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CITY OF
PROSPECT, KENTUCKY

CITY COUNCIL MEETING

OCTOBER 21, 2013

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3 OCTOBER 21, 2013

4 MAYOR EVANS: Our clock is still slow;
5 it is actually a minute after 7. And so the regular
6 monthly meeting of the Prospect City Council of
7 October 21, 2013, will come to order.

8 Let the record show that all six council
9 members are present.

10 First order of business on our agenda is
11 whether to approve the minutes of the September
12 18th meeting, our last regular meeting. Is there
13 such a motion?

14 MR. SPEAKER: Get a correction on that
15 name?

16 COUNCIL MEMBER LEONARD: Yeah.
17 Yeah. Have we corrected that one name that was
18 incorrect? I believe.

19 MAYOR EVANS: Yes.

20 COUNCIL MEMBER LEONARD: Okay.
21 Then I move.

22 COUNCIL MEMBER FULCHER: Second?

23 MAYOR EVANS: Been moved and
24 seconded that the minutes, as corrected, be
25 approved.

1 All in favor say "aye."

2 COUNCIL MEMBERS: Aye.

3 MAYOR EVANS: All opposed?

4 COUNCIL MEMBERS: [no response]

5 MAYOR EVANS: The ayes have it. The
6 minutes are approved.

7 The next item on the agenda is me, the
8 Mayor's update on city matters. I'll try to march
9 through this with dispatch.

10 I enjoy small victories and I've had a few, and
11 they are small.

12 The concrete whatever it was, gizmo, out in
13 the front by the front door, it was broken; it is now
14 fixed. It was interesting to watch how they did it
15 with jacks and so forth. But it's fixed.

16 The raggedy carpeting in Ann Simms' office
17 has now been replaced and we brought it in at less
18 than we had estimated, at \$863, and it makes a
19 tremendous difference in the appearance of her
20 working area and of the City Hall as a whole.

21 The steel back door on the second floor, it
22 was a wonder of rust, has been wire brushed and
23 painted.

24 The contract for the painting of City Hall
25 inside, you may remember I said that I only wanted

1 parts done. And I went back to a couple of the
2 contractors. We are almost finished negotiating
3 with the contractor whose services we want.

4 Such things as the contract saying if the paint
5 wasn't any good, it wasn't their fault; that
6 shouldn't be allowed, so that's changed. We are
7 about to have that contract completed. And
8 probably by the next meeting, this room and
9 several others on the first floor will have received
10 their first coat of paint since this was built.

11 Next, the Mayor's Advisory Committee has
12 been formed. Our first meeting is Tuesday,
13 November 12th, at 7:00 p.m.

14 The size of the group is 24. The reason for
15 that is that as a teacher, I found that teaching a
16 group of less than 30 was a vastly different
17 experience from teaching a group that was 40 or
18 50. It also has to do with the venue; it's a lot
19 harder to find a venue. The group that I have
20 brought together for this first two rounds, maybe
21 three, is just that.

22 And then it's my intention to invite a different
23 24 people to be on a Mayor's Advisory Committee.
24 So please don't feel too left out if you weren't
25 invite the first time because there's going to be a

1 next time. And that's the reason that I limited it
2 to 24.

3 I also chose not to invite anybody on the City
4 Council for this round at least. And the reason for
5 that is, that you're all here once a month and we
6 get a chance to talk to each other a lot. And the
7 purpose of this committee is to hear from people
8 who I don't get to hear from, so. . .

9 Any questions about that, I'll be glad to
10 address, but that's where we are with that.

11 Moving on, Putney Lane has been named but
12 the process takes a little while to get it all
13 complete. And it is now downtown at a thing hall
14 LD&T, which is part of the planning and zone
15 commission. And Ann says that that takes a little
16 while. But it is in the works and it will become
17 official.

18 Next, the recycling for The Woodland [sic]
19 Townhomes. Remember we talked about that at
20 the last meeting. And, in fact, a motion was
21 passed saying that we will do that for a year. That
22 will begin -- that recycling will begin on the 1st of
23 November. Okay.

24 We had a, I guess, it started with an email,
25 regarding the painting of center lines on some of

1 the streets. Tallwood was one of them. And then
2 there was some discussion about how much it cost,
3 and how much it cost the last time we did all that
4 with the bicycle lanes, you may remember that. It
5 was pointed out that it cost over \$4,000, and
6 they're already fading and so forth.

7 Since then, I have learned that the City of
8 Prospect owns the equipment for the painting of
9 stripes on streets. And it's not just -- I mean,
10 it's -- it's the real deal. It needs some repair, and
11 I'm not sure how much that costs, and I'm going to
12 look into it. But if you're talking about, you know,
13 4,000 here and 4,000 there, after a while, it's real
14 money. So I'm going to check in and see how
15 much it costs to repair this piece of equipment that
16 we already own, and that Ron Cundiff can operate.
17 So that's where I am with that.

18 I wanted to mention what's going on with
19 these lovely piles of -- of dirt that are appearing
20 on our roadways, on the -- between the sidewalk,
21 where there is a sidewalk, and the street. You see
22 them along Westover Drive, other places. That's
23 the work of the Louisville Water Company.

24 And I was coming down here several days ago
25 and I just kind of drove by them, you know, like

1 the -- the Roadrunner, the Coyote, you know, and I
2 did a double take, like, what the heck is that? So,
3 I went around the circle and I went back and I
4 said, "What are you guys doing?"

5 And they said, "Oh, we're digging these holes
6 to find the pipes," and all this stuff.

7 So we've checked on it. The water company is
8 not real responsive. Ann was successful today,
9 through MSD, in getting some information. What I
10 wanted to know is how long is it going to look like
11 this? And they tell us that they're not going to be
12 able to reseed it, or whatever they do, until next
13 spring; but removing the piles of dirt will happen
14 this fall. Of course, it's already October. So
15 that -- that stuff is being done by the water
16 company.

17 Now MSD, also, is repairing lines, and that
18 will involve going down through manholes, most of
19 which are in the street, but not all. Some of those
20 are in peoples' yards, and they're going to have to
21 dig those up in order to go down and then do what
22 they do to their pipes. And I just want to let
23 everybody know, we're aware of this and I don't
24 know what we can do about making it any better
25 than it is.

1 Next on my list is -- two -- two more things.
2 Something I would like to do, and I'm going to
3 seek help of however many people in -- in trying to
4 do it, at least discussing doing it. We are having
5 our 40th anniversary of the city next year. And I
6 think it's time, before those of us who are old
7 enough to remember Tom Pfau and Beach
8 Craigmyle and the people who were on the Council
9 back then, when we met at the barn that -- owned
10 by the Hunting Creek Country Club, which I hasten
11 mention is older than the City of Prospect; they
12 were here first. We -- we footed that.

13 I would like to put together a book of the
14 history of Prospect with photographs and text and
15 dig out pictures of some of the -- you know, Norm
16 Bullock and Norm Kirschke and Bill Cheatham and
17 Tom Pfau and Beach Craigmyle and, you know, the
18 de -- the development of the city as its grown over
19 all these years. So anybody who would be
20 interested this doing that, let me know.

21 Finally, we have a streetlight -- couple of
22 streetlight issues. One, we discussed last -- well,
23 both of them we discussed last time. Covered
24 Cove Way, there's a resident down there whose
25 name is David Gonzalez, and he has asked the city

1 to put a streetlight in on his very dark street. And
2 we've talked about that. And there was -- some of
3 you expressed that he shouldn't be asked to pay
4 half.

5 Anyway, Mr. Gonzalez was going to be here
6 tonight but he couldn't be, and I understand why
7 he couldn't be, and I think he's probably going to
8 come at our next meeting. So we'll put that over
9 until then unless there's some reason not to.

10 Finally, we talked about the possibility of
11 converting our streetlights to LED-type lights
12 because they're much less expensive to operate,
13 at least usually. And Stuart was going to look into
14 that. But then he gave me a card with the name
15 Steve Denny [phonetic]. Is he here tonight?

16 MR. DENNY: Yes, sir. Right here.

17 MAYOR EVANS: Steve, would you please
18 tell us, if you would come up to the microphone --

19 MR. DENNY: Sure.

20 MAYOR EVANS: -- what our situation is
21 with regard to potentially replacing the streetlights
22 we have with LED lights.

23 MR. DENNY: Well --

24 COUNCIL MEMBER MILES: And I'd like
25 to introduce --

1 MR. DENNY: Sure.

2 COUNCIL MEMBER MILES: -- Steve.

3 MR. DENNY: Go ahead, Stuart.

4 COUNCIL MEMBER MILES: Steve was
5 with LG&E, and he was kind enough to come to my
6 house and meet with me several years ago when
7 this question first pecculated in my mind; I kept
8 seeing this \$100,000 LG&E bill every year. And
9 I've been replacing the lights in my house with
10 energy-efficient lights.

11 And I thought, Well, gee, why don't we just
12 bring our bill down with energy-efficient lights.
13 And Steve met with me and explained to me how
14 sometimes it's not as simple as it seems when it
15 comes to streetlights. And I decided he would do
16 much better job of explaining that to you than I
17 would. So he was kind enough to come and talk to
18 you.

19 MR. DENNY: Well -- kind words. I don't
20 know if I can explain it as well. Thank you, Mayor,
21 and, Stuart, for the invite.

22 And my name is Steve Denny; I'm in the
23 operations side for LG&E. Steve Hannah works in
24 our group as well in outdoor lighting. And
25 appreciate the opportunity to come out and talk to

1 our customers.

2 LED lighting, as many of us know, it's in our
3 products at home and it's in -- crossed the country
4 rapidly. Currently LG&E does not have an LED
5 product to be offered or products or tariffed
6 [phonetic]. We have ten products between LG&E
7 and KU.

8 Probably the biggest deployment of LD -- LED
9 outdoor lighting is the City of Los Angeles two or
10 three years ago. Huge business case on that.
11 They were able to receive money from the Clinton
12 Foundation, a loan from the Public Utility
13 Commission of California, as well as rebates from
14 manufacturers. And they drove the cost of those
15 LED lights down to about 50 cents on the dollar.

16 On the lights that we have looked at, we have
17 two areas in Lexington, Triangle Park and
18 Thoroughbred Park, has about 30 lights each. We
19 partnered with Lay -- Lexington-Fayette County,
20 KU did, just to put some lights up for a test.

21 Almost all investor-owned utilities that I
22 networked with do not offer LED lights to their
23 customers currently. If you're a municipality like
24 the City of Los Angeles, there are programs.
25 Municipalities up in Indiana, they installed 26,000

1 LED lights. But utilities -- investor-owned utilities
2 have not been granted the same financial packages
3 that the Clinton adminis -- oh, I'm sorry, the
4 stimulus package offered many utilities. So Los
5 Angeles is the biggest one that I'm currently aware
6 of.

7 Just got back from Phoenix from a conference
8 a couple weeks ago and it's still in its infancy,
9 LED lights. The -- the two main challenges have
10 been heat sink with LEDs, and -- as well as
11 temperature. In Phoenix, they had to install -- I'm
12 just giving you an overview. They had to install
13 fans in the housing, so the electricity cost went
14 up. And so they finally had that worked out from
15 the manufacturer. In Canada and the northern part
16 of the United States, the cold temperature.

17 So as utilities, LG&E is very conservative in
18 our money for our customers, and we have not
19 jumped on that bandwagon yet. I would suspect
20 any testing would take at least a year before we
21 bring that product to the commission -- the Public
22 Service Commission for our customers.

23 Now, the question is: What does it save? Our
24 rates in Kentucky for residents are about 6.3 cents
25 a kilowatt and your component for a monthly

1 streetlight of \$20, your -- the energy consumption
2 of that piece is about a dollar. So when I go out
3 and buy an LED light, the fixture is around 500 to
4 \$600. I'll put the standard to put it in, the
5 maintenance, that is all encoupled [phonetic] in
6 that, the payback today does not work for -- so
7 that's why the company has held -- held off to this
8 point in time. We use high-pressured sodium.

9 And, Stuart, for Prospect, we pulled your-all's
10 account up before we came. A lighting piece for
11 the City of Prospect, we show 387 lights with an
12 annual bill of \$71,000. Additional amount is for
13 other LG&E services that the City of Prospect --

14 COUNCIL MEMBER MILES: Right.

15 MR. DENNY: -- has. But the 71,000
16 approximately are for the 387 lights that we have.

17 You-all are on a restricted light rate. That
18 light is not -- rate is not offered for any other
19 customer. So when you signed those contracts
20 and the City of Prospect put those lights in, you're
21 basically locked in, except for the energy
22 component that would go up in a rate case, but the
23 maintenance will continue to go on. If there's
24 storm, car wreck, customer would dig in, we come
25 out and take care of that.

1 And we've talked about some of the
2 infrastructure costs that -- that you had asked
3 me --

4 COUNCIL MEMBER MILES: M-hm.

5 MR. DENNY: -- when I met you at your
6 home last year. The same light -- I'll give you a
7 quick example. If you've seen the lights in
8 your-all's neighborhood, they have globe called an
9 "acorn." And you-all have several under 100-watt
10 lumens or about 9500 watts. You-all pay 16.93 a
11 month for that light. You're on a locked-in rate.

12 Years ago, if you were to say, Well, what can
13 we do to reduce that? Let's go to a 70-watt with
14 lumens at 1500. Today's rate you would be 19.95.
15 So actually, it'd be \$3.02 increase for less lighting
16 and less lumens.

17 So I'm just trying to give you an example of
18 the lighting, you know, how that works with us and
19 related to LG&E --

20 MAYOR EVANS: So let me see if I
21 understand; okay. First of all, we're not going to
22 be doing LEDs because you don't offer them; is
23 that correct?

24 MR. DENNY: We're not going to do LEDs
25 because we don't offer them --

1 MAYOR EVANS: Okay.

2 MR. DENNY: -- at this time; yes, sir.

3 MAYOR EVANS: And even if you did
4 offer them, it wouldn't make sense for us
5 financially; is that right?

6 MR. DENNY: At -- at today's rate, yes,
7 sir.

8 MAYOR EVANS: Okay. And we have a
9 deal locked in at 16 and whatever it is per light,
10 and so if we made some change to that, we would
11 lose ground and our price would go up; is that
12 right?

13 MR. DENNY: Yes, sir.

14 MAYOR EVANS: Okay. I got it.

15 COUNCIL MEMBER TUCCI: Love those
16 lights. Love that concept.

17 MR. DENNY: I'm not saying LED lights
18 will not be affordable as we move forward. With
19 technology they -- I think they will. And I think
20 more companies will jump on -- on that as we do in
21 the home. But I think, today, we're not ready to go
22 there as a utility yet.

23 MAYOR EVANS: Okay.

24 MR. DENNY: Is there any -- any other --

25 COUNCIL MEMBER MILES: Any

1 questions?

