

July 27, 2010

The City of Cynthiana Board of Commissioners met in regular session on July 27, 2010 at 5:30 P.M. The meeting was held in the Charles Feix Annex Room of the Cynthiana Public Library located at 101 E. Pleasant St. Present were Mayor Keith, Attorney Lair, Commissioners Grayson, Moore, and New. Commissioner Mattmiller was absent due to illness.

Mayor Keith called the meeting to order and acknowledged Karey Smith who is spearheading the Cynthiana Art Walk to be held July 30 and July 31, 2010. She came before the Board requesting that Joe B. Hall Court be blocked off Saturday. Police Chief Ray Johnson stated that it would not be a problem.

Mayor Keith commended Mrs. Smith for organizing this event and urged everyone to come out and sponsor our local artists.

Mayor Keith recognized Code Enforcement Officer Wayland Quisenberry.

Mr. Quisenberry commented that there are a lot less signs posted on utility poles, and the City looks much better.

He commented that unlicensed vehicles must be in an enclosed area. They cannot be pulled up into a driveway and left.

Mr. Quisenberry noted that he is using the courtesy notices, and they seem to be working out.

Commissioner Grayson pointed out several areas where trash has been piled up in the City. Most of it has just been strewn on the sidewalk, and this trash will not be picked up unless it is placed in a container. Mayor Keith also noted that individuals are leaving clothes at the rear of the old Clothes Closet location. They do not realize that they have moved. These items will have to be picked up. Trash cans left out in front of a residence must be moved to the rear of the property.

Mayor Keith recognized Bob Owen and Lyndon Platt representing the Planning and Zoning Board.

Mr. Owen commented that the P & Z Board had sent a request for additional funding, and they were before the Board to explain the situation in which they find themselves.

After the departure of the last administrator, Lyndon Platt has been trying to hold down his own full-time job and also working at the P & Z office. This is a demanding and complex job, and he does not feel he can continue in this manner. The P & Z Board would like to hire a full-time person who will also be the enforcement officer. The Board must also have a Comprehensive Plan. State Statute requires an update every five years. P & Z is not in compliance. Mr. Owen commented that the Comprehensive Plan drives the code, and if this is not current and relevant, than applicants challenge the rulings. There are currently four cases in the court system.

Mr. Platt has located an individual, Mike Galbraith, who can provide the Board with the expertise needed to prepare this plan. Mr. Owen requested that the City have a representative involved in writing the new Comprehensive Plan.

MEETING CALLED TO ORDER

ART WALK –
REQUEST TO CLOSE
JOE B. HALL COURT
GRANTED

CODE ENFORCEMENT
REPORT

FUNDING REQUEST
FROM P & Z BOARD

Mr. Owen advised that Brian Pivett is the P & Z Board's lawyer, and Andy Stigall serves as the local building inspector. The building inspector uses the Kentucky Building Code as his guideline.

The Harrison County Fiscal Court has agreed to pay two-thirds of the funding request. This makes the request from the City at \$16,888.52.

Mr. Owen and Mr. Platt noted that there has been a downturn of fees since building and even remodeling has slowed down. They noted that P & Z is supposed to have an audit conducted every year, but there have not been enough funds to cover this expense in four years. However, an audit has been completed for this last fiscal year but has not been presented.

Mayor Keith advised the Board will consider this budget request and report to P & Z.

Mayor Keith advised the minutes of July 13, 2010 have been presented for approval. MINUTES – 7/13/2010

Commissioner Grayson made a motion to approve the minutes of July 13, 2010 as presented. Mayor Keith seconded. In favor: Commissioner Grayson: yes; Mayor Keith: yes; Abstained: Commissioner Moore; Abstained: Commissioner New. (Both were absent at July 13, 2010 meeting.)

Mayor Keith recognized Attorney John Lair. LEGALS

Attorney Lair advised that he had reviewed the memorandum of Agreement with the Department for Local Government for the Energy Efficient Conservation Block Grant and a contract with CEDA to administer the EECBG. Attorney Lair had one issue with the CEDA contract: It states "*Payment of this fee is not contingent upon receipt of federal funding*". Attorney Lair felt that CEDA should be contacted about this clause.

This grant is for new windows at Fire Station II and City Hall in the amount of \$125,000.

Commissioner Grayson made a motion to authorize Mayor to sign the Memorandum of Agreement with the Department of Local Government on the Energy Efficient Conservation Block Grant (ARRA Funds). Commissioner Moore seconded. In favor: Commissioner Grayson: yes; Commissioner Moore: yes; Commissioner New: yes; Mayor Keith: yes; Opposed: none. Motion carried. MOTION TO AUTHORIZE MAYOR TO SIGN MEMORADUM OF AGREEMENT WITH DLG ON EECBG

Commissioner Grayson made a motion to sign the contract with CEDA to administer the Energy Efficient Conservation Block Grant contingent upon resolution of the question regarding the administration fee not contingent upon receipt of federal funding. Mayor Keith seconded. In favor: Commissioner Grayson: yes; Mayor Keith: yes; Commissioner New : yes; Opposed: Commissioner Moore: no. Motion carried. MOTION TO SIGN CONTRACT WITH CEDA CONTINGENT UPON RESOLUTION OF FEE QUESTION

The next item on the agenda, is the Public Property and Finance report.

In the absence of Commissioner Mattmiller, Commissioner Grayson made a motion to pay the following bills: PUBLIC PROPERTY & FINANCE REPORTS

General Fund	\$91,208.14		BILLS
Water and Sewer Fund	\$41,423.01		

Cash-in-Bank General Fund	\$279,655.28
Cash-in-Bank Water & Sewer Fund	\$ 66,088.85
Municipal Aid Road Fund	\$175,150.12

Commissioner Moore seconded. In favor: Commissioner Grayson: yes; Commissioner Moore: yes; Commissioner New: yes; Mayor Keith: yes; Opposed: none. Motion carried.

Commissioner of Public Safety Amanda Moore reported that she was still working on the parking for Walnut Street. PUBLIC SAFETY REPORT

Commissioner Moore advised that she had a firefighter that had requested an unpaid Leave of Absence. The absence will be for approximately four to six weeks. Mayor Keith felt that he needed more information before making this decision. REQUEST FOR LEAVE OF ABSENCE

Commissioner Moore made a motion to approve an unpaid Leave of Absence for Firefighter Dale Sexton. Commissioner New seconded. In favor: Commissioner Moore: yes; Commissioner New: yes; Commissioner Grayson: yes; Opposed: Mayor Keith: no. Motion carried. MOTION TO APPROVE UNPAID LEAVE OF ABSENCE FOR DALE SEXTON

Commissioner Moore made a motion to advertise for a part-time firefighter with 400 hours of firefighter training and certified EMT training. Commissioner Grayson seconded. In favor: Commissioner Moore: yes; Commissioner Grayson: yes; Commissioner New: yes; Mayor Keith: yes; Opposed: none. Motion carried. MOTION TO ADVERTISE FOR A PART-TIME FF WITH 400 HOURS TRAINING AND CERTIFIED EMT TRAINING

Mayor Keith recognized Commissioner of Public Utilities Billy K. Grayson. PUBLIC UTILITIES REPORT

The A. Keller Dam Committee will meet at noon 7/28/2010. There will be two plans on the table to be reviewed. A KELLER DAM MEETING

The condition of the CSX RR lot has not been resolved, but contact has been made with a Mr. Simpson who is going to come to look at the platform. CSX RR

Commissioner Grayson thanked Mr. Quisenberry for his work with Code Enforcement. The way our City looks will affect jobs and our way of life. He noted that approximately 225 pieces of property are for sale in Harrison County. THANKS TO CODE ENFORCEMENT

Mayor Keith recognized Commissioner of Public Works James R. New. PUBLIC WORKS REPORT

Commissioner New made a motion to advertise for Municipal Road Aid funds for paving City Streets. Commissioner Moore seconded. In favor: Commissioner New: yes; Commissioner Moore: yes; Commissioner Grayson: yes; Mayor Keith: yes; Opposed: none. Motion carried. MOTION TO ADVERTISE FOR PAVING

Commissioner New announced that the Harrison County Baseball Team will host a Fish Fry on July 29, 2010 at Cedar Ridge Health Campus. This fund raiser will help the Championship Team purchase rings. FISH FRY FOR BASEBALL TEAM

Mayor Keith requested the Board's opinions regarding increasing the fees in the Code Enforcement Ordinance. Attorney Lair has prepared an CODE ENFORCEMENT FEES – COMMITTEE

Ordinance. Commissioner Moore stated she feels that the fees do not match the scale of the offense. Mayor Keith requested that Commissioner Moore chair a committee to come up with a schedule of fees. Mayor Keith requested that Commissioner Mattmiller also serve on this committee.

FORMED TO REVIEW

Mayor Keith made a motion to appoint Molly Smith to the Code Enforcement Board and appoint Sheila Currans to the Economic Development Board to replace Dr. Ed Ford. Commissioner Moore seconded. In favor: Mayor Keith: yes; Commissioner Moore: yes; Commissioner Grayson: yes; Commissioner New: yes; Opposed: none. Motion carried.

MOTION TO APPOINT MOLLY SMITH TO CODE ENFORCEMENT BOARD AND SHEILA CURRANS TO EDA

There being no further business to discuss, Commissioner Moore made a motion to adjourn. Commissioner New seconded. In favor: Commissioner Moore: yes; Commissioner New: yes; Commissioner Grayson: yes; Mayor Keith: yes; Opposed: none. Meeting adjourned at 6:37 P.M.

ADJOURNMENT

Charleen McIlvain, City Clerk

John M. Keith, Jr., Mayor