

December 28, 2010

The City of Cynthiana Board of Commissioners met in regular session on December 28, 2010 at 5:30 P.M. in the Commissioner's Room at City Hall. Present were Mayor Keith, Attorney Lair, Commissioners Grayson, Mattmiller, Moore, and New.

Mayor Keith called the meeting to order stating that it had been a good year, The Commission had done a lot in the past year.

MEETING CALLED TO ORDER

Mayor Keith recognized Wayland Quisenberry.

Mr. Quisenberry reported that thirty-four cars have been removed. The survey has been completed on the boundary of city owned property known as the Old WWTP. Mr. Quisenberry will be meeting with the surveyor.

CODE ENFORCEMENT REPORT

Mayor Keith noted he was anxious to resolve this issue and thanked Mr. Quisenberry.

Mayor Keith recognized that there were several people present to speak on the issue of Liquor by the Drink. John Chamberlain, Paul Chamberlain, Angie Tedder, and Wayne Tolson would be the designated speakers. Mayor Keith stated each would have five minutes to speak.

VISITORS PRESENT TO SPEAK ON LIQUOR BY THE DRINK

Mayor Keith recognized John Chamberlain, Faith Baptist Church.

John Chamberlain stated the Commission had taken the stand that Liquor by the Drink is an economic issue, not a moral issue. It is a moral issue and they are deceiving themselves if they think it is only an economic issue. This is a safety issue. Lives can be hurt or taken by drunk driving. If it is an economic issue, what price can you put on a life. He asked that the Commission vote against this issue or table it for the new Commission to consider.

JOHN CHAMBERLAIN

Mayor Keith recognized Paul Chamberlain.

Paul Chamberlain stated that if his father were alive, he would be present. He informed the Commission he stood before them for five things. His father, who would be there for righteousness and to fight this issue as he did twenty years ago; for the coffins he helped carry, especially those that were the smallest; for those that think this is a done deal reminding the Commission of the lame duck term; for Doug Wright who was killed by a man that was allowed to buy liquor; and for the word of God. He asked the Commission to not destroy this town and to help avoid the temptation.

PAUL CHAMBERLAIN

Mayor Keith recognized Angie Tedder.

Ms. Tedder stated she lives in Scott County and was injured in an accident when her car was hit by a drunk driver on a Sunday in 2009. Ms. Tedder said her life was forever changed and remains physically impaired from the accident. She asked the Commission to be different from other cities, to have more conviction, to choose what is right. She asked that they not think about the money. The \$50,000 the City may receive from revenue would not cover her medical costs. Think about the police and the fire. Someone will die. Do not be a contributor.

ANGIE TEDDER

Mayor Keith recognized Wayne Tolson, Pastor of Oddville Christian Church.

Mr. Tolson said he agrees with the previous speakers. There is nothing

WAYNE TOLSON

good about liquor. He does not want anyone driving up his street drinking. He stated he had elected the Commissioners to office and if they choose to approve this issue, they would not be back as Commissioners. If this issue passes, he will organize a prayer line that the businesses will not prosper. If the City needs the money, then raise his taxes.

Mayor Keith advised that the minutes of the December 14, 2010 meeting and the December 20, 2010 special meeting have been submitted for approval.

APPROVE MINUTES  
12/14/10

Commissioner Moore made a motion to approve the minutes of December 14, 2010. Commissioner New seconded. In favor: Commissioner Moore: yes; Commissioner New: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Mayor Keith: yes. Opposed: none. Motion carried.

Commissioner Moore made a motion to approve the minutes of December 20, 2010 special meeting. Commissioner Grayson seconded. In favor: Commissioner Moore: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner New: abstain; Mayor Keith: yes; Opposed: none. Motion carried.

12/20/10

Mayor Keith recognized Attorney Lair.

Attorney Lair read the second reading of Ordinance #1475 amending sewer rates.

FIRST READING ORD  
#1475 – SEWER RATE  
AMENDMENT

Commissioner Mattmiller made a motion to approve the second reading of Ordinance #1475. Commissioner New seconded. In favor: Commissioner Mattmiller: yes; Commissioner New: yes; Commissioner Grayson: yes; Commissioner Moore: no; Mayor Keith: yes; Motion carried.

Mayor Keith stated that the water and sewer revenues can only be used for water and sewer related expenses. It cannot be used for the General Fund.

Commissioner Moore stated that at the last meeting she reported this was a 29% increase. That is the revenue increase. This is 56% increase on the rate.

AMOUNT OF SEWER  
INCREASE

Attorney Lair read the second reading of Ordinance #1476 allowing liquor by the drink in certain establishments. Commissioner Mattmiller made a motion to approve the second reading of Ordinance #1476. Commissioner Moore seconded. In favor: Commissioner Mattmiller: yes; Commissioner Moore: yes; Commissioner Grayson: yes; Commissioner New: yes; Mayor Keith: yes. Opposed: none. Motion carried.

SECOND READING  
ORD #1476 – SALE  
OF LIQUOR BY THE  
DRINK

Mayor Keith stated he would like to note that he received a call from Martha Reno informing him that she objects to this ordinance.

Attorney Lair opened two bids received on the EECBG for heating and air at Fire Station #2:

Central Heating and Air	\$10, 598.70
A.R. Golden Heating and Air	\$10,500.22

OPEN BIDS ON  
EECBG

Commissioner Mattmiller made a motion to defer action until the bids could be reviewed. Commissioner New seconded. In favor: Commissioner Mattmiller: yes; Commissioner New: yes; Commissioner Grayson: yes; Commissioner Moore: yes; Mayor Keith: yes. Opposed: none. Motion carried.

Commissioner Grayson inquired if Dave Kennedy was assisting with this project. CEDA is administering this grant.

Mayor Keith recognized Commissioner Mattmiller.

COMMISSIONER OF  
FINANCE & PROP.

Commissioner Mattmiller made a motion to pay the following bills:

PAYABLES REPORT

General Fund	\$ 69, 827.69
Water & Sewer Fund	\$ 44,449.14
Cash-in-Bank General Fund	\$ 355,687.10
Cash-in-Bank W & S Fund	\$ 228,807.17
Municipal Aid Road Fund	\$ 64,662.81

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

Commissioner Mattmiller reported it was his understanding that WEDCO did not receive the HCAL Project Grant. This was a joint effort by WEDCO, the City and the County and perhaps other community partners. The agreement, as it was articulated, was that if the grant was not received, the City would request their \$100,000 local match back. Mayor Keith was in agreement.

AUTHORIZE TO  
REQUEST HCAL  
GRANT MATCH OF  
\$100,000 BE  
RETURNED

Commissioner Moore responded that she was of the understanding that this project would continue on even if the grant was not received. Other community partners would continue to participate and the City's funds would remain part of the fund raising efforts.

Mayor Keith responded that the City is taking their money back. The other contributors can decide what they want to do. The City can revisit this at a later date and come with funding in the future. The City can be earning a little interest on their money at this time.

Commissioner Mattmiller made a motion to authorize City Clerk McIlvain to request that WEDCO return the City's \$100,000 contribution toward the HCAL project. Commissioner New seconded. In favor: Commissioner Mattmiller: yes; Commissioner New: yes; Commissioner Grayson: yes; Commissioner Moore: no; Mayor Keith: yes. Motion carried.

Mayor Keith recognized Commissioner Moore.

PUBLIC SAFETY

Commissioner Moore made a motion to promote Darrin Hawkins from Fire Lt. to Assistant Fire Chief effective January 1, 2011. Salary commensurate with position. Commissioner Mattmiller seconded. In favor: Commissioner Moore: yes; Commissioner Mattmiller: yes; Commissioner Grayson: yes; Commissioner New: yes; Mayor Keith: yes. Opposed: None. Motion carried

PROMOTE DARRIN  
HAWKINS TO ASST.  
FIRE CHIEF

Commissioner Moore made a motion to hire William D. Denton as Assistant Police Chief effective 12, 2011. Salary commensurate with position. Commissioner Grayson seconded.

HIRE WM. DENTON  
AS ASST POLICE  
CHIEF

Mayor Keith acknowledged Sgt. Wilbur Gross who requested to address the Commission.

Sgt. Gross stated that officers within the City had applied for Assistant Police Chief but not given the opportunity to interview again. He also stated that when it was first posted almost two years ago, officers on the force were put through testing and interviews but no one was hired. He informed the Commission that no officer wants to work for this guy. Mayor Keith took objection to this comment. Sgt Gross asked the Commission to allow the officers to interview again.

SGT. GROSS SPEAKS  
ON HIRING OF ASST  
POLICE CHIEF

Commissioner Moore stated that she was not happy with this. Mayor Keith called for the vote. Commissioner Moore: no; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Mayor Keith: yes. Motion carried.

