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CITY OF
PROSPECT, KENTUCKY

CITY COUNCIL MEETING

MAY 20, 2013

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2 CITY COUNCIL MEETING

3 MAY 20, 2013

4 MAYOR COREY: Okay. We're going to
5 call that 7:00. We'll call the meeting to order.

6 Has -- Council, have you all got copies of the
7 minutes from April 15th and April 30th? I guess
8 we'll take the oldest one first. Any changes,
9 additions or deletions to that motion?

10 COUNCIL MEMBER BRAB: Motion to
11 accept the minutes April 15th.

12 COUNCIL MEMBER BOWLING: Second.

13 MAYOR COREY: Okay. So ordered.
14 April 15th, 2013 minutes accepted. Now, April 30th,
15 2013.

16 COUNCIL MEMBER SCOTT: I have a
17 question.

18 MAYOR COREY: Yes, sir.

19 COUNCIL MEMBER SCOTT: In
20 reference, Mayor, to -- under items of discussion,
21 we say [reads] 1.6% merit increase for all staff
22 does not include mayor or city, but does include
23 the city administrator; is that correct?

24 MAYOR COREY: Does include the city
25 administrator. Yes, sir.

1 COUNCIL MEMBER SCOTT: Does or
2 does not?

3 MAYOR COREY: Does.

4 COUNCIL MEMBER SCOTT: Does.

5 MAYOR COREY: That was, remember, I
6 said my error when I said administration. I was
7 just taking me.

8 COUNCIL MEMBER SCOTT: Okay. So
9 when it says does not include mayor or city, who --
10 who is city?

11 MAYOR COREY: Well, that was -- it
12 probably said at one time city administrator.

13 COUNCIL MEMBER BRAB: Yeah, you
14 may have a different version. You have a different
15 copy than I do.

16 CITY ATTORNEY POTTS: I think you
17 have a different copy.

18 COUNCIL MEMBER SCOTT: I do? Okay.

19 COUNCIL MEMBER BRAB: Says -- now
20 says [reads] does not include mayor, but does
21 include the city administrator.

22 COUNCIL MEMBER SCOTT: I gotcha.
23 All right. That's -- I -- I guess I had an old
24 version. Okay.

25 MAYOR COREY: Good deal. Did it come

1 out of your book?

2 COUNCIL MEMBER SCOTT: No.

3 MS. SPEAKER: No, it's the one we got at
4 home.

5 COUNCIL MEMBER SCOTT: It came out
6 of my -- my --

7 MAYOR COREY: All right.

8 CITY ATTORNEY POTTS: The only thing
9 I would note that it had me being in attendance,
10 and -- and as that was just a budget meeting, I
11 was not there.

12 COUNCIL MEMBER TUCCI: In spirit.

13 MAYOR COREY: For the audience, these
14 things are out there. I just put them in for
15 curiosity sake. That's the -- an aerial photo we
16 had somewhere around here of the city limits.
17 Kind of interesting to look at.

18 COUNCIL MEMBER TUCCI: Sure looks
19 like gerrymandered --

20 MAYOR COREY: There's some --

21 COUNCIL MEMBER TUCCI: -- district to
22 me.

23 MAYOR COREY: -- on the table back
24 there. Interesting how we go out 8 or 10 feet into
25 the river upside the Wallace farm how we just go

1 on the road from 42 down to River Road. Mr. Potts
2 thinks that that might be an error. I don't know. I
3 mean, who can tell you -- you think it's not?

4 COUNCIL MEMBER SIMMS: What?

5 CITY ATTORNEY POTTS: That.

6 MAYOR COREY: Wolf Pen.

7 CITY ATTORNEY POTTS: Wolf Pen.

8 CITY ADMINISTRATOR SIMMS: Wolf Pen
9 is an error, because we did try to annex it years
10 and years back just the roadway like we --

11 COUNCIL MEMBER POTTS: But did
12 you -- did you get it?

13 CITY ADMINISTRATOR SIMMS: No,
14 because that belongs to Mrs. --

15 CITY ATTORNEY POTTS: Okay.

16 CITY ADMINISTRATOR SIMMS: --
17 belonged to Mrs. Brown. That is --

18 CITY ATTORNEY POTTS: Okay. So -- so
19 that -- that is an error?

20 MAYOR COREY: No, we're talking about
21 the road.

22 CITY ADMINISTRATOR SIMMS: The
23 road.

24 MAYOR COREY: The road.

25 CITY ADMINISTRATOR SIMMS: Even the

1 road is -- she granted the county or the -- the
2 metro area an easement. It is not ours. It --

3 CITY ATTORNEY POTTS: Okay.

4 CITY ADMINISTRATOR SIMMS: --
5 remains with her.

6 MAYOR COREY: So scratch off Wolf Pen
7 from 42 to River Road, I guess.

8 CITY ATTORNEY POTTS: Right.

9 CITY ADMINISTRATOR SIMMS: Right.

10 MAYOR COREY: But it does go the other
11 way.

12 CITY ATTORNEY POTTS: Does go the
13 other way.

14 MAYOR COREY: Okay.

15 CITY ADMINISTRATOR SIMMS: Because
16 the other way is one of our borders.

17 MAYOR COREY: Have I got a motion on
18 the April 30th minutes?

19 COUNCIL MEMBER BRAB: So make a
20 motion to accept the minutes.

21 COUNCIL MEMBER MILES: Second.

22 MAYOR COREY: So ordered. Any
23 opposition? I guess I'll ask that. Parks and
24 Recreation Committee, anybody here to give us an
25 update?

1 COUNCIL MEMBER MILES: That would
2 be me.

3 MAYOR COREY: Yes, sir. Fire away.

4 COUNCIL MEMBER MILES: All right. We
5 had several things that took place. We had
6 another garlic mustard pull by Jacqueline McGraw
7 and two other volunteers, and they pulled garlic
8 mustard this Saturday.

9 We had three Boy Scouts in various stages of
10 Eagle projects going to install bike racks and two
11 to extend boardwalks in Little Hunting Creek Park,
12 and the bike racks will be at the entrance to
13 Harrods Creek Park and at the entrance to Putney
14 Pond and Woodlands on Fox Valley Drive.

15 The second spring wildflower walk on April
16 20th at Harrods Creek Park was a great success
17 with 20 residents participating, Mary was one of
18 them. Our resident expert Jacqueline McGraw is
19 an excellent guide and educator, and it was very
20 well received, and it was keep wildflower viewing
21 time. If you have never done it, I recommend next
22 year when it rolls around, it is just amazing.

23 The Third Annual Garlic Pull took place April
24 27th with seven volunteers joining Linda Wardell,
25 significant number of invasive plants were

1 removed from Harrods Creek Trail, and then we
2 had the second pull, which I just talked to you
3 about.

4 And then I held another work trail day last
5 Saturday with Nick Nicholson and Wendy Balas,
6 and we worked on drainage issues on the Harrods
7 Creek Trail in making it just more accessible to
8 everyday average folk. And that's what is new
9 with parks and recreation.

10 MAYOR COREY: Okie-dokie. Thank you.
11 Forestation Board.

12 MR. TUCCI: Right. The main event for
13 forestation board now is for finalizing the contract
14 for treating ash trees 10 inch or more in diameter.
15 There's about 50 ash trees, and that should
16 happen in June, and very likely, we'll finalize that
17 contract with Bob Rico [phonetic].

18 MAYOR COREY: And you asked about
19 whether or not they put all the juice in it they
20 could. They say they will.

21 COUNCIL MEMBER TUCCI: They will,
22 yeah.

23 MAYOR COREY: Up to the point of
24 making them poochy.

25 COUNCIL MEMBER BOWLING: I do have

1 a quick question on that. I know they sometimes --
2 some of the arborists treat them anywhere from
3 one to three years. How long of a treatment is
4 this?

5 MR. TUCCI: It depends on the size of
6 the tree. They say the very large trees should be
7 treated every two years.

8 COUNCIL MEMBER BOWLING: Okay.

9 MR. TUCCI: We haven't done that,
10 because we consulted with the state urban forester
11 Peter Barber, and he said since our infestation
12 appeared to be not severe that we didn't need to
13 do it that frequently.

14 COUNCIL MEMBER BOWLING: Okay.

15 MR. TUCCI: We may change again next
16 year. You know, if we get a report that EAB is
17 really strong, we would be treating the medium
18 trees for sure.

19 COUNCIL MEMBER BOWLING: I see.
20 Okay. So this will be a one-year treatment, or --

21 MR. TUCCI: This is for good -- this
22 treatment now is good for at least two years.

23 COUNCIL MEMBER BOWLING: Okay.
24 Gotcha.

25 MR. TUCCI: And it may be three.

1 COUNCIL MEMBER BOWLING: Gotcha.

2 Okay. I'm with you. Thank you.

3 MR. TUCCI: We're -- we're treating the
4 large trees, and then next time we treat the
5 medium-sized trees.

6 COUNCIL MEMBER BOWLING: I gotcha.

7 Okay.

8 MR. TUCCI: It's a cycle.

9 COUNCIL MEMBER BOWLING: Thank
10 you.

11 MAYOR COREY: Anything further,
12 anybody on Forestation Board? Code Enforcement
13 Board.

14 CHIEF SHERRARD: I'll go ahead and
15 make the report on that.

16 MAYOR COREY: Yes, sir.

17 CHIEF SHERRARD: There were three
18 ordinance violation citations that were issued back
19 in April. One was for a resident who has
20 continually allowed her dog to run free. She was
21 cited by our officer, and also Louisville Metro
22 Animal Services came out and issued two
23 citations, as well. She paid our citation.

24 Two other citations that we had written were
25 for solicitation for magazine sales. Neither of

1 those were paid. The Code Enforcement Board met
2 on April 24th, but neither of those individuals that
3 were cited showed up for those for their hearings.

4 Let's see. So far this month we've issued two
5 additional -- two additional, correct, citations for
6 solicitation. Both of those were magazine sales
7 that are out of town. I highly doubt that either one
8 those will be paid, either.

9 And also, we're just following up on a number
10 of complaints regarding the grass. Obviously, the
11 spring, we've sent out a whole stack of letters to
12 people on the grass.

13 Also, we've made contact with numerous
14 residents who have been -- who've complied with
15 wishes to move the illegally parked cars, boats,
16 see those portable on demand storage units, and
17 to this point, everyone's been in compliance, there
18 have been no other issues. But those are the
19 things that we've been following up on so far this
20 month as it relates to code enforcement.

21 MAYOR COREY: Questions on code
22 enforcement, anybody?

23 COUNCIL MEMBER MILES: What street
24 was the dog on?

25 CHIEF SHERRARD: Gunpowder.

1 COUNCIL MEMBER MILES: Gunpowder?

2 CHIEF SHERRARD: Gunpowder; yes, sir.

3 COUNCIL MEMBER MILES: And -- and
4 what's your -- is this a person who just doesn't
5 seem to care that her dog's running around?

6 CHIEF SHERRARD: I don't know. I think
7 it's a case that the dog keeps getting out. It's --

8 MR. SPEAKER: They -- she's got three
9 dogs, two of which are huge dogs --

10 CHIEF SHERRARD: Yeah, they're Great
11 Danes.

12 MR. SPEAKER: -- and this is a small
13 one, and it's deaf, and at times it will get away
14 from her. It obviously can't hear her calling the
15 dog back.

16 COUNCIL MEMBER MILES: Gotcha.

17 MR. SPEAKER: Off it runs, and in this
18 case, a neighbor caught it. The homeowner was
19 not home, so we brought it down here and played
20 with it for a while, and ended up calling animal
21 services.

22 CHIEF SHERRARD: So it's sort of like a
23 teenage boy; it just doesn't listen.

24 COUNCIL MEMBER MILES: Gotcha. Or
25 teenage girl.

1 MR. SPEAKER: It was a sweet dog, it
2 just had no home.

3 COUNCIL MEMBER BOWLING: I've got
4 one quick comment to make. As far as the tall
5 grass, I know we've probably never really had to --
6 to worry about this in the past, but we've got an
7 issue with -- with homes that I guess are going
8 through foreclosure.

