

CITY OF HEBRON ESTATES MEETING  
SEPTEMBER 28, 1999

PRESENT: COMMISSIONERS FRALEY, HANSEN, MURPHY, RUSSELL; MAYOR RICKETTS, CLERK FERGUSON; ATTORNEY EDISON; GERALD BURKE, PLANNING AND ZONING REP; STATE REPRESENTATIVE BELCHER, MAGISTRATE BLEEMEL, MR. BARR PIONEER NEWS; AND SIX GUESTS.

MINUTES: COMM. HANSEN MOVED TO ACCEPT THE MINUTES AS PRESENTED; SECONDED BY COMM. MURPHY; PASSED 4/0.

BUDGET: COMM. MURPHY MOVED TO PAY THE BILLS AND ACCEPT THE BUDGET AS PRESENTED; SECONDED BY COMM. RUSSELL; PASSED 4/0.

OLD BUSINESS: COMM. RUSSELL MOVED TO SET THE 1999-2000 TAX RATE AT 0.106 PER \$100 REAL ESTATE ASSESSMENT. MOTION SECONDED BY COMM. HANSEN; MOTION PASSED 4/0.

ATTORNEY EDISON CONDUCTED THE SECOND READING OF ORDINANCE 99-02 TAX RATE OF 0.106 PER HUNDRED OF PROPERTY ASSESSMENT. A DISCUSSION FOLLOWED ABOUT THE RATE DECREASES BUT THE ACTUAL AMOUNT OF TAX REVENUE INCREASES BECAUSE OF THE LARGE INCREASE OF PROPERTY VALUATION ASSESSMENT. A MOTION WAS MADE BY COMM. RUSSELL AND SECONDED BY COMM. FRALEY TO PASS ORD. 99-02; MOTION PASSED 4/0.

SECOND READING OF ORD. 99-03 CONCERNING TAX RATE FOR PUBLIC SERVICE COMPANIES WAS CONDUCTED BY ATTORNEY EDISON. MOTION TO PASS BY COMM. HANSEN AND SECONDED BY COMM. RUSSELL. PASSED 4/0.

COMM. HANSEN ASKED ATTORNEY EDISON WHEN THE PREVIOUS TAXES PRIOR TO 1993 WOULD GO TO COURT. ATTORNEY STATED THAT THEY SHOULD BE TRIED AT THE END OF OCT.

COMM. RUSSELL MOVED THAT THE PROPERTY VALUATION OFFICE PRINT THE TAX BILLS AS THEY HAVE DONE IN PREVIOUS YEARS; SECONDED BY COMM. FRALEY; MOTION PASSED 4/0.

COMM. HANSEN PRESENTED A LETTER FROM HAROLD MEREDITH, DEVELOPER OF WILLOW WAY AND JANE COWAN, DEVELOPER HORSE RUN, REQUESTING THAT THE ROADS OF THE TWO DEVELOPMENTS BE TAKEN INTO THE CITY. THE STREET NAMES FOR HORSE RUN ESTATES ARE WATERFALL CT. OLD CABIN CT. AND HORSE RUN CT. MAGO CONST. HAD SENT LETTERS OF CERTIFICATION THAT THE ROADS WERE UP TO COUNTY STANDARDS. CITY OF HEBRON HAS AN ORDINANCE 98-04 WHICH REQUIRES AN 8 INCH BASE. MAYOR ASK THE ATTORNEY IF MAGO CERTIFIES THE ROADS AND IF THEY BREAK DOWN IF THEY CAN BE HELD RESPONSIBLE AFTER THE CITY TAKES THE STREETS IN THE CITY. ATTORNEY ADVISED THAT MAGO CANNOT BE HELD RESPONSIBLE AND SUGGESTED THAT AN ENGINEER DRILL AND DETERMINE IF THE ROADS MEET SPECIFICATIONS. MAYOR WANTS TO INSTALL STREET LIGHTS FOR THE NINE RESIDENTS HOWEVER, THE ATTORNEY ADVISES AGAINST INSTALLING LIGHTS AND ADVISES THAT THE ORDINANCE IS LAW AND MUST BE FOLLOWED. COMM. RUSSELL SAID TO WAIT ON THE LIGHTS. MAYOR WILL CONTACT HAROLD MEREDITH FOR WRITTEN VERIFICATION IF THE ROADS HAVE AN 8" BASE AND MS. COWAN WHO WAS PRESENT WILL GET HER SPECIFICATIONS. MS. FERGUSON PRESENTED THE COMMISSIONERS AND MAYOR WITH A LIST OF PROPERTIES AND ASSESSMENTS OF EACH OF THE DEVELOPMENTS FROM THE JULY 23, 1999 TAX ROLL BOOK. WILLOW WAY HAS ONE LOT NOT DEVELOPED AND 32 HOUSES; HORSE RUN HAD 24 LOTS ON WHICH 6 HOUSES HAD BEEN BUILT, LEAVING 18 LOTS TO BE DEVELOPED. COMM. RUSSELL WAS CONCERNED THAT THE EQUIPMENT WOULD DESTROY THE STREETS IN HORSE RUN AND THE TRUCKS WOULD BE BEYOND THE 12,000LB. WT. LIMIT. IT WAS GENERAL CONSENSUS TO CONTINUE THE ROAD DISCUSSION AT THE NEXT MEETING.

A DISCUSSION WAS HELD ABOUT TAKING IN BURKLAND BLVD. AND OLD SCENIC TR. FROM THE COUNTY. AS USUAL THE DISCUSSION LED TO AN ARGUMENT BETWEEN THE CITY OFFICIALS AND THE COUNTY MAGISTRATE WHETHER THE STREET IS COUNTY OR CITY AND WHO IS RESPONSIBLE. MAYOR HAS AN ESTIMATE FROM MAGO FOR BURKLAND FOR \$32,000 HE WAS ASK TO GET THREE QUOTES FOR BURKLAND AND OLD SCENIC TR. UNLESS HE USES THE STATE CONTRACT. CLERK FERGUSON GAVE A MUNICIPAL ROAD AID BALANCE OF \$46,339. SHE WAS CONCERNED IF ALL THE MONEY IS SPENT ON BLACKTOPPING COULD WE USE GENERAL MONEY FOR SNOW REMOVAL.

COMM. FRALEY HAD A QUESTION FOR STATE REPRESENTATIVE ABOUT AN ARTICLE SHE HAD READ IN THE PIONEER NEWS WHERE A TURNING LANE WAS GOING TO BE INSTALLED AT LITTLE FLOCK BAPT. CHURCH BEFORE A TURNING LANE AT E. HEBRON LANE WHICH SERVES TWO SCHOOLS. STATE REP. BELCHER EXPLAINED

COMM. FRALEY HAD A QUESTION FOR STATE REPRESENTATIVE ABOUT AN ARTICLE SHE HAD READ IN THE PIONEER NEWS WHERE A TURNING LANE WAS GOING TO BE INSTALLED AT LITTLE FLOCK BAPT. CHURCH BEFORE A TURNING LANE AT E. HEBRON LANE WHICH SERVES TWO SCHOOLS. STATE REP. BELCHER EXPLAINED THAT WHEN HE TOOK OFFICE HE DID NOT KNOW THAT WE HAD WORKED FOR 12 YRS. TO GET A TURNING LANE AT E. HEBRON LANE AND LITTLE FLOCK FOLKS HAD ASKED HIM TO DO THIS. THERE IS MONEYS APPROPRIATED BY THE STATE FOR BULLITT CO. AND IF ONLY \$24,000 IS SPENT ON SHEPHERDS WAY E. HEBRON LANE CAN BE COMPLETED NOW, OTHERWISE, MR. BELCHER HAS APPLIED THROUGH KIPDA AND WE WOULD GET THE TURNING LANE IN THE NEXT TWO YEARS. PAUL KULMER ASK THAT THEY NOT WAIT UNTIL A FATAL ACCIDENT WITH THE BUSES. MR. KULMER REQUESTED THAT THE MAYOR CHALLENGE THE COUNTY AND STATE AND GET THIS ISSUE RESOLVED. MR. MCGUFFIN RESIDENT STATED THAT SOMEONE HAS ALREADY DECIDED WHO IS TO MAINTAIN THE ROADS AND WE SHOULD NOT KEEP FIGHTING. CLERK FERGUSON WILL ENLIGHTEN REP. BELCHER ON PROJECTS THAT HAVE BEEN IN EXISTENCE SO WE WON'T BE LEFT OUT AGAIN.

ATTORNEY ADVISED THAT THE COUNTY HAS NEVER FOLLOWED PROPER PROCEDURE TO DROP BURKLAND, SCENIC TR., AND E. HEBRON LANE. MR. BLEEMEL KEPT ASKING ATTORNEY EDISON TO WORK IT OUT WITH COUNTY ATTORNEY SHOLAR. EDISON CONTENDS IT IS A COUNTY ROAD UNTIL THE COUNTY DELETES IT PROPERLY. ATT. EDISON STATED THAT WE ARE THE ONLY DISTRICT IN THE STATE WITH THIS SITUATION AND THAT IT DEPENDS ON HOW THE INTERPRETATION IS MADE.

EMOTIONS WERE HIGH AND VOICES BECAME LOUDER WHEN THE MAYOR INFORMED ALL PRESENT THAT THE INTER LOCAL AGREEMENT FOR THE COUNTY TO INSTALL THE TURNING LANE AT E. HEBRON LANE HAD BEEN RETURNED TO COUNTY ATTORNEY W. SHOLAR FOR REWORDING. THE AGREEMENT SENT TO THE MAYOR STATED THAT THE CITY OF HEBRON ESTATES WOULD MAINTAIN THE ENTIRE ROAD OF E. HEBRON LANE. AT THE MEETING CONCERNING THE PROJECT THE AGREEMENT WAS TO GIVE PERMISSION TO USE THE INTERSECTION SINCE THE CITY HAS A DEED FOR A RIGHT OF WAY. IT WAS GENERAL CONSENSUS THAT THE COUNTY HAD TRIED TO SLIP THE ROAD IN ON US, BUT MAG. BLEEMEL DISAGREED. COMM. MURPHY EXTREMELY CONCERNED THAT THE ROAD DISPUTE HAS GONE ON TOO LONG OVER A YEAR. ONCE AGAIN THE COMMISSIONERS MADE IT PLAIN TO MR. BLEEMEL THAT THE CITY WOULD GO BANKRUPT IF THEY TAKE IN EAST HEBRON LANE BECAUSE OF THE AMOUNT OF TRAFFIC FROM THE SCHOOLS. COMMISSIONERS CONTEND THEY WILL CONSIDER COMPROMISING IN MAINTAINING BURKLAND AND SCENIC TR. BUT THEY WILL NEVER AGREE TO E. HEBRON LANE.

COMM. MURPHY MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL SITUATION. COMM. RUSSELL SECONDED THE MOTION. MOTION PASSED 3/0 WITH COMM. HANSEN VOTING NO.

SINCE NO ACTION WAS TAKEN, COMM. RUSSELL MOVED THAT WE GO INTO REGULAR SESSION ; SECONDED BY COMM. HANSEN. PASSED 4/0

COMM. FRALEY MOVED THAT WE ADJOURN, SECONDED BY COMM. RUSSELL; PASSED 4/0. NEXT MTG. OCT. 26

*Herschel Ruckelshaus*