

Meeting Notice & Agenda

MARION CITY COUNCIL

Tuesday, May 24, 2022 – 5 p.m.

Marion City Hall, 217 South Main Street, Marion, KY

Special Meeting

Call to Order

Business Agenda

1. 2nd Reading of Ordinance #22-08, entitled, “An Ordinance Adopting the City of Marion, Kentucky, Annual Budget for Fiscal Year 07/01/2022 Through 06/30/2023 by Estimating Revenue and Resources and Appropriating Funds for the Operation of City Government”
2. 2nd Reading of Ordinance #22-06 entitled, “An Ordinance Amending the Pay Plan for Classified City Employees and Non-Elected Officials”
3. 2nd Reading of Ordinance #22-07, entitled, “AN ORDINANCE ESTABLISHING THE REGULATORY LICENSE FEE FOR THE SALE OF ALCOHOLIC BEVERAGES IN THE CITY OF MARION FOR FISCAL YEAR 2022-2023”
4. 2nd Reading of Ordinance #22-09, entitled, “AN ORDINANCE OF THE CITY OF MARION, KENTUCKY AMENDING CHAPTER 50, WATER AND SEWER SYSTEM, SECTION 50.02, RATES AND CHARGES”
5. Adjourn

CITY OF MARION, KENTUCKY

ORDINANCE NO. 22-08

AN ORDINANCE ADOPTING THE CITY OF MARION, KENTUCKY ANNUAL BUDGET FOR FISCAL YEAR 07/01/2022 THROUGH 06/30/2023 BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT

WHEREAS, an annual budget proposal and message has been prepared and delivered to the Marion City Council as required by KRS 83 A; and

WHEREAS, the Council has reviewed said budget proposal and message and made necessary modifications;

NOW, THEREFORE, BE IT ORDAINED BY THE MARION CITY COUNCIL:

Section One: That the annual budget for the fiscal year beginning July 1, 2022 and ending June 30, 2023, is hereby adopted as follows:

	General Fund	Water Fund	Sewer Fund	ABC Fund	Municipal Aid	LGEA Fund	Rest./Motel	Total
<i>Revenues</i>								
Property Tax	368,400						236,000	
Payroll/Net Profits	485,000							
Intergovernmental Payments	387,428				60,000	2,000		
Interest & Miscellaneous	146,000	12,100	3,500	77,500	75	8	50	
Insurance Tax	210,000							
Water Sales		578,600						
Sewer Sales			420,600					
Service Chrgs.		10,000						
Penalties		15,000						
Environmental fee			705,000					
Loan Proceeds			5,000,000					
Franchise Fees	111,000							
TOTAL REVENUE	\$1,707,828	\$615,700	\$6,129,100	\$77,500	\$60,075	\$2,008	\$236,050	\$8,828,261
<i>Expenditures</i>								
Administration	509,214	27,475	141,919	74,808				
Appropriations	7,768							
Police Dept.	528,995							
E911 Dept.	340,040							
Fire Dept.	58,966							
Street Dept.	92,027							
Lights	88,500							
Planning/Zoning	73,420							
Building Fund								
Water Plant		383,162						
Sewer Plant			5,303,260					
System Maint./Debt		200,531	171,544					
Public Transp.					1,375	1,375		
Tourism							236,050	
TOTAL EXP.	\$1,698,929	\$611,168	\$5,616,723	\$74,808	\$1,375	\$1,375	\$236,050	\$8,240,428
Projected Net Increase (Decrease):	\$8,899	\$4,532	\$512,377	\$2,692	\$58,700	\$633	\$0	\$587,833

Section Two: Money allocated and approved in the line item, "Public Assistance," shall be withheld from organizations receiving in the aggregate an amount equal to or greater than \$750.00. Council approval is required for disbursement to each organization for which money is withheld. This money shall not be advanced to any organization from these line items until a budget is submitted. Further, organizations receiving in the aggregate an amount equal to or greater than \$10,000 shall, in addition to submitting a budget, appear by personal representative before the Council to explain budgetary documents.

Section Three: That this ordinance shall be effective on July 1, 2022.

Section Four: All ordinances and parts thereof in conflict with this ordinance are hereby repealed to the extent of the conflict.

COUNCIL MEMBERS	YES	NO
Donald Arflack	_____	_____
Phyllis Sykes	_____	_____
Darrin Tabor	_____	_____
Michael Byford	_____	_____
Dwight Sherer	_____	_____
D'Anna Browning	_____	_____

It appearing that ____ Council Members voted for the adoption of this ordinance, and _____ voted against, with _____ abstaining, the Mayor declared the ordinance adopted.

INTRODUCED AND GIVEN FIRST READING: _____
GIVEN SECOND READING AND PASSED: _____
PUBLISHED IN THE CRITTENDEN PRESS: _____

JARED BYFORD, MAYOR

ATTEST: _____
PAM ENOCH, CITY CLERK

**CITY OF MARION, KENTUCKY
ORDINANCE NO. 22-06**

**AN ORDINANCE AMENDING THE PAY PLAN FOR CLASSIFIED CITY
EMPLOYEES AND NON-ELECTED OFFICIALS**

WHEREAS, the City Council of the City of Marion, Kentucky, desires to amend the pay plan and set compensation for classified city employees and non-elected officials.

NOW, THEREFORE, BE IT ORDAINED BY THE MARION CITY COUNCIL:

Section One: That the pay plan attached hereto as EXHIBIT A shall govern the compensation of all classified city employees, including non-elected officials, full time employees, and employees in categories of employment other than full time, for services rendered on and after July, 2022, until amended by ordinance.

Section Two: All ordinances and parts thereof in conflict with this ordinance are hereby repealed to the extent of the conflict.

COUNCIL MEMBERS	YES	NO
Donald Arflack	_____	_____
Phyllis Sykes	_____	_____
Darrin Tabor	_____	_____
Michael Byford	_____	_____
Dwight Sherer	_____	_____
D'Anna Browning	_____	_____

It appearing that _____ Council Members voted for the adoption of this ordinance, and _____ voted against, with _____ abstaining, the Mayor declared the ordinance adopted.

INTRODUCED AND GIVEN FIRST READING: _____

GIVEN SECOND READING AND PASSED: _____

PUBLISHED IN THE CRITTENDEN PRESS: _____

JARED BYFORD, MAYOR

ATTEST: _____

PAM ENOCH, CITY CLERK

EXHIBIT A
CITY OF MARION - EMPLOYEE PAY PLAN
July 1, 2022 - June 30, 2023

<u>Position</u>	<u>Current Pay</u>	<u>New Pay</u>	<u>\$ Increase</u>	<u>% Increase</u>
<i>City Hall</i>				
City Administrator	\$ 66,300.00	\$ 70,941.00	\$ 4,641.00	7.00%
City Treasurer	\$ 38,250.00	\$ 41,673.38	\$ 3,423.38	8.95%
City Attorney	\$ 12,607.20	\$ 13,489.70	\$ 882.50	7.00%
<i>Planning & Zoning</i>				
Planning/Zoning Coordinator	\$ 27,040.00	\$ 28,932.80	\$ 1,892.80	7.00%
<i>Police</i>				
Police Chief	\$ 49,084.00	\$ 52,519.88	\$ 3,435.88	7.00%
Assistant Chief	\$ 46,028.10	\$ 49,250.07	\$ 3,221.97	7.00%
Sergeant	\$ 44,828.54	\$ 47,966.54	\$ 3,138.00	7.00%
Senior Officer	\$ 42,985.74	\$ 45,994.74	\$ 3,009.00	7.00%
Officer	\$ 42,471.34	\$ 45,444.33	\$ 2,972.99	7.00%
Assistant ABC Officer	\$ 12,000.00	\$ 12,000.00	\$ -	0.00%
<i>911</i>				
911 Coordinator	\$ 35,048.00	\$ 36,800.40	\$ 1,752.40	5.00%
FT Dispatcher	\$ 29,079.18	\$ 30,533.14	\$ 1,453.96	5.00%
<i>Fire</i>				
Chief	\$ 3,078.36	\$ 3,293.85	\$ 215.49	7.00%
Assistant Chief	\$ 1,050.60	\$ 1,124.14	\$ 73.54	7.00%
Fire Fighters (23 total) per run	\$ 39.47	\$ 42.24	\$ 2.76	7.00%
<i>Water & Sewer</i>				
Maintenance Supervisor	\$ 40,912	\$ 43,776.05	\$ 2,863.85	7.00%
City Clerk	33,970	\$ 36,347.99	\$ 2,377.91	7.00%
Lead Operator (Wastewater)	40,490	\$ 43,324.21	\$ 2,834.29	7.00%
Lead Operator (Water)	40,490	\$ 43,324.21	\$ 2,834.29	7.00%
Operator (Wastewater)	37,150	\$ 37,269.13	\$ 119.46	0.32%
Operator (Water)	34,831	\$ 37,269.13	\$ 2,438.17	7.00%
Operator (Water)	34,831	\$ 37,269.13	\$ 2,438.17	7.00%
Equipment Operator	29,436	\$ 31,496.15	\$ 2,060.50	7.00%
Laborer (Wastewater)	23,988	\$ 25,667.55	\$ 1,679.19	7.00%
Meter Reader	23,988	\$ 25,667.55	\$ 1,679.19	7.00%
Distribution & Collection Certification Adjustment	1,500	1,500	-	
Operator (Water - Part Time)				

EXHIBIT B**CITY OF MARION - ELECTED/APPOINTED OFFICIALS PAY PLAN**

July 1, 2021 - June 30, 2022

Position	Current Pay	New Pay	\$ Increase	
<i>Elected Officials</i>				
Mayor	\$ 9,705	\$ 9,705	\$ -	
City Council Member	\$ 3,684	\$ 3,684	\$ -	(6 people)
<i>Planning & Zoning</i>				
Planning Commissioners	\$ 998	\$ 998	\$ -	(6 people)
Board of Adjustments Member	\$ 998	\$ 998	\$ -	(3 people)
<i>Code Enforcement</i>				
Code Board Member	\$ 998	\$ 998	\$ -	(5 people)

**CITY OF MARION, KENTUCKY
ORDINANCE NO. 22-07**

**AN ORDINANCE ESTABLISHING THE REGULATORY LICENSE FEE FOR THE
SALE OF ALCOHOLIC BEVERAGES IN THE CITY OF MARION FOR FISCAL
YEAR 2022-2023**

WHEREAS, the City Council of the City of Marion, Kentucky (hereinafter “City”), is authorized to impose regulatory license fee on the sale of alcoholic beverages of each establishment therein licensed to sell alcoholic beverages pursuant to the KRS 243.075 and City of Marion Ordinance 19-08, and

WHEREAS, the City of Marion, Kentucky has reviewed the regulatory license fee revenues from the prior fiscal year as well as the expenditures related to the additional policing, regulatory and administrative expenses related to the sale of alcoholic beverages in the City, with a copy of income statement being attached hereto and incorporated herein by reference, and

WHEREAS, the City Council find that the current regulatory license fees are reasonably estimated to somewhat reimburse the City for the additional policing, regulatory and administrative expenses related to the sale of alcoholic beverages in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MARION CITY COUNCIL:

Section One: The regulatory license fee shall be five percent (5%) of gross sales of all alcoholic beverages sold by drink. In the case of retail sales of package distilled spirits and wine, the regulatory license fee shall be five percent (5%) of gross sales. The regulatory license fee shall be five percent (5%) on gross retail sales of package malt beverages.

Section Two: If any section, subsection, paragraph, sentence, clause, phrase, or portion of this Ordinance is for any reason declared illegal, unconstitutional, or otherwise invalid, such declaration shall not affect the remaining portions thereof.

