

**CITY OF SHEPHERDSVILLE  
CITY COUNCIL REGULAR MEETING MINUTES  
MONDAY, August 28, 2017**

Pastor Tom Elbert, Divine Savior Lutheran Church gave 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 6:30 p.m.

Mayor Hockenbury asked Jim and Lois Reading to come to the front of the room. He stated he wanted to recognize these two people for their service to the Community. He asked Community Planning and Development Director Faith Portman up as well. Faith presented Jim and Lois with a *Certificate of Appreciation*. She stated on behalf of herself, the Mayor and Council she wanted to show her appreciation for all they do for her and the City of Shepherdsville. Mayor Hockenbury presented Jim and Lois with a Key To The City and thanked them very much.

Mayor Hockenbury asked for a motion to dispense with reading of the minutes from the 8/14/2017 Regular Meeting. Donna Burke made motion. Stacey Cline 2<sup>nd</sup>. Motion carried 6-0.

Mayor Hockenbury asked for a motion to approve the minutes as written from the 8/14/2017 Regular Meeting. Donna Burke made motion. Gloria Taft 2<sup>nd</sup>. Motion carried 6-0.

Mayor Hockenbury asked for a motion to dispense with reading of the minutes from the 8/23/2017 Special Meeting. Donna Burke made motion. Lisa Carter 2<sup>nd</sup>. Motion carried 6-0.

Mayor Hockenbury asked for a motion to approve the minutes as written from the 8/23/2017 Special Meeting. Gloria Taft made motion. Donna Burke 2<sup>nd</sup>. Motion carried 6-0.

**Old Business**

City Attorney Sholar had second reading of Ordinance 017-239 amending the City of Shepherdsville, Bullitt County, Kentucky, annual budget for Fiscal Year July 1, 2016 through June 30, 2017 by estimating revenues and resources and appropriating funds for the operation of City Government. There was no motion or 2nd to approve/deny.

City Attorney Sholar had second reading of Ordinance 017-240 amending the City of Shepherdsville, Bullitt County, Kentucky, annual budget for Fiscal Year July 1, 2016 through June 30, 2017 by estimating revenues and resources and appropriating funds for the operation the Sewer Department. There was no motion or 2nd to approve/deny.

**New Business:**

Joyce Fisher and Michael Dunn representing the Ohio Valley Native American Veteran Warrior Society; we have put the Pow Wow on in Shepherdsville for the last 3 years. There was a little problem this year so I'd like to get that straightened out. Mr. Dunn: We have our Pow Won the second week of June and would like to thank everybody for supporting us for the last few years in the Park. The hospitality down here is tremendous. We're trying to get it established as a yearly event and to do that we need an established date that each year it can be held at the same date. We have vendors from Mississippi, Florida, Chicago and their schedule makes it imperative they schedule ahead of time so they can secure this route ahead of time as well as being able to gain support for our drums and head dancers and such so they can schedule that. This year two days before the Pow Wow Margaret called me asking me if we charged admission and I said yes ma'am we do. It's \$5.00; \$3.00 for seniors; under 12 free and she said we can't charge. I would like to

know what happened and why at that time? City Attorney Sholar: It's my legal opinion that if the City is allowing someone to use City property free of charge the people that are allowed to use the City property free of charge cannot charge people to come on to City property. If someone wants to take a walk at City Park and the City has said no you can't take a walk in the City Park this weekend because we're letting this other group use it just because they want to use it and you had to pay them money to use that City property. Mrs. Fisher: We don't take up the whole park; we take a section of it, people are always coming in. City Attorney Sholar: What if somebody wants to take a walk in that section of City Park; it's not being rented it's being used free of charge by a group and it is not appropriate for that group that is using City property free of charge to be able to charge other people for using City property. Mrs. Fisher: The Red Crow Council had their Pow Wow there the first of June every year; they never paid anything and they charged. That dispersed and we came, what's the difference between that Council and our Council. City Attorney Sholar: From my stand point the difference is nobody ever asked me my legal opinion previously. I was asked to come on board as City Attorney in Shepherdsville in October 2016; had somebody asked me previously about whether it's okay to allow private citizens to use City property and charge other people to use that City property I would have told them then; whether it was 20, years, 5 years or six months ago that's not appropriate. You might say they charge to go on the Great Lawn in Louisville and when they do that it's because the City of Louisville has entered into an agreement with a vendor to rent it and they have the authority then by an agreement with the City to charge people to come in. Bonnie Enlow: Can we not do the same with them as we've done with the Boy Scouts at the Community Center and give them the same daily rate that we have for the different 501(c) that don't use in constantly? There is an application you fill out, it will cost you \$12.50. Bring your 501(c) papers to Margaret then you can pre-book it then and have everything taken care of. Then you can charge your \$5.00. The law says we can't give away taxpayer money or property and that's where it came up and why that happened.

Approve festival event to be held September 16<sup>th</sup> by the Boy Scouts on Frank E. Simon. Stacey Cline made motion to approve. Bonnie Enlow 2<sup>nd</sup>. Motion carried 6-0.

City Attorney Sholar read Resolution 017-21 Resolution of Adoption of the KIPDA Regional Hazard Mitigation Plan. Bonnie Enlow made motion to approve after adding Resolution number and the 25<sup>th</sup> to the 28<sup>th</sup>. Stacey Cline 2<sup>nd</sup>. Motion carried 6-0.

City Attorney Sholar read Resolution 017-22 supporting CERS separation from the Kentucky Retirement Systems. Donna Burke made motion to approve. Stacey Cline 2<sup>nd</sup>. Motion carried 6-0.

City Attorney Sholar read Resolution 017-23 designating September as "*City Government Month*". Bonnie Enlow made motion to approve with correction of 25<sup>th</sup> to 28<sup>th</sup>. Donna Burke 2<sup>nd</sup>. Motion carried 6-0.

City Attorney Sholar had first reading of Ordinance 017-241 rezoning 6.882 acres, more or less of property located at Lot 6A-2 Conestoga Parkway owned by Jemsite Development from B-2 to IL Light Industrial. Second reading and public comment will be 9/11.

City Attorney Sholar had first reading of Ordinance 017-242 amending ordinance 017-238 awarding exclusive franchise for the collection and disposal of garbage in Shepherdsville. Gloria Taft: The State of Kentucky doesn't always recognize email as a notice in writing; do we need to specify in our Ordinance that the City Code Enforcement Officer would accept emails? City Attorney Sholar: If you want it to be the law that they can notify you by email then yes you should. All agreed to add email in for second reading. John Bradley: Am I under the assumption that once they are in default of their garbage bill we automatically cite them or do we give them the grace period we give the other code enforcement penalties? City Attorney Sholar: I don't think you want to automatically do anything. If someone is in violation of a City ordinance you want to make the determination that they are in violation for it and then cite them if they are in violation of the City ordinance; for instance, somebody decides they are going to carry their garbage off and they don't have any refuse; so, they are not in any violation. My recollection of what few ordinances I've seen regarding the City's refuse, garbage, rubbish ordinance says that if you have an accumulation of rubbish

you are not compliant; not if you quit making your garbage bill you are in violation. My thinking would be that when you took that to the Code Enforcement Board or file an action with the County Attorney's office, the County Attorney would require that you have proof that they had an accumulation of rubbish not merely that they had not paid some third party. That's not the offense; it's the accumulation of the rubbish. Mike Hibbard: Since it has been determined we are going to have another six-month extension, how will this affect them when it goes into effect. City Attorney Sholar: This Ordinance is Amending an ordinance that is going to affect the new Franchise that is to be awarded. It's not affecting the current Franchise. You can do that but you are not doing it with this Ordinance. Bonnie Enlow: So, this is going to be for the new; can we legally allow Eco-Tech now not to pick up or do we have to go back and change something else. City Attorney Sholar: My recollection from that last meeting was that there was significant discussion that night about what the Ordinance says and whether they can refuse to pick it up or whether they can't. It's that old Ordinance that is requiring them to pick up all. This Amendment is not amending that old Ordinance that says all. It's amending the Ordinance that we're talking about awarding a new Franchise. Donna Burke: What about Section 11 that says anything in conflict is repealed ... City Attorney Sholar: It's not conflicting with any old Ordinance because that Ordinance is about the awarding of a new Franchise. If you want to change the Ordinance concerning what Eco-Tech is currently operating under then you need to amend that Ordinance.

**Daryl Lee, Planning & Zoning Appointee:** No Report

**Duane Price, Board of Adjustments Appointee:** No Report. Next meeting is the 14<sup>th</sup>.

**Sign in Speakers:**

**Steve Larimore, 185 Michelle Drive:** Back again about the roads. Still have no matrix. The Mayor will get with Arthur tomorrow and check on status.

**Dennis Mitchell:** We want to build an aquatic center in the County here in the City. This Wednesday we are going to have our final report on it. Will report back further and keep you up to date.

**Carol Lee, 141 Cherokee Court:** I don't know if there is anything you all can really do but I've been noticing all these Yard Sale signs that are not taken down right after the yard sale. Is there anything you can do to make people take them down? Mayor Hockenbury: Public Works has a common role to take up signs that are in the easement. Carol Lee: The ones on telephone poles. John Bradley: From the sidewalk to the street it's considered the right of way. From the sidewalk to the property it it's a commercial building that's considered their property. If it's on the building side of the sidewalk it's legal. The telephone pole is an easement. Mayor Hockenbury: John on your tour of duty if you don't mine would you check and see if it looks like it's past the date and take the signs down.

**Code Enforcement Officer John Bradley:** We're currently working on a FEMA grant to fund one of our projects and I had another come in Friday on Litter Abatement. It's not a lot but it will take some of the burden off to help pay for garbage bags and things like that.

**Community Planning & Development Director Faith Portman:** I just wanted to thank everybody that came out to the first Farmers Market. We have another one on September 9<sup>th</sup>; they are every Second and Fourth Saturday of every month from 8:00-12:00 at First Street Park I also have a Craft Fair is set for November 4<sup>th</sup>; at last check, we had 11 vendors. And I want to thank you all for allowing me to serve the Community.

**Bonnie Enlow:** John, I know you've been working on the Code Enforcement Ordinance. Do you know how far you are from getting that done? John Bradley: I'll have it done before the next season starts. I wrote 40 cases this month alone; plus working on two grants. Onto our finances I want to make it know I'm not against the Police Department. I support our Police Officers 110%; same for Fire Department. But, and this has nothing to do with any of the officers. We recently purchased 3 brand new Ford Explorers, it cost us \$92,394.25. I'm not against them getting them that's not the point I know they need them especially with our

new drug dogs which we approved for them to buy; but I have a problem with how it was bought. I went back through my stacks of papers and drew out all the consolidated reports and police reports on their monthly spending; I also pulled the budget from 2016-2017 that was done by the last Council, line item 7650 is called "Other Purchased Assets". The Police Department had nothing in that line item at all. They didn't budget to purchase anything in there. Consolidated had a budget of \$270,334. Consolidated is everybody altogether. That was in December; in January, they changed it to \$287,000 for the budget. After that they kept spending and in June of last year's budget there was the purchase of three police cars. We are over budget for last year by \$65,008.22 for that one-line item and all the sudden in June line item for the Police they have \$92,394.25 to spend and it was spent. How do we manage the money when the money is getting moved from one category to another and we keep getting reminded that we are over legislative and money but we were left out of the loop; none of us were informed, none of us knew these were being purchased until after they were purchased. Again, who's money did this come from? Did another department end up paying for the police cars and the other department didn't get their money for something they wanted? We've got a building that needs to be fixed for Public Works and we don't have the money for that. They need a bathroom; we can't pay for that but we can buy 3 cars. I feel this is may be possibly illegal what we did. I'm not against these guys having these cars, they need them but if this is going on behind the scenes what else is going on? None of these numbers that I have from year end numbers and carryovers, none of this stuff adds up. The reason the Council did not vote on this budget to amend it is because it says we have \$1.8 million in carryover for the new budget. We don't have \$1.8 million. It's not there so how can we say it carried over? I can balance five checkbooks at one time and tell you exactly how much money I have at any given time. All we get fed is stacks and stacks of paper and when we go through them and read them, and every one of us reads these numbers, they don't add up. They don't make sense. I don't get it. This is unacceptable. Now we have to figure out where did this money come from and who did we take it away from. Public Works and Fire Department have both been screwed out of thousands and thousands of dollars already so who else got it? That's what I'm about today these numbers; they are all not making no sense and I'm not going to put up with it and we have one person to look at who is responsible for signing these checks and ask what happened. **Lisa Carter:** I would like to add that we get all these papers; but I'm not complaining I don't mind going through them but we get all these papers to go through on Friday night. We spent our weekends, two days, going through getting ready for the meeting which is a little unacceptable when it is last month's reports. **Stacey Cline:** When they are dated August 2<sup>nd</sup> and we just get them on Friday night. **Lisa Carter:** We are going to look at them we've got six people up here and we are going to look at them because we are here for the citizens of Shepherdsville. I go through and highlight everything that I'm going to ask about at tonight's meeting. **Bonnie Enlow:** I think the biggest question is, and I don't mean to put you on the spot Walt, but this is wrong that this money was spent without our approval and without our approval to move it from one line item to another. City Attorney Sholar: If Shepherdsville has a line item budget that was approved and somebody has changed money as in taking one line item and put to another line item and that somebody is a group other than the City Council that is inappropriate. **Donna Burke:** That wasn't a line item budget. It was still a budget amount for those accounts per department. **Mayor Curtis Hockenbury:** The 16-17 budget wasn't a line item budget. **Gloria Taft:** 16-17 budget last year was a pot of money in each department. The problem is they didn't go over their large budget number the problem is the revenue did not come in to support the spending. The budget numbers were never reduced to line up with the actual income so they spent more than came in and according the KRS 91A no budget may provide for expenditures in excess of revenue in any one fiscal year. The City just spent more than it brought in. And according to KRS that's illegal and that's why we had to go back and amend the budget. I'm one of the people that called KLC two weeks ago and had a long lengthy conversation with them because I'm not an attorney so when I see spending more than what was brought in I know we have a problem. I met with Bob and the Mayor today for 2-1/2 hours and we didn't get into last year's budget yet we were still dealing with things that are happening in the 17-18 budget that need to be addressed. Mayor Hockenbury: Bonnie we're still with you. **Bonnie Enlow:** I want answers to what I brought up. What are we going to do about this? We have to fix this because right now we're standing in some very deep water, we're in the red on the money and we're still spending money. We have no clue where we are actually at with money right now. None of these numbers that we have been provided makes sense or add up. The best that we can say is we don't have any money. This is what happened to us when Scott Ellis became Mayor and the first day we found out we were broke and I see us following that same trail again.

We're going to get broke and guess what happens? The taxes go up because we're going broke. It's got to stop. **Stacey Cline:** Then we're failing as City Council members and that's what we want to stop. The six of us are trying to get that stopped. I hope you all know that. **Bonnie Enlow:** But we're hitting brick walls guys. We are very frustrated; we keep running in to brick walls, we get roundabout answers, and I'm sick of it. **Stacey Cline:** The fact of it is when you ask for something and you're not getting it and it's not just one Council member, it's two or three or four, it's got to stop. There's no way we can do our job as City Council members and Lisa is right on Friday night when I come home with this packet and I sit all weekend on and off looking at this; which yes, I did sign up for this and yes, I'm going to look it over because it's mine, but some of it is duplicate stuff. I come in today and I've got two more added to it. Something has got to change. Mayor Hockenbury: Bob, there was a budget last year with projected revenue then the Council members voted to reduce the tax rate. Right? So that didn't generate the revenue, right? That was the shortfall. **Bob Ryan:** I received two emails, one from Mike and one from Gloria with questions they had on the financial information that was given to them. Mike's was short, about 5 questions. He received his answer within a couple hours. Gloria had 17 or so points on her questions; I completed answering those and told her in the meeting today that by tomorrow after having answered her questions and some of this at the particular time is to take these answers out and get to the right answer. So, she has on my desk now answers to all her questions. If anybody else has any questions on any of the financial information that is given to you all you have to do is send me an email and ask that question and you will get a response. And as to being out of money, do you have the email I sent you this afternoon at 4:41, how much money was in the bank? Gloria Taft: In the PBI General Fund \$205,870.15; in the WesBanco General Fund \$1,679,270.97 with approximately \$150,000 being charged to one account August 31<sup>st</sup> for payroll and taxes and other payables. **Bob Ryan:** That opening balance that is in the revised proposed amended budget is the reconciled balance that was in the bank July 1. **Bonnie Enlow:** So, you're saying the \$1.8 million you had on there was actually in the bank. **Bob Ryan:** That is not a fictitious number in the bank. We don't deal in fictitious numbers. That money was available to make up for the shortfall that happened because of a loss of revenue. Gloria Taft: The frustration on the Council's part is that we knew at some point we were going to hit the matching zero number because of shortfalls in revenue; no one told the Council we hit that number. The Council never knew that we needed to bring money over from the proverbial savings account to cover expenses. **Bob Ryan:** I can appreciate that. **Gloria Taft:** The frustration is we didn't know that we were in the red. **Bob Ryan:** I knew that expenses were coming under budget and as has already been said, this is the first year for a line item budget. Last year the department had a bottom line—this is what you spend. They did in various categories break that out in to some detail but was not as detailed – it was the total voted in by Ordinance as to what they could spend and no department overspent last year. Monies were not taken from any department to fund expenses for the other department. **Bonnie Enlow:** So where did the \$92,000 come from? **Bob Ryan:** The \$1.8 million I had sitting in the bank. **Bonnie Enlow:** Where was the \$1.8 million from? **Bob Ryan:** It was from prior years accumulation of revenues. It wasn't a savings account it was an operating account. This was the accumulation of monies from prior years money that had built up that allowed Alpha Way to be built without incurring any debt. \$1.8 is what was in the checking account at the beginning of this year; and that's what I drew out of to pay expenses. **Donna Burke:** I think the frustration is as Lisa brought up is that your questions were generated from what you got put in your box for the most part. So, if we want to have answers that we would like to be able to have available for the Council meeting we would like to have information provided to us at least a week in advance of the Council meeting. **Bob Ryan:** I made that commitment today to Mike and Gloria at that meeting. The monthlies will be coming to you in a more expeditious manner. **Bonnie Enlow:** I think it would help us know where we're at better if we have a different type of design that shows us actual money that we have; actual money that was spent; budgeted amount; we never know how much money we have. We can't tell from these reports. **Bob Ryan:** There is a summary sheet for every department that has cash balances at the end of last month and cash balance at the end of the current month. **Bonnie Enlow:** That's money that is actually still in the bank? **Bob Ryan:** Yes. **Bonnie Enlow:** Not projected money that we have coming in. **Bob Ryan:** No. **Donna Burke:** That's by department but does that let us also see the reserves? Like the money you drew from for the purchase of the police cars. **Bob Ryan:** That is in the beginning and ending balance. **City Attorney Sholar:** Can you express the reasons for not just having a general fund account as opposed to having 5, 3, 10, restricted and separate bank accounts? Why don't we just have one bank account? **Bob Ryan:** Because you are receiving monies from different sources where the people giving you the money says this is what it

