

City of West Buechel
Council Meeting
Assembly Hall
3705 Bashford Avenue
Louisville, KY 40218
October 13, 2022, 6:00 PM

Present: Mayor Moore, Attorney Hall, Councilwoman Cook, Councilwoman Wood, Councilwoman Saldana, Councilwoman Stewart, Councilman Embry, City Clerk Batliner and Assistant Clerk Brown.

Absent: Councilwoman Richards and Councilman Clark.

Mayor Moore called the meeting to order at 6:01 PM.

Mayor Moore made an announcement about Michael and Liz Bierbaum's house fire. Councilman Embry acknowledged Malia for her bravery in letting Michael and Liz know their house was on fire.

Minutes:

Councilwoman Wood had demanded through an email to change the September 8th minutes where Marks says I cannot amend after the second reading. Attorney Hall stated that the minutes were correct as to what was said. Councilwoman Wood demanded again during the meeting to change the September 8th minutes. City Clerk Batliner and Attorney Hall explained that the minutes cannot be changed. Attorney Hall reiterated from the September 8th, meeting that he wants to be consistent. After the first reading is when councilmembers can amend an ordinance or after the second reading if motion fails.

A motion was made by Councilwoman Cook and second by Councilman Embry to approve the minutes of Public Hearing held on September 8th, Regular Meeting on September 8th, Special Meeting on September 13th, and September 15th, 2022. Motion carried with unanimous vote.

City Attorney Hall was asked to read Ordinance 302 Series 2022 Pertaining to the Rules of Order and Procedures for Conducting City Council Meetings.

First Reading of Ordinance 302 Series 2022 Pertaining to the Rules of Order and Procedures for Conducting City Council Meetings. Mayor Moore asked for a Sponsor, Councilman Embry sponsored Ordinance 302 Series 2022. Councilwoman Wood asked to have the statement made by Attorney Hall about amending ordinances added in the ordinance. A motion was made by Councilman Embry and Second by Councilwoman Cook. No vote necessary for first reading.

City Attorney Hall was asked to read the Municipal Order #2022-001 for Approving the Use of American Rescue Plan Act Funds to Fund Premium Pay for Certain City Employees.

City Attorney Hall read the Municipal Order #2022-001 for Approving the Use of American Rescue Plan Act Funds to Fund Premium Pay for Certain City Employees.

Councilwoman Wood wants to table the order to give the council members a chance to do research on how the ARPA funds could be allocated. Councilwoman Wood stated that the ARPA funds should be used for the residents or that all ARPA funds go to the Police Department. Councilwoman Saldana asked to explain why all ARPA funds could not be given to the Police Department. Attorney Hall explained that the ARPA funds cannot be allocated just for the Police Department, that it must be allocated for all essential City employees. Councilwoman Wood stated again to table the order until other councilmembers can review and do research. Councilwoman Wood made a Motion to table. Councilwoman Cook stated that we should not table the order because the ARPA funds should go to the City employees and the Police Department. Attorney Hall explained again on how the ARPA funds were allocated. Councilwoman Cook stated that if we were going to table the order, then it should be because we raise the pay for the city employees and Police Department. Councilman Embry asked Chief Tyler what he thought was fair. Chief Tyler stated that he agreed that the allotted amount to be disbursed among the Police Department is fair across the board. Councilwoman Wood asked as to when the ARPA funds are to be used. City Clerk Batliner stated by 2024. Councilwoman made another motion to table the order so councilmembers can decide what the ARPA funds should be used for. Councilwoman Saldana second the motion. Roll call vote as follows: Councilwoman Saldana – yes, Councilwoman Wood – yes, Councilwoman Stewart – no, Councilman Embry – no, and Councilwoman Cook – no. Vote was 2 in favor and 3 opposed. Motion failed.

A motion was made by Councilman Embry to approve the Municipal Order as read. Councilwoman Cook second the motion. Roll call vote as follows: Councilwoman Stewart – yes, Councilwoman Saldana – no, Councilwoman Cook – yes, Councilwoman Wood – abstain, and Councilman Embry – yes. Motion carries 3 in favor, 1 opposed and 1 abstained.

City Attorney Hall was asked to read the Municipal Order #2022-002 for Approving the Use of American Rescue Plan Act Funds to Fund Purchase of Necessary Equipment for Use by West Buechel Police Department.

City Attorney Hall read the Municipal Order #2022-002 for Approving the Use of American Rescue Plan Act Funds to Fund Purchase of Necessary Equipment for Use by West Buechel Police Department. A motion was made by Councilwoman Cook to approve the Municipal Order as read. Councilman Embry second the motion. Roll call vote as follows: Councilwoman Stewart – yes, Councilwoman Saldana – yes, Councilwoman Cook – yes, Councilwoman Wood – yes, and Councilman Embry – yes. Motion carried with unanimous vote.

Mayor Moore called for a 5-minute recess.

A motion was made by Councilwoman Stewart for a recess and a second motion was made by Councilwoman Wood at 7:22 PM. Unanimous vote.

A motion was made by Councilman Embry to reconvene the meeting and second motion made by Councilwoman Wood at 7:27 PM. Unanimous vote.

