

**REGULAR MEETING MINUTES OF THE ELSMERE CITY COUNCIL**

**June 24, 2014**

**6:30 PM**

**LOCATION:** Elsmere City Building, 318 Garvey Avenue, Elsmere, KY 41018

**CALL TO ORDER:** Mayor Lenhof called the meeting to order at 6:28 p.m.

**INVOCATION AND PLEDGE:** The invocation was given by Councilman Billy Bradford, followed by the Pledge of Allegiance.

**ROLL CALL:** The following members were present:

**Mayor Marty Lenhof**  
**Councilwoman Joanne Barnett-Smith**  
**Councilwoman Nancy Bowman**  
**Councilman Billy Bradford**  
**Councilman Tim Greene**  
**Councilwoman Gloria Grubbs**  
**Councilwoman Mary Lou Neal**

**APPROVAL OF MINUTES:**

Councilman Bradford made a motion to approve the minutes of the June 10, 2014 Council Meeting. Councilwoman Neal seconded the motion. All members present voted aye. **Motion carried and so ordered.**

**AUDIENCE REMARKS:**

Eric Mast – 237 Ash Street – Mr. Mast addressed Council regarding the animal control ordinance prohibiting chickens in Elsmere. Mr. Mast reported he has a small flock of six chickens in his backyard for approximately one year and recently received a letter from the City of Elsmere instructing him to remove these animals. Mr. Mast reported to Council that he is involved with urban farming and sustainable agriculture and would like for Council to reevaluate the prohibition on chickens and allow some form of urban farming in Elsmere. Mr. Mattingly reported the City received a complaint about Mr. Mast's chickens, the complaint was investigated, and City staff responded with an enforcement letter instructing Mr. Mast to remove his chickens within thirty days. Mr. Mattingly reported there are some cities in Northern Kentucky that allow urban chicken farming with restrictions such as feed placement, regulations to ensure the chickens are not eaten by predators, prohibitions on roosters, and noise control measures. Discussion occurred regarding the regulations, model ordinances to follow, and minimum property lot size. Council agreed to allow Mr. Mast to temporarily retain his chickens until City Council had time to reevaluate the animal control ordinance.

**GENERAL ITEMS CONT.:**

**Order/Resolution 9-2014 – Accepting Bid for Maple Ave. Reconstruction**

City Clerk Jessica Chaney read by title the Order/Resolution.

Councilman Greene made a motion to accept Order/Resolution 9-2014 as read. Councilwoman Bowman seconded the motion. All members present voted aye. **Vote: 6-0. Motion carried and so ordered.**

**Ordinance 1677-2014 – Amending Liquor License – Election Day**

City Attorney Tom Miller performed a summary reading for the Second Reading of Ordinance 1677-2014.

**AN ORDINANCE AMENDING §§ 111.22, 111.40 and 111.62 OF THE CITY OF ELSMERE, KENTUCKY CODE OF ORDINANCES AS IT RELATES TO THE LICENSING, SALE, ADMINISTRATION AND ENFORCEMENT OF ALCOHOLIC BEVERAGES.**

Councilwoman Bowman made a motion to accept Ordinance 1677-2014 as read. Councilwoman Barnett-Smith seconded the motion. Mayor Lenhof requested a roll call vote. Roll Call – Councilwoman Bowman – aye; Councilman Bradford – aye; Councilman Greene – aye; Councilwoman Grubbs – aye; Councilwoman Neal – aye; Councilwoman Barnett-Smith – aye. **Vote 6-0. Motion carried and so ordered.**

**Ordinance 1678-2014 – Budget Amendment Fiscal Year 2013-2014**

City Tom Miller performed a reading in its entirety for the Second Reading of Ordinance 1678-2014.

**AN ORDINANCE AMENDING THE CITY OF ELSMERE, KENTUCKY  
BUDGET ORDINANCE NUMBER 1668-2013 FOR THE FISCAL YEAR  
JULY 1, 2013 THROUGH JUNE 30, 2014**

Councilwoman Barnett-Smith made a motion to accept Ordinance 1678-2014 as read. Councilwoman Neal seconded the motion. Mayor Lenhof requested a roll call vote. Roll Call – Councilman Bradford – aye; Councilman Greene – aye; Councilwoman Grubbs – aye; Councilwoman Neal – aye; Councilwoman Barnett-Smith – aye; Councilwoman Bowman – aye. **Vote: 6-0. Motion carried and so ordered.**

**Ordinance 1679-2014 – Budget Fiscal Year 2014-2015**

City Attorney Tom Miller performed a reading in its entirety for the Second Reading of Ordinance 1679-2014.

**A BUDGET ORDINANCE FOR THE CITY OF ELSMERE, KENTUCKY  
PURSUANT TO KRS 91A.030 (10) FOR THE FISCAL YEAR JULY 1, 2014  
THROUGH JUNE 30, 2015, BY ESTIMATING REVENUES AND RESOURCES AND  
APPROPRIATING FUNDS FOR THE OPERATION OF THE CITY GOVERNMENT  
AND PROVIDING THAT NO MONIES SHALL BE EXPENDED BY OR ON  
BEHALF OF THE CITY OF ELSMERE EXCEPT IN ACCORDANCE HEREWITH.**

Councilwoman Bowman made a motion to accept Ordinance 1679-2014 as read. Councilman Bradford seconded the motion. Mayor Lenhof requested a roll call vote. Roll Call – Councilman Greene – aye; Councilwoman Grubbs – aye; Councilwoman Neal – aye; Councilwoman Barnett-Smith – aye; Councilwoman Bowman – aye; Councilman Bradford – aye. **Vote: 6-0. Motion carried and so ordered.**

**Ordinance 1680-2014 – Adopting 2014-2015 Salary Scale**

City Attorney Tom Miller performed a summary reading for the Second Reading of Ordinance 1680-2014.

**AN ORDINANCE ADOPTING AND ENACTING THE COMPREHENSIVE PAY PLAN  
FOR THE NON-ELECTED CITY OFFICERS AND EMPLOYEES OF THE CITY OF  
ELSMERE, IN ACCORDANCE WITH KRS 83A.070(2).**

Councilwoman Neal made a motion to accept Ordinance 1680-2014 as read. Councilwoman Barnett-Smith seconded the motion. Mayor Lenhof requested a roll call vote: Roll Call – Councilwoman Neal – aye; Councilwoman Barnett-Smith – aye; Councilwoman Bowman – aye; Councilman Bradford – aye; Councilman Greene – aye; Councilwoman Grubbs – aye. **Vote: 6-0. Motion carried and so ordered.**

**Executive Order 7-2014 – Creating Program Compensating Employees Declining Health Insurance**

Mayor Lenhof reported to Council for them to let him know if they have any questions pertaining to the Executive Order.

**Mayor Marty Lenhof** reported Rich the Code Enforcement Officer is doing a good job but is limited with his number of hours. Mayor Lenhof reported he and the City Administrator has discussed involving the Northern Kentucky Area Planning in Elsmere's code enforcement operations to allow the City to with Dennis Gordon in moving Elsmere's code enforcement to NKAPC, although, the City will keep its Code Enforcement Board. Mayor Lenhof reported Rich will stay on as the Zoning Administrator and will be driving around to find properties to report to NKAPC. Mayor Lenhof reported on the process Rich has to follow to issue citations and what the process and services will be like if the City chooses to use NKAPC for code enforcement.

**REPORTS FROM COUNCIL:**

**Councilwoman Gloria Grubbs** reported that the City Administrator and Finance Officer/Treasure have been working on a breakdown of benefits and salary information that will be provided to each individual employee so they can see what actually comprises their City-paid salary and benefits. Councilwoman Grubbs reported they received one from her husband’s employer which is very eye-opening to see what actually goes into company-funded salary and benefits. Councilwoman Grubbs reported they should receive this information prior to the mandatory employee benefits meeting on July 9.

**Councilwoman Mary Lou Neal** had no report.

**Councilwoman Joanne Barnett-Smith** questioned if there has been contact with Mr. Softie since residents on Eastern Avenue have been inquiring about this company.

**Councilman Bradford** had no report.

**Councilman Greene** had no report.

**Councilwoman Bowman** had no report.

**EXECUTIVE/CLOSED SESSION**

Councilwoman Grubbs made a motion to enter executive session under KRS 61.810(1)(b) – Deliberations on the future acquisition or sale of real property by a public agency, but only when publicity would be likely to affect the value of a specific piece of property to be acquired for public use or sold by a public agency. Councilwoman Bowman seconded the motion. All members present voted aye. Council entered executive session at 7:20 p.m.

Councilwoman Grubbs made a motion to exit Executive Session and reconvene regular session. Councilman Greene seconded the motion. All members present voted aye. Council exited Executive Session at 7:48 p.m. No action taken.

**ADJOURNMENT**

Councilwoman Bowman made a motion to adjourn. Councilwoman Barnett-Smith seconded the motion. All members present voted aye. **Motion carried and so ordered.** Meeting adjourned at 7:49 p.m.

\_\_\_\_\_  
Mayor Marty Lenhof

Attest:

\_\_\_\_\_  
Jessica Chaney, City Clerk