

The City Council of the City of Eminence, Kentucky met in a regular session on Monday, June 11, 2012 at 6:15 p.m. at the Eminence City Hall Council Chambers with Mayor Drane Stephens and the following members present: Polly Troxell, Tom Shroyer, Treva Browning, Danny Meadows, Lee Ann Armstrong, and Leo Mason. Absent was none. Also in attendance were Attorney William Brammell, City Clerk Sandra Doane, Public Works Director William Smith, Police Chief Carey Duncan, Citizens: Tammy Sharp and Larry Montgomery, and Henry County Local Representative Brad Bowman.

Mayor Stephens called the meeting to order at 6:15 p.m.

Pledge of allegiance held.

Subject: Citywide Wi-Fi – Derrick Jeffries with AT & T was present to follow-up on the questions and concerns that were expressed last month regarding the wireless internet for the City. Mr. Jeffries reviewed the questions from the last meeting and responded to each. The system does not provide content filtering with this needing to be done by an outside 3rd party such as Barracuda Networks or you can build your own with open source systems such as Untangle. A lot would depend what we are trying to filter.

Anyone with electronic devices has a distinctive address and would have some security of their own. The Wi-Fi system being quoted has wireless mesh links that are encrypted at a level of AES-256 which is basically locked down. We can even shut off the network should we choose to do so at any given time. Local Representative Brad Bowman, who had the questions about security from the last meeting, stated his question has been answered and feels the security will be okay as long as we are able to inform users of the security level. Mr. Jeffries stated the system has Rogue AP client detection and will detect someone trying to do something wrong.

The system will cover a 1.1 square mile with line of sight; but without an encompassing site survey they cannot tell exactly where there will be coverage. The system can be added to. The system does allow for the creation of a splash page which can be customizable to us.

All products come with a one year warranty with additional warranty being available for purchase at 10% of the list price of the hardware.

The average mean time to failure depends on the system; however the AP5200 has 462,841 hours on access and the FWC-2000 has 356,621 hours on access.

Professional services for support are available after the initial implementation of the hardware and software at an onsite cost of \$1,950.00 per day; however unlimited phone support is included.

The only reference given by Mr. Jeffries was a Library in Los Gatos, California. Mayor Stephens stated he did call them and spoke with the Assistant Director who said it works okay;

but feels their system covers a much smaller area. This is probably not a good comparative reference.

The average bandwidth per user depends on what the intended purpose of use of the system would be. We can limit bandwidth on a per group basis if we chose. Mr. Jeffries stated he feels 10 megs would be a good starting point, but we may need 20 megs to assist the school kids. Mayor Stephens reported he called Insight who told him they were unable to develop a quote at this time due to the imminent transfer of Insight to Time Warner.

Member Meadows inquired about the total cost now. Mr. Jeffries stated it is \$26,366.09. There is a piece of equipment available for \$97.00 each that would allow a signal to penetrate into a building or house if someone was having a problem.

Mayor Stephens thanked Mr. Jeffries for his work and presentation.

Subject: Possible New Business Coming to Town – Tammy Sharp, a 28 year employee of Cook’s Pharmacy was present to discuss the possible development of another pharmacy in town. Ms. Sharp stated she feels that another drug store in the County would negatively affect about 55 jobs at all three Cook’s locations. Cook’s has always been community friendly and not corporate. She stated she has heard that this new pharmacy is locating right across the street from Cook’s. Mayor Stephens assured Ms. Sharp that he knows of no actual facts other than inquiries having been made and various sites having been evaluated and that no decisions have been made. The City would not be able to stop such a move and not sure they should even try as we do want the City to grow economically but not at the expense of other businesses. Mayor Stephens stated he has always supported Cook’s having worked there for several years. If this development should happen, he would hope that Cook’s would ramp it up and develop their own specialty service or product. Ms. Sharp inquired if CVS owned some of the insurance companies. Mayor Stephens stated yes, but individuals are not limited to just purchase from them. Mayor Stephens stated that no purchase of property has been made to his knowledge.

OLD BUSINESS:

Subject: Minutes – The minutes of the previous regular session held on May 14, 2012 were reviewed. Mayor Stephens asked for any additions or changes to the minutes. With no additions or changes forthcoming, Mayor Stephens stated they would stand approved as presented.

