

Fiscal Court Orders

Aug. 21, 2012
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: KEITH METCALFE, SAM HUTCHINS, BERNARD ICE, JEFF LEAR AND JERRY HAHN.

*** ***** ***

PUBLIC HEARING

County Judge-Executive Dean Watts called to order a public hearing for the purpose of hearing public comment regarding the Solid Waste Management Plan for 2013 through 2017. No written comments have been received, nor were there any comments from the audience present at the hearing. Landfill Engineer Brad Spalding gave a short overview and review of the plan, stating that he had received no comments as a result of advertising the public hearing. Public hearing was closed. Regular meeting of Nelson Fiscal Court was called to order.

*** ***** ***

MINUTES CORRECTED AND APPROVED - AUG. 7

Page 258 of the Aug. 7 minutes should read that "County Judge-Executive Dean Watts reported on Road Department work". On motion of Sam Hutchins, second of Jerry Hahn, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the minutes of the Aug. 7 session of Nelson Fiscal Court as corrected.

*** ***** ***

BILLS AND TRANSFERS

On motion of Bernard Ice, second of Keith Metcalfe, by unanimous vote of the Court, IT IS HEREBY ORDERED to authorize the County Treasurer to pay the following bills and to make the following transfers:

**Nelson County Fiscal Court
General Funds Bills for Court Approval
August 21, 2012**

Name	Memo	Account	Amount
01 General Fund			
Aqua Treat	Monthly treatment	5415329 · Building Contract Services	\$ 176.00
Bardstown Ambulatory	Random testing	9400547 · Employee Medical/WC Claims	60.00
Barrie, Jennifer	Sheriff office cleaning - July 12	5105329 · Bldg Main Contracts	1,250.00
Big Sandy Regional Detention Center	Holding facility fee	5105445 · Office supplies	69.35
Bluegrass Uniforms Inc.	Uniforms	5105481 · Uniforms	922.56
Carey Sign	Lettering/decals - new vehicles	5105723 · Automobiles	950.00
Cedar Creek Quarry LLC	Rock - Code Enf. Building demolition	5115329 · Building Main Contracts	2,937.85
Cedar Creek Quarry LLC	Rock	5405715 · Fairgrounds Improvements	96.80
City of Bardstown - Vol Action	Voluntary Action Vouchers	5301515 · Vol Action General Assistance	764.88
Coulter's Towing	Towing fee SO 34	5105369 · Towing Services	65.00
Danville Office	Envelopes, paper, env moistener	5001445 · CJE Office supplies	299.57
Danville Office	Paper	5040445 · Treasurer Office Supplies	36.99
Danville Office	Binders, toner, pens, paper	5115445 · Office Supplies	88.20
Franklin Information Systems	Annual maintenance/support fee	5115445 · Office Supplies	1,151.40
Hayden Reporting, Inc.	Planning Commission 072412	5001348 · Court Reporter	394.45
J & G Equip	Mower supplies	5340427 · Comm Svc Supplies	10.56
Joe Hill's	Mower supplies	5340427 · Comm Svc Supplies	16.44
KACO	Annual dues	9100551 · Memberships	1,100.00
Ky Classified Network	Jail employee search	9100539 · Advertising & Legal Notices	34.35
Landmark Community Newspapers	SW Mgmt Plan, ordinances, fire prevention	9100539 · Advertising & Legal Notices	1,030.83
Landmark Community Newspapers	Delinquent tax bills	9100539 · Advertising & Legal Notices	4,095.88
Landmark Sprinkler	Annual inspection of sprinkler system	5081329 · Justice Center Main Contracts	275.00
Landmark Sprinkler	Annual inspection of sprinkler system	5415329 · Building Contract Services	300.00
Landmark Sprinkler	Repair leak in lobby	5415329 · Building Contract Services	874.00
Leo Falbott & Son, Inc.	Chiller	5080329 · Courthouse Main Contracts	3,071.50
Leo Falbott & Son, Inc.	Heat pumps - health dept	5415742 · Civic Center	680.00
Mattingly, Joe	Contracted services	5145548 · Central Dispatch LOC Projects	2,250.00
Northside Funeral Home	Coroner transports	5020308 · Autopsy & Services	200.00

