

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 77

02 Road Fund

Air Hydro	Gradall	6105443 · Parts	825.94
Bardstown Ambulatory	Random, pre-employment testing	9400547 · Employee Medical/WC Claims	120.00
Bardstown Auto Wrecker	Truck 305	6105443 · Parts	50.00
Big Three Tractor	Bush hog	6105443 · Parts	141.74
Cintas	Uniforms	6105481 · Uniforms	816.07
Fisher Auto	Wiper blades	6105427 · Garage supplies	45.90
Gordon Foods	Coffee	6105427 · Garage supplies	210.96
Keystone	S10	6105443 · Parts	54.00
Keystops	Antifreeze	6105427 · Garage supplies	522.94
Keystops	Fuel	6105429 · Fuel	13,171.44
Keystops	Oil for boom mower	6105439 · Lubricants	459.75
Kroger	Sugar, creamer	6105427 · Garage supplies	29.37
Kross Wholesale Tire	Bush hog tires	6105479 · Tires	490.00
Ky Home Electronics	Antenna credit	6105339 · Radio Repair and Maint	(10.00)
Lasco	Filters	6105427 · Garage supplies	316.91
Lasco	Trucks 304 305 306	6105443 · Parts	246.00
Limestone Farm Lawn	JD Tractor	6105443 · Parts	129.18
Pat Payne Distributors	Bushhog tires	6105443 · Parts	788.67
Roppel's	Radiator funnel	6105427 · Garage supplies	19.99
Safety Kleen	Parts wash service	6105427 · Garage supplies	170.12
Saf-ti-Co	Speed limit, Children at Play, Weight Limit signs	6105469 · Signs & Posts	849.80
Salt River	Set pole - Nelsonville Rd/Hwy 52	6105469 · Signs & Posts	135.00
Southeastern Equipment	Gradall	6105443 · Parts	161.03
Stiles	300 White pine trees	6105431 · Fences & ROW	150.00
Taylor Battery Company Inc	Terminal	6105427 · Garage supplies	9.54
Taylor Battery Company Inc	Batteries	6105443 · Parts	132.17
Wimsett, Keith	Fuel cap for sign auger	6105443 · Parts	24.99
Total 02 Road Fund			<u>20,061.51</u>

04 LGEA Fund

Cedar Creek Quarry LLC	Boone Mill Rd, Cornish Lane, Coon Hollow, Flats Rd Hobbs Lane, Icetown Rd, Simpson Creek, Petersburg Road, Timber Creek, Hugh Ice Loop Rolling Fork Church, various ROW/shoulder areas	6105409 · Rock	2,858.02
Total 04 LGEA Fund			<u>2,858.02</u>

03 Jail Fund

Bardstown Ambulatory	Random testing	9400547 · Employee Medical/WC Claims	60.00
Clems	Food	5101425 · Food	1,500.04
Coca Cola	Inventory purchases	5101428 · Canteen Inventory	182.00
EZ Dispensers Inc	Beverages	5101425 · Food	560.00
Flowers Baking Co	Bread	5101425 · Food	338.38
Gordon Foods	Dishmachine lease	5101336 · Equipment Repairs	85.00
Gordon Foods	Cleaning supplies	5101411 · Custodial Supplies	2,467.25
Gordon Foods	Kitchen supplies	5101423 · Food Prep & Serving Supplies	528.13
Gordon Foods	Food	5101425 · Food	6,936.78
Gordon Foods	Canteen purchases	5101428 · Canteen Inventory	729.08
IHS Pharmacy	Inmate medical	5101549 · Routine Medical	694.23
Interstate Security Systems	Service call - false smoke alarm	5101329 · Building Main Contracts	75.00
KY Cavern Water	Water	5101445 · Office Supplies	28.92
Ky Juvenile Justice	Sep Nov Dec 2011	5102314 · Juvenile housing contracts	1,189.00
Leo Talbott & Son, Inc.	Rooftop HVAC	5101329 · Building Main Contracts	205.00
Maxima Supply	Inventory purchases	5101428 · Canteen Inventory	1,244.02
Medica	Inmate medical	5101549 · Routine Medical	561.86
Robinson Textiles	Mattress, pillow covers	5101437 · Linens	186.21
Robinson Textiles	Prisoner hygiene products	5101453 · Prisoner Hygiene	508.38
Securus	Phone cards	5101428 · Canteen Inventory	1,264.60
Total 03 Jail Fund			<u>19,343.88</u>

09 Ambulance Fund

Bardstown Ambulatory	Random testing	9400547 · Employee Medical/WC Claims	60.00
Danville Office	Toner, labels	5140445 · Office Supplies	133.96
Foremost Equipment	Lifepak cover	5140550 · Medical supplies & Materials	40.75
Quality Auto Glass	Sq 41	5140443 · Vehicle Parts	26.20
Sam's Club	Kitchen supplies	5140411 · Custodial supplies	222.22
Sam's Club	Binder, sheet protector, printer cartridges	5140445 · Office Supplies	87.17
Sam's Club	Batteries	5140550 · Medical supplies & Materials	9.77
Select-Tech Inc	Corner marker kits, bulbs	5140443 · Vehicle Parts	125.64
Select-Tech Inc	New Truck (Remount)	5140723 · EMS Vehicles	1,063.36
Stryker Medical	Power Pro Cots (2)	5140739 · EMS Equipment	24,288.00
W W Grainger	Fuse block, splice connector	5140443 · Vehicle Parts	70.29
Total 09 Ambulance Fund			<u>26,127.36</u>

Total

\$ 118,616.37

Fiscal Court Orders

Mar. 20, 2011
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 78

**Nelson County Fiscal Court
PIC Bills for Court Approval
March 20, 2012**

Name	Memo	Account	Amount
13 Solid Waste Fund			
All State Truck Sales	Rebuild engine - Truck 412	5215723 · SW Vehicles	\$ 11,573.25
Donahue, Nathan	Replace damaged trash can	5215571 · Property repairs	73.00
Fastenal	Gloves	5215594 · Crew Safety Equipment	152.14
Hagerman, Dianne	Replace damaged trash can	5215571 · Property repairs	73.00
Keystops	Fuel	5215429 · Fuel & Lubricants	15,119.02
Keystops	Diesel exhaust fluid	5215548 · Dead Animal Program Expense	167.94
Lasco	Rear springs - Truck 410; brake kit	5215443 · Parts	3,089.86
Price, Jimmy	Boot allowance	5215481 · Employee uniforms	56.97
Republic Diesel	Truck 410, 413	5215443 · Parts	1,775.31
Salt River	Garbage billing services	5215320 · Collection Contracts	9,275.28
Springfield Laundry	Uniforms	5215481 · Employee uniforms	378.40
Sublet Contractors	Tailgate on new truck	5215548 · Dead Animal Program Expense	556.44
Total 13 Solid Waste Fund			42,290.61
15 Landfill Fund			
Cedar Creek Quarry LLC	Rock	5210571 · Landfill Repairs	960.07
Duplicator Sales & Service Inc	Monthly copy charge	5210445 · Office Expense	83.13
Fastenal	Caution tape	5210443 · Parts	96.62
Fisher Auto	Fuel truck	5210443 · Parts	45.66
Gordon Foods	Coffee	5210445 · Office Expense	61.53
Hub City Printing	Service tickets	5210445 · Office Expense	472.50
Keystops	Fuel	5210429 · Fuel & Lubricants	9,309.42
Ky Division of Compliance	Recertifications - Landfill Operators (3)	5210569 · Staff Training	375.00
Lasco	Starter fluid, antifreeze, brake cleaner	5210427 · Main supplies	254.64
McCoy & McCoy	Monitoring	5210324 · Environmental Monitoring	1,162.15
Morrison, Joe	Boot allowance	5210481 · Uniforms	75.00
Quill Corporation	GPS systems - roll off trucks	5210443 · Parts	319.98
Quill Corporation	Tissue	5210445 · Office Expense	12.59
Republic Diesel	Trucks 409, 963C; filters	5210443 · Parts	388.63
Ri Tec Industrial Products	Industrial Cleaners	5210427 · Main supplies	288.00
Scott-Gross Co	Torch supplies	5210427 · Main supplies	372.79
Springfield Laundry	Cleaning supplies	5210427 · Main supplies	91.20
Springfield Laundry	Uniforms	5210481 · Uniforms	282.50
Tractor Supply	Nozzle, weld tips	5210427 · Main supplies	21.98
Wayne Supply	963 Highlift - undercarriage	5210336 · Equipment Repairs	17,384.45
Wayne Supply	826C	5210443 · Parts	920.42
Total 15 Landfill Fund			32,978.26
97 PIC			
Springfield Laundry	Mats	5082411 · SOB Custodial Supplies	26.00
Total 97 PIC			26.00
Total			\$ 75,294.87

NELSON COUNTY FISCAL COURT PAID BILLS FOR COURT APPROVAL March 20, 2012
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Fund/Vendor	Description	Account	Amount
<u>General Fund</u>			
ATT	Basement renovations - telephone lines	5085741 · Sutherland Bldg renovation	\$ 367.84
BP Gas	Fuel	5105429 · Gas	5,202.41
Justin Rogers	Contract labor	5085741 · Sutherland Bldg renovation	384.00
Justin Rogers	Contract labor	5205329 · Main Contracts	192.00
Lawson Products	Taps	5090427 · Supplies	138.79
Less discount			(1.39)
<u>Road Fund</u>			
Lawson Products	Thread repair, stripe paint	6105427 · Garage supplies	135.37
Less discount			(1.39)
<u>Jail Fund</u>			
Sexauer	Hoses for pre-rinse system	5101329 · Building Main Contracts	256.99
Less discount			(2.57)
<u>Landfill Fund</u>			
Lawson Products	Shop supplies	5210427 · Main supplies	244.61
Less discount			(2.44)
TOTAL PAID BILLS			\$ 6,914.22

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 37
Page 79

Nelson County Fiscal Court Additional Bills for Court Approval March 20, 2012

Name	Memo	Account	Amount
01 General Fund			
ADP	PR 030912	9100301 · Payroll Processing	\$ 408.52
Bardstown Electric Supply	Ballasts	5081329 · Justice Center Main Contracts	41.17
City of Bardstown	Ford F-250 Bucket Truck	5090723 · Maintenance Trucks	12,000.00
Simplex Grinnell	Annual fire extinguisher inspection	5205329 · Main Contracts	99.00
Total 01 General Fund			12,548.69
02 Road Fund			
Kimball Midwest	Cleaners, garage supplies	6105427 · Garage supplies	171.73
Total 02 Road Fund			171.73
09 Ambulance Fund			
Airgas Mid America	Oxygen	5140550 · Medical supplies & Materials	94.55
Coulter's Towing	Towing service	5140340 · Vehicle Maintenance & Repairs	60.00
Credit Clearing House	Delinquent collections	5140320 · Collection services	364.62
Danville Office	Printer cartridges, paper	5140445 · Office Supplies	457.35
Dermatec Direct	Gloves	5140550 · Medical supplies & Materials	13.00
Fleet Matics	GPS Service Agreement	5140336 · Equipment Maintenance & Repairs	386.00
Gateway EDI LLC	Electronic claims	5140445 · Office Supplies	45.24
Hagan Plumbing	Station II repairs	5140334 · Building maintenance	120.00
M Rugged Mobile	Computer supplies	5140336 · Equipment Maintenance & Repairs	140.00
Mohawk Medical	Medicine and supplies	5140550 · Medical supplies & Materials	257.92
Pat's Alterations	Uniform alterations	5140481 · Staff Uniforms	18.00
QuadMed Inc	Medical supplies	5140550 · Medical supplies & Materials	657.35
Vidacare	IV equipment	5140550 · Medical supplies & Materials	754.46
Total 09 Ambulance Fund			3,368.49
13 Solid Waste Fund			
Kentuckiana Wire Rope	Wire rope	5215548 · Dead Animal Program Expense	399.77
Total 13 Solid Waste Fund			399.77
			\$ 16,488.68

**NELSON COUNTY FISCAL COURT
FY 12 TRANSFERS FOR APPROVAL
March 20, 2012**

Account Name	Transfer From	Transfer to	Amount
01 GENERAL FUND			
Reserve for emergencies/transfer	9200-999		\$ -
Coroner Supplies		5020-427	800
Courthouse Maint Contracts		5080-329	3,000
Sutherland Bldg Maint Contracts		5085-329	7,000
Old Library Maint Contracts		5087-329	100
Building Maint - vehicle maintenance		5090-340	700
Building Maint - uniforms		5090-481	100
Sutherland Bldg Main Personnel	5085-177		(11,700)
Law Enforcement Towing Services		5105-369	500
Law Enforcement Tires		5105-479	2,500
Law Enforcement Uniforms		5105-481	1,000
Code Enforcement Technical Supplies		5115-427	100
Code Enforcement Office Expense		5115-445	1,000
Code Enforcement Uniforms		5115-481	50
EMA Building Maint		5135-329	2,900
EMA Vehicle Maint		5135-340	600
EMA Supplies and Materials		5135-427	1,000
EMA Travel Expense		5135-577	300
Code Enforcement Officer Salary	5115-187		(9,950)
Animal Control - Euthanasia Specialist		5205-137	200
Animal Control - Humane Society Contract		5205-315	4,300
Animal Control - Maint Contracts		5205-329	100
Animal Control-Shelter Director Salary	5205-107		(4,600)
Sr Citizens - Building Maint Contracts		5305-329	300
Community Service Vehicle Maint		5340-340	1,000
Pauper Burials	5330-344		(1,300)
Recreation Utilities		5405-578	2,700
Building Repair	5415-571		(2,700)
Courthouse HVAC		5080-711	5,000
Old Library Capital Projects	5087-743		(5,000)

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 80

02 ROAD FUND

Reserve for emergencies/transfer	9200-999		\$	-
Building Maint Contracts		6103-329		500
Office Supplies	6103-445			(500)
Bridge and Culvert Materials		6105-457		3,200
Signs and Posts		6105-469		2,500
Tools		6105-475		200
Tires		6105-479		2,500
Staff Training		6105-569		200
Snow Removal	6105-471			(8,600)
Road Equipment		6105-713		2,000
Road Dept Buildings		6105-742		7,400
Road Projects	6105-730			(9,400)

03 JAIL FUND

Reserve for emergencies/transfer	9200-999		\$	-
Employee Medical		9400-547		500
Employee Health Insurance	9400-205			(500)

09 EMS

Reserve for emergencies/transfer	9200-999		\$	-
Collection services		5140-320		700
Equip Maint and Repairs		5140-336		1,000
Dues		5140-551		200
Utilities	5140-578			(1,900)
EMS Building		5140-741		1,300
EMS Equipment	5140-739			(1,300)
Employee Medical		9400-547		200
Workers Comp Insurance	9400-209			(200)

13 SOLID WASTE FUND

Reserve for emergencies/transfer	9200-999		\$	-
Equipment Repair		5215-336		1,000
Parts		5215-443		6,000
Landfill tipping fees	5215-314			(7,000)

15 LANDFILL FUND

Reserve for emergencies/transfer	9200-999		\$	-
Equipment Repairs		5210-336		15,000
Cover Material	5210-446			(15,000)

97 PIC

Reserve for emergencies/transfer	9200-999		\$	-
SOB Maint Contracts		5082-329		1,300
SOB Custodial Supplies	5082-411			(500)
SOB Utilities	5082-578			(800)

STATE TRANSPORTION CABINET

**RURAL SECONDARY ROAD PROGRAM

Patty Dunaway, representing the Kentucky Transportation Cabinet, appeared before Nelson Fiscal Court with several Dept. of Transportation employees; Dunaway explained the Rural Secondary Road program and presented State recommendations for use of those funds for Fiscal Year 2012-13:

RURAL SECONDARY PROGRAM

The program is funded by 22.2% of the Motor Fuel Tax receipts.

These funds are allocated to all 120 counties based on a five point formula.

Five Point Formula

- 1/5 Equally among all counties
- 1/5 Based on rural population
- 1/5 Based on road miles
- 2/5 Based on land area

Money allocated to a county is not transferable to another county.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 81

 NELSON COUNTY

RURAL SECONDARY MILES- **140.026**

Rural Secondary Recommended Improvements 2012 - 2013

PROJECTED ALLOTMENT- **\$1,351,877**

PRIORITY	ROUTE	FROM	MILE PT	TO	MILE PT	DISTANCE	DESCRIPTION	COST
1							Routine Maintenance & Traffic	\$706,600
2							County Judge Executive Expense	\$3,862
3	KY 247	KY 84 in Howardstown	0.000	US 31E in Culvertown	12.001	12.001	Asphalt Resurfacing	\$711,943
							TOTAL	\$1,422,405

On motion of Keith Metcalfe, second of Jerry Hahn, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the Rural Secondary Road allotment as recommended by the State. Dunaway explained that the KY 247 will probably be divided into two sections in order to address issues on one section while resurfacing is being completed on the other section.

****PRIMARY LIST** - Dunaway told Court members that there are two Nelson County roads on the State's primary resurfacing list--HWY 62 from the Hardin County line extending to KY 52 (approx. 1.5 mi.) and KY 55 beginning at the intersection of US 62 and KY 48 extending to the Spencer County line (approx. 1 mi.).

****FLEX PROGRAM ROAD LIST** - On motion of Jerry Hahn, second of Keith Metcalfe, IT IS HEREBY ORDERED to approve the following list of roads to be resurfaced through the State's Flex Program: All Court members voted in favor.

RS FLEX PROGRAM RECOMMENDATIONS

COUNTY NAME Nelson

TODAY'S DATE March 20, 2012

RECOMMENDED BY Dean Watts and Nelson County Magistrates

PRIORITY NO.	ROAD NAME	ROAD NUMBER	TYPE OF PROJECT	LOCATION OF PROJECT (WHERE THE PROJECT BEGINS AND ENDS)	LENGTH (MI) OF PROJECT	EST COST
1	Eddie Miles Road	CR 1149	Asphalt Overlay	BEGIN AT: Jim Clark Road END AT: 7,650 Feet	7,650 ft.	\$ 75,334.00
2	Woodlawn Road	CR 1012	Asphalt Overlay	BEGIN AT: Marks Lane END AT: 6,100 Feet	6,100 ft.	\$ 50,698.00
3	Murrays Run Road	CR 1063	Asphalt Overlay	BEGIN AT: Plum Run Road END AT: Bridge at Cox's Creek	9,100 ft.	\$ 89,812.00
4	Cardinal Hill	CR 1144	Asphalt Overlay	BEGIN AT: Highway 31E Loop Back END AT: Highway 31E	3,401 ft.	\$ 38,000.00
5	Seminole Court	CR 1099	Asphalt Overlay	BEGIN AT: Navahoe Drive END AT: End	1,540 ft.	\$ 19,640.00
6	Raisor Avenue	CR 1356C	Asphalt Overlay	BEGIN AT: Ky. 245 END AT: End	2,080 ft.	\$ 30,132.00
				BEGIN AT: END AT:		
				BEGIN AT: END AT:		
						\$ 303,616.00

PLANNING AND ZONING - REZONING ORDINANCE (FIRST READING)

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

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 82

#2363 David B and Beverly G. Hall

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 A-1, AGRICULTURE DISTRICT TO BE REZONED AS R-1A, SINGLE FAMILY RESIDENTIAL DISTRICT.

WHEREAS, the Joint City-County Planning Commission of Nelson County, Kentucky, on February 14, 2012 held a public hearing under the provisions of KRS Chapter 100, and after careful consideration, the Commission on February 28, 2012, voted to approve and recommend the amendment to the Fiscal Court of Nelson County.

WHEREAS, the Court held a first reading on April 3, 2012, and after due advertisement held a second reading and adoption on _____, 2012, 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 March 5, 2012, from the said Joint City-County Planning Commission of Nelson County to the Nelson County Fiscal Court, so that the following described property of David B. and Beverly G. Hall, is presently A-1, Agriculture District be and the same is placed as R-1A, Single Family Residential District and said property is described as follows:

Being Tract #1 of the Lee and Eleanor Sue Rose Agricultural Division, as shown on Plat of record in Plat Cabinet 4, Slot 26, in the Nelson County Court Clerk's Office containing 10.06 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 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 Jerry Hahn, second by Jeff Lear, by unanimous vote of the Court, 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.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 37
Page 83

PAROCHIAL SCHOOL TRANSPORTATION

On motion of Sam Hutchins, second of Bernard Ice, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the following resolution:

Resolution

THAT Nelson County, Kentucky, acting through its Legislative Body, pursuant to KRS 158.115, provided funding for the fiscal year 2011/12 for costs of transportation for non-public school students;

By agreement between the Nelson County School System and Bardstown Independent School System, Nelson Fiscal Court uses established formula for computing the costs per student. Bethlehem High School is reimbursed for actual costs by documented invoices.

The total estimate from Nelson County's General Fund for the fiscal year 2011/12 is \$210,000.

THAT the Nelson County Fiscal Court hereby authorizes and directs the County Judge/Executive to apply for reimbursement.

County Judge/Executive

Date

DEPARTMENT REPORTS

**LANDFILL/SOLID WASTE

BULKY ITEM REPORT - Brad Spalding presented the following comparative report re bulky item pickup:

Bulky Item Pickup Comparison
3rd Week Completion

Year	2012	2011	2010	2009	2008
Cubic Yards	2590	2431	1174.82	1816.2	2706.7
Tons	480.14	488.81	276.43	350.75	743.17
Tires	3735	2403	1729	850	960
Disposal Cost	\$25,295.25	\$22,706.42	\$11,611.31	\$15,993.41	\$23,914.15

Spalding also told Court members that tires will begin to be hauled out of the landfill property today. Estimated cost of tire disposal is about \$1 each. Concerns were expressed regarding the number of tires that are being hauled in from other counties; various solutions were discussed, pro and con, including possibility of instituting a core charge at time of purchase.

ON-GOING - Brad Spalding reported that a State inspection had come out well. He also outlined problems with the new compactor and resolution of those problems, under warranty and with warranty being extended as a result.

ORDINANCE AMENDING SOLID WASTE MANAGEMENT ORDINANCE (SECOND READING)

The following ordinance amending the Solid Waste Management ordinance for Nelson County is approved and adopted on motion of Sam Hutchins, second of Bernard Ice, and by affirmative vote of Court members Hutchins, Ice, Metcalfe and Watts. Magistrates Lear and Hahn voted against the motion.

Fiscal Court Orders

Mar. 20, 2011
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 84

AN ORDINANCE REGULATING SOLID WASTE MANAGEMENT (Storage, Collection, Transportation, Processing and Disposal)

ORDINANCE NO. 2000-1

AN ORDINANCE: PERTAINING TO PUBLIC HEALTH, SAFETY, AND WELFARE; REGULATING STORAGE, COLLECTION, TRANSPORTATION, PROCESSING AND DISPOSAL OF SOLID WASTE; PROVIDING FOR COLLECTION AND DISPOSAL OF SOLID WASTE; PROVIDING A PENALTY FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

Pursuant to Kentucky Revised Statutes 224 and 109 and related regulations, Nelson County, including its cities, has been designated as a solid waste management area, based upon a Solid Waste Management Plan submitted to the natural Resources and Environmental Protection Cabinet, hereinafter referred to as "the Cabinet", of the State of Kentucky. In addition, Nelson County is acting under powers outlined in KRS 67.083 (3) (o) which provides the authority to manage solid waste by ordinance.

NOW THEREFORE, BE IT ORDAINED by the Fiscal Court of the County of Nelson, Kentucky, that this ordinance shall be known as the Solid Waste Management Ordinance.

SECTION I. DEFINITIONS

For the purpose of this ordinance the following terms shall be deemed to have the meaning indicated below:

APPROVED INCINERATOR - an incinerator which complies with all current regulations of the responsible local, State, and Federal air pollution control agencies.

BULKY RUBBISH - non-recyclable solid wastes consisting of combustible and/or non-combustible waste materials from dwelling units, commercial, industrial, institutional, or agricultural establishments which are either too large or too heavy to be safely and conveniently loaded in solid waste transportation vehicles by solid waste collectors, with the equipment available therefor.

COUNTY - The County of Nelson, Kentucky.

COLLECTION - removal of solid waste from the designated pickup location to the transportation vehicle.

DEMOLITION AND CONSTRUCTION WASTE - Waste resulting from the construction, remodeling, repair, and demolition of structures and roads, and for the disposal of uncontaminated solid waste consisting of vegetation resulting from land clearing and grubbing, utility line maintenance, and seasonal and storm related cleanup.

DIRECTOR - The Director of Solid Waste Management for Nelson County. The Director shall be employed by the Nelson County Judge Executive and the Fiscal Court. The Director shall manage the operation of the Nelson County Solid Waste Disposal Facility and the Solid Waste Collection program reporting to the County Engineer's office. The Director shall be the designated Solid Waste Coordinator for Nelson County performing all functions as required by the Kentucky Department for Environmental Protection.

DISPOSABLE SOLID WASTE CONTAINER - disposable plastic or paper sacks with a capacity of 20 to 35 gallons specifically designed for storage of solid waste.

Fiscal Court Orders

DISPOSAL - The discharge, deposit, injection, dumping, spilling, leaking or placing of any solid waste or hazardous waste into or on any land or water so that such solid waste or hazardous waste or any constituent thereof may enter the environment, be emitted into the air or be discharged into any water, including groundwater.

DWELLING UNIT - any room or group of rooms located within a structure, and forming a single habitable unit with facilities which are used or are intended to be used, for living, sleeping, cooking and eating.

HAZARDOUS WASTE - any waste or combination of wastes which is determined by the Kentucky Department for Environmental Protection, because of its quantity, concentration, or physical, chemical or infectious characteristics may cause or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible, illness, or pose a substantial present or potential threat to human health of the environment when improperly treated, stored, transported or disposed of, or otherwise managed.

MULTIPLE HOUSING FACILITY - a housing facility containing more than one dwelling unit under one roof.

OCCUPANT - any person who, alone or jointly or severally with others, shall be in actual possession of any dwelling unit or of any other improved real property, either as owner or as a tenant.

PERSON - any individual, partnership, corporation, association, joint stock company, trust, estate, political subdivision, or organization of any kind, or their legal representative, agent or assigns.

PROCESSING - incinerating, composting, baling, shredding, salvaging, compacting and other processes whereby solid waste characteristics are modified or solid waste quantity is reduced.

SOLID WASTE - any garbage, refuse, sludge and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, commercial, mining (excluding coal mining waste, coal mining by-products, refuse and overburden), and agricultural operations, and from community activities, but does not include solid or dissolved material in domestic sewage, or solid or dissolved materials in irrigation return flows or industrial discharges.

- (a) Commercial solid waste - solid waste resulting from the operation of any commercial, industrial, institutional or agricultural establishment.
- (b) Residential solid waste - solid waste resulting from the maintenance and operation of dwelling units.
- (c) Residential/Agricultural Combined Solid Waste

SOLID WASTE CONTAINER - receptacle used by any person to store solid waste during the interval between solid waste collections.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 86

SOLID WASTE DISPOSAL - the process of discarding or getting rid of unwanted material.

In particular the final disposition of solid waste by man.

SOLID WASTE MANAGEMENT - the administration of solid waste activities: source reduction, storage, collection, source separation, transportation, transfer, processing, treatment and disposal.

HIGH DENSITY WASTE – Shall include any materials weighing 1,200 lbs per cubic yard or more prior to disposal. This shall include, but not limited to shingles, soil, brick, concrete, fly ash and sludge.

STORAGE - keeping, maintaining or storing solid waste from the time of its production until the time of its collection.

TRANSPORTATION - the transporting of solid waste from the place of collection or processing to a solid waste processing facility or solid waste disposal area.

YARD WASTES - grass clippings, leaves, tree trimmings.

SECTION 2.1: Storage Containers Required.

The occupant or owner of every dwelling unit and of every institutional commercial, business, industrial, or agricultural establishment producing solid waste within the corporate limits of the County, shall provide sufficient and adequate containers for the storage of all solid waste except bulky rubbish and demolition and construction waste to serve each such dwelling unit and/or establishment; and to maintain such solid waste containers at all times in good repair.

SECTION 2.2: Solid Waste to be Stored in a Manner Prescribed by Ordinance.

The occupant or owner of every dwelling unit and of every institutional, commercial, industrial, agricultural or business establishment shall place all solid waste to be collected in proper solid waste containers, except as otherwise provided herein, and shall maintain such solid waste containers and the area surrounding them in a clean, neat and sanitary condition at all times. Solid waste shall be stored in a manner that will not provide harborage to rodents and vermin and will not create a fire hazard.

SECTION 2.3: Standards for Residential Storage Containers.

Residential solid waste shall be stored in containers of not more than 35 gallons nor less than 10 gallons in nominal capacity. Containers shall be leakproof, waterproof, and fitted with a fly-tight lid and shall be properly covered at all times except when depositing waste therein or removing the contents thereof. The containers shall have handles, bails or other suitable devices or features. Containers shall be of type originally manufactured for residential solid waste.

SECTION 2.4: Standards for Commercial Storage Containers.

Commercial solid waste shall be stored in solid waste containers as approved by the Director. The containers shall be waterproof, leakproof and shall be covered at all times except when depositing waste therein or removing the contents thereof; and shall meet all requirements as set forth by Section 7.

Fiscal Court Orders

SECTION 2.5: Yard Wastes.

Tree limbs less than 4" in diameter, lumber and brush shall be securely tied in bundles not larger than 48" long and 18" in diameter when not placed in storage containers. The weight of any individual bundle shall not exceed 75 pounds. Yard wastes shall be stored in containers so constructed and maintained as to prevent the dispersal of wastes placed therein upon the premises served, upon adjacent premises, or upon adjacent public rights of way. The weight of any individual container and contents shall not exceed 75 pounds.

SECTION 2.6: Air Tight Containers.

No owner, occupant, tenant or lessee of any building or dwelling may leave outside the dwelling or building, in a place accessible to children, any abandoned or unattended icebox, refrigerator or other receptacle that has an airtight door without first removing the door.

SECTION 2.7: Storage Containers Not in Compliance.

Solid waste containers which do not meet the specifications as outlined in this Section shall be considered waste and will be collected together with their contents and disposed of.

SECTION 3. COLLECTION OF SOLID WASTE

SECTION 3.1: County Responsibility Defined.

The County shall provide for the collection of solid waste as follows:

(a) The City of Bardstow provides municipally owned solid waste collection service, including normal solid waste collection and special bulky item pickup. This service is not affected by this Ordinance. All other solid waste transportation and disposal requirements required of this ordinance shall apply to this city.

(b) The City of Bloomfield and the City of New Haven provide solid waste collection services by means of franchised collection services. These services are not affected by this Ordinance. The cities retain their authority to franchise solid waste collection within their boundaries. All other solid waste transportation and disposal requirements required of this ordinance shall apply to these cities.

(c) The County shall provide for the collection of all other residential solid waste in the County. This collection service shall be provided by the County Solid Waste Department. The monthly charge per residential unit shall be as listed in Section 9.1 (a) of this ordinance.

(d) Dumpster Fee

The County may furnish dumpsters at its discretion and charge such reasonable monthly or annual fee (if any) for the use as may be established by the director with approval of the County and may pickup and deliver the contents to the Nelson County Solid Waste Disposal Facility and the charge therefore shall be as listed in Section 9.1 (b) of this ordinance.

(e) Tipping Fee

A user's tipping fee shall be charged to all persons delivering solid waste to the Nelson

Fiscal Court Orders

County Solid Waste Disposal Facility and such fee shall be payable and due at the time of acceptance of such solid waste and shall be evidenced by a user's receipt and the fees to be charged for such use shall be applicable as listed in Section 9.1 (c) of this ordinance.

(f) Roll Off Trash Box Service Fees

The County may furnish roll off trash boxes at its discretion and charge such reasonable fee for the use as may be established by the director with approval of the County and may pickup and deliver the contents to the Nelson County Solid Waste Disposal Facility and the charge therefore shall be as listed in Section 9.1 (d) of this ordinance.

(g) Commercial solid waste collection service shall be provided in the areas identified in Section 3.1 (a,b,c). The rates for this service shall be established by the appropriate City or Section 9.1 of this ordinance. All other solid waste transportation and disposal requirements required of this ordinance shall apply to this/these commercial entity.

(h) The County authorizes industrial and large institutional solid waste generators to independently manage their solid waste disposal, provided proof is submitted, upon request, showing that the waste is disposed of in accordance with this ordinance. All other solid waste transportation and disposal requirements required of this ordinance shall apply to this/these industrial and large institutional entities.

SECTION 3.2: Universal Collection.

Every residence, commercial enterprise, or other waste producing entity shall subscribe to the waste collection services authorized by this ordinance. Every residential unit in the territory covered by the County's Solid Waste Department and any commercial, industrial and institutional producers serviced by the County's Solid Waste Department shall be billed by the County or contracted collecting agency and shall make payment to the County or said contracted collecting agency. Commercial, industrial and institutional producers using other collection companies than the County shall be billed by the selected collection company.

SECTION 3.3: Collection Points.

Tree limbs and yard wastes, as described in Sections 2.5, shall be placed at the edge of the County road or street for collection. Solid waste containers as required by this ordinance for the storage of other residential solid waste shall be placed at the same location for collection. Any solid waste containers, tree limbs, yard wastes, or other solid waste permitted by this ordinance to be placed at the said location for collection shall be so placed by 7:00 a.m. local time on the scheduled collection day, but not more than 24 hours before collection. All reusable containers shall be removed from the said location no later than 24 hours after collection.

SECTION 3.4: Bulky Rubbish.

The Director shall establish the procedures for collection bulky rubbish from residential units

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 89

within the County. Bulky rubbish shall be collected at least once per year, unless determined otherwise by the County.

SECTION 3.5: Authority for Collectors to Enter Private Property.

Solid Waste employees of the County are hereby authorized to enter upon private property for the purpose of collecting solid waste therefrom as required by this ordinance. Solid waste collectors shall not enter dwelling units or other residential buildings for the purpose of collection residential solid waste. Commercial solid waste may be removed from within commercial establishments upon written request of the owner and approval by the Director.

SECTION 3.6: Collection Frequency.

The following collecting frequencies shall apply to collections of solid waste within the County:

All residential solid waste, other than bulky rubbish, shall be collected one (1) time each week. All commercial solid waste shall be collected at least once weekly and shall be collected at such lesser intervals as may be fixed by/or approved by the Director or requested by the commercial establishment upon determination that such lesser intervals are necessary for the preservation of the health and/or safety of the public. All residential collections shall be made between 7 a.m. and 8 p.m.

SECTION 3.7: Ownership of Solid Waste.

All garbage and refuse placed in authorized storage containers and placed at the point of collection defined in Section 3.3, shall become the property of the County of Nelson and no person shall be allowed to separate, carry off or dispose of the same without the written permission of the Director.

SECTION 3.8: Collector's Responsibility Defined.

Solid Waste employees of the County shall be responsible for the collection of solid waste from the designated pickup location to the transportation vehicle provided the solid waste was stored in compliance with the provisions set forth in this ordinance. Any spillage or blowing litter caused as a result of the duties of the solid waste collector shall be collected and placed in the transportation vehicle by the solid waste collector.

SECTION 3.9: Customer Quantity Limitations.

Each residential unit shall be allowed a maximum of six (6) approved containers per week, and up to ten (10) bags of leaves or bundles of limbs per week during the late summer/fall season.

SECTION 3.10: Prohibitions.

The following items shall not be deposited in solid waste containers: Hazardous waste, liquid waste, bulky waste like major appliances and furniture, tires, construction and demolition waste, batteries, and any burning or smoldering materials.

SECTION 4. TRANSPORTATION OF SOLID WASTE

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 90

SECTION 4.1: Collection Vehicle Standards.

All transportation vehicles shall be maintained in a safe, clean and sanitary condition, and shall be so constructed, maintained and operated as to prevent spillage of solid waste therefrom. All vehicles to be used for transportation of solid waste shall be constructed with watertight bodies and with covers which shall be an integral part of the vehicle or shall be a separate cover of suitable material with fasteners designed to secure all sides of the cover to the vehicle and shall be secured whenever the vehicle is transporting solid waste, or as an alternate, the entire bodies thereof shall be enclosed, with only loading hoppers exposed. No solid waste shall be transported in the loading hoppers. They shall be cleaned as often as necessary to prevent a nuisance and insect breeding and shall be maintained in good repair.

SECTION 5. DISPOSAL OF SOLID WASTE.

SECTION 5.1: Disposal in Approved Sites.

Solid wastes shall be deposited at a processing facility or disposal area approved by the County and complying with all requirements of the most recent Kentucky Revised Statutes Chapter 224 and all applicable subchapters and the rules and regulations adopted thereunder. The County may designate the processing or disposal facility to be utilized by persons operating under Section 6 of this ordinance. The County does hereby designate the Nelson County Solid Waste Disposal Facility on Airport Road, Bardstown, KY as the disposal facility. The Nelson County Solid Waste Disposal Facility shall be operated in accordance with their approved permit 090-00001. Any person violating any of the provisions of this permit shall be subject to the penalties set forth in Section 11 of this ordinance in addition to any monetary reimbursement for environmental or physical damage to the Solid Waste Disposal Facility.

SECTION 5.2: Hazardous Waste Disposal.

Hazardous wastes under provisions will require special handling and shall be disposed of only in a manner authorized by State regulations.

SECTION 6. PERMITS

SECTION 6.1: Permit Requirements.

No person shall engage in the business of collection, transporting and processing of solid waste or operation of a disposal facility for pay within the corporate limits of the County without first obtaining an approved annual permit therefor from the County, provided that this provision shall not be deemed to apply to employees of the holder of any such permit.

SECTION 6.2: Insurance Requirements.

No such permit shall be issued until and unless the applicant therefor, in addition to all other requirements set forth, shall file and maintain with the Director evidence of a satisfactory public liability insurance policy, covering all operations of such applicant pertaining to such business and all vehicles to be operated in the conduct thereof, in the amount and of not less than \$1,000,000.00

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 91

for each person injured or killed, and in the amount of not less than \$1,000,000.00 in the event of injury or death of two or more persons in any single accident, and in the amount of not less than \$1,000,000.00 for damage to property. Such policy may be written to allow the first \$5,000.00 of liability for damage to property to be deductible. Should any such policy be canceled, the Director shall be notified of such cancellation by the insurance carrier in writing not less than 10 days prior to the effective date of such cancellation, and provisions to that effect shall be incorporated in such policy, which shall also place upon the company writing such policy the duty to give such notice.

SECTION 6.3: Permit Application.