Mayor Keith asked Police Chief Johnson if he is now at full manpower. Chief Johnson stated that he was. The hiring of the last recruit gave him seventeen officers. Mayor Keith asked Chief Johnson if he had a part-time officer. Chief Johnson replied that he did have one.

POLICE DEPT AT FULL STAFF

Commissioner Moore responded that they are at full staff in the Fire Department but have part-time firefighters.

Mayor Keith made a motion to terminate the position of part-time Police Officer and any individual in this position at this time would therefore be terminated. Commissioner Mattmiller seconded. Commissioner Moore asked the Commissioners if they realized the two new officers that bring the Police Department to full staff would not complete academy training for months. Mayor Keith called for the vote. Mayor Keith: yes; Commissioner Mattmiller: yes; Commissioner Grayson: yes; Commissioner Moore: no; Commissioner New: yes. Motion carried.

MOTION TO TERMINATE PART-TIME POLICE POSITION AND ANY INDIVIDUAL IN THIS POSITION

Mayor Keith recognized Commissioner Grayson.

Commissioner Grayson reported that there have been some water leaks, and now that the viaduct has opened, there would be water line work done on N. Church St.

COMMISSIONER OF PUBLIC UTILITIES

Mayor Keith reported that he had talked to Travis Fryman with the State Road Department about opening up N. Church St. to parking again. The signs and barriers would be coming down.

N. CHURCH ST. REOPENING

Mayor Keith recognized Commissioner New.

Commissioner New thanked the Commission he was currently with and the Commissioners he had worked with previously to include Commissioner Clayton, Martin, and Doan and Mayor Brown.

COMMISSIONER OF PUBLIC WORKS

Commissioner New asked that everyone remember to support the baseball team and Champions Against Drugs. He has been reading old newspapers and finds there is a lot to learn about our City.

Commissioner New said he is happy to leave the budget in good shape. He wished everyone a happy new year.

Mayor Keith informed the Commission he received a letter from Blue Grass Energy stating they had made a donation to Toys for Tots on the City's behalf.

Mayor Keith stated he wanted to give a brief 2010 year in review. The City Commission has made many accomplishments in the last year.

Mayor Keith reported the following:

MAYOR KEITH 2010 YEAR IN REVIEW

Fortunate to have a licensed architect and a licensed engineer on our staff that has been of tremendous help on many projects. Asbury building has been torn down after many years. Tremendous improvements in our water plant and our water system. We have received and or continue to work on a number of grants to include SRTS Grant, KLC Safety Grant, EECBG Grant, Homeland Security Grants for Fire and Police, completed the Main Street improvements grant, Recreational Trails Grant. The City and the County have

accomplished a lot together. Other accomplishments have been the airport hanger, the execution of the Handy House lease. Commissioner Grayson has implemented Pick-a-Project that has been well received and led to a cleaner City. People are interested in our City and they feel better about us.

There have been several accomplishments at Flat Run Veterans Park. Along with the county, a location for the Skateboard Park was resolved. It will go at the park. The Farmers Market is complete, the pavilion project has been started, the archeological study was complete, a sewer line was installed, a Crumb Rubber Grant was applied for and a parking lot was prepared.

The City and County worked together to resolve P & Z issues. CSX Railroad property was cleaned up. There is an A-Keller Dam Committee working on that issue.

New bathrooms were installed at River Road Park, bathrooms were upgraded in the City Hall gym, and Commissioner Grayson spearheaded a gym floor project.

The new water system improvements at the Main Licking intake are complete thanks to a grant with the help of Rep. Tom McKee. In addition, there have been significant improvements in the water system with numerous new lines installed.

Mayor Keith stated he thought people may want to know what the Commission has done. It has been not just one individual but the entire Commission working together.

Mayor Keith presented outgoing Commissioners Moore and Mattmiller with a plaque of appreciation acknowledging their two years of service to the City.

OUTGOING  
COMMISSIONERS  
RECOGNIZED

Mayor Keith presented Commissioner New with a plaque of appreciation for his six years of service to the City.

Mayor Keith stated he will miss them, their good humor and the work they did for the City.

There being no further business to discuss, Commissioner New made a motion to adjourn. Commissioner Grayson seconded. In favor: Commissioner New: yes; Commissioner Grayson: yes; Commissioner Mattmiller: yes; Commissioner Moore: no; Mayor Keith: yes; Meeting Adjourned.

ADJOURNMENT

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Charleen McIlvain, City Clerk

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Steve Moses, Mayor