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Oracle Elevator Co	Install door restrictor on elevator	5085329 · Building Main Contracts	1,625.50
Parr Public Safety Equipment	Equipment for new vehicles (Sheriff)	5105723 · Automobiles	5,190.53
Priority 1, Inc	Training 8/22/12 - Ice, Metcalfe, Hutchins	5025569 · Magistrates Conferences	270.00
Quick Care Oil Lube Express	Oil changes, air filters, battery, brakes	5105340 · Vehicle maintenance	1,554.93
S & R Supply	Contactor for AC unit	5081329 · Justice Center Main Contracts	21.30
Salt River	Voluntary Action Vouchers	5301515 · Vol Action General Assistance	988.73
SecureNet	Security system - Humane Society	5205329 · Main Contracts	39.95
Sirchie Finger Print Lab	Finger printing supplies	5105427 · Supplies	40.45
Speedway	Fuel	5105429 · Gas	1,545.91
Springfield Laundry	Mats	5080411 · Courthouse Custodial Supplies	39.00
Springfield Laundry	Mats	5081411 · Justice Center Custodial Supply	498.00
Springfield Laundry	Mats	5085411 · Custodial Supplies	85.00
Springfield Laundry	Mats	5105411 · Custodial Supplies	116.00
Springfield Laundry	Mats	5415411 · Building Custodial Supplies	19.00
St Joseph Health System	Random testing	9400547 · Employee Medical/WC Claims	180.00
TriStar	Cafeteria plan administration - Aug	9100301 · Payroll Processing	191.50
U S Postal Service	Postage	5001445 · CJE Office supplies	40.00
W W Grainger	Pressure switch for air tank	5090340 · Vehicle Maintenance	56.18
Willett's Lawn & Landscape	Justice Center mowing	5081329 · Justice Center Main Contracts	340.00
Willett's Lawn & Landscape	Park mowing	5405348 · Recreation Program Support	810.00
Young, Mark	Employee medical	9400547 · Employee Medical/WC Claims	12.03
Total 01 General Fund			36,865.62
02 Road Fund			
American Tire	<i>John Deere Tractor</i>	6105479 · Tires	1,307.12
Cedar Creek Quarry LLC	Gilkey Run Rd	6105447 · Dust control-chip seal oil	309.27
Cedar Creek Quarry LLC	Nelsonville Ln	6105447 · Dust control-chip seal oil	245.45
Cintas	Uniforms	6105481 · Uniforms	895.32
Donahue, Paul	Boot allowance	6105481 · Uniforms	75.00
Econo Signs LLC	Street signs	6105469 · Signs & Posts	263.19
Fisher Auto	Lights, washer fluid, wiper blades, freon	6105427 · Garage supplies	211.34
Fisher Auto	2005 Chevy Dually	6105443 · Parts	163.04
Hillyard	Custodial supplies	6105427 · Garage supplies	243.20
Keystops	Fuel	6105429 · Fuel	16,117.04
Kimball Midwest	Cleaners, repellent	6105427 · Garage supplies	153.82
Lasco - Road	Filters	6105427 · Garage supplies	170.39
Peterson Truck	Truck 301	6105443 · Parts	195.43
Sublet Contractors	Truck 305, Bush hog	6105443 · Parts	324.38
Taylor Battery Company Inc	Batteries	6105443 · Parts	341.27
Total Truck Parts, Inc.	Trucks 301, 302	6105443 · Parts	94.48
Truck Parts & Service	Garage supplies	6105427 · Garage supplies	168.96
Truck Parts & Service	Bush hog, Truck 303	6105443 · Parts	83.37
Total 02 Road Fund			21,362.07
04 LGEA Fund			
Cedar Creek Quarry LLC	Bishop Lane	6105409 · Rock	135.57
Cedar Creek Quarry LLC	Cedar Grove Rd	6105409 · Rock	130.22
Cedar Creek Quarry LLC	Flats Rd	6105409 · Rock	86.99
Cedar Creek Quarry LLC	Hardin Leslie	6105409 · Rock	630.79
Cedar Creek Quarry LLC	Hubbards Lane	6105409 · Rock	119.75
Cedar Creek Quarry LLC	Lynn Court	6105409 · Rock	121.18
Cedar Creek Quarry LLC	Mill Creek Bridge	6105409 · Rock	1,308.29
Cedar Creek Quarry LLC	Patton Rd	6105409 · Rock	75.18
Cedar Creek Quarry LLC	Ritchie Lane	6105409 · Rock	132.19
Total 04 LGEA Fund			2,740.16
03 Jail Fund			
Bardstown Ambulatory	Random testing, pre employment	9400547 · Employee Medical/WC Claims	95.00
CDA Inc.	Electronic Monitors	5101314 · Contracts with Other Counties	40.00
Central Ky Radiology	Employee medical	9400547 · Employee Medical/WC Claims	17.62
Clems	Food	5101425 · Food	819.70
Coca Cola	Inventory purchases	5101428 · Canteen Inventory	182.00
Eye Centers of Louisville	Inmate medical	5101549 · Routine Medical	819.54
Flowers Baking Co	Bread	5101425 · Food	352.83
Flowers Baking Co	Inventory	5101428 · Canteen Inventory	21.84
Gordon Foods	Dishmachine lease	5101336 · Equipment Repairs	170.00
Gordon Foods	Cleaning supplies	5101411 · Custodial Supplies	2,086.24
Gordon Foods	Kitchen supplies	5101423 · Food Prep & Serving Supplies	595.04
Gordon Foods	Food	5101425 · Food	5,455.90
Gordon Foods	Canteen purchases	5101428 · Canteen Inventory	395.21
IHS Pharmacy	Inmate medical	5101549 · Routine Medical	1,011.57
Ky Juvenile Justice	Juvenile housing	5102314 · Juvenile housing contracts	282.00

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Leo Talbott & Son, Inc.	Rooftop HVAC	5101329 · Building Main Contracts	1,028.00
Maxima Supply	Inventory purchases	5101428 · Canteen Inventory	1,093.72
Medica	Inmate medical	5101549 · Routine Medical	122.99
Securus	Phone cards	5101428 · Canteen Inventory	1,815.60
St Joseph Health System	Random testing	9400547 · Employee Medical/WC Claims	60.00
Total 03 Jail Fund			16,464.80

