

COUNCIL CHAMBER CITY OF BELLEVUE, CAMPBELL COUNTY, KENTUCKY

MINUTES OF THE REGULAR MEETING OF COUNCIL SEPTEMBER 13, 2017

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

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

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

MOTION: By Slater seconded by Rich that the Minutes of the Regular Meeting of Council held August 9, 2017 be accepted as received. Motion carried.

MOTION: By Slater seconded by Poynter that the Minutes of the Public Hearing regarding the tax rate held September 7, 2017 are accepted as received. Motion carried.

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

General Fund	(48)	\$307,930.22
General Fund (8/31/2017)	(12)	34,932.05
Capital Improvement	(3)	2,901.96
Municipal Road Aid	(4)	52,449.61
Municipal Road Aid (8/31/2017)	(1)	217.45
Parks	(6)	4,679.37
Parks (8/31/2017)	(2)	3,285.17
Lincoln Road	(1)	13,909.16
Port Bellevue	(2)	170.26
Port Bellevue (8/31/2017)	(1)	83.38
TEA 21 Streetscape (8/31/2017)	(1)	2,884.34
Harbor Greene Fund (8/31/2017)	(1)	23,002.07

FOR THE RECORD: Member Slater questioned Irvine Wood Recovery – Playground Mulch.

Motion carried.

FOR THE RECORD: Council reports:

Member Salzman – School Board met, introduction of both High School and Grandview Principal.

Member Brun – Vets are moving forward with sidewalk on grounds.

Member Salzman – Quality of Life Committee will be meeting to discuss park renovation ideas. Residents are encouraged to participate.

Member Guidugli – Defer to Chief Auteri for update on AFG Grant for new fire apparatus.

FOR THE RECORD: Mayor Riehl welcomed State Senator Wil Schroder:

Senator Schroder presented a Senate Citation to Police Chief Wayne Turner for being named Police Chief of the Year.

Senator Schroder and Mayor Riehl recognized Lieutenant Leland Estep for thirty years of service to the City of Bellevue.

Senator Schroder and Mayor Riehl recognized City Clerk-Treasurer Mary Scott for thirty eight years of service to the City of Bellevue.

Senator Schroder provided Council with a brief update on pension reform and stated no date has been set for Special Session however first week of November is being considered. Separation of CERS was not recommended by Governor selected actuary however Legislators will discuss, Legislators will not make a COLA claw back from retirees and any Legislation to come out of the Special Session will not have an emergency clause but will allow those effected time to consider their options. Rich noted a Special Session costs approximately \$60,000.00 per day – Senator Schroder stated the 2018 regular session is a budget year, pension needs to be discussed separate. Senator Schroder stated that they will be looking to modernize the current tax code. Member Guidugli stated he would like to see any increases spread out over the entire State and not hit the residents of Bellevue as hard as it relates to CERS contribution costs. Member Salzman noted the projected additional increase over current contribution costs of \$284,000. Senator Schroder as other Legislators have indicated that additional revenue will help but the pension system needs to be stabilized first.

FOR THE RECORD: Administrator Spoelker reported on the following:

Request from Thomas Gerrein for costs and timeline for the Hazard Mitigation Grant for South Sherry/ Bonnie Leslie, North Sherry and Taylor areas was provided to Mr. Gerrein and included in Council packets.

Contract with Chris Warneford to act as Construction Manager of the project, to be reimbursed from Grant included for Council action.

Taylor Avenue paving from Eden to Fairfield will begin in few days, Taylor from Covert to top of hill will be next and phase 2 (Covert to Center) of the Taylor Resurfacing project is scheduled to be bid over next two weeks Member Guidugli questioned the SD1 project – Phase 1 is up to Poplar, Phase 2 Poplar to Walnut. Member Slater asked if City paving would interfere with SD1 work - no overlap will be addressed.

FOR THE RECORD: Member Rich requested a Lincoln Road update – Per Administrator Spoelker he is working with KZF for the next phase of the project.

FOR THE RECORD: Member Slater requested signage on Berry prohibiting heavy trucks as Berry is deteriorating.

FOR THE RECORD: Scott Enns, Zoning Administrator reported on the following highlights from the written report provided to Council:

Planning and Zoning met August 28, 2017 regarding the following:

Application 17-002 for reconsideration a Zoning Map Amendment – NO ACTION TAKEN.

Application 17-007 reconsideration for a text amendment to section 21.4 lot and building regulations – APPROVED.

