

**Powell County Fiscal Court****Regular Called Meeting****Date: July 9<sup>th</sup>, 2024****Time: 6:00 p.m.****Location: Powell County Emergency Operations Center (EOC)****33 Commerce Drive****Stanton, Kentucky 40380****AGENDA**

- I. Call Meeting to Order**
- II. Pledge of Allegiance**
- III. Roll Call**
- IV. Public Comments-**
- V. Clerk's Report (Meeting Minutes) of Last Meeting**  
**June 11<sup>th</sup>, 2024 (regular) & June 27<sup>th</sup>, 2024 (special)**
- VI. Bills Submitted for Payment**
- VII. Approval of Treasurer's Financial Statement**
- VIII. Approval of Treasurer's Transfers/Amendments**
- IX. Old Business**
- X. Department Head Updates**
- XI. District Updates**
- XII. New Business**
  - **Chris Chaney**
  - **Blue Rock Sealed Bids**
  - **Hinkle Contracting Company – Sealed Bid**
  - **Foamcycle Sealed Bid**
  - **Brown Bear Sealed Bid**
  - **Motion to Approve Estimate for Sealing Parking Lot at the EOC**
  - **Homestead**
  - **Medical Marijuana**
  - **Motion to approve 2 Appointments to the Powell County Tourism Commission Board**
  - **Motion to Approve all Positions and Salaries for New Fiscal Year 2024/2025**
  - **Motion to Approve Payment for 2024/2025 County Contributions**
  - **Closed Session – 61.810 Subsection (8)**
- XIII. Motion to Adjourn**
- XIV. Next Meeting August 13<sup>th</sup>, 2024**



**Powell County Fiscal Court  
Regular Called Meeting**

**Date: July 9<sup>th</sup>, 2024**

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

**Location: Powell County Emergency Operations Center  
33 Commerce Drive  
Stanton, Kentucky 40380**

Present: Judge Executive Eddie Barnes, Deputy Judge Executive Dale Allen, Fiscal Court Clerk/Treasurer Connie Crabtree, CSEPP/EMA Director Kevin Babcock, E911 Director Larry Hall, Assistant E911 Director Justin Rice, County Attorney Robert King, Magistrate J.L. Bowen, Magistrate Dennis Combs, Magistrate Mike Lockard, Magistrate Chad Patton, Magistrate Brian McKinney, Solid Waste Coordinator Tim Snowden, Assistant Tax Administrator Kevin Noel, Chief Deputy Neal Hamilton, Deputy Jailer George Nester, Mendell & Debbie Tipton, Paramedic Nathan Zachary, Dog Animal Control Officer Justin Wright, Ms. Jones, Ambulance Director Nathan Hall and Gary King/King Crete Drilling.

County Judge Executive Eddie Barnes called the meeting to order:

County Judge Executive led the Pledge of Allegiance.

Deputy Judge Dale Allen led the Prayer.

Roll Call for the following members: A quorum was present.

Judge Executive Eddie Barnes: Present

Magistrate J.L. Bowen – Present

Magistrate Dennis Combs – Present

Magistrate Mike Lockard – Present

Magistrate Brian McKinney – Present

Magistrate Chad Patton – Present

**Public Comments:**

Ms. Jones was present for the meeting to discuss with members of the fiscal court the importance of the county needing a building inspector. She bought a house at 38 Court Street and has had nothing but trouble out of it. There were several issues with the home she was not aware of when it was purchased. Ms. Jones said she loved living in Powell County but there are some people that do not want change and we are better than that. She is in support and asks members of the fiscal court to also be in support of the county getting a building inspector, so no one would go through what she has dealing with her home. She thanked the court for letting her speak.

Judge Barnes said he totally agrees we do need some type of building inspector for these reasons and for new homes being built. It is very important that we make sure that our citizens and people coming into our community are safe in their own home.

Stanton had a zoning officer but no building inspector at this time. We are going to take it slow, but it does need to change.

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**Meeting Minutes of the June 11<sup>th</sup>, 2024, meeting:**

A motion was made by Magistrate Chad Patton seconded by Magistrate J.L. Bowen with all members present voting in favor of approving the meeting minutes for the June 11<sup>th</sup>, 2024, regular meeting.

Motion passes unanimously

**Meeting Minutes of the June 28<sup>th</sup>, 2024, meeting:**

A motion was made by Magistrate Brian McKinney seconded by Magistrate Dennis Combs with all members present voting in favor of approving the meeting minutes for the June 28<sup>th</sup>, 2024, special meeting.

