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CITY OF
PROSPECT, KENTUCKY
SPECIAL CITY COUNCIL
MEETING

AUGUST 5, 2013

1 CITY OF PROSPECT, KENTUCKY
2 SPECIAL CITY COUNCIL MEETING
3 AUGUST 5, 2013

4 MAYOR EVANS: The special meeting of
5 the city council called by the council itself, the
6 City of Prospect, Kentucky, is hereby called to
7 order.

8 The purpose of this meeting is for the council
9 to discuss candidates and perhaps elect a council
10 member to fill the vacancy which was created on
11 the council by the untimely death of Mr. Scott --
12 Council Member Scott. This term -- his term, will
13 expire on December 31, 2014.

14 I think first I would like to ask the council
15 what their pleasure is as far as having discussion,
16 questions by the council, or by any -- anyone here
17 directed to any of the candidates. What is your
18 pleasure about that?

19 COUNCIL MEMBER LEONARD: I'd find
20 it -- because I've never seen some of these
21 candidates, I'd find it helpful if they'd just even
22 stand up and introduce themselves.

23 MAYOR EVANS: All right. Okay. Good
24 idea. Anyone else? Mrs. Tucci?

25 COUNCIL MEMBER TUCCI: I have no

1 objection to that.

2 COUNCIL MEMBER MILES: Yeah. I have
3 no objection to that.

4 COUNCIL MEMBER BRAB: That's fine.

5 MAYOR EVANS: Okay.

6 COUNCIL MEMBER LEONARD: Thank
7 you.

8 MAYOR EVANS: Rob?

9 COUNCIL MEMBER BOWLING: Yeah,
10 that's great.

11 COUNCIL MEMBER MILES: I did get a
12 call from Mr. Stovall, who was working to get here,
13 but with traffic and the meeting, I'm not sure if he
14 will get here on time to introduce himself.

15 MAYOR EVANS: Yeah, that's possible,
16 because I understand that it took our city attorney
17 15 minutes to get from Wolf Pen Branch Road to
18 City Hall just now.

19 COUNCIL MEMBER BOWLING: He must
20 have been billing us.

21 MR. POTTS: Can I always count on you,
22 Rob.

23 MAYOR EVANS: Is Rob reviewing your
24 bills?

25 MR. POTTS: Just kidding.

1 MAYOR EVANS: The coun -- the
2 candidates who have submitted resumes to be
3 considered by the council are Frank Fulcher;
4 Wilson W. Greene; Sue Kocian, I hope I'm saying
5 that correctly; Jeff Stovall; and Daniel Weber
6 Would any of them like to address the council,
7 speak on their behalves?

8 Yes, sir?

9 MR. FULCHER: I'll stand up and say I'm
10 Frank Fulcher to staisfy --

11 MR. POTTS: Why don't you go on over to
12 the mike, Frank, so that we can get it all.

13 MR. FULCHER: Frank Fulcher, 6914
14 Wythe Hill Circle. I'm standing here so people will
15 know who I am. Thank you.

16 MR. WEBER: My name is Daniel Weber,
17 1004 Harrods Landing Drive.

18 COUNCIL MEMBER LEONARD: Thank
19 you.

20 MAYOR EVANS: Is that it? Anyone have
21 any questions for either Mr. Fulcher or Mr. Weber?

22 MAN FROM AUDIENCE: Are there no
23 other candidates here?

24 MAYOR EVANS: I've called their names
25 and I can't -- I can't really answer you. I just --

1 none of them have come forward.

2 MAN FROM AUDIENCE: Okay.

3 MAYOR EVANS: All right. If not, I
4 guess --

5 COUNCIL MEMBER TUCCI: 6:00 is an
6 early meeting time, I -- in extenuation of people
7 who might not have gotten here, it's. . .

8 COUNCIL MEMBER MILES: Right.

9 COUNCIL MEMBER TUCCI: If you live in
10 Prospect then you -- you're here at 6:00. If you're
11 still working in Indiana, as I used to do, 6:00 is
12 tough number to make.

