

REGULAR MEETING MINUTES OF THE ELSMERE CITY COUNCIL
October 9, 2012
7:30 PM

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

CALL TO ORDER: Mayor Lenhof called the meeting to order at 7:32 PM.

INVOCATION AND PLEDGE: The invocation was given by Councilwoman Gloria Grubbs followed by the Pledge of Allegiance.

ROLL CALL: The following members were present:

Mayor Marty Lenhof
Councilwoman Joanne Barnett-Smith
Councilman Billy Bradford
Councilwoman Kama Greene
Councilwoman Gloria Grubbs
Councilwoman Alexis Tanner

Councilwoman Mary Lou Neal was absent.

APPROVAL OF MINUTES:

Councilman Grubbs made a motion to approve the minutes of the September 25, 2012 Council Meeting. Councilwoman Greene seconded the motion. All members present voted aye. **Motion carried and so ordered.**

DUKE ENERGY PRESENTATION:

Rhonda Whitaker with Duke Energy was present to provide Council with insight into Duke Energy's position on placing the 911 fees on the Electric Bills.

AUDIENCE REMARKS:

Linda Gossett, 627 Bedinger, was present to ask questions regarding 911 fees.

ADMINISTRATIVE REPORTS:

Building Inspector Bill Stith reported for the month of September, 2012 there were 7 zoning and building permits with \$22,500 in total construction costs, \$295 in Building fees, \$200 in Zoning fees.

City Clerk-Treasurer Holli Harrison reported working on the delinquent tax bills, preparing for the 2012 tax bills to be mailed, and working on the Business Appreciation Luncheon scheduled for October 24.

City Engineer Ray Erpenbeck provided his written report and reported that Orchard and Kenton are proceeding on schedule.

Code Enforcement Officer Rich Aliff was not present but provided Council with a written report.

Parks and Recreation Director Denise Donahue reported the Halloween Party is this Friday at 6:30pm and she's working on getting roofs replaced on shelters.

Chief Tim Thames provided Council with his written report and indicated that activity was holding steady, the physical agility test had been administered and he was now down to 10 applicants who would be given interviews over the next few weeks and he is hoping to have a prospective candidate by November 1.

Public Works Director Chris Zerhusen provided Council with his written report and reported doing concrete work on Manderlay Drive.

City Attorney Tom Miller had no report.

Councilwoman Tanner made a motion to accept the Administrative Reports. Councilwoman Barnett-Smith seconded the motion. All members present voted aye. **Motion carried and so ordered.**

City Administrator Alex Mattingly provided Council with a brief background on Norfolk Southern Railroad lowering the tracks along Bedinger and that the Business Appreciation Luncheon is progressing well.

Mayor Lenhof had no report.

GENERAL ITEMS:

Resolution 13-2012 – SWAT Discussions

Councilwoman Tanner made a motion to accept the Resolution as read. Councilwoman Barnett-Smith seconded the motion. Councilwoman Grubbs and Councilwoman Greene abstained/was present not voting. All other members present voted aye. **Motion carried and so ordered.**

Resolution 14-2012 – Surplus Equipment

Councilman Bradford made a motion to accept the Resolution as read. Councilwoman Grubbs seconded the motion. All members present voted aye. **Motion carried and so ordered.**

Second Reading of Ordinance 1641-2012 – Adopting Police Department Policy and Procedure Manual

Mr. Miller performed the second reading of Ordinance 1641-2012.

AN ORDINANCE ADOPTING THE CITY OF ELSMERE, KENTUCKY POLICE DEPARTMENT POLICY AND PROCEDURES MANUAL.

Councilwoman Tanner made a motion to accept the Ordinance. Councilwoman Greene seconded the motion. Mayor Lenhof requested a roll call vote.

Councilwoman Joanne Barnett-Smith - yes

Councilman Billy Bradford - yes

Councilwoman Kama Greene – yes

Councilwoman Gloria Grubbs - yes

Councilwoman Alexis Tanner – yes

Motion passed with a vote of 5-0.

Second Reading of Ordinance 1642-2012 – Amending Sec 35.01 – 35.07 to Update and/or Clarify Information Pertaining to the Police Department.

Mr. Miller performed the second reading of Ordinance 1642-2012.

AN ORDINANCE AMENDING §§ 35.01 THROUGH 35.07 OF THE CODE OF ORDINANCES TO UPDATE AND/OR CLARIFY THE HIRING PROCESS FOR POLICE EMPLOYEES AND OTHER INFORMATION PERTAINING TO THE POLICE DEPARTMENT.

