

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF SHIVELY HELD IN THE
NEWMAN MEMORIAL BUILDING, 3920 DIXIE HIGHWAY
ON MONDAY, APRIL 6, 2009**

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	absent	Mr. Dummitt	present
Ms. Mayes	present	Ms. Renn	present
Mr. Vance	present	Mr. Wathen	present

Motion made by Mr. Wathen, second by Ms. Mayes to approve the minutes from the last meeting as received.

ROLL CALL:

Ms. Burton	absent	Mr. Dummitt	yes
Ms. Mayes	yes	Ms. Renn	yes
Mr. Vance	yes	Mr. Wathen	yes

COMMITTEE REPORTS:

Ms. Burton, absent.

Mr. Dummitt, no report.

Ms. Mayes, thanked everyone who helped make the Easter Egg Hunt a success. It was a perfect day and the kids had a lot of fun. She also made a motion for approval of a travel voucher for Officer John Chaney for \$100.00 to attend training in Richmond, second by Mr. Wathen.

ROLL CALL:

Ms. Burton	absent	Mr. Dummitt	yes
Ms. Mayes	yes	Ms. Renn	yes
Mr. Vance	yes	Mr. Wathen	yes

Mayor Conner said let the record show Ms. Burton is now here.

Ms. Renn, no report.

Mr. Vance, no report.

Mr. Wathen, no report.

CORRESPONDENCE:

None.

OLD BUSINESS:

Second reading: Ordinance No. 1, Series 2009 – Prohibiting The Parking Of Automobiles, Trucks, Boats, Motor Homes, Trailers And Other Vehicles In Unpaved Residential Areas And Repealing Conflicting Ordinances. Introduced by Mr. Wathen.

Motion by Ms. Mayes, second by Mr. Vance.

ROLL CALL:

Ms. Burton	yes	Mr. Dummitt	yes
Ms. Mayes	yes	Ms. Renn	yes
Mr. Vance	yes	Mr. Wathen	yes

NEW BUSINESS:

M.O. No. 14, Series 2009 – Approving Bills Over \$500.00. Introduced by Ms. Mayes. Motion by Mr. Wathen, second by Ms. Renn.

Mr. Vance asked how many payments are due on the Savage Drive project?

Mitzi Kasitz, City Clerk said several more payments to various contractors still need to be paid.

John Haywood, Works Director said there all some small things to be finished and the remainder due is \$15,000.00 which will be paid on one check.

Ms. Mayes asked why is the water bill higher for the Parks Department than it is for City Hall?

Mitzi Kasitz, City Clerk said she didn't know but she will check on it.

ROLL CALL:

Ms. Burton	yes	Mr. Dummitt	yes
Ms. Mayes	yes	Ms. Renn	yes
Mr. Vance	yes	Mr. Wathen	yes

CITIZENS PARTICIPATION

Mr. Sam Parker, 2900 S. 7th Street Road, Derby Park Flea Market said he had to obtain a supplemental liquor license with the State on top of his other licenses he has had for years for the Expo Five events and said there was some discrepancy with the City license fee stating the State's fee is less than our fee. He requested the City come up with a fair license fee for the supplemental bar license because all the City has is the extended hours supplemental license fee, which is \$2,000.00. He contacted the State and according to the KRS law it states the City can charge \$1,600.00.

Mr. Wathen said you already pay \$1,200.00 for your liquor license and the State is telling you to pay another \$1,600.00? Could you just get a special event license or do you have to pay both amounts annually?

Mr. Walt Cato, City Attorney said maybe you could apply for a temporary license.

Mr. Parker said Ms. Virginia Davis, State ABC Office said absolutely not.

Ms. Burton said so you are going to have two bars at the same location?

Mr. Parker said yes and apparently when it involves liquor you have to do it this way.

Mr. Vance asked why would he have to pay more for the second one than the first one?

Mr. Cato said I don't know the legislative intent behind that but I do know that when we revised our fee schedule several years ago, we followed the State's also so the current amount we show is what the State showed then.

Mr. Vance asked could we make our application match the State's?

Mr. Cato said we could but we would have to amend the ordinance. We originally set the fees to be more uniform with the State. I would also like to know how Ms. Davis states the \$1,600.00 pertains to a third-class city. I'll check on that as well as Louisville Metro's fee.

Mayor Conner said let us do some checking and we will get back with you.

Mr. Alphonzo Bradley, 3200 Hampstead Court discussed drainage concerns and provided pictures for the council members to see. Also asked the city attorney can someone sue someone who is cutting grass and throws rocks onto their car or onto them injuring them?

Mr. Cato said yes they can and it would be up to the Commonwealth Attorney or County Attorney to proceed with.

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Ms. Burton gave an update on the garden tour. She also reported she is working on having music in the park again this year. Lastly, the Norton Healthcare cancer mobile unit may be interested in coming in October.

Mayor Conner announced Mr. Dan Ennis, City Chaplain is in Jewish Hospital and is scheduled to have heart surgery on Friday, April 10th. He will be in our thoughts.

ADJOURN:

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

All in favor signify by saying aye. Those opposed, no. Ayes have it, so ordered. Motion carried. Meeting adjourned at 8:08 p.m.

MAYOR

CITY CLERK