

**CITY OF SHEPHERDSVILLE  
CITY COUNCIL REGULAR MEETING MINUTES  
MONDAY, APRIL 23, 2018**

Pastor Randy Pace, Family Worship Center 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 introduced Linda Becher, candidate for 49<sup>th</sup> District State Representative; Dennis Mitchell, candidate for 1<sup>st</sup> District Magistrate; Mike Offe, candidate for Bullitt County Sheriff; Denise Arnold, candidate for Bullitt County Jailer; Johnny Richey, candidate for Shepherdsville City Council; Faith Portman, candidate for 4<sup>th</sup> District Magistrate; Bryan Whittaker, candidate for Bullitt County Sheriff.

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

Mayor Hockenbury asked for motion to dispense with reading of the 3/26/2018 regular meeting minutes. Donna Burke made motion. Stacey Cline 2<sup>nd</sup>. Motion carried 6-0.

Mayor Hockenbury asked for motion to approve 3/26/2018 regular meeting minutes as written. Gloria Taft made motion. Donna Burke 2<sup>nd</sup>. Motion carried 6-0.

Mayor Hockenbury asked for motion to dispense with reading of the 4/9/2018 regular meeting minutes. Donna Burke made motion. Lisa Carter 2<sup>nd</sup>. Motion carried 5-0-1 abstain (GT).

Mayor Hockenbury asked for motion to approve 4/9/2018 regular meeting minutes as written. Donna Burke made motion. Bonnie Enlow 2<sup>nd</sup>. Motion carried 5-0-1 abstain.

**Old Business:**

Attorney Tim White had second reading of Ordinance 018-256; rezoning request from Don & LaFern Hedgspeth, from R-2 Residential to B-1 Highway Business (Bonnie Enlow made motion to amend zoning change to B-2 Central Business from B-1 Highway Business at request of applicant. Donna Burke 2<sup>nd</sup>. Motion carried 6-0). Property is 0.242 acres, more or less, located at 299 Old Ford Road listed in PVA office as Parcel No. 037-C00-04-001A. (Ordinance sponsored by Bonnie Enlow.) Bonnie Enlow: I would recommend we use the second one because when we widened Old Ford Road we took quite of bit of frontage on the property to where it can't be residential safely anymore and there is Commercial across the street. Attorney White: There has to be a hearing and I anticipate perhaps you done that at the first reading and made findings of fact. City Clerk Richmond: We didn't find findings of fact we had the first reading and hearing. Walt told us we were going to have to. Donna Burke: But he didn't tell us we had to do it then. He must have been waiting until tonight. Attorney White: That's fine to wait until but there has to be a hearing on it. I'll just complete reading it and you can have your hearing to make that determination. Bonnie Enlow: We had people speak on this at the last meeting. The whole purpose of this being the second reading was to finish this up. Gloria Taft: Was that considered the fact finding? In Walt's letter it says that there has be to specific factual findings inserted after the City Council has held its hearing. Council members had questions for Walt, so Gloria Taft made motion to table discussion until Walt gets here. Donna Burke 2<sup>nd</sup> Motion carried 6-0. Upon Walt's arrival Donna Burke made motion to bring the zoning matter off the table. Bonnie Enlow 2<sup>nd</sup>. Motion carried 6-0. Bonnie Enlow: When we had our hearing at the last meeting and we have to choose and fill out one of these reasons we thought we had everything ready other than to say that and Tim is saying we can't do it now. City Attorney Walt Sholar: What you had to do because the Planning & Zoning Commission did not hold a hearing; we

always have to hold a hearing anyway but the difference between normal and this one is since the Planning Commission made no findings the City Council must. Typically, you don't have to if you're going to take their recommendation. You get to rely upon their findings. Since they made no findings you have to make your own findings. You heard the evidence at the last meeting so tonight somebody needs to state what findings and you all need to vote on findings that you've made of fact. Donna Burke: Can we add based on the findings presented at the first reading ... City Attorney Sholar: You can but you need to state what the findings are. Donna Burke: Did you read that? City Attorney Sholar: I did: The Council agrees to make an exception as to the zoning requirement due to construction performed and the road frontage of said property have adversely effected the further safe use as residential property." Donna Burke: Would that suffice? City Attorney Sholar: The fact that the Commission finds that there has been a change in the area in that the road construction has adversely .... Yes. Donna Burke: Can we vote to do that or are we under a burden of having to send out letters. City Attorney Sholar: No, you don't send out letters. Tonight, is the night that you get to make your findings. You notified the public that you were holding a public hearing two weeks ago and you did. You conducted your public hearing. You need to make findings of fact as a foundation to justify the ruling that you make tonight. Gloria Taft: I know Planning & Zoning has to deal with the Comprehensive Plan, is that anything that the City has to be specific about with this? City Attorney Sholar: That's what that's getting at; the Comprehensive Plan calls for something. The change that you are making is contrary too from the Comprehensive Plan says you have to have a reason for doing it. You could make a finding that the Comprehensive Plan is wrong. You could make a finding that there has been a significant change in the area that causes there to be a need for change from what the Comprehensive Plan was to allow for this zoning. Or a Social Economic change in the area. Donna Burke: Here's how that is going to word: "The City Council after having been presented evidence at the April 9<sup>th</sup> Council Meeting finds that due to construction performed in the road frontage of said property it adversely affected the further safe use as a residential property and hereby agrees to this property being zoned B-2." City Attorney Sholar: I think that would work. Donna Burke made motion to accept this Ordinance. Bonnie Enlow 2<sup>nd</sup>. Motion carried 6-0.

Attorney Tim White had second reading of Ordinance 018-257 establishing a Shepherdsville Farmer's Market Annual License Fee (Ordinance sponsored by Councilwoman Stacey Cline.) Bonnie Enlow made motion to approve. Stacey Cline 2<sup>nd</sup> Motion carried 6-0.

**New Business:**

City Attorney Walt Sholar had first reading by Summary of Ordinance 018-258, an Ordinance repealing Ordinance 017-226 and 0170250 and adopting a Personnel and Pay Rate Classification Plan for City Employees and Non-elected City Officers for the City of Shepherdsville.

**Daryl Lee, Planning & Zoning Appointee:** No report.

**Duane Price, Board of Adjustments Appointee:** Not present.

**Sign in Speakers:**

**Michael Taft**, 124 White Blossom: I just wanted to say something positive about Public Works. I walk in the Park pretty much every day with our dog and after we had the flood garbage cans were spread all over the place, there was a lot debris and our Public Works did a really good job making that Park nice to go to again and walk my dog and I just wanted to give them a public Thanks.

**Linda Belcher and Randy Pace:** We're here to talk about the homeless situation in Bullitt County. I think most of you have probably seen some of our homeless people walking the streets and what you probably haven't seen is they are in places that you don't see on a regular basis. They are there. We have lots of students who are hungry. What they usually do is end up on somebody's couch. There is some concern about when our foster children age out that will there be a place for them to go. In Bullitt County we have Room in the Inn which takes care of our men. But some of our women have been concerned to be there with their

children because they don't know who's in the building. The men are being taken care of, but we feel like there needs to be something for our women and children. This group has had several names, but this is who we are at this time. We've been working on this about 2-1/2 years trying to take it slow to make sure we do a good process because we want this to be something that will last, and we feel there is a great need for it. Right now, what is happening is there are Committee's that are working, and we get to be on this Committee and with us is Rob Beckett, Joe Bohannon, Randy Pace, Andrea Renfro, Roberta Stuttermann, and me. Randy will you tell them what we do with our fund-raising money because that's what we're going to be talking about.

Randy Pace: Our money comes in from whatever sources it is, we receive money from a lot of different churches and organizations that support this and what we're looking to do is to build a sustainable program. We haven't moved because it takes a lot of money to pull off something like this and when we do it we want to do something that in working down the road in one year, 3 years, 5 years. What we're doing is we are working to provide funds where we can purchase a facility and we are expecting to get in-kind donations so we can get this building brought up to Code. Right now, our Health Department does not have an inspection requirement so we're in the process of building these things as we go. What we are looking for is funds in order to keep this going. We are looking to hire our first person; a part time administrator and that administrator is going to be in charge of fund raising as well as coordination with the Community and as this person develops the funds then it will become a full-time position. What we're looking for is support to get this moving. We are not planning on being top heavy as far as salary. We're looking to get people with a desire to work in this field. That's what we're here for.

Linda Belcher: And we want you all to know that we are very aware that the public needs to trust how we're you're using the money and where it goes to. So, would you mind telling them who are banker is?

Randy Pace: Our banker is local. We deal with First Harrison. We have dealt with them since we started and at this point in time we have approximately \$34,000 on hand. We do not have a great deal of expenses. We belong to the Chamber of Commerce. We have a few business expenses. We have a physical location; the City of Mt. Washington was gracious enough to donate us rooms that we are meeting in their Annex Building, so we have a physical address. We're looking to get established in this Community. We're here to stay and we're looking to get a footprint so that people can go past a building and when you put your roots down in a location people are more willing to participate and support it. That's what we're looking for is to make this a Community organization, we're not looking to force something that people don't want. Right now, it's hard to say exactly what it is because when homeless is mentioned what I see is this drunk man staggering down the sidewalk in Louisville. I don't want that man filling up my ... I don't think you do either but what we're looking at we're going to build a quality program that we've got expectations that our people are going to be leaving. We're going to be starting with women with children and that's our primary focus.

Stacey Cline: What is the name of the group?

Randy Pace: Bullitt County Housing First.

Donna Burke: That property Joe purchased, and Rob had spoken about ...

Linda Belcher: We're in pre-negotiations with that.

Randy Pace: That is on the table. It doesn't mean it's a done deal but that is a possibility.

Linda Belcher: What we're trying to let people know is this is not a place where a drug addict would go to get services. This is a place where a woman who is down on her luck with her children or without her children can go; and what we want to do is give them a hand-up. We want to if they need some help understanding how to apply for a job. If they need nutritional services. Services that we can provide here in Bullitt County. We are not there to have somebody stay two years of whatever; we want to educate them and give them the opportunity to get a life. Let me go back and tell you that we have gotten grants from Metro United Way, Fiscal Court has offered money, and of course anytime anybody offers—in fact we're requesting a lot of it. We've requested that Senator Seum try to get us money in the Budget for Frankfort but haven't heard from him yet. I will let you know that whenever we get money from organizations we do updates and let you know that this is what's being done because we feel like if you donate to us we are partners and you deserve that. We will be giving you a letter and making a request for money to be put in your budget so that we can start doing some more things. The money will primarily be used for operational. Most of what we do we volunteer to do. I already have people asking me if they can volunteer when we get the building. And the answer is absolutely. We want volunteers. We want mentors. If you have any questions we would be glad to answer them or get answers for you if you can't answer.

Mayor Hockenbury: Are you going to be going to the other 7 cities to get the word out not necessarily to ask them for money.

Linda Belcher: Oh yeah we do. You know as well as I do that there are some smaller cities, Burkland Garden is not going to be able to give as much as Hillview. But yes, we're going to ask because we feel like everybody needs to be involved in this.

Donna Burke: I went to the meeting they had at the Library about the issues with the homeless and I don't know if they expected them to

but there were several residents from the Shannon Lane area that showed up and while this is for women their concern is those women whether they are married or not with children have boyfriends that may actually be coming over so that's an issue I think you all are likely going to have to address. Linda Belcher: We have already started with what our goals will be and really what the restrictions will be. I feel like especially if we have children there and because of the residents who live around there we need to make sure it's a good place to be. We also have had different groups visit places that are in the process or have already been experiencing this type of program. We're trying to get the best ideas from where ever we can find them. Randy Pace: This will be a quality operation. Mike Hibbard: Can you share with us the level of support you got from Metro United Way and Fiscal Court? Linda Belcher: I believe \$25,000 last year and we've applied again for another \$25,000 from Metro United Way. We have done our end of the year review and it came out rather positive. Fiscal Court and Mr. Mitchell may be able to share more than I know at this point because another group is asking there. It's my understanding there is a total of \$20,000 put aside for the homeless so I guess what we'll do is probably make a pitch there and let them know what we're going to need the money for and they'll decide how to divide it up. Carl Rogers: It's great to see other activity in the area of homeless in Bullitt County. I'm the founder of Room in the Inn, Bullitt County. We just entered our fourth year of service in Bullitt County. We have men, women and children. We have two children on with us tonight ages 4 and 12 so in case there's an overflow it would be a welcome addition. Nelson County just went from a fixed shelter to a Room in the Inn model because if a permanent shelter holds 12 people and you've given them a certain place and not having a place to go. So, the flexibility of a Room in the Inn concept we have about a 40-church network across the County and tonight we could handle another 6 or 7 people; we're seeing that the numbers are going down really quickly with displaced families and homeless individuals. (Can't hear rest of comments—he's not at the mic.) Linda Belcher: The one thing I haven't added was we actually have women who are sleeping in cars with their children. It's pretty bad in the winter time but it's not going to be very comfortable in the summer time. Right now, we are really starting to push and try to move forward especially before next winter. Linda Carter: Mr. Rogers, are you transporting any homeless people from Jefferson County to Bullitt County? Mr. Rogers: No, we do not transport out of Bullitt County. Stacey Cline: Linda, are these Bullitt County people? Linda Belcher: Yes. And again, if we have people who come to us that need extra services we are compiling lists of where we know we can send you because we can't take care of everyone. Stacey Cline: What about a clothes closet in your facility? Randy Pace: We have access to the Outreach Thrift Store where we refer people. We have partnerships that we have established and we're going to grow that but we're not going to be able to do all these things, but we are going to have access where we can send people. One of the things we're going to require is for people in the program is they are going to have to be involved in some kind of education courses. These people need to have some life skills. They need to know how to balance a check book; do a resume; they need a GED. That's going to be part of the program. We're not just housing drunks, we're going to be teaching people how to live for the rest of their lives. Not just to get them in and dry which is important but we want to change the program so when these people get out they are going out to be productive citizens; paying taxes; providing for their children and not have to look at somebody else to provide for them. Linda Belcher: We've got lots of groups; right now Hebron Presbyterian Church are really on board; they are having services and collecting money for us. We have a lot of churches that are participating. The one thing that I do want to remind everybody is Rob Beckett is not here tonight, but he's been very instrumental in getting both Little Shepherd's Pantry and if you have not donated food you might want to consider when you go to the grocery maybe picking up a few things especially once school is out. Now our children are at school and they usually get at least two good meals. When school is out that may not be the case. The one thing we did find out recently that probably a pretty sad thing to think about in this County but if you donate food you need to put a big D on it for donate or mark through the barcode because we have been told we have people who have been taking the food and selling it. Just don't forget we need those children to have food during the summertime too. Donna Burke: Rob has started a Dare To Care operation on Tuesday night at the Church. Randy Pace: We have Dare To Care there, we have Dare To Care at Ray of Hope on Raymond Road, Mt. Washington has one, LJ has one. There are various Dare To Care programs that are available through our people. Linda Belcher: We have lots of groups that are doing dinners. I think HOPE is still doing dinners; First Baptist is, so nobody should be going hungry in this Community.

Bonnie Enlow: I did the updates that you asked for; of course, the Summary won't have that in it, but can we still go ahead and do the Summary tonight? City Attorney Sholar: We can. Gloria Taft: Summary of what?

Bonnie Enlow: The job classification ordinance. Gloria Taft: I've never received a copy. Walt doesn't the City Clerk have to be confirmed by the City Council? The Mayor appoints; the Council confirms. City Attorney Sholar: Anybody that is a non-elected officer; if they take an oath, they have to take an oath and they have to be confirmed by the City Council. If they don't take an oath they don't have to be confirmed by the City Council. And it doesn't have to have any language in the Ordinance that says officers have to be confirmed because State law requires that they be confirmed so that does not have to be included in the Ordinance. You email said 83A.030 it's 83A.080(3). Gloria Taft: So you're saying the Ordinance doesn't have to say that because it's State law. City Attorney Sholar: We can't go against State law. Gloria Taft: I still don't have a copy of the Ordinance in its entirety. Bonnie Enlow: No, you got an email with it; she's going to print them and put them in our boxes tomorrow because I had to update, according to the letter he sent out today said that I had some things numbered wrong, I had a typo, it was simple non-legal changes. It should say that on his letter. The only thing we're doing today is the Summary. We're not voting on anything. City Attorney Sholar: In an effort to be clear to everybody I'd like to read the letter I sent to the Mayor today. The responsibility of the City Attorney is not to dream up Ordinances or to determine what we need Ordinances on that's the City Council. My role is to examine what the City Council has proposed for legality and form and that's what I've done. What we pointed out is in this letter to the Mayor: "Dear Mayor, Attached please find a Summary of the proposed Ordinance 018-260 received by my office April 11, 2018. In preparing the Summary several issues were noted. There are three minor apparent errors in the proposed Ordinance. I have not corrected them in the Summary. They do not violate the law and will be simple to fix and are the type of thing that can properly be done between the first and second reading. They are issues as to form not legality. There are two sections Thirties; that a form problem not a legal problem; this means that the second section thirty should become section thirty-one and so on for the numbering of the following sections. On page 53 of the Ordinance graduation from a credible college is referenced. Probably accredited was what was intended as opposed to credible. That needs to be the word accredited. A typographic error but a significant error if it's left in that form. Section 48 severability provision which would be renumbered 49 per one above is a repeat of section 40; forty-one after the renumbering per one above and therefore unnecessary. They were an exact replication of the other. Page 72, the proposed Ordinance provided that the Police Clerk reports to the Administrative Sergeant. There is a section in position description for Sergeant but not Administrative Sergeant. It may all Sergeants have the same position requirements and description and Admin. Is not a position but merely a work assignment for a Sergeant. If this is so no change needs to be made regarding this". I submitted the Summary with it. Mayor Hockenbury: It's all fixable. You can go ahead and read the Summary. City Attorney Sholar had first reading of Summary 018-260 Summary of an Ordinance repealing Ordinances 017-226 and 017-250 and adopting a Personnel and Pay Rate Classification Plan for City Employees and Nonelected City Officers for the City of Shepherdsville, Bullitt County, Kentucky. Bonnie Enlow: I have a question. I noticed you were reading the dates effective for certifications and longevity of July 2018; this was originally to be passed before July 2017 for these to go into effect. Is that going to be a problem? City Attorney Sholar: I don't know that it is. I'm not prepared to answer that. The Ordinance says that goes into effect 7-1-2018. I don't know how that fits in to whatever you're thinking was. Bonnie Enlow: The Fire Department and Police Department have their longevity scales set up they were effective 7-1-2017. Comment from audience: we've had them longer than that. Bonnie Enlow: I think you've renewed them every year with a new date. I know the last one we received it said effective July 1, 2017. Those should be in effect already. City Attorney Sholar: You can't pass an Ordinance today that deals with a raise in 2017. Whatever raise you're talking about that is in this Ordinance or whatever that scale is talking about for a raise, it has to be in the future. You can't pass a law today that says they get a raise a year ago. Donna Burke: If there were longevity scale that have not previously been included in a pay scale and classification what happens to salaries that have already been paid based on that longevity scale? City Attorney Sholar: If the longevity scale was not included in some pay and classification ordinance then the money that was paid somebody has a claim that was improperly paid. Bonnie Enlow: He says it didn't change from one to the other. Fire Chief Layne Troutman: An Ordinance is passed every year with us. Donna Burke: You had one previously included? Chief Troutman: Yes. City Attorney Sholar: When the Mayor and I first came what we found we were quite concerned about a lack of a pay and classification ordinance. I had long discussions with myself, and other lawyers here in town and I had very long discussions with lawyers with the Kentucky League of Cities as well and we determined that we just needed to get a pay and classification ordinance on board. The problem was they had pay and classification ordinances, but the City had different ones that instead of specifically setting out that an ordinance was

repealing 5 Ordinances before or a particular ordinance it just had a clause in it that said any ordinance that is in conflict with this ordinance, is hereby repealed. That put us in a spot that we had to go back and try to read 15 Ordinances from 1974 to find out if it was in conflict or not and we found a bunch of them were some of them ... I was of the opinion that all of them ultimately had been in conflict and that we did not have a proper pay and classification ordinance at the time. Mike Hibbard: I want to make an observation, I don't recall what department it was when I got the email of the full ordinance. I believe we addressed an issue of taking salaried positions and not referring to an hourly base. We removed the hourly reference and just the salary ranges. I believe in the back if you look at some of them the longevity portion still lists both. It lists an hourly and a salary. Bonnie Enlow: I didn't look at those. I didn't make those. The departments made those. Donna Burke: That would be changes that we need to incorporate before the actual second reading. Mike Hibbard: Just my observation but if you remove the reference in one location ... Bonnie Enlow: I'll contact the Department Heads and ask them to make a new one. Mike Hibbard: It referred to an hourly and I think it had to do with starting; it started here and had a corresponding salary with it. Donna Burke: It may have been because you had to actually determine based on that salary what the hourly worked out to to be able to determine the increase on the longevity part. Mike Hibbard: My opinion, if you're giving a salaried individual a raise why do you have to refer to an hourly rate? You just giving them a \$500 or \$1000 raise or whatever. Donna Burke: It seems like they ought to be excluded then from the longevity is what you're saying? Bonnie Enlow: I understand what you're saying. He just wants it to read the same both ways. Mike Hibbard: If you are employed and you receive a salary if the Mayor so chooses to give raises within those ranges if he decided to give a salaried individual \$1, \$500, \$1000 raise whatever on their pay voucher for that indication you just simply have to say this person received a \$500 and then it probably will revert to something. Bonnie Enlow: I'll take care of that.

#### **Department Head Reports:**

**Fire Chief Layne Troutman:** I didn't get to talk to Walt today; I talked to Tim a little bit in the last two weeks. I guess what I need to know because I think the Council has to be the ones to decide if they are going to do that or not if we can use the HGACBuy for our purchase. City Attorney Sholar: Here are the issues I've run into in looking at that. What the Chief is talking about there is evidently an outfit called HGAC and it is an outfit from down in Texas, Houston I believe. We've looked at their Website. They are a group of cities; there is a set of statutes and we have a Statute I believe it's 424.260 that requires that anything that we spend over \$20,000 we have to put it out for bid. There has been some question as to whether or not the City has at some point in the past adopted the Model Procurement Code which is set out in Chapter 45A of the Kentucky Revised Statutes I can find no evidence that we have. Somebody would have to show me an Ordinance that shows that the City did adopt the Model Procurement Code. In order to adopt the Model Procurement Code it has to be by Ordinance. Nobody was able to provide one to me. At any rate I don't know that gets us of the woods. KRS 45A.300 has got a bunch of definitions about public entity units; local public entity units, State public entity units and what those are is agencies of State government or local government. Local government being cities, counties, districts, etc. It provides for a means by which cities can join together and purchase stuff collectively and it also has a definition in it for foreign financial entities. It defines a foreign financial entity as any entity that would be a public financial entity if it were in the State of Kentucky but it's not in the State of Kentucky. Then we have to look at does HGAC qualify as one of those. It may I don't know that it doesn't and there is another section that says that if it is from someplace else and does not follow the Kentucky State Code then the State Public Finance Officer has to certify that organization operates in a fashion that significantly is like ours to ensure that its not the matter where we do it for bid it's how much money you put under the table to get the thing bought. That's what I don't know right now. Did Tim get back with you on that because we arrived at that this afternoon. Chief Troutman: No. We talked earlier this morning. I sent some stuff to the Council; the same things I gave to Tim. We contacted the City of Erlanger and the City of Nicholasville. Nicholasville just bought a fire apparatus off the same contract last week. Actually, Campbell County Government uses it; City of Frankfort; City of Newport; Harrods Creek Fire Protection District; Camp Taylor Fire Protection District; Louisville Metro City Government uses it. It's used by many cities throughout the State. I was trying to get clarification how they are doing it and if we could do it. City Attorney Sholar: I believe you. I have no doubt that what you're saying you believe to be absolutely true. I'm not prepared to say I don't need to look at that because those other guys must know what they are doing. Chief Troutman: I understand that. Actually, when I talked to their City Clerk she encouraged me to have Tim call and talk to

their attorney. I don't know if did or not. City Attorney Sholar: He talked to me. He asked me about calling some lawyer up in Erlanger. I urged him to do that. But just because that lawyer in Erlanger says this is good to go but he can give me his reasoning and he can perhaps cite me to exactly what I need. One thing that I found that I feel fairly sure of it it's an outfit from out of the State somebody with the State is going to need to certify that they do operate that under a system like ours. Here's what it gets down to. The City of Shepherdsville can buy a fire truck from the City of Louisville. The City of Louisville has a fire truck down there and we determine that it's worth \$100,000 and they determine they will let us have it for \$100,000 we can go buy it; why, because the State law requires them to have bought it under a competitive bid process and we can trade stuff between local governments as we can. Same thing goes we can buy a fire truck from the Kentucky National Guard from a State agency, we can buy a pick-up truck, we can trade money and get a truck from the State Police or State Highway Department. When we start going outside of the State of Kentucky we can get a fire truck or equipment from the State of Indiana or Florida but in order to do that and give them our money we have to be able to document that they did purchase that under the same system that we have of required competitive bidding or the State Finance and Administration Cabinet has to certify that they have a comparable system. They may or may not have done that already for this HGAC. I want to urge someone to reach out to the State Finance and Administration Cabinet and verify that they are good with it. If they send a letter saying we've checked this out and it's good, then I'm of the belief it's good. Donna Burke: If he finds out from Nicholasville, Erlanger or whoever and they have that letter on file that would suffice? City Attorney Sholar: I'm not prepared to take Erlanger's word for it I want to take the State Finance and Administration Cabinet's word for it. We don't want a Xerox copy of the letter.

**Community Planning and Development Director Faith Portman:** The Mayor, myself, Tom LaFollette we took a tour of Speyside. I put in a phone call to them and they decided they would like to donate to the City of Shepherdsville. They donated 20+ barrels to use for flowers to be placed down Buckman Street. They told me if we needed more to give him a call and he would get them ready. This is approximately \$920 worth of donated barrels. That was awesome. It's a great place. If you've never been there or toured it's really a nice place. The week after Derby we're going to start putting the barrels out. We've talked to local places about what kind of dirt to put in them to keep them moist, so you only have to water every other day depending on what the weather is like. Next year we plan to put them down the other end where the construction is right now. They will be donated as well. Planting around the signs will begin soon. I'm working with a local group that is going to plant all the shrubbery. We've got a check coming from Tourism that will be put in the Beautification Fund for the signs that Lisa is displaying. I think it was \$500. I've sent an email for next year and we will get the same grant or more, whatever is available. The Farmers Market, I've been meeting with the vendors; we're going to have another meeting soon. We're up to 15 vendors now. I'm also working with Robards Farmers Market and we're going to try to have ours on opposite weekends, so we don't overlap each other. Her first one is on Sunday so I'm going to attend that and help her out. The Classroom Garden is coming along. We're going to start work on that as soon as we get all the plants and everything we need. Public Works is going to help clean it out. We're working on Bullitt Blast; Tony Thompson and I have been in touch with each other. If anyone has anything to relay to Tony regarding a tent this year just let me know. I have a question for you Walt. I have been approached by a 501 (c)3 that want to volunteer to pick up garbage in the park or help plant flowers. Is there any reason they couldn't? I was worried that if they got hurt but they said if anything happened they would be covered under their insurance. Is there a problem with that? City Attorney Sholar: I have not seen their insurance policy so I'm not prepared to tell you that will be covered. I can tell you that some years ago when the County would use volunteers we had some policy through our insurance carrier that they would be covered under workers' comp if they were injured. I would suggest you check with our insurance carrier to see whether that is so or not. Otherwise if the City wants me too and this 501(c)3 want to send me their insurance policy I'll read it. I would urge you to get in touch with our insurance carrier and insure that our insurance carrier is good with us having volunteers work for the City. What we start running into is do they qualify for an employee? What's the difference between an employee and contractor? An employee is somebody that is given direction of what to do. A volunteer doesn't necessarily follow with it but when you start getting into fights with workers' comp insurance companies as to whether they are going to cover or not. I'm also going to ask the Council to approve; I'm going to be purchasing a tablecloth for events that says Planning and Development City of Shepherdsville. There are a few other things, I need some more signs for the Farmers Market, we want to put out signs saying when its going to start and let people start to get familiar

with that. I'm going to need to get some money approved so I can buy these items. I'm just going to say \$2000 to cover in case I need any flowers or shrubs or anything like that also. If you all don't mind to approve that amount. It may be \$200 I don't know. Donna Burke: I make motion that we approve \$2000 from the Beautification Restricted Fund for reasons as stated by Faith. Bonnie Enlow 2<sup>nd</sup>. Mayor Hockenbury: Actually, if it's over \$1000 it has to come before me because my Executive Order says any spending budgeted or not over \$1000 comes to me. Gloria Taft: Have you gotten any estimated on anything? Faith: The tablecloth will be approximately \$200; I can't give you an estimate on shrubs because I'm not sure how many it's going to take or the signs. Donna Burke: You just want up to that amount. Faith: Up to that amount it may not be. There are supplies I'm going to need for Farmers Market. I don't know what the signs are going to cost. Lisa Carter: Is there any way you can get a list; I've broken all this down that I'm going to ask tonight for the Council to approve. I have a breakdown of everything that we're going to do. You can get a breakdown of cost from any nursery on any shrubbery. Faith: I know a tablecloth is going to be about \$200. Donna Burke: Do you need this before June 9<sup>th</sup>? Is that the target date for when you actually need this? Faith: Some of it I'm going to need before then. Donna Burke: Will you have the ability by our next Council Meeting to have those estimates available? I withdraw my motion. Bonnie withdraws her 2<sup>nd</sup>. Faith: Yes Ma'am.

**Public Works Director Tom LaFollette:** I want to let everyone know that we are going to try and patch potholes a couple days a week for the few weeks, whatever it takes weather permitting. We thought we were going to start last week but we all know how that turned out.

### **Council Comments:**

**Gloria Taft:** I had an opportunity to meet with Donna. We had a good conversation trying to build bridges. Previously I had talked about when Council voted to have money moved in to a restricted account, our City Controller has now moved that money. That money is secured in a restricted account so that we are saving money for future need or disaster which is good news. Tonight I received the last of my financial reports that I have requested so Stephanie is looking to get all the Council members all the reports that we need so that we can read them. She's doing her best to educate us how to read them better so that we can be a better Council. A question that I keep bringing up have we heard anything on the sign off since the building is paid off. City Clerk Richmond: I got in touch with Jim Rice and I thought the deed was coming from them. However, it's not. Walt actually according to Jim needs to draw up the deed. I've given him everything that they have given me. We are working on the deed I just don't have it in hand yet. It's more complicated than I thought it was going to be. Before this Council came in this Council was working on zoning of pieces of property within the City limits that either had no zoning or improper zoning. The City got to a point where we were going to send letters to those land holders to say this is what we believe the zoning should be if you're in agreement do nothing if you don't agree please bring us documentation. When we set this year's budget that we're operating in Arthur made the statement that by December he believed that that could be accomplished. I know there was some legal reasons we had put that on hold for a while and I believe that legal reason is now settled. Are we moving that project now at all or is it dead in the water because of other more pertinent issues that the City is dealing with? Mayor Hockenbury: There are 62 active projects he is currently working on. City Engineer Arthur Jones: Because this is so important we've been in contact with PVA and Planning and Zoning over the last two weeks. We've got a meeting set up on Thursday morning between the PVA office, Planning and Zoning and myself to sit down and talk about sharing data between the PVA and Planning & Zoning and The City of Shepherdsville so that we can help Planning & Zoning get some better records from the City's standpoint to them and then so that they can share that information with PVA to update their sorely outdated parcel data with some actual survey grade data that we have from the mapping of the subdivisions specifically. Yes. Now that that settlement has taken place and that court case is gone we're back on trying to make sure we get into this zoning and get that ratified and fix the way it needs to. Felisha Harper is the Administrator of Planning & Zoning she and I have been in close contact over the last three weeks to try to determine exactly what steps we need to take for an area wide rezoning. We would be the applicant as the City on behalf of the property owners so Felisha is supposed to get back to me at our Thursday meeting as to whether or not we would have to have signatures or authorization from them on how all that has to work but we're thinking about doing that in phases so that instead of doing the full City all at once that might be a little too much to handle we might try to do a quadrant or 20% of the City and get comments from those and see if there is any official documentation to back up anything that may be different from what we have on record. Gloria: Weren't we



done to 17 that were completely unknown. City Engineer Arthur Jones: I thought it was 72. I could be wrong I'm speaking and don't even have the data in front of me. Gloria: So that is moving, we are working on it because isn't our tax base affected by these as well? Arthur: Not by the zoning but by the annexation. The annexation is also another project that is in the works. It does have a small influence on the taxes whether its zoned Commercial or AG. Mike Hibbard: There has been some mention from time to time about PVA being behind on valuations or assessments. Is there any way that we some of us, somebody can communicate with them and maybe get their priority to be the larger pieces that would bring in the most revenue; get those things up to date first. Someone's private residence is not going to create the revenue that one of these warehouses will. Arthur: I'll be able to check in with Bruce this week at our meeting to see what their status is because I don't know where it is at the moment but after Thursday I'll check in with him to see where they stand or where the need assistance or what their hold up might be.

**Mike Hibbard:** Donna and I got to meet with Scott and Arthur at the Sewer Plant on the specific issues I had on my list plus they took the time to explain to us just how they are totaling money for their projects. To make it clearer to all of us because they budget a certain amount of money in this Fiscal Year's budget that is not the total they will need for the project. We addressed if nothing else put in parenthesis next to the line item what the total project is projected to be. They said they went between two budgets is because their construction year overlaps two budgets. Sometimes what doesn't seem so obvious becomes very obvious once you sit down and discuss it. We got all that taken care of. We did get to meet with Chief Troutman, all of us at different times on his projects. I think I still need as many of us that can meet with you and discuss just the specifics. Tom I was wondering if sometime in the next week or two we could get together on yours. Just let me know what works for you I'm pretty flexible. And we encourage anyone else that want to come along to join us. That just leave Chief McCubbin. One of the grants that Chief Troutman has been applying for; we all sit here and think okay he's going to apply for a half-million dollars grant that could be used to go toward almost 33%, 1/3 almost of a new fire station. Some of the restrictions we find out later is that when you apply for that grant you can't start anything else. You can't even go out and get an architect to draw up plans. You have to literally sit there and wait for them to decide whether they are going to issue this grant or not and if Chief Troutman starts today it could be December before we even get an answer and if they decide to answer us no we have lost a full year in actually getting that started. Sometimes when you wonder why something doesn't get done this is why. And if the HGAC doesn't work out we're probably going to two years. These are the things you get surprised about. You don't think it could be this bad, but it is sometimes when you have to deal with all these other agencies. And sometimes you wonder if the money is worth it, but half million dollars is a lot of money. Donna Burke: Knowing you need another fire station can you have already started it and get money after the fact. Chief Troutman: We went to Frankfort the other day and actually what we were told, we still have to purchase a little bit of property to go with the other property we already have; we were told to hold off don't touch it we can't do anything else from this point forward. We wanted to go ahead and bid the project out to get a cost to figure out exactly what we were looking at and we can't even bid it out. I think the deadline is July 1<sup>st</sup> and it might be six to eight months before we actually get an answer whether or not we get the grant. We do have to do a study in between. The area the station is going to serve has to be median to low income, 51% so I really don't know if the area is going to fit that parameter or not, but we have to do 400 surveys. Donna Burke: I wanted to bring up something too when Mike and I met with Arthur and Scott I think we've had talking at cross purposes when it's come to mapping and the questions that have been addressed to Arthur. I think we've been on the page of that being road construction, and which project was going to be hit first most of the time when those questions have been asked, and it's actually to do with the sewer mapping and that's why it is taking such a long time because they are actually mapping the whole underground corridor of those sewers. Not just a matter of typography of the map.

**Lisa Carter:** We have been talking about the gate here in front. To give everybody an idea of what we are trying to do the gate that are presented in front of me here for the gates that were in City Park that got ran through that were damaged. We are going to use these gates and have them touched up, attach 4x4 posts on each side, put them in the ground at the location of 61 South at Cooper Run Road and Highway 44 West at the VFW Post to put the other one. Those are older signs and we thought we would start there. I wanted to give a breakdown; it's still not cheap, I'm not going to say we are going to get this project done cheap

because nothing is cheap anymore. If you want cheap you get cheap. I did reach Mr. Rice with Flynn Brothers with the Cooper Run location and he said that he was fine with that. He just needs us to get a letter sent to him with the City of Shepherdsville letterhead, so I'll get that information drawn up and give it to Tammy. Mr. Anderson with the VFW Post said he had no issues with placement on their property. The estimates that I have gotten to paint and fix the gates from Tony's; and I'm trying to use all the local businesses that I can use here in the City, Tony's Body Shop \$600 to paint, fix and weld those gates back up; Ridgeview Garden Greenhouse, I was estimating 4 scoops of lava rock: \$380.00; Magic Border for 80 foot of border 40 foot on each location: \$810.40; Signage was from Amazing Signs which Troy Beam has given us \$500 toward the signage: \$975 each; the material that the backing is going to be made of is on the floor in front and the lettering is going to be like shown. It will be \$975 for each of the silver backing and all the letters per sign which totals \$1950; Ken-Mulch, the purple plans that I've shown on the sides, I've asked for 4 of those and that will be \$104.88; I don't have a price for the 4x4 posts yet; 4 bags of concrete \$13.00; and Bullitt County Tourism is going to kick that \$500 back and I would like to make the motion; I applied for the grant last February and it was strictly stated in the grant material signage only, so I would like that money to go to the Beautification line item. City Attorney Sholar: Once money comes in to the City's coffers the people that control those funds are the City Council. Faith: I had to send a letter stating that it's for signage. Lisa: There was going to be some extra flowers to place in that circled area. I didn't have the total cost on that or the bolts and nuts to attach the fences to the 4x4 posts. I'm leaving \$250 allotted there. Total \$3500.00 to get the two gates. Bonnie Enlow: Made motion to spend \$3500 for signs and flowers and necessities. Donna Burke 2<sup>nd</sup>. Motion carried 6-0. Faith: You will have to have a list of vendors so we can do a P.O. Lisa: Right. The company doing the curbing will need the \$100 license fee since he is actually working in the City is that correct. Yes.

**Donna Burke:** I just want to add on to what Bonnie was saying. I went home the night of the meeting where I motioned for the Beautification Committee to be disbanded feeling horrible at the implications toward you Lisa because that was not anything against you at all for your performance on what you had been doing; it was addressing a need that was established that evening of no money for someone in a position that obviously needed the budget. It accomplished two birds with one stone; it was not the best way to go about it, so I apologize.

**Stacey Cline:** I've never been a fan of Facebook but I'm on there now and I have gotten several calls from people that are on Facebook that see what the Chief is putting out there about getting drugs off the streets and I just say kudos to all the Police Officers that are doing this. I love it that I can pick up my phone and see who is committing the crime and doing what they are doing in the City of Shepherdsville we need to stop this. I am a fan of that. Mike Hibbard: I just would like everybody to know so that you don't consider any favoritism in this Police action, that I was the beneficiary of one of their major finds here. It was about six doors down from where I live.

**Bonnie Enlow:** I want to thank B&B Pharmacy for getting the donation of the Narcan to give out to Fire, Police and EMS. They are a great pharmacy and I just want to give them a shout out. As I've said before I collect for Veterans for the toiletries because the VA does not provide that for them as the hospital when they go in. I have got enough now for all the beds to take my donation for this year. I'm going to get with Tom to take a picture of all this, because it's a lot, I'm supplying for close to 250 beds plus extras. We've also bought p-nut butter crackers and things like that to give them. We continue to collect year-round so if anybody has any kind of toiletries for these Veterans I'd appreciate any donations. I go once a year. At a recent meeting I was mistaken in understanding when we did the thing with the Beautification Committee, I thought we were just taking away the Chairs out of the Council. I did not understand that we were actually disbanding the Beautification Committee. Stacey didn't understand that either. I went back and read the minutes and found that is what it was and it's not what I intended; not what I understood. Still that Faith would be in charge of it because of her position but I would like to make a motion to reinstate the Beautification Committee because I think we need it and I think it's important. Lisa had done a lot of hard work on it and it has done a lot of good. I just want to apologize to Lisa because I misunderstood what was going on and that's not what I wanted to do. Stacey Cline 2<sup>nd</sup>. Mike Hibbard: There are provisions in the KRS book, there are provisions in there for the proper way to form a Committee and provisions on the proper way to disband a Committee. It's just my suggestion that before we go ahead and start another one tonight like it was started before, that we read that

to make sure we are doing it the right way. Donna Burke: I don't think that was what she was saying. I think she was saying whoever was on the Beautification Committee before would be reinstated to the Committee with Faith being Chair. Bonnie Enlow: I'm not starting another Committee. I'm just reinstating the Committee itself. Mike Hibbard: With a different Chairman. To me the Committee was disbanded by vote. It's gone. Now we're going to start another one. I'm just proposing that we read this and speak with each other and we start it correctly. Stacey Cline: I withdraw my 2<sup>nd</sup>. Bonnie Enlow: I withdraw my motion.

Donna Burke made motion to adjourn. Lisa Carter 2<sup>nd</sup>. Motion carried 6-0. Meeting adjourned at 8:49 p.m.

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Curtis Hockenbury, Mayor

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Tammy Richmond, City Clerk