

CITY COUNCIL MEETING  
EMINENCE CITY HALL COUNCIL CHAMBERS

DECEMBER 12, 2016  
EMINENCE, KENTUCKY

The City Council of the City of Eminence, Kentucky met in a regular session on Monday, December 12, 2016 at 6:15 p.m. at the Eminence City Hall with Mayor Drane Stephens and the following members present: Danny Meadows, Polly Troxell, Leo Mason, Joey Bell, Tom Shroyer, and Lee Ann Armstrong. Absent was none. Also in attendance were City Attorney William Brammell, City Clerk Sandra Doane, Utilities Clerk Debbie Baer, Public Works Director Matt McAllister, Police Chief Kevin Kemper, Henry County Local Representative Chris Brooke, and Council Elect Fred Downey.

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

Pledge of allegiance held.

**Subject: County Business** – Magistrate Scott Bates was absent so no report available. Mayor Stephens reported no progress on the signs for Highway 55 indicating no turn onto Narrow Gage Road by large trucks.

Mayor Stephens asked if any council member had anything for Mr. Bates. Member Meadows stated the culvert located at 5747 South Main in front of Treva Browning's house is still busting tires as the rebar is hanging out. He witnessed a lady getting her tire popped at this location recently. Mayor Stephens stated he will get with Mr. Bates on this.

**OLD BUSINESS:**

**Subject: Minutes** – The minutes of the previous regular session held on November 14, 2016 were reviewed. Mayor Stephens asked for any additions or corrections to the minutes. With no additions or changes forthcoming, Mayor Stephens stated they would stand approved as presented.

**Subject: Water/Sewer Ordinance Amendment** – Mayor Stephens stated he asked Debbie Baer, our Utilities Clerk to attend the meeting to review with council the reasons for the requested changes to the water and sewer ordinance. Ms. Baer reported that the 14<sup>th</sup> thru the 17<sup>th</sup> of each month is really busy with public works reading meters and trying to do cutoffs and reconnects at the same time. Changing the due date for final payment prior to cut-off will help with this and would also allow people who get their social security on the third week of the month and people who have state retirement income on the 14<sup>th</sup> to be able to pay without getting their service disconnected.

Attorney Brammell held the second reading of an ordinance amending the water and sewer ordinance to make changes to the billing dates, connection fees, landlord billing for their tenants, and late payment dates. Motion made by Member Meadows and seconded by Member Shroyer to adopt Ordinance No. 2016-009 as read amending the water and sewer ordinance. On a call for vote by Clerk Doane, all members present voted "Yea".

## **REPORTS:**

**Subject: Police Department Report** – Police Chief Kevin Kemper reviewed the monthly activity report with council. Chief Kemper reported they had 276 total contacts for the month. Thirty-eight citations were issued on fifty-seven charges. Thirteen individuals were arrested on twenty-one charges.

Chief Kemper reported that Officer Lucas noticed a suspicious car that he eventually stopped which resulted in the car being stolen in Louisville and the two juveniles in the car being charged with receiving stolen property. One of the juveniles had been reported missing and one had previously been involved in the robbery at West End Sports.

Chief Kemper reported there was a shooting at the Saloon. The building and a vehicle were struck by gunfire with no injuries. Office Bailey has resolved the case and is preparing for a grand jury presentation.

Chief Kemper reported that Sergeant Wells worked a series of criminal mischief complaints on school property. A group of juveniles have been charged.

Chief Kemper reported that all the 2016 department training will be complete by the end of the month and they will start 2017 training in January. They also determined that some required classes are missing so they are trying to get them taken care of as well.

Chief Kemper reported that their revised policies and procedures manual is complete in rough draft form. They are working on accreditation for the department with Sergeant Wells being the accreditation manager. Doing this should save us money on our insurance and also help with keeping up with required training.

The owner of the property on South Main that needs a wall put up has been charged as he failed to comply with notices to maintain a commercial structure.

**Subject: Public Works Department Report** – Public Works Director Matt McAllister reviewed the monthly activity report with council.

Public Works Director McAllister reported on a 4” water main break at the corner of Shadyview and Franklin. Also reported that several pumps and a contactor have been repaired and reinstalled.

Director McAllister reported that Klemper Construction has completed the relocation of the 12” sewer main for the Tristan Ridge Development.

Reported that the annual industry pre-treatment sampling and inspections to fulfill the requirements of their permits has been conducted.

