CITY OF TAYLORSVILLE
CITY COMMISSION
REGULAR MEETING

October 4, 2011

The City of Taylorsville City Commission held a Regular meeting on Tuesday, October 4, 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:
John Dale, Jr. City Attorney
Steve Biven, City Clerk
Harold Compton, Public Works Director
Randy McConnell, Comptroller
Toby Lewis, Police Chief
Roxann Thompson, Co-Treasurer

Item #1
Mayor Pay called the meeting to order at 5 p.m. and led the group in prayer followed by a recital of the Pledge of Allegiance.

Item #2 – ***Consent Calendar***
Motion made by Commissioner Spears and seconded by Commissioner Ingram to approve the Consent Calendar for September 2011. Motion carried 5-0.

Item #3 – ***Committee Reports***

a) Engineering Projects (Sisler – Maggard Engineering PLLC)

Kevin Sisler reported that the Main Street plans have been approved by the District 5 office in Louisville and forwarded to Frankfort which has been approved by Kentucky Department of Transportation and is now awaiting approval from the Heritage Council which will take approximately 30 days. Power lines cannot be pulled until power pole has been reset. According to Larry Hughes with the Division of Waste Management, Curtis Shewmaker has been contracted to monitor the wells in front of the Court House Annex and sheriff's office.

Sludge removal is ongoing at the Waste Water Treatment Plant, hopefully to be finished in another week. KU will switch power over to the new lines and transformers tomorrow. Down time estimated to be three hours.

Mr. Sisler stated that they are in the process of compiling reports to be submitted to the Division of Water in compliance with the Agreed Order regarding the Sanitary Sewer Evaluation Study. The extension deadline for the Sanitary Sewer Evaluation Study is October 15, 2011.

Mr. Sisler reported that the survey on the Taylorsville Road Ditch Project had been completed, that the right of way lies at the back of the ditch line which will require them to be on private property if and when they are to do the work and asked for direction from commission on how they would like him to proceed. He also stated that the removal of twenty two trees would be necessary before any grading could take place if it were their choice to maintain this area for mowing. Mayor Pay suggests that drawings be made accessible for review of the commission.

Surveying the Cemetery has proven to be very difficult with the aid of a deed dating back to 1828. Referencing points are no longer there, resulting in a boundary survey. The north side, east side and south side are complete. The west side is very vague and a section may require a gentleman's agreement with the adjoining property owner before completion. City Attorney Dale will prepare easements once property lines have been established.

Item #4 – ***Public Comment***

a) Bill Drury (Water rates)

Mr. Drury had previously requested written justification for charging more for county water rates than the city; he asked the status of this request. Mayor Pay asked that Attorney Dale provide the requested information in letter form to Mr. Drury.

Item #5 – ***Old Business***

a) Audit Approval

Motion was made by Commissioner Nation and seconded by Mayor Pay to approve the audit of the financial statement of the City of Taylorsville, Kentucky as of June 30, 2011 and for the year then ended as prepared by Robert Ryan, CPA. Motion carried 5-0.

b) Website and Email Meeting Notice Update

Clerk Biven stated that city employee's Lisa Ware and Alfreda Currie would be taking additional training as to maintain the city website. A list of special meeting notice recipients was provided for the commission.

c) Personnel Policy Update

City staff has met with General Management and Human Resource Consultant, Paul Combs, to inform him of changes to be addressed relating to the existing personnel policy. Kentucky League of Cities and Collins and Company are assisting with the structure of policies such as the Drug Free Work Place and Workers Compensation.

d) Fairgrounds water line/fire hydrant

Commissioner Nation said that the Fair Board had expressed the need to increase the water flow at the fairgrounds. Commissioner Nation's thoughts were possibly extending the 6 inch line from Fairgrounds Road to the top of the hill, somewhere around 400 to 500 feet and placing a hydrant at the end of the line. Harold Compton, Public Works Director stated that extending the 6 inch line across the fairgrounds and tying into the 2 inch line running behind the fairgrounds would eliminate one dead line and keep them from creating another dead line which would also benefit the city. **Motion was made by Commissioner Waldridge and seconded by Commissioner Nation to lay the 1500 feet of water line with the Fair Board paying for 400 feet at the cost of approximately $1800.00. Motion carried 5-0.**

e) COLA for City Commission

Commissioner Nation stated that if elected officials choose to take the COLA increase then it should be voted on annually. **Motion was made by Commissioner Spears and seconded by Commissioner Waldridge to ratify the COLA increase for elected city officials as of July 1, 2011. Motion carried 4-1. Commissioner Nation opposed.**

f) Subdivision Streets during Snow & Ice Conditions

Motion was made by Commissioner Nation and seconded by Mayor Pay to approve an Ordinance of the City of Taylorsville, requiring owners/developers of subdivisions to maintain subdivision streets during snow and ice conditions. After much discussion on the condition of some of these streets, Commissioner Nation rescinds his motion and Mayor Pay the second. The commission will revisit these issues.

g) Tourism Commission Appointment

Troy Klaber was recently appointed to the Tourism Commission. Mayor Pay has asked that Tourism submit every month to the city a report including the minutes of the last meeting and their financial status.

h) Other

Clerk Biven informed commission that to move forward with the funding of the Floodwall Project all items listed in the letter received from the State Clearing House must be addressed. FEMA has stated that they will not fund the project unless all items have been addressed. One item on the list is an archaeological study. In view of the fact that this area has already been disturbed through the building of the floodwall, the city will probably be alleviated from this responsibility. It will still be required for a certified archeological firm to conduct the survey and make a recommendation. The City will need to make the decision as to put funding into the project. An archeological study conducted by the group recommended by Engineering Firm, DLZ will cost approximately $3000. The preliminary that DLZ will do to complete the application will also have a cost. FEMA has stated that any cost incurred prior to the Grant approval is classified to them as a pre-award funding. Once funding has been awarded they will reimburse costs incurred prior to the project.

A meeting is to be scheduled Tuesday October 11th at 5:00pm with DLZ to discuss costs to move forward with this project. **A motion was made by Commissioner Nation to establish a bank account for the Floodwall Project.** After further discussion Commissioner Nation withdrew the motion. Commissioner Spears stated that they should look at the General Fund Account in depth for the out of pocket expenses that will incur from both the Floodwall Project and Main Street Project.

i) Main Street (Gordon Deapen)

Mr. Deapen reported that the position for Main Street Manager was advertised at an annual salary of $7,000 for a minimum of tens hours per week. This ran for two executive weeks in the Spencer Magnet with an application deadline of September 7, 2011. Three applications were received. The commission was provided with the resume of the applicant recommended by the Main Street Committee. **Motion was made by Commissioner Nation and seconded by Mayor Pay to approve the recommendation made by the Main Street Committee for the Main Street Manager. Motion carried 5-0.**

Commission recessed at this time

Item #6 – ***New Business***

a) Javin Montgomery, Settler's Trace Marathon – Sewer Service Request

Mr. Montgomery expressed the need to extend sewer lines to Settlers Trace Marathon. Clerk Biven explained that this would require the property to be annexed for the city to provide sewer services. **Motion was made by Mayor Pay and seconded by Commissioner Waldridge to approve City Attorney Dale for the preparation of formalities necessary for annexation and provide commission with an approximate cost of the procedure. Motion carried 5-0. Motion was made by Commissioner Nation and seconded by Commissioner Waldridge to approve publication for bids on construction of the sewer line extension. Motion carried 5-0.** Kevin Sisler, Sisler – Maggard Engineering explained the direction to be taken for extending the sewer lines to this location.

b) Department Reports

Financial Report – Randy McConnell provided the commission with cash analysis and deposit collateral reports. He also stated that the city is fully collateralized at all three banks. Mr. McConnell informed the commission that in the General Fund Account, there is currently $506,493 in Fund Balance. In reviewing revenue he said that Business and Unloading Licenses are $26,013 year to date and Insurance Premium at $44,646. Occupational License Tax is $70,729 year to date. Property taxes are to be mailed out next week. The water revenue is $75,000 over budget year to date, sewer revenue is $7,500 over budget and meter sets year to date is under budget. Expenses seem to be in line with the budget.

Utility - Harold Compton, Public Works Director informed Commission that on Kings church Road they have had an estimated twelve leaks in the last six months. This line was probably installed in the late 60's early 70's using class 160 pipe. Mr. Compton stated that he was not asking to replace these lines at this time but the approval for Kevin Sisler to design this project. **Motion was made by Commissioner Waldridge and seconded by Commissioner Nation for the approval of Kevin Sisler, Sisler – Maggard Engineering to design the Kings Church Road water line project. Motion carried 5-0.**

Mr. Compton was given an estimate of $16,500 to repair potholes and for the overlay. This is to repair the entrance of Crume Court 100ft in and 12ft wide including potholes. Repairing the potholes and overlay for Pointe Street to Garrard is included in the $16,500. **Motion was made by Commissioner Nation and seconded by Commissioner Waldridge to approve street repairs subject to City Clerk and Public Works Director reviewing two quotes and as long as costs are under $20,000. Motion carried 5-0.**

Mr. Compton informed the commission that the bush hog at the waste water treatment plant will cost $2400 to repair verses $4400 to replace it with a new one. **Motion made by Commissioner Nation and seconded by Commissioner Waldridge to approve the purchase of a new bush hog. Motion carried 5-0.**

One of the three handheld meter readers is broken and cannot be repaired. The cost of a new one is $10,000 with trade in the cost is $5600. **Motion was made by Commissioner Nation and seconded by Commissioner Waldridge to approve the purchase of a new handheld meter reader with trade in at the cost of $5600. Motion carried 5-0.**

Mr. Compton provided commission with information on three different all terrain 4x4 utility vehicles. These vehicles would be used to ride waterlines and search out leaks. **Motion was made by Commissioner Waldridge and seconded by Mayor Pay to approve the purchase of a John Deer all terrain 4x4 utility vehicle at the purchasing price of $6,805. Motion carried 5-0.**

Road salt purchased in bulk is lower in cost than bagged salt, commission was asked if they would prefer to continue to purchase bagged salt or provide a shelter to house the bulk salt. **Motion was made by Commissioner Nation and seconded by Commissioner Waldridge to approve up to $10,000 for the purchase of a shelter to house road salt. Commissioner Nation and Commissioner Waldridge voted in favor. Mayor Pay, Commissioner Ingram and Commissioner Spears opposed. Motion failed 2-3.**

Commission was brought up to date regarding the aerators at the Waste Water Treatment Plant. A request was made for two additional aerators. Mr. Compton stated that initially four aerators were needed only two had been purchased for approximately $17,000. No action was taken.

Mr. Compton said that he would like to clarify a misunderstanding regarding the barn on Reasor Street. He stated that he made the decision to move the existing meter to benefit the city not anyone else. A sewer tap was not necessary. The city's Sewer Ordinance does not require the barn to have a sewer tap nor a bathroom. A trench drain will be placed in the ditch line to take care of drainage. If it were to change, if they were to pour a concrete slab and install a drain the property owner is aware that a sewer tap will be required.

According to Mr. Compton the new Sewer Ordinance does not address apartment, commercial or industrial rates. Mr. Compton presented sewer rates from five neighboring cities and stated that it is not about what they charge it is about what is required to maintain and pay for our sewer system. "Our sewer system", meaning a publicly owned treatment plant and collection system, managed by the city. It belongs to the public they are the ones paying for it.

At 12:00 p.m. (noon) on Wednesday, September 28, 2011, The City of Taylorsville opened sealed bids received on the sale of a 2003 Chevy S-10, 4-wheel-drive truck. The high bidder was Seals Auto Repair Shop with a bid of $1,000. **Motion was made by Commissioner Waldridge and seconded by Commissioner Spears to approve the awarding of the 2003 Chevy S-10 to Seals Auto Repair Shop with the bid of $1,000. Motion carried 5-0.** Sealed bids will be taken on two additional surplus vehicles.

Motion was made by Commissioner Nation and seconded by Mayor Pay to approve Mike Kelien two days vacation leave paid in advance. Motion carried 5-0.

Public Safety

Police - A monthly schedule was provided by Chief Lewis. A Run list and officer activities sheet will be submitted by the end of the week.
Chief Lewis asked for a motion changing Officer Bledsoe from a temporary part-time position to a part-time position. **Motion was made by Commissioner Spears and seconded by Commissioner Waldridge to retroactive back to September 1, 2011 in regards to Officer Bledsoe from temporary part-time to part-time. Motion carried 5-0.**

Chief Lewis said that there were no major issues with Octoberfest this year and thanked city employee, Scott Williams for helping and doing such a great job.
IMI is on strike and have made a request for off duty security.
Chief Lewis gave a price break down with and without the new design for shoulder and breast patches worn on the officer's uniforms. **Motion was made by Mayor Pay and seconded by Commissioner Spears to approve the purchase of 200 shoulder patches and 100 breast patches with the new design. Motion carried 5-0.**
Halloween on Main Street will be held October 31, 2011 from 5:00 p.m. to 8:00 p.m. with street closures from Jefferson to Pointe including Main and blocking off Main Cross and Washington streets.
Lt. Jewell will be the point of contact October 16th through the 21st during the absence of Chief Lewis. Chief Lewis will attend the Police Executive Command Course at Barren River.

Fire - Fire Chief Nation would like to schedule a joint meeting with the City Commission and Fire District Board to review the interlocal agreement. Commission would like to schedule this meeting November 1, 2011.
Inspections have been completed and power disconnected to properties at 14 West Main, 20 West Main, 22 West Main, 26 West Main, 30 West Main, (Hume) Main Cross and 107 Reasor Street. These buildings must be repaired to code and pass inspections before power is turned back on.
No action has been taken on property presented to the City under Ordinance #86, 102,501,503 and 505 Garrard Street. Chief Nation said that there were still issues with finding a contractor to assist with taking Ordinance #86, applying these structures and developing a list of violations per each structure. Clerk Biven stated that Mickey Shouse stopped by and said he had been made aware of these issues, had the qualifications and offered his services. Clerk Biven will contact Mr. Shouse and discuss prices.
Chief Nation reported that there are approximately 424 rental units within city limits which unfortunately a lot of these properties are not in safe habitable conditions. He also provided a sample ordinance relating to the licensing and regulation of residential rental properties within the city.

General Government – Clerk Biven stated that the city's current sanitation contract with Rumpke expires December 31, 2011. Rumpke is offering another two year addendum while maintaining the existing rate of $13 per household. **Motion was made by Commissioner Spears and seconded by Commissioner Ingram to approve the renewal of the sanitation contract with Rumpke. Motion carried 5-0.** The commission was made aware that the residential count provided by Rumpke on the monthly invoice has not changed since 2008.

Item #7 - ***Legal***
Commission and city Attorney Dale reviewed a draft prepared regarding meeting conduct procedures.

Item #8 - ***Elected Officials' Comments (Mayor & City Commissioners)***
There were no comments at this time.

ADJOURN TO EXECUTIVE SESSION
Item #9 – **Motion was made by Commissioner Spears and seconded by Mayor Pay to Adjourn to Executive Session under provisions of KRS 61.810 (1) (b) Deliberations on the future acquisition or sale of real property by a public agency (c) Discussions of proposed or pending litigation against or on behalf of the public agency. Motion carried 5-0.**

RETURN TO OPEN SESSION
Item #10 – **Motion was made by Commissioner Spears and seconded by Commissioner Waldridge to return to open session. Motion carried 5-0.**

ADJOURN MEETING
Item # 11
Motion was made by Commissioner Ingram and seconded by Commissioner Nation to adjourn. Motion carried 5-0.

Don Pay, Mayor

Stephen A. Biven, City Clerk