

# CITY OF NORBOURNE ESTATES

## January 08, 2019 Regular Meeting Minutes

The regular monthly meeting of the City of Norbourne Estates Board of Commissioners was held on January 08, 2019, at the St. Matthews Fire Department, 240 Sears Avenue. With a quorum present, Mayor Heskins called the meeting to order at 6:00pm. The following City officials were in attendance; Commissioners Bert Erny, Kevin Thomas, Commissioner/Treasurer Elena Marquette, and Clerk Jerry Brown. Commissioner Jeff Daiber was not present. Six guests attended, attendance record is on file.

### ELECTION RESULTS & OFFICIAL OATH OF OFFICE

The oath of office was administered to newly re-elected Kevin Thomas by Notary James Hodge, Legal Counsel for the City of Norbourne Estates. The term of this office began January 1, 2019.

Comm. Erny made a motion to approve and distribute the December 11, 2018 Regular Meeting Minutes. Mayor Heskins seconded the motion, it passed unanimously.

The Treasurer's Report together with the bank statement for December 2018 was presented. Comm. Erny made a motion to approve the report for audit. Mayor Heskins seconded the motion, it passed unanimously.

Clerk Brown read the following invoices to be paid in January;

Elena Marquette, Treasurer (January)	\$500.00	LG&E (Breck – 11/15-12/15)	\$44.00
Jerry Brown, Clerk (January)	\$800.00	LG&E (Browns – 11/14-12/15)	\$41.32
Clerk Expenses (January)	\$92.66	James Hodge, Atty. (fees – December)	\$385.00
NSAP Security (December)	\$910.00	Linda K. Ain, Atty. (legal – cable)	\$360.00
Waste Management (December)	\$2,465.00	Klausing Group – leaf removal 12/13	\$793.10
LG&E (lights – 11/15-12/14)	\$809.29	Sarah Jane Dufour – Norbourne Halloween	\$227.74
LG&E (Breck – 10/18-11/15 corrected)	\$20.85	Jeff Daiber – reimburse, Design Study lunch	\$48.65

### COMMITTEE REPORTS

#### Security, Finance & Communication

Security Officer Sgt. Tulio Tourinho's report was received.

#### Ordinance & Resolutions

Mayor Heskins recognized resident Ellen Call to present a request for an encroachment permit for the installation of a flagstone walkway across the City right of way from her residence to the pavement at 4039 Saint Ives Court. After review of the description and document presented, Comm. Erny made a motion to approve the request. Comm. Thomas seconded the motion, it passed unanimously.

Mayor Heskins recognized City Attorney James Hodge to present a summary second reading of Ordinance 01, Series 2019, for establishing a Communications Service Franchise Ordinance within the City of Norbourne Estates. Mayor Heskins then recognized resident Ellen Call who requested the Commission to table the adoption for this meeting and provide opportunity for a review of the ordinance. Ms. Call represents a telecommunications company and, as a resident, may provide constructive improvement. Comm. Erny made a motion to table; Comm. Thomas seconded the motion, it passed unanimously.

Mayor Heskins recognized resident Kathleen Mandlehr who expressed concern regarding the increasing nature of construction within the City that may be in violation not only of the building code by which we are governed but also in disregard for the intent and nature of the Ordinances of the City of Norbourne Estates. Ms. Mandlehr and others expressed the concern that the trend of building out compromises the character of the city. The commissioners note the purpose of our building ordinance is and does express an agreement and covenant among residents to maintain a certain standard for our community. This ordinance is grounded in the Louisville Metro Land Building Code, which would otherwise supersede the Norbourne Estates Building Code and Residential Standards. All parties expressed disappointment with the tendency of Louisville Metro to show leniency in the application of the code, notwithstanding compliance efforts on behalf of Norbourne Estates.

After much discussion, the Board has begun to investigate alternatives to achieve the preservation of our city's unique characteristics. Those alternatives include: ceding our status to annexation by the City of Saint Matthews, establishing a Homeowners Association, and/or having ourselves declared an Historic District. The Mayor has endorsed two of our residents to explore these and other options. Any change to the status of the city would call for significant community input and agreement.

### **Grounds & Landscape**

Mayor Heskins recognized residents Sara Tuttle and Tim Kraus of the Tree Committee who presented two preliminary projects from local landscape companies for improvements to each of the entrance islands to the City at both Browns and Breckenridge Lanes. They requested the Board to determine a budget amount and direction to proceed in planning and developing the character of these areas. Recognizing the seasonal nature of April to June and financing requirements, the Board agreed to divide the project into two components.

Comm. Thomas made a motion to approve an expenditure not to exceed \$18,000 for landscaping and lighting for the entrance islands at the Browns Lane entrance at Norbourne Boulevard. Mayor Heskins seconded the motion, it passed unanimously. Comm. Thomas then made a motion to approve an expenditure not to exceed \$18,000 for landscaping and lighting for the entrance islands at the Breckenridge Lane entrance at Norbourne Boulevard. Mayor Heskins seconded the motion, it passed unanimously.

Tim Kraus then reported that the Tree Committee is continuing efforts to plant additional trees to replace those removed as damaged and diseased, possibly with the assistance of grants from MSD, and to be achieved during the optimum planting season.

Mayor Heskins then recognized Commissioner Kevin Thomas who submitted his resignation from the Norbourne Estates Board of Commissioners. His resignation states “It has been my pleasure to serve the city of Norbourne Estates and I look forward to returning to my role as a private citizen.” After discussion, Comm. Erny reluctantly made a motion to accept the resignation; Comm. Marquette seconded the motion, it passed.

Comm. Erny made a motion to adjourn the meeting at 8:25pm. Comm. Marquette seconded the motion, it passed unanimously.

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Lucy Heskins, Mayor

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Jerry Brown, City Clerk

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