

SIMPSON COUNTY FISCAL

Regular Tuesday 17th February 2009

At a regular meeting of the Simpson County Fiscal Court held in the County Courtroom of the Simpson County Courthouse on February 17, 2009 at 8:30 a.m.

Present: Honorable Jim Henderson, Judge/Executive
 " Kelly Banton, Magistrate
 " Marty Chandler, Magistrate
 " Larry Randolph, Magistrate
 " Charles McCutchen, Sr., Magistrate
 " Sam Phillips, County Attorney
 Nicole Law, Finance Officer
 Pam Rohrs, Fiscal Court Clerk

Judge Henderson called the meeting to order with Magistrate Banton leading in prayer followed by the pledge to the American flag.

Motion by Randolph Second by McCutchen Ayes-All
 Accept County Clerk's 2008 Final Settlement of \$108,635.97 excess fees coming to the County's General Fund, subject to audit, as presented by County Clerk Chip Phillips.

County Electrical Inspector Bob Matthews and Electrician Bobby Bush gave a brief report on their three days in Webster County assisting in electrical inspections after the devastating damage and electrical outage from the recent ice storm. Matthews expressed how fortunate Simpson County was to have been spared the devastation and loss of services that most of the state endured. He also applauded measures that are already in place here that will help avoid some of the problems encountered in other areas. Examples he cited were our advanced mapping system, or residential numbering, which aids in response times for emergency as well as service response and the fact that the county judge executive can rule that inspection fees be waived in a disaster situation. Bush suggested that our emergency management talk with or visit places such as Webster County to learn from their experience. Both men were grateful for the opportunity to help, and the court expressed appreciation for their representation.

Motion by Chandler Second by Banton Ayes-All
 Approve minutes of the February 3rd regular fiscal court meeting.

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

AAA Systems	01-5081-177	360.00
Advanced Systems Technology	03-5101-334	836.35
American Cleaners	01-5015-481	12.00
Aqua Treat of KY	01-5081-177	200.00
AT & T	75-5145-585	3988.04
AT & T	01-5120-573	138.39
AT & T Mobility	01-5120-573	52.42
AT & T ProClub	01-5010-573	275.16
AT & T ProClub	01-5015-573	247.97
AT & T ProClub	01-5070-573	107.36
AT & T ProClub	01-5081-578	227.22
AT & T ProClub	01-9100-573	302.78
AT & T ProClub	02-6005-573	110.50
AT & T ProClub	03-5101-573	324.02
AT & T ProClub	75-5145-573	453.10
Atmos Energy	01-5081-578	179.88
Atmos Energy	01-5120-578A	699.96
Atmos Energy	01-9100-578	2718.90
Barren County Business	01-5001-445	4.38
Barren County Business	01-5010-445	316.96
Batteries Plus	03-5101-334	32.99
Bluegrass Uniforms	01-5015-481	205.64
Bob Huber	03-5101-340	5.29
Bob Huber	03-5101-429	10.00
Bob Huber	03-5101-576	4.55
Bob Matthews	01-5116-569	637.56
Bobby C. Phillips, Co Clerk	01-5010-201	1585.67
CED BG	03-5101-599	68.00
Cintas	03-5101-411	66.58
Cintas	01-5080-411	163.53
CIT Technology	01-5010-564	390.00
City of Franklin	01-5081-578	74.94
City of Franklin	01-5120-578B	25.03
City of Franklin	01-9100-578	191.17
City of Franklin	03-5101-578	4199.74
CMSI	03-5101-411	95.40
Crabtree Furniture	01-5080-334	14.00
Crocker Animal Hospital	01-5205-385	124.35

