

CITY OF EDGEWOOD
SPECIAL COUNCIL MEETING MINUTES
March 12, 2009
6:30 PM

CALL TO ORDER – Mayor Link called the meeting of the Edgewood City Council to order at 6:30 PM in the council chambers of the Edgewood City Building. The following council members were present: Joe Messmer, Jeff Schreiver, Dale Henson, and Steve Middendorf. Also in attendance were City Administrator Roger Rolfes, City Attorney Frank Wichmann and City Clerk Jeanette Kemper. Councilmember Steve Jaeger, Chris Link, and Ray Spears were absent.

INVOCATION AND PLEDGE OF ALLEGIANCE

STAFF REPORTS

Council reviewed reports from the following staff members: City Administrator, City Clerk, Fire/EMS, General Services, Police, and Recreation. Mayor Link asked about street sweeping; Mr. Goetz said we just finished yesterday for the first time this year. It'll be done again in about a month. Mr. Messmer asked if we'll maintain any traffic at all when Brookwood Drive is closed for repairs. Mr. Goetz said traffic will be allowed for residents only; no thru traffic until construction is complete. Mayor Link stated that in the recent newsletter he reported that the Citizen Survey would be going out in May and due in June; the survey already went out and they are due March 30th.

APPROVAL OF MINUTES – February 9, 2009 Meeting Minutes – Mr. Henson made a **motion** to adopt the February 9, 2009 meeting minutes as written; second by Mr. Middendorf. **Motion passed: 4 ayes – 0 nays.**

Recommendation for salary increases for FY 09/10 – Mr. Rolfes asked council for their recommendations on salary increases so that he can start the budget process. Mr. Schreiver suggested discussing it in a committee meeting. A meeting was scheduled for March 23, 2009 at 6:30 p.m. They'll also discuss budget projections, if necessary.

Approval of fire contract with Crestview Hills – Crestview Hills went out for bid for fire service; Edgewood did bid on the area that we've covered in the past. Ft. Mitchell did bid on the entire city. Edgewood's bid was \$35,412 and Ft. Mitchell bid \$10,000 for our area (zone B). Crestview Hills is making a decision tonight; we need approval because the contract expires April 1st. Mr. Messmer made a **motion** to allow the Mayor to sign the contract. Mr. Schreiver said he's not sure about it. Mr. Middendorf asked what area is in zone B; Chief Amon said its Crestview Hills going to Legends Way and including Legends Way, Horsebranch Road, up Napa Valley (condos) and Summit Hills Country Club. Zone A is further out the other direction which Ft. Mitchell covers. Mr. Henson seconded the motion and further stated that he agreed with Mr. Schreiver but would hate to walk away from the money. Mr. Schreiver believes they're taking advantage of us; Ft. Mitchell is dictating it and believes that if the residents of Ft. Mitchell knew what they were doing they'd be upset. Mr. Schreiver said we need to look at the opt out clause in the contract as well as look at it in Erlanger's contract. Mayor Link said discussion of the revenue from this contract could be discussed in the committee meeting on March 23rd. Roll call vote; **motion passed: 4 ayes – 0 nays.**

Request to cancel the March 16th council meeting – due to Mayor Link and Mr. Rolfes being out of town it was requested to cancel the meeting. Mr. Middendorf made a **motion** to cancel the March 16th council meeting; second by Mr. Schreiver. **Motion passed: 4 ayes – 0 nays.**

Citizen survey draft – the survey has been printed and mailed to the residents and are due back March 30th.

Ordinance 2009-01-01 adopting the Cincinnati Bell cable TV franchise agreement – 2nd

reading – Mr. Wichmann read the ordinance: AN ORDINANCE GRANTING AND ISSUING A COMPETITIVE, NON-EXCLUSIVE FRANCHISE FOR A TERM OF 12 YEARS TO AND AUTHORIZING THE EXECUTION OF THE FRANCHISE AGREEMENT WITH CINCINNATI BELL EXTENDED TERRITORIES LLC, ITS PERMITTED SUCCESSORS OR ASSIGNS, PROVIDING FOR THE CONSTRUCTION, ERECTION, INSTALLATION AND OPERATION OF A CABLE TELEVISION SYSTEM FOR THE PROVISION OF CABLE TELEVISION SERVICES IN THE CITY OF EDGEWOOD, ALL UPON THE TERMS, CONDITIONS AND COVENANTS CONTAINED IN THE FRANCHISE AGREEMENT. Mr. Henson made a **motion** to adopt ordinance 2009-01-01; second by Mr. Messmer. **Motion passed: 4 ayes – 0 nays.**

Ordinance 2009-02-04 Traffic Signs installed in 2008 – 2nd reading. Mr. Wichmann read the ordinance: AN ORDINANCE OF THE CITY OF EDGEWOOD, IN KENTON COUNTY, KENTUCKY ESTABLISHING MOTOR VEHICLE REGULATIONS AT VARIOUS LOCATIONS IN THE CITY, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF. Mr. Schreiber made a **motion** to adopt ordinance 2009-02-04; second by Mr. Middendorf. **Motion passed: 4 ayes – 0 nays.**

Ordinance 2009-02-05 Adopt Flood Plain Regulations – 2nd reading. Mr. Wichmann read the ordinance: AN ORDINANCE OF THE CITY OF EDGEWOOD, IN KENTON COUNTY, KENTUCKY, AMENDING THE TEXT OF THE EDGEWOOD ZONING ORDINANCE TO ADD FLOOD PLAIN REGULATIONS IN A NEW SECTION 9.34. Mr. Henson made a **motion** to adopt ordinance 2009-02-05; second by Mr. Schreiber. **Motion passed: 4 ayes – 0 nays.**

Ordinance 2009-02-06 Adopt the 2008 supplement to the code of ordinances – 2nd reading. Mr. Wichmann read the ordinance: AN ORDINANCE OF THE CITY OF EDGEWOOD, IN KENTON COUNTY, KENTUCKY, ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF EDGEWOOD, KENTUCKY. Mr. Schreiber made a **motion** to adopt ordinance 2009-02-06; second by Mr. Middendorf. **Motion passed: 4 ayes – 0 nays.**

Ordinance 2009-03-07 St. Pius bond issue – 1st reading. Mr. Wichmann read the ordinance: AN ORDINANCE AUTHORIZING THE ISSUANCE OF INDUSTRIAL BUILDING REVENUE REFUNDING BONDS, SERIES 2009 (SAINT PIUS X SCHOOL PROJECT) OF THE CITY OF EDGEWOOD, KENTUCKY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,950,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO THE ROMAN CATHOLIC DIOCESE OF COVINGTON TO REFUND OUTSTANDING OBLIGATIONS ORIGINALLY ISSUED TO FINANCE THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF FACILITIES SUITABLE FOR USE IN FURTHERANCE OF THE EDUCATIONAL PURPOSES OF THE ROMAN CATHOLIC DIOCESE OF COVINGTON AND LOCATED WITHIN THE CITY OF EDGEWOOD, KENTUCKY; PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS; AUTHORIZING A LOAN AGREEMENT APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS; AUTHORIZING A BOND PURCHASE AGREEMENT, TAX REGULATORY AGREEMENT AND

ASSIGNMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS.

Ian Koffler, Bond Council from Peck, Shafer & Williams, stated they are refunding bonds from a 2004 bond transaction. The city has no financial obligations to the bonds; the city is prohibited from providing any revenues towards this project and it is noted in the documents. This is being done to lower their interest rate. 2nd reading will take place on April 6, 2009 as well as a public hearing.

Request to allow the Mayor to apply for a text amendment that would allow the zoning administrator to make exceptions in extenuating circumstances – this is in regards to the discussion on sheds at the last meeting. This is the wording we'll be sending in but Area Planning may change it a little. After Area Planning votes on it it'll come back to council for approval. Mr. Henson made a **motion** to allow the Mayor to sign the text amendment application; second by Mr. Schreiber. Mr. Messmer asked why it was written the way it was. No one really knows but Mr. Rolfes said the best that he knows there were a number of people who didn't like the metal type shed; Mayor Link thinks it was to discourage people from putting up buildings in their backyards. **Motion passed: 4 ayes – 0 nays.**

Resolution 2009-01 authorizing the Mayor to sign an agreement to provide Fire/EMS service to the specific portion of Crestview Hills – Mr. Schreiber made a **motion** to adopt Resolution 2009-01; second by Mr. Middendorf. **Motion passed: 4 ayes – 0 nays.**

Municipal Order 2009-04 declaring the fire department radio's as surplus property- Mr. Henson made a **motion** to adopt Municipal Order 2009-04 second by Mr. Messmer. **Motion passed: 4 ayes – 0 nays.**

Purchase agreement with Summit Fire Apparatus – due to Mr. Messmer being a member of city council and a principal of Summit Fire Apparatus it is necessary to authorize this to comply with KRS 61.252. A copy is attached for the record. Mr. Schreiber made a **motion** to adopt the purchase agreement; second by Mr. Henson. Mr. Messmer abstained. **Motion passed: 3 ayes – 1 abstention.**

Purchase agreement with Swan Floral – due to Mr. Schreiber being a member of city council and affiliated with Swan Floral it is necessary to authorize this to comply with KRS 61.252. A copy is attached for the record. Mr. Henson made a **motion** to adopt the purchase agreement; second by Mr. Messmer. Mr. Schreiber abstained. **Motion passed: 3 ayes – 1 abstention.**

ANNOUNCEMENTS:

- Prescription discount cards will available at city building on March 26th.
- Brookwood Dr. will be closed from Dudley to Brookwood Circle during April for street reconstruction. Notice of the exact dates of the closure will be published as soon as they are finalized. Detour signs will be posted and notices will be distributed to all affected residents.
- Edgewood Fire Fish Fry's continue every Friday through April 10th at the Senior Center from 5 p.m. – 8 p.m.
- The Easter Egg Hunt will be held on Saturday, April 4th at 2 p.m. at Presidents Park.

ADJOURNMENT

Mr. Henson made a **motion** to adjourn at 7:30 p.m.; second by Mr. Messmer. **Motion passed: 4 ayes – 0 nays.**

Attest: Jeanette Kemper
Jeanette Kemper, City Clerk
Date passed: 4/6/09

John D. Link
Mayor John D. Link

PURCHASING AUTHORIZATION WITH SUMMIT FIRE APPARATUS

A motion for the record:

Whereas, Joseph Messmer, is a member of city council and a principal of Summit Fire Apparatus and, if at times, it is in the best interest of the City of Edgewood to acquire parts and labor for our fire apparatus and equipment. Because of price, supply or convenience we acknowledge this fact and authorize the following:

1. Where possible city staff will advise city council in advance of such intent and request authorization to make a purchase.
2. In the event the final price is greater than approved the invoices will be presented to city council for approval.
3. In the event of an emergency, the City Administrator, or designee, may authorize the purchase and city council will be made aware of the circumstances for such an emergency at the next council meeting.

This will be done to comply with KRS 61.252.

PURCHASING AUTHORIZATION WITH SWAN FLORAL AND GIFT SHOP

A motion for the record:

Whereas, Jeff Schreiver, is a member of city council and affiliated with Swan Floral and Gift Shop and there are times where for price, convenience, or variety of selection, the city will purchase flowers or candles from Swan Floral and Gift Shop. We acknowledge this fact and authorize the following:

1. Where possible city staff will advise city council in advance of such intent and request authorization to make a purchase.
2. In the event the final price is greater than approved the invoices will be presented to city council for approval.
3. In the event an arrangement is sent due to a business opening, illness or death such purchase can be authorized by the City Administrator, or designee, and city council will be made aware of the circumstances at the next council meeting. Any purchase made prior to obtaining specific approval will not exceed \$60 including delivery charges.

This will be done to comply with KRS 61.252.