09 Ambulance Fund

Airgas Mid America	Oxygen	5140550 · Medical supplies & Materials	64.79
American Tire	Sq 31 32 33 35 38	5140340 · Vehicle Maintenance & Repairs	663.95
American Tire	Sq 31 32 33 35 38	5140439 · Oil, lubes	550.81
American Tire	Sq 31 32 33 35	5140443 · Vehicle Parts	516.94
American Tire	Sq 32 33 41	5140479 · Tires	66.02
Bardstown Ambulatory	Random testing	9400547 · Employee Medical/WC Claims	120.00
Danville Office	Paper, toner, drum, ink	5140445 · Office Supplies	297.47
Fleet Matics	GPS Service Agreement	5140336 · Equipment Maintenance & Repairs	386.00
Gateway EDI LLC	Electronic claims	5140445 · Office Supplies	42.12
Glove Planet	Gloves	5140550 · Medical supplies & Materials	210.00
Louisville Metro CPR	CPR cards	5140569 · Training	246.00
Pat's Alterations	Uniform alterations	5140481 · Staff Uniforms	32.00
QuadMed Inc	Medical supplies	5140550 · Medical supplies & Materials	550.53
Quartermasters	Uniforms	5140481 · Staff Uniforms	216.31
Sam's Club	Kitchen supplies	5140411 · Custodial supplies	194.88
Select-Tech Inc	Grille and related parts	5140443 · Vehicle Parts	567.05
St Joseph Health System	Random testing	9400547 · Employee Medical/WC Claims	60.00
Taylor Battery Company Inc	Battery	5140443 · Vehicle Parts	123.72
Vidacare	IV equipment	5140550 · Medical supplies & Materials	218.77
Yard Doctor	Mowing - Station II	5140334 · Building maintenance	60.00
Total 09 Ambulance Fund			5,187.36

Total

\$ 82,620.01

**Nelson County Fiscal Court
PIC Bills for Court Approval
August 21, 2012**

Name	Memo	Account	Amount
13 Solid Waste Fund			
American Tire	Tires	5215479 · Tires	\$ 2,410.98
Arrow Industrial Supply	Drill sets, drill bits, hole cutter	5215443 · Parts	395.37
Franke, Joseph T	Boot allowance	5215481 · Employee uniforms	75.00
Keystops	Fuel	5215429 · Fuel & Lubricants	18,325.88
Lasco	Truck 410	5215443 · Parts	378.60
Municipal Equip	Truck 403	5215443 · Parts	489.50
Quality Auto Glass	Truck 403	5215336 · Equipment Repair	277.28
Republic Diesel	Trucks 406 410 411; filters	5215443 · Parts	1,582.19
Roppel's	Truck 412	5215443 · Parts	1,199.88
Salt River	Garbage billing services	5215320 · Collection Contracts	9,282.84
Springfield Laundry	Uniforms	5215481 · Employee uniforms	473.00
Truck Parts & Service	Tire patching	5215443 · Parts	48.05
U S Postal Service	Postage for delinquent accounts	5215445 · Office Supplies	450.00
Total 13 Solid Waste Fund			35,388.57
15 Landfill Fund			
A Plus Fire & Safety	Fire extinguisher maint	5210427 · Main supplies	45.90
American Tire	Recap tires	5210479 · Tires	220.00
Bardstown Ambulatory	Random testing	9400547 · Employee Medical/WC Claims	60.00
Cedar Creek Quarry LLC	Waterline repairs, chip seal	5210571 · Landfill Repairs	657.66
Fastenal	Drill bits	5210443 · Parts	32.28
Fisher Auto	Oil dry	5210427 · Main supplies	34.95
Fisher Auto	Thermometer	5210443 · Parts	69.99
Hillyard	Custodial supplies	5210445 · Office Expense	112.59
Keystops	Fuel, oil	5210429 · Fuel & Lubricants	7,554.35
Lasco	Truck 413	5210443 · Parts	78.95
Liberty Tire Services of Ohio LLC	Haul tires	5210329 · Maintenance Contracts	8,120.00
McCoy & McCoy	Monitoring	5210324 · Environmental Monitoring	917.95
Perkins Scale Corp	Scale repairs - lightning strike	5210336 · Equipment Repairs	2,800.43
Republic Diesel	Truck 409	5210443 · Parts	1,233.01
Ri Tec Industrial Products	Industrial Cleaners	5210427 · Main supplies	392.00
Scott-Gross Co	Torch supplies	5210427 · Main supplies	38.71
Southern Sales Co.	Leachate pump repair	5210336 · Equipment Repairs	1,972.35
Springfield Laundry	Cleaning supplies	5210427 · Main supplies	125.75

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Springfield Laundry	Uniforms	5210481 · Uniforms	351.50
St Joseph Health System	Random testing	9400547 · Employee Medical/WC Claims	60.00
Wayne Supply	963 Highlift	5210443 · Parts	126.00
Total 15 Landfill Fund			25,004.37

97 PIC			
Springfield Laundry	Mats	5082411 · SOB Custodial Supplies	39.00
Willett's Lawn & Landscape	Greenspace mowing	5085329 · Building Main Contracts	200.00
Total 97 PIC			239.00

