

**City of Taylor Mill
COMMISSION MEETING
Wednesday, October 10, 2018**

CALL TO ORDER:

Mayor Bell called the meeting to order at 6:58 p.m. and welcomed all of Taylor Mill residents. In attendance were: Mayor Bell, Commissioner Frietch, Commissioner Kreimborg, Commissioner Murray, Commissioner Peace, City Administrator Brian Haney, and City Attorney Frank Wichmann.

INVOCATION/PLEDGE OF ALLEGIANCE:

Commissioner Peace led the invocation, followed by the Pledge of Allegiance.

MINUTES:

A motion was made by Commissioner Murray and seconded by Commissioner Frietch to accept the minutes of September 12, 2018, as submitted. All Commissioners present were in favor.

MOTION CARRIED

MUNICIPAL ORDINANCE NO. 71 FOR HIRING OF NEW CITY TREASURER:

Mayor Bell called upon the new CAO, Brian Haney to present the new employee for approval as a non-elected office of City Treasurer of Taylor Mill. He introduced Terri Stahl, who expressed her appreciation for the opportunity. City Attorney Wichmann read the ordinance which addressed her appointment, duties and responsibilities, compensation, and immediate effective date of the ordinance. Commissioner Peace made a motion to approve the ordinance and Commissioner Frietch seconded. A roll call vote was conducted, with the following results:

Commissioner Kreimborg – Yes
Commissioner Murray – Yes
Commissioner Frietch – Yes
Commissioner Peace – Yes
Mayor Bell – Yes

MOTION CARRIED

LEGISLATION:

Municipal Order Establishing the 2018 Tax Rate

The Municipal Ordinance of the city of Taylor Mill, Kenton County, Kentucky establishing the 2018 Tax Rate was presented by City Attorney Wichmann for a second reading. The ordinance provides for the annual assessment of all real estate and personal property within the corporate limits of the City and for the fiscal year beginning in July 1, 2018, and ending on June 30, 2019, payment and collection and penalties of such taxes, as well as payment, collection, penalties of tax collections and appropriation of taxes for City use.

Section 1 - Provides for the assessment of the value of all real and personal property within the City of Taylor Mill using the last annual assessment by the Property Evaluation Administrator of Kenton County, meaning the City does not have its own assessor but relies on County.

Section 2 – Provides for the taxation of properties at these rates:

- a. Real Property - \$0.439 per \$100 value thereof
- b. Personal Property - \$0.75 per \$100 per value thereof

Section 3 – Provides that taxes levied shall be due and payable on or before December 31, 2018; thereafter, will be subject to a penalty of 15% rate of interest, effective January 1, 2019, until paid, plus costs of collection, court and attorney’s fees.

Section 4 – Provides that the City of Taylor Mill has a lien on all property upon which ad valorem taxes are levied to secure payment subject to taxation of the property until payment of such taxes has been collected.

Section 5 – Provides that taxes shall be deposited in the General Fund of the City of Taylor Mill and appropriated for use in the general operating expenses of the City for the fiscal year beginning on July 1, 2018.

Commissioner Peace made a motion to approve the ordinance and Commissioner Frietch seconded. A roll call vote was conducted, with results as follows:

- Commissioner Peace – Yes
- Commissioner Frietch – Yes
- Mayor Bell – Yes
- Commissioner Kreimborg – Yes
- Commissioner Murray – Yes

MOTION CARRIED

Municipal Ordinance Amending 2018 Garbage Collection Rate

Attorney Wichmann presented the second reading of the amendment to Municipal Ordinance No. 328 by increasing the rate of the annual waste collection assessment levied to assessment to \$178 per year.

A motion was made by Commissioner Kreimborg and seconded by Commissioner Murray to approve the 2018 Municipal Ordinance. A roll call was conducted, with the following results:

- Commissioner Kreimborg – Yes
- Commissioner Murray – Yes
- Mayor Bell – Yes
- Commissioner Frietch – Yes
- Commissioner Peace – Yes

MOTION CARRIED

Municipal Order Amending the Text of 9.10 for Zoning for Accessory Structure

Attorney Wichmann presented the second reading of the Ordinance of the City of Taylor Mill, Kenton County, amending the text of Section 9.10 of the Taylor Mill Zoning Ordinance to establish size limitations on customary accessory uses.

The ordinance amends the zoning text to regulate the location of the customary accessory structures (storage units) to the backyards of residences, rather than the front or side yards, except for highway commercial shopping centers and offices. It also regulates the size of the building to 25% of the house or 25% of the available yard itself.

A motion was made by Commissioner Kreimborg and seconded by Commissioner Murray to approve the motion. A roll-call vote was conducted, with the following results:

- Commissioner Kreimborg – Yes
- Commissioner Murray – Yes
- Mayor Bell – Yes
- Commissioner Frietch – Yes
- Commissioner Peace – Yes

MOTION CARRIED

GUESTS:

Karen Schlipf, a resident at 3197 High Ridge Drive and Other Residents presented Mayor Bell with a token of appreciation for his handling of the City of Taylor Mill during transitional times of employee vacancies. She noted that the Administration is what holds City government together and expressed residents’ gratitude for his keeping the local government strong.

Mayor Bell expressed his thanks and noted the contributions of all those who work together as part of City Hall.

Tracy Bowling, a 35-year resident of 640 Grand Avenue, expressed serious concerns about the condition of the tree-displacing sidewalks, corners, trees blocking views and the crumbling bridge leading to Church Street, as well as danger created by huge towing trailers. She expressed her frustration and felt that the City has long neglected her area. She requested that the Commission advise what they planned to do for her neighborhood in Taylor Mill and noted that other residents would be present in future meetings to receive such answers from the Commission.

There was an extensive discussion between the residents and commissioners as to the problems in this area and the funds of \$560,000 that had been spent this year alone in street repairs and curb replacement in that area. Several issues were discussed at length, including the City's initial inability to move forward with any repair because of agreement with the Sanitation District to wait until they had completed a massive stormwater sewer upgrade. This project was begun by the utility company but had not been completed until about six years later in spite of repeated attempts by Mayor Bell to encourage them to resume and finish. It was noted that now the \$5 million upgrades has been completed, the City has begun its projects.

Members of the Commission also explained that repairs within their own neighborhoods have not taken place quickly because of limited finances and that only 80 of 117 streets in the City have sidewalks, some built by developers of subdivisions.

It was agreed that Grand Avenue represents a unique problem. Mayor Bell reported that he had made contact with KYTC about repairing Grand Avenue, only to be informed that engineering estimates to repair were \$44 million, a prohibitive amount of money.

Further discussion followed about four ways to get money: street tax; assess the property owners along the street; borrow money and go into debt and spend most of the city money on debt payments; or for the city to the best that they can, as is now being done. Unless there is a great deal of money provided or even if it were done in sections, it would still take a long time and require an exorbitant amount of money.

Mike Busse, a resident of 715 Vincent Drive, shared that, while there are many issues in the city, his question was how jobs and money were prioritized, especially when considering areas like Grand Avenue. He noted not only the unsafe area there at Grand Avenue and the Taylor Mill Road but the unattractive appearance when driving in from the other side. He also noted that, since it is on the State Road, that the State should be contacted and asked to repair it and at least provide sidewalks at that spot.

Mayor Bell explained the fifths formula used by the State of Kentucky for the \$740 million that it collects in gasoline tax revenue. He noted that it is divided into fifths, with a City allocated only one-fifth, which last year provided \$131,000 to Taylor Mill. Every year, the Kentucky League of Cities lobbies to change the formula of fifths rule so that cities could receive more, but

to no avail. Mr. Roden reported that he had received an estimate for just the sidewalk there at Grand Avenue and Taylor Mill Road and that the cost estimate was \$30,000.

It was also noted that over \$1 million had been spent on slips alone on numerous roads where few residents live, which were also roads that the county had given to the City. The slip issues on Wayman Branch, Mason Road, Reidlin Road, Old Taylor Mill Road, and Holdsbranch Road have all required attention and funding. Marc Roden was requested to contact State regarding bushes and the Latonia 16 bridge which is a State bridge.

Martha Freeman – resident at 718 Vincent Drive ditch line is still a major problem with water lying there and she reported she had personally spent \$350 fighting mosquito problems. When it rains the water rushes down Vincent Drive as if it is a lake. Her cost of repairing her eroded driveway would be an impossible \$16,000, after having previously spent \$8,000 of her own funds to attempt the repair. She noted that the State knows this is a problem they created by tilting the Pride Parkway to the left so that water flows down Vincent Drive and she felt the City of Taylor Mill was allowing this problem to continue. City Engineer Robert Seitzinger noted that the state had been made aware of this problem.

POWER OUTAGE

NEW BUSINESS:

Pride Park – City Administrative Officer, Brian Haney reported that he had received a FaceBook post about the poor condition of the park, which he and Marc Roden had visited and found complaints to be valid.

Commissioner Peace noted that in looking over list compiled by Marc Roden on items that were broken or in need of repair/refreshing, he felt that the Commission needed to decide how to spend the money for the park. He said the \$100,000 designated for the park could be used for replacing and repairing, with other parts of funds used for the surface at the park, which had not been done in 25 years. Commissioner Peace proposed a fix-and-replace approach to the park.

There was considerable discussion about the vandalism that has occurred in the park, which it was noted is a regional park used by people not always residents of Taylor Mill. It is not known who is damaging the park, but this vandalism may cost several thousand dollars a year. Police Chief Knauf was asked about police patrol and he agreed a park attracts youth sometimes prone to undesirable behavior. He noted cameras are there but they do not work and that could be looked into. Mayor Bell also reported that police were busy patrolling Pride Parkway because of speeding cars with little time to patrol the park.

There was also discussion as to whether or not prisoners could be used to help clean up areas in the park and along the state road. Mr. Roden and Commissioners explained some problems involving the use of City Jail prisoners and also of limitations for requesting prisoners from county jails.

Commissioner Frietch thanked Mr. Haney and Mr. Roden for responding so quickly to the park situation, given that it had been eroding for some time.

A motion was made by Commissioner Frietch and seconded by Commissioner Peace to spend \$3,469.02 to purchase/replace broken parts of playground equipment. A roll call vote was conducted, with the following results:

Commissioner Frietch – Yes
Commissioner Peace – Yes
Mayor Bell – Yes
Commissioner Kreimborg – Yes
Commissioner Murray – Yes

MOTION CARRIED

A motion was made by Commissioner Kreimborg and seconded by Commissioner Murray to approve the amount of \$7,760 for labor/material to refresh/repair the playground equipment beginning in the Spring of 2019. A roll call vote was conducted with the following results:

Commissioner Kreimborg – Yes
Commissioner Murray – Yes
Mayor Bell – Yes
Commissioner Frietch – Yes
Commissioner Peace – Yes

MOTION CARRIED

Trick or Treat hours – Brian Haney reported that the hours for Halloween trick-or-treating were to be between 6-8 p.m. and were advertised as such.

Worker’s Compensation Clarification/Commissioner Frietch – Commissioner Frietch asked City Attorney Wichmann if he was aware of a lawsuit against the City of Taylor Mill from herself or by anyone representing her. Mr. Wichmann responded in the negative but noted that there was a Worker’s Compensation Claim, but that was not a lawsuit.

Commissioner Frietch went on to explain that because of rumors circulating that directly impacted the City of Taylor Mill and to be transparent with Taylor Mill residents, she said that there *was* a Worker’s Compensation Claim that is a matter of public record.

