

# **MEETING AGENDA**

**POWELL COUNTY FISCAL COURT  
SPECIAL CALLED MEETING**

**Date: April 29<sup>th</sup>, 2019**

**Time: 4:00 p.m.**

**Location: Powell County Judge Executive's Office  
Room # 102**

- I. Judge Calls Meeting to Order
- II. Roll Call

## **Items on Agenda**

- 2019/2020 Proposed County Budget
- Budget Amendment's  
#5 and #6
- Powell County Extension Office 2019/2020 Budget
- Library Board Appointments
- Pine Ridge Industrial Authority Board Appointments
- ABC Ordinance # 18-29-06
- Bills

**POWELL COUNTY FISCAL COURT  
SPECIAL CALLED MEETING**

Date: **APRIL 29<sup>TH</sup>, 2019**

Time: **4:00 p.m.**

Location: **Office of the County Judge Executive  
Room 102**

**The Budget Hearing Regarding Propose Use of County Road Aid and Local Government Economic Assistance (LGEA) funds was held at the Office of the Powell County Judge Executive Room 102 at 3:00 p.m.**

**No one was present for the hearing**

After the hearing the Powell County Fiscal Court met at the Office of the Powell County Judge Executive on April 29<sup>th</sup> for a special called meeting at 4:00 p.m.

Those present for this special meeting were County Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, County Attorney Robert King and Clay City Times Reporter Cecil Pergram.

Judge Anderson called the meeting to order.

Judge Anderson ask the Clerk to call roll for Magistrates in attendance of this meeting.

- Magistrate Dennis Combs – Present**
- Magistrate Donna Gabbard – Present**
- Magistrate Mike Lockard – Present**
- Magistrate Chad Patton – Present**
- Magistrate Timmy Tipton – Present**

All Magistrates were present for this meeting.

**KRS 68.240**

To submit entire proposed county budget to the Fiscal Court by May 1.

Each member of the court was submitted a copy of the proposed 2019/2020 county budget.

Magistrate Tipton ask Judge Anderson if there were raises plugged in to the budget. Judge Anderson told him that he had made his best estimate at this time because of not knowing what the insurance increases may be. He said he tried to the best of his ability to potentially allow for a 2 percent raise for employees.

Magistrate Tipton ask Judge Anderson how we stand with the insurance and what is the protocol?

Magistrate Gabbard made court members aware that she had contacted Mrs. Holon with Elkins Insurance concerning the insurance quotes. Mrs. Elkins told her that she had the vision and dental quotes and should have the health quote one day this week.

Magistrate Tipton ask court members if we need to reach out for another quote like with KACO just in case. Judge Anderson said that would be fine.

Treasurer presented members of the court with Budget Amendments #5 and #6 for the 1<sup>st</sup> Reading.

Budget Amendment # 5 increasing the Road Fund by \$8,903.19.

Budget Amendment #6 increasing the General Fund by \$170,000.00, Road Fund by \$250,000.00, Jail Fund by \$122,000.00, CSEPP Fund by \$150,000.00, and the Ambulance Fund by \$30,000.00 Amendment totaling - \$722,000.00.

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Both these amendments submitted is for the 1<sup>st</sup> Reading.

Judge Anderson submitted each member of the court with a copy of the Powell County Extension District Board's budget for the 2019/2020 fiscal year for their review.

**Powell County Public Library Board Appointments**

There will be two appointments to be made at this time.

One is due from a resignation and the other is for a re-appointment.

The Library Board submitted Judge Anderson with a two letters.

The first letter submitted by the Powell County Public Library Board of Trustees reads as:

Since the term of Kenny Rice Powell County Library Board of Trustees will expire April 26<sup>th</sup>, 2019 we hereby submit the following names for your consideration in filling the vacancy (new 4-year term).

The first name listed was April Crowe and the second name was Michael Frazier.

Judge Anderson said he typically goes with the first name is unless he is told different.

He said Mr. Frazier had ask him to be on the board and Ms. Crowe said she would rather him be

appointed to the board at this time

A motion was made by Magistrate Lockard seconded by Magistrate Patton to approve Judge Anderson's request and appoint Michael Frazier to the Powell County Public Library Board of Trustees for a (new 4 year term).

**Motion passes with all in favor**

**Magistrate Combs – Aye**

**Magistrate Gabbard – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton- Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

The second letter submitted by the Powell County Public Library Board of Trustee reads as:

Since the term of Alan Cornette of the Powell County Public Library Board of Trustees will expire on April 26, 2019, we hereby submit the following names for your consideration in filling this vacancy (new 4 year term).

Judge Anderson told members of the court that Mr. Cornette is already serving on the board and wants to continue serving.

A motion was made by Magistrate Patton seconded by Magistrate Dennis to approve Judge Anderson's request to re-appoint Alan Cornette to the Powell County Public Library Board Trustees.

**Motion passes with all in favor**

**Magistrate Combs –Aye**

**Magistrate Gabbard – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton- Aye**

**Magistrate Tipton – Aye**

**Judge Anderson - Aye**

**Industrial Authority Board Appointments**

No Action Taken at this time

2<sup>nd</sup> Reading of the amended Alcohol Ordinance # 18-29-06.

County Attorney Robert King made members of the court aware of the changes being made amending the Alcohol Ordinance # 18-29-06.

**1<sup>st</sup> Amendment – Section 2 – Office of Alcoholic Beverage Control Administrator**

**Language shall be inserted to read:**

J. Pursuant to the provisions of the KRS 241.110 (1) – (6), there are hereby created three positions of Clerk to the County Alcoholic Beverage Control Administrator. Said Clerk's shall be appointed by the Powell County Judge/Executive and shall serve a term of four years. The function and duties of the position of Clerk shall be to insure the proper conduct of the County Alcoholic Beverage Control Administrators office, including but not limited to being present at all administrative hearings held by the Administrator and rendering advisory opinions based on testimony presented at any such hearing.

**2<sup>nd</sup> Amendment – Section 9 – Hours of Sale and Delivery of Alcohol, Paragraph C- Section 9, Paragraph shall be amended to read:**

Distilled spirits, wine and malt beverages may be sold by the drink or by the package Monday through Saturday between the hours of 6:00 a.m. and 12:00 midnight. Distilled spirits, wine and malt beverages may be sold between the hours of 1:00 p.m. until 10:00 p.m. on Sunday Provided that no sales of alcohol are permitted on Easter Sunday or Christmas Day if either should fall on a Sunday.

**3<sup>rd</sup> Amendment- Section 14 Regulatory License Fee, Paragraph D – Section 14, Paragraph D shall be amended to read:**

Failure to pay such remittance within five (5) days of the due date constitutes a violation of this section and shall subject the license to a fine, suspension of license or revocation of license.

Penalty for failure to file a return and pay remittance by the due date shall subject the licensee to a fine of \$25.00 per day for each day up to ten days. Any licensee who fails to file a return or make a remittance for longer than 10 days from the date the return or remittance was due shall be given notice of a date and time to appear before the Powell County Alcoholic Beverage Control Administrator for an administrative hearing where the licensee shall be subject to a \$250.00 fine plus the accrual of \$25.00 per day for each day the return or remittance was due.

It is the obligation of the licensee to accurately and truthfully report inventory and regulatory license fees at the point of sale. Any willful violation of the obligation to accurately report inventory or regulatory license fees shall result in a \$1000.00 fine and the potential of loss of any licenses the licensee may hold to sell alcohol if found to be in violation at an administrative hearing.

The Visa credit card bill was submitted for payment.

There were no objections to pay this bill.

Judge Anderson made court members aware that he would meet with any of them to discuss the 2019/2020 county budget.

With further discussion a motion was made by Magistrate Combs seconded by Magistrate Patton to adjourn.

**Motion passes with all in favor**

**Magistrate Combs – Aye**

**Magistrate Gabbard – Aye**

**Magistrate Lockard – Aye**


**Magistrate Patton- Aye**


**Magistrate Tipton – Aye**

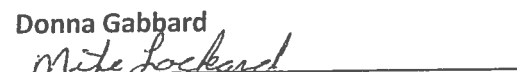
**Judge Anderson - Aye**


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Judge Anderson

  
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Dennis Combs

  
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Donna Gabbard

  
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Mike Lockard

  
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Chad Patton

  
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Timmy Tipton