

**CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
MONDAY, March 23, 2015**

Pastor Mike Miller, Family Day Ministries gave the invocation
Pledge of Allegiance was recited
Mayor Ellis called the meeting to order at 6:30 p.m.

Council members present: Larry Hatfield, Dana Bischoff James, Bernie Brown, Gloria Taft.

Mayor Ellis asked for a motion to dispense with reading of the minutes from the 3/9/2015 regular meeting. Dana Bischoff James made motion to dispense with reading. Gloria Taft 2nd. Motion carried 4-0-2 absent.

Mayor Ellis asked for a motion to approve minutes as written from the 3/9/2015 regular meeting. Larry Hatfield made motion to approve 3/9/2015 minutes as written. Bernie Brown 2nd. Motion carried 4-0-2 absent.

Mayor Ellis announced the Walmart Grand Opening/Ribbon Cutting Ceremony would be Wednesday, March 25th, 7:30 a.m. Doors will open at 8:00 a.m. for shoppers and he would love to see any past/current Council Members there to celebrate this great opportunity for our City.

Presentations:

(Randy Hammond came in at this time.)

Col. Doug Puckett and Sgt. Dan Patchin reported on the Police Department's Annual Report: Col. Puckett: We want to give everybody the 2014 Annual Report. Sgt. Patchin is going to give the update on it. Sgt. Patchin: I'm not going to go through the whole booklet; I'm just going to go through the highlights and we created a Power Point so the members of that are present behind us that are attending the meeting can see. Also we have copies that we will be placing on the back table for anyone in the Community that wants to pick up a copy as well. Also in the website, when work is completed with Louisville Geek probably the past ten years of annual reports will also appear there for the public too. The first section we want to talk about is what we call CAD events. CADs are what we call CADs are what we call Computer Aided Dispatch and what that is anytime dispatch sends an officer on a call where a citizen has called in; an officer calls out on a traffic stop; calls out basically for anything; it creates a CAD, it creates a number. So in 2014 you can see where the Department responded to 39% of all CAD entries for the entire County regarding law enforcement. This is roughly a 7% increase from 2010 to 2014; in 2010 we had 14,988 in 2015 we have 24,508 so it's roughly a 7% increase from 2010. The other section we want to talk about and that is the section a lot of people want to talk about is Part I and II Offenses, this is really what the Police want to talk about a lot and that's basically our crime. Part I and Part II Offenses include criminal homicide, forcible rape, robbery, assault, burglary, theft, motor vehicle thefts. That is your Part I crimes. This is Part I and Part II is what the FBI crime index is broken down in to. The Part II Offenses include your forgery, fraud, embezzlement, vandalism, illegal drugs and other offenses. Basically these are the most serious crimes that take place in the City and also affect the workforce and the residents the most. This chart is a little hard to read but basically shows a steady decrease in crime since 2012 in our Part I and Part II crimes. The number of burglaries and theft cases has steadily declined since 2012; burglary cases are down 34% in the past year; theft cases are down 14%. Since 2010 burglary cases have decreased some 47% and theft cases some 31%. You can see where we do have some increases in crime like our assaults, robberies, fraud cases and some other miscellaneous events went up as well. It's important that I make sure that everyone understands when we talk about Part I and Part II Offenses these numbers you are seeing are not all the crime that occurred in the City. It's only the crime that is required by the Agency to report to the FBI for crime indexing; for example, when we talk about theft, shoplifting is probably not a crime that is included in our reporting. This only covers Part I and II Offenses; it does not cover all crime committed in the Community. Our clearance rates; this is what we are particularly proud of. You'll see in 2010 we were averaging 64% clearance rate on Part I and II Offenses; in 2014 we were at 71%. When we talk about clearing a case that means when we bring a case in, a citizen has reported a crime to us, we're able to

resolve it through prosecution, we find the person, we charge the person with a crime; the second way is we prove the crime never occurred, it was false reporting; or third, the victim refuses to cooperate in prosecution which we call prosecution decline. Those are the three ways in which we clear a case. So of those totals 71% were cleared in 2014 and I would say, although I don't have the National average for last year, it's usually around 35-40%; so we think we are doing very well with solving crime. Stolen property, the blue on the chart represents the value of property stolen that calendar year. The orange represents the total recovered value. You'll notice in 2011, 12 and 13 your recovered value is much less than your actual theft value; and in 2014 our recovery value is actually higher than our theft value. Basically what that is it means we recovered property from other Departments etc. which we show that we recovered that property. 2014 is an anomaly; it likely will not occur again. I don't want anyone to think that 2014 is an indication of things to come in the future because in all likelihood that is not going to be a trend. What you're likely to see is what you see in 2011, 12 and 13. Citations, arrests, basically we just show total numbers there. In 2010 we did 713 arrests/citations; in 2014 we did 810. What these numbers represent and it can be somewhat elevated when we talk about 810 in 2014 we're not talking that we cited 810 people; if an officer stops someone and charges someone with speeding, no insurance, expired plates, that is three citations technically under this system; so that 810 doesn't actually represent 810 separate people. Motor Vehicle Accidents, that's where we're seeing a giant increase; you'll notice in 2010 we did 656 separate accidents, in 2014 we did 897; that's a 31% increase since 2012. Accidents are obviously going up and they are going up largely because the community is growing and we're getting a lot more traffic. The last thing I'll talk about and that's the thing that everyone loves to talk about and that is staffing levels. The Department completed another staffing level survey, the blue on the graph represents current patrol officers; yellow represents the International Association of Chiefs of Police model; and the green represents the national average. Currently the census has the population of the City of Shepherdsville at 11,676; expanding industrial area and workforce that commutes to each area every day has placed more demands on the Department. The International Association of Chiefs of Police which is the yellow bar suggests that the Shepherdsville Police Department should be staffed by 27 patrol officers not including detectives and command officers. The National average which is what you'll see in the green their average is saying that you should have 2.5 officers per thousand residents; using that formula the Shepherdsville Police Department should be staffed at about 30 full time officers. That staffing level is much more in depth as well as everything else that we just covered very quickly is much more in depth in the report that you have in front of you; this is just a very quick summary of that report.

