

**Powell County Fiscal Court**

**Regular Called Meeting**

**Date: March 14<sup>th</sup>, 2023**

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

**Location: Powell County Emergency Operations Center**

**33 Commerce Drive**

**Stanton, Kentucky 40380**

Present: Judge Executive Eddie Barnes, Fiscal Court Clerk Connie Crabtree, Magistrate J.L. Bowen, Magistrate Dennis Combs, Magistrate Brian McKinney, Magistrate Mike Lockard, Magistrate Chad Patton, Ambulance Director Nathan Hall, County Attorney Robert King, Jailer Teddy Lacy, Deputy Jailer Neil Hamilton, Solid Waste Coordinator Tim Snowden, Road Foreman Patrick McCoy, Assistant Director Justin Rice, Dog Warden Justin Wright, CSEPP/EMA Director Kevin Babcock, Dispatch Director Larry Hall, Rita Tolson – Tourism, Road Foreman Patrick McCoy and Eva Jones.

Judge Executive Eddie Barnes called the meeting to order at 6:00 p.m.

Judge Executive Eddie Barnes ask the Clerk to call roll:

**Magistrate J.L. Bowen – Present**

**Magistrate Dennis Combs – Present**

**Magistrate Mike Lockard – Present**

**Magistrate Brian McKinney – Present**

**Magistrate Chad Patton – Present**

**Public Comments:**

Eva Jones spoke to members of the court requesting that the court put a noise and nuisance ordinance in place. She said she had spoken to several individuals that are in favor of this. Eva believes the citizens of Powell County are in desperate need of having tools at their disposal to assist them when a bully moves into their neighborhood. In the last month they have had to endure music coming from a barn owned by Valarie Jones which is located at 701 Jones Road. The music is played by Anthony Pasley and his son Anthony Will Pasley. She said the music goes on 24/7 and vibrates her home. At times they have to use ear plugs to be able to tolerate living in your own home. Eva feels these people are upset because they had to abide by the animal ordinance by keeping their dogs on their property. She gave a shout out to our Dog Warden Justin Wright for doing an awesome job.

Judge Barnes told Eva that he would call her back up to speak about her request when the County Attorney arrived at the meeting.

Jessica Faulkner was present for the meeting to speak on behalf of Powell County residents opposing the waste land bill. She said she would appreciate their continued support. Judge Barnes told her that the county is being sued over this so the court cannot speak a lot on it. Jessica said that some of them are also being sued as well. County Attorney Robert King has been helping with this law suit.

She ask if they could talk about the ordinance. Members of the court told her that the ordinance she was speaking of is already in place. Judge Barnes told her that he would call on her back up when the County Attorney arrived at the meeting.

**Meeting Minutes for the February 14<sup>th</sup>, 2023 regular called meeting:**

Judge Executive Eddie Barnes entertained a motion to approve the meeting minutes for the February 14<sup>th</sup>, 2023 regular called meeting.

A motion by Magistrate Dennis Combs and seconded by Magistrate Chad Patton **to approve the meeting minutes for the February 14<sup>th</sup>, 2023 regular meeting.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Bills Submitted for Payment:**

All bills were submitted to members of the court for payment approval. There were no objections in paying any of the bills submitted.

Judge Executive Eddie Barnes entertained a motion to approve all of the bills submitted for payment.

A motion was made by Magistrate Mike Lockard and seconded by Magistrate Chad Patton **to approve all of the bills submitted for payment.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Financial Statements:**

Treasurer presented all of the financials <sup>for</sup> court approval. Financials to include the 2/1/23 – 2/28/23 financial statement, cash balances statements.

Judge Barnes entertained a motion to approve the financials.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Dennis Combs **to approve the financial statements. Financial to include the 2/1/23 – 2/28/23 financial statement and the cash statements.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Treasurer's Transfers:**

Treasurer presented the transfers to members of the court for their approval. Transfers to include 2/1/23 – 2/28/23 interfund transfers, cash transfers and budget transfers.

Judge Executive Eddie Barnes entertained a motion to approve the Treasurer's Transfers.

A motion was made by Magistrate Brian McKinney and seconded by Magistrate Chad Patton **to approve the Treasurer's Transfers. Transfers to include 2/1/23 – 2/28/23 interfund transfers, cash transfers and budget transfer transfers.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passes unanimously**

**6-0**

**2<sup>nd</sup> Reading of Budget Amendment #3:**

Treasurer presented Budget Amendment #3 for the 2<sup>nd</sup> reading.

