

Regular Term, Tuesday Day, 18th Day of December 20 12

At a regular meeting of the Simpson County Fiscal Court held in the Fiscal Court Meeting Room of the Simpson County Historic Courthouse on December 18, 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
Nicole Law, Finance Officer
Pam Rohrs, Fiscal Court Clerk

Judge Henderson called the meeting to order, led in prayer and the pledge of allegiance to the American flag.

PUBLIC HEARING RE: CLOSURE OF PORTION OF MARTHA OLIVER ROAD (CR1138)
Judge Executive Jim Henderson called the hearing to order at 8:40 AM.

Judge Henderson read the report prepared by the three viewers, Public Works Director Bobby Groves, Tammie Carey and Jack Wade, appointed to view the proposed area of closure. Please see attachment file for this report.

Stephen Mayes, as the petitioner for the closure, proposes that a portion which has been measured as approximately 800 feet of the road, be closed to the public. He reportedly spends time and resources to keep the area cleared of trash and debris and has experienced numerous thefts over the years due to the isolation of this portion of the road. Mr. Mayes has a gate where the county-maintained road enters his property and if the portion of this road is closed, the gate would be moved to the new point of property entrance. Mr. Mayes and Mrs. Riper are the only two property owners on either side of this portion of the road proposed for closure and she, according to Mr. Mayes, is also in favor of the closure. Wayne Mayes, father of Stephen, spoke in favor of the closure.

Mrs. Dorothy Ray, land-owner adjacent to Mr. Mayes but landlocked with access through Mr. Mayes property, opposes the closure. Ronnie Webb, Teresa Johnson, Leslie Ray, David Marlin and Sheila Groves each spoke briefly in behalf of her position. Mrs. Ray has a key to the gate for accessing her land-locked property but she and other family members are concerned that this road closure will only make access for her and their family more difficult in the future.

Eleven citizens were present for this public hearing with eight of those speaking during the hearing.

The hearing concluded at 9:55 AM.

The consensus of the court members was to delay their decision until they could view the location in question.

Recess at 10:05 AM.

Resume at 10:30 AM.

Mike Vickers of Bernardin, Lochmueller and Associates introduced himself to fiscal court and gave a brief overview of the full-service survey, planning, engineering and environmental consulting firm. He is the contact person for Kentucky.

Motion by Tarpley Second by Banton Ayes-All
Approve the minutes of the December 4th regular fiscal court meeting.

Motion Chandler Second by Tarpley Ayes-All
Approve re-appointment of James Neal to the Board of Zoning Adjustments for a three-year term expiring December 31, 2015.

Motion by Banton Second by Randolph Ayes-All
Re-appoint George Weissinger and Donna Pearson to the Goodnight Memorial Library Board of Trustees to four-year terms expiring January 1, 2017.

Judge Henderson reported that an ordinance has not yet been drafted regarding the restrictions for Kenneth Utley Drive and Ditmore Ford Road. Conflicting schedules have prevented leaders and counsel from the city and county and KACo counsel from getting together to craft an ordinance addressing this issue.

Motion by Randolph Second by Tarpley
Approve 2012 sheriff's budget transfers as submitted.
\$600.00 01-5015-202HD (HD retirement) from 01-5015-205 (health insurance)

Approve FY12-13 budget transfers as submitted.
\$1335.00 01-5015-725 (office equipment) from 01-5015-205 (health insurance)
\$957.80 01-5136-548A (homeland security) from 01-9200-999 (transfer reserve)
\$300.00 03-5101-481 (staff uniforms) from 03-9400-205 (health insurance)
\$2000.00 03-5101-725 (office equipment) from 03-9400-205 (health insurance)

Motion by Randolph Second by Tarpley Ayes-All
Approve payment of claims/bills as submitted.

Table with 4 columns: Name, ID Number, Amount, and another Amount. Rows include Allen Herndon, American Engineers, Aqua Treat, AT & T, etc.

Handwritten signature or initials.

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| AT & T | 01-5205-573 | 117.38 |
| AT & T | 01-9100-573 | 319.83 |
| AT & T | 02-6005-573 | 104.52 |
| AT & T | 03-5101-573 | 591.86 |
| AT & T | 75-5145-573 | 229.52 |
| AT & T Mobility | 01-5120-573 | 84.27 |
| Atmos Energy | 01-5081-578A | 95.83 |
| Atmos Energy | 01-5120-578A | 93.72 |
| Atmos Energy | 01-9100-578 | 977.92 |
| Atmos Energy | 02-6005-578 | 225.82 |
| Atmos Energy | 03-5101-578 | 972.35 |
| Best Buy | 03-5101-725 | 469.98 |
| BG Concrete | 02-6105-407 | 720.00 |
| BG Machine | 03-5101-334 | 524.49 |
| Bluegrass Uniforms | 01-5120-481 | 560.00 |
| Bluegrass Uniforms | 03-5101-725 | 141.23 |
| Bob Barker Company | 03-5101-453 | 933.50 |
| Booth Fire & Safety | 01-5120-446 | 110.00 |
| Bowen Tire | 02-6105-479 | 430.50 |
| BP Oil Service | 03-5101-429 | 309.04 |
| Cintas | 01-5080-411 | 137.41 |
| CIT Technology | 01-5010-564 | 340.76 |
| City of Franklin | 01-5081-578 | 152.26 |
| City of Franklin | 01-5120-578B | 32.75 |
| City of Franklin | 01-9100-578 | 262.38 |
| City of Franklin | 03-5101-578 | 6691.46 |
| CLM Port A Potty | 01-5085-334 | 67.00 |
| Comcast | 03-5101-578 | 228.50 |
| Countrylane Embroidery | 03-5101-481 | 1717.40 |
| Crop Production Services | 02-6105-447 | 94.74 |
| D & M Florist | 01-5001-445 | 81.50 |
| D & M Florist | 03-5101-445 | 39.10 |
| David Neal | 01-5080-334 | 300.00 |
| Debra Massey | 03-5101-576 | 16.47 |
| Emergency Communications Network | 01-5135-445 | 70.98 |
| Emily Craft | 03-5101-576 | 49.18 |
| Fastenal | 02-6105-447 | 162.31 |
| FiscalSoft | 01-5001-319 | 3500.00 |
| Fsi | 03-5101-411 | 351.00 |
| Galt House Louisville | 03-9100-569 | 387.36 |
| Global Specialty Cleaners | 01-5081-411 | 11.00 |
| Gunter Roofing | 01-5085-334 | 87000.00 |
| Hagan & Stone | 02-6105-457 | 503.00 |
| Hanson Aggregates | 02-6105-409 | 3845.25 |
| Hillcrest Credit Agency | 03-5101-599 | 193.62 |
| Hobdy, Dye, & Read | 02-6105-588 | 117.65 |
| Hunt Ford | 01-5015-340 | 65.75 |
| Integrity Management Solutions | 01-5015-725 | 2250.00 |
| InterAct | 01-5001-590 | 90.00 |
| InterAct | 03-5101-336 | 40.00 |
| Jeff Collins | 03-5101-576 | 17.90 |
| Jim Henderson | 01-9100-576 | 639.54 |
| Jimmy's Auto | 01-5015-340 | 206.88 |
| John Allen | 03-5101-576 | 7.61 |
| KACo Workers Comp | 01-9400-209 | 6081.00 |
| Kentuckians for Better Transportation | 01-9100-569 | 225.00 |
| Kentucky Jailers Association | 03-9100-569 | 250.00 |
| Kenway | 03-5101-411 | 260.00 |
| Konica Minolta | 01-5001-564 | 212.83 |
| Konica Minolta | 01-5070-564 | 123.23 |
| Konica Minolta | 03-5101-564 | 411.69 |
| Larry Randolph | 01-9100-576 | 375.54 |
| LBS PC | 01-5015-725 | 134.98 |
| Leslie Goodrum | 01-5120-573 | 25.00 |
| LL Bean | 01-5015-481 | 387.95 |
| Liberty Tire | 01-8099-716 | 218190.52 |
| Lowe's | 01-5120-334A | 57.38 |
| Lowe's | 01-5120-336 | 25.96 |
| Lowe's | 02-6105-447 | 64.69 |
| Lowe's | 03-5101-334 | 117.09 |

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| Main Street Printing | 01-5070-445 | 130.00 |
| Main Street Printing | 03-5101-445 | 140.00 |
| Mary Beth Farley | 03-5101-576 | 23.89 |
| Mefford & Phillips | 01-5005-165 | 300.00 |
| Mefford & Phillips | 01-9100-573 | 48.67 |
| Mike's Auto Parts | 01-5120-336 | 7.99 |
| Mike's Auto Parts | 02-6105-447 | 150.74 |
| Mike's Auto Parts | 02-6105-588 | 95.93 |
| Mike's Auto Parts | 02-6105-592A | 46.45 |
| Mike's Auto Parts | 03-5101-334 | 38.25 |
| Nashville Machine Elevator | 01-5010-352 | 153.54 |
| Nashville Machine Elevator | 01-5080-352 | 143.78 |
| Nashville Machine Elevator | 01-5081-352 | 399.25 |
| NFPA | 01-5070-348 | 165.00 |
| Palco Enterprises | 03-5101-703 | 1000.00 |
| Patrick Crafton | 01-5020-103 | 250.00 |
| Pitney Bowes | 01-5001-445 | 177.00 |
| Postmaster | 01-5015-563 | 135.00 |
| Postmaster | 01-5070-563 | 28.75 |
| Postmaster | 03-5101-563 | 270.00 |
| Quill | 01-5120-446 | 11.82 |
| Quill | 03-5101-445 | 93.98 |
| Rapid Fueling | 01-5015-429 | 4154.03 |
| Rapid Fueling | 01-5115-429 | 160.82 |
| Rapid Fueling | 01-5116-429 | 89.41 |
| Rapid Fueling | 01-5120-455 | 1058.57 |
| Rapid Fueling | 01-5135-723 | 175.76 |
| Rapid Fueling | 02-6105-429 | 230.12 |
| Rapid Fueling | 02-6105-455 | 2559.90 |
| Rapid Fueling | 03-5101-429 | 536.96 |
| Robert Flora | 01-5120-574 | 33.12 |
| Roy Lotz | 01-5015-569 | 33.29 |
| Shell | 01-5015-429 | 246.93 |
| Shell | 03-5101-429 | 296.65 |
| Simpson Co Board of Education | 01-5085-334 | 4537.50 |
| Simpson Co Clerk Fee Acct | 01-5010-201 | 1790.46 |
| Simpson Co Payroll Acct | 01-5010-202 | 4497.01 |
| Simpson Co Tire | 01-5015-340 | 1137.28 |
| Simpson Co Tourism | 01-5085-334 | 10000.00 |
| Simpson Co Water District | 01-5120-578C | 64.62 |
| Sleight Business Machines | 01-5010-564 | 43.57 |
| South Central KY Drug Task Force | 01-5160-348 | 12500.00 |
| Southern Health Partners | 03-5101-386 | 20385.99 |
| Tabitha Whitfield | 03-5101-576 | 6.88 |
| Taser International | 03-5101-725 | 1098.07 |
| The Trophy Shop | 01-5120-446 | 60.80 |
| Thurman Electric | 01-5080-334 | 1500.00 |
| Thurman Electric | 01-5136-548A | 2194.11 |
| Tiger Correctional | 03-5101-425 | 23834.47 |
| Tim Glenn | 03-5101-576 | 7.61 |
| Tony Boyd | 03-5101-576 | 9.30 |
| Tourist & Convention Commission | 01-5420-902 | 11720.15 |
| Traughber Mechanical | 02-6105-592A | 5.44 |
| Tri State International | 01-5120-336 | 162.09 |
| Truckers Lighthouse | 01-5135-723 | 969.00 |
| Valley Ridge Concrete | 02-6105-407 | 251.00 |
| Vital Signs | 02-6105-469 | 312.00 |
| Walmart | 01-5015-725 | 558.00 |
| Wholesale Supply | 01-5136-548A | 34.12 |
| Wholesale Supply | 03-5101-334 | 5.00 |
| Witmer & Associates | 01-5120-739C | 46.46 |
| WRECC | 01-5120-578C | 78.81 |
| Yokley Machine | 02-6105-447 | 24.00 |
| Yokley Machine | 02-6105-588 | 175.20 |
| Yokley Machine | 03-5101-334 | 15.00 |

Finance Officer Nicole Law reported that the total paid to Liberty Tire Recycling to date for the illegal tire dump clean-up is \$814,483.58. The state has already issued a \$500,000 grant check to the county and will issue the balance when the clean-up has been completed.

Motion by Banton Second by Chandler Ayes-All
 Approve cash transfer of \$100,000 from General Fund to Jail Fund within budget.

Judge Henderson reported that he, Magistrate Larry Randolph, Nicole, Sheriff Chris Cline and Chief Deputy Jacky Hunt have had one meeting to work on the sheriff's 2013 budget.

Regular

Term, Tuesday

Day, 18th

Day of December

20 12

Motion by Tarpley Second by Banton Ayes-All
Approve the 2012 Simpson County Emergency Operations Plan as submitted by Emergency Management Director Bob Palmer and authorized by executive order of County Judge/Executive Jim Henderson.

Magistrate Larry Randolph reported that the hearing conducted recently by the state regarding the expansion of the Triple M Land Farm, a solid waste treatment facility in southwest Simpson County, gave interested parties opportunity to get information and express concerns regarding the permit request. Randolph also commended the construction of a culvert on Les Caudill Road by the Public Works Department.

The next regular fiscal court meeting will be Tuesday, January 15, 2013. There is a possibility that a special meeting may be called before that date.

Motion by Randolph Second by Tarpley Ayes-All
Go into closed session subject to KRS 61.810, Section 1, subsection (f) discussions which might lead to the appointment, discipline or dismissal of an individual employee. (11:00 AM)

Motion by Randolph Second by Tarpley Ayes-All
Come out of closed session.

Motion by Chandler Second by Banton Ayes-All
Establish a new firefighter position in the fire department and authorize petitioning the retirement board to establish this position as a hazardous-duty position and to seek funding assistance from the City of Franklin for filling two of these positions.

Motion by Banton Second by Tarpley Ayes-All
Recess for magistrates to leave the meeting location to go view the Martha Oliver Road after which the meeting was considered adjourned.



JIM HENDERSON
COUNTY JUDGE EXECUTIVE