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**POWELL COUNTY FISCAL COURT
REGULAR CALLED MEETING
FEBRUARY 10TH, 2015
7:00 p.m.
POWELL COUNTY COURTHOUSE**

PRESENT AT THE MEETING

**James Anderson – County Judge Executive
Connie Crabtree- Fiscal Court Clerk
Robert King- County Attorney**

Judge Anderson called meeting to Order

Invocation: Mr. Warren Rogers

Judge Anderson gave a special thanks to Mr. Rogers and the Powell County Ministerial Alliance for having one of their group members present each month to open our meetings with a prayer.

Judge Anderson asked the Clerk for roll call for Magistrates present for this regular called meeting.

Magistrate Donna Gabbard – Present

Magistrate Keith Hall – Present

Magistrate Mike Lockard – Present

Magistrate Kenneth "Goat" Rice - Present

Magistrate Timmy Tipton – Present

Judge Anderson opened meeting with public comments.

Mr. Eddie Barnes was the only individual who signed up for public comments. Mr. Barnes stated that he thought it would be nice to have an American Flag in this meeting room. Judge Anderson agreed with him and said that having an American Flag as well as a state flag had already been discussed.

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Next was the approval of the Clerk's reports for the prior month's meeting's. A motion was made by Judge Anderson and then was seconded by Magistrate Mike Lockard to approve Clerk's report with noted changes for the regular called meeting dated January 13th, 2015.

Motion passes unanimously

6-0

A motion was made by Magistrate Kenneth "Goat" Rice and then was seconded by Magistrate Donna Gabbard to approve Clerk's report for the special called meeting dated January 31st, 2015.

Motion passes unanimously

6-0

No objections for paying all bills submitted for payment.

The financial statement was presented for court's review.

Last item up for the approval for the financial portion of the meeting was approval of the Treasurer's cash and interfund transfers. Magistrate Timmy Tipton questioned the interfund transfers. His concern was the anticipated county revenue will balance out before the end of the fiscal year.

A motion was made by Magistrate Timmy Tipton and then was seconded Magistrate Keith Hall to approve Treasurer's transfers as submitted.

Motion passes unanimously

6-0

Judge Anderson said that he had several items to discuss under Old Business. The first of these was revisiting the state gas tax issue that we had had a pretty good discussion on last month. Judge Anderson shared with the public some of the most current estimates. If the legislature fails to address the issue, Powell County will lose around \$177,251.00 in FY - 2015 and \$610,322.00 in FY - 2016. Judge Anderson said it is easy to see what a devastating blow this would be to our ability to adequately address our infrastructure needs. In an effort to make sure those Powell County representatives in the House and Senate are aware of how

important it is to address this issue Judge Anderson presented the court with a Resolution supporting passage of road fund stabilization by 2015 Kentucky General Assembly.

A motion was made by Judge Anderson and then was seconded by Magistrate Timmy Tipton to accept this Resolution as presented.

Motion passes unanimously


6-0

Judge Anderson said he planned to send a letter to both our Senator and Representatives asking them to submit to the Powell County Fiscal Court their positions on this issue. He said that these individuals have the ability to help address this issue whereas we at the local level have no ability to do anything but will still have to deal with the financial implications of whatever action they choose to take or not take.

Next was an update in the Jail expansion. The court was made aware that an application had been submitted to the Department of Corrections for their review and that we had ^{now for} no received submittals from our request for proposals for architects and construction managers. The next steps will be to have presentation from both these groups and then wait a determination from Department of Corrections.

Next Judge Anderson made court aware that he had decided not to purchase the mini-excavator that the court had approved to purchase during last month's meeting. He said that he had some concerns about it and felt we should look for another one.

Last discussed in this section under Old Business was the request from Mr. Cook from the Clay City Times, for additional meeting materials to be sent to him. Judge Anderson let Mr. Cook know that he didn't see any problem with what he would like to receive but would want the county attorney to review the request and make sure there were no issues he was overlooking and if not we would be able to honor his request by the next meeting.



Now it was time to discuss items under New Business.

