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To environmental protection cabinet Court pays fine; post bond

By Chip Miller
OF THE CARLISLE MERCURY
Nicholas County Fiscal Court signed a new order it received from the Kentucky National Resources and Environmental Protection Cabinet.

By signing the document, court agreed to pay \$3,000 in penalty fees and offer \$27,000 as a bond of credit for secondary landfill violations.

The court received a first order at its October 7 meeting from the EPC to report to annual violations at the county landfill site.

In response to that first order the court sent a letter asking for the EPC to reconsider its proposals on the order.

The updated order was sent to the court late Wednesday afternoon, calling for Nicholas County to adhere to its EPC's waste management regulations, and for the court to sign an order setting all debris and construction involving the matter.

The final court order to sign the order.

"We really don't have any choice in the matter," said Nicholas County Attorney Joseph Carley. "That's as good as it's going to get."

Carley suggested the court agree to the order because "our (EPC's) next step would be to bring the matter over to the Circuit Court."

He said the matter could possibly become more serious and the penalty more costly.

"They mean business, obviously," he advised the court.

The order stated the county should have closed the open dump to the satisfaction of the Division within 60 days of the execution of the order.

As the county applies daily cover to all waste brought to the site in accordance with its waste management laws.

As that within 30 days of the execution of this order the county apply graded interim cover to all areas that breach received waste in 60 days and final cover to all areas that breach received waste within 360 days.

The court also recommended the city shall secure funds to offset amounts for the city's benefit.

ing permit within 60 days of the execution date.

The order asked for the county to post \$27,000 to the EPC.

The EPC agreed to release amount of this sum after verification that Nicholas County has complied with the measures set in the order.

Also, the county must pay a civil penalty of \$2,000 for preventing the use of the open dump and a \$2,000 penalty for operating violators and operating without a permit at the landfill since it expired in September, 1984.

"We don't seem to get the stuff covered that strongly for them," Nicholas County Judge-Executive James Brown told the court, of the violations.

He said final cover and sealing was begun, along with other construction - water dishes and drilling of ground wells - in compliance with the EPC.

According to Brown, the EPC makes inspections of the county landfill site and queries.

"We don't seem to make any progress in doing what they demand," Brown said of each inspection.

In other related business, the court read two bids for the majoring items of the ground wells at the landfill.

McClay & McCoy, Inc. proposed \$376,225 and Commonwealth Technology, Inc. proposed \$420,000 for the five tests needed.

By Chip Miller
OF THE CARLISLE MERCURY
Nicholas County Fiscal Court heard annual auditor's report on the city's financial situation.

Proctor W. Blair, certified public accountant, reviewed the city's books from the year of July 30, 1986 to June 30, 1987. He made the remarks at Monday's regular council meeting.

Blair made three recommendations on separating some city financial accounts and inventory regarding buildings and supplies.

Blair also recommended the city shall secure funds to offset amounts for the city's benefit.

Blair suggested they enter a contract with McClay & McCoy and it was postponed and passed unanimously.

Following ordinance passed Monday, the court also adopted a burning ordinance to go into effect immediately. Carley said current ordinance justified "emergency passing of this ordinance."

The ordinance passed unanimously.

In other business, the court also took bids for replacement of water lines in Shepherd Hill subdivision for \$2,000.

The court also bid from John Carley a contract for \$2,000.

The court also bid from Nicholas County Volunteer Fire Chief Mark Hughes about the condition of the department's main fire truck.

He said the county Fire Committee at its regular meeting Saturday will debate over the fire department's plan for a new truck.

"If the decision is not made Saturday for a new truck, will you stay with the old one?"

Hughes asked the court.

He said if they could do this, the truck would be brought without the Fire Committee's permission.

Carley explained to Hughes the court doesn't have authority over the committee.

"It's under a separate taxing district. The court has no supervision over what the committee does," he said.

