

**CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
MONDAY, FEBRUARY 13, 2017**

Pastor Randy Pace, Family Worship Center delivered the invocation.

The Pledge of Allegiance was recited.

Council members present: Gloria Taft, Mike Hibbard Sr., Lisa Carter, Donna Burke and Stacey Cline.

Mayor Hockenbury called the meeting to order at 6:30 p.m.

ANNOUNCEMENTS:

Mayor Hockenbury announced that on February 2nd he, the City Council and the Ethics Committee Members attended training provided by KLC and with this training the City attained the Designation of “**Certified City of Ethics**”. There are 400+ cities in Kentucky and we are one of 15 or 16 that have this designation and plaque.

Mayor Hockenbury announced that due to a conflict Valorie Geraldts had to resign from the Ethics Committee and Cheryl Baumann has agreed to replace her. He asked the Council to approve her appointment. Donna Burke made motion to approve. Stacey Cline 2nd. Motion carried 5-0-1 absent (BE). City Attorney Sholar swore Cheryl in.

Mayor Hockenbury asked for a motion to dispense with reading of the minutes from the 1/24/2017 Regular Meeting. Donna Burke made motion. Gloria Taft 2nd. Motion carried 5-0-1 absent.

Mayor Hockenbury asked for a motion to approve the minutes as written from the 1/24/2017 Regular Meeting. Gloria Taft made motion. Stacey Cline 2nd. Motion carried 5-0-1 absent.

Presentation:

Jason Strange with Smith and Company presented the Fiscal Year End June 30, 2016 audit. These financial statements are the City’s responsibility and our responsibility is expressing opinions on the fairness of these financial statements and that they are fairly presented according to GAAP. The financial statements are in accordance with GAAP so it’s a clean unmodified opinion on the financial statements. Gloria Taft made motion to accept. Lisa Carter 2nd. Motion carried 5-0-1 absent.

Old Business: None

New Business:

City Attorney Walt Sholar read Resolution 017-13 authorizing the Mayor to make application for a Homeland Security Grant for the Fire Department. Gloria Taft made motion to approve. Stacey Cline 2nd. Chief Troutman: We are applying for a grant for communications equipment. There are several reasons why; the County is leaning toward going to an 800 MH system which is the same as Metro Louisville uses. The cost of the radios is \$3000 each. We’re also part of a regional hazmat team and swift water team that travels to Jefferson, Hardin, Oldham, Spencer, Shelby Counties anytime were called. All these counties use different radio frequencies. The radios that we are purchasing, if we get the grant, are able to do multiple channels, VHF and UHF frequencies. The grant we are applying for is about \$57,000. Motion carried 5-0-1 absent.

Daryl Lee: Called, had nothing to report.

Duane Price: Had one case; a variance for Dogwood Homes at Mallard Lake in the newest section behind Boulder, it’s in a cul de sac; almost every time we have a cul de sac there has to be a variance to get all the houses to face the street. It’s pretty normal that we do that to make all the houses look uniform.

Sign In Speakers:

Dennis Mitchell: When Mayor Tinnell was here we were discussing the issue of a storm drain from Blue Lick to Salt River. The Mayor asked us to see what we could come up with and give us an estimate; I got with Robert Watkins. This storm drain that we looked at was from Blue Lick to Salt River, 5220 feet. This is a five foot storm drain, 11 foot in the ground constructed with durawall ADX pipe. We decided this would help approximately 800 families and the schools. The schools have okayed an easement through the property if the City decided to do it later on. The estimate was \$1,200,000. The dirt that would come out we looked at putting around the ball fields in the park. You only have one piece of property that would be a private piece of property that you would have to go under after you cross 44. There was also an alternate way if you go 80% through the park there is a natural drain that goes in behind the park that you could actually make a turn and go in that direction also; which would shorten the distance. I just wanted to give you that information. If you ever decide you want to do something it would help a lot of business there. When you get one inch of rain on one acre of ground you are looking at over 27,000 gallons of water. There is a lot of water that comes through there and it stands in the road because there is nowhere for it to go. It's supposed to go through Mud Run but it doesn't do that; it's all bottled up there and causes tremendous problems. Robert has the plans with all the elevations shots; it's almost flat across there; with depth and size of it would take care of a major part of that water. Gloria Taft: Scott Fleming has all the new drawings and costing estimates if you want to talk to him he can give you the updated numbers. Mayor Hockenbury: He said he also got some advice from the Corp of Engineers. Gloria Taft: Last year the City partnered with the Corp of Engineers; we split the cost to do the engineering study; it was \$50,000 each and Scott has the results.

