CITY OF TAYLORSVILLE
CITY COMMISSION
REGULAR MEETING

September 6, 2011

The City of Taylorsville City Commission held its regular meeting on Tuesday, September 6, 2011 at 5:00 p.m., at the City Hall Annex.

Present were:
Don Pay, Mayor
Beverly Ingram, Commissioner
Nathan Nation, Commissioner
Kathy Spears, Commissioner
Larry Waldridge, Commissioner

Staff present:
Steve Biven, City Clerk
Randy McConnell, Comptroller
Lisa Ware, Co-Treasurer
John D. Dale, Jr. City Attorney
Toby Lewis, Police Chief

Item #1
Mayor Pay **called the meeting to order** at 5:00 p.m. He recited an opening prayer and also led in a reciting of the Pledge of Allegiance.

Item #2 ***Consent Calendar***

a) **Approval of Minutes**
1) August 2, 2011 (Special Meeting)
2) August 2, 2011 (Regular Meeting)
3) August 18, 2011
4) August 18, 2011

b) **Payment of Bills**
1) General Fund August 2011
2) Water/Sewer Fund August 2011

Motion was made by unanimous consent by the Commission to approve the Consent Calendar and Payment of bills for August. Motion carried with a vote of 5-0.

Item #3 –***Committee Reports***

a) **Engineering Projects** (Sisler-Maggard Engineering, PLLC)

i) Main Street-. Kevin Sisler reported that he spoke with AT&T and Kentucky Utilities about a power pole on Main Street. There is a possibility that pole could be moved. Mr. Sisler said that Michael Whitus, with KU, sent an email to him stating that the cost for just the design and survey is estimated at $8,000. The projected cost could range anywhere from $20,000 to $35,000 to place a metal pole at that location. Mr. Sisler would like the commission's feedback on this issue. **Motion was made by Mayor Pay and seconded by Commissioner Nation to approve the design as it currently is using the wooden pole at a $19,000 cost. Motion carried with a vote of 5-0.** Plans for Main Street have made their way to KDOT in Frankfort for approval. Jay Armstrong is in the process of getting bonded for his work on the private electric service due to the original bidder being unable to get bonded. This should be accomplished within 30 days.

ii) Wastewater Treatment Plant- Mr. Sisler stated that the sewer plant project is 95% completed with everything but the cover that goes on the lagoon being done. The Sludge Removal will require a change order, once an analysis on the material is performed.

iii) Sanitary Sewer Evaluation Study & camera Update- Mr. Sisler, Mr. Compton and Clerk Biven met with Division of Water on September 6, 2011, to discuss the SSES Study. DOW was pleased with what the City of Taylorsville was doing with the project. The City received a 45 day extension to finish the study. The camera work should be done by the end of the week.

iv) Taylorsville Road Ditch Project – Sisler-Maggard is performing a survey on the project. They are working on the drawings and design. Mr. Sisler should have a set of drawings by next month. Project is moving forward. He has looked at the right-of-way maps. The right-of-way appears to be in the middle of the ditch. Part of the property is on the State right-of-way and part of it is on private property. There could be some easements (7) involved if the decision is made to clean out the ditch. He also turned in a bill for the survey cost. **Motion was made by Commissioner Nation and seconded by Commissioner Waldridge to pay Sisler-Maggard $1380 for their survey cost. Motion carried with a vote of 5-0.**

Mr. Sisler also had Clerk Biven speak about a dead tree that is on Park Alley. The tree is not located in the Washington Street right-of-way or in the Park Alley right-of-way. The tree is actually located on what was at one time a driveway according to the city map. The commission needs to know who owns the property.

b) **Main Street (Gordon Deapen)** – Mr. Deapen is looking to purchase a computer for Main Street for approximately $300. They also have some positions open on the committee due to resignations by Susan and Debbie. He stated that the committee has received 3 applications for the Main Street Manager's position. He would like to have some input from the commission on the applications and hear the committee's opinion after interviewing the candidates.

Mr. Deapen would like to have an update on AT&T. They will be on the job in 2 to 3 weeks. He also inquired about the ditch project. Does the commission want Main Street to still bring them ideas? The mayor and Commissioner Ingram stated that they would like to continue to hear ideas. Commissioner Nation wants to make sure that grant funds are still utilized.

Mr. Deapen would like to request an office for the Main Street Manager. The Chamber of Commerce has offered part of their office space to Main Street. This space is where the Habitat for Humanity is located. The rent would be $125 a month. He would like to ask the City to pay the rent. It would mean that Habitat for Humanity, Chamber and the Main Street would have a presence on Main Street. **Motion was made by Commissioner Nation and seconded by Mayor Pay to pay the rent for an office for the Main Street Manager. Mayor Pay, Commissioner Nation, Commissioner Spears and Commissioner Waldridge voted in favor. Commissioner Ingram opposed. Motion carried with a vote of 4-1** Chief Lewis will obtain the encroachments.
Mr. Deapen also asks the commission to close Main Street for the Progressive Dinner that is on September 24, 2011. He wants to close the streets from 4:30 p.m. to 8:00 p.m. Closure would be Jefferson Street to Point Street and from Bank Street to Back Alley. **Motion was made by Mayor Pay and seconded by Commissioner Nation to allow the street closures for the Progressive Dinner from Point St. to Jefferson St. Mayor Pay, Commissioner Waldridge and Commissioner Nation voted in favor. Commissioner Spears and Commissioner Ingram opposed. Motion carried with a vote of 3-2.**
Mr. Deapen thanked the Commission and left his phone numbers were he could be reached if need be. He also stated that the next Main Street meeting would be September 8, 2011 in the City Hall Annex building.

Item #4– ***Public Comments***

a) Davis Lee Downs- Mr. Downs stated that he had been looking over Ordinance #328, about rate increases on water and sewer. He would like to see a public notice of some sort concerning Cost of Living adjustments. Clerk Biven is going to look at the Ordinance again. Mr. Downs also stated that the website looks good. He would like to see the City send email notices of any special meetings that the commission may have. The commission is going to discuss this issue. He also stated how nice the lighting and the streets look at night.

b) Lawrence Trageser – Mr. Trageser read KRS65.870, pertaining to Firearms. He stated that Local Firearms Control Ordinance is prohibited, in reference to Item C on the City's agenda. He registered a number of complaints that he had with the city.

Item #5)-O***ld Business***

a) Website Update-Clerk Biven stated that the website is up and running but there still needs to be some items added to the site. Employees will be trained to keep it updated.

b) Personnel Policies-Clerk Biven stated that we are meeting tomorrow, September 7, 2011, with Paul Combs to go over the initial review of the policy.

c) Cemetery Update – Clerk Biven stated that there has been some issues with water run-off at the cemetery. There has been matting and rock put down. There has been an insurance claim made against the City regarding this issue. Clerk Biven, Mr. Sisler and Mr. Compton have looked into how to correct the problem and they have some suggestions made on how to do so. How does the commission wish to handle this issue? Clerk Biven will talk to the City's insurance company to see what they recommend and he is to let Mr. Jewell know.

d) Firework Ordinance- Clerk Biven stated that the Firework Ordinance took effect in May 2011. This Ordinance allows the City to regulate the fireworks. People who wish to sell fireworks must report to the Fire Marshall's office. Commissioner Nation wanted to wait on taking action on the issue and regulating fireworks. Those wanting to sell fireworks will be submitting information to the Fire Marshal.

e) Subdivision Streets during Snow & Ice Conditions-Clerk Biven brought up an Ordinance that Mr. Dale had drawn up pertaining to snow and ice removal in the subdivisions. The City had not taken any actions on this Ordinance. A determination needs to be made regarding who is going to remove the snow and ice from the streets if the Developer, Homeowner's Association or the Owners do not do it? Checking with Darrell Stevens, Emergency Management Director, to see what he would consider as an impassable road as far as snow and ice go. Mr. Dale is going to draw something up for the commission to look at.

f) Other Business- Clerk Biven stated that the Tourism Committee had elected two new members, Darren Lampkin and Rita Dennison. He asked if the Commission knew if action had been taken to officially appoint them to Tourism. The City has not taken action on this.

Clerk Biven wanted Mr. Compton to give an update on the fire hydrants for the Spencer County Fairgrounds and the Spencer County Extension Office. Commissioner Nation has not heard back from representatives of the Fairgrounds. Mr. Compton stated that the work for the Extension Office has been completed.

Commission took a recess at this time.

Item #6) – ***New Business***

a) Department Reports

i) **Financial Report**- Randy McConnell

a. Cash Analysis- Reports are in the commissioner's packet.

b. Budget Report- Report is in the commissioner's packet.

c. Overtime Report- Reports were in the commissioner's packets.

d. Collateral Report – Mr. McConnell stated that the city is fully collateralized.

He also discussed the General Fund revenues and expenses. We are under budget with the expenses. Clerk Biven stated that we are expending funds on the Main Street project. $30,000 budgeted for EDA has been moved into the street department as directed. The budget will need to be amended to expend $15,000 in new revenue received from EDA.

e. Audit Report- The Audit is complete. There were no findings or internal control weaknesses. Mr. McConnell thanked the staff for all their hard work in helping with the audit. There will be a meeting with Mr. Ryan, the auditor, on September 20, 2011 at 4:30.

f. Meeting with Citizens Union Bank – Mr. McConnell is working on scheduling a meeting with CUB.

ii) **Utility**- Harold Compton

a. Water

1) Staffing Update – Tony Stevens has returned to work. Rick McClain is still off on Worker's Compensation.

2) Surplus Trucks- Mr. Compton stated that there has already been a motion to surplus truck 6. He would like a motion to surplus trucks 4 and 5. The new trucks are all here and being used. **Motion was made by Commissioner Nation and seconded by Commissioner Waldridge <u>to surplus trucks 4 & 5 and there be a minimum bid of $500</u>. Motion carried with a vote of 5-0.**

Mr. Compton showed pictures of some of the areas that the water department has to go to get to some of the water lines. He has looked at prices for a <u>4 wheel drive off-road</u> vehicle. The cost ranged from $7500 to $12,000.

Mr. Compton stated that there was discussion at one time about having a place <u>to store salt, coal patch and sewer equipment.</u> He will get some cost on a building.

b. Sewer

1) Connection Fees for Non-Residential Users - The impact fee was raised from $750 to $3000. <u>The ordinance did not address the fees for Apartments, Condos, Nursing Homes, Motels or Commercial and Industrial Businesses</u>. Mr. Compton had some suggestions for those impact fees. He stated that Apartments, Condos, Nursing Homes and Motels would be charged $1500. The Commercial businesses would be charged by the number of units. Buildings with 0-5 units would be charged $1500 per unit and ones with 6 or more units would be charged $1000 per unit. Industrial would be based on design flow by a City appointed engineer. Mr. Compton is to get some comparisons.

iii) **Public Safety** – Chief Toby Lewis

a. Police

1) Schedule- September schedule was in the commissioner's packet. Chief Lewis stated that October and November could be a very busy months for the Police Department due to limited personnel in the Sherriff's office.

2) Marshall's Service Update – As of August 25th our Police Department <u>will no longer participate with the Eastern District</u> (we actually sit in the Western District). The United State Marshall's Service has requested that all departments serving in that district be from that district. A Marshall with the Eastern District is trying to help our department participate with the Western District. At this time the <u>Expeditions are the City's free and clear</u>. If the department is not reassigned to the Western District, Chief Lewis stated that instead of purchasing a new vehicle next year that the department could use one of the Expeditions as a patrol vehicle. The department is also supposed to be acquiring a 1999 or 2000 Trans Am for use at the end of September.

3) Other - Chief Lewis stated that there have been some items stolen from vehicles in different parts of town. He would like to purchase some cameras (wildlife cameras) to place in town where they know the break-ins are happening and try to catch the person or persons doing the breaking in. He would like to use drug seizure monies to purchase them. **Motion was made by Mayor Pay and seconded by**

Commissioner Ingram to use drug seizure money to purchase some cameras. Motion carried by a vote of 5-0.
There will be a drug drop-off day on Saturday, October 29, 2011.
Oktoberfest is September 30 and October 1. The committee has requested road closures on the 30th from 5:00p.m. until 1:00 a.m. Then on the 1st they have request road closures from 8:00 a.m. until 1:00 a.m. on October 2nd. The Cub Scouts are going to pick up trash throughout the day. The street sweeper needs to have a new brush put on it.
The Stallions football team is asking for an off-duty police officer to help with security at their games. They will be paying the officers. The officers are covering the High School games while on duty.
Chief Lewis also stated that they are hoping to rent some golf carts for the officers to use during Oktoberfest and use the Expedition to transport two segways.
Chief Lewis also commended Officer Daniel Wills and the Kentucky State Police for the job they all did in preventing a vehicle arson fire from spreading to nearby apartments.

b. Fire – Chief Nathan Nation

1) Unsafe Structure Update – Chief Nation stated that there are four properties on Garrard Street that fall under Ordinance 86. He is still trying to find someone to inspect the homes and document the violations. They are still working on some other unsafe structures to report.

2) Resolution Recognition of Anniversary of 911- Clerk Biven read Resolution #2011-10, recognizing all the First Responders and Honoring the Anniversary of 9/11. **Motion was made by Commissioner Spears and seconded by Commissioner Ingram to declare "September 11 as First Responders Day". Motion carried with a vote of 5-0.**

iv) ***General Government***

a. Streets – All updates were previously addressed in the meeting.

b) Other New Business – There was no new business.

Item#7) - ***Legal*** – John Dudley Dale

a) Carry and Conceal Law at City Meetings – Mr. Dale is still working on the Carry and Conceal Law.

Item #8) ***Elected Officials Comments*** – There were no comments from the elected officials at this time.

Item #9) **ADJOURN TO EXECUTIVE SESSION**
There was no business for Executive Session

ADJOURN MEETING

Item #10) - **Motion made by Mayor Pay and seconded by Commissioner Waldridge <u>to adjourn the meeting.</u> Motion carried with a vote of 5-0.**

Don Pay, Mayor

Stephen A. Biven, City Clerk