

CITY OF SHEPHERDSVILLE
REGULAR COUNCIL MEETING MINUTES
MONDAY July 10th, 2023
6:30 PM

The invocation was done by Pastor Tom Elbert.

The Pledge of Allegiance was recited.

Mayor José Cubero called the meeting to order at 6:31PM.

Council Present: Bonnie Enlow, Mike Hibbard, Paula Mangus, Jennifer Mendez, Faith Portman, and Brad Whittaker.

APPROVAL OF MINUTES

Minutes for June 26th, 2023, Regular Meeting were presented for approval.

Motion to Approve: Faith Portman **Second:** Paula Mangus

Ms. Enlow: Yes Mr. Whittaker: Yes Ms. Mendez: Yes

Ms. Portman: Yes Mr. Hibbard: Yes Ms. Mangus: Yes

Carried: 6 Yes – 0 No

Minutes for July 7th, 2023, Special Meeting were presented for approval.

Motion to Approve: Faith Portman **Second:** Brad Whittaker

Ms. Enlow: Yes Mr. Whittaker: Yes Ms. Mendez: Abstained

Ms. Portman: Yes Mr. Hibbard: Yes Ms. Mangus: Yes

Carried: 5 Yes – 1 Abstained

PRESENTATIONS

Amber Odle: Thanked everyone who helped with Bullitt Blast, gave an update on upcoming events such as the Food Truck Invasion, Walk with the Mayor, and events that will take place at the Farmer's Market.

Update on the Aquatic Center: Mayor Cubero provided information about the city obtaining the Stout's Property to be the new location of the Aquatic Center that will have pools and walking areas.

OLD BUSINESS:

A. CITY ATTORNEY KATHERINE DOZIER READ THE **SECOND** READING OF SUMMARY ORDINANCE **023-032** AN ORDINANCE RELATING TO CAMPING ON PUBLIC PROPERTY IN THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY.

Mayor Cubero wanted to make everyone aware that the city will not fine anyone, he wants to have standards in place to know the person's name, where they are from, and the reason they are in the situation they are in. He wants to make sure that they have the resources available to help them.

Keith Lehman and **Kristie Lehman** spoke about helping others in the community and being a part of a solution.

Paulette Angway talked about her own experience with homelessness and would like to see everyone in the county come together to create a solution such as a homeless shelter.

EJ Lanham agrees we have an issue with homelessness in the area and would like his church and the city to have a partnership to find a better solution.

Perry Cooke spoke about his involvement with the White Flag Shelter, Mark 12 Ministries, and his work and partnership with City of Hillview.

Mayor Cubero wants to work with the other cities in the county to find resources, he wants to have a balance with helping others and keeping the city safe and clean. He thanked Mr. Cooke for the work that he has done. He wanted everyone to be aware that the ordinance is part of a process and not to punish anyone.

Joanna Beckett, director with Bullitt County Housing First, spoke of the housing costs in the city and how they are affecting the citizens.

Michael Bartlett is saddened by the proposal of this ordinance because he feels like it puts hardships on the families that it affects and police officers.

Priscilla Bartlett, case worker for Bullitt County Housing First, says other counties are overrun and the city needs to take action and provide help for individuals who are less fortunate.

Scott Wantland, a small business owner in the city, feels like the homeless create a blight on downtown Shepherdsville. He stated the homeless are defecating, masturbating, littering, etc. outside of his business on Buckman St. and he asked the Council to please pass the ordinance.

Katherine Dozier wanted to clarify the legalities of the ordinance stating that it does not criminalize people, there will be no fines, and the police will not be arresting anyone in violation.

Ms. Portman shared a story about her mother who was homeless and her passion towards the homeless community, however she wants the entire county to be involved in making plans towards the solution.

Ms. Enlow shared the difficulties that small businesses in the city have dealt with recently involving the homeless. She said at one time she was homeless herself and the compassion she feels toward them, and how she has provided help.

Ms. Mendez told how she helps with the homeless daily and she does not want this ordinance to pass, she feels we need to work with the county to help the families in our community.

Mr. Whittaker wanted the citizens to know that everyone needs to be involved to have a safe and healthy community. He feels that if nothing is done, that it will compromise the safety and hurt businesses in the city. He feels the ordinance can be passed while continuing to help people.

Mr. Hibbard discussed the fact that we do not have the resources to help those in need and agreed that a partnership needs to be made with the other cities and he would like to see more community involvement and dedication to providing those resources.

Mayor Cubero wanted to make sure to find a sensible location to have a place to provide those resources and he thanked the citizens for their help and commitment.

Mr. Hibbard thanked everyone for being professional when sharing their opinions.

Ms. Portman shared that her vote will be based on the citizens of Shepherdsville who voted for her and the business owners that she was elected to protect.

Mayor Cubero thanked everyone for being courteous and made a commitment to find balance and a solution.

Motion to Approve: **Bonnie Enlow** **Second:** **Jennifer Mendez**

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **No**

Ms. Portman: **Yes** Mr. Hibbard: **No** Ms. Mangus: **Yes**

Carried: 4 Yes – 2 No

B. CITY ATTORNEY KATHERINE DOZIER READ THE SECOND READING OF SUMMARY ORDINANCE 023-033 AN ORDINANCE AMENDING THE BULLITT COUNTY/CITY ZONING ORDER AND THE BULLITT COUNTY/CITY ZONING MAP AS AMENDED, CHANGING THE ZONING OF 10.114 ACRES, MORE OR LESS, LOCATED AT N. BUCKMAN STREET AND BISHOP LANE IN THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY, ALSO KNOWN AS PARCEL 036-SE0- 06-004, FROM B-2 BUSINESS TO R-3 RESIDENTIAL.

Ms. Mangus said she thought the plans looked nice; however, she would have liked a list of previous projects that Mr. Wilson had completed.

Mr. Hibbard asked about the concrete swale that Arthur Jones had suggested.

Derek Triplet, with Land Design and Development, suggested paving the ditch and working to ensure positive drainage.

Ms. Enlow had concerns about drainage issues and traffic congestion on Bishop Lane.

Mr. Triplet thinks that the drainage issues will improve with the plans that are in place.

Ms. Mangus asked how many units would be built at a time.

Mr. Wilson replied that multiple units would be developed over a three-year time period. He suggested a berm and planting some privacy trees to add curb appeal.

Mr. Whittaker asked about acquiring the easement to widen Bishop Lane.

Motion to Approve: Mike Hibbard **Second:** Brad Whittaker

Ms. Enlow: **No** Mr. Whittaker: **Yes** Ms. Mendez: **No**

Ms. Portman: **No** Mr. Hibbard: **Yes** Ms. Mangus: **No**

Carried: 2 Yes – 4 No

Findings of Fact for denying the rezoning:

1. Not consistent with the comprehensive plan for future use. The comprehensive plan has future use as commercial, not residential.
2. Concern regarding increase traffic on Bishop Lane due to additional entrance/exit that would be added if rezoned residential. Bishop Lane is a one lane road.
3. Concern that building property out of flood zone will increase flooding to current residences and buildings.
4. Concern about affordability of the housing proposed to be built and the impact it may have on project completion.

C. CITY ATTORNEY KATHERINE DOZIER READ THE **SECOND** READING OF SUMMARY ORDINANCE **023-034** AN ORDINANCE AMENDING THE BULLITT COUNTY/CITY ZONING ORDER AND THE BULLITT COUNTY/CITY ZONING MAP AS AMENDED, CHANGING THE ZONING OF 1.1 ACRES, MORE OR LESS, LOCATED AT 190 OLD PRESTON HIGHWAY SOUTH IN THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY, ALSO KNOWN AS PARCEL 037-E00-15-003, FROM R-3 RESIDENTIAL TO B-1 BUSINESS

Motion to Approve: Faith Portman **Second:** Bonnie Enlow

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No

D. CITY ATTORNEY KATHERINE DOZIER READ THE **SECOND** READING OF SUMMARY ORDINANCE **023-035** AN ORDINANCE AMENDING THE BULLITT COUNTY/CITY ZONING ORDER AND THE BULLITT COUNTY/CITY ZONING MAP AS AMENDED, CHANGING THE ZONING OF 2 ACRES, MORE OR LESS, LOCATED AT 245 FOREST HILL ROAD IN THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY, ALSO KNOWN AS PARCEL 037-000-00-051, FROM AG AGRICULTURAL TO R-1 RESIDENTIAL.

Motion to Approve: Bonnie Enlow **Second:** Jennifer Mendez

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No

E. CITY ATTORNEY KATHERINE DOZIER READ THE **SECOND** READING OF SUMMARY ORDINANCE **023-036** AN ORDINANCE PROVIDING FOR THE CLOSURE PURSUANT TO KRS 82.405 OF A RIGHT OF WAY DESCRIBED HEREIN AND DEPICTED ON THE CONSOLIDATION/ALLEY CLOSURE EXHIBIT PLAT ATTACHED HERETO, CONSENT BEING OBTAINED FROM ALL ADJOINING LANDOWNERS.

Motion to Approve: Faith Portman **Second:** Bonnie Enlow

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No

The Mayor called for a motion to approve the alleyway being returned to landowners:

Motion to Approve: Faith Portman **Second:** Jennifer Mendez

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No

F. CITY ATTORNEY KATHERINE DOZIER READ THE **SECOND** READING OF SUMMARY ORDINANCE **023-039** AN ORDINANCE OF THE CITY OF SHEPHERDSVILLE, KENTUCKY AUTHORIZING THE ISSUANCE OF ITS CITY OF SHEPHERDSVILLE, KENTUCKY GENERAL OBLIGATION REFUNDING NOTE, SERIES 2023 IN AN APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$1,500,000 (WHICH AMOUNT MAY BE INCREASED BY UP TO \$150,000 OR DECREASED BY ANY AMOUNT) TO REFUND THE CITY OF SHEPHERDSVILLE, KENTUCKY GENERAL OBLIGATION DEVELOPMENT REVENUE NOTE, SERIES 2018 (FIRE TRUCK PROJECT) AT MATURITY; APPROVING THE FORM OF THE NOTE; AUTHORIZING DESIGNATED OFFICERS OF THE CITY TO EXECUTE AND DELIVER THE NOTE; AUTHORIZING AND DIRECTING THE FILING OF A NOTICE WITH THE STATE LOCAL DEBT OFFICER; PROVIDING FOR THE PAYMENT AND SECURITY OF THE NOTE; ESTABLISHING A NOTE PAYMENT FUND FOR THE NOTE; 3 MAINTAINING THE SINKING FUND; AUTHORIZING ACCEPTANCE OF THE PROPOSAL OF THE PURCHASER OF THE NOTE; REPEALING INCONSISTENT ORDINANCES; AND OTHER RELATED ACTIONS.

Motion to Approve: Paula Mangus **Second:** Brad Whittaker

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes- 0 No

NEW BUSINESS

CITY ATTORNEY KATHERINE DOZIER READ **RESOLUTION 023-012** A RESOLUTION APPROVING THE GRANTING OF INDUCEMENTS TO RIVIAN INC. OR ITS SUCCESSORS IN INTEREST OR AFFILIATES AS MAY BE APPROVED BY THE KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY (KEDFA) FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTION 24.

Motion to Approve: Brad Whittaker **Second:** Paula Mangus

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No

CITY ATTORNEY KATHERINE DOZIER READ **RESOLUTION 023-013** A RESOLUTION OF THE CITY OF SHEPHERDSVILLE, KENTUCKY, AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND, UPON ARRIVAL, TO ENTER INTO AN AGREEMENT WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY (KOHs), TO EXECUTE ANY DOCUMENTS WHICH ARE DEEMED NECESSARY BY KOHS TO FACILITATE AND ADMINISTER THE PROJECT AND TO ACT AS THE AUTHORIZED CORRESPONDENT FOR THIS PROJECT.

Chief Schmidt stated this is the first step of applying for a grant.

Motion to Approve: Bonnie Enlow **Second:** Faith Portman

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No

CITY ATTORNEY KATHERINE DOZIER READ THE **FIRST** READING OF SUMMARY ORDINANCE **023-040** AN ORDINANCE AMENDING ORDINANCE 019-283 OF THE CITY OF SHEPHERDSVILLE RELATED TO PERSONNEL AND PAY RATE CLASSIFICATION PLAN FOR CITY EMPLOYEES AND NONELECTED CITY OFFICERS FOR THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY.

Ordinance Sponsored by Councilmember: Faith Portman (To create a full-time position for the Community Planner.)

CITY ATTORNEY KATHERINE DOZIER READ THE **FIRST** READING OF SUMMARY ORDINANCE **023-041** AN ORDINANCE REPEALING ORDINANCE 020-003 OF THE CITY OF SHEPHERDSVILLE RELATED TO THE ESTABLISHMENT OF THE MAXIMUM AMOUNT OF ANY CONTRACT, LEASE, OR PURCHASE THE CITY MAY MAKE WITHOUT PUBLICATION OF REQUEST FOR BIDS. **Ordinance Sponsored by Councilmember:** Paula Mangus

Mayor Cubero informed everyone that the Kentucky State Statute is increasing the amount from \$30,000 to \$40,000.

Ms. Dozier recommends repealing the ordinance because it does not mirror the State Statute.

Ms. Enlow would like to have another ordinance to be written to state the bid amount is \$40,000.

Christine Ferguson, local business owner of Ferguson Computers, asked how it is decided who is awarded a job when a bid is not needed. She then asked why they weren't using local companies.

Mayor Cubero replied that jobs are usually awarded to a reputable company who the city has used for previous projects and local businesses.

Ms. Ferguson thanked the mayor and council and stated she would like her company to be considered when needing work done.

CITY ATTORNEY KATHERINE DOZIER READ THE **FIRST** READING OF SUMMARY ORDINANCE **023-042** AN ORDINANCE APPROVING THE TENTATIVE COLLECTIVE BARGAINING AGREEMENT FOR THE SHEPHERDSVILLE POLICE DEPARTMENT PERSONNEL WITHIN THE CITY LIMITS OF THE CITY OF SHEPHERDSVILLE, BULLITT COUNTY, KENTUCKY. **Ordinance Sponsored by Councilmember:** Bonnie Enlow

Ms. Enlow made a motion to go into Executive Session.

EXECUTIVE SESSION

KRS 61.810 (1)(E) to discuss the Collective Bargaining for the Police Department.

Motion to go into executive session: **Bonnie Enlow** **Second:** **Brad Whittaker**

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No Time: 8:40PM

Motion to return to regular session: **Jennifer Mendez** **Second:** **Brad Whittaker**

Ms. Enlow: **Yes** Mr. Whittaker: **Yes** Ms. Mendez: **Yes**

Ms. Portman: **Yes** Mr. Hibbard: **Yes** Ms. Mangus: **Yes**

Carried: 6 Yes – 0 No Time: 9:56PM

No action was taken.

SIGN IN SPEAKERS:

Keith & Kristie Lehman - 023-032

Joanna Beckett – 023-032

Paulette Angway – 023-032

Michael & Pricilla Bartlett – 023-032

EJ Lanham – 023-032

Scott Wantland – 023-032

Perry Cooke – 023-032

Tim Gehlhauser – 023-035

Christine Ferguson – 023-041

PLANNING AND ZONING UPDATE: **None**

BOARD OF ADJUSTMENTS: **None**

DEPARTMENT HEAD REPORTS: **None**

COUNCIL COMMENTS:

Paula Mangus: Notified the public that the Beautification Committee will be selling flowers at the Farmer's Market on Saturday.

ADJOURN

Motion to Adjourn: Jennifer Mendez **Second:** Mike Hibbard

Ms. Enlow: **Yes**

Mr. Whittaker: **Yes**

Ms. Mendez **Yes**

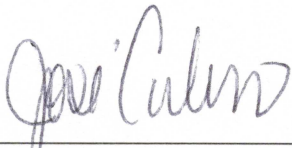
Ms. Portman **Yes**

Mr. Hibbard **Yes**

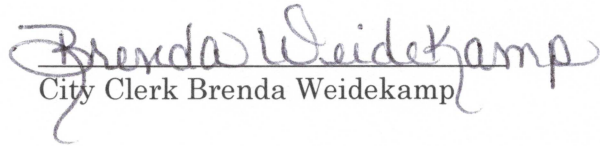
Ms. Mangus **Yes**

Carried: 6 Yes – 0 No

Time: 9:58 PM



Mayor José Cubero



City Clerk Brenda Weidekamp