Each applicant for any such permit shall state in his application therefor;

- (a) the nature of the permit desired, as to collect, transport, or process solid waste or any combination thereof;
- (b) name and address of the applicant and whether a sole proprietorship, corporation, or partnership, with disclosure of the ownership interests;
- (c) the number of employees and solid waste collection vehicles to be operated thereunder;
- (d) schedule of fees the applicant plans to charge;
- (e) boundaries of the collection area; and
- (f) such other information as required by the Director.

SECTION 6.4: Permit Insurance.

If the application shows that the applicant will collect, transport and process solid wastes without hazard to the public health or damage to the environment and in conformity with the laws of the Commonwealth of Kentucky and this ordinance, the Director may issue the permit authorized by this ordinance. The Director shall have the authority to limit the number of annual permits issued under this section in order to preserve the health, comfort, safety and welfare of the resident, to promote energy conservation, and to provide for collection and disposal consistent with good solid waste management practices. The permits shall be issued for a period of one year, and each applicant shall pay therefor a fee of \$100.00. If modifications can be made to the application regarding service, equipment or mode of operation, so as to bring the application within the intent of this ordinance, the Director shall notify the applicant in writing setting forth the modification to be made and the time in which it shall be done.

SECTION 6.5: Application Denial.

If the applicant does not make the modifications pursuant to the notice in 6.4 within the time limit specified therein, or if the application does not clearly show that the collection, transportation, or processing of solid wastes will create no public health hazard or be without harmful effects on the environment, the application shall be denied and the applicant notified by the Director, in writing, stating the reason for such denial. Nothing in this section shall prejudice the right of the applicant to reapply, after the rejection of his application, provided that all aspects of the reapplication comply

Fiscal Court Orders

with the provisions of this ordinance. Nothing in this section shall prevent the denial of a permit should the total number of annual permits have already been issued.

SECTION 6.6: Annual Fee.

The annual permit may be renewed upon payment of the fee or fees as designed herein if the business has not been modified, the collection vehicles are identified, described, and meet the requirements of Section 4 of this ordinance, and the renewal is approved by the Director. If modifications have been made, the applicant shall reapply for a permit as set forth in Sections 6.2 and 6.3. No permits authorized by this ordinance shall be transferable from person to person.

SECTION 6.7: Inspections.

In order to insure compliance with the laws of the Commonwealth, this ordinance and the rules and regulations authorized herein, the Director is authorized to inspect all phases of solid waste management within the County of Nelson. No inspection shall be made in any residential unit unless authorized by the occupant or by due process of law. In all instances where such inspections reveal violation of this ordinance, the Director shall issue notice for each such violation stating therein the violation or violations found, the time and date and the corrective measure to be taken, together with the time in which such corrections shall be made.

SECTION 6.8: Permit Suspension.

In all cases, when the corrective measures have not been taken within the time specified, the director shall suspend or revoke the permit or permits involved in the violations, however, in those cases where an extension of time will permit correcting, and there is no public health hazard created by the delay, one extension of time not to exceed the original time period may be given.

SECTION 6.9: Injunctive Relief.

In the event a permit is revoked and the person continues to operate, the Director may request the action of a court of law to enjoin the acts and to enforce compliance with this ordinance or any rule or regulations promulgated thereunder. In any such action, the court may grant to the County such prohibitory or mandatory injunctive relief as the facts may warrant.

SECTION 6.10: Appeal.

Any person who feels aggrieved by any notice of violation or order issued pursuant thereto of the director may, within thirty (30) days of the act for which redress is sought appeal directly to the Court of Jurisdiction in writing, setting forth in a concise statement the act being appealed and the grounds for its reversal.

SECTION 6.11: Permit Display.

All motor vehicles operating under any permit required by this ordinance shall display the number or numbers on each side in colors which contrast with that of the vehicles, such numbers to be clearly legible and not less than four (4) inches high. Each permit for processing or disposal facilities shall be prominently displayed at the facility.

Fiscal Court Orders

SECTION 7. RULES AND REGULATIONS

The Director shall make, amend, and revoke, reasonable rules and regulations subject to Fiscal Court approval, governing, but not limited to the following, and shall enforce all such rules and regulations:

- (a) Preparation, drainage and wrapping of garbage deposited in solid waste containers.
- (b) Specifications for solid waste containers, including the type, composition, equipment, size and shape thereof.
- (c) Identification of solid waste containers and of the coverthereof, and of equipment there appertaining, if any.
- (d) Weight limitations on the combined weight of solid waste containers and the contents thereof, and weight and size limitations on bundles of solid waste too large for solid waste containers.
- (e) Storage of solid waste in solid waste containers.
- (f) Sanitation, maintenance and replacement of solid waste containers.
- (g) Schedules of and routes for collection and transportation of solid waste.
- (h) Collection points of solid waste containers.
- (i) Collection, transportation, processing and disposal of solid waste.
- (j) Processing facilities and fees for the use thereof.
- (k) Disposal facilities and fees for the use thereof.
- (l) Records of quantity and type of wastes received at processing and/or disposal facilities.
- (m) Handling of special wastes such as sludge, ashes, agriculture, construction, bulky item, tires, automobiles, oils, greases, etc.

The County Judge/Executive or such other County official who is responsible for preparing utility and other service charge billings for the County, is hereby authorized to make and promulgate reasonable and necessary rules and regulations for the billing of solid waste collection and/or disposal service charges, as hereinafter provided for.

A copy of any and all rules and regulations made and promulgated under the provisions hereof shall be filed in the office of the County Judge/Executive.

SECTION 8. PROHIBITED PRACTICES

It shall be unlawful for any person to engage in the following activities:

- (1) dispose of garbage, refuse, rubbish or debris by dumping same on any premises in the County with or without the consent of the owner of the premises,
- (2) dump or permit the dumping of garbage, refuse, rubbish, and debris on any property within the County limits not permitted by the Kentucky Department of Environmental Protection;

Fiscal Court Orders

(3) deposit solid waste in any solid waste container other than his own, without the written consent of the owner of such container and/or, with the intent of avoiding payment of the service charge fail to have solid waste collected as provided in this ordinance;

(4) interfere in any manner with solid waste collection and transportation equipment, or with solid waste collectors in the lawful performance of their duties as such;

(5) burn solid waste unless an approved incinerator is provided or unless a variance has been obtained from the appropriate air pollution control agency;

(6) dispose of dead animals in any container to be collected by the County without proper authorization by the Director;

(7) own or operate a dump;

(8) dispose of solid waste at any facility or location that is not approved by the County and the Kentucky Department for Environmental Protection;

(9) engage in the business of collecting, transporting, processing or disposing of solid waste within the corporate limits of the County without a permit from the County or operate under an expired permit, or operate after a permit has been suspended or revoked;

(10) violate any section of this ordinance or any other rule or regulation promulgated under the authority of Section 7.

SECTION 9. FEES/CHARGES

Section 9. Fees/Charges shall be amended as per
224.43-010.

KRS

SECTION 9.1 Fees

The director shall recommend such service charges or fees for each dwelling unit and each commercial establishment for solid waste collection and disposal as are necessary to meet all costs of operation and maintaining the solid waste management system. All such fees, including subsequent revisions thereof, shall be paid by the resident or owner of record of the property served, and shall be paid to Nelson County Treasurer or other approved collection agency every month, at minimum. The County may accept quarterly, semi-annual, or annual payments.

SECTION 9.1 (a) Residential and Small Commercial Customers

The monthly fee for residential and small commercial customers using six (6) cans or less per week is hereby set at \$13.50 per month. Effective 7/1/2012. On 7/1/2013, the monthly fee shall become \$14.50 per month.

SECTION 9.1 (b) Dumpster Charge

The fee for dumpster customers supplying their own dumpsters, being serviced once per week shall be as follows:

Fiscal Court Orders

Dumpster Fees				
Size (yds3.)	Rent	Collection (Multiplied by number of services per week)	Landfill (Multiplied by number of services per week)	Total (Rent + Collection + Landfill) Based on once per week
1	\$10.40	\$24.09	\$8.45	\$42.94
2	\$10.41	\$30.11	\$14.20	\$54.72
3	\$12.48	\$33.75	\$19.99	\$66.22
4	\$12.48	\$33.75	\$25.88	\$72.11
6	\$12.48	\$38.53	\$37.58	\$88.59
8	\$15.60	\$38.58	\$51.40	\$105.58

The dumpster costs will increase as noted effective 7/1/2012.

The County Judge/Executive is authorized and directed to negotiate fees with the garbage collection company and customer where ever more than one dumpster is serviced at the same location or service is provided more than once each week.

SECTION 9.1 (c) Tipping Charge

CONTAINED LANDFILL:

	COMPACTED	UNCOMPACTED	PICKUPS(level load)
NELSON COUNTY	\$12.50/CY	8.00/CY	\$7.00/each
MARION COUNTY	\$11.45/CY	8.40/CY	\$7.25/each
OUT OF COUNTY	\$13.00 /CY	8.40/CY	\$7.25/each

CDD LANDFILL:

ALL LOADS

NELSON COUNTY	\$8.00 /CY
OUT OF COUNTY	\$8.40 /CY

*** See section 9.1 (e) "Environmental remediation fee"**

SECTION 9.1 (d) Roll Off Trash Box Charge

	TURN FEE	BOX RENTAL FEE
NELSON COUNTY	\$80.00/each	\$2.00 /day
OUT OF COUNTY	\$110.00/each	\$2.00 /day

Effective 7/1/2008

*** See Section 9.1 (e) "Environmental remediation fee"**

SECTION 9.1 (e) "Environmental remediation fee"

As per KRS 224.43-010 Section 2 (3), a one dollar and seventy-five cents (\$1.75) fee per ton shall be paid by generators of waste to be disposed of at a municipal solid waste disposal facility. For loads of waste weighing less than one (1) ton, the environmental remediation fee shall be one dollar and seventy-five cents (\$1.75). This fee shall be remitted to the cabinet as per KRS 224.43-10 Section 2 (4).

SECTION 9.1 (f) High Density Waste

High Density Waste as defined by this ordinance shall be \$26.00 per ton. The Environmental remediation fee shall be an additional cost as noted in Section 9.1 (e) of this ordinance.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSSION OF NELSON FISCAL COURT

Book 36
Page 96

SECTION 9.2: Delinquency.

All unpaid fees shall become delinquent if payment is not received within 30 days of the notice due. Delinquent bills shall bear interest at 12% per annum until paid. The County may enforce collection of delinquent bills by bringing proper legal action against the occupant of any dwelling unit or owner of any commercial establishment to recover any sums due plus a reasonable attorney's fee, court costs and any other costs involved in such collection action.

SECTION 9.3: Uncollected Fees.

All uncollected fees, after judgment, shall be placed on record in the locality where the property is located, as any other judgment lien and shall be released when paid.

SECTION 9.4: Unoccupied Residences and Buildings.

The service and service charge shall be terminated upon presentation of satisfactory proof to the Director that any such dwelling unit or establishment is unoccupied, and shall be commenced upon renewed occupancy thereof. Occupancy for any part of a week shall constitute occupancy for an entire week.

SECTION 10. PUBLIC NUISANCES

SECTION 10.1: Notification.

It shall be the duty of the Director to serve or cause to be served upon the owner or occupant of any premises on which there is kept or maintained any nuisance in violation of the provisions of this ordinance and to demand the abatement of the nuisance within 30 days.

SECTION 10.2: Non-Compliance.

If the person so served does not abate the nuisance within ten (10) days, the County may proceed to abate such nuisance, keeping an account of the expense of the abatement, and such abatement shall be charged and paid by such owner or occupant. Whenever a bill for such charges remains unpaid for 30 days after notice has been rendered, the County may file a statement of lien claim against the property.

SECTION 11. PENALTIES

Any person violating any of the provisions of this ordinance, or any lawful rules or regulations promulgated pursuant thereto, upon conviction, shall be punished by a fine of not less than one hundred dollars(\$100.00) not more than five hundred dollars (\$500.00); provided, that each days' violation thereof shall be a separate offense for the purpose hereof. Violators of this ordinance may be issued a citation by the County Policy or any duly appointed agency.

SECTION 12. REPEALS

The following ordinances are hereby repealed:

Ordinance 1989-12 and All Amendments

SECTION 13. SAVINGS CLAUSE

Nothing in this ordinance shall be deemed to affect, modify, amend or repeal any provision of any ordinance administered by the Nelson County Health Department, or other department, board,

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 97

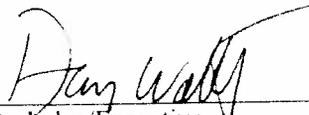
commission, or agency of Nelson County unless that ordinance is specifically repealed in Section 12.

SECTION 14. SEVERABILITY CLAUSE

The provisions of this ordinance are severable and if any provisions or part thereof shall be held invalid or unconstitutional or inapplicable, it shall not affect or impair the remaining provisions of this ordinance.

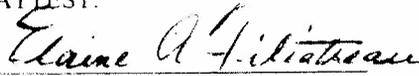
This ordinance shall become effective upon publication.

PASSED AND APPROVED THIS 20 day of March, 2012.



County Judge/Executive

ATTEST:



County Clerk

First Reading: February 21, 2012
Published: March 23, 2012

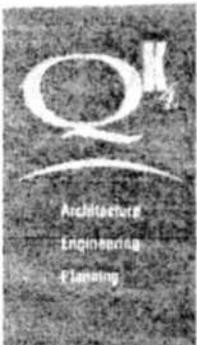
Second Reading: March 20, 2012

Approved as to form and legality:

Title:

**ROAD DEPARTMENT

KY 46 ENGINEERING TO QK4 - On motion of Keith Metcalfe, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve contracting with 'QK4 Engineers for KY 46 reconstruction at Bull Run Creek:



100 East Olive Street, Suite 101
Cynthiana, Kentucky 40301
Phone: 502-885-1122
Fax: 502-885-1123
www.qk4.com

March 5, 2012

Mr. James Lemieux, P.E.
820 W. Stephen Foster Ave.
Bardstown, KY

**RE: KY 46 Reconstruction at Bull Run Creek, Nelson County
Project # 2012-NC-004, Request for Engineering Design Services**

Dear Mr. Lemieux:

Qk4 is pleased to submit our proposal to provide all engineering design services to develop contract plans for the re-construction of KY 46 (Nat Rogers Road) at Bull Run Creek. Please find attached a detailed "Scope of Work" and Fee Proposal for this work. If you have any questions or need additional information, please do not hesitate to give me a call.

Sincerely,



Robert Martin, P.L.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 98

March 20, 2012

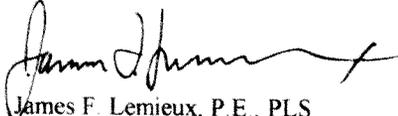
Qk4 Engineers
attn: Robert Martin, P.E.
815 West Market Street
Louisville, KY 40202

**RE: Notice to Proceed - Engineering Design Services (proposal Dated March 5, 2012)
KY 46 Reconstruction at Bull Run Creek, Nelson County, Project # 2012-NC-004**

Dear Mr. Martin, P.E.

The Nelson County Fiscal Court met this date and approved the referenced Engineering Design proposal for the KY 46 Reconstruction at Bull Run Creek. Enclosed is your signed copy of the Contract Proposal. Qk4 Engineers are authorized to proceed with the Engineering Design Services for this project. If you have any questions or need additional information, please give me a call.

Sincerely,


James F. Lemieux, P.E., PLS
County Engineer

encls

cc: Dean Watts, NCJE
Keith Metcalfe, Area Magistrate
Brad Spalding, NCE
Rhonda Fenwick, NCT

NELSON COUNTY – KY 46 SCOPE OF WORK AND FEE PROPOSAL

Background Information

Water flowing in Bull Run Creek through the current box culvert underneath KY 46 backs up during heavy rain events and overflows onto KY 46. In order to alleviate this overtopping of KY 46, Qk4 has been asked to enlarge the existing culvert and to redesign the roadway to accommodate the replacement culvert.

Project Description

The Nelson County Engineer's Office has provided Qk4 with general design information and project scope in the attached request for proposal dated February 28, 2012. Current plans are to replace the existing culvert crossing KY 46 with a new reinforced concrete box culvert measuring 8 ft x 16 ft x 115 ft long. Additionally approximately 850 lf of KY 46 will be reconstructed using the existing centerline to accommodate the new box culvert. The roadway will be elevated approximately 12 feet above the current roadway elevation at the culvert.

It is understood that a source for shot rock material has been located and may be used as structural fill. Based on review of the roadway cross-section for the culvert location (Station 92+00) it is indicated that approximately 27 feet of fill will be required and will be 120 feet wide at the base of the fill on 2 to 1 slopes. Roadway sections extending from the culvert will gradually decrease in size in order to tie in with the east and west section of the roadway.

Preliminary drainage analysis performed by the Nelson County Engineer's Office shows that the profile sag for the roadway need to be at a minimum elevation of 470'. This places the road at about 1.5 feet above the "100 yr" base flood elevation of 468.3 per Kentucky Division of Water and highest water elevation mark established by local property owners per KYTC survey data provided on February 8, 2012 (elevation approx. 468.6 +/-).

Based on the project description the following scope of work is being provided to complete all required construction documents and permitting requirements for a July 2012 construction letting.

Section 1.0 Survey

Nelson County and the KYTC have provided Qk4 with base mapping and control for the project limits. Survey services as provided by Qk4 will be to perform all additional survey required to supplement the provided information necessary for final construction plans and documentation for the project. These services will include establishing critical control bench marks, and location of any detailed topography and existing utility locations which will be needed to supplement the provided base mapping. Because of a possible error in the provide vertical survey information, pavement edges, and random x,y,z shots will be required to densify the terrain model. In addition, survey for the geotechnical corehole locations and any necessary survey for hydrological or drainage surveys will be completed as well.

Fiscal Court Orders

Section 2.0 Roadway Design Services

Nelson County has provided Qk4 with general design information and concepts. Qk4 will build off of this information to complete final construction plans for the project. Qk4 will provide all required construction documentation and technical specification for the project. Included with the scope of this item will be: 1"=50' scale horizontal plan and profile sheets, 1"=10' scale cross sections spaced every 50', detail sheets, typical sections, and construction quantities and notes necessary for the communication of design materials, dimensions and general construction requirements.

Section 3.0 Drainage Design, Hydraulic Analysis and Permitting

Qk4 will work with the necessary approval agencies to develop an approved drainage design and hydraulic analysis for the project. This work will include obtaining all of the required permits from all permitting agencies. Permits will include but not be limited to:

- KYTC Encroachment Permit from KYTC District 4
- US Army Corps of Engineers required Permits
- KY Division of Water – Water Quality and Flood Plain Permit
- KY Division of Water KPDES Permit (disturbing more than one acre) – One Plan Sheet shall show the SWPPP
- KY Division of Water – Water Line Relocation

The drainage design developed for this project will be incorporated into both the roadway and structural design.

Section 4.0 Structural Design of Culvert

Qk4 will develop all required structures plans and detail sheets as required by the approval agencies. The sizing of the culvert will be based on the drainage analysis as described in Item 3.0. Qk4 will provide preliminary layout and costs for both cast in place and pre-casts culvert options for the Nelson County Engineer's Office. Based on type selection Qk4 will develop final plans and specifications.

Section 5.0 Geotechnical Engineering

Qk4 will obtain geotechnical services from a sub-consultant for all critical locations as required by the KYTC for design. A total of 6 borings will be obtained for the project. Two borings will be performed 20 feet north and south of the proposed edges of pavement on each side of Bull Run at approximate station 92+00. Also we will obtain one boring in the current roadway at approximate station 91+00 and 92+50. In addition a slope stability analysis on the proposed critical cross section(s) to address the potential for consolidation of the underlying soils and stability of the proposed fills.

It was noted upon a site visit that two of the boring locations will be difficult to access and will require a dozer to excavate a short access road and drilling pad. This work was not included in the total cost for this section as Nelson County has agreed to provide a dozer operator as necessary to provide access to do the geotechnical borings.

Section 6.0 Meetings and Coordination

This project will require coordination with the Nelson County Engineer's office and the KYTC. It is anticipated that at a minimum a final plans inspection will be held in addition to at least two other coordination meetings. In addition, hours have been included for Qk4 to attend a Pre-Bid Meeting and to work with Nelson County in selecting a Contractor.

Section 7.0 Additional Services

The services for this project are for all services necessary to complete development of a construction plan package. Services in addition to those described in the scope of services may be added by contract modification.

Section 8.0 Schedule and Services after Contract Completion

The timeframe for completion of the described services will be to provide completed construction plans, specifications, and estimated by June 15, 2012 for a July construction letting. Upon selection of a contractor for the project it is agreed that all of Qk4's services for this project have been complete and any additional work may be performed by Qk4 either through a contract modification or on an hourly basis.

Section 9.0 Compensation

Nelson County shall compensate Qk4 for the services rendered in accordance with Sections 1.0, 2.0, 3.0, 4.0, 5.0 and 6.0 as follows.

- 9.1 - Compensation for basic services as described in Section 1.0 shall be lump sum of \$6,200.
- 9.2 - Compensation for basic services as described in Section 2.0 shall be lump sum of \$17,100.
- 9.3 - Compensation for basic services as described in Section 3.0 shall be lump sum of \$12,200.
- 9.4 - Compensation for the basic services as described in Section 4.0 shall be lump sum of \$16,200.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 100

- 9.5 – Compensation for the basic services as described in Section 5.0 shall be lump sum of \$6,940.
- 9.6 – Compensation for the basic service as described in Section 6.0 shall be lump sum of \$5,000.

Total compensation for all required services is \$63,640. Payment shall be made upon approval of the County Engineer based on the percentage completion of each section as listed above.

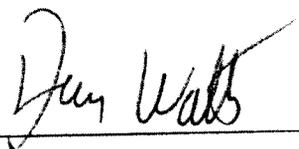
If you should have any questions or require additional information, please feel free to contact our office.

Sincerely,

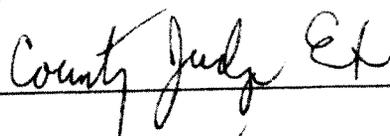


Robert Martin, PE

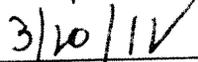
Approved: _____



Title: _____



Date: _____



DUMP TRUCKS - On motion of Bernard Ice, second of Keith Metcalfe, by unanimous vote of the Court, IT IS HEREBY ORDERED to advertise for two dump trucks, this in anticipation of purchase of these trucks to be included in next year's budget.

PIPER DR. TO DIST. 3 LIST - On motion of Bernard Ice, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the addition of Piper Dr. to the District 3 blacktop list:

Magistral District	Road Name	Road Number	Comments	Location	Length ft	Width ft	Guide Sacs	Utility Trench Inches	Surface	Current Asphalt Cost per Ton	Estimated Cost	
1. K. Metcalfe	Eddie Miles Road	CR-1149		Jim Clark Road going west - 5300 ft	5100	19		1.25	surface	740.21	\$68.00	\$50,334.17
2. Sam Huthorns	Woodlawn Road	CR-1012	→ First 2840 ft (to Bridge) can use overlay remainder not bed overlay req required yet	Marks Lane to - 6100 ft (going north-eastward)	6100	16		1.25	surface	745.06	\$66.00	\$50,697.78
3. B. Ice	Stumpfs Court Stanson Drive Cassad Drive Piper Drive	CR-1301C	Road OK NO Paving Req'd	Entire Road	1650	26		1.25	surface	327.71	\$66.00	\$22,284.17 \$25,390.44 \$7,293.00
		CR-1301N	Road OK NO Paving Req'd		1680	26		1.25	surface	373.39	\$66.00	
		CR-1301E	Road OK NO Paving Req'd		540	26		1.25	surface	107.25	\$66.00	
		CR-1301H	Worst Road- Overlay required		1050	24	1	1.25	surface	222.50	\$66.00	
4. J. Lear	Murrays Run Road	CR-1063		Plum Run Road to Bridge at Cox's Creek	9100	19		1.25	surface	1320.76	\$66.00	\$89,611.94
5. J. Hahn	Murrays Run Road	CR-1063		Plum Run Road to Bridge at Cox's Creek	see dist 4			1.25	surface	0.00	\$66.00	\$0.00
Tot Tons =										3637.38	Total =	\$206,973.69

BULKY-ITEM - Jim Lemieux reported that bulky-item pickup should be completed a day early this year. Discussion was also held concerning replacement of pine trees around the Industrial Park site.

**EMS

REPLACEMENT VEHICLES - Joe Prewitt told Court members of his search for vehicles to replace ambulances now owned locally, noting that vehicles with 7.3 engines are difficult to find. Currently, Nelson County has one vehicle that is down and will not be repaired; there are two vehicles that will probably require major repair soon. Prewitt showed pictures of two vehicles that he recommends for purchase--this after trucks were test-driven and prices were negotiated. Boxes on both trucks were made by Wilco and parts should be interchangeable with what Nelson County EMS already has; boxes are also remountable. Both trucks come from volunteer fire departments.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 101

LIFE STAR RESCUE, INC

Undersigned parties agree to the production and/or the subsequent purchase of a used Emergency Medical Ambulance as per the terms described below, as-is, with no implied warranty:

Description: (1) TYPE 111 WHEELED COACH AMBULANCE WITH APPROX. 46,000 UNIT # LSR-802

Chassis: 1995 FORD E-350 VIN # 1FDKE30F6SHB38125

Estimated Delivery: PICK UP AT LIFESTAR

Purchase Price.....\$ 16,500.00

Additional Equipment: 2 TONE BELT LINE\$

- Remove vinyl pin striping
- Leave doors on and tape handles and hinges
- Paint upper section of both side walls white to cover existing upsweep
- Lay out, prep and mask for two color belt line to match provided sample as closely as possible
- Paint belt lines in orange and blue

APGAR AMBULANCE L.C.

Description	VIN Number	Price US\$
1999 Ford 1FDXE40F6XHA89060 Wheeled Coach 163" red and White Montana Park City Trade. Invoice for (1) Ambulance a Wheeled Coach High 113,000 Miles for a Total of \$15,000.00 it will be delivered with two new batteries and 6 new tires to Bardstown Kentucky on the 28th of March 2012	1FDXE40F6XHA89060	\$15,000.00

On recommendation of EMS Director Joe Prewitt, and on motion of Sam Hutchins, second of Keith Metcalfe, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve purchase of the two ambulances described above. The \$49,000 remaining currently in the vehicle budget will cover this purchase, as well as costs in making certain, through the local Ford dealer, that there are no mechanical issues with the vehicles and the striping of trucks to match Nelson County fleet.

****JAIL**

Doug Karr presented the regular jail report as follows:

NELSON COUNTY JAIL

	Total	Hardin Co	HIP	State	W-End	In House
March						
Wed. 07	118	3	5	28	5	105
Thur. 08	123	2	5	29	5	111
Fri. 09	115	1	5	34	5	104
Sat. 10	117	1	4	33	4	108
Sun. 11	119	1	4	31	4	110
Mon. 12	119	1	4	31	4	110
Tue. 13	118	1	3	31	4	110
March						
Wed. 14	110	1	2	30	3	104
Thur. 15	111	1	1	30	4	105
Fri. 16	113	1	1	30	5	106
Sat. 17	109	1	1	29	4	103
Sun. 18	108	1	1	29	4	102
Mon. 19	106	1	1	29	4	100
Tue. 20	103	1	1	28	4	97

CB RICHARD ELLIS CONTRACT

Contract renewal between the County of Nelson and CB Richard Ellis is approved on motion of Bernard Ice, second of Jerry Hahn, and by affirmative vote of all Court members:

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 102

FIRST AMENDMENT TO EXCLUSIVE SALES LISTING AGREEMENT

THIS FIRST AMENDMENT TO EXCLUSIVE SALES LISTING AGREEMENT ("First Amendment") is made and entered into by and between **Nelson County Fiscal Court** ("Owner") and **CB Richard Ellis|Louisville, LLC d/b/a CBRE|Louisville** ("Broker").

WHEREAS, Owner and Broker entered into and executed an Exclusive Sales Listing Agreement dated March 8, 2011 (the "Agreement") for the real property known as **Nelson County Industrial Park** in Bardstown, Kentucky, and

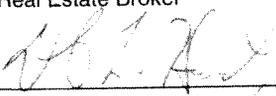
WHEREAS, the parties hereto wish to amend certain terms and conditions of the Agreement.

NOW, THEREFORE, the parties hereby agree as follows:

1. The term of the Agreement is hereby extended to midnight, December 31, 2012.
2. All other terms and conditions of the Agreement not specifically referenced herein shall remain unchanged and in full force and effect unless amended in writing and signed by both parties.

IN WITNESS WHEREOF, Owner and Broker hereby sign and acknowledge this First Amendment on the dates set forth below.

CB Richard Ellis|Louisville, LLC
d/b/a CBRE|Louisville
Licensed Real Estate Broker

By: 

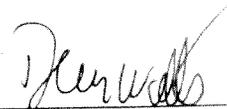
Printed Name: David L. Hardy, CCIM

Title: Managing Director

Date/Time: 2/15/12

Nelson County Fiscal Court

Owner

By:  

Printed Name: _____

Title: _____

Date/Time: _____

BUDGET AMENDMENT ORDINANCE (FIRST READING)

County Judge-Executive Dean Watts presented in open Court for first reading the following proposed ordinance amending the 2011-12 budget for Nelson County. Said proposed ordinance was read in open Court in resume form and a full copy of the proposed ordinance is as follows:

Amendment #01

AN ORDINANCE relating to the annual budget and amendment thereof:

Whereas the County of Nelson has received additional revenues from taxes, grants, excess fees, prior year carryover funds, and other adjustments to revenues and expenditures.
Be it ordained by the Fiscal Court of County of Nelson, Commonwealth of Kentucky:

Section One: The budget for fiscal year 2012 is amended to:

- A. Increase/(decrease) revenues in the following funds to recognize revenue changes:

Account	Description	Amount
01-4132	Distilled Spirits Tax	48,000
01-4302	Excess Fees - Clerk	68,000
01-4304	Excess Fees - Sheriff	59,000
01-4504-200	COPS Grant	11,500
01-4510-05	Animal Shelter Grant	3,600
01-4727-07	AOC Construction Reimbursements	11,100
01-4910-15	Transfers from Landfill	220,000
01-4901	Budgeted Carryover Fund Balance	190,000
02-4514-01	KYTC Grants	287,000
02-4727-04	Project Reimbursements	74,000
03-4510-40	Justice Assistance Grant	29,800
09-4512-304	KOHS Grant 2011	38,000
09-4512-305	KOHS Grant 2012	24,000
13-4901	Budgeted Carryover Fund Balance	38,000

- B. Increase/(decrease) expenditure account(s):

01-5105-594-02	COPS/Secure Our Schools Grant	11,500
01-5145-548	Central Dispatch Temporary Loan	220,000
01-5420-548	FEMA Anticipation Loan	25,000
01-5080-711	Courthouse HVAC	11,000
01-6105-578	Street light utilities	5,500
01-5081-740	AOC Construction	11,100
01-5085-741	Sutherland Building Renovation	40,000
01-5090-723	Maintenance Trucks	12,500
01-5205-741	Animal Control Building	4,700
01-5405-715	Fairgrounds Improvements	30,100
01-5415-742	Civic Center	33,800
01-5305-741	Senior Center Complex	150,000
01-9200-999	Reserved for transfer	56,000
02-6105-311-08	State Highway Projects	91,000
02-6105-730	Road Projects	170,000

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 103

02-9200-999	Reserved for transfer	100,000
03-5101-717	Jail Equipment	29,800
09-5140-429	Fuel	20,000
09-5140-443	Vehicle Parts	18,000
09-5140-739	EMS Equipment	30,000
09-9400-202	Retirement	(12,500)
09-9400-205	Health Insurance	(12,500)
09-9200-999	Reserved for transfer	19,000
13-5215-723	Solid Waste Vehicles	18,000
13-9200-999	Reserved for transfer	20,000
15-9200-999	Reserved for transfer	(220,000)
15-4909-01	Transfer to General Fund	220,000

Section Two: The amounts adjusting the receipt and expenditure accounts in Section One are for governmental purposes.

After a first reading, motion was made by Sam Hutchins, second by Jerry Hahn, by unanimous vote of the Court, 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.

APPOINTMENTS

**AIR BOARD - On motion of Keith Metcalfe, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the appointment of Jim Shafer to the Bardstown-Nelson County Air Board:

Pursuant to the relative Kentucky Revised Statues, **Jim Shafer** is

hereby appointed to the **Bardstown-Nelson County Air Board** for a term in accordance to the Bylaws or governing Regulations in place.



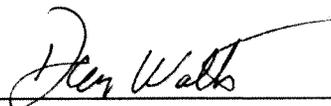
Dean Watts
Nelson County Judge Executive

3/20/12

Date

**NORTHEAST NELSON FIRE BOARD - On motion of Sam Hutchins, second of Jerry Hahn, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the appointment of P. J. Milburn to the Northeast Nelson Fire Board:

Pursuant to the relative Kentucky Revised Statues, **P. J. Milburn** is hereby appointed to the **Northeast Nelson Fire Board** for a term in accordance to the Bylaws or governing Regulations in place.



Dean Watts
Nelson County Judge Executive

3/20/12

Date

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 104

JUSTICE CENTER ROOF

Quotes for replacing a section of the Justice Center roof were received from JBK Roofing at \$13,014 and South Central Roofing at \$13,600. On motion of Keith Metcalfe, second of Jerry Hahn, by unanimous vote of the Court, IT IS HEREBY ORDERED to authorize the County Judge-Executive to enter into a contract with AOC, and to be reimbursed for this expense, as described in the following letter:



Administrative Office of the Courts

100 Millcreek Park
Frankfort, Kentucky 40601
502-573-2350 or 800-928-2350

John D. Minton, Jr.
Chief Justice of Kentucky

Laurie K. Dudgeon
Director

March 13, 2012

Honorable Dean Watts
Nelson County Judge-Executive
PO Box 578
Bardstown, KY 40004

RE: Nonrecurring Project

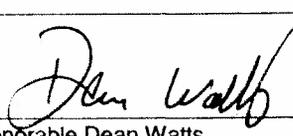
Dear Judge Watts:

Our records indicate that a request has been made and cost estimates have been received to replace the flat portion of the roof at the Nelson County Justice Center. If you agree to proceed with this project, please sign below and return to me.

This project needs to be completed no later than April 30, 2012 to ensure availability of funds.

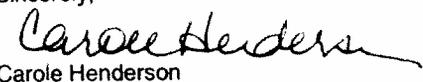
Please notify Chuck McCreary at AOC for approval if changes occur resulting in additional costs that exceed 10% of the original estimate. Upon completion of the project, please forward to Chuck copies of the paid invoice(s) and a copy of the check issued by the County. AOC will reimburse the County within 30 business days.

Project Description	Estimated Cost	% AOC Occupancy	County Cost	AOC Cost
Replace the flat portion of the roof at the Nelson County Justice Center	\$13,014.00	100%	\$0.00	\$13,014.00



Honorable Dean Watts
Nelson County Judge-Executive

Accept Reject

Sincerely,

Carole Henderson
Budget Director

RESOLUTION - HOMELAND SECURITY GRANT

Questioned concerning potential use of water towers as sites for radio emergency coverage, Joe Prewitt explained that there are feasibility studies being done to determine whether water towers within the county are suitable for this use. Nothing beyond feasibility studies have been done related to use of the towers.

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 105

RESOLUTION

County of Nelson

A RESOLUTION OF THE COUNTY OF NELSON, KENTUCKY AUTHORIZING THE JUDGE/EXECUTIVE TO MAKE APPLICATION FOR AND, UPON APPROVAL, TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT.

WHEREAS, Nelson County, Kentucky desires to make an application for United States Department of Homeland Security and/or Commonwealth of Kentucky funds for a project to be administered by Kentucky Office of Homeland Security;

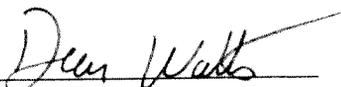
WHEREAS, it is recognized that an application for and approval of Kentucky Office of Homeland Security funds impose certain obligations and responsibilities upon the county;

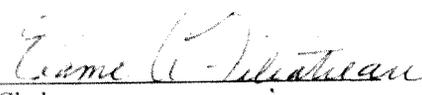
NOW, THEREFORE, be it resolved this 20th day of March, 2012, by Nelson County, Kentucky, the Judge/Executive is hereby authorized to execute and furnish all required documentation, including a memorandum of agreement, as may be required by KOHS for the furtherance of the above-referenced project and to act as the authorized correspondent for said project.

Done this 20th day of March, 2012 on a Motion made by Jeff Lear and seconded by Sam Hutchins.

Members present voting in Favor: 6

Members Present voting against: 0

BY: 
Judge/Executive

ATTEST: 
Clerk

Nelson County 2011 Homeland Security Award Summary

11-106: Lincoln Trail Regional Communications Project: Radios 2011

Nelson County EMS
2 units: TK 5710 Kenwood Dual Head Mobile Radio
Cost = \$3,577.00 each
Total = \$7,154.00

Nelson County Sheriff
5 units: TK 5720 Kenwood Mobile Radio
Cost = \$1,360.00 each
Total = \$6,800.00

Nelson County Fire Departments (7 departments/1 unit each)
7 units: TK 5720 Kenwood Mobile Radio
Cost = \$1,360.00
Total = \$9,520.00

Nelson County Cities

Bardstown

Bardstown Police
5 units: TK 5720 Kenwood Mobile Radio
Cost = \$1,360.00 each
Total = \$6,800.00

Fiscal Court Orders

Mar. 20, 2012
REGULAR SESSION OF NELSON FISCAL COURT

Book 36
Page 106

ON-GOING

**CODE ENFORCEMENT BUILDING - Judge Watts updated Court members on moving Code Enforcement office to the Old Courthouse and progress in cleaning old records out of that building.

**FEED AMERICA - Goldmark Realty will help with the Feed America program next week; Young Leaders will take this on as a project in April.

**NUISANCE BUILDINGS--PUBLIC HEARING - Announcement was made that a public hearing will be held on Friday related to the Groom property on Old Nazareth Rd. and Satterly property in Boston, each of which are considered to violate the Nelson County Nuisance Ordinance. County Attorney John Kelley explained the legal process now underway, including potential future action.

On motion of Bernard Ice, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to adjourn the Mar. 20 session of Nelson Fiscal Court.

DEAN WATTS, NELSON COUNTY JUDGE-EXECUTIVE

ELAINE A. FILIATREAU, NELSON COUNTY CLERK