Arthur Jones gave update on status of the City of Shepherdsville zoning map: Last week I was instructed by the Council to take two weeks go look at the County zoning records and report back to you guys as far as how far we've made it, what we found, and where we can go from here. I'm happy to announce that we made some really great progress over the past two weeks. David Evans was down at County Planning and Zoning for a few days going through all the paper copies of files pouring through those zoning dockets and being able to extract as much information as possible from those hard copy files. We started two weeks ago 569 parcels that did not have any zoned assignments and now after going through all that paperwork, all those files, and taking all that information and putting it digitally on the map with back up information we're now down to just under 170 parcels that don't currently have a zoning attached to it. We talked about two weeks ago that we were going through a hierarchy of information; we started with our Ordinances because those are the most reliable where people wanted to have a new zoning and what not so that's where we started; then we went down to County database and we went through all of that information; I thought it would take longer to go through that information but because of David's dedication and his attention to detail being able to work through that very quickly we were able to go through that at a much more fast pace than I thought we would. We also had really good cooperation from Planning and Zoning down at the County level. They were able to pull files for us and it made that much more quicker to go through all that information and so we were able to offer them lists of files that we would need and they were able to pull stuff ahead of us and get stuff ready so that when David had a file in front of him he was able to run right through that information which worked out really great. So we've gone through the Ordinances; we've gone down to the County database and we've looked at all their files that they have on file down there. Now we need to be taking a look at where do we get the rest of this information; the 170 parcels we don't currently have a zoning on, where do we get that from? Well we have a map that Qk4 developed back in

approximately 2008 I'm going to say, I wasn't involved during that time so I'm not exactly sure. Before that there was a map in 1988 and before that there was the original zoning map back in 1958 and then a revision to that map in 1962. So we've got quite a bit of history here in our zoning maps but in our hierarchy of the best available data, that's the next step to go to. The 1962 map that was created by James A. Hart and Associates may not be the most up to date thing that we could use. 1988 also not the most up to date that we could use but even the 2008 map won't be perfect but it is the best available data that we have and we do propose that we look at that for zoning what is left. Just to give you an idea of what the 1962 map looks like in front on you and up on the screen you'll see a rough shape of where the zonings were and this is somewhat simplified so that it's just business, industrial, residential and stream reserve so that we're not getting confused with our 1, 2, 3, 4 and 5 just for this maps sake; just for communication purposes we do have those delineations on the map but just for this presentation we've simplified it to make it easier to communicate. From 1962 the City was much smaller at that point. You go up to 1988 the City has grown, we've got more zoning, and it's much more disconnected and whenever I say disconnected what I mean by that is the fact that many more parcels are being specific to their use as opposed to a carte blanche this whole area is residential, it's much more specific down to the parcels. Again in about 2008 2009 timeframe, the Qk4 map goes further and brings more portions of the City into the mapping and at that point we are able to digitize those three maps and bring them in for this presentation sake so we can get an idea just how the City has grown over the years and how the zoning has adapted to that. So currently this is what our map looks like in a simplified form; we have the dark areas are still yet to be determined. They have not been highlighted in an Ordinance; they were not highlighted in the County zoning files or their database and so this is where we're at at the moment. So we've got these red areas that you see still in flux. We need to figure out exactly what those areas are and move on. Bernie Brown: The old zoning map does not show anything for these places? It doesn't show the zoning on 168-170 parcels; the Shepherdsville zoning map did not show any zoning on those? Arthur Jones: Right. This is the Qk4 map, the one that I was talking about that had the really start; you may remember by the huge patches of purple; that's what this is a representation of and you can see in it how you have these very large white holes of undesignated areas within that map and our City has grown since that point so it makes sense that it wouldn't have been in that map to begin with just because our City is larger now than it was then and so I wouldn't expect for them to have all the zoning for these parcels because our City is larger now than it was at that point. Larry Hatfield: You're saying that those black areas that the old zoning map does not have a number with them? Arthur Jones: Yes. Larry Hatfield: The 1962 map does not have a number with those black areas? Arthur Jones: Correct. Larry Hatfield: I still don't understand. Bernie Brown: Nothing on the zoning map shows zoning for the parcels that you're showing in black back in 1962? Arthur Jones: Right. Larry Hatfield: When was this map? Arthur Jones: This is currently the map that we're working on right now. We have tried to take all that information aggregate it together to where we could get to where we are. Larry Hatfield: When you all were down there pulling files the other day there are files they could not find. Is any of the black represented by that? Arthur Jones: I don't know. We couldn't find the files. Larry Hatfield: Well that's a good answer and that's what I'm saying I think we're going to have to pick one and go forward. Arthur Jones: I agree. And the reason why I go through the belaboring point of showing you all this information is not to confuse you but to give you a background of just what sort of mess we find ourselves in so that we can dig out of this and move forward because eventually we're going to have to address this. So we've got the stream reserve, I'm going to move past this for now so that we can have the discussion you're trying to have at the moment. Randy Hammond: You mentioned the map with the big purple; that's the current map that's on the wall here? Arthur Jones: That is one of the maps they have on file here yes. So because of the issues we find ourselves in and the zoning determinations that need to happen one of the things that I would propose that we do and I would like your input and for you guys to discuss this and come up with a solution; I'd really like for three of the Council members that show a good interest and an effective opinion on zoning that may have already had some hands working in this situation to volunteer to be part of a committee and I get the three of you together with Brenda Weidekamp and then of course Brad Armstrong and you guys sit down at the table and go through some of these areas where we have questions; where we know that we are going to have some discrepancies or we know that there are issues or have been issues in the past to kind of dive in to that with a little better detail so that we can figure out where we need to move forward because me personally I do not need to be making this decision. This is not a personal decision that needs to be made; this is a community decision; this is a City decision that we need to go forward with. So if we were to do that

