

Cold Spring City Council February 26, 2018

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 – Chris Ampfer, Lou Gerding, Brenda Helton, Michael Ruscher, and Lisa Cavanaugh. Adam Sandfoss was excused. Also present were Administrative Officer Stephen Taylor, City Attorney Brandon Voelker, City Clerk Robin Sweeney, Police Chief Steve Collinworth and Ronnie Hitch, Public Works.

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

Additions and deletions to the agenda – Mayor Penque added an executive session to the end of the meeting, per KRS 61.810 F – personnel. There were two deletions to the agenda, #9a which was a proposed text amendment to the zoning ordinance pertaining to cell towers and distributed antenna systems, and #9b which was a follow up discussion in regards to clinics. These are being removed due to the lack of staff which will be discussed in the executive session in regards to personnel. Lou Gerding said that we can sponsor a text amendment without staff. Brandon Voelker stated that they could, but we at this time we do not have staff that could do the public hearing. Lou Gerding suggested moving those two agenda items to after the executive session, and they can table it at that time if they want.

Items of interest to the community –

There is Veteran's assistance available at the city building on the 3rd Thursday of every month. This is for Cold Spring residents only so please spread the word if you know a veteran who made need any assistance at all. You can call the city building to set up an appointment with Mike Disney who donates his time to help our veterans.

Saturday, March 24th is the Annual Easter Egg Hunt for ages 0-9. It is held at the City Building 5694 East Alexandria Pike. **Rain will cancel this event!** For those of you interested, please bring your kids or grandkids, it is a great event and we have fun every year. Spread the word!

There will be a drawing to win an American flag at the end of the meeting, Mayor Penque urges all Cold Spring residents to enter their name.

The February 12, 2018 special council meeting minutes were reviewed by all. Lou Gerding made a motion to approve, Michael Ruscher seconded the motion. All were in favor. **Motion carried.**

There were no scheduled or unscheduled guests.

Under old business – both items were moved to the end of the meetings for discussion after the executive sessions.

Under new business, none.

Follow up citizen comments, none.

Department reports were submitted in writing. Brenda Helton made an announcement that Planning & Zoning has changed the date and time of their monthly meetings to the third Thursday at 6:30pm. She just wanted to make sure that everyone is aware. Mayor Penque said that there may be more changes to the schedule in the near future. Steve Taylor addressed Brenda Helton, he talked to Dan Schultz about coming to a council meeting to give updates. He was unavailable for this council meeting but plans to attend the next council meeting.

Council comments – Lou Gerding referenced the Code Enforcement report, there were some complaints made about the newspapers being in the street and he saw that the Code Enforcement Officer made a call to the circulation department. Mr. Gerding said that something else needs to be done because that call didn't work, it is still happening. These papers are being thrown into the middle of the street and eventually getting in the storm sewers and clogging them up. He suggested that we get the Community Recorder here and address this situation. Brandon Voelker said that there are speech issues when it comes to the newspaper. Mayor Penque stated that this will have to be a police matter because it has been happening too long

and multiple calls have been made by the Mayor, Code Enforcement Officer, and the Police Chief resulting in no change. A resident Mr. Roach stated that they are flying down the street to get the job done quick and when they land in the street, he doesn't stop to pick them up. He also said that the papers are being delivered overnight, between Wednesday night and Thursday. Brandon Voelker said there is a United States Supreme Court case which discusses that you have to go through some steps first, and we need to look over our ordinances. The Supreme Court views this as speech so we need to be careful in handling this situation. Mr. Gerding said that we need to send a letter to whoever we contact for publishing our legal notices. Brenda Helton said that this has been going on for years so we need to do something and get their attention. Brandon Voelker stated we do have an ordinance that addresses throwing litter from a vehicle within the city or on private property but we don't define litter. Mr. Voelker suggested maybe looking into setting up a procedure similar to the "No Knock List" for people who don't want these papers thrown into their yard and in the street. Brenda Helton asked if can talk about this again at caucus after doing some research. Lou Gerding stated that he thinks the best approach will be in regards to the stormwater and how the papers in the street go into the drains and cause issues. Mayor Penque said that they will talk about this again at the next meeting.

Mayor comments – Mayor Penque apologized for his lack of hearing because he has been plugged up and sick for a while.

There were no entries in the raffle for the American flag.

Lou Gerding made a motion to enter the executive session per KRS 61.810 B – real estate and 61.810 F - personnel. Michael Ruscher seconded the motion. All were in favor. **Motion carried.**

Lou Gerding made a motion to come out of executive session. Michael Ruscher seconded the motion. All in favor. **Motion carried.** No action was taken in executive session.

Lou Gerding made a motion to adjourn the February 26, 2018 council meeting at 9:25pm. Michael Ruscher seconded the motion. All in favor. **Motion carried.**

Approved: 3/26/18

City Clerk: /s/ Robin Sweeney

Mayor: /s/ D. Angelo Penque