

**CITY OF JEFFERSONTOWN, KENTUCKY  
MINUTES  
COUNCIL MEETING  
AUGUST 2, 2010  
6:00 P. M.**

Mayor Foreman called the Meeting to order at 6:00 P.M. The following Councilmembers were present: Kay Ackerson, Bill Dieruf, Anita Johnson, Ray Perkins, Daniel Ruckriegel, David Quinlan and Pam Ware. Councilmember Carol Pike was absent. Also present Fred E. Fischer, City Attorney, and Jim Leidgen, Clerk-Treasurer.

**CALL TO ORDER**

Reverend Tom Dillard gave the opening prayer which was followed by the Pledge of Allegiance.

**PLEDGE OF ALLEGIANCE**

Chief Richard Sanders joined Mayor Foreman to congratulate and formally recognize the promotion of Officer Alex Payne to the rank of Sergeant.

**PROMOTION:  
SGT. ALEX PAYNE**

Mayor Foreman recognized David Beatty, 9213 Auburn Avenue, who addressed the City Council regarding maintenance issues and vandalism at Auburn Park. Mr. Beatty suggested that additional lighting and the trimming of trees would provide a better visual into the park to deter unacceptable behavior.

**DAVID BEATTY:  
AUBURN PARK**

Mayor Foreman recognized Barbara Magruder, 3017 S. Melrose Drive, who addressed the City Council regarding maintenance issues and the congregation of teenagers at all hours of the night at Auburn Park. Chief Sanders and the Jeffersontown Police Department have responded to the neighborhood calls and have increased patrol of the area. Ms. Magruder suggested a "Dusk to Dawn" ordinance be enacted for all the parks, or site specific to Auburn Park, which would allow the Police Department to enforce the law. A discussion followed. Mayor Foreman encouraged Ms. Magruder and other residents of the Auburn Park neighborhood to call the Police Department whenever they suspect inappropriate behavior in the park rather than to personally confront any individuals. Mayor Foreman has instructed the Parks & Recreation Department to take better care of Auburn Park. Councilmember Anita Johnson made a motion to have Carol Pike, Chair of the Parks & Recreation Committee, call a meeting and request a draft from the City Attorney of an ordinance relating to the hours of operation specific to Auburn Park. After further comment from the City Attorney, Councilmember Johnson amended her motion to request the City Attorney draft an ordinance relating to Auburn Park for consideration and

**BARBARA  
MAGRUDER: AUBURN  
PARK**

review by the City Council by the next Council Meeting, reserving the hours of operation to be determined by the City Council, and any violation of the ordinance to constitute criminal trespass and directed downtown to District Court. Councilmember Bill Dieruf seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

Mayor Foreman recognized Jane Mueller, 1305 Bentwood Way, who noted that Mayor Foreman and Donnie Hardin, Director of Public Works, had met with her in the Woodcroft neighborhood to discuss areas needing attention from the City. Mayor Foreman will provide a report on the findings of this meeting for Ms. Mueller to share with the Woodcroft residents as soon as necessary information to complete the report is received from Metro Louisville.

**JANE MUELER:  
REPORT FOR  
WOODCROFT**

Councilmember David Quinlan made a motion to approve the Minutes of the Council Meeting of July 21, 2010, as distributed. Councilmember Bill Dieruf seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**MINUTES: 7/21/2010**

Councilmember Daniel Ruckriegel made a motion to approve General Fund Warrant No.1283, as distributed. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**GENERAL FUND  
WARRANT NO. 1283**

Councilmember Daniel Ruckriegel made a motion to approve Road Maintenance Warrant No. 671, as distributed. Councilmember Anita Johnson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**ROAD MAINTENANCE  
WARRANT NO. 671**

Mayor Foreman called for the First Reading, by title only, of Ordinance No. 1258, Series 2010: An Ordinance Relating to Amendment of Section 111.16: License Fees, of the City of Jeffersontown, Kentucky Code of Ordinances Relating to Temporary Licenses for Malt Beverages, Wine and Distilled Spirits. This Amendment was proposed by the City's Alcoholic Beverage Control Commissioner and discussed in a meeting with the City Attorney and Chief of Police. Fred E. Fischer, City Attorney, gave a brief summary of the purpose for the Amendment which addresses the licensing fees of non-licensed holders during special events. A discussion followed. Councilmember Daniel Ruckriegel made a motion for the First Reading, by title only, of Ordinance No. 1258, Series 2010. Councilmember Anita Johnson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED. Fred E. Fischer, City Attorney, read the Ordinance, by title only, and gave a summary of same.

**FIRST READING OF  
ORDINANCE NO. 1258,  
SERIES 2010: AMEND  
LICENSE FEES FOR  
MALT BEVERAGES,  
WINE & DISTILLED  
SPIRITS;TEMPORARY  
LICENSE**

Mayor Foreman introduced Ordinance No. 1259, Series 2010: An Ordinance of the City of Jeffersontown, Kentucky, Authorizing the Issuance of General Obligation Floating Indebtedness Refunding Notes, Series 2010 in the Aggregate Principal Amount Not to Exceed \$750,000; Approving a Form of Note; Authorizing Designated Officers to Execute and Deliver the Notes; Authorizing and Directing the Filing of Notice with the State Local Debt Officer; Providing for the Payment and Security of the Notes; Creating a Note Payment Fund; Maintaining a Sinking Fund; Authorizing Acceptance of the Proposal of the Note Purchaser for the Purchase of the Notes; and Repealing

**FIRST READING OF  
ORDINANCE NO. 1259,  
SERIES 2010:  
FLOATING  
INDEBTEDNESS BOND  
ISSUE/INCURRED  
DEBT - RETIREMENTS**

Inconsistent Ordinances. Fred E. Fischer, City Attorney, gave a brief summary of the need for Ordinance No. 1259, Series 2010, which allows for the continuation of payment toward the Floating Indebtedness Bond Issue and incurred debt for retirements. Councilmember Bill Dieruf made a motion for the First Reading, by title only, of Ordinance No. 1259, Series 2010. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED. Fred E. Fischer, City Attorney, read the Ordinance, by title only, and gave a summary of same.

**COMMITTEE REPORTS:**

Councilmember Kay Ackerson – Public Works Committee – No Report.

Councilmember Bill Dieruf – Planning & Zoning Committee – No Report.

Councilmember Anita Johnson, Economic Development Committee, reported that she, Matt Meunier, the Mayor’s Assistant, and Mayor Foreman met on July 27<sup>th</sup> with Betty Grassel, President of the Chenoweth Hills Homeowners Association, to discuss and clarify issues with respect to the federally mandated sidewalk project currently in progress in the Chenoweth Hills Subdivision. Councilmember Johnson thanked Matt Meunier for his assistance.

**CHENOWETH HILLS MEETING**

Councilmember Johnson reported that Frank Ruman, President of the Jeffersontown Optimist Club, contacted her regarding the repairs needed at of the Gazebo on Town Square. Councilmember Johnson thanked Chris Raque, Director of Permitting and Enforcement, who has secured an Eagle Scout who, if approved, has volunteered for this project.

**GAZEBO REPAIRS**

Councilmember Ray Perkins, Legislative Committee, commented that the red mat currently being used in the sidewalk remediation project is slightly lower than the sidewalk and could cause a possible tripping hazard and cited Watterson Trail at Dell as an example. Mayor Foreman responded that these red mats are called dimpled bricks and must adhere to ADA standards.

**SIDEWALK REMEDIATION: DIMPLED BRICKS**

Councilmember Daniel Ruckriegel, Finance Committee, reported that he had talked to Ned Wertz, with the Kentucky League of Cities Department of Insurance, and was told that the City is covered regardless of whether a gate fee is charged for entrance to a park event; however, the leagues must have team coverage as well and the City needs a copy of that coverage before they can proceed. A discussion followed. Fred E. Fischer, City Attorney, commented that it is in a leagues best interest to also have liability insurance coverage. Mr. Fischer asked that the email from Ned Wertz, as an agent and officer of KLC, be passed to the City Clerk to be kept as a permanent record in case this issue comes up again; KLC has acknowledged that the City is covered.

**KLC INSURANCE COVERAGE: GATE FEES**

Councilmember Ruckriegel made a motion to authorize the City to purchase Hoot Owl decoys to place in the pavilion rafters at Skyview Park to eliminate the droppings from birds roosting at the facility. Councilmember Kay Ackerson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

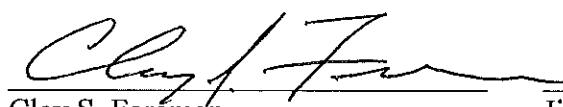
**SKYVIEW PARK  
PAVILION: HOOT  
OWL DECOYS**

Councilmember David Quinlan – Safety Committee – No Report.

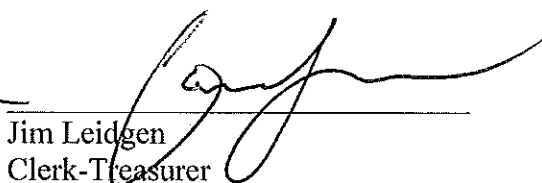
Councilmember Pam Ware – Administrative Committee – No Report.

There being no further business to come before the Council, Councilmember Bill Dieruf made a motion to adjourn. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**ADJOURN**



Clay S. Foreman  
Mayor



Jim Leidgen  
Clerk-Treasurer