

Minutes: City Council Meeting
December 14, 2015
7:00 PM

The Elkton City Council met in regular session on Monday, December 14, 2015 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: City Clerk/Treasurer Laura Brock; Terry Frogue, Utility/Streets Superintendent; Brian Atkinson, Police Chief; Derrell Waggoner, Fire Chief; Daniel Smith, Assistant Fire Chief; and Amy Kearns, *Todd County Standard*.

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 9, 2015 council meeting minutes, Mr. Jefferson motioned to approve, seconded by Mr. Haley and carried unanimously.

After reviewing the December 4, 2015 special council meeting minutes, Mr. Gibson motioned to approve, seconded by Mr. Powell and carried unanimously.

Mayor Weathers called for review and approval of the bills payable and financial reports. Mr. Jefferson motioned to approve the bills payable and financial reports, seconded by Mr. Laster and carried unanimously.

There were no public comments.

Clerk Brock reminded the council City Attorney Jeff Traughber has prepared a Summary of Ordinance 2015-10. Mr. Powell motioned to read the Summary Ordinance in lieu of the full Ordinance, seconded by Mr. Jefferson and carried unanimously. Therefore, Clerk Brock read second reading of Summary of Ordinance 2015-10, "AN ORDINANCE AMENDING THE TEXT OF CHAPTER 151 (ZONING) OF THE CITY OF ELKTON CODE OF ORDINANCES." Mr. Laster motioned to adopt after second reading, seconded by Mr. Jefferson and carried unanimously by show of hands.

Terry Frogue updated the city council on the progress of the Riverbend Subdivision and reminded the council that Mr. Arland Overholt entered into an agreement with the city of Elkton and Mr. Don Laster regarding this development. Part of the agreement included Mr. Overholt building a detention basin according to plans drawn by his engineer, DDI Engineering, and then deeding over the detention basin to the city once it was built according to the specifications. The Planning Commission is requiring this to be completed before any other houses are built in the subdivision. However, Mr. Overholt has begun construction of another house and there are issues with the detention basin. Mr. Frogue indicated Don Laster does not feel it has been built correctly. Frogue stated the water is not being detained as expected and is eroding the city's ditch lines. However, Mr. Frogue read a letter from DDI Engineering stating the detention basin was "built basically as designed" and that it "should function as designed." The city hired Rick Harper, engineer, to review the construction plans on behalf of the city, however he has not looked at the basin upon completion of construction. Mr. Haley stated it does not appear it was built as everyone agreed and many council members concurred. Traughber stated this may be a civil dispute between the other two parties. After much discussion, Mr. Frogue will contact DDI Engineering for comments and also contact Rick Harper about reviewing the basin as built on behalf of the city. We will also ask Mr. Harper to make recommendations with an estimated cost to complete the recommendations. Mr. Traughber will review the agreement between the three parties and other related documents and we will discuss at the next special meeting on December 28, 2015.

Terry Frogue presented a list of surplus items being stored at the sewer plant that he would like to surplus and sale. Items included filing cabinets donated to the city, old fencing materials, the old emergency siren, and other scrap items. After discussion, Mr. Laster motioned to surplus the items and sale them. Motion seconded by Mr. Powell and carried unanimously.

Clerk Brock reported draft ordinances for water and sewer rate adjustments for unusually high bills will be presented at the next meeting.

Mayor Weathers announced the city was awarded the Elkton Sidewalks Project funding through the State Transportation Cabinet's TAP program. This project will install new sidewalks on West Main Street from Dairy Queen to across from the Dollar Store. The city will receive 80% of the project, up to \$120,000, from the state and will be required to commit 20% of the funding, or \$30,000. Clerk Brock stated the state has requested the city indicate how they will choose an engineer for the project. Brock read the options and stated local engineer, McGhee Engineering, may be an option under the Finance Cabinet's Master Agreement list or the city could allow them to submit a Request for Qualifications with other firms. After discussion, Mr. Haley motioned to hire McGhee Engineering under the Master Agreement list if possible, or advertise for Request for Qualifications. Motion seconded by Mr. Powell and carried unanimously.

Mr. Jefferson asked if the city has heard anything about the Community Development Block Grant we applied for several months ago. Mayor Weathers reported nothing has been approved at this time, however she will check with PADD Office and report back to the council.

Mayor Weathers reported the city advertised the sale of the property located at 106 North Main Street for a second time and no bids were received. It was the consensus to wait until spring and advertise again.

Bids were received on December 7, 2015 at 4:00 pm for the purchase of the SCBA Fill System awarded under the FEMA fire grant. Brock presented the bid tabulation sheet showing the following bids received: Pro Air - \$34,500.00; Finley Fire Equipment - \$29,357.10; and, Finley Fire Equipment - \$36,982.00. Fire Chief Waggoner reported that the two bids submitted by Finley Fire Equipment did not meet the minimum bid specifications and therefore should be rejected. After discussion, Mr. Gibson motioned to accept the bid from Pro Air in the amount of \$34,500.00, since it is the only bid that meets specifications. Motion seconded by Mr. Powell and carried unanimously.

Mayor Weathers presented draft Brush Pickup Guidelines for the council to review. She reported many citizens have been asking questions about brush and tree limbs during the leaf pickup and some citizens have been placing entire trees at the curb. However, the city has very limited resources to pick up tree limbs and there we need some guidelines to clarify what the city can do. These are guidelines the Mayor would like to use for picking up limbs and brush. She asked the council to review the plan and suggest any changes. We will begin using these guidelines and see how they work.

Mayor Weathers reported a special meeting will be held Monday, December 28, 2015. It was the consensus the meeting will be held at 5:00 pm.

COUNCIL REPORTS

Mr. Haley reported Perry Stokes has resigned from the Recreation Commission. Haley stated he will be greatly missed because he has done a great job for the Park. Jeff Traugher stated the city may have some representatives stepping down from the board as well.

Mr. Laster reported water loss was down to 13% last month and commended the utility department on their work.

Mr. Haley commended all city employees for their work on the Christmas Parade held last Saturday. Mayor Weathers stated every city employee and several volunteers all had a hand in making the parade a success. Also, the Detention Center crews are always willing to help at a moment's notice.

Mr. Powell called for a report from the Fire Department. Chief Waggoner reported on maintenance and repairs to several of the trucks. Mr. Daniel Smith reported most of the firemen completed their mandatory 20 hours of annual state training. However, two volunteers are short hours this year. Smith also reported several local volunteer fire departments have approached the county about putting fire department membership fees on the county property tax bills. Smith reported the Elkton Fire Department has not participated in the discussion because it has not been discussed by the city council yet. The discussion will continue and Mr. Smith stated he just wanted the council to be aware.

Mr. Jefferson reported everyone received a copy of the department activity report for the calendar year to date. Chief Brian Atkinson reported the department will be reworking their schedule at the first of the year to allow one officer to work four 10-hour shifts every two weeks so they can have two three day weekends a few times a year. Officer will rotate this schedule to give everyone the opportunity to have some days off. It will not cost the city any overtime and should actually improve coverage.

Mr. Gibson reported he contacted the state highway department about pavement breaking up near the Middle School on West Main Street. Gibson reported school buses are dropping off the side of the road in this location. Superintendent Michael Keith Daniel will repair the street.

Mr. McReynolds reported he inspected the cemeteries and they looked good with all limbs and debris removed.

MAYOR'S REPORT

Mayor Weathers reported she went to Frankfort last week to sign an agreement with the state Transportation Cabinet awarding the city \$62,000 for resurfacing Pond River Road in the city limits.

Ashley Weatherholt has been hired as the new Assistant City Clerk working in the utility department in City Hall. Ashley has revised and updated the "Utility and City Information Sheet." Mayor Weathers passed out a copy to the council members for their information.

Mr. Gibson stated Donald Settle reported to him the Elkton Die Casting Technology and Community Center has reimbursed the city approximately \$3,100.00 for their portion of the TVA lighting project. Clerk Brock will confirm.

McReynolds reported a complaint from a local veteran stating the city should not have used the Veteran's Memorial on the Square for the live nativity scene during the parade. Many council members expressed that this should not be a concern for one night of the year for this use.

Mr. Jefferson motioned to adjourn, seconded by Mr. Gibson and carried unanimously. Meeting adjourned at approximately 8:05 pm.

Jackie Boyd Weathers, Mayor

Laura M. Brock, City Clerk/Treasurer