2 MR. DENNY: Are we good?

3 COUNCIL MEMBER BRAB: Thank you.

4 MR. DENNY: You-all are very kind.

5 Thank you.

6 MAYOR EVANS: Thanks for coming.

7 MR. DENNY: I'm glad I was not the water
8 company stepping up here.

9 MAYOR EVANS: Yeah. Thank you --

10 MR. DENNY: Thank you-all.

11 MAYOR EVANS: -- Steve --

12 MR. DENNY: Appreciate it.

13 MAYOR EVANS: -- for coming. I'd get
14 you a shovel and tell you to level those things.

15 Really, that's all I have in my comments.

16 The next thing on here is the audit report, and
17 Bill Talley from Richardson, Pennington & Skinner.
18 Bill?

19 MR. TALLEY: Thank you, Mayor.

20 You-all -- if you'll turn to Page 4.

21 COUNCIL MEMBER TUCCI: Bill, is this
22 the same one that we looked at before?

23 MR. TALLEY: It's the final audit report.
24 Yeah, it's basic --

25 COUNCIL MEMBER TUCCI: But it's --

1 MR. TALLEY: Yes --

2 COUNCIL MEMBER TUCCI: -- the same?

3 MR. TALLEY: -- it is the same.

4 COUNCIL MEMBER TUCCI: So I'll use
5 the one that has my old notes on it.

6 MR. TALLEY: Okay.

7 COUNCIL MEMBER TUCCI: Yeah. Okay.

8 Thank you.

9 MR. TALLEY: Page 4 is the audit
10 opinion. And we gave you a clean audit opinion,
11 which means we found these statements to be
12 presented fairly in all material respects with
13 generally accepted accounting principles.

14 If you turn to Page 6, it's your Statement of
15 Net Position, which is basically your assets and
16 your liability. Your assets are stated in order of
17 liquidity. So at the top you've got cash,
18 certificates of deposit, you've got your
19 receivables, you've got your prepaid insurance,
20 giving you total current assets of 2,142,840.

21 Then you come down to your restricted cash,
22 436,362; you've got land at 805,642; you've got
23 depreciable buildings, property and equipment of
24 1,772,327, giving you total capital assets of 2,577,
25 969, and giving you total assets of 5,157,171.

1 Below that is your liabilities. Your current
2 liabilities are -- the total is 254,828; you've got
3 compensated absences below that, which is
4 62,792; you have total liabilities of 317,620.

5 Below that is your net position, which
6 basically is your ownership in your assets, which
7 is basically just the assets mi -- minus the
8 liabilities. You've got net position of 4,839,551.

9 So, as you can see, you've got assets, you've
10 got strong current assets against very few
11 liabilities, which is 317,620. So they don't even --
12 it's about six times -- you've got six times in --
13 cash as you do current liabilities. So that's pretty
14 strong.

15 If you look on Page 7 at your Statement of
16 Activity, which is basically your expenses are
17 listed at the top; your program revenues are in the
18 middle; and your general revenues are at the
19 bottom.

20 Your expenses are personnel, professional
21 services, maintenance and repairs, et cetera.
22 You've got total expenses of 2,922,747; you've got
23 net -- you've got program revenues of operating
24 grants at 47,678; you've got capital grants of
25 193,701. And if you subtract those rev -- that

1 revenue from your total expenses, you've got net
2 program expenses, 2,684,368.

3 At the bottom you've got your general
4 revenues, which is basically made up of -- of your
5 property tax, bank deposit tax, your license fees,
6 gain on sale of property, which gives you total
7 rev -- general revenues of 3,035,438, which gives
8 you a change in net position, which is basically
9 your income for the year of 351,070, giving you an
10 ending net position of 4,839,551, which ties back
11 to your Financial Statement on Page 6.

12 Page 8 is your Balance Sheet, which is
13 basically a fund balance sheet; it does not state
14 your property and equipment. So you can see at
15 the far right-hand side, you've got total mi --
16 assets of 2,579,202; you've got total liabilities of
17 254,828; you've got total fund equity at 2,324,374;
18 and you've got total fund equity of 2,324,374.

19 Now at the bottom they reconcile these
20 statements with your statements on net position,
21 which is back on Page 5. So if you look back on
22 Page 5, you'll see the first -- on -- on Page 8,
23 towards the reconciliation item is your property
24 and equipment, 2,577,969. That ties back in to
25 Page 6 under property and equipment of

1 2,577,969. You've got your compensated absences
2 of 62,792. And then when you come down, you've
3 got your net position of 4,839,551, which ties back
4 into statement -- your statement of net position on
5 Page 6.

6 So, basically, these are the old fund
7 statements, which are basically more on a cash
8 basis and tying it back into your statement of net
9 position, which is more on an accrual basis.

10 Page 9 does the same thing with your
11 Statement of Revenue and Expenditures. So if you
12 look at the totals on the right-hand side, you've
13 got total revenue of 3,26 -- 268,817; you've got
14 total expenditures of 3,050,726. Then at the
15 bottom you've got your ending fund balance of
16 2,324,374.

17 And then again, you've got your
18 reconciliations at the bottom, which is -- basically
19 on these statements you expense out -- your
20 capital out -- outlay of 324,925, whereas on your
21 accrual statements you capitalize it.

22 So you can see that if you add that and take
23 away your depreciation expense, which is not
24 deducted on the fund but is deducted on the
25 statement of activities, you get your change in net

1 position of governmental activities of 351,070,
2 which ties back into your accrual on Page 7.

3 Basically, the next page, on Page 10, is just a
4 breakdown of those revenues and expenses which
5 are on Page 9.

6 So as I say, in winding this up, your financial
7 position is strong. You've got a lot of assets and
8 not many lia -- not many claims against those
9 assets. Your statement of net position, which is
10 basically your ownership, is well over 90%, so
11 that's good.

12 Lastly, I'd like to thank the Mayor, Ann, and
13 Debra for their help. And any questions we had
14 were answered very quickly and professionally,
15 and so that was very good.

16 If there's any questions?

17 COUNCIL MEMBER BRAB: I want to
18 thank you, Bill, for coming out, was it, two weeks
19 ago. You sat down and went through all this
20 with -- we didn't have all the notes but that was a
21 very helpful meeting for -- for myself.

22 MR. TALLEY: It was my pleasure. And if
23 you have any questions --

24 COUNCIL MEMBER LEONARD: Actually,
25 I --

1 MR. TALLEY: Sure.

2 COUNCIL MEMBER LEONARD: -- last
3 year one of the things that we got out to the fact,
4 you provided and you list of the adjustments that
5 would need to get made in this year's things. Is --
6 is -- does that kind of a list exist again?

7 MR. TALLEY: Well, yeah. I'll send it to
8 you.

9 COUNCIL MEMBER LEONARD: Okay.
10 Part of the reason I'm asking that is, when I look
11 at the monthly statement for this month, we've got
12 some accounts that are overdrawn and we're only a
13 few months in. And I have a feeling at least some
14 of those are -- are ones that will adjusted.

15 MR. TALLEY: Okay. I'll will get those to
16 you tomorrow.

17 MAYOR EVANS: Bill, I want to thank
18 you. You've been great to work for. Look forward
19 to doing it some more down the road.

20 MR. TALLEY: Well, I appreciate it, and I
21 appreciate all your time. So thank you.

22 MAYOR EVANS: Okay.

23 MR. TALLEY: Again, if you have
24 questions, let me know. Call me.

25 COUNCIL MEMBER LEONARD: You were

1 very patient with us at that meeting.

2 MR. TALLEY: Thank you.

3 COUNCIL MEMBER TUCCI: And you
4 know we're very competitive, so we like to know,
5 you know, compared to other cities, you really like
6 us.

7 MR. TALLEY: Oh, yes. No question
8 about that.

9 [WHEREUPON, Council Members confer
10 inaudibly.]

11 MAYOR EVANS: Ladies and gentlemen,
12 it's customary at this time for Council to consider
13 adopting this Audited Financial Statement as the
14 audit for the City of Prospect for the year ending
15 June -- June 30th, 2013.

16 So I'm asking: Is there a motion that we do
17 that?

18 COUNCIL MEMBER TUCCI: So moved.

19 COUNCIL MEMBER MILES: Second.

20 MAYOR EVANS: Okay. It's been moved
21 and seconded that we adopt this Audited Financial
22 Statement as the audit for the city for the year end
23 twe -- June 30th, 2013.

24 All in favor say "aye."

25 COUNCIL MEMBERS: Aye.

1 MAYOR EVANS: All opposed?

2 COUNCIL MEMBERS: [no response]

3 MAYOR EVANS: The ayes have it. It's
4 adopted.

5 Next on our agenda, are committee reports.
6 Let's take what may be the hardest one first, I
7 don't know, it's the Nuisance Committee update.
8 And I'll ask in Jeff Sherrard's [sic] absence, which
9 he could not help, is Frank Fulcher, who's on that
10 committee, Frank, what's -- what's going on?

11 COUNCIL MEMBER FULCHER: Well, I
12 have to find my notes first. And it's -- it's not Jeff
13 Sherrard; he's --

14 MAYOR EVANS: Jeff --

15 CHIEF SHERRARD: Jeff Stovall.

16 COUNCIL MEMBER FULCHER: Stovall.

17 CHIEF SHERRARD: Stovall.

18 MAYOR EVANS: -- Stovall.

19 COUNCIL MEMBER FULCHER: Jeff
20 Stovall.

21 MAYOR EVANS: Listen, I called Ron
22 Cundiff Rob Hubbard the other day and -- and I --
23 and I intend to keep doing it now.

24 COUNCIL MEMBER FULCHER: Okay.

25 MAYOR EVANS: Jeff Stovall.

1 COUNCIL MEMBER FULCHER: Jeff
2 Stovall, the committee chairman, offers his
3 apologies for not being here tonight because he
4 has the flu, and it's probably a real good idea that
5 he didn't show up.

6 I'll make -- I'll make this brief. Although
7 there -- there's a handout back there that's three
8 or four pages, a summary report for the committee,
9 there are a few items that -- that -- that need to be
10 understood.

11 First of all, the committee wa -- the committee
12 was charged to, and I quote, "submit a written
13 report with recommendations, including majority
14 and minority views, if appropriate, to the City
15 Council." And that is what this -- these documents
16 consist of.

17 The charge is -- was rather limited to focus --
18 primary focus placed on Sections 92.01 and 92.03
19 of the Code of Ordinances. So that is what we
20 have undertaken, and the results are with in this
21 report.

22 The focus of the committee -- one of the major
23 focuses of the committee was to not only review
24 these, in light of what other cities do, but work
25 very closely with Chief Sherrard and Todd

1 regarding the enforceability of the ordinances that
2 we put in the -- put into motion.

3 Now, on the basis that it was thought that --
4 that previous -- or the current -- the current
5 ordinances, as written, some are very difficult to
6 interpret and, therefore, difficult to enforce. So
7 we are trying to make it a lot easier for the Chief
8 and for the residents relative to how these -- how
9 these ordinance -- ordinances are worded. And
10 you -- you know, you can see them if you picked up
11 a copy of the stuff in the back.

12 Now, the -- the last comment I'd like to make
13 on this is Jeff Sher -- Jeff Sherrard -- Jeff
14 Stovall's recommendation and it -- the -- and I'll
15 read this verbatim.

16 [reads] While it is the committee's opinion
17 that the attached has satisfied the charge
18 presented it -- presented to it by mayoral
19 appointment.

20 There was a continuously ongoing discussion
21 regarding the need to review the penalty language
22 for frequent and repeat violators as set forth in
23 Section 92.99, the possible need for a nuisance
24 officer, and revisions to the current warning notice
25 for violators.

1 The Council is encouraged by this committee
2 to review the aforementioned areas, and if it
3 determines changes are warranted, to recharge the
4 committee to help resolve these issues.

5 And that's the end of -- end of the report.

6 But I would -- I would like to ask the mayor if
7 that is something that he would be willing to
8 consider?

9 MAYOR EVANS: I'd be delighted to do
10 that. However, the -- the -- the language you just
11 read asks the Council to do it. And I don't know
12 whether, given our major/council form of
13 government, that's the appropriate way for this to
14 happen, particularly since it was the prior mayor,
15 or one of them, that created this committee in the
16 first place.

17 So, why don't I put it this way: Subject to the
18 Council's contrary view expressed right now, I am
19 inclined to charge this committee to continue its
20 work into the enforcement and penalty
21 considerations, accompanying the work they've
22 already done.

23 Is there any objection to that?

24 COUNCIL MEMBER LEONARD: No.
25 Actually, I think that's a good idea.

1 At the point in time, though, that it comes to
2 us for potentially changing the ordinance, I would
3 like it to get run through our attorney. Because
4 I've got some semantics issues with the words
5 they've chosen, not with the intent. For example, I
6 don't think a nuisance is a person.

7 MAYOR EVANS: Well --

8 COUNCIL MEMBER LEONARD: And
9 you --

10 COUNCIL MEMBER TUCCI: You never
11 met some of my relatives.

12 COUNCIL MEMBER LEONARD: Well,
13 there's that.

14 No. But -- but all I'm saying is I think that we
15 need to smooth out the verbiage before we go
16 forward.

17 MAYOR EVANS: Sandra, I agree with
18 that. I've had the same ideas when I was reading
19 through it.

20 But, nevertheless, the topic currently is
21 expanding the charge to the committee as
22 aforesaid. And right now I'm just going to say that
23 they are so charged, and please continue.

24 COUNCIL MEMBER FULCHER: Okay.
25 Well, I will --

1 COUNCIL MEMBER BARB: Question.

2 COUNCIL MEMBER FULCHER: -- advise
3 Jeff.

4 COUNCIL MEMBER BRAB: Question.

5 With -- Frank, I guess you're on the -- you're
6 speaking for Jeff, so. . . When do you think that
7 you'll come with the final version of the whole
8 ordinance, including the penalties and enforcement
9 and all that, how long will that take?

10 COUNCIL MEMBER FULCHER: Well,
11 based on what we've done so far, and we -- we
12 have a little bit of sand on the track already, you
13 know, I would say within three week -- three weeks
14 from now, three months [phonetic], is reasonable.

15 COUNCIL MEMBER BRAB: So in one
16 month we'll have it?

17 COUNCIL MEMBER LEONARD: Well, and
18 then --

19 COUNCIL MEMBER FULCHER: Yeah.

20 COUNCIL MEMBER LEONARD: -- it
21 needs to go to an attorney. And then it needs to
22 go to two -- because it's going to have to be read
23 and then voted on, so the earliest it's out -- it's
24 probably out there is five months.

25 COUNCIL MEMBER BRAB: We're looking

1 a five months.

2 COUNCIL MEMBER LEONARD: Yeah.

3 COUNCIL MEMBER TUCCI: Spring

4 cleaning time.