9 There's one on my street, Deep Cove Court,
10 and -- and the problem is, you know, in the past,
11 you know, we've sent a notice, we've done a lien
12 or whatever, but with foreclosures you're looking
13 at up to a year, maybe even longer before you
14 have any interested party that can really take
15 ownership.

16 I think we need to look at something, how we
17 address the situation in the meantime. You know,
18 you can send notices and liens, but if there's
19 nobody that owns the property or per se, it's not
20 going to get mowed.

21 I know in Lexington where I've got some rental
22 properties they mow the grass for you, they send
23 you a bill and put a lien on it. So I think we
24 probably need to look into possibly -- I know it's
25 not a whole lot of yards, but for the few yards that

1 we've got that aren't going to get mowed that
2 are --

3 CHIEF SHERRARD: That's actually what
4 the process is here. They get a letter first, they
5 get a period of time, seven days or so. After that,
6 if they're not in compliance, then they get the
7 citation.

8 After the citation, then they're given the date,
9 and the code enforcement, if it's not done then,
10 then the city goes out, and then, from that point
11 on, the city or whoever we get, they cut it, and
12 then they're billed for that as it goes to the lien,
13 of course.

14 COUNCIL MEMBER BOWLING: Okay.
15 How long is that process?

16 CHIEF SHERRARD: So --

17 COUNCIL MEMBER BOWLING: I was --
18 my understanding was --

19 CHIEF SHERRARD: You're probably
20 looking at around a month. So, I mean --

21 COUNCIL MEMBER BOWLING: Okay.

22 CHIEF SHERRARD: -- it's going to
23 grow --

24 COUNCIL MEMBER BOWLING: That's --

25 CHIEF SHERRARD: -- it's going to grow

1 for about a month --

2 COUNCIL MEMBER BOWLING: Okay.

3 CHIEF SHERRARD: -- before we can say
4 that whoever we're going to get could go out and
5 cut it.

6 COUNCIL MEMBER BOWLING: Okay. I
7 was under the impression --

8 CHIEF SHERRARD: So best case
9 scenario --

10 COUNCIL MEMBER BOWLING: -- it was
11 a longer period of time.

12 CHIEF SHERRARD: -- you're probably
13 looking at three and a half weeks I would say --

14 COUNCIL MEMBER BOWLING: Okay.

15 CHIEF SHERRARD: -- would be the --
16 the best case scenario for us.

17 COUNCIL MEMBER BOWLING: Okay.
18 Well, that's adequate then. Okay. Thanks.

19 CHIEF SHERRARD: Still, if you're living
20 next door to it --

21 COUNCIL MEMBER BOWLING: Yeah.

22 CHIEF SHERRARD: -- that's pretty --
23 with all the rain that we've had, that's --

24 COUNCIL MEMBER BOWLING: Yeah.

25 CHIEF SHERRARD: -- that's still pretty

1 high.

2 COUNCIL MEMBER BOWLING: Yeah.

3 COUNCIL MEMBER SCOTT: Yeah. And,
4 Rob, we're -- I'm on the Nuisance Committee along
5 with the chief and Frank Fulcher and several
6 others, and we're trying to redo that to make it
7 more -- you know, just more effective and -- and
8 work better.

9 COUNCIL MEMBER BOWLING: Okay.

10 COUNCIL MEMBER SCOTT: So -- and
11 we're to have a report. I think our chairman is to
12 report by August, at the August meeting with our
13 recommendations for council reception [phonetic].

14 COUNCIL MEMBER BOWLING: Gotcha.
15 Thank you.

16 MAYOR COREY: Okay. Anything further
17 on code enforcement? Okay. Library Committee.

18 COUNCIL MEMBER LEONARD: We're
19 just about finished with a -- really a nice book
20 sale. We had probably the best collection of
21 books for sale that we've ever had. We had loads
22 of volunteers, including Mike Scott and Sandy
23 Tucci who worked for part of the sale.

24 We charged less than we have before, and I
25 think we're going to actually make about the same

1 amount of money. So things are going very well.
2 We're going to donate some of the books. We
3 have so many that we've been asked to donate to a
4 church kitchen, which is in --

5 COUNCIL MEMBER TUCCI: Grace and
6 Glory.

7 CITY ADMINISTRATOR SIMMS: Yeah,
8 Grace and Glory. Yeah.

9 COUNCIL MEMBER LEONARD: Right.
10 We've been asked to give them a donation, and
11 we're going to donate some to the VA reading rack
12 for the veterans, and the books that they want are
13 not the ones we make much money with when we
14 sell to Half Price Books, so it'll work out a win-win
15 situation for everybody. Anyway, they're up there
16 now for the rest of the week at Half Price.

17 MAYOR COREY: Any questions or
18 comments, folks, on the library?

19 Okay. Chief, did you want to add anything on
20 behalf of the police department? We didn't have it
21 on the agenda.

22 CHIEF SHERRARD: There's really not --
23 there's really not much to add. We had two felony
24 reports for the month, one of which was a criminal
25 mischief. As it was -- it was the night of one of

1 the basketball games.

2 Afterwards, somebody was a little too
3 intoxicated to be driving, crashed into a car, took
4 off running. Subsequently, about an hour later, we
5 located that driver, brought him back, and charges
6 were placed on them for criminal mischief. It was
7 well over \$1,000 worth of damage to a neighbor's
8 car. So they were placed under arrest for that
9 one.

10 And then we did have one burglary, second. It
11 was in an unlocked garage where someone got in.
12 It was just a crime of opportunity. Took some -- a
13 few items out of an unlocked car within a garage,
14 and also grabbed a few hand tools on the bench
15 before they left.

16 And that's about all we had. Just four DUI
17 arrests for the month, and citations continue to be
18 up. The Click It Or Ticket program begins in the
19 State of Kentucky today through June 2nd, and we
20 do have a small grant to participate in that.

21 MAYOR COREY: Okay. Questions or
22 comments.

23 COUNCIL MEMBER SCOTT: Click It Or
24 Ticket is, what, seatbelts?

25 CHIEF SHERRARD: Yes, sir.

1 COUNCIL MEMBER SCOTT: Okay.

2 Thanks.

3 MAYOR COREY: Okay. Moving on to
4 new business. First off, remember when we had
5 the special meeting and I had a handwritten thing
6 called "tentative budget"?

7 There was a map there in the first part of that
8 that -- just an addition error. All the numbers
9 were right except for the adding, and it wasn't
10 much, but it's corrected here. That budget didn't
11 go out to anybody except you-all up here at the
12 bench, and that was just an addition error. So it
13 doesn't make any difference in the thing.

14 Without objection, if there is none, I'll go
15 ahead and read Ordinance 526 so we take up, get
16 this thing done.

17 CITY ATTORNEY POTTS: Coun --
18 council member needs to read it, not you.

19 MAYOR COREY: A council member?
20 Okay. I just learned something. All right. You
21 got volunteers, or you want me to pick on
22 somebody?

23 COUNCIL MEMBER TUCCI: "City of
24 Prospect Ordinance Number 526, Series 2013, An
25 Ordinance Establishing a Budget for the General

1 Fund of the City of Prospect for the Fiscal Year
2 Beginning July 1, 2013, and Ending June 30,
3 2014."

4 Anything more of this need to be read,
5 Grover?

6 CITY ATTORNEY POTTS: No. You need
7 to do "Be It Ordained," but then -- then you can
8 finish.

9 COUNCIL MEMBER TUCCI: Okay. "Be It
10 Ordained by the City of Prospect, Kentucky."

11 CITY ATTORNEY POTTS: And then just
12 do total revenues and total expenditures.

13 COUNCIL MEMBER TUCCI: Okay. Total
14 Revenues \$2,986,050, Total Expenditures 2,896 --

15 CITY ATTORNEY POTTS: No.
16 2,986,050.

17 COUNCIL MEMBER TUCCI: 2,896,050. I
18 can't deal with big numbers like that.

19 CITY ATTORNEY POTTS: All right.

20 MAYOR COREY: Okay. That makes a
21 match then.

22 COUNCIL MEMBER TUCCI: Yes.

23 MAYOR COREY: All right. Any
24 comments on 526? Volunteer on 527?

25 CITY ATTORNEY POTTS: You want to

1 vote 526 before?

2 MAYOR COREY: I reckon we -- we vote
3 now, or are we just reading?

4 MS. SPEAKER: This is first reading.

5 CITY ATTORNEY POTTS: I'm sorry.
6 This is first reading.

7 COUNCIL MEMBER TUCCI: First
8 reading. First reading.

9 MAYOR COREY: Okay. Now, on the --

10 COUNCIL MEMBER SCOTT: I'll be glad
11 to read it.

12 MAYOR COREY: Thank you.

13 COUNCIL MEMBER SCOTT: "City of
14 Prospect Ordinance Number 526, Series 2013" --

15 MAYOR COREY: 527.

16 COUNCIL MEMBER SCOTT: 526 -- oh,
17 you want 527?

18 MAYOR COREY: Yes, sir.

19 MR. SPEAKER: There are actually two
20 526s.

21 COUNCIL MEMBER SCOTT: Oh, I just
22 went to the next page.

23 MR. SPEAKER: Yeah.

24 MAYOR COREY: Oh.

25 COUNCIL MEMBER SCOTT: I'm -- I'm

1 sorry. I apologize.

2 MAYOR COREY: Well, it's my fault.

3 COUNCIL MEMBER SCOTT: I'll restart
4 again. "City of Prospect Ordinance Number 527,
5 Series 2013. An Ordinance Establishing a Budget
6 for the Municipal Road Aid Fund of the City of
7 Prospect for the Fiscal Year Beginning July 1,
8 2013, and ending June 30, 2014. Be It Ordained
9 by the City of Prospect, Kentucky."

10 Now, just read the --

11 CITY ATTORNEY POTTS: And then just
12 read the --

13 COUNCIL MEMBER SCOTT: -- total?

14 CITY ATTORNEY POTTS: -- ending --
15 Estimated Ending Balance --

16 COUNCIL MEMBER SCOTT: All right.

17 CITY ATTORNEY POTTS: -- June 30,
18 2014.

19 COUNCIL MEMBER SCOTT: All right.
20 "Estimated Ending Balance June 30, 2014,
21 \$468,930.11."

22 MAYOR COREY: All righty. Now, you
23 say you've got two 526s? I've got 526, 527.

24 CITY ATTORNEY POTTS: It was two
25 pages.

1 MAYOR COREY: Yeah. And then we're
2 going to 528. You've got that?

3 CITY ATTORNEY POTTS: I've got 527,
4 but the -- these two are -- okay.

5 MAYOR COREY: You got a duplicate in
6 there?

7 CITY ATTORNEY POTTS: No, I've got --
8 this should not be in there, because it's got the
9 different -- it's got the other number in it.

10 COUNCIL MEMBER BRAB: Right.

11 MAYOR COREY: Okay. All right. 527 --
12 528. I'm sorry.

13 COUNCIL MEMBER LEONARD: Before
14 we go to 528, I --

15 MAYOR COREY: Yes, ma'am.

16 COUNCIL MEMBER LEONARD: The only
17 question I've got in regard to 527 is that when we
18 passed the road fund last year, the amount was
19 somewhere around a hundred and thirty --
20 \$430,000. When we look at what we're getting
21 from the auditor monthly, the amount is somewhere
22 around a hundred and something thousand dollars,
23 I have a feeling this is more accurate than
24 anything we've ever had before, but I just
25 wondered how we came up to half a million from a

1 hundred something.

2 MAYOR COREY: I think we got a back
3 payment at one time; did we not?

4 CITY ADMINISTRATOR SIMMS: I -- we
5 got a back payment. I have that on -- I would have
6 to have Deb pull it up if we want detail, and I'm
7 glad, happy to go do that.

8 COUNCIL MEMBER LEONARD: Just
9 comprehension, I don't understand how we get
10 from a hundred and something to 500. I have a
11 feeling this is right, but I don't know why the
12 documentation from last year and what we're
13 getting monthly is a much smaller number.

14 CITY ATTORNEY POTTS: It's a -- it's a
15 balance that is not used each year.

16 COUNCIL MEMBER LEONARD: I
17 understand.

18 CITY ATTORNEY POTTS: And so the
19 468,000 is the estimated balance with --

20 COUNCIL MEMBER LEONARD: I
21 understand.

22 CITY ATTORNEY POTTS: -- the money
23 that we will get for this year.

24 COUNCIL MEMBER LEONARD: I
25 understand, but we only get about \$9,000 a month.

1 CITY ADMINISTRATOR SIMMS: Yes.

2 COUNCIL MEMBER LEONARD: So it
3 wouldn't get me to that --

4 CITY ADMINISTRATOR SIMMS: But --

5 COUNCIL MEMBER LEONARD: -- I can't
6 get to that number.

7 CITY ADMINISTRATOR SIMMS: -- there
8 was -- there's restricted funds. It was from the
9 prior year we bought forward \$296,000; 2,096;
10 110,046. The net activity for this year is 119,961,
11 which would give us our total of 416,071.

12 We haven't been pulling much out of there,
13 but we came in with a balance of 296,000. This
14 119 is what we've gotten over the year, and we do
15 sometimes get \$10,000 in a month.

16 COUNCIL MEMBER LEONARD: Okay. I
17 under -- okay.

18 COUNCIL MEMBER MILES: And my
19 recollection was we had around 300,000. I don't
20 remember the 100,000 figure last year. I
21 remember the --

22 CITY ADMINISTRATOR SIMMS: Well,
23 it's the activity within the current year that -- that
24 they're pulling.

25 COUNCIL MEMBER LEONARD: No. It --

1 it really is -- it -- it was, how did we get to half a
2 million dollars. And the other thing is we're
3 showing the 62,000 there for Putney Pond, and my
4 understanding is that that money is going to come
5 out of this fiscal year, not next fiscal year. So it
6 looks like we've got a pretty decent amount of
7 money to spend on paving and things like that.

8 CITY ADMINISTRATOR SIMMS: We do,
9 but there is great potential that the 62,000 will
10 come out of next year's budget, because it may not
11 be finished and totally paid for this year, and then
12 we would have to pay for it in the year that it was
13 actually done --

14 COUNCIL MEMBER LEONARD: Correct.

15 CITY ADMINISTRATOR SIMMS: -- so we
16 put that there because it could happen.

17 MAYOR COREY: Their last bill doesn't
18 have an architect certification, so I called them
19 up, and I said, "Your contract says the architect's
20 got to certify the work that was done." They said,
21 "Okay. We're sorry. They sent us" -- they did it
22 and they sent it back. We'll do the same thing
23 next time. Whether they do it before the end of
24 June or not, I don't know.

25 COUNCIL MEMBER BRAB: Sandra, if I

1 can, just real quick, the -- the numbers, the audit
2 that we were given with the budget details on it,
3 these aren't page -- Page 7, excuse me, show 29 --
4 I'm giving you rough numbers, 296 was the balance
5 at the end of June 30 of 2012, going into
6 2012/2013 fiscal year.

7 COUNCIL MEMBER LEONARD: Okay.

8 COUNCIL MEMBER BRAB: We got,
9 roughly, 125, 130 --

10 COUNCIL MEMBER LEONARD: 115,000.

11 COUNCIL MEMBER BRAB: -- whatever it
12 was, so that put it at 426. That's pretty close to
13 that 416 number. I don't know the exact number
14 we got --

15 COUNCIL MEMBER LEONARD: Right.

16 COUNCIL MEMBER BRAB: -- last year.
17 It was around 120, 115. So that 426 was what was
18 added. This 115 is for coming -- the coming fiscal
19 year minus what we haven't spent. So this is a
20 forward look --

21 COUNCIL MEMBER LEONARD: Right.

22 And we've spent --

23 COUNCIL MEMBER BRAB: This is a
24 forward look.

25 COUNCIL MEMBER LEONARD: --

1 roughly, a hundred and something thousand.

2 COUNCIL MEMBER BRAB: Yeah. This --
3 this number and this -- this number on Page 7 of
4 this year's ending audit should be very close to
5 that 416.

6 COUNCIL MEMBER LEONARD: M-hm.

7 COUNCIL MEMBER BRAB: Again,
8 depending on when the bills come in. I looked -- I
9 couldn't come to it, either, and then I went back
10 and --

11 COUNCIL MEMBER LEONARD: Okay.
12 Thank you.

13 COUNCIL MEMBER BRAB: Okay?

14 COUNCIL MEMBER LEONARD: Uh-huh.

15 MAYOR COREY: Anything further on
16 that? Okay. Now to 528. I've got my numbers
17 right.

18 CITY ATTORNEY POTTS: Yeah, you do.

19 MAYOR COREY: Volunteer, since I can't
20 do it? Fire away, Stuart.

21 CITY ATTORNEY POTTS: And you have
22 to read the whole thing, Stuart.

23 COUNCIL MEMBER MILES: Oh, okay. I
24 have to get the one that you have to read the
25 whole thing. All right. Great. I feel like I've been

1 set up.

2 "City of Prospect Ordinance Number 528,
3 Series 2013, An Ordinance Establishing an Ad
4 Valorem Tax Rate for the City of Prospect. Be It
5 Ordained by the City of Prospect, Kentucky,
6 Section 1: An ad valorem tax is hereby levied and
7 fixed at a rate of 21.25 cents on each \$100 of all
8 real estate property within the corporate" city --
9 "corporate limits of the City of Prospect, as
10 assessed for taxation and subject to taxation by
11 said City under assessment as of January 1st of
12 each year.

13 "Section 2: Said ad valorem taxes shall be
14 due and payable, including interest and penalties
15 pursuant to Ordinance 113, Series 1983, until paid
16 in full.

17 "Section 3: The proceeds of such taxes,
18 penalties and interest are to be placed in the
19 General Fund of the City of Prospect and are to be
20 used for the general operation expenses of said
21 City, including but not limited to purchase of City
22 supplies, safety and security, health and
23 sanitation, recreation and welfare, improvement
24 and maintenance of streets, management and
25 maintenance of trees and public lands, garbage

1 collection, street lights, and expenses thereof,
2 other expenses for operation of the City and all
3 necessary and proper municipal functions as may
4 be ordained and resolved by the City Council.

5 "Section 4: This Ordinance shall be effective
6 from and after its passage, approval and
7 publication as required by law."

8 MAYOR COREY: Very good. Thank you,
9 sir. Okay. Now, that takes care of the first
10 reading of the budget for the next fiscal year that
11 starts at the end of June.

12 Now, we've all seen in the paper that the
13 state is behind in money and press. This is the
14 Oldham Era, dated May 16th, LaGrange. A city not
15 unlike us, actually, as far as the city is concerned.
16 The city currently owes more than \$10 million on a
17 pair of bonds, only one of which the city has been
18 able to make payments.

19 In 2015, the debt will grow by another
20 \$1 million. We've got money in the bank, and
21 they're 10 million and going to 11 million behind
22 thanks to all these folks and to Todd Eberle. It's
23 unbelievable that they could do that to themselves.

24 The budget and the audits, folks, are on an
25 accrual basis. You understand the difference

1 between cash and accrual. If it's paid on an
2 annual basis, we still have to break it down on a
3 monthly basis. Insurance, tax, revenues -- this is
4 with the help of Bill Brab, by the way, thank you,
5 Bill -- are flat for the upcoming year over last
6 year.

7 Now, that's what we've got to plan. We've got
8 to underestimate revenue. The fact that the tax
9 revenues are down reflects the 1/2 of 1% that
10 you-guys -- decrease that you passed, and Stuart
11 at the special meeting, am I correct, talked about
12 the annual increase.

13 COUNCIL MEMBER MILES: Yes. And I'm
14 not -- I want to make sure that I'm reconciling
15 what Bill is saying. I just got an updated number
16 today. I called and talked to Ann, and receipts we
17 have in to date which aren't even the entire third
18 quarter, were, roughly, \$923,000. We have
19 budgeted 1,500,000 -- was it a million-five?

20 CITY ADMINISTRATOR SIMMS: No. A
21 million-point-one-five-oh.

22 COUNCIL MEMBER MILES: 1,150,000
23 for -- one --

24 CITY ADMINISTRATOR SIMMS: For last
25 year.

1 COUNCIL MEMBER MILES: Right, for
2 the entire year. So we have a whole other quarter
3 to bring in. If it comes in at the same rate it's
4 been coming in, and then I'm going from memory,
5 that will be, roughly, \$1,250,000.

6 MAYOR COREY: Bring it on. We'll --

7 MR. SPEAKER: We -- we -- we've
8 underestimated.

9 COUNCIL MEMBER MILES: Right.
10 We've underestimated. It's going to come in,
11 roughly, 200,000 more, 150 to 200 more than what
12 we anticipated for this year if the 4th quarter acts
13 like the rest of the quarters, and there's nothing to
14 indicate it won't be.

15 MAYOR COREY: Mayoral decree,
16 everybody cross your fingers. I heard today for
17 the first time about Indiana Gas owing property tax
18 for running a pipeline through Prospect. I was
19 totally unaware of that. They paid last, what,
20 three or four years ago?

21 CITY ADMINISTRATOR SIMMS: Actually,
22 we think five years ago.

23 MAYOR COREY: Okay. Anyway, if we
24 can shake them out of their money, that's how
25 much money?

1 CITY ADMINISTRATOR SIMMS: That
2 would be 45,000 coming in. I don't know --

3 MAYOR COREY: So we get another
4 45,000 if we can get them to pay, but it's hard to
5 cross the river, I reckon. We'll get the police
6 department a boat.

7 COUNCIL MEMBER MILES: Yeah, just
8 start digging around it. They'll show up really
9 quick.

10 COUNCIL MEMBER BRAB: They'll be
11 over here quick.

12 MAYOR COREY: Okay. At the special
13 meeting, you-all got general ledgers, and those
14 are available outside anytime you want them. The
15 contractual maintenance issue came up and is still
16 being reviewed.

17 Bill and Rob picked up on some things like the
18 price of mulch per bag, and then we inquired and
19 the maintenance people say, "Well, that's not just
20 the mulch, that's the hauling and the spreading
21 and that kind of stuff," so we'll make sure about
22 all that stuff.

23 Anything we can look at later on for savings,
24 well, we'll sure do it. And any budget is subject to
25 amendment. We can amend, I think, once a month,

1 Grover.

2 CITY ATTORNEY POTTS: You can.

3 MAYOR COREY: The only thing is we've
4 got to read the budget just like we're doing tonight
5 and wait a month before we pass it, but then we've
6 also got to publish it; correct?

7 CITY ADMINISTRATOR SIMMS: M-hm.

8 MAYOR COREY: So we're getting into
9 expense and time on that, but we can do it. Let
10 me get back to my agenda here. Part of your job
11 is to pinch me when I get off track.

12 Oh, man this one -- this one caused a few
13 people to kick before they were spurred. I put this
14 one on the -- on the agenda, "Create position of
15 Deputy City Clerk." I'm not spending a nickel, I'm
16 not hiring a new person. All I want is that the two
17 girls out in the office besides Ann -- we have a
18 city clerk by ordinance.

19 It seems common sense to me that by having a
20 city clerk we could have deputy clerks, but we
21 don't have them. So I'm going to ask our lawyer:
22 Do we have to pass an ordinance for deputies?

23 CITY ADMINISTRATOR SIMMS: To swear
24 them.

25 COUNCIL MEMBER LEONARD: Well, it's

1 a classification plan.

2 MAYOR COREY: We're not doing
3 anything with them. I'm sorry, Sandra.

4 COUNCIL MEMBER LEONARD: I think
5 we're just renaming a job that's already been
6 classified.

7 MAYOR COREY: Well, they can't sign
8 some of the documents.

9 CITY ATTORNEY POTTS: The -- the
10 question becomes one of -- of signing.

11 MAYOR COREY: Permits, dumpsters.

12 CITY ATTORNEY POTTS: Right. We did
13 have -- we have had deputy clerks before.

14 CITY ADMINISTRATOR SIMMS: We have
15 had them in title only, and that's when I asked if I
16 could swear them in. You said, no, you would have
17 had to actually create the position, so --

18 MAYOR COREY: I want to be able to
19 swear them in.

20 CITY ADMINISTRATOR SIMMS: -- that's
21 how I've been --

22 MAYOR COREY: It doesn't cost
23 anything.

24 COUNCIL MEMBER LEONARD: Do they
25 have to promise not to have fought a duel, too?

1 MAYOR COREY: They do.

2 CITY ATTORNEY POTTS: Do.

3 MAYOR COREY: And to hold back from
4 fighting it in the future.

5 MR. SPEAKER: Nor act as a second.

6 CITY ATTORNEY POTTS: Have you got
7 the ordinance?

8 MAYOR COREY: Yeah. I looked it up,
9 and we've got a city clerk, but we don't have any
10 deputies, but it just follows that, but I want to be
11 sure to air on the right way.

12 COUNCIL MEMBER SCOTT: Mayor, I just
13 have a question just backing up one topic.

14 MAYOR COREY: M-hm.

15 COUNCIL MEMBER SCOTT: How did
16 Indiana Gas end up owing us \$45,000? What is
17 Indiana Gas doing over here in our --

18 MAYOR COREY: You know where
19 Beachland Beach is down here off River Road back
20 behind the church?

21 COUNCIL MEMBER SCOTT: Yeah.

22 MAYOR COREY: Coming across there
23 down on Beachland Beach is a pipeline that goes
24 under the river, and it comes up here through some
25 of Wallace's land and so forth. So they owe us

1 some money for having their pipeline run through
2 here. It's a property tax.

3 COUNCIL MEMBER SCOTT: Okay.

4 MAYOR COREY: And I've never heard of
5 it -- I mean, of them until today.

6 COUNCIL MEMBER SCOTT: Okay.

7 MAYOR COREY: And supposedly, the
8 last time they paid they had to be hounded, and
9 they -- they wouldn't pay and they wouldn't pay
10 and they wouldn't pay, and then they paid up, and
11 if they pay their back bill now, if we can get them
12 to pay, according to Ann, it will be about \$45,000.
13 So we'd like to get it if we can.

14 COUNCIL MEMBER SCOTT: Is that with
15 penalties?

16 MAYOR COREY: Well, that's without
17 discount.

18 COUNCIL MEMBER SCOTT: Okay.

19 MAYOR COREY: I think we get 11% if
20 you pay it up front somehow.

21 MR. SPEAKER: We're down here
22 [phonetic].

23 MAYOR COREY: Oh, just an interesting
24 thing. St. Matthews wanted to lower their ad
25 valorem tax I heard. You can't do that without

1 doing what you'd have to do to raise it, and then
2 one person can object and say -- when that one
3 person objects, then it has to go on the ballot.

4 Well, instead of lowering their tax, they're
5 given like a 40 or 45% discount, because they
6 were rolling so well, so they keep the same tax,
7 but they just give a greater discount. You got the
8 city clerk there --

9 CITY ADMINISTRATOR SIMMS: I do.

10 MAYOR COREY: -- Madam
11 Administrator? And all I want is the authority from
12 you-guys to swear those two fine ladies out there
13 as deputy clerks.

14 COUNCIL MEMBER LEONARD: So we
15 have two deputy city clerks; is that right?

16 MAYOR COREY: Yeah.

17 COUNCIL MEMBER LEONARD: Okay. So
18 we pass the classification and salary plan, and
19 they are what they are. So I think that we have to
20 assign the duty and then give them a new job title.

21 MAYOR COREY: I'll ask our mouthpiece
22 here.

23 COUNCIL MEMBER BOWLING: The
24 mayor picks his staff. That would be part of his
25 staff.

1 COUNCIL MEMBER LEONARD: But -- but
2 he can't set pay rates --

3 COUNCIL MEMBER BOWLING: Right.

4 COUNCIL MEMBER LEONARD: -- and he
5 can't set job titles.

6 COUNCIL MEMBER BOWLING: Right.

7 But the -- you know, the pay is already set. It's
8 already --

9 COUNCIL MEMBER LEONARD: Yeah,
10 that's not. It's -- it's the assignment of job duties.

11 MAYOR COREY: If Ann's out of town,
12 vacation, sick or something, we need somebody
13 that can sign permits.

14 CITY ATTORNEY POTTS: No, I agree,
15 but I think we're going to have to do that by
16 ordinance, I'm afraid.

17 MAYOR COREY: Okay. I'll prepare an
18 ordinance for next meeting for first reading --

19 CITY ATTORNEY POTTS: Yeah.

20 MAYOR COREY: -- with the permission
21 of all you folks.

22 COUNCIL MEMBER MILES: Yep. Make it
23 so.

24 MAYOR COREY: Okie-dokie.

25 COUNCIL MEMBER LEONARD: Well, it's

1 an amendment, isn't it, to that ordinance?

2 CITY ATTORNEY POTTS: It's going to
3 be amended 31.36, yeah.

4 COUNCIL MEMBER LEONARD: M-hm.

5 MAYOR COREY: Okay, now. A number
6 of people since I've been on this job, which is not
7 a great long time, and I -- a number, I'm saying six
8 or seven, have said that our website needs to be
9 updated.

10 COUNCIL MEMBER TUCCI: It does.

11 MAYOR COREY: And they have called to
12 my attention, for example, J-town's website where
13 all the ordinances are on there and that kind of
14 stuff. And Mr. Kehlbeck was very interested in
15 that, I think Mr. Fulcher, too, at one time. Weren't
16 you on the website discussion?

17 MR. FULCHER: No, I missed that.

18 MAYOR COREY: Okay.

19 COUNCIL MEMBER MILES: He's all
20 about the grass.

21 MAYOR COREY: All right. So here's
22 what I'm going to do --

23 COUNCIL MEMBER TUCCI: If you can't
24 mow it, you're not interested; right?

25 MAYOR COREY: Joe Kehlbeck likes

1 computers, as we all know, which is good. I'm
2 going to appoint him right now as the website
3 update committee chairman. Now, I'll get to more
4 about that here in a bit --

5 MR. KEHLBECK: What are the wages?

6 MAYOR COREY: A nickel. Then I'm
7 going to -- I'm going to come back to the website
8 here in a few minutes, and Joe I see on the
9 agenda, so he can probably refer [phonetic].

10 Discussion regarding the di -- disposition of
11 scrap metal. We have, and correct me if I
12 misspeak, Chief, a number of old prisoner screens
13 out there. They're steel that fit between the back
14 seat and the front seat of specific makes and
15 models of cars --

16 CHIEF SHERRARD: Correct.

17 MAYOR COREY: -- and we can't use
18 them anymore.

19 CHIEF SHERRARD: Correct. Because
20 when they changed --

21 MAYOR COREY: And they weigh --

22 CHIEF SHERRARD: -- when we changed
23 the configuration --

24 MAYOR COREY: -- collectively hundreds
25 of pounds.

1 CHIEF SHERRARD: -- of the police cars,
2 basically, they're worthless. They're heavy paper
3 weights is what --

4 MAYOR COREY: We've also got sign
5 posts, pretty heavy, which are made out of
6 aluminum, and there's a scrap yard about six miles
7 from here. I looked up surplus property.

8 I don't want to advertise that stuff and take
9 bids on the sale of that junk. I'd like to get Ron,
10 at his convenience, to pick up all that stuff out
11 there from the police department and those run
12 over, bent up sign posts, which I think's up to 30
13 cents a pound now, and get them out of here if
14 you-all agree that that's scrap instead of surplus
15 property. Any contention?

16 COUNCIL MEMBER BRAB: Get rid of it.

17 MAYOR COREY: Discussion of
18 increasing council member pay, you-all can't do it
19 for yourselves, it would be for the future if you did
20 it, and I'll subject myself to Mr. Potts to correct
21 me on that. Your pay is \$100 a month; is that
22 right?

23 COUNCIL MEMBER BRAB: 100 a
24 meeting.

25 CITY ATTORNEY POTTS: 100 a meeting.

1 COUNCIL MEMBER TUCCI: No. No.

2 MAYOR COREY: It was a meeting
3 instead of a month?

4 MR. SPEAKER: It was a month.

5 COUNCIL MEMBER TUCCI: No, no. It's
6 100 a month.

7 MS. SPEAKER: You get paid whether you
8 come to a meeting or not.

9 COUNCIL MEMBER MILES: I didn't get
10 an extra \$1,000 trying to pick a mayor, so. . .

11 MAYOR COREY: They don't pay you
12 enough to keep your interest up. Now, I'm --
13 maybe I'm fussing, and I'm just being your uncle
14 here, I don't see you-all around here.

15 You don't get your -- you don't get enough of
16 a flavor of this place sitting up here in these
17 chairs for two hours a month. I want to pay you
18 more so you'll be more interested in the place,
19 and --

20 COUNCIL MEMBER LEONARD: There are
21 those of us who spend a lot of time doing things
22 for the city.

23 MAYOR COREY: Yes, you do, and you
24 spend a lot of time in the library, and that's not a
25 criticism, that's a thank you, but, you know -- and

1 you two and -- well, I'm just going to quit.
2 Anyway, think about it for the future. We need to
3 pay you more so that you do more.

4 COUNCIL MEMBER LEONARD: Actually,
5 I think we've only been paid for the last six years.
6 The first however many, 25 years or whatever, the
7 City of Prospect, no -- we weren't paid at all, and
8 we only are paid now because Grover insisted that
9 we get paid. He had to wrestle us to the floor for
10 that.

11 MAYOR COREY: Well, if you don't get
12 paid, you're not that -- you two come around, but
13 you spend your time in the library.

14 COUNCIL MEMBER TUCCI: Well, you
15 know, but -- but I think my -- my point is that --
16 that we -- we would not be in the good shape we
17 are financially, we wouldn't have a library, we
18 wouldn't have parks and things like that if we
19 weren't doing it for free for all the years before we
20 started getting paid this pittance. The --

21 MAYOR COREY: What do you think about
22 the next group in?

23 COUNCIL MEMBER TUCCI: Yeah. And --

24 COUNCIL MEMBER LEONARD: I don't
25 think that pay's going to make much difference, to

1 be honest. I don't think --

2 COUNCIL MEMBER TUCCI: It -- it would
3 take --

4 COUNCIL MEMBER LEONARD: -- any of
5 us do it --

6 COUNCIL MEMBER TUCCI: -- a lot to
7 make a difference.

8 COUNCIL MEMBER LEONARD: Really.

9 COUNCIL MEMBER BOWLING: Yeah.

10 COUNCIL MEMBER MILES: Right now,
11 it's -- it's like -- it's just for fun, and I -- but for
12 the -- I use what I get to pay for yard signs and
13 flyers, and what -- whatever else left over I buy
14 stuff to work on trails like super duper blowers and
15 weed eaters and, you know, so. . .

16 The only thing I would ask is -- is, if I got
17 more money, I would -- I would just want money I
18 could spend on stuff I'm taking out of my pocket so
19 that I don't have to pay 50% tax on it --

20 MAYOR COREY: That's fair.

21 COUNCIL MEMBER MILES: -- when --
22 when you give it to me. You know, I would like to
23 have X number of dollars that I could use that --

24 COUNCIL MEMBER BRAB: Expense
25 budget.

1 COUNCIL MEMBER MILES: Expense
2 budget, right, would be -- you know, would be
3 approved by the mayor or whoever that didn't have
4 to come out of my pocket after going through Uncle
5 Sam's pocket.

6 COUNCIL MEMBER LEONARD:
7 Actually --

8 MAYOR COREY: That's just --

9 COUNCIL MEMBER LEONARD: -- the
10 only problem with that is --

11 MAYOR COREY: -- something for --

12 COUNCIL MEMBER LEONARD: -- think
13 of what has gone on at Metro --

14 CITY ADMINISTRATOR SIMMS: Right.

15 COUNCIL MEMBER LEONARD: -- over
16 the last few years.

17 COUNCIL MEMBER MILES: Well, I mean,
18 you know, you can't -- you can't -- you know, I -- I
19 agree, and again, I think there would have to be
20 approval, but I don't think you can --

21 COUNCIL MEMBER LEONARD: Well,
22 there would have to be more than approval, there
23 would have to be guidelines.

24 COUNCIL MEMBER MILES: Yeah. Oh,
25 absolutely. Absolutely.

1 MAYOR COREY: He wants to have
2 upholstery classes.

3 COUNCIL MEMBER MILES: Right. But I
4 think part of the problem with Metro in other big
5 cities is it's a big city. I mean -- you know what
6 I'm saying? It's just -- you have how many
7 different council people -- I think a lot of the
8 problems you see in big cities with proper
9 oversight you don't have in a city of our size.

10 COUNCIL MEMBER LEONARD: I think
11 the problem with them was they had absolutely no
12 written guidelines.

13 COUNCIL MEMBER MILES: Right.

14 COUNCIL MEMBER LEONARD: And so, if
15 you were naive and foolish, you did the wrong
16 things --

17 COUNCIL MEMBER MILES: Right.

18 COUNCIL MEMBER LEONARD: --
19 ethically.

20 COUNCIL MEMBER BOWLING: Well, we
21 had -- we had 11 people run last time. You know,
22 we've always got interest in this. We're blessed
23 here in Prospect that we've got a lot of talented
24 people and --

25 MAYOR COREY: Well, I'm not fussing,

1 but I see --

2 COUNCIL MEMBER BOWLING: Yeah.

3 MAYOR COREY: -- you-all once a month.

4 COUNCIL MEMBER BOWLING: Yeah.

5 CHIEF SHERRARD: And -- and I had a
6 little experience with public integrity over in
7 Louisville Metro before I came here. There were a
8 lot of checks and balances that were in place that
9 were just completely ignored, so --

10 MAYOR COREY: Well --

11 CHIEF SHERRARD: -- you can't excuse
12 criminal behavior.

13 MAYOR COREY: I'm going back to the
14 website. I'll call on Mr. Kehlbeck to help me take
15 my foot out of my mouth, but you-all think about it
16 for the future. It's not anything to be done
17 tonight.

18 Joe said that he would take on this job, but
19 that he was going to need a council member. I'll
20 let him pick that one, if you'll do it, that he was
21 goes to need an office person. I'm not going to
22 give you an office person.

23 These people got enough to do because of this
24 sentence, gathering information internally is going
25 to be very time consuming, especially for Ann

1 Simms, who has most of the information in her
2 files or in her head. I don't want her pulled off of
3 her work right now.

4 If you, in your quest on the website, Mr.
5 Kehlbeck, have needs for internal information, if
6 you will, give us a list, give us a reasonable
7 amount of time, ten days, two weeks, to get it
8 together. Then, Joe suggests, and very properly
9 so, he needs some citizens. And you've got the
10 floor.

11 MR. KEHLBECK: Okay. This is an
12 interesting subject. I was drafted. But let me say
13 that we have an opportunity to upgrade the old
14 website, and I've been working on it since the
15 mayor asked me to do this. I've talked to the
16 State of Kentucky and the people over there, and
17 they have a website, and it's financed through
18 commercial advertising. Think about it.

19 The City of Louisville, I talked to the person
20 down there because I really enjoyed -- if you
21 looked at Louisville, they have a nice website.
22 The other is they can go all the way down and find
23 out what check was written for what supplier, and I
24 talked to the person there, and he said they did it
25 themselves. So I said that's pretty expensive to

1 go that way.

2 I also talked to them in -- yes, those two in
3 particular. I got on to Google then and Googled,
4 Googled, Googled, and when I was through
5 Googling, I came up with a list of different
6 programs that are available, and in looking at
7 these, it really gets down to one particular
8 company as far as servicing an account like ours
9 called CivicPlus.

10 CivicPlus has 1500 little cities, small cities
11 on their website, and it's -- what they do is they
12 have it written -- they're up from -- they're from
13 Manhattan, Kansas. A couple guys probably got
14 together, they came up with this software program
15 that can be changed and tuned to our particular
16 needs, and it is well received as far as in
17 Kentucky.

18 In Kentucky here we have it, in Danville,
19 Greenburg, Henderson, Jeffersontown, and
20 Winchester all have the same program has been --
21 which has been, of course, modified, and it's
22 something that we ought to look at.

23 If somebody has some other ideas on how to
24 handle this, I'd sure appreciate it, but that looks
25 like the way to go is to look at something like this

1 CivicPlus with their experience. Now, through -- if
2 we -- yes, Stuart?

3 COUNCIL MEMBER MILES: I'm sorry,
4 Joe. I thought you were at a place of asking
5 questions. Go ahead. I don't want to interrupt
6 you.

7 MR. KEHLBECK: oh. Well, the reason I
8 am -- I'm at a point where I need input from other
9 people if there is some other company to look at
10 rather than the CivicPlus, or we want to do it
11 ourselves or just forget the whole thing and stay
12 with what we have, and so we're at that juncture.

13 Now, on CivicPlus, they are looking to have a
14 go-to system for us to learn about CivicPlus, and
15 that is where you have a PC and you tie into a
16 telephone -- they'll give you the telephone number
17 to call in or whatever it is. I've done this a few
18 times with stockbrokers, but they will run a
19 45-minute seminar for us about their program and
20 how it works.

21 And what I need to do is to come up with a
22 number of people who would have an interest in
23 that. Now, the mayor said that he put a word out
24 on software and didn't get any feedback.

25 MAYOR COREY: Still waiting for the

1 phone to ring. No, I put it out on the -- in the last
2 newsletter.

3 MR. KEHLBECK: Yeah. And -- but what
4 I need to know is, if you're interested, please let
5 me know. And as far as gathering -- another part
6 of this is the 525 ordinances that we have, and I
7 Googled that, and in going through that, I found
8 that there's a company in Florida that has over
9 2300 towns, ordinances in their library, and what
10 they do is help you take your present ordinances
11 and put them into their system, and they maintain
12 it, and they can sort it different ways. If you want
13 information, you go to them

14 But both of these cases, the servers are
15 controlled by the companies. CivicPlus controls
16 their servers, and they have a number of servers
17 in the country. I think they've got 1500 cities.
18 The -- so it's a case of what does it cost. I think
19 that's what's probably going --

20 MAYOR COREY: Why don't you tell us in
21 July.

22 MR. KEHLBECK: Pardon?

23 MAYOR COREY: Why don't you tell us in
24 July. You said June, but we've got to pass budget
25 either next month or then.

1 MR. KEHLBECK: Oh.

2 MAYOR COREY: I don't want to talk
3 about money --

4 MR. KEHLBECK: Okay.

5 MAYOR COREY: -- but I'll blush
6 [phonetic] if you really want to talk about it.

7 MR. KEHLBECK: I'm -- I'm just letting
8 you know that what -- the cost for the ordinance --

9 MAYOR COREY: Well, you've opened the
10 can. Go ahead.

11 MR. KEHLBECK: The cost -- the cost for
12 the ordinance is \$500 a year, which I think is very
13 reasonable to maintain those 525-plus, and it's a
14 pretty interesting operation.

15 As far as CivicPlus, what they want is four
16 thousand -- no, more than that. They want 20,000
17 to tie into theirs and 4,000 a year. And to give
18 you some feel, though, I mean --

19 MAYOR COREY: That's why I didn't want
20 you talking tonight.

21 MR. KEHLBECK: Well, I want to set the
22 stage.

23 MAYOR COREY: I'll see if I can find the
24 money somewhere.

25 MR. KEHLBECK: But let me pass this

1 out. This is a letter I put -- and on the back side
2 of it, if you look at the back side toward the end,
3 what I did there was list the Prospect website, and
4 the things that are on there and our first level of
5 local [phonetic], and then I've got the Winchester,
6 Kentucky one and this one over in J-town, and if
7 you go to that, you'll see the tremendous amount
8 of accumulation of information that is required, or
9 at least subjected, you're subjected to put into
10 these.

11 You can add to or delete, you can put in the
12 Quicken, you can put it in the library, you can do
13 so many things. The one over in Jeffersontown is
14 far -- I think too much for us. If you go to the last
15 part of that, you'll look at Jeffersontown, what all
16 the things are that they have in there, but one of
17 the things that interesting in Jeffersontown, you
18 actually go to the website when there's going to be
19 a council meeting, and it's broadcast to your
20 home. Think about it.

21 So everybody could look at this website and
22 see what's going on here tonight, and another they
23 have, also, one on demographics, which they tie
24 into. So, you know, there's -- it's a technology
25 that's moving, and it's creating more and more

1 communication opportunities for the city to get the
2 message out to the residents as to what's going
3 on.

4 CITY ATTORNEY POTTS: Joe, let me
5 interrupt you, just one thing. One of the things,
6 and I don't know how it would tie in, we're required
7 every other year to cod --

8 MAYOR COREY: Codify.

9 CITY ATTORNEY POTTS: Codify.

10 COUNCIL MEMBER LEONARD: Just --

11 CITY ATTORNEY POTTS: Every other
12 year?

13 COUNCIL MEMBER LEONARD: No, it's --

14 CITY ATTORNEY POTTS: Every three
15 years or five years.

16 COUNCIL MEMBER LEONARD: The last
17 one I've got is 2007.

18 MAYOR COREY: I can't help but imagine
19 that --

20 COUNCIL MEMBER LEONARD: That's
21 the last --

22 MAYOR COREY: -- if it hasn't happened
23 already that codification is going to be web.

24 CITY ATTORNEY POTTS: Has to be.

25 MAYOR COREY: Yeah. And that cost

1 for --

2 COUNCIL MEMBER LEONARD: No, it is.

3 MAYOR COREY: -- each ordinance about
4 \$2,500; doesn't it?

5 COUNCIL MEMBER LEONARD: Why?

6 MAYOR COREY: Why?

7 CITY ATTORNEY POTTS: Each.

8 MAYOR COREY: To get it printed in this
9 book --

10 COUNCIL MEMBER LEONARD: Yeah.

11 It's expensive.

12 MR. SPEAKER: It's set for each book.

13 COUNCIL MEMBER LEONARD: It's
14 expensive.

15 MR. SPEAKER: Each book.

16 MAYOR COREY: No. I mean when you
17 give them a new one.

18 COUNCIL MEMBER BRAB: Each set of
19 ordinances is \$2500.

20 CITY ADMINISTRATOR SIMMS: We just
21 got the -- we -- we had sent them out for
22 codification. We have just finished proofing
23 everything, and will call in the two minor
24 corrections we have tomorrow in the -- our books
25 will be --

1 MAYOR COREY: You know the cost?

2 COUNCIL MEMBER LEONARD: But it --
3 but it's not the books. We -- the last time they
4 were codified, we got a disc, and I -- that's where
5 you're going; isn't it?

