

Regular Joint Term, Wednesday Day, 6th Day of March 20 13

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

Honorable Jamie Powell, Mayor Pro Tem
 " Mason Barnes, Commissioner
 " Larry Dixon, Commissioner
 " Wendell Stewart, Commissioner
 " Kenton Powell, City Manager
 " Scott Crabtree, City Attorney
 Mandy Cassady, City Clerk
 Kathy Stradtner, Deputy City Clerk

Absent: Honorable Ronnie Clark, Mayor

The regular joint meeting commenced at noon with County Judge Executive Jim Henderson calling the fiscal court to order and Mayor Pro Tem Jamie Powell calling the city commission to order. Commissioner Larry Dixon led in prayer followed by the pledge to the American flag.

The meeting opened with opportunity for public comment and David Carver, representing the Neighbors Against the Quarry, addressed the joint session, once again asking for some action regarding restrictions due to the condition and limitations of Kenneth Utley Drive and Ditmore Ford Road, specifically with regard to the pending rock quarry application proposed for a site on this road. Judge Henderson reported that American Engineers through core drillings conducted in November rendered scientific conclusions regarding the life expectancy of the road as is and with proposed rock quarry traffic as projected that the road would deteriorate to the point of destruction within a couple of months. Judge Henderson reported that Fiscal Court has explored a couple of ordinances from other counties that have addressed road restrictions, and he has observed signs posted within the city with restrictions such as weight limits and no truck traffic so it would not be out of the realm of possibility for restrictions to be on this street/road in question. Commissioner Barnes asked for information regarding these sample ordinances for the city commission to consider at their next meeting. City Attorney Scott Crabtree suggested that the county draft an ordinance with language specific to this matter for the commission to consider. Magistrate Marty Chandler reiterated his position against the site of the proposed quarry and stated that he was ready to move on an ordinance establishing road restrictions. Brian Clark, another citizen affiliated with the Neighbors Against the Quarry, asked questions regarding conditional use permit expiration, to whom the Board of Adjustments report and the level of training that these board members have that qualifies them to make decisions of such magnitude that has the potential to impact a community as this rock quarry proposal. The city and county attorneys addressed these questions stating that with the issue of the 12-month expiration of conditional use permits, they were of the opinion that the clock stops running while the permitting process is in progress therefore the permit would not have expired even though this is in the 13th month, that the board is an independent body with the option to appeal at the circuit court level after the board has rendered a decision and that some level of training hours are required of board members.

City Manager Kenton Powell and City Water District Superintendent Clifton Beecher presented Cartegraph Compliance Software for consideration. The web based software has modules that offer options to benefit applicants, owners and contractors conducting planning and zoning business in the permitting process as well as presenting options for occupational tax administrators to cross reference and track business. There are several options for modules to expand the capabilities of the program to benefit other areas of city and county government. Citizens would have read only access to some information through this website. City Manager Powell asked that the software be considered for purchase jointly by city and county. The cost of the software is \$40,000 with an annual maintenance of \$1,869 which provides maintenance and unlimited training.

Dr. James McCaslin, Associate Vice President of Academic Affairs for the Southcentral Kentucky Community and Technical College (SKYCTC) presented information regarding the On Track program which allows qualifying high school students to engage in college-level work at discounted tuition rates. As he explained, even with the discounted rates there are still often financial barriers for these students. Dr. McCaslin's partnership proposal involves an initial investment of \$50,000 with contributions of \$10,000 from five partners. He appealed to the county to join this partnership.

The meeting recessed for a 10-minute break beginning at 1:45 PM.

Judge Henderson reported that the Franklin-Simpson Fire Rescue now has a total of six paid, full-time firefighters. Two full-time firefighters began work Friday, March 1st. He continued to explain how good it was to hear an almost immediate departure from Turner Station when dispatched for a brush fire on the following Monday. He reported that Leslie Goodrum has been promoted to Deputy Chief and Bart Stinson has been rehired as Deputy Chief as well the three other full-time firefighters. Simpson County continues to take measures such as hiring more full-time firefighters to improve the ISO rating and takes this task seriously. The judge continued by asking the city to partner with the county by considering re-investing insurance premium tax revenues with additional involvement in working at finding tangible ways to affect those ISO ratings and with the day shift being the weakest link in volunteer firefighting departments, increasing the number of full-time firefighters is one of the best ways to do that.

Motion by Chandler Second by Randolph Ayes-All
 Go into closed session subject to KRS 61.810, Section I, subsection (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. (2:12 PM)


Motion by Barnes Second by Dixon Ayes-All
 Go into closed session subject to KRS 61.810, Section I, subsection (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. (2:12 PM)

Motion by Chandler Second by Randolph Ayes-All
 Come out of closed session. (3:24 PM)

Motion by Barnes Second by Dixon Ayes-All
 Come out of closed session. (3:24PM)

There was no action taken as a result of the closed session.

Motion by Chandler Second by Banton Ayes-All
 Motion by Barnes Second by Dixon Ayes-All
 ADJOURN. (3:25 PM)



JIM HENDERSON
 COUNTY JUDGE EXECUTIVE

See Attachments File March 6, 2013.