

MINUTES
SMITHS GROVE CITY COMMISSION REGULAR MEETING
SMITHS GROVE MUNICIPAL BUILDING
MONDAY AUGUST 22, 2016 7:00 P.M.

Members Present: Mayor Stiffey, Commissioner Stiffey, Commissioner Stidham, and Commissioner Vincent

Members Absent: Commissioner Cannon

Also Present: City Attorney Frank Hampton Moore

Mayor Stiffey called the meeting to order at 7:03 pm.
Invocation was given by Albert Rich
All present recited the Pledge of Allegiance

READING AND APPROVAL OF MINUTES

Minutes of Regular Meeting (July 25, 2016)

The minutes were approved by acclamation

REPORTS

Treasurers Report (July, 2016)

A motion was made by Commissioner Stidham to accept the Treasurers Reports as read and was seconded by Commissioner Stiffey. Ayes all members present so the motion passed 4 – 0.

Administrative Report

Mayor Stiffey stated that he and Chief Vance had concerns in regards to our e-mail accounts and has spoken to ISTT in regards to managing these accounts. At this time they are awaiting a quote on the price and what the service will entail. The mayor reported that he was told by ISTT that it should be no more than six dollars (\$6.00) per computer per month.

At this time a motion was made by Mayor Stiffey to proceed to get service, backup, updates and e-mail support from ISTT. The motion was seconded by Commissioner Stiffey. Ayes all members present so the motion passed 4 – 0.

Public Works Report

Commissioner Stidham stated that the Invitation to Bid advertisement did run in the newspaper and the only other company to turn in a bid was Southern Paving which she proceeded to open tonight. Upon looking at the totals it seems as though Scotty's is going to be less expensive.

The bid from Southern Paving was:

| | |
|--|-----------------|
| Laurel Ave – From Floral to Webb (Approx. 850 LF.) Widen Approx. 22” on grass side including cutout | \$10,425 |
| 4” DGA, and 2” Base Asphalt Tack Coat and Overlay full width with 1.5” Surface Asphalt, after widening | <u>\$11,400</u> |
| LAUREL TOTAL | \$21,825 |
| Cave Street – 21’ X 1254’ Edge Mill curb and gutter, Tack Coat and Overlay full width, with 1.5” Surface Asphalt | \$21,800 |
| West Second Alley – Approx. 10’ X 30” into entrance Grade/Shape, 3” Asphalt Surface | \$575 |
| East 6th Street – 18’ X 1516’ Tack Coat, Overlay with 1.5” Surface Asphalt, Restripe | \$20,100 |
| Post Office Street – From 1 st Street to past curve (350 L.F.) Tack Coat, Overlay with 1.5” Surface Asphalt | \$5,775 |
| 1st Street (279 L.F.) Widen 2.5’ to sidewalk, 2’ on grass side cutout | \$7,050 |
| 4” DGA, and 2” base Asphalt Tak Coat and overlay full width with 1.5” Surface Asphalt, after widening | <u>\$4,575</u> |
| FIRST STREET TOTAL | \$11,625 |
| Grand Total of All Streets Listed | \$81,700 |

The estimate/bid that Mayor Stiffey received from Scotty’s at the last meeting was:

| | |
|---|-----------------|
| Laurel Ave – From Floral to Webb (Approx. 850 LF.) Widen grass side where no bituminous shoulder exists Widen approx. 22” on grass side Cut out approx. 4’ in depth, approx. 475 LF Install Bituminous base in trench Sweep & Clean Apply Tack Coat, level and wedge Overlay between orange marks Total width of roadway 21.5 Includes overlay of sidewalk Edge key either end | |
| LAUREL TOTAL | \$16,740 |

Cave Street – Area to Overlay 21’ X 1254’
 Area to be paved marked with orange paint
 Mill edge keys @ curb and gutter as well as sidewalk
 Mill edge keys @ starting & stopping points marked w/paint
 Apply weed killer to vegetation
 Apply Tack Coat
 Level & wedge
 Apply approx.. 1.5” overlay using bituminous surface mix **\$21,590**

West Second Street Alley
 Grade & shape existing stone
 Pave alley from West Second St. – 25’ off road using approx. 2” bituminous surface mix
 ** Price contingent upon doing work w/other streets ** **\$550**

East 6th Street – Area = 18’ X 1516’
 Trim back grass edges
 Mill edge keys for start & stop points marked by orange paint
 Sweep road
 Apply Tack Coat
 Apply approx. 1.5” asphalt overlay to road using bituminous surface mix
 Stripe back double yellow line approx. 505’ **\$20,809**

Post Office Street
 Trim back grass edges
 Sweep apply Tack Coat
 Key Edge @ terminal points
 Level & wedge
 Apply 1.5” surface mis 337 X 19’ – 20’ **\$4,900**

1st Street – 279 in length area marked with orange paint, widen to sidewalk approx. 2.5”, and
 widen grass side approx. 2’
 Sweep & clean
 Apply Tack Coat
 Install approx. 4” base mix to trenches
 Overlay using approx. 1.5” surface mix
 Total width of road to be approx. 19 **\$6,315**

Grand Total of All Streets Listed **\$70,904**

Police, Public Safety, Health and Welfare Report

Commissioner Stiffey stated that Chief Vance and Officer Claywell have been busy writing citations for speeding and that both attended Taser training last week.

Chief Vance reported that he and Mayor Stiffey had wanted to get a quote on a receiver for the SUV in order to be able to pull a trailer and such. Chief Vance asked Shawn Smith of Smith Paint & Body what the cost would be for such an item and Mr. Smith stated that he would like to

donate the receiver and labor to install the receiver to the Police Department/City. The receiver was installed on August 8th by Mr. Smith at no charge to the City.

Commissioner Stidham asked if the City would please send Mr. Smiths a Thank You card.

Cemetery Report

In Commissioner Cannon's absence Mayor Stiffey reported that due to all the rain we have had, Brian Gaul had gotten a little behind on his mowing but would more than likely get caught up this week.

Mayor Stiffey also reported that he has ordered the Memorial Monument from Crume's for the area by section Q where Taylor's Structural Imaging found a burial in.

Code Enforcement Report

Commissioner Vincent stated there were a couple of properties that he was going to have Chief Vance check on however, they had been cleared before he could get to the Chief. There is still a house on Highland Ave. with an absentee owner that needs to be addressed.

At this time Commissioner Vincent brought up the problem that the city is having with skunk in the area. There are several dens located around town and it is becoming a problem.

Mrs. Rosemary Legge suggested that the city contact Ronnie Vincent from Brownsville and see what he would charge to trap them.

COMMITTEE REPORTS

Aging Committee

Jessie Varner

OLD BUSINESS

Update on 150 W. Third Street property

At this time Mayor Stiffey turned the floor over to Attorney Moore.

Attorney Moore stated that the two parties not listed in the original suit have been identified and made entry to the law suit and he has asked Judge Wilson to add their names to the suit. Notification has been made to them by way of Warning Order Attorney. As long as they do not contest the suit it will not have to go back to Master Commissioner for auction and Mr. Pillow may still purchase.

Mayor Stiffey stated that he would like for the city to help Mr. Pillow out with the legal fees that he has acquired from trying to purchase this property if the sale goes through.

Decision to Deed or not Deed Lion's Club property away from any city connection to City of Smiths Grove. All fees to be paid by the Lion's Club.

Jenny Arterburn stated that the Lion's Club had voted on the matter and has decided to go along with what the city agrees to. However, they do want all the land not just the building and the property it sits on.

Lion Deon Benson stated that there were 15 members present at the meeting this was voted on and there was only one (1) nay voice.

At this time a motion was made by Mayor Stiffey to go ahead and turn the property over to the Lions club and relieve the City of Smiths Grove of any responsibility with the Lions Club paying all legal fees to do so.

Attorney Moore stated that he has prepared a Quick Claim Deed should the commission decide they wish to do this.

The Motion was seconded by Commissioner Stiffey. Ayes all members present so the motion passed 4 – 0.

Approval of Contract to auction Old City Hall Building

Mayor Stiffey stated that he had not made connections with Mr. Tarter and Attorney Moore. He asked Mr. Moore if Mr. Tarter had contacted him to which he replied that he had not.

Update on future annexation of land on Vincent Street from City limits to corner of McKinley Road of both sides of road.

Mayor Stiffey stated that he has talked to a couple of people and he does not believe they are in agreement with the annexation. He inquired to Attorney Moore as to what the city should do next.

Attorney Moore stated that he thought the city needed to make a more formal contact with the parties involved and ask them to sign the consent. He suggested that the city send them a letter and ask them to meet with someone at City Hall to find out what the benefits of being annexed would be.

Commissioner Vincent asked Attorney Moore what could be done if the parties did not agree. Attorney Moore stated that the city would need to file an Ordinance to petition and would have to get fifty one percent (51%) to consent to the annexation.

Ms. Patricia Ratliff asked the commission what advantage it would be for the parties to agree; to which Commissioner Vincent stated the city could add street lights, there would be police protection, and the city would maintain the road.

Ms. Ratliff asked what would happen if the city could not get a fifty one percent (51%) consent and was told by Attorney Moore that no action could be taken.

Mayor Stiffey asked Attorney Moore if the city could do an Ordinance for a usage tax on the road if there was no agreement. Attorney Moore stated that he believes this has been done in the past but that it is subject to attack.

Mayor Stiffey asked Attorney Moore if he would write a letter to the involved parties inviting them to attend the next meeting to which he agreed to do.

Street Resurfacing Bid Approval

At this time Commissioner Vincent made a motion to accept the bid from Scotty's Construction with the removal of Laurel Street from the job due to the lack of funds to do all 6 projects. After discussion Commissioner Vincent withdrew the motion and made a new motion to accept but with the removal of Post Office & Laurel. There was no second to the motion so the motion died.

Commissioner Vincent then made a motion to refer to the Mayor and the Street Commissioner to decide what streets will be done and their decision will be final. Mayor Stiffey stated that it would be with the approval of the commission and then seconded the motion. Roll was called Commissioner Stiffey – Abstain because doesn't understand, Commissioner Stidham – Yes, Commissioner Vincent – Yes, Mayor Stiffey – Yes. The motion passed.

NEW BUSINESS

Right of Way clearing of limbs & brush on streets, alleys, sidewalks, and etc. bids.

Mayor Stiffey reported two estimates had been received on this job. The first was from Tree Man in the amount of eight hundred thirty dollars (\$830) to do Sunset only and the second estimate was from Brady & Madison to 10 Clear area on Sunset for a new street light three hundred dollars (\$300) and 20 clearing right of way in the remaining areas at eighty five dollars (\$85) per hour for two people.

At this time Mayor Stiffey made a motion to accept the bid from Brady & Madison Tree Service and the motion was seconded by Commissioner Vincent. Ayes all members present so the motion passed 4 – 0.

Approval for New Street Light on Sunset Ave.

A motion was made by Mayor Stiffey to proceed with the installation of a new street light on Sunset Ave. once the cleanup was done. The motion was seconded by Commissioner Vincent. Ayes all members present so the motion passed 4 – 0.

Approval of Estimate on Updating the Smiths Grove Code of Ordinance

Mayor Stiffey explained that every three years the city has to do an update to the Code of Ordinances in order to add any Ordinances that have been passed. We have received an estimate from American Legal Publishing for the next supplement and it will range from one thousand six hundred dollars (\$1,600) to two thousand three hundred dollars (\$2,300).

Clerk Brewer stated that the cost for the supplement in May of 2013 was two thousand five hundred nineteen dollars (\$2,519).

Mayor Stiffey made a motion to accept the estimate from American Legal Publishing and the motion was seconded by Commissioner Stiffey. Ayes all members present so the motion passed 4 – 0.

Ordinance number 16-002 230.10 An Ordinance Assessing and Levying the 2017 Annual Property Tax on Motor Vehicles and Watercraft having a Situs in the City of Smiths Grove Kentucky

Mayor Stiffey read the ordinance and explained there are/can be no changes from the past year.

A motion was made by Commissioner Stidham to accept the Ordinance as read and the motion was seconded by Mayor Stiffey. Ayes all members present so the motion passed 4 – 0.

With there being no further business to discuss the meeting was adjourned at 9:34 p.m. by Mayor Stiffey.

APPROVED _____
DAVID L. STIFFEY, MAYOR

ATTEST _____
DEBORAH K. BREWER, CITY CLERK

DATE _____
Minutes were prepared by Deborah K. Brewer City Clerk