

City Council for City of Duquesne met in Regular Session at 7:05 p.m. on Monday, August, 2012, at City Hall. .

Mayor Denny White called meeting to order. City Clerk gave invocation.

Roll call was taken. Mayor Denny White, Aldermen Dale Daniels, Frank Herron, George Reeve, Lisa Daugherty were present. Absent: none. City Attorney Mike Talley, Police Chief Kitch and 18 visitors were also present.

Agenda: Motion made by George Reeve, seconded by Lisa Daugherty, to approve agenda. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Minutes from July 9 and 23 (continuation of July 9 meeting) Regular Meeting were presented. No changes or corrections minutes were approved as presented.

Financial report for July was presented. Approved and filed for audit.

Court report for July was presented. As there were no changes or corrections, report was approved.

Public Hearing: Motion made by Dale Daniels, seconded by George Reeve, to continue with agenda items until 7:15 when Public Hearing was advertised to convene. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Virginia Sharp did not appear.

Bill 12-09 Establish Permanent 75' Setback for New Construction on Duquesne Road and 20th Street. Motion made by Dale Daniels, seconded by George Reeve, to read Bill 12-09 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-09 was read by title only. Motion made by George Reeve, seconded by Frank Herron, to accept first reading of Bill 12-09 by title only and move to second and filing reading of Bill 12-09 by title only. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-09 was read second and final time by title only. Motion made by George Reeve, seconded by Lisa Daugherty, to accept second and final reading of Bill 12-09 by title only and adopt as Ordinance 198. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Public Hearing for Proposed Ordinance to Modify Non-Conforming Land Uses: Motion made by George Reeve, seconded by Dale Daniels, to open public hearing. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 7:18 PM, Mayor opened Public Hearing. City Attorney Mike Talley explained current section that outlines non-conforming land uses did not consider natural disaster, like May 22 tornado. Currently, if non-conforming land use ceases to exist for more than six months, property would revert back to current zoning class.

Debra Giddens – 3838 E 16th: She felt this amendment was to accommodate one individual and questioned why it was needed.

Paula Bone asked if how many other property owners might be in similar situation.

Arnold Terry responded to Ms. Giddens: He wanted chance to rebuild and replace what he had before tornado and had started process to rebuild since March 2012.

As there were no other comments, motion was made by George Reeve, seconded by Dale Daniels, to close public hearing. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 7:50 PM, public hearing and regular session resumed.

Bill 12-10 Amend Ordinance 195 Suspend Lot Splits and Mini-Subdivision: Motion made by George Reeve, seconded by Lisa Daugherty, to table bill. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill 12-11 Modify Non-Conforming Land Use: Motion made by Lisa Daugherty to table bill. As there was no seconded, motion died. Motion made by George Reeve, seconded by Dale Daniels, to read Bill 12-11 by title only. Ayes: Aldermen Daniels, Herron, Reeve. Nays: Alderman Daugherty. Motion carried.

Bill 12-11 was read by title only. Motion made by George Reeve, seconded by Dale Daniels, to accept first reading of Bill 12-11 by title only and move to second and final reading of Bill 12-11 by title only. Ayes: Aldermen Daniels, Herron, Reeve. Nays: Alderman Daugherty. Motion carried.

Bill 12-11 was read second and final time by title only. Motion made by Dale Daniels, seconded by George Reeve, to accept second and final reading of Bill 12-11 by title only and adopted as Ordinance 199. Ayes: Aldermen Daniels, Herron, Reeve. Nays: Alderman Daugherty. Motion carried.

Building Commission: Motion made by George Reeve, seconded by Dale Daniels, to strike from agenda. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Business License Renewal Applications: Studio Bond Hair Salon was presented. Motion made by Dale Daniels, seconded by George Reeve, to accept renewal applications. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Public Comments: none.

Old Business: Update on City Matters: Lisa inquired status of obtaining to bids for street cuts. Attorney will write specs for advertisement.

New Business: Police Department Monthly Report: Chief Kitch presented report. Weed nuisance violations were mailed and public hearings will be held at 1 PM on Fridays for next several weeks, beginning on August 17.

He requested 3 printers for department at \$450 per unit. Motion made by George Reeve, seconded Lisa Daugherty, to approve purchase. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Bill Summary: July outstanding bills of \$21,894.81; and \$234.67 for Sewer and Wastewater Fund were presented. Motion made by Dale Daniels, seconded by George Reeve, to pay outstanding bills as presented. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried.

Other Updates & Reports: Lisa Daugherty gave update on website. Number of hits keeps going up.

Planning & Zoning Commission: Mayor stated work session is scheduled for August 17 to discuss lot split and mini-subdivision regulations.

Require Separate Meters: Motion made by Lisa Daugherty to require each structure and residence have separate water meters. City attorney said he would confer with utility company on its policies and report findings at September 12 meeting. Lisa rescinded her motion.

As there was no further business, motion was made by George Reeve, seconded by Lisa Daugherty, to adjourn meeting. Ayes: Aldermen Daniels, Herron, Reeve, Daugherty. Nays: none. Motion carried. At 8:20 p.m. meeting adjourned.

Terry Ingram, City Clerk