

The following minutes were taken from the taped video conference meeting held live on May 6, 2020 beginning at 6:00 p.m. on Fioptics Channel 815.

The regular May Council meeting began with a pledge to the flag.

Roll call: Mayor Denham, Mike Kendall, Nancy Kienker, Dave Radford and Gail Smith. Tim Wartman and Dianne Wartman are absent.

Also present at the meeting were: Attorney Vocke, Park Hills Police Chief Stanley and Ludlow Fire Department Chief Steward.

Smith moved to accept the April minutes. Kienker seconds. Roll call: all aye. The motion carried.

**CITIZEN REPORT**

Smith received a phone call from Jim Miller. He suggested that SD1 be asked to donate the flag pole, located on their lot, to the City for the Park Project. Radford stated that SD1 has already approved that the pole be moved to the area where the Christmas tree is now planted on the park grