

CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
MONDAY, April 9, 2012

Councilman Corky Miller gave the invocation
Pledge of Allegiance was recited
Mayor Ellis called the meeting to order at 6:31 p.m. and welcomed everyone.

In attendance were Council members Bernie Brown, Don Cundiff, Robert Flaherty, Corky Miller, and Faith Portman.

Don Cundiff made motion to dispense with the reading of the minutes from the 3/26/2012 Regular Meeting. Corky Miller 2nd. Motion carried 5-0-1 absent. Faith Portman made motion to approve minutes from the 3/26/2012 Regular Meeting. Corky Miller 2nd. Motion carried 5-0-1 absent.

Old Business:

City Attorney Wantland had second reading by summary of Ordinance 012-(number to be assigned) regarding Storm Water Quality Management. There are two motions and two votes, one for the Summary and one on the actual Ordinance. We're going to have the reading of the Summary and then a vote and then a vote on the Ordinance itself. The Ordinance has been prepared and delivered to you. Ms. Johnston is here this evening if you have questions. Mayor Ellis opened the floor for any comments from the Council. Bernie Brown: One question I have is if this is adopted how soon can it be implemented in your opinion, honestly? And then another question is what's the cost going to be because nothing like this is free? Angi Johnston: No it is not. These are all issues that we need to address. This Ordinance is required as a part of your MS4 permit. You had three Ordinances that were required as part of the MS4 back in 2008 was when the City entered into the illicit discharge detection and elimination Ordinance as well as the erosion protection and sediment control Ordinance and at the time the City was also supposed to have entered into this Ordinance to post construction. Actually all of these Ordinances do require more oversight and right now at this time the City doesn't have anything in place for any of those Ordinances. It will require inspection, the ability to enter into agreements with developers and to understand exactly what the long term implications are on measures that are installed. Bernie Brown: I know this is being mandated by the State and the EPA. Has anyone attempted to even undertake figuring what the cost would be for implementing this; let's say for the first year? Angi Johnston: As far as implementation, if you look at other similarly sized communities you have dedicated personnel of 2 or 3 people for this size of community. That would be at lease for the first year. After the first year of going through the process of creating all the procedures that are necessary to follow through on this Ordinance. It may start out with three but it could reduce down to two. There's a lot of inspection that's needed. There's a lot of paperwork that's required. That's not just on this Ordinance alone. This is on the other two Ordinances that have already been passed, where you need to have inspections being performed on not just areas where you currently have construction but also evaluating systems that are already in place as well as going out and capturing that discharge detection. Right now we don't have any mapping of the storm water, we don't have our outfalls to storm water to the Salt River into the Floyds Fork mapped and all these things will require some manpower. Bernie Brown: I don't think we have any choice but to get started. How long do you think it would take to get this going reasonably well? Have you done any planning? Has the storm water committee had a chance to look at? Angi Johnston: We haven't really had a chance to even address these things. Bernie Brown: I know this is some serious things. We don't really have a choice but I don't think the public really knows what the cost is going to be. And we don't even know. Angi Johnston: No, right now with just storm water management taking the water quality side out of it you don't really have a plan together on addresses a lot of those issues and we've run into that in this Council with the Shawnee Acres situation as well as the situation at The Pointe. Bernie Brown: Was the plan to vote on this tonight. City Attorney Wantland: We need a vote to have it done by summary first and then the vote

