

**CITY OF SHEPHERDSVILLE
CITY COUNCIL SPECIAL MEETING MINUTES
TUESDAY, April 4, 2017**

Pastor Tom Elbert delivered the invocation

The Pledge of Allegiance was recited

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

Mayor Hockenbury called the meeting to order at 6:01 p.m. and announced this was a Special Meeting and items on the Agenda are the only things we can talk about and there are three items on it.

First will be the reading by Summary of Ordinance 017-226 an Ordinance adopting a Personnel and Pay Rate Classification Plan for City employees and nonelected City officers. We need a motion and second to talk about the personnel and pay rate classification changes that have been made and the changes we want to make will be the first discussion. Bonnie Enlow made motion to discuss the job classifications and pay scales. Donna Burke 2nd. Motion carried 6-0-0. Stacey Cline: I have received several calls from people living in the City and in the County and I just want to make sure that everybody understands that this is not a raise for our employees. This is a pay rate classification for employees. I just want to make sure everybody understands that. People think we are giving our employees a raise. That's not what this is. Mayor Hockenbury: Thank you for clarifying that. There are some positions here that didn't have Ordinances and according to State law all jobs must have an Ordinance approved by the Council and that's what we're doing. There are approximately 100 employees in the City of Shepherdsville and City Attorney Walt Sholar found out all the employees and their job duties basically and tied it altogether so everybody will be listed by this Ordinance. This is not a raise for anybody. It's not giving any raises it's tied in to what their rate is now and there is a beginning and end. It would be like a Mayor like myself couldn't come in here and give any pay they wanted to or give a raise without approval of the Council. Gloria Taft: I just got the new Ordinance when I got here so I have not had the opportunity to sit down and compare the changed Ordinance to the old Ordinance that I had. I haven't had a chance to read it yet. Mayor Hockenbury: Do you want us to read what I know of that's been changed? Gloria Taft: That would be wonderful. City Clerk Richmond: We talked to Walt and there was some verbiage in Sections 2-6 about the longevity scale. It originally said: "These amounts shall be predicated by the attached appropriate longevity breakdown schedule and incentive schedule annual cost of living increases." City Attorney Sholar wants that changed under all sections to say: "Pay is further limited in accordance with the attached applicable longevity and incentive pay scale." It's changing wording. Bonnie Enlow: On the longevity scale when we made the pay changes to the Fire and Police we created a problem; the fire department change is going to cost us \$200,000 more a year for what we did. We need to go back to the pay scales that they originally put on there. Mayor Hockenbury: What happened is the Chief came to me and say Mayor this is going to affect our budget salary increase of \$200,000. I'm like oh my goodness. I know these 12,000 people here that we must answer to they are going to be saying what are you doing? That's nice of him to bring that to me and say you might want to tell the Council. Thank you for doing that Chief. Bonnie Enlow: The Fire and Police go back to what they were before we made any changes so that they are still in line with what they normally do; they've got their own longevity scales already set up we don't need to interfere with that. Mayor Hockenbury: The original Police and original Fire longevity scale that doesn't raise the Fire Department \$200,000 in salary we will continue to use that one. Do we use the longevity on the other Departments or remove them? Bonnie Enlow: I think we need to remove them from all other Departments; they didn't have them before. You're talking about more than \$200,000 that the City will have if we have longevity scales on their pay. We've never had that on theirs before. Mayor Hockenbury: They will still have a beginning and end (minimum and maximum) because if you leave the longevity in there it's called a longevity bonus scale; we care for these 100 people but they will automatically every two years will get a 4% raise. Bonnie Enlow: I had someone call and tell me "you realize you're giving me a big raise when you do this?" "I'm just being honest with you." "You're going to cause a lot of problems if you do that." I appreciate another employee stepping forth and being honest instead of coating his pocket being quiet because we shouldn't be doing that. Donna Burke: If we use the wording Walt suggested we need to take the longevity breakdown schedule out. Mayor Hockenbury: This originated to get all the positions pay scale and classification ordinance for all the employees in the City. I suggested you take out all the longevity scales. Gloria Taft: The reason we were starting to add

longevity scales is because we were looking at this thinking as soon as we hire somebody whoever happens to be in charge could hire these people at the maximum pay rate and they start out making more than anybody else. So, we were looking at setting up a pay scale so that the longer you work for the City of Shepherdsville the more you were rewarded. The longer you are here the more you would make. That would stop somebody from hiring a brand-new person at the maximum rate and not being fair to the employees that have spent 7, 8 or 10 years here. That was the initial thought process of looking at including a longevity scale. Mayor Hockenbury: But if you're going to make the Fire Department go up \$200,000 just on their salary budget alone. Gloria Taft: This is the first I'm hearing about it I don't know how that would be possible. Mayor Hockenbury: I know what you are saying you need something to guard a Mayor that is sitting in a Mayor position that wouldn't just say everybody is going to make this pay. Gloria Taft: I'm not pointing any fingers at any individual but the office when someone is hired you could with only a range they can start out at the maximum pay; there is nothing in the Ordinance that says that they can't. Mayor Hockenbury: I would hope that the Mayor would work with the Council. Gloria Taft: The only say so the Council has is the law. It's not necessarily a discussion with the Council on what the pay rate is. Unless it's in the law. Bonnie Enlow made motion to remove the longevity scales from Administration, Sewer and Public Works. Fire and Police will go back to their original scales. Donna Burke. Motion carried 5-0-1 (GT). Donna Burke: Some of these that have been here for a while they will automatically be entitled to a raise based on current longevity scale that we were looking at. That was going to cost the City money. That's why we're taking it out. City Clerk Richmond: The next item Walt discussed with me is the Educational Requirements. I know that a lot of college education degrees were added and Walt says once this is passed that person in that position must have that degree right now. This is the wording he suggested "Education Requirements are waived for any Shepherdsville employee employed as of the date this Ordinance take effect." Mayor Hockenbury: That will grandfather the present employee in and a new employee will have to have whatever the City Council desires. Gloria Taft made motion to included Walt's statement of grandfathering in current employees. Bonnie Enlow 2nd. Motion carried 6-0. Bonnie Enlow made motion to correct the HR so that they are not giving discipline. Stacey Cline 2nd. Motion carried 6-0. City Clerk Richmond: Under Patrol Officer is read "responsible for CP which I spelled out – Community Policing; when the officer makes, his presence known it has his – changed to their – by spending 3 hours – changed to time in business establishments or local apartment complexes." Mayor Hockenbury: The Police Department has an Ordinance where they have Community Policing and it directs them to be in a business for 3 hours; so you drive by there and say what are they doing? Community Policing is a positive, it works great, you want to interact with the Community, I've done it. It shows they will still do Community Policing but they won't be in there a set amount of time. We're not making them go sit in a business like that. The thing about it now is I had a call that there was a couple standing in the Five Star and I had to remind them that in this day and time when you are by yourself they are doing sniping of police officers. Our first and foremost is protection to the Community and then also to our Police Department. So sometimes if you see 2 or 3 in there they have a certain beat they have to be on so they will be able to respond in a much quicker time. Gloria Taft made motion to accept those changes. Stacey Cline 2nd. Motion carried 6-0. City Clerk Richmond: The Civil Service Commission brought to me that we added job descriptions for Assistant Public Works Director, Assistant Wastewater Treatment Plant Superintendent and Assistant Collections Supervisor. Tom says that wording makes a new job description for new employees so by changing it to acting; that's not their job they do all the time they just do that when Scott, Tom or Chuck is not here. That's not a position that we have to have it's just in there because that's the way we thought it should be. Donna Burke made motion that we remove all three of those job descriptions because if it's not an actual position it doesn't need to be in there. Gloria Taft: If we don't have someone listed then we might have a family member directly supervising another family member and that's against nepotism. Bonnie Enlow: This is just how I look at it. We've got a head person in Sewer and a head person in Collections that all has to do with Sewer. We have one family member working there. No matter how you rework it and how you restructure it they are all still in the same Department. Just because the person is over you is not telling you what to do that day is not avoiding nepotism. The only solution I see for this is you move that laborer to another Department like Public Works and put someone from Public Works over to Sewer and that will solve the problem but you can't just keep changing management around to fit the situation. Those can be taken out because there is no such thing; anybody can be an acting anything as long as the boss says you need to be doing this. Donna Burke made motion to take out Acting Public Works, Acting WWTP Superintendent, Acting Collections. Stacey Cline 2nd. Motion carried 6-0. Lisa Carter: Are there anything else that's been changed in this pamphlet. Mayor Hockenbury: No. Lisa Carter: Well I find that to be not so true. As I sit here and I look at page 25 on what we went through we have been going through this for 10 weeks since we're taken Council. Mayor Curtis took office in September. This pay and scale classification was left over from the last Council. You said there were no changes in this; well there are changes. I'm going to read from papers that we went over this past Monday. In the Engineering Section. Mayor Hockenbury: Was there a change in engineering? City Clerk

