

April 26, 2005

The City of Cynthiana Board of Commissioners met in regular session in the Commissioner's Room at City Hall. Present were Mayor Wells, Attorney Lair, Commissioners Clayton, Doan, Martin, and New.

Mayor Wells called the 8th regular meeting to order at 7:09 P.M. The first order of business was the Equal Pay Day Proclamation declaring April 19, 2005 as Equal Pay Day in Cynthiana. A copy is hereto attached and made a part hereof.

MEETING CALLED
TO ORDER

Mayor Wells recognized Cindy Barnes who appeared before the Board to request funds in the amount of \$16,000 for FYE 6/30/06. Mrs. Barnes advised the Harrison County Commission on Aging appreciates the funding they have received in the past. Over 600 senior citizens are served per year. Mrs. Barnes passed out information to each Board member. Mayor Wells stated she had heard their funding had been cut. Mrs. Barnes replied that this was true, but BGADD is going to divide funds among the counties.

BUDGET REQUEST
FROM SR. CITIZENS
AND C.E.O.

Mrs. Barnes introduced Charlotte Brown who is the assistant director of the Community Economic Opportunities guided by the Harrison County for Retarded Citizens Board. Dallas Cason was also present. Dallas is one of their clients, and he is a very productive member of our community. The CEO currently has 16 clients whom they assist with finding jobs. This program allows our retarded citizens to be integrated into the community instead of isolated. Their budget request FYE 6/30/06 is \$13,000.00.

Mayor Wells recognized Shirley Bowald and Ruth Erskine. They participate in the Workforce Investment Project. They brought three students to observe local government at work.

WORKFORCE
INVESTMENT
PROJECT

Mayor Wells offered sympathy to the families of Donnie Moses and Robert Tebelman whom both passed away recently. Mr. Moses was a 20-year water treatment plant operator and Mr. Tebelman worked for many years as a part-time employee in water treatment.

SYMPATHY TO
MOSES &
TEBELMAN FAMILY

Mayor Wells thanked the citizens who so graciously brought items to City Hall for the Food Pantry. The City of Cynthiana hopes to make March our collection month for the Food Pantry.

FOOD PANTRY
DRIVE

Mayor Wells requested citizens who have complaints about dogs to call 234-7100 – not E-911. She also requested citizens to stop littering. Litter is a very expensive problem in our community.

DOG COMPLAINTS

Mayor Wells made the following announcements:

- The annual water quality report is available for anyone wishing to review.
- Grist Mill Day will be held on May 28, 2005
- The Civil War Enactment will be held August 20 – 21, 2005.
- A bean soup meal will be held at the Presbyterian Church on April 29, 2005. Proceeds will benefit a school in Port-au-Prince.
- Ben Mansuer's "Crossing on Faith" artwork has been given to the City.
- The City of Cynthiana flower project is a "go".
- Mayor Wells requested individuals who work in the downtown area park in the parking lots and not utilize the parking spots near the downtown businesses.
- Employees in the City Clerk's office are closed for lunch from 11:45 A.M. to 12:30 P.M. Monday through Friday.
- There will be a meeting on May 3, 2005 at the Sheriff's office concerning the Cynthiana Civil War Battlefields.
- The Licking River Valley RC&D Committee will meet in Mt. Olivet

MAYOR'S
ANNOUNCEMENTS

on April 28, 2005.

- The Maysville Community and Technical College will hold a graduation ceremony on May 5, 2005 from 5:30 P.M. to 8:00 P.M.
- Attorney Linda Ain, Regional Cable Commission, advised that Time-Warner has purchased Adelphia. The FCC must approve, but, hopefully, this will improve Cynthiana's cable TV package.
- Terry Ammerman will be in Cynthiana on May 3, 2005.
- GOLD is requiring a copy of Cynthiana's Code of Ethics ordinance.

Mayor Wells has attended the following meetings and events:

- 2/24/05 Met with officers of 5/3rd Bank
- 2/24/05 Code Enforcement meeting at Workshop
- 2/25/05 Chamber of Commerce Banquet Elks Club
- 3/2/05 Met with Congressman Geoff Davis at City Hall
- 3/4/05 BWSC – Bob Sturdivant and Brent Tippy of Quest Engineers
- 3/7/05 BWSC – Georgetown
- 3/8/05 Terry Ammerman of the Governor's Office
- 3/9/05 Civil War Battlefield Committee
- 3/10/05 E-911 meeting at Sheriff's office
- 3/14/05 Ky. Regional Cable Commission @ City Hall – Linda Ain present
Met with Donald Ritchie re: Adelphia
WWTP – City and Quest Engineers @ City Hall
- 3/15/05 Met with Doug Ralston & Paul Ricke of R & R Consultants
- 3/16/05 Welcome to the Bluegrass Energy Response Team @ 3M Co.
- 3/17/05 WWTP planning with Matt Belcher of BGADD
- 3/18/05 Ribbon cutting @ Fifth Third Bank – Welcome speech
- 3/21/05 Housing Authority
- 3/23/05 Met with representative of Black & Veatch
- 3/24/05 GRW discussion about projects
- 3/29/05 Harrison Memorial Hospital Auxiliary Appreciation luncheon
- 3/29/05 Worked on easements with Quest Engineers – Maybrier and Courtneys
- 3/30/05 Met with Pat Slade beautification project.
- 3/31/05 Harrison Memorial Hospital Training session
Community Action Advisory Council
- 4/2/05 St. James A.M.E. Met with Bishop V. McKenzie
- 4/7/05 Met with Boy Scout James Ritchie and his stepfather.
Discussed Civil Rights. Gave him books from Senator Bunning's office and City pins for the scouts.
- 4/14/05 Recreation Dept meeting and E-911 workshop
- 4/16/05 Raggedy Ann Festival
- 4/18/05 BWSC met in Cynthiana
- 4/19/05 Met with Mary Ann Lee of BPW to issue a Proclamation on Equal Pay Day
- 4/21/05 Community Action Advisory Council/Harrison Memorial Hospital Board meeting

Mayor Wells advised she is in receipt of a letter from the Department of Army suggesting that the City of Cynthiana consider adopting a unit of 100 to 150 soldiers and send them care packages, letters, and generally provide encouragement to these soldiers while on active duty. After these soldiers return home, they will visit our local schools, clubs, etc. and inform the public about their duties and responsibilities.

DEPT. OF ARMY –
ADOPTION OF A
UNIT

Commissioner Doan felt this was a great opportunity and suggested that Mayor Wells make copies of this request and pass on to the service clubs in our community.

Mayor Wells stated she had received a copy of a letter from the Kentucky Airport Zoning Commission advising of the construction of a cell tower on Republican Pike. This tower will have to have obstruction lighting due to

CELL TOWER
LIGHTING

its height. Commissioner Doan questioned if Bobby Craft opposed this tower? Mayor Wells advised she did not know, but she was sure Bobby had been notified.

Mayor Wells advised the DOT has asked the City to prioritize highway projects.

HIGHWAY
PROJECTS

Mayor Wells received two unsigned notes registering complaints, but since they were unsigned, she would not read them.

Mayor Wells advised the minutes from April 12, 2005 have been printed. Attorney Lair advised a correction needs to be made on page 6 concerning utility easements. Sentence should read: "Owner needs a building permit, not City needs a building permit."

MINUTES OF
4/12/2005
CORRECTED AND
APPROVED

Commissioner Doan made a motion to approve minutes of April 12, 2005 as corrected. Commissioner Martin seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

Mayor Wells stated she had drafted a letter on Code Enforcement. She requested Attorney Lair review.

CODE
ENFORCEMENT

Mayor Wells stated she had spoken at the graduation ceremony in honor of WWII and Korean veterans on Sunday, April 24, 2005. She added that Cadet Master Sgt. Dana Beagle also made a very nice speech.

VETERANS
RECEIVE HIGH
SCHOOL DIPLOMAS

Mayor Wells also attended the Blue Grass Energy groundbreaking ceremony on Friday, April 22, 2005.

ANNOUNCEMENT
OF EVENTS

Mayor Wells acknowledged Attorney Lair.

LEGALS

Attorney Lair read Ordinance #1393 amending the Personnel and Policies procedure to include Code Enforcement Director and a Code Enforcement Officer.

ORDINANCE #1393 –
(2nd Reading)

Commissioner Martin made a motion to accept the second reading of Ordinance #1393. Commissioner Doan seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

Attorney Lair read Ordinance #1394 annexing 14.652 acres belonging to the First Church of God Inc. This property is zoned A-1. Commissioner Clayton made a motion to accept the 1st reading of Ordinance #1394. Commissioner New seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

ORDINANCE #1394 –
(1ST Reading)

At this time, Mayor Wells recognized the members of the Economic Development Authority: Larry Judy, Lewis Furnish, James A. Brown, Joe C. Smith, Acey Terhune, John Gatling, and Wayland Quisenberry.

ECONOMIC
DEVELOPMENT
AUTHORITY –
REQUEST FOR
\$20,000.00

Larry Judy presented the Board of Commissioners with a sheet itemizing the financial activity of the EDA for the years ending June 30, 2004 and 2005. The year 2005 includes nine months of actual financial activity and three months of projections. This leaves a deficit of (\$17,576.57). EDA believes this deficit is the result of the City of Cynthiana failing to meet their obligations. A copy is hereto attached and made a part hereof.

Commissioner Clayton apologized to the EDA Board for the

misunderstanding or miscommunication concerning the City's obligation. Commissioner Clayton stated when budget appropriations were made, it was the City's understanding that the \$20,000.00 was for an increase in John Gatling's salary. Larry Judy responded that John Gatling is on a three-year contract and has not had a raise.

Commissioner Martin agreed with Commissioner Clayton about the misunderstanding concerning the \$20,000.00.

James A. Brown stated that 9/11/2000 had a profound effect on global economics. The City/County borrowed money to purchase the land for the Industrial Park II, Governor Patton provided funds for the infrastructure, and he feels the groundbreaking ceremony for the Blue Grass Energy building was great progress. He stated that the process of recruiting new businesses is a long, slow process. Mr. Brown feels the park will eventually be filled with good businesses that will provide good jobs for our citizens. He feels the use of taxpayer's dollars for the Industrial Park II is an investment in today's youth. He also advised that each member of the EDA serves without pay.

Commissioner Doan stated that the minutes of the 4/25/2005 meeting of the EDA are accurate. Commissioner Doan stated that everyone knows that he hates to spend money, and he thought the City had met their obligation to the EDA. The City was in error.

Commissioner Doan made a motion to complete the City's obligation of funding the EDA on a half-and-half basis in conjunction with the Harrison County Fiscal Court. The City will tap their reserves to provide the \$20,000.00 to the EDA. Commissioner Clayton seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: declined to vote on the issue; Opposed: none. Motion carried.

MOTION TO MEET
CITY'S OBLIGATION
TO EDA

Commissioner Doan requested a five minutes recess at 8:19 P.M.

RECESS

Upon reconvening of meeting, Mayor Wells stated the Planning and Zoning Subdivision regulations have been submitted to the Board for approval. Mayor Wells felt each member had sufficient time to review. Commissioner Clayton made a motion to accept the Planning and Zoning Subdivision regulations as printed. Commissioner Doan seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

PLANNING &
ZONING
SUBDIVISION
REGULATIONS
APPROVED

Mayor Wells acknowledged Tommy Clayton, Commissioner of Public Utilities.

PUBLIC UTILITIES
REPORT

Commissioner Clayton made a motion to advertise for chemicals and laboratory analysis for fiscal year 7/1/2005 – 6/30/2006. Bids are due by 4:00 P.M. on 5/24/2005. Commissioner Martin seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

MOTION TO
ADVERTISE FOR
CHEMICALS AND
LAB ANALYSIS

Commissioner Clayton stated the roof at the water treatment plant needs to be repaired. He has sought quotations from local craftsman, but no one has been able to supply liability insurance as required. Therefore, this necessitates going out of town for quotations.

MOTION TO SEEK
QUOTATIONS FOR
ROOF REPAIR AT
WTP

Commissioner Clayton made a motion to advertise for repairs to the water treatment plant roof. Liability insurance must be provided. Bids will be received until 4:00 P.M. on 5/24/2005. Commissioner Martin seconded. In

favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

Commissioner Clayton, Commissioner New, and Leroy Conner have assessed the sidewalk and curb damage on Webster Avenue that was made during the installation of lines last summer. Hinkle Contracting has stated they will be in Cynthiana on and off all summer, so this concrete work can be performed, then Hinkle will pave Webster Avenue.

MOTION TO ADVERTISE FOR SIDEWALK AND CURB REPAIR ON WEBSTER AVENUE

Commissioner Clayton made a motion to advertise for concrete work to replace sidewalks and curbs on Webster Avenue that were damaged to work performed by City employees last summer. Bids will be accepted until 4:00 P.M. on 5/24/2005. Commissioner Martin seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

Commissioner Clayton stated permission will be needed from all property owners.

Commissioner Clayton requested an executive session for the purpose of acquisition of property.

Mayor Wells recognized James R. New, Commissioner of Public Works.

PUBLIC WORKS REPORT

Commissioner New advised the balance of this week will end the month of chipper service offered by the City. They will finish up on the westside of the City.

CHIPPER SERVICE ENDING ON APRIL 29, 2005

Commissioner New advised that a tree on Reynolds Avenue will be taken down at the end of this week. Public Works will assist Ben Clifford with this removal.

TREE ON REYNOLDS TO BE REMOVED

Interviews will be conducted on 4/27/2005 at 1:00 P.M. for the Public Works position of Maintenance Worker I.

INTERVIEWS FOR MAINTENANCE WORKER I

Mayor Wells recognized Commissioner of Public Finance and Property Wm. C. Doan.

PUBLIC FINANCE & PROPERTY REPORT

Commissioner Doan made a motion to pay the following bills:

BILLS

General Fund	\$132,374.87
Water Fund	96,029.80
Cash-in-Bank General Fund	\$ 1,003,083.04
Cash-in-Bank Water Fund	174,048.29
MRA	12,209.52

Commissioner Clayton seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

Commissioner Doan advised that \$100,000.00 of the General Fund payables is the City's payment on the Handy Farm. In 2006, the City will owe \$80,000.00, and in 2007 the final payment will be \$50,000.00. Commissioner Doan also advised the City had invested the Handy Farm money and earned \$2700.00 interest. This will be used to pay the matching part of the Cemetery Grant.

Liberty Telephone has revamped the City's voice mail system.

Commissioner Doan stated that the Rev. Ross Park bathroom facilities are in need of new fixtures. The City of Cynthiana will purchase these fixtures and Public Works will do the work.

MOTION TO PURCHASE FIXTURES FOR REV. ROSS PARK

Quotations were sought from the following:

Brock McVey	\$520.10
Master's	\$579.81
Gasser's Plumbing	\$751.80

Commissioner Doan made a motion to purchase bathroom fixture for the Rev. Ross Park from Brock McVey at a cost of \$520.10. Commissioner New seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried. Work will be completed next week.

Commissioner Doan requested Chief Muntz have the police department lock these restroom facilities at sundown each evening.

Commissioner Doan discussed the audit presented by Jerry Hensley at the last meeting. The audit was positive because the City of Cynthiana's Finance Officer practices sound financial principles, and the City has proper procurement procedures. There has been a small gain in the General Fund balance; Cynthiana is by no means broke, but a healthy fund balance must be maintained. An emergency fund must also be maintained. Our revenues remain steady, but there is a limited amount of funds to go around. Expenditures must be kept in line with our receipts. Commissioner Doan advised that gluttony is one of the seven deadliest sins, and it doesn't always apply to eating.

AUDIT REVIEW

Commissioner Doan advised that he had questions posed to him after citizens read the report in The Cynthiana Democrat on the E-911 workshop. They are as follows:

QUESTIONS STEMMING FROM E-911 WORKSHOP

1. Why was program implemented without a support plan?
2. Why wasn't it specified that each entity using E-911 should shoulder the cost of the program proportionately?
3. Why did City of Cynthiana sign on to support this program when they have no say in the budget process?
4. Why would the E-911 center be moved? Something to do with the railroad tracks. Commissioner Doan questioned Larry Harney if that was true? Mr. Harney replied that it was true. Commissioner Doan countered that the railroad track was there when E-911 was placed at City Hall.
5. Why can't public be informed of what this program will cost?
6. A suggestion was made that anyone seeking election in 2006 be questioned about putting the E-911 question to a public vote.

Mayor Wells acknowledged James H. Martin, Commissioner of Public Safety.

PUBLIC SAFETY REPORT

Commissioner Martin stated that he would be prepared at the next meeting to make a motion to appoint Terry Stinson as the Code Enforcement Director. At that time, the ordinance will be published and in effect. Commissioner Martin hoped by that time he would also have more information enabling him to address additional needs of the Cynthiana Fire Dept.

CODE ENFORCEMENT DIRECTOR

Commissioner Martin made a motion to authorize the Human Resources Director to post the Police Department Sgt. position to individuals who have not previously applied. Commissioner Clayton seconded. In favor:

MOTION TO POST SGT POSITION IN POLICE DEPT.

Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

Commissioner Martin advised the Police Department has six surplus radios. New radios that better serve the needs of the Police Dept. were purchased with grant funds. Commissioner Martin made a motion to allow these radios to be used by the Harrison County Emergency Management Agency. These radios are to be used for business use only; not to be used in personal vehicles. Harrison County EMA will be responsible for all repairs and replacements. The radios must not be sold to anyone else and must be returned to the City of Cynthiana when no longer needed. Commissioner Clayton seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

MOTION TO ALLOW
EMA TO USE
SURPLUS RADIOS

The Cynthiana Fire Department will fill pools again this year, but they prefer a 48-hour notice.

POOLS

Fire Chief Stinson announced the Explorer's Cruise-in on May 7. EMA has given the Fire Dept. a new automatic difibrillator.

EXPLORER'S
CRUISE-IN

Police Chief Muntz has three officers who will be attending training in Lexington on methamphetamines. The Fire Dept. and the Sheriff Dept. will also be in attendance. The Housing Authority arranged for the training.

METH TRAINING

Mayor Wells recognized Dave Kennedy.

Mr. Kennedy advised he had given each board member a copy of the Code Enforcement leaflet. Commissioner Martin questioned if there were any changes. Mr. Kennedy advised there were changes.

CODE
ENFORCEMENT
LEAFLET

Mayor Wells recognized Beth Hutchinson, Renaissance Director.

RENAISSANCE
REPORT

Ms. Hutchinson stated she and Commissioner New had looked at the parking lots checking the drainage and possible resurfacing of the lots. They hope to beautify the lots.

PARKING LOTS

Ms. Hutchinson also hopes to create a pocket park next door to City Hall. She would like to do an Art Deco theme to the park since the City Hall buildings and the Whalen & Co. building fit in with that theme. Ms. Hutchinson is seeking volunteers and volunteer groups to help with this park. She hopes to implement "Crossing on Faith" into the park.

PROPOSED
POCKET PARK

The Renaissance Program will be seeking more and more volunteers and some of the committees are being reworked and they are urged to seek public support and assistance. If anyone is interested in volunteering, please call 234-7184.

VOLUNTEERS
NEEDED

A variety of economic surveys will be conducted in the future.

Mayor Wells passed out a Bluegrass Water Supply Commission brochure. The finance committee will meet on May 1, 2005 in Georgetown to open the bids on the first stage of the water line.

BGWSC BROCHURE

Attorney Lair questioned the Board's desire on the acceptance of Whitt Way, East Ridge Road, and Riverside Drive into the City's system. Attorney Lair advised that the developer stated the streets were up to spec at one time, but the City did not accept them. The developer does not intend to do anything further to these streets.

DISCUSSION ON
ACCEPTANCE OF
STREETS INTO
CITY SYSTEM

Mayor Wells advised that the City derives quite a lot of revenue from this area. There are no street signs, garbage trucks utilize these streets, and there are City utilities in this area. Commissioner New suggested the City contact Hinkle Contracting and have them take a look at these roads.

Attorney Lair advised he will wait until he hears from the Board on this issue.

Commissioner Clayton made a motion to move to executive session for the purpose of discussing a personnel matter with possible litigation and acquisition of property. Commissioner Wells seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

EXECUTIVE
SESSION

Commissioner Clayton made a motion to return to regular session. Commissioner Doan seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

RETURN TO
REGULAR SESSION

Commissioner Doan advised that in executive session a discussion was held concerning a complaint against an employee. Commissioner Doan made a motion that the Board of Commissioners give the City Clerk a vote of confidence. Commissioner Martin seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

VOTE OF
CONFIDENCE TO
CITY CLERK

Commissioner Clayton advised that acquisition of property was discussed, but no action taken at this time. City Attorney has been directed to get information on this property.

PROPERTY
ACQUISITION – NO
ACTION

There being no further business to discuss, Commissioner Doan made a motion to adjourn. Commissioner Clayton seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried. Meeting adjourned at 10:42 P.M.

ADJOURNMENT

Charleen McIlvain, City Clerk

Virgie Florence Wells, Mayor