on the ordinance. Bernie Brown: My concern is this, if we adopt the Ordinance without even having a plan of how we're going to implement it and what the cost is going to be, is that the right way to do it? City Attorney Wantland: I think you're being mandated to do it in that form. Angi Johnston: We were supposed to have this Ordinance in place in 2008. Its 2012 now. Bernie Brown: My concern is though we adopt it then we tend to forget it and not do anything. Mayor Ellis: I understand where Bernie's at there. My fear would be if you don't have the funds to do it then it just falls by the wayside and you voted on a worthless Ordinance at that point in time because you don't have the money to even do it. Don Cundiff: You're basically saying that we would need to have two to three additional employees just to get this implemented? Angi Johnston: Or to figure out how to utilize what resources you currently have. But it is a program that needs to have dedicated personnel especially for start-up because we are way behind the eight ball on all of it. Don Cundiff: Do you know about any of the other cities in Bullitt County how they've approached this at all? Angi Johnston: In Bullitt County, I'm not sure how many Mt. Washington has, but Bullitt County has five small communities that fall under their MS4 program. They actually have hired a consultant who has managed this program for them. Don Cundiff: For the county? Angi Johnston: They are like co-permittees with Bullitt County but each of those cities have to provide resources in order to work under the Bullitt County MS4. Robert Flaherty: I had the advantage or disadvantage of working a lot on these with the County because initially when this first came along I was the MS4 coordinator for Bullitt County. As the program grew the County had to hire staff to take care of it. I actually drafted the Ordinances for the County and part of what we're going to have to look at is what the Division of Water is going to require us to do. Quite often there is a minimum that you have to do that they are going to be okay with. Once you get in place they are going to expect you to start implementing more and doing more as time goes by. If they've allowed us to get to this point without even adopting the post construction ordinance I think they've been pretty lenient with the City. The County runs it through their Code Enforcement Office. They have inspectors out on site doing inspections for construction so those inspectors also do the storm water. So they have personnel in place. Now initially everyone was under their own permit. Some years back the five cities in the north end decided to work together and then they went in with the County. So you had the five north end cities in the County all working together on this. They had their own plans, they are responsible for their own jurisdictions but they operate together, submit paperwork to the State together. They have interlocal agreements where the County does inspections for those cities. Those cities have their own engineer. The County has their own engineer. So there is a lot of savings for those cities by working with the County. Something I think we need to look at and explore because they already have staff in place. Again it's going to be up to them to work with us and it's going to be their decision but I think it's something we need to look at if we're lacking the personnel. I think initially, the State has allowed us to go this far without the Ordinance they are going to understand that we're not going to be able to dive in full scale immediately but we're going to have to show progress. We're going to have to show that we're doing something. And I want to sit down and look at this more and get with Angi, obviously I've only been on here for four weeks so I'm not as familiar with these Ordinances as I want to be and once I get a chance to look through them in detail, since I have some background and hopefully we can start working on better ways to implement it. A lot of the Ordinances are self-policing. They require the developers and the builders to have qualified personnel and to submit plans and follow those plans. However, if there is no one following up and no one looking out; we're fortunate we have a tremendous number of good builders out here that do their job, there's always a few that don't. So if we don't have someone whether its City personnel or we enter into interlocal agreements with the County, however we work that, then there's going to be some things that fall through and we've seen that many times so there has to be some oversight. So we need to move in that direction but the County's program in large part and I'm not familiar with the past couple years, but it pretty much funded itself through the permit reviews and the fees. If you're doing things properly and handling things properly there's not any tax money that was having to be spent on their efforts because the plan reviews and the permit fees were paying for the personnel and their efforts. That's something we're just going to have to look at and see what kind of volume we're looking at and what the fee structure is and look at those things as we move forward. Angi Johnston: And that is the direction that I've seen many, there's been a big push toward the storm water fee to address these kinds of

issues. You have two elements, you have the water quality and then you have the storm water management and some communities choose to only address the storm water quality and that's usually through the building permit fees and plan review fees and all that. Then there are others that will actually address it through a monthly fee to their customers. This Ordinance that you have here is the one that Division of Water approved back in 2008 when the City entered into the other two Ordinances. This third Ordinance the City joined forces with Mt. Washington they have URS write the Ordinance and they worked together. Then the City passed those two Ordinances but they didn't pass this third one and this is the one I've actually received from Division of Water a couple times and they've asked me rather nicely when are you going to pass this Ordinance. Bernie Brown: Has this been sent to the Division of Water for their review? Angi Johnston: They've sent it back to me. They sent it to me actually. This Ordinance is not one that I have written myself it was written by URS, it was approved by Division of Water years ago and then when the City asked me to help them out with the MS4 program one of the first things that Division of Water did was send me this Ordinance and ask me if the City had adopted it yet and if not, when. They've been very patient with us so far. Don Cundiff: Was there a reason why we did the other two but not this one? Angi Johnston: I honestly don't know. It might have had something to do with this one has a lot more to it than the other two. They were somewhat self-policing; addressed more temporary circumstances; but this is a much more permanent solution. The other thing is that since the time this Ordinance was written there have been some changes to the permit that have been addressed in this Ordinance. Robert Flaherty: Part of your post construction has to do with your long term plans and how in requiring submittal of the storm water plans and how developers and builders are going to properly move the surface water and storm water along. So it's a lot more involved and requires a lot more oversight and review. And probably the Division of Water has been somewhat lenient over the years is because they were way behind when this all started about 10-12 years ago. I recall the County getting a call from the news media asking us about what we're going to do with storm water and we had never heard of it so we called Division of Water and they had no idea. This comes from the Clean Water Act from the 1970s and it's finally made its way down to our size jurisdictions. So the State was way behind but they've gotten up to speed now and now they're expecting local governments to start moving. Don Cundiff made motion to adopt by summary. Corky Miller 2nd. Motion carried 5-0-1 absent. Bernie Brown made motion to adopt the Ordinance. Don Cundiff 2nd. Motion carried 5-0-1 absent.

New Business:

Jim Rice addressed the Council about putting a temporary medical office on Conestoga Parkway while the building is being built. Jim Rice: Mike Dant, Project Manager for us on this. What this is a temporary office which a new building is being built. PBI Bank sits on the corner of Adam Shepherd and Conestoga, this would west corner and the new facility would be at the west end of that same lot. It would be on Adam Shepherd and there will be a 12000 square foot building. Plans are just about ready to be complete and what this would be is a temporary office while the new building is under construction. This will be a medical facility, doctor's office, that type thing. I'd rather let them announce publicly before we go into it but it will be for doctors. The initial temporary office will be serving patients there and hopefully this will expand out. There are probably two buildings ultimately involved with it. We've already applied for plumbing permits, etc. for the temporary building and gone to the County but just really wanted to know, they are wanting the temporary office here operational probably by the end of the month. At that point they follow the approval process for the new building so they'll follow within the next six months to a year that building would be completed. We've got a development plan, this is a temporary facility. We've also got a development plan that shows the site which I can get those to you. We're really not asking for approval, I just want to make you all aware of it and if there are things we've got to comply with; we'll have to get our building permit. One thing we wanted to know, there is a property service connection already on that lot, we will pay for one connection, when that goes away do you use that on the other lot? We built the sewer; it's got the connection already there so we temporarily wanted to hook it up. We get charged on the water bill. Phones are through Windstream; those facilities are ready to be hooked up. The electric transformer is there. Then we would as quickly as they find the office they want to go ahead and have this installed. Don Cundiff: Is there any

limitation on how long a temporary office can stay there. Jim Rice: It will be tied to the building. We can give you a time period construction schedule and right now it's no more than a year. We're hoping six months. Since we're involved with building it, if it takes us a year we're in trouble. I don't foresee any kind of problems like that but with a medical facility there are approvals to certify that you can use those things. It takes a little bit of time on their approvals and certifications. We just ask for your support when we get ready to start. That's all we came for. I know there are fees. While you all were talking about it I wanted to mention to you on your certification through EPSC stuff, most contractors are licensed already for EPSC stuff that work in this County. Corky Miller stated he thought this is something good for the community where they won't have to go further in town to doctors or for medical treatment and have them right here in the community, I think that's a plus for Shepherdsville.

Clure Winfree, area Manager with Veolia addressed the Council. We've been talking with the City quite a bit on what Veolia does and what Veolia does is we manage water and wastewater facilities across the U.S. and one of the things that we've tried to do is look at different municipalities who might have a need for that and try to offer a partnership somehow to make that a reality. In the South, just to give you a little idea of what we operate around this area, we operate the City of Radcliff's system, which is actually owned by Hardin County; also Fort Knox inside the base itself which again a long term partnership with Hardin County. Hardinsburg, Kentucky is another one and Oldham County. In Radcliff we do wastewater, collection and pump stations. In Hardinsburg we do everything just about except for police and fire, we do public works; we do streets and sanitation, everything there. In Fort Knox we do a lot of the stuff on the base, a little bit of storm water there. Then in Oldham County we do all the wastewater, collection and also the MS4 program. In Elizabethtown we have an industrial facility that's there. You can see from the map we do a lot of this type work. What we'd like to try to do is help you stay in compliance with your new wastewater plant and also bring you into compliance with your consent decree and try to make sure that everything is done on time and keeps you out of trouble. We bring in professional management. We have a huge safety program. Safety is number one with our company. We do a lot of training and of course track everything through a maintenance software program to make sure that you have identification of your assets and one of the first things we do of course is identify critical assets and make up a plan of what we think should be on the shelf as far as replacement parts. We could certainly get with your engineer and you and develop a capital replacement plan going forward so everybody understands what's needed in the future; how to manage the system going forward and to update that as it goes forward. One of the things that Veolia does bring also is a fix O&M budget. We'd like to get with you, sit down, negotiate a scope, figure out what that is, and have a good budget and give you accountability for that budget. We do this by implementing a lot of management practices that the company has established over the years. We have a management program called Job Plus. We do hock whims which keep up with all the maintenance requirements. We have another program called E3. E3 is one of those programs that gives you reminders when stuff is due so that you don't miss anything and everything gets put in on time. To the municipalities we give comprehensive monthly reports detailing everything that has been done, how many work orders were completed; how many were preventative verse corrective. Those type of things. Anything that you think you need and then again financial information. How much was spent on each of your assets. Usually we bring in additional staff. In this case we would probably would. There's more needs here than what your existing staff we believe can do. And we organize those staff and try to get the right equipment in their hands so that everything can get done and we can meet your consent decrees. We would like to probably implement a few things up front; particularly on some repairs out in the system that we think are kind of needed and we'd be prepared to put some investment into that going forward. In just some quick views around we've noticed that there are a lot of safety issues and security issues at some of your facilities that we'd like to address as quick as we can also. One of the things that we tried to look at very carefully was cleaning of lines and TV work that's required in your consent decree. You're already behind in that. We would really work hard to get that caught up and get you in compliance with those types of things. Basically we want to comply with your MOM programs and your consent requirements and do that in a financially responsible way giving you lots of information about

what's going on. Going forward what we'd like to do is now enter into agreements with you guys to sit down and see if we can negotiate a firm scope and a cost of services and to see if that's a win-win for both you and our company; negotiate that contract and provide those professional services. Just in case you're curious from the time if we did negotiate a contract it would be 60-90 days probably for us to start from the date of that executed contract. That's what we do. I thought I would just do a quick, brief overview. I think a lot of you have become familiar with us from just some discussions and things and if you've got some questions, I'd be happy answer them. Bernie Brown: The cities that you do operate and manage their facility, sanitary sewer system, who reports any violations to the State? Clure Winfree: We do it on behalf of the City I guess would be the best way to say it. Anything that contractually obligated, things like that, from your permits perspective or any of your consent decree issues, we would report those. We report them to our company within four hours and then from there we do whatever is required. In Kentucky I believe it's within 24 hours you have to give notice plus follow up with written notification and those type things. Bernie Brown: How soon do you notify the City? Clure Winfree: As soon as you'd like to know. Probably immediately. Overflows and things like that are usually what we end up with issues on more than with compliance info on wastewater plants and things. Corky Miller: When you talk about contract, what is a normal length of time that you all would want the City to contract for? Clure Winfree: The normal length of time is hard to say. We have, I think in Hardinsburg, it's about a 12 year or more contract that we have up there, I think it was a 15 year. We've got some 20 year contracts with Hardin County. In Oldham County it's going on for 20. We do everything from five to 10 year contracts; 10 year is really where I would like to be. It does a couple things, it allows when employees transition over into us they have a good feeling that they are going to be with the contact for a while. It also allows us to do some things more up front that we can spread some immediate costs over some time and help out in that regard. So 10 years is what I would certainly want to try to negotiate here. Faith Portman: What are your plans for our employees we have now? Clure Winfree: Anybody that is willing to come that can meet our minimum qualifications; we also have drug tests, things like that that have to be done, those type of things we'd be glad to look at and offer what we can to those employees. We're going to end up probably with somewhere around 10 employees. Right now you've got probably 6. So in that regard we'd end up having probably look at some more employees anyway. But we do what we can to protect those employees. As I understand it you've got some employees that are close to retirement or in the State's retirement system that may want to do something else and we can understand that. There's not a lot I can do about that. Faith Portman: What are your requirements? Clure Winfree: Say we have a position for an Operator II, that might require three or four years of experience, things like that that's required to get that license. We have certain requirements for licensing and things like that. Operator I could probably come in and maybe not have a license but we would like to see them get a license within a year or something like that. That's what we typically try to do. Faith Portman: You all provide training for the employees? Clure Winfree: Yes ma'am. We have lots of training programs in house plus we pay for any training that they go to for their State licensing, things like that plus their transportation and their per diems and things like that while they go to those things. We also pay for when they go to the short course first to learn to make sure they are ready to take the test. Faith Portman: What about our customers. Will they be affected in any way? Clure Winfree: The only effect I hope to see is that we give a well-run system that causes as few problems as it's physically capable of doing. We want to maintain the assets, we want to keep the pump stations running, we want to do those types of things. We want to go in and find where your problem areas are and try to solve those back up issues and overflow issues as best we can within our guidelines, so to speak. And give you a good idea of what capital needs are going to be required so that you can better plan to them again improve your system. Faith Portman: So that's residential and commercial customers? Clure Winfree: Yes ma'am. Faith Portman: Will you all raise rates? Clure Winfree: We don't have any control of the rates at all. That's still in your hands. Rates are something that is set by the City. We work for you. Corky Miller: What if the City would sign a contract for 10 years and at the end of 5 years they feel that they cannot financially meet the obligations of you company. What then happens to the City? Are we fined? Clure Winfree: I would probably be agreeable if you wanted to do a 10 year contract with a 5 year out and I would probably have the same out for me in other words. If you couldn't pay me that would be

