

BROADWAY TOWN COUNCIL

February 5, 2019

The Broadway Town Council met in regular session on February 5, 2019 in the Council Chambers of the Broadway Municipal Building. The following members were present: Mayor Timothy S. Proctor and Council Members Leslie E. Fulk, Richard E. Fulk, Douglas W. Harpine, David L. Jordan, and Beverly L. London. Councilman Chad L. Comer was absent. The following staff members were present: Town Manager Kyle D. O'Brien, Clerk/Treasurer Marla W. Kline, Town Attorney Matt Light, and Police Chief Randy Collins. Also in attendance were Joe Adolph, CeCe Dodd, Terri Hoover, Holly Hughes, Clifton Ray Kaderli, Carroll Layman, Steven Layman, Neil Marrin, Ron Smith, Morgan Wuenrihel, and Allison Williams.

Mayor Timothy S. Proctor called the meeting to order at 7:00 p.m. with the Pledge of Allegiance followed by the invocation.

Approval of Minutes and Bills:

Richard E. Fulk moved, seconded by Douglas W. Harpine, to adopt the minutes of the January 8, 2019 session of Council and to authorize payment of bills in the amount of \$981,661.00. The motion was approved with the following recorded roll call vote:

Chad L. Comer	Absent	Leslie E. Fulk	Aye
Richard E. Fulk	Aye	Douglas W. Harpine	Aye
David L. Jordan	Aye	Beverly L. London	Aye

Presentation: Schultz Theatre:

Neil Marrin provided an update of current happenings of the Schultz Theatre. He advised that the theater experienced a record-setting attendance of nearly 4,000 last year. He stated that since the theater group's relocation, he feels it has become an integral part of the Broadway family and is overwhelmed by the amazing support the community has shown. He introduced Terri Hoover, who recently joined the Schultz family. Mrs. Hoover familiarized everyone with the upcoming productions for 2019 and a brief summary of what each performance will bring. In conclusion, Ron Smith thanked the Town for its continued support of the theater and everything the Town has done to assist the theater.

Old Business:

Town Manager Kyle O'Brien noted that each member has been provided an annual report for Broadway Hometown Partnership (BHP) for 2018. BHP Executive Director CeCe Dodd advised that a list of 2019 events is posted on the bulletin board.

Mr. O'Brien then provided a slide presentation showing progress that has been made in the upgrade of the Town's water treatment plant. He stated that the project is well under budget and replacement of a water line in conjunction with the upgrade is nearly complete. He concluded that as of now completion of the project is anticipated to be in May.

Committee Reports:

Parks & Recreation Committee:

Chairman Doug Harpine reported that the baseball field light poles are now at the park. The Town's public works department is still awaiting appropriate weather conditions to install the lights.

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Finance Committee:

Chairman Richard Fulk announced that his committee will be meeting in the upcoming weeks to officially begin the budget process.

Personnel/Police Committee:

Chairman Leslie Fulk reported that both Kelsey Cubbage, the Town's newest officer who replaced Brandon Plogger, and K-9 officer Pogo have begun work. A copy of an activities report for the police department for the month of January is included in the minutes as Attachment A.

Streets & Properties Committee:

Chairman Bev London stated that after many discussions, the committee is recommending adoption of an updated inoperable vehicle ordinance. Beverly L. London moved, seconded by Douglas W. Harpine, to adopt ***AN ORDINANCE TO PROHIBIT THE KEEPING OF INOPERABLE MOTOR VEHICLES WITHIN RESIDENTIAL OR COMMERCIAL ZONING DISTRICTS, REPEALING EXISTING SECTION 90.13 OF THE TOWN CODE, AMENDING AND REENACTING SUCH SECTION AS SECTIONS 90.20 THROUGH 90.25 OF THE TOWN CODE, REGARDING THE SAME, AND FOR OTHER PURPOSES.*** The motion was approved with the following recorded roll call vote:

Chad L. Comer	Absent	Leslie E. Fulk	Aye
Richard E. Fulk	Aye	Douglas W. Harpine	Aye
David L. Jordan	Aye	Beverly L. London	Aye
Timothy S. Proctor	Aye		

A copy of the ordinance is included in the minutes as Attachment B.

Additionally, it was reported that demolition of the house on North Main Street has been completed and the Town's legal counsel will proceed with the process to auction the lot to pay off the property taxes and demolition fees.

Utilities Committee:

A copy of the water production report for the month of January is included in the minutes as Attachment C.

BHP:

No report.

Planning Commission Report:

Council representative Bev London reported that the Commission met and discussed at length the request for the elimination of the age restricted requirement for Trimble Heights Subdivision. She stated that the Commission recommended denial on a 3-2 vote citing reasons of traffic, density, school impact, as well as impact on those already living there.

Based upon the Planning Commission's recommendation and density concerns, Beverly L. London moved, seconded by Richard E. Fulk, to deny the request to lift the age restriction requirement for Trimble Heights Subdivision. The motion was approved with the following recorded roll call vote:

Chad L. Comer	Absent	Leslie E. Fulk	Aye
Richard E. Fulk	Aye	Douglas W. Harpine	Aye
David L. Jordan	Aye	Beverly L. London	Aye

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Timothy S. Proctor

Aye

New Business:

There were no items of new business.

Public Comment:

Ray Kaderli of Results Realty, the firm that requested the elimination of the age restriction in Trimble Heights Subdivision, inquired as to if the Council could give him guidance and/or direction on how to proceed with a more favorable development of the Trimble Heights subdivision. Mayor Proctor indicated that the Council discussed this at length at their last work session and agreed that density was the primary issue without the age restriction. He, along with Council members, encouraged Mr. Kaderli to take another look at the proposed development with a lower density and larger lots.

There being no further business, the meeting was adjourned.

Mayor

Timothy S. Proctor

Clerk

Marla W. Kline, MMC