

REGULAR COUNCIL MEETING
APRIL 4, 2006

PRESENT: Mayor Leda Dean
Councilman Sherman Berry
Councilman Duane Suttles
Councilperson Pearl Crum
Councilperson Pam Nash
Councilman Mark Strother
Attorney W. Jeffrey Scott
ABSENT: Councilman C. Mickey Callihan

Mayor Leda Dean called the meeting to order at 6:30 P.M.

Mayor Dean gave the devotion.

Mayor Dean recognized Frankie Rice on renewing the garbage contract for a term of five (5) years commencing with the date on which it is accepted and an additional five (5) year term on such terms and conditions as may be mutually acceptable to grantor and Grayson Sanitation, Inc. Asking for a \$1.00 increase on the residential rates. Residential - \$12.00 and Senior citizens - \$9.00. Commercial will be serviced by dumpsters where needed. Age for senior citizens is 65 and this will include disabled. This \$1.00 increase is for the in City customers. We gave the \$1.00 increase for out of City customers last fall. Contract is June 5th. Councilman Berry made motion to accept the contract with Grayson Sanitation, Inc. on the garbage collection. Seconded by Councilperson Nash. Motion carried. This constitutes first reading of the ordinance.

Mayor Dean informed the public that Kentucky Christian University's Social Policy Class is here tonight to observe.

Mayor Dean recognized Rhonda Hall from near the Nursing Home concerning the dogs in that area. Don't know where to go and don't know what to do. Someone is going to get hurt if something is not done with the dogs. Attorney Scott informed Mrs. Hall that every dog is entitled to one bite. The law is clear in Carter County and that is the leash law. It's final. You need to go to the County Fiscal Court. The County Dog Warden will take care of this, in the County, in the City of Grayson and the City of Olive Hill. You can go to the Circuit Court and ask for a copy of the judgement - City of Grayson vs. the County of Carter.

Mayor Dean recognized Alice Lauria from Promise Land Estate asking Council to reconsider their decision on their road. Mrs. Lauria presented council with a petition from the homeowners in that area. We would like a road that we can travel. A road that will be safe for the school bus, will not damage the vehicles and will allow the Post Office to deliver the mail. Attorney Scott informed Mrs. Lauria that the street is in the City. That is part of what was annexed into the City. As far as the City accepting that road and it being dedicated to the City so the City can take it over and maintain it the same as they would another street. The ordinances require that the landowner to get it fixed through City's specification before the City can accept it. Mr. McCoy has not done that. If the City took it over and fixed it, they would be treating the residents in that area different from any other area. You can get together and sue the owner. Get a Judge to put a lien on all property that he owns in Kentucky where he can't get rid of that property. If he doesn't pay for the fixing of the road, then have it sold and get your money to pay for this. The City did put some gravel up there, but we weren't suppose to do that, because it was not a dedicated street. We were just trying to help you get the school bus up there. Mrs. Lauria informed Council that she was not asking to have the street blacktopped, just maintained. The residents need to contact an attorney on this.

Mayor Dean recognized Jake Wells concerning the street behind his house that has grown up and the water drains down in his yard.

Mayor Dean recognized Darrell Hilton from Grayson Church of God wanting permission to pass out pamphlets on a Plan of Salvation in the streets. Will not be

soliciting for money. Mayor Dean informed Brother Hilton that they can only do this twice a year. May 13th and August 12th is open. Councilman Strother made motion to allow Grayson Church of God to use the streets on May 13th and August 12th. Seconded by Councilperson Nash. Motion carried.

Mayor Dean recognized Walter McDavid with the Street Department report. Need a flag for the City park. Walter to check to see where we can get one. Walter asked that the City declare the old bucket truck as surplus and take it to Mansback. Councilman Strother made motion to declare the bucket truck as surplus and take it to Mansback. Seconded by Councilman Berry. Motion carried. Mayor Dean informed Council that the Street Department are working on nuisances all over town. Will be time for them to get ready for Memory Days and doing the mowing. Discussion followed on the FIVCO grant that the Street Department does every year. They are applying for \$4,379.44 for equipment and repairs to the bucket truck. We might not get it all. It depends on their funding in the FIVCO area. Discussion followed on getting safety vest for the Street Department workers. Walter to go to Farmers Hardware and get four. Discussion followed on the Street Department bills. Need to add Grayson Utilities for \$385.96 for utilities. Councilperson Nash made motion to pay the Street Department bills and to include Grayson Utilities for \$385.96 for utilities. Seconded by Councilman Suttles. Motion carried.

Mayor Dean recognized Greg Felty with the Fire Department report for the month of March. There were a total of 38 calls for the month of March. 17 in the City and 21 out of the City. Discussion followed on attending a funeral in Elliott County for a fire-fighter that was killed in a car wreck. Tanker truck should be fixed. Discussion followed on Fire Department doing their dinner for Memory Days. Eddie Rucker sent word to Mr. Caummisar that they would do this. Discussion followed on the bills for the Fire Department. Need to add MCI for \$2.73 for telephone and Grayson Utilities for \$1,306.83 for utilities. Councilman Berry made motion to pay the Fire Department bills and to include MCI for \$2.73 and Grayson Utilities for \$1,306.83. Seconded by Councilperson Nash. Motion carried. The Clerk to check with Superintendent Haney on the Utility bill. Need to align another vehicle and a \$100.00 switch for one of the vehicles. Would like to use the bunker gear money to buy uniforms and badges. About \$2,000.00. Councilman Strother made motion to spend \$2,000.00 on uniforms and badges for the Fire Department. Seconded by Councilperson Nash. Councilman Suttles abstained. Motion carried. The Fire Department to get the vehicle aligned and get a switch.

Mayor Dean recognized Keith Hill with the Police Department report for the month of March. Discussion followed on hiring Marcum as a Police Officer. He is doing real good. Discussion followed on the grant to purchase two cruisers through USDA. They purchase one and the City will purchase one. The City is purchasing three cruisers. You will have four cruisers. They should be here within five more weeks. They are white. We can get them quicker if we order a specific color. The price would go up when the new ones come out. They were on the assembly line. Discussion followed on the interest rate at the Commercial Bank. Have talked to the bank and we can have the same rate for the additional cars. Councilman Suttles made motion to purchase the three cruisers and finance them through the Commercial Bank. Seconded by Councilperson Crum. Councilman Strother abstained. Motion carried. Discussion followed on the cost for the decals. The Clerk to check on the City's logo. Councilman Berry made motion to go into executive session to discuss personnel and possible litigation. Seconded by Councilperson Nash. Motion carried. Mayor Dean called the meeting back to order. Met in executive session and discussed personnel and possible litigation and no action was taken.

Councilperson Nash made motion to approve the minutes of the March meetings. Seconded by Councilman Berry. Motion carried.

Discussion followed on the budget. Councilman Suttles asked if we could add a calculation column. Where we should be at that time of the year on the budget. A percentage column.

Discussion followed on the Police Department bills. Need to add Unity Communication for \$9.75. Councilperson Nash made motion to pay the Police Department bills and to include Unity Communication for \$9.75. Seconded by Councilman Berry. Motion carried.

Discussion followed on the bills for Administration and Finance. Need to add Service Office Supply for \$97.96, Kentucky League of Cities for \$967.00 for dues, MCI for \$54.89, Jeff Scott for \$1,389.75 for legal fees, Grayson Sanitation for \$729.91 for the use of dumpster for cleaning up nuisance and Grayson Utilities for \$342.13. Councilperson Nash made motion to pay the bills under Administration & Finance and to include the above mentioned bills. Seconded by Councilman Berry. Motion carried.

Discussion followed on the line of credit at the Commercial Bank for \$80,000.00. Renews in the month of April. Councilperson Crum made motion to renew the line of credit at the Commercial Bank in the amount of \$80,000.00. Seconded by Councilperson Nash. Councilman Strother abstained. Motion carried.

Discussion followed on the Business license. Not all merchants are filling out the gross receipt. They will need to fill it out or they will pay the maximum. Discussion followed on making a simpler form. Councilperson Crum to get with the girls on this. The City stickers are on sale. Have called the businesses and asked them to fax a list of names and we will have them ready to pick up when they come by the office. Discussion followed on a public hearing on April 11th in the City building concerning the widening of Carol Malone Blvd. They will be taking some property. Utility lines will have to be moved.

Discussion followed on Planning & Zoning resubmitting their requests. #1 A request for general regulations for vehicles: Article 17.13 – existing for retail stores. One space per (100) square feet of the gross floor area. The new amendment -- one space per (150) square feet of net floor area. Article 17.20 – existing for business and professional offices. One space per (100) square feet of the gross floor area plus one (1) for each two (2) employees. The new amendments – one space per two-hundred and fifty (250) feet of gross floor area plus one (1) space for each two (2) employees. Based on City of Ashland policy, our current recommendations are still more restrictive than the policy adopted by Ashland. We believe these recommendations are more than adequate for Grayson business needs. Discussion followed on this being adequate. Councilman Strother made motion to approve the first recommendation on the parking. Seconded by Councilman Berry. Councilman Suttles voted nay. Councilperson Crum abstained. Motion carried. Attorney Scott to do the ordinances. Recommendation #2 Amendment to general sign regulations. All temporary signs must be set back a minimum of 10 feet from the edge of pavement and 10 feet from any adjoining property. Political and yard sale signs will not exceed eight (8) square feet in size and must abide by all regulations regarding visibility at intersections of Grayson Zoning Ordinance. Political signs will be posted no earlier than forty-five (45) days prior to the election and will be removed no later than seven (7) days following the date of the election. Yard sale signs may be posted no earlier than seven (7) days prior to the start of the yard sale and must be removed no later than two (2) days following the final day of the yard sale. Under no circumstances will political or yard sale signs be posted on utility poles. This recommendation is based on a request from the City. According to the Planning & Zoning minutes, there is no action taken as to the matter of campaign and yard sale signs.

Councilman Suttles leaves at 8:40 P.M.

Attorney Scott informed Council that the Planning & Zoning Board does give a reason for recommendation #1. Councilman Strother made motion to deny the second request from Planning & Zoning due to the inconsistency. Seconded by Councilperson Crum. Motion carried. Councilman Strother made motion to deny all other request from Planning & Zoning. Seconded by Councilperson Crum. Motion carried.

Mayor Leda Dean read resignation from Gary Salyer effective April 3rd 2006, from Planning & Zoning. Mayor Dean read resignation from Robert Caumisar from Planning & Zoning. Mayor Dean informed Council that she accepted both resignations with regret and asked Council if they knew of anyone that wanted to be on the Planning & Zoning Board to let her know.

Mayor informed Council that Roy Caskey has signed the lease on renting the building on South 7. Roy will be doing the repairs for the first two months for the rent.

Mayor Dean adjourned the meeting at 8:50 P.M.


MAYOR -- LEDA L. DEAN


CITY CLERK - MARTHA LEMASTER