

**CITY OF SHEPHERDSVILLE
CITY COUNCIL REGULAR MEETING MINUTES
MONDAY, December 11, 2017**

Pastor Tom Elbert Jr., 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 6:31 p.m.

Presentation: Mayor Hockenbury: I want to recognize a young girl in the Community. He called her to come forward. **Community Planning and Development Director Faith Portman:** Gracie is a Student at Shepherdsville Elementary. **Gracie:** I donated to the homeless because Christmas is coming up and I wanted to give the homeless some attention too. **Mayor Hockenbury:** She opened her piggybank to spread the cheer of the season for a homeless person. Gracie, we want to present you with a *Certificate of Appreciation* from the City of Shepherdsville and a Key to the City. Thank you very much.

Mayor Hockenbury asked for a motion to dispense with reading of the 11/27/2017 regular meeting minutes. Bonnie Enlow made motion. Stacey Cline 2nd. Motion carried 6-0.

Mayor Hockenbury asked for a motion to approve 11/27/2017 regular meeting minutes as written. Donna Burke made motion. Gloria Taft 2nd. Motion carried 6-0.

Old Business:

City Attorney Sholar had second reading by Summary of Ordinance 017-250 an Ordinance Amending Ordinance 017-226 A Personnel and Pay Rate Classification Plan for City Employees and Nonelected City Officers for the City of Shepherdsville, Bullitt County, Kentucky (Sponsored by Donna Burke) Let me point out that in Section one the second to last line there was a mistake in that and as typed states "the position of Community Planning and Development Direction" that should have said Community and Planning Director; I changed that with a pen as we were reading through it. **Donna Burke:** The actual Ordinance needs the same change too. **Mayor Hockenbury:** So, whenever we speak of this we will speak with those two changes in it. Bonnie Enlow made motion to accept. Donna Burke 2nd. Upon discussion it was found that there was still missing information. **City Attorney Sholar:** When a change gets made to this and the City Clerk received it, how is it distributed to the Council? **Donna Burke:** Copies in our box. **City Attorney Sholar:** So it's a printed copy not a PDF document so it strikes me that what is going to have to be done is the document itself is going to have to be looked at, not on an electronic screen or computer screen but looked at so that the copy that is made that the Clerk has that is going to be utilized and published in the paper and be held as the official copy is the exact word for word period for period paragraph for paragraph comma for comma document that you all have. **Bonnie Enlow:** I have on my computer at work the scanned copy of the last one we did pass. It's got what we actually did. That's how I caught other mistakes too. It all relates back to the PDF problem. **City Attorney Sholar:** I will say in looking at Ms. Taft's document page 4 of her document looks entirely different than the page 4 that Mrs. Richmond just handed me. Additional discussion followed. **Gloria Taft:** Are there other errors? I haven't looked through the whole document. **City Attorney Sholar:** I typically don't proofread documents. **Bonnie Enlow:** I'll proofread it. You don't have to do that. **Gloria Taft:** A couple of us can get together and do it. **Bonnie Enlow:** My question is I'm making a motion to accept with changes that are in the Summary. That's doesn't have anything to do with the rest of the Ordinance, is that correct? **City Attorney Sholar:** The new Ordinance will be what it will be. You can't do it the way you're talking about doing it. What has to be done, there is a new Ordinance prepared and that Ordinance prepared as it's prepared you all need to know what's in it; then you need to vote on it and that document will be published except we're going to publish it by Summary but the document itself needs to have lines through what is stricken and lines underlining what's added. If we adopt it and it has things that are just not there that use to be in the old one

that would be a significant error. You can't pass the Ordinance by saying I hereby move that we pass this Ordinance that I'm approving just the changes. The document has to be passed. Whatever the Ordinance is going to be after you adopt the Ordinance amending the old Ordinance; the new Ordinance is then the new Ordinance and the law. Bonnie Enlow withdrew her motion so that the Ordinance could be gone over word for word and once finished we will ask for a Special meeting. Donna Burke withdrew her second. **Mike Hibbard:** I would like to suggest if we could all get a copy of the Ordinance that was signed and all of us make whatever changes we want too and all of us get together and put together a final document. At least we know we have the same starting point. **Donna Burke:** We need to do it before we all get together so we can actually make our recommendations to each other by email. **Mike Hibbard:** We may have to have a short meeting to go through that. **Bonnie Enlow:** I'm going to send you all copies; Donna and I are going to figure out who gets what sections and we will let you know what sections we're taking. Each one of you all take one of those sections and look at the same sections. As soon as we get it divided up I will forward you the signed copy that is not a PDF so it's unchangeable. That way we can all work together on it.

City Attorney Sholar had second reading by Summary of Ordinance 017-251 amending the City of Shepherdsville Sewer Use Ordinance #013-137. Bonnie Enlow made motion to approve. Gloria Taft 2nd. Motion carried 6-0.

New Business:

Discussion on award of bid to construct the Plum Street Parking Lot. **Arthur Jones:** We were able to get nine bids for the park lot work and I shared those with you at the last Council meeting. Since that point I've answered a few questions from you about that. Tonight, I'm just looking for you to award that to the low bidder. We have Qk4 check out their references; all very positive for Caliber Construction. We got no negative reviews. They are doing work in the area. It seems to be a good fit so I'm just looking for your recommendation to award that project. Donna Burke made motion to approve City Engineer's recommendation to award Caliber Construction bid to construct Plum Street Parking Lot. Bonnie Enlow 2nd. Motion carried 4 in favor-1 opposed (MH)-1 abstention (LC). **Mike Hibbard:** By awarding the contract does that mean this company will start to prepare for any supplies, materials, putting equipment in place to go ahead and begin the actual construction? **Arthur Jones:** That won't take place until the notice to proceed occurs. As soon as we give them the award we'll enter into a contract with them and give them the notice to proceed. At that point they will be free to go ahead and get any supplies they need for the project. **Mike Hibbard:** How soon does that normally happen? **Arthur Jones:** Anywhere from a week to three weeks after the award has taken place. **Mike Hibbard:** The only concern I have is; not that they won't do a good job, we have money set aside for that; there have been a lot of changes. Some of you probably have seen KLC's estimate of what we are going to get hit with next year for the pension--\$577,000 increase over what we have now. Between that, new personnel and stuff we have, I would like to be sure that – I guess I would hate to spend almost \$200,000 on a parking lot and not have pension money. **Donna Burke:** Was this not budgeted though? In the approved budget? **Mike Hibbard:** It was budgeted. What changed after the budget was \$577,000 in projected next year expenses that we're going to have to deal with. Additional over and above what we are paying now. I guess it's just a matter of priorities. I'm not saying we shouldn't do it, we put the money in the budget for it. But if you commit it and you can't back out of it because you give a notice to proceed within January 30th and they are going to be proceeding and I think if they proceed and then we determine to stop what's our cost in that? A contract is a contract isn't it? **Arthur Jones:** It will be built. **Mike Hibbard:** And it will have to be paid for. I would like to have the option of going ahead and using that money for that if we have it and if we don't there might be something more pressing for it at the time. That's my concern. **Mayor Hockenbury:** This was budgeted last year for the park area for parking. I think it's a good expenditure and benefits the community. **Gloria Taft:** How many times a year do we have festivities at the park that require additional parking? Four? Five? **Bonnie Enlow:** We have the Indian Pow Wow, Bullitt Blast, Light Up Shepherdsville, Car Shows. **Lisa Carter:** Does the funeral home parking lot that we own do they assist in maintenance on that? **Stacey Cline:** No. They actually got in contact with me when I first came on the Council to see if they could lease that from the City, but they never contacted me after I met with them. **Tom LaFollette:** This parking lot is something that we've needed for years. The people asked for a parking lot. **Donna Burke:** We've had discussion and if Bonnie doesn't want to withdraw her motion we need to call for the vote. **Lisa Carter:** Is there a timeframe on this bid? **Arthur Jones:** Whenever we let the project we say that they will construct and be done before our Fiscal Year is over. **Lisa Carter:** Did they tell you how long it would take to complete that job once they begin?

Mayor Hockenbury called for vote to award bid to Caliber. Motion carried 4 in favor; 1 opposed (MH); 1 abstain (LC).

City Attorney Sholar read Resolution 017-24 approving the granting of inducements to New Flyer of America, Inc. for the purpose of attracting and retaining jobs pursuant to KRS Chapter 154, Subsection 24. Donna Burke made motion to approve with corrections. Gloria Taft 2nd. Motion carried 6-0.

