April 13, 2015
Regular Meeting

The Board of Commission of the City of Nicholasville convened in regular session at 5:00 p.m. on April 13, 2015 at the Nicholasville City Hall. Mayor Pete Sutherland presided and the following Commissioners were present: Mr. Andy Williams, Ms. Betty Black, Ms. Patty Teater and Mr. Doug Blackford. Also present: William Miles Arvin, City Attorney.

Motion by Mr. Blackford, seconded by Mr. Williams to approve minutes as written for the March 23, 2015 regular meeting.

Yea
Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams

Motion by Mr. Blackford, seconded by Mr. Williams to approve first reading of ORDINANCE 911-2015: AN ORDINANCE AMENDING THE CITY OF NICHOLASVILLE, KENTUCKY ANNUAL BUDGET FOR THE GENERAL GOVERNMENT FOR THE FISCAL YEAR 07-01-2014 THROUGH 06-30-2015 BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT.

Yea
Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams, Ms. Black

Motion by Mr. Williams, seconded by Ms. Teater to approve first reading of ORDINANCE 912-2015: AN ORDINANCE AMENDING THE CITY OF NICHOLASVILLE, KENTUCKY ANNUAL BUDGET FOR THE UTILITY GOVERNMENT FOR THE FISCAL YEAR 07-01-2014 THROUGH 06-30-2015 BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF UTILITY GOVERNMENT.

Yea
Ms. Teater, Mr. Blackford, Mr. Williams, Ms. Black, Mr. Sutherland

Motion by Mr. Blackford, seconded by Mr. Williams to reappoint Mr. Billy Craycraft and Mr. Brian Welch to the Nicholasville Planning Commission for a four year term to expire May 1, 2019.

Yea
Mr. Blackford, Mr. Williams, Ms. Black, Mr. Sutherland, Ms. Teater

Motion by Mr. Blackford, seconded by Ms. Teater to approve the following refunds that exceed $1,500: Michael Wester, refund of 2014 Payroll Tax for 2014 in the amount of $2,391.74; Michael Wester, refund of 2013 Payroll Tax for 2013 in the amount of $3,430.56; Richard Johnson, refund of 2014 Payroll Tax for 2014 in the amount of $1,693.56; Goulds Discount Medical, refund of 2014 Payroll Tax for 2014 in the amount of $1,869.20; Earl Michael Castle II, refund of 2014 Payroll Tax for 2014 in the amount of $2,650.26; and Jorge Arias, refund of 2014 Payroll Tax in the amount of $1,701.08.

Yea
Mr. Williams, Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford

Motion by Mr. Blackford, seconded Mr. Williams to authorize the Mayor to sign RESOLUTION 04132015A: Authorizing Resolution of Legal Applicant for Filing of Loan Application and

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Appointing Appropriate Local Government Official and Successors-In-Title as Official Project Representatives of Federal Assisted Drinking Water Revolving Fund (State Revolving Loan Program) Project.

Yea
Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams

Motion by Ms. Teater, seconded by Mr. Williams to authorize the Mayor to sign a Conditional Commitment Letter (A15-090) for the Orchard Parallel Sanitary Sewer Project.

Yea
Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams, Ms. Black

Motion by Mr. Blackford, second by Mr. Williams to authorize the Mayor to sign Change Order #1 between the City of Nicholasville and ConnHurst, LLC for the Armory Place Watermain Improvements in the amount of $40,980.00.

Yea
Ms. Teater, Mr. Blackford, Mr. Williams, Ms. Black, Mr. Sutherland

Motion by Ms. Teater, seconded by Mr. Blackford to authorize the Mayor to sign Change Order #3 between the City of Nicholasville and Kenney, Inc for the Brookview Sanitary Sewer Improvements in the amount of $10,000.00.

Yea
Mr. Blackford, Mr. Williams, Ms. Black, Mr. Sutherland, Ms. Teater

Motion by Mr. Williams, seconded by Ms. Black to approve financials for period ending February 28, 2015.

Yea
Mr. Williams, Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford

Motion by Mr. Williams, seconded by Ms. Teater to approve accounts payable as listed in the amount of $1,417,325.00.

Yea
Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams

Motion by Mr. Williams, seconded by Ms. Black to hire Robert Huff and Rockland Thompson as 2nd Class Lineman, grade 24 at an hourly rate of $17.00 per hour effective April 14, 2015.

Yea
Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams, Ms. Black

Motion by Mr. Williams, seconded by Mr. Blackford to authorize the Mayor to sign RESOLUTION 04132015B: A RESOLUTION OF CONSENT TO TRANSFER OF CONTROL (Time Warner Cable to Comcast).

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Yea
Ms. Teater, Mr. Blackford, Mr. Williams, Ms. Black, Mr. Sutherland

Motion by Ms. Teater, seconded by Ms. Black to approve first reading of ORDINANCE 913-2015: AN ORDINANCE CREATING A FRANCHISE NOT TO EXCEED FIVE (5) YEARS, NON-EXCLUSIVE FRANCHISE FOR A CABLE TELEVISION SYSTEM WITHIN THE CONFINES OF THE CITY OF NICHOLASVILLE, SAID FRANCHISE PROVIDING FOR: FULL FINANCIAL AND SHAREHOLDER DISCLOSURE FOR NEW FRANCHISES ONLY; INDEMNIFICATION BY THE FRANCHISE GRANTEE AND ADEQUATE INSURANCE COVERAGE; TWO PERFORMANCE BONDS; REQUIREMENTS FOR COMPLETING CONSTRUCTION, PROVIDING DATA, TESTING THE SYSTEM AND MEETING MINIMUM OPERATIONAL STANDARDS; PENALTIES FOR VIOLATIONS OF THIS ORDINANCE; CONDITIONS OF ROAD OCCUPANCY, USE OF POLES AND CONSTRUCTION STANDARDS; MINIMUM REQUIREMENTS FOR EXTENDING THE SYSTEM; ACCESS TO COMMUNITY FACILITIES; PUBLIC, EDUCATIONAL AND GOVERNMENT ACCESS CHANNEL(S); EMERGENCY ALERT OVERRIDE; ANTENNA SWITCHES; STAND-BY POWER; TESTING AND ANALYZING THE SYSTEM AND PROOF OF PERFORMANCE; ESTABLISHMENT OF CONSUMER SERVICES STANDARDS, ESTABLISHMENT OF STANDARDS FOR BILLING PRACTICES; ESTABLISHMENT OF A COMPLAINT PROCEDURE; REFUNDS TO SUBSCRIBERS FOR FAILURE OF SERVICE; APPROVAL REQUIRED FOR A TRANSFER OF CONTROL; STANDARDS AND PROCEDURES ESTABLISHED FOR FORFEITURE OF THE FRANCHISE AND VALUATION OF THE SYSTEM; FORECLOSURE AND RECEIVERSHIP PROVISIONS; RESERVING GOVERNMENT RIGHTS IN THE FRANCHISE; ASSURANCES OF NONDISCRIMINATION AND EQUAL OPPORTUNITY IN EMPLOYMENT; AND PROTECTIONS OF SUBSCRIBER PRIVACY.

Yea
Mr. Blackford, Mr. Williams, Ms. Black, Mr. Sutherland, Ms. Teater

Motion by Mr. Williams, seconded by Ms. Black to authorize the Mayor to sign a PROCLAMATION proclaiming April 22, 2014 as EARTH DAY in Nicholasville.

Yea
Mr. Williams, Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford

Motion by , seconded by to adjourn into closed session per KRS 61.810 (1) (b) for deliberations on the future acquisition or sale of real property by the public agency.

Yea
Ms. Black, Mr. Sutherland, Ms. Teater, Mr. Blackford, Mr. Williams

The meeting adjourned at 6:20p.m..

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Roberta Warren, City Clerk

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Pete Sutherland, Mayor

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