This amendment for the current Fiscal Year 2022/2023 is amended to increase the receipts for the ARPA Fund in the total amount of \$62,879.38.

This amendment was approved by State Local Finance Officer Robert Brown on February 21<sup>st</sup>, 2023.

Judge Executive Eddie Barnes entertained a motion to approve the 2<sup>nd</sup> reading of budget amendment #3.

A motion was made by Magistrate Dennis Combs and seconded by Magistrate Chad Patton **to approve the 2<sup>nd</sup> reading of budget amendment #3 increasing the ARPA Fund for unbudgeted receipts in the total amount of \$62,879.38.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**1<sup>st</sup> Reading of Budget Amendment # 4:**

Treasurer presented Budget Amendment #4 for the 1<sup>st</sup> reading.

This amendment for the current Fiscal Year 2022/2023 is amended to increase the receipts for the Opioid Settlement Fund in the total amount of \$260,649.48.

**Attorney Harold Stone:**

Attorney Harold Stone had requested to be put on the agenda for tonight's meeting but he did not show up.

**CSEPP/EMA Director Kevin Babcock:**

Kevin spoke about the recent windstorm and flooding events. When FEMA came through they did a primary assessment. During the flood event we had over \$150,000.00 in damages so the county meet the criteria to be able to move forward with seeking federal funding. During the wind storm there was a log jam on HWY 82. If this is counted the county will meet the critia for both events. As this time the federal government has not issued an emergency declaration. They are trying to combine these two events into one verses two. Kevin said as soon as he finds out he will let them know.

Kevin also made members of the court aware of the sirens that are not working in the county. The sirens at Bowen Elementary and the Head Start didn't work the last time they were tested. Kevin had a local vender to come out and look at them. We are waiting on quotes for the parts at this time. The actual service provider is saying for \$450.00 they will come and tell us what is wrong. They will then get a quote to us after they find out what is needed to repair them.

The siren at HWY 11 and 15 has been out for some time now. The electric pole was moved but we are still being charged for the service even though it's not hooked up. To get this siren up and running the federal people are saying it will cost around \$1,350.00.

The other vendor will look at it to see if maybe we can use some parts from other ones.

The siren at Slade is going to cost around \$8000.00 to \$9,000.00 to redo the whole siren.

Judge Barnes along with court members agreed they need to be fixed.

Kevin said as soon as they get the second quote he will propose it. There are concerned citizens about the siren in Clay City. He said he would encourage everyone to get CODERED or a weather alert radio to alert them of bad weather because these sirens are not meant to wake you up in the middle of the night. Magistrate McKinney ask how many people was signed up for CODERED. Kevin told him that we had over 7000 but that includes emails, texts, phones and TDY's.

Magistrate Bowen said the sirens at Bowen and Slade protect the two campgrounds which may not have access to CODERED. Kevin agreed with him and said priority should be the outdoor people such as people hiking, camping and things of this nature. Magistrate Bowen suggested to do whatever it may be to fix them because you cannot replace a life. The priority is to get the cheapest possible with the best benefit for the citizens. We will go with the lowest closest local bid possible.

Judge Barnes said he knew a guy that is good with electricity that worked on some sirens in Menifee County. He said he would come over and help us out and give us a good deal.

Kevin ask Magistrate Bowen if he would like to make a motion and state to go with the fastest available, least expensive or someone local for the bid.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Dennis Combs to go with the quickest way to get the sirens up and running. Judge Barnes said we need to get someone to give us a price and go from there. If we need to we can have a special meeting to approve the request.

As soon as we get the quotes in we will move forward with this. Kevin said we would move as quickly as possible using the resources that we have to get these sirens up and running.

The BGAD closeout was supposed to be December 2025 but now it has moved to May 2025. This would be 6 to 9 months off of what we anticipated as far as the CSEPP program. We are looking out closing out the CSEPP program sometime in the spring of 2025.

***Purchase Approval for three (3) 27KW Generators for the Remote Communication Sites and the Purchase of one (1) 150KW Generator.***

CSEPP purchased three (3) 27KW generators for the remote communication sites and purchased one (1) 150KW generator which has been ordered and should be in sometime this fall.

In the past Kevin has talked about things and has failed to get it into the records and ask the Fiscal Court if they would approve a purchased. He said the Connie does an awesome job of keeping the records.

When he went to get a reimbursement for the three (3) 27KW generators one of the things they needed was the minutes from the meeting. He has minutes that say they can pay the bills, minutes that say to pay invoices as they come in but he does not have minutes that reads that he can move forward with these purchases.

