

Cold Spring City Council April 22, 2013

The regular meeting of the Cold Spring City Council was called to order by Mayor Mark Stoeber. He requested a moment of silence, in remembrance of the victims and first responders of the explosion in West, Texas, and in memory of all of those affected by the sad situation in Boston, Massachusetts. Pledge to the flag and prayer was led by the City Clerk. Roll call showed the following council members present – Lisa Cavanaugh, Lou Gerding, Dave Guidugli, Rob Moore, Kathy Noel, and Adam Sandfoss. Also present were City Clerk Rita Seger, Administrative Officer Stephen Taylor, Attorney Abby Voelker, and Police Lieutenant Wayne Hall.

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

There were no additions or deletions to the agenda

Items of interest to the community were reviewed by Mayor Stoeber.

Arbor Day was held in the city of Cold Spring on Saturday, April 20, 2013. Cold Spring is a Tree City USA and Arbor Day is an annual event in the city. It was a beautiful day and we had a nice turnout. Weeping Cherry Trees were given out. Thanks to everyone who attended and their interest in the beautification and wonderful values that trees bring to our community.

On Saturday, May 11th, the Cold Spring Parks, Recreation and Tree Commission is sponsoring a Trunk Sale, to be held at the Carole Huber Municipal Ballfield. Contact the city clerk and you will be assigned a space. It is basically a public flea market and the spaces to sell are available to Cold Spring residents only, but the general public is invited and encouraged to attend. We have found this to be a wonderful, community-building event for the people who attend.

The May 13, 2013 regular caucus meeting has been cancelled and has been re-scheduled as a special meeting on Wednesday, May 15, 2013 at 7:30 pm.

Also, because our regular council meeting falls on Memorial Day, Monday, May 27th, that meeting has been cancelled and re-scheduled as a special meeting on Tuesday, May 28, 2013 at 7:30 pm.

There will be a drawing for an American flag and pole for a resident staying until the end of this meeting.

The minutes of the March 25, 2013 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.

Scheduled guest was Jerry Sandfoss, Fire Chief for the Central Campbell County Fire Department. He stated that he is very glad to be here tonight to give some obviously good news to the people who live in Cold Spring, Crestview, and Highland Heights. Their recent ISO rating has been lowered from a Class 4 to a Class 3 rating with Class 10 being the worst and Class 1 being the best. The company, Insurance Service Offices, comes into the community every five to ten years and they do a study on the efficiency of our fire service. They evaluate dispatch capabilities, check the equipment, the manpower, training, inspections, water supply and hydrants, and divergence. All totaled, once they completed the study, CCFD did very well is in a very good position. When insurance companies look at a community, they look at your fire ratings, and the better the ratings, the better your insurance rates will be. This may or may not affect your residential insurance rating, but may affect commercial insurance ratings. Insurance companies may give a break to communities with a lower class rating. The citizens of the district can be very happy and proud to have an efficient fire department, and our citizens can know that their fire department is doing their job.

Kathy Noel verified with Chief Sandfoss that this is effective May 1st. Chief Sandfoss suggested this be placed in our next newsletter. He thanked everyone for the opportunity to speak, and asked everyone if they get a chance to stop by and look at their memorial, which shows the people who have come before us, are here now, or who come later, that we appreciate them. The fire department has had hundreds of volunteers who gave a tremendous amount of time and dedication to this community. These are different times now and unfortunately they have now become a taxing district because they have to. They have five members around the clock, seven to nine members during the day. They are starting a new program, with mobile data terminals in their fire trucks and squads so that when they get dispatched, they can bring up the information and know exactly where they are going, where the hydrants are at, or any hazards involved. They are starting an internship program in August with Cincinnati State, and they will pay for the interns tuition and in return the interns will provide their hours of work at the station. They are working for the fire degrees. CCFD still have volunteers and are always taking applications.

Mayor Stoeber extended his personal compliments to Chief Sandfoss as a leader for the Fire Department. Three things always come out clearly when residents talk about our community, one being our high-quality schools, second is a tremendous level of strong faith in the community, and third is the community's Fire Department. Chief Sandfoss responded that he has surrounded himself with good people and works for a great board. The city is a great place to live. Our parks and roads are clean, and as a citizen he appreciates everything we do.

Unscheduled guests were invited to speak.