5 COUNCIL MEMBER LEONARD: Right.

6 COUNCIL MEMBER FULCHER: Yeah.

7 That -- that's a reasonable time frame, I think.

8 Stuart? Stuart's on the committee also. Do

9 you --

10 COUNCIL MEMBER MILES: No. I -- I

11 think that's -- I mean, there's -- there's nothing

12 that make us need to rush it. And I think that it's

13 important.

14 COUNCIL MEMBER LEONARD: Yeah.

15 COUNCIL MEMBER MILES: And it's

16 always the devil's in -- in the details on an

17 ordinance like this that. . . So I think it's realistic

18 to think five -- you know --

19 COUNCIL MEMBER BRAB: Five months.

20 MAYOR EVANS: Okay. Moving along.

21 Are you done, Frank?

22 COUNCIL MEMBER FULCHER: Yes.

23 MAYOR EVANS: Thank you.

24 Parks and Public Lands Committee update.

25 Linda?

1 MS. WARDELL: Yes. Thank you. I'm
2 Linda Wardell, who chairs the committee. I just
3 have a couple of -- of brief announcements, and
4 then I'm going to ask Stuart to give part of this
5 report.

6 The Boy Scouts are still at work in Prospect
7 parks. We have one young man who has now
8 purchased the lumber needed to build bike racks
9 that will be placed at Putney Pond and Woodlands
10 and also at Harrods Creek Park. He's hoping to
11 get that installed in the next few weeks, although I
12 don't think he's established a date yet.

13 And we have another Scout that's interested
14 in doing, yet, another section of the boardwalk in
15 Little Hunting Creek Park.

16 I'm happy to report that Parks and Recreation
17 are going to participate this Saturday in Arborfest.
18 We will be handing out parks brochures and our
19 brochure about the birds that live in the City of
20 Prospect. And we are also going to invite people
21 that show up at City Hall for Arborfest to take a
22 look at the new Putney Lane entrance to Putney
23 Pond & Woodlands. And if they would like to do a
24 self-guided tour of Putney Pond and Woodlands
25 trails, there will be people there to point them to

1 the trailhead to get them started and also we'll
2 have maps for them.

3 We also plan to have a trail workday in
4 Harrods Creek Park in November. And that's
5 really to just do ordinary trail maintenance. We're
6 going to reroute a couple of areas up the trail to
7 mitigate some erosion issues that we have, where
8 the trail is a little too steep for the contour of the
9 land.

10 And then we also have some information on
11 the lower trail that will be created where the
12 pipeline is going through in Hunting Creek Park.

13 And I'm going to turn it over to Stuart because
14 he's the one that's been working with MSD on that
15 project.

16 COUNCIL MEMBER MILES: All right.

17 MS. WARDELL: So --

18 COUNCIL MEMBER MILES: Thank you,
19 Linda.

20 MS. WARDELL: -- Stuart.

21 COUNCIL MEMBER MILES: When --

22 MAYOR EVANS: Thank you.

23 COUNCIL MEMBER MILES: -- I
24 negotiated the easement with MSD, part of what we
25 got was a significant amount of money, but also I

1 got them, when they were finishing up the
2 pipeline, they had to come through and grade it.
3 And for those of you who aren't familiar with the
4 park, the pipeline runs along the creek, through
5 about half of the park.

6 And it -- we have a hiking trail that went
7 through there. And they cut about a 70-foot swath
8 through the woods and they put the pipe down.
9 And now they have to re-grade that land.

10 And what I negotiated with them was, in doing
11 that, they will create a 10-foot wide, 2-foot high
12 path in that flood plain area, and then they will
13 seed it. And what that will do is that will replace
14 the old trail, and the new trail will be easier to
15 maintain, it'll be less prone to flooding, and it will
16 recover quicker when it does flood.

17 COUNCIL MEMBER LEONARD: What's
18 the --

19 COUNCIL MEMBER MILES: And so
20 they --

21 COUNCIL MEMBER LEONARD: -- what's
22 the surface now?

23 COUNCIL MEMBER MILES: It'll be
24 grass. It'll be grass, which will be easier to --

25 COUNCIL MEMBER LEONARD: That's

1 great.

2 COUNCIL MEMBER MILES: -- to -- to
3 just -- we -- we can just come through and mow it.
4 And it'll be a lot easier than walking through dirt
5 and the mud, which is what the --

6 COUNCIL MEMBER LEONARD: And it's
7 better than gravel.

8 COUNCIL MEMBER MILES: And it's
9 better than gravel --

10 COUNCIL MEMBER TUCCI: Sure.

11 COUNCIL MEMBER MILES: -- right.

12 And so they have finished. They have
13 finished last week putting in the pipeline on our
14 piece of property, which is way ahead of schedule.

15 And so they started today grading it and
16 putting that path in for us. And that should be
17 done in about a week to two weeks. And then
18 they're going to seed all of that for us. And we
19 will keep people off of that at least through the
20 spring.

21 But the grass type that we're using, hopefully,
22 by June, after it's had a couple of cuttings, we
23 should be able to start letting people back on that
24 lower trail. And it should be a really -- a real nice
25 treat, especially for folks with mobility issues

1 because the first part of it is completely flat along
2 the creek. And so it's really exciting.

3 And I'm going to be going down there every
4 other day and just watching them and making sure
5 that our expectations of what it's supposed to be
6 and what they're doing are correct. But it's -- it's
7 actually really happening after -- after the -- the
8 gaping wound that had been put through the
9 woods.

10 We have about \$47,000 in money set aside
11 from the sale of that property and the sale of
12 timber to replant trees. And the -- the Parks
13 Committee is working with Lee Tucci and the
14 Forestation Board to come up with a plan, guided
15 by the state forestry service, on what trees to
16 replace in that area.

17 But most of the trees that were taken were
18 box elders, which are pretty junk trees. We'll be
19 able to replace it with hardwood trees, with fruit
20 trees, with, you know, all variety of -- of flowering
21 trees. And so it's a great opportunity to create a
22 much more robust forest and a -- just a beautiful
23 linear park through that lower area of the flood
24 plain.

25 So that is -- that is that. Any questions?

1 MAYOR EVANS: Stuart, I don't have a
2 question, but I guess I could put it in the form of
3 one. You and I talked earlier about some
4 expenses that you see coming at the Parks
5 Committee and also about how much is in this line
6 item breakdown of the general topic of contractual
7 maintenance. And I wondered if you would educate
8 us about all of that. It -- it -- it seems to me this
9 is a good time since the --

10 COUNCIL MEMBER MILES: Sure.

11 MAYOR EVANS: -- Parks Committee is
12 on the floor.

13 COUNCIL MEMBER MILES: I -- we've
14 been talking about, and Bill has brought it up
15 several times, about making some adjustments
16 to -- and it really isn't to the -- to the budget per
17 se. When we approve the budget, we approve
18 major line items.

19 And one of the major line items is "Public
20 Works." And within Public Works are sev --
21 several sub and -- and sub sub items [sic]. And
22 we talked about there is a -- in the past, to give
23 you an example, there was a project we -- we
24 looked into doing but we didn't do, about putting a
25 multi-use path from City Hall to Fox Harbor. And

1 when we did that, that money was put under Public
2 Works and Professional Services under Ground
3 Improvements [sic].

4 And when we did the new budget, we carried
5 that over. And there is \$80,790 sitting in a
6 category under Public Works in the subcategory
7 Public Works Professional Services for Ground
8 Improvements. But we have no project on the
9 books that falls into that pot of money. So there's
10 just a pot of money sitting there that isn't
11 associated with any kind of upcoming projects that
12 we're looking to do.

13 I did some research of what other cities spend
14 on parks. And I looked at Louisville, and Metro
15 Louisville spends 3% of their rev -- their -- of their
16 budget goes to parks; St. Matthews is 5%;
17 Hurstbourne is 14%; Jeffersontown, if you round it
18 up, is 3%. Currently at Prospect we're at 0.001%.
19 We spend \$5,000 on a \$3 million budget.

20 What I'm proposing is that we expand it.
21 And -- and I'm not going to say make it 3%. But I
22 want to expand it to what I think is a reasonable
23 amount for the parks that we now have in our
24 current budget. And I'm looking at, right now,
25 expanding it from 0.0016% to 0.1% [sic], so 1% of

1 our budget.

2 And looking for the current fiscal year, for the
3 projects that would go for that, and that would
4 bring it from 5,000 to 42,000.

5 The projects I'm looking at for the coming
6 year -- and I'll pass this down to the Council --
7 there are several just small projects. One is --
8 there are two in Putney Pond. There's a large,
9 humongous stump; it's ginormous. It looks like an
10 octopus that was turned upside-down and had its
11 legs cut off. And I -- and I got a bid for \$400 to
12 remove that stump.

13 There's a pile of debris left over from where
14 we had the pond cleared from honeysuckle and
15 what have you that's too big for volunteers to do.
16 I got a bid for 400 to do that.

17 Right at -- well, not right now, but in the past,
18 Ron, whenever we'd have a storm or trees would
19 fall, Ron would take his chainsaw, hike in and
20 clear it. But we've got so many trails and so much
21 parkland now that Ron is getting pulled so far that
22 it takes him weeks, if not months, to find the time
23 to go back there and clear those trails. And
24 they're ver --

25 COUNCIL MEMBER TUCCI: And we

1 already have him striping the streets.

2 COUNCIL MEMBER MILES: Right.

3 Striping the streets and doing everything but
4 birthing babies.

5 COUNCIL MEMBER TUCCI: Yeah.

6 COUNCIL MEMBER MILES: And so
7 Grayson Shipwrek, who owns a company -- and
8 Grayson grew up in Prospect and he grew up
9 playing in Harrods Creek Park before it was
10 Harrods Creek Park.

11 He gave us a great deal. He usually charges
12 \$65 a person-hour and -- with 4-hour minimum.
13 For the city, for \$55 an hour with no minimum,
14 whenever we'll call him, he'll send a person back
15 there to go -- and what usually happens is, we
16 have a storm, a tree falls, it blocks the path,
17 somebody calls us, and when Ron can get to it,
18 he'll get out there and clear it.

19 But sometimes it might be weeks and
20 sometimes the tree is big enough that it
21 completely crosses the path. Well, now we can
22 call Grayson, and Grayson will send a -- somebody
23 out at a -- a very reasonable fee with a chainsaw,
24 clear it, and just move the log out of the way.

25 And I've budgeted -- and -- and this is a

1 guesstimation, but I think I've guessed high. To
2 do that -- about ev -- that would have to be done
3 about every other month at about \$2,000 a year.

4 Next, the -- the old road on Putney Pond,
5 which we've closed now, and we've put in a new
6 road, we have done no maintenance on that road
7 since we purchased the property because we knew
8 we were going to put a new road in. It is in a
9 horrible state of disrepair. It's now going to be a
10 multi-use trail for our residents. And it's in really
11 bad shape. It needs -- not all of it, but a -- a
12 fairly big piece of it needs to be re-paved.

13 I got a bid from Commonwealth Paving, who
14 does work for the city, so they're a trusted vendor,
15 to do that for \$8,162. He says that once that's
16 done, because it will not have car traffic on it,
17 except for Ron occasionally driving his pickup
18 truck, that that should last at least 15 years.

19 So this is a -- you know, this is like buying a
20 durable good. You know, once you buy it, we're
21 not going to have to look at doing this every other
22 year, like one might have to do if you're doing
23 your driveway.

24 Another thing on the list, and now I'm doing to
25 stop for a second and turn this over the Lynn

1 Granger, our Eagle Scout projects, and Lynn is
2 going to go into the details. But we've had, to
3 date, 17 Eagle Scout projects done in Prospect.
4 And these range from benches to bridges to
5 boardwalks.

6 And Lynn will explain that most municipalities,
7 when Eagle Scouts come and do projects,
8 contribute to the Eagle Scout, because part of
9 what an Eagle Scout has to do is to raise money.
10 These projects can range from 5- or \$600. We've
11 had some Scouts build bridges, where it was
12 \$1,700, where the city contributed zero money for
13 this project. And one thing I think we should do
14 going forward is, start contributing to these Eagle
15 Scout projects, like siminar -- similar
16 municipalities do.

17 Also, what oth -- other municipalities do is,
18 when an Eagle Scout finishes a project, they put a
19 plaque up on the project commemorating the Scout
20 who did it. And it's usually a nice brass plaque;
21 it's \$50. We've never done that for a Scout who's
22 done one of these projects. So I'd have money in
23 the budget to do it for all the projects that have
24 been done. And then, on average, we have about
25 six projects done a year. And I'm budgeting in

1 terms of contributing half of the project. On
2 average, the projects are \$800 apiece, so it would
3 be \$400 a project. I'm talking about going forward
4 on this; I'm not talking about going backwards on
5 the 17 that have been done. I'm saying going
6 forward in the future projects, I recommend that
7 we fund half of those projects.

8 MAYOR EVANS: Before --

9 COUNCIL MEMBER MILES: Lynn --

10 MAYOR EVANS: -- before we go any
11 further, could I jump in?

12 COUNCIL MEMBER MILES: Sure.

13 MAYOR EVANS: I wasn't here when you
14 passed the budget. All of you were. The budget
15 I've got, and what ultimately governs what I tell
16 Stuart or anybody else it's okay to spend on, is
17 this page and a half ordinance; okay. It has a line
18 item in it for contractual maintenance of \$385,790.
19 So you may just ask, "What is contractual
20 maintenance?" Okay.

21 Well, for that, I go to the financial statement
22 that we get every month from our accountants.
23 And I'm assuming that this document and these
24 line items on here had everything to do with how
25 you-all came up with, say, 385,000 and change for

1 contractual work -- maintenance. Because there
2 are nine lite item -- line items in here that total
3 precisely that, and it's labeled "contractual
4 maintenance." Okay.

5 One of those line items is parks and public
6 lands, \$5,000. Another one is the item that Stuart
7 mentioned, Grounds Improvement, \$80,790. Okay.

8 I also am aware that when this budget was put
9 together, there were some rather unusual
10 urgencies or pressures involved.

11 So all I'm saying is, given what's in front of
12 me, I could just say, "Stuart, go ahead and spend
13 the money." But I don't want to do that.

14 I want Council to consider what Stuart has
15 told you and what they want to do, and, you know,
16 come to a consensus about whether, within this
17 contractual maintenance, part of Grounds
18 Improvement, as Stuart suggests, can be spent on
19 parks and public lands. And, if so, how much?

20 COUNCIL MEMBER LEONARD: Actually,
21 I -- I don't know that we were told through the
22 budget process what Grounds Improvement was. It
23 was my perception, personally, that some of that
24 would probably go to parks, but that not all of it
25 would, that there were other types of

1 responsibilities that we've had over the years.
2 And that at least some of that would be going to
3 these other areas of responsibility.

4 I guess I can't really come up with what I feel
5 and -- you know, I -- I -- this is motherhood, I --
6 I -- how can you be against Boy Scouts and things
7 like that or the parks? But without knowing how
8 much this would encroach on the traditional things
9 that have come out of that fund, I don't know if I'm
10 for or against it.

11 COUNCIL MEMBER MILES: And --

12 MAYOR EVANS: And I don't know what
13 those traditional funds are.

14 COUNCIL MEMBER MILES: Well, what
15 it -- what it --

16 MAYOR EVANS: I don't have any idea.

17 COUNCIL MEMBER MILES: I think what
18 it was, I can tell you the year before. It -- all that
19 money was earmarked for putting the trail from
20 City Hall to --

21 COUNCIL MEMBER TUCCI: Fox Harbor.

22 COUNCIL MEMBER MILES: -- Fox
23 Harbor. And so --

24 COUNCIL MEMBER LEONARD: But it --
25 but it wasn't done.

1 COUNCIL MEMBER MILES: It wasn't
2 done.

3 COUNCIL MEMBER TUCCI: It wasn't
4 done and --

5 COUNCIL MEMBER MILES: And so --

6 COUNCIL MEMBER TUCCI: -- and the --

7 COUNCIL MEMBER MILES: Right.

8 COUNCIL MEMBER TUCCI: -- and the --
9 I think we all remember that one reason that it
10 wasn't done was because our sainted highway
11 department came up with this wonderful idea of
12 widening 42 by taking out all the trees.

13 And everything sort of came to a halt at --
14 because we weren't sure if they actually did what
15 they said they were going to do, they probably
16 would've ripped up the trail that we would've put
17 it. But, you know, the -- the whole thing seemed
18 like, well, this is a bad time to be making a capital
19 improvement right while the highway department is
20 mulling over something that might --

21 COUNCIL MEMBER LEONARD: But this
22 was not a new line item last year.

23 COUNCIL MEMBER TUCCI: No. So -- so
24 I think that that was -- that that was what
25 happened to that original plan of the -- that was

1 the \$87,000. It just -- you know, it was clearly not
2 a very smart time to -- to build a trail that might
3 actually turn into the third lane of 42.

4 COUNCIL MEMBER LEONARD: See, the
5 \$5,000 in this month's thing is already overspent
6 by \$2300. That's why I asked them for the list of
7 potential adjustments --

8 COUNCIL MEMBER MILES: Right.

9 COUNCIL MEMBER LEONARD: --
10 because I don't know that part of this isn't going
11 to get adjuster.

12 COUNCIL MEMBER MILES: Right. So,
13 anyway, I know that Lynn really quickly come up
14 and explain the Eagle Scout process and the
15 projects and the finding and the value it's been
16 given to the -- the city.

17 MAYOR EVANS: Lynn, could you keep it
18 a little bit short. We're -- we've got a long way to
19 go tonight.

20 MR. GRANGER: I'll be happy to.

21 MAYOR EVANS: Thank you.

22 MR. GRANGER: It's going to take about
23 three minutes.

24 MAYOR EVANS: Thank you very much for
25 coming.

1 MR. GRANGER: Sure. I am on the
2 Parks -- Parks and Recreation Committee and also
3 a Boy Scout volunteer. I also serve in council
4 committee. I'm also an officer of the Boy Scout
5 Council here in Louisville.

6 We have done, so far, a total of 17 projects.
7 We have built 24 structures, 10 benches, 3 kiosks,
8 2 bridges, 5 boardwalk sections, 2 bicycle racks to
9 start this weekend, and 2 picnic tables. And the
10 money raised so far has been about \$11,000 the
11 Scouts have done this with.

12 One of the things in most Eagle Scout
13 projects, and I tell the kids all the time, it's either
14 a 90% chance you're pushing dirt or you're cutting
15 wood, these are two things you get into. Most
16 projects are smaller than what we do. And so for
17 the Scouts who are responsible fundraising, you're
18 talking, typically, 2 or \$300 is more typical. What
19 we've been doing here in Prospect is building
20 fairly heavy structures.

21 COUNCIL MEMBER TUCCI: M-hm.

22 MR. GRANGER: And we've also been
23 having custom cut cedar, and so our costs have
24 gone quite a bit to go back and do this.

25 Most Scouts reaching Eagle rank is last thing

1 they do. And so a lot of them come to me when
2 they're ready to be Eagle, 16 or 17, they got until
3 18 to make it, being kids, they don't really know
4 what time lines really are. So you may talk to a
5 man in July, and he may come back to you the
6 following February and want to do his project. So
7 it's -- it's -- it's an extended process.

8 When it comes to raising the funds, what
9 we've seen so far in all this is mom and dad is
10 more likely now writing a check for it.

11 And one of the things and what we propose
12 and adding to what Stuart said, my thought would
13 be, if we could do this, is fund half, but we'd fund
14 half after the project is completed. Mom and dad
15 would loan the money to them, if they'd choose to
16 do so.

17 There's also, in their process, we sign off on
18 their paperwork, and there are clauses in there
19 that say that any money raised, if they go over
20 what their -- what their needs are, that comes back
21 to us.

22 We have had more than one young man whose
23 parents show up, walk down, shown them
24 something we're going to do, they shake their
25 heads, they're all interested and they leave, and I

1 never hear back from them when they go get the
2 prices for this.

3 But I think overall this has benefit -- has
4 benefitted the Scouts very well; it's certainly
5 benefitting Prospect. And for the size of what
6 we're doing, if we could do this, and I concur with
7 Stu, we're probably six, seven -- it depends on
8 when they get started, when they're finished.
9 We'll already have four projects, hopefully, done
10 by next month within this calendar year already.

11 And then the plaques, it's a Boy Scout request
12 that the organization put a little, small plaque, one
13 of these things Scott does, identifying that. And
14 we have not done any of that so far. And for all
15 these projects, some cases you've got picnic
16 benches, like in two or three different places,
17 we're probably behind about 20 little plaques that
18 we should have made and installed to identify
19 these Boy Scout projects.

20 COUNCIL MEMBER LEONARD: Just one
21 question: You said that --

22 MR. GRANGER: Yes.

23 COUNCIL MEMBER LEONARD: -- if
24 there's more raised, it goes back into.

25 MR. GRANGER: It would come back to

1 the city. They are raising money for you, the
2 beneficiary.

3 COUNCIL MEMBER LEONARD: I
4 understand. Could we, instead of general amount
5 like this, and because you're talking about it after
6 the project is completed, could we see actual
7 bills?

8 MR. GRANGER: What we can do is,
9 we've not done this as of now, we sign off on that
10 final project [phonetic], which has everything in it;
11 it's got the ple -- the original plan, the actual
12 plan, all bills. We could simply ask for a copy of
13 it, and that's what I would do.

14 COUNCIL MEMBER LEONARD: It would
15 show us --

16 MR. GRANGER: At the end of project,
17 they would give us the actual packets --

18 COUNCIL MEMBER LEONARD: Okay.

19 MR. GRANGER: -- a 22-page packet,
20 photos, the whole nine yards. Because we have to
21 accept it that we're happy with it or they don't get
22 their Eagle Scout award.

23 COUNCIL MEMBER TUCCI: A brief
24 bragging comment, as the mother of two Eagle
25 Scouts, I thought part of was good of what they

1 did, and their projects were not nearly as grand as
2 what you've managed to turn out, was that they
3 had to be grown up enough to go and ask, for
4 instance, local merchants to donate, you know, for
5 their project. So part of that was not just the --
6 the handiwork; it was, you know, manning up and
7 walking in, looking somebody in the eye and
8 making the proposal and getting the money.

9 So I would like -- if we do something like this,
10 I would like to see those young men coming in and
11 making their brief presentation, just because I
12 think it builds a little character.

13 MR. GRANGER: To -- to this group?

14 COUNCIL MEMBER TUCCI: To this
15 group. If this is the group that is going to be
16 granting some money, I'd -- I just think it would be
17 a healthy thing for them.

18 MR. GRANGER: The only -- probably
19 until my -- my Scouts, by the time they get to the
20 point they're starting to do this, they're so short
21 on time --

22 COUNCIL MEMBER TUCCI: Yeah.

23 MR. GRANGER: -- to get through and get
24 it done. And so that's the only issue. We -- we
25 review it as -- as our community. That's the only

1 issue you get into. A lot of them wait until the
2 very last minute.

3 COUNCIL MEMBER TUCCI: It --

4 COUNCIL MEMBER LEONARD: So
5 they --

6 COUNCIL MEMBER TUCCI: It troubles --

7 COUNCIL MEMBER LEONARD: -- don't
8 have the time?

9 COUNCIL MEMBER TUCCI: -- it troubles
10 me that they're only being financed by their
11 parents. I'd like the idea that they have to ask
12 someone else.

13 MR. GRANGER: They -- in addition to
14 the parents, what they'll do too, they'll raise
15 money as a Scout with their Scout careers and
16 they'll -- they'll go -- they'll attach that money,
17 too. They'll have Scout accounts where they've
18 sold popcorn, what have you, and that kind of
19 thing.

20 COUNCIL MEMBER MILES: And they do
21 come to Parks and Recreation Committee --

22 MR. GRANGER: And make a
23 presentation.

24 COUNCIL MEMBER MILES: -- and make
25 presentations.

1 COUNCIL MEMBER TUCCI: Okay.

2 COUNCIL MEMBER MILES: So they are
3 coming to the -- you know, a body of our group.

4 COUNCIL MEMBER TUCCI: M-hm.
5 M-hm.

6 COUNCIL MEMBER LEONARD: Well,
7 some of them made them after the fact here.

8 COUNCIL MEMBER MILES: Right.

9 COUNCIL MEMBER LEONARD: Would
10 that satisfy your. . .

11 COUNCIL MEMBER TUCCI: Yeah. It's
12 just --

13 COUNCIL MEMBER LEONARD: Okay.
14 I -- I disagree with you.

15 MR. GRANGER: And there's a -- there's
16 a form they fill out to do that because we want to
17 make sure they're not conflicting with other Boy
18 Scout fund raising activities or doing something
19 impro -- improper. Like a -- a raffle sounds nice.
20 Boy Scouts know how to do a raffle.

21 COUNCIL MEMBER MILES: They can't
22 go to Vegas and. . .

23 MR. GRANGER: No.

24 COUNCIL MEMBER MILES: Okay.

25 MR. GRANGER: But you can go to Vegas

1 and do a raffle.

2 COUNCIL MEMBER MILES: Yeah. I'm
3 not going to do them any good.

4 MR. GRANGER: But these are big
5 numbers. And you've got --

6 COUNCIL MEMBER MILES: Yeah, they
7 are.

8 MR. GRANGER: -- typically, most of
9 these kids so far, maybe one or two, have been
10 residents, but they're all outside this -- outside
11 the city. And they're from working-class families
12 coming up with \$1,000 to help us.

13 COUNCIL MEMBER MILES: And -- and --

14 MR. GRANGER: So --

15 COUNCIL MEMBER MILES: -- our
16 projects are -- they're beef --

17 MR. GRANGER: They're heavy-duty.

18 COUNCIL MEMBER MILES: -- they're
19 beefy.

20 MR. GRANGER: Yeah.

21 COUNCIL MEMBER MILES: We make
22 them use very expensive cedar because want them
23 to be durable and last. And so I think this is a
24 reasonable, you know, thing for us to do. And --
25 and we've gotten, basically, 17 free.

1 MR. GRANGER: We've got, now,
2 another, probably, six to eight boardwalk sections
3 to do to give us, say, 250 feet of boardwalk.
4 We've got -- looking at trail sign markers to be
5 done. We'll probably need more bike racks.
6 We've got enough right now easily to carry us
7 through all of next year and into 2015 as far as
8 things to do.

9 MAYOR EVANS: If the city authorized
10 money to be paid, who would it get paid to?

11 MR. GRANGER: I would pay it -- well,
12 you'd pay to the Scout after the project is over and
13 he submitted his documentation.

14 Now my thought would always be on this, if he
15 were successful in raising two-thirds of the cost,
16 then we don't owe him half back, we owe him a
17 third kind of thing.

18 You know, outside of, you know, immediate
19 family donations and loans, that type thing. But
20 we would see the paper at the end, when it's all
21 done. We'd sign -- we've had one inci -- one
22 Scout who claimed he finished. We weren't happy
23 with it, and they came back and took it apart and
24 put it back together again.

25 COUNCIL MEMBER FULCHER: Lynn, I

1 have two questions.

2 MR. GRANGER: Sure.

3 COUNCIL MEMBER FULCHER: I know
4 that you -- you ex -- just -- you answered one of
5 them. You're saying funding, really, up to half the
6 cost, that's what you're asking us to --

7 MR. GRANGER: Correct. Up to; that'd
8 be my thought.

9 COUNCIL MEMBER FULCHER: The
10 second thing is, these projects you've just
11 described, are they in here, Stuart, what you've
12 given us? You said there's six more boardwalk
13 sections or something.

14 COUNCIL MEMBER MILES: Oh, no,
15 they're not. This is just a breakdown of -- of
16 general funding. Lynn could give you a copy of
17 what specific ones have been done and what are
18 proposed.

19 COUNCIL MEMBER FULCHER: And --
20 and I -- I certainly, you know, speaking for myself,
21 would like to see those included in whatever
22 funding that we're looking at so we have a -- we
23 have a total picture.

24 COUNCIL MEMBER MILES: Right. But
25 some of the --

1 COUNCIL MEMBER FULCHER: I mean, I
2 don't know, but I don't think anybody -- I'm with
3 Sandra, I -- nobody is -- nobody is opposed to
4 helping the Scouts with these projects. The
5 process is something that we're all concerned --

6 MR. GRANGER: Sure. Yeah.

7 COUNCIL MEMBER MILES: And -- and --
8 and I -- and the -- and part of the problem is, you
9 can't show each one because we're anticipat --
10 like any project, you know, some of them haven't
11 even -- because our calendar year goes through to
12 the end of June, some Scouts haven't even
13 approached us yet.

14 But we anticipate we're going to do -- we've
15 been doing about six a year. So we could show
16 you the two we know we have lined up to do next.
17 But the others haven't even approached us. But
18 we know that they will. On average, we'll see two
19 or three more Scouts that will finish their projects
20 before June 30th of 2014.

21 MS. WARDELL: But we're not going to --

22 COUNCIL MEMBER MILES: And they'll
23 be no --

24 MS. WARDELL: -- send the money --

25 COUNCIL MEMBER TUCCI: --

1 retroactive --

2 MS. WARDELL: -- unless it's done --

3 COUNCIL MEMBER TUCCI: -- payment?

4 MS. WARDELL: -- anyway.

5 COUNCIL MEMBER MILES: Right.

6 Right.

7 COUNCIL MEMBER TUCCI: What's up is

8 up?

9 COUNCIL MEMBER MILES: But -- but if
10 I'm saying that I want to add -- you know, right
11 now I'm -- I'm looking at \$2500 for Eagle Scout
12 projects. You know, I'm anticipating that we're
13 going to do that many this year, but we only have
14 two we know we're going to do for sure.

15 MR. GRANGER: And we may have
16 projects we've started this year that fall into next
17 year; we'd get re -- reimbursed next year for
18 funds. But I'll tell you this, if we do this, I'll have
19 a lot more kids available.

20 COUNCIL MEMBER MILES: Right. And
21 that's the other thing --

22 MR. GRANGER: The thing that slows
23 them most right now is getting the hands to go up
24 that want to do this.

25 COUNCIL MEMBER MILES: Right. It's

1 because of the cost that we're asking them to incur
2 to build these projects. And if you haven't seen
3 any of th em, they really are amazing. If you go in
4 Putney Pond & Woodlands, they have built some
5 amazing bridges; these boardwalks they're
6 building are incredible; the kiosks. I mean, the --
7 it's quality work.

8 MR. GRANGER: The boardwalks were
9 actually [phonetic] 8-by-10 cedar boards cut to
10 real 8-by-10 and we're putting rebar through it.
11 Stu got a great shot of all the rain a couple weeks
12 ago. They didn't move.

13 COUNCIL MEMBER MILES: I -- I --

14 MR. GRANGER: You know, we've got
15 them --

16 COUNCIL MEMBER MILES: -- have a
17 picture of water flowing --

18 MR. GRANGER: -- tied together so they
19 wouldn't --

20 COUNCIL MEMBER MILES: -- under
21 them.

22 MR. GRANGER: -- wash away.

23 COUNCIL MEMBER MILES: And the
24 didn't go anywhere.

25 MR. GRANGER: They didn't rise. They

1 didn't move. They're where they're supposed to
2 be.

3 COUNCIL MEMBER MILES: Yeah.

4 MR. GRANGER: So, it's a good deal.

5 COUNCIL MEMBER MILES: Thank you,
6 Lynn.

7 MR. GRANGER: Sure thing.

8 COUNCIL MEMBER MILES: The other,
9 just, last two items I have on this is signage for
10 the parks. And that is park boundary signs,
11 parking hours, rules, trail markers, et cetera, that
12 we would put -- we're continuing to -- to mark our
13 trails with park boundaries.

14 Harrods Creek Park is over 80 acres, and
15 we're in the process of doing that. So these are
16 just anticipated expenses of continuing buying
17 those signs.

18 Lastly, Harrods Creek Park, right now, we
19 have almost three and a half miles of trail. We
20 have a mile section right along the creek. It's a
21 beautiful, beautiful area. We can't put a trail
22 there now because there is a ravine that cannot be
23 crossed. And so I've gotten a bid from Third Rock
24 to put a bridge across this ravine that would be
25 something similar to the bridge in Putney Pond.

1 And the bid they gave me was 19,500. I think I
2 can get that cheaper, but that is the most that
3 bridge would cost. That isn't going to be done
4 until the spring. But it does fall in this budget
5 year. So that, again, is just a placeholder I put in
6 that.

7 You add that all together, you get the 35,162;
8 you had add the 7,000 that we've already spent
9 this year, and that's how I came up with the
10 \$42,000 number.

11 And so my -- my -- what I am proposing is, is
12 that we have a category under Grounds
13 Improvements that, to my knowledge, and I -- I
14 feel al -- almost 99% certain, we have no projects
15 scheduled this year, in this budget year, that
16 would be taking money out of that category. I'm
17 not asking to move the entire 80,000 over; I'm
18 asking to move 42,000 --

19 MR. SPEAKER: 37,000.

20 COUNCIL MEMBER MILES: -- 37,000
21 into the parks budget, taking it up to 42,000.

22 This doesn't require amending the budget. It
23 just requires, you know, the -- the council opining
24 on it favorably.

25 COUNCIL MEMBER LEONARD: Actually,

1 it doesn't even have to move this year. The bills
2 just -- if we could say, in essence, that we agree
3 that these bills get paid out of --

4 COUNCIL MEMBER MILES: Right.

5 COUNCIL MEMBER LEONARD: -- the
6 account --

7 COUNCIL MEMBER MILES: Right.

8 COUNCIL MEMBER LEONARD: -- we
9 don't really have to --

10 COUNCIL MEMBER MILES: We really --

11 COUNCIL MEMBER LEONARD: -- do
12 anything.

13 COUNCIL MEMBER MILES: -- don't have
14 to do anything, as the mayor said.

15 COUNCIL MEMBER LEONARD: Exactly.

16 COUNCIL MEMBER MILES: Right. Just
17 so everybody --

18 COUNCIL MEMBER LEONARD: I -- I --

19 COUNCIL MEMBER MILES: -- is okay --

20 COUNCIL MEMBER LEONARD: -- would
21 still --

22 COUNCIL MEMBER MILES: -- with that
23 concept.

24 COUNCIL MEMBER LEONARD: -- like to
25 look back for the last, at least, three years and

1 make sure that there are not other things that we
2 have traditionally paid out of this account. It is
3 not my recollection -- no. Going the other way. It
4 is my recollection that there was always this
5 particular line item and that we did spend things
6 out of it, even before we had parks.

7 COUNCIL MEMBER TUCCI: That would --
8 would that -- would something like repairing the
9 irrigation system fall on -- in that area [phonetic],
10 Ann?

11 CITY ADMINISTRATOR SIMMS: No. I
12 don't think that's where --

13 COUNCIL MEMBER TUCCI: Okay.

14 CITY ADMINISTRATOR SIMMS: -- that
15 would fall. I'm trying to think of exactly what line
16 we always put it on.

17 COUNCIL MEMBER LEONARD: Well,
18 there's a sprinkler system now.

19 COUNCIL MEMBER MILES: I think what
20 we've done --

21 CITY ADMINISTRATOR SIMMS: That --

22 COUNCIL MEMBER MILES: -- is we've
23 identified --

24 CITY ADMINISTRATOR SIMMS: Okay.
25 That's it.

1 COUNCIL MEMBER MILES: -- projects in
2 advance.

3 CITY ADMINISTRATOR SIMMS: We
4 divided that.

5 COUNCIL MEMBER MILES: -- and then
6 we put the money in to fund those projects. And
7 what happened this year was, we just took 80,000,
8 because that's what we had done last year for this
9 trail, which never got put in, and we carried it
10 over. And since we're not planning to do the trail,
11 there's nothing assigned for -- to that line item.

12 COUNCIL MEMBER LEONARD: I've got
13 all the old stuff, at least since I've been on --

14 COUNCIL MEMBER MILES: Right.

15 COUNCIL MEMBER LEONARD: -- the
16 council. I'll --

17 COUNCIL MEMBER MILES: I mean, it
18 should take --

19 COUNCIL MEMBER LEONARD: -- I'll go
20 back.

21 COUNCIL MEMBER MILES: -- longer
22 to --

23 COUNCIL MEMBER LEONARD: Yeah.

24 COUNCIL MEMBER MILES: -- to look
25 at --

1 COUNCIL MEMBER LEONARD: I agree.

2 COUNCIL MEMBER MILES: -- that. And,
3 again, we don't have -- and the only thing that's
4 really time sensitive that I would ask that we do
5 immediately is, we're -- we're about out of paving
6 season; it's going to get too cold, is to -- to -- to
7 do that paving the multi-use trail. Because it -- it
8 will make --

9 COUNCIL MEMBER LEONARD: That's
10 the old driveway?

11 COUNCIL MEMBER MILES: It's the old
12 road; right.

13 COUNCIL MEMBER LEONARD: And why
14 are we paving it? I thought we didn't want
15 anybody to ever use it again.

16 COUNCIL MEMBER MILES: No. Now it's
17 a multi-use path, where people can walk on it. It's
18 a -- it's a --

19 COUNCIL MEMBER LEONARD: Right.

20 COUNCIL MEMBER MILES: -- walking,
21 biking trail, and it's -- it's falling apart. And so,
22 you know, we're --

23 COUNCIL MEMBER LEONARD: And what
24 about, didn't we just put railing up down there?

25 COUNCIL MEMBER MILES: Yeah. We

1 put the railing up.

2 THE REPORTER: I'm sorry, didn't you
3 just what?

4 COUNCIL MEMBER LEONARD: A --

5 COUNCIL MEMBER TUCCI: A railing.

6 COUNCIL MEMBER LEONARD: -- railing.

7 THE REPORTER: Thank you.

8 COUNCIL MEMBER LEONARD: A railing
9 up.

10 COUNCIL MEMBER MILES: Right.

11 COUNCIL MEMBER LEONARD: So if we
12 said this is a good idea, what other things need to
13 get done in that area to make it safe? Because
14 safety has always been the issue that's --

15 COUNCIL MEMBER MILES: Right.

16 COUNCIL MEMBER LEONARD: -- been
17 brought up.

18 COUNCIL MEMBER MILES: I mean,
19 that's it. We put -- we put the -- the rail up and
20 then paving the road. And I -- I see no other
21 safety issues with -- with that --

22 COUNCIL MEMBER LEONARD: How
23 will --

24 COUNCIL MEMBER MILES: -- section.

25 COUNCIL MEMBER LEONARD: -- we

1 keep cars from going on it.

2 COUNCIL MEMBER TUCCI: Let the --

3 COUNCIL MEMBER MILES: We have --

4 COUNCIL MEMBER TUCCI: -- bollards --

5 COUNCIL MEMBER MILES: -- bollards.

6 We have big --

7 COUNCIL MEMBER LEONARD: We're

8 going to -- the bollards?

9 COUNCIL MEMBER MILES: They're
10 already in.

11 COUNCIL MEMBER TUCCI: They're
12 already in.

13 COUNCIL MEMBER LEONARD: Except
14 that Ron can remove them --

15 COUNCIL MEMBER TUCCI: M-hm.

16 COUNCIL MEMBER LEONARD: -- if he
17 wants to risk his life and drive down there.

18 COUNCIL MEMBER MILES: Right. And
19 they have locks --

20 COUNCIL MEMBER LEONARD: Okay.

21 COUNCIL MEMBER MILES: -- that go in
22 to keep you -- if -- but Ron can barely pull them
23 out of the ground without the locks on them.

24 COUNCIL MEMBER LEONARD: So he
25 probably isn't going to drive down this thing

1 either.

2 COUNCIL MEMBER FULCHER: But the
3 main access is -- is off of -- straight off of 42 to
4 that road; isn't that correct?

5 COUNCIL MEMBER MILES: Only --

6 COUNCIL MEMBER TUCCI: Yeah.

7 COUNCIL MEMBER MILES: --

8 pedestrian. The -- the access now, the main
9 access, pedestrian access is off of the new road.

10 COUNCIL MEMBER FULCHER: The new
11 road, true.

12 COUNCIL MEMBER MILES: Right.

13 COUNCIL MEMBER FULCHER: But --

14 but --

15 COUNCIL MEMBER BRAB: It can still be
16 done.

17 COUNCIL MEMBER FULCHER: -- you
18 know, as a practical matter, will people be using
19 that. I mean, it's from -- goes from 42 across the
20 dam --

21 COUNCIL MEMBER MILES: M-hm.

22 COUNCIL MEMBER FULCHER: -- to --
23 into the Putney Pond general area.

24 COUNCIL MEMBER MILES: Right.

25 COUNCIL MEMBER FULCHER: I -- I just

1 can't imagine spending --

2 COUNCIL MEMBER MILES: Oh, now,
3 it's --

4 COUNCIL MEMBER FULCHER: -- that
5 money --

6 COUNCIL MEMBER MILES: -- used all
7 the time.

8 COUNCIL MEMBER FULCHER: -- for
9 people --

10 COUNCIL MEMBER MILES: -- the time.

11 COUNCIL MEMBER FULCHER: -- that --

12 COUNCIL MEMBER MILES: This -- it's
13 a -- it's a --

14 COUNCIL MEMBER FULCHER: -- on
15 something that would --

16 COUNCIL MEMBER MILES: -- it's a
17 destination. Because people walk down to the
18 pond and you walk along the pond, and then at the
19 end of that there's a trail that goes out onto
20 Timber Ridge Drive. And so people, they do a
21 loop. They walk down the trail and then they walk
22 out to Timber Ridge Drive and then walk back down
23 Tim -- Timber Ridge Drive.

24 COUNCIL MEMBER LEONARD: But is
25 your question: Why are we paving a walk path?

1 COUNCIL MEMBER FULCHER: That --

2 COUNCIL MEMBER LEONARD: Is that --

3 COUNCIL MEMBER FULCHER: I don't --

4 COUNCIL MEMBER LEONARD: -- your

5 question?

6 COUNCIL MEMBER FULCHER: No. I --

7 I -- a -- a path to nowhere is my question.

8 COUNCIL MEMBER MILES: Well, it's not
9 a -- it's not a path to nowhere. It -- it -- that --
10 there is a -- you -- it is a -- you can -- you can get
11 access to it. So if people want to park at Kroger,
12 they would cross the street and they would get
13 onto this road and walk out to the then get onto
14 this road and walk to the park that way.

15 COUNCIL MEMBER TUCCI: And then
16 circle around --

17 COUNCIL MEMBER MILES: And then --

18 COUNCIL MEMBER TUCCI: -- on the new
19 road --

20 COUNCIL MEMBER MILES: -- circle
21 around and come back.

22 COUNCIL MEMBER TUCCI: -- back.

23 COUNCIL MEMBER FULCHER: Is it -- is
24 it --

25 COUNCIL MEMBER LEONARD: But is it

1 worth \$10,000 to put --

2 COUNCIL MEMBER TUCCI: Well, that --

3 COUNCIL MEMBER LEONARD: --

4 asphalt --

5 COUNCIL MEMBER TUCCI: -- that's the
6 question.

7 COUNCIL MEMBER LEONARD: -- on it?

8 COUNCIL MEMBER MILES: Yeah.

9 COUNCIL MEMBER LEONARD: That's
10 probably the question.

11 COUNCIL MEMBER MILES: I mean,
12 it's -- that was part of the whole plan was to close
13 this road and then to open it up to pedestrian
14 traffic. And it -- it -- I mean, it's a beautiful walk.
15 I mean, if you haven't walked it.

16 COUNCIL MEMBER LEONARD: I was
17 there not long ago.

18 COUNCIL MEMBER MILES: It's a
19 beautiful walk.

20 COUNCIL MEMBER TUCCI: I -- I guess I
21 can -- if we're talking about making it safe for
22 bicycles, I can understand paving it. But in terms
23 of walking, there are a lot of other places in the
24 park that aren't paved at all and people walk on
25 them, you know, it's a trail.

1 COUNCIL MEMBER MILES: Right.

2 COUNCIL MEMBER TUCCI: So what
3 we're really talking about is a bike path. Because
4 as a --

5 COUNCIL MEMBER LEONARD: But --

6 COUNCIL MEMBER TUCCI: -- walking
7 path --

8 COUNCIL MEMBER LEONARD: -- but --
9 and you wouldn't take a bike there. It wouldn't go
10 anywhere. I mean, it -- it -- it doesn't go
11 anywhere.

12 COUNCIL MEMBER TUCCI: Well, I
13 mean --

14 COUNCIL MEMBER LEONARD: It
15 wouldn't connect to anything --

16 COUNCIL MEMBER TUCCI: It makes a
17 loop.

18 COUNCIL MEMBER MILES: It ma -- it
19 makes a loop. It does make a loop.

20 COUNCIL MEMBER LEONARD: But a
21 loop that also incorporates the street; correct?

22 COUNCIL MEMBER TUCCI: The new
23 road, yeah.

24 COUNCIL MEMBER MILES: The new
25 road.

1 COUNCIL MEMBER LEONARD: Right.

2 COUNCIL MEMBER MILES: Right.

3 COUNCIL MEMBER FULCHER: But -- but
4 you'd have to get out on 42?

5 COUNCIL MEMBER MILES: No, you don't
6 have to get out on 42. There's a -- there -- you
7 can -- there is a cut in the fence, and you cross
8 into The Landings. So there's -- after the trail --
9 there's a path from The Landings to the road, and
10 then you come down the road and you come up the
11 new circle road, and then -- and it loops around.

12 And -- and there are people who take their
13 babies in strollers. And -- and there's the
14 distinction between, sure, it's -- we have hiking
15 trails that are hiking trails, but you also want
16 some trails that people with mobility issues can
17 walk on.

18 You know, and that's -- you know, that's what
19 this trail is. This isn't a hiking trail. This is a
20 trail that was de -- you know, meant to be
21 something where people can ride their bike, they
22 can push a stroller, they can walk.

23 COUNCIL MEMBER FULCHER: Is -- is
24 there an overall plan that shows this that maybe I
25 can get my --

1 COUNCIL MEMBER MILES: Yeah.

2 COUNCIL MEMBER FULCHER: -- hands
3 on?

4 COUNCIL MEMBER MILES: I mean, the
5 plan that we approved with the -- the Kentucky
6 Heritage Loan Conser -- Land Conservation Fund
7 had the parking lot in it, it had the road in it, it
8 had the path in it. It -- it had all --

9 COUNCIL MEMBER LEONARD: We don't
10 have a parking lot.

11 COUNCIL MEMBER MILES: Yeah, we do.
12 The -- the -- the -- the road we put in has parking
13 in the -- in the circle --

14 COUNCIL MEMBER LEONARD: And
15 then --

16 COUNCIL MEMBER MILES: -- and
17 then --

18 COUNCIL MEMBER LEONARD: -- it
19 isn't --

20 COUNCIL MEMBER MILES: -- on one
21 side of the road.

22 COUNCIL MEMBER LEONARD: I -- but
23 that isn't the parking lot in the plan. There's an
24 actual parking lot in the plan.

25 COUNCIL MEMBER MILES: Right. But

1 we incorpor -- the design we did incorporated the
2 parking without doing a traditional parking lot. We
3 just made the road a little wider --

4 COUNCIL MEMBER LEONARD: Yeah.

5 COUNCIL MEMBER MILES: -- so you
6 could park right -- you could park on one side and
7 then you can park inside the loop. So it actually
8 made it more functional in terms of egress and
9 access without having to put a big, traditional
10 parking lot that would've cut down more trees.

11 COUNCIL MEMBER TUCCI: Actually, if
12 you've got one of those little maps of the parks,
13 that -- you can show Frank that --

14 COUNCIL MEMBER MILES: Right.

15 COUNCIL MEMBER TUCCI: That's what
16 he wants to see is the -- the -- the layout.

17 COUNCIL MEMBER FULCHER: Yeah. As
18 I sit here, all I'm thinking is --

19 COUNCIL MEMBER TUCCI: You can't --

20 COUNCIL MEMBER FULCHER: -- road
21 to --

22 COUNCIL MEMBER TUCCI: -- visualize.

23 COUNCIL MEMBER FULCHER: -- it's a
24 road to nowhere. And I know exactly what he's
25 talking about. But to -- but to spend money paving

1 a third of something and having it maybe trek
2 through the woods a little bit and then get out on
3 the street a little bit and. . . It doesn't seem like
4 there's a -- there's a coherent plan for that.

5 Now, I'm not opposed to a -- the things you've
6 said, the -- you know, let's have a place where
7 people with mobility issues can have a circuit that
8 they could use. But \$10,000 worth of -- worth of
9 paving and then the balance of it is, you know, the
10 abominable snowman probably has trouble getting
11 through, at least the concept I have there.

12 COUNCIL MEMBER MILES: Well, I mean,
13 I encourage you to go down there because it's a --
14 it is about a half a mile stretch of paved path and
15 it -- again, it's -- it's the journey, it's not the
16 destination. Some things are experienced -- to be
17 experienced --

18 COUNCIL MEMBER FULCHER: Well, I've
19 been down there --

20 COUNCIL MEMBER MILES: -- not to --

21 COUNCIL MEMBER FULCHER: -- Stuart.

22 COUNCIL MEMBER MILES: -- get
23 someplace.

24 COUNCIL MEMBER FULCHER: It -- you
25 know, I've been down there.

1 COUNCIL MEMBER MILES: Right.

2 COUNCIL MEMBER FULCHER: And I'll
3 be down there again.

4 COUNCIL MEMBER MILES: Right.

5 COUNCIL MEMBER FULCHER: I
6 promise -- I promise you. Because I'm not going to
7 look at the part that's paved because I know what
8 that is.

9 COUNCIL MEMBER MILES: Right.

10 COUNCIL MEMBER FULCHER: I'm going
11 to look at the part that isn't paved and try to
12 reconcile what you're asking for with what exists,
13 that's all.

14 COUNCIL MEMBER MILES: Okay. And
15 I'm just saying paving the part that's paved that's
16 broken -- that's broken up. I'm not talking about
17 paving something new.

18 COUNCIL MEMBER FULCHER: But it's
19 no longer -- it no longer functions as what it was
20 originally used for, which was a driveway to those
21 two houses back there?

22 COUNCIL MEMBER MILES: Right. Now
23 it's for people to walk on.

24 All right. So those are my projects. And
25 that's my -- my recommendation.

1 COUNCIL MEMBER BRAB: You're --
2 you're going to come back -- you're going to --
3 we're going to get the three years of what's gone
4 into this Grounds Improvement and have that for
5 the next session?

6 COUNCIL MEMBER TUCCI: Yeah.

7 COUNCIL MEMBER LEONARD: Yeah.

8 COUNCIL MEMBER BRAB: Because if I
9 had -- the way I look at this is, if -- if we approve
10 this the way Stuart is presenting it, we actually
11 reduce -- or increase what would go into reserves
12 and reduce the budget by \$39,000.

13 MAYOR EVANS: Say that again.

14 COUNCIL MEMBER LEONARD: No.

15 COUNCIL MEMBER BRAB: Well, it is.
16 Because the two categories together are \$86,000.
17 And if there's no projects going into Grounds
18 Improvement, we can zero it out.

19 MR. SPEAKER: Well, we can, yeah.

20 COUNCIL MEMBER BRAB: You're going
21 to --

22 COUNCIL MEMBER LEONARD: Well --

23 COUNCIL MEMBER BRAB: -- you're
24 going to increase --

25 COUNCIL MEMBER LEONARD: -- I see

1 what --

2 COUNCIL MEMBER BRAB: -- you're
3 going to --

4 COUNCIL MEMBER LEONARD: -- you're
5 saying.

6 COUNCIL MEMBER BRAB: -- reduce
7 expense by \$39,000. Instead of just leaving the
8 line item there and --

9 COUNCIL MEMBER LEONARD: And I
10 think --

11 COUNCIL MEMBER BRAB: -- add it to
12 reserves.

13 COUNCIL MEMBER LEONARD: -- we
14 need to find out why we've had this line item for --

15 COUNCIL MEMBER BRAB: Just a --

16 COUNCIL MEMBER LEONARD: -- a
17 number of years.

18 COUNCIL MEMBER BRAB: -- it was a
19 carryover.

20 COUNCIL MEMBER LEONARD: Yeah. I
21 agree. I agree.

22 COUNCIL MEMBER MILES: Anyway,
23 thank you for --

24 MAYOR EVANS: Yeah, but does that
25 matter?

1 COUNCIL MEMBER BRAB: It doesn't
2 really matter. We don't want to -- I mean, just --

3 MAYOR EVANS: And you just -- at the
4 end of the year you don't risk extra money.

5 COUNCIL MEMBER BRAB: That's
6 exactly right. That's what you're saying, we're
7 going to end up with money [phonetic].

8 MAYOR EVANS: So to be clear, is it the
9 sense of the Council that we should not be
10 spending anymore money on parks and public lands
11 at this time? Is that what I'm hearing?

12 COUNCIL MEMBER TUCCI: I don't think
13 so.

14 COUNCIL MEMBER BRAB: No.

15 COUNCIL MEMBER TUCCI: No.

16 COUNCIL MEMBER MILES: No.

17 COUNCIL MEMBER LEONARD: No.

18 MAYOR EVANS: Then somebody tell me
19 what I am hearing.

20 COUNCIL MEMBER MILES: Right.

21 COUNCIL MEMBER LEONARD: All these
22 things could take place.

23 MAYOR EVANS: But -- but Stuart is
24 going to be calling me up and saying, "Hey, I've
25 got this guy. I want to" --

1 COUNCIL MEMBER LEONARD: Yeah.

2 Well, right now the items that are at issue are
3 probably not the Boy Scout things. I would be
4 happy if somebody were to write up the Boy Scout
5 parameters so that we have them in the record.
6 For example, that if it's going to be done after the
7 fact, that it's up to one-half, not one-half.

8 COUNCIL MEMBER MILES: M-hm.

9 COUNCIL MEMBER TUCCI: M-hm.

10 COUNCIL MEMBER LEONARD: And --
11 and I think that -- I think we should have a record
12 of what we would agree to.

13 COUNCIL MEMBER MILES: Okay.

14 COUNCIL MEMBER LEONARD: And we
15 could certainly do that at the next meeting.

16 COUNCIL MEMBER MILES: All right.
17 The only issue at hand is, I think we have one or
18 two projects that are ready to happen. And I
19 would want the Scouts doing those projects to be
20 included in what -- what I'm hoping what we're
21 going to do. Does that make sense?

22 COUNCIL MEMBER BRAB: So you're
23 asking for two retros?

24 COUNCIL MEMBER MILES: Right.

25 COUNCIL MEMBER BRAB: Which is,

1 what, \$1,000?

2 COUNCIL MEMBER MILES: Right.

3 COUNCIL MEMBER FULCHER: But
4 that -- but Lynn said that these things generally --
5 you know, you're not going to -- the money is not
6 going to be an issue for three months or --

7 COUNCIL MEMBER LEONARD: Yeah.

8 COUNCIL MEMBER FULCHER: --
9 something --

10 COUNCIL MEMBER LEONARD:
11 Especially --

12 MR. GRANGER: By the time they do the
13 project and complete the project and write their
14 project up, that takes time, so it's. . .

15 COUNCIL MEMBER FULCHER: So five
16 months.

17 COUNCIL MEMBER LEONARD: Yeah.

18 COUNCIL MEMBER FULCHER: So. . .

19 COUNCIL MEMBER LEONARD: So
20 they're not --

21 COUNCIL MEMBER MILES: Right.

22 COUNCIL MEMBER LEONARD: -- they're
23 not --

24 COUNCIL MEMBER MILES: I just want to
25 be sure if we're saying we're going forward, that

1 we're not saying that we're going forward from the
2 time we make the decision; it's going forward from
3 the discussion we're having today. I just don't
4 want those Scouts --

5 COUNCIL MEMBER TUCCI: We'll -- we'll
6 just grandfather those two Boy --

7 COUNCIL MEMBER MILES: Right.

8 COUNCIL MEMBER TUCCI: -- Scouts in.

9 COUNCIL MEMBER MILES: Grandfather
10 those two projects. And -- and --

11 COUNCIL MEMBER LEONARD: And --
12 but writing it up would also give you --

13 COUNCIL MEMBER TUCCI: Yeah.

14 COUNCIL MEMBER LEONARD: -- the
15 ability to give that to give that to the Boy
16 Scouts --

17 COUNCIL MEMBER MILES: Right.

18 COUNCIL MEMBER TUCCI: Yeah.

19 COUNCIL MEMBER LEONARD: -- to
20 show them --

21 COUNCIL MEMBER TUCCI: Absolutely.

22 COUNCIL MEMBER LEONARD: -- what
23 the rules were.

24 COUNCIL MEMBER MILES: And then I
25 would be happy to meet, Frank, with you at the

1 location and just walk it with you and -- and kind
2 of give you my thinking on it in the terms of the
3 pavement.

4 COUNCIL MEMBER FULCHER: Okay.

5 COUNCIL MEMBER BRAB: And you're
6 going to -- you're going to negotiate the 19, 500 --

7 COUNCIL MEMBER MILES: Yes.

8 COUNCIL MEMBER BRAB: -- bid?

9 COUNCIL MEMBER MILES: Yeah. I'm
10 going to get several other bids.

11 COUNCIL MEMBER BRAB: By 12,000.

12 COUNCIL MEMBER MILES: I'm -- I'm
13 pretty good at negotiating.

14 COUNCIL MEMBER FULCHER: Stuart,
15 why -- anoth -- one last question: By prolonging
16 this, there's still \$400 in the -- in the budget for
17 tree stump removal. Why is -- why is that not
18 where this is coming from?

19 COUNCIL MEMBER BOWLING: I think
20 that's not within the parks; it's within the city.

21 COUNCIL MEMBER MILES: Right. And
22 that -- and that's -- and the reason that I wanted
23 to put some money in our budget for it is because I
24 didn't want to create friction with Forestation
25 Board. Because they have projects that are kind

1 of their pop proj -- pet projects. I thought it'd be
2 nice to put some money in the parks budget as well
3 because there's some overlap.

4 And that if we have something we feel real
5 strongly about, which is we really want to get rid
6 of these stumps because they're -- they're really
7 in a -- a line of sight of the pond.

8 We don't have to create friction with the
9 Forestation Board, where they might have different
10 priorities. So I wanted to put a little money in our
11 budget for doing things like that, like debris
12 removal and the tree stump removal.

13 COUNCIL MEMBER LEONARD: So your
14 perception is that the tree maintenance and stump
15 removal in the budget is for the Tree Committee?

16 COUNCIL MEMBER MILES: No. No. No.

17 COUNCIL MEMBER LEONARD: No.

18 COUNCIL MEMBER MILES: It's the
19 opposite. It's -- it's putting some money in parks
20 that -- that -- that might be doing something
21 similar or -- or not so similar.

22 Like the Forestation Board doesn't care if
23 there's a tree laying across the hiking trail for
24 their charter. That's not what they look at.
25 They're looking at different things.

1 And so it wouldn't make sense if we're using
2 money they have for tree removal to do something
3 like that. We have -- we kind of have different
4 charters and different --

5 COUNCIL MEMBER LEONARD: I
6 understand -

7 COUNCIL MEMBER MILES: -- priorities.

8 COUNCIL MEMBER LEONARD: -- that.
9 But where's their money in the budget?

10 COUNCIL MEMBER MILES: It -- that's
11 separate.

12 Lee, you can talk to that?

13 MR. TUCCI: [no response]

14 COUNCIL MEMBER TUCCI: Right now?

15 MAYOR EVANS: Lee is next on the
16 agenda.

17 COUNCIL MEMBER MILES: Yeah.

18 COUNCIL MEMBER TUCCI: Sorry.

19 COUNCIL MEMBER MILES: And Lee can
20 explain that when he -- when he --

21 MAYOR EVANS: When you're -- when
22 you're done.

23 COUNCIL MEMBER MILES: So anyway, I
24 mean, I think I'm done. What I'm hearing is we're
25 going to get more information on the Scouts and

1 we're going to -- we're going to grandfather those
2 two projects in; we're going to look and -- and just
3 double-check that there isn't some -- some project
4 that is going to take money out of this --

5 COUNCIL MEMBER LEONARD: See, I
6 didn't --

7 COUNCIL MEMBER MILES: -- eighty
8 thousand --

9 COUNCIL MEMBER LEONARD: -- think
10 this was all projects, though.

11 COUNCIL MEMBER MILES: Right. Well,
12 we can look into that. But that's my recollection.

13 COUNCIL MEMBER LEONARD: Okay.

14 COUNCIL MEMBER BOWLING: Stuart,
15 let -- let me ask you a question: You know, if
16 you -- if you break this down, you know, only 2800
17 of it is ongoing maintenance and the rest of it is --
18 is capital projects

19 COUNCIL MEMBER MILES: Right.

20 COUNCIL MEMBER BOWLING: Is -- is
21 this budget amount -- I mean, is this a onetime
22 deal or are you -- or is this something that the
23 following year you're going to be looking for
24 roughly the same amount?

25 COUNCIL MEMBER MILES: I -- I --

1 that's a great question. I see going forward with
2 what we're doing in Harrods Creek Park. I see at
3 least for the next couple of years there being
4 ongoing projects. But, I mean, the good news/bad
5 news is, is that we're -- we're doing -- we're
6 buying durable goods.

7 You know, this isn't a big, huge maintenance
8 component. These are buying things that are
9 going to last, you know, 15, 20, 30 years. And --
10 and we're -- and so far, we've developed an
11 80-acre park for almost no money. But there will
12 be things that we're going to want to add, you
13 know, benches and bridges and things like that.

14 So I do see for at least the next couple years
15 having a number in that range. I'm not saying it's
16 going to be 42, some years it might be 30, some
17 years it might be 50, but somewhere in that range.
18 But once we get these parks built out, that number
19 will drop back, and it will mainly be a maintenance
20 number at that point with, you know, smaller
21 projects that will happen. But nothing as big as
22 what we're doing in, kind of, the rollout phase.

23 COUNCIL MEMBER TUCCI: No. This is
24 just moving fungible assets into non-fungible
25 assets.

1 COUNCIL MEMBER MILES: Right.

2 COUNCIL MEMBER BRAB: The point --
3 the point is, is we were spending the money
4 anyways, it was just being put in another category.

5 COUNCIL MEMBER TUCCI: M-hm.

6 COUNCIL MEMBER BRAB: Plus it's
7 just --

8 THE REPORTER: Mr. Brab --

9 COUNCIL MEMBER BRAB: -- being --

10 THE REPORTER: -- I'm sorry. You're
11 leaning back --

12 COUNCIL MEMBER BRAB: -- is that --

13 THE REPORTER: -- too --

14 COUNCIL MEMBER BRAB: -- the --

15 THE REPORTER: -- far.

16 COUNCIL MEMBER BRAB: -- the point
17 is, is that we were spending this money anyways.
18 We're just putting it in the proper category and
19 disclosing it. We're not adding any money to the
20 budget.

21 COUNCIL MEMBER TUCCI: M-hm.

22 COUNCIL MEMBER MILES: Right. I
23 mean, all of these -- almost all of them could be
24 considered ground improvements. But we're just
25 calling it what it is. I think it's better to call it

1 parks because I think that more accurately reflects
2 what it's doing. It is a ground improvement.
3 They're all ground improvements in a park. And I
4 just think it makes more sense to call it -- you
5 know, put it under the --

6 COUNCIL MEMBER LEONARD: I don't
7 disagree with you.

8 COUNCIL MEMBER MILES: Right.

9 COUNCIL MEMBER LEONARD: And if we
10 were to revise the budget and make it more
11 "transparent" --

12 COUNCIL MEMBER MILES: Right.

13 COUNCIL MEMBER LEONARD: -- which
14 is certainly a word people like, we would have
15 parks in -- as their own separate component.

16 COUNCIL MEMBER MILES: Right.

17 COUNCIL MEMBER TUCCI: M-hm.

18 COUNCIL MEMBER LEONARD: And it
19 would delineate what we're talking about in regard
20 to it.

21 COUNCIL MEMBER MILES: And then
22 before next year's budget, I will go through this
23 process and look forward for the 14/ 15 year and
24 upcoming projects in the park, and meet with you
25 guys, you know, go over it, brief you on it, so that

1 when we go through this process and come up with
2 a number, I can answer all of your questions in
3 advance and we can, you know, come to a number
4 that makes sense for everybody.

5 And I would like to, also, you know, give and
6 you a tour and kind of physically show you these
7 things, so that you're not just having to go by my
8 less than stellar descriptions of what we're doing.

9 COUNCIL MEMBER LEONARD: You can
10 bring pictures.

11 MAYOR EVANS: Mr. Tucci, let's hear
12 from the Tree Committee, please.

13 MR. TUCCI: Not so long a report.
14 There's two things I wanted to mention. One, the
15 board and the city have entered into a short-term
16 contract with a consulting arborist, name is
17 Hamelin [phonetic].

18 She has been working with the City of
19 Anchorage for many years and highly recommended
20 and also worked with Sutherland Homeowner's
21 Association and we've got a very favorable report
22 from her work with Sutherland. So she'll be
23 working under a short-term contract that ends at
24 the end of our fiscal year.

25 The first project she'll be looking at this

1 Friday are the meetings at Bridgepointe, Fox
2 Harbor, and one or two in the estates, where their
3 citizens have raised concerns and we're looking
4 for guidance as to what to do, what trees need
5 replaced, what trees should be treated, et cetera,
6 et cetera.

7 The biggest thing we have coming up on her is
8 the Arborfest, which is this Saturday here at City
9 Hall from 9 to 12. We're going to have a state
10 forester here; we'll have two or three commercial
11 arborists here to answer tree questions. We'll be
12 giving away about 70 trees. They're very nice
13 trees. There's about 20 cherry trees; there's
14 maple trees; there's some white fringe trees,
15 which may be a little bit uncommon here but on our
16 approved list. And I've looked at these trees,
17 most of them down at Frank Otte right now.
18 They're actually better than the trees that we got
19 last year.

20 COUNCIL MEMBER LEONARD: Mine's
21 alive thanks to you.

22 MR. TUCCI: It had a hard --

23 COUNCIL MEMBER LEONARD: It still
24 alive.

25 MR. TUCCI: -- it had a hard start, as I --

1 COUNCIL MEMBER LEONARD: It did.

2 MR. TUCCI: -- remember.

3 COUNCIL MEMBER LEONARD: It did.

4 MR. TUCCI: Because it sat in the
5 garage --

6 COUNCIL MEMBER LEONARD: Yeah.

7 MR. TUCCI: -- for about --

8 COUNCIL MEMBER LEONARD: It's
9 still --

10 MR. TUCCI: -- two weeks.

11 COUNCIL MEMBER LEONARD: -- it's
12 still bent.

13 MR. TUCCI: Yeah.

14 COUNCIL MEMBER LEONARD: But it's
15 a -- it's going to be fine.

16 MR. TUCCI: Well, these -- these trees
17 that we're getting now are taller or healthier. And
18 the --

19 COUNCIL MEMBER LEONARD: Wow.

20 MR. TUCCI: -- the cherries and the
21 maples are beautiful.

22 So, anyhow, it's a good event. And because
23 of the city newsletter for this month being delayed
24 until November, there's lots and lots of publicity
25 about it and we've been contacting some of the

1 homeowners' associations asking them to send out
2 notices to their residents so we can encourage as
3 many people as possible to come.

4 COUNCIL MEMBER LEONARD: Did you
5 send it out by email?

6 MR. TUCCI: In -- ye -- yes, in Fox
7 Harbor. Actually Susan Nicholson arranged for
8 that. We have a Fox Harbor circuit, you might say.

9 COUNCIL MEMBER LEONARD: If -- if
10 you send us one, I'd get it out --

11 MR. TUCCI: Okay.

12 COUNCIL MEMBER LEONARD: --
13 through Sutherland.

14 MR. TUCCI: I'll -- we'll send you one.

15 COUNCIL MEMBER LEONARD: Okay.

16 MR. TUCCI: And then in --

17 COUNCIL MEMBER TUCCI: We included
18 the book sale in our --

19 COUNCIL MEMBER LEONARD: Thank
20 you.

21 COUNCIL MEMBER TUCCI: -- blast, too.

22 MR. TUCCI: They went out. They went
23 out. Yeah.

24 COUNCIL MEMBER LEONARD: Thank
25 you.

1 MR. TUCCI: The news went out today.

2 Well, we'll send you the same one.

3 COUNCIL MEMBER LEONARD: Okay.

4 MR. TUCCI: That will be great.

5 COUNCIL MEMBER LEONARD: Okay.

6 Sure.

7 MR. TUCCI: That -- that'll really be
8 good. That's -- Sutherland's a big community.

9 And we also included in that notice the fact
10 that the Pun'kin Paintin' would be held Sunday at
11 2:30 and the book sale.

12 COUNCIL MEMBER LEONARD: Okay.

13 MR. TUCCI: So it's --

14 COUNCIL MEMBER LEONARD: Sure.

15 MR. TUCCI: -- like a three --

16 COUNCIL MEMBER LEONARD: Great.

17 MR. TUCCI: -- event weekend. And the
18 more publicity, the more participants, the better.

19 COUNCIL MEMBER LEONARD: Yeah.

20 The reason we were talking about the tree from
21 last year, he delivered -- I was in the book sale
22 last year. And so he delivered my tree. And the
23 very end of it didn't quite fit in the car, and so the
24 top of it has always been bent. But it's
25 straightening itself out.

1 MR. TUCCI: Yeah. Nev -- never top a
2 tree they tell you.

3 COUNCIL MEMBER LEONARD: Well --

4 MR. TUCCI: Let it heal itself.

5 COUNCIL MEMBER LEONARD: -- it
6 wasn't -- yeah, it's okay.

7 COUNCIL MEMBER MILES: You need the
8 bonsai.

9 COUNCIL MEMBER LEONARD: No. No.
10 This is going to be a big tree when it gets going.
11 It -- it's already 10, 12 feet tall.

12 MR. TUCCI: Yeah.

13 MAYOR EVANS: All right. Thanks, Lee.

14 Library Committee update, please.

15 COUNCIL MEMBER LEONARD: If I look
16 like I'm tired, it's because I am. We have more
17 books this time than we've ever had before. It's
18 really been exciting.

19 And today I just got to the point where I
20 thought everything was under control, and Holly
21 came up with six to eight more bags of donations.
22 And when I was sort of looking at her stuff and
23 saying, Oh, my goodness, Ann Simms came up with
24 another bag. And they're really good books. I
25 mean, for the price, you can't do any better.

1 And some of the books that aren't in as good
2 quality, we now have two charities that will take
3 them and distribute them. So none of them will go
4 to waste.

5 MAYOR EVANS: Okay. Thank you.

6 Next the Website Committee. Joe?

7 MR. KEHLBECK: I don't have very much
8 to report, other than we have the two young ladies
9 who are doing the work, and they have visited with
10 everyone here on the staff except for the Mayor,
11 and they plan to do that in the very near future. It
12 is progressing along.

13 The target date is November the 15th, the first
14 target date, where they will put it all together and
15 have us look at it. And the only limitation is the
16 HouseWatch, which is now targeted for December
17 15th; that will be part of the website. But we're
18 moving along. And I hope we can report very
19 favorably next month on it.

20 MAYOR EVANS: All right. Any questions
21 for Joe?

22 COUNCIL MEMBERS: [no audible
23 response]

24 COUNCIL MEMBER MILES: Thank you,
25 Joe.

1 MR. KEHLBECK: Okay.

2 MAYOR EVANS: Thanks, Joe.

3 Next, the Trash -- Trash and Recycling
4 Committee report. Mr. Fulcher?

5 COUNCIL MEMBER FULCHER: We have
6 nothing to report.

7 MAYOR EVANS: As yet.

8 COUNCIL MEMBER FULCHER: As yet.

9 MAYOR EVANS: Nothing today.
10 Chief Sherrard?

11 CHIEF SHERRARD: Okay. September
12 was a pretty slow month for us. The house checks
13 were -- were down about 20%. I don't think as --
14 nearly as many people left town in September and
15 we saw that.

16 The traffic activity, the citations, are holding
17 steady for the year. There has been an increase
18 in the number of, like, speeding citations and
19 things. That was as a result of some of the state
20 programs that we re -- we were involved in, the
21 traffic enforcement grants that we had. And so
22 that's kind of continued even though the grants are
23 over with, they're still into the mode.

24 Also, in the enforcement of the -- up on the
25 interstate with the work zone, with the limited

1 speed there, there's a -- there's still some
2 enforcement there on that last half mile from the
3 Wolf Pen overpass to Highway 42 it is our
4 responsibility. So while we still have workers up
5 there, we do enforce the -- the speed up there, the
6 45 zone.

7 Let's see. The dispatch calls for service were
8 down 22%. That's the first time we've had a -- a
9 decrease in quite a while.

10 Our accident reports, they're basically the
11 same as the same period last year. The two felony
12 reports we had, again, it's the reoccurring thing.
13 This time they were both thefts. Both involved
14 contractors that were onsite at residents' homes.

15 One was an electrical contractor. One of the
16 guys goes upstairs while the other guy is
17 downstairs, stole a ring from the homeowner. We
18 were able to develop a suspect, got the ring back,
19 and made an arrest on that one.

20 The other one involved a bricklayer who was
21 on scene. And he had to go inside and use the
22 restroom. And he pocketed a necklace, it looks
23 like, on two different occasions. He was onsite for
24 a couple of weeks. So, anyway, we have a named
25 suspect in that. This is a guy that work from out

1 of town to begin with so we have a named suspect
2 but he's not been arrested yet.

