

THE PARK HILLS CITY COUNCIL HELD A SPECIAL/BUSINESS MEETING ON MONDAY, AUGUST 12, 2019 AT 7:00 P.M. AT THE PARK HILLS FIRE DEPARTMENT, 1106 AMSTERDAM ROAD
COUNCILMEMBERS PRESENT: PAM SPOOR, JOE SHIELDS, STEVE ELKINS AND WESLEY DETERS
ABSENT: SARAH FROELICH AND KEVIN THEISSEN
ALSO PRESENT: CITY ATTORNEY, KYLE WINSLOW AND CITY ENGINEER, JAY BAYER

Call to Order

Pledge of Allegiance

Roll Call

Motion to approve the July, 2019 meeting minutes was made by Ms. Spoor; second by Mr. Shields. Roll call: all ayes

I. Petitioners

A. Mr. David Gray was present at the meeting to discuss the speed bumps that were installed on Cecelia Avenue. Mr. Gray stated at a prior meeting, Mr. Elkins said speed humps would be installed. Mr. Gray was not expecting the parking lot style bumps that were installed that cause the driver to make an almost complete stop. He referred to a past speed study which showed no speeding problem on the street. He reminded Council that when complaints came in regarding the speeding on Exter, there were no speed humps put in but the speed limit was lowered. Mayor Zembrodt stated there were several meetings regarding the speeding on Cecelia and research was done on the humps. Mr. Elkins added he would look into the humps to see if they are approved for residential streets. Another Cecelia resident stated wheelchairs are unable to go over the bumps and that perhaps less abrasive humps could be installed. Mr. Elkins stated the Infrastructure Committee will look into this matter further.

B. Mr. Greg Johnson was not present at the meeting so Mayor Zembrodt went over some of his concerns.

1. Damage to Trolley Line by Duke contractors.

Mayor Zembrodt has called them and asked them to restore the line.

2. Does the Park Hills Police have authority to patrol the cut in the hill?

He states trucks don't follow the lane directions.

Mayor Zembrodt would like to bring this up at a Mayor's meeting to discuss.

3. Is there an Ordinance for times that contractors are allowed to work?

The starting time is 7:00 a.m. Mayor Zembrodt stated she has reached out to Drees regarding this.

4. Would like the city to find funding to install pet cleanup stations.

Ms. Spoor commented on the cut in the hill patrol. She believes it would be a good idea for the Mayors to ask that some of the traffic be re-routed. She would also like to ask the KY State Police to help patrol as cities don't have the personnel available.

Ms. Spoor also would like to see pet cleanup stations installed in the city; especially in Trolley Park and along the Trolley Line.

II. Motion to approve event permit for the Smiles & Miles 5K run/walk was made by Ms. Spoor; second by Ms. Deters. Ms. Deters asked that consideration be made to allow residents to use the street in emergencies.

III. Second Reading; Ordinance No. 7, 2019; proposed 2019 tax rate was read in summary by Attorney Winslow. Motion to adopt Ordinance was made by Ms. Spoor; second by Mr. Elkins. Roll call: all ayes

IV. First Reading; Ordinance No. 8, 2019 requiring public utilities to notify the city prior to performing work was read in summary by Attorney Winslow.

V. Resolution No. 13, 2019 regarding the CondoView, LLC bond was read in summary by Attorney Winslow. Mr. Jim Parsons was present at the meeting to explain. The bond was approved by the state for a residential project; bonds are not created just for industrial projects. Covington and Park Hills will receive 100% of PILOT payments. There will be no debt or responsibility to the city. Motion to accept Resolution was made by Ms. Spoor; second by Mr. Shields. Roll call: all ayes

VI. Resolution No. 14, 2019 regarding a utility franchise with Verizon was read in summary by Attorney Winslow. Mr. Winslow explained that Verizon is requesting use of the city's right-of-way for a fiber optics system. A number of other cities have passed such a Resolution. Mr. Winslow has reviewed the Resolution with Verizon and if both parties approve, Verizon will likely bid with the agreement. Lines would be put on Dixie Highway and Sleepy Hollow. The fee would be 5% of the gross receipts from subscribers. There would be no cell towers and Verizon would have to repair any damage that may occur. If they try to sign to a third party, they would also be bound by the 5% fee. The city will have to charge the same fee as they do to other utilities, such as Cincinnati Bell. Question was asked if costs would be passed on to the residents. Mr. Winslow stated they would not.

