

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SHIVELY HELD IN THE
NEWMAN MEMORIAL BUILDING, 3920 DIXIE HIGHWAY
ON MONDAY, MARCH 5, 2007**

The meeting was called to order at 7:30 p.m. by Mayor Conner.

Opened the meeting with the Pledge of Allegiance to the flag.

ROLL CALL:

Mayor Conner	present		
Ms. Burton	present	Ms. Mayes	present
Mr. McDonald	present	Mr. Miller	absent
Ms. Renn	present	Mr. Wathen	present

Motion made by Mr. McDonald, second by Ms. Mayes to approve the minutes from the last meeting as received. All ayes with exception of Mr. Miller who was absent.

ROLL CALL:

Ms. Burton	yes	Ms. Mayes	yes
Mr. McDonald	yes	Mr. Miller	absent
Ms. Renn	yes	Mr. Wathen	yes

COMMITTEE REPORTS:

Ms. Burton, no report.

Ms. Mayes, reported the festival committee had their first meeting and we hope everyone will join us on June 29th and 30th for our festival.

Mr. McDonald, no report.

Mr. Miller, absent.

Ms. Renn, no report.

Mr. Wathen, no report.

CORRESPONDENCE:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

M.O. No. 9, Series 2007 – Approving Bills Over \$500.00. Introduced by Mr. Wathen. Motion by Mr. McDonald, second by Ms. Burton. All ayes with exception of Mr. Miller who was absent.

Mr. Wathen asked why are we giving a property tax refund to Golden Brands?

Mitzi Kasitz, City Clerk said because we received notification from PVA that their assessment was lowered by \$1,052,940.

ROLL CALL:

Ms. Burton	yes	Ms. Mayes	yes
Mr. McDonald	yes	Mr. Miller	absent
Ms. Renn	yes	Mr. Wathen	yes

CITIZENS PARTICIPATION:

Mr. Robert Austin, 2329 Strotman Road complained about parking on his street. His neighbor has had a car parked for 2 ½ months and the license is expired, tires are flat, and the windows are broken. He has been to the police department twice and to the city clerk twice and there has been no action taken. He also provided pictures and said his main concern isn't the car, but the fact he is driving his truck through where the cars are parked and where the utility poles are at tearing up the City's property which is going to make it difficult to cut grass because of it being rutted up. He said we have an ordinance on the books to prevent this (Ordinance No. 6, Series 2002). He then asked about sewers?

Mayor Conner said the Code Enforcement Board is still upstairs meeting and we will ask them when they are finished if they have had any progress in contacting them or if they have been cited. We'll find out exactly what action is being taken.

Mr. McDonald asked if he was talking about the vehicle in the picture. Then asked is this the one that is not licensed and are they driving it now. He also said we have an ordinance on unlicensed vehicles.

Mr. Austin said yes but, it is the truck that is doing the damage because his neighbor has been driving on his property across his drywell and he told him if he did it again, he would have him arrested for trespassing and he has not done it since. He said the vehicle in the picture is not being driven it just sits there. He said he talked to the officer who took the report and the officer was going to go and talk to them.

Mayor Conner said either the police or code enforcement can cite him. She then asked what was the house number where these vehicles are at?

Mr. Austin said 2403 Elkhorn Lane. He also said in April 2002, he received a letter from MSD saying sewers had been voted down and they would not consider this again for five years and that will be next month. Has the City heard anything on this?

Mayor Conner said she hasn't heard anything about that and asked if she could get a copy of his letter before he leaves? She has not heard that from anyone else either.

Mr. McDonald asked did MSD or the citizens initiate this originally?

Mr. Austin said MSD came by and asked if we wanted the land or not and it was voted down by two families.

Mr. Alphonza Bradley, 3200 Hampstead Court expressed concerns about the accident at Jenlee Lane and Hampstead Drive where people run through the stop sign. At Ralph Avenue and Jenlee Lane, when coming out of that subdivision at the stop sign if you don't see the cars behind you, they'll hit you. The next one is at Ralph Avenue and Dixie Highway where people are cutting through the parking lot of the liquor store. Lastly, the house at 3205 Hampstead Court the ditch has been rutted out which causes water to back up (pictures were provided previously) then asked is it the homeowner's responsibility to repair the ditch so water doesn't stand there anymore?

Mayor Conner said it is not illegal to cut through a parking lot and also said yes it is the homeowner's responsibility to make repairs to ditches and we can contact them to let them know.

Tommie Jones, 12 Bayside Court complained that someone is vandalizing his house and car with a hammer breaking the concrete to the porch and driveway and busting up the steps and he has no idea who is doing this.

Mayor Conner asked him has he contacted the police when this has happened?

Mr. Jones said yes he has and he has cameras but, he just can't catch them doing it (he provided pictures).

Mr. McDonald asked do you know what time of day this happens?

Mr. Jones said it's not during the day – it's during the night.

Ms. Burton asked how long has this been going on?

Mr. Jones said about a year.

Mayor Conner requested Chief Miller check how many times they have been to his house. She also suggested that he calls the police department every time anything like this happens.

Ms. Burton asked does this happen from midnight until the a.m. or just when do you notice it?

Mr. Jones said he has stayed up all night trying to catch them.

Mayor Conner said do you have any idea who you suspect?

Mr. Jones said I could point fingers but I haven't seen anybody so no I can't.

Mr. Wathen said the police department can help you with this.

Mr. McDonald asked do you have motion lights up?

Mr. Jones said I had a motion light but I put a light up for daylight (a dusk to dawn light).

Mayor Conner asked is anyone else on your street having trouble?

Mr. Jones said not to his knowledge. If so, they haven't said anything to me.

Mayor Conner asked Chief Miller do we know yet.

Chief Miller stated they have called six times since January 2006.

Mr. Jones said I have tried to catch them several times and said any help I could get, I would appreciate it.

Mr. Wathen asked were the cameras just put up recently?

Mr. Jones said no I have had them up for a while. I know they have the night vision cameras now and if they have the channel set to yours, then they'll pick it up and know exactly where you are. They are coming at different times during the night.

Mayor Conner said she was sorry he was having problems and suggested again that he call the police every time he finds some kind of vandalism.

ADJOURN:

There being no further business to come before the Council, motion by Mr. McDonald, second by Ms. Burton to adjourn the meeting.

All in favor signify by saying aye. Those opposed, no. Ayes have it, so ordered. Motion carried. Meeting adjourned at 8:47 p.m.

MAYOR

CITY CLERK