

AGENDA
LYNDON CITY COUNCIL MEETING
MONDAY, DECEMBER 18, 2023

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL: ___ Susan Barto ___ Betsy Kramer ___ Carla Nalley ___ Becky Ricketts ___
Mardy Sidebottom ___ Vicki Stanley ___ Amy Stuber ___ City Attorney, John Singler

4. APPROVAL OF MINUTES: November 27, 2023 Council Meeting Minutes

5. TREASURER'S REPORT

6. ORDINANCE #11-27-23- 2nd Reading – Case No. 23-ZONE-0104- Zoning Change from R-5 to OR-1 with Binding Elements, Variance and Waiver at 106 Lyndon Lane

7. ANNOUNCEMENTS: Caucus Meeting – January 15, 2023 at 6:00 pm
Council Meeting – January 22, 2023 at 6:00 pm

8. OTHER BUSINESS

9. OPEN FLOOR TO PUBLIC

10. ADJOURNMENT

**CITY OF LYNDON
COUNCIL MEETING MINUTES
MONDAY, DECEMBER 18, 2023**

Mayor Brent Hagan called the Council Meeting to order at 6:00 p.m. The Pledge of Allegiance was recited. Those present: Susan Barto, Betsy Kramer, Carla Nalley, Becky Ricketts, Mardy Sidebottom, Vicki Stanley, Amy Stuber and City Attorney, John Singler. Several guests were present.

A motion was made by Mardy Sidebottom, seconded by Betsy Kramer to approve the minutes of the November 27, 2023 Council Meeting. Motion carried unanimously.

The City Clerk read the Treasurer's Report which will be filed for audit. Ending balance for December 1, 2023 was \$4,053,420.16.

ORDINANCE #11-27-23- 2nd Reading – Case No. 23-ZONE-0104- Zoning Change from R-5 to OR-1 with Binding Elements, Variance and Waiver at 106 Lyndon Lane- A motion was made by Becky Ricketts, seconded Carla Nalley, to have a second reading of Ordinance #11-27-23. Motion carried unanimously. Mr. Singler gave the second reading. A motion was made by Susan Barto, seconded by Amy Stuber to approve Ordinance #11-27-23. Motion carried unanimously.

MUNICIPAL ORDER #12-18-23 – The Mayor told the council this request came in today to extend the closing date on 8100 Lyndon Park Lane, this being the 5th amendment for Contract of Sale. Mr. Singler added they have applied for tourism tax dollars which they are expected to close deal on or before April 30, 2024. Council member Vicki Stanley asked about the business being a franchise and if there was a possibility if the City could renegotiate the value of the property. Amy Stuber mentioned leveraging the cost of the pavilion. Mr. Singler stated their contract is approaching expiration and they are asking for another extension. It is up to the council if they want to grant their request. More discussion was held. Susan Barto brought up if the council could add to the municipal order that this would be the last extension to the contract. The Mayor explained more details about the tourism tax. Council agreed to add wording to municipal order, section A., "There will be no further extension of the contract". A motion was made by Becky Ricketts, seconded by Carla Nalley to approve the municipal order as amended. Motion carried unanimously.

COUNCIL MEMBER RESIGNATION – Betsy Kramer is moving out of Lyndon and sent a letter of resignation. Mr. Singler explained the council has 30 days to from the date of the resignation to accept and appoint someone to fill the vacancy. Her original letter was dated December 12th which would force the council to have a special meeting, so she agreed to change the date of her resignation to December 30th. This will allow the council to discuss potential candidates at the January Caucus meeting and decide at January Council meeting. Motion made by Vicki Stanley, seconded by Amy Stuber to accept the resignation letter from Ms. Kramer effective December 30, 2023. The Mayor mentioned he would like to have Ms. Kramer back to present her with a plaque next year. Discussion was held about the appointment details.

OTHER BUSINESS: Ms. Stuber thanked the Police Department for the way they handled a recent domestic abuse situation involving a patient of a psychiatrist on New Lagrange Rd. She stated the doctor was very thankful for their quick response.

Ms. Stanley asked if the bank on New Lagrange had been sold. The Mayor said it has not officially. Discussion was held.

OPEN FLOOR TO PUBLIC: Several business owners attended the meeting expressing their disappointment of the occupational tax recently passed, stating they were caught off guard because they were not made aware before the ordinance was approved. Michael Tabor spoke, asking questions about what research was done and asked the council to repeal the ordinance immediately and conduct an open forum hearing from business owners and others who would be impacted by the tax. Justin Baker, who is in commercial real estate stated the city "doesn't have a clue the impact that you're making". He also made comment about how many businesses he believes will leave Lyndon. David Williams, broker, stated he expects corporate entities to leave Lyndon. Tom Foot asked what dollar estimate the city expects to gain from this tax. He mentioned he would like to get more answers from the City regarding the need. The Mayor answered their questions regarding the need for the tax. He explained the need for the police department because of the lack of service from Metro, not only in Lyndon but also neighboring cities. He was aware a police department would require a large budget before acquiring one. The Mayor also explained the need for renovations to infrastructure of street and drainage issues that have been neglected for years. The Mayor also stated Metro's revenue commission couldn't identify the businesses within Lyndon because we share 3 zip codes with other areas so an accurate estimate of revenue couldn't be assessed. He stated 85% of cities in Kentucky with population over 10,000 have an occupational tax and Lyndon is one of the last in Jefferson County to implement one. He confirmed the notification postcards were sent to the business that have current licenses as well as any vacant spaces, all addressed to "Occupant" and apologized for the lack of knowledge to those who state they didn't receive one. More people who didn't state their names, spoke with their concerns and more discussion was held.

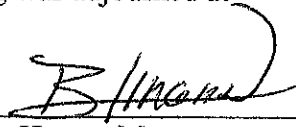
After more comments. Amy Stuber asked if the tax was phased in or slowly implemented, would these businesses consider staying in Lyndon or were they adamant about no tax at all. One business owner stated it is more likely businesses will stay in Lyndon if it what phased in. Andy Benner, a resident of Lyndon, spoke up to represent himself as an employee working in Lyndon. He stated he didn't know much about the occupational tax but feels like 1% is not a big hit to his salary. Daniel Clift, business owner, also spoke of this concern and stated he did not receive the postcard mailed to business owners. The Mayor asked how the City can communicate better in the future since the effort to reach out with a postcard and newsletter article 4 months ago did not apparently reach each business. Ms. Stanley asked if the council could bring up the ordinance next Caucus, in which the Mayor said at anytime it can be discussed but City Attorney, Mr. Singler stated it cannot be repealed or amended without two readings at two separate Council Meetings.

Eric Butler, a resident on Fenley Ave, inquired about the possibility of installing a sidewalk to connect to Washburn. The Mayor informed him the road has to be widened to at least the standard 18 feet and he has had estimates to improve some of these narrow roads. That project

requires a budget of \$750,000 on its own. The Mayor stated he doesn't have a date because it is in preliminary stage but it is being considered.


ANNOUNCEMENTS: Mayor Hagan announced the next Caucus Meeting will be January 15, 2023 and the next Council Meeting will be January 22, 2023, both at 6:00 p.m.

ADJOURNMENT: There being no further business the meeting was adjourned at 7:10 p.m.



Brent Hagan, Mayor

ATTEST:



Stacey Woodward, City Clerk