

Minutes: City Council Meeting
July 8, 2021
6:00 PM

The Elkton City Council met in regular session at Elkton City Hall, 71 Public Square, on Thursday, July 8, 2021 at 6:00 PM with Mayor Arthur Green presiding.

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

Others present: Jeff Traughber, legal counsel; Laura Brock, City Clerk/Treasurer; Robert Toombs, Chief of Police; Derrell Waggoner, Fire Chief; Daniel Smith, Assistant Fire Chief/Todd County EMS Director; Chris Orr, Public Works Director; and, multiple resident guests.

Mayor Green called the meeting to order at 6:00 pm. Council member Case led the Pledge of Allegiance and McReynolds led invocation.

After review, Laster motioned to approve the minutes of the June 10, 2021 city council meeting, seconded by Orr, and carried unanimously.

Mayor Green called for discussion of the bills payable and financial reports. Clerk Brock called for any questions and after brief discussion, McReynolds motioned to approve the bills payable and financial reports, second by Gibson, and carried unanimously.

Mayor Green called for Attorney Traughber to report on the passage of Ordinance 2021-04, "AN ORDINANCE CLOSING A PORTION OF B. WHITE ROAD WEST OF ITS INTERSECTION WITH COMMERCE STREET PURSUANT TO KRS 82.405." Traughber presented an official statement (copy attached) reporting that Mayor Arthur Green vetoed the Ordinance on June 18, 2021 and attached a statement setting forth the reasoning why the ordinance was vetoed. This correspondence was then mailed to the city council members on June 22, 2021. KRS 83A.130(6), and further explained in Ky OAG 07-007, requires the veto be delivered to the council by the 10th day following the city council meeting. The 10th day would have been June 20, 2021 and therefore it is Traughber's opinion the ordinance should be published and take effect even with the attempted veto.

PUBLIC COMMENTS:

- Kim Graham read a statement indicating she and her husband Robert recently purchased property on B White Road and opened a business named Superior Paint and Body Center and they oppose the closing of a portion of B White Road. Daniel Smith, Todd County Emergency Management Director and Mapping Coordinator stated some safety concerns and that GPS directions may be wrong and not indicate the closing for several years, even after the Mapping Coordinator submits the changes. Mayor Green confirmed that a potential cul-de-sac could be built, but that was not included in the agreement to close the street with the property owners. Various citizens including some residing on B White Road stated their name and their approval of closing the street to make it safer for pedestrians and children. After various comments, Mayor Green called for additional comments from citizens or council, there being none he thanked everyone and stated the council would continue with the meeting. Council member Case thanked everyone for coming. Mayor Green stated the road would be closed in the future, however this time he would take extra time to notify emergency services and publish a public notice about the date the road will be closed in the future.

ORDINANCES

Clerk Brock read first reading of Ordinance 2021-07, "AN ORDINANCE AMENDING CHAPTER 50 OF

THE CODE OF ORDINANCES OF THE CITY OF ELKTON MODIFYING CITY WATER RATES AND FEE STRUCTURE.”

MUNICIPAL ORDERS

Municipal Order 2021-06, “MUNICIPAL ORDER OF THE CITY OF ELKTON, KENTUCKY AMENDING EMPLOYEE HANDBOOK FOR THE CITY OF ELKTON” was presented to the council. Mayor Green explained the order amends the city Employee Handbook to comply with state legislation recently passed regarding adoption leave. After discussion, Laster motioned to adopt Municipal Order 2021-06, seconded by Gibson, and carried unanimously.

RESOLUTIONS

Resolution 2021-06, “A RESOLUTION OF THE CITY OF ELKTON, KENTUCKY AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND, UPON ARRIVAL, TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHS), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT” was presented to the council. Chief Toombs reported this authorizes the application to KOHS for the purchase of new duty weapons for the department and would be fully funded by the grant. Gibson motioned to approve the Resolution, seconded by Powell, and carried unanimously.

Mayor Green stated that Resolution 2021-07 was not ready, however he announced the city will be receiving about \$43,050 in discretionary road funding to resurface various city streets. A resolution accepting the funds will be presented at a future meeting.

Mayor Green stated an ordinance will be prepared for a future meeting to establish the mayor and council salaries to become effective for the next terms of office.

Mayor Green is still discussing possible recycling options with Todd County Judge Executive Todd Mansfield.

Mayor Green reminded the council it was his recommendation at the last meeting that the city begin passing the credit card processing fee to the customers both online and in City Hall and called for a motion from the council. After discussion, Laster motioned to approve the recommendation, seconded by Orr, and carried unanimously.

Mayor Green presented a draft Residential Incentive Agreement between the City and Pro Land Realty, LLC. Orr motioned to approve the agreement, seconded by Laster, and carried unanimously.

Police Chief Robert Toombs presented a request to declare seven Remington shotguns surplus property and sold. Powell motioned to approve the request, seconded by Gibson, and carried unanimously.

Mayor Green presented a draft Residential Incentive Agreement between the City and Elk Fork Country Club. After discussion, Gibson motioned to approve the agreement, seconded by Orr, and carried unanimously.

Mayor Green updated the council on the American Rescue Plan funds the city is expected to receive and discussed the potential use of funds. Green stated most cities will be using the funds for water and sewer infrastructure. There was discussion about potential projects and possibly using the funds to complete Phase III of the Sewer Improvements Project. Mayor Green reported the county will be proposing giving Elkton \$146,000 of their allotted ARP funds. Mayor Green suggested those funds be used to paint the water tank on Morningside Drive.

REPORTS

Rick Harper, Engineer with Bell Engineering, will be at the next meeting to present his final report on West Main Flooding.

Mayor Green reported the City Beautification Committee awarded their first “Yard of the Month” award to Bettye Fowler on S Perry St. Also, the Committee is working with Darlene Groves and Kim Rager on painting a mural on a building on the Square owned by Mac and Michelle Johns.

ATTORNEY’S REPORT

Traugher presented a check for \$6,015.13 to apply to code enforcement liens on foreclosed property located on Duke Street. He is beginning work to foreclose on two other properties.

DEPARTMENT REPORTS

Daniel Smith presented a training report for all volunteer firemen indicating 18 volunteers are fully certified. Smith also stated the department has a 31-year-old truck and a 34-year-old truck that we need to start thinking about replacing. Also, an additional bay is needed at the fire department.

Derrell Waggoner reported new equipment ordered for the fire department. Ensign Electric is supposed to start working on installing the new backup generator soon. All three ceiling fans at the fire hall need to be replaced.

Police Chief Robert Toombs reported 412 calls for service last month with 9 alcohol related incidents. Toombs complimented the fireworks and festival held by Knuckles Insurance on the Square this year and stated the traffic flow after the event was much better than when it was held at the high school.

Chris Orr reported Phase II of the Sewer System Improvements Project was scheduled to start construction June 1st but has been delayed again until July 28th. Phase III of the project has been approved to go out for bid. Water loss is down to about 20.6% and the department has several more water leaks that need to be repaired. The annual Water Quality and Consumer Confidence Report was mailed to all utility customers with their last bill.

Mayor Green reported the city is currently advertising for a new utility maintenance worker for the position added to the city’s street department budget this year.

Mayor Green read the Planning and Zoning and Code Enforcement report prepared by Citation Officer/Zoning Administrator Megan Willenborg with zoning permit and code enforcement notices issued since the last meeting.

CITY COUNCIL CONCERNS

Laster asked about the activity going on in the old Sav-a-lot building. Mayor Green reported the building sold and the owner has been in discussion with several retail possibilities, but nothing is firm at this time. Mayor also updated the council on other potential new developments and businesses in the city. Laster thanked everyone for the cards and phone calls while he has been out.

McReynolds asked if the crosswalks on Public Square would be refreshed, with Mayor Green reporting the crosswalks will be painted after the Square is resurfaced.

MAYOR’S REPORT

The supply meters of Logan Todd Regional Water Commission were tested on May 27, 2021 and is reading

accurate.

The state has made changes to the Open Record laws and the city will need to update our open records policies. Also, the Attorney General has reminded cities that as of last month all emergency meeting measures in place due to the coronavirus pandemic have expired and all meetings are to be held under the regular open meetings laws.

GRW Engineers are still working with the Division of Water and Corp of Engineers on plans to remove city lake dam.

Kentucky League of Cities Conference is scheduled for September 21-24 in Covington. The Mayor asked the council to let him know if they would like to attend.

Mayor Green complimented the July 3rd Fireworks show and festival organized by Shelby Knuckles of BR Knuckles Insurance. Also, the Mayor stated Charlotte Myers and Brock have done a good job planning special events this summer and he has received many compliments about how nice it is to have so many activities going on in the city.

Daniel Smith reported as of July 1, 2021 he was named Todd County GIS and Mapping Coordinator.

DATES TO REMEMBER

Dates of upcoming events including free summer concert, Cruise in and movie night were discussed.

Laster motioned to adjourn, seconded by Orr, and carried unanimously. Meeting adjourned at 7:50 pm.

Arthur Green, Mayor

Laura M. Brock, City Clerk/Treasurer