Motion passes unanimously

**Bills Submitted for payment:**

All bills were submitted to members of the fiscal court for payment approval.

A motion was made by Magistrate Mike Lockard and seconded by Magistrate Chad Patton with all members present voting in favor to approve the bills submitted for payment.

Motion passed unanimously.

**Treasurer's Transfers: Cash, Budget and Interfund Transfers:**

The Treasurer presented the transfers for court approval. Transfers include Cash, Budget and interfund Transfers.

**Interfund Transfers:**

Transfer from General Fund to Forest Fire - \$1,000.00

Transfer from General Fund to Jail Fund - \$95,000.00

Transfer from General Fund to Dispatch - \$35,000.00

Transfer from General Fund to Grant - \$5,000.00

Transfer from General Fund to Ambulance - \$36,500.00

**Budget Transfers:**

Transfer from General Reserve for Transfers 01-9200-999 to Courthouse Maintenance Vehicle - \$20,000.00 01-5

Transfer from Reserve for Transfers to Recycling Vehicle - \$48,000.00

**Budget Transfers:**

Budget Transfers to balance 4<sup>th</sup> quarter report - \$2,925,089.33

A motion was made Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor to approve all interfund, budget and cash transfers.

Motion passes unanimously.

**Financials 6/1/24 – 6/30/24 Financial Statement and Cash Balance Statement Summaries**

The Treasurer presented the financial statement for court approval 6/1/24 – 6/30/24 Financial Statement and the Cash Balance Summary.

A motion was made by Magistrate J.L. Bowen seconded by Magistrate Brian McKinney with all members present voting in favor to approve the 6/1/24 – 6/30/24 Financial Statement and the Cash Balance Statement Summaries.

Motion passes unanimously.

**Old Business:**

**(Courthouse Doors)**

Magistrate Mike Lockard said the county attorney has the paperwork ready to send about the courthouse doors. We still haven't heard from them, nor have they returned the payment we sent to them.

**(P3 Agreement – Hollerwood ATV Park)**

Magistrate Dennis Combs asked about the P3 Agreement with Hollerwood ATV Park. Judge Barnes said he thinks we are spinning our wheels with Mr. Talbott. The county attorney agreed with him. He said if the court would agree and would like changes made to the P3 Agreement he could do it to save the county money. If we continue to use Mr. Talbott the county can expect an additional \$10,000.00 bill.

A motion was made by Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor to allow County Attorney Robert King to move forward with making changes to the P3 Agreement regarding Hollerwood ATV Park.

Motion passed unanimously.

**(Discussion of Powell County Airport Lease)**

Magistrate J.L. Bowen asked if the county attorney had any updates on the airport.

He told him he did check with the airport in Mt. Sterling, and they charge \$100.00 per month regardless of the size of the hanger. The \$100.00 is for the lot and they build their own hanger. He talked to Mr. Donaldson, and he said that would be fine but what are we going to do about getting new people to come in.

Robert said if \$100.00 will not get them in here then what else can we do? Any new people that did come in would get a lease, but we will need to get specifics on it. Most of the leases are for 20 years or more. Robert said he could have something to the Judge in a couple of days concerning a lease. Members of the fiscal court said they thought a 20-year lease would be good.

Magistrate Brian McKinney asked about the airport road construction. Judge Barnes told him they were having bid openings on Thursday at 10:00 a.m.

**Department Head Updates:**

**CSEPP/EMA Director Kevin Babcock** let members of the fiscal court know he received an estimate for resealing, stripping and filling in cracks for the front and back parking lot at the EOC.

He asks for court approval to allow him to move forward with getting this done and paid for.

The estimate amount is \$3,650.00 and the work can be done this week.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to approve the estimate and payment in the amount of \$3,650.00 for resealing, stripping and filling in cracks for the front and back parking lot at the EOC.

Motion passed unanimously.

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The annual CSEPP Exercise in June got a good result. SAR, EMS, and Red Star went to Fayette County to help assist with a collapsed building exercise. They really liked how they did command and control. They made ZOOM calls from the field and kept maps up so that you could watch each team perform.

CSEPP is in the process of closing out. We had problems due to a water leak with the structure at Black Creek. Floors and walls have rotted out. We have two options to choose from. One would be to repair the existing structure, which would cost around \$20,000.00 but no one wants or has the time to repair it.

The other option would be to get another building. Judge Barnes went and looked at one in Campton. We could take the equipment out of the old building and use local labor to get the building off the pad. If we get a new building they could come and install it on the pad, then we could install the electricity and put our equipment back in. The estimate would be around \$28,946.30. Kevin would like to ask CSEPP to reallocate \$29,000 .00 for this project out of two lines he still has funding in to help pay for this. He asks for court approval to move forward with this project contingent he stays within his CSEPP budget doing so. If for some reason CSEPP refuses to pay it will then be presented to the fiscal court for payment approval.

A motion was made by J.L. Bowen and seconded by Magistrate Chad Patton with all members present to grant the approval for CSEPP/DES Director Kevin Babcock to move forward with submitting the estimate for this project contingent he stays within the CSEPP budget.

Motion passes unanimously

Magistrate Chad Patton asks if there had been any trouble with the radios since it had been turned off at Black Creek. Kevin told him nothing had been turned off. He has a temperature gage on his phone so that he can keep watch on it.

E911 Director Larry Hall told members of the fiscal court the quote for installing the new building is around \$4,900.00. He and Justin can install all the equipment, and an electrician will have to install the electricity. The building can be put up in one day.

**Solid Waste Coordinator Tim Snowden:**

**Solid Waste Coordinator Tim Snowden** talked to members of the fiscal court about a couple of meetings he would like to attend. The meetings are in Dallas and Louisville.

Tim said when they attended the meeting in Boston it really helped because he was able to talk to different people about getting grants for different equipment and recycling Kirby's. Magistrate Brian McKinney told members even after paying for their trip they still saved the county around \$10,000.00 by talking to different vendors about getting cheaper prices plus getting better specifications on equipment.

A motion was made by Magistrate Chad Patton and seconded by Magistrate Brian McKinney with all members present voting in favor for Solid Waste Coordinator Tim Snowden to attend the SWACK meeting in Louisville.

Motion passes unanimously.

Members of the court agreed to table the discussion of the meeting in Dallas so that Tim can get some prices on how much it will cost for the trip.

**E911 Director Larry Hall:**

**E911 Director Larry Hall** gave members of the fiscal court the call volumes for the month of June 2024.

Clay City Fire Department – 56 calls  
Clay City Police Department – 125 calls  
Middle Fork Fire Department – 23 calls  
EMS – 261 calls  
Animal Control – 27 calls  
Coroner – 6 calls  
Powell County Sheriff's office – 472  
Search & Rescue – 4  
Stanton Fire Department -39 calls  
Stanton Police Department - 360 calls

Larry let members of the fiscal court know that they should be getting a donation (2 checks) from the Back Road Appalachian Car Event that took place. The Treasurer will make a budget amendment for this donation so that it can be tracked for the receipts and expenditures for auditing reasons.

The night of the event they partnered with Middle Fork Fire Department and the money was split so no cash was handled. The donation will be in check form.

***(Court Approval to attend conference in Louisville)***

**E911 Director Larry Hall** asked for court approval for him, Assistant E911 Director Justin Rice and two other dispatchers to attend a conference in Louisville September 3rd and 4<sup>th</sup>. They plan to drive back and forth unless there is an event scheduled late in the evening.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to grant this request for E911 Director Larry Hall, Assistant E911 Director Justin Rice and two other dispatchers to attend the conference in Louisville at county costs.

Motion passes unanimously

**E911 Director Larry Hall** let members of the fiscal court know Siren Consultant Ricky Wasson has three replacements left to do once the weather breaks.

The monthly siren tests were done, and all sirens worked.

***(Destiny Davis to a full-time position)***

**E911 Director Larry Hall** made members of the fiscal court aware of another employee leaving. E911 Director Larry Hall asks for court approval to move Destiny Davis from a part-time position to a full-time position.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to approve this request to move Destiny Davis from a part-time

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position to a full-time position once her phases is completed. She will go by the written contract in place.

Motion passed unanimously.

**(Cindy White to a full-time position)**

**E911 Director Larry Hall** asks for court approval to move Cindy White from a part-time position to a full-time position.

A motion was made by Magistrate Brian McKinney and seconded by Magistrate Dennis Combs with all members present voting in favor to approve this request to move Cindy White from part-time position to a full-time position once her phases is completed. She will go by the written contract in place.

Motion passed unanimously

**E911 Director Larry Hall** told members of the fiscal court they would be going back to two per shift due to an issue that happened before the holiday weekend plus the call volume is increasing.