Subject: Street Solicitation (Bucket Brigades) Ordinance – Mayor Stephens reported that he and Attorney Brammell have worked on developing an ordinance as pertains to street solicitation or bucket brigades based upon last month’s decision to proceed. Attorney Brammell held the first reading of an ordinance regulating charitable collection activities known as “bucket brigades” within the City of Eminence. Member Shroyer inquired how we will enforce or regulate that the people actually doing the collecting are the ones who sign the waivers. Attorney Brammell stated we can add a penalty section that would apply to any others there who are not on the list of participants. The consensus of council was to add a penalty section to this ordinance. Citizen Larry Montgomery inquired if any kids would be allowed to participate. Mayor Stephens stated no as all participants must be at least 18. Mr. Montgomery raised the

question as to giving things away or selling something. Attorney Brammell stated this should probably also be addressed. Member Meadows suggested adding a definition for a bucket brigade. Attorney Brammell stated he would make some changes and get this back to council for review prior to next month.

Subject: Commitment to Economic Development - Mayor Stephens stated we made a consensus commitment to support countywide economic development for three years by pledging \$5,000.00 per year; but never put this into a motion. Motion made by Member Shroyer and seconded by Member Troxell to approve spending \$5,000.00 per year for three years to assist the County with economic development. On a call for vote by Clerk Doane, all members present voted "Yea". Motion carried.

Subject: Budget Ordinance FY 7-1-12/6-30-13 – Mayor Stephens reviewed a few changes to the budget including the increasing of the carry forward balance for the City General Fund and the Municipal Water and Sewer Fund; the addition of the \$5,000.00 for the economic development; and the carry forward of a project to install wireless tank controls for the cost of \$20,000.00. This will eliminate two out dated relay phone services which AT & T is trying to phase out by continually increasing the monthly rate. At the current rate of the two phone bills we will be saving approximately \$500.00 per month and have better control over our system. Attorney Brammell held the second reading of the budget ordinance, which included the above changes, for fiscal year July 1, 2012 through June 30, 2013. Motion made by Member Meadows and seconded by Member Mason to adopt the budget ordinance for fiscal year 7-1-12/6-30-13 as read and to approve the cost of living and salary adjustments as included in the budget with said salary increases to be effective with the first full pay period in July. On a call for vote by Clerk Doane, all members present voted "Yea". Motion carried.

REPORTS:

Subject: Police Department Report – Police Chief Carey Duncan reviewed the monthly activity report with council. Chief Duncan stated they had 271 total contacts for the month. Seven individuals were arrested on thirteen separate charges. The Department had five driving under the influence and one other alcohol related incidents. Chief Duncan stated that the gallons of gas and the cost were estimated on the written report with the actual total being 449 gallons for a cost of \$1,509.54.

Subject: Property Ordinance Report – Chief Duncan reported no property ordinance citations were written.

Subject: Police Comments - Chief Duncan reported they have received several calls about cars being gotten into from the Poplar Branch and Lone Oak area. This appears to be juveniles. Chief Duncan recommended keeping cars locked and garage doors down.

Subject: Public Works Department Report – Public Works Director William Smith reviewed the monthly activity report with council. Mr. Smith reported that his department has been mostly dealing with routine work this month. Member Troxell thanked the department for all the work at the Park on the tree and brush removal. It looks great with the City already receiving a thank you from citizen, Harold Chisholm.

Subject: Administrative Office Report – City Clerk Sandra Doane reviewed the monthly administrative office report with council reporting that we have collected approximately 97.5% of the total 2011 property taxes as of June 6th.

Clerk Doane reported her office is still working on records destruction per the state retention schedule with the help of the KY Department of Libraries and Archives and will be working on all the required fiscal year end work this month.

