

**October 24, 2011
Regular Meeting**

The Board of Commission of the City of Nicholasville convened in regular session on Monday, October 24, 2011 at 5:00 p.m. at the Nicholasville City Hall. Mayor Russ Meyer presided and the following Commissioners were present: Mr. Andy Williams, Mr. Peter Sutherland, Mr. John Collier and Mr. Doug Blackford.

Motion by Mr. Collier, seconded by Mr. Blackford to approve minutes for the special called meeting of October 3, 2011.

Yea

Mr. Sutherland, Mr. Meyer, Mr. Collier, Mr. Blackford, Mr. Williams

Motion by Mr. Blackford, seconded y Mr. Williams to approve first reading of ORDINANCE 818-2011: AN ORDINANCE AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE X, ECONOMIC DEVELOPMENT AUTHORITY, SECTION 2-104. TERM OF OFFICE, OF THE NICHOLASVILLE CODE OF ORDINANCES. (This ordinance amends Chapter 2, Administration, Article 2, Administration, Article X, Economic Development Authority, Section 2-104. Term of Office, of the Nicholasville Code of Ordinances to add that the City Appointed members shall not be appointed for more than two (2) successive terms.)

Yea

Mr. Meyer, Mr. Collier, Mr. Blackford, Mr. Williams, Mr. Sutherland

Motion by Mr. Collier, seconded by Mr. Sutherland to approve first reading of ORDINANCE 819-2011: AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF NICHOLASVILLE (The Joseph Group LLC, 2525 Harrodsburg Road, Suite 105, Lexington, KY 40504, Zone Map Amendment from R-1D (Single Family Residential) to R-1F (Single Family Residential) for approximately 7.51 acres; from R-1D (Single Family Residential) to R-1T (Single Family Residential) for approximately 1.63 acres; from R-3 (Multi-Family Residential) to R-1T (Townhouse Residential) for approximately 1.53 acres; from p_1 (Professional) to R-1T (Townhouse Residential) for approximately 0.31 acres; and P-1 (Professional) to R-1F (Single Family Residential) for approximately 0.11 acres of property located on Parcels A, B, C, D, and E, as shown on the Minor Amended Subdivision and Consolidation Plat for Ash Tree Properties, Unit 2A, Lots 64-68; Unit 2B, Lots 20-34; and Unit 2C, Lots 35-50 recorded in Plat Cabinet 11, Slide 201, and Lot 79, Ash Tree Properties, Unit 2E, Recorded in Plat Cabinet 11, Slide 22. These properties are located at Patmore Lane, Cimmaron Place and Lauderdale Drive, Nicholasville, KY 40356.)

Yea

Mr. Collier, Mr. Blackford, Mr. Williams, Mr. Sutherland, Mr. Meyer

Motion by Mr. Blackford, seconded by Mr. Collier to approve second reading of ORDINANCE 815-2011 AN ORDINANCE ADOPTING A BEST MANAGEMENT PRACTICES MANUAL FOR THE CITY OF NICHOLASVILLE. (This Ordinance adopts the Best Management Practices for Storm Water Management Manuel for the City of Nicholasville. It provides for schedules of activities, prohibitions of practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants directly or indirectly to storm water, receiving waters, or storm water conveyance systems.)

Yea

Mr. Blackford, Mr. Williams, Mr. Sutherland, Mr. Meyer, Mr. Collier

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Motion by Mr. Williams, seconded by Mr. Sutherland to approve second reading of ORDINANCE 817-2011: AN ORDINANCE AMENDING CHAPTER 19, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE I., SECTION 19-6. OWNERS TO CONSTRUCT, REPAIR SIDEWALKS, CURBS AND GUTTERS, REQUIRED FOR NEW CONSTRUCTION, OF THE NICHOLASVILLE CODE OF ORDINANCES, (This ordinance amends Chapter 19, Sidewalks and Other Public Places, Article I, Section 19-6. Owners to Construct, Repair Sidewalks, Curbs and Gutters, Required for New Construction, of the Nicholasville Code of Ordinances to permit waiver of sidewalks, curbs and gutters by abutting property owners when it is impractical to require same.)

Yea

Mr. Williams, Mr. Sutherland, Mr. Meyer, Mr. Collier, Mr. Blackford

Motion by Mr. Williams, seconded by Mr. Collier to accept terms of the letter dated September 30, 2011 from JJK-Schneider reference to public improvements in Brittany Heights Subdivision, Unit 1-B, Sections 2A, 2B, 2C, 2D, 2E, 2F, 2G, 2H, 3A, 3B and Unit 1-C, Section 3. as follows:

September 30, 2011

JJK-Schneider
989 Governors Lane
Suite 100
Lexington, KY 40513

The City of Nicholasville
Planning Commission
517 North Main Street
Nicholasville, KY 40356

Dear Gregory Bohnett:

In Re: Brittany Heights Subdivision, Unit 1-B, Sections 2A, 2B, 2C, 2D, 2E, 2F, 2G, 2H, 3A, 3B and Unit 1-C, Section 3.

This is to certify that we shall complete all repairs to the asphalt base and complete the 1.5" bituminous surface on or before the end of November, 2011.

We will also complete all of the remaining items on the Brittany Heights Subdivision punch list, dated April 28, 2010, plus any additional repairs which may become necessary before the acceptance of public improvements by the City of Nicholasville, before August 1, 2012. We further understand that our failure to complete the above items, within the time limits set out herein, will result in the City of Nicholasville immediately calling the posted letter of credit, or any extensions thereof.

Sincerely,



Jimmy Ball

Yea

Mr. Sutherland, Mr. Meyer, Mr. Collier, Mr. Blackford, Mr. Williams

Motion by Mr. Williams, seconded by Mr. Sutherland to approve accounts payable as listed in the amount of \$968,527.86

Yea

Mr. Meyer, Mr. Collier, Mr. Blackford, Mr. Williams, Mr. Sutherland

Motion by Mr. Williams, seconded by Mr. Sutherland to close Chestnut Street from Main Street to just beyond Second Street for the Nicholasville Baptist Church on Saturday, October 29, 2011 from 9:00 a.m. to 4:00 p.m.

Yea

Mr. Collier, Mr. Blackford, Mr. Williams, Mr. Sutherland, Mr. Meyer

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Motion by Mr. Collier, seconded by Mr. Williams to adjourn into closed session per KRS 61.810 (1) (c) for pending litigations.

Yea

Mr. Blackford, Mr. Williams, Mr. Sutherland, Mr. Meyer, Mr. Collier

The meeting adjourned at 5:46 p.m.

Russell Meyer, Mayor

Roberta Warren, City Clerk