

**CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
MONDAY, SEPTEMBER 9, 2013**

Councilwoman Gloria Taft gave the invocation

Pledge of Allegiance was recited

Mayor Ellis called the meeting to order at 6:33 p.m. and welcomed everyone to the meeting.

Council members present: Bernie Brown, Jose' Cubero, Faith Portman, Clinton Kline and Gloria Taft.

Mayor Ellis asked for a motion to dispense with the reading of the minutes from the 8/26/2013 regular meeting. Jose' Cubero made motion to dispense with reading. Gloria Taft 2nd. Motion carried 5-0-1 absent.

Mayor Ellis asked for a motion to dispense with the reading of the minutes from the 9/4/2013 special meeting. Bernie Brown made motion. Jose' Cubero 2nd. Motion carried 4 in favor-1 abstain-1 absent.

Mayor Ellis asked for a motion to dispense with the reading of the minutes from the 9/5/2013 special meeting. Faith Portman made motion. Clinton Kline 2nd. Motion carried 5-0-1 absent.

Mayor Ellis called for a motion to approve minutes as written from the 8/26/2013 regular meeting. Gloria Taft made motion to approve. Jose' Cubero 2nd. Motion carried 5-0-1 absent.

Mayor Ellis called for a motion to approve minutes as written from the 9/4/2013 special meeting. Jose' Cubero made motion. Clinton Kline 2nd. Motion carried 4 in favor-1 abstain-1 absent.

Mayor Ellis called for a motion to approve minutes as written from the 9/5/2013 special meeting. Faith Portman made motion. Gloria Taft 2nd. Motion carried 5-0-1 absent.

Mayor Ellis announced that the Special Meeting we were talking about just now were to set the real estate property tax and personal property tax. The real estate property tax lowered this year from 14.8 cents per \$100 to 14.1 cents per \$100. The personal property tax remained the same at 14.8. We had to hold special meetings last week because the County was sending out tax bills first thing this morning. So be looking for County tax bills from the Sheriff's Department in the mail soon!

There was no **Old Business**.

New Business:

Discussion on approval of a Parade Permit for Shepherds Shelter 5K walk/run to be held on November 16th. There was no one present from Shepherds Shelter. After discussion on the route Faith Portman made motion to approve. Bernie Brown 2nd. Motion carried 5-0-1 absent.

Discussion on approval of a Parade Permit for St. Aloysius Catholic Church for a Fall Festival/Rod Run to be held on October 5th. Depp Rasner was present on behalf of St. A. Event will be from 2:00 pm to 10:00 pm. Plum Street will be blocked from Highway 44 to 3rd Street and also Combs Court. Jose' Cubero made motion to approve. Clinton Kline 2nd. Motion carried 5-0-1 absent.

City Attorney Joe Wantland had first reading by Summary of Ordinance 013-(number to be assigned) amending Ordinance 013-136 (Civil Service Ordinance). Mayor Ellis stated the second reading and discussion will be held on September 23rd.

Daryl Lee: Had nothing to report.

Duane Price: Not present at meeting; no report.

Sign in Speakers:

Bobby Miller, 280 Stevens Drive: The City put in a burn permit to burn brush and stuff. I came up last Tuesday morning and filled out a burn permit. I wanted to burn Friday so I took a day's vacation Friday to burn the brush. I have heard nothing back from anybody whether or not it's okay to burn or not. What is the waiting period once you've filled the permit out? Chief Layne Troutman: Usually the day you come up and fill it out the Fire Marshall comes right out and takes care of it. Bobby Miller: It was last Tuesday and here it is Monday of the following week and I still haven't heard anything. Chief Troutman: Who did you give it to? Bobby Miller: I filled it out and handed it to the lady behind the desk out there. Chief Troutman: I don't know whether we ever got it or not. Fire Marshal Ted Calvert: I'll be honest with you. I haven't seen anything on Stevens. I had three of them and Stevens wasn't one of them. It could have gotten lost between the front and me; I usually try to get out there within a day or so. I'll be out there first thing tomorrow. As long as you've got it piled up the way you want it; that's what I need to see. Bobby Miller: I've got it piled up. That's all I had. Thank you.

Barry Baugh, 1823 Highway 44 West: There are a couple things I wanted to talk about. I got the sidewalks done on Highway 44 West on the north side to ADA standards. The State did \$189,000 worth of work on them to bring them up to standards. I got pretty much all the handicap signs all through Shepherdsville put up. There is one down at Circle K on 44 right now that I've been trying to get them to put back up. Also the entrance to Circle K on 44 West. It's not safe because there is a culvert that runs across the entrance; it's on the State easement but even though it's on the State easement the State says that entrances have to be repaired by the property owner which is Circle K. I've got some photographs in my camera; my computer is down. I'd like to show you how bad it is. You almost have to come to a complete stop when you're turning in there. It's very dangerous. I've been almost hit several times and there have been quite a few accidents in that spot. I talked to a manager at Circle K and they said they talked to their corporate office and they came out, whether they did or didn't, I don't know. They said the corporate office told them they would not fix it. Bernie Brown: So this didn't come from the State of Kentucky people? Barry Baugh: No. Mayor Ellis: I don't know that we would really have a leg to stand on to tell somebody what to do on their personal business property. Bernie Brown: Is it the property owner's responsibility to fix or the State if it's on an easement? City Attorney Wantland: If it's on the encroachment permit the State has given the property owner to maintain it properly and I'm assuming that's what we're talking about; its ingress and egress. Mayor Ellis: Mr. Baugh, tomorrow I'm going to call District 5. That's a franchise there so it's not going to be a corporate thing; it's a franchisee store there. I think at one time that area right there in the front where you see the broken up concrete had those metal grates in there. I'm thinking somebody has taken those metal grates out and patched it in just however they wanted to. Whether or not that was the State or Circle K I don't know. I will make some calls tomorrow and see what we can find out.

Department Reports: None

Council Reports:

Faith Portman: Have we heard anything about street cleaning? I know you met with them. Mayor Ellis: They were out the other day cleaning. They've already cleaned Buckman Street and several others placed. They've only gone to where the curbs end at on 44 they can't go where they are no curbs. All of Buckman to Big O all the way to the bridge; including the bridge. Faith Portman: Have you talked to anybody about recycling? Mayor Ellis: Asked MS4 Coordinator Josh Edwards if they had done some research on recycling. Josh Edwards: We've done some research as far as having anything written I'll have it by the next meeting. Faith Portman: Have you all contacted everybody? I know QRS is real interested and they contract out with Eco-Tech. Josh Edwards: I know the majority of places that the guys have talked to will set the dumpsters and will do all that; however all you're doing is giving them the money. What we want to do is have it where we collect the money off of it. Faith Portman: I don't think QRS is like that. Check with the County, I think that's who they went with. Mayor Ellis: Let's talk to Logan tomorrow and have him get in touch with those folks. Faith Portman: The fence around the impound lot? Mayor Ellis: We're working on that. I talked to Mr. Wofford the other day. Chief and I actually had Okolona Fence give us a quote on some things but they never came back with a quote. So we're trying to get in touch with a couple others now to give us a quote on it. Clinton Kline: Metro is quick. Faith Portman: I know we have that MAP money, have we looked at

sidewalks on 44 East in front of Bullitt Central but across the street? I know there is a lot of steps and the concrete is broke is a lot of spots. Mayor Ellis: Are you talking the actual concrete, the sidewalks are actually busted? That is something we can look in to.

Mayor Ellis: We have a few things to take care of in Executive Session; so at this time I'll ask for a motion to adjourn to Executive Session to discuss property acquisition/litigation. Clinton Kline made motion to go into Executive Session. Faith Portman 2nd. Motion carried 5-0-1 absent.

Faith Portman made motion to return to Regular Session. Clinton Kline 2nd. Motion carried 5-0-1. City Attorney Wantland: The Council has instructed this Counsel to proceed to protect the interests of the City we're negotiating an easement and to consider some other things that we are working on and basically it's an investigation work in progress. So there is not any decisions that have been made on a final basis at this time.

Clinton Kline made motion to adjourn. Gloria Taft 2nd. Motion carried 5-0-1 absent. Meeting adjourned at 7:41 p.m.

R. Scott Ellis III, Mayor

Attest: _____
Tammy Richmond, City Clerk