

COUNCIL MEETING MINUTES OCTOBER 17, 2011

The regular scheduled meeting of the City Council, City of Audubon Park, was held on Monday, October 17, 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 City Clerk Stephanie Lee and City Attorney Patrick McElhone. Chief Reesor was absent from the meeting.

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: Mayor Scalise asked if there were any corrections, additions, or deletions to the minutes from the previous month. Al Huber made motion to accept the minutes as presented. Cindy Habeeb seconded, and the motion passed unanimously.

Karen Scott and Bob Slattery – Louisville Regional Airport Authority: Karen Scott spoke at great length on behalf of the Louisville Regional Airport Authority regarding the sound insulation program being offered after noise abatement concerns were voiced from a resident at the Council Meeting last month. She went into an explanation of how the voluntary program works and what all is included, noise contours, noise decibel levels, the various phases involved in the program so far, possible additional future phases, Building Permit Applications, etc. She also mentioned twenty out of the thirty properties included in Audubon Park have responded with interest in the program.

Mayor Scalise said he thought what was expressed last month was the concern that, legally, this is too one-sided in favor of the airport; and he asked Ms. Scott to explain.

Ms. Scott spoke about the Avigation Easement included in the program. She said this is the only requirement requested of the property owner for the program, and she went into an explanation of the easement in relation to elements pertaining to EPA acts that identify operations changing at the airport. She said if the noise levels change over 1 ½ decibels, they have to go back to the starting block again.

Pat Kehoe inquired about the 1 ½ decibels, and Ms. Scott went into an explanation of the decibels and the elements included. She said they try to do forms that conform to Federal regulations.

Rose Mangino voiced her concerns about the increase in noise levels in the area, and she commented about where she lives not being included in the program.

Al Huber voiced his concerns about losing air space, and he commented about aircraft dropping fuel over houses. He later inquired about the possibility of a crash.

Ms. Scott said it does not specify with regards to fuel, and Mr. Slattery explained about the issues being with the individual airlines versus the airport itself.

Mayor Scalise and Al Huber commented about hearing some individuals say they are afraid they would be giving up their rights to sue over future negligent acts.

Ms. Scott said the airport encourages property owners to seek out any legal review they feel necessary prior to participating in the program. Again, she later added that this is contemporary with flowing with Federal regulations and is a voluntary program.

A lengthy discussion continued regarding properties included, program features, contractor packages, timelines and phases, a model home located at Preston and Larue Court, easement restrictions/regulations, providing a current easement map, the noise exposure map of the area, tree loss from storms and noise barriers, later resale or purchase of the properties included, possible pattern shifts, penalties at night (10 P.M. until 7 A.M.), the City's Ordinances and noise levels, Building Permit Application specifications and requirements, the possibility of future noise studies planned, funding, trees as barriers, etc.

Mayor Scalise thanked Ms. Scott and Mr. Slattery for coming out, and they passed out business cards to the Mayor and Council for questions and contact purposes.

Rose Mangino made mention of the loss of so many trees in the Park.

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

1. Mary Rose Evans, Mayor of Parkway Village, 817 Perennial – thanked the representatives from the Louisville Regional Airport Authority for coming out to speak to the public. She commented about the noise levels remaining the same for the next five years with no increases planned. She went on to say they are providing this program to take care of the noise that is here already.
2. Councilman Jim King - spoke at great length regarding the redistricting of the Council Districts on November 9th, and he mentioned his keeping Audubon Park. He went into an explanation of the process of redistricting and voting rights. He also commented about the replacement of one of their Council Members. He went on to add that scrap metal theft has been a real problem for the County, and he said he wants to get it stopped. He mentioned a grant for the Police Department in the amount of \$5,000; and he commented about the great job the Audubon Police Department does. He later added that he has put aside funding for the Nightingale area for problems associated with the right-of- way (trash, trash cans, debris, parking, and drainage). He spoke about putting in dumpsters, retaining walls, repaving, cleaning up, etc. He said they are going to work with the property owners that are willing to participate at this time, and he explained the various phases with Apartment

Complex Managers involved. He said the work has been bid, designed, and could start at any time. He later commented about having the work done first class.

Gary Vogel along with some of the other Council Members thanked Councilman King for keeping Audubon Park.

3. Judith Basham, 3101 Chickadee Road - mentioned the "Appreciation Dinner" held on September 22nd at the Audubon Baptist Church for Chief Reesor and the City employees. She gave Mayor Scalise certificates to be presented to the Council Members that did not attend the dinner, and Mayor Scalise presented Rose Mangino and Patrick Kehoe with their certificates.

Rose Mangino and Patrick Kehoe said thanks for the certificates, and they were applauded.

Mayor Scalise thanked Judith Basham for her hard work in organizing the dinner, and he also thanked Judy Schwenker and Susan Dever for providing the food for the dinner.

Financial Report: The information submitted on the Financial Report showed the figures through the month of September. 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.

Police Report: In the absence of Chief Reesor, Mayor Scalise read the Police Report for the month of September. A copy of the said report is made a part of these minutes.

Forest Board Business: Gilbert Zinner passed out copies of the Forest Board Report dated October 12, 2011 to the Council and Mayor for their review. He mentioned having a Spring planting list. He said there will be a "Work Day" in the Park on November 12th at 9:30 A.M. in Henderson Park.

Mayor Scalise mentioned they will do some light trimming and cleaning. He also commented with regards to the plantings each season that replenish the trees that have been lost due to storms, etc.

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

New Business: There was not any "New Business" to report at this time.

Mayor's Report: Mayor Scalise made clarification with regards to his statement at the last meeting in saying residents have a reasonable amount of time to cleanup after a storm. He said if a resident has to be given a notice regarding cleaning up their property, they have seven days to comply.

Rose Mangino inquired as to whether there were any notices that had to be given, and Mayor Scalise said no.

Patrick Kehoe commented about regulations pertaining to limbs being out in front of someone's home.

Mayor Scalise said he had talked to some residents informally, but he said none of them have received notices.

Al Huber made motion to adjourn the meeting. Cindy Habeeb seconded, and the meeting was adjourned.

ATTESTED

APPROVED