

**CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
TUESDAY, July 28, 2015**

Pastor Randy Pace, Family Worship Center gave the invocation
Pledge of Allegiance was recited
Mayor Ellis called the meeting to order at 6:33 p.m.

Council members present: Larry Hatfield, Ashley Bratcher, Dana Bischoff James, Bernie Brown, Gloria Taft and Randy Hammond.

Mayor Ellis asked for a motion to dispense with reading of the minutes from the 6/22/2015 regular meeting. Dana Bischoff James made motion to dispense with reading. Randy Hammond 2nd. Motion carried 6-0.

Mayor Ellis asked for a motion to approve minutes as written from the 6/22/2015 regular meeting. Gloria Taft made motion to approve 6/22/2015 minutes as written. Ashley Bratcher 2nd. Motion carried 6-0.

Presentations:

Mayor Ellis asked Ms. Kym Toogood to come forward and join him, Chief Puckett and the Council. City Attorney Wantland: Ladies and gentlemen Ms. Kym Toogood on April 29 and 30 in our community as an employee with the Bullitt County Board of Education was driving her school bus and noticed a small child in great peril; she did exactly what any good citizen would do, she saved this child and protected it from any harm and on behalf of this Community we thank you. Mayor Ellis and Chief Puckett presented Ms. Toogood with a "Civic Duty Award" for her actions.

John Snider, Executive Director, Bullitt County Economic Development Authority: Thank you Mayor and City Council. I want to say a Thank You to all the members of the City Council for taking the time at different times in the past couple weeks in meeting with me and this afternoon meeting with Browning and really I think as well as I can explain the project; as well as I can what's going on in a very complex situation I think you all understood and all of you asked good questions. I cannot say enough for the quality of questions you asked. I hope we, Nicky and I; and I've got to praise Nicky Rapier and Salt River for the work they've done on this because they have spent a tremendous amount of time on this and work on this. I also want to thank Annabeth Bobbitt with the State of Kentucky who is not here tonight but was here two weeks ago to indicate how important this project is to the State of Kentucky and the growth of this area. Both Governor Beshear, Secretary Hancock, Matt Bullock with the Highway Transportation Department, and Eric Dunnagan with the Commerce Department understands totally how important this is; not only to this City but the State of Kentucky to get the entire project done on 480 and get it done as quickly as possible. We can stand here all evening and talk about the upsides and downsides of this project but it's kind of easy. The upside of the project is new jobs, possible saving of lives because of the safety issues, and convenience to our employees. We could talk about the dangers of 480; we could talk about the I65 area, 480 area and the number of lives lose or accidents caused or for the future possibility of this. We could talk about the time consumption in commuting through the area and possibility of catastrophe at the interchange. But I think what we have to look at tonight is the three projects the State has proposed; this isn't John Snider, Nicky Rapier, this isn't anyone else, these projects were proposed by the State of Kentucky based upon a need that they see at that interchange and what needs to be done. I want to briefly go back through and talk about the three projects. The first project, the Love fix which is a \$1.75 million project and the extension of 480 out past the school is the easiest way to say will be started sometime October-November this year. IN all honesty I know there are some right of way issues there; they think they are going to have them solved soon, I don't know that but I'm telling you what the State is planning on doing; what they're timing they tell me is going to be. The Love project right of way is being donated to the State to fix that so that portion of right of way is taken care of. I have in my hand the general right of way for that and I call it a general right of way because we don't have metes and bounds and that's a very important portion of this. The metes and bounds has got to come from the State before I can actually put a true right of way even though I have a signature on a general right of way and that's the same thing for all the projects I'm going to talk about

today. We cannot get the metes and bounds until after the design phase is done. The second project which probably to the City of Shepherdsville when I had a chance to talk to them as any other is the wrap around project which changes the south bound lane with a wrap-around to 480 with a continual flow of traffic. That is supposed to start next year. That includes also the approach road which is the interstate approach road; both these items are starting right now though with; you have in your packet an RFP which is a \$1 million RFP. There is 8 or 9 days left on response to our RFP; I've talked to 12 contractors so far and they say as many as 19 people will bid on that RFP. That RFP is for the design of the sweep around that also the design of the approach road; those two items and that's \$1 million. That will take that project all the way from design to the ability to advertise the project in a local/national paper to get somebody to build it. You have that RFP in your hand. That will go to bid probably within 20-30 days after 8 days from now; so about 40 days that will go to bid for \$1 million. This is the portion that we talked about earlier you would make a contribution to but this is only a \$1 million project. We'll go in to what the State has told us they want us to do with the million dollars now. Does anyone have any questions with the first two before I get to the more complicated road? Nicky did I leave anything out? Nicky Rapier: The Request For Proposes (RFP) is with the Department of Transportation and that's where it's all coming from. I think you all know that so I'm saying that to the general public. The Kentucky Department of Transportation is planning on doing that; it will hopefully be funded through the General Assembly next year is what the attempt is. John Snider: The attempt on this is to get the project designed and ready and with presentation for actually financing at the General Assembly this year with a high priority coming from the legislative leadership many of which we've talked to. City Attorney Wantland: Mr. Rapier will you explain to the audience what an RFP would be. Nicky Rapier: It's a request for proposal; they are going to have a personal service contract, they will hire an engineering firm or any type of accounting or law firm; the State if they spend over \$25,000 has to go out and advertise for request for proposals and that is what that is for. City Attorney Wantland: So this would be a Request For Proposal of the engineering on this portion? Nicky Rapier: Yes, engineering and design. John Snider: And that's on the approach road which is basically listed as 2 on the maps you have. City Attorney Wantland: Ms. Belcher thank you for your hard work with the Governor's office on this. John Snider: The third is more interesting and it relates more to the City of Shepherdsville and that's the business park road; Nicky is pointing it out, I think everyone knows where that's at. The Cabinet has indicated that the business park road should be the responsibility of the City of Shepherdsville to build as it's basically an industrial access road future to be an approach road to the interstate. What they would like Shepherdsville to do is build the road and then deed it over to them and they will take total responsibility as an industrial approach to the interchange. This is the road that has to be built in order to get an interchange. Let me repeat that, if this road is not built you will not get an interchange. That is pure and simple just the way it is. Bernie Brown: Is there any guarantee that the interchange will be built if the road is built? John Snider: The best I can do Bernie is I don't think the State would spent \$1 million on a RFP unless they did believe they were going to build it. Bernie you and I have talked a lot and I'm trying to be honest with everybody I cannot guarantee you that I'll be alive tomorrow but I can guarantee you the State has issued an RFP to build that road. Nicky Rapier: To design and engineer it and put it out for bid. Larry Hatfield: For the Love's access road? John Snider: No sir. That's funded. Nicky Rapier: For the interchange and the hook around. John Snider: Larry, everything that says 2. The sweep around and that are all part of this million dollars that you have received. Nicky Rapier: And that is estimated to cost probably between \$20-\$24 million to do that. Dana Bischoff James: If I may interrupt because we do have our State Representative Linda Belcher here, if she could speak to that and just speak to the angel she is working within the state legislature on this project. Linda Belcher: First off the Governor is the one who basically talked to me and said this is what we would like to see for Bullitt County. I think one of the reasons is they are very interested in economic development and that's what this is going to do for the road. Since that time and with the work of these two gentlemen and Eric Farris and several other people who have worked on this one of the jobs that I have had is to talk to our leadership in the House as well as other State Representatives to get their buy in to this and to help them understand how important this is not only to Bullitt County but it's also important to the rest of the State because of the revenue that will be brought in. So I have been lobbying that and I have assurances from many of them that they will support this. When you look at this and you look at how much it will help Bullitt County and the State my question would be why wouldn't they. Because this will be something that will be a wonderful asset to all of us not only to the County, Shepherdsville, but also to our business people, to our schools, to our fire district, the library, all of those people will benefit from that revenue. So we've got

to look outside the box a little bit there too and realize that people will be buying products to build these things; there is going to be a lot of economic development issues and a lot of financial issues that if we really don't look at it closely we won't recognize. So at this point in time I feel very confident that I have the backing of the State Representative and we are working. Nicky Rapier: We have spoken with Senator Seum, we are also speaking with Senator Higdon, we're working the other leadership of the Republican controlled Senate so we are trying to work both Houses, both sides of the aisle. Once again Mr. Brown we can't promise but so far we have been met with very favorable but once again I can't promise they will pass it but we feel like they will; I'm being honest with you. I don't want to tell you something that we can't deliver but we are expecting them to pass it and definitely hoping so. State Representative Linda Belcher: Rocky Adkins looked at me when I explained it to him and he says "let's build that road" and I agreed wholeheartedly. Thank you all. John Snider: This road would have to be built to State and Federal standards because there would be an approach road actually to the interstate so we would be under how we would do it would be related to that and when Mr. Wantland later on talks about the Resolution we've tried to build that into the Resolution the ability to do that and do it properly. The State Cabinet For Economic Development has offered to lend the City of Shepherdsville the money to build this up to \$3.9 million. But in that regard the State Transportation Department has indicated the fact that the \$1 million that you all are going to put in they want you to put it on this road; the million you had committed and escrowed for the design on the major road because they are only going to spend a million on their road versus the \$2 million they had estimated so now we have a \$3.9 million project... Nicky Rapier: John let me interrupt you, it's projected at \$3.2-\$3.9 million; it was done by the engineering firm of Qk4 who does some work for you and basically they took the linear feet of the road and used their estimates. Once again John Snider and Nicky Rapier didn't design the road, we didn't draw the road and we're not quoting the numbers. We're using numbers someone else has given us so they are projecting this number--\$3.17 and \$3.9 million; \$3.17 their best guess and they are putting their 25% contingency which I think is common for all kinds of road building so it's between \$3.2 and \$3.9 the best the Transportation Cabinet and Qk4 can project. John Snider: In addition to making the offer of the loan they offered that we would have the ability for a two year delay on payment; interest only the first two years on a ten year loan at 2% interest. No pre-payment clause or anything else. I actually have a copy of the loan documents they've done elsewhere; it's a pretty simple loan, it's one of the simpler ones. I have at one point in time run a loan agency for a State so I have somewhat of an idea what's complicated and what's not complicated. This thing is pretty simple. Without the pre-payment you all can pay it ahead or however you want to do it. The State of Kentucky is looking this to allow you to set up the payments in relationship to income coming in and I think that's a very big key. We would basically have from today approximately three years before the first real payment was due on any loans we would have. Dana Bischoff James: But the interest would start. John Snider: The interest would actually start in a year. Nicky Rapier: The interest would start the minute that you borrow the money. Like any bank would do. Interest starts immediately. John Snider: Let's say what we did was it takes us a year to build this road; so we're going to borrow the money basically nine months in to that year to finish completing the road and then it takes effect a year from that nine months would be the first payment. So you're a year a nine months out you would be making a payment if you did \$3 million which is a lot; you probably don't need that much, you would be owing \$60,000 the first year, second year \$61,000 something in that neighborhood and then the next year you are going to owe them... Nicky Rapier: Then you would go and they have set this up with you collect your occupational tax usually quarterly; so we would think the first two years you would cash flow it then I guess that would be the ninth quarter, the first quarter of the third year, I've given you an amortization schedule; if you borrow \$3.9 million you have a million so you borrow \$2.9 million you take that times 1.02 two times that gets you \$3.17 and then you start making payments. WE figured that up and this is based on what the occupational tax; and this will not be a new occupational tax the way we are presenting you all decide how to pay it; John and I are just saying, if the new buildings and the new jobs come then that's going to pay for it. It's the new income from the new jobs on your existing 1.5% occupational tax. So if you created 1118 jobs in year number three, and they paid \$11.00 an hour, then you can justify your payments on this for the next 8 years. So you're looking at 1118 new jobs at \$11.00 an hour from year 3 through year 10 to pay this off. Mr. Ryan if you all come up with a quicker plan to pay it off I think everybody knows the quicker you pay things off and not pay interest that's always the best use of your money. Basically you need 1118 new jobs to retire the debt on this in ten years. That's just the simple math that we're trying to explain to you. You all decide what you want to do and how you want to pay for it but

that would cash flow your debt service. John Snider: And to help I've got several board members here tonight, I'm going to present a letter to the Council and the Mayor, EDA is going to give \$25,000 at the start of construction of this road to the City of Shepherdsville towards this road. That's a lot of my budget guys. So it shows the importance of it and I have several board members here, do you all mind standing? That's \$25,000 towards your first payment. So we're trying to help. We believe enough in this and believe enough in Shepherdsville to say this needs to be done. Are there any questions about the financing at this time? If not with Mr. Wantland's help we kind of written a motion. City Attorney Wantland: There are two and I'd like to read both of them. Then there would be a proper time at this point since everyone is here we'll read both and we'll discuss both and see if there is a pleasure of the Council as far as a consensus. City Attorney Wantland read Resolution 2015-03. This talks about \$1 million for the I65 and I think Mr. Duffy for his hard work and I don't see Mr. Froelicher but both of them have helped Councilman Brown with this proposal. City Attorney Wantland read Resolution 2015-04. Gloria Taft: The first thing Joe I would like to see this say on point #3 the Committee will negotiate a loan with the State of Kentucky or other loan institutions because it's always possible that maybe a local bank could give us just as good of a deal, maybe better on loaning us money. City Attorney Wantland: Mr. Farris did you hear this Resolution? Mr. Farris: Yes. City Attorney Wantland: What does it make your client think about? Mr. Farris: In listening to the Resolution my initial concern was that it will require coming back again but we're very pleased on behalf of the Client to know that a Committee that the City would be in charge of would be able to review all of this material and make the decision that's best for the City because we understand that's what you have been charged to do. We're very pleased and we think that the State will be easy to work with on this project. City Attorney Wantland: Your client is working with the State, are they not? Eric Farris: Yes. Browning has been at every meeting we've been at with Mr. Snider, Mr. Rapier, Representative Belcher, we're all been present together to negotiate these terms. City Attorney Wantland: When you're in a delicate position you can't say but we want to know. Mr. Farris: Unfortunately the developer is on a very tight time scale based on contract demands and contingencies that have to be met by September 1st and it's our hope that we can get a commitment tonight if at all possible. City Attorney Wantland: Are you looking for a commitment for the interchange on I65? Mr. Farris: The interchange on I65 is not part of what is required to bring the developer to this project; the part that has been presented to you as part 3 on this project and which is probably called inappropriately the business park road; the State called in a business park road, it is a connector and it is a necessary connector, it's going to have to make the connection between 480 and this future interchange. But to answer your question directly, no the interchange does not have to be funded by the State legislature for us to bring Browning to Shepherdsville. Browning is committed to close on \$18 million worth of commitment by the first of the year if we can get this loan funded on part 3; what is labeled here as the business park road only and we will be continuing to work thereafter with the State legislators and Governor's office. Bernie Brown: If that interchange is not built what is that going to do to the traffic on 480; it's already a serious problem. John Snider: When we correct the Love's issue and put that new interchange in there is going to be a stoplight paid for by the State and that will direct all the traffic to that stoplight from that area which is going to assist; Bernie as you look at the map it will take it further off the 480 ramp area and send it to a stoplight which currently it is not sent to a stoplight. Bernie Brown: I would think that it would acerbate the traffic situation at 480. John Snider: It's going to increase the numbers there's no doubt. But if we get that light in there and that road developed in one area you are going to have in and out there that will help. Mr. Farris: And Mr. Brown if I may be further expand on what John has said earlier, the State is putting not only this \$1 million commitment in to the design for it but they are preparing to loan \$3.9 million based upon future development and that future development has got to count on this entire roadway being constructed. The State realizes that the City has got to count on that to happen and they are not going to make that kind of commitment unless they are very confident in seeing in through all the way. City Attorney Wantland: We had this conversation as a Council indirectly and we had it with Gordon Food Service investing \$95 million in this community. We want more cars on that road; we want more people working here. That's the whole idea behind that project. That's why the City in 2007-2011 spent \$18 million in sewer improvements in the unincorporated areas on the County. The \$3.9 million is a lot of money but when you've already put out \$18 million you have to figure how you're going to get it back. We want more cars, we want more people, we've got to figure out a way to generate more revenue; I'm looking for Faith Portman, the many times you and I have had these conversations on how you take the pressure off people using the sewers in this community, one way you do it is connect \$2500 an acre for impact fees and the other way you do it you get more users

on the sewer system. This has got some potential and we do have a traffic problem; that may be true but we also have a problem not generating enough money to relieve some of the financial pressures on our citizenry with their sewer rates and with their tax rates and their services and this may have an opportunity for us that we need to look at really really hard. Gloria Taft: We all received an email from Alliance Entertainment thanking us for our attention to this problem and in his email he says each of you know the positive impact that growth has had on this County and most know that we try to view this as an investment to secure future growth. If we do not build on and improve our infrastructure this jobs will slowly move to more business and employee friendly environments. These people are spending 45 minutes to an hour trying to get to work and trying to leave work. The State is willing to invest money; the State has already drawn up what they say is their most favorable option. We're looking at investors who want to spend almost \$200 million in our County to benefit our people, the people around us, our State, our schools, because our schools will get taxes off these properties; and the people that pay the occupational tax from our industrial park will have access to new roads. I don't see a bad side to this yet. Mayor Ellis asked for any other comments. Larry Hatfield: I'm not against the project but I am against using tax dollars on private property. Gloria Taft: Once it's deeded to the EDA and the EDA deeds it to the City it becomes City property. Larry Hatfield: I understand that but we're putting enough tax payer dollars up to \$3.9 million and we've got developers that's in this room that have paid hundreds of thousands of dollars to develop their own property then we took it over. And that's what our current street Ordinance says. That's the only problem I have with this issue. And I know there are some business people here from the industrial park and I have spoken to several businesses in the industrial park and to build this road without that interchange is crazy to me. And I know that this interchange; I don't know what it can't be done all at one time. But we're putting up money to run across private property and Larry Hatfield personally has a problem with that and it's nothing against anybody in this room. I've sit here for 18 years, we've never been asked to put up this magnitude of tax dollars for private development. Dana Bischoff James: What is your solution? What do you think we should do to alleviate the companies and the road problems? Larry Hatfield: I think the developer should develop that section going across his property then we will take it over. Dana Bischoff James: Even though we are receiving occupational tax dollars? Larry Hatfield: Yes. That's my opinion. Gloria Taft: We're willing to develop and help every single business out there; not just one business, not just one developer, every single one of them. Larry Hatfield: If the interchange goes. Gloria Taft: The State wouldn't be putting money out and spending it without knowing this was going to happen and the State sees that the development at \$200 million ... Larry Hatfield: I understand. I understand both sides trust me. Gloria Taft: When we know that if we do not build it we're going to lose the State interchange and we may possible lose jobs that are already out there; why would we not want to invest in the people that work here. City Attorney Wantland: And we set the precedent on this when we spent \$18 million on private property in the unincorporated areas of the County. Larry Hatfield: Joe we didn't spend \$18 million we were ordered by the Federal EPA to upgrade the plant and we paid \$8 million to run the line to Beam; Beam paid \$2 million, we have \$3 million stimulus so we didn't pay all \$18 million but I understand your philosophy. City Attorney Wantland: I keep telling you that was the right thing to do to try to let this community grow in a very positive manner. Larry Hatfield: And we thought within five years ... City Attorney Wantland: We haven't sold the first tap on out there. Everybody needs to understand what was done in hindsight is easy to correct but the reality of it is that decision provided a pathway for this community to develop in a very positive way. And it was the right choice to make. Larry Hatfield: If this interchange doesn't go in you're nowhere the interceptor line. City Attorney Wantland: I'm on top of that. I'm also on top of somebody is telling me we're going to build \$18 million worth of buildings and they are not going to sit there empty. Larry Hatfield: Well I hope they don't. City Attorney Wantland: I think they hope they don't. Dana Bischoff James: I have faith in our State Representative who has assured us that she is working and has worked with many others. State Representative Linda Belcher: The last time I was in Frankfort and we have a budget session I brought in over \$80 million to Bullitt County; that's a chunk of money. Let's say I can't get the whole \$30; well then maybe the Senate can come up with \$15 and I can come up with \$15. But I see no reason why we would think that interchange would not be built mainly because the State is going to realize all of that tax money. Why would they turn it down? I'm not sitting in your seats; so I can't vote, I'm kind of glad I'm on this side, but I will tell you that I do see a reason for us to think outside the box. For us to think about being progressive; for us to look down the road and see what's going to happen. I think Ms. Taft you had an excellent question. If we do nothing what's going to occur in Bullitt County. What's going to occur in

Shepherdsville? This may be the one opportunity to really help out the people who live in Shepherdsville. So again the only thing I can do is assure you that I will work as hard as I can; as hard as I did last time; I will work across the aisle; I will do what it takes to work with the new administration. But at this point in time I feel very comfortable that the people in Frankfort will also be working with us. Any questions for me?

Randy Hammond: I do have one question for you John. And I didn't catch it yesterday while we were meeting; but we've got an alternate approach going over to Omega Parkway, so we already have a south bound thoroughfare through the park. So why can't we just extend Omega Parkway to the approach road and save maybe \$3 million?

John Snider: That was priced out as I understand it by Qk4; they didn't like the position it came out on the main road. That's my understanding. Randy, we didn't develop this plan, this was developed by the State and that is actually called Alternative 1A. I think at some point in time we've got to figure out to do that also but right now we need to get the main road done to get people out of there.

Randy Hammond: By looking at it we can get people out of there by connecting that to the approach road going to the new interchange. I'm just not a fan of developing using City money on private property either.

Nicky Rapier: I understand that this is a tough decision but if this road is not built, this road will not be built. I can't guarantee you that it will be built if you build it but I can almost guarantee you the State won't build the approach road if you don't build business park road. That is 100% I think correct. I can't promise they will build it if you do but I can pretty much promise you they won't because if they give you an opportunity to do it and you don't do it; they are not going to do it.

John Snider: Representative Belcher and I have a responsibility tomorrow morning to email the Governor and indicate what happened here and whether we want to move forward as a City or go backwards.

Ashley Bratcher: They pay 1.5%, we need to do something for them or we're going to lose that 1.5% and these large large companies. People like Browning who want to come in and they have incredible areas.

City Attorney Wantland: Is that a motion to appoint the committee and move forward.

Ashley Bratcher: Yes.

Gloria Taft 2nd. Bernie Brown: It's not a matter of if I want the road we need the road. We need to do something. The concern I have I don't want to see a road built to nowhere or the City invest whether it be \$2.9 or \$3.9 million and then it doesn't happen the way we think it will.

City Attorney Wantland: This motion doesn't do anything about spending any money; all it does it take the million dollars that we reserved for I65 and put it back in an escrow account at the pleasure of the Council.

Bernie Brown: I understand that.

Gloria Taft: If we don't build it this project is going to completely die. If we at least start moving forward and keep up with the State as they move forward if for some unknown reason the whole project falls apart we won't be out the whole \$3.9 million and the State won't be out the \$25 million that they are looking to invest. So we're looking at investing \$3.9 million; the State is looking at investing \$25 million; the people who want to come in, Browning Industries are looking at investing \$200 million. Two hundred million, thousands and thousands of jobs; alleviate the problem for our current people that are working out there; and all the State and these people are asking us to do is appoint a Committee and ask for a Request For Proposal on how to design and engineer the road.

Motion carried 4-2.

City Attorney Wantland: We have a second Resolution, 2015-3 which is directed to the I65 interchange. Again we have taken the million dollars and taken it out of that escrow fund but the 65 as we understand it tonight is not on the table. I would ask the Council to approve this Resolution as well that at that point in time it comes about that the Council will not be handicapped and will have money spent only when this Council has its conditions met.

Bernie Brown made motion to accept.

Dana Bischoff James: We're got a little confusion over here.

Larry Hatfield: I'm confused to what we're doing.

Gloria Taft: I thought the first one replaced the other one.

City Attorney Wantland: The one is primarily on the I65 interchange; and if you want to pass on that one tonight and look at it because I think I65 interchange right now is off the table. There is no funding for that.

Randy Hammond: It basically needs to be rewritten to reflect tonight's Resolution of \$3.9 million.

City Attorney Wantland: I'll do that for the next meeting.

Bernie Brown: We still don't have all of the easements for the new interchange and the road planned to go to 61?

John Snider: No I do not. As I've indicated to everyone where I'm at right now is I have what I call the general right of way and Mr. Wantland I'm not sure exactly how you explain it; I have an agreement with the property owners over to 65; I do not have 65 to the west and right now and Mr. Rice will tell you we've been talking quite a bit about this but Matt Bullock with the Highway Department and I plan on sitting down after they hire the RFP contractor to determine where it's going to go because there are two or three properties through there it could go on without any problem. So we've got to figure out which property they are going to suggest is best before I do anything.

Bernie Brown: I don't think Mr. Rice is going to grant an easement. But he can speak for himself.

John Snider: He can speak for himself; Jim and I have been talking quite a bit; we talked right before the

meeting but I've heard from other people that he won't but he and I are still talking. So Bernie I don't know but there is other property down there that we can go across and we've just got to figure out what the location of that is. City Attorney Wantland: Mr. Snider you'll keep talking to us. John Snider: If you notice the Resolution, and I was the one that put it in there that I am supposed to report to you every two months but I can do it every month however you all want it. But I think we have to keep in contact to make sure we're all doing the right thing and how we go about. And more than likely EDA will appoint somebody on that Committee with you all that will work with you continually and I hope to spend a tremendous amount of time. The main thing I would like to have as soon as possible have you all decide who that two person Committee is from your group and the reason being that we need to start looking at that RFP. Mayor Ellis: We can do that tonight. Bernie Brown: Who is going to decide who the specific people are? Dana Bischoff James: Five is a minimum, correct, we can add more. John Snider: Actually you can amend that; when I started writing this I sit down and thought about I just put together a group of five, it could be anything as long as there is not three or more Council members because there are some things we want to work and not have to wait three days for public meetings; so consequently it's got to be three or less from the Council, you can add more from the other side if you want too; those are all suggested positions. But before you all decide that, number one, I want to thank you all. I want to thank you all for your time and effort and participation and the questions you've asked have all been great and I appreciate all the help and interaction I've had with you in the last few weeks and I don't plan on leaving; I plan on working on this so thank you. Larry Hatfield made motion to appoint Gloria Taft and Dana Bischoff James to the Committee. Randy Hammond 2nd. Larry Hatfield: The Council will vote on; you've just going to bring up nominees for engineering etc. City Attorney Wantland: Mr. Hatfield the way this is written the Council has to approve all the work of the Committee. The Council has to approve each and every dime that is spent recommended on this project. Mayor Ellis: It's just two Council members and myself, a member of the Community, Joe and Bob to get the information and bring back. Motion carried 6-0. State Representative Linda Belcher: Let me add my thank you also. I appreciate you all listening to us and working with us. City Attorney Wantland: I can't say enough good things about Ms. Belcher and how hard she's worked on this project and you do need to be commended. I know there are thoughts about how to get things done for people; this is a project that if we can pull this off with the interchange, the connector road, the business park road, it's going to be a really really wonderful thing and I'm sitting here saying that you so much Ms. Belcher.

Old Business:

Mayor Ellis: Next item City Attorney Wantland to open bids for improvements to 200 Frank E. Simon Avenue. The only problem is we've run the ad in *The Pioneer News* six times and the *Courier Journal* twice for the price of \$1114.00 and received no bids for that project. City Clerk Richmond: I did talk to Chuck McCreary on the phone and told him this. Larry Hatfield: How much did we budget for this down there? \$25,000 or something? Mayor Ellis: Yes it was \$25,000. Larry Hatfield: Has everybody in agreement to get it down; we just have Scott or somebody get whoever we can get. City Attorney Wantland: Is that a motion? Larry Hatfield: Is that what everybody wants to do? City Attorney Wantland: I think that's that what we need to do at this juncture. Larry Hatfield: We can't go over \$20,000 on any one project but we need to get it done. City Attorney Wantland: We submitted it for bid and we did advertise. So we've done the procurement properly. Bernie Brown: Is the State willing to do a longer lease. City Clerk Richmond: He's actually offered to do another month which will take him through August so we can move forward; he would like a decision on what we are going to do but he has offered to sign another month extension. Bernie Brown: How long would they agree too. Mayor Ellis: He had mentioned at one time possible going out on a five year lease. And as long as we don't go real high on the new adjustment on the rent they are also willing to pay a little more on the rent as well. Dana Bischoff James: My recommendation is going to be a spinoff of yours why not bring it back at the next meeting and let us know what prices are out there and make a vote then. Scott Fleming: When we initially started this we did get two bids that were under \$25,000. If you guys would like I can revisit those. They weren't sealed bids when they came in that's why you all requested we rebid it; do you want me to revisit those bids and talk to those contractors? Both of them were under the \$25,000. Dana Bischoff James: Were either of them from the City of Shepherdsville? Scott Fleming: I know that one way, the other I would have to check. Dana Bischoff James: It's just if we keep our tax dollars here in the City. City Attorney Wantland: Can we as a Council employ Mr. Fleming to use his judgment to make the right determination on a contractor and get it started. Dana Bischoff James: We've followed this so long I would

like to see it come back. City Attorney Wantland: With a month to month Lease we're getting to a point of no return. Bernie Brown: I'd be okay with him doing it using your good judgment. I think it would be important for the State to agree to a five year lease and a higher rate. City Attorney Wantland: So this is a motion to employ Mr. Fleming to inquire about the improvements and to secure someone for under \$25,000 with the understanding that we're going to secure a five year lease on behalf of the City. Mayor Ellis: I'll get a meeting set up with Chuck to discuss this. Larry Hatfield: We're going to have to do it whether we lease it or not aren't we? Mayor Ellis: Yes you're going to have to. Bernie Brown: I'll make that motion. Gloria Taft 2nd. Motion carried 6-0.

City Attorney Wantland had second reading of Ordinance 015-(number to be assigned) providing for closure pursuant to KRS 82.405 of a right of way known as 30' wide (+,-) passway/Second Avenue, proceeding along the properties of William M. Bratcher. Mayor Ellis asked in there was any public comment. There was none. Dana Bischoff James made motion to accept. Gloria Taft. 5-0-1 abstention.

City Attorney Wantland had second reading of Ordinance 015-(number to be assigned) accepting the bid of Windstream Kentucky East LLC for a telephone and communications non-exclusive franchise. Randy Hammond made motion to accept. Bernie Brown 2nd. Motion carried 6-0.

New Business:

Approve Parade permit for Shepherdsville Titans for Saturday, August 1st. Chad Laswell with the Shepherdsville Titans: We would meet at Bullitt Lick, it's separated into two different groups, the Titans and the Central A Team which is in a different division; the weigh in for the Titans is at 10:00 a.m. we were planning on leaving from Bullitt Lick Middle School and going toward the Greater Bullitt County Youth Football field where they do weigh ins; then our A Team is scheduled to weigh in at noon where we would leave Bullitt Lick Middle School at 11:30. Dana Bischoff James: Mr. Laswell has spoken with the Chief and there are no concerns there so I make the motion that we accept. Larry Hatfield 2nd. Motion carried 6-0.

City Attorney Wantland to have first reading of Ordinance 015-(number to be assigned) rezoning 141.4 acres, more or less, located at Buffalo Run and Ohm Drive south of Buffalo Run and East of I-65 requested by Rolling Acres Farm, LLC from Agricultural to I-L Light Industrial. Mayor Ellis stated the second reading will be August 11th.

City Attorney Wantland to have first reading of Ordinance 015-(number to be assigned) rezoning 164.6 acres, more or less, located at 1470 Arrow Creek Road south of Buffalo Run and East of I-65 requested by Morris C and Barbara Sue Longacre from Agricultural to I-L Light Industrial. Mayor Ellis stated the second reading will be August 11th.

Daryl Lee: No report.

Duane Price: Starbucks will start construction in late summer with opening spring 2016.

Sign in Speakers:

Sandra Robinson, 520 Lakes of Dogwood: Thank you for the opportunity for letting me speak here today. I have two issues but I will make it very brief. First I would like to know if it is possible to have a traffic light installed at the intersection of Beech Grove Road and Highway 61. It's a very busy and very congested area intersection during the morning and evening commutes. And this is the only ingress egress for hundreds of drivers who live in the communities along Beech Grove Road. Second I was hoping to bring some official attention to a dangerous traffic concern in my neighborhood. I live in Dogwood Estates off Beech Grove Road and across from the second entrance which would be Reichmuth Road the opposite side of the road is a blind corner because of grown up weeds and grass. Can the City of Shepherdsville do something about this or urge the resident of that property to do so? That's my two issues. Larry Hatfield: I received a complaint on that and I have talked to the Association today. We're going to try to get the State to cut the right of way but it's going to take a little while. Gloria Taft: Here's the problem, the HOA already cuts the State right of way, the problem is inside the property. Larry Hatfield: I understand that but agricultural is

exempt from my Ordinance. Ms. Robinson: So there is nothing that can be done about that? Larry Hatfield: But I know that guy and we've been to talk to him so I'm going to try him to; he'll cut that hay I'm sure but they are running behind. I'm getting complaints all over the County. But I told the lady today that the Road Department is going to talk with the State; we'll try to get you some help there. Ms. Robinson: Just letting you know that it is increasing traffic throughout neighborhood for those people like me who don't want to go down Reichmuth; it is increasing traffic through the neighborhood. City Attorney Wantland: Councilman Hatfield and Councilwoman Taft may address Ms. Robinson? I just wanted to tell Ms. Robinson this week the City received a judgment from Judge Burress; the specific terms of the judgment is that there is a deed being executed from the last parcel on Old Ford Road. That deed is coming and that will be the last piece of the property needed for the State to begin construction to do the bypass on Old Ford Road to intersect with Highway 61. Everyone is hoping that will help alleviate some of the traffic concerns that you are having at that intersection. The Council has worked very hard on this. I can't say enough good things about the Council they way they've helped me with this but that last piece has finally been put together. The State is preparing a deed for the City to sign and the State is going to start construction as we speak and that happened this week. Ms. Robinson: So it is in the process to be improved? City Attorney Wantland: Yes ma'am. The money is there, it's been approved and the last parcel of real property needed to be acquired for that project has been obtained. Mayor Ellis: I tried working with the State on several different occasions to get a stoplight at the end of Beech Grove even just a temporary one and they refused to bring a temporary one out; they said they wouldn't put a permanent one in because they were just going to be putting another on in less than 250 yards down the road. Ms. Robinson: Any way of a three way stop sign for the interim while there is construction; is that a possibility? Mayor Ellis: That wouldn't be anything we could answer that would be something to address the State about because both roads are State highways. I almost find it would be extremely difficult for them to put a stop sign on 61 with the way the traffic goes through there. Ms. Robinson: Could you direct me to the person to talk to about that? City Attorney Wantland: The person to talk to is Ron Genevon. Gloria Taft: I can give you my contact with Division 5 after the meeting.

Department Reports:

Police Chief Doug Puckett: I sent the Council an email and a hard copy of a memo requesting to use funds from two vehicles we sold on gov.deals to help purchase two new police vehicles. I think it's \$6900 and the remainder will be paid for out of Federal seized funds that we have. There won't be any cost to the taxpayers. That will be seven cars we've bought so far and saved the City about \$330,000. Dana Bischoff James made motion to approve. Gloria Taft 2nd. Motion carried 6-0.

Fire Chief Layne Troutman: As most of the Council members know; I sent an email out about our ISO rates here in the City of Shepherdsville. The ISO rate dropped from a Class 4 to a Class 3 which is good for the citizens because their insurance rates should go down a little bit on the homeowners and quick a bit on the residents of the City of Shepherdsville. For the citizens as of October 1st that takes effect. If your insurance company goes by ISO rates in the City of Shepherdsville call your insurance company and you may get a break on your insurance. City Attorney Wantland: And all the people who have been annexed into the City in the last few years you need to call your homeowners insurance agent and remind them you are now in the City and not in the County because your insurance rates are much cheaper in the City than they are in the County. There are people still paying an ISO rating on their home, a #6 and you can tell them it's the #3 and it can be a substantial savings for our citizenry. Thank you, good work Council and firemen. Bernie Brown: I just wanted to say thank you Chief and to all the people in the Fire Department that helped make this happen. It takes effort and work for things like that to happen and that's good for the citizens of Shepherdsville.

