

COUNCIL CHAMBER CITY OF BELLEVUE, CAMPBELL COUNTY, KENTUCKY

MINUTES OF THE SPECIAL MEETING OF COUNCIL OCTOBER 17, 2012

Board of Council met in special session on the above date at 7:10 p.m. The following members answered roll call:

MEMBERS: Ratterman, Almoslechner, Rich, Wiethorn, Guidugli and Olliges. Mayor Edward Riehl presiding.

The meeting was opened with a prayer and pledge to the flag.

FOR THE RECORD: City Attorney Paul Alley was represented by Attorney Steve Smith.

FOR THE RECORD: Mayor Riehl advised Council that the rules for Special Meetings are applied items discussed will be limited to those on the agenda as advertised.

MOTION: By Wiethorn seconded by Olliges that the Minutes of the Public Hearing for Tax Rate September 12, 2012 are accepted as received. Motion carried.

MOTION: By Wiethorn seconded by Guidugli that the Minutes of the Regular Meeting of Council held September 12, 2012 are accepted as received. Motion carried.

MOTION: By Guidugli seconded by Wiethorn that the following claims are paid:

General Fund	(60)	\$	62,134.61
General Fund (9/30/2012)	(11)		24,028.78
Capital Improvement	(14)		12,865.84
Parks	(3)		3,106.21
Parks (9/30/12)	(1)		350.00
Municipal Road Aid	(3)		135,281.04
Community Oriented Police Program Fund	(1)		35.96
Port Bellevue	(1)		309.58
Port Bellevue (9/30/2012)	(1)		298.81

FOR THE RECORD: Member Olliges reported on behalf of the Fire Board:

Interlocal Agreement will be reviewed in detail by the Board in the near future.

Council should be aware of potential shortfalls in the FDBD budget due to engine problems with the life squad. Estimated cost for new engine of \$10,000.00 and replacement cost of \$250,000.00. Member Wiethorn questioned the Fire Board contingency plan, Member Olliges advised that there is no contingency plan. Council expressed concerns and questions over the Fire Boards ability to obtain financing and what assets the Board would have as well as the possibility of the Board coming to each city for additional emergency financial help. Member Ratterman expressed appreciation for the show of support for the Fire Department at the earlier held Fire Board meeting.

FOR THE RECORD: Mayor Riehl reported that several staff and Council members attended recent annual Kentucky League of Cities training in Lexington.

FOR THE RECORD: City Administrator Keith Spoelker reported on the following:

Several ideas were generated from attendance at KLC training.

Met with new owners of the Shady Terrace Mobile Home Park. Staff has agreed to work with the new owners to develop options for the parcel of land by April of 2013. Owners are working on right-a-way and easement issues.

FOR THE RECORD: Assistant City Administrator, Jody Robinson reported on the following:

October 3rd Saturday Celebration – Chili Crawl will feature 5 Fairfield Avenue restaurants. This will be the launch of the food drive for St. Bernard Food Pantry.

November Shop Bellevue – “Turkey Jam” features music as well as the theme of giving thanks – collections for St. Bernard Food Pantry.

Community Development Corporations Association of Greater Cincinnati held an un-bus tour of Bellevue. Groups were led on a tour of St. Anthony Lofts and along one side of Fairfield meeting business owners to hear their stories and perspectives.

Newest restaurant The Elusive Cow, 519 Fairfield will open later this month.

FOR THE RECORD: Mayor Riehl welcomed State Representative Dennis Keene. Representative Keene worked to secure funding in the amount of 1.8 million for a project with the cities of Newport and Bellevue as well as SDI to remedy Riverboat Row culvert issues for a future park. Representative Keene advised Council and the Fire Chief of grant monies available from Homeland Security to possibly help with financial assistance for a new Life Squad. Member Olliges questioned if having a reserve fund hindered the Fire Departments ability to obtain grant assistance. Representative Keene stated to his knowledge the funds are on a need basis and he would be happy to work with the Department to obtain financial assistance. Representative Keene stated that Lincoln Road repair assistance is still pending and is hopeful he will be presenting a check to Bellevue in the near future for that project.

FOR THE RECORD: Police Chief Turner reported on the following:

Scheduling change in the department now allows for man power to be based on call volumes which should help with investigations of crimes and drug arrests. Working with Dayton Police Chief, Scott O'Brien on drug issues / arrests. Dayton canine unit has been used for assistance.

Sgt Hampton is in attendance at an anti-heroin rally which is being held at the Bellevue Vets this evening.

Member Guidugli expressed appreciation for the police efforts during October Shop Bellevue.

FOR THE RECORD: Member Wiethorn questioned the status of amendments to the curfew and Chronic Nuisance Ordinances and was advised that the City Attorney is reviewing.

FOR THE RECORD: Fire Chief Auteri reported on the following:

Medic unit should be back in service by tomorrow.

Working with Campbell County Media for fire safety video.

Fire hydrants are being winterized.

Department will be at Grandview Elementary on October 18 for Fire Prevention Month.

Fire ban is now lifted – remember a permit is required.

FOR THE RECORD: Member Wiethorn questioned the Fire Chief on the issue surrounding a City of Dayton acquired military Hummer housed in the Fire department. Chief Auteri stated that the area where the hummer is stored is normally used for training and fire hose storage. Issues discussed included insurance, lack of official plates and the lack of department need/use for vehicle.

