

**SEPTEMBER 6, 2022
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MINUTES OF REGULAR COUNCIL MEETING
VERSAILLES MUNICIPAL BUILDING/5:30 P.M.**

ROLL CALL: MAYOR BRIAN TRUGOTT PRESIDED OVER THE MEETING. ALSO PRESENT WERE COUNCIL MEMBERS MARY BRADLEY, LAURA DAKE, LISA JOHNSON, KEN KERKHOFF, FRED SIEGELMAN, AND AARON SMITHER. CITY ATTORNEY BILL MOORE WAS ALSO PRESENT.

DEPT. HEADS: BART MILLER, MIKE MURRAY, T.A. RANKIN, AND ELIZABETH REYNOLDS WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.

PUBLIC COMMENT

Woodford Fiscal Court Magistrate Kelly Carl was present to provide an update on the High Street Sidewalk Project. The project is a joint project between the city and county. Squire Carl praised Mayor Traugott for his commitment to the project and she noted that easements have gone out to all affected High Street residents for their review and signature. She stated that this is a large project that is taking some time, but it is in the process and is going to be completed. She thanked the Mayor and Council for their collaborative efforts.

Van Sudduth, resident of 9126 Troy Pike, stated that he was attending his first Versailles council meeting after watching them online and noted that although he isn't a city resident, he is very interested in the city.

MOTION BY SIEGELMAN, SECONDED BY DAKE TO APPROVE AND ADOPT THE MINUTES OF THE AUGUST 16, 2022 REGULAR MEETING OF THE COUNCIL.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

At the request of Council member Bradley, City Attorney Bill Moore provided second reading of Ordinance 2022-30 General Taxation Ordinance, as follows:

**CITY OF VERSAILLES
ORDINANCE NO. 2022-30
GENERAL TAXATION ORDINANCE**

WHEREAS, the total assessment value of all real property subject to general taxation within the City as of January 1, 2022 is \$1,025,462,724; and

WHEREAS, the total assessment value of all personal property subject to general taxation within the City as of January 1, 2022 is \$88,975,556; and

WHEREAS, the total assessment value of motor vehicle and watercraft property subject to general taxation within the City as of January 1, 2022 is \$87,102,772; and

WHEREAS, the City is authorized under KRS 132 to levy a tax rate on all real property within the City, as well as having the authority to levy other taxes.

NOW BE IT ORDAINED BY THE CITY OF VERSAILLES, KENTUCKY, TO-WIT:

Section 1. REAL PROPERTY TAX RATE

There is hereby levied and imposed an ad valorem tax of 5.5 cents on every \$100.00 of real property assessment subject to being taxed by said City for general government purposes.

Section 2. PERSONAL PROPERTY TAX RATE

There is hereby levied and imposed a personal property tax rate of 9.44 cents on every \$100.00 of personal property assessment subject to being taxed by said City for general government purposes.

Section 3. MOTOR VEHICLE AND WATERCRAFT TAX RATE

There is hereby levied and imposed a motor vehicle and watercraft tax rate of 12.0 cents on every \$100.00 of motor vehicle and watercraft assessment subject to being taxed by said City for general government purposes.

The taxes herein levied by said City of Versailles, Kentucky, together with other revenue, license fees, services and other sources of income shall be and same are hereby appropriated from the General Fund for general government operating purposes.

This Ordinance shall become effective after passage and publication as required by law.

All Ordinances in conflict herewith to the extent of such conflict are hereby expressly repealed.

Introduced and given first reading at a meeting of the Versailles City Council, held on the 16th day of August, 2022 and fully adopted after a second reading at a meeting of said Council held on the 6th day of September, 2022.

APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ELIZABETH REYNOLDS, CITY CLERK

**MOTION BY BRADLEY, SECONDED BY SIEGELMAN TO APPROVE AND ADOPT
ORDINANCE 2022-30 GENERAL TAXATION ORDINANCE.**

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

At the request of Council member Bradley, City Attorney Bill Moore provided second reading of Ordinance 2022-33 Repealing Section 92.04 of the Code of Ordinances and Regulating Open Burning Within the City, as follows:

**CITY OF VERSAILLES
ORDINANCE NO. 2022-33**

**TITLE: AN ORDINANCE REPEALING SECTION 92.04 OF THE CODE OF
ORDINANCES AND REGULATING OPEN BURNING WITHIN THE CITY**

Whereas, the City Council has determined that § 92.04 of the City's Code of Ordinance provides insufficient guidance concerning open burning within the City and that better guidance would promote the health, safety and welfare of the residents of the City of Versailles;

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

Section 1. § 92.04 of the City's Code of Ordinances is hereby repealed.

Section 2. General Rules for Open Burning. The City adopts the following general rules for open burning within the City:

1. Unless exempted by a provision of this ordinance, no open burning within the City of Versailles shall occur without a permit from the City Fire Chief, or his designee;
2. Applications for a burning permit shall be made upon a form prescribed by the City Fire Chief;
3. Permits may be issued by the City Fire Chief for such duration as may be determined appropriate by the Chief, not to exceed thirty (30) days, and may contain such conditions as may be necessary to guarantee safety and minimize negative impact on public health;
4. The City's ordinances permitting open burning shall be subject to any applicable executive orders issued by the Governor, County Judge or Mayor creating temporary bans on burning;

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5. All open burns with the City must comply with KRS Chapter 149 and with 401 KAR 63:005;
6. The materials that may be burned are limited to natural brush, natural vegetation, clean wood and charcoal; and
7. At no time shall any synthetic materials, pressure-treated wood, or oil based or coated materials be burned within the City.

Section 3. Open Burning in Residential Areas.

1. No permit shall be required for open burning in a residential area if:
 - A. The burning occurs entirely within a fire pit, fire place, or chimenea that is 4 feet or less in diameter and 4 feet or less in height;
 - B. The fire container is commercially built or constructed of brick, concrete, stone or metal;
 - C. The burning occurs at least 10 feet from any structure, 15 feet from any property line, and 20 feet from any overhead obstruction; and
 - D. The burning is attended at all times by a responsible adult.

Section 4. Construction Site Warming Fires.

1. No permit shall be required for warming fires at construction sites if:
 - A. The fire is kept in a container not exceeding 55 gallons in size;
 - B. The burned material is clean, unpainted, uncoated and untreated wood or vegetation;
 - C. The air temperature is below 50 degrees Fahrenheit; and
 - D. Smoke and embers from the fire do not negatively impact neighboring residents.

Section 5. Commercial or Site-Clearing Burning.

1. No commercial or site-clearing burning shall occur without first obtaining a permit from the City Fire Chief, or his designee, and the cost for a commercial or site-clearing burn permit shall be \$ 400.00.
2. The burn site must be attended by a responsible adult at all times.
3. Commercial blowers or air curtains may be required at the direction of the Fire Chief, or his designee, in addition to such other conditions as may be required.

Section 6. Penalties for Violation.

1. Any person who violates this ordinance or the terms of his burn permit in a residential area shall be subject to a civil fine of \$ 200.00 per occurrence.
2. Any person who violates this ordinance or the terms of his burn permit in a commercial area, a construction site, or a site-clearing burn shall be subject to a civil fine of \$ 500.00 per occurrence.

Section 7. This ordinance shall become effective after 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 16th day of August, 2022, and fully adopted after the second reading at a meeting of said council held on the 6th day of September, 2022.

CITY OF VERSAILLES

BRIAN TRAU GOTT, MAYOR

ATTEST:

ELIZABETH REYNOLDS, CITY CLERK

MOTION BY BRADLEY, SECONDED BY JOHNSON TO APPROVE AND ADOPT ORDINANCE 2022-33 REPEALING SECTION 92.04 OF THE CODE OF ORDINANCES AND REGULATING OPEN BURNING WITHIN THE CITY.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

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At the request of Council member Bradley, City Attorney Bill Moore provided second reading of Ordinance 2022-34 Specifying a Preference for Local Businesses in City Procurement, as follows:

**CITY OF VERSAILLES
ORDINANCE NO. 2022-34**

**TITLE: AN ORDINANCE SPECIFYING A PREFERENCE FOR LOCAL
BUSINESSES IN CITY PROCUREMENT.**

Whereas, the City Council of the City of Versailles has determined that the adoption of a preference for local businesses in city procurement matters would promote the welfare of the city;

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

Section 1. Definitions for Section. For purposes of this section, the following terms shall have the following meanings:

(A) "Available Locally" means one or more local business is capable of furnishing supplies or services in a timely manner, in sufficient quantity and of a quality substantially the same as similar supplies or services available from a non-local business.

(B) "Local Business" means any person, corporation, limited liability company, partnership, or other business entity that meets with the following:

(1) The entity has an established physical office or place of business located within Woodford County, which is properly zoned and not a post office box.

(2) The entity is subject to occupational license fees imposed by the city or county and has filed an occupational license fee return in the name of the business for the year immediately preceding the year in which the contract is to be awarded; and

(3) The entity has no delinquent property taxes, occupational license fees, utility bills, or any other outstanding liens, fines or fees due the city.

(C) "Non-Local Business" means any business that is not a local business.

Section 2. Preference to be Given Local Businesses.

(A) Regardless of the procurement procedure used to obtain supplies and services for the city, preferences shall be given to local business, as provided in this section.

(1) If it is determined that supplies or services are to be purchased by noncompetitive negotiations, as that term is used in KRS 45A.095, and the supplies or services are available locally, the city may enter into noncompetitive negotiations with a local business. A non-local business may be awarded a contract through noncompetitive negotiation only if no agreement can be reached with a local business or if the supplies or comparable services required are not available locally.

(2) If supplies or services are purchased in an amount less than the amount specified in KRS 424.260, the supplies or services may be purchased from a local from a local business unless unavailable or the cost of the supplies or services exceeds by 5% or more the cost quoted by a non-local business.

(3) If supplies or services are to be purchased by competitive sealed bidding, as that term is used in KRS 45A.365, and the supplies or services are available locally, the bid price or cost quoted by each local business shall be reduced by 5% for the purpose of determining the lowest bid price. Nothing in this section shall be deemed to prohibit the awarding of contracts by the city on the basis of evaluated bid price, as that term is defined in KR 45A.345.

(4) If supplies or services are to be purchased by competitive negotiation, as that term is used in KRS 45A.370, and the supplies or services are available locally, the offer price or cost quoted by each local business shall be reduced by 5% for the purpose of evaluating which offer is most advantageous to the city.

(B) If a contract is for services and a bidder or offeror will use subcontractors to perform all or part of the work required under the contract, the bidder or offeror, in order to qualify for the 5% preference under this section, shall not subcontract more than 20% of the work to non-local businesses unless the services are not available locally.

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(C) In the event no bids or offers are received from a non-local business or any solicitation or where the supplies or services are not available from a local business, then the preference established herein shall not apply. Preferences shall not be allowed where the supplies or services required are not available locally.

(D) Each invitation for bids or requests for proposals shall state explicitly that preferences shall be afforded local businesses in accordance with the provisions of this ordinance.

Section 3. This ordinance shall become effective after 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 16th day of August, 2022, and fully adopted after the second reading at a meeting of said council held on the 6th day of September, 2022.

CITY OF VERSAILLES

BRIAN TRAUGOTT, MAYOR

ATTEST:

ELIZABETH REYNOLDS, CITY CLERK

MOTION BY SIEGELMAN, SECONDED BY SMITHER TO APPROVE AND ADOPT ORDINANCE 2022-34 SPECIFYING A PREFERENCE FOR LOCAL BUSINESSES IN CITY PROCUREMENT.

The vote was as follows: Bradley, Dake, Kerkhoff, Siegelman and Smither voting aye. Council member Johnson abstained.

At the request of Council member Bradley, City Attorney Bill Moore provided second reading of Ordinance 2022-35 Enacting and Adopting a Supplement to the Code of Ordinances of the City of Versailles, Kentucky, as follows:

**CITY OF VERSAILLES, KENTUCKY
ORDINANCE NO. 2022-35**

**AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE
CODE OF ORDINANCES OF THE CITY OF VERSAILLES, KENTUCKY**

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the 2022 S-32 supplement to the Code of Ordinances of the City of Versailles, Kentucky, which supplement contains all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Revised Statutes; and

WHEREAS, it is the intent of the City Council to accept these updated sections in accordance with the changes of the law of the Commonwealth of Kentucky.

NOW, THEREFORE, BE IT ORDAINED by the City of Versailles, Kentucky:

SECTION 1. That the S-32 supplement to the Code of Ordinances of the City of Versailles, Kentucky, as submitted by American Legal Publishing Corporation of Cincinnati, Ohio and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.

SECTION 2. That this ordinance shall take effect and be in force from and after its date of passage, approval and publication as required by law.

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APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ELIZABETH REYNOLDS, CITY CLERK

MOTION BY SIEGELMAN, SECONDED BY DAKE TO APPROVE AND ADOPT ORDINANCE 2022-35 ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF VERSAILLES, KENTUCKY.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Mayor Traugott presented Municipal Order 2022-9 Establishing Limits on the Number of Residential Building Permits Issued within the City of Versailles Annually. He noted that it doesn't have to be voted on tonight – he would leave that up to the Council. Council member Dake suggested they discuss it further at the Council Work Session on the September 13th.

Public Works Director Bart Miller presented Resolution 2022-11 which slightly increases the sewer impact fees charged for any new wastewater service in our system. He noted that the ordinance establishing the sewer impact fee requires a review every five years. He stated that Connie Allen, with Salt River Engineering, assisted with the original creating of the sewer impact fee and she completed the recent review. She is recommending the new fee schedule.

MOTION BY BRADLEY, SECONDED BY SIEGELMAN TO APPROVE AND ADOPT RESOLUTION 2022-11 ESTABLISHING IMPACT FEES TO BE COLLECTED UNDER THE CITY'S IMPACT FEE ORDINANCE.

MOTION BY DAKE, SECONDED BY JOHNSON TO AMEND RESOLUTION 2022-11 TO REMOVE THE PHRASE "KNOW ALL MEN BY THESE PRESENTS:" FROM THE RESOLUTION.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Mayor Traugott presented Resolution 2022-12 designating September, 2022, as City Government Month. He stated that it is an awareness campaign to educate elementary school students about city services and they provide teacher lesson plans, student activity books, and classroom materials. He also noted that he visits different classrooms and participates in school career days.

MOTION BY BRADLEY SECONDED BY DAKE TO APPROVE AND ADOPT RESOLUTION 2022-12 DESIGNATING CITY GOVERNMENT MONTH.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Mr. Miller presented the following quotes for storm drain repair on Shaw Avenue, Crossfield Drive, and High Street:

Woodford Welding	\$5,300.00
P&R Construction, LLC	\$10,600.00

MOTION BY SIEGELMAN, SECONDED BY DAKE TO APPROVE AND ACCEPT THE QUOTE AS PRESENTED BY WOODFORD WELDING IN THE AMOUNT OF \$5,300.00 FOR STORM DRAIN REPAIR ON SHAW AVENUE, CROSSFIELD DRIVE, AND HIGH STREET.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

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Fire Chief T.A. Rankin presented the following quotes for technical rescue equipment including the replacement of outdated rope rescue equipment:

Municipal Emergency Services	\$10,576.15
Elevated	\$10,581.89
Matney Enterprises, Inc.	\$11,072.00
RNR Rescue	\$13,198.06

MOTION BY BRADLEY, SECONDED BY SIEGELMAN TO APPROVE AND ACCEPT THE QUOTE AS PRESENTED BY MUNICIPAL EMERGENCY SERVICES IN THE AMOUNT OF \$10,576.15 FOR THE PURCHASE OF TECHNICAL RESCUE EQUIPMENT.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Chief Rankin requested to surplus and advertise for bids on govdeals.com the following miscellaneous equipment and property:

**Rico copy machine
Scott air packs, misc. parts and accessories
Multiple sections of misc. out of service fire hose
Church pew
(5) 4500psi air cylinders
Executive desk
Colortrac printer
Projector
Misc. Chairs
Lockers
Power horse Fire pump
Misc. exercise equipment
1992 E-one ladder truck
EZGO utility vehicle**

MOTION BY SIEGELMAN, SECONDED BY SMITHER TO APPROVE THE REQUEST TO SURPLUS AND ADVERTISE ON GOVDEALS THE VERSAILLES FIRE DEPARTMENT EQUIPMENT AND PROPERTY AS LISTED.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Mayor Miscellaneous

Mayor Traugott stated that Trick or Treat will be held on October 31st, 6:00pm – 8:00pm.

He stated that the City of Versailles will be holding the Boo Bash on Friday, October 28th 2:00pm – 5:00pm. He noted that it will be geared toward younger children and families but that everyone is invited to attend.

He announced the VMA Block Party to be held this Friday on Court Street.

Mayor Traugott noted that the Council Work Session will be Tuesday, September 13th at 4:30pm and discussion topics will include sidewalks and residential building permits.

He stated that the joint meeting between the Fiscal Court, Midway, Versailles, and the School Board to discuss school safety will be held in September 13th at 6:00pm at the Woodford County Middle School.

Mayor Traugott reminded everyone that the September 20th council meeting is cancelled.

He stated the POW/MIA ceremony will be Friday, September 16th at the Courthouse.

He invited everyone to attend the Versailles Twilight Festival on Saturday, September 24th.

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He also mentioned Jack Kain Ford will be hosting the Kickoff to Fall, a free family event, on Saturday October 1st, 11:00am – 4:30pm.

Mayor Traugott stated that the state is planning to resurface Main Street the first week of October.

He noted that the Mayor of Lexington recently announced the success of the Flock cameras and license plate readers that they recently installed including the arrest of a homicide suspect and recovering 73 stolen vehicles.

He announced the City's first e-newsletter edition will be released on November 9th.

Mayor Traugott stated that several City employees and leaders took part in a workplace diversity presentation today.

Council Miscellaneous/ Committee Reports

Council member Dake stated that the Water and Sewer Committee had met prior to tonight's meeting and is recommending a sewer adjustment for 2009 Hill Gail Way.

MOTION BY DAKE, SECONDED BY SIEGELMAN TO APPROVE A SEWER ADJUSTMENT FOR 2009 HILL GAIL WAY IN THE AMOUNT OF \$142.89.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Ms. Dake and Council member Johnson noted that the Downtown Stakeholder Summit was held on August 30, 2022 with several people attending, including 20 business owners, 16 property owners, 17 citizens, and multiple city and county leaders. The group participated in discussions including private and public investment and broke into small groups to have further discussions.

Council member Johnson stated that the Building Standards and Downtown Development ad hoc committee has lost two members and they have put out applications for people who may want to serve on the committee. Ms. Johnson received a completed application from Kim Estes, a former business owner with over twenty-five years of experience in marketing and development.

MOTION BY JOHNSON, SECONDED BY DAKE TO APPROVE THE APPOINTMENT OF KIM ESTES TO THE BUILDING STANDARDS AND DOWNTOWN DEVELOPMENT AD HOC COMMITTEE.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Council member Smither stated that the Downtown Revitalization Subcommittee met last Wednesday to negotiate the Downtown Revitalization contract with The Walker Company. He thanked Maria Bohanon, Sharon Hughes, Emily Downey, and William Downey for their work and time commitments to the project.

MOTION BY SMITHER, SECONDED BY KERKHOFF TO AUTHORIZE MAYOR BRIAN TRAUOGOTT TO ENTER INTO CONTRACT WITH THE WALKER COMPANY FOR THE DOWNTOWN REVITALIZATION PROJECT.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Department Directors

Fire Chief Rankin thanked Superintendent Danny Adkins and the Woodford County School Board for their recent implementation of the First Responders Lunch Program. The program invites first responders to come into any of the Woodford County schools and eat lunch with students for free. He stated that several from his department have participated and really enjoyed it.

Police Chief Mike Murray noted two events this weekend – Saturday at 8:30am is the Kids Triathlon at Falling Springs and Saturday at 9:00am is the Brothers Run at Big Spring Park.

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Mayor Traugott read a Proclamation declaring September as Childhood Cancer Awareness Month in the City of Versailles.

MOTION BY SIEGELMAN, SECONDED BY DAKE TO ENTER INTO EXECUTIVE SESSION PURSUANT TO KRS 61.810(1)(b) TO DELIBERATE ON THE FUTURE ACQUISITION OR SALE OF REAL PROPERTY AND KRS 61.810(1)(c) TO DISCUSS PROPOSED OR PENDING LITIGATION AGAINST OR ON BEHALF OF THE CITY OF VERSAILLES.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

MOTION BY SMITHER, SECONDED BY DAKE TO RETURN FROM EXECUTIVE SESSION TO THE REGULAR COUNCIL MEETING WITH NO ACTION TAKEN.

The vote was as follows: Bradley, Dake, Johnson, Kerkhoff, Siegelman and Smither voting aye.

Mayor Traugott adjourned the meeting without objections.

APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ELIZABETH C. REYNOLDS, CITY CLERK