a good time for me to get out too. That's just the reality of business. Corky Miller: Have you had problems with communities doing that? Clure Winfree: We have. There have been, particularly in the last 3 or 4 years. It's been tough everywhere. But in general when you look at our 190 contracts, 2 or 3 that's about it. Corky Miller: I went on the Internet and found out a problem that existed some time in Indianapolis and there was quite a sum of money that had to transpire at the end of that contract. Clure Winfree: Indy is a little bit different story. We entered into a contract to operate the water system for the City of Indianapolis. We put in a considerable amount of money up front to upgrade their system. After so many years the City decided to actually sell their water system and they sold it to a group and in selling that then the person they sold it to said we don't need Veolia Water, we're going to operate in ourselves. However our contract up front because we had so much money involved in it in the beginning had things that if we got out we would be paid. That's the way that worked. It was a lot of money. Mayor Ellis asked for Council comments. Faith Portman asked if we advertised this or did we meet with other companies? Mayor Ellis: No. I don't think there are very many companies that do this kind of stuff out there on the market. You can put it out and see what anybody does but you're going to have to go nationally with it because there is nobody in this region that does this. Angi and I had the discussion once before on it, as well as Rob and there wasn't anybody else around that even did this kind of work. Corky Miller: The one thing that I would be interested in knowing is how we, and this is going to take some thought, I know we can't say right away, if we have employees that don't want to participate because they are getting near retirement, are we going to be able to offer them positions until they get their retirement, maybe not in the Sewer Department, but other positions within the City so they won't be left hanging. Mayor Ellis: Yes. That's my biggest thing. I don't want to leave any employee that's doesn't want to go there, I don't want to leave them out in the cold. And I would hope that we would be able to find them something in different areas here. That's one of the things that hangs me up with this whole thing is seeing where some of the employees are at with it. Bernie Brown: I think we are going to have to take a look at more of the financial numbers. We need more information which I think you're going to be having here pretty soon. Mayor Ellis: That's another big thing also. We've all heard the proposal that they've given us so now we just need some time to think it over and move forward one way or the other but we do have some concerns that we have to address, financially and employee wise. That would be the hardest thing for me to vote on knowing that there are employees that are in a situation. Faith Portman: I think that as a group or three at a time or whatever, we need to meet with the employees and get their feelings, concerns, and address all that. We owe that to them. Corky Miller: I agree with that. Mayor Ellis: I've talked to several of them throughout the days and of course all of you have seen a letter tonight. Those are the things that concern me when I've spoken with several of the employees and they've had concerns and that's been within the last few days, since last week. Robert Flaherty: Veolia has made the offer for us to visit some of their other plants and I know Bernie and I have already been talking, about maybe next week going down there and part of that is to see their operation, but also to talk with some of their employees that maybe were held over and get their input so that way when we talk with our employees we can let them know what someone else's experience has been with them. The other big part is still going to be the finances and the numbers. Once we get a better feel for our numbers and start working through our budget I think that will give us a lot better feel for where we stand and what we can do moving forward. Obviously there are a number of considerations. I appreciate the work that Veolia did. They did a tremendous amount of work, a lot of detail. I appreciate their professionalism and I think it's something we need to look at very seriously and look at all aspects of it. There are a number of positives but obviously there is also things we need to be mindful of that we're not going to harm other employees and that this is going to be the best thing for the City moving forward. Bernie Brown: Certainly we want to be fair to the employees but we also want to do the right thing for the taxpayers in the City. Shepherdsville is going to continue to grow rather rapidly and we need to be doing some things to get prepared and plan for this growth that will be coming. Don Cundiff: Obviously regardless of what we do we can't continue to run it the way it's been run in the past. We've got to have more planning and more resources available to do it because we're just getting by, barely even doing that, so I like the fact that they are talking about planning ahead. But regardless of what we do we've got to do that as a City anyway.

City Attorney Wantland read Resolution 012-008 adopting plat and legal description of prior annexed property of unincorporated territory described in Ordinance 996-375 (421.5 Acres) into the City. Bernie Brown made motion to approve. Faith Portman 2nd. Motion carried 5-0-1 absent.

City Attorney Wantland read Resolution 012-009 authorizing the Mayor to cash the CD at First Federal Savings Bank and open an account named City of Shepherdsville Sewer Reserve Account at PBI Bank. Faith Portman made motion to approve. Corky Miller 2nd. Motion carried 5-0-1 absent.

Daryl Lee: Nothing at this time.

Duane Price: Nothing to report. Meeting is Thursday.

Sign in Speakers:

Mary Baugh: I'm here again tonight to ask you people if you will consider cleaning up the mess that strayed up when they cut the trees. Would clean up the brush and stuff that they left. They tore down the fence. They cut my big oak trees, 6 of them and I knew nothing about it even though I had given the City permission to annex 30 feet there. The problem was they didn't even let me know that they were going to cut the trees and when I went over there there was nothing but the brush and the stumps and my fence torn down and it's just a big mess over there. We can't even cut our grass over there and we use to look like this we have three acres over there. One of the trees they cut didn't even belong to the City. They tore up two gates and I want the pictures back but I would like to show you just some of the mess. I won't take up a lot of your time but I don't know why some of my phone calls haven't been returned. I don't know why that I haven't been able to have an audience with certain people and I have been mistreated and I did not give no one permission. They were supposed to leave the logs or leave the wood. And I'm sure, some of those trees are 3 foot across, those big oak trees were 3 foot across and I'm sure there was plenty of oak wood there or else they took the logs. I read you all the contract that I had last time telling you they were supposed to clean it up at my discrepancy let me have the logs or the wood. I received nothing and I have not received any phone calls. I've been over here several times. I've tried to get audience several times and I received no response and I called and I have been really talked bad too when I made one telephone call. But I did not give no one the wood and I did not tell anyone that I did not want the wood and I did not want the logs or otherwise why would my niece who is in England why would we have made up a contract. If I knew this was going to happen I might have not been so reluctant to let them make the sewer. I'm all for progress but I also have lived here all my life and I like to be treated as a citizen of Shepherdsville. So I'd like to get some help over there. And I think they straight up cut the trees and I think that somebody owes me some money for taking the logs or taking the wood. Mayor Ellis: Miss Baugh do you remember Brother Mike Miller, our Code Enforcement Officer, stopping by your home over on Pitts Point Road leaving a card on your door asking you to call him regarding these trees? Mary Baugh: No. Mayor Ellis: I've asked Brother Mike about it. That's why I had the ladies refer you to Joe Wantland because when I asked Brother Mike about it, Brother Mike said you called him and said you did not have the money to deal with the trees that if the City wanted them moved they needed to move them now. Mary Baugh: Well I'll tell you if that was said it was an untruth. I do not remember recalling that and I'm sure I did not say that. Because otherwise why would I have made a written contract drawn up with a lawyer and my niece, she's also on the deed and she's over in England. Mayor Ellis: I don't know why you had the contract but I asked Brother Mike about it shortly afterwards, he was here, some of the Council members spoke with him that same night and that was exactly what he told us was he left a card and asked you. Mary Baugh: If it was said it was not said in that tone of voice that I did not want anything let's just put it that way. Mayor Ellis: That was the way it was brought back to us when we said cut the trees. Mary Baugh: If I said it, I'm not one to say that I'm perfect, I'm not perfect but I will say this, why would Mary and I have made a written contract and went to such great lengths to make sure that everything was taken care of. If this was your all's property would you be happy? That's all I have to say. I talked to Mary and I do think that they owe us something; either whatever they did with the logs or whatever they did with the

