

**Cold Spring City Council
Emergency Meeting
April 8, 2015**

Rita Seger, City Clerk requested that City Council appoint a member from this legislative body to open and preside over this meeting. Adam Sandfoss **motioned that Councilman Lou Gerding be appointed to preside at this emergency meeting**, and Lisa Cavanaugh seconded the motion. All were in favor. **Motion carried.**

Councilman Gerding opened the April 8, 2015 emergency meeting of Council at 7:30 pm. Roll call showed the following members present –Lisa Cavanaugh, Lou Gerding, Brenda Helton, Roger Jones, and Adam Sandfoss – Chris Ampfer was delayed. Also present was City Clerk Rita Seger.

Council Gerding pointed out exits from Council Chambers, per Fire Department regulations.

Lou Gerding announced that the majority of the council members have provided e-mails calling for the emergency meeting which we are holding tonight. The reason and need of this emergency meeting is that Mayor Nancy Bay has abruptly resigned, and the city lacks a city manager, city administrative officer, city attorney, and police chief. City Council needs to appoint someone to oversee the executive branch operation of the city at this time.

The first item on the agenda was to accept the written **resignation of Mayor Nancy Bay**. Adam Sandfoss made a **motion to accept** and Lisa Cavanaugh seconded the motion. Roll call vote showed five yeses and no noes – **Motion carried.**

Lou Gerding requested that council enter into a personal service contract for an attorney on an interim basis. We need the attorney right away because of what has happened within the city in the last few months and we need some guidance. The mayor has not let council be involved in many of the decisions that she did make in the last three months so we are in need of legal assistance right away. Lou Gerding made a **motion that we hire Brandon Voelker on an interim bases. That will be until council appoints a mayor and then the mayor would hopefully appoint an attorney for the city, and then city council would have to take action on that.** Adam Sandfoss made a motion to appoint Brandon Voelker as interim attorney for Cold Spring City Council. Lisa Cavanaugh seconded the motion. Roll call vote showed five yeses and no noes. **Motion carried.**

At this point, 7:35 pm, Councilman Chris Ampfer joined this Emergency council meeting.

Lou Gerding stated that he has been in discussions with Brandon Voelker within the last twenty-four hours, and as a citizen he has volunteered to give Councilman Gerding and the City Clerk information without getting paid up to this point. His salary will not exceed what his salary was under his previous contract. It will be decided on whether he will be on a retainer or paid by the hour. With everything that he has to go through and review, it is probably better taking him on a retainer. Lou Gerding invited Brandon Voelker to come to join council on the dais. Councilman Gerding asked Brandon Voelker to review the steps that the City has to go through now to appoint a mayor to fill the vacancy left by the resignation of Nancy Bay. Lou Gerding has received some information from former County Clerk and resident Jack Snodgrass and it is great that we have citizens to step up and help out. He requested that Brandon Voelker advise council and the audience on what steps need to be taken and the timeline and such.

Brandon Voelker stated that while Mayor Bay did resign on April 7, 2015, the law is that it did not become effective until this council accepted the resignation, which they did tonight. There is a thirty day window in which this council can appoint a new mayor. If thirty days lapse, it would be up to the governor to make the appointment. You are now appointing to what is called an unexpired term, which is governed under our Kentucky constitution, Section 152. That means that the position is to be filled at the next general election. Typically in an odd year in Kentucky there is no general election, but since there is a gubernatorial race this year this person would serve only until the next general election this November, and they would serve up until the time that the county clerk certifies the election. You don't run into any issues on filing deadlines because you are a non-partisan city, and we do not have primaries. Because you are non-partisan in the way that Cold Spring is set up, your filing deadline is the second Tuesday of August and anybody seeking to fill the unexpired term would file, so when residents go in to vote for governor and all other state offices, the residents of Cold Spring will have the opportunity to elect a mayor for the City of Cold Spring. That person will then only serve until the end of what would have been Mayor Bay's term. They don't get a new full four years, they get the remainder of what is left. Brenda Helton asked if anyone could fill this position. Brandon Voelker replied that they have to be eligible - be a resident of Cold Spring, no conviction of a felony, and be twenty-five years of age.

