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Fiscal Court Orders

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.

MINUTES APPROVED - AUG. 4

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. 4 session of Nelson Fiscal Court as presented.

BILLS AND TRANSFERS

On motion of Jeff Lear, second of Jerry Hahn, 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
Bills for Court Approval
August 18, 2015**

Name	Memo	Account	Amount
01 General Fund			
American Tire	SO 24, 32, Explorer	5105479 · Law Enforc Tires	\$ 757.29
Aqua Treat	Monthly treatment	5415329 · Civic Center Maint Contracts	184.80
BDM Collision Center, Inc.	Pineiroa	5105336 · Law Enforc. Equipment Repairs	2,425.26
Beaven Equipment	SO 40 - install computer mount, printer	5105340 · Law Enforc Vehicle maintenance	112.50
Danville Office	Paper	5040445 · Treasurer Office Supplies	36.99
Danville Office	Folders, printer ink, toner, paper	5115445 · Codes - Office Supplies	480.87
Economy Pest Control	Portable toilet rental 0715	5405348 · Recreation Program Support	70.00
Economy Pest Control	Portable toilet rental 0815	5405348 · Recreation Program Support	70.00
Ellis Towing	Crane rental - tower placement	5145548 · Central Dispatch LOC Projects	175.00
Fastenal	O ring kit	5090427 · Maintenance - Supplies	21.07
Feed America Ky	Feed America Program 0715	5330515 · Feed America Program	187.32
Hord Landscaping & Lawncare	Clean sprinkler valve	5080334 · Old Courthouse Bldg Maint	85.00
Indoor Air Quality	Air filters	5081411 · Justice Center Custodial Supply	468.00
Kentucky One	Random testing, employee medical	9400547 · Employee Medical/AWC Claims	285.00
Ky County Fees	HB388 County Fees	5175903 · Public Advocacy Program	5,430.00
Landmark Comm News	Bids, employment, tax sale notice	9100539 · Advertising & Legal Notices	3,586.15
Nelson County Coroner	Coroner transports 0715	5020308 · Coroner Autopsy & Services	400.00
Nelson EMS	Coroner calls	5020308 · Coroner Autopsy & Services	385.20
Newcomb Oil Co	Fuel	5135429 · EMA Fuel	168.73
Patrons Home Center	Drawer knobs	5080334 · Old Courthouse Bldg Maint	13.58
Patrons Home Center	Custodial supplies	5080411 · Old Courthouse Custodial Supply	561.00
Patrons Home Center	Repairs - electrical lines, irrigation, bathroom	5081334 · Justice Center Bldg Maint	138.21
Patrons Home Center	Custodial supplies	5081411 · Justice Center Custodial Supply	644.12
Patrons Home Center	Kitchen repairs	5085334 · Sutherland Bldg Maint	2.04
Patrons Home Center	Custodial supplies	5085411 · Sutherland Bldg Custodial Suppl	490.71
Patrons Home Center	Saw blades, drill bits, gloves, supplies	5090427 · Maintenance - Supplies	225.57
Patrons Home Center	Bulbs	5105334 · Law Enforc Building Maint	52.45
Patrons Home Center	Marking flags	5105427 · Law Enforc Supplies	29.97
Patrons Home Center	Mailbox lettering - replacement	5145548 · Central Dispatch LOC Projects	4.74
Patrons Home Center	Kickplate, door repairs	5205334 · Animal Control Building Main	2.70
Patrons Home Center	Bulbs	5305334 · Sr Citizens Bldg Supplies	148.15
Patrons Home Center	Custodial supplies	5305411 · Sr Citizens Custodial Supply	534.58
Patrons Home Center	Bags	5330515 · Feed America Program	89.98
Patrons Home Center	DWP - football concession repairs	5405348 · Recreation Program Support	52.12
Patrons Home Center	Custodial supplies	5415411 · Civic Center Custodial Supplies	490.71
Quick Care Express	Oil changes, brakes, general maint	5105340 · Law Enforc Vehicle maintenance	2,590.20
Quill Corporation	Printer ink	5040445 · Treasurer Office Supplies	55.99
RCS	Monthly agreement	5139329 · Weather Siren Maint Contracts	385.00
Simplex Grinnell	Fire extinguisher inspection	5305329 · Sr Citizen Bldg Main Contracts	58.00
Springfield Laundry	Mops, mats	5080411 · Old Courthouse Custodial Supply	123.00
Springfield Laundry	Mats, wet mops	5081411 · Justice Center Custodial Supply	572.20
Springfield Laundry	Mops, mats	5085411 · Sutherland Bldg Custodial Suppl	105.80
Springfield Laundry	Mats	5105411 · Law Enforc Custodial Supplies	120.00

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Springfield Laundry	Mats	5415411 - Civic Center Custodial Supplies	37.50
Thompson Transmission & Auto	Jon Snow	5105340 - Law Enforc Vehicle maintenance	1,494.42
Tractor Supply	Spray nozzles	5090427 - Maintenance - Supplies	14.48
Total 01 General Fund			24,366.40

02 Road Fund			
Bardstown Mills	Concrete saw repairs	6105443 - Parts	3.35
Cintas	Uniforms	6105481 - Uniforms	1,357.12
Citation Equipment	Pressure washer supplies	6105443 - Parts	36.00
Clark's Excavating & Trucking	Snow removal- March 2015	6105471 - Snow removal	977.50
CMI Equipment	Fuel cap - Gradall	6105443 - Parts	74.15
Ferguson Waterworks	Stock culverts	6105457 - Bridge & Culvert Materials	8,057.02
GBA	Digitized scans - Justice Center	6103445 - Office Supplies	88.00
Guys Building Supplies	Aristides Ct	6105457 - Bridge & Culvert Materials	230.00
Haydon Materials	Chester Hahn	6105446 - Small Road Projects	697.51
Haydon Materials	Salt barn	6105742 - Road Dept Bldgs	148.61
Horizon Engineering	Survey - Bennetts Ln, Bellwood Rd	6105323 - Engineering	830.00
Joe Hill's	Starter grip	6105443 - Parts	19.99
Kentucky One	Random testing	9400547 - Employee Medical/WC Claims	75.00
Kerr Office Plus	Monthly copy charges	6103445 - Office Supplies	15.00
Keystops	Fuel	6105429 - Fuel	9,837.66
Kroger	Sugar, creamer	6105427 - Garage supplies	29.71
Lasco	Truck 305, 306; filters	6105443 - Parts	287.72
Mago Construction	Oak Knoll	311 02 - District 2	44,804.93
Mago Construction	Plantation Circle	311 02 - District 2	4,049.96
Mago Construction	Country Squire Lane	311 04 - District 4	34,568.12
Mago Construction	Ludwick Dr	311 04 - District 4	13,096.73
Norman, David	Boot allowance	6105481 - Uniforms	74.98
Patrons Home Center	Custodial supply, garage supply	6105427 - Garage supplies	586.63
Saf-ti-Co	Weight limit signage	6105469 - Signs & Posts	129.00
St Vincent Depaul Mission	Rags	6105427 - Garage supplies	80.00
Tarps Plus Inc	Tarp	6105427 - Garage supplies	1,533.00
Taylor Battery Company Inc	Battery - 2005 Dually	6105443 - Parts	107.62
Total Truck Parts, Inc.	Truck 308	6105443 - Parts	306.16
Truck Parts & Service	Garage supplies	6105427 - Garage supplies	138.86
Truck Parts & Service	Lowboy trailer, gradall	6105443 - Parts	378.92
Whayne Supply	CAT Roller	6105443 - Parts	9.78
Whayne Supply	Rent/deposit - backhoe	6105713 - Road Equipment	2,010.00
Total 02 Road Fund			124,659.03

03 Jail Fund			
Bloomfield Family Dentistry	Inmate medical	5101549 - Routine Medical	274.00
Clems	Food	5101425 - Food	517.40
Coca Cola	Inventory purchases	5101428 - Canteen Inventory	110.00
Dean Milk	Milk	5101425 - Food	1,408.19
Duncan Septic Service	Clean grease trap	5101329 - Building Main Contracts	250.00
Flowers Baking Co	Bread	5101425 - Food	328.94
Flowers Baking Co	Inventory	5101428 - Canteen Inventory	120.60
Gordon Foods	Dishmachine lease	5101336 - Equipment Repairs	85.00
Gordon Foods	Cleaning supplies	5101411 - Custodial Supplies	2,142.72
Gordon Foods	Kitchen supplies	5101423 - Food Prep & Serving Supplies	636.95
Gordon Foods	Food	5101425 - Food	8,633.26
Gordon Foods	Canteen purchases	5101428 - Canteen Inventory	445.31
ICS Jail Supplies	Hygiene supplies	5101453 - Prisoner Hygiene	224.00
IHS Pharmacy	Inmate medical	5101549 - Routine Medical	887.29
Kentucky One	Random testing	9400547 - Employee Medical/WC Claims	140.00
Landmark Sprinkler	Annual sprinkler inspection	5101329 - Building Main Contracts	140.00
Maxima Supply	Inventory purchases	5101428 - Canteen Inventory	1,234.76
Roby's Country Gardens	Food	5101425 - Food	696.00
Universal Toxicology LLC	Pre-irial testing	5101550 - Pretrial Testing Supplies	440.00
Total 03 Jail Fund			18,714.42

