
**WINCHESTER BOARD OF COMMISSIONERS REGULAR MEETING HELD
MARCH 15, 2016 - 5:30 pm**

**PLEDGE OF ALLEGIANCE - Commissioner Book
INVOCATION - Commissioner Beach**

PRESIDING:

Mayor Edallen York Burtner

PRESENT:

Commissioner Rick Beach
Commissioner Kenny Book
Commissioner Shannon Cox
Commissioner Kitty Strode

City Manager Matt Belcher, City Attorney William A. Dykeman, and City Clerk Marilyn Rowe were present.

Upon determining that a quorum was present for the transaction of business, Mayor Burtner called the March 15, 2016 meeting to order at 5:30 pm in the Commission Chambers of City Hall.

PUBLIC HEARING

**Winchester Stormwater Disaster Recovery Community Development
Block Grant Close-out**

Mayor Burtner opened the public hearing and read the following public notice published in the Winchester Sun:

“This notice is intended to inform the residents of Winchester, Kentucky that the City of Winchester is in the process of closing out the Winchester DR Storm Sewer Rehabilitation Project. The project was funded in part by the Kentucky Community Development Block Grant Program. A public hearing will be held in the Commission Chambers of City Hall, 32 Wall Street, Winchester, Kentucky on Tuesday, March 15, 2016 at 5:30 pm. The purpose of this hearing is to review past use of funds and program performance. If there are any questions or comments about the project, please direct them to the following:

Mayor Ed Burtner, City Hall: 32 Wall Street, Winchester, KY 40391
(859)744-2821, TDD number: 1/800-648-6057

Discrimination Clause

The City of Winchester does not discriminate on the basis of race, color, national origin, sex, sexual orientation, gender identity, age, religion or disability, and provides, upon request, reasonable accommodation, including auxiliary aids and services, to afford an individual with a disability an equal opportunity to participate in all services, programs and activities. Any persons requiring special needs assistance should contact the City Manager’s office at (859)744-2821 at least five days prior to the meeting. The TDD number for the hearing impaired is 1/800-648-6057.

Written comments will be received until Tuesday, March 15, 2016.”

Betsy Laski, Public Administration Specialist at the Bluegrass Area Development District, was present.

With no comments regarding the Winchester Stormwater Disaster Recovery Community Development Block Grant - Close out, Mayor Burtner closed the public hearing.

COMMENTS FROM THE GENERAL PUBLIC CONCERNING ITEMS NOT ON THE AGENDA

Detra Newell, 47 Oliver Street, requested the City apply for a stormwater rehabilitation grant for the Spruce Court area.

Roy Hudson, 13 First Street, stated wood at the Freeman Corporation, 315 Magnolia Street, was termite infested.

PRESENTATION

Creation and Operation of a Substance Abuse Treatment Outreach Program

Clark County Health Department Director Scott Lockard made a presentation regarding a proposed "Harm Reduction Syringe Access Program" (HRSAP) that would do the following;

- Protect our community
- Protect our first responders
- Link injectable drug users to treatment

HRSAP is a public health program for people who inject drugs intravenously to reduce the spread of communicable diseases like Hepatitis C and B and HIV. The program would provide sterile syringes and needles and would properly dispose of contaminated equipment.

Mr. Scott stated that SB 192-Kentucky's Heroin Law passed in 2015 Regular Session enables the "Local health departments to operate a substance abuse treatment outreach program which allows participants to exchange hypodermic needles and syringes with the consent of the local board of health and the legislative body of the city or county in which the program would operate."

Mayor Burtner stated if it is the pleasure of the Board to adopt the proposed order he would recommend the following language be added to the order as follows:

"Now, therefore, be it ordered that the City of Winchester Board of Commissioners hereby authorizes and grants consent to the Clark County Health Department to create and operate a substance abuse treatment outreach program that allows participants to exchange hypodermic needles and syringes until January 31, 2017 with such consent granted and extended beyond that date only with an approval by the Board of Commissioners."

Commissioner Cox stated he could not support the program.

AN ORDER AUTHORIZING AND GRANTING CONSENT FOR THE CREATION AND OPERATION OF A SUBSTANCE ABUSE TREATMENT OUTREACH PROGRAM BY THE CLARK COUNTY HEALTH DEPARTMENT. On motion by Mayor Burtner, seconded by Commissioner Beach, with a 4-1 vote, with Commissioner Cox voting no, the Board approved Order No. 2016-28. This order was adopted as recommended by Mayor Burtner.

OLD BUSINESS

Pickup Truck for the Animal Control Staff

On motion by Commissioner Strode, seconded by Commissioner Cox, with unanimous vote, the Board approved the request from Clark County Magistrate Robert Blanton to fund up to \$8,000 for the purchase of a pickup truck for the animal control staff. The Clark County Fiscal Court budgeted \$20,000 for the purchase and the cost of the truck will be in excess of \$28,000 (State Contract price) excluding the cost of the box to hold the animals.

The Board requested that the Joint Revenue Sharing Committee work out the details of when and how the payment(s) will be made.

Depot Street Closing "Remember When Cruiserz "

On motion by Commissioner Cox, seconded by Commissioner Book, with unanimous vote, the Board approved the request from Todd Plummer to hold a car show on Depot Street, June 25, 2016 from 1:00 - 5:00 pm conditioned upon providing the City a certificate of liability insurance.

5K Race to Benefit Relay for Life Clark County

On motion by Commissioner Book, seconded by Commissioner Cox, with unanimous vote, the Board approved the request from Mandy Watts, KORT Physical Therapy - Winchester, to hold a 5K race on Rolling Hills Lane to benefit Relay for Life Clark County, starting at the Bluegrass Community & Technical College to Winchester Farms Dairy on April 17, 2016 from 2:00 - 5:00 pm. The Board did not approve closing Rolling Hills Lane, but approved providing a police escort for the runners during the race. It was noted a certificate of liability insurance had been provided.

NEW BUSINESS

Abandoned, Blighted , & Code-Deficient Properties

Due to illness, Laura Ross, Managing Counsel for Kentucky League of Cities Member Legal Services, was not able to be attend the meeting. Mayor Burtner stated the presentation on abandoned, blighted, and code-deficient properties will be made at a later date.

**Request for Street Closings for the 9th Annual Car Show
Shackelford Lodge #66 and Golden Link Temple #123 of the IBPEOW of Elks**

On motion by Commissioner Strode, seconded by Commissioner Cox, with unanimous vote, the Board approved the request from Shackelford Lodge #66 and Golden Link Temple #123 of the IBPEOW of Elks to block off Main Street from Lexington Avenue to Broadway and two side streets at the Courthouse on July 23, 2016 from 10:00 am to 2:00 pm for the 9th Annual Car Show. The approval was conditioned upon providing the City a certification of liability insurance.

Roy Hudson was present representing Shackelford Lodge #66 and Golden Link Temple #123 of the IBPEOW of Elks and stated the downtown businesses were in favor of holding the car show in the morning and early afternoon.

Funding for the Kentucky River Foothills Transit Service

The Board reviewed the memorandum from City Treasurer Debbie Bailey dated March 4, 2016 regarding the Kentucky River Foothills Transit Service. City Treasurer Debbie Bailey stated the Local Government Economic Assistance (LGEA) funds will be depleted prior to July 1, 2016. As of February 20, 2016 the bank account balance was \$7,375 with an invoice of \$2,375 being processed next week. The City will receive approximately \$2,000 in April, but there will not be enough funding to make it thru May or June (depending on the April distribution).

On motion by Commissioner Beach, seconded by Commissioner Book, with unanimous vote, the Board approved appropriations out of the Special Projects fund, Public Works Department, to cover the shortfall in the LGEA fund for the Kentucky River Foothills Transit Service.

Out-of-State Travel for Fire Department Personnel

On motion by Commissioner Cox, seconded by Commissioner Book, with unanimous vote, the Board approved the request from Winchester Fire/EMS Chief Cathy Rigney for out-of-state travel for Lieutenant Nick Riggs and Firefighter Paul Manning for a Respiratory Protection

Administration training class at the Center for Domestic Preparedness Facility, Anniston Alabama, April 17-21.

Youth Soccer League

City Manager Matt Belcher stated Leonard Shortridge, representing the Winchester Youth Soccer League, made a request on behalf of the Winchester Youth Soccer League for the City to appropriate \$500, materials only, to assist in repairing bathrooms at the City owned house, 2583 Van Meter Road. The house is currently used by the Youth Soccer League for bathrooms and a concession stand. City Manager Belcher advised the Winchester/Clark County Parks & Recreation will provide labor.

On motion by Commissioner Book, seconded by Commissioner Cox, with unanimous vote, the Board approved the request for \$500 from the Youth Soccer League for bathroom repairs.

ORDERS

AN ORDER DECLARING CERTAIN CITY OF WINCHESTER PROPERTY TO BE OBSOLETE AND SURPLUS:

- 1999 Dump Trunk, VIN No. 1GDM7H1C3XJ505891
- 2004 F-250, VIN no. 3FTNX21584MA12817
- Nozzles and parts
- Hand held lights
- Hose Testing Machine
- Various SCBA Masks
- 3 Laptops, serial nos. 343HHL0128, 343HHL0011, 343HHL0014
- 1996 Jeep Cherokee, VIN No. 1J4FJ28S9TL310086
- 35 Minitor Voice Pagers & Chargers
- Firehouse Safety Trailer
- 2006 International Ambulance, VIN No. 1HTMNAAMX6H296460
- 2014 Dodge Charger, VIN No. 2C3CDXAT8EH348400
- 2001 Chevy Malibu, VIN No. 1G1ND52JX16123244
- 2003 Ford Expedition, VIN No. 1FMPU16L43LB22790
- 2006 Ford Crown Vic, VIN No. 2FAHP71W26X114267
- 2005 Nissan Altima, VIN No. 1N4AL11D25N410043

On motion by Commissioner Book, seconded by Commissioner Beach, with unanimous vote, the Board adopted Order No. 2016-29.

AN ORDER DESIGNATING COMMUNITY TRUST BANK AS THE DEPOSITORY OF CITY FUNDS. On motion by Commissioner Cox, seconded by Commissioner Beach, with unanimous vote, the Board adopted Order No. 2016-30.

PERSONNEL ORDER (Second Reading)

AN ORDER AMENDING SECTION 5, PROMOTIONS, OF THE FIRE DEPARTMENT RULES AND REGULATIONS . On motion by Commissioner Cox, seconded by Commissioner Book, with unanimous vote, the Board adopted Order No. 2016-31.

Fire Chief Cathy Rigney was present.

PERSONNEL ORDER

AN ORDER EMPLOYING DREAMA SOUTHERLAND TO FILL THE POSITION OF COMMUNICATIONS OFFICER III (Winchester Police Department). On motion by Commissioner Beach, seconded by Commissioner Strode, with unanimous vote, the Board adopted Order No. 2016-32.

Police Chief Kevin Palmer was present.

COMMITTEE REPORTS

Commissioner Book stated the Bluegrass Rails-to-Trails Foundation has voted to allocate \$4,000 toward the purchase of an easement to widen the walkway-bikeway path to Lykins Park. Commissioner Book presented a check in the amount of \$4,000 to the Board.

Mayor Burtner expressed his appreciation to Commissioner Book and the Bluegrass Rails-to-Trails Foundation for their support.

GENERAL COMMENTS FROM MAYOR, CITY COMMISSIONERS, CITY ATTORNEY, AND CITY MANAGER

Commissioner Beach made the following remarks:

- Commended all First Responders for their efforts during the March 13, 2016 tragic fire on Springmist Lane that resulted in three deaths
- Reminded the Board of the Chamber Breakfast to be held at Holly Rood tomorrow

Mayor Burtner and Commissioners Cox, Strode, and Book echoed Commissioner Beach’s remarks regarding the recent fire.

Mayor Burtner stated Fire Chief Cathy Rigney had been nominated to represent Clark County at the Bluegrass Alliance for Women Impact Award and will be recognized at the annual Legacy Award Luncheon to be held March 22, 2016. Mayor Burtner noted that Commissioner Kitty Strode had won the overall award in 2012.

With no further business, on motion by Commissioner Beach, seconded by Commissioner Cox, with unanimous vote, the meeting was adjourned.

/s/Edallen York Burtner
Edallen York Burtner, Mayor

ATTEST:

/s/ Marilyn Rowe
Marilyn Rowe , City Clerk

Approved as presented at the April 5, 2016 City Commission Meeting