

Fiscal Court Orders

COURT MET IN REGULAR SESSION, PRESENT COUNTY JUDGE-EXECUTIVE DEAN WATTS AND THE FOLLOWING NAMED MAGISTRATES: ERIC SHELburnE, JEFF LEAR, BERNARD ICE, SAM HUTCHINS AND KEITH METCALFE.

MINUTES APPROVED – NOV. 7 AND NOV. 20

On motion of Sam Hutchins, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the Nov. 7 special and Nov. 20 regular meetings of Nelson Fiscal Court as presented.

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
Bills for Court Approval**
December 4, 2018

Name	Memo	Account	Amount
01 General Fund			
ADP	PR Processing - 110918	9100301 · Payroll Processing	\$ 483.60
Bardstown Sporting Goods	Base plugs	5401427 · Recreation Maint Supplies	12.00
Bumper to Bumper	Winterizing	5086334 · Wickland Building Maint	11.94
Bumper to Bumper	Serpentine belt - Logan	5115340 · Codes - Vehicle Maintenance	16.50
Chase Card Services	Postage, office supply	5001445 · CJE Office Expense	358.28
Chase Card Services	Toner, postage	5040445 · Treasurer Office Supplies	289.08
Chase Card Services	Uhaul rental - move voting machines	5065427 · Elections Supplies	170.55
Chase Card Services	Bird netting - belt tower	5080334 · Old Courthouse Bldg Maint	188.64
Chase Card Services	Postage	5115563 · Codes - Postage	120.31
Danville Office	Monthly copier agreement	5001445 · CJE Office Expense	51.94
Ferrill, Guy	Rent assistance	5301515 · General Welfare Assistance	300.00
Hall, Thomas	Legal services	5310332 · Public Defender Contract	250.00
Harp Enterprises	2018 General Election	5065427 · Elections Supplies	20,606.89
International Code Council	Code books	5115427 · Codes - Technical supplies	435.80
KACO Conferences	Keith Metcalfe	5025569 · Magistrates Training	275.00
KACO Insurance Agency	Performance bonds - elected officials	9100531 · Fidelity and Surety Bonds	712.60
KEESC	Emergency Services Conference	5135569 · EMA Staff training	599.97
Ky Housing	Annual elevator inspections	5081329 · Justice Center Main Contracts	450.00
Masters Supply Inc	Sink drains - jury deliberation room	5081334 · Justice Center Maint Supplies	229.24
Masters Supply Inc	Plumbers putty	5090427 · Maintenance - Supplies	1.82
Metcalfe, Keith	KACO Conference 11/18	5025577 · Magistrates Travel	290.18
S & P Cleaning Svc	Cleaning service 1118	5080329 · Old Courthouse Main Contracts	1,200.00
S & P Cleaning Svc	Cleaning service 1118	5085329 · Sutherland Bldg Main Contracts	1,250.00
Taylor Battery Co	Battery- Keith	5090340 · Maintenance - Vehicle Maint	120.31
Thyssenkrupp	Quarterly elevator maint agreement	5081329 · Justice Center Main Contracts	663.06
Underwood, Judith A	Civic Center Cleaning 1118	5415329 · Civic Center Maint Contracts	850.00
Willett's Lawn	Landscaping - supplies and labor	5081329 · Justice Center Main Contracts	5,600.00
Willett's Lawn	Trim, clean up	5105329 · Law Enforc Bldg Main Contracts	500.00
Total 01 General Fund			36,037.71
02 Road Fund			
Asphalt Materials	Chip seal	6105447 · Dust control-chip seal oil	8,094.88
Bluegrass Seed	Seed, fertilizer, straw	6105431 · Fences & ROW	296.50
Bumper to Bumper	Boom mower, Trucks 305, 306, Dually	6105443 · Parts	176.16
Buzick	Shop supplies	6105427 · Garage supplies	219.15
Buzick	Plum Run Rd	6105457 · Bridge & Culvert Materials	51.03
Carey Sign	Storm debris signage	6105469 · Signs & Posts	115.50
Chase Card Services	Software, toner	6103445 · Office Supplies	98.98

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Chase Card Services	Drone, carrying case	6105475 · Tools	978.99
Chase Card Services	Snow plow lights	6105594 · Crew Safety Equipment	202.95
Econo Signs LLC	Street signs	6105469 · Signs & Posts	415.82
GIBA	Memo book, paper, office supply	6103445 · Office Supplies	38.69
Irving Materials Inc.	Plum Run Rd	6105457 · Bridge & Culvert Materials	345.00
Joe Hill's	Chain saw, accessories	6105475 · Tools	178.89
Kimball Midwest	Snow plow maint	6105443 · Parts	98.35
Mattingly, Lee	Drone - warranty policy	6105475 · Tools	99.00
Mattingly, Lee	Training course	6105569 · Staff Training	149.00
Prime Choice Bldg Supply	Plum Run Rd	6105457 · Bridge & Culvert Materials	101.49
Saf-ti-Co	Break in Pavement signage	6105469 · Signs & Posts	288.00
Tatum Auto Supply	Tri ball mount, boom mower, trailer	6105443 · Parts	362.88
Taylor Battery Co	Batteries	6105443 · Parts	212.43
Total Truck Parts, Inc.	Snow plows, spreaders, Truck 302	6105443 · Parts	426.65
Total 02 Road Fund			<u>12,950.34</u>

03 Jail Fund

Central Ky Radiology	Inmate medical	5101549 · Routine Medical	190.00
Clems	Food	5101425 · Food	2,392.32
Flowers Baking Co	Bread	5101425 · Food	672.66
KY Cavern Water	Water	5101445 · Office Supplies	139.94
Laboratory Corp	Inmate medical	5101549 · Routine Medical	150.00
Maxima Supply	Inventory purchases	5101428 · Canteen Inventory	2,519.52
Reiter Dairy	Milk	5101425 · Food	1,452.77
Welsh, Wayne L.	Employee medical	9400547 · Employee Medical/WC Claims	47.00
Total 03 Jail Fund			<u>7,564.21</u>

09 Ambulance Fund

Chase Card Services	Surface pro chargers	5140336 · Equipment Maintenance & Repairs	59.40
Chase Card Services	Batteries, chargers, portable radio	5140339 · Radio Maintenance & Repairs	502.94
Chase Card Services	Postage	5140445 · Office Expense	453.52
Chase Card Services	EMT class	5140599 · Miscellaneous	120.14
Conway Heaton	Sq 36	5140340 · Vehicle Maintenance & Repairs	319.77
Conway Heaton	Sq 36	5140443 · Vehicle Parts	134.08
Danville Office	Copier service call	5140445 · Office Expense	142.50
Foremost Equipment	Medical supplies	5140550 · Medical supplies & Materials	218.00
Kentucky One	Employee medical	9400547 · Employee Medical/WC Claims	120.00
LifGas	Oxygen	5140550 · Medical supplies & Materials	62.50
Low's	Batteries, bulbs, handheld vacuum	5140334 · Building maintenance	147.73
QuadMed Inc	Medical supplies	5140550 · Medical supplies & Materials	471.10
Stercycle	Steri safe	5140550 · Medical supplies & Materials	95.28
Suburban Towing Inc	Sq 31	5140340 · Vehicle Maintenance & Repairs	230.00
Tatum Auto Supply	Sq 36	5140443 · Vehicle Parts	160.88
Total 09 Ambulance Fund			<u>3,237.84</u>

Subtotal - General Fund Bills

			<u>\$ 59,790.10</u>
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13 Solid Waste Fund

Bumper to Bumper	Fuel filters	5215443 · Parts	\$ 114.25
Lasco	Trucks 416, 419; filters	5215443 · Parts	2,406.25
Tatum Auto Supply	Brake cleaner, shop supplies	5215427 · Garage supplies	41.98
Total 13 Solid Waste Fund			<u>2,562.48</u>

