

**City of Brownsboro Farm  
Special Meeting of the Pool  
Wednesday, August 23, 2023**

A special meeting of the City of Brownsboro Farm Commission was held on Wednesday, 8/23/23 regarding the pool contract with PPM. The meeting was called to order at 7:30 pm by Mayor Jimmy Stout, 2<sup>nd</sup> by Commissioner Brian Augustine. Present were Mayor Jimmy Stout, Commissioner Katie Danner, Commissioner Richard Moorehead, Commissioner Laura Mosher, Commissioner Brian Augustine and City Clerk/Treasurer Jennifer McIntyre. Also in attendance was Missy Mahanes, John Shea, Matt & Tara Work, Aaron & Amanda Colpo, Joel Tudor, Michael Danner and Louis & Debbie Kaufman.

**Pool Contract**

Discussion on the problems with the balance due to PPM in which City of Brownsboro Farm only shows amount due for 2<sup>nd</sup> lifeguard in the amount of \$2,864.

PPM has cut off lifeguards for nonpayment and father and son don't communicate.

PPM has not done a good job running the pool and Commissioner Laura Mosher has documentation proving this point.

City of Brownsboro Farm has supplied the lifeguards and the supplies to get lifeguards certified. There have been several write ups from the Health Department in which City of Brownsboro Farm has had to fix on their own or with the help of Phoenix Pools. PPM never realized that the impeller was broken on the original motor.

Instructions were given to PPM to schedule lifeguards after hiring Phoenix Pool for repairs.

PPM has threatened that there was a violation in their contract for using their lifeguards after giving them a 30-day notice of cancellation.

On 8/22/23 City of Brownsboro Farm's attorney, Jim Hodge received an email from PPM's attorney which was interpreted as follows:

1. City of Brownsboro Farm did not render payment of contractual agreement
2. City of Brownsboro Farm was not willing to fix pool repairs
3. PPM will not service provider due to nonpayment
4. Restricted covenants regarding noncompete
5. Lawsuit of \$25,000 and damages totaling \$175,000
6. City of Brownsboro Farm was accused of speaking badly to other pools about PPM


City of Brownsboro Farm has called insurance provider regarding impending lawsuit and will move forward with the Kentucky League of Cities.


Effective immediately City of Brownsboro Farm will not use any of PPM's lifeguards. City of Brownsboro Farm will try and get lifeguards out of the district. This could mean that there will be no lifeguards every day as 2 will be needed. Will work with Mary T. Meagher Aquatic Center to find lifeguards as they can work longer than 4 hours.

Motion by Mayor Jimmy Stout, 2<sup>nd</sup> by Commissioner Katie Danner to have a no contact order with PPM as Kentucky League of Cities will be handling. Passed unanimously.

In order to rent the pool there will need to be 2 lifeguards on duty and will not be able to use PPM lifeguards.

Motion to adjourn the meeting at 8:36 pm by Mayor Jimmy Stout, 2<sup>nd</sup> by Commissioner Katie Danner. Passed unanimously.

  
\_\_\_\_\_  
Jimmy Stout, Mayor

  
\_\_\_\_\_  
Jennifer McIntyre, City Clerk