

City of Orchard Grass Hills City Council Minutes

June 12, 2012

Mayor Yarberry called the meeting to order at 7:46 p.m.

Council Members Present: Bob Dalton
Doug Lalli
Scott Pierce
Connie Kirchner
Jami Springer

Others Present: Mayor Yarberry
Kyle Hubbard – City Attorney
Ruth LeMaster – City Clerk
Angi Johnston – City Engineer
Kim Taylor – City Treasurer
Emma Hartlage
Steve Moss
Chris Barnes

Absent: Jim White

MINUTES

A **Motion** was made by Doug Lalli to dispense with the reading of the March, 2012 minutes. Jami Springer **seconded the Motion. The Motion passed.** A **Motion** was made by Bob Dalton to approve with amendment the March, 2012 minutes. Doug Lalli **seconded the Motion. The Motion passed.** A **Motion** was made by Jami Springer to dispense with the reading of the May, 2012 minutes. Scott Pierce **seconded the Motion. The Motion passed.** A **Motion** was made by Scott Pierce to approve with the May, 2012 minutes. Bob Dalton **seconded the Motion. The Motion passed.**

TREASURER'S REPORT

The Treasurer's Report and Profit & Loss Budget vs. Actual Report for May, 2012 was presented by Kim Taylor. Bob Dalton made a **Motion** to accept the May, 2012 Treasurer's Report. Doug Lalli **seconded the Motion. The motion passed.**

Attorney Jeff Ludwig for Insight called City Engineer asking where payment for cut cable line was. City Treasurer already paid it directly to Insight in June, 2012. She will contact the attorney and inform him payment was made.

Connie Kirchner presented audits for January 2012 through May 2012 and found no discrepancies.

POLICE REPORT

No Oldham County police were present at today's meeting. The May, 2012 monthly Oldham County police report summary was emailed to all city council members and staff, reviewed and accepted.

PUBLIC DISCUSSION

A resident informed the City Council that many street signs have been vandalized or damaged. The stop sign at Woodreed Ct and Sideoats is bent. Mayor will do a drive through to check the status of street signs and will have them replaced or cleaned. The corner of Autumn Bent and West Orchard Grass has a stop sign obstructed by a large bush that needs trimming. The rental house tenants there have not cared for that area. City Engineer is tasked to investigate.

A resident at 9509 Poplar Hill Drive has a major drainage culvert next to his house. The area used to be all grass but now has a severe erosion problem. He spoke to the City Engineer about the foot and a half of erosion where water comes out of culvert. Culvert has overflowed during large rains. His is one of the last houses to build on the street. A neighbor who works for MSD tried to get the developer to fix it at the time, but they did not adequately address this. There is also erosion from water in his back yard. City Engineer visited the property on 5/29/12 after a large rain storm. The 10 foot easement area is where the water is rolling through. City Engineer will investigate further and propose a solution. Resident presented photos to City Engineer.

A Resident at 7324 Sideoats reported the house next door to him at 7326 Sideoats has been in foreclosure over a year. He and a neighbor cut the front lawn so curb appeal is maintained. They both use that driveway to park on so it looks inhabited. The backyard grass is really high. City Treasurer will find out who owns it and will alert the City Attorney. City will place a lien on the property and have the backyard mowed.

Resident also reports there is a chain link fence behind that same property and Leak Eliminators tore a part of it down as they worked and then did not replace it. Neighbors at 7322 and 7325 Sideoats also have some lawn damage from Leak Eliminators work that has not been addressed. City Engineer will contact Veolia to address the problem.

OLD BUSINESS

Scott Pierce called CES and they plan to start next week on the solar lights for the city signs.

Our budget for lawn and landscaping is \$10,000. Lawn and landscaping bids were received from Pendergest, Mullins, and A&E Enterprises (bid was incomplete). Council discussed the bids. Pendergest has been doing the city mowing, but there are areas that have not been addressed which they were contracted to take care of. Pendergest will mow at a cost of \$6,750 and Mullins for \$6,020. Landscaping costs for Pendergest are \$3850 and for Mullins, \$3485. Doug Lalli made a **Motion** to accept Mullins bid to do lawn care and landscaping for the City of Orchard Grass Hills. Connie Kirchner **seconded the Motion. The Motion passed.** The Mayor will contact the bidders with the result of the council's decision.

The new homeowner residing next to the home with the flooring business has a shrub that needs to be trimmed back from the sidewalk. Doug Lalli will speak to the homeowner about this.

New city logo ideas were presented from online vendor Vistaprint. EZ Street Hosting will be consulted for additional information about web hosting as the city explores a new web host for the city website. City Treasurer will contact present web host Fat Cow to see if we can pay month to month for present service rather than renew for an entire year.

Lawn on 7301 Autumn Bent has never been mowed. A truck, parked sideways on 7304 Sideoats, has been there a couple of weeks on the swale. 7314 Sideoats has a big gold car parked on the swale. Need a "no parking at any time sign" there. Kiesler rental house on Orchard Grass often has a minivan parked on parking

pad that juts out into the road, just west of the Briar Hill Park and creek. Poplar Hill wooden sign is back up near Haunz and 22 but within the allowed distance from the street.

ENGINEER'S REPORT:

City Engineer has visited 7327 W. Orchard Grass Blvd. several times. She and Mayor are formulating a plan of action. Ruts and damage on property were created by the Grasshoppers tree cutters. Grasshoppers Co. was forewarned by the tenants the lawn was too saturated for large machinery, but they persisted and caused damage. Frank Cline put down sod and re-graded the ruts. Tenants have 6 children and a high water bill already. City wants to take care of tenant's water bill for next 3 months to water the lawn area. City Treasurer will pay Frank Cline for the \$4,750 repair bill. A bill for that amount will then be sent to Grasshoppers who must reimburse the city for the cost of the damage incurred.

OC Sewer district looked at same property and later that same day there was a sewer back up due to work by Leak Eliminators affecting 2 houses on Orchard Grass as well as the property on 9200 Bermuda Ct. 7327 W. Orchard Grass Blvd was found not to be on a Siamese connection. The sewer issues remain a private property issue as the City Engineer and OC Sewer District have jointly investigated and the connection runs under the basement as does the sag. It is sloped properly back to the sewer main. The tap is tied into an upstream section of the line, but that is also a private property issue. Only 2 solutions – either run a new PSC to tie into the downstream or to put in an ejector pump. OC Sewer District met with the tenant and not the property owner. City Engineer will draft a letter and Mayor will send it with the results of the City Engineer's investigation, sent certified mail.

Work on 7441 W. Orchard Grass Blvd has not been subject to bid yet. Ad date will be Thursday June 21st. Mandatory pre-bid meeting will be on site at Q4 Engineering on June 25th. Bid opening will be the 29th. Prep for award will be on July 10th.

Catch basins in the road around the 7335 and 7333 stretch of W. Orchard Grass have unstable concrete around the grates. In rain they don't collect anything. \$6200 was estimated to repair one of the grates. There are many large sewer maintenance trucks on our roads lately are exacerbating the situation. Connie Kirchner made a **Motion** to repair the catch basin between 7335 and 7333 W. Orchard Grass Blvd not to exceed \$6400. Jami Springer **seconded the Motion. The Motion passed.** The city will use contingency funds to cover this.

ATTORNEY'S REPORT:

The flooring company's attorney wants the suit filed by the city to be dismissed. Doug Lalli spoke to a neighbor near the business/residence and reported the property owner had a front loader scrape the backyard for an unknown purpose. Trucks aren't parked there anymore, but there may need to be further investigation. City Attorney will extend the suit another month and ask Reed's attorney where the business has relocated and question what is happening with the owner's back yard.

No response from deceased Sideoats property's estate executor/inheritor so City Attorney will need to file a lien for back taxes and lawn mowing. He will continue to investigate the status of the estate. The mortgage company dropped the foreclosure suit.

BUDGET DISCUSSION:

City Treasurer gave a second reading of City of Orchard Grass Hills Ordinance No. 2012-1, AN ORDINANCE PROVIDING FOR THE ASSESSMENT OF ALL REAL PROPERTY WITHIN THE CORPORATE LIMITS OF ORCHARD GRASS HILLS, KENTUCKY, AND THE LEVYING OF AN AD VALOREM TAX THEREON FOR CITY PURPOSES. Currently the tax rate is .137 per \$100 of assessed value. The budget is based on no tax rate change.

Roll Call Vote:

Scott Pierce – for

Bob Dalton - for

Doug Lalli - for

Connie Kirchner – for

Jami Springer – for

The Ordinance was passed.

Kim Taylor gave a second reading of City of Orchard Grass Hills Ordinance No. 2012-2, AN ORDINANCE APPROPRIATING CERTAIN AMOUNTS OF MONEY FOR THE GENERAL OPERATING PURPOSES OF THE CAPITAL EXPENDITURES FOR THE CITY OF ORCHARD GRASS HILLS FOR THE FISCAL YEAR JULY 1, 2011 THROUGH JUNE 30, 2012.

Roll Call Vote:

Scott Pierce – for

Bob Dalton - for

Doug Lalli - for

Connie Kirchner – for

Jami Springer – for

The Ordinance was passed.

The City Treasurer presented the revised Budget Worksheet for July 2012 through June 2013 for discussion. Mayor and City council discussed an increase in the city clerk's salary which will become effective July 1, 2012.

ADJOURNMENT

Doug Lalli motioned for the meeting to be adjourned. Jami Springer **seconded the Motion. The Motion passed.** The meeting was adjourned at 10:07 p.m.

RESPECTFULLY SUBMITTED BY:

Darlene Yarberry, Mayor and Ruth LeMaster, City Clerk

Next meeting will be on July 10, 2012 at 7:30 p.m.