

## MINUTES OF COUNCIL

November 22, 2016

6:30 P.M.

The Murray City Council met in regular session Thursday, November 22, 2016, at 6:30 p.m. in the Council Chambers of City Hall with Mayor Jack Rose presiding.

**Council Members Present:** Jeremy Bell, Robert Billington, Johnny Bohannon, Wesley Bolin, Linda Cherry, Danny Hudspeth, Dan Miller, Jason Pittman, Pat Scott, Butch Seargent, Jane Shoemaker, Burton Young

**Council Members Absent:** None

**Staff Present:** Ron Allbritten, Tonya Guidry, Luke Crawford, Tim Fortner, Chief Liles, Cathy Morris, Chief Pologruto, Kim Wyatt, City Attorney Warren Hopkins

After a moment of silence, Danny Hudspeth led the Pledge of Allegiance to the Flag.

Mayor Rose welcomed Council members and guests and called the meeting to order.

The Minutes of the Council Meeting of November 10, 2016, were presented for approval. **Mr. Hudspeth moved; seconded by Mr. Pittman.** All present voted aye.

The Minutes of the Special Called Council Meeting of November 17, 2016, were presented for approval. **Dr. Young moved; seconded by Mr. Bohannon.** All present voted aye.

Mayor Rose presented the Mayor's Report as outlined below:

- a) Clean Stream Project update—Justin Smith reported on a successful pilot volunteer project which resulted in cleaner City waterways
- b) Street Department update—Ron Allbritten presented information regarding state and local transportation improvements as well as Fall leaf pickup
- c) Fire Department update—Chief Pologruto reported on recent Fire Department activities including a deployment to assist with wildfires in an eastern Kentucky state park and hazardous material response training/certification for 12 members of the Fire Department through Hazmat 1.

**Public Comment:** Mr. Tucker Adams, 7607 State Route 94 West commented on the proposed occupational license tax. Mr. Adams stated that while he did not endorse the occupational license tax proposed at the last meeting, he thought the data suggested such a change would be necessary at some point, and offered several suggestions (public input, defined maximum rate or tiered rate).

Sue Hood, 406 7<sup>th</sup> Street, commented on the proposed occupational license tax and stated that she thought the public should have more information and input on the subject. Ms. Hood also questioned some of the data presented at the last meeting regarding the proposed tax.

Tim Fortner, ABC Administrator, presented the Alcoholic Beverage Control report for the 1<sup>st</sup> quarter of the fiscal year (beginning July 1, 2016).

Mayor Rose recognized Finance Director Luke Crawford, who presented information regarding the impact of an occupational license tax on various household scenarios in the City of Murray.

The decision of whether to take action to proceed (or not proceed) with the drafting of an occupational license tax ordinance was discussed in great detail. After discussion, **Mr. Bolin moved** to table the action until the New Year and new council; **seconded by Dr. Miller**. After further discussion, Mayor Rose called for a roll call vote.

Ayes: Jeremy Bell, Robert Billington, Johnny Bohannon, Wesley Bolin, Danny Hudspeth, Dan Miller, Jason Pittman, Pat Scott, Butch Seargent, Jane Shoemaker, Burton Young  
Nays: Linda Cherry

Mayor Rose stated he may appoint a committee to address the issue in January or February. He said any Council member could contact him or Luke Crawford to further discuss data/options/ideas.

**Ordinance Number 2016-1716**, an ordinance amending Ordinance Number 2016-1705, which adopted the FY 2016-2017 City of Murray, Kentucky, Annual Budget by restating certain revenues and expenditures for the City of Murray Operations Budget in order to add a part-time legal assistant to the pay classification and change a part-time meter reader position to full-time was presented for approval on second reading. **Mr. Bohannon moved; seconded by Mr. Billington**.

Ayes: Jeremy Bell, Robert Billington, Johnny Bohannon, Wesley Bolin, Linda Cherry, Danny Hudspeth, Dan Miller, Jason Pittman, Pat Scott, Butch Seargent, Jane Shoemaker, Burton Young  
Nays: None

**Ordinance Number 2016-1717**, an ordinance amending Ordinance Number 2016-1705 which adopted the FY 2016-2017 City of Murray, Kentucky, Annual Budget by restating certain revenues and expenditures for the City of Murray Operations Budget in order to revise capital expenditures in the Public Works section was presented for approval on second reading. **Mr. Pittman moved; seconded by Mr. Bohannon**.

Ayes: Jeremy Bell, Robert Billington, Johnny Bohannon, Wesley Bolin, Linda Cherry, Danny Hudspeth, Dan Miller, Jason Pittman, Pat Scott, Butch Seargent, Jane Shoemaker, Burton Young  
Nays: None

**Ordinance Number 2016-1718**, an ordinance amending Ordinance Number 2012-1585 Alcoholic Beverage Control to bring City timelines into compliance with state ABC requirements was presented for approval on second reading. **Mr. Pittman moved; seconded by Ms. Shoemaker**.

Ayes: Jeremy Bell, Robert Billington, Johnny Bohannon, Wesley Bolin, Linda Cherry, Danny Hudspeth, Dan Miller, Jason Pittman, Pat Scott, Butch Seargent, Jane Shoemaker, Burton Young  
Nays: None

**Ordinance Number 2016-1719**, an ordinance amending City of Murray Code of Ordinances §118 ALCOHOLIC BEVERAGE CONTROL, specifically §118.075 (A), (B) AND (C) in order to include Sunday hours for sale and delivery under these sections was presented for approval on second reading. **Mr. Pittman moved; seconded by Mr. Scott**. Council discussed the amendment.

**Mr. Seargent moved** to amend Sunday hours for sale and delivery to the hours of 6:00 a.m. to 7:00 a.m. on Sundays; **seconded by Ms. Cherry**. After further discussion, Mayor Rose called for a roll call vote.

Ayes: Jeremy Bell, Johnny Bohannon, Linda Cherry, Danny Hudspeth, Butch Seargent,

Nays: Robert Billington, Wesley Bolin, Dan Miller, Jason Pittman, Pat Scott, Jane Shoemaker, Burton Young

The amendment failed. Mayor Rose called for a roll call vote on **Ordinance Number 2016-1719**.

Ayes: Robert Billington, Wesley Bolin, Dan Miller, Jason Pittman, Pat Scott, Jane Shoemaker, Burton Young

Nays: Jeremy Bell, Johnny Bohannon, Linda Cherry, Danny Hudspeth, Butch Seargent

**Ordinance Number 2016-1715**, an ordinance amending the City of Murray Code of Ordinances, Chapter 40: CODE ENFORCEMENT, all subsections, in order to bring the Chapter into compliance with Kentucky General Assembly House Bill 422, signed into law on April 9, 2016, was presented for approval on second reading. **Mr. Hudspeth moved; seconded by Ms. Shoemaker.**

Ayes: Jeremy Bell, Robert Billington, Johnny Bohannon, Wesley Bolin, Linda Cherry, Danny Hudspeth, Dan Miller, Jason Pittman, Pat Scott, Butch Seargent, Jane Shoemaker, Burton Young

Nays: None

With no other business before the Council, **Mr. Billington moved** to adjourn; **seconded by Mr. Bohannon**. All members present voted aye. The meeting adjourned at 8:12 p.m.

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Jack Rose, Mayor

ATTEST:

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June Batts, City Clerk