Lisa Cavanaugh made a motion to nominate Mark Stoeber as mayor to fill the vacancy left by Nancy Bay. She feels that he is the most qualified person and the bottom line is that our city has to get running again. Adam Sandfoss seconded the motion. Discussion followed. Chris Ampfer questioned that if Mark Stoeber wanted to be mayor why didn't he run again. He questioned if anyone has spoken to him or if he was present tonight. Roger Jones stated that he spoke to him last night and was told that he was interested to come in for the remaining term of the mayor's position.

Adam Sandfoss stated that he has worked with former Mayor Stoeber for a few years, as has Lou Gerding for many years before that. He has a deep love for the city and though he didn't run for mayor in this past election, he knows that this city needs someone to step up and hit the ground running. Right now we have so many vacancies in our different departments and we need somebody who can take over from day one, who knows the city, knows the storm water issues, and knows about all of the other issues that we are currently involved with, and not someone who would need an orientation period, especially one that this would last just until November. He or anyone else can then decide if they want to run in November. Councilman Sandfoss agrees with Councilwoman Cavanaugh that he would be the perfect one now because of his experience with the issues. We can get the City back on track as far as getting the appointments made and getting the citizens worries and fears alleviated.

Chris Ampfer stated that two people ran in the last election and questioned if anyone has spoken to the other candidate and to see if he wanted it, since he would be next to fall in line, not Mark Stoeber. Lou Gerding stated that he spoke to Angelo Penque who stated that he would accept it. Chris Ampfer stated that as far as hitting the ground running with that type of thought we would never have anyone new elected. Adam Sandfoss stated that is not necessarily so because if this appointee doesn't don't run for re-election then we will have someone new running. The winner of this past election has resigned so now we need someone from day one. Councilman Ampfer questioned if the mayor resigned due to pressure from certain councilmembers. Adam Sandfoss stated that is a question for the former mayor since she didn't state such in her resignation letter. Regardless of the reasons, we have a resignation and we need to fill the vacancy. He has no doubt that Mark Stoeber would do a fine job as mayor, and if he wants to run again in November that is great, but we need someone now who already has a strong background on the issues and is only going to fill this position for a period of a few months until the next general election.

Lisa Cavanaugh stated that she understands Chris Ampfer's point, and like it or not the residents did vote for Nancy Bay because they did want change. That is something to keep in mind for whoever comes into this position. Lou Gerding agreed with Adam Sandfoss. We are three months behind on the storm water, and the budget has to be approved by the end of June. We are not anywhere close to presenting the budget at this time. We can't wait for thirty days to fill the seat and then someone will have to come in and work out the budget all over again. It will take a lot of time. Former Mayor Mark Stoeber could step right in. The biggest thing he heard tonight was to alleviate the fears of the residents. He has received a lot of phone calls from citizens and we need to show them that we are moving forward. Adam Sandfoss stated that another benefit of having a former mayor come back is that the citizens already know who he is. People had their differences with him just like any other mayor, but the point is that our city did run well while he was mayor so that would immediately make the citizens more comfortable. Come November we will have another democratic process and have a competitive election for this seat.

Brenda Helton voiced her concern that Mr. Stoeber was not present tonight and questioned how can we make an appointment. Several councilmembers said that they have spoken to him, but she is not comfortable with him not being here to accept this position. Chris Ampfer agreed. Adam Sandfoss questioned if we could request his presence at the regular caucus on Monday. Lou Gerding stated that he spoke with Mark Stoeber, and he chose not to come because he didn't want to try to influence council on putting him in the seat. He is willing to run to fill the position. Brenda Helton questioned the process, and since he is not present would another meeting be needed to appoint him. Brandon Voelker stated that we could appoint him, but it would not be effective until he is sworn in. Once he is administered the Oath, he will become mayor. He suggested that council phone him, since he lives close by and he can come up here. Brenda Helton stated that there seems to be a sense of urgency to get someone appointed and approved. Chris Ampfer stated that he doesn't see the sense of urgency because he doesn't see the city falling apart right now. We have thirty days and the city will make it through this. Lisa Cavanaugh stated that given the circumstances we have been put in this situation as unfortunate as it is. We have to deal with it, make an appointment, and move on.

There being no further discussion, roll call vote showed four yeses and two noes -- Brenda Helton and Chris Ampfer.
Motion carried.

