

**Powell County Fiscal Court**

**Regular Called Meeting**

**June 11<sup>th</sup>, 2024**

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

**Location: Powell County Emergency Operations Center**

**33 Commerce Drive**

**Stanton, Kentucky 40380**

Present: Judge Executive Eddie Barnes, Fiscal Court Clerk/Treasurer Connie Crabtree, CSEPP/EMA Director Kevin Babcock, E911 Director Larry Hall, Assistant E911 Director/Mapping Officer Justin Rice, County Attorney Robert King, Magistrate J.L. Bowen, Magistrate Mike Lockard, Magistrate Chad Patton, Solid Waste Coordinator Tim Snowden, Assistant Tax Administrator Kevin Noel, Chief Deputy Jailer Neal Hamilton, Road Supervisor Patrick McCoy, Road Equipment Operator Steven Haddix, Animal Control Officer Chelsea Seale, Mitchel Patrick, Powell County Flying Club – Al Brewer and Billy Esteppe, City Zoning Officer Chris Chaney, Brandon Famer – Powell Patriot, Chuck Donaldson and Jenny Frazier and Eric Hubbard with Back Roads Appalachia (Telephone Call).

County Judge Executive Eddie Barnes called the meeting to order:

County Judge Executive Eddie Barnes led the Pledge of Allegiance.

Roll Call for the following members: A quorum was established.

***Judge Executive Eddie Barnes – Present***

***Magistrate J.L. Bowen – Present***

***Magistrate Dennis Combs – Absent***

***Magistrate Mike Lockard – Present***

***Magistrate Brian McKinney – Absent***

***Magistrate Chad Patton – Present***

***Public Comments:***

Al Brewer President of the Powell County Flying Club along with Billy Esteppe was present for the meeting to discuss the land lease at the airport. This has been going on for several years and they just want to know where they stand. They recently had to do a \$625.00 repair on the building. They believe they own the building because they have been paying taxes on it. County Attorney Robert King said he feels we need to discuss the whole process of the lease because of different ideas of what the lease should look like and where the lease monies should go. He is getting different ideas about drafting a lease as the Powell County Attorney. The lease would need to satisfy the FFA and the Powell County Flying Club. He understands the Airport Board thinks the rents or leases from the hangers would go to the Powell County Airport Board and not the county.

Robert contacted Montgomery County Airport. The meeting he had with Hanson said the lease must be at market value. Judge Barnes attended the airport board meeting and there was discussion about .04 cent per square foot and ownership. Back when the airport was established, and hangers were built they had a lease and the price was dropped so that people would build them. Once the year's lease was finished the hangers and the property both belonged to the county. Mr. Brewer said they are paying taxes on the building.

Judge Barnes asked him if he could come to the office, and they would go to the PVA to try and to figure out what was going on. Mr. Brewer believes there was an agreement that was never signed because of the elections and such.

This has not been dealt with in years and would not have been an issue had it not been for the new airport project.

Judge Barnes told Mr. Brewer to come or call the office and they would try to figure out something.

No Action was taken

911 Director Larry Hall called Eric Hubbard with Back Roads Appalachia and put him on speaker phone so he could answer any questions members of the court had concerning the Back Roads Appalachia Event scheduled for the weekend. Judge Barnes asked if the closing of the roadway would be Friday and Saturday. Eric told him that the event would be on Friday and Saturday from 8:00 a.m. until 5:00 p.m. Magistrate J.L. Bowen had several questions for him concerning detour and road closure signs that needed to be displayed for this event.

J.L. told him they only had 3 message boards and Kincaid wanted four. Eric said he could bring one when he comes on Wednesday. Traffic control will need to be set outside the county for exit 40 but we do not have jurisdiction over it. Eric told him they submitted a traffic plan to Mr. Kincaid. Mr. Moore and Mr. Dalinger that two roads sign would be on each side of the exit going through the roads and residents would be allowed to pass by, but the road would be closed past the residential house on the back side of the road coming in.

Magistrate Bowen said it would take two message boards to handle both detours. We do not have any of those signs. Eric told him they were following what they were told to do as far as signage, but if they needed detour signs, he would get them.

EMA Director Kevin Babcock told him he is busy with the CSEPP exercise and just now getting to look at the plan, but he would make it happen as far as placing the signs. He was also unaware of the event being on Friday.

Eric said he apologized for not getting with him earlier about the event and could get fire departments from other counties to come in if needed.

Eric thanked everyone for helping to make this event possible and believes this will be a positive thing for Powell County. He also let members of the court know if they wanted to gear up and sign a waiver, they could have the opportunity to experience a car ride.

