

Special Council Meeting Minutes

December 1, 2015

The City Council of the City of Audubon Park held a special meeting (KRS 61.823) on Tuesday, December 1, 2015, at 3340 Robin Rd, with the following present: Mayor Dorn Crawford and Council Members Joanne Bader, Darrell Shelton, Tony Williams, Laura Stevens and Drew Perkins. Also present were Police Officer Teddy Laun, City Attorney Steve Emery, and City Clerk Janette Mercer.

Call to Order

Mayor Crawford called the meeting to order at 7:00PM. He noted the purpose of the meeting is a working session to support recodification of the Code of Ordinances, including further consideration of establishing an overlay district to promote its enforceability.

The Mayor asked the City Clerk for a second reading of the Overlay District Ordinance. The Mayor invited comments and/or questions. Joanne Bader was concerned that the ordinance does not clearly state what are the restrictions in reference to home repairs and ordinary upkeep. Residents have communicated the same concerns to Councilors. The Mayor and the City Attorney explained that criteria are clearly spelled out in the current Code of Ordinances under 82.02 (B). Darrell Shelton suggested to have a fact sheet that would give specifics that would help clear up misunderstandings on the Overlay District Ordinance. Steve Emery noted that he wanted to review anything that the city publishes, because he would be the one to defend anything in print in a court of law. Laura Stevens asked if verbiage could be added to the Overlay Ordinance's Section (4) to reference the Building Code Ordinance section 82.02 (B) to clarify when the residents will be required to obtain a permit.

Darrell Shelton had an issue with the statement "The Board shall establish a body of experts to assist in the review of design standards and development." Mr. Emery stated that he did not see that statement as impeding. The statement does not address when the body of experts must be established, how many experts and it does not define what is an expert. There were several comments about experts and meeting the minimum requirements.

The Mayor and City Attorney reiterated that if the City wants to have a Building Code and a Nuisance Code, the necessary authority must be established through the Overlay District Ordinance. Darrell Shelton noted that he felt the best time to act on this ordinance would be at a regular meeting when the residents would be present during the acceptance or decline of the ordinance. The Mayor asked whether there was a motion to act on the Overlay District Ordinance at the current meeting. Hearing none, the matter was set aside for the evening, and the meeting moved on to discussion and input to the draft recodification.

The Council reviewed the following Titles, Chapters and sections and agreed to the attached revisions.

Title I General Provisions Chapter 11: Rules of Construction; General Penalty Section 11.99 General Penalty

Title IX Code Enforcement Chapter 93: Fines and Penalties Section 93.99 Penalty

Title I General Provisions Chapter 13: Overlay District Sections 13.04 and 13.05

Title II City Administration Chapter 22: City Organization Section 22.02 (3) Attorney

Title II City Administration Chapter 22: City Organization Section 22.03 Liability

Title II City Administration Chapter 23: Code of Ethics ; General Provisions Section 23.03 Definitions
Officer (3) (4)

Title II City Administration Chapter 23: Code of Ethics; Standards of Conduct Section 23.08
Representation of Interests before City Government (D)

Title II City Administration Chapter 23: Enforcement Section 23.99 Penalty (A) (C) (1) (2) (D)

Title III Code of Public Order Chapter 31: The Public Way Section 31.01

Title III Code of Public Order Chapter 31: The Public Way Section 31.02 Sight Obstructions (C)

Title III Code of Public Order Chapter 31: The Public Way Section 31.03 Blocking Roadway and
Sidewalks

Title III Code of Public Order Chapter 31: The Public Way Section 31.04 Removal of Materials on Public
Ways (A) (B)

Title III Code of Public Order Chapter 31: The Public Way Section 31.06 Repair of Sidewalks (A) (D)

Title III Code of Public Order Chapter 31: The Public Way Section 31.07 Excavation of Permits (B) (3)

Title III Code of Public Order Chapter 31: The Public Way Section 31.99 Penalty

Title III Code of Public Order Chapter 32: The Public Way Section 32.04 Injury to Street by Vehicles;
Chains

Title III Code of Public Order Chapter 32: Use of Streets Section 32.06 Skating and Coasting

Title III Code of Public Order Chapter 32: Use of Street Section 32.07 Jogging and Hiking

Title III Code of Public Order Chapter 32: Use of Street Section 32.09 Prohibition of Truck Traffic

Title III Code of Public Order Chapter 33: Health and Sanitation Waste Collection and Disposal Section
33.07 (A) (1) (2) (B)

Title III Code of Public Order Chapter 33: Health and Sanitation Waste Collection and Disposal Section
33.08 Financing Taxes and Service Charges

Title III Code of Public Order Chapter 33: Health and Sanitation Waste Collection and Disposal Section
33.09 Garbage Containers

Title III Code of Public Order Chapter 33: Health and Sanitation Waste Collections and Disposal Section
33.99 Penalty

Title III Code of Public Order Chapter 34: Animals Section 34.01 Animals within the City (A) (C) (D)

Title III Code of Public Order Chapter 34: Animals Section 34.03 Leash or Bell Required

Title III Code of Public Order Chapter 35: Parking Regulations Section 35.01 Stopping, Standing, or
Parking Prohibited (No Signs Required)

Title III Code of Public Order Chapter 35: Parking Regulations Section 35.02 All- Night Parking Prohibited

Title III Code of Public Order Chapter 35: Parking Regulations Section 35.03 Front Yard Parking Prohibited

Title III Code of Public Order Chapter 35: Parking Regulation Section 35.04 Exterior Parking of Vehicles and Non-Operating Vehicles (A) (B) (C)

Title III Code of Public Order Chapter 35: Parking Regulation Section 35.05 Parking Signs Required

Title III Code of Public Order Chapter 35: Parking Regulation Section 35.06 Parking on Paved Portion of Roadway

Title III Code of Public Order Chapter 35: Parking Regulation Section 35.07 Parking at Specific Locations Prohibited

Title III Code of Public Order Chapter 35: Parking Regulation Section 35.99 Penalty

Title III Code of Public Order Chapter 36: Miscellaneous Offenses Section 36.01 Firearms and Weapons (A) (B) (C)

Title III Code of Public Order Chapter 36: Miscellaneous Offenses Section 36.02 Trespassing (A) (B) (C)

Title III Code of Public Order Chapter 36: Miscellaneous Offenses Section 36.99 Penalty

The next working meeting is scheduled December 8, 2015 at 5:30 PM

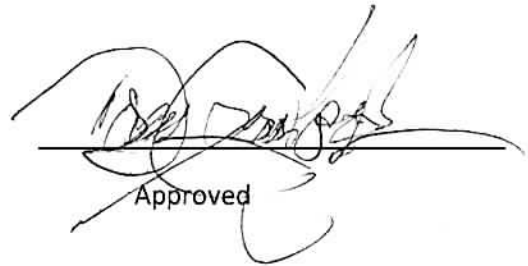
The decision was made to reschedule the next regular meeting for December 14th instead of the 21st at 7:00 PM.

The Mayor asked for a motion to adjourn. Laura Stevens made a motion to adjourn. Joanne Bader seconded the motion, and the motion passed unanimously.

The meeting adjourned at 11:10 PM.



Attested



Approved