

**CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
MONDAY, FEBRUARY 25, 2019
6:30 PM**

CALL TO ORDER

With an invocation by Pastor Tom Elbert of the Divine Savior Lutheran Church and the recital of the Pledge of Allegiance, Mayor Curtis L. Hockenbury called the meeting to order at 6:32 PM.

ROLL CALL

Present were Mmes. Lisa Carter, Stacey Cline, Bonnie Enlow and Deb Huffman as well as Messrs. Larry Hatfield and Kenny Newton.

APPROVAL OF MINUTES

Approve 2/11/19 regular meeting minutes as amended. On page 3, Mr. Hatfield would like the end of the sentence to read *to divert water into their storm drain or storm sewer.*

Motion: Larry Hatfield

Second: Deb Huffman

Ayes carried.

UNFINISHED BUSINESS

A. Second reading ORDINANCE NO. 019-284

AN ORDINANCE AMENDING THE BULLITT COUNTY/CITY ZONING ORDER AND BULLITT COUNTY/CITY ZONING MAP AS AMENDED, CHANGING THE ZONING OF 9.846 ACRES, MORE OR LESS, LOCATED AT 384 RAYMOND ROAD IN THE CITY OF SHEPHERDSVILLE, KENTUCKY, ALSO KNOWN AS PARCEL 027-SE0-08-018 FROM R-3, AGRICULTURAL, AND R-4 TO B-2.

Second reading of the ordinance in its entirety by City Attorney Tammy Baker. Since the ordinance endorses overriding the recommendation from the Bullitt County Joint Planning Commission, the Council must make findings of fact, which are as follows:

- 1) At either the Planning Commission or the Council meeting public hearings, no one spoke in opposition to the proposed zoning change.
- 2) Since the owners of the property, Thomas and Debra Huff, are members of the religious institution currently occupying the property and have a controlled interest [in its viability] they have stated will be nothing detrimental that will be built.
- 3) There are several small businesses already surrounding the property.

Conclusion: The existing zoning is inappropriate and the desired zoning more fitting.

Motion: Bonnie Enlow

Second: Stacey Cline

Mr. Hatfield asked of Mr. Mark Edison, counsel for the property owners, if they would mind putting a 100' buffer on the west side of the property. Mr. Edison answered that they would not mind.

Ms. Enlow amended her original motion to include the 100' buffer on the west side, seconded by Ms. Cline. Ayes carried with Mr. Hatfield voting Nay. Ayes 5, Nay 1.

- B. Second reading ORDINANCE NO. 019-285
AN ORDINANCE AMENDING THE BULLITT COUNTY/CITY ZONING ORDER
AND BULLITT COUNTY/CITY ZONING MAP AS AMENDED, CHANGING THE
ZONING OF 0.784 ACRES, MORE OR LESS, LOCATED AT HIGHWAY 44 WEST IN
THE CITY OF SHEPHERDSVILLE, KENTUCKY, ALSO KNOWN AS PARCEL 036-
SE0-03-006 FROM R-3 TO B-2.**

Second reading of the ordinance in its entirety by City Attorney Tammy Baker.

Motion: Larry Hatfield

Second: Bonnie Enlow

All Ayes carried.

NEW BUSINESS

- A. Resolution 19-03**

**A RESOLUTION OF SUPPORT TO ADDRESS THE MODERNIZATION OF
KENTUCKY'S TRANSPORTATION FUNDING MECHANISMS TO ADDRESS THE
TRANSPORTATION FUNDING NEED THROUGHOUT THE COMMONWEALTH.**

Motion: Larry Hatfield

Second: Stacey Cline

Ayes carried.

- B. First reading amended ORDINANCE 019-282
AN ORDINANCE REQUIRING APPLICANTS FOR ZONING MAP AMENDMENT
TO PAY THE COST OF ADVERTISING THE STATUTORILY MANDATED PUBLIC
HEARING.**

First reading of the amended ordinance in its entirety by City Attorney Tammy Baker. This ordinance was going to have second reading last meeting ;however, the ordinance was rewritten to include annexations. (Sponsored by Ms. Carter)

COMMITTEE REPORTS

Planning and Zoning - Mr. Daryl Lee was not present to give a report.

Board of Adjustment – Mr. Duane Price was not present to give a report.

Other Speakers

Tom Rosselli - explained the situations that occurred and his role as a businessman and the Civil Service Chairperson which led to the letter of Commendation for Sgt. Kenneth Proffitt.

Rocky Comito and Tim Saunders representing United Auto Workers 62 of Ford Motor Co. – circulated history of Ford products and workers in the area while speaking of it as well. There were some issues with a Police vehicle purchase that resulted in a different

make being substituted. With Ford products and workers having such a strong showing and economic impact in this region, the substitution was a disappointment.

Frank Cramer – 260 Meadow Lane, handed to the Mayor and Councilmembers Supreme Court case 2001-SC-0759-DG, the City of Pioneer Village V. Bullitt County, Bullitt Fiscal Court in which the Judge Executive in 1998 informed the City they would no longer maintain roads that had been annexed by the City. The County fixed some roads and billed the City..... ultimately the County won, and the City had to maintain the roads. Mr. Cramer tried to make the point that this applies to Chapeze Lane.

Department Head/Specialty Reports

Accounting - Ms. Stephanie Kellerman, Controller, reported that she had contacted a geotechnical engineer about the cracks in the walls caused by the foundation shifting. The engineer arrived at the opinion that this was being caused by fill dirt full of shale that was originally used to build up the land before construction began. The shale has expanded due to all the rain over the last 24 or so months. Mr. Hatfield wanted to know if the fill was shale or slag from LGE. No one knew for sure, but the engineer seemed certain it was shale.

Community Planning – Ms. Faith Portman, Community Planning Director, and Stephanie shared information about a new gazebo that will be built in the new park by a company called First Asset for \$19,841. This was the bid they selected out of the three gotten since the vendor was local, the prices were similar, “and this one had better references.” A motion was made by Bonnie Enlow, seconded by Stacey Cline to accept their choice with ayes from Deb Huffman and Kenny Newton; however nays were responded by Larry Hatfield and Lisa Carter, since it was too close to \$20,000 in which bids need to be advertised, and it was not brought up for earlier discussion even though there is room for it in the budget.

A request has been put in with the Bullitt County Jailer for the use of inmates to clean Conestoga Parkway, both sides of the Salt River bridge, the area by Wendy’s, and one more.

Large garbage pickup will be March 7th.

Council Comments

Ms. Enlow wanted to know:

- ∴ The status of the public works building to which Mr. LaFollette spoke of some road blocks that had been encountered with the project.
- ∴ Had the roof issue on the old building been addressed? No, it has to be re-bid.
- ∴ At the Pointe sub-division, who cleans the drain under the road? Mr. LaFollette stated that public works cleans it quite often.
- ∴ The other side of the road [of the aforementioned] complained of erosion, has that been fixed? Yes.

Ms. Cline desired all to know about the benefit for Myra, our detective who has cancer, to be held March 15th at the Bullitt County fairgrounds from 6-9PM.

Ms. Carter directly inquired of Arthur Jones regarding the resurfacing in the coming season to which the reply of Conestoga Pkwy., Adam Shepherd Blvd., Joe B Hall, and 480 was given.

Mr. Newton wished someone to check into the legality and budget for school support signs.

EXECUTIVE SESSION

Motion made to adjourn to executive session at 7:39PM to discuss pending litigation, land acquisition, personnel issues. Pursuant to KRS 61.810 1(B,C,F).

Motion: Deb Huffman

Second: Larry Hatfield

Ayes carried.

Motion made to return to regular session at 8:29 PM with no action having been taken in the executive session.

Motion: Bonnie Enlow

Second: Lisa Carter

Ayes carried.

Motion to adjourn made by Deb Huffman, seconded by Kenny Newton, at 8:30 PM. Ayes carried.

Mayor Curtis L. Hockenbury

City Clerk C.R. Wirthlin