13 MS. SIMMS: With traffic, yeah, traffic we
14 have may -- that could be a problem.

15 MAYOR EVANS: Really, Sandy, we have
16 two options: One is to sit here and --

17 COUNCIL MEMBER TUCCI: Oh, no.

18 MAYOR EVANS: -- watch the clock tick.

19 COUNCIL MEMBER TUCCI: No, we -- I
20 mean, we've got to go. We -- we need to go.

21 MAYOR EVANS: The other is to proceed,
22 and I -- I think we ought to proceed.

23 COUNCIL MEMBER TUCCI: Yeah. I just
24 didn't want to necessarily give the -- have people
25 form the impression that if a candidate isn't here,

1 it's because they're utterly indifferent to the
2 outcome of the --

3 MAYOR EVANS: Understood.

4 COUNCIL MEMBER TUCCI: -- vote of the
5 council.

6 MAYOR EVANS: Sure. Right.

7 The way that the procedure worked when we
8 were casting about for a new mayor seems to me
9 would have been a reasonably good one, which is
10 that we would go through the candidates who has
11 signified that they wish to be commit -- considered
12 and we would go through them in alphabetical
13 order one at a time, and as each name is called we
14 would then poll the council for them to vote, in
15 turn, yes or no, and then go on to the next one,
16 and go through the entire, in this case, five, and
17 see what the results are.

18 COUNCIL MEMBER MILES: Mayor, I
19 have one suggestion, and this goes with what the
20 Council Person Leonard said last time. I think that
21 that is fine, and I have no problem with that, but I
22 think that -- I do know in psychology there can be
23 an order effect, and I think if we have a tie going
24 through the first time, when go back and do it
25 again, that we do it in reverse order, just in case

1 there is any kind of effect of somebody going first,
2 it will, theoretically balance out.

3 MAYOR EVANS: Tell you what, if we
4 have a tie, then we'll figure out where we go from
5 there.

6 COUNCIL MEMBER MILES: Okay.

7 MAYOR EVANS: Let's find out if we do.

8 COUNCIL MEMBER BRAB: Let it go by, I
9 think [phonetic].

10 COUNCIL MEMBER TUCCI: Oh, that is
11 not fair.

12 MAYOR EVANS: Alphabetically, then,
13 the first candidate is Mr. Frank Fulcher.

14 Mrs. Leonard, how say you?

15 COUNCIL MEMBER LEONARD: Yes.

16 MAYOR EVANS: Mr. Bowling?

17 COUNCIL MEMBER BOWLING: Yes.

18 COUNCIL MEMBER BRAB: Yes.

19 MAYOR EVANS: Mr. Brab?

20 COUNCIL MEMBER MILES: Yes.

21 MAYOR EVANS: Miles?

22 COUNCIL MEMBER TUCCI: No.

23 MAYOR EVANS: Mrs. Tucci?

24 Mr. Fulcher has four votes. The next name is
25 Wilson Greene.

1 Mrs. Tucci?

2 COUNCIL MEMBER TUCCI: No.

3 MAYOR EVANS: Miles?

4 COUNCIL MEMBER MILES: No.

5 MAYOR EVANS: Mr. Brab?

6 COUNCIL MEMBER BRAB: No.

7 MAYOR EVANS: Mr. Bowling?

8 COUNCIL MEMBER BOWLING: No.

9 MAYOR EVANS: Mis --

10 COUNCIL MEMBER LEONARD: No.

11 MAYOR EVANS: Then Sue Kocian.

12 Mrs. Leonard?

13 COUNCIL MEMBER LEONARD: No.

14 MAYOR EVANS: Mr. Brab?

15 COUNCIL MEMBER BRAB: Yes.

16 COUNCIL MEMBER BOWLING: Yes.

17 MAYOR EVANS: Mr. Miles.

18 COUNCIL MEMBER MILES: No.

19 COUNCIL MEMBER TUCCI: No.

20 MAYOR EVANS: And number four, Jeff

21 Stovall.

22 COUNCIL MEMBER TUCCI: Yes.

23 COUNCIL MEMBER MILES: Yes.

24 COUNCIL MEMBER BRAB: No.

25 COUNCIL MEMBER BOWLING: No.

1 COUNCIL MEMBER LEONARD: No.

2 MAYOR EVANS: And finally, Mr. Daniel
3 Weber.

4 Mrs. Leonard?

5 COUNCIL MEMBER LEONARD: Yes.

6 COUNCIL MEMBER BOWLING: Yes.

7 COUNCIL MEMBER BRAB: Yes.

8 COUNCIL MEMBER MILES: No.

9 COUNCIL MEMBER TUCCI: No.

10 MAYOR EVANS: Mr. Fulcher has four
11 votes, followed by Mr. Weber with three; followed
12 by Mr. Stovall and Ms. Kocian with two each.

