

**POWELL COUNTY FISCAL COURT
REGULAR CALLED MEETING**

JANUARY 11, 2022

Time : 6:00 p.m.

Location: Powell County Emergency Operations Center

33 Commerce Drive

Stanton, Ky. 40380

Join Zoom Meeting

<https://us02web.zoom.us/j/81854684274>

Meeting ID: 818 5468 4274

AGENDA

- I. Call meeting to order
- II. Roll Call
- III. Public Comments
- IV. Clerk's Report of Last Meeting
- V. Bills submitted for Payment
- VI. Approval of Treasurer's Financial Statement
- VII. Approval Treasurer's Transfers/Amendments
- VIII. Old Business
- IX. New Business
- X. Department Head Updates
- XI. District Updates

Items to be Discussed:

- Woody Ware
- Fee Offices
- Zoning Letter
- Tebco
- Industrial Board Appt.
- Beechfork Appt.
- Holiday Calendar
- Ems Building Proposal
- Incentive Letters

- VII. Other

POWELL COUNTY FISCAL COURT**REGULAR CALLED MEETING****JANUARY 11, 2022****Time: 6:00 p.m.****Location: Powell County Emergency Operations Center****33 Commerce Drive****Stanton, Kentucky 40380****Join Zoom Meeting****<http://us02web.zoom.us/j/8185468274>****Meeting ID: 818 5468 4274**

Present: Judge Executive James Anderson, Fiscal Court Clerk Connie Crabtree, Magistrate Donna Gabbard, Magistrate Dennis Combs, Magistrate Chad Patton, Magistrate Mike Lockard, Magistrate Timmy Tipton, Road Foreman Patrick McCoy, Ambulance Director Nathan Hall, Solid Waste Coordinator Tim Snowden, County Attorney Robert King and several homeowners from Woody Ware Road.

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

Judge Anderson ask Fiscal Court Clerk to call roll:

Magistrate Dennis Combs - Present

Magistrate Donna Gabbard – Present

Magistrate Mike Lockard – Present

Magistrate Chad Patton – Present

Magistrate Timmy Tipton – Present

Judge Anderson ask for a moment of silence in remembrance of Former County Judge Executive Bobby Drake, Former County Clerk Scotty Frazier and County Surveyor Kevin Davis.

Public Comments:***Residents from Woody Ware Road:***

Eric Briscoe approached members of the court to ask them their thoughts on the flooding problem on Woody Ware Road. Eric told them that they have to deal with a lot of flooding there. Right below Doug Everman's there is a low curve and their main concern is when it gets over there they cannot get out until the water goes down. It sometimes can go down quick but then other times it can take several days to finally go down. There are several concerns like health issues, someone's house catching fire as well as people needing to get to work. They have recently seen the work that has been done on Pompeii Lane and everything looks great but he is a little concerned after this last flood the water is being displaced to this curve quicker than normal. Eric said he had talked to Judge Anderson and Magistrate Dennis Combs about this. They all have learned how quickly water comes up and know what goes first, it's the lane, Red River Ranch and then to Shepherd's Printing. Once it does go over at Shepherd's Printing then it's over the curve and if it does get worse its then at Jackie Rose's straight stretch. The worst he has seen it is right when you turn into Katie Drive there is a bridge and he has seen it get this far. It's like clockwork but this last time it did not work like that way. He said his wife called him around 8:30 and said it was already in the curve. He went out around 9:00 it was over the curve and almost coming over at Jackie Rose's and over at the other places too. Eric said he worries that

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if they get a worse flood it will come a lot quicker. Eric also said he wonders if those box culverts that was supposed to be put in the beginning really should have been put in. He knows it would not fix the problem but may have brought them some time. He ask members of the court what they thought could possibly be done to get them out if it does flood.

Another gentleman approached the court and told them that they had been discussing possibility another way out such as a right of way of someone's farm land or property. It may could be where the old road cuts through the Saylor's farm or maybe the end of Shiloh Road.

Judge Anderson told the property owners that his first term some of these flood ligation issues is what they took to the state. This is how long it has taken from getting it put into the six year plan till actually starting it due to the lack of funding with the Transportation Cabinet. There is confusion as to what the project was. When Pompeii Lane, Rosslyn and Bowen was identified the engineers was asked if anything could be done with the minimum flooding such as keeping school buses, people going to work and emergency services to be able to access them. They shot for an elevation that would maximize what they could do without actually backing it up and damming it. The question would be is it doing what it was designed to do which was gauging the low curve on Woody Ware Road. In theory it would stay out as long as the lane was is out. Originally the lane across there where water broke over was 15 ½ foot was where water started reaching the lane. This project was designed to bring it up to 17.25 feet so in theory when it completed 17.25 you should not be driving across water. Not the most recent flood but the one before was 20.33. If this project had been to where it was supposed to be the 20.33 it would not have fixed the problem for a portion of it but they would have gained 13 ½ hours. It looks like it is about a foot off on a portion of it as far as the elevation.

The Judge told them in referring to the box culverts the point is that it's basically kind of a dam until it breaches all the same elevation. In looking at the pictures of the curve on Woody Ware Road it looks like the project was accomplished. It was supposed in theory keep you out of water until 17.25.

Beyond this project we have also anticipated the canal project. If we get the hydrology study even something as small as this project becomes more helpful. In relation to the flood in Clay City the State just awarded the Adams Ridge Project which is a lot in population.

Back to the discussion of Woody Ware Road there are 3 potential property owners that may have an interest in working with others in making an exit out. We would also have to determine how much the cost would be to do this. All members of the court are open in looking into this.

When you go past Woody Ware and turn up Shiloh Road and it dead ends in a cul-de-sac. Right to the middle of the cul-de-sac through a property owners yard you could come out into John Salyer's property and follow a tree line which would come out across from Beech Fork where Drew and Chad Birch lives which seems to be the most logical place for an road to come through for an exit.

Judge Anderson said that the court is open to this but would it be better to initiate this from a group of landowners and then the court could look into what the cost would be.

Judge Anderson said he thought would if we could obtain an easement or a flood access lane that would be only open to them. Magistrate Tipton suggested that cattle guards and a fence to make it a temporary easement. County Attorney Robert King said that he did not care to contact the landowners to see if this could be a possibility.

Clerks Report for the December 14th, 2021 meeting:

The meeting minutes dated December 14th, 2021 was presented to members of the court. Judge Anderson ask members of the court if they would like any changes to be made to the meeting minutes. There were no requests for any changes therefore the meeting minute's date December 14th, 2021 is accepted as presented.

Bills Submitted for Payment:

All bills were submitted to members of the court for payment. Judge Anderson ask if there were any objections in paying any of the bills submitted. There were no objections at this time therefore all bills will be paid.

Financials:

Treasurer presented the financials to members of the court for their review. Financials to include the financial statement dated 7/1/21 – 10/31/21 and the financial statement for the month of 10/1/21 – 10/31/21. Other financials included were budget and cash transfers, budget amendments, cash statements and interfund transfers.

Treasurers Transfers:

Treasurer presented members of the court with the Treasurers Transfers. Transfers to include interfund transfers, budget and cash transfers.

Budget Transfer #00000005 01-5212-366 Disposal of Solid Waste (March 2021 Flood) - \$17,295.53
01-9200-999 Reserve for Transfers - \$17,295.53

Budget Transfers made to balance 2nd Quarterly Report.

Judge Anderson entertained a motion to approve all of the Treasurers Transfers.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard **to approve all of the Treasurers Transfers presented.**

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton –

Judge Executive James Anderson - I

Motion passes unanimously

6-0

Budget Amendments #3 and #4:

2nd Reading of Budget Amendment # 3 increasing the General Fund by \$97,910.43 01-4912 (Revenue) Governmental Leasing Receipts 01-5405-715 (Appropriation) Industrial Park (Hollerwood) Payment.

Judge Anderson entertained a motion to approve the 2nd reading of Budget Amendment # 3 increasing the General Fund by \$97,810.43.

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A motion was made by Magistrate Timmy Tipton seconded by Magistrate Dennis Combs **to approve the 2nd reading of Budget Amendment #3 increasing the General Fund by \$97,910.43.**
Judge Anderson ask members of the court agreeing to this motion by signifying I.
Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson - I
Motion passes unanimously

6-0

2nd Reading of Budget Amendment # 4 increasing the LGEA Fund by \$48,306.60 04-4727 (Revenue) Refund or Reimbursement 04-9200-999 (Appropriation) Reserve for Transfers. (Airport Board invoices)
Judge Anderson entertained a motion to approve the 2nd Reading of Budget Amendment #4 increasing the LGEA Fund by \$48,306.60

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Chad Patton **to approve the 2nd reading of Budget Amendment #4 increasing the LGEA Fund by \$48,306.00.**
Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson – I
Motion passes unanimously

6-0

Treasurer gave a copy of the 2nd Quarterly Report to each member of court:

Treasurer noted for the meeting minutes to reflect that she had gave each member of the court a scanned and hard copy of the 2nd Quarterly Report. This report covers month 10/1/21 – 12/31/21.
Treasurer gave a copy of the payoff receipt for the Jail Construction Loan from Peoples Exchange Bank to each member of the court.

Powell County Clerk Jackie Everman's 2022 Budget:

Powell County Clerk Jackie Everman was present for the meeting to present her 2022 Budget to members of the court. She made them aware that she had turned over \$77,000.00 in excess fees last year but predicts it will be even more this year. After members of the court reviewed the Powell County Clerk's 2022 budget they voted to approve.

Judge Anderson entertained a motion to approve the Powell County Clerk's 2022 budget.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Chad Patton **to approve the Powell County Clerk's 2022 budget.**

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Powell County Clerk Jackie Everman’s 2022 Annual Order Setting Maximum Amount for Deputies and Assistants:

Powell County Clerk Jackie Everman was present for the meeting to present the 2022 Annual Order Setting Maximum Amount for Deputies and Assistants. Powell County Clerk may expend from fee during calendar year 2022 at \$240,000.00 for deputies, assistants and other employees.

Judge Anderson entertained a motion to approve Powell County Clerk’s 2022 Annual Order Setting Maximum Amount for Deputies and Assistants.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Mike Lockard ***to approve the Powell County Clerk’s 2022 Annual Order Setting Maximum Amount for deputies, assistants and other employees in the amount of \$240,000.00.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Sherry Skidmore – Powell County Sheriff’s 2022 Budget:

Sherry Skidmore was present for the meeting to present the Powell County Sheriff’s 2022 Budget.

Sherry made members aware that receipts were effective as far as transports due to Covid related issues. Their paper fees also went down from last years but as far as property taxes they have had a good collection. After members of the court review the Powell County Sheriff’s 2022 budget they voted to approve.

Judge Anderson entertained a motion to approve the Powell County Sheriff’s 2022 budget.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Donna Gabbard ***to approve the Powell County Sheriff’s 2022 budget.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

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Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson – I
Motion passes unanimously

6-0

Sherry Skidmore – Powell County Sheriff's 2022 Annual Order Setting Maximum Amount for Deputies and Assistants:

Sherry Skidmore was present for the meeting to present the Powell County Sheriff's 2022 Annual Order Setting Maximum Amount for Deputies and Assistants. Powell County Sheriff can expend from fees during calendar year 2022 at \$180,000.00 for deputies, assistants and other employees.

Judge Anderson entertained a motion to approve the Powell County Sheriff's 2022 Annual Order Setting Maximum Amount for Deputies and Assistants.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Donna Gabbard ***to approve the Powell County Sheriff's 2020 Annual Order Setting Maximum Amount for Deputies and Assistants in the amount of \$180,000.00.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson – I
Motion passes unanimously

6-0

Sherry Skidmore – Powell County Special Bond of Sheriff for repayment of Advancement:

Sherry Skidmore was present for the meeting to get approval for the Powell County Sheriff's Special Bond of Sheriff's for repayment of Advancement.

Judge Anderson entertained a motion to approve the Powell County Special Bond of Sheriff for repayment Advancement.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Donna Gabbard ***to approve the Powell County Special bond of Sheriff for repayment of Advancement.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson – I
Motion passes unanimously

6-0

Judge Anderson told members of the court that he would like to clarify and it's nothing against the fee offices but sometimes he hears what the county contributes to a department. The fee offices are separate offices but we as a court put around \$400,000.00 into the sheriff's office every year. We do not get the credit that we should or it's insinuated that we should do more.

Updates: Department Heads

Ambulance Director Nathan Hall – Nothing at this time

Solid Waste Coordinator Tim Snowden – Nothing at this time

Old Business:

Judge Anderson told members of the court that we received an Emergency Open Dump Grant for the March 2021 flood last year in the amount of \$25,000.00. If all of the grant money is not spent we are obligated to return the remaining funds. After pulling the reports we spent a total of \$ 7,704.47.

Judge Anderson ask members of the court for approval to pay back the remaining balance of \$17,295.53 to the Kentucky State Treasurer.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Chad Patton **to approve payment to the Kentucky State Treasurer in the amount of \$17,295.53 for the remaining funds not spent for the Emergency Open Dump grant for the March 2021 flood.**

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

80/20 Program/Payment to Contech Construction:

Judge Anderson made members of the court aware that everything is invoiced for all of this year's 80/20 Program. When we get them all paid and submitted the county will then be reimbursed.

We are having issue with the invoicing from Contech Construction which are the ones that provided the structures. Judge Anderson said he estimates that we owe a little over \$76,000.00 but they are saying we owe around \$86,000.00. Judge Anderson ask for approval to sign the Agreement for the 80/20 Program and also to allow payment to be made to Contech Construction when the amount owed is resolved.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Mike Lockard **to give Judge Executive James Anderson the authority to sign the Agreement for the 80/20 Program and this motion to also include payment to be made to Contech Construction when the amount owed is resolved.**
Judge Anderson ask members of the court agreeing to this motion by signifying I.

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Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson – I
Motion passes unanimously
6-0

CSEPP/EMA Director Kevin Babcock update:

Judge Anderson let members of the court aware that CSEPP/EMA Director Kevin Babcock could not attend the meeting due to personal issues but wanted the court to know that all sirens were working but 4 and 3 of them are battery related. Hopefully this August Madison County will be giving us batteries.

We also need to do a county wide CODE RED test and encourage citizens to participate in the CODE RED alerts. The county spends around \$12,000.00 for this and is a great tool that we provide to our citizens.

New Business:

Magistrate/District Updates:

Magistrate Chad Patton – He had a caller to complain that the snow was not pushed up far enough.

Magistrate Timmy Tipton – Told members that he along with Judge Anderson and Road Foreman Patrick McCoy had a conversation about the snow event. Patrick told them that they had some issues with clogging. The new salt boxes works really good with pure salt and not with blending. These boxes are so efficient and does not waste. They had to spend a lot of time unclogging the boxes.

Another issue was that a fire truck got blocked in on North Bend Road.

Ambulance Director Nathan Hall told members of the court that traffic control is the fire departments problem. Judge Anderson said there needs to be a protocol looked at on road conditions before going out. There was so many wrecks with this snow event which caused a lot of road to be blocked.

Magistrate Tipton said this snow event allowed the road crew to see what was possible and they learned some things. It was disappointing that the salt boxes clogged and they spent a lot of time unclogging them. Judge Anderson said that he did not think it was so much of the mixing ratio it was part of having the over summer salt caused the clumping of it.

Magistrate Dennis Combs – One complaint on Virden Springs Rd. He said he spend a few hours with the road crew Friday night during the snow event and they do such a good job.

Magistrate Mike Lockard – Mention the new faucets installed in the courthouse and also new carpet is going down in the courtroom.

Magistrate Donna Gabbard – Guardrail on North side of Furnace Mtn. which is a relief because of it being so dangerous. She had no calls during the snow event.

Judge Anderson said that our road crew did a wonderful job. The effort was there and he's not saying it was the best respond but this snow event came so quick.

He said our public does not know the difference between public streets, state roads or county roads which is unfair to all departments. The state was out on roads and was doing the best they could do with what they had. Until something is done about the gas user tax offices are strapped for funds. During the snow event 60 to 70 percent of the traffic that was out on the roads was unnecessary traffic. The public needs to be aware if their road did not get the attention they thought it should have does not mean we don't care. There was a call that came in at the road department. The person was cussing out the road crew. Judge Anderson called him back and explained to him that the road is was calling about was a state road. We do know the public is appreciative of the work and for the small road crew we have they do an excellent job.

Zoning Letter from B. Scott Graham: RE: City of Clay City-Zoning:

Judge Anderson made members of the court aware that he had received a letter from B. Scott Graham. The letter stated that the City of Clay City and the City Council of Clay City have expressed an interest in adopting zoning regulations for the City of Clay City. Per KRS 100.117 the City is required to interrogate the county and every other city therein to determine whether they desire to enter into an agreement to form a joint planning unit. If there is interest in joining the City of Clay City in forming a joint planning unit, please contact the City Clerk or Mayor Carmichael regarding same within the next 60 days. If the City of Clay City is not notified in writing within 60 days that either the City Of Stanton or the Powell County Fiscal Court is interested in forming a joint planning unit, then the City of Clay City will assume wither is interested in same and will engage in an independent planning operation. Judge Anderson said that they tried to initiate this a couple of years ago and has now expired so they will have to do back through the process. Judge Anderson ask what the pleasure of the court concerning this letter. Magistrate Mike Lockard and Magistrate Dennis Combs said they are for zoning. Judge Anderson said that the public is starting to recognize the importance of it. With our growth here in the county we need to make sure our infrastructure is protected and our citizens. Magistrate Chad Patton said he would like to see us work together and this would be a step closer to charter government. Magistrate Tipton also agreed to it just as long as there is a model to fits us. We could contact Bluegrass Area Development to help us with a suitable model. Judge Anderson said going down the road to explore this does not hold us to anything.

After discussion Magistrate Mike Lockard made a motion ***to move forward with responding to the City of Clay City in forming a joint planning unit to explore an interest in adopting zoning regulations. This motion was then seconded by Magistrate Dennis Combs.***

Judge Anderson ask the Fiscal Court Clerk to call roll in no particular order for Magistrates agreeing to this motion.

Magistrate Timmy Tipton – Yes

Magistrate Donna Gabbard – Yes

Magistrate Chad Patton – Yes

Magistrate Mike Lockard – Yes

Magistrate Dennis Combs – Yes

Judge Executive James Anderson – Yes

Motion passes unanimously

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TEBCO:

Judge Anderson said if members of the court remembered back they talked about this in closed session. When TEBCO moved into the county the court talked about things they can do to incentivize them. They were supposed to get some credits back on some of the jobs created here.

Judge Anderson entertained a motion to fulfill the obligations discussed concerning TEBCO.

A motion was made by Magistrate Dennis Combs seconded by Magistrate Donna Gabbard **to fulfill the obligations discussed concerning TEBCO.**

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson - I

Motion passes unanimously

6-0

Powell County Industrial Board Authority Re-Appointments:

Judge Anderson made members of the court aware that he would be re-appointing John Brewer and Debbie Tipton to their positions with the Powell County Industrial Board Authority.

He encouraged members of the court to attend the meetings. The meeting are held the 3rd Friday of each month at 8:00 a.m.

Beech Fork Water Commission Appointment:

Judge Anderson entertained a motion to approve his appointments to the Beech Fork Water Commission Board.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Chad Patton **to approve Judge Executive James Anderson's appointment of John Barker to the Beech Fork Water Commission Board.**

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

2022 Holiday Schedule:

Members of the court were given a copy of the 2022 Holiday Schedule. After reviewing the schedule members of the court made the motions to approve.

Judge Anderson entertained a motion to approve the 2022 Holiday Schedule.

A motion was made by Magistrate Timmy Tipton seconded by Magistrate Donna Gabbard **to approve the 2022 Holiday Schedule as presented.**

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

EMS Building:

Members of the court has discussed renovating the current EMS building and also discussed a proposed new building.

We are currently waiting to hear back from the people but have met with the Architect to update the plans. We would need surveying and the Architect also sent a list of what else they needed including their pay schedule. Judge Anderson ask for approval to move forward with the Architect’s proposal including their pay schedule and the surveying needed for renovating the EMS building.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Donna Gabbard ***to move forward with the Architect’s proposal including their pay schedule and the surveying needed to renovate the EMS building.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Calendar year 2021 Incentive Letter for Powell County Clerk Jackie Everman:

Members of the court were given a copy of a letter received from the Department of Local Government For the completion of training hours for Powell County Clerk Jackie Everman.

Jackie Everman completed 40 hour training unit for calendar year 2021. Pursuant KRS 64.5275 (6) requirement is to pay an annual incentive per calendar year for each training unit completed up to a maximum of four incentive payments.

Jackie Everman completed 3 units and is due 3 incentive payments of \$1,093.24 for a total of \$ 3,279.72.

Judge Anderson entertained a motion to approve the payment for Jackie Everman in the amount of \$3,279.72 for calendar year 2021.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Mike Lockard ***to approve Jackie Everman’s incentive payment in the amount of \$3,279.72 for calendar year 2021.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

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Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson - I
Motion passes unanimously
6-0

Incentive Letters for Other Eligible Employees that receive their Incentive letters from the Department for Local Government:

In lue of our next Fiscal Court meeting any eligible employees that receives their incentive letter from the Department of Local Government the court moves forward in issuing their Incentive Pay. Judge Anderson entertained a motion to move forward in lue of our next Fiscal Court meeting to issue Incentive pay to any eligible employees that receive their incentive letter from the Department for Local Government. Payment will only be paid during a payroll cycle.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Mike Lockard ***to move forward in lue of our next Fiscal Court meeting in issuing Incentive pay to any eligible employees that receive their incentive letters from the Department for Local Government. Payment will only be paid during a payroll cycle.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I
Magistrate Donna Gabbard – I
Magistrate Mike Lockard – I
Magistrate Chad Patton – I
Magistrate Timmy Tipton – I
Judge Executive James Anderson - I
Motion passes unanimously
6-0

Vaccination Policy for County Employees/Mask or Test:

The Supreme Court heard the 100 employee mandate meaning we would have to adopt a mandatory vaccination policy or chose to mask and test.

This was supposed to have gone if effect yesterday and the testing would start by February 9th. Judge Anderson said he thinks it will be overturned but does not know this to be a fact.

He said members of the court need to decide if we are going to go with the mandatory vaccination policy or mask and test. If the court does choose to mask and test we will have to adopt their policy. At this time some of the testing is hard to find.

The two options would be that the unvaccinated people would have to mask and test or the court could adopt the mandatory vaccination policy.

Judge Executive James Anderson made a motion ***to accept the non-mandatory mask and test model.***

This motion was then seconded by Magistrate Dennis Combs.

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Judge Executive James Anderson then made ***a motion that the Fiscal Court adopts the template for the Vaccination Policy laid out by Stilts Laws Firm provided by KACO as the counties Template to be in compliance with the state this motion was then seconded by Magistrate Donna Gabbard.***

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Magistrate Chad Patton ask if the re-districting would hurt them. Judge Anderson said the current re-districting is puzzling. If it is passed we would have a new senate district and house district. In the senate district it would be Powell and eight other counties. In our house district it would be Powell, Estill and parts of Madison County. If and when it passes we would immediately have the senate and house representation. As far as our reapportionment with our magisterial district it will have some changes and will have to initiate the process in May. It should have happened last year but everything got moved but there was a population growth.

Treasurer's Request for Transfer – General Fund to Road Fund:

Due to the Road Fund being short of funds because of emergency road repairs the Treasurer ask for court approval to transfer funds in the amount of \$130,000.00 from the General Fund to the Road Fund. This money will paid back to the General Fund as soon as funds are available.

Judge Anderson entertained a motion to allow Treasurer to transfer \$130,000.00 from the General Fund to the Road Fund.

A motion was made by Magistrate Donna Gabbard seconded by Magistrate Dennis Combs ***to allow the Treasurer's Request to transfer \$130,000.00 from the General Fund to the Road Fund. This money will be paid back to the General Fund as soon as funds are made available.***

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Judge Anderson ask for members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I

Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0

Adjourn: The meeting adjourned at 7:25 p.m.

Judge Anderson entertained a motion to adjourn.

A motion was made by Magistrate Mike Lockard seconded by Magistrate Dennis Combs **to adjourn.**

This meeting adjourned at 7:25 p.m.

Judge Anderson ask members of the court agreeing to this motion by signifying I.

Magistrate Dennis Combs – I

Magistrate Donna Gabbard – I

Magistrate Mike Lockard – I


Magistrate Chad Patton – I

Magistrate Timmy Tipton – I

Judge Executive James Anderson – I

Motion passes unanimously

6-0



James Anderson



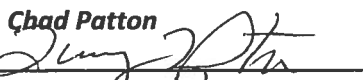
Dennis Combs



Donna Gabbard



Mike Lockard



Chad Patton

Timmy Tipton