

**POWELL COUNTY FISCAL COURT  
REGULAR CALLED MEETING  
JULY 13<sup>TH</sup>, 2021**

**6:00 p.m.**

**LOCATION: Powell County Courthouse  
Powell County Judge Executive's Office  
Room 102**

<http://us02web.zoom.us/j/88224839560>

Meeting ID: 882 2483 9560

The Powell County Fiscal Court met at the Office of the Powell County Judge Executive's office for a regular called meeting,

Those present for the meeting were: Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, County Attorney Robert King, Magistrate Donna Gabbard, Magistrate Mike Lockard, Magistrate Chad Patton, Magistrate Dennis Combs, Magistrate Timmy Tipton, Ambulance Director Nathan Hall, Tourism Director Miranda Fallen, Ambulance Employee Tim Riddell, Ambulance Employee Mathew Young, Solid Waste Coordinator Tim Snowden, CSEPP Director Kevin Babcock, Jailer Travis Crabtree, Road Foreman Patrick McCoy, Stanton Fire Department Volunteer Mike Wells, Slade Restaurant Owners Billy Townsend, Mr. and Mrs. Thatcher, Cabin Owners Lee and Rob Little and a gentleman with taxi service.

Judge Executive James Anderson called the meeting to order at 6:00 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 – Present  
Magistrate Chad Patton – Present  
Magistrate Timmy Tipton – Present***

***Public Comments:***

**Billy Townsend** was the first person to speak. He said himself along with other business owners in Slade where present for the meeting to show they do care what's going on Powell County. He said they feel like they never know what's going on. Mr. Townsend said they he thought the tourism board was supposed to be talked about and voting on during this meeting. He went on to say the ones that are nominated for the boards have no businesses up there so they do not know what's going on and do not push for anything and the majority of them does not show up half the time. When he attends meetings half the time there is not even a quorum so why are they on the board. They are all curiosity to know who will be nominated for the boards next term to represent them.

Judge Anderson said that he is in that area four to five time a week so the situation to say all of the court members don't care is unfair to say. Mr. Townsend say he is not referring to this court he is saying the tourism board. He thinks people on the board should be people that own or invest in the area.

Judge Anderson told him that up to this point this court per say has only had one appointment so they do not have direct control. Names are submitted to the Fiscal Court and they have an option to deny them. Judge Anderson will have two appointments so hopefully the county will have more representation as a result from this. Magistrate Mike Lockard and Magistrate Chad Patton both wanted to know how you get requested to be appointed to these boards. Judge Anderson said that we could discuss this when we get to that part of the agenda. Magistrate Chad Patton said the only time the court members know about it is when it's time for an appointment. Judge Anderson said while they are discussing this topic he will say the concept of having three (3) tourism entities in the county of 12, 600 is crazy. As we start to see more restrictions to revenue and things, we need to be consolidated and be more efficient with our funding and be working as a unit for our county.

**Mathew Young** is an employee with the Powell County Ambulance Service. He told members of the court that he had been working with the ambulance service for around 2 ½ years. Since he has been there they have had trouble getting paramedics. They usually have one (1) to two (2) each shift that they work which hurts their ability to offer the care to people in Powell County. He said he was offered a slot in paramedic school in Frankfort. He ask members of the court if the county would be generous enough to help fund his tuition to go to this school. The tuition would be \$6,500.00 which seems like a lot of money but it is relatively cheap for a paramedic school. The payment of the first ½ is due by August 24<sup>th</sup>, 2021. He said he would appreciate it if they would consider helping out. He has talked to Judge Anderson and he does understand there may be some contracts involved such as him staying in the county. Mathew said he does not plan on leaving Powell County anytime soon.

Judge Anderson made members of the court aware that before this meeting started several EMS employees came over to talk to him and it was one of the most productive conversations he has had. We all know what a challenge it is to keep paramedics here in the county. What are some of the things that we can do to make our service more attractive and to recruit people?