In July of 2022, he addressed the court on the outstanding projects such as the communications projects, the generator projects, close out projects and things of this nature. The request to move forward and approve the three (3) 27KW generators for the remote communications site and the one (1) 150KW generator for the EOC was not in the official meeting minutes. Both projects were advertised in the paper but no bids were received. He went out to find vendors with the lowest price for both generators. Cummins Cross Points is the vendor that does the big generators. Cummins Cross Points do not do the smaller generators. Grainger generators was around \$1,000.00 more than Evapar so he went with Evapar. We purchased through Evapar and payment was sent but was never in the official meeting minutes. If it is possible these meeting minutes needs to state that it was approved for these purchases.

Judge Executive Eddie Barnes entertained a motion to amend the minutes for July 2022 meeting. A motion was made by Magistrate Mike Lockard seconded by Magistrate Chad Patton to ***amend the minutes for July 2022 meeting to reflect the purchase of three (3) 27KW generators for the remote communications sites and the purchase of one (1) 150KW generator for the EOC.***

***Judge Barnes ask those in favor by signifying I.***

***All members of the court agreed by stating I.***

***Motion passes unanimously***

***6-0***

***Eva Jones:***

Judge Barnes called Eva Jones back up to speak to the County Attorney about her request of getting a noise ordinance.

Eva told him that Valerie Jones owns the property at 701 Jones Road. She thinks they are upset because they have to keep their dogs up. She talks about the loud music coming from the barn.

Robert told her in that circumstance it would be easy to draft an ordinance that would stop that. It is very hard to say at what point you are violating the ordinance.

He told her that he would try and draft an ordinance and submit it at the next meeting.

Eva thanked members of the court for letting her speak.

***Jessica Faulkner:***

Judge Barnes called Jessica back up to speak to the County Attorney about opposing the waste land bill.

Jessica told Robert she did not know an ordinance had been passed to prevent dumping.

Robert told her that that he thought it was passed a few years ago. Robert and Magistrate Chad Patton went to Frankfort about this. During this case there was to be no activity of any kind. There was some violations and the state came in and made them clean it up. Since then nothing has changed.

At this time they are not trying to move this case forward so why should we do anything.

A couple of weeks ago they sent a list of things called interrogatories which is basically providing evidence and things of this nature. Robert feels that they (BLAZE) are going to try and move forward with this case. Robert has had no contact with their attorney. It is safe to say that the county is against this. We have went out and hired an environmentalist attorney to take this case.

When the prior Judge Executive heard about what was going to do on the county passed an ordinance.

This ordinance is what BLAZE is fighting. The Ordinance was implemented twice because of a change in court members.

***Rita Tolson: Tourism***

Rita spoke to members of the court about Kentucky House Bill 8 Transient Room Tax.

Last summer Kentucky Legislative passed HB 8. It effects them in two ways. One being on January 1<sup>st</sup>, 2023 they were going to start collecting Air B&B and BRBO's which did not happen.

This bill also says that they are to request transient taxes on campgrounds. Rita said she went to every campground and made them aware that they are not doing this it is a state law.

As of now their ordinance does not say this. Rita ask if Robert could change their ordinance to reflect this so that they will be in compliance. Robert told her that this is one of the ordinances he is submitting tonight for the 1<sup>st</sup> reading. It will have to go before the court for a 2<sup>nd</sup> reading and be published in the

paper. She said she thought they could use the same transient tax form they are currently using for cabins for campgrounds.

Members of the court discussed having a special meeting so that the 2<sup>nd</sup> reading can be approved for this ordinance and be published in the paper. They need it approved quickly because of tourist season is approaching. Robert will let Rita know when the Ordinance is finalized.

***Removal of Kacey Davidson and James Anderson Jr. from the Powell County Alcohol Beverage Control Account at People's Exchange Bank and the Powell County Revolving Payroll Account at Whitaker Bank:***

Judge Executive Eddie Barnes entertained a motion to remove Kacey Davidson and James Anderson Jr. from the Powell County Alcohol Beverage Control Account at People Exchange Bank and the Powell County Revolving Payroll account at Whitaker Bank.

A motion was made by Magistrate Brian McKinney and seconded by Magistrate Chad Patton ***to remove Kacey Davidson and James Anderson Jr. from the Powell County Alcohol Beverage Control Account at People's Exchange Bank and the Powell County Revolving Payroll Account at Whitaker Bank.***

***Judge Barnes ask those in favor by signifying I.***

***All Magistrates agreed by signifying I.***

***Motion passed unanimously***

***6-0***

***Adding Stephanie Faulkner and Eddie Barnes to the Powell County Alcohol Beverage Control Account at People's Exchange Bank and Stephanie Faulkner to Powell County Revolving Payroll Account at Whitaker Bank:***

Judge Executive Eddie Barnes entertained a motion to add Stephanie Faulkner and Eddie Barnes to the Powell County Alcohol Beverage Control Account at People's Exchange Bank so that they can be signers on this account. This motion also authorizes for Stephanie Faulkner to be added to the Powell County Revolving Payroll Bank Account at Whitaker Bank so that she can be a signer on this account.

A motion was made by Magistrate Mike Lockard and seconded by Dennis Combs ***to add Stephanie Faulkner and Eddie Barnes to the Powell County Alcohol Beverage Control Bank Account at People's Exchange Bank so that they can be signers on this account. This motion also authorizes for Stephanie Faulkner to be added to the Powell County Revolving Payroll Bank Account at Whitaker Bank so that she can be a signer on this account.***

***Judge Barnes ask those in favor by signifying I.***

***All members of court agreed by signifying I.***

***Motion passed unanimously***

***6-0***

***Moving the Powell County Alcohol Beverage Control Bank Account from Peoples Exchange Bank to Whitaker Bank:***

Judge Executive Eddie Barnes entertained a motion to move the Powell County Alcohol Beverage Control Bank Account from Peoples Exchange Bank to Whitaker Bank.

A motion was made by Magistrate Brian McKinney and seconded by Magistrate Dennis Combs ***to move the Powell County Alcohol Beverage Control Bank Account from Peoples Exchange Bank to Whitaker***

**Bank. This motion also authorizes for Eddie Barnes, Stephanie Faulkner and Connie Crabtree to be signers on this account.**

**Judge Barnes ask those in favor by signifying I.**

**All members of court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Direct Deposit:**

With court approval for Direct Deposit will save time and the expense of printing cartridges and also having to order paper checks for each departments.

Judge Executive Eddie Barnes entertained a motion to approve direct deposit.

A motion was made by Magistrate Chad Patton seconded by Magistrate Brian McKinney **to approve Direct Deposit for county employees of Powell County Fiscal Court to be effective 4/1/23.**

**Judge Barnes ask those in favor by signifying I.**

**Magistrate J.L. Bowen – I**

**Magistrate Dennis Combs – I**

**Magistrate Mike Lockard – Opposed**

**Magistrate Brian McKinney – I**

**Magistrate Chad Patton – I**

**Judge Executive Eddie Barnes – I**

**Motion passed**

**5-0**

**State of Emergency Bidding Process:**

Road Foreman Patrick McCoy told members of the court that we had received emergency funding through the state on Pilot Road. The 1<sup>st</sup> draw of money was in the amount of \$15,000.00. This event was not linked to the flooding or the wind storm events. Patrick said it needs to be noted in the minutes that this was discussed as an emergency event to move forward with the bidding process. He ask the County Attorney if we needed to make motions to move forward with this bidding process. The County Attorney told him that he did not think the statue required this. Once there is a state of emergency declared the bidding process is automatically by passed but with this being said the court agreed to go ahead and approved this.

Judge Executive Eddie Barnes entertained a motion to approve to move forward with the State of Emergency Bidding Process.

A motion was made by Magistrate Dennis Combs and seconded by Magistrate Chad Patton **to move forward with the State of Emergency Bidding Process. This motion also approves to stay with the vendor Blue Rock.**

**Judge Barnes ask those in favor by signifying I.**

**All members of court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**2023/2023 Proposed Jail Fund Budget:**

The 2023/2024 proposed Jail Fund budget was presented to members of the court. It is a KRS 441.215 that a proposed Jail Fund budget is submitted to the Fiscal Court by April 1.

Judge Executive Eddie Barnes entertained a motion to accept the 2023/2024 proposed Jail Fund budget. A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Brian McKinney **to accept the 2023/2024 proposed Jail Fund budget.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Joker Business Solutions, LLC: (Mike Johnson IT Consultant)**

As of March 1<sup>st</sup>, 2023 our prior IT consultant Eddie Beany resigned from providing services for the Powell County Fiscal Court.

IT consultant Mike Johnson which lives here in the county sent a proposal for members of the court to look over. The proposal is for Managed IT Services to included Remote and On Site support, Office 365 Email and computer and server.

The Breakdown shows:

Virtual CIO Management - \$55.00

PC Management (Remote & Onsite) - \$268.00

Server Management (Remote & Onsite) - \$335.00

Network Management (Remote & Onsite) - \$167.00

Total Amount - \$825.00 (monthly) \$9,900.00 (annually)

This amount can be paid on a monthly bases or annually.

Judge Executive Eddie Barnes entertained a motion to approve Joker Business Solutions, LLC as the IT Consultant.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Brian McKinney **to accept Joker Business Solutions, LLC Mike Johnson as our new IT Consultant. This motion also approves the proposal submitted.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Joker Business Solutions: (Approval of two new Computers for the County Judges Office)**

The computers in the County Judges office are outdated and is running off of windows 7.

Joker Business Solutions submitted a quote for a replacement Computer & server in the total amount of \$4,413.29.

After discussion members of the court agreed that we are in need of 2 new computers along with a new server.

Judge Executive Eddie Barnes entertained a motion to approve the purchase of 2 new computers and a new server from Joker Business Solutions.



A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Mike Lockard **to approve the purchase of 2 new computers and 1 server from Joker Business Solutions for the County Judge's Office.**  
**Judge Barnes ask those in favor by signifying I.**  
**All members of the court agreed by signifying I.**  
**Motion passed unanimously**

**6-0**

IT Consultant Mike Johnson with Joker Business Solutions will be contacted for him to order an additional computer.

**2023 Tahoe Purchase:**

Judge Executive Eddie Barnes discussed with members of court about purchasing a new 2023 Tahoe at state contract pricing for the fiscal court. This purchase will be taken from the County ARPA funds related to the lost revenue pursuant to the US treasury's final rule. The total amount of the Tahoe will be at state contract pricing in the amount of \$45,187.92. There will be a letter attached to these meeting minutes from Bluegrass Area Development District.

Judge Executive Eddie Barnes entertained a motion to approve the purchase of a 2023 Tahoe at state contract pricing in the amount of \$45,187.92. This purchase will be taken out of the ARPA funds related to the lost revenue pursuant to the US treasury's final rule.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton **to approve the purchase of a 2023 Tahoe at the state contract pricing in the amount of \$45,187.92. This purchase will be taken out the ARPA funds related to the lost revenue pursuant to the US treasury's final rule. A letter from Bluegrass Area Development District will follow minutes.**

**Judge Barnes ask those in favor by signifying I.**

**Magistrate J.L. Bowen – I**

**Magistrate Dennis Combs – Opposed**

**Magistrate Mike Lockard – Opposed**

**Magistrate Brian McKinney – I**

**Magistrate Chad Patton – I**

**Judge Executive Eddie Barnes – I**

**Motion passed**

**4-2**

**Magistrate's CPI Increase:**

Judge Executive Eddie Barnes entertained a motion to approve a 6.5% increase pay increase for all Magistrates. The treasurer ask if the increase would just go on the Magistrates actual salary portion or the total of both salaries. Members of the court agreed it should just go on the salary portion and not the travel portion.

A motion was made by Magistrate Chad Patton seconded by Magistrate Brian McKinney **to approve a 6.5 % pay increase for all Magistrates. This increase will take effect at the beginning of the new fiscal year.**

**Eddie Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

6-0

***1<sup>st</sup> Reading of Animal Control Ordinance:***

County Attorney Robert King presented the Animal Control Ordinance for the 1<sup>st</sup> reading.

There is a lot of stuff we have not been able to do in the past in relation to this Ordinance. One being if you have dogs that are out and the other being cruelty to animals. This will give authority through the ordinance for the Judge to keep the dogs during the pendency of action which is something we haven't had in the past.

Judge Barnes said he had ask Dog Warden Justin Wright about making the owner pay for food when their dog is taken in custody. Justin told him if they do not have a license there is a \$25.00 reclaim fee. After they have been notified that the shelter has their animal it will accrue \$10.00 per day while the shelter has the animal. If we have the dog for 10 days then they would also need a pet license as well. Magistrate Lockard ask if they gave them a vaccine. Justin told him they would after they know they are surrendered to the shelter and at that point they will vaccinate, worm and give them flea medication. This will have the animal ready of rescue or adoption.

***1<sup>st</sup> Reading of an Ordinance Providing for Imposition of a License Fee for Engaging in Business in Powell County.***

County Attorney Robert King presented an Ordinance Providing for Imposition of a License Fee for Engaging Business in Powell County.

