

COUNCIL MEETING MINUTES SEPTEMBER 19, 2011

The regular scheduled meeting of the City Council, City of Audubon Park, was held on Monday, September 19, 2011, at 3340 Robin Road with the following present: Mayor Michael Scalise along with Council Members Cindy Habeeb, Rose Mangino, Gary Vogel, Al Huber, Judy Schwenker, and Patrick Kehoe. Also present were Police Chief Reesor and City Clerk Stephanie Lee along with City Attorney Patrick McElhone.

Call to Order: Mayor Scalise called the meeting to order at 7:30 P.M. followed by the Pledge of Allegiance.

Approval of the Minutes: After the cancellation of the Council Meeting last month due to problems associated with the storm, Mayor Scalise asked if there were any corrections, additions, or deletions to the minutes from July 18, 2011. Al Huber made motion to accept the minutes as presented. Gary Vogel seconded, and the motion passed unanimously.

Public Comments: The following is a list of people who spoke and a general summary of what they had to say:

1. Mary Miller, 1307 Audubon Parkway – thanked everyone that helped in making the Arts and Crafts Festival a success this year. She mentioned they were about \$100 short of last year; and she said they made over \$3,000. She commented about people coming from near and far to visit with friends.
2. Pete Becker, 3105 Chickadee Road – said the Camp Taylor Fire Department and Audubon Police had done a very nice job in helping out following the storm last month.

Mayor Scalise agreed, and he thanked the Police and Works Departments.

3. Dorn Crawford, 932 Audubon Parkway – spoke at great length regarding his concerns with the noise and pollution easement proposed by the airport. He passed out several items including a handout with regards to airport issues and the Airport Neighbor's Alliance (ANA), a sample Deed of Avigation Easements and Declaration of Airport Servitudes, a sample letter to the Louisville Regional Airport Authority, program maps, a plan of defense, and a sample Ordinance the City may be interested in reviewing. He said the airport has advanced their plans by several months without any advance notice; and he added that we are challenged with the task of enforcing the law, defending the City, and protecting ourselves from noise.

Judy Schwenker inquired about the areas included being Robin and Wren.

Dorn Crawford said those two areas are included as well as the first part of Audubon Parkway. He said his concern is that the area tends to expand over time. He later added that in order to obtain the home improvements, the resident has to turn over an easement, the person holds the airport harmless, and the easement goes on forever unless the airport releases you. He mentioned several steps he thinks the City can follow in response to this proposal.

Mayor Scalise suggested getting a working group together to review the materials throughout the next couple of weeks, and he said he will get with the City Attorney.

Dorn Crawford commented about not being opposed to the working group suggestion, but he said they are pressed for time.

4. Judith Basham, 3101 Chickadee Road, mentioned the “Appreciation Dinner” held on September 22nd for Chief Reesor and the City employees was paid for by donations only and no funding from the City.

Mayor Scalise thanked Judith Basham for her hard work on the dinner.

Financial Report: The information submitted on the Financial Report showed the figures through the month of August. Mayor Scalise commented about the Financial Report being for informational purposes only with the upcoming Audit; therefore, a vote was not taken at this time.

Rose Mangino questioned \$5,400 in Works Department General Expenses being listed as a minus; and she said she would like to know why the City is in the minus category.

Mayor Scalise explained that the minus is money transferred in such as a credit that is most likely from the gasoline tax.

Police Report: Chief Reesor read the Police Report for the month of August. A copy of the said report is made a part of these minutes.

Rose Mangino said there was something missing from this, and she went on to add that her brother-in-law had received a ticket for parking in a spot that is a legitimate parking spot. She said that no one knows that you have to stay fifty feet from an intersection, and a short discussion took place.

Mayor Scalise tried to explain the State law, and Chief Reesor said the State law says a person has to stay back thirty feet from an intersection. He explained how a State ticket could have been written, and he commented about this being what the Code Enforcement Board is for.

Forest Board Business: Gilbert Zinner passed out copies of the Forest Board Report dated September 19, 2011 to the Council and Mayor for their review. He said they are

taking applications for the Spring, and he said Fall site choices have been made. He said anyone interested should contact himself or Leah Netherland.

Mayor Scalise said he would highly recommend contacting the Forest Board with all of the trees that have been lost recently.

Rose Mangino inquired about the timeframe required for replacing trees.

Mayor Scalise said at one time, it was suggested two years. He suggested contacting Leah Netherland, or it was mentioned to contact the Plant Kingdom.

Unfinished Business: There was not any “Unfinished Business” to report at this time.

New Business: Mayor Scalise mentioned having a Resolution from Louisville/Jefferson County Metro Government to donate funds to assist in the purchase of equipment for the Police Department.

Stephanie Lee read RESOLUTION NUMBER 003, SERIES 2011, A RESOLUTION OF THE CITY OF AUDUBON PARK AUTHORIZING THE ACCEPTANCE OF A DONATION TO PURCHASE VARIOUS ITEMS FOR USE BY THE AUDUBON POLICE DEPARTMENT AND OF APPROVING CERTAIN OBLIGATIONS ON THE CITY OF AUDUBON PARK.

Chief Reesor went into a brief explanation of the Resolution allowing the purchase of two new Metro radios to talk to Metro Police and the Fire Department.

Patrick Kehoe questioned the donation of approximately \$5,000 asking if it was to be in exchange for covering more calls for them or anything of that nature. He later asked how often the radios would be used.

Chief Reesor said it is for communication, and he said there’s not any inter-local agreement involved. He added that the radios are used on a day-to-day basis.

Gary Vogel made motion to accept the Resolution as presented. Al Huber seconded, and the motion passed unanimously.

Al Huber mentioned that he had passed out a report on the Airport Neighbors’ Alliance to the other Council Members, and he said they can call him with questions.

Patrick Kehoe inquired about the swim meet that had taken place at the Audubon Country Club. He said he had received complaints from several angry residents regarding people parking on residents’ lawns, driving through the lawns, etc. He inquired as to how many tickets were written.

Chief Reesor said he did not know off the top of his head as to how many were written, but he said several were written.

Cindy Habeeb said she had received compliments on how well everything had gone.

Mayor Scalise said they changed the traffic flow this year, and he said he thought it had gone well with the exception of the half hour before the Police hired by the Country Club came on duty.

Chief Reesor agreed saying the problems took place before the Officers went on.

Patrick Kehoe mentioned a car in Cindy Habeeb's neighbor's yard, and she said she did see that.

Patrick Kehoe also inquired about the recent storm and how the City was going to pay for the cleanup.

Mayor Scalise said normally we have money in the Budget to cover things like that, and he said they are not sure how much everything is just yet because all of the invoices are not in yet. He said he thinks and hopes everything will be okay this time.

Al Huber said he doesn't see how they can deduct things next year, and he said some of the funding may have to be used next year too.

Mayor Scalise said they will just have to see how things work out; and a short discussion took place regarding the Budget, outstanding bills and expenses, overtime, the tree service contractor, and possible additional costs if another storm occurs, etc.

Patrick Kehoe also inquired as to if there is an Ordinance relating to the amount of time a resident has to cleanup the debris.

Mayor Scalise said no, but he said we have taken a real reasonable approach here if someone is working on it. He said he doesn't want to pile on to someone working on their yard. He said if it sits there and sits there, the resident will have something said to them informally; and then if the City has to, they will be notified. He said he is very proud and pleased with the homeowners for doing an excellent job in cleaning up.

Rose Mangino commented about going to the State Fair and obtaining a name for the Farmer's Market idea.

Mayor Scalise said he already has the name, and he said he has already talked to the lady.

Mayor's Report: Mayor Scalise mentioned he had appointed and sworn in Todd Thomas as an Alternate for the Code Enforcement Board. He also added that the Police Department had received a grant in the amount of \$13,000 for Federal overtime purposes (will require amending the Budget at the end of the year). He said there will probably not be any FEMA funding for the recent storm because the Jefferson County area was not declared a "disaster area". He went on to say Operation Brightside is having their annual

Fall cleanup on Preston Highway in the area between Hess and Phillips on October 22nd. He said in relation to the cleanup, Louisville Mayor Greg Fischer has declared October 17th through October 23rd "Give a Day" week for people to volunteer. He commented about the Forest Board and various committed citizens in the Park that volunteer all of the time. He asked for volunteers for the cleanup, and he said he needs a coordinator for the program if anyone is interested.

Patrick Kehoe said he is willing to help volunteer to help pass out letters, etc. in regards to the airport noise issue Dorn Crawford had mentioned earlier during the public comments.

Gary Vogel made motion to adjourn the meeting. Al Huber seconded, and the meeting was adjourned.

ATTESTED

APPROVED