

## Cold Spring City Council August 27, 2007

The regular meeting of Cold Spring City Council was preceded by a presentation by members of the I-471 Corridor Study group who were present along with invited representatives from various cities who will be affected by this study.

Bob Koehler, Deputy Executive Director of OKI and Project Manager gave an update of this 471 Corridor Study. Areas identified are I-471, US 27, and AA Highway major roadways. With this project they will evaluate the capacity and needs of the various roadways in the area. A traffic signal optimization effort has been delivered to the cabinet for implementation to improve optimal traffic flow.

Craig Kowalski and Tom Creasey of the Project Team were present. Mr. Kowalski gave a slide presentation which gave an overview of the access management plan. This project addresses the needs of roadway improvements through effective management and planning to improve the movement of traffic and access to adjoining land, and limiting the number and type of conflicts between vehicles, pedestrians and bicyclists. Mr. Kowalski discussed the use of non-traversable medians to manage left-turn movements. He discussed the recommended short term and long range improvements along US 27 from South Fort Thomas, through Highland Heights and Cold Spring to the Meijer Entrance.

Tom Creasey talked about the implementation strategy that would be needed and the importance of working with the state of Kentucky by traffic signal timing, global objectives, and the pool of money that would be needed to drive this project. We could implement this project a various number of ways. We would need to look at our ordinances, comprehensive plan, zoning and subdivision regulations and look at what would work would best suit our community to implement access management. A formal adoption or possible overlay of an ordinance or comprehensive plan would be required. Kentucky has developed a model ordinance with the framework that we could customize to work for our city.

Rose Pfaff of Highland Heights asked if they had taken into consideration the new NKU Arena and the type of traffic this may bring about. Mr. Kowalski stated that the bigger I-471 Corridor Project will address issues and changes that will be needed for the front and back areas of NKU. They believe that with improved traffic signalization and non-traversable medians, this will improve traffic in that area.

Stuart Oehrle questioned if the traffic patterns for the new NKU "dorm" in Highland Heights were considered. Mr. Oehrle also questioned their accident study and how many were middle lane accidents. He also questioned how much traffic will be diverted from US 27 to AA Highway. Mr. Kowalski stated that the dorms would also be a part of the larger I-471 Corridor Study. They have looked at how to get a better handle on the projected amount of new traffic there will be. Mr. Kowalski stated that the accident study showed that 90% were related either to congestion or access, but he doesn't have middle lane accident information.

Mr. Koehler of OKI stated that they have not looked at the diversion of traffic via US 27 to AA Highway which will be part of the bigger Corridor Study. He stated the interested parties will be able to access much of this information along with aerial photographs on the project website.

Judge Pendery stated that the cities along US 27 have been cut in half by this major arterial roadway, and stated that with the non-traversable medians, it will improve the ability for pedestrians to cross this roadway and bind the community back together.

Mayor Stoeber thanked the project members for their presentation and thanked Judge Pendery for working with OKI to get this study to also include this area. The study has involved short and long term improvements. He received information on where to go for help and advice on street-scaping and sign-scaping.

The regular meeting of the Cold Spring City Council was called to order. Pledge to the flag was recited and a prayer was led by the City Clerk. Roll call showed the following present – Lou Gerding, Charles Gray, Dave Guidugli, Stuart Oehrle , and Kathy Noel – excused Rob Moore, who would arrive later. Also present were Tom Benke, Rita Seger and Brandon Voelker.

Mayor Stoeber pointed out the exits as required by Fire Department regulations.

The August winners for the Yard of the Month were Creed and Sadie Webb of 5533 E. Alexandria Pike. Charles Gray displayed the plaque which will be delivered to them. Congratulations to the Webb family.

Mayor Stoeber stated that the Cruise In/Concert was a tremendous success. We had twenty-two members of our adopted unit, as part of our Operation Hug program, in attendance as guests of the city. They appreciated the city's hospitality and we wish them the best. Special thanks to Nancy Bay, coordinator for this event, and also the Park Board for all of their efforts.

The Cold Spring Fishing Derby, which is put on by our Police Department and Central Campbell Fire District, will be held on Saturday, September 1<sup>st</sup> at the Stables Restaurant Lake, registration from 7:00 am to 10:30 am and fishing from 8:00 am to noon. It is a popular event and plenty of prizes are handed out.

On October 7<sup>th</sup> we will hold our Day in the Park at our Municipal Grounds in front of the City Building. This family oriented event has all types of different activities, rides and food available. The event begins at Noon.

We do plan on having a Veteran's Day Ceremony in Cold Spring, so look for details on this event when we have them.

The city had an open air Caucus meeting at Apple Orchard Park on August 13<sup>th</sup>, with good community attendance. The city did some grilling, and also served pop, potato chips, and pretzels.

The September 10<sup>th</sup> Caucus meeting will be held at our Patriot Park in the Glenridge Subdivision, beginning at 7:00 pm.

Mayor Stoeber attended a Granite Spring Homeowners Association meeting, and stated that he would be more than willing to attend any type of association or neighborhood get-togethers. There were approximately thirty five to forty people in attendance at the Granite Spring meeting and they had great conversations within this venue that allowed for more variety of topics with a good in-depth discussion.

Mayor Stoeber stated that there was the city-wide concern about the new Crossroads Elementary School, and its impact on traffic on Crossroads Boulevard. Police Chief Ed Burk has worked hard and received much cooperation with the school superintendent and the head of the school transportation department. He has also worked with the state for timing and signalization on the traffic light. To date there have not been any traffic problems. The school releases eight northbound buses first, then automobile traffic, then two or three southbound buses. Through this coordinated effort and hard work, all traffic has been running well. The police department is already working on keeping the traffic running smoothly through the holidays.

Campbell County will have a tire amnesty program with an unlimited number of tires accepted at no charge, from September 13<sup>th</sup> to the 15<sup>th</sup> at the Kentucky State Highway Garage, 9615 Alexandria Pike.

A flag and pole will be drawn at the end of the meeting for any Cold Spring resident who stays for the entire meeting.

Minutes of the July 23<sup>rd</sup> regular council meeting were reviewed by all. Stuart Oehrle motioned for approval, with two corrections as pointed out by Dave Guidugli and Lou Gerding. Charles Gray seconded the motion. All were in favor. Motion carried.

Mike Schwartz of Northern Kentucky Area Planning Commission gave a presentation on a new reporting software which is available online as part of their One Shop Stop program. This contains information on building permits, code enforcement and Board of Adjustment issues as it pertains to our city. In his presentation, Mr. Schwartz demonstrated how to open up and obtain all of the information on static data on permits. This program includes graphs and data which can be broken down to more specific details about each permit. Building plan reviews can be seen as well. Because it is web-based, the city can interact with this program to gather information on specific fields or categories, to view only the information that we would want to see. This information can be saved as an Excel spreadsheet or PDF file. We can also make comparisons of our building permits to other cities in our area. Hopefully this will allow everyone to get information on a more timely basis.

At this point Rob Moore entered the Council meeting.

Mayor Stoeber said he is very impressed by NKAPC's willingness to be accountable with what Staff is doing and the functionality is tremendous. Thanks to Mike Schwartz and NKAPC.

Mayor Stoeber asked council for the creation of a part-time Code Enforcement Officer position, and also the associated pay range. The services are currently provided by an independent contractor who has advised us that he wishes to

move on to other areas since he has gotten us started. Dave Guidugli made a **motion to approve the creation of a Code Enforcement Officer position in the city of Cold Spring.** Kathy Noel seconded the motion. All were in favor. **Motion carried**

Mayor Stoeber suggested a possible pay scale range for this position, based on the current marketplace ranges for this reasonably skilled position. Dave Guidugli verified that the hours would be comparable to the hours served by our current Code Enforcement Officer. Lou Gerding verified that we would be able to adjust the hours in the future. Lou Gerding made a **motion for the pay scale range to be between \$18.00 to \$25.00 per hour.** Charles Gray seconded the motion. All were in favor. **Motion carried.**

Mayor Stoeber stated that a property owner is looking to expand the existing use of his building with a sizable expansion which would be for square footage, but not for a considerable increase in individual people. By our current zoning ordinances, this expansion would require having an additional 120 paved parking spaces, and all they will be doing is increasing their work force by ten people. Mayor Stoeber is requesting that we present to P & Z a sponsorship of a **text amendment in regards to parking regulations, written to where the zoning requirement is two per thousand square feet. When the actual plan is presented, they must show a minimum of two per thousand parking spaces however, they must draw on the plan the ability to build at three per thousand, should the owner or the city require the developer to build the other forty spots.** They can leave it as green space, and may never need the other forty spots. Change of use may require additional parking spaces to be put in. It provides some flexibility. Stuart Oehrle made a **motion that the city serve as an applicant for a text change to the parking regulations.** Dave Guidugli seconded the motion. Roll call vote showed all were in favor. **Motion carried.**

**Municipal Order 07-01 was read to re-appoint Lisa Cavanaugh, Bob Freppon, and Kim Schweitzer to the Cold Spring Parks Recreation and Tree Commissions, terms to expire on 7/19/2011.** Lou Gerding made a motion for approval and Charles Gray seconded the motion. All were in favor. **Motion carried.**

**Municipal Order 07-02 was read to re-appoint Jim Simpson and Ken Thornton to the Cold Spring Code Enforcement Board, terms to expire on 8/24/2011.** Lou Gerding made a motion for approval and Stuart Oehrle seconded the motion. All were in favor. **Motion carried.**

**Ordinance 07-928 was read in summary for the first time, amending the speed limits within the Granite Spring subdivision** This would set the speed limits in that area to match the overall city speed structure in subdivisions to 15 mph. Stuart Oehrle made a **motion for approval** and Rob Moore seconded the motion. Roll call vote showed all were in favor. **Motion carried.**

**Ordinance 07-929 amending the Cold Spring Police Department Police and Policy Procedure Manual** was read in summary for the first time. Mayor Stoeber stated that this ordinance would update the training reimbursement schedule for early employee termination/resignations. Extensive amount of training is given to police recruits, for which we pay salary and travel and meals. The entire training process is close to 35 weeks before the officer is out on their own. This is a significant investment for the city. There is a repayment policy if they leave the city within the first three years. The current reimbursement schedule was set twenty years ago. Schooling was only half of what it is now and salaries were far less, and must be updated. Lou Gerding stated that this would be based on a percentage of the pay. Chief Ed Burk will have the figures. Recommendation is 75 percent, 50 percent, and 25 percent. Rob Moore made a motion to **approve Ordinance 07-929** and Kathy Noel seconded the motion. Roll call vote showed all in favor. **Motion carried.**

The Cold Spring Planning and Zoning Commission made a recommendation for approval of a **map amendment for approximate 6.4 acre area on Aqua Drive.,** from a recommendation from Planning & Zoning, which is a highly structured process governed by Kentucky State Law. Additional testimony or information is not allowed unless it comes from NKAPC Staff or Brandon Voelker who is the attorney. Options are to table, accept or deny, or postpone or ask for a public hearing to gather information. This body must act within ninety days from August 8<sup>th</sup>, P & Z meeting, and if it does not act then the recommendation of Planning and Zoning becomes law. Brandon Voelker stated that the applicant did have some issues that they thought of later and could be brought up at a public hearing. Proper notifications would have to occur before the public hearing could be held. Lou Gerding made a motion to table this until the minutes of the Planning and Zoning Commission are received. Rob Moore seconded the motion. Lou Gerding revised his **motion to table the meeting until the regular September 24<sup>th</sup> council meeting.** Rob Moore seconded the amended motion. Roll call vote showed all were in favor. **Motion carried.**

Dave Guidugli clarified that this was dealing only with the property on Area A. Area B is 4.5 acres and needs to be dealt with also. Lou Gerding made a motion to **table this map amendment for Area B until the regular September 24<sup>th</sup> council meeting**. Stuart Oehrle seconded the motion. Roll call vote showed all in favor. **Motion carried.**

**Ordinance 07-930 was read in summary form for the first time, for a text amendment to the Cold Spring Zoning Ordinance deleting all current floodplain regulations and adding new floodplain regulations (FEMA).** Brandon Voelker gave a history on this ordinance, which had been adopted by the City under general health and welfare powers, since time was of the essence. NKAPC went ahead with a text amendment, with P & Z sponsorship, in order to make this part of our zoning ordinance versus the general health and welfare powers as a city. The ordinance is identical, but is better placed under the NKAPC Staff to administer. Stuart Oehrle made a **motion to approve this ordinance**. Dave Guidugli seconded the motion. Roll call vote showed all were in favor. **Motion carried.**

Mayor Stoeber stated that a special hearing will be held on September 13 for the compensating tax rate.

Mayor Stoeber stated that they have been interviewing for the position of Code Enforcement Officer. We have some extremely experienced applicants for this position, and hope to have a decision in a week.

Lou Gerding requested that Brandon Voelker look in to County Ordinance #90.04 which deals with barking dogs, to make sure that the city has something similar. There have been a number of complaints about barking dogs and we need something to get our teeth into.

Dave Guidugli stated that council check out the new maintenance garage, where they now have plenty of work space.

Brandon Voelker received a call from Meijer Store regarding Sunday liquor sales. Since Campbell County adopted Sunday liquor sales from 11 o'clock to 6, their ordinance would apply to our city, since we are fifth class. The problem is that our ordinance calls for beer sales at noon. We need to amend our ordinance to allow our beer sales to be consistent with the eleven o'clock Sunday liquor sales for the county. Stuart Oehrle made a **motion to approve 1<sup>st</sup> reading, in summary form, of Ordinance 07-931, to make the sale of malt beverage on Sunday at 11 o'clock instead of noon, to be consistent with the County Sunday liquor / malt beverage sales.** Dave Guidugli seconded the motion. Roll call vote showed all were in favor. **Motion carried.**

There were no eligible attendees at the end of this meeting for the flag and pole award.

Stuart Oehrle made a **motion to go into Executive Session per KRS 61.810, C (Litigation), and KRS 61.810 F (Personnel).** Dave Guidugli seconded the motion. All were in favor. Motion carried.

**Motion to return to regular session** was made by Rob Moore and was seconded by Kathy Noel. All were in favor. Motion carried. No action was taken during Executive Session.

Lou Gerding made a motion to adjourn. Rob Moore seconded the motion. All were in favor. Motion carried.

**Approved:**

**City Clerk:**

**Mayor:**