04 LGEA Fund			
Haydon Materials	Various county roads	6105409 - Rock	6,636.59
Total 04 LGEA Fund			6,636.59

09 Ambulance Fund			
American Tire	Sq 31-34-41	5140340 - Vehicle Maintenance & Repairs	55.65
American Tire	Sq 31-34-41	5140439 - Oil, lubes	281.87

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Beaven Equipment	Sq 35-36-37-41	5140340 · Vehicle Maintenance & Repairs	1,080.00
Beaven Equipment	Sq 35-36-41	5140443 · Vehicle Parts	2,217.00
Carey Sign	Reflective decals, door magnets	5140443 · Vehicle Parts	662.00
Danville Office	Envelopes	5140445 · Office Supplies	385.83
Franklin Family Chevrolet	Sq 33	5140340 · Vehicle Maintenance & Repairs	234.00
Franklin Family Chevrolet	Sq 33	5140443 · Vehicle Parts	60.34
Galls	Mag charger flashlights	5140550 · Medical supplies & Materials	285.49
Kenny's Laundry	Alterations - EMS	5140481 · Staff Uniforms	7.50
Newcomb Oil Co	Fuel	5140429 · Fuel	5,743.50
Patrons Home Center	Bathroom repairs, circuit breaker	5140334 · Building maintenance	66.98
Patrons Home Center	Custodial supplies, filters	5140411 · Custodial supplies	236.61
Sam's Club	Kitchen supplies	5140411 · Custodial supplies	196.75
Select-Tech Inc	Sq 38	5140443 · Vehicle Parts	792.54
Total 09 Ambulance Fund			<u>12,306.06</u>

Subtotal - General Fund Bills

\$ 186,682.50

13 Solid Waste Fund

American Tire	Shop tires	5215479 · Tires	3,392.60
Axle Surgeons	Truck 410 - labor	5215336 · Equipment Repair	525.00
Axle Surgeons	Truck 410 - replace left rear drive spindle	5215443 · Parts	625.00
Brandeis	Crimping supplies	5215541 · Hydraulic Parts & Equipment	80.37
Cintas First Aid & Safety	Gloves, protective equipment	5215594 · Crew Safety Equipment	215.99
FleetPride	Trucks 410-411; filters	5215443 · Parts	1,127.05
Keystops	Fuel	5215429 · Fuel & Lubricants	10,935.66
Salt River	Garbage billing services	5215320 · Collection Contracts	10,466.10
Springfield Laundry	Uniforms	5215481 · Employee uniforms	379.50
Truck Parts & Service	Garage supply	5215427 · Garage supplies	21.25
Truck Parts & Service	Tire patching materials	5215443 · Parts	66.80
UHL Truck Sales	Truck 414- sensor	5215443 · Parts	93.01
Total 13 Solid Waste Fund			<u>27,928.33</u>

15 Landfill Fund

American Tire	Trailer tire	5217340 · Recycling vehicle expense	205.90
Brandeis	963 Highlift	5210443 · Parts	71.59
Brite Wholesale	Pipe, tape, supplies	5210581 · Leachate Maintenance	173.86
Fastenal	Pipe wrenches	5210475 · Tools	77.23
Fisher Auto	Funnels, gas cans, oil dry, freon	5210427 · Main supplies	154.24
Fisher Auto	Truck 409, mechanic truck; misc parts	5210443 · Parts	614.45
FleetPride	Filters	5210443 · Parts	44.77
Horizon Engineering	Groundwater plan	5210324 · Environmental Monitoring	1,567.00
Keystops	Fuel, lubricants	5210429 · Fuel & Lubricants	4,739.25
Lawson Products	Pipe wrench	5210475 · Tools	53.22
McCoy & McCoy	Monitoring	5210324 · Environmental Monitoring	412.85
Patrons Home Center	Fly ribbon	5210427 · Main supplies	9.98
Patrons Home Center	Steel tap, rope, brush	5210443 · Parts	87.47
Patrons Home Center	Line repairs	5210581 · Leachate Maintenance	6.99
Quill Corporation	Floor cleaner	5210411 · Custodial supplies	35.98
Quill Corporation	Tape ruler	5210427 · Main supplies	26.99
Quill Corporation	Ear muffs	5210594 · Crew Safety Equipment	47.97
SpringCo Janitorial	Custodial supply	5210411 · Custodial supplies	518.78
Springfield Laundry	Cleaning supplies	5210427 · Main supplies	111.00
Springfield Laundry	Uniforms	5210481 · Uniforms	267.00
Wayne Supply	963 Highlift	5210443 · Parts	265.61
Total 15 Landfill Fund			<u>9,492.13</u>

23 Occupational Tax Fund

Danville Office	Binder	5047445 · OLF Office supplies	5.99
Total 23 Occupational Tax Fund			<u>5.99</u>

97 PIC

Patrons Home Center	Custodial supplies	5082411 · SOB Custodial Supplies	530.84
Springfield Laundry	Mats	5082411 · SOB Custodial Supplies	30.00
Total 97 PIC			<u>560.84</u>

Subtotal - PIC Fund Bills

\$ 37,987.29

Total Bills to Pay

\$ 224,669.79

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Nelson County Fiscal Court Additional Bills for Court Approval August 18, 2015

Name	Memo	Account	Amount
01 General Fund			
ADP	PR 080615	9100301 · Payroll Processing	\$ 466.92
Etown Overhead Door	Repair entrance gate - Judge's parking lot	5081334 · Justice Center Bldg Maint	628.23
Landmark Sprinkler	Annual sprinkler inspection	5081329 · Justice Center Main Contracts	300.00
Landmark Sprinkler	Annual sprinkler inspection	5415329 · Civic Center Maint Contracts	375.00
SecureNet	Security system - Humane Society	5205329 · Animal Control Maint Contracts	39.95
Simplex Grinnell	Sprinkler repairs - accident	5081334 · Justice Center Bldg Maint	465.00
Speedway	Fuel	5105429 · Law Enforc Fuel	506.25
Total 01 General Fund			2,781.35
02 Road Fund			
Sublet Contractors	Gradall bucket	6105336 · Equipment repairs	85.00
Sublet Contractors	Grate - Lawrenceburg Loop	6105457 · Bridge & Culvert Materials	276.73
Total 02 Road Fund			361.73
Total Additional Bills			\$ 3,143.08

NELSON COUNTY FISCAL COURT
PrePaid Bills and Upcoming Transfers for Court Approval
August 21, 2015

Fund/Vendor	Description	Account	Amount
General Fund			
BP Gas	Fuel	5105429 · Law Enforcement Fuel	\$ 5,869.80
Nelson County Jail	Budgeted Transfers - 7/31/2015	4909 03 · Transfers to Jail	67,479.89
Road Fund			
Kimball Midwest	Garage supplies	6105427 · Garage supplies	75.10
Less Discount			(0.75)
Lawson Products	Garage supplies	6105427 · Garage supplies	52.55
Less Discounts			(0.53)
EMS Fund			
Penn Care Inc	2015 Ford F350 - Ambulance	5140723 · EMS Vehicles	138,207.00

TOTAL PAID BILLS

*** ***** ***
\$ 211,683.06

PLANNING AND ZONING - REZONING AMENDMENTS (FIRST READING)

County Judge-Executive Dean Watts presented in open Court for first reading the following proposed ordinances amending the zoning map for Nelson County, which changes were presented in accordance with the zoning regulations and have 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 ordinances were read in open Court in resume form and full copies of the proposed ordinances are as follows:

#2443 Francis Leo Cambron

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

Fiscal Court Orders

BY CHANGING THE DISTRICT CLASSIFICATION OF PROPERTY LOCATED IN NELSON COUNTY AS HEREINAFTER DESCRIBED FROM R-1A, SINGLE FAMILY RESIDENTIAL DISTRICT TO BE REZONED AS A-1, AGRICULTURE DISTRICT.