The request that Mr. Young has may be a way to keep people working. If they would sign a contract upon completion and stay in the county and commit to a certain amount of time we could recoup the amount of the school in his payroll. This could be a good viable thing and a first step in keeping employees. We would have to pass an Ordinance stating this kind of language. Judge Anderson said that he would like to have a meeting with a full court and as many EMS workers that could attend to share their ideas with the court. Judge Anderson said since he came here ten years ago our EMS Service has made such a change. They do a great job and he appreciates them. Judge Anderson told Mr. Young that they would try to get a meeting schedule in the next two to three weeks and get back with him on his request.

**Mike Wells** with the Stanton Fire Department said he had look at their budget and the amount of money that they are getting is not enough. He said at this time they had engines down that protect our county. The engines has been worked on but still not fixed. Mr. Wells said that the fire department needs more money. They only have a truck to take to a structure fire at this time.

Judge Anderson told him that he appreciates all of the first responders. He also told him that he would love to see a city budget because he is yet to see one. Mr. Wells said that he has not been to a city council meeting and ask what they could contribute. This is a problem that we run into with this population the inefficiencies of our funding models and having three separate departments. Every year

but one this administration has always increased the funding for these fire departments. The county contributes as much or more than the entities they represent.

Judge Anderson ask him what funding they got from the city. Mr. Wells said he did not know but he would try to get those figures to him. Along with the county contributions we give the fire departments we also pay an additional \$13,000 to \$15,000 for insurance on the vehicles and pay for every radio they have which was funded by CSEPP. Name one county adjoining us that does not have a dispatch department that's funded other than just county. Most of them are city/ county funded.

Tourism Director Miranda Fallen ask how much of the regulatory fees can be used on our emergency services. Judge Anderson told her that it was somewhat limited. Most of it can be used for enforcement and education.

She ask if it could extend on to the EMS and fire. We have ask about using it to fund a new ambulance but have never gotten an answer. Miranda also ask if Stanton keeps 100 percent of their regulatory fees funds within the city limits. Judge Anderson told her that was correct which is unfair. We had a county wide election but yet anything as far as alcohol sales and regulatory fees sold within the incorporated area of Stanton the county does not see. Miranda ask what could we do now instead of waiting to get consolidation government. Judge Anderson told her that a committee had been formed and the quickest way would be that the three government entities could pile an ordinance to dictate that we move forward with a feasibility study. We have roughly 18 months and then would be approved depending on what structure we went with a 20 to 40 citizen members that would do a feasibility study to see what it would look like. If every one of the governing bodies which is Clay City, Stanton and the Fiscal court voted by ordinance to proceed would be the quickest way. Magistrate Chad Patton said that you have the two cities that is not willing to do the study. We could have a feasibility study and come up with a comprehensive plan and then at that time it would be us as voting citizens that would determine if this would be something that we would want. The other way would be to a petition and would have to have 20 percent of the representation of those areas.

***Clerks Report's for the following meetings.***

***(Special meeting 5/28/21, regular meeting 6/1/21, special meeting 6/29/21)***

***May 28<sup>th</sup>, 2021 Special Meeting:***

Judge Executive James Anderson ask members of the court if they would like any changes to be made to the minutes of the special meeting dated 5/28/21.

There were no requests to make any changes to the meeting minutes dated 5/28/21, therefore the meeting minutes dated 5/28/21 are accepted as presented.

***June 1<sup>st</sup>, 2021 Regular Meeting:***

Judge Executive James Anderson ask members of the court if they would like any changes to be made to the minutes of the regular meeting dated 6/1/21.

There were no requests to make any changes to the meeting minutes dated 6/1/21, therefore the meeting minutes dated 6/1/21 as accepted as presented.

***June 29<sup>th</sup>, 2021 Special Meeting:***

Judge Executive James Anderson ask members of the court if they would like any changes to be made to the meeting minutes dated 6/29/21.

There were no request to make any changes to the meeting minutes dated 6/29/21, therefore the meeting minutes dated 6/29/2021 as presented.

**Bills:**

Bills were presented to members of the court for payment

There were no objections in paying any of the bills submitted, therefore all bills will be paid at this time.