Section Three: If any provision of this Ordinance is in conflict with provisions of existing Ordinances or laws, it is the intent of the City Council of the City of Marion, Kentucky, that the provisions of this Ordinance shall govern, and such provisions in existing Ordinances of Laws in conflict herewith are hereby rescinded.

Section Four: That this ordinance shall be effective upon its second reading and publication in the City’s legal organ.

COUNCIL MEMBERS

YES

NO

Donald Arflack

Phyllis Sykes

Darrin Tabor

Michael Byford

Dwight Sherer

D'Anna Browning

It appearing that _____ Council Members voted for the adoption of this ordinance, and _____ voted against, with _____ abstaining, the Mayor declared the ordinance adopted.

INTRODUCED AND GIVEN FIRST READING:

GIVEN SECOND READING AND PASSED:

PUBLISHED IN THE CRITTENDEN PRESS:

JARED BYFORD, MAYOR

ATTEST: _____

PAM ENOCH, CITY CLERK

**CITY OF MARION, KENTUCKY
ORDINANCE NO. 22-09**

**AN ORDINANCE OF THE CITY OF MARION, KENTUCKY AMENDING
ORDINANCE 21-03 CHAPTER 50, WATER AND SEWER SYSTEM, SECTION 50.02,
RATES AND CHARGES**

WHEREAS, the City of Marion operates a water and sewer enterprise that must be financially solvent; and

WHEREAS, said water and sewer enterprise is in need of significant capital improvements and infrastructure repair, including but not limited to a new wastewater treatment plant; and

WHEREAS, the Kentucky Infrastructure Authority (KIA) has the money available for these improvements at the best terms and conditions; and

WHEREAS, KIA has determined that in order for it to loan the City the needed funds for improvements, a fee must be placed on all water bills distributed by the City of Marion's Water and Sewer System.

NOW, THEREFORE, BE IT ORDAINED BY THE MARION CITY COUNCIL:

SECTION 1. That §50.02(E) of the Marion Code of Ordinances be amended to read as follows:

(E) In addition to all rates, surcharges and penalties contained herein this Section, there shall also be a flat-rate environmental assessment fee placed on all water bills to fund capital improvements and depreciation, structured as follows:

Effective July 1, 2021 the rate will be amended as follows:

- | | | |
|--|----------|-----------|
| 1) Up to 1,500 gallons | \$31.21 | per month |
| 2) 1,501 – 5,000 gallons | \$41.51 | per month |
| 3) 5,001 – 15,000 gallons | \$48.61 | per month |
| 4) 15,001-25,000 gallons | \$186.54 | per month |
| 5) Over 25,000 gallons | \$347.00 | per month |
| 6) Sewer customers not on the City water service | \$62.07 | per month |

~~Effective July 1, 2022 the rate will be amended as follows:~~

- ~~7) Up to 1,500 gallons **\$41.82** per month~~
- ~~8) 1,501 - 5,000 gallons **\$55.62** per month~~
- ~~9) 5,001 - 15,000 gallons **\$62.72** per month~~
- ~~10) 15,001 - 25,000 gallons **\$270.12** per month~~
- ~~11) Over 25,000 gallons **\$497.00** per month~~
- ~~12) Sewer customers not on the City water service **\$62.07** per month~~

SECTION 2. That all ordinances in conflict herewith are, to the extent of the conflict, hereby repealed, and that this ordinance shall become effective upon its passage by law pursuant to Kentucky Revised Statutes.

COUNCIL MEMBERS	YES	NO
Donald Arflack	_____	_____
Phyllis Sykes	_____	_____
Darrin Tabor	_____	_____
Michael Byford	_____	_____
Dwight Sherer	_____	_____
D'anna Sallins	_____	_____

It appearing that _____ Council Members voted for the adoption of this ordinance, and _____ voted against, with _____ abstaining, the Mayor declared the ordinance adopted.

INTRODUCED AND GIVEN FIRST READING: _____

GIVEN SECOND READING AND PASSED: _____

PUBLISHED IN THE CRITTENDEN PRESS: _____

JARED BYFORD, MAYOR

ATTEST: _____

PAM ENOCH, CITY CLERK