

Minutes: City Council Meeting
July 8, 2013
7:00 PM

The Elkton City Council met in regular session on Monday, July 8, 2013 with Mayor Nancy T. Camp presiding.

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

Others present: City Clerk/Treasurer Laura Brock; Police Chief Bruce Marklin; Utility/Street Superintendent Terry Frogue; City Attorney Jeff Traughber; various citizen guests; Carla Jiminez, *Kentucky New Era*; and, Lindsay Kriz, *Todd County Standard*.

Mayor Camp called the meeting to order at 7:00 PM and led the pledge of allegiance. Mr. Eugene Jefferson gave invocation. Mayor Camp welcomed all the guests.

After reviewing the May 13, 2013 council meeting minutes, Mr. Powell motioned to approve, seconded by Mr. Gibson and carried unanimously.

After reviewing the June 11, 2013 special council meeting minutes, Mr. Jefferson motioned to approve, seconded by Mr. Scott and carried unanimously.

Mayor Camp called for approval of the bills payable and financial reports. There was no discussion and Mr. Laster motioned to approve, seconded by Mr. Haley and carried unanimously.

Mayor Camp called for public comments and stated that Jamie Addison had requested to be on the agenda and asked him to speak first. Mr. Addison stated he was once again in attendance regarding the cemetery maintenance contract. He made several statements and gave a copy of an "Order of Events Regarding Cemetery Mowing Contract" to the Mayor and Council which outlined his understanding of the process through information obtained in the *Todd County Standard* and *Kentucky New Era*. He questioned the council on their decision not to renew Ricchuite Enterprises contract for cemetery maintenance back in March and then awarding the contract again to Ricchuite Enterprises in April after Watson Ricchuite had been charged with felony charges. He showed pictures of fallen headstones in the cemetery and stated they had been down for several years. After Mr. Addison's comments, Mayor Camp called for any other public comments. Peggy Griggs made comments including the need for the community to get rid of the drug problem. Smith Chastain stated he supported the Mayor and Council and that accepting the lowest bid was not always the best decision. He also stated he appreciated the fine job Ricchuite Enterprises does in the cemetery. Greg Wandler stated that the cemetery maintenance is secondary and our priority should be removing the drug problem for our children. Rosemary Berry stated that people are innocent until proven guilty and Watson Ricchuite has not been found guilty of any charges. She also stated Ricchuite Enterprises does a good job of maintaining the cemetery. There were no further comments from the public. Mayor Camp thanked the guests, who left the meeting at this time.

Clerk Brock read first reading of Ordinance 2013-7, "AN ORDINANCE ACCEPTING AN EXTENSION OF COMMERCE STREET AS A DEDICATED PUBLIC RIGHT -OF-WAY FOR PERMANENT MAINTENANCE BY THE CITY OF ELKTON." Mr. Gibson motioned to approve, seconded by Mr. Haley and carried unanimously by show of hands.

Clerk Brock read first reading of Ordinance 2013-8, "ORDINANCE ADOPTING PAY SCALE." Clerk Brock stated this pay scale reflects the 1% cost of living salary increase approved by the council

in this year's budget. Mr. Jefferson motioned to approve, seconded by Mr. Powell and carried unanimously by show of hands.

Resolution 2013-2, "A RESOLUTION OF THE CITY OF ELKTON, KENTUCKY AUTHORIZING THE MAYOR TO MAKE APPLICATION 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 AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT," was presented to the council. Mr. Powell motioned to approve and seconded by Mr. Laster. Motion carried unanimously by show of hands.

Mayor Camp presented a proposed Agreement with Pennyryle Area Development District for reviewing the city's zoning ordinances and zoning map. Clerk Brock stated this project is in the current budget and will cost a total of \$11,200. It will be a six to eight month process to update the city's zoning ordinance and map and both documents will come before the city council for final approval. Mr. Laster motioned to enter into the agreement with PADD, seconded by Mr. Scott and carried unanimously.

Mayor Camp asked Terry Frogue to address the East End Village alley where six new houses are being built on East Main Street. Mr. Frogue reported the Planning Commission never really made a decision if the development could use the existing blacktop for the alley that will run behind the houses to the garage entrances. Mr. Frogue would like the council to make a decision, since ultimately the council would have to adopt it for maintenance. Clerk Brock stated that it was discussed at one point that the developer could have the existing pavement core drilled and have an engineer suggest what could be done with the existing pavement to meet the same standards as the current street construction specifications. Several council members stated the street needs to meet current specifications if the city adopts it for maintenance. After discussion, Mr. Haley motioned to get a quote from an engineer to core drill the existing pavement and give an estimate to construct the road using the existing pavement that would equal the city's street construction specifications. Motion seconded by Mr. Powell and carried unanimously.

Mayor Camp recommended the reappointment of Jo Glover to the Code Enforcement Board. Mr. Scott motioned to approve the recommendation and seconded by Mr. Laster. Motion carried unanimously.

Mayor Camp recommended the reappointment of Stefanie Sharp to the Code Enforcement Board. Mr. Jefferson motioned to approve the recommendation and seconded by Mr. Laster. Motion carried unanimously.

Mayor Camp recommended the city council amend the budget to change the Assistant City Clerk position from part-time to full-time. City Hall had tried operating with one full-time assistant and one part-time assistant, but both positions need to be full-time. After discussion, Mr. Jefferson motioned to amend the budget to include two full-time assistant clerks. Motion seconded by Mr. Gibson and carried unanimously.

COUNCIL REPORTS

Mr. Haley reported the basketball goals at the park were pulled out of the old court and will be moved to the tennis court. The two tennis courts will be split into one tennis court and one basketball court with a fence down the middle. There were too many problems at the basketball court where it was located.

Mr. Laster called for a report from Terry Frogue. Mr. Frogue reported the city has received approval for the S. Perry Street water and sewer line extensions. He reported the state now required an engineer to inspect the lines instead of it being done in-house.

Frogué also reported a request from the Methodist Church to stripe parking spaces on the south side of their parking lot across from the county courthouse along East Washington Street. Part of the striping will be in the right-of-way. There was discussion that as long as there were still two good travel lanes it would be ok. Mr. Gibson motioned to approve the request to stripe the parking spaces and seconded by Mr. Scott. Motion carried unanimously.

Mr. Frogue also reported that the city has several properties in town that have accumulated several fines for nuisance violations. The property owners either can't afford to correct the issues or are just ignoring the citations. The City's nuisance ordinance allows the Code Enforcement Officer to enter the property or hire someone to correct the violation and send the bill to the property owner. If the bill is not paid, the city can file a lien. It is suspected that a court would uphold a lien for fees to correct the violation rather than just daily fines. Mr. Frogue may work with City Attorney Jeff Traughber to make sure proper procedures are followed to correct the violations. Mr. Traughber also stated the city can pass an abandoned property ordinance that levies a higher tax rate on abandoned properties. City property taxes are always first priority over other liens and therefore would most certainly be collected if the property sold. And, it encourages property owners to maintain and sell abandoned properties.

Mr. Powell reported only one fire run since the last meeting. Also, Mayor Camp reported that the department assisted Refine Tile in filling up their water tanks over the weekend. Mr. Frogue stated that the neighbors surrounding Refine Tile have complained about the standing water on that property that is causing mosquitos.

Mr. Gibson reported a complaint from a neighbor of the new housing development on East Main Street that clay dirt is washing out into the street when it rains. He also reported the state has completed resurfacing Public Square with a stronger surface mix. Mayor Camp reported that the proposed South Main/West Main connector route in Elkton is the first priority on the regional list for smaller projects.

Mr. Jefferson called for a report from Chief Marklin, who reported police department activity for June.

MAYOR'S REPORT

Mayor Camp reported a request from Pennyrile Area Development District for their annual membership fee of \$561. Mr. Scott motioned to approve payment of the fee and seconded by Mr. Gibson. Motion carried unanimously.

Mayor Camp reported a request from Pennyrile Rural Conservation and Development for their annual contribution of \$300. Mayor Camp reported Pennyrile RC&D is continuing to help the city with a grant to clean debris out of Elk Fork Creek. Mr. Jefferson motioned to approve the payment and seconded by Mr. Laster. Motion carried unanimously.

Mayor Camp reported she received a request for a \$250 donation from Tamie Sears, Todd County Senior Citizens Center, to help with the meals on wheels program in Elkton and Todd County. After discussion, Mr. Powell motioned to donate \$250 to the program and seconded by Mr. Laster. Motion carried unanimously.

Mayor Camp reported that she placed a bid for the city to purchase the property on South Main Street as authorized at a previous meeting. We will have to wait and see if we were the highest bid. She

reported Fiscal Court has \$2,000 in their budget for a special project in the city. Mayor Camp requested we wait and possibly use that money to clean up the property on South Main Street if we are awarded the bid. Mr. Laster motioned to hold onto the money and use it for cleanup of the South Main property if it is awarded to the city. Motion seconded by Mr. Jefferson and carried unanimously.

Clerk Brock presented a proposal from Thurman Campbell Group to perform the FYE June 30, 2013 audit of the city's financial statements and complete the uniform financial information report at a cost of \$17,000. After discussion, Mr. Gibson motioned to accept the proposal, seconded by Mr. Powell and carried unanimously.

There was no further discussion, therefore Mr. Scott motioned to adjourn and seconded by Mr. Laster. Motion carried unanimously and meeting adjourned at approximately 8:20 PM.