



**Council Meeting #714 Minutes
November 17, 2021**

Mayor Heather Jansen called the November 17, 2021 Public Hearing and meeting of City of Villa Hills Council (Meeting #714) to order at 6:31 p.m. at the Dennis M. Stein Municipal Building, 719 Rogers Road, Villa Hills, Kentucky. Mayor Jansen led Council in a moment of silence and the Pledge of Allegiance.

City Administrator Craig Bohman served as City Clerk in Ms. Lipson's absence. Mr. Bohman called the roll. Those in attendance:

**Mayor Jansen
R. Baehner
J. Cahill
S. Ringo
C. Stover
S. Thompson
S. Wadsworth**

**Craig T. Bohman, City Administrator
Bryan Allen, Police Chief
Derick Yelton, Public Works Director
Mary Ann Stewart, City Attorney
Matt Bogen, City Engineer**

A quorum was present.

The first item of business on the agenda was approval of the minutes of the October 20, 2021, Council meeting.

A motion was made to approve the minutes by Mr. Baehner, seconded by Mr. Ringo. A vote was taken 6-0. Motion passed.

Legislation:

• Consideration and approval of draft Resolution 2021-O

A Resolution of the City of Villa Hills, in Kenton County, Kentucky accepting the proposal of Bayer Becker in the amount of \$9,600.00 for the drafting of concepts and estimates construction costs for the Collins Amsterdam Intersection without the presence of the Cincinnati Bell building.

Ms. Stewart presented draft Resolution 2021-O

Mr. Baehner said he was pleased that property owners were present to share their thoughts.

Mr. Thompson noted that drawings are estimates for if the Bell building was gone, and the intersection relocated farther east. He recapped the design with the Bell building present. Discussion followed between Council members and property owners.

Mr. Ringo criticized the process Bayer Becker is using to get the concept and construction estimates.

Mr. Ringo inquired of the Smedleys if they are good with the design if the Bell building stays. Mrs. Smedley stated if the Bell building stays, she would give up her garden because moving the driveway is unacceptable. Mrs. Smedley expressed safety concerns about line of sight and grading. Mr. Smedley expressed concerns about grading and drainage.

The issue of purchasing the property came up. Mayor Jansen stated the cost of taking property was a cost consideration with no serious discussion. Council members stated that the Villa traffic was the main concern.

Discussion followed about scheduling a special Caucus to talk about this project. Mr. Thompson said he could contact Bayer Becker and see if we can get the drawings for December Caucus.

Mrs. Smedley raised a concern about the retaining wall because trucks keep destroying the curbs. Mr. Thompson discussed the plan for the retaining wall. Mr. Ringo described the need for grading to accommodate the 3rd lane. Further discussion followed.

Ms. Stover asked if the Smedleys would sell. Mrs. Smedley replied that a large ranch in Villa Hills would be substantial because prices are much higher now and comparable houses are being sold in the range of \$500,000 to \$700,000.

Discussion followed summarizing the situation.

A motion was made to approve by Mr. Baehner, seconded by Mr. Thompson. A voice vote was taken, all in favor. Motion passed.

Passed 6-0. This will become Resolution 2021-15

- **2nd Reading and approval of draft Ordinance 2021-G**

An Ordinance of the City of Villa Hills, in Kenton County, Kentucky amending the Villa Hills Personnel Policies.

Ms. Stewart gave a 2nd reading to draft Ordinance 2021-G. A motion was made by Mr. Baehner, seconded by Ms. Stover. A roll call vote was taken as follows:

Mr. Baehner	Y	Mr. Cahill	Y	Mr. Ringo	Y
Ms. Stover	Y	Mr. Thompson	Y	Ms. Wadsworth	Y

Passed 6-0. This will become Ordinance 2021-8

- **2nd Reading and approval of draft Ordinance 2021-L**

An Ordinance of the City of Villa Hills, in Kenton County, Kentucky granting and issuing a competitive, non-exclusive franchise for a combined term of ten (10) years to and authorizing the execution of the franchise agreement with, Cincinnati Bell Extended Territories LLC, its permitted successors or assigns, providing for the construction, erection, installation, upgrade, maintenance, repair and operation of cable television system for the provision of cable television services in the City of Villa Hills, all upon the terms, conditions and covenants contained in the franchise agreement.

Ms. Stewart gave a 2nd Reading to draft Ordinance 2021-L. A motion was made by Ms. Stover, seconded by Ms. Wadsworth. A roll call vote was taken as follows:

Mr. Baehner	Y	Mr. Cahill	Y	Mr. Ringo	Abstain
Ms. Stover	Y	Mr. Thompson	Y	Ms. Wadsworth	Y

Passed 5-0, Mr. Ringo abstained. This will become Ordinance 2021-9

- **2nd Reading and approval of draft Ordinance 2021-M**

An Ordinance of the City of Villa Hills, in Kenton County, Kentucky Authorizing the Mayor to enter into an Interlocal Cooperation Agreement with The City of Crescent Springs to amend the Police Services contract to add compensation for a 15th Officer and to cover paid time off liabilities.

