

**APRIL 16, 2013**

**ROLL CALL: MARY BRADLEY, CARL ELLIS, KEN KERKHOFF, ANN MILLER, OWEN ROBERTS AND BRIAN TRAUGOTT WERE PRESENT. ALSO PRESENT WERE CITY ATTORNEY BILL MOORE AND MAYOR FRED SIEGELMAN.**

**DEPT. HEADS: BART MILLER, WAYNE HAWKINS, JOHN WILHOIT AND ALLISON WHITE WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.**

**MOTION BY ELLIS, SECONDED BY KERKHOFF TO APPROVE AND ADOPT THE MINUTES OF THE APRIL 2, 2013 REGULAR MEETING OF THE COUNCIL.**

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

Ms. Carla Deaton (Government Relations Director of Time Warner Cable) and Linda Ain (Kentucky Regional Cable Commission) were present to discuss current performance and future needs of the City's cable service in review of the upcoming renewal process. Carl Ellis addressed Ms. Deaton with his concern that "The Shire" development does not have cable service, however, the development is within the City limits and part of the Urban Service Area. Ms. Deaton noted that "The Shire" does not meet the 30 home per mile development requirement, however, she has requested assistance from TWC upper management and the Finance Department to conduct a needs assessment for this area in hopes of installing the proper infrastructure. Mayor Siegelman further noted that the hearing would remain open until such time as Ms. Deaton and Ms. Ain could return with a report/update regarding this issue.

#### **Public Hearing Comment**

Andrew Costa (Stourbridge) addressed his concerns regarding the inability to download internet broadband media within his subdivision area. Mr. Costa noted that he had been working for 2 ½ years to try to resolve the issue with management of Time Warner only to have recently been determined that the proper infrastructure was not up to standard in order to accommodate demand technology. Mr. Costa requested that Ms. Deaton also address his concern "pixilation" with the company and report any progress back to him and/or the Council. Mayor Siegelman announced that the public hearing would remain open until May 21<sup>st</sup> City Council meeting, which is when the public hearing would resume.

Ms. Betty Abbott, Dorothy Owen were present, with Mrs. Jenny Given representing them, presented (in summary) a request to listen to their concerns as regards enforcement of cemetery rules and regulations, as well as a request to confirm what is and what is not permitted in the cemetery as decoration. (Note: Mrs. Given submitted her written presentation, as well as a petition containing 700+ names in support of this request as an official record). The petition states that "We the undersign express our concern over the ad in the Woodford Sun regarding rules, regulations and policies for Versailles Cemetery, Rose Crest and Simmons Cemeteries and urge that the Versailles City Council consider amending the regulations to address our concerns". On behalf of this group of concerned citizens, Attorney Mark Gormley addressed the Council as to the legal issues related to enforcing the cemetery rules for the first time, after having had them adopted for a number of years and not enforcing them. Mr. Gormley noted that from a legal aspect that process would be deemed "arbitrary enforcement of restrictions to now try to enforce rules after all these years".

Mayor Siegelman suggested that the Council conduct a full work session (prior to/or after) the next Council meeting to be held on May 7<sup>th</sup>. Mr. Siegelman suggested that the Council hear the concerns of the public (tonight) and the Council could prepare recommendations/suggestions for the next meeting in hopes of compromising with the concerns of the public.

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-16 Amending the Position Description for the Position of Senior Account Clerk (Utilities).

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-17 Amending the Position Description for the Position of Account Clerk Assistant (Utilities).

At the request of Council member Bradley, City Attorney Moore gave first reading of Ordinance No. 2013-18 Creating the Position of Receptionist/Office Clerk.

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Mayor Siegelman again extended his sympathy to the public attendees and their concerns as regards cemetery rules and regulations and their enforcement and further opened the floor for comments and concerns. The following individuals addressed the Council with their concerns (in summary) of maintenance issues with the cemetery (graves sinking/broken headstones, etc.), as well as their concern with the City enforcing the rules and regulations of the cemetery after not having done so for many years (i.e. removing mementos from graves, why they weren't notified of the enforcement, what constitutes "unsightly" by one, may not constitute "unsightly" by another. A request for additional trash cans and benches. All of those who addressed the Council expressed that they each have their own way of expressing and dealing with the grief of their loved ones and most reiterated their desire to work through the concerns to resolve with a compromise. The following individuals addressed the Council:

1. Mary Jane Bain
2. Cindy Snapp
3. Donald Morton (Steele Cemetery)
4. Charleen Brooks
5. Justin White
6. Hope Hulette/Carrie Montgomery
7. Rebecca Lathrem
8. Judy Wilsom
9. Lauren Yazell
10. Linda Flora
11. Shelby Tipton

Mayor Siegelman confirmed that the full work session of the Council to consider and address these cemetery concerns, would be held on Tuesday, May 7, 2013 at 6:00 p.m. (following regular scheduled Council meeting at 5:30 p.m.). The work session will be held at City Hall, 196 South Main Street, Versailles, Kentucky.

Public Works Director Bart Miller presented the following quotes for a 12" water valve replacement at the intersection of Broadway and Main Street:

CI Thornburg Company	\$7,896.00
Hayes Pipe Supply, Inc.	\$8,400.00

**MOTION BY ELLIS, SECONDED BY TRAUGOTT TO APPROVE QUOTE AS PRESENTED BY CI THORNBURG COMPANY IN THE AMOUNT OF \$7,896.00 FOR THE REPLACEMENT OF A 12" WATER VAVLE AT THE INTERSECTION OF BROADWAY AND MAIN STREET.**

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

#### **DEPARTMENT/COMMITTEE REPORTS**

Bart Miller announced that there would be a meeting held on Wednesday, April 17<sup>th</sup> at 6:30 p.m. to discuss the future direction of the former Twilight Festival. Mr. Miller invited all interested parties.

City Attorney Moore informed the Council that the City was affirmed as "case dismissed" by the Circuit Court as relates to the lawsuit filed against the City in the Kentucky Avenue Zone Change Request.

**MOTION BY ELLIS, SECONDED BY TRAUGOTT TO APPROVE THE GENERAL LEDGER DISTRIBUTION LIST (BILLS) DATED APRIL 16, 2013 AFTER THEY HAVE BEEN PROPERLY REVIEWED AND APPROVED BY THE APPROPRIATE DEPARTMENT HEAD, MAYOR AND CITY TREASURER.**

The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.

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**MOTION BY ELLIS, SECONDED BY TRAUGOTT THAT THE MEETING OF THE COUNCIL  
ADJOURN.**

**The vote was as follows: Bradley, Ellis, Kerkhoff, Miller, Roberts and Traugott voting aye.**

**APPROVED:**

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**FRED SIEGELMAN, MAYOR**

**ATTEST:**

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**ALLISON B. WHITE, CITY CLERK**