

**CITY OF SHEPHERDSVILLE  
REGULAR COUNCIL MEETING MINUTES  
TUESDAY, OCTOBER 27, 2015**

Billy Green, Family Worship Center gave the invocation  
Pledge of Allegiance was recited  
Mayor Ellis called the meeting to order at 6:31 p.m.

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

BERNIE BROWN: Scott, may I read something? MAYOR ELLIS: Sure. BERNIE BROWN: I got this note from Larry Hatfield and that'll explain why he's not here tonight, and he asked me to read this: "To the Public and City Council: Due to a family situation I will not be able to attend the next couple of Council meetings. Thank you. Larry Hatfield."

CITY ATTORNEY JOE WANTLAND: If we all could take a moment and remember Larry and his family right now. He does have some sickness in his family and we just wish him well and his family well. So let's keep Larry in our thoughts and our prayers because he needs it right now. MAYOR ELLIS: Absolutely. BERNIE BROWN: True.

MAYOR ELLIS: At this time I'll ask for a motion to dispense with the reading of the meetings from the 9/8/2015 Regular Meeting. BERNIE BROWN made motion to dispense with reading. GLORIA TAFT 2<sup>nd</sup>. Motion carried 5-0-1 absent.

MAYOR ELLIS asked for a motion to dispense with the reading of the minutes from the 10/5/2015 Special Meeting. DANA BISCHOFF JAMES made motion to dispense with reading. ASHLEY BRATCHER 2<sup>nd</sup>. Motion carried 5-0-1 absent.

MAYOR ELLIS asked for a motion to approve the minutes as written 9/8/2015 Regular Meeting. GLORIA TAFT made motion to approve 9/8/2015 minutes as written. ASHLEY BRATCHER 2<sup>nd</sup>. Motion carried 5-0-1 absent.

MAYOR ELLIS asked for a motion to approve the minutes as written from the 10/5/2015 Special Meeting. ASHLEY BRATCHER made motion to approve minutes as written. BERNIE BROWN 2<sup>nd</sup>. Motion carried 5-0-1 absent.

MAYOR ELLIS announced Trunk or Treat is this Saturday from 5:00 to 8:00 at the fire station. Trick or Treat hours will be 5:00 to 9:00 on Saturday. Also there will be a Flood Insurance Meeting tomorrow night here at City Hall 6:00-10:00 and another one on November 28th as well. I didn't get a chance to announce this at the last meeting but the Police Department held the *Shepherdsville Santa* Car Show and had about 350 actually registered. That was great. The money that car show raises goes to the food baskets, coats, toys for children and their families at Christmas. This is our third year we've done that? CHIEF PUCKETT: Yes sir. MAYOR ELLIS: Biggest turnout we've ever had and hopefully next year the weather will stay with us and we'll have another good one.

MAYOR ELLIS called Arthur Jones to the podium for a presentation on the zoning maps.

ARTHUR JONES: I'll try to be as brief as possible. Many of you have already seen this presentation, and so what we're going to do tonight is a recap. Since we haven't been in this setting for a little while, I'll go ahead and recap where we are on the zoning maps and go ahead and get approval to move forward with this project. As we've discussed previously, we have a Zoning Map that needs to be updated with the zonings that we've seen here in the last few years. We got to looking at the data that supports the zonings of those different parcels and it goes in hierarchy of the information that we hold most credible to least credible and you've seen this hierarchy before. From that point we had some parcels that were not covered in some of our mapping that we had, and those parcels have since been designated through workshops that the Council has held. Many of those parcels go into agriculture and whatnot, but the only reason that they were "given" a zoning is because they were not covered in any of our zoning maps prior to this time. So we weren't haphazardly going through this, we were assigning zoning to areas that didn't already have a zoning associated with it. And a lot of this has been propagated through the remodel of the zoning map at the County level, and now they have disregarded keeping up with those records for the individual cities within the county. And so now we have a larger role to fill when it comes to making sure that our parcels are taken care of and zoned properly. We have, since the workshop, found out that there are 63 total parcels that don't necessarily agree with what the PVA designates is the use of that parcel. Now, a property doesn't necessarily have to be used for something if it's zoned something else. A property could initially be a residence but be zoned as a B2. That's a nonconforming lot situation, and as a Council you guys have made it clear that you would like to not have that case come up in the future. So how did the designation break out? This is a list of the different designations and what

happened when we were designating those. You may see in conservation you'll see 14 different properties were designated conservation. The main reason behind that is as a Council you guys have done a very good job of doing exactly what the County does for Planning & Zoning. Since we do have a joint Planning & Zoning Commission, we need to be as reflective as possible with the County's regulations because they are what we use to govern ours as well. So because of that, conservation you see 14 parcels. That's because those properties were a little bit too small to be an AG parcel; because you have to have ten acres or more to be designated as AG. But conservation you can have a smaller lot size but still be using it for that sort of purpose, and so that's where you see those 14 parcels. And you had similar explanations for the rest of those and you guys are aware of that through the workshops and the exercises we were going through, but that explanation kind of puts us on page for what took place during those. So we do have a current zoning map as a result of that exercise and all that effort that you guys put in to make sure that we have zonings throughout the City. And so now that we've gotten to this point, now we need to figure out where do we go from here? We now have a zoning map, but we need to make sure that that zoning map is complete and accurate. And so what we know as a Council after discussions is we've got some work to do to make certain that what we're putting out to the public is 100 percent accurate and true. So how better way to do that than to outward face this zoning map and have the public come to us and give us the comments to be able to help strengthen this map to make it what it needs to be for the City. So we have discussed this in the past that we want to send out letters to the people that we've designated properties that we didn't have a zoning for. We want to make sure that we make available a large zoning map here at City Hall for people to view, and a large map, exactly the same as that, at Planning & Zoning in downtown Shepherdsville that way the public has more than one location to view this information. And then we want to allow them at least 60 days consultation to be able to come back, give us feedback and appeal or give us information that may designate a different zoning than we show on the map. At this point, I would like to leave you guys with this information and ask for you guys at some point tonight to make a move to allow us to continue on this project. And what we need to be able to move forward on this is go ahead and give me authorization to print out these two maps, put them here and down at Planning & Zoning. Give Brenda a form that people can fill out that will tell people what their zoning should be with the documentation that backs that up. And then following that 60 day consultation period--so right now we would be looking at November until the first of the year--and January 1st, 2016, we could take and look at all of the input that we have from the public and then make a final determination, and then at that point do what legally we need to do for our zoning map to go ahead and get that fully passed and then adopted at the City level.

BERNIE BROWN: Arthur, do you have any plans or suggestions on how to make the public aware of this? I imagine Mr. Barr will put it in the paper. ARTHUR JONES: We will definitely need to have Mr. Barr involved and make sure that's in the paper. BERNIE BROWN: That needs wide publicity. ARTHUR JONES: Yes. He did a great job of already having an article in the paper, yesterday actually, talking about the zoning maps. So some people have already got that put on their radar, which is excellent. It works right along with our schedule of meetings. We would request more from Mr. Barr, of course, but then in addition to that the Council has decided to be sending out letters to at least those parcels that we are unsure of or that we have designated as part of this exercise. So sending out letters to those specific property owners to make them aware that they need to be coming in and taking a look at that, I think that that's a good approach that the City Council has decided to take should you guys decide to go ahead and move forward with this project. BERNIE BROWN: Well, we can take care of that now, can't we? MAYOR ELLIS: Absolutely. BERNIE BROWN made motion that we proceed with the plan that you just outlined. GLORIA TAFT 2nd. Motion carried 5-0-1 absent. CITY ATTORNEY JOE WANTLAND: Arthur, I'll help you, but we need to identify all the property owners and make sure they have written notice. ARTHUR JONES: Yes. CITY ATTORNEY JOE WANTLAND: If anybody that has what I refer to as a dispute. ARTHUR JONES: Yes, sir. Not a problem whatsoever. CITY ATTORNEY JOE WANTLAND: So no final map until all property owners have been notified. ARTHUR JONES: Gotcha. CITY ATTORNEY JOE WANTLAND: Thank you.

MAYOR ELLIS: Next, we'll have the discussion and recommendation for the Alpha Way road design personal services contract. ARTHUR JONES: Recently we received proposals on Alpha Way. We had advertised Alpha Way as a design project for the roadway that's going to be put in place from 480 to Ohm Drive. We received ten proposals for that work. One of the proposals was received late and I let that firm know that it was late. Another proposal did not have a cost associated with that effort. I let them know that they did not have a cost. They understood that would not allow them to be part of this project. The two companies that didn't give us a price, DLZ and Shawnee Professional Services, were made aware of that and they are both looking forward to the next project that Shepherdsville may be putting out there. Of the other eight firms, the price is most important, I'll start with that, as far as you guys may be concerned looking at all the budgets. Prices varied from \$208,320 up to \$428,845. Of those eight different engineering firms, I read each and every proposal and after reading through all the proposals and their approach to the project, the Road Committee met earlier today and discussed those at length and we have now, as a Committee, decided that there are three firms of those eight that we feel most comfortable with doing this project based on their pre-qualifications and their project approach, the things that they put in their proposal and the things in their past history

