

**Caucus Meeting
September 9, 2015**

Mayor Irvin T. "Butch" Callery called the September 9, 2015 City of Villa Hills Caucus meeting to order at 6:30 p.m. at the Dennis M. Stein Municipal Building, 719 Rogers Road, Villa Hills, Kentucky. Mayor Callery asked City Administrator/Clerk Craig Bohman to take the roll. Those in attendance:

Mayor Butch Callery
G. Bruns
G. Kilburn
M. Koenig
S. Ringo
J. Vaden
G. Waugaman

Lee Metzger, Assistant City Attorney
Craig T. Bohman, City Administrator/Clerk
Chief of Police Bryan Allen

A quorum was present.

The first item on the agenda was Legislation

Legislation:

- Assistant City Attorney Metzger gave a second reading to draft ordinance 2015-L setting the 2015 property tax rates, .214 per \$100 for real property and .070 per \$100 for personal property. Mr. Kilburn made the motion to approve, seconded by Mr. Bruns. A roll call vote was taken as follows:

Mr. Bruns	aye	Mr. Ringo	aye
Mr. Kilburn	aye	Ms. Vaden	aye
Ms. Koenig	aye	Mr. Waugaman	aye

Motion carried 6-0. This will become Ordinance 2015-12

- Mr. Metzger gave a second reading to draft ordinance 2015-M setting the 2015-2017 Solid waste fee, collection, and delinquency. Mr. Bruns made the motion to approve, seconded by Mr. Waugaman. A roll call vote was taken as follows:

Mr. Bruns	aye	Mr. Ringo	aye
Mr. Kilburn	aye	Ms. Vaden	aye
Ms. Koenig	aye	Mr. Waugaman	aye

Motion carried 6-0. This will become Ordinance 2015-13

- Mr. Metzger read draft Resolution 2015-M Replacement of select concrete panels in the Orchid Drive cul-de-sac in an amount not to exceed \$6,000. Motion made by Mr. Kilburn, seconded by Ms. Koenig to approve the resolution. Mr. Kilburn explained that the cul-de-sac was not overlaid with the rest of the street out of concerns that adding an overlay would cause drainage issues causing driveways to flood. Replacing select panels repairs the street while avoiding the drainage issues. Mr. Ringo asked if the work can be completed this construction season and MR. Kilburn replied that it would. Motion carried by voice vote, all in favor.

This will become Resolution 2015-13

- Mr. Metzger read draft Resolution 2015-N Making joint repairs on Lillian Court in an amount not to exceed \$10,000. Motion made by Mr. Kilburn, seconded by Ms. Vaden to approve the resolution. Mr. Kilburn commented that the project to repair the joints is needed to get the street ready for an asphalt overlay next in the spring. He said the repair was needed to avoid having to face the potential of replacing the street instead. Mr. Bruns commented that this kind of repair is standard. Mr. Ringo clarified that this kind of repair is expected to buy time for the street to avoid full depth replacement. Discussion followed regarding similar repairs in other cities. A voice vote was taken, motion carried all in favor.

This will become Resolution 2015-14

With no further legislation, the agenda turned to a series of updates:

- City Administrator/Clerk Bohman provided the Mayor and Council with a rough draft of the proposed traffic and parking regulations. The draft still needed the schedules to be filled out before it would be ready for 1st reading. Mr. Bohman expected to have a draft ready for the October meeting.
- City Administrator/Clerk Bohman provided an update on Charter Communication's pending purchase of Time Warner Cable. The transfer of the franchise would need to be approved by Council, but the TBNK has asked that the city wait for them to address compliance issues with Time Warner before proceeding. Mr. Bohman recommended waiting until TBNK provided the go ahead to approve the transfer despite requests from Charter to move forward. He also noted that the franchise agreement itself has been extended several times and once the sale to Charter was finalized TBNK would enter into negotiation with Charter for a new Franchise agreement.
- Mayor Callery informed council that he has not signed an inter-local agreement with SD1 regarding the reinstated sewer lateral program due to concerns with changes in the program that would require the city to pay to repair the street. Mayor Callery believes this is an unfunded mandate. The issue will be discussed at the next Mayor's Group meeting. Mayor Callery said this new requirement is not fair to people who pay sewer fees. Mr. Bruns, noted that he had run the sewer lateral program at SD1 as an employee and stated that he believed the District is trying to stretch their money as far as possible. Discussion followed on the how the new requirement was inserted into the program. Mr. Bohman reported that SD1 staff had indicated that a city's residents would not be able to participate in the program unless the City signed the inter-local agreement. Mr. Kilburn stated fees collected by SD1 belong to everyone and that he did not