She explained that she had told Jill Bailey that she did not want to file a Worker’s Compensation Claim, but was informed by her that it was required. Jill told her that the claim must be filed because her injury had occurred on City property, in a City meeting which she had attended.

Commissioner Frietch continued to explain that she wanted to correct false statements circulating throughout the City by stating that she had *not* filed for permanent disability, *nor* was she was

asking for anything additional. She is going through the standard procedures process and she has no control over it.

She further stated that all of this was a matter of public record, but what was *not* part of public record were the specific healthcare details from the Workman's Compensation Claim. She stated that she felt this was a violation of the HIPPA Compliance Law. Specific health care information has been circulated throughout the city and to the general public from the Worker's Compensation Claim that she said could have only come from someone within the City Administration.

Brian Haney confirmed that no lawsuit had been filed and that Commissioner Frietch had no control over going through the standard procedures of the Worker's Compensation process.

Commissioner Peace requested an Executive Committee meeting following this meeting to investigate what employee or officer released this information. Attorney Wichmann explained that the Executive Committee could not conduct an investigation and that it would have to be done prior to the meeting with the individual who might have released information.

OTHER BUSINESS:

Mayor Bell shared that the City had received an anonymous donation in the amount of \$1,000 dedicated to going to the Police and Fire Departments. The donor wished to remain anonymous but wanted to express appreciation to the first responders.

BUILDING AND ZONING: No Building and Zoning Report.

DEPARTMENT REPORTS:

- **CITY ADMINISTRATOR:** Brian Haney noted that future minutes will be summary minutes, with verbatim minutes provided only upon request and with the time stamp of the televised recording listed. Minutes will be distributed to the Commission members on Thursday before the next scheduled meeting.

Brian clarified Mr. Wichmann's inquiry regarding action decided previously by the Commission that stipulated that if any Commission member requested a revision of the minutes, it would be presented for a vote, followed by revision if approved. The televised recording would be used to prepare the revision, the time stamp used to identify the part being requested.

- **ENGINEERING:** City Engineer, Robert Seitzinger, started with the Sidewalk project, Phase 2. The Commission had previously requested that he obtain information about the Sidewalk Project and shared the information that he found out. Mr. Seitzinger has worked with the TAP Coordinator of Transportation Alternative Programming and that is who governs the grants that we receive. Mr. Seitzinger works with them through the obligation process and was making sure that we would not lose money in the de-obligation process. They have assured Mr. Seitzinger that we will not lose any money if we do the de-obligation. If we were to have allowed a project to become inactive by not doing the de-obligation process then the Federal Highway

Administration could at that point take away the money. Therefore, this is the proper process to go through to maintain that grant.

The project with the Phase 3 portion, went through OKI priority session. The project was not high enough to make the cutoff. However, that won't be voted on until the October 11th meeting and the City won't know for certain as to whether or not it will get funding for the next phase of the project.

In looking at the street program, we are working on paving the section of Doris Drive and on Faye Drive. On Church Street between Faye Drive and Sunset Drive that will be milled either later this week or early next week will have asphalt put on top shortly thereafter. The other part of Sunset, they were hoping to get that started in the middle of October, but unfortunately, the contractor is behind and it might not be done until the end of October to the first of November. Paving, in general, becomes an issue because asphalt plants will close due to the colder weather does play a role in being able to apply asphalt. The other portion of Church Street, from Winston Avenue to Faye Drive is still scheduled for Spring 2019.

Mr. Seitzinger asked if there were any questions about the Street Program and Commissioner Murray stated that it was his understanding that the downspouts were going to be hooked up and it hasn't happened. Mr. Seitzinger explained that the Sanitation District put in a used storm sewer pipe that separated the existing roadway inlets from the sanitary sewer. They left the downspouts still connected to the sanitary sewer/combined sewer system. They installed a collector line to the curb line, but they did not go and convert all of them over to the new system.

