

**POWELL COUNTY FISCAL COURT  
REGULAR CALLED MEETING**

Date: **October 8<sup>th</sup>, 2019**

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

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

**A G E N D A**

- I. Call Meeting To Order
- II. Roll Call
- III. Clerk's Report of Last Meeting
- IV. Bills Submitted for Payment
- V. Approval Treasurer's Financial Statement
- VI. Approval Treasurer's Transfers
- VII. Budget Amendment #2
- VIII. Public Comments
- IX. Old Business
- X. New Business
- XI. Updates

**Items to be discussed**

- *Montgomery County Regional Jail Adult Detention Agreement*
- *Rowan County Adult Detention Agreement*
- *Agreement 2020 Mack Truck*
- *2<sup>nd</sup> Reading Ordinance # 19-0918 Energy Saving Project*
- *Approval to pay for new Compactor at Transfer Station*
- *Stanton Fire Dept. (Request to cover insurance for mini pumper)*
- *Landfill Discussion*

VII. Other

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**Room 102**

The Powell County Fiscal Court met at the Office of the County Judge Executive for a regular called meeting on October 8<sup>th</sup>, 2019 at 6:00 p.m.

Clerk noted those present for the meeting

County Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, County Attorney Robert King, DES Coordinator Steve Asbury, CSEPP Director Kevin Babcock, Clay City Times Reporter Lisa Johnson, EMT Jason Randall, Road Supervisor Aaron Marcee, Wireless 911 Director Cory Graham and Cindy Geddes representing the proposed landfill.

Judge Anderson called the meeting to order at 6:00 p.m.

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

**Magistrate Dennis Combs – Present**

**Magistrate Donna Gabbard – Absent (Vacation)**

**Magistrate Mike Lockard – Present**

**Magistrate Chad Patton – Present**

**Magistrate Timmy Tipton – Present**

***Clerks Report***

The meeting began with approving the Clerk's report for the September 2019 meeting. The meeting was held on September 17<sup>th</sup>, 2019 at 6:00 p.m.

A motion was made by Magistrate Lockard seconded by Magistrate Patton **to approve the Clerk's report for the regular called meeting dated September 17<sup>th</sup>, 2019 at 6:00 p.m.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton- Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

Treasurer presented all of the financials for court members to review.

Treasurer presented court members with a copy of the 1<sup>st</sup> quarter report that was submitted to the Department for Local Government on October 2<sup>nd</sup>, 2019.

***Approval of Transfers***

Treasurer presented court members with a copy of all interfund transfers that were made for the month of September 2019 for court approval.

A motion was made by Magistrate Combs seconded by Magistrate Lockard to **approve all of the Treasurers transfers.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton – Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

***1<sup>st</sup> Reading of Budget Amendment #2***

Treasurer presented court members **with Budget Amendment # 2 increasing the road fund by \$130,870.00 for the 1<sup>st</sup> reading.**

All bills that were submitted for payment without objections. Therefore all bills will be paid.

***Public Comments:***

Cindy Geddes was present for the meeting to represent the group that was formed to fight against the potential landfill going in.

She said that two of our Magistrates had been actively involved and knows how serious it is. She said she knew the other three were against the landfill but didn't know if they knew what this could do to the community. She said she needs to know that we all are standing together as one and all are against this landfill.

Judge Anderson told her that the previous minutes would reflect that the whole court is against this landfill. He said he would go on record and say he is very much opposed to the landfill. All other Magistrate's went on record to say they are opposed to this landfill also. Magistrate Tipton said he attended the first meeting and is against the landfill.

He ask if there had been any votes or any opportunities to vote against it.

Judge Anderson said at the 2<sup>nd</sup> reading of the Ordinance they had a formal vote for people against it.

Judge Anderson told the Clerk to reflect in the minutes that everyone in attendance of the meeting all express that they are very much opposed to the landfill going in and what's been proposed.

She thanked the court for all their support. Judge Anderson said he appreciates their efforts which makes the case even stronger.

***Old Business:***

During the September meeting Emerson McAfee with the Kentucky Veterans Hall of Fame was present for the meeting asking the court to consider becoming a Kentucky Hall of Fame member. Judge Anderson said he is very much in favor of what they are doing but it is not a true government entity and is listed as a 5013C. County Attorney Robert King told court members that he would check and see what they can legally do. Judge Anderson said he would advise Mr. McAfee that they county attorney is looking into this.