Total \$ 60,631.94

**NELSON COUNTY FISCAL COURT
PAID BILLS/TRANSFERS FOR COURT APPROVAL
August 21, 2012**

Fund/Vendor	Description	Account	Amount
<u>General Fund</u>			
BP Gas	Fuel - County Police	5105429 · Fuel and Oil	\$ 5,294.05
Lowes	Flood lights	5081329 · Justice Center Maint Contracts	18.03
Lowes	Light fixture	5085329 · Sutherland Bldg Maint Contract	8.48
Lowes	Supply	5090427 · Supplies	2.40
Quality Auto Glass	New Doors - Extension office, Health Dept	5415742 · Civic Center Capital	16,655.00
Rogers, Justin	Contract labor	5415742 · Civic Center	432.00
<u>LGEA Fund</u>			
Road Fund	FY 13 Appropriation	4909 02 · Transfers to Road	100,000.00
<u>EMS Fund</u>			
Lowes	Batteries, wasp/hornet spray	5140334 · Building maint	139.07
Mohawk Medical	Medicine and supplies	5140550 · Medical supplies & Materials	215.86
Less Discount			(2.16)
<u>Landfill Fund</u>			
General Fund	FY 13 Appropriation	4909 01 · Transfers to General Fund	200,000.00
<u>Occupational License Fund</u>			
Road Fund	FY 13 Appropriation	4909 02 · Transfers to Road	300,000.00
			\$ 622,762.73
TOTAL PAID BILLS AND TRANSFERS			

**Nelson County Fiscal Court
Additional Bills for Court Approval
August 21, 2012**

Name	Memo	Account	Amount
01 General Fund			
ADP	PR 081012	9100301 · Payroll Processing	\$ 369.21
Communicare, Inc.	IDT Evaluations	5301357 · Indigent Person Services	420.00
Kleentech	Water leak/extraction, dehumidifier rental	5080329 · Courthouse Main Contracts	375.00
Total 01 General Fund			1,164.21
02 Road Fund			
Horizon Engineering	Topographic Survey	6105 730-03 · Bull Run Project	2,750.00
Horizon Engineering	Stake centerline of proposed bridge	6105312 · Bridges	270.00
Kroger	Creamer, sugar	6105427 · Garage supplies	36.03
Southeastern Equipment	Gradall	6105443 · Parts	488.76
Total 02 Road Fund			3,544.79
03 Jail Fund			
Sexauer	Sink/shower control valves	5101329 · Building Main Contracts	2,850.54
U S Postal Service	Postage	5101428 · Canteen Inventory	540.00
U S Postal Service	Postage	5101445 · Office Supplies	90.00
Total 03 Jail Fund			3,480.54
09 Ambulance Fund			
Beaven Equipment	Sq 31 32 34 37 41	5140340 · Vehicle Maintenance & Repairs	2,120.00
Beaven Equipment	Sq 31 32 37 41	5140443 · Vehicle Parts	1,305.38
Louisville Metro CPR	BLS instructor card	5140569 · Training	4.00
Total 09 Ambulance Fund			3,429.38
 Total Additional Bills			\$ 11,618.92

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RESOLUTION - SINGLE COUNTY AREA DESIGNATION UPDATE

The following resolution is approved on motion of Keith Metcalfe, second of Jeff Lear, and by affirmative vote of all Court members:

Single County Area Designation Update

Resolution #: 8-21-12-0

A resolution affirming continuation of single county area designation status.

WHEREAS, The County of Nelson desires to actively participate in the Nelson County Solid Waste Management area;

WHEREAS, The County of Nelson realizes the development of a solid waste management plan is prerequisite to updating designation as a solid waste management area;

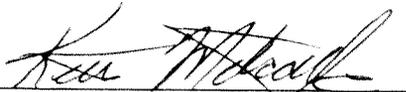
WHEREAS, The County of Nelson finds it in the best interest to participate in the development of a solid waste management plan for Nelson County; and

WHEREAS, This resolution is part of the update process for solid waste management area designation;

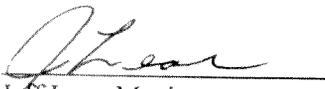
NOW THEREFORE BE IT RESOLVED that the update for area designation is hereby approved by this legal body.



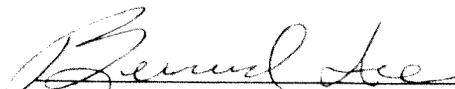
Dean Watts, County Judge Executive



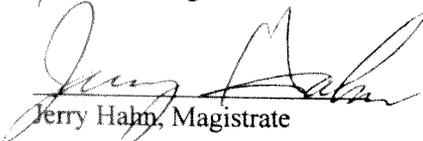
Keith Metcalfe, Magistrate



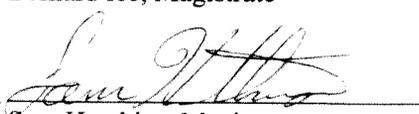
Jeff Lear, Magistrate



Bernard Ice, Magistrate



Jerry Hahn, Magistrate



Sam Hutchins, Magistrate

8-21-12

Date



Elaine C. Silvestre
County Clerk

County of NELSON, Kentucky

RESOLUTION ADOPTING SOLID WASTE PLAN

The following resolution is adopted and approved on motion of Sam Hutchins, second of Jerry Hahn, and by affirmative vote of all Court members:

**Nelson County Fiscal Court
Nelson County
Kentucky**

RESOLUTION No. 8-21-12-1

A RESOLUTION ADOPTING THE NELSON COUNTY SOLID WASTE MANAGEMENT PLAN 2013-2017 UPDATE.