Lou Gerding stated that Mark Stoeber will be contacted and we will have him sworn in as soon as possible so that we can move on with the direction of the city. He thanked the City Clerk for all of the phone calls and planning that she has had to do for the past two days by cancelling a meeting and setting up the emergency meeting. Councilman Gerding reminded council that we still have a caucus meeting scheduled for Monday night and on the agenda will be discussions with a gentleman about the

cell tower lease. Brenda Helton questioned if council will have time to review the contract. The City Clerk stated that she has not received anything and she will attempt to make contact to see if they provide this for council.

Lou Gerding invited citizens' comments.

Resident Stuart Oehrle addressed council. He thanked them for bringing stability back to the city. He thinks it is worth getting someone in right away to right the ship until November, and then let the citizens' vote. This gives them time to see what candidates are out there. It has been sad for him as a former councilmember to see what has gone on these last three months. Cold Spring was the stability and rock of a city that you never heard on the news. Unfortunately in the last few months we have had more headlines in the news than he can ever remember in the past. He thanked council. Whether you like or dislike Mark Stoeber, he knows how to run the city and he will get us back up and keep us going and stabilize things. Then in November the citizens can vote for a new mayor. The whole point of this is that it is interim, and you really want someone who is interim to right the ship and not be the one that you are assuming is going to run and then win down the road. He thanked council.

Joe Heil, resident and owner of Barleycorn's addressed council. He thanked and commended council for their vote tonight to bring Mark Stoeber back. Mark Stoeber did not run in the general election and he understands that he probably needed a break. He is very grateful that he is going fill the position. Several months ago while he was reading the Campbell County Recorder, he looked at pages of assessments that were put on the citizens of Ft. Thomas for street repairs. He recalled that it wasn't but two years before that his street, along with many of the streets in Cold Spring, were repaired and we didn't see an assessment for that. It was certainly a good job done by our city council and mayor. He is very concerned about where we are going with storm water and sanitation and it is vitally important that we get back on track after a three months lapse, along with zoning. Our city has always run very well with the Public Works Department and all of the other departments that are involved. He was deeply disturbed when Chief Burk got the axe because he has done such a great job with the citizens and a very good job for St. Joe's in Cold Spring. Mr. Heil commends council actions and he certainly commends Mark Stoeber for stepping up when his city needs him the most.

Resident Steve Roach addressed council. He has lived in Cold Spring for twenty-five years and stated that he has never felt so ashamed by the actions taken by the leadership of the current administration. The ability of one individual to eliminate top personnel within the city leaves us with a huge void. Then the mayor abandoned her responsibility by resigning from the city. City Council must take forthright decisions to have the ability of this every happening again away from the mayor. The people of Cold Spring need to be able to take part and participate in the overseeing of cohesive thinking within our government administration. This is done by going to council meetings and by the mayor and councilmembers. He applauds the re-appointment of Mayor Stoeber and he thanks them.

Mark Schroer, citizen of Cold Spring for the last eighteen years addressed council. He appreciates all of councils' and Mark Stoeber's service to our city. We need it. He is a little disappointed that Mark Stoeber was appointed tonight. We need fresh ideas and fresh blood. He is also a little concerned with the election coming up. He doesn't know Mark Stoeber personally but he wondered if this can be used as a campaign ploy to say he came in and saved the city. Vote for me in November. It would have been nice to have someone who didn't want to be mayor to have this position. We have a lot of difficult problems and he hopes that we learn to think out of the box. We have some new members on council and he hopes some of the more experienced councilmembers would tutor some of the newer councilmembers. We have some big problems here. He is proud to be a citizen of the City of Cold Spring. He moved here to raise his family and he is going to stay here, and he hopes we get some new and fresh ideas for the problems that we have.

Lou Gerding thanked all for the citizens' comments. They are always welcome and we hope to see more citizens at future meetings. It is always good to see people in the audience. It means that they are concerned and that they care.

Adam Sandfoss made a motion to adjourn the April 8, 2015 emergency council meeting at 7:59 pm, and Lisa Cavanaugh seconded the motion. All were in favor. Motion carried.

Approved:

City Clerk:

Mayor:

Cold Spring City Council April 27, 2015

The regular meeting of the Cold Spring City Council was called to order by Mayor Mark Stoeber, who was re-appointed by city council at an emergency council meeting held on April 8, 2015, and he was sworn into office after the conclusion of that meeting. Pledge to the flag and prayer was led by the city clerk. Roll call showed the following council members present – Chris Ampfer, Lisa Cavanaugh, Lou Gerding, Brenda Helton, Roger Jones, and Adam Sandfoss. Also present were Police Sergeant Brian Messer, Administrative Officer Stephen Taylor, City Clerk Rita Seger, and City Attorney Brandon Voelker.

Mayor Stoeber pointed out exits from Council Chambers, per Fire Department regulations.

Mayor Stoeber requested the addition to the agenda under New Business, Item J. , for the rescheduling of the May 25th regular council meeting due to Memorial Day to a special council meeting on a subsequent day.

Under items of interest to community, Mayor Stoeber announced that the annual Easter Egg Hunt which was held on Saturday, March 28th was very successful. It is the largest crowd that is on our lawn at any given time, but the whole event lasts only a matter of minutes. There was a lot of positive feedback, and he thanked the Parks and Recreation Commission for all of the time spent in the planning as well as during the event. They are a volunteer group and he thanked them for all of their hard work. The Arbor Day celebration was held on Saturday, April 25th. Though the sky was overcast with a little rain we had a nice turnout. We see how wonderful and beautiful trees are and the Park Board put on another excellent event. During Arbor Day the Park Board gave away Pink Dogwood Saplings, and anyone here can take one home and plant this gorgeous tree. As historically done, to thank our residents for attending, we will have a raffle drawing to present an American flag and pole to a resident staying until the end of the meeting.

The minutes of the March 23, 2015 regular council meeting were reviewed by all. Lou Gerding made a motion for approval and Adam Sandfoss seconded the motion. All were in favor. Motion carried.

The minutes of the April 8, 2015 emergency council meeting were reviewed by all. Lou Gerding made a motion for approval and Lisa Cavanaugh seconded the motion. All were in favor. Motion carried.

There were no scheduled or unscheduled guests, and no old business.

Under new business, Mayor Stoeber stated that we have a significant contract for garbage collection and recycling that will be let out this year for bidding. It is typically a three year contract that runs about one million dollars. The administrative officer is generating the early drafts and will work with our attorney and in the near future we will let out that RFB contract. There have been projects in the city that have gotten under way. Steve Taylor stated that we have the piping done for the new restroom that is underway, and we should have a building permit soon which will allow us to put in the footers and start on the actual construction. The rest of the material will flow from that. We have held up purchasing those materials until we get the permit. For the residents' information, Mayor Stoeber stated that we are putting in "real" restrooms in the back of the city building. We have a lot of activity in the Park and in the Community Room and a vast majority of that was serviced by a one door bathroom with one toilet. We are going to build a nice set of restrooms in the back of the building.

Mr. Taylor stated that we have started the second half of the 2015 road program, which is focused in Springhouse and the back side of Sturbridge. We have started on Springhouse and they are halfway done with Cobblestone and then will flip over to Springhouse Drive. They are predicting that they will be done mid-May with restoration to follow immediately after that, so we should be done well before the June 30th deadline. In Sturbridge, they started on the storm water piping today in the back of Town Square in the cul-de-sac. They will finish that up and start on the tear out this week, and they will finish that and go to the intersection of Town Square and Sturbridge and then move onto Cobblers and do the top section. The cul-de-sac at Cobblers will be the last section. They are anticipating that they will be done by May 31st or the first week of June with restoration to follow immediately afterwards, and they say they will be out of the city by June 30th. We are running under budget on the entire project to date.

Regarding the upgrade of the play equipment for Friendship Park, we are in the process of reconfirming some of the quotes which came in early this year and time has expired on the quotes. The material is in stock with all of the vendors, so it can be delivered right away once we place the order. We have two bids in and are waiting for a third to come in on the materials. We should be able to fit that into the schedule and have it paid for within the budget year.

Chris Ampfer verified that we get our building permits from Campbell County Planning & Zoning and that they actually provide the inspections for us. Steve Taylor stated that they do, except that we use our own engineers, Bayer Becker, to inspect the asphalt. Chris Ampfer questioned if the Springhouse and Sturbridge construction was concrete or asphalt overlay. Steve Taylor replied that they are full concrete replacement. Springhouse is a mix, but what we are doing right now is all concrete.

The next item on agenda was discussion of the barrier replacement on northbound US27 left turn to French Street by the Kentucky Department of Transportation. A couple of years ago this was deemed as a very noticeable safety hazard area for people coming southbound and turning left into Winters Lane. If you had traffic going northbound and they were turning left into French Street to the library, those cars in that left turn lane would significantly prohibit vision to oncoming traffic mainly because of the slope of the road. Since it is a federal highway the city went through a process of petitioning the state to prohibit left turns to French Street and to indicate that the way to get in there was to turn left at St. Michaels Drive. The State was very zealous and put up quite a barrier scenario along with a left turn sign, so it went from one extreme to the other. The yellow pole sticks were pushed aside because of being targets for pickup trucks and larger trucks. The state then put in curb type barriers which are very sturdy. The Mayor has received a number of calls from residents because those barriers are about four feet tall and six feet wide and when you line them all together, it is actually worse than putting a car there because it creates a four foot high by thirty foot long yellow wall. Steve Taylor has taken steps to mitigate that issue and will have our Public Works start on that tomorrow.

In the year 2016 the City will have its' 75th Anniversary. Councilwoman Lisa Cavanaugh will be the person in charge from the city standpoint of developing a forum and a structure and communications for that. Lisa Cavanaugh stated that right now she is just trying to formulate a plan. Her preliminary idea is along the lines of having a community picnic, maybe tied in with a car show and music, with games for all ages, and obviously a historic display. She is trying to reach out to the residents for any kind of pictures that may be buried away in boxes, or if they have relatives that may have pictures or anything about the city's history. She would also like to video some of the residents and founding families, recognize them and give the oldest resident a key to the city. If anyone is interested and would like to take part in any kind of way, please let her know and we can build a committee of people. She is interested in input from council and citizens and welcomes any other ideas. Mayor Stoeber gave Lisa Cavanaugh's e-mail, lisa.c@coldspringky.gov which is found on our website or contact the city clerk's office and she will relay everything to Ms. Cavanaugh. Mayor Stoeber stated that Councilwoman Cavanaugh has just begun this project a couple of weeks ago, so if you want to be involved feel free to contact her or the city clerk. Adam Sandfoss stated that we should put this in the next newsletters. Mayor Stoeber stated we will get ahold of the website administrator and put a block on the front page to get people involved.

Lisa Cavanaugh stated that she hears rumors that possibly an old time capsule had been buried in this building and she is hoping to find out the legitimacy of this through the historical society. We would like to find it, open it, and add more items to it for the future. Chris Ampfer commented that it may tell the actual location of the "cold spring". Mayor Stoeber stated this has been an area of debate for a long time, and has been narrowed down to two spots. Former council member Charles Gray had put together a historical display of the city and Lisa Cavanaugh has taken that over. Charles Gray designated the spot behind the dry cleaners on Buning Lane as the spot because there are some very old stones that he believed used to house the original spring, and he had stories from residents who had come to that "cold spring" for water. Another possible spot is where the cattails are growing behind the Ameristop building on Winters Lane.

The next agenda item is a permanent sub-committee affirmation vote. The reason he is doing this is because at the first meeting of the city, by ordinance the sub-committees have to be established. There was some debate and opinion because it was done by special meeting which has strict rules and there was some discussion as to whether or not the permanent sub-committees were properly set up. He is asking council for a motion to establish the committees and that way there is no doubt about the legality and we can move on. As he mentioned at the last meeting, this is an opportunity for council members who may wish to step forward or talk about making an adjustment to any of the committees before they take a vote. Otherwise he is requesting an affirmation vote. Adam Sandfoss made a **motion to approve the established sub-committees** and Lisa Cavanaugh seconded the motion. Discussion followed.

Lou Gerding stated that he was asked to be on the storm water committee and he refused it originally because of the makeup of what was going on in the city at that time. He stated that if someone wants to get off of the storm water committee he is volunteering to take their place. Roger Jones stated that he would like Councilman Gerding to take his spot.

Chris Ampfer requested a run through on the committee members. Mayor Stoeber stated that as it stands now, the committee members for Finance are Lou Gerding and Adam Sandfoss, Safety are Roger Jones and Adam Sandfoss, Public Works are Brenda Helton and Roger Helton, and Personnel are Lisa Cavanaugh and Chris Ampfer. Those are the permanent sub-committee which are required by city ordinance to be filled the first meeting after the election. Mayor Stoeber stated that during that first meeting an ad hoc sub-committee was formed for storm water. He suggests at a future date to consider making this a

permanent sub-committee at a future date. As he understands it now, the ad-hoc storm water subcommittee will consist of Brenda Helton, Chris Ampfer, and Lou Gerding who will replace Roger Jones. Lou Gerding stated that Chris Ampfer is also our representative on the Cable Board. Adam Sandfoss **amended his motion to approve the permanent sub-committee members as originally established, and to approve the transfer of Lou Gerding to replace Roger Jones on the storm water committee.** Lisa Cavanaugh seconded the amended motion. Chris Ampfer questioned if two members are enough for each committee. Mayor Stoeber replied that the committees consist of himself, the administrative department head and then the two councilmembers so the committees do consist of four or five members. Roll call vote showed six yeses and no noes. **Motion carried.**

Following up on the April 8th emergency meeting, the appointing of an attorney for council was developed, and during the last caucus meeting there was discussion that the city does actually need and should have a city attorney. There are some nuances as to who and what an attorney for the city can represent, whereas a city attorney by definition can serve and provide assistance to all of the elected governmental body. The city attorney is elected by the mayor and is then affirmed by city council. Brandon Voelker has agreed to be the city attorney and as discussed at caucus in light of Mayor Stoeber being an interim mayor and given the fact that there is a November election, Brandon Voelker's contract is basically on an "at will" basis, meaning that at any given time the city can end the contract with no further balance due. Likewise at any time Brandon Voelker can end the contract with no balance due. The whole purpose is to re-establish the attorney position within the city and yet recognize that come November we could go the course of a new mayor having different or similar ideas. Mayor Stoeber is appointing, for council confirmation, Brandon Voelker as city attorney. Lou Gerding made a motion for **approval of the appointment of Brandon Voelker as City Attorney**, and Adam Sandfoss seconded the motion. Chris Ampfer confirmed that as discussed at caucus this is only temporary for Mark Stoeber's term. Mark Stoeber stated that Brandon Voelker's appointment is not defined as temporary but his contract is "at will", so there is no keeper provision in there by him or the city. It is not technically a time-sensitive contract but it is an interim contract. Roll call vote showed six yeses and no noes. **Motion carried.**

Lou Gerding questioned that since council took the action to hire Brandon Voelker as an interim attorney for council, do we have to fire him from that position or take any action on this. Brandon Voelker stated that the record should reflect that part of the action of council, which was for the appointment of this position just until a Mayor was in place and a city attorney was appointed, that action is no longer needed and void. The action that council took did state until a mayor is appointed and a new city attorney is appointed. Mayor Stoeber complimented council for how quickly they acted in response to the circumstances in order to make sure that the necessary controls were in place.

Mayor Stoeber stated that at the prior caucus meeting there was discussion on the **re-affirmation of the City Administrator position.** Technically this motion does not have to occur because the position already exists and is in the budget however, the reason that he is asking for council affirmation is that we are in the budgeting process and the money is budgeted for the city administrator. At the end of June the intent that he gathered from council is that the city administrator position, like the city attorney position, would serve until the city transitions with a new mayor and at that particular time it is up to the new mayor to establish the relationships that the new mayor wants to. The professional service contract that he has signed with Steve Taylor is almost identical to Brandon Voelker from the standpoint that it is an immediately terminable contract by Steve Taylor or by the city. That allows total flexibility with that position so that the budget that he will be presenting to council will have the city administrator in there. He would like an affirmation vote from council this evening so that they can at least say that it is a process that they agreed to at caucus and he would like to make it official. Lou Gerding made a **motion for approval** and Adam Sandfoss seconded the motion. Roll call vote showed six yeses and no noes. **Motion carried.**

