

January 27, 2015

The City of Cynthiana Board of Commissioners met in regular session on January 27, 2015 at 5:30 P.M. in the Commissioner's Room at City Hall. Present were Mayor Smith, Commissioners Grayson, Mattmiller, Slade and Tapp and Attorney Lair.

Mayor Smith called the meeting to order and recognized Rev. Earl Litman of First Church of God who gave the invocation before the start of the Commission meeting.

CALL TO ORDER
REV. EARL LITMAN
INVOCATION

Mayor Smith recognized Tomi Jean Clifford, Community Event Committee, who was present to talk about the upcoming Maiden City Pursuit event that will be held May 9, 2015 in downtown beginning at 10:00am. This event will be a part mental, part physical challenge by teams of two members. They are offering Kentucky Proud items. The entry fee is \$30. The proceeds from this event will go toward the Community Water Day that will be held in mid-July. Water Day was a huge success last year. It is open and free to the entire community. They will have water slides, slip-n-slides, sno-cones, etc.

TOMI CLIFFORD-
MAIDEN CITY PURSUIT

Commissioner Slade said the Water Day is a good project. He was there last year and it was a big success. He asked Clifford how much she is asking for from the City. She said \$200-\$300.

Commissioner Slade made a motion to appropriate \$300 to the Maiden City Pursuit event. Commissioner Mattmiller seconded. Vote: Commissioner Slade: yes; Commissioner Mattmiller: yes; Commissioner Grayson: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

\$300 to MAIDEN CITY
PURSUIT EVENT

Mayor Smith recognized Bonnie Skinner, P&Z Administrator.

Ms. Skinner said she has been before the Commission many times to present information on hiring a full-time building inspector who would also perform Code Enforcement duties for the City. She has advertised, interviewed and made an offer but the problem is the money. It is not enough for an employee that they need. She feels the proposed salary for this position needs to be increased in order to obtain an employee to meet the needs of this position. She is asking that the City appropriate \$36,639 per year for P&Z to take over Code Enforcement. This is \$6,553 more than what the City has in the current budget. P&Z originally asked for 26,000.

B. SKINNER, P&Z ON
CODE ENFORCEMENT

Commissioner Slade made a motion to appropriate \$6,553 more than the current budgeted amount for Code Enforcement. Commissioner Tapp seconded. Vote: Commissioner Slade: yes; Commissioner Tapp: yes; Commissioner Grayson: no; Commissioner Mattmiller; yes; Mayor Smith: yes. Motion carried.

P&Z AWARDED MORE
FUNDING FOR CODE
ENF

Commissioner Grayson stated that he does not think they can get the man hours needed out of this person for what is needed for Code Enforcement.

Ms. Skinner stated that if several complaints come in, she will also be available to help with this. One of the problems now appear to

be that Code Enforcement is complaint driven. If no complaint, no action. P&Z, the building inspector is out and about a lot and in a position to see things around the town and as time allows, they will go out to check on the town.

Mayor Smith stated there were minutes to approve.

Commissioner Grayson made a motion to approve the minutes of the January 13, 2015 meeting. Commissioner Mattmiller seconded. Vote: Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Slade: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

APPROVE 01/13/15
MEETING MINUTES

Mayor Smith recognized Attorney Lair.

LEGALS

Attorney Lair read the first reading by summary of Ordinance #1530, a Bond Ordinance relating to USDA/RD funding.

1st RD BY SUMMARY
ORD#1530

Commissioner Slade made a motion to approve the first reading by summary of Ordinance #1530. Commissioner Grayson seconded. Vote: Commissioner Slade: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

Attorney Lair read a Municipal Order regarding the service of future customers building structures in a designated floodplain as a requirement by USDA/RD.

MUNICIPAL
ORD#2015-1
FLOODPLAIN ORDER

Commissioner Slade made a motion to adopt the Municipal Order, a Floodplain Order with regards to USDA/RD. Commissioner Tapp seconded. Vote: Commissioner Slade: yes; Commissioner Tapp: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Mayor Smith: yes. Motion carried.

Attorney Lair read Resolution #2015-1 approving a loan agreement with Kentucky Rural Water Finance Corporation relating to the Sewer Rehab Project.

RES #2015-1

Commissioner Slade made a motion to approve Resolution #2015-1. Commissioner Grayson seconded. Vote: Commissioner Slade: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

Attorney Lair read the first reading of Ordinance #1531 amending the procedures to the Grievance Policy.

1st RD ORD#1531

Commissioner Slade made a motion to approve the first reading of Ordinance #1531. Commissioner Mattmiller seconded. Vote: Commissioner Slade: yes; Commissioner Mattmiller: yes; Commissioner Grayson: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

Mayor Smith reported that he drew up Resolution #2015-2 in an attempt to address the drug problems. We have to encourage the State Legislators to pass legislation to address the heroin problem. This is in support of SB5. He will deliver this resolution to our State Representative, Tom McKee.

RES #2015-2

Mayor Smith made a motion to approve Resolution #2015-2.

Commissioner Grayson seconded. Vote: Mayor Smith: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Slade: yes; Commissioner Tapp: yes. Motion carried.

Mayor Smith stated he wanted to respond to the complaint lodged by Becky Barnes of The Cynthiana Democrat regarding a series of meetings.

MAYOR RESPONDS TO
CYN DEMOCRAT
COMPLAINT

Mayor Smith read a prepared letter to Becky Barnes and The Cynthiana Democrat which is hereto attached and made a part of these minutes.

Mayor Smith recognized Commissioner Grayson.

FINANCE REPORT

Commissioner Grayson stated sometimes individuals are looking for a job that have had some problems in the past but have straightened up. Is there anything in the county for that? Commissioner Tapp said there was a diversion program for the first time. They can go through this program and it will be dismissed.

Commissioner Grayson made a motion to pay the following bills:

PAYABLES REPORT

General Fund	\$ 68,347.01
Water & Sewer Fund	\$ 92,786.66

Commissioner Mattmiller seconded. Vote: Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Slade: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

Commissioner Grayson reported cash in bank:

General Fund	\$ 271,056.47
Water & Sewer Fund	\$ 165,826.12
Municipal Road Aid Fund	\$.82

Commissioner Grayson reported that the City previously agreed to appropriate an additional \$10,000 to the Harrison County Senior Citizens in the current fiscal year and \$10,000 in the next fiscal year. Robin Florence, Director of Senior Citizens, has requested the City and County appropriate \$8,653 now in lieu of \$10,000 in July to avoid additional penalties and interest on unpaid taxes. He thinks they should consider this.

APPROVE \$8,653 TO
SR. CITIZENS NOW IN
LIEU OF \$10,000 IN
JULY

Commissioner Grayson made a motion to appropriate an additional \$8,653 to the Harrison County Senior Citizens now in lieu of \$10,000 in July. Commissioner Slade seconded. Vote: Commissioner Grayson: yes; Commissioner Slade; yes; Commissioner Mattmiller: yes; Commissioner Tapp: Yes; Mayor Smith: yes. Motion carried.

Commissioner Grayson reported that he is working on the investigation of a grievance filed January 5, 2015. He should have that completed soon.

Commissioner Grayson said he was giving Clerk McIlvain a list of employees currently employed by the City that work in the 911 Center to make a part of the record even though he knows she already has the list. If the feasibility study to see if 911 and Fire can be combined, these current employees will not lose their job.

LIST OF CURRENT 911
EMPLOYEES FOR
RECORD

Mayor Smith recognized Commissioner Tapp.

PUBLIC SAFETY

Commissioner Tapp stated that at the last meeting he wanted to give a surplus Fire Truck to Berry. Attorney Lair stated that the law allowed transfer to another governmental agency but he had to first declare the truck surplus with one motion and then come back with another motion on how they will dispose of the surplus property.

Commissioner Tapp made a motion to declare a 1977 fire truck as surplus property. Commissioner Mattmiller seconded.

DECLARE 1977 FIRE TRUCK SURPLUS

Vote: Commissioner Tapp: yes; Commissioner Mattmiller: yes; Commissioner Grayson: yes; Commissioner Slade: yes; Mayor Smith: yes. Motion carried.

Commissioner Tapp made a motion to donate the 1977 surplus fire truck to the City of Berry. Commissioner Slade seconded. Vote: Commissioner Tapp: yes; Commissioner Slade: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Mayor Smith: yes. Motion carried.

DONATE 1977 FIRE TRUCK TO CITY OF BERRY

Commissioner Tapp reported he has found money for jaw of life from truck purchases. Commissioner Tapp made a motion to buy used set at \$19,976.

JAWS OF LIFE

Commissioner Mattmiller said he thinks we are supposed to get three competitive quotations. Did Tapp do this? Tapp asked Chief Sanders about this. Sanders reported he only has one from one company. Not all of them will fit our truck.

Attorney Lair reported that it is important to follow this. Tapp can get with Clerk McIlvain on how to handle this. Lair reminded them that last year the City received a finding for this very issue. They did not do competitive bidding or got the documented quotations as required. Lair again told Tapp to talk to the Clerk about how to handle these type of things. Commissioner Tapp withdrew his motion until he can comply.

DELAY PURCHASE OF JAWS OF LIFE UNTIL PROCUREMENT CAN BE MET

Fire Chief Sanders reported a lady contacted him about adopting a fire hydrant. They would paint these. He stated he would talk to the Water Department about this and get back to them.

Fire Chief Sanders reported that they will be getting a Knox Box that can be put on doors they check. This is better than having to keep up with 100 keys.

Commissioner Tapp asked Police Chief Johnson to report on Community Oriented Policing. Chief Johnson reported he will get with the men to see where they are. They were working on dividing the town into areas.

Commissioner Tapp made a motion to purchase two new vehicles for the Police department. They had one go down. A Jeep given to the City by the Housing Authority has the computer and transmission out and it would be costly to repair.

POSSIBLE PURCHASE OF POLICE VEHICLES

Commissioner Mattmiller asked if he had prices. Tapp referred to Chief Johnson. Chief Johnson said 2015 are not available yet.

They have to be ordered and it will be three to four months. Paul Miller Ford has the state contract on Ford Explorers. The Chief said he would like to have at least one 4wd to replace the Jeep that is a 4wd. They could replace one now and one later. Freedom Dodge has one 2014 Charger with a police package left on the lot.

Mayor Smith asked if this is on state contract. Ray is not sure who has the state contract. Tapp was unsure about how this worked. Clerk McIlvain explained that in order to purchase a vehicle without sealed bids, that particular vehicle has to be purchased from the particular dealer who holds a contract and the Master Agreement with the State Finance Cabinet for the specific cost in that agreement. She has to verify all of this information with the Finance Cabinet to insure all legal procurement and bidding laws have been met.

DELAY POLICE
VEHICLE PURCHASE
UNTIL REQUIRED
INFO IS OBTAINED
AND VERIFIED.

Commissioner Tapp withdrew his motion until the required information had been obtained and verified.

Chief Johnson reported on the following: they are in the process of switching from analog to digital radio frequencies which were tested today but did not stay on line. He informed the Police Chief of Paris that he has two officers living there that would be taking their cruisers home if he sees these vehicles, they are still giving parking tickets for parking on sidewalks and Sgt. Kendall is working on a 2016 Highway Safety Grant that is due the end of April, the City has received this grant for the last few years, the KLC firearms training unit will be here for training, and the Police Explorers will again be traveling to Gatlinburg for competition February 6-8.

POLICE CHIEF REPORT

Chief Johnson reported they have been having trouble with people at FRVP late at night. They say they do not have to leave since it is not posted. He asked that the City post this so that the Police can enforce. The other parks are posted with times.

POST TIMES AT FRVP

Mayor Smith asked Commissioners Grayson and Mattmiller who are on that committee to see about getting signs up to post the hours at FRVP. They will take care of this.

Commissioner Tapp made a motion to allow cruisers to be driven to Gatlinburg to take the Police Explorers to their competition. Mayor Smith seconded. Vote: Commissioner Tapp: yes; Mayor Smith: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Slade: yes. Motion carried.

Mayor Smith recognized Commissioner Slade

PUBLIC WORKS

Commissioner Slade said he had nothing to report.

Mayor Smith recognized Commissioner Mattmiller.

PUBLIC UTILITIES

Commissioner Mattmiller reported that at the last meeting he changed Eric Hutchison from a full-time employee to a part-time employee but he has now decided to resign. Commissioner Mattmiller made a motion to accept the resignation of Eric Hutchison effective January 16, 2015. Commissioner Slade seconded. Vote: Commissioner Mattmiller: yes; Commissioner Slade: yes; Commissioner Grayson: yes; Commissioner Tapp: yes; Mayor Smith: yes. Motion carried.

ACCEPT RESIGNATION
OF ERIC HUTCHISON

Mayor Smith reported that he and the Commissioners will be at the Chamber luncheon the next day to speak on activities of the City. This will not be an open meeting and no City business will be discussed. The Cynthiana Democrat has been notified of this event.

MAYOR SMITH

Mayor Smith reported that he has had questions about the City and County meeting on the same day. He has learned that the City was meeting on Tuesday first. He has asked the Judge to change the County's meeting time.

Commissioner Slade made a motion to adjourn. Commissioner Tapp seconded. Vote: Commissioner Slade; yes; Commissioner Tapp: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Mayor Smith: yes. Motion carried.

ADJOURN

Charleen McIlvain, City Clerk

James Smith, Mayor