

**COMMONWEALTH OF KENTUCKY  
HOPKINS COUNTY  
ORDINANCE NO. 2020-1  
EMERGENCY**

**AN EMERGENCY ORDINANCE RELATING TO THE PAYMENT OF COUNTY  
ROAD DEPARTMENT EMPLOYEES DURING A STATE AND COUNTY DECLARED  
STATE OF EMERGENCY**

WHEREAS, Hopkins County is operating under a KRS Chp. 39A Declared State of Emergency;

WHEREAS, the Commonwealth of Kentucky is operating under a KRS Chp. 39A Declared State of Emergency;

WHEREAS, a strong county road system is essential during these States of Emergency;

WHEREAS, to have a strong county road system, it is essential that county road department employees remain healthy, as a potential quarantine of all, or most, road department employees could lead to tragedy if a road emergency occurred due to natural disaster or other reason;

WHEREAS, to avoid a potential quarantine of all, or most, road department employees, it is necessary to split the road department into two different crews, with each crew working opposite weeks while the other crew of road department employees are sent home;

WHEREAS, it is in Hopkins County government's best interest to have a strong, stable road department workforce when the respective concurrent Commonwealth and County States of Emergency end;

WHEREAS, to keep a strong, stable road department workforce, Hopkins County Fiscal Court has determined that the Hopkins County Judge/Executive has the authority to pay road department employees their normal weekly wage and benefits during the concurrent Commonwealth and County States of Emergency where those road department employees have been sent home according to the above-referenced rotating schedule;

WHEREAS, providing road department employees that have been sent home, in the above-referenced rotating schedule, their normal weekly wage and benefits is an appropriate incentive to keep an experienced, trained workforce and is in compliance with Kentucky Constitutional requirements;

WHEREAS, providing road department employees that have been sent home, in the above-referenced rotating schedule, their normal weekly wage and benefits is an appropriate incentive to keep Hopkins County's road department safe and capable of maintaining Hopkins County's road system and is in compliance with Kentucky Constitutional requirements;

NOW THEREFORE, be it ordained by the fiscal court of county of Hopkins, Commonwealth of Kentucky:

**SECTION ONE: HOPKINS COUNTY JUDGE/EXECUTIVE'S ROAD DEPARTMENT EMPLOYEE COMPENSATION AUTHORITY**

During concurrent KRS Chp. 39 Commonwealth and County States of Emergency, the Hopkins County Judge/Executive has the authority to compensate Hopkins County road department employees at their regular rate of pay with applicable benefits where those employees have been sent home in accordance with the rotating crew schedule described in the Whereas clauses above, with the Whereas clauses incorporated into this Section as if set out in full herein. For full-time road department employees, their at-home compensation shall be based upon forty (40) hours per week. For part-time employees, the Hopkins County Judge/Executive shall determine the part-time employee's normal working hours based upon an average of the weekly hours worked for the prior four weeks. The Hopkins County Judge/Executive has the authority to compensate, including applicable benefits, these road department employees during the entire concurrent Commonwealth and County States of Emergency, or may terminate their at-home compensation at the County Judge/Executive's discretion prior to the ending of the concurrent Commonwealth and County States of Emergency.

**SECTION TWO: EMERGENCY ORDINANCE--EFFECTIVE DATE--TERMINATION DATE**

This Emergency Ordinance, passed in accordance with KRS 67.078, and to be part of the Hopkins County Administrative Code, shall be retroactively effective March 24, 2020 upon passage by the Hopkins County Fiscal Court and shall terminate upon the termination of either of the concurrent States of Emergency.

Introduced and approved as an Emergency Ordinance on April 7, 2020.

Attested By:

Keenan Clever

Hopkins County Clerk

Jack White

Hopkins County Judge/Executive