### ***Meeting Minutes of the May 14<sup>th</sup>, 2024, meeting***

A motion was made by Magistrate Mike Lockard seconded by Magistrate J.L. Bowen with all members present voting in favor of approving the meeting minutes of the May 14<sup>th</sup>, 2024, regular meeting.

Motion passes unanimously.

### ***Bills Submitted for Payment:***

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

A motion was made by Magistrate Chad Patton seconded by Magistrate J.L. Bowen with all members present voting in favor to approve all bills submitted for payment.

Motion passed unanimously.

***Treasurer's Transfers: Cash, Budget and Interfund Transfers:***

The treasurer presented the transfers for court approval. Transfers include Cash, Budget and Interfund Transfers.

***Interfund Transfers:***

Transfer from General Fund to Ambulance Fund - \$10,000.00

***Cash Transfers:***

Transfer to Road Fund from Grants Fund - \$15,033.36

A motion was made by Magistrate Chad Patton seconded by Magistrate J.L. Bowen with all members present voting in favor of approving all transfers to include Interfund, budget and cash transfers.

Motion passed unanimously.

***Financials: 5/1/24 – 5/31/24 Financial Statement and Cash Balance Statement***

***Summary:***

The Treasurer presented the financial statement for court approval 5/1/24 – 5/31/24 Financial Statement and the Cash Balance Summary.

A motion was made by Magistrate J.L. Bowen seconded by Magistrate Chad Patton will all members present voting in favor to approve the 5/1/24 – 5/31/24 Financial Statement and the Cash Balance Statement Summary.

Motion passed unanimously.

***2<sup>nd</sup> Reading of Budget Amendment #5.***

The budget for the current fiscal year 2023/2024 is amended to increase the receipts for the General Fund totaling \$200,000.00.

A motion was made by Magistrate J.L. Bowen seconded by Magistrate Mike Lockard with all members present voting in favor to approve the 2<sup>nd</sup> Reading of Budget Amendment #5 in the total amount of \$200,000.00.

Motion passed unanimously.

***Old Business:***

Magistrate Mike Lockard asked if we had received our check from R&R Glass. Judge Barnes said we are going to have to sue them to get our money back. It's been over a year, and they have not installed the courthouse doors or returned the payment that was sent to them to begin the work.

A motion was made by Magistrate J.L. Bowen seconded by Magistrate Mike Lockard to allow County Attorney Robert King to move forward with the lawsuit to get the county's money back from R&R Glass.

Motion passed unanimously

## **Department Head Updates:**

### **911 Director Larry Hall: (*Jackson Freeman and Kathern Wells moved to Full-time Position*)**

911 Director Larry Hall asks members of the court to approve for **Jackson Freeman** to be moved from a part-time position to a full-time position. Judge Barnes said that Mr. Freeman is doing a great job.

A motion was made by Magistrate Chad Patton seconded by Magistrate Mike Lockard with all members present voting in favor to approve the request to move Jackson Freeman from a part-time position to a full-time position contingent that all results come back good from the first phase, and he passes his polygraph test. Jackson will follow the one-year contract.

Motion passed unanimously.

911 Director Larry Hall asks members of the court to approve **Kathern Wells** to be moved from a part-time position to a full-time position.

A motion was made by Magistrate Chad Patton and seconded by Magistrate Mike Lockard with all members present voting in favor to approve the request to move Kathern Wells from a part-time position to a full-time position contingent that all results come back good from the first phase, and she passes her polygraph test. Kathern will follow the one-year contract.

Motion passed unanimously.

Magistrate Mike Lockard asked what the status was on Stevie Townsend paying back what he owed. Larry told him he was waiting on Stephanie to get the paperwork ready then he will get with the County Attorney to prepare a letter regarding the fees he owes per KRS.

911 Director Larry Hall let members of the court know they done the monthly siren tests this past Saturday. Four of the sirens had a tuning issue but are being worked on. The back-up plan in place did work. All twelve sirens are now working.

As of tomorrow, they will be turning the Black Creek radio tower off. They will be working off the Furnace Mtn and Hinkle towers. They may have a little trouble with the handheld radios in Clay City, but the fire departments will be made aware of this.

The Black Creek Tower's floors are completely gone. CSEPP/EMA Director Kevin Babcock said there was a leaky air conditioner and had also had some preexisting damage. We purchased it from a company in Alabama and it was transferred to us. Red River Ranch refurbished it, but it was not done correctly. The manufacturer date on this building is 1993. Larry told members of the court they had a plan of action. John Koontz is coming to disconnect a generator inside and Clark Energy is coming to pull the meters. It seems like the more they cut the more problems are found.

This building is made of fiberglass and cannot be jacked up because it's under a bar system. Kevin is going to get a place where the repeaters can be stored. Several people have been helping with this building including the inmates.

Kevin is talking to CSEPP to see if they could help financially, but they are saying if it's not an insurance claim it would be a county problem because it has been there around 8 years. We have

currently spent around \$2,000.00 on wood to try and repair the floors. The question is can we salvage any of the buildings? Materials will need to be packed up in a truck because the road going to the building is in rough shape.

Judge Barnes asked, other than the building being fiberglass what was so special about this building? Kevin told him nothing and it could totally be replaced. They will know more about the damage once everything is moved out. Judge Barnes said we need to see if CSEPP will agree to replace the building and if not, we could contact our insurance. One way or another the building must be repaired or replaced.

Larry said we can get help with putting the electricity back in the building. We may need a heating and air person to put a system in.

911 Director Larry Hall said a lady brought Justin a plat last year for Cherry Blossum Circle. She called today wanting a road sign. Larry pulled the address up and it pinned as a section of Cherry Blossum Circle but then was highlighted through the state as Hideaway Lane. Years ago, it was Hideaway Lane but was changed to Cherry Blossum but there is no documented through the court about it being changed. When the land was sold, and lots were made they called it Cherry Blossum Circle. Larry and Justin are going to talk with the residents to see if they have Cherry Blossum or Hideaway Lane addresses. If the road needs to be changed to Cherry Blossum, we will have to follow the proper proceedings. The lady today said she wants to do what is least costly to everyone. Road Supervisor Patrick McCoy said the legalities of it would be the same as the section on Gritters Ridge Road. It must be one of the people that owns land adjoining the ride away of Hideaway Lane that will have to appeal to the court for us to even start the process. Currently Hideaway Lane is a county road.

Larry made members of the court aware of the calls that came in to Dispatch for the month of May.  
Sheriff's Office – 358 calls

Stanton Police Department – 255

Clay City Police Department - 156

Stanton Fire Department – 23

Clay City Fire Department - - 32

Middle Fork Fire Department – 11

Powell County Search & Rescue – 3

Powell County EMS – 211

Magistrate J.L. Bowen asked Larry if he had heard anything about the cities giving the county a contribution to help financially. Larry told him that the City of Stanton did not put anything in their budget, but they would review it again when they begin to receive their insurance premium tax. We have heard nothing from the City of Clay City. Magistrate Bowen said he could start charging them \$5.00 a call. Larry said we would cut no one off but by the state we are not mandated to do any of the cities dispatching. There is no local agreement, but we would never cut anyone off. We would not punish the people it would not be fair to them.

***CSEPP/EMA Director Kevin Babcock: ( Cummins Sales and Service -3 Year Contract for Generators)***

CSEPP/EMA Director Kevin Babcock presented a three (3) year maintenance agreement from Cummins Sales and Service for One (1) Portable Generator and One (1) Stationary Generator in the total amount of \$4,269.36 Full Maintenance Service – July 2024, 2025 & 2026. CSEPP will cover One (1) year service, but the county will be responsible for the other two years.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to authorize for CSEPP/EMA Director Kevin Babcock to sign the three (3) year contract with Cummins Sales and Service for a Portable and Stationary Generator with the understanding that CSEPP will cover the cost for one (1) year in the amount of \$1,423.12 and the county will be responsible for the other two years in the amount of \$2,846.24. The full maintenance Service is for July 2024, 2025 & 2026.

Motion passed unanimously.

***(Vertiv Corporation - Replacement of Batteries)***

CSEPP/EMA Director Kevin Babcock presented a Proposal for Service from Vertiv Corporation for replacement of batteries. He had the annual check last month and they determined everything is working fine but the batteries are five years old, and they recommended replacing them at this time. Kevin said he thinks CSEPP will pay for the cost to replace the batteries but if not, he asks that the Fiscal Court approve the cost.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting to approve replacing the batteries with the understanding if CSEPP does not cover the cost then the county will.

Motion passed unanimously.

***(Resealing and Striping Parking Lot at EOC)***

CSEPP/EMA Director ask for court approval to reseal and strip the parking lot at the EOC (Emergency Operations Center). Road Supervisor Patrick McCoy gave him the name of a local vendor. This vendor is supposed to be getting Kevin a quote ready. The quote should be under \$5,000.00.

A motion was made by Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor of approving for the parking lot at the EOC (Emergency Operations Center) to be resealed and striped with the understanding if CSEPP does not pay the cost then the county will.

Motion passes unanimously.

The CSEPP Exercise will be tomorrow. Red Star and Powell County Search and Rescue will be going to Fayette County to assist in this exercise. The exercise will begin at 8:00 a.m. and end around 2:00 p.m. Kevin invited members of the court to participate in it. This will be our last CSEPP exercise. Kevin handed out a Power Point presentation showing the Emergency Management Costs Post CSEPP. It breaks down a 20-year cycle which is based on the previous 20 years. The projected amount is roughly 10 to 12 million for operational costs.

***Animal Control Officer Chelsea Seale:***

Animal Control Officer Chelsea Seale told members of the court know one of the dogs had gotten loose from the animal shelter and went into someone's yard and bit a hole in a kid's pool. She said the owner requested that we pay for the pool. The amount would be \$50.00.

A motion was made by Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor to approve payment in the amount of \$50.00 to replace the pool.

Motion passed unanimously.

The Treasurer will request that Chelsea bring a written statement from the owner of the pool along with the address and a telephone number before payment is issued.

***Road Supervisor Patrick McCoy: (Hiring of Ben Bishop & Approval for him & Tim Snowden to receive their CDL's)***

Road Supervisor Patrick McCoy let members of the court know they had been mowing and helping Tim to get caught up on composting. They had several calls concerning ditches and culverts. Patrick said Judge Barnes responded to an emergency call regarding a fallen culvert on Silver Maple Lane. They plan to do an emergency replacement on it in the morning. They will start around 7:30 in hopes the road will not be closed for long. It only affects one resident so there will be minimum impact on the public.

Patrick made members of the court aware of the two new hires at the road department that are now out of their probation period, but one of them has already turned in his two-week notice.

Patrick asks members of the court to approve for the other employee to get his CDL's. He has shown interest in getting his Class A. He is learning to drive new equipment and is doing well. Patrick has been working on getting some quotes from places for him to get his CDL's because things have changed at state level. He has been in contact with Lake Cumberland CDL School because we have used them in the past. The cost has now increased to \$5,000.00. He also contacted Red River Ranch but has not heard anything back from them.

Patrick told members of the court they have a few applicants. He along with Judge Barnes has been communicating with one of them. Since this is the busy time of year Patrick said he would like to hire at least two. One of the two applicants is a former employee of the road department which left on good terms. Patrick said he does not think we can secure him employment with the current rate of pay. Judge Barnes said he had talked to Patrick about his qualifications. He does have his Class A CDL's. We always increase the employees by a dollar an hour for having CDL's. This person is requesting a rate of \$15.00 per hour. On July 1<sup>st</sup> employees will get a cost of living raise then after the 6-month probation period they will receive a .50 cent per hour increase. Magistrate Chad Patton ask who the person was. Judge Barnes told him it was Ben Bishop.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor of approving the hire of Ben Bishop at a rate of \$14.00 per hour. Motion passes unanimously

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present to grant permission for Billy Hood and Tim Snowden to take a CDL course. Motion passes unanimously

***(Approval for Steven Haddix to receive his \$1.00 per hour increase for getting his CDL's)***

Road Supervisor Patrick McCoy asked for court approval for Steven Haddix to receive his \$1.00 per hour increase for getting his CDL's.

A motion was made by Magistrate Mike Lockard and seconded by Magistrate Chad Patton with all members present voting in favor of Steven Haddix to receive his \$1.00 per hour increase for getting his CDL's.

Motion passed unanimously

***(Approval to purchase a Truck/Tractor/Trailer Combo for Road Department)***

Road Supervisor Patrick McCoy told members of the court years ago the road department had a tractor and low boy, but it was sold at a county auction for some unknown reason.

Patrick heard a trailer was purchased that was in disrepair when it was received from the State Highway Department. It became a liability for them to put on the roadway for several reasons. This piece was sold at a county auction a few years ago and has not been replaced.

The road department needs a trailer to be able to move their dozer. Two weeks ago, they ran into an issue where they needed to move the dozer but had no way to move it. They had to rely on a contractor to move it for them.

Patrick is asking for court approval to purchase a Low Boy trailer large enough to haul their road grader which would also save on tires and would be safer for the public. They have found a combination truck/tractor/trailer that will fulfill their needs in the amount of \$25,000.00.

Magistrate J.L. Bowen asked if we purchased this would we be able to do the CDL course in house.

Patrick said to do this we would have to purchase a truck/tractor that has a manual transmission.

Patrick told members himself along with a couple more road employees would go inspect, and test drive it before purchasing.

A motion was made by Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present to approve the purchase of a Truck/Tractor/Trailer combo for the road department pending inspection. This motion also authorizes Patrick McCoy to spend up to \$25,000.00 for the purchase of a Truck/Tractor/Trailer Combo.

Motion passes unanimously

***(Approval – Bridge Allotment)***

Road Supervisor Patrick McCoy explained to members of the court how the bridge allotment money works. The state will fund 80% of \$100,000.00 for bridge allotment. We use this program to help with roadways, culvert and drainage issues.

Patrick contacted Contech Engineered Solutions and they have engineered two Aluminum Box Culverts for two roadways that need care as far as drainage work. The roads are Sand Lick Road and Caudill Road.

***Sand Lick Road - \$30,330.78***

***Caudill Road - \$36,841.92***

Patrick asks for the court to approve these structures so that an agreement could be submitted to the state. After the agreement is submitted to the state, they will then send out an engineer to look at the drawing to see if they will work or not. If we receive the \$100,000.00 from the state, we will be able to bid for the installation of these structures as well as hiring a crew that is recommended by



the manufacturer to assemble the product. We do not have the manpower to assemble them ourselves nor do we have the equipment large enough to handle these structures before they are placed in the ground. Our 20% In – Kind contribution would be labor, and equipment use for such things as sitting the anchors for the structures for the wing walls, some assistance in getting utility locations, backfill, etc.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to allow Road Supervisor Patrick McCoy to move forward with this process and approve the quotes from Contech for the two aluminum culverts in the amount of \$67,172.70.

Motion passed unanimously

#### ***(Flex Funds Road Recommendations)***

A list of roadways was compiled for our Flex Funds. This is an 80/20 matching grant from the state for paving. We can only use these monies to resurface. It cannot be used to pave gravel roads as an initial treatment with these funds, nor can we use FD39 discretionary funds. These roadways have been measured and sent to the state. Patrick witnessed the state inspector inspecting these roadways already, so hopefully we can get approval at the state level. The roadways we are looking at in question are:

Napier Cemetery Road – District 4

Taulbee Lane – District 4

Sleepy Hollow Road – District 5

Evergreen Road – District 5

Pine View Heights – District 5

Wood Point Drive – District 5

Little Brush Creek – District 2

Wells Lane – District 2

Patch on Brush Creek Road

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Mike Lockard with all members present to execute the Flex Fund Road Recommendations Agreement.

Motion passed unanimously

Road Supervisor Patrick McCoy told members of the court he found out today that we had an open agreement from the roads that Walker Company had paved for us some last year and some the year before. After talking with Craig Lindon, which helps assists with this we found out we still have \$94,394.31 remaining that is unused in the agreement. After talking with Craig and Judge Barnes we have decided to leave this agreement open so that we can review these roadways that were in the agreement. We cannot add any new roads, but we can use these funds to maybe pave farther on a road. Patrick thinks most of the roads on the list we have done in full. They did patches on Cove Mountain, Echo Hollow and Beech Fork Roads. We will review, do some measuring and get quotes for doing some more paving on these roads.

Patrick said they had had several calls on Derickson Lane. The road department installed an aluminum prefab structure a couple of years ago but since it's been paved it has settled. Patrick is

waiting for a quote from Hinkle Contracting. They measured it today so hopefully they will start on it soon.

***Solid Waste Coordinator Tim Snowden: ( Approval for Blaze Enterprises to do hauling & Pay Increase for CDL Drivers)***

Solid Waste Coordinator Tim Snowden let members know they had inspection from the state today and everything passed. The transfer station and composting area were inspected.

Tim let them know that the roll off tarps system is not working. Himself along with Judge Barnes talked to Larry Reynolds with Municipal Equipment. He asks Tim to bring it to Louisville so they could check it out. They believe they can fix it in one day, but they are unsure.

Tim said it does not trust them fixing it on one day. He does not want to be stranded waiting on a ride to get back. We are hoping the problem is under warranty. Road Mechanic Ryland Ledford has worked on it but has no luck in fixing it. They seemed to think it's a problem within the roller system.

We have stuff loaded on the roll off now. They have tried strapping it down with a tarp but ended up losing it. Tim has contacted Blaze Enterprises, Red River Ranch and Rumpke to get prices on hauling. Blaze was \$285.00 a load and Red River Ranch was \$345.00 a load. He has not received a quote back from Rumpke.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to go with lowest bidder Blaze Enterprises to do our hauling. Motion passed unanimously

Tim told members of the court that Stanley with Blaze Enterprises told him he could use their truck to take the load they already had loaded. Tim asks him to submit an invoice so he can be paid for the use of the truck. He does not want to, but Judge Barnes said he was gratuitous enough to let us use their truck and trailer so we should fill the truck up with fuel.

Tim asks members of the court if they had an issue with Blaze taking the stuff to Wildcat Recycling if they offered the same price on the haul bill. All members of the court agreed to allow this.

***(Pay increase for CD Drivers)***

Tim told members of the court he had four (4) CDL drivers but two of them are out sick and the other one is out for personal reasons. They all are part -time employees. We had to get the fourth (4<sup>th</sup>) driver to help haul the recycling. This employee is asking for an increase in his pay. He is wanting to receive the CDL rate.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor to increase these employees with their CDL's to \$14.00 per hour. Motion passed unanimously

Tim let members of the court know the transmission was out of the 2017 truck. He will get a price for repairing it.

