

**CITY OF SHIVELY
ORDINANCE NO. 5, SERIES 2020**

**AN ORDINANCE AMENDING CHAPTER 31, §31.35(D) OF CITY OF SHIVELY
CODIFIED ORDINANCES RELATING TO THE ESTABLISHMENT OF NON-
ELECTED OFFICES TO INCLUDE THE OFFICES OF POLICE CHIEF AND
FIRE CHIEF OF THE CITY OF SHIVELY**

WHEREAS, the City Council of the City of Shively, Kentucky adopted Chapter 31, §31.35(D) of its codified ordinances relating to the establishment of non-elected offices and any and all amendments thereto (Shively Am. Ord. 3-1988, passed 1-4-88, Am. Ord. 3-1995, passed 2-20-1995, Am. Ord. 15-1995, passed 9-5-95 and Am. Ord. 9-1999, passed 12-6-1999), and

WHEREAS, it is the desire of the Shively City Council, and in the best interest of the City of Shively, to utilize the authority granted in KRS 83A.060(3) to amend city ordinances and further to ensure compliance with ordinances in force within the City of Shively, and

WHEREAS, the Mayor and City Council of the City of Shively have determined to amend Chapter 31, §31.35(D) of the Shively codified ordinances to include as non-elected appointed offices the positions of Shively Police Chief and Shively Fire Chief pursuant to the requirements set forth in KRS 83A.080(2), now therefore,

BE IT ORDAINED BY THE CITY OF SHIVELY:

SECTION 1: City of Shively codified ordinance Chapter 31, §31.35(D) is hereby amended to reflect changes made to non-elected appointed offices, and the specific sections amended are herewith set out in full:

§31.35 Establishment of Non-Elected City Offices.

(A) All non-elected city offices shall be created by ordinance which shall specify:

- (1) Title of office;
- (2) Powers and duties of office;
- (3) Oath of office;
- (4) Bond, if required; and
- (5) Compensation.

(B) All non-elected city officers shall be appointed by the Mayor with approval of City Council.

(C) All non-elected city officers may be removed by the Mayor at will unless otherwise provided by statute.

(D) The following are non-elected city offices:

- (1) Adult Entertainment Director.
- (2) Alcoholic Beverage Control Administrator.
- (3) City Clerk/Tax Assessor.
- (4) City Engineer.
- (5) Tax Collector.
- (6) Assistant Police Chief.
- (7) Assistant Fire Chief.
- (8) Code Enforcement Officer.
- (9) Police Chief.
- (10) Fire Chief.

SECTION 2: This ordinance shall take effect upon its adoption by the City Council and publication as required by law.

FIRST READING JULY 20, 2020
SECOND READING AUGUST 3, 2020
PASSED AND APPROVED AUGUST 3, 2020

Introduced by: Chester Burrell

Attest:

Beverly Chester-Burton, Mayor

Mitzi R. Kasitz, City Clerk

Council	Yea	Nay
Ms. Beard	√	___
Mr. Burrell	√	___
Ms. Burton-McBroom	Absent	
Ms. Johnson	√	___
Ms. Thompson	Absent	
Mr. Vincent	√	___