



City of Blue Ridge Manor Meeting Minutes June 27, 2016

SPECIAL MEETING: June 29, 2016 at 7:00 p.m. at the Middletown Fire Dept, Div 2

NEXT MONTHLY MTG: JULY 25, 2016 at 7:00 p.m. at the Middletown Fire Dept, Div 2

The regular monthly meeting of the City of Blue Ridge Manor was held on June 27, 2016 at the Middletown Fire Department, Division 2. The meeting was called to order at 7:05 p.m., Mayor Carla Kreitman presiding.

The following were present:

Carla Kreitman, Mayor
Hans Klose, Mayor Pro Tem
Stan Chauvin, City Attorney
Bob Carter, Treasurer
Porter Lady, Commissioner
Art Sims, Commissioner
Ken Conliffe, Commissioner
Elizabeth McDaniel, Clerk
Phyllis Santos – Blue Rose Condos
Sue Lentz – Shelby Pointe Condos
Karen Moriarity – Blue Rose Condos
Annie Duncan-Ponvert - Blue Ridge Road

Approval of May Minutes

The Commission reviewed the minutes from the previous meeting. Mayor Kreitman asked for any corrections or additions but there were none. Commissioner Lady moved that the minutes be approved as distributed; Commissioner Klose seconded the motion. The motion carried and the minutes were signed as presented.

Treasurer's Report

Treasurer Bob Carter distributed the Balance Sheet for May 2016 and the End of Month report for May. Mayor Kreitman asked if there were any questions or discussion. There being none, Mayor Kreitman moved that the report be approved as read. Commissioner Conliffe seconded it. The motion carried.

Treasurer Carter added that he will cut the checks for payments to the Blue Ridge Manor city officials for distribution July 1.

He also noted that his laptop is not working. He will try to have it repaired but it may mean he will need new computer. Commissioner Sims asked if the laptop belongs to the city. Treasurer Carter said that the computer is his but he uses it only for city business. Mayor Kreitman clarified that, if needed, a new computer would be purchased by the city for the Treasurer.

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Old Business

Ordinances 2: Process for Distribution of Property Tax Bills and Collection of Payments and Ordinance 3: Proposed 2016-2017 Budget

Attorney Stan Chauvin distributed Ordinances 2 & 3 for a second reading. Attorney Chauvin said he spoke with Tony Lindauer at the PVA. Preliminary estimates of the property tax revenue will not be final until late July due to homeowners appealing their recent property reassessments and the fact that there may be more homeowners eligible for disability and/or homestead exemptions.

Attorney Chauvin asked John McIntyre for his opinion about Blue Ridge Manor's proposed change to their discount for paying property tax bills early. Mr. McIntyre did not want to give an official opinion because he did not want to create any conflicts of interest with the audit he conducted of Blue Ridge Manor. Informally, he noted that if Blue Ridge were to exceed the 4% maximum collected, there would be two possible courses of action: 1) Make the case at the end of the year that some were overcharged but it would cause a hardship to the commission to try and refund – or 2) refunds could be provided to any homeowners who were charged incorrectly.

Attorney Chauvin noted that discount offered on tax bills are irrelevant to the obligations outlined in the ordinance and that the commission should proceed with the budget as prepared. Attorney Chauvin read Ordinance 2 regarding the process for distributing property tax bills and collecting payment, including a proposed change from a discount of 25% in previous years to 15% if the 2016 tax bill is paid by September 15, 2016 and Ordinance 2 outlining the proposed budget for the city of Blue Ridge Manor. Mayor Kreitman read through Ordinances 2 & 3 and asked for comments or questions. Pursuant to discussion at the last meeting, Mayor Kreitman moved that the early pay discount be changed to 15%. Commissioner Lady seconded it. All voted in favor; motion passed. Mayor Kreitman proposed the ordinances be accepted as written. Commissioner Klose seconded the motion. All voted in favor; motion passed.

