

# Council Meeting Minutes

April 21, 2014

The regularly scheduled meeting of the City Council of Audubon Park was held on Monday, April 21, 2014, at 3340 Robin Road, with the following present: Mayor Dorn Crawford and Council Members Joanne Bader, Vince Osbourn, Mark Stevens, Nancy Zinner, William Klump and Cary Campbell. Also present were Police Chief Douglas Sweeney, City Attorney Steve Emery, City Engineer Clint Channell and City Clerk Janette Mercer.

## **Call to Order**

Mayor Crawford called the meeting to order at 7:30PM.

## **Engineer's Report**

Mr. Channell noted that he has received 2 bids for the road repaving work. After clarifying a few aspects, he plans to meet with the Mayor to set a date for a required public hearing on the roads. He also informed the Council and residents that he has established a Facebook page with his name for the residents of Audubon Park to contact him directly. Pat Kehoe brought up the need to address utility cuts as they might impact the repaving work; he will discuss his findings with Clint Channell prior to the next meeting.

## **Communications Report**

Vince Osbourn noted Mike Thompson, the Web designer, sent a report showing about 300 hits and/or visit to the City's Web page in the past month.

## **Financial Report**

Mayor Crawford noted that Mr. Veeneman had put together the financial reports and those reports were distributed prior to the meeting. The mayor noted that he did not foresee the City exceeding budgeted amounts in any other areas that have not already been identified. Mayor Crawford informed the Council that the City has opened a line of credit; this revenue will be kept in a separate account from incoming property taxes, and will be used for any fiscal needs through the end of this fiscal year ending in June. Incoming revenue from property taxes and sanitation fees will be kept in separate accounts to be used only in the 2015 fiscal year. He also announced that Debra Rush, a resident of Audubon Park with an extensive financial background, has volunteered to help with the bookkeeping through June. The Mayor asked for a motion to accept the financial report. Joanne Bader made a motion, Nancy Zinner seconded, and the motion passed unanimously.

## **Attorney's Remarks**

Mr. Emery informed the Council and the residents that the former Chief of Police and City Clerk have filed a law suit against the City which will be handled by attorneys appointed by the Kentucky League of Cities. He noted that he believes the City has firm support for its position on the suit based on Kentucky statutes.

## Police Report

Chief Sweeney reported on the incident in the City during the Dogwood Festival arising from the service of a mental inquest warrant. Mr. Klump questioned why there was not a Reach Alert posted for this incident. Chief Sweeney stated that the situation was contained and he did not want to alarm people who would not be affected. He did note that if the Council wanted situations like these posted, he would do that going forward. Chief Sweeney also noted that the Parkway Village police services contract has been renewed. The police report for the month of March is included as part of these minutes.

## Forest Board Report

Gil Zinner reported there was an informal complaint lodged by a resident. The Forest Board has met with the resident and is trying to resolve the issue. Mr. Zinner noted that Board members and Limbwalker will be working in the parks. He assumed that one of the members has talked to Chief Sweeney about getting temporary parking signs to place in the windows of their cars to prevent receiving tickets for parking as they are loading and/or unloading supplies and equipment to complete their work in the parks. Gil talked briefly about the need to remove invasive vines from trees in parks and in resident yards to promote tree health. The Forest Board report and a breakdown of the Garden Club's expenditures of their \$4,100.00 grant from the city are included as part of these minutes.

## Unfinished Business

Mayor Crawford asked for a motion to approve amended minutes from the August 26, 2013 meeting. Joanne Bader made a motion, and Nancy Zinner seconded. Vince Osbourn noted a grammatical correction on page 2. The Mayor asked for a motion to approve the minutes with this additional correction. Joanne Bader made a motion, and Nancy Zinner seconded the motion which passed with 5 in favor and 1 abstention (William Klump abstained because he was not present at the meeting).

Mayor Crawford asked for a motion to approve the minutes for the Council meeting of March 17, 2014. Joanne Bader made a motion to approve the minutes, William Klump seconded and the motion passed unanimously.

The Mayor asked for a motion to adopt the revised audit report. Vince Osbourn made a motion, Joanne Bader seconded, and the motion passed unanimously.

Joanne Bader noted the need to start the process of obtaining a new auditor. The mayor asked if he and Mr. Klump could meet and discuss options on how to select an auditor.

