

COUNCIL CHAMBER CITY OF BELLEVUE, CAMPBELL COUNTY, KENTUCKY

MINUTES OF THE REGULAR MEETING OF COUNCIL MAY 12, 2021

VIDEO CONFERENCE/FACEBOOK LIVE/ IN PERSON

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

MEMBERS Witte, Fisher, Guidugli, Salzman, Kruse and Hogan. Mayor Pro Tem, Ryan Salzman presiding.

FOR THE RECORD: Mayor Pro Tem, Salzman requested prayers for the Cleves family on the passing of Mary Lynn Cleves, father.

MOTION By Fisher seconded by Kruse that the Minutes from the Regular Meeting of Council April 14, 2021 be accepted as received. Motion carried.

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

General Fund	(44)	\$ 58,193.97
General Fund (4/30/2021)	(7)	23,777.70
Municipal Road Aid	(4)	7,977.82
Capital Improvement	(4)	2,881.90
Port Bellevue (4/30/2021)	(3)	881.33
Rental Inspection Fund	(1)	187.50
Lincoln Road	(1)	1,412.60
Parks Fund	(6)	18,238.60

Motion carried.

FOR THE RECORD: City Attorney Dave Fessler requested Council consideration for Quietus Action on the 2020 property tax bill for 25 Fairfield Avenue. Attorney Fessler advised Council that the property formerly owned by Landry's Seafood House Bellevue AKA Joe's Crab Shack was acquired by the City in 2020, the lease termination agreement relieved Joe's of any financial obligation to the City.

MOTION By Guidugli seconded by Fisher for Quietus Action "discharge of property tax debt" on the property located at 25 Fairfield for tax year 2020. Motion carried.

FOR THE RECORD: Council Member Guidugli reported that the Fire Board meeting was cancelled due to lack of quorum. Member Guidugli suggested that the Interlocal

agreement creating the Fire Board be amended to add an Alternate Council Member and an Alternate Citizen at Large from each city to the Board. Administrator Warnock will review this.

FOR THE RECORD:

Mayor Pro Tem, Salzman reported on the following:

Grandview Elementary will see various improvements such as; changes and upgrades to the playground equipment, rated now as 5 star. Changes to the entrance and roofing and HVAC repairs.

Discussions with the City Administrator regarding city alleys. Legislation to be introduced for better use of alleys.

FOR THE RECORD:

Police Chief Estep reported on the following:

Police Memorial Ceremony was held today in Covington, Chief Estep provided the opening remarks for the annual ceremony to recognize those Officers killed in the line of duty.

April 23, 2021 Officers conducted a pre-prom demonstration of the dangers of drunk driving.

April 25, 2021 assisted with the Vet's Opening Day Parade.

May 24, 2021 will assist with the Bellevue High School senior parade.

May 27, 2021 will assist with Grandview Elementary 5th grade graduation parade.

May 31, 2021 will assist with the Bellevue Dayton Memorial Day Parade.

FOR THE RECORD:

City Administrator Warnock provided excerpts from the following written reports to Council:

Code Enforcement issued 37 Notice of Violations and 4 Citations during April. Working closely with the owner of two apartment buildings to be in compliance.

Fire Department responded to 44 fire runs, including a structure fire, and 109 EMS calls for a total of 153

calls for service. Department attended 600 hours of training. Chief expressed grave concerns for the department and the need to elevate salaries to be more competitive in hiring as well as retention of existing personnel. Department is losing two more trained Fire Fighter/ Medics. Members Guidugli and Hogan acknowledged the need.

Public Services is active with tree beds and parks. New memorial bench has been added to the Thomas J. Wiethorn Memorial Beach Park. Administrator Warnock stated the park is getting crowded with trees and benches. Member Hogan suggested an audit of the benches at the park.

City Engineer reported that Lincoln Road is near 95% completion, concrete issues and railing needs to be addressed. S. Ward project will begin in June. Donnermeyer Drive is in design phase. Pedestrian Bridge is requires working with CSX Transportation which is anticipated to take a while. City will be applying for the following during the OKI grant cycle; Covert Run sidewalk and storm water improvements, sidewalk improvements on Fairfield from Riviera heading east. TA application for new sidewalk on Lincoln between Ward and Van Voast as well as spot improvement/ replacement in high priority areas.

Comprehensive Plan –been challenging due to moving parts. Jim Dady Chair of Planning and Zoning will be rewriting and City Minter is working on Goals and Objectives.

Meghan Bankemper, Bellevue resident and staff member for Senator Mitch McConnell notified the City that Federal funding for the FEMA Hillside Slippage grant was approved. The grant award is \$4,271,588.00.

Planning and Zoning approved stage 1 for the Reserves of Bellevue.

Meetings are being held with department heads on budget. Vision meeting discussion / ideas will be addressed within the budget. Development will consist of seventy four single family residences.

Budget draft for FY 22 includes ideas generated from the Visioning Session of Council as well as one on one department head meetings.

City anticipates the arrival of four new restaurants in the coming year, Enson Harbor, a high end restaurant above 119 Fairfield, Yuca and Cork and Crust also on Fairfield. A new bait and tackle shop has opened on Fairfield.

Member Guidugli expressed concern that the City still owns the Marianne Theatre building and Harbor Green proposed development needs to move forward.

Tree Commission will meet again next month. Lots of projects have been discussed.

Code Enforcement Officer Tom McDaniel has worked with the property manager for 15 Donnermeyer to install signage and lanes for traffic.

FOR THE RECORD: Mayor Pro Tem, Salzman noted that Administrator Warnock is doing a great job.

FOR THE RECORD: City Attorney Dave Fessler read Ordinance 2021-05-01 amending the Tree Commission Ordinance to change the meeting time and day for the Tree Commission Board for a first time.

FOR THE RECORD: City Attorney Dave Fessler read Ordinance 2021-05-02 adopting a supplement to the Code of Ordinances of the City of Bellevue, Kentucky for a first time.

FOR THE RECORD: City Attorney Dave Fessler read Ordinance 2021-05-03 amending the Flood Damage Prevention Ordinance 2012-06-01 for a first time.

FOR THE RECORD: City Attorney Dave Fessler read Ordinance 2021-05-04 providing for the creation of a franchise for the distribution of electrical, and natural gas energy within the City of Bellevue defining the terms and conditions thereof and providing for a bid procedure therefore; and alternatively providing for the payment of minimum franchise fee for all public utilities doing business in the City of Bellevue, not now covered by a current franchise for a first time.

FOR THE RECORD: City Attorney Dave Fessler read Order 2021-05-01 approving a moratorium on the enforcement of outdoor seating zoning regulations.

FOR THE RECORD: Member Fisher questioned if we could extend the moratorium again or past August – this moratorium was placed temporarily to allow outdoor dining during pandemic. City could ask Planning and Zoning to review, however Planning and Zoning has reservations about the outdoor music due to resident complaints. Outdoor dining is expected to be on the May Planning and Zoning agenda. Administrator Warnock advised that he is working on a survey for Council to complete.

MOTION By Guidugli seconded by Fisher that Order 2021-05-01 be adopted as read. Motion carried.

FOR THE RECORD: City Attorney Dave Fessler read Order 2021-05-02 appointing Lauren O’Brien to fill a vacancy on the City of Bellevue Board of Adjustment.

MOTION By Fisher seconded by Kruse that Order 2021-05-02 be adopted as read. Motion carried.

FOR THE RECORD: City Attorney Dave Fessler read Order 2021-05-04 extinguishing and declaring null and void a restriction on the real estate addition at 352 Van Voast Avenue in Bellevue, KY, and attaching the restriction and addition to the real estate located at 613 Center Street in Bellevue, KY.

FOR THE RECORD: City Attorney Fessler explained the background on this property which was obtain by the former owner of 352 Van Voast as former CSX Railroad property. The parcel contains a garage and sits adjacent to 613 Center and is across the alley from the parcel at 352 Van Voast. Council Member Fisher questioned why a restriction was placed on the deed and if a restriction is necessary on the new deed. Attorney Fessler noted that a restriction would not be necessary.

MOTION By Guidugli seconded by Fisher that Order 2021-05-04 be adopted with the removal of the restriction on reconveyance to the property at 613 Center Street be adopted as amended. Motion carried.

FOR THE RECORD: City Attorney Dave Fessler read Order 2021-05-05 approving the extension of a contract between Republic Services of Ohio Hauling, LLC, a contractor who performs residential solid waste removal (“Republic”) and the City of Bellevue, Kentucky (“City”).

FOR THE RECORD: Administrator Warnock provided an explanation to Council that the original contract allows the City to agree to 2 separate two year extensions. Original was 106.80 per unit, 1st two year extension is 110.00 per unit. Council Member Fisher asked if City is happy with Republic – normal issues only. Member Guidugli noted that going out for bid would probably increase the costs. Member Salzman future negotiations should address toters and recycling. Member Guidugli noted that mandatory use of toters should be addressed.

FOR THE RECORD: In Vue event “Bellevue Blossoms will be held on May 15th – 11am – 5 pm.

FOR THE RECORD: Bellevue Dayton Memorial Day Parade will be held Monday May 31st beginning in Dayton at 10:30 am.

FOR THE RECORD: Jewish Hospital Mobile Mammography Unit will be at the Callahan Community Center, 322 Van Voast from 8:30 – 11 am.

MOTION By Guidugli seconded by Kruse to adjourn at 8:15 pm. Motion carried.

Mayor Pro Tem, Ryan Salzman

ATTEST:

Mary H. Scott, City Clerk