

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, JANUARY 10, 1983, AT 8:00 P.M. WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, KNOCHELMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer to accept the minutes of the December 13, 1982, meeting as submitted. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

Mayor Niehaus commented on the new State flag now in Council Chambers, received through the efforts of Councilman Paul Sorg, and thanked him for his efforts in obtaining this flag for the City.

#### PETITIONS & DELEGATIONS

1. Chief Ostendorf introduced to Council three applicants for membership in the Volunteer Division of the Park Hills Police Department - Michael Jansing, Adrienne Hughes and William Averdick. The name of Ms. Jamie Puthoff, a fourth applicant, will be submitted as soon as she established residence in Kentucky.

The Clerk presented Resolution No. 1, 1983, "A RESOLUTION APPOINTING MICHAEL T. JANSING, ADRIANNE HUGHES AND WILLIAM R. AVERDICK AS MEMBERS OF THE VOLUNTEER DIVISION OF THE CITY OF PARK HILL POLICE DEPARTMENT". A motion was made by Mr. Sorg and seconded by Mr. Fangman that Resolution No. 1, 1983, be adopted as read. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### OLD BUSINESS

1. Northern Kentucky Area Planning Commission - No further progress.

2. Apartment Tax Suit - Due to the absence of the City Attorney, the Clerk informed Council that a Notice of Appeal was filed with the Kenton County Circuit Clerk on December 22, 1982, re the case of Park Hills vs. Robert Dickman.

3. Fire Plug on Jackson Road - Vice-Mayor Fangman informed Council that the reinforced concrete pipe surrounding the plug is in place. When installing the pipe it was noted the nozzle had a small leak and Mr. Fangman requested Fire Chief Kaelin to check this problem before completing the installation.

The Chief informed Council this is being done and he is to inform Mayor Niehaus if the leak continues, who in turn, will notify the Water Commission. Once the leak in the plug is repaired, the work will continue with the area being filled with gravel and covered with soil. A four-inch space was left for the Fire Department when working with the valve.

4. Housing Authority Hearing - Mr. Jack Ehrman, Housing Authority Officer, informed Council that two letters, sent by registered mail, to Mr. James Hartberger and Mr. Dempsey Merrell were received by both parties. They were notified that if no plans for renovation and repair were received a formal hearing would be held on January 17, 1983. Mr. Ehrman has received no word from Mr. Merrell. He will call Mr. Merrell requesting information regarding his plans.

Mr. Paul informed Council that he received plans from Mr. Hartberger to renovate two residences located at 1006 and 1012 Amsterdam Road. This renovation includes correcting any structural deficiencies, electric rewiring, 8-inch vinyl siding on the outside of 1012, replacing of gutters and downspouts. The wall to the rear of 1006 Amsterdam is also to be repaired. The plumbing is also to be inspected. No Certificate of Occupancy will be issued until this work is completed. Mr. Hartberger is to be given 30 days to begin work once the permit has been issued. Mr. Hartberger has made no reference as to what his plans are regarding 1004 Amsterdam Road.

A Housing Authority meeting will be held at 7:30 P.M. on January 17, 1983, so that all plans submitted by the property owner can be reviewed by the Building Committee and recommendations made. Mr. Ehrman will notify Mr. Hartberger and Mr. Merrell of this meeting.

5. Storer Cable restoration work - Mayor Niehaus informed Council that concrete was being poured in front of Kelley Plumbing on the Dixie Highway. The Mayor contacted Mr. Chip Winston of Storer, indicating that no digging could begin on underground cable until the restoration work needed to be done in other areas of Park Hills is completed.

Mr. Wehrmeyer questioned Mayor Niehaus as to any information he received re hookup of cable in the Lawton Road area. The Mayor has received no indication when cable will be available for the residents of that area.

6. Snow emergency signs - No further progress

Chief Ostendorf did submit to Council a copy of the City of Erlanger's snow emergency ordinance. A second copy has been given to the City Attorney. The Erlanger ordinance declares the emergency once the snow is on the ground. The Chief proposed that we anticipate the snow emergency from a solid weather forecast and hopefully get the streets cleared before the cars are frozen to the spot.

Mayor Niehaus suggested the use of radio and TV to request the residents to remove their cars from the streets to allow snow removal to go ahead unimpeded.

Several suggestions were made as to how the streets are to be plowed to make it as easy on the residents as possible. Councilman Osterhage suggested signs indicating cars must be off the streets between 10:00 A.M. and 2:00 P.M. to allow complete snow removal by Public Works employees.

Snow signs must still be obtained to make these suggestions work. Chief Ostendorf and Councilman Knochelman will continue with mapping plans of Park Hills city streets.

7. Police training and tenure - Awaiting report from the City Attorney.

NEW BUSINESS

1. Mr. Wehrmeyer submitted to Council photos taken of the area containing several garages along the Dixie Highway, and other commercial property showing the disrepair of the concrete along the highway. Mr. Wehrmeyer suggested the property owners be contacted and asked to clean up the area, either by removing junked cars, repairing concrete in front of their establishments, etc. It was noted that regulations contained in the State statute limit the storing of more than 5 cars on the property. A section of the Park Hills Zoning Ordinance also deals with disabled cars being left sitting on the property, but the owners will indicate they are a part of their business.

Mr. Paul informed Council that a contract between the State Highway Department and the City of Park Hills, which he believes is still in force, states that the State Hwy. Dept. is responsible for the Dixie Hwy. from the edge of the pavement up to the curbing. Between the back of the curbing and the edge of the right-of-way is the responsibility of the individual owner. It is a state law that the City may repair the property, for which the owner is held responsible, and then assess said property owners for same. The 10-feet between the property line and the right-of-way is susceptible of being assessed by the City for the use of the City. Mr. Fangman suggested that the property owners be notified that if it is not taken care of the City Council will institute proceedings along that same basis.

Vice-Mayor Fangman suggested to Mayor Niehaus that he appoint a committee to check into this situation and report back to Council with a possible solution. After discussion, the Mayor appointed the committee consisting of Mr. Wehrmeyer as Chairman, Mr. Osterhage and Mr. Fangman.

2. Mr. Wehrmeyer discussed the safety hazards involved along Amsterdam Road during the hours between 4:00 and 8:00 P.M. going north, because of parked cars on this road. He questioned what measures could be taken to alleviate the situation. On suggestion was "No Parking" between certain hours of the day. Mayor Niehaus suggested sending letters to property owners on the street from approximately 1333 Amsterdam Road to Sleepy Hollow Road, suggesting that during certain hours they refrain from parking their cars on Amsterdam to alleviate the hazard. This letter to be signed by the Mayor.

3. Mr. Wehrmeyer asked if anything further had been done in connection with painting the crosswalk on Amsterdam Road leading to the City Building. Chief Ostendorf will check the street code to see if a "PED" crossing sign is needed before the crosswalk lines are painted.

4. Mayor Niehaus brought before Council that drivers are illegally crossing the island "Y" separating both sides of Amsterdam, which could easily cause an accident. He suggested a form curb being installed approximately 80' down from the beginning of the island, on both sides, and filled with crushed rock. The Mayor will follow through on this.

5. Mr. Wehrmeyer informed Council that several Christmas trees had been set on fire inside the bus stop on Hamilton Road, damaging the ceiling of same. The City Treasurer will contact the insurance agent re coverage that may cover this vandalism.

6. Mr. Wehrmeyer wondered if there were any Federal grants the City may take advantage of in the future. Both the Mayor and City Treasurer have checked into this and found the City of Park Hills does not meet the criteria necessary to qualify for Federal funding.

7. The City Clerk presented Ordinance No. 1, 1983, "AN ORDINANCE FIXING THE TAX RATE OF THE CITY OF PARK HILLS FOR THE YEAR 1983, LEVYING A TAX ON ALL REAL AND PERSONAL PROPERTY SUBJECT TO TAXATION FOR GENERAL PURPOSES; FIXING THE DATE OF PAYMENT, AND PROVIDING A PENALTY FOR FAILURE TO PAY SAME AT SUCH TIME", for its first reading.

This ordinance had been prepared by the City Treasurer at the direction of the Finance Committee of the City, consisting of Mayor Niehaus, Vice-Mayor Fangman and Councilman Osterhage, which had met for the purpose of setting the tax rate at a meeting held on Friday, January 7, 1983. The City Treasurer indicated to Council that the tax rate set called for a reduction of

three cents for the payment of the Fire Equipment Bond Issue and an increase of eleven cents, being an increase of 4% over last year's rate and being within the limitations of the State statute. Members of the Finance Committee and the City Treasurer indicated that this would result in a net increase of taxes over 1982 of eight cents per thousand or an additional \$4.00 on real estate appraised at \$50,000. Of the eight-cent increase, the Treasurer and Finance Committee told Council that four cents of the increase was necessary to cover the increase of the Homestead Exemption, which amount is now \$2,100 more, per eligible unit, over last year's exemption. This amount will be in effect for the years 1983 and 1984. The increase in the Homestead Exemption, along with the allowance for disability exemption, had resulted in a loss of tax base of over \$600,000.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer to accept for its first reading Ordinance No. 1, 1983. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

Mr. Fangman suggested Council study insurance and payroll taxes now used in other cities as alternate means of increasing City revenues in the future.

8. Mrs. Harold McKinley questioned Council in connection with the parking pad problem on Old State Road. The McKinleys were asked to come to Council by their neighbor re the above, and she wondered if anything had been listed on the agenda. Mr. Ehrman, who is also involved in this problem felt the question had been answered. Since the problem has not been technically settled it was suggested by Vice-Mayor Fangman that the legal answers be obtained from the City Attorney and then both parties be notified when a meeting will be held to solve this problem.

#### COMMITTEE REPORTS

##### Public Works Department

1. Mr. Wehrmeyer commended Raymond Budde on the fine job he has done in the past year, and it is much appreciated.

2. Mr. Sorrell informed Council of a water drainage in front of Rick Smith's house on Arlington Road, which freezes in cold weather. The Mayor mentioned that the City plans to install a gutter to divert the water which will eliminate the icy conditions. The Public Works Dept. will continue salting the area until the gutter is installed.

3. Rosemont hill has two big holes in the middle near the area of 614 Rosemont. Crushed rock is being dumped into this hole by the Public Works Department.

4. Mr. Wehrmeyer informed Council that on the north side of Amsterdam near the "island" also has a large hole which will be repaired by Cincinnati Blacktop in the near future.

##### POLICE DEPARTMENT

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman to accept the report of the Park Hills Police Dept. for the month of December, 1982, as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.



2. Chief Ostendorf thanked Council for their interest and attendance at the Police Chiefs Assn. meeting.

3. The Chief informed Council of the special award program to be presented at the department's annual holiday dinner.

#### FIRE DEPARTMENT

1. No report submitted.

#### RESCUE SQUAD

1. A motion was made by Mr. Sorg and seconded by Mr. Osterhage to accept the report of the Park Hills Rescue Squad for the month of December, 1982, as submitted. Mr. Sorge, aye; Mr. Osterhage, Mr. Wehrmeyer, aye; Mr. Fangman, aye; and the motion carried.

2. It was noted that the ambulance is under repair and will be out of service for a short while. The reserve ambulance is still under insurance coverage and is being used in the interim.

#### FINANCE DEPARTMENT

1. A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman to accept the report of the General Fund, Report of Budgeted Expenditures for the sixth month of the Fiscal Year and the sixth month Report of Receipts received as compared to the estimated receipts. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Osterhage, aye; and the motion carried.

2. It was noted that the Police Dept. is slightly over its budget for the six-month period and the Rescue Squad could be in trouble if spending is not reduced. If any department goes over budget it would have to go before Council for approval before allocating any additional funds needed.

3. Mr. Fangman informed Council that an additional bill was received from Paul Michels Company for extra work done on the Montague Road project. Mr. Fangman submitted the above bill to Mayor Niehaus at the Finance Committee meeting, noting that the City of Covington had paid their 50% share of the bill and informed Mr. Michels to submit to the City of Park Hills an invoice for their 50% share. Mr. Fangman asked for Council's approval to pay this bill in the amount of \$2,622.50, upon Mayor Niehaus' recommendation after checking the site.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that the bill of the Paul Michels Company in the amount of \$2,622.50, be paid out of the State Aid Road Fund upon the approval of the Mayor. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; and the motion carried.

#### BUILDING & ZONING MATTERS

1. No permits were issued during the month of December, 1982.

2. Mr. Earl Paul, in his capacity as Building Inspector, informed Council that as of July 1, 1983, as passed by State legislature, each city will have to have a certified Building Inspector. If not, the work will be done by the County and then billed to the individual city.

After lengthy discussion during which Mr. Paul outlined the requirements and regulations to be followed, it was decided by Mayor Niehaus and the City Council that a letter be sent to Mr. Terry Slade, Div. of Bldg. Codes Enforcement, over the signatures of Earl L. Paul, Bldg. Insp. and Joseph B. Niehaus, Mayor, indicating that the City of Park Hills will abide by Article 1 of the Ky. Bldg. Code insofar as one and two-family residences are concerned. Also, Mr. Earl L. Paul, the Bldg. Insp., will abide by the K.B.C. Article 1, Sections 108.0 and 109.0.

#### COMMUNICATIONS

1. Invitation from the No. Ky. Police Chiefs Association annual installation dinner-dance to be held on January 22, 1983.

The Clerk then read a series of bills payable:

#### CITY OF PARK HILLS GENERAL FUND:

##### GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 659.32
Security Bank - Fed. w/h for Jan.	60.20
Ky. State Treasurer - S.S. w/h for Jan.	111.66
Ky. Retirement Systems - Pension premium for Jan.	85.41
BC/BS of Ky. - Medical coverage for Jan.	201.08
Postal Instant Press - 500 Sheets letterhead	18.15
Merchants Typewriter Co. - 1 Royal calculator	159.00
Pitney Bowes - Meter rental (1/16 - 4/15/83)	55.50
Chas. Bilz Ins. Agency - Workmen Comp. ins.	20.00
James N. Howard - Filing appeal (P.H. vs. R. Dickman)	100.00
U.S. Post Office - Postage to replenish meter	70.00
J. C. Victor - Research on Tax/occ. lic. ors. (Dickman vs P.H.)	65.34
Pitney Bowes Credit Corp. - Mail Mach/Scale rental (12/30-3/30)	90.00
Radio Shack - 6 mini cassette tapes	8.39
K-Mart - 2 File cabinets	111.94

##### PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 662.89
Earl L. Paul - Bldg. Insp. fees	12.07
Security Bank - Fed. w/h for Jan.	101.10
Ky. State Treasurer - S.S. w/h for Jan.	121.12
Ky. Retirement Systems - Pension premium for Jan.	91.22
BC/BS of Ky. - Medical coverage for Jan.	50.00
Bavarian Trucking - Trash fee for Dec.	3,558.06
Chas. Bilz Agency - Workman Comp. ins.	363.00
Ideal Supplies, Inc. - Gravel and supplies	17.29

James Kaelin - Part-time labor	\$ 50.00
Chevron, USA - Gasoline	54.63
Raymond Budde - Supplies for vehicle maintenance	3.78
Kenton Co. Fiscal Ct. - 1 "No Passing" sign	15.90
Raymond Budde - Car wash (Jeep)	3.00
Equipment Consultants, Inc. - Rental of gas post hole digger	27.00

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,083.42
Ronald Heideman - "	882.03
Paul Hellmann, Jr. - "	989.95
Terrance Denniston - "	886.14
Nancy Noel - "	337.10
Thomas Houpp - "	28.44
Wayne Menefee - "	61.17
James Decker - "	122.46
Security Bank - Fed. w/h for Jan.	704.60
Ky. State Treasurer - S.S. w/h for Jan.	797.68
Ky. Retirement Systems - Pension premium for Jan.	582.71
BC/BS of Ky. - Medical coverage for Jan.	414.84
Kenton Co. Water District - Gasoline	129.28
Waltz Business Equipment - 12 Ribbons for typewriter	15.34
Orr Safety - First aid supplies and equipment	160.56
Radio Shack - 96 AA batteries	25.92
Photo Bug - Film and processing	154.41
SPCA Dog control - (9/1/-10/81/82--9 hrs. at 30.00 per hr)	270.00
Chas. Bilz Ins. Agency - Workmen Comp ins.	1,835.00
Bluegrass Communications - Monthly radio contract	34.00
Credit Bureau of No. Ky. - Credit check on 6 P.D. applicants	21.50
Cincinnati Bell - Police phone	88.43
Postal Instant Press - 250 Police forms	12.65
U.S. Post Office - Postage to replenish meter	50.00
Ideal Supplies, Inc. - Supplies	.80
Chevron, USA - Gasoline	356.44
Radio Shack - 12 mini cassette tapes	16.72
Old Mill Service - Cruiser maintenance	55.85
No. Ky. Police Chiefs Assn. - Annual installation dinner	25.00
Postal Instant Press - ID cards and envelopes	49.15
Fenders Wrecker Service - Repair of spotlight on cruiser	15.00
Park Hills Pharmach - 1 felt pen	.79

FIRE DEPARTMENT

H.E.C. Electronics - Radio Repair	\$ 95.28
Chevron, USA - Gasoline	14.95
Cincinnati Bell - Fire phones	110.42
Fire Engineering - Two-yr. magazine subscription	26.00
No. Ky. Firemen's Educational Assn. - 1983 dues	20.00
Kenton-Boone Co. F.F. Educational Assn. - 1983 dues	5.00
Ft. Wright Fire Dept. - Supplies (Fire prevention program)	82.00
James E. Brown - Expenses, fire & arson seminar	50.00
Kenton Co. Fire Chiefs Assn. - Assessment	150.00

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 301.11
Security Bank - Fed. w/h for Jan.	17.80
Ky. State Treasurer - S.S. w/h for Jan.	46.90
James N. Howard - Delinquent tax fees (Kochera & Leonard)	131.22
U.S. Post Office - Postage to replenish meter	180.00
The Cinn. Enquirer - Legal Notice (H.E.)	24.64
Postal Instant Press - Dog tag notices	21.65
Jos. J. Sayre & Son Co. - Set of date band for "PAID" stamp	8.00
Wm. B. Hoffmann - Tax refund (overpayment)	100.00
Credit Account - Check returned for insuff. funds (auto stk)	7.50
Park Hills Petty Cash Fund - for use during sale of auto stks. (to be repaid out of auto stk funds)	100.00

CITY BUILDING

Ideal Supplies, Inc. - Supplies	\$ 3.89
U.L.H. & P. Co. - Gas and electric	619.95
Cincinnati Bell - Phone service	41.10
Raymond Budde - Cleaning supplies	15.81
John R. Green Co. - Flag pole and stand	9.85
Raymond Budde - Bathroom mirror	3.15
Mellocraft Co. - 6 Mopheads	21.90

STREET LIGHTING

U.L.H. & P. Co. - Street lights	\$ 749.25
" - Traffic lights	85.92

RESCUE SQUAD

P & R Auto Repair - Ambulance repair	\$ 118.10
John Donnelly - Repair & transfer radio eqpmt from old to new amb	151.00
Mark Dreyer - First aid supplies	127.40
Ky. Motor Service - Equipment maintenance	69.22
Medicus, Inc. - First aid supplies	257.46
Dyna Med, Inc. - " " "	229.30
Chevron, USA - Gasoline	48.30

Total amount of bills payable out of the General Fund..... \$ 21,199.50

PARK HILLS SANITATION MAINTENANCE & REPLACEMENT FUND

Kenton Co. Sanitation Dist. #1 - Billing chgs. (Oct-Nov-Dec)	\$ 273.60
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CITY OF PARK HILLS F.E.B. DISBURSAL ACCOUNT

Security Bank, Inc. - Payment for 2 F.E.B. coupons	250.00
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FEDERAL REVENUE SHARING FUND NO. 2

Accounting Machine Corp. - 1 Royal Bond Copier	1,781.05
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PARK HILLS STATE AID ROAD FUND

S & L Concrete - Gravel installed along various sts. in P.H.	\$ 80.00
Paul Michels & Sons, Inc. - Extra work on Montague Rd. repair	2,622.50
Emcol of Ohio, Inc. - 10 Pails Perma Pave	81.50
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	\$ 2,784.00

A motion was made by Mr. Osterhage and seconded by Mr. Fangman that the above bills, payable out of several funds, be paid. Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

A motion was made by Mr. Fangman and seconded by Mr. Sorrell that this meeting recess to Monday, January 17, 1983. Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN A RECESSED SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, JANUARY 17, 1983, AT 7:45 P.M., WITH MAYOR NIEHAUS PRESIDING AND ALL COUNCILMEN PRESENT.  
THIS MEETING WAS RECESSED FROM THE REGULAR COUNCIL MEETING HELD ON MONDAY, JANUARY 10, 1983.

1. The City Clerk presented Resolution No. 2, 1983, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF PARK HILLS AUTHORIZING THE POLICE DEPARTMENT OF THE CITY TO ESTABLISH AN AWARDS HONOR PROGRAM FOR CERTAIN MEMBERS OF THE DEPARTMENT WHO, IN THE OPINION OF THE CHIEF, HAVE RENDERED OUTSTANDING SERVICES IN CERTAIN CATEGORIES". A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman to accept this resolution as read. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelmann, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

2. All members of Council were supplied with a copy of the letter to be sent to all residents of Amsterdam Road requesting voluntary removal of cars parked on Amsterdam Road during morning and evening rush hours. Vice-Mayor Fangman suggested inserting into the letter notice to residents that "No Parking" signs may be erected if there is no voluntary participation. Mayor Niehaus also suggested that the letter should mention that the City may plan to widen the street, at the owners' expense, if necessary. After discussion among Council members, the letter was given to Mr. Wehrmeyer and Mr. Osterhage for minor changes in the wording.

3. Disposal of old copier - Treasurer Clark informed Council that we could not trade in the old 3M copier to the Accounting Machine Corp., who sold us the new piece of equipment, which is a Royal 110. Vice-Mayor Fangman suggested that Gloria Dei Lutheran Church may be interested in the old copier, which would have been worth approximately \$300.00 as a trade-in, if a new machine had been bought from the 3M Company. After discussion among Council members a motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that the old 3M copier be offered to Gloria Dei Lutheran Church, with the understanding if they do not want it, it will not be used by any other department in the City. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelmann, aye; and the motion carried.

4. Parking Pads - City Attorney Howard informed Council he had obtained a copy of a plat of Old State Road from the Kenton County Clerk's office, which shows a 20-ft. right-of-way on either side of the center line of Old State. Mr. Clark, the City Treasurer, pointed out the west side of Old State had been widened, leaving approximately 10 ft. on the unpaved portion.

After being questioned by Vice-Mayor Fangman, it was the Attorney's opinion that parking pads built on the City's right-of-way cannot be considered private property and the parking space is available to any person as long as he is not in violation of any of the City of Park Hills Parking Ordinances.

There was lengthy discussion among Council with opinions given by certain members of Council and Mr. & Mrs. Harold McKinley.

City Attorney Howard suggested that a new ordinance be drafted regulating parking pads, which hopefully would be a solution to the parking pad problem.

5. Apartment Tax Suit - City Attorney Howard informed Council he would have available within the next few days a memorandum discussing the validity of apartment licenses for their review. He will be recommending that the City completely revamp its occupational license ordinance to comply with all legal

regulations. He informed Council that his interpretation would be that each separate unit owned would be a separate business.

Mayor Niehaus brought before Council a newspaper article covering stiffer penalties for Covington landlords who are not in compliance with the city's housing, fire and building codes, suggesting this may also be an approach the City can take.

As mentioned to Council earlier, the City Attorney feels a back-up ordinance should be prepared if our present ordinance is overturned by the Court of Appeals.

6. The Mayor informed Council that the bill from Paul Michels Co. for extra work done on Montague Road in the amount of \$2622.50 will be paid out of the State Aid Road Fund.

7. Mayor Niehaus informed Council that a letter was received from the Municipal League, enclosing a Resolution supporting the "911" emergency dispatching number. Copies will be ready for the next Council meeting for a decision by members of Council.

8. Police Training & Tenure - City Attorney Howard will try to have an ordinance drafted by the next Council meeting in February.

9. Mayor Niehaus informed Council that foreclosure proceedings have been started against Chelsea Moore Corp., owners of the Park Crest Condominiums. Nothing has been received by the City, in writing, as yet.

10. A motion was made by Mr. Sorg and seconded by Mr. Sorrell to accept the report of the Park Hills Vol. Fire Department for the month of December, 1983, as submitted. Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Knochelman, aye; and the motion carried.

11. N.K.A.P.C. - Mr. Larson did not appear at Council meeting on January 10, 1983, since he was under the impression that Mayor Niehaus would be out to sign an application, through Kenton County Planning Comm., that zoning changes stay in conformance with Park Hills ordinances before adoption of the area-wide comprehensive plan. The Mayor will sign the application on January 18, 1983.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Knochelman that this meeting adjourn. Mr. Wehrmeyer, aye; Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, FEBRUARY 14, 1983, AT 8:00 P.M., WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT. ABSENT: COUNCILMAN KNOCHELMAN.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman that the minutes of the January 10th and January 17, 1983, meetings be approved as submitted. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Chief Ostendorf introduced Ms. Jamie Lu Puthoff to Council members as the newest member of the Volunteer Division of the Park Hills Police Dept.

The City Clerk then read Resolution No. 3, 1983, "A RESOLUTION APPOINTING JAMIE LU PUTHOFF AS A MEMBER OF THE VOLUNTEER DIVISION OF THE PARK HILLS POLICE DEPARTMENT". A motion was made by Mr. Sorg and seconded by Mr. Fangman that Resolution No. 3, 1983, be adopted as read. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### OLD BUSINESS

1. Apartment Tax Suit - City Attorney Howard indicated that the appeal to the Kentucky Court of Appeals had already been filed in this case. He further indicated that he felt there was a reasonable chance that the Court of Appeals would uphold Judge Dunn's ruling that a tax levied against apartments, by unit, would be discriminatory. He then told Council that he thought the proper approach would be a procedure in which the entire Park Hills Occupational License Ordinance was changed to provide a tax levied on the gross wage of all persons employed in the City of Park Hills where the business situs was located within the City. This would be augmented by a tax levied either against the gross profit of all firms doing business within the City of Park Hills or a tax levied against the net received by these businesses, in addition to a flat charge levied against the business per se. This system is the one in general use by many of the neighboring cities. A system for collection of tax from the employees and the employers would be worked out by the Finance Department for transmission for action to the office of the City Clerk. Before such an ordinance is drafted it should be preceded by the investigation by a Council committee as to the number of employees working within the City of Park Hills, which is necessary to establish the broadness of the base for the imposition of such a tax. The attorney indicated that this tax should be paid by all persons employed within the confines of the municipality. He also stated that contracting firms with a business situs outside the City would be subject to the tax on the wages of employees for that portion of the work done and the wages earned within the City of Park Hills, including, among other things, a tax against insurance companies based on the amount of business done within the City regardless of business situs of the insurance companies.

In regard to the effect of a new ordinance on the apartment tax, Mr. Howard stated that Judge Dunn's ruling against the City in the suit filed by Robert Dickman effected Mr. Dickman's properties only and did not invalidate the tax paid by other apartment owners who had not been a party to the suit. However, if it was the desire of Council that a new Occupational License ordinance, as outlined above, be drafted, that it might be well to contact Mr. Dickman's



attorney and at this point both parties cease any further action in the Court of Appeals and attempt to have the appeal dismissed.

Councilman Wehrmeyer then asked the City Attorney if the new ordinance were adopted, would the occupational license levied against Robert Dickman still be based on a per unit charge. The City Attorney informed him that, in his opinion, an occupational license would be charged against the corporation, but that the employees of Mr. Dickman's corporation would be subject to the payroll tax to be incorporated and that it might be possible to establish a minimum tax which the corporation must pay. Mr. Dickman would be made subject to a tax upon corporate profits with a minimum as stated above.

Upon further inquiry by Mr. Wehrmeyer as to the possibility of the Dickman Corporation showing no profit and therefore subject to no tax to be paid by same, the City Attorney replied that it is the function of the corporation to earn money and that the tax would be based upon the net profit of that corporation or any corporation with a minimum fee established by action of Council. He indicated to Mr. Wehrmeyer that it would be impossible to levy the tax against an individual unit since this was the portion of the ordinance declared invalid by Judge Dunn under the terms that it was discriminatory in nature, and that it was the opinion of researchers into this matter that all city ordinances levying a tax against apartments by unit were looked upon with disfavor by judges and other legal authorities. Under these circumstances, and upon question by Mr. Wehrmeyer, the City Attorney suggested that the City have the suit dismissed and that we proceed with the enactment of an entirely new occupational license ordinance which would adequately cover a fee levied against apartment owners. He indicated that while it was possible that Judge Dunn's decision would be overturned by the Court of Appeals and the present ordinance covering apartment taxes be upheld, that it was possible that the Court of Appeals would declare that not only that section dealing with apartments was invalid, but that the entire occupational license ordinance was invalid, which would prohibit the collection of any occupational taxes in any category as set forth in the present City of Park Hills Occupational License Ordinance.

City Attorney Howard then gave a brief review of the history of occupational license ordinances which had been prepared in an effort to meet the Court's objection, but apparently did not so do. Mr. Sorg asked if it were possible to continue the appeal and at the same time have the attorney prepare a new occupational license ordinance and also as to the costs to the City of the appeal. The attorney said that it was possible. Mr. Howard said it must be investigated to determine the broadness of the base for an earnings tax before such action should be considered.

Vice-Mayor Fangman inquired as to the effect an adverse decision by the Court of Appeals would have upon similar laws of other cities. Mr. Howard replied that once an adverse decision was rendered in the Park Hills case this would rule for other cities having like ordinances.

Mr. Howard told the Vice-Mayor that two meetings had been held with other city attorneys to discuss matters relevant to the cities, but that the meetings had ended without any actual progress being made.

Mr. Fangman again introduced the cost of the appeal. It was determined that we had already paid the necessary filing fee of \$100.00 and the City Attorney indicated that to prepare the brief necessary for presentation to the Court of Appeals would take 7 or 8 hours at a cost of approximately \$300.00. These costs were in addition to the bill rendered by the City Attorney in the amount of \$700.00 for his time on working on the project up to date.

Mayor Niehaus asked the City Attorney if it were possible for the City of Park Hills to adopt an ordinance similar to that enacted by the City of Covington. Mr. Howard replied that the original ordinance of the City of

Covington was similar to that of Park Hills and that in an effort to meet the restrictions levied by the Court that their ordinance was based upon an annual inspection fee, but that such action by the City of Park Hills would be impossible since we would be unable to provide a full-time staff of a Housing Department such as the ordinance of the City of Covington now provided.

Mr. Howard told Council that before the Occupational License Ordinance was changed to a new proposal that it must be determined if the base for taxation was broad enough to favorably compare with the present occupational license, which the City had presently.

Additional discussion was held by members of Council as to the imposition of either a net or gross earnings tax. It was suggested that the City Attorney investigate both possibilities with the idea of providing a bracketing feature for the gross.

The City Clerk then inquired that since the apartment tax feature of the Occupational License Ordinance was due during the month of May, what steps should she take in collecting same for 1983. The City Council and the City Attorney indicated that bills for the apartment tax should be sent out to all apartment owners since the matter was before the Court of Appeals and that the present ruling by Judge Dunn effected only the apartments of Robert Dickman.

There was additional lengthy discussion as to the effect that a new ordinance would have upon the amount collected under the apartment tax feature of the present occupational license ordinance, and inquiries were made by Council if it were possible in any way to amend the occupational license ordinance to language which would meet the objections of Judge Dunn and the possible objection of the Court of Appeals. Attorney Howard then presented to Council a summary of his argument which had been used in the Circuit Court case and was of the opinion that it would be very difficult to amend the present ordinance, using the individual apartment as the tax base for the collection of apartment tax fees.

Following this discussion a motion was made as follows by Mr. Sorg and seconded by Mr. Wehrmeyer that the City continue the suit in the Court of Appeals and at the same time that the City Attorney be directed to prepare a back-up ordinance for adoption if, after verdict rendered, it seemed that this would be the best way to go. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Fangman, aye; and the motion carried.

2. Housing Authority Hearing - Mr. Erhman, Housing Authority Officer, informed Council that at the January 17th meeting of the Housing Authority Mr. James Hartberger indicated to those present that he will improve the buildings located at 1002, 1004, 1006 and 1012 Amsterdam Road. Work will start on these buildings as soon as the weather permitted.

At present Mr. Hartberger only has building permits for 1006 and 1012 Amsterdam. The previous permit issued for 1004 has expired and a new one must be obtained. These buildings are being converted to one-family residences and cannot be reverted back to two or more family residences.

At 7:30 this evening a meeting of the Housing Authority was held with Mr. Jack Torline who is interested in purchasing the property at 1011 Amsterdam Road. If he does buy the property he will tear down the old house now situated on the property and build 2 or 3 duplexes, which will be in line with zoning regulations. Mr. Torline was at the meeting this evening to check on what steps to follow as far as City building and zoning ordinances and codes are concerned. He was told by Mr. Ehrman that the City would have no objection to duplexes being built on this property.

Vice-Mayor Fangman suggested that copies of the January 17th and February 14th Housing Authority minutes be supplied to all Council members.

3. Snow Emergency Signs - No further progress.

Chief Ostendorf sent a copy of the Erlanger ordinance to City Attorney Howard, who indicated to Council that this ordinance allows the City of Erlanger to select certain streets for snow emergency signs once the accumulation of snow and ice reaches two inches, or a snow emergency being declared by the Mayor at any time when he determines that snow or ice would substantially create a risk of collision of vehicles being operated on the streets with other moving vehicles or parked vehicles. This ordinance also authorizes peace officers in the Commonwealth to cause any motor vehicle in violation to be removed, with a \$10.00 to \$100.00 fine.

Chief Ostendorf questioned the attorney if any problem would arise if the vehicle were towed during the snow emergency. Mr. Howard felt the snow emergency ordinance would supercede any regulations against towing cars that are normally parked on the street since this procedure is followed nationwide. Council will examine this ordinance for adoption for the following winter season.

4. Police Training & Tenure - No further progress.

Chief Ostendorf will obtain a copy of the Elsmere ordinance for further study.

5. Dixie Highway Survey - Mr. Wehrmeyer presented Council with a report, plus cover letter, indicating that all businesses along the Dixie Highway were surveyed by the committee consisting of Mr. Wehrmeyer and Mr. Osterhage. The report listed all areas of disrepair, unkempt conditions of property and also the ones in excellent condition. It was suggested in the covering letter that the State Highway Department be contacted and requested that the sides of the highway which were damaged be repaired. This also includes a shoulder of the road near 1529 Dixie, which has been washed away, if this is under their jurisdiction.

Another survey will be taken sometime in May in hopes that repair and cleanup of the property has been undertaken.

Mr. Wehrmeyer informed Council that the vacant lot next to Kelley Plumbing, going north, is in the City of Covington. This lot is being used by Ft. Mitchell garage for parking cars. This piece of property has a sewer on it with a mesh covering that is in disrepair, leaving the sewer partially opened.

Mr. Wehrmeyer also indicated that the storage building on the vacant lot now owned by Mr. Bubenzer has an open section that should be boarded up to prevent any hazardous condition occurring.

It was also noted that when the steel sign posts were removed by a Public Works employee and replaced with the wooden posts, a five to six-inch section was left protruding from the ground. Mr. Budde of the Public Works Department was directed to tour the City, locating these posts and give the list of locations to Chief Kaelin, who volunteered to remove them.

Mr. Wehrmeyer informed Council of the trailer parked on the Park Hills Service Center lot, with a sign advertising tires for sale and questioned Mr. Paul if it was a legal sign. Mr. Paul indicated there are several free-standing signs on property along the Dixie Highway. After checking the zoning ordinance, Mr. Paul told Council since the Park Hills Service Center is located in a Neighborhood Commercial zone, with a Class 7 sign, the sign can be as large as 60 square feet. Therefore, the sign, itself, meets zoning regulations. He will check further into the ordinance regulating the trailer.

Mr. Osterhage informed Council that several catch basins along the Dixie Highway are in need of immediate repair. The State Highway Department will also be notified of this.

The City Clerk was directed to send letters to each individual property owner, requesting the improvement be done, and also to those owners whose property is in good condition, thanking them for upgrading the Park Hills business district. Mr. Paul will be requested, by letter, to contact the State Highway Department asking for their cooperation in repairing that part of the Dixie Highway which is their responsibility.

6. Amsterdam Road Safety Hazard - Letters were sent to all property owners involved requesting their cooperation in removing parked cars during morning and evening rush hours. Chief Ostendorf informed Council that he felt there was a definite improvement in conditions along Amsterdam Road.

It will be noted on the Agenda for the March Council meeting that letters are to be sent to the property owners thanking them for their cooperation.

7. The Clerk presented for its second reading Ordinance No. 1, 1983, "AN ORDINANCE FIXING THE TAX RATE OF THE CITY OF PARK HILLS FOR THE YEAR 1983, LEVYING A TAX ON ALL REAL AND PERSONAL PROPERTY SUBJECT TO TAXATION FOR GENERAL PURPOSES; FIXING THE DATE OF PAYMENT, AND PROVIDING A PENALTY FOR FAILURE TO PAY SAME AT SUCH TIME". A motion was made by Mr. Fangman and seconded by Mr. Osterhage that Ordinance No. 1, 1983, be adopted as read after its second reading. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

8. Mr. Wehrmeyer questioned Attorney Howard re the possibility of a resident, requesting from Council the right to install a parking pad along the City right-of-way, of leasing that pad from the City, thereby having the ability to park their vehicle, whenever they desire, for a nominal fee per year. City Attorney Howard felt that a dedicated street belonging to the City is for the use of all residents, and if the City felt it wanted to lease a portion of that street to a resident it would be a lengthy legal procedure.

City Engineer Paul brought up the use of parking meters that could be used by an individual on a monthly or yearly basis and was told by Mr. Howard that meters are strictly a revenue producing measure and an ordinance would have to be drafted allowing that to be done. Attorney Howard felt it would require a change in the existing laws to allow parking pads for exclusive individual use. Parking pads were established in the City to alleviate parking problems on the streets within the City and permits for same issued to individual residents when the need arose.

After lengthy discussion among members of Council and members of the audience, City Attorney Howard read a portion of the ordinance relating to parking pads in which residents are allowed to construct automobile parking facilities on the unpaved portion of street right-of-ways and allowing parking thereon after first having obtained permission to construct same from the City Council. This ordinance allowed the construction of the pad on City right-of-way if it was not feasible for the pad to be built on the private property of the owner, as long as it did not obstruct pedestrian and vehicle traffic, and was built according to specifications set forth in the ordinance. This pad must be kept in a safe condition by the owner of the adjacent property. Mr. Howard informed Council that nowhere in the ordinance is it stated that a person gets exclusive use of the facility.

After more discussion re priority rights, Mr. Wehrmeyer stated that it should be inserted in the ordinance that the parking pad is not the exclusive property of the resident installing it, since it is on the City right-of-way, and is available to all residents. It was decided by Council that when a permit is issued for a parking pad a statement be added to the permit notifying the property

owner that the pad is on the City right-of-way and cannot be considered for the exclusive use of the owner of the adjacent property. A copy of the ordinance regulating parking pads will be submitted with the permit.

#### NEW BUSINESS

1. Each member of Council was supplied with a copy of a letter from Mr. William Goetz, President of the Municipal Government League of Northern Kentucky, together with a copy of a resolution of the M.G.L.N.K. supporting the "911" and "Enhanced 911" emergency dispatching number. Both Chief Ostendorf and Chief Kaelin were asked their opinion of this emergency number and both were in favor of same.

After discussion between Chief Kaelin, Chief Ostendorf and members of Council, support was given to "911" and "Enhanced 911" emergency dispatching features offered by Cincinnati Bell, with charges for this service of 25¢ for each telephone line in the serviced area to be included in the customer's monthly billing, with Cincinnati Bell collecting the charges.

The City Clerk presented Resolution No. 4, 1983, "A RESOLUTION SUPPORTING THE "911" AND THE "ENHANCED 911" AUTOMATED AND COMPUTERIZED EMERGENCY NOTIFICATION AND DISPATCHING FEATURES OFFERED BY CINCINNATI BELL, AND REQUESTING CINCINNATI BELL AND THE PUBLIC SERVICE COMMISSION OF THE COMMONWEALTH OF KENTUCKY TO INCLUDE RATES AND PROVISIONS FOR THESE FEATURES IN THE TARIFF SCHEDULE OF CINCINNATI BELL SO THAT THE CHARGES FOR THESE FEATURES MAY BE ADDED TO THE MONTHLY BILLINGS OF ALL TELEPHONE SUBSCRIBERS IN THE SERVICE AREA WHEN SUCH FEATURES ARE PROPERLY AUTHORIZED BY THE APPROPRIATE GOVERNMENTAL AGENCIES". A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman that Resolution No. 4, 1983, be adopted as read. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

2. Members of Council were supplied with a letter from the Kenton County Fiscal Court, enclosing a Purchasing Agreement to be signed by the Mayor and City Clerk for continued participation in the Kenton County Cooperative Purchasing Agreement. It was decided by Council to continue participation, and the Agreement signed by the Mayor and Clerk.

#### COMMITTEE REPORTS

##### Public Works Department

1. Mr. Wehrmeyer informed Council that snow removal went smoothly and no complaints were received from residents.

2. The following streets are in need of patching by the Public Works Dept.: So. Arlington, near Dixie Hwy., 807 No. Arlington, Old State and Arlington, Rosemont hill at the seam, center end of Exter Dr. caving in, and the edge of Lawton Road near Hillcrest drops down. Mr. Budde of the Public Works Dept. will tour the City to check for any streets in need of small patching work.

3. Mr. Sorrell informed Council the spotlight, which normally lights the American flag in front of the building is out. It will be replaced by the Public Works Department.

4. Mr. Osterhage suggested that crushed rock or gravel be used as fill on Lawton Road and this was concurred by the Mayor.

5. Mr. Wehrmeyer questioned the disposition of the excess funds not used for snow removal during the fiscal year and was told by the City Treasurer all extra monies are returned to the General Fund.

#### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman to accept the report of the Park Hills Police Department for the month of January, 1983, as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Ostendorf informed Council of the severe engine problem in the 1980 Buick. The cost would be approximately \$1300.00, which is a conservative estimate. The newest cruiser, a 1982 LTD Ford will be kept for two years. A new vehicle will then be purchased with the LTD being kept as a second car and the 1980 Buick sold. The amount of funds needed for the repair of the 1980 Buick would be returned to the City when it is sold.

3. A letter of resignation was received from Officer Terry Denniston effective February 14, 1983.

#### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Fangman to accept the report of the Park Hills Volunteer Fire Department for the month of January, 1983, as submitted. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Kaelin informed Council that the new cab and chassis for the Fire Dept. have been delivered to Sutphen Corp. and being worked on by that company. The department still hopes to have the equipment available for the Memorial Day Parade.

3. Vice-Mayor Fangman thanked Chief Kaelin for finishing the work on the fire plug on Jackson Road.

#### Rescue Squad

1. A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorrell to accept the report of the Park Hills Rescue Squad for the month of January, 1983, as submitted. Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Sorg, aye; Mr. Fangman, aye; and the motion carried.

2. Chief Kaelin reported to Council on the work done on the ambulance to put it in good running condition. Bob & Harry's had to completely overhaul the engine due to inadequate repair work done on it previously. The bill submitted, in the amount of \$1,881.28, is to be paid out of the Federal Revenue Sharing Funds. When the old ambulance is finally sold the money will be turned back to the City to help defray the costs of the above repair bill. A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorrell that the above bill, in the

amount of \$1,881.28, be paid out of Federal Revenue Sharing Funds, and in view of the added expense, the money for the sale of the old vehicle will revert to the City. Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; and the motion carried.

Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman that the following financial reports be approved as submitted:

- (a) Report of the General Fund for the month ending  
January 31, 1983
- (b) Report of Budgeted Expenditures for the 7th  
month of the Fiscal Year 1982-83

Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Vice-Mayor Fangman informed Council that the bus shelter on Hamilton Road, which was damaged by fire, is not covered under the policy which insures the Park Hills City Building. Since the policy covers only named locations, the waiting station would not be covered since it is not attached to the named location. For this reason the claim was denied. Council decided to table repair of this building to a future time.

BUILDING & ZONING MATTERS

1. The City Clerk informed Council there were 3 permits issued during the month of January, two for remodeling and renovation, and one sign.

COMMUNICATIONS

1. Letter and invoice in the amount of \$350.00 received from the Kentucky Municipal League for contribution to the KML Political Action Committee. A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that Council not participate in the "Fair Share Campaign" being conducted by the Kentucky Municipal League and therefore not contribute to the KML Political Action Committee. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, abstain; Mr. Sorrell, aye; and the motion carried.

2. Letter from the Northern Kentucky Area Planning Commission, with attached application signed by the Mayor, asking that no zoning changes be made. Since the wording on the application to keep the area-wide comprehensive plan in conformance with City of Park Hills present zoning ordinances is incorrect, Mayor Niehaus is to call the No. Ky. Area Planning Commission to have this corrected.

3. Memo from the Kentucky Law Enforcement Foundation Program Fund re retroactive Police Incentive Pay, which should be available June 30, 1983, with maximum benefits beginning at that time.

4. Mr. Paul, the City Engineer, stated that he had written Mr. Terry Slade, Dept. of Housing & Construction, indicating that the City of Park Hills would comply with the regulations of the State regarding building inspections,

categorized as to size, square footage and use. A reply had been received from this department, and also from its General Counsel, confirming receipt of Mr. Paul's letter and acknowledging the responsibility of each unit of the City and State in this matter.

Mr. Paul informed Council that he can find nothing in the Kentucky Building Code that indicates Kenton County is to be responsible for other buildings up to three stories. He will check into this.

The Clerk then read a series of bills payable.

CITY OF PARK HILLS GENERAL FUND

GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 659.32
Security Bank - Fed. w/h for Feb.	60.20
Ky. State Treasurer - S.S. w/h for Feb.	111.66
Ky. Retirement Systems - Pension premium for Feb.	85.41
Blue Cross/Blue Shield of Kentucky - Medical coverage for Feb.	201.08
John R. Green Co. - Office supplies	24.74
Blue Grass Supply Co. - 1 Extension cord	2.04
Accounting Machine Corp. - 2 Bottles toner for Royal 110 copier	49.50
" " " - 2 Royal 110 Masters	16.80

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 662.35
Earl L. Paul - Bldg. permit fees	61.03
Security Bank - Fed. w/h for Feb.	102.70
Ky. State Treasurer - S.S. w/h for Feb.	128.37
Ky. Retirement Systems - Pension premium for Feb.	91.35
Blue Cross/Blue Shield of Ky. - Medical coverage for Feb.	50.00
Bavarian Trucking - Trash fee for Jan.	3,558.06
Lance Stevens - Part-time labor (snow removal)	34.00
Raymond Budde - Car wash for Jeep (3)	9.00
James Kaelin - Part-time labor (snow removal)	38.00
Old Mill Service - Repair & maintenance of Jeep	53.55
Hellmann Lumber Co. - 3 Bags of concrete mix	9.90
Rick Sturgeon - Part-time labor (snow removal)	12.00
Chevron, USA - Gasoline	72.39
James Kaelin - Part-time labor	4.00

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,083.42
Ronald Heideman - "	857.80
Paul Hellmann, Jr. - "	954.61
Terrance Denniston - "	619.99
Nancy Noel - "	337.10
Thomas Houpp - "	32.57
Wayne Meneffee - "	244.79
James Decker - "	199.72



Security Bank - Fed. w/h for Feb.	\$ 691.60
Ky. State Treasurer - S.S. w/h for Feb.	783.29
Ky. Retirement Systems - Pension premium for Feb.	541.92
Blue Cross/Blue Shield of Ky. - Medical coverage for Feb.	414.84
Kenton Co. Water Dist. #1 - Gasoline	126.33
Ridgeview Lincoln/Mercury - Repair of 82 Ford	73.72
Somes Uniform - Supplies for Awards Honor Program	97.00
Jack's Camera Shop - Film	19.85
Ronald Heideman - Repair of tire on cruiser	3.50
S.P.C.A. - Dog control (11/1-12/31/82 - 7 hrs)	210.00
Bluegrass Communications - Radio contract, 2 crystals for scanner	44.00
Cincinnati Bell - Police phones	93.33
T & W Printing - 5 Books of parking citations	25.00
Chevron, USA - Gasoline	449.62
Goodyear Service Stores - 2 Tires, valves, bal. & align.	162.60
No. Ky. Police Chiefs Assn. - 1983 Membership dues	29.00
Park Hills Police Dept. - City's share of uniform patches	261.30
Chas. Bilz Ins. Agency - Bond for 3 Police officers	90.00
United Parcel Service - Return of training film to Syndistar Inc.	5.39
Roy Tailors Uniform Co., Inc. - 1 Uniform belt & shoes	89.65

#### FIRE DEPARTMENT

Cincinnati Bell - Fire phones	\$ 110.42
Chevron, USA - Gasoline	49.47
National Volunteer Fire Council - 1983 Dues	25.00
Robert Kaelin - Supplies	28.16

#### FINANCE DEPARTMENT

Russell Clark - Salary	\$ 301.11
Security Bank - Fed. w/h for Feb.	17.80
Ky. State Treasurer - S.S. w/h for Feb.	46.90
James Howard - Delinquent tax fee (Danny Smith)	25.41
" " " " (James Gilliece)	69.27
Meyer & Wenthe - 150 Brass dog tags	60.75

#### CITY BUILDING

Saalfeld Paper Co. - 1 Case paper towels	\$ 31.50
U.L.H. & P. Co. - Gas and electric	733.06
Cincinnati Bell - Phone Service	44.87
Raymond Budde - 2 Spotlights	10.50

#### STREET LIGHTING

U.L.H. & P. Co. - Traffic lights	\$ 89.32
" " " - Street lights (regular bill plus adjustment for increased rate as of 7/1/82)	1157.24

RESCUE SQUAD

Puritan-Bennett Corp. - Recharge oxygen cylinders	\$ 37.55
Ft. Wright Exxon - Gasoline	48.00
Chevron, USA - Gasoline	37.77
K-B County Firefighters Educ. Assn. - 1983 Dues	5.00
Mobilcomm - Equipment maintenance and repair	124.57
David Schrand - EMT class and certification	35.00
Dennis Finke - EMT recertification	20.00

Total of bills payable out of the General Fund ..... \$ 17,772.24

CITY OF PARK HILLS FIRE EQPMT. BOND DISBURSAL ACCOUNT

Sutphen Corp. - 1983 Ford chassis for new F.D. pumper	\$ 29,866.30
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CITY OF PARK HILLS FEDERAL REVENUE SHARING FUND NO. 2

Bob & Harry's - Repair work done on R.S. ambulance	\$ 1,881.28
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A motion was made by Mr. Sorg and seconded by Mr. Osterhage that the above bills, payable out of three separate funds, be paid. Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; and the motion carried.

Vice-Mayor Fangman questioned the City Treasurer re the electric bill for traffic lights within the City and was told this bill has always been paid out of City funds.

The City Treasurer informed Council that the excessive amount paid for street lighting this month included back charges due the company since July, 1982, because of rate increases.

A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer that this meeting adjourn. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Fangman, aye; and the motion carried.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, MARCH 14, 1983, AT 8:00 P.M. WITH VICE-MAYOR FANGMAN PRESIDING AND COUNCILMEN KNOCHELMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.  
MAYOR NIEHAUS ABSENT DUE TO ILLNESS.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Osterhage to approve the minutes of the February 14, 1983, meeting as submitted. Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Mrs. Jeannie Dearth, representing the Park Hills Civic Association, appeared before Council to seek permission for the erection of a small children's playground, known as the "Tot Lot", on City property between Amsterdam and Hamilton Roads. Vice-Mayor Fangman had previously contacted the members of Council, who had given oral consent to this project. Vice-Mayor Fangman read a resolution drawn up by Councilman Osterhage, setting forth the terms to be followed in the erection of a Tot Lot. This resolution being Resolution No. 5, 1983, was read by the Vice-Mayor and upon motion by Mr. Wehrmeyer and seconded by Mr. Osterhage, the resolution was adopted as read. Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Knochelman, aye; Mr. Sorg, aye; and the motion carried.

Following the signing of the Resolution/Agreement between the City and the Park Hills Civic Association, the Clerk was directed to issue a building permit to the Civic Association for this project, without charge. The work on the project was to be done through the generosity of the No. Ky. Vocational School located nearby.

#### OLD BUSINESS

1. The City Treasurer introduced the matter of requests made for a refund of partial taxes under the disability section of the Homestead Exemption. The City offices were not clear as to whether this refund was compulsory or voluntary, and upon the suggestion of Vice-Mayor Fangman the matter was turned over to the City Clerk and City Treasurer to determine the path to be suggested to Council at its next meeting.

2. Apartment Tax Suit - City Attorney Howard indicated that the appeal of this case had been filed with the Kentucky Court of Appeals and that the plaintiff in the case had 30 days in which to file an answer. The matter of the costs of this suit to date was discussed by Council and the bill for services already rendered by Mr. Howard was to be submitted to the Finance Committee to determine the method of payment.

This was followed by lengthy discussion by Mr. Howard and members of Council as to the type of a new occupational ordinance which would be so written as to provide an alternative to the present occupational license. Items suggested were (a) a gross receipts tax levied against all firms doing business within the City of Park Hills regardless of commercial situs and (b) a payroll tax to be levied against the wages earned by all persons employed within the City of Park Hills. The discussion reached no conclusive end and members of Council were

directed to give further study to these alternatives, and the matter would be reintroduced at the next meeting of Council.

3. Park Hills Housing Authority - Council was informed that the VonLhemman property on Amsterdam Road, which had been the subject of considerable discussion over several months, had not changed hands and that no further was available on this matter pending its sale and/or the determination to be made in the use of the present residence and/or property.

4. Snow Emergency Signs - A copy of a similar ordinance adopted by the City of Erlanger was introduced, and after considerable discussion Vice-Mayor Fangman referred this matter to a committee consisting of Councilman Wehrmeyer, Chief Ostendorf and City Attorney Howard to further study the proposal and to report its findings to the Council at its April meeting.

5. Police Training & Tenure - This involved a proposal that some protection for the City of Park Hills be put in ordinance form which would provide that a person appointed as a member of the Park Hills Police Department and whose necessary training to qualify for the Kentucky Law Enforcement Foundation Program funds had been paid for by the City of Park Hills should, if he resigned his Park Hills position within a determined period of time, be liable for reimbursement in part or in full of the cost of his training and/or replacement costs while in training. There seemed to be a diversity of opinion among members of Council, and following some discussion Vice-Mayor Fangman appointed a committee of Councilman Sorg and Police Chief Ostendorf to study the matter and report back to Council.

Chief Ostendorf suggested that an input into this problem should be made by members of the Police Dept., both volunteer, part-time and full-time. Council accepted this suggestion.

6. Dixie Highway Survey - Councilman Wehrmeyer give a report on the result of letters sent by the City Clerk to persons in the commercial area where dangerous, hazardous or unsightly conditions existed. He told Council that he had had some response, but not full compliance as requested in these letters. In the course of discussion the following items in the area needing attention were referred to the Police Dept. for contact with the owners. In most cases these complaints had already been registered with the owner.

- (a) The failure of the owner of the former White Horse Restaurant property to repair a small storage area which existed at the rear of the lot.
- (b) Weeds and other unsightly conditions at the rear of the Town & Country Restaurant property, particularly that abutting the Covington Catholic High School.

Mr. Wehrmeyer also introduced the deteriorating condition of the rights-of-way along the Dixie Hwy., abutting the paved portion of the road. The City Engineer responded to indicate that this question had been previously taken up with the State Highway Dept., which had maintained that they had no responsibility for the repair of the right-of-way, which in most cases was, in reality, an entrance to the commercial property or a part of the parking lots of the same. He indicated that if repairs to this area were made it became the responsibility of either the City or the abutting property owner.

Chief Ostendorf requested that attention be given to the rat problem thought to be brought about through garbage disposal at the Town &

Country Restaurant. Action on this matter was delayed. The matter of a letter to the Board of Health was discussed, but no conclusion reached.

7. Amsterdam Road Safety Hazard - Both Councilman Wehrmeyer and Chief Ostendorf reported that the request to limit parking at designated hours when the road was heavily travelled had met with considerable success. Councilman Wehrmeyer then queried the Chief about the enforcement of the parking prohibition from 2:00 a.m. to 6:00 a.m. and requested that the Police Dept. enforce the ordinance. There was some discussion and Vice-Mayor Fangman suggested that Councilman Wehrmeyer discuss the matter with Chief Ostendorf before full enforcement of the ordinance be carried out.

#### NEW BUSINESS

1. Vice-Mayor Fangman read a letter from the Kenton County & Municipal Planning & Zoning Commission, indicating that the City's request to rezone an area along the Dixie Hwy., known in the letter as Areas 1 and 2, back to its original zoning, as approved by action of a Park Hills City Council, had been denied by the Commission. This area, without knowledge or consent of the Council had been rezoned "to meet the master zoning plan of the area", which rezoning changed the zoning use from that which had been originally adopted and approved by the City of Park Hills. The City Clerk was directed to write a letter to the Commission indicating Council's disapproval of their action in turning down the request of the City to return this area to its original approved zoning and to indicate that since the change had been made without the knowledge and approval of the City Council that the Council would not approve this change, and as far as it was concerned intended to look upon the land use under the original zoning regulations approved by the City.

A motion was made by Mr. Sorrell and seconded by Mr. Wehrmeyer that the change of the original zone as made by the K.C. & M. Pl. & Z. C. would not be approved or accepted by the City of Park Hills. Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Knochelman, aye; Mr. Sorg, aye; and the motion carried.

2. Vice-Mayor Fangman then brought up the question of the necessity of filing for election to the City Council under the new State statute. He had discussed the question with City Attorney Howard, who read to Council from the revised Ky. State Statutes the laws now regulating municipal elections. He indicated that people running for election must file either on a party basis or a nonpartisan basis to qualify as a candidate. It quickly became the opinion of Council that the election should be on a nonpartisan basis and then Atty. Howard indicated the procedure which was necessary for candidates to follow. It was his opinion that it would be expedient for those persons wishing to run for Council in the November, 1983, election should file before March 30, 1983, which would satisfy the laws governing primary elections in case there were more than two candidates for each of the 6 Council seats, the Mayor not being up for election in 1983. Following more discussion, the City Attorney then read Ordinance No. 2, 1983, "AN ORDINANCE REQUIRING NONPARTISAN CITY ELECTION IN THE CITY OF PARK HILLS, KENTUCKY, FOR THE OFFICES OF MAYOR AND COUNCIL PERSONS". A motion was made by Mr. Knochelman and seconded by Mr. Osterhage that Ordinance No. 2, 1983, be adopted as read. Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

It would be necessary that the Clerk submit a copy of this ordinance, when properly signed, to the Kenton County Clerk, indicating the City's choice

of means of election. A study made of the petition forms was detailed and Councilman Osterhage agreed to contact the County Clerk's office to secure the proper petition form.

It is pointed out that in view of the time limit imposed, Ordinance No. 2, 1983, carries an emergency clause which abrogates a second reading of the ordinance before its passage.

3. Councilman Knochelman requested that the City Council approve a resolution that he would prepare, congratulating the Covington Catholic High School swim team on winning the State championship. A motion was made by Mr. Knochelman and seconded by Mr. Sorrell that Resolution No. 7, 1983, be adopted as prepared. Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried. - *This Res. was prepared. No information provided*

4. Vice-Mayor Fangman read a letter from Mr. Bernard Moorman, Mayor of the City of Covington, requesting that the City of Park Hills enter into a contractual agreement with the City of Covington re Existing Section 8 Housing subsidies. Council was not aware that such program existed and felt that before entering into the contract additional information was necessary. The City Clerk was then designated to write Mayor Moorman seeking additional information, particularly as to the number of units subsidized under Section 8 and the names of the landlords having entered into a contract with the City of Covington, which was supervising County-wide participation in this program. Council would take further action when more information was available to determine the extent of such contractual agreement.

#### COMMITTEE REPORTS

##### Public Works Department

1. Reference to an open lateral sanitary sewer on the Deupree property was brought up. Vice-Mayor Fangman acknowledged that he was aware of the problem and it was now under repair.

2. Councilman Osterhage informed Council that the remnants of steel posts at various locations within the City had been removed through the generosity of Chief Robert Kaelin.

3. Vice-Mayor Fangman said that the protective barrier around the fire plug between the Gaysepohl and Mergard residences had again been hit. Fire Chief Kaelin said that his men would investigate to determine if any damage had been done to the protected plug.

4. City Engineer Paul indicated that he had looked into the matter of unprotected manholes within and without the City and that he had contacted the Sanitation District, who would make the necessary repairs.

##### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer to accept the report of the Park Hills Police Dept. for the month of February, 1983, as submitted. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Knochelman, aye; and the motion carried.

2. Chief Ostendorf recommended to Council the employment of Ms. Jamie Lu Puthoff as a recruit patrolwoman, replacing Terrance Denniston, resigned. He told Council that in his opinion Ms. Puthoff was the best in a series of applicants, having received extensive Police training as a member of the Ohio State Patrol. Following some discussion the City Clerk read Resolution No. 6, 1983, "A RESOLUTION APPOINTING JAMIE LU PUTHOFF AS A FULLTIME RECRUIT PATROLWOMAN OF THE CITY OF PARK HILLS POLICE DEPARTMENT". A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer that Resolution No. 6, 1983, be adopted as read. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Knochelman, aye; and the motion carried.

3. There was some discussion about the use of a proposed "911" emergency telephone number.

#### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Knochelman that the report of the Park Hills Volunteer Fire Dept. for the month of February, 1983, be accepted as submitted. Mr. Sorrell, aye; Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Kaelin told Council that a deadline for the delivery of the new truck is still the latter part of May.

#### Rescue Squad

1. A motion was made by Mr. Knochelman and seconded by Mr. Sorg to accept the report of the Park Hills Rescue Squad for the month of February, 1983, as submitted. Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Dreyer requested that the City earmark the sum of \$2500.00 out of Federal Revenue Sharing for the budget of the Fiscal Year 1983-84, said money to reimburse the Rescue Squad for the money from its own fund, which had been expended in the repair and modernization of the recently purchased Rescue Squad ambulance. Council could make no commitment at this time and suggested that when the time came that he put in this sum in his budgetary request.

3. Chief Dreyer told of the plan of the Emergency Medical Services to raise funds for its operation by public solicitation within the various cities of the three-county district. The Treasurer discussed with Council a proposal of the EMS to request a vote by the electorate on a tax rate to raise money for the operation of this system.

4. Chief Dreyer indicated that it might be possible under the proposed Senate Bill 66 to recover a portion of the money spent for radio monitors and other equipment by his department. The Administration office of the City had no information regarding this project.

#### Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Sorg that the

following financial reports be approved as submitted:

- (a) Report of the General Fund for the month ending February 28, 1983
- (b) Report of Budgeted Expenditures for the 8th month of the Fiscal Year 1982-83

Mr. Osterhage, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. The Treasurer reported on the status of delinquent auto stickers.

#### BUILDING & ZONING

1. The Clerk reported that two building permits had been issued during the month of February.

2. Bldg. Insp. Earl L. Paul told Council that he would be attending a two-day session designed to improve the services of building inspectors and that it would be necessary that he take an examination to qualify as a building inspector approved under State statutes. Under the new State law only those persons having past the test would be authorized to act as building inspectors within the Commonwealth.

3. Mr. Paul then told Council that he was in the process of securing information to update the building inspection and zoning inspection fees presently existent within the City of Park Hills. There had been no change made in these fees in the past 20 years and that when the study was completed he would present a new building permit fee structure for Council's consideration.

#### COMMUNICATIONS

1. Letter from Senator Walter Huddleston indicating his support for a proposed legislation that would maintain Federal Revenue Sharing at its present level.

2. Letter from The Home Ins. Co. to Mr. Raymond Bogucki, Attorney for Mr. & Mrs. N. Edd Miller, indicating that, in his opinion, the City of Park Hills had in no way contributed to damages to the property at 1058 Emerson Road and that the City was entitled to sovereign immunity and relieved of any responsibility.

3. From the Public Service Commission acknowledging receipt of Park Hills resolution supporting the establishment of the Enchanced "911" emergency number and indicating the proper procedure to resolve this matter would be to agree on a contract with Cincinnati Bell.

The Clerk then read a series of bills payable:

#### CITY OF PARK HILLS GENERAL FUND

##### GENERAL CONTROL

Evelyn Fogarty - Salary  
Security Bank - Fed. w/h for March

\$ 659.32  
60.20



Ky. State Treasurer - State w/h, 1st qtr. 1983	\$ 61.38
" " " - S.S. w/h for March	111.66
Ky. Retirement Systems - Pension premium for March	85.41
Kenton Co. Fiscal Ct. - TANK & Comp Care, 1st qtr. 1983	12.50
KML Trust - Unemployment ins., 1st qtr. 1983	12.50
Blue Cross/Blue Shield of Ky. - Medical coverage for March	201.08
Pitney Bowes - Meter rental (4/16 - 7/15/83)	55.50
U.S. Post Office - Postage to replenish meter	50.00
Popp's Flowers - Planter for Mayor Niehaus	17.25
John R. Green Co. - Office supplies	19.50
James N. Howard - Legal fee (City vs. R. Dickman)	700.00

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 737.03
Earl L. Paul - Bldg. Insp. fees	18.66
Security Bank - Fed. w/h for March	121.00
Ky. State Treasurer - State w/h, 1st qtr. 1983	86.60
" " " - S.S. w/h for March	137.02
Ky. Retirement Systems - Pension premium for March	102.65
Kenton Co. Fiscal Ct. - TANK & Comp Care, 1st qtr. 1983	14.42
KML Trust - Unemployment ins., 1st qtr. 1983	14.42
Bavarian Trucking Co. - Trash fee for Feb.	3,558.06
Blue Cross/Blue Sheild - Medical coverage for March	50.00
Ideal Supplies, Inc. - Sakrete, gravel, etc.	56.00
Ken Bldrs. Supply - Salt for snow removal	523.07
Raymond Budde - Fertilizer and grass seed	10.92
Chevron, USA - Gasoline	128.57
James Kaelin - Part time labor	6.00
Equipment Consultants - 1 Speed bar	28.96
Joseph Mahorney - Part-time labor	4.00

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,116.41
Ronald Heideman - "	896.86
Paul Hellmann, Jr. - "	1,146.95
Nancy Noel - "	337.10
Thomas Houp - "	114.86
James Decker - "	393.29
Wayne Menefee - "	305.12
Jamie Puthoff - "	114.91
Security Bank - Fed. w/h for March	674.70
Ky. State Treasurer - State w/h, 1st qtr. 1983	578.73
" " " - S.S. w/h for March	792.47
Ky. Retirement Systems - Pension premium for March	508.00
Kenton Co. Fiscal Ct. - TANK & Comp Care, 1st qtr. 1983	88.56
KML Trust - Unemployment ins., 1st qtr. 1983	88.56
Blue Cross/Blue Shield - Medical coverage for March	414.84
Photo Bug - Film	49.50
Bluegrass Communications - Radio contract, leather case	61.00
Kenton Co. Water Dist. No. 1 - Gasoline	81.18
Robert Stine - Repair of IBM typewriter	35.00
Cincinnati Bell - Police phones	88.30
U.S. Post Office - Postage to replenish meter	50.00

International Assn. Chiefs of Police - 1983 Dues	\$ 24.00
Crescent Springs Mobil - Repair of left headlight on cruiser	19.50
John R. Green Co. - 4 Packages of labels, paper for dupl. machine	20.05
Chevron, USA - Gasoline	669.47
Somes Uniform - Uniform equipment	60.00
Old Mill Service - Cruiser maintenance	19.15
Postal Instant Press - Printed forms and cards	80.85
Waltz Business Equipment - 12 Typewriter ribbons	20.24

#### FIRE DEPARTMENT

Erlanger Lumber Co. - 4 Pieces of plywood	\$ 83.91
Zimmer Hardware - Supplies for equipment repair	19.47
Ryan Muffler Center - 1 Tailpipe extension	20.00
Robert Kaelin - 4 Pieces metal shelving	31.65
Cincinnati Bell - Fire phones	110.42
Chevron, USA - Gasoline	70.39
Ky. Firefighters Assn., Inc. - 1983 Membership	25.00

#### FINANCE DEPARTMENT

Russell Clark - Salary	\$ 301.11
Security Bank - Fed. w/h for March	17.80
Ky. State Treasurer - State w/h, 1st qtr. 1983	17.67
" " " - S.S. w/h for March	46.90
Kenton Co. Fiscal Ct. - TANK & Comp Care, 1st qtr. 1983	5.25
KML Trust - Unemployment ins., 1st qtr. 1983	5.25
Chas. Bilz Agency - Liquor Administrator Bond	24.00
The Cinn. Enquirer - Legal ad (Ord. No. 1, 1983--tax rate)	49.72
U.S. Post Office - Postage to replenish meter	100.00
Postal Instant Press - Glassine envelopes	29.75
Strathmore Press - 1000 Window envelopes for tax bills	84.20
John R. Green Co. - Paper for duplicating machine	8.77

#### CITY BUILDING

Kenton Co. Water District No. 1 - Water charges	\$ 17.20
Sanitation District No. 1 - Sewage charges	28.37
U.L.H. & P. Co. - Gas & electric, Christmas tree lights	803.57
Cincinnati Bell - Phone service	41.10
Right Way Construction - Roof repair over Fire Dept.	500.00
Raymond Budde - Cleaning supplies	6.02
Saalfeld Paper Co. - 1 Case Bounty towels	31.50

#### STREET LIGHTING

U.L.H. & P. Co. - Street lights	\$ 714.54
" " - Traffic lights	88.81

RESCUE SQUAD

ZimmerHardware - Supplies for vehicle maintenance	\$ 18.46
Chevron, USA - Gasoline	28.13

Total of bills payable out of the General Fund for March, 1983      \$ 19,822.24

PARK HILLS STATE AID ROAD FUND

Emcol of Ohio, Inc. - 20 Pails of Perma Pave	\$ 163.00
S & L Concrete - Repair of shoulder, Lawton & Hillcrest	<u>170.00</u>
	\$ 333.00

A motion was made by Mr. Knochelman and seconded by Mr. Wehrmeyer that the above bills, payable out of two separate funds, be paid. Mr. Knochelman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

A motion was made by Mr. Knochelman and seconded by Mr. Osterhage that this meeting adjourn. Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

\_\_\_\_\_  
VICE-MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, APRIL 11, 1983, AT 8:00 P.M. WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, KNOCHELMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.

A motion was made by Mr. Fangman that the minutes of the March 14, 1983, minutes be approved as submitted. Before a second to this motion was made Mr. Wehrmeyer asked for a clarification of the choice made by Council to provide for nonpartisan elections for elected city officials, which had been adopted by ordinance by action of the Council at the March 14, 1983 meeting. Mr. Wehrmeyer stated that from the explanation given by the City Attorney as to the procedure required under Kentucky State Statutes that he was under the impression that there still existed a possibility for candidates to file for election as City Councilmen if said petition were validated 55 days before the general election in November. The City Attorney responded by indicating that under the present Kentucky Statutes governing nonpartisan municipal elections that this was not possible and that in order to place a name on the ballot for the election as a municipal official that it was absolutely necessary that candidates file no later than March 31st of the year in which the election was to be held in November. Vice-Mayor Fangman and Council indicated that it was not their wish to appear to prohibit any person from filing for such election. The City Attorney replied that since only six people had filed for election as City Councilmen for the general election to be held in November of 1983 that no primary was necessary and that under the statute the filing date of March 31st had passed and that no candidate could file a petition for inclusion on the ballot in the November, 1983 general election. This, he stated, did not preclude the possibility of write-in candidates, but that under the law only the names of the six candidates having filed by March 31, 1983, could be printed on the ballot as candidates. Following the explanation, a motion to second the acceptance of the minutes as submitted was made by Mr. Osterhage. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

It was felt by Council that the media should provide ample information through the public press and other means as to the restriction in filing for election as municipal officials, thus providing the public with a better opportunity to file as candidates in municipal elections.

#### PETITIONS & DELEGATIONS

1. Mr. John Ryan of 1506 Sleepy Hollow Road, having read in the daily press of a proposed ordinance providing that recruit fulltime members of the Police Dept. should sign an agreement with the City providing that if, within a specified period of time he left his position within the Police Dept. to accept employment in a similar position elsewhere that he would reimburse the City for costs of his required training under KLEFPF. He submitted to the Mayor and the Chief of Police a series of questions and statements regarding this matter and sought the opinion of the Chief of Police as to the advisability of the passage of such ordinance. The Chief stated that he was not in agreement with the passage of the ordinance, setting forth various objections which, in his opinion, would tend to reduce the efficiency of members of the department.

Mr. Ryan questioned if a contingency fund could be established to help defray the cost of police salaries. He stated something should be done to keep good people on the force. The Chief responded the "way to keep good people is good salaries and good benefits". Chief Ostendorf went through the process established when hiring a new recruit or promoting within the department. The

Treasurer informed Mr. Ryan of the monies payable by the City when a new officer is hired for his schooling before being eligible for police incentive pay.

The Mayor and Council members provided Mr. Ryan with additional information directed particularly toward the questions which he had propounded and his general statement as to the reason for, and the possible efficiency of, the passage of such an ordinance.

#### OLD BUSINESS

1. Refund of Homestead Exemption Disability claims - The City Treasurer indicated he had contacted, by letter, the Kenton County Property Valuation Administrator as to the requirements for the refunding of a portion of the tax which had been paid by certain persons having received disability H.E. during previous years, but who had not filed by the March 31st deadline as set by the City. The reply from the Kenton Co. Property Valuation Administrator indicated that the March 31st date was merely a matter of expediency, and that a person filing anytime during the calendar year would be eligible to be exempt from, or receive a refund for, if paid, the tax which was the result of his not having received the exemption during a current tax year. It was stated that the City had no option in this matter and that if a request was made by such persons that the refund was compulsory. The City Treasurer indicated that the City had received two such requests and that under the statute a refund must be made to all eligible persons, who of their volition, requested such refund.

Council agreed to abide by the instruction provided by the PVA office and directed the City Clerk to include such refunds to eligible persons on the list of bills to be paid. The Treasurer and Clerk are to determine the refund according to the tax rate current for the year in which the request for refund had been made.

2. Apartment Tax Suit - The City Attorney indicated that all the briefs had been filed in the appeal to the Court of Appeals. The matter of the enactment of an ordinance levying a tax on the receipts of all businesses, the possibility of the imposition of a payroll tax upon all employees working within the City of Park Hills and/or other taxes of a similar nature was again discussed at length.

The City Attorney questioned the Treasurer about the amount of money to be replaced if the City lost the suit and was told the amount would be approximately \$8,000.00. The Attorney, when questioned by Mr. Sorrell about backing from other cities in this case answered that getting cities together on a special subject is very difficult.

Vice-Mayor Fangman indicated that a standby ordinance reflecting such source of taxation should be prepared in case of an unfavorable decision by the Court of Appeals re the City of Park Hills Apartment Tax suit. During the discussion following, Mr. Fangman suggested that a gross receipts tax be instituted, giving businesses credit at the end of the year for the amount of money paid for an occupational license if the tax on its gross receipts is over the amount of the license fee. If not, the minimum it would pay would be the amount of the occupational license fee. After discussion as to the advisability and the procedural decision, he suggested that the Mayor appoint a committee to investigate such taxable procedures, whereupon the Mayor directed that this matter be turned over to the Finance Committee, consisting of the Mayor, Vice-Mayor Fangman, Councilman Osterhage, City Attorney Howard, the Treasurer and City Clerk and said meeting was set for Monday, April 18th at 7:30 PM.

Upon inquiry by the City Treasurer as to mailing occupational license

notices, including those to apartment owners subject to the present ordinances, Council directed the Clerk and Treasurer to mail same. The Treasurer pointed out that these taxes were due by May 31st and constituted a portion of the estimated income for the Fiscal Year 1982-83, which ends June 30, 1983.

3. Park Hills Housing Authority - Mr. Jack Ehrman, the Park Hills Housing Authority Officer, indicated that the Von Lehman property, which had been the subject of discussion by Council over a period of several months, had been sold. The City Engineer indicated that it was the proposal of the purchaser to raze the present structure, which had been deemed hazardous, and to erect two or three 2-family units on the site, the number of buildings to be determined by the amount of usable space, which would conform to the zoning and building requirements as adopted under the Park Hills planning and zoning regulations.

Mr. Ehrman then indicated that Mr. James Hartberger, the owner of property on lower Amsterdam, who had been requested by Council to make necessary repairs upon certain of these properties, was in the process of doing work on one building. Council indicated that it was unaware if the repairs were merely cosmetic in nature or if repair to the interior of the buildings were being made in the property to meet the objections, which had been registered with Mr. Hartberger by the Park Hills Housing Authority. Mr. Earl Paul, the City Building Inspector/Zoning Admin., was directed to investigate the matter to determine the repairs being made were those that Mr. Hartberger had been directed to make by action of the Housing Authority and City Council.

4. Snow Emergency Signs - No action taken. The matter would be pursued latter in the summer or early fall.

5. Police Training & Tenure - The City Clerk then introduced an ordinance which had been prepared by the City Attorney at the request of certain members of Council, such ordinance being entitled "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, ON BEHALF OF THE CITY OF PARK HILLS, KENTUCKY TO EXECUTE A CONTRACT WITH EACH NEWLY HIRED UNCERTIFIED PROBATIONARY POLICE OFFICER WHEREBY THE CITY AGREES TO ADVANCE THE OFFICER'S SALARY AND EXPENSES TO ATTEND THE PROGRAM OF BASIC LAW ENFORCEMENT TRAINING AT EASTERN KENTUCKY UNIVERSITY, AND THE OFFICER AGREES TO REIMBURSE THE CITY FOR SUCH SUMS AS ADVANCED ON COMPLETING SUCH TRAINING IF THE OFFICER VOLUNTARILY TERMINATES EMPLOYMENT WITH THE CITY WITHIN TWO (2) YEARS OF COMPLETION OF BASIC LAW ENFORCEMENT TRAINING", and each Councilman having been given a copy of said proposal in advance for his study and consideration. This matter involved lengthy discussion in which the Chief of Police stated that members of his department felt such a proposal should not be passed. Various members of Council then considered the pros and cons of the passage of such an ordinance, outlining its good and bad points as they saw same.

After considerable discussion, Mr. Wehrmeyer said that he felt that Council should take some action on this proposed ordinance, whereupon Mr. Fangman requested a statement from the Chief of Police as to his opinion to the passage of the ordinance. The Chief stated that the matter had been discussed with all members of the Police Dept. and that the consensus of opinion was against the passage of such ordinance. Therefore, a motion was made by Mr. Fangman and seconded by Mr. Sorrell that the proposed ordinance be rejected at its first reading. And the vote having been called for, the responses were as follows: Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Knochelman, No; Mr. Osterhage, No. The motion to reject passed by a vote of 4 ayes to 2 nays. Mr. Fangman then suggested that the Chief of Police provide to Council some kind of an alternate to this proposed ordinance, which might be acceptable both to the Police Dept. and the City Council.

6. Dixie Highway Survey - Mr. Wehrmeyer, Chairman of this Committee, indicated that he had had two notes from the Small Animal Hospital and Mr. & Mrs. Tomlinson, 1521 Dixie Hwy., in response to requests to make certain changes in the environ of their property. Chief Kaelin informed Council that Dr. Bernard had called him requesting permission to burn debris on his property and was turned down by the Chief.

Mr. Wehrmeyer stated that additional surveys would be made in May to determine the degree of compliance in the "clean-up" of the Dixie Hwy. property, which had been the result of an earlier survey of his committee. He again restated his position about fixing a hole in an old storage room, which was formerly a portion of the building of the old White Horse Restaurant, which had been destroyed. He then requested that the City Engineer write the owner of the property, requesting that such repair be made so as to eliminate this hazardous condition. The City Clerk indicated that by contact with the Kenton Co. PVA office this property is still in the name of Mr. Ben Castleman, who might have sold same to Mr. Wm. Bubenzer on land contract. Thereupon, Mr. Wehrmeyer suggested that the letter be mailed Mr. Castleman, the owner of record, and a copy to Mr. Wm. Bubenzer, requesting this action.

Mayor Niehaus indicated that the operator of Szechuan Gardens Restaurant had inquired about a repaving of his parking lot area.

The City Clerk then presented a Proclamation "SETTING FORTH THE MONTH OF MAY AS BEAUTIFICATION MONTH FOR THE CITY OF PARK HILLS, KENTUCKY". A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman that this proclamation be adopted as read. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

City Engineer Paul informed Council he received a letter from the Transportation Cabinet, Dept. of Highways, that they have scheduled repair work on the storm drainage structures along the Dixie Hwy. sometime within the next two months. He also mentioned he had investigated a washout in a driveway leading onto the Dixie Hwy. at 1529 Dixie Hwy. He had contacted the State Hwy. Dept., which controlled the right-of-way along the Dixie Hwy. and across which the driveway in question passes. He indicated that a portion of the trouble came from a spring and/or surface water, which was the cause of this erosion and that, with the State Hwy. Dept., he was attempting to provide a drain which would (a) eliminate the erosion, (b) eliminate an icy condition at this point, which was frequently existent during the winter.

He told Council that a similar condition exists on Amsterdam Road at the junction of a dedicated, but unpaved alleyway, which lies to the rear of the lots facing Terrace Drive and being between Terrace Drive and Hillcrest Ave., and that he was attempting to provide some solution to this problem.

Mr. Wehrmeyer then requested that Mr. Knochelman contact Covington Catholic High School about completing the task of cutting weeds on their property adjacent to the Dixie Highway.

7. Section 8 Housing - Re proposed contract with the City of Covington. The City administrative offices had, as requested, written Mayor Moorman of Covington, seeking further information on his request that the City of Park Hills enter into a contract with the City of Covington re the servicing of Section 8 Housing within the City of Park Hills. Mayor Moorman had replied that two landlords having rentable property within the City of Park Hills were receiving such service, namely Mr. Robert Dickman and Mr. Elmer Lemker. There was hesitancy on Council's part in entering into such contract without additional information, and the City Clerk was directed to write Mayor Moorman, indicating that the City could not at this time enter into such contract based on the meager information received, and Mr. Fangman requested that the letter to

Mayor Moorman secure such information as to (1) when an inspection of each property was made by the Covington H.A., (2) if regular inspections were being made to determine that the landlord complies with the requirements to receive Section 8 rental assistance, (3) if such inspections were made, who made same, (4) if a determination was being made that all property covered by Section 8 Housing met all required federal regulations (5) when was this program inaugurated and how long has each landlord been a participant, (6) does the City of Covington charge an apartment tax on the units under Section 8 Housing. No action in agreeing to a contractual arrangement would be made with the City of Covington until such information was made available to the Park Hills City Council.

#### NEW BUSINESS

1. The City Clerk submitted copies of Resolution No. 7, 1983, "A RESOLUTION APPOINTING THOMAS B. MILLER AS A MEMBER OF THE CITY OF PARK HILLS BOARD OF TAX SUPERVISORS FOR THE TERM ENDING DECEMBER 31, 1983", for study by members of Council, whereupon a motion was made by Mr. Knochelman and seconded by Mr. Sorg that this resolution be adopted as read. Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that the Park Hills Civic Association be granted a permit to hold a parade on May 30, 1983, in connection with the Memorial Day celebration. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

#### COMMITTEE REPORTS

##### Public Works Department

1. Council approved Councilman Wehrmeyer's request that he contact Raymond Budde of the Public Works Dept. relative to the setting up a job description, and indicating certain functions that should be performed at agreed upon regular intervals.

2. Mayor Niehaus indicated he had contacted the U.L.H. & P. Co. relative to securing poles which were to be removed within the City and their placement by said company along the new portion of Amsterdam Road, abutting an area lying between the two Amsterdam Roads, which had received excavated materials approved by the City. This area was sometimes used as a non-authorized dumping area by unknown persons and the placement of said poles along the road would have a tendency to prevent said use, thus improving the environment in that area.

3. Mayor Niehaus indicated that plans were being prepared to install a substantial drain near the Rick Smith residence on Arlington Road, which would have the effect of preventing the flow of spring and/or surface water over the road at that point.

4. The question of the repair and/or resurfacing of certain streets within the City was again a matter of discussion. Mr Wehrmeyer suggested that consideration be given to continue the type of improvement on Amsterdam Road across from the City Building to a point at Terrace Drive. In addition, he brought up the matter of what he considered an unsatisfactory condition adjacent



to the new improvement of Amsterdam Road. The Mayor indicated that construction at this point could not be changed as it was necessary to carry surface water toward a suitable disposal otherwise wet and icy conditions would exist.

The Mayor indicated that he had contacted Mr. Paul Seta of Cincinnati Blacktop about sealing, patching and/or partial resurfacing of certain designated areas within the City. The contract price for services rendered would be on a per diem basis. The Treasurer then indicated that approximately \$10,000.00 was all that remained in the State Aid Road Fund and that such repairs as made should be within the limits of the funds available.

The City Treasurer then read to the City Council the State regulations regarding the expenditure of State Aid Road Funds, which indicated, among other things, that before such funds were expended a public hearing must be held and that from the time notice of the public hearing was given 15 days must elapse before the hearing. After the hearing contracts could be entered into and the work expedited. Council was of the opinion that this restriction was not applicable to the funds already on hand and that a tacit agreement had been made with Mr. Seta to do the work before the letter setting forth the restrictions had been received by the City. Mr. Fangman felt that only such funds as were received after the date of receipt of the letter were subject to these restrictions.

It was suggested that in the future before the June or December Council meetings (for example) a hearing could be held on monies to be expended out of the State Aid Road Fund.

#### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer to accept the report of the Park Hills Police Department for the month of March, 1983, as submitted. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Knochelman, aye; and the motion carried.

2. As a point of information, Chief Ostendorf informed Council that the applicants for the chief's position in Highland Heights indicated they would not have been interested in applying if a contract with the city would have had to be signed. He also indicated the City of Highland Heights hosted a luncheon for committee members (selection of applicants), presenting them a key to the city.

#### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Fangman to accept the report of the Park Hills Volunteer Fire Department for the month of March, 1983, as submitted. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Kaelin indicated he was uncertain of the date of delivery of the new fire apparatus. It may not be available for the Memorial Day parade.

3. Chief Kaelin requested guidance from the Council re this City's participation the first Wednesday of April, May and June, 1983, in sounding the siren as a test for disaster control. The Chief pointed out that the Mayor, as the Chief Executive Officer of the City, was designated as the chief officer in the event of a disaster. Following some discussion, Council directed the Chief to study the matter further and to use his own judgment in the matter, presenting

to Council at a later date the results of his study on this City's continued participation in such test.

4. The Chief also indicated that the leak in the roof over the Fire Department, which had been repaired, was ineffective. The Mayor indicated that the contractor would be back to make such repairs as were necessary from his original action.

5. Chief Kaelin inquired as to the procedure to be followed for the sale of the fire engine pumper, which was being replaced by a new unit. He was informed that such property legally must be offered for sale through a bidding procedure.

#### Rescue Squad

1. A motion was made by Mr. Knochelman and seconded by Mr. Fangman to accept the report of the Park Hills Rescue Squad for the month of March, 1983, as submitted. Mr. Knochelman, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Dreyer then requested that if any Council member secures official information as to the proposed change in the EMT that such information be passed on to him, particularly any action in this matter that might be taken by the Municipal Government League of Northern Kentucky.

3. Chief Dreyer said that the backup ambulance had as yet not been sold. He requested \$5.00 from the City as payment for an ad to be inserted in the Fire and Rescue Magazine for sale of the vehicle.

Upon inquiry by the City Treasurer, he was directed to keep said vehicle under full insurance coverage until Council decided otherwise or the vehicle was sold.

#### Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman to accept the following financial reports, as submitted:

- (a) Report of the General Fund for the month ending 3/31/83.
- (b) Report of Budgeted Expenditures for the 9th month of the F. Y. 1982-83.
- (c) Report showing income from various budgeted categories for first 9 months of the F. Y. 1982-83.

Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Mr. Osterhage questioned the City Treasurer on the overage in the Finance Department and was told it was due to excessive advertising for the F.E.B.I. and delinquent tax fees.

### BUILDING AND ZONING MATTERS

1. Building Inspector Paul again mentioned the sale of the Von Lehman property on Amsterdam Road and the possibility of 2 or 3 two-family duplexes being erected.

2. The Clerk informed Council that 8 building permits had been issued during the month of March for repair, replacement and remodeling.

3. The matter of the disposition or relocation of a mobile trailer parked on the John Toeppen property on the Dixie Hwy. was again a subject of discussion. Council, after discussion, requested that Mr. Earl Paul, as the City Bldg. Insp./Zoning Admin., contact Mr. Toeppen since it appeared that if this trailer, even though mobile, was being used as a storage area for automobile tires, that it must comply with the City zoning ordinance requiring setback from the State right-of-way along the Dixie Hwy. Mr. Wehrmeyer stated he had been in receipt of a complaint from Mr. Dave Fangman, of Kelley's Plumbing, that its present location had an unsatisfactory result on his property in that its position prevented clear view of his business at 1451 Dixie Hwy.

4. Mr. Paul again introduced the change in the building inspection fee schedule, but did not have a concrete proposal to submit to Council, which would result in a change in the ordinance regulating fees to be charged for permits and inspections of jobs being done within the City.

The Treasurer suggested that in the future when Mr. Paul ok's a Bldg. Permit Application he insert the approximate cost of the job being done and the Clerk's office will then compute the fee to be charged.

### COMMUNICATIONS

1. From the Office of the Secretary of the Treasury re Federal Revenue Sharing Fund. Mr. Clark, the City Treasurer, informed Council that after October, 1983, no federal monies will be forthcoming unless further entitlement periods are authorized.

2. From the Dept. of Training indicating receipt of Park Hills' application for Police Training Incentive Pay.

3. Copy of the suit filed in the Kenton Circuit Ct., 4th Division, re Cardinal Federal S & L Assn. vs. Parkcrest Associates, et al.

4. From the Kenton Co. Fire Chiefs Assn. endorsing the operation of the Northern Kentucky Emergency Medical Service and Paramedic Units.

5. From Mayor Niehaus thanking Council and City employees for the planter sent to him during his hospital stay.

The Clerk then read a series of bills payable out of the General Fund and the Federal Revenue Sharing Fund No. 2.

GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 659.32
Security Bank, Inc. - Fed. w/h for April	60.20
Ky. State Treasurer - S.S. w/h for April	111.66
Ky. Retirement Systems - Pension premium for April	85.41
BC/BS - Medical coverage	201.08
Day-Z Shop Florist - Flowers for Mrs. Clark	16.50
Postal Instant Press - 500 Envelopes	28.50
Security Bank - Deposit Box rental	4.00
Cincinnati Enquirer - Legal ad (Ord. re nonpartisal election)	27.28
Municipal Govt. League of No. Ky. - Annual dues	50.00
Jack Ehrman - 2 Meetings (K.C. & M.P. & Z.C.)	20.00
City of Ft. Wright - 1 Tape recorder	250.00
U. S. Post Office - Postage to replenish meter	50.00

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 597.68
Earl L. Paul - Bldg. Insp. fees	11.96
Security Bank, Inc. - Fed. w/h for April	88.30
Ky. State Treasurer - S.S. w/h for April	108.78
Ky. Retirement Systems - Pension premium for April	81.80
BC/BS - Medical coverage	50.00
Bavarian Trucking Co. - Trash fee for March	3558.06
Ideal Supplies, Inc. - Supplies and equipment	81.30
Sun-Tek Labs - Weed killer	347.50
Old Mill Service - Equipment repair & maintenance	23.40
Chevron, USA - Gasoline	73.13
Crescent Springs Hardware - 1 Bobcat mower	375.00
" " " - Repair of riding mower	214.24

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1083.42
Ronald Heideman - "	857.75
Paul Hellmann, Jr. - "	1042.79
Jamie Puthoff - "	700.21
Nancy Noel - "	337.10
Wayne Menefee - "	226.55
James Decker - "	285.95
Thomas Houp - "	65.14
Security Bank, Inc. - Fed. w/h for April	738.10
Ky. State Treasurer - S.S. w/h for April	831.60
Ky. Retirement Systems - Pension premium for April	566.77
BC/BS - Medical coverage	276.56
John R. Green Co. - Office supplies	32.82
Kenton Co. Water Dist. #1 - Gasoline	103.56
Cincinnati Bell - Police phones	101.76
Bluegrass Communications - Radio contract, equipment repair	241.40
Roy Tailors Uniform Co., Inc. - 1 Windbreaker	39.35
Chevron, USA - Gasoline	246.98
Crescent Springs Mobil Service - 1 headlight	19.50

Fenders Wrecker Service Inc. - Cruiser maintenance	\$ 287.32
Photo Bug - Film and processing	11.58
U. S. Post Office - Postage to replenish meter	25.00

FIRE DEPARTMENT

Webco Fire Equipment Co. - Updating air mask regulators	\$ 500.00
Robert Kaelin - Natl. Fire Incident Report Seminar	18.00
Old Mill Service - Equipment repair & maintenance	23.90
Cincinnati Bell - Fire phones	133.42
Chevron, USA - Gasoline	74.98
H E C Electronics - Equipment repair	31.74

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 301.11
Security Bank - Fed. w/h for April	17.80
Ky. State Treasurer - S.S. w/h for April	46.90
To correct Ledger on check #27955 (shorts & overs)	1.52
Security Bank - Printed checks	16.90
Albert & Agnes Kuehn - Refund of H.E. for 1982	42.05
Robert & Rita McAtee - Refund of H.E. for 1981	40.63
U. S. Post Office - Postage to replenish meter	75.00

CITY BUILDING

Raymond Budde - Supplies	\$ 17.69
Saalfeld Paper Co. - 1 Case paper towels	28.91
Cincinnati Bell - Phone Service	55.79
Mellocraft - 1 Case plastic bags	39.36
U.L.H. & P. Co. - Gas and electric	566.19

STREET LIGHTING

U.L.H. & P. Co. - Street lights	\$ 691.59
" " " - Traffic lights	88.00

RESCUE SQUAD

Lenke-Gross Associates - Insurance	\$ 305.00
Chevron, USA - Gasoline	32.62

Total of bills payable out of the General Fund ..... \$ 18,445.41

PARK HILLS FEDERAL REVENUE SHARING FUND NO. 2

City of Covington - Dispatching service (Jan.-Feb.-March)	\$ 900.00
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A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that bills, payable out of two separate funds, be paid. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

A motion was made by Mr. Sorrell and seconded by Mr. Sorg that this meeting adjourn. Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, MAY 9, 1983, AT 8:00 P.M. WITH MAYOR NEIHAUS PRESIDING AND COUNCILMEN KNOCHELMAN, FANGMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.

The minutes of the April 11, 1983, meeting were approved as read by a motion made by Mr. Fangman and seconded by Mr. Sorg. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. No. Ky. Emergency Medical Services - Mr. Ken Knipper, representing No. Ky. EMS, appeared before Council indicating he was a member of the task force visiting all the cities in the Northern Kentucky area to answer any questions they might have regarding the various proposals that are public at this time. He requested the same support they received in the past from Park Hills, in the amount of \$700.00. He informed Council the paramedic system, in effect for the last 4 years, is improving steadily. They have 7 more paramedics being put on the June schedule and 10 more graduating in October, allowing the service to have one car available 24 hours a day, with a second car being available 12 hours a day on Friday, Saturday and Sunday.

Councilman Sorrell questioned Mr. Knipper re the plan put forth by the Kenton County Fiscal Court to hire the Commonwealth Ambulance Service to handle emergency medical services. Upon questioning, Mr. Knipper indicated it seemed that both services could not survive in this area. Mayor Niehaus informed Council that a meeting is to be held on May 16th by the Kenton County Fiscal Court to discuss paramedic service in Kenton County.

Mr. Knipper gave some background information on the new proposed service in Kenton County, indicating that Kenton County will pay a certain percentage (approximately 30%) to the paramedic unit and the difference to be borne by the residents for services rendered. At the present time paramedic services are not paid by hospital insurance. Mr. Knipper informed Council that in the states of Florida and Ohio, under certain situations, hospital insurance will pay for part of the cost. Also in Kentucky some changes are proposed for insurance payment relative to the providing of ambulance service for transportation of a patient, but an independent paramedic unit receives no such aid. He indicated Commonwealth feels it will receive payment from either hospital insurance or medicare.

Upon questioning by Councilman Wehrmeyer, Mr. Knipper replied that the \$700.00 figure, arrived at by the Municipal League, was based on a population count at 20¢ per person. He asked that the \$700.00 be included in the budget for coming fiscal year indicating the city's support of the No. Ky. EMS.

After being questioned by the Mayor, Mr. Knipper responded that both the Commonwealth Ambulance and/or No. Ky. EMS would be supplementing the services of the local rescue squads with advanced life support systems, and would be on call when needed by these units.

When questioned by Vice-Mayor Fangman concerning the certified paramedics on local life squads, Mr. Knipper replied they could perform service to only a certain extent because local squads do not have their vehicles equipped with advanced life support systems.

Once again, Mr. Knipper asked the Council to seriously consider the request of the No. Ky. EMS for continued financial support.

2. Mr. Daniel Pfetzer, 618 St. Joseph Lane, appeared before Council requesting information on the apartment tax.

City Attorney Howard read to Council a letter received from several apartment owners, indicating they felt the apartment tax unconstitutional and therefore will not pay the 1983 apartment tax and requesting a refund for the years 1980, 1981 and 1982. This letter was signed by Stella Zembrodt, Daniel Pfetzer, Ralph Pfetzer, Mark Koenig, R. M. Wachs, Jr., Irene Wachs, Delores Pfetzer and R. L. Schultz.

Mr. Howard stated the Park Hills license ordinance is identical to Kenton County, Covington, Edgewood, Ft. Wright and other cities in the No. Ky. area, and at present there has been no finding in any court that this tax is unconstitutional. Mr. Howard informed the petitioner that the City is presently involved in litigation with Mr. Robert Dickman and that case was only between the above two parties. Mr. Dickman did not file on behalf of all the apartment owners in Park Hills or Kenton County. The suit applies to Robert and Sharon Dickman and the Dickman Garden Apts. vs. the City of Park Hills, and this matter is still in the courts, with no final determining decision rendered.

Mr. Howard indicated the City feels the tax is constitutional, and until a court makes a determination on behalf of the above-named individuals the City is not in a position to arbitrarily refund the money unless ordered to do so by the court.

The original Court Order, signed by Judge Dunn, indicated that the City of Park Hills was enjoined from collecting the apartment tax from Robert and Sharon Dickman and Dickman Garden Apts. only. Mr. Howard indicated the matter is presently on appeal, has been briefed and will probably be heard sometime this summer. He then told Mr. Pfetzer that an ordinance will be read later in the meeting before Council, which, in effect, may supersede the apartment tax and many other ways the City collects occupational fees.

Mr. Howard informed Mr. Pfetzer that the City will keep the occupational license ordinance in its present form and possibly adopt a business payroll tax at 0.50%, with the option to adopt a new occupational license ordinance, if necessary.

3. Mr. Brian Murphy, 836 Arlington Road, appeared before Council re the backup of sewage into his basement. He had several questions regarding the City's sewer system, indicating he understood the storm and sanitary sewers run together and when one fills it automatically overflows into the other one. He told Council his neighbors have plugged their sewer to prevent the sewer backing up into their basement, which he thought of doing, but his insurance agent said in doing so another pipe in his home may break and would not be covered by insurance. Also this plugging would make a more severe problem for other neighbors, whose basements also flood.

Mr. Murphy asked how often the sewers are cleaned and by whom. Mayor Niehaus responded that Ohio Infil-Check cleans out the sewers for the City at different times in different areas.

Mayor Niehaus informed Mr. Murphy that his basement is almost level with the sewer line and, therefore, when the sewer is full there is no place for the water to go but into the basement. Mr. Murphy asked if any specifications have to be followed when building a house regarding the sewer line. Vice-Mayor Fangman responded that the foundation must be above the flow line of the sewer, but there are no restrictions as to how far above it must be.

Mayor Niehaus stated the problem could be solved by tapping into the sewer line approximately two feet up and not use the basement drains. The Mayor and the City Engineer will look into the problem to see if the City line is open and inform Mr. Murphy.



4. Mr. David Garnett, candidate for District Judge, appeared before Council to introduce himself to the members and ask for their support in the coming election.

#### OLD BUSINESS

1. Apartment Tax Suit - New ordinance to be read.

City Attorney Howard presented for its first reading, Ordinance No. 5, 1983, "AN ORDINANCE RELATING TO THE PAYMENT OF LICENSE FEES FOR THE PRIVILEGE OF ENGAGING IN OCCUPATIONS, TRADES, PROFESSIONS, BUSINESSES AND OTHER ACTIVITIES IN THE CITY OF PARK HILLS, KENTUCKY, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH". Mr. Howard interpreted certain sections of the ordinance for Council members.

Councilman Knochelman indicated he is vehemently against the ordinance. He also feels there will be negative feelings on the part of any new businesses coming into Park Hills. He did not feel that the income from the payroll tax should have been inserted in the budget before it was passed by Council.

Councilman Wehrmeyer felt that real estate taxes should not be raised continually and the payroll tax would be a good source of revenue with a small withholding from each individual person. These people receive services from the City as well as property owners.

Councilman Sorrell was of the opinion this tax would be raised year after year, as was done by other cities in the area.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that Ordinance No. 5, 1983, be approved for its first reading. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, abstain; Mr. Sorg, aye; Mr. Knochelman, no; and the motion passed with 4 ayes and 2 nos.

2. Park Hills Housing Authority - Mayor Niehaus reported that outside work being done on James Hartberger's property on Amsterdam Road seemed to be progressing. It was noted that the inside renovation has not been checked as yet, but the buildings are being remodeled as one-family units.

Vice-Mayor Fangman questioned City Engineer Paul if any applications were requested or plans submitted by Mr. Torline for the duplexes he plans to build on the property located at 1011 Amsterdam Road. Mr. Paul replied that nothing was received due to the fact that a discrepancy has occurred in the size of the property sold to Mr. Torline. A more thorough search will have to be made concerning the boundary lines of this area.

3. Dixie Highway Survey (Toebben trailer) - Building Inspector Paul contacted Mr. John Toebben and informed him the trailer and sign were in violation of the City's zoning ordinance and must be placed 50 ft. back from the State right-of-way. Mr. Toebben indicated he would not move the trailer, and Council would have to institute legal action to make him do so. The City Attorney was directed to contact Mr. Toebben by letter. If Mr. Toebben still refuses to move the trailer a law suit will be drawn up for injunctive relief.

Mr. Wehrmeyer informed Council that clean-up work is still progressing on the Dixie Highway, particularly the Small Animal Hospital. He feels the cooperation of property owners along the Dixie Hwy. has been good, with the exception of two businesses: Mr. Toebben, although removing debris at one time, has once again an accumulation of trash. Mr. Bubenzer did board up the hole, but the job was poorly done and did nothing to improve the appearance of the property. Cooperation has been received from the Covington Catholic High School

in getting all of their weeds cut, and the State Highway Dept. has repaired the two damaged drains.

Mr. Paul reported that Elmer Hahn, owner of the Den-Lou Motel, wishes to add a second floor and new roof to the area above the office to bring that part of the motel in conformance with the rest of the building. A variance will have to be obtained from the Park Hills Board of Adjustment.

Mr. Wehrneyer directed the Clerk to write Mr. James Hartberger asking him to remove the debris and dead weeds on the Hoffman Motel property.

4. Section 8 Housing - Mayor Niehaus reported that all questions of Council directed to Mayor Moorman have been answered and felt we should sign the agreement with the City of Covington.

Following discussion re pros and cons of signing this agreement, a motion to sign the contractual agreement with the City of Covington re Section 8 Housing was made by Mr. Osterhage and seconded by Mr. Sorrell. Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, abstain; Mr. Fangman, aye (qualified by his statement that he is voting aye to help the tenant, not the landlord); Mr. Sorg, aye; Mr. Knochelman, aye; and the motion passed with 5 ayes and 1 no.

5. Mayor Niehaus informed Council that no further word has been received from the U.L.H. & P. Co. re the replacement of light poles along Amsterdam Road. Permission was given by the City to remove the poles and the Mayor was to receive word from the utility company approximately one week before they plan to remove them.

6. The Mayor indicated that Cincinnati Blacktop will be installing a trench in the area of 805 Arlington Road and when that is completed he will inform the resident, Rick Smith, that it will be his responsibility to pipe the water to this area.

Mr. Knochelman mentioned that the pipe bordering on the Utotem property between Arlington and the premises is almost completely exposed.

A call to the City office from Mr. Ted Crew, owner of the property at 1102 Park Drive, registered a complaint about surface water flowing into his garage area. This complaint had been referred to the Mayor, who had investigated the same day, discussed the matter with the owner and agreed that some steps would be taken in the near future to alleviate the problem.

7. Mayor Niehaus and City Engineer Paul will be checking the area of Amsterdam Road and Sleepy Hollow. The drain has to be built up and more curbing installed so the ground will not be washed away.

The Mayor further indicated that the washout area on the new Amsterdam Road, lower section, would be taken care of as soon as the contractor comes on the job. In addition, the proposed continued improvement of Amsterdam Road from the last repaving would be performed by the contractor.

The Mayor stated, upon inquiry, that the contractor employed to do the street work, would also bulldoze the area on lower Amsterdam, which had been used as a refuse area from the last major street improvement. When this was done telephone poles will be used as an obstruction to prevent vehicular access to the area.

The drainage problem on Exter Drive will hopefully be resolved by chipping the curb back approximately 6 inches and sealing it.

NEW BUSINESS

1. The City Clerk read a list of applications for the granting of various types of liquor and beer licenses presently held within the City. A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that the following licenses be granted:

- Retail liquor license - Town & Country Restaurant  
VFW Post No. 1484  
Szechuan Gardens Restaurant  
Tom & Jerry's  
Rendezvous Lounge
- Special Sunday liq. sales lic. - Town & Country Restaurant  
Szechuan Gardens Restaurant  
Tom & Jerry's
- Carry-out beer license - Mr. Barone's Deli  
VFW Post No. 1484  
Rendezvous Lounge  
Utotem

Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

The Clerk further indicated that she had not received application and payment for a consumption on the premises beer license from the Covington Catholic H.S. Boosters Association. She was directed to include same in the list of approved licenses when application and payment was received. A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg to approve the above action by Council. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

2. Mr. Wehrmeyer inquired about the presence of old automobiles parked at the rear of the City Building premises. He was assured by Chiefs Dreyer and Kaelin that these were to be used in practice drills and thus disposed of with the remaining debris removed.

3. Mr. Wehrmeyer further inquired if Council felt that Raymond Budde needed help in maintaining City streets and sewers and in other chores about the City. It was the opinion of Council that Mr. Budde had ample time for such duty and the Treasurer reminded Council that an application had been filed with the Manpower Commission to secure two school-age CETA employees during the school vacation period, but there had been no response as to their availability.

COMMITTEE REPORTS

Public Works Department

1. No additional comment.

Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman to accept the report of the Park Hills Police Dept. for the month of April, as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Fangman to accept the report of the Park Hills Volunteer Fire Dept. for the month of April, as submitted. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Mr. Sorrell then inquired into the procedure of disposing of a piece of fire apparatus to be replaced by the new pumper. He was informed by the City Attorney and the City Treasurer that the item in question must be offered for sale through public bidding and was further advised that the Fire Dept. should present to the Administration Dept. fairly detailed specifications, which could be incorporated in the required ordinance to be passed by Council, advertising for the receipt of bids for the sale of the old apparatus. Upon question as to the possibility of the price that might be secured for the sale of the vehicle, Mr. Sorrell was unable to state a positive figure and told Council that he intended to advertise the vehicle in the public press and/or various other publications which might reach interested bidders.

3. Mr. Sorrell informed Council that he, Chief Kaelin and Ass't. Chief Bob Schaffer attended a disaster seminar at No. Ky. Univ. He supplied Mayor Niehaus with a manual on steps to be taken if a disaster should occur in this area. Chief Kaelin referred to the disaster control study being made and again reminded the Mayor and Vice-Mayor they are the responsible officers in making decisions in event a disaster does occur. After discussion, in which several past disasters and their control were mentioned, Council directed the Fire Chief, Police Chief and Rescue Squad Chief to meet and formulate a plan the City would follow in the event a disaster would hit this area.

Chief Ostendorf informed Council that he believes a statute is still in effect which states if police assistance from another municipality is needed you incur liability for all their expenses, including all fringe benefits. Insurance coverage re this responsibility is to be looked into by the City Attorney.

4. Chief Kaelin informed Council the new pumper, purchased from the Sutphen Corp., will not be available for the Memorial Day parade.

Rescue Squad

1. A motion was made by Mr. Knochelman and seconded by Mr. Fangman that the report of the Park Hills Volunteer Rescue Squad for the month of April, 1983, be approved as submitted. Mr. Knochelman, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Councilman Knochelman asked Chief Dreyer for an explanation regarding the repair work, tires and/or shocks needed for the ambulance, which was given.

Chief Dreyer then questioned if any repair work had been done on the furnace in the squad building. He then mentioned that the wooden supports for the rear doors of the squad room need to be compressed slightly and painted. The Mayor will look into both these problems as soon as he is able.

3. Councilman Osterhage asked Chief Dreyer for his comments on the No. Ky. EMS request for funding in the amount of \$700.00 from the City of Park Hills. The Chief requested Council to withhold any commitment toward funding

for the EMS until after the May 16th meeting to be held by the Kenton County Fiscal Court on the Commonwealth Ambulance Service. Chief Dreyer will be at this meeting and will then evaluate both these services and report back to Council at the June 13th meeting.

4. Chief Dreyer commented on his attendance at the disaster drill held at the Greater Cincinnati Airport on May 7th. Ambulances from many communities in the Tri-State area participated in this drill. The Chief had pictures available if Council were interested.

#### Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman to accept the following financial reports, as submitted:

- (a) Report of the General Fund for the month ending 4/30/83
- (b) Report of Budgeted Expenditures for the 10th month of the Fiscal Year 1982-83

Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. The Clerk then presented Ordinance No. 4, 1983, "AN ORDINANCE AMENDING ORDINANCE NO. 5, 1982, AND REPEALING RESOLUTION NO. 11, 1982, BEING ORDINANCE AND RESOLUTION PROVIDING FOR THE PAY SCALES OF CERTAIN EMPLOYEES OF THE CITY OF PARK HILLS". After changing the word "volunteer" to "part-time" in Section III, paragraph 3, as recommended by Councilman Sorg, a motion was made by Mr. Fangman and seconded by Mr. Sorrell that Ordinance No. 4, 1983, be approved for its first reading. Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

3. The Treasurer informed Council that the budget for the Fiscal Year 1983-84 could not be acted upon at this meeting due to the stringent law of the State of Kentucky, requiring publication of a public hearing on the Budget for a certain amount of days before such hearing. This action is required by State statute.

4. Vice-Mayor Fangman suggested the meeting be scheduled for 7:30 P.M. on June 13th because of the several ordinances to be read in addition to the public hearing held on the Budget. No action was taken on the above.

#### BUILDING & ZONING MATTERS

1. The Clerk announced that 5 building permits had been issued during the month of April, 1983.

2. City Engineer Paul informed Council that a request for a building application to erect a deck on the rear of the premises of Mr. Marc Carey, 1004 Park Drive. The original plans were changed to conform with zoning regulations, and the permit issued when the new set of plans are approved by Mr. Paul.

3. Councilman Osterhage requested clarification from Mr. Paul re the Den-Lou Motel request to add a second floor and new roof over the office. Mr. Paul replied that a variance will have to be obtained from the Park Hills Board

of Adjustment. The second floor will not be finished and the work is being done to bring this part of the building in conformance with the entire motel complex.

Upon questioning by Vice-Mayor Fangman, Chief Kaelin replied he had no objections to this addition being done.

#### COMMUNICATIONS

1. From the No. Ky. Narcotics Enforcement Unit requesting financial support in the amount of \$1750.00. After discussion, this matter was referred to the Finance Committee.

2. From the Ky. Law Enforcement Foundation re the "Lump Sum Back Payment" to eligible police officers. Upon question by the City Treasurer concerning Terry Denniston, who was employed during part of the F.Y. 1982-83, and is no longer in the employ of the City of Park Hills, Council directed the Treasurer to write Mr. Allen Johnson of KLEFPF, requesting clarification of Mr. Denniston's eligibility for back payment of police incentive monies.

3. Report from the Park Hills Board of Tax Supervisors that no complaints were received from residents on the assessed valuation of real estate, and therefore no adjustments were made.

4. Copy of letter from the Home Insurance Co. to Mr. John O'Gara informing him that the City of Park Hills is not legally liable for damages to his property and therefore the company is unable to make any payment.

5. Letter from the United States Fidelity & Guaranty Co. informing the City they will not be renewing the Volunteer Fire Policy.

The City Treasurer was directed by Council to secure several bids from other insurance agents on this coverage.

The Clerk then read a series of bills payable.

#### CITY OF PARK HILLS GENERAL FUND:

##### GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 659.32
Security Bank, Inc. - Federal w/h for May	60.20
Kentucky State Treasurer - S.S. w/h for May	111.66
Kentucky Retirement Systems - Pension premium for May	85.41
Blue Cross/Blue Shield - Medical coverage	201.08
Accounting Machine Corp. - 1 Royal 110 Copier master	7.40
Pitney Bowes Credit Corp. - Mail mach./scale rental	90.00
John R. Green Co. - 2 Boxes labels	5.56
Municipal Attys. Assn. of Ky. - 1983 Membership dues	20.00
Merchants Typewriter Co. - Repair of Royal 550 elec. typewriter	60.00
U. S. Post Office - Postage to replenish meter	25.00
James N. Howard - Semi-annual legal fee	696.00
Postal Instant Press - 500 Printed envelopes	28.50
Accounting Machine Corp. - 1 Toner, 1 Master for Royal copier	32.40

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 683.17
Earl L. Paul - Bldg. Insp. fees	11.61
Security Bank, Inc. - Fed. w/h for May	109.10
Ky. State Treasurer - S.S. w/h for May	125.63
Ky. Retirement Systems - Pension premium for May	94.71
Blue Cross/Blue Shield of Ky. - Medical coverage	50.00
Bavarian Trucking Co. - Trash fee for April	3,558.06
Raymond Budde - Car wash (Jeep)	2.75
Crescent Springs Hardware - Repair of Bobcat mower	32.24
Old Mill Service - Vehicle maintenance & repair	20.00
Chevron, USA - Gasoline	125.11
Equipment Consultants, Inc. - 1 Juno broom	25.49
Joseph Mahorney - Part-time labor	4.00
Raymond Budde - Wash and wax Jeep	3.00

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,176.92
Ronald Heideman - "	871.62
Paul Hellmann, Jr. - "	1,985.12
Jamie Puthoff - "	713.56
Nancy Noel - "	337.10
Wayne Menefee - "	148.61
James Decker - "	212.77
Security Bank, Inc. - Fed. w/h for May	750.80
Ky. State Treasurer - S.S. w/h for May	828.93
Ky. Retirement Systems - Pension premium for May	591.09
Blue Cross/Blue Shield - Medical coverage	326.56
Ridgeview L/M - Cruiser repair and maintenance	277.10
Roy Tailors Uniform Co., Inc. - Uniform equipment for Puthoff	820.25
Mark's Guns - 3 Sets name tags	28.50
Kenton County Water District No. 1 - Gasoline	68.22
Barren River State Park - Dep. ck (FBI Natl Aca. retraining seminar)	20.00
Bluegrass Communications - Radio contract	34.00
Old Mill Service - Cruiser repair and maintenance	114.50
Ft. Wright Gulf - Repair of tire on cruiser	3.50
Cincinnati Bell - Phone service	111.29
Chevron, USA - Gasoline	452.23
Ill. Mutual Life & Casualty Co. - Dis. & cas. ins. for Puthoff	97.24
Western Life Ins. Co. - Life ins. coverage for Puthoff	49.20
Roy Tailors Uniform Co., Inc. - Uniform eqpmt. for Hellmann	154.70
Business 2-Way Radio, Inc. - Repair of radar equipment	78.00
U.S. Post Office - Postage to replenish meter	25.00
Mark's Guns - Weapon repair (2)	25.00
Radio Shack - 48 AA batteries	21.69
Waltz Business Equipment - Prorated serv. contr. on typewriter	30.00
S.P.C.A. - Dog control (1/1 - 2/28/83)	180.00
Alexander Battery Sales, Inc. - 5 Batteries	47.90
F. E. Ostendorf, Jr. - Expenses, FBI retraining seminar	47.92

FIRE DEPARTMENT

H.E.C. Electronics - Radio repair	\$ 32.89
Zimmer Hardware - Paint and brushes	28.16
Cincinnati Bell - Phone service	128.11
Chevron, USA - Gasoline	29.00
Robert Kaelin - Supplies	44.82
Webco Fire Equipment Co. - Updating 2 airmask regulators	400.00

FINANCE DEPARTMENT

Russell Clark - Salary for May	\$ 301.11
Security Bank - Fed. w/h for May	17.80
Ky. State Treasurer - S.S. w/h for May	46.90
Debit acct. to correct ledger (re deposit slip #23)	.30
Cincinnati Enquirer - Legal ad (Bd. of Tax Supervisors metg.)	22.56
Thomas Duffey - Board of Tax Supervisors	30.00
Thomas B. Miller - " " "	30.00
Joseph Nie - " " "	30.00
Strathmore Press - Printing of tax bills	341.25
Charles Bilz Agency - Renewal of burglary policy	190.00
U. S. Post Office - Postage to replenish meter	250.00
P. H. Petty Cash Fund - Starter fund for change for tax coll.	100.00
Geo. A. Flohr Co. - Binding of tax bills into books	132.50
Cincinnati Enquirer - Legal ad (public hearing on budget)	9.40

CITY BUILDING

U.L.H. & P. Co. - Gas and electric	\$ 146.51
Cincinnati Bell - Phone service	52.40
Saalfeld Paper Co. - 2 Cases toilet tissue	56.53
Pelstring's - Repair of window blind in P.D. office	23.18
Raymond Budde - Light bulbs and furniture polish	11.51
Combined Lock Service - Repair of lock on door from PD to FD	107.50

STREET LIGHTING

U.L.H. & P. Co. - Street lights	\$ 571.18
" " " - Traffic lights	82.67

RESCUE SQUAD

Chevron, USA - Gasoline	\$ 68.30
Puritan-Bennett Corp. - Recharge O2 cylinders	20.25
Certificate of Need & Licensure Bd. - 1983-84 State amb. license	10.00

Total of bills payable out of the General Fund ..... \$ 14,601.86



PARK HILLS SANITATION MAINTENANCE & REPLACEMENT FUND

Sanitation Dist. #1 - Billing charges for Jan-Feb-Mar-Apr 1983	\$ 176.90
Ohio Infil-Check - Cleaning of sanitary sewer on Arlington Rd.	<u>247.50</u>
	\$ 424.40

PARK HILLS FIRE EQUIPMENT BOND ISSUE DISBURSAL ACCOUNT

Security Bank, Inc. - 8 F.E.B.I. coupons @ \$250.00 each	\$ 2,000.00
Russell Clark - Administrative fee for 1982	<u>500.00</u>
	\$ 2,500.00

A motion was made by Mr. Fangman and seconded by Mr. Sorg that bills, payable out of three separate funds, be paid. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that this meeting adjourn. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, JUNE 13, 1983, WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, OSTERHAGE, SORRELL AND WEHRMEYER PRESENT.  
ABSENT: COUNCILMEN KNOCHELMAN AND SORG.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that the minutes of the May 9, 1983, meeting be approved as submitted. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Mr. Byron Davidson, 1311 Amsterdam Road, appeared before Council concerning the unsightly and unsanitary condition of the property located at 1307 Amsterdam Road, owned by Mr. Danny Smith. Mr. Davidson requested the City Clerk to read a copy of a letter he sent to the Kenton County Board of Health in connection with these conditions. Councilman Wehrmeyer informed Council that Mr. Michael Butler, whose property abuts the rear of 1307 Amsterdam, also discussed with him the terrible condition of this property. Mr. Wehrmeyer has seen the property and informed Council that garbage is, literally, strewn all over the property. The house has been vacant, with several individuals stopping by occasionally to pick up mail and feed the dogs, who have the run of the premises.

Chief Ostendorf gave Council a short rundown on the background of Mr. Smith, including the fact that both the real estate and an automobile owned by Mr. Smith have previously been repossessed. Mr. Wehrmeyer also indicated that complaints were received from a previous tenant living in the two-family house he once owned on Lawton Road because he did not pay his utility bills and service to her apartment was cut off.

It was also noted that mail delivery has been suspended by the Post Office due to the hazardous condition of the property at 1307 Amsterdam. The Post Office has no forwarding address for Mr. Smith.

Following discussion, Mr. Howard, the City Attorney, indicated the best course to follow was a petition signed by 5 residents, initiating a complaint about the premises and the health hazard and submit it to the Park Hills Housing Authority, which would then begin proceedings against the owner of the property. This will be done.

2. Because Chief Ostendorf had to leave Council meeting early the report of the Park Hills Police Department, including the local sign grant, was next on the agenda.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that the report of the Park Hills Police Dept. for the month of May, 1983, be accepted as submitted. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

Chief Ostendorf informed Council the Local Sign Grant has finally been approved. Mr. Caldwell of the Ky. State Police, who could not attend the meeting due to a previous commitment, has bid packages for use by the City in connection with the sign grant. He indicated an authorization from Council was needed for the City Clerk or Treasurer to send out Invitations to Bid for these signs. Specifications for such signs are included in the above-mentioned "packages". The City would have to insert the time and date the bids would be opened. The Chief indicated there is a time limit involved in the request for bids for these signs. He informed Council that 663 signs and 660 posts would be needed throughout the City.

Upon questioning by Mr. Wehrmeyer as to who would oversee the placement of these signs, the Chief felt the Public Works Dept. would erect all the signs. These signs would have identifying marks on them and be higher from the ground as a preventative against theft. Also, the signs would be attached to the posts in such a manner as to make removal extremely difficult. Placement of these signs, according to the grant, would have to be completed within a certain length of time.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorrell that the City enter into the Local Sign Grant Program. Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Fangman, abstain. The motion was carried by three ayes and one no.

Following discussion, the Chief informed Council a motion was needed authorizing the City Clerk to request bids from interested parties for the above signs. A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorrell that the City Clerk be directed to request bids from interested parties for regulatory signs and posts for the City of Park Hills. Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Fangman, abstain; Mr. Osterhage, aye; and the motion carried by three ayes and one no.

Following further discussion, and after reading Resolution No. 5, 1981, "A RESOLUTION PROVIDING FOR THE PARTICIPATION OF THE CITY OF PARK HILLS, KENTUCKY, IN A FEDERAL PROJECT FOR UPGRADING SIGN DEFICIENCIES ON LOCAL STREETS" and Resolution No. 6, 1982, "A RESOLUTION RECONFIRMING THE INTENT OF THE CITY OF PARK HILLS TO PARTICIPATE IN THE FEDERALLY FUNDED "SIGNS FOR LOCALS" PROJECT", City Attorney Howard indicated that the City Clerk be directed to send out "Invitations to Bid" to all interested parties and advertise the Invitation to Bid in a newspaper of general circulation.

3. Adoption of the 1983-84 Budget - The City Treasurer presented the Budget for the Fiscal Year 1983-84, indicating that the requirements had been met for advertising in the public press, advising interested parties that at this meeting a public hearing would be held upon the terms of the Budget. There appeared to be no one present to discuss the matter. Each member of Council had been provided with the detailed copy of the Budget previous to the meeting.

Mr. Sorrell again indicated the receipts from the payroll tax were included in the budget, although not yet passed by Council. The Treasurer informed him the tax will be in effect by July 1, 1983, if passed. If not passed the budgeted income will be \$15,000.00 less.

When questioned by Mr. Wehrmeyer, Mr. Clark listed the detailed increases in each category of the Police Dept. budget. The increase in the Finance Dept. was also outlined in each budgeted category.

The Treasurer then read Ordinance No. 6, 1983, "AN ORDINANCE ADOPTING THE BUDGET OF THE CITY OF PARK HILLS FOR THE FISCAL YEAR 1983-84 BEGINNING JULY 1, 1983". A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman that Ordinance No. 6, 1983, be adopted and passed at its first reading, as an emergency ordinance. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, abstain; and the motion carried by three ayes and one no.

The Treasurer presented for its second reading Ordinance No. 4, 1983, "AN ORDINANCE AMENDING ORDINANCE NO. 5, 1982, AND REPEALING RESOLUTION NO. 11, 1982, BEING ORDINANCE AND RESOLUTION PROVIDING FOR THE PAY SCALES OF CERTAIN EMPLOUEES OF THE CITY OF PARK HILLS". A motion was made by Mr. Fangman and seconded by Mr. Osterhage that Ordinance No. 4, 1983, be adopted as read. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

The Treasurer reported to Council that the Public Works Dept. has acquired three laborers from the CETA Youth Program who will be working during the summer school vacation period.

Mr. Clark informed Council that an Arbitrage Account is being set up for monies collected previously for the Fire Equipment Bond Issue and cannot be spent at this time. Interest on this account will be approximately 8 - 8 $\frac{1}{2}$ %, compounded for the next 6 years.

4. Mr. Robert Schultz, representing several owners of multi-family apartments in the City of Park Hills, appeared before Council, indicating that he felt the City had an obligation to the owners, as taxpayers, to provide street maintenance and snow removal. Mr. Schultz wanted to know if St. Joseph Lane and Elberta Circle were "dedicated" or "accepted" streets by the City of Park Hills. He felt that for the amount of taxes paid to the City over several years the above-mentioned streets should at least be patched and snow removed for the residents to use the streets. He suggested members of Council check on this area (from Elberta Circle, back on St. Joseph Lane) and decide if they want to accept the area as a dedicated street.

Mr. Schultz was told the area was not accepted as a dedicated street because it did not meet City specifications, and the original builder did not wish to bring specifications up to City standards. The City Attorney and City Engineer informed Mr. Schultz and the other apartment owners that it is illegal for the City to expend City funds to improve an undedicated street. They informed the owners the process that must be followed to have the street dedicated to the City, for public use, and to meet City and County specifications.

Following lengthy discussion Mayor Niehaus indicated that, even though it's illegal, he will have Cincinnati Blacktop Co., who is doing street patching within the City at the present time, check out the area and do any repair work needed.

Vice-Mayor Fangman suggested the Mayor appoint a committee to meet with representatives of the owners of the apartments in question and report back to Council at the next meeting. This will be done sometime next month.

#### OLD BUSINESS

1. Apartment Tax Suit - The City Clerk presented for its second reading Ordinance No. 5, 1983, "AN ORDINANCE RELATING TO THE PAYMENT OF LICENSE FEES FOR THE PRIVILEGE OF ENGAGING IN OCCUPATIONS, TRADES, PROFESSIONS, BUSINESSES AND OTHER ACTIVITIES IN THE CITY OF PARK HILLS, KENTUCKY, PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH". A motion was made by Mr. Fangman and seconded by Mr. Osterhage that Ordinance No. 5, 1983, be adopted as read after its second reading. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, abstain; Mr. Wehrmeyer, aye; and the motion carried by three ayes to one no.

A question was asked from the audience as to how Ordinance No. 5, 1983, will effect owners of rental property within the City. City Attorney Howard replied that the ordinance applies to employees only (i.e. maintenance people working for apartment owners to maintain buildings and grounds). When questioned regarding individual owners of apartment buildings, Mr. Howard informed the audience that if no salary is paid to oneself the payroll tax would not apply.

He indicated the apartment tax is included in the Occupational License Ordinance and is still in effect until a ruling is handed down by the Court against it. When questioned if the apartment tax is in "limbo" at this time, Mr. Howard replied "I do not think so" since the suit before the Court is not a "Class Action" and applies only to Mr. & Mrs. Robert Dickman and the Dickman Garden Apartments.

2. Park Hills Housing Authority - Mr. Jack Ehrman, P. H. Housing Authority Officer, indicated that Mr. Hartberger is progressing with the renovation and remodeling work on his property on Amsterdam Road. Upon questioning by Chief Kaelin, City Building Inspector Earl Paul informed him that building permits were issued for 1006 and 1012 Amsterdam, listed as one-family units. The Clerk is to check the building permits for the issuance date of a permit for 1004 Amsterdam.

No further progress on the property at 1011 Amsterdam Road due to a discrepancy in the size of the area sold. The old building on this property is to be torn down by the new owners.

3. Dixie Hwy. Survey (Toebben trailer) - After discussion with Mayor Niehaus, Mr. John Toebben, Park Hills Service Center, indicated he would gladly move the trailer if he would be allowed to put up a sign advertising his 3 businesses. The Mayor and City Engineer will check with Mr. Toebben in connection with the type of sign he is interested in putting up.

Councilman Sorrell requested the Mayor and City Engineer to also investigate the sign on the Cline Upholstery property, which is in unsightly condition and may not be a legal sign.

4. Section 8 Housing - The Clerk informed Council the Interlocal Government Agreement has been signed by both Mayor Niehaus and Mayor Moorman of Covington.

5. Mayor Niehaus will have Cincinnati Blacktop level the "dumping" area along Amsterdam, and as soon as the poles are received from the U.L.H. & P. Co. they will be placed along this area to discourage repeat dumping at this site.

6. Drainage problem on Arlington Rd. - The trench will be installed near the area of 805 Arlington Road by Cincinnati Blacktop sometime after 6/14/83 and checked by the Mayor.

7. Major street repair program - The Cincinnati Blacktop Co. will begin work on the project June 14, 1983.

#### NEW BUSINESS

1. Councilman Wehrmeyer asked Mayor Niehaus for a clarification on the "Chain of Command" re City-connected decisions when both the Mayor and Vice-Mayor are not available. Mayor Niehaus informed Council that in emergency/disaster situations the next person to contact would be the Fire Chief; Public Works - City Engineer; problems occurring on Dixie Hwy. - State Hwy. Dept.; other problems would be directed to the Treasurer/Comptroller.

2. Mayor Niehaus informed Council he received a summons re N. Edd and Edwina Miller vs. the City of Park Hills re damages occurring to their property due to hillside slippage and sewer damage. This summons had been turned over to The Home Ins. Co. During discussion, Mayor Niehaus informed Council that he was told by a worker that while trying to locate the Miller's sewer line, he found the dirt extremely soft, indicating that it had never been tamped down and when rain water ran down the driveway it settled there, which partly caused that area to slide down the hill. City Engineer Paul indicated that over the years more and more fill was covering the sewer, up to 14', and this sewer was designed to carry only 4' of dirt and the excess crushed the sewer.

Following discussion, Council directed the City Attorney to file a counter suit against the Millers, and the predecessor in title, for overburden, overfill, etc.

3. Mayor Niehaus informed Council that a new door is needed on the side of the City Building, facing toward the Mitchell property, leading from the Police Dept. The approximate cost would be \$150.00 and the contractor suggested having the door swing in, rather than out flush, to prevent rain water from running down into the room and once again rotting the framework. The sill would be built up, directing the water away from the door. As long as the room is not open to the public, having the door swing in would not be violating any fire or safety codes.

4. It was noted the hill from the Vocational School down to Hamilton Road is slipping. A 3' or 4' section of the road has been undermined by the slippage to the extent a child could fit into the area. Following discussion, the Mayor indicated he will check this area and, if possible, have Cincinnati Blacktop Co. install a curb directing the water away from the hillside toward the Vocational School property. He will also see if the undermined section of the road can be filled in.

5. The Mayor informed Council that a temporary dumpster will be installed to the rear of the City Building by Bavarian Trucking Co. for use by the Public Works Dept. while the CETA personnel are working for the City. It will be used to collect grass, weeds, debris, etc. No refuse or garbage will be put in this dumpster.

6. When questioned by Mr. Sorrell about the pavement in front of the Fire House, the Mayor said he would check with Cincinnati Blacktop and if the price for doing same can be lowered he would have something done.

7. Vice-Mayor Fangman informed Council that sewage is seeping out of the storm sewer near Arlington. The storm sewer which runs under Amsterdam Road crosses with the sanitary sewer from Arlington Road. Mr. Fangman checked the area but could not locate the spot where the penetration is coming in. It was suggested dye be put into the manhole near Hamilton to help find the cause of this problem. The Mayor will check further.

8. Mr. Fangman and Mr. Wehrmeyer informed Council the Civic Assn. would like to sponsor a City-wide garage sale. Since the sale would be held at individual residences, each property owner would have to obtain a permit. The City Clerk informed Council that when the City-wide sale is held in Ft. Wright, sponsored by C.A.F.A., each party who wishes to participate pays a \$10.00 fee to the organization, who then handles all the paperwork involved. Since the permit in Park Hills would be \$5.00 per family, the Civic Assn. could realize a profit of \$5.00 for each family participating. This information would be forwarded to the Park Hills Civic Assn.

9. Mr. Sorrell again brought up the 2" sinkage of the sewer near 605 Rosemont Ave. The Mayor suggested the sewer lid be raised and the street itself will be repaired by Cincinnati Blacktop during the major street repair program.

10. The City Clerk was directed to write Mr. Gofton Ware, attorney handling the estate of Ben Castleman, asking that the lot still owned by Mr. Castleman on the Dixie Hwy. be cleaned up of debris and overgrown weeds.

#### COMMITTEE REPORTS

##### Public Works Department

1. Mr. Wehrmeyer informed Council that 3 CETA boys are now working for the Public Works Dept.

2. Mr. Budde of the Public Works Dept. would like to purchase a gas-powered weed eater for use when maintaining City property. Mr. Sorrell suggested that several areas of the City, along the curbing and in gutters be swept out. Council approved purchase of the weed eater and several brooms.

3. The roof leakage above the Fire Dept. section of the City Bldg. has once been repaired. If the leak occurs during another rain the contractor will return to repair same.

#### Police Department

1. All matters pertaining to the Police Dept. were handled during the earlier part of Council meeting.

#### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Wehrmeyer that the report of the Park Hills Vol. Fire Dept. for the month of May, 1983, be accepted as submitted. Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Osterhage, aye; and the motion carried.

2. Mr. Sorrell informed Council that an ad to sell the old fire truck had been inserted in a fire magazine which is circulated nationally to all fire departments.

3. The City Attorney presented for its first reading Ordinance No. 7, 1983, "AN ORDINANCE PROVIDING FOR THE ADVERTISEMENT AND RECEIPT OF BIDS FOR THE SALE OF A 1959 OPEN CAB AMERICAN FIRE APPARATUS TRUCK TOGETHER WITH THE EQUIPMENT APPURTENANT THERETO TO BE SOLD BY THE CITY OF PARK HILLS, KENTUCKY". A motion was made by Mr. Sorrell and seconded by Mr. Fangman that Ordinance No. 7, 1983, be accepted for its first reading. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

4. Chief Kaelin informed Council he had visited Sutphen Corp. to check on the progress of the new pumper. The City can expect delivery during the latter part of July, 1983.

5. Mr. Sorrell informed Council that a disaster plan is in effect for Kenton County. He feels it is a good plan, but should be updated. It was noted the list of Fire Chiefs and Rescue Squad Chiefs in the area has been updated. The Mayor and members of Council felt the best way to update the disaster plan would be by pages, whenever necessary, rather than revise the entire manual.

#### Rescue Squad

1. A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman that the report of the Park Hills Rescue Squad for the month of May, 1983, be accepted as submitted. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

2. Chief Dreyer explained in detail his recommendations and feelings toward the paramedic proposal for Kenton County, attached to his monthly report for May.

The Chief strongly recommends that the City of Park Hills inform the Kenton Co. Fiscal Ct. that it is in favor of the Commonwealth EMS proposal, with

the No. Ky. EMS as a back-up unit. He indicated the Commonwealth EMS would respond from either Taylor Mill or Erlanger.

As far as billing individual users of the service, Chief Dreyer indicated they would be charged just for services rendered which, many times, would be far less than the \$200.00 flat fee previously mentioned when the proposal was first presented. In some cases these paramedic charges may be covered by medical insurance.

Based upon the recommendation of Chief Dreyer, a motion was made by Mr. Wehrmeyer and seconded by Mr. Osterhage, that Council favor the Commonwealth EMS as the primary paramedic service, with No. Ky. EMS as a backup unit and contribute \$250.00 to NKEMS for this backup service. Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorrell, aye; and the motion carried. A letter, over Chief Dreyer's signature, will be sent to the Kenton County Fiscal Court notifying them of Council's decision.

3. Council gave its approval to both the Rescue Squad and Fire Dept. to participate in a parade to be held in Latonia, Ky. on June 17th.

4. Chief Dreyer informed Council the furnace blower in the squad room runs continuously. This will be checked into. The Chief also mentioned that water is running into the furnace room. Vice-Mayor Fangman suggested the gutters be checked for stoppage. Chief Dreyer will check this out.

5. Chief Dreyer informed Council that at least one new tire, possibly four, may have to be replaced on the squad. It is also in need of shocks for a smoother ride. Council gave its approval for the Chief to buy 4 new shocks for the squad vehicle. Bob Kaelin will replace the shocks.

6. The City Clerk introduced 4 bids received from various insurance companies for health and accident insurance for the Rescue Squad. Chief Kaelin felt bids should be received on insurance for the Fire Dept. also. He had received word from the carrier that health and accident insurance for the Fire Dept. would not be renewed. The four bids were turned over to the Fire Dept. Chief and Rescue Squad Chief for study and recommendation.

#### BUILDING & ZONING MATTERS

1. City Engineer Paul informed Council he has received his qualification as a building inspector for the State of Kentucky. Mr. Paul also indicated that the fee schedules set up by the City of Park Hills for building inspection and zoning administration may have to be revised. He suggested a study be made of the various fees charged by other cities in the No. Ky. area. Mayor Niehaus suggested Mr. Paul contact Mr. Tony Otte of the No. Ky. ADD for help in this matter.

2. The Clerk announced that 3 building permits had been issued during the month of May.

#### COMMUNICATIONS

1. Letter from Mr. Charles Wagner re precautions Council will take when Storer Cable begins installation of underground cable in the Rose Circle area.

2. Letter from Mr. J. Hoerlein, handling the property owned by Mrs. Bernard Boylson on St. James and the Dixie Hwy., indicating uncut grass and weeds will be given immediate attention.



3. From the March of Dimes asking use of the City Building for a collection point for the "Mothers' March" on January 29, 1984. Permission given by Mr. Clark, per phone call received from this organization.

4. Letter from the Ky. Municipal League informing Council the \$400.00 yearly dues will not be increased for the coming year.

5. From the Dept. of Manpower Services, Summer Youth Program, confirming the employment of 3 laborers for the Public Works Dept.

The Clerk then presented a series of bills payable out of several different funds.

City of Park Hills General Fund

GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 659.32
Security Bank - Fed. w/h for June	60.20
Ky. State Treasurer - State w/h, 2nd Qtr.	61.38
" " " - S.S. w/h for June	111.66
Kenton Co. Fiscal Ct. - Payroll tax w/h, 2nd Qtr.	16.25
KML Trust - Unemployment ins., 2nd Qtr.	16.25
Ky. Retirement Systems - Pension premium for June	85.41
BC/BS of Ky. - Medical coverage	201.08
John R. Green Co. - Office supplies	11.39
Pitney Bowes - Meter rental (7/16 - 10/15/83)	59.25
Joseph Niehaus - Mayor's Salary	250.00
Joseph Niehaus - Auto expense (6 months)	60.00
Leonard Fangman - Councilman's salary	125.00
Scott Knochelman - " "	125.00
Jack Osterhage - " "	125.00
Paul Sorg - " "	125.00
Thomas Sorrell - " "	125.00
Bernard Wehrmeyer - " "	125.00
Accounting Machine Corp. - 2 Btls. toner, 1 master for copier	56.94
Jack Ehrman - April & June zoning meetings	20.00
Cinn. Enquirer - Adv. (Bd of Adjustment hearing 6/16)	7.52

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 695.76
Earl L. Paul - Semi-annual salary & bldg. insp. fees	167.29
Security Bank - Fed. w/h for June	122.40
Ky. State Treasurer - State w/h, 2nd Qtr.	84.82
" " " - S.S. w/h for June	152.37
Kenton Co. Fiscal Ct. - Payroll tax, 2nd qtr.	14.43
KML Trust - Unemployment ins., 2nd qtr.	14.43
BC/BS of Ky. - Medical coverage	50.00
Ky. Retirement Systems - Pension premium for June	96.73
Bavarian Trucking Co. - Trash fee for May	3,558.06
Earl L. Paul - Copies of map of Park Hills	7.50
Raymond Budde - Clothing allowance (6 months)	60.00
Raymond Budde - Wipers for Jeep	7.18
Equipment Consultants - Supplies	13.59

Ideal Supplies, Inc. - Supplies	\$ 12.15
Hellmann Lumber Co. - 4 Sign posts	36.96
Raymond Budde - Bulbs & batteries for flashing lights	7.44
Chevron, USA - Gasoline	64.82
Chas. Bilz Agency - Public liability for City	1808.00
Chas. Bilz Agency - Vehicle ins. coverage	323.00
Equipment Consultants, Inc. - 1 Broom, 6 sweat bands	26.99
Raymond Budde - Installation of heat riser on Jeep	10.00
Ideal Supplies - Miscellaneous items	49.55

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1117.55
Ronald Heideman - "	845.18
Paul Hellmann, Jr. - "	1111.29
Jamie Puthoff - "	857.19
Nancy Noel - "	337.10
Thomas Houpp - "	121.26
James Decker - "	235.77
Security Bank - Fed. w/h for June	792.40
Ky. State Treasurer - State w/h, 2nd qtr.	615.08
" " " - S.S. w/h for June	847.00
Kenton Co. Fiscal Ct. - Payroll tax, 2nd qtr.	93.57
KML Trust - Unemployment ins., 2nd qtr.	57.33
Ky. Retirement Systems - Pension premium for June	605.03
BC/BS of Ky. - Medical coverage	326.56
Photo Bug - Film	7.25
Jack's Camera Center - Photo paper	33.96
John R. Green Co. - Office supplies	38.11
Tresler Comet Car Wash - Wash and wax car 30 & car 31	50.00
Bluegrass Communications - Radio contract & repairs	66.00
Kenton Co. Water Dist. #1 - Gasoline	100.91
Cincinnati Bell - Phone service	100.48
R & R Police Supply - 1000 Rounds ammunition	62.00
Postal Instant Press - Printed forms	64.55
Chevron, USA - Gasoline	348.13
Roy Tailors Uniform Co., Inc. - Uniform equipment (Puthoff)	105.25
R & R Printing - 1000 trip reports, 250 I.D. cards	94.00
Dictaphone - Service contract on equipment	189.00
Chas. Bilz Agency - Vehicle insurance coverage	614.00
Roy Tailors Uniform Co., Inc. - Uniform equipment (J.P., F.E.O.)	222.80
Photo Bug - Film	12.86
Good Year Service Centers - 4 Tires, plus balancing & alignment	252.88
Roy Tailors Uniform Co., Inc. - 1 Pair uniform shoes (Ostendorf)	53.50
Standard Railway Fusee Corp. - 2 Cases fusees	101.16
Ridgeview L-M - Repair and maintenance of Ford (car #30)	411.88

FIRE DEPARTMENT

International Assn. of Fire Chiefs - Annual dues	\$ 60.00
Fire & Rescue Advertiser - Ad for sale of old pumper	24.25
Cincinnati Bell - Phone service	129.67
Chas. Bilz Agency - Vehicle ins. coverage	1248.00
General Electric - 1 Charger pkg.	253.50
Thomas Sorrell - Adv. pictures of old pumper	3.68

FINANCE DEPARTMENT

Russell Clark - Salary for June	\$ 301.11
Security Bank - Fed. w/h for June	17.80
Ky. State Treasurer - State w/h, 2nd qtr.	17.67
" " " - S.S. w/h for June	46.90
Kenton Co. Fiscal Ct. - Payroll tax, 2nd qtr.	5.25
KML Trust - Unemployment ins., 2nd qtr.	5.25
John R. Green Co. - Office supplies	8.77
Stern Vending Co. - Refund (overpayment of occ. lic. fees)	10.00
R & R Printing - 500 Payroll tax quarterly w/h forms	22.00

CITY BUILDING

Saalfeld Paper Co. - 1 Case paper towels	\$ 31.40
Mr. Barone's Deli - Cleaning supplies	3.80
Zimmer Hardware - 1 Pkg. mounting brackets	1.39
Raymond Budde - Cleaning supplies	23.88
Kenton Co. Water Dist. #1 - Water charges	16.27
Sanitation Dist. #1 - Sewage charges	24.83
U.L.H. & P. Co. - Gas and electric	220.84
Cincinnati Bell - Phone service	52.40
Ed. C. Kelley, Inc. - 1 std. toilet tank (for P.D. office)	105.25
Chas. Bilz Agency - Ins. coverage on bldg. & contents	468.00
Ideal Supplies - Items for City maintenance	34.28

STREET LIGHTS

U.L.H. & P. Co. - Street lights	\$ 525.26
" " - Traffic lights	83.01

RESCUE SQUAD

Ft. Wright Gulf - Gasoline, fuses and bulbs	\$ 26.02
Chevron, USA - Gasoline	20.56
Chas. Bilz Agency - Vehicle ins. coverage	314.00
Roy Tailors Uniform Co., Inc. - 1 Hand lantern	31.00
Mark Dreyer - EMT books, workbooks	36.00
Our Designs - New equipment and supplies	75.05
Kinduell Screen Products - Lettering for ambulance	48.80
Emergency Magazine - 1 year subscription	17.95
Mark Dreyer - Equipment maintenance & repair, supplies, training	46.32
Mobilcomm - Equipment maintenance & repair, supplies	281.76
Bob & Harry's - 4 Shocks, 1 carburetor kit	146.70
Mobilcomm - Radio repair	220.67
Good Year Service Centers - 4 Tires plus balancing	306.76

Total bills payable out of the General Fund .....	\$ 25,931.67
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PARK HILLS FIRE EQUIPMENT BOND ISSUE DISBURSAL ACCOUNT

Security Bank - Four F.E.B.I. coupons @ \$250.00 each	\$ 1,000.00
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CITY OF PARK HILLS STATE AID ROAD FUND

Emcol of Ohio, Inc. - 6 Pails of Perma Pave \$ 44.10

PARK HILLS FEDERAL REVENUE SHARING FUND NO. 2

City of Covington - Dispatching service (F.D. & R.S. - Apr, May, June)	\$ 900.00
The Answerline Associates, Inc. - 1 Phone recorder for P.D. office	299.00
	<hr/>
	\$ 1199.00

A motion was made by Mr. Fangman and seconded by Mr. Sorrell that the above bills, payable out of several funds, be paid. Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that this meeting adjourn. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, JULY 11, 1983, AT 8:00 P.M., WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, KNOCHELMAN, OSTERHAGE, SORG AND SORRELL PRESENT. ABSENT: COUNCILMAN WEHRMEYER.

A motion was made by Mr. Fangman and seconded by Mr. Sorg that the minutes of the June 13, 1983, meeting be approved as submitted. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Mr. Ted Schroder, 1032 Hamilton Road, appeared before Council, representing several home owners on Hamilton Road, requesting information from Council on the steps to be taken to prevent anymore slippage of the hillside running east of Arlington Road, between Hamilton Road and Amsterdam Road. He stated that area residents are concerned because of information circulating that a guard rail may be installed; curbing may be put up to prevent parking on the problem area; and a "No Dumping" sign erected.

Mayor Niehaus informed the petitioners that in 1975 when the hill first started to slip the City took steps to prevent this by replacing the original dirt with "clay", thereby stopping the slide. The City expects this method to prevent the current slippage. The Mayor noted that all grass clippings dumped on this area have aggravated the problem; such problem having occurred in other areas of the City. Mayor Niehaus told Mr. Schroder that "No Dumping" signs will be erected on all problem spots within the City of Park Hills.

Mr. Bob Adams, 1031 Hamilton Road, asked for detailed information on the steps taken in 1975 to stop the slippage. Mr. Earl Paul, the City Engineer, informed him that the H. C. Nutting Co., Civil Engineers, were hired by the State of Kentucky to investigate the slide condition created by the driveway installed by the vocational school. This company, together with State engineers, decided to erect the wall to hold back the hill. In later years a resident filled in the top of the hill and extended their lot out, filling it with gravel for parking, making it impossible for the wall to hold back the hill. This wall was not built to withstand any changes. The State engineer checked the wall and informed Mr. Paul that if any digging is done behind the wall to shore it up the State would completely withdraw any responsibility in maintaining the wall.

When questioned by Mr. Schroder, Mr. Paul indicated the hill slippage is a water problem. Mayor Niehaus will check the area during the next rain. He informed the petitioners that, if necessary, the City will try to build up the street to divert the water from the hillside area. He indicated that the ground in the area will be leveled off by the Public Works Dept., crushed stone inserted, and, if possible, the area will be seeded. The proposed curbing in this area may not be needed if residents will discontinue using the area for parking.

Mr. Adams requested that no steps be taken by the City in installing a fence or curbing on this area without first notifying the residents. He was assured by the Mayor if such steps are taken advance notice would be given. The City hopes to clean up the entire area sometime next Spring. Vice-Mayor Fangman took exception to the statement that notification must be given the residents before any work is being done by the City of Park Hills, stating he felt much time would be lost with hearings, questions put before Council, etc. He indicated in this case Council relied heavily upon the engineer's recommendations to alleviate the problem of slippage and future water damage. Mr. Adams felt there should be mutual consideration between the City and the residents. He felt the residents on Hamilton Road should not be discriminated against by any special regulations that were not being enforced throughout the rest of the City. He was assured by Council that parking regulations will be enforced evenly throughout the City.

OLD BUSINESS

1. Apartment Tax Suit - Nothing further.

2. Park Hills Housing Authority

(a) Jack Ehrman, Park Hills Housing Officer, informed Council that a suit has been filed by The Peoples Liberty Bank & Trust Co. against Danny Smith, 1307 Amsterdam Road, Park Hills, and the property located at this address will revert back to the above banking company. The grass and weeds have been cut and the untrimmed hedges will be taken care of. They expect to remove the dogs from the house shortly.

(b) Mr. Ehrman has not been able to contact Mr. Torline or Mr. Wieck regarding their plans for the property located at 1011 Amsterdam Road.

(c) Work is progressing on the renovation work being done by Mr. Hartberger on his Amsterdam Road property. Mr. Ehrman has seen only the outside of the buildings. Mr. Paul informed Council work is being done on the second floor of one of the buildings, replacing the floors.

3. Park Hills Service Center - Mr. Knochelman informed Council he and Steve Hellmann, acting as officials of the Park Hills Fire Dept. doing periodic inspection of commercial properties, were refused entrance to John Toeppen's buildings. They were told by Mr. Toeppen permission would be refused without a Court order.

Mr. Paul informed Council he has received no word from Mr. Toeppen in connection with the new sign he proposed to erect on his property.

Mr. Sorrell noted the temporary sign located near the Park Hills Service Center's main garage is illegal. The Mayor will check into this.

Chief Kaelin was instructed by Council to obtain a Court order to enter the Toeppen premises for a fire inspection.

4. City vs. Miller Suit - Nothing further.

NEW BUSINESS

1. The City Clerk presented the following bids received for posts and signs under the Local Sign Grant:

Hall Sign Co.	-	Post Bid---	\$ 7,014.00
Bloomington, Indiana		Sign Bid---	10,580.93
			<u>\$17,594.93</u>
Timron, Inc.	-	Post Bid---	\$ 6,705.00
Columbus, Ohio		Sign Bid---	10,993.67
			<u>\$17,638.67</u>
Signs of Safety	-	Sign Bid---	\$13,622.20
		Post Bid---	None
			(Co.'s supplier would not quote; has distributor in area)

Since Council was unsure if a limit on the amount of money spent was involved, a motion was made by Mr. Fangman and seconded by Mr. Osterhage that the

opened bids be given to a committee for study and their recommendation be followed by Council. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

Mayor Niehaus appointed Vice-Mayor Fangman and Councilman Osterhage as this committee.

2. Mayor Niehaus presented a request from the Civic Association's Garden Club, that in the area surrounding Trolley Park the curb be left unpainted, with a white stripe painted parallel to the curb to distinguish the edge of the road. This had been checked by members of the Garden Club in the Ky. State statutes. During discussion, when asked his opinion, Lt. Heideman of the Police Dept. indicated he felt the yellow curbing should be left painted and carefully maintained by the Public Works Dept. Following same a motion was made by Mr. Knochelman and seconded by Mr. Sorg that the curbs stay painted yellow. Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Fangman, no; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried with 4 ayes and 1 no.

#### COMMITTEE REPORTS

##### Public Works Department

1. Mayor Niehaus informed Council the temporary dumpster has been filled and unloaded three times during the past month.

2. City Engineer Paul informed Council the area behind Arlington and Cecelia is being used by residents of the apartment complex as a dumping spot. The Mayor will check into this. Councilman Knochelman suggested the Mayor also check the area between Elberta Circle and Far Hills Dr., which has the same problem.

##### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman that the report of the Park Hills Police Dept. for the month of June, 1983, be accepted as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

2. Councilman Sorg commented on the new door in the Police Dept. squad room.

##### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Fangman that the report of the Park Hills Vol. Fire Dept. for the month of June, 1983, be accepted as submitted. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; and the motion carried.

2. Councilman Sorrell informed Council that \$28.00 had been spent by the department for advertising and pictures of the old pumper that is to be sold.

3. The City Clerk presented for its second reading Ordinance No. 7, 1983, "AN ORDINANCE PROVIDING FOR THE ADVERTISEMENT AND RECEIPT OF BIDS FOR THE SALE OF A 1959 OPEN CAB AMERICAN FIRE APPARATUS TRUCK TOGETHER WITH THE EQUIPMENT APPURTENANT THERETO TO BE SOLD BY THE CITY OF PARK HILLS, KENTUCKY". A motion

was made by Mr. Sorrell and seconded by Mr. Sorg that this ordinance be adopted and passed on its second reading. Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; and the motion carried.

4. Mr. Sorrell stated the State Fire Convention is to be held in August, and requested Council's permission for Chief Kaelin to attend this convention with expenses paid by the City. Permission given.

5. Chief Kaelin requested that the City Treasurer be informed that if the City is to receive the proceeds from the sale of the old pumper that any expenses incurred for advertising not be charged to the Fire Dept. budget. Mayor Niehaus informed the Chief the City would pay for these expenses.

6. The Fire Chief informed Council the Sutphen Corp. is waiting delivery of the siren and lights for the new truck. When they are received the truck will be tested. Chief Kaelin and several members of the department will witness this test. He expects delivery of the truck by the end of July. The Chief also stated the sum designated for payment of the new truck has been reinvested in a Certificate of Deposit for one more month, enabling the City to receive additional interest payments.

7. Chief Kaelin again stated that Fire Dept. personnel were not permitted to enter the premises of John Toeppen for periodical fire inspections. He and Councilman Osterhage will check into the legality of a Court order being issued.

8. Councilman Knochelman informed Council that a request had been received from the Garden Club that the Fire Dept., when checking hydrants, use some of the water for the flowers and shrubs planted on City property. This will be done if the pressure is not too great.

9. Mr. Knochelman also informed Council that all units in the Woodside Apts. are occupied.

10. Mayor Niehaus questioned Chief Kaelin on the disposition of the two old cars parked to the rear of the City Bldg. He was informed by the Chief that as soon as an appointment can be set up with the State Instructor, members of the Fire Dept. and Rescue Squad will attend a class on extricating a driver and/or passengers from an automobile.

#### Rescue Squad

1. A motion was made by Mr. Knochelman and seconded by Mr. Osterhage that the report of the Park Hills Rescue Squad for the month of June, 1983, be accepted as submitted. Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; and the motion carried.

2. Chief Dreyer did not come to a decision re the accident and health insurance policy on Rescue Squad members. A committee, consisting of Councilmen Knochelman and Sorrell, will discuss all bids received with Chief Dreyer and their recommendation as to which agency will write the new policy given to Mayor Niehaus.

A motion was made by Mr. Sorg and seconded by Mr. Knochelman that in the interim the Ft. Wright Rescue Squad be requested to answer all calls for the Park Hills Rescue Squad until all members of the squad are covered by insurance. Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.



3. Chief Dreyer gave Council a condensed version of the meeting held at the Fiscal Court re paramedic service for Kenton County. He stated the Fiscal Court awarded the franchise to No. Ky. EMS for a 90-day period, beginning July 1st. No. Ky. EMS has said it will man a squad 24 hours a day, seven days a week after July 1st. During these 90 days No. Ky. EMS will prepare its own proposal for exclusive 24-hour Kenton Co. paramedic service in competition with the plan submitted in April by Commonwealth EMS. During the period No. Ky. EMS is on probation to reorganize its Board of Directors and administration to the Court's satisfaction. Chief Dreyer indicated the second part of the No. Ky. EMS proposal - a second unit operating 12 hours a day, plus weekend hours - is not in operation at present.

Chief Dreyer brought up the question of the contribution of \$250.00 decided upon at the June meeting. He felt since the No. Ky. EMS is on a 90-day probation and had asked for 30% of the yearly contribution, Council should contribute at this time the amount of \$62.50. Vice-Mayor Fangman asked for a clarification of this amount, indicating that originally \$700.00 was requested by the unit. Chief Dreyer responded that he felt the \$700.00 was an excessive amount, suggesting the amount be reduced to \$250.00. This amount was agreed to by Council at the June Council meeting. The amount of \$62.50 is 30% of \$250.00.

A motion was made by Mr. Osterhage and seconded by Mr. Knochelman that \$62.50 be contributed by the City of Park Hills to the No. Ky. EMS. Mr. Osterhage, aye; Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; and the motion carried.

4. The Chief informed Council that the ambulance is now equipped with four new tires; all monitors have been repaired and the squad is now in excellent condition.

5. Vice-Mayor Fangman brought before Council the amount of \$1900.00 received by the City under Senate Bill 66. He stated Council agreed, if there was any money left in the Budget at the end of the Fiscal Year 1982-83 the above amount would be given to the Rescue Squad and Fire Dept. and payment of bills incurred in the Fiscal Year 1982-83 would not be taken out of the current budget. Mr. Fangman felt Council should keep this agreement. This was concurred by the Mayor.

6. The committee formed to study the disaster plan have not met at the present time. Chief Dreyer indicated he has materials and suggestions for this committee. They will meet shortly.

#### Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman that the following financial reports be approved as submitted:

- (a) Report of the General Fund for the month ending  
June 30, 1983
- (b) Report of the Budgeted Expenditures for the 12th  
month of the Fiscal Year 1982-83
- (c) Annual Report of Receipt Collections for the  
Fiscal Year 1982-83

Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; and the motion carried.

Mr. Osterhage commented the 12-month Budget offered a good summary of estimated monies to be spent and the actual amount expended.

2. The City Clerk announced that all liquor licenses have been secured.

#### MISCELLANEOUS

1. Mr. Fangman questioned Chief Dreyer re the water leakage and furnace problem in the Rescue Squad office. He was told the furnace has not yet been fixed and Chief Dreyer has not had a chance to check the gutters on the Rescue Squad building to see if they are clogged, creating the water leaking into the squad room. The Mayor is to have the CETA laborers check the gutters.
2. It was noted that the weeds and poison ivy have been removed at the back of the City Building by the CETA help.
3. Chief Kaelin requested that the ceiling in the Fire Dept., where the hole was cut out, be smoothed out.
4. Mayor Niehaus reported that a number of shingles on the City Building roof are being replaced. The cost should be under \$200.00.

#### BUILDING & ZONING MATTERS

1. The Clerk announced that 11 building permits had been issued during the month of June.
2. Mr. Paul informed Council that permit fees vary greatly throughout the State of Kentucky. Mr. Paul asked if the City could possibly conduct a survey of cities in the State of Kentucky re fees charged by the cities for building permits. Mayor Niehaus will contact Tony Otte of the No. Ky. Area Development District for help in this matter.

#### COMMUNICATIONS - None

A motion was made by Mr. Fangman and seconded by Mr. Sorg that the following bills, payable out of several funds be approved pending confirmation by the Mayor. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

#### CITY OF PARK HILLS GENERAL FUND

##### GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 679.40
Security Bank - Fed. w/h for July	67.20
Ky. State Treasurer - S.S. w/h for July	117.24
Ky. Retirement Systems - Pension premium for July	89.69
Blue Cross/Blue Shield of Ky. - Medical coverage	201.08
U. S. Post Office - Postage to replenish meter	50.00
Pitney Bowes Credit Corp. - Mail mach/scale rental (6/30-9/30/83)	90.00
James N. Howard - Court costs, filing fees (P.H. vs. Miller)	16.00
Jack Ehrman - Clerical aid	32.00
Chas. Bilz Agency - Renewal of bond ins. for Clerk	40.60

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 714.76
Earl L. Paul - Bldg. Inspector fees	29.63
Security Bank, Inc. - Fed. w/h for July	106.80
Ky. State Treasurer - S.S. w/h for July	133.70
Ky. Retirement Systems - Pension premium for July	98.88
Blue Cross/Blue Shield of Ky. - Medical coverage	50.00
Bavarian Trucking - Trash fee for June	3,558.06
Emcol of Ohio, Inc. - 6 Pails of Perma Pave	44.10
Equipment Consultants, Inc. - 1 Shovel, 1 rod	16.38
Sun-Tek Labs - Cleaner, sewer solvent	140.90
Crescent Springs Hardware - Repair mower, 1 bow saw	21.39
Hagedorn & Sons, Inc. - 1 Brushcutter, blade, etc.	253.75
Bavarian Trucking - Dumpster unloading, removing brush	206.00
Ideal Supplies, Inc. - Miscellaneous supplies	56.08
Raymond Budde - Wash Jeep, gasoline	14.00
The Cinn. Enquirer - Adv. (sign grant bid invitation)	14.57
Pelstring's Paints, Benzine, paint, etc.	114.19
Old Mill Service Station - Jeep repair and maintenance	35.30
Raymond Budde - Top soil	8.35
Equipment Consultants - Nuts, bolts, washers	4.32
Rolling Hills Nursery - 15 lbs. grass seed	18.75
Chevron, USA - Gasoline	154.16
S & L Concrete - Use of backhoe, dump truck (Hamilton Rd slippage)	100.00
Krebs Hauling & Excavating - 1 Load dirt " " "	50.00
Kenton Co. Water Dist. #1 - Hydrant use (Rose Circle sewer cleaning)	25.00

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,350.54
Ronald Heideman - "	1,049.63
Paul Hellmann, Jr. - "	1,323.27
Jamie Puthoff - "	715.88
Nancy Noel - "	349.72
Thomas Houp - "	33.88
Wayne Menefee - "	125.25
James Decker - "	330.09
Security Bank - Fed. w/h for July	1,161.60
Ky. State Treasurer - S.S. w/h for July	1,283.10
Ky. Retirement Systems - Pension premium for July	681.04
" " " - Premium covering retroactive Pol Inc Pay	239.90
F. E. Ostendorf, Jr. - Retroactive Pol Inc Pay (F.Y. 82-83)	463.92
Ronald Heideman - " " " "	444.32
Paul Hellmann, Jr. - " " " "	487.22
Terrance Denniston - " " " "	319.72
Blue Cross/Blue Shield of Ky. - Medical coverage	326.56
Chas. Bilz Agency - Renewal of accident & health ins. (vol. Police)	150.00
John R. Green Co. - Office supplies	2.48
Banks Baldwin - Revised Ky. statutes	68.09
Ky. Peace Officers Assn. - 1983-84 Dues	10.00
Cincinnati Bell - Phone service	101.96
Ft. Mitchell Police Dept. - Yearly breathalyzer charge	50.00
U. S. Post Office - Postage to replenish meter	25.00
Kenton Co. Water Dist. #1 - Gasoline	81.43

Bluegrass Communications - Radio, cruiser repr. & mainte.	\$ 221.00
Ft. Mitcell Grage - Cruiser maintenance	90.00
S.P.C.A. - Dog control - (3/1-4/30/83)	210.00
T & W Printing - 6 Citation books	42.50
Tresler Comet Car Wash - Annual contract	200.00
Chevron, USA - Gasoline	578.69
W. L. Pierce Co., Inc. - 25 File storage boxes	32.42
Kenton Co. Police Dept. - NCIC-LINK Terminal yearly charge	5,140.00
Chas. Bilz Agency - Police professional lia. ins. renewal	1,766.00
" " " - Bond renewal for police officers	127.89

FIRE DEPARTMENT

Cincinnati Bell - Phone service	\$ 128.11
Chevron, USA - Gasoline	40.88
Chas. Bilz Agency - Accident & Health ins. renewal	630.00

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 299.36
Security Bank - Fed. w/h for July	17.80
Ky. State Treasurer - S.S. w/h for July	46.90
The Cincinnati Enquirer - Adv. (Ords. 4 & 6, 1983)	88.83
U. S. Post Office - Postage to replenish meter	75.00
The Cincinnati Enquirer - Adv. (Ord. No. 5, 1983)	408.90
Chas. Bilz Agency - Bond renewal for Treasurer	60.90
Thomas Sorrell - Adv. (pictures of fire truck to be sold)	3.89

CITY BUILDING

Right Way Construction - Repair roof	\$ 75.00
Raymond Budde - 1 Case paper towels	17.50
" " - Hangers and screws	5.76
" " - 1 Case window cleaner	12.75
Tom Arnold - Carpet cleaned in P.D. office	50.00
Pelstring's Paints - Benzine, paint, etc.	21.85
Right Way Construction - Replace damaged shingles	188.00
Raymond Budde - Cleanser, wax	19.00
Cincinnati Bell - Phone service	54.91
U.L.H. & P. Co. - Gas and electric	252.09
Robt. Main & Sons - New door, casing, jam for P.D. squad room	342.59

STREET LIGHTS

U.L.H. & P. Co. - Street lights	\$ 473.37
" " " - Traffic lights	82.89

RESCUE SQUAD

Ft. Wright Gulf - Gasoline	\$ 30.04
Chevron, USA - Gasoline	45.76

Total bills payable out of the General Fund \$ 30,397.47

PARK HILLS SANITATION & MAINTENANCE REPLACEMENT FUND

Right Way Construction - Raise sewer lid on Rosemont	\$ 115.00
Sanitation Dist #1 - Billing charges (May and June)	275.10
	<u>\$ 390.10</u>

PARK HILLS FEDERAL REVENUE SHARING FUND NO. 2

Answerline Associates, Inc. - Freight chgs. on phone recorder (PD)	\$ 4.00
Mark's Guns - 1500 Rounds of ammunition for P.D.	383.00
	<u>\$ 387.00</u>

STATE AID ROAD FUND

Emcol of Ohio, Inc. - 10 Pails Perma Pave, 12 sign posts	\$ 125.90
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A motion was made by Mr. Fangman and seconded by Mr. Sorg that this meeting adjourn. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, AUGUST 8, 1983, AT 8:00 P.M., WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, KNOCHELMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.

Mr. Knochelman excused at 9:15 P.M. for purpose of attending another meeting.

Mr. Wehrmeyer asked about an item relating to enforcement of "No Parking" ordinance that appeared in the July minutes. After satisfactory explanation by Council members, a motion was made by Mr. Osterhage and seconded by Mr. Fangman that the minutes of the July 11, 1983, meeting be approved as submitted. Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### PETITIONS AND DELEGATIONS

1. Mesdames Clem Hellmann and Robert Carran appeared as representatives of the Park Hills Civic Association and/or Park Hills Garden Club to request Council's reconsideration of decision to have curbs a yellow color.

The petitioners requested that in all areas under the beautification program of the Park Hills Civic Association that curbs be painted black, with a white line within two feet of curb. They advanced arguments for this change based on improving esthetic appearances of areas beautified.

Lengthy discussion followed, with some Council members apparently favoring and others opposing the request. The petitioners offered to pay for paint required to make the requested change, cost to be borne by the Park Hills Civic Association or Garden Club.

Mrs. Carran described method of curb marking and striping used on expressways. She had also contacted the State Highway Department, which had given approval to her suggestion for Park Hills.

Mr. Knochelman gave his reasons for keeping curbs painted as is. Council members opposing change indicated that Chief Ostendorf had approved yellow curbing. All Council members participated in the discussion, and Mr. Wehrmeyer moved that Council reconsider its action of the July meeting and approve the repainting at designated area indicated by the Garden Club, with cost of paint to be borne by Park Hills Civic Association or Garden Club. Motion seconded by Mr. Fangman. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, no; Mr. Knochelman, no; Mr. Osterhage, no; Mr. Sorrell, aye. A tie vote having resulted, the Mayor exercised his prerogative of voting and voted no. The motion lost by a vote of 4 - 3.

#### OLD BUSINESS

1. Apartment Tax Suit - Mr. Howard, the City Attorney, said records were transmitted to the Appeals Court on May 30, 1983. No decision, and case still pending. Decision expected within several months. Upon inquiry by Mr. Wehrmeyer, Mr. Howard stated that if Park Hills wins the suit, collection of the apartment tax would go back to beginning of unpaid fees. He reminded Council that the present suit effected only the Robert Dickman property. The Treasurer, when asked, told Council that none of the multiple family owners in the Mt. Allen - St. Joseph Lane complex paid the fees for 1983 due May 31, 1983. When asked if feasible to sue owners for non-payment, Mr. Howard replied in the negative, saying that with the Robert Dickman suit pending he felt that no decision would be given at this time in another suit. Council also felt that until judgment in Dickman case was rendered other means of collection, such as

sending letters to delinquents, would be futile.

The Treasurer indicated to Council, upon request, that portion of St. Joseph Lane which was not accepted by the City had been installed by the developer who, at that time, did not seek City participation and did not ask that the street be accepted.

2. Park Hills Housing Authority - Mr. Jack Ehrman, Housing Authority Officer, indicated that three Hartberger properties on Amsterdam were in the process of completion of rehabbing as Council required and that Mr. Hartberger was working on his properties on Montague Road, adjacent to the V.F.W.

Upon inquiry as to the Amsterdam Road properties, Earl Paul, the Building Inspector, said he had, and was, continuing to make inspections.

Mr. Wehrmeyer inquired about property of Danny Smith, 1307 Amsterdam Road, under foreclosure by Peoples Liberty Bank, who had weeds cut and trash removed. Grass and weeds again a complaint, and Mr. Ehrman was to contact the bank to have same cut again.

1011 Amsterdam Road - Torline, formerly Van Lehman property, - a new survey of lots had been made to determine boundaries of lot and its area.

3. Dixie Highway Survey - Mr. John Toeppen told Council members he is preparing a new business sign to be erected on his property and that when completed the trailer located across the Dixie Hwy. from his shop would be removed. Councilman Osterhage told Council that a warrant for entry to make safety inspections on all of Toeppen property had been prepared, but not signed or executed. Mr. Toeppen had refused the Park Hills Fire Dept. Inspector entry on to his property.

Mr. Cline of Cline Upholstery has a "temporary" sign which Council feels is in variance with ordinance. Mr. Paul to contact Cline about removal.

4. Countersuit against N. Edd Miller - City Attorney Howard indicated suit has been filed by Park Hills against Mr. Miller for \$17,000.00, cost to City for sewer replacement at this location.

5. Hamilton Road Slippage - Repairs made and Mayor Niehaus to investigate results of hot and dry weather on repairs.

6. Mr. Sorg asked that "School" signs on street be repainted on Old State Road and other locations where same appeared. Raymond Budde of the Public Works Dept. notified by the Treasurer.

#### NEW BUSINESS

1. The City Treasurer presented Ordinance No. 8, 1983, "AN ORDINANCE PROVIDING FOR THE LETTING AT PUBLIC BID OF A CONTRACT FOR THE COLLECTION AND DISPOSITION OF GARBAGE, ASHES, CINDERS AND OTHER REFUSE IN THE CITY OF PARK HILLS, KENTUCKY", for its first reading. A motion was made by Mr. Sorrell and seconded by Mr. Fangman that Ordinance No. 8, 1983, be approved for its first reading. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Bids for the sale of 1959 Fire Engine Pumper - two bids received.

Bid No. 1 - Oldtown, Kentucky -- \$2,002.00

Bid No. 1 - Byron Bernard & Donald Deller - 3,224.00

A motion was made by Mr. Osterhage and seconded by Mr. Fangman that these bids be referred to the Fire Truck Committee for consideration of either acceptance of best bid or rejection of all bids, with committee to notify the City Clerk or Treasurer about decision. If rejection is selected, the procedure being that another ordinance is to be prepared, re-advertising for bids on this item with first reading at September 12, 1983 meeting. Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

At a later date the committee notified the Treasurer that they recommended rejecting the bids and re-advertising as indicated above.

3. Mayor Niehaus introduced the matter of having the City Attorney prepare an ordinance prohibiting the use of "dish antennae" for T.V. reception.

#### COMMITTEE REPORTS

##### Public Works Department

1. Councilmen Sorrell and Wehrmeyer complained about dangerous condition of two manholes, one at 605 Rosemont and the second at Rosemont and Cecelia. Several suggestions were made by Council members as a means of reducing the hazard and improving appearance.

Mayor Niehaus and Vice-Mayor Fangman indicated that when last repairs here were made all factors for flow were taken into consideration. Mr. Paul and Mayor Niehaus were to investigate to determine which suggestion would best remedy the situation.

##### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman that the report of the Park Hills Police Dept. for the month of July be accepted as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Councilman Wehrmeyer informed Council that the meeting with Councilman Osterhage and City Attorney Howard to consider revamping parking ordinance was not held.

##### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Osterhage that the report of the Park Hills Volunteer Fire Dept. for the month of July, 1983, be accepted as submitted. Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; and the motion carried.

2. Chief Kaelin said he had visited the new pumper manufacturer. He indicated they had some difficulty with booster tank; same has to be changed to pass underwriters' standards. Tentative delivery date is set for August 18, 1983.



Rescue Squad

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman that the report of the Park Hills Rescue Squad for the month of July, 1983, be accepted as submitted. Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Accident and health policy for Rescue Squad secured from Bilz Agency upon recommendation of Squad.

3. The City Treasurer was directed to disperse the \$1900.00 received from the State Aid Matching Fund to the Fire Dept. and Rescue Squad; \$1500.00 to the Ruscue Squad and \$400.00 to the Fire Dept.

4. Chief Dreyer discussed for Council the current offer of the No. Ky. EMS to provide advanced life and basic life support to local life squads. Under the new proposal the advanced life and basic life support would no longer be provided as assistance to local life saving squads. He indicated that he felt this would be a step backwards in providing adequate service and that the proposal of the No. Ky. EMS, in providing service, both on its own, and assisting local squads, was very ambiguous and did not clearly point out the charges to be made to the patients so served.

Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman that the financial statements for the month of July be accepted as submitted. Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. The Treasurer discussed briefly with Council the existant payroll tax, and indicated that he felt from preliminary examination that it would not produce the amount of money budgeted. This supposition was based upon the fact that the base was not broad enough and that one of the large employers, Pure-stream Industries, had moved its location from this City.

BUILDING & ZONING MATTERS

1. Eight permits had been issued during the month of July.

2. Earl Paul, Bldg. Inspector, had contacted the No. Ky. Area Development District about securing resumes of the fee system in use for building inspections by various cities within the area. When this information was secured he would bring same to the City Council to discuss a change in the Park Hills fee system for building inspections.

COMMUNICATIONS - None

The Treasurer then read a series of bills payable out of several funds.

PARK HILLS GENERAL FUND

GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 679.40
Security Bank, Inc. - Fed. w/h for August	67.20
Ky. State Treasurer - S.S. w/h for August	117.25
Ky. Retirement Systems - Pension premium for August	89.69
Blue Cross/Blue Shield of Ky. - Medical coverage for August	201.08
John R. Green Co. - Office supplies & copy paper	48.40
Raymond Budde - Supplies	3.00
Jack Ehrman - Clerical aid	64.00
Postal Printed Press - 1000 Printed envelopes	40.50
Merchants Typewriter Co. - 4 Boxes typewriter ribbon	15.20
Cathedral Memorial Fund - In memory of Ralph Kaelin	15.00

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 766.50
Earl L. Paul - Bldg. Insp. fees	26.84
Security Bank, Inc. - Fed. w/h for August	118.20
Ky. State Treasurer - S.S. w/h for August	143.33
Ky. Retirement Systems - Pension premium for August	106.56
Blue Cross/Blue Shield of Ky. - Medical coverage for August	50.00
Bavarian Trucking Co. - Trash fee for July	3,558.06
Ridgeview Lincoln-Mercury - Repair parts for Jeep	27.30
Bavarian Trucking Co. - Unloading of dumpster (2)	150.00
Chevron, USA - Gasoline	88.35
Ideal Supplies, Inc. - Material and supplies	46.34
Hellmann Lumber - 6 Bags concrete mix	19.80
Hagedorn & Sons - Parts for brushcutter	31.95
Equipment Consultants, Inc. - Six 18" traffic cones	27.00
Ohio Valley Glass Co. - Repair of window (Woodside Apts.)	39.82
Pelstring's Paint - Striping paint, supplies, etc.	196.54
Steffen's Tool Crib - Rental of floor scrubber	15.00
Kenton Co. Fiscal Ct. - 2 Street name signs	23.50
Emcol of Ohio, Inc. - Traffic signs	468.52
Crescent Springs Hardware - Mower repairs	96.44
No. Ky. Area Plannin Comm. - 3 Copies of P. H. zoning map	6.00
Raymond Budde - Batteries for flashing signs	2.37
Tim Mahorney - Part-time labor	9.00
Raymond Budde - Supplies	16.45
Equipment Consultants, Inc. - 14 Cans white striping paint	68.88
Robert Dreyer - Part-time labor	12.00

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,301.84
Ronald Heideman - "	978.15
Paul Hellmann, Jr. - "	1,045.38
Jamie Puthoff - "	715.88
Nancy Noel - "	349.72
Wayne Menefee - "	29.43
James Decker - "	351.33

William Averdick - Salary	\$ 116.62
Michael Jansing - "	99.58
Security Bank, Inc. - Fed. w/h for August	790.30
Ky. State Treasurer - S.S. w/h for August	906.74
Ky. Retirement Systems - Pension premium for August	619.54
Blue Cross/Blue Shield of Ky. - Pension premium for August	326.56
John R. Green Co. - Copy paper	8.76
Kenton County Water Dist. #1 - Gasoline	109.87
Chevron, USA - Gasoline	261.14
Cincinnati Bell - Phone service	110.73
Ky. Assn. of Chiefs of Police - Convn. registration + banquet	52.00
F. E. Ostendorf, Jr. - Expenses, K.A.C.P. annual convention	125.00
Bluegrass Communications - Radio contract	34.00
John R. Green Co. - Office supplies	27.57
Ronald Heideman - Postage (evidence to Frankfort)	15.25
Postal Instant Press - Printed forms	59.95
S.P.C.A. - Dog control (5/1 - 6/30/83)	210.00
Ridgeview Lincoln-Mercury - Cruiser maintenance	38.83
Photo Bug - Film processing	23.16

FIRE DEPARTMENT

Chevron, USA - Gasoline	\$ 41.31
Cincinnati Bell - Phone service	127.51
Cornwell Tool Co. - Various tools	131.50
Robert Case - Fire school expenses	170.76
Webco Fire Equipment - Updating 3 air masks	750.00
James Rawe - Gasoline for pumper 603	25.00
Robert Kaelin - Expenses for Ky. Firefighters Convention	330.30
Ky. Motor Service, Inc. - 1 Battery	61.04
National Fire Protection Association - Annual dues	150.00

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 299.36
Security Bank - Fed. w/h for August	17.80
Ky. State Treasurer - S.S. w/h for August	46.90
John R. Green Co. - Copy paper	8.77
Cincinnati Enquirer - Adv. (sale of 1959 pumper)	107.01
Fire & Rescue Advertisers - Ad for sale of 1959 pumper	24.25

CITY BUILDING

Ideal Supplies - Supplies and materials	\$ 263.10
U.L.H. & P. Co. - Gas and electric	352.55
Cincinnati Bell - Phone service	52.40
Raymond Budde - 1 Case paper towels	17.50
John Smiley - Install water cooler	39.41
Raymond Budde - Supplies	11.16
Raymond Budde - Cleaning supplies	5.84
The Mellocraft Co. - 6 Mop heads	21.90

STREET LIGHTING

U.L.H. & P. Co. - Traffic lights	\$ 85.77
" " " - Street lights	514.75

RESCUE SQUAD

Chas. Bilz Agency - A & H insurance for squad members	\$ 561.00
Fender's Wrecker Service - Bulb	12.50
Chevron, USA - Gasoline	19.71
Puritan-Bennett - Recharge oxygen cylinders	23.40
No. Ky. EMS - Contribution for 90-day probation period	62.50
Total of bills payable out of the General Fund .....	\$ 20,507.14

PARK HILLS F.E.B.I. DISBURSAL ACCOUNT

Robert Kaelin - Exp., Columbus, Ohio trip to inspect new pumper	\$ 99.00
Security Bank - Payment for 2 coupons @ \$250.00 each	500.00
Sutphen Corporation - New fire pumper	51,569.00
Taft, Stettinius & Hollister - Incidental expenses, bond issue	297.00
Park Hills General Fund - Reimbursement, 2nd fee of Wm. Robinson	600.00
	<hr/>
	\$ 53,065.00

PARK HILLS SANITATION MAINTENANCE & REPLACEMENT FUND

Ed C. Kelley Plumbing - Cleaning, flushing Rose Circle sewer	\$ 139.50
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A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that the above bills, payable out of three separate funds, be paid. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

A motion was made by Mr. Fangman and seconded by Mr. Sorg that this meeting adjourn. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

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MAYOR

ATTEST:

\_\_\_\_\_  
ACTING CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, SEPTEMBER 12, 1983, AT 8:00 P.M., WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, KNOCHELMAN, OSTERHAGE, SORG, SORRELL, AND WEHRMEYER PRESENT.

A motion was made by Mr. Fangman and seconded by Mr. Osterhage that the minutes of the August 8, 1983, meeting be approved as submitted. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Knochelman, aye; Mr. Sorg, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Mr. John O'Gara appeared before Council to extend his appreciation for the work done by the City in alleviating a drainage problem on to his property through the construction of a new sewer line extending from Emerson to Montague Road.

2. Mr. James Poston, an attorney representing Mr. Richard Dean, who was also present, submitted a proposal to Council to have the City pass the necessary resolution and ordinance, which would implement the issuance of industrial revenue bonds in the amount of \$650,000.00 for the purchase and remodeling of the Purestream Industries property located at 1450 Dixie Highway, Park Hills, which property had been offered for sale. Mr. Dean is the proprietor of the Dealer Publications, Inc., which prints certain publications, the firm presently located in Cincinnati, Ohio.

Mr. Poston indicated that although this step was necessary in order to validate the issuance of said bonds, that there was no liability of any nature incumbent upon the City of Park Hills and that the City would have no financial obligation in the matter, not pledging liability for the issuance and payment of same. The Council members and employees questioned Mr. Poston and Mr. Dean on numerous facets of the issuance, particularly on the fact that the entire matter would be handled by the applicant and the mortgage institution making this type of loan.

In the absence of the Park Hills City Attorney, no action was taken on the preliminary steps necessary for procedure in the creation of this issue. After lengthy discussion, Mr. Poston was directed to contact the City Attorney for his review of the entire proposition and Council agreed to meet in a recessed session on Monday, September 19, 1983, at which time the matter would be further discussed.

3. Mr. Fred Russell of Rosemont Avenue presented a petition to the City Council asking that a change be made in a catch basin located at 605 Rosemont Avenue, which the petitioners alleged is improperly installed, creating hazardous conditions. Mr. Russell was informed by the Mayor that a change in the item was under consideration by the Council. Discussion followed as to the nature of the change required to meet the request of Mr. Russell and the petitioners, and it was agreed that Mayor Niehaus and the City Engineer of Park Hills would inspect the site and determine, along with Mr. Russell, the nature of the change to be made.

4. The City Clerk read letters from Mr. & Mrs. Carl Gerrein, 1053 Montague Road, and Mr. John O'Gara of 1055 Montague Road, who had been involved in a verbal altercation concerning the placement of an air conditioner compressor on Mr. Gerrein's property. Mr. O'Gara maintained that the air conditioning compressor, which replaced one already in existence, was so noisy that it deprived him of the use of her porch. The question involved related to the placement of said unit under the terms of the Park Hills Planning & Zoning and the Park Hills building code. Some discussion developed between the

litigants, as well as discussion between the litigants and members of the official board. It was decided that before any action was taken by the City Council on Mr. O'Gara's request for the removal of the compressor unit, that investigation be made by the Mayor and City Engineer and that a legal opinion be requested from the City Attorney on the interpretation of the terms of the zoning ordinance and the Park Hills City Building Code. This committee was to meet with Mr. Gerrein and Mr. O'Gara on Tuesday, September 13th, in an effort to reach a solution to the matter. Both men involved agreed to this preliminary study.

#### OLD BUSINESS

1. Apartment tax suit - No discussion on this matter in the absence of the City Attorney due to the death of his mother.

2. Park Hills Housing Authority - Mr. Jack Ehrman, Housing Authority Officer, gave a brief report on the condition of the property at 1307 Amsterdam, which was under foreclosure by the mortgagee, the Peoples Liberty Bank & Trust Co. Mr. Ehrman had examined the appearance of this property and indicated that an effort was being made with Peoples Liberty to mow the lawn and generally clean up the appearance of this property in an effort to satisfy complaints made by residents of the area. He also indicated that the legal matters relative to the property at 1011 Amsterdam Road had been solved and the owners/developers intended to demolish the present structure and construct three duplex apartments on the site. Mr. Ehrman also told Council that Mr. James Harrberger was continuing his efforts to rehab certain properties on lower Amsterdam and Montague Roads within the City.

3. Dixie Highway Survey - Mr. Osterhage, representing the City and the Park Hills Volunteer Fire Department, told Council that a search warrant, which had been prepared to permit entry into the property of the Park Hills Service Center for inspection by the Fire Dept., had been given to Judge Godsey, but that the warrant had not been signed and that any action must be deferred until this step had taken place.

4. Park Hills vs. Millers - In the matter by N. Edd Miller against the City of Park Hills and the City's countersuit against Mr. Miller, no action was taken and information given in the absence of our City Attorney. Mr. Osterhage added the information that he had seen certain of the pleadings in these cases, but Council relied on further information from City Attorney Howard, who was absent. Mr. Osterhage indicated that the two suits had been joined into one. This information was rendered by Mr. Osterhage as a member of the Park Hills City Council and not as legal representative.

4. Local Sign Grant - The City Clerk indicated the sign posts, under the state grant, had been received. The City Treasurer told Council that a bill in excess of \$6,000.00 had been rendered to the City for payment. Council instructed the Treasurer to determine if payment could be received from the State to the City before payment of this bill was made. The City Clerk indicated she had sent a copy of the bill to Mr. Charles Caldwell, Kentucky State Police. The traffic signs under this grant had not been delivered.

6. The City Clerk presented for its second reading, Ordinance No. 8, 1983, "AN ORDINANCE PROVIDING FOR THE LETTING AT PUBLIC BID OF A CONTRACT FOR THE COLLECTION AND DISPOSITION OF GARBAGE, ASHES, CINDERS AND OTHER REFUSE IN THE

CITY OF PARK HILLS". A motion was made by Mr. Sorrell and seconded by Mr. Wehrmeyer that Ordinance No. 8, 1983, be approved and passed after its second reading. Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried. The City Clerk and Treasurer were directed to make the necessary advertisements and contact possible bidders for this contract.

7. The City Clerk presented for its first reading Ordinance No. 9, 1983, "AN ORDINANCE PROVIDING FOR THE ADVERTISEMENT AND RECEIPT OF BIDS FOR THE SALE OF A 1959 OPEN CAB AMERICAN FIRE APPARATUS TRUCK TOGETHER WITH THE EQUIPMENT APPURTENANT THERETO TO BE SOLD BY THE CITY OF PARK HILLS, KENTUCKY".

Upon the request of the Chief of the Park Hills Fire Dept., in order to implement the sale of this vehicle by the City, the second reading and passage of Ordinance No. 9, 1983, was set for the recessed meeting of September 19th in order that bids for the sale of this unit could be received at the October 10, 1983 meeting. A motion was made by Mr. Fangman and seconded by Mr. Sorrell that this change in the second reading be made as indicated. Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Knochelman, aye; Mr. Sorg, aye; and the motion carried.

Thereupon, a motion was made by Mr. Wehrmeyer and seconded by Mr. Sorrell that the first reading of Ordinance No. 9, 1983, as amended, be approved. Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

#### NEW BUSINESS

1. Councilman Sorrell requested permission for the installation of cable TV service to three units within the City building; Fire Dept., Rescue Squad, and Police Dept., with a monthly charge for same to be defrayed from the funds of these three units, with no obligation from the General Fund of the City. A motion was made by Mr. Sorrell and seconded by Mr. Fangman to allow this installation. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Mr. Wehrmeyer asked that the Public Works Dept. investigate certain complaints about sewers on Exter Drive. The Public Works committee agreed to investigate the complaints. Mr. Wehrmeyer also indicated that there had been complaints about the activity of raccoons in this area. Getting rid of this nuisance, according to Police Chief Ostendorf, was complicated by state laws involving animals' protection, and the Police Chief agreed to contact the necessary authorities to determine legal steps in solving this problem.

Mr. Wehrmeyer also asked about the rehabbing of the property owned by Mr. Ron Guttridge at 1133 Exter Drive. The City Building Inspector replied that permits had been issued sometime ago, but the work had lagged in completion. A question as to the time limit on the building permit was brought up and Mr. Paul was empowered to continue his investigation re this matter.

3. Mr. Wehrmeyer then introduced an offer by Mr. Michael Meier, Woodside Apartments, representing CONSERV, who offered to give the City unused insulating material from jobs left over in work done by his company. Mr. Meier was directed to contact Mr. Mark Dreyer, Chief of the Park Hills Rescue Squad to determine if the material offered would be suitable for use in that portion of the City building occupied by the Rescue Squad.

## COMMITTEE REPORTS

### Public Works Department

1. A complaint by the resident of 1038 Lawton Road, complaining about the height of the lead-in cable had been made to Mr. Wehrmeyer, who had contacted the administration offices of the City. A letter had been sent to Storer Communications relative to raising this cable in accordance with the agreement made with Storer, and the necessary changes had been made.

2. Upon Mr. Wehrmeyer's inquiry, Council was informed that the snow plow was in condition for snow removal, but it developed that the ordinance setting forth "No parking" during snow removal had not yet been prepared, the committee in charge of this preparation had not provided the necessary information needed for this proposed ordinance. Chief Ostendorf indicated that the sign grant included "No parking - Snow Emergency" signs.

3. Mr. Sorrell asked the City to fill in a gully which had developed on South Arlington Road from its juncture with Mt. Allen Road toward the Dixie Hwy. It developed that this item seemed to have been aggravated by the installation of drains from the apartment building on the corner of South Arlington and Mount Allen. The Mayor and City Engineer will investigate

4. Mr. Sorrell requested that the State Hwy. Dept. be contacted by the City Engineer relative to the repair of certain portions of the pavement of the Dixie Hwy., which had deteriorated along the shoulder, creating a bad condition in these areas.

### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman that the report of the Park Hills Police Dept. for the month of August, 1983, be accepted as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Ostendorf informed Council that considerable damage had been done to the marked vehicle of the Police Dept. He felt that the vehicle had been driven over some obstruction or curbing resulting in the distortion of the frame and the upheaval of the flooring in the rear set of the car. No report of damage had been made by any member of the Police Dept., and Chief Ostendorf indicated he was conducting an investigation to determine who was responsible and why a report had not been made. Upon receipt of this information he proposed disciplinary steps to be taken by him for the failure to report the damage.

### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Wehrmeyer that the report of the Park Hills Volunteer Fire Dept. for the month of August, 1983, be accepted as submitted. Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

2. Chief Kaelin reported on the delivery of the new fire engine pumper and informed Council that it would be returned to the manufacturer in Columbus,



Ohio, for the making of certain repairs covered under the guarantee of this unit.

3. The City Treasurer provided each member of the Council with a report showing in detail the receipt and expenditure from the Fire Equipment Bond Issue, indicating the balance remaining in the fund, which would be available to the Fire Dept. for additional equipment or improvement under the terms of the F.E.B.I.

4. Chief Kaelin indicated that since the new unit ran on diesel fuel and that no such fuel was available within the City, that it was necessary to buy same outside of the City. It was indicated that he would contact TANK to determine if such fuel was available through this source. A Council member also suggested that it might be advisable to contact the Kenton Co. Public Works Dept. to determine if such fuel was available from that source. Council determined that Chief Kaelin should investigate these possibilities and upon said investigation would use that source or sources most available to the City of Park Hills.

5. Chief Kaelin extended his appreciation to Council for consideration given him and his family in the recent death of his father.

#### Rescue Squad

1. A motion was made by Mr. Knochelman and seconded by Mr. Fangman that the report of the Park Hills Rescue Squad for the month of August, 1983, be accepted as submitted. Mr. Knochelman, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Chief Dreyer informed Council that the process of providing emergency medical service being rendered by the No. Ky. EMS was still under consideration and that it appeared that the Kenton Co. Fiscal Ct. would accept the contract of St. Elizabeth Medical Center to oversee and provide this service. Final details and approval by the Fiscal Ct. had not yet been provided, and additional information would be forthcoming for a report to be presented at the October meeting of the City Council.

#### Finance Department

1. The City Treasurer indicated that the necessity of filing a suit against a property owner, who was reaching the five-year limitation on the validity of tax collection had been eliminated by the payment of the one 1979 bill, which had been outstanding. He also provided information to the Council on the total amount due on delinquent real estate taxes for the year 1980, 1982 and 1983. Up to date information on these delinquencies had been sent to the City Attorney, acting as delinquent tax collector for his action in collecting same.

The Treasurer also indicated that considerable success had been achieved by the City's Administration Dept. in eliminating, through collection and otherwise, delinquent personal taxes and that it would continue its attempt to collect them.

2. The City Treasurer presented copies of the audit of all City accounts made by Kohlhepp & Associates for the fiscal year ending June 30, 1983. As required by statute, copies of the audit had been sent to the Kentucky Dept. of Revenue and the necessary legal advertisement would be inserted in the Kentucky

Post to comply with state statute.

3. A motion was then made by Mr. Sorrell and seconded by Mr. Sorg that all financial reports, including that of the audit, be approved. Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### BUILDING & ZONING MATTERS

1. The Clerk announced that four permits had been issued during the month of August.

2. The City Clerk had provided each member of the Council with copies of ordinances dealing with building permit fee schedules from various neighboring cities. Discussion developed on a proposal of a change in the Park Hills fee schedule for this service. After discussion a motion was made by Mr. Fangman and seconded by Mr. Osterhage that this matter be referred to a committee which had been appointed for this purpose for its study and eventual preparation of same. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

This committee consists of Mayor Niehaus, Councilman Fangman and Bldg. Inspector Earl Paul.

3. The City Treasurer presented an outline of possible procedures in the creation of this ordinance.

#### COMMUNICATIONS

1. From the Cathedral Basilica of the Assumption acknowledging donation to the Cathedral Memorial Fund in memory of Ralph A. Kaelin.

2. Thank you note from Robert Kaelin family for expression of sympathy on death of Bob's father.

3. Thank you note from Jean Niehaus for flowers during hospital stay.

A motion was made by Mr. Fangman and seconded by Mr. Osterhage that communications be received. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

The Clerk then read a series of bills payable.

#### City of Park Hills General Fund:

#### GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 679.40
Security Bank - Fed. w/h for Sept.	67.20
Ky. State Treasurer - S.S. w/h for Sept.	117.25
Ky. State Treasurer - State w/h, 3rd Qtr. 1983	78.06
Kenton Co. Fiscal Ct. - TANK & Comp Care w/h, 3rd Qtr.	13.13
City of Park Hills - Payroll tax, 3rd Qtr. (first payment)	13.13
KML Trust - Unemployment ins. w/h, 3rd Qtr.	5.00
Ky. Retirement Systems - Pension premium for Sept.	89.69
BC/BS of Ky. - Medical coverage	201.08

Day-Z Shop Florist - Flowers for Jean Niehaus	\$ 16.75
Accounting Machine Corp. - Repair of Royal 110 copier	57.00
The Cincinnati Enquirer - Advertising (notice of recessed mtg.)	5.64
Syrian Shrine Burns Unit - Memorial for Mrs. Maxine Howard	15.00

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 723.50
Earl L. Paul - Building Inspector fees	20.77
Security Bank - Fed. w/h for Sept.	106.80
Ky. State Treasurer - S.S. w/h for Sept.	133.87
" " " - State w/h, 3rd Qtr.	97.42
KML Trust - Unemployment ins., 3rd Qtr.	3.19
Ky. Retirement Systems - Pension premium for Sept.	99.99
Kenton Co. Fiscal Ct. - TANK & Comp Care, 3rd Qtr.	15.33
City of Park Hills - Payroll Tax, 3rd Qtr. (first payment)	15.33
Blue Cross/Blue Shield of Ky. - Medical coverage	50.00
Bavarian Trucking Co. - Trash fee for Aug.	3,558.06
Ideal Supplies, Inc. - Equipment repair and supplies	21.42
Raymond Budde - Jeep engine cleaned	15.00
Chevron, USA - Gasoline	151.21
Old Mill Service - Rotate tires on Jeep	5.00
Bavarian Trucking Co. - Unloading of dumpster	75.00
Crescent Springs Hardware - Repair of riding mower	196.90

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,114.84
Ronald Heideman - "	903.50
Paul Hellmann, Jr. - "	1,010.82
Jamie Puthoff - "	778.31
Nancy Noel - "	349.72
Thomas Houp - "	33.88
James Decker - "	429.17
William Averdick - "	114.18
Michael Jansing - "	219.00
Security Bank, Inc. - Fed. w/h for Sept.	924.31
Ky. State Treasurer - S.S. w/h for Sept.	948.19
" " " - State w/h, 3rd Qtr.	805.22
Kenton Co. Fiscal Ct. - TANK & Comp Care, 3rd Qtr.	117.10
City of Park Hills - Payroll tax, 3rd Qtr. (first payment)	105.40
Ky. Retirement Systems - Pension premium for Sept.	628.06
KML Trust - Unemployment ins., 3rd Qtr.	33.29
Blue Cross/Blue Shield of Ky. - Medical coverage	326.56
Cincinnati Bell - Police phones	125.89
Goodyear Auto Service Center - 2 Tires plus cruiser maintenance	249.01
Bluegrass Communications - Radio contract plus repairs	91.40
Kenton Co. Water Dist. No. 1 - Gasoline	183.01
Chevron, USA - Gasoline	563.04
Old Mill Service - Cruiser repair	149.16
Roy Tailors Uniform Co., Inc. - Shirts & slacks (Heideman)	172.40
Dura-Print - Sample print kit for applications	28.00
Robert Stine - Repair of two manual typewriters	40.00

FIRE DEPARTMENT

A & S Electric Supply, Inc. - 4 Eveready batteries	\$ 60.00
H.E.C. Electronics - Repair of portable radio	174.35
Bob Kaelin - Materials for repair of fire truck	35.89
Cincinnati Bell - Fire phones	128.11
Chevron, USA - Gasoline	70.85
Old Mill Service - Oil for pumpers	6.00
Robert Kaelin - Diesel fuel for new pumper	35.00
Bob & Harry's - Repair parts for pumper	67.62
Chas. Bilz Agency - Insurance on new pumper	329.00

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 299.36
Security Bank, Inc. - Fed. w/h for Sept.	17.80
Ky. State Treasurer - S.S. w/h for Sept.	46.90
" " " - State w/h, 3rd Qtr.	17.67
Kenton Co. Fiscal Ct. - TANK & Comp Care, 3rd Qtr.	5.25
City of Park Hills - Payroll tax, 3rd Qtr. (first payment)	5.25
KML Trust - Unemployment ins., 3rd Qtr.	5.25
Ky. Municipal Finance Officers Assn. - Annual dues	15.00
Kohlhepp & Associates - Annual audit of City Books, F.Y. 82-83	1,078.00
Postal Instant Press - 1000 Auto assessment cards	28.90
The Cincinnati Enquirer - Adv. (financial statements, etc.)	431.93

CITY BUILDING

Cincinnati Bell - Phone service	\$ 60.75
ULH & P Co. - Gas and electric	447.95
Kenton Co. Water Dist. #1 - Water charges	19.28
Sanitation Dist. #1 - Sewage charges	28.37
Raymond Budde - 1 Case paper towels	17.50
Ideal Supplies, Inc. - Materials for maintenance	69.68
Pelstring's Paints - 2 Gal. paint	16.09
Ed C. Kelley - Clear sewer (toilet backup in P.D. office)	25.00
Jacks Glass Shop - Repair of broken window	25.57
Central Sales - 1 Case paper towels	17.50

STREET LIGHTING

ULH & P Co. - Street lights	\$ 634.32
" " " - Traffic lights	101.00

RESCUE SQUAD

Chevron, USA - Gasoline	\$ 62.55
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Total of bills payable out of the General Fund .....	\$ 21,773.77
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CITY OF PARK HILLS FEDERAL REVENUE SHARING FUND NO. 2

Motomola, Inc. - 2 Monitors with amplifier chargers for F.D. \$ 710.00

PARK HILLS F.E.B.I. DISBURSAL ACCOUNT

Fyr-Fyter Sales & Service - Hose holder brackets for new pumper \$ 60.25

PARK HILLS SANITATION MAINTENANCE & REPLACEMENT FUND

Ohio Infil-Check - Cleaning sewer on St. Joseph Lane \$ 165.00

A motion was made by Mr. Fangman and seconded by Mr. Osterhage that the above bills, payable out of four separate funds, be paid. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Knochelman, aye; Mr. Sorg, aye; and the motion carried.

