

CITY OF CEDARVILLE
CITY COUNCIL MEETING MINUTES
October 17, 2017

The regular monthly City Council meeting was called to order by Mayor Mark Isenhower after he declared that a quorum was present. A moment of silence was followed by the pledge of allegiance. Council members present were Alderman Breshears, Alderman Johnson, Alderman McClendon and Alderman Odom.

A motion to approve the September regular monthly meeting minutes was made by Alderman Odom and seconded by Alderman Breshears. Passed 4-0

The financial report was presented by Treasurer Sandy Cook. End of September balances for each account were read. A motion to approve the October Financial Report was made by Alderman Odom and seconded by Alderman McClendon. Passed 4-0

DEPARTMENT REPORTS

No report was given for the Street Department. Street Supervisor Marlin Evans was absent due to health issues.

Police Chief Ken Howard reported 28 citizens calls, 4 assists for other agencies, 2 citations, 17 warning citations, 2 alarm calls, 5 accidents, 1 arrest, 9 felony and misdemeanor reports.

Fire Chief Don Rosson reported 9 medical calls and 3 fire calls. The department is continuing assessments of fire hazards on residential properties as part of the Fire Wise program.

PUBLIC COMMENTS

Bids have been received for the Neal Road Drainage Improvement project. The bids will be opened and read October 24th at 10:00 a.m. The Engineer will then list qualified bidders/bid amounts and recommend one to the council for award. A special council meeting will be held October 26th at 6:00 p.m. to award the bid.

Community Appreciation Day is scheduled for October 28 at the Cedarville City Park. Many vendors will be participating. The City will provide a lunch of hotdogs, chips and drinks.

The financial audit for 2015 and 2016 went well. When the final audit is received from the State Legislative Audit Municipal Section, it will be presented at the next council meeting.

UNFINISHED BUSINESS

Ordinance # 2017-08-15-1 establishing procedure for municipal maintenance of “red signed” roads within the city limits was presented for the second reading by Mayor Isenhower. A motion to suspend the second and third reading requirements was made by Alderman Odom and seconded by Alderman Breshears. Roll Call: Alderman Odom – yes, Alderman McClendon – yes, Alderman Johnson – yes, Alderman Breshears – yes. Passed 4-0

A motion to declare Ordinance # 2017-08-15-1 an emergency due to impending winter weather was made by Alderman McClendon and seconded by Alderman Breshears. Roll Call: Alderman Breshears – yes, Alderman Johnson – yes, Alderman McClendon – yes, Alderman Odom – yes. Passed 4-0

The Cedarville Senior Citizens Lodge, Inc. held an election on October 10, 2017 to determine the will of the members on whether or not to dissolve the Lodge’s non-profit corporation and transfer ownership of the corporation’s land and building to the City of Cedarville. The vote was 81 to 3 for the dissolution and real property transfer. A motion to adopt Resolution # 2017-10-17-1 authorizing the city to take ownership of the Cedarville Senior Citizens Lodge’s land and building was made by Alderman Breshears and seconded by Alderman Johnson. Passed 4-0

NEW BUSINESS

Adopting an ordinance to approve a contract with BPW Payroll Services was discussed as a result of an audit comment made by Auditor Miranda Liggett. Attorney Sean Brister researched the law concerning a contract and ordinance. The law states the ordinance should be made before entering into contract with a company who will make financial disbursements for the city. Since the City has had a contract with BPW for several years, and the City treasurer will perform payroll duties beginning January 2018, City Attorney Brister recommended there was no need to create an ordinance for the three remaining months. The discussion was tabled until the next monthly council meeting. The treasurer will speak to the auditor to determine the effect on the 2017 audit next year.

Mayor Isenhower requested the council amend the maximum engineering fee for the Neal Road drainage improvement project to \$7500. A motion to amend the

maximum engineer fee to \$7500 was made by Alderman McClendon and seconded by Alderman Odom. Passed 4-0

Mayor Isenhower recommended a \$300 monthly salary for the Fire Chief. Fire Chief Don Rosson will earn his bachelor's degree in Fire Science in a few months and works many hours each week as Fire Chief. Alderman Breshears suggested the amount be \$400 per month. A motion to pay the Fire Chief \$400 per month and transfer \$1200 plus payroll taxes to the payroll account for October through December was made by Alderman Odom and seconded by Alderman Johnson. Passed 4-0

Financing City road improvement was discussed. Does the city want to expedite road improvements by financing the cost up front and make payments using the city sales tax, or wait to improve the roads as the money accumulates? City Attorney Brister stated that, after review of the city sales tax ordinance, a bond attorney recommended that the City not apply for a bond to finance road improvements. Mayor Isenhower stated that Neal Road and Bewley Road are the most populated roads, .8 mile and .9 mile respectively, with a turnkey cost to chip and seal of approximately \$250,000. Dorothy Drive is the third most populated, .61 mile, and would cost just under \$60,000. The City's options are to seek a bank loan to chip and seal these roads or keep spending money on dirt road maintenance and wait until enough tax money is accumulated to do the work. The Council requested the Mayor and City Attorney research loan possibilities.

City Attorney Brister stated that a Cedarville citizen is threatening to seek litigation against the city concerning a road easement on the citizen's property. Alderman McClendon suggested taking no action at this time as the citizen has the burden of proof. All Council members were in agreement.

A citizen discussed a roadway boundary problem between the citizen and a neighbor.

A motion to adjourn was made by Alderman Odom and seconded by Alderman McClendon. Passed 4-0



MAYOR

RECORDER/TREASURER