

MINUTES OF REGULAR MEETING OF THE COMMISSIONERS  
OF THE CITY OF MIDDLETOWN

The Mayor and Commissioners of the City of Middletown held a regular meeting on Thursday, September 9, 2021, at 6:00 p.m. at City Hall, 11803 Old Shelbyville Road.

Present at the meeting were:

Mayor J. Byron Chapman  
Commissioner Ron Wolf  
Commissioner Mark Stigers  
Commissioner Paul Hayden  
Commissioner Amy Oliver  
City Attorney John Singler  
City Clerk Deborah Columbia  
Director of Operations, Marty Stansbury  
Treasurer Tracy Dohn  
MPD Chief Rob Herman

Call to Order

Mayor Chapman called the meeting to order at 6:00 p.m. and asked everyone to stand for the Pledge of Allegiance.

Silent reading of minutes from the Regular Meeting of 8/12/21

Commissioner Oliver made a motion to approve the minutes of the regular meeting of 8/12/21 and Commissioner Stigers seconded the motion. Motion carries.

Silent reading of Treasurer's report for August 2021

Commissioner Hayden made a motion to approve the Treasurer's report for August and Commissioner Wolf seconded the motion. Motion carries.

Middletown Cemetery 4A

Commissioner Oliver made a motion to approve the August financial report for the cemetery. The motion was seconded by Commissioner Wolf and unanimously approved.

Middletown Cemetery 4B

None.

### Announcements

Mayor Chapman remembered Paul Zimmerman, long time commissioner for the city. Paul passed away on August 30, 2021. Mayor Chapman will be attending a special 9/11 ceremony at the VFW and will present a proclamation.

Commissioner Wolf advised the festival begins Friday 9/10 and goes through Saturday 9/11 culminating with fireworks at 9:30 p.m.

### Museum Moment

Mrs. Wetherby said there is no opening date for the museum. Mayor Chapman told Mrs. Wetherby he could help - just let him know what works for them.

### Comments to the City Commission

None.

### Middletown Chamber of Commerce

Executive Director, Laura Wright was in attendance. The membership drive breakfast was held this morning and they signed up 4 new members. Commissioner Wolf had some questions about the city sponsorship. Commissioner Oliver suggested we have a special meeting to discuss. Commissioner Oliver made a motion to hold a special meeting with the chamber and Commissioner Hayden seconded the motion. Motion carries.

### Middletown Police Update, Chief Herman

Chief Herman provided the August update. Some highlights of the report were: met with StoryPoint residents about crime, did a walk through at Crosby (even though they are not in Middletown), spoke with Woodland Hills regarding MPD service and a license reader will be installed at Middletown Industrial Blvd. on 9/17/21.

### KIPDA Report on ARPA

No questions.

### Municipal Order 09-09-21-A Mural at the Green House, 11615 Main Street

Ameillia Baumgardner, proprietor of the Green House was in attendance. She stated she did not know she had to get an approval for a mural.

Attorney Singler read the municipal order. The mural does not have a commercial message and has been determined to be public art.

Commissioner Oliver made a motion to approve Municipal Order 09-09-21-A and Commissioner Hayden seconded the motion. Motion carries.

There was a question from Mr. Wetherby about this being a historic building and shouldn't it fall under their jurisdiction? Attorney Singler advised this is not a historic issue.

Municipal Order 09-09-21-B Approving Roof repairs at Middletown Library, 12556 Shelbyville Rd.

Mayor Chapman told the commission this is to fix the roof at the new library. We got two quotes and Christian Brothers was the lowest.

Attorney Singler read the municipal order. Commissioner Oliver made a motion to approve Municipal Order 09-09-21-B and Commissioner Wolf seconded the motion. Motion carries.

Ordinance 08-12-21-A Amending portions of the Public Records Ordinance, Chapter 35, Second Reading

Attorney Singler recapped the ordinance by stating the law has changed on the open records policy changing the 3-day response time to 5 days. Also, the new law is limited to residents of KY. This is the second reading, and it is ready for action.

Commissioner Wolf made a motion to approve Ordinance 08-12-21-A and Commissioner Stigers seconded the motion. Motion carries.

This is a call vote. All voted yes.

Resurfacing Middletown Roads Discussion

Mayor Chapman advised there are roads that need repaving: Towne Creek, Towne Creek Circle, Eastgate Village Drive, Myddleton Drive, Clarland Drive, Harrison Ave., Crosswinds Drive, Brothers Ave., Main Street - Clarland to Harrison and Old Station Rd.

We will put this out to bid. Attorney Singler will prepare the bid documents.

Attorneys Report

1. Transfer Station - Attorney Singler handed out copies of the LDC Chapter 1 Part 2 Definitions 1.2-47 that references Solid Waste Transfer Stations.
2. ABC Extended Hours - Metro pulled the ordinance. This was intended for bars and Middletown has 2 gas stations and 1 grocery store with extended hours.

Project Updates

None.

Motion to into Executive Session per KRS 61.810 (1) (C), 11905 Bragg Ave.

Commissioner Stigers made a motion to go into executive session and Commissioner Oliver seconded the motion. Motion carries.

Motion to go into open session

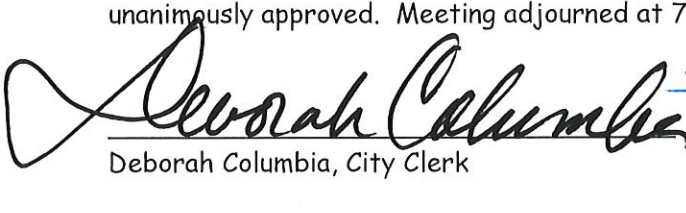
Commissioner Oliver made a motion to go back into open session and Commissioner Wolf seconded the motion. Motion carries.

Action on Real Estate

Motion to approve the payment of the 2003, 2004 and 2005 back taxes collected on 11905 Bragg Avenue, in the amount of \$7,203.71, in exchange for a complete settlement of all claims by all parties to a certain litigation filed in Jefferson Circuit Court, 21-CI-400169, upon condition that the funds go toward the workout agreement with the company holding the mortgage on 11905 Bragg Ave., and shall not be used personally by the property owners in any other way. If the \$7,203.71 is not used for these purposes only, the funds must be immediately returned to the City of Middletown. These terms shall be made part of any settlement agreement.

Adjournment:

Commissioner Oliver made a motion to adjourn the meeting, motion seconded by Commissioner Wolf and unanimously approved. Meeting adjourned at 7:00 p.m.

  
Deborah Columbia, City Clerk

  
J. Byron Chapman, Mayor