

City of Broeck Pointe

SPECIAL MEETING MINUTES of October 11, 2022

1-1 CALL TO ORDER

Mayor, Mark Petruska called the special meeting to order at 7:30 p.m. Those present were:

Mark Petruska, Mayor
Wendy Petruska, Commissioner
Robin Cecil, Commissioner
Monty Fields, Commissioner
Barbara Miller, City Clerk

Ken Faulkner, Resident
Mark Porta, Resident
Tony Zaloumi, Resident
Matt Sallée, Resident

Ken Faulkner wanted it to be known that the procedure for calling a special meeting was not handled properly and that we were in non-compliance because we did not notify residents in writing.

The notice of the special meeting was posted on Facebook and the sign was placed at entrance to city several days before the meeting. The PVA notified us on October 5th, (day after our normal meeting) and said that we needed to recalculate our tax rate before they could print our tax bills. Mark met with Attorney, Sean Killean to assist with how to calculate the new tax rate. City did not have time to send out notice to residents in a timely manner in order to get everything done.

It was the Commission's understanding after reviewing the Kentucky Revised Statutes for a declaration of an emergency meeting (KRS 61.823 (5)), consulting with Attorney Sean Killean and following his advice, and given the extreme time constraints to get an ordinance passed to prevent a budgetary crisis, the Commission made "all reasonable effort" to notify residents of the special meeting; however, the commission agreed to look into better ways of communication of City business to the general public.

Tax rate changed from 21 ½ cents per \$100 to 16.3 cents per \$100.

Mark motioned to approve the new tax rate of 16.3 cents per \$100 with the changes added for amendment to Ordinance #2 changing to Ordinance #4. Robin seconded.

Ordinance No. 4, Series 2022

An Ordinance repealing and replacing Ordinance No. 2, Series 2022, providing for the levy of ad valorem taxes for City purposes for the fiscal year ending June 30, 2023.

Whereas the Broeck Pointe City Clerk was notified by the Jefferson County PVA that, due to the recent assessment of property in the city, property values had increased significantly, and the revenue put forth within the city budget (Ordinance No.3, Series 2022 Addendum 1) resulted in an increase of 4% over the amount of revenue produced by the compensating tax rate which is a violation of KRS 68.245. The City Commission declared an emergency in accordance with Kentucky Municipal Statutory Law and called a special meeting to lower the tax rate by ordinance to be in compliance with KRS 68.245 after conferring with a municipal law attorney.

Mark Petruska –	voted Yay
Wendy Petruska –	voted Yay
Robin Cecil –	voted Yay
Monty Fields –	voted Yay

The commission will reexamine the budget for this year with the new tax rate at the next meeting.

ADJOURNMENT

Mark motioned to adjourn the meeting at 8:00 p.m. Wendy seconded, all in agreement.

Submitted by: _____

Barbara Miller, City Clerk/Treasurer

Approved by: _____

Mark Petruska, Mayor