5120-455	1207.39
Rapid Fueling	02-6105-455	3119.20
Rapid Fueling	02-6105-429	210.90
Robert Palmer	01-5135-576	57.60
Scott Davenport	03-5101-576	14.05
Scotty's	02-6105-446	212.58
Simpson Co Clerk Fee Acct	01-5015-445	48.00
Simpson Co Payroll Acct	01-5010-205	4800.00
Simpson Co Tire	01-5015-340	509.68
Simpson Co Water District	01-5120-578C	32.31
Southern Foods	03-5101-411	844.21
Southern States	01-5120-578C	336.57
Southern States	01-9100-578	217.48
Standard Insurance Company	01-9400-205	491.75
Staples	01-5015-445	257.90
The Fix Foundation	01-5205-385	240.00
Thuemling Instrument	01-5120-739B	52.93
Thurman Electric	01-5080-334	1727.55
Tractor Supply	01-5205-403	121.85
TruGreen	01-5080-408	18.45
Walmart	01-5001-445	19.60
Walmart	01-5015-445	12.44
WRECC	01-5120-578C	39.35

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Judge Henderson reported that the state Area Development Funds (ADF) are available for a project of the county's selection this year as he explained that the city and the county alternate the annual receipt of these funds. For the past few years the county has used these funds to have additional fire hydrants installed at locations usually determined by the Fire Department.

Motion by Tarpley Second by Randolph Ayes-All
 Authorize using Area Development Funds received this year for an additional fire hydrant at a location to be identified by the county.

Magistrate Tarpley reported that the new Bracken Prices Mill low water crossing has been completed and is now open to traffic. The newly designed inlet with sloped side will make for easier maintenance.

Attorney Sam Phillips reported that the county property taxes are now delinquent and have been transferred from the sheriff's office to the county clerk's office. Taxpayers can save themselves the attorney fees by paying those taxes within the next five days; after that, attorney fees will be applied to the tax bill. Those unpaid tax bills will be up for sale to third-party buyers in 90 days and that can be a step in the process to foreclosure if not addressed.

Motion by Randolph Second by Chandler Ayes-All
 Go into executive session pursuant to KRS 61.810 (1) (c) discussions of proposed or pending litigation against or on behalf of the public agency and (f) discussions which might lead to the appointment, discipline or dismissal of an individual employee. (9:25 AM)

Mayor Ronnie Clark called the Franklin City Commission to order for the commission to meet with Fiscal Court.

Motion by Jamie Powell Second by Mason Barnes Ayes-All
 Go into executive session pursuant to KRS 61.810 (1) (c) discussions of proposed or pending litigation against or on behalf of the public agency and (f) discussions which might lead to the appointment, discipline or dismissal of an individual employee. (9:25 AM)

Motion by Jamie Powell Second by Mason Barnes Ayes-All
 Come out of closed session.

A motion was made by Commissioner Jamie Powell to contract with Kevin Allen as joint city and county code enforcement officer and authorize the Mayor to sign any and all necessary documents to effectuate the transaction, seconded by Commissioner Mason Barnes. Ayes: All those voting members present. Motion carried.

Motion by Powell Second by Barnes Ayes-All
 Adjourn City Commission special session.

Motion by Randolph Second by Chandler Ayes-All
 Come out of closed session. (10:50 AM)

Motion by Banton Second by Tarpley Ayes-All
 Appoint Kevin Allen to fill the joint Franklin-Simpson codes Enforcement Officer position on a contract basis pending results of a background check with the recommendation of starting pay of \$35,000 per year with no taxes or benefits. The County will fund \$20,000 per year and the City will fund \$15,000 per year as well as providing a vehicle and gasoline for that vehicle. The effective date for county contribution will be July 1, 2012.

Motion by Chandler Second by Banton Ayes-All
 Based on the engineering report we've received from American Engineers, Inc., I move that we don't authorize the use of Ditmore Ford Road to traffic weighing more than 36,000 pounds, unless and until, the road is brought up to the specifications set forth in said engineering report by American Engineers, which is attached hereto for reference.

It was noted that a public hearing will be conducted by Mark Tarter of the Kentucky Division of Mine Reclamation and Enforcement regarding the intent to apply for a mining permit by Drakes Creek Holding Company, LLC (Charles Dewesse Construction) for a rock quarry. The hearing is scheduled for Thursday, April 19th at 6 PM at the Franklin Simpson High School gym.

The meeting recessed to go into a jail budget work session in the county judge executive's office until approximately 1:00 PM.



JIM HENDERSON
 COUNTY JUDGE EXECUTIVE

*See Attachments File April 17, 2012.