

January 24, 2006

The City of Cynthiana Board of Commissioners met in regular session on January 24, 2006 at 7:00 P.M. Present were Mayor Wells, Attorney Lair, Commissioners Clayton, Doan, Martin, and New.

Mayor Wells called the meeting to order. The first order of business was a request from Dale North to address the Board.

MEETING CALLED
TO ORDER

Mr. North stated the raise he received for getting his Class IV Water Treatment Plant Operators certification disappointed him.

ROGER DALE
NORTH- EXPRESSED
DISAPPOINTMENT
WITH AMOUNT OF
RAISE

Commissioner Clayton stated there was a formula to figure compensation. Mr. North responded that when he received his Class III certification, he asked to see the formula, but was told by Virgie Burns that there was no formula.

Commissioner Clayton advised the number of years, qualifications, and etc. goes into figuring the amount of increase. Mr. North stated he has 15 years and has done much of the maintenance at the plant to save the City money. Mr. North stated the only person there longer than him was the supervisor. Mr. North also stated that one of the operators has been there only two years, but is making the same wage as he.

City Clerk McIlvain interjected that there is a compensating plan that is used to calculate an increase based on requirement certification etc.

Commissioner Clayton stated that all employees need a raise, but the City only has so much money to expend. Commissioner Clayton stated he was proud that Mr. North was able to get his Class IV certification. Mr. North responded that he didn't believe certification should mean anything. Commissioner Clayton asked Mr. North if that was the case, then why did he receive an increase in wages for his Class IV certification.

The final comment made by Mr. North stated he felt that he has a good case of discrimination against the City based on the number of years he has been with the City.

Moving on to the next item on the agenda, Mayor Wells advised the minutes of January 10, 2006 have been distributed for approval. Commissioner Doan made a motion to approve the minutes of January 10, 2006 as printed. Commissioner Martin seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

MINUTES OF
1/10/2006 APPROVED

Mayor Wells requested Deputy Clerk read the minutes of a Special Meeting held on January 19, 2006. Commissioner Martin made a motion to accept the minutes of a Special Meeting held January 19, 2006. Commissioner New seconded. In favor: Commissioner Clayton: abstained; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

MINUTES OF
SPECIAL MEETING
ON 1/19/2006
APPROVED

Mayor Wells made the following announcements:

MAYOR'S REPORT

- Volunteers from the Indian Creek Christian Church headed up by Jerry Caudill have agreed to build the picnic shelter at the Handy Farm. They have set the date of March 4, 2006 to start. This is part of their 40 Days of Work Program.
- Received a note from a citizen thanking Public Works for the work performed in front of St. Edward's Catholic Church.
- Leono's has purchased a lot on the corner of S. Church Street and Bridge Street for the purpose of constructing a new building for their business. They are hoping to be able to utilize UDAG funds. A meeting will have to be set up with the HUD office in Louisville.

SHELTER @ HANDY
FARM

UDAG FUNDS

- Public Works has installed a new 2” water line at the Handy Farm to be used to water the new shrubs and trees near the new nature-walking trail. NEW WATERLINE AT HANDY FARM
- Mayor Wells advised she had met with Mr. Mark Dennen and Ms. Janie Rice Brother of the Kentucky Heritage Council in regards to the Handy Farm House. They advised the house and barns are among the best in the state for historical data. HANDY FARM HOUSE DISCUSSED BY KY. HERITAGE COUNCIL
- Commissioner Clayton and Mayor Wells signed off on requirements for the sewer system at the Hospice building on U. S. 62 East in a letter dated January 20, 2006 to the Facilities Construction Branch of the Division of Water. HOSPICE BLDG.

Mayor Wells reported on the following correspondence: CORRESPONDENCE

- Memo to City Clerk McIlvain re: UDAG funds
- Letter to Commissioner Doan from Marilyn Bell concerning the old Health Department building on E. Pleasant St
- Letter from Representative Geoff Davis providing information for small communities to adopt a unit of the armed forces.
- Letter from State Representative James Carr concerning HB304 – displaying the 10 Commandments.
- Letter from Quest Engineers Inc. to Commissioner Tom Clayton concerning the repairs to be done at the Water Treatment Plant. A meeting is scheduled with Quest Engineers for Thursday, January 26, 2006 to discuss some repairs that the City needs to make. Mayor Wells suggested the repairs to Third and Fourth Street be added to this list of repairs.
- Mayor Wells reported about the Harrison County “GO RED” campaign. Heart disease is the #1 killer of women, and Harrison County women are more at risk than almost anyone in the country. February 3, 2006 is National Wear Red Day, and February 5, 2006 is Wear Red to Church Sunday. “GO RED” CAMPAIGN
- Mayor Wells met with Will Linder and his associates plus two representatives from the GOLD in Frankfort. Discussion was held concerning the rehabilitation project on the west end of town in the 1997 flood area. It was stressed that this particular project needs to become a part of the Planning & Zoning Comprehensive Plan. Mayor Wells will see that the plan gets to the P & Z Office. Will Linder was apprised of the Flood Control Project which should reduce flooding by 80%. WEST END PROJECT –WILL LINDER

Mayor Wells recognized Beth Hutchinson, Renaissance Director. RENAISSANCE REPORT

Ms. Hutchinson had a banner on display to commemorate the Harrison County “GO RED” campaign. Small banners will also be displayed in the downtown area. “GO RED” CAMPAIGN

Ms. Hutchinson explained to the Board that new applications are being accepted for a new round of TEA-21 funding. The TEA-21 grants are federal funds channeled through the State Transportation Department. TEA-21 GRANTS

Ms. Hutchinson advised her committee had a couple of projects in mind for which to apply, but have decided on a causeway to link the Harrison Square and South 27 shopping area to the downtown area. They would like to focus on a causeway that would provide a walking trail, a bicycle trail, and a motorized wheelchair trail way from the John Hunt Morgan Bridge to the area developed on U.S. 27 South. The committee would like to install a boardwalk or gravel pathway that would meander among trees and shrubs planted along this causeway. CAUSEWAY BETWEEN U.S. 27 SOUTH – DOWNTOWN AREA

The City’s portion of this particular project could be as low as \$20,000.00 or as high as \$60,000.00 depending on the depth and concept of the project.

Commissioner Martin questioned if a path could be done one year and landscaping the next. Ms. Hutchinson replied that was possible; it could be accomplished in stages.

The letter of intent to apply needs to be mailed by January 31, 2006. A resolution needs to be approved by the Board of Commissioners. Ms. Hutchinson stressed that this letter of intent did not obligate the City to any funds.

LETTER OF INTENT
FOR TEA-21 FUNDS

Commissioner Clayton questioned if the Department of Transportation has been contacted about using this right-of-way to construct this causeway. Ms. Hutchinson stated she did not do that, but she will contact them in the next couple of days. Mayor Wells suggested that a special meeting could be held to approve the resolution if she gets a positive response.

Mayor Wells stated she felt this was a beautiful solution to the area and felt that perhaps the County might be interested in sharing the match if grant money was received.

Ms. Hutchinson stated she appreciated the interest and the quality of the interaction with the Board.

Mayor Wells recognized Attorney John Lair.

LEGALS

Attorney Lair read Ordinance #1386A amending Section 5(b) of the City of Cynthiana Code Enforcement Ordinance #1386 establishing dates and times for regular meetings of the Code Enforcement Board. Regular monthly meetings of the code enforcement board shall be quarterly on the second Thursday in January, April, July and October of each year. Regular meetings shall commence at 7:00 P.M. and shall take place at the City Hall of the Commissioner's Room.

ORDINANCE #1386A-
(2nd Reading) –
ESTABLISHING
DATES AND TIMES
FOR CODE
ENFORCEMENT
BOARD MEETINGS

Commissioner Doan made a motion to accept the second reading of Ordinance #1386A. Commissioner Clayton 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 #1413 repealing in its entirety the City zoning Ordinance and replacing same by adopting by reference the Cynthiana-Harrison County-Berry Joint Planning Commission Zoning Ordinance of 2005. Commissioner Clayton made a motion to accept the second reading of Ordinance #1413. Commissioner Martin seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried.

ORDINANCE #1413
(2nd Reading) –
REPLACING ZONING
ORDINANCE

Commissioner Doan made a motion to move to executive session for the purpose of discussing two separate personnel issues. Commissioner Clayton seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Motion carried. Executive session began at 7:57 P.M.

EXECUTIVE
SESSION –
PERSONNEL ISSUES
(2)

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. Meeting returned to regular session at 8:12 P.M.

RETURN TO
REGULAR SESSION

Mayor Wells advised that while in executive session, two separate personnel issues were discussed.

PERSONNEL ISSUES
DISCUSSED

Commissioner Clayton made a motion to accept a letter of resignation from William Hubbard, Jr. effective 1/17/2006. Commissioner Doan seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none.

MOTION TO ACCEPT
RESIGNATION OF
WM. HUBBARD, JR
EFFECTIVE

Motion carried.

1/17/2006

Commissioner Clayton made a motion to advertise for a Water Treatment Plant Operator. 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 WTP OPERATOR

Commissioner Clayton stated that at approximately 10:00 P.M. the tube settlers should be fully operational at the Water Treatment Plant. He stated that the Boil Water Advisory was the result of heavy turbidity plus the fact that a settling basin was out of operation due to replacement of parts. However, the new parts are being installed as a result of a team effort of WTP personnel, Public Works personnel, Fire Dept. personnel, and the Water Clerk. Commissioner Clayton thanked everyone for their cooperation.

TUBE SETTLERS WILL BE OPERATIONAL

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

PUBLIC WORKS REPORT

Commissioner New made a motion to accept the letter of resignation of Supervisor Leroy Conner from the Public Works Department effective 1/23/2006. 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 ACCEPT LETTER OF RESIGNATION FROM LEROY CONNER EFFECTIVE 1/23/2006

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

PUBLIC PROPERTY AND FINANCE REPORT

Commissioner Doan made a motion to pay the following bills:

BILLS

General Fund	\$48,106.10
Water Fund	\$85,003.62
Cash-in-Bank General Fund	\$734,579.30
Cash-in-Bank Water Fund	\$292,973.37
MRA	\$ 9,425.75

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 Doan stated he had hoped to have a report on the Facilities Study, but Dave Kennedy's wife has had some serious health issues recently, and he has not been able to work on this project.

FACILITIES STUDY REPORT DELAYED

Mayor Wells recognized Commissioner of Public Safety James H. Martin.

NO PUBLIC SAFETY REPORT

Commissioner Martin advised he did not have a report. Police Chief Steve Muntz stated he did not have a report.

There being no further business to discuss, Commissioner Clayton made a motion to adjourn. Commissioner Doan seconded. In favor: Commissioner Clayton: yes; Commissioner Doan: yes; Commissioner Martin: yes; Commissioner New: yes; Mayor Wells: yes; Opposed: none. Meeting adjourned at 8:18 P.M.

MOTION TO ADJOURN

Charleen M. McIlvain, City Clerk

Virgie Florence Wells, Mayor