

The regular meeting of the Bromley Council began at 6:10 p.m. with a pledge to the flag.

Officers answering to roll call: Mike Kendall, Dianne Wartman, Mayor Denham, Attorney Vocke, Tim Wartman and Gail Smith. Nancy Kienker and Dave Radford are absent.

Smith moves to accept the April 2019 minutes as presented. Tim Wartman seconds. Roll call: all aye. The motion carried.

Senator Chris McDaniel is here to present House Bill and Senate Bill updates to the Mayor and Council.

- Senate Bill No. 5: Moves constitutional elections to an even number of years.
- Senate Bill No. 60: Moves the election filing deadlines.
- Senate Bill No. 202: Restructuring of Convention and Visitor's Bureau Board.
- Guardian Ad Litem Reform: His son came to them through the Children's Home/a new Federal Program was set up at the end of last year/ Senator is working on more of a centralized system/ Senator is working on trying to get everyone standardized/Senator is trying to change an optional set of standards to mandatory/on-going training updates/ evaluations.
- House Bill No. 354: Tax updates/no tax on fund raisers for non-profits.
- House Bill No. 358: Was vetoed by the Governor (KY Employee's Retirement System).
- House Bill No. 268: Senator most proud of issues dealing with NKADD.
- Another Significant Bill: Dealt with electronic filings/campaign financial reports previously had to be faxed or mailed/some were sent on the last day of a ten-day filing period which allowed campaign donors to be hidden/electronic filings will eliminate that issue and donors can no longer be hidden.
- Senate Bill No. 1: Dealt with school safety.
- Senate Bill No. 31: Dealt with sibling visitation/Senator went through this with his adopted son.
- Made strangulation a Class D felony.
- Senate Bill No. 7: Made it okay to require arbitration as a condition of employment.
- Senate Bill No. 148: Deals with the disposal of excess property.
- Senate Bill No. 89: Deals with cleaning up of houses that have meth contamination.
- Senate Bill No. 104: Deals with fire fighter training not using Class B foam.
- Senate Bill No. 230: Allows email and fax requests for open records.
- Senate Bill No. 131: Collection of DNA/if used for a criminal trial you can't destroy DNA evidence until after the trial is over.
- House Bill No. 69: Allows more flexibility for local investments.
- House Bill No. 26: Amends local purchasing authority/allows for a \$30,000.00 purchase without advertising.
- House Bill No. 141: Deals with surplus property.
- House Bill No. 191: Deals with revocation of peace officer certification/problems arose when officers resigned in lieu of disciplinary action and moved from department to department.
- House Bill No. 335: No appraisal required for selling a piece of property or item valued at less than \$5,000.00.
- House Bill No. 337: States that Deputy Sheriffs do not have to reside in the Commonwealth.
- House Bill No. 397: Allows a Sheriff to charge \$60 for requested services (such as evictions).

About 150 more pieces of legislation were passed in this session.  
Senator McDaniel thanked the Mayor and Council for allowing him to attend this meeting.

**CITIZEN REPORT**

Eric France, 201 Boone Street, asked about the work status of 200 Boone Street (old school). The Mayor will contact the new owner who had given the previous owner three months to finalize any business related to this apartment building. That time has elapsed and the City has received no updated work plans from the current owner.

Eric France has concerns about a tree hanging over Steve Tanner between Boone and Kenton. The tree is so low it is being hit by trucks passing underneath. He is concerned about fire trucks hitting the tree as well. Smith reports that, according to a City ordinance, the first step would be to contact the Code Enforcement Board (CEB). She will take a picture of the tree and forward it to that Board along with a photo of a tree on Main Street (per Kendall and Dianne Wartman) that has become an issue.

Charlie Foulks, 657 Bromley Road, stated that he was approached by someone who asked if he would take \$85,000.00 for his property. That person has a plan of converting the property into a series of three-room apartments. Foulks was instructed to contact PDS regarding this matter.

**PDS REPORT**

Kendall will contact PDS in regards to decisions on liens.

**POLICE REPORT**

This report is available in the office for review.

**FIRE DEPARTMENT REPORT**

The Ludlow Fire Chief will be attending our Council meetings in the future, per Mayor Denham.

Mayor Denham was called to attend a meeting with the Judge Executive, Fire Chief of Crescent/Villa, Ludlow's Mayor and Fire Chief, and several people from Home Land Security to discuss boundaries. This group has come to the conclusion that Crescent Springs will come down to a certain point on Bromley Road and on Highwater Road to provide Fire and ALS services from those stopping points and backwards into their territory. Ludlow will come from the other direction and cover the areas on both roads from Crescent Springs' stopping point and backwards into their territory.

This is all the information that Mayor Denham has at this point. There is no final decision and nothing in writing at this time. To his knowledge, this is currently in the discussion phase.

Smith asks if Bromley does not have a say in who makes our ALS calls. It sounds to her like the Judge Executive is dictating to us. Smith stated that we are currently in a contract with Crescent/Villa for ALS services with no ending contract date.

The Mayor's impression is that this is the way they want to do it.

Response times for Crescent/Villa runs a little over nine minutes, per Kendall. Smith said that State averages (2016) are around ten minutes for all agencies. In 2017 response time was a little over nine minutes.

Kendall said that one issue is the amount of time that we can save by sending ALS calls towards Ludlow. Kendall will forward the data comparing response times for Ludlow EMS and the ALS response so everyone will see what he is talking about. One of the best response times out of nine was eight minutes for ALS. Kendall did not think that the Judge Executive was trying to make us do anything. He is very interested in cleaning up all of these unincorporated areas that are being covered by multiple groups of departments.

The Judge Executive was trying to get some give and take between the departments and it did come down to some money. Crescent Springs would be out about \$37,000.00 and Ludlow would gain additional fees for ALS services. Per Kendall, the comments being made by Crescent Springs were that this was really not going to hurt them if they were able to get the area that they wanted, which, basically, was down to the old trailer park. Then Ludlow would get the ALS calls from the trailer park and back towards Bromley. The discussions started out adversarial but got better as the Judge Executive was able to explain his concerns.

Smith says we started out with Ludlow for fire services and it seems to be changing into ALS services as well.

The Mayor was invited to attend this meeting and was faced with watching the arguments with no input. He feels that the Judge Executive is trying to clean things up here and in other County areas also. Smith would like to see some consolidated services and the Mayor agrees.

Kendall stated that we can break the ALS contract with Crescent/Villa with cause.

They can break the contract for convenience.

Attorney Vocke stated that, if both parties agree to a plan, the six-month clause can be overlooked and the contract can be dissolved.

Mayor Denham did not like some of the issues that were mentioned. One was that Crescent/Villa was going to charge us \$400.00 for each call (over 20 calls) that they made. The Mayor stated that no department ever did that and he, for one, would never agree to that.

Smith mentioned that the fire department has taken a plaque with names of former members who are deceased. She feels that this plaque is part of the City's history as well as the fire department's and she would like that it be returned to the City. The Clerk will draft a letter requesting the return of the plaque.

#### **HALL COMMITTEE REPORT**

The Mayor adds Dianne Wartman to the Beautification Committee. He asks that she work with Kienker on matters related to this committee. The Mayor asks that France (Public Works) not do extensive work to the repair of the wall in the Council chambers. He has plans to renovate this room.

#### **NO LICENSE COMMITTEE REPORT**

#### **ROAD AND LIGHT REPORT**

After some discussion in regards to the length of time that the Pike Street Curb Project has taken, Smith moves that, going forward, future work contracts contain a stipulation regarding a project completion date and that no concrete work be planned between November 1<sup>st</sup>. and March 31<sup>st</sup>. (except in the event of an emergency). Tim Wartman seconds. Roll call: all aye. The motion carried.

France will pursue the cleanup of the Memorial for the upcoming parade.

France will also pursue the painting of curbs at the bus stops and will make sure that "no parking" signs at bus stop locations are in place.

Vehicles that have leaks are parking on the City streets. SD1 will be informed to pursue these matters as the fluids from the vehicles are running into the sewers.

France reported a rental property on Rohman that has debris causing a mess and odor problem. Smith reported this property to PDS today.

France reported that someone has removed the grate from a storm drain in the alley by the park. The opening was about 18X12 inches. France feared that a small child could fall into the drain. France contacted Radford and the issue was reported to SD1. SD1 stated that, as an above-ground issue, they would not do anything. France went to Steidle who took measurements and made a new grate and installed it. France will make sure that the new grate is secure.

The Mayor reports that the City will receive a bill for cleanup work done on West Moore Street.

### **ATTORNEY REPORT**

The Attorney read Ordinance 4-1-19 for the second time. This ordinance makes amendments to the zoning maps. Smith moves to accept this ordinance reading. Kendall seconds. Roll call: all aye. The motion carried.

The Attorney read Ordinance 4-2-19 for the second time. This ordinance amends zoning text. Smith moves to accept this ordinance reading. Tim Wartman seconds. Roll call: all aye. The motion carried.

The Attorney read Ordinance 5-1-19 for the first time. This ordinance sets a tax rate and allows for the collection of taxes. Smith moves to accept this ordinance reading. Tim Wartman seconds. Roll call: all aye. The motion carried.

The Attorney read Ordinance 5-2-19 for the first time. This ordinance approves the 2019-2020 budget. Smith moves to accept this ordinance reading. Tim Wartman seconds. Roll call: all aye. The motion carried.

The Attorney read Resolution 5-1-19 appointing Donnie Mills as Bromley's representative on the Joint Code Enforcement Board. Smith moves to accept this resolution. Kendall seconds. Roll call: all aye. The motion carried.

The Attorney is waiting for a signature from Joe Tewes before preparing the ordinance to close a section of road at Moore and Rohman.

The Attorney will meet with Radford regarding Telecommunication and Verizon franchise fees.

The Attorney will prepare an ordinance allowing several citizens on North Pike Street to park their vehicles off of the main street (Pike Street/Route8) and on to the newly poured flat section of concrete in order to protect the vehicles from being hit by traffic. This will allow such parking in the designated area only.

The Attorney will look into a "Parking Citation Appeal Board". He must determine if the Mayor and/or Council members can sit on this Board.

Smith and the Attorney had a brief discussion about the revamping of the Planning and Zoning website.

### **MAYOR REPORT**

The Mayor and Kendall attended the Mayor's meeting. Mayor Denham has designated Kendall to be his alternate if he is unable to attend. The main topic of discussion was in regards to cities having full-time employees and paying into the retirement funds.

The Mayor is to meet on Monday at 3:00 P.M. at the Sheriff's office to see if there is any potential tax revenue that we may be entitled to receive.

### **WAYS AND MEANS REPORT**

Smith reports on the Rumpke bid for trash and recycling.

- 7-1-19 to 6-30-20: \$5,954.90 or \$197.40 annual fee per resident (last year's fee \$204.12).
- 7-1-20 to 6-30-21: \$203.00 annual fee per resident.
- 7-1-21 to 6-30-22: \$209.40 annual fee per resident.
- Upon mutual agreement for the fourth year.

Regular pickup will be one day only and one recycling day (both on the same day).

Each resident will receive an 18 gallon recycling bin (upon request made by a citizen, and for an additional fee, a 65 gallon recycling bin can be obtained).

No pickup day/pickup time/ or other information is available at this time.

Smith will verify the details and have the contract signed, report back to the Mayor and Council, and have the information displayed on our Facebook and webpage.

Kendall moves to accept the Rumpke trash bid. Tim Wartman seconds. Roll call: all aye. The motion carried.

Smith reports that we needed a new auditor. We received one proposal. It is from Bramel and Ackley. Charges for 2018-19: \$6,000.00. Charges for 2019-20: \$6,400.00. Charges for 2020-21: \$6,800.00. We recently paid VanGorder/Walker \$6,800.00 for the last audit.

Tim Wartman moves to accept the bid from Bramel and Ackley. Dianne Wartman seconds. Roll call: all aye. The motion carried.

Quickbooks has been installed. Copies of all accounts will be transferred from Sage to Quickbooks at VanGorder's office and a training session will follow transferring the data to our office computer.

A training session was held regarding the scanning of checks (Remote Deposit).

Smith reports that the current General Fund is \$68,000.00 under budget.

The Road Fund is \$5,000.00 over budget.

The Mayor thanked Smith and the office employees for an outstanding job in getting everything updated and more user-friendly.

Smith reports that from July 1<sup>st</sup>. through October 31<sup>st</sup>. the City will accept credit card payments. Credit cards will be used to pay taxes and rental license fees only. We will be charged 3.1% plus a \$.10 credit card transaction fee. Our average tax bill is \$467.00. Based on that average the calculation is \$14.50 if someone wants to use their credit card. With no objections, Smith recommends that the City assess a \$14.50 fee to anyone wanting to use their credit card (we may have to revisit it after the first year to see how we stand based on actual usage). Tim Wartman makes a motion to accept Smith's recommendation regarding the \$14.50 credit card usage fee. Kendall seconds. Roll call: all aye. The motion carried. The Attorney will prepare a Municipal Order.

### **PARK AND PLAYGROUND REPORT**

Tim Wartman has ordered a new swing (baby/mommy swing) for the park.

### **INSURANCE AND GRANTS**

Kendall reports that NKADD is still working on our grant application for the park. More money has become available. The Grant Committee has asked if Bromley can go for the full amount and divide the money into two budget fiscal years if we are awarded the grant money. This is how the application will be prepared and we are now applying for \$250,000.00 instead of \$150,000.00.

The money would be used for: redoing the basketball court, a pavilion, bathrooms, dugouts, possibly a homerun fence for the little ones, new playground equipment, among other things.

Smith feels that, going forward, it would be nice if all Council members, not just two or three, had some input when decisions that impact everybody are being made. Kendall stated that the committee has not changed any concept from the get go. Smith feels that the rest of the Council has had no input into the vision. She feels that the grant committee went out and applied for the money and determined what it would be used for. Kendall stated that the only change was in the total amount. The committee has been talking about this from day one. Smith said that they have been talking about what the money

would be used for but have not asked any other Council members for any input. Kendall disagrees with her and feels that the committee has been talking about what was to be done since day one.

Kendall told Smith that the next time it is brought up “advise”.

The Mayor stated that all committees do a good job and he feels that all committee ideas are brought up at the meetings.

Smith’s point is that all committees have their budget money to spend, but, for the grant we are working to change things in the City so it just shouldn’t be that committee’s decision. The Mayor feels that it will be brought back to the floor. Smith said that they have already applied for the grant and what it is being used for without anyone else on Council saying what they would like to see the money being used for. The Mayor felt that this has been discussed. Smith feels that everyone else was told that this is what is going to be done. Kendall said that it would have been nice to have heard “can we do this” but nobody spoke up and said anything. Smith said the grant was already in the process and Kendall said that it hadn’t even been started yet.

Smith sits on the Entry Sign Project Committee. She suggests that they come up with two or three designs and let all Council be part of the final decision. Kendall’s only problem with this is that when 7-8 people get involved nothing gets decided. Kendall said that the pavilion and bathrooms for the park were decisions made by prior Council. That is why the ideas were included. That is the reason, per Kendall, that he was told that the house on Pike Street was bought. Dianne Wartman thinks a draft should be presented to all Council showing what is to be done. Kendall stated that this is exactly what will be done. The Mayor stated that when you apply for a grant you add a lot of things to the list and hope you will get even half of it. Dianne Wartman was told by Kendall that he believes that you have to use the money for the purpose that you stated in the application. In this case, it would be for the park.

Smith moves to accept all committee reports. Tim Wartman seconds. Roll call: all aye. The motion carried.

**OLD BUSINESS**

Kendall has heard nothing new on the Z21 Project.

Kendall reports that the bid package for Main Street is in the final stages (this week or next).

The Main Street Project is waiting for a new contract from Duke on the lighting. Their new group will go over the design for accuracy and will resubmit a new cost contract and design.

**NEW BUSINESS**

Eric France asks, for Ludlow Fire Chief, if Bromley can share our Facebook page regarding Ludlow Fire Department (LFD). Smith will share their page to ours.

LFD has smoke detectors available.

**NO COMMUNICATIONS**

**BILLS**

Smith moves to pay the bills. Tim Wartman seconds. Roll call: all aye. The motion carried.

Smith moves to adjourn. Tim Wartman seconds. The meeting adjourned at 7:20 P.M.

MAYOR \_\_\_\_\_ CLERK \_\_\_\_\_