

*** THESE MINUTES WERE TAKEN FROM THE TAPE RECORDING OF THE MEETING. TO HEAR ANY WORD-FOR-WORD COMMENTS PLEASE LISTEN TO THE RECORDER.***

The meeting began with a pledge to the flag.

The Mayor called roll call. Present: Gail Smith, Mike Denham, Mayor, Attorney, Patty Grimes and Donnie Jobe. Dan Gardiner (Dan) and Rob Gardiner (Rob) along with the Clerk are absent.

MINUTES

The March minutes were approved on a motion made by Grimes with a second by Smith. Roll call: all aye. The motion carried.

FIRST CITIZEN REPORT

Larry Hamant complained about the dogs next door to his property, trash at that location, and kids playing basketball in the street, the ball going into his yard and the kids climbing his fence. The kids told him it was their property and they were fine. The Mayor will email Schutzman regarding this matter.

The Mayor informed Mr. Hamant that there is to be a meeting regarding the sewage issue on Route 8. There is an opportunity for a grant and SD1 and Kenton County are contributors. He will inform Mr. Hamant with a time and date for this meeting when that information is available.

BUILDING INSPECTOR

Larry Hamant stated that he tried to obtain a building permit from the office. Schutzman was contacted by telephone and stated that the work was permitted. No fee is due and no permit was issued.

LAW COMMITTEE

The Mayor, with Council permission, hired Brian Dehner to assist with negotiations for Police service for the city of Bromley. **(THIS MATTER WAS DISCUSSED AT LENGTH)**. Mr. Dehner met with Safety and Police Committee members from Bromley and approached the City of Ludlow regarding this service.

Mr. Dehner and the Mayor met with the City of park Hills regarding Police coverage. Particulars and requirements were discussed. Mr. Dehner put together a contract and sent copies to the Mayor, Safety Committee and the Attorney. This contract is very basic without a lot of pages and legal issues. The contract is set up on a three-year basis with the option to renew or opt out on a year-to-year basis for either party. Any services provided over and above the basic Police services will cause an additional fee to be charged. Any particular case opened by Park Hills Police (PHP) will be pursued as a part of their basic service. Kenton County would assist any Kenton County community with the law enforcement jurisdiction at no charge to that particular jurisdiction. The fee for PHP services would be as follows: **Year 1: \$100,000.00, Year 2: \$105,000.00, Year 3: \$110,000.00.** This contract has already been

approved by Park Hills and is well-received by citizens. Their Chief or representative would attend our Council meetings. Final contract paperwork will have to be sent to the office of the Attorney General. Grimes has concerns. While listening to a Park Hills Council meeting their Police Chief made the comment that by bringing Bromley on Park Hills protection would be enhanced. It was also stated that PHP has two officers on from 10 a.m. until 3 a.m. and one officer on from 3 a.m. until 10 p.m. Within a ten-hour shift Bromley would be patrolled two or three times. With Ludlow Police Department (LPD) patrol times are random and no one can determine a pattern as could be the case with PHP. Mr. Dehner stated that PHP will add officers if the contract is approved. The Chief indicated that the three shifts mold during the day and no pattern would be set for patrolling in Bromley. Grimes' other problem is that PHP wants extra money for extra work. Officer Bart from LPD has heard that LPD would offer the same deal as PHP and LPD's \$125,000.00 offer for service was at no extra per hour fees, detective fees, or watching stop sign fees.

Mr. Dehner stated that Mayor Catchen (Park Hills) and their Chief went through the scenario of a case and explained that when responding to a 911 call they will follow the case to completion at no extra charge. A fee would only be charged if they were asked to go outside of the scope of the regular area of the case. Smith feels that Bromley should find out what constitutes "extra charges" before a decision is made. A fee of \$50.00 per hour was what would be charged for a "special duty officer", per Dehner.

Mayor Radford stated that LPD did not bid out for this job. Park Hills went to the trouble to establish a proposal and then LPD came back and said they could do that too.

