

**CITY OF CRESTVIEW HILLS, KENTUCKY
CITY COUNCIL MEETING MINUTES
THURSDAY FEBRUARY 13th, 2020
7:00 PM**

I. CALL TO ORDER – Mayor Paul W. Meier will call the meeting to order with the Pledge of Allegiance and silent prayer.

II. ROLL CALL - The roll will be called to determine a quorum.

(1) Ms. Gronotte – present (arrived at 7:20) (4) Mr. Sommerkamp - present
(2) Mr. Kramer – present (5) Mr. Roesel – not present
(3) Mr. Dorsey – present (6) Ms. Luebbe - present

III. APPROVAL OF AGENDA- The Mayor indicated item one; Citizens and Guests postponed until next month’s council meeting. Mr. Dorsey made a motion to approve the agenda; Mr. Sommerkamp seconded. Motion carried with all ayes and no opposing votes.

IV. APPROVAL OF THE MINUTES – Council is asked to approve the minutes of the Council meeting of Thursday, January 9th, 2020. Mr. Sommerkamp made a motion to approve the minutes, Ms. Luebbe seconded. Motion carried with all ayes and no opposing votes.

V. CITIZENS & GUESTS –

Ray Hopkins, 313 Springside (Lookout Farm); Mr. Hopkins is concerned about people in woods on the trail between Shaker Heights going across the bridge up the hill to the main road by the lake; voicing his concern about possible drug activity. Mr. Hopkins is also concerned about the homeless sleeping in the tunnel by the train track. Further, he is also is requested information about an animal being attacked and killed by another animal in the community. Mr. Mayor indicated the people in the woods was addressed at the Lookout Farm Homeowner’s Association two months ago, he also indicated that any time there is a sighting of activity that the police should be contacted and that the police are aware of the issue as well. Chief Schutte indicated there was one call in the fall (2019), the caller called four hours after they said they saw someone down there. Officers went down on foot and did not find anyone or any drug paraphernalia in the area. No other phone calls were received in regard to that issue since then. In reference to phone call made about someone looking into windows, one call was received from a resident on Secretariat who had a camera in the window which showed two seconds of an individual walking through their backyard; not looking in the windows. Chief Schutte indicated an increase in patrol, as well as foot patrol in the area. No other reports have been made of further activity; Chief Schutte recommends that any activity should be reported right away. As far as the dog incident, Chief Schutte explained that Kenton County Animal Control was the responding agency and that the police department was not dispatched to the incident. In the future the police department will be dispatched, he indicated the owner received a warning citation. The owner advised Kenton County Animal Control that he will find a new home for the dog and the residents in the area have not indicated any sighting of the dog. Mr. Dorsey asked the Chief to bring a report

detailing any crimes in Lookout Farm in the last 30 days, Chief Schutte indicated the only crime reported were traffic incidents and no criminal activity.

Connie Swann, 2721 Leatherwood; Ms. Swann was present during the dog attacked and is appalled the owner only received a warning along with other residents including the owner of the dog that was attacked. Ms. Swann would like to know if the Council is open into looking at other cities ordinances and bans on vicious dogs. Ms. Swann has indicated the owner is breeding the dogs and raising them in the same environment. Ms. Swann would like to know if there can be any other law implementation once a dog has previously bitten; the Mayor clarified that incident was never reported. Ms. Swann referred to the law Newport has; once a dog has bitten someone they have to be muzzled. The Mayor stated the current zoning law does not specifically define a vicious dog. Mary Ann Stewart indicated the City entered into an agreement with Kenton County, Kenton County asked all the cities to have the same ordinances so that there would be uniformity when animal control enforced it. Crestview Hills has a ban on vicious animals. The definition of number one of a vicious animal within Ordinance 90.01 is, “any animal which constitutes a physical threat to a human being or domestic animals which due to a known propensity to endanger life, by an unprovoked assault or bite which has resulted in serious bodily harm or any animal which bites multiple times to the extent of causing severe injury and assaults or otherwise attacks human beings or domestic animals.” Mary Ann Stewart indicated the City’s current ordinance and other cities are diverting from breed restrictive ordinances, rather focusing on vicious animal ordinances. Mayor Meier also noted that Kenton County is in the process of redoing their animal ordinance and the City has been asked to provide input. Connie Swann questioned whether the animal control officer was more lenient about this case in which the city attorney advised the animal control officer has discretion on how to proceed with the consequences of the dog attack. Mr. Dorsey indicated that under Chapter 90 or the Crestview Hills ordinances has over one hundred pages on animal control. Further, he indicated that his concern is the warning citation and that he disagrees with that. Under the Kentucky Revised Statute 258.235, a dog that is out of control and is harming people can be shot and the owner would not have any rights to sue. Mr. Dorsey thinks the vicious dog ordinance is more suitable than breed specific laws. In order for a dog to be declared vicious if the dog has not hurt anyone previously, Mary Ann Stewart clarified a judicial determination is necessary. The citizen is concerned the current living quarters are also an issue however the ordinance does not indicate size. The Mayor clarified the ordinance only limits the number of animals. There is also a recommendation to advise the Homeowner’s Association to address the issue. Mr. Kramer advised there is a strict civil liability the owner of the deceased dog can follow.

Mary Ann Packard, 172 Lookout Farm; voiced her concern about the honeysuckle overgrowth in Shaker Heights, advising there are several women who would not walk the trail due to safety concerns. She indicated that has brought up the issue to the HOA however her concern was not well received, she was advised to contact the city. The Mayor advised Shaker Heights is not city property and belongs to Lookout Farm Homeowners Association.

Judy Hobbs 2715 Leatherwood; voiced her concern about a U-turn being completed on Dixie highway near Lookout Farm. The Mayor advised that something can be sent to the

State Transportation Cabinet to show or place a sign indicating no U-turns at that particular portion. Mr. Kramer advised U-turns are legal as long as it can be done safely and without interfering with other traffic.

David Packard did not appear on camera however indicated he is not pleased with the Homeowner's Association Board in Lookout Farm.

VI. MAYOR'S REPORT – The Mayor's Group will be meeting 2/15/2020 at 9 a.m. at the Independence Senior Center.

VII. CITY ADMINISTRATOR'S REPORT – There will be a press conference about the summer concerts on Monday 2/17/2020 at noon in the Saints Center at Thomas More University.

VIII. OLD BUSINESS -

IX. NEW BUSINESS

1. **Resolution 2020-02-01** – A Resolution of the Crestview Hills City Council authorizing the Mayor to enter into a lease agreement with St. Elizabeth Healthcare for an approximately 1.5 acre parcel at 651 Centre View Boulevard to construct a passive park. Mr. Kramer recused due to his law firm representing St. Elizabeth. Mr. Dorsey made a motion to approve the resolution, Ms. Gronotte seconded. Motion carried with all ayes and no opposing votes. Mr. Williams indicated this property will be covered by the City's liability insurance.
2. **Resolution 2020-02-02** – A Resolution of the Crestview Hills City Council authorizing the Mayor to enter into an agreement with RKG Associates, LLC for a study and recommendations related to the City's office and retail markets. Mr. Kramer made a motion to approve the resolution, Mr. Dorsey seconded. Motion carried with all ayes and no opposing votes.
3. City Council approval of the Mayor's appointment of Mr. Jerry Kaufman to the City's Public Safety Committee. Mr. Sommerkamp made a motion to approve the resolution, Mr. Dorsey seconded. Motion carried with all ayes and no opposing votes.

X. COMMITTEE REPORTS

- A. Public Works- Ms. Luebbe stated Alumina Railing Products are installing a new protective railing around the catch basin on Shinkle Road where it meets Lookout Farm. The work is completed however it still needs some modifications. Also, on Lookout Farm Drive and Claiborne Court; bids will be advertised on 2/24/2020 for the reconstruction. On March 10, the bids will be opened. Ms. Luebbe also indicated pending pricing on the replacement of the HVAC system in the city building. City staff met with Duke Energy about vegetation along Turkeyfoot Road near College Park underneath the high voltage power lines. Mr. Williams indicated some suggestions have been made to the Duke tree trimmer. Lastly, city maintenance will be involved in the removal of the honeysuckle in several areas within the right of way.

B. Finance- Chairman was not present however, Mr. Mayor indicated everything looks good.
C. Police Authority- Monthly meeting was held on January 27, 2020. Mr. Dorsey was nominated to be the Chair of the Board. The Agency is planning a car show for May 30, 2020 at the Crestview Hills Town Center; the proceeds will go to a charitable purpose that has yet to be determined. The annual report will be looked at in February and presented to Council in March. The department is planning the Citizens Academy from March 4 through April 1, 2020.

D. Safety Committee- The committee has not met since the last council meeting, however there is an anticipated meeting to be arranged. There will also be an in-depth inspection of the Edgewood Fire Department.

E. Fire/EMS- Fort Mitchell Fire Department - included their annual report; the department responded to 1,834 calls for service, 590 were fire related and 1,244 were Emergency Medical Service calls. The total volume of calls was an increase from the previous year. The average response time was five minutes and seven seconds from dispatch to arrival. For the month of January, there were 137 total responses, 18 of them were for Crestview Hills; 11 were EMS and 7 were fire related.

Edgewood Fire Department- orientation for three full time staff members has been completed in the month of January and one additional part time staff. The department received a grant for a thermal imaging camera, currently the department has three cameras. Also looking to purchase two more cameras in the future. For the month of January, there were 13 fire runs in Crestview Hills and 40 EMS runs.

F. Development & Zoning- City Byrd is now open in Crestview Hills Town Center, they are part of Eagle OTR chain.

G. CHEER & Recycling- nothing reported, next meeting will be in March to review the solid waste and recycling bids.

H. Recreation-nothing reported. Ms. Luebbe is open to suggestions from citizens about their interests.

I. Personnel & Public Relations-nothing reported.

J. Telecommunications Board- City Administrator advised there is a study committee to review the cable franchise progress and the future role of the Telecommunications Board. Mr. Williams noted he would provide a more complete report in the next couple of months to the Council.

K. Communications-nothing reported.

X. ADJOURNMENT -8:12 p.m.

First-Mr. Kramer

Second-Mr. Dorsey

Motion carried with all ayes and no opposing votes.