Reported that the broken slide bottom at Coach C Park has been replaced.

**Subject: Tristan Ridge Development** – Mayor Stephens reported we received the \$88,000.00 in sewer impact fees for the Tristan Ridge Development which coincides with the payment to Klempler Construction for the relocation of the sewer line. They are wanting us to terminate the easement for the old sewer line location. We need a new easement for the relocated line. Attorney Brammell stated if we could get a description from Neal Roberts he can draft one. Mayor Stephens stated that Tammy Stansbury had emailed him about back-filling the old sewer line. The contractor stated there is no reason to do this and it was not listed in the bid specs to do so. Their engineer, Will Hagan, agreed. Public Works Director McAllister stated the manholes should be filled by their construction company. We are not responsible for this. Consensus of council to approve releasing the current easement and adopting the new easement at the same time.

**Subject: Administrative Office Report** – City Clerk Sandra Doane reviewed the monthly administrative office report with council reporting that her office has already collected 84.05% of the 2016 tax billing as of December 8, 2016. Reported that we should have a lot of collections toward the end of the month prior to the penalty being assessed. The current unpaid 2016 taxes as of December 8, 2016 is \$57,645.62.

Clerk Doane reported that we have received the quarterly Kentucky Utilities tax franchise in the amount of \$25,059.06.

**Subject: Fire Department Report** – No report as no meeting held.

**Subject: Festivals Update** – Member Bell reported that Light Up Eminence was well attended with approximately 100 kids coming to see Santa. Santa even saw some kids at McDonald's and stopped there.

**Subject: Parks Update** – Mayor Stephens stated the fence cost was for a minimum of six months so he plans to leave it up longer.

### **NEW BUSINESS:**

**Subject: Deed of Restriction for the Park** – Mayor Stephens reported that per our LWCF grant we are required to adopt a deed restriction for the park property. Attorney Brammell has reviewed the deed restriction with no problems being noted. Motion made by Member Troxell and seconded by Member Mason to adopt the deed restriction as presented and to authorize the Mayor to sign said document. On a call for vote by Clerk Doane, all members present voted “Yea”.

**Subject: Open Citizen Comments** – Debbie Baer inquired about the status of the fire hydrant which is located on her property which was damaged at the end of Clear Creek Road. Public Works Director McAllister reported that we have done the credit application with Ferguson and the parts are on order. The hydrant will be relocated to another spot in hopes of protecting it from further damage by the trucks. Question asked if the company who ran over it the last time will be paying for the damage. Attorney Brammell stated he and Mr. McAllister have both written to the company with no response. It was suggested to contact Steel Tech to let them know what is going on with the delivery vehicles. Member Shroyer asked if we considered relocating the hydrant across the street on Mulberry. Mr. McAllister stated yes, but it is more feasible to keep it on the same side

but down onto Clear Creek more. The estimated cost for this damage is between \$3,500.00 - \$4,000.00.

**Subject: Mayor's Update** – Mayor Stephens discussed the City Officials Academy and the City Officials Orientation with council. Consensus not to attend either; however new manuals were requested.

Mayor Stephens discussed the City email accounts and the fact that some of the Council are not checking the email. Discussion held that it is hard to check more than one email account. If we use their personal email account it becomes subject to the open record laws. It was suggested to only have city stuff on the City emails and if not going to use the City one to let us know and we will cancel as we pay \$5.00 per month per person. An app can be put on your phone to alert you that you have an email from the City. No changes made at this time. Mayor Stephens asked that council only reply to sender not to all in a group email.

Mayor Stephens stated the oath of office will be performed at the end of this meeting.

**Subject: Council – New Business** – No one had anything.

**Subject: Warrants** - The warrants for payment were presented and reviewed. Motion made by Member Meadows and seconded by Member Troxell to approve the warrants for payment as presented. On a call of vote, all members present voted “Yea”.

**Subject: Closed Session** – None needed.

Member Shroyer congratulated Fred Downey on his election to council. Stated he has worked with eleven councils and this one is the best and encouraged all to keep up the good job. The employees do a good job as well.

With no further business to be discussed, motion made by Member Mason and seconded by Member Meadows to adjourn. All members present voted “Yea”. Meeting adjourned at 7:27 p.m.

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DRANE STEPHENS, MAYOR  
CITY OF EMINENCE, KENTUCKY

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