

The Paris City Commission met in special session at 8:10 a.m. on Friday, June 29, 2018.

Mayor, Michael Thornton, called the meeting to order and the Pledge of Allegiance was recited.

City Clerk, Stephanie Settles, conducted roll call.

Present

Mayor, Michael Thornton, Commissioner, Commissioner, Michael Kendall, Commissioner, Matt Perraut.

Absent

Wallis Brooks, Commissioner, Tim Gray

Others in Attendance

City Manager, Daron Jordan, City Attorney, Todd Osterloh, CPA, Brad Oberlander, and City Clerk & Treasurer, Stephanie Settles.

Upon determining a quorum was present for the transaction of business, City Manager, Daron Jordan proceeded to conduct the meeting.

Motion by Kendall, seconded by Perraut, approving Ordinance 2018-5 regarding financial support for 911 emergency telephone service provided to the residents of the City of Paris. Motion carried by roll call vote of 3-0 with Kendall, Perraut, and Thornton voting aye.

**CITY OF PARIS, KENTUCKY
ORDINANCE NO. 2018-5**

**AN ORDINANCE REGARDING FINANCIAL SUPPORT FOR THE 911
EMERGENCY TELEPHONE SERVICE PROVIDED TO THE RESIDENTS OF THE
CITY OF PARIS AND ENACTING A MONTHLY WATER METER FEE IN THE CITY**

WHEREAS, the Board of Commissioners of the City of Paris makes the following findings of fact:

1. In 1997, the City entered into an interlocal agreement with Bourbon County to establish a public safety answering point to answer all calls within Bourbon County in what was then known as an enhanced 911 emergency service system.
2. The 1997 interlocal agreement provided for a fee to be charged to every local telephone subscriber in the amount of seventy-five cents per month (\$0.75).
3. This fee was subsequently raised by the E911 Board and the City and County to the current rate of three dollars per month (\$3.00).
4. This current funding source for financial support for the E911 system based upon a charge on "land line" phones in the City of Paris has encountered a decline in receipts. For Fiscal Year 2013, receipts totaled approximately \$192,214 declining to the most recent Fiscal Year 2017 of receipts of approximately \$155,123.
5. Operational expenses for the 911 emergency telephone service have increased. Expenses were approximately \$643,364 in Fiscal Year 2013. In the upcoming budget, operational expenses are expected to be \$749,175 in Fiscal Year 2019.
6. The 911 operating system does also receive state reimbursement which was approximately \$131,283 in Fiscal Year 2013 and approximately \$149,415 in Fiscal Year 2017. This funding source is insufficient to make up for the loss of funding from "land line" phone revenue.
7. The 911 emergency operations provide services to every person and structure within the City. The 2017 population estimate for the City of Paris was 9,808 persons according to American Fact Finder/Census website. For the 2017 tax year, the Bourbon County PVA reports that within the City of Paris there were 3,393 residential units, 22 farm units, and 417 commercial units for a total of 4,032 structures or buildings within the City of Paris.
8. The City of Paris has approximately 4,074 water meters located within the City.
9. Because of the increasing shortfall of operational revenue from the landline telephone fee and the state reimbursement's inability to make up such shortfalls, the City of Paris and Bourbon County have had to make cash contributions in order to meet the expenses of the 911 operating system.
10. In Fiscal Year 2013, the City contributed the sum of \$180,000 in order to secure a balance budget for 911 operational expenses. In Fiscal Year 2019, the City is budgeted to make a cash contribution of \$222,000 in order to secure a balanced budget for 911 operational expenses.

WHEREAS, the Board of Commissions for the City of Paris, or a portion thereof in separate publicly announced meetings, have previously discussed the declining revenue available to fund the 911 operations including but not limited to City Commission meetings of February 4, 2017, March 14, 2017, July 25, 2017, December 12, 2017, March 27, 2018, April 10, 2018, May 5, 2018, May 22, 2018 and a special called meeting of the Paris City Commission specifically to address measures to improve E-911 funding of June 5, 2018. This issue was also a topic for the agenda at joint meetings held by the City of Paris Board of Commissions with the Bourbon County Fiscal Court occurring on August 22, 2017, November 21, 2017, February 22, 2018. The matter was further addressed at numerous meetings of the E-911 Board and/or the Paris Bourbon County EMS Board including but not limited to meetings on June 12, 2017, November 13, 2017 and April 9, 2018.

WHEREAS, technology advancements have resulted in the current financial system for support of 911 emergency communications unfairly placing the burden of supporting the system on a disproportionately smaller segment of the citizens of the City and KRS 65.760 provides that the financial support of 911 emergency systems “may be obtained through the levy of any special tax, license or fee not in conflict with the Constitution and Statutes of this state,” and

WHEREAS, the City of Paris Board of Commissioners has considered recent rulings by appellate courts in Kentucky including *City of Lancaster, et al v. Garrard County, Kentucky*, Kentucky Court of Appeals, No. 13-CA-716 (rendered August 11, 2017); and *Greater Cincinnati/Northern Kentucky Apartment Association, Inc. v. Campbell County Fiscal Court*, 479 S.W.3d 603 (Ky. 2015).

NOW THEREFORE BE IT ORDAINED BY THE CITY OF PARIS CITY COMMISSION THAT THE FOLLOWING SECTIONS OF THE CODE OF ORDINANCES BE ADDED:

There is established, imposed, and implemented a monthly charge of \$4.50 on every water meter providing service and located in the City of Paris, Kentucky. Every water company, water association, water district, or other entity operating a water distribution system in the City of Paris, Kentucky shall collect the established fee and remit any amount collected on not less than a monthly basis to the City of Paris. The City shall deposit the amounts received in a separate and segregated account to be used solely for the purpose of making contributions to its responsible share of funding provided to the Paris-Bourbon County E911 Board for 911 emergency operations as permitted by statute or other law.

If any provision of this Ordinance for any reason or to any extent, be invalid or unenforceable, the remainder of this Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby, but rather shall be enforced to the greatest extent permitted by law.

The foregoing ordinance shall take effect immediately upon execution and publication.

The foregoing ordinance was introduced and read for the first time as the City Commission’s regular meeting of June 12, 2018. Read for the second time, adopted and approved at its special meeting of June 29, 2018.

Adjourn

Motion by Kendall, seconded by Perraut, the motion unanimously carried to adjourn the meeting at 9:01 a.m.

Mayor, Michael Thornton

Attest:

City Clerk/Treasurer, Stephanie Settles