wood I'm sure that they got something out of the wood because oak wood is \$45 a rick and there was six of the largest. Why didn't they take the smaller trees? It may be it was a branch hanging over I'm not saying there maybe wasn't a branch in the road but I've lived up there all my life and the neighbors have lived up and down there and maybe some people did complain. I don't know. But I have never had no problems with any of my neighbors. But this, my fence, my gate, I even had to come over here, I couldn't even get in the front gate and I came over here and told the girl we can't even get in our front gate and the time I had gotten from here back on Beech Grove somebody had moved the brush from my front gate. I'm just asking you all what would you do if it was your property? Would you be happy? I do think we should get something for the wood or logs or whatever they did with it. And I know that maybe you all will clean it up when it maybe gets warmer weather and remove the stumps and things but that's in the contract. All the stumps are to be moved. I have two driveways there and everything is to be cleaned up and re-sodded. Mary intends someday to come back and build her a brick home there. She's over in England right now with her daughters and her name is on the deed. She intends to come back some day and build her a nice brick home. We have three acres there. Charlie and I we keep the grass cut or he does. I'm not able to cut grass much anymore. He cuts the grass. I've been under the doctor's care over the last month but I want to be treated like a lady.

Department Reports: None

Council Reports:

Robert Flaherty: As I mentioned a little bit earlier, it's time that we all need to be working on budgets and I know I've spoken with a couple of our department heads already but it's not that you're not doing it now I don't want anybody in the public to think they are not already doing it but just from my perspective for Chief Troutman, Chief Puckett, Claude and Chuck we really need your help to start working on your departments and your budgets because if we don't know what you need and what your concerns are then we can't help you. Don't just sit here and let us make decisions that you may not like. You all kind of give us some guidance and get with the Mayor and Tammy and give them some help because we need to make sure that this budget is, I've heard a number of comments from many individuals that last time it was just sort of a rush to throw it together and get it done because of all the issues the City was facing at that time. So we need to make sure this budget is solid, that it's what it needs to be. The City has made some progress in some areas but we've still got a long way to go. So I don't know that it's still not going to be a very tight lean budget if there are things we are going to have to look at tightening up again you all come up with some ideas on what would be the least painful for your departments because if you leave it up to us you may not like what we decide. I'm not saying we will be able to do that anyway but the more input you all give us and the more guidance you give us then the better job we're going to be able to do. Again I've talked to a couple of you but I'm hoping to sit down with each and every one of you over the next couple weeks a lot more and the same with the Mayor's office, Tammy anything we can do let us know. I spoke with you and hopefully get in here and sit down and talk to you some more as well in the next couple weeks but it would be a tremendous help I think for the Council if everyone could do the best they could to try and get us something as early in May as possible, if not before because the more time we have to look over it the better job we're going to be able to do. If we're waiting until the last minute to try and make decisions then our decisions are not going to be as good as they should be. So I just urge you start working on it as soon as possible. Anything I can do to help let me know. Just give me a call.

Faith Portman: I agree with what he's saying working on the workshops. We are going to have a workshop, right?? Mayor Ellis: Yes. Faith: Are all the department heads working on their own budgets? Mayor Ellis: They are working on them. Yes. Faith: Do they have copies of all the invoices and everything they need? Mayor Ellis: I know Chief Puckett does and I know that Chief Troutman does and the Sewer guys came over and got their paperwork. Faith: If you all need any help, I'm here.

Corky Miller: I would just like to echo the same thing Rob said. The sooner they get them in the better job we can do because it's not an easy process to come up with final figures. So your help is really needed so really take a good look at what you're requesting and what you need and as Rob said we need to get started on those and not be late like it was last year.

Don Cundiff: I just echo what everybody else said I just would like to see us to the workshops as early as we can and maybe have several of them because we really, I know there was a lot going on last year but I think we really felt rushed at the end and the more time we can have I think it's fair to the department heads and gives us more time to look at things so as soon as we can schedule something let's try to do it. Mayor Ellis: Yes. I'm with Rob, get it as quick as late April early May and let's get it done.

