

COUNCIL CHAMBER CITY OF BELLEVUE, CAMPBELL COUNTY, KENTUCKY

MINUTES OF THE REGULAR MEETING OF COUNCIL OCTOBER 12, 2016

Board of Council met in regular session on the above date at 7:00 p.m. The following members answered roll call:

MEMBERS: Salzman, Tatum, Poynter, Guidugli and Slater. Mayor Edward Riehl presiding.

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

MOTION: Motion by Slater seconded by Poynter that Council Member Olliges be excused. Motion carried.

MOTION: By Slater seconded by Salzman that the Minutes of the Regular Meeting of Council held September 14, 2016 be accepted as received. Motion carried.

MOTION: By Slater seconded by Poynter that the Minutes of the Special Meeting of Council held September 22, 2016 be accepted as received. Motion carried.

MOTION: By Guidugli seconded by Slater that the Public Hearing on the proposed tax rate held September 29, 2016 be accepted as received. Motion carried.

MOTION: By Guidugli seconded by Tatum that the Minutes of the Special Meeting of Council held September 29, 2016 be accepted as received. Motion carried.

FOR THE RECORD: Council Member Olliges arrived at 7:10 pm.

MOTION: By Slater seconded by Guidugli that the following claims be paid:

General Fund	(48)	\$ 85,616.15
General Fund (9/30/2016)	(12)	56,447.14
Capital Improvement	(6)	28,879.53
Municipal Road Aid	(3)	696.06
Port Bellevue (9/30/2016)	(1)	285.06
Parks	(5)	1,871.44
Parks (9/30/2016)	(1)	1,565.00
Lincoln Road	(1)	56,031.30
TEA 21 – Streetscape	(1)	3,333.42

Motion carried.

FOR THE RECORD: Member Slater reported the following school news:

Beyond the Bell project has twenty students enrolled.

Archery is now available for students – scrimmage in cafeteria.

Grandview will be updating iPad technology and software.

Battle of the Paddle annual game between Bellevue and Dayton will be this Friday. Winner of the Alumni Challenge will be announced.

Bellevue vs Ludlow following week which is the last regular season game. Bellevue will be selling pink shirts for the game for Breast Cancer Awareness.

FOR THE RECORD: Member Guidugli reported the new Fire Aerial Truck will be scheduled soon for delivery.

FOR THE RECORD: Mayor Riehl reported on the following:

Fall Clean-up is going on this week – dumpsters at the City Building for residential use. Contact Public Works if assistance is needed.

Proclamation issued for Captain Chuck Enzweiler recognized his retirement September 30. Captain Enzweiler served the residents of Bellevue and Dayton for thirty six years.

Proclamation issued for resident Ian Lynch honoring his Gold Medal win at the Rio Para Olympics. Mr. Lynch competed in basketball.

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

Sanitation District 1 is working on the completion of Riviera sanitary sewer project – temporary road diversion will be needed.

Campbell County has had their first reading for the Bellevue TIF District second reading is scheduled for October 19.

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

American Cancer Society fundraiser – Woofstock / Bark for Life NKY will take place this Saturday at Thomas J. Wiethorn Memorial Beach Park from 11-2.

3rd Saturday Monster Mash will include costume contest and chili fest.

November 1st Friday will include a “taste of Bellevue”, music and Darkness Brewing.

FOR THE RECORD: Zoning Administrator Enns provided a written report to Council.

FOR THE RECORD: Police Chief Turner provided a written report to Council - Member Guidugli noted that Heroin overdoses are up – yes per Chief Turner, consistent with the surrounding area. Member Salzman questioned if the General Assembly will be addressing in 2017 – yes Heroin issue will be a priority for 2017.

FOR THE RECORD: Fire Chief Auteri provided a written report to Council and added the following:

Department recently hired a firefighter paramedic and will be doing testing for Lieutenant and Captain Positions.

Winterizing fire hydrants.

New room installed at fire house.

Minor delay in delivery of fire aerial truck due to axle modification.

Chief Autreri noted that of the twenty eight overdoses last month not all were Heroin – Member Slater requested that future reports to Council be noted by drug category.

FOR THE RECORD: Administrator Spoelker advised Halloween will be celebrated on Monday October 31 from 6-8 pm.

FOR THE RECORD: Member Tatum questioned the status of the parking lot improvement on Taylor – City has signed contract, preconstruction meeting last week, construction should begin in next week with a thirty day completion schedule from start.

FOR THE RECORD: District Court Judge Cameron Blau addressed Council as a judicial candidate in the 2016 election. Judge Blau provided an explanation of his role as District Court Judge.