WHEREAS, the Joint City-County Planning Commission of Nelson County, Kentucky, on July 28, 2015 held a public hearing under the provisions of KRS Chapter 100, and after careful consideration, the Commission on July 28, 2015, voted to approve and recommend the amendment to the Fiscal Court of Nelson County.

WHEREAS, the Court held a first reading on August 18, 2015 and after due advertisement held a second reading and adoption on _____, 20____, 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 August 4, 2015, from the said Joint City-County Planning Commission of Nelson County to the Nelson County Fiscal Court, so that the following described property of Francis Leo Cambron, is presently R-1A, Single Family Residential District be and the same is placed as A-1, Agriculture District and said property is described as follows:

"Beginning at an existing iron pin in the west line of Lenore Road (KY 2739) at the southeast corner of Jerry Smith (DB 279 - P 222); thence, with the west line of the road, 20' from and parallel to the centerline, S 36 degrees 59'20"E - 50.00' to an existing iron pin corner to Tract 11 of Saddlebrook Park Phase 4 (Plat Cbt. 16 - Slot 162); thence, with Tract 11, S 53 degrees 05'58"W - 258.77' to an existing iron pin; thence, with division lines of Cambron, S 53 degrees 05'58"W - 188.15' and S 85 degrees 00'10"W - 113.45' to an existing iron pin corner to Antonio Travis (DB 505 - P 781); thence, with Travis, S 85 degrees 00' 10"W - 1221.69' to an existing iron pin corner to Tract 3 of Saddlebrook Park - Phase 1 (Plat Cbt. 12 - Slot 55); thence, with Tract 3, N 09 degrees 18' 52"E - 525.56' to an existing iron pin in the south line of Private Road A of Saddlebrook Park Phase 1; thence, with the south line of Road A, with a curve to the left of radius 50.00', an arc distance of 12.91' (Chord: N 04 degrees 41 '51"E - 12.87'), N 87 degrees 17'52"E - 1131.26' and N 58 degrees 59'00"E - 120.15' to a point; thence, with a division line of Cambron, S 29 degrees 21 '38"E - 173.54' to an existing iron pin corner to Jerry Smith; thence, with Smith, S 38 degrees 54' 12"E - 208.70' to an existing iron pin and N 53 degrees 05'58"E - 208.70' to the point of beginning containing 16.36 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.

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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 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.

#2444 Donald B Mudd

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 July 28, 2015 held a public hearing under the provisions of KRS Chapter 100, and after careful consideration, the Commission on July 28, 2015, voted to approve and recommend the amendment to the Fiscal Court of Nelson County.

WHEREAS, the Court held a first reading on August 18, 2015 and after due advertisement held a second reading and adoption on _____, 20____, 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 August

4, 2015, from the said Joint City-County Planning Commission of Nelson County to the Nelson

County Fiscal Court, so that the following described property of Donald B. Mudd, 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:

Beginning at a found ½ inch rebar (no cap) in the north right-of-way line of Stonehouse Road (40' right-of-way), corner to a tract of land conveyed to Donald B. and Debbie S. Mudd of record in Deed Book 326, Page 592 in the Office of the Clerk of Nelson County, Kentucky; thence with the north right-of-way line of Stonehouse Road the following two calls: north 89 degrees 43'22" west 133.43 feet; thence with a curve turning to the left with an arc length of 139.38 feet, a radius of 200.98 feet, a chord bearing of south 72 degrees 06' 11" west, and a chord length of 136.60 feet to a found 5/8 inch rebar with cap

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stamped "Hibbs 2981" in the north right-of-way line of Stonehouse Road, corner to a tract of land conveyed to Thomas E. and Linda B. Reynolds of record in Deed Book 230, Page 747 in the Clerk's office aforesaid; thence leaving the north right-of-way line of Stonehouse Road and running with the east line of said Reynolds, north 14 degrees 38' 10" west 428.08 feet to a found wood post in concrete, corner to said Reynolds and in the south line of a tract of land conveyed to Patrick R. and Carolyn Welch of record in Deed Book 377, Page 288 in the Clerk's office aforesaid; thence with the south line of said Welch, south 86 degrees 30'32" east 395.57 feet to a found ½ inch rebar (no cap) on the north side of a 36" oak in the south line of said Welch, corner to said Mudd, and corner to a tract of land conveyed to Kenneth Richard Welch of record in Deed Book 377, Page 289 and Deed Book 455, Page 463 in the Clerk's office aforesaid; thence with the west line of said Mudd, south 03 degrees 48'48" west 349.54 feet to the point of beginning, having an area of 2.800 acres or 121,981.1 square feet.

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 Sam Hutchins, 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.

Zoning Ordinance Amendment - First Reading: To follow

ORDINANCE SETTING PROPERTY TAX RATES FOR 2015-16 (FIRST READING)

County Judge-Executive Dean Watts presented in open Court for first reading the following proposed ordinance related to the setting of property tax rates for Nelson County for 2015-16.

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

ORDINANCE RELATING TO THE SETTING OF PROPERTY TAX RATES TO FUND THE 2015-2016 BUDGET OF THE COUNTY OF NELSON

WHEREAS the County adopted a budget for the 2015-2016 fiscal year on June 9, 2015; 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 24, 2015; 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 2015 the ad valorem tax rates per \$100.00 assessed valuation on all taxable property with the County for General Fund as indicated:

PROPERTY	RATE	GROSS ESTIMATED REVENUE
Real Estate	14.30	\$ 3,511,691
Personal Property	15.14	217,367
Motor Vehicles	16.10	489,930
Franchise Co. R.E.	14.00	27,217
Franchise Co. Per.	15.14	90,827
Distilled Spirits	15.14	661,537

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Water Craft	16.10	
Bank Deposits	.025 on deposits	12,379
Aircraft	01.50	Varies
		154

TOTAL ESTIMATED TAX REVENUE \$ 5,011,102

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 9, 2015.

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.

After a first reading, motion was made by Keith Metcalfe, second by Sam Hutchins, 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.

Prior to first reading of the 2015-16 tax rate ordinance, Judge Watts expressed that government should do a better job of communicating to the public what tax money funds, where tax money goes. He presented a spreadsheet showing amount of revenue generated by real estate property tax and the amount of funding allotted to various county services/offices:

NELSON COUNTY
**TAX ASSESSMENTS - COUNTY AND CITY
REQUIRED APPROPRIATIONS**

Total County Assessed Real Estate	\$	2,455,728,237	generates tax revenue (minus discounts, commissions)	\$	3,293,280
City of Bardstown RE (included in above amount)	\$	834,000,000	generates tax revenue (minus discounts, commissions)	\$	1,121,062
<i>Residential</i>		446,000,000			
<i>Commercial</i>		385,600,000			
<i>Farm</i>		2,400,000			

Statutory Requirements for all counties

		<u>Local Requirements</u>
Jail	\$ 1,141,000	Planning Commission \$ 158,500
Health Department	674,400	
Sheriff	1,589,400	Building Upkeep/Maintenance
Animal Control	144,800	Old Courthouse 72,200
Elections	103,500	Sutherland Building 51,800
Coroner's Office	35,500	Wickland 54,200
County Judge Office	146,300	Old Library 1,400
County Attorney Office	64,900	Maintenance 64,200
County Treasurer Office	74,400	
Magistrates	122,100	Emergency Dispatch 362,900
Emergency Management	69,600	Social Services 163,000
PVA Allocation	100,400	
	\$ 4,266,300	\$ 928,200

Judge Watts noted that from statutory requirements alone, the county does not generate enough real estate tax to operate. Other taxes, including distilled spirits tax and bank franchise tax, subsidize what is needed to provide basic obligations. Increasing the tax amount by 4% would add an average of \$6.00 to each taxpayer's bill; however, Judge Watts' recommendation was to continue at the same tax rate as last year.

