September 11, 2017

The Common Council of the City of Glasgow, KY met in regular session on Monday, the 11th day of September, 2017 at 7:00 p.m. in the Council Chambers with the following persons present:

HONORABLE MAYOR: Dick Doty

COUNCIL MEMBERS: Jake Dickinson
                          Patrick Gaunce
                          Brad Groce
                          Stacy Hammer
                          Greg Harris
                          Wendell Honeycutt
                          Marna Kirkpatrick
                          Chasity Lowery
                          James Neal - absent
                          Freddie Norris
                          Gary Oliver
                          Marlin Witcher

There being a quorum present, the Mayor declared the meeting open for business.

Pledge of Allegiance

Council Member Marna Kirkpatrick opened the meeting with a prayer.

Prior to the Council Meeting, Pursuant to KRS 132.027 as amended by the Kentucky General Assembly Extraordinary Session of 1979, the City of Glasgow held a Public Hearing at 6:30 p.m. at City Hall to hear comments from the public regarding the proposed 2016 Tax Rates on Real and Personal Property. There were no questions or comments.

MOTION was made by Council Member Oliver to adjourn the Public Hearing
SECOND was by Council Member Kirkpatrick
VOTE unanimous approval of the Council

MINUTES OF COUNCIL
MEETING ON 08-28-17

MOTION was made by Council Member Dickinson for the approval and adoption of the 08-28-17 Council Meeting minutes
SECOND was by Council Member Hammer
VOTE unanimous approval of the Council
CONSIDER ACTION UPON ATTORNEY DANNY BASIL’S LETTER TO COUNCIL DATED AUGUST 25, 2017

Council Member Gaunce stated he would like to take action one way or another on this without pushing it down the road. Council Member Kirkpatrick stated her motion was tabled. Mayor Doty stated it was postponed until this week and it is on the agenda.

MOTION was made by Council Member Dickinson to move to pursue the removal the remaining board members with the exception of Freddie Norris

SECOND was by Council Member Oliver

Council Member Dickinson read some items aloud from Mr. Basil’s letter and some Kentucky Revised Statues (KRS), a copy of which he gave to the City Attorney. Council Member Dickinson called attention to paragraph three, in the third subset. Dickinson noted it says in the agreement that the Glasgow Electric Plant Board will continue to follow the model procurement act where they approved. Council Member Dickinson stated what it says to him is that they are to follow it if they please. Council Member Dickinson also read from KRS 96.780 saying the little TVA Act required “the Superintendent shall let all contracts, subject to the approval of the board, but may, without such approval of the board, obligate the Electric Plant Board on purchase orders up to an amount to be fixed by the board, not to exceed $20,000”. Council Dickinson stated this act needs to be followed. Council Member Dickinson said he also objects to the repayment of the $2,400,000 in $5 increments. Council Member Dickinson said he suggests the repayment be get a bond issued to pay it back all at once and makes some significant difference in the rate structure.

Council Member Lowery ask if the hearing proceeds if more taxpayer money will be spent. Council Member Lowery quoted part of Mr. Basil’s letter saying Mr. Basil feels that this board of directors or any other could do any better and still meet the demands necessary for a reasonable rate structure. Council Member Lowery stated her biggest concern at this point is taxpayer money. Council Member Lowery stated $20,000 has been spent and she is asking if more would be spent. Council Member Dickinson stated $2,400,000 of rate payer money has been spent. Council Member Gaunce stated $20,000 has been spent from the Plant Board. Council Member Gaunce stated the work TVA has done will have the bills passed on from the work they have done like any other business. Council Member Gaunce estimated $100,000 has been spent. Council Member Gaunce asked Council Member Dickinson that because of the little TVA Act, is that his reason to remove the board.

Council Member Dickinson said he disagrees with most aspects in Mr. Basil’s letter but those are two highlights. Council Member Gaunce asked Council Member Dickinson if he agrees or disagrees with the statement in Mr. Basil’s letter saying this board of directors or any other. Council Member Dickinson said he must disagree. Council Member Lowery stated she feels that all twelve members of the Council began this by wanting to help people and she feels that within the last six months there has been some progress made. Council Member Lowery said she does not know what will be done when the board is gone because not getting appointment to fill the
vacancy. Council Member Lowery mentioned for nine months the one board position is still vacant.

Council Member Hammer stated the Advisory Council has been formed and the Plant Board has tried to go with what that council has done. Council Member Hammer said she does not know how to vote right now because it is complicated.

Council Member Honeycutt said the compromises would save the customers $35,000 to $40,000 every month. Knowing in January there is another board members term that expires, so at that time, there would be three new members and two old members, which you would have a new majority of all three wanted to do something different than what had been done prior by the other two. Council Member Honeycutt said he does not see it worth continuing this issue and have a hearing. Council Member Honeycutt stated he does not agree in their decisions on what they have done and the issue was handled wrong telling people you just don’t understand the math and having people afraid to use their electricity and a better answer is needed. Council Member Honeycutt said he will not vote to re-appoint anyone that is on the board except Freddie because he is new to the board. Council Member Honeycutt said we are close enough to have a majority changeover and once the rate reduction in the customer charge takes effect, a $35,000 to $40,000 savings every month. Council Member Honeycutt stated is thinks it is time to put the issue to bed; thank you for compromising; we want to work with you; let’s try to do the right thing and put everything behind us and get on with City business.

Council Member Gaunce asked Council Member Dickinson if the lawsuit proceeds, would Mr. Basil’s service continue or would they get a new lawyer. Council Member Dickinson said he does not see any reason to get a new attorney. Council Member Dickinson said he just disagrees with the letter.

Council Member Norris stated this has been a learning experience for him. Council Member Norris said changes need to be made. Council Member Norris stated it is somewhat sad to learn that people have to be force to do the right thing and listen to the people. Council Member Norris said he thinks the people own the utility. Council Member Norris appreciates the compromised the Advisory Council has worked on. They worked hard. They didn’t agree on everything and he appreciates that. Council Member Norris said he is for, as these appointments come up, balancing that board and getting some new leadership.

**VOTE**

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<tr>
<th>Yes – 4</th>
<th>No – 8</th>
<th>AB – 0</th>
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<tbody>
<tr>
<td>Dickinson – yes</td>
<td>Kirkpatrick – yes</td>
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<tr>
<td>Gaunce – no</td>
<td>Lowery – no</td>
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<td>Groce – no</td>
<td>Neal – no</td>
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<td>Hammer – no</td>
<td>Norris – no</td>
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<td>Harris – no</td>
<td>Oliver – yes</td>
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<td>Honeycutt – no</td>
<td>Witcher – yes</td>
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**MOTION FAILED**
Danny Basil asked to address the Council. Basil said he feels like it needs to be formalized on the Council’s feeling on this matter. Basil stated he would like to write this up and present it back to the Council for their consideration and for a vote, maybe in two weeks. Basil stated there is an offer from the Council for the Board of Directors for what they are willing to do. Basil believes that at some point if there is not going to be a removal, then proceed in light of what those offers are so there is no misunderstanding in the future. Mr. Basil stated it could be left like it is, but he doesn’t know if that is in anyone’s best interest leaving it this way. Mr. Basil said he is asking for guidance on what he should do next.

Council Member Lowery asked the Mayor if she could make a motion, considering a motion was made not proceed to remove the board, a motion be made in regards to the letter presented to the Council on August 22, that Mr. Basil’s services come to an end. Council Member Lowery extended her appreciation to Mr. Basil for what he has done. Council Member Lowery stated she is assuming since it was not voted to remove the board, this issue is done. Mr. Basil said the Council has the power to remove the board if you ever have a change of heart. This is not a permanent decision. Basil said he is needing instruction on what his next step should be and this would terminate any further involvement he has in any of the issues, but it might be good for both sides to have some form of formalization. Mr. Basil said he thinks they need to acknowledge in some way the concessions, not in acceptance, but they are proceeding under the assumption of how these are how things will be in the future and this is how we want things to go. Council Member Honeycutt said his vote was on condition on them upholding what was offered and he thinks a memorandum of understanding between the two sides is a good idea. Council Member Lowery said she withdraws the earlier motion and she understands and they want the closure on this.

MOTION was made by Council Member Honeycutt for Danny Basil to draft a Memorandum of Understanding for the Council to evaluate at the next meeting
SECOND was by Council Member Harris
VOTE   Yes – 11   No – 1 (Dickinson)  AB – 0

Before the vote, Council Member Gaunce recommended this be written jointly so both sides know what the expectations are.

ORDINANCE NO. ____________

ORDINANCE ---- 1ST READING ---- AN ORDINANCE ESTABLISHING THE 2017 TAX RATE FOR THE CITY OF GLASGOW

A proposed ordinance was presented for the first time and caused to be read for the first time.

MOTION was made by Council Member Hammer for the first reading approval of the Ordinance
SECOND was by Council Member Groce
RESOLUTION NO. 2017-2358

RESOLUTION EXPRESSING SUPPORT FOR THE SEPARATION OF THE COUNTY EMPLOYEES RETIREMENT SYSTEM FROM THE KENTUCKY RETIREMENT SYSTEMS

A proposed resolution was presented and caused to be read

MOTION was made by Council Member Honeycutt for the approval and adoption of the Resolution
SECOND was by Council Member Lowery
VOTE unanimous approval of the Council

RESOLUTION NO. 2017-2359

RESOLUTION AUTHORIZING OFFERING OF SALE OF A NONEXCLUSIVE FRANCHISE FOR CONSTRUCTION AND MAINTENANCE OF FIBER OPTIC INFRASTRUCTURE FOR HIGH SPEED INTERNET CONNECTIVITY

A proposed resolution was presented and caused to be read

MOTION was made by Council Member Hammer for the approval and adoption of the Resolution
SECOND was by Council Member Kirkpatrick

Prior to the vote, there were questions and comments made by various Council Members, Mayor Doty and the City Attorney.

VOTE Yes – 10 No – 2 AB – 0

Dickinson – yes Kirkpatrick – yes
Gaunce – yes Lowery – yes
Groce – yes Neal – yes
Hammer – yes Norris – yes
Harris – yes Oliver – yes
Honeycutt – no Witcher – no
ANNOUNCEMENTS:

THE CHAMBER OF COMMERCE QUARTERLY BREAKFAST NAMING THE INDUSTRY OF THE YEAR WILL BE HELD AT BARREN RIVER STATE PARK LODGE ON FRIDAY, SEPTEMBER 15, 2017. COUNCIL MEMBERS WISHING TO ATTEND MAY PICK UP THEIR TICKETS AT THE CHAMBER OFFICE.

A COMEDIC READING, A MAN AND HIS PROSTATE, WILL BE AT THE PLAZA THEATRE ON FRIDAY, SEPTEMBER 15TH FROM 7:30 TO 9:00. TICKETS ARE $28 AND ARE AVAILABLE AT THE PLAZA THEATRE.

ROCK ROLL PHENOMENON, QUIET ROCK WITH HOUSE OF LORDS WILL BE AT THE PLAZA THEATRE ON FRIDAY, SEPTEMBER 22, 2017 AT 8:00. GENERAL ADMISSION TICKETS ARE $34. VIP TICKETS ARE $50 WITH MEET AND GREET. TICKETS ARE AVAILABLE AT THE PLAZA THEATRE.

THE ANNUAL B&PW ARTS AND CRAFTS FAIR ON THE SQUARE WILL BE HELD SATURDAY, SEPTEMBER 23, 2017 FROM 9 AM UNTIL 3 PM.

MAYOR DOTY EXTENDS GREAT APPRECIATION TO THE POLICE DEPARTMENT AND ANIMAL CONTROL PERSONNEL IN ASSISTING BRAWA FOR THEIR WORK IN MOVING THE PETS TO SAFETY DURING THE LAST STORM EVENT.

THE BUDWEISER CLYDESDALES WILL BE AT BEAVER TRAIL PARK ON THURSDAY, SEPTEMBER 28, 2017 FROM 4:00 P.M. TO 8:00 P.M. THERE WILL BE OUTDOOR CONCERTS, FOOD VENDORS, GAMES AND PONY RIDES FOR CHILDREN.

There being no further business to come before Council, Council Member Oliver made a motion for adjournment, Council Member Neal seconded. Motion carried.

__________________________________  DICK DOTY, MAYOR

ATTEST:

__________________________________  JAMIE MCFARLIN
CITY CLERK