

Meeting Date; 06/08/2021
Meeting of; Madison County Fiscal Court
Meeting Type; Special Called
HONORABLE REAGAN TAYLOR COUNTY JUDGE EXECUTIVE PRESIDING

The Madison County Fiscal Court convened in special session on the 8th of June 2021 at 9:30AM via Zoom Video Conference. Present was the Honorable Reagan Taylor in the chair presiding and the following members of the Fiscal Court: Roger Barger, Tom Botkin, John Tudor, and Paul Reynolds were present. Madison County Assistant Attorney Brooke Bowman and Madison County Clerk Kenny Barger were also present.

It being determined a quorum was present, the meeting was called to order.
Magistrate Barger led the court in prayer. Judge Taylor asked Magistrate Botkin to lead the Pledge of Allegiance.

IN RE: Approval of Meeting Minutes 05-25-2021:

Motion by Tom Botkin seconded by Roger Barger to approve the minutes from the specially called meeting on May 25, 2021.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading Ordinance 2021-07—Administrative Code for 2021-2022:

Colleen Chaney, Deputy Judge Executive, presented the first reading of Ordinance 2021-07—Administrative Code for 2021-2022 for the court’s approval. Chaney explained the additions and changes that were made, such as clarification on dress code, communicating with the media, social media use during work hours, etc.

Motion by John Tudor seconded by Roger Barger to approve the first reading of Ordinance 2021-07—Administrative Code for 2021-2022.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading Ordinance 2021-08—Drug and Alcohol-Free Workplace Policy for 2021-2022:

Colleen Chaney, Deputy Judge Executive, presented the first reading of Ordinance 2021-08—Drug and Alcohol-Free Workplace Policy for 2021-2022. The only changes made were format based.

Motion by Tom Botkin seconded by John Tudor to approve the first reading of Ordinance 2021-08—Drug and Alcohol-Free Workplace Policy for 2021-2022.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading Ordinance 2021-09—Code of Ethics for 2021-2022:

Colleen Chaney, Deputy Judge Executive, presented the first reading of Ordinance 2021-09—Code of Ethics for 2021-2022. The only changes made were grammatical.

Motion by Paul Reynolds seconded by Tom Botkin to approve the first reading of Ordinance 2021-09—Code of Ethics for 2021-2022.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes

Meeting Date; 06/08/2021
Meeting of; Madison County Fiscal Court
Meeting Type; Special Called
Reagan Taylor – Yes

IN RE: 1st Reading Ordinance 2021-10—Airport Board Interlocal Agreement:

Judge Taylor presented the first reading of Ordinance 2021-10—Airport Board Interlocal Agreement for the court's approval. Once the agreement becomes effective, the Airport Board will increase from six (6) to eight (8) members, which will be chosen by the Madison County Judge Executive, Richmond Mayor, Berea Mayor, and Eastern Kentucky University's Board of Regents.

Motion by Roger Barger seconded by Paul Reynolds to approve the first reading of Ordinance 2021-10—Airport Board Interlocal Agreement.

Magistrate Tudor stated that it was only fair for Eastern to have two (2) members on the board. This is a good move.

Judge Taylor stated that he was excited.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading Ordinance 2021-11—Zone Change 1449 & 1479 Barnes Mill Road:

Bert Thomas, Planning and Building Codes Director, presented the first reading of Ordinance 2021-11—Zone Change 1449 & 1479 Barnes Mill Road for the court's approval. This is a request to change the agricultural zoning (UC-7) to single-family residential (UC-1).

Motion by Paul Reynolds seconded by Tom Botkin to approve the first reading of Ordinance 2021-11—Zone Change 1449 & 1479 Barnes Mill Road.

Magistrate Botkin asked Thomas if there was any opposition in the hearing that was held.

Thomas responded that there was opposition to the development of the land in general. Most of the concerns that were presented were traffic related. Some people were concerned with the types of homes that would be built. All the comments were from residents of Will O Mac subdivision, which is adjacent to this farm.

Magistrate Barger questioned where the water runoff will go.

Thomas stated that the water runoff will go to Silver Creek.

Magistrate Barger stated that his concern is the flood that we just had; you can see what can happen no matter how good your retainage is.

Thomas responded that the applicant had his engineering company come and give a presentation on the layout and how they would manage that kind of thing.

Motion carried on roll call vote as follows:

Tom Botkin-Abstained	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: 1st Reading Ordinance 2021-12—Zone Change 2300 Battlefield Memorial Highway:

Bert Thomas, Planning and Building Codes Director, presented the first reading of Ordinance 2021-12—Zone Change 2300 Battlefield Memorial Highway for the court's approval. The recommendation was made to change the zoning from RC-7 to RC-4.

Motion by John Tudor seconded by Roger Barger to approve the first reading of Ordinance 2021-12—Zone Change 2300 Battlefield Memorial Highway.

Magistrate Botkin questioned if this property is in a floodplain.

Thomas responded that only part of the property is in a floodplain.

Magistrate Botkin asked where access to the property would be.

Meeting Date; 06/08/2021

Meeting of; Madison County Fiscal Court

Meeting Type; Special Called

Thomas explained that the property has existing entrances on 499 and 421. The applicant did not indicate which entrance would be used as part of their development.

Magistrate Botkin voiced his concerns about the 421 entrance to the property because that is a dangerous intersection. There have been numerous wrecks over the years to the point that the state went in and realigned that road to make visibility coming from the Depot side.

Thomas stated that the good thing is that they have some good sight lines there. The bad thing is they have multiple entrances, which the state should consider when they look at any kind of development plan.

Judge Taylor stated that whenever the Planning Commission looks at the site development plan, they take into consideration life safety issues.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: Resolution 2021-61—Detention Center Policy & Procedure Manual:

Judge Taylor presented Resolution 2021-61—Detention Center Policy & Procedure Manual for the court's approval.

Motion by Tom Botkin seconded by John Tudor to approve Resolution 2021-61—Detention Center Policy & Procedure Manual.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: Resolution 2021-62—EMA/Madison County Health Department MOA:

Dustin Heiser, EMA Director, presented Resolution 2021-62—EMA/Madison County Health Department MOA for the court's approval. This agreement is for the utilization of Emergency Management personnel and vehicles to transport MCHD POD trailers in the event of an emergency or needed use. This agreement will be automatically renewed every year following until terminated by a participating party upon thirty (30) days written notice.

Motion by Roger Barger seconded by Paul Reynolds to approve Resolution 2021-62—EMA/Madison County Health Department MOA.

Magistrate Botkin questioned if the court was allowed to automatically renew this contract.

Judge Taylor noted that the county has automatic renewals on other agreements like the county's medical plan. He stated that this is such a small agreement that he did not know why the court would want to bring this back on a yearly basis.

Magistrate Botkin expressed his concern with automatic renewals extending to larger issues.

Judge Taylor inquired how many times the Health Department called for the county to mobilize the trailers.

Heiser responded that they have never called to have to do this. Their point of dispensing trailers would be if they were to have to dispense a large amount of medication of some type to a mass group. They have equipment in those trailers suited for that.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: Resolution 2021-63—Southern Madison Water Board Appointment:

Judge Taylor presented Resolution 2021-63—Southern Madison Water Board Appointment for the court's approval. Larry Todd was recommended for reappointment. His term will expire June 17, 2025.

Meeting Date; 06/08/2021
Meeting of; Madison County Fiscal Court
Meeting Type; Special Called
Motion by Tom Botkin seconded by John Tudor to approve Resolution 2021-63—Southern Madison Water Board Appointment.
Motion carried on roll call vote as follows:
Tom Botkin-Yes Roger Barger-Yes
John Tudor- Yes Paul Reynolds-No
Reagan Taylor – Yes

IN RE: Resolution 2021-64—FY21 RAISE Grant Application:

Tom Webb, Grant Writer, presented Resolution 2021-64—FY21 RAISE Grant Application for the court’s approval. This resolution will approve the application and administration of U.S. Department of Transportation FY2021 RAISE Grant Program Funds.
Motion by Tom Botkin seconded by Roger Barger to approve Resolution 2021-64—FY21 RAISE Grant Application.
Magistrate Botkin questioned if this was different from the bill grant the county has applied for the last three years.
Judge Taylor responded that it is really the same program.
Magistrate Botkin noted that the county is asking for a new road from the airport to 52 when there is not a 52 new corridor tied into Duncan.
Judge Taylor stated that the state has the funding now. When the court applied for this the past three years, the county was partnering with the state in that BUILD grant, 52 connector to Duncannon. The state has the funding now for that and will start with that project this fall. The county is trying to move to what may be referred to as “Economy Road.” The County is wanting to apply for it because the court still believes in that whole project, they have been trying to put together the last few years.
Colleen Chaney stated that Economy Road was laid out in a previous application. The arrangement that was made was that in the event that it was funded, the county would move some of those state resources to do Economy Road. The court has always envisioned the extension and Economy Road as one project, just different funding sources.
Magistrate Botkin asked if this required matching funds.
Chaney responded that it does not.
Magistrate Tudor stated that there is no easy access to the airport right now. The court has been working on this for several years because it is going to be a more used airport, which is an asset to the county. The county needs more direct roads to the airport. He questioned if this was a federal or state grant.
Judge Taylor stated that it was a federal grant.
Magistrate Tudor questioned if the county were accepted for the grant would they be able to hold the money off until the state road is approved or built.
Chaney responded that they cannot commit to holding it entirely. The county could go ahead and start doing engineering and pre-work on that, but there will be a timeline in which it is required to be spent by.
Motion carried on roll call vote as follows:
Tom Botkin-Yes Roger Barger-Yes
John Tudor- Yes Paul Reynolds-Yes
Reagan Taylor – Yes

IN RE: Resolution 2021-65—Road Department Annual Bid Awards:

Scott Shepherd, Road Department Administrator, presented Resolution 2021-65—Road Department Annual Bid Awards for the court’s approval. The following bid awards were recommended:
Asphalt—The Allen Company, Inc.
Bulk Engine Oils—Apollo Oil
Concrete—Concrete Materials Co., LLC

Meeting Date; 06/08/2021

Meeting of; Madison County Fiscal Court

Meeting Type; Special Called

Culverts—Interstate Construction Products

Petroleum—Kentucky Petroleum Supply

Rock—The Allen Company, Inc.

Motion by John Tudor seconded by Roger Barger to approve Resolution 2021-65—Road Department Annual Bid Awards.

Magistrate Botkin noted that he saw price increases across everything with the exception of fuel.

Magistrate Tudor questioned if the fuel bid was for a year in length.

Shepherd responded that it was for a year but that it is not the per gallon price, it is actually based off of terminal price. The fuel will go up and down, but it will always be the same spread from terminal price, and that will set the gallon per gallon price.

Magistrate Botkin questioned if switching companies will affect the way it is stored.

Shepherd responded that it will not affect the way it is stored. The county has been using equipment from the current company such as their tanks and their pumps. The new company will have to come in and replace their tanks and pumps with their own.

Magistrate Botkin stated that one of the big things that went up this year is the price of asphalt. We are still in the same pickle; we still only get so much money to blacktop the county roads. Now may be the case once again when the county is blacktopping less instead of more.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: Resolution 2021-66—Board of Adjustments Board Appointment:

Judge Taylor presented Resolution 2021-66—Board of Adjustments Board Appointment for the court's approval. He recommended that they reappoint Valerie Himes to the Board of Adjustments.

Motion by Paul Reynolds seconded by Roger Barger to approve Resolution 2021-66—Board of Adjustments Board Appointment.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: Resolution 2021-67—Board of Adjustments Board Appointment:

Judge Taylor presented Resolution 2021-67—Board of Adjustments Board Appointment for the court's approval. He recommended that they reappoint Mike Mavity to the Board of Adjustments.

Motion by John Tudor seconded by Tom Botkin to approve Resolution 2021-67—Board of Adjustments Board Appointment.

Motion carried on roll call vote as follows:

Tom Botkin-Yes	Roger Barger-Yes
John Tudor- Yes	Paul Reynolds-Yes
Reagan Taylor – Yes	

IN RE: Resolution 2021-68—Madison County—AOC Courthouse MOU:

Judge Taylor presented Resolution 2021-68—Madison County—AOC Courthouse MOU for the court's approval. This resolution will approve a memorandum of understanding between the Administrative Office of the Courts (AOC) and Madison County for a capital construction project to renovate the Madison County Courthouse.

Motion by Roger Barger seconded by Tom Botkin to approve Resolution 2021-68—Madison County—AOC Courthouse MOU.

Meeting Date; 06/08/2021

Meeting of; Madison County Fiscal Court

Meeting Type; Special Called

Magistrate Botkin questioned where the courts would conduct while the renovation takes place.

Judge Taylor responded that the plan is for the Circuit Court to temporarily move to the Chase Bank Building.

Magistrate Tudor commented that the renovation to the Courthouse is done by the AOC, and it will not cost any county funds.

Magistrate Botkin noted that it is estimated to be an over \$12 million dollar project.

Judge Taylor responded that is the amount that was in the budget bill; that is the construction portion plus any kind of furniture and any kind of expenses to be able to operate the courts as they are needed.

Magistrate Tudor asked if there would be two courtrooms in the new renovation.

Judge Taylor responded that is the plan right now. This actually sets the county up as part of the MOU for a construction team to review and finalize all the plans. The county will be working with the architects and the construction manager to finalize all those blueprints to meet the needs of the judges in the AOC. The county will be bonding this project to be part of a capital project. The county will bond the project and then the AOC will make the direct payments for the bond.

Colleen Chaney gave a huge thank you to Representative Frazier and Senator Carpenter for their efforts on this project.

Motion carried on roll call vote as follows:

Tom Botkin-Yes

Roger Barger-Yes

John Tudor- Yes

Paul Reynolds-Yes

Reagan Taylor – Yes

IN RE: Personnel—Road Department:

Scott Shepherd, Road Department Administrator, addressed the court to recommend that they hire Steven Brock as a CDL Driver/General Laborer at \$14.00/per hour, effective June 9, 2021.

Motion by John Tudor seconded by Roger Barger to hire Steven Brock as a CDL Driver/General Laborer at \$14.00/per hour, effective June 9, 2021.

Magistrate Tudor stated that Brock has worked for the county in the past at the Fire Department. He is a hard worker and will do a good job. He noted that he was glad to have him back.

Motion carried on roll call vote as follows:

Tom Botkin-Yes

Roger Barger-Yes

John Tudor- Yes

Paul Reynolds-Yes

Reagan Taylor – Yes

IN RE: Personnel—Animal Shelter:

Katie Tibbs, Animal Care Coordinator, addressed the court to recommend that they hire Jessie Lindsey as a Kennel Technician at \$11.00/per hour, effective June 10, 2021.

Motion by Tom Botkin seconded by Roger Barger to hire Jessie Lindsey as a Kennel Technician at \$11.00/per hour, effective June 10, 2021.

Motion carried on roll call vote as follows:

Tom Botkin-Yes

Roger Barger-Yes

John Tudor- Yes

Paul Reynolds-Yes

Reagan Taylor – Yes

IN RE: Judge's Report:

- Richmond's Independence Day Extravaganza will be Sunday, July 4th, at the Lake Reba Recreational Complex. Gates open at 5pm, and fireworks will be around 10pm. Please see the Richmond Parks and Recreation's website for more details. Bit of advice; come early.
 - Berea's Fourth of July Celebration is in its final planning stages. Please contact Berea Parks & Recreation for more information.
-

Meeting Date; 06/08/2021

Meeting of; Madison County Fiscal Court

Meeting Type; Special Called

- Re-paving work has begun on the original portion of the Eastern By-Pass. Work will mainly be at night, but there will be closure of lanes which will result in traffic issues, so please plan accordingly.
- The bridge over the CSX railroad on Menelaus Road/Kentucky 1983 has been deemed unsafe by the Kentucky Transportation Cabinet and is closed until further notice. Motorists are advised to find alternative routes.
- Please be mindful of the mowing crews on our county and state road's right of ways. Please give them plenty of room and be patient.
- The Madison County Courthouse and its related offices will be closed on Friday, July 2nd for the Independence Day holiday. Offices will re-open on Monday, July 5th, at 8am.

Comments from Magistrates:

Magistrate Botkin noted that after the last court meeting, there were several social media posts and phone calls concerning the PVA comments when Mr. Ackerman came and addressed the court. He stated that residents will have until June the 15th if you want to address what you feel is the fair market value of your property, and you can do that by going to madisoncountypva.com and schedule an appointment to come in. Residents can also schedule a phone conference or an email. There are a lot of complaints about that and if you feel like your assessment is not fair then please contact the PVA office and address it. Botkin noted that he went to get his Real ID at the old Richmond Mall and that it was a smooth and quick process. He stated that he was not in there longer than ten minutes. If you choose to have one of those Real ID's made, you are required to take two forms of dated documentation that prove your address. He noted that he is glad that they closed the CSX bridge and that they are addressing that issue. He stated that he hopes the court can get together with the road department and decide on the Wallace Mill Road speed limit. Botkin noted that there have been some calls about some guard railing that they are trying to resolve with the Bluegrass Ad.

Magistrate Tudor stated that there were over 2000 people at the truck and tractor pull on Saturday night; that is a great turnout. The Waco Volunteer Fire Department does a great job out there and it is a good fundraiser for them. He thanked the Fire Department, and all the Fair Board members for working with them. He stated that he has had a few calls about the mowing in certain areas. They are running a little bit behind; it is because of the debris cleanup. They will get to you, just be patient. Tudor noted that he has been working with Brandon McIntosh with the state highway department; he has had a couple of calls on some branches down on Dreyfus Road that were due to the ice storm, and he is going to try to get those cleaned up on the roadside this week and make it safer out there. He stated that he had a call from a constituent about possibly getting the state to do a traffic study on the intersection of 52 and Moberly and Speedwell Road. That is a very busy intersection. Eventually, that road will have to be widened out through there; it is just a matter of when the state deems it necessary and has the funds to do it. Be careful and slowdown in that area. Tudor thanked all the county employees and department heads.

Magistrate Barger stated that he drove out Irvine Road on Saturday night and when he got to the fairgrounds, he was surprised to see a field full of cars for the truck and tractor pull. It was good to see people out. Barger thanked all the employees in the county. Behind the scenes they get a lot of things done that they never get recognition for. He stated that when he does his job it is easy because they do their job.

Magistrate Reynolds had no comment.

Comments from Department Heads:

Dustin Heiser, EMA Director, reminded everyone that if they or someone they know were affected by the March flood that they can apply for individual assistance on the county's website. The Small Business Administration is providing low interest loans and it is for homeowners as well.

Meeting Date; 06/08/2021

Meeting of; Madison County Fiscal Court

Meeting Type; Special Called

Comments from the Audience:

No comments from the Audience.

IN RE: Pay Claims and Approve Transfers:

Motion made by Roger Barger seconded by John Tudor to approve pay claims and transfers.

ANNOUNCE NEXT COURT DATE:

Judge Taylor announced the next court date for June 22, 2021, in Richmond at 9:30AM.

IN RE: ADJOURNMENT

Motion from John Tudor to adjourn, seconded by Paul Reynolds. Hearing no objection, the meeting adjourned 11:00 am.

A handwritten signature in black ink, appearing to read 'R-Taylor', is written over a horizontal line.

REAGAN TAYLOR MADISON CO. JUDGE/EXECUTIVE