

The City Council of the City of Eminence, Kentucky met in a public hearing and regular session on Monday, March 12, 2012 at 6:00 p.m. at the Eminence City Hall with Mayor Drane Stephens and the following members present: Polly Troxell, Tom Shroyer, Treva Browning, Danny Meadows, Lee Ann Armstrong, and Leo Mason. Absent was none. Also in attendance were Attorney William Brammell, City Clerk Sandra Doane, Public Works Director William Smith, Police Chief Carey Duncan, Water Distribution Operator Tim Fitzgerald, Magistrate Scott Bates, Joyce Meyer, Bryan Kirby, and Henry County Local Representative Jonna Spelbring Priester.

Mayor Stephens called the public hearing to order at 6:00 p.m.

Pledge of allegiance held.

Mayor Stephens introduced Bryan Kirby with Community & Economic Development Associates, Inc. (CEDA). Mayor Stephens stated he had contacted Mr. Kirby about information on grants for the City, especially our sewer plant expansion project. Mr. Kirby reported that they are a private consulting firm that helps find funds and administer grants. Mr. Kirby detailed the Kentucky Community Development Block Grant (CDBG) application process. The program is HUD money with approximately 26 million dollars given to the state to award for housing, community facilities, economic development (job creation), and public facilities (water and wastewater). Possibly seven million will be available for public facilities. The grants are competitive grants with three ways to qualify as follows: urgent needs caused by natural disasters; slum or blight conditions; and benefit to low to moderate income people. The 2000 census shows that both Eminence and Pleasureville are eligible under the low to moderate income rule. Eighty percent of the people to be served must be below the County median household income and they are per the census.

The CDBG process starts when the Department for Local Government announces the date for applicants to apply which will be possibly April-November. One million is the maximum amount that can be applied for or no more than 50% of the total project costs. The grants are competitive with his company having a 99% track record for success. Our project projected costs are \$1,500,000.00 and of that amount we already have \$350,000.00 allocated. We can apply for up to \$750,000.00. We would seek other sources for additional funding such as loans.

We would adopt a resolution to file a CDBG application; submit our application once the Governor's office announces the grant timeline; and wait for funding. Member Meadows asked if we get any legislative money would it impact the grant since the 2011 grants haven't even been funded yet. Mr. Kirby stated they would not affect each other as any loans we get would be tentative only. Some loans are interim only until the end of the project and then locked in. Member Meadows stated he is still concerned about the legislative money. Mr. Kirby stated we would structure the entire project the best way we can. Mayor Stephens asked what happens if our project actually comes in lower than the 1.5 million now estimated. Mr. Kirby stated that the CDBG would back down to the 50% mark if that happens.

Mayor Stephens asked for any public comments or questions on the project. There were none. Mayor Stephens called the hearing to an end at 6:18 p.m.

Mayor Stephens called the regular meeting to order at 6:18 p.m. with the same individuals present as listed above.

Attorney Brammell read a resolution authorizing the filing of a 2012 Kentucky Community Development Block Grant Application for the Eminence Wastewater Treatment Plant Expansion Project in an amount up to \$1,000,000. Member Meadows motioned and Member Armstrong seconded to accept the resolution as read to authorize the filing of a 2012 Kentucky Community Development Block Grant Application for the Eminence Wastewater Treatment Plant Expansion Project in an amount up to \$1,000,000. On a call for vote by Clerk Doane, all members present voted "Yea".

Mayor Stephens stated that in anticipation of the Council approving the resolution for a CDBG application, the City sent out requests for proposals for a professional consultant to file and administer the grant. Two proposals were received back; one from Kriss Lowry and Associates, Inc. and one from Community & Economic Development Associates (CEDA), Inc. Upon scoring of the applications, CEDA is the successful and lowest bidder. Council reviewed the proposals and scoring sheet. Motion made by Member Armstrong and seconded by Member Mason to accept the highest scoring and less expensive bid from CEDA. Member Shroyer asked if there had been ample time given for others to bid. Clerk Doane stated that she sent requests for proposals out to three different firms on February 14, 2012.

Attorney Brammell read a resolution approving the application preparation contract with Community & Economic Development Associates, Inc. for the Community Development Block Grant Program for the Wastewater Treatment Plant Expansion Project for the sum of \$10,000.00. The obligations are contingent upon the funding of the CDBG application. Motion made by Member Troxell and seconded by Member Armstrong to accept the resolution as read approving the application preparation contract with Community & Economic Development Associates, Inc. for the Community Development Block Grant Program for the Wastewater Treatment Plant Expansion Project for the sum of \$10,000.00. On a call for vote by Clerk Doane, all members present voted "Yea".

Mr. Kirby stated our procedure now is to get the design prepared and approved by the Division of Water prior to application. He will work with our engineers on this.

Mayor Stephens asked Mr. Kirby if they work with KIPDA on other grants. Mr. Kirby stated they did not as they are the private counterpart to KIPDA. Mayor Stephens stated he received information about 15 million dollars available from EPA for training and technical assistance and compliance. Mr. Kirby stated he believed that Kentucky Rural Water Association (KRWA) is the applicant on this. Mayor Stephens inquired how to get part of these funds. Mr. Kirby stated to contact KRWA first and that it might be possible to get some funds for camera work. Mr. Kirby stated he would read the regulations on this and see what he thinks the funds can be used for.

Subject: County Update – Magistrate Scott Bates was present to give an update on County business. Mr. Bates stated he did look at the issue at the end of Blackaby Lane and concurs that it needs milling down so he doesn't believe there is anything the County can do to help with this. On the siren pole, if we will get some quotes to replace it, he may be able to help with this project. He spoke with the Fire Chief and the pole was probably installed in the 1970's and is a safety issue. Mr. Bates reported that Scott McClamroch has resigned his position with the EMS but will stay until a replacement is found. Dr. Gardner is back on the staff. Mayor Stephens stated the AED is installed up front at City Hall; however we have not received a bill for the storage box. Magistrate Bates reported that Magistrate Beasley was unable to come up with anything on a free AED. Chief Lucas would like to have one on the rescue truck. We can get one per year on a 50/50 basis and Magistrate Bates will check to see if that is calendar or fiscal year. Mr. Bates stated he is working on getting Highway 55 repaved. Mayor Stephens reminded Mr. Bates that the former traffic islands at West Broadway and Main Street still need to be painted.

OLD BUSINESS:

Subject: Minutes – The minutes of the previous regular session held on February 13, 2012 were reviewed. Mayor Stephens asked for any additions or changes to the minutes. Member Shroyer indicated there was a misspelled word in the minutes, but could not remember exactly where it was located. Council approved the minutes as presented with the one spelling error to be corrected when found.

REPORTS:

Subject: Police Department Report – Police Chief Carey Duncan reviewed the monthly activity report with council. Chief Duncan stated they had 258 total contacts for the month. Eight individuals were arrested on twenty-two separate charges. The Department had five driving under the influence and three other alcohol related incidents.

Subject: Public Works Department Report – Public Works Director William Smith reviewed the monthly activity report with council. Mr. Smith reported that Quail Run Subdivision is growing a little with two more houses under way. Mr. Cook is also building two more at this time. The new Five Star is also progressing along. Mr. Smith reported that our salt supply is still good due to the mild winter we have had.

Troy Popp is working on the stage construction. We might want to have a setup and run thru prior to the first actual use to make sure everything is going to fit.

Mr. Smith reported they opened the bathrooms today at the park but will be keeping the fountains down a little longer as we could still be subject to some freezing weather. We will wait on the lights for a little while as well. They will be purchasing a bigger blower for the mulch.

Mr. Smith reported they took the electric pole down by the Church and stored it for future use. Member Meadows asked if the electric service at the Depot is going to be sufficient for festival

use. Mayor Stephens stated he will have the electrician inspect it prior to leaving the current job we have him working on.

Mayor Stephens asked that the police department resume locking the park bathrooms at night. Mr. Smith asked what type of finish the City wants on the stage – painted or textured, etc. Member Mason stated he feels it should be coated or painted with some type of sealant. Mayor Stephens gave his applause to the public works department for all doing a great job and always being willing to do whatever is asked of them. Chief Duncan expressed his appreciation also for the public works helping with the accident on North Main Street where a load was lost off a truck.

Mayor Stephens reviewed a picture of the new Five Star with council. They will have 12 pumps with the building being located on the back right corner and the pumps near the Main Street side and the entrance on Fairview Court. They will be installing birm hedges beside the apartments on Fairview. He will check on hedge birms for the Church side as well.

Mayor Stephens reported that we have sent in our first draw request on the HB 608 grant on the sewer expansion project in the approximate amount of \$87,000.00. This request was for work completed by Derrick Engineering.

Subject: Limited Land Lease - Mayor Stephens reviewed the need to re-new our land farming lease with Tim Fitzgerald. It was discussed that several years ago we were required to plow in sludge on our property and we were required to crop the property with it being determined at that time that it was in the best interest of the City for Tim Fitzgerald to do this for the City. In return for allowing Mr. Fitzgerald to do this, he mows the property with his own equipment and gas on his own time. Attorney Brammell read the limited land lease agreement. Motion made by Member Mason and seconded by Member Meadows to authorize the Mayor to enter into a limited land lease agreement with Tim Fitzgerald as it is felt to be in the best interest of the public and the City of Eminence for Tim to do this as he is a trusted City employee which would alleviate security concerns and he is familiar with the lay of the land and the needs for mowing by being at the plant each day. On a call for vote by Clerk Doane, all members present voted “Yea”.

Subject: Administrative Office Report – City Clerk Sandra Doane reviewed the monthly administrative office report with council reporting that we have collected approximately 94.3% of the total 2011 property taxes as of March 7th. Clerk Doane reported that we will start small claims filing this month on delinquent property taxes. Delinquent taxpayers have been notified of this numerous times.

Clerk Doane reported that we have received \$4,809.44 for the H.B. 290 payment for health insurance subsidy.

Clerk Doane reported we shredded another 1,920 pounds of old records as part of the long term records retention project.

Clerk Doane reported work is continuing on the budget for fiscal year 7-1-12/6-30-13. Mayor Stephens applauded the office staff for all their hard work and willingness to do anything asked of them.

Subject: Fire Department Report – Member Meadows reviewed the Fire Department report with council which showed twelve total runs and special details in February for a total of 112 total man-hours. The generator has been installed with some problems arising with the gas hookup. Louisville Gas & Electric helped with this. Council thanked Magistrate Bates for getting the generator for the City.

Subject: Festivals Update – Member Armstrong reported that Rob Pettit as been asked to serve as Grand Marshall of Eminence Day. We plan to have the Army Marching Band again this year, and the new addition of antique cars for the parade. The committee has some new members – Mary Scriber and Margaret Beaumont.

Subject: Parks Update – Member Meadows stated he wants to continue to clean out the brush under the trees; but doesn't feel we will ever be able to use this area for anything as it stays too wet. Member Armstrong reported the landscaping will be updated soon by community workers.

Subject: Community Center Report – Mayor Stephens reported no meeting has been held since last month.

NEW BUSINESS:

Subject: Open Citizen Comments/Questions – No one present who wished to address the council.

Subject: Website Update – Mayor Stephens unveiled our new website with a power point presentation. The business and albums sections are new with the businesses being a work in progress. The site has a modern look with real pictures of events and people of Eminence. Member Armstrong asked if the school is on the business section of the website. It is there by link only. Some other things needed are e-mail addresses for all public works employees and their pictures. The new brochure is also on the website. Mayor Stephens complimented Ms. Meyer on all her hard work on the site.

Subject: Updated Animal Ordinance – Mayor Stephens stated we are still waiting on the County before we adopt this.

Subject: Garbage Franchise – Mayor Stephens stated we will be addressing this soon.

Subject: Alcohol Ordinance Amendment – Attorney Brammell held the first reading of an amendment to the alcohol ordinance which would make the “Star” training mandatory for all businesses and employees who sell or serve alcohol. Member Meadows asked if we sent this to all businesses. Mayor Stephens stated yes and also notified them of upcoming classes. They will notified to come to the next meeting.

Subject: Mayor's Update – Mayor Stephens reported that the large trucks on Hillcrest Drive have virtually stopped due to the new signs put up at Elm Street/Vernon Avenue. If one is spotted on Hillcrest Drive, please notify the police immediately so the problem can be corrected.

Mayor Stephens reminded department heads that their budget requests are due by March 15th.

Mayor Stephens reported that it appears that the amount we are asking for the confiscated vehicle is too high. It was determined that it was not safe to drive as it originally was. We have spent approximately \$1,007.00 to make it safe and advertise it for sale. We have to give 15% of the sale price to the Commonwealth Attorney's Office. Member Meadows suggested using Craig's List to advertise it for sale. Discussion held. Motion made by Member Meadows to authorize Mayor Stephens to sell the confiscated vehicle for at least \$1,500.00 which will cover our expenses to date and the 15% due to the Commonwealth Attorney. Motion seconded by Member Mason. On a call for vote by Clerk Doane, all members present voted "Yea".

Mayor Stephens reviewed a letter with council detailing the merger of Insight Communications Company and Time Warner Cable, Inc. Member Meadows questioned that some things don't appear to be working now. Mayor Stephens stated no changes were supposed to be made with this merger.

Subject: New Business/Council – Mayor Stephens asked if any council member had anything they wanted to discuss. Member Meadows stated he stills want something done about the intersection of Blackaby Lane and South Main Street. Mayor Stephens asked Public Works Director Smith to call and get a quote to have this milled down.

Member Shroyer asked about the new academy that KLC is putting on. Mayor Stephens stated we did not budget any funds for this; but anyone who wanted to go on their own certainly could.

Subject: Warrants - The warrants presented for payment were reviewed. Motion made by Member Troxell and seconded by Member Meadows to approve the warrants for payment as presented. On a call for vote, all members present voted "Yea".

Subject: Closed Session – Motion made by Member Meadows to go into closed session to discuss potential litigation under KRS 61.810(1) (c). Motion seconded by Member Browning. On a call for vote by Clerk Doane, all members present voted "Yea".

Motion made by Member Troxell and seconded by Member Mason to go back into open session. On a call for vote, all members present voted "Yea". Open meeting resumed at 7:56 p.m.

Motion made by Member Troxell and seconded by Member Mason to authorize the Mayor to sign the mutual release agreement between the Housing Authority and the City of Eminence relating to water usage dating back to 2005. On a call for vote by Clerk Doane, all members present voted "Yea".

With no further business to be discussed, motion made by Member Meadows and seconded by Member Browning to adjourn. All members present voted "Yea". Meeting adjourned at 7:59 p.m.

DRANE STEPHENS, MAYOR
CITY OF EMINENCE, KENTUCKY

ATTEST: _____
SANDRA A. DOANE, CITY CLERK
CITY OF EMINENCE, KENTUCKY