

# CITY OF WATTERSON PARK

## LEGISLATIVE MEETING

Jefferson County Farm Bureau | 4200 Gardiner View Avenue | Louisville, Kentucky 40213

February 13, 2023

The meeting was called to order at 7:03 p.m.

**Roll Call** — Roll was called. Present were Mayor Linda Chesser; Councilmembers Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh; Treasurer Jerry Wild; and Clerk Aggie Keefe. Also present were Attorneys John Treitz and Duncan Crosby; George Stewart from Louisville Code Enforcement & Mediation; and Officer Dexter Pitts, the officer on patrol provided by Kentuckiana Law Enforcement.

**Pledge of Allegiance** — All present recited the Pledge of Allegiance.

### NEW BUSINESS

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**Code Enforcement Update** — Everyone should have received a copy of January's Field Report. George Stewart reported that he researched and found the owner of the abandoned box truck at 4222 Bishop Lane. He contacted the owner but cannot get any resolution. Mr. Stewart will send a picture of the truck and the PVA map to Mr. Treitz, who will write a letter to the owner. Mr. Stewart went over a few other notices and citations throughout the City, then left the meeting at 7:17 p.m.

**Appointment of Treasurer Replacement** — Mr. Treitz reported that he, Mr. Wild, and Mayor Chesser met with Jean Hall, who was recommended by Mr. Bourke to take over the position of City Treasurer. She is interested in the position as City Treasurer and has the background required for it. We would initially hire Ms. Hall as a consultant while she understudies Mr. Wild. Mr. Wild would continue to be the City Treasurer until he tenders his resignation, at which time Ms. Hall would take over the City Treasurer position. Mr. Johnson made a motion to enter into the consulting agreement with Jean Hall until such time as Mr. Wild deems her capable of taking over the position; seconded by Mr. Fortwengler. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0.

Jean Hall was invited into the meeting at 7:25 p.m. and was introduced to Council, officers, and attorneys. She was given a copy of the consulting agreement to review and sign if she agrees with the terms.

**Audit Report** — Brian Cobb from Cobb & Associates was present to go over the City audit for the period ending June 30, 2022. Everyone was given a copy of the full audit report. Mr. Cobb went over the Independent Auditor's Report, in which they issued a clean opinion, meaning that the financial statements present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of the City. He went over the Basic Financial Statements, which included the Government-Wide Financial Statements and the Fund Financial Statements, along with all associated balance sheets. In answer to Mr. Treitz's question regarding the loss in fair value of investments, Mr. Cobb explained that the current fair value of these investments is less than the cost. Mr. Cobb explained in detail the Notes to Financial Statements, followed by Required Supplementary Information, where a Budgetary Comparison Schedule was presented for both the General Fund and the Kentucky Municipal Road Aid Fund. At the end of the Auditor's Report was the Independent Auditor's Report on Internal Control, reporting that there were no complaints. Mr. Cobb thanked Mr. Wild for working with him so closely and praised his organizational skills.

Mr. Treitz mentioned the possibility of presenting the Audit to the public on line instead of publishing it in the newspaper or mailing it First Class. We would need to publish a Notice in the newspaper containing the URL of the link to the Audit on our website. On the Home page of our website, we would include links to the six-page publication version as well as to the entire audit.

Mr. Fortwengler made a motion to approve the audit as presented; seconded by Ms. Ewan. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0. Mr. Cobb left the meeting at 8:02 p.m.

Ms. Garrett made a motion to use the least expensive route to publish the audit report: either on line on our website, or mailed First Class mail. Seconded by Mr. Fortwengler. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0. Mrs. Keefe will put links to both the short publication version and the long version of the audit report on line. We will send copies of the audit report to the various government agencies to which we are required to report.

### **APPROVAL OF MINUTES**

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Mrs. Welsh made a motion to approve the minutes of the January 9, 2023, legislative meeting as received; seconded by Mr. Bourke. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0.

### **OLD BUSINESS**

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#### **Nuisance Ordinances —**

Ms. Garrett gave second reading to Ordinance No. 265, Series 2023, repealing City of Watterson Park Ordinance No. 71, Series 1991, relating to nuisances on private and public property; seconded by Mrs. Welsh. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0.

Mrs. Welsh gave second reading to Ordinance No. 266, Series 2023, repealing City of Watterson Park Ordinance No. 156, Series 2003, relating to nuisances on private and public property; seconded by Ms. Ewan. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0.