No Action taken

**Updates:**

Judge Anderson told court members that he had spent the day in a meeting where they were discussing development in the Slade area.

He said he has not been allowed to speak about this development until now.

Judge Anderson told court members that there is a potential possibility there will be a substantial development in that corridor. It could be a 60 to 100 million investment. As part of this the Kentucky Chamber of Commerce has had two feasibility studies done. At this point ARC and coal severance money which could be around 1 million dollars could be put toward doing a more comprehensive study that should result in a master plan. It could be a blue print of what's going to happen and how we are going to get there.

Judge Anderson said when they met today part of the committee that he is serving on had two consultants and they originally had 26 people to respond to their RFP. They narrowed it down to thirteen and was then ask to go back and they brought back the final four and the firms were interviewed today so we should know who came out of that. They will approach them and so as long as their references check out it should be close to getting this underway. There is a deadline of April for them to get their work done. A meeting will be held at the lodge on October 17<sup>th</sup>, 2019 at 10:30 a.m. Some members of the Chamber of Commerce will be there to answer questions about it.

**New Business:**

**Agreement with Montgomery and Rowan Counties Detention Center**

A motion was made by Magistrate Patton seconded by Magistrate Lockard **to enter into agreement to house inmates from Powell County in the Montgomery County Regional Jail.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton – Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

A motion was made by Magistrate Patton seconded by Magistrate Lockard **to enter into agreement to house inmates from Powell County in the Rowan County Adult Detention Center.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton – Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

**2020 Mack Truck Agreement**

A motion was made by Magistrate Combs seconded by Magistrate Tipton **to enter into agreement by and between KACO Leasing Trust and the Powell County Fiscal Court for leasing one 2020 Mack Truck – VIN# 1M22GR4GCOLM016137. The term is this agreement shall be 18 months at the interest rate of 3.99% beginning on September 2019 and ending on March 20<sup>th</sup>, 2021. The purchase price of the 2020**

Mack truck applicable to this option to purchase is the sum of \$144,922.00. This motion also authorizes Judge Anderson and the Treasurer Connie Crabtree to sign any and all necessary papers concerning this purchase.

Motion passes unanimously

Magistrate Combs- Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton –Aye

Judge Anderson – Aye

***2<sup>nd</sup> Reading of Ordinance No. 19-0918 Energy Saving Project with the Perfection Group.***

A motion was made by Magistrate Patton seconded by Magistrate Lockard to approve the 2<sup>nd</sup> reading of Ordinance No. 19-0918. Judge Anderson told court members they came back and included the jail water, interest rate was now lower and the cost of fixtures was less. The project will pay for itself over the next 20 years.

An Ordinance approving a lease for the financing of a project. Providing for the payment and security of the lease; creating a sinking fund; and authorizing the execution of various related such lease. Total Project Investment \$1,133,434.00.

Motion passes unanimously

Magistrate Combs –Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

***Contract for the Energy Saving Project with the Perfection Group.***

A motion was made by Magistrate Patton seconded by Magistrate Combs to approve the contract for the energy saving project with The Perfection Group contingent that the County Attorney approves the contract.

This motion also authorizes Judge Anderson to sign all and any necessary papers concerning this project and contract.

Motion passes unanimously

Magistrate Combs –Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

***Approval to pay for new compactor at Transfer Station***

Judge Anderson told court members that they had originally voted to do the 5 year lease but since then he had talked to the Treasurer and they both felt more comfortable to pay for the compactor in full instead of doing the lease option. Judge Anderson said had we had got extra coal severance money in the LGEA which could help pay for the compactor. Magistrate Tipton ask how this may affect the General fund due to the jail construction payment that would I be coming up. Judge Anderson told him

that currently we are in better financial shape and he knows that anything can arise in the future but feels comfortable with this decision. We all know that one of the big issues at the jail is the roof and it is going to be addressed along with the heat and water through the energy savings project.

A motion was made by Magistrate Tipton seconded by Magistrate Combs to authorize payment in full for the new 645XHD-D-80 Transfer Stationary Compactor in the amount of 164,726.92.

Motion authorizes the Treasurer to pay for the compactor out of the General and LGEA Funds.

General Fund total - \$74,726.92

LGEA Fund total - \$90,000.00.

Motion passes unanimously

Magistrate Combs –Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton –Aye

Judge Anderson - Aye

***Approval of Budget Transfer.***

A motion was made by Magistrate Combs seconded by Magistrate Lockard to approve Treasurer's budget transfer line 04-5212-441 Solid Waste Machinery & Equipment. Treasurer created line in the LGEA so that \$90,000.00 could be taken from the LGEA fund to help pay for the 645XHD-D-80 Transfer Stationary Compactor at the transfer station and the remaining balance of \$74,726.92 to be taken out of the General Fund.

04-9200-999 Transfer to Solid Waste Machinery & Equipment - \$90,000.00

04-5212-441 Transfer from Reserve for Transfers \$90,000.000

Motion passes unanimously

Magistrate Combs- Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

***Stanton Fire Department request for insurance on mini pumper***

Jimmy McIntosh with the Stanton Fire Department came in the office and requested \$4,000.00 out of their county contribution line to help purchase a 1980 Chevrolet Pumper. He came in later and ask if the county could cover it on the county insurance. Judge Anderson told him that he would have to ask the court members during the meeting on Tuesday. The Judge also ask him if they had ask the City of Stanton to help pay the insurance and Mr. McIntosh said he had not ask them.

Judge Anderson said that he would like to formally put in the minutes that anybody using the county insurance to cover one of their vehicles that those people go into the county drug testing policy and had ask this before but as far as he knows this has not happened. This particular department has already had two accidents in the past. If the court decides to cover this vehicle it will be around \$600.00 to do so.

Judge Anderson ask the Clerk which fire departments has provided their financials. As of today Middle Fork Fire Department has been the only one. If we are giving out funds it is the counties obligation to be

able to count for what that money is being spent on. We have previously requested a copy of their budgets and bank statements.

We are currently paying around \$12,000.00 for insurance for the Stanton Fire Department plus their cash contribution. Judge Anderson said he wanted the court members to know this information before rendering a decision.

A motion was made by Magistrate Lockard seconded by Magistrate Tipton **to cover the 1980 Chevrolet Mini Pumper on county insurance. Judge Anderson said he was going to vote against this particular motion and will come back with a supplementary motion that this year we go ahead and cover this vehicle contingent that they get in good standing with their financials to give the county and that we have proof that they are submitting to the counties drug testing policy.**

Magistrate Tipton said he does understand that this mini pumper will benefit the county but we do need to get what we need documentation wise from each fire department.

Judge Anderson said he wanted to document that his decision has nothing to do with the fire department getting this mini pumper.

**Motion passes unanimously**

**Magistrate Combs - Opposed**

**Magistrate Lockard – Aye**

**Magistrate Patton – Opposed**

**Magistrate Tipton – Aye**

**Judge Anderson – Opposed**

A motion was made by Judge Anderson seconded by Magistrate Combs that this year **we go ahead and cover the 1980 mini pumper contingent that they get in good standing with their all of their financials to give the county which should include a copy of their budget and bank statements and also that we have proof that they are submitted and adhere in the counties drug testing policy.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton – Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

#### ***Landfill Discussion***

Magistrate Patton along with County Attorney Robert King went to a conference to hear the discussion on the appeal that was filed in Frankfort on the license issue with Blaze. Mr. King said that Mr. Joe Childers who represents the citizens group had mentioned to him that he would be interested in getting involved in Powell County and does not see any conflict of interest in any way. He wants to represent the county on the circuit court action that was filed against the county by Blaze. Judge Anderson ask him if they ever agreed to go forward like the other two groups did in letting the circuit court decide. Mr. King said he had spoken with the hearing officer yesterday and said that Blaze had one issue. In our ordinance we would require them to get the licenses first before they could file anything in circuit court. Typically they already have a state license. Their proposal that they are actually making as far as the license issue goes in Frankfort is that they are letting it sit there and litigate the circuit court action to see what happens there. We are assuming that Mr. Childers has actually talked about wanting to do this

even before the mediator or the hearing officer mentioned it. Blaze brought the issue up about revision in our statute. The agreement that we have says that we are not going to raise that issue if we go into circuit court that you do or do not have a license from the state. Mr. King said by doing this agreement that they are not going to attempt to use that license in any way. He said that Blaze does not want to go out and spend any money unless they know that they are going to win this case.

Judge Anderson ask Mr. King if the final decision would be rendered here in the circuit court level. He told him that not necessary because whatever happens in circuit court could or could not take care of what's going on in Frankfort.

Mr. Childers has some pretty unique ideas about what argument to make that is actually directed toward the language in the statue itself. He is very anxious and wants to get involved in the circuit court case. Mr. King said he thinks it's a wonderful idea to let Mr. Childers to get involved with this case. Judge Anderson ask Mr. King if he needed court approval to compensate Mr. Childers for his co-council help. Mr. King said he will still be involved and will attend the court dates. Mr. Fitzgerald will also be involved with this case.

Judge Anderson said that KACO might also help to assist us in this matter.

After discussion a motion was made by Magistrate Combs seconded by Magistrate Patton **to authorize to spend up to \$5,000.00 to be used to obtain legal counsel from Mr. Childers and if it exceeds this that amount the court will then come back to re-visit this in a special called meeting.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton –Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

#### ***Department Head Updates:***

##### ***Road Department***

Road Supervisor Aaron Marcee was present for the meeting and gave each Magistrate a copy of his report he had prepared for the month of September 2019. (Report will follow minutes)

He let them know that the materials for Hatton Creek Road will be here Monday. They received the steel for it today but it was the wrong kind so they taking it back and bringing them another load which will be here by Friday. He said they will probably end up shutting the road down while this repair is going on which could take around week.

Judge Anderson said he had submitted everything for the emergency funding for it on Friday. The total estimate cost of the project was around \$32,000.00. If we are awarded we could possibly get 80% of the cost back. We are going to do the demolition work and set the beams and at that point we have a concrete contractor that will come in and pour the deck. The bridge has continued to deteriorate since they have become of aware of it. They monitor the bridge daily to check the safety of it and has some steel plates over the weak points.

This will change the bus route. We have the one property owner that will be struck driving a 4 wheeler from his house to his farming operation. The bridge will not be shut down until they are ready to start work or the safety of it gets worse. The project could take around a two week process.



Mr. Marcee told court members that he had gotten in contact with the landowners that own around the bus turnaround. One person is still checking to see what they own because of a recent death in the family.

Mr. Marcee made court members aware that the ditcher was in and they will be training one person to run it.

The offer on the truck at CRS that has been discussed in the last few meeting was rejected.

Judge Anderson said we could discuss about taking bids for new ones because of the cost we would be spending to purchase a used one. The Judge said we could get the ad in the paper this coming week to advertise of a new one.

A motion was made by Judge Anderson seconded by Magistrate Combs **to authorize Road Supervisor Aaron Marcee to spend up to \$10,500.00 to purchase a truck if he finds ones but if he does not they can revisit to advertise to get another new one.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton –Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

***Dispatch Center Update:***

Wireless 911 Coordinator Cory Graham was present for the meeting to give the court an update on the Dispatch.

He gave each court member a handout that discussed dispatch updates. (Handout will follow minutes) Some of the topics were Scheduling, Command Structure, Training, Mapping, PSAP Survey, Text-to-911, and Morale.

First he said that he had reached out to PowerPhone which is the company that provides the training through DOCJT. They submitted two quotes to bring the dispatch up to speed with their program. One is more expensive all- inclusive in the amount of \$9,793.00 and the other quote in the amount of \$4,543.00.

Mr. Graham said he would recommended the lower quote which would be just as efficient. He said there will be a Homeland Security grant that they can apply for in March based on being 30 minutes away from a medical facility that could help with purchasing.

Judge Anderson ask Mr. Graham to give the court members an explanation why this training is necessary. He told members that per recent legislation that was passed by the State of Kentucky, all staff members are required to be certified in Emergency Medical Dispatch (EMD) in a timely manner. Very recent changes to this particularly piece of legislation have placed the cost burden of this training on local governments, away from the DOCJT where it was initially assigned.

There are two companies in the state of Kentucky that can offer this program. One is he unfamiliar with and the other is PowerPhone which has been around a very long time. Mr. Graham said they went from a mandate where that they were expected to apply to a mandate that they are now expected to put substantial money into a private company which is out of our hands. Judge Anderson why they are on this subject that we need to be more aware of the legislation. He said it's easy for them to pass a bill to authorize this but the funding mechanism is back on the counties back. The call centers throughout the nation this funding model is broken and getting worse.

Mr. Graham said it seems that the legislation is putting more and more requirements on the 911 operators and never offer them any compensation. He said it's getting to the point where they are looking for dispatchers and if you do find a good dispatcher you try to snag them from your neighboring county. Judge Anderson said if we are required to render that aid and have to put money to insure that we have two dispatchers per shift it could be highly feasible that we would have a dispatcher that's totally going to be incapacitated for all other calls for the duration of a call so now again our staffing becomes an issue. If you had a wreck there is a chance that two dispatcher would be tied up and no one else to answer the phone. Judge Anderson said that's why he can see some negative things about this also.

Mr. Graham said once again that he thinks the lower quote from PowePhone in the amount of \$4,543.00 would be the best. It's \$399.00 per staff member where they are full-time or part-time to be trained. Fortunately they are 5 dispatchers that already have existing EMD certifications. These five will just have to go through a refresher course to get certified which drops to \$129.00.

Judge Anderson ask Mr. Graham if he has to have every dispatcher on every shift trained. He told him that at bear minimum someone has to be EMD certified on shift.

The Judge said he knows the sheriff's office for example that you pay for certifications and they end up leaving to work somewhere else. Mr. Graham said from a liability stand point if there is two dispatchers on shift and one is EMD certified the other is not and one goes down the hall to the restroom and the phone blows up and it's somebody that's having a full blown heart attack right at that moment they would not have someone to take that call.

Judge Anderson ask Mr. Graham to explain what Emergency Medical Dispatcher (EMD) stands for. He told them if a call comes in and someone collapses to the floor and is not breathing the dispatcher then pulls up a screen and hits a button with a pull down menu for collapsed not breathing. A list will come up of things that the dispatcher needs to ask to be sure that you can confirm for the EMS crew and also things you can do in the process to better the chance for survival for that patient such as initiating CPR. As the dispatchers checks these boxes it would automatically transfers that information into your log for dispatch so when you print it off it will list everything that you have done for this patient to give EMS.

Mr. Graham said that one positive thing is that the certification is every two years instead on one. He also said that the \$4,543.00 quote would get everything in complete compliance with no issue what so ever. Judge Anderson ask him what he thought the time frame might be to get these certifications. Mr. Graham said he would have to get dates lined out so it shouldn't take that long for them to come in and do the training.

Judge Anderson ask if we did get the grant money in the spring there would be a chance that they would retroactively go back and cover this amount. Mr. Graham said they wouldn't but they could go back and apply what we have currently spent towards it. The software is a one-time purchase and every two years re-certifications are going to be \$129.00 per person or \$399.00 for a new person.

Mr. Graham said there was one more thing that he would like to discuss. He said in the past they have ask about the Text-To-911 in Powell County. He said previously, this was unavailable to our area due to local mobile service towers incompatibility with the service. As of today, a total update has been performed on our telephone system, enabling these calls to be processed by our facility upon request form local mobile carriers. It is part of the NextGen 911 and it will be another federal unfunded mandate for them to do it. It is not a federal mandate as of now so we do not have to do it as this time. He did reach out to AT&T and it's about a 6 month program so it's starting to move towards texting 911

service in Powell County. There is a non-accruing initial fee of \$22.50 that AT&T requires for a phone system to get it on line and then every month there would be at this point a re-accruing cost of \$282.00. Judge Anderson said we know that this is going to be a good thing because it could save lives but we know from landlines to cell phones the call volume has increased. He asked if it was only going to come in on 911 lines. Mr. Graham said he had been told that it will come in the TTY box on the screen to where you can type back and forth. He said you would have to go through AT&T to have them ping the phone to see where they are located. Judge Anderson said he would worry about the liability of it. If you do respond to it and there is a reason they don't receive it would our KADD stand good for when he did respond to the text. Mr. Graham said he is not looking forward to this but he knows there are times that people are going to need this and it will be extremely beneficial.

After a long discussion a motion was made by Judge Anderson seconded by Magistrate Combs to **approve the quote from PowerPhone in the amount of \$4,543.00 which is state contract price.**

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton – Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

Judge Anderson asked the County Attorney if legally we could get the employee to sign a contract that if they leave before an X amount of time that would have to reimburse the county the cost of the training.

A motion was made by Judge Anderson seconded by Magistrate Combs that if anyone that the county pays for the EMD certification will be required to sign a one (1) year contract. If this person chooses to leave before the year is up without either retiring, a catastrophic event, medical or disability that person will be required to pay for the cost of the certification.

**Motion passes unanimously**

**Magistrate Combs – Aye**

**Magistrate Lockard – Aye**

**Magistrate Patton – Aye**

**Magistrate Tipton – Aye**

**Judge Anderson – Aye**

Judge Anderson said that after the first of the year we should revisit the text-to-911 service along with contacting AT&T.

Mr. Graham made court members aware that the E-pal app is now complete and he would like to roll it out in the next month or so. He wants the people to use it that will be on the snow plow tracking feature to try it out to get a feel for it.

This app will be available on the app store and Google Play store and there is no charge to the citizens. The app is going to do some amazing things. For instance you will be able to track roads, snow plows, road crews, find out where you register to vote, check to see if you are in the flood plain or not, sign up for Code Red, any events or emergency events in the county, Fiscal Court meetings, ordinances, dates

the courthouse will be closed and numbers for all of these offices. These are just a few things that this app will offer to citizens.

Judge Anderson made court members aware that he had finished up the surveys and interviews at the dispatch. They also had a group meeting once these things were complete.

Judge Anderson said he had a copy of what was presented at the meeting as well as what was talked about and several things that have been implemented.

Having a 30 day calendar out front, actions taken in result of the discussion during last month's meeting. It was determined at that meeting that they go back in 1 month from the meeting and revisit what's been implemented and see if it's had a desirable effect or if further action is required.

***Emergency Management Update:***

EMA Director Steve Asbury was present for the court meeting to give them an update on EMS.

All of the EMPG grant was spent and only went over by \$74.00. Through EMA we are appropriated roughly around \$30,000.00. If we spend \$30,000.00 we get ½ of it back.

Currently our federal disaster is on schedule. All of the site inspections are complete and close to taking bids in a month or so. Mr. Asbury and Road Supervisor Aaron Marcee has been working with each other on this project. Anything that is fixed prior to right now we will get refunded 100 percent but anything that we have contracted we get 75 percent from the Federal Government, 12 percent from the state and the county will be left with the remaining 13 percent.

He also made them aware that we had received the grant for the MESONET station. The information from this center is the most real time and accurate information about the weather that you can get.

We have to file another application unfortunately and have to narrow down the exact location for the grant which is due by the end of the month. Judge Anderson said he has talked to the grounds person at the school and they were going to get with the board and superintendent and talk about a location. He said he had given them the parameters the 40X40 but hasn't heard back from them.

The cost is around \$30,000.00 and is the same principal. 74 percent from the Federal Government, 12 percent from the state and the county will be responsible for the remaining 13 percent.

Judge Anderson said he thinks it's highly unlikely but in some cases the forestry service could be partners because they could potentially use the data from the station and maybe they would be open to help with the cost so the county wouldn't have to pay for all of it.

The brush truck is now in service that will serve the county. All three fire departments are welcome to use it. They understand that it is at the Emergency Operation Center and know where the keys are.

We will have to buy a few items probably in the \$1500.00 range to finish up the truck. Currently we have some stuff from the Clay City Fire Department on loan to make it operational.

Judge Anderson he would like to clarify that this is a CSEPP truck and no one has robbed this brush truck from any departments. CSEPP Director Kevin Babcock still has to have access to this truck in case he needs it and is accountable for this truck. At the point that he gets his new funding we will potentially have that truck that we can assign to wherever we think is the most appropriate location would be.

Once again Judge Anderson spoke of Charter Government and we need to be one unit and serve the people.

Magistrate Combs ask if the siren at Kathy's Country Kitchen had been fixed yet. Mr. Asbury told him that the siren had been moved and sit on the pole and are currently trying to find a transformer which are hard to find. The request for Madison's county siren still stands they just haven't gave them up yet.

***CSEPP Updates:***

CSEPP Director Kevin Babcock gave each Magistrate a sheet showing what and how the money had been spent for Fiscal Year 2018 funding (List will follow minutes). The Fiscal Year funding (used through September 30<sup>th</sup>, 2019) CSEPP processed \$415,361.70 in claims. Some of the more noteworthy items purchased since January 2019.

He also made them aware that he had received the NiftyLift and will be utilized around the EOC and the tower sites for maintenance but can also be utilized at the county garage or we can loan it out to non-profit partners such as the city that needs to put up something high.

Closeout is expected to be around 2023. This new radio communication is around \$750,000.00 plus or minus and should push us out 8 years past closeout and is good for 10 years.

CSEPP FY 2020 request for funded is \$930,000.00 and will include completion of the communication upgrade of more than \$500,000.00(transmitters, microwave system and a new backup generator at the EOC). With the end of CSEPP fast approaching (estimated Dec 2022 to De 2023) these upgrades will allow for continued operation wells past the end date.

He spoke about CSEPP drill and said there is some major issues but they involve around one thing which is centralizing command but they had no findings. He said he would like to thank everyone that came out to participate in the exercise.

EMT Jason Randall told court members that the new ambulance is working out good. Judge Anderson said that we will eventually be looking into replacing two more ambulances in the near future. Judge Anderson said we have initially applied to refurb two of the boxes we had. After looking into it there are only around two to three thousand dollar difference between getting one refurbished and getting a new one so it's a no brainer to get a new one but we will have see if they will allow us to amend the grant request to include new ones and not the refurbished.

Judge Anderson said that the EMS employees does not hear it enough but they do a great job and we have made vast transitions from where we were.

***Committee and District Reports:***

Magistrate Lockard reported some water leaks at the jail.

Magistrate Patton met with the jail committee and there was some action taken on that.

Magistrate Combs helped with surveys.

Magistrate Tipton deals with transportation everyday

Judge Anderson said he appreciates this court and nothing against other court members but he feels this court is the most accurate and inquisitive ones and having these committees are very helpful and informative.

Magistrate Lockard ask the County Attorney if he had ever check on the e warrants. The County Attorney told him that he had not at this time but he would try and find out something.

***Treasurer request to pay for the 2019 Mack truck:***

A motion was made by Magistrate Tipton seconded by Magistrate Combs to allow Treasurer to pay in full for the 2019 Mack Truck in the amount of \$142,430.56. Motion also authorizes Judge Anderson or

the Treasurer to sign all and any papers concerning this payoff. Treasurer will overnight payment to U.S. Bank.

**Motion passes unanimously**  
**Magistrate Combs – Aye**  
**Magistrate Lockard – Aye**  
**Magistrate Patton – Aye**  
**Magistrate Tipton – Aye**  
**Judge Anderson – Aye**

Judge Anderson told court members that we used some of the recycling grant monies to purchase some more stationary containers.

He also made them aware the transfer station employee has been out for a few months with an injury that he received but was not work related.

We have been using Andrew Bailey which had been working at the road department to fill in this position. Mr. Bailey's demeanor, personality and interaction with the public has been great.

He is not making the wages what the other employee was making and Judge Anderson said he would like to adjust his pay while he is working at the transfer station.

Court members all agreed to this and said they would approve it at the next court meeting.

***Search and Rescue Update:***

Lisa Johnson made court members aware that the governor had gave them a building to be used for the Powell County Search and Rescue. They also assisted in the Rugged Red Race that was held last weekend.

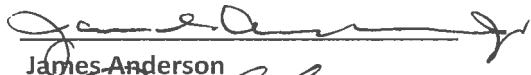
Judge Anderson said they are very important when these events take place. He said that that currently there is a \$3.00 permit charge to camp in the Red River Gorge and the Forestry Services gets this fee and has some discretionary on how they could utilize these funds. Judge Anderson said he had ask them about looking into increasing that charge since we provide all the rescue missions for our forest service as well as our state park. The search and rescue gets no budget expect what the county gives them or if they do a fund raiser. Judge Anderson said he feels that the Search and Rescue should get a portion of this charge either it be based on runs or given annually. Judge Anderson said he thought they had recently increased the charge by \$1.00. He also said that the forestry service is always wanting the county to maintain roads so it's very hurtful. He ask the Magistrates if they get a chance to talk to them to do so it could be very helpful.

With no further discussion the court adjourned meeting.

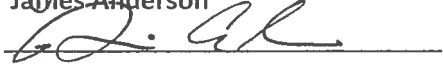
***Adjourn:***

A motion was made by Magistrate Combs seconded by Magistrate Patton to adjourn. The meeting was adjourned at 8:57 p.m.

**Motion passes unanimously**  
**Magistrate Combs – Aye**  
**Magistrate Lockard – Aye**  
**Magistrate Patton – Aye**  
**Magistrate Tipton – Aye**  
**Judge Anderson - Aye**




James Anderson



Dennis Combs



Mike Lockard



Chad Patton



Timmy Tipton