**E911 Director Larry Hall** told members of the fiscal court know he has heard nothing from the City of Stanton or City of Clay City about helping the county out financially. We do not think either is going to give us any funding.

Judge Barnes said he will be the first to say the cities are just as responsible for the dispatch as the county because based on the call volumes in the city. We cannot put people's safety in jeopardy over money. We ask for \$100,000.00 from the City of Stanton and \$100,000.00 from the City of Clay City. If they cannot give that much, they could still give some funding to help.

**Assistant E911 Director/Mapping Officer Justin Rice:**

**Assistant E911 Director/Mapping Officer Justin Rice** updated members of the fiscal court about the grant through the state to certify all 911 addresses. He has been working on an interactive map. There were 607 errors from the previous year (prior to 2023) and he is now working to correct them. It's going to take some time and physically go to these places.

Magistrate Brian McKinney asked about correcting Delmar Lane. Justin told him he had remapped and renumbered it all. They are selling lots now. Before we can move forward with correcting and entering things with our new software this will have to be certified through the state to make sure all errors are fixed. Larry said everyone on Delmar Lane was given a certified letter from Dispatch. Tyler Hughes was the only one to change his address but the rest of them will have to due to the address ordinance. Magistrate McKinney said he has not spoken with anyone, but he may go and mention it to them.

**Animal Control Officer Justin Wright**

**Animal Control Officer Justin Wright** made members of the court aware of the parvo outbreak at the animal shelter. A couple of dogs that are sick. There are two things that can shut a shelter down, one of them being parvo and the other panleukopenia. There is a lot of risk in bringing in strays. Parvo can stay in the ground for up to a year. They have taken precautions and will be shutting the shelter down for 14 days. As of now they have 12 more days to go.



Justin said last year they took in 311 dogs. In the last eight years the highest they have taken in was 396. From January 1<sup>st</sup> to July 6<sup>th</sup>, they have taken in 340 dogs. That is double the record for the last ten years.

We received our new pet licenses today. Assistant Finance Officer Kevin Noel has graciously taken upon himself to start selling them in the County Judges office.

Justin made members of the fiscal court aware of his surgery scheduled for July 31<sup>st</sup>. He will be off for at least 6 weeks. The plan is for Animal Control Officer Chelsea Seale to take his place.

Magistrate Mike Lockard said he had talked to the county attorney about Justin having the authority to issue citations to people who do not have their dog a license. Justin said anything under the county ordinance can be brought up as a complaint. Judge Barnes said he did not think he could at this time. Justin said he has the training requirements met for the state to be a certified animal control officer, but he will need to be sworn in and bonded before he can issue the citations.

County Attorney Robert King said he thinks he can be sworn in by anyone that has the authority to swear people in.

***Judge Executive Eddie Barnes:***

**Judge Executive Eddie Barnes** let members of the fiscal court know on the 4<sup>th</sup> of July weekend they were busy on a case located on the Powell/Estill line. There were several horses, dogs, cats, chickens, rabbits and ducks at this location. The owners of the animals had gone to jail so there was nobody to feed and water these animals. The home was in Estill County, so we contacted them. They said unless they surrender the animals, they will not do anything. Eddie said at no cost to the county they went and purchased 6 bays of hay, 50 pounds of corn and 50 pounds of rabbit feed so these animals had something to eat. They went and fed them a couple of times with the permission of the homeowners. They went to jail and recorded the conversation of the homeowners allowing them to feed and water their animals.

***Chief Deputy Neal Hamilton:***

**Chief Deputy Neal Hamilton** presented a Missed Shift Policy to members of the fiscal court for their approval. This policy addresses Tardies, No Call/No Show and Unexcused Absences. Magistrate J.L. Bowen said he totally agreed with the policy, but he feels the full-time employee would have to be on suspension until the fiscal court met again. Neal told him the jail can terminate their own employees.

A motion was made by Magistrate Dennis Combs and seconded by Magistrate J.L. Bowen with all members present voting in favor to approve the Missed Shift Policy. This policy is to be amended into the Powell County Detention Center's Policy and Procedures manual and to be effective immediately.

Motion passes unanimously

**Chief Deputy Neal Hamilton** let members of the fiscal court know about the incident that happened at the transfer station. He said they had kept quiet so that they could do an investigation. They were able to catch someone that had twice introduced contraband into the facility. They were caught handing stuff over to a gentleman. The guy coordinating the plan inside the jail is being charged and was transferred to another facility far from his home. The other person involved is in

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the isolation cell at the jail. There are people in the jail that is trying to get pass addiction and if drugs are brought into the facility, they are most likely to relapse.