Randy Pace: I would like to speak about the Ordinance passed by the previous City Council regarding smoking inside a car with children. I hope that you will not undo this Ordinance. I grew up in a vehicle filled with smoke; I had breathing issues all my life until I grew old enough to stop riding in the family car. I encourage you to allow the Ordinance to remain in effect. You do not want to be the person responsible for forcing these children to travel in a smoke filled vehicle. The former Police Chief said that it was a non-issue; there had been no citations written for this offense. Please do not force these children to pay the price for your opportunity to pander to a local minority.

Carl Rogers: I'm back with Room in the Inn, Bullitt County's only emergency shelter, renewing a request for off hour use of the Community Center from 6:00-9:30, five days a week. Our problem right now is we leave the facility that we are at the previous night which represents 23 local churches in Bullitt County and four government buildings. One of the requirements for Room in the Inn is everyone works full time day time so we drop off the workers and we drop off the children at school and the rest of our guests are in a van for as much as two hours in the morning with no place to go. We really need to remedy that situation with your help in doing so. We're at about 6,700 nights of save dry shelter across Bullitt County in the last 22 months. We've come to the aid of 115 family units in that same amount of time. We currently have access to the Hillview Government Center, Russ Hall, the Community Center in Hillview, and Mt. Washington has created a facility for us in the annex there so we're spending a lot of time in government facilities without any issues or problems. The place is looking better when we leave than when we are there. I would also mention too in passing that I understand that with the Community Center here in town that there is a lack of personnel to monitor how the building is being left on a daily basis. As an act of paying it forward, and showing our appreciation to the Community for use of that facility from 6:00-9:30 a.m. we would be thrilled to take on that responsibility and see that it is as it should be before the next renter arrives and make any adjustments in cleanliness to see that it was. Donna Burke: Are you paying any money to any of the other facilities? Mr. Rogers: No ma'am, we're 501c3 and they are provided. Donna Burke: One of the issues that came up in the KLC training that we attended we were basically informed that if you allow one entity, non-profit or no, to have free use of the facility that you have to do the same for anyone else. We have individual entities that are paying unfortunately not as many as should; so we have a lot of money that we are losing but that is one of the risks that we are looking at in trying to determine if we can do this. Mr. Rogers: We would be happy to entertain a cost factor and we would hope that perhaps the opportunity for us to monitor the facility so the City would know what the condition is on a daily basis for the renters showing up; that is may offset some of the cost that we're talking about. Lisa Carter: In December you stated that you would only need it

two days a week now it's gone to five. Mr. Rogers: Monday through Friday; we can handle the weekends in another fashion but most of our workers are working five days a week so we would like to have it five days a week. I'm hoping that's a down time not a premium time for any other folks. We've gone out of our way to try to make our requests as user friendly as possible and put the public first and foremost. Mayor Hockenbury: We surely want to be community friendly. I think some of the concerns also the money; a water bill, electric bill and that's the people's money. How do you find the medium? We definitely want to be user friendly. Donna Burke: We're in the process of establishing new agreements in price schedules so we would look and consider what you want and costs and what you would be able to do for us in monitoring as well. That is a current issue for us. Let us have that opportunity to complete our study on what we are trying to do and come up with a concrete all around procedure and we'll be trying to get that done very quickly. Mr. Rogers: I appreciate that. Would I have a point person that would get back with me on that? Donna Burke volunteered.

Police Chief Rick McCubbin: We are making a lot of internal changes; we've put it out on Facebook and the website. Major O'Donnell is in charge of that. We are trying to be very open when it comes to that. It went into effect over the weekend and obviously any questions you have I will certainly entertain it. I did submit the end of the month report to you. I will continue to do that. It's very simple, just the calls we've made; the incidents we report are actually the amount of calls we make in a month.

Fire Chief Layne Troutman: I sent an email out to let the Council know that we applied for a Thermal Imaging Grant; thermal imaging is a camera that firefighters use to go inside buildings so they can see through the smoke and locate fires and victims faster. We were awarded that grant through the State Fire Commission. We received \$3200 for a newer camera today. Mike Hibbard Sr.: Chief how far will that grant go towards purchasing one of these units? Chief Troutman: It will pay for the entire unit. Mike Hibbard Sr.: I google searched that and they went anywhere from \$1400 to \$14,000 and I just wondered where we fell in there.

City Controller Bob Ryan: I got the last of the information today from Louisville Water Company on what they provide me on their billing, collections and receivables so now it will be added to the financial reports of the Sewer Department and I'll have the financials coming out shortly.

City Attorney Walt Sholar: I'm going to recommend we need to go into Executive Session so I and go over a little bit of litigation and property acquisition.

Stacey Cline: I was looking over the City of Shepherdsville General Fund profit and loss budget, what's an unloading license? Bob Ryan: That is a fee that is generally charged to companies that have large trucks coming in to town and unloading; it helps raise funds to help repair the damage that is done to the road by all these semis coming in and out. Stacey Cline: I saw where we did not collect for any parade permits. Do we not collect for the people that are in the parade for a permit? City Clerk Richmond: If they are non-profit we don't usually collect fees for a permit, Community Center, schools, anything like that. Stacey Cline: I had a call about some junk cars in the back of a yard and sitting in their driveway; they haven't moved a care for 5-6 years. Do you have any kind of Ordinance on junk cars? Mayor Hockenbury: If you give me the address or Myra, she's the Code Enforcement Officer right now. Stacey Cline: One thing for the Chief, I've had trouble in the past with hunters; I live at the end of Centerview Drive and a year ago on Thanksgiving our dog was killed by a hunter. Last week we had an incident where there was a hunter next door to us. It's directly behind Denny's. There is a lot of land to the right. This had been checked out before and I was told they could hunt over there. What can we do about it? He was shooting a gun all night long. Chief McCubbin: Is it your property? Stacey Cline: No, it's not my property. My property borders that; I may be wrong but I was told a long time ago Abel and Abel Construction Company owned those apartments. I don't know; but it's becoming a problem. Chief McCubbin: If that property owner gives them permission then they certainly can be on there. Stacey Cline: Even if my house is so close? Chief McCubbin: I don't know the layout obviously; a lot of cities have an Ordinance that you can't discharge a firearm within the City limits. Mayor Hockenbury: We have that. Stacey Cline: What can I do? I have a fenced in yard and it's ridiculous. The first time it happened Myra Minton did come out but of course you can't prove who did it; but this time we went

out there when we saw the lights. We just want to know what we can do because it is getting to be a nuisance. They are doing it all the time. Rick McCubbin: There's a charge of wanton endangerment first degree which is a felony. Stacey Cline: Should we call the police when we hear it. Chief McCubbin: Absolutely. I will talk to the property owner and I will get with Myra and see what she did on it last time. Mayor Hockenbury: What I would do Stacey call dispatch right away and tell them someone is firing guns close to my house. If it's 2:00 in the morning there are five of them out so they will get over there and try to catch them so whether they have authority to be there or not; they can't fire a gun in the City. Brad Armstrong: Be careful about the Ordinance because I think it reads if they have ten acres or more they may be able to get around that. City Attorney Sholar: The City Ordinance deals with shooting. State law prohibits cities from regulating hunting. The State legislature has established that they have preempted and filled the whole area of regulating hunting. The City's Ordinance prohibits the shooting of a firearm within City limits unless you are doing so with permission on ten contiguous acres. You might give some serious thought to getting in touch with whomever the Fish and Wildlife officer is in Bullitt County. I believe its Jason Ice. Then if you hear the tailgate dropping and somebody going out give them a call then and maybe they can get Jason out there to check on these folks because there is only a certain time. If they are shooting at 2:00 in the morning at deer that's one thing but if they are shooting 8, 10, 15 times through the wee hours of the morning that probably doesn't qualify as hunting.

Donna Burke: The Mayor asked today, and I accepted to take over Chair of the Traffic Study Committee and I sent out an email to those that are on the Committee and I've asked that Gloria join us on that Committee so that we can take advantage of her expertise from having worked on the Alpha Way project. The next meeting is going to be February 20th. All of us I'm sure are noticing where we're being contacted about certain issues as it's within our means to do so we are addressing those. I had one such call today where someone was contacting me about a citizen who was in a wheelchair unable to get their trash receptacle to the end of the street; I called Eco-Tech to see if they would help them out and they appeared to be going to help that person. I just wanted to encourage everybody to know that we are available to help on things like that. There was also someone who contacted me about traffic light signals for pedestrians not only by the school but at 44 and Adam Shepherd, 44 and Buckman and the Mayor told me to get in touch with Tom who had just gotten off the phone with the State people who take care of those issues. That's an educational thing as well for some of the things that goes on within the City as I found out it's not we that take care of it but at least we are able to help by giving the State a call and bringing it to their attention. I'm in the Bullitt County Women's Club and we've got our annual Fashion Show coming up on March 18th where we give a scholarship to anyone that's attending Bullitt Central, North Bullitt or Bullitt East. It's not just our City but it's County; we want to try and give back to our Community. I just wanted to make you aware of that event coming up. Again it's Saturday, March 18th at 11:00 and tickets are \$30.00; a table for \$240.00 if anyone would be interested. One thing that I am interested in trying to get developed within Bullitt County is a transit system and it came up in a meeting we were in recently with John Snider. Apparently they have had talks with Louisville for that purpose of trying to be able to get TARC to possibly come out. It would help our infrastructure in the way of making sure that we can tap in to other areas being Louisville mainly for some of the job force for the big businesses that we seem to be attracting so that we can make sure we have personnel to meet the needs. That is going to be a goal of mine to get that in place.

Lisa Carter: I want to ask about Beech Grove Road bypass. Is that still on schedule for March? Chuck Keith: Last time I talked to the State it is going to be put out for bid in March. I haven't heard anything different. I can contact them and find out and let you know.

Mike Hibbard Sr.: I was approached a couple times last week about drainage issues around town. I haven't had an opportunity to look into one of them yet but I will; I know I'll have to get with people in charge of it and find out where we're at, what the plans are, where we're going to put our efforts and money. I would just say some people from what I heard from one person it wasn't so much an issue of natural drainage as an issue of someone reconfiguring property that now had the excess water running their direction. I'll be looking in to that a little bit more. I want to thank Public Works and Tom LaFollette; a resident near my neighborhood had an issue with some traffic and thought they needed some Stop signs and Tom was very quick to get a couple of them up and hopefully solve their problem.

Mayor Hockenbury asked for a motion to adjourn to Executive Session to discuss litigation and property acquisition. Stacey Cline made motion to adjourn to Executive Session. Donna Burke 2nd. Motion carried 5-0-1 absent.

Gloria Taft made motion to return to Regular Session. Donna Burke 2nd. Motion carried 5-0-1 absent. Mayor Hockenbury stated there was no action taken in Executive Session.

Donna Burke made motion to Adjourn. Lisa Carter 2nd. Motion carried 5-0-1 absent. Meeting adjourned at 7:53 p.m.

Curtis Hockenbury, Mayor

Tammy Richmond, City Clerk