Controller Bob Ryan: In the budget there was a line item for Reimbursement of College Tuition. There is an individual that wants to apply to a course at the University of Louisville in Project Management. I've sent two emails out to the Council on this requesting guidance; how the reimbursement is supposed to be handled at what level and I'm still looking for a response. Dana Bischoff James: I saw Gloria's response and I thought that's what we agreed upon. 100% if it was an A; 80% B and 70% C; if you follow the grade. Larry Hatfield: How are we doing the Police? Dana Bischoff James: The same. Gloria Taft: It needs to be the

same for every department, every employee, it's a tier based on their grading when they attend the class. Mr. Ryan: Does it cover tuition and books only? Dana Bischoff James: I think if it's an A it's 100% of everything. City Attorney Wantland: The question is tuition and books? Dana Bischoff James: Yes. Mr. Ryan: Is there going to be a cap; let's say you have UofL and somebody wants to go to Spaulding which is more expensive. I just need something. Dana Bischoff James: So we need something in writing? Mr. Ryan: There needs to be some written guidance on how much, what the grade level split is. Dana Bischoff James: Mr. Wantland may I come to your office? City Attorney Wantland: Yes you may, I'll be happy to work with you and get something to Mr. Ryan and present it at the next meeting. Larry Hatfield: I think they should have to stay here too for two or three years. At least get a little bit of return back. Further discussion followed on this subject. It was agreed that this individual be allowed to enroll in this particular course?

Council Reports:

Larry Hatfield: Scott would you check with the State to see if we can get the island on 44 East when you're coming from Frisch's you'll be making a left on to 44 East; see if we can get that painted, maybe just a 4 foot piece. I've had several people ask me about it. I've had two elderly folks tell me that they've hit it an night because they can't see it. It wouldn't take 30 minutes to do it but I wouldn't want to do it without permission. Scott Fleming: I'll check on it tomorrow.

Dana Bischoff James: Just a couple things; I'm really excited to be part of the road project and then see the growth in Bullitt County. Just to be able to work with some of our government leaders, Mr. Linda Belcher has been very active in these meetings; there has been several other people who we haven't actually met with at this point but it's just neat to see the City growing and moving forward and with that just the forward thinking. Today I also have our cheerleading jacket up here; this week I was able to take a group of cheerleaders to Chattanooga, Tennessee to a cheerleading camp and that in itself was just profound and fun and exciting but most importantly I was able to take them to the memorial and for them to be able to see the devastation within that City and how when you don't have strong family ties you don't have a strong community the detrimental effects that take place and they were able to see from the investigation where spray paint and the shell casings numbers and the many supporters, families, the American flags everywhere in that City and how neat would it be though if our City could be that before we go through a tragedy. If our City could come together and be strong before we endure something of that nature. So I just encourage you, thank your heroes whether it be the ones that we think of everyday from our police officers to our firefighters but also down to Ms. Kym Toogood, our school bus driver who helped secure children and just joining in a sense of community and building strong bonds.

Bernie Brown: I think I forwarded an email to everybody about the railroad crossing on 44. It sounds optimistic, I don't know how long it's going to take but I really expressed to them that something needs to be done to that railroad crossing on 44. Dana Bischoff James: I contacted them as well. They actually sent me a letter in response to my phone call so I encourage everybody else to do the same. I was impressed with their professionalism. Bernie Brown: They did tell me they do pay for repairs.

Gloria Taft: Two things, one of the employers in the Industrial Park is trying to fill 1200 new jobs so if you know anybody that wants a job send them out there. I have emailed the Bullitt County schools about trying to get some funding for our School Resource Officers, we have five members of the Bullitt County Board, only one bothered to respond and that was a response of their duty is to educate our children it had nothing to do with trying to keep them safe. I've been in contact with Qk4 about the 44 East sewer project and he admits he needs to do a better job communicating to us; he says the contractors scheduled by contract to be done before the end of the year; their current schedule calls for the completion of pipe construction by October and they've certainly started more slowly than we expected. Construction is at Lakeview Drive and they are working four ten hour days per week with Fridays off. At this point they have two pieces of pipe installed and have experienced poor trench conditions. The inspector is reporting to Qk4 daily of the contractors activities and will continue to inspect their work for adherence to the plans specifications. They have communicated with ConnHurst that we are concerned about the way the project has started and they have acknowledged verbally that they are aware of our concerns and will do their best to meet our time frames. I wanted to update the public on where that project was. It looks so far like every one of our

Departments came in under budget for last year so I want to commend all of our Department Heads and City workers for doing a really good job on that.

City Attorney Wantland: In your packet tonight; and I sent an email out earlier today, we have a water tower that has been transferred to Louisville Water Company. The City has been receiving rents from people still using that water tower. There was a mix up I think between the water company and Sprint; the water company thought Sprint was removing their equipment, Sprint thinks that weren't; Sprint wants to make a claim against the City. Initially the claim Sprint wanted to make was over \$200,000. My point was boys we'll see you in Court. Tonight I'm back to ask you to approve the resolution of this claim; Sprint is now asking for the pre-payment; they pre-pay the rent each year, there is a copy of a check for \$9125.25; Sprint wants a refund of their pre-paid rent for 2015-2016 as full satisfaction of any claims they would have and allow Louisville Water to remove the tower. I would recommend the Council pay the \$9125.25 and pay back the pre-paid rent. Dana Bischoff James made motion to accept. Randy Hammond 2nd. Motion carried 6-0.

Dana Bischoff James made motion to adjourn. Larry Hatfield 2nd. Motion carried 6-0. Meeting adjourned at 7:56 p.m.

R. Scott Ellis III, Mayor

Attest: _____
Tammy Richmond, City Clerk