Judge Barnes told members of the court that this ordinance would be enacting a business license for people in Powell County that does business here in the county. At this time we have a lot of people not paying their net profit taxes. Judge Barnes ask the County Attorney if this would be for all of the Powell County and excluded the City of Stanton. Robert told him that the only way we would profit from the city is if ours was more. For instance if the city had 3% and the county had 4% the county would get 1% of it but we can do inside the city on our net profits.

***1<sup>st</sup> Reading of Amending Ordinance Imposing 3% Transient Tax on Campgrounds in Powell County.***

County Attorney Robert King told members of the court that this ordinance had to be amended to reflect campgrounds.

***1<sup>st</sup> Reading of an Ordinance relating to Street names and Property Numbers:***

County Attorney Robert King presented an Ordinance relating to Street Names and Property Numbers. Back in the day the court tried to implement an ordinance but it was not followed through with.

A lot of our dispatchers are from out of county and without knowing the address they have a hard time. The fire departments and ambulances also have a hard time locating the address.

The mapping system that Mapping Officer Justin Rice is doing will label when you come to get an address for a business, residence or RB&B which can be forwarded to the PVA's office.

Magistrate McKinney ask who you would report it to if you saw a house without a proper number placement. Larry told that they could contact himself or Justin. They are going to tell the person to put it on their address on their mailbox and also their structure.

***Department Head Updates:***

***Solid Waste Coordinator Tim Snowden*** – Been working in getting new grants so that they can be turned in by the end of the month. Judge Barnes told members of the court that Tim had been working hard grants such as a compost grant and other solid waste grants.

***Road Foreman Patrick McCoy*** –

Patrick submitted his work reports for the months of February and March 2023.

He told members of the court that they have had 2 emergency weather events. First there was the flood event where they diagnosed a terrible break on Star Gap Road. They did apply for the event with state funding and was approved in the total amount of \$60,000.00. They did have a meeting with FEMA and we think we will be able to get more funding.

They also diagnosed a small area on Popular Bluff Road and they have been cutting a lot of trees. They had an excess of 30 trees down last Friday. This was a cumbersome project for them because of the road department being short-handed. Patrick said that he would like to thank Stanton Fire Department for assisting them during wind event.

Judge Barnes said that the high winds started around 3:00 in the afternoon and the trees that came down wasn't little trees. The road department did an excellent job. The fire departments came out and helped them and Eddie commended them also. Patrick said that Middle fork Fire Department and Clay City Fire Department assisted them on Saturday.

Judge Barnes said along with the Road Department and the Fire Departments he also wants to commend the dispatch for handling calls such as police, fire, road and ambulance during this time. CSEPP Director Kevin Babcock also came out and made several calls. Kevin said when he came out to assist the citizens of Powell County was out with their own chain saws cutting trees out of the roads which makes him feel good to live in this county.

***Dog Warden Justin Wright:***

Justin told members of the court regarding the changing in the animal control ordinance one of them was the ability to issue citations. Justin is working on getting an application from Brandon Cobb through the Kentucky State Police about ordering a citation book. We are all good we just have to fax in the order form to the State Police Department. He has been working on KY Opts. There has to be a simpler way to file and organize things. He has got all of his equipment needed at no cost to the county.

He still needs CIS access which would be \$550.00 for the license, \$75.00 for installation for a year and then \$250.00 a year going forward. This is going to be easier on him to organize things.

Justin let them know that they had taken in around 110 dogs at the shelter since 1/1/23.

He would also like to advertise the pet license reminders on property bills when they go out.

A couple from Hidden Valley donated metal to do repairs at the animal shelter.

Justin ask about the new dog box for the animal control truck. The one on his truck now if completely outdated. Myles Ashely gave an estimate for the new box but it was a lot higher than the one Justin got from Texas. The quote from Texas was in the amount of \$9,300.00 which includes the whole package and will take around 16 weeks to come in. Justin said he had seen where municipal cities help pay a fee for the animals that are picked up within the city limits. The County Attorney told him that if you can get the corporation on anything that you are providing services for the city you can charge a fee on it.

Robert told Justin he would check on this for him but he said unfortunately the county does not have any way to mandate the cities that they have to do this.

Judge Barnes ask Justin if he had talked to Danny Rogers about piggy backing off of their CIS's. He told him that he had to Justin Rice about doing a standalone kind of thing because at the time they discussed this there option wasn't available. Justin Rice told members of the court that he thought the CAD system worked weather you are at the sheriff's office or the animal control in Stanton you would still have to buy a software license.

Judge Executive Eddie Barnes entertained a motion **to approve the purchase for a new dog box for the animal control truck. This purchase is not to exceed \$9,500.00.**

**Judge Barnes ask those in favor by signifying I.**

**All members of the court agreed by signifying I.**

**Motion passed unanimously**

**6-0**

**Ambulance Director Nathan Hall:**

Nathan told members of the court that the inspection they had last week had no violations.

**Chief Deputy Neal Hamilton:**

Neal told members of the court that the jail would be having an inspection coming up on 3/23/23.

He said he was approached by four different people that owns property in the county that ask about the inmates doing cleanup of trash that has washed up on their property. Neal said we cannot use inmates to do this. Judge Barnes said he had talked to the County Attorney about this and he also agreed that we cannot do this.

**Assistant Dispatch Director Justin Rice:** Nothing at this time

**Dispatch Director Larry Hall:**

Larry told members of the court that he turned in a grant to update the CAD's, monitors and add a third station in the dispatch center. If we get approved it will cover 100 % with no cost to the county and the maintenance will come down to \$2,500.00.

Larry along with Justin and Judge Barnes went to Winchester dispatch today to look at a system they had. They were told that Powell County has the same system. We have had this system since 1/21/22. This system could benefit the search and rescue team during an emergency. It will implement with BGADD. A link can be sent to a cell phone where you can actually facetime. Aerial shots can be taken around the area. This all goes into the dispatch center. This system is at no cost to the county.

Larry presented an agreement to members of the court from Bluegrass Area Development.

Larry ask the court to approve this agreement so that the BGADD can provide services as professional mapping consultant. The work performed and expenses incurred therewith shall not exceed \$3,750.00 in a fiscal year without the express approval of the County.

- The BGADD will GPS all new structures on a monthly basis as they are given to us through building permits or addresses collected by Powell County.
- The BGADD will endeavor to capture all missing addresses while in the vicinity of new structures and correct any addresses as needed.

- The BGADD will update emergency service numbers.
- The BGADD will provide the County 911 updated datasets to be loaded into the local Computer Aided Dispatch Mapping Software.
- The BGADD will continue to assist the County in Meeting all Homeland Security E 911 Board requirements as it pertains to mapping requirements.
- The BGADD will, as funding permits, perform any other related mapping services as directed by the County.

Judge Executive Eddie Barnes entertained a motion to accept this agreement with Bluegrass Area Development to provide services as professional mapping consultants.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Dennis Combs ***to accept this agreement with Bluegrass Area Development to provide services as professional consultants to assist with our 911 Dispatch mapping services.***

***Judge Anderson ask those in favor by signifying I.***

***All members of the court agreed by signifying I.***

***Motion passed unanimously***

***6-0***

***Request for Dispatcher Steven Townsend to be moved from a Part-time position to a Full – time position at the Dispatch 911 Center. To be Effective 3/19/23:***

Dispatch Director Larry Hall requested a position change for Dispatcher Steven Townsend.

Judge Barnes made members of the court aware that the over-time at the dispatch had reduced.

In December there were around 265 overtime hours and now has been reduced to 48 hours which is a big improvement.

Judge Executive Eddie Barnes entertained a motion to move Dispatcher Steven Townsend from a part-time position to a full-time position to be effective 3/19/23.

A motion was made by Magistrate Mike Lockard and seconded by Magistrate Chad Patton ***to move Dispatcher Steven Townsend from a part-time position to a full-time position to be effective 3/19/23.***

***Judge Barnes ask those in favor by signifying I.***

***All members of the court agreed by signifying I.***

***Motion passed unanimously***

***6-0***

***Request to raise Dispatcher Latisha Morris rate of pay from \$13.00 per hour to \$14.50:***

Dispatch Director Larry Hall requested that Dispatcher Latisha Morris rate of pay be increased to \$14.50.

Larry told members of the court that Latisha is trained in The CAD system front to back. She is not only a dispatcher she an Intermediate Public Safety dispatcher for the law enforcement council, a Communications Training Officer for the academy and an Advanced Public Safety Dispatcher.

Larry is requesting that the court approve to increase her rate of pay to \$14.50 an hour.

Judge Executive entertained a motion to approve this request and increase Latisha Morris rate of pay to \$14.50 an hour.

