

**MINUTES OF THE REGULAR MEETING
OF THE ELIZABETHTOWN CITY COUNCIL
FEBRUARY 5, 2018**

The Elizabethtown City Council met in regular session in the Council Chambers of City Hall at 4:30 p.m. with Council Member Ronald Thomas presiding.

PRESENT: William R. Bennett, Marty E. Fulkerson, Terry Shipp, Ronald B. Thomas and Cindy D. Walker

ABSENT: Mayor Edna B. Berger and Tony Bishop

- I. SELECTION OF PRESIDING OFFICER:** It was moved by Council Member Bennett, seconded by Council Member Fulkerson and carried to elect Council Member Thomas as presiding officer. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.

Presiding Officer Thomas asked for a moment of silence in honor of the passing of Rev. B. T. Bishop.

- II. INVOCATION:** Invocation was given by Council Member Cindy Walker.

- III. PLEDGE TO THE FLAG:** Presiding Officer Thomas led in the pledge to the flag.

- IV. APPROVAL OF MINUTES – JANUARY 16, 2018:** Minutes of the regular meeting held on January 16, 2018 were previously distributed to each Council Member for consideration. There being no corrections or amendments thereto, it was moved by Council Member Bennett, seconded by Council Member Walker and carried to adopt the minutes as written. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.

- V. PRESENTATIONS:**

ELIZABETHTOWN HERITAGE COUNCIL: Krista Levee, Executive Director, reviewed the activities for the Second Saturday event “Wine Around Town”.

- VI. ORDINANCES – SECOND READING:**

ORDINANCE NO. 06-2018 – AMENDING ZONING MAP FOR PROPERTY LOCATED AT 100 PAR LANE FROM COMMERCIAL-1 (C-1) TO COMMERCIAL-2 (C-2) AS REQUESTED BY THIRD GENERATION ENTERPRISES, LLC: It was moved Council Member Fulkerson, seconded by Council Member Bennett and carried to give second reading to the above ordinance. City Attorney Deborah Shaw read the ordinance. It was moved by Council Member Shipp, seconded by Council Member Walker to adopt the above ordinance. A roll call vote was taken.

Voted Aye: William Bennett, Marty Fulkerson, Terry Shipp, Ronald Thomas and Cindy Walker
Voted Nay: None
Absent: Tony Bishop

VII. ORDINANCES – FIRST READING:

- A. ORDINANCE NO. 07-2018 – AMENDING ZONING MAP FOR PROPERTY LOCATED AT 406 SOUTH MULBERRY STREET FROM COMMERCIAL-4 (C-4) TO COMMERCIAL-3 (C-3) AS REQUESTED BY CURT RAFFERTY: It was moved by Council Member Fulkerson, seconded by Council Member Shipp and carried to give first reading of the above ordinance. City Attorney Shaw read the ordinance. Second reading is scheduled for February 20, 2018.
- B. ORDINANCE NO. 08-2018 – AMENDING §34.01 OF THE CODE OF ORDINANCES REGARDING MEETING TIMES AND TERMS OF OFFICE: It was moved by Council Member Bennett, seconded by Council Member Walker and carried to give first reading of the above ordinance. City Attorney Shaw read the ordinance. Second reading is scheduled for February 20, 2018.
- C. ORDINANCE NO. 09-2018 – AMENDING SECTION 31.35 OF THE CODE OF ORDINANCES REGARDING ESTABLISHMENT OF NONELECTED CITY OFFICES: It was moved by Council Member Bennett, seconded by Council Member Walker and carried to give first reading of the above ordinance. City Attorney Shaw read the ordinance. Council Member Bennett asked for a clarification if this ordinance changes a name of a position or creates a new position. Charlie Bryant, Executive Assistant, stated this ordinance is creating a new position in conformance with KRS that will eventually replace the current Executive Assistant position. Second reading is scheduled for February 20, 2018.
- D. ORDINANCE NO. 10-2018 – AMENDING THE PERSONNEL AND PAY CLASSIFICATION PLAN AS PART OF THE BUDGET APPROVED BY ORDINANCE NO. 06-2017: It was moved by Council Member Bennett, seconded by Council Member Shipp and carried to give first reading of the above ordinance. City Attorney Shaw read the ordinance. Council Member Bennett inquired about the changes to the Planning Director and City Treasurer. Mr. Bryant explained that currently the Planning Director is a class 11 and will be changed to a class 10 and the City Treasurer is currently a class 8 and will be changed to a class 9. Mr. Bryant also noted that the City making sure that all positions are represented in the personnel plan. Second reading is scheduled for February 20, 2018.

VIII. MUNICIPAL ORDERS:

- A. MUNICIPAL ORDER NO. 03-2018 – AUTHORIZING OFFER TO PURCHASE PROPERTY LOCATED AT 317 HAYCRAFT STREET FROM VERNON AND PHOENIX

PEELER: It was moved by Council Member Walker, seconded by Council Member Bennett and carried to read the above municipal order. City Attorney Shaw read the municipal order. It was moved by Council Member Fulkerson, seconded by Council Member Shipp and carried to adopt the above municipal order. Council Member Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.

- B. MUNICIPAL ORDER NO. 04-2018 – APPROVING PARKING LEASE AGREEMENT WITH 19B, LLC: It was moved by Council Member Bennett, seconded by Council Member Walker and carried to read the above municipal order. City Attorney Shaw read the municipal order. Council Member Shipp expressed his concern regarding setting a precedents for leasing parking spaces when there is concerns regarding enough downtown already. Ed Poppe, Director of Planning & Development, explained that the policy has been to only lease parking spaces for residential purposes. It was moved by Council Member Bennett, seconded by Council Member Walker and carried to adopt the above municipal order. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.
- C. MUNICIPAL ORDER NO. 05-2018 – ACCEPTING BID FROM LENNIE WELCHER FOR CROP LEASE AGREEMENT FOR PROPERTY LOCATED ON BETHLEHEM ACADEMY ROAD: It was moved by Council Member Shipp, seconded by Council Member Fulkerson and carried to read the above municipal order. City Attorney Shaw read the municipal order. Council Member Walker inquired about the clause in the contract that the City would be responsible for damages. Matthew Hobbs, Natural Gas Engineer, stated that the clause is in the contract in case the City damages the crops such as digging the up. He noted that there are access roads to the equipment and the City has not paid for damages to crops in the past. It was moved by Council Member Bennett, seconded by Council Member Shipp and carried to adopt the above municipal order. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.
- D. MUNICIPAL ORDER NO. 06-2018 – APPROVING AGREEMENT WITH ROGER RIGNEY FOR DOWNTOWN REDEVELOPMENT GRANT IN THE AMOUNT OF \$5,500.00: It was moved by Council Member Bennett, seconded by Council Member Shipp and carried to read the above municipal order. City Attorney Shaw read the municipal order. It was moved by Council Member Bennett, seconded by Council Member Fulkerson and carried to adopt the above municipal order. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.

IX. CITY COUNCIL/INFORMATION ITEMS:

- A. Council Member Bennett thanked the Ancestry Trail Association for sponsoring the book fair this past weekend at Pritchard Community Center.
- B. Presiding Officer Thomas asked to keep the Tony and the Bishop family in your thoughts and prayers.

- X. **CLOSED MEETING:** It was moved by Council Member Walker seconded by Council Member Bennett and carried to close the meeting pursuant to KRS 61.810(1) to conduct deliberation on future acquisition or sale of real property by the City, to discuss the general nature of existing and possible litigation by the City and to discuss personnel which might lead to the appointment, discipline or dismissal of an individual employee, member or student. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.

- XI. **OPEN MEETING:** It was moved by Council Member Bennett, seconded by Council Member Fulkerson and carried that the meeting be opened. Council Members Bennett, Fulkerson, Shipp, Thomas and Walker voted aye.

- XII. **ADJOURNMENT:** It was moved by Council Member Shipp, seconded by Council Member Walker and carried that the meeting be adjourned. Council Members Bennet, Fulkerson, Shipp, Thomas and Walker voted aye. Meeting adjourned at 7:10 p.m.

EDNA B. BERGER, MAYOR

ATTESTED TO:

MARY CHAUDOIN, CITY CLERK