that we can base this decision off of. GLORIA TAFT: Arthur, are any of the top three firms here tonight? ARTHUR JONES: Yes. GLORIA TAFT: They would be? ARTHUR JONES: The three firms that we think are qualified to do the work and we feel most comfortable with awarding this work to would be Howerton Engineering & Surveying. Is anybody from Howerton here before I say that you're not? Okay. And the other two that we feel most comfortable with doing the work are WMB and QK4 and those two firms are here tonight and they do have representatives here if you guys have any questions. GLORIA TAFT: Having sat in being Chairman of the Committee, in reading through all of these and listening to the two different engineers that I've spoken to, I would like to recommend to the Council that WMB be awarded the contract based on their professionalism, based on their number of contracts that they've had with the State and their pricing, all three. BERNIE BROWN: Arthur, did you initially just get one submittal? ARTHUR JONES: I believe it was a month ago on September 30th, we had initially put this out for proposals and we only received one proposal back for that work. BERNIE BROWN: And was it advertised? ARTHUR JONES: Yes. BERNIE BROWN: Was it advertised after that? ARTHUR JONES: Yes. MAYOR ELLIS: Yes. GLORIA TAFT: It was advertised both times. The first time it was advertised only in an engineering firm magazine. BERNIE BROWN: That wasn't advertised according to state law requirements. ARTHUR JONES: Correct. That's when we came back and readvertised. GLORIA TAFT: We had to meet KLC regulations and state law. ARTHUR JONES: We made sure that we advertised both in the local paper and the Louisville paper and I also went to the added effort of calling 140 different engineering firms throughout the state and adjoining states that were qualified to do KYTC work, which created a lot of publicity around this project and a lot of people got interested. So that's, I think, the reason we went from one proposal up to ten proposals on this submittal. BERNIE BROWN: They didn't have to have sealed bids? CITY ATTORNEY JOE WANTLAND: I think they were sealed. DANA BISCHOFF JAMES: They were sealed. BERNIE BROWN: Oh, okay. ARTHUR JONES: They were sealed and opened. BERNIE BROWN: There were sealed bids? ARTHUR JONES: They were sealed bids. GLORIA TAFT: Yes. ARTHUR JONES: No one was aware of any other price that anybody else was submitting. If the Council is not aware of it that wasn't in the Committee meeting, of the two that we are speaking of, WMB gives an initial design cost of \$208,320. QK4 gives a design cost of approximately \$235,000. BERNIE BROWN: I'd like to delay taking any final action on this tonight because I'd like to hear what Mr. Snider is going to maybe make some comments. MAYOR ELLIS: I would like to bring John up at this point in time. BERNIE BROWN: There are some issues that I'd like to know more about and have more assurance about before we can proceed. MAYOR ELLIS: Well, hopefully we can get John to answer any of those that you might have. JOHN SNIDER: Councilman, how are you this evening? BERNIE BROWN: Good evening. BERNIE BROWN: About five months ago I think you indicated that there's no problem with the right-of-ways that we would have them, and the right-of-ways would include access to installing an interchange at I-65. Then we heard that wasn't going to happen and now you just mentioned a while ago to me that that is maybe changing and that may happen, but what I would like to see is some assurance, I mean guarantees, before we go spending a lot of taxpayers' money. I don't want to see the City taxpayers' money going to build a multimillion dollar road that goes to a cul-de-sac. So, I think it's essential if we're going to invest in that road, I think it's essential for that interchange to go in. JOHN SNIDER: The history on the road, or the access road, we have had for a period of time all the access required to get to 65. It's been on the west side of 65. The original meetings, which Mr. Rice sat in with the Mayor and I, this is several months ago, six or eight months ago, Mr. Rice seemed to be all right about giving us those right-of-ways at that point in time. Then later on he said, no, I want it away from my house and we did that. Arthur has provided new maps to Mr. Rice. We've met with Mr. Rice a couple of times lately and we've talked, and Gloria has met with Mr. Rice and the Mayor has met with Mr. Rice. In addition, that new right-of-way is right barely on a piece of Mr. Rice's property away from his house. He is looking at that. We're going to take that to Matt Bullock and make sure this fits within the scope of what they're designing at the current time and get their approval on it, and then we'll be getting the final typed document for that. Now, that has no relationship to Alpha Way whatsoever that we were talking about tonight. BERNIE BROWN: No. But I think a big reason why, as far as I'm concerned, why the City is investing or willing to invest in Alpha Way is to go to an interchange that helps alleviate the traffic problem on 480. JOHN SNIDER: That's correct. BERNIE BROWN: And I think that's important and essential. GLORIA TAFT: I've been in a meeting with a couple of different people to have an alternative. Whether or not the interchange goes in, it would connect Alpha Way with a road further south. And it's a viable option using private individuals and then they would in turn turn the road over to the State but the City would cover the cost. So you would not be building a cul-de-sac to nowhere because the road at that point would continue south to 245. BERNIE BROWN: Are the right-of-ways guaranteed south to 245? JOHN SNIDER: The developer says that he can get those right-of-ways. JOHN SNIDER: That's Mr. Rice and Mr. Flynn. MAYOR ELLIS: I met with Mr. Rice two weeks ago and basically challenged him. I said okay, you're talking about a road that goes all the way to 245. Give me a proposal. How much is that going to cost? So he's in the process of working up that proposal as well. The joke went a little further between him and me. He said I'll bet you that I can build the road from 245 to meet your road faster than the road can be built that you're looking at. BERNIE BROWN: I wouldn't doubt it. MAYOR ELLIS: I would say so, yes. But you know that's what he said. He said I can get the right-of-ways and everything done, we'll build it, get everything annexed into the City then you guys take the road over. JOHN SNIDER: Either one of them require this Alpha Road to be built. BERNIE BROWN: If I go to the bank and want to borrow some money they aren't going to be satisfied with just some verbal information from me. MAYOR ELLIS: No. You're right. BERNIE BROWN: They're going

to want something in writing, and I don't think it's asking too much for us here to have something firm in writing. CITY ATTORNEY JOE WANTLAND: While we're talking about banks, I'm going to interrupt Mr. Farris is here. I'd like to bring Mr. Farris up because this is what we're talking about, Mr. Snider and Mr. Farris in particular, and talking about the bank. What kind of money we're talking about. ERIC FARRIS: Mr. Mayor, Ladies and Gentlemen of the Council, and Mr. Wantland: Thanks for the opportunity once again to be here. I do think we are here with light at the end of this very long tunnel thanks to work of a lot of people, many of whom are in front of me and behind me in the crowd. And what I can tell you is that as we have indicated all along, it is a phased project for this roadway. And really the heart of this got started with a meeting in Governor Beshear's office where Representatives, including the Secretaries, of the Economic Development Cabinet and Transportation were present and it resulted in the initial QK4 study that brought us the design that got us to this point, that being the installation of a new interstate. So it was the State's idea for that interchange, excuse me, for that interchange on the interstate. That is part of a Federal Highway Administration Program. The impetus for the State being interested in getting the Federal Highway Administration to help fund that through the State Legislature was the knowledge that Browning would commit to construct what is essentially a \$165 million project at this site contingent on being able to get this roadway out of 480 aligned as we have seen Alpha Way initially done, and with the knowledge that the actual interchange itself, the funding of that portion is going to have to come from the 2016 Legislature working in conjunction with Federal Highway Administration monies. What that all means is, first, we get Alpha Way in place. Economic Development Cabinet is prepared to provide funding for that. The State has already allocated funding and begun work on connecting to 480 at Love's to realign that entrance. So that's the first part done, Alpha Way would be the second part and then the third part is the Legislature in January. Through the work of Ms. Belcher, Mr. Rapier, Mr. Snider and others, Senator Seum, that is already in the works. That is part of the presentation from the Highway Department for their budget that the Legislature will have before them. Thanks to the work you all have done, this project is so solid that the Legislature is not going to pull the rug out from under Shepherdsville and Bullitt County on this for that interchange. You can't get a letter today that promises and guarantees that interchange, but what you can do is to deliver a package to them that they cannot turn away from, and I think that's what you're doing. BERNIE BROWN: John, I think you indicated to me a couple of weeks or so ago that you were going to be speaking with the Chairman of the Senate Transportation Committee. JOHN SNIDER: We're doing that Thursday. BERNIE BROWN: You're going to do it? That hasn't been done yet? JOHN SNIDER: Thursday at 1:00 with Senator Seum. BERNIE BROWN: It will be interesting to see what comes out of that meeting. JOHN SNIDER: You know I'll be quite honest. What's happening here in Bullitt County is something that's not happening anyplace in the State of Kentucky or anyplace in the United States. I don't know whether you all follow; and I'm going to give you some stuff on Business First articles the past couple of weeks. You have more employment coming here than anyplace else in the state. We'll do almost 2,000 jobs in Shepherdsville this year once you're down to it. So, consequently, I think Frankfort is starting to realize that you all are doing something and they need to be behind it to help make sure it gets done. BERNIE BROWN: Well, we need to make sure, I think, that not only the State Senator, but the Chairman of the Senate of Transportation Committee is with it. JOHN SNIDER: Well, that's what we're going on Thursday. BERNIE BROWN: Now, I had heard rumors recently that the only way they were going to come up with that kind of money for Bullitt County was to take the money away from Preston and 245, and I don't think that's something that we want. JOHN SNIDER: I've never heard that rumor. I'd like to know who that rumor came from because all I do is put out fires of rumors and if I don't know where they came from -- they aren't coming from Governor Beshear or whoever the new governor is next week. BERNIE BROWN: Another question I have is do we have any approvals, firm approvals, from the Federal people that an interstate or interchange can be put in there. JOHN SNIDER: Yes. We don't have it in writing. Matt Bullock, has told us he's worked with Federal Highways and that is done. That's the reason they're doing the design as we speak right now on that interchange. GLORIA TAFT: That interchange has already been funded and the design. JOHN SNIDER: The interchange design, the same thing you're being asked to vote on tonight with Alpha Way, I presented to you a few weeks ago the RFP on that and it has been approved. Burgess & Niple has received it. It's being worked on as we speak. BERNIE BROWN: But not in writing? JOHN SNIDER: What do you mean? BERNIE BROWN: You say it's been approved? JOHN SNIDER: Well, the State of Kentucky is spending money. What do you need in writing, Bernie? I'm not sure what you're asking for. CITY ATTORNEY JOE WANTLAND: How much money is the State paying at Love's and reworking that interchange? JOHN SNIDER: I have not seen the contract on that because that's going out November 1st as I understand it. The RFP on that is going out November 1st. BERNIE BROWN: They don't have all of the right-of-ways yet, do they, for the modifications to the existing ... JOHN SNIDER: Love's? BERNIE BROWN: Yeah. JOHN SNIDER: I don't know. Mr. Magruder is here. You can ask him. That's his property. BERNIE BROWN: I thought some of it was other people's property too. JOHN SNIDER: The best of my knowledge the way it's designed currently, Bernie, unless something has changed in the last couple of weeks that I don't know about, it was Mr. Magruder's property. The only other triangle in there was; and you can ask Gary, but I think its Magruder Hamilton property, which Gary Magruder has signed off on. BERNIE BROWN: The interchange at 480, the existing. JOHN SNIDER: You asked about Love's. Let's stick with Love's first. BERNIE BROWN: Okay. The existing interchange at 480, it's going to be modified, redesigned right? JOHN SNIDER: Yes, sir. Love's is one project. That's one project. BERNIE BROWN: Yeah. JOHN SNIDER: The second project you're asking about now is probably the sweep around. BERNIE BROWN: Yeah. JOHN SNIDER: That

is under design. That's what they're spending \$1.1 million on at the current time to redesign that and determine what right-of-ways they need. We had nothing to do with that. That's all the State of Kentucky. ERIC FARRIS: That was a surprise to us when they showed us that. JOHN SNIDER: Yeah. ERIC FARRIS: It's going to help a lot on that southeast corner. DANA BISCHOFF JAMES: If I may interrupt, Mr. Snider, Mr. Farris and Councilman Brown, just to give you a little sidebar, we have kind of done a little side discussion up here. If the two engineering firms that are present that were in our top three could maybe prepare something while we're continuing this conversation. Just a two minute little just why you feel like your engineering firm should be selected. Just a quick two minutes to introduce the company and why. And so, carry on. CITY ATTORNEY JOE WANTLAND: I have been presented by Mr. Farris the Resolution to Covenant that the City is going to proceed in this matter with Browning. There is one in here that the road project had been approved by Browning. I'd like to just give Browning maybe 60 days to approve it since we're going to have that pretty well on down the road here very quickly. But what we're talking about, and everybody should understand, the City is making a commitment up to three and a half million dollars. And the initial private investment in this community is to the neighborhood, as Mr. Farris indicated, is \$150 million. I think Mr. Snider working on behalf of Bullitt County is very comfortable that we have someone who's very eager to relocate here. They've turned down River Ridge and put us at the top of the list. They're working, and evidently they've got investors. We need to help Browning secure its financing to come forward and make this huge investment into this community. GLORIA TAFT: And the State has submitted to the City a proposal for funding of the road, and if the State is going to be willing to fund the City's portion of it--yes, we have to pay them back--but if they weren't certain they were going to complete this project, they wouldn't offer us a loan at very low interest so that we can do our part. CITY ATTORNEY JOE WANTLAND: That's true. BERNIE BROWN: I'm aware of all of that. I just want to make sure that we don't invest taxpayers' money into something that doesn't happen as we had originally anticipated and were led to believe would happen, and that included an interchange on 65. CITY ATTORNEY JOE WANTLAND: I don't mean to be disrespectful, Councilman Brown. The City has spent \$18 million for water and sewer improvements in southeast Bullitt County, Kentucky primarily and to this date we have yet to get one tap on to that tremendous investment into this community. We're going to have to do something as a collective community to move something forward. I'm looking for Faith Portman. She used to sit here and every month she would complain to me about sewer rates. They're not going to change unless we have more sewer users. You know, we need to get some kind of property tax relief for our citizens. The only way that's going to happen is through development. We've got services we have to complete. When people say I don't want to invest this amount of money, we've already invested \$18 million as a community in this property. And everybody keeps forgetting that. BERNIE BROWN: No. No. I haven't forgotten a bit and I've heard you say this little speech about ten times. I understand that. MAYOR ELLIS: We have Representative Linda Belcher here. GLORIA TAFT: But Mr. Brown, we have a contingency, I don't want to call it a Plan B because it's just a continuation of Plan A to extend Alpha Way clear down to 245, which means it's not a cul-de-sac going nowhere. It's simply just the first phase so that Browning can come in, invest in our city, create 4,000 jobs so then we have the additional funds to finish the road and move it further down. BERNIE BROWN: Mr. Farris, if I may. ERIC FARRIS: Yes, sir. BERNIE BROWN: Browning, their involvement is to construct some buildings; right? ERIC FARRIS: Their involvement is all of the infrastructure within the park itself. BERNIE BROWN: And then that would be leased to somebody. ERIC FARRIS: That would be typically what they do is lease to businesses. BERNIE BROWN: And what about if there are any roadblocks there and that doesn't happen as we're led to believe, then what? ERIC FARRIS: Well, they wouldn't have gotten to this point without believing that they can do this with no roadblocks. This step tonight, frankly, is what will put us over the top. We'll provide them with all the documentation needed to present to their financing backers that they have got this project put together and that they can start doing what's needed, taking down the property and working to break some ground. This agreement also is designed to let the City know, you know, that we got some specific timelines in mind. It helps Browning know that the City has some specific timelines, some optimal goals that we're setting, and it also lets the City know after negotiations that Browning is willing to provide a plot of ground for a fire department substation, so... GLORIA TAFT: Can you say that again? ERIC FARRIS: Yeah. Browning is contributing ground for a fire department substation within this park. GLORIA TAFT: Browning is willing to help us build a new fire station? Oh, wow! CITY ATTORNEY JOE WANTLAND: 1.5 to 2.5 acre portion of the building project to the City. BERNIE BROWN: Yeah. ERIC FARRIS: We'll have to figure out where it's best situated, but that was the request. JOHN SNIDER: When you look at the timing that's listed on the agreement with Browning that's being signed, that matches up with the timing for Browning, but it also matches up with the timing -- the road timing matches up with Browning's timing. So after today -- tonight's vote if it's positive to go ahead and do this work, timing-wise Browning should start work about the same time we do on a road for the building. So that would bring in the occupational tax one to two years later to start paying for it. The timing is tight, but it's all doable. GLORIA TAFT: And the State likes the timing that we have set up? ERIC FARRIS: Right. The State's loan opportunity here is unique and is designed for the occupational tax revenue to make it available to the City. CITY ATTORNEY JOE WANTLAND: The State wants this project to go forward. ERIC FARRIS: Ms. Belcher can speak to that. LINDA BELCHER: Yes. JOHN SNIDER: Excuse me for one second. Just to tell you what's happening at the current time in Bullitt County, or in Shepherdsville I should say because it's all Shepherdsville. We'll probably, after the 29th you'll hear who the company is going here in the Dermody building right down the street. We've got two other projects probably will be sometime in November,

December announced. One will be taken to the Board I was told tonight on December 10th for incentive. And we'll have several other facilities going into this area over the next three to four to five months even before Browning starts building the building. So consequently, the numbers probably what we'll have to do is put up a chart board what was before and what was after the decision on this road, because I think this road is going to shove a lot of stuff quickly to us. LINDA BELCHER: Okay. First off, the Governor wants this project. He came to me. I didn't go seek him out. He wants it because of economic development that he recognizes can happen in Bullitt County. He also wants it because this is something different it's new and it may lead the way to future things very similar to the way this funding is. So they are very much in favor of this. To show that, the Governor and the Transportation Cabinet has put \$ 2 million already into getting a design firm for the area out here on 65 that we're calling the interchange. They don't throw around \$2 million for no reason. And I want to explain very quickly how we go about getting projects into the road plan for the next year for '16. The Governor can put in a project, the House can put in a project and the Senate can put in a project. Right now I've already talked to Leslie Combs, who is our person in the House, and explained the need. I've also talked to the leadership. Those are the people who, if there's ever any compromise on the road plan, those are the ones who get in there and talk about it. So if the Governor decides that's not something he's going to put in, it's something I can put in. It's something Senator Seum can put in. It's something the Chair in the Senate can put in. So it's not like oh, we're going to have problems getting it in. We should not have any problems getting it into the budget. Now, can I make absolute 110 percent guarantee? Of course not I can only tell you this is what we have done historically. Whenever we need something, we go talk to the Chair, we get it in the budget. And then the Senate and the House talk about it, they negotiate. But honestly, can you think of anybody with this type of program? I mean, this is something big for Kentucky, not just Bullitt County. Can you imagine anybody trying to take something like this out? And I will promise you, and I'm sure that -- no, I can only promise for me. I will promise that once it gets in there one of the things I will do is make sure that I keep an eye on it so that it stays in there. Again, I have done that over the years. I brought back over \$70 million to this county. So I have an idea of how to get it done. So if the sky doesn't fall next week or whenever, we should be able to have this as a go. I'm convinced of it. ERIC FARRIS: Thank you-all. We appreciate it. GLORIA TAFT: Can we now ask who do you want to start with, Dana? DANA BISCHOFF JAMES: One of the engineering companies. If one of you wants to decide to go first or allow the other, and then following the engineers, I would also like to ask Mr. Bob Ryan if he has any other comments that he would like to add to this. WMB: We'll go first. Thank you for inviting us. Mayor, Council, glad to be here this evening. Albert and I go way back. We know each other so this will all be friendly. WMB is a 26-person firm based in Lexington, Kentucky. We've been in business 58 years. I've done a wide range of projects for the Kentucky Transportation Cabinet. Large projects, small projects, as big as the design build that's going on in Louisville right now working with Walsh Construction. I would just like to address a couple of points. I think really the Alpha Way project is not a cul-de-sac if you build it alone. I think by realigning the Love's entrance as well as Alpha Way, the 800 feet that we're talking about, I think that will greatly improve the operation on 480 with the existing interchange. So I don't think it's a throwaway even if the interchange doesn't happen. Although, I believe the other statements were totally correct that the funding has been started, the design has been started on the interchange, so I think that's a go. You know, my job right now is to put the blinders on. Basically take this project that's been developed so far, get an agreement with us on where it needs to be, what the road needs to look like and submit the plans out. I mean, that's my goal right now. So, you know, our company would love the opportunity to work with you guys to try to design this project to satisfy all involved and just to be a part of this. We'd really welcome the opportunity. DANA BISCHOFF JAMES: And do you have any concerns for the timeline that we're anticipating? WMB: No, but we can't waste a month trying to decide on what we want to do. I mean, this will be quick meetings where the alignment needs to be, what it needs to look like, get everybody on board with that and let's start producing the plans because, we're talking February. With the holidays we need to within, four weeks have a plan what we want to do and let's be working on the plan, on the final plans for that. CITY ATTORNEY JOE WANTLAND: Have you ever worked with Browning before? WMB: We have not. CITY ATTORNEY JOE WANTLAND: Are you familiar with the company? WMB: Just the research I did online whenever we looked at this project. CITY ATTORNEY JOE WANTLAND: What kind of reputation do they have or do you know? WMB: From these two guys, they seem okay. I think we can work with them. CITY ATTORNEY JOE WANTLAND: We have to have the plans approved by Browning so that's what I'm asking. GLORIA TAFT: Yeah. WMB: I understand. In one of our projects we put in our proposal was we did a job Fidelity up in northern Kentucky with a roundabout and it was a Transportation Cabinet project, but we worked with them. So I think working with another entity shouldn't be a problem. I think working with you guys will be a good opportunity. So I don't see any problems with any of that. DANA BISCHOFF JAMES: Thank you. WMB: Thank you. CITY ATTORNEY JOE WANTLAND: QK4. Hello. I'm Albert Herman with QK4. We're a firm in Louisville very familiar with Shepherdsville area. What I want to talk about is the schedule. We just did the Love's entrance and the State let us know in late June that they wanted us to design that road, which included a bridge over Buffalo Run. And so in July, August, September we did the work, designed the bridge, got the geotechnical work done and turned in the plans October 15th and it's scheduled to be let in November. Alpha Way is very similar to Love's. It's got the bridge over Buffalo Run. It's just a little bit upstream of the bridge that we just designed. We understand the parameters, the hydraulics of Buffalo Run and we're ready to design that bridge. Cost-wise, you know, it was disclosed that they were a little bit lower, and that's fine if they can do it for. What I was basing it on was that the State paid us

\$190,000 to design a bridge, design a road. The additional cost to bring it up to 235 is that the State paid for the geotechnical design and there's also the State wants Shepherdsville, the consultant to do this is to do the signal design. So the additional cost of the geotechnical, the signal and lighting for the road is what brought that up to 235 for our price. Jeremy Luckett is here, he's with QK4. He's a resident of Shepherdsville and he's going to do the signal design. American Engineers out of Glasgow is going to do the geotechnical design and their lead engineer is a graduate of Bullitt Central High School. So, that's the difference in the cost and we'd love to work with you-all. We've done all of 480 so far and that's all. Questions? CITY ATTORNEY JOE WANTLAND: Same questions I asked previously. Have you ever worked with Browning before? ALBERT HERMAN: Have not. CITY ATTORNEY JOE WANTLAND: Are you familiar with the company in any way? ALBERT HERMAN: We were familiar with, when we were working on the planning study for the interchange, we were given their master plan for the business park with the four million square feet additional. CITY ATTORNEY JOE WANTLAND: What would a plan like that cost engineering-wise? ALBERT HERMAN: A master? CITY ATTORNEY JOE WANTLAND: A proposal, yeah, for Browning. How much money do you think Browning has got invested in this so far? ALBERT HERMAN: I don't know. I'm a road designer, not a site designer. Sorry. MAYOR ELLIS: Any other questions? DANA BISCHOFF JAMES: How many total persons does your firm work with? ALBERT HERMAN: There are 75 in Louisville. DANA BISCHOFF JAMES: But that would be on this particular project? ALBERT HERMAN: On this project we have two bridge designers, about five people in the roadway section would do the work, add Jeremy, that's six. I mean, it's a quick job. Ten people can get it done in that time frame. DANA BISCHOFF JAMES: Thank you. CITY ATTORNEY JOE WANTLAND: I think we have two motions: one to table and one to approve. MAYOR ELLIS: I have a motion to table. Do I have a second on that? Motion dies for lack of second. DANA BISCHOFF JAMES made motion to approve WMB based on the engineering and the discussions coming from the Committee. ASHLEY BRATCHER 2<sup>nd</sup>. DANA BISCHOFF JAMES: If this goes to WMB does the price include the geotech design signal or is that separate? WMB: No. We use American as well, same geotech sub and that's included in our price. DANA BISCHOFF JAMES: It is included? WMB: Yeah. MAYOR ELLIS: Stoplight, streetlights, everything included. DANA BISCHOFF JAMES: An approximately \$26,000 difference ... MAYOR ELLIS: We have a motion to accept WMB and I do have a second. I'll call for a vote. Motion carried 3 in favor; 0 opposed; 2 abstentions; 1 absent.