Neal said Ingrid Crabtree and Jeff Townsend are out sick. Leslie Scott had been off, but she has just returned to work. Jeff is supposed to be back at work on July 11<sup>th</sup> and Ingrid has not been released from her doctor. Another employee, Kathern Townsend, will be off for two months due to surgery.

Neal asked Justin if they needed any help at the animal shelter to let him know. Justin told him he appreciates that.

**(Jail Commissary and Inmate Wellness Year End Reports)**

Susie Combs Allen asked the Treasurer to present the Jail Commissary and Inmate Wellness Year Ending 6/30/24 reports to members of the court for their review.

**Assistant Tax Administrator Kevin Noel:**

**Assistant Tax Administrator Kevin Noel** let members of the fiscal court know people can now purchase dog license in the County Judge Executive's office. We have posted it on Facebook to help make people aware of it.

Kevin let members of the court know we received 325 business license last year and we are currently collecting them along with occupational taxes.

**Solid Waste Coordinator Tim Snowden** made members of the fiscal court aware about the state denying grant money for him to spend on supplies for the county fair and Christmas parade. Tim would like the fiscal court to approve for him to be allowed to spend money on these events. Judge Barnes said that he thinks the transfer station represents the county well as far as the parade and setting up a booth at the county fair.

**Ambulance Director Nathan Hall:**

**Ambulance Director Nathan Hall** said the discussion of the new monitors was tabled at the last meeting. He asks if they have decided about purchasing three of them which would cost around \$142,719.00. This price includes a four (4) year service plan. Judge Barnes suggested that they use the two new ones that were purchased by CSEPP on the front-line trucks and leave the other ones on the backline until we can get the EMS building completed. Once we get it built and paid for hopefully there will be enough ARPA funds left to purchase these the monitors.

If the court decides to sell the property on Elkins Street that money must be put back in the ARPA account, which will help.

Ambulance Director Nathan Hall let members of the fiscal court know they should start on the EMS building around September 1<sup>st</sup> and hopefully be completed in 7 to 8 months.

Road Supervisor Patrick McCoy was unable to attend the meeting but had asked Judge Barnes to give an update for him.

The road crew has started the 2<sup>nd</sup> round of mowing. The bush hog has some problems so it will have to go back to the dealer to be fixed due to it being under warranty.

The road department is two people short but is accepting applications currently.

A tractor/lowboy was purchased totaling \$17,000.00.

Rick Townsend is no longer working. He said he could make more money with his business mowing yards. Judge Barnes told him if he comes back, we will try and find him a part-time position for him.

***District Updates:***

Magistrate Chad Patton – Hwy 15 is now blacktopped from the county line to Virden Ridge.

Magistrate J.L. Bowen – Patrick took care of his requests.

Magistrate Brian McKinney – Gave the following committee updates.

First, he let members of the court know the county had nothing to do with the water line breaks.

**Broadband Committee:** This committee works with Mountain Telephone, Spectrum, AT&T and Crystal Broadband. These are the four companies that are providing internet to the county.

**Mountain Telephone:** Is currently working on a 12-million-dollar grant to supply internet to 1000 houses in Eastern Kentucky. They expected to start selling the service this month, but it had been delayed. They hope to start selling south of the Mountain Parkway in the Natural Bridge Area. They are continuing to deploy lines from North Bend through the Hatchers Creek area which should be done by the end of the year.

They are also working on another grant to service Hardwicks Creek, Little Hardwicks Creek, Frames Branch and Furnace Mountain. Another 1.1 billion dollar grant the state got for the Broadband Expansion is supposed to be coming but the grant process has not been released as of now.

**Crystal Broadband:** Has a grant for the Hardwicks Creek area at this time, but no work has been started. Brian said he had talked with them today and they are trying to get all the paperwork finished. They are thinking it will be a 3 to 4 month build to provide lines to Hardwicks Creek, Frames Branch, Little Hardwicks Creek and Furnace Mountain. They expect to be operational by the end of the year.

**Spectrum:** Plans on providing everyone North of the Mountain Parkway of Powell County. They are deploying lines but will not offer any services until all the lines have been deployed.

**AT&T:** Is very secretive, but he thinks they are working around the Virden Ridge area.

There is a plan to have broadband in every area of Powell County except for Copperas Creek, Happy Top and Little Brush Creek but they are engineering to see what it will take in these areas.

