

**Minutes of Regular Meeting  
Of City Council, Of the City of Perryville, Kentucky  
Held August 3, 2023, at City Hall**

Call to Order by Mayor Miller at 7:00 pm, with the Pledge of allegiance to Flag and prayer.

Members present: Mayor Carlos Miller, Councilman Pruitt, Councilman Lankford, Councilwoman Caldwell, Councilman Simpson, and Councilman Bailey.

Absent: Councilman Kernodle.

Presence of a quorum.

**Routine Business:**

- **Minutes July 6, 2023, Regular Meeting** were presented. Motion to accept the minutes as presented was made by Councilwoman Caldwell, seconded by Councilman Pruitt, no discussion, all in favor and motion carries.
- **Financial Report as of July 2023**, were presented. Motion made to accept the financial reports as presented by Councilman Bailey, and seconded by Councilman Simpson, no discussion, all in favor and motion carries.
- **Pending Bills were presented.** Motion to pay all the city bills made by Councilman Simpson and seconded by Councilwoman Caldwell, no discussion, all in favor and motion carries.

**Reports:**

- **Main Street** – written report, see attached report.
- **Beautification** – No meeting this month.
- **Fire Department** – Chief Stevens is out of town this week. Anthony Young gave the Fire Department Report. He stated we had 3 runs, Turtle Derby Assistance, added one new firefighter, wrapped up State Aid spending and new allocation should be coming soon. The SCBA cylinders are due for hydros, this is a requirement to be done once every 5 years. There should be an update soon on pricing for that to be done.
- **Police Department and Alcohol Beverage Control Department** – written report, see attached.

**Old Business:**

- **Generator Grant** – Peak usage from KU is around 1200kw. The generator that we are considering is triple that at 3500kw, which allows room for expansion. Motion made by Councilman Pruitt, seconded by Councilman Bailey to bid out for a new generator, no further discussion, all in favor and motion carries.
- **Harberson Park Marker** – David Walden quoted us with a \$500 marble marker, Harberson Family Park, in honor of Marvin Harberson, can add engraved likeness. Councilman Lankford suggested adding his middle name, “Hope.” Motion made by

Councilman Pruitt, seconded by Councilman Simpson to spend \$500 on marker, no further discussion, all in favor and motion carries.

- **Ordinance Amendment Penalty –**

**Ordinance 2023-004**  
**(Second Reading – Binding)**  
**Ordinance Amending Ordinance 2009-004**

The Amendment of Ordinance 2009-004 adds a penalty section to Title XI, §110.99 for the failure to obtain a business license as required under §110.02. Currently, §110.02 refers to §110.99 for the penalty, but none exists. The addition will read as follows:

Any person violating the provisions of §110.02 by failing to obtain an occupational license shall be guilty of a Class B Misdemeanor. They shall be fined a minimum of 10% of the occupational license fee per day of violation. Each day the violation is continued shall constitute a separate offense. Anyone violating any provisions where a different fine is not provided may be fined not less than \$25 nor more than \$100 for each offense.

Read by Councilman Pruitt. Motion was made by Councilman Simpson, seconded by Councilman Bailey for the second and binding reading of said ordinance. Mayor Miller asked for additional discussion, with none, a roll call vote was taken.

ROLL CALL: Voting Yea: Pruitt, Caldwell, Simpson, and Bailey

Voting Nay: Lankford

**The second reading of Amendment of Ordinance 2009-004 was approved by 4 to 1 vote.**

- **Fire House –** Councilman Pruitt made a motion to go into executive session for discussion of acquisition of property, Fire House, per KRS 61.810(1)(b), seconded by Councilman Simpson, all in favor and motion carries. Councilman Pruitt made a motion, seconded by Councilman Bailey, to come out of executive session, all in favor and motion carries. Motion made by Councilman Bailey, seconded by Councilwoman Caldwell to withdraw offer on building for the Firehouse. No further discussion, all in favor and motion carries.
- **Code Enforcement –** Motion made to take off the table made by Councilman Pruitt, seconded by Councilman Bailey for further discussion. All in favor, motion carries. Officer Paton clarified that citations cannot be issued by a Code Enforcement Officer who isn't a sworn officer. Councilman Bailey asked Chief Hatter if Stanford has a part-time code enforcement officer and if they are a sworn officer. Chief Hatter confirmed that they do have a code enforcement officer employed in Stanford. He is not a sworn officer. Mayor Miller stated that we would only need them for one day a week or two half days. Discussion included how many hours are needed, the officer would need to be knowledgeable about code enforcement, and if we have enough funds to pay a code enforcement position. Mayor Miller will contact the mayor in Stanford to find out what the pay is and how often they work. Motion made by Councilman Pruitt to table the discussion again until more information can

be gathered about the position, seconded by Councilman Bailey. No further discussion, all in favor and motion carries.

- **Vacant Lot** – Motion made by Councilman Bailey, seconded by Councilman Pruitt to take discussion off the table. All in favor, motion carries. City Attorney Whitney Johns researched what would be necessary to gift the lot to Main Street Perryville. She stated that Paris 82.083 is the statute that discusses selling or disposing of city property, and the rules about how to do this. She did not find any exception that this would fall under unless it could possibly be given to another government agency. She is waiting for a call back from the attorney at KLC to ask if she has any further guidance. Currently she believes it would need to be sold at fair market value unless there is some workaround with the Heritage Council. Further discussion included what type of insurance would be needed. This lot has been an expense for at least 9 years. If the city builds a playground and maintains it, it would still be an expense. Motion made by Councilman Pruitt to table again until more information can be gathered, seconded by Councilman Simpson. All in favor, motion carries.

#### **New Business**

- **Road Repair** – Mayor Miller stated the road needs new blacktop from Cox St to Lidell and asked if there were any other streets that needed repair. Anderson St and R.L. Sleet also need to be paved. Mayor Miller will get quotes on these repairs.

#### **Open Forum**

#### **Adjournment**

Motion to adjourn made by Councilwoman Caldwell, seconded by Councilman Pruitt, all in favor, motion carries. We are adjourned at 8:21 PM.

Adopted: \_\_\_\_\_

Approved: \_\_\_\_\_  
Mayor Carlos Miller

Attest: \_\_\_\_\_  
City Clerk, Trista Hinkle

*Minutes prepared by City Clerk, Trista Hinkle*