6 COUNCIL MEMBER BRAB: Right.

7 COUNCIL MEMBER LEONARD: I get
8 those -- I use that disc all the time to look things
9 up, and --

10 CITY ATTORNEY POTTS: So there's got
11 to be a way to take what's on that disc and --

12 COUNCIL MEMBER LEONARD: I agree.
13 I agree.

14 CITY ATTORNEY POTTS: Right.

15 COUNCIL MEMBER LEONARD: Rather
16 than reinventing the wheel.

17 CITY ATTORNEY POTTS: Right.

18 COUNCIL MEMBER LEONARD: I think
19 the same thing with the library. There's got to be
20 a way to tie in, to link these things rather than do
21 them separately. I agree.

22 MR. KEHLBECK: All -- all that -- what
23 you're talking about is possible, and here's where
24 we got into people, though. What I need is
25 somebody to really focus on the coding, to go back

1 to this MuniCode, and -- MuniCode is what the
2 name of the company is in Florida that has this
3 library, really take a good look at them.

4 And then there's another company in -- let's
5 see. I've got the name here. General Code, which
6 is another code company similar to this one in
7 Florida, MuniCode. MuniCode is actually used --

8 CITY ATTORNEY POTTS: MuniCode?

9 MR. SPEAKER: Muni, M-u-n-i.

10 CITY ATTORNEY POTTS: MuniCode;

11 okay.

12 MR. KEHLBECK: Yes. Municode -- it's
13 in that letter I've got there. They actually have
14 this code system in Winchester, it's in there in a
15 number of cities in Kentucky. I think there are
16 five or six. Lexington. Jeffersontown did their
17 own.

18 COUNCIL MEMBER LEONARD: I'll be --
19 I'll be glad to volunteer to help work on that.

20 MAYOR COREY: Okay. You've got your
21 council member. You pick your citizens.

22 MR. KEHLBECK: Yes, Stuart?

23 COUNCIL MEMBER MILES: Question:
24 Something, Joe, that I'm really interested in is --
25 is the flexibility for somebody on our staff or even

1 council members with approval to make up dates
2 and -- and make changes.

3 So right now I think we have to go through
4 somebody, we've got to call them, they've got to
5 make the change. I mean, back in -- in 1996, I had
6 a web page at U of L where I wrote the code down,
7 and I know now it's got to be easier than that, but
8 it's --

9 COUNCIL MEMBER LEONARD: Well,
10 and --

11 COUNCIL MEMBER MILES: -- point and
12 click and --

13 COUNCIL MEMBER LEONARD: -- it's
14 time -- it doesn't work. The library system is not
15 connected right now and hasn't been for quite a
16 while.

17 COUNCIL MEMBER MILES: Right.

18 COUNCIL MEMBER LEONARD: You
19 can't -- I mean, we pay for a system where you can
20 put books on hold and look up the inventory, and it
21 hasn't worked.

22 MR. SPEAKER: Right.

23 COUNCIL MEMBER LEONARD: I -- I --

24 COUNCIL MEMBER MILES: An -- an
25 example would be, you know, we have a -- a

1 function, and we -- I envision us having a parks
2 section on this, and you can click on it and click
3 the different parks, and we can -- like, I could
4 upload pictures of an event we just had, and -- and
5 you could get immediate gratification for people to
6 go and --

7 MR. KEHLBECK: Just don't go too far.

8 MAYOR COREY: You get back to us; will
9 you?

10 MR. KEHLBECK: But I -- I really -- what
11 I need are -- as far as doc -- getting a lot this
12 information documented --

13 MAYOR COREY: We will, but I can't give
14 you one of these people right now.

15 MR. KEHLBECK: As long as we get
16 someone like Sandra -- and Sandra and Ann to put
17 a lot of this in writing.

18 MAYOR COREY: Okay. What I want is a
19 list of what you want and ten days or so to get it
20 together.

21 MR. KEHLBECK: Okay.

22 MAYOR COREY: I mean, these -- these
23 ladies will back off of anything, they do it out
24 there all day long, they'll be in the middle of
25 something, somebody comes in and wants to talk

1 about grass or dogs, and they'll break off, and I --
2 I'm going to --

3 MR. KEHLBECK: This -- this would
4 eliminate --

5 MAYOR COREY: -- thank them for
6 keeping their nose to their work.

7 MR. KEHLBECK: -- a lot of the --
8 eliminate a lot of the visitors asking for
9 information. I think if you look --

10 MAYOR COREY: Good. No, that's the
11 wrong thing to say.

12 MR. KEHLBECK: -- Sandra, at that last
13 page or so of the information that they grant --
14 give out there in Jeffersontown, it just eliminates
15 a tremendous amount -- number of telephone calls
16 and visits to city hall, and at the same time, we're
17 keeping people aware of what's going on here in
18 the way of communications.

19 So it's -- it's going to be exciting, I think, for
20 the City of Prospect to do this kind of website and
21 make the most of it through -- work both ways, and
22 one of them -- some of the things in there you can
23 see, a person is not happy with what's going on,
24 he goes to the website, sends it in. At the same
25 time, you can turn around and put messages in

1 there and send them to the residents and visitors
2 the way we work this.

3 MAYOR COREY: Thank you. We -- you
4 report back.

5 MR. KEHLBECK: Okay. Did you have
6 something, Bill?

7 COUNCIL MEMBER BRAB: No.

8 MAYOR COREY: Do what?

9 MS. SPEAKER: Just --

10 MAYOR COREY: Okay.

11 MS. SPEAKER: I'm sorry. We haven't
12 ordered it yet, so I can tell you, yes, I'm sure we
13 will.

14 MAYOR COREY: Anything further? All
15 right. Gordon Ragan.

16 MR. RAGAN: Yes.

17 MAYOR COREY: Mr. Ragan is at 7415
18 Smithfield Greene.

19 MR. RAGAN: Which makes me a neighbor
20 of the Kroger on Timber Ridge Drive. Mayor and --
21 and your fellow council persons, thank you, I'll be
22 very brief.

23 My questions or comments concerning Timber
24 Ridge Drive and the Kroger gas station, and I
25 come late to this, because we've been out of town

1 for the last four months, so I know there have been
2 a couple of public meetings, and even the council
3 has -- has received comment.

4 I understand that the proposed gas station is
5 in metropolitan Louisville, I understand that
6 Timber Ridge Drive is in Prospect, and I further
7 understand that the council has grave concern, as
8 I think we all do, with the potential impact of
9 bridge construction on Timber Ridge Drive. I've
10 gotten some understanding of that very recently.

11 What I do not know is the council's position
12 on the future of Timber Ridge Drive looking beyond
13 construction as we see the gas station in all
14 likelihood being built, and I feel sure the likely
15 expansion of commercial development on that side
16 of Timber Ridge Drive within the city.

17 I'm not sure of the nature of the control which
18 we, as the owners of Timber Ridge Drive, have
19 over what will impact us as that development
20 progresses. So what position is the council likely
21 to take at the June 6th rezoning meeting before the
22 planning commission downtown?

23 Will you speak to the rezoning from the
24 neighborhood commercial category which is
25 currently in to C1 commercial, which it must

1 become for the gas station, and would you
2 recommend things which might mitigate the impact
3 of the gas station and future commercial
4 development on Timber Ridge Drive and
5 neighboring residents? For example, design
6 limitations of Timber Ridge Drive, which I'm sure
7 you're more familiar with than I am.

8 Traffic control and safety, which it seems to
9 me becomes a -- a burden for our community,
10 building design and landscaping, set backs,
11 lighting and signage, noise and odors, hours of
12 operation, the number of pump islands. Currently,
13 there are seven pump islands proposed in their
14 design.

15 In the last day or so, I've visited four Kroger
16 stations where there are only two pumps, and in
17 one case, five pumps. All of them are served by
18 two drives. We have a stub road which is going to
19 serve this gas station emptying out on Timber
20 Ridge Drive.

21 So will the council be addressing any of these
22 matters as this process moves forward? I think
23 some of them are matters that would have to be
24 written in the binding elements, and perhaps
25 Council, you know, would not take a position on

1 those matters, and I honestly do not know what
2 leverage we have being the owners of Timber
3 Ridge Drive that might impact or influence in
4 positive ways what's being built next door.

5 In the last inquiry I made, I wasn't even sure
6 we knew where the city's property line was,
7 vis-a-vis the -- the Metro government's -- pardon
8 me, Metro Louisville's property line. So I don't
9 know how, you know, much beyond the other side,
10 but these are things that concern and interest us
11 and certainly some of my neighbors. Thank you.

12 MAYOR COREY: Any comments or
13 questions?

14 COUNCIL MEMBER BOWLING: Yeah,
15 I'll -- I'll comment. A couple months ago, it's
16 probably been about, I don't know, eight weeks or
17 so ago, I talked with a gentleman who -- who's in
18 charge of -- of the Kroger gas station. One of the
19 words that -- that you mentioned there towards the
20 end, leverage, is -- is probably key to answering a
21 lot of your questions.

22 You know, first off, I think it's important, of
23 course, we understand the history. They wanted a
24 gas station in Prospect, and we said, "no," and so
25 now they, of course, went over the -- the county

1 line, and they're putting one there, and we are
2 asking for different requests.

3 So several of the things that I asked him and
4 talked to him about, they actually are trying to
5 appease Prospect in a lot of ways. The design is a
6 lot different than a lot of their normal ones.

7 They've got -- they've got berms between all
8 the residential and commercial areas in the road,
9 they're planting, as far as plants and bushes is a
10 lot more upscale than their normal -- the facade,
11 it's a brick facade, it's different than -- than their
12 normal gas stations. It's going to match the
13 majority of the brick facade that Prospect has, a
14 lot of things like that.

15 Him and I talked for a while. He asked -- he
16 was very nice, he didn't put it back in our faces.
17 He said, "Is there anything else that you think
18 people would like?" One of the things I brought up
19 was the -- the actual 18-wheel trucks when they
20 deliver their gas, because I understand that can be
21 quite noisy with the popping of the caps and
22 different things.

23 And I said, "Is there any way" -- he said,
24 "What would you like as far as a time period," and
25 it was just -- I -- you know, my suggestion, I said

1 could we do a -- an 8 to maybe 9 at night where it
2 doesn't go -- because I think they're going to be
3 open at least until midnight at the --

4 MR. RAGAN: That would be longer than
5 the four stations I looked at.

6 COUNCIL MEMBER BOWLING: Yeah.

7 MR. RAGAN: They're all closing at 11.

8 COUNCIL MEMBER BOWLING: Yeah.

9 So --

10 COUNCIL MEMBER SCOTT: I think it's
11 11.

12 COUNCIL MEMBER BOWLING: Is it 11?
13 Okay. 11 or 12, but I guess what I was asking was
14 for a couple hours before they close to not allow --
15 and he said he would write that down. He didn't
16 promise anything.

17 So I think that -- that from talking to them
18 and -- and requesting things, I think that's as far
19 as our leverage goes. I think if we push any
20 harder than that, we're more than likely to lose
21 even some of things we've asked for and some of
22 the things they've given. That's just my opinion
23 from talking to him.

24 Simply because of the relationship and the
25 history there, you know, obviously, as you

1 mentioned, since they're outside of Prospect, we
2 literally have, you know, nothing as far as that.
3 So my suggestion is we stay on the ground that
4 we're on now just kind of trying to be a good
5 neighbor.

6 That's just my suggestion. Other people
7 might differ from me, but from talking with them,
8 they have honored some of our requests that I
9 think are -- are -- are helpful to -- to some of our
10 concerns.

11 COUNCIL MEMBER BRAB: Another thing
12 I might point out, I went to the last meeting on this
13 when Kroger had it at the Baptist church. One of
14 the gentlemen got up and spoke, and I did not get
15 his name, but he was the owner of the property on
16 the other side of the stub road from the gas
17 station. Obviously, is violently opposed to it from
18 what I interpreted what he was saying.

19 My suggestion for anybody at Smithfield
20 Greene is really the leverage that you can get as
21 individuals and working with other people that are
22 in Pros -- are in Jefferson County, I think that will
23 probably be your most leverage, because there's
24 just not a heck of a lot, I don't think, we can do.

