

**POWELL COUNTY FISCAL COURT
 REGULAR CALLED MEETING
 Date: December 17th, 2019
 Time: 6:00 p.m.
 Location: Powell County Courthouse
 Judge Executive's Office
 Room 102**

The Powell County Fiscal Court met at the office of the County Judge Executive for a regular called meeting dated December 17th 2019 at 6:00 p.m.

Clerk noted those present for the meeting.

Clerk noted that the Powell County Sheriff or any law enforcement was not present for the meeting.

County Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, County Attorney Robert King, Ambulance Director Nathan Hall, Assistant Ambulance Director Arlene Rogers, Solid Waste Coordinator Tim Snowden and Road Supervisor Aaron Marsee.

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

Judge Anderson ask the Fiscal Court Clerk to call roll for Magistrates in attendance for the 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 regular called meeting.

Public Comments:

Mr. Ed Coleman along with his wife was present for the meeting to discuss some issues they are having with the property they brought on Echo Hollow Road.

Mr. Coleman approached the court to discuss some issues they are having with this property they purchased. It is located at the end of a county road and they were inquiring about what options they had to deal with the public passage way they had that continues on at the end of the road and through their property. He told court members that they had been broken into and people had been dumping trash and appliances. He ask court members if he could put up a gate to keep people out. The County Attorney said he would probably need to get the other land owners to sign a paper saying they would be alright with him putting up a gate. Mr. Coleman said there were two other property owners and he thinks they would agree to him putting up a gate.

Judge Anderson told Mr. Coleman that Kevin Davis had surveyed that property around a year ago and he would contact him to check on this. Court members said they would be open to this request but wanted the County Attorney to look into this before making a decision. Mr. King did tell him it may have to go through the formal procedure of having a public hearing which is governed by statue for anyone in the

public that may want to protest against the gate. They told Mr. Coleman that they should have him an answer by the next meeting.

Clerk's reports for the prior meetings.

There were a total of three meeting for court members to review.
November 12th, 2019, December 2nd, 2019 and December 5th, 2019.

Judge Anderson ask Fiscal court members present if they had any corrections, deletions or amendments they wanted the Fiscal Court Clerk to make to the meeting minutes dated November 12th, 2019.

All Fiscal court members present had no changes to make to the November 12th, 2019 meeting minutes.

Judge Anderson ask Fiscal Court members present if they had any corrections, deletions or amendments they wanted the Fiscal Court Clerk to make for meeting minutes dated December 2nd, 2019.

All Fiscal Court members present had no changes to make for the December 2nd, 2019 meeting minutes.

Judge Anderson ask Fiscal Court members present if they had any corrections, deletions, or amendments they wanted the Fiscal Court Clerk to make to the meeting minutes dated December 5th, 2019.

All Fiscal Court members present had no changes to make to the meeting minutes dated December 5th, 2019.

Bills submitted for payment.

All bills were submitted for payment.

During the meeting held on December 5th, 2019 bills were submitted for payment which was dated for December 11th. There were no objections in paying all of those bills submitted.

Court members were given a list of those bills along with a list of bills dated for December 18th, 2019. There were no objections in paying bills submitted for payment. Therefore all bills will be paid.

Magistrate Tipton ask Judge Anderson if they could look into asking Ms. Zella Pearson, President of Priority 1 INC. to give them a price for her to come to here and teach some classes. Court members could decide on some classes that was tailored for the Magistrates and their needs. Ms. Pearson is a trainer for employees and management in the areas of leadership, employee appraisals, harassment and customer service.

Financials submitted for Court's review

The Treasurer presented all of the financials for courts review.

Approval of Treasurers Interfund Transfers and Budget Transfers.

A motion was made by Magistrate Gabbard seconded by Magistrate Patton to **approve all of the Treasurers interfund transfers and budget transfers.**

607

Budget transfers were made per audit request for the following lines 02-7700-602 – Mack Truck Lease Payment and 04-7700-602. These lines were created to make payments on the 2020 Mack Truck and for the Loader Backhoe (copies of the transfers will follow minutes.)

Motion passes unanimously

Magistrate Combs – Aye

Magistrate Gabbard – Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson - Aye

1st Reading of Budget Amendment #4

1st Reading of Budget Amendment #4 increasing the Road fund in the amount of \$144,922.00 for the leasing of the 2020 Mack Truck.

Updates/Old Business:

Mr. Justin Gibbs came to the last court meeting to ask court members to reconsider the way electrical inspections are being handled in the county. A couple of the court members had reached out to several of our local electricians and they all seemed perfectly content with the current model and said that some of the statements he had relayed to the court last month was not quite accurate. After discussion all court members said they we're content with the current way it is being handled and chose not to take any action to change it at this time.

Judge Anderson made court members aware that he had attended a meeting earlier today in Frankfort for the public hearing for our energy saving project funding. We are getting closer to getting this project underway and are excited at the improvement and savings it will provide the county. Hopefully the project can get underway sometime in early February.

Months ago the court authorized for Eastern Kentucky Telephone to come in and do a phone audit. Now they are wanting more clarification on the scope of their work.

A motion was made by Judge Anderson seconded by Magistrate Patton to allow them to continue to make the same changes they had to the previous offices they had worked on. We have been able to cut our cost in half and have better service.

Judge Anderson made court members aware that the 2018/2019 county audit was now complete. He said he would like to brag on the office staff for doing a great job. He said he was proud of them and the job that they do.

Hollerwood Park discussion:

Judge Anderson told members as they evaluate the long-term goals of this project, he let them know there would be a meeting on Wednesday the 18th if they would like to join Magistrate Combs and himself to hear the presentation. This September the lease will expire and that group could have the

608

ability to purchase it. There will be a financial person present to go over these things. Magistrate Combs now serves on the Hollerwood Board as well. Judge Anderson said he appreciates his willingness to serve it that capacity as it greatly aids in having a more direct conduit between the board and the court.

New Business:

Re-appointment of two members to the Powell County Industrial Authority Board.

Judge Anderson ask for court approval to re-appoint Jon Skidmore and Brian Billings.

A motion was made by Magistrate Combs seconded by Magistrate Lockard **to approve Judge Anderson’s request to re-appoint Jon Skidmore and Brian Billings to the Powell County Industrial Authority Board.**

Motion passes unanimously

Magistrate Combs –Aye

Magistrate Gabbard – Aye

Magistrate Lockard – aye

Magistrate Patton –Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

Health Department Easement and Right-of-Way Agreement – KY 213 Project.

Judge Anderson told court members that Mark Crowe approached about the gas lines in front part of the Powell County Health Department’s property in relation to the KY 213 Project. He was requesting an Easement and Right – Of – Way Agreement to relocate their gas service to the rear of the property at the Powell County Health Department.

A motion was made by Magistrate Patton seconded by Magistrate Gabbard **to allow Delta Gas to relocate their gas service to the rear of the property at the Powell County Health Department contingent that the County Attorney agrees to the Easement and Right-of-Way Agreement. This motion also authorizes Judge Anderson to sign any and all documents/agreements concerning this project.**

Motion passes unanimously

Magistrate Combs- Aye

Magistrate Gabbard – Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

2020 Holiday Schedule

The court discussed to approve holidays up to January 1, 2020 at this time. Prior to next month’s meeting court members are going to give it some thought to the remainder and hopefully be set to approve the rest of the calendar at the next regular meeting.

609

Approval of Salaries, Titles and Positions for all Powell County Fiscal Court Employees for the Year 2020.

A motion was made by Magistrate Lockard seconded by Magistrate Patton to approve the current Salaries, Title and Positions as is for all Powell County Fiscal Court Employees for the year 2020. (The reports showing these current wages that are now being approved for Powell County Fiscal Court Employees will follow these minutes). If there are any salary changes made in July it will be noted then.

Motion passes unanimously

Magistrate Combs – Aye

Magistrate Gabbard – Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

Resolution supporting addressing the Modernization of Kentucky's Transportation Funding Mechanisms to address Transportation Funding needs Throughout the Commonwealth.

Magistrate Tipton told members that there were toll credit money that's going away in January that the state has had had for years. They use the toll credits to do the matching on a lot of the Federal money so when this goes away that \$120 million goes away it will have to come out of the road fund on top of the 6 or 7 percent cut. It went from like .32 cent to .26 cent. After discussion the court voted on this said resolution.

Therefore, It be resolved that the Powell County Fiscal Court, Areas Development District/Municipal Government supports legislation to modernize Kentucky's transportation funding mechanisms to increase existing sources of funding to generate revenues needed for maintenance and construction on all modes of transportation.

Be it further resolved that the Powell County Fiscal Court/Area Development District/Municipal Government strongly encourages the Kentucky General Assembly to act as soon as possible to address all of Kentucky's transportation funding needs to avoid further erosion of the transportation network.

A motion was made by Magistrate Tipton seconded by Judge Anderson to approve the said Resolution.

This motion authorizes Judge Anderson to sign any and all papers concerning this Resolution.

Motion passes unanimously

Magistrate Combs –Aye

Magistrate Gabbard – Aye

Magistrate Lockard –Aye

Magistrate Patton –Aye

Magistrate Tipton- Aye

Judge Anderson – Aye

Department Heads:

Judge Anderson said the Brinton Epperson has called and said he had injured his back but he had got in touch with the Transportation Cabinet and he is going through the list they sent to see who has been

610

awarded any projects. Judge Anderson also told court members that they needed to go back and do an evaluation on Mr. Epperson during the next few months to determine if the court thinks it where it needs to be.

Ambulance Director told court members that he was in need vehicle. He said the door is starting to rust. He ask if they could decide something by July of this year. He also made them aware that he had looked at the budget and the maintenance line was down by \$6,000.00 because they have been doing general maintenance on the vehicles. The new ambulance is also working out great. The gas mileage is better and is cheaper for oil changes. Judge Anderson said he thinks it a win win with the new ambulance. Asst. Ambulance Director made court members aware that EC unit was fixed. Judge Anderson said that we need to see if we can amend the grant that we have already filed.

Solid Waste Coordinator Tim Snowden is now back to work. Mr. Snowden has been off for a few months due to a non-related work accident.

Road Foreman Aaron Marsee provided court members with the road report for the month of November 2019. Mr. Marsee prepares this report every month for the Magistrate to review. The report shows the date, location of work, district and the scope of work for that particular month.

Judge Anderson made court members aware that we should be getting the new trucks in soon. Judge Anderson made court members aware that they had been doing the department evaluation meetings. The road department evaluation went well. Judge Anderson said that all of the road employees agreed that the road department was improving and all was complimentary of Aaron. Also the road employees requested some things/equipment they need at the road department. They were told to get a list of things/equipment that they wanted or needed. Mr. Marsee said they were 2 employees that were doing to take the CDL driver's test and 1 taking the written test on Friday.

Closed Session KRS 61.810 Paragraphs C&G

A motion was made by Magistrate Combs seconded by Magistrate Lockard **to go into closed session.**

KRS 61.810 Paragraph C & G.

Motion passes unanimously

Magistrate Combs – Aye

Magistrate Gabbard– Aye

Magistrate Lockard – Aye

Magistrate Patton – Aye

Magistrate Tipton – Aye

Judge Anderson – Aye

No Action was taken in closed session:

Judge Anderson said he would like to entertain a motion to allow the Treasurer to transfer up to \$200,000.00 from the General fund to the Jail fund to cover the Jail construction loan payments.

A motion was made by Magistrate Patton seconded by Magistrate Lockard **to allow the Treasurer to transfers up to \$200,000.00 to cover the Jail construction loan payments.**

611


Motion passes unanimously

- Magistrate Combs – Aye
- Magistrate Gabbard – Aye
- Magistrate Lockard – Aye
- Magistrate Patton – Aye
- Magistrate Tipton – Aye
- Judge Anderson – Aye


A motion was made by Magistrate Gabbard seconded by Magistrate Patton to authorize County Judge Executive James Anderson and the Treasurer Connie Crabtree to sign any and all necessary papers to re-new the jail construction loan payment at Peoples Exchange Bank.

Motion passes unanimously

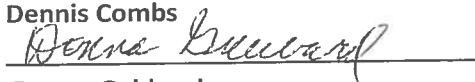
- Magistrate Combs – Aye
- Magistrate Gabbard – Aye
- Magistrate Lockard – Aye
- Magistrate Patton – Aye
- Magistrate Tipton – Aye
- Judge Anderson - Aye



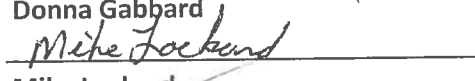
 Judge Anderson




 Dennis Combs



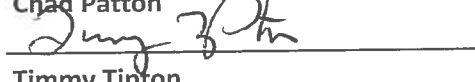
 Donna Gabbard



 Mike Lockard



 Chad Patton



 Timmy Tipton