Councilwoman Tanner made a motion to accept the Ordinance. Councilwoman Barnett-Smith seconded the motion. Mayor Lenhof requested a roll call vote.

Councilwoman Joanne Barnett-Smith - yes
Councilman Billy Bradford - yes
Councilwoman Kama Greene – yes
Councilwoman Gloria Grubbs - yes
Councilwoman Alexis Tanner – yes

Motion passed with a vote of 5-0.

Second Reading of Ordinance 1643-2012 – Update Temporary City Leadership Succession Plan Pertaining to Emergency Situations

Mr. Miller performed the second reading of Ordinance 1643-2012.

AN ORDINANCE AMENDING § 31.21 OF THE CODE OF ORDINANCES TO UPDATE THE TEMPORARY CITY LEADERSHIP SUCCESSION PLAN APPLICABLE TO EMERGENCIES WHEN THE MAYOR IS ABSENT OR DISABLED TO INCLUDE THE CITY ADMINISTRATOR.

Councilwoman Grubbs made a motion to accept the Ordinance. Councilwoman Greene seconded the motion. Mayor Lenhof requested a roll call vote.

Councilwoman Joanne Barnett-Smith - yes
Councilman Billy Bradford - yes
Councilwoman Kama Greene – yes
Councilwoman Gloria Grubbs - yes
Councilwoman Alexis Tanner – yes

Motion passed with a vote of 5-0.

Second Reading of Ordinance 1644-2012 – Adopting Personnel Policies

Mr. Miller performed the second reading of Ordinance 1644-2012.

AN ORDINANCE ADOPTING THE AMENDED CITY OF ELSMERE PERSONNEL POLICIES.

Councilwoman Grubbs made a motion to accept the Ordinance. Councilwoman Barnett-Smith seconded the motion.

Councilwoman Tanner made a secondary motion to amend the original motion to include Holiday Pay in the calculation for overtime. Councilman Bradford seconded the motion. Mayor Lenhof requested a roll call vote on the secondary motion.

Councilwoman Joanne Barnett-Smith - no
Councilman Billy Bradford - yes
Councilwoman Kama Greene – no
Councilwoman Gloria Grubbs - no
Councilwoman Alexis Tanner – yes

Motion failed with a vote of 2-3.

Mayor Lenhof requested a roll call vote on Councilwoman Grubbs' original motion.

Councilwoman Joanne Barnett-Smith - yes
Councilman Billy Bradford - yes
Councilwoman Kama Greene – yes
Councilwoman Gloria Grubbs - yes
Councilwoman Alexis Tanner – no

Motion passed with a vote of 4-1.

First Reading of Ordinance 1645-2012 – Economic Development Incentives

Mr. Miller performed the first reading of Ordinance 1645-2012.

AN ORDINANCE CREATING ECONOMIC DEVELOPMENT INCENTIVES, TO BE CODIFIED AS CHAPTER 119 OF THE CITY OF ELSMERE CODE OF ORDINANCES.

First Reading of Ordinance 1646-2012 – Repealing 911 Fees on Landlines

Mr. Miller performed the first reading of Ordinance 1646-2012.

AN ORDINANCE REPEALING PORTIONS OF ORDINANCE 1583-2012 THAT ESTABLISH A MONTHLY SUSCRIBER SERVICE CHARGE OF \$4.25 FOR 911 EMERGENCY TELEPHONE SERVICES, EFFECTIVE JANUARY 1, 2013.

REPORTS FROM COUNCIL

Councilwoman Grubbs provided a small report on Ms. Neal's behalf regarding the roof damage on the park shelters, the missing equipment at Covered Bridge Park and that she called Rumpke to pick up the park portalets.

Councilman Billy Bradford thanked everyone again for donating and supporting the Salvation Army Golf Outing.

Councilwoman Barnett-Smith had a few questions for Mr. Erpenbeck pertaining to SD1.

Councilwoman Tanner had no report.

Councilwoman Kama Greene had no report.

ADJOURNMENT

Councilwoman Tanner made a motion to adjourn. Councilwoman Grubbs seconded the motion. All members present voted aye. **Motion carried and so ordered.** Meeting adjourned at 8:45 pm.

Mayor Marty Lenhof

Attest:

Holli N. Harrison, City Clerk-Treasurer