Mr. Treitz reported that Mr. Crosby found two very early nuisance ordinances that we need to repeal. Therefore, Mr. Treitz has prepared two additional ordinances to repeal those ordinances. Mrs. Welsh introduced and gave first reading to an ordinance repealing City of Watterson Park Ordinance No. 10, Series 1982, relating to weeds as a public nuisance; seconded by Mr. Fortwengler. Mr. Bourke introduced and gave first reading to an ordinance repealing City of Watterson Park Ordinance No. 39, Series 1985, relating to nuisances on private property; seconded by Ms. Garrett.

Ms. Ewan gave second reading by title and attorney-drafted summary to Ordinance No. 267, Series 2023, relating to nuisances on private and public property; seconded by Mr. Fortwengler. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0.

Mr. Treitz would like to have the three ordinances that were passed this evening mailed rather than published. Mayor Chesser would like to include rental property owners in the mailing. Mrs. Keefe will handle the printing through United Mail. The ordinances need to be mailed and received within 30 days of today's date.

## APPROVAL OF TREASURER'S REPORT

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For the month of January 2023, Mr. Wild reported \$67,429 in revenues and \$40,345 in expenses, giving a surplus of \$27,083. Mr. Fortwengler made a motion to approve the report as presented; seconded by Mrs. Welsh. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0.

## OLD BUSINESS

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**Review of Watterson Park Ordinances** — Mr. Crosby reported that the required review of our ordinances has been completed and the ordinances are in great shape. There is nothing to report that is problematic.

**American Rescue Plan Act (ARPA)** — Mr. Crosby reported that he will follow up with Mr. Wild to ensure that we have our numbers right in order to work with KIPDA on our next report, which is due by the end of April.

**Stober Road Flooding/BTM Study** — Mr. Treitz reported that he received an email response from Joe Exely, who stated that the pipe replacement is scheduled to start this week. The geo tech has been scheduled to perform the rock soundings as well.

**1234 Gardiner Lane** — Mayor Chesser reported that some of the jersey barriers have been installed. She received an email from Fred van Noord, VP of Operations for GSK Industrial, who agreed with Mayor Chesser that we need additional barriers installed. Mr. van Noord is suggesting that they be installed at least 30 feet from the fence. He will discuss this issue with Keith Starling, the property manager. Mr. van Noord also mentioned that they are putting a “No Parking / No Idling” sign on a concrete block in that area.

**KYTC MOU – Poplar Level Road** — No update at this time.

**Off-Duty Patrol Monthly Shift Postings** — Mayor Chesser reported that everyone was provided a copy of the Monthly Shift Postings for February. Officer Pitts reminded everyone to be aware of their surroundings and to keep vehicle doors locked. Catalytic converters are still being stolen. There have been some thefts out of cars at gas stations while gas was being pumped. He also mentioned that KIAs and Hyundais are being targeted by youth, as they are easy to break into and to start without a key.

**Newburg Road Sidewalk** — No update at this time.

**Robards Lane** — Mayor Chesser would like for us to decide whether or not to take over the section of Robards Lane from Gardiner Lane to Gardiner Point, as Metro never assumes responsibility for it. Mr. Treitz said that to do so, we would need to amend our ordinance that lists the streets in our City to include this new section.

## NEW BUSINESS

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**Records Retention** — Mr. Crosby has been working with us to eliminate unnecessary and outdated records and dispose of them properly. Mr. Treitz reported that his office has a complete printed set of our Ordinances, Municipal Orders, etc. His office will be moving, and he cannot take the physical files with him, so he will be giving them to our City. He will maintain digital copies of our City documents. When his firm moves to their new location, he will donate some shelves to our City for use in our storage unit.

**Committee Reports** — There were no reports.

**Coyote Sightings** — Ms. Garrett reported that a coyote has been spotted recently on a neighbor's back porch.

**LMPD Sixth Division Citizens Advisory Board Meeting** — This meeting was canceled.

**ADJOURNMENT**

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Mr. Fortwengler made a motion to adjourn; seconded by Mr. Johnson. There being no further discussion, the motion was brought to a roll-call vote. Voting yea were Jay Bourke, Becky Ewan, Steve Fortwengler, Gina Garrett, Phil Johnson, and Marlene Welsh. There were no nays or abstentions. Motion carried with a vote of 6-0 and meeting adjourned at 8:54 p.m.

All those persons noted as being present at the beginning of this meeting, unless otherwise indicated, remained throughout.

Approved at the meeting of the City Council held on \_\_\_\_\_.

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Linda Chesser, Mayor

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Aggie Keefe, Clerk

Minutes taken and transcribed by Aggie Keefe from notes and audio recording.