

## CITY OF FORT WRIGHT, KENTUCKY COUNCIL MEETING

AUGUST 1, 2012- 6:00PM

Mayor Nienaber called the meeting to order with a Pledge of Allegiance and a moment of silence. The following members answered roll call, Mr. Bernie Wessels, Mr. Joe Averdick, Mr. Dave Hatter, Mr. Adam Feinauer, Mr. Scott Wall and Mr. Dave Abeln. Also in attendance were City Administrator Gary Huff, City Attorney Todd McMurtry, Fire/EMS Chief Steve Schewe, Police Chief Dan Kreinest, Public Works Director Tim Maloney and City Clerk Joyce Woods.

### Citizen Comments

Mr. John Biery, resident of 568 Cloverfield Lane #303, addressed Council regarding adding the proposed car tax on to the property tax, instead of charging it when license plates are renewed. He also has a problem with the no turn on red light from 7AM to 9AM sign that is at the corner of Kyles Lane and Highland Pike. He stated that this will be very congested when school starts in a couple of weeks. He suggested maybe an arrow light would be a better solution for traffic flow. Mayor Nienaber advised the reason the sign was installed was that cars clog the intersection and hold up traffic to change lanes from the turn only lane on Highland Pike. If there is no break in the traffic, cars on St. Anthony cannot get out at all, because there is constant traffic. There is a tremendous amount of traffic that comes through from all areas. The State will have the final decision on whether the sign stays long term.

### Approval of Minutes

Motion by Mr. Wessels, second by Mr. Abeln to approve the minutes of the July 18, 2012 re-scheduled Council Meeting. All members voting in favor, no one opposed. Motion passed.

### Second Reading Ordinance 07-12 – Amend the 2012-2013 Fiscal Year Budget

At the auditor's recommendation we have been advised to close the Capital Fund from our budget and merge the balance of that account into the General Fund, since the Capital Fund has only transfers from other funds. We will pay bills from the General Fund for purchases previously made from that account, and the budget has to be amended to reflect that change. Mr. McMurtry read this Ordinance in summary. Motion by Mr. Averdick, second by Mr. Hatter to approve. Roll call vote taken Wessels, Abeln, Feinauer and Wall voting in favor, no one opposed. Motion passed.

### First Reading Ordinance 09-12 – An Ordinance Prohibiting Parking on portions of eastbound side of East Henry Clay.

Mayor Nienaber stated that Community Preservation and Safety Committee meetings have taken place to discuss parking issues on East Henry Clay Avenue. Mr. Feinauer advised that there are site distance and safety concerns of allowing parking on one side of the street which is now

allowed. Parking in areas where there is no view of cars when you travel on certain sections of the street can be very dangerous. Mr. McMurtry read this Ordinance in summary.

Motion by Mr. Feinauer, second by Mr. Wall to approve. Roll call vote taken, Wessels, Averdick, Hatter and Abeln voting in favor, no one opposed. Motion passed.

First Reading Ordinance 10-12 – An Ordinance Installing Stop Signs to regulate traffic on East Henry Clay Avenue.

The Community Preservation Committee will meet with three selected residents of East Henry Clay Avenue to get their input and have them make suggestions to keep the street safer.

Mr. Maloney advised that traffic counts and residences will be counted to determine how much is cut through traffic and how many are resident trips with the bottom of East Henry Clay closed for re-paving. Another count will be done when all the construction is finished and the road is reopened to see what the increase of vehicle traffic to determine cut through traffic. CDS Associates will be in charge of the traffic study. Mr. McMurtry read this Ordinance in summary.

Motion by Mr. Feinauer, second by Mr. Wall to approve. Roll call vote taken, Wessels, Averdick, Abeln and Hatter voting in favor, no one opposed. Motion passed.

Second Reading Ordinance 08-12 – Imposing and Levying an Annual License Fee upon Motor Vehicles of \$50.00 per Vehicle to help pay for repair and maintenance of roadways with the City of Fort Wright.

Discussion followed. Motion by Mr. Averdick, second by Mr. Hatter to postpone this Ordinance indefinitely upon further discussion and review of other options. Roll call vote taken, Wessels, Abeln, Feinauer and Wall voting in favor, no one opposed. Motion passed.

Tilley Biery of Cloverfield Lane also would like to see the tax added to property taxes as her husband John suggested at citizen comments. John Biery spoke and added that he thought we should put the street tax back on the ballot, and if it passes rescind the tax on the motor vehicles.

Discussion on Joint Dispatch

The proposed tax on electric meters to be designated as a dispatch fee, to be added to the Duke Energy bills was voted down as an option by the Kenton County Fiscal Court. The potential threat of a lawsuit by Duke Energy would have been filed if this option was put in place. The Fiscal Court is now proposing a fee on Kenton County property tax bills yearly to supplement the cost of joint dispatch. Mayor Nienaber stated if this fee is put on parcels, the multi-unit buildings will still only pay one fee the same as a single family residence. There will be big gaps in the fee if it is put on tax bills. This will be discussed again at the next Fiscal Court meeting on August 14, 2012 and Mayor Nienaber encourages everyone to be aware and let the people in charge know their feelings on the subject to be fair to all property owners.

## NKAPC Meeting

Mr. Wessels reported that NKAPC are encouraging all cities to come up with a Comprehensive Plan for their city. This will be on the agenda for the Caucus meeting and will be discussed further.

## Department Reports

Public Works Director Tim Maloney reported that East Henry Clay Avenue will be closed to through traffic as early as next Monday, August 6<sup>th</sup>, or as late as the following Monday, August 13<sup>th</sup> for the Water District restoration project.

Motion by Mr. Wessels, second by Mr. Averdick to adjourn to Executive Session Pursuant to KRS 61.812 paragraph (b) to discuss potential litigation with Sanitation District No. 1. Attorney Rick Brueggemann, who is handling this for the City will be present. No business was conducted in this session.

Motion by Mr. Wall, second by Mr. Averdick to close Executive Session and return to Legislative Session, All members voting in favor no one opposed. Motion passed.

Motion by Mr. Wessels, second by Mr. Feinauer to adjourn Legislative Session. All members voting in favor, no one opposed. Motion passed.

Respectfully Submitted,

Joe Nienaber Jr., Mayor

Attest:

Joyce Woods, City Clerk