# Commission Meeting
# April 11th, 2018
# 7:00 p.m.

## City of Taylor Mill Agenda

**CALL TO ORDER:**

**INVOCATION/PLEDGE OF ALLEGIANCE:** Mayor Bell and Commissioner Peace.

**MINUTES:** Minutes from the March 14th, 2018 Commission Meeting.

**GUESTS:**

**LEGISLATION:** **Proclamation** recognizing Child Abuse Prevention Month.
**Proclamation** recognizing Autism Awareness Month.
**Resolution** dealing with disposal of surplus ambulance.
**1st Reading** of an Ordinance pertaining to a ban on short term rentals.

**UNFINISHED BUSINESS:**

**NEW BUSINESS:** Proposed Text Amendments to Sign Regulations per PDS.

**BUILDING & ZONING:**

**DEPARTMENT REPORTS:**

City Administrator.
Administration.
Engineering.
Finance.
Fire.
Legal Counsel.
Maintenance.
Parks & Recreation.
Police.

**SPECIAL ANNOUNCEMENTS:**

**EXECUTIVE SESSION:**

**ADJOURNMENT:**

# City of Taylor Mill
# COMMISSION MEETING
# Wednesday, April 11, 2018

## CALL TO ORDER:

The meeting was called to order at 7:00 p.m. by Mayor Bell. In attendance were: Mayor Bell, Commissioner Frietch, Commissioner Kreimborg, Commissioner Murray, Commissioner Peace, City Administrator Jill C. Bailey, and City Attorney Frank Wichmann. The Mayor noted that a quorum was present for the meeting.

## INVOCATION/PLEDGE OF ALLEGIANCE:

Commissioner Peace led the invocation followed by the Pledge of Allegiance led by Mayor Bell.

## MINUTES:

Commissioner Murray made a motion to accept the minutes from the Commission Meeting on March 14, 2018 as submitted. Commissioner Kreimborg made a second. The Clerk called the role.

Commissioner Murray – Yes
Commissioner Kreimborg – Yes
Mayor Bell – Yes
Commissioner Frietch – Yes
Commissioner Peace – Requested minutes be amended due to being out of order. Commissioner Peace stated the Guests portion of the meeting took place before the Minutes portion. Ms. Bailey agreed and stated the minutes should be an accurate reflection of what occurred.

Commissioner Peace made a motion to amend the minutes from the Commission Meeting on March 14, 2018 with the Guests portion of the meeting minutes flipped with the Minutes portion of the meeting minutes. Commissioner Frietch made a second. The Clerk called the role

Commissioner Peace – Yes
Commissioner Frietch – Yes
Mayor Bell – Yes
Commissioner Kreimborg – Yes
Commissioner Murray – Yes

**MOTION CARRIED**

## GUESTS:

Guests were present in the audience to address the ordinance pertaining to short term rentals, but requested to hear the ordinance before addressing the Commission.

## LEGISLATION:

Commissioner Kreimborg made a motion to adopt a Proclamation of the City of Taylor Mill, proclaiming the month of April 2018 at National Child Abuse Prevention Month in the City of Taylor Mill. Commissioner Frietch made a second. The Clerk called the role.

Commissioner Kreimborg – Yes
Commissioner Frietch – Yes
Mayor Bell – Yes
Commissioner Murray – Yes
Commissioner Peace – Yes

**MOTION CARRIED**

Commissioner Murray made a motion to adopt a Proclamation of the City of Taylor Mill, proclaiming the month of April 2018 at Autism Awareness month in the City of Taylor Mill. Commissioner Peace made a second. The Clerk called the role.

Commissioner Murray – Yes
Commissioner Peace – Yes
Mayor Bell – Yes
Commissioner Frietch – Yes
Commissioner Kreimborg – Yes

**MOTION CARRIED**

Mr. Wichmann gave a first reading of an Ordinance of the City of Taylor Mill in Kenton County, Kentucky, amending the text of the Taylor Mill Zoning Ordinance to define and prohibit short term rentals of residential real estate and provide penalties for the violation thereof.

Commissioner Peace commented on the first reading. Commissioner Peace stated Attachment C penalties offers a criminal offense element to it. Commissioner Peace stated he is baffled at how someone can have a criminal offense that can get you twelve (12) months in jail from running an Airbnb. Mr. Wichmann stated it is a standard provision for the enforcement of the ordinance and it involves both criminal and civil penalties. Mr. Wichmann stated it is up to the Commission. The Commission and Ms. Bailey discussed how the ordinance will be enforced and how each offense is identified. Mr. Wichmann stated it would be enforced by the Joint Codes Enforcement Board and they have a specific form of citation that would be completed by identifying a violation of the ordinance. Mr. Wichmann stated the ordinance provides the citation will identify a specific fine, which would be issued by the Code Enforcement Board Officers. Ms. Bailey stated her concern is identifying each violation and the fine would not be enough to deter someone. Mr. Wichmann stated the provisions of the ordinance indicate that each offense is a daily offense and there is a progression of fines. Mayor Bell suggested starting the violation at five hundred dollars ($500.00), then seven hundred and fifty dollars ($750.00), and then one thousand dollars ($1,000.00). Commissioner Peace stated concerns with the amounts being high.

Ms. Kim Wolf of Holly Ridge Court addressed the Commission. Ms. Wolf stated a neighboring property on Holly Ridge was rented out the entire last week. Ms. Wolf stated one month was rented twenty (20) nights and it is noticeable because of out of state plates. Ms. Wolf reported

there is a review on Airbnb after the rental. Ms. Wolf stated the cost is an average of thirty dollars ($30.00) a night with breakfast. Ms. Wolf stated she chose where she lived because of the neighborhood.

The Commission discussed the progression of fines.

Mr. Rick Schulte of 5448 Holly Ridge Court addressed the Commission. Mr. Schulte stated he moved to the neighborhood because it is quiet, in a cul-de-sac, with little traffic. Mr. Schulte stated cars come and go all throughout the day and night. Mr. Schulte reported safety concerns with the people renting rooms and decreasing their property value. Mr. Schulte stated he would like to see an increase in the progression of fines.

Mr. Wichmann stated with the proposed changes being substantial changes, the reading next month will be a first reading of the ordinance again.

Mr. Andy Videkovich of Planning and Development Service of Kenton County addressed the Commission. Mr. Videkovich stated if this section is changed, he believes it applies to all violations of the Zoning Ordinance. Commissioner Peace stated how do you ever make zoning violations criminal? Mr. Frank Wichmann disagreed and stated it is for this violation only.

Commissioner Frietch asked if the City of Taylor Mill references Section 16.9, that is for penalties, in any other ordinance. Mr. Wichmann stated no, it's limited to the zoning ordinance.

Mr. Wichmann stated the Code Enforcement Officer would issue a separate citation for each day of the violation and it is a progressive fine. The Commission verbally agreed to increase the progressive fines in section B.1 to two hundred and fifty dollars ($250.00), five hundred dollars ($500.00), and seven hundred and fifty dollars ($750.00), keep section B.2 the same, and eliminate section A in its entirety.

Commissioner Peace stated this ordinance will tighten up the rules and operating an Airbnb is already illegal. Ms. Bailey stated the operator of the Airbnb being discussed tonight submitted comments and is asking for consideration in regards to the issue. Ms. Bailey stated she has rentals scheduled until October and would like to continue until the end of October. The Commission directed Ms. Bailey to send the Airbnb operator a letter to cease and desist her operation.

Commissioner Peace stated this situation is delicate for him because he's been on the other side of it with being told how he can use his property, but the difference is that he bought into a situation and the rules changed on him. Commissioner Peace stated in this situation, people buy into a neighborhood, a lifestyle, and a covenant, and the City is not changing the rules, but enforcing them.

Commissioner Murray made a motion to adopt Municipal Order No. 67 (4-11-18) of the City of Taylor Mill, in Kenton County, Kentucky, making the written determination required by KRS 82.083 for the sale or disposition of property owned by the City. The description of the property

is a 1999 Ford Model 453-1 (VIN #1FDWF36F9XEC96490). Commissioner Frietch made a second. The Clerk called the role.

Commissioner Murray – Yes
Commissioner Frietch – Yes
Mayor Bell – Yes
Commissioner Kreimborg – Yes
Commissioner Peace – Yes

**MOTION CARRIED**

**UNFINISHED BUSINESS:**

Commissioner Frietch stated she and Commissioner Peace delivered the handicap swing to Redwood, a fine home for it. Commissioner Frietch stated Redwood was happy to have the swing from Mr. Kevin Novasel. Commissioner Peace stated Mr. Novasel is happy to work with Redwood on a frame.

**NEW BUSINESS:**

Mr. Andy Videkovich of Planning and Development Service of Kenton County addressed the Commission. Mr. Videkovich reference the Kenton County Planning Commission actions regarding sign regulations. Mr. Videkovich stated the text amendment stems from a court case in Arizona and the Supreme Court's decision was to render most sign ordinances across the country unconstitutional. Mr. Videkovich stated the City of Taylor Mill updated their sign ordinance in 2008 and put the City in good standing, but it is still an important topic, as signs are protected under the first amendment. Mr. Videkovich reviewed changes and updates from the Kenton County Planning Commission actions, which was provided to the Commission. Commissioner Kreimborg stated the document reference Taylor Mill Council instead of Commission. Mr. Videkovich stated they will make the change.

Mr. Wichmann gave a first reading of an Ordinance of the City of Taylor Mill, in Kenton County, Kentucky, amending Article XIV of the Official Zoning Ordinance of the City of Taylor Mill in regards to sign regulations.

**BUILDING AND ZONING:**

No Building and Zoning Report.

**DEPARTMENT REPORTS:**

**-CITY ADMINISTRATOR:** Ms. Bailey provided an update on the street light issue. Ms. Bailey stated a resident contact the City several month ago for a street light at Mafred Drive, and since then, several more requests came in for additional lighting projects. Ms. Bailey stated meeting with representatives from Duke Energy and toured locations. Ms. Bailey stated two of the locations are perfect for the solar trial lights and the other location is perfect for a light to be added to the original location. Ms. Bailey reported looking at several lighting options and will

forward the information to the Commission. Ms. Bailey stated information regarding solar packages will be provided for the next Commission Meeting.

-**ENGINEERING:** Mr. Seitzinger provided an update on the Taylor Mill 2018 Street Program project. Mr. Seitzinger stated bids were opened on April 5, 2018 with a total of four (4) bidders. Mr. Seitzinger reviewed the bids:
-Michels Construction $504,472.25
-Riegler Blacktop $534,217.50
-Bluegrass Paving $545,143.14
-Eaton Asphalt $655,612.00

Mr. Seitzinger recommended awarding the project to Michels Construction and CT Consultants is confident in their quality of work. Commissioner Peace requested the final list of what is being done on each street. Mr. Seitzinger stated full reconstruction will take place on Valley View Lane, Primrose Drive and Sunset Place on the west side of Church Street. Mr. Seitzinger stated it will include tree removal and tree trunks. Mr. Seitzinger stated resurfacing will take place on Faye Drive, Church Street, Sunset Place on the east side of Church, and Doris Drive. Mr. Seitzinger stated there will be some spot curb replacement and there are some trees on Church Street in the area of Sunset and Primrose that will be removed. Mr. Seitzinger stated Valley View, Primrose, and Sunset will have new curbs. Commissioner Kreimborg requested a start date. Mr. Seitzinger reported after approval, he will meet with the contractors to set up a preconstruction meeting and will discuss the actual dates they will be working. Mr. Seitzinger reported a delay due to the utilities project and paving will likely happen during the start of the next paving season. Mr. Seitzinger discussed the SD1 project and delays due to flooding. Mr. Seitzinger reviewed a street map he provided the Commission.

Commissioner Murray made a motion to accept the recommendation of CT Consultants and reward the Taylor Mill 2018 Street Program Project to Michels Construction for a total bid of five hundred four thousand four hundred and seventy two dollars and twenty five cents ($504,472.25). Commissioner Frietch made a second. The Clerk called the role.

Commissioner Murray – Yes
Commissioner Frietch – Yes
Mayor Bell – Yes
Commissioner Kreimborg – Yes
Commissioner Peace – Yes

**MOTION CARRIED**

Mr. Seitzinger provided an update on the Taylor Mill Road Sidewalk Project. Mr. Seitzinger stated receiving a copy of the right-of-way certification and it was sent to the City for signature. Mr. Seitzinger reported the certification was sent to get the remaining needed signatures. Mr. Seitzinger stated the state may require CT to send plans and specs again for review. Mayor Bell stated he is going to apply for another grant to finish the sidewalks. Mr. Seitzinger provided an updated on the Pride Parkway Lighting Project and has left additional messages with Atkins and Stang requesting remaining documents needed to issue payment.

Commissioner Frietch asked if this is common. Mr. Seitzinger stated it is not typical. Commissioner Frietch asked if it will take someone visiting them or if there's anything City staff can assist with. Mr. Seitzinger stated he does not think so.

**-FINANCE:** No additional comments.

**-FIRE:** Commissioner Murray reviewed March Fire Department statistics. Commissioner Murray reported the department took forty one (41) EMS calls, twenty-two (22) Fire Department calls, mutual aid was received one (1) time and provided three (3) times. Commissioner Murray reported a total of twenty five (25) ALS runs, three (3) BLS runs, and twelve (12) treated/refusals. Commissioner Murray reported the department had seventy one point five (71.5) training hours. Commissioner Murray reviewed additional Fire Department Statistics.

Chief Stager requested the Commission to approve the purchase for a replacement copier for the Fire Department. Ms. Bailey stated the Fire Department has been demoing a copier they are interested in purchasing and they have the money in their budget currently.

Commissioner Murray made a motion to purchase a copier for the Fire Department. Commissioner Kreimborg made a second. The Clerk called the role.

