

**MINUTES OF COUNCIL MEETING**  
**NOVEMBER 23, 2008**  
**6:30 P.M.**

The Murray City Council met in regular session on Thursday, November 23, 2008, at 6:30 p.m. in the Council Chambers of City Hall, with Mayor Rushing presiding.

**Council Members Present:** David Ramey, Dan Miller, Pat Scott, Butch Seargent, Linda Cherry, Pete Lancaster, Jason Pittman, Robert Billington, Jane Brandon, and Bill Wells.

**Council Members Absent:** Danny Hudspeth and Jeremy Bell.

**Staff Present:** Chief Ken Claud, J. L. Barnett, Ron Allbritten, Dennis Thompson, Cathy Morris, Michael Skinner, David Roberts, Alan Lanier, Matt Mattingly, Harla McClure, and Warren Hopkins.

Minutes of the council meeting held November 13, 2008, were presented for approval. **Mr. Wells moved, seconded by Mr. Pittman,** to approve the minutes as written. With no discussion, Mayor Rushing called for a voice vote, which was unanimous in favor of the motion.

Mayor Rushing recognized Bill Wells, Chairman of the Finance/Personnel Committee and requested that he provide a report. Mr. Wells stated the committee met to discuss the possible adoption of a Drug Free Workplace Policy which included an Employee Assistance Program which would allow employees to contact a provider, LifeServices is recommended, and talk with the confidentially about issues like divorce, debt, and drug and alcohol issues. Overall, adoption of this policy would allow the City to recognize a 5% discount on our workers' compensation premiums. Mr. Wells stated that the committee reviewed Municipal Order 2008-022 which would adopt a Drug Free Workplace Policy and **moved, as unanimously recommended by the Finance/Personnel Committee** to approve said municipal order. **Mr. Pittman seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing recognized Dan Miller, Chairman of the Transportation Committee, and requested that he provide a report. Dr. Miller stated the committee met to discuss the \$220,000 grant the City received to build a sidewalk to connect the new southwest park on Doran Road; however, the park will not be built there. The State is allowing the City to use the funds for sidewalks in other areas. The transportation committee voted to begin construction on Sycamore Street from North 4<sup>th</sup> Street 16<sup>th</sup> Street. **Dr. Miller moved, as unanimously recommended by the Transportation Committee,** to begin construction on a sidewalk on Sycamore Street from North 4<sup>th</sup> to North 16<sup>th</sup> Street with an approximate cost of \$180,000. **Mr. Billington seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Dr. Miller stated that there is approximately \$53,000 remaining in Municipal Aid funds and approximately \$22,000 remaining from the paving budget. He stated the committee recommended that this remaining balance be spent on paving.

Mayor Rushing recognized Bill Wells, who chaired the Public Safety Committee. Mr. Wells stated the committee discussed bids for the police department portable radios. Mr. Wells stated the committee reviewed the following two bids:

Bidder's Name	Bid Amount
Jackson Purchase 2-Way Radio	\$34627.50
Jennings Communications	\$34627.50

Chief Claud stated that the bids are the same if you remove the cost of \$283.50 for a man-down internal switch and a cost of \$121.50 for the installation of same. He stated that the first set of portable radios was purchased from Jackson Purchase 2 Way Radio and their bid includes an extended warranty. **Mr. Wells moved as unanimously recommended by the Public Safety Committee,** to accept the bid of Jackson Purchase 2-Way Radio in the amount of \$34,627.50. **Mr. Billington seconded the motion.** With no further discussion Mayor Rushing called for the roll call vote which was unanimous in favor of the motion.

Mayor Rushing recognized Robert Billington, Chairman of the Public Works Committee, and requested that he provide a report. Mr. Billington stated the committee met to review bids for crushed limestone and chemicals. The committee received the following bids for both:

CRUSHED LIMESTONE BID

ITEM	ROGERS	VULCAN	PREVIOUS
#3	\$12.90	\$14.89	\$12.50
#57	\$12.90	\$14.89	\$12.50
DGA	\$12.65	\$14.39	\$12.25
#9	\$14.65	\$15.89	\$14.25
#78	\$14.65	\$15.89	\$14.25
CHANNEL LINING II (8" TO 10" RIP RAP)	\$14.80	\$16.89	\$14.50

CHEMICALS

ITEM	BRENNTAG	PREVIOUS BID PRICE
Bulk Sodium Hydroxide	\$1,386.00	\$641.00 Dry

(Caustic Soda Liquid) 50% Mercury Cell Grade	Dry Ton		Ton
Chlorine Cylinders Cylinders 1 Ton	\$519.00/Ton		.30/Pound \$600.00/Ton Deposit No
Sulfur Dioxide Cylinders 1 Ton	\$821.00/Ton		.31/Pound \$620.00/Ton Deposit No
Sodium Fluoride Pound Drums 125	.38/Pound \$47.50/125# Drum		.83/Pound \$103.75/125# Drum

**Mr. Billington moved as unanimously recommended by the Public Works Committee,** to accept the bid of Rogers Group for crushed limestone and Brenntag for Chemicals. **Dr. Miller seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

**Ordinance Number 2008-1477** (first reading) an ordinance amending Section 118.40, Alcoholic Beverage Control, Hours of Sale, by extending the retail sale for consumption of alcohol to 12:15 a.m. only on January 1, 2009, New Year's Day was presented to the council on a first reading. This will be for one year only. **Mr. Pittman moved, seconded by Mr. Lancaster** to approve said ordinance. Mr. Billington read a prepared statement that he is will be voting yes on this ordinance because of the compromise that was agreeable with the restaurant owners and the concerned citizens who were agreeable to allowing the restaurants to serve alcohol until 12:15 a.m. He stated that his decision was affected by Chief Claud who stated there have been no arrests or accidents in the last four years on the New Year's Eve holiday. Mr. Billington believes that our restaurants, hotels, and merchants need to be supported during this difficult economic time.

Mr. Seargent stated he is not in favor of compromising any of our present laws. He stated the citizens voted for the present alcohol law and all of the restaurants came into business knowing the time frame to sell alcohol. He questioned why we are doing it for one year and Mr. Pittman stated the reason was as a trial type basis to make sure that there were no problems with it and to give the council more control over the situation.

Ms. Cherry stated that her concern is that "one more toast" might be just one for the road. She stated her greater concern is for the safety for the citizens of Murray.

With no further discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

**AYES:** Pete Lancaster, Dan Miller, Pat Scott, Robert Billington, Jason Pittman, David Ramey, and Bill Wells.

**NAYES:** Linda Cherry, Jane Brandon and Butch Seargent.

Mayor Rushing declared said ordinance approved on a first reading by a vote of 7 to 3.

**Municipal Order 2008-023** appointing Kim Griffo to the Murray Calloway County Park Board for a four year term to expire November 25, 2012. **Mr. Billington moved, seconded by Mr. Pittman** to approve said recommendation. With no further discussion Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

With no further business to come before the council, the meeting adjourned at 6:51 p.m.

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H. Thomas Rushing, Mayor

Attest:

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Harla McClure, City Clerk