

Minutes: City Council Meeting  
February 13, 2017  
7:00 PM

The Elkton City Council met in regular session on Monday, February 13, 2017 with Mayor Jackie Boyd Weathers presiding.

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

Others present: Jeffrey Traughber, City Attorney; Laura Brock, City Clerk/Treasurer; Terry Frogue, Utility/Streets Superintendent; Brian Atkinson, Police Chief; Derrell Waggoner, Fire Chief; Daniel Smith, Assistant Fire Chief and Todd County Emergency Management Director; Ashley Coffman, Assistant City Clerk; Brian Demps, CPA, Thurman Campbell Group; Gregory Copley, University of Kentucky Center for Applied Energy Research; Bruce Laster; and, Amy Kearns, *Todd County Standard*.

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

After reviewing the January 9, 2017 council meeting minutes, Mr. Gibson motioned to approve, seconded by Mr. Haley and carried unanimously.

Mayor Weathers called for review and approval of the bills payable and financial reports. Clerk Brock presented an additional bill to be paid from HMF Industry Services to repair the iron fence in Glenwood Cemetery at a cost of \$3,500.00. She stated she just received the bill late this afternoon so paying the bill could be contingent upon inspection by council member McReynolds. Mr. Laster motioned to approve the bills payable and financial reports contingent upon suggested inspection, seconded by Mr. Case and carried unanimously.

Mayor Weathers welcomed guests and called for public comments. There were no comments.

Mayor Weathers introduced Gregory Copley with University of Kentucky Center for Applied Energy Research for his presentation. Mr. Copley informed everyone that he works with the Department for Local Government in assisting local governments with energy efficiency and more particular energy savings performance contracting. Mr. Copley passed out information on the program and explained that he provides technical assistance to prepare requests for proposals for energy savings companies to inspect and make recommendations about city properties for energy savings. The cost of the project pays for itself through energy savings. He would then assist the city in reviewing the proposals, negotiating with the companies and selecting a company to proceed with recommendations. He reiterated that the city is not obligated to make any of the recommended improvements or accept any of the proposals. After discussion, Mr. Haley motioned to begin the process of seeking requests for proposals for energy savings performance contracting. Motion seconded by Mr. Case and carried unanimously.

Mayor Weathers introduce Brian Demps, CPA, Thurman Campbell Group to present the audit report for FYE June 30, 2016. Mr. Demps stated the financial statements were given an unmodified opinion, the cleanest report possible. Mr. Demps reviewed financial highlights of the report indicating the city has a total net position of \$8,610,219 at the end of the year. He stated that if anyone had questions after they reviewed the report to please feel free to call. Mayor Weathers thanked him for the presentation and Mr. Demps left the meeting. Mr. Laster asked about debt and annual debt payments in the utility department. Clerk Brock referred him to the notes of the audit report showing the outstanding debt and annual debt service payments.

Clerk Brock read first reading of Ordinance 2017-01, sponsored by Council Member Gibson, “AN ORDINANCE STATING THE INTENTION OF THE CITY OF ELKTON, KENTUCKY TO REDUCE FROM ITS BOUNDARIES A 14.871 ACRE TRACT OF LAND LOCATED NORTH OF U.S. HIGHWAY 68 AND ADJACENT TO THE ELK FORK CREEK.” Mayor Weathers stated there is no requirement to vote after first reading. Mr. Case stated that he feels some the items in the third WHEREAS paragraph indicating the city cannot provide police and fire protection need to be removed because they are false and Mr. Powell agreed it may need to be reworded. Fire Chief Waggoner also stated the property is already in the Elkton fire district and is receiving fire service if they are in the city limits or not. Police Chief Atkinsons also stated the city is patrolling the area and providing police service. After discussion, Mr. Traugher stated those two items will be removed for second reading.

Clerk Brock informed the council that Bluegrass Cellular has agreed to amend their water tank lease agreement amendment to extend the lease. The first year of the new term will begin March 21, 2020 with an annual payment of \$18,730.75, a 16% increase over the previous annual payment, and then the annual payment will increase 3% per year. The terms of the lease will renew every five years up to 15 years total. The funds from the lease payment are deposited in the water department. After discussion, Mr. Laster motioned to approve the Amendment to Lease Agreement from Bluegrass Cellular, seconded by Mr. Gibson and carried unanimously.

Clerk Brock presented a recommendation from the Elkton Planning Commission. The recommendation states the Commission received a request from Jellybean Junction Child Care LLC to rezone property located at 809 South Main Street from R-1 Single-Family Residential to B-2 Neighborhood Commercial District. After holding a public hearing, the Commission found that the proposed map amendment is in agreement with the adopted comprehensive plan. And, that the existing zoning classification given to the property is inappropriate and that the proposed zoning classification is appropriate. The property was rezoned by the city in 2014 and this parcel’s zoning was an oversight and inappropriate. Therefore, the Commission voted to recommend to the city council the approval of rezoning property as requested. Mr. Haley motioned to approve the recommendation, seconded by Mr. Powell and carried unanimously.

Clerk Brock read first reading of Ordinance 2017-02, sponsored by council member Case, “AN ORDINANCE TO REZONE PROPERTY LOCATED AT 809 SOUTH MAIN STREET.”

Resolution 2017-01, “A RESOLUTION OF THE CITY OF ELKTON, KENTUCKY AUTHORIZING THE MAYOR TO MAKE APPLICATION(S) FOR AND, UPON APPROVAL, 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(S) AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THE PROJECT(S). THIS RESOLUTION ALSO ESTABLISHES PROCUREMENT POLICY FOR ANY KOHS APPROVED PROJECT FOR THE FY-2017 APPLICATION CYCLE” was presented to the council. Clerk Brock explained this resolution authorizes a grant to purchase and install a new generator for the main pump station of the wastewater system. The total cost of the project is estimated at \$51,000.00 and the city is proposing to contribute \$5,000.00 in cash and in-kind contributions. After discussion, Mr. Gibson motioned to approve Resolution 2017-01, seconded by McReynolds, and carried unanimously by show of hands.

Mayor Weathers reported that Waste Management has presented a proposal to the city to renew the residential garbage pickup contract for one more year effective July 1, 2017 through June 30, 2018. Clerk Brock stated the contract would renew at the same price of \$9.02 per container. And, at the Mayor’s suggestion, the city requested the contract also include the new 4 yard container located at the Groves building the city uses at no cost to the city. Waste Management agreed to include the extra container, which will save the city over \$1,200.00 per year. After discussion, Mr. Powell motioned to approve the proposal to renew the contract with Waste Management for one more year, seconded by Mr. Laster, and carried unanimously by show of hands.

Mayor Weathers reported the cemetery maintenance contract is up for renewal and sealed bids will be received by the city on Thursday, March 2, 2017 at 4 PM.

Mayor Weathers recommended the appointment of Sam Turner to a two year term on the Code of Ethics Board. Mr. Powell motioned to approve the recommendation, seconded by Mr. Gibson and carried unanimously.

Mayor Weathers recommended the appointment of Phillip Johnson to the Recreation Commission to fulfill an unexpired term ending August 2019. Mr. Case motioned to approve the appointment, seconded by Mr. Laster, and carried unanimously by show of hands.

Mr. Terry Frogue updated the council on the City Lake dam indicating the Division of Water seems to be moving the city towards taking the dam out and returning it to a creek. However, they recommend the city hire an engineer with experience in these type projects to study the dam and make recommendations. GRW Engineering has presented a proposal to review all existing studies, study dry weather breach of the dam, study the flood risks upon removing the dam, estimates for dam removal, and present the findings to the city council. Bell Engineering and another firm are also preparing proposals, which will be presented to the city council for review.

Mayor Weathers reported that we have been receiving more requests to use the Welcome Center after normal operating hours. A few groups have used the Center for meetings when other city employees are present, but that is extra work on the employees and may be unfair to not let others use it when city employees can't be present. Therefore, it may be fairer just to not let any group use the Center after hours. Also, there are valuable artifacts being presented in the Center that need to be safeguarded. Also, allowing use of the Welcome Center may take away from the purpose of the Community House. Therefore, the Mayor asked for thoughts about guidelines for using the Center by others. It was the consensus to not allow any group to use the Center outside of normal operating hours.

## COUNCIL REPORTS

Mr. Haley called for a report from Chief Atkinson. Atkinson informed the council that he is exploring the use of Leads Online to help solve burglary cases. Another department assisted the city using this online software and they solved 4 or 5 burglaries in one day. The cost of the service is about \$1,500 to \$1,700 per year. Chief Atkinson may discuss partnering with other local departments to share the cost together for a membership or going through the Todd County Drug Fund. Local pawn shops are not required to use the system and while smaller towns usually don't require reporting items to Leads Online, it is something the city could require in the future. Haley reported the department is also setting up a shooting date for all police officers, council members and families to be at the firing range together.

Mr. Laster called for Frogue to report on utilities. Frogue stated his department is shorthanded at the moment. He reported he had to call in the work crew tonight due to a sewer backup issue and thanked the council for providing them with good equipment and support to fix these issues in a timely manner. Fire hydrants are currently being repaired in the city and should be completed soon.

Mr. Powell called for a report from the fire department. Waggoner and Smith reported it has been a busy last few weeks for the fire department.

Mr. Case reported the Mayor and County Judge-Executive hired Elizabeth Ann Fitch as the new Park Director. He also reported the park submitted a grant through PADD to repair and expand the skate park, but it was declined. Mayor Weathers stated the city can apply for funds through Land and Water Conservation for this project. The park has a meeting this Thursday and will discuss a grant project. Traugher, who also serves on the Recreation Commission, stated soccer registration is currently under way

and baseball registration should start in late March or April.

Mr. Case also asked Mr. Traughber if there is any more information regarding ADA accessible parking on business lots. Traughber stated that he has found this is a state permitting issue and is triggered when a business resurfaces or restripes their parking lot. The lot must be brought up to ADA guidelines at this time and suggested when this occurs it should be reported to the city to facilitate the proper state inspections.

Mr. Laster asked if the Wilmon Moore Circle street sign will be installed at the park. Frogue reported installation of the street sign post must be done after all utilities have been located, which should be completed soon. There has not been a decision on having a ceremony.

Mr. Gibson reported there will be street resurfacing projects to bid out in the spring once paving can begin.

Mr. McReynolds reported the WiFi in downtown is not working as expected. He reported not being able to connect and that it is slow when it does work. Brock reported she has gotten a few complaints about it not working, but she thought HES had fixed the problem. She will contact them again. She also stated that every WiFi system the city installed has had some issues and does not penetrate deep into the buildings on the Square as everyone would like. Case suggested looking into WiFi extenders to boost the signal.

#### MAYOR'S REPORT

Mayor Weathers stated that after speaking to the Mayor of Greenville she realized that anyone coming from that area going to Nashville usually goes through Elkton on Highway 181. And, we need to make sure they know that we have plenty of businesses they can stop and shop at in Elkton. Mayor Weathers spoke with Darlene Groves, owner of Something Special, who suggested a nice iron sign be installed on North Main as they are driving into town and each business can purchase a spot on the sign to advertise their business. Everyone agreed this was a good idea and the Mayor will look into the cost of installing the main sign posts.

Mayor Weathers reminded the council that Elkton Die Casting Technology and Community Center and Donald Settle had requested the council consider extending the lease of the Die Casting building to them before they make improvements to the building. Mayor Weathers called for comments. After no comments were made, Mr. Traughber stated that they had requested a vote of confidence by the council to extend the lease, and that it does not seem there is much confidence in the council to do this since there are no comments or motions being made. Therefore, he suggested informing the group that no vote of confidence was made. Gibson then stated that he does feel the group is keeping the building occupied and making improvements. Case stated that if the lease does expire in March 2018 and it is not renewed then the city needs to give plenty of warning to allow enough time to move all the heavy equipment out of the building.

Clerk Brock requested a special meeting be held soon in order to have second reading of Ordinance 2017-02. After discussion, this will be the only item on the agenda and it will be held Thursday, February 16, 2017 at 5 PM in City Hall.

Mr. Powell motioned to adjourn, seconded by Mr. Haley and carried unanimously. Meeting adjourned at approximately 8:28 pm.

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Jackie Boyd Weathers, Mayor

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Laura M. Brock, City Clerk/Treasurer