

DECEMBER 18, 2012  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Jackson called the regular meeting to order on December 18, 2012 at 7:00 p.m. at Ashland City Hall, 109 East Broadway.

Alderman Wyatt gave the invocation.

Mayor Jackson led in the pledge of allegiance.

Mayor Jackson called the roll.

Ward One: David Thomas-here, Gene Rhorer-here

Ward Two: Randy Wyatt-here, Mike Calvert-here

Ward Three: Matt Uhrig-absent, Charles Calvin Crandall-here

Staff Present: Kelly Henderson, City Administrator, David Bandre, City Attorney, Charles Senzee, Community Development Director and Darla Sapp, City Clerk.

Mayor Jackson presented the agenda of December 18, 2012 for consideration. Alderman Thomas made motion and seconded by Alderman Calvert to approve the agenda as presented. Mayor Jackson called for the vote. Motion carried.

Mayor Jackson presented the minutes of December 4, 2012 for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to approve the minutes as presented. Mayor Jackson called for corrections or changes. Being none he called for the vote. Motion carried.

Mayor Jackson presented the bills to be paid for consideration. Alderman Wyatt made motion and seconded by Alderman Thomas to approve the bills as presented. Mayor Jackson called for questions or comments. The Board asked various questions. Mayor Jackson called for the vote. Motion carried.

Mayor Jackson reported the sales tax revenues for December look positive.

Charles Senzee, Community Development Director presented his December progress report to the Board. He updated them on the Planning and Zoning Commission meeting on December 11, 2012. He reported they reviewed rezoning of vacant Red Tail Drive properties from C-G to R-1; and Eagle Lakes Plat 3 Subdivision site plan and Moser's expansion site plan. He reported the draft Ashland Business District document is scheduled for discussion at the January 8<sup>th</sup> Planning and Zoning Commission meeting. He updated the Board on the building permits issued and code enforcement violations. The Board discussed these.

Mayor Jackson asked if anyone wished to appear before the Board. No one came forth.

Mayor Jackson presented Council Bill No. 2012-026 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Council Bill No. 2012-026, an ordinance to change the zoning of lots 102, 103 and 104 of Bluegrass South Estates from CG (General Commercial) to R-1 (Single Family Residential) for C.L. and Nancy Richardson. First Reading by title only. Mayor Jackson called for questions or comments. Wes Bolton from Allstate Consultants presented a preliminary re-plat of these lots that will be presented to the Planning and Zoning Commission. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Crandall-aye, Alderman Calvert-aye, Alderman Rhorer-aye, Alderman Uhrig-absent. Motion carried.

Mayor Jackson presented Ordinance No. 936 for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to take up Ordinance No. 936, an ordinance amending Chapter 28: Code Enforcement by inserting Article IV Insurance Proceeds-how handled. Mayor Jackson called for questions or comments. The Board discussed how this ordinance would work. Mayor Jackson called for the vote. Alderman Rhorer-aye, Alderman Thomas-aye, Alderman Calvert-aye, Alderman Wyatt-aye, Alderman Crandall-aye, Alderman Uhrig-absent. Motion carried.

Mayor Jackson presented Ordinance No. 937 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Ordinance No. 937, an ordinance to correct the spelling of Gordan Setter Circle to Gordon Setter Circle in Setter's Knoll Subdivision. Mayor Jackson called for questions or comments. Mayor Jackson called for the vote. Alderman Crandall-aye, Alderman Wyatt-aye, Alderman Rhorer-aye, Alderman Calvert-aye, Alderman Thomas-aye, Alderman Uhrig-absent. Motion carried.

Mayor Jackson presented Ordinance No. 938 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Ordinance No. 938, an ordinance to change the zoning of lots 102, 103 and 104 of Bluegrass South Estates from CG-(General Commercial) to R-1 (Single Family Residential) for C.L. and Nancy Richardson. Mayor Jackson called for questions or comments. Mayor Jackson called for the vote. Alderman Wyatt-aye, Alderman Calvert-aye, Alderman Crandall-aye, Alderman Thomas-aye, Alderman Rhorer-aye, Alderman Uhrig-absent. Motion carried.

Mayor Jackson presented authorization for the Mayor to sign on Disclosures by D.A. Davidson & Co. as Underwriter/Senior Managing Underwriter Pursuant to MSRD Rule G17 Certificates of Participation, Series 2013. Alderman Thomas made motion and seconded by Alderman Wyatt to authorize the Mayor's signature on the agreement. Steve Goehl of D.A. Davidson & Co. reported this is an underwriting agreement. He explained the agreement and the interest rates to the Board. Mayor Jackson called for the vote. Alderman Rhorer-aye, Alderman Calvert-aye, Alderman Thomas-aye, Alderman Crandall-aye, Alderman Wyatt-aye, Alderman Uhrig-absent. Motion carried.

#### Mayor's Report:

Mayor Jackson thanked the staff for the excellent appreciation dinners this last weekend. He informed the Board that Friday the employee appreciation dinner will be held at City

Hall at 11:00 am. He reported that the meeting for January 1 has been cancelled and the next Board meeting will be January 15, 2013.

City Administrator's Report:

Kelly Henderson reported he sent out some things via email in conjunction with the grant from DNR on well plugging and well head inspection plan. He informed the Board that Zach Hackett has resigned from his position with the City of Ashland. He reported we have had several police officers resign within the last couple of weeks. He reported they interviewed today for police officers. He stated that Alderman Crandall and Alderman Wyatt also served on this interview board. He updated the Board on the Main and Ash Street project testing. He informed the Board that they have raised 20 to 30 hydrants. Discussed inspection of the water tower and issues associated with that. He stated we would be going to bid on this project soon. He stated it will be around 100 thousand to 120 thousand dollars for these improvements. He submitted a receipt from Rudloff's at 609 Caspian Circle for extra materials for fence in the amount of \$161.97. David Bandre, City Attorney informed the Board that they are not under any obligation to pay this. The Board discussed this at length and there was a consensus of the Board of Alderman to deny reimbursement. He stated that he had information on sales taxes rates for the Board to review. Mr. Henderson reported the street department has done several concrete patches around town. Kelly Henderson asked the City Attorney to do research and get case law on sewer mains that we cannot find easements for.

City Attorney's Report:

David Bandre reported that the road and bridge agreement with the Boone County Commission has been signed. He updated the Board on working with the Boone County Court on getting a bond schedule for the City of Ashland. He stated he felt this is moving forward. The Board discussed this at length. There was discussion of the city warrants not getting entered into the system.

Board of Aldermen Report:

Alderman Rhorer discussed the e-mail they received referencing security at the school. David Bandre reported the school has been proactive in working on security. The Board discussed this and felt this should be directed to the school but agreed it was a community issue.

Alderman Crandall apologized for being unable to make the appreciation dinners this last weekend due to illness. He thanked the City Attorney for the response on a fee attached to criminal convictions. He reported they are working on getting a mules terminal for the Police Department to be able to do back ground searches and investigations.

Alderman Thomas made motion and seconded by Alderman Rhorer to adjourn the meeting. Mayor Jackson called for the vote. Motion carried.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor