

**CITY OF JEFFERSONTOWN, KENTUCKY
MINUTES
COUNCIL MEETING
OCTOBER 4, 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, Carol Pike and Pam Ware. 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

Mayor Foreman recognized Randy Reid, 4207 Leo Lane, who asked for clarification on why he is not allowed to park in his own front yard. Fred E. Fischer, City Attorney, explained that, in accordance with the City's Code of Ordinances, cars may be parked in front yards only where hard surfaces have been made available, such as concrete, asphalt and gravel; parking on a grass surface in a front yard is a violation of the City's ordinance.

**RANDY REID:
PARKING IN YARD**

Councilmember Anita Johnson made a motion to approve the Minutes of the Council Meeting of September 15, 2010, as distributed. Councilmember Ray Perkins seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

MINUTES: 9/15/2010

Councilmember Daniel Ruckriegel made a motion to approve General Fund Warrant No.1287, as distributed. Councilmember Carol Pike seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**GENERAL FUND
WARRANT NO. 1287**

Councilmember Daniel Ruckriegel made a motion to approve Road Maintenance Warrant No. 675, as distributed. Councilmember Carol Pike seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**ROAD MAINTENANCE
WARRANT NO. 675**

Mayor Foreman called for the First Reading, by title only, of Ordinance No. 1262, Series 2010: An Ordinance Enacting and Adopting a Supplement to the Code of Ordinances of the City of Jeffersontown, Kentucky. Fred E. Fischer, City Attorney, gave a brief summary of the Ordinance which provides for an updated and annotated codification of the City's Ordinances. Councilmember Bill Dieruf so moved. Councilmember Ray Perkins 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. 1262,
SERIES 2010:
CODIFICATION OF
ORIDNANCES**

COMMITTEE REPORTS:

Councilmember Kay Ackerson – Public Works Committee – No Report.

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

Councilmember Anita Johnson, Economic Development Committee, distributed copies of information she received at the Kentucky League of Cities Conference regarding a summary of general laws relating to Kentucky cities by classification. Councilmember Johnson noted that the Museum’s latest Newsletter showed a significant increase in visitors from July through September. Also Councilmember Johnson extended condolences to the Tom Lovett family.

KLC INFORMATION

Councilmember Ray Perkins, Legislative Committee, requested use of the Jeffersontown Community Center on January 22, 2011, for the Trinity High School’s Baseball Team, with a waiver of the rental fee. Councilmember Bill Dieruf so moved. Councilmember Carol Pike seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**TRINITY HIGH
BASEBALL TEAM:
USE OF COMMUNITY
CENTER**

A list of surplus property, which the City would like to be included in the October 9th auction, was distributed to the City Council for consideration. Councilmember Daniel Ruckriegel made a motion to authorize Mayor Foreman to declare the listed City property as surplus for the Saturday, October 9th City Surplus Property Auction. Councilmember Carol Pike seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**CITY AUCTION:
SURPLUS PROPERTY**

Councilmember Daniel Ruckriegel, Finance Committee, reported that St. Edward Parish has requested use of the Jeffersontown Community Center for their Third Annual Edstravaganza on February 5, 2011, with a waiver of the rental fee. Councilmember Bill Dieruf so moved. Councilmember Ray Perkins seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

**ST. EDWARD PARISH:
USE OF COMMUNITY
CENTER**

Councilmember Carol Pike, Parks & Recreation Committee, reported that in a conversation with Jane Meuler of the Woodcroft neighborhood, she was asked for clarification on the progress of the sidewalks. Mayor Foreman reported the City’s sidewalk crews have completed their work in Woodcroft; however, the ramp portion of the sidewalks is being completed by another contractor with Federal Stimulus dollars. Also, the streetlight for Banyan Court has already been requested.

**WOODCROFT:
SIDEWALK RAMPS &
BANYAN COURT
STREET LIGHT**

Councilmember Pike contacted the Kentucky League of Cities regarding the motion passed at the last Council Meeting to have her vacate her current Council seat and be appointed to fill the vacated seat left by Councilmember David Quinlan’s resignation; with information provided by KLC, she has determined that she does not want to vacate her current seat in order to fill Councilmember Quinlan’s seat and requested Councilmember Daniel Ruckriegel rescind his motion. Councilmember Pike made a motion to appoint

**DAVID OLSHANSKY
APPOINTMENT TO
VACANT COUNCIL
SEAT**

someone else to fill Councilmember Quinlan's seat. A discussion followed. Councilmember Daniel Ruckriegel suggested the seat be left vacant. Mr. Fischer noted that the City Council, within thirty days of the vacancy, shall appoint a replacement; and, if the Council doesn't act within the thirty day period, the Governor may at that time appoint someone. Leaving the seat vacant would only be a problem if a zoning case came before the Council which requires a majority of the full City Council. Fred E. Fischer, City Attorney, commented that Councilmember Ruckriegel's previous motion becomes moot with Councilmember Pike's refusal to vacate her current seat. After further discussion, Councilmember Bill Dieruf made a motion to appoint David Olshansky to fill Councilmember Quinlan's seat. Councilmember Kay Ackerson seconded the motion. Mayor Foreman requested Jim Leidgen, City Clerk, call the roll. The roll was called as follows:

Kay Ackerson	Yes
Bill Dieruf	Yes
Anita Johnson	Yes
Ray Perkins	No
Daniel Ruckriegel	No
Carol Pike	Yes
Pam Ware	No

Jim Leidgen, City-Clerk, announced the seven votes as four votes in favor of the motion and three votes in opposition to the motion, whereupon the MOTION CARRIED.

Councilmember Pam Ware -- Administrative Committee -- No Report.

Mayor Foreman asked the record to reflect that each member of the City Council has received a chart of the City's Bank Accounts and Balances.

CHART OF BANK ACCOUNTS

The City Council was provided information regarding the proposed trash collection service for Cheval Place Condominiums. The property manager and homeowners of Cheval Place have submitted all of the information necessary to meet the guidelines for those neighborhoods considered exceptions within the City limits to make them eligible for this service. Councilmember Carol Pike made a motion to approve the trash collection for Cheval Place Condominiums with our provider, RUMPKE. Councilmember Bill Dieruf seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

CHEVAL PLACE CONDOMINIUMS: TRASH COLLECTION

A copy of all Funding Request Applications has been provided to the City Council for their consideration. Mayor Foreman suggested the Council look over these requests and be prepared to discuss the distribution of funding to these organizations at the next Council Meeting. Councilmember Ray Perkins commented that \$75,000.00 was approved in the Budget and is available for distribution.

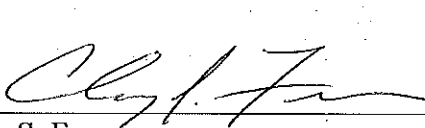
FUNDING REQUEST APPLICATIONS

With the absence of a Chairman for the Safety Committee, Mayor Foreman introduced an activity permit for collection at Hurstbourne Parkway and Taylorsville Road for New Life Church of Louisville, Inc. on November 26th & 27th and December 23rd & 24th, 2010. Due to the proximity to the holidays and the amount of traffic generated on these dates possibly causing a safety issue, Councilmember Kay Ackerson made a motion to deny the permit. Councilmember Bill Dieruf seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

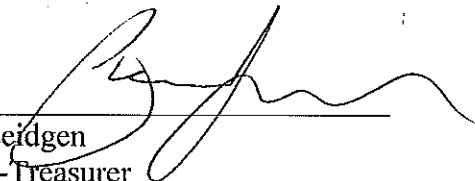
**ACTIVITY PERMIT:
NEW LIFE CHURCH**

There being no further business to come before the Council, Councilmember Carol Pike made a motion to adjourn. Councilmember Anita Johnson seconded the motion. MOTION WAS UNANIMOUSLY CARRIED.

ADJOURN



Clay S. Foreman
Mayor



Jim Leidgen
Clerk-Treasurer