

**Powell County Fiscal Court
Special Called meeting
June 29TH, 2021
3:00 p.m.
Location: Powell County Courthouse
Powell County Judge Executive's Office
Room 102**

**Join Zoom Meeting
<http://us02web.zoom.us/j/82844588530>
Meeting ID: 828 4458 8530**

The Powell County Fiscal Court met at the Office of the Powell County Judge Executive for a special called meeting. The meeting was held at 3:00 p.m.

Those present for the meeting were Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, Magistrate Dennis Combs, Magistrate Chad Patton, Magistrate Mike Lockard (3:45 p.m.), Magistrate Timmy Tipton, Magistrate Donna Gabbard, Powell County Library Director Allison Vanlandington, Powell County Library Chairman Michael Frazier and Sherry Skidmore.

Judge Executive James Anderson called the meeting to order at 3:00 p.m.
Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

- Magistrate Dennis Combs – Present**
- Magistrate Donna Gabbard – Present**
- Magistrate Mike Lockard – Absent for roll call (entered the 3:45)**
- Magistrate Chad Patton – Present**
- Magistrate Timmy Tipton – Present**

Powell County Sheriff 2020 Tax Settlement:

Sherry Skidmore with the Powell County Sheriff's Office was present for the meeting to present members of the court with the Powell County Sheriff's 2020 Tax Settlement for approval. Judge Executive James Anderson entertained a motion to approve the Powell County Sheriff's 2020 Tax settlement.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Chad Patton ***to approve the Powell County Sheriff's 2020 tax settlement.***

Judge Executive James Anderson ask members of the court in favor by signifying I

- Magistrate Dennis Combs – I***
- Magistrate Donna Gabbard – I***
- Magistrate Chad Patton – I***
- Magistrate Timmy Tipton – I***
- Judge Executive James Anderson – I***

5-0

Motion passes unanimously

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Sherry Skidmore – Preparation of 2020 Tax Settlement Payment:

Sherry Skidmore ask for court approval for payment in the amount of \$500.00 for the preparation of the Powell County Sheriff's 2020 tax settlement.

Judge Executive James Anderson entertained a motion to approve payment for Sherry Skidmore in the amount of \$500.00 for the preparation of the Powell County Sheriff's 2020 tax settlement.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Donna Gabbard **to approve payment for Sherry Skidmore in the amount of \$500.00 for the preparation of the Powell County Sheriff's 2020 tax settlement.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

5-0

Powell County Public Library – Chairman Michael Frazier and Director Allison Vanlandingham:

Chairman Michael Frazier and Director Allison Vanlandingham was present for the meeting to give members of the court some updates on the Powell County Public Library. Members of the court were given a copy of a feasibility study for the new Powell County Public Library.

Mr. Frazier made members of the court aware that he has been Chairman of the Powell County Public Library for one year. When he came in as Chairman there were several grants that was expiring along with contracts. The library also lost their state aid at that time. Mr. Frazier said he had painted a grim picture of the library. They were facing a \$100,000.00 deficit with a possibility of a shut down. During this time the budget was reviewed, increased their programming and did a full stock including an overall. No corner of the library was untouched. With the great stewardship of the Director, staff and the fellow trustees Mr. Frazier said that he was happy to report that they did not have a \$100,000.00 deficit, they actually went into a \$100,000.00 surplus. This happened with making satisfices in the budget without sacrificing quality programs.

Mr. Frazier said that during covid crisis they built community relationships by helping with the foodbank to make sure no one went without basis needs such as groceries. They also help to make sure no one went without their medicine. In doing all this Mr. Frazier said that the library has the lowest tax rate in the Commonwealth of Kentucky. Judge Anderson said that some of the things that is being put back into our school system through the library such as a drama club and art is a great thing.

Mr. Frazier talked about the future plans of the new Powell County Public Library. He gave members of the court a copy of the feasibility study along with the estimated cost for this new building. They will be closing on the land which is beside Davis and Davis and Stonegate. The trustees and staff are beyond excited about this new building. This new building can also be used as a community center that will have a great space to have meetings. Magistrate Timmy Tipton ask what they were going to do with the old building. Mr. Frazier told him that they are looking into selling it. Judge Anderson said that the county may be interested in it. We will have to see what the legal process would be.

Mr. Frazier and Ms. Vanlandingham thanked members of the court for allowing them to come to the meeting and talk about the library. Members of the court also thanked them for all they do for the community.

2nd Reading 2021/2022 Budget

The 2021/2022 budget was sent to the Department of Local Government for their review (KRS 68.250). The 2021/2022 budget was signed by State Local Finance Officer Robert Brown on 5/27/21. Judge Executive James Anderson entertained a motion to approve the **2nd Reading of the 2021/2022 budget.**

A motion was made by Magistrate Chad Patton seconded by Magistrate Dennis Combs **to approve the 2nd Reading of 2021/2022 budget. (KRS.67.077:68.260)**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

5-0

A copy of the finalized budget will now be forwarded to the SLFO. (KRS.270).

2nd Reading of Budget Amendment#14 (American Rescue Plan Act)

This amendment is to increase the American Rescue Plan Act fund by \$1,200,295.50.)

Judge Executive James Anderson entertained a motion to approve the 2nd reading of budget amendment #14.

A motion was made by Magistrate Chad Patton seconded by Magistrate Dennis Combs **to approve th3e 2nd reading of Budget Amendment # 14 increasing the American Rescue Plan Act fund by \$1,200,295.50.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

5-0

Treasurer’s Transfers – Approval to do transfers to pay the KACO 2021/2022 Insurance Premiums.

Treasurer ask for court approval to do the following transfers to pay the KACO 2021/2022 Insurance Premiums. Transfers will only be made if funds are not available.

Worker's Compensation

General Fund to Jail Fund (03-9400-209) - \$37,000.00
General Fund to Ambulance Fund (09-9400-209) - \$51,255.00
General fund to Dispatch Fund (85-9400-209) - \$2,000.00

KALF

General Fund to Jail Fund (03-9100-525) - \$9,000.00
(03-9100-529) - \$10,000.00
General Fund to Ambulance Fund (09-5140-525 - \$7,000.00
(09-5140-529) - \$15,000.00
(09-5140-535) - \$10,000.00

Judge Executive James Anderson entertained a motion to approve the treasurer's request to do the needed transfers to pay the KACO 2021/2022 insurance premiums.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Chad Patton **to approve the Treasurers request to do the needed transfers to pay the 2021/2022 KACO premiums.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

5-0

Fiscal Year End 6/30/2021 Bills:

Members of the court were presented the Fiscal Year ending 6/30/21 bills. There were no objections in paying any of the bills presented. Therefore all bills will be paid at this time. Treasurer also made members of the court aware that Eddie Barnes with the Stanton Fire Department had contacted her about an invoice needing paid from The Public Safety Store in the amount of \$1,200.00. Treasurer made members of the court aware that the remaining balance in the Stanton Fire Department's contribution line for the fiscal year ending 6/30/21 was \$554.25. There were no objections to allow Treasurer to pay the remaining balance of \$554.25 towards the invoice.

Pay Request #9 – The Perfection Group (energy savings project):

Treasurer presented Pay Request # 9 from The Perfection Group for the energy savings project in the amount of \$9,126.44. There were no objections in paying Pay Request # 9 in the amount of \$9,126.44 from The Perfection Group. Treasurer will forward this request on to Lonnie Campbell with KACO.

Policy and Procedures Manual:

Judge Executive James Anderson ask members of the court if they knew of anything in the current Policy and Procedures Manual that needed addressing at this time. There were no request to make any changes to the current Policy and Procedures Manual at this time. Therefore the Policy and Procedures Manual is accepted at this time.

Magistrate Mike Lockard enters the meeting at 3:45

Approval of the Pay Schedule, Titles and Positions for the Fiscal Year 2021/2022.

Judge Executive James Anderson entertained a motion to approve the Salary Pay Schedule, Titles and Positions for the new Fiscal Year 2021/2022. The new Pay Schedule is to begin 7/1/21 and does reflect a two (2) percent raise. The EMS Director and the mechanic at the road department salaries will remain the same. When the EMS Director was given a raise the court set it at his desired salary and when the road mechanic was hired in he was told that his set salary was high as it would go. Court member's remembrances of both of these positions that the EMS Director and the mechanic at the road department both agreed on these salaries and that they were at their preceded cap.

A motion by Magistrate Donna Gabbard seconded by Magistrate Chad Patton **to approve the new Pay Schedule to begin 7/1/21 for each department to reflect the 2 percent raise with the exception of the EMS Director and the mechanic at the road department. These two salaries will remain the same.**

This motion also approves titles and positions of all employees of each departments.

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard - I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

5-0

Judge Anderson suggested that if all members of the court are re-elected they should think about capping some salary positions during their four year terms.

Discussion of the deputy salaries lines being over in Jail for the year end.

There were discussion again about having budget workshop meetings to discuss financials. Also discussion to have the department heads attending the fiscal court meetings. This would include the Ambulance, Dispatch and Jail which are the most viable. The department heads need to attend the meetings so that their budgets and appropriation and revenue condition reports can be discussed so that they are aware of what is coming in and out of their lines in their budgets.