Grimes asked Mr. Dehner if he was supposed to talk to Bromley's Police Committee and then go back to Ludlow, and that never happened, or was Ludlow supposed to contact him. Brian Dehner stated that he was sent to meet with Ludlow. At the end of that meeting he was asked what Bromley wanted. Mr. Dehner told them that negotiations between \$94,000.00 (what is being paid now) and \$125,000.00 (what Ludlow is proposing) is what Bromley is requesting. He was told "no". That the offer was \$125,000.00 until March 1st. and if they don't hear back the offer was off the table. Mr. Dehner informed them that he would not waste his breath if they were not willing to negotiate.

Mayor Radford was told by Mayor Wynn that the \$125,000.00 proposal was made by Ludlow's Finance Committee. The email that Dehner received yesterday from Brian Richmond (Ludlow's City Administrator) stated that the figure was still \$125,000.00.

Smith suggests that Bromley move forward with negotiations with PHP and define the scope of what consists of extra work and extra fees. She feels that when Ludlow made the offer for \$125,000.00 they were saying that they wanted out. Mike Denham wanted to know if PHP would respond to 911 calls and do what was necessary to resolve the issue. Dehner responded that PHP would provide detective work for any case that they open. If they open the case they become responsible for that case. Any work outside of that realm would be done with an extra fee being charged.

Jobe commented that if PHP is called and they are on another call there would be a lapse in response time which would normally take twelve minutes. Denham said that the same scenario applied to LPD. Every department struggles with these issues.

Grimes was told that the LPD and Villa Hills Police (VHP) Chief were to go to the Chief of Park Hills and inform him that neither would back up his department. Denham stated that this is totally wrong and they can't do that. Grimes said they can make excuses to not back up the other department. Denham said to even mention this is totally wrong and a terrible thing to say. Mr. Dehner felt that Detective Bart, LPD, would assist if available as he is very professional. Grimes asked what would happen if he was told that his job was on the line if he responded. Brian Dehner feels that emotions are involved at this point and things will change after all of this settles down.

Smith moves that we proceed with negotiations with Park Hills at this time knowing that we need to clarify some of the scope of work and other items in the contract. Denham seconds.

DISCUSSION

Grimes feels that we should keep up negotiations with both Ludlow and Park Hills not telling either City what the other is proposing so that offers can't be matched. Mayor Radford feels that communication with Ludlow would be a total waste of time for the citizens of Bromley. Bromley has been lied to (proven lies) which is not the way to negotiate or conduct business. He was told that someone in Ludlow had spoken to their Finance Committee and Safety Committee who said to match the Park Hills' offer and the same person told him that Ludlow would not go any lower than the original offer. Smith stated that one of Ludlow's Councilpersons was heard to say that "all Bromley does is cause trouble". Mayor Radford has been told numerous times that "Ludlow does not need us".

Mayor Radford countered the offer with Ludlow at one point by asking for the same interlocal agreement with the CPI increase and was told "no". When the Mayor tried to negotiate throughout the year he was told to "look elsewhere" for services. Brian Richmond told the Mayor that he could still save \$150,000.00 next year in his LPD budget without Bromley. The Mayor feels that Ludlow would have been negotiating seriously if something was presented in writing and not by waiting until the final hour to present something to Bromley. Chief Ben Johnson said that the luncheon meeting with Brian Dehner was an initiation for negotiations and those negotiations stalled after the lunch. The Mayor said that this was not true. Negotiations should have been stated in writing. He was told that the fee was \$125,000.00 by March 1st. or nothing, take it or leave it. Ben Johnson asked Dehner what Bromley came back with. Dehner told Chief Johnson that when he asked for negotiations Brian Richmond told him it was \$125,000.00 by March 1st. or nothing. Chief Johnson and Brian Dehner have different perceptions of what was discussed at this meeting.

Chief Johnson agreed that he was in the room when Mayor Radford and Brian Richmond spoke. The Mayor once again asked Richmond was the offer presented until March 1st or nothing to which he

responded “yes”. Mayor Radford feels that statements and lies were made by Ludlow. Chief Johnson feels that lies came from the other side.

Mayor Radford stated that there was a motion and a second on the floor and asked for roll call from the left: Jobe-no, Grimes-no, Denham-yes, Smith-yes. The Mayor broke the tie and voted yes. The motion carried. Discussions will continue between Bromley and Park Hills.

FIRE DEPARTMENT

The report is available in the office for review.

Dan and Rob will negotiate with the fire department for the 2012-2013 contract for fire and squad services.

HALL COMMITTEE

Dan is absent. Jobe will be getting the ballasts soon.

ROAD AND LIGHT

Denham believes that all street lighting is repaired at this time. Paul Bledsoe will be coming in a week to begin curb work.

ATTORNEY REPORT

The Attorney is working on the sign damage on River Road. Ordinance 3-1-12, regarding the recodification of City’s ordinances, was read for the second time. Smith moves to accept this reading. Grimes seconds. Roll call: all aye. The motion carried. Ordinance 3-2-12, regarding the changes in the rental fees and penalties for vehicle license taxes, was read for the second time. Smith moves to accept this reading. Grimes seconds. Roll call: all aye. The motion carried.

Mr. Baker, 238 Boone, filed a motion and was then served. The motion was just sustained and he is now a party to this. The Attorney will pursue this matter. The tenants remain in the property and Schutzman will not force them out. Junk continues to be accumulated.

MAYOR’S MEETING

“Simpler Times” opened on schedule with a ribbon-cutting ceremony. All City license permits were obtained. There is an issue with parking at the rear of the building. Some of the area is grass and the other gravel. Schutzman will be asked to pursue this matter legally.

WAYS AND MEANS

Smith stated that, when public assessment tax figures are removed from the City’s real estate assessment category, the budgeted figures will fall in line. Audit fees, cameras and truck fees were taken from Code Enforcement Board (CEB) fees but will need to be classified under their own line-items. Smith will pursue this with the Treasurer. Smith will email budget figures to the Mayor and Council when they are ready. Grimes stated that it may take six weeks to get the grant money from KLC.

The Attorney will read ordinances later for a first-time reading pertaining to the rescheduling of the June meeting to June 13th. and the July meeting to July 11th.

PARK COMMITTEE

The cameras are installed at the park. There may be a monthly fee from either Insight or Cincinnati Bell in the amount of \$100.00. One of the companies will have to drop a connector line into the building and connect the cameras so that they can be monitored. Funds need to be budgeted for this service.

Issues with the tractor were discussed at length. The tractor can do the job on the level part of the field and can be used to drag the baseball field, but cannot be used on the hillside or on the grassy areas by the curbs and around the basketball court. In the meantime, issues keep arising regarding tractor repairs. An inexpensive finishing mower is needed at this time. Denham moves that an inexpensive push mower be purchased at not more than \$300.00. Grimes seconds. Roll call: all aye. The motion carried. The Mayor suggested that the City may want to look into purchasing an XMark mower. At present, the tractor takes 6 hours to do the job. The XMark could get the job done in 2 ½ to 3 hours. They can cost between \$4,500.00-\$6,000.00. We cannot cut the park and the SD1 lot with a finishing mower. The Mayor and Jobe were using their own equipment to cut the grass at the park since the tractor is incapacitated. Grimes suggested that Jobe get prices on the equipment and bring the figures back to the May meeting.

The playground equipment was given to a member of the Milford Baptist Church, so we will not be getting it. Sealed bids, per the Attorney, are required in order to sell surplus property. The train and fire truck will be sold. We will keep the boat. The Attorney felt that a request for bids could be made on the website. Grimes moved that a request for sealed bids be advertised through the website. The bid will read that the City has the right to refuse all bids and a bid will be selected at the Mayor's discretion. Denham seconds. Roll call: all aye. The motion carried.

Jobe reports that, if the City allows a Farmer's Market, we would need a license from the State of Kentucky and we would have to follow their rules. The farmers would have to specify what they are selling, where it came from, and be approved by the USDA. The Mayor would still like to see a vendor selling food during games at the park. Stop signs and a flashing light are in place in the event that this takes place and the food truck is parked on the SD1 lot.

LICENSE COMMITTEE/INSURANCE AND GRANTS

Rob is absent. Grimes reports that she has contacted KLC and any City employee is authorized to drive the truck. Grimes will get back with KLC regarding the PHP contract where it says that we have to maintain liability insurance. It was stated that Park Hills will maintain their own insurance. Brian Dehner said that if Bromley has insurance on its officials, which it does, that covers the part of the insurance pertaining to "maintain liability insurance in the amount of \$2,000,000.00 to fund its obligation to hold harmless".

ALS REPORT

Grimes has been attending meetings with Chief Weaver regarding the Advanced Life Support (ALS) situation. By October 1st, per Ludlow's Fire Chief, they will be going ALS. We will get Basic Life Support (BLS) from whoever we get ALS from, per Grimes. The City of Erlanger has not responded to Grimes as yet regarding this matter. Brian Dehner is in the negotiation process with Chief Weaver and Grimes. Grimes wants to be careful that we do not overpay for our squad protection. Grimes has asked Ludlow for a price. They would provide 24/7 coverage with 1 EMT and 1 Medic at the fire house. Bromley people can apply for jobs. She will also meet with Rural Metro to whom we are currently paying \$8,000.00. Ft. Wright, Ludlow and Rural Metro would take our squad if we go with them. We can thank Ft. Wright and Ft. Mitchell for all of this, per Grimes. The first squad would go out the door as ALS and has to have a Medic or a chase car. The second squad would be BLS. Crescent Springs is currently paying Erlanger \$95,000.00 for ALS services. They are talking about going ALS but would not be able to get started before January. It can cost between \$100,000-\$125,000 to get ALS going.

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

PARADE COMMITTEE

Grimes, Rob and the Mayor will sit on this committee. The Historical Society will be in the parade in some fashion. The Mayor will send emails updating the parade and will look for a Color Guard. Grimes reported that Erlanger Fire Department has a Color Guard. Ben Johnson states that he has never chosen the Color Guard as he was never in the service.

NEWSPAPER/WEBSITE

Greg Rehtin will post the bid notice for the park equipment on the website. He stated that anyone with a Google account can import the City's calendar into their account and can post to the calendar.

SECOND CITIZEN REPORT

Larry Hamant asked what kind of title the City has on the truck. If the truck is salvaged and the City paid \$5,000.00 for it they may only get \$2,000.00 if the truck is wrecked. The Mayor feels that the fee paid for the truck is well worth the price. The Mayor will take the truck in for repairs on problems with lights.

OLD BUSINESS

The Attorney read Ordinance 4-1-12, regarding a change in the June meeting from the first Wednesday to the second Wednesday and the July meeting from the first Wednesday to the second Wednesday, for the first time. Smith moves to accept this reading. Denham seconds. Roll call: all aye. The motion carried.

NEW BUSINESS

Smith reported that the Clerk has filled out Fleet application forms for credit cards to purchase fuel. They will also keep track of any tax money spent due to our "tax exempt" status.

The Mayor was approached by Gary Smith who wants to be active on the CEB as someone who reports violations for the CEB to pursue. He would patrol around town and keep track of locations where violations occur. Gail Smith and Kathleen Smith do not feel that Gary Smith is physically able to do this. Brian Dehner stated that any citizen can send a note regarding a violation to the CEB to be pursued. Denham asked if Mark could not leave a note at a property if he sees a violation. The Attorney said that he would not do this.

All Ethics forms are filled out and have been returned to the Clerk.

COMMUNICATIONS

None

BILLS

Smith moves to pay the bills. Grimes seconds. Roll call: all aye. The motion carried. Brian Dehner has not, to date, submitted a bill for his time.

The meeting adjourned at this time.

MAYOR _____

CLERK _____