**An additional bill submitted for payment: (Solid Waste Coordinator Tim Snowden - Training)**

Solid Waste Coordinator Tim Snowden presented an invoice from the Division of Waste Management for a Statewide Solid Waste Planning and Recycling Workshop. The workshop will be held at Lake Cumberland State Resort Park on Wednesday, September 15<sup>th</sup> and Thursday September 16<sup>th</sup>, 2021. Lodge Room for two nights – \$197.18

There were no objections in paying Solid Waste Coordinator Tim Snowden to attend this training.

**Financials:**

Treasurer presented all of the financials for courts review: Financials to include interfund transfers, cash transfers, budget transfers, cash statements and the financial statement,

**Treasurers Transfers:**

Treasurer presented members of the court with the Treasurers Transfers for court approval.

Judge Executive James Anderson entertained a motion to approve the Treasurers transfers. Transfers to include interfund transfers, cash transfers and budget transfers.

A motion by Magistrate Dennis Combs seconded by Magistrate Chad Patton **to approve all of the Treasurers transfers.**

**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**

**Budget Amendment # 1 (2021-2022 recycling grant)**

Treasurer presented budget amendment #1 in the amount of \$191,321.00 for the 1<sup>st</sup> reading.

1<sup>st</sup> reading of Budget Amendment #1 will be increasing the General Fund for unanticipated receipts in the amount of \$191,321.00 for the 2021-2022 Recycling Grant.

**Treasurer presented each member of the court with a copy of the 2021/2022 finalized budget.**

**Old Business:**

None at this time

***Jail Employee Susie Combs brought the Treasurer the following reports for court's view.  
Inmate Wellness Account 7/1/20 – 6/30/21 report.***

***Jail Commissary Account 7/1/20 – 6/30/21 report.***

Treasurer presented each member of the court with a copy of the Inmate Wellness Account 7/1/20 – 6/30/21 report for their review.

Treasurer presented each member of the court with a copy of the Jail Commissary Account 7/1/20 – 6/30/21 report for their review.

***Jailer Travis Crabtree:***

Jailer Travis Crabtree was present for the meeting to go over his reports and give members of the court some updates concerning the jail.

He let the court know the commissary receipts budgeted to fiscal court was \$10,000.00 short for the fiscal year ending 6/30/21. Travis brought over \$10,000.00 to start the new fiscal year 7/1/21 – 6/30/2022. The jail has brought in around \$25,000.00 in commissary receipts for the month. With the new changes he plans to bring \$12,000.00 to \$15,000.00 over to the fiscal court from the commissary proceeds. The chirping device should bring in around \$4,000.00 from Combined Communications. He made some hires that will be paid for out of the commissary proceeds. He assigned Neil Hamilton over the inmate program as the coordinator. Instead of having commissary ordered one day a week it's now two to three times a week which triples the sales. He also spoke about the chirping devices and how they worked. When an inmate comes in they are given a chirping device which allows them to put money on their account and they can also text their family which the police department monitors. Travis said that the commissary proceeds should triple this year. He hopes these proceeds will help with his budget and also take care of the jail bank note at People's Exchange Bank.

The three months they have had these new devices allowed him to purchase new vehicles. They plan to have an auction soon to get rid of some older vehicles. They also purchase new uniforms which also was paid out of the commissary proceeds.

Travis told the court about HB 556. They started doing classes at the jail which will also bring in revenue. They will get \$1,000.00 per participant for the 90 day classes, \$600.00 per participant for the 60 day classes and \$300.00 per participant for the 30 day classes. Every SAP inmate that graduates they will receive \$1,000.00. They have 15 to 20 participants on a rotating cycle that will graduate every month. Magistrate Chad Patton asked Travis what programs they had. He told him they had SAP, MRT, Back Home and GED. They also do classes on what stress the inmate has put on their family, getting jobs and transitioning phases.

Magistrate Timmy Tipton told the Jailer this was all good news. He asked Travis if it took around 200 state prisoners to get us where we need to be. Travis told him that was correct but they plan on having around 245 to 250.

