

**City of Grayson  
Regular Monthly Meeting  
City Municipal Building  
February 11, 2008**

Present: Mayor George Steele  
Councilman Duane Suttles  
Councilman Brandon Fraley  
Councilperson Pearl Crum  
Councilperson Pam Nash  
Councilman Terry Stamper  
Attorney Jeff Scott

Absent: Councilman Patrick Robinson

Mayor Steele called the meeting to order at 6:30 p.m.

Devotion was given by Jim Phillips.

Mayor Steele welcomed visitors Max Ison and his granddaughter Maggie Stephens.

**Bucket Brigade Request**

|                          |            |                         |                |
|--------------------------|------------|-------------------------|----------------|
| Meals on Wheels          | March 8th  | Habitat for Humanity    | June 7th       |
| East Carter Baseball     | March 1st  | Rescue Squad            | September 13th |
| East Carter Senior Class | April 12th | Shop with a Firefighter | November 29th  |

Motion to approve these dates was made by Councilperson Nash. Seconded by Councilman Stamper. Motion carried 5/0 vote.

**Street Department Truck Bids**

Mayor Steele distributed the sealed bids to each of the Council members to open.

| <b><u>87 1 Ton Dump Truck</u></b> |            | <b><u>74 Chevy 2 1/2 Ton</u></b> |          |
|-----------------------------------|------------|----------------------------------|----------|
| Carl Kozee                        | \$995.00   | Charles Reynolds                 | \$444.00 |
| Harold LeMaster                   | \$1,050.00 |                                  |          |
| Keith Hill                        | \$800.00   |                                  |          |
| Gilbert Shaffer                   | \$500.00   |                                  |          |
| Charles Reynolds                  | \$1,810.00 |                                  |          |
| Ed Bocoock                        | \$2,175.00 |                                  |          |

Councilperson Nash made the motion to accept the bid of \$2,175.00 for the 87 model 1 ton dump truck from Ed Bocoock. Councilman Suttles seconded the motion. Motion carried with 5/0 vote.

Motion made by Councilman Suttles to accept the bid of \$444.00 by Mr. Charles Reynolds for the 1974 Chevy 2 1/2 ton truck. Seconded by Councilman Stamper. Motion carried with 5/0 vote.

**Sidewalks**

Mayor Steele reported to Council the issue of new sidewalks on Main Street. The area of discussion would be from the Drug Store toward Pomeroy Street. He will be contacting Representative Webb for Coal Severance monies and applying for monies through the Safe Routes to Schools grant for funding. He obtained a quote from Shaffer's Concrete for \$21,000.00.

Mayor Steele stated he is working with state regulations on the design of the sidewalks. He is also working with Main Street Renaissance and the business owners on Main Street. The first phase will be from the Justice Center to Horton & Brown drug store. Phase II will be at Rupert's Department Store toward Pomeroy Street. The plan would include raising the curb to 7 inches and pour a 4 foot flat walk. This plan includes making the corner at the Veteran's Memorial Park handicapped accessible. Also lamp posts will be installed on north side of Main Street. The design will be 18 inches from the curb, 3 brick wide channel, filled with sand until the lamp posts are installed.

Motion made by Councilperson Nash for the Mayor to continue with the side walk plan. Seconded by Councilman Stamper. Motion carried with a 5/0 vote.

Welcome to Grayson Signs

The Grayson Rotary Club has offered to buy 4 "Welcome to Grayson" signs to be located at each end of town. The signs will cost approximately \$250.00 each. The City would install the signs. Mayor Steele stated the designated sites for the signs would be as follows:

- EAST Near the bridge
- WEST Near Paradise Hill
- SOUTH Near the Post office
- NORTH Near Super America

Motion made by Councilman Fraley for the Grayson Rotary Club to continue with the sign project. Councilman Suttles seconded the motion. Motion carried with a 5/0 vote.

Councilperson Nash ask the Mayor to confirm the size of the signs when he met with the Rotary Club on Monday.

Street Department

Asst. Street Foreman Chris Allen reported to Council of the estimate to repair the Cub Cadet mower. Farmer's Machinery gave a estimate of \$2,000.00. Mr. Allen suggested to Council to not repair the mower and to use it as is, since a new mower would only be \$4,000.00.

Councilperson Nash asked for a report on the Christmas electric boxes. Mr. Allen stated he had not had a chance to prepare a report of the number of boxes needed to complete the project. He will complete the report in the next couple of weeks.

Motion to approve payment of the Street Department bills totaling \$1,507.48 made by Councilperson Nash. Motion seconded by Councilman Fraley. Motion carried with a 5/0 vote.

Fire Department

Motion made by Councilman Stamper to pay Fire Department bills totaling \$6,673.01, including amended bill to Advance Auto for \$219.36. Seconded by Councilman Fraley. Motion carried with a 5/0 vote.

New Fire Department Building Update

Mayor Steele distributed the updated drawings for the new fire station. Eddie Rucker was instructed to contact Jackie Clevenger to have the final drawings ready so the Council could have a special meeting at the end of February to approve to accept bids.

Councilperson Nash asked if the City had received the first draw of the grant monies for the building. The City Clerk reported to Council the first draw of \$10,091.00 had been received as of Friday.

Attorney Jeff Scott advised Council he had received a call from a member of the Tourism board concerning a deed for the fire department. The City Clerk stated she could not find a deed for only the fire department. She could only find a deed that included the City Building and land to Second Street. Councilman Suttles stated the ordinance that establishes the Tourism Commission to validate if they can have property in their name. Councilperson Crum advised that the property would have to be surveyed due to the State purchasing the corner. The Mayor stated the question of Tourism property ownership would have to be answered before hiring a surveyor.

New Fire Station Design Plans

Jackie Clevenger faxed the new Fire Department building plans. Fire Chief Felty stated Jackie would be at the Fire Station the next day @ 5:30 for a meeting. Councilman Suttles inquired if the city had been reimbursed by GOLD for monies already spent. City Clerk, Cindy Stratton explained due to the Christmas holidays, she had to wait until the contract was signed. She would be requesting for reimbursement the next day, making this the first draw on the \$500,000.

Motion made by Councilman Suttles to accept the preliminary drawing having the engineering firm move forward. Seconded by Councilman Fraley. Motion carried with a 5/0 vote.

Councilperson Crum stated she had been notified by a politician early today. He told her the City had to have a letter from the State approving the construction of a new fire station only, not a Police/Fire Station. Mayor Steele stated he had spoken with the lady at State and received the ok. Attorney Scott asked Councilperson Crum who was the politician? Councilperson Crum could not say at that time, but would tell him after the public meeting.

Councilman Stamper asked what was the plans for the Police Department. Mayor Steele stated he would be going to the Chamber of Commerce later in the month to propose the idea of constructing a new building that would house the City offices, Police Department and the Chamber of Commerce. He would then present the idea to the General Assembly for possible monies for the project.

#### Police Department

Motion made by Councilperson Nash to approve to pay the Police Department bills of \$11,629.59. Seconded by Councilman Stamper. Motion carried with a 5/0 vote.

#### Impound Sale

Chief Hill advised Council the impound sale is pending. State requires the City to send 2 certified letters to the owners/lien holders. The next step will be to advertise, then complete a VTR with proof of certified letters and advertisement attached. The City will apply for new titles. Two of the vehicles have liens and can not be sold at this time. The only option is to contact the lien holders to work out an agreement. The City will have the right to deny any and all bids.

Councilman Suttles suggested each vehicle should be assigned a reserved price.

#### Surplus Police Cruiser

Mayor Steele asked Council to give a surplus police vehicle to a local constable. Attorney Scott stated the vehicle must be bidded out.

Councilperson Crum made the motion to declare the old police cruiser surplus. Seconded by Councilman Stamper. Motion carried with a 5/0 vote.

#### E-911 Board Meeting

Mayor Steele reported to Council of the E-911 board meeting he and Councilman Suttles attended on Friday to discuss the action the Council had taken last meeting in reference to discontinue paying dispatching fees to the County. Mayor Steele stated the County had no money to operate. The Mayor stated he told the board members he would make a proposal to the Council. He confirmed this proposal was not supported by Councilman Suttles. Mayor Steele recommended to Council to continue paying dispatching fees until June 30, 2008. This would give the fiscal court time to work on their budget.

Councilman Suttles stated the revenue figures given to him by E-911 director, Tommy Thompson. The annual revenues for E-911 is \$658,356.27 for fiscal year 08. The original dispatching contract was signed in 1981 for 1 year. In 1995 the County put on a \$1.50 service fee on everyone's telephone lines. According to the Fiscal Court figures, between cell phones and land lines this service fee brings in about \$313,000.00. Councilman Suttles argument is that once the surcharge was enacted, that relieved the cities of paying dispatching fees. The cities of Olive Hill and Grayson pay a total of \$88,407.00 per year for dispatching services. The ambulance services may be included in that amount.

Attorney Scott asked to look at the contract. Councilman Suttles stated the contract was an agreement between Judge Executive Gene Cline and Mayor Bob Newland. The contract states after the contract expires in 1 year, it can continue if the parties in office agree to continue the contract. This is the only contract that exist.

Mayor Steele confirmed the E-911 board agreed to appoint a legitimate E-911 board with the County having 2 members, each city would have a member and a member at large to make 911 decisions.

Chief Hill stated the cities of Catlettsburg, Russell and Raceland do not pay dispatching fees other than the \$1.50 surcharge.

Councilperson Crum made the motion to continue paying dispatching fees until June 30, 2008. Councilman Stamper seconded the motion for discussion purposes.

Attorney Scott asked if the contract was the only thing to bind the City to pay dispatching fees. He stated the contract did not bind the City after January 31, 1982.

Councilperson Nash suggested paying an allotted amount until June 30, 2008 and have the Court prove the need for the money.

Councilman Fraley stated his impression was the County has no money.

Attorney Scott confirmed the Mayor went to the Fiscal Court last June to discontinue the dispatching fees before the Fiscal Court adopted their 07/08 budget. He suggested the cities of Olive Hill, Grayson and the Fiscal Court should work together and combine resources for emergency services.

Councilman Suttles stated the road signs comes from 911 monies for the county, but not for the city. Also 911 changes the city street names without coming to Council, so the charge for the new signs is the responsibility of the city.

Attorney Scott stated he was not sure that it is legal to pay the dispatching fees.

Mayor Steele presented two letters from the Fiscal Court. The first letter was charging late fees for dispatching fees. The second letter was received in 2004 raising the dispatching fees from \$3,300 a month to \$3,800 a month.

Councilman Fraley asked Attorney Scott if the actions of the current E-911 were legal. Attorney Scott stated the actions could be deemed void, being subject for attack.

The vote to continue to pay the dispatching fees until June 30, 2008.

AYES: Crum

NAY: Suttles, Nash, Fraley and Stamper

Motion dies with a 1/4 vote.

The Mayor will write a letter to the Fiscal Court on the action taken by Council. Attorney Scott asked to include in the letter a request proof of authority, statutory or otherwise to request the dispatching fees be paid by the city.

#### Administration Department

Councilman Fraley made the motion to approve the minutes of the previous meeting. Councilman Suttles seconded the motion. Motion carried with a 5/0 vote.

Motion to approve the monthly budget made by Councilman Stamper. Seconded by Councilman Fraley. Motion carried with a 5/0 vote.

Councilperson Nash to pay the Administration bills of \$3,596.36 and an additional bill of \$100.74 for a insurance tax refund and a bill of \$193.73 to Morehead News. Seconded by Councilman Fraley. Motion carried with a 5/0 vote.

Motion made by Councilperson Nash to approve training cost of \$160.00 plus lodging for Cindy Stratton or Darlene Simmons to attend the Spring Conference. Seconded by Councilperson Crum. Motion carried with a 5/0 vote.

Councilman Stamper made the motion to approve the purchase of a scanner for the administration department. Seconded by Councilperson Nash. Motion carried with a 5/0 vote.

#### Ordinance 1-08

#### City Sticker Abolishment

Motion made by Councilperson Crum to accept the Ordinance 1-08. Seconded by Councilman Fraley.

Councilperson Nash expressed her opinion of not doing away with the city stickers. She stated the City should not do away with this ordinance since the city stickers does generate revenue, especially when the occupational tax rate was lowered from 1.75% to 1%.

The vote to abolish the city sticker ordinance

AYES: Crum, Fraley and Stamper

NAY: Suttles and Nash

Motion carried with a 3/2 vote.

#### 1st Responders Ordinance

the 2nd reading of this ordinance will be continued in March.

**Code Enforcement Report**

Taylor Duncan presented his report of building permits & code violations to the Mayor and Council. Discussion was held about the old steak house. The owner and insurance company are in dispute. Attorney Scott confirmed this insurance issue had nothing to do with being in violation. The owner, Dr. Gupta, had a deadline of February 8th. Mr. Duncan will be enforcing the fine.

Mr. Duncan stated the status of the code violation letters he mailed out.

| <u>Property Location</u> | <u>Status</u>   |
|--------------------------|---|
| lot on 1947              | mowed   |
| Teresa Kouns             | trees trimmed   |
| Jeff Robinson            | failure to buy permit/signed affidavit mobile home was business building. |
| Sunny Days Day Care      | removed signs from yard and vehicle                                       |
| Connie Deerfield         | debris removed  |
| Ed Kemper                | no response from owner  |
| Good Samaritans          | most of debris removed  |
| Vernon & Wilma Miller    | no response from owner  |
| 510 Hunter's Run         | turkey removed from yard  |
| John Robinson            | couch & appliances removed  |

Mr. Duncan gave recommendations for Planning & Zoning ordinance. He also had concerns with free standing signs. He suggested 125 square feet with a maximum 20 feet from bottom of sign to the ground. Mayor Steele instructed Mr. Duncan to pursue this recommendation with Planning & Zoning board. The board will bring their recommendation to the council.

**Mayor's Report**

Three quotes were received for an updated telephone system for the Municipal Building.

|                  |  |
|------------------|--|
| JMK Electric Co. | \$6,085.00                                   |
| JMK Electric Co. | \$ 7,528.00 ( a system that can be expanded) |
| Windstream       | \$ 4,523.37                                  |

Motion made by Councilperson Nash to accept the \$7,528.00 bid from JMK Electric Co. Seconded by Councilperson Crum. Motion carried with a 5/0 vote.

Mayor Steele informed Council the Grayson Utilities has separated from the City in the KLC Trust for unemployment. The City Clerk explained the account balance was \$14,300.00, which would be divided 60/40 with Utilities. The ratio was calculated by the number of employees of each entity. This separation will cost the city \$1,200.00 each fiscal year until we reach a balance of \$10,000.00. The City's balance will be \$5,800.00.

**Kentucky Retirement Ordinance**

1st reading of the Kentucky Retirement ordinance was given by Attorney Jeff Scott.

Motion to accept the 1st reading of this ordinance was made by Councilman Fraley. Seconded by Councilman Stamper. Motion carried with a 5/0 vote.

**Little League Lease**

Mayor Steele announced the Little League has requested for a 10 year lease. The lease would assist the League when applying for grant monies. Attorney Scott will modify the 10 year lease and present to Council at the March meeting.

Motion made by Councilperson Nashto go into executive session to discuss personnel and litigation. Seconded by Councilman Stamper. Motion carried.

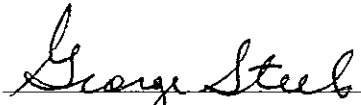
Motion made by Councilperson Nash to return to regular session. Seconded by Councilman Fraley . Motion carried unanimously.

No action was taken in executive session.


Mayor Steele appointed Duane Suttles, Pearl Crum and Terry Stamper to the committee to conduct the interviews for the Treasurer's position.

Motion to adjourn made by Councilman Stamper. Seconded by Councilperson Crum. Motion carried.

Meeting adjourned at 10:52 p.m.

  
\_\_\_\_\_  
Mayor George Steele

ATTEST:

  
\_\_\_\_\_  
Cindy Stratton, City Clerk

Minutes were approved on 10 of March, 2008