Subject: Fire Department Report – Member Meadows reviewed the Fire Department report with council which showed nine total runs and special details in May for total man-hours of 21-1/2. Member Meadows reported that Cheryl Hellhake has resigned from the Fire Board effective June 30, 2012. She is a Fire Department appointee and the Chief is working on getting a replacement picked. Member Meadows asked council about doing a line item change to the current Fire Department budget to remodel the meeting room at the fire department by dry walling over the paneling and dropping the lights with the floor to be worked on next year. He reported he obtained a price from Mike Paris of \$5,810.00 and the Department had a cash balance of \$9,944.00 on June 5th. Mayor Stephens stated this work cannot be completed by June 30th. Member Meadows stated he feels comfortable with pre-paying for the work. Attorney Brammell stated this is not permitted for Cities to pay for something as an advance. Mayor Stephens stated he told Chief Lucas to make sure and include this in his new year's budget if he wanted to do this. Attorney Brammell stated we could possibly pay for the materials in this year's budget and pay the labor out of next year's budget if both items are included therein.

Subject: Festivals Update – Member Mason reported that the festival committee met on June 4, 2012. There were 20 booths for Eminence Day paid for as of that date. Member Troxell will be checking with Ricky Rynes to see if we can use his parking lot for the mini Pirate Ship ride. Member Troxell stated she has already done this with Ricky giving his okay to locate it there and to use his 220 electrical outlets. Member Mason reported that Anna Thompson has agreed to do the Little Mr. & Miss and the Baby Contest this year. The selling of ads for Eminence Day is being worked on by Margaret Beaumont and Polly Troxell.

The next Music at the Depot will be on Friday, June 15, 2012 with Silver Wings performing. The only food vendor coming for sure at this time is Karen Paris.

Subject: Parks Update – Member Armstrong reported the white butterfly bush has been put in the ground and is doing well. Member Shroyer asked how the security cameras are working. Mayor Stephens and Chief Duncan stated they are working great.

Subject: Community Center Report – Nothing to report.

NEW BUSINESS:

Subject: Open Citizen Comments/Questions – None.

Subject: Mayor's Update – Mayor Stephens asked for suggestions and procedures on how to strongly enforce our business license ordinance, specifically on construction companies and contractors coming to town periodically. Member Shroyer stated that when he was Mayor the police would stop and ask to see their license and if they did not have one they would bring them to City Hall to get it. Mayor Stephens stated he got a list of the sub-contractors from the new

construction by Newcomb. It was discussed that we need to do this on all big jobs, including the remodeling at Eminence Village. Mayor Stephens stated everyone should go now and look at the renovations. They are also enlarging the main office by taking out the Laundromat and making a community room. All the units will now have washers and dryers installed in them.

Subject: New Business/Council – None.

Subject: Signs on City Property – Member Armstrong asked about the signs being put on the City’s property at the corner of North Main and West Highway 22 and the one on the building. Member Armstrong inquired as to who put up the sign on the building and was there a fee to do so. Mayor Stephens stated John Adcock spear headed the project for the sign on the side of the building. He went to planning and zoning to get permission and also got permission from the owner of the building, Tommy Paul. Mayor Stephens stated that the only policy the City has had on allowing signs to be put in the park area belonged to former Mayor Petitt and that he has carried forward the policy 99% of the time to allow only non-profit signs with some allowances being made for new businesses or grand openings. Discussion held. Attorney Brammell stated that planning and zoning already addresses commercial signs. We could make a stronger policy if we want, but cannot go against what has already been adopted per planning and zoning. Member Mason stated he feels we need to allow new businesses to put up signage, at least for a few days. Consensus of council was to allow non-profit organizations to put up signs with removal within two days of the event and not to allow any political signs at all; but to allow the Mayor his discretion for new businesses and grand openings with removal of the signs within a specified time of two weeks for new businesses and the day after for grand openings.

Subject: Warrants – The warrants were presented for payment. Motion made by Member Browning and seconded by Member Mason to approve the warrants for payment as presented. On a call of vote by Clerk Doane, all members present voted “Yea”.

Subject: Closed Session – None needed.

With no further business to be discussed, motion made by Member Meadows and seconded by Member Troxell to adjourn. All members present voted “Yea”. Meeting adjourned at 7:57 p.m.

DRANE STEPHENS, MAYOR
CITYOF EMINENCE, KENTUCKY

ATTEST: _____
SANDRA A. DOANE, CITY CLERK
CITY OF EMINENCE, KENTUCKY