In closing Travis said that last year was terrible but this one should be a lot better and he was looking forward to it. He also told members of the court that he appreciates Neil Hamilton. He has taken the bull by the horns and works 60 to 70 hours a week.

***Incentive Letter Approval for Magistrate Mike Lockard & County Clerk Jackie Everman***

The Department for Local Government issued incentive letters for Magistrate Mike Lockard and County Clerk Jackie Everman.

Pursuant to KRS 64.5275 (6) you are required to be paid an annual incentive per calendar year for each training unit completed up to a maximum of four incentive payments.

***Magistrate Mike Lockard: 2021 Incentive:***

Records show that Magistrate Mike Lockard successfully completed 4 units and are due 4 incentive payments of \$1,093.24 for a total of \$4,372.96 for the calendar year 2021.

Judge Executive James Anderson entertained a motion to approve Magistrate Mike Lockard's 2021 incentive payment.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Chad Patton ***to approve Magistrate Mike Lockard's incentive payment in the amount of \$4,372.96 for calendar year 2021.***

***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 Clerk Jackie Everman 2020 Incentive:***

Records show that Powell County Clerk Jackie Everman successfully completed 2 units and are due 2 incentive payments of \$1,078.15 for a total of \$2,156.30 for the calendar year 2020.

Judge Executive James Anderson entertained a motion to approve Powell County Clerk Jackie Everman's 2020 incentive payment.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Chad Patton ***to approve Powell County Clerk Jackie Everman's incentive payment in the amount of \$2,156.30 for calendar year 2020.***

***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***

***Approval to pay Fiscal Year 2021/2022 County Contributions:***

Treasurer requested for court approval to issue the Fiscal Year 2021/2022 County Contributions.

Judge Executive James Anderson entertained a motion to approve the Treasurer's request to issue the Fiscal Year 2021/2022 County Contributions. County Contributions to include Powell County Soil

Conservation, Powell County PVA, Powell County Senior Citizens, Powell County Airport Board, Powell County 4-H, Powell County Food Bank, Powell County Museum, Clay City Fire Department, Middlefork Fire Department and Stanton Fire Department.

A motion by Magistrate Mike Lockard seconded by Magistrate Dennis Combs **to approve the Treasurer's request to issue all of the 2021/2022 County Contributions.**

**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**

#### **Forest Service Discussion: Gritter's Ridge**

David Tipton wasn't present for the meeting.

Several years ago the Forest Service granted a 60 ft. easement to the county for property the heirs own. It has been verified through the forestry service it is still active easement. It is going to take some level of maintenance to get it back open. They were wondering if the county could and would be able to help out with this. Judge Anderson ask County Attorney Robert King his opinion concerning this.

This easement granted to the county goes back to private property. Judge Anderson said the biggest advantage he sees is that he does not want to concede with the forest service to any accesses we potentially have. It may be best to get Road Foreman Patrick McCoy to go look at it and see what the scope of the work would be. The County Attorney told Judge Anderson he would try and get with him by the end of next week concerning this. Judge Anderson told the county attorney he would get Patrick's contact info to him. Magistrate Chad Patton ask if it would be a one-time thing. Judge Anderson said that would have to be determined. It is not per say a county road it is a county easement.

No Action Taken

#### **Powell County Tourism's Appointment's:**

Tourism Director Miranda Fallen told members of the court that we were unique because our funding comes from tourism and does not come from the county. It is not within the county's budget and the county does not supply any additional funds to them. The tourism statues are in the KRS 91A Section and the 91A details how your tourism monies can be spent and how your commissions are created and appointed. There is a 3 percent transit tax which are put on to you rentals. Which are hotels, motels, cabins but not on campgrounds or anything to do with camping or restaurants. It is just solely heads and beds. 1 percent goes to the state and 3 percent goes to the local entities. They operate solely on the 3 percent transit tax. They are unable to enact a restaurant tax which is the 3 percent additional tax that you can put on your restaurants because Slade is not an incorporated city. Since Slade is not an incorporated city they cannot enact a restaurant tax for a third or fourth class city per what the law allows. The City of Stanton and City of Clay City both has the 3 percent restaurant tax. Three percent goes into tourism commissions so this is why it is the restaurant tax is within the cities and since the cities have those that money goes to our city tourism commissions that are split.

A new ordinance was passed a few months ago because the old ordinance has remained the same since 1992 which was a city, city county ordinance. A new ordinance was created a county only ordinance which is why the technical board members will be appointed. 91A.350 tells you how the seven commissioners are chosen through the KRS.

You have the City Hotel/Motel that has two seats, County Restaurant Association that has one seat, County Hotel/ Motel Lodging Authority that has one seat, Local Chamber of Commerce has one seat, and per statute the Judge Executive has one seat and the Mayor of your biggest city has one seat. Where the Mayor has his own board in total when the splits occur we are one of nine in the 120 counties that has this split tourism. The Judge Executive now has the second pick since the Mayor has a seven member commission which makes the Judge Executive have two picks. All of the entities that are formed has to be a formal recognized association that is made up of boards and has a president. These boards and presidents are what select these three names. The fiscal court has to select from a list of three names. These three names are put down on a list by the boards and presidents of these associations.

Judge Anderson said the court does not have control. They submit names and Judge Anderson can reject them and keep filtering through the list. The Judge is limited to the appointments expect the ones he can pick.

Billy Townsend ask about the groups that meets. There is a restaurant group that meets, a lodging hotel group that meets and nobody knows any of these people so that is why they are attending the meeting. Miranda told Billy that he saying that he does not know of anything that goes on is an unfair statement.

The tourism went from a \$100,000.00 annual budget to a \$150,000.00 annual budget this year. It would be about \$700,000 to \$800,000 annually if all three commission were together. Judge Anderson said to encourage any of the board members that are selected to create their own by laws.

Judge Anderson said he had been trying to determine the fairest way to do the appointments. Statue 91A.360 says there should be appointed for three years provided that in making initial appointments the appropriate chief executive officer or officers shall appoint two commissioners for a three year term. Two commissioners for a term of two years and three commissioners for a term of one year.

Judge Anderson ask the County Attorney was that his interpretation of what they had talked about previously of random drawing the board member names. Judge Anderson said he feels this way is the fairest. Judge Anderson did the name for 1, 2 and 3 year terms. He will have someone draw a name and whoever he reads for the appointment is who he will assign that term too.

**First drawing was for the Stanton Hotel/Motel Association for a two (2) year term.**

The letter was provided by Billy Abner.

The names listed were Billy Abner, Chad Abner and Wallace Reed. Judge Anderson said he usually goes with the first name on the list which is Billy Abner. Billy Townsend spoke up and said he never attends any of the meetings. Magistrate Mike Lockard said this is something that the court don't know. Mr. Townsend said that Tony Morton is busy running his businesses, Debbie Tipton is retired and traveling, Lynn Stidham always shows up and is very local which is good, Ovie Hollon shows up and is also vocal and Chris Allen always shows up.

Judge Executive James Anderson entertained a motion to approve his appointment of Billy Abner to the Stanton Hotel-Motel Association for a two year term.



A motion was made by Magistrate Mike Lockard seconded by Magistrate Timmy Tipton to approve Judge Executive James Anderson's appointment of Billy Abner to the Stanton Hotel/Motel Association for a two year term.

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for Magistrates that are agreeing with his appointment.

Magistrate Chad Patton – No

Magistrate Timmy Tipton – Yes

Magistrate Dennis Combs - No

Magistrate Mike Lockard – Yes

Magistrate Donna Gabbard – Yes

Judge Executive James Anderson – Yes

Motion passes

4-2

Second drawing was for Stanton Hotel/Motel Association for a one (1) year term.

The letter was provided by Billy Abner

The names listed were Lynn Stidham, Gary Reed and Steve Hale.

Judge Anderson goes with the first name listed which is Lynn Stidham.

Judge Executive James Anderson entertained a motion to approve his appointment of Lynn Stidham to the Stanton Hotel/Motel Association for a one year term.

A motion was made by Chad Patton seconded by Magistrate Donna Gabbard to approve Judge Executive James Anderson's appointment of Lynn Stidham to the Stanton Hotel/Motel Association for a one year term.

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for Magistrates agreeing to his appointment.

Magistrate Timmy Tipton – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Dennis Combs – Yes

Magistrate Mike Lockard – Yes

Judge Executive James Anderson –Yes

Motion passes unanimously

6-0

Third drawing was for Local Hotel/Motel Association for a three (3) year term.

The letter was provided from Debbie Tipton

The names listed were Tony Morton, Pam Hood and Brain Morton

Judge Anderson goes with the first name listed which is Tony Morton.

Judge Executive entertained a motion to approve his appointment of Tony Morton to the Local Hotel/Motel Association for a 3 year term.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Chad Patton to approve Judge Executive James Anderson's appointment of Tony Morton to the Local Hotel/Motel Association for a 3 year term.

**Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for Magistrates agreeing to his appointment.**

**Magistrate Timmy Tipton – Yes**

**Magistrate Chad Patton – No**

**Magistrate Dennis Combs – No**

**Magistrate Mike Lockard – Yes**

**Magistrate Donna Gabbard – Yes**

**Judge Executive James Anderson – Yes**

**Motion passes**

**4-0**

Four drawing was for the **Powell County Restaurant Association for a three (3) year term**

The letter was provided by Debbie Tipton.

The names on the list were Debbie Tipton, Pam Hood, and Tabitha Spencer.

Judge Anderson goes with the first name listed which is Debbie Tipton.

Judge Executive James Anderson entertained a motion to approve his appointment of Debbie Tipton to the Powell County Restaurant Association for a 3 year term.

**A motion was made by Magistrate Mike Lockard seconded by Magistrate Chad Patton to approve Judge Executive James Anderson's appointment of Debbie Tipton to the Powell County Restaurant Association for a 3 year term.**

**Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for Magistrates agreeing to his appointment.**

**Magistrate Mike Lockard – Yes**

**Magistrate Donna Gabbard – Yes**

**Magistrate Timmy Tipton – Yes**

**Magistrate Dennis Combs – No**

**Magistrate Chad Patton – No**

**Judge Executive James Anderson - Yes**

**Motion passes**

**4-2**

Fifth drawing was for the **Red River Chamber of Commerce for a 1 year term.**

The Red River Chamber of Commerce would like to nominate Chris Allen for the newly formed Powell County Tourism Commission to represent the seat for the Red River Chamber of Commerce for a one (1) year term. Names listed were Debbie Tipton, Rebecca Townsend and Kayla Carroll.

Judge Executive James Anderson entertained a motion to nominate Chris Allen to represent the seat for the Red River Chamber of Commerce for a one (1) year term.

**A motion was made by Magistrate Dennis Combs seconded by Magistrate Chad Patton to approve Judge Executive James Anderson's nomination of Chris Allen to represent the seat for the Red River Chamber of Commerce for a one (1) year term. Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for Magistrates agreeing to his nomination.**

Magistrate Donna Gabbard – Yes  
Magistrate Timmy Tipton – Yes  
Magistrate Chad Patton – Yes  
Magistrate Donna Gabbard – Yes  
Magistrate Mike Lockard – Yes  
Judge Executive James Anderson – Yes  
Motion passes unanimously

6-0

#### **Judge Executive James Anderson's two (2) Appointment's**

##### **Pick #1 - Ovie Hollon**

Judge Executive entertained a motion to re-appoint Ovie Hollon for a two (2) year term.  
A motion was made by Magistrate Mike Lockard seconded by Magistrate Dennis Combs **to approve Judge Executive James Anderson's request to re-appoint Ovie Hollon for a two (2) year term**  
Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for  
Magistrates agreeing to his appointment.

Magistrate Mike Lockard – Yes  
Magistrate Dennis Combs – Yes  
Magistrate Timmy Tipton – Yes  
Magistrate Chad Patton – Yes  
Magistrate Donna Gabbard – Yes  
Judge Executive James Anderson – Yes  
Motion passes unanimously

6-0

##### **Pick #2 - Nancy Mann**

Judge Executive James Anderson entertained a motion to nominate Nancy Mann for a one (1) year term.  
A motion was made by Magistrate Donna Gabbard seconded by Magistrate Chad Patton **to approve Judge Executive James Anderson's nomination of Nancy Mann for a one (1) year term.**  
Judge Executive James Anderson ask the Fiscal Court Clerk to call roll in no particular order for  
Magistrates agreeing to his nomination.