Estimated receipts from all tax levies is outlined in the following chart:

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FISCAL YEAR 2015-16

ESTIMATED RECEIPTS FROM TAX LEVIES

PROPOSAL SHOWING COMPENSATING RATE (NO INCREASE)

NELSON COUNTY

	Real Estate	Tangible Personal Property	Motor Vehicles	P. S. Companies (Real Est.)	P. S. Companies (personal)	Distilled Spirits	Bank Deposits	Water Craft	Air Craft	Total
1. Assessed Value	2,455,728,237	143,571,046	304,304,601	19,441,064	59,991,399	436,946,763		7,688,628	1,028,200	3,428,699,938
2. Total County Tax Rate (All Funds)	14.30	15.14	16.10	14.00	15.14	15.14	0.025	16.10	1.50	
3. Gross Levy	3,511,691	2,173,671	4,899,930	272,171	90,827	6,615,371		123,799	1,540	5,011,102
4. Deduct Discounts (2%)	70,234	4,347	9,799	544	1,817	13,231		248	3	100,223
5. Deduct Exonerations	1,000	0	0	0	0	0		0	0	1,000
6. Deduct Delinquencies	1,000	0	0	0	0	0		0	0	1,000
7. Net Levy Collected by Sheriff	3,439,457	2,130,220	4,880,131	26,673	89,010	6,483,068		12,131	151	4,908,879
8. Deduct Commissions (4.25%)	146,177	9,053	20,406	1,134	3,783	27,553		516	6	209,628
9. Net Levy Received by County	3,293,280	2,039,677	4,597,725	25,539	85,227	6,207,515		11,615	145	4,700,251

DEPARTMENT REPORTS

****JAIL - Sgt. Doug Karr presented the current jail report, showing 86 county inmates, 30 state inmates, 3 inmates in Hardin County, and 6 week-enders.**

****EMS - Regular report was presented by Joe Prewitt, who also told Court members that the new ambulance is scheduled to be delivered Friday:**

Monthly Report - Ambulance
As of July, 2015

County	Monthly Mileage	County Fuel Costs	Monthly Mileage	County Fuel Costs	Monthly Mileage	County Fuel Costs	Monthly Mileage	County Fuel Costs	Monthly Mileage	County Fuel Costs
Bardonia Area	381	488	303,124.30	\$ 621.18						
Bloomfield Area	25	37	21,489.80	\$ 581.08						
New Haven Area	21	30	18,847.80	\$ 628.28						
Boston Area	10	13	7,660.00	\$ 589.23						
Cox's Creek Area	16	26	12,184.00	\$ 435.50						
TOTAL	463	596	362,296.90	\$ 609.61						
Average Per Day Collections (VTD)	14.9	4.2	11,720.20	\$ 11,720.20						
Collection Per Run			457,904.90	\$ 263.90						
Cost Per Run			412.00	\$ 412.00						
Difference			149.70	\$ 149.70						

Previous Year 2014	Totals	545	545	\$ 302,980.38	\$ 302,980.38
Previous Year Difference		51	51	\$ 60,345.58	\$ 60,345.58
Previous Year 2013	Totals	550	550	\$ 321,736.00	\$ 321,736.00
Previous Year Difference		48	48	\$ 41,587.90	\$ 41,587.90
Previous Year 2012	Totals	527	527	\$ 312,024.80	\$ 312,024.80
Previous Year Difference		69	69	\$ 51,301.30	\$ 51,301.30
Previous Year 2011	Totals	650	650	\$ 325,985.70	\$ 325,985.70
Previous Year Difference		48	48	\$ 37,330.20	\$ 37,330.20
Previous Year 2010	Totals	490	490	\$ 272,959.50	\$ 272,959.50
Previous Year Difference		106	106	\$ 90,366.40	\$ 90,366.40

S TREAT NO TRANSPORT

Monthly Summary
July 2015

	Beginning Mileage	Ending Mileage	GALLONS (Actual)	LOADED MILES (PER TRIP)	TOTAL TRIP MILES	DEAD MILES	Actual Monthly Miles	Client Account Mileage after 10-9	Fuel Cost	Client Mileage after 10-9	Total All Miles X Fuel Cost	Dead Miles X 10-9 Miles X Fuel Cost	Loaded Miles X Fuel Cost
Squad 31	184,771.0	187,827.0	310.5	1,082.0	2,200.0	1,118.0	3,066.0	0.8	868.0	5748.31	5273.78	8264.84	
Squad 32	110,861.0	111,799.0	88.0	315.0	860.8	346.8	838.0	0.6	277.4	5236.18	887.02	579.31	
Squad 33	138,864.0	144,862.0	670.8	2,286.4	4,813.4	2,427.0	6,206.0	0.2	1,384.5	81,816.81	9687.78	8085.16	
Squad 34	62,544.0	66,788.0	305.5	1,280.8	2,384.4	1,073.8	3,214.0	10.9	848.5	8736.26	9246.84	8285.89	
Squad 35	182,878.0	183,858.0	183.5	481.1	896.7	464.8	1,283.0	10.2	347.3	5502.46	5107.17	5113.41	
Squad 36	238,664.0	237,328.0	212.0	882.0	1,484.0	712.0	1,882.0	7.8	268.0	5810.82	5218.88	5212.73	
Squad 37	223,987.0	224,286.0	28.5	78.0	187.2	81.3	289.0	10.5	131.8	386.69	320.87	317.44	
Squad 38	302,310.0	304,478.0	184.0	730.5	1,088.0	887.8	2,168.0	11.2	578.0	3487.54	3188.09	3187.89	
Squad 39	89,828.0	89,644.0	331.0	1,178.1	2,484.8	1,286.7	3,018.0	9.1	664.2	3787.71	3339.72	3311.86	
Squad 41	294,478.0	294,702.0	99.5	488.2	987.0	488.8	1,223.0	12.3	268.0	3228.86	383.85	383.23	
Medic 30	187,872.0	188,148.0	14.0	8.0	170.0	170.0	178.0	12.8	6.0	30.00	30.00	30.00	
TOTAL	2388	2388	2388	8631	17725.1	9084.1	23244	6.7	8518.9	85,712.81	82,222.18	82,141.13	

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****ROAD DEPARTMENT**

REGULAR MAINTENANCE - Jim Lemieux reported on on-going bushhogging, boom mowing as time permits, miscellaneous work being done by grader crews, pipe and ditch work, signs, and salt barn construction.

JAIL BIDS - On motion of Bernard Ice, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to accept the bid of United Mechanical (Louisville) for the HVAC and Smoke Evac project at the jail; bid report shown below:

Nelson County Jail, HVAC & Smoke Evac Renovation Project Project # 2015-NC-008 BID OPENING August 17, 2015 10:00 A.M.					
Contractor	Phase 1 Work Replace Exhaust Fans	Phase 2 Work Replace Smoke Detectors	Phase 3 Work Replace RTU # 1	Access Panels	Total Bid
GBMC, Inc. Clarksville Indiana	NIC completed in April 2014	\$27,498 00	\$185,496.00	\$495.00 per each	\$212,994.00
United Mechanical Louisville, KY	NIC completed in April 2014	\$23,454.00	\$102,780.00	\$475 00 per each	\$126,234.00
Schardein Mechanical Louisville, KY	NIC completed in April 2014				NO BID
Hussung Mechanical Contractors Louisville, KY	NIC completed in April 2014				NO BID
Carey Heating and Air Bardstown, KY	NIC completed in April 2014				NO BID
Leo Talbott & Sons Bardstown, KY	NIC completed in April 2014				NO BID
	NIC				
	NIC				

Notes: Sept 5, 2013 Bid by United Mechanical = \$125,350.00

Per United Mechanical after Bid Opening, the availability of RTU=1 is about 10-12 weeks out which means Mid November- We would/ do need to wait until Spring 2016 to install unit.

UNITED MECHANICAL, INC.

8003 Vinecrest Avenue
Suite #1
Louisville, Ky. 40222
Phone (502) 339-1133
Fax (502) 339-1347

August 14, 2015

Nelson County Jail
810 West Steven Foster Avenue
Bardstown, Ky. 40004

- Abco Branner Crane Service
- Thermal Balance
- All-Bright Electric Company

Ref: Nelson County Jail smoke evacuation project #2015-NC-008

Contractor/Supplier/Equipment List

- Thermal Equipment Sales (Aaon RTU)
- JBK Roofing
- River City Sheet metal

Sincerely,


Doug Ankeny

(502) 727-8269 cell
doug@unitedmechanicalinc.com
<http://www.unitedmechanicalinc.com>

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UNITED Mechanical Inc.

August 17th, 2015

Schedule

Nelson County - Kentucky
P.O. Box 578 One Square Court
Bardstown, Ky. 40004

Ref: Nelson County Jail Smoke Evacuation Project Phase #2 and Phase #3--- Project # 2015-NC-008

REPLACE SMOKE DETECTORS PHASE #2

- REPLACE (14) SMOKE DETECTORS IN SLEEVES.
- CONNECT NEW SMOKE DETECTORS TO EXISTING ELECTRICAL POWER.
- CLEAN SLEEVES AND GRILLES FOR EACH SMOKE DETECTOR.
- EQUIPMENT LEAD TIME IS FOUR WEEKS.
- START TWO WEEKS AFTER EQUIPMENT ARRIVAL.
- FINISH OF WORK TWO WEEKS AFTER START.