will be spent for and only what it will be spent for. **City Attorney Sholar:** Such as? **Bob Ryan:** The Municipal Aid account. We get a check once a month; there used to be an LGEA mineral and coal check come in quarterly. That money when it came it that money could only be spent on economic development. So, you would have to put that money into a special account so that you can track spending and not be accused of using LGEA money or Municipal Aid money incorrectly. **City Attorney Sholar:** Are you telling me that it's your belief that State law requires that you do not commingle those funds into one account or that you are not allowed to spend those funds on anything other than an LGEA/MAP project. **Bob Ryan:** If there is a State law I can't recite it. I just know that you are supposed to separate funds. **City Attorney Sholar:** I believe the law to be any donation that is made to a public body whether it be the legislature of the State of Kentucky, Bullitt Fiscal Court, or a City Council when money comes in to a body the money can't be controlled how the City spends its money; only the City Council gets to determine how to spend the City of Shepherdsville's money. When I was involved with the County we had one general fund account; we had restrictions with regard how we spent that money, i.e. it was internal controls that restricted how we spent the money. My urging would be that we shut down all these different accounts and we have a Shepherdsville General Fund account where the money that Shepherdsville has it kept. It would make it easier for someone to look at to see how much money that came in; and how money went out instead of having to look at different accounts to get that figured out. **Bob Ryan:** I know that segregation of accounts that are free and restricted is common practice among cities. It is common practice to segregate funds for a special use. Sewer has three accounts at First Harrison that are segregated as required by the Bond Ordinance for reserve and replacement. Gloria Taft: Restricting funds in my opinion is an absolute necessity so when the Council restricts funds for a particular project the Council knows that money is being spent for that particular thing not six weeks later find out some of that money was spent on something other than what it was meant for. **Donna Burke:** Restricting money does not mean it has to be put in a separate checking account. **City Attorney Sholar:** If you spend money Monday through Friday how difficult would it be to tell the Council the following week this is how much we spent last week for this and this is how much money we brought in last week from this and here's the percentage of the budget that has been spent in these categories. **Lisa Carter:** If we have \$1.1 million I think we put \$500,000 in a restricted account until we can get a better grip of what money we have here in the City. Two weeks ago, we as a Council voted to have a restricted fund of \$50,000 put in a beautification fund; we approved a restricted fund of \$50,000 because back in May when we set the budgets we had a beautification account fund set up for \$50,000. When discussion came up about Faith getting a part time job with the City the Mayor said that she would be paid out of line item 5730 which is contractor services; but we have the line item budget we have in general fund we have line item 5321 for City beautification then we have line item 5321-1 consulting coming from beautification. We didn't ask for consulting and to let the public know we don't have \$50,000 in beautification fund to beautify our City with because they have paid Faith out of our beautification money her payroll and office supplies. I want to see line item 5321 specifically say beautification \$50,000 and our \$50,000 put back in that fund. **Mayor Hockenbury:** The Council approved \$7500. **Bonnie Enlow:** Yes, but it was supposed to be out of contractor services. Her supplies should come out of Admin. **Mayor Hockenbury:** Bob can you do that? **Bob Ryan:** It's a very simple matter to reclassify those expenses from beautification to office supplies. I was not aware salary was to come out of contracting fee. I have a check with me for the Mayor to sign in the amount of \$50,000 to open another account for beautification. That's an easy remedy; just reclassify the expenses to office supplies and put her in as a contractor. The City is not paying any taxes for Faith Portman. She is getting paid twice a month a set amount. As a courtesy to her to help her make her year-end personal income taxes she is given two checks. Bonnie Enlow made motion to have only a General Fund account with a weekly report provided to the Council. Stacey Cline 2<sup>nd</sup>. **Bob Ryan:** There are two general fund bank accounts; PBI General Fund Account and WesBanco. If you're going to consolidate all the accounts I would like to keep the PBI account open for one reason only, that is a direct deposit account for telecommunication money received through the Kentucky Finance Department. It's deposited once a month in that account. The only time any checks are ever written out of that is when there is an accumulated total then I pull it into the WesBanco account. It would just be an inconvenience going through the process of setting up another direct deposit with Kentucky Finance into the WesBanco account. Council decided to leave the account open until the process is completed as long as it takes then we close that account. **City Attorney Sholar:** Do we have an agreement with PBI or WesBanco or any bank where they have pledged securities to guarantee our money? **Bob Ryan:** They all pledge. Anything

above the \$250,000 FDIC they all pledge securities that are held by a third party. **Mike Hibbard:** Gloria and I spent 2-1/2 hours with the Mayor and Bob and Chief McCubbin in discussion about accounting procedures, purchasing procedures and I'd like to say I'm not totally satisfied with all the answers I got; we did make what I consider a fair amount of progress in some changes that are going to come in our reports will make them clearer. If we're talking about doing away with different accounts to lessen the reports we get I'm all in favor of before we do it to see what it is going to look like beforehand. I'm sure Bob can probably generate a report that would show us what this is going to look like if we eliminate all this stuff. Motion carried 4 in favor-1 no (GT)-1 abstain (MH).

**Stacey Cline:** Received a call about dumping on the Yocum property again. City Engineer Arthur Jones: I'll go out there tomorrow and make sure that's not happening. Also, what about the one at 480 across from the jail? City Engineer Jones: That's an expansion for Piccola. If you go downstream the silt fence is all the way at the bottom of the property. Also, the Marshall property; did we get the letter finished? City Engineer Jones: I have not finished the letter but I do have what I need to be able to do that now.

**Donna Burke:** We had our Traffic Study meeting on the 21<sup>st</sup> and what came out of that meeting is a recommendation on several things; one decision that we made in going forward with the improvements that are going to be done is that the City will extend the 48" pipe to be constructed underneath Keystone Crossroad realignment between the Panera parcel and Conestoga Parkway. That is so we have uniformity on how that pipe is constructed. The City will approve a right of way release of the remaining portion of Keystone Crossroad to Mr. Madden upon the City's closure after opening the new realignment section with the geometry of the new alignment now yet finalized alignment will be determined by the design engineer of the roadway. The City to pay \$7.25 per square foot for maximum total of \$100,000 whichever is less to Mr. Madden for the new Keystone Crossroad release of remaining portion prior to commencement of construction to occur within the next 12 months and the City will put in a turning lane coming out of Historical Trail at the intersection with Conestoga Parkway; City is not currently going to be pursuing a traffic light at the intersection of Historical Trail and Conestoga Parkway as there is not sufficient space. I'd like to move that the Council allow us to move forward with the anticipated improvements as they become available to make them. Gloria Taft 2<sup>nd</sup>. Motion carried 6-0. I had a question about City Police Cars that were doing some traffic control at construction that is up around the campground area of 44 West which is out of City limits and they were wondering why City Police cars would be involved in controlling traffic at that location? Bryan Whittaker: It was approved off duty work for Officer Burton.

**Gloria Taft:** Arthur where are we with the road paving matrix? City Engineer Jones: I just talked with Tom LaFollette letting me know he would be in my office tomorrow to go through those with me. I know he has already ranked quite a few of the roads he knows need paved first but what I need to help him do is put the other roads on there so it's not just the top 8 or 10 but we will catalog all of them. Gloria Taft: Can we have something by the next Council meeting? City Engineer Jones: I see no reason why now. Gloria Taft: I would like to see this Council start working to get us back up to the \$1.8 million in funds we had in our proverbial savings account so I make the motion to restrict \$100,000 a month starting in September for six months, and we can always revisit it, to rebuild our reserve account back up. Mayor Hockenbury: Bob has already left I wouldn't do that until he is here. Gloria Taft: If he needs more money he can always ask the Council and put it back in. I feel we need to do something to build that money back up. Donna Burke 2<sup>nd</sup>. City Attorney Sholar: You're talking about restriction anticipated revenue that \$100,000 comes in you want it set aside and placed in a column of non-usable money? Gloria Taft: Yes. Motion carried 6-0.

Bonnie Enlow made motion to Adjourn. Stacey Cline 2<sup>nd</sup>. Motion carried 6-0. Meeting adjourned at 8:56 p.m.

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Curtis Hockenbury, Mayor

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Tammy Richmond, City Clerk