A motion was made by Mr. Sorrell and seconded by Mr. Wehrmeyer that this meeting recess to Monday, September 19, 1983, at 8:00 P.M. Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET ON MONDAY, SEPTEMBER 19, 1983, AT 8:00 P.M., IN A SESSION RECESSED FROM SEPTEMBER 12, 1983, WITH MAYOR NEIHAUS PRESIDING AND COUNCILMEN FANGMAN, SORG, SORRELL AND WEHRMEYER PRESENT. COUNCILMAN OSTERHAGE ARRIVED AT 8:30 P.M. FROM ANOTHER MEETING.

The following items of business were transacted:

1. The administrative offices of the City provided Councilman Sorrell, acting on behalf of the Park Hills Volunteer Fire Dept., with the name and address of a dealer in diesel fuel under State contract price. This information was provided since the newly acquired pumper used diesel fuel and there were no diesel dealers within the confines of the municipality.

Mr. Sorrell was directed to determine if the service rendered by this company located in Ludlow, Kentucky was available as a retail outlet for the purchase of fuel for this vehicle.

2. The City Clerk presented Ordinance No. 9, 1983, "AN ORDINANCE PROVIDING FOR THE SALE OF A 1959 OPEN CAB AMERICAN FIRE APPARATUS TRUCK TOGETHER WITH THE EQUIPMENT APPURTENANT THERETO TO BE SOLD BY THE CITY OF PARK HILLS, KENTUCKY". A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that Ordinance No. 9, 1983, be adopted as read at its second reading. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; and the motion carried. Mr. Osterhage absent.

3. Present to discuss a resolution re the issuance of industrial bonds were Mr. Richard Dean, Vice-President of Dealer Publications, Inc., and Mr. James Poston, attorney representing the applicant. This resolution provided that the City consider the issuance of said bonds for the purpose of purchasing, remodeling and equipping an industrial building to be located in the former Purestream Industries property at 1450 Dixie Highway, Park Hills. The printing to be done would be printing of various publications sold by this company.

Mr. Poston had contacted the Park Hills City Attorney, who had discussed the matter to determine the legality of such action and its participation by the City of Park Hills. Numerous questions were directed by various council members to Mr. Poston, Mr. Dean, and City Attorney Howard. The main point of discussion was the legality of approving such a venture under the City of Park Hills zoning ordinance. It was reported that Mr. Earl Paul, the City Zoning Administrator, could find no reason why such a business could not be provided under the City Ordinance of Planning and Zoning.

Mr. Paul had expressed one reservation dealing with a number of parking spaces based on the number of employees at this location as determined by an interpretation of the zoning ordinance. With the advice and consent of the City Attorney, a section was added to the proposed Agreement indicating that such agreement would be finalized based upon its compliance with the Park Hills Zoning Ordinance.

Thereupon, the Clerk presented Resolution No. 8, 1983, "A RESOLUTION OF INDUCEMENT INDICATING INTENT TO ISSUE INDUSTRIAL BUILDING REVENUE BONDS FOR THE PURPOSE OF FINANCING COSTS OF THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN INDUSTRIAL BUILDING FOR USE AS A MANUFACTURING FACILITY IN THE CITY OF PARK HILLS, KENTUCKY". A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that Resolution No. 8, 1983, and its attached Agreement, be adopted as read, approving such action dependant upon the compliance with the zoning ordinance per the addition to the agreement of the resolution. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

In connection with this matter the applicant and/or his attorney were directed to contact the Park Hills Zoning Administrator and/or the Park Hills

Board of Adjustment as would be deemed necessary to ensure compliance of this project within the scope of the City of Park Hills Planning & Zoning Ordinance, it being understood that such agreement would become null and void if it were determined that the project could not be continued due to violation of the zoning ordinance and the inability to continue the project under the terms of the zoning ordinance.

It was understood by the City Council that the entire cost of such project would be defrayed by the petitioner and that no financial obligation existed on the city's part.

4. The City Attorney, who had been absent at the September 12, 1983, meeting of the City Council made the following report upon pending matters in which he was involved.

(a) Apartment Tax Suit - A hearing would be held in the district court on this matter on November 16, 1983.

(b) Mr. Howard told Council that a foreclosure suit had been filed by the mortgagees against Park Crest Associates, including the Chelsea Moore Corp., Mr. Ralph Grieme, and others. Upon inquiry, Mr. Howard was informed by the City Treasurer that Park Hills city taxes had been paid on this property under foreclosure and that the City had no delinquencies on record. Mr. Howard also informed Council that the property at 1307 Amsterdam Road, owned by Mr. Danny Smith, was also under foreclosure by the mortgagee. The Treasurer informed Mr. Howard that there were delinquent taxes on this property for the year 1983 and that such amount should be indicated at the time of the foreclosure.

(c) The suit and countersuit of the City re the matter of the City vs. N. Edd Miller was continuing with the Sanitation District No. 1 and the Kenton County Water District No. 1 being made a part of both the suit and countersuit.

5. Mr. Howard informed Council that he had been made aware of the pending difficulty between Mr. John O'Gara and Mr. Carl Gerrein, both of Montague Road, re a complaint by Mr. O'Gara as to the placement and operation of an air conditioning compressor on the Gerrein property. He felt, after a study of the matter that an agreement had been entered into between the two parties in 1979, dealing with the placement of another compressor unit by Mr. Gerrein and that since this had been approved by both parties that the City's interest in this matter would be waived and the dispute constituted a private matter between the two contesting parties.

However, he did indicate that if Mr. O'Gara wished to pursue the matter by denying that the agreement made previously covered the installation of the new compressor the City might be involved in a determination of the legality of the placement of said compressor under the terms of the Park Hills Zoning Ordinance. Mayor Niehaus informed Council that he had contacted the No. Ky. Area Planning Commission, which was uncertain if that provision within the zoning ordinance covered window air conditioners or the compressor of central air conditioning.

It was the opinion of some of the Council that this was a matter between the two contestants and that it appeared that the condition complained about was no worse than during the installation of the previous compressor.

6. Mr. Wehrmeyer inquired of the Mayor as to the progress of the installation and/or change of a sewer lid at 605 Rosemont, being the item under which a petition had been presented to the City asking for said change. Mayor Niehaus advised that he and the City Engineer had the matter under investigation and that whatever change was made, he felt, would meet the objections of the petitioners.

7. Vice-Mayor Fangman inquired of Councilman Osterhage if the search warrant had been executed for entry into the property of the Park Hills Service Center, as was requested by the Fire Dept. for inspection purposes. Mr. Osterhage replied that the warrant had not yet been secured for such entry.

8. Inquiry was made as to the legality of several signs along the Dixie Highway, including that of the Cline Upholstery Co., Mr. Barone's Deli, the Park Hills Service Center and the parking of a trailer by the Park Hills Service Center on its vacant property opposite its building. Following discussion, in the absence of the Zoning Administrator, no action was taken pending his further investigation.

#### COMMUNICATIONS

1. From the Shriners' Burns Institute acknowledging the City's donation to this unit in memory of Maxine Howard.

A motion to adjourn was made by Mr. Sorg and seconded by Mr. Osterhage. Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK



THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, OCTOBER 10, 1983, AT 8:00 P.M., WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, OSTERHAGE, SORG, SORRELL & WEHRMEYER PRESENT. COUNCILMAN KNOCHELMAN ARRIVED AT 8:30 P.M.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that the minutes of the September 12th and September 19, 1983 meetings be approved as submitted. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

The City Clerk then read a letter from Mr. James N. Howard submitting his resignation as City Attorney for the City of Park Hills. A motion was made by Mr. Fangman and seconded by Mr. Osterhage that City Council so move to receive this letter of resignation. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

The Treasurer informed Council that certain monies were due Mr. Howard, when employed as City Attorney, as follows:

Three-month salary  
Delinquent tax fees  
Any outstanding legal fees still owed

A motion was made by Mr. Fangman and seconded by Mr. Osterhage that any salary or fees still due, and which bills may be forthcoming from, Mr. Howard through September 30, 1983, be paid. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

Mr. Fangman then informed Council that a special meeting was held with Mr. John Elfers, Commonwealth Attorney, requesting his services in the apartment tax suit of Dickman Garden Apts. vs. City of Park Hills. Mr. John Elfers was introduced to Council. Mr. Elfers will be handling this suit for the City, which case will be heard in November.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer that Mr. John Elfers be appointed temporary City Attorney until the Mayor and City Council have selected a replacement for Mr. Howard. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Mayor Niehaus introduced Doug Stephens, Kenton County Circuit Judge. Judge Stephens informed Council he was running for re-election in his present position and wanted to introduce himself to all present at the meeting and asked for their backing in the upcoming November election.

The regular order of business was then waived to introduce the receipt of bids for the sale of the 1959 International fire engine pumper and receipt of bids for trash collection for a two-year period within the City of Park Hills beginning January 1, 1984.

The City Clerk presented the following bids for the 1959 International fire engine pumper:

Bid No. 1 - Charles C. Gilhart, Jr. - \$5,500.00  
650 Thomasville Court  
Cincinnati, Ohio

Bid No. 2 - No. Pendleton County Vol. F.D. - \$5,200.00  
R. R. 1, Butler, Kentucky

Bid No. 3 - Melvin H. Ternes - \$1,655.00  
37360 Chestnut Ridge  
Elyria, Ohio

The above bids were submitted to the Fire Truck Committee for study and recommendation to Council

The Clerk presented the following bids for trash collection for a two-year period within the City of Park Hills:

Bid No. 1 - Rumpke of Ky., Inc. - \$84,312.00 (2-yr. period)  
10795 Hughes Road  
Cincinnati, Ohio

Bid No. 2 - Bavarian Trucking Co. - \$86,900.40 (2-yr. period)  
4837 Madison Pike (3.33 per mo.-1 & 2-family)  
Independence, Ky. (2.28 per mo.-multiple)

A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that the bid of Rumpke of Kentucky, Inc. for \$84,312.00 to cover a two-year period be accepted as the lowest and best bid. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

After study of all bids, the Fire Truck Committee recommended to Council that the bid of the No. Pendleton County Vol. Fire Department be accepted due to the fact that the pumper will stay in fire service and be of use to the community.

A motion was made by Mr. Sorrell and seconded by Mr. Sorg that Council accept the bid of the No. Pendleton County Vol. Fire Dept. in the amount of \$5,200.00. Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

The regular order of business was then continued.

#### OLD BUSINESS

1. Apartment Tax Suit - Nothing further.

2. Park Hills Housing Authority - The Clerk read a letter from Mr. Jack Ehrman, Park Hills Housing Officer, re progress report on property at 1011 Amsterdam, 1307 Amsterdam and Hartberger property.

The owners of 1011 Amsterdam intend to raze the building on this property and request permission from the Fire Dept. to burn excessive trash on the premises. Such request has not yet been received by the Fire Dept., nor has a permit been issued for demolition.

Mrs. Hartberger has been told about the trees growing out of the foundations of some of their property and she was also requested to cut the grass and weeds in front of the property.

The property at 1307 Amsterdam has been cleaned up, weeds and grass cut, trash removed. Nothing further on foreclosure proceedings re these premises.

3. Toebben Search Warrant - Chief Kaelin informed Council that members of the Fire Dept., armed with a search warrant, were again denied permission to enter the premises of the Park Hills Service Center for an annual fire inspection.

Mr. Elfers advised that the warrant be returned to Judge Godsey for any action he deemed appropriate for the City to take. Mr. Elfers will handle this matter and report back to the Fire Chief.

A motion was then made by Mr. Fangman and seconded by Mr. Wehrmeyer that Council give the Fire Chief the authority to pursue this matter as he sees fit, or any Court action necessary, to secure entrance to these premises, on advice of the attorney. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

It was indicated this is an annual inspection performed by the Fire Dept. re every business within the City of Park Hills.

4. Upon questioning by Mr. Wehrmeyer, Mayor Niehaus informed Council that a new manhole cover and lid had been ordered for the sewer at 605 Rosemont. The City should receive same within 3 weeks. Mayor Niehaus has contacted Mr. Russell of the above address and informed him of the status of this project.

5. Mr. Wehrmeyer questioned Chief Ostendorf re the raccoon problem within the City. The Chief had not as yet checked into it, but did inform Mr. Wehrmeyer this problem has to be handled by the Game Warden. Mr. Wehrmeyer will contact the proper authority in this matter.

6. Countersuit, City vs. Millers - Nothing further.

7. Industrial Revenue Bonds - Nothing further.

#### NEW BUSINESS

1. The City Treasurer informed Council that the appointment of Mr. Jack Ehrman as Housing Officer of the City of Park Hills had never been confirmed by resolution. Thereupon, the City Clerk presented Resolution No. 9, 1983, "A RESOLUTION RECONFIRMING THE APPOINTMENT BY THE MAYOR OF THE CITY OF PARK HILLS OF MR. JACK EHRLMAN AS HOUSING OFFICER OF THE CITY OF PARK HILLS, KENTUCKY, ON AUGUST 23, 1983". A motion was made by Mr. Osterhage and seconded by Mr. Wehrmeyer that Resolution No. 9, 1983, be adopted as read. Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; and the motion carried.

Councilman Osterhage brought up the fact that the Housing Officer does not receive compensation for this position. He was informed by the Treasurer that the ordinance does not call for compensation for this position. Council decided to table this question until the first of the year.

2. A motion was made by Mr. Fangman and seconded by Mr. Osterhage that Halloween hours be as follows: 7:00 to 9:00 P.M., including Open House at the Fire Department, on Monday, October 31, 1983. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

#### COMMITTEE REPORTS

##### Public Works Department

1. Mr. Wehrmeyer informed Council that the Public Works vehicle has been serviced and is in ready condition for the winter season, with 4 new tires, trans-

mission seal repaired, etc., and the City has salt on hand, with a supplier available.

2. Mr. Wehrmeyer requested that City identification on the truck be replaced. This is to be done.

3. It was indicated that the same procedure for calling in help that was used during the last season will be used this coming winter.

Upon questioning by Mr. Fangman, Chief Ostendorf replied that the committee formed to study the signs re snow removal has not yet met. He indicated that under the local sign grant an ordinance must cover all signs used within the City.

#### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Osterhage that the report of the Park Hills Police Dept. for the month of September, 1983, be accepted as submitted. Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Fangman, aye; and the motion carried.

2. The City Clerk presented Resolution No. 10, 1983, "A RESOLUTION PROMOTING JAMIE LU PUTHOFF TO PATROLOWOMAN, GRADE 2". A motion was made by Mr. Sorg and seconded by Mr. Osterhage that Resolution No. 10, 1983, be adopted as read. Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; and the motion carried.

3. Chief Ostendorf expressed his appreciation to the response and thoughtfulness for his Father.

4. The Chief informed Council of the resignation of part-time Officer Adrienne Hughes. A motion was made by Mr. Sorg and seconded by Mr. Sorrell to accept the resignation of Officer Hughes. Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Knochelman, aye; and the motion carried.

#### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Fangman to accept the report of the Park Hills Vol. Fire Dept. for the month of September, 1983, as submitted. Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Councilman Sorrell commended the Fire Truck Committee, consisting of Chief Kaelin, Ass't. Chief Bob Schaffer, Ass't. Chief Jim Rawe, Paul Hellmann, Jr. and Lt. Dennis Finke on the fine job done in selecting the new fire pumper and the sale of the 1959 International truck. The Council then authorized the Clerk and Treasurer to complete the sale of the old fire pumper.

3. Chief Kaelin requested that the Public Works Dept. check into several overhanging tree limbs which are so low they may damage the new pumper. The Fire Dept. will indicate these areas throughout the City.

4. Chief Kaelin informed Council that the new pumper had been returned to the Sutphen Corp. for some minor repair work. It is now back in the City and will be put in service sometime this week. The Chief thanked Council for their cooperation in the fire bond issue and purchase of the new truck

4. Councilman Sorrell informed Council that the Bobby Harper Dist. Co. of Ludlow, Ky. sells diesel fuel in bulk only. The Fire Dept. will not be able secure fuel from this supplier since the City does not have its own fuel pump. The department will continue checking into other suppliers.

#### Rescue Squad

1. Chief Dreyer informed Council his written report was not in their hands due to a breakdown of the copier in the Clerk's office. Thereupon he gave an oral report.

2. He indicated that vehicle #1416 is on loan to the Southern Hills Fire Dept. for tryout purposes. They are interested in using the vehicle as a backup squad. The loan was made with the Mayor's permission and the vehicle is covered by insurance. Chief Dreyer feels they may be interested in buying the vehicle.

3. Chief Dreyer again informed Council that the furnace in the squad room is still not in working condition. He would appreciate having it repaired before the winter season. Mayor Niehaus will check into this.

4. The Chief expressed his gratitude for Council's kindness during the time of his Mother's death.

5. Chief Dreyer indicated that the Do Well Office Products is willing to give the City a 25% discount on any purchase made. The Rescue Squad has opened an account with this firm and the City may do so also. This will be taken under consideration.

6. A motion was made by Mr. Knochelman and seconded by Mr. Fangman that Chief Dreyer's oral report be accepted. Mr. Knochelman, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### Finance Department

1. A motion was made by Mr. Fangman and seconded by Mr. Osterhage to accept the financial reports for the month of September, as submitted. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Knochelman, aye; Mr. Sorg, aye; and the motion carried.

2. The Treasurer reported that at this time only two payments have been received for the payroll tax (from the City itself and the Sisters of Notre Dame). All business establishments have the full month of October to submit payment of same.

3. The Clerk presented a bill from the Kenton County Police Dept. for balance due of \$2,040.00 on the NCIC-LINK for the Fiscal Year 1982-83.

The Treasurer explained to Council that the money budgeted during the previous Fiscal Year did not include the increase received during the middle of the year. When this was brought up before the last Council it was decided not to take any action on paying this bill since they felt the City should have been notified before the beginning of the Fiscal Year. The City has continued receiving a billing for the unpaid balance of \$2,040.00.

Mayor Niehaus informed Council that since the above amount was not included in the Police Dept. budget for the present Fiscal Year, the money would have to be paid out of the Federal Revenue Sharing Fund. This was concurred by

the Treasurer.

A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer that the balance due for the NCIC-LINK in the amount of \$2,040.00 be paid out of Federal Revenue Sharing Fund No. 2. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Knochelman, aye; Mr. Fangman, aye; and the motion carried.

4. Chief Kaelin requested that the Finance Committee give some thought to dividing the \$5,200.00 received from the sale of the 1959 pumper evenly between the Police Dept., Rescue Squad and Fire Dept. This will be taken under consideration.

#### BUILDING & ZONING MATTERS

1. The City Clerk informed Council that 5 building permits had been issued during the month of September.

2. Mr. Earl Paul, Building Inspector, informed Council that a request had been received from Mr. Tim Kruse, owner of the property at 910 Arlington Road, to install a parking pad on his property. Mr. Paul explained for Council the specifications submitted and the area on which the pad would be installed.

When questioned by Councilman Sorrell re this area being inspected by the committee, consisting of the Mayor and Mr. Paul, he was informed this was done when the area included the City right-of-way. Mr. Kruse will be installing the pad on his own property. It was indicated that as long as the building and zoning ordinances and City specifications are followed and the pad installed on the man's own property, permission would have to be given. Mr. Kruse will be given a copy of the City specifications to be followed. No permits have been issued at this time.

3. Nothing further on the building permit fee study. A time has not been set for the committee to study same.

#### COMMUNICATIONS

1. Thank you from the Howard family re memorial for Mrs. Maxine Howard.

2. Thank you from the Dreyer family for flowers for Mrs. Frank Dreyer.

A motion was made by Mr. Fangman and seconded by Mr. Osterhage to receive the above listed communications. Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Knochelman, aye; and the motion carried.

Mr. Osterhage, speaking for the committee appointed to select a new attorney for the term ending December 31, 1983, informed Council that a meeting was held with Mr. John Elfers on Tuesday, November 4th, to request Mr. Elfers help in the appeal suit re the Dickman Garden Apts. vs. the City of Park Hills. Present at the meeting were: Mayor Niehaus, Vice-Mayor Fangman, Councilman Osterhage, Treasurer Russell Clark, City Clerk Evelyn Fogarty, John Elfers, Commonwealth Attorney.

Mr. Elfers agreed to provide the City with Counsel in that appeal, as well as sitting in at Council meeting for October. Mr. Elfer's fee would be \$60.00 per hour, with length of time being approximately 20 hours of service on this appeal.

It is the committee's recommendation that the City engage Mr. Elfers as Legal Counsel on the apartment tax suit, and advertise for a new attorney for the remaining two months of this year and thereafter evaluate the situation for a new attorney for the coming two-year term. Mr. Osterhage requested a motion confirming Mr. Elfers' fee of \$60.00 per hour for approximately 20 hours of service on the apartment tax suit, and a second motion re obtaining a new City Attorney, giving the committee power to interview applicants for a new City Attorney, preferably from residents of Park Hills, decide the best qualified applicant, and present the party to Council at the November meeting for their approval of the committee's recommendation.

Mr. Fangman enlarged on the above statement by indicating the committee wished to follow this procedure since present Council is committed to the established salary set by Ordinance and the new City Council may appoint a new attorney for the coming two-year term.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that Mr. John Elfers be retained as counsel in the apartment tax lawsuit of Dickman Garden Apts. vs. City of Park Hills at the desired fee. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

Thereupon a motion was made by Mr. Sorg and seconded by Mr. Sorrell to authorize the City Clerk to advertise for the services of a city attorney for the term ending December 31, 1983. The committee appointed will meet with all applicants, evaluate all applications, make a selection and present the applicant to Council at the November meeting. Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Knochelman, aye; and the motion carried.

The Clerk then read a series of bills payable out of several funds:

CITY OF PARK HILLS GENERAL FUND

GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 679.40
Security Bank, Inc. - Fed. w/h for October	67.20
Kentucky State Treasurer - S.S. w/h for October	117.25
Kentucky Retirement Systems - Pension premium for October	89.69
Blue Cross/Blue Shield of Kentucky - Medical coverage for Oct.	201.08
Accounting Machine Corp. - 2 Masters, 2 bottles of Toner	64.59
Pitney Bowes - Postage meter rental (10/16/83 - 1/15/84)	59.25
U.S. Post Office - Postage to replenish meter	37.50
Popp's Flowers - Flowers for Mrs. Frank Dreyer	20.00
Jack Ehrman - Zoning meetings (July, Aug., Sept.)	30.00
James N. Howard - Salary for 3-month period ending 9/30/83	346.12
Accounting Machine Corp. - Repair of Royal 110 copier	58.00
PIP Printing - Copy of P.D. report due to copier broken	4.96
Pitney Bowes Credit Corp. - Mail Mach/Scale rental (3 months)	90.00
Popp's Flowers - Flowers for F.E. Ostendorf, Sr.; planter for Earl Paul	36.00
John R. Green Co. - Bond paper for copier	10.00

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 609.19
Earl L. Paul - Bldg. Insp. fees	42.57
Security Bank - Fed. w/h for Oct.	96.50
Ky. State Treasurer - S.S. w/h for Oct.	131.20
Ky. Retirement Systems - Pension premium for Oct.	95.53
Blue Cross/Blue Shield - Medical coverage for Oct.	50.00
Bavarian Trucking Co. - Trash fee for Sept.	3,558.06
The Cincinnati Enquirer - Adv. (Inv. & bid for trash coll.)	47.47
Raymond Budde - Wiper for Jeep	3.59
Equipment Consultants, Inc. - 2 Saw blades	24.84
Ideal Supplies, Inc. - Supplies	17.25
Chevron, USA - Gasoline	86.00
Bavarian Trucking Co. - <sup>Rental</sup> <del>Unloading</del> of dumpster in Sept.	80.00
Whisner Signs - Relettering of Jeep	65.00
Dennis Finke - Part-time labor	8.00
DRI Industries, Inc. - Nut & Bolt set, wall anchor set	26.38
The Cincinnati Enquirer - Adv. (Bd. of Adjmt. meeting)	9.40
Central Intermodal Corp. - Shipping chgs. (sign posts)	111.78

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1356.76
Ronald Heideman - "	928.36
Paul Hellmann, Jr. - "	1009.06
Jamie Puthoff - "	886.66
Nancy Noel - "	349.72
Thomas Houpp - "	167.73
Wayne Menefee - "	29.43
James Decker - "	283.09
William Averdick - "	99.58
Michael Jansing - "	276.59
Security Bank - Fed. w/h for Oct.	805.80
Ky. State Treasurer - S.S. w/h for Oct.	969.51
Ky. Retirement Systems - Pension premiums for Oct.	638.65
Blue Cross/Blue Shield of Ky. - Medical coverage for Oct.	326.56
Ky. State Treasurer - S.S. owed for last quarter	.49
Goodyear Auto Service Centers - 4 Tires, parts, bal., align.	375.20
Photo Bug - Film and processing	106.75
Bluegrass Communications - Radio contract	34.00
U.S. Post Office - Postage to replenish meter	25.00
F. E. Ostendorf, Jr. - Expenses, Bu. of Trn. graduation luncheon	7.00
Kenton County Water Dist. #1 - Gasoline	155.41
Chevron, USA - Gasoline	390.54
Radio Shack - Casette deck, mike, stand, etc.	126.88
Cincinnati Bell - Police phones	102.73
Park Hills Pharmacy - 9 Duracell batteries	20.04
Jack's Camera Center - Developing supplies	45.30
Old Mill Service - Cruiser repair (#31)	102.50
PIP Printing - 1000 arrest cards	57.30
John R. Green Co. - Bond paper for copier	6.30
Waltz Business Equipment - 1 Dozen typewriter ribbons	33.65
Paul Hellmann, Jr. - Power steering fluid for car #30	1.99



FIRE DEPARTMENT

Cincinnati Bell - Fire phones	\$ 130.54
Chevron, USA - Gasoline	43.77
Kentucky Motor Service, Inc. - 1 Delco battery	53.95
Fire Engineering - Three-year subscription	36.00
Kentucky Speed Center - Diesel fuel for new pumper	45.00
Zimmer Hardware - 1 qt. cement, 1 qt. "weathercare"	10.92
The Ky. Firefighters Assn. - 1984 dues	25.00
Mobilcomm - Repair of two radios	81.00

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 299.36
Security Bank - Fed. w/h for Oct.	17.80
Ky. State Treasurer - S.S. w/h for Oct.	46.90
U.S. Post Office - Postage to replenish meter	37.50
The Cincinnati Enquirer - Adv. (Inv. & bid for sale of pumper)	54.99
John R. Green Co. - Bond paper for copier	10.00

CITY BUILDING

Blue Grass Supply - Bulbs, flood lights, spotlights	\$ 37.62
Raymond Budde - Light bulbs, convert-a-plus	12.51
Blue Grass Supply - 1 Mercury vapor lightk 1 sensor	23.24
Ideal Supplies, Inc. - Supplies	4.74
Ed C. Kelley, Inc. - Clear sewer leading from P.D. office	31.25
Cincinnati Bell - Phone service	52.40
ULH & P Co. - Gas and electric	325.97
Blue Grass Supply - Fluorescent lights, 1 ballast	159.28

STREET LIGHTING

ULH & P Co. - Street lights	\$ 679.70
" " " - Traffic lights	98.34

RESCUE SQUAD

Kentucky Motor Service, Inc. - Vehicle maintenance	\$ 82.39
Chevron, USA - Gasoline	62.18
Mark Dreyer - New tools and equipment	115.40

Total of bills payable out of the General Fund ..... \$ 19,359.68

CITY OF PARK HILLS F.E.B.I. DISBURSAL ACCOUNT

Russell Clark - Administrative fee due 7/1/83	\$ 500.00
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CITY OF PARK HILLS FEDERAL REVENUE SHARING FUND NO. 2

City of Covington - Dispatching service (July-Aug-Sept)	\$ 900.00
Merchant's Typewriter Co. - 1 Royal 991 electric typewriter	670.00
Kenton Co. Police Dept. - Balance due NCIC-LINK	2,040.00
Timron, Inc. - 660 sign posts (reimbursed by State)	<u>6,705.00</u>
	\$10,315.00

A motion was made by Mr. Wehrmeyer and seconded by Mr. Fangman that the above bills, payable out of three separate funds, be paid. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Knochelman, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

A motion was made by Mr. Knochelman and seconded by Mr. Sorg that this meeting adjourn. Mr. Knochelman, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, NOVEMBER 14, 1983, WITH MAYOR NIEHAUS PRESIDING AND COUNCILMEN FANGMAN, OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.

Following the Pledge of Allegiance a moment of silent prayer was held in memory of Councilman Scott Knochelman.

A motion was made by Mr. Fangman and seconded by Mr. Wehrmeyer to approve the minutes of the October 10, 1983, meeting as submitted. Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

#### OLD BUSINESS

1. Apartment Tax Suit - Mr. John Elfers, Commonwealth Attorney, informed Council that the Dickman vs. Park Hills suit will be heard on Wednesday, November 16th, at 1:00 P.M.. Mr. Elfers felt it would be 6 to 8 weeks before a decision is reached. If the Court finds against the City he will meet again with Council and discuss alternatives, but Mr. Elfers indicated he is more optimistic over the outcome since receiving all the files concerning the case. He further commented that no City official need be present at the Court hearing.

2. Park Hills Housing Authority - Mr. Ehrman, Housing Officer, informed Council that once again he will talk to the Hartbergers about having the weeds and grass cut in front of their Amsterdam Road property. There has been no activity on the foreclosure suit re 1307 Amsterdam Road. Mr. Torline, owner of the property at 1011 Amsterdam, is still having difficulty in defining boundary lines on his property.

3. Dixie Highway Survey - Chief Kaelin explained to Council the Court proceedings concerning the search warrant for fire inspection of the Park Hills Service Center. The Contempt of Court judgment was dropped due to a technicality, but the Judge did rule that Mr. Toebben must allow the inspection. A time was set, but due to a commitment of the Fire Dept. (for Scott Knochelman) the inspection was postponed. A new date has not been set, but Chief Kaelin did inform Council that Mr. Toebben has been very cooperative.

Councilman Wehrmeyer informed Council that Mr. Toebben now has another trailer situated to the left of the Auto House building. Mr. Wehrmeyer estimated the trailer is parked in this area approximately 8 feet from the highway, which is in violation of zoning regulations. The Mayor will check into this and also inform Cline Upholstery their sign is in violation of City ordinance.

The Clerk was directed to write Mr. Smith, owner of the property at 1440 Dixie Highway, formerly occupied by Barth Service Center, to clean up the area of all debris.

Councilman Sorrell informed Council that Ryan Muffler will be leaving the City on November 23rd.

4. Countersuit; City vs. Miller - Nothing further.

Councilman Osterhage informed Council that information he received indicated one of the insurance companies was willing to settle out of Court for \$1200.00, asking the other 2 companies to do same - no response. The plaintiff wishes to settle out of Court for \$6,000.00.

5. Industrial Revenue Bonds - Nothing further.

6. Mr. Wehrmeyer informed Council a complaint was received from a Park Hills resident re "Open House" on Halloween. Chief Kaelin felt it should not be brought before Council since it was an undertaking of the safety services departments. The matter was dropped.

7. The Mayor informed Council that the sewer lid and frame for Rosemont Avenue has been received and will be installed before the cold weather sets in.

8. Mayor Niehaus requested Attorney Elfers to research any ordinances passed by cities in the area concerning the prohibition of TV satellite antennae in connection with cable television.

9. Mr. Sorrell again brought up the unkempt condition of the Dixie Highway property belonging to the Castleman estate. Letters have been written to both the real estate company handling the property and the attorney for the estate, with no response. Mr. Fangman asked if an ordinance could be written up allowing the City to clean up the appearance of the property, if it is not done by the owner, and then assessing the property owner for the work done. Property owners would be notified, in writing, as to the City's intent, with the work being done by City personnel. Mayor Niehaus requested Mr. Elfers to research such ordinances adopted by other cities in the area.

It was also noted the property owned by William Bubenzer on Dixie Highway is in need of cleaning up. A letter to the owner will be sent advising him of same.

#### NEW BUSINESS

1. The City Clerk presented a Proclamation "SETTING FORTH THE WEEK OF NOVEMBER 20 - 26, 1983 AS NATIONAL ADOPTION WEEK." A motion was made by Mr. Fangman and seconded by Mr. Sorg that the above Proclamation be adopted. Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Vice-Mayor Fangman requested that a committee be appointed to study the feasibility of the City of Park Hills bidding on the Gloria Dei Church property to acquire it for the City. The following committee was formed: Councilman Fangman, Councilman Wehrmeyer, Mayor Niehaus.

3. Mr. Wehrmeyer suggested a letter be written to the Kentucky Dept. of Transportation requesting a study be made of the area on I-75 where the accident, causing Scott Knochelman's death, occurred. This area has been the site of several accidents in the past. Following discussion, Mayor Niehaus informed Council he would contact Mr. Elmer Schaeffer of No. Ky. Area Planning Commission and request their help in having this study accomplished.

4. Vice-Mayor Fangman requested the City Clerk to invite Mr. Steven Hellmann, new Councilman for the coming term, and his wife to the annual Municipal Government League of No. Ky. dinner.

5. Councilman Sorrell requested a status report on the RV van still in possession of the Police Dept., and the old ambulance previously used by the Rescue Squad.

Mr. Smiley, of the Rescue Squad, informed Council the vehicle is still for sale.

Mr. Wehrmeyer suggested that if neither vehicle is sold by January 1, 1984, both should be auctioned for the best price offered.

Councilman Sorg informed Council that other steps must be taken by the Police Dept. to establish identity of the van's owner; held in the hands of the department for a set length of time, per State statute, and than can be disposed of by the Police Dept. As again mentioned by Mr. Wehrmeyer, both vehicles are hoped to be disposed of shortly after the first of the new year.

#### COMMITTEE REPORTS

##### Public Works Department

1. Mr. Wehrmeyer was informed by the Mayor that the dumpster will be removed from City property the end of November. It was a great help to Public Works employees during the spring and summer months when clean-up work was done within the City.

2. Councilman Wehrmeyer informed Council the Jeep has been lettered, maintenance work done, and the vehicle ready for the coming winter season.

##### Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Fangman that the report of the Park Hills Police Dept. for the month of October be accepted as submitted. Mr. Sorg, aye; Mr. Fangman, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

##### Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Sorg that the report of the Park Hills Vol. Fire Dept. for the month of October be accepted as submitted. Mr. Sorrell, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Mr. Sorrell informed Council a supplier has not yet been found for diesel fuel. The department will continue researching this matter. The department will also check with the City of Ft. Wright to see if they have located any supplier. The department is buying the diesel fuel at present from a retail station in Covington. Mr. Fangman informed Council the TANK garage would not be able to supply the fuel to surrounding cities.

3. Mr. Fangman questioned Chief Kaelin re any restrictions in City ordinances regulating the placement of wood and logs stocked for firewood. The Chief replied he could find nothing wrong with the placement of firewood on property boundary lines. No footage regulations are contained in City fire codes or ordinances.

##### Rescue Squad

1. A motion was made by Mr. Osterhage and seconded by Mr. Fangman that the report of the Park Hills Rescue Squad for the month of October be accepted as submitted. Mr. Osterhage, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. When questioned by Mr. Osterhage, Mr. Fangman indicated the furnace in the Rescue Squad building has been repaired and now in working condition. This was concurred by Mr. Smiley of the squad.

3. Chief Kaelin's proposal re dividing the \$5200.00 received for the sale of the old pumper between the 3 safety services, was raised by Mr. Osterhage. The Clerk informed Council this money was deposited in the General Fund.

#### Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Wehrmeyer to accept the financial reports for the month of October, as submitted. Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Fangman, aye; Mr. Sorg, aye; and the motion carried.

2. The City Clerk informed Council of the total amount of money received from the payroll tax for the 3rd quarter of 1983. She indicated there are over 25 businesses delinquent in payment. Receipts also suffered because Park Hills Elementary School teachers are not paid during the summer months. The opening of Dealer Publications should help revenues in future quarters.

#### BUILDING & ZONING MATTERS

1. The Clerk informed Council that four building permits were issued during the month of October.

2. Mayor Niehaus informed Council that City Engineer Paul is no longer hospitalized and hopes to be present at the December meeting. The Mayor indicated he will try to handle any applications received by the City, when Mr. Paul is not available.

3. Nothing further on the permit fee study.

#### COMMUNICATIONS

1. Note of thanks from the Ostendorf family.

2. From the Ky. State Police, enclosing check in the amount of \$6,705.00 for payment of sign posts received under the Local Sign Grant.

3. From the Municipal Government League of No. Ky., Inc. requesting Park Hills financial involvement in the Court suit to determine the "paper of record" re publications. The amount of Park Hills' share will be \$55.52. Mr. Osterhage, feeling we will benefit from this law suit, made a motion that the City of Park Hills pay its share of \$55.52 toward this suit; seconded by Mr. Sorg. Mr. Osterhage, aye; Mr. Sorg, aye; Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, no; and the motion carried.

4. From the Kentucky Municipal League re the league's sponsorship of its traditional School for Newly Elected Officials, together with list of topics and registration forms.

5. Copy of letter from Audrey Jones to Mr. A. T. Wood, indicating a mistake made by the Voters Registration Board by inserting her name as a Covington voter. The Clerk informed Council that she received a call from the Board of Election to verify that 941 Montague is actually located in Park Hills.

6. Invitation from the Municipal Government League of No. Ky. to its annual meeting on December 3, 1983. Reservations to be in by November 23rd. The City Clerk requested all reservations to be in her hands no later than November 22nd.

#### Reading of the bills

Mr. Sorrell brought up the question of unloading charges for the dumpster. He informed Council that no trash had been picked up during the months of September and October. The Clerk indicated she had questioned the November charge, called Bavarian Trucking and was told when no pickup is made during the month, a rental charge of \$80.00 must be assessed by the company. The Clerk is to check with Mr. Budde of the Public Works Dept. re the October charge.

Thereupon, a motion was made by Mr. Wehrmeyer to pay the General Fund bills, pending an investigation into dumpster rental charges, plus all bills payable out of City of Park Hills special funds. This motion was seconded by Mr. Fangman. Mr. Wehrmeyer, aye; Mr. Fangman, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

Listed below are all bills payable:

#### BILLS PAYABLE OUT OF THE GENERAL FUND:

##### GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 679.40
Security Bank - Fed. w/h for Nov.	67.20
Ky. State Treasurer - S.S. w/h for Nov.	117.25
Ky. Retirement Systems - Pension premium for Nov.	89.69
BC/BS - Medical coverage for Nov.	201.08
City Wide Office Products - 2 Tables for Council chambers	182.40
The Cincinnati Enquirer - Adv. (new City Attorney)	98.70
Popp's Flowers - Flowers for Scott Knochelman	20.00
Pitney Bowes - Mailing Machine mainte. contract (yearly)	80.00
Mayor Niehaus - Meeting expenses	5.25
Jack Ehrman - Clerical help (10 hours)	40.00
M.G.L. of No. Ky. - Annual dinner meeting (reservations)	315.00
M.G.L. of No. Ky. - Legal fee (paper of record suit) City's share	55.52

##### PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 724.36
Earl L. Paul - Bldg. Insp. fees	32.52
Security Bank - Fed. w/h for Nov.	106.80
Ky. State Treasurer - S.S. w/h for Nov.	135.58
Ky. Retirement Systems - Pension premium for Nov.	99.99
Blue Cross/Blue Shield - Medical coverage for Nov.	50.00
Bavarian Trucking Co. - Trash collection fee for Oct.	3,558.06
Hagedorn & Sons, Inc. - Parts for brushcutter	2.85
Bavarian Trucking Co. - Dumpster rental for Oct.	80.00
Chevron, USA - Gasoline	136.39
Old Mill Service - Maintenance on Jeep	73.60

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,330.53
Ronald Heideman - "	947.05
Paul Hellmann, Jr. - "	1,025.36
Jamie Puthoff - "	913.08
Nancy Noel - "	349.72
Wayne Menefee - "	63.70
James Decker - "	182.67
Michael Jansing - "	240.54
Security Bank - Fed. w/h for Nov.	811.00
Ky. State Treasurer - S.S. w/h for Nov.	922.36
Ky. Retirement Systems - Pension premium for Nov.	644.52
Blue Cross/Blue Shield - Medical coverage for Nov.	326.56
Ridgeview L/M - Cruiser maintenance	31.76
City Wide Office Products - 1 Clipboard	4.08
John R. Green Co. - Office supplies	10.00
Bluegrass Communications - Radio contract	34.00
Cincinnati Bell - Phone service	100.20
Kenton Co. Water District No. 1 - Gasoline	167.50
Chevron, USA - Gasoline	567.38
Zimmer Hardware - 2 Padlocks	6.44
P.I.P. Printing - 250 Theft reports, 500 Master cards	59.90
Ft. Mitchell Garage - Cruiser maintenance	48.90
Banks Baldwin - Ky. revised statutes	167.90
Barren River State Park - Command Decision Seminar (reserv.)	75.00
Waltz Business Equipment - Maintenance contract on typewriters	124.00
Old Mill Service - Cruiser maintenance (#30)	496.95
Good Year Service Stores - 2 Snow tires, bal., alignment	116.18

FIRE DEPARTMENT

H.E.C. Electronics, Inc. - Radio repair & maintenance	\$ 133.05
Mobilcomm - Repair of radio	15.50
Bob & Harry's Garage - Repair to pumper	176.49
T/M Equipment Co., Inc. - 1½" Hose recoupled	6.00
Chevron, USA - Gasoline	80.81
Cincinnati Bell - Phone service	128.11

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 299.36
Security Bank - Fed. w/h for Nov.	17.80
Ky. State Treasurer - S.S. w/h for Nov.	46.90
The Cinn. Enquirer - Adv. (Annual Use Report)	7.05
Thomas Sorrell - Postage (sale of fire pumper)	2.00

CITY BUILDING

Raymond Budde - Ashtrays and cleanser	\$ 9.50
Ideal Supplies, Inc. - Maintenance equipmt. & supplies	19.72
Central Sales - 1 Case paper towels	17.50
U.L.H. & P. Co. - Gas and electric	275.26



Cincinnati Bell - Phone service	\$ 54.22
Mayor Niehaus - Belt for furnace in R.S.	6.04
Raymond Budde - Cleaning supplies	13.40
Raymond Budde - Switch for F.D.	1.29

STREET LIGHTING

U.L.H. & P. Co. - Street lights	\$ 739.97
" " " - Traffic lights	90.52

RESCUE SQUAD

Medicus, Inc. - Oxygen masks & first aid supplies	\$ 266.43
Chevron, USA - Gasoline	40.05
Ft. Wright Exxon - Gasoline	18.19
Dennis Finke - 1 Can silicone spray	2.61
John Smiley - Cleanser and spray	6.64
Puritan-Bennett - Recharge oxygen cylinders	18.45

Total bills payable out of the General Fund	\$ 19,211.81
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CITY OF PARK HILLS F.E.B.I. DISBURSAL ACCOUNT

H.E.C. Electronics - Transfer radio, install new P.A. system (new pumper)	\$ 605.32
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CITY OF PARK HILLS SANITATION MAINTENANCE & REPLACEMENT FUND

Sanitation Dist. #1 - Billing charges (Aug-Sept-Oct)	\$ 273.60
Neenah Foundry - Frame & lid for Rosemont Ave. sewer	264.42
	<u>\$ 538.02</u>

A motion to adjourn was made by Mr. Fangman and seconded by Mr. Sorrell. Mr. Fangman, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

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MAYOR

ATTEST:

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CITY CLERK

THE CITY COUNCIL OF THE CITY OF PARK HILLS MET IN REGULAR SESSION AT THE PARK HILLS CITY BUILDING ON MONDAY, DECEMBER 12, 1983, WITH VICE-MAYOR FANGMAN PRESIDING AND COUNCILMEN OSTERHAGE, SORG, SORRELL AND WEHRMEYER PRESENT.  
ABSENT: MAYOR NIEHAUS DUE TO ILLNESS.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that the minutes of the November 14, 1983, meeting be approved as submitted. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

A motion was made by Mr. Osterhage and seconded by Mr. Sorrell that Mr. Marcus S. Carey be accepted as City Attorney for the City of Park Hills for the term ending January 9, 1984. Mr. Osterhage, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

#### PETITIONS & DELEGATIONS

1. Mrs. Mary Amend, 1137 Exter Dr., appeared before Council to report a raccoon problem in the area of Exter Dr. and Arlington Rd., which has been occurring for several months. The raccoons have been seen leaving and returning to sewers and walking streets of the neighborhood. Mrs. Amend informed Council that a raccoon had gotten into their chimney. After contacting Mr. Greg Davis, the Kentucky Game Warden, he informed her to have an exterminator remove the animal. These animals cannot be killed, but must be trapped and then removed from the area. Vice-Mayor Fangman informed Mrs. Amend that he would look into the matter and obtain some information for her in relieving this problem.

2. Mr. Dennis Pfetzer and Mr. Richard Wachs, owners of apartment buildings on St. Joseph Lane and Elberta Circle, appeared before Council to question the possibility of being relieved of the trash fee levied against their buildings by the City for trash collection. The gentlemen informed Council they were in the process of negotiating with Bavarian Trucking Co. to have the dumpsters, which serve their buildings, unloaded by the trash collector at a special price. They told Council they knew of the requirements necessary to obtain Council's permission to have the apartment units removed from the tax rolls as far as trash fee is concerned. Vice-Mayor Fangman indicated they must return to Council with a contract from the trash collector, together with schedules, etc. and Council will look into it.

Mr. Clark, City Treasurer, informed Mr. Fangman that a problem existed due to the fact that a contract had already been signed with Rumpke of Kentucky for a two-year period for trash collection, including all apartment units on St. Joseph and several on Elberta Circle. The Vice-Mayor told both parties that Council will have to check with Rumpke to see if they would be willing to amend their contract with the City for a lesser fee, if the above-mentioned apartment units are removed from the list of units to be serviced.

When questioned by Mr. Pfetzer re guidelines for trash pickup, Mr. Fangman replied the requirements to be followed are listed in the City specs, which all companies received with the bid request set out by the City. Mr. Fangman will check the bid specs, contact Rumpke of Ky. and inform Mr. Pfetzer of his findings.

3. Mr. Wehrmeyer informed Council that several years ago the Civic Association donated a plaque for Council chambers in memory of those dedicated to service to the City of Park Hills. He informed Council that Scott Knochelman's name had been added to that list.

Mr. Fangman replied that "on behalf of the City we wish to thank the Civic Association for their acknowledgement of Scott. It is so noted and thank you".

OLD BUSINESS

1. Apartment Tax Suit - Nothing further

2. Park Hills Housing Authority - Housing Authority Officer Jack Ehrman informed Council that two porches at 1011 Amsterdam have been removed. Vice-Mayor Fangman replied they were removed by the owner to keep the children off the premises.

3. Dixie Highway Survey - Fire Chief Kaelin reported inspection was made at Park Hills Service Center on December 05th. He indicated the building was basically in compliance with the fire codes. He again mentioned that Mr. Toeppen was very cooperative.

The Chief told Council both trailers on Mr. Toeppen's property were discussed. He was informed the smaller trailer contained small auto parts, which Mr. Toeppen bought for resale, in its entirety, if he can find a buyer. If not, he will remove the parts to his own building and remove the trailer. The large trailer on the opposite of Dixie Hwy., containing exhaust parts, will also be unloaded and then removed.

Mr. Wehrmeyer informed Council that a dumpster on Mr. Toeppen's property is too close to the highway, in violation of City zoning ordinance. Mr. Fangman requested Chief Ostendorf to write the trash collector, Browning-Ferris Industries, and have them move the dumpster to an area in compliance with City zoning regulations.

The Cline Upholstery sign has yet to be checked into.

When questioned by Chief Kaelin, Mr. Osterhage replied that the Judge does not have to be informed that the fire inspection of the Park Hills Service Center has been completed.

4. Countersuit, City vs. Miller - City Attorney Carey informed Council that he expected a letter from Mr. David Miller, insurance attorney representing the City in this case, before the Council meeting, but it was not received. A \$5,000.00 cash settlement was offered to the insurance company, who must advise the City. The insurance attorney feels the case can probably be settled on those grounds. Mr. Carey informed Council the plaintiff's attorney is not at all interested in prosecuting. Mr. David Clark will contact the City re this settlement before dismissing the counter claim.

5. Disposition of Van - Chief Ostendorf indicated the van cannot be disposed of at this time. It will again be run through the National Auto Theft Bureau computer and checked to be sure the confidential identification number has not been altered. All sources must be exhausted. These requirements are listed in the Kentucky State statutes. The Chief estimated it would take at least another 2 or 3 weeks for this to be accomplished.

The ambulance disposition was included in Chief Dreyer's monthly report. Mr. Wehrmeyer informed Council that he knew of an interested party who may wish to buy the vehicle. This has been discussed with Chief Dreyer.

6. Industrial Bonds - Nothing further

7. Gloria Dei property purchase - Mr. Fangman is to discuss this further with Mayor Niehaus.

8. Proposed Blight Ordinance - The City Clerk presented the proposed Blight Ordinance for information purposes only. After the reading Mr. Wehrmeyer asked

if it applied to businesses and to the City itself. Mr. Carey replied it covered all premises within the City.

Mr. Wehrmeyer brought up the question of sidewalk restoration being made a part of this ordinance and was told by Vice-Mayor Fangman this ordinance was specifically written to cover uncut growth of weeds, grass, debris, etc., removal thereof by the City if not performed by the property owner, and charge by the City if work is done by City personnel. The City Attorney indicated there is no minimum amount of lein that may be placed against the property.

Mr. Carey informed Council that the City has a separate sidewalk ordinance. City Engineer Paul noted that the majority of City sidewalks are on City rights-of-way, and in this respect Mr. Paul felt the blight ordinance should also cover weeds and growth encroachment on right-of-ways abutting property that lead out on to City streets, using Hillcrest & Amsterdam as an example.

Vice-Mayor Fangman indicated that a copy of the ordinance will be submitted to Mayor Niehaus for examination before any other steps are taken, and Mr. Paul's suggestion will be taken under consideration.

Mr. Sorrell questioned if the word "auto" in the blight ordinance covered specified vehicles such as vans, trucks, etc. Mr. Carey informed him that the City has a separate ordinance that specifically provides for the abatement of a nuisance and defines the nuisance to include abandoned vehicles, which includes vans, trucks, etc. The blight ordinance deals primarily with weeds and rubbish.

It was noted the weed-rubbish problem would be handled through complaints received by the City and, through the Mayor, <sup>the</sup> Building Inspector or other appointed personnel would check the area, advise the Clerk's office of a violation and a letter written to the property owner requesting clean-up within 5 days.

Following further discussion re rates, penalties, etc. the City Attorney was directed to amend certain sections and wording of the ordinance.

9. TV Satellite Ordinance - City Attorney Carey informed Council that several cities in the area are giving this ordinance consideration, but the only city, at this time, involved in serious negotiations toward the wording of such an ordinance is Cincinnati. Mr. Carey felt regulations in regard to size and placement would be covered in the zoning ordinance, but any other regulations may be in violation of the right to receive the public airways.

10. Mr. Wehrmeyer requested information on the status of the sewer lid on Rosemont Avenue. The Clerk replied that the Public Works Dept. would like to delay installation until Spring. It was noted that Mr. Russell of 605 Rosemont was concerned about problems arising during the snowy season. Vice-Mayor Fangman will check with Mr. Budde re this matter.

11. Mr. Wehrmeyer asked if a letter was written to the Highway Department concerning the area on I-75 where the accident causing Scott's death occurred. Vice-Mayor Fangman replied that a letter would be written shortly after the new administration takes office.

#### NEW BUSINESS

1. Vice-Mayor Fangman informed Council that January 1st will be the installation of new Council members. There will be no meeting January 1st. The installation will take place at noon. Mr. Fangman further added that information received from the City Attorney indicates that Council does not officially take office until January 10, 1984. Tonight 5 ordinances have been prepared for their first reading - no appointments will be made under these ordinances.

2. The Clerk presented for its first reading Ordinance No. 1, 1984, "AN ORDINANCE PROVIDING FOR THE TIME AND PLACE OF THE REGULAR MONTHLY MEETINGS OF THE CITY COUNCIL OF THE CITY OF PARK HILLS FOR THE TWO-YEAR TERM OF OFFICE BEGINNING JANUARY 10, 1984 AND ENDING JANUARY 9, 1986".

The original dates on the Ord. title were: January 1, 1984 to December 31, 1985. Mr. Wehrmeyer brought up the question of changing dates of the ordinance to read as follows: January 10, 1984 to January 9, 1986. This was concurred by the City Attorney. At this time the dates on Ordinance No. 1, 1984 were amended to read as above.

A motion was made by Mr. Wehrmeyer and seconded by Mr. Sorg that Ordinance No. 1, 1984, be accepted for its first reading. Mr. Wehrmeyer, aye; Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

3. The City Clerk presented Ordinance No. 2, 1984, "AN ORDINANCE PROVIDING FOR DEPOSITORIES OF THE FUNDS OF THE CITY OF PARK HILLS FOR THE YEARS 1984 and 1985", for its first reading. A motion was made by Mr. Sorg and seconded by Mr. Sorrell that Ordinance No. 2, 1984, be accepted for its first reading. Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

4. Before the reading of Ordinance No. 3, 1984, re trash collection there was discussion among Council members concerning a conflict arising in connection with the bid specs and the wording of the bid contract. It was decided that reading of Ordinance No. 3, 1984, be tabled until this conflict can be resolved.

5. The Clerk presented for its first reading Ordinance No. 4, 1984, "AN ORDINANCE SETTING FORTH THE SALARIES OF EMPLOYEES OF THE CITY OF PARK HILLS". A motion was made by Mr. Sorg and seconded by Mr. Sorrell that Ordinance No. 4, 1984, be accepted for its first reading. Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

Discussion followed re the change of reading this salary ordinance from twice a year to once a year, covering July to June of each fiscal year. Any salary change usually occurs at the beginning of the fiscal year. It was decided that at the beginning of the new fiscal year the salary ordinance will be amended to cover the year July through June.

6. The Clerk presented Ordinance No. 5, 1984, "AN ORDINANCE ESTABLISHING RANK STRUCTURE AND CHAIN OF COMMAND FOR THE PARK HILLS POLICE DEPARTMENT", for its first reading. A motion was made by Mr. Sorg, and seconded by Mr. Sorrell that Ordinance No. 5, 1984, be accepted for its first reading. Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; and the motion carried.

#### COMMITTEE REPORTS

##### Public Works Department

1. The Cincinnati Blacktop Co. has been doing some repair and replacement work on City streets.

2. Mr. Sorrell noted small potholes beginning on several streets within the City. He is to check out same and report to Mr. Budde of the Public Works Dept., who will then patch same.

Police Department

1. A motion was made by Mr. Sorg and seconded by Mr. Osterhage that the report of the Park Hills Police Dept. for the month of November be accepted as submitted. Mr. Sorg, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; and the motion carried.

2. Chief Ostendorf reported that a severe problem exists in the department's phone system. He requested a committee be appointed to look into this matter and suggest a solution to the problem. He has received several proposals and ideas from the phone company, which he would like examined by Council members. Vice-Mayor Fangman appointed a committee to study this situation, consisting of Mr. Sorg, Mr. Osterhage and himself.

Fire Department

1. A motion was made by Mr. Sorrell and seconded by Mr. Osterhage that the report of the Park Hills Vol. Fire Dept. for the month of November be accepted as submitted. Mr. Sorrell, aye; Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorg, aye; and the motion carried.

2. Councilman Sorrell informed Council that Tresler Comet in Covington has diesel fuel available. He suggested the possibility of obtaining a credit card for this company. It was noted the Shell station in Ft. Wright also has diesel fuel, and possibly the Standard station in that town. Mr. Sorrell told Council there is no station in Park Hills that carries diesel fuel. The Waco station in Ft. Wright has 24-hour service and does carry diesel fuel.

Mr. Fangman suggested a committee, consisting of Mr. Sorrell, Mr. Osterhage and Mr. Fangman be appointed to look into the feasibility of obtaining a credit card, under the recommendation of Chief Kaelin.

3. Chief Kaelin offered the services of the Fire Dept. to install Christmas lights on the outside of the City Building if Council would approve buying of same.

Following discussion, Mr. Sorrell agreed to purchase the lights if the City would pay for same. A motion was made by Mr. Osterhage and seconded by Mr. Sorg that lights be purchased and installed on the front of the City Building. Mr. Osterhage, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

Rescue Squad

1. A motion was made by Mr. Osterhage and seconded by Mr. Wehrmeyer that the report of the Park Hills Rescue Squad for the month of November be accepted as submitted. Mr. Osterhage, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Sorg, aye; and the motion carried.

Finance Department

1. A motion was made by Mr. Osterhage and seconded by Mr. Sorg to accept the financial reports for the month of November, as submitted. Mr. Osterhage, aye; Mr. Sorg, aye; Mr. Sorrell, aye; Mr. Wehrmeyer, aye; and the motion carried.

2. Mr. Clark, City Treasurer, reported to Council that payment has been made of another \$10,000.00 in Fire Equipment bonds. \$20,000.00 has been paid, to date, with a remaining balance of \$75,000.00. There are still 3 coupons outstanding that were due December 1st for \$250.00 each. No other payments are forthcoming until June, 1984, when interest payment in the amount of \$3,750.00 will come due. There are ample funds on hand to pay off this amount.

#### BUILDING & ZONING MATTERS

1. Mr. Paul, Building Inspector, reported that a problem concerning erection of a deck on premises located at 1109 Cecelia has been straightened out to his satisfaction. The designation of the steps as a "fire escape" will bring this installation in conformance with zoning regulations. Council raised several questions regarding this designation. Mr. Paul explained the procedure followed regarding the steps and deck.

2. The Clerk informed Council that five building permits had been issued during the month of November.

#### COMMUNICATIONS

1. Copy of letter from National Association of Counties to Congress re H.R. 4103 (Cable Telecommunications Act of 1983).

The Clerk presented the following bills payable:

#### CITY OF PARK HILLS GENERAL FUND:

#### GENERAL CONTROL

Evelyn Fogarty - Salary	\$ 679.40
Security Bank - Fed. w/h for Dec.	67.20
Ky. State Treasurer - S.S. w/h for Dec.	117.25
" " " - State w/h, 4th Qtr. 1983	78.06
Kenton Co. Fiscal Court - Payroll tax, 4th Qtr. 1983	15.01
City of Park Hills - " " " "	15.01
KML Trust - Unemployment Ins., 4th Qtr. 1983	1.88
Ky. Retirements Systems - Pension premium for Dec.	89.69
BC/BS of Ky. - Medical coverage for Dec.	201.08
KML - Annual membership	400.00
Joseph B. Niehaus - Mayor's semi-annual salary	250.00
Leonard Fangman - Councilman's semi-annual salary	125.00
Scott Knochelman - " " "	125.00
Jack Osterhage - " " "	125.00
Paul Sorg - " " "	125.00
Thomas Sorrell - " " "	125.00
Bernard Wehrmeyer - " " "	125.00
Joseph B. Niehaus - Car expenses (6 months)	60.00
Jack Ehrman - Zoning meetings (Oct-Nov-Dec)	30.00
Drawbridge Inn - Expenses, G.M.L.N.K. dinner	85.00
Pitney Bowes - Meter rental (1/16 - 4/15/84)	41.25
Haines & Co. - Yearly rental, criss-cross directory	83.87

Day-Z Shop Florist - Planter for Mayor Niehaus	17.00
U.S. Post Office - Postage to replenish meter	50.00
St. Charles Nursing Home - Memorial Gift (Mrs. Paul)	25.00
Finke Bros. - Christmas gifts for employees	147.03
Marcus Carey - Legal fee	125.00
Evelyn Fogarty - Expenses, Clerks' meeting, employees gifts	3.40
N.K.A.D.D. - Registration, annual workshop	10.00

PUBLIC WORKS DEPARTMENT

Raymond Budde - Salary	\$ 744.83
Earl L. Paul - Building Inspector fees & semi-annual salary	146.27
Security Bank - Fed. w/h for Dec.	112.00
Ky. State Treasurer - S.S. w/h for Dec.	154.20
" " " - State w/h, 4th Qtr.	91.79
Kenton County Fiscal Court - Payroll tax, 4th Qtr.	15.71
City of Park Hills - " " " "	15.71
KML Trust - Unemployment insurance, 4th Qtr.	1.23
Ky. Retirement Systems - Pension premium for Dec.	101.25
BC/BS of Ky. - Medical coverage for Dec.	50.00
Bavarian Trucking Co. - Trash collection fee for Nov.	3,558.06
" " " - Unloading of dumpster (final pickup)	75.00
Len Riegler Blacktop - Curbing on Arlington Road	100.00
Raymond Budde - Semi-annual clothing allowance	60.00
Ideal Supplies, Inc. - Work gloves, tape, roof coating	14.37
Emcol of Ohio, Inc. - 1 Drive cap	44.76
Chevron, USA - Gasoline	53.47
Dennis Finke - Part-time labor (snow removal)	60.00
Raymond Budde - Jeep washed	2.25
Dennis Finke - Part-time labor (snow removal)	151.40

POLICE DEPARTMENT

F. E. Ostendorf, Jr. - Salary	\$ 1,301.84
Ronald Heideman - "	964.64
Paul Hellmann, Jr. - "	993.64
Jamie Puthoff - "	926.60
Nancy Noel - "	349.72
Thomas Houp - "	101.58
James Decker - "	279.73
Michael Jansing - "	33.88
Security Bank - Fed. w/h for Dec.	795.00
Ky. State Treasurer - S.S. w/h for Dec.	904.17
" " " - State w/h, 4th Qtr.	698.81
Kenton County Fiscal Court - Payroll tax, 4th Qtr.	104.32
City of Park Hills - Payroll tax, 4th Qtr.	104.32
KML Trust - Unemployment insurance, 4th Qtr.	17.02
Ky. Retirement Systems - Pension premium for Dec.	641.11
BC/BS of Ky. - Medical coverage for Dec.	326.56
Roy Tailors Uniform Co., Inc. - Uniform eqpmt. (Heideman/Hellmann)	121.20
Ky. Assn. Chiefs of Police - 1984 dues	35.00
Illinois Mutual - Disability insurance (3 officers)	404.40
Western Life Ins. Co. - Life ins. (Heideman & Hellmann)	125.00
Photo Bug - Film and processing	33.43



Park Hills Pharmacy - 1 Battery	\$ 3.00
Kenton County Water Dist. #1 - Gasoline	115.25
Bluegrass Communications - Radio repair and contract	204.05
Western Life Ins. Co. - Life ins. (Ostendorf)	150.90
Cincinnati Bell - Phone service	106.60
N.K.I.N. - 1984 Annual dues	25.00
U.S. Post Office - Postage to replenish meter	25.00
Chevron, USA - Gasoline	201.61
Sirche Fingerprint Laboratories - Fingerprinting supplies	115.79
Old Mill Service Station - Cruiser maintenance (#30)	50.10
F. E. Ostendorf, Jr. - C.O.D. postage	3.96
Roy Tailors Uniform Co., Inc. - Uniform equipment (Ostendorf)	163.10
P.I.P. Printing - 1000 Daily sheets	32.50
City Wide Office Products - 2 Boxes folders	12.40
Goodyear Auto Service Center - 2 Tires plus maintenance	315.80
S.P.C.A. - Dog control (7/1 - 9/30/83)	360.00

FIRE DEPARTMENT

H.E.C. Electronics - 1 Antenna, 1 truck lid mount	\$ 30.76
National Vol. Fire Council - 1984 Dues	25.00
Mr. Barone's Deli - Refreshments, KCFCFA & K-B FF Ed. meetings	99.00
Chevron, USA - Gasoline	15.16
Cincinnati Bell - Phone service	128.11
James Brown - Tuition expenses, Arson Seminar	50.00

FINANCE DEPARTMENT

Russell Clark - Salary	\$ 299.366
Security Bank - Fed. w/h for Dec.	17.80
Ky. State Treasurer - S.S. w/h for Dec.	46.90
" " " - State w/h, 4th Qtr.	17.67
Kenton County Fiscal Court - Payroll tax, 4th Qtr.	5.25
City of Park Hills - " " " "	5.25
KML Trust - Unemployment insurance, 4th Qtr.	5.25
Strathmore Press - Auto sticker receipts	216.89
Pro Cal - Auto sticker decals	667.70
P.I.P. Printing - Auto sticker notice cards	66.55
U.S. Post Office - Postage to replenish meter	75.00
Lisa Zeidler - For overpayment on auto sticker	2.75
Marcus Carey - Delinquent tax coll. fees	63.88

CITY BUILDING

Ed. C. Kelley Co. - 2 Service calls, clear out sewer	\$ 75.00
Kenton County Water District #1 - Water charges	29.24
Sanitation District No. 1 - Sewage charges	42.53
Raymond Budde - 2 Rugs for Clerk's office	4.50
U.L.H. & P. Co. - Gas and electric	514.82
Thomas Sorrell - Christmas lights and extension cords	66.87
Cincinnati Bell - Phone service	52.40
Central Sales - 2 Cases paper towels	35.00

STREET LIGHTING

ULH & P Co. - Street lights	\$ 730.48
" " " - Traffic lights	98.53

RESCUE SQUAD

Chevron, USA - Gasoline	\$ 19.68
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Total bills payable out of the General Fund..... \$ 23,538.36

PARK HILLS FIRE EQUIPMENT BOND DISBURSAL ACCOUNT

Security Bank - 2 Bond coupons @ \$250.00 each	\$ 500.00
" " - 2 " " " "	500.00
" " - 2 Bonds and 10 coupons	12,500.00
" " - 3 Bond coupons @ \$250.00 each	750.00
	\$ 14,250.00

PARK HILLS STATE AID ROAD FUND

Emcol of Ohio, Inc. - 15 Pails Perma Pave	\$ 118.25
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A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer that the above bills, payable out of several funds, be paid. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Sorrell, aye; Mr. Osterhage, aye; and the motion carried.

Vice-Mayor Fangman, for himself and on behalf of Mayor Niehaus, expressed wishes for a very Merry Christmas and Happy New Year.

Question arose concerning adjournment, recess or caucus in connection with the conflict arising in the trash collection bid and contract. Council will not act on Ordinance No. 3, 1984, at this time until it is examined by the City Attorney. He will then report back to Council. If necessary, an emergency clause can be inserted in the ordinance before it is read at the January meeting.

It was decided if this issue is resolved by December 31, 1983, Ordinance No. 3, 1984 ONLY will be acted on January 1, 1984, with advertisement 24 hours in advance if it becomes necessary.

A motion was made by Mr. Sorg and seconded by Mr. Wehrmeyer that this meeting adjourn. Mr. Sorg, aye; Mr. Wehrmeyer, aye; Mr. Osterhage, aye; Mr. Sorrell, aye; and the motion carried.

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VICE-MAYOR

ATTEST:

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CITY CLERK