Mayor Crawford asked for a motion to adopt ***An Ordinance Providing for the Repeal of Salaries of Elected City Officials***, having been read twice in earlier meetings, noting that a decision was needed prior to the statutory deadline of the first Monday in May. Vince Osbourn made a motion, Joanne Bader seconded, and the mayor asked for discussion. Cary Campbell wanted to go on record stating this is not a good idea for the City. The motion passed with 4 in favor and 2 opposed (William Klump and Cary Campbell). The above referenced ordinance is included as part of these minutes.

Mayor Crawford asked Mr. Emery to provide a first reading of ***An Ordinance Adopting July 1, 2014 through June 30, 2015 as the Fiscal Year 2015, Levying Ad Valorem Taxes for Said Fiscal Year and Providing for the Time of Payment and Expenditure of the Proceeds of Said Levies***. Mr. Emery recommended two changes to the language of the ordinance: (1) add the verbiage, "in the event that a

resident becomes delinquent and collections become necessary the court costs and attorney fees are paid by the taxpayer” and (2) penalties be cumulative. William Klump noted the line that reads “Bills paid after July 30, 2014” should instead read “July 31<sup>st</sup>.” The proposed ordinance is included as part of these minutes.

The Mayor asked Mr. Emery to provide a first reading of ***An Ordinance Adopting the Waste Management Program Assessment for the City of Audubon Park, Kentucky for the Fiscal Year 2015 and Providing for the Collection of Same***. Mr. Emery suggested the same verbiage he recommended above be added to this ordinance, suggesting that if collection becomes necessary that the taxpayer is liable for court costs and attorney fees. The proposed ordinance is included as part of these minutes.

### **New Business**

The Parkway Village police services contract has been renewed with one change to the renewal provision to conform to the statute. The Mayor asked for a motion to adopt the new police contract. Cary Campbell made a motion, Mark Stevens seconded, and the motion passed unanimously.

### **Mayor’s Report**

The mayor reported little activity on the airport easement situation. Joanne Bader noted that if the city plans to host a 4<sup>th</sup> of July Parade this year, that planning needs to start soon. She said she hoped that Pat Kehoe would again coordinate this event.

### **Public Comments**

Pat Kehoe, 3305 Oriole Dr. – Mr. Kehoe wants to set the date for the 4<sup>th</sup> of July parade on either Friday or Saturday. He also discussed the distance of the parade, the need to set a rain date and what attractions might be available for the parade; he will speak with Chief Sweeney about options.

Mr. Kehoe questioned whether the City could establish an ordinance forcing public utilities to restore the newly laid pavement back if they come in and make cuts. Mr. Emery asked Mr. Kehoe to send the Metro ordinance to the Mayor. The Mayor could forward that to Mr. Emery for review and he would draft a similar ordinance for the City.

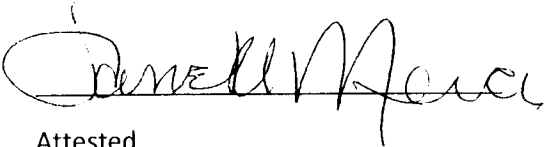
Mr. Kehoe then asked if the City could break the current contract with Waste Management. He also asked if there was a class action suit to recover the overcharges in sanitation fees. Mr. Emery replied that if the City breaks the contract with Waste Management, this action would invite a law suit. He also addressed the question about the class action lawsuit and the answer was no. Currently an individual has a suit in reference to the overcharges and the outcome of that suit will determine what happens to the rest of the residents.

Mr. Kehoe suggested that the city consider selling some portion of the parks to raise money, mentioning specifically portions of Robin Park and along Audubon Parkway in Triangle Park. The Mayor replied that he really does not like this suggestion, however the city can discuss this issue. Mr. Kehoe asked that a map plat be brought to the next meeting.

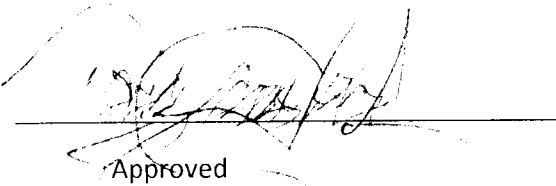
Mr. Kehoe questioned whether 24/7 coverage operates with one or two officers per shift, and whether two officers were necessary at all times. Chief Sweeney replied that two officers are optimal for backup support but that he would not publicly discuss staffing levels due to safety concerns.

Cary Campbell made a motion to adjourn, William Klump seconded, and the motion passed unanimously.

The meeting adjourned at 9:25 PM. The next scheduled meeting will be May 19, 2014.



Attested



Approved