First item was the discussion of Fiscal Court Committees. Judge Anderson said that this term he had chosen to redesign this committee structure in order to allow for a much more efficient means of working through issues. This structure will now consist of four committees which will allow each aspect of our operation to have a committee that looks into upcoming actions. He said that he thinks this will also allow us a better means of obtaining more input from the public and having a more engaged fiscal court as well.

The four Magistrates that have roads will serve on the Transportation committee.

Magistrate Mike Lockard along with Magistrate Donna Gabbard will serve on the Building and Grounds, Animal Shelter and County Sewer's committee.

Magistrate Mike Lockard along with Magistrate Kenneth "Goat" Rice will serve on the Law Enforcement, Jail, Fire Protection, Emergency Services and Dispatch committee.

Magistrate Keith Hall along with Magistrate Timmy Tipton will serve on the Budget, Finances, Audit's and Personnel committee.

These meeting will be scheduled directly after the Fiscal Court Meeting unless a special meeting is needed then it will have to be posted. Judge Anderson also said that from this point forward we will put the district number by the Magistrate's name and this will be a working structure in the future regardless if there is a change in personnel then that Magistrate for that district will fill that slot.

Next issue up for discussion was smoking around the courthouse. Several Magistrates as well as I have had complaints from citizens about having to walk through smoke in order to enter the courthouse. It has been discussed about

having a designated area that would allow separation between those groups who do smoke and those who do not smoke. Judge Anderson advised that this issue be handed down to the newly formed Building and Grounds Committee for review and suggestions.

Next the Court had its first reading of an Ordinance dealing with encroachments onto Powell County roads. This was done to try and address some concerns that arose at last month's meeting as well as several issues that have been ongoing for years. This Ordinance is basically just aligning us with the way the state handles issues and how by, Kentucky Revised Statutes, we should be governing our road system. This Ordinance will allow a property owner to obtain the proper guidance when they go to establish or alter an entrance onto a county road. It will help to insure that these are done in safe and effective manner that will not jeopardize the public, county property and help prevent property owners from legal troubles that can arise from improper installations. This Ordinance is also clarification on minimum culvert size if one is required.

Next the court looked what we needed to do to safeguards ourselves from people being able to locate dumps and landfills in our county. Judge Anderson said he had obtained samples of things other counties have done in this effort. He said over the next month the committee that is assigned to look at county garbage issues will hopefully have the chance to review all of this information and see if any of these would be applicable to our needs or if we would have to come up with something different.

Next a motion was made by Magistrate Donna Gabbard and then was seconded by Magistrate Kenneth "Goat" Rice to go into closed session KRS 61.810 Judge Anderson said the reason for this closed session was to discuss and issue that relates to Powell County property.

A motion was made by Magistrate Mike Lockard and then was seconded by Magistrate Keith Hall to come back into session.

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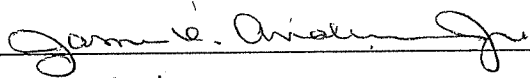
No Action Taken in closed session.

Ending the meeting Judge Anderson said that there had been a change in the IT personnel in the last couple of months and we need to potentially look into having someone else to do that. He had some information to pass down to the committee to make an investigation and see if these people that are submitted meets the requirements and hopefully take an action in replacing this person by the next meeting.

Last a motion was made by Magistrate Kenneth "Goat" Rice and then seconded by Magistrate Donna Gabbard to adjourn.

Motion passes unanimously

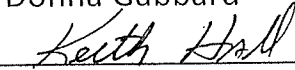
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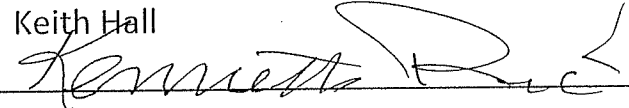
James Anderson



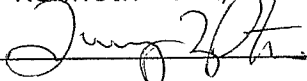
Donna Gabbard



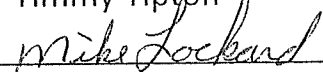
Keith Hall



Kenneth "Goat" Rice



Timmy Tipton



Mike Lockard