Ms. Stewart gave a 2nd Reading to draft Ordinance 2021-M. A motion was made by Mr. Baehner, seconded by Ms. Stover to approve. A roll call vote was taken as follows:

Mr. Baehner	Y	Mr. Cahill	Y	Mr. Ringo	Y
Ms. Stover	Y	Mr. Thompson	Y	Ms. Wadsworth	Y

Passed 6-0. This will become Ordinance 2021-10

- **1st Reading and discussion of draft Ordinances 2021-N (revised H1) and 2021-O (revised J)**

An Ordinance of the City of Villa Hills, in Kenton County, Kentucky amending Chapters 90 and 92 of the Villa Hills Code of Ordinances titled Nuisances.

Ms. Stewart gave a 1st readings to draft Ordinance 2021- N and 2021-O. Mayor Jansen explained her vetoes of 2021-H1 and 2021-J with her concerns being:

1. Inconsistent animal limits
2. Giving residents their voice in decisions
3. The lack of strong permitting process

Mr. Baehner stated he would have sustained the vote and suggested putting the question to the voters.

Ms. Stover noted the animal limit was an issue in the vetoed ordinances. She noted that the new ordinance addresses this. She reviewed the 5-month process to bring these regulations to Council and explained the proposed regulations. She stated she believes this is a property rights issue.

Ms. Wadsworth noted that there does not have to be consensus to pass.

Mr. Baehner asked about property rights of neighbors. Discussion followed.

Mr. Ringo asked legal counsel if a ballot question can be put before the Council. Ms. Stewart said she had to look into the rules on that. Additional discussion followed.

Mayor Jansen noted all ordinances restrict property rights in some manner.

Ms. Stephenson noted that getting neighbors' permission is problematic. She noted that the proposed rules are stringent. Discussion followed.

Mr. Cahill said the City needed to find a middle ground because he was not going to vote for draft Ordinances N and O just to have them vetoed again. He asked Mr. Baehner to put his concerns in writing. Ms. Stover asked for it before the next Administration Committee meeting.

- **1st Reading and discussion of draft Ordinance 2021-P**

An Ordinance of the City of Villa Hills, in Kenton County, Kentucky amending the Sidewalk Maintenance and Repair Sections of Chapter 150 of the Villa Hills Code of Ordinances titled General Provisions.

Ms. Stewart gave a 1st reading to draft Ordinance 2021-P. Mr. Thompson explained the change in \$250 and the change in 45 days.

Mr. Baehner inquired about liens. Mr. Bohman replied that liens stay in place automatically on the tax bill.

Mr. Ringo asked about the 45-day limit. He asked that it be kept at 60-days due to issues with contractors. Discussion followed about selecting a single contractor and the time line.

Ms. Stewart noted the need for an amendment to include having the property owner enter into contract with a contractor to make the repair in addition to making the repair within 60 days and suggested drafting an administrative protocol for future stuff to follow.

Mr. Cahill noted that 10 years is a long time.

Mr. Baehner noted 1/3 of the City is homestead and assumed to be on fixed incomes. Discussion followed.

- **1st Reading and Discussion of Draft Ordinance 2021-Q**

An Ordinance of The City of Villa Hills, Kentucky in Kenton County, Kentucky, amending the City's budget and Ordinance 2021-4 by increasing the number of reserves used to account for spiking penalties, redistributing expenses with the Road Fund, and adjusting the Federal Grant Fund starting balance. This an amended budget ordinance for the City of Villa Hills, Kentucky pursuant to KRS 91a.030(10) for the Fiscal Year beginning July 1, 2021 and ending June 30, 2022, by estimating revenues and resources and appropriating funds for the operation of City government and providing that no monies shall be expended by or on behalf of the City of Villa Hills except in accordance herewith.

Ms. Stewart gave a 1st reading to draft Ordinance 2021-Q.

- **Consideration and approval of draft Resolution 2021-N.**

A Resolution of The City of Villa Hills, Kentucky in Kenton County, Kentucky, accepting the proposal of Prime AE for Engineering services and authorizing the Mayor to sign a contract for the same.

Ms. Stewart presented draft Resolution 2021-N. A motion was made by Mr. Thompson, seconded by Ms. Stover. A vote was taken, all in favor. Motion carried 6-0.

Motion carried 6-0. This will become Resolution 2021-14

Committee Reports:

Police:

- Chief Allen presented a Power Point of the October 2021 Police report.
- Chief Allen reported on crimes, accidents, overtime, training and K-9 activity.
- Chief Allen noted that he attended the installation of the K-9 Memorial.

Safety:

- Mr. Baehner gave the Safety report.
- The Committee reviewed the Chief's report.
- Mr. Baehner noted that full staffing is back after Covid and hiring.
- Mr. Baehner thanked Mayor Jansen and her family for donating the K-9 Memorial to the community.
- Mr. Baehner reported that Shop with a Cop/Firefighter will be held on December 15th.
- Mr. Baehner thanked Council for their support of the personnel policy changes.

