

Minutes: City Council Meeting
December 12, 2016
7:00 PM

The Elkton City Council met in regular session on Monday, December 12, 2016 with Mayor Jackie Boyd Weathers presiding.

City Council members present: Doug Gibson; David Haley; Eugene Jefferson; Danny Laster; Frank McReynolds; and, David Powell.

Others present: Laura Brock, City Clerk/Treasurer; Terry Frogue, Utility/Streets Superintendent; Brian Atkinson, Police Chief; Derrell Waggoner, Fire Chief; Daniels Smith, Assistant Fire Chief and Todd County Emergency Management Director; Michael Case; and, Bruce Laster and guest.

Mayor Weathers called the meeting to order at 7:00 PM and led the pledge of allegiance. Mr. Laster gave invocation.

After reviewing the November 14, 2016 council meeting minutes, Mr. Haley motioned to approve, seconded by Mr. Gibson and carried unanimously.

Mayor Weathers called for review and approval of the bills payable and financial reports. Mr. McReynolds recognized the invoice from Food Giant for purchasing lunch for inmates that work in the city almost every day and thanked the Mayor for doing this. Mayor Weathers stated we allow this about once a month to thank them for all their hard work. Mr. Jefferson motioned to approve the bills payable and financial reports, seconded by Mr. Haley and carried unanimously.

Mayor Weathers welcomed guests and called for public comments, also stating that Mr. Laster was in attendance to discuss an item already on the agenda. There were no comments.

Clerk Brock stated the Bluegrass Cellular Antenna Collocation Agreement renewal was tabled from a previous meeting so City Attorney Jeff Traughber could review the proposal and current lease. Brock read a statement from Mr. Traughber that said the contract is not exclusive "so long as other tenants don't interfere with Bluegrass's use of the tower, others can locate on the tower as well." Terry Frogue reported he spoke with Utility Tank Service, who maintains this water tank for the city and has experience with collocation agreements. They reported the average lease agreement is about \$1,500 per month, which is close to the \$18,730 per year Bluegrass has proposed for the renewal. However, Bluegrass offered a 16% rent increase every five year term. Utility Service Co. recommended we propose a 3% annual increase in rent so we don't have to wait five years for an increase in revenue. Clerk Brock stated the current contract expires in March 2020, so we are in no hurry to renew. After discussion, Mr. Haley motioned to propose to Bluegrass Cellular an annual 3% increase in rent, seconded by Mr. Laster and carried unanimously.

Mayor Weathers reported Mr. Bruce Laster was present to discuss reduction of territory in the city limits by de-annexation of his property on Highway 68. Mr. Laster stated that he wants to be out of the city limits. The water line the city owns and that Mr. Laster is connected to is being turned over to the Todd County Water District in the recently approved trade agreement. He stated the city never maintains rock in his drive in the right-of-way, the city does not mow the ditch like we do in other areas of town, he does not receive city police service, there is no fire hydrant near his property, and the state recently denied his request for a second entrance to his property. There was discussion about the current city limits, which took in Highway 68 in order to get to the old industrial site, which is not a farm. Mr. Laster's business, J and B Equipment, had to request annexation into the city limits in order to get water service from that line. Silver Creek Construction also recently annexed into the city. There are no residential properties in the city limits along Highway 68. Mr. Laster pointed out his property on the official zoning map. Mr. Frogue also stated that it does not look

like a sewer line will be installed in the area in the near future. Mr. Haley stated he would like the City Attorney to be present before a decision is made. Mr. Laster stated he spoke with City Attorney Jeff Traugher who stated Mr. Laster would have to pay for all costs associated with de-annexation, which Mr. Laster agreed to. Mr. Haley stated he completely understands Mr. Laster's concerns, but feels if we allow de-annexation for him, then it will open the door for others. He continued that the city council needs to know the full details from the City Attorney before making a decision. Mayor Weathers asked if the council was interested in pursuing further details of de-annexation, and all agreed. Therefore, a special meeting was tentatively scheduled for Tuesday, December 20th at 5:30 pm in order to have the City Attorney present for further discussion. Police Chief Brian Atkinson stated that any calls made to dispatch service regarding Mr. Laster's property had been going to the Sheriff since their system was not showing this property in the city limits. This error has been corrected at dispatch.

Mayor Weathers reported there are several positions on the Board of Adjustment, Planning Commission and other boards that are set to expire and requested the council make recommendations to fill the positions. She stated that there will be an opening on the Planning Commission on January 1, 2017 since Michael Case has been elected to the city council. Mayor Weathers recommended that Eugene Jefferson be appointed to fulfill the term vacated by Michael Case on the Planning Commission effective January 1, 2017. Mr. Gibson motioned to approve the appointment, seconded by Mr. Laster and carried unanimously.

COUNCIL REPORTS

Mr. Haley reported Chuck Sadler has resigned as Park Director so the open position is currently being advertised. Mayor Weathers stated the position is for 10 months of the year. Mayor Weathers also reported on the \$10,000 grant project she has been working on and informed everyone this is a very competitive grant. So, the more community involvement in the project and the more detailed and precise the budget is the better our chance we have to get the grant. Mayor Weathers reported several children that use the skate park have already given their input of making changes and repairs to the skate park.

Mr. Laster reported water loss was about 20% in the city last month. Frogue reported several leaks have been repaired. Also, at the beginning of next year he would like to section off the town in quadrants so the water loss will be easier to find.

Mr. Gibson asked about companies trying to sell insurance on customer's water line from the city's main to the house. Frogue stated he knew of companies selling insurance on the lines, but was unsure if any of the policies had ever been tested. Frogue will contact Ky Rural Water to see if they know anything about these policies.

Mr. Powell called for a report from the fire department. Chief Waggoner reported everything is running smoothly. Daniel Smith stated the brush truck needs some repairs, but the department can't afford for the truck to be out of service at this time and hope to get it repaired once winter sets in.

Mr. Jefferson stated the council received a copy of the police department's activity report for the year. Chief Atkinson reported all is well in the department.

Mr. Gibson had no paving to report. Frogue reported he bought a large load of cold patch to make some repairs on Commerce Street and other areas in the city.

Mr. McReynolds stated Ricchuite Enterprises has been removing leaves from the cemetery. Clerk Brock reported she should have four quotes for repairs to the fence by the end of the week. Mr. McReynolds also reported he is now on the Aging Council, which is basically the Senior Citizens Center, and discussed the city budgeting funds for the group. After discussion, Mr. McReynolds motioned to put \$500 to \$1,000 in next year's budget for the Todd County Aging Council. Motion second by Mr. Jefferson and carried unanimously.

MAYOR'S REPORT

Mayor Weathers reported she met with Fiscal Court, who approved to pay half the cost of the purchase of a cabinet that was originally built for the Historic Todd County Courthouse. The cabinet was found by Matthew Bailey, who put a deposit on the purchase in order to make sure the cabinet was restored to the Courthouse Welcome Center. The total cost of the cabinet is \$850.00, with Fiscal Court paying half and Mayor Weathers requesting the city pay for the other half. Mr. Jefferson motioned to approve the city paying for half the cost, or \$425.00, seconded by Mr. Powell and carried unanimously.

Mr. Gibson, who was present in the Welcome Center earlier in the day for a reception to honor outgoing council member Eugene Jefferson for his 36 years of service on the council, complimented how well the Welcome Center looks and commended Welcome Center Director Charlotte Myers.

Mr. Laster motioned to adjourn, seconded by Mr. Powell and carried unanimously. Meeting adjourned at approximately 7:40 pm.

Jackie Boyd Weathers, Mayor

Laura M. Brock, City Clerk/Treasurer