Mr. Seitzinger followed-up from the previous meeting regarding the slip along Reidlin Road close to the intersection. He went out there with one the structural engineers and took a closer look at this slip. Based upon their observation, they do not feel that there will need to be a pier wall system installed. He believes that they can remove the earth material that has moved and bring in new suitable fill material, can pack that in and that it will be sustained. In addition to that, the one culvert pipe that runs across the road would need to be upsized to make sure that it will continue to get water to flow through that pipe as opposed to on the pavement. Also to extend that pipe further so that it does not affect the slip. An estimate for how much that construction cost would be is approximately \$28,000, which includes a 20% cogency. It's still a sizeable amount, but not as much as a pier wall. Mr. Seitzinger requested that the City provide him with direction as to how he should proceed.

A motion was made by Commissioner Peace and seconded by Commissioner Murray to approve the repair expenditure in the amount of \$28,000 for the slip repair on Reidlin Road to be taken out of the road budget.

Commissioner Peace – Yes
Commissioner Murray – Yes
Mayor Bell – Yes
Commissioner Frietch – Yes
Commissioner Kreimborg – Yes

Mr. Seitzinger stated that next month he will be presenting a topic to discuss an ongoing matter on Keavy Drive with the dam that is holding up the roadway and the lake. SD1 is seeking to have a partnership with the City to fix the issue that has been ongoing for years with the dam. They are in the process of having a study done on the slip and will be looking to have a pier stabilization along that backside. SD1 is planning on doing a portion of it regardless because some of the dirt is starting to go over and into the manhole access and have been having to shovel that off. But that will only resolve a portion of it and not resolve the issue completely.

Commissioner Peace noted that he had distributed a drawing of the road to the UDF of the proposed replacement of the Davis Road which has also been submitted to the State for part of the aversion clause. This is just information only to update the Commission that the Davis Road is moving forward with KYTC.

Mayor Bell stated that Wayman Branch State swap has been approved by the State according to a report of Representative Sal Santoro. However, nothing has been received officially.

- **FIRE:** Commissioner Murray reported stats for the month of October. Murray stated the Fire Department had seventy-four (74) total calls for service in October, with sixty-two (62) EMS calls and twelve (12) Fire Department calls. Commissioner Murray stated mutual aid received is one (1) from Covington and one (1) from Ft. Wright. Commissioner Murray stated mutual aid given is one (1) to Covington and one (1) to Ryland Heights.

Chief Stager stated that there were four (4) inspections and two (2) re-inspections. One (1) of which was in violation and had two (2) weeks to justify their violation. He reviewed the construction projects that were occurring both at the Farm Apartments and Scott High School. Farm Apartments has a demo at building three (3) right now.

Chief Pierce from Covington and Chief Stager were both invited to hold a Public Education Event with Fidelity Investments Building Maintenance and Security in the wake of the 5/3 active shooting incident. He noted that Fidelity will also be reaching out to the Taylor Mill Police next month for the same purpose.

During September, there were 40 classes, which constituted 94.7 training hours for the full-time staff.

He noted that he himself was out of town participating in the free Executive Command and Control class, provided by the National Fire Academy in Maryland. Part 2 will be offered in May. He noted that, during the course of the training, he was requested to speak before the Bell Ceremony for the 9-11 Memorial to honor firefighters, which he did and counted as an honor.

Lt. Harrison attended State EMS in Lexington. Lt. Bishop and Firefighter/Medic Kyle Boeckerman attended the SAVE training. SAVE – Swift Action Victim Extrication training program in Fort Mitchell, part of the active victim save program. He noted all full-time and most part-time people are SAVED-trained.

Chief Stager and Lt. Bishop attended 40 hours of EMS training put on by St. Elizabeth in Covington. Activity and on duty tasks came in at 411 hours.

He reported the repair of the Fire Station roof is near completion. It was a total tear off due to rot and decay of the roof.

The Burn Ban has been lifted in October but the station must be called.

October Fire Prevention Month with the slogan of *Learn What You're Cooking – Don't Leave Stove Unattended*. Information can be found on the website.

The Chief reported that flu shots are available, including and encouraged, as well as using proper hygiene in hand-washing and hand sanitize during cold and allergy season.

The new cardiac monitor recently purchased was used three times on individuals, two of whom were saved.

Chief Stager congratulated Firefighter/Medic Bryan Lynch has completed all IFSAC Certification requirements to become new fire instructor; and, Firefighter/Medic Kyle Boeckerman reached his 400 hours of training is now eligible incentive money.

Chief Stager also reported that, unfortunately, two grants to which they had applied were both denied. However they will be refiling grant paperwork to seek to replace the Engine, Cascade System, Rescue Tools, and Washer Extractor since the one that they have does not remove all the carcinogens.

Chief Stager reported that the seniors have been helping to fill five-gallon tubs by donating Dawn and baby wipes, to add to the fire department's Decon Kits. He noted that he will visit each group to personally thank them for their contributions.

- LEGAL REPORT: – None

- MAINTENANCE: Commissioner Peace reported that he has seen the grass being cut and he called upon Marc Roden to report other activities. He advised that blacktop was being applied to roads by patching. Blacktop has been applied to Parkview, Wynona, Lakewood, and Robertson. Tomorrow, plans are to start on High Ridge, Vincent, and Bonnie. They are planning on starting at Redbud and work their way south.

Also in the next couple of weeks, snowplows must be modified to fit new dump trucks. New signs will be installed sometime over winter.

- PARKS AND RECREATION: Commissioner Frietch reported that the Taylored With Time met every Wednesday with activities and other things scheduled. Kristy Webb reported on the Taylor With Time group and noted that they are an active group who hope for more people to join and that they are looking forward to Halloween costume party.

Details on Tree Lighting Ceremony on Sunday following Thanksgiving, November 25th are coming together for the biggest event of winter.

- **POLICE:** Commissioner Kreimborg stated he had learned that Rita Hassler is retiring for a second/third time as a registered nurse and he offered her congratulations in her retirement. He also reported that he was approached by a resident concerned that Taylor Mill has the lowest-paid police department anywhere in Northern KY. Upon further checking, Commissioner Kreimborg reported that Taylor Mill is in the middle range of salary for police officers.

Chief Knauf reported that Charlie Phillips, candidate for School Resource Police Officer at Woodland Middle School is ready to begin employment next week if approved by the Commission. He has vast skills and 26 years of law-enforcement experience, including Kentucky Fish and Wild Life and 8 years in a police department.

A motion was made by Commissioner Kreimborg and seconded by Commissioner Murray to approve the hiring of Charlie Phillips as School Resource Police Officer at Woodland Middle School. A roll-call vote was conducted, with following results:

Commissioner Kreimborg - Yes
Commissioner Murray - Yes
Mayor Bell - Yes
Commissioner Frietch - Yes
Commissioner Peace- Yes

MOTION CARRIED

Chief Knauf also reported that officers had participated in the Live Active Shooting Roleplay held in Fort Mitchell.

Also, interviews are in progress for hiring a Police Clerk, with five interviews having been completed.

In response to a question regarding cruisers, Chief Knauf reported that the cruisers should be arriving any day, with the expectation that they will be on the road by Thanksgiving.

ADJOURNMENT:

A motion was made by Commissioner Kreimborg and was seconded by Commissioner Murray to adjourn the meeting. All Commissioners were in favor.

MOTION CARRIED

The meeting adjourned at 8:50 p.m.

The next Commission Meeting will be Wednesday, December 12, 2018, at 7:00 p.m.

Following the meeting, Terri Stahl was sworn in by City Attorney, Frank Wichmann for the non-elected office of City Treasurer of Taylor Mill.

Daniel L. Bell
Mayor Daniel L. Bell

ATTEST: Kristy Webb

DATE: 11/14/18