CSEPP/EMA Director Kevin Babcock asks Brian about the South Fork area. A gentleman brought some property and planned to put a bird sanctuary on it, but they stopped with the fiber. Brian told him this would be in the next grant process.

There are two more grants, Reconnect Five, which a meeting is scheduled for July 16<sup>th</sup> for the application process and the other is the Bead Grant which is coming out in September.

Brian told members of the court he is also working with the Opioid Committee. The Kentucky Public Safety Cabinet released the data for the overdose deaths in Kentucky.

Estill County #1, Lee County #2, Breathitt County #3, Powell County #4 and Floyd County is #5. We were three times higher than the state average for overdose deaths in Powell County. We have Opiate Abatement money totaling 1.2 million dollars that we will receive over 15 years. Currently, we have around \$250,000 to \$300,000.00. We plan to receive \$60,000.00 per year for the next 13 years.

Brian along with Judge Barnes, Neal Hamilton (Jail), Stacey Crase (Health Department), Leandra Knox (Rural Health Department) and Ian Morton (Police Department) serve on a committee and is working on the funding for this. They are getting a presentation together to present to Fiscal Court

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by the next meeting so that we can start spending some of the opioid funds. They are looking to hire a Too Good for Drugs employee, purchasing a body scanner for the jail and an incinerator for the illegal drugs in the county.

They also have a proposal for a home incarceration program for jail inmates that meet the criteria to be released on house arrest. These inmates will have to go through a counseling program. This company would provide services for 20 jail inmates at a cost of around \$120,000.00, then after the first year it is free from that day forward. They would use the inmate's health insurance Medicaid and Medicare. This program could be self-sufficient after the first year.

They are also looking into a QTR team (Quick Response Team). If there is an overdose in the county there will be a set of people that go to the house and see what we can do to help. It may not be the person that overdosed that needs help, it could be their parents or children that need help. Brian said they have been trained by a national QTR team that came from Boston. They would also like to have a Leonsis officer to head up the QTR team.

Estill County has one in place, and they came over and discussed what they do and how they funded it.

**Magistrate Dennis Combs:**

Magistrate Dennis Combs – Property is junked up in Clay City (LaDonna Drive). Dennis asks about purchasing an incinerator out of the ABC funds for the schools. Judge Barnes said he thinks this would be great. He said he had talked to Kevin about starting some type of program in the schools that would be sponsored by ABC.

Magistrate Mike Lockard – Had no discussion at this time.

**Judge Barnes:**

Judge Barnes spoke about the Drift Appalachian event we had in Slade which was hosted by Back Roads Appalachian. They were here for 3 to 4 days, and it was estimated that 1.2 million dollars came into the county which helped all our businesses. This event was a great success. We had 49 drivers which came from all over the United States such as Australia, Japan and Canada. There were some questions about road closures, but no person was affected by this. We did have to restripe the road, but the cost will be covered by the Powell County Industrial Board.

1200 people came to the car show. It benefited Dispatch, Middle Fork Fire Department and Ignite. They were appreciative of the hospitality that Powell County showed them.

Clay City Industrial Park – Nesbitt Engineering is doing all the engineering. They have it ½ completed and still moving forward.

Magistrate Chad Patton ask if he had heard a time frame on the utilities. They are looking into trying to get them within the year.

Judge Barnes said we plan on adding more roads to our list for the Flex and Discretionary Funds.

Judge Barnes has several meetings to attend in the next several months.

Magistrate J.L. Bowen asks Judge Barnes what the status was in responding to complaints at Hollerwood. Judge Barnes told him the UTV is getting lights and markings put on it which will be paid for out of the ABC funds. The plan is to saturate the area with patrols by using ABC funds. We are going to put marked units out. Judge Barnes has talked with Joe Lucas with Lee County Sheriff's office, and he was willing to send some of his deputies to help. If people want to get DUI's or AIs, then they will be put in jail. Judge Barnes said people are disrespecting the locals and it will not be tolerated.

Magistrate Brian McKinney asked Judge Barnes if the two grants had come in for Hollerwood. Judge Barnes told him it had not happened as of now. The grants total around ½ million. A lot of people think when grants are received you can go ahead and spend them, but we cannot. Judge Barnes said he had talked with Nick Rose and Tom Flippo about his plan. They told him he could not do this because it would run off the tourists. Judge Barnes said either we take care of the problem or the off roaders themselves will take care of the problem. If we take care of the problem, then people are going to jail. If you are being responsible, then it's no problem but when you are tearing up people yards and tearing down their fencing it will not be tolerated.

**Chris Chaney: No Show**

**(Sealed Bids for Drilled Railroad Steel & Geotechnical Test)**

**Sealed Bids Submitted from Blue Rock for Drilled Railroad Steel 26' and Shorter Bid:**

Judge Barnes opened the sealed bid submitted from **Blue Rock**.

- Drilled Railroad Steel Up to 26' in length – Linear Feet - \$46.00
- Drilled Railroad Steel Up to 27' and longer in length – Linear Feet - \$38.50
- Geotechnical Core Drilling - \$3,500.00 per 8-hour day.

Judge Barnes opened the sealed bid submitted from **King Crete Drilling**.

- Drill Steel up to 26' and shorter  
Mobilization, Demobilization, Traffic Control, Installation of Railroad Steel, Cribbing, Excavation, Backfill, Geotextile - \$43.00 per linier ft.
- Drill Steel 27' and longer  
Mobilization, Demobilization, traffic Control, Installation of Railroad Steel, Cribbing, Excavation, Backfill, Geotextile - \$35.00 per linier ft.
- Geotechnical Test Various Roads  
Minimum Test 40 LFT
- All Materials & labor complete Job per Site to Meet State, Local 7 Federal Specifications. - \$1,500.00

A motion was made by Magistrate Chad Patton and seconded by Magistrate Mike Lockard with all members present voting in favor of accepting both bids and amounts submitted from Blue Rock and King Crete Drilling for Drilled Railroad Steel and Geotechnical Test.

Motion passed unanimously

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**(Sealed Bid for Limestone & Dense Grade Aggregate, 8 L/S, 57s, #2 L/S, #4 Stone, Channel Lining II and III.)**

**Sealed Bid Submitted from Hinkle Contracting for Limestone & Dense Grade)**

Judge Barnes opened the sealed bid submitted from **Hinkle Contracting** for Limestone & Dense Grade.

- #610 Limestone - \$10.00 per ton
- Dense Graded Aggregate - \$13.40 per ton
- 8 L/S - \$18.00 per ton
- 57s - \$14.95 per ton
- #2 L/S - \$14.50 per ton
- #4 Stone - \$14.75 per ton
- Channel Lining Class II - \$15.95 per ton
- Channel Lining Class III - \$17.75 per ton

A motion was made by Magistrate Dennis Combs and seconded by Magistrate Brian McKinney with all members present voting in favor to approve the bid submitted from Hinkle Contracting for Limestone, Dense Graded Aggregate, 8 L/S, 57s, #2 L/S, #4 Stone, Channel Lining Class II and Channel Lining Class III.

Judge Executive Eddie Barnes - Aye

Magistrate Dennis Combs – Aye

Magistrate Chad Patton – Aye

Magistrate Mike Lockard – Aye

Magistrate Brian McKinney – Aye

Magistrate J.L. Bowen – Abstained from voting

Motion passes 5-1

**Sealed Bid for Foam Cycle: Complete Styrofoam Recycle System:**

Judge Barnes opened the sealed bid submitted from Foam Cycle.

Complete Styrofoam Recycle System - \$85,000.00

- 8x20 metal processing container with 2 roll up doors, interior lighting, dual exhaust fans and electrical connections.
- One (1) metal foam collection bin with removable storage sack
- One (1) 200 il per hour foam densifier
- Exterior signage
- Equipment manuals and recycling program assistance
- One site delivery. Installation and training

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to approve the bid submitted from Foam Cycle for a complete Styrofoam Recycle System in the total amount of \$85,000.00.

Motion passed unanimously

**Homestead:**

No Discussion at the time

**Medical Marijuana:**

Judge Barnes said the fiscal court will need to decide on whether we are going to accept medical marijuana, deny medical marijuana, accept with provisions or put it on the ballot. We can do some research and discuss it at our next meeting. We have until August 13<sup>th</sup>, 2024, to decide if we want to put it on the ballot to let the people choose. Judge Barnes said he is for medical marijuana if it will help cancer patients, people with Parkinson disease or children with disorders but not for recreational use.

Tabled Until the next meeting

**Red River Hotel/Motel Association Inc Appointment:**

Judge Barnes received a letter from Red River Hotel/Motel Association LLC listing three names to choose from for the consideration for the expiring seat on Powell County Tourism Commission effective July 2024.

- Deborah Tipton
- Rita Shepherd Tolson
- Shirely Estep

Eddie told members of the court he had spoken to Pete Fingerson, and he said Debbie does a good job with the books and explaining things.

A motion was made Magistrate Mike Lockard and seconded by Magistrate Dennis Combs to approve the appointment of Deborah Tipton to serve on the Powell County Tourism Commission Board effective July 2024.

Judge Executive Eddie Barnes - Aye

Magistrate J.L. Bowen – Aye

Magistrate Mike Lockard – Aye

Magistrate Dennis Combs – Aye

Magistrate Brian McKinney – Opposed

Magistrate Chad Patton – Opposed

Motion passes 4-2

A motion was made by Magistrate Brian McKinney and seconded by Magistrate Chad Patton to approve the appointment of Rita Shepherd Tolson to serve on the Powell County Tourism Commission.

Magistrate Dennis Combs asked if we were picking one name of the three. Judge Barnes said that Debroah Tipton was listed first on the letter.

County Attorney Robert King told members of the court once the motion was made to appoint Debroah Tipton and the vote carried precluded voting on anyone else.

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**Red River Restaurant/Food Handlers LLC:**

Judge Barnes received a letter from Red River Restaurant/Food Handlers LLC listing three names to choose from for the consideration for the expiring seat on the Powell County Tourism Commission effective July 2024.

- Tony Morton
- Pam Hood
- Tim Hibbard

Judge Barnes told members of the court he had spoken with Pete Fingerson, and he said he liked all the names. Eddie asks if we had to pick the name submitted on these lists. County Attorney Robert King told him the ordinance states there are some he can appoint directly without them being listed but if the committee lists the name, then you must pick from the list.

A motion was made by Magistrate Brian McKinney and seconded by Magistrate Chad Patton with all members present voting in favor to approve the appointment of Tony Morton to serve on the Powell County Tourism Commission effective July 2024.

Motion passed unanimously

**Approval of all Titles and Salaries for 2024/2025 Fiscal Year:**

Judge Barnes asked that they wait and discuss this in Closed session.

**Payment Approval for the 2024/2025 County Contributions:**

The Treasurer asks for court approval to allow her to make payment for the 2024/2025 County Contributions.

A motion was made Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor of allowing the Treasurer to pay the 2024/2025 county contributions.

Motion passed unanimously

**Closed Session: 61.810 Subsection (8):**

A motion was made by Magistrate Chad Patton and seconded by Magistrate Mike Lockard with all members present voting in favor to go into closed session. 61.810 subsection (8).

Motion passed unanimously

**Meeting Resumes:**

A motion was made by Magistrate Mike Lockard and seconded by Magistrate J.L. Bowen with all members present voting in favor to come out of closed session and resume meeting.

Motion passes unanimously

Judge Barnes made it known No Action was taken in closed session.



**Request for Critical Care Paramedics to receive \$1.00 per hour:**

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Dennis Combs with all members present voting in favor to approve the request for the Critical Care Paramedics to receive a \$1.00 increase per hour.

Motion passed unanimously

**Sealed Bid submitted from Brown Bear: R31-10' Sawtooth Paddle Aerator:**

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Brian McKinney with all members present voting in favor to approve the bid submitted from Brown Bear for a R31-10' Sawtooth Paddle Aerator in the total amount of \$80,225.00.

Motion passed unanimously

**Approval of Titles and Salaries for 2024/2025 Fiscal Year:**

A motion was made by Magistrate Dennis Combs and seconded by Magistrate Mike Lockard with all members present voting in favor to table the approval of Titles and Salaries for the Fiscal Year 2024/2025 until the next meeting.

Motion passed unanimously

The bid submitted from Rogers Hardware for pipe will be put on the agenda for the next meeting.

**Adjournment: The meeting adjourned at 8:28 p.m.**

A motion was made by Magistrate Mike Lockard and seconded by Magistrate Chad Patton with all members present voting in favor to adjourn the meeting.

Motion passes unanimously

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**Eddie Barnes, County Judge Executive**



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**J.L. Bowen, Magistrate**



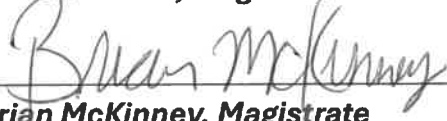
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**Dennis Combs, Magistrate**



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**Mike Lockard, Magistrate**



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**Brian McKinney, Magistrate**

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**Chad Patton, Magistrate**