Commission received a motion from the floor, pursuant to KRS 100.147 to fulfill the unexpired term of commissioner Kunnen, vacated January 2017 – appointed Marc Caudill, Vote 4-1 – APPROVED.

Board of Adjustment meeting scheduled for September 5, 2017 to hear Application 17-010 consideration of “Dwelling Unit Density” for 239 Grandview – cancelled – variance cannot contradict zoning regulations.

Mr. Enns provided Council with an explanation on T5 – limits to 24 dwelling units four stories high, and T5.5 which creates unlimited density five stories high. Member Guidugli asked if in the T5.5 the square footage per unit is addressed – No. Member Salzman noted that smaller density could dictate more bedrooms per unit. Member Poynter asked if the building could be torn down and allow a rebuild – yes.

August 29, 2017 Public Information meeting was held at 7pm at the Newport Public Library regarding the potential redevelopment of the 239 Grandview Building and to provide accurate data, clarify local, county, and state regulatory processes and responsibilities as it relates to planning and zoning; and to answer questions within the scope of the density discussion.

Waffle House project is still on schedule – No date set for construction owners are still working with Kroger’s for an easement.

Planning and Zoning training has been cancelled – members will have other opportunities to meet the required hours of HB 55.

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

Written report provided to Council – discussion that Heroin related activity appeared to be down in August.

Chief Turner as a KLC Board Member shared concerns for the Pension system and encouraged Council to stay involved with their Legislators on these issues.

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

Department received an AFG Grant for a new fire engine in the amount of \$456,000.00 with a 5% match per City.

Department received \$80,000.00 Grant previously for refurbishing of Fire Boat.

CPR training report now included in Council packets.

Two new Firefighters are doing a great job.

MDA Drive raised \$3,000.00.

Next Fire Board meeting will be held October 18, 2017 at 6 pm.

Member Rich asked when Open Burn begins – October per Chief Auteri.

Chief Auteri stated residents should be courteous to neighbors and use a container / watch overhang, no decks, balconies or porches.

FOR THE RECORD: Phil Nugent from Frame and Hang Studio requested Council consideration for a Giving Thanks Pop Up Event – request to close off Washington Avenue from Johnson Alley to Gorman Alley / Union Street on November 3 from 11 am to 11 pm. Request includes the event to be recognized as a Civic Event for purpose of microbrew sales.

MOTION: By Salzman seconded by Slater to approve the request for street closure on November 3rd for Washington from Johnson to Gorman Alley in conjunction with November Shop Bellevue. Motion carried.

MOTION: By Salzman seconded by Guidugli to approve the request for Mayesfest on June 30, 2018. Motion carried.

MOTION: By Slater seconded by Salzman to approve the request for a block party on the 100 block of Division on October 7. Motion carried.

MOTION: By Slater seconded by Rich to approve the closure of Williamson Alley adjacent to 322 Prospect Street on September 16 for school supply distribution and October 31 for passing out treats for Halloween. Motion carried.

FOR THE RECORD: Council Member Poynter stated that the meeting held Tuesday September 12th “Kent Manufacturing Info Session” was very informative and positive meeting. Member Poynter requested current income generated by the building.

FOR THE RECORD: Judy Yeager, 1005 Taylor requested that residents be notified in advance of any costs that will be assessed to the home owners for the hillside slippage – Goal is December for cost estimate.

FOR THE RECORD: Bill Woody, 101 Ross addressed Council to again state his opposition to any tax increases and to cite the increased costs residents have with County, School, Duke Energy and other agencies. Mr. Woody expressed appreciation for all that Council and Staff does.

FOR THE RECORD: Tammy Nolan, 520 Lafayette expressed appreciation for Public Service assistance to her father while crossing the street. Ms. Nolan further reported that she is now having issues with rats at her house and believes the source to be the building at 239 Grandview. Ms. Nolan stated she has spent \$1200.00 to have her house sealed to prevent future rat infestation and has contacted the Health Department – Administrator Spoelker advised that Code Enforcement will respond to the complaint and will contact the property owner.

FOR THE RECORD: Kathy Ege, 481 Van Voast addressed Council with concerns for a neighbor who continuously does open burns – smoke fills their house and they cannot open their windows. Fire Chief Auteri advised that they contact the Fire Department next time this happens and they will notify the neighbor.

MOTION: By Slater seconded by Brun that Ordinance 2017-08-01 Closing and Vacating a certain portion of the unimproved public right of way of Wilson Road located in the City of Bellevue, Kentucky consisting of 0.183 acres of real estate as described in detail on exhibit “A” and shown and depicted on the plat marked as Exhibit “A-1” both attached hereto be read for a second time. Motion carried.

- MOTION: By Poynter seconded by Guidugli that Ordinance 2017-08-01 pass the second reading. VOTE: Yes 6 No 0. Motion carried THE ORDINANCE BECAME LAW.
- MOTION: By Slater seconded by Brun that Ordinance 2017-08-02 amending City's Code of Ordinances pertaining to Alcoholic Beverages be read for a second time. Motion carried.
- MOTION: By Brun seconded by Poynter that Ordinance 2017-08-02 pass the second reading. VOTE YES 6 NO 0. Motion carried. THE ORDINANCE BECAME LAW.
- MOTION: By Salzman seconded by Slater that Ordinance 2017-09-01 levying and Ad Valorem tax rate for the fiscal period July 1, 2017 through June 30, 2018 on all property located in the City of Bellevue, Kentucky. Levying as 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 first time. Motion carried
- MOTION: By Guidugli seconded by Salzman that Ordinance 2017-09-01 pass the first reading. VOTE: Yes 4 No 2 FOR THE RECORD THE DISSENTING VOTES WERE CAST BY MEMBERS SLATER AND POYNTER. Motion carried.
- FOR THE RECORD: Member Slater stated after hearing resident concerns over the tax in addition to 911 fee increases, school tax increase and other increases is why he voted no. Member Slater further stated "fluff" should be reduced in the budget such as the intern position.
- FOR THE RECORD: Member Brun stated that each Council Member does take serious consideration when casting their vote after hearing very pointed discussion from the residents regarding increases which do impact the City.
- MOTION: By Brun seconded by Slater that Ordinance 2017-09-02 amending Ordinance 99-7-1 to repeal subsection 100.19 to comply with Kentucky Revised Statutes be read for a first time. Motion carried.
- MOTION: By Brun seconded by Guidugli that Ordinance 2017-09-02 pass the first reading. VOTE: Yes 6 No 0. Motion carried.
- MOTION: By Guidugli seconded by Brun that Order 2017-09-01 authorizing and directing the Mayor to enter into an agreement with Chris Warneford to act as a Construction Manager for the completion of the Hazard Mitigation Grant for a cost not to exceed \$30,800.00 be read. Motion carried.
- MOTION: By Slater seconded by Poynter that Order 2017-09-01 be adopted as read. Motion carried.
- FOR THE RECORD: Member Rich asked how long this agreement will be in effect – Until project is over.
- MOTION: By Guidugli seconded by Salzman that Order 2017-09-02 appointing Kelly Stewart to fill the vacant position on Bellevue Historic Preservation Commission to expire June 30, 2018 be read. Motion carried.
- MOTION: By Guidugli seconded by Salzman that Order 2017-09-02 be adopted as read. Motion carried.
- FOR THE RECORD: Member Guidugli stated Kelly Stewart is a new neighbor to him and will be a great addition to Historic Preservation.
- MOTION: By Slater seconded by Brun that appointees to Boards / Commissions attend a Council meeting on appointment if possible. Motion carried.

FOR THE RECORD: Member Guidugli asked if a committee appointment resume be available for Council review. Member Salzman noted that the written report from Assistant Administrator Jody Robinson included background on Kelly Stewart.

MOTION: By Slater seconded by Rich that Resolution 2017-09-01 by the City of Bellevue supporting the separation of the County Employees Retirement System from the Kentucky Employees Retirement System be read. Motion carried.

MOTION: By Slater seconded by Guidugli that Resolution 2017-09-01 be adopted as read. Motion carried.

FOR THE RECORD: Administrator Spoelker advised that over 150 Cities have adopted this Resolution. Member Rich attended the KLC Forum on separation held in Florence.

FOR THE RECORD: Member Guidugli stated that increases in revenue are sometimes necessary and goes to benefit the residents. Member Poynter suggested that too many incentives are given out and the City should follow the adopted budget better, providing examples of Marianne Theatre and Harbor Greene.

FOR THE RECORD: Member Slater questioned when the City owned property at 124 Lafayette will be torn down – Fire Department will be training on the property then the City will tear it down. Member Slater asked that this be done as soon as possible.

MOTION: By Brun seconded by Slater to adjourn at 9:12 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 13th day of September, 2017.
Mary H. Scott, City Clerk