A motion was made by Magistrate Chad Patton seconded by Magistrate Brian McKinney ***to increase Dispatcher Latisha Morris's rate of pay to \$14.50 an hour.***

***Judge Anderson ask those in favor by signifying I.***

***All members of the court agreed by signifying I.***

***Motion passed unanimously***

6-0

**Old Business:**

None at this time

**Magistrate's District Updates:**

**Magistrate Mike Lockard:**

Ask if we had any updates on Woody Ware Road. The County Attorney told him that he had gotten a response from John Sayers but it was going to be expensive because John said in order to go through his land to access the road he would need some work on it. Robert said he would go back and talk to John again.

Mike ask about the courthouse doors. He was told they have been ordered

Mike ask about the Mercedes ambulance. Judge Barnes stopped and talk to them about it and was told they are still waiting for the computer to come back. It should only take about a week to repair once they receive the computer back.

**Magistrate Dennis Combs** – Nothing at this time

**Magistrate Brian McKinney** – Spoke about Creech Cemetery Road.

Kenny Rife was present at the last meeting requesting the Creech Cemetery Road be blacktopped. Brian said he had talked to Doug Brewer with the school system and was told that before you can pick up a handicap child the road must be blacktopped but just for handicapped bus it does not matter. One of the culvert wouldn't pass so he talked to Patrick and they are going to replace it. This road is on the list to be blacktopped.

Brian had someone to call about an abandon house. During the wind event it blew shingles everywhere and hit cars causing damage. Brian ask what could be done about an abandon house in the county. He ask about having a nuisance law. The County Attorney told him that a lot of times if a bank forecloses and takes possession of the house we have a little more luck about putting pressure on them. Robert said he did not think we had a nuisance ordinance but may need to look into drafting one. Judge Barnes suggested going and talking to the homeowner and tell them that it is creating problems and it needs to be addressed.

Clay City and Stanton both have a nuisance ordinance. We may could copy there's for the county.

Robert said he would take a look into it and discuss at the next meeting.

**Magistrate Chad Patton:**

Chad discussed Rice Cemetery Road off 2001. It is a gravel road that goes out to the cemetery but you have to go across a pond dam to get to it. It is on the list for repairs. Chad along with the former Judge Executive and the road foreman all agreed to change the culvert out.

**Magistrate J.L. Bowen:**

J.L. said he had talked with Patrick about some things and got them worked out. He also ask about the subdivision at the bottom of Furnace Road. Judge Barnes told him that they had a lot of documentation and found out the state had done some emergency repairs but in the request it did say the City of Stanton did not have jurisdiction over it. We are still looking through the paperwork.

Robert said it was annexed in 2004 and the statute says that after 2004 certain things had to happen but before that the county could do anything even though it's not a county road. He suggested getting a deed from John and the city before doing anything.

Judge Barnes made members of the court aware that he had spoken with Corbett Caudill about Faulkner Road.

***Closed Session: KRS 61.810 subsection (K)***

Judge Executive Eddie Barnes entertained a motion to go into closed session.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Chad Patton ***to go into closed session KRS 61.810 subsection (K).***

***Judge Barnes ask those in favor by signifying I.***

***All members of the court agreed by stating I.***

***Motion passed unanimously***

***6-0***

***Court Resumes:***

A motion was made by Magistrate Dennis Combs and seconded by Magistrate Chad Patton ***to come out of closed session.***

***Judge Barnes ask those in favor by signifying I.***

***All members of the court agreed by signifying I.***

***Motion passes unanimously***

***6-0***

***No Action was taken in closed session***

***Paying out the Dispatcher Discussed in Closed Session:***

As a result of the discussion in closed session Judge Executive Eddie Barnes entertained a motion ***to pay the dispatcher discussed in closed session a total of 20 hours at a rate of \$12.00 per hour.***

***A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton to pay the dispatcher discussed in closed session a total of 20 hours at a rate of \$12.00 per hour.***

***Judge Barnes ask those in favor by signifying I.***

***All members of the court agreed by signifying I.***

***Motion passes unanimously***

***6-0***

***Adjourn: The meeting adjourned at 10:02 p.m.***

Judge Executive Eddie Barnes entertained a motion to adjourn.

A motion was made by Magistrate Dennis Combs and seconded by magistrate J.L. Bowen ***to adjourn.***

***Judge Barnes ask those in favor by signifying I.***

***All members of the court agreed by signifying I.***

***Motion passed unanimously***

***6-0***

*ELOBS*

**Eddie Barnes**

*J.L. Bowen*

**J.L. Bowen**

*Dennis Combs*

**Dennis Combs**

*Mike Lockard*

**Mike Lockard**

*Brian McKinney*

**Brian McKinney**

*Chad Patton*

**Chad Patton**