

THE PARK HILLS CITY COUNCIL HELD A BUSINESS MEETING ON MONDAY, NOVEMBER 9, 2020 AT 7:00 P.M. DUE TO COVID-19, THE CITY HELD A VIRTUAL MEETING WHICH STREAMED LIVE THROUGH TBNK WITH MAYOR, KATHY ZEMBRODT PRESIDING.

COUNCILMEMBERS PRESENT: PAM SPOOR, SARAH FROELICH, JOE SHIELDS, WESLEY DETERS AND STEVE ELKINS

ABSENT: KEVIN THEISSEN

ALSO PRESENT: ATTORNEY, DANIEL BRAUN AND CITY ENGINEER, JAY BAYER

Call to Order

Pledge of Allegiance

Roll Call

Motion to approve the October 12, 2020 and October 26, 2020 minutes was made by Mr. Shields; second by Ms. Froelich. Roll call: Ms. Deters; abstained (not present), Mr. Shields; aye, Ms. Spoor; aye, Ms. Froelich; aye, Mr. Elkins; aye. Motion carried.

I. Presenter

Mr. Mark Guilfoyle, attorney for DBL Law, was available to give a brief overview of Municipal Order No. 4, 2020 regarding the cable TV transfer. Mr. Guilfoyle represents the Cincinnati Bell Extended Territories, which is the cable TV franchise. Also joining in the meeting were Ted Heckman, Cincinnati Bell, and Tim Broering, TBNK. The transfer process started about 1 ½ months ago with TBNK to let Park Hills let TBNK know that there has been a transaction whereby Macquarie Infrastructure Real Assets Group (MIRA) has acquired Cincinnati Bell. The transaction has been reviewed by TBNK and their Board unanimously voted to approve the transaction. Now, individual members such as Park Hills have to approve it as well. He added; not much will change and if any issues arise, Park Hills is directed to call Mr. Heckman. Mr. Broering emphasized that a new agreement is not going into place; a new company is buying it and assuming the responsibilities. Mr. Broering believes this is a good thing.

Mr. Guilfoyle replied to Ms. Spoor's question that there will be no change in fees.

Mr. Braun stated he has reviewed the transfer and, as city attorney, it meets his approval.

II. Municipal Order No. 4, 2020 approving the cable TV transfer was read in summary by Attorney Braun. Motion to approve Order was made by Ms. Spoor; second by Mr. Shields. Roll call: Ms. Froelich; aye, Mr. Elkins; aye, Ms. Deters; nay, Ms. Spoor; aye, Mr. Shields; aye. Motion carried

III. First Reading; Ordinance No. 6, 2020 regarding animal control was read in summary by Attorney Braun. Ms. Froelich asked if the city needs to create a new Ordinance or just repeal the Ordinance we have. Mr. Braun stated the city is repealing the Ordinance because it is replacing it with language in this document and that is how the city needs to proceed. Mayor Zembrodt added; the county wants all cities to follow the same Ordinance. Mr. Braun also stated that Chapter 90 of our current Ordinance in regards to animals is not as inclusive as the new one. Ms. Froelich asked if any of the

wording from the city's Ordinance No. 11, 2017 regarding fees and penalties would be included. Mr. Braun stated all prior Ordinances with regard to animals will be incorporated into Chapter 90 of the new one. Ms. Spoor asked about the exemptions including protecting an owner's home. Mr. Braun stated he could incorporate that wording into Section I (3) (e) under Vicious Animal. Ms. Froelich asked if the police could enforce these provisions or will it always be handled by Animal Control. Mr. Braun deferred to Chief Stanley but sees no reason the police couldn't act. Chief Stanley stated he has no issues handing out warnings and/or citations. Mr. Braun said wording can be added to address the police department involvement although it is probably not necessary. There is nothing in the Ordinance that prohibits police action. Mr. Braun will make the necessary changes and send to the city clerk for distribution.

IV. First Reading; Ordinance No. 7, 2020 regarding stop signs on Amsterdam Road was read in summary by Attorney Braun. The Ordinance will be re-written to show 3 stop signs at the Short Arlington and Amsterdam Road intersection and 4 stop signs at the Amsterdam Road, Park Pointe Drive and Parkvale Court intersection. There will also be a stop sign installed at the right hand turn from Hamilton Road onto Short Arlington Road.

V. Municipal Order No. 4, 2020 adopting the PD policies and procedures was read in summary by Attorney Braun. Chief Stanley explained the main points of the policies and procedures. The policies are governed by the KY Association of the Chiefs of Police and incorporate all police agencies in the state with the exception of some minor changes such as uniforms, etc. The KACP and the KLC are responsible for writing the policies. Adopting the Policies and Procedures are necessary for police department accreditation. Motion to approve Order was made by Mr. Elkins; second by Ms. Froelich. Roll call: all eyes

VI. Department Reports

A. Police Department – Chief Cody Stanley

Chief Stanley apologized for not getting his report out. There were 14 reports and 3 traffic accidents. Also, a burglary in the city that the Chief cannot comment too much on. There were 56 state citations with 4 of those being warrant arrests. There were 44 traffic citations. The department began a Federal Highway Grant with officers patrolling the highway. Due to this, 30 of the 44 citations were due to that patrol. Three of the citations were DUI's and 8 were criminal arrests. Discussion took place regarding the collection of ticket fines.