City Attorney Hall was asked to read the Municipal Order #2022-003 for Approving the Use of American Rescue Plan Act Funds to provide Premium Pay for Jefferson County Fire Protection Staff.

City Attorney Hall explained the Municipal Order as well as the Agreement for Approving the Use of American Rescue Plan Act Funds to provide Premium Pay for Jefferson County Fire Protection Staff. Attorney Hall explained that ARPA funds can be pooled as a lump sum amount approved by the council and that it will be distributed to the 8 suburban Fire Department districts. Mayor Moore stated that the Fire Departments may take offense if we chose not to provide the ARPA funds to them. Mayor Moore also stated that Fire Department Chief Jones would be willing to attend our next meeting to explain more in detail of how the ARPA funds will be allocated for them. Councilwoman Wood made a motion to table the Municipal Order and the Agreement until Chief Jones has informed the council about the ARPA funds allocation. Councilwoman Stewart second the motion. Roll call votes as follows: Councilwoman Stewart – yes, Councilwoman Saldana – yes, Councilwoman Cook – yes, Councilwoman Wood – yes, and Councilman Embry – yes. Motion carried with unanimous vote.

Department Reports:

Police:

Mayor Moore informed council that the police report from Chief Tyler was in their packets. Councilwoman Wood thanked Chief Tyler for his quick response to an incident that occurred at Councilwoman Wood's home and was grateful for Chief Tyler, Assistant Chief Hibbs and Officer Lakins.

Financials:

City Clerk Batliner went over the financial reports and stated that our audit is now ongoing and will be completed by December 8th. City Clerk Batliner also explained that the city will have a loss in revenue due to bank franchise taxes. Councilwoman Saldana asked that after this audit, will we be approved for grants and the 501(3)C. City Clerk Batliner and Mayor Moore stated that we must pass 5 years of audits before we are approved. The budget funds received for the year, at no time do we have that much revenue in the bank, far from it.

Mayor's Report:

Mayor Moore stated that a resident, who did not attend the meeting, thinks that the city has 3 million in the bank because it is listed on the budget report. City Clerk Batliner stated that the budget report is only a projection for money that may or may not be used for that year and the audit also includes assets.

Economic Development:

City Clerk Batliner stated that Councilman Clark is resigning from his position as head of the Economic Development Committee and that he is to provide us with a letter of resignation. Councilwoman Wood asked, do we need Economic Development if it's not going to be used for its intent. Yes, the festival was a big hit, but Economic Development is not about planning festivals, it's about bringing in businesses and supporting the current businesses. Councilwoman Wood wants to dissolve Economic Development. City Clerk Batliner stated that the council must make that decision. Councilman Embry stated if it is dissolved, can we still plan festivals. Councilwoman Wood asked if we could create a committee for festival activities. Councilwoman Cook stated that the Multipurpose Center Committee is already planning festivals. Councilwoman Wood suggested that the Multipurpose Center Committee should focus on in house projects with the children and not community activities. Liz Bierbaum stated that the Multipurpose Center Committee involves all community activities.

Multipurpose Center Committee:

Councilwoman Cook stated the Trunk or Treat that will be held on October 29th. Ms. Bierbaum stated that the Multipurpose Center Committee has planned an East Coast Swing Dance event on November 9th and Bunco on November 16th and asking for participants to bring a \$5.00 gift. Ms. Bierbaum stated that they are creating a group for a Dungeons and Dragons night possibly once a month or possibly every two weeks. Councilman Embry asked if card night was up and running. Ms. Bierbaum said not at the moment but when it does, it will be on game night. Ms. Bierbaum stated that they will create a flyer that list the Trunk or Treat, East Coast Swing Dance and Bunco events. Councilwoman Wood asked Ms. Bierbaum if she is mailing the flyers to the residents or going door to door. Ms. Bierbaum stated door to door. Councilwoman Wood stated that Ms. Bierbaum had mentioned that she did not have the funds to mail out the flyers. City Clerk Batliner stated that Ms. Bierbaum has the funds to do so but it will take away from other necessary items that she may need for the Multipurpose Center. Councilwoman Wood asked if Ms. Bierbaum could come up with a total of how much it would cost to mail out the flyers. City Clerk Batliner stated that she sends the departments a package each year in February for the upcoming budget for them to list their wants and needs. Ms. Bierbaum also asked for candy donations for Trunk or Treat.

Mayor Moore called for a 5-minute recess.

A motion was made by Councilman Embry for a recess and a second motion was made by Councilwoman Cook at 8:35 PM.

A motion was made by Councilwoman Wood to reconvene the meeting and second motion made by Councilman Embry at 8:40 PM.

Closed Session

Motion to go into closed session Councilwoman Wood. Councilwoman Cook second motion to go into closed session. Motion carried unanimously.

Councilman Embry made a motion to return from closed session. Councilwoman Wood seconded the motion. Motion carried unanimously.

Consensus of the council made a motion to ratify litigation action.

Adjournment:

A motion to adjourn the council meeting at 9:02 PM was made by Councilman Embry and second by Councilwoman Cook. Motion carried with a unanimous vote.



Mayor Brenda Moore

ATTEST:



City Clerk, Debbie Batliner