REPLACE RTU# 1 PHASE #3

- DISCONNECT, REMOVE AND PROPERLY DISPOSE OF EXISTING RTU #1 AND CURB ADAPTERS.
- RECOVER REFRIGERANT.
- FURNISH AND INSTALL NEW AAON RTU IN PLACE OF OLD RTU #1.
- START UP, CHECK OUT AND PLACE INTO OPERATION.
- EQUIPMENT LEAD TIME IS (12) WEEKS.
- START TWO WEEKS AFTER EQUIPMENT ARRIVAL.
- FINISH OF WORK TWO WEEKS AFTER START.

Doug Ankeny
Service Sales

Doug Ankeny
(502) 727-8269 cell
(502) 339-1133 office
(502) 339-1347 fax
doug@unitedmechanicalinc.com
<http://unitedmechanicalinc.com>

8003 Vine crest Avenue, Suite #1
Louisville, Ky. 40222

10. BID PROPOSAL: PROJECT # 2015-NC-008,
Nelson County Jail, HVAC & Smoke Evac. System Renovation, (Phases 2 and 3)

I, (name) Doug Ankeny _____ The
duly authorized

representative of the CONTRACTOR, (Name) United Mechanical, Inc.

_____, of (address) _____

8003 Vinecrest Ave. #1 Louisville, Ky. 40222, (Phone) 502
339-1133 do/does hereby

propose to provide all labor, equipment, and material to construct the modifications to the Nelson County Jail, HVAC & Smoke Evac. System in Nelson County in accordance with these contract documents, plans and specifications for Project #2015-NC-008, "Nelson County Jail, HVAC & Smoke Evac. System Renovation" for the

ATTACHED Bid Proposal

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It is understood, the unit price bids proposed on the attached Bid Sheet include all other incidental work necessary for the proper construction of the proposed work in accordance with the contract documents.

This bid proposal shall be good for sixty (60) calendar days from bid opening date.

A Bid bond is provided equal to 5 % of the summation of all bid items

Respectively submitted by:

Doug Ankeny

Name of Contracting Firm _____

United Mechanical, Inc. 8-17-15

Signature/Title _____ Date

Doug Ankeny
8003 Vinecrest Ave. #1 Louisville, Ky. 40222
502-339-1133 doug@unitedmechanicalinc.com
(address/phone/email)

Addendums Noted:

10. BID PROPOSAL					
Nelson County Jail, HVAC & Smoke Evac Renovation Project Project # 2015-NC-0098 (Phase 2 and Phase 3 only)					
ITEM #	ITEM DESCRIPTION	QUANTITY	UNIT	Contractor's BID UNIT PRICE	Contractor's TOTALS
Phase 1	Remove and Replace existing Main Smoke Evacuation Fan (EFS on plans) and replace two existing exhaust fans (EF 1 and EF 2), New Intake Hood (IH) with motorized Damper 2) Includes all necessary electric power circuits and signal circuits, all roof curb modifications, misc sheet metal work (if required), etc for complete operational installation per plans and specifications for noise and requirements. Clean all Supply/Return Grills . Miscellaneous Patching, sealing notes on plan sheets (Sheet MS-D-0098.1,2,3, and 4). Signal MC-D-0098.1 and 2).	NIC	NIC	NIC	NIC
Phase 2	Remove and replace existing Smoke Detector- complete operational.	all phase 2 work	Lump Sum		\$ 23,454.00
Phase 3	Remove and replace roof top RTU # 1, modify necessary duct work, automatic dampers, etc. per plans, Re-balance Air flow throughout Phase 1 Jail Area.. Access Ceiling areas as necessary Work includes all necessary electric power circuits and signal circuits, temperature control/heaters, smoke evac panel (note 6, M.C.D.), roof curb modifications, etc for complete and operational per plans and specifications. Phase 3 shall include all other work noted on the contract plans and not required for Phase 1 and Phase 2 work.	all phase 3 work	Lump Sum		\$ 102,780.00
Item 4	Calling Access Panels- additional additional locations necessary to balance system, access work areas. Cut steel plates for access, provide steel cover plates secured with tamper proof systems	15 (estimated)	Each	\$ 475.00	
Notes:					
TOTAL BID AMOUNT =					\$ 126,234.00

We, the Owner of United Mechanical, Inc. do hereby propose to Perform all work required for the HVAC & Smoke Evacuation Renovation Project, located at the Nelson County Jail Project # 2015-NC-0098, for the amounts listed above and per the Contract Plans, Specifications, and Contract documents. We understand items not specifically listed above but required to complete the project per the plans, specifications, and contract documents are considered incidental to the contract and are included in our bid amounts.

We Fully Understand this contract is For Phase 2 and Phase 3. We certify that our bids above reflect this option.

Bid Submitted By: Doug Ankeny date: 8-17-2015
attest: [Signature] date: 8-17-2015
signature

Proposal Acceptance:

Approved By: _____ date: _____
address: Nelson County Fiscal Court
P.O. Box 578
Bardstown, KY 40004

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**10. BID PROPOSAL: PROJECT # 2015-NC-008,
Nelson County Jail, HVAC & Smoke Evac. System Renovation, (Phases 2 and 3)**

I, (name) CHRISTOPHER GIBSON The
duly authorized _____

representative of the CONTRACTOR, (Name) G. B. M. C., INC.
_____ of (address) _____

564 EASTERN BLVD, CLARKSVILLE, IN 47129 (Phone) _____
812-282-7740 do/does hereby

propose to provide all labor, equipment, and material to construct the modifications to the Nelson County Jail, HVAC & Smoke Evac. System in Nelson County in accordance with these contract documents, plans and specifications for Project #2015-NC-008, "Nelson County Jail, HVAC & Smoke Evac. System Renovation" for the

ATTACHED Bid Proposal

It is understood, the unit price bids proposed on the attached Bid Sheet include all other incidental work necessary for the proper construction of the proposed work in accordance with the contract documents.

This bid proposal shall be good for sixty (60) calendar days from bid opening date.

A Bid bond is provided equal to 5 % of the summation of all bid items

Respectively submitted by:

G. B. M. C., INC.

Name of Contracting Firm _____
 _____
CHRISTOPHER GIBSON, PRESIDENT 08/17/15

Signature/Title _____ Date _____
564 EASTERN BLVD.
CLARKSVILLE, IN 47129
812-282-7740 GBCMNC82@AOL.COM
(address/phone/email)

Addendums Noted: *NWZ*

ITEM #	ITEM DESCRIPTION	QUANTITY	UNIT	Contractor's BID UNIT PRICE	Contractor's TOTALS
10. BID PROPOSAL Nelson County Jail, HVAC & Smoke Evac Renovation Project Project # 2015-NC-0008 (Phase 2 and Phase 3 only)					
Phase 1	Remove and Replace existing Main Smoke Evacuation Fan (EF3 on plans) Remove and replace two existing exhaust fans (EF 1 and EF 2). New Intake Hood (IH) with motorized Damper 2) Includes all necessary electric power circuits and signal circuits, all roof curb modifications, into street metal work (if required), etc for complete operational installation per plans and specifications for notes and requirements. Clean all Supply/Return Grills. Miscellaneous Patching, sealing notes on plan sheets (Sheet M3.0-notes 1,2,3, and 4, Sheet M2.0-notes 1 and 2). -Remove and/replace existing Smoke Detectors- complete operational.	NIC	NIC	NIC	NIC
Phase 2		all phase 2 work	Lump Sum		
Phase 3	Remove and replace roof top RTU# 1, modify necessary duct work, automatic dampers, etc per plans, re-balance Air flow throughout Phase 1 Jail Area. Access Ceiling areas as necessary Work includes all necessary electric power circuits and signal circuits, temperature compensation, smoke egress panel (note 6, M3.0), roof curb modifications, etc for complete and operational per plans and specifications. Phase 3 shall include all other work noted on the contract plans and not required for Phase 1 and Phase 2 work.	all phase 3 work	Lump Sum	NA	27,498.00
Item 4	Ceiling Access Panels- additional additional locations necessary to balance system, access work areas. Cut steel plates for access, provide steel cover plates secured with tamper proof screws	15 (estimated)	Each	NA	185,496.00
				495.00	7425.00
Note:					

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TOTAL BID AMOUNT -		220,419.00
<small>We Perform all work required for the HVAC & Smoke Evacuation Renovation Project, Located at the Nelson County Jail Project # 2015-NC-008, for the amounts listed above and per the Contract Plans, Specifications, and Contract documents. We understand items not specifically listed above but required to complete the project per the plans, specifications, and contract documents are considered incidental to the contract and are included in our bid amounts. We Fully Understand the contract is For Phase 2 and Phase 3. We verify that our bid above reflect this option.</small>		
Owner of	G-BAC Inc. do hereby agree to	
Bid submitted by:	CHRISTOPHER TIBBSON 08/17/15	
attest:	LEAH M. WHITE 08/17/15	
Proposal Acceptance:		
Approved By:	Dean Watts NCJE (signature) date: _____	
address:	Nelson County Fiscal Court P.O. Box 578 Bardonia, KY 40004	

Discussion was held concerning timing of this project; work might have to be delayed until spring depending on weather, etc.