believe the new requirement was equitable. Mr. Ringo stated that the Judge Executives needed to clarify the requirement before any Mayor signs the agreement. Discussion followed. Mayor Callery stated he would update Council once Judge-Executive Knochelmann responds. Mr. Bohman noted that the pending encroachment ordinance would require larger repairs to be made to the street so it would hold up better after being cut would increase the cost of lateral repairs. Without the city participating in the SD1 program, all those costs would fall to the property owner. Mr. Waugaman explained that the proposal would require SD1 to fill the trench with flowable fill and the city would only have to cover the asphalt patch or work it out with the property owner to reimburse the city for the asphalt. Mr. Bruns noted that some cities required the replacement of any cut panels which increases the cost of the lateral repair. Mr. Kilburn asked for clarification that the previous program was covered 100% by SD1. Mr. Bruns confirmed that was correct. Mr. Bohman noted that the inter-local also contains provision to indemnify SD1 from liabilities arising from repairs since their sovereign immunity was stripped by a recent court case. Mr. Metzger disclosed to Council that he had done legal work for SD1 in the past so they would be aware of that.

- Mr. Waugaman and Mr. Ringo provided an update on the preparation for public hearings on the road tax ballot questions. MR. Ringo proposed relocating the October 21, 2015 regular meeting to River Ridge Elementary School with an hour long presentation and answer questions before the business portion of the meeting. He also suggested hold a public hearing on either October 13th or 15th at Villa Madonna Auditorium. Mr. Ringo noted that since Council has already funded the increase for road funding, citizens are being asked to make an economical decision to save some money. The presentation should be as simple as possible. Mr. Bruns expressed concern hat the City has not proven to voters that the amount of road work required is actually needed. He wants to show voters the defects, problems and undermining of city streets so the city can prove that \$700,000 is actually needed to address the problem. Mr. Ringo stated that would part of the presentation. Mr. Waugaman stated that the plan is to show examples of road issues in every part of the city. Mr. Kilburn reported that the Public Works Committee received a list of road projects completed over the past 5 years and have spent more than \$2 million dollars. Mr. Waugaman inquired about the most spent in a single year, Mr. Kilburn reported that it was \$392,000 in fiscal year 2012/2013. Mr. Ringo noted that the city should have spent \$4 million during that time. He stated that while the presentation would explain to people the road issues in the city, the core of the presentation would be to tell people they have an opportunity and the presentation should help them do the math in their own home so they can decide. Mr. Bruns clarified that residents would be shown the road issues then directed to decision on how to pay for the increase. Discussion followed on the mechanics of setting up the meetings at the schools. Mr. Kilburn noted that the decision to increase funding has been made and that \$600,000 of projects will be bid by October 31st for the spring. Mr. Ringo stated that everyone needed to get on board with the new process. Discussion followed regarding the need to call special meetings for the informational sessions.

With no further items on the agenda, Mayor Callery opened the floor to councilmembers for general discussion. With no items for general discussion the meeting moved to executive session.

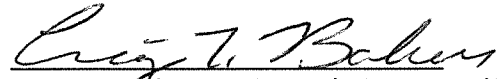
At 7:06 p.m., Mr. Waugaman made a motion to enter into executive session pursuant to KRS 61.810(1)(c), for discussions of pending or threatened legal actions. Motion seconded by Mr. Kilburn. A roll call vote was taken, all in favor.

At 7:28 p.m. Mr. Ringo made a motion, seconded by Mr. Kilburn to leave executive session. Motion carried by voice vote, all in favor.

With there being no further discussion, Ms. Koenig made a motion to adjourn, seconded by Mr. Kilburn. Motion carried by voice vote, all in favor.

Time of adjournment was 7:29 p.m.

Respectfully submitted,



Craig T. Bohman, City Administrator/Clerk


Irvin T. "Butch" Callery, Mayor