Updates

- **Planning and Zoning review of proposal submitted by Blue Rose condominiums:**
Commissioner Conliffe has not received any questions or a final decision from Planning and Zoning.
- **Sidewalk and TARC Stop Construction:**
Mayor Kreitman noted that construction is progressing.
- **Traffic on Shelbyville Road– safety hazards:**
Kevin Adams contacted the state regarding the traffic safety issues on Shelbyville Road, particularly due to the increased number of cars turning left from Shelbyville Road onto Dorsey Lane. In support of his efforts, Mayor Kreitman contacted Metro Councilwoman Julie Denton and the state about the increase in hazards and wrecks in that area. The state noted that a traffic study was done but during construction along that area so they did not determine that changes were needed. Mayor Kreitman will work to encourage the state to conduct another traffic assessment after sidewalk construction is completed.

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New Business

Ordinance 4 Granting a Communications Franchise and Authoring Execution of a Uniform Franchise Agreement and a Uniform Franchise Agreement

Attorney Chauvin distributed Ordinance 4 Granting a Communications Franchise and Authoring Execution of a Uniform Franchise Agreement, as well as the Uniform Franchise Agreement for a first reading. He reviewed the ordinance and agreement and explained that these documents were the result of five meetings between the Jefferson League of Cities and attorneys representing the Home Rule cities in Jefferson County. If the City of Blue Ridge Manor decides not to accept the agreement and Ordinance 4, Google Fiber could go ahead and operate in our city but it would cost the city much more money than if we decide to join the other cities to allow Metro Government to act as one body. Attorney Chauvin said that Blue Ridge can still object to specific equipment that Google Fiber may want to install.

Metro Government is asking that the Home Rule cities vote on the Franchise Agreement and Ordinance 4 as soon as possible. Attorney Chauvin asked if the commission would hold a short special meeting in order to conduct a second reading and vote. Commissioner Lady made a motion that the Blue Ridge Manor Commission hold a special meeting on Thursday, June 30, 2016 at 7:00 p.m. at Middletown Fire Station Division 2. Commissioner Klose seconded the motion. All voted in favor; motion passed.

Distribution of Ordinances to BRM Residents

As required by statute, a summary of each ordinance will be published in the next City of Blue Ridge Manor's newsletter.

Oath of Office

Elizabeth McDaniel swore her oath of office as the new City Clerk of Blue Ridge Manor. She was found to be qualified, having never fought or aided in any duels.

Commissioner Reports

Art Sims - Public Safety: No Report

Hans Klose - Public Property & Finance: No Report

Ken Conliffe - Public Works & Sanitation

Commissioner Conliffe noted an increase in the number of items removed on Junk Day over past years.

Porter Lady - Parks & Recreation:

Arrow Electric has not yet been out to cover the wiring for the lighting in the park and these trenches throughout the park are a safety hazard. Commissioner Lady has had trouble reaching his contact at Arrow to get this resolved. The wiring needed to be exposed so that it could be verified by state inspectors. Commissioner Lady told the receptionist at Arrow that he cannot pay their invoice until the work has been completed. Commissioner Lady offered Arrow Electric his services in landscaping to cover the wiring if Arrow does not have a landscaper – and he is waiting to hear back.

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Commissioner Reports/Parks and Recreation – continued

Commissioner Lady noted there had been a complaint by a park neighbor of people playing basketball in the park while drinking beer and playing loud music. Commissioner Lady and a Jeffersontown police officer inspected the area but found no evidence of the reported activity. The park neighbor noted that the court order required Blue Ridge Manor to construct a gate at the entrance to the park. There is a barrier currently in use.

After much discussion, it was determined that Blue Ridge Manor must install the gate at the entrance to the park's parking lot because it does not own/have the rights to construct it further up Dorsey Way towards Shelbyville Road. Attorney Chauvin suggested the city go ahead and install a gate so as not to risk being held in contempt of the court order. Commissioner Lady thinks it will be best for the gate to have an electric closure so he will get with Arrow Electric for suggestions and estimates.

Commissioner Lady noted that loads of mulch have been delivered to the park and will be spread this week.

There being no additional business or discussion, Mayor Kreitman made a motion to adjourn the meeting at 8:08 p.m. Commissioner Klose seconded the motion; motion passed.

Respectfully submitted:

Elizabeth McDaniel, City Clerk

Carla Kreitman, Mayor