**LANDFILL

Landfill Engineer Brad Spalding reported on vehicle business: Bids will be opened on the same day for the garbage truck and the roll-off truck. One garbage truck has been hauled to Lexington for repair at a start-rate of \$17,000, previously discussed. Engine for roll-off truck is scheduled to arrive tomorrow. Calibration of the recently installed flow meter is scheduled for Aug. 27.

ORDINANCE AMENDING ZONING REGULATIONS (FIRST READING)

County Judge-Executive Dean Watts presented in open Court for first reading the following proposed ordinances amending the zoning regulations for Nelson County, which changes were 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:

COMMONWEALTH OF KENTUCKY
COUNTY OF NELSON
NELSON FISCAL COURT
ORDINANCE NO. _____

An Ordinance Amending and Adopting as Amended Zoning Regulations and Fee Schedule

WHEREAS, on August 11, 2015, the Joint-Planning Commission of Nelson County,

Kentucky held a special meeting and public hearing under the provisions of KRS Chapter 100, and

after careful consideration on the same date, the Commission voted to approve and recommend for

approval to the Fiscal Court of Nelson County the amendment of certain provisions of the Nelson

County Zoning Regulations and Fee Schedule;

NOW, THEREFORE, BE IT ORDAINED and AMENDED by the Fiscal Court of

Nelson County, Commonwealth of Kentucky:

1. Temporary Structures

Purpose: To define temporary structure, clarify setbacks for such structures, and eliminate the Zoning Compliance Permit requirement for temporary structures.

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- Amend Article 5: Definitions to add:

Temporary Structure: An accessory structure that is removed within a specified time period. The time period for a temporary structure shall not exceed six (6) months in any calendar year. The activity or use for which the temporary structure was constructed or installed shall comply with the use regulations of the zoning district in which it is located. The structure shall comply with all applicable regulations set forth in the Zoning Regulations, including but not limited to parking, outdoor sales and display, unloading/loading, setbacks, height, etc. A temporary structure may include fireworks stands, tent sales, special promotion sales, portable storage units (PODS), greenhouses, swimming pools, and similar uses.

- Amend Section 3.2B: Zoning Compliance Permit Exceptions to add:
 - (6) Temporary accessory structures. No zoning compliance permit shall be required for temporary structures, as defined in Article 5 of these Regulations. Such structures shall comply with height, setback, and separation requirements as set forth in Section 9.4 of this Ordinance.
- Amend Section 9.4: Location & Height of Agricultural, Accessory, and Temporary Structures to add:
 - C. Temporary Accessory Structures. Unless otherwise set forth in these Regulations, temporary structures shall comply with all height and setback requirements of accessory structures set forth above in Section B above.

2. As-Built Footer Survey

Purpose: To amend Zoning Compliance Permit requirements to require an as-built footer survey for (1) professional office, commercial, and industrial uses and (2) any structure requiring a variance

- Amend Section 3.2: Application for Zoning Compliance Permits to add and change:

J. For professional office, commercial, and industrial structures and any structure requiring a variance, an as-built footer survey signed and stamped by a licensed land surveyor and certifying the final setbacks of the structure; and
~~KJJ.] Any additional documentation necessary to determine compliance with applicable laws, rules, and regulations.~~

3. Variances

Purpose: To amend the variance finding requirements to be consistent with KRS

- Amend 4.3B Variances as follows:

~~[Variances: To authorize, upon appeal in specific cases such variance from the dimensional requirements of this ordinance, subject to terms, and conditions fixed by the Board, as will not be contrary to the public interest where, owing to exceptional and extraordinary circumstances, literal enforcement of the provisions of this ordinance will result in unnecessary hardships; provided however, that no variance shall be authorized unless the Board shall find that all of the following conditions exist:~~

- ~~(1) That the variance will not authorize the operation of a use other than those uses specifically enumerated as permitted uses for the district in which is located the property for which the variance is sought;~~
- ~~(2) That the development or use of the property for which the variance is sought, if limited by a literal enforcement of the provisions of this ordinance, cannot yield a reasonable return in service, use or income as compared to adjacent conforming property in the same district;~~
- ~~(3) That the plight of the owner of the property for which the variance is sought is due to unique circumstances existing on the property, that the unique circumstances were not created by the owner of the property and are not due to or the result of general conditions in the district in which the property is located;~~
- ~~(4) That the variance will not substantially or permanently injure the appropriate use of adjacent conforming property in the same district;~~
- ~~(5) That the variance will not alter the essential character of the district in which is located the property for which the variance is sought;~~
- ~~(6) That the variance will not weaken the general purposes of this ordinance or the~~

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regulations herein established for the specific district;

- (7) ~~That the variance will be in harmony with the spirit and purposes of this ordinance;~~
(8) ~~That the variance will not adversely affect the public health, safety or general welfare.]~~

Variations:

(1) To hear and decide on applications for variances. The Board of Adjustment may impose any reasonable conditions or restrictions on any variance it decides to grant. Before any variance is granted, the Board of Adjustment must find that the granting of the variance will not adversely affect the public health, safety or welfare, will not alter the essential character of the general vicinity, will not cause a hazard or a nuisance to the public, and will not allow an unreasonable circumvention of the requirements of these Regulations. In making these findings, the Board of Adjustment shall consider whether:

(a) The requested variance arises from special circumstances which do not generally apply to land in the general vicinity, or in the same zone;

(b) The strict application of the provisions of the regulation would deprive the applicant of the reasonable use of the land or would create an unnecessary hardship on the applicant; and

(c) The circumstances are the result of actions of the applicant taken subsequent to the adoption of the Zoning Regulations from which relief is sought.

(2) The Board of Adjustment shall deny any request for a variance arising from circumstances that are the result of the willful violations of the Zoning Regulations by the applicant subsequent to the adoption of the Zoning Regulations from which relief is sought.

4. Conditional Use Permits

Purpose: To amend the CUP finding requirements to be consistent with KRS

- Amend 4.3C Conditional Use Permit as follows:

Conditional Use Permits: To hear and decide applications for conditional use permits to allow for the proper integration into the community of uses which are specifically named in the Zoning Regulations which may be suitable only in specific locations in the zone only if certain conditions are met. [To hear and decide applications for conditional use permits. Conditional use permits, as defined in KRS 100.111, are granted by the Board of Adjustment within whose jurisdiction the site of the proposed conditional use is located. Conditional use permits are to be granted only after all applicable substantive and procedural requirements of KRS 100 and these regulations are met.] Neither the approval or existence of a conditional use shall be deemed to alter the basic character of the area in which it is located and shall not be admissible for evidentiary purposes for any rezoning request. All requests for conditional use permits shall meet the following mandatory requirements as well as being reviewed for the requirements, if any, listed for the conditional use in each specific zone under "conditional uses permitted":

- (1) The proposed use must blend in with surrounding uses and is not a detriment to the area;
- (2) Adequate public or private utilities are provided on site to serve the particular needs of the specific use proposed;
- (3) Traffic circulation is adequate both to and from the site;
- (4) Adequate parking and traffic flow areas are provided on site; and
- (5) [When necessary to insure compliance with the forgoing requirements, limitations may be placed on the hours of operation and/or on the duration of the permit] Any conditions the BOA deems necessary to ensure compatibility and appropriateness of the proposed use with the surrounding properties.

5. Distilled Spirits Storage in A-1 Zoning

Purpose: To allow distilled spirit storage buildings as permitted OR conditional use in A-1

- Amend Article 5: Definitions to add:

Distilled spirits: Any product capable of being consumed by a human being which contains alcohol in excess of the amount permitted by KRS Chapter 242 obtained by distilling, mixed with water or other substances in solution, except wine, hard cider, and malt beverages.

- Amend Section 6.1A: Principal Uses Permitted to add:

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Distilled spirits storage buildings. This use shall meet the following mandatory requirements: (1) the site shall be a minimum 100 acres; (2) the construction type shall be limited to rack supported structures protected throughout by an automatic fire suppression system (sprinklered); (3) the maximum size of any single structure shall not exceed a footprint of 40,000 square feet, excluding stairwells and open docks, and shall not exceed 60 feet in height; (4) all structures shall be set back a minimum of 200 feet from property lines; and (5) at least 25 percent of the property shall be dedicated to agricultural uses as defined in KRS 100 and/or preserved as a conservation area.

6. Single-Wide Manufactured Homes in A-1 Zoning

Purpose: To delete Section 6.1C(7) requiring a conditional use permit for a single-wide manufactured home as the principal or accessory use on parcels of 1 acre or more amend Section 6.1A to allow a single-wide manufactured home on 1+ acre as a permitted use and 6.1B to allow an accessory single-wide manufactured home on 2+ acres

- Delete Section 6.1C7 and leave as intentionally omitted
(7) Intentionally omitted
(7) Manufactured Home (mobile home), with one-dimensional width of 18 feet or less when finally installed, on lots or parcels 1-acre in size or greater. These homes may be either accessory dwelling units, principal use dwelling units or both so long as no more than two dwelling units are located on any one parcel, an the occupant of an accessory mobile home must be an immediate family member of the landowner/resident. The intent of this section is to provide, with special approval, additional opportunities for affordable housing while protecting adjoining properties from devaluation. Conditions that may be imposed or which are mandatory (*) include: that at the time of granting the first conditional use permit for a mobile home under this section that the subject parcel is not within the corporate limits of any city (*); that the mobile home must be well-maintained, landscaped, tied down or firmly anchored and skirting; that the parcel is to be kept clean and free of trash, junk items with outside storage being reasonably limited to lawn and garden or recreational equipment (*); that the permit be granted for a two-year period but subject to renewal if meeting the requirements contained herein; as well as any other condition allowing the use to blend in with its particular surroundings.]

- Amend Section 6.1A: Principal Uses Permitted to add:

A Single-wide manufactured home (mobile home) with one dimensional width, when finally installed, of 18 feet or less, on lots or parcels of one (1) [five-(5)] acre[s] or greater.

- Amend Section 6.1B: Accessory Uses Permitted to add:

An accessory single-wide manufactured home (mobile) with one dimensional width, when finally installed, of 18 feet or less, on lots or parcels of two (2) acres or greater.

7. Event Facilities in A-1 Zoning

Purpose: To allow event facilities as a conditional use permit in A-1 zoning.

- Amend Article 5: Definitions to add:

Event Facility: A facility located on private property and allowing meetings, weddings, receptions, or other related events or gatherings.

- Amend 6.1C Conditional Uses Permitted to add:

(12) Event facilities allowing meetings, weddings, receptions, and other related events or gatherings on private property. Prior to the approval of a conditional use permit hereunder, the BOA must consider the impact of the proposed use upon surrounding properties and insure that the character of the area is protected. This type of establishment shall not be considered as altering the agricultural or residential character of its particular area and shall not be justification for zoning map amendments. Any conditional use permit issued hereunder must meet the mandatory requirements for approval set out in KRS 100.237 and Section 4.3C of this Ordinance as well as the following mandatory requirements: (1) the facility shall involve one structure not exceeding 2,500 square feet in size; (2) no more than one event per day shall be allowed, and frequency of events on monthly and annual basis shall be based on the capacity of the site and shall be specified in the application; (3) the maximum number of guests shall be based on the capacity of the site and structure and shall be specified in the application, but the maximum number of guests shall be limited to 300 guests at any one event; (4) if a facility is located within 100 feet from the property line of an adjoining

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residential use, no event shall take place outside the hours of 7:00 a.m. and 12:00 a.m.;
(5) all driveways must be approved for commercial use through an
entrance/encroachment permit by the appropriate agency; (6) parking areas must comply
with the standards set forth in the Zoning Regulations, and these areas must be set back a
minimum of 100 feet from any adjoining residential structures and must be buffered by
solid screening; (7) the design of the facility shall include features that acoustically
shield any noise from the surrounding property; (8) all exterior structure and site lighting
shall be limited to full-cutoff fixtures and light intensity shall not exceed 0.5 foot candles
at the property line adjoining agricultural and residential use and zoning or 1.0 foot
candles adjoining any non-residential zoning or use to minimize glare and trespass onto
adjoining properties; and (9) As part of the application process, the property owner shall
agree that if the use ever exceeds the conditions of an approved permit, the property
owner must take the necessary steps to come into compliance, cease operations, and/or
relocate to an appropriately zoned location.

8. Agricultural Enterprises in A-1 Zoning

Purpose: To allow agricultural enterprises as a conditional use permit in A-1 zoning.

- Amend Article 5: Definitions to add and change:

Agricultural Enterprise: A commercial enterprise at a working farm or agricultural
operation, as defined in Article 5 of these Regulations, conducted for the enjoyment of
visitors that generates supplemental income for the owners. These uses include:
agricultural tourism uses providing visitors with enjoyment, education, or active
involvement in the activities of the farm or operation; on-farm markets selling
agricultural products or value-added agricultural products directly to the consumer;
roadside or farm stands where the farmer sells agricultural and value-added agricultural
products directly to consumers at a stand or kiosk located on the farm; and, agricultural
plant where the value-added processing of agricultural products occurs.

Agricultural Operation: The use of land for agricultural, farming, dairying, or stock
raising in which a minimum of five (5) acres is used, as defined in KRS 100.111.

Roadside Stand: A [temporary] structure designed or used [in compliance with the
requirements of these regulations] for the display or sale of agricultural or [either]value-
added agricultural products grown or produced on the premises directly to the consumers
at a stand or kiosk located on the farm. [upon which such a stand is located.] Also
referred to as farm stand.

Value-Added Agricultural Products: Any product derived from an activity or process that
allows farmers to retain ownership and that alters the original agricultural product or
commodity for the purpose of gaining a marketing advantage. Value-added may include
bagging, packaging, bundling, pre-cutting, cooking, chilling, and other processes to alter
the original agricultural product to a finished product.

- Amend 6.1C Conditional Uses Permitted to delete roadside stand and replace with agricultural enterprises:

~~[(1) Roadside stands as defined in Article 5 (Definitions). Conditions may be imposed that limit the size of the structure, hours/seasons of operation, and other conditions that help the use blend in to its unique surroundings.]~~

(1) Agricultural enterprise as defined in Article 5 (Definitions): Prior to the approval of a
conditional use permit hereunder, the BOA must consider the impact of the proposed use
upon surrounding properties and insure that the character of the area is protected. This
type of establishment shall not be considered as altering the agricultural or residential
character of its particular area and shall not be justification for zoning map amendments.
Any conditional use permit issued hereunder must meet the mandatory requirements for
approval set out in KRS 100.237 and Section 4.3C of this Ordinance as well as the
following mandatory requirements: (1) the subject property must be a minimum five (5)
acres and must be used as a working farm or agricultural operation, as defined in Article 5
of the Definitions; (2) the use must be owned and operated by the property owner and any
resident employees; (3) the enterprise must use or add value to agricultural products
grown or produced on the subject property and shall not involve products grown or
produced off-site, unless the off-site property is owned by the conditional use permit
applicant/owner; (4) the use shall have no more than five (5) non-resident employees
solely employed in the agricultural enterprise; (5) the use shall have an approved entrance
and meet parking standards, as forth in these Regulations; (6) the use shall have specific
plan for noise mitigation; (8) the use shall maintain the viewshed along the public right-
of-way; (7) the use shall be limited to an approved development plan, as defined in
Article 5 of these Regulations; (8) the use shall be limited to one (1) structure, not
exceeding 2,500 square feet in gross floor area, unless otherwise determined by the BOA,

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and such structures shall be constructed to blend with the rural character of the area; (9) the use must have specified hours /seasons of operation and maximum number of events and participants; (10) the use shall not involve the retail sale of any products grown, produced, or processed off-site; and (11) As part of the application process, the property owner shall agree that if the use ever exceeds the conditions of an approved permit, the property owner must take the necessary steps to come into compliance, cease operations, and/or relocate to an appropriately zoned location.

9. Residential Lot Size in A-1 Zoning

Purpose: To delete Section 6.1C(12) requiring a CUP for subdividing lots less than 5 acres and amending Section 6.1E to allow the exception as a permitted area requirement.

- Amend 6.1C Conditional Uses Permitted to delete:

~~[(12) Residential lots, less than the otherwise required minimum lot or tract size; Conditions that may be imposed or that are mandatory (*); include that the lot must be at least 1 acre (43,560 sq. ft.) in size (*); that each parent tract is allowed one such tract division, further divisions requiring a change to another, appropriate zoning classification that allows such divisions (*); that the proposed lot does not adjoin, along a roadway, a tract/lot that is less than 5 acres in size that also adjoins a tract less than 5 acres in size unless such location is deemed by the Board of Adjustment to be the best location for the tract in order to preserve the agricultural character of the area (*); that the basic agricultural character of the area remain unaltered (*); that other minimum requirements of these Zoning Regulations and the Subdivision Regulations for All of Nelson County are met (*); that a finding is made by the Board of Adjustment that the resulting development pattern is in compliance with the adopted comprehensive plan, in particular, recommended residential densities (*).]~~

- Amend 6.1E Dimension and Area Requirements to add:

(1) Dimensional & Area. Unless otherwise allowed herein, the following dimension and area requirements apply:

Standard	Requirement
Lot Area (minimum)	217,800 square feet Note: Subject to the provisions of Sections 6.1(2) & 6.1E(2) below and D(1) above.

(2) Minimum Lot Area Exception. The minimum lot area may be reduced to one (1) acre (43,560 square feet) for no more than one (1) lot being subdivided from a parent tract as defined in Article 5: Definitions of these Regulations. This division must meet the following minimum standards:

- The residual or remaining portion of the parent tract must meet the minimum dimension and area requirements above, unless otherwise rezoned to an appropriate zoning divisions that allows such divisions, and,
- The proposed division does not adjoin, along a public roadway, a lot less than 5 acres in size in order to maintain the rural character

10. R&D Facilities, Corporate Headquarters in I-1 & I-1M Zoning

Purpose: To all research and development, corporate headquarters, regional headquarters, and administrative offices as permitted uses in I-1 and I-1M

- Amend Section 6.17A and 6.18A: Principal Uses Permitted to add:

Research and development facilities, corporate headquarters, regional headquarters, and administrative offices. These facilities may be part of a manufacturing use or stand-alone facilities and shall be located within a platted industrial park. These facilities shall not be located on individual properties located outside of a platted industrial park. If such facilities are not part of a manufacturing facility and are stand-alone, then the facility shall be located on minimum five (5) acre site.

11. Agricultural, Accessory, & Temporary Structure Location, Height, & Setbacks

Purpose: To add Section 9.4A to clarify height and setback requirements for agricultural structures and to amend Section 9.4B to clarify height and setback requirements for accessory structures.

- Amend Section 9.4: Location and Height of Accessory Building to delete

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[9.4 Location And Height Of Accessory Building

(1) No accessory building shall be erected in any required front yard setback but may be erected in a side or rear yard in accordance with the dimension and area requirements of this Zoning Regulation. An accessory building may be erected as part of or attached to the principal building or may be connected thereto by a breeze way or similar structure, provided all yard requirements of this Zoning Regulation for a principal building are observed.

(2) Accessory buildings shall not exceed one story in height and shall be distant at least six (6) feet from alley lines and at least five (5) feet from plot lines of adjoining lots in a Residential Zone. However an accessory building may be constructed up to a side or rear lot line, not an alley lot line, by common consent of the adjoining property owners concerned and applicable utility interests where easements apply, such consent to be evidenced in writing, signed and sworn to before a Notary Public and filed in the office of the administrative official of the Planning Commission. Commercial or industrial accessory buildings must meet setback and height requirements for principal use structures.]

- Amend Section 9.4: Location and Height of Accessory Building to add:

9.4 Location And Height Of Agricultural, Accessory, and Temporary Structures

A. Agricultural Structures.

(1) Height. Height restrictions shall not apply to agricultural structures.

(2) Separation & Setbacks. Agricultural structures shall not be located within any required front yard setback. The minimum rear and side yard setbacks for accessory structures shall be five (5) feet. An agricultural structure must be set back a minimum of six (6) feet from any principal structure located on the property.

B. Accessory Structures.

(1) Height. Accessory structures shall not exceed the height of the principal structure and shall be subordinate in scale to the principal structure. In cases where the accessory structure is installed or constructed prior to the principal structure, the accessory structure shall be subordinate and shall comply with maximum height provision for the specific zoning district in which the accessory structure is located. Commercial or industrial accessory buildings must meet the height requirements for principal use structures.

(2) Setbacks. Accessory structures shall not be located within any required front yard setback. The minimum rear and side yard setbacks shall be five (5) feet. If an accessory structure is located along a platted alley, the minimum rear and side yard setback along a platted alley shall be six (6) feet. However an accessory building may be constructed up to a side or rear lot line, not an alley lot line, by common consent of the adjoining property owners concerned and applicable utility interests where easements apply, such consent to be evidenced in writing, signed and sworn to before a Notary Public and filed in the office of the administrative official of the Planning Commission. Commercial or industrial accessory buildings must meet the height and setback requirements for principal use structures.

(3) Separation. A detached accessory structure must be separated from the principal structure by six (6) feet, as measured between the eaves of both structures. If the accessory structure is less than six (6) feet from the principal structure or if it is erected as part of or attached to the principal structure or connected thereto by a breezeway or other similar structure, then the accessory structure must comply with all yard setback requirements for a principal structure in the applicable zoning district.

12. Height Exceptions

Purpose: To amend Section 9.10B to add structures for height exceptions and eliminate requirement for variance for such structures if under 75 feet in height

- Amend Section 9.10: Exceptions to change:

Height Exceptions: Height regulations apply to [buildings] structures occupied regularly by persons or their activities [and to signs]. They do not apply to other structures or portions of buildings such as radio towers, church or ornamental spires, cupolas, domes, belfries, observation, hose, cooling, or water towers, silos, windmills, chimneys, smokestacks, derricks, conveyors, barns or other agricultural structures, grain elevators, or other manufacturing structures requiring greater height, and flag poles which are not occupied regularly by persons except for maintenance unless otherwise stipulated in the

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Zoning Regulations. No such structure, however, shall exceed 75 feet without approval of the Board of Adjustments. The Board of Adjustments shall interpret whether or not height regulations apply upon application by the administrative officer in doubtful cases. Federal Aviation Agency and Kentucky Airport Zoning Commission height regulations in the vicinity of the airport shall take precedence over all other height regulations.

THAT this Ordinance shall take effect and be in full force upon passage and publication.

Given First Reading at a Regular Meeting of the Fiscal Court of Nelson County, Kentucky on the 18th day of August, 2015.

After a first reading, motion was made by Sam Hutchins, second by Bernard Ice, 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.

SHERIFF VEHICLE

On motion of Sam Hutchins, second of Keith Metcalfe, by unanimous vote of the Court, IT IS HEREBY ORDERED to authorize Sheriff Ed Mattingly to purchase a used vehicle for the detective, vehicle to replace one that was damaged in an incident several weeks ago and for which insurance has settled, purchase price to be \$20,000 or less.

NELSON COUNTY PUBLIC LIBRARY - 2015 PROPERTY TAX RATE

Report was presented by Sharon Shanks of the Nelson County Public Library:



Nelson County Public Library

Date: August 14, 2015

To: Judge Dean Watts and Members of the Nelson County Fiscal Court

RE: 2015 Library Tax Rate

On August 13, 2015 the Nelson County Public Library Board of Trustees voted to take the compensating tax rate of 8.1 cents per \$100 assessed valuation of Real Property and 8.10 cents per \$100 assessed valuation of Personal Property for the 2015 year in accordance with the provisions of KRS 132.023.

The Motor Vehicle tax rate of 1.45 cents per \$100 remains constant.

Projected tax revenue for 2015 at the compensating rate will be approximately \$2,568,938.

The 2014 library tax rates were 8.1 cents per \$100 assessed valuation of Real Property and 8.18 cents per \$100 assessed valuation of Personal Property. Tax revenue collected for 2014 was \$2,421,840.91.

The 2015 Compensating Rate represents a reduction in the personal property tax rate.

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PROPERTY TAX RATE CERTIFICATION

The Jefferson County Public Library District Board of Trustees hereby certifies that 5.1 cents per \$100 assessed valuation of Real Property and 2.1 cents per \$100 assessed valuation of Personal Property is the rate to be levied for the 11/1/11 County Public Library district for the year 2015 in accordance with the provisions of KRS 132.023 as amended by the 1979 Extraordinary Session and the 1990 Regular Session of the General Assembly.

8-13-15
Date

B. Barbara Neasey
President

Bonnie Cecil
Secretary

I hereby acknowledge that the rate of 5.1 cents per \$100 assessed valuation for Real Property and 2.1 cents per \$100 assessed valuation for Personal Property will be levied for the Jefferson County Public Library District for the year 2015.

8-14-15
Date

Elaine A. Filiatreau
County Clerk

This copy is for the record of the
Nelson County Clerk.

Following a report by Brad Spalding on progress on the Volunteer Fire Department building, on motion of Bernard Ice, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to adjourn the Aug. 18 session of Nelson Fiscal Court.

DEAN WATTS, NELSON COUNTY JUDGE-EXECUTIVE

ELAINE A FILIATREAU, NELSON COUNTY CLERK

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