PVA – Eagle Eye

Judge Anderson made members of the court aware that PVA Dustin Billings came to him and ask if he would talk to them about EagleView. This would allow agencies and departments within the county to have access to high-resolution orthogonal and oblique imagery. Imagery can be accessed from any web browser through the cloud-based Connect platform, or ask about solutions for integrating the imagery into existing workflows for GIS, public safety and more. Oblique imagery allows you to view and measure not just from the top down but the sides as well, providing you with a natural perspective to recognize and respond to objects captured. This also would be good for Assessors & Appraisers,

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Community Planning, Environmental Assessment & Development, Law Enforcement, Fire Departments, 911 and Engineering, Transportation & Utilities. You can assess imagery from your desktop – <https://explorer.eagleview.com> or from your mobile device, download CONNECTMobile on Google Play or the iTunes store. The cost to do the whole county would be \$31,200.00 with the option of paying it off in three years or paying in full at the time of purchase. Dustin had ask Judge Anderson if he thought the county would willing to pay for ½ of the cost.

Judge Executive James Anderson entertained a motion for the county to pay ½ of the cost of the Eagleview. The cost of the county would be \$15,600.00.

A motion was made by Magistrate Chad Patton seconded by Magistrate Dennis Combs **to approve ½ of payment up front in the amount of \$15,200.00 for the EagleView.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Alcohol Beverage Control – Traffic Safety Checkpoint Policy

ABC Administrator Kacey Davidson was present for the meeting to explain the Traffic Safety Checkpoint Policy to members of the court.

This policy is for internal use only and does not enlarge an employee’s civil liability in any way. The policy should not be construed as creating a higher duty of care, in an evidentiary sense, with respect to third party civil claims against employees. A violation of this policy, if proven, can only form the basis of a compliant by this agency and non-judicial administrative action in accordance with the laws governing employee discipline.

Date Implemented: 6/29/21

PURPOSE:

The purpose of this policy is to assure constitutional compliance through the provision of guidelines pursuant to federal and Kentucky law enforcement action whereby motor vehicles are subjected to being stopped at predetermined checkpoint locations

POLICY:

It shall be the policy of the Powell County Alcohol Beverage Control and law enforcement agency to implement a traffic safety checkpoint program. The will be done as part of a comprehensive enforcement program. To ensure standardization of this program a clear and concise set of written guidelines has been developed governing procedures on how checkpoints will be operated with this jurisdiction. **“NOTE: KRS 189.126 prohibits the use of roadblocks for the sole purpose of checking for seat belt usage.**

A sworn, certified, uniformed officer will be assigned to provide on-scene supervision of the traffic safety checkpoint. The Alcohol Beverage Control will sponsor this and pay the officers \$30.00 an hour which will be run through the county's payroll.

Kacey told members of the court that she was excited about this and be a positive thing in the future. Officer Marty Tipton has the drug and alcohol training which will be a positive thing during this.

We hope to get started in May next year so that Memorial Day can be captured. We definitely want to do holiday weekends and want to do the in between points and be seen in all parts of the county in hopes that it will make a difference and keep something bad from happening.

After discussion Judge Executive James Anderson entertained a motion to adopt the Alcohol Beverage Control – Traffic Safety Checkpoint Policy

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard **to adopt the Alcohol Beverage Control – Traffic Safety Checkpoint Policy.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Powell County Board of Health 2022 Tax Rates:

Members of the court were presented a copy of the **Powell County Board of Health 2022 tax rates** for their review. At this time the Powell County Fiscal Court acknowledges the Powell County Board of Health 2022 tax rates.

Real Property – 8 cents per \$100.00

Personal Property – 8 cents per \$100

Motor Vehicles – 8 cents per \$100

Recognition of Haley Wheeler:

Judge Anderson said that this is a great thing to have someone from here to win Miss Kentucky. He made members of the court aware that he had contacted the Department of Transportation cabinet about getting a road marker. Judge Anderson said with the court's approval he would like to pass a resolution recognizing Haley.

Judge Executive James Anderson entertained a motion to pass a resolution recognizing Haley Wheeler as Miss Kentucky.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Chad Patton **to pass a resolution recognizing the accomplishment of Haley Wheeler as Miss Kentucky and also to move forward with getting a road marker and having a ceremony.**

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Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Magistrate Timmy Tipton mentioned Miss Wheeler being the Grand Marshall in the county parade this year.

Judge Anderson said that he thinks she has a legate shot at Miss America. She has a lot of experience and dedication.

Personnel: (Chris Stone, John Harding from a full time status to a full-time status; Gabe Crabtree- Part-time status)

Recently Chris Chaney resigned as an employee with the Powell County Fiscal Court. This now leaves a potential open position. Judge Anderson said that he had talked to road foreman Patrick McCoy and Tim Snowden. He said that he is not sure if he wants to fill this position at this time. Since Mr. Chaney has been gone we have not had any complaints on the recycling trailers. Magistrate Timmy Tipton said that he had gone to the transfer station on Monday and was surprised how clean the place was. Judge Anderson said that Mr. Chaney had given a two week notice but failed to attend a meeting that he was asked to come to. The Judge went to the transfer station and told Mr. Chaney that he would be under the direction of Tim Snowden for the next two weeks which he did not like so he ended up quitting that day.

Judge Anderson said that the road department is doing a great job but they are struggling because they do not have enough resources. They have talked about hiring two or three labor type people and having CDLS's is very important and they could be shifted between departments to help out. Such as the transfer station one day and the road department the other days.

Judge Anderson said that if we hire someone without their CDLS's we have to hold them to being part time and have them stay at one level until they achieve getting their CDLS's.

Magistrate Timmy Tipton suggested that we celebrate when someone gets their CDLS' such as a cookout. This would give people an incentive to want to get their CDLS's and move up.

Judge Anderson made members of the court aware that Kevin Tipton had approached him about wanting a job. He also made them aware that Terry Tipton is talking about retiring in August of this year. Chris Stone is requesting to be moved from a part time position to a full time position. Chris is a certified diesel mechanic and does have his CDLS's. Judge Anderson said that John Harding is also requesting to be moved from a part time status to a full time status and had indicated that he would like to be moved to the transfer station but would be content to stay at the road department if he can be full time. John does not have his CDLS's at time and may not be able to get them due to health reasons. Whenever an employee works for a different department their pay will come out of that specific department. They will be required to do two separate time sheets if they work in two different departments for that pay period.

(John Harding part-time status to a full-time status)

Judge Anderson said that he would like to propose to move John Harding from a part-time position to a full time position. Judge Executive James Anderson entertained a motion to move John Harding from a part-time position to a full-time position at his current wage.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard **to move John Harding from a part-time position to a full-time position.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

(Chris Stone part-time status to full-time status)

Judge Executive James Anderson entertained a motion to move Chris Stone from a part-time position to a full –time position at his current wage.

A motion was made by Magistrate Chad Patton seconded by Magistrate Mike Lockard **to move Chris Stone from a part-time position to a full-time position.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

(Gabe Crabtree – hiring)

Judge Executive James Anderson entertained a motion to hire Gabe Crabtree to work up to 40 hours per week for a six month trial period and to be determined after that at a rate of 12.00 per hour. He will also be required to take a drug test.

A motion was made by Magistrate Timmy Tipton seconded by Magistrate Donna Gabbard **to hire Gabe Crabtree to work up to 40 hours a week for a six month trial period and to be determined after that at a rate of \$12.00 an hour. Mr. Crabtree will also be required to take a drug test.**

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously 6-0

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80/20 Program:

Judge Executive James Anderson told members of the court that our goal was to apply for the 80/20 Program after July 1. Bids were opened for these projects during a previous meeting. Walker Construction was the low bidder at that time.

Install Aluminum Box Culverts per provided plans at the following locations:

- Cow Creek Road, CR 1102 0.579 – 0.582
 - Derrickson Lane, CR 1200 0.295 – 0.297
 - Smalley Road, CR 1236 0.031 – 0.033
 - Smallwood Road, CR 1331 0.740 – 0.741
- Total Lump Sum bid for all above culverts: \$68,200.00

Walker Construction Scope of Work:

- Remove existing structures and dispose spoils off set to an approved location.
- Prep subgrade for placement of aluminum box culvert, install fabric and stone for bedding.
- Set and secure box culvert in place.

Judge Executive James Anderson entertained a motion to award Walker Construction the bid for these projects.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard *to formally award Walker Construction the bid for these projects contingent on getting the second bridge MOA to complete.*

Judge Executive James Anderson ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – Abstained from voting

Judge Executive James Anderson – I

5-0

Adjourn:

Judge Executive James Anderson entertained a motion to adjourn. The meeting adjourned at 5:12 p.m.

A motion was made by Magistrate Chad Patton seconded by Magistrate Mike Lockard *to adjourn.*

Judge Executive ask members of the court in favor by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

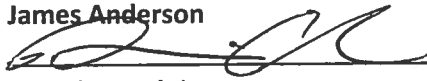
Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

James Anderson



Dennis Combs



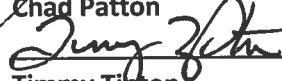
Donna Gabbard



Mike Lockard



Chad Patton



Timmy Tipton