

MINUTES OF COUNCIL

June 14, 2018

6:30 P.M.

The Murray City Council met in regular session Thursday, June 14, 2018, 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, John Mark Roberts, Pat Scott, Jane Shoemaker, Burton Young

Council Members Absent: Dan Miller, Jason Pittman

Staff Present: Robert Byczynski, Dannetta Clayton, City Attorney Warren Hopkins, Tom Kutcher, Police Chief Jeff Liles, Bennett Moore, Cathy Morris, Jim Osborne, Kim Wyatt

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

After having a moment of silence, Mr. Bohannon led the Pledge of Allegiance to the Flag.

The Minutes of the Council Meeting of May 24, 2018, were presented for approval. **Mr. Roberts moved; seconded by Ms. Shoemaker. All members present voted Aye.**

Mayor's Report

- a) Mayor Rose recognized Jim Osborne to give an update on the Miller Annex building. Mr. Osborne stated on May 31, 2018, the keys of Miller Annex building were turned over to Calloway County. He stated (Deana Wright and Erin Carrico) from Murray Main Street, and the Convention and Visitors Bureau did a lot of cleaning and had the building in top shape.
- b) Mayor Rose recognized Tom Kutcher. Mr. Kutcher gave an update on the progress of three capital projects; the Wastewater Plant upgrade project, the Water Plant Clearwell project, and the East Clarks River Pump Station project.

Public Comment Mayor Rose recognized Ron Gladden. Mr. Gladden spoke in opposition of a smoking ban. He asked the City Council to exempt restaurants/bars from the smoking ban or to allow smoking on outside decks.

Mayor Rose recognized Dr. Robin Floyd. Dr. Floyd asked the City Council to provide an opted-out provision to businesses that have a designated smoking area.

Mayor Rose stated he asked Murray Calloway County Hospital CEO Jerry Penner and Murray State President Dr. Davies to be present at the Council meeting. He stated Dr. Davies was unable to attend and Jordan Smith, Murray State University Governmental Director, was in attendance. Dr. Young asked to hear from both of them regarding their smoke-free policies and any issues they have had. Mr. Penner gave an over-all report of the benefits of being smoke-free and the challenges the Hospital faced when they implemented a smoke-free policy. Mr. Smith stated the faculty, staff, and students have complied with the smoke-free policy, and it has been a positive thing on campus.

Mr. Billington asked Cathy Morris to explain the Wellness Program in regards to smoking. Ms. Morris stated the Wellness Program has different activities that employees have to complete. She stated one of those activities is to abstain from tobacco use or to be in the process of completing a tobacco cessation program.

The Council had an in-depth discussion regarding the Smoking Ordinance.

Mayor Rose recognized Public Safety Committee Chairman Robert Billington. Chairman Billington reported the Committee had a meeting prior to the Council meeting with two items on the agenda. Chairman Billington stated the first item on the agenda was a grant from Homeland Security to purchase tasers for the Police Department in the amount of \$49,260.00. He stated the grant required a resolution to be passed.

Resolution 2018-005 a resolution of the City of Murray, Kentucky authorizing the Mayor to make application for and, upon approval, to enter into an agreement with the Kentucky Office of Homeland Security (KOHS) Law Enforcement Protection Program, to execute any documents which are deemed necessary by KOHS Law Enforcement Protection Program to facilitate and administer the project and to act as the authorized correspondent for the project. **Mr. Billington moved for approval; seconded by Mr. Roberts. All members present voted Aye.**

Chairman Billington stated the second item on the agenda was a 911 Service Board Grant to update equipment in the Police Department's communication room in the amount of \$45,776.00. **Mr. Billington moved for approval; seconded by Roberts. All members present voted Aye.**

Mayor Rose recognized Personnel and Finance Committee Chairman Johnny Bohannon. Chairman Bohannon reported the Committee had a meeting prior to the Council meeting with two items on the agenda. Chairman Bohannon stated the first item was Ordinance Number 2018-1759. Chairman Bohannon recognized Kim Wyatt. Ms. Wyatt stated there are a few line items in the FY 18 budget that need restating. She stated those items were: proceeds from the sale of assets, Alcohol Beverage Control transfer to general fund for the sole purpose of off-setting general fund expenditures that are a direct result of enforcement and administration of alcohol sales in the City, and personnel expenses in the Planning Department.

Ordinance Number 2018-1759 (first reading) an ordinance amending Ordinance Number 2017-1738, an ordinance which adopted the FY 2018 City of Murray, Kentucky annual budget by restating certain revenues and expenditures for the City of Murray Operations Budget. **Mr. Bohannon moved for approval; seconded by Mr. Roberts.**

Mayor Rose called for a roll call vote.

Ayes: Mr. Bell, Mr. Billington, Mr. Bohannon, Mr. Bolin, Ms. Cherry, Mr. Hudspeth, Mr. Roberts, Mr. Scott, Ms. Shoemaker

Nays: Dr. Young

Chairman Bohannon stated the second item on the agenda was bids for sidewalk ADA compliance. Chairman Bohannon recognized Jim Osborne. Mr. Osborne stated federal law requires sidewalks to become ADA compliant when streets are re-paved. He stated there are 59 sidewalk intersections that need to be modified. Mr. Osborne stated bids were opened on June 14, 2018, at 2:00 p.m. He stated the low bid was from Youngblood Excavating & Contracting, in the amount of \$185,500.00. **Mr. Bohannon moved for approval; seconded by Mr. Billington. All members present voted Aye.**

Ordinance Number 2018-1758 (second reading) an ordinance authorizing the issuance of hospital facilities revenue refunding bonds (Murray-Calloway County Public Hospital Corporation), taxable series 2018 of the City of Murray, Kentucky in a principal amount of approximately \$15,000,000, the proceeds of which shall be loaned to Murray-Calloway County Public Hospital Corporation, a Kentucky Nonprofit Corporation, to refund, on an interim basis, the outstanding hospital facilities revenue bonds (Murray-Calloway County Public Hospital Corporation project), series 2010 that were originally issued to pay for the acquisition, construction, installation and equipping of certain hospital facilities located within the City of Murray, Kentucky which are suitable for use in the furtherance of health care and health related purposes of Murray-Calloway County Public Hospital Corporation; further authorizing the issuance of hospital facilities revenue refunding bonds (Murray-Calloway

County Public Hospital Corporation), series 2020 of the City of Murray, Kentucky in a principal amount of approximately \$15,000,000, the proceeds of which shall be loaned to Murray-Calloway County Public Hospital Corporation for the purpose of refunding said taxable series 2018 bonds; providing for the pledge of revenues for the payment of each such series of bonds; authorizing a supplemental loan agreement and supplemental indenture appropriate for the protection and disposition of such revenues and to further secure such bonds; authorizing a bond purchase agreement, a tax regulatory agreement; and authorizing other actions in connection with the issuance of each such series of bonds. **Mr. Bohannon moved for approval; seconded by Mr. Roberts.**

Mayor Rose called for a roll call vote.

Ayes: Mr. Bell, Mr. Billington, Mr. Bohannon, Mr. Bolin, Ms. Cherry, Mr. Hudspeth, Mr. Roberts, Mr. Scott, Ms. Shoemaker, Dr. Young

Nays: None

Ordinance Number 2018-1757 (second reading) an ordinance prohibiting smoking in all workplaces and public places. **Mr. Bolin moved for approval; seconded by Mr. Bohannon.**

Mayor Rose called for a roll call vote.

Ayes: Mr. Bell, Mr. Billington, Mr. Bohannon, Mr. Bolin, Ms. Cherry, Mr. Hudspeth, Mr. Roberts, Mr. Scott

Nays: Ms. Shoemaker, Dr. Young

Municipal Order 2018-006 Reappointing Melvin Henley to the Electric Plant Board for a four (4) year term to expire June 30, 2022. **Mr. Bell moved for approval; seconded by Mr. Roberts. All members present voted Aye.**

Mr. Billington read a letter expressing his thanks for being elected seven terms for City Council. He stated he is withdrawing his name from the City Council race in the November General Election.

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 7:35 p.m.

Jack Rose, Mayor

ATTEST

Dannetta Clayton, City Clerk