The composting lot needs 36 more loads of rock. This will take care of the composting grant.

**( Approval to pay additional cost for Chipper)**

During the last meeting the court agreed to purchase a chipper from Earthwork Equipment in the amount of \$51,573.75. The chipper that was quoted for this amount was going to take a while to get in. They had one on their lot that was ready to go. Tim asks for court approval to purchase this chipper but there would be an additional cost of \$2,400.76. ( Total of chipper - \$53,974.51) A motion was made by Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor to approve the additional cost to purchase the chipper. Motion passed unanimously

**District Updates:**

**Magistrate Chad Patton** - Had a few calls about brush in the road. Road crew has taken care of it. Glad sirens are working.

**Magistrate J.L. Bowen** – Glad sirens are working. He said the siren was heard up North Fork Rd

**Magistrate Mike Lockard** – Ask if we ever found out if Conner Drive which runs parallel to Pine Creek Drive is a county or city road. Road Supervisor Patrick McCoy said he is not familiar with that road.

Chris Chaney said he would find out for them.

**Judge Barnes:**

Judge Barnes said people are upset that the county bought a vehicle last year which cost \$45,000.00 not \$60,000.00 or \$90,000.00. This vehicle was paid for through ARPA funds. The lights that we installed were donated to the county, it wasn't \$20,000.00 as everyone is saying. We were charged \$1,500.00 to install them. Eddie does not use this vehicle for his personal use. If he is in this vehicle, he is in it for official capacity. He wants to make it understood this vehicle was approved by the fiscal court not by him. He is tired of listening to Facebook people. If anyone has something to say or has a question, they can feel free to come to our fiscal court meetings, come to the County Judges office or call him. Enough is Enough! He could be driving a 2008 Nitro but when someone rides in a vehicle it represents Powell County. When Congressman Barr and the Governor came to the county they rode in the Tahoe.

If people want him to use his personal vehicle, then he will but charge mileage.

Eddie said rumor has it that the county is in the red. When he came to office in January of 2023 the General Fund had 2.6 million dollars and as of today it has 3.7 million dollars.

We are getting things done and progressing in Powell County, but it seems like a certain group does not want us to progress. We will progress and we will keep on doing what we're doing.

Again, if anyone has questions, wants to see receipts for anything feel free to contact the office. We will answer any questions you may have. Eddie said if he does something wrong come tell him. He is fine with constructive criticism but enough is enough with people making rumors up.

And as far as our department they all do a great job. We are playing catch up, but we are getting there.

Whenever Eddie goes on a call, he does not get extra checks. He does not get a check from the sheriff, a paramedic check or a fire department check. It's a team effort and everyone must do what we need to do to make people safe and secure. We all work together.

Magistrate Chad Patton ask how many lives he has saved using the vehicle. Larry said Judge Barnes transported a small baby to the hospital because we had no ambulance available. Eddie has been in the medical field for 36 years. He is a public servant. In Tahoe there is medical, fire, police and road equipment. He has been out several times cutting trees off the road. We are a team and it's going to stay that way.

People are also saying he purchased a side by side. This side by side was purchased by alcohol beverage control funds. It will be used for controlling Hollerwood to catch people with DUI's and trespassers. It's parked at the EOC building and the keys are in the dispatch office which must be signed out. If we do not use our Alcohol Beverage Control funds, there is a chance the county could use it as a percentage of collections. It could go from 6 percent down to 4 percent.

Magistrate J.L. Bowen made it aware the county did not purchase an ATV for Middlefork Fire Department. They purchased it with their own funds to do rescues.

***Assistant Tax Administrator Kevin Noel:***

Assistant Tax Administrator Kevin Noel let members of the court know we had received around \$68,000.00 to date for business license fees. The fee will start over 7/1. This has also helped us capture some occupational and net profit taxes. He is currently working on letters to go out for the occupational taxes for this quarter and the renewal for our business licenses.

Judge Barnes said Kevin main objective is collecting business licenses. This will be extra income to help the county financially once our CSEPP program is over.

***Chief Deputy Neal Hamilton:***

Chief Deputy Neal Hamilton made members of the court aware they are still losing state inmates. SAP Coordinator David Howard is calling and sending emails trying to get more inmates sent to us. They are currently looking into different programs to try and fill this void. The county is losing \$35.00 per day per inmate which totals around \$30,000.00 per month.

Judge Barnes asks Neal since we have four (4) SAP counselors will that number have to drop due to us having less inmates. Neal told him if the number did not increase, we would have to drop the counselors down to three (3).

Neal, along with Judge Barnes had a conference call with a company concerning insurance for inmates through the CARES act. Basically, everyone that comes in off the street except for state inmates can be enrolled with this insurance. There is a \$2,000.00 deductible per year. When the inmate is released, they would still be able to carry on with this insurance. We would be responsible to pay the first \$2,000.00 up front for the inmate then the insurance would begin. They would be covered the day they are signed up. Neal reached out to Paula Holding about this insurance and she checked with the Department of Corrections, and they said everything looked legit.

## ***New Business:***

### ***Chris Chaney – Zoning Administrator for the City of Stanton***

Chris Chaney told members of the court he was partially representing the planning commission. Chris told members of the court he would like to submit an opportunity to them. The planning commission voted last month to recommend to the city council about hiring a building inspector. He plans on presenting the same to the city council on Thursday. He is proposing a joint building inspection program between the Stanton Planning Commission and the County.

The county could choose to adopt a building code and start a building inspection program. They could choose to have a building inspection program, require a permit for construction or hire a building inspector. Chris is proposing that we could combine forces to be more efficient. He has a permit system in place where they can track inspections.

If this is something the county would be interested in pursuing, we could make an interlocal agreement through the Department for Local Government. As far the fees anything in the county expect for admen fee to keep program going would go to the county as revenue.

To be a certified building inspector you need to take exams through the Kentucky Department of Building Housing and Construction. You can be Level 1,2 or level 3. If you are a level 3 you can inspect any commercial, most institutional buildings and high hazard. Level 1 is residential, and Level 2 is commercial.

He had a gentleman reach out to him because he had an interest in services for us. (a copy of the proposed fee schedule will follow in minutes).

Magistrate Mike Lockard asked if they did inspections in stages. Chris told him it would be footage, foundation, framing and then separate electrical and plumbing.

The importance of having a good inspection program increases property value, makes sure structures are being built to a minimum standard and helps protect homeowners from unskilled contractors.

If the county opted to do this on their own the first step would be for the county to pass an ordinance to adopt the Kentucky Building Code. If the county decided on the joint option, there would have to be an interlocal agreement.

Judge Barnes asks Chris how much this cost would. Chris told him the theory would not cost anything out of pocket. If the decision was to go with someone there would be a contract in place and his fees would come out of permit fees. Magistrate Chad Patton said he thinks we have needed this for a long time. Members of the court decided to table at this time so they will have to do some researching

Tabled until the next regular meeting.

### ***Contract – House Bill 556***

A motion was made by Magistrate Chad Patton and seconded by Magistrate J.L. Bowen with all members present voting in favor of approving the Contract for House Bill 556. This motion also gives authorization to Judge Executive Eddie Barnes to sign all paperwork regarding the contract.

Contract Effective Date: 7/1/2024 Expiration Date: 6/30/2026.

Motion passed unanimously

***Flex Fund Agreement and Resolution:***

A motion was made by Magistrate J.L. Bowen and seconded by Mike Lockard with all members present voting in favor of approving the Flex Fund Agreement in the amount of \$513,446.00 and said Resolution.

Resolution adopting and approving the execution of a Rural Secondary Program Agreement between the Fiscal Court and the Commonwealth of Kentucky, Transportation Cabinet, Department of Rural and Municipal Aid, and accepting all roads and streets referred to therein as being part of the county road system.

Motion passed unanimously

***2024/2025 Rural and Secondary Flex Program Road Recommendations:***

*Crabtree Lane*

*Begin: JCT CR-1204 A Stanton Rd*

*End: JCT CR-1204 Sleepy Hollow Rd*

*Sleepy Hollow Road:*

*Begin: JCT CR-1204 A Crabtree Lane*

*End: End of BIT . Surface*

*Evergreen Drive:*

*Begin: JCT CR-1205 Haton Creek Road*

*End: End of BIT Surface*

*Pine View Heights:*

*Begin: JCT CR-1330 KY 213*

*End: End of BIT Surface*

*Wood Pointe Drive:*

*Begin: JCT CR-1378 KY 615*

*End: End of BIT Surface*

*Wells Lane:*

*Begin: JCT CR-1304 Brush Creek Road*

*End: End of BIT Surface*

*Taulbee Lane:*

*Begin: JCT CR1025 KY 11*

*End: End of BIT Surface*

*Napier Cemetery Road:*

*Begin: JCT CR-1010 Star Gap Road*

*End: End of BIT Surface*

*Little Brush Creek Road:*

*Begin: 0.498 Miles East JCT CR-1304 Brush Creek Road*

*End: End of BIT Surface*

*Brush Creek Road:*

*Begin: JCT CR-1304 KY 15*

*End: End of BIT Surface*

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor of approving the 2024/2025 Rural and Secondary Flex Program Road Recommendations.

Motion passed unanimously

**2<sup>nd</sup> Reading of the 2024/2025 County Budget:**

The 2024/2025 county budget was presented to the fiscal court for the 1<sup>st</sup> reading on May 14<sup>th</sup>.

The budget was signed by State Local Finance Officer Robert Brown on 5/22/24.

A motion was made by Magistrate J.L. Bowen and seconded by Magistrate Chad Patton with all members present voting in favor of approving the 2<sup>nd</sup> reading of the 2024/2025 county budget.

Motion passes unanimously.

**KACo Anthem Insurance for Heath, Dental, Vision and Life FY 2024-2025:**

**Anthem Medical Insurance:**

**Base Plan:**

Employee Only - \$0

Employee & Spouse - \$358.17

Employee & Children - \$260.48

Family - \$716.34

**Buy-UP Plan 1**

Employee Only - \$6.27

Employee & Spouse - \$371.34

Employee & Children - \$271.78

Family - \$736.40

**Buy-UP Plan 2**

Employee Only - \$28.70

Employee & Spouse - \$418.44

Employee & Children - \$312.15

Family - \$808.18

**Anthem Vision Insurance:**

Employee Only - \$3.13

Employee & Spouse - \$6.26

Employee & Children - \$5.94

Family - \$9.35

**Anthem Dental Insurance:**

Employee Only - \$9.34

Employee & Spouse - \$18.67

Employee & Children - \$26.61

Family - \$36.51

***OneAmerica Basis Group Life/AD&D Insurance:***

Employer Paid

Life Benefit Amount - \$15,000.00

A motion was made by Magistrate Mike Lockard and seconded by Magistrate J.L. Bowen with all members voting in favor to approve all KACo Anthem Medical, Dental, Vision and Life insurances for fiscal year 2024-2025.

Motion passed unanimously.

***Homestead:***

Tabled at this time:

***Acknowledgement of the Powell County Board of Health 2025 Tax Rates:***

The Powell County Board of Health 2025 Tax Rates was submitted to the fiscal court for their review.

***8 cents per \$100 – Real Property***

***8 cents per \$100 - Personal Property***

***8 cents per \$100 – Motor Vehicle***

A motion was made by Magistrate Mike Lockard and seconded by Magistrate J.L. Bowen with all members present acknowledging the Powell County Board of Health 2025 Tax Rates.

Motion passes unanimously

***Jenny Frazier – Developer of Birch Hollow Cabins:***

Ms. Frazier came to the meeting to request a road name for a private road so that she can receive a 911 address. The county has it named Dale Hollow Road, Powell County PVA's office calls it Birch Hollow Road and the state says it has no road.

911 Dispatch Director Larry Hall told members of the court they had talked to County Attorney Robert King about homeowners getting an agreement together. The property owner could submit a road name and if they claim they own the property it could be named as if it's private.

Prior Bluegrass Area Development wanted a signed agreement with all property owners. Since then, we no longer use Bluegrass Area Development. Larry asks Robert if he would be all right with her as an owner naming the road. Ms. Frazier said the property is on an 84-acre parcel with 17 plotted lots, but the remaining 70 acres belongs to her. Of the 84 acres 88 percent are either in her name or she controls interest in it, however there are six (6) other property owners with a ½ acre to an acre property on this road. She has tried to get their consent to pick a name so that she can get a 911 address otherwise they cannot get electric.

As of now it is Dale Hollow Road according to the county GIS mapping but if look at Plat at the PVA's office it's called Birch Hollow Road which she feels is not correct.

The lots have been Plated since 2006 but no construction has been started but the road is now fixed, and construction will begin. She wants the road named so that she can move forward. It's confusing because part of Birch Hollow Road is county maintained but beyond where the road continues is not county maintained. Ms. Frazier would like it to be called Dale Hollow Road.

Robert asks her if there were people already living there. She told him no, but there were plated lots that's been there since 2006. He said to get the people bound that lives there we would need to be



sent a notice of a hearing. Robert asks her to give him some time so he could have the opportunity to review this before giving an answer. Ms. Frazier told Robert she would be in contact with him. No Action was taken at this time.

**Adjournment: Meeting adjourned at 9:40:**

A motion was made by Magistrate Chad Patton and seconded by Magistrate Mike Lockard with all members present voting in favor of adjourning.  
Motion passes unanimously

**Next regular meeting will be held on July 9<sup>th</sup>, 2024, at 6:00 p.m.**

**Eddie Barnes, County Judge Executive**



**J.L. Bowen, Magistrate**



**Mike Lockard, Magistrate**



**Brian McKinney, Magistrate**



**Chad Patton, Magistrate**

