

POWELL COUNTY FISCAL COURT

REGULAR CALLED MEETING

Date: **November 8th, 2022**

Time: **6:00 p.m.**

Location: **Powell County Emergency Operations Center**

33 Commerce Drive

Stanton, Kentucky 40380

Join ZOOM Meeting

Meeting ID: 847 3245 4277

Present: County Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, Magistrate Dennis Combs, Magistrate Donna Gabbard, Magistrate Mike Lockard, Magistrate Chad Patton, Magistrate Timmy Tipton and Ambulance Director Nathan Hall.

Judge Anderson called the meeting to order:

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

Magistrate Dennis Combs – Absent for roll call (in line to vote will be here shortly)

Magistrate Donna Gabbard – Present

Magistrate Mike Lockard – Present

Magistrate Chad Patton – Present

Magistrate Timmy Tipton – Present

Magistrate Dennis Combs enters meeting.

Public Comments:

None at this time

Clerk’s Report for the October 11th, 2022 meeting:

The meeting minutes for the October 11th, 2022 regular called meeting was presented to members of the court. Judge Anderson ask members of the court if they would like any changes to be made to these meeting minutes. There were no requests for any changes therefore the meeting minutes dated October 11th, 2022 as accepted as presented.

Bills Submitted for Payment:

All bills was presented to members of the court for payments. Judge Anderson ask members of the court if they had any objections in paying any of the bills. There were no objections in paying any of the bills submitted therefore all bills will be paid at this time.

Financials:

Treasurer presented the financials to members of the court for their review. Financials to include the 10/1/22 - 10/31/22 financial statement, interfund transfer, cash and budget transfers and cash balance statements.

Treasurers Transfers:

Treasurer presented the transfers to members of the court for their approval. Transfers to include 10/1/22 – 10/31/22 interfund transfers, cash and budget transfers.

Judge Anderson entertained a motion to approve all of the Treasurers Transfers.

A motion was made by Magistrate Chad Patton seconded by Magistrate Mike Lockard **to approve all of the Treasurers Transfers. To include interfund transfers, cash and budget transfers.**

Judge Anderson ask those 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

6-0

2nd Reading of Budget Amendment #1

Treasurer presented members of the court with Budget Amendment # 1 for the 2nd Reading.

This Amendment was signed by State Local Finance Officer Robert Brown on October 21st, 2022.

Amendment #1 was increasing the General Fund by \$52,374.69 – Powell CFC Stanton Furnace Rd SW and the ARPA fund – LATFC) by \$50,000.00.

Totaling \$102,374.69

Judge Anderson entertained a motion to approve the 2nd reading of Budget Amendment #1,

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard **to approve the 2nd reading of Budget Amendment #1 totaling \$102,374.69.**

Judge Anderson ask those 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

1st Reading of Budget Amendment #2

Treasurer presented Budget Amendment #1 for the 1st reading.

This amendment will be increasing the General Fund by \$201,158.24 for the Powell CFC Stanton Furnace Rd SW.

Old Business:

In relation to the October 11th, 2022 meeting when members of the Homeless Coalition attended. The following day Judge Anderson contacted Bluegrass Area Development to see if they were aware of any money available for a homeless shelter. Judge Anderson was told they didn't know of any at this time. Members of the court requested that these members put together a request of what they was asking from the court. They did later on bring in a request which was for a sanitation trailer. Judge Anderson called the health department to confirm if this was something that the court wanted to do would they be allowed to hook on to the sewer system but at this time we haven't heard back from the health department. He forward the request to the Magistrates for them to review. Judge Anderson told members of the court that he had several people from the homeless coalition reach out to him to apologize for what went on at the meeting. They said they thought they was coming to make members of the court aware of what they were attending to do.

Two weeks ago they were having 8 opioid summits throughout Kentucky. Judge Anderson attended the one in Lexington. There seems to be a very strong collocation between drug and mental health with this population. Some of these monies should start coming available to counties. As soon as we hear anything about it Judge Anderson will let members of the court know.

New Business:

Judge Anderson made members of the court aware that he had issued a **BURN BAN for Powell County as of November 7, 2022**. The burn ban prohibits burning outdoors with the exceptions of campfires in fire pits or fire rings, barbeque pits and grills for cooking. The ban will continue until sufficient moisture is present to alleviate current fire danger, at which time notice will be given that the ban has been lifted. This order is being done in accordance with powers authorized by KRS 149.401.

Department Head/District Updates:

Ambulance Director Nathan Hall – Nothing at this time

Magistrate Timmy Tipton - Ask about the Slip on Manning Road. Judge Anderson said there is confusion with the public on what is a city street, state road or county road. It is recommend that a person call go to the Kentucky Transportation Cabinet web page to find a map of roads. A slid came off the hill on Manning Road which was turned into FEMA. We found out that FEMA will handle a slip and not a slid. We have had estimates on this small section and have spent some monies on it. The Quotes we have received to drive the steel is around \$120,000 to \$160,000.00. We are working to see if more emergency funding is available through the state.

Magistrate Timmy Tipton said he would like to see a list of roads at the next meeting listing the ones that didn't get paved that we had portitized to do so and have this list as part of the court records. Judge Anderson said we are within one or two roads having them complete.

Magistrate Donna Gabbard – ask if widening the road behind the Beech Fork reservoir would be possible. This probably would not be possible because of the road being so narrow.

Magistrate Mike Lockard – Nothing at this time.

Magistrate Chad Patton – Nothing at this time.

Magistrate Dennis Combs – Nothing at this time.

CSEPP/EMA Director Kevin Babcock – Nothing at this time.

Jail Policy and Procedures Manual:

Someone called to be placed on agenda but no one showed up from the jail to discuss the jail policy and procedure manual.

No Action was taken on this.

Resolution # 22-11-08: 5 Year Solid Waste Management Plan: 2023-2028

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Single County Area Designation Update:

A Resolution # 22-11-08 adopting the Powell County Solid Waste Management Plan 2023-2028

Whereas, Powell County Fiscal Court is required by KRS224.43-340 and KRS 224.43-345 to submit an update of the area solid waste management plan.

Single County Area Designation Update Resolution #22-11-08

Whereas, The County of Powell desires to actively participate in the Powell County Solid Waste Management area

Whereas, The County of Powell realizes that development of solid waste management plan is Prerequisite to updating designation as a solid waste management area.

Judge Anderson entertained a motion to approve the 5 year Solid Waste Plan along with the said resolution.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Chad Patton **to approve the 5 year Solid Waste Plan and the said Resolution. This motion also authorizes Judge Executive James Anderson to sign any and all paperwork concerning this 5 year solid waste plan and said resolution. Judge ask those 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

Morton Salt Quote: (Salt purchase for the upcoming winter)

Morton Salt sent a quote for 200 tons of salt in the amount of \$102.54 per ton.

After discussion court agreed on requesting an additional 80 tons bringing the request to 280 tons. Judge Anderson entertained a motion to approve the salt quote presented and also to approve ordering an additional 80 tons.

A motion was made by Magistrate Timmy Tipton seconded by Magistrate Dennis Combs **to approve the salt quote presented from Morton Salt in the amount of 200 tons at \$102.54 per ton and also to approve requesting an additional 80 tons bringing the total amount of the salt ordered to 280 tons.**

Judge Anderson ask those 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

Road Resolution: (Michael Frazier – Road Marker)

Judge Anderson made members of the court aware that Michael Frazier had received a National award and ask for a road marker for Hardwicks Creek. Judge Anderson said he is unsure exactly the reading on it would be.

Powell County Extension Council Board Appointments:

On October 31st, 2022 Judge Anderson received a letter from the Powell County Extension office requesting that he make the following appointments. These individuals will fill the positions being vacated by Roberta Frazier, Doug Keller and Josh Blackwell. The three individuals selected will serve a three (3) year term that will expire on December 31st, 2025.

Position vacated by Roberta Frazier. Judge Anderson told members of the court that Ms. Frazier could be reappointment.

Judge Anderson entertained a motion to approve his reappointment of Roberta Frazier.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Chad Patton **to approve Judge Executive James Anderson’s reappointment of Roberta Frazier to the Powell County Extension Council Board.**

Judge Anderson ask those 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

Position vacated by Doug Keller. Judge Anderson made members of the court aware that Mr. Keller could be reappointed.

Judge Anderson entertained a motion to approve his reappointment of Doug Keller to the Powell County Extension Council Board.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Dennis Combs **to approve Judge Executive James Anderson's reappointment of Doug Keller to the Powell County Extension Board Council.**

Judge Anderson ask those 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

Position vacated by Josh Blackwell: Moved to District Board Treasurer.

Judge Anderson entertained a motion to approve his appointment of Tamara Stewart – Mays to the Powell County Extension Council Board.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Chad Patton **to approve Judge Executive James Anderson's appointment of Tamara Stewart-Mays to the Powell County Extension Council Board.**

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

Audit: (Powell County Sheriff)


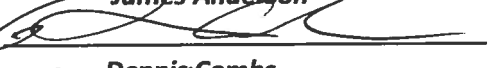
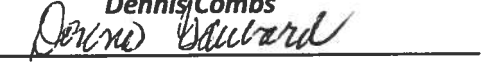


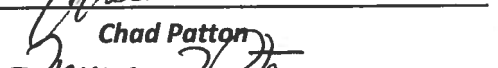
Judge Anderson gave members of the court copies of the Powell County Sheriff's audits last two audits for them to review. Judge Anderson said that the issues with the financials persist which he has an issue with because of the length of and the things included in it we are spending around an extra \$38,000.00 to \$40,000.00 just to continue to have these audits. When there are findings in an audit the auditor will check in the next upcoming audit to see if the finding has been corrected. We are sacrificing an extra road deputy for no other reason than not cleaning up the audits. **Judge Anderson made a motion to seek guidance from an attorney on how to precede with legal action to start the process of collecting the money that is owed to the court. This motion was then seconded by Magistrate Chad Patton. Judge Anderson ask those 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

Adjourn: The meeting adjourned at 8:10

Judge Anderson entertained a motion to adjourn.
A motion was made by magistrate Mike Lockard seconded by Magistrate Chad Patton **to adjourn.**
Judge Anderson ask those 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