

MEETING
ERLANGER COUNCIL
January 3, 2006

Mayor Marc T. Otto, Sr. called the Regular Meeting of the Erlanger City Council to order in the City of Erlanger Council Chambers at 7:00 P.M., Tuesday, January 3, 2006.

Mayor Otto asked that a moment of silence be observed in memory of Erlanger Battalion Chief Sylvan Smith.

Reverend John Street of the Erlanger United Methodist Church, opened the meeting with a prayer, after which the Members of Council and citizens pledged allegiance to the flag.

The following Members of Council were present: Randy Blankenship, Jim Burger, John Dunhoft, Paul Hahn, Brian Hammond, Keith Henry, Bill Howard, Vicki Kyle, Frank Rose, Greg Sandel, and Patty Suedkamp. Kevin Burke was absent, absence excused.

Also present were: City Administrator Bill Scheyer, Police Chief Marc Fields, Fire/EMS Chief Tim Koenig, Codes Administrator David Hahn, City Clerk Linda Carter, Finance Officer Jerry Knochelmann, City Attorney Frank Wichmann, and City Engineer Jim Viox.

MINUTES - M/S, Suedkamp-Dunhoft, that the minutes of the Regular meeting held on December 6, 2005, be approved as read. Ms. Kyle said a correction needs to be made to the December 6, 2005 minutes. It should read that Mr. Rose gave the report on the Animal Nuisance Ordinance. Mayor Otto directed the City Clerk to make the correction. M/S, Kyle-Suedkamp, to approve the minutes of the Regular meeting held on December 6, 2005 as corrected. All ayes, no nays, motion carried.

SPECIAL PRESENTATION - Mayor Otto introduced City Administrator Bill Scheyer. Mr. Scheyer introduced City Finance Officer Jerry Knochelmann. Mr. Scheyer said Jerry has been with the City for five years. It seems like just yesterday we were going through the interview process. Under his guidance and hard work, the City has been awarded the Certificate of Excellence for Achievement in Financial Reporting for the past five years. Mayor Otto presented Jerry with his five year service award pin and thanked him for doing a wonderful job.

REPORTS OF STANDING COMMITTEES

Administration - Mr. Burger stated that after review of the current Animal Nuisance Ordinance and the Police Department report, the Committee recommends that no action be taken to amend the ordinance.

Ms. Kyle announced the applications for the Friendship City Scholarship have been distributed to the local high schools. The \$1,500 scholarship is awarded each year to a graduating high school student. The scholarship is graded on 65 percent community service, 25 percent essay and 10 percent grade point average. You must be a resident of Erlanger to apply. Applications must be turned in no later than 4:30 P.M., on March 17, 2006.

Mr. Howard announced the annual Baseball/Softball Lottery for the use of the baseball fields for the 2006 season will be held on February 6, 2006 at 6:30 P.M. League representatives are invited to attend and must be present at the time of the lottery.

Public Safety - Mr. Dunhoft read a letter of resignation from Police Officer Dan Ryan.

M/S, Hahn-Dunhoft, to accept with regret the resignation of Police Officer Dan Ryan. All ayes, no nays, motion passed.

Ms. Suedkamp reported Police Department Citizen's Alumni Association has again elected her to the office of President. Ms. Suedkamp also reported the Alumni Association has 14 new members. Chief Fields thanked Ms. Suedkamp for the work with the Police Citizens Alumni. The Alumni Association has saved a lot of time and money with the work they are doing.

Ms. Suedkamp reported that in 2005 the Erlanger Fire/EMS responded to 3,773 total Fire and EMS calls.

Ms. Suedkamp announced the Fire/EMS department has received a grant in the amount of \$124,000 for the purchase of protective equipment.

Mr. Blankenship reported that the Erlanger Fire/EMS Department has completed approximately one half of the training, education and development of the fire prevention program, in order to be the first fire department in the state of Kentucky to be nationally accredited.

Ms. Suedkamp said losing Sylvan Smith is a great loss to the Fire/EMS Department and to the City. She thanked everyone involved with his sendoff.

Public Service - Mr. Rose stated the Committee had reviewed the map request to amend 3L Highway zoning map and override the recommendation by the Northern Kentucky Area Planning Commission (NKAPC). Mr. Rose stated he is in favor of overriding the recommendation of the NKAPC to allow for the zoning map amendment. Committee members Mr. Hammond and Mr. Sandel stated they are in favor of overriding the recommendation of the NKAPC. Committee member Mr. Henry said he is opposed to overriding the recommendation of the NKAPC.

Mayor Otto stated we will reserve comments of the other Council members until the Municipal Order is read.

Mr. Hammond reported progress on the Lakemont Park Planning Committee. He will report next meeting.

M/S, Dunhoft-Suedkamp, to accept the Reports of the Standing Committees as presented. All ayes, no nays, motion carried.

REPORTS OF REPRESENTATIVES

Erlanger-Elsmere Renaissance - Ms. Suedkamp reported this year's Light-Up-The-Dixie project was better than ever. More businesses participated this year and the result was wonderful. Unfortunately the parade had to be cancelled because of the weather.

Ms. Suedkamp also reported six new businesses have been set up on "The Dixie"

M/S, Burger-Howard, that the Reports of Representatives be adopted as presented. All ayes, no nays, motion carried.

REPORTS OF CITY OPERATIONS

City Engineer - Mr. Viox reported Cinergy is rebuilding a transmission line. They will be relocating, adding and removing poles in the Lakemont area.

City Attorney - No report.

City Administrator - Mr. Scheyer reported he and Mayor Otto attended the National League of Cities (NLC) Conference, held in Washington D.C. in December. The workshops he attended were enlightening and interesting. He was especially interested in a company that has developed software that promotes citizen participation. If there are no objections the company would like to make a presentation on January 17th. Mayor Otto asked if there were any objections. There were none.

M/S, Kyle-Henry, that the reports of the City Operations be adopted as presented. All ayes, no nays, motion carried.

CORRESPONDENCE - Chief Fields received a note from Mr. & Mrs. Paul Peterson and family thanking Lt. Kevin Gilpin, Sergeant Mike Leming, and Officers Jon Sterling, and Eric Love for being very professional, and thoughtful when they responded to a recent break-in at the Peterson home.

Mayor Otto received a letter from Mr. Clarence Wigglesworth thanking Officers Jason Whaley, Jeremiah Dowell and telecommunicator T.J. Lainhart for the excellent job conducting the Erlanger Police Citizens Academy.

A letter was received by Chief Fields from Kenton County Sheriff Chuck Korzenborn thanking Officer David Lillick and Police K-9 Sombie for their assistance in a recent investigation.

CITIZENS/PUBLIC COMMENTS

Steven Sprecker, 3368 Appomattox Drive, asked when Old Erlanger Road will be repaired. Bill Scheyer explained the cost to take care of the landside on Old Erlanger Road has been estimated at \$400,000. Kenton County had turned over the maintenance of the road to Erlanger. Neither the City nor the County has the funds to take care of the problem at this time. Bottom line, the population is limited and the residents are not cut off, it's just that there is no thru traffic. We are currently pursuing grant money and this topic will also be included in the discussion for the new budget. Mr. Sprecker asked if the road will be closed permanently. Mr. Scheyer said there is no guarantee. It is a huge cost for a small section of road.

Leo Pfaehler, 3707 Beaver, stated he is a mechanical engineer. He is familiar with putting buildings in small cities successfully, and buffering abutting properties with landscaping. The proposed project on Route 17 (3 L Highway) is between 3,600 and 4,000 square feet. It will be a brick facility with plenty of outside lighting to increase safety. He didn't know exactly where the proposed building will actually be located on the property but he would prefer it to be closer to Route 17. The proposed family oriented restaurant/sports bar would be the size of Council Chambers. Including the parking lot it would take up one acre of the five acre lot. The Code for parking is 1 spot for 2 seats. There would be between 70 and 90 parking spots.

Gary Anthonissen, 1900 Bridle Path, said he respects the difficult decision Council has to make. He is asking for a yes vote for the sports restaurant / bar. The restaurant would be similar to Applebee's or BW 3's. Council would have to approve building plans before construction. A similar restaurant that serves alcohol is located near Misty Lane. They do not have traffic issues.

Sandra Tattershall, 307 Pleasure Isle Drive, Erlanger, stated Route 17 is a four lane highway that could handle the additional traffic generated by the project, Pleasure Isle is a two lane road that would not be able to handle the traffic. The NKAPC believes there will be traffic issues. They have developed a plan. Council would be going against that plan if they vote to override the NKAPC recommendation. She said the residents have a nice quiet, country atmosphere. At night it is dark, the glare of the parking lot lights will impinge on the residents. A restaurant in their back yards will destroy property values.

BIDS - No Bids

LEGISLATION - Mr. Wichmann read Ordinance Number 2268 establishing fees for zoning, building and other permits required by other City ordinances. This was the second reading.

M/S, Suedkamp-Dunhoft, to adopt and order published Ordinance Number 2268 establishing fees for zoning, building and other permits required by City ordinances. Roll call vote, all ayes, no nays, motion carried.

Mr. Wichmann read Ordinance Number 2269 amending the Erlanger Zoning Ordinance by: (1) Adding the text of a new section 10.25 entitles IP-4 (Industrial Park-Four) Zone, along with necessary cross references in other sections of the zoning ordinance; and (2) Revising the storage regulations of the performance standards in section 15.2 K; and (3) Modifying the number and location of class 9 signs in the NSC (Neighborhood Shopping Center) and SC (Shopping Center) Zones. This was the second reading.

M/S, Howard-Henry, to adopt and order published Ordinance Number 2269 amending the Erlanger Zoning Ordinance by: (1) Adding the text of a new section 10.25 entitles IP-4 (industrial Park-Four) Zone, along with necessary cross references in other sections of the zoning ordinance; and (2) Revising the storage regulations of the performance standards in section 15.2 K' and (3) modifying the number and location of class 9 signs in the NSC (Neighborhood Shopping Center) and SC (Shopping Center) Zones. Roll call vote, all ayes, no nays, motion carried.

Mr. Wichmann read Municipal Order 01-06-03-02 overriding the recommendation of the Kenton County Planning & Zoning Commission to disapprove a proposed amendment of the Erlanger Zoning Ordinance in the proceedings thereof numbered Z-05-09-02/ (1770R).

M/S, Rose-Hammond, to adopt and allow the Mayor to sign Municipal Order 01-03-06-01 overriding the recommendation of the Kenton County Planning and Zoning Commission to disapprove a proposed amendment of the Erlanger Zoning Ordinance in the proceedings thereof number Z-05-09-02/ (1770R). Roll call vote, five ayes, six nays, motion failed. Council members voting nay were: Mr. Henry, Mr. Howard, Ms. Kyle, Mr. Hahn, Mr. Burger, and Mr. Blankenship.

Mr. Wichmann read Municipal Order 01-03-06-01 approving the re-appointment of Tim Hermann, Earl Franks, and Hubert Miller as members of the Code Enforcement Board.

M/S, Hammond-Rose, to adopt and allow the Mayor to sign Municipal Order 01-03-06-02 approving the re-appointment of Tim Herrmann, Earl Franks, and Hubert Miller as members of the Code

Enforcement Board. Roll call vote, all ayes, no nays, motion carried.

M/S, Rose-Kyle, to adjourn the meeting at 8:25 P.M. All ayes, no nays, motion carried.

APPROVED:

Marc T. Otto, Sr.
Mayor

Respectfully Submitted:

Sandra Schweikert
Administrative Assistant

ATTEST:

Linda Carter
City Clerk