City Engineer:

- Mr. Bogen presented the City Engineer's report.
- Mr. Bogen reported that construction is underway on Robin Lane.

Public Works Committee:

- Mr. Thompson gave the Public Works Committee report.
- Mr. Thompson noted that the striping on new Sunglow is coming up. This was due to a change order changing the material from asphalt to concrete and the thermoplastic stop bars do not adhere well to concrete.
- Mr. Ringo inquired about the timing of various road projects affecting Short Amsterdam, Bromley-Crescent Springs Road. Discussion followed.

Public Works

- Mr. Yelton gave the Public Works Directors report.
- Mr. Yelton discussed guardrails, crack sealing and the Meadow Wood intersection.
- Mr. Yelton stated that \$38K in concrete panel work in the City has been done.
- Mr. Yelton reported that he is working with Ashley to get Amsterdam swept.
- Mr. Ringo asked about the Squire Oaks/Amsterdam sign. Mr. Yelton stated that Corey will replace the sign.
- Mr. Yelton reported that they have winterized the fields and installed new bleachers.
- Mr. Yelton noted that we have plenty of salt on hand for the coming winter weather.
- Mr. Ringo inquired about complaints about new LED lights. Mr. Bohman replied that staff have received three complaints with more than 100 lights switched out and that he is working with Duke to address those issues. .

- Mr. Yelton noted that preparation for snow is ready.
- Mr. Yelton stated that Corey and Matt worked the regional Hazardous Material cleanup.

Events & Beautification:

- Ms. Wadsworth reported that Haunted Trails was a huge success and thanked various Council members and staff members for their assistance. She said that the event was a great success.
- Ms. Wadsworth reported that in lieu of Christmas in the Park, Villa Hills will be holding a parade on Sat. Dec. 11th. Santa Claus will ride on a fire engine which will travel around the City.
- Ms. Wadsworth noted that their next meeting will be held on Dec. 6th

Finance:

- Mr. Cahill gave the Finance report.
- Mr. Cahill noted that October financials will be adjusted after the budgeted amendment.
 - Mr. Cahill made a motion to approve the October financials, seconded by Mr. Thompson. All voted in favor, motion passed.
- Mr. Cahill explained the budget amendments and noted that the committee will review and make a recommendation for the next Council meeting.
- Mr. Cahill stated that the committee recommending not to change auditors in the upcoming year due to the federal audit.

Administration:

- Ms. Stover stated that the Administration Committee did not meet in October.

Recreation:

- Mr. Ringo reported that the Recreation Committee did not meet. He thanked Buck and Public Works for help on closing the fields for the season.

Fire Authority:

- Mr. Ringo gave the monthly fire report including run numbers.
- Mr. Ringo stated that the audit was complete and an unmodified opinion was given.
- Mr. Ringo stated that the ambulance financing went to 5 banks and only one responded as 1.75%. He stated that ambulance is due to be delivered around Dec. 2nd.
- Mr. Ringo noted that the current ambulance will be surplus and bid with a \$30k reserve price.
- Mr. Ringo stated that the Fire Authority has changed billing vendors.
- Mr. Ringo updated the status of the firehouse timeline and noted that there may need to be a special meeting in February due to the bid timeline.
- Mr. Ringo discussed storm water issues with the lake and sanitation issues with SD1.
- Mr. Ringo reported that the next meeting will be held on Dec. 20th at 6:00 p.m.

City Attorney:

- Ms. Stewart discussed The National Opioid Settlement Agreement with the 3 biggest pharmacy distributors and J&J. She asked for questions and discussion followed.
- A motion was made by Mr. Baehner, seconded by Mr. Stover to opt in to the settlement. A voice vote was taken, all in favor.

City Clerk:

- No report in Ms. Lipson's absence.

City Administrator:

- Mr. Bohman reported that 87% of property taxes have been collected.
- Mr. Bohman discussed escrow payment timing shared several ways for residents to pay property taxes.

Mayor's Report:

- Mayor Jansen thanked everyone for their support with the K-9 Memorial. She noted that any K-9 Officer not on the memorial can be added.
- Mayor Jansen reported that she spoke at a Veterans Day event at Madonna Manor.

Old Business

NONE

New Business

NONE

General Comments

NONE

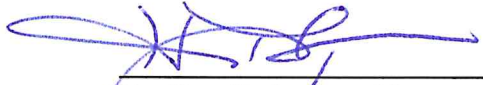
At 8:40 p.m. a motion was made by Mr. Baehner, seconded by Mr. Ringo to adjourn. A voice vote was taken, all in favor. Motion passed.

Time of adjournment was 8:40 p.m.

Respectfully submitted,



Craig T. Bohman, City Administrator



Heather H. Jansen, Mayor