Bernie Brown: Is the financial numbers available yet for January and February? Mayor Ellis: The sewer fund is and I was asking to have that one ran off for tonight and with the holiday and being closed on Friday but we can get that for you this week. Bernie: It makes it rather difficult to do much on a budget until we get more information I think. I was just wondering here too on the unpaid sewer connection fees. Is there anything really being done now to try to collect? There's still some \$37,000 that has not been paid. What's going on to see about getting that taken care of? City Attorney Wantland: They have all been contacted. Mayor Ellis: The letters have all gone out there's been several letters than have come back because you're in fourth or fifth homeowner from when the original contract was issued. Now you've got to find out who the new homeowner is to send them a letter. Bernie: One person doesn't even have a contract is that right? Mayor Ellis: If it's not the same homeowner they're not going to have that original contract. Tammy Richmond: It was the original homeowner that signed the contract so those people are not going to feel obligated to pay it. Bernie: Anyway, there is something being done? Mayor Ellis: Yes there is stuff being done. Connie has sent out several letters. Bernie: Another thing, about a month ago I guess we had a discussion about the unpaid delinquent tax bills and it was my understanding that we were going to get a copy of those. When can we expect a copy? Tammy Richmond: She gave a list of totals per year. Mayor Ellis: Not the people though. She was running that through the County website one day last week and I don't know if she got it done or not but she was running it one day last week or the week before and with trying to run off all the names on it took about 3 days to get one page ran off. Don Cundiff: There's been some confusion about the sale of our tax bills. Somebody is saying we have sold our tax bills. Tammy Richmond: Not since I've been here. Don: That's what I said but somebody told us at the last meeting that we were selling our tax bills. City Attorney Wantland: You generally advertise to sell. If we haven't we will. Bernie: I've never known one to be advertised. If we have, that's fine. City Attorney Wantland: We'll publish the bills and then advertise them for sale and generally the City Clerk will be here and she'll buy them for the City. Bernie: Are we going to be able to get a list of each delinquent unpaid tax bill? Tammy: I will check with her Wednesday when she gets back into the office I'll check the status and let you all know. Don: With the sheriff collecting our bills now how does that work? Will we still advertise the ones that aren't paid or would they do any of that? Tammy: We have no access to those at all. City Attorney Wantland: At this point the Sheriff will because he'll be selling the bill with the County, City, School, Health Department, Library that will all be on one bill. That will be sold at one time. Don: Can we get a list of what they are going to be selling? City Attorney Wantland: I know we can get a list because it's a public record and usually the Sheriff is required to put it in *The Pioneer* of those who haven't paid, all we've got to do is figure which ones are in the City and which ones aren't. Don: It seems like it's part of the service they give to us they should give that information. Tammy Richmond: I'll call and ask them for it. Rob Flaherty: Are we certain because a couple years ago the law changed and the Clerk actually does the sale now not the Sheriff. So I don't know how our agreement with the Sheriff works. Once they become delinquent the Sheriff turns them over to the County Clerk. City Attorney Wantland: That's right once they become delinquent but the Sheriff does the publication. Rob: Our agreement with the Sheriff includes the City bills; I don't know I wasn't here when that was done so I don't know what the agreement is. City Attorney Wantland: On the County bills City residents are coded to the PVA on one bill. Rob: If they are going to remain that way even after they become

delinquent there shouldn't be a need for the City to do anything. As far as prior years those aren't going to be included obviously. The City will still have to deal with those but from this point forward that shouldn't be an issue any longer if that's the way it's set up. Bernie: It's all done on one bill now but I'm talking about the last 10 years. Mayor Ellis: Previous years you just generate it and you're going to have to do what you have to do. I had thought they were sold once before because I remember seeing a City of Shepherdsville advertised in the newspaper with a list of people that hadn't paid. Is that not when it's for sale? Tammy: We advertise our delinquents. City Attorney Wantland: That's what I'm talking about you advertise the delinquents and on that given day the City purchased them and that's when another penalty is applied and the advertising fee and all the extras. Bernie: Don't two or three notices have to be published in the paper? Tammy: One. Rob: Once that first sale occurs at that point if no one buys them, the City technically buys them but at that point any person can come in and buy them so if someone were to come in and check on the prior years they could.

Corky Miller made motion to adjourn. Bernie Brown 2nd. Motion carried 5-0-1. Meeting adjourned 7:45 p.m.

R. Scott Ellis III, Mayor

Attest: _____
Tammy Richmond, City Clerk