Commissioner Murray – Yes
Commissioner Kreimborg – Yes
Mayor Bell – Yes
Commissioner Frietch – Yes
Commissioner Peace – Yes

**MOTION CARRIED**

Chief Stager stated meeting with a FEMA representative who also met with the entire county. Chief Stager stated the county met the cap and FEMA did submit on behalf of Kenton County. Chief Stager stated burn season closes May 1st.

**-LEGAL:** No Legal report.

**-MAINTENANCE:** Commissioner Peace stated the Maintenance Department finished the Holdbranch Road slip with an inexpensive fix. Commissioner Peace stated they have also been out patching roads. Commissioner Peace discussed replacing various concrete slabs in the Taylor Creek subdivision and stated Mr. Roden identified sixteen (16) sections of McCowan to replace, and the material comes to twenty one thousand dollars ($21,000.00) and the rental of the backhoe and labor on top of it. Commissioner Peace asked Mr. Roden to keep detailed records of man hours and extra costs to build a matrix of what things are costing. Commissioner Peace stated Mr. Roden is estimating four (4) weeks, weather dependent. Mr. Roden stated the backhoe rental is free for one week. Ms. Bailey stated the project needs to be completed and invoices need to be submitted by June 30, 2018. Mr. Roden stated the cost of a new backhoe is

approximately one hundred thousand dollars ($100,000.00). Mr. Roden stated FEMA should cover the costs of Holdsbranch and Wayman Branch situations.

**-PARKS AND RECREATION:** Commissioner Kreimborg stated receiving several compliments on the Easter Egg Hunt. Ms. Forsyth stated she is conducting interviews for the City Stories Project. Ms. Forsyth stated the Shred Event is Saturday, April 21st from 9:30 a.m. to 11:30 a.m. at the City Building. Ms. Forsyth reviewed events surround the GoldStars Tribute Wall event from May 4th through May 7th. Ms. Forsyth stated the city wide yard sale is May 18th and May 19th. Ms. Forsyth stated Tasty Tuesday begins May 29th. Mr. Scott Smith of Maple Ridge and Taylor Mill TBNK Board Member suggested contacting TBNK to film events at the GoldStars Tribute Wall. Ms. Forsyth stated she has contacted TBNK and they will be filming the ceremonies. Commissioner Peace asked how the City determines what is shredded and the retention times. Ms. Bailey stated she does nothing with shredding and Ms. Forsyth handles that as City Clerk with a retention schedule. Ms. Bailey stated she tends to make Ms. Forsyth hold on to items for historical purposes.

**-POLICE:** Commissioner Frietch stated National Police Week is coming up in May and reviewed the history of National Police Week. Commissioner Frietch stated this year, National Police Week is celebrated May 13th through May 19th. Commissioner Frietch encouraged others to let police officers know they are appreciated, as well as the families of the fallen. Commissioner Frietch reviewed March Police Department statistics including a total of seventeen (17) motor vehicle accidents, sixteen (16) without injuries, and one (1) with injuries. Commissioner Frietch reported three (3) accidents without injuries on other areas of Pride Parkway. Commissioner Frietch reported a total of twenty-one (21) adult offenses and a total of fifteen (15) juvenile offenses. Commissioner Frietch reported a total of forty (40) Kentucky Uniform Citations, four (4) Taylor Mill Citations, and four (4) courtesy notices. Commissioner Frietch reported the Taylor Mill Police Department received assistance from other agencies twenty-eight (28) times and assisted other agencies a total of twenty-nine (29) times. Commissioner Frietch reported a total of eight hundred and sixty nine (869) vacation checks, sixteen (16) alarm drops, ten (10) physical arrests, and one thousand four hundred and thirty-three (1,433) calls for service. Commissioner Frietch stated the Police Explorers will be selling t-shirts that say "Back the Blue" for a fundraiser for activities they do. Commissioner Frietch stated the shirts are very attractive. Chief Knauf stated the fundraising goes towards two (2) trips the Explorers go on each year. Commissioner Frietch stated an Active Shooter Instructional Awareness Program will be held at 7:00 p.m. Thursday, April 19th at Park Place Community Center. Commissioner Frietch encouraged all to come.

**SPECIAL ANNOUCEMENTS:**

Mayor Bell gave a summary of the status of the pension bill.

Commissioner Murray asked for a status of 103-105 Grand Avenue. Ms. Bailey reported fines have been levied as part of the Code Enforcement Board.

**EXECUTIVE SESSION:**

No Executive Session.

**ADJOURNMENT:**

There being no further business, Commissioner Kreimborg made a motion to adjourn. Commissioner Peace made a second. All Commissioners present were in favor.

**MOTION CARRIED**

The meeting adjourned at 8:50 p.m.

The next Commission Meeting will be Wednesday, May 9, 2018 at 7:00 pm.

Daniel L Bell

Mayor Daniel L. Bell

ATTEST: Lena Forsyth DATE: 5/14/18