MAYOR ELLIS: We're going to skip around the Agenda; we'll get right with you Tim, but let's go ahead and bring John and Eric up for the discussion on Browning at this time. BERNIE BROWN: You know, this might be similar to what I saw maybe three weeks ago but it's not identical and I have not read this. MAYOR ELLIS: The only things that have changed on this is their request on the ground for a fire station. Isn't that pretty much it? ERIC FARRIS: That's basically it, and to just keep them involved in what the alignment is so that they'll know how to set up their buildings. CITY ATTORNEY JOE WANTLAND: Mr. Farris, we have met in your office and we met with Browning in your office. Will you tell the Council what this document, this October 26, 2015 correspondence with Browning is and what it's for? ERIC FARRIS: Sure. What it intends to do is to provide both the City and Browning with assurances of accomplishing what each party is going to do to make this project come to fruition. And for Browning, it provides that they will provide the easements that would be on the ground that they are acquiring. All they got to do is be able to acquire it, which means that we get this understanding approved and get with their financing and then can move forward to close on properties, so then they'll have the easements that are needed. They'll provide the City with all of the covenants that would be applicable to the property. They'll get all the necessary permits. They'll start the building of their buildings with at least a 5 to 650,000 square foot building to initiate the project. It also provides for that fire substation site. For the City, it provides that the City is agreeing to design and construct Alpha Way, three lanes, in the general location that's been indicated on the exhibit, understanding that your design firm will guide the City on that. It asks -- provides that Browning would be involved in that to understand where the lines would be for that so they could set their buildings and it would provide for granting of building permits and so forth subject to meeting State Building Codes and the City Guidelines. In both instances, there is what's called the long paragraph there is what's called a force majeure paragraph. It gives both sides an opportunity to stretch out the timelines that we have should it become necessary, whether it's because of some act by the other party, some act of God for lack of a better term, something that is out of the control of the other party. It gives you some leeway to move these dates around. And then it provides the guidelines that are basically on the Alpha Way Road Project Schedule that was set forth in your RFP that you issued. This incorporates most of those into the City's commitments as to goals for the dates and it provides Browning commitment to begin construction within the first building within three months of getting their financing, permits and acquisition of the ground and get it done within 12 months thereafter. So what this does is it gives both sides certain assurances. It lets you know they're coming. It lets Browning know the road is coming and it lets them then move on and get that financing in place to go forward. CITY ATTORNEY JOE WANTLAND: Browning wants this for their financing. ERIC FARRIS: That's really the main thing. The main reason we need a document to formalize everything we've been talking about all these months is this, yes. CITY ATTORNEY JOE WANTLAND: Mr. Snider. JOHN SNIDER: Yes, sir. DANA BISCHOFF JAMES: As far as the construction of the fire department substation, it does state subject to the discretion of Browning. MAYOR ELLIS: Meaning where exactly it's going to go. ERIC FARRIS: Location. DANA BISCHOFF JAMES: As far as the location? Okay. So not necessarily building. MAYOR ELLIS:

Because we don't know exactly where the road is going to have to bend or anything like that. ERIC FARRIS: They're committing to putting it there. It's just where. DANA BISCHOFF JAMES: are they stating that they will build or we will build? ERIC FARRIS: They're providing the ground. MAYOR ELLIS: They're providing the ground and we will build. MAYOR ELLIS: We were trying for them to build. ERIC FARRIS: Don't think the Mayor didn't try. JOHN SNIDER: My thoughts on this really are that we need the fire station and we need it soon; would like to have the land in a year-and-a-half time frame, year time frame, something like that. And I'm going to disagree a little bit with Browning on some of the things. These are my, John Snider, personal thoughts. I think the City of Shepherdsville is going to have to put a fire station somewhere in that area sooner than later just because of the pure value of what's down there and for the insurance code. Timing of it, we should have that so you-all can make some decision as soon as possible when you want to put that in force. I don't know whether you want a public safety building there as well as a fire station. We've talked about that, Mayor. MAYOR ELLIS: That's off 245. DANA BISCHOFF JAMES: Okay. MAYOR ELLIS: If an officer is working an accident on 65, I don't want him to have to drive all the way back to Shepherdsville to do his paperwork. He can go right to a 245 substation to do his paperwork there. ASHLEY BRATCHER: I think it makes sense. MAYOR ELLIS: Have something at the other end of the City. JOHN SNIDER: And I'm just throwing out ideas. You asked me for my opinion. MAYOR ELLIS: Just my thoughts. JOHN SNIDER: And that's one of my opinions, and I do not mind consulting on the road. But timing-wise, if you look at the timing, we're going to have this road designed probably, as I heard just a few minutes ago, you're going to have a basic design on this in 60 days on where it's going to lay. So it's going to be pretty quick, and if we have to wait 60 days for Browning's approval, then that's a time constraint. CITY ATTORNEY JOE WANTLAND: Well, on behalf of the Council, we would like to have easements in hand to the City. JOHN SNIDER: Okay. CITY ATTORNEY JOE WANTLAND: 90 days? Not necessarily record them. JOHN SNIDER: So we're going to be recording actually on this document, we would be recording Magruder's property because it's only on Magruder's property. Hopefully, within 60 to 90 days we will have a layout of where that road is going to go basically so we'll be able to get easements with metes and bounds at that point in time. So theoretically, Mr. Wantland, I think probably by January 1, February 1, sometime in that neighborhood we'll have metes and bounds capable of doing that. CITY ATTORNEY JOE WANTLAND: That needs to be done to protect the City. JOHN SNIDER: Yes, sir. I understand that totally. It just would be kind of screwy to do it twice. CITY ATTORNEY JOE WANTLAND: I said you didn't have to record them, just in hand. JOHN SNIDER: Okay. CITY ATTORNEY JOE WANTLAND: And you can amend them. JOHN SNIDER: Well, actually PVA doesn't mind transferring the documents we have straight to you if you want them now. CITY ATTORNEY JOE WANTLAND: We would like to have deeded right-of-ways at some point. JOHN SNIDER: Yeah. ERIC FARRIS: And folks in the City should know that John Snider is an advocate for the community. He's not an advocate for Browning. He's beat on me as much as anybody on these terms. And we've debated them and I have to try to work within the parameters that Browning is able to comfortably work within. But, you know, I see the cooperation on the road design concurrently being done. Nobody wants anybody waiting on anybody else. CITY ATTORNEY JOE WANTLAND: Well, you're here, Mr. Farris and Mr. Snider and part of this is for the Council to authorize the Mayor to execute this document. ERIC FARRIS: Yes, it is. That's what we're asking for tonight. DANA BISCHOFF JAMES made motion to accept the agreement. ASHLEY BRATCHER 2<sup>nd</sup>. Motion carried 4-1-1 absent.

MAYOR ELLIS: At this time I'm going to call Tim Wade, President of the Shepherdsville FOP to the podium to give a presentation on Collective Bargaining. TIM WADE: Mayor, Ladies and Gentlemen of the Council thank you for having us tonight. We'll be talking about the collective bargaining between the Shepherdsville FOP, Police and Lodge 80 and the City of Shepherdsville. I want to thank you for asking for the presentation and thanks to Mayor Ellis, Chief Puckett, the City Council members who have worked very hard to make the police department what it is today. There's been a lot done with the department with the accreditation. There was a lot of time and effort put into that, the professionalism. I know the pay and the benefits have definitely improved. I know Chief Puckett has worked very hard on that project as well and the Mayor and many of you have had input on that and we thank you for that. This is not something that just comes at the click of a few buttons, and as quick as I fixed this computer tonight, I thought it was a little bit long, but definitely the Department has made great strides in the last several years, especially under our current Administration and with this current Council and our current Mayor. I had a little bit of controversy in preparing this personally myself. I'm coming to a Council to talk to the people who have been the best to us. You-all have made great strides, as I've said, with the things you have done for the department. And so I'm coming asking for another thing tonight and it is to talk to you about this collective bargaining. That is one of the things -- you've been good to us, this administration has. Collective bargaining there at the bottom, it helps maintain the hard work that you've done. One of things that could happen in the future is all of what you have worked so hard and put a lot of time and effort in can change as the times move on. So one of the approaches that I had, I didn't want to start an internet war. I could give you-all iPhones and iPads, smart phones and we could all look up a bunch of stuff pro and con and we could wear one another out with it. And when we're done with that, the citizens of Shepherdsville, they wouldn't know any different. They would be more confused than ever. So to grab a bunch of stuff from Google and the internet, I didn't want to do that. I personally contacted City Council members over the last three weeks and I received permission to use their responses, and I want to talk to you about those people that I talked to. I do have a special guest with me



tonight and I'd like to introduce him tonight. If you would stand; Dave Mutchler; he's with LMPD. He's the President of Lodge 614. He's an 18-year veteran there with LMPD. He works on a daily basis. He's been 11-year supervisor as a Sergeant. He is the current president there and he works daily with collective bargaining, and he is a very good resource for the questions that may be harder than what I could ask. I did ask two hard questions of these council people though, and this was my approach: I wanted to know what they liked about it and what they disliked about it and that is where I'm headed to with this. What is collective bargaining? It is negotiated means of obtaining a contract between the City and the police officers. There is a difference between a union and a fraternal order and I want to bring out a couple differences very quickly. We work with and by legislative means as you have so heard the others who have been talking tonight. We work the very same way. We do not function quite like what you may think of union. I've heard it is a union. The only thing that will get anything close is that negotiated contract and having a contract. Fraternal Orders, they do not strike under some state law and I'll show you that in just a minute. Basic collective bargaining is the ability to bargain over wages, hours, working conditions and benefits. They use a dispute resolution agreement such as fact finding, mediation or arbitration and we bargain or negotiate in good faith. You don't have to agree to anything you don't want to. This middle one just means that we're able to sit down together and we're able to talk about where we're headed in the future. Why collective bargaining for the Shepherdsville Police Department? As the men have said earlier, we do have a unique situation here in Bullitt County. We are sitting just south of the largest city in Kentucky and you've got a major interstate running right down through it. And for that, it brings a lot of growth and it brings sometimes maybe faster growth than we want. We're seeing it. They've recognized it. We recognize it. Something you'll notice across Kentucky, successful cities across Kentucky, they use collective bargaining for the police departments. I like to better call it collective information. That's what we'll be doing. We'll gather information. We'll sit down together and we'll negotiate after a gaining of information. You put more eyes and more ears. Is more information better? It sure is. I like what Councilwoman Bischoff, she said it never hurts to make good, informed decisions and you get information when you have a large group of people in it. What will it do? It will help the Mayor and the City Council make more informed decisions. Number two, and I did have a little footnote here about the governor, Paul Patton. Back in the '50s, our 59th governor ended up getting into some coal mines and he immediately bought into it, him and his brother-in-law, and they become pretty wealthy from buying into that. The first thing he went out and did was he put a union in there and they asked him why he would pull such a stunt. He said my white collars always tell me what I want to hear and my blue collars will tell me what they need. I think he was a little hard maybe on his white collar at that point, but I think what they were doing was gleaning from both sides as he made those decisions for that. And by the way, they were successful. It allows employees to better understand when tough decisions are made by the Mayor and the Council. Sometimes you have to make decisions up here and you can hear some gripes back from our way. When we're in the loop, when we're part of those decision-making processes, we can help better understand. We have people out on the street sometimes ask us about taxes and things. We don't know every detail about it, but when we're studying some of these things and when we're part of it, we know it. Employees feel like a part of the decision-making process and it provides a sense of ownership. Any of you ever watch Undercover Boss? You ever wonder why these multimillionaires want to go down to their regular level workers. Why don't they just sit up there in their chairs and not do anything? They go out to test their company to see what's going on and they want to know what the lowest level employee is in their company and how they have to deal with it. And I'm not advocating that, but I am trying to make a point. The days of the mass of dictation may be passing. What will it do? A contract will encourage stability and long-term employment among the Shepherdsville Police Officers. When I was talking to Dave here just a little bit ago, we were talking about the retention of the recruitment, the retention. There's already an excitement going on because there's talk about this coming to our city, and a lot of other developments as you-all well know as you sit in here. It's going to create some stability and I think that even the Chief would certainly enjoy the ability to have some recruits to pick from and some good, highly trained officers to look at and they'll stay. Stability in the police force members will mean the officers know the Shepherdsville community and will be able to establish relationships with the citizens they protect. It guards against political influence in law enforcement activity and can help shield us from that. Collective bargaining and police departments. Collective units are up and working across our state. I listed a few of them here. I had two small markets, two medium markets and two large markets. Shively and J-town exclusively I wanted to take a look at those. I won't dwell on them long, and of course, Louisville who's represented here. Jeffersonstown, Kentucky has a population of about 30,000. They have about a \$21 million budget. I really like this overhead. I don't have to put my glasses on to look at the lower stuff. The budget for the police department is about \$9,450,000. That source came from Brian Abrams. I spoke with him on the phone and he gave me that information. This is one of his statements. Since 9/11 exclusively and in light of recent events, Abrams stated that we have a duty and an obligation to protect our people and our city more now than ever. That came from him. Tim Hall is another councilperson out there. We decided to put together an outstanding police department; knew it would cost to keep residences and business safe, but it has well paid off for the city. And I think we all can vouch for that for J-town. City of Shively has about 15,600 citizens. They're going to closely align with our numbers; a total budget of about 9,370,000. The police department budget is a little more than 31 percent coming in at about three million dollars. I received that source from Delbert Vance. He was going to try to be here with me this evening. He was coming out of Indianapolis. They have traffic and weather they're dealing with and he would love to hear from you.

