

Regular Term, Tuesday Day, 17th Day of September 20 13

At a regular meeting of the Simpson County Fiscal Court held in the Fiscal Court Meeting Room of the Simpson County Historic Courthouse, September 17, 2013 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
 Pain Rohrs, Fiscal Court Clerk

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

Public comment came from Barbara and Kim Beckham regarding what they felt was harsh and unnecessary language as well as threats of arrest by deputies from the Simpson County Sheriff's Department after an incident on September 5th during a tractor trailer fire on I-65 when onlookers, including the Beckhams, had gathered on an overpass but were told to leave after the fire chief, upon arrival at the scene of the vehicle fire, had requested that the bridge be cleared. Comments were heard as well from Magistrate Marty Chandler who was also on the overpass when the incident occurred and owns farm land adjacent to the area of the overpass. Chief Deputy Jacky Hunt, later joined by Sheriff Chris Cline, spoke to the morning's comments from both the Beckhams and Magistrate Chandler. Neither the sheriff nor Deputy Hunt had been on the scene of this incident. It was agreed that this was not the proper forum for further discussion of this matter. Sheriff Cline did state that complaints against anyone with the sheriff's department may be formally filed at the sheriff's department as a sworn, notarized statement and the complaint will be investigated by either the sheriff's department or Kentucky State Police. It was further explained by County Attorney Sam Phillips that the sheriff, county judge executive, magistrates, jailer, county clerk and county attorney are all constitutional officers and Judge Henderson further explained that Fiscal Court does not hire, fire or discipline sheriff's department employees, nor any, in most of the other county departments. An investigation will be conducted.

Motion by Banton Second by Tarpley Ayes-All
 Approve Sheriff's 2012 Franchise Settlement and Bank Shares Settlement as presented by Sheriff's Department Office Manager Beth Williams subject to audit.

Motion by Chandler Second by Banton Ayes-All
 Adopt school bus turn-around at 320 Boat Ramp Road on recommendation by Simpson County Director of Pupil Transportation Brian Talley, pursuant to applicable statutes, subject to easements being signed pursuant to fiscal court policy and subject to review if new fiscal court school bus turn-around policy is adopted with current conditions of the road being acceptable to the school and with recommendations of maintenance needs being at the discretion of the school bus driver.

Jailer Eric Vaughn reported that all repair parts are expected by October 15th for the HVAC repair (necessary due to lightning damage) at the detention center. Vaughn reported that state inmate numbers are recovering and thus revenue will as well.

Magistrate Blake Tarpley commented on the letter of appreciation from City Police Chief Todd Holder for the assistance and cooperation of agencies such as sheriff's department and jail during a recent biker's event in the Harristown area.

Motion by Tarpley Second by Randolph Ayes-All
 Approve the minutes of the September 3rd regular fiscal court meeting.

Motion by Chandler Second by Banton Yes-Banton, Chandler, Randolph, Tarpley & Henderson
 Approve second reading and final passage of Zone Change Ordinance No. 920.89 relating to approximately 1.07 acres of land located near the intersection of Kentucky Highway 1177 (Blackjack Road) and Ditmore Ford Road (Kenneth Utley Drive) to rezone B-4 to I-1 (light industry) as requested by James Roberts and Lee Roberts, pursuant to the recommendation of the Franklin-Simpson Planning & Zoning Commission following a public hearing August 6, 2013.

Motion by Randolph Second by Tarpley Ayes-All
 Adopt Resolution 2013-09-17 authorizing the Simpson County Detention Center to write off as bad debt any jail fee uncollectible after seven years of release of inmate, death of debtor, bankruptcy or any debt less than \$10.

Motion by Chandler Second by Tarpley Ayes-All
 Approve budget transfer as submitted.
 \$500.00 01-5080-599 (misc expense) from 01-9200-999 (transfer reserve)

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

American Cleaners	01-5120-481	19.55
Aqua Treat Inc.	01-5081-177	200.00
AT & T	01-5010-573	306.97
AT & T	01-5015-573	255.78
AT & T	01-5070-573	122.37
AT & T	01-5120-573	178.89
AT & T	01-5135-573	64.03
AT & T	01-5205-573	116.95
AT & T	01-9100-573	264.30
AT & T	03-5101-573	618.82
AT & T	75-5145-573	312.22
AT & T Mobility	01-5120-573	83.99
Atmos Energy	01-5081-578A	37.14
Atmos Energy	01-5120-578A	42.14
Atmos Energy	01-9100-578	55.89
Atmos Energy	02-6005-578	36.77
Bluegrass Fire Equipment	01-5120-336	129.50
Bluegrass Uniforms	01-5120-481	71.00
Bluegrass Uniforms	03-5101-481	35.00
Bob Barker Company	03-5101-453	690.24
Booth Fire & Safety	01-5120-446	100.25
Bowen Tire	02-6105-479	1552.43

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Cables for Less	01-5015-334	190.08
Cables to Go	01-5015-334	181.84
CED	03-5101-334	26.32
Chad Drake	03-5101-576	26.32
Chief Supply	01-5015-340	153.00
Chief Supply	01-5015-481	117.00
Chris Cline	01-5015-334	273.25
Cintas	01-5080-411	133.44
CIT Technology	01-5010-564	315.00
City of Franklin	01-5081-578	293.24
City of Franklin	01-5120-578B	32.75
City of Franklin	01-9100-578	1235.93
City of Franklin	03-5101-578	7255.39
CLM Port A Potty	01-5085-334	67.00
Cody Pardue	03-5101-334	72.55
Comcast	03-5101-578	87.62
Crocker Animal Hospital	03-5101-353	381.10
Donald's Service Center	03-5101-340	90.00
E.T. Reavis & Sons	02-6105-481	8.98
Econo Signs	02-6105-469	1706.74
Electric Plant Board	01-9100-578	377.54
Electric Plant Board	02-6005-578	196.81
Fastenal	03-5101-334	17.32
Fleet One	01-5015-429	112.69
Fleet One	03-5101-429	395.51
Franklin Favorite	01-5001-302	256.00
Franklin Favorite	01-5070-348	48.00
Gant's Complete Auto	01-5115-592	35.00
Gerald Printing	01-5001-565	132.00
Global Specialty	01-5081-411	90.00
Griffin Gate Marriott	03-9100-569	1208.48
Hanson Aggregates	02-6105-409	3566.96
Harp Enterprises	01-5065-341	340.91
Hunt Ford	01-5015-340	129.40
Hunt Ford	01-5120-336	1133.53
HVAC	01-5081-177	1088.69
InterAct	01-5001-590	90.00
InterAct	01-5015-435	175.00
InterAct	01-5080-599	325.00
InterAct	01-5120-703	228.20
InterAct	03-5101-336	40.00
J Kelly Patterson	01-5015-205	96.00
James Mechanical	01-5085-336	39768.00
Jimmy's Auto	01-5015-340	1500.00
Johnson Oil Company	01-5085-336	3875.69
Kentucky State Treasurer	01-5030-367	35154.00
Kenway	03-5101-411	492.26
Konica Minolta	01-5001-564	215.82
Konica Minolta	01-5015-564	379.24
Konica Minolta	01-5070-564	123.23
Konica Minolta	03-5101-564	188.60
Konica Minolta	03-5101-564	241.60
L & W Equipment	01-5120-336	54.50
Leslie Goodrum	01-5120-573	25.00
Lowe's	01-5120-446	120.64
Lowe's	02-6105-447	56.90
Lowe's	03-5101-334	189.79
Matt Freeman	01-5015-569	20.20
Mefford & Phillips	01-5005-165	300.00
Mike's Auto	01-5120-336	50.52
Mike's Auto	02-6105-447	16.15
Mike's Auto	02-6105-588	270.52
Mike's Auto	02-6105-592A	60.21
Mike's Auto	02-6105-592B	24.22
Mike's Auto	03-5101-334	161.10
Nashville Machine Elevator	01-5010-352	160.45
Nashville Machine Elevator	01-5080-352	143.78
Nashville Machine Elevator	01-5081-352	399.25
Orkin Pest Control	01-5205-334	37.95
Oscar Enterprises	01-5085-336	3650.00
P & P Telecommunications	01-5010-573	117.00
P & P Telecommunications	01-9100-573	117.00
Parson's Locksmith Service	03-5101-334	480.90
Patrick Crafton	01-5020-103	250.00
Postmaster	03-5101-563	230.00
Print Source Consulting	01-5001-565	218.04
Quill	03-5101-445	457.11

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Rapid Fueling	01-5015-429	4315.62
Rapid Fueling	01-5020-429	85.89
Rapid Fueling	01-5115-429	130.91
Rapid Fueling	01-5116-429	127.36
Rapid Fueling	01-5120-455	1332.55
Rapid Fueling	01-5135-429	148.85
Rapid Fueling	02-6105-429	127.70
Rapid Fueling	02-6105-455	5612.85
Rapid Fueling	03-5101-429	1803.96
Simpson Co Clerk Fee Acct	01-5010-201	1856.99
Simpson Co Payroll Acct	01-5010-202	4888.03
Simpson Co Payroll Acct	01-5010-205	5200.00
Simpson Co PVA	01-5030-367	5311.50
Simpson Co Tire	01-5015-340	1103.60
Simpson Co Tire	01-5120-336	42.50
Simpson Co Water District	01-5120-578C	69.06
Sleight Business Machines	01-5010-564	47.37
Southern Foods	03-5101-445	70.25
Southern Health Partners	03-5101-386	20712.05
Southern States	01-9100-578	202.23
Standard Insurance	01-9400-205	356.55
Sunbelt Rentals	01-5085-336	13060.25
Symbol Arts	03-5101-481	370.00
Thurman Electric	75-5145-336	300.00
Tiger Correctional	03-5101-425	23222.00
Tim Phillips	03-5101-576	27.75
Triple O Construction	01-5085-334	475.00
ULINE	01-5205-403	317.01
Universal Equipment Service	01-5085-336	1055.10
Vital Signs	02-6105-469	72.00
Walmart	01-5015-340	32.07
Walmart	01-5015-445	66.96
Walmart	01-5120-446	35.19
Walmart	03-5101-453	139.40
Walt Heath	01-5015-569	68.80
Willo Products	03-5101-334	78.45
Windstream	01-5010-573	67.36
Windstream	01-5081-578	169.19
Windstream	01-9100-573	91.74
Windstream	02-6005-573	38.41
WRECC	01-5120-578C	41.48
Yokley Machine	02-6105-588	129.70

Motion by Banton Second by Tarpley Ayes-All
Approve August 31, 2013 Financial Statement subject audit.

Motion by Henderson Second by Banton Ayes-All
Appoint Wesley Rowland to the Planning and Zoning Board of Adjustments to fill the unexpired term of Lendell Shrull through December 31, 2014.

Magistrate Blake Tarpley reported that Just Piddlin Farm in his district had a kick-off benefit for the Boys and Girls Club with a 10K road race and a 5K trail run on the 14th.

Magistrate Larry Randolph reported that Carter Road looked good after ditching and paving.


Judge Henderson reported that no counties in our district have received MOA's for flex money.

Magistrate Marty Chandler reported that Scotty's will be back to rework a transition section of Roark Road and that seeding and strawing have been completed.

Motion by Randolph Second by Banton Ayes-All
Go into executive session pursuant to KRS 61.810 (1) (b) deliberations on the future acquisition of real property. (9:40A.M.)

Motion by Randolph Second by Banton Ayes-All
Come out of executive session. (10:20 A.M.)

Motion by Tarpley Second by Chandler Ayes-All
Adjourn. (10:20 AM)


JIM HENDERSON
COUNTY JUDGE EXECUTIVE

*See Attachments File September 17, 2013.