Daryl Lee, Planning & Zoning Appointee: No report

Duane Price, Board of Adjustments Appointee: No report

Sign in Speakers:

Duane Price, 222 Beechwood Ave, Shepherdsville: When I saw the article in the newspaper the other day about the Mayor resigning; first of all I can't believe they would print it in the newspaper but the thing that gets me is that everybody sit here; maybe the public out there don't know just yet but that audit was done not under most of you all sitting here number one and then to come back and say our Mayor needs to resign and that's why I think it is other than politics to ask him to resign and that audit reflected the past Council members and Mayor. Here's how I see things, if you've got trouble with our Mayor address him with it or; I think we've got a pretty good Council right now. When we moved here in 1965 and I've known most Mayors since then and this is no joke, Curtis seems to be the best one I've had in here yet to me. The reason I say that is there hasn't been another Mayor to announced he's protecting the taxpayer's dollar like he does. That what he continuously tells everybody and we're not going to waste the taxpayer's dollars. I never had another Mayor say that. I've been friends with a lot of them. His concern is for the taxpayer and he's been here a little over a year and I think he's done a pretty good job myself. On top of that, and some City employees that keep getting static that I keep hearing I think we've got a great group. You've got Arthur, Chuck, the new Chief, Layne; that kind of stuff is what hurts the image of the City and it's like Curtis said, the citizens and I'm one of them, I lost confidence in City Hall I did. I watched the way things were going nobody wanted to hear anything and now I feel like it's coming back, there is more openness and a concerned Council, they are always questions. That's what I like. If you have a Council that is real silent and not checking on the Mayor all the time that's when things may get out of line. The Council we know now are always pressing and I like that. Press forward. Question everything that's coming and going that don't look right. That will keep the shenanigans out. That's all I really wanted to say is that I've got a lot of confidence in the City now. I hated to come to meetings, you know yourselves we were always in the news for one thing or another and all that is starting to fade out, but it seems when it's starting to fade out politics jumps back up and somebody's mouth starts shooting off about this and that and they don't know what they are talking about. And what I like and 'm going to express this loudly, is that audit that was done was done under the past administration not under Curtis, the one sitting here now. I like the way you all do things, you know you're held accountable and I'm really pleased with the Council we have sitting here; they dig and that's what I like. That, the employees, I think we've got a great City. Our employees, I've worked a lot around town and have had my own business for 30 years now and I get to see everybody. I don't go prowling behind trees watching them, but they are out there working, and I thank the City employees for that. I think we've got a great police force too. It's the first time I can say I've been proud of every department in this City; that they are trying to do their best. I just wanted to give them a lift up because everybody wants to ride their back down.

Larry Clark, 240 Stevens Dr: I want to shut down everything he said. The last few meetings you've talked about a Code Enforcement Board. Where has this Board been for quite some time? Why haven't we had one? **Bonnie Enlow:** Because nobody passed it and got anybody to work on it. We've got one person who has volunteered so far. **Stacey Cline:** Are you volunteering? Do you want to be on it? **Larry Clark:** I will. **Mayor Hockenbury:** We have Darren Wales and now you. **Bonnie Enlow:** I know somebody who wants to be on it. **Mayor Hockenbury:** Now we have three. Larry this was a model policy; something new from KLC. The City has to adopt it. **Larry Clark:** What I'm talking about is they have criminal complaints and civil; Chief takes care of the criminal but how do you take care of the civil problems with the Ordinance without the Board? **Mayor Hockenbury:** Right now, we're standing on our Ordinance that we have with the Code Enforcement Officer. We anticipate going to a Code Enforcement Board. I think Mt. Washington recently done that. City

Attorney Walt Sholar: I serve as the Code Enforcement Board's Attorney in Mt. Washington. Here is the way this is supposed to work and you all have to determine whether it's worth your while to pay somebody some amount of money so that they will come and serve on the Board, \$50; and if anybody takes it on for \$50 you can rest absolutely assured they are doing it out of the love they have for the City not for the money. If they take it on for \$150 they are doing it for that because it's not worth that. The duties are worth a great deal more than as much as \$150. You can write citations today. But if anybody files an appeal they have to have a Board to appeal it to. So, you're going to get caught up short if you were to start writing citations on it currently and what the State Statute requires if we go to a Code Enforcement Board method of enforcing we have to eliminate any and all criminal penalties with regard to that. It has to be nothing more than a civil penalty. Mt. Washington, Hillview and Lebanon Junction all have a Code Enforcement Board that is operational. Somebody has whatever the case may be a violation of a Code; at some point they could receive a citation. Mt. Washington's is enforced by the Police Department, Lebanon Junction's is enforced by the Police Department. I do not know how Hillview's is enforced however once that person receives that citation they have the right to file an appeal of that decision (citation). They have a period of time within which time they have to file their appeal. They would file their appeal with the Secretary of the Code Enforcement Board which in most instances is the City Clerk. They file that with the City, that gets to the Code Enforcement Board, the Code Enforcement Board at their next regular meeting; Mt. Washington Board meets on the 2nd Thursday of each month whether they have a case to hear or not because they won't know if they are going to have a case to hear until they get to that meeting and they are informed by the Clerk that we need to set something and if they don't have anything to set the meeting is very very short. But if they do they would schedule a hearing; it doesn't have to be at the meeting but typically they are intending and hope that it will be scheduled for the next hearing date. Then the City has the responsibility to come forward and have their evidence to prove that it is a violation and the appealing resident of the City has a right to have a lawyer if they want one or can represent themselves without a lawyer if they so desire. Typically speaking the plan is the City Attorney would be there to present the case for the City. The Board hears the case, provides due process to the citizens who has filed the appeal and makes a determination as to whether the City has met it's burden to prove by preponderance of the evidence which is all you need in that instance you don't have to meet the threshold of beyond a reasonable doubt because it is no longer a criminal matter and if they do prove by preponderance of the evidence if the evidence is equal on both sides then you add evidence to one side or the other with the weight of a feather if it's that much more that's a preponderance. At any rate if the City proves that the Board will rule in that manner and if the citizen or resident convinces the Board that it isn't a violation then the Board has a right to dismiss it or give a lower penalty. It's a civil fine that they use to penalize and then if the person doesn't appeal or they don't win the appeal that penalty is placed against them. It serves as both a personal debt and a debt that the City can obtain a lien on the property for. As the City gets a lien on the property subject to the City cleaning it up or making the change, the City has the ability to file an action in the Bullitt Circuit Court to foreclose on the lien that they have on the property and have the property sold to generate the funds to pay the fine that the City has imposed. **Larry Clark:** I understand that. I've got the organization here that the City of Shepherdsville should have with the Code Enforcement Board, but we don't have a Board so how are you ... what you're saying is with a Board you can do this but without a Board how are you enforcing the City Ordinances? **City Attorney Sholar:** Currently the City has not gone through and taken all the criminal penalties away and out of Ordinances so the Code Enforcement Board or the Police Department have the ability to go out and cite somebody with a criminal citation, a uniform traffic or criminal citation, generated by the Kentucky State Police have all the control numbers on them and they can cite them into the Bullitt District Court and the County Attorney has the authority to prosecute that as the County Attorney then sees fit and prosecute it in that manner. That's the manner that it would have to be done currently and the manner that it is going to have to be done until such time as the City amends all of its Ordinances or repeals them and comes up with a new one that only assesses a civil fine or amends them and does away with the criminal penalty and has only a civil penalty. **Larry Clark:** When is this going to take place? KRS 83A.113 says the Mayor is to enforce the Ordinances of the City. I know for a fact next door to me they are several Ordinances that are being broken and there is no enforcement taking place. **City Attorney Sholar:** I do not know the answer to that question. **Larry Clark:** At one time I even mentioned to you before a meeting about B-2 zoning and you thought you didn't know for sure and I stated that B-2 is excluding automobile repair, garages, filling stations, drive in theaters, and whatever ... and next door to me is a truck and trailer repair place. **City Attorney Sholar:** Okay. **Larry Clark:** Where does excluding automobile repair come in to that?

City Attorney Sholar: I do not know. Let me make a suggestion to you. Tomorrow morning if you'll go down after 8:00 to the County Attorney's office and take a criminal complaint against that fellow next to you that you think is violating the law get your City Ordinance and take it with you; he has the authority to take a criminal complaint from you and he can then make a determination as to whether that is a misdemeanor that he wants to prosecute and can present it based upon your testimony. That is one method to do it. If you state correctly the Police Department had the authority to enforce those Ordinances as well but you can go take a criminal complaint at the County Attorney's office if you don't feel that it's being done in a fashion that you would like it to be done otherwise and then the County Attorney will either prosecute it or he won't and he'll either win the case or he won't, and the Judge will exact the penalty that one thing the Judge should, or they won't.

Larry Clark: I also brought up to the Council about him not paying his occupational tax. The Mayor mentioned he doesn't have employees, but I see 2 or 3 running around over there all the time. He says they are contractors. If that's the case has he filled out any paperwork on having a contractor work for him and do they have a license? **Mayor Hockenbury:** I talked to him, he said he has no employees. He came up and redid his business license. I've talked to him 4 or 5 times.

Department Head Reports:

Fire Chief Layne Troutman: As you all know we've been working on a sub-station for the Fire Department over by the Industrial Park. We went into the design phase and we've also been working on getting a training facility here in the City. By doing this we are hoping to lower our ISO rates which will lower insurance for taxpayers and the business park in Shepherdsville. Currently we are an ISO 3 and we are working toward a Class I fire service here in the City. Many people don't know that there are only 200+ fire departments in the United States that are a Class I fire service. Layne introduced Charlie Keyes with Keyes Architects who presented information on the new sub-station. **Chief Layne Troutman:** What I'm asking tonight is if we could put this all out for bid to get an idea on what the pricing would be to build it and at that point in time see if we want to proceed with all of it or part of it, or just how we do want to proceed with it. Gloria Taft made motion to continue and start the bidding process. Have the City Controller start looking for funding. In some of our discussions on this there are slim possibilities out there for grant money for the training facility but there again we all know how grant money is drying up. Once we get into this it's a possibility that some grant money could come in to help cover that cost. Donna Burke 2nd. **Mayor Hockenbury:** We have a motion by Gloria and a 2nd by Donna to move forward with all three pieces. Motion carried 6-0. **Charlie Keyes:** We will handle the bids, it's in our contract with you guys. We'll put it out for public bid; all public notices in the paper, etc. and take the bids back in. I don't know if your policy is to open bids only at a City Council meeting or to a sub-committee, but they have to be publicly opened and read aloud. **Mayor Hockenbury:** We usually do that at a meeting. **Charlie Keyes:** We'll set this up and then get some dates set up whether you want it to be a special session or normal session.

Council Comments:

Bonnie Enlow: Tom, are we anywhere on your roof yet? **Tom LaFollette:** We had a gentleman come last Thursday; we don't have a quote back yet but so far that's the only one that has shown up. Bonnie: I'd like to reiterate on *Light Up Shepherdsville*. I've gotten a ton of comments on it. Everybody on the Council had some part in it. Every Department had some part in it. I think it helped pull all of us together as a group. The lights were great, the parade was great! Compliments on the hotdogs. I just appreciate the fact that everyone put so much in to it. It's nice to go back to the traditions that we did before. I'm really hoping to see our Shepherdsville Old Tyme Homecoming come back that we did all those years that was fantastic. It brings our Community together; something positive; something for our kids to do; something to do as a family and that's what we've really been needing here. I started my own thing of with doing things for the Veterans a few years ago and a lady at my office has joined me so it really helps me financially. I collect toiletries all year long, shampoo, razors, combs, body wash, you know when you go to the hospital they hospital give you a little tray with your toothpaste, etc. they don't provide that for the Veterans at the VA Hospital. It's not in the Federal Government budget so I collect all year long. I've got enough now to go deliver it all. I give these to the Nurses Stations and they give out the toiletries and crackers to whoever can have them. What I'm asking is, when you go to places and they give you the little sample bottles, when you get them would you save them for me?

Stacey Cline: I received a call about Code Enforcement; I know John said something that we need to get together as a Council and decide how many cars in the driveways. I've gotten a call again. I'd really like everybody to think about that and maybe at the next meeting decide how many. **Bonnie Enlow:** I've come up with 6 in all the citizens I've talked to me. **Mike Hibbard:** Limit 6 cars in a driveway? **Stacey:** We need to let John know that. I do know people that live in Shepherdsville that have 6 vehicles in their driveway; that's why I was going to say 7 or 8. **Gloria Taft:** Could John word it to say one per household member? **Bonnie Enlow:** Or one per licensed driver? **Gloria Taft:** If they've got 4 children that are of driving age then each child gets a car, that's 6. **Bonnie Enlow:** You can put some kind of exception in there that if they can show need that there are more licensed drivers that 6 in the household. **City Attorney Sholar:** I think you're going to have to be very careful about that. But I think that's going to be something that is going to be pretty important to do because when you start telling people how many automobiles they are going to be able to have what about telling them how many trees they can have in their yard. **Stacey:** I agree with you and I have driven around Shepherdsville and looked in different areas and I don't know if we can really put a number on it but the fact of it is when you've got cars piled up in the backyard, you cannot even see the house there are so many cars. There's got to be something we can do because it's getting to be ridiculous. **City Attorney Sholar:** Am I correct that John has indicated that every single one of those cars are titled to that man? **Stacey:** Yes. **City Attorney Sholar:** I have every faith that John is absolutely correct on that I would like to see the titles on those because I think it would be very interesting to see. **Gloria Taft:** Our Code Enforcement Ordinance says operable as well, not just licensed and insured. **City Attorney Sholar:** If there is a roost going on whereby he is keeping those cars there and working on them and he's having them titled into his name to do that I want to figure how he is making money doing it. **Stacey:** Shepherdsville really did shine for this *Light Up* and I have gotten so many outstanding emails, text messages, telling us how great the City worked on it and I think it was a group effort and I truly want to thank everybody that worked on it. I hope it's ten times better next year. We needed this a long time coming! Merry Christmas to everybody.