FOR THE RECORD: Charlie Cleves, 212 Fairfield addressed Council regarding the Lincoln Road project:

Stated he talked to both State Representative Dennis Keene and Rob Hans former Chief District 6 Engineer with Kentucky Transportation. Both expressed concerns for future State funding due to a shortfall in the gasoline tax. State previously committed to a million dollar road project for Lincoln. Administrator Spoelker advised that Representative Keene stated he would continue to fight for this funding.

FOR THE RECORD: Jim Timon, 630 Truman addressed Council:

Mr. Timon advised that he has been requesting assistance for the residents of Truman for eight – nine years. Mr. Timon expressed confusion and concern as to how the City could lose a million dollar State Grant for the Lincoln Road project which Truman was to be included – Administrator Spoelker provided an explanation of the various sources of funding for Lincoln Road / Truman: Sanitation District 1, NKY Water, City of Bellevue and State. Lincoln Road / Truman project is still in the budget without an expiration date. Water and Sanitation are still committed to the project.

Mr. Timon questioned the new waste contract with Republic Services – Per Administrator Spoelker the contract is still under review and has not been signed.

FOR THE RECORD: Carol Rich, Lincoln Road addressed Council with the following issues for Council consideration:

Wi-Fi for the community - Newport is working on this now.

Curbs or lack of – safety issue for seniors.

Sidewalks – safety issue for seniors – need repairs.

Website – better but needs improvement – more transparency.

Encouraged City to use Community News as a way to get the news out to residents.

Ms. Rich will be interviewing resident Ian Lynch for next month Community News article.

FOR THE RECORD: Rita Becker, 820 Lincoln Road addressed Council:

Trying to follow the City commitment to Lincoln Road since March and would like to see a meeting with all the effected residents so direct answers can be given – Administrator Spoelker advised that the city has been waiting for a final development plan to present to the residents. Ms. Becker encouraged Council to have one before the plan is developed so residents can ask questions and get answers instead of rumors – Administrator Spoelker advised that he will schedule an open house before the next Council meeting.

MOTION: By Slater seconded by Poynter to table the second reading of Ordinance 2016-09-01 to allow more resident input. VOTE: Yes 2 No 4. FOR THE RECORD THE DISSENTING VOTES WERE CAST BY MEMBERS GUIDUGLI, SALZMAN, TATUM AND OLLIGES. MOTION DIES.

MOTION: By Guidugli seconded by Salzman that Ordinance 2016-09-01 making certain findings concerning and establishing a development area for economic development purposes within the City to be known as the Bellevue Improvement District Development area; approving a local participation agreement between the City, the County of Campbell and the Bellevue Urban Renewal and Community Development Agency; establishing an incremental tax special fund for payment of project costs and redevelopment assistance; designating the Bellevue Urban Renewal and Community Development Agency as the Agency responsible for oversight, administration and implementation of the development area; authorizing the Mayor and other officials to take such other appropriate actions as are necessary or required in connection with the establishment of the development area be read by summary for a second time. Motion carried.

MOTION: By Olliges seconded by Salzman that Ordinance 2016-09-01 pass the second reading. VOTE: Yes 4 no 2. FOR THE RECORD THE DISSENTING VOTES WERE CAST BY MEMBERS SLATER AND POYNTER. Motion carried. THE ORDINANCE BECAME LAW.

FOR THE RECORD: Administrator Spoelker advised that all language in reference to a brownfield at Konen's was struck from the plan.

MOTION: By Slater seconded by Poynter that Ordinance 2016-09-02 an Ordinance that the proposed text amendment to the official zoning Ordinance relating to Bed and Breakfast establishments be read for a second reading in summary. Motion carried.

MOTION: By Guidugli seconded by Slater that Ordinance 2016-09-02 pass the second reading. VOTE: Yes 6 No 0. Motion carried. THE ORDINANCE BECAME LAW.

FOR THE RECORD: Member Guidugli expressed appreciation to staff and Planning and Zoning for their work on this Ordinance.

MOTION: By Slater seconded by Poynter that Ordinance 2016-09-03 the proposed text amendment of the Official Zoning Ordinance relating to short term rentals be read for a second time by summary. Motion carried.

MOTION: By Guidugli seconded by Salzman that Ordinance 2016-09-03 pass the second reading. VOTE: Yes 6 No 0. Motion carried. THE ORDINANCE BECAME LAW.

MOTION: By Slater seconded by Guidugli that Ordinance 2016-09-04 the proposed text amendment of the Official Zoning Ordinance regarding mobile vending services be read for a second time by summary. Motion carried.

MOTION: By Slater seconded by Salzman that Ordinance 2016-09-04 pass the second reading. VOTE: Yes 6 No 0. Motion carried. THE ORDINANCE BECAME LAW.

MOTION: By Slater seconded by Salzman that Ordinance 2016-09-05 the proposed text amendment of the Official Zoning Ordinance regarding temporary commercial uses be read for a second time by summary. Motion carried.

MOTION: By Salzman seconded by Slater that Ordinance 2016-09-05 pass the second reading. VOTE: Yes 6 No 0. Motion carried. THE ORDINANCE BECAME LAW.

MOTION: By Slater seconded by Guidugli that Ordinance 2016-09-06 amending Chapter 50 of the City of Bellevue Code of Ordinances relating to waste collection, establishing regulations and a service fee; and amending the following sections of Ordinance 95-6-3 and amending Ordinance 2007-10-01 be read for a second time. Motion carried.

MOTION: By Slater seconded by Tatum that Ordinance 2016-09-06 pass the second reading. FOR THE RECORD: Member Poynter questioned if a recycling dumpster is included in the contract – per Administrator Spoelker this is still under review. VOTE: Yes 6 No 0. Motion carried. THE ORDINANCE BECAME LAW.

FOR THE RECORD: Member Guidugli expressed appreciation for Administrator Spoelker's work with other communities on this contract and getting the costs decreased.

MOTION: By Guidugli seconded by Salzman that Ordinance 2016-09-07 levying an ad valorem tax rate for the fiscal period July 1, 2016 through June 30, 2017 on all property located in the City of Bellevue. Levying an ad valorem tax rate and establishing the rates therefore and adopting the Campbell County Property Valuation Administrators 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 Guidugli seconded Salzman that Ordinance 2016-09-07 pass the second reading. VOTE: Yes 4 No 2 FOR THE RECORD THE DISSENTING VOTES WERE CAST BY MEMBERS SLATER AND POYNTER. Motion carried. THE ORDINANCE BECAME LAW.

FOR THE RECORD: Member Guidugli noted that the tax rate is lower than the previous year and if the property owner assessment did not increase then the tax would be lower.

FOR THE RECORD: Administrator Spoelker advised that Ordinance 2016-10-01 would require a Special Meeting of Council for passage.

MOTION: By Slater seconded by Tatum that Ordinance 2016-10-01 amending Bellevue Code of Ordinances Sec. 113 Establishing a One-Time exception to Chapter 112 of the Bellevue Code of Ordinances to allow Malt Beverages by the drink or by the package and distilled spirits and wine by the drink or by the package to be sold beginning at 9:00 am on Sunday, October 30, 2016 be read for a first time. Motion carried.

MOTION: By Slater seconded by Tatum that Ordinance 2016-10-01 pass the first reading. FOR THE RECORD MEMBER GUIDUGLI ASKED IF THIS COULD BE READ UNDER EMERGENCY STATUTES – PER ATTORNEY SURREY THIS DOES NOT CONSTITUTE AN EMERGENCY. VOTE: Yes 6 No 0. Motion carried.

FOR THE RECORD: Council will meet in Special Session on October 18, 2016 at 7:00 pm for the purpose of a second reading of Ordinance 2016-10-01.

MOTION: By Guidugli seconded by Slater that Resolution 2016-10-01 in support of the development of a Historic Preservation trades program at Gateway Community and Technical College be read. Motion carried.

MOTION: By Slater seconded by Tatum that Resolution 2016-10-01 be adopted as read. Motion carried.

FOR THE RECORD: Member Slater questioned asked if this will be a certificate program – Per Jody Robinson they will be conducting workshops in the beginning with a degree program to follow – this program is geared toward historic buildings.

FOR THE RECORD: Member Salzman encouraged attendance at the 4th Sunday Alliance Potluck dinners at the Callahan Center from 5-7.

FOR THE RECORD: Mayor Riehl announced property tax bills will be mailed October 13.

FOR THE RECORD: Member Guidugli reported that while at the annual Kentucky League of Cities Conference Representative Keene and Senator Schroeder were approached for help with the Lincoln Road project.

FOR THE RECORD: Member Slater noted the Callahan flag pole light is out. Administrator Spoelker advised that the City has applied for a grant for LED lighting.

Member Slater noted that the Kentucky Makers Market was well attended and nice event.

Member Slater noted that tractor trailers continue carrying hazardous materials on Berry – requested signs posted on Memorial.

Member Slater noted the large dirt pile on 500 block of Taylor – concerns for rain and hillside erosion – Administrator Spoelker advised that staff is addressing the issue / silt control has been added and a stop work order issued.

FOR THE RECORD: Member Poynter as a point of clarification noted the entire State lost revenue from the gas tax due to retail price of gasoline.

MOTION: By Slater seconded by Guidugli to adjourn at 8:40 pm. Motion carried.

Mayor Edward M. Riehl

ATTEST:

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 12th day of October, 2016.
Mary H. Scott, City Clerk