13 As I understand the procedure, it seems to me
14 that makes Mr. Fulcher our new council person.

15 MR. POTTS: It does.

16 MAYOR EVANS: Congratulations.

17 [applause]

18 MAYOR EVANS: Now I'll turn it over to
19 Mr. Potts and let him proceed with his usual
20 expertise.

21 MR. POTTS: Frank, you want to come up
22 here?

23 Okay. Raise your right hand.

24 I do solemnly swear. . .

25 MR. FULCHER: I do solemnly swear. . .

1 MR. POTTS: That I will support the
2 constitution of the United States. . .

3 MR. FULCHER: That I will support the
4 constitution of the United States. . .

5 MR. POTTS: And the constitution of this
6 Commonwealth. . .

7 MR. FULCHER: And the constitution of
8 this Commonwealth. . .

9 MR. POTTS: And be faithful and true to
10 the Commonwealth of Kentucky. . .

11 MR. FULCHER: And be faithful and true
12 to the Commonwealth of Kentucky. . .

13 MR. POTTS: So long as I continue a
14 citizen thereof. . .

15 MR. FULCHER: So long as I continue a
16 citizen thereof. . .

17 MR. POTTS: And that I will faithfully
18 execute. . .

19 MR. FULCHER: And that I will faithfully
20 execute. . .

21 MR. POTTS: To the best of my ability. . .

22 MR. FULCHER: To the best of my
23 ability. . .

24 MR. POTTS: The office of council
25 person. . .

1 MR. FULCHER: The office of council
2 person. . .

3 MR. POTTS: Of the City of Prospect. . .

4 MR. FULCHER: Of the City of Prospect
5 Kentucky. . .

6 MR. POTTS: According to law.

7 MR. FULCHER: According to law.

8 MR. POTTS: And I do further solemnly
9 swear. . .

10 MR. FULCHER: And I do further slimly
11 swear. . .

12 MR. POTTS: That since the adoption of
13 the present constitution. . .

14 MR. FULCHER: Since the adoption of the
15 present constitution. . .

16 MR. POTTS: I, being a citizen of this
17 state. . .

18 MR. FULCHER: I, being a citizen of this
19 state. . .

20 MR. POTTS: Have not fought a duel with
21 deadly weapons. . .

22 MR. FULCHER: Have not fought a duel
23 with deadly weapons. . .

24 MR. POTTS: Within this state nor out of
25 it. . .

1 MR. FULCHER: Within this state nor out
2 of it. . .

3 MR. POTTS: Nor have I sent or accepted
4 a challenge. . .

5 MR. FULCHER: Nor have I sent or
6 accepted a challenge. . .

7 MR. POTTS: To fight a duel with deadly
8 weapons. . .

9 MR. FULCHER: To fight the duel with
10 deadly weapons. . .

11 MR. POTTS: Nor have I acted as a
12 second in carrying a challenge. . .

13 MR. FULCHER: Nor have I acted as a
14 second in carrying a challenge. . .

15 MR. POTTS: Nor I aided or assisted any
16 person thus offending -- or aiding or assisting any
17 person. . .

18 MR. FULCHER: Or aiding or assisting
19 any person. . .

20 MR. POTTS: Thus offending. . .

21 MR. FULCHER: Thus offending. . .

22 MR. POTTS: So help me God.

23 MR. FULCHER: So help me God.

24 MR. POTTS: Congratulations.

25 COUNCIL MEMBER FULCHER: Thank

1 you.

2 [applause]

3 COUNCIL MEMBER FULCHER: Would
4 you like me to sit here?

5 MR. SPEAKER: Yeah.

6 COUNCIL MEMBER TUCCI: Yeah.
7 You're in.

8 MR. SPEAKER: It yours.

9 COUNCIL MEMBER TUCCI: You're in.
10 That's your chair.

11 MR. SPEAKER: Whether you like it or
12 not.

13 MS. SIMMS: We'll have your nameplate
14 next time.

15 COUNCIL MEMBER FULCHER: Thank
16 you.

17 MAYOR EVANS: All right. We have
18 completed the only purpose for which this meeting
19 was called and there will be no other business
20 considered at this meeting. All other business will
21 be considered at our next regular meeting.

22 Do I have a motion to adjourn?

23 COUNCIL MEMBER BRAB: So moved.

24 COUNCIL MEMBER LEONARD: Second.

25 COUNCIL MEMBER BOWLING: Second.

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CERTIFICATE OF REPORTER

STATE OF KENTUCKY AT LARGE:

I, ROSE MARY KITHCART, RPR, Notary
Public for the State of Kentucky at Large, do
hereby certify that the foregoing was reported by
stenographic and mechanical means, which matter
was held on the date, and at the time and place
set out in the caption hereof and that the
foregoing constitutes a true and accurate
transcript of same.

I further certify that I am not related to any of
the parties, nor am I an employee of or related to
any of the attorneys representing the parties, and
I have no financial interest in the outcome of this
matter.

GIVEN under my hand and Notarial seal this
_____ day of _____, 2013.

.

My Commission Expires: Notary Public

.

AUGUST 27, 2013

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Notary ID: 402347

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