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Workers bring down tobacco from a barn on Carpenter Pike, owned by Linda Farnh, Monday. They began early, to take advantage of the rain. In addition, workers used teams to help bring tobacco in truck. - Chip Miller Photo

Council hears audit report Blair gives city high marks

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Board required to increase bidding for lunchroom program products

By Heather Mathews
OF THE CARLISLE MERCURY
Nicholas County Board of Education had to make a quick decision concerning lunchroom bids, Monday night.

The motion to advertise for bids to supply food and supplies to the lunchroom for a period of January 2, 1988 until March 31, 1988 was passed at the monthly Nicholas County Board of Education meeting.

Superintendent David G. Elder explained, "When we get the report back from the food service evaluation it was found that we must advertise a bid every three months period. We save money by advertising every five weeks but the law says you have to offer a bid every three months, which is a longer period of time."

Board member James Anderson said, "How exactly could we save if we selected every five weeks instead of on a three month basis?"

Elder replied, "If we are tied into a bid which is a set price and the price goes down we lose bid because our price stays the same. These merchants that bid low understandably going to look for themselves over that three month period and will freeze the price raising and prepare."

Louise Zachary said, "So that means that we must bid again in February to get ready for April."

Also a major discussion was the problem of maximum class size and certain grade overflying that set number.

"Class sizes, Special Education Classes and three classes in fourth grade are at the borderline of being over the limit on class size. Also one kindergarten is above 42," Elder said.

"We received six new children just last Monday and in the past two and one half weeks we have received around 1212. If we happen to go over the border - how two options after the three weeks and a newer that we may meet by the State Board of Education's standards. We may combine class rooms or have a full time aide. The next year we would have to have a full time teacher," said Elder.

The motion was passed to have smoke detectors for high school.

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Committee approves truck purchase

By Chip Miller
OF THE CARLISLE MERCURY
The Nicholas County Fire Board Committee was voted to purchase a new county fire truck.

The committee had the action at its regular meeting Saturday.

Members of the fire department have been raising funds toward purchase of a new truck, however, the need to purchase a new truck increased with the department's main vehicle a 1962 Ford Furgon, which is over 20 years old.

In addition, the 1962 EEO being used by the department broke down Saturday afternoon. However, the truck has been repaired and is in working condition.

The committee discussed a new proposed lease plan, which was out-land at the meeting's beginning by Nicholas County Volunteer Fire Chief Mark Hughes.

Hughes said the state attorney general informed from the county fire board could make a fire emergency and purchase the new truck.

Hughes also explained the lease plan option the county would enter with the fire truck manufacturer, if the

motion passed.

After nearly 45 minutes of discussion about insurance coverage and fuel costs, the committee agreed to purchase the new truck by signing the lease proposal to do so.

After explaining the lease proposal to the committee, Hughes said the decision has been carried "pretty good."

He added, "Out of the property of the departments they serve (FMC) the truck manufacturer about 10 out of 10 are bought on this lease program."

Hughes said he thought the firemen have around \$18,000 in out-of-pocket expenses they will have with all the letters I received this week but one being for this. I feel that this is what the people want," Hughes said.

He added he felt confident the department would have \$60,000 as down payment. Twenty thousand dollars being from the department

and an estimated \$20,000 from the donations.

The truck proved from FMC is \$68,981.

Hughes said the firemen all agreed to take a vote in pay in order to insure the department available funds to pay the lease.

Harter made the motion for the committee to declare an emergency and lease the new truck. The motion was seconded by Robert Williams and passed.

"The committee then discussed the suggestion to replace the motor on the broken 1962 Ford Furgon truck."

"We think we can get a new one for \$2,000," said committee member Kenneth Stephenson.

Hughes asked if the department has a motor for the older truck the firemen agreed to put it into the truck in their spare time and use the truck as a backup.

"I think we might get this truck (new one) and let the old one sit for now and get the money and then fix it up," Hughes suggested.

The committee agreed to do this.



Frosty, maybe? Well, it may not have really been Frosty. The Snowman on West Main Street, Tuesday, but someone got an early jump on the snowman building season with this rendering from the season's first snow. - Chip Miller Photo