



**City of Fort Wright Council Meeting  
Wednesday, January 2, 2019, 6:00 p.m.**

**CALL TO ORDER**

The meeting was called to order at 6:02 PM by Mayor Hatter. Mayor Hatter led the Pledge of Allegiance followed by a moment of silence. City Clerk Susan Ellis called the roll.

Councilman Abeln	Here
Councilman Feinauer	Here
Councilman Hoerlein	Here
Councilman Wall	Here
Councilman Wessels	Here
Councilwoman Witt	Here

Also present for the meeting were:

City Administrative Officer Jill Bailey  
City Attorney Todd McMurtry  
Police Chief Marc Schworer  
Fire/EMS Chief Steve Schewe  
Public Works Director Jeff Bethell  
City Clerk Susan Ellis

**APPROVAL OF COUNCIL MINUTES**

Councilman Hoerlein made a motion to approve the minutes of the December 5, 2018 Special Council Meeting. Councilman Wall made a second. City Clerk Susan Ellis called the roll.

Councilman Abeln	Abstain
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

**MOTION CARRIED**

Councilwoman Witt made a motion to approve the minutes of the December 5, 2018 Council Meeting. Councilman Feinauer made a second. City Clerk Susan Ellis called the roll.

Councilman Abeln	Abstain
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

MOTION CARRIED

Councilman Wall made a motion to approve the minutes of the December 13, 2018 Special Council Meeting. Councilman Abeln made a second. City Clerk Susan Ellis called the roll.

Councilman Abeln	Yes
Councilman Feinauer	Yes
Councilman Hoerlein	Abstain
Councilman Wall	Yes
Councilman Wessels	Abstain
Councilwoman Witt	Yes

MOTION CARRIED

Approval of the Council Minutes for the December 19, 2018 Special Council Meeting and the December 19, 2018 Caucus Meeting were tabled until the next Council Meeting on February 6, 2019.

## **UNFINISHED BUSINESS**

### **On Street Parking Issue (4 Glazier)**

Ms. Bailey provided a recap of the situation. The Community Improvement Committee met on December 12, 2018. They recommended that the language and the ordinance not be changed. Their recommendations have been referred to the City Attorney for review. Ms. Bailey sent an email to Mr. Houlihan with this information. The final report will be available by the next council meeting on February 6, 2019.

### **Resolution 01-19 Digital Sign Rules & Regulations**

Mayor Hatter provided a review. Ms. Bailey and Mr. McMurtry have developed policies for postings for the digital sign. There was a need for formal policy to set guidelines rather than making arbitrary determinations. Noted changes were under #4, the 24-hour time period was extended to 120 hours (5 days) and under #5 the area of City of Fort Wright was extended to Kenton County. Councilwoman Witt asked for clarification under #6 of "Messages regarding ongoing events". Mr. Murtry clarified that meant a serial event like a weekly car wash. He further added that no one has ability to monopolize message board. The City wants to help other organizations, but City postings take precedence. This resolution can be reviewed later

and rescinded is necessary. Mr. Kyle Winslow consulted with a first amendment specialist in Frankfort when developing this resolution.

City Attorney Todd McMurtry read the Resolution.

Councilman Hoerlein made a motion to approve the Resolution. Councilman Feinauer made a second. City Clerk Susan Ellis called the roll.

Councilman Abeln	Yes
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

MOTION CARRIED

### **Officer Desiree Nichols – Swearing In**

Mayor Hatter performed the formal swearing in of Police Officer Desiree Nichols. Chief Schworer provided background on Officer Nichols history and qualifications. Currently she is riding with a field training officer. Regional Honor Guard members, Sergeant Kreutzjans and Sergeant Colwell, were recognized and present. Officer Nichols addressed the council stating that she was happy to be here and thanked the City for opportunity.

### **NEW BUSINESS**

#### **Executive Order 01-19 Annual PDS Council Appointments**

Ms. Bailey provided the history and explained that this was an annual appointment. Those who served last year expressed an interest to serve again.

City Attorney Todd McMurtry read the Executive Order.

Councilman Wessels made a motion to approve the Executive Order. Councilman Wall made a second. City Clerk Susan Ellis called the roll.

Councilman Abeln	Yes
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

MOTION CARRIED

## **Executive Order 02-19 Employee Holiday Calendar for 2019**

Ms. Bailey reported that the Personal Policy requires that a list of holidays recognized for the year be issued annually. Currently there are 9 recognized paid holidays. This order will add two additional paid holidays.

City Attorney Todd McMurtry read the Executive Order.

Councilman Wall made a motion to approve the Executive Order. Councilwoman Witt made a second.

Councilman Wessels issued a word of caution saying that a lot of these little things can add up. In the future he would like to see the budget committee review and discuss these types of items and they can have long term impact.

Ms. Bailey stated that new processes will be introduced in developing the budget for the next fiscal year. From a fiscal standpoint, the City is in good condition. This has not been a normal process for these things to occur mid-year. Mayor Hatter agreed.

Councilman Abeln suggested the addition of an organizational floating holiday.

City Clerk Susan Ellis called the roll.

Councilman Abeln	Yes
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

**MOTION CARRIED**

## **Municipal Order 01-19 Disposal of Surplus Property.**

City Attorney Todd McMurtry read the Municipal Order.

Councilman Feinauer made a motion to approve the Municipal Order. Councilman Abeln made a second. City Clerk Susan Ellis called the roll.

Councilman Abeln	Yes
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

**MOTION CARRIED**

## CAO REPORT

City Administrative Officer Jill Cain Bailey referred to her written report provided in the council packet. She stated there were no additions. The AV project is underway and currently being worked on. She expects it to be complete by the Caucus Meeting on January 16, 2019.

## DEPARTMENT REPORTS

**Administration/Finance** - City Clerk Susan Ellis provided an update on the Property and Personal Property Taxes collected as of December 31, 2019. She reported that the delinquent tax bills will be issued by the end of the next week.

**Police Department** - Police Chief Marc Schworer reported that they worked with six children from Fort Wright Elementary for the Shop with a Cop program. He recognized Officer Arnsperger who obtains the donations. He also recognized Walt's Hitching Post for a \$700 for two additional body cameras. The two new cruisers are on the road and there is a third coming in. Councilman Wessels commented on what a good corporate citizen Walt's is and how they provide a dinner each year to 30-35 kids from orphanage, including gift cards, and presents. They do a lot that people do not know about. Mayor Hatter agreed. Foreign Auto Salvage and Sub Station were also recognized for their contributions to the community.

**Fire/EMS Department** - Fire Chief Steve Schewe provided an update on Fire/EMS calls. He also had an ambulance update regarding the cot lift. It can be drop shipped to the manufacturer for installation which will result in a cost savings. A Community CPR Class is being scheduled in late February. He is waiting to hear from instructors to finalize the date.

**Public Works** - Public Works Director Jeff Bethell reported that the department has been working on leaf cleanup, limb cleanup at the museum, and trash pickup. Regarding the Council AV upgrades, Nor-Com is completing the final installation of the wireless components. Duke has marked spots for pole relocations. On Amsterdam, there is a need to take down trees to accommodate the pier wall. The punch list has been submitted to JP Construction. The issue permit list shows that 218 permits have been issued totally over \$16 million. Mark Brueggemann has been contacted to review the 5-year street program. The Amsterdam Road Project will kick into high gear this next year. On Thursday, January 10, 2019 there will be a hearing regarding the development in front of Texas Road House for a Smoothie King. Councilman Feinauer asked about the progress of the car wash. Mr. Bethell had not received any new information. Mr. Roger Schroder responded that they are still planning on it and currently working with the lawyers.

**Legal Counsel** - City Attorney Todd McMurtry provided an update on the Kuchle matter stating he had mispredicted the response. The Supreme Court will be meeting again in February and he is hoping to get it settled then. This issue involves the corner of Kyles & Dixie where Walgreens is located. An expanded roadway is planned and has been funded by the state for over a decade. 50 ft x 2 ft wide. A Temporary Easement, approximately 50 feet long by 2 feet

wide is needed for an area to pile dirt. The property owners lost in circuit court and at the court of appeals. A motion was made for discretionary review with the Kentucky Supreme Court. Mr. McMurtry does not believe there is a chance that the Supreme Court will take it up and does not know why it is taking so long for them to deny the motion.

Regarding the KRS matter, everything is in progress with the appropriate documentation filed. They are waiting for order on oral argument. No matter what happens, there will be petition for discretionary review.

Mr. Feinauer asked about the wall on Don Martin Drive. There is supposed to be a meeting with association's engineer but hasn't happened yet. Ms. Bailey responded that it is now on calendar for January 17, 2019. Mr. Bethell was asked if the wall was still moving. He responded that he had not noticed any more movement. Mr. McMurtry commented that it is moving, but from a liability standpoint, the City is covered.

## **SPECIAL ANNOUNCEMENTS**

### **Employee Recognitions/Special Thank Yous**

- SaveLocalWaters.org Rain Barrel Art project - Information will be on the website.
- Thank you from St. Augustine for event postings on digital sign
- Thank you from Fort Wright Elementary for kindness during the holiday season
- Thank you from Fort Wright Hilltoppers for the Christmas dinner event

## **OTHER COMMENTS**

Mayor Hatter shared an historical Fort Wright photo by Robert Stigers from 1947 that a friend located on eBay.

## **COUNCIL COMMENTS**

**Councilwoman Margie Witt** – Cleanup Day 2019 is in the works. Councilman Wessels' wife Donna will be helping run the event. It will be in April, but the date has not been finalized. The Fort Wright Garden Club will have its first meeting of the year on the January 10, 2019. She expressed her thanks to the Police and Fire Departments for handling passing the passing of a neighbor.

**Councilman Adam Feinauer** – Happy New Year

**Councilman Dave Abeln** – Happy New Year

**Councilman Mike Hoerlein** – no report

**Councilman Scott Wall – no report**

**Councilman Bernie Wessels** – There is a zoning hearing next Thursday. He stated that it is a perfect example for the new regulations and questioned if it would fall under the new regulations. Ms. Bailey responded that there had been an issue with the language and it is been reviewed. There may be a need to adjust the ordinance.

**ADJOURNMENT OF THE COUNCIL MEETING**

Councilman Feinauer made a motion to adjourn the Council Meeting. Councilman Wessels made a second. City Clerk Susan Ellis called the roll.

Mayor Hatter	Yes
Councilman Abeln	Yes
Councilman Feinauer	Yes
Councilman Hoerlein	Yes
Councilman Wall	Yes
Councilman Wessels	Yes
Councilwoman Witt	Yes

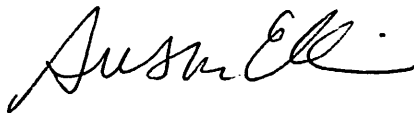
**MOTION CARRIED**

The Council Meeting was adjourned at 7:31 PM.

Respectfully Submitted,

  
Dave Hatter, Mayor

Attest:



Susan Ellis, City Clerk