

MINUTES OF THE COUNCIL

August 22, 2019

6:30 P.M.

The Murray City Council met in regular session on Thursday, August 22, 2019 at 6:30 p.m. in the Council Chambers of City Hall with Mayor Bob Rogers presiding.

Council Members Present: Jeremy Bell, Wesley Bolin, Linda Cherry, Rose Elder, Danny Hudspeth, Monty McCuiston, John Mark Roberts, Pat Seiber, Terry Strieter, Burton Young

Council Members Absent: Dan Miller, Alice Rouse

Staff Present: Ron Allbritten, Jeremy Buchanan, Bob Byczynski, Danna Clayton, Marilynn Downey, City Attorney Warren Hopkins, Tom Kutcher, Jeff Liles, Bennett Moore, Jim Osborne, Greg Roberts, Justin Smith, Paul Wood, Kim Wyatt

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

After a longer than normal moment of reflection to remember Alice Rouse and the families of the Briggs & Stratton employees, Monty McCuiston led the Pledge of Allegiance to the Flag.

The minutes of the Council meeting of August 8, 2019 were presented for approval. **Mr. Roberts moved for approval; seconded by Dr. Strieter. All members present voted Aye.**

Mayor's Report

Mayor Rogers recognized Tom Kutcher. Mr. Kutcher announced that at the KY-TN Water Professional Conference, the Murray Water Plant received the Award of Excellence. Mr. Kutcher introduced Water Plant Manager Paul Wood and Lead Operator Greg Roberts.

Surplus

Mayor Rogers recognized Jim Osborne. Mr. Osborne gave an overview of the items to be declared surplus. He stated the surplus will be sold on GovDeals.com. **Ms. Seiber moved for approval; seconded by Mr. Roberts. All members present voted Aye.**

Mayor Rogers recognized Personnel and Finance Committee Chair, Danny Hudspeth. Chair Hudspeth reported the Committee had a meeting prior to the Council meeting with one item on the agenda: 2019 Proposed Tax Rate. He stated the Committee unanimously voted for the city attorney to draft an ordinance with the 2019 proposed tax rate of 0.3100, which is the same as the 2018 tax rate. **Mr. Hudspeth moved for approval; seconded by Mr. Roberts. All members present voted Aye.**

Ordinance Number 2019-1782 (first reading) an ordinance amending City of Murray Code of Ordinances Chapter 115: Solicitors and Peddlers, specifically to include necessary language for clarity in §115.02 Using Streets or Public Premises; Exception; §115.06 Mobile Food Vendor Pilot Program, specifically (A) Definitions, paragraph five (5); (C) Location of Mobile Vending, paragraph eleven (11), (D) Mobile Food Vendor Permits, paragraph three (3); (E) Modification of Pilot Program; (F) Indemnity for Benefit of the City & Insurance, paragraph two (2) and (G) Insurance, paragraphs two (2) and five (5). This ordinance shall be effective as of June 1, 2019.

Mayor Rogers recognized Justin Smith. Mr. Smith gave an overview of the updates to the ordinance.

Ordinance Number 2019-1780 (second reading) an ordinance amending City of Murray Code of Ordinances, §110 General License Requirements, specifically §110.02 Definitions; §110.03 Non-Residents; §110.05 Expiration; §110.08 Renewal; §110.10(C) License Tax Business Classification For Miscellaneous Business; §110.12 Taxes To Be Paid To City; §110.13 Exempt Businesses; and §110.99 (A) (B) & (C) Penalty in order to modify the text to ensure consistency and clarity and in order to recognize the substantial community benefits that result from special events, such as cultural enrichment, economic vitality and the enhancement of community identity and pride, as well as providing opportunity for family activities and non-profit fund-raising. Further this amendment is intended to improve, modify, clarify and streamline the procedure for purchasing a general license for a special event and to improve procedures for enforcement of the general license requirements for special events. **Mr. Roberts moved for approval; seconded by Mr. McCuiston.**

The Council had a brief discussion regarding the business license rates and the Council will look at the rates at a later time.

Mayor Rogers called for a roll call vote.

Ayes: Mr. Bell, Mr. Bolin, Ms. Cherry, Ms. Elder, Mr. Hudspeth, Mr. McCuiston, Mr. Roberts, Ms. Seiber, Dr. Strieter, Dr. Young

Nays: None

Ordinance Number 2019-1781 (second reading) an ordinance amending City of Murray Code of Ordinances Chapter 95 Streets and Sidewalks, specifically, §95.01 Emptying Commercial Water Onto Streets Prohibited; §95.02 Prohibiting Removal of Portion of Any Hard-Surfaced Street; §95.03 Prohibiting Deposit of Trash or Litter on Any Street; §95.04 Opening New Streets; §95.05 Unlawful Damage or Destroy Public Property Along Streets; §95.06 Street Department; §95.07 Ice and Snow on Sidewalks; §95.08 Roller-Skating on Sidewalk; §95.09 Riding Bicycle on Sidewalk; and removing §95.10 Bicycle Rules on Roads; and creating a new Subsection “Excavations and Construction”, Paragraphs §95.11 Prohibiting Removal of Any Hard-Surfaced Street and Encroachment Permit Requirements; §95.12 Unlawful Damage or Destruction of Public Property Along Streets; §95.13 Excavation in Street; and creating a new paragraph under “Road and Bridge Projects”, specifically §95.26 Not Applicable to Emergency Repair or Replacement; and creating a new Subsection “Sidewalks”, Paragraphs §95.30 Definitions; §95.31 Sidewalk Construction; §95.32 Defacing, Damaging or Destroying City Sidewalks; §95.33 Sidewalk Maintenance; §95.34 Ice and Snow and Other Obstructions on Sidewalks; §95.35 Riding Bicycle on Sidewalk; §95.36 Roller-Skating and Other Playing on Sidewalk, Street or Public Right-Of-Way; and creating a new Subsection “Obstructions”, §95.41 Unloading on Street or Sidewalk; §95.42 Street and Sidewalk Construction; §95.43 Materials on Street or Sidewalk; §95.44 Utilities; §95.45 Protection of Construction Site and creating a new Subsection “Bicycles”, §95.51 Bicycle Rules on Roads; and amending Penalty, §95.99 to clarify terms, to repeal sections no longer applicable, and to ensure compliance with other ordinances. **Mr. Roberts moved for approval; seconded by Ms. Seiber.**

Mr. Allbritten gave an overview of the updates to the ordinance and answered questions from the Council members.

Mayor Rogers called for a roll call vote.

Ayes: Mr. Bell, Mr. Bolin, Ms. Cherry, Ms. Elder, Mr. Hudspeth, Mr. McCuiston, Mr. Roberts, Ms. Seiber, Dr. Strieter, Dr. Young

Nays: None

With no other business before the Council, **Mr. Bell moved to adjourn; seconded by Ms. Elder. All members present voted Aye.**

The meeting adjourned at 7:00 p.m.

Bob Rogers, Mayor

ATTEST

Dannetta Clayton, City Clerk