In addition to re-establishing the city administrator position and given the fact that the code enforcement officer position had resided in the police chief's position, he is asking that council provide the city administrator the power to actually be the code enforcement officer. **Ordinance 15-1015 was read in summary form for the first time, designating the city administrator position as code enforcement officer.** Mayor Stoeber stated that the police department will still be involved because they are the official law enforcement officers in the city. The original design of the police involvement in code enforcement was only when there was a situation where someone was being less than agreeable to a civil or administrative suggestion to comply. Lisa Cavanaugh questioned if his pay will increase with the addition of this position or if it would remain the same. Mayor Stoeber replied that the pay will not increase. This is just an increase in responsibility. Chris Ampfer referred to the ordinance and questioned if this was just the addition as shown on Item 9. Brandon Voelker explained that this is adding the city administrative officer to the definitions of who could be a code enforcement officer. Police officers already have the authority to cite, so we are just adding the city administrator. In Section II it is adding this in the laundry list of job responsibilities for the city administrative officer. Everything else listed in the ordinance already exists. Brenda Helton questioned Section II Item E 7 where it refers to OSHA compliance and she questioned if it should be OSHA and if that was a typo. Brandon Voelker stated that is straight off of our published code of ordinances. Mayor Stoeber replied that it is actually the Occupational Health and Safety Act and while the letters are actually OSHA, the vernacular that people use call it OSHA.

Lou Gerding made a motion to **approve Ordinance 15-1015**, and Adam Sandfoss seconded the motion. Roll call voted showed six yeases and no noes. **Motion carried.**

Mayor Stoeber stated that his first comment on the evening of his swearing in was about the safety and integrity of the city, our property and the people. He advised our residents through our city newsletter on what he is doing, and he very quickly had interviews with Lieutenant Hall, and Sergeants Messer and Ratcliff to determine exactly what the status was of our Safety Department. That department has done an extremely good job of managing and maintaining safety through the transition. With any sudden transition of a police chief it brings more questioning and uncertainty. Added to that, the police chief replacement process created a level of disruption and discontent in the way that it evolved. It was his understanding that the department was advised that there was going to be an internal hire, and then unbeknownst to the department, shortly thereafter the department came across a public ad for a public hiring of a police chief. That can create a level of confusion and a level of possible discomfort, and at times this type of item creates a disruption. Having had a twelve year tenure with the department, he knows over that period that the city has significant financial investment in that department and we probably invested close to \$15 to \$17 million dollars in the police department. A lot of that was in wages and in hard goods, cars, protection and that type of item, but much of it was for a significant amount of education training, elevating the department's experience through training, and also in partnership with the law enforcement offices in Richmond Ky.

Mayor Stoeber's decision is to provide the opportunity for the department and have various members, should they choose, to step forward and ask to be police chief. Obviously, if no one from the department steps forward, then we will go through an external process. How he conducts the process will again be slightly different than the most recent process in that he will put together a team as he did in 2005 when the city did a nationwide search. He put together a very broad based cross-functional hiring committee of ten members. He anticipates at this time to have between eight and ten members, and in the interview process he intends to have a wide variety of voices in order to choose the next police chief. A police chief has significant peer relationships. One of those is the fire chief of Campbell County Fire Department. He has already spoken to Chief Schultz and he has accepted the request to be part of the hiring committee. The Court System is another peer relationship. In 2005 Judge Popovich agreed to be part of the hiring process and he has graciously agreed to serve on the committee again. Another relationship is with our businesses and we have the luxury of having Joe Heil, who is a resident as well as owner of Barleycorns Restaurant, who has graciously agreed to be on the committee. From a council standpoint one of the major relationships he will be developing attendees from city council. Likewise the chief has relationships with residents and he will be contacting one or two residents who can provide input from a resident's standpoint. As he has done in the past he will be selecting a high profile police chief from outside of Campbell County to be part of the hiring committee. Candidates will be interviewed on one particular day. There will be a panel interview and each of the interviewers will have an assigned question. All panel candidates will be assigned a score to answered questions and then that overall broad input will provide the Mayor with the necessary input to determine who the next police chief will be. He will try to put together a very robust, cross-functional department. This will be progressing very shortly. Sergeant Messer has the information and tomorrow he will distribute it the police officers to start the process. He intends to move quickly and he is asking the department to provide their interest by next Monday and then we will start the hiring process shortly thereafter. That is the entire process and it is virtually identical to the process that he followed back in 2005 for our police search. Mayor Stoeber will keep the council and residents completely apprised on how everything goes.