WHEREAS, the Nelson County Fiscal Court is required by KRS 224.43-340 and KRS 224.43-345 to submit an update of the area solid waste management plan, and

WHEREAS, the Nelson County Solid Waste Management Area is governed by the Nelson County Fiscal court; and

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WHEREAS, the Nelson County Solid Waste Management Plan 2013-2017 Update sets the agenda for implementation of solid waste reduction and management for the years inclusive of 2013-2017.

WHEREAS, a Public Comment period on the Nelson County Solid Waste Management Plan 2013-2017 Update was conducted in the County.

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

The Nelson County Fiscal Court hereby adopts the Nelson County Solid Waste Management Plan 2013-2017 Update and supports its Action Plan, Implementation Plan and associated activities.

This is the 21st day of August 2012, said resolution adopted and approved at a meeting of the Nelson County Fiscal Court.



Dean Watts
Nelson County Judge/Executive

ATTEST:



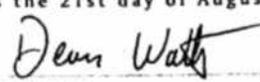
Elaine Filiatreau

Elaine Filiatreau

Nelson County Court Clerk

Recorded in Fiscal Court Order Book 36 Page 265

PROCLAMATION - ST. JOSEPH MONTESSORI

 <p>COUNTY OF NELSON OFFICE OF THE COUNTY JUDGE</p> <p>PROCLAMATION</p> <p>WHEREAS, St. Joseph Montessori Children's Center, formerly Nazareth Montessori Children's Center, has dedicated itself to enriching the minds of young children, nurtured their spiritual development in an environment that promotes respect, self-reliance, the free discovery of the wonders of the world and care of their surroundings and others.</p> <p>WHEREAS, St. Joseph Montessori Children's Center was established on August 27, 1973, on the serene campus of Nazareth, Kentucky.</p> <p>WHEREAS, St. Joseph Montessori Children's Center will be celebrating its 40th class on August 27, 2012.</p> <p>WHEREAS, it is fitting and proper to officially recognize the celebrations which will commemorate the occasion, and:</p> <p>NOW, THEREFORE, I, Dean Watts, Judge Executive of Nelson County, Kentucky, do hereby proclaim</p> <p>AUGUST 27, 2012</p> <p>to be</p> <p>ST. JOSEPH MONTESSORI CHILDREN'S CENTER DAY</p> <p>In Nelson County, Kentucky and ask our citizens to recognize the dedication of the students, parents, teachers and staff during the past 40 years.</p> <p>Done in the County of Nelson, Commonwealth of Kentucky, this the 21st day of August, 2012</p> <p> _____ Dean Watts Nelson County Judge/Executive</p> 

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PLANNING AND ZONING - REZONING ORDINANCE (SECOND READING)

#2367 KOC NUMBER 920.666 Charles Richard Bryan. . MVP Garden Center

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-1, NEIGHBORHOOD BUSINESS DISTRICT TO BE REZONED AS B-3, REGIONAL RETAIL BUSINESS DISTRICT.

WHEREAS, the Joint City-County Planning Commission of Nelson County, Kentucky, on July 10, 2014 held a public hearing under the provisions of KRS Chapter 100, and after careful consideration, the Commission on July 24, 2012, voted to approve and recommend the amendment to the Fiscal Court of Nelson County.

WHEREAS, the Court held a first reading on August 7, 2012 and after due advertisement held a second reading and adoption on August 21, 2012, and after due consideration,

UPON MOTION OF Keith Metcalfe, SECONDED BY Sam Hutchins, 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 July 30, 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 Charles Richard Bryan and Thomas Frederick Newton (Applicants/Owners) and MVP Garden Center, LLC (Co-Applicant/Developer), is presently B-1, Neighborhood Business District be and the same is placed as B-3, Regional Retail Business District and said property is described as follows:

Beginning at a metal stake at the junction of Highway 31-E with a roadway and on the east side of said Highway 31-E and the north side of a roadway leading from Bardtown on the southern boundary of the land owned by Martie Clark; thence N 48 degrees 20' E 203 feet with the east side of Highway 31-E to a metal stake; thence S 41 degrees 5' E 111 feet to a metal stake; thence S 66 degrees E 116 feet to a post or metal stake; thence S 56 degrees 30' W 60 feet to a post on the north side of said roadway; thence N 80 degrees W 322 feet with the north side of said roadway to the beginning containing 0.60 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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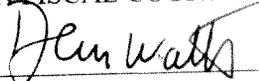
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title and summary within 30 days after adoption.

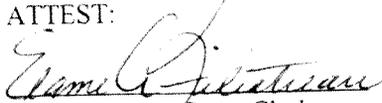
SECTION IV: This Order or parts of Orders in conflict herewith are repealed to the extent of such conflict.

Adopted this 21 day of August, 2012, by 5 ayes and 0 nays.

NELSON FISCAL COURT


County Judge/Executive

ATTEST:


Nelson County Court Clerk

PLANNING AND ZONING - REZONING ORDINANCE (FIRST READING)

#2369 Ruth Hutchins Estate

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:

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 CONDITIONS OF APPROVAL FOR 1.09 ACRES OF ZONING MAP AMENDMENT #2249.

