

Cold Spring City Council June 24, 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

- Present: Council members Michael Ruscher, Adam Sandfoss. Cindy Moore, Paul Kloeker, Chris Ampfer and Lisa Cavanaugh. Mayor Penque, Administrative Officer Steve Taylor, City Attorney Brandon Voelker, City Clerk Robin Sweeney, Public Works Director Ron Hitch and Police Chief Steve Collinsworth.

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

Additions and deletions to the agenda

- Mayor Penque requested an addition to scheduled guests.
- Cindy Moore requested the SDA text amendment be added to July's agenda.

Items of Interest to the Community

- Saturday, July 13th is the Trunk Sale from 9am to 12pm at Carol Huber Ballfield. Call the City Building to reserve a spot 859-441-9604
- Concert in the Park on Friday, July 26th from 7pm to 10pm. Macs Pizza will be here as well as Braxton Brewery Truck. Music is by One Degree from Mande.

Approval of Minutes

- January 28, 2019 minutes: Michael Ruscher made a motion. Adam Sandfoss seconded the motion. All were in favor. **Motion passed.**
- June 10, 2019 special meeting minutes: Michael Ruscher made a motion. Lisa Cavanaugh seconded the motion. All were in favor. **Motion passed.**
- June 11, 2019 special meeting minutes: Adam Sandfoss made a motion. Paul Kloeker seconded the motion All were in favor. **Motion passed.**

Scheduled Guests

- Lisa Cavanaugh recognized Ruth Daunt for the Citizen's Spotlight. She takes care of all of the flowers at the City Building, and has been doing so since 1988. Lisa Cavanaugh presented her with a certificate and some flowers. Everyone loves to see Ruth working on the ground and she is very much appreciated by the Mayor, staff and council.

Unscheduled Guests – none.

Old Business

- Ordinance 19-1053 – 1st reading to approve an Ordinance of the Cold Spring City Council withdrawing from the Campbell County Cable Board Agreement. Michael Ruscher made a motion to table this. He said that there is going to be a cable board meeting the following evening and there could be some changes that come out of this meeting that change what the City pays for their services. He would like to have all the information available to them before they make a decision on this. Adam Sandfoss seconded the motion. Cindy Moore asked for some confirmation about some wording in the current agreement. She stated that they relinquish all rights to assets if the cable board were to liquidate all of their assets if they pull out of this agreement. Paul Kloeker referenced an email that was sent by Jennifer Teipel where she mentioned possible litigation from residents if they pulled out of this agreement. Brandon Voelker stated that is false. There was some discussion between Brandon Voelker and Jennifer Teipel in regards to state laws and the Telecom Act. Brandon Voelker stated that he doesn't see any possibility for litigation. Roll call vote shows 5 yeses and 1 no – Paul Kloeker. **Motion passed.**
- Authorization for the City to repair sidewalks within the state right-of-way. Adam Sandfoss made a motion to authorize the City to repair sidewalks in the state right-of-way spending up to \$10,000. Paul Kloeker seconded the motion. There was some discussion in regards to the budgeted amount for repairing sidewalks, the liability the City could have if they

don't fix the sidewalks, and how much of the sidewalks they can or cannot fix. Cindy Moore wants to see an estimate with Police and Public Works salaries included in the estimate. She also wanted to confirm that the City will not be fixing the sidewalk in front of Panera since they messed that up. Brandon Voelker stated that they will have to fix that themselves. Michael Ruscher seconded the motion. Roll call vote shows 5 yeses and 1 no – Cindy Moore. **Motion passed.**

- Ordinance 19-1054 – 1st reading to approve an amendment to the City of Cold Spring Personnel Policy. Adam Sandfoss made a motion. Paul Kloeker seconded the motion. Cindy Moore wanted to make citizens aware of some of the proposed changes, adding Veterans Day as a holiday, changing sick hours from 56 hours to 96 hours, adding brother and sister in law to bereavement, changes to take home fleet and mileage. Michael Ruscher asked if these changes were made to be comparable to other cities, Mayor Penque stated that is correct. Roll call vote shows 5 yeses and 1 no – Cindy Moore. **Motion passed.**

New Business

- Municipal Order 19-05 appointing Donna Farah to the Code Enforcement Board with a term to expire on 8/24/20. Michael Ruscher made a motion. Adam Sandfoss seconded the motion. Steve Taylor explained to the council and audience what the Code Enforcement Board does, it is the citizen appeal process for any citations the Code Enforcement Officer distributes. Roll call vote shows 6 yeses and 0 noes. **Motion passed.**

Follow up Citizen Comments

- Brenda Helton asked how many members are on the Code Enforcement Board. There are 5. She also asked if someone gets a paycheck from the City, if that makes them an employee. Steve Taylor responded that there is a difference between a paycheck and being paid.
- Ric Frazier thanked council for putting the text amendment on next months agenda. He also asked for the status on the sign ordinance revision. Brandon Voelker is hoping to have that in the next couple of weeks.
- Lou Gerding said that we need to focus on prevention of the sidewalks being torn up. He requests that the city get copies of the state's permits so we can monitor the work more closely and not have to fix it with tax payer dollars after the fact.
- Jordan Smith, who lives at 5636 Dodsworth Lane approached Mayor and Council about a stormwater issue that they are having. He stated that their house is the foot of all the rainwater because of insufficient stormwater systems. Maggie Smith asked for a more specific timeline. Mayor Penque stated that the TAC committee is working diligently to get this situation addressed. Cindy Moore instructed Maggie Smith to share the videos with the TAC committee. Steve Taylor stated that he is waiting for the city engineer to send results of the survey on the roadway and measuring the catch basins.
- Bessie Combs stated that she lives on Marble Way and there are people hanging out all hours of the night over at the lake and she wants someone to look

Department reports were submitted in writing

Council Comments

- Michael Ruscher stated there are a couple of city signs that need to be repainted, and one is hidden by a tree, Ronnie Hitch stated that he will look into options as to making the sign more visible. He asked if the Exxon has been cited lately because it is a disaster. A lot of the property is state right-of-way and the state is responsible for maintaining. Steve Taylor stated that they have been notified of the violations. Mr. Ruscher stated that Sunshine Park in Granite Spring has had a lot of young adults hanging out there after dark, he asks that the Chief have some officers keep an eye on it.
- Cindy Moore requests that she get a letter correcting the Mayor and Council pay. She asked if there are any employees of the City, an elected official, or a contracted employee that has any interest in an LLC company that owns property in the City that is currently for sale. Mayor Penque said there isn't that he is aware of.
- Chris Ampfer asked Ronnie Hitch to look into the work that the water district has done on Buning Lane.
- Adam Sandfoss thanked everyone for coming to the meeting.

Attorney Comments – none.

Mayor Comments – none.

Adjournment

- Michael Ruscher made a motion to adjourn the June 24, 2019 council meeting at 8:41pm. Adam Sandfoss seconded the motion. **Motion passed.**

Approved: 7/22/19

City Clerk: /s/ Robin Sweeney

Mayor: /s/ D. Angelo Penque

**recordings of meetings can be found at <http://campbellmedia.org/cgov/>*