

Minutes: City Council Meeting  
July 8, 2019  
7:00 PM

The Elkton City Council met in regular session on Monday, July 8, 2019 at 7:00 PM with Mayor Arthur Green presiding.

City Council members present: Michael Case; Doug Gibson; Danny Laster; Frank McReynolds; and, George Orr. Absent: David Powell.

Others present: Jeffrey Traughber, Attorney; Laura Brock, City Clerk/Treasurer; Terry Frogue, Utility/Street Superintendent; Jason Clardy, Police Captain; Derrell Waggoner, Fire Chief; and, Daniel Smith, Assistant Fire Chief.

Mayor Green called the meeting to order at 7:00 pm and led the Pledge of Allegiance. Mr. Doug Gibson gave invocation.

Mayor Green called for approval of the bills payable and financial reports and any comments from Clerk Brock. Clerk Brock reported the financial report presented is an overview of income and expense and budget comparison for FYE 2019, however noted it is subject to amendment and is not final. Case motioned to approve the bills payable and financial reports, seconded by Orr, and carried unanimously.

Mayor Green called for public comments. There were no comments.

Resolution 2019-08, "A RESOLUTION CORRECTING AN ORIGINAL KRS 81.045 FILING AND ADOPTING A MODERN LEGAL DESCRIPTION OF TERRITORY PREVIOUSLY ANNEXED BY ORDINANCE" was presented to the council. Brock explained the previous resolution passed last month on this topic was worded incorrectly and needed to state this is an update of the original KRS 81.045 filing. Gibson motioned to approve Resolution 2019-08, seconded by Orr, and carried unanimously.

Resolution 2019-09, "RESOLUTION APPROVING AND ADOPTING HEALTH REIMBURSEMENT AGREEMENT" was presented to the council. Brock explained BMS Marketing Solutions administers the city's HRA plan for city employees and this resolution approves entering into an agreement to continue those services, which are the same as the past several years. Laster motioned to approve Resolution 2019-09, seconded by Orr, and carried unanimously.

Clerk Brock read first reading of Ordinance 2019-13, "ORDINANCE CONFIRMING THE SALE AND AWARDING A NON-EXCLUSIVE FRANCHISE TO ATMOS ENERGY CORPORATION, FOR A TERM OF TEN (10) YEARS FOR THE CONSTRUCTION, OPERATION AND MAINTENANCE OF A NATURAL GAS DISTRIBUTION SYSTEM ALONG AND UNDER PUBLIC RIGHT-OF-WAY WITHIN THE CITY OF ELKTON, KENTUCKY, IN RETURN FOR WHICH FRANCHISEE SHALL PAY TO THE CITY AN ANNUAL SUM EQUAL TO ONE PERCENT (2%) OF THE REVENUES DERIVED FROM THE FRANCHISE AWARDED HEREIN."

Resolution 2019-10, "RESOLUTION OF APPRECIATION TO KNUCKLES INSURANCE AGENCY" was read by Mayor Green and presented to the council in order to express appreciation to Knuckles Insurance Agency for their sponsorship of the fireworks show on July 3, 2019 and thanking others for their participation in the event. McReynolds motioned to approve Resolution 2019-10, seconded by Laster, and carried unanimously.

Municipal Order 2019-03, "MUNICIPAL ORDER RE-APPOINTING/APPOINTING MEMBER(S) TO THE ELKTON-TODD COUNTY RECREATION COMMISSION," which reappoints Jason Clardy to the Recreation Commission for an additional four year term expiring August 2023 was presented

to the council. Gibson motioned to approve Municipal Order 2019-03, seconded by Case, and carried unanimously.

Municipal Order 2019-02, “MUNICIPAL ORDER RE-APPOINTING/APPOINTING MEMBER(S) TO THE ETHICS COMMITTEE, “ which reappoints Sam Turner to an additional three year term on the Ethics Committee expiring January 2022 was presented to the council. Orr motioned to approve Municipal Order 2019-02, seconded by Laster, and carried unanimously.

Municipal Order 2019-04, “MUNICIPAL ORDER APPOINTING MEMBERS TO THE ELKTON BICENTENNIAL COMMITTEE,” which appoints to the committee Shelby Knuckles , Carolyn Meadows, Charlotte Myers, Mitzi Page, Cloie Rager, Robin Snardon, Linda Withers, and Mark Withers to help plan and organize Elkton’s Bicentennial celebration in the year 2020. Case motioned to approved Municipal Order 2019-04, seconded by Gibson, and carried unanimously.

Mayor Green presented a Staff Reorganization and Job Assignments for August 1 – June 30, 2020 proposal. The proposal includes reorganizing the utility/street department with four current employees assigned as directors of the following new departments: Justin Moberly-Water, Chris Orr-Sewer, Charlie Riley-Streets/Signs/Sidewalks, and Josh Reynolds-City Maintenance. Mayor Green outlined basic duties of each director and the rationale for the changes. Also, one new laborer will be employed with starting wage of about \$11.50 per hour. All employees will still have to work together, but this gives more direct oversight of city work. After December, the program will be reviewed and if completed successfully, each director will receive \$1,000 in additional pay (\$200 per month). Also, if successful, the program will be continued until the end of June 2020, when directors will receive an additional \$200 per month pay for January through June. The program can then be reexamined again in next year’s budget discussions. The city will also take over leaf pickup, which had been costing the city \$22,000 per year through a local contractor. A leaf vacuum will cost about \$5,000 to \$10,000. Also, the city will reorganize and take over spring cleanup, potentially having a large garbage item pickup once a month instead of once a year. This proposal will be mostly funded through the retirement of Utility/Street Superintendent Terry Frogue, who is retiring effective July 31, 2019. All of these changes might equate to about \$50,000 in savings. Laster questioned the need for water and sewer employees to be certified. Chris Orr is certified in water and sewer, Charlie Riley is certified in water, and the other employees will continue to work toward certifications. Part 2 of the proposal includes hiring a new full-time clerk with responsibilities of ABC Coordinator, planning/zoning administrator, and police clerk. This additional position would be paid out of the general fund partially from the already budgeted \$3,600 for zoning administrator and the addition of alcohol license fees. Mayor Green stated he believes he can do most of these items already within current budget, however he would need approval for the new clerk position paid out the general fund. After discussion, Case motioned to authorize the Mayor to implement the Staff Reorganization and Job Assignments for August 1 – June 30, 2020 as proposed, and seconded by Orr. Voting in favor of the motion were McReynolds, Case, Gibson and Orr. Voting opposed was Laster. Motion carried.

Mayor Green updated the council on the KIA water and sewer projects. He, Terry Frogue, and Chris Orr are attending meetings in Frankfort tomorrow to finalize the loan projects. The sewer loan project is approximately \$3.4 million dollars for sewer line, manhole, and sewer plant rehab and the city will receive \$1 million in forgiveness/grant. The water project, which is currently being advertised for bids, will be to replace several undersized water lines at a cost of about \$170,000 with about half the cost in forgiveness/grant. The loans are over 30 years at 0.5% interest. GRW Engineers will also begin working on a water and sewer rate study soon.

Mayor Green reported he has spoken with officials at the Division of Water and the Department of Fish and Wildlife regarding a compliance order for the city lake dam. The Department of Fish and Wildlife has received approval to continue studying mitigation of city lake, surrounding streams, and removing the dam. The Division of Water will be visiting the city lake dam next week. Mayor Green stated the city is currently in compliance and moving forward with planning this project.

Clerk Brock reported Thurman Campbell Group has submitted a proposal to perform the city's audit for FYE June 30, 2019 at a cost of \$18,000. They have charged \$17,500 the last three years. Traugher mentioned an ABC audit that will need to be done. Gibson motioned to approve the proposal, seconded by Laster, and carried unanimously.

## DEPARTMENT REPORTS

Froge reported replacement of some sidewalks on S Main Street have been completed. The two seasonal workers are very busy helping out the department.

Waggoner reported a proposal to seal the fire department parking lot at a cost of \$1,100. Brock and Mayor Green will look back at how long it has been since it was done and contact Waggoner about completing the project.

Smith reported the county has completed the purchase of a new ladder fire truck that will be delivered next week. Some additional equipment for the truck will need to be purchased. The truck will be stationed in Guthrie; however the city can enter into an interlocal agreement for the truck to be used in Elkton in order for the city to benefit from a lower fire class rating. So far, the county has not asked any of the cities for contributions to fund the project.

Clardy presented a police department activity report for the last two months. Clardy stated he would like to surplus and sell the Blazer and will have a list of other equipment to surplus. Mayor Green stated he has asked for all departments to submit to him a list of surplus items and we will have a sale.

## MAYOR'S REPORT

Mayor Green reported the generator project for the sewer department has been completed and grant project closeout paperwork is being filed.

Elk Fork Creek FEMA flood damage project has been completed and closeout paperwork filed. There are some additional improvements putting rip rap down that needs to be completed.

Mayor Green reported a flood mitigation grant was submitted to include purchasing frequently flooded properties in the city. The city applied for funding to purchase several properties back in 2016 and this project added a few additional properties to the application.

Land and Water Conservation Fund Park Improvements Project is still ongoing with light poles scheduled to arrive soon to replace light poles on the softball field. Other work will include a special needs swing and skate park repairs. These items will be completed by the end of August.

## CITY COUNCIL CONCERNS

Laster reported he received a complaint today about a pothole at the intersection of Don Drive and Pond River Road, but the utility/street department has already made the repair today.

Gibson reported a hole in the sidewalk adjacent to Food Giant near Max Fuel. He stated it looks like a sewer line or something collapsed and the hole needs to be repaired.

Mayor Green requested the council go into closed session to discuss proposed or pending litigation (KRS 61.810(1)(c)), discussion or hearings that might lead to the appointment, discipline, or dismissal of an employee (KRS 61.810(1)(f)), and deliberations on the future acquisition or sale of real property (KRS 61.810(1)(b)). Laster motioned to go into closed session for the reasons stated, seconded by Orr and carried unanimously. Doors were closed to the public and only the Mayor, council, attorney, and clerk remained in closed session.

Gibson motioned to go out of closed session, seconded by Laster, and carried unanimously. Doors were opened to the public. As a result of closed session, no action was taken.

Laster motioned to adjourn, seconded by Case, and carried unanimously. Meeting adjourned at 8:30 pm.

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Arthur Green, Mayor

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Laura M. Brock, City Clerk/Treasurer