Richmond: I took out civil. Lisa Carter: So, nobody knew that when everybody said there was no changes. City Clerk Richmond: I apologize I didn't remember it. Lisa Carter: I'm getting a little irritated that some people on this Council can get information and others cannot. I was told that this was changed last week; I was not told. I feel like some of us are being manipulated, maybe under minded, I want to work together as a Council and I want to work with the Mayor but I don't like not getting all the facts like some people in here get. I would like to read what we agreed upon as of last Monday and we spent a Friday night, 2-1/2 hours in this building going over this. On the Educational Requirements, it specifically says "A Bachelor's Degree from an accredited college and university with a major course work in civil engineering and a professional civil engineering license in the State of Kentucky." It further goes on to say "Consideration knowledge and principles and practices of civil engineering. As I look in the paper that I have tonight the civil part has been taken out. I was not notified I was told early on and I won't say who told me on the Council but I don't like; I just sit here and simply asked and I believe everyone in this room can witness the fact that they said there were no other changes. So, I make a motion that we leave civil engineering in this description on the Educational part of the engineer. Motion died for lack of second. Mayor Hockenbury: There has been a lot of changes on this; I was approached by a Council member that said when they read that they said we want to hire an engineer and there are many facets of an engineer. They said if you put the civil in there you are going to subtract a lot of candidates who are qualified with a licensed engineering degree. When they told me I thanked them and asked if any other Council member knew that. They said I don't know I'm just speaking for myself. I said to Tammy we might have to look at that so we'll talk to Walt. City Attorney Walt Sholar said remove that because as long as you have a licensed engineer then you can get a nuclear, electrical, civil, etc. because you would have a lot wider group to pick from as long as they are a licensed engineer. I don't want to define who to choose to work for this Government when you've got these 12,000 people out here too. If you put all these Educational Requirements in there and you want to look within your City you might be obstructing some of your people out here that is qualified to work for Shepherdsville who shop, play and live here in the City. I'd love to have people that lives in the City to work here. That's where the changes were brought to our attention as we went along. These other changes were today on the phone as we spoke with Walt at 5:00 this evening. You will have the authority to amend these Ordinances. Lisa Carter: I would like to put this in; we're looking at voting on an engineer this evening. We've only gotten one application because it wasn't posted in the paper. Mayor Hockenbury: It doesn't have to be posted in the paper because it's an appointment. Lisa Carter: Well I'm just saying ... Stacey Cline: A professional engineer would be any type of engineer, correct? Mayor Hockenbury: Yes, as long as they are State certified engineer licensed. Stacey Cline: That engineer, could he stamp a set of plans? Mayor Hockenbury: Yes ma'am. He asked Rob Campbell to the podium to address questions. Stacey Cline: I have a few questions about the engineer. Are you a licensed engineer? Rob Campbell: Yes ma'am. Stacey Cline: Civil? Rob Campbell: Yes ma'am. Stacey Cline: Can an agricultural engineer or PE engineer stamp a set of plans? Rob Campbell: There are a lot of things to consider there. First of all, you can sit for the civil engineering PE exam and you don't have to have a civil engineering Bachelor's. You can have an ABET accredited engineering degree. There are many people that have engineering licenses that did not get the Bachelor's in civil. What all variations the State Licensure Board will accept to sit for the civil engineering test I couldn't tell you that right off but I do know agriculture is one of them. I know that there are many civil engineers that are licensed civil engineers but they have a Bachelor's; maybe their degree was called a BS in Engineering Sciences. There are different accredited versions of it depending on which school you went to. Stacey Cline: I called an engineer and spoke with him and I was told that only a civil engineer can stamp a set of plans. Rob Campbell: I can't stamp plans that are HVAC oriented; I don't have that technical expertise. I need a mechanical engineer to stamp that and likewise I don't want him to stamp my site grading plan because he doesn't have that expertise. You have a whole variation of people; they can have a mechanical engineering license, an electrical engineering license, an industrial, nuclear, structural; there are gobs of different licenses you can have. It's beholding upon us as engineers to practice inside the boundary of what we are certified to practice. There is room for interpretation there but with regard to the agricultural because we're in Kentucky and there is a lot of agricultural engineering degrees required each year I would have to ask one of you UK grads how many they put out a year. Most of them practice as civil. I've worked with some other communities and worked with engineers that are City Engineer that are mechanical, electrical, they are not even civil, they are practicing in civil essentially they were hired I would just as an engineer be in favor of the general engineering term not to be decisive just to be general because it may turn out one day that the person is best suited once this engineer retires and another engineer comes in the next person may be a mechanical that you really want to hire because basically we as engineers essentially 2-1/2 years or so of our school is all the exact same; then there in another half of it that specializes in an area. Stacey Cline: That doesn't answer my question. My question is I was told by Toby Spalding that a civil engineer is the only engineer that can stamp a set of plans. Rob Campbell: Civil plans because I can't stamp mechanical. Stacey Cline: Roads? Sewer?

Infrastructure? Daryl Lee: It depends on what you all want. If you want an engineer that can stamp your plans you need to spell it out. If you're just going to say I want an engineer I can call myself an engineer and probably fall under the guidelines. What do you want? Do you want somebody that can review your building plans; the design work? Those are the questions. That's a yes or no to me. Rob Campbell: The reality of the situation with the City having been acting as City Engineer for several years now the functions that are going to take up most of the time are plan submittals, plan reviews—did the plans get designed by City standards, by proper engineering standards? Your role as a City isn't taking on liability of that designer. Liability with that designer is the designer's liability. You have to have the wherewithal to understand plans that are submitted and review those. You have circumstances that come up with Public Works, drainage reviews, different issues of that nature. They are all in the Civil realm. The reality is most likely you want a Civil Engineer. I think flexibility of the Council and the Mayor and the Community there is probably no problem saying just engineer. It certainly is most usually a Civil Engineer. I think the candidate you guys are looking at today is a licensed civil engineer. It's a non-issue for today's candidate but if you want to make it so that it has to be a BSCE there are some schools that don't even call it that and essentially it is a civil engineering curriculum but they don't call it a BSCE so I would stray away from calling a degree that but if you want to call the license that that's probably not too limiting but I do know in E-Town Scott Reynolds is a mechanical engineer but he's playing that role and doing a good job at it. Bonnie Enlow: The Civil Service Ordinance describes how promotions are to be done so we need to be aware when we are working with this and we do promotions that we read the Civil Service first. According to the Ordinance Civil Service must be notified ten days after any change of said job descriptions are adopted and/or approved by the City Council. I would like to see us be proactive and from now on when we do this or starting on it that we provide the Civil Service copies as we're working on it. They are more expert in Civil Service; they might catch things we're not so we need to communicate more with Civil Service. I think we have hit everything I sent out on my list so if we can get all this updated and back out to everybody we'll be closer to getting it passed. Mayor Hockenbury: Do you want to do the Summary reading now? Bonnie Enlow: I don't think it's necessary to do it because we're not ready to pass until all the changes are done and we can review it again then we can pass it. Mike Hibbard: I would suggest for clarity there is obviously changes that have done from one time to another in different sections. My request for clarity only would be that all the changes that are made in the final draft be highlighted, bold printed so when we come to that nothing else but those words or items that has been changed from the original version that was discussed at the special meeting. Mayor Hockenbury: We won't read this; she'll have it ready for the next meeting.

Mayor Hockenbury: Next on the Agenda is to approve hiring Arthur Jones as the City Engineer. I think we'll wait on this until we get the Ordinance passed. Since it's on the Agenda I'm going to explain why I am looking to hire him. The money that we spend for engineering services with Qk4, Rob and Steve helped me with this; they do a great job. They said for some of the problematic issues if you had an in house engineer the problematic issues cost basically \$187,000 a year that we're spending that an in-house engineer could do. If you're spending \$187,000 of taxpayer money and you can hire an engineer for \$74,900; the total package would be \$100,000-\$103,000. If you paid out \$100,000-\$103,000 the savings would be about \$84,000 a year. Over 5 years that's approximately \$400,000. It didn't take much for me to realize that is something that we can do to save taxpayer money. We need to be accountable. We need accountability in government, we're stewards of these people's money you need to do everything that you can to try to provide the services in the least amount of taxpayer cost. Everybody can agree with that. Donna Burke: Would the Council like the opportunity to ask the proposed candidate any questions? Mayor Hockenbury called Arthur to the podium. If you would state your name and tell us a little bit about yourself for the Council. Arthur Jones: Many of you may already know me; if you don't I'm Arthur Jones. I am a Professional Engineer, licensed in the State of Kentucky, license #29460 if you ever need to look that up on the Kentucky Board of Licensure. As far as any ambiguity I know that you guys have a copy of my resume so you see that I did graduate from UK which is an ABET accredited University in Kentucky. So, yes, as Rob pointed out a large majority of the beginning portions of an Ag Engineer or in my case Biosystems and Agricultural Engineering, 2-1/2 years of that, is the same classes as any other civil engineer would be taking and the last year to year and a half you start to get specialized. For me that was water resources; I took a lot of classes in wastewater treatment, water treatment, storm design, stream restoration, flood control, so I've got a lot of background as far as water is concerned. That's my passion. While I was in College I spent 3 years working nights, weekends and through the summer doing testing. I worked for Qore Property Sciences, we tested aggregates, concrete, inspected reinforcing steel, I did nuclear density gauge testing on fill material. Also, when it came to preparing roadways, doing the subbase and the VGA that gets put down before the asphalt fitness; pouring thereafter to make sure everything is safe then doing some troubleshooting once we go into construction. We would do destruction testing like boring a hole through a wall taking that sample and testing it afterwards to

make sure everything is okay. That's what I did in College to pay bills and keep things going. After College, I worked for Hazen and Sawyer for 5 years; that's a large water treatment, wastewater treatment firm, we did a lot of sanitary sewer pumps, lift station design, force main design & rehabilitation, pump selections as far as what sort of flow capacities you need for your system, modeling of the sanitary sewer system, beyond that a lot of program management, cost estimating for projects, and one of the largest things I did was put together for Lexington-Fayette County Government. We had over 84 projects. I took all of those and did cost estimates; put those into a 13-year plan that is currently being executed right now. We eliminated 108 SSOs which are sanitary sewer overflows, we added 13 different storage facilities for that with pump stations associated with each one, that was one of the largest projects I was involved in while I was there. I've had a lot of experience with surveying and overall City control, especially here in the City of Shepherdsville I have designed a short run sanitary sewer that is currently being installed as part of the 61 project. I did numerous recommendations as far as drainage projects here in the City over the last few years as well as helping them extensively with annexation of property into the City limits and did a great deal of work toward the modernization of the zoning map that we are currently still working on and that once we get this off our plates if you do approve me coming on board, that will be one of the projects that we will jump into full force. That's a little bit about me but if you have any questions please feel free to ask me. Gloria Taft: Would you explain your role in helping the City with the kick-off of Alpha Way please? Arthur Jones: Alpha Way, many of you may know about Alpha Way the roadway project; I was the person that put together the RFP for such. When we were getting ready to select an engineer to come in to do the design work for that RFP I put together that request for proposal. Then the City advertised; we did not get a lot of feedback from that and it was not well received, in such I decided we would re-advertise. We did have an option we could go with a bid that we had received but it looked more advantageous for us to re-advertise, go back out, get more interest; I took it upon myself, we called 120 engineering firms throughout the State to make sure that everyone was aware of the project. We re-advertised both locally and in Louisville to make sure we had good interest and that we were going to get good bids from everybody as far as an engineering contract of that scale. We thought that the timing of it would be attractive; and we were able to get that cost down about 50% from its original proposal cost to what it did cost the City. Mayor Hockenbury asked Steve Emly to explain what the problematic issues that a house engineer would solve or handle to save the City money. Steve Emly: We've been working with the City close to 15 years now so we have gone back through our records and broke down the summary of all the work we have done for the City in two categories. One being what we call programmatic systems; that's the type of work that is general related to plan review, review of new developments, things that we would consider the daily responsibilities of the City Engineer. We also broke out a component of that work that is really project specific. We have designed several projects specifically for the City; sewer replacement projects, treatment plant design, pump station design, most of the interceptors and sewers were built to alleviate some of the SSOs that the City had. Those project specific costs broke into a separate category. That's how we arrived at what we thought both average administrative programmatic costs that you are paying us on an annual basis.

Mayor Hockenbury: Next on the Agenda is discussion on the Rental Hall/Community Center. Bonnie, do you want to say something on this first? Bonnie Enlow: For all the Boy Scouts and leaders that are here tonight we have all been working very hard to find a solution to this. I want to apologize for all the worry. I was the one that made the motion to put Public Works in and I apologize we didn't have enough information. We were trying to follow the law; it didn't have anything to do with you; you didn't do anything wrong. KLC (Kentucky League of Cities) told us that we can't give away services, material or monetary, to non-profits because if we do it for one we must do it for everybody and that's not what we're here for and it's not being responsible with taxpayer money. They didn't ask us to start donating money they pay to other people. I realize you all put a lot of money into the building, the Mayor that made that contract with you with a handshake did not know about that law as did none of us. So we apologize for our ignorance of not knowing that. We have come up with a solution, part of it is because Public Works has graciously said they will stick in their building that is leaking with a bathroom that doesn't work, they are going to stay in there and we are going to fix the problems for them the best we can so they backed out so that you all can still be in the building. There are a couple other things we have to do with that in order to let you do that but you do not have to leave. Mayor Hockenbury asked Pastor Tom Elbert to speak. He's got a solution too that he wants to offer. He worked tirelessly on this. **Pastor Tom Elbert:** I was born and raised in Jefferson County/Bullitt County line Kentucky. Mom taught at North Bullitt; I was raised on the other side of the line and spent 6 years of my youth in the Boy Scouts of America, Troop 366 at St. Athanasius Church. I wound up going to the Order of the Arrow at that point then at 17 years of age I went off to College with a Navy Scholarship, Environmental Resources Engineering. They kicked me out of Vanderbilt with a piece of paper and the Navy sent me to a little bit of pilot training; I pulled the ripcord on that and exited; would up doing 30 years Air

Force Chaplain Corp; 3 combat zones; came back home to Bullitt County to pastor a little church called Divine Savior Lutheran Church on North Buckman just north of the Post Office. Over the course of 30 years Air Force Chaplaincy the Lord blessed my wife and I with 3 sons, all of them are Eagle Scouts. I myself an Order of the Arrow Vigil Member, was Executive Council for Boy Scouts of America when I was stationed in Japan so there is about 18 years of active involvement in terms of investment in our future; the future of our young men, and of our families, community and of our nation. So for us that's exactly what it is. It's an investment in our future. It is essential that every boy, every man, every young man know that it is important to be trustworthy, loyal, ... We do that on our honor without any mental reservation or purpose of evasion as I've already supported and still defend the Constitution. So, I Pastor a little church; it's a building and that building if it doesn't look like it's going to work out in the Community Centre; we do have a place, I've already met with the church council for Divine Savior Lutheran and we would be tickled pink to have Boy Scouts in our facility if that is a need and your desire. It's just another proposal that we would have. The Boy Scouts have stuff; you have to store stuff. We would probably have to put up a little shed back there, we'll come up with a shed; some kind of arrangement for the stuff. There is really not a lot of room in the Church itself to store stuff but we can make it happen over time. It's all about partnership and looking for solutions. Mayor Hockenbury: Do you want to talk about the three leases that are available for the Rental Hall/Community Center, this room and the gym? When we found out we couldn't just give City services away we had our City Attorney Walt Sholar write 3 lease agreements. It's a lease agreement for 501c3 tenant and waiver of liability; a lease agreement and waiver of liability for Shepherdsville resident; and a lease agreement and waiver of liability for non-Shepherdsville resident. What we will have to do is come up with a fee so if you want to use the Rental Hall this contract will be good for one year and the City can void; there is also a fee you pay. There are stipulations in the lease that you have to have insurance for the storage. This was we won't be giving away City services for nothing. It's a waiver of liability too. That's what we'll probably need to vote on. Bonnie Enlow: We have some fees that we've talked about. For 501c3 organizations it's \$50 a month. Lisa Carter: Is there going to be a number of days they will be allowed to use it? If we set it at \$50 a month ... Bonnie Enlow: We need to set that up and put it in the contract. You all have used two days a week. Mayor Hockenbury: If you want to speak raise your hand instead of blurting out if you would. **James Poyner**: We use the Community Center twice a week; we do have some Saturdays penciled in. I think the Boy Scouts traditionally try to pick nights being you are working off the generosity of whoever. Tuesday and Thursday is probably the least used nights at the Center. We have a few weekends but not many; one is for our plant sales over Derby; We do a canned food drive for two weeks in November; we normally use the first Saturday in August for our planning meeting but we could go someplace else. I don't want you to feel like we are being not good stewards of your generosity. I'm willing to change dates. I would like to keep Tuesdays and Thursdays. Bonnie Enlow: That is something that is spelled out in the lease so that we will definitely have those two days scheduled. Gloria Taft: Don't we have to treat all 501c3 organizations the same? Bonnie Enlow: We are charging them the same we're just going to schedule what they have always scheduled. They will get the same amount of time they've always got. Gloria Taft: I'm just saying if we say \$50 a month and the 501c3s get up to two days a week then ... Donna Burke: They have to work with Margaret or whomever to actually bringing in the schedule. Bonnie Enlow: This isn't about being fair about how many days this is being fair about charging them all the same; there are different needs, Room In The Inn is going to want 5 days a week, 3 hours each day in the morning. It gets in to too much of every one of these would have to be written totally different and I don't want to do that. I don't want to make it difficult for them, or us. If it's open and the schedule is open and we're going to schedule them for those two days always then everybody else will have to schedule around them. They were there first so everybody else has to work around them. Mayor Hockenbury called Mr. Poyner to the bench to get a copy of the lease agreement. Mike Hibbard: Mayor, possibly that whole rate structure that we are discussing now will be from a policy, not an Ordinance, a policy. Bonnie Enlow: We're going to set it altogether in a little bit because we still have to go over the other two. Mike Hibbard: So is that like an Executive Order that has to be written. Mayor Hockenbury: No, the Council can do it. According to Council duties you set the fee. Bonnie Enlow: We've got in the lease a clause about renter's insurance because you do have a lot contents and if something were to happen ... Mr. Poyner: We've always accepted that. If it does burn it does burn. The Boy Scouts of America have liability insurance. Bonnie Enlow: If they don't want to carry renter's insurance we need a waiver signed by then that they won't hold the City liable for their personal property. **Vicki Graven**, President of the Shepherdsville Stompers. I thought we were a 501c3 and we are not. Donna Burke: Are you members of the Arts Council? Ms. Graven: Yes. Donna Burke: You will be able to use that. You will also be covered under the insurance. Mayor Hockenbury: The same thing will go for you if you want to give your days and hours and bring the insurance in. Donna Burke: I will complete all the paperwork. Jeff Hagerman: Can we continue this calendar year with what we've already set up and had approved then address things for the future. Lisa Carter: It was never delete from the calendar. Bonnie Enlow: Everything is like it was before the only difference is you are not responsible for maintenance anymore;

that's our responsibility, you're just going to be paying the \$50 a month rent. Lisa Carter: I'd also like to add I want everybody to know that when anybody rents the Rental Hall they are renting the Hall with the tables the Boy Scouts own. With that being said I thought we should give them a little kickback where they shouldn't have to pay. That is just my personal opinion. **Mr. Hagerman**: We've provided the tables for years and we're okay with that. As long as too many more don't walk away. We did an inventory and we're doing about 33% of them. A few of those were broken but some of them I think have been borrowed and not returned. But what we have we are glad to provide for the Community. Gloria Taft: I think it should be the City's responsibility when tables are needed for the Rental Hall/Community Center the City purchases those from now on. Lisa Carter: There's no money in the budget. Carl Rogers: Thank you for your generosity and support on behalf of Room In The Inn. We need a staging area in the morning like that so critically from those time frames and we would be happy to incur the cleanliness of the facility on a daily basis as an opportunity to give back to the Community. We could do that. I don't know if you plan to hire a person to do that or not but we would be happy to do that. We're right at 7,000 night of safe dry shelter all across the County without any problem of cleanliness and things like that so we're good at it and if that would be some help with the City budget we'd be happy to provide that service to the Community Center. Mayor Hockenbury: Would you be willing to enter to that lease agreement with us for \$50 a month? Mr. Rogers: Sure. That's great. What a deal. Mayor Hockenbury: I'm saying \$50 right now but they haven't voted. Mr. Rogers: I'd like to enter into an agreement and if we can provide the follow up cleanliness service to make sure every day it's left nice and clean I'd be happy to do that. Stacey Cline: What are the times of day you need? Mr. Rogers: About 6:00-9:30 a.m. Monday thru Friday. **Faith Portman**: I'm with the HOPE program and we use this building once a month on the third Tuesday of every month. I'm going to have to check in to it because I'm not sure as a non-profit we can pay for the facility for one meeting a month. We really don't have the funds to be totally honest with you. We have around \$1000 in our account. We run on donations. That's okay, my question is when will this start because I have it booked for the year and I have a meeting this month here. **Scott Kidd**: I'm with the Cub Scouts. Just wanted to ask that a motion be set for the \$50 because otherwise this could be another handshake deal and I would like to hear it before the end of the night. We ran into this before obviously and now we would like to resolve that. I just want to follow up on your procedure and make sure it's actually contractual set in stone that this is what we will pay. We use the Community Center. We would like to thank you guys for letting us use it and letting us stay in it. We try our best to keep it clean. We do a really good job. I give my time along with Mr. Poyner and several others. I deal with the Cub Scouts and I'd like to just say thank you. As far as it goes with your public service facilities for your Public Works they have portable restrooms that can be brought out temporarily for use if their restrooms are that bad and the expense is not that much. **Carol Lee**: I would just like to know; the GOP meets here once a month; are they going to have to pay the \$50 and sign a lease? Mayor Hockenbury: Let me get this straight; the walkers can still come in and walk at no charge. But if anybody uses the gym and this room they have to pay the \$50. **Gary Board**: Is this contract that is going to possibly be signed by various 501c3 organizations subject to change with new leadership and City Council? Yes. Mr. Board: They could take all this back away from the Scouts or anybody else. Bonnie Enlow: We can't bind future Councils. Bonnie Enlow: For Shepherdsville residents to rent the Community Center and they will have to provide a driver's license and a utility bill showing that they actually are residents of Shepherdsville; their fee will be \$50 Monday thru Thursday and Friday thru Sunday \$75.00 For Non-Residents the fee will be \$125 no matter what day it is. If they are in the County or some other County they are going to pay \$125 per use. Deposits required for residents and non-residents is \$75 for the key and once we have had somebody inspect it to make sure that it is clean; if it is not clean they are not going to get all their deposit back. Mayor Hockenbury: They will approach the window and talk to the clerk, Margaret, then they will have a lease agreement/waiver for Shepherdsville residents to fill out and if you live outside the City limits you will fill out the one for non-residents. **Daryl Lee**: I've been sitting back here thinking and this all got mushroomed out it seems like over the poor Boy Scouts getting kicked out. Then I listen to your lease agreement and I was under the impression that you were talking about the hall where they met. Then I hear that; this building, this room it belongs to us. It doesn't belong to you all, it belongs to the citizens of Shepherdsville; and there are some groups like HOPE and other organizations that maybe they only meet one time a month and I think that you need to rethink some of that about using this building here because I don't know that you have ever had any problems to my knowledge. You're allowing the walkers to come in and that's a great thing, I guess you're still allowing the basketball people to come in and somewhere it's not all about the money. It's gotten now where you all are being labeled as the money people that you're wanting to take away. That's just my opinion. I've lived here all my life and when you get something built and there are organizations that only meets one time a month I think you need to rethink when you start charging especially in here. Bonnie Enlow: We wholeheartedly agree with you. We don't want to charge. The Kentucky League of Cities says we are violating the law. They said we can't give you the room to use, we can't hand you money, we can't allow you to use one of our chainsaws because the taxpayers didn't pay

for us to give their use of services, the use of something or their money away. Those told us we can't do that. We went to a class and the first subject was public spending. We were all sitting there with our mouths open thinking we've been breaking the law. Unfortunately, we are forced into the position that we have to charge. **Daryl Lee:** I don't know that you have to charge \$50 for a group like HOPE or somebody that meets one time a month. **Bonnie Enlow:** League of Cities says we have to charge; we get to pick the amount so what we're doing is \$50 a month for the Boy Scouts and they are going to meet at least 8 times a month and some Saturdays. Then you've got Room In The Inn is going to need 5 days a week and we're still charging the exact same price but they are using it more than the Boy Scouts are. We have to set one price and that's what it is for everybody. When it comes to City money we don't get a choice. **Carol Lee:** So the basketball teams are going to have to pay? **Bonnie Enlow:** They are. **Gary Board:** It doesn't seem fair to me that somebody that uses the building maybe for one hour that they pay \$50 a month and somebody that uses it say 100 hours a month pays \$50, Wouldn't it be more fair to say so much an hour up to a maximum. **Stacey Cline:** We're trying to do what's best. **Gary Board:** What's going to happen to these folks that maybe cannot pay to use it that has been using it; like the basketball players or whatever if they can't afford it then you're going to have some residents mad at you all. I understand what you're saying but that looks bad on the City. **Stacey Cline:** It's really hard. Imagine us, this came up, we go to a meeting we were like "oh my gosh". I understand what you are saying and it makes all the sense in the world. **Gary Board:** Do we know how other City Councils are doing it in Bullitt County? **Mayor Hockenbury:** Hillview charges so much an hour for their Cub Scouts. **Scott Kidd:** Mr. Mayor these a simple solution to this charge a weekly rate at the rate of \$10 a week. You're still close to \$50 or \$12.50 a week. You have the contract changed, they get to meet, they pay \$12.50, we pay the \$50 it's fair across the board no matter how many people use it; it's still the same and solves this problem easily. **Kevin Mooney:** I've got a question regarding the rentals. I've been sitting here and I don't use these facilities very much so I'm kind of a neutral bystander on this but this particular room and venue here and the gymnasium; right now, I think I hear you all saying \$50 but why don't you think about it from a different structure in that okay fine you've got to charge something. Did they say you couldn't get by with charging \$1 per use? Think about going to some sort of step structure in the way you set it up that if an organization wants to use this and you all deem that all the organizations like HOPE that want to come in here and just need a place for people to sit down and have a meeting you charge them \$1 but if they are going to use long term and set up over in the Community Center then the agreement that I'm hearing you all talk about sounds completely agreeable and doable. But for the short-term users I think there needs to be some sort of a lower level to be able to gain access to this because this is supposed to be a community venue for us to be able to get to and that's what I'll ask. If you own 2 or 3 different structures and you're renting a house to people you don't charge a flat rate for a 4 bedroom versus a 2 because you own them all. You adjust and work with your user groups. **Pastor Tom Elbert:** Mr. Mayor, I owe my life to fire dogs. Firefighters who pulled myself, my wife and my 4 children out of a car before it burst into flames in 1998. They grabbed and they went. They are paid for public servants by taxpayer dollars. Every one of us pays into that investment and they are one of the most trusted investments that this nation ever makes. They are priceless in my mind. So, when they saved me and my wife and family I owe them my thanks and I owe them my life in a sense, but they didn't send me a bill. They didn't send me a \$1 bill or a \$12.50 bill. I didn't have to pay \$50 for it because it was a public service that we pay for by tax dollars. So, what is it that compels me legally now to pay over and above my tax dollars for the use of a Community Center? **Brad Armstrong:** Is there going to be any scheduling problems with maybe more non-profits coming in; if there is 4 or 5 more people came in and wanted to schedule is that going to be a problem with scheduling certain days? **Mayor Hockenbury:** That will all be handled by Margaret; she has a calendar. **Bonnie Enlow:** Scouts have first dibs. **James Poyner:** Margaret has called us before and asked if we could stand down one night to let someone else use it we've done it. We've also told her that if they can get out by 6:00 that's great on Tuesday or Thursday. **Gloria Taft:** We can't discriminate one over another as far as the 501c3 entity. First come first serve. **Mayor Hockenbury:** I don't know if I ever told people the story about this. I went over to Public Works when it was raining and the roof was leaking inside and they have 7 or 8 people to use one bathroom. It's a working bathroom, there is nothing wrong with it there is only one commode in there. In the morning if they are old and elderly they drink their coffee they have to go to the bathroom so they lock the door. So the other 6 or 7 has to go find a bathroom some restaurant in Shepherdsville. I said that doesn't happen in 2017. So one of the Public Works people said we own that building over there. I asked what building. I've lived here 28 years. I asked what building; they said Community Center. I asked what do we do with it. He said they rent it out. So as soon as he said they rent it out I said these 12,000 people are going to be upset with me because I'm going to try to give that to Public Works because we're going to lose all that rental income. They said I don't think you're making any money on that Mr. Mayor. So I came over to Margaret and asked how much money we are losing or how much we are making on that. We were looking to build a Public Works building in the First Street Park. Then I thought they are going to build a building. My house is 1400 square foot is \$300,000

so I thought what am I going to say to those 12,000 people that live in Shepherdsville who vote and pay taxes for County and City and I'm thought how can I get it by them to spend maybe \$500,000 to \$1 million for another building. Why would you build another building when you have one? You need to be a good steward of taxpayer's money. This isn't the good ole boy stuff no more. You can't step on people's feelings but then why would you spend that much money when you own a building. I said if I have two sheds in my yard and my neighbor is using one and I went to the Flea Market and acquired some more property I'm going to tell them hey I need my shed I'm not going to buy another one cause it's not my money. What happened is when I looked in to it; I went above and beyond and I got contacted by some people that said you're doing the right thing Mayor. I told them this story; told them we've lost \$6400 in the first four months of taxpayer money from the Community Center. Then they said it's not a Community Center it doesn't have a fugeball, basketball, pool table; it's a rental hall. I said I need to be responsible for your money. I don't want to build another building; I was a Cub Scout and they in turn told me don't build another building if you have one. That's what the Community said. In turn when we set this lease up and the money I didn't want them to turn on me now and say you said we were losing money now we going to lose money. I figured there was in January there was 13 days no charge and 4 days paid; February there were 15 days no charge and 7 days paid; March 18 days no charge and 5 days paid; April scheduled this month 16 days no charge and 6 days paid. I totaled them up and divided them by that loss of \$6428 and it would be about \$70. You're almost solving that too when you set that \$50 which they came up with. Our plan is to do something else for Public Works. We can't talk about that but we've looked into the future for that reason. Lisa Carter: The Old City Hall building; what do we use that building for? Mayor Hockenbury: It's another station fire house. Lisa Carter: Public Works can't use that facility for their restrooms as well? There is a restroom and kitchen in there correct? Mayor Hockenbury: They go to the Community Center to use the bathroom. **Denise Arnold:** Are the employees still going to get to use it for free? Lisa Carter: No. They have to pay as well. **James Poyner:** You know we have to come over here twice a week to get a key. We've been doing it now for 2-1/2 years. What I'm asking is if we enter into the rental agreement can we have a key to keep? Mayor Hockenbury: They key is a do not duplicate key. Bonnie Enlow: I have no problem with the Boy Scouts having a key. Lisa Carter: No one should have a key unless they are using the premises for whatever hours. They shouldn't have a key until they are going in. Mr. Poyner: If we were only renting it one day a month it would be different but it's twice a week sometimes three times a week. Gloria Taft: You can't discriminate one over another. **Scott Fleming:** You really need to defer that question to Walt. Mayor Hockenbury: We'll ask our City Attorney about that. **Scott Kidd:** Mr. Mayor there is another simple solution to this. In real estate they do it all the time on rental houses and things of that nature. Install a lock box with a dial on it and the key inside. Kevin Mooney: Quickset and Schlage both make a digital lock set now. You all can program them, they can be tied in to the internet system here in the office. You can program it for what time the Scouts, HOPE, etc. They have a numerical code and you can also set the timeline. Tuesday and Thursday 6:00-9:00; this is their window where their code works. At 9:01 it won't work and 5:59 it will not work. It's called ZWay. The blue boxes once everybody figures out the code anybody can get in. Gloria Taft: Could we do a different price for this room; say anybody that wants to use this room. The Community Centre is truly a rental hall and people rent it for blocks of time 4-6 hours and people that usually use this facility here use it for an 1-1/2 to have a meeting. Could we set this room at a different price structure? Donna Burke: For everybody regardless of if they are non-profit or whatever? Gloria Taft: That's open for discussion but at the Community Center you can have punch and cake whatever; here you cannot. You are strictly limited. We've got a lot of smaller groups that want it for an hour. Stacey Cline: I like the \$12.50 price. This is not a money thing this is something that we've been advised to do. I would like to go back and talk to our City Attorney before I vote on anything. Bonnie Enlow: What we were talking about up here was the Boy Scouts are going to have it for \$50 a month; that breaks down to \$12.50 a week. What we can do for people that just use it one time a month it will be \$12.50. **Daryl Lee:** For the sake of time we would appreciate it if you would take this back to your City Attorney and ask him about the concerns that the people have using this versus the concerns there and the kids that play basketball. My thing, the walkers, you all said they can come and walk, if somebody decides that's a group that's walking are you in violation again? This is still the people's building here. The Community Center may fall under a different category. I'd appreciate it if you would just take it under advisement. Stacey Cline: Not only that but we need to talk with KLC and get their advice too. I'm sure we're not the only City this has happened too. Mike Hibbard: I'd just like to say that I hope you all see just how easy it is to please everybody. Everybody has a slightly different agenda, different feelings, different everything. I also checked with three of our neighboring cities to see how they handled their community centers. Some of them I found out have the very same problem as we had prior to being informed that what we were doing was illegal. Some of them are choosing to continue on that path. And they will continue until one citizen one taxpayer makes it an issue then they will have to deal with it as we have. I also appreciate all the different suggestions of how to handle it; a lot of good suggestions that should be considered. I also spoke to one member of a City that

said they don't charge for theirs at all to anybody in Bullitt County between certain hours and it was not until further in that conversation that they made a slight bit of information known that I questioned and that was their building was built with grant money and part of that grant stipulated that's what they had to do. It wasn't taxpayer dollars that did it and that is the difference. The parts of their City that they have totally taxpayer funded facilities they treat differently. If our Community Center or this building had been built with a grant we would be looking maybe at something entirely different but we can't. That's information but not everybody gets; those are the things that once you find out as legislative body and Mayor of this City you have to deal with it. I appreciate everybody's input. I think we gained a lot of knowledge and I'm sure we'll be considering all of it.

Gloria Taft made motion to Adjourn. Lisa Carter 2nd. Motion carried 6-0. Meeting adjourned at 7:53 p.m.

Curtis Hockenbury, Mayor

Tammy Richmond, City Clerk