Donna Burke: I want to find out from Walt how are you addressing information that is provided to you that hasn't passed to you by way of the Mayor or Tammy at his direction? For instance, Gloria mentioned in an email today that she forwarded information on the policy and procedures. If you get something from one of us are you acting upon it or is does it need to come from the Mayor? **City Attorney Sholar:** I won't say that I've had to have specific direction from the Mayor but if he didn't seem to be on board with me doing the work I have not been doing it and I got a copy of an email the other day saying don't be sending stuff to me send it to the Mayor and have the Mayor send it to me so if I've received anything since then I haven't done anything. **Donna:** I just want to avoid anybody having a waste of time in doing that; if it hasn't passed through the Mayor. **Mayor Hockenbury:** I sent that email out to the six of you and Walt attached. **Donna:** I would like for the Council to agree possibly to have a Special Meeting on the 19th, next Tuesday, for the purpose of going ahead; we will between now and then do our reading that we need and any changes that we need on the pay scale and job classification and try and go ahead and get that voted on. We've talked about the six of us actually being involved in that. If it's a 75-page document, it will be 13 pages basically that each of us could end up reading. If we know who is reading what, and you know your specific section doesn't let you voice something on that section, if you know who is actually going to have whatever given section send an email to that person of what changes you see. **Bonnie Enlow:** I will send out copies tomorrow to everybody of the one scanned in and is the official record. After some discussion it was decided to hold the Special Meeting on the 27th at 7:00 p.m. instead of the 19th to fit everyone's schedule. (Walt will not be available.) **Tom Barr, editor of the Pioneer News:** To me this circumvents the Open Meetings Act. I've got a concern with you all exchanging emails and discussing things that aren't public. **City Attorney Sholar:** What I hear was setting a special meeting. If you all are talking about that you are trading emails back and forth my research what I've heard other attorneys with KLC state, you cannot be exchanging emails with each other to conduct City business electronically with one another. You have to discuss to be in compliance with the law, you have to have a regular open meeting. **Bonnie Enlow:** If I only email Gloria ... **City Attorney Sholar:** If you are setting up a chain email between you all so that you could circumvent the law that says that you can't email one another and conduct your business in private you can't do that. **Donna:** Bonnie can forward the document to Tammy and she can forward the document to all of us. Then we can have the meeting where we actually reviewed the entire document and make what changes at that meeting then we would have to have another meeting for the purpose finishing. **Bonnie Enlow:** We can still divide up the sections and we'll have to come

to a meeting to discuss. **Donna:** Could we not respond back to Tammy? **City Attorney Sholar:** Certainly can. **Donna:** I want to add my applause to everyone involved in the *Light Up Shepherdsville*. What are the repercussions that we have of not having been able to publicize for hearing on the rezoning case that Farris brought? We talked 60 or 90 days. **City Clerk Richmond:** He seemed fine with coming back on the 8th. **City Attorney Sholar:** Your time runs on the 11th day of January. Again, not only do you all have to have it anybody has to have it; it's my understanding that the Bullitt County Joint Planning & Zoning Commission recommended passage of this saying that it was appropriate for the comprehensive plan. If the City Council should determine not to follow that recommendation the City Council must develop and adopt findings of fact that it has developed itself and you can go back and look at the record that they developed and see if there are facts in there that they did not find; not that you have to conduct a brand new hearing but if you're going to make findings to justify not following their recommendation you have to make those findings of fact to have chance of having your decision that is contrary to the recommendation hold up if somebody should file an action in the Circuit Court to overturn your decision. **Donna:** We've got the 11th as our target date. **City Attorney Sholar:** If you have not acted on this either to adopt or to officially deny it by the 11th day of January it will pass, and that zoning will change by operation of law. **Donna:** We need to gather what kind of data we're going to be providing for why we don't want to vote for it. **Bonnie Enlow:** Arthur are you able to find out for us to see if the State would put a red light there and we were denied. Is there any way you can find that? **Arthur Jones:** We can look for it. **Bonnie Enlow:** That would help a whole lot because that is going to be one of the major issues; that and the percentage of property that is in the floodplain. **Scott Fleming:** We met with the State a few years ago when we widened that entrance and we kicked around the idea of putting a light in there and there is no way they are going to do that, it's too close to the Interstate. **Donna:** Paula Crawley with Randy Pace's church, I believe are doing something on Christmas day for truly homeless people. People not in the Room in the Inn program. I'm going to donate some money for some gift cards and wanted to invite any of the Council that might want to join in with me on that.

Lisa Carter: We have been talking about the matrix of the streets; did any of those get completed? **Mayor Hockenbury:** No. **Lisa:** This is the list of the top ten that we have. How about the mapping of the City, did that ever get completed? **Mayor Hockenbury:** That is what Brad Armstrong was working on. Arthur, where did we leave off; did Brad work on any of the mapping for the City? **Arthur Jones:** Since the new budget we've not gotten any new re-annexations; over the last couple weeks I've interviewed a few different consultants to try to figure out who we could use moving forward with correcting those annexations. I have not reached any conclusions as of yet but still looking for someone good, qualified, and has experience doing those. Until we do find those we will try to get somebody started back on that project. **Lisa:** To let everyone know on the crosswalk, the Board of Education on the 27th approved the encroachments; I mailed those out this morning and forwarded them in an email to the State Highway Department. Do we have any information on the bank accounts: Have those been taken care of? I know we gave a December 31st date. Do we have any updates as to whether or not all the banks have gotten back with us? **City Clerk Richmond:** Yes. He had made a decision. **Mayor Hockenbury:** The General Fund accounts will be consolidated into one account at Wesbanco Bank. **Lisa:** The last thing, I would like to thank Tom for getting all the electric to the trees and to the Merry Christmas sign for me.

Mike Hibbard Sr.: The only thing I'll mention now is if we are we going to have our Controller look for money in grants; possible money for this project, who is that going to be? **Mayor Hockenbury:** Bob is retiring December 31st. I have had a meeting with Tammy, Bob and Gayla about our concerns. Gayla did tell me that she could not do that job of trying to find loans, etc. If you read Chapter 19 and 20 of the KLC Legal Handbook, it's scary of all we are responsible for. I think that we'll have to fill the spot with another CPA/Accountant because it's so critical about money issues. My plan is to advertise this. The key would be would you still want to fund it? **Gloria Taft:** We absolutely have to have it. **Mayor Hockenbury:** It's really an issue that we're up here and we talk about money a lot, so it is a paramount issue about governments. In 2011 he helped turn the City around. **Bonnie Enlow:** Since Bob is leaving I don't want to see another position for City Controller. It's been very expensive for us; we're still paying one person to be a Treasurer that's not a Treasurer. I think that we can change the title of City Controller to Treasurer still doing the same job as controller but not. Start them out at the beginning scale and change Gayla's title to assistant treasurer because she is not actually performing as Treasurer. If she's not going to step up and do the job that unfortunately she got stuck in

because of politics. I'm not willing to keep her labeled as Treasurer if she can't do the job. She obviously can't, she said that she can't, no fault of her own. I think it would save us money, a lot of money, if we re-label City Controller to Treasurer and re-label her job as Assistant Treasurer. That way she's going to learn, she will still be involved, still doing the things and we start out the new person with \$45,000 level, that's going to save us \$30,000 right off the bat. **Gloria Taft:** If the Treasurer doesn't have the same qualifications as a CPA and a Bachelor's Degree. **Bonnie Enlow:** You didn't hear what I said. Change the City Controller title to Treasurer, leave the requirements the same; all you're going to do is change the name not the requirements. **Lisa Carter:** Are we going to change the top pay at the end of it? **Bonnie Enlow:** Beginning pay is \$45,000 I think ending is \$77,000. **Gloria Taft:** I would say advertise and see; you ask people what would you do this job for? We're working on this now it's the time to get this information. **Lisa Carter:** \$79,000 is the top out. **Bonnie Enlow:** What do you all think about doing that? It's not creating any new jobs. **Gloria Taft:** I would say the Mayor to start looking for somebody and see what responses you can get with how much would you be willing to do this job for? **Mayor Hockenbury:** We can advertise for Treasurer not Controller. **Bonnie Enlow:** The City is supposed to have a Treasurer. Let's have a Treasurer that knows what they are doing. Gayla can be Assistant Treasurer and she can work under them and they can work together, and she can learn more because somebody needs to know what the other person is doing when they're not here. She can get a better education, maybe go to school, maybe someday that can be her job if she feels comfortable in. **Gloria Taft:** She's only going to be here 3-5 more years before she retires? **Mayor Hockenbury:** I think she said she would leave in about 3. **Gloria Taft:** We need to fill that position because with us being a \$10-\$14 million City we need somebody with good strong accounting that knows how to find grants, funding, how to deal with banks, etc. **Mayor Hockenbury:** So, what we can do is advertise for a Treasurer and keep goals and education requirements the same.

Gloria Taft: Have we had any movement on the Ordinance for bonding for contractors and subdivisions. **Mayor Hockenbury:** Still in the works. I have not been notified on anything on that yet. **Gloria:** On October 23rd we were approached about the old water building property; a gentleman was interested to see if we were going to surplus it, he had an interest in maybe purchasing it. Has there been any other discussion about keeping, surplus that property? **Mayor Hockenbury:** He hasn't been back. **Bonnie Enlow:** I think he got discouraged when he was told the property was in the floodway. **Donna Burke:** He did say he would make use of it, but I think he wasn't able to make it to the next meeting. I'll reach out to him and let him know when the next meeting is. **Tom LaFollette:** He's talking about the old Salt bin to the left. He was going to build a house on top of it. He's not interested in the building down by ground he wants that up there. **Gloria:** If he wants to buy is then he gets to buy it and do whatever. Does it serve the City any purpose to hold that property? **Tom LaFollette:** That building does not. The one beside it we use for storage which is invaluable to us right now. **Gloria:** The Code Enforcement Officer is not here I know that Walt at the last meeting had Code Enforcement Ordinances we're still working on that moving slowly on trying to get that taken care of. **City Attorney Sholar:** I don't recall having Code Enforcement Ordinances. I recall asking Mr. Bradley to schedule an appointment to come over and see me. **Gloria:** I had visitors down from Louisville that drove through the park and they like it; they said it looked good so thank you all who worked on the park and got the lights up. Last, I'd like to wish everyone a Merry Christmas. If you're traveling be safe, other than that enjoy your family!

City Attorney Walt Sholar: I'm going to advise that we are going into Executive Session. I was at the Ministerial Association meeting last week and the hot topic was homeless; there was a woman there, she said, and I was shocked, she said there were 400 homeless children in Bullitt County. I strongly urge anybody and everybody that can identify these 400 homeless children we need to do something. I'm in dependency, neglect and abuse court most Wednesdays. If there is an adult that has a child and they are homeless and they have that child living homelessly we do something about that. That qualifies as somebody being dependent. The levels of how we deal with dependency, neglect and abuse is as you can imagine somebody who is affirmatively abusive to a child we want to nail that and stop that right away; the next level down from that is if somebody is making decisions that cause them to be neglectful of the care of a child and we remove children and get them where they are being property cared for in that situation and then third if somebody through no fault of their own whatsoever are just unable to provide for a child we strive to get them in a position whether it be with other family and if there is no other family available then friends and if no friends or family

then foster care to get that child in a situation where they are not living under bridges and on the riverbanks. If there are 400 children living in this County that are truly homeless we all ought to be ashamed of ourselves and I'm ashamed of myself. **Faith Portman** gave Walt a name and phone number of a lady to call to get information. **City Attorney Sholar**: As we go into Executive Session the issue I need to talk about I know Arthur needs to be there, Scott and Steve Emly with Qk4.

Donna Burke made motion to adjourn to Executive Session to discuss pending litigation. Stacey Cline 2nd. Motion carried 6-0.

Gloria Taft made motion to return to Regular Session. Lisa Carter 2nd. Motion carried 6-0. Mayor Hockenbury stated there was no action taken.

Donna Burke made motion to adjourn. Lisa Carter 2nd. Motion carried 6-0. Meeting adjourned at 10:16 p.m.

Curtis Hockenbury, Mayor

Tammy Richmond, City Clerk