

# Fiscal Court Orders

Dec. 21, 2010

Book 35

REGULAR SESSION OF NELSON FISCAL COURT

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COURT MET IN REGULAR SESSION, PRESENT COUNTY JUDGE-EXECUTIVE DEAN WATTS AND THE FOLLOWING NAMED MAGISTRATES; SAM HUTCHINS, BERNARD ICE, JEFF LEAR AND JERRY HAHN. MAGISTRATE MAYNARD WIMSETT WAS ABSENT.

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MINUTES - DEC. 7

On motion of Sam Hutchins, second of Jerry Hahn, by unanimous vote of the Court members present, IT IS HEREBY ORDERED to approve the minutes of the Dec. 7 session of Nelson Fiscal Court as presented.

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BILLS

On motion of Bernard Ice, second of Jeff Lear, by affirmative vote of the Court members present, IT IS HEREBY ORDERED to authorize the County Treasurer to pay the following bills:

**Nelson County Fiscal Court  
General Funds Bills for Court Approval  
December 21, 2010**

Name	Memo	Account	Amount
<b>01 General Fund</b>			
BNC Fire Dept Corp	Annual training subsidy	5120309 · Consulting & Training	\$ 2,500.00
Boston Fire District	Annual training subsidy	5120309 · Consulting & Training	2,500.00
New Haven Fire Department	Annual training subsidy	5120309 · Consulting & Training	2,500.00
New Hope Fire District	Annual training subsidy	5120309 · Consulting & Training	2,500.00
Northeast Nelson Fire	Annual training subsidy	5120309 · Consulting & Training	2,500.00
Rolling Fork Volunteer Fire District	Annual training subsidy	5120309 · Consulting & Training	2,500.00
City of Bardstown	Annual recreation support	5405348 · Recreation Program Support	50,000.00
City of Bloomfield	Annual recreation support	5405348 · Recreation Program Support	5,000.00
City of New Haven	Annual recreation support	5405348 · Recreation Program Support	5,000.00
ADP	PR charges 120310	9100301 · Payroll Processing	346.17
Airgas Mid America	CO2 for welder	5090427 · Supplies	78.85
American Tire	SO 38	5105479 · Tires	485.24
American Tire	Tire repair- Cambron	5115479 · Tires	19.45
American Tire	Front end align, 4 tires - Ryan	5205340 · Vehicle Expense	544.99
American Tire	Tire repair	5340340 · Comm Svc Vehicle Main	19.45
Aqua Treat	Monthly treatment	5415329 · Building Contract Services	160.00
Bardstown Ambulatory	Employee medical	9400547 · Employee Medical/WC Claims	300.00
Barrie, Jennifer	Sheriff office cleaning - Nov 10	5105329 · Bldg Main Contracts	1,000.00
Bluegrass Uniforms Inc	Cox, Wells	5105481 · Uniforms	302.95
Boone's Electric Motor	Capacitors for blower motors	5081329 · Justice Center Main Contracts	28.68
City of Bardstown	Voluntary Action Vouchers	5301515 · Vol Action General Assistance	308.95
County Clerk	Board of Elections Oct-Dec 2010	5065192 · Election Officers Pay	450.00
Danville Office	Ink cartridges, ink, binders, pencils, paper	5040445 · Treasurer Office Supplies	185.52
Danville Office	Inspection reports, toner, ink cartridges, paper	5115445 · Office Supplies	498.85
Danville Office	Vouchers	5301445 · Voluntary Action Office Expense	170.00
Duplicator Sales & Service Inc	Monthly copy charge	5205445 · Office supplies	1.20
Fisher Auto	Steering idler arm	5205340 · Vehicle Expense	68.78
Hillyard	Ice melt	5081411 · Justice Center Custodial Supply	231.90
Hillyard	Mops, towels, trash liners	5205411 · Building Custodial Supplies	227.32
International Assoc Electrical Inspectors	Coffman Membership	5115551 · Dues & Certifications	102.00
KACO Insurance Agency	Bond renewals - non elected officials	9100521 · County Insurance	410.25
KACO Insurance Agency	Performance Bonds - CJE, Jailer, Coroner, Sheriff	9100521 · County insurance	407.20
KACO Insurance Agency	Sheriff Revenue Bond	9100521 · County insurance	6,209.80
KACO Insurance Agency	Sheriff Repayment of Advance Bond	9100521 · County insurance	1,059.55
Kaminski, Mike	Training - meals reimbursement	5105577 · Travel	37.78
Ky Employers Mutual Ins	Monthly installment	9400209 · Workers Comp Insurance	2,255.52
Landmark Community Newspapers	Police cruiser bids	9100539 · Advertising & Legal Notices	34.35
Leo Talbott & Son, Inc.	Chiller	5080329 · Courthouse Main Contracts	380.00
Leo Talbott & Son, Inc.	Chiller	5085329 · Building Main Contracts	85.00
Leo Talbott & Son, Inc.	New fan motor, pulley for condenser	5085741 · Sutherland Bldg renovation	1,444.00
Leo Talbott & Son, Inc.	5 ton water source heat pump; AC system, heat pumps	5415742 · Civic Center	7,515.00
Pinkston, Lisa	Board of Elections Oct-Dec 2010.	5065192 · Election Officers Pay	450.00
Quill Corporation	Binders, ink stamp	5040445 · Treasurer Office Supplies	49.97
Salt River	Line cost	6105578 · Utilities	135.00
Sheriff	Board of Elections Oct-Dec 2010	5065192 · Election Officers Pay	450.00
Sneed, Harold	Board of Elections Oct-Dec 2010	5065192 · Election Officers Pay	450.00
Speedway	Fuel	5105429 · Gas	2,091.41



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Sam's Club	Heater, booster cables	5140443 · Vehicle Parts	98.62
Sam's Club	Ink cartridges, folding chairs	5140445 · Office Supplies	125.64
Sam's Club	Batteries, LED's	5140550 · Medical supplies & Materials	59.78
USI House Account	Medical supply/vend machine	5140550 · Medical supplies & Materials	300.00
Total 09 Ambulance Fund			15,060.31
<b>Total</b>			<b>\$ 230,800.75</b>

**Nelson County Fiscal Court  
PIC Bills for Court Approval  
December 21, 2010**

Name	Memo	Account	Amount
<b>13 Solid Waste Fund</b>			
Bardstown Ambulatory	Employee medical	9400547 · Employee Medical/WC Claims	\$ 60.00
Keystops	Fuel	5215429 · Fuel & Lubricants	13,811.43
Ky Employers Mutual Ins	Monthly installment	9400209 · Workers Comp Insurance	2,620.15
Lasco	BTE, Governor	5215443 · Parts	97.76
Raben Tire Co	Tires, repairs	5215479 · Tires	699.20
Republic Diesel	Batteries, LED's, turn signal switch	5215443 · Parts	525.41
Republic Diesel	Ball, joint, cables, drain assembly, lockset	5215548 · Dead Animal Program Expense	353.54
Salt River	Garbage billing services	5215320 · Collection Contracts	9,292.08
Smith Beverly	Replace damaged trash cans	5215571 · Property repairs	63.54
Springfield Laundry	Uniforms	5215481 · Employee uniforms	521.00
Total 13 Solid Waste Fund			28,044.11
<b>15 Landfill Fund</b>			
American Tire	Backhoe	5210479 · Tires	505.10
American Tire	Tires	5217479 · Recycling Truck tires	439.68
Bardstown Ambulatory	Employee medical	9400547 · Employee Medical/WC Claims	60.00
Fisher Auto	Oil dry	5210427 · Main supplies	38.95
Fisher Auto	Funnel	5210443 · Parts	10.96
Gordon Foods	Coffee	5210445 · Office Expense	134.36
Keystops	Fuel and lubricants	5210429 · Fuel & Lubricants	10,112.75
Ky Employers Mutual Ins	Monthly installment	9400209 · Workers Comp Insurance	3,070.74
Lasco	Truck 409 - rear bushings	5210336 · Equipment Repairs	1,442.60
Lasco	Truck 409	5210443 · Parts	86.59
Leo Talbott & Son, Inc.	AC System, Capacitor	5210334 · Building Maintenance	111.50
McCoy & McCoy	Monitoring	5210324 · Environmental Monitoring	1,011.59
Snap-On Tools	Shop tools	5210443 · Parts	90.65
Springfield Laundry	Cleaning supplies	5210427 · Main supplies	103.00
Springfield Laundry	Uniforms	5210481 · Uniforms	351.50
Wayne Supply	826C	5210443 · Parts	35.40
Total 15 Landfill Fund			17,605.37
<b>23 Occupational Tax Fund</b>			
Ky Employers Mutual Ins	Monthly installment	9400209 · Workers Comp Insurance	3.26
Quill Corporation	Paper	5047445 · OLF Office supplies	74.97
Total 23 Occupational Tax Fund			78.23
<b>97 PIC</b>			
Springfield Laundry	Mats	5082411 · SOB Custodial Supplies	24.50
Total 97 PIC			24.50
			<b>\$45,752.21</b>

**NELSON COUNTY FISCAL COURT  
PAID BILLS FOR COURT APPROVAL  
December 21, 2010**

Fund/Vendor	Description	Account	Amount
<b>EMS Fund</b>			
Ky Board of EMS	License additional vehicle	5140551 · Dues and Licenses	\$ 100.00
EVS Ltd	Cushions for squads	5140550 · Medical supplies & Materials	435.25
<b>OLF Fund</b>			
Nelson EMS	Transfer budgeted funds	4909 09 · Transfers to EMS	60,000.00
<b>TOTAL PAID BILLS</b>			<b>\$ 60,535.25</b>

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**Nelson County Fiscal Court  
Additional Bills for Court Approval  
December 21, 2010**

Name	Memo	Account	Amount
<b>01 General Fund</b>			
ADP	PR charges 121510	9100301 - Payroll Processing	\$ 39.80
Bardstown Electric Supply	Switch for motors	5081329 - Justice Center Main Contracts	9.36
Beaven Equipment	SO 46	5105340 - Vehicle maintenance	131.00
BP Gas	Fuel	5105429 - Gas	3,115.11
Campbell Pet Co	Leashes	5205427 - Animal feed & supplies	62.62
City of Bardstown	Voluntary Action Vouchers	5301515 - Vol Action General Assistance	234.00
Gilliland, Joedy	Meals for in service	5105577 - Travel	90.67
Hasco Tag Co	License tags	5205427 - Animal feed & supplies	149.55
KACO Insurance Agency	County Clerk	9100521 - County insurance	305.40
KCJEA/KMCA	Training - Sam Hutchins	5025569 - Magistrates Conferences	175.00
Matthews, Kaelen	Meals during training	5105577 - Travel	9.00
Quick Care Oil Lube Express	Oil change, battery, tire rotation, universal joint	5105340 - Vehicle maintenance	325.73
SecureNet	Security system - Humane Society	5205329 - Main Contracts	39.95
Thomson West	2011 Criminal law pamphlets	5105427 - Supplies	119.00
<b>Total 01 General Fund</b>			<b>4,806.19</b>
<b>02 Road Fund</b>			
CMS Inc	Hand soap	6105427 - Garage supplies	136.97
Kimball Midwest	Deicer, cleaner	6105427 - Garage supplies	78.88
Whayne Supply	120G	6105336 - Equipment repairs	2,307.16
<b>Total 02 Road Fund</b>			<b>2,523.01</b>
<b>03 Jail Fund</b>			
Bob Barker	Inventory purchases	5101428 - Canteen Inventory	711.34
Bob Barker	Shirts, trousers	5101465 - Prisoner Clothing	195.16
CDA Inc.	Electronic Monitors	5101314 - Contracts with Other Counties	520.00
Central Ky Radiology	Inmate medical	5101549 - Routine Medical	49.88
Clems	Food	5101425 - Food	1,099.25
Construction Support Services	Service call - HVAC, thermostat, sensors	5101329 - Building Main Contracts	1,067.80
Dean Milk	Milk	5101425 - Food	1,251.54
Diamond Pharmacy Services	Inmate medical	5101549 - Routine Medical	2,151.73
EarthGrains	Bread	5101425 - Food	759.90
Hardin Co Detention Center	Inmate housing	5101314 - Contracts with Other Counties	4,368.00
Kerr Office Plus	Copier service	5101445 - Office Supplies	332.00
Ky Volunteer Insurance	Work release insurance	5101428 - Canteen Inventory	650.00
Maxima Supply	Inventory purchases	5101428 - Canteen Inventory	1,624.14
Medica	Inmate medical	5101549 - Routine Medical	1,087.95
RWH Computer Networking	Service call	5101445 - Office Supplies	75.00
<b>Total 03 Jail Fund</b>			<b>15,943.69</b>
<b>09 Ambulance Fund</b>			
American Tire	Sq 35	5140340 - Vehicle Maintenance & Repairs	252.00
American Tire	Sq 35	5140443 - Vehicle Parts	83.61
Beaven Equipment	Sq 41, 34, 31, 37, 38	5140340 - Vehicle Maintenance & Repairs	580.00
Beaven Equipment	Sq 41, 34, 31, 37, 38	5140443 - Vehicle Parts	943.00
Galls	Switch panels, lights, mag charger sleeve	5140443 - Vehicle Parts	83.66
Galls	Uniforms	5140481 - Staff Uniforms	89.98
Galls	Sq 31	5140550 - Medical supplies & Materials	232.96
<b>Total 09 Ambulance Fund</b>			<b>2,265.21</b>
<b>13 Solid Waste Fund</b>			
Municipal Equip	Valve handle	5215443 - Parts	49.52
Republic Diesel	Truck 411	5215443 - Parts	816.14
<b>Total 13 Solid Waste Fund</b>			<b>865.66</b>
<b>15 Landfill Fund</b>			
Ri Tec Industrial Products	Destroyer DZ cleaner	5210427 - Main supplies	210.00
Zep Sales and Service	Meter mist	5210427 - Main supplies	139.81
<b>Total 15 Landfill Fund</b>			<b>349.81</b>
			<b>\$ 26,753.57</b>

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PLANNING AND ZONING - REZONING ORDINANCE (FIRST READING)

#2343 Daniel Blincoe and Joseph L. Hutchins

County Judge-Executive Dean Watts presented in open Court for first reading the following proposed ordinance amending the zoning map for Nelson

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County, which change was presented in accordance with the zoning regulations and has been reviewed and recommended for approval by the Joint City-County Planning and Zoning Commission as evidenced by written notice to that effect.

Said proposed ordinance was read in open Court in resume form and a full copy of the proposed ordinance is as follows:

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED ZONING MAP ENTITLED "ZONING MAP, CITIES OF BARDSTOWN, BLOOMFIELD, FAIRFIELD, NEW HAVEN AND NELSON COUNTY, KENTUCKY"

BY CHANGING THE DISTRICT CLASSIFICATION OF PROPERTY LOCATED IN NELSON COUNTY AS HEREINAFTER DESCRIBED FROM B-3, REGIONAL RETAIL BUSINESS DISTRICT TO BE REZONED AS R-3, MULTI-FAMILY RESIDENTIAL DISTRICT.

WHEREAS, the Joint City-County Planning Commission of Nelson County, Kentucky, on November 9, 2010 held a public hearing under the provisions of KRS Chapter 100, and after careful consideration, the Commission on November 23, 2010, voted to approve and recommend the amendment to the Fiscal Court of Nelson County.

WHEREAS, the Court held a first reading on December 21, 2010 and after due advertisement held a second reading and adoption on January 4, 2011, and after due consideration,

UPON MOTION OF \_\_\_\_\_, SECONDED BY \_\_\_\_\_, AND A VOTE BEING HAD AND THE COUNTY JUDGE ANNOUNCING THAT THE MOTION CARRIED,

NOW THEREFORE BE IT ORDAINED BY THE FISCAL COURT OF NELSON COUNTY, COMMONWEALTH OF KENTUCKY:

SECTION I: Boundaries of the district as shown on district map entitled "ZONING MAP, CITIES OF BARDSTOWN, BLOOMFIELD, FAIRFIELD, NEW HAVEN AND NELSON COUNTY, KENTUCKY" be and the same are hereby amended for reasons adopted and stated in the recommendation of the Joint City-County Planning Commission all of which is made a part hereof as if fully set out herein, including the letter of recommendation dated November 30, 2010, from the said Joint City-County Planning Commission of Nelson County to the Nelson County Fiscal Court, so that the following described property of Daniel Blincoe (Applicant/Owner) and Joseph L. Hutchins (Co-Applicant/Developer) is presently B-3, Regional Retail Business District be and the same is placed as R-3, Multi-Family Residential District and said property is described as follows:

Being Lots #11 and 12 in Phase Three of the Maywood Commercial Development as shown on Plat of record in Plat Cabinet 5, Slot 162, in the Nelson County Clerk's office containing 1.23 acres.

SECTION II: This Ordinance becomes effective immediately upon passage by the Fiscal Court of Nelson County.

SECTION III: This Ordinance shall be published in the Kentucky Standard newspaper by

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title and summary within 30 days after adoption.

SECTION IV: This Order or parts of Orders in conflict herewith are repealed to the extent of such conflict.

After a first reading, motion was made by Bernard Ice, second by Sam Hutchins, by affirmative vote of Court members Hutchins, Ice, Lear and Hahn, IT IS HEREBY ORDERED that legal notice advertising the second readings and possible adoption of the proposed ordinance be published in The Kentucky Standard in accordance with KRS 424.

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## SHERIFF'S BUDGET FOR 2011

Budget for calendar year 2011 was previously presented by Sheriff Mike Newton and Sheriff-Elect Steve Campbell (See Book 35, Pp 110-11). On motion of Bernard Ice, second of Jeff Lear, by affirmative vote of all Court members present, IT IS HEREBY ORDERED to approve the 2011 Sheriff's budget as presented.

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## FISCAL COURT COMMITTEE ASSIGNMENTS FOR 2011 THRU 2014

On motion of Sam Hutchins, second of Jerry Hahn, by affirmative vote of all Court members present, IT IS HEREBY ORDERED to approve the following Court member assignments to committees as listed:

Equipment/Grounds	Sam/Jerry
Recreation	Jeff/Keith
EMA/EMS	Sam/Keith
Planning & Zoning	Bernard/Jeff
Personnel	Bernard/Sam
Solid Waste/Landfill	Jeff/Jerry
Jail	Keith/Bernard
Animal Control	Jerry/Keith

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## BOARD APPOINTMENTS

\*\*PLANNING COMMISSION - On recommendation of the County Judge-Executive, and on motion of Jerry Hahn, second of Sam Hutchins, by affirmative vote of all Court members present, IT IS HEREBY ORDERED to approve the appointment of Charles Howard to the Planning Commission, this to fill the unexpired term of Wayne Colvin; term will expire in February, 2014.

\*\*NELSON COUNTY BOARD OF ADJUSTMENTS - On motion of Bernard Ice, second of Sam Hutchins, by affirmative vote of all Court members present, IT IS HEREBY ORDERED to approve the reappointment of Alan Parker to the Nelson County Board of Adjustments.

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DEPARTMENT REPORTS

**\*\*EMS**

Joe Prewitt reported as follows: 1) Annual increases for Medicare/Medicaid payments became virtually stagnant a few years ago; a 3% "rule" was put into effect for two years as a result of EMS lobbying; program was scheduled to end Dec. 31, 2010. Prewitt reported that the program has been extended for another year via Federal legislation; and 2) Beginning Jan. 1, 2011, ambulance services across the country are being required to report mileage to the actual tenth of a mile rather than rounding to the nearest mile. Problem is that odometers on new vehicles do not register miles in tenths; a reset of trip mileage will have to be done for each transport. This will be difficult to manage.

**\*\*JAIL**

Jailer Dorcas Figg presented her regular report as follows:

**NELSON COUNTY JAIL**

**NELSON COUNTY JAIL**

WAITING COURT	5
HIP	0
WORK RELEASE	5
C/S	4
TO BE RELEASED DECEMBER	3
STATE SENTENCED :	
CI	13
CD	11
SENTENCED TO JAIL	8
COMMUNITY SERVICE	5
WORK RELEASE	5
HIP	1
CIRCUIT WAITING COURT	46

	Total	Hardin Co	HIP	State	W-End	In House
<b>DECEMBER</b>						
Wed. 08	143	10	2	22	14	117
Thur. 09	148	10	2	21	14	122
Fri. 10	145	10	2	22	14	119
Sat. 11	138	10	2	22	8	118
Sun. 12	137	13	2	22	8	114
Mon. 13	137	13	2	22	9	113
Tue. 14	139	12	2	22	12	113
Wed. 15	135	10	2	22	12	111
Thur. 16	137	10	2	22	13	112
Fri. 17	131	10	1	22	12	108
Sat. 18	139	10	1	20	6	122
Sun. 19	132	10	1	24	7	114
Mon. 20	122	10	1	24	12	99
Tue. 21	118	10	1	24	11	95

TOTAL OF 51 HAS NOT BEEN SENTENCED

**NUMBER OF DAYS INMATES SERVED F/ NOVEMBER 2010**

DAYS	INMATES	DAYS	
1	80	16	1
2	34	17	3
3	14	18	5
4	19	19	15
5	9	20	6
6	6	21	2
7	9	22	1
8	8	23	4
9	0	24	1
10	1	25	1
11	3	26	2
12	7	27	6
13	9	28	2
14	4	29	2
15	3	30	87

**NOVEMBER DAILY AVERAGE**

	Mandays	Average
CI	477	15
CD	318	10
NELSON	3760	125
TOTAL	4555	151

**NEW ARREST AND RELEASES F/ NOVEMBER 2010**

ARRIVALS.	MALE	FEMALE	TOTAL
	163	42	205
RELEASES	MALE	FEMALE	TOTAL
	151	39	190

SENTENCED INMATES	
DISTRICT COURT	
WEEKENDS	11
JAIL	9

**\*\*LANDFILL**

Brad Spalding reported on landfill business as usual; scheduling will remain the same as normal during the holidays.

**\*\*ROAD DEPARTMENT**

Jim Lemieux reported a) on snow and ice removal related to recent weather events and on status of salt supplies and on-going replenishment; b) on routine work, including tree clearing from the Mill Creek drainage area; c) on stream construction permits obtained for water crossing at Cooksey Ln., and d) on bid opening scheduled for Jan. 7 for Fairgrounds pavilion.

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LIMIT OF EXPENDITURES IN ELECTION YEAR

Information was presented by the County Treasurer related to statute

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limiting expenditures in first half of each fourth year--Nelson County is within the parameters of the statute:

## JUDGE EXECUTIVE, MAGISTRATES, DEPARTMENT HEADS:

### *KRS 68.310 Limit of expenditures for first half of each fourth year.*

Except in case of an emergency concerning which the county judge/executive, the fiscal court and the state local finance officer unanimously agree in writing, and, except for encumbrances or expenditures from the county's road fund, no county shall, during the first half of any fourth fiscal year, beginning with the fiscal year 1998-1999, encumber or expend more than sixty-five percent (65%) in any fund budgeted for that fiscal year, not counting as current funds any budgetary allotments for or payments of principal and interest of bonded indebtedness. Prior to encumbering or expending any funds from the road fund during the first half of any fourth fiscal year which exceed sixty-five percent (65%) of the amount budgeted, the fiscal court shall assure that there are sufficient funds remaining in the general fund to provide for the excess encumbrance or expenditure from the road fund on a dollar for dollar basis. Those excess funds shall remain in the general fund until on or after January 1 of that fiscal year.

The calculation of KRS 68.310 as of November 30, 2010 is attached.  
All funds are in compliance.

Please see or call me at 348-1804 if you have any questions regarding this report.

Thanks!

*Rhonda Fenwick*  
Rhonda Fenwick  
County Treasurer

Nelson County Fiscal Court  
KRS 68.310 Review

County Name: Nelson	General Fund	Road Fund	Jail Fund	LGA Fund	EMS	SW	LP	DP	DC
Original Budget	6,841,300	3,724,200	1,880,800	285,400	2,038,865	1,902,100	2,867,825	205,535	1,042,280
Amendments									
Less Budgeted Lease Receipts (4912)									
Less Budgeted Borrowed Receipts (4911)									
Less Budget CDBG, Surplus Grants	500,000								
Total Subject to KRS 68.310	6,341,300	3,724,200	1,880,800	285,400	2,038,865	1,902,100	2,867,825	205,535	1,042,280
65% of Total	4,121,845	2,420,730	1,222,520	172,510	1,325,362	1,236,365	1,864,186	133,608	677,342
Claims Allowed	2,377,582	1,975,548	634,821	70,119	641,016	828,351	738,008	51,031	18,572
Less Debt Service Allowed (800s)									
Less CDBG/Surplus Grant Expended (700s)									
Encumbered	125,910.71	118,912.68	29,459.07	26,894.06	20,017.02	33,589.94	67,263.82	232.88	152.50
Total Encumbered or Expended	2,503,493	2,094,461	664,280	99,013	661,033	859,941	806,272	51,264	18,725
Percent Expended/Encumbered	60%	56%	35%	34%	32%	44%	28%	25%	18%
Amount (over)/under 65%	1,618,352	326,269	428,440	73,497	434,228	376,424	1,057,614	82,334	658,745
GEN/ROAD/MAIL COMBINED		45%							

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### MECHANICAL INSPECTIONS / FEES:

Discussion was held concerning the State of Kentucky's determination that, under their funding process, inspection of HVAC systems would be added to the State inspection program, as with plumbing inspections. Nelson County is currently doing the HVAC inspection in-house; it has the option of continuing to do so, but mandated fee will be \$75 rather than the \$44 now charged by Nelson County. Otherwise, this inspection will be done on the State level. Program as mandated by the State will be effective Jan. 1. Following discussion of need for more timely information so that there might be consideration of options to offset increased costs, as well as of discussion of advantages of keeping the



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inspections local, on motion of Sam Hutchins, second of Jeff Lear, by affirmative vote of all Court members present, IT IS HEREBY ORDERED to continue doing HVAC inspections by Nelson County inspectors. Jerry Hahn voted against the motion.

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## ON-GOING

BONDS - Judge Watts told Court members that bonds for the Sheriff and the Jailer have been received.

SWEARING-IN - Elected officials will be sworn in at 11:00 a.m. in the Circuit Court Room at the Justice Center on Dec. 27.

ROAD LISTS - Jim Lemieux has given each magistrate updated outlines of road projects in their magisterial districts, as well as information on needs in various areas.

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## ORDINANCE RE PERSONNEL POLICIES (FIRST READING)

County Judge/Executive Dean Watts presented in open Court for first reading the following proposed ordinance amending the ordinance relating to personnel policies. Said proposed ordinance was read in open Court in resume form and a full copy of the proposed ordinance is as follows:

### AN ORDINANCE RELATING TO THE NELSON COUNTY PERSONNEL ORDINANCE CLASSIFICATION AND COMPENSATION PLANS PERSONNEL POLICIES AND PROCEDURES

WHEREAS The County of Nelson has in effect The Nelson County Personnel Ordinance Classification and Compensation Plans, Personnel Policies and Procedures, and

WHEREAS the County of Nelson desires to add a policy relating to the use of cell phones, and

WHEREAS, the Court, after due advertisement held a first reading on \_\_\_\_\_, and a second reading and adoption on \_\_\_\_\_, after due consideration, upon motion of \_\_\_\_\_ and seconded by \_\_\_\_\_, and a vote being had, the County Judge announcing motion carried,

NOW THEREFORE, be it ordained by the Fiscal Court of Nelson County, Commonwealth of Kentucky, that the following shall be an Addition to The Nelson County Personnel Ordinance Classification and Compensation Plans, Personnel Policies and Procedures:

#### CELL PHONE USE BY COUNTY EMPLOYEES

Cell phone use (texting included) shall be prohibited during working hours for employees while operating vehicles requiring Commercial Drivers License (CDL) or conducting Flagging operations. This policy shall be applicable to drivers and work being conducted at the rear of the trucks (For example: garbage tippers, road department operators). If cell phone use is necessary or for an emergency, the employee shall park the CDL vehicle in a safe and appropriate location prior to the cell phone use. Bluetooth, ear pieces or other wireless devices shall not be allowed under this policy.

Violations of this policy shall be suspended without pay for one (1) day. Any further violation will be considered a serious violation and become subject to other disciplinary action.

# Fiscal Court Orders

Dec. 21, 2010  
REGULAR SESSION OF NELSON FISCAL COURT

Book 35  
Page 132

After a first reading, motion was made by Bernard Ice, second by Jeff Lear, by affirmative vote of Court members Hutchins, Ice, Lear and Hahn, IT IS HEREBY ORDERED that legal notice advertising the second reading and possible adoption of the proposed ordinance be published in The Kentucky Standard in accordance with KRS 424.

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Following short discussion of status of lawsuits related to City of Bardstown annexation, on motion of Bernard Ice, second of Sam Hutchins, by unanimous vote of the Court, IT IS HEREBY ORDERED to adjourn the Dec. 21 session of Nelson Fiscal Court.

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DEAN WATTS, NELSON COUNTY JUDGE-EXECUTIVE

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PHYLLIS S. MATTINGLY, NELSON COUNTY CLERK