Ms. Spoor stated the Resolution authorizes the Mayor to sign the agreement. The agreement right now is in draft form. Ms. Spoor asked how many fiber lines would be installed and how many are actually needed. Mr. Winslow said he is not sure.

Ms. Deters was also concerned about the number of lines to be installed. She stated a study done regarding a franchise agreement showed 100 lines installed on a right-of-way where only three were needed. She says this allowed the company to monopolize. She believes there is room for improvement and that negotiations can be made to benefit schools, businesses, etc. She is not in support right now.

Ms. Spoor reminded everyone that the city must impose the same tax and conditions for all franchises but would like to know how many lines Verizon would be installing. Mr. Winslow stated he would look into this.

Mr. Shields asked if they differ by city. Mr. Winslow replied the main terms are all the same. Franchise agreements are set at a 20 year maximum. Ms. Deters asked about data collection. Mr. Winslow stated he would find out.

Ms. Spoor suggested changing Section III to use the word Mayor as opposed to City Administrator. She also would like to focus on Section B defining gross receipts. Resolution No. 14, 2019 will be tabled until the next meeting.

VII. Resolution No. 15, 2019 re-appointing members of the NKREA Enforcement Committee was read in summary by Attorney Winslow. Motion to accept Resolution was made by Ms. Spoor; second by Mr. Elkins. Roll call: all ayes

VIII. Municipal Order No. 6, 2019 declaring portions of Amsterdam Road as surplus was read in summary by Attorney Winslow. Motion to accept Order was made by Ms. Spoor; second by Mr. Elkins. Roll call: all ayes

IX. Department Reports

A. Police Department – Chief Cody Stanley

Chief Stanley stated the July data has been uploaded to OpenGov. Council received his report prior to the meeting.

The Chief elaborated on the cut in the hill patrol mentioned earlier in the meeting. He said he spoke with the state and they will begin an enforcement grant for that area for the agencies that patrol there. Covington patrols the Park Hills portion of the highway. Ms. Spoor stated, with Amsterdam Road closed, there is more traffic on the side streets. Cars park on the curve on Cleveland which makes it hard to see around the bend. She asked if a sign could be put up to keep cars from parking there. Mr. VonHandorf suggested a detour sign for thru traffic at the beginning of the street or one that says 'local traffic only'. Mayor Zembrodt asked Mr. VonHandorf to put up an arrow sign.

B. Fire Department – Chief John S. Rigney

Chief Rigney's monthly report included the following:

- A total of 43 calls for service were received during the month of July. The incidents are broken down by type on the activity report Council received.
- FD crews participated in joint training with Ft. Wright and Ludlow departments on Traffic Incident Management.
- Assisted Covington FD with an extra alarm fire on Altamont Road in the west side.
- Crews responded to numerous calls involving flooding during any periods of heavy rains at 1319 Amsterdam Road.
- Replaced halyard and hoods on city flagpole.

C. Public Works – Dan VonHandorf

Mr. VonHandorf's report included:

- Greetings Mayor Zembrodt and Council. Thanks again for another month.
- Massive pothole on Montague is filled in finally. Sorry it's as rough as it is, but it is filled in and also works as a good speed control.
- Amsterdam Valley project is in full swing. Land clearing contractor working down below and another up on top hauling off extra dirt. While northbound Amsterdam is

closed, there are some people passing around the barricades; even moving them opening that up.

- Speed bumps are installed on Cecelia. Some people don't like them but I believe most do.
- Michels Construction is working on finishing up last of items on punch list for North Arlington project.
- Lower Jackson project getting ready to get started also; I'll let Jay Bayer talk more about that.
- Any questions?
- Gleason Electric gave a quote of \$6,409 to repair the electrical problems in Trolley Park.

D. City Engineer – Jay Bayer

The written report contained the following:

Projects in construction phase:

N. Arlington Road project

A punchlist has been issued to Michels for their work on Arlington Road from Dixie Highway to Old State Road. The city has met with Michels to discuss items on the punchlist which are expected to be completed shortly.

Projects in design phase:

Jackson Road Improvement Project

Paul Michels and Sons has been approved as the contractor for the project. A preconstruction meeting is set for 3:00 on 8/21/2019. Construction is anticipated to start in the next few weeks. The NKWD will be bidding the water main replacement project. Traffic will be redirected for at least a couple of weeks on Cleveland and parts of Jackson.

St. Joseph Lane Sidewalk Project:

Mayor Zembrodt is finalizing the grant award. Design work will resume when the award is finalized.

Private projects in the city:

Gateway Development (aka Park Pointe)

Clearing work has begun for the project. Access on Amsterdam Road is limited to one way in the south west bound direction. The NKWD will be replacing the water main along Amsterdam Road in conjunction with the project. A plat to subdivide the Amsterdam Road property has been approved by the PDS for transfer; hopefully this fall.

Audubon Forest Project

A final plat has been recorded. The developer will be transferring a parcel to the city per the prior agreement.

E. Treasurer's Report – Julie Alig

Motion to approve the financial reports for June and July was made by Ms. Spoor; second by Mr. Shields. Roll call: all ayes

Motion to pay the Road Fund invoices in the amount of \$2,467.83; MRA invoices in the amount of \$3,997.05 and Vehicle Fund invoices in the amount of \$3,676.40 was made by Ms. Spoor; second by Mr. Shields. Roll call: all ayes

X. Committee Reports

A. Financial Oversight

The committee will begin meeting at 6:00 p.m. instead of 7:00 p.m. Discussion will include the Capital Improvement Plan and contract reviews.

B. Infrastructure

Mr. Elkins stated the committee would like to improve communication with Michels during the Jackson Road project. Other items discussed:

- The committee would like to use one point person on projects instead of Mr. VonHandorf doing it all. The Mayor has talked to three people and decided to go with Dennis Finke. Letters will go to residents explaining the projects. Mr. Finke will take calls from residents and pass them along to the appropriate person.
- Change order process
- Post project surveys
- Meeting time will be changed to noon on the first Wednesday of the month. The location will be moved from Bayer Becker to the city building.

C. Parks/Beautification & Recreation

Ms. Spoor stated the park was weeded and the bushes trimmed. The irrigation timing box has been replaced. There is a leak at the flag pole that needs to be repaired. Mr. VonHandorf is working on drainage issues in the playground.

The North Arlington hillside has been weeded as much as possible; the poison ivy will need to be sprayed.

Ms. Spoor looked at the planter at the corner of St. James Avenue and Dixie Highway. The lower level planter will be removed to make the turn into Chef Barone easier. This area will be filled in with grass or cement and the upper planter will be repaired.

Landscaping on Audubon is complete.

The Tree Board will be selling trees again this year. The application can be found on the website under Tree Board.

XI. Delegation Discussions

A. TBNK – Richard Lange

Mr. Lange stated the Board approved a \$52,000 expense for new equipment. The cable companies have been working with the FCC to restructure fees. They want to limit the number of channels they provide to no more than three; there are currently seven with one dedicated to NKU. They are also looking to put a Fair Market Value on services they provide and deduct that from their fees. This could reduce service to cities and schools. Mr. Lange stated it would be a while before these issues are resolved.

B. CEB – David Gray

Mr. Gray stated a newer home at 586 Irish Rose Lane was cited for a drainage problem. The citation was appealed as the owners blamed the contractor for the problem. They were given 60 days to fix the problem. SD1 could be used to help remedy the problem. The sidewalk in front of the home has been cleaned. Future meetings will take place at the new county building. 1064 Emerson Road was sold in March. The PDS said most everything has been fixed including the removal of dangerous trees.

C. KCPC – Phil Ryan

Mr. Ryan stated there was nothing new to report. He added there has been no news regarding the old Chase Law School property. There would be no preliminary application meeting if a development stays within the same zone (RU-2B) which has many permitted uses.

Brief discussion regarding the possible Mt. Allen Road closure.

XII. Old Business – None

XIII. New Business

A. Mayor's Group Meeting is scheduled for Saturday, August 17th at 9:00 at the Elsmere Senior Center.

8:48 Motion to enter into executive session made by Ms. Spoor; second by Mr. Elkins
No business to follow.

Mayor, Kathy Zembrodt

ATTEST:

City Clerk