WHEREAS, the Joint City-County Planning Commission of Nelson County, Kentucky, on July 10, 2012 held a public hearing under the provisions of KRS Chapter 100, and after careful consideration, the Commission on July 24, 2012, voted to approve and recommend the amendment to the Fiscal Court of Nelson County.

WHEREAS, the Court held a first reading on August 21, 2012 and after due advertisement held a second reading and adoption on September 5, 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

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made a part hereof as if fully set out herein, including the letter of recommendation dated July 30, 2012, from the said Joint City-County Planning Commission of Nelson County to the Nelson County Fiscal Court. This zoning map amendment amends the conditions of a prior rezoning adopted October 16, 2007 to allow 2 entrances from the below described property to Lutheran Church Road. Said property is described as follows:

Beginning at a point, corner to Joe Burks and 20 ft. from the center of Lutheran Church Road; thence with said road N 86-23-52 W 200.00 ft., to a point, 20 ft. from the center of the road, corner to BRH, LLC; thence leaving the road with BRH, LLC N 00-34-31 W 284.60 ft.; thence with a line across Ruth Hutchins Estate S 86-28-13 E 189.10 ft., to a point, corner to Ruth Hutchins Estate and Burks; thence with Burks S 03-03-27 E 249.90 ft. to the point of beginning, containing 1.09 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 Jeff Lear, second by Keith Metcalfe, 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.

ORDINANCE - PROPERTY TAX RATES FOR NELSON COUNTY FOR 2012-13 BUDGET (SECOND READING)

The following ordinance setting property tax rates for 2012 for funding the 2012-13 Nelson County budget is adopted and approved after a second reading on motion of Keith Metcalfe, second of Jeff Lear, and by affirmative vote of all Court members:

KOC NUMBER A.2 (2012)

ORDINANCE RELATING TO THE SETTING OF PROPERTY TAX RATES TO FUND THE 2012-2013 BUDGET OF THE COUNTY OF NELSON

WHEREAS the County adopted a budget for the 2012-13 fiscal year on June 5, 2012; and

WHEREAS property tax rates to fund the said budget could not be adopted prior to the County's receipt of the State Local Finance Officer's Certification of the Maximum Permissible Revenue from ad valorem taxes in accordance with KRS 68.245, which was received July 23, 2012; and

WHEREAS the said certification establishes compensating and maximum tax rates for the County;

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

SECTION ONE: There is levied for the year 2012 the ad valorem tax rates per \$100.00 assessed valuation on all taxable property with the County for General Fund as indicated:

<u>PROPERTY</u>	<u>RATE</u>	<u>GROSS ESTIMATED REVENUE</u>
Real Estate	14.3	\$ 3,367,573
Personal Property	16.1	227,485
Motor Vehicles	16.1	449,664
Franchise Co. R.E.	14.0	15,937
Franchise Co. Per	16.1	89,767

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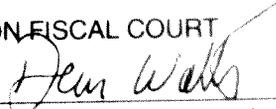
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Distilled Spirits	16.1	618,849
Water Craft	16.1	11,923
Bank Deposits	.025 on deposits	Varies
Aircraft	01.5	<u>271</u>
TOTAL ESTIMATED TAX REVENUE		<u>\$ 4,781,469</u>

SECTION TWO: The said revenues shall be expended in accordance with the provisions of the budget adopted by the Fiscal Court of the County of Nelson on June 5, 2012.

SECTION THREE: This Ordinance shall be published in The Kentucky Standard newspaper by title and summary within 30 days after adoption.

SECTION FOUR: This Ordinance becomes effective immediately upon passage and publication.

NELSON FISCAL COURT

Nelson County Judge Executive

ATTEST:

Nelson County Clerk

Following discussion and explanation of rates for motor vehicles, personal property, etc. that were slightly reduced due to the County's not implementing the compensating rate, and following adoption of the 2012 tax rate as recommended, Judge Watts told Court members that the tax rate next year will probably have to be raised to match the compensating rate.

JERRY HAHN - MARRIAGES

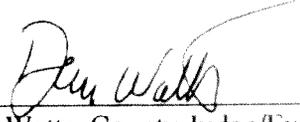
COMMONWEALTH OF KENTUCKY

NELSON COUNTY FISCAL COURT

ORDER

Under the provisions of KRS 402.050 (1) (b) as County Judge/Executive of Nelson County, it is hereby ORDERED, that Justice of the Peace, Esquire Jerry Hahn, be and is hereby authorized to solemnize marriages upon proper request in the County of Nelson.

Entered this 21st day of August, 2012.


Dean Watts, County Judge/Executive
Nelson County, KY

DEPARTMENT REPORTS

**EMS

VEHICLE INFORMATION - Joe Prewitt gave Court members an EMS brochure which featured a Nelson County ambulance; he also noted an article outlining how vehicles are built, how those regs are written (now by the National Fire Association, with ambulance specs being written to match those things required of fire trucks), and that by Sept., 2013, cost of vehicles will increase about \$12,000 if required to meet these specs.

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EDUCATION PROVIDED - Prewitt described education provided by Nelson County EMS both as a matter of public awareness and PR, as well as for education of other first responders and the public at large, with 350 CPR certifications having been provided for first responders or for people staffing various factories, schools, etc. Type of training now requires a more sophisticated mannequin. EMS is working with businesses to try to obtain funding for a mannequin that can be programmed for various emergency scenarios--cost at about \$5,000. Prewitt told Court members that Walmart has presented Nelson County EMS with a \$1,000 grant to help with purchase of a mannequin.

MATTRESS DONATION - 24-hour service means that EMS personnel often sleep in the station, resulting in constant need to replace furniture. Prewitt said he had learned that Tempurpedic Mattress Co. donates mattresses to first responder agencies. After contacting that company, Prewitt was given a donation of eight of those mattresses.

****JAIL**

Dorcas Figg presented her regular report as follows:

NELSON COUNTY JAIL

NELSON COUNTY JAIL

	Total	Hardin Co	HIP	State	W-End	In House
AUGUST						
Wed 08	126	2	2	25	5	117
Thur 09	123	2	2	27	5	114
Fri 10	126	2	2	26	3	119
Sat 11	125	2	2	26	3	118
Sun 12	129	2	2	26	2	123
Mon 13	124	2	2	26	10	110
Tue 14	130	2	2	25	11	115
Wed 15	134	2	1	25	11	120
Thur 16	134	2	1	24	13	118
Fri 17	126	2	1	28	13	110
Sat 18	123	2	1	28	4	116
Sun 19	127	2	1	28	5	119
Mon 20	126	2	1	28	13	110
Tue 21	123	2	1	27	13	107

STATE SENTENCED	
CI	16
CD	12
SENTENCED TO JAIL	4
COMMUNITY SERVICE	1
WORK RELEASE	0
HIP	0
CIRCUIT WAITING COURT	56

TOTAL OF 64 HAS NOT BEEN SENTENCED
NUMBER OF DAYS INMATES SERVED F/ JULY 2012

		INMATES		DAYS	
		DAYS	INMATES	DAYS	
			111	16	6
		1	32	17	3
		2	11	18	1
		3	11	19	6
		4	15	20	2
		5	6	21	2
		6	4	22	5
		7	6	23	3
		8	8	24	0
		9	4	25	1
		10	2	26	3
		11	7	27	2
		12	5	28	1
		13	1	29	1
		14	7	30	0
		15		31	59

JULY DAILY AVERAGE			
	Mandays	Average	
CI	457	14	
CD	373	12	
NELSON	2594	83	
TOTAL	3424	110	

NEW ARREST AND RELEASES F/ JULY 2012			
	MALE	FEMALE	TOTAL
ARRIVALS	167	50	217
RELEASES	159	49	208

SENTENCED INMATES	
DISTRICT COURT	8
WAITING COURT	8
HIP	1
WORK RELEASE	0
C/S	4

****LANDFILL/SOLID WASTE**

ON-GOING - Brad Spalding reported that things are running as normal at the landfill; holiday schedule will be in place for Labor Day.

****ROAD DEPARTMENT**

ROUTINE - Jim Lemieux gave Court members a rundown of routine work on-going--mowing, weed spraying along bridges and guardrails, completion of hot-mix patching in various areas, work on cross drains and tree pick-up.

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****BLACKTOP LIST - DISTRICT 3**

On motion of Bernard Ice, second of Sam Hutchins, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the Dist. 3 paving list as follows:

Nelson County Fiscal Court
2012 Paving Estimates
District 3, Bernard Ice

as of 08/20/12
Asphalt cost = \$69.00 /ton per New MAGO Contract 06/01/12

Road Name	Inspection Date/ Comments	Funding Source	Location to be paved	LF ft	width ft	culdesac	depth in	Patching Weeding %	tons @110WSY	cost/ton	Total (estimate) County Funds	KYTC RS Funds
Junior Gobben Lane	07/09/12 exist chip seal- good shape no turn around	County	Sutherland Lane to end	760 760	12 12		2 1		111.47 56.73	\$63.00 \$69.00	\$7,022.40 \$3,845.60	
Cardinal Hill		KYTC - RS	Us 31 E - Entire Road	3400	15.5		1.25		402.57	\$68.00		\$27,374.72
Barnes Road	08/20/12	County	Ben Irvin Road to Wheeler Road	4320	17		1.25		561.00	\$69.00	\$38,709.00	
									0.00			\$0.00
TOTAL												
											FY 12-FY 13	\$27,374.72
												\$49,577.00 allowed \$120,000

****BLACKTOP LIST - DISTRICT 5**

On motion of Jerry Hahn, second of Bernard Ice, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the Dist. 5 road paving list as follows, approved roads denoted by arrows:

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08/02/12
Asphalt @ : \$69.00 ton
MAGO 06/20/12 bid

as of

Nelson County Fiscal Court
2012 Paving Estimates
District 5, Jerry Hahn

Road Name	Date Inspected/ Comments	Funding source -funded?	Location to be Paved	LF ft	width ft	Culdesac	depth IN	Patching/ Wedging REQD	material	Tons (heavy)	cost/ton	Total County Funds FY 2010/2011	Total KYTC RS-Funds	Other Roads	Comments
Murrays Run Road	02/15/12-Overlay w/dist # 4 RS func 02/15/12 asp patch areas 03/18/11 03/18/11 07/03/12		Plum Run Road to MB 1711 (Bridge At Cox Crk) MB 1711 (Bridge at Cox Crk) to Hobbs Lane Hobbs Lane to 8600 LF (MB ??) MB ?? 8600 LF to KY 48	9100 6100 8600 13000	19 18 17 17		1.25 1.25 1.25 1.25		Priority # 1 Priority # 2 Priority # 4 Priority # 3	1320.76 838.75 1116.81 1688.19	\$69.00		\$91,132.71		
Chowning Lane (to Boat Dock)	Note: 3100 LF in Nelson County ~ 3500 LF in Spencer County		High View Church to Spencer County	3100	20		1.25	0.1		620.97	\$69.00	\$10,166.00		\$35,947.06	
Countryside Drive	WO # 5047	County	Bloomfield Road to End	640	24	1	1.25			147.33	\$69.00				
Whispering Oaks Drive Whispering Oaks Loop	needs overlay 07/24/12 needs overlay- 07/27/12		KY 162 to end Entire Rd (Whispering Oaks Dr to Whispering Oak Green Chapel road to new Asphalt Joint	1580 800	22 22	1	1.25 1.25			295.53 151.25	\$69.00 \$59.00			\$20,391.42 \$10,436.25	↓ ↓
Timber Creek Road				2800	15		1.25	0		297.92	\$69.00			\$20,556.25	
Wilkinson Road			Plum Run Road to Murrays Run Road	7780	16		1.25		surface	950.89	\$69.00			\$65,611.33	has been patched worse than remain of Plum Run
Dugan Lane	overlay NOT required		US 62 to KY 162	9200	15		1.25		surface	1084.17	\$0.00			\$0.00	not too bad well - 2 years
Yates Cooney Neck (total Length= 29950)		11/30/09 field measured FY10/FY11	Paved in FY 07/08 (KY 56 to 8250 LF) From Asphalt Joint 2007 to 7400 LF paved Asphalt Joint 2009 for 6300 LF Remainder Sections: inspected 08/19/10 - Remainder good shape-paved in year 2002	8150 7400 5300	15 15 15		1.25 1.25 1.25		surface surface surface	847.92 607.29	\$65.00 \$65.00	Paved 2007 Paved 2008 Paved 2010		\$55,660.00 \$21,505.00	paved in year 2002
Simpson Creek Road			City of Bloomfield Lane to Stevens Lane (per LTADDmess-1400 Lf to Present View=COE	6050	14		1.25		surface	647.01	\$69.00			\$44,643.96	
Glenview Drive	needs overlay	03/23/11	US 62 to End at CU-de-sac	2880	22	2	1.25	0		644.00	\$69.00			\$37,536.00	↓
Andrea Court	Needs overlay	03/23/11	Glenview Drive to End	1250	22	1	1.25			240.07	\$69.00			\$16,564.79	↓
Broadway - Chaplin	Overlay need - bad shape	06/10/11	KY 1734 to US62	1500	17		1.25			194.79	\$69.00			\$13,440.63	↓
Copperfield Copperfield Way	needs five large patches	11/15/10	Plum Run Rd to Alder/Tulip Intersec	1880	22		1.25		surface	332.75	\$69.00			\$22,959.75	
Tot Tons 12914.7											\$10,166.00	\$91,132.71	\$365,252.46		
Tot Tons 12914.7												KYDOT RS \$91,133		\$91,133	

↑ ↑ ↑ ↑ ↑
POTTERSHOP BRIDGE - Pottershop Rd. bridge construction will be done in September. Notification of road closing will be sent out tomorrow.

MEETING DATE CHANGE

Court members were reminded that the next regularly scheduled meeting will be held on Wednesday, Sept. 5.

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ON-GOING PROJECTS

**CIVIC CENTER LANDSCAPING - Judge Watts reported that Master Gardeners and NC Extension are working toward landscaping at the Civic Center, with intent to complete this project in September.

**CIVIC CENTER WATER DAMAGE - Judge Watts itemized completed work at Civic Center necessitated by water damage due to a sprinkler issue. Negotiations are still underway regarding replacement of stage curtains.

**THOMAS NELSON HIGH SCHOOL TRAFFIC - Appreciation has been expressed by the Nelson County School system for their help with traffic at the school. The area is now being patrolled in order to enforce the 45 mph speed limit there.

**SENIOR CENTER - Move to the Senior Center is ready to begin. Brad Spalding reported on issues that are being addressed, explaining condensation problem that has been fixed.

**FAIR - Appreciation was expressed by David Holderman for Nelson Fiscal Court's support of the Nelson County Fair.

**FEEDING AMERICA - Judge Watts told Court members that the Feeding America program is scheduled for tomorrow. He also told Court members that Feeding America has requested a contract with Nelson County for the Feeding America program so that Nelson County will be an official site on their records. On motion of Keith Metcalfe, second of Sam Hutchins, by unanimous vote of the Court, IT IS HEREBY ORDERED to authorize the County Judge-Executive to enter into a contract with Feeding America for a twelve-month period.

On motion of Bernard Ice, second of Jerry Hahn, by unanimous vote of the Court, IT IS HEREBY ORDERED to adjourn the Aug. 21 session of Nelson Fiscal Court.

DEAN WATTS, NELSON COUNTY JUDGE-EXECUTIVE

ELAINE A FILIATREAU, NELSON COUNTY CLERK