

**APRIL 2, 2019
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MINUTES OF REGULAR COUNCIL
VERSAILLES CITY HALL/5:30 P.M.**

ROLL CALL: COUNCIL MEMBER MARY BRADLEY PRESIDED OVER THE MEETING (DUE TO MAYOR TRAUGOTT HAVING A LARYNGITIS-LIKE CONDITION) . ALSO PRESENT WERE COUNCIL MEMBERS MIKE COLEMAN, LAURA DAKE, GARY JONES, AND FRED SIEGELMAN. COUNCIL MEMBER KEN KERKHOFF WAS ABSENT. MAYOR BRIAN TRAUGOTT AND CITY ATTORNEY BILL MOORE WERE ALSO PRESENT.

DEPT. HEADS: BART MILLER, MIKE MURRAY, ELIZABETH REYNOLDS, AND BRIAN WAINSCOTT WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.

Jeff McGuffey was present to inform Mayor Traugott and the Council of employment opportunities regarding the 2020 Census. The part-time jobs will begin this summer with pay being \$14.00/hour and mileage reimbursement of \$0.58/mile, and could potentially last eighteen (18) months. Training has already been held for those hired to serve in Fayette County and they hope to schedule a training soon for Woodford County. To apply online or for more information, visit www.2020census.gov/jobs. Mr. McGuffey stressed the importance of the census and how it affects different things, even at the local government level.

Maria Bohanan was present to give an update and presentation on the recent work of the Pavilion Sub-Committee (which was established under the Council's Communication/Downtown/Tourism standing committee). She stated that there were two big projects the sub-committee is working on which go together – the first being a downtown pavilion and the second being to create the “Entertainment Destination Center”. Ms. Bohanan explained that they would like to consider a public/private partnership for the pavilion and that an entertainment destination ordinance would need to be in place prior to moving forward on the pavilion. Ms. Bohanan distributed possible language of an Entertainment Destination Center ordinance and explained that establishing a specific area would allow people enjoying downtown to carry alcoholic beverages purchased at businesses in the area, and in a covered plastic cup, on public streets throughout the designated area. This would be beneficial to people who may attend functions at the pavilion and/or throughout the designated Entertainment Destination Center. She stated that such an ordinance would promote tourism and simplify the alcohol licensing process for events. Ms. Bohanan then presented a proposal by Myers Architecture, a local architecture firm, to explore the possibility of using the current police station in some form to create a pavilion. There is a need to visualize the possibilities. The sub-committee would like for the Council to consider moving forward with the Predesign/Marketing Phase as well as Phase A which combined would have a total cost between \$7,000 and \$10,000. Council member Dake questioned whether the architectural services would need to be bid out and City Attorney Bill Moore responded that because it is “professional services” it would not need to follow the bid process. Ms. Bohanan asked the council to consider the proposal and to let her know if they would like more information.

PUBLIC COMMENT

No public comment was received.

MOTION BY SIEGELMAN, SECONDED BY DAKE TO APPROVE AND ADOPT THE MINUTES OF THE MARCH 19, 2019 REGULAR MEETING OF THE COUNCIL.

The vote was as follows: Bradley, Coleman, Dake, Jones, and Siegelman voting aye.

At the request of Council member Siegelman, City Attorney Moore gave second reading of Ordinance No. 2019-5 Ordinance No. 2019-5 Amending Article X, Article #5, Section B, 4(c)(ii)(iii) – Recreational Vehicles – Floodplain Area – Of the Versailles-Midway-Woodford County Zoning Ordinance as follows:

CITY OF VERSAILLES
ORDINANCE NO. 2019-5

AN ORDINANCE AMENDING ARTICLE X, ARTICLE #5, SECTION B, 4(c)(ii)(iii) –
RECREATIONAL VEHICLES – FLOODPLAIN AREA – OF THE VERSAILLES-MIDWAY-
WOODFORD COUNTY ZONING ORDINANCE

WHEREAS, the Versailles-Midway-Woodford County Planning Commission has, after public hearing, and otherwise according to law, recommended that Article X, Article #5, Section B, 4(c)(ii)(iii) – Recreational Vehicles – Floodplain Area, be amended;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Versailles, that Article X, Article #5, Section B, 4(c)(ii)(iii) – Recreational Vehicles – Floodplain Area, of the Versailles-Midway-Woodford County Zoning Ordinance be amended to remove (iii), so that recreational vehicles cannot be made permanent, and to heretofore read as follows:

SECTION 1: ARTICLE X

Flood Damage Prevention Ordinance
Article 5, Section B, 4, c (iii)

- (c) All recreational vehicles placed on sites located within A, A1-30, AO, AH, and AE on the community's Flood Insurance Rate Map (FIRM) must ~~either~~:
- (i) Be on the site for fewer than 180 consecutive days, and
 - (ii) Be fully licensed and ready for highway use. ~~or~~
 - ~~(iii) Meet the permit requirements for new construction of this ordinance, including anchoring and elevation requirements for "manufactured home",~~

A recreation vehicle is ready for highway use if it is licensed and insured in accordance with the State of Kentucky motor vehicle regulations, is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

SECTION 2: These amendments shall become effective after passage and publication as required by law.

Introduced and given first reading at a regular meeting of the Versailles City Council on March 19, 2019, and fully adopted after the second reading at the regular meeting of the Versailles City Council on April 2, 2019. This Ordinance shall take effect and be in full force when passed, published and recorded according to the law.

APPROVED:

BRIAN TRAUGOTT, MAYOR
CITY OF VERSAILLES, KENTUCKY

ATTEST:

ALLISON B. WHITE, CITY CLERK

**MOTION BY COLEMAN, SECONDED BY SIEGELMAN TO APPROVE AND ADOPT
ORDINANCE NO. 2019-5 AMENDING ARTICLE X, ARTICLE #5, SECTION B, 4(c)(ii)(iii) –
RECREATIONAL VEHICLES – FLOODPLAIN AREA – OF THE VERSAILLES-MIDWAY-
WOODFORD COUNTY ZONING ORDINANCE.**

The vote was as follows: Bradley, Coleman, Dake, Jones, and Siegelman voting aye.

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At the request of Council member Coleman, City Attorney Moore gave second reading of Ordinance No. 2019-6 Creating a Franchise Not to Exceed Five (5) Years, Non-Exclusive Franchise for a Cable Television System Within the Confines of the City of Versailles as follows:

**CITY OF VERSAILLES, KENTUCKY
ORDINANCE NO. 2019-6
(Summary)**

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 VERSAILLES, 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.

This ordinance was given first reading at said meeting of Versailles City Council on the 19th day of March, 2019 and given second reading at said meeting of the Versailles City Council on the 2nd day of April, 2019.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VERSAILLES:

That this Ordinance be and hereby is adopted as the "Cable Television Ordinance" for the City of Versailles and is available at Versailles City Hall, 196 South Main Street, Versailles, Kentucky.

APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK

MOTION BY SIEGELMAN, SECONDED BY COLEMAN TO APPROVE AND ADOPT ORDINANCE NO. 2019-6 CREATING A FRANCHISE NOT TO EXCEED FIVE (5) YEARS, NON-EXCLUSIVE FRANCHISE FOR A CABLE TELEVISION SYSTEM WITH IN THE CONFINES OF THE CITY OF VERSAILLES.

MOTION BY SIEGELMAN, SECONDED BY COLEMAN TO AMEND SECTION 9, PARAGRAPH A OF ORDINANCE 2019-6 TO STATE "IF AT ANY TIME THE GOVERNMENT OPTS TO COLLECT FRANCHISE FEES" RATHER THAN "IF AT ANY TIME THE KENTUCKY LAW IS CHANGED TO COLLECT FRANCHISE FEES".

The vote was as follows: Bradley, Coleman, Dake, Jones, and Siegelman voting aye.

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MOTION BY COLEMAN, SECONDED BY DAKE TO APPROVE AND ADOPT ORDINANCE NO. 2019-6 CREATING A FRANCHISE NOT TO EXCEED FIVE (5) YEARS, NON-EXCLUSIVE FRANCHISE FOR A CABLE TELEVISION SYSTEM WITH IN THE CONFINES OF THE CITY OF VERSAILLES WITH AMENDMENTS.

The vote was as follows: Bradley, Coleman, Dake, Jones, and Siegelman voting aye.

Council member Dake addressed the Council regarding page 56, section 36 (discrimination language) of Ordinance 2019-6 that was just passed unanimously. Ms. Dake stated that the discrimination language included “gender identification” as a basis of discrimination, which is stronger language than what is currently in the City of Versailles Personnel Policy/Employee Handbook. Ms. Dake stated that gender identification is not protected under federal or state discrimination laws.

MOTION BY DAKE, SECONDED BY JONES TO AMEND THE CURRENT CITY OF VERSAILLES PERSONNEL POLICY AND EMPLOYEE HANDBOOK TO INCLUDED GENDER IDENTIFICATION IN THE EQUAL OPPORTUNITY PORTION ON PAGE TWELVE (12).

City Attorney Moore recommended that since the current personnel policy was prepared by personnel experts, then they should be consulted regarding making the change. Mayor Traugott informed the Council that the term gender identification was purposely left out of the policy at his decision because he believes it is the language most likely to be abused. Attorney Moore agreed that complaints on this issue can be hard to defend. Mayor Traugott stated that a simple internet search shows several definitions for “gender identification” and a definition should be determined by the Council if it is added to the policy.

MOTION BY SIEGELMAN, SECONDED BY COLEMAN TO TABLE THE MATTER OF AMENDING THE CURRENT CITY OF VERSAILLES PERSONNEL POLICY AND EMPLOYEE HANDBOOK TO INCLUDED GENDER IDENTIFICATION IN THE EQUAL OPPORTUNITY PORTION ON PAGE TWELVE (12).

The vote was as follows: Bradley, Coleman, Jones, and Siegelman voting aye. Council member Dake opposed.

At the request of Council member Coleman, City Attorney Moore gave second reading of Ordinance No. 2019-7 Zoning Map Amendment – Anderson Acquisitions – 174 Abbey Road – Wooldridge Gardens – Phase II – Tract 3B – R-1C/PUD District to R-4/PUD District as follows:

**CITY OF VERSAILLES
ORDINANCE NO. 2019-7**

TITLE: AN ORDINANCE REZONING 3.247 GROSS ACRES KNOWN AS WOOLDRIDGE GARDENS, PHASE II, SECTION 3, TRACT 3-B LOCATED ALONG FALLING SPRINGS BLVD AND KNOWN AS 174 ABBEY ROAD FROM THE R-1C(PUD) ZONE DESIGNATION TO THE R-4(PUD) ZONE DESIGNATION.

WHEREAS, on January 22, 2019, the Versailles-Midway-Woodford County Planning and Zoning Commission recommended to the Versailles City Council that the 3.247 acre tract located along Falling Springs Boulevard at 174 Abbey Road more fully described herein be rezoned from the R-1C(PUD) (single family residential/planned unit development) zone designation to the R-4(PUD) (multi-family residential/planned unit development) zone designation; and

WHEREAS, the City Council has adopted the Findings of Fact and Recommendations of the Planning Commission regarding said zone change,

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF VERSAILLES, KENTUCKY as follows:

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Section 1. The 3.247 gross acre tract described in the metes and bounds description attached hereto as Exhibit A is hereby rezoned from the R-1C(PUD) zone designation to the R-4 (PUD) zone designation.

Section 2. The Zoning Map of the City of Versailles shall be amended to reflect the zoning changes contained in this ordinance.

Section 3. This Ordinance shall become effective after the date of its passage and publication as required by law.

Introduced and given first reading at a meeting of the City Council of the City of Versailles, Kentucky, held on the 19th day of March 2019, and fully adopted after the second reading at a meeting of said council held on the 2nd day of April, 2019.

CITY OF VERSAILLES

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK

MOTION BY COLEMAN, SECONDED BY SIEGELMAN TO APPROVE AND ADOPT ORDINANCE NO. 2019-7 ZONING MAP AMENDMENT – ANDERSON ACQUISITIONS – 174 ABBEY ROAD – WOOLDRIDGE GARDENS – PHASE II – TRACT 3B – R-1C/PUD DISTRICT TO R-4/PUD DISTRICT.

The vote was as follows: Bradley, Coleman, Dake, Jones, and Siegelman voting aye.

Mayor Traugott stated that a language for an ordinance regarding event permits had been included in the Council packets. He stated that he had worked with all department heads to completely overhaul City of Versailles ordinances relating to parades and events. Along with the new language, the packets also included a copy of a new Application for Event Permit and copies of the existing ordinance. He stated there were significant changes which included changed the language to cover all events, not just parades, and to prohibit persons from wearing masks or facial coverings to any event. Mayor Traugott asked that the Council consider the draft he provided and he would like to have first reading of an ordinance at the April 16, 2019 meeting.

DEPARTMENT HEAD/ COMMITTEE REPORTS

Police Chief Murray informed the Council that Court Street would be closed Thursday, April 4th 5:00p.m. - 10:00p.m. for a “Morgan and Morgan Day” event.

Public Works Director Miller stated that Doug Simpson, a retired Versailles pastor who had delivered prayer at several City council meetings through the years, passed away Saturday, March 30th.

MOTION BY COLEMAN, SECONDED BY SIEGELMAN THAT THE MEETING OF THE COUNCIL ADJOURN.

The vote was as follows: Bradley, Coleman, Dake, Jones, and Siegelman voting aye.

APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK