

**CITY OF SHEPHERDSVILLE**  
**MONDAY, October 25, 2021**  
**6:30 PM**

Invocation given by Jake Newton and the Pledge of Allegiance was recited.

Mayor Hockenbury called the meeting to order at 6:32 p.m.

Council Members Carter, Cline, Enlow, Hibbard, Huffman, and Newton were present.

Mayor Hockenbury asked for a motion to approve the 10/11/2021 regular meeting minutes. Motion made by Kenny Newton. 2<sup>nd</sup> by Stacey Cline. Motion carried 5-0-1 abstain (DH).

**NEW BUSINESS**

City Attorney Tammy Baker open sealed bids for a Facilities Access System for City buildings. The first bid from Stanley Convergent Security Solutions Inc., total installation price \$223,000. They do not require an upfront deposit just \$223,000 upon completion and no monthly fees. The second bid received was from Johnson Controls. There are two different options. Option one--Johnson Controls will finance. We would pay an upfront fee of \$59,000 with an annual payment of \$34,121.46. That's just for this building, 634 Conestoga. 149 Orion Drive up front fee \$17,008 annual payment \$7499.79. 485 Old Ford Road upfront fee \$3000 annual payment \$2,654.07. 170 Frank E Simon upfront fee \$1000 annual payment \$1,272.21. The total upfront payment for all four of those buildings would be \$80,000 with the annual payment \$45,547.53. I don't see where it says how long we would make that annual payment. Option two is an outright sale. Upfront fee \$154,791 with an annual payment of \$24,263 for a five-year agreement. I don't know if that means there will be an annual payment for each year of the five years. That's what I think this means. Mayor Hockenbury asked Sgt. Darren Patchin to take the bids, do a comparison and bring it to the next meeting to make a recommendation.

City Attorney Tammy Baker had first reading by Summary of Ordinance 021-035 amending Ordinance 021-030. I'm only going to read the part that we're adding. Section 41 is hereby amended to add an increase in pay for Class Three license Collections/Class Three license Treatment. Increases will be retroactive back to July 1, 2021. Again, that's the only change; to make that raise retroactive. Bonnie Enlow: We have a couple clarifications we need to work on here because it says his certification has expired. Mayor Hockenbury: Our Payroll and Accounting Department does have some certifications in question. I think one of them had a Class Three but didn't have a Class One and Two. The question was if they have a Three certification do we still add for One and Two? Bonnie Enlow: And we answered, Yes, if they test for Three, it's got One and Two in it. Mayor Hockenbury: Gayla what information do you have on that? Gayla Bright: In the Ordinance that you all passed it says you must have Certification that requires you to get tested. We need a copy, and a copy should be filed in the employee's personnel file. When I was going through a general audit of Certifications, we have an employee that was getting paid for Class Three Collections, a Class Two Collections, a Class One Collections, and Class Three Treatment. When the certification came to me finally, he only had one Certification; that was a Class Three Treatment. I asked him if he only has that one Certification; he said, Yes. So, his pay reflected a \$3.00 cut on the hour because he was getting paid for certifications he did not have. One of things I think the Council was thinking is, if you do have the Class Three, you wouldn't go back and get the one or two, it's all built in. Bonnie Enlow: Rocky can explain it. Gayla Bright: But here, you must have three years' experience and level One and Two certificates. In that order. What are you if you take a Three? I get what you're saying but it says you have to have those two certificates. Mayor Hockenbury: Rocky, do have any comment? Rocky Price: Initially, when we first started, we were directed to test the Class Three. When I started, I was directed to

take Class Two Collections. Now if you make the test available to us you cannot test backwards, progressive certification. So, if you take a Class Three, you're automatically one, two, and three. You can handle anything under 50,000 gallons of flow. So, you think if you get to Three, you should be more qualified to be a One and Two, because you've got a Three and State Laws is whatever you test for that's where you start and you go forward. You cannot go backwards Gayla Bright: Okay, but you don't get a license. What I was going to say was, it was like it was something that bothered me because the Ordinance says you have to have a One and Two on file and he said they didn't have a One or Two. I think with what they just said we might need to change that wording in there if that's what the Council wants to do. I have a problem with getting Certifications and training certificates. They do not turn in what I ask for; I had already done payroll, so I had to do payroll again. So, this employee had the One and Two removed. If they don't bring the Certificate in, they don't get paid. Stacey Cline: Exactly. That's their fault. Mayor Hockenbury: So, the question is, if you have a Three, will that automatically count as having a One and Two? Stacey Cline: What do you all think? That this is the same. That's how it was done. Gayla Bright: The Ordinance says certification pay will require a certificate of completion with passing grade. Does that mean and we're talking about if you take the Three that includes One and Two? The Three Certificate is proof of how this will play out for people with a Class Two if you test for One, you get 50 cents; test for Two you get \$1.00. That's not what it says. It says Class Three. Tammy Baker: But they have a Class Three, and it's all inclusive. So, it encompasses all of those certificates 1, 2, 3. Lisa Carter: In bold type on page two, where it says certification. If the certification has expired, the employee will not continue to draw their certification pay. Well, back when COVID was going on, there was a lot of certifications that had expired. So, are they grandfathered? Does anything need to be added to this Ordinance? I know Tom had a bunch of employees that was getting paid, and they didn't get to go to classes because they were canceled. Some companies were extended time on their license until they would allow us to come and test. I think that if you have a Class Three, you have all three classes and paid for all three, right? If you can produce a Class Three, you've got it. Bonnie Enlow: That makes sense because if you are Class Three and please Rocky, correct me if I'm wrong; if you have a Class Three, you can do anything Class One and Class Two can do. Stacey Cline: We need to put something in to help her; if they get a certificate and they don't turn it in in a timely manner they will not receive the pay increase until it is turned in and they don't get retro pay. She shouldn't have to chase them down. Mayor Hockenbury: So is the consensus is if you have Three, you're going to get One and Two with it. Would that play in any other department? Bonnie Enlow: I don't think so. We don't have incentives like that in the other departments. Mayor Hockenbury: Okay. Rocky Price: These guys saved the City about \$3,800 per certification. Mike Hibbard: At the bottom of page two we're talking about all the employees that hold a Class Three Treatment License, according to this amendment, they will receive \$2.00 an hour increase in their base pay. Correct? It says separate and distinct from all other raises. Would the certifications be on top of that? Yes. Is this an increase in their base pay? Yes, to include incentives. So right now, whatever they're base pay would be for the three people that qualify for this will make \$2.00 an hour plus the additional. Would that be after the \$1.00 we voted in for raises or prior? Doesn't make much difference really. So, there's a \$2.00 an hour increase, \$1.00 an hour increase plus the incentives which now will be 50 cents for Class One, 50 cents for Class Two, \$2.50 for Class Three. Then I noticed a Class Four; this \$2.00? It's not on the base. It needs to change so that it requires a Class Three. That's a spike in incentives. So, a Class Four is our highest. I noticed that everyone could qualify for that. But how many people do we need? In other words, if they qualify for it, and it's not being used for such per se; they're still paid that? Yeah. So, the only difference between one of the workers that has that certification, and the one that is actually using it is \$1.00 an hour? How much when they use it? The only way to keep it from being taken away was to add it to the incentive. To get back to what you were saying, are you thinking maybe you want to limit the number? We could have 10 guys or ladies who all have a Class Four Collections that we're paying them and they're not using it. I guess it's been that you want your employees to better themselves. You always have somebody to step into that role when they want it. That's cutting off their ability to move up. And we can't do that. We do

pay for training meaning making more. I think that'll come out on our Mercer analysis. I'd like to have a copy of that.

Discussion followed on the proposed text amendment from the City of Mount Washington who made this proposal and sent it to the Planning Commission. Several Council Members stated they did not get the information requested on what the B-3 Zoning Classifications are now, so Kenny Newton made motion to table. Mike Hibbard 2<sup>nd</sup>. Motion carried 6-0.

Kenny Newton made motion to set Halloween Trick or Treat hours from 5:00-9:00 p.m. on October 31<sup>st</sup>. Stacey Cline 2<sup>nd</sup>. Motion carried 6-0.

### **OLD BUSINESS**

Second reading by Summary of Ordinance 021-034 adopting the revised City of Shepherdsville Employee Handbook was discussed citing some issues have been raised about parts of it. After discussion Lisa Carter made motion to table. Deb Huffman 2<sup>nd</sup>. Motion carried 4 in favor; 2 opposed (BE, SC)

**Planning & Zoning Update** No Report

**Board of Adjustments Update** No Report

**SIGN IN SPEAKERS** None

### **DEPARTMENT REPORTS**

Fire Chief Layne Troutman advised the Council that there was an offer made on Engine 5 that had previously been surplus. The offer is for \$12,500 and Chief Troutman stated that is a fair price. Lisa Carter made motion to accept the offer on Engine 5. Bonnie Enlow 2<sup>nd</sup>. Motion carried 6-0.

### **COUNCIL COMMENTS**

Lisa Carter asked if Tammy Baker would write a letter to CSX about repair to the Hwy 61 and Adam Shepherd Railroad Crossing. Ms. Baker stated she would write a letter and report back to the Council on their response. Ms. Carter thanked City Engineer Arthur Jones for the maps she requested. There is another issue I'd like to ask about; if someone has a severe water leak at their residence does the Sewer Department or the Water Company adjust the sewer bill that is charged to that customer? City Clerk Richmond: If Louisville Water adjusts a bill, they adjust Shepherdsville Sewers as well. Comment: I think what Lisa was asking, does the Water Company make an adjustment on their water usage? Yes, they do. Ms. Carter asked if there have been any other issues with the Big-O lift station? Have those beavers been removed for the water to drain over there? What's the status of the drainage ditch? City Engineer Arthur Jones: The beaver problem is still a problem, but I can say that the pump station was repaired last Thursday to repair the force main that we discovered was leaking the week before. So, the leak that was occurring has been remediated, fixed and is all good. But the water that was draining into the pump station from the swampy area near Big-O that's also been eliminated. That stormwater that ponds there is no longer being allowed into the sanitary sewer pump station for us to treat at the treatment plant. There was a lot of leakage. We were receiving what we estimate to be about 60,000 gallons into the Big-O pump station a year based on a very crude measurement of the flow that was coming into that station. No one really knows exactly how much it was. But we grounded those leaks, so storm water isn't allowed to come into that pump station anymore. Ms. Carter: I had a complaint from an employee of Big-O who said the odor over there was horrible this morning. Are you all going to try to pump that water out of that area? Arthur Jones: That was asked from our State Inspector Rodney Haskell. He asked me last week, Hey, I realize this is kind of a wetland area, the waters ponding. Would you guys be willing to pump that water out and then treat it at

the treatment plant? My response was very simple. Absolutely we would do that. If the downstream ditches were excavated and cleared out and made to where that water could flow downstream and from now on the stormwater would flow out. But right now, those ditches between 61 and the railroad tracks brings that flow toward us here on Conestoga. They're not allowing that water to flow away from Big-O so that whole area over there is just standing like a swamp. It's acting as a wetland right now and the biological materials are breaking down, and it's creating that gas. That's a terrible odor that we're dealing with. So, from the railroad track over, that is still the issue, where it's dammed up. I know Tom has walked it a couple of times to try to figure out what's going on because I don't ever recall seeing them like that in 17 years. I would also like to give a shout out to Layne's firefighters. They were on a house fire Saturday. Your guys really touched a lot of young people's hearts when they saluted the funeral procession that went by.

Stacey Cline: I just want to make sure that the Council gets a copy of the Mercer Report.

Mike Hibbard: To further address what Lisa said that situation over there with the water has been going on for quite a while. I understand that it's not the City's responsibility because it's not our property. And apparently, property owners are not voluntarily taking care of it. So, what can we do to expedite things? Who needs to be involved to get the property owner to either agree to do it or refuse to do it; if they agree to do it and to take care of it? Maybe problem solved; otherwise, what does the City then have to do to get it done? Again, I think the beavers are playing a role and we've been talking about the beavers for a long time. Tom LaFollette: There is only a certain time to get a permit to have beavers removed. That's where it got bogged down because Fish and Wildlife were willing to come out and try to help but we can't get with the property owner to see if it's their property and if they will dam it. The beavers are over on the Robards's property. They're next to Mr. Joiners property. They are under the railroad crossing going towards Bojangles. One of the property owners was agreeable for Fish and Wildlife coming in and trapping. But another property owner was not agreeable to taking any action or to do anything. People have not been able to sit out because of the mosquitoes. Ms. Carter: Has anybody been over there? Please go over there sometime this week or this weekend. You can see it from the road. The problem is you cannot get a permit from Fish and Wildlife until beaver trapping season. I think it's coming up; I want to say in November but again, I don't know what the limitations are on that. Mr. Hibbard: I've been addressing a situation for a while, and I've been talking to Ray about this. We have a house in our City that burned three months ago. The neighbors are just now getting the yard cleaned up. The structure is still there. They're informing me that kids are around that crawling into it, etc. I've talked to several people that are involved in it and it's not necessarily a great situation, because there's financial issues involved in it. How long do we wait? I don't like necessarily to force a bad situation on someone. But I don't think we can wait until they get a better situation. Code Enforcement can send them a letter, he already has; he's supposed to hear back from the property owners sometime this week, as to what they intend to do. But it's kind of been a long-drawn-out situation. I've not talked to the owners, because I didn't have their contact information. But I've had two or three neighbors call me. I've spoken with the insurance company that dealt with it. Claims have been paid out. But it doesn't quite work that way with insurance; were there some funds left to demolish? I understand that the people that owned it want to tear it down and rebuild on the same property, but what if whatever estimates they've got for demolition, will use up all their funds. We'll know more this week. So far, it's just been a wait and see. And it's going on three months now. Maybe by the next meeting, you can follow up

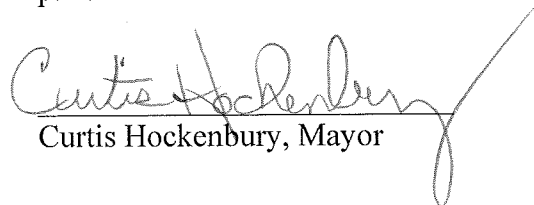
Bonnie Enlow: I don't know if everybody knew Mary Baugh or had her for a teacher knows she passed away recently. She was 95. She was a very good woman very smart, still had all her faculties. She was a good woman, loved by her students, anybody that had her. She was a very good, honest, Godly woman. I just wanted to let people know.


Mayor Hockenbury asked for a motion to go into Executive Session to discuss new business (KRS 61.810(c)). Lisa Carter made motion to adjourn to Executive Session. Kenny Newton 2<sup>nd</sup>. Motion carried 6-0. (Bob Fouts was invited into the Session) (Rocky Price was later invited into the Session.)

Kenny Newton made motion to return to Regular Session. Lisa Carter 2<sup>nd</sup>. Motion carried 6-0. Mayor Hockenbury reported there was no action taken.

**ADJOURN**

Lisa Carter made motion to adjourn. Deb Huffman 2<sup>nd</sup>. Motion carried 6-0. Meeting adjourned at 8:05 p.m.

  
Curtis Hockenbury, Mayor

  
Tammy Richmond, City Clerk