The Alexandria City Council met on the above date at 7:00 p.m. with Mayor William T. Rachford, Jr. present and the following members answering roll call:

Council Members:

Barbara Weber  Present  Bob Simon  Present
Stacey Graus  Present  Dave Hart  Present
Scott Fleckinger  Present  Joe Anderson  Present

Also present:

Karen Barto  City Clerk  Mike Duncan  City Attorney
Joe Alexander  Asst. Police Chief  Jeff Pohlman  Fire Chief
John Jewell  P&Z  Gail Jewell  Ethics
Ellis Lang  Ethics

Mayor Rachford led the pledge to the flag. Scott Fleckinger read the invocation.

APPROVAL OF MINUTES:

January 6, 2011 Meeting

MOTION: Dave Hart made a motion to approve the minutes of the January 6, 2011 meeting, seconded by Scott Fleckinger. All in favor, the motion passed 6-0-0.

VISITORS & GUESTS:

None

ORDINANCES & RESOLUTIONS:

Mike Duncan read the following:

Second reading:

ORDINANCE #2011-01 - An Ordinance of the City of Alexandria adopting the 2010 S-12 supplement to the City of Alexandria Code of Ordinances as prepared by the American Legal Publishing Corporation.

Mr. Duncan explained the law requires the City to update its Code of Ordinances. American Legal Publishing has taken all the new ordinances passed since the last update and incorporated them into the Code book. They also incorporate any statutory changes that have come about by the Kentucky General Assembly. Legal council has reviewed these changes and has determined they are accurate.

MOTION: Scott Fleckinger made a motion to adopt Ordinance #2011-01, seconded by Dave Hart. All in favor, the motion passed 6-0-0.

DEPARTMENT REPORTS:

None
OLD BUSINESS:

None

NEW BUSINESS:

APPOINTMENTS TO BOARDS & COMMISSIONS:
Mayor Rachford asked for approval of appointments/re-appointments to the following boards and commissions:

Planning & Zoning Commission: Rick Neltner (new)

MOTION: Dave Hart made a motion to appoint Rick Neltner to the Planning & Zoning Commission, seconded by Barb Weber. All in favor, the motion passed 6-0-0.

Board of Adjustments: Shirley Simon (re-appointment)

MOTION: Barbara Weber made a motion to re-appoint Shirley Simon to the Board of Adjustments, seconded by Dave Hart. All in favor, the motion passed 6-0-0.

Board of Ethics: Charlie Crow (re-appointment); Mary Ann Seibert (new)

MOTION: Dave Hart made a motion to re-appoint Charlie Crowe to the Board of Ethics, seconded by Scott Fleckinger. All in favor, the motion passed 6-0-0.

MOTION: Dave Hart made a motion to appoint Mary Ann Seibert to the Board of Ethics, seconded by Barb Weber. All in favor, the motion passed 6-0-0.

Code Enforcement Board: Linda Vogelpohl & Ray Pauly (re-appointments)

MOTION: Stacey Graus made a motion to approve the re-appointments of Linda Vogelpohl and Ray Pauly, seconded by Scott Fleckinger. All in favor, the motion passed 6-0-0.

Parks & Recreation Board: Pam Proctor (re-appointment); Rebecca Reese (new appointment)

MOTION: Dave Hart made a motion to re-appoint Pam Proctor to the Park & Recreation Board, seconded by Scott Fleckinger. All in favor, the motion passed 6-0-0.

MOTION: Scott Fleckinger made a motion to appoint Rebecca Reese to the Park & Recreation Board, seconded by Barb Weber. All in favor, the motion passed 6-0-0.

Property Maintenance Board: Herald Chandler (new appointment); Joe Schwarber (new appointment as an alternate)

MOTION: Dave Hart made a motion to appoint Herald Chandler to fill the unexpired term of Bob Simon, and to appoint Joe Schwarber as an alternate to the Property Maintenance Board, seconded by Scott Fleckinger. All in favor, the motion passed 6-0-0.

COMMITTEES OF COUNCIL:
Mayor Rachford stated there are 6 committees. Each council member will chair one committee and serve as a member of two others.

Finance Committee: Chair-Scott Fleckinger; Bob Simon; Joe Anderson

MOTION: Stacey Graus made a motion to approve the Finance Committee members, seconded by Dave Hart. All in favor, the motion passed 6-0-0.
Public Works Committee: Chair-Dave Hart; Barb Weber; Stacey Graus

MOTION: Dave Hart made a motion to approve the Public Works Committee members, seconded by Bob Simon. All in favor, the motion passed 6-0-0.

Annexation Committee: Chair-Stacey Graus; Scott Fleckinger; Barb Weber

MOTION: Joe Anderson made a motion to approve the Annexation Committee members, seconded by Dave Hart. All in favor, the motion passed 6-0-0.

Safety Committee: Chair-Barb Weber; Scott Fleckinger; Dave Hart

MOTION: Dave Hart made a motion to approve the Safety Committee members, seconded by Bob Simon. All in favor, the motion passed 6-0-0.

Beautification Committee: Chair-Bob Simon; Barb Weber; Stacey Graus

MOTION: Bob Simon made a motion to approve the Beautification Committee members, seconded by Joe Anderson. All in favor, the motion passed 6-0-0.

Personnel Committee: Chair-Joe Anderson; Dave Hart; Bob Simon

MOTION: Dave Hart made a motion to approve the Personnel Committee members, seconded by Bob Simon. All in favor, the motion passed 6-0-0.

Barbara Weber asked to schedule a Beautification Committee Meeting.

Mike Duncan recommended having regularly scheduled committee meetings, if possible. If not, then the meetings that are set are "special" meetings, and limited to only what is on the agenda.

Barbara asked that a special Beautification Committee Meeting be scheduled for February 17, 2011 at 6:00 p.m.

Dave Hart asked to set monthly Public Works Committee meetings at 6:30 p.m. prior to the first council meeting of each month.

Stacey Graus asked to set Annexation Committee meetings before the second council meetings in the months of March, June, September and December at 6:00 p.m.

Barbara Weber would like to call a Safety Committee meeting, but since Chief Ward is out, it will have to wait until he is able to attend.

SURPLUS ITEMS:

Mayor Rachford said these items need to be declared as surplus for sale:

- 2001 Ford Crown Victoria’s (2)
- 2003 Ford Crown Victoria
- 2002 Chevy K2500 Truck
- 1996 Infinity I-30
- Western V-box salt spreader
- Military Single Axel Trailer

MOTION: Barbara Weber made a motion to declare all of the above items as surplus, seconded by Dave Hart. All in favor, the motion passed 6-0-0.
COMMUNICATIONS:

Mayor Rachford reminded everyone to call Rumpke (877-786-7537) if they wish to get a recycle and/or trash receptacle.

The first Coffee with the Mayor will be held this coming Saturday, February 5, 2011 from 10:00 to Noon in the Council Chambers.

The first meeting in March will be a Town Hall meeting to be held in the Community Center.

KLC night in Frankfort is February 9th. Mayor Rachford has been in contact with Senator Stine and Representative Fischer, who will meet council in Frankfort.

The NKADD is having a Municipal Budget Workshop to be held at the Florence office on Wednesday from 5:00 – 7:30 p.m. He strongly encourages the members of the Finance Committee to attend, along with any others who may be interested. Please let the City Clerk know as soon as possible.

Five members of council attended the KLC City Official Training session in Lexington. Thanks to those members for attending.

Mayor Rachford asked council to review the Code of Ordinances in order to update them. He would also ask the P&Z to review the Zoning and Subdivision Regulations to make sure they are still current. In particular, any place where the phrase “up to the discretion . . .” or “at the discretion of . . .” the Mayor would like to have those phrases removed so the ordinances can be “tight”. Mr. Duncan recommended assigning the sections of the Code of Ordinances to the chairpersons of the committees that refer to those sections most.

Mayor Rachford would like to possibly change the parking on Viewpoint Drive in order to facilitate the snow plowing and travel in and out of Viewpoint. He wants to meet with the Police Chief and Public Works Superintendent to discuss this.

Certain areas of town are getting new street signs that are being put on top of the stop signs and are erected by Public Works. There are a few private streets, and he has drafted a letter to the owners to allow the City to put a street sign on them also.

Bob Simon thanked the City for allowing him to attend the classes last week, and he said he learned a lot. Scott Fleckinger and Barb Weber agreed.

Joe Anderson asked how long the Rumpke recycling and trash receptacles will be available.

VISITORS & GUESTS:

Marc Cutler, Beiting Drive – He thanked the Mayor for scheduling Coffee with the Mayor. He also had questions about the upcoming town hall meeting, i.e. whether it is considered an official council meeting, whether minutes will be taken, and will the topics suggested by the citizens be recorded into the meeting minutes. The Mayor answered yes to all questions.

Regarding updating Alexandria’s Code of Ordinances and Subdivision Regulations, Mr. Cutler brought up a recent incident in his subdivision, and he had questions about enforcing those ordinances. What makes a subdivision, and what ordinances or covenants of that subdivision are enforceable by the City?
Mr. Duncan explained that "subdivision" is defined under Kentucky law as any time a parcel of land is divided more than once. In a subdivision, a developer takes a tract of land, lays out streets and carves up the remaining land into lots. Subdivision Regulations that govern this are adopted and administered by the Planning Commission. Private or protective/restrictive covenants are laid out by the developer, and they are recorded at the courthouse with the plat. Then anyone who buys a lot in that particular subdivision is bound by those and can enforce those. They are not a public ordinance like subdivision regulations. Typically once the subdivision is laid out and lots are sold, that would indicate that the subdivision regulations of the City that were applicable at the time have been met. Then, once the subdivision is developed, lots are laid out and the streets are done, typically, that is the end of the subdivision regulation part of it. Then the ordinances that apply to the rest of the City go into effect.

Mrs. Weber further explained that as long as the Alexandria's regulations are met, the City does not object to swimming pools, outbuildings, etc. But in a particular subdivision, the developer may say that you cannot have a swimming pool or a detached building. The City cannot enforce those because they are not against the City ordinances, but rather they are against the covenants of the developer.

**ADJOURNMENT:**

**MOTION:** Barb Weber made a motion to adjourn, seconded by Bob Simon. All in favor, the motion passed with a 6-0-0 vote. Meeting adjourned at 8:46 p.m.

Karen M. Barto  
City Clerk

Date: 2-22-2011

Approved: 2-17-2011

William T. Rachford, Jr.  
Mayor

Date: 2/23/2011