the things that we would need to discuss include the zoning of the remaining parcels that have not been assigned a zoning as part of this process; the stream reserve which is a dedicated area along the river or streams that can be reduced in the amount of development that they are allowed to do; I think that most of that is taken in to consideration with our floodway here in the City and so that's kind of a redundant situation. We can talk through more of that in detail but also we need to discuss the consultation period; once we do publish this map both online and on the wall here at City Hall for people to come and take a look at. Do we need to have 30 days for them to look at it, 60 days, do we need to have 90 days for them to come, take a look at the map figure where their property is and then at that point if they decide that they have it differently in their minds how it should be then that gives them time to go back put their information together and come forward with an Amendment application or an Appeal to that and we also need to figure out what that process looks like. We have an application and then what information do we require if they are going to come forward with an Amendment to the map. Dana Bischoff James: How many property owners are we looking at? Arthur Jones: I don't know how many different property owners you would have within that 168, of course it would be less than 168; you would think that one person would probably own multiple parcels. But in reality we're probably looking at 150 owners. That's an estimate at this point. Larry Hatfield: Have you found any zonings that are different than what the map says? Arthur Jones: Yes. The Qk4 map that I'm speaking about that was done back in 2008 so of course any Ordinances since that time were not incorporated in to that map so any Ordinances between 2008 and now have now been put on to the map and so that would change that representation based on the new Ordinances that we've passed here at City Hall. Larry Hatfield: Let's go back to the old map. Have you found anything that was different than what the old map shows? Arthur Jones: David has gone through the efforts of taking the crayon map or the 1988 map and the Qk4 map and he's over-laid those and so today he started the process of figuring out of these parcels that are covered by both of these maps which ones agree which ones don't agree so hopefully whenever we are able to sit down as a workshop and go through this problem and figure out where to go from here that we'll have that information because if they are agreeing which most of the cases those two maps agree and that's because they are partially based on one another. 1988 built on 1962 and then the Qk4 map built on 1988. So for the most part they agree but in the instances where they don't agree those are the ones we are going to highlight, bring to your attention so that we can discuss them in better detail to figure out how to go forward with those. Larry Hatfield: What is the County planning on doing? Arthur Jones: Currently the information that I've got from the County is the County is worried about the County; unincorporated areas and so as far as the City is concerned they are totally hands off the City map. Larry Hatfield: But what are they going to do on their map? Arthur Jones: For their map I don't know. Larry Hatfield: That's why I think it would be wise for us to have a meeting with the County Planning & Zoning and see where they are headed with this thing to kind of fit ours in not necessarily from backward but forward. I know they want to be the number one I guess map keeper but then it's us to keep track of ours. Arthur Jones: We're going to be required to keep our zoning map but they have agreed that once we get our map up to date and we share it with them that they are not going to hold it hostage but they would share it with people that come into their office. Larry Hatfield: I think it's going to get to the point where we're going to have to say this is where we're going and this is what we're going to do; put the map up and if Larry Hatfield's brother thinks his property is zoned R-3 and we have it zoned R-3 and he thinks it's R-1 then we need to sit down with that homeowner or that individual. Gloria Taft: That will be a part of the appeals process after it's published. We have to get through these 168 sometime. Larry Hatfield: I think you're going to have those. Dana Bischoff James: When do you think that we need a workshop? How much more research do you feel like you should conduct before we move forward? Arthur Jones: I think we'll be prepared for a workshop next week if the Council is prepared to do that. Dana Bischoff James: I would like to be a member on that Committee. Arthur Jones: I'm not trying to tie anybody's hands I just mentioned that three because I know that's not a quorum. I have absolutely no problem keeping a good briefing and good minutes to make sure that everybody is aware of what's going on. That's why I bring it up in front of everybody because we're not trying to hide anything. We're being very transparent about how this is being put together. Bernie Brown: If for instance you look at a 1988 map and it's different from the 1962 map what happens then? Arthur Jones: I would hope in that instance that we would have better information in 1988 than we did in 1962 and show a preference to a newer map. Bernie Brown: It would take some good documentation through wouldn't it because you just can't arbitrarily change the zoning map? Arthur Jones: I agree. That's why I don't want to do anything in an arbitrary fashion. I want to make sure that whatever

we're doing is in a way that is going to be conducive not only to us but the people we're trying to serve through this. So if we're doing that do we give the preference to a newer map or do you think that an old map dictates? The old maps didn't have very good delineation. Bernie Brown: From a legal standpoint I'm not sure you even go changing the zoning map unless you've got some good documentation to show what the old map had was wrong. Arthur Jones: Right so who's to say what map that the City had was right or wrong and that's why we started with Ordinances because that was the newer information. Bernie Brown: That was in 1988? Arthur Jones: We have Ordinances back to 1984 and then before '84 I don't think the zoning was done by Ordinance it was mainly just written in to the minutes of the meetings but without good delineations. Larry Hatfield: I would still like to have at least one meeting with County Planning & Zoning if everybody could agree to that. Bernie Brown: I think that would be a good idea. Larry Hatfield: With John Wooldridge present before we start the three man panel. Arthur Jones: I'm for it. I think that we should work together. Larry Hatfield: I'll make a motion to that within the next two weeks if that's justifiable with the County Attorney's office. Bernie Brown 2nd. Who is going to set that up with John and Planning & Zoning? City Attorney Wantland: I'll be happy to get a hold of him. Motion carried 5-0-1 absent.

Old Business:

Mayor Ellis asked if Regina Kessler of Bullitt Creek Home Owners Association was present. She was not present at the meeting.

Mayor Ellis: We have a meeting set up with Sheree and Norman Williams on April 3rd, 2:00 p.m. Scott Fleming, myself, Larry, Rob Campbell and Bobby Powell will be going out there so we'll give an update after that. That was the soonest we could get a meeting with them.

New Business:

Approval of a Parade Permit for Walking for Wellness: Stop Heroin in Bullitt County on April 11th. **Lori Pile:** We are building a team with Walking for Wellness: Stop Heroin which is out of Missouri. There is a local chapter in Louisville and of course we didn't have one here in Bullitt County and from past experience we have really been battling a heroin addiction in our family. My niece and my great nephew's father; we have friends how have lost loved ones due to heroin so we have all decided we would like to bring that to the County and do walks every so often to raise awareness to stop heroin and April 11th is when we have scheduled our first walk. We'll walk from the Park on First Street down Buckman and end it at Frank E. Simon where we've reserved the Pavilion there to have speakers and water for everyone who attends along with a silent auction for the organization as well. We would like to get that kicked off and work from there. Larry Hatfield made motion to give them a permit. Dana Bischoff James 2nd. Motion carried 5-0-1 absent.

City Attorney Joe Wantland had first reading of Ordinance 015-(number to be assigned) confirming Annexation of unincorporated territory of 102.32 acres by written consent of all property owners. Mayor Ellis stated the second reading and public comment will be April 13th.

City Attorney Wantland had first reading of Ordinance 015-(number to be assigned) confirming Annexation of unincorporated territory of 120.652 acres (+,-) by written consent of all property owners. Mayor Ellis stated second reading will be on the 13th as well.

City Attorney Wantland had first reading of Ordinance 015-(number to be assigned) confirming Annexation of unincorporated territory of 210.02 acres (+,-) by written consent of all property owners. Mayor Ellis stated second reading will be on the 13th as well.

City Attorney Wantland had first reading of Ordinance 015-(number to be assigned) establishing the Regular Meeting night and place of meeting of the Shepherdsville City Council. Mayor Ellis stated second reading will be on the 13th as well. The Council agreed to keep 6:30 as time for meetings.

Daryl Lee: No report.

Duane Price: No report.

Sign in Speakers:

Dennis Mitchell: 1st District Magistrate, part of Fiscal Court. I want to give you all a paper showing what services the County provides and basically what I'm doing is asking you guys to rescind that 1%. We need the money; we have a tremendous amount of debt. We have about \$9 million on the Detention Center we still owe; \$4 million on the Court House; \$16 million on the Justice Center; \$705,000 on the property of Salt Well; \$123,000 leases on vehicles and we are looking at cutting the budget on a lot of our Departments by 10% this year. I don't remember when you all actually voted on that last 1% but if we could get that back; the City of Mt. Washington gave back a little bit; we're going to ask the other cities if they can step in and help also. As you can see there are a lot of services that the County does provide. So if you all could possibly help the County because we're out there to help everybody we're not just the people in the County or unincorporated area, no matter where you live in the County we're out there trying to help you.

City Attorney Wantland: Magistrate, how many dollars are being contributed from the property taxes to the County by the residents of the City of Shepherdsville.

Dennis Mitchell: I would have to get with Kenann and talk to her about that. I went to talk to her about that today but she was out today. I was even going to ask her if she could come to the meeting tonight.

City Attorney Wantland: The number should be well over a million dollars. And the fees for the Sheriff's Office and County Court Clerk, how much of those fees are generated in to the Fiscal Court?

Dennis Mitchell: I wish I had Kenann with me because she can answer a lot of your questions.

City Attorney Wantland: The fees generated by the Jailer, how much of those are paid into the Fiscal Court system? How much money is being directed from the fees generated by the County as far as the road maintenance of any street in the City?

Dennis Mitchell: There is none in the City.

City Attorney Wantland: Is there a County Police Department?

Dennis Mitchell: The Sheriff's Department covers the whole entire County.

City Attorney Wantland: How much of that budget is generated by the Sheriff's fees?

Dennis Mitchell: Joe, I'm not going to be able to answer those questions. I know you want to throw a lot of questions at me right now but I wish you wouldn't do that right now because I don't have Kenann with me; I could have her come to the next meeting.

City Attorney Wantland: That's the problem the City's taxpayers in many communities feel that they are subsidizing the County taxpayers. And what I'm asking for is the information. I want to say Kevin Mooney's office alone probably generates close to \$300,000-\$400,000 by everybody in this community being paid in the Fiscal Court. It's just not a one way street. The City taxpayer is contributing to the County.

Dennis Mitchell: I understand that.

City Attorney Wantland: Do you know how the road funds are going to come out with this General Assembly?

Dennis Mitchell: No we don't we're hoping that they will pass something on it because it was at 31.9% and it dropped down to 27 and we were hoping they would freeze it somewhere because for every penny that drops that's \$30 million.

City Attorney Wantland: That's going to wipe out the City's road fund too isn't it?

Dennis Mitchell: It is. It's going to hurt everybody. The Governor says we're going to be alright this year but next year we don't know where we're going to get the money. We just don't know if they don't do something with this. We don't know if the General Assembly is going to do anything or not; the Governor is talking about calling Special Meeting to deal with this gas tax. It's going to cripple everybody.

City Attorney Wantland: Can you come to the next meeting with Kenann?

Dennis Mitchell: I will ask her to come up.

Bernie Brown: The bottom line is the County does provide for the residents of Shepherdsville quite a bit of service. You all know I voted against taking that 1% and I still don't think we should take it; in fact I'm going to make a motion that we rescind taking that 1%.

Larry Hatfield 2nd:

City Attorney Wantland: We need to do it by Ordinance.

Mayor Ellis: I have a motion to rescind it but like Joe said we need to do it by Ordinance.

Bernie Brown: I know but I made a motion that we do it and I realize it needs to be done by Ordinance with two readings.

Dana Bischoff James: Who is it we need to speak with?

Dennis Mitchell: We have several members on the budget committee but Kenann Sharp, which is our Treasurer and Keith Griffiee who is our Financial Advisor.

Dana Bischoff James: Is there a way that we can meet with these people but to make an educated decision because at this point, I know that I personally pay taxes on many of these items listed here whenever I pay I pay to these places so I know that this isn't just a free service we pay for these when we pay taxes into it. So I'm not saying that I'm opposed to it I just want to make an informed decision where I can feel good about whatever decision that I make; I'm not just blatantly making a blind decision without looking at how much money is actually generated from these versus how much that percentage impacts.

Dennis Mitchell: Any time you want to meet with these folks they are at the Court House 8:00-4:00 every day.

Dana Bischoff James: But there is not one key; I would have to go from person to person? So there's not just one general person? So there would be multiple people. I want to meet with these people and make just make an

uninformed decision. Bernie Brown: I think that's a good idea. As I said before that insurance tax was generated initially back in 199something and the intention was to make the bond payments on the jail and judicial center. As far as I know the payments are still having to be made aren't they? Dennis Mitchell: We have to make them all the time. Dana Bischoff James: And also if you had a list of how much is owned on various places. Dennis Mitchell: I can give you a copy. Dana Bischoff James: That's what I was going to say just because whenever we actually sit down and look at this. That's where I personally stand. I want to do more research. City Attorney Wantland: I want to correct that there is some information being promoted that City taxpayers do not pay said County taxes and that's simply not the truth. City taxpayers do pay County property taxes. The Detention Center is supported by fees, inmate transport is supported by fees; the County Sheriff's Office is fees and the City taxpayer is paying those too. Dennis Mitchell: We subsidize the Sheriff's Department and Jail. City Attorney Wantland: I understand but what I'm saying it's fees and again the City taxpayer is paying money. Planning Commission fees; Code Enforcement again fees; Facilities for the County Clerk fees, in fact I think the County Clerk pays about \$300,000 to Fiscal Court over excess fees. I think Sheriff does too. Facilities for the PVA, again State money. The facilities for the Court system, that's rent. Again when we talk about a City taxpayer paying a million dollars over a million dollars a year in taxes alone, don't even talk about fees, that's when you start saying what, not only is it Shepherdsville, it's Mt. Washington, over half the people now live in the cities in Bullitt County, Kentucky. Where is the benefit coming back to those people for the monies that they are paying, millions of dollars into that General Fund and when you say the County doesn't have a Police Department, a Fire Department, refuses, and in fact filed a lawsuit to keep the County from providing any assistance to Cities for road maintenance? That way done, the County filed that lawsuit; it's hard for the City taxpayer to say hey this is fair because it may not be fair. Larry Hatfield: Mr. Ryan am I reading this right from July 2014 – February 2015 we've taken in 504,500 some dollars. Bob Ryan: What were you reading that from? Larry Hatfield: The Profit & Loss Budget vs Actual that I got Sunday. The consolidated version; line item 4018. Bob Ryan: Yes. \$446 is the budgeted number at this is what has come in to date. Larry Hatfield: So we've taken in a surplus of \$58,000? Bob Ryan: Yes. Larry Hatfield: I'm a County employee and I'm sure people are going to say the reason I'm doing it is because I'm a County employee, it's not. I don't think 1% is going to kill us to try to get some communication going together with the County and Mt. Washington is going to give something back so that's my opinion. I've used the ambulance service; and I've used some other things on there. I know what it takes. So that my reason for voting that I will probably vote to give it back to try to work with the County. Bernie Brown: I think we have to keep in mind too that insurance tax was started from the get go to make the bond payments on the jail and the courthouse. That's what it was identified for. Dana Bischoff James: That raises another question if it's for the jail and the courthouse is that payment going to provide all these services then? Dennis Mitchell: We're looking for revenue everywhere. We're just in a tight bind right now. Dana Bischoff James: Then that money is not going to be allocated to the jail and courthouse? I'm not trying to entrap you but that's what I'm understanding. Dennis Mitchell: The money is going to the jail to fund everything then we'll appropriate the money that we need to pay those bills. It will pay those bills. Matter of fact that jail has got to be paid; it says in the Constitution you have to pay for incarceration of prisoners if you shut everything else you've got down you have to pay for incarceration of prisoners. Larry Hatfield: Bernie why don't I rescind my second and let them think about this. Dana Bischoff James: I just want a full understanding. When was this voted on by the way? Mayor Ellis: December I believe. Dana Bischoff James: So this amount has been paid December through. Larry Hatfield: Basically what we're looking at is \$60,000. Mayor Ellis: What you are looking at on that number Dana; we took a good percentage of that in 2011 when the City had its shortfall originally. I think we took 4% then; now you're at the point where you're looking at the other 1% that was taken. So you are rescinding your second? Larry Hatfield: Yes, I think I will to give them time. Gloria Taft: I think two weeks is enough time. Let's go ahead and have Joe write it up and that way it's ready for its first reading in two weeks. Two weeks is enough time I think; Dana and I are both pretty good at getting things done and I agree I think that since we're seeing the County starting to be more physically responsible that they are helping us with a lot of our activities like with Arthur's presentation; he just said David spent two weeks in PVA and they had records there waiting for him. That's using a County employee to do City work; we're working together in conjunction to make things better in Shepherdsville. That's just one example. But I would like to see Joe get the Ordinance written up. Bernie Brown: I'm not going to rescind my motion. Mayor Ellis asked for another second? Gloria Taft 2nd. Mayor Ellis: Do you want to motion to rescind or do you want to wait until the next meeting? Gloria Taft: Bernie wants to rescind it

now. Bernie Brown: I want to go on and rescind it and it takes two readings of an Ordinance and the first one would be two weeks from tonight. That's plenty of time to look in to it. City Attorney Wantland: We don't need a motion; I'll prepare an Ordinance to reduce it to 4% for the next meeting. Larry Hatfield: We don't need a motion on that correct? City Attorney Wantland: I'll be happy to do it. Mayor Ellis: He just does an Ordinance. We don't need a motion to do anything tonight we'll do the motion after the second reading. Larry Hatfield: Are you okay with that Mr. Brown? Bernie Brown: Yeah, I'm in favor of Attorney Wantland preparing an Ordinance and have it ready here in two weeks and have a reading in two weeks or at the next meeting and then two weeks after that a second reading and we can discuss it and vote. Gloria Taft rescinded her 2nd. Bernie Brown rescinded his motion.

Faith Portman: The Mayor had asked me to keep everyone updated on the homeless, H.O.P.E., and we had a meeting last week; we had around 30 people attend and first I want to give a shout out to Linda Belcher, she has attended as many meetings as possible and it's really nice to have somebody there that represents our community. We are looking at putting together care packages and we're going to ask police in the County and all the cities to give these care packages when they see someone homeless or in need. We've got most of the supplies for it now; Shepherdsville Elementary is collecting the stuff like shampoos, soaps, baby wipes, anything that you think they may need right off the bat. Alisha Arnold is collecting blankets and at this time she has collected 20. She got 5 from Jim Hatfield and 10, I believe from Denada Smith, and I think Denise Arnold donated some, Alisha donated some and Roby Elementary on Friday collected 250 canned foods and we're going to donate those to Soup Kitchens in Shepherdsville and they are still collecting. Louise Cundiff has collected scarves, hats, underwear, gloves, you name it she has it! We have a backpack program; we're going to put all this stuff in backpacks and hand it out too. Amy Wade at Shepherdsville Elementary is going that. Carl Rogers, I don't know if you all are familiar with him but he has talked to the churches in the Community and we have seven churches that are going to do a night each week and bring the homeless in out of the weather. We are also trying to put together a picnic in the Park and once we get all that decided on we'll come to you all for approval. We're looking at buying a van to transport people from one spot; the YMCA is going to let people take showers there and that's going to be our pickup place. Then we'll take them to different churches each night. It's on the move. It's really going good. The next meeting will be April 16th here at City Hall if any of you all would like to attend and we also have an email and Facebook page; the email is HOPEinBC@mail.com. We're getting it going so if you have any questions or concerns just give me a call.

Gary Board: This is something I've noticed and as you look at the dates on the receipts it's been going on at one restaurant in Shepherdsville for really a little over a month and I'm trying to see if anybody can tell me why the one restaurant on a dollar total bill charges 9% tax; on a \$2 bill they charge 17% tax and another restaurant on 99 cents charges the 8% tax. Gloria Taft: I can tell you because I've emailed Senator Seum, Representative Webber and Mrs. Belcher because I've noticed the same thing and I've been getting multiple receipts from multiple people. It's not just one restaurant; it's 3. And it's because the Kentucky Department of Revenue did an audit on some of the establishments here in Shepherdsville and they were told they were filling out their Kentucky Sales and Use Tax worksheet incorrectly. What I'm assuming because I have not been informed absolutely yet which is why my investigation is still going on is that the Department of Revenue is saying the 2% hospitality tax that Shepherdsville and other cities in the State of Kentucky charge is added to the gross receipts of the business and then they are to tax that at 6%. Gary Board: Isn't that taxing the tax? Bernie Brown: It is. I think it is. Gloria Taft: I am not going to argue that point at all but the Department of Revenue is trying to say that it is a service because it's hospitality but when I contacted some; I've been in contact with KLC and I have found a lot of people are asking me what are they doing down there and I have to say I don't know other than they are hurting our businesses because these three businesses have also been fined back four years and they had to pay additional taxes to the State and we're talking tens of thousands of dollars. Bernie Brown: It amounts to a lot of money and I guess they are going to make up for it. Gary Board: Well is there any way to rescind that 2% tax? Bernie Brown: You mean lower it to 1.something? Gary Board: Lower it to nothing. Wasn't that 2% tax originally put on out here to pay for the Convention Centre? Bernie Brown: That is correct. Gary Board: Hasn't that been paid for? Aren't they self-sufficient now? Is there no way to get rid of it? Randy Hammond: I'm definitely up for looking in to that. Mayor Ellis: There's nothing on there that says you can't do it or how long you have to keep it on

there for; we've looked at the Ordinance. One thing I will throw out there is that does help pay for Bullitt Blast and other programs that we do here. Steve Larimore: It also pays for tourism to advertise Bullitt County and Shepherdsville. Bernie Brown: I think the simple matter is that the State tax is 6.000% and the restaurant tax was 2.00% but now the Revenue Department in Frankfort has decided that they are going to change that. Gloria Taft: The Department of Revenue told me that the tax is 8.12%. How you add six plus two and get 8.12 I do not know yet. But I'm trying to figure it out. Bernie Brown: In some of these restaurants, one included that you just now gave us it is charging correctly, some call it tax one and tax two. But three of them have decided it's going to be 8.12%. Gloria Taft: They are being fined; it's not that the restaurants want to do it this way, the State has told them they are doing it this way or they will face more fines. Gary Board: How come now all of them are doing it the same time, is there a reason for that? Mayor Ellis: Most of them have been audited from what I was told; most of them were not in violation. You go to Dairy Queen; they have a tax one and tax two. Wendy's has a tax 1 and 2 and they've been doing it that way forever. Where people got in to trouble is when they did for a dollar they hit times .08 and it came up to eight cents and that's not the way the tax was supposed to me per the Department of Revenue; they said you have to put it in at .02 plus .06. You hit a dollar, the tax is .02 subtotal plus .06. So you end up with a tax on a tax and that's what I've been questioning but the Commonwealth is saying it is not a tax on a tax because we're allowing you to provide a service. Gloria Taft: They are calling the hospitality tax a service. Randy Hammond: I know that I've got coworkers that do not stop in Shepherdsville because of the 2%. I know it's very minor in the grand scheme of things but they will not stop here to eat lunch. Gary Board: Can I ask if you go to Kroger and buy a plate lunch, are they including that 2% tax, does anybody know? Mayor Ellis: I don't know because I've never gone in there and bought a plate lunch. Gary Board: I haven't either but I'm wondering should they be subject to that? Bernie Brown: Gary I have contacted Representative Belcher, Representative Russell Webber and they were not aware of it. They said they would look in to it. I have not heard back from them yet. I think it might be an issue that our State Reps need to take up down in Frankfort. Gary Board: Another thing I signed up for; potholes, especially on Joe B. Hall between the gravel parking lot at Park n Tarc and the railroad overpass there as you're heading toward 61 toward the courthouse. It's getting in pretty bad shape. I saw the State out patching on 44 here in the City. Mayor Ellis: Our guys have been out the last few days patching as well. Gary Board: So they are working on them? Mayor Ellis: Yes they are. They were out today; they were out Friday as far as I know. Randy Hammond: They made a big improvement on Joe B Hall and Conestoga. Gary Board: I know Conestoga would get taken care of because of Walmart. Mayor Ellis: It's exactly like Larry had said earlier cold patch is only a small cure because cold patch is going to pop out. Bernie Brown: Can we get hot patch? Mayor Ellis: You can't get any hot patch right now. Dana Bischoff James: Could we get Scott to interject on this? Scott Fleming: The last 8 days they've actually used about 6000 pounds of cold patch. They guys are getting to it as fast as they can. Gary Board: Try to get Joe B Hall put on there as quickly as possible. Gloria Taft: If you go to the website: Shepherdsville.net there is a link to report potholes and they are checking that at least once or twice a day. That way the City residents have a way to report potholes and it gives Scott's guys a consensus and maybe easier to map because they can't be everywhere all at the same time and it's your road that you're riding over so go to the City's website and report a pothole and let's keep our list going. Gary Board: I appreciate anything you all can do on both items.

Department Reports: None

Council Reports:

Larry Hatfield: I didn't put it in my motion but I want to make sure that on this Special Meeting I'd like to have a public meeting around 5:00 – 5:30 whatever and we can talk about it for an hour, hour and a half. And when can we get to work on the budgets. Mayor Ellis: The guys are turning them in to Bob so we're going to be starting here, what do you say Bob? Bob Ryan: I've got one worked up with Sewer and Scott and I are going to go over the numbers we've put together; and I've got all the other preliminary budgets from the other Departments and it will be laid out; I will say within the next week. I have it all now to just put it together.

Dana Bischoff James: When will they start spraying for mosquitos? Scott Fleming: Spring has started now so we'll be scheduling that in the next 30 days or so. Dana: Good to see a crowd out tonight it's good to see you all.

Bernie Brown: Over a year ago I mentioned something here at one of the meetings about the rough railroad crossing on 44. Was there anything done with the railroad? Mayor Ellis: When you make a phone call to CSX good luck. We can call them again and see what we can do. Bernie: I think we need to get a letter do them; that is terrible. I think the residents and visitors coming to Shepherdsville not have to cross a rough railroad crossing like that. If it takes a motion I'll make a motion to direct you the Mayor to write a letter to CSX and ask them to get something done. Mayor Ellis: We'll have Joe write the letter to them and that way it comes with a little more teeth. I've called them a couple times about several different issues here. Their response is we'll get to it when we can. Bernie: That's not satisfactory. Another thing and you all may know about it I'm sure you do but I understand that Kentucky League of Cities has the opportunity to partner with the County in having a reverse auction on salt for next winter. I think we need to take advantage of that and by the way what's the status for the facility for storing salt? Mayor Ellis: It's completed. Bernie: How much can you store there? Scott Fleming: A little over 300 tons. Bernie: You know about this reverse auction. If we want to participate that request has to be in by the 31st of March. Mayor Ellis: Tammy said we're already signed up for it so we're ready to go. Bernie: That's good. I think that's a good deal and I think we need to take advantage of it. The good thing is I've had a lot of complaints and I know that Magistrate Mitchell has also had a complaint or two about the condition of Salt Well Road. They were over there today working on that. It's not going to cost the taxpayers of Shepherdsville anything. I got a copy of the contract today and they are to remove it and fill it in two 20" with 4" of asphalt and a 1" finish on top of that. And I think that meets the City standards because that is still a private road. Scott Fleming: How many inches did you say? Bernie: I have a copy of the contract I'll get with you after and show it to you. I know that is a private road and we can't be using tax money for that but this is being done by the owners of the Apartments over there. That's a good thing. One other issue and I need to get with you Chief Troutman, Salt Well Court, I have a plat that shows that Court comes off of Salt Well Road and goes back a ways and there is a cul-de-sac that ends there. That's not what is really there today. I couldn't read everything on the plat it's not a very good copy I want to go down to the County Clerk's office and get more information. There is a property owner there that says that Court ends there; it does not go through. He's very adamant about it so I know what you told me and we just need to get that issue resolved.

Gloria Taft: I was going to bring up sales tax but Gary beat me to it so we'll leave that alone. Beech Grove Road, still standing. Mayor Ellis: We need to get a dumpster out there this week Scott and start getting tat thing torn down. We should have some decent weather on that so let's get it done. Gloria: And we talked about the private drive possibly going to a City road once we get more information and get some consensus from the owners there and a lot more information.

Dana Bischoff James made motion to adjourn. Larry Hatfield 2nd. Motion carried 5-0-1 absent. Meeting adjourned at 7:52 p.m.

R. Scott Ellis III, Mayor

Attest: _____
Tammy Richmond, City Clerk