

The City Council of the City of Eminence, Kentucky met in a regular session on Monday, February 12, 2018 at 6:15 p.m. at the Eminence City Hall with Mayor Drane Stephens and the following members present: Danny Meadows, Leo Mason, Joey Bell, Fred Downey, and Lee Ann Armstrong. Absent was Member Polly Troxell. Also in attendance were City Attorney William Brammell; City Clerk Sandra Doane; Public Works Director Matt McAllister; Police Chief Kevin Kemper; Magistrate Scott Bates; Citizens John Adcock and Brian Perry; and Henry County Local Representative Chris Brooke.

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

Pledge of allegiance held.

Subject: County Business – Magistrate Scott Bates reported that everything is going smoothly in the County. Reported they met with the state three weeks ago on the pension and the road money being taken out of the budget. Senator Hornback stated he will try to get the Highway 146 improvements put back into the budget, but would not be able to get Highway 55 put back in. They also discussed phasing in the changes to CERS and that all these changes have amounted to approximately \$300,000.00 in additional expenses for the County. The state will also be taking money away due to not having a jail anymore. They felt like they got a good reception from the state and will be going back again this Thursday. Reported the new pole has been installed on North Main Street that has been a concern.

Subject: Eminence Project Prom – Brian Perry with Eminence Project Prom was present to request the City's sponsorship of Project Prom. Reported they will be holding Project Prom at the House of Boom after prom on April 28, 2018. Motion made by Member Armstrong and seconded by Member Mason to authorize the payment of an invoice on behalf of Project Prom in the amount of \$500.00. On a call for vote, all members present voted "Yea".

Subject: Medical Marijuana - Citizen John Adcock was present to discuss medical marijuana and request council consider adopting a resolution to support legalizing medical marijuana. Mr. Adcock presented a couple of sample resolutions to Attorney Brammell for his review. Attorney Brammell stated he believes it would be more efficient if the organizers developed a central resolution for presentation rather than individually written ones. Mr. Adcock stated he could not find a universal one and that no one has one to uniformly present. Mr. Adcock stated there are three bills being considered on marijuana – HB 166 and SB 116 both pertain to medical cannabis only with SB80 referring to adult use (recreational). He is only asking for support of medical marijuana. Council discussed. Consensus to authorize Attorney Brammell to prepare a resolution in support of medical marijuana.

Subject: Land Farm Lease – Mayor Stephens reported that based upon Tim Fitzgerald having retired from the City and having been awarded the land farm lease in the past to him and his brother based upon his knowledge of the land from having worked here it was decided we should probably

advertise for this lease this year. Mayor Stephens reported we did an extensive advertisement which requires mowing three times. Two bids were received as follows:

Daniel Wright - \$85.00 per acre and bush hog two times per year
Danny Fitzgerald – \$75.00 per acre and no additional stipulations on the mowing.

Motion made by Member Meadows to accept the bid from Danny and Tim Fitzgerald for \$75.00 per acre as he made no variations from the requested mowing of three times per year. Motion seconded by Member Mason. All members present voted “Yea”.

OLD BUSINESS:

Subject: Minutes – The minutes of the previous regular session held on January 8, 2018 were reviewed. Mayor Stephens asked for any additions or corrections to the minutes. With no additional additions or changes forthcoming, Mayor Stephens stated they would stand approved as presented.

REPORTS:

Subject: Police Department Report (Copy Attached Hereto) – Police Chief Kevin Kemper presented the monthly activity report to council. They had 221 total contacts for the month with fourteen accidents when normally they only have two to three. Eighteen citations were issued on forty charges. Nine individuals were arrested on sixteen charges.

Chief Kemper reported on a complaint of juveniles fighting at Eminence Village with one of them reportedly having a gun. When police arrived, the fight had moved to the ballfields. While the officers were trying to figure out what was going on, a hand gun was found under Officer Parham’s cruiser. Two juveniles were charged with theft and possession of a gun. The gun was reportedly brought to rob a drug dealer from Trimble County.

Chief Kemper reported that the department has started their 2018 mandatory on-line classes and are getting signed up for the 40 hours of in-service training.

Chief Kemper reported on a confiscated truck the department has received from a drug buy. They have title with no insurance on the vehicle which does need a battery. It is a four-wheel drive 2008 Chevy Silverado with approximately 230,000 miles on it. He has already had two offers to purchase. Discussion has been held on keeping this vehicle but it was not deemed feasible. Chief Kemper asking Council to declare the vehicle surplus so that it can be sold. Motion made by Member Mason and seconded by Member Downey to declare this 2008 Chevy as discussed as surplus property as it was confiscated property from a criminal activity and the City does not need this vehicle and to authorize the sale through sealed bid with a minimum sale price of \$6,000.00. On a call for vote, all members present voted “Yea”.

Consensus for Chief Kemper to purchase a battery for the vehicle and to get it cleaned up.

Subject: Public Works Department Report (Copy Attached Hereto) - Public Works Director Matt McAllister reviewed the monthly activity report with council. Reported on routine activities.

Reported on two water main breaks on South Penn and Lakeview Drive. Reported on several frozen meters around town which required thawing out. Reported on a meter setter that was damaged on E. Broadway which required repairs. They were able to fix it inhouse.

Reported that two effluent pumps as well as pumps from Pleasureville and East Broadway have malfunctioned and have been removed and are currently being repaired. Also had one sewer blockage that had to be cleared.

Reported that the Mayor has hired William Dale who is doing a great job so far and has a lot of knowledge from a prior job he held.

Council inquired about our road salt. Mr. McAllister reported that apparently our salt contract through KACO is not very good since he was unable to obtain any when he called and no one appears to have any salt. We probably have enough for 6 to 7 loads. Our bid contract called for us getting 150 tons, none of which we have purchased.

Subject: Administrative Office Report (Copy Attached Hereto) - City Clerk Sandra Doane reviewed the monthly administrative office report with council reporting that her office has collected 94.7% of the total 2017 billed taxes with only \$20,297.95 remaining unpaid at February 7, 2018. Delinquent letters have been sent out.

Clerk Doane reported on other receipts for the month including the litter abatement funds for 2018 and the second quarter HB 413 law enforcement fees.

Clerk Doane reported that the audit is still not complete.

Reported that the code of ordinances has been updated with all binders being updated as well. The personnel policy update is still being worked on.

Clerk Doane reported yearly interest earnings of \$12,852.43 from our various investments.

Subject: Second Leak Adjustment – Clerk Doane presented a request for a second leak adjustment for Chasity Carson at 361 Sulphur Avenue. The first adjustment was in the amount of \$68.83 and the second adjustment request would be in the amount of 68.19. She has only lived at this home since October 4, 2017 and has had issues getting the landlord to fix the leaks. He has finally done so. Motion made by Member Armstrong and seconded by Member Mason to approve this second leak adjustment in the amount of \$68.19 for Chasity Carson. On a call for vote, all members present voted “Yea”.

Subject: Payoff of Loans – Clerk Doane reported on the possibility of paying off two rural development loans which would save the City \$122,584.50 over the next 16 years. The loans are at 4.5% interest with us receiving much less than this on our investments or other accounts. Mayor Stephens authorized her to proceed with getting all the numbers together on this along with

assurances that there are no pre-payment penalties. The total payoff would be \$327,609.00 which can be accomplished from reserve money from various accounts. This payoff of loans, including the one final payment to KIA in June, will leave the city debt free at June 30th. Motion made by Member Meadows and seconded by Member Armstrong to authorize the Mayor and Clerk to proceed with paying off both of the Rural Development loans as detailed. On a call for vote, all members present voted “Yea”.

Subject: Financial Reports – Clerk Doane presented and reviewed the second quarter budget comparison with council.

Subject: Fire Department Report – Member Meadows reported they had 3 total runs for January, 2018 for a total of 166 manhours. Reported that all is going well.

Subject: Festivals Update – Nothing new to report. The committee will be meeting soon to start plans for Eminence Day.

Subject: Parks Update – Mayor Stephens reported he has gone ahead and ordered the solar shade for the small play structure which should be in and installed prior to the splash pad opening.

NEW BUSINESS:

Subject: Board of Adjustments Appointment – Mayor Stephens reported that Charley Brewer who was our Board of Adjustments representative has decided that he no longer wants to serve. Mayor Stephens stated he has asked Bill Henderson to be our representative and he has agreed. Asked Council for ratification of this appointment. Motion made by Member Downey and seconded by Member Meadows to approve the appointment of Bill Henderson as the City’s representative on the Board of Adjustments to replace Charley Brewer. On a call for vote, all members present voted “Yea”.

Subject: Annual Compensation Increase-Mayor/Council - Mayor Stephens stated this is the time of year that the Department for Local Government sends the allowed CPI for adjustment of Mayor and Council salaries. Clerk Doane reviewed the increases per the CPI of 2.1% sent by DLG. Based upon this the total annual increase for the Mayor would be \$418.04 and the total annual increase for each council member would be \$88.25 for an overall annual total of \$947.54. No action taken.

Subject: Ordinance Updating Code of Ordinances – Attorney Brammell held the first reading of an ordinance updating the code of ordinances.

Subject: Open Citizen Comments – No one present who wished to comment.

Subject: Mayor’s Update – Mayor invited Council to attend the 2018 Chamber kick off to be held on February 28th from 6:00 to 8:00 p.m. at the Locker in New Castle.

Subject: Council – New Business – Member Armstrong reported several complaints on pot holes at the corner of Shadyview and Main Street. Mayor Stephens reported these have been created by

the state as they have done snow removal including the large one in front of the post office. Hopefully these will be repaired as soon as patching material is available.

Member Armstrong also reported she is getting several complaints on loose dogs in town. Chief Kemper stated due to budget issues the animal shelter does not have anyone to come on the weekends to pickup the dogs or cite their owners. Chief Kemper stated two of the dogs in question are on Maple Avenue and he was able to get them back in their pen, but they didn't stay long. Member Armstrong asked if our leash law requires licensing. It does not but the County ordinance applies and it does require licensing.

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

Subject: Closed Session – None needed.

With no further business to be discussed, motion made by Member Armstrong and seconded by Member Mason to adjourn. All members present voted "Yea". Meeting adjourned at 7:38 p.m.

DRANE STEPHENS, MAYOR
CITY OF EMINENCE, KENTUCKY

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