Magistrate Dennis Combs – Yes  
Magistrate Timmy Tipton – Yes  
Magistrate Chad Patton – Yes  
Magistrate Donna Gabbard – Yes  
Magistrate Mike Lockard – Yes  
Judge Executive James Anderson – Yes  
Motion passes unanimously

6-0

***Resolution – Haley Wheeler***

Be it resolved that the County Judge and the Fiscal Court declare December 12<sup>th</sup> as “Haley Wheeler Day” in honor of her lifetime contributions made to the County of Powell.

Be it further resolved that the Powell County Fiscal Court would like to have a permanent road marker placed on the Ramp of Exit 16 in Clay City, Ky., in honor of Miss Wheeler.

Declared on the 13<sup>th</sup> day of July 2021 by the County Judge and the Powell County Fiscal Court of the County of Powell, Kentucky.

Judge Executive James Anderson entertained a motion to approve this said Resolution for Miss Haley Wheeler.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Dennis Combs **to approve the said Resolution for Miss Haley Wheeler.**

**Judge Executive ask members of the court agreeing to this motion 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**

**Judge Anderson will forward resolution/letter on to the Department of Transportation.**

***Juneteenth Holiday: 6/19/22 observed 6/20/22.***

Judge Executive James Anderson entertained a motion to add the Juneteenth holiday to the 2021/2022 holiday schedule.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard **to add the Juneteenth holiday to the 2021/2022 holiday schedule. This holiday will be observed on 6/20/22.**

**Judge Executive James Anderson ask members of the court agreeing to this motion 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**

***Help with Managing the ARPA Funds:***

Judge Anderson made members of the court aware that he had been approached by two different entities to help manage the ARPA Funds. There are some positive and negatives in doing this.

The two proposals were submitted from Compass Municipal Advisors and Bluegrass Area Development District. Judge Anderson said that he would get copies of these proposals to members of the court for them to review.

Judge Anderson ask the Treasurer her feeling on having someone to help oversee these funds. She told members of the court that she thought it would be good to have help someone oversee the funds with her would be helpful. The Treasurer sit in on a meeting a couple of months ago with a representative from Bluegrass Area Development. CSEPP Director Kevin Babcock said that Bluegrass Area Development has done stuff for the county on different kinds of grants. They are well versed and this kind of stuff is their primary position in the state of Kentucky to assist counties within their add district. They have helped Powell County well over 10 million dollars in grants throughout the years. The charges to utilize these services would be Bluegrass Area Development at 1 percent and Compass Municipal Advisors at 1.5 but are offering legal presentation. Judge Anderson will get copies of both proposals to members of the court to review before making the final decision.  
No Action Taken at this time

***Discussion of State Highway Projects:***

Judge Anderson said there has been a lot of inconveniences as a result of these state highways projects. We have an excess of 20 million dollars' worth of state highway projects going on in Powell County right now. This has took a lot of effort on the county official's parts and District 10 has been wonderful.

***ATV Bill:***

The ATV bill has had some challenges. Judge Anderson said that he had talked to our state representative as well as Rich Orstein with KACO trying to find out what all was wrong with this bill. This bill was passed to two or three committees. Judge Anderson has made some recommendations . One of them if you own a side by side that you pay license, registration fee and insurance. This would generate monies for our County Clerk. If you talk to our Senators to get it on the table and push for it.

***Updates on projects:***

Judge Anderson made members of the court aware that Cat Creek should be open by next Thursday and the Cane Creek project is progressing. Pompeii project had 60 days. People are getting confused about this project. It is separate from the road projects.

***Recess:***

Judge Anderson called a 15 minute recess  
Court resumes at 8:05 p.m.

