

**MINUTES - RESIDENTS INC.**  
**The Colony Neighborhood Association Meeting**

**St. Raphael's Church**  
**7:30 p.m. May 23, 2000**

**CALL TO ORDER** The meeting was called to order by President Lowell Bush

**INTRODUCTIONS** President Lowell Bush welcomed new residents John and Julie Springer

**MINUTES** The minutes of the 5/25/99 meeting were read and approved as presented

**TREASURER'S REPORT** Treasurer Luann Burnett reported a starting balance of \$3429 36 She noted that \$1058 50 was collected in 1999 for the Lexington Versailles Road Corridor Coalition (LVCC) However, only \$850 00 was actually paid out, leaving a discrepancy of \$208 50 This \$208 50 was added to \$400 00 that was collected for the LVCC for 2000, making a total of \$608 50 paid out for the LVCC for 2000 The ending balance stands at \$2359 50 There was no activity in the legal fund this year, which still holds a total of \$614 77 (see attached report)

**LEXINGTON VERSAILLES ROAD COALITION** Mr Todd Strecker was introduced He explained the functions and goals of the LVCC, and encouraged our participation Some concerns were raised, including a )Airport Development -existing runway to be extended b ) The College -which now stands empty and is no longer zoned for commercial use c ) Calumet Farm d ) Keeneland- LVCC's stance is that growth should be confined to the north, where we can't see it e ) Versailles Road Volume and Traffic- longterm plans are to extend 6 lanes for the entire distance, which LVCC is fighting f ) Rex Martin's Castle g ) Traffic Calming President Bush pointed out that one of the fruits of the LVCC's labors was the beautification of the Thrifty Car Rental, which came out reasonably well, and that we should continue to support this cause

**GENERAL DISCUSSION**

1 ) Snow Removal Mr Dennis brought up the issue of snow removal President Bush stated that the hiring of a private contractor was not pursued because of the steep price

2 ) Resident's Inc Newsletter and Website Mrs Dennis said that she would like to see a website devoted to our Association, posting a quarterly Newsletter It was noted that some residents don't have email and would be left out of a website newsletter Several people volunteered to deliver the newsletter to those without email addresses Concern was raised about cost President Bush said that he thought there was room in the budget for a year long trial, but that we may need contributions after that

**MOTION:** Randy Daniel moved that we go ahead with the trial quarterly Newsletters This was approved

3) City Government Re Fall Haul It was announced that hazardous wastes would be picked up on Saturday Sept 30th and that the city was looking for volunteers for this endeavor

4 ) Megan's Law Legislation It was noted that the Sheriff will no longer notify each neighborhood of residents who are convicted child molesters This information will only be available on the Kentucky State Police website Fred O'Bryan suggested that those concerned check it periodically However, it was decided that one member would periodically check the website, and notify other residents ONLY in cases of concern

5 ) Entrance to The Colony It was reported that the lights are ready for the front entrance, the plants are ordered, and the first triangle should be landscaped within the next couple of weeks

6 ) Large Pond It was stated that 5 wells were drilled, but they didn't produce much water It was noted that with the liner in place it should hold more water Jeanne Thornhill expressed concern about the liner, saying it was dangerous because it is so slippery Also, discrepancies were noted as to the location of the proposed 'walking path' President Bush said that as far as he knew, it was still planned to connect Standish with the pond via a path located next to the Smith residence However, he conceded that maps he'd seen were conflicting

7 ) Small Pond Mrs Springer had concerns about the water retention of the small pond next to their property Will there be fencing or landscaping done? She said that people use the pond to fish, and that it also has a foul odor President Bush advised a call to Developer Bill McAlpin

8 ) Speed Humps and Traffic Control President Bush reported that the original speed hump was taken out because it was not put in up to standards Apparently the original had flattened because it was not supported properly As soon as most construction is completed, the speed humps will go in It was stated that they need to be constructed in warm weather Discussion ensued about number and placement of speed humps Some residents don't see a speed problem Others disagreed Frank Rose suggested speed humps approximately 100-150 ft from the convergence of Standish and John Alden

**MOTION:** Frank Rose moved that we expedite Speed Hump Installment Procedures, working with the city regarding placement and number This was approved