Chris Ampfer questioned what role, if any the Personnel Committee has on this. Mayor Stoeber stated that he is going to be working with council and there are a variety of different ways that council can provide representation, such as the Safety Committee or the Personnel Committee. We have a councilman that has been around for twenty-eight years, so there are a lot of variations as to how council representation will be on this hiring committee. Brenda Helton stated that our standing committees are set up for the purpose of making recommendations to council so any recommendations should come from our Safety or Personnel Committee. Mark Stoeber stated the committee would make an affirmation, but the mayor makes the recommendation. How council wishes to move through all of that is council's responsibility. Chris Ampfer verified that Lieutenant Hall is in training right now. Mayor Stoeber added that next week Officer Ratcliff will be in training for three weeks. The investment that the officers have made to gain knowledge and information has all led to his decision to look at an internal promotion first.

The addition to the agenda is an administrative matter. The regularly scheduled May 25th council meeting is actually on Memorial Day, and he is suggesting that it be moved to a special council meeting on Tuesday, May 26th. Chris Ampfer questioned if that conflicted with any other meetings because the Cable Board usually meets on the fourth Tuesday of every month. The city clerk replied that the Cable Board does not advise the city when they are holding meetings. Councilman Ampfer suggested that we hold the special council meeting on Wednesday, May 27th to avoid any possible conflicts. Brenda Helton questioned if we needed a motion on that. Brandon Voelker stated that the law says that either the Mayor can call a meeting or the majority of Council in writing can call a special or emergency meeting.

As a follow up citizen's comments, resident Steve Roach addressed council. He is glad the mayor is bringing up the issue of the mayor to hire a police chief. He thinks that council should address this point. He doesn't ever want to see what happened to these last four positions with our last mayor. These positions were eradicated at the same time. There has to be some back up plan where you can dismiss one person and you need to come to council and explain to everyone the reason. Just because you want a change is not good enough for council or the citizens. There has to be some sort of backup plan to keep this from happening again.

Departmental reports were submitted in writing.

Regarding the finance report, Steve Taylor has done an excellent job in digging up and finding out and putting together a preliminary budget. The Mayor and Mr. Taylor will be meeting shortly with the Finance Committee with the anticipation that we are going to start that meeting a little bit earlier and that would be the first pass. Steve Taylor is putting together the official budget calendar because the budget process has a very definitive timeline that must be met for the budgeting process to be met.

Mayor Stoeber thanked the Park Board once again for their hard work. As everyone leaves tonight, there are some Pink Dogwood seedlings in the back and everyone is invited to take one and plant it.

Council comments followed.

Chris Ampfer was hoping to go through all of the reports rather than rush through it, and be given the highlights of the reports. Mayor Stoeber stated that the meetings have been structured so that discussions on administration are for caucus and then the council is mainly for reading reports and then asking questions based on what they were provided in the reports. At the next caucus meeting we can do a review of those reports. Chris Ampfer verified that these reports will not be any different than what was provided.

In relation to what resident Mr. Roach was saying, Adam Sandfoss requested that we review what the protocol is with the hiring and firing of certain level of appointments and in relationship to that, if we need to appoint a vice-mayor or something so that what has occurred in the last month or so be prevented from happening again. Also on a side note, Councilman Sandfoss welcomed a new resident to the city – his nephew was born last month.

There were no attorney comments.

Mayor Stoeber stated that he commends Council for their quick and decisive action on a variety of issues, and he greatly appreciates their vote of confidence and he thanks them for that. We will move through the next five or six months in a very stable fashion. He is looking forward to moving through the process of an internal hire through the police department.

Mayor Stoeber explained that we will be going into executive session. There are very defined reasons why council and mayor can go into executive session which are clearly spelled out by law, and this particular evening it is for KRS 61.810 F – personnel. After we give away the flag and enter executive session and he will have to ask all audience members to leave council chambers.

Cindy Moore was the winner of the American flag and pole. She donated this back to the city.

Adam Sandfoss made a **motion to enter into Executive Session, per KRS 61.8710 F – Personnel**. Lou Gerding seconded the motion. All were in favor. **Motion carried.**

Lisa Cavanaugh made a **motion to come out of executive session** and Lou Gerding seconded the motion. All were in favor. **Motion carried.**

No action was taken as a result of the executive session.

Lou Gerding made a motion to adjourn the April 27, 2015 Council meeting and Adam Sandfoss seconded the motion. All were in favor. **Motion carried.**

Approved:

City Clerk:

Mayor: