

**FORT MITCHELL CITY COUNCIL  
REGULAR MEETING  
June 06, 2016**

**CALL TO ORDER / PLEDGE OF ALLEGIANCE / ROLL CALL**

Mayor Hehman called the meeting to order at 7:00 pm followed by the Pledge of Allegiance. He then called for a Moment of Silence to honor D-Day and to reflect on the men and women who have lost their lives serving our County.

**COUNCIL MEMBERS PRESENT:**

Vicki Boerger, Joe Hayes, Kim Nachazel, Dan Rice, Beth Rose, Michael Stoeckle, and Denny Zahler.

**OTHERS PRESENT:**

City Administrator Sharmili Reddy, City Attorney Rob Ziegler, Fire Chief Gary Auffart, Assistant Fire Chief Dave Jansing, Acting Police Chief Matt Robinson, Public Works Director Matt Stegman, City Treasurer Amy Guenther, Recreation Coordinator Zach Rehtin and City Clerk Linda Bartels.

**APPROVAL OF THE AGENDA**

**Mr. Zahler made a motion to approve the agenda.** Mrs. Boerger offered a second to the motion. After asking for discussion or questions and hearing none, Mayor Hehman called for a voice vote. The motion carried by all ayes. Motion passed.

**APPROVAL OF THE MINUTES**

**Mrs. Rose made a motion to approve the minutes of the May 2, 2016 special council meeting.** Mr. Stoeckle offered a second to the motion. After asking for discussion or questions and hearing none, Mayor Hehman called for a voice vote. The motion carried by all ayes. Motion passed.

**Mr. Stoeckle made a motion to approve the minutes of the May 23, 2016 council meeting.** Mr. Rice offered a second to the motion. After asking for discussion or questions and hearing none, Mayor Hehman called for a voice vote. The motion carried by all ayes. Motion passed.

**CITIZENS AND GUESTS**

JD Chaney, Executive Director of the Kentucky League of Cities, gave the City Council an update on the latest session in Frankfort. Mr. Chaney said the League was able to help pass many bills this session to help the Cities. A new funding source for 911 centers should raise more than 20 million dollars next year. HB 422 resets the system for Code Enforcement. We will have to review and change our ordinance. We will now be able to have lien priority. Training will begin soon. He thanked him for the funding and attending tonight's meeting. Mayor Hehman thanked Mr. Chaney for the update.

Paul Kindt, 113 W. Orchard Road, approached council to ask to purchase a strip of land in Iris Park that runs next to his home. He has maintained the strip of land for over 20 years and in his opinion, the

land is not big enough to use for anything for the park. He has even worked with Kyle Bennett, Park Director, by designing and installing new landscape over the years. Mrs. Boerger asked for an overview of the City to see how many similar pieces of property were in the city. Council will discuss this issue further next month.

Frank Pohlgeers, Chairman of Code Enforcement Board, stated he believed the Board does an excellent job for the City. They were instrumental in getting rid of a dilapidated hotel a few years ago, they work with homeowners to abate the violations, and they have brought in a lot of money to the City for little expense. He said there was a lack of guidance for the Board from the Attorney, PDS was not doing their job, and they do meet when a hearing is required. Mrs. Rose asked if the Board was planning to attend the training for the new law. He said they are waiting for someone from the City to attend their meeting and tell them what they need to do regarding the new law, but he will do his best to attend. He cannot answer for others.

Mary Ringo, owns rental property on Requardt, wanted to know if council had a relationship with developer that is planning to build off of Requardt. Mayor Hehman said if you are referring to the architect for the project, he is related to an employee not an elected official. He explained that the council does not have any power to change this planned construction as long as they continue to meet the regulations. Mr. Ziegler explained they went through the proper process with PDS and it will not come to council for review.

Bob Kaiser, 35 Virginia Avenue, said he has lived within a quarter of mile from his current home his whole life. He explained that he has approached PDS and Fort Mitchell council multiple times to try to eliminate flag lots. They damage the neighborhood values, no one wants to live next to one, and homes will turn in to rentals. He also thinks parking will be bad and cars will shine lights into the other homes as they are coming down the driveway. The new developers have stripped the land and have not obtained a permit. He explained sometimes something can be legal, such as the development, but it is still wrong. He asked council to make a motion and pass a resolution to stop the Summe development. After a discussion, Mrs. Boerger stated she would like to look at new regulations for flag lots and other issues involving stands of trees and old homes. Mrs. Reddy said she is keeping a list of possible changes to our zoning ordinance and she recommends we look at all of the issues at one time. She also stated she would contact PDS and make sure the developer obtains his permits.

Connie Dressman, 27 Requardt, said she is here to protest the access to the new development off Requardt.

Ginny Burns, 36 Requardt, asked if they had enough land off Requardt to install the driveway because a pole is in the way. Council said the developer will pay to move the pole if necessary.

## **MUNICIPAL ROAD AID HEARING**

Mr. Zahler **made a motion to open the Municipal Road Aid Hearing.** Mr. Hayes offered a second to the motion. Mayor Hehman called for a voice vote. Vote answered by all ayes. Motion passed.

