

**POWELL COUNTY FISCAL COURT
SPECIAL CALLED MEETING**

March 30th, 2021

Time: 4:00 p.m.

Location: Powell County Courthouse

Powell County Judge Executive's Office

Room 102

AGENDA

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

Items to be discussed:

- 2021-2022 Proposed Jail Budget
- Emergency Project Awards
- Bills
- Ben Bishop
- 2nd Reading Budget Amendment #11

**POWELL COUNTY FISCAL COURT
SPECIAL CALLED MEETING
MARCH 30TH, 2021**

4:00 p.m.

**Location – Powell County Courthouse
Powell County Judge Executive’s Office
Room 102**

Join Zoom Meeting

<http://us02web.zoom.us/j/88662070142>

Meeting ID: 886 6207 0142

The Powell County Fiscal Court met at the Office of the Powell County Judge Executive’s office for a special called meeting.

Those present for the meeting were Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, County Attorney Robert King, Clay City Times Reporter Madison Fugate, Magistrate Donna Gabbard, Magistrate Chad Patton, Magistrate Dennis Combs and Magistrate Timmy Tipton. Joining through ZOOM were Jailer Travis Crabtree and Neil Hamilton.

Judge Executive James Anderson called the special meeting to order at 4:00 p.m.

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

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

2021-2022 Proposed Jail Budget:

The Department for Local Government requires that Fiscal Court’s be submitted a proposed Jail Fund Budget by April 1.

There were two different versions proposed jail budgets given to members of the court.

One was prepared by Jailer Travis Crabtree and the other one was prepared by the Fiscal Court.

Jailer Travis Crabtree and Neil Hamilton were present through ZOOM to answer any questions members of the court may have.

Jailer Travis Crabtree made members of the court aware that he had been talking to a new medical company coming in and taking over for Southern Health Partners. They are offering to what he thinks will be a better service. They started out a lot higher but after negotiation they came down to an agreed figure. He said he had sent the proposal to Judge Anderson and Magistrate Patton to share with members of the court. The Jailer thinks we can save around \$40,000.00 to \$50,000.00 on the routine medical.

He also made members of the court aware that there were 8 active Covid cases within the jail at this time. They are trying to keep those people segregated from others.

Judge Anderson said that he had looked over the Jailer's version of the proposed budget. He said he seen where it had a \$30,000.00 cost pool. He ask the Jailer once that was spent does it mean that there is no floor or ceiling to it. He said that it is the same with Southern Health Partners once the \$30,000.00 is spent then we have to pay out of pocket. He said that they have been staying under the \$30,000.00 mark. The new company he has been talking to will be on site so this should cut down on a lot of doctor visits. They also will go back and check on the status of the inmate's insurance. When the inmate comes in and they are not there over six months they will bill there Medicaid or Medicare which should be a savings. The routine medical line is now budgeted at \$270,000.00 and have spent \$192,509.63 to date. The Jailer has budgeted \$229,500.00 for this upcoming budget which would mean that this line item would have to go up around \$35,000.00.

Judge Anderson said the primary difference would in the revenue side. The court's version of the proposed budget is being more conservative than the Jailer's version.

In the Jailer's version of the proposed budget he did not allow for the increase in the retirement. He also did not allow for the projected increase for employee health insurance.

The budget from last year was in the amount of \$3,112,950.00 and the current budget is \$2,390,347.84 The Jailers projection budget for the upcoming year is 3,050,710.00 and the Fiscal court's version of the upcoming budget is \$3,178,910.00. The Fiscal Court's version reflects a substantial contribution from the General Fund than the Jailer's version.

Magistrate Tipton ask if most of the employees has had the Covid vaccine. The jailer told him that most of them has had their vaccines but there were a few that did not want to take it. Magistrate Tipton ask him if they were limiting visits from outsiders. He ask how Covid was getting inside the jail. The jailer told him that it was from new arrests. When they bring them in they are housed in a holding cell so people has a chance of getting it.

Magistrate Tipton said that if we go with the more conservative budget and the revenue comes in better that would be great. There needs to be no raises given this year until we see how budget goes. If revenue comes in and jail figures are good then maybe raises could be considered.

The Jailer said that he along with Neil and Magistrate Patton are going to come over and met with Kacey to go over lines in the jail budget to make sure they are staying within the budgeted amount.

Magistrate Tipton said this would be good to have a monthly workshop.

Magistrate Tipton ask what we was projecting from the General Fund to Jail Fund.

Judge Anderson told him that we have currently contributed \$587,000.00. The jailer's budget version the General Fund would be contributing 412,710.00 plus you would have to add \$35,000.00 to this amount.

The Fiscal Court's budget version the General Fund would be contributing \$ 743,835.00.

Travis said he thought the court's version if the most realistic budget.

Magistrate Tipton suggested they adopt the Fiscal Court's version of the proposed 2021/2022 jail Budget but hope for something smaller. He said they need to maintain the lines and give no raises.

Travis said they need to set up a schedule for a monthly budget workshop to go over the numbers.

Magistrate Chad Patton said they would work fine just to let him know the time and day they decided on. Magistrate Tipton said he wished they would schedule a consistent budget workshop and then if they needed to change it then they could. Travis suggested the last Friday of the month or the Friday before the Fiscal Court meetings just in case something came up that they needed to discuss with the court.

Judge Anderson said they should have already been recolonizing their sick and vacation time as well as coming over and coding lines to make sure things are coming out of the correct lines but this has not been happening with the previous person. Mr. Hamiilton that he hope to fix this.

A motion was made by Magistrate Chad Patton seconded by Magistrate Timmy Tipton *to go with the Fiscal Court's version of the 2021/2022 Proposed Jail Fund budget.*

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

Magistrate Dennis Combs – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Timmy Tipton – Yes

Judge Executive James Anderson – Yes

Motion passes unanimously

5-0

Magistrate Donna Gabbard ask Travis to explain what he meant when he said that not everyone at the jail has not gotten the vaccine. He said that some people think the vaccine is a conspiracy but there are very few that has gotten it.

Magistrate Timmy Tipton ask if everyone was wearing a mask at the jail. Travis told him that everyone had to wear their mask this was something that was not negotiable.

Emergency Projects Awards:

Judge Anderson made members of the court aware that the 80/20 bridge bids were submitted as well as two slips. A representative from Hinkle and Walker Construction joined in the meeting.

Judge Anderson ask the Fiscal Court Clerk to open the sealed bid and read them to members of the court.

First sealed bid opened was submitted from King Crete Drilling.

Cow Creek Road Bridge:

ALBC Bridge Assembly - \$9,500.00

Removal & Disposal of Existing Bridge - \$6,750.00

ALBC Bridge Installation - \$14,250.00

Total - \$30,500.00

Derickson Lane Bridge:

ALBC Bridge Assembly - \$7,000.00

Removal & Disposal of Existing Bridge - \$29,000.00

ALBC Bridge Installation - \$13,500.00

Total - \$29,000.00

Smalley Road Bridge:

ALBC Bridge Assembly - \$6,000.00

Removal & Disposal of Existing Bridge

ALBC Bridge Installation - \$10,250.00

Total - \$25,000.00

Smallwood Hollow Road Bridge:

ALBC Bridge Assembly - \$6,000.00

Removal & Disposal of Existing Bridge - \$6,500.00
ALBC Bridge Installation - \$10,000.00
Total - \$22,500.00

Second sealed bid opened was submitted from Hinkle Construction Services, LLC.

Install Aluminum Box Culverts per provided plans at the following locations:

Cow Creek, CR 1102 0.579-0.582

Derickson Lane, CR 1200 0.295-0.297

Samley Road, CR 1236 03031-0.033

Smallwood Road, CR 1331 0.740-0.741

Total Lump Sum bid for all above culverts: \$68,200.00

Third sealed bid opened was submitted from Walker Construction:

Drainage Structures – Removal & Install Only

Cow Creek Road CR 1102 - \$6,850.00

Derickson Lane CR 1200 - \$6,850.00

Smalley Road CR 1236 - \$6,850.00

Smallwood Road CR 1331 - \$6,850.00

Total - \$27,400.00

Judge Anderson made the representatives from Hinkle Construction Services, LLC and Walker Construction aware that the actual structures came in at \$107,187.53 which we are well above especially with no assembly. He said he would be happy to send them copies of the bids that were received for them to go over.

We may need to utilize our next bridge program in July to supplemental this or the court could chose to scale back and hold off on enough to go below the threshold.

Judge Anderson thanked the two individuals and told them they would get back with them the next time that this is re-visited.

Judge Anderson said they would have to add on the estimated assembly on Cow Creek through the vendor would be \$11,846.13. The estimated assembly on Derickson Lane would be \$8,563.58. The estimated assembly on Faulkner Branch which has been determined to do in house is \$7,009.58. The estimated assembly on Smalley Road would be \$7,804.30. The estimated assembly on Smallwood Road would be \$7,018.29.

Judge Anderson said he thought that the court needed to go back and review them to see what options they have. Since they are going to do Faulkner Lane in house he recommended to go ahead and order the culvert and assemble it. This is one that we could submit within the program.

Judge Anderson made members of the court aware that we get \$100,000.00 on the 80/20 program but the county has to pay 20 percent to get the \$80,000.00.

You have the \$107,187.53 plus 27,400.00, \$11,846.13, \$8,563.58, 7018.29 totaling \$169,819.85 plus Faulkner Branch which totals a little over \$19,000.00. The numbers come in a little under the \$200,000.00.

There are a couple of different options the court could make.

We could potentially wait if the contractor would wait and honor this price. We could do the two bridge programs and scale back. We cannot do the construction until we have the MOA from the state.

We could go ahead and award the whole amount contingent that we get the MOA from the state and pick two or three whichever captures our \$100,000.00 and roll the rest of them with the next MOA's.

Daniel's Branch and Star Gap:

Judge Anderson made members of the court that we had been awarded emergency projects on these. Since then Star Gap has gotten worse so we will have to apply for additional funding.

Daniel's Branch – per state the project was awarded for \$ 39,900.00. We will received ½ up front and the other half upon completion.

King Crete Drilling was the only vendor to submit a bid on this project.

Daniel's Branch - \$49,321.00.

We were awarded \$39,900.00 which makes it \$10,321.00 over the awarded amount from the state. A motion was made by Magistrate Timmy Tipton seconded by Magistrate Dennis Combs ***to give Judge Executive James Anderson the authority to negotiate with King Crete Drilling the lowest price towards the awarded amount and hopefully to the exact amount but if not court will awards the bid amount of \$39,900.00 to keep from holding up the project.***

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

Magistrate Dennis Combs – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Timmy Tipton – Yes

Judge Executive James Anderson – Yes

Motion passes unanimously

5-0

Star Gap – per state the project was awarded \$63,400.00. We will received ½ up front and the other ½ upon completion.

This project was authorized on February 2nd, 2021 the Powell County Emergency funding for several slips repairs located on Star Gap.

King Crete Drilling was the only vendor to submit a bid on this projects

Star Gap #1 - \$31,198.40

Star Gap #2 - \$47,080.50

Total - \$78,278.90

We were awarded \$63,400.00 which makes it 14,878.90 over the awarded amount from the state.

A motion was made by Magistrate Timmy Tipton seconded by Magistrate Chad Patton ***to authorize Judge Executive James Anderson the authority to negotiate with King Crete Drilling the lowest price***

towards the awarded amount and hopefully to the exact amount but if not court awards the bid amount of \$78,278.90 to keep from holding up the project.

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

Magistrate Dennis Combs – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Timmy Tipton – Yes

Judge Executive James Anderson – Yes

Motion passes unanimously

5-0

Bills:

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

Judge Executive James Anderson ask members of the court if they had any objections in paying all bills submitted for payment.

There were no objections in paying any of the bills submitted for payment, therefore all bills will be paid.

The Treasurer submitted **Pay Request #8 from The Perfection Group in the amount of \$21,595.59** for the energy savings project to members of the court.

Judge Executive James Anderson ask members of the Court if they had any objections in paying Pay Request #8 submitted from The Perfection Group in the amount of \$21,595.59.

Judge Executive James Anderson entertained a motion to pay The Perfection Group in the amount of \$21,595.59.

A motion was made by Judge Executive James Anderson seconded by Magistrate Donna *Gabbard to authorize payment Request #8 in the amount of \$21,595.59 to The Perfection Group for the energy savings project.*

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

Magistrate Dennis Combs – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Timmy Tipton – Yes

Judge Executive James Anderson – Yes

Motion passes unanimously

5-0

Middlefork Fire Department payment to Whitaker Bank for International truck:

Treasurer ask for court approval to make a bank payment to Whitaker Bank for the Middlefork Fire Department 2001 International truck in the amount of \$9,024.58. The amount will come out of their budget line in the LGEA fund.

Judge Executive James Anderson entertained a motion to allow Treasurer to make a payment out of the LGEA account to Whitaker Bank for the Middlefork Fire Department in the amount of \$9024.58 for the 2001 International Fire Truck.

A motion was made Magistrate Dennis Combs seconded by Magistrate Chad Patton to authorize

Treasurer to make a payment to Whitaker Bank for the Middlefork Fire Department in the amount of

\$9024.58 for the 2001 International Fire Truck. This payment will come out of their budget line in the LGEA Fund.

Judge Executive James Anderson ask the Fiscal Court Clerk to call roll:

Magistrate Dennis Combs – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Timmy Tipton – Yes

Judge Executive James Anderson - Yes

Motion passes unanimously

5-0

Middlefork Fire Department Insurance Claim for their HVAC unit.

The Middlefork Fire Department had some damage to their HVAC system during the past ice storm.

An insurance claim was submitted to replace existing HVAC system.

There were two different quotes that were sent to KACO to replace this system. (Quotes will follow minutes)

An insurance check was sent made payable to the Powell County Fiscal Court in the amount of \$5,000.00 which will be deposited into the LGEA fund.

The Treasurer will prepare a budget amendment for the April regular called meeting for this \$5,000.00 check.

After depositing this insurance check into the LGEA account the Treasurer is requesting court approval to then write a check back out of the LGEA Fund made payable to the Middlefork Fire Department in the amount of \$5,000.00.

Judge Executive James Anderson entertained a motion to allow Treasurer to write a check to the Middlefork Fire Department in the amount of \$5,000.00 out of the LGEA account.

A motion was made Magistrate Dennis Combs seconded by Magistrate Donna Gabbard ***to authorize the Treasurer to deposit the insurance check into the LGEA account and then write a check back out of that same account to the Middlefork Fire Department in the amount of \$5,000.00.***

Judge Executive James Anderson ask members of the court to state I.

Magistrate Dennis Combs – Stated I

Magistrate Donna Gabbard – Stated I

Magistrate Chad Patton- Stated I

Magistrate Timmy Tipton- Stated I

Judge Executive James Anderson – Stated I

Motion passes unanimously

5.0

Ben Bishop Settlement Claim:

Judge Anderson made members of the court aware that one of the drivers at the road department had some materials on the back of a dump truck. Some of the materials flew off the truck and hit Ben Bishop's 2006 Chevrolet pickup truck. Judge Anderson advised Mr. Bishop to go to Patrick's Collision to get an estimate on his truck. The estimate received was in the amount of \$1,141.80.

Judge Anderson said the Mr. Bishop called him and said that he was concerned about the time that his vehicle would be in the shop. This is his primary vehicle and it would be hard on him not to have it. Mr. Bishop said that he would be willing to accept \$800.00 for the damage to his vehicle.

Judge Executive James Anderson entertained a motion to pay Ben Bishop \$800.00 for the damages contingent upon that he signs off on a letter prepared by County Attorney Robert King stating that he is paid in full for any damages done to his vehicle and waived any further expenses, charges and damages done including but not limited to physical/bodily damages of this incident. Therefore, the acceptance of this check relieves the Powell County Fiscal Court of any and all further/future claims on this incident.

A motion was made by Magistrate Timmy Tipton seconded by Magistrate Dennis Combs to pay Ben Bishop in the amount of \$800.00 contingent that he sign off on a letter prepared by County Attorney Robert King stating that he is paid in full for any damages done to his 2006 Chevrolet pickup Silverado VIN# 1GCEK19T36Z184373 and waive any further expenses, charges and damages done including but not limited to physical/bodily damages of this incident.

Judge Anderson ask members of the court to state I

Magistrate Dennis Combs – Stated I

Magistrate Donna Gabbard – Stated I

Magistrate Chad Patton – Stated I

Magistrate Timmy Tipton – Stated I

Judge Executive James Anderson – Stated I

Moiton passes unanimously

5-0

2nd Reading of Budget Amendment #11 – increasing Road Fund

Treasurer presented members of the court with Budget Amendment # 11 for the 2nd reading increasing the Road Fund by \$498,000.00 for borrowed money. Judge Executive James Anderson entertained a motion by approve the 2nd reading of Budget Amendment #11 increasing the Road Fund by \$498,000.00 for borrowed money. The Department for Local Government signed this amendment on March 11, 2021. A motion was made by Magistrate Donna Gabbard seconded by Magistrate Dennis Combs ***to approve the 2nd Reading of Budget Amendment #11 increasing the road fund by \$498,000.00 for borrowed money. Judge Executive James Anderson ask members of the court to state I***

Magistrate Dennis Combs – I

Magistrate Donna Gabbard –

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

5-0

Adjourn:

With no further discussion the meeting adjourned at 4:48 p.m. Judge Executive James Anderson entertained a motion to adjourn. A motion was made by Magistrate Donna Gabbard seconded by Magistrate Dennis Combs ***to adjourn. Judge Executive ask members of the court to state I***

Magistrate Dennis Combs – Stated I

Magistrate Donna Gabbard – Stated I

Magistrate Chad Patton – Stated I

Magistrate Timmy Tipton – Stated I

Judge Executive James Anderson - Stated I 5-0

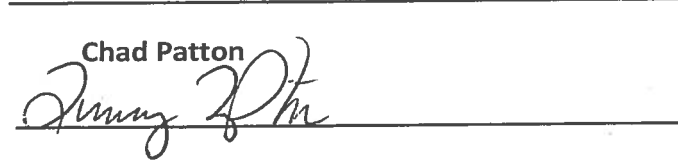

James Anderson



Dennis Combs



Donna Gabbard



Chad Patton

Timmy Tipton