

Cold Spring City Council January 28, 2019

The meeting of the Cold Spring City Council was called to order by Mayor Angelo Penque. Prayer and Pledge to the flag was led by the city clerk. Roll call showed the following council members present – Adam Sandfoss, Michael Ruscher, Cindy Moore, Paul Kloeker and Lisa Cavanaugh. Chris Ampfer was excused. Also, present were Administrative Officer Stephen Taylor, City Attorney Brandon Voelker, City Clerk Robin Sweeney, Sergeant Andy Hyett and Public Works Director Ronnie Hitch.

Mayor Penque gave the exit instructions, per Fire Department regulations.

Additions and deletions to the agenda – Mayor Penque deleted the drawing of the flag from the agenda because we do not have any at this time.

Items of interest to the community – For Veteran's assistance you can make an appointment with Mike Disney on the third Thursday of the month here at the City Building. Please call to make an appointment, and you must be a resident of Cold Spring. Mayor Penque thanked the Public Works department for all of their hard work on keeping the streets clear during snow events.

The November 26, 2018 council meeting minutes were reviewed by all. Michael Ruscher made a motion. Adam Sandfoss seconded the motion. All in favor. **Motion carried.** The December 10, 2018 Special Council meeting minutes were reviewed by all. Adam Sandfoss made a motion. Michael Ruscher seconded the motion. All in favor. **Motion carried.** The January 7, 2019 Special council meeting minutes were reviewed by all. Lisa Cavanaugh made a motion. Cindy Moore stated there needed to be a correction to the attendance, Brandon Voelker was listed as present, but he was not in attendance that evening. Michael Ruscher seconded the motion. All in favor. **Motion carried.**

Scheduled guests – none.

Unscheduled guests – Ric Frazier with First Baptist Church approached council and presented them with a new design of their sign that will meet all the regulations and criteria of the city with the exception of the dimensional variance. He asked that he be notified if there are any updates to our sign regulations. There was some discussion about the sign specifications and sponsoring text amendments. Michael Ruscher made a motion to sponsor a text amendment to provide for a 40 square foot, 100% digital sign in the Professional Office Zone. Cindy Moore seconded the motion. Roll call vote shows 5 yeses and 0 noes. **Motion carried.**

Old business – none.

New business – **Municipal Order 19-01** appointing Brenda Helton to the Planning and Zoning Commission. Michael Ruscher made a motion. Adam Sandfoss seconded the motion. All in favor. **Motion carried.**

Municipal Order 19-02 reappointing Darryl Geiman to the Code Enforcement Board. Michael Ruscher seconded the motion. Lisa Cavanaugh seconded the motion. All in favor. **Motion carried.**

Municipal Order 19-03 reappointing Ray Pauly to the Board of Ethics. Adam Sandfoss made a motion. Michael Ruscher seconded the motion. All in favor. **Motion carried.**

Municipal Order 19-04 reappointing Tom Freppon to the Board of Adjustments. Lisa Cavanaugh made a motion. Michael Ruscher seconded the motion. All in favor. **Motion carried.**

Follow up citizen comments – none.

Department reports were submitted in writing.

Council comments – Michael Ruscher inquired about tax payments and asked if we are on pace for this time of year. Steve Taylor said yes. He congratulated Sgt. Hyett for his recent award and its great to have him on the force. He thanked the NKU Athletic Department and spoke about a possible opportunity next year for the City. He suggested that we participate in a Cold Spring Day at the NKU games. He will follow up on this as it is too late to participate this year. Mr. Ruscher addressed some concerns with council members and social media. Adam Sandfoss mentioned that Cold Spring was named as one of the best cities in Northern Kentucky to live in. He said we should all be proud of that. Mr. Sandfoss addressed Steve Taylor and asked if

we can reach out to the state in regards to Pooles Creek as it is so dangerous right now with all of the potholes, and having the big trucks driving through there does not help. Cindy Moore also thanked Mr. Hyett for his hard work and congratulated him on his recent award. She also thanked public works for all of their hard work during the snow events, they have done a great job and she hasn't heard any complaints. She asked Brandon Voelker for confirmation about social media accounts identifying as council members being subject to open record. Brandon Voelker said that according to the Attorney General that the City has no authority to go into a private home to retrieve these records, because the record is not housed at the city. He read some information from the Attorney General that states that public records mean books, papers, maps, photographs etc. which are prepared, owned, used in the possession of a retained public agency. He added that if someone wanted a copy of the city's Facebook comments or messages then we would need to make it available. Cindy Moore stated that if the city clerk sends a message to all council members, and 4 of the 6 hits 'reply all' then that is considered a meeting. Brandon Voelker stated that if the city clerk sends a message asking if everyone is available for a special meeting, that is okay. He stated that the issue arises if you are soliciting opinion, and he provided a few examples. He said if there is talk about how you are going to vote, then that is a meeting. Lisa Cavanaugh wished everyone a Happy New Year, congratulated Officer Hyett and thanked Public Works for keeping the streets clear. She addressed the audience and is looking for our oldest (in age) resident, and the resident who has lived here the longest. If that is you, or you know who it is, please call the city building and ask for Lisa's cell phone number. She also talked about social media and open record requests.

Mayor comments – Mayor Penque read a few highlights from his State of the City Address. Copies were given to the council members, copies will be available in the lobby of the city building and it will be put on Facebook and the website. He would like to see the city council work as a team, we are all here to move the city forward.

Michael Ruscher made a motion to adjourn the January 28, 2019 council meeting at 8:10pm. Adam Sandfoss seconded the motion. All in favor. **Motion carried.**

Approved: 6/24/19

City Clerk: /s/ Robin Sweeney

Mayor: D. Angelo Penque