Mr. Stegman explained the funding received will go to resurfacing part of Burdsall, possible other road repairs, snow removal and salt purchase.

Mayor Hehman announced this hearing is required by law and asked if there was any public input. There were none.

Mrs. Nachazel **made a motion to close the Municipal Road Aid Hearing.** Mrs. Rose offered a second to the motion. Mayor Hehman called for a voice vote. Vote answered by all ayes. Motion passed

Mayor Hehman stated he sent out a budget message last week as required by law. He said they worked this year to obtain top quality staff for the Police and Fire Departments. The tax rate will remain the same. Funds will be set aside for economic development, Bromley-Crescent Springs Road project and sidewalks for Orphanage Road.

### **CITY ATTORNEY'S REPORT**

**Mr. Ziegler performed a second reading of Ordinance 2016-04** changing the due date for Fort Mitchell ABC License to match the State license due dates. Mrs. Nachazel made a motion to adopt Ordinance 2016-04 changing the ABC due date. Mayor Hehman called for any questions or further discussion and upon hearing none, he called for a roll call vote.

Mr. Zahler	Yes	Mrs. Rose	Yes
Mr. Stoeckle	Yes	Mrs. Boerger	Yes
Mr. Rice	Yes	Mr. Hayes	Yes
Mrs. Nachazel	Yes		

Ayes: 7                  Nays: 0          Absent: 0          Motion Carried.

**Mr. Ziegler performed a first reading of Ordinance 2016-05** amending the 2015-2016 Budget.

**Mr. Ziegler performed a first reading of Ordinance 2016-06** setting the 2016-2017 Budget.

**Mr. Ziegler performed a first reading of Ordinance 2016-07** amending the pay scale ordinance.

### **CITY ADMINISTRATOR'S REPORT-SHARMILI REDDY**

- She is putting together a list of suggested changes to our zoning code. She asked everyone to pass on to her any zoning issues. She would like to form a small committee when the list is ready.
- The Park Board is doing a survey for changes to the parks. They have developed a list of questions and Mr. Bennett will be here in July to discuss the survey. Mr. Rice stated he definitely wanted a public meeting held.
- Nine cities have joined to develop a franchise agreement regarding mini cell towners. They are currently holding all requests until the agreement is complete.

### **DEPARTMENT HEAD REPORTS**

Linda Bartels, City Clerk

- Mrs. Bartels distributed and reviewed a report on the recent trash bids received.

- For a five year contract, twice a week pickup for trash and once a week pickup for recycling
  - Best Way \$306.84, Republic \$240.00, Rumpke did not bid
- For a five year contract, once a week pickup for trash and once a week pickup for recycling
  - Best Way \$209.64, Republic \$215.40, Rumpke \$191.40

Mr. Bruce Wilcox from Best Way said he was filling in tonight for Katie Rafferty and he could not explain why their bid was so high. He enjoyed working with Fort Mitchell and appreciated their business

Mayor Hehman stated he was not confident in the bid as the price almost doubled. After a discussion the following motion was made:

**Mr. Zahler made the motion to reject all bids, enter into a 30-day extension with Best Way and bid one year and five years.** Mr. Rice offered a second to the motion. After asking for discussion or questions and hearing none, the Mayor called for a voice vote. The motion carried by unanimous voice vote.

**Mrs. Rose made a motion at 9:10 pm to move to executive session** pursuant to KRS 61.810(1)(f), discussions or hearings which might lead to the appointment, discipline or dismissal of an individual employee, member, or student without restricting that employee's, member's, or student's right to a public hearing if requested. This exception shall not be interpreted to permit discussion of general personnel matters in secret. Mrs. Nachazel offered a second to the motion. Mayor Hehman called for any questions or discussion and upon hearing none, he called for a voice vote. The motion carried by unanimous voice vote.

**Mrs. Rose made a motion to move out of executive session at 9:28 pm.** Mrs. Boerger offered a second to the motion. Mayor Hehman called for any questions or discussion and upon hearing none, called for a voice vote. Voice vote was answered by all ayes. Motion passed

A result of Executive Session, **Mr. Ziegler read Municipal Order 2016-10 appointing Andrew Schierberg to the position of Police Chief**, effective July 1, 2016. . Mr. Rice offered a second to the motion. After asking for discussion or questions and hearing none, the Mayor called for a voice vote. The motion carried by unanimous voice vote.

Mr Schierberg addressed Mayor and Council and thanked them for the appointment. He stated is looking forward to working in the city and meeting the staff.

## **ADJOURNMENT**

**Mrs. Rose made the motion to adjourn the Regular City Council Meeting at 9:35 p.m.** Mrs. Boerger offered a second to the motion. After asking for discussion or questions and hearing none, the Mayor called for a voice vote. The motion carried by unanimous voice vote.

Signed 6-20, 2016



---

Jude Hehman, Mayor

Prepared By:



---

Linda Bartels, City Clerk