

Regular Term, Tuesday Day, 7th Day of April 20 15

At a regular meeting of the Simpson County Fiscal Court held in the Fiscal Court Meeting Room in the Simpson County Historic Courthouse, April 7, 2015, at 8:30 AM

Present: Honorable Jim Henderson, Judge/Executive
 Honorable Bobby Bush, 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 and Magistrate Larry Randolph led in prayer followed by the pledge of allegiance to the American flag.

Motion by Chandler Second by Tarpley Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize Sheriff's Department purchase of a 1500 SSV Crew Cab 4x4 Dodge Pick-up from Freedom Dodge Chrysler in Lexington at state contract price of \$26,780.80 plus \$5,250.00 to L&W Emergency Equipment for Whelen Liberty Dodge Ram1500 SSV Package (emergency equipment).

Turnertown Community residents, James and Mildred Hardin, addressed Fiscal Court regarding their concerns about New Salem Road becoming impassable due to water standing over this road for long periods of time. They want something to be done to mitigate this problem which they believe creates emergency response issues as well as being inconvenient for the community. Judge Henderson responded that this has been an issue for years and corrective measures have been investigated but the most recent estimate a couple of years ago was Scotty's estimate of \$200,000 or more. A project such as this would require procurement of easements from land owners to build up the road to meet state standards to properly address the problem.

Historical Society representatives, Commie Joe Hall and Sarah Jo Cardwell, spoke to Fiscal Court regarding the group's desire to buy the Massey Building located on Washington Street and adjacent to the rear of the Archives building. Ms. Hall presented their plans for the purchase and the use of the building. The building would be deeded to Simpson County with the Historical Society providing funds for approximately two-thirds of the purchase price and borrowing \$100,000 from the county for the remainder with the Historical Society maintaining the premises after purchase as is currently the arrangement for the Archives building. While questions have been raised about the age and condition of the building, the group adamantly proposes the purchase of this property for future expansion of their facility for educational, genealogical and historical preservation purposes.

Recessed at 9:30 AM.

Resumed at 9:45 AM.

Motion by Randolph Second by Chandler Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Approve minutes of the March 31st special-called fiscal court meeting.

Solid waste franchise proposals from Republic Services, Scott Waste Services and Waste Management were received for consideration. Representatives from the three vendors were present for the discussion and fielded questions by Fiscal Court.

Motion by Tarpley Second by Bush Yes-Bush, Randolph, Tarpley & Henderson Abstain-Chandler
 Accept the proposal from Scott Waste Services, LLC for a five-year contract with Simpson County for the solid waste franchise effective no later than July 1, 2015 thru June 30, 2020 or effective date sooner if notified.

Waste Management Sales Representative Tim McNally expressed his appreciation to Simpson County for the business relationship over the past 17 years and vowed to work to make the transition smooth by providing route sheets for both residential and commercial customers as soon as WM's billing is finalized as well as coordinating cart and dumpster removal with Scott. (Due to the impending closure of their landfill in Logan County, Waste Management was no longer able to bid competitively for the franchise.)

Motion by Chandler Second by Randolph Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Appoint James Thomas Stanley and Jane Raham to the Franklin-Simpson Human Rights Commission.

Motion by Tarpley Second by Chandler Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize setting and advertising public hearings for FY15-16 County Road Aid (CRA) and Local Government Economic Assistance (LGEA) for the regular fiscal court meeting on Tuesday, May 19, 2015.

Motion by Randolph Second by Chandler Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize advertising for FY15-16 asphalt bids.

Motion by Chandler Second by Tarpley Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize advertising for FY15-16 crushed stone bids.

Motion by Chandler Second by Randolph Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Approve budget transfers as submitted.

\$300.00	01-5020-308 (corner expenses) from 01-5020-429 (coroner fuel)
\$200.00	01-5040-567 (occupational tax refund) from 01-5080-346 (pest control)
\$300.00	01-5116-569 (EI training) from 01-5080-346 (pest control)
\$3000.00	01-5120-336 (fire fleet maint) from 01-5120-202 (retirement)
\$5000.00	01-5120-574 (training) from 01-5120-202 (retirement)
\$400.00	01-5120-586 (substation maint/rep) to 01-5120-202 (retirement)
\$300.00	03-5101-576 (staff travel expense) to 03-5101-429 (fuel expense)
\$800.00	03-9100-569 (staff training) to 03-5101-707 (food service equipment)
\$900.00	02-6105-592A (trucks maint/rep) to 02-9200-999 (transfer reserve)
\$2000.00	02-6105-407 (concrete) from 02-6105-405A (asphalt)
\$9507.00	01-9100-307 (audit services) from 01-5085-334 (other co properties)
\$2000.00	01-5070-191 (board member fees) from 01-5010-201 (social security)
\$750.00	01-5070-332 (P&Z legal fees) from 01-5010-202 (retirement)
\$470.00	01-5135-107 (OEM salary) from 01-9400-201 (social security)
\$1100.00	01-5135-107 (OEM salary) from 01-9400-202 (retirement)
\$4510.00	01-51350-107 (OEM salary) from 01-9400-205 (health insurance)
\$4000.00	02-6105-409 (crushed stone/gravel) from 02-6105-405A (asphalt)

Regular Term, Tuesday Day, 7th Day of April 20 15

Motion by Randolph Second by Bush Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Approve payment of bills/claims as submitted.

Air Evac	01-9400-205	50.00
All Season Rent All	02-6105-441	85.00
Alpha Pest Management	01-5120-334A	80.00
Alpha Pest Management	01-5120-334B	50.00
Alpha Pest Management	01-5120-586	155.00
Amy Nicole Law	01-9100-576	49.20
Anthem BCBS	01-9400-205	206.00
Aqua Treat Inc.	01-5081-334	210.00
Ashley Penn	03-5101-576	65.15
AT & T Mobility	01-5120-573	85.40
AT & T Mobility	03-5101-573	438.94
Atmos Energy	01-5120-578B	47.79
Atmos Energy	03-5101-578	1740.07
Barren County Business	01-5001-445	5.77
Bill Rohrs	01-5080-334	3.13
Bill Rohrs	01-5080-406	31.33
Bluegrass Cellular	01-5015-573	440.08
Bluegrass Cellular	01-5115-573	44.96
Bluegrass Cellular	01-5116-573	44.96
Bluegrass Cellular	01-5135-573	44.96
Bluegrass Cellular	01-9100-573	139.96
Bluegrass Cellular	02-6005-573	67.44
Bluegrass Uniforms	01-5015-435	464.96
Bluegrass Uniforms	01-5015-481	85.24
Bowen Tire	02-6105-479	191.88
Brownells	01-5015-435	213.59
Card Services Center	01-5015-445	286.98
Card Services Center	01-5015-563	245.00
Card Services Center	01-5015-725	279.97
Charles Wood	03-5101-576	181.56
City of Franklin	01-9100-578	194.35
City of Franklin	02-6005-578	26.04
CLM Port A Potty	01-5085-334	961.00
CMS Uniforms	03-5101-481	108.00
Comcast	01-5015-578	82.40
Comcast	01-5081-578A	82.90
Corrisoft	03-5101-398	160.00
CRC Consulting	01-5001-590	2000.00
Division of Child Support	Payroll	1912.98
Division of Collections	Payroll	178.05
Donnie Wilson	03-5101-576	6.66
Doug Kriser	01-5015-340	695.00
Eaton Collision & Refinish Center	01-5120-336	448.50
Electric Plant Board	01-5081-578A	7985.19
Electric Plant Board	01-5120-578A	445.57
Electric Plant Board	01-5120-578B	181.76
Electric Plant Board	01-9100-578	2728.87
Electric Plant Board	02-6005-578	381.47
Electric Plant Board	03-5101-578	4975.66
Emily Craft	03-5101-445	16.38
Fastenal	03-5101-599	26.72
FedEx	01-5001-563	11.47
Felts Towing & Recovery	02-6105-592A	900.00
Fire & Specialty	01-5120-336	4446.83
Firefighting Services	01-5120-739C	459.96
Fleet One	01-5015-429	2766.80
Fleet One	01-5080-429	22.38
Fleet One	02-6105-429	98.95
Fleet One	02-6105-455	1574.36
Fleet One	03-5101-429	710.27
Franklin Favorite	01-5001-302	96.00
Franklin Favorite	01-5070-348	58.00
Franklin Municipal FiberNet	01-9100-578	85.00
Franklin Municipal FiberNet	02-6005-578	85.00
F-S Chamber of Commerce	01-5430-505	7250.00
F-S Parks & Recreation	01-5401-507	44900.00
Gant's Complete Auto	01-5135-592	58.00
Gary Crafton, Coroner	01-5020-308	450.00
Gerald Printing	01-5015-445	450.00
Global Specialty	01-5081-411	102.00
Greene Military	01-5015-481	299.00
Hanson Aggregates	02-6105-409	2246.51
Harp Enterprises	01-5065-565	3000.00

Regular Term, Tuesday Day, 7th Day of April 20 15

High Tech Rescue	01-5120-739B	1555.00
Hodges & Haynes	Payroll	60.00
HVAC	01-5081-334	2462.50
Interstate All Battery	01-5015-435	49.99
IRS	Payroll	61291.11
Jada Kessler	01-5015-435	15.10
Jada Kessler	01-5015-481	64.00
James Mechanical	01-5120-334A	540.00
Jane Ownby	01-9400-205	111.00
Jeff Yeckering	03-5101-576	50.44
Jere Hopson	01-5015-334	320.00
Jeremy & Tabitha Robertson	02-6105-447	1800.00
Jim Gammons	03-5101-576	57.92
Jimmy's Auto	01-5020-592	232.90
Jimmy's Auto	01-5120-336	223.63
KACo Leadership Institute	01-9100-569	330.00
Keith Dinkens	03-5101-576	9.83
Kellwell Foods LLC	03-5101-425	17200.86
Kelly Robertson	03-5101-576	88.65
Kentucky Revenue	Payroll	12156.13
Kentucky State Treasurer	01-5070-445	67.00
Kentucky State Treasurer	75-5145-322	39000.00
Kenway	03-5101-411	1244.41
KHEAA	Payroll	254.76
KMCA	01-9100-569	660.00
Lawanda Trout	03-5101-576	58.27
LBS PC	02-6105-447	49.00
Lee's Towing & Recovery	01-5015-340	75.00
Lifeskills	01-5301-332	225.00
Lorenzo Lorenzo	01-5015-435	23.98
Lowe's	01-5015-340	9.48
Lowe's	01-5015-562	54.44
Lowe's	01-5080-411	18.96
Lowe's	01-5120-334A	2.82
Lowe's	01-5120-446	18.97
Lowe's	03-5101-334	47.36
Mefford & Phillips	01-9100-573	50.82
Napa Auto Parts	01-5120-588A	7.28
Nashville Machine Elevator	01-5081-352	708.00
NFPA	01-5116-569	291.60
Nortrax	02-6105-588	97.46
O'Reillys	01-5120-336	25.41
O'Reillys	01-5120-446	10.88
Partsmaster	02-6105-447	392.35
PB Electronics Inc.	01-5015-435	450.00
Pitney Bowes	01-5001-445	177.00
Pitney Bowes Purchase Power	01-5001-445	20.05
Postmaster	01-5070-563	98.00
Quality Care Products	01-5120-446	24.95
Quill	03-5101-445	1180.17
Ramada Louisville Airport Fair & Expo	03-9100-569	415.80
Rexel	01-5080-334	112.46
Richpond Hardware	02-6105-447	823.99
Robert Harrison	01-5015-569	327.32
Robert Y Link, Attn	01-5070-348	750.00
Servicewear Apparel	02-6105-481	251.82
Sid Broderson	01-5040-567	438.75
Simpson Co Clerk Fee Acct	01-5080-599	1.46
Simpson Co Clerk Fee Acct	02-6105-447	36.00
Simpson Co Gross Payroll - General Fund	Payroll	178830.75
Simpson Co Gross Payroll - Jail Fund	Payroll	160294.09
Simpson Co Gross Payroll - Road Fund	Payroll	33138.75
Simpson Co Tire	01-5015-340	43.90
Simpson Co Tire	01-5120-336	99.99
Simpson County Water District	01-5120-578C	131.35
Southern Health Partners	03-5101-386	243.32
Southern States	01-9100-578	372.02
Staples	01-5015-445	403.90
Staples	01-5135-445	311.95
State Fire School	01-5120-574	120.00
Tabitha Boyer	03-5101-576	44.41
Tami Graham	03-9100-569	65.08
Tim Phillips	03-5101-576	68.61
Tommy Link	02-6105-592A	30.00
Tourist & Convention Commission	01-5420-902	14602.36
Traughber Mechanical	01-5120-336	756.32

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Regular Term, Tuesday Day, 7th Day of April 20 15

Universal Equipment	03-5101-334	192.00
US Bank	01-7700-603A	1801.87
US Bank	01-7700-603B	1941.79
US Bank	01-7700-607A	140.28
US Bank	01-7700-607B	260.62
US Bank	02-7700-607	219.95
Valley Ridge Concrete	02-6105-407	1258.00
Vital Signs	02-6105-469	235.00
Walmart	01-5001-445	47.89
Walmart	01-5080-445	15.30
Walmart	01-5120-446	56.57
Walmart	03-5101-453	180.48
West Payment Center	01-5015-445	160.07
Wholesale Supply	01-5015-334	94.68
Wholesale Supply	01-5080-334	240.97
Wholesale Supply	01-5080-411	15.56
Wholesale Supply	01-5081-334	332.88
Wholesale Supply	01-5120-334A	41.95
WRECC	01-5120-578C	125.34
WRECC	01-9100-578	185.11
Yokley Machine	01-5080-406	15.00
Zee Medical	01-5015-445	52.48
Zee Medical	02-6105-447	76.66

Judge Henderson reported that he had just received word from the KYTC that Simpson County can expect FY15-16 Flex Funds in the amount of \$118,699. Also, he had a call from Commissioner Pasley from the Department of Rural and Municipal Aid last week with verbal notification that Simpson County can expect \$160,000 plus for improvements to Flat Rock Road, in the northwest quadrant of the county, and also with the help of Representative Wilson Stone and Lobbyist Richie Sanders, an additional \$115,000 for work to be done on city streets with Court Street being one on the list for improvement and work being coordinated with the City. These funds will be available through an MOA between Simpson County and the Kentucky Transportation Cabinet.

Motion by Tarpley Second by Bush Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize entering into agreement with the Kentucky Transportation Cabinet for approximately \$293,000 for additional road funding in Simpson County and the City of Franklin and authorize County Judge Executive Jim Henderson to sign all necessary documents as soon as the memorandum of agreement is received.

Judge Henderson reported that preparation for paving of the Farmer's Market parking lot is under way and expected to be completed this week. While the paving crew and equipment are at that site, they will extend and transition that pavement into the adjacent area behind the Extension Office and the old fire station.

County Attorney Sam Phillips reiterated that county property taxes will become delinquent on April 15th and be transferred from the sheriff's department to the county clerk's office and will become much more costly for the taxpayer to satisfy the amount owed.

Magistrate Chandler reported that the Soil Conservation Board will give away trees at the office Friday.

Judge Henderson reported that the audit of 2013 for former sheriff, Chris Cline, was released recently. Judge Henderson disputed some of the former sheriff's responses to points written up in the audit regarding segregation of duties when Cline responded that fiscal court denied funding for the hiring of extra office personnel when he took office in 2010, implying that his office could not comply with auditing requirements due to lack of adequate staffing. Judge Henderson said that he did not recall ever having that discussion and wanted to publicly comment on that misrepresentation in the former sheriff's settlement audit. The judge explained that any fee official is personally responsible for any discrepancies that occur during their term and that a more in depth investigation may be conducted by the Office of the Attorney General and/or the Kentucky State Police. Fiscal Court's role is not to seek justice but it does have a statutory obligation to attempt to collect any missing funds.

Motion by Chandler Second by Randolph Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Go into executive session subject to KRS 61.810, Section (1), Subsections (b) deliberations on the future acquisition of real property and (c) discussions of proposed or pending litigation against or on behalf of the public agency. (11:00 AM).

Motion by Chandler Second by Randolph Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Come out of executive session.

Motion by Randolph Second by Chandler Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize payment of \$3,500 to Dona Kennedy for damages to her van when it was parked next to the Dunn Building when the roof collapsed on February 21, 2015, during a winter storm and authorize Attorney Sam Phillips to negotiate the release.

Motion by Bush Second by Tarpley Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Authorize County Judge Executive Jim Henderson to work with the Historical Society to negotiate a purchase price with the owners of the Massey Building subject to terms discussed at the fiscal court meeting with the Historical Society buying the building with \$100,000 financing by Simpson County Fiscal Court.

Motion by Bush Second by Chandler Yes-Bush, Chandler, Randolph, Tarpley & Henderson
 Adjourn.


 JIM HENDERSON
 COUNTY JUDGE EXECUTIVE

*See Attachments File April 7, 2015.