***Discussion of keeping people in the county to work:***

As a court or any elective official get hit with people wanting jobs. We have delivered somewhere around 400 good jobs in the last six to seven years, for example Powell's Valley Millwork and TEBCO. If you go around and ask business owners most of them are hiring. We have around 60 percent of people leaving our county to go work. If they would consider staying in the county to work they may have the opportunity to make close or equal to the same amount of money by the time you figure the wear and tear on vehicles and hours on the road. We need to try and encourage some to stay in the county to

work. If we could keep 200 people here in the county would be a vast boost to our economy. The Industrial Authority plans to do some campaigns on it.

**Department Head Updates:**

**Ambulance Director Nathan Hall:**

Judge Anderson said that we need to schedule a meeting with him and his staff to go over some issues and share some ideas they may have.

**Road Foreman Patrick McCoy:**

Patrick gave members of the court a copy of his monthly work report for July 2021.

Patrick told court members that the road crew was trying to keep up with their schedule but it's been hard due to all the rain that we have had.

As much as he would like to be proactive they cannot keep up every ditch line in the county with all the rain. He is still working with CSEPP Director Kevin Babcock on paperwork with FEMA concerning the ice storm as well as the flooding.

We could possibly be getting more discretionary funding for resurfacing. It is their goal that they do approximately one million dollars in paving.

We submitted a little over ½ million dollars in discretionary funding and got awarded \$206,000.00 for Manning Road and Woody Ware Road. They came back and gave us an additional \$286,000.00. We will have around \$500,000.00 in discretionary funding to spend and we also have around \$200,000.00 in flex funds. We are very thankful for the state. Judge Anderson thanked Patrick and the transportation cabinet.

Patrick said himself along with Magistrate Timmy Tipton and Craig Lindon are trying to collaborate to get together to drive some roads and put a distance measurement instrument on several more on the paving list and do an assessment on those roads so we can hopefully better serve the citizens of Powell County. Judge Anderson told members of the court if they knew of any roads in their district needing some work to be sure to tell Patrick about them so we can see where we can spend those dollars. Magistrate Mike Lockard ask him about the beavers on Derickson Lane. Patrick told him that there were no beavers at this time. There is a large tile that is failing which is showing a lot more of exaggerated features as it's failing which not there previously. They are looking into adequate means of putting in a detour so that there can be an emergency egress escape for ambulances and fire engines.

**Solid Waste Coordinator Tim Snowden:**

Tim made members of the court aware about the free tire day at the state garage.

He also made them aware of the recycling grant that the county received. He plans on purchasing a new bobcat, 6 new containers and a new horizontal bailing machine.

Judge Anderson told Tim when he applied for the grant that it was past the deadline. A former employee had said that we could not get it this year. We were surprised when we did receive it.

This grant along with others will give us the ability to get the needed equipment.

They will have to add onto the current building to accommodate this new bailing machine.

Our office had been getting daily complaints on the recycling trailers but since we made a change the complaints has stopped. They have also picked up four more places that were wanting containers.

***CSEPP Director Kevin Babcock:***

Kevin made members of the court aware that CSEPP was going great. They have budgets tomorrow. The CSEPP exercise is going full board and will be more on hand than virtual.

They are repacking rockets and putting them back in the igloo in Richmond. Until they get rid of the rocket with the nerve agent in it which is about 4 to 5 percent of the agent that is left. They do get to could process those around December 24, 2024.

We are going to have to start preparing for the cost of equipment once CSEPP is gone.

Magistrate Timmy Tipton said that he did not know of anyone that would be opposed to us having a paid fire department but the problem is the cost. Judge Anderson said last he checked just for one department would be around a million and ½. We cannot do this in Powell County.

***Adjourn:*** With no further discussion Judge Executive James Anderson entertained a motion to adjourn. The meeting adjourned at 8:30 p.m. A motion was made by Magistrate Chad Patton seconded by Magistrate Dennis Combs to adjourn. The meeting adjourned at 8:30 p.m.



James Anderson

Dennis Combs



Donna Gabbard

Mike Lockard



Chad Patton



Timmy Tipton