

**City of Stanford
Special Council Meeting
Tuesday, March 12th, 2019**

I. Call to Order

Mayor Scottie Ernst called to order the special meeting of the City of Stanford Council at 6:30 pm on Tuesday, March 12th, 2019, at the Historic L&N Depot. Opening prayer was led by Councilman Miller, after which all recited the Pledge to the U.S. flag.

II. Roll Call

A roll call was conducted with the following council members present: Ella Mae Curlis, Ronnie Deatherage, Sara Givens, Peggy Hester, and Dalton Miller. Councilmembers absent: Dr. Naren James.

Also present were: John Hackley (City Attorney).

III. Approval of the Minutes

-02/07/2019 Regular Meeting. Motion was made by Councilman Miller (second by Councilwoman Curlis) to approve. All in favor, motion carried.

Later amendment: Motion was made by Councilwoman Curlis (2nd by Councilwoman Givens) to amend the heading of Section V. to read "Presented Department Reports" instead of "Presentation of Department Reports". Councilwoman Curlis, Givens and Councilman Miller voted aye. Councilwoman Hester and Councilman Deatherage voted nay. Motion carried.

-02/28/2019 Special Council Meeting. Motion was made by Councilwoman Curlis (second by Councilwoman Givens) to approve. All in favor, motion carried.

IV. Presentation of Budget vs Actual Report October 2018-February 2019, Craig Butler, KRB

Mr. Craig Butler with Kerbaugh, Rodes and Butler presented a report to the council of the October 2018-February 2019 budget versus actual numbers as well as a 2018 vs 2019 profit and loss report. Actual net income shows that we are well under budget numbers for revenue vs expenses. Craig reported that we are keeping our spending well under control and are showing a very good bottom line for this time of year. We have basically doubled our revenue over expense number for the 2019 year and shown tremendous results. All departments are in line and revenue is in line with what was projected. Coding to individual accounts that show a more accurate view of what is being received and spent was discussed and Craig indicated that he will be available to help with preparing our budget for the coming year.

V. Presentation by Donnie Gilliam, Emergency Management

Donnie Gilliam, Director and Patricia O'Quin, Deputy Director of Lincoln County Emergency Management presented the council with a packet of information concerning emergency management and what they are responsible for, presented a copy of the Lincoln County Emergency Operations Plan, and handed out an updated copy of the Hazardous Materials Response Ordinance that will need to be signed. The changes that have been made to the ordinance deal with EMS being able to recover their costs.

He emphasized that none of these plans supersede our individual city department plans, but is an overall plan for any disaster that would involve everyone on a wider scale.

-The County Hazardous Materials Response Team and the Search and Rescue Dive Boat is stationed at the Stanford Fire Department.

-150 participants and 49 agencies took part in their last exercise and training.

-Brian Jenkins has been named the Hazardous Materials Coordinator for the county. He is the city assistant fire chief.

-Lastly he shared the ability of the Lincoln EMS team to be able to respond to Hazardous Spills without having to call the Pulaski County Team resulting in a significant cost savings for the county/city.

He invited anyone who would like to get more information, to attend the LEPC monthly meetings. There is also a Unite Safe Communities Coalition that meets at noon the same day of the LEPC meetings.

VI. Presented Department Reports

Reports from Code Enforcement, Fire Department, Water Department, Police Department and the General Ledger were given to the council to review along with minutes from the last Architectural Review Board Meeting and a breakdown of City Attorney expenses.

VII. 2nd Reading of Amended Ordinance 110.11, Ordinance Annexing the Area Approximately One-Half Mile South of Stanford Along US 27 and Including the Surrounding Properties

Motion was made by Councilman Miller (2nd by Councilwoman Givens) to have the second reading of the Amended Ordinance 110.11, Ordinance Annexing the Area Approximately One-Half Mile South of Stanford Along US 27 and Including the Surrounding Properties. All in favor, motion carried. Second reading of the ordinance was completed by Jone Allen, City Clerk.

VIII. 2nd Reading of the Amended Ordinance to Annex Area West of US Highway 27 and East of KY Hwy 590 Containing 68.745 Acres

Larry Nunemaker questioned if changing this designation allowed for the grandfathering in of any of this property. City Attorney advised that the answer to this question is no. Our position is that we are simply correcting a typographical error, and the area has always been zoned B3. Motion was made by Councilman Miller (2nd by Councilwoman Curlis) to have the second reading of the Amended Ordinance to Annex Area West of US Highway 27 and East of KY Hwy 590 Containing 68.745 Acres. All in favor, motion carried. Second reading of the ordinance was completed by Jone Allen, City Clerk.

IX. Declare Surplus Equipment (Lift)

A Copy of the estimate for repair (\$15,820) from Southern Kentucky Industrial Equipment was shared and it was determined that it is not cost effective to repair the Genie Z lift that the street department currently uses and the lift should be removed from service.

Motion was made by Councilwoman Hester (2nd by Councilman Deatherage) to declare the lift as surplus. All in favor, motion carried.

Resolution 2019-0312 was read and signed declaring the lift surplus. An invitation to bid was published in the Interior Journal on 3/14/2019 stating that bids will be accepted until 3/29/2019 and will be opened at the 4/04/2019 regular meeting.

X. Appointment of Chad Davis to the Architectural Review Board

Mayor Ernst shared that he has asked Chad Davis to serve on the Architectural Review Board and he has accepted. Motion was made by Councilwoman Curlis (2nd by Councilwoman Hester) to accept the appointment of Chad Davis to the Architectural Review Board. All in favor, motion carried.

XI. Discussion of Comprehensive Plan

Councilwoman Hester submitted that the City Comprehensive Plan is to be updated every 5 years and she did not believe ours has been updated in the last 25-26 years. Mayor Ernst stated that he thought we did this last fall. Councilman Deatherage submitted that our plan has not changed all that much, our infrastructure, to warrant spending the money to completely update the plan. We can however go in as we did last fall, and update whatever things need changed. State law says we must do it every five years, but we as a city update it yearly.

It was suggested by Mr. Nunemaker and Mr. Jarrett that our new annexations are not updated in the plan. Mayor Ernst stated that those changes will be made once those annexations are complete. City Attorney John Hackley shared that the comprehensive plan is just that, comprehensive and not specifically detailed. The language is broad enough to cover annexations. The 2020 census figures will be used to update those numbers once they are complete.

XII. Questions On Opinion from Attorney General

Councilwoman Hester asked that two portions of the Attorney General's opinion concerning the executive meeting and the additional people in the executive session be discussed and stated that she does not feel that we have met the requirements. City Attorney John Hackley read from the February 7, 2019 meeting that said "The opinion was not that we cannot have an executive session concerning the reason given, or have the members present that were there. The opinion was that we did not give sufficient reason. The opinion states that the reason should have been described in more detail as to the nature of the meeting and why each board/personnel was requested to attend. If he, as City Attorney, had been more cautious in describing the reasons behind the session and attendees, then the executive session would have been compliant." He stated that we also discussed in much greater detail that the major concern was the tax implication. Ms. Whitehouse asked if the tax issue he referred to was still a concern. Mr. Hackley stated that as of January, he is now of the opinion after consulting with Kentucky League of Cities and researching the matter, we no longer have the concern. It is now our opinion that we were appropriately on the state map, regardless of the error in the ordinance.


Mr. Hackley apologized to Ms. Whitehouse for not preparing a detailed, written response, and never meant to disrespect or neglect her request. She stated that she shares his opinion that his description was not complete enough. She is satisfied with the current response and would love to see a working session covering these issues. Mr. Hackley agreed that it would be beneficial to all.

XIII. Report on Drainage Problem on Miller Street

Mayor Ernst shared that he has hired Eddie Sowers and James Ellison to fix the culvert and dig out the drainage ditch as weather permits. Councilwoman Curlis asked that her water issue be addressed as well. Mayor Ernst and Mr. Sowers looked at her drainage issue as well, and hope that when the street can be milled it will help the problem.

XIV. Adjournment

With no other business or citizen's comments, motion was made to adjourn the meeting by Councilman Deatherage (second by Councilwoman Givens). With all in favor, the meeting was adjourned at 8:42pm.

Minutes submitted by: Jone Allen  _____, City Clerk

 _____ Date: April 8, 2019
Scottie Ernst, Mayor, City of Stanford