Captain Larry Leap addressed council. He lives at 333 Pooles Creek Road since 2008. He is a military officer by trade, but he is also a winemaker and grape-grower. He has established a vineyard on his eight acres on Pooles Creek Road, and after five years, he has now reached a point where his grapes are in production. He would like to start the process of asking our Planning and Zoning and Council how he can go about getting a small winery license established on that property and put up a small tasting room. He plans to move his winemaking equipment which is currently in Alexandria to his Cold Spring property where he can vend his wine in the existing barn, which will be remodeled. Peter Klear, Campbell County Planning and Zoning, came and looked around and gave him some pointers and recommendations. Mr. Klear suggested that he come up to council and petition the city. Now that his loan has been approved he will widen and re-surface the bridge and re-do his driveway. He and his parents have purchased the adjacent property at 331 Pooles Creek Road and that lot will be used for parking purposes. There will be no parking on the road. He gave a brief history of his winemaking and where he has vended his wine. He spoke about his deployment which left his property vacant for a time, and the police have been very diligent in keeping an eye on his property and the fire department has been very helpful with burn permits.

He has contacted Steve Taylor about how an analysis can be performed to determine what it would take to allow this to happen. He understands that there will probably have to be a zone change from the current R-RE. He informed council of how the city of Alexandria handled his agreement with a small vendors license for his Lost Heritage winery in that city, without having to go through a zone change. His Cold Spring property will be a much better location, and he will have two full time employees. The house appearance will be of a German-Bavarian theme with a tudor look. It will be an aesthetically pleasing and very pretty for the community.

Mayor Stoeber stated that he appreciated him for sharing this information with us and thanked him for his service to our country. He stated that he will need a zone change, and the best step would be to get on the Cold Spring Planning and Zoning agenda and make his petition to them to see if they want to undertake the research in order to make any type of recommendation on a zone change. Zone changes are extremely legal in regards to KRS so council is not allowed legally to give an opinion at this time. Captain Leap said he just wants to let us know he is requesting this process and he would appreciate anything that the city can do to allow him to do this. He has been in the military for 18 years and thinking about retirement. He would like to stay in this community and he hopes a small winery/tasting facility will allow him to that.

Mayor Stoeber reminded any other guests that we do have a five minute limit on comments from the public for the sake of efficiency of the meeting.

Rich Stegeman addressed council. He lives at 5943 Boulder View in the Granite Spring subdivision and he recently spoke to Councilmember Cavanaugh in regards to speeding in their development. She informed him that the city has some portable speed bumps and perhaps police department could possibly lay these down in his subdivision. He is concerned with the recent speeding that has been happening from Matinee Boulevard to the end of Boulder View. It is like a race track. They have a number of young children and elderly residents and he is very concerned about their safety. Our Police Chief has been there with his radar and Mr. Stegeman invites anyone to observe the speeding by using his driveway. Mayor Stoeber stated he appreciates his comments. From a city standpoint, the city will take a look and see if that is an appropriate spot to put in a temporary speed bump. There are certain requirements before we can do so. We will let him know of our finding. Virtually 95 % of the speeding in the city is by our own residents.

Mayor Stoeber stated that he has received a variety of letters from various residents in regards to recent issues within the city, which he distributed to council members for their review.

There were no old or new business items for discussion

Mayor Stoeber invited additional comments from residents.

Courtney McKinney addressed council, in support of Jessica Hartig and the city's health and wellness program. She has participated in the cooking demos, does her boot camps, and various events. She appreciates the city's newsletter and information on these events. She was happy that we were offering the Healthy Cooking Class. She works for the American

Cancer Society and a lot of people don't realize that health can be a matter of cooking or walking "such as our walking with the mayor" program. Posting recipes in the newsletter is only a small portion of what Jessica Hartig brings to Cold Spring. The city is offering a healthy lifestyle, getting people and neighbors engaging and working together the community. Cancer risks are especially high for this area in Kentucky. Obesity is a huge health risk. By having a healthy lifestyle it cuts your cancer risk down more than half. The initiative that the city is taking is great, and it is wonderful to have someone here giving healthy tips and feedback on how we can do something different for a healthy lifestyle which you have to create. By taking little steps it is not asking too much and you don't find this opportunity for our residents to engage in everywhere.

Lisa Schabell of Dodsworth Lane addressed council. She stated that she also wants to show her support for the health and wellness initiative that Cold Spring offers. It is one of the reasons she is proud to live in the community. Taking an investment in our community from a healthy standpoint is something unique to Campbell County and that is one of the reasons why she is proud to live in Cold Spring and she hopes that we continue to invest in it and support this program.

Bill Donahue of 303 Springridge Court addressed council. He is in support of the health and wellness program. It is a very positive and uncommon thing we are doing for the community in a very proactive way, where in other cities they may be more concerned with litigating how big your soft drink is instead of finding ways to really inform and educate people on to get out and get active.

Brent Ryan, 8 LaLisa Court addressed council. He too wants to support the health and wellness program. It is a brilliant idea. The cooking demonstrations even go further by showing healthy cooking. When you pair that with physical activities along with health fairs and include yoga and meditation, you get something called integrated medicine. As a taxpayer for 13 years this is worth a few bucks. He wants the city to be a good steward of his tax dollars, and we did this program without raising his taxes. We are all in an insurance pool. People have to take their health seriously.

Cindy Moore who is on a temporary leave with the city's Parks Recreation and Tree Commission addressed council. She said that one of the biggest promoters of the health and wellness program that the mayor started now sits on our council and has suddenly made this an issue. Ms. Moore said she appreciates everything the mayor and council has done for the city, and if someone wants to make a circus out of Cold Spring they need to stop now.

Mayor Stoeber thanked everyone who came forward to speak and he appreciates their input and courage.

Department reports were submitted in writing and reviewed.

Adam Sandfoss questioned Mr. Taylor to see if he had an update on the dog park issue. Mr. Taylor stated that he doesn't have anything on this yet, but it is on the list.

Mayor Stoeber thanked the members of the Park Board for the many events that they sponsor throughout the year such as Arbor Day and the Trunk Sale.

Council comments followed.

Lou Gerding questioned what was going on behind Immanuel Baptist Church. It appears that they are moving out dirt. Steve Taylor stated that last year we gave them permission to move some cubic feet of dirt out of there to another location. He is not sure what they are doing but he will check into this.

Mr. Gerding stated that he received Mr. Taylor's response to Duke Energy's dig on Dodsworth Lane. He questioned if they are declaring this to be a public safety issue about the pipe. Mr. Taylor stated that the pipe is wrapped in another pipe. The outside pipe is giving them false readings on the stability of the pipe inside of it, underneath the roadway. They are only removing the second jacket of the pipe. The removal of this pipe is a federal mandate, but he does not know what prompted it. The work was supposed to have been done before December 31st of last year. Mr. Gerding stated that they want to begin this work around May 13th, however, we control this road right of way and they have to have a permit, which we can turn down unless it is federally controlled or a public safety concern. In another two weeks after May 13th our children will be out of school, so if it isn't a public safety or federal government issue he wouldn't sign the permit. Mr. Taylor said he will contact them again and see exactly what the issue is and we will go from there.

Lisa Cavanaugh questioned Mr. Taylor to see if he had a chance to follow up on 3 Sturbridge issue. Mr. Taylor stated that it is either a sump pump or a downspout that is vented twenty feet off the curb and is a legal install. He guesses that it is a sump pump because we get water even when it is not raining. Ms. Cavanaugh asked about the drain cover on Villagegreen. Mr. Taylor stated that it is a standard catch basin within the city. What is probably causing the confusion is that across the street is a

rolled curb gutter, which we only put in when there is a driveway. The catch basin on the other side of the street is a standard installation that is nowhere near a driveway. It is the same as the rest of the neighborhood. It is up to spec.

Councilmember Cavanaugh stated for the record that she is by no means at all against any of the health and wellness programs. She thinks they are wonderful and she has promoted them and attended some of them and doesn't think the city should stop them at all. She lost seventy-five pounds a year and a half ago, and she is all about mind, body and spirit and she thinks it is a great thing. The thing that she questioned was specifically about the amount of money spent to post recipes. That was all that she questioned.

Dave Guidugli received an e-mail from Chief Burk, informing us that the state is going to be putting in the high friction surface on Pooles Creek Road by the nature trail starting next week. Everyone might want to avoid using Pooles Creek Road next week because they will probably be stopping traffic while they are doing this work.

Rob Moore stated that he went to the fireman's memorial and advised everyone that they should stop and take a look at it. They did a fine job with it.

Kathy Noel verified with the city clerk that the time for the Trunk Sale on May 11th is from 9:00 am to Noon.

Adam Sandfoss wanted to give a big thanks to our firefighters and all of our first responders. He knows firsthand what it is like growing up in a household where someone is a first responder. Every time there is a run and you hear the buzzer go off it may be the last time you see them. It is a very difficult thing for the families. The Boston incident went so well this past week because of the training that the first responders received. He is proud to say the ISO rating went down because our firefighters, EMS, and paramedic teams in this area have quite a bit more training than the national average. Because of those things you have decreased time on calls, many times making a difference between life and death or saving your house from being burned to the ground. Let us continue to support our first responders, go up to the Fire Department memorial and read their prayer which is very touching and relevant at this time.

There were no comments from the attorney.

Mayor Stoeber stated that as we moved into the early budget process, for a variety of reasons which were discussed in caucus he did not put the health initiatives in next year's budget. In light of tonight's discussions, since we do have a budget meeting coming up on May 15th, and he asked council if they would individually e-mail him by this Friday as to whether or not they would want him to put the health initiative back into the budget. The number that was discussed but not put into the budget was roughly \$5,000 to \$6,000. We are currently showing a \$240,000 surplus for the budget as it is presented so it will not affect the surplus. He will certainly retain all of those e-mails and it will certainly be a majority on whether it is in or out.

Rick Stegeman of 5943 Boulder View was the winner of the American flag and pole.

Rob Moore made a motion to adjourn the April 22, 2013 council meeting, and Adam Sandfoss seconded the motion. All were in favor. Motion carried.

Approved:

City Clerk:

Mayor:

**Cold Spring City Council
Municipal Aid Road Fund
Public Hearing/Special Meeting
April 22, 2013**

The 2013 Municipal Aid Road Fund public hearing / special meeting, as advertised, was called to order by Mayor Mark Stoeber. The purpose of this meeting is to hear comments from the public regarding use of the Municipal Aid Road Funds for the 2013/2014 fiscal year, as required by K.R.S. for accepting state funds. Roll call showed the following council members present – Lisa Cavanaugh, Lou Gerding, Dave Guidugli, Rob Moore, Kathy Noel, and Adam Sandfoss.

Mayor Stoeber pointed out exits from the building, per Fire Department regulations.

Mayor Stoeber invited comments from the public on how they would like for us to spend this money.

Resident Lawrence Schuchter of 5193 Winters Lane addressed council. He stated that he would like to see council put together a plan for the widening and repair of Winters Lane, from SR 1998 to up to US 27 where it was fixed years ago. It has been deteriorating for many years. He would like to see it get fixed correctly, with curbs, gutters, and catch basins. The Water District wants to put a new water line in and as it is now, they will put it anywhere they want to. A couple of years ago Duke Energy put in gas lines and they are due to put in electric with new poles and new wiring. If we have a plan we may be able to keep poles on just one side of the road.

Steve Trauth, 59 Madonna Lane addressed council. He stated that last year he brought up the issue of the publication of these meetings to the attention of council. He questioned what constitutes the public meeting advertising, and why we put a sign on the front door of the city building but did not advertise it on our marquee at US 27 and E. Alexandria Pike until this morning. The Planning and Zoning meetings, the Park Board meetings, and the Finance Committee meetings for the upcoming budget should also be placed on the marquee, so that we have more involvement by the public. Mr. Trauth stated that he would like to see a new direction in the forthcoming months that we make the advertising of these meetings more available so that we can get more public participation.

There being no additional comments from the public, the citizen input was closed.

Mayor Stoeber stated that in regards to the resolution endorsing the Municipal Aid Road Fund Contract for the 2013-2014 fiscal year, the state is behind schedule in providing us with the contract. Rick Long with the Ky. Department of Transportation stated that the contract will be guaranteed in the amount \$83,000 for the city of Cold Spring, because of the new census. We have \$56,000 in the budget, and we also have the capability of getting up to a total of \$138,000 from the state. The state will guarantee the \$83,000 and then in July of 2013 and January of 2014, they will revisit the revenue stream within the state. It is basically a sharing situation and based on the analysis of their revenues, if they can afford to provide cities with additional monies other than the guaranteed amount, they will do so. When we receive the contract which will be sometime next week, it will be for a minimum of \$83,000 versus the budgeted amount of \$56,000. Mayor Stoeber suggests that we present the contract to council for endorsement at the special meeting scheduled for May 15, 2013.

Lou Gerding made a motion to adjourn the public hearing/special meeting and Rob Moore seconded the motion. All were in favor. Motion carried.

Approved:

City Clerk:

Mayor: