

Meeting Notice & Agenda

MARION CITY COUNCIL

Monday, June 15, 2020 – 5:00 p.m.

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

Regular Meeting

Call to Order

Public Comments

Business Agenda

1. Approval of the Minutes of March 16, 2020 Council Meeting and March 26, May 21, and May 28 Special Council Meetings
2. Consideration of Resolution #20-01, entitled, “Resolution of the City of Marion, Kentucky in Support of the Marion Police Department and a Continued Commitment to Combating Crime”
3. Introduction and First Reading of Ordinance #20-10, entitled, “Amending Marion Code of Ordinances”
4. Update on Projects
 - a. Sewer Line Project
 - b. Sidewalk Project
 - c. Paving Project
5. Update on 911E
6. Mayor/Council/Staff Comments & Questions
7. Adjourn

**Meeting of the Marion City Council
Monday, March 16, 2020 – 5 p.m.**

The Marion City Council met in Regular Session March 16, 2020 at 5:00 p.m. with Mayor Jared Byford presiding. Council members present were; Darrin Tabor, Phyllis Sykes, Donnie Arflack, Dwight Sherer, D'Anna Browning, and Mike Byford. City employees in attendance were as follows: Adam Ledford, Layten Croft, Pam Enoch, Chief Ray O'Neal, and the city attorney Bart Frazer. A public sign-in sheet is attached and made part of these minutes.

PUBLIC CONCERNS

Council member Byford invited Mr. Gleason, the CCEO from the Crittenden County Hospital, to sit in on a city council meeting.

Paul Beard, a resident at 219 Leland Ave., was present at the meeting for an update on the issue on Leland Ave. City Administrator, Ledford explained the contractors weren't interested in removing the excess asphalt from Leland Ave. He stated he would contact Rogers Group. Paul Beard advised that a metal tile had collapsed on the corner of Leland Ave. and request that the contractors look at it before they start paving.

GOVERNMENT

Motion by Phyllis Sykes, seconded by D'Anna Browning to approve the February 10, 2020, and February 20, 2020 special called meetings same as submitted to the council. All voted yes.

Motion by Dwight Sherer, seconded by Darrin Tabor to appoint Barbara Browning to the Marion Code Enforcement Board. All voted yes.

OTHER BUSINESS

Council member Darrin Tabor inquired about the procedure City Hall was taking with COVID-19. Administrator Ledford advised City Hall was open but not to the public. City of Marion employees will continue to report to work, and departments will remain active. Payments may be delivered to the city's drop box located outside of city hall.

Council member Donnie Arflack inquired about the fire hydrant list. Administrator Ledford advised Arflack the list was ready.

Council member Dwight Sherer asked what the chances were on getting the state to pave Main Street.

Council member D'Anna Browning making sure there wasn't going to be a turning lane in front of McDonalds and not taking away the parking spots. Administrator Ledford advised he would check and reconfirm it.

Council member Mike Byford asked if the two houses recently torn down by J & J excavating was paid for by Linda Schumann. Administrator Ledford explained that her estate hasn't been settled.

Mayor Jared Byford signed the state of emergency declaration.

ADJOURNMENT

There being no further business to come before the council, meeting was adjourned at 5:32 p.m.

JARED BYFORD, MAYOR

ATTEST:

PAM ENOCH, CITY CLERK

**Marion City Council
Special Called Meeting
March 26, 2020-5:15 p.m.**

**PURSUANT TO KRS 61.826 AND OAG 20-05, THE STATE OF EMERGENCY REGARDING THE THREATS TO PUBLIC HEALTH PRESENTED BY THE NOVEL CORONAVIRUS (COVID-19) PANDEMIC, AND MUNICIPAL ORDER, THIS MEETING OF THE MARION CITY COUNCIL WILL BE CONDUCTED BY VIDEOCONFERENCE. ALL CITY COUNCIL MEETINGS MAY BE ATTENDED BY THE PUBLIC BY VIEWING THE VIDEO CONFERENCE AT THE CITY'S YOUTUBE FEED ONLINE AT:
<https://www.youtube.com/watch?v=FnuLsVbaWQo>**

The Marion City Council met in Special Session March 26, 2020 at 5:15 p.m. with Mayor Jared Byford presiding. Council members present were Phyllis Sykes, Donnie Arflack, D'Anna Browning, and Mike Byford. City employees in attendance were as follows: Adam Ledford, Layten Croft, and Pam Enoch. Chris Evans from The Crittenden Press was present.

Motion by Mike Byford, second by Donnie Arflack to adopt Municipal Order #20-01 entitled, "CITY OF MARION, KENTUCKY PROVIDING FOR LEAVE UNDER THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT". All voted yes. A copy of said order is attached and made part of these minutes.

Motion by Phyllis Sykes, second by D'Anna Browning to adopt Municipal Order #20-02 entitled, "A MUNICIPAL ORDER CONCERNING CITY COUNCIL MEETING PROTOCOLS FOR NOVEL CORONAVIRUS (COVID-19)". All voted yes. A copy of said order is attached and made part of these minutes.

There being no further items on the special agenda; meeting was adjourned at 5:21 p.m.

JARED BYFOR, MAYOR

ATTEST:

PAM ENOCH, CITY CLERK

**Marion City Council
Special Called Meeting
May 21, 2020-5:15 p.m.**

The Marion City Council met in special session on May 21, 2020 at 5:15 p.m. with Mayor Jared Byford presiding. Council members present were; Darrin Tabor, Phyllis Sykes, Donnie Arflack, Dwight Sherer, D'Anna Browning, and Mike Byford. City employees in attendance were as follows: Adam Ledford, Layten Croft, Pam Enoch, Chief Ray O'Neal, and the City Attorney Bart Frazer. A public sign-in sheet is attached and made part of these minutes.

Council member Dwight Sherer introduced Ordinance #20-05, entitled, "An Ordinance Adopting the City of Marion, Kentucky, Annual Budget for Fiscal Year 07/01/2020 through 06/30/2021 by Estimating Revenue and Resources and Appropriating Funds for the Operation of City Government". The city attorney gave the first reading of said ordinance.

Council member Mike Byford introduced Ordinance #20-06, entitled, "An Ordinance Adopting the Pay Plan for Classified City Employees and Non-Elected Officials for Fiscal Year beginning 07/01/2020 through 06/30/2021, and Adopting the Pay Plan for Elected and Appointed Officials for the same Fiscal Year. Council member Donnie Arflack requested the money that was taken away for the fire department per run/drill and to be put back into the budget. The city attorney gave the first reading of said ordinance.

Council member Phyllis Sykes introduced Ordinance #20-07, entitled, "An Ordinance Amending Ordinance #19-05- The City of Marion, Annual Budget for Fiscal Year 07/01/2020 through 06/30/2021". The city administrator, Adam Ledford, stated this ordinance should have read #19-20, will have to amend at next council meeting. The city attorney gave the first reading of said ordinance.

Council member Donnie Arflack introduced Ordinance #20-08, entitled, "Ordinance Confirming the Sale and Awarding a Non-Exclusive Franchise to Atmos Energy Corporation, for a Term of Ten (10) Years for the Construction , Operation and Maintenance of a Natural Gas Distribution System Along and Under Public Right-of-Way within the City of Marion, Kentucky, in return for which Franchisee shall pay to the City an annual sum equal to Two Percent (2%) of the Gross Revenue Derived from the Franchise Awarded Herein". Council member Darrin Tabor discussed raising the percentage. The city attorney gave the first reading of said ordinance.

Council member D'Anna Browning introduced Ordinance #20-09, entitled, "An Ordinance Granting to Franchisee, the Non-Exclusive Right to Erect, Maintain and Operate In, Under, Over, Along, Across the Streets, Lanes, Avenues, Sidewalks, Alleys, Bridges, Highways, Easements Dedicated for Compatible Uses and Other Public Places in the City of Marion, Kentucky, and the Subsequent Additions Thereto, Towers, Cables and Ancillary Facilities for the Purpose of Constructing, Operating, Maintaining and Repairing Cable Service for a Period of Fifteen (15) Years Regulating the Same and Providing for Compensation of the City". The city attorney gave the first reading of said ordinance.

Administrator Ledford stated the City and CCEDC had been approached about the possibility of selling the Ed-Tech building to a non-for-profit organization. The City is the deed holder and currently pays the insurance on the facility while CCEDC has been maintaining and managing the building for over a decade. The current deed remains restricted by the federal granting agency until May of 2021.

ADJOURNMENT

There being no more items on the special agenda; meeting was adjourned at 5:51 p.m.

JARED BYFORD, MAYOR

ATTEST:

PAM ENOCH, CITY CLERK

**Meeting of the Marion City Council
Special Called Meeting
Thursday, May 28, 2020-5:15 p.m.**

The Marion City Council met in Special Session May 28, 2020 at 5:15 p.m. with Mayor Jared Byford presiding. Council members present were; Darrin Tabor, Phyllis Sykes, Donnie Arflack, Dwight Sherer, D'Anna Browning, and Mike Byford. City employees in attendance were as follows: Adam Ledford, Layten Croft, and the City Attorney Bart Frazer.

The City Attorney gave the second reading of Ordinance #20-05, entitled, " An Ordinance Adopting the City of Marion, Kentucky, Annual Budget for Fiscal Year 07/01/2020 Through 06/30/2021 by Estimating Revenue and Resources and Appropriating Funds for the Operation of City Government" Motion by Phyllis Sykes, seconded by Dwight Sherer with the vote being as follows: Darrin Tabor yes, Phyllis Sykes yes, Donnie Arflack yes, Dwight Sherer yes, D'Anna Browning yes, and Mike Byford yes. Motion carried.

The City Attorney gave the second reading of Ordinance #20-06, entitled, "An Ordinance Adopting the Pay Plan for Classified City Employees and Non-Elected Officials for Fiscal Year Beginning 07/01/2020 Through 06/30/2021, and Adopting the Pay Plan for Elected and Appointed Officials for the same Fiscal Year". Motion by D'Anna Browning, seconded by Mike Byford to adopt said ordinance with the vote being as follows: Darrin Tabor yes, Phyllis Sykes yes, Donnie Arflack no, Dwight Sherer yes, D'Anna Browning yes, and Mike Byford yes. Motion carried.

The City Attorney gave the second reading of Ordinance #20-07, entitled, "An Ordinance Amending Ordinance No. 19-05 -- The City of Marion, Kentucky, Annual Budget for Fiscal Year 07/01/2019 Through 06/30/2020". Motion by Dwight Sherer, seconded by Phyllis Sykes to adopt said ordinance with the vote being as follows: Darrin Tabor yes, Phyllis Sykes yes, Donnie Arflack yes, Dwight Sherer yes, D'Anna Browning yes, and Mike Byford yes. Motion carried.

The City Attorney gave the second reading of Ordinance #20-08, entitled, "Ordinance Confirming the Sale and Awarding a Non-Exclusive Franchise to Atmos Energy Corporation, for a Term of Ten (10) Years for the Construction, Operation and Maintenance of a Natural Gas Distribution System Along and Under Public Right-of-Way Within the City of Marion, Kentucky, in return for which Franchisee shall pay to the City an annual sum equal to Two Percent (2%) of the Gross Revenue Derived from the Franchise Awarded Herein". Motion was made by D'Anna Browning, seconded by Phyllis Sykes to adopt said ordinance. Councilman Tabor advised he thought the council should raise the percentage. No other discussion was had. The vote being as follows: Darrin Tabor no, Phyllis Sykes yes, Donnie Arflack yes, Dwight Sherer yes, D'Anna Browning yes, and Mike Byford yes. Motion carried.

The City Attorney gave the second reading of Ordinance #20-09, entitled, "An Ordinance Granting to Franchisee, the Non-Exclusive Right to Erect, Maintain and Operate In, Under, Over, Along, Across the Streets, Lanes, Avenues, Sidewalks, Alleys, Bridges, Highways, Easements Dedicated for Compatible Uses and Other Public Places in the City of Marion, Kentucky, and the Subsequent Additions Thereto, Towers, Cables and Ancillary Facilities for the Purpose of Constructing, Operating, Maintaining and Repairing Cable Service for a Period of Fifteen (15) Years Regulating the Same and Providing for Compensation of the City". Motion by Mike Byford, seconded by Donnie Arflack to adopt said ordinance with the vote being as follows: Darrin Tabor yes, Phyllis Sykes yes, Donnie Arflack yes, Dwight Sherer yes, D'Anna Browning yes, and Mike Byford yes. Motion carried.

ADJOURNMENT

There being no more items on the special agenda; meeting was adjourned at 5:25 p.m.

JARED BYFORD, MAYOR

ATTEST:

LAYTEN CROFT, CITY TREASURER

RESOLUTION OF THE CITY OF MARION, KENTUCKY IN SUPPORT OF
THE MARION POLICE DEPARTMENT AND A CONTINUED
COMMITMENT TO COMBATING CRIME
RESOLUTION NO. 2020-_____

WHEREAS, the City of Marion is a Municipal Corporation of the Home Rule Class under the laws of the Commonwealth of Kentucky, (hereinafter referred to as the “City”); and

WHEREAS, the City values and greatly appreciates the services provided by the City of Marion Police Department and all first responders throughout the Commonwealth and this Nation; and

WHEREAS, the City has a long-standing commitment of support for the City of Marion Police Department and all the men and women of the Police Department; and

WHEREAS, the City is dedicated to fighting and reducing crime in the City; and

WHEREAS, the City appreciates the bravery and selflessness that the men and women of the Police Department demonstrate every day while they protect and serve the citizens of this City,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARION, KENTUCKY as follows:

Section 1. The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

Section 2. The City Council and Mayor by this Resolution express their support of and appreciation for the Rule of Law and those First Responders and the men and women of the City of Marion Police Department that defend and protect the same.

Section 3. This Resolution shall be in full force and effect after its passage and approval in the manner provided by law.

RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARION, KENTUCKY THIS _____ DAY OF JUNE, 2020 with a vote of the Council being _____ YEAS and _____ NAYS with _____ ABSTAINING.

Mayor Jared Byford

Pam Enoch, City Clerk

City of Marion KY Tourism Commission
Minutes
June 9, 2020

Commissioners Present: Phillis Hardin, Tanner Tabor, Cody McDonald, Shelly Davidson, Jason Hatfield, and Kory Wheeler.

Others Present: Michele Edwards, Chris Evans, and Fred Stubblefield.

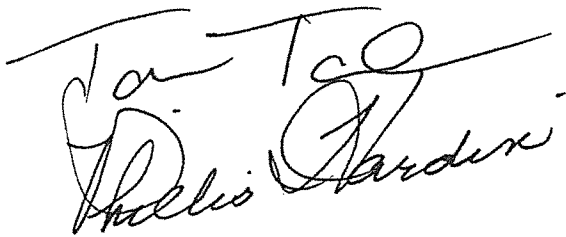
Call to Order: Chairman Tanner Tabor called the meeting to order at the Marion Welcome Center.

2020/2021 Budget: Fred Stubblefield representing the Ben E. Clement Mineral Museum explained and answered questions about the museums funding request.

Kory moved to approve a .50 per hour raise for the Executive Director and that the \$200.00 per month phone allowance be added to the salary rather than an office phone expense. Shelly Davidson seconded. Motion carried unanimously

Jason Hatfield moved to approve the 2020/2021 Marion Tourism Commission budget. Kory Wheeler seconded. Motion carried unanimously.

Shelly Davidson moved the meeting adjourn. Cody McDonald seconded. Motion carried.



Handwritten signatures of Tanner Tabor and Phillis Hardin.

Budget 2020/2021
Approved June 9, 2020

Projected Carryover Balance \$ **70,000.00**

Income

Matching Funds Grant \$ 1,300.00

Ag Development Grant \$ 14,350.00

Income From Taxes

Lodging \$ 1,000.00

Restaurant \$ 214,000.00

Total From Taxes \$ **230,650.00**

Interest Income \$ 125.00

Total Income \$ **230,775.00**

Total Income & Carryover \$ **300,775.00**

Savings \$ **30,000.00**

Expenses

Appropriations Expenses

City County Park \$ 15,000.00

Park Lights \$ 7,000.00

Park Maintenance & Fencing \$ 30,000.00

Dics Golf Land Lease with City \$ 5,700.00

Fohs Hall \$ 1,000.00

Community Arts \$ 4,000.00

Historical Museum \$ 1,000.00

Mineral Museum \$ 4,000.00

Recreation Center Equipment \$ 5,000.00

Parking Lot Construction \$ 15,800.00

Total Appropriations Expenses \$ **88,500.00**

Annual Events

Clement Mineral Show \$ 2,000.00

Christmas Parade \$ 250.00

Chamber Pumpkin Festival \$ 500.00

Murder Mystery \$ 500.00

Coyote Contest \$ 200.00

Big Buck Contest \$ 1,500.00

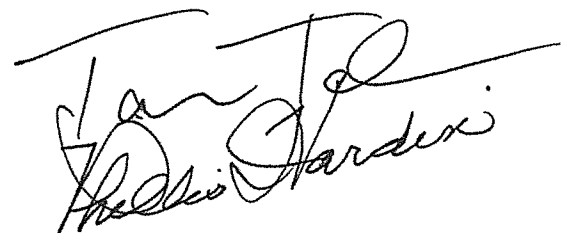
Backroads \$ 1,500.00

County Fair \$ 1,000.00

Disc Golf Tournament \$ 1,500.00

Other Events \$ 1,000.00

Total Event Appropriations \$ **9,950.00**



Budget 2020/2021
Approved June 9, 2020

Advertising / Promotions Expenses

Brochure & Map Expense	\$	4,000.00
State Co-op Advertising	\$	5,000.00
Advertising Local / Other	\$	27,392.00

Total Advertising \$ **36,392.00**

General Expenses

Financial Audit	\$	2,000.00
Conferences & Seminars	\$	300.00
Part Time Office Employee	\$	15,000.00
Part Time Park Employee		
Contract Worker Expense Market	\$	5,000.00
Market Repairs & Maintenance	\$	1,000.00
Market Mowing	\$	1,100.00
Insurance Expense	\$	300.00
Meetings Lodging Expense	\$	250.00
Meetings Meals Expense	\$	150.00
Membership Dues	\$	400.00
Mileage Expense	\$	400.00
Miscellaneous Expense	\$	1,000.00
Office Equipment	\$	2,000.00
Office Rental	\$	18,000.00
Office Supplies	\$	5,000.00
Payroll Expense - Salary -	\$	40,568.00
Payroll Expense - Benefits	\$	29,700.00
Post Office Box Rent	\$	65.00
Postage	\$	1,200.00
Utilities Expense Market	\$	3,500.00
Utilities Expense	\$	6,600.00
Maintain Website	\$	2,400.00

Total General Expenses \$ **135,933.00**

Total Expenses \$ **300,775.00**