

CITY OF JEFFERSONTOWN, KENTUCKY
MINUTES
COUNCIL MEETING
JULY 6, 2010
6:00 P. M.

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

CALL TO ORDER

Mayor Foreman announced that Reverend Tom Dillard is in the hospital and asked that everyone keep him and his family in their prayers. Councilmember Anita Johnson delivered the opening prayer which was followed by the Pledge of Allegiance.

PLEDGE OF ALLEGIANCE

Mayor Foreman recognized Bob Sweasy, 4202 Prince Lane, who expressed his thanks for the drainage project the City has completed on Prince Lane.

BOB SWEASY – PRINCE LN. DRAINAGE PROJ.

Mayor Foreman recognized Jane Mueller, 1305 Bentwood Way, who presented drainage and sidewalk issues on Linn Station Road and Pollitt Court in the Woodcroft Subdivision which need to be addressed by the City.

JANE MUELER – WOODCROFT SUBD. DRAINAGE/SIDEWALK

Mayor Foreman recognized Larry Head, President of the Jeffersontown Little League, who addressed the City Council with a request from the Cal Ripken/ Babe Ruth District Commissioner to collect gate fees during the upcoming tournament games at Skyview Park. A discussion followed. In response to Councilmember David Quinlan, Fred E. Fischer, City Attorney, noted that the City waives its immunity when a party sponsoring an event charges a gate fee. Only if the City is named as an additional insured on that party's policy is the City protected. Councilmember Daniel Ruckriegel made a motion to check with Kentucky League of Cities (KLC) to see if the City retains coverage if gate fees are charged for this tournament; and, if KLC's response is negative, he asked that the City pay for the insurance rider providing the necessary coverage for this tournament. Councilmember Anita Johnson requested that only this tournament be considered for now, with a Parks & Recreation Committee Meeting scheduled at a later date to discuss this issue more thoroughly and provide a policy recommendation for future requests. Councilmember Daniel Ruckriegel withdrew his motion. Councilmember Ray Perkins made a motion to allow Cal Ripken to hold their District Tournament at Skyview Park this weekend and charge admission with the stipulation that they provide a Five-Million Dollar (\$5,000,000.00) rider on their insurance policy naming the City of Jeffersontown as an additional insured. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

SKYVIEW PARK TOURNAMENT GATE FEES

Councilmember David Quinlan made a motion to approve the Minutes of the Council Meeting of June 16, 2010, as distributed. Councilmember Ray Perkins seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

MINUTES: 6/16/2010

Before a motion on the General Fund Warrant, Councilmember Anita Johnson requested information on the phone bill for the Plainview facility since it is noticeably higher in comparison to other City property phone bills. Mayor Foreman will look into this and get back to Councilmember Johnson. Councilmember Daniel Ruckriegel made a motion to approve General Fund Warrant No.1281, as distributed. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**GENERAL FUND
WARRANT NO. 1281**

Councilmember Daniel Ruckriegel made a motion to approve Road Maintenance Warrant No. 670, as distributed. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**ROAD MAINTENANCE
WARRANT NO. 670**

Mayor Foreman called for the Second Reading, by title only, of Ordinance No. 1257, Series 2010: An Ordinance Relating to a Change in Zoning from C-N Commercial Neighborhood to C-1 Commercial on Property Located at 9900, 9902 and 9908 Taylorsville Road, Containing 2.144 Acres and Being in the City of Jeffersontown, Kentucky. Councilmember Ray Perkins so moved. 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.

**SECOND READING
ORDINANCE NO. 1257,
SERIES 2010: CHANGE
IN ZONING – 9900,
9902 & 9908
TAYLORSVILLE RD.**

Councilmember David Quinlan made a motion to adopt Ordinance No. 1257, Series 2010. Councilmember Anita Johnson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**ADOPT ORDINANCE
NO. 1257, SERIES 2010**

COMMITTEE REPORTS:

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

Councilmember Anita Johnson, Economic Development Committee, provided an update on Reverend Dillard's condition and thanked Chief Sanders for keeping the City Council informed of his progress. In response to Councilmember Johnson's request for a status report on the handicap sidewalks accessibility project, Mayor Foreman noted that this project is part of the American Recovery and Reinvestment Act with the Transportation Cabinet responsible for the bidding and construction management. The contractor has been selected and a fall completion date has been projected.

**HANDICAP
SIDEWALK
ACCESSIBILITY
PROJECT (ARRA)**

Councilmember Ray Perkins – Legislative Committee – No Report.

Councilmember Daniel Ruckriegel, Finance Committee, commented on the loss of revenue to the City due to the Council's decision with respect to RUMPKE.

Councilmember David Quinlan, Safety Committee, requested an update on the repaving of Watterson Trail. Mayor Foreman responded that MAC Paving of New Albany, Indiana, was selected by Louisville Metro for the project, which is being funded under the American Recovery and Reinvestment Act. This is Louisville Metro's Project with the repaving of Watterson Trail from Bardstown Road to Ruckriegel Parkway scheduled to be done in the evenings and a deadline of August 31, 2010, projected for completion of the project. Further discussion followed regarding the maintenance of property on Watterson Trail from the entrance of Mansfield Estates to the entrance of Watterson Woods. Matt Meunier, Mayor's Assistant, reported that the water drainage issue in front of Mansfield Estates is currently being evaluated by Louisville Metro.

**WATTERSON TRAIL
REPAVING
PROJECT**

Councilmember Bill Dieruf made a motion to recess into Executive Session for the purpose of discussing proposed or pending litigation. Councilmember David Quinlan seconded the motion. MOTION WAS UNANIMOUSLY CARRIED. Fred E. Fischer, City Attorney, asked the record to reflect that this recess is called pursuant to KRS 61.810(1)(c) for the purpose of discussion of proposed or pending litigation.

**RECESS:
EXECUTIVE
SESSION**

Councilmember David Quinlan made a motion to Reconvene the Council Meeting. Councilmember Anita Johnson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED. Fred E. Fischer, City Attorney, asked the record to reflect that no final action was taken in Executive Session

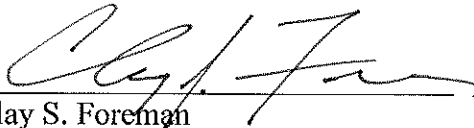
**RECONVENE
REGULAR MEETING**

Councilmember Bill Dieruf made a motion to pursue a possible Grant for the purchase of the property next to City Hall, the Winston Irvin property, and to authorize Mayor Foreman to negotiate with the owners for the purchase of said property should the Grant become available. Councilmember Anita Johnson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

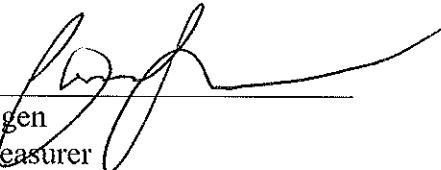
**WINSTON IRVIN
PROPERTY**

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

ADJOURN



Clay S. Foreman
Mayor



Jim Leidgen
Clerk-Treasurer