3 Other than that, it's been very slow. There
4 were five DUI arrests for the month, which is fairly
5 high for us. We normally average about two. And
6 that's about it. Pretty quiet, as a whole.

7 MAYOR EVANS: Jeff, was that just for
8 the month of September?

9 CHIEF SHERRARD: Yes.

10 MAYOR EVANS: Okay.

11 COUNCIL MEMBER FULCHER: What --
12 the accident regarding a deer and a motorcycle,
13 was that within Prospect or was that --

14 CHIEF SHERRARD: Yes, that was -- that
15 was right on River Road, right there behind the
16 shopping center. The guy was operating his
17 motorcycle on River Road, and the deer tried to
18 jump over him and actually knocked the driver off
19 the motorcycle.

20 COUNCIL MEMBER MILES: Oh, wow.

21 COUNCIL MEMBER FULCHER: Is he
22 okay?

23 CHIEF SHERRARD: He didn't actually
24 impact the motorcycle; he actually impacted the
25 driver coming across and knocked him off. And he

1 had a passenger.

2 COUNCIL MEMBER FULCHER: And --

3 CHIEF SHERRARD: They were
4 transported but they were both okay.

5 COUNCIL MEMBER FULCHER: -- they
6 were -- went to the hospital.

7 CHIEF SHERRARD: They both went to
8 the hospital, but neither one of them had life
9 threatening injuries.

10 COUNCIL MEMBER MILES: Was the deer
11 charged with a hit and run.

12 [WHEREUPON, council members confer
13 inaudibly.]

14 CHIEF SHERRARD: That's it. That's all
15 I have.

16 MAYOR EVANS: Ron keeps making runs
17 to pick up dead deer around here, so just so you
18 know.

19 CHIEF SHERRARD: Oh, there are just
20 tons of them. In a 20-minute period two Friday
21 nights ago, right at dusk, I counted 31 deer in 20
22 minutes on River Road and up here on -- off
23 Timber Ridge. Thir --

24 COUNCIL MEMBER LEONARD: I can
25 believe that.

1 CHIEF SHERRARD: 31 deer in 20
2 minutes.

3 MAYOR EVANS: I went out the back door
4 the other night and one almost walked right into an
5 eight-pronged buck, just standing there at my bird
6 feeder, you know, just slurping it.

7 COUNCIL MEMBER TUCCI: No, it was
8 his --

9 CHIEF SHERRARD: Yeah. They're not --

10 COUNCIL MEMBER TUCCI: -- bird
11 feeder.

12 CHIEF SHERRARD: -- they're not the
13 least bit afraid.

14 MAYOR EVANS: You're right.

15 COUNCIL MEMBER LEONARD: There --
16 there's hiking groups down there [phonetic], the
17 water company.

18 CHIEF SHERRARD: Oh, they're --
19 they're crazy over at the --

20 COUNCIL MEMBER LEONARD: I know --

21 CHIEF SHERRARD: -- water company.

22 COUNCIL MEMBER LEONARD: I saw 16
23 of them. I've never seen more than 8.

24 MAYOR EVANS: And this leads me into
25 recognizing Rob Bowling, who has a few words for

1 us .

2 COUNCIL MEMBER BOWLING: I am
3 going to be, at next meeting, introducing a -- an
4 ordinance. We -- someone brought it to my
5 attention that we are not in compliance with the
6 State Constitution, when the state passed, in the
7 assembly in 2011, the hunting and fishing
8 amendment and then it went on the ballot, it took
9 the right of cities and counties.

10 And I was told -- I was also -- that second
11 handout that you'll see is from the City of
12 Glenview back in August, they -- they repealed
13 theirs by a majority. And -- and from my
14 understanding, us and Glenview are the last two,
15 and they have -- they have repealed theirs. So I
16 am told that -- that we are not in compliance and --
17 and need to be, so. . .

18 And I asked Cliff what you do to repeal an
19 ordinance. And you have to come up with an
20 ordinance in order to repeal an ordinance. So
21 that's -- that's what we'll do.

22 COUNCIL MEMBER LEONARD: Are there
23 any components of our ordinance that don't related
24 to this?

25 COUNCIL MEMBER BOWLING: The

1 ordinance in particular that I'm talking about is
2 specifically where we have a no hunting ordinance.
3 This made us, and anybody else that had those,
4 non-compliant.

5 COUNCIL MEMBER LEONARD: So that --
6 the ordinance -- the non-hunting ordinance has
7 nothing in it except "you can't hunt"?

8 COUNCIL MEMBER BOWLING: The -- the
9 one that Prospect has says that you are not
10 allowed to hunt within Prospect.

11 COUNCIL MEMBER LEONARD: And it
12 has no other components --

13 COUNCIL MEMBER BOWLING: Ours --

14 COUNCIL MEMBER LEONARD: -- in
15 there?

16 COUNCIL MEMBER BOWLING: -- also
17 says that you can't -- and it's -- it's a separate
18 one, but it -- it -- it goes along with this, you
19 cannot discharge any type of weapon either.

20 COUNCIL MEMBER LEONARD: And we
21 can't have that either?

22 COUNCIL MEMBER BOWLING: Well, I'm
23 not saying we can't have that. I would -- I'm -- I'm
24 not an attorney on that part. I know that we can't
25 have a no hunting ordinance. I will -- I'm guessing

1 that also that our no discharge should probably
2 say except in the act of hunting. But that's --
3 I'm -- I'm not -- I'm not an attorney, and that
4 would be something up to an attorney on that that
5 would, you know. . .

6 COUNCIL MEMBER TUCCI: I'm -- I'm --
7 I'm trying to imagine, if -- if this is true, for
8 instance, with the City of Louisville --

9 COUNCIL MEMBER BRAB: It's open --

10 COUNCIL MEMBER TUCCI: -- than one
11 could hunt in the City of Louisville. And while I
12 can imagine --

13 CHIEF SHERRARD: They hunt each other
14 in Louisville.

15 COUNCIL MEMBER TUCCI: -- the big
16 parks you could, perhaps, do that. And I know
17 there's a lot of shooting in downtown Louisville,
18 but still. . .

19 COUNCIL MEMBER LEONARD: That's
20 not --

21 COUNCIL MEMBER TUCCI: You know --

22 COUNCIL MEMBER LEONARD: -- the --

23 COUNCIL MEMBER TUCCI: -- I mean,
24 it's -- it's --

25 COUNCIL MEMBER LEONARD: -- same

1 kind.

2 COUNCIL MEMBER TUCCI: -- it's really
3 sort of hard to imagine.

4 CHIEF SHERRARD: Yeah. I think they
5 call that Friday night.

6 COUNCIL MEMBER TUCCI: Yeah. Yeah.
7 I'm trying to get my mind around the -- the concept
8 of stalking a deer down Fourth Street, you know.

9 COUNCIL MEMBER MILES: So, Rob --
10 and, you know, that -- that -- I think this part of
11 it's pretty clear, that doesn't mean the city can't
12 prohibit hunting in the city park; right? Because I
13 can't see people hunting in Cherokee Park.

14 COUNCIL MEMBER BOWLING: You
15 know, I -- I'm not -- that would probably be a
16 question, you know, for an attorney. But I do know
17 that -- that we cannot regulate hunting in any form
18 or fashion. The city or county --

19 COUNCIL MEMBER LEONARD:
20 Actually --

21 COUNCIL MEMBER BOWLING: -- can --

22 COUNCIL MEMBER LEONARD: --
23 there --

24 COUNCIL MEMBER BOWLING: -- no
25 longer do that.

1 COUNCIL MEMBER LEONARD: -- there's
2 got to be more than this.

3 COUNCIL MEMBER MILES: Right.

4 COUNCIL MEMBER LEONARD:

5 Because --

6 CHIEF SHERRARD: Actually, I think that
7 you can restrict it on ci -- because that's city
8 property.

9 COUNCIL MEMBER LEONARD: Yeah.

10 CHIEF SHERRARD: That would just --

11 COUNCIL MEMBER LEONARD: Exactly.

12 CHIEF SHERRARD: You know, that may
13 be --

14 COUNCIL MEMBER BOWLING: Correct.
15 Yeah.

16 CHIEF SHERRARD: -- fall into, like --

17 COUNCIL MEMBER LEONARD: Yeah.

18 CHIEF SHERRARD: -- some kind of a --

19 COUNCIL MEMBER LEONARD: And it --
20 my little, tiny land I'm sure can't -- you can hunt
21 on that. There's got to be more parameters to
22 this.

23 MAYOR EVANS: Your little, tiny land?

24 COUNCIL MEMBER LEONARD: Yeah.

25 MAYOR EVANS: You mean your --

1 COUNCIL MEMBER LEONARD: My little,
2 tiny house.

3 MAYOR EVANS: Your property?

4 COUNCIL MEMBER LEONARD: Yeah.

5 CHIEF SHERRARD: Well, somebody
6 can't come and hunt on your property.

7 COUNCIL MEMBER LEONARD: Exactly.

8 CHIEF SHERRARD: That's trespassing;
9 right --

10 COUNCIL MEMBER LEONARD: Well --

11 CHIEF SHERRARD: -- that they --

12 COUNCIL MEMBER LEONARD: -- but
13 he -- I couldn't --

14 COUNCIL MEMBER BOWLING: But you
15 could.

16 COUNCIL MEMBER LEONARD: -- it
17 either. No, I couldn't.

18 COUNCIL MEMBER BOWLING: Sure.

19 CHIEF SHERRARD: But you could.

20 COUNCIL MEMBER BOWLING:

21 Absolutely.

22 COUNCIL MEMBER LEONARD: It's too
23 small.

24 COUNCIL MEMBER BOWLING: In the --

25 COUNCIL MEMBER LEONARD: No.

1 COUNCIL MEMBER BOWLING: -- State

2 of --

3 COUNCIL MEMBER LEONARD: No.

4 COUNCIL MEMBER BOWLING: --

5 Kentucky there are any restrictions on how close
6 to a dwelling, like a -- you know --

7 CHIEF SHERRARD: Well --

8 COUNCIL MEMBER BOWLING: -- even
9 the City of Louisville, you know, you can --

10 CHIEF SHERRARD: But that's where
11 wanton endangerment comes in.

12 COUNCIL MEMBER BOWLING: Sure.

13 CHIEF SHERRARD: You can't be --

14 COUNCIL MEMBER BOWLING: I've got
15 a --

16 CHIEF SHERRARD: -- shooting at Bambi
17 in your back yard when 20 feet from somebody's
18 house.

19 COUNCIL MEMBER FULCHER: You know
20 the Fish and Game Commission publishes by -- by
21 county, annually, the -- the deer kill.

22 CHIEF SHERRARD: Right.

23 COUNCIL MEMBER FULCHER: And
24 Jefferson County is always in there or Metro. And
25 it's always in there and it always has quite a few

1 deer .

2 COUNCIL MEMBER LEONARD: But
3 there's --

4 CHIEF SHERRARD: Just because hunting
5 is legal doesn't give you the God-given right to be
6 stupid.

7 COUNCIL MEMBER FULCHER: Well, no.

8 CHIEF SHERRARD: So you still can't go
9 hunting in Sutherland. When you've got houses
10 next door, you can't, you know. . .

11 COUNCIL MEMBER BOWLING: That's
12 correct.

13 CHIEF SHERRARD: Yeah.

14 COUNCIL MEMBER BOWLING: But
15 there's --

16 CHIEF SHERRARD: Yeah.

17 COUNCIL MEMBER BOWLING: -- there's
18 no law that says you can't. I don't know that
19 anybody would --

20 CHIEF SHERRARD: Right.

21 COUNCIL MEMBER BOWLING: -- try.
22 I'm just --

23 COUNCIL MEMBER LEONARD: Actually,
24 what our --

25 COUNCIL MEMBER BOWLING: --

1 saying --

2 CHIEF SHERRARD: Exactly.

3 COUNCIL MEMBER LEONARD: --

4 ordinance should say is that we don't -- we're --
5 that we're not do anything that would be in
6 violation of state law rather than going into
7 something that's more specific.

8 COUNCIL MEMBER BRAB: Let the
9 attorneys look at it.

10 COUNCIL MEMBER LEONARD: Yeah.

11 COUNCIL MEMBER BOWLING: Yeah.

12 I'm not --

13 COUNCIL MEMBER LEONARD: Yeah.

14 COUNCIL MEMBER BOWLING: --

15 proposing we say anything. I'm -- I'm just
16 proposing that -- that we have to get rid of -- you
17 know, in order to be compliant, just like every
18 other city has, you know. Glenview's, you know,
19 was unanimous, you know.

20 COUNCIL MEMBER LEONARD: But we
21 don't know what theirs said.

22 COUNCIL MEMBER BOWLING: Theirs
23 was -- theirs was also, you know, a -- a -- a no
24 hunting ordinance.

25 COUNCIL MEMBER MILES: I agree with

1 you, Rob. I mean, we definitely have to deal with
2 that.

3 CHIEF SHERRARD: I think that's what
4 we ought to deal with.

5 COUNCIL MEMBER MILES: The other
6 questions, I think we need to talk to Grover about
7 in terms of, you know, the parks, obviously.

8 COUNCIL MEMBER BOWLING: Right.

9 COUNCIL MEMBER MILES: Because I
10 don't want children walking through our park and
11 somebody's in there hunting.

12 COUNCIL MEMBER BOWLING: Right.

13 COUNCIL MEMBER MILES: And other
14 people bring up issues of how much land is enough
15 land to hunt on your own without putting other
16 people in danger.

17 CHIEF SHERRARD: Right.

18 COUNCIL MEMBER MILES: But those
19 are -- I think there's blowback. But I agree with
20 you totally. This --

21 COUNCIL MEMBER BOWLING: Right.

22 COUNCIL MEMBER MILES: -- you know,
23 this is -- this can't be any more straight forward.
24 We have no choice.

25 COUNCIL MEMBER BOWLING: Right.

1 MAYOR EVANS: All right. On that note,
2 is there any other new business?

3 COUNCIL MEMBERS: [no audible
4 response]

5 MAYOR EVANS: Is there any unfinished
6 business to be brought before the body tonight?

7 COUNCIL MEMBERS: [no audible
8 response]

9 MAYOR EVANS: All right. Then we'll
10 entertain a motion to adjourn.

11 COUNCIL MEMBER BRAB: So moved.

12 COUNCIL MEMBER FULCHER: Second.

13 MAYOR EVANS: All in favor?

14 COUNCIL MEMBERS: Aye.

15 MAYOR EVANS: Meeting is adjourned.

16 [WHEREUPON, the City Council Meeting
17 concludes at 8:41 p.m.]

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CERTIFICATE OF REPORTER

STATE OF KENTUCKY AT LARGE:

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

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

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

.

My Commission Expires: Notary Public

.

AUGUST 27, 2017 .

.

Notary ID: 494347

.

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