FOR THE RECORD: Member Wiethorn questioned what the effect of the Kroger remodeling project on payroll tax revenue and was advised that third quarter payments are not in yet.

FOR THE RECORD: Carol Hurley, 444 Clark addressed Council to ask what would happen if cities pulled out of fire inter-local agreement. Mayor Riehl explained the mutual aid agreement between cities in Campbell County.

MOTION: By Wiethorn seconded by Ratterman that Ordinance 2012-09-01 levying an ad valorem tax rate for the fiscal period July 1, 2012 through June 30, 2013 on all property located in the City of Bellevue, Kentucky. Levying an ad valorem tax rate and establishing the rates therefore and adopting the Campbell County Property Valuation Administrator's assessment on said property and providing for a tax lien against all taxable property in the City of Bellevue to secure the payment of said taxes be read for a second time. Motion carried.

MOTION: By Ratterman seconded by Guidugli that Ordinance 2012-09-01 pass the second reading. FOR THE RECORD: MEMBER WIETHORN NOTED THAT THE ADDITIONAL TAX WILL SUPPORT FIRE SERVICE IN BELLEVUE. VOTE: Yes 6 No 0. Motion carried. THE ORDINANCE BECAME LAW.

MOTION: By Guidugli seconded by Ratterman that Ordinance 2012-09-02 amending Chapter 94 of the Bellevue Code of Ordinances to update the restricted times for playing loud volume music be read for a second time. Motion carried.

MOTION: By Ratterman seconded by Rich that Ordinance 2012-09-02 pass the second reading. VOTE: Yes 4 No 2 FOR THE RECORD THE DISSENTING VOTES WERE CAST BY MEMBERS WIETHORN AND ALMOSLECHNER. Motion carried. THE ORDINANCE BECAME LAW.

MOTION: By Guidugli seconded by Ratterman that Ordinance 2012-09-03 adding Chapter to the Municipal Code establishing a rental license and safety inspection program be read for a second time in summary. Motion carried.

MOTION: By Guidugli seconded by Almoslechner that Ordinance 2012-09-03 pass the second reading. FOR THE RECORD: Council Member Wiethorn opened discussion by questioning the number of rental units / buildings in Bellevue. Administrator Spoelker advised that Bellevue has approximately 600 rental units this Ordinance is expected to raise an additional \$36, 000.00 which

will be deposited into a separate fund with possible operating expenses related to part time inspectors and educational assistance to landlords. Purpose of the Ordinance is to bring landlords up to standards thru education. Member Wiethorn questioned if the existing legislation such as Chronic Nuisance, Criminal Activity and IPMC could not assist in raising the standards. Member Wiethorn was advised that all are necessary tools needed to increase the standards in rental housing in Bellevue. Member Wiethorn questioned thoughts of the current Code Enforcement Officer, Terry Baute and was advised that he is OK with the Ordinance. VOTE: Yes 5 No 1 FOR THE RECORD THE DISSENTING VOTE WAS CAST BY MEMBER WIETHORN. Motion carried. THE ORDINANCE BECAME LAW. FOR THE RECORD: Member Guidugli expressed appreciation for Council support of this Ordinance as his research has indicated that this is a piece of legislation which will result in a beneficial change in the rental property standards within one year.

MOTION: By Guidugli seconded by Ratterman that Order 2012-10-01 finding and declaring in the Public Services Department a 1998 Chevy 4x4 Truck, Powerboss Sweeper, Chief VBOX and Western Plow Blade as surplus property be read. Motion carried.

FOR THE RECORD: Member Wiethorn questioned the items being sold and was advised that the City has already received an offer of \$6,000.00 on the Powerboss Sweeper.

MOTION: By Ratterman seconded by Guidugli that Order 2012-10-01 be adopted as read. Motion carried.

MOTION: By Guidugli seconded by Ratterman that Order 2012-10-02 authorizing and directing the Mayor to enter into an agreement and to undertake all actions necessary to purchase real property located at 118 Taylor Avenue be read. Motion carried.

FOR THE RECORD: Member Wiethorn questioned the funding for this purchase and was advised that TEA -21 Funds will be used for purchase. Member Olliges asked if site prep and demo could come from TEA -21 Funds as well.

MOTION: By Ratterman seconded by Olliges that Order 2012-10-02 be adopted as read. Motion carried.

FOR THE RECORD: Member Ratterman reported that the Fire Department will be at Grandview on October 18 and Grandview will host Family Night on October 23.

FOR THE RECORD: Member Almoslechner reported that the Bellevue Neighborhood Association will host "Drink in the View" on October 19. Tickets available at City Building or through BNA Members.

MOTION: By Olliges seconded by Guidugli to go into Executive Session at 8:40 pm pursuant to KRS 61.810(B) discussion of proposed or pending litigation against or on behalf of the City. Motion carried.

MOTION: By Almoslechner seconded by Guidugli to return to regular session at 8:55 pm **FOR THE RECORD:** No action taken.

MOTION: By Almoslechner by Guidugli to adjourn at 8:56 pm Motion carried.

Mayor Edward M. Riehl

ATTEST:

Mary H Scott

Mary H. Scott, City Clerk

I hereby certify that the foregoing meeting was held in compliance with the requirements of the appropriate provision of H.B. 100 effective 6-21-74 also referred to as KRS Ch 61 on this 17th day of October, 2012.

Mary H. Scott, City Clerk