

City of West Buechel
Meeting Minutes of Regular Council Meeting
September 13 2016

Mayor Richards called the meeting to order, welcomed all the guests, City Council, Police Officers, and the City Attorney, Casey McCall. Brenda Moore led us in prayer and Chief Sharp led us in the Pledge of Allegiance.

POLICE DEPARTMENT REPORT

The Mayor gave the floor to Chief Sharp and he presented his monthly police department report.

The mayor asked the clerk to take roll call; Councilwoman Mosely - present; Councilman Mattingly - present; Councilwoman Crawford - present; Councilwoman Bierbaum - present; Councilman Crawford - present; Councilman Clark - present.

CHECK REGISTER APPROVAL

Mayor Richards asked for questions and/or discussions on the check register. Councilman Clark asked for an explanation of check number 1359 in the amount of \$10,350.00. Mayor Richards asked the city attorney to respond. Casey McCall stated that this is a confidential matter that the City undertook and that he could not say anything else about it. There were other questions from members which were answered by the Mayor and the City Clerk. Councilwoman Bierbaum stated that she would not approve the check register due to the fact that they cannot get information regarding check number 1359. Attorney McCall advised that the members were welcome to speak with him privately and he would attempt to satisfactorily explain the matter. The Mayor called for a closed session to discuss this check. A motion was made by Councilwoman Bierbaum and seconded by Councilman Clark. The meeting adjourned to closed session.

The meeting reconvened by motion made by Councilwoman Bierbaum to return to regular session, which was seconded by Councilman Clark. Mayor Richards stated that there was no action taken in the closed session.

Discussion on the check register continued. Mayor Richards asked for a motion to approve the check register; there was none.

MINUTES APPROVAL

Mayor Richards asked if the Council had any questions and/or comments on the minutes from the last meeting on July 12, 2016; there were none. Mayor Richards asked for a Motion to approve the minutes. Motion was made by Councilwoman Bierbaum and seconded by Councilwoman Mosely - Minutes approved.

SECOND READING OF ORDINANCE SETTING THE AD VALOREM TAX RATE

Councilwoman Mosely introduced an Ordinance setting the ad valorem tax rate for the current year in the previous meeting, and this is the second reading of the Ordinance. Attorney McCall read the entire Ordinance. Mayor Richards asked for a motion to pass the Ordinance.

Councilwoman Bierbaum asked for the Ordinance number. Clerk Richards advised it will be Ordinance Number 267, Series 2016. Councilwoman Bierbaum made a motion to pass Ordinance Number 267, Series 2016, which was seconded by Councilman Clark. Mayor Richards asked the Clerk to take the vote. Councilman Clark - yea; Councilman Crawford - nay; Councilwoman Bierbaum - yea; Councilwoman Crawford - nay; Councilman Mattingly - yea; Councilwoman Mosely - yea. The vote is four to two in favor of passing the Ordinance. Ordinance passed.

FIRST READING OF ORDINANCE SETTING FINE FOR PARKING VIOLATIONS

Councilwoman Mosely introduced an Ordinance setting the fine for parking in a fire lane at \$100.00. Mayor Richards stated that the attachment to the Ordinance was the results of the Clerk visiting the Kroger parking lot every day for the past month, and documenting the number of violations she observed. Attorney McCall summarized the Ordinance. The Council discussed and agreed to minor changes to the Ordinance. The Mayor directed the Clerk to make these changes for the second reading of the Ordinance. Councilwoman Mosely made a motion to pass the Ordinance with the stated changes, which was seconded by Councilwoman Bierbaum. Mayor Richards asked the Clerk to take a straw vote. Councilman Clark - yea; Councilman Crawford - nay; Councilwoman Bierbaum - yea; Councilwoman Crawford - nay; Councilman Mattingly - yea; Councilwoman Mosely - yea. The vote is four to two in favor of passing the Ordinance. The second reading will be next month.

FIRST READING OF ORDINANCE REVISING NET RECEIPTS TAX TO GROSS RECEIPTS TAX

Councilwoman Bierbaum and Councilwoman Mosely have co-sponsored an Ordinance to change the net receipts tax to a gross receipts tax. Councilwoman Bierbaum gave an explanation and stated her preferences for the particulars of the Ordinance. She stated that she is introducing this as the first reading of the Ordinance. There was a discussion among the Council which strayed from the subject at hand regarding bank account balances, the budget from the previous year, expenditures, etc. Mayor Richards stated that members who have questions or concerns regarding any aspect of the City's finances need to make an appointment with Jonathan Smith so that he can provide satisfactory explanations. Councilwoman Bierbaum suggested that the member meet in groups for discussion, so as to not form a quorum. Councilwoman Crawford asked why is should be in groups instead of all together. Members advised her that they may not form a quorum in compliance with State Statutes. It was decided that the members would all meet with Jonathan to discuss the issue. Councilwoman Bierbaum made a motion to table the matter, which was seconded by Councilman Mattingly; matter is tabled.

OPEN FLOOR FOR RESIDENTS AND GUESTS

Jeanie Arthur commented that she was pleased with the Mayor's decision to do the clearing and tree removal behind the police department building.

Rose Shouse stated that she was pleased to see workers on our streets who advised her they were preparing to begin work on the drainage and sidewalk project. Mayor Richards stated that he would be able to announce a start date for the project in the very near future.

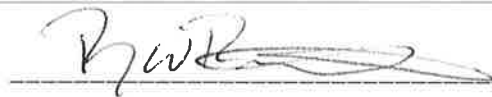
Mark Greer asked the Council if the gross receipts Ordinance would increase his property taxes. Councilwoman Bierbaum explained that the Ordinance only applies to businesses, not individuals, and that property and occupational taxes would not be affected.

CLOSING OF THE MEETING

Mayor Richards asked for a Motion to adjourn. Motion was made by Councilman Mattingly and and seconded by Councilwoman Bierbaum; meeting adjourned.

10/11/2016

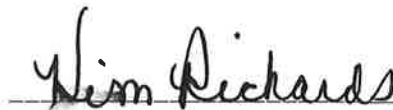
Date



MAYOR RICK RICHARDS

10/11/2016

Date



KIM RICHARDS, CITY CLERK/TREASURER