Discussion then turned to COVID-19 and its impact on the departments. Mr. Shields wants to make sure the departments have everything they need. Chief Stanley stated, so far, they have had no problems in his department.

B. Fire Department – Chief John S. Rigney

Chief Rigney's monthly report contained the following:

- A total of 36 calls were received during the month of October. The incidents are broken down by type on the Activity report.

- FD members participated in three days of joint Live Fire Training at the Kenton County Training Center.
- Crews assisted with a building fire in Covington, and a semi-tractor fire in Ft. Wright.
- Combined efforts of all FD members resulted in the annual testing of over 7,000 feet of hose for the month of October.
- PHFD would like to remind all residents to check their smoke detectors and install Carbon Monoxide detection.

C. Public Works – Dan VonHandorf

- Greetings Mayor Zembrodt and Council and thanks for another month.
- Amsterdam Valley/Road, is getting very close to getting the surface course of blacktop and being opened. But, still a lot of loose ends, some sidewalk on both sides at Montague end so still need for motorists to use extreme caution. Or, better yet, to keep using an alternative route.
- Just want to say a big thanks for everyone's patience. Sorry for the delays but out of our hands, it will be well worth the wait in just a short time.
- While we are on Amsterdam, along with the many changes, as many know, it will be 2-way; the speed limit is now 20 mph all the way through Park Hills (Montague to Sleepy Hollow). The intersection at Parkvale apartments and Amsterdam will be a 4-way stop. Hamilton and Amsterdam at the north (lower end of Trolley Park), will become a 3-way stop; going to take some getting used to but very much needed.
- We got a lot of resurfacing done this season; looks great.

Discussion took place regarding the striping of city streets and Mr. VonHandorf commented on the need for a backup truck.

Mayor Zembrodt stated the lights on Jackson Road will be going in on Thursday. She added; Amsterdam paving will take place soon and she believes by December 1st, the road will be open.

D. City Engineer – Jay Bayer

The written report contained the following:

Projects in design phase:

St. Joseph Lane Sidewalk Project

The city received the Environmental Clearance Document on 10/20/2020. We are awaiting Preliminary Design Approval. The NKWD is in the bidding phase to replace a portion of the water main on the street also, which would be at their cost. The water main construction work is tentatively planned for this winter.

Projects in construction phase:

Jackson Road Improvement Project

Michels Construction is the contractor for the overall project. The project is primarily complete. A punchlist walk occurred on 9/25/20 and the punchlist was finalized and forwarded to the contractor.

Private projects in the city:

Gateway Development (aka Park Pointe)

The city performed a punchlist walk for the Amsterdam portion of the project on 10/16/20. The report was finalized and forwarded to the developer's engineer and construction manager. A plat is being prepared by the developer to dedicate the proposed right of way along Amsterdam. The first record plat for the development has been submitted to PDS and the city for review. The city provided review comments on 10/27/20.

1089 Wald Court Retaining Wall

The city reviewed the retaining wall plans for a residential lot at 1089 Ward Court. The material of the wall will be concrete bricks with the highest point of the wall being 11 feet.

Discussion took place regarding the drainage of water from Amsterdam Road and lights being installed on Park Pointe Drive and throughout the city.

E. Treasurer's Report – Julie Alig

Motion to accept the financial reports was made by Ms. Spoor; second by Ms. Froelich. Ms. Spoor would like to see the \$150,000 reimbursed from the Road fund back to the general fund. Ms. Froelich commented on the vehicle fee revenue and possibly adjusting it next year to be more realistic as only about half of the budgeted amount has been collected. Roll call: all ayes

Mr. Shields left the meeting at 8:42.

Motion to pay the Municipal Road fund invoices in the amount of \$1,485.00 and the Vehicle Fee Fund invoices in the amount of \$2,755.00 was made by Ms. Froelich; second by Mr. Elkins. Roll call: all ayes

VII. Committee Discussions – None

VIII. Old Business - None

VIII. New Business

Mayor Zembrodt discussed the possibility of using pervious pads as sidewalks. She previously sent an email to Council from Truegrid Root. Ms. Spoor would like to explore the idea as would Mr. Elkins. Mr. Elkins' concern is snow/ice removal. Ms. Froelich would also like Mr. Bayer's thoughts on it. His concern, he stated, is that it will not be level, smooth and paved as sidewalks, which could create a tripping hazard. He believes using it along a trail would be a good use.

Ms. Spoor stated the boxed curbs, like Cleveland Avenue has, make it difficult for strollers, etc. to get out of the way of traffic and would like to have more of a rolled curb.

Ms. Froelich brought up the City of Ethics Certification. It was confirmed that training can take place virtually or in person and will take place in 2021 after the new Council members are sworn in.

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Ms. Spoor stated the city was contacted by Cara, its Duke Representative, regarding a grant. The city applied for the grant with Duke for approximately \$4,300 to be used to remove invasive species and replant with indigenous plant material.

8:58 Motion to adjourn was made by Mr. Elkins

Mayor, Kathy Zembrodt

ATTEST:

City Clerk