

The City Council of the City of Eminence, Kentucky met in a regular session on Monday, October 14, 2013 at 6:15 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 and Major Kevin Kemper, K.U. Representative Alan Mattingly, Campbellsburg Mayor Rex Morgan, Campbellsburg City Clerk Susie Tipton, Citizens Michele Armstrong Venegas, Dixie Moore and Mary Ann Bright.

Mayor Stephens called the meeting to order at 6:15 p.m.

Pledge of allegiance held.

Subject: County Update – Magistrate Scott Bates was unable to attend. Mayor Stephens asked if anyone had anything they needed to address with Scott. No one had anything.

Subject: Electric Franchise Renewal – Mayor Stephens opened the only bid received for the electric franchise which was from Kentucky Utilities. Mayor Stephens reviewed the bid which stated they agreed to the terms and conditions of the franchise as created by Ordinance No. 2013-013. Alan Mattingly with Kentucky Utilities was present to answer any questions on the electric franchise bid. Motion made by Member Meadows and seconded by Member Mason to accept the bid from Kentucky Utilities and to authorize the Mayor to enter into the 20 year franchise agreement with Kentucky Utilities for the electric services. On a call for vote by Clerk Doane, all members present voted “Yea”.

Subject: Zone Change Request – Dixie Moore – 400 West Broadway – Mayor Stephens reported that planning and zoning has recommended approval of the zone change request for Dixie Moore at 400 West Broadway from R-2 to B-1. Dixie Moore and Mary Ann Bright were present to answer any questions on the zone change request. Ms. Bright asked Mayor Stephens if he has had any contacts for location in Eminence who might be interested in this property. Mayor Stephens stated he has nothing concrete at this time. Ms. Bright asked if there would be any problem with Ms. Moore continuing to live at the location and to sell to an individual should she choose. Attorney Brammell stated neither would be a problem as both are allowed in a B-1 zone.

Ms. Bright stated she feels no one is working on trying to get local businesses to come to town. There is an individual (Mr. Dale) working on industrial growth, but nothing else. Mayor

Stephens stated we do participate in funding Mr. Dale but was not initially aware his focus was on just industrial. Ms. Bright suggested hiring someone which could be shared by all the cities in the County. Attorney Brammell stated that the Chamber is re-evaluating their focus to increase their roles for future growth within the County. Ms. Bright stated we need to work on this now and stated she is willing to do whatever she can to help. Mayor Stephens stated he feels we are moving in the right direction with recent and proposed development. He asked Clerk Doane to represent him at the Chamber Mayor's luncheon and asked that she discuss this possibility with the other Mayor's for potential interest in sharing an economic development person.

Motion made by Member Troxell and seconded by Member Mason to approve the zone change as recommended by planning and zoning from R-2 to B-1 for the Dixie Moore property located at 400 West Broadway. On a call for vote by Clerk Doane, all members present voted "Yea".

Subject: Eminence Project Prom – Michele Armstrong Venegas was present representing Eminence Project Prom to request assistance with this event. Discussion held. Motion made by Member Meadows and seconded by Member Troxell to authorize payment of \$500.00 toward the invoice from Incredible Dave's for Project Prom. On a call for vote by Clerk Doane, Members Meadows, Troxell, Shroyer, Browning and Mason voted "Yea". Abstaining was Member Armstrong.

OLD BUSINESS:

Subject: Minutes – The minutes of the previous regular session held on September 9, 2013 were reviewed. Mayor Stephens asked for any additions or corrections to the minutes. With no additions or changes forthcoming, Mayor Stephens stated they would stand approved as presented.

Subject: Preservation Ordinance – Nothing to report.

REPORTS:

Subject: Police Department Report – Police Chief Carey Duncan reviewed the monthly activity report with council. Chief Duncan reported they had 355 total contacts for the month. Thirteen individuals were arrested on thirty separate charges. The Department had three DUI's and four other alcohol related charges this month.

Chief Duncan reported no property ordinance citations issued.

Chief Duncan reported no other comments. Member Meadows asked the police to patrol Mulberry Road closer this week and next as he has seen several very young kids on bicycles.

Member Armstrong stated she has been contacted about the ongoing yard sale on South Main and also about the kids riding out into the road at this same residence.

Subject: Public Works Department Report – Public Works Director William Smith reviewed the monthly activity report with council. Mr. Smith reported that the old Brunswick property has been sold with the new owner requesting all fire protection including the fire pump, hydrants and sprinkler system to be turned off. The new owner plans to eventually tear the building down unless a suitable business or factory can be located in the building

Mr. Smith presented a report on the wastewater treatment plant expansion. The sludge removal has been bid out with six bid packets being picked up and three bids being turned back in. Mayor Stephens announced the following bids:

H & A Resources Management - \$173,750.00
Merrell Brothers, Inc. - \$346,200.00
JODA International, Inc. - \$437,500.00

Our engineer has reviewed the bids and has recommended H & A Resources as the lowest responsive, responsible bid. Motion made by Member Mason and seconded by Member Troxell to accept the recommended low bid of \$173,750.00 from H & A Resources Management subject to successful land farm permit application. On a call for vote by Clerk Doane, all members present voted “Yea”.

Mayor Stephens stated we will have to re-apply for a land farm permit which will take several months to complete and that due to this he is proposing to enter into a partial contract for an estimated cost of \$4,000.00 for this part of the total bid with H & A Resources. Discussion held. Motion made by Member Meadows and seconded by Member Troxell to authorize the Mayor to enter into a partial contract with H & A Resources for the permit application work for an estimated price of \$4,000.00. On a call for vote by Clerk Doane, all members present voted “Yea”.

Mr. Smith reported that the blacktop work on Main Street has been moved to the last of October with our job to be done at the same time. He feels it will be any day now as the signs are currently going up.

Subject: Administrative Office Report – City Clerk Sandra Doane reviewed the monthly administrative office report with council, reporting that the 2013 tax bills have been mailed with collection started.

Subject: Fire Department Report – Member Meadows reviewed the Fire Department report with council which showed twelve total runs and special details in September for total man-hours of approximately sixty-two. Member Meadows reported the command trailer is here and once setup will be available for any department in the County to use as needed. The County will be carrying the insurance on it.

Subject: Festivals Update – Member Armstrong reported that the Renaissance Fair Halloween Festival is set for October 26th from 7:00 to 9:00 with the Senior Class to hold the Haunted Forest which will cost \$2.00 per person. She presented a budget and a list of vendors. She is working on revision of the ad with the Local. Admission will be a donation to the Eminence Food Pantry.

Member Troxell announced that there will be a Trail and Treat from 4:00 to 7:00 at the County Park on October 25th.

Subject: Parks Update – Mayor Stephens asked when Council wanted to change the timers on the lights at the Park. Public Works Director Smith stated he did this last week with them being set to come on at 7:30 p.m. Council in agreement to leave the bathrooms open at this time.

The system set up for reserving the park has not worked too well, so it was suggested to use sheet protectors to put the reserved notice in for now. Realtor boxes were suggested

NEW BUSINESS:

Subject: Open Citizen Comments/Questions – Campbellsburg Mayor Rex Morgan and City Clerk Susie Tipton were present, stating they are merely visiting all the other cities with no comments to make.

Subject: Revised Alcohol Ordinance – Attorney Brammell stated that due to several changes needed to this ordinance after the last draft he would like to postpone this one more month before having a first reading. Attorney Brammell stated that our current ordinance prohibits the sale of alcohol on Election Day; however state law now allows the sale. He would like a consensus on whether to change this or not. Consensus to allow the sales on Election Day.

Subject: Conditional Use Hearings – Mayor Stephens reviewed two conditional use hearings to be held on October 28th at 7:00 p.m. One is for the Kentucky Renaissance Fair who wants to expand to add a corn maze, a pumpkin patch, to build an office building and to hold evening events. Mayor asks if anyone has any objections to this conditional use. No one did. The other hearing is for Savouern Mandt at 123 Fairview Court who wants to operate a nail salon at this property. Member Shroyer asked if there would be adequate parking at this location and if it would be addressed. Attorney Brammell stated it is one of the criteria looked at when deciding on conditional use permits. Mayor Stephens asked if anyone has any objections to this conditional use permit. No one did.

Subject: Halloween Activities - Discussion held on observance of trick or treat. Consensus to hold Trick or Treat on Main from 4:00 to 6:00 on October 31st and residential trick or treating from 6:00 to 8:00. Members Meadows and Mason agreed to hand out candy starting at 4:00 with

others encouraged to assist if possible. Member Meadows agreed to pass out the flyers to the merchants about the Trick or Treat on Main this Friday if we can get one together.

Subject: Mayor's Update – Mayor Stephens reported that the CVS Pharmacy is scheduled to open on October 27, 2013. The shelves are stocked and ready. Mayor Stephens stated anyone who would like a tour should come to City Hall on Thursday at 9:00 a.m. The plan is to have all the paving and striping done this week. The landscaping is in progress as well. Cook's closes on the 25th with the DEA inventory to happen on the 26th so we will only be without a drug store for one day.

The McDonald's is currently designing the walls and will be using historic pictures from town. They plan to start on construction tentatively on November 1st. Work on entrances and other items has already begun.

Mayor Stephens stated that parking on Penn Avenue on both sides has become a problem and that large trucks will not be able to get in. He is proposing no parking on South Penn Avenue on either side from East Broadway to Elm Street. Discussion held. Motion made by Member Armstrong and seconded by Member Mason to allow no parking on either side of South Penn Avenue from East Broadway to Elm Street. On a call for vote by Clerk Doane, all members present voted "Yea".

Mayor Stephens stated the planting of pansies in front of City Hall was an 8th grade service project.

Subject: New Business/Council – Member Meadows stated the littering with cigarette butts outside the consignment shop on Penn Avenue has not stopped. We have tried to handle this nicely, but it has not been received well at all. Discussion held. Chief Duncan was authorized by council to catch and cite the individual responsible as he has been warned.

Member Armstrong reported that she and Chief Duncan have visited the alcohol businesses to check that everything is up to date and to remind businesses about the STAR training. Some expressed concern about the number of businesses applying for licenses and wanted to see if we can put a limit on the number of licenses. Attorney Brammell stated we can permit or deny either the quota or non-quota licenses with good reason but not just to cap at a certain number as there is no legislation which allows us to limit. It was mentioned that back in the 1970's and 1980's we had eleven and all survived.

Member Shroyer asked if we have had any success getting the property cleaned up at the Bobby Johnson (old Rick Rynes location) on South Main. Mayor Stephens stated a little has been done but not much and that he would follow up on this. The wire hanging down was discussed. It is a phone wire.

Member Armstrong questioned Cash Express being able to stand in front of City Hall to solicit individuals for loans. The throwing out of their cups at peoples' homes was also discussed. Mayor Stephens stated he would look into both matters.

Subject: Warrants - The warrants for payment were presented and reviewed. Motion made by Member Troxell and seconded by Member Shroyer to approve the warrants for payment as presented. On a call of 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 Armstrong to adjourn. All members present voted "Yea". Meeting adjourned at 7:50 p.m.

DRANE STEPHENS, MAYOR
CITYOF EMINENCE, KENTUCKY

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