Collective bargaining has brought about better teamwork between the city management and employees of the police department. I could not hear enough praise from it. I have yet to have a derogatory statement since I asked. Shively Councilwoman, Maria Johnson, said she's only been under collective bargaining agreement. She's never served outside. She said it works very well. City of Shepherdsville, we have about 12,000 citizens. I took these budget numbers from this year's budget; right at about ten million. The police department is about a third of that at about \$3.3 million, and I received that from our ordinance. That came right out of our information there. Kentucky League of Cities. I thought I'd hit this one just a few minutes. They provide a lot for the cities' legislative advocacy, legal services, community services, policy development. They've got an insurance division now since 1987. They were formed in 1927 when 12 Kentucky cities came together to create a unified front for legislative issues. They did what we do. I made a note under there. They do it the legal way. They go through legislation and they formed a unified group. Now, that's from their website that I took that from and no other resource. They formed a type of a union to try to make purchases for those counties affordable. And that was one of my quotes, KLC is invaluable to people, especially you council people and mayors who have questions when the city attorney can't be reached. There's all the time legal things coming up and I know they're a good resource for you. The FOP was founded on May 14th, 1915. They have over 325,000 members. They have over 2,100 lodges. We have a grand or national lodge, we have a state lodge and we have a local lodge. Ours is Shepherdsville Lodge 80. The reason I put this slide in here was to let you know they have been around for a long time. This Fraternal Order did not grow to this size by doing anything that was wrong. They have well played a good role in working with cities and states. I wanted to say something real quick about Shepherdsville FOP 80 and the men of it. Some of these officers have made personal contributions. I know some of the firefighters, I greatly appreciate what they've done to get out and you see them in the road. Some of these officers, I get to see things that you-all wouldn't normally see and they normally would not come over here to boast on these. I've seen officers take personal money out of their pocket to buy Christmas gifts, gas money, and money to schools. My first time here they handed me a large check. I took it over to an elementary school. That money came from all of the members who donated money to Shepherdsville Elementary for needy children. They've helped people get jobs who they've come in contact with, et cetera, et cetera. It goes on. I won't stay there too long. We have six police employees from and still in the Collective Bargaining Lodge out of 614. This slide is up here for nothing more than to stay we have six employees. I believe if you'll go to them and ask them about collective bargaining you'll find that it is not a bad thing. They have enjoyed the benefits from that unit and they'd be glad to tell you that it's been good for both sides. The benefits to the City are collective bargaining will not lead to strikes. Public employees have no right to strike under Kentucky law and they would be terminated for doing it. Employee turnover is reduced and the process insures communication between management and employees. The benefits to the officers: Collective bargaining will give Shepherdsville Police Officers a lawfully established voice enabling them to be heard on important issues. It provides a disciplinary procedure which is fair and equal to all officers. I put in a plug for our Civil Service right now. I think probably we have one of the best Civil Service Ordinances that we've had in some time and we're grateful for that. The benefits to both of them are collective bargaining provides an avenue for work-related grievances of officers and establishes a formal mechanism for department response, all of which helps address the stress inherent in police work. Collective bargaining is a good faith process. Please, if you don't remember anything, remember this: a negotiation. It's not a giveaway. Neither side is required to agree to any terms it does not want to. The only requirement is to negotiate in good faith. Who represents the officers? Shepherdsville FOP Lodge 80. They've asked to do that. The Fraternal Order of Police Lodge 80 is a unique organization willing to work with City management as a problem-solving team partner. We'll be glad to show you that we can do that. The process; there are four things that take place. I handed out in your hand, and you may have already seen this before, the Mayor may have seen this before from a former meeting, is an ordinance establishing collective bargaining. This is one of the four things that will take place. We'll send a form around to the officers that will ask the FOP to be their collective bargaining representative. The Mayor will put out a petition to FOP 80. This is something he does on his own so it has no influence from us so that they don't feel like they have been influenced by us to maybe have to join this. That is the third leg of it. And the fourth is a final ordinance recognizing FOP 80 as the collective bargaining agent. Straight forward, and I'll tell you this and I put this up here, if collective bargaining works for this City, then vote yes for it. If it doesn't, if it creates a burden for the City and for me and for these men back here, get rid of it. And I'll be the first, I'll push you out of the way to get rid of it. I don't think that's the cause and I don't think that's the case. But that's as straight forward as you can get. It's been no cost to the citizens. I think we have probably somewhere between 3 and \$5,000 invested right now. Not one penny of that will be charged to the citizens. We'll make sure that anything, any cost to get this started up would go on our part. Thank you for allowing us. I do want to leave you with a challenge. You contact the city council members and mayors, police chiefs that already have collective bargaining and find out what they say. I really cringe when I ask the question what do you dislike about it. I got no negative response. I mean that. Those people right there, I spoke with them and asked to use their responses and none of that happened. Thank you for your time for that, and do you have any questions for me? DANA BISCHOFF JAMES: It sounds like one of the major goals to accomplish is bringing more collaboration, bringing people together. If we were to vote this in or accept this, what major changes should we anticipate from what is going on now versus what would be? TIM WADE: I don't anticipate any major changes. I think what you are going to end up doing is the men will be looking at for sure having

jobs for the next few years. Incoming incumbents that would be coming in to new offices, they would be looking at a contract which has some stability to say, okay, we're going to deal with this contract. We've got it for another year and a half or we have it two more years or two and a half more years, we've got to kind of honor this contract. I don't really see anything. I think you'll see our goal in this is really just to kind of hold and have a holding pattern of what we currently have, the current pay, and the current benefits. DANA BISCHOFF JAMES: Pretty much we wouldn't see any, per se, changes, but it would give more peace of mind; would that be an adequate answer. TIM WADE: It certainly would. I mean, any time you're putting more eyes and ears on getting involved on this level, because we like to be involved. On the legislative level which is starting here, and we would like to be part of that decision-making process. And I don't think you're going to see a lot of changes. I think we'd like to just kind of see held what is there. And that's a big draw, as Dave and I were talking about, for recruitment and retention. There are already some officers saying if you guys get this, I'm looking at you. They're well qualified very good officers with a lot of training. They're interested in hey, I can go down there and I can be guaranteed something. It's got a little bit of a hold to it for them and for you-all. You don't know what to expect over the next few years. That's all kind of set out there and it's drafted in writing. It doesn't come as a shock or a surprise. And we would be very much willing to work with you. RANDY HAMMOND: What's the normal time frame or life cycle of the contract? TIM WADE: The normal time frame I think we see two years is the average time? DAVE MUTCHLER: Most ordinances don't allow a contract over three years for cities like Shepherdsville and J-town for consolidated local government. Our collective bargaining comes from state statute so there is no limit on how long a contract will be, but what you normally see is about three years. TIM WADE: I see an average of two and I think J-town just signed a three-year one, but they've been on a two-year rotation. It's a little fast if it rolls around in a year. It's a lot. It's a little more to deal with. ASHLEY BRATCHER: And it can be changed at any time after that three years. So if you come back and you re-present a new contract, it can be changed, whether we want to vote it out or keep it. TIM WADE: That's correct. ASHLEY BRATCHER. So the Council does eventually have a say in this contract? TIM WADE: Yes. I always say the power is in the elected officials. So you're sitting there with that ability. ASHLEY BRATCHER: And this holds everybody accountable as far as command all the way down to the newest hired patrol officer. Everybody is held accountable for their actions and they all have to agree and abide by the contract; correct? TIM WADE: I think coming in they know; they expect it. I got hired on here under a Civil Service Ordinance and I knew what to expect. I was required by the Department to read that Civil Service Ordinance. Then after you read these things you sign on to say you're agreeing to work under these conditions. So it's more of everyone is on the same page because they kind of know how things are going to go and they know what to expect. CITY ATTORNEY JOE WANTLAND: It is a good rule promoter or gives everybody exactly this is what you're responsible, this is your conduct, this is what is expected of you. ASHLEY BRATCHER: You're not blindsided by something. GLORIA TAFT: How is Civil Service covered? DANA BISCHOFF JAMES: How does Civil Service work with that? TIM WADE: Well, the ordinance that you have will do the very same thing. It's drafted to meet state law and the Civil Service is really just an adoption into that as part of it because I think we do have a pretty good Civil Service, one of the better ones we've ever had after looking, and I've read over ours several times. But it helps to make assurances that we're going to be able to know what to expect. I think it's very important. All eyes and ears are on it. There are more eyes and ears on something now as its being looked at. So I really feel like that it helps build stability into our city government. CITY ATTORNEY JOE WANTLAND: I'd love to figure out a way to reduce stress for all the officers, both the fire and the police. DANA BISCHOFF JAMES: So should we in pending future conversations, should we go ahead and plan on putting this on the next agenda to speak to anybody? CITY ATTORNEY JOE WANTLAND: No. MAYOR ELLIS: No. It has to come from a petition from me for the Council for the officers to sign off on. CITY ATTORNEY JOE WANTLAND: I think the Council needs to do some investigation. DANA BISCHOFF JAMES: That's what I was referring to. CITY ATTORNEY JOE WANTLAND: And then take the next step. MAYOR ELLIS: plus I have to put out a petition for the police officers to let me know that they wish for the FOP to be their collective bargain. TIM WADE: I think that's outlined right there in the ordinance. I think it outlines directly. MAYOR ELLIS: Does it? Okay. TIM WADE: But I hope I answered your question there. We don't want the contract to violate Civil Service because it's already in place. It's going to very much blend with it. DANA BISCHOFF JAMES: Okay. And could you be here at the next meeting if we have questions. TIM WADE: I sure could. GLORIA TAFT: Is there a cost to the officers to have this in place? I know they have a cost with the FOP. I'm not talking about that that's already in place; they choose to do that. Is there a cost to the officers that goes along specifically with collective bargaining? TIM WADE: A cost, like a regular payroll deduction cost, is that what you mean or do they have to put something out of pocket? GLOIA TAFT: Any kind of cost that they are not incurring currently that they will have to incur if this goes into place. TIM WADE: Not once it's in place. There are some preliminary setup costs and that's what we've picked up so far. GLORIA TAFT: So there would be a cost to our officers to put this in place? ASHLEY BRATCHER: The FOP members, I believe, have covered those costs with their dues. TIM WADE: Yeah, we have. We've covered that. We've covered that cost. GLORIA TAFT: So the officers, if we decide to do this, they're not going to see extra dues, they're not going to see any additional costs. TIM WADE: No, ma'am. Actually this started in 2006. I took the presidency over in 2010 with a year or so off there and then I'm back in. I've actually worked on this project about five years. So it's been worked on quite a while. GLORIA TAFT: And you said it's going to work in conjunction with Civil Service or it's going to do the same thing as Civil Service? TIM WADE: It would have to there's nothing that's going to be in that. That's really a

startup. We would get an ordinance for collective bargaining and we just basically set an order as the start of contract and adopt part of that Civil Service. It is blended with it. GLORIA TAFT: Okay. And then you said something about what will it do. You were talking about give stability for long-term employment and you mentioned, you know, the police officers. Since the police officers were given their very nice raises to make up for when the City had to take money away from them, to my knowledge we've only lost one police officer due to retirement. So to say that this will create stability and long-term employment, that's what the Council was told about raises. ASHLEY BRATCHER: I've done my research with collective bargaining as well. It doesn't have anything to do with the money. It doesn't have anything to do with the benefits. It has to do with the sudden schedule changes and the onset of disciplinary actions that have been adjusted currently. They have recently been adjusted throughout the department, but it's fairness throughout the department. They want fairness. GLORIA TAFT: I'm trying to find out. TIM WADE: I want to readdress that because you're correct, the pay raises have made an attraction to keep people here and not to go to Louisville Metro and that's been talked about here openly. I don't think that's any secret. And the recruitment and the retention, the retention has been bought, I guess you could say, by the raises. But the recruitment, just like we were talking here, there has been talk if you-all get this we have other police that would like to maybe lateral transfer and come to here, and as I said, highly trained. So it's not just the money that's keeping them here. It's helping and there's nothing wrong with that, but the point is that just in recruitment over the state, and I think Dave will say this, if you will look at some of the openings for the employees, for officers, there's not a mass amount like there were. I applied back in the '80s and I went to a coliseum where there was 2,200 people showed up to apply for a Louisville Metro job. I've never seen as many people in all my life. You will not see that now. They're down to -- the retirements have been tampered with. DAVE MUTCHLER: Mr. Mayor, Council: One of the things that really makes collective bargaining attractive now, especially since 2013 with the implementation and passage of Senate Bill 2, there's no longer a defined benefit pension plan for police officers in Kentucky. That used to sort of be the tradeoff. Everybody knows you're not going to get rich being a police officer, but you're going to have, hopefully, decent benefits while you're working and the knowledge that when you do retire that you will have a defined income, a fixed income that you can live on. Well that's no longer the case. There is no defined benefit pension plan in the State of Kentucky any longer. So what officers look for now is where they can go to find stability while they're working. And we find that; I'll give you an example. If we didn't have a contract for Louisville Metro, we wouldn't be able to recruit people to work there at all. People, I mean, they know. They can pull up our contract, it's online, and they can say, okay, they have a contract right now that it's good until June of 2018 when we'll negotiate another one. And they can say so here's what the pay scale is, here's what the insurance benefits are, here's what their vacation time is, here's what the sick time policy is, here's what any number of things, and this is what's in place. And I know that if I go to work at Louisville Metro that that's what's going to be in place until this contract expires and it's renegotiated. And if things change a little bit they might change, but they know that if I come there right now I'm not going to find out after getting hired in six months that I'm sorry, you know, we're going to have to cut your pay by \$10,000 a year and no longer give you this insurance. They know this is what's in place. And we thought hearing earlier about all the growth, especially here in Shepherdsville obviously you're going to want to maintain a highly professional and trained police department that you have. And what it's going to allow you to do, not just now but for in the future, there's going to be people that are going to retire. You're going to have people that don't say, hey, I'm going to go to Shepherdsville. Maybe they'll hire me and I can stay a few years and go work somewhere else that has a contract. They'll come to Shepherdsville because they want to work in Shepherdsville and they'll want to stay here. They become more invested in the department because they actually have a say and an understanding of this is what's being provided to me while I work here. Instead of, and there's a lot of places still in Kentucky that don't have any type of collective bargaining and especially in some rural areas where officers show up to work and they're told, hey, we're doing this year's budget and we have a serious shortfall so I'm sorry about your luck, but starting tomorrow you're not getting paid or we're cutting the pay \$5 an hour or this or that. And then that's what makes people go away from home to find a job instead of stay there. And people will want to stay here. It will be an attractive job. MAYOR ELLIS: Have you ever been involved in a city that's on the brink of bankruptcy? DAVE MUTCHLER: No, not particularly. MAYOR ELLIS: I have. Bernie has. He sat on this Council while I sat in this seat right here and this City was almost bankrupt. All right I'm for taking care of my police officers, but what if this City falls into the wrong hands and it goes bankrupt or close to bankrupt again? You're going to be obligated by a contract to pay these guys excessive wages while you cut firefighters or you cut other guys. Is there an out on the contract for that? DAVE MUTCHLER: Well I guess they would have a legal process. MAYOR ELLIS: And so you'd be breach of contract at that point in time. DAVE MUTCHLER: Well what you also have though is that with a contract like that the Council knows and you know and the Council knows, okay, for the next three years we know this is what our budget is going to be. It's not going to be we're going to go figure out what we're going to pay them next year and what if that's more than we can afford. We know what it is. We can say this is what our budget is, this is what we're going to be paying our police officers, so there's going to be no surprise for the Council or yourself. MAYOR ELLIS: But that contract is a three-year contract and it falls in between two cycles of mayors or councils, and next thing you know somebody goes on a spending spree and a city that had a four million dollar surplus now has no surplus and debt out the ears. ASHLEY BRATCHER: But the legislative branch, we can negotiate those terms correct? DAVE MUTCHLER: Yeah. MAYOR ELLIS: You would have to renegotiate the contract in the middle of the contract. GLORIA TAFT: But

once they're set and a contract, there's no negotiation. DANA BISCHOFF JAMES: But don't make promises we can't keep either. MAYOR ELLIS: Exactly. But I want to make sure that I'm for taking care of this. Okay you and I have had this discussion before, but I also as the Mayor have to make sure this City is protected. DAVE MUTCHLER: One thing you can do as well, if I may, is, there's nothing that says that if you pass a Collective Bargaining Ordinance as you're starting this up that you can't have one-year contracts because initial contracts are not going to be 45 or 50 page contracts like we might see at Louisville Metro. And if you do it on a year-by-year basis until the Council and you are satisfied that hey, this works, that can be done as well. CITY ATTORNEY JOE WANTLAND: You'll meet with the individual Council people before our next meeting I think that will be helpful. MAYOR ELLIS: Yes. GLORIA TAFT: I have a question. Why is collective bargaining only split out for the police department? Why wouldn't collective bargaining for Shepherdsville want to encompass all City employees? DAVE MUTCHLER: Well they could and they do. In Louisville Metro I think there are 18 contracts or more that Louisville Metro has with different agencies, they do that. GLORIA TAFT: They have thousands of employees though; correct? DAVE MUTCHLER: They have about 5,000 or a little less than 5,000 employees right now I believe, yes. GLORIA TAFT: Okay we have a 120? ASHLEY BRATCHER: Tim, correct me if I'm wrong did you-all branch out to ask the fire department if they wanted to umbrella under you-all? TIM WADE: Well the fire department actually has an IAFF I believe. CITY ATTORNEY JOE WANTLAND: Well at this juncture we need more information. TIM WADE: There is a firefighters union. This is off the League of Cities website and they have the American Federation of State, County and Municipal Employees, the AFSCME that other employees can join in as well. And so I don't think there's any problem with them being part of that as well. And to answer your question, Louisville Metro has much more volatility with that many employees versus us who has a smaller group. We take less of a punch if economic times fall. I certainly don't see that happening with the growth that's coming this direction and nothing we can change on the geological place where we're at. But as you so eloquently said earlier, it's coming our way. That growth is happening and definitely, again, I praise you for pulling the City from where it once was to where it's at now. You've done it in just unbelievable amounts of record time. And I think part of that economic growth is helping that along so that these next things can start to come in play. You can look at the cities across Kentucky that has it. They're the upcoming cities, Paducah and Covington, Lexington, J-town, Shively. Shively just voted; I talked to them on September the 21st when I first contacted Delbert Vance, Councilperson there, and they have a \$10 million surplus that they're fixing to hand back checks to all the businesses and the residents if their taxes are paid up. That money is going back to them. ASHLEY BRATCHER: I think its \$100 per resident. TIM WADE: It is \$100 per resident. They have to have their current property taxes paid up before that money goes back. But I don't see it economically damaging them and they just hired two officers I think. ASHLEY BRATCHER: And they just signed a new contract, I think, with collective bargaining that gave their employees decent raises, decent benefits and is due to that. TIM WADE: And we'll do this, Gloria, when times get tough, we'll hit the tables with you and we'll see what we can do to help modify and make this happen and not be something to hurt you. GLORIA TAFT: Well we have Chief and Sergeant Patchin and three or four of the other officers that input the police officers or the police department's budget. And please, it would help me learn, isn't this kind of taking Chief's job away from him by saying this is what you're going to do. We don't like what you're doing. This is what you're going to do. TIM WADE: I don't think that's what's happening at all. I think the Chief has invited us to the budget meetings. We've not showed up to them yet. We'd really like your approval if they do want to show up to them and they'd like to be part of that process. I think the only thing I wanted to do today was to give you a presentation and tell you that we'd like to just start very simply with nothing that is detriment to this City. GLORIA TAFT: Right. TIM WADE: I assure you again I'm not going to do anything as long as I'm the president and I hope you-all will keep that check and balance in place. GLORIA TAFT: Absolutely. TIM WADE: But that's not going to happen. We love this place. MAYOR ELLIS: We know you do. GLORIA TAFT: Are you in the office tomorrow? TIM WADE: I'm out tomorrow. I'd love to meet with you though. GLORIA TAFT: Are you on duty Thursday or Friday? TIM WADE: Tomorrow is actually better. I can meet here tomorrow. MAYOR ELLIS: Meet with several different officers over the next two weeks, pick their brains. I've been doing it. I talked to Chief and Colonel Patchin about different things and we'll go from there. TIM WADE: I don't even think you'll find the command staff; they're not against it. I've talked to them about it. I certainly don't want to get any impression that we're trying to replace those officers. That's far from that. It has nothing to do with that. Just something for the officers to kind of provide stability that we talked about and recruitment; I think it would be good for the City.

MAYOR ELLIS: We really have nothing to discuss on YMCA Shepherdsville Titans. Scott, Tom and I met with folks from the YMCA, and the Titans and we're actually in the process of redoing that map that I handed out to everybody to try to appease all the groups. DANA BISCHOFF JAMES: Hold on. I've followed this pretty close and I haven't been brought up to speed. And I've actually been communicating with the Shepherdsville Titans. And they're actually here. MAYOR ELLIS: Right. I see them here. DANA BISCHOFF JAMES: So if we could go ahead and bring them up and kind of bring everybody up to speed. I know that I was out the last meeting. MAYOR ELLIS: Well, we had a meeting two weeks ago, and hammered out with Chris and June from the Y, and Grant and Chad from the Titans. Did you see the drawing that we had here? DANA BISCHOFF JAMES: No. I probably have it somewhere. MAYOR ELLIS: We gave it out at the meeting on the 13th that was canceled. We have actually tried to hammer out some other areas on it

to change up where the football would be and they're in the process of doing a new map on that so that we can meet back with the players again. I had told both groups at that time that we would do this year with no contract. January 1<sup>st</sup> both entities would have a contract with the City of Shepherdsville as long as everybody is in agreement with how we would handle that. SCOTT FLEMING: We actually had a really good meeting with both parties when we left that meeting there was an agreement. We shuffled some things around. We got to do some legwork on making sure we can fit certain football fields into certain areas, but we made a lot of process and I believe we can end up satisfying both parties by the time it's over. DANA BISCHOFF JAMES: Okay. So right now we're anticipating no contract with either? MAYOR ELLIS: Nothing this year. SCOTT FLEMING: Until January. DANA BISCHOFF JAMES: Okay. And since Shepherdsville Titans are here, have you-all had anymore issues, concerns, anything at the moment? GRANT KNOX: No. Really, we've actually moved the practices back to the baseball fields to take advantage of the lights. We've worked hand-in-hand with the Y about keeping the concession area clean and everything has been pretty favorable for everybody it seems like. DANA BISCHOFF JAMES: Okay. So you-all feel like this will work? CHAD KNOX: We do have some concerns about trying to get everybody to fit in there, but it looks like it will work. I'd like to see a map with things that are to scale. It didn't seem like the map was to scale before. SCOTT FLEMING: We will have something for you at the next Council meeting that will have everything to scale. That's what I was talking about, we need to do some legwork and get out there and actually see what we need to move at the park to accommodate both parties. DANA BISCHOFF JAMES: Okay. And just to be proactive, because I know space is going to be an issue, what proactively are we planning to do? Because probably fitting that many soccer players, football players, we can anticipate issues. Are we holding scheduling here? Who is going to have that oversight of this? MAYOR ELLIS: I think they'll still have their scheduling. Because here's what you're going to run into: During the spring you're just going to have the YMCA there. Football will not take to the field until July. They'll go July through the fall, through about October, November. So that's when at that point in time the Y and football will be there at the same time. And I think once you get into where you're in separated areas, I don't think there's going to be an issue. You see on here this map we also have another parking area that we're including on the back behind the press or the concession stand. And you also see to the south side of the entrance to Frank Simon, on the south end of the park there will be an additional 34 spots, parking spots, as well as the overflow parking that we have next to the woods. DANA BISCHOFF JAMES: Okay. SCOTT FLEMING: Dana, if you don't care, I want you to keep in mind with the map you got in your hand right now, is that is just the first concept we put on the table. We wanted everybody to look at it and tell us what would work and wouldn't work. MAYOR ELLIS: We have actually made some changes to this map here that we have Kenny Kingsbury with QK4 working on currently and that's the map that we hope once we're able to step stuff off and get some legwork done in the park, we'll have that in your hand at the next meeting. DANA BISCHOFF JAMES: And everybody anticipates this will work? MAYOR ELLIS: I don't see any reason. You've got a big park. I don't see why there's any reason you can't make this happen. DANA BISCHOFF JAMES: Yes. But in the past we've had people who have stood before us and said that they would work with them, and unfortunately the Titans were shafted in the past. MAYOR ELLIS: Well, I think we're going to be fine. SCOTT FLEMING: The good thing about this is if we get to designate areas to build, everybody is going to have ownership of that particular area, that particular part of the unit. There shouldn't be scheduling problems. The only anticipated problems that I see could possibly be parking and we're trying to work on that now also. DANA BISCHOFF JAMES: Okay. MAYOR ELLIS: But I really don't see any issue. Once we get this hammered out I think we're going to be moving in the right direction and be doing some good things over there at that park.