15 Landfill Fund

AmeriGas	Propane	5210578 · Utilities	818.66
Bluegrass Seed	Wheat, seed for stability and cover	5210571 · Property Maintenance	647.50
Chase Card Services	Backhoe, dump trucks, Truck 409	5210443 · Parts	2,120.31
Chase Card Services	Postage, software	5210445 · Office Expense	85.93
Chase Card Services	Magnetic sweeper, penetrometers	5210475 · Tools	303.58
Chase Card Services	Tarps for recycling boxes	5217428 · Recycling Supplies	280.05
Cintas First Aid & Safety	First aid supplies	5210594 · Crew Safety Equipment	66.67
Citation Equipment	Truck wash, degreaser	5210427 · Main supplies	237.00
Kentucky One	Employee medical	9400547 · Employee Medical/WC Claims	120.00
Kimberland, David	Office cleaning 118	5210329 · Maintenance Contracts	420.00
Lasco	Trucks 303, 409, 413, 417, 418	5210443 · Parts	2,592.00

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McCoy & McCoy	Monitoring	5210324 · Environmental Monitoring	875.75
Modern Supply	Welding supplies	5210427 · Main supplies	160.90
Pat's Appliance	Key switch	5210427 · Main supplies	38.99
Sandusky Sales	Roll off box	5210336 · Equipment Repairs	225.85
SpringCo Janitorial	Custodial supply	5210411 · Custodial supplies	98.34
Tatum Auto Supply	Rechargeable light	5210427 · Main supplies	49.99
Tatum Auto Supply	826 Compactor, backhoe, mower	5210443 · Parts	327.89
Tatum Auto Supply	Brake pads/rotors, halogens	5217340 · Recycling vehicle expense	311.96
Tri County Rebuild	Lawn mower - starter	5210443 · Parts	147.95
W W Grainger	Actuator for shop fan	5210334 · Building Maintenance	397.81
Wayne Supply	D6 Dozer, Backhoe	5210443 · Parts	1,870.60
Total 15 Landfill Fund			12,197.73
23 Occupational Tax Fund			
Chase Card Services	Postage	5047445 · OLF Office supplies	100.00
Shred-It USA	File destruction service	5047445 · OLF Office supplies	83.65
Total 23 Occupational Tax Fund			183.65
Subtotal - PIC Fund Bills			\$ 14,943.86
Total Bills to Pay			\$ 74,733.96

Nelson County Fiscal Court Additional Bills for Court Approval December 4, 2018

Name	Memo	Account	Amount
01 General Fund			
Bardstown Housing Auth	Bethany Haven - Dec 2018	5315399 · Emergency Shelter for Children	\$ 300.00
Central Ky Comm Action	Staffing for Voluntary Action	5301315 · Community Action Services	1,014.00
Coulter's Towing	2011 Explorer	5105340 · Law Enforc Vehicle maintenance	152.50
Cundiff, Leo	Sweep parking lot	5415329 · Civic Center Maint Contracts	100.00
Galls	Uniforms - various officers	5105481 · Law Enforc Uniforms	1,791.27
Holt Computers	Laptop computer services - Nest	5115445 · Codes - Office Expense	120.00
Intertech Mechanical Services	Cooling Tower - Draw #3	5081740 · AOC Reimb Projects	38,284.35
JBK, Inc.	Roof	5080742 · Old Courthouse Renovation	32,390.99
Masters Supply Inc	Geothermal regulator	5081516 · Repair & Maint - Heating & Air	447.25
Ronnie's Custom Care	Monthly cleaning	5081329 · Justice Center Main Contracts	4,000.00
Select Security	Quarterly monitoring agreement 0119-0319	5087329 · Old Library Maint Contracts	215.94
Total 01 General Fund			78,816.30
03 Jail Fund			
Chase Card Services	Smoke alarms	5101334 · Building Maintenance	26.64
Chase Card Services	Office expense	5101445 · Office Supplies	29.86
Complete Primary Care	80 Inmate visits Nov 2018	5101549 · Routine Medical	3,200.00
Complete Primary Care	Medical Contract Nov 2018	5101549 · Routine Medical	2,000.00
Total 03 Jail Fund			5,256.50
15 Landfill Fund			
Holt Computers	450 watt power supply	5210445 · Office Expense	129.00
Modern Supply	Welding supply - rental fee	5210427 · Main supplies	11.20
Total 15 Landfill Fund			140.20
Total Additional Bills			\$ 84,213.00

NELSON COUNTY FISCAL COURT
Paid Bills and Transfers for Court Approval
December 4, 2018

Fund/Vendor	Description	Account	Amount
PAID BILLS			
<i>EMS Fund</i>			
Sure Flame	Propane	5140578 · Utilities	\$ 171.12

TRANSFERS:

Nelson County Jail	Transfers from General Fund -Nov 2018	4909 03 · Transfers to Jail	\$ 197,996.90
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ORDINANCE AMENDING COUNTY OF NELSON ALCOHOLIC BEVERAGE CONTROL REGULATIONS . . .
(FIRST READING)

County Judge-Executive Dean Watts presented in open Court for first reading the following proposed ordinance adopting regulations and requirements for Alcohol Beverage Control for the County of Nelson.

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

ORDINANCE NUMBER _____

AN ORDINANCE TO THE COUNTY OF NELSON, KENTUCKY, ADOPTING WITH AMENDMENTS FOUND HEREIN, THE FOLLOWING SET OF REGULATIONS AND REQUIREMENTS FOR ALCOHOL BEVERAGE CONTROL, HEREIN AFTER TO BE KNOWN AS THE COUNTY OF NELSON "ALCOHOLIC BEVERAGE CONTROL ORDINANCE"; AND FURTHER ADOPTING ALL APPLICABLE AND REQUIRED KRS, INCLUDING BUT NOT LIMITED TO, KRS CHAPTERS 241 THROUGH 244 AS RECENTLY UPDATED BY THE GENERAL ASSEMBLY AND ADMINISTRATIVE AGENCIES; AND

WHEREAS, THE COUNTY OF NELSON, BY AND THROUGH A MAJORITY OF REGISTERED VOTERS, PERMITS THE PRESENCE OF ALCOHOL, MANUFACTURING OF ALCOHOL, AND SALES OF ALCOHOL WITHIN THE CORPORATE LIMITS OF THE COUNTY OF NELSON, EXCEPT CHAPLIN PRECINCT E104, SO LONG AS SUCH IS DONE IN ACCORDANCE WITH ALL APPLICABLE LOCAL, STATE, AND FEDERAL LAW; AND

WHEREAS, THE COUNTY OF NELSON THEREFORE HAS ESTABLISHED UNIFORM REGULATIONS AND REQUIREMENTS FOR THE LICENSING AND REGULATION OF ALCOHOLIC BEVERAGES, MANUFACTURING, AND SALES PURSUANT TO AUTHORIZATION UNDER KRS CHAPTERS 241 THROUGH 244, AND ALL OTHER APPLICABLE LAW;

NOW THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF NELSON COUNTY, KENTUCKY, THAT THE FOLLOWING REGULATIONS AND REQUIREMENTS ARE HEREBY ADOPTED AS SET FORTH BELOW:

ARTICLE I. GENERAL

- A. This Ordinance shall be known as the "Alcoholic Beverage Control Ordinance" of the County of Nelson, Kentucky (hereinafter referred to as "County").
- B. The purpose of this Ordinance is to establish uniform regulations and requirements for the licensing and regulation of alcoholic beverage manufacture and sales pursuant to authorization under KRS Ch. 241 through 244.
- C. The definitions of the words used throughout this chapter, unless the context requires otherwise, shall have the same meaning as those set out in the alcoholic beverage control laws (KRS Chapters 241 through 244) of the Commonwealth of Kentucky and all amendments and supplements thereto.
- D. This Ordinance shall be construed to apply to the manufacture and traffic in both malt beverages and distilled spirits and wine where the context permits such application. Nothing in this chapter shall excuse or relieve the licensee, or the owner, proprietor, employee, agent or person in charge of any licensed premises where alcoholic beverages are sold from the restrictions, requirements and penalties of any other ordinance of the county, or of any statutes of the state relating to violations pertaining to alcoholic beverages.
- E. The provisions of the Alcoholic Beverage Control Law of the Commonwealth of Kentucky (KRS Chapters 241 through 244) and all amendments and supplements thereto, are adopted so far as applicable to this Ordinance except as otherwise lawfully provided herein.
- F. Any and all provisions contained within previous versions of ordinances passed by Nelson Fiscal Court relating to the regulation of the sale of distilled spirits, wine by the drink and malt beverages that are inconsistent with the provisions that are contained herein are hereby repealed.

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ARTICLE II. LICENSE REQUIREMENTS

A. County Licenses:

For the privilege of causing, permitting and engaging in the actions, business, and transactions authorized thereby in regard to traffic in alcoholic beverages in the County and pursuant to the authority of KRS 243.060, there is hereby established a corresponding county license for one or more of the state licenses described in KRS 243.060. The fee for each county license shall be as set out in the schedule set forth below which is current as of the passing of this ordinance. The state fee is set pursuant to KRS 243.060 and may change from time to time. Applicants must refer to KRS 243.060 for the amount charged by the Commonwealth for each particular type of license.

Type of License	State Fee	County Fee
Quota Retail Package License, per annum	\$1,000.00	0
Quota Retail Drink License, per annum	\$1,000.00	\$500.00
Non-quota Type 2 Retail Drink License, per annum (includes distilled spirits, wine and malt beverages)	\$1,000.00	0
Non-quota Type 3 Retail Drink License, per annum (includes distilled spirits, wine and malt beverages)	\$300.00	0
Special Temporary License, per event	(not to exceed \$166.00)	0
Special Sunday Retail Drink License, per annum	\$300.00	\$150.00
Non-quota Retail Malt Beverage Package License, per annum	\$400.00	0
Non-quota Type 4 Retail Malt Beverage Drink License, per annum	\$400.00	0
Limited Restaurant License, per annum	\$1,400.00	0
Limited Golf Course License, per annum	\$1,400.00	0
Qualified Historic Site, per annum	\$1,030.00	0
Authorized Public Consumption License, per annum	\$250.00	0

B. Expiration of License; Proration of Fees

All county licenses, except temporary licenses, shall begin on May 1 of any year and shall expire on April 30 of the following year as set forth in KRS 243.090 and 804 KAR 4:390. Any licenses issued after November 1 of any year shall be assessed a fee which is based on the pro rata portion of the remainder of the license period; however, the cost of any license shall not be less than one-half (1/2) the amount of the full fee for an annual license of that type.

C. Payment of License Fees; Delinquency

No licensee shall enter into or begin operating any business for which a license is required by this chapter until the license fee has been paid in full. The fee for renewal of any license shall be paid with the renewal application. Failure to pay any license fee within ten (10) days after it becomes due shall result in a penalty equal to ten percent (10%) of the license fee. Any licensee failing to pay the fees, including penalties, within ten (10) days after such fees are due may be subject to revocation of the license and to other penalties as provided in this Ordinance.

D. Refund of Fees

(1) Should any licensee under this Ordinance be prohibited from conducting the licensed business for the full period covered by the license because of any changes that may hereafter be made in the laws of the Commonwealth with reference to alcoholic beverages or other cause outside licensee's control, then the county shall refund to licensee the proportionate part of the license fee for the period during which licensee is prevented from carrying on said business if the licensee provides sufficient proof to the County ABC Administrator that such period of inactivity was not the fault of the licensee or the result of a revocation, suspension or other wrongdoing by licensee, or an agent or employee of the licensee.

(2) In the event a violation of this Ordinance occurs that results in the suspension or revocation of the license, the county shall not be required to refund any portion of the license fee.

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ARTICLE III. COUNTY ALCOHOLIC BEVERAGE CONTROL ADMINISTRATOR

A. Alcoholic Beverage Control Administrator

- (1) Pursuant to KRS 241.110, there is hereby created the duties of the County of Nelson Alcoholic Beverage Control Administrator.
 - (1) The County Judge Executive shall serve as the County Alcoholic Beverage Control Administrator (hereinafter referred to as County ABC Administrator), unless the Nelson County Judge Executive shall appoint someone else to fill the position pursuant to KRS 241.110.
 - (3) The County Alcohol Beverage Administrator may from time to time appoint such additional personnel, such as Alcohol Beverage Control investigator(s), as is necessary to assist him or her in the administration of this ordinance.
 - (4) The functions of the County ABC Administrator shall be the same with respect to the county licenses and regulations as the functions of the Alcoholic Beverage Control Board of the Commonwealth of Kentucky (hereinafter referred to as ABC Board) with respect to state licenses and regulations.
 - (5) To prevent potential conflicts of interests, no person shall be a County ABC Administrator, an investigator, or an employee of the county, under the supervision of the County ABC Administrator, who would be disqualified to be a member of the ABC Board under state law set forth in KRS 241.100.
 - (6) The County ABC Administrator shall have authority delegated by the Fiscal Court, and as authorized under KRS Ch. 241 through 244. The County ABC Administrator, along with any designated investigator(s), shall have full police powers of law enforcement, and their jurisdiction shall be, the county administrator in that county shall have jurisdiction over only that portion of the county which lies outside the corporate limits of any city that has appointed its own city ABC administrator. The County ABC Administrator and his investigators may inspect any premises where alcoholic beverages are manufactured, sold, stored or otherwise trafficked in, without first obtaining a search warrant.
 - (7) The County ABC administrator and his investigators shall have available at all reasonable times for their inspection all books and records required to be maintained by licenses under KRS 244.150.

B. Appeals

- (1) Appeals from the orders of the County ABC Administrator may be taken to the state ABC Board by filing with the Board within thirty (30) days a certified copy of the orders of the County ABC Administrator. The Board shall hear matters at issue as upon an original proceeding. Appeals from orders of the County ABC Administrator shall be governed by KRS Chapter 13B.
- (2) When any decision of the County ABC Administrator shall have been appealed, or when a protest has been lodged against an application for any license within the county, and the ABC Board shall have made a decision regarding such appeal or protested application, the County ABC Administrator, upon receipt of notice of finality of the decision, shall enter such orders and take such action as required by the final order of the ABC Board. As provided by law, and as used herein, no order of the ABC Board is final until all appeals or appeal times shall have been exhausted. A "final order" of the ABC Board is the order entered by said Board, unless a court appeal is taken from the Board's order, in which case the "final order" is the order entered by the Board upon direction from the reviewing court of last resort in the final order of said reviewing court.

ARTICLE IV. APPLICATION AND MAINTENANCE OF LICENSE

A. Advertisement

Before an application for a license shall be considered, except an applicant for the same license for the same premises, or an applicant for an out-of-state malt beverage supplier's license, limited out-of-state malt beverage supplier's license, out-of-state distilled spirits and wine supplier's license, limited out-of-state distilled spirits and wine supplier's license, supplemental bar license, extended hours supplemental license, a special agent or solicitor's license, a special nonbeverage alcohol license, a transporter's license, a special Sunday drink license, a hotel in-

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room license, a sampling license, or a special temporary drink license shall, before applying for a license, advertise by publication their intention to apply for a license in the newspaper for legal notices under KRS 424.120 for the county whose local administrator has local jurisdiction over the proposed premises. The notice shall contain the following information:

- (1) The advertisement shall comply with KRS 243.360 and state the name and address of the applicant. It shall state the members of the partnership if the applicant is a partnership, and membership of the LLC if the applicant is an LLC, as well as the name of the business and its address. If the applicant is a corporation, the advertisement shall state the names and addresses of the principal officers and directors of the corporation, as well as the name and address of the corporation and itself. All advertisements shall state the location of the premises for which the licenses sought, and the type of license for which application is made.
- (2) The notice shall state the date the application will be filed and shall contain the following statement: "Any person, association, corporation, or body politic may protest the approval of the license by writing the Department of Alcoholic Beverage Control, 1003 Twilight Trail, Frankfort, Kentucky 40601, within thirty (30) days of the date of legal publication."
- (3) The applicant shall attach to the application a newspaper clipping of the advertisement and proof of the publication is provided in KRS 424.170.

B. Form of Application

(1) All licenses granted under this chapter shall be approved by the County ABC Administrator. Applications for the issuance of new licenses and for renewals of existing licenses shall be in writing and upon the forms provided by the Kentucky ABC Board and/or the County, both of which may be amended and supplemented from time to time by each respective agency.

(2) The application shall be verified and shall set forth in detail such information concerning the applicant and the premises for which the license is sought, as required by the Kentucky Revised Statutes, the state ABC Board, and the County, including as follows:

- (a) Name and address;
- (b) Nature of interest;
- (c) Whether or not a citizen of the United States;
- (d) Date of birth;
- (e) Date of residence was established in Kentucky, if a resident of Kentucky;
- (f) Whether or not he or she has any interest in any other license or LLC, corporation, partnership or other business organization holding a license under this Ordinance;
- (g) Extent of stock or company ownership;
- (h) Whether or not he or she has any interest in any license or LLC, corporation, partnership or other business organization holding a license in any other state or province.

(3) Each application shall be accompanied by a certified check, cashier check, or money order for the amount of the license fee, less the fifty dollars (\$50.00) application fee.

(4) In addition to the above specified information, the applicant shall file, with the application, responses to any additional questions as may be posed or prescribed by the County ABC Administrator.

C. Other Conditions

In addition to any other inquiries, conditions or considerations required or permitted by law:

(1) The County ABC Administrator shall not grant any alcoholic beverage license or approve a renewal of a license until the applicant and his or her place of business shall have been approved by a licensed building inspector, and any and all other inspections required by the Kentucky Building Code or other applicable law;

(2) All applicants shall voluntarily submit to a criminal background check and shall sign a waiver allowing the release of this information to the County ABC Administrator; and

(3) Pursuant to KRS 243.090 (6), Frankfort may deny or refuse to renew a license to sell alcoholic or malt beverages to any person who is delinquent in the payment of any property taxes, both real and personal, any other taxes due to the County, fees of any type, or charges due to any department of the county at the time of issuing the license, and may deny or refuse to

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renew any license to sell upon any premises or property, owned and occupied by the licensee upon which there are any of the above delinquent payments due and owing to the County. Further, if a licensee becomes delinquent in the payment of any of the above at any time during the license period, the license to sell alcoholic or malt beverages may be subject to revocation or suspension.

(4) No person, whether applicant for license, or a licensee, shall in any manner attempt to bribe, threaten, unduly influence or intimidate the County ABC Administrator, or any member of the County's staff, or any state ABC Administrator or staff, in any matter in which an application or proposed application for license, or procedure for revocation or suspension is pending before such officer. This division is not intended to stifle expressions of opinion; however, it is intended to make clear that the ABC Administrators are public officials charged with the administration and enforcement of the law, both local and state. Any person applying for a license, or contesting the revocation or suspension of a license, who engages in attempted bribes, threats, attempted undue influence or intimidation of a county or state ABC Administrator or staff shall be disqualified from receiving or retaining a license, in addition to other penalties as provided by law. The procedures for appeals shall apply to disqualifications, revocations or suspensions under this Ordinance. Nothing in this Ordinance shall be interpreted to prohibit monetary settlements in lieu of revocation or suspension of license after a final order or revocation or suspension, where the Ordinance and applicable statutes allow for such payments in settlement.

D. Form of License

All county licenses shall be in such form as may be provided by the ABC Administrator, but at the least shall contain:

- (1) The name and address of the licensee;
- (2) The number of the license;
- (3) The type of license;
- (4) A description by street and number, or otherwise, of the licensed premises;
- (5) The expiration date of the license;
- (6) A statement in substance that the license shall not be a property or vested right and that it may be revoked at any time pursuant to law.

E. Change of Information

(1) If after a license to individuals or to a sole proprietor has been issued, there is a change in any fact required to be set forth in the application, a verified amendment in writing giving notice of the change shall be filed with the County ABC Administrator with ten (10) days of the change.

(2) Since a number of licenses issued by the county are in the name of corporations or other business organizations, it is necessary that ownership changes in such organizations be reported to the County ABC Administrator. The County ABC Administrator can, therefore, investigate the person to whom the ownership or management is transferred in order to ascertain whether that person is precluded by statute from holding an interest in an alcoholic beverage license.

(3) As used with regard to a partnership, corporation, LLC or other business organization herein, the word "change" is construed to include any change in managers, partners or LLC members, directors or officers of the corporation, or change in ownership or stock whereby any person secures ten percent (10%) of the outstanding ownership or stock. Transfer of more than ten percent (10%) of the total ownership or stock shall require a new license.

(4) The following information shall be required concerning any new manager, partner or LLC member, new director, officer, or person securing any interest in alcoholic beverage license:

- (a) Name and address;
- (b) Nature of interest;
- (c) Whether or not a citizen of the United States;
- (d) Date of birth;
- (e) Date residence was established in Kentucky, if a resident of Kentucky. If a Nelson County resident, indicate when residence was established;
- (f) Whether or not he or she has any interest in any other license or in any LLC, corporation, partnership or other business organization holding a license under this act;

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- (g) Extent of stock or company ownership;
- (h) Whether or not he or she has any interest in any license or in any LLC, corporation, partnership or other business organization holding a license in any other state or province.

(5) This information shall be filed with the County ABC Administrator as a verified amendment of the application pursuant to which the license was granted. Filing shall be made within ten (10) days of any change of required information.

F. Renewal of License

(1) Every year, except in the case of the temporary licenses, each licensee shall renew its license. All renewal licenses must be on file with the County ABC Administrator no less than thirty (30) days prior to the expiration of the license for the preceding license period or the same shall be canceled, except where the licensee is unable to continue in business at the same premises licensed during the preceding license period as a result of construction, act of God, casualty, death, the acquisition or threatened acquisition of the premises by any federal, state, county or other governmental agency or private organization possessing power of eminent domain, whether such acquisition is voluntary or involuntary, or loss of lease through failure of landlord to renew exiting lease; provided that said licensee shall file a written verified statement no less than twenty (20) days from the expiration date of the license, setting forth these facts, and the County ABC Administrator is hereby authorized to extend the time for filing of a renewal of such license for a reasonable length of time within the sound discretion of the County ABC Administrator; provided, however, such licensee shall pay a license fee from the expiration date of the former license or licenses. Said license fee shall not be payable until application is made for the transfer of said license to a new location.

(2) The renewal by the County ABC Administrator of the license shall not be construed to be a waiver or acceptance of any violation which occurred prior to such renewal and shall not prevent subsequent proceedings against the licensee.

G. Lost or Destroyed License.

When a license shall be lost or destroyed without fault on the part of the licensee or his or her agent or employee, a duplicate in lieu of the original license shall be issued by the County ABC Administrator after the Administrator shall have been satisfied as to the facts; provided, however, that the applicant for said duplicate license shall pay a fee of ten dollars (\$10.00) for the duplicate license.

H. Revocation or Suspension.

(1) Any license may be revoked or suspended by the County ABC Administrator if the licensee shall have violated any of other provisions of KRS Ch. 241 to 244, or any rule or regulation of the ABC Board, or of the Kentucky Department of Revenue, relating to the regulation of the manufacture, sale, and transportation, or taxation, of alcoholic beverages or if such licensee shall have violated or shall violate any act of Congress or any rule or regulation of any federal board, agency or commission, or this Ordinance now, heretofore, or hereafter in effect relating to the regulation of the manufacture, sale, and transportation, or taxation, of intoxicating liquors, or any rules or regulations of the county heretofore in existence or authorized by the terms of KRS Ch. 241 to 244 to be created, irrespective of whether the licensee knew of or permitted the violation or whether the violation was committed in disobedience of his or her instructions, or any such license may be revoked or suspended for any cause which the County ABC Administrator in the exercise of his or her sound discretion deems sufficient.

(2) A license may be revoked for any of the reasons for which the County ABC Administrator would have been required to refuse a license if the facts had been known.

(3) In addition to the foregoing stated causes, any license may be revoked or suspended for the following causes:

- (a) Conviction of the licensee or his or her agent or employee for selling any illegal beverages on the premises licensed.
- (b) Making any false, material statements in an application for a license.
- (c) If within a period of two (2) consecutive years, any licensee or any clerk, servant, agent or employee of the licensee shall have been convicted of two (2) violations of the terms and provisions of KRS Chapter 241 through 244 or any act heretofore or hereafter in effect relating to the regulation of the manufacture, sale and transportation of alcoholic beverages or if within such period, any licensee or any clerk, servant, agent or employee of the licensee shall have twice been convicted of any felony or of any misdemeanor directly or indirectly attributable to the use of alcoholic beverages, or of one (1) such felony and one (1) such misdemeanor.

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- (d) Willful and deliberate failure or default of a licensee to pay an excise tax or any part thereof, or any penalties imposed by or under the provisions of any statutes, this Ordinance, or acts of Congress relative to taxation or for a violation of any rules or regulations of the Kentucky Department of Revenue made in pursuance thereof.
- (e) Setting up, conducting, operating or keeping, on the licensed premises, any gambling game, device, machine or contrivance, or lottery or gift enterprise, or handbook or facility for betting or transmitting bets on horse races, or permitting to be set up, conducted, operated, kept, or engaged in, on the licensed premises, any such game, device, machine, contrivance, lottery, gift enterprise, handbook or facility.

I. Proceedings for Revocation or Suspension of License

(1) Upon the verified complaint of any person, or on the initiative of any law enforcement officer, or of the County ABC Administrator, the County ABC Administrator may institute proceedings to revoke or suspend any license granted under this Ordinance. A license may be revoked or suspended only after the licensee shall have been given written notice, by certified or registered mail, of the proposed revocation, including notice of the reasons for such proposed action. The licensee shall be given opportunity to be heard in opposition to the proposed revocation or suspension. The notice of proposed action shall advise the licensee of the date, time and place of the hearing. Notice shall be sufficient if mailed to the licensee at the address shown in the last application for a license or in the last statement supplemental to or in amendment of the application, whether or not the mailing is receipted for or claimed.

(2) A decision of the County ABC Administrator revoking or suspending a license may be appealed as provided in KRS 241.150 and Article III.

(4) Within three (3) days after any order of revocation or suspension of a license becomes final, notice of revocation shall be given to the licensee and to the owner of the licensed premises. A notice mailed to the licensee and to the owner of the licensed premises at the address shown in the last application for a license or in the last statement supplemental to the application shall be deemed sufficient compliance with this section. The licensee shall at once surrender his or her license to the County ABC Administrator. If the revoked or suspended license is not forthwith surrendered by the licensee, the Chief of Police, at the request of the County ABC Administrator, shall immediately cause one of his or her officers to take physical possession of the license and return it to the County ABC Administrator.

(5) When a license has been revoked or suspended, the former licensee may, with prior approval of the County ABC Administrator, dispose of and transfer his or her stock of alcoholic beverages to an appropriate entity.

(6) Appeal from the decision of the County ABC Administrator revoking or suspending a license shall be to the ABC Board. The timely filing of an appeal shall stay any penalty imposed by the order until conclusion of the Board appeal and any subsequent court appeals.

(7) If a license is revoked or suspended by an order of the County ABC Administrator, and the decision is not appealed, the licensee shall suspend all operations authorized under his or her license upon effective date of the order. Upon the entry of a final order of the ABC Board sustaining or ordering revocation or suspension on appeal, the licensee shall at suspend all operations authorized under this license upon effective date of the order.

J. Transfer or Assignment

No license issued under this chapter shall be transferred or assigned either as to licensee or location except with prior approval of the County ABC Administrator.

K. Refusal of License; Guidelines for Approval of Quota Licenses

(1) The County ABC Administrator may refuse to issue a license for any of the following reasons:

- (a) Causes for refusal to issue or renew a license and for suspension or revocation of a county license shall be the same as provided for state licenses according to KRS 243.450, 243.490 and 243.500, as well as violation of any county ordinance regarding alcohol beverage licensing, sales or the administration thereof.

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- (b) If the applicant has done any act for which a revocation of license would be authorized under local, state, or federal law; or
- (c) If the applicant has made any false material statement in his or her application.

(2) An applicant who has been refused a license by the County ABC Administrator may appeal the refusal to the ABC Board pursuant to KRS 241.150 and Article III.

ARTICLE V. HOURS OF SALE

A. Hours of Sale

- (1) Except as provided in paragraphs 3 and 4 below no establishment shall sell or give away any malt beverages or distilled spirits and wine by the drink between the hours of Midnight and 6:00 a.m. or anytime during the twenty four hours of Sunday.
- (2) A licensee for distilled spirits, wine and/or malt beverages shall be permitted to sell / deliver distilled spirits, wine and/or malt beverages between the hours of 6:00 a.m. until 12:00 a.m. (midnight) Monday – Saturday.
- (3) A licensee who has obtained a Sunday retail drink license shall be permitted to sell distilled spirits, wine and/or malt beverages on Sunday between the hours of 10:00 a.m to 12:00 p.m. Licensees must obtain a Sunday retail drink license in order to sell distilled spirits or wine by the drink on Sunday.
- (4) Convenience stores, grocery stores, restaurants, wineries and packaged liquor stores which have been granted a Restaurant Wine License, Retail Beer License and/or a Distilled Spirits and Wine Retail Package License by the Commonwealth of Kentucky shall be eligible to operate between the hours of 6:00 a.m. to 12:00 a.m. on Sunday.
- (5) Pursuant to KRS 244.290 and KRS 244.480, a premises licensed to sell distilled spirits or wine at retail and retailers licensed to sell malt beverages may make such sales during the hours that the polls are open on a primary, regular, local option or special election day, unless otherwise prohibited by the City in which they are located.
- (6) Sunday sales at licensed small farm wineries may be made in strict accordance with sales as permitted by KRS 243.155 between the hours of 1:00 p.m. until 12:00 a.m.
- (7) A licensee may sell distilled spirits, wine, and/or malt beverages on New Year's Eve until 2:00 a.m. on January 1, regardless of the day of the week on which New Year's Eve occurs; provided that, the appropriate licenses have been obtained from both the County and the State ABC Board.

ARTICLE VI. PENALTIES

A. Penalties

- (1) In addition to any criminal prosecution instituted in Nelson District Court against an alleged violator, the County ABC Administrator may assess civil fines in lieu of suspension as authorized in KRS 243.480, including the per diem assessments for ongoing violations. Payment of all fines shall be remitted to the County ABC Administrator, who shall then transmit the fines to the County Clerk for deposit in the appropriate designated account.
- (2) Any person, firm or corporation who violates any of the provisions of this chapter, for which no other penalty is hereby provided, shall be guilty of a Misdemeanor, and subject to prosecution in the Nelson County Court System, as follows: for the first offense, be fined not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) nor more than five hundred dollars (\$500.00), or imprisoned for not more than six months, or both. The penalties provided for in this subsection shall be in addition to the revocation or suspension of the offender's license. If the offender is a corporation, LLC, joint stock company, association or other business organization, or a fiduciary, the principal officer or officers responsible for the violation may be imprisoned.

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ARTICLE VII. MANDATORY RESPONSIBLE BEVERAGE SERVICE TRAINING

A. Mandatory Responsible Beverage Service Training

- (1) All persons employed in the selling *and/or* serving of alcoholic beverages shall participate in and complete a Responsible Beverage Serving (“RBS”) program acceptable to the Commonwealth of Kentucky.
- (2) All persons required to complete training under division (a) above shall complete that training within thirty (30) days of the date on which the person first becomes subject to the training requirement. When a new business is licensed to serve alcoholic beverages all employees must be trained prior to the opening of the business.
- (3) Each licensee shall be responsible for compliance with the training requirements and shall maintain for inspection by the County ABC Administrator a record or file on each employee that shall contain the pertinent training information. Each premise licensed hereunder must at all times when alcoholic beverages are being served have at least one person currently certified in responsible beverage service training on duty as described herein.
- (4) All persons completing the training required by this section shall be re-certified not less than once every three (3) years thereafter.

ARTICLE VIII. IMPEMETATION OF ORDINANCE PROVISIONS; SEVERABILITY

A. Implementation of Changes in Ordinance Provisions

The County Fiscal court may promulgate rules and regulations, and/or amendments thereto, as is in its discretion in order to ensure the proper implementation of this Ordinance. Such will be done as according to local, state, and federal law.

B. Severability

If any section of this Ordinance, including but not limited to, any section, subsection, paragraph, sentence, clause, phrase, or any other portion of this Ordinance, is declared illegal or unconstitutional, or otherwise invalid by a Court of competent jurisdiction, such declaration shall not affect the remaining portions hereof.

C. Effective Date of Ordinance Provisions

The Ordinance shall take effect immediately after its Passage and Publications as required by law.

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

ROAD NAMING – E911

David Evans gave each magistrate a map of roads based on District, followed by the presentation below:

E911 Road Naming Status Report Fiscal Court Meeting 12-4-2018

15 Roads in Nelson County were named or renamed during 2018 as part of the E911 compliance project. A total of 111 Roads have been named or renamed since 2015.

The Nelson County Dispatch, and local Fire Departments have been working with Nelson County Address Coordinator to name private roads on a voluntary basis. In cases where a new building is constructed on a private road already shared by two or more existing addresses, the private road will be named before any new/additional address numbers are issued.

A rating system has been developed to prioritize the remaining private roads

Priority	Description	Quantity
•	Private roads shared by more than 3 existing addresses	
1	Private roads shared by 3 existing addresses where no addresses are visible from the parent road	19

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	<ul style="list-style-type: none"> Private roads shared by 3 existing addresses where a one or more addresses are visible from the parent road 	23
2	<ul style="list-style-type: none"> Private roads shared by 2 existing addresses where neither are visible from the parent road 	
3	<ul style="list-style-type: none"> Private roads shared by only 2 existing addresses 	46

Priority 1 Road Example (Total of 4 addresses)



Priority 2 Road (2 addresses, not visible from parent road)



There are approximately 88 Unnamed Private Roads still remaining in Nelson County, distributed across the 5 Magistrate Districts as follows:

Magistrate District	Priority 1 roads	Total Unnamed Private Roads
1	6	22
2	1	8
3	3	10
4	7	22
5	2	26
Total	19	88

In addition, a focus during 2018 has been notifying mapping and navigation services of newly named roads. The following agencies are notified of any newly named roads within Nelson County:

- West Corporation Master Steet Address Guide (MSAG)
- Nelson County PVA and Clerk's Office
- US Postal Service
- Kentucky State Division of Geographic Information (via Lincoln Trail Area Development District)
- Google Maps
- Open Street Map
- Here (Navteq)
- TomTom (Tele Atlas)

Updates are tracked in a spreadsheet including date of submittal and date of publication, as shown below.

	A	C	D	E	F	H
1	FULLNAME	Google	KY State	Open Streetmap	Here	TomTom
2	Adalyn Way	11/14/2017	Y	7/26/2018	12/3/2018	5/23/2018
3	Almond Ave	11/14/2017	Y	Y	Y	5/23/2018
4	Arthur Way	11/14/2017	Y	Y	Y	5/23/2018
5	Avis Rd	11/14/2017	Y	Y	Y	5/23/2018
6	Beets Ln	11/14/2017	Y	Y	Y	5/23/2018
7	Bert Thompson Ln	11/14/2017	Y	Y	Y	5/23/2018
8	Billie Colvin Ln	11/14/2017	Y	Y	Y	5/23/2018
9	Bison Ln	12/2/2016	Y	Y	Y	5/23/2018
10	Bluebird Ln	12/3/2018	Y	10/11/2018	12/3/2018	10/10/2018
11	Blue Gap Ct	11/14/2017	Y	Y	Y	1/1/2000
12	Browning Ln		Y	10/11/2018	Y	Y
13	Bryson Dr	11/14/2017	Y	Y	Y	5/23/2018
14	Buck Ln	12/2/2016	Y	Y	Y	5/23/2018
15	Camp Branch Rd	3/23/2018	Y	Y	Y	Y
16	Campbell Aly	7/6/2018	Y	Y	Y	5/23/2018

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Google Maps is still proving to be a challenge. All updates must pass through a review process and be approved by a moderator. Many submissions are never reviewed. Updates have also been sent through the Google Content Partners program but are also remain unpublished.

Goals for 2019

- Work with Magistrates name all Priority 1 Private Roads.
- Share locations of newly named roads and address changes with package delivery firms such as UPS & Fedex.
- Share updates with other mapping services e.g. Apple Maps, Bing, MapQuest.


ROGER ROBINSON TO RECREATION BOARD

The following appointment is approved on motion of Jeff Lear, second of Bernard Ice, and by unanimous vote of the Court:

NELSON COUNTY FISCAL COURT

ORDER

Pursuant to the relative Kentucky Revised Statues, **Roger Robinson** is hereby appointed to the Recreation Board for a term in accordance to the Bylaws or governing Regulations in place.



Dean Watts
Nelson County Judge Executive

Date 12/4/18

US 150 WIDENING

Explaining realignment of two county road approaches to US 150, KY State Transportation has asked that certain right-of-ways be transferred to the County road system. Magistrate Hutchins pointed out a section of Maywood Ave (area at entrance) is private roadway, never transferred to county road system. He asked that this situation be addressed, with road accepted into the county before other sections are accepted; he asked that Maywood dedicate that portion of Maywood Ave. to the County.

DEPARTMENT REPORTS

**ROAD DEPARTMENT

ROAD CONSTRUCTION STANDARDS - Discussion was held concerning changes to road construction standards/requirements (See Book 40, Pp. 294-297). Purpose of upgrade requirements is to add life to roads before taxpayer funds have to be spent for repair. Court will be asked for a vote at the next regularly scheduled meeting.

ON-GOING - Lee Mattingly reported as follows: 1) Chip seal work for the year is complete; 2) On-going work includes shouldering of roads that have been overlaid and tree removal made necessary by recent storm; 3) Grade-All and boom mower repair; and 4) presentation of snow plan for this

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upcoming season, accompanied by maps showing County and State priority roads and snow removal plan:

MEMORANDUM

To: Nelson County Road Department Employees, Dean Watts, NCJE, & Magistrates
From: Bradley T. Spalding, P.E., County Engineer
Date: 12-4-18
Subject: **Snow Plan -Removal/Plowing - County Roads**

Attached are the following:

County Roads - Snow Plow/Salt Routes by the NCRD- map
State Roads - Priority routes for snow removal by the KYDOH - Map
List of NCRD Employees - Phone numbers
List of Contractors to be used this year for Snow Removal
List of Salt Supplier, Sand Supplier, Sand Haulers
List of NCRD Equipment for Snow Plow/Salt Spread

The following is the Nelson County Road Department (NCRD) policy for snow removal/plowing of County Roads. County Road areas are assigned to specific trucks/personnel. The areas are or shown on the attached map. All Road Department personnel are to use their judgement and Be Safe when plowing/salting roads.

Salt Sand mixture is used for deicing County paved roads

Paved Roads: Push/plow Snow when required
Typically 2" deep or more

Chip Seal Roads: Push/plow Snow when required
Typically 2 to 2-1/2" deep or more. Very light down pressure

Gravel Roads: Push/plow Snow when required
Typically 4" deep or more.

State Roads: Plow State Roads when traveling to and from a County Road when necessary. Do not apply salt unless instructed specifically for that road or a dangerous situation exists. Contact NCRD dispatch.
If the State has recently plowed and applied salt, Do Not Plow

Salt Application: Salt shall be applied on hills and curves typically and on straight stretches when necessary. Operator shall use his judgement on straight stretches.

Sand/Salt Mix: Will be used depending on the temperature/snow event.

If inclement weather is expected, **all NCRD personnel will be required to report to work earlier than normal as directed or notified.** All Magistrates are requested to contact Brad Spalding 502-348-1880 or 502-827-1823 or Lee Mattingly 502-331-7989 or 502-348-1880 with specific requests for snow removal when necessary.

Snow Plan -Removal/Plowing - County Roads

Updated 11/15/18

Salt Supplier: Detroit Salt Company
12841 Sanders St.
Detroit, MI 48217
Contact: Gabrielle Hopkins
Phone 313-841-5144 Ext. 146
Fax 313-841-0466

NC Road Dept Customer # : KYNE101

Current price: \$110.00/ton (delivered) Contracted amount: 1,200 tons

Sand Supplier: Nugent Sand - concrete sand
1833 River Road
P.O. Box 6072
Louisville, KY 40206
502-584-0158
POC: Terry Helm @ ext 114 or Ken @ ext 135

current price: \$9.95/ton (picked up-verified 11/15/18)

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Sand Haulers:

MAGO Construction (Mike Rogers) ph # 502-348-3953 or 502-349-2566

Ricky Hahn, ph # 502-252-5027, cell # 502-507-3694

Donnie Clark, ph # 502-249-2105

Current haul rate: approximately \$8.50/ton

Contract Snow Removal:

Mago Construction, Mike Rogers 502-348-3953 or 502-349-2566
(Area - Boston road area to KY 733 Roads & Barnes Road)

Terry Ockerman Cell: 249-0605, Home: 673-0376
(Area - Chaplin)

Donnie Clark Cell: 502-249-2105
(Area - Louisville Road)

Mike Morris Cell 502-331-2488, Home: 502-673-0267
(Area - Timber Creek)

Dale Culver Cell 502-249-1093
(Area - Patton Road Area)

Stanley Reed Cell 502-460-0744
(Area - Hilton Lane, Wire Lane, Woodlawn Road)

(rates/equipment vary)

Snow Plan - Removal/Plowing - County Roads

Updated 11/15/18

Contractors

Mago Construction
c/o Mike Rogers
P.O. Box 669
1551 East John Rowan
Bardstown, KY 40004

Mike Rogers, day Ph: 348-3953, night: 349-0661 Cell # 349-2566
Chris Edelen -day Ph: 348-3953, night: 348-0310 Cell # 827-1074

Terry Ockerman
6326 Lawrenceburg Road
Chaplin KY 40012

(Note: correct address-04/20/16)

Telephone: Home: 673-0376
Cell: 502-249-0605

Donnie Clark
Clark's Excavating & Trucking
P.O. Box 98.
Cox's Creek, KY 40013

Telephone Cell: 249-2105

Mike Morris
M & S Welding LLC
200 Timber Creek Rd.
Bloomfield, KY 40008

Telephone: Home 502-673-0267
Cell # 502-331-2488

Dale Culver
851 Patton Road
Boston, KY 40107

Telephone: Cell: 502-249-1093
Fax: 502-549-9698

Stanley Reed
905 Hilton Lane
Bardstown, KY 40004

Telephone: Cell: 502-460-0744

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Snow Plan -Removal/Plowing - County Roads

Updated 11/15/18

EQUIPMENT

Dump Trucks (7)

Terry Yaste	District # 1	Tandem Dump-
Paul Donahue	District # 1	Single Axle Dump
Scott Reed	District # 2	Single Axle Dump
Donnie Hilliard	District # 3	Tandem Dump
R. Lewis	District # 4	Tandem Dump
L.Klosterman	District # 4 &5	Single Axle Dump
Ronnie Fulkerson	District # 5	Tandem Dump

4x4 Pickups (3)

P. Draper:

Cormans Crossing, T Hahn, Thompson Hill Road, Lutes Lane, Ashford Lane
Nazareth Road (KY 332) -County Roads along this road-ALL
Cedar's Subdivision
Shannon Drive, Venetion Way, Old Stonehouse Road, Anita Drive
T Walker Lane, Old Henpeck,
Cedar Grove Road, Day Hill Ct., Saddle Brook

D. Norman:

Copperfields
Nazereth Drive (all Roads in Nazareth)
Mary-Jo Blvd, Sunshine drive, Leo Spalding, Tree Top,
Nazereth Farms, Greear Estates, Walnut Creek, Creek Pointe,
Crenshaw Lane, Berman Wells
Olde Town Drive, Francis Dive, Allender Drive,

Alan Durbin

Withrow Creek, Withrow Ridge
Maywood
Eastland, Presidential Estates
Whispering Oaks, Mill Creek Lane
Woodlawn Springs,
American Drive - All Roads, (Big Springs Sub & Liberty Ln Sub)
Emery Ct, Canev Fork Rd.
Navajo, Eagle Pass, Royal Oak, Nall Lane

Russel Fulkerson- Thruway Drive (BG assisted Living) NC Fire Dept/EMS

Marshall Lane, Old Sullivan Lane

Graders (2)

C. Martin-
R Prewitt
New Haven Road Area- Assist District # 1
Woodlawn area- to Yates Cooney Neck-Camp Ground Rds -Assist District # 5

Contractors (4 to 5)

Dale Culver
Stanley Reed-
MAGO -
Clark-
Ockerman-
Morris
District #1 - Patton Road Area
District # 2- Woodlawn Area
District # 3 -Boston road area to KY 733 Roads & Barnes Road
District # 4 - Hibbs Lane, Kings Road, Whiteside Road area
District # 5 - Chaplin Roads-area
District # 5- Timber Creek-Highview Church

4x4 Pickups (4)

P. Draper:

Cormans Crossing,
Day Hill Ct., Saddle Brook
KY523- Cedar Grove Road,
T Hahn,
Thompson Hill Road,
Lutes Lane,
Ashford Lane
Old Nazareth Road (KY 332) -County Roads along this road-ALL
Cedar's Subdivision (Metalwood & Wedgewood)
Shannon Drive, Venetion Way,
Old Stonehouse Road, Anita Drive
T Walker Lane, Old Henpeck,

D. Norman:

Copperfields
Nazereth Drive (all Roads in Nazareth)
Mary-Jo Blvd, Sunshine drive,
Leo Spalding, Tree Top,

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Nazereth Farms,
Minors Lane
South Salt River Rd from Hwy 523 to Cul-de-Sac
Haileah
Greear Estates,
Walnut Creek,
Creek Pointe,
Old Town Drive, Francis Dive, Allender Drive,
Crenshaw Lane,
Berman Wells (off KY 480)

Alan Durbin

Old Boston Rd., Withrow Creek, Withrow Ridge
Lydain Loop, Stumphs Trailer Court, Clermont Drive, Planeview Dr.
Brook View Lane, Sapphire Road, Hugh Ice Loop, Marshall Lane,
Old Sutherland Pike, Mill Creek Lane
Maywood, Ora Brent, Ed Brent, Brentwood & Cliffwood
Caney Fork Road, Eastland, Presidential Estates
Whispering Oaks, Quiet Springs
Woodlawn Springs,
American Drive - All Roads, (Big Springs Sub & Liberty Ln Sub)
Emery Ct, Caney Fork Rd.
Navajo, Eagle Pass, Royal Oak,
Nall Lane

Russel Fulkerson- Thruway Drive (BG assisted Living) NC Fire Dept/EMIS
Marshall Lane,
Old Sullivan Lane

Memo:

Subject: Request for authorization and clarification of snow removal policy for Kentucky State Highway Department maintained highways in Nelson County, KY -

Question/Clarification:

1. Plowing State roads when traveling to and from another County Road. What if the State has already plowed and salted. ? What if you are not sure the road has been salted.

Plowing State roads when traveling from one county road to another has been a written County policy since at least 1998. This is still the county policy. Use your judgement. Do not worry about plowing in two directions. Do not plow road if salt has been applied. If it looks like its been plowed and you can't tell if its been salted, do not worry about plowing it. Again, use your judgement. If you are not sure contact NCRD dispatch.

Note: As you are probably aware, the KYDOT splits State roads into five priorities A, B, C, D and Unassigned ("A" being the highest priority for snow removal). I have posted a map at the Nelson County Road Department (NCRD) which depicts the KYDOT Priority A, B, C & D roads for Nelson County for information.

Priority "A" roads are done the first day during a snow event.

The Priority "C" roads do not typically get plowed until the second day. For example, KY 733 is in the District 3 is a priority "C" road. These priority "C" roads are the roads typically encountered when going from one County Road to another. However, If you are on a Priority "A" road and it does not appear to have been plowed yet, plow it on your way to your designated areas. USE Your judgement. If you are not sure contact NCRD dispatch.

Question/Clarification:

2. Time constraints - Barely have enough time to plow County roads. Now if we have to plow State Roads will greatly impact ability to complete County Roads.??

We have all the time it takes to plow/remove snow on County roads! It does not have to be accomplished within one day. We will work overtime to plow roads. The goal is to plow every County road at least one time within a day however each snow event is different and will take more or less time. Going to a particular County road with the snow plow down will not take a substantial amount of more time.

Question/Clarification:

3. Damage to private property when plowing a State Road (mail boxes, driveways, or damage to county equipment.). Could be expensive?

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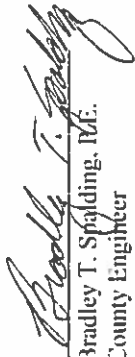
Damage to personal property (mail boxes, driveways, etc) or county equipment will be reviewed and handled on a case by case basis. It doesn't matter if you are on a County Road, State Road, or in a private driveway (such as turning a truck around), accidents will happen. The County has insurance for major accidents (approx. \$1000 deductible). Minor accidents will be reviewed and any resulting damage will be repaired or reimbursement to affected property owners will be made.

Question/Clarification:

4. Should the State compensate the County if the County uses County resources on State Roads?

The majority of the Nelson County Road Department revenue for operations and maintenance (over 95 percent not counting asphalt overlay funds - occupational tax money) comes from the KY State Gasoline Tax. This funding source is identified as County Road Aid (CRA). All 120 Counties in Kentucky receive this CRA. A portion of the calculated CRA funds for Nelson County (approximately 30 percent) goes to the local KYDOT maintenance department for maintaining State Roads in Nelson County.

The CRA funds pays for all labor and materials (including salt) for the Nelson County Road Department to operate yearly. I do not know of a State regulation or State statute that prohibits County Road Departments from assisting the KYDOT in snow removal efforts or similar maintenance issues. CRA funds paying for both agencies comes from the same source.


Bradley T. Spalding, M.E.
County Engineer

12-4-18
Date

(Maps attached)

****LANDFILL/SOLID WASTE**

John Greenwell reported that free landfill passes will be included with December bills, that holiday scheduling should be noted, that the backhoe is down and being repaired, and that pickup bids will be opened on Jan. 14.

****EMS**

Regular report presented by Joe Prewitt:

12/03/2018

Monthly EMS Run Totals
As of November 2018

Areas	Monthly Completed Runs	Monthly Non-Transport	Monthly Total Calls	Year-To-Date Calls	Monthly Charges	Year-To-Date Charges	Average Charge per Run
Bardstown Area	395	57	452	2346	\$ 437,677.40	\$ 1,709,376.83	\$ 728.63
Bloomfield Area	22	10	32	139	\$ 25,185.84	\$ 113,702.40	\$ 818.00
New Haven Area	23	8	31	152	\$ 24,871.88	\$ 123,878.94	\$ 814.99
Boston Area	8	2	10	81	\$ 8,486.08	\$ 57,420.05	\$ 708.89
Cox's Creek Area	26	3	29	118	\$ 22,892.08	\$ 87,546.90	\$ 741.92
TOTAL	474	93	567	2849	\$ 519,113.28	\$ 2,091,925.12	\$ 734.27
Average Per Day	15.8	3.1	18.9	18.4	\$ 17,303.78	\$ 13,672.71	
Collections (TTD)						\$ 906,155.00	
Collection Per Run						\$ 318.70	
Cost Per Run						\$ 434.90	
Difference						\$ (116.20)	
RETURNS TO STATION I		13					
Previous Year 2017	Totals		547	2935	\$ 385,484.44	\$ 1,957,969.74	
<i>Difference From Current Year</i>			20	-86	\$ 133,628.84		
Previous Year 2016	Totals		594	2927	\$ 383,146.81	\$ 1,840,992.00	
<i>Difference From Current Year</i>			-27	-78	\$ 135,966.47	\$ 250,933.12	
Previous Year 2015	Totals		593	2910	\$ 387,525.80	\$ 1,812,739.10	
<i>Difference From Current Year</i>			-26	-61	\$ 131,567.48	\$ 279,186.02	
Previous Year 2014	Totals		531	2681	\$ 302,542.20	\$ 1,538,599.80	
<i>Difference From Current Year</i>			36	168	\$ 216,571.08	\$ 553,325.32	
Previous Year 2013	Totals		468	2611	\$ 275,934.50	\$ 1,490,809.40	
<i>Difference From Current Year</i>			99	238	\$ 243,178.78	\$ 601,115.72	

"11 TREAT NO TRANSPORT"

Fiscal Court Orders

Dec. 4, 2018
REGULAR SESSION OF NELSON FISCAL COURT

Book 40
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**JAIL REPORT

REGULAR REPORT - Presented by Jailer Dorcas Figg:

NELSON COUNTY JAIL

	Total	HIP	State	W-End	OUT TO CT	In House
NOVEMBER						
Wed. 21	128	1	56	0	3	124
Thur. 22	126	1	55	0	3	122
Fri. 23	126	1	55	0	3	122
Sat. 24	126	1	55	0	3	122
Fri. 25	126	1	55	0	3	122
Mon. 26	132	1	55	0	3	128
Tue. 27	132	2	55	0	5	125
Wed. 28	133	2	53	0	4	127
Thur. 29	135	2	53	0	4	129
Fri. 30	145	2	54	0	7	136

DECEMBER

Sat. 01	132	2	41	0	8	122
Sun. 02	133	2	40	0	8	123
Mon. 03	134	2	40	0	8	124
Tue. 04	133	2	40	0	8	123

POLICIES/PROCEDURES - On motion of Eric Shelburne, second of Sam Hutchins, by unanimous vote of the Court, IT IS HEREBY ORDERED to approve the Jail Policies and Procedures Manual (unchanged from previous year).

**RECREATION

Bryce Greer reported on Little League girls basketball and on boys basketball schedule.

JANUARY MEETING DATES

Due to holidays, on motion of Bernard Ice, second of Jeff Lear, by unanimous vote of the Court, IT IS HEREBY ORDERED to move January meetings to Jan. 8 and Jan. 22.

Following discussion of elected officials who will retire or resign on Dec. 31, leaving those seats open for appointments through Jan. 7, Judge Watts determined that those appointed officials will be sworn in as of Jan. 1.

On motion of Eric Shelburne, second of Keith Metcalfe, by unanimous vote of the Court, IT IS HEREBY ORDERED to adjourn the Dec. 4 session of Nelson Fiscal Court.

DEAN WATTS, NELSON COUNTY JUDGE-EXECUTIVE

ELAINE A FILIATREAU, NELSON COUNTY CLERK