

The regular meeting of the Board of Trustees of the City of Smiths Grove was held Tuesday September 25, 1979, at 7:30 in the temporary City Hall. Board members present were Leland Anderson, Robert Appling, Charles Cowles, Carolyn Harlin. Others present were Board candidate Donald Watt, Mr. & Mrs. Sandlin. The meeting was preceded by the bid opening for City Hall and the Municipal Aid Program.

Mrs. Harlin called the meeting to order.

City Hall Bids- 1. "B" Builders- \$11,828.00\*  
2. Quality Construction \$15,163.21

Mr. Cowles moved, Mr. Appling seconded, to accept the low bid from "B" Builders. Motion carried.

Municipal Aid-1. State Contracting & Stone \$26.36/ton 2" Bit. Conc. Base  
27.51/ton 1" Bit. Surface  
2. Hart Pavers-College St. 2.80 sq. yd., Lawson Street 4.00 sq. yd.

Mr. Cowles moved, Mr. Anderson seconded to accept the best bid upon advice of Anderson Eng. since the bids were figured in different manners. Motion carried. State Contracting & Stone, Div. of Medusa Aggregates were the low bidder and will be awarded the contract upon State approval.

The minutes were handed to Board members to read. They were approved. The Clerk gave the Treasurer's Report, Tax Report, & Occupational License Report. (attached) The Clerk also presented the Financial Statement for the fiscal year July 1, 1978-June 30, 1979. (attached) Mr. Cowles moved, Mr. Anderson seconded its approval. Motion carried.

Bills: A bill for \$60.90 from Ballance Country Hams for the Firemen's Dinner was presented. Mr. Appling moved, Mr. Anderson seconded, that it be paid. Motion carried.

Committee Reports:

FIRE DEPT.- The forms have to be filled out for the list of needed items. Donald Watt offered to meet with Kenny Priddy on the 26th and get this done. Mrs. Harlin said the pumper test must be set up before bad weather. The Board decided to ask the new policeman to move cars from in front of the doors to the fire station. Mr. Anderson moved, Mr. Cowles seconded that the City paint the area with a yellow line and put no parking signs there. Motion carried.

POLICE: Mr. Cowles stated that John Lowe takes over duties the first of the month. Mr. Watt has been notified. Judge Griffin also said he would look into getting the City a County police radio so we wouldn't have to go through Glasgow.

STREET DEPT: There is a 4-way Stop sign down at College & 4th near the school. that has to be put back up. Mrs. Harlin reported that a load of gravel was put on Kentucky Street.

CEMETERY: There have been some manpower problems since the boys have gone back to school. Marshall has had a hard time keeping up with the mowing. People have also been parking there and drinking beer. Mr. Lowe will be asked to patrol that area and get that stopped.

WATER: It is the Boards understanding that there is underground blockage from the recent high water. Warren County will keep us on until the November election. Mr. Liles reports there are no emergency funds available. A special election can not be held. Board members expressed concern over the fire hose laying out. There is always the possibility of it being cut or a rupture. Mr. Anderson moved, Mr. Appling seconded, that the City see if the money can be borrowed to have Warren County Water District lay the line and ask Warren Co. if they will accept the debt after the election, if the merger passes. Motion carried.

## OLD BUSINESS:

Sewer: The clerk took a copy of the Resolution passed by the Board to put the sewer question on the ballott to Charles Morehead. Mr. Morehead said he was not sure this was legal. Mrs. Harlin asked City Attorney, David Bryant, to explain to the Board. Mr. Bryant said that a City only has the authority the legislature grants it. In the case of the Water System the City owns it and therefore the people must approve its sale. The obligation falls on the City government to decide what is in the best interest of the City. Mr. Bryant checked with the State Attorney General who confirmed his findings. (opinion attached) There is no statutory provision for putting the sewer on the ballot. The Board will wait and see what Mr. Morehead's final decision is.

Occupational Licenses: Mr. Bryant explained that the City must set the tax rate yearly by Ordinance for the assessment of taxes and may impose taxes on franchises, businesses, etc. Our Occupational License Ordinance is confusing. The original was written in 1952. The previous Board changed this by a motion at a meeting rather than by Ordinance. The Board asked Mr. Bryant to draw up an Ordinance for the Occupational Licenses and Unloading Licenses within the City.

Bill Smith Garage: Mr. Bryant explained that this is a zoning ordinance enforcement. He stated the first step is a Court complaint.

Audit: Mrs. Harlin read a letter of engagement from Cook & Taylor CPA to do an audit for the fiscal year. Mr. Appling moved, Mr. Anderson seconded that the firm of Cook & Taylor be hired to do the audit. Motion carried.

Community Development: Mr. George Keen conducted a Community Development Hearing on the City's pre-application for 1980. (minutes attached) Hart Construction, low bidders on the demolition project, have not shown up and have had sufficient notification. Mr. Appling moved, Mr. Anderson seconded that the City accept the next lowest bid of Reed Construction from Glasgow. Motion carried. Condemnation proceedings have begun on Mr. Pearson's property. A H.U.D. representative was here and felt the money offered was a fair price. The financial statement was read. (attached) Mr. Cowles moved, Mr. Anderson seconded the financial statement be approved. Motion carried. Mr. Cowles moved, Mr. Anderson seconded that Board approval for a Rehab Grant indicated Board approval of the Building Permit. Motion Carried. When the application is presented and paid for the permit may be issued by the Clerk.

## NEW BUSINESS:

Building Permits: Thomas Webb-Storage building \$10,000. Mr. Appling moved, Mr. Anderson seconded the permit be granted. Motion carried. (79-22)

Wanza Jones- \$7,300. storage addition to house- Mr. Cowles moved, Mr. Anderson seconded the permit be granted. Motion carried (79-21)

Board of Adjustments: Mrs. Harlin explained that there were two vacancies on the Board of Adjustments due to Kendall Cannon and Gary Vincent moving. Gene Woods and Currie Milliken were nominated to fill these vacancies. Mr. Appling moved, Mr. Cowles seconded their appointments. Motion carried.

C. D. HEARING: Mrs. Harlin announced the next Community Development Hearing would be held Sept. 27, 1979, at 7:00 in City Hall.

The meeting was adjourned.

APPROVED:

Carolyn B. Hall  
Chairman, Board of Trustees

ATTEST:

Sue Edwards

City Clerk