

**City of Lakeview Heights  
385 Circle Drive  
Morehead, KY 40351**

**MEETING OF THE CITY COMMISSION  
via Zoom  
THURSDAY, MARCH 4, 2021  
6:00 P.M.**

A meeting of the City Commission was held via Zoom and live-streamed on the City of Lakeview Height's Facebook Page with the following present:

**Commissioner Members Present:**

Sam Mason, Mayor  
Tim Miller, Commissioner  
Jim Fluty, Commissioner  
Mark Blankenbuehler, Commissioner

**Others Present:**

Amanda Mason, Clerk

**Commissioner Members Absent:**

James Hood, Commissioner

**CALL TO ORDER**

Mayor Mason called the meeting to order at 6:03 p.m.

**PUBLIC COMMENTS**

NONE

**MINUTES**

Commissioners Fluty and Blankenbuehler indicated several language/grammar corrections that needed to be made to the previous meeting minutes. Clerk Mason noted the corrections.

Commissioner Fluty made a motion to accept the previous meeting minutes as presented with noted corrections. Commissioner Miller made a second to the motion, and the motion carried.

**OLD BUSINESS**

**CRF Update – All funds exhausted**

Clerk Mason informed the commission that all of Lakeview's COVID Relief Funds had been exhausted and all paperwork has been submitted for reimbursement. The last reimbursement check should be received in the mail within a few weeks.

## **NEW BUSINESS**

### **Treasurer's Report**

The monthly financial report was presented by Treasurer/Clerk Mason. Commissioner Fluty asked if the clerk could separate deposits into individual line items. The monthly financial report was presented by Treasurer/Clerk Mason Commissioner Fluty made a motion to accept the Treasurer's report. Commissioner Blankenbuehler made a second to the motion, and the motion carried.

### **Resolution for Fuel Tax**

Mayor Mason presented an email from Benjamin Hamm that outlined KY House Bill 561 that pertains to Fuel Tax. He explained that the bill simplifies the process in which the motor fuel tax rate is calculated. Mayor Mason told the commission that if more money is going into this fund (motor fuel tax) it would increase the amount we could possibly receive for our Road Fund. Mayor Mason reminded the Commission that he sent them another link that provided feedback on the bill from other entities for them to review, if they desired. Mayor Mason contacted Mr. Hamm to determine what, if any, action needed to be taken, and Mr. Hamm indicated that the city could make a resolution to support the bill if they felt it was worthy of support. Mayor Mason explained that the commission could make a resolution or sit on the sideline and not formalize any support, but asked the commission to discuss what they felt would be best for the city and our residents.

Commissioner Fluty indicated that as a municipality it would be wise for us to support this bill, as it would benefit the residents of the City of Lakeview Heights.

Mayor Mason spoke about the expense that is incurred when the city blacktops different sections of the city's streets. Commissioner Miller agreed, adding that the blacktopping process is expensive and sometimes doesn't always last a long time.

Mayor Mason indicated that although the passing of this bill would increase taxes for residents across the state, those tax funds in Lakeview Heights would go to good use, especially when making repairs to the road.

Mayor Mason and Commissioner Miller brought up potential issues with the dam that the city could face in the future. Mayor Mason said he did not know if emergency funds could be requested as a preventative before the dam (or portions of it) gives way and extreme damage results.

Commissioner Blankenbuehler indicated that he would also be in favor of creating a resolution of support due to the needs associated with the current state of roads and infrastructure across the state and not just our city.

Based on the favorable discussion by the commission, Mayor Mason said he would draft a resolution and the Commission would have a special called meeting to review and vote on a resolution to support KY House Bill 561.

### **No Solicitation Stickers**

Mayor Mason spoke with the owner of Commercial Signs (Kris Kennedy) about the possibility of creating 'bump' signs (\$18 each), blade street (aluminum sign with reflective vinyl signs @ \$25-30 each). Mayor Mason said that these signs would not look like the current signs we recently purchased and would have an average life-span of around 7-8 years. Several of the current bump signs have lasted more than 15 years. If the previously purchased signs have a longer life-span and are nearly the same price, he would recommend that the commission purchase the signs that have the longest projected life span.

Mayor Mason also said that Mr. Kennedy said he could print 'No Solicitation' stickers for approximately \$1 each, if we were to purchase 25-30. If the city needed to purchase more stickers for residents, he could easily print more. Clerk Mason said that the price was very reasonable compared to the prices she has seen on Amazon. Commissioner Fluty asked if the city planned to give the stickers to the residents free of charge or charge residents for the stickers at our cost. Mayor Mason indicated, and the commissioners agreed, he felt it would be best if the city just gave the residents the stickers and the city would cover the cost.

Commissioner Miller made a motion to purchase up to \$40 worth of no solicitation stickers from Commercial Signs. Commissioner Fluty made a second to the motion, and the motion carried.

### **Letter from Lamb/Scott Attorney**

Mayor Mason shared the most recent the letter that the city's attorney Paul Stokes sent to Mr. Lamb's attorney on February 25, 2021. After Mr. Stokes's consultation with Kentucky League of City's attorney Chris Johnson, it was determined that Mr. Lamb's complaints were against the City of Lakeview Heights and Mayor Mason (as mayor, not private resident).

Mayor Mason also shared the most recent letter received from Ira Kilburn, the attorney who now represents both Don and Louise Lamb as well as Nikki and Adam Scott. Mayor Mason indicated that Mr. Stokes advised the commission that they had three days to provide the documents requested in the attorney's letter and indicated that the commission should establish what fee (per page) should be charged when requests are made for open records.

Commissioner Blankenbuehler questioned that if the documents were online, why couldn't the attorney print them off or whether a pdf copy be emailed. Mayor Mason

indicated that Mr. Stokes advised that since the letter indicated that they wanted a copy of the documents, then it is assumed to be a paper copy. Mayor Mason said that Mr. Stokes indicated that a typical fee for such documents ranges from \$1.00 - \$1.50 per page.

Commissioner Blankenbuehler indicated that he felt that to cover the expenses, a fee of \$1 per page would be reasonable, especially if that was the fee that Mr. Stokes (who has experience with such matters) indicated so.

Commissioner Fluty made a motion to charge \$1 per page for any copies made due to an Open Records request. Commissioner Miller made a second to the motion, and the motion carried.

Mayor Mason said that copies of the requested documents would be printed tonight and taken to Mr. Stokes tomorrow. All communication with the Lamb/Scott attorney will be completed through Mr. Stokes.

#### **ADJOURNMENT**

With no further business pending and through unanimous consent, the meeting was adjourned at 7:11 p.m.

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Sam Mason, Mayor

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Amanda Mason, City Clerk/Treasurer