City Attorney Wantland read Proclamation 2015-02 November 13th is "World Pancreatic Cancer Day". DANA BISCHOFF JAMES made motion to accept. RANDY HAMMOND 2<sup>nd</sup>. Motion carried 5-0-1 absent.

DUANE PRICE: We have a new drugstore coming into town at the corner of 61 and 44. Mr. Wantland presented the case and did a nice job. CITY ATTORNEY JOE WANTLAND: CVS is acquiring the corner catty-corner from Walgreens.

DENISE ARNOLD: I'm Denise Arnold with the Nazarene Day Care, Assistant Director, at 213 North Maple Street here in Shepherdsville. I just wanted to see if Layne could come up. The fire department came to the day care and visited our children last Monday and did a fire safety course. And our three-year-old classroom has a thank you card and our preschool classroom wanted me to come and give you and your department that thank you note. LAYNE TROUTMAN: Well, thank you-all very much. Our guys enjoy going out in the community and seeing the kids and educating people. DENISE ARNOLD: It was very informative. LAYNE TROUTMAN: Thank you very much. DENISE ARNOLD: Great job. Thank you.

FAITH PORTMAN: I put a flyer in front of everybody's seat. We are having our first annual Thanksgiving Dinner for the homeless and people in need. It will be at the Masonic Lodge on High School Drive, Tuesday, November 24th from 5:30 to 7:00 so if you know a family that's in need our phone numbers, mine and Denise's are on the flyer. Please feel free to give it out. It's all over Facebook and on some bathroom walls. Anyway, right now we are accepting donations,

so if anybody would like to donate, feel free. As of today we have seven turkeys and four hams and we're going to feed around 200 people we're hoping. I do know that Marty's Kitchen feeds 120, but we're going to go out and deliver to some of the elderly in the community so we'll probably hit around 200. Would anybody like to donate a ham or a turkey? BERNIE BROWN: Or money? Do you accept money? FAITH PORTMAN: Or money, yeah we can accept money. If you give us money we'll give you a receipt showing what we bought with it that way you can use it on your taxes. DENISE ARNOLD: We'll take anything. RANDY HAMMOND: Count me in for one ham or turkey, whichever you need more of. DENISE ARNOLD: Turkey. ASHLEY BRATCHER: Is there anything else that you need for it? FAITH PORTMAN: As of right now we need green beans, cranberry sauce and corn. ASHLEY BRATCHER: You can put me down for some of those. FAITH PORTMAN: We prefer the big cans and you can get them at Sam's and Walmart and Kroger. FAITH PORTMAN: Just call me and let me know. MAYOR ELLIS: I'll pick up some stuff and bring it to you. GLORIA TAFT: I'll give you a cash donation so you can go shopping. FAITH PORTMAN: Thank you. I also want to say we had our first annual walk at the park and The Peoples Bank employees made a huge contribution. They brought 17 backpacks completely full of food, water, hygiene products, washcloths, toboggans, gloves. It was just wonderful and it was a great turnout. We're having our next meeting on December the 15th if anybody would like to join here at City Hall the third Tuesday of the month.

GLEN MEADE: Good evening Mr. Mayor and Council Members. Thank you for the opportunity to address the Council. I represent Mercy Hill Church. We have been meeting at Bullitt Central High School since we began a little over two years ago, that time frame. We are currently looking at purchasing the Troutman Dry Goods building at Second and Plum. And if we do go forward with that process and turn that into our meeting place, we're going to have some parking issues because there is insufficient parking immediately on that property. It is our understanding that the City owns the property immediately adjacent along Second Street and across Second Street, and we'd like to see whether it would be possible for us to use some of that property for parking on Sunday mornings when we meet. Also, if that is possible would we be able to lay gravel to make that property a little bit more conducive to vehicular traffic? MAYOR ELLIS: That's what I was getting ready to say there could be an issue was traffic because, of course, it's just a grass lot there. I don't have a problem with it; it's the pleasure of the Council. DANA BISCHOFF JAMES: Just to double check with Scott Fleming. SCOTT FLEMING: We wouldn't have a problem with it at all. We've actually been kicking that idea around the past couple of weeks to add parking to the park. So we're definitely open to something like that. DANA BISCHOFF JAMES made motion we accept. GLORIA TAFT: I think we're going to need something in writing. Some kind of a contract of some kind of a proposal. MAYOR ELLIS: Bring us something in writing. GLEN MEADE: Yes, sir. CITY ATTORNEY JOE WANTLAND: Just understand when we do the 4th of July celebration, sometimes we have the Indian PowWow. We have other events in that area that occur periodically in the spring and summer primarily, and I would assume that if you put gravel out there it's going to be first come, first serve. GLEN MEADE: Clearly, if we don't own it we don't get necessarily... CITY ATTORNEY JOE WANTLAND: I think that would be the only type thing I can think of. MAYOR ELLIS: Bring in a proposal. RANDY HAMMOND: Maybe just put something in there that City events would take precedence. GLEN MEADE: Absolutely. Thank you, Mr. Mayor, Council.

DANA BISCHOFF JAMES: I just want to commend the Fire Department. I was able to also participate in their fire safety and go out through the window. So it was a fun day, so thank you to our Fire Department for that.

BERNIE BROWN: I did contact CSX Railroad about this rough crossing up here on 44. I was told, and this was less than two weeks ago, that their engineering people had prepared a plan for repairing and it had been sent to the State for some permits and approvals. And that's where it stands as of a couple of weeks ago. MAYOR ELLIS: Let's get with some folks over at Division 5 tomorrow to see where they're at on that. LINDA BELCHER: I just got an email today if you want me to share that information. CSX had said that they would actually do the repairs if the Transportation people would pay for it. So right now the people from Transportation have submitted an MOA to CSX for their signatures. However, the problem is going to be if this isn't completed by November the 15th, it is going to have to wait until spring because the asphalt companies are going to be shutting down. So hopefully they can get things going. I talked to CSX. They said they're just waiting to get the approval from Transportation, so hopefully it will be taken care of. But if not, next spring. Now, they're telling you that the State needs to pay for some of the repairs? LINDA BELCHER: The State has agreed to pay for it if CSX will do the work. BERNIE BROWN: That's not what they told me in July. They said that CSX will pay for everything. LINDA BELCHER: I've made several phone calls and that's the agreement that the MOA has stated. So we'll see what happens. BERNIE BROWN: I hope they do something soon. LINDA BELCHER: I do too; before the 15th. BERNIE BROWN: Another thing is I had several phone calls, complaints about some people setting up yard sales. I talked to Lieutenant Colonel Patchin briefly about it, but over there at the corner of Buckman and Blue Lick Road they had a big yard sale/flea market type thing going on I think Thursday, Friday, probably Saturday too. And then this past weekend, Saturday, Sunday, down here at the tire place, R&R tire place by the railroad tracks. It really looked terrible and a lot of people are upset and concerned about it. Lieutenant Colonel Patchin gave me a copy of the ordinance covering yard sales. We're going to look at it and, you know, if they're not in compliance I think we need to do something. If the ordinance doesn't satisfactory cover it, I think we need

to see about amending the ordinance so it does cover it. MAYOR ELLIS: Speaking about amending an ordinance, I want to call some folks from Eco-Tech up here as soon as we're done so we can discuss that ordinance, but go ahead Bernie. BERNIE BROWN: Another thing I've had a lot of comments made to me about why is Shepherdsville still having a partisan elections, and a lot of people feel like a non-partisan elections would be more appropriate and beneficial. I would like for the Council to give some thought over the next three or four weeks and I would encourage the public to give us input. For Shepherdsville elections, I personally have no problem with non-partisan elections. But I think we need to think about that and in the next maybe month I would like to see some more discussion here among the Council with having input from the public as to how they feel about it.

GLORIA TAFT: I want to get with Joe and try to have some more discussions on this massage ordinance that the police have handed to me trying to get a handle on some of the things that have been going on in our City. So, Joe, I'd like to meet with you next week if you've got time. CITY ATTORNEY JOE WANTLAND: Hopefully, Lieutenant Dan Patchin will be there also. I mean there's a law against a certain form of behavior and we don't need an ordinance. There's a state statute that needs to be enforced. GLORIA TAFT: Okay. Well hopefully maybe we can get that worked out. CITY ATTORNEY JOE WANTLAND: You know, the ordinance is not going to solve the problem. If prostitution is going on in the city, it needs to be addressed as that. We don't have a Public Works or Public Safety Officer. We don't have this type of officer I mean, it's one of those things. GLORIA TAFT: It's difficult, yeah. CITY ATTORNEY JOE WANTLAND: We don't have a licensure board. We're not a city of three-quarters of a million people. I mean, it's a difficult situation, but there is a state statute in place. CITY ATTORNEY JOE WANTLAND: I don't understand why the police are having a problem. We'll have that discussion but I want the police to be there. GLORIA TAFT: Okay. I will set up a time when Dan can be there and when you have availability.

MAYOR ELLIS: I'd like to call folks from Eco-Tech up. I met with them a week or so ago. We were going to have this discussion at the last meeting. Of course, we didn't have one. Seems that we're back to the situation where folks don't want to pay their trash bills. And we obviously know that bringing them before the Council to force folks to pay it isn't working, because then when we've taken them to court they just simply will not pay then; correct? TIM MEYERS: That's true. And then even when they do pay we don't get the money. MAYOR ELLIS: Folks have to understand if you're not going to pay your trash bill, it's not just going to affect you, it's going to affect everybody in this City because eventually they're going to have to raise their rates or possibly take litigation against the City for somebody wanting to be lazy and not pay their trash bill; that's unacceptable. Every one of us sitting up here pays our trash bill every month. I know we do because I have a list of everybody who's delinquent in the city. I'm going to ask the Council at this time for the next meeting, let's instruct Joe to change the ordinance to give these guys some teeth that they can start prosecuting these folks that don't want to do it. TIM MEYERS: Well, the only problem I got with that is if you-all can't prosecute them, how am I going to? MAYOR ELLIS: Well you can send them to collection agency. We can't send somebody to a collection agency. We can just be a collection agency and apparently that doesn't work either. TIM MEYERS: That doesn't work either. ASHLEY BRATCHER: Can they refuse service? HEATHER PETTELL: The ordinance says we can't refuse service. MAYOR ELLIS: That's something that we probably need to look at also. If you refuse service and somebody gets trash building up around their house and we hit them with a \$1,000 fine, I think they might start learning their lesson. TIM MEYERS: Well, here's the problem with that. MAYOR ELLIS: But we need to do that in the ordinance. GLORIA TAFT: But until then do you want to be the person living next to that trash pit? TIM MEYERS: Well here's the problem with stopping service. MAYOR ELLIS: Well, I think the City can swing by and pick it up and throw it in the dumpster and you hit them with a \$1,000 fine. DANA BISCHOFF JAMES: But that breaches the contract that we have. TIM MEYERS: Here's the problem with stopping service in a captive market, which is Shepherdsville. The trash is not going to go out of the city; it's still going to be here. We're still going to be picking it up whether we're getting it out of somebody else's dumpster or the next door neighbor or somebody else. It's still going to be the same amount of trash for us. We're just going to have fewer people that pay the bill. I'll give you some numbers. Two years ago we talked to the other Council, it was about \$80,000. Now it's about \$140,000 that we haven't been paid since we started this work. I mean, that's a lot of money. MAYOR ELLIS: And we had talked at one time about trying to put it on the water bill. Louisville Water has changed their billing now and we can't even get them to take our phone number off the bill, so how are we going to get them to put a trash bill on that water bill? TAMMY RICHMOND: It will be a while. MAYOR ELLIS: So that's going to be out. They're having such issues with their billing right now that I don't think they're getting everything they need, you know, all their money because of their billing issues. So I don't think we can add the trash to it. BERNIE BROWN: How many delinquents are there? MAYOR ELLIS: Feel free to look through them all. GLORIA TAFT: Have we determined that that list is absolutely accurate? TIM MEYERS: Yes. HEATHER PETTELL: I mean, I talked to a lady today that owes \$900 and she just flat out told me she can't pay it, but yet she sets her trash out every week and we have to pick it up. TIM MEYERS: And \$900, that's at \$9.50 a month. HEATHER PETTELL: And not even tried. GLORIA TAFT: That's 90 month's worth. TIM MEYERS: It's 100 months, yeah. GLORIA TAFT: I talked to a personal friend of mine who happens to be on that list. The bill she has says she's current, that she only owes for her current three months. She says that she never sent you her July bill and she should owe you \$74, give or take. That, I believe, says she owes \$118. DANA BISCHOFF JAMES: Would it be late



fees? GLORIA TAFT: And her husband told me that he has called you, your office, three times because they pay everything on credit card because they don't want to mail it and have it get lost and be late. That they have called you three times in the last six weeks and each time they've called to make a credit card payment the system is down. HEATHER PETTELL: Our system was down one day and that was today. You can ask Tammy I'm available 24/7 and we take payments over the phone too. BOBBY LEE: And we document all calls too, so we can look up the address and see if they really called. HEATHER PETTELL: And our credit cards can either go on our web portal or you can pay with a credit card or they can call us and make a credit card payment. ASHLEY BRATCHER: I think I personally have mine automatically deducted. HEATHER PETTELL: We also have autopay. ASHLEY BRATCHER: It automatically comes out of my account, so... MAYOR ELLIS: We do too. But we've got to figure something out and we need to look at this between now and the next week or the next, you know, two weeks when we have another Council meeting, put our heads together, figure out what we need to do to give this thing more teeth. GLORIA TAFT: Do you have any other City clients? TIM MEYERS: Not that we bill individually. HEATHER PETTELL: We have other municipalities, but all the cities pay us directly. TIM MEYERS: It's on the property tax bill. GLORIA TAFT: how do those cities then get their money? TIM MEYERS: It's on either the property tax bill or utility bill, like Mount Washington. GLORIA TAFT: Mount Washington has their own utilities. TIM MEYERS: I understand. GLORIA TAFT: We don't have any utilities. TIM MEYERS: You've got property tax bills though. The best way for the City that I know of right now, and I'm not an expert by any means, is to put it on property tax. That's something you bill every year. TAMMY RICHMOND: I don't think that would work. DANA BISCHOFF JAMES: Why? TAMMY RICHMOND: It wouldn't work because tax bills come out with the property owner as of January 1<sup>st</sup>. TIM MEYERS: Now that doesn't include commercial. That's only residential. Commercial is a different animal. BERNIE BROWN: A while back there was a big problem with a lot of delinquents and we had some special meetings where people came in and made their case. And I know that at that time Officer Miller, who of course is retired but I know he was quite involved for some time there delivering notices to people and I thought it got caught up pretty good; did it or not? HEATHER PETTELL: The problem is the people that he does get a hold of pay and then they don't pay again until the next year when they're over \$100. BERNIE BROWN: Well, are we still delivering notices? MAYOR ELLIS: They've not delivered anything to us lately because it's the same people that you're dealing with. We go out and we knock on their door, they may come in and pay two months, but then they don't pay again for another nine months and that's where we run into the problem. So they've stopped giving us the delinquent notices on them. HEATHER PETTELL: And we had on lady who paid \$294 that did go to court. She paid \$294 to the court October 14 and we have not received any money. It's been a year. TIM MEYERS: Last October. So I don't know where that's at. That's only a small one. CITY ATTORNEY JOE WANTLAND: I would suggest you need to go to the courthouse. BERNIE BROWN: The City is supposed to the way the ordinance is written. HEATHER PETTELL: The City is the one who took it to court, not us. TIM MEYERS: We're hired by the City, and as far as I'm concerned the contract is with the City. Now, the City instructs us to bill the individuals, but per the ordinance what we're supposed to do is if they don't pay, we give you the list and then it's in your hands. And as far as I'm concerned, if they don't pay, you should. DANA BISCHOFF JAMES: What would it take for us to try the property tax thing? Are you saying that it won't work? TAMMY RICHMOND: I'm saying that the property tax bill goes out in the name of the owner as of January 1<sup>st</sup>. DANA BISCHOFF JAMES: But if we could set it up starting in January that would give us enough time to notify anybody who rents that we would notify all property owners by letter effective January 1 and then they would have to either add it to their rent or whatever they would like to do. GLORIA TAFT: It's got to go to the property owner. BERNIE BROWN: Property that is rented, the owner doesn't know that the bill is not being paid. TIM MEYERS: We call a lot of landlords and they say we're not paying. We don't have to. You can't stop service if I'm not paying. MAYOR ELLIS: What would end up happening if you add it onto the tax bill and the City would pay the upfront cost to Eco-Tech and then we would draw it back? TIM MEYERS: We discussed it. The residential is about 38,000 a month. MAYOR ELLIS: So you're a little over 386 that we were adding two and a half years ago. TIM MEYERS: And we could do some kind of payment plan you know. I mean, we're not going to put a burden on the City. MAYOR ELLIS: I know that but I'm saying, you know, the City would pay however it would be, quarterly, we had discussed that, and then the City would just recoup their money at the end of the year. If we want to do something like that, we can have Joe draw up an ordinance on that. I'm looking for anything. DANA BISCHOFF JAMES: Regardless, the City is the one who is responsible and accountable. We are the ones who hold the contract. So either way the City pays. To me it would simplify the process. And if it doesn't work next year, then we go back and we try something else. GLORIA TAFT: We've got to do something to protect the people that do pay on time. TAMMY RICHMOND: Tax bills have already been sent out this year; they don't go out again for a year. MAYOR ELLIS: But at least we can start doing something that way. RANDY HAMMOND: And the web portal worked this afternoon. CITY ATTORNEY JOE WANTLAND: We need to meet with the water company particularly because we're talking about a half million dollar problem and we're going to have to jump on it. The problem with property taxes is because they're talking about residential service only. Trying to segregate commercial properties from non-commercial properties and then rental properties for the City. And the tax bills are prepared to through the Finance Cabinet in conjunction with the Property Valuation Administration. Kevin Mooney's office prepares them, the Sheriff mails them. If you get the idea of where I'm coming is that the City's involvement, because this is coming from the Finance Cabinet, is limited. And then you've got to segregate between commercial and non-commercial. TIM MEYERS: It wouldn't necessarily have to be a line item if

you catch what I'm saying. GLORIA TAFT: No. I think you would absolutely have to be, for good accounting, you would have to be a separate line. TIM MEYERS: Not necessarily. J-town doesn't do that for example. It's just a budget item. MAYOR ELLIS: Let's get with J-town tomorrow, look at some other municipalities around this area, see what they're doing on these things and send that out to the Council. GLORIA TAFT: I think we still need to rewrite the ordinance. MAYOR ELLIS: You're definitely going to have to rewrite the ordinance. GLORIA TAFT: If nothing else, to get a hold of the commercial properties. DANA BISCHOFF JAMES: Are you having problems with the commercial properties as well? TIM MEYERS: Some. It's not near as problematic as the residential. Residential is a lot about renters. MAYOR ELLIS: \$58,000. TIM MEYERS: There are only maybe 12 or 15 commercial establishments that there's a problem. Residential is \$140,000, commercial is about \$7,000. HEATHER PETTELL: \$20,000 if you count since we started the contract. MAYOR ELLIS: So some of them paid down then? TIM MEYERS: Yeah. MAYOR ELLIS: I see a grand total of \$58,000 on this paperwork I received from you guys, current \$38,000. TIM MEYERS: Yeah. MAYOR ELLIS: We'll put our heads together and see what we can come up with. TIM MEYERS: Okay. TIM MEYERS: And that number, we're probably talking specific numbers. It changes every day. There could be a new billing cycle come out and then everything falls into another 30-day category. Like the lady we talked about today, \$900+, the lady hadn't paid from the start. MAYOR ELLIS: I understand. We're going to work on some stuff. We'll get together, discuss it and see where we're at. TIM MEYERS: Do you-all have any questions for us while we're here? This is Bobby Lee. He's Operations Manager or Vice President Operations. Everybody that works in Shepherdsville works for him. This is Heather Pettell. She's the office manager. She takes care of all the billing. She's in constant contact with Tammy about every call, complaint. She's called some of the same people we've called. HEATHER PETTELL: And I address every issue personally that comes into our office. MAYOR ELLIS: We're going to work on some stuff and we're not going to take it lying down. I told you guys that. We're going to see what we can come up with. We'll come up with something. TIM MEYERS: I can't sit here and tell you we don't ever make a mistake we're dealing with thousands of transactions. GLORIA TAFT: We'd rather do something so that you can get paid because, like I said, I don't want to pay because somebody else doesn't feel like they shouldn't have to. HEATHER PETTELL: Another issue we have is we don't get the water list anymore, so we don't know when we have new people coming in. TAMMY RICHMOND: They're working on that. CITY ATTORNEY JOE WANTLAND: When does the franchise expire? TIM MEYERS: I think in 2016. MAYOR ELLIS: It was a four year franchise. We voted on it in 2012. Next year so hopefully we'll be able to come up with something. We'll put our heads together and make some calls and see where we're at. As soon as we come up with something, we'll let you know. TIM MEYERS: Like I say, the last time was \$80,000, now it's \$140. DANA BISCHOFF JAMES: Did he say next meeting? MAYOR ELLIS: I think we definitely have to do something next meeting, start moving in that direction. DANA BISCHOFF JAMES: And whatever, Tammy, you might have something on property taxes. CITY ATTORNEY JOE WANTLAND: I'm just saying, part of the issue is the cycle, how they pay the bills. HEATHER PETTELL: We bill everybody. I mean, if they don't call in and say, hey, my bill is wrong, then there's nothing I can do about it. CITY ATTORNEY JOE WANTLAND: I understand. And I would suggest to the Council, one thing we have to look at is what they're suggesting that we have residential customers and basically put it in the budget. MAYOR ELLIS: Yeah. TIM MEYERS: The commercial would be easy to break out because we know who they are. CITY ATTORNEY JOE WANTLAND: I understand that. Put it in the bid list that we send out. MAYOR ELLIS: We've got to figure out something here. We'll get on it. TIM MEYERS: Thanks. DANA BISCHOFF JAMES: All right. We'll see you in two weeks.

DANA BISCHOFF JAMES made motion to adjourn. RANDY HAMMOND 2<sup>nd</sup>. Motion carried 5-0-1 absent. Meeting adjourned at 8:55 p.m.

---

R. Scott Ellis III, Mayor

---

Tammy Richmond, City Clerk