

April 12 2007
Regular Meeting

The Board of Commission of the City of Nicholasville convened in regular session on Thursday, April 12, 2007 at 5:30 p.m. Mayor Russ Meyer presided and the following commissioners were present: Mr. Danny Shearer, Mr. John Collier, Mr. Andy Williams, and Mr. Chris Moore. Also present William M. Arvin, City Attorney.

Motion by Mr. Collier, seconded by Mr. Williams to approve minutes as written for March 27, 2007 and March 29, 2007 special meetings.

Yea

Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer

Motion by Mr. Meyer, seconded by Mr. Collier to table first reading of **ORDINANCE 648-2007: AN ORDINANCE AMENDING THE CITY OF NICHOLASVILLE, KENTUCKY ANNUAL BUDGET FOR THE GENERAL GOVERNMENT FOR THE FISCAL YEAR 7-01-06 THROUGH 6-30-07 BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT.**

Yea

Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier

Motion by Mr. Meyer, seconded by Mr. Collier to table first reading of **ORDINANCE 649-2007: AN ORDINANCE AMENDING THE CITY OF NICHOLASVILLE, KENTUCKY ANNUAL BUDGET FOR THE UTILITY GOVERNMENT FOR THE FISCAL YEAR 7-1-06 THROUGH 6-30-07 BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF UTILITIES.**

Yea

Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer

Motion by Mr. Collier, seconded by Mr. Shear to approve first reading of **ORDINANCE 650-2007: AN ORDINANCE ESTABLISHING A DECREE OF ANNEXATION OF THE HEREINAFTER DESCRIBED PARCEL OF LAND INTO THE CITY OF NICHOLASVILLE, KENTUCKY. (Jewell East property, PVA 057-00-00-005.00 and 057-02-01-003.00 for 28.70 acres and D & J. Mitchell, LLC property, PVA 057-20-01-004.00 for 0.65 acres).**

Yea

Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams

Motion by Mr. Collier, seconded by Mr. Shearer to approve first reading of **ORDINANCE 651-2007: AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF NICHOLASVILLE (A ZONE MAP AMENDMENT FROM A-1 (COUNTY) AGRICULTURAL TO P-1 (CITY) PROFESSIONAL DISTRICT FOR APPROXIMATELY 28.70 ACRES OF PROPERTY LOCATED AT 1208 KEENE ROAD (SR 169) PVA PARCELS # 057-00-00-005.00, #057-20-01-001.00 AND #057-20-01-003.00, NICHOLASVILLE, KENTUCKY 40356 JEWEL S. EAST PROPERTY)**

Yea

Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore

Motion by Mr. Collier, seconded by Mr. Shearer to approve first reading of **ORDINANCE 652-2007: AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF NICHOLASVILLE (A ZONE MAP AMENDMENT FROM A-1 (COUNTY) AGRICULTURAL TO P-1 (CITY) PROFESSIONAL DISTRICT FOR APPROXIMATELY 0.65 ACRES OF PROPERTY LOCATED AT 1156 KEENE ROAD (SR169) PVA PARCEL #057-20-01-004.00, NICHOLASVILLE, KENTUCKY 40356, D&J MITCHELL PROPERTY)**

Yea

Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer

Motion by Mr. Collier seconded by Mr. Shearer to approve first reading of **ORDINANCE 653-2007: AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF NICHOLASVILLE (A ZONE MAP AMENDMENT FROM R-1D (SINGLE FAMILY RESIDENTIAL) TO P-1 (PROFESSIONAL DISTRICT) FOR APPROXIMATELY 18.30 ACRES OF PROPERTY LOCATED ON KEENE ROAD (NORTH OF 1208 KEENE ROAD (SR 169), PVA PARCEL #057-00-00-004.00, NICHOLASVILLE, Kentucky 40356 (DAY 99 FAMILY LIMITED PARTNERSHIP PROPERTY)**

Yea

Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier

Motion by Mr. Moore, seconded by Mr. Collier to approve second reading of **ORDINANCE 644-2007: AN ORDINANCE AMENDING THE GENERAL SPECIFICATIONS FOR CONSTRUCTION OF WATER FACILITIES, SEWERAGE FACILITIES, STREETS, AND STORM DRAINAGE FACILITIES, CITY OF NICHOLASVILLE, KENTUCKY, SECTION III-3, STREETS (3) SURFACING (a) AND (b).** (This Ordinance increases the minimum compacted depth of Class I binder for arterial and collector streets. It likewise establishes a minimum 10 inch thick slab of 3,500 psi concrete for arterial and collector streets.)

Yea

Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer

Motion by Mr. Shearer, seconded by Mr. Moore to approve second reading of **ORDINANCE 645-2007: AN ORDINANCE AMENDING THE GENERAL SPECIFICATIONS FOR THE CONSTRUCTION OF WATER FACILITIES, SEWERAGE FACILITIES, STREETS, AND STORM DRAINAGE FACILITIES, CITY OF NICHOLASVILLE, KENTUCKY, SECTION 1-6, FIRE HYDRANTS.** (This ordinance provides for all fire hydrants within the City of Nicholasville to meet the minimum flow and pressure requirements of 1,000 gpm at 20 psi residue pressure, to be flow tested and certified by an engineer to meet flow and pressure requirements. Provisions are made for hydrants outside the City limits along with other specifications.)

Yea

Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams

Motion by Mr. Collier, seconded by Mr. Moore to approve second reading of **ORDINANCE 646-2007: AN ORDINANCE AMENDING THE ZONING ORDINANCE, ARTICLE 7, APPLICATION OF REGULATIONS, SECTION 720 SCHEDULE OF DISTRICT REGULATIONS ADOPTED, R-1A SINGLE FAMILY RESIDENTIAL DISTRICT, ACCESSORY USES.** (This ordinance defines accessory uses for R-1A single family residential districts, placing a limitation on the square footage as well as providing for storage sheds if there is no private ground. In-ground swimming pools shall be enclosed by a fence no less than four feet in height; all gates shall be self-closing and self-latching with latches placed at least four feet above the ground.)

Yea

Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore

Motion by Mr. Collier, seconded by Mr. Moore to approve second reading of **ORDINANCE 647-2007: AN ORDINANCE AMENDING THE NICHOLASVILLE ZONING ORDINANCE, ARTICLE 9, OFF-STREET PARKING & LOADING, SECTION 910 PARKING SPACE DIMENSIONS, MINIMUM DISTANCE AND SETBACKS.** (This ordinance amends parking space dimensions, minimum distance and setback lines, to provide that parking

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spaces shall have minimum rectangular dimensions of not less than nine feet in width and 19 feet in length for ninety degree parking, nine feet in width and 23 feet in length for parallel parking, nine feet in width and 19 feet in length for sixty degree parking and nine feet in width and 19 feet in length for forth-five degree parking.)

Yea
Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer

Motion by Mr. Collier, seconded by Mr. Shearer to authorize the Mayor to sign the Contract between the City of Nicholasville, Jessamine County Fiscal Court and the YMCA of Central Kentucky for management services for the operation of the of the swimming pool.

Motion withdrawn by Mr. Shearer and Mr. Collier

Motion by Mr. Collier, seconded by Mr. Shearer to table authorizing the Mayor to sign the Contract between the City of Nicholasville, Jessamine County Fiscal Court and the YMCA of Central Kentucky for management services for the operation of the of the swimming pool until the April 26, 2007 regular meeting.

Yea
Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier

Motion by Mr. Collier, seconded by Mr. Shearer to authorize the Mayor to sign a Proclamation proclaiming April 15 – 21, 2007 as National Volunteer Week.

Yea
Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer

Motion by Mr. Moore, seconded by Mr. Collier to change Martin Kazuke position of Lieutenant from temporary to permanent in the Fire Department.

Yea
Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams

Rita Randall, Human Resource Officer ask that the meeting minutes reflect the hire date of Gary Bowen as March 26, 2007.

Motion by Mr. Collier, seconded by Mr. Shearer to authorize the Mayor to sign finance documents for the Nicholasville Housing Authority Rehab Project for 404 and 406 East Maple Street not to exceed \$268,000 with Citizens National Bank of Jessamine County for a five-year loan with semi-annual payments at a fixed rate of 5.5%.

Yea
Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore

Motion by Mr. Collier, seconded by Mr. Shearer to approve accounts payable as listed in the amount of \$1,077,961.75.

Yea

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Mr. Collier, Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer

Motion by Mr. Meyer, seconded by Mr. Shearer to approve first reading of ORDINANCE 654-2007: AN ORDINANCE PROVIDING FOR THE RELINQUISHMENT OF AUTHORITY AND RESPONSIBILITY ASSOCIATED WITH ANY GOVERNMENTAL EMPLOYMENT BY THE LOCAL EMERGENCY MANAGEMENT DIRECTOR.

Yea

Mr. Meyer, Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier

Motion by Mr. Collier, seconded by Mr. Shearer to authorize the Mayor to sign a Proclamation proclaiming April as National Donate Life Month.

Yea

Mr. Williams, Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer

Motion by Mr. Collier, seconded by Mr. Moore to adjourn into closed session per KRS 61.810 1 C, proposed litigation.

Yea

Mr. Moore, Mr. Shearer, Mr. Collier, Mr. Meyer, Mr. Williams

The meeting adjourned at 6:41 p.m.

Roberta Warren, City Clerk

Russ Meyer, Mayor