25 COUNCIL MEMBER MILES: And -- and

1 just some history, we just got through a big legal
2 battle. We went to the state Supreme Court over
3 that land with the City of Louisville. We tried to
4 annex it, and it went all the way to the Supreme
5 Court. Grover Potts did a fantastic job, but we
6 were unsuccessful. So we -- we don't have a great
7 history with them over that piece of property.

8 MR. RAGAN: Well, we -- we've been
9 before the Planning Commission, and I guess some
10 of this goes back to 2006 when they were first
11 trying to rezone that --

12 MS. SPEAKER: M-hm.

13 MR. SPEAKER: Right.

14 MR. RAGAN: And when there was a
15 freeze on because Metro Louisville was being
16 formed and we couldn't annex the property, and so
17 we fought these battles before, and until they end
18 up in -- in the binding elements, then it's -- you
19 know, it -- it all sounds very nice. You've
20 answered one of my questions.

21 Apparently, there is nothing from the
22 standpoint of leverage because it's our road that
23 we can bring to bear to influence -- or, you know,
24 in any way have some more leverage in him
25 dealing with some of these restrictions that we

1 might like to see.

2 COUNCIL MEMBER MILES: I don't think
3 we're legally allowed to like block the road, which
4 is the only thing I think we can do.

5 MR. RAGAN: Who maintains the road?
6 Who polices the road?

7 COUNCIL MEMBER MILES: Right, we do,
8 but I -- I don't think we -- we have any --

9 MR. RAGAN: I mean, is there any --

10 COUNCIL MEMBER MILES: -- any
11 control over that, unfortunately. I think there's
12 free commerce laws that say we can't put tolls up
13 or. . .

14 COUNCIL MEMBER BOWLING: Prevent
15 who uses it.

16 COUNCIL MEMBER TUCCI: I -- I
17 remember when the original plan was it was going
18 to be a medical arts building and things like that
19 back in that area, and there was talk about having
20 that not be a stub road but running it through,
21 bending it around, and coming out by the Baptist
22 church.

23 And again, that's something that we have no
24 influence over, but I can certainly see that that
25 could be an eventual part of the plan if Kroger can

1 get -- it's really only one or two property owners
2 who -- who own that land that would make up for a
3 little curve. It would bring them back out on 42. I
4 don't even know if that would be a nightmare or a
5 good idea, but whatever it would be, it's out of our
6 control, but I can see it might happen.

7 In some ways, that might make it easier for
8 Smithfield Greene, because people would maybe
9 only be coming in and then going out a different
10 direction or something.

11 COUNCIL MEMBER LEONARD: I
12 understand that Kroger leased the land the gas
13 station's going on, but they don't --

14 COUNCIL MEMBER TUCCI: I -- I think --
15 I think that's right; yeah. Yeah.

16 COUNCIL MEMBER SCOTT: Grover --
17 Grover, do you see anything from the
18 conversation?

19 CITY ATTORNEY POTTS: No, there
20 really isn't anything. I mean, again, we knew that
21 early on that we couldn't control the other side of
22 that street. It is a public thoroughfare, so we
23 can't limit -- control what's done on it, and so we
24 really -- other than to, as Rob said, to try and
25 bring pressure to bear that they need to be good

1 corporate citizens.

2 Of course, now that they've purchased the
3 shopping center, you know, they've got an
4 investment that's -- that's here, at least for the
5 time being anyway. So, you know, other than just
6 to try and -- and reason with them -- and, you
7 know, they -- they do not want to, I think, have an
8 open battle with Prospect or with the citizens of
9 Prospect.

10 So reasonable requests, I think, at least, you
11 know, they -- they are -- appear to be open to
12 consider, and, you know, I think that's kind of the
13 way you have to approach it to make the best out
14 of what is a deal that we knew probably would
15 happen.

16 COUNCIL MEMBER SCOTT: Okay.
17 Thanks. Thank you.

18 MAYOR COREY: Anything further here,
19 Council? Anybody, anything? All we've got to do
20 next time, I mean, we'll have other things on the
21 agenda, but thank goodness we've got the first
22 reading in, and when I sent you the tentative, I
23 said, if anybody has any issues, contact me
24 immediately, and we'll discuss it, and Bill picked
25 up on a couple of things. Thank you. Thank you.

1 And otherwise, it looks like it's going to sail
2 through, but this budget has been my, of course,
3 primary goal in the last few weeks, because it's
4 got to be done. And thank you-all for all your
5 help.

6 I am told that Todd used to do all this himself
7 and that he used to stay in there on the computer
8 with spreadsheets and so forth. I couldn't do it. I
9 mean, I just -- I don't have the ability. And again,
10 these women in that office bailed my short, fat
11 little butt out.

12 MS. SPEAKER: You getting that,
13 Stenographer?

14 MAYOR COREY: Yes, sir.

15 MR. SPEAKER: Are you sure that will go
16 on the record?

17 MAYOR COREY: Here we go. And there
18 goes a comment.

19 COUNCIL MEMBER BOWLING: Just one
20 comment on the budget. I know that last meeting
21 we made it -- there was -- there was some talk
22 about some line itemization, and we discussed it
23 for a few minutes, and then it was dropped.

24 I know Bill and I met with -- with Ann and
25 Debra this -- after the last meeting, we went over

1 several things, and we had quite a few questions,
2 and we were able to identify -- you know, there
3 was some large amount of money that was in
4 ground improvement that we found out actually
5 went to the parks, and of course, there was the
6 Putney Pond Road that the council -- you know,
7 some didn't remember actually voting on and
8 different stuff.

9 And -- and from going over the budget, it just
10 seems that, you know, the -- the mayor has way
11 too much discretion without some type of line
12 itemization. And of -- and of course, the council,
13 you know, the only power really -- we really have
14 is through appropriations.

15 I mean, that's it. That's -- that's the council's
16 power, and, you know, we have a mayor now who
17 says that, "Hey, if I spend anything over X amount,
18 I'm coming to the council anyway," and -- and I
19 think that's great, but in the future we might not
20 have that. You know, he's -- he's -- he's here for
21 a short time. I don't know what the best way is.

22 I'm looking for suggestions, but I think we've
23 got to have something in there that over a certain
24 amount of money or some type of line itemization,
25 you know, to protect ourselves. If you look at the

1 last budget, I think that, you know, there was some
2 discretion that was -- that was used that is -- is
3 not what is intended. So I don't know if the next
4 meeting if a -- if a resolution or what the best way
5 to approach this is, but I do think we need
6 something.

7 COUNCIL MEMBER LEONARD: Actually,
8 there's more than one issue. One issue is whether
9 or not the mayor should be spending any money
10 over what was appropriated, and the answer to
11 that legally, I think, is "no."

12 MAYOR COREY: Absolutely right.

13 COUNCIL MEMBER LEONARD: But that
14 happened. And then the second issue is, in the
15 event that we are talking about an individual item,
16 I would agree with you. I think that we need to
17 know over -- there -- there's two ways over some
18 amount that we need now, and it's either
19 percentage of the total amount in that pot, or it's
20 individual line items, and I think you have to look
21 at it both ways.

22 I don't think any of us want to sit here and
23 second guess small amounts, but you're right.
24 If -- if something looks like it's going differently
25 from what we thought we appropriated, I think -- I

1 do think --

2 MAYOR COREY: Right.

3 COUNCIL MEMBER LEONARD: -- there
4 has to be something to --

5 COUNCIL MEMBER BOWLING: Yeah. I
6 don't -- I don't want to micromanage, and that's
7 why, you know, I said I'm looking for ideas, but
8 like I said, if you look at the last budget, there
9 was large amounts of money that were put in one
10 category that should have been in another, and
11 there were large amounts of money put into things
12 that -- that council people, you know, frankly don't
13 even -- didn't -- weren't aware that that was
14 being -- I think it's -- it's easy to fix.

15 I don't know exactly what it is. You know,
16 is -- is a resolution, Grover, would we have to do
17 that?

18 CITY ATTORNEY POTTS: Well, you --
19 you've got the annual budget ordinance, and that's
20 what I was just looking at. It seems to me that
21 that really -- once you approve the ordinance and
22 once you approve an amount, then you are at a
23 point where the chief executive officer of the city
24 has a right to spend that money.

25 COUNCIL MEMBER BOWLING: Right.

1 COUNCIL MEMBER LEONARD: But does
2 the chief executive have a right to spend it way
3 different from what was articulated when that
4 ordinance was passed?

5 CITY ATTORNEY POTTS: Well, it
6 depends on what was -- it depends on what -- let's
7 just -- let's -- let's pull something out of the --

8 COUNCIL MEMBER LEONARD: The
9 access road to Putney Pond.

10 CITY ATTORNEY POTTS: Yeah. Pull
11 that out. If there's money in the budget for road
12 construction, then it's his legal responsibility to
13 spend that money appropriately, and he would
14 have in that scenario the fact that he chose to
15 spend the appropriated funds for road construction
16 on Putney Pond is something within his purview
17 and not in your purview.

18 COUNCIL MEMBER LEONARD: So what
19 you're saying is we need to pass an ordinance
20 that's more specific?

21 CITY ATTORNEY POTTS: Right, because
22 if you -- if you put it --

23 MAYOR COREY: That's the only way to
24 do it.

25 CITY ATTORNEY POTTS: -- if you put it

1 in road maintenance, \$100,000, it's then his -- it's
2 within his purview as a chief executive officer to
3 spend that money as long as he doesn't overspend
4 it and as long as he does spend it on road
5 maintenance.

6 COUNCIL MEMBER LEONARD:
7 Maintenance. But road maintenance and road
8 construction --

9 CITY ATTORNEY POTTS: Well, you
10 know, you're -- you're splitting hairs there.

11 COUNCIL MEMBER LEONARD: No. We
12 really didn't think we appropriated money for that
13 road.

14 COUNCIL MEMBER TUCCI: I think we
15 need to keep in mind that the mayor is also an
16 elected official. In other words, the citizens of the
17 community have voted for somebody as mayor,
18 presumably because, just as they expect, that, you
19 know, Leonard and Scott and Bowling and so on
20 and so forth are going to do their duty as well as
21 they can, they expect the mayor to do the same.
22 So -- and he does have more responsibility.
23 And --

24 COUNCIL MEMBER BRAB Or she.

25 COUNCIL MEMBER TUCCI: -- just as

1 Ken has pointed out, the fact that we're all really,
2 really part-timers as opposed to what the mayor
3 is --

4 MAYOR COREY: I'm not fussing, I'm
5 begging.

6 COUNCIL MEMBER TUCCI: -- it -- it --
7 it -- it makes sense that he -- the mayor is going
8 to have the authority to make some choices. Some
9 of those items are just great big items that you
10 can't mess with much.

11 You know, it's going to cost a certain amount
12 of money to cut grass and put in flowers four times
13 a year. It's a big number. I can fuss if you want
14 me to over whether it should be petunias or
15 daisies, but we're going to put flowers in four
16 times a year, and it costs a lot of money.

17 You know, so big items are pretty well set,
18 and they're contracted items. Rumpke is a
19 contracted item. What we're really fooling around
20 with are fractions of percentages, not even a
21 whole -- to add all of the library expenses and all
22 of the forestation expenses -- I have an inside
23 track with forestation, and Sandra really sort of
24 has an inside track with -- with library. We put
25 them together, they amount to less than half of a

1 percent.

2 COUNCIL MEMBER LEONARD: I don't
3 think that that's the issue. I think it's when we
4 think we're voting for road maintenance and we
5 end up with a road to nowhere, and I think that
6 those kinds of things really need to not -- it's not
7 just us. They need to be discussed in front of the
8 residents so that they can provide us with input on
9 those kinds of things.

10 COUNCIL MEMBER MILES: Well, I have
11 to go on the record, Sandra, as you call that a
12 road to nowhere, because you voted to acquire the
13 land for that road.

14 COUNCIL MEMBER LEONARD: I don't
15 deny that.

16 COUNCIL MEMBER MILES: So --

17 COUNCIL MEMBER LEONARD: And --
18 and -- and the purchase --

19 COUNCIL MEMBER MILES: And yet, I
20 think we all knew that road was going to be built,
21 and we can squabble over that, and I don't want to
22 get stuck on that, but I think that -- that if we look
23 at the history of this city, I think we can count on
24 one hand and maybe one finger the amount of
25 times that an issue like this has come up, to my

1 knowledge, and I think the system works.

2 And I think that if in the future a mayor were
3 to do something that was against the -- the -- the
4 feeling and belief of the council, then I think they
5 do it at their peril at the next election. I think
6 that's how the system works in the same way any
7 of us were to do something outside of what was
8 expected of us, it would -- it would happen at our
9 peril.

10 I think we -- if we get in there and start trying
11 to micromanage the mayor's office, it -- it --
12 anything done by a committee is a disaster, and I
13 think at least -- you know, I think we --

14 CITY ATTORNEY POTTS: And -- and let
15 me interrupt, too. What I'm hearing you say is --
16 is something that is opposite to the way this city is
17 set up. We are set up -- set up as a mayor city
18 council form of government. You do not have any,
19 I say any executive responsibility for this city if
20 you are a council person.

21 COUNCIL MEMBER LEONARD: And my --
22 my concern is not -- I -- I don't want us to take
23 that. I -- I would agree with all the
24 micromanaging, but I do think when we're going to
25 expend a major amount of money we need to do it

1 in a public forum and allow citizen input.

2 COUNCIL MEMBER BOWLING: And --

3 and back to that, Grover, and I don't disagree with
4 anything you said, at the same time, the -- the
5 power of the council rests in appropriations. I
6 mean, that's -- that's where our power is.

7 CITY ATTORNEY POTTS: That's right.

8 That's -- that's where your power is.

9 COUNCIL MEMBER BOWLING: And what
10 I'm saying is -- and Stuart -- you know, Stuart's
11 saying, you know, we haven't had any problems in
12 the past, and that could be true, I don't know. I
13 just -- I'm looking at this budget, and -- and there
14 was a lot of things that jump up to me, you know,
15 things that were in large amounts of money that --
16 that were under ground improvement, and -- and,
17 you know, we started digging into it, and we said,
18 "Where is that?" Well, it went to the parks. The
19 mayor wanted it in ground improvement, you know,
20 things like that.

21 And -- and, you know, people say, "Well, you
22 know, certain things are contractual, you know,
23 like the lawn maintenance." Well, I -- I mean, is it
24 really contractual? Nob -- nobody else bid on it. I
25 mean, that's a huge number. We're looking at half

1 a million dollars and nobody else but Edwards bid
2 on it. To me, that's not contractual, you know.

3 So I don't want to micromanage, and that's
4 certainly not my intent, but looking at the budget
5 just to me, you know, there seem to be a lot of
6 discretion for a mayor that, in my opinion,
7 shouldn't be there. The power is not vested in the
8 mayor to spend it.

9 That's why we approve a budget. That's why
10 it's for us to approve the budget, and then the
11 mayor gets to spend it. I would like a little bit of
12 tighter controls on -- on, you know, what -- what
13 can and can't be spent, you know, so. . .

14 COUNCIL MEMBER BRAB: Well, I -- I
15 went through with Ann and with Debra and Rob and
16 with the mayor, I went through a bunch of the
17 budget and the numbers, and if you look at --
18 and -- and what Sandy was saying, if you look at
19 the entire budget, there's probably about -- if you
20 take out the contract with Edwards/Kerzinger
21 [phonetic], if you take that out, and Greenscapes,
22 which is the irrigation system and so on and so
23 forth, discretionary spending, as far as the city is
24 concerned the budget is about 5%.

25 The rest of it's pretty well police,

1 administration, benefits, you know, garbage
2 contract, et cetera, et cetera. So there's about
3 5% in there. I think what -- and I -- and I agree
4 with what Rob and Sandra are saying, the problem
5 with having big numbers in areas like, say, for
6 instance, grounds improvement, like -- somebody
7 wants to pull up the number, I thought it was like
8 \$60,000, that's -- that's a big number.

9 It's -- it's -- it's very wide, and it has a broad
10 ramification. Now, if the council's un, you know,
11 happy with that, make it 30,000, make it 20, make
12 it zero if that's what the council wants to do,
13 because then, at that point, if you have any line
14 items, if that's what the citizens really want, that
15 tight of control on this budget process, then there
16 should be a bunch of numbers really reduced, and
17 every time there's an expenditure comes up it
18 comes up for a vote. Now, that's one way to do it.

19 The other way to do it is -- I think the way
20 that Ken has put it forth, and I think it's the proper
21 way, there's a pool of money, and if he's going to
22 spend X dollars, I think you said a couple
23 thousand, I think that's too low, but I'll pull out a
24 number, \$10,000 or something. He should at least
25 bring it up in front of council and see how the

1 council feels and discuss it in front of you-all.

2 MR. SPEAKER: Right.

3 COUNCIL MEMBER BRAB: I think that's
4 the way to do it. If we put big numbers in
5 categories, you know, and then start shifting stuff
6 around, it just is a lot of -- there's a lot of
7 movement for a lot -- not very much money. I -- I
8 looked at it.

9 It was a total of about \$120,000 of the 2.9
10 million in -- in -- in spending that we really -- and
11 I'd leave the road fund out of it for now. The road
12 fund's a big number, but of the other -- of the
13 other moneys, because that's restricted funds. I'm
14 talking about --

15 COUNCIL MEMBER LEONARD: That's
16 for --

17 COUNCIL MEMBER BRAB: -- greater --

18 COUNCIL MEMBER LEONARD: But you
19 know what, it's restricted, but roads are a large
20 component of what we need to service.

21 COUNCIL MEMBER BRAB: No question.
22 I'm just looking at the operating budget, not the
23 restricted funds. It's about 5%, so --

24 COUNCIL MEMBER LEONARD: It's
25 150,000, 140,000.

1 COUNCIL MEMBER BRAB: Yeah. It's --
2 it's not a gigantic number that -- that -- and I
3 looked at the numbers, and I went through the
4 general ledgers line item by line item, and there is
5 nothing in there that is untoward, folks. I can tell
6 you that.

7 Some of the questions brought up in the last
8 meeting about where were the payments by
9 individuals or employees for their participation in
10 the health insurance, well, it's right in there in the
11 general ledger. It's just not detailed out. There
12 is credits for that, and -- and everything's there.

13 So we can -- as -- you know, as -- as Ken has
14 put out, we put this budget forth. If there's
15 something that, you know, is \$10,000 or something
16 like that, the mayor brings it up in front of the
17 council, I think that's a great way to discuss it and
18 air -- air it in front of the citizens and the council.

19 MAYOR COREY: Just don't change the
20 budget before we vote on it next month.

21 COUNCIL MEMBER BRAB: You can't.
22 We could -- we could literally change the budget
23 every month if we start getting down to those line
24 items like that. So I think the solution, for my
25 point of view, for everybody up here, and I

1 welcome the input, but my solution is anything
2 over \$10,000 the mayor brings forth and the
3 council discusses it openly --

4 COUNCIL MEMBER LEONARD: Actually,
5 anytime --

6 COUNCIL MEMBER BRAB: -- in front of
7 the -- in front of the citizens.

8 COUNCIL MEMBER LEONARD: -- the
9 mayor spends more than what's appropriated, it
10 technically needs to be amended.

11 COUNCIL MEMBER MILES: I think that's
12 a different question, I mean, a different issue than
13 what you're saying.

14 COUNCIL MEMBER LEONARD: Well --

15 COUNCIL MEMBER MILES: But I agree
16 with you.

17 COUNCIL MEMBER LEONARD: -- the
18 issue is transparent --

19 COUNCIL MEMBER MILES: Nobody
20 agrees on that.

21 COUNCIL MEMBER BRAB: Yeah.
22 There's no question.

23 COUNCIL MEMBER MILES: There's no
24 question on that. If we -- if we said it's 10,000,
25 and they want to spend 10,500, they just need --

1 and I would guess five times out of --

2 COUNCIL MEMBER LEONARD: Except
3 we have never amended a budget in the entire time
4 I have been on this council. We have just spent
5 more than what was appropriated.

6 COUNCIL MEMBER TUCCI: Well, I think
7 occasionally what happens, because the budget is
8 a proposal -- let -- let's imagine a -- a real horror
9 case where a police car totally on its own, no
10 accident, no insurance, one morning it just decides
11 its transmission is just going to die and a few
12 others things are going to go. You know, like the
13 wonderful one-horse shay, suddenly all you do is
14 you've got a police car in parts.

15 Well, that isn't in the budget. We were going
16 to buy one police car this year, not two or
17 whatever, but that's why we have reserves. And at
18 that point, the mayor does come in and say, "We're
19 going to take whatever amount of money a new
20 police car costs out of -- we're going to take that
21 money out of reserves, that's why you have them,
22 to take care of an unbudgeted expenditure. No
23 problem."

24 COUNCIL MEMBER LEONARD: But then
25 technically --

1 COUNCIL MEMBER TUCCI: And that has
2 happened.

3 COUNCIL MEMBER LEONARD:
4 Technically --

5 COUNCIL MEMBER TUCCI: Not --

6 COUNCIL MEMBER LEONARD: -- we
7 need --

8 COUNCIL MEMBER TUCCI: Not the
9 destroyed --

10 COUNCIL MEMBER LEONARD: -- in the
11 budget.

12 COUNCIL MEMBER TUCCI: -- police car,
13 but the concept, that has happened in the time that
14 I've been on council. Things happen. Tornados
15 come through, God willing -- forbid.

16 Those things do then become something that
17 the mayor proposes and council disposes, as it
18 should, but those are unusual circumstances.
19 They aren't that the price of pencils has gone up
20 and we've stolen every pen we can from the bank
21 so we're actually going to have to buy a box of
22 pens which -- which would be a little bit --

23 COUNCIL MEMBER BRAB: We didn't --
24 we didn't -- we didn't steal anything, Sandy.

25 COUNCIL MEMBER LEONARD: Have you

1 looked at the names on all the pens around this
2 place?

3 COUNCIL MEMBER BRAB: Yeah. I -- I
4 think what -- you know, just from my point of view
5 what people are saying is they don't like things
6 that are -- from one category that are obviously for
7 something else, spent on.

8 I mean, if there's construction of a new road
9 versus road maintenance is -- is what Sandy
10 brought up, Rob brought up, grounds maintenance
11 or grounds improvement was really a parks issue.

12 Now, you know, those things, I think, were --
13 you know, we should discuss those things openly
14 in council, and then, you know -- but you -- we
15 could have 40 more categories in the budget if you
16 really want them. We could put 40 more
17 categories in there, drive our accounting system
18 crazy, and get down to that infinitesimal detail,
19 but I don't think anybody wants that.

20 COUNCIL MEMBER SCOTT: I -- I,
21 personally, listening to the discussion back and
22 forth, I understand exactly what Rob's saying and
23 what Sandra said, as well as Stuart, and you, Bill,
24 and I think with the mayor we have right now, I
25 don't think we're going to have any problems.

1 MR. SPEAKER: No.

2 COUNCIL MEMBER SCOTT: And I don't
3 think we have to reinvent the wheel, at this point,
4 and we will move forward, and I'm sure we'll get
5 the job done.

6 MAYOR COREY: I just want you-all to
7 love each other. Do I hear a motion? Love each
8 other and adjourn. Is there a motion?

9 COUNCIL MEMBER MILES: Motion to
10 adjourn.

11 COUNCIL MEMBER BRAB: Second.

12 MAYOR COREY: Done.

13 [WHEREUPON, the City Council Meeting
14 concludes at 8:25 p.m.]

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CERTIFICATE OF REPORTER

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SEPTEMBER 27, 2016 _____

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