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Daenyael Wagers	75-5145-569	279.35		
Digitech Services	01-5001-590	53.50		
Digitech Services	02-6105-447	190.00		
Electric Plant Board	01-9100-578	838.27		
Electric Plant Board	02-6005-578	245.89		
Embry's Garage	01-5120-336	5998.96		
Empire Lock & Alarm	01-5120-334A	405.50		
Fastenal	03-5101-334	27.24		
FedEx	01-5001-563	85.25		
Fiscalsoft Corporation	01-5001-319	8900.00		
Franklin Favorite	01-5001-302	30.00		
F-S High School	01-5315-507	1000.00		
G & W Termite & Pest	01-5081-177	55.00		
G & W Termite & Pest	01-5120-334A	75.00		
G & W Termite & Pest	01-5120-334B	55.00		
G & W Termite & Pest	01-5120-586	100.00		
G & W Termite & Pest	01-5080-346	85.00		
Galls Inc.	01-5015-481	94.96		
Galls Inc.	01-5120-446	180.88		
Gant's Complete Auto	01-5015-340	380.18		
Gary Crafton	01-5020-103	250.00		
Gulf States Distributors	03-5101-599	251.50		
Hanson Aggregates	02-6105-409	280.84		
Hill Manufacturing	03-5101-411	521.25		
Jimmy's Auto	01-5120-334A	25.48		
Jimmy's Auto	01-5120-336	9.20		
Jody & Sons Mechanical	01-5080-334	120.00		
KACTFO	01-9100-569	150.00		
Kathryn Thissen	01-9100-307	3250.00		
Kelly Banton	01-9100-576	375.85		
Kentucky State Treasurer	01-5015-569	378.00		
KMCA	01-9100-569	250.00		
Larry Randolph	01-9100-578	366.30		
Lowe's	01-5080-334	93.14		
Lowe's	02-6105-447	150.33		
Luther's Auto Repair	03-5101-340	36.00		
Lynn Peavey Company	01-5015-435	167.95		
Mac's New Used & Abused	03-5101-707	104.25		
Main Street Printing	01-5001-565	55.00		
Marty Chandler	01-9100-576	344.40		
Mefford & Phillips	01-5005-165	300.00		
Mike's Auto Parts	01-5120-336	65.90		
Mike's Auto Parts	02-6105-447	271.17		
Mike's Auto Parts	02-6105-588	5.69		
Mike's Auto Parts	02-6105-592	1014.45		
Mike's Auto Parts	03-5101-334	100.43		
Nelson McDaniels	01-5070-348	395.00		
North Western Comm	03-5101-334	50.00		
OfficeWare	01-5070-564	171.26		
Palco Enterprises	03-5101-703	184.67		
Pam Rohrs	01-9100-576	222.30		
Piggly Wiggly	03-5101-425	714.63		
Pilot Travel Center	03-5101-429	230.95		
Print Source Consulting	01-5001-565	106.03		
Quill	03-5101-445	362.44		
Quill	01-5001-725	181.30		
Quill	01-5120-739	90.65		
Rapid Fueling	02-6105-455	1000.03		
Rapid Fueling	01-5120-455	637.92		
Rapid Fueling	01-5115-429	53.26		
Rapid Fueling	01-5116-429	48.66		
Rapid Fueling	01-5205-429	150.71		
Rapid Fueling	01-5015-429	1646.46		
Sensit Technologies	01-5120-588	216.21		
Shell Fleet Plus	01-5015-429	81.89		
Simpson Co Payroll	01-5010-202	3062.01		
Simpson Co Payroll	01-5010-205	570.00		
Simpson Co Payroll	01-5015-205	5547.10		
Simpson Co Payroll	01-5081-205	450.00		
Simpson Co Payroll	01-5120-205	1800.00		
Simpson Co Payroll	01-9400-205	261.84		
Simpson Co Payroll	02-9400-205	422.86		
Simpson Co Payroll	03-9400-205	4384.27		
Simpson Co Payroll	75-9400-205	1268.40		

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Simpson Co PVA	01-5030-367	6380.50		
Simpson Co Water District	01-9100-578	30.61		
Sleight Business Machines	01-5010-564	19.34		
Southern Foods	03-5101-411	1545.80		
Southern Foods	03-5101-425	5573.78		
Southern Foods	03-5101-707	66.91		
Southern KY Auto Brokers	01-5120-336	225.00		
Standard Insurance Company	01-9400-205	388.21		
Thomas Crafton	01-5020-308	50.00		
Thomas Crafton	01-5020-576	275.00		
UC Milk	03-5101-425	868.43		
US Bank Louisville	02-7700-607	1245.90		
US Bank Louisville	01-7700-603A	1303.28		
US Bank Louisville	01-7700-607A	427.56		
US Bank Louisville	01-7700-607B	1427.49		
US Bank Louisville	01-7700-607B	686.31		
Walmart	01-5001-445	0.79		
Walmart	01-5080-411	33.68		
Walmart	01-5205-403	111.17		
Walmart	03-5101-340	72.94		
Walmart	03-5101-411	183.01		
Waste Management	01-5217-364	525.00		
Western KY Drywall Supply	03-5101-334	235.00		
Wholesale Supply	01-5080-334	37.66		
Wholesale Supply	01-5081-177	44.88		
Wholesale Supply	02-6105-447	78.03		
Witmer Associates	01-5120-446	54.97		
Witmer Associates	01-5120-739	458.97		
WRECC	01-5120-578C	69.46		
Yokley Machine Company	02-6105-447	82.50		

Transfers:

\$400.00	01-5001-319 (computer software dev) from 01-9100-578 (utilities)
\$100.00	01-5315-507 (services children/youth) from 01-9100-573 (telephone)
\$553.48	01-9100-307 (audit services) from 01-9100-578 (utilities)
\$3000.00	02-6105-592 (maint/rep truck parts) from 02-6105-143 (road maint salaries)
\$4000.00	02-6105-588 (maint/rep equipment) from 02-6105-143 (road maint salaries)
\$3000.00	01-5120-578C (substation utilities) from 01-5120-574 (training)
\$2645.54	03-5101-212 (fringe training) from 03-5101-340 (vehicle maint/rep)
\$129.06	03-5101-599 (misc expense) from 03-5101-340 (vehicle maint/rep)

Motion by Chandler Second by Banton Ayes-All

Accept low bid of \$8,000.00 submitted on February 12, 2009, by Jackson Excavating for demolition and removal of building (former Dunn property) located at 106 Court Street.

Judge Henderson briefly reported on a discussion that he'd had with Representative Wilson Stone regarding the "six-year" highway plan which originated in 1998. The widening of 31-W South is part of this plan which is currently unfunded and the 31-W North phase is in the unscheduled needs status. Improving curves and humps on Highway 100 East is also still part of this long-range plan. Design dollars are all that is available for plans for Highway 1008 completion and a new path design for portions of the existing road. In essence, the highway plan is a working document as there are limited road dollars. First-term Representative Stone wanted to be sure that projects on the needs list for Simpson County are still valid. The judge also mentioned that the error in striping on Highway 100 East at Exit 6 has been discussed with the Transportation Cabinet, but it has not been corrected yet.

Another topic as a matter of report from Judge Henderson was the establishment by Fiscal Court of functioning, decision-making committees on which magistrates would serve in order to satisfy the requirement for their monthly \$300.00 stipend. The 100 hours per month of documented magisterial work in order to qualify a magistrate for the retirement system was also mentioned in this discussion. Statewide attention has been drawn to these subjects as Owen County has been the target of a grand jury investigation that has drawn scrutiny for county officials and their eligibility for compensation and benefits.

Motion by Chandler Second by McCutchen Ayes-All

Establish four active standing committees with (1) Magistrate McCutchen on the County Facilities Committee, (2) Magistrate Banton on the Community Development Committee, (3) Magistrate Randolph on the Budget and Finance Committee and (4) Magistrate Chandler on the Transportation Committee.

Judge Henderson also reported that the matter of the unmarked Amish buggies in the community continues to raise public safety concerns with county residents. This is an issue that has created concerns throughout the state and is a law enforcement matter.

County Attorney Sam Phillips gave a brief report from the recent County Attorney's Winter Conference. Phillips said that the passing of the state budget was not particularly good but the unified prosecutorial system which consists of prosecutors and county attorneys was able to avoid the elimination of 400 jobs statewide. Another aspect of the current legislative session is an amendment to the DUI laws to include the drug driver law. After ten years of trying to address this growing problem, it looks like this could pass. This would exclude the testing for marijuana because the lab testing is cost prohibitive and prescription drugs would also be excluded as long as they are within the therapeutic limits of the prescription. Also, with KACo's help there is a proposed revamping of the tax collection system eliminating the sheriff's sale after the taxes become delinquent. On April 15th the certifications of delinquencies would go directly to the county clerk's office. There will still be third party buyers but there is some built-in consumer protection in the new system.

Magistrate Banton reminded Fiscal Court of the announcement and ground-breaking scheduled for Wednesday, February 18th at 10:00 AM on Steele Road across from Tourism.

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Motion Banton Second by Randolph Ayes-All
Go into executive session pursuant to KRS 61.810 Section (1), Subsection (f) discussions which might lead to the appointment, discipline or dismissal of an individual employee. (9:25 AM)

Motion by Chandler Second by McCutchen Ayes-All
Come out of executive session. (9:40 AM)

Motion by Banton Second by Randolph Ayes-All
Approve recommendation of Property Valuation Administrator Pam Womaek to hire Sheryl Steele to return to the temporary position to complete the scanning project.

Judge Henderson also reported to the Court that during conversation last week with Steve Guarino of Matrix Computerz, he confirmed that there had been no significant change with the financial status of his endeavors to bring broadband internet service to Simpson County and that the market was growing smaller. The judge felt that Matrix will not be able to provide the service.

Motion by Randolph Second by Banton Ayes-All
Adjourn. (10:40 AM)

*See Attachments File February 17, 2009.