

The City Council of the City of Eminence, Kentucky met in a regular session on Monday, July 9, 2018 at 6:15 p.m. at the Eminence City Hall with Mayor Drane Stephens and the following members present: Danny Meadows, Polly Troxell, Leo Mason, Joey Bell, Fred Downey, and Lee Ann Armstrong. Absent was none. Also, in attendance were City Attorney William Brammell; City Clerk Sandra Doane; Assistant City Clerk Robin Mullins; Public Works Director Matt McAllister; Police Lieutenant Mike Wells; Utilities Clerk/Receptionist Debbie Moore; Citizens Patrick Magera; Marilyn Magera; Jason Moore; Helen Moore; Ramona Fox; Rob Goss and Henry County Local Representative Taylor Riley.

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

Pledge of allegiance held.

**Subject: County Business** - Magistrate Scott Bates was not present at this time; but intends to come later in the meeting.

**Subject: Fireworks** – Mayor Stephens reported that several individuals are present who wish to speak on the use of fireworks. Mayor Stephens asked that each person speak and then Council will address the concerns. Ramona Fox requested that the council adopt an ordinance to only allow fireworks for a short period of time rather than weeks before and weeks after the 4<sup>th</sup> of July. She indicated they are being shot off all day long and way up into the early morning hours which is so stressful for babies, animals, PTSD patients and anyone having to get up and go to work. Patrick and Marilyn Magera indicated they have the same concerns including that illegal ones are also being shot off and are much louder.

Rob Goss indicated he understands the agony of fireworks, but he works shift work so he cannot always shoot them off during a short window around the 4<sup>th</sup> of July. His family will typically celebrate on the weekend after the 4<sup>th</sup> and requests Council consider a window of time for fireworks. Helen Moore suggested to allow them on the 4<sup>th</sup> of July and the following Saturday.

Lieutenant Wells stated that fireworks are definitely a problem and that the department chases calls prior to and after for at least two weeks. Having a window or certain time frame for fireworks would probably help the Police Department too. State laws says no fireworks are to be shot in the City limits at all.

Marilyn Magera suggested having a community weekend event with fireworks as an alternative. Attorney Brammell stated there is a provision to allow us to do so upon supervision and approval of the fire department. Mayor Stephens stated he feels this would only attract a few as they would not be big noise makers. Mayor Stephens reviewed three sample ordinances from other cities with Council which provides ideas on controlling fireworks. Mayor Stephens suggested two days before, the day of and two days after just at night time up to 10:30 or 11:00 p.m.

Mayor Stephens asked Council to bring an ordinance for consideration back next month. Member Armstrong suggested having the police committee work on this with the police department. Mayor Stephens agreed and asked police committee to do to.

### **OLD BUSINESS:**

**Subject: Minutes** – The minutes of the previous regular session held on June 11, 2018 were reviewed. Mayor Stephens asked for any additions or corrections to the minutes. With no additional additions or changes forthcoming, Mayor Stephens stated they would stand approved as presented.

**Subject: Audit Acceptance** – Mayor Stephens reported we need to accept the audit which was presented last month. Motion made by Member Mason and seconded by Member Meadows to accept the audit report for the fiscal year ending June 30, 2017 as presented. On a call for vote by Clerk Doane, all members present voted “Yea”.

**Subject: Ordinance Amending Ordinance Regulating and Prohibiting the Keeping of Certain Animals Within the City of Eminence** - Attorney Brammell held the first reading of the summary of an ordinance amending the ordinance regulating and prohibiting the keeping of certain animals within the City of Eminence to allow 3 chicks or chickens.

**Subject: Ordinance Updating Pay/Compensation Plan** – Attorney Brammell held the second reading of an ordinance updating the pay/compensation plan for the City including re-assigning two position grades which are close to the maximum. Motion made by Member Meadows and seconded by Member Mason to adopt the ordinance as read. On a call for vote by Clerk Doane, all members present voted “Yea”.

**Subject: Ordinance Amending Current Budget Ordinance** – Attorney Brammell held the second reading of an ordinance amending the budget ordinance for the fiscal year 7-1-17/June 30, 2018 reflecting all of the changes made when we paid off the recent debts with KIA and Rural Development. Motion made by Member Troxell and seconded by Member Armstrong to adopt the ordinance as read. On a call for vote by Clerk Doane, all members present voted “Yea”.

### **REPORTS:**

**Subject: Police Department Report (Copy Attached Hereto)** – In the absence of Chief Kemper, Police Lieutenant Mike Wells presented the monthly activity report to council. They had 244 total contacts for the month with seven traffic collisions. Thirty-Three citations were issued on forty-three charges. Fifteen individuals were arrested on eighteen charges.

Lieutenant Wells reported on various departmental training including one that he and Chief Kemper attended dealing with civilian response to an active shooter. He is working on a PowerPoint presentation for this that can be shown to the public for education purposes.

Lt. Wells reported that Officer Bailey has done a great job in solving several criminal cases this month.

Reported that the courthouse moving here has not caused too many problems so far. They have actually been providing some security for them to help them out.

**Subject: Public Works Department Report (Copy Attached Hereto)** – Public Works Director Matt McAllister reviewed the monthly activity report with council. Reported on routine activities.

Mr. McAllister reported that updated flow tests were performed in preparation of the new Library project on East Broadway. He believes the bid packets have been sent out on this project even though no decision has been made on whether they plan to install a bigger water line to the building. We currently have a 4-inch line that they want to tie a 6-inch line into due to wanting more pressure. If they want to do this or increase our line to a 6 inch we feel it should be at their expense and not the City's. The steel tariffs have almost killed the project.

Reported the 2017 consumer confidence report was distributed to our customers and sent to the State for review.

Reported on a drainage headwall that was damaged on Vernon Avenue due to a vehicle wreck. The debris has been cleared and we are waiting on a quote to repair it.

**Subject: Second Leak Adjustment** – Molly Latham of 4612 Jackson Road has requested a second leak adjustment. She had a previous adjustment on 2-21-18 which was repaired; but continues to have problems. Her current bill is \$212.66 and a second adjustment would be in the amount of \$74.47 leaving her a balance of \$125.66. Motion made by Member Downey and seconded by Member Mason to approve the second leak adjustment of Ms. Latham in the amount of \$74.47. On a call for vote by Clerk Doane, all members present voted "Yea".

**Subject: Administrative Office Report (Copy Attached Hereto)** - City Clerk Sandra Doane reviewed the monthly administrative office report with council reporting that her office has collected 98.9% of the total 2017 billed taxes with only \$4,335.84 remaining unpaid at July 5, 2018. Liens have been filed on all delinquent 2017 property taxes with not much more collection anticipated.

Clerk Doane reported collection of the payment in lieu of taxes from the Housing Authority in the amount of \$17,191.64 which is slightly more than budgeted. Reported on return of Fire Department funds in the amount of \$14,525.83.

Clerk Doane expressed her appreciation and enjoyment of working with the City and best wishes for the future. Mayor Stephens, Council and Attorney Brammell thanked her for her services and wished her the best as well.

**Subject: Financial Reports** – Mayor Stephens and Clerk Doane presented and reviewed the 4<sup>th</sup> quarter budget comparison with Council indicating that the City, as a whole, came in under budget. Mayor Stephens stated if any questions to let him or Clerk Doane know.

**Subject: Fire Department Report** – Member Meadows reported no meeting was held this month due to the holiday. Reported on a fire department accident while on a training exercise. No serious injuries were reported with minimal damage to the fire truck. The other person’s insurance has already paid for the damage to the truck and the department will probably change the truck to a flat bed grass truck versus the current setup due to the age of the vehicle.

**Subject: Festivals Report** – Committee reported that the next meeting is scheduled form July 25<sup>th</sup> at 7:00 p.m. to finalize all events. Debbie Moore has been promoting the event on Facebook and with the television channels calendar of events and Go to Louisville.com. First Baptist Church has donated 50 backpacks for the 5K Run. Member Mason reported his sister, Joyce, announced the need for this assistance at their Church and immediately received \$200.00. They will probably also purchase some school supplies to go in the packs. Mayor Stephens reported he will be doing a donation since all the shirt sponsorships are filled. Fred Downey will be donating a bike for the raffle.

Mayor Stephens asked all council to be present on Eminence Day and volunteer to help in some capacity.

Public Works Director Matt McAllister asked if they need to setup the City’s big tent. Member Mason stated no, but we will need the stage setup. Mr. McAllister asked if vendors were told to bring their own generators. It was reported this probably won’t be needed since we are installing the new electric service on the other street. He needs a physical address for this to be done. Clerk Doane stated Jody Rucker with Planning and Zoning can probably provide this address.

**Subject: Parks Report** – Mayor Stephens reported all good at the park with the exception of the bucket feature. It appears we cannot camera this to locate the break so our only option will be to cut up a path until the leak is found. Discussion held including if this could be supplied another way. This will continue to be evaluated with the hopes of repairing after the splash pad closes for the year.

#### **NEW BUSINESS:**

**Subject: Sales Tax Requirement** – The new sales tax requirement to collect tax on the booth rentals, pageant registrations, and 5K Run was discussed. Motion made by Member Meadows and seconded by Member Mason for the City’s policy to be that we will absorb this price into the initial fees at this time and pay accordingly to the State. On a call for vote, all members present voted “Yea”.

**Subject: Appointment of City Clerk/Treasurer** – Mayor Stephens made the recommendation to council to appoint Robin Mullins as City Clerk/Treasurer effective August 1, 2018. Motion made by Member Troxell and seconded by Member Downey to accept the Mayor’s recommendation and approve the appointment of Robin Mullins as City Clerk/Treasurer effective August 1, 2018. On a call for vote, all members present voted “Yea”. A swearing-in ceremony will take place later in the month.

**Subject: Mayor's Update** – Mayor Stephens reported that he has been busy with complaints on grass and weeds. He has gathered various ordinances on an enforcement officer and hopefully will have something to present next month.

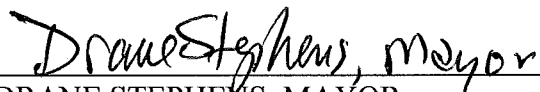
**Subject: Council – New Business** – Member Meadows reported several street lights out on Maple Avenue. Member Armstrong reported a complaint on the condition of our flags. Mayor Stephens reported he has ordered twelve new ones which should arrive this week. They will be put up when they arrive.

**Subject: Warrants** - The warrants for payment were presented and reviewed. Mayor Stephens reported he has put in the request for Sweep All to clean Elm Street but has not heard back from them. Member Downey stated the drainage grate next to Limestone Bank is a big concern as it needs cleaning out. Motion made by Member Troxell and seconded by Member Mason to approve the warrants for payment as presented. On a call of vote, all members present voted “Yea”.

**Subject: Closed Session** – None needed.

Mayor Stephens reminded council of the filing deadline to run for office of August 14, 2018 by 4:00 p.m.

With no further business to be discussed, motion made by Member Armstrong and seconded by Member Meadows to adjourn. All members present voted “Yea”. Meeting adjourned at 8:04 p.m.

  
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DRANE STEPHENS, MAYOR  
CITY OF EMINENCE, KENTUCKY

ATTEST:   
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ROBIN L. MULLINS, CITY CLERK  
CITY OF EMINENCE, KENTUCKY