9) Standish Circle Development Concerns were raised about the stalled development here Randy Daniel reported that he's spotted real estate salespeople trying to "hardsell" these bedrock-ridden lots Other than being mowed periodically, this area seems to have no activity Also, there was discussion about a security light that was taken down in this area about 5 years ago Vice President Fred O'Bryan explained that it was taken out because it was so bright Carin Lovell says she spotted teenagers partying and throwing trash and that maybe the light should be put back up Jane Baumohl said that she would not object to a new light, but maybe it should be decorative, like the ones in the triangles Concerns were raised as to who would pay for the new light President Bush said that it would be the Colony's responsibility, and that the new board would look into it, and present a cost report for approval

10 ) Standish/John Alden Stop Sign Jane Baumohl and Mr Grogan both cited instances where vehicles (especially construction vehicles and even a school bus) were ignoring the stop sign It was feared that since the new development will ultimately have more residences than are on Standish, that majority would rule and the right of way would go to John Alden President Bush assured that the board would pursue the matter with the traffic engineers regarding our objections, but that ultimately it was the City's decision

11 ) New Development Violations Many residents mentioned new construction features that violated the agreement, such as cinder block construction and garages facing the street Vice President O'Bryan stated that he couldn't stress enough that "The Squeaky Wheel gets the Grease" and that concerned residents should call Bill McAlpin at 252-7104

OFFICERS The following slate of officers for the coming year was presented

President Fred O'Bryan

Vice President Lowell Bush

Secretary Laura Kessler

Treasurer Luann Burnett

At Large Jane Baumohl, Dana Maloney, Carin Lovell

No other nominations were made and the slate was accepted unanimously by acclamation The slate was thus approved

Frank Rose moved for adjournment

Respectfully submitted,

Laura Kessler, Secretary

A handwritten signature in cursive script, appearing to read "Laura Kessler".

**Resident's Inc. Treasurer's Report**  
**General Membership Meeting May 23, 2000**

**Colony General Fund**

Beginning Balance MAY 25, 1999 \$2287.62

**Receipts**

Member Light Fund Contributions	\$672	
Lex-Versailles Corridor Coalition	\$400	
Interest Income(6-99thru5-00)	\$65.74	
Incidental Income	\$4.00	
subtotal		\$1141.74
<b>TOTAL RECEIPTS</b>		<b>\$3429.36</b>

**Disbursements**

KY Utilities	\$200.00	
KY State Treasurer-99&00	\$ 8.00	
POSTAGE	\$26.40	
PRINTING COLONY	\$26.50	
DIRECTORY		
<b>Total Disbursements</b>		<b>\$260.90</b>

ENDING BAL.(5-15-00) \$3,168.46

<b>ACCOUNTS PAYABLE</b>	KY.Utilities (pd.5-20)	\$200.00	
	Ver.Rd.Coal.(1999)	\$208.50	
	Ver.Rd.Coal.(2000)	\$400.00	
	subtotal		\$808.50

ENDING BAL.BY 5-31-00 \$2359.96

**COLONY LEGAL FUND** NO ACTIVITY (5-99/5-00)

ENDING BALANCE \$614.77

Respectfully, Lu Ann Burnett  
Treasurer

# SIGN IN Please

2000

1. Mandy & Cairn Lovell
2. Melba Yeary
3. Sam & Susan White
4. Julio + John Springer
5. Sharon & Bill Larmour
6. Lowell Bush
7. Jeanne Thornhill
8. Bud M O'Bryan
9. E. R. Danhof
10. Sally Heller
11. Doris Vineyard
12. Chuck Vineyard
13. Mary Deuff
14. Mildred & Charles Lawrence
15. Alvin Taylor
16. Bill & MARTHA Taylor  
MSTAY151@IX.NETCOM.COM  
WHTT@AOL.COM
17. Jean & Sandy Sandifer
18. Lynn & Virginia Grogan
19. Frank Rose
20. Jane & Scott Dennis
21. Jane Baumohl
22. Helen Ligon
23. MYRA JACKSON
24. Tommy Ward
25. Dan Huber CHUBER@PRODIGY.NET
26. WALT WHITLOW WHITLOW2000@HOME.COM
27. Barbara W Leedingham

28- Max Crocker mCrocker@POP.414.EDU

29- Barbara Crocker barbara.crocker@realtor.com

30- Holly Wade

**Resident's Inc.**  
The Colony Neighborhood Association

August 19, 2000

Steven Howard  
Eagle Engineering  
2351 Versailles Road  
Lexington, KY, 40504

Dear Mr Howard,

Enclosed are the minutes of our meeting on August 9, 2000 for the J Willimas Inc. partners and yourself

I have received several phonecalls on the recent berm placed in the triangle at Colonial and John Alden This berm is to be an earth berm as stated in our contract It is not an earth berm I would appreciate your immediate action on this before this mulch berm is washed down the street and into yards

I am looking forward to your letter on our concerns

Sincerely,

Fred O'Bryan  
President, Resident's Inc

cc Fred O'Bryan, Lowell Bush, Laura Kessler, Walt Whitlow, Dan Huber, Frank Rose, Bruce Simpson Jr (Attorney at Law), Bill McAlpin (Partner, J. Williams Inc.) Steven Howard

# Resident's Inc.

## The Colony Neighborhood Association

Report on the Meeting of Colony Officers and Committee Members with Developers of John Alden Estates

Date August 9th, 2000

Place Eagle Engineering Offices

Present Fred O'Bryan, President

Laura Kessler, Secretary and Recorder

Walt Whilow, Co-Chairman, Committee on New Development

Dan Huber, Co-Chairman, Committee on New Development

Frank Rose, Resident

Steven Howard, Partner, J Williams Inc Representative

Purpose To address concerns over lack of completion of projects, and violations of building restrictions in the agreement between Resident's Inc (Colony) and J Williams, Inc

Issues Discussed

- 1 ) Landscaping- triangle improvements and entryway either partially completed or not yet begun
- 2 ) Lighting at front entryway- lights not turned on yet
- 3 ) Berm backing up to New Circle Road- tree plantings not done yet
- 4 ) Speed Humps- lack of installment
- 5 ) New Houses- violations in building restrictions
- 6 ) Lakes- dangerous situation with liners

Response Steven Howard said that he would send a letter within two weeks confirming completion dates of these concerns

It has been over three years since the new development has started. It is strongly felt by Resident's Inc that this has been more than enough time to complete the issues discussed above. Resident's Inc requests completion dates on these issues of concern. It is our position that if these concerns are not completed in a time frame, we are prepared to go to litigation, as suggested by our lawyer, Bruce Simpson Jr.

Respectfully Submitted,

Laura Kessler  
Resident's Inc Secretary

cc Fred O'Bryan, Lowell Bush, Laura Kessler, Walt Whilow, Dan Huber, Frank Rose, Bruce Simpson Jr (Attorney at Law), Bill McAlpin (Partner, J Williams Inc ), Steven Howard



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It has been over three years since the new development has started <sup>(2)</sup> ~~It is strongly felt by Resident's Inc. that this has been more than enough time to complete the issues discussed above~~ Resident's Inc requests completion dates on these issues of concern. It is our position that if these concerns are not completed in a time frame, we are prepared to go to litigation, as suggested by our lawyer, Bruce Simpson Jr

Respectfully Submitted,

*Laura Kessler*

Laura Kessler

Resident's Inc Secretary

cc Fred O'Bryan, Lowell Bush, Laura Kessler, Walt Whitlow, Dan Huber, Frank Rose, Bruce Simpson Jr (Attorney at Law), Bill McAlpin (Partner, J Williams Inc ), Steven Howard

an agreed upon

purpose:

To express serious concern over protracted ~~break~~ breaches of the contractual agreement between Residents Inc and J. Williams Inc dated July 25, 1997

① Specific ~~with~~ violations and concerns discussed during the meeting included but are not limited to the following:

② This has far exceeded the time frame as set forth in our contractual agreement. Residents Inc requests completion ~~with~~ dates on these issues of concern. It is our position that if these concerns are not completed in ~~a~~ time frame as agreed ~~in our contract~~, we are prepared to take any and all actions necessary to ~~protect our rights~~ ~~under our agreement~~.

~~to ensure that our rights are protected. After~~  
~~explaining everything today with our lawyer Bruce~~  
~~Simpson Jr. regarding these issues, our suggestion~~  
~~was to go to litigation.~~

There was  
a meeting

~~I~~ ~~met~~ with our lawyer, Bruce Simpson Jr, earlier today. He suggested that one option available to us ~~was~~ was litigation. Steve Howard said that he would send a letter within two weeks confirming completion dates of these concerns