

## CITY OF FORT WRIGHT, KENTUCKY COUNCIL MEETING

December 7, 2011 – 6:00PM

Mayor Nienaber called the meeting to order at 6:02PM with a Pledge of Allegiance and a moment of silence. The following members answered roll call, Mr. Joe Averdick, Mr. Dave Hatter, Mr. Todd McMurtry, Mr. Adam Feinauer and Mr. Scott Wall. Also in attendance were City Administrator Gary Huff, City Attorney Pete Summe, Fire/EMS Chief Steve Schewe, Police Chief Dan Kreinest, Public Works Director Tim Maloney and City Clerk Joyce Woods. Mr. Bernie Wessels was unavailable for this meeting.

There were no citizen comments.

### Approval of Minutes

Motion by Mr. Hatter, second by Mr. Feinauer to approve the minutes of the 11/02/11 Council Meeting. All members voting in favor, no one opposed. Motion passed.

Motion by Mr. Averdick, second by Mr. Wall to approve the minutes of the 11/16/11 Caucus Meeting. All members voting in favor, no one opposed. Motion passed.

Ordinance 08-11 – Second Reading – Amendment to the 2011-2012 Appropriation Ordinance of the City of Fort Wright.

Mr. Summe read this Ordinance in summary. Motion by Mr. Hatter, second by Mr. Averdick to approve. Roll call vote taken McMurtry, Feinauer and Wall voting in favor, no one opposed. Motion passed. Mayor Nienaber advised that he is excited to have the City Building paid off.

Ordinance 09-11 – Second Reading – Authorizing and Approving a Second Supplemental Lease with the Bank of Kentucky.

Mr. Summe read this Ordinance in summary. Motion by Mr. Hatter, second by Mr. Feinauer to approve. Roll call vote taken, Averdick, McMurtry and Wall voting in favor, no one opposed. Motion passed. This will allow us to lower our interest rate from 4.6% to 3.125%, with a savings of approximately \$8000.00 a year in interest on the park property loan.

Executive Order 12-11 – Re-Appointment of Tom Litzler to the Telecommunications Board of Northern Kentucky.

Mayor Nienaber stated that he has done a wonderful job representing the City on this Board. Motion by Mr. Feinauer, second by Mr. Hatter to approve. All members voting in favor, no one opposed. Motion passed. Mr. Litzler stated that it was a pleasure to serve for the City.

Resolution 5-11 – Approving the Insight/Time Warner Cable Transfer.

Mr. Tom Litzler addressed Council representing TBNK to explain the Resolution pending and answer any questions that Council might have. He stated that it is his recommendation to approve the Resolution of the transfer to Time Warner Cable and that the company will live up to what the existing company has agreed to.

Motion by Mr. Feinauer, second by Mr. Hatter to approve. All members voting in favor, no one opposed. Motion passed.

Attorney Carlo Wessels addressed Council representing the Wessels Development Company regarding making application for a text amendment to allow professional schools as a permitted use in office buildings in a PO-1 Zone. This would be a traditional college, nonprofit, with over twelve campuses. NKAPC advises that the parking spaces available meet requirements per regulations. The biggest majority of students would be attending in the evening. Mr. Wessels advised that this use is compatible with other tenants of the building. Discussion followed.

Motion by Mr. Hatter, second by Mr. Averdick to submit the application for the text amendment to NKAPC with Fort Wright language, stating schools will be business or professional colleges. Roll call vote taken, Wall, Feinauer and McMurtry voting in favor, no one opposed. Motion passed.

Ordinance 10-11- First Reading – Closing a Public Alley on the North side of Kennedy between Rosa and Lake Streets.

Judge Patsy Summe requested this be done with neighbor's approval. Mr. Summe read this Ordinance in summary. Ownership of the property will go to abutting property owners.

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

Ordinance 11-11 – First Reading – Amending the Fort Wright Zoning Ordinance, making changes to the CC Zone.

This change would re-define and expand uses, but restricts the footprint. Mr. McMurtry stated that this will serve the City well with attractive buildings in the future. Mr. Summe read this Ordinance in summary. Mr. Hatter pointed out a couple of mis-spelled words in the Ordinance. Mayor Nienaber advised that this would be corrected. He also thanked Mr. McMurtry and Mr. Wessels for all their time and hard work in making this Ordinance work for Fort Wright.

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

Approval of City Council Meeting dates for 2012.

A list of dates has been distributed to Council regarding the upcoming meetings in 2012. There were two changes, July 4<sup>th</sup> will be changed to July 11<sup>th</sup>, and November 21<sup>st</sup> will be changed to November 14<sup>th</sup>. Motion by Mr. Hatter, second by Mr. Averdick to approve. All members voting in favor, no one opposed. Motion passed.

Approval of 2012 – Professional Services Fees for CDS Associates.

CDS has kept the rates the same for 2012 as the last few years for engineer services. Motion by Mr. Averdick, second by Mr. Hatter to accept the rates from CDS Associates for 2012. Roll call vote taken, Wall, Feinauer and McMurtry voting in favor, no one opposed. Motion passed.

## Administrator Report

Mr. Huff reminded everyone of the Civil War Christmas at the Museum on December 11, 2011.

Finance Committee meeting on Thursday, December 8<sup>th</sup> at 7:30AM to discuss Health Insurance cost for 2012.

The audit is almost complete and Mr. Sparrow would like to schedule a meeting with the Finance Committee to go over the final report, before it is presented to Council.

## Department Reports

Fire/EMS Chief Schewe advised that the old ambulance has been in use quite a bit recently, as the new ambulance has been in the shop with transmission problems.

Police Chief Dan Kreinest reminded everyone that since it is the Christmas season, thieves are out looking for ways to finance their Christmas by stealing other people's things. Keep your residence well lighted. There has been progress in a few burglaries with property recovered. Applications are being taken for the vacant Police Officer positions until Friday, December 9<sup>th</sup>, 2011. Sergeant Schworer will be graduating from the FBI Academy on December 16<sup>th</sup>, a very distinguished honor.

Public Works Director Tim Maloney advised that his department is ready for snow removal, with all equipment in working order.

City Clerk Joyce Woods stated that tax bills have been coming in and everything is going well.

Mr. Averdick advised that there are many street lights out throughout the City. Mr. Maloney advised that he is aware of them and has notified Duke.

Mayor Nienaber stated that this is the last legislative meeting before the end of the year. He would like to wish on behalf of the City of Fort Wright, to everyone a safe and Merry Christmas and Happy New Year. It has been a pleasure working with Council and staff and hope we have a prosperous year and safe year.

Respectfully Submitted,

Joe Nienaber Jr, Mayor

Attest:

Joyce Woods, City Clerk