

SIMPSON COUNTY FISCAL

Regular Tuesday 19<sup>th</sup> August 2008

At a regular meeting of the Simpson County Fiscal Court held in the County Courtroom of the Simpson County Courthouse on August 19, 2008 at 8:30 a.m.

Present: Honorable Kelly Banton, Magistrate  
 " Marty Chandler, Magistrate  
 " Charles McCutchen, Magistrate  
 " Larry Randolph, Magistrate  
 " Sam Phillips, County Attorney  
 Nicole Law, Finance Officer  
 Pam Rohrs, Fiscal Court Clerk

Absent: Honorable Jim Henderson, Judge/Executive

Magistrate Larry Randolph 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  
 Appoint Larry Randolph as judge pro tem during this meeting due to the absence of Judge Henderson.

Motion by Chandler Second by Banton Ayes-All  
 Approve minutes of the July 29<sup>th</sup> regular fiscal court meeting.

Motion by McCutchen Second by Banton Ayes-Banton, Chandler, McCutchen, Randolph  
 Approve second reading and final passage of Zone Ordinance No. 920.77 relating to a zoning map amendment from A-1 to B-5 at the request of John T. King, Jr., Executor of the Estate of H. E. Stradner, relating to the 89 acres of property located on the east side of Franklin, on the north side of Highway 100, just east of the Exit 6 interchange on I-65 in Simpson County.

Motion by McCutchen Second by Banton Ayes-Banton, Chandler, McCutchen, Randolph  
 Approve second reading and final passage of Ordinance No. 220.130 relating to the levy of real and personal property tax rates for Simpson County for year 2008. Real property tax rates shall be set at 10.1 cents per \$100.00 of assessed value reflecting a 0.6 annual reduction from the 2007 tax rate as planned for the two years following the establishment of the extension service taxing district and no change from the 2007 tax rate for tangible personal property rates at 15.9 cents per \$100.00 of assessed value and watercraft and motor vehicle rates at 16.1 cents per \$100.00 of assessed value.

Motion by McCutchen Second by Banton Ayes-All  
 Approve Resolution regarding the decision of the Simpson County Fiscal Court to be participate with the Kentucky County Judge/Executive Association ("KCJEA") as a party plaintiff in the lawsuit against the Commonwealth of Kentucky for the multi-million dollar deficit to Fiscal Courts created by the incarceration costs of convicted felons residing in county jails who are credited for time served in county jails but without state financial obligation to the counties being met and authorize Judge Henderson to sign said resolution.

Motion by Chandler Second by McCutchen Ayes-All  
 Authorize bidding for approximately 6,800 feet of wood, four-rail aesthetic fencing in the southwest and southeast quadrants of Interstate 65/KY 100 (Exit 6) which will be a project reimbursed by the Kentucky Transportation Cabinet and property owners as specified in the agreements signed in April and June of 2008.

Tim McNally of Waste Management presented a request for a 3.2% CPI price increase which comes from the US Department of Labor and will affect both residential and commercial customers. The current residential rate for basic service is \$9.98 increasing to \$10.30 and will appear on the October bill.

Motion by Banton Second by McCutchen Ayes-All  
 Approve Waste Management's proposed 3.2% price CPI increase (from US Department of Labor) for both residential and commercial customers which increases the current residential rate for basic monthly service from \$9.98 to \$10.30 and will be effective on the October 2008 billing.

Motion by Chandler Second by McCutchen Ayes-All  
 Approve claims/bills for payment and budget transfer as submitted.

ABC Franklin	01-5081-352	62.40
Alan's Towing	01-5015-340	50.00
Amsterdam Printing	01-5001-565	131.03
Aqua Treat of KY	01-5081-177	200.00
AT & T	01-5120-573	146.18
AT & T	75-5145-585	4062.63
AT & T Mobility	01-5120-573	9.48
AT & T Pro-Club	01-5010-573	272.84
AT & T Pro-Club	01-5015-573	268.66
AT & T Pro-Club	01-5070-573	235.19
AT & T Pro-Club	01-5081-578	228.34
AT & T Pro-Club	01-9100-573	305.80
AT & T Pro-Club	02-6005-573	161.03
AT & T Pro-Club	03-5101-573	302.58
AT & T Pro-Club	75-5145-573	465.87
Atmos Energy	01-5081-578	27.30
Atmos Energy	01-5120-578A	27.30
Atmos Energy	01-9100-578	62.85
Atmos Energy	01-5120-578B	53.74
Atmos Energy	02-6005-578	25.75
Atmos Energy	03-5101-578	1827.98
Ballard Garage Door Systems	02-8005-334	465.00
Bankcard Center	01-5045-429	304.44
Bankcard Center	01-5015-445	48.15
Bankcard Center	01-5015-569	419.88
Bankcard Center	01-5015-577	53.30

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Regular	Tuesday	19 <sup>th</sup>	August	2008
Bluegrass Cellular	01-5115-573	48.70		
Bluegrass Cellular	01-5116-573	44.33		
Bluegrass Cellular	01-5135-573	49.96		
Bluegrass Cellular	01-5205-573	45.55		
Bluegrass Cellular	01-9100-573	91.68		
Bluegrass Cellular	02-6005-573	67.85		
Bluegrass Cellular	75-5145-573	47.16		
Bluegrass Uniforms	01-5015-481	716.00		
Bob Barker Company	03-5101-465	434.30		
Bobby C. Phillips, Co Clerk	01-5010-201	1458.18		
Bowen Tire	01-5205-592	361.50		
Bowen Tire	02-6105-479	386.90		
BP Oil Service	02-6105-455	566.80		
Charles McCutchen Sr.	01-9100-576	396.04		
CHC	01-5120-205	204.66		
Chemlawn	01-5080-408	253.50		
Cintas	01-5080-411	124.66		
Cintas	03-5101-411	53.08		
CIT Technology	01-5010-564	251.75		
City of Franklin	01-5081-578	280.59		
City of Franklin	01-5120-578B	81.45		
City of Franklin	01-9100-578	2101.54		
City of Franklin	03-5101-578	3673.23		
CLM Port-A-Potty	01-5085-334	67.00		
CLM Port-A-Potty	03-5101-599	775.00		
Comcast	01-9100-578	69.29		
Comcast	75-5145-445	118.88		
Consolidated Paper Group	03-5101-411	258.84		
Crafton's Uptown BP	02-6105-592	828.65		
Crocker Animal Hospital	01-5205-385	604.10		
Diamond Equipment	02-6105-588	52.98		
Dickman Directories	01-5015-445	51.00		
Digitech Services	01-5001-590	47.50		
Electric Plant Board	01-5081-578	3970.01		
Electric Plant Board	01-5120-578A	393.11		
Electric Plant Board	01-5120-578B	65.89		
Electric Plant Board	01-9100-578	2419.84		
Electric Plant Board	02-6005-578	248.20		
Electric Plant Board	03-5101-578	5506.89		
FedEx	01-5001-563	17.56		
Franklin Favorite	01-5001-302	316.58		
Friends of the Shelter	01-5205-403	434.38		
F-S Industrial Authority	01-5075-314	42436.50		
G & W Termite & Pest	01-5081-177	55.00		
G & W Termite & Pest	01-5080-346	85.00		
Gant's Complete Auto	01-5015-340	1048.50		
Gant's Complete Auto	01-5120-336	50.00		
Gant's Complete Auto	03-5101-340	25.00		
Garvins LLC	01-5070-348	34.50		
Gary Crafton	01-5020-103	250.00		
Global Specialties	01-5081-411	67.00		
Gulf States Distributors	01-5015-435	239.42		
Hanson Aggregates	02-6105-409	741.52		
Hobby, Dye & Read	02-6105-588	50.95		
Hunt Ford	01-5116-592	29.35		
HVAC	01-5081-177	482.61		
InterAct Public Safety	01-5015-435	170.00		
Jody & Sons Mechanical	01-5085-334	60.00		
Jody & Sons Mechanical	02-6005-334	80.00		
John Matthews	03-5101-576	66.95		
Kathie Simpson	03-5101-429	42.00		
KCJEA	01-9100-569	75.00		
KCJEA/KMCA	01-9100-569	25.00		
KCJEA/KMCA	01-9100-569	275.00		
Kentucky Retirement Systems	01-5015-202NHD	145.53		
Kentucky Retirement Systems	01-9400-202	145.53		
Kentucky Retirement Systems	03-9400-202	145.53		
Kentucky State Treasurer	01-9100-307	5203.84		
Kenworth of Bowling Green	02-6105-592	2747.88		
Kilgus Court Reporting	01-5070-348	265.50		
KV Vet Supply	01-5205-403	159.11		

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Lanham Stock Fence	01-5085-334	5426.00		
Larry Randolph	01-9100-576	56.35		
Lee's Mower Service	01-5120-336	133.65		
LI Smith & Associates	01-5015-445	1000.00		
Lowe's	01-5120-334A	46.84		
Lowe's	02-6105-592	38.01		
Lowe's	03-5101-334	48.03		
Mac's New Used & Abused	03-5101-336	531.51		
Main Street Printing	01-5015-445	90.00		
Mark Perdue	01-5015-725	880.00		
Mefford & Phillips	01-9100-573	100.55		
Mefford & Phillips	01-5005-165	300.00		
Mike's Auto Parts	03-5101-336	9.99		
North Atlantic Extradition	01-5015-577	891.00		
North Western Comm	03-5101-334	50.00		
OfficeWare	01-5001-564	178.34		
OfficeWare	01-5015-564	171.26		
OfficeWare	01-5070-564	171.26		
OfficeWare	75-5145-564	134.86		
Overhead Door Company	03-5101-334	1164.50		
Palco Enterprises	01-5015-340	952.95		
Palco Enterprises	75-5145-703	67.00		
Paul Miller Ford	01-5015-723	12389.00		
Piggly Wiggly	03-5101-425	1561.87		
Pilot Travel	03-5101-429	486.91		
Postmaster	01-5001-563	420.00		
Postmaster	01-5070-563	106.40		
Postmaster	03-5101-563	148.38		
Quill	01-5001-445	171.17		
Quill	01-5070-445	2.68		
Quill	03-5101-445	587.47		
Rapid Fueling	01-5015-429	4136.74		
Rapid Fueling	01-5115-429	177.78		
Rapid Fueling	01-5116-429	237.58		
Rapid Fueling	01-5120-455	1070.02		
Rapid Fueling	01-5205-429	370.45		
Rapid Fueling	02-6105-455	7504.52		
RE Starks, Sheriff	01-5015-577	50.06		
Robert Link, Attn at Law	01-5070-332	787.50		
Robert Matthews	01-5116-569	183.07		
Robert Palmer	01-5135-445	74.48		
Shell Fleet Plus	01-5015-429	366.31		
Sherwin Williams	01-8099-548	163.67		
Simpson Co Extension Service	01-5415-348	6666.66		
Simpson Co Payroll Acct	01-5010-202	2582.87		
Simpson Co Payroll Acct	01-5010-205	3576.32		
Simpson Co Payroll Acct	01-5015-205	5970.06		
Simpson Co Payroll Acct	01-5081-205	450.00		
Simpson Co Payroll Acct	01-5120-205	450.00		
Simpson Co Payroll Acct	01-9400-205	4399.63		
Simpson Co Payroll Acct	02-9400-205	1551.30		
Simpson Co Payroll Acct	03-9400-205	14092.97		
Simpson Co Payroll Acct	75-9400-205	3445.68		
Simpson Co Tire	02-6105-479	41.78		
Simpson Co Water District	01-5120-578C	91.83		
Sleight Business Machines	01-5010-564	39.31		
Southern Foods	03-5101-411	2176.37		
Southern Foods	03-5101-425	16097.39		
Southern Foods	03-5101-707	5.97		
Southern Health Partners	03-5101-386	18179.50		
Southern States	01-5120-578C	564.90		
Speed Tech Lights	01-5015-340	296.35		
Standard Insurance Company	01-9400-205	416.02		
Staples	01-5135-445	40.96		
Staples	75-5145-445	9.90		
Superior One Source	03-5101-411	124.00		
Thomas Crafton	01-5020-308	600.00		
Thomas Crafton	01-5020-576	100.00		
Tractor Supply	02-6105-481	209.93		
UC Milk	03-5101-425	2694.66		
ULINE	01-5205-403	116.52		
US Bank CT-Louisville KY	02-7700-607	1366.08		
US Food Service	03-5101-425	711.47		

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Walmart	01-5001-445	57.02		
Walmart	01-5015-445	86.34		
Walmart	01-5120-334	61.15		
Walmart	01-5120-446	56.70		
Walmart	01-5135-703	19.88		
Walmart	01-5205-403	80.44		
Walmart	02-6105-447	44.24		
Walmart	03-5101-411	148.03		
Walmart	03-5101-445	59.76		
Walmart	03-5101-725	32.78		
Walmart	75-5145-445	62.70		
Waste Management	01-5205-403	143.67		
Wilson Motors	01-5115-592	29.92		
Woodstock Mills	02-6105-447	134.10		
WRECC	01-5120-578C	110.65		
Yokley Machine Company	02-6105-588	519.02		
Zee Medical	02-6105-447	56.73		

Transfer:  
\$3000 00 01-5015-577 (prisoner transport) from 01-5015-209 (workers comp)

Motion by Banton Second by Chandler Ayes-All  
Cash General Fund \$100,000 certificate of deposit, scheduled to mature August 27, 2008, as recommended by County Treasurer Julie Freeman.

After being advised of the asphalt KAPI increase of just over \$100.00 from July to August, the Court agreed with Magistrate Chandler's suggestion to wait until at least next month to consider any asphalt work on county roads.

Judge pro tem Randolph reported that the Road Department (Public Works) has followed other Kentucky counties by implementing a seasonal four-day work week which will continue until daylight savings time ends. Magistrate Chandler explained that the new hours will be 6:00 AM - 4:00 PM Monday thru Friday with all crew members working Tuesday thru Thursday and partial crew working on Mondays and Fridays.

Motion by Chandler Second by McCutchen Ayes-All  
Go into executive session pursuant to KRS 61.810, Section 1, Subsection (c) discussions of proposed or pending litigation against or on behalf of the public agency. (8:55 AM)

Motion by Chandler Second by Banton Ayes-All  
Come out of executive session. (9:45 AM)

There was no action resulting from this executive session.

Sheriff Starks addressed the Court regarding his request to purchase another cruiser to replace Deputy Spitzer's that was totaled last month. After discussion and disagreement between the court and the sheriff about his department's policy of assignment of vehicles, the discussion ended with no action being taken.

Motion by McCutchen Second by Banton Ayes-All  
Adjourn. (9:50 AM)