

August 2, 2016

The Oldham County Fiscal Court convened at a regular meeting at 2:00 P.M. with Judge Executive David Voegelé, Assistant County Attorney Tate Combs and the following Magistrates in attendance: Brent Likins, Wayne Theiss, Bob Leslie, Steve Greenwell, JD Sparks, Kevin Eldridge, Bob Dye, and Michael Logsdon.

FISCAL COURT CLERK APPOINTMENT:

Motion made by Magistrate Leslie and seconded by Magistrate Eldridge to appoint Tina Schaaf as Fiscal Court Clerk for today's meeting. Motion carried unanimously.

APPROVAL OF AGENDA:

Motion made by Magistrate Dye and seconded by Magistrate Theiss to approve the agenda, as submitted. Motion carried unanimously.

APPROVAL OF MINUTES:

Motion made by Magistrate Leslie and seconded by Magistrate Logsdon to approve the minutes from July 19, 2016 as submitted. Motion carried unanimously.

Motion made by Judge Executive Voegelé and seconded by Magistrate Sparks to amend the agenda adding *Dump Truck Bid Award* and *Engineering Agreement for I-71 Warning Signs*. Motion carried unanimously.

DUMP TRUCK BID AWARD:

Motion made by Magistrate Greenwell and seconded by Magistrate Leslie to award the Dump Truck Bid to UHL Truck Sales for \$122,375.00. Motion carried unanimously.

PUBLIC COMMENT:

Steve Emery, Jack Taylor Place, Westport, introduced himself and announced he is running for Family Court Judge.

Jeremy Esposito, 504 Woodlake Dr., LaGrange, offered his support of the proposed comprehensive zoning ordinance as prepared by SRC, Planning & Development and recommended by Planning Commission.

Karen Eldridge, Director of the LaGrange Main Street Program provided information to the court relating to its programs and services.

Motion made by Magistrate Leslie and seconded by Magistrate Sparks to authorize LaGrange Main Street Program use of the courthouse lawn for the Ghost Tour September 9th and the Dixie Flea Market event September 10th. Motion carried 8-0-1. Magistrate Eldridge abstained.

PEWEE VALLEY FIRE PROTECTION DISTRICT TAX RATE PRESENTATION:

Pewee Valley Fire Protection Board Chairman Joe Burkhardt and Fire Chief Bob Hamilton presented information relating to its 2016 ad valorem tax rate and responded to questions from the court. **Exhibit #1 8/2/16.**

LAGRANGE FIRE PROTECTION DISTRICT TAX RATE PRESENTATION:

LaGrange Fire Protection Board Attorney JD Theiss and Fire Chief Jim Sitzler presented information relating to its 2016 ad valorem tax rate and responded to questions from the court. **Exhibit #2 8/2/16.**

COUNTY ADMINISTRATION:

Payables

Motion made by Magistrate Logsdon and seconded by Magistrate Leslie to approve the payables as submitted. **Exhibit #3 8/2/16.** Motion carried unanimously.

COMMUNITY BUSINESS:

Oldham County Tax Rate

Motion made by Magistrate Logsdon and seconded by Magistrate Eldridge to maintain the ad valorem tax rate of nine cents per \$100 assessed property value for the 2016-17 year as submitted. **Exhibit #4 8/2/16.** Motion carried unanimously.

1st Reading – Comprehensive Zoning Ordinance Revisions

Jim Urban, Director of Planning & Development Services presented for first reading proposed Ordinance No. KOC 16-920-345 relating to repealing and replacing certain sections of the existing Oldham County Comprehensive Zoning Ordinance.

Discussion followed.

Motion made by Magistrate Sparks and seconded by Magistrate Theiss to keep the current setbacks as they are today for all zoning districts. Discussion followed.

Magistrate Logsdon called for the question [to end discussion on setbacks and bring it to an immediate vote]. The call for question carried unanimously on a roll call vote.

The pending motion *to keep current setbacks as they are in effect today for all zoning districts* carried 5-4 on a roll call vote. Judge Voegelé and the following Magistrates voted yes; Brent Likins, Wayne Theiss, JD Sparks, and Bob Dye. The following Magistrates voted no; Bob Leslie, Steve Greenwell, Kevin Eldridge and Michael Logsdon.

Motion made by Magistrate Sparks and seconded by Magistrate Theiss to strike the last column on page 77 relating to Accessory Uses & Structures. Discussion followed.

Magistrate Logsdon called for the question [to end discussion and bring it to an immediate vote]. The call for question carried unanimously.

The pending motion *to remove the last column on page 77 relating to Accessory Uses & Structures* failed to pass 4 to 5 on a roll call vote. The following Magistrates voted yes; Brent Likins, Wayne Theiss, Bob Leslie and JD Sparks. Judge Voegele and the following Magistrates voted no; Steve Greenwell, Kevin Eldridge, Bob Dye and Michael Logsdon.

Motion made by Magistrate Sparks and seconded by Magistrate Likins to remove the language “detached” from ADU conditional uses. Discussion followed.

Magistrate Logsdon called for the question [to end discussion on removing “detached” from ADU conditional uses and bring it to an immediate vote]. The call for question carried 8 to 1 on a roll call vote. Judge Voegele and the following Magistrates voted yes; Brent Likins, Bob Leslie, Steve Greenwell, JD Sparks, Kevin Eldridge, Bob Dye and Michael Logsdon. Magistrate Theiss voted no.

The pending motion *to remove the language “detached” from ADU conditional uses* failed 3 to 6 on a roll call vote. The following Magistrates voted yes; Brent Likins, Wayne Theiss and JD Sparks. Judge Voegele and the following Magistrates voted no; Bob Leslie, Steve Greenwell, Kevin Eldridge, Bob Dye and Michael Logsdon.

Judge Voegele stated the proposed revisions to the existing Oldham County Comprehensive Zoning Ordinance will be posted on the county’s website. **Exhibit #5 8/2/16**. The second reading/public hearing is scheduled for September 6, 2016.

Motion made by Magistrate Eldridge and seconded by Magistrate Theiss to take a five-minute recess. Motion carried unanimously.

Motion made by Magistrate Dye and seconded by Magistrate Logsdon to resume the meeting. Motion carried unanimously.

1st Reading – Post Construction Storm Water Ordinance

County Engineer Beth Stuber presented for first reading proposed Ordinance No. KOC 16-830-348 relating to establishing regulations for the control of post-construction stormwater, pollutants and sediment to the streams and waterways of Oldham County and replacing existing ordinance as submitted. **Exhibit #6 8/2/16**. The second reading/public hearing is scheduled for August 16, 2016.

CONTRACTS AGREEMENTS / RESOLUTIONS:

Memorandum of Understanding w/MetroSafe – Emergency Notification System (Rave)

Motion made by Magistrate Leslie and seconded by Magistrate Sparks to authorize the Judge Executive to sign the Memorandum of Understanding with Metro Safe relating to using Rave for county’s Emergency Notification System as submitted. **Exhibit #7 8/2/16**. Motion carried unanimously.

I-71 Warning System Engineering Agreement

Motion made by Magistrate Greenwell and seconded by Magistrate Leslie to authorize the Judge Executive to sign the Fee Proposal Agreement with Parsons Brinckerhoff, Inc. for consulting engineering services relating to the I-71 Congestion Warning Signs project as submitted. **Exhibit #8 8/2/16**. Motion carried unanimously.

COMMITTEE REPORTS/RECOMMENDATIONS:

Erosion Control Bond Release – Cottages of Crestwood

Motion made by Magistrate Logsdon and seconded by Magistrate Sparks upon the recommendation of the county engineer to release the \$9,100.00 erosion control bond for Cottages of Crestwood as submitted. **Exhibit #9 8/2/16**. Motion carried unanimously.

BOARD APPOINTMENTS:

Henry County Water District Board

Motion made by Magistrate Leslie and seconded by Magistrate Likins to reappoint Don St. Clair to the Henry County Water District 2 Board with a term to expire 8/15/2020. Motion carried unanimously.

Storm Water District Board

Motion made by Magistrate Likins and seconded by Magistrate Logsdon to appoint the following board members to the Storm Water District Board; Thomas Springer, with a term to expire 9/1/2017; Gale Turner Cox, with a term to expire 9/1/2018; and William Douglas, with a term to expire 9/1/2019. Motion carried unanimously.

PUBLIC COMMENT:

Billy Doelker, 4751 Fox Run, Buckner spoke to the court regarding concerns relating to the Comprehensive Zoning Ordinance.

Doreen Carlson, Barrickman Lane, Goshen spoke to the court regarding concerns relating to the Comprehensive Zoning Ordinance.

William Douglas, 4631 Heritage Manor, Crestwood stated his appreciation for appointment to the Storm Water District and spoke to the court regarding concerns relating to the Comprehensive Zoning Ordinance.

Jeremy Esposito, 504 Woodlake Dr., LaGrange spoke to the court regarding concerns relating to the Comprehensive Zoning Ordinance.

Magistrate Sparks responded to public comment.

EXECUTIVE SESSION – PURSUANT TO KRS 61.810(B) LAND ACQUISITION:

Motion made by Judge Executive Voegele and seconded by Magistrate Leslie to go into closed session pursuant to KRS 61.810(B) Land Acquisition. Motion carried unanimously.

Motion made by Magistrate Dye and seconded by Magistrate Leslie to come out of closed session. Motion carried unanimously.

ANNOUNCEMENTS:

Magistrate Theiss made a statement relating to accessory dwelling units.

Magistrate Greenwell reminded the community Oldham County schools open in two weeks.

Magistrate Sparks encouraged the public to attend the public hearing to voice their opinions for the proposed revisions to the Comprehensive Zoning Ordinance.

Magistrate Eldridge announced; progress being made on Red Flag Homes as third property on Old Floydsburg Rd (old Day Care) will be sold at tax sale September 20th. He encouraged the public to attend the public hearing to voice their opinions for the proposed revisions to the Comprehensive Zoning Ordinance.

Magistrate Dye reported KYTC is entering the final design phase for the I-71 widening project (from Gene Snyder to Exit 14) and project could begin as early as July 2019.

Magistrate Logsdon announced; Hwy 22 project is moving slowly due to the ongoing rain, Pewee Valley Summer Picnic is Saturday August 6th, 6-10pm, and OC Fair is August 2nd – August 6th.

MEETING ADJOURNED:

Motion made by Judge Voegele and seconded by Magistrate Theiss to adjourn the meeting. Motion carried unanimously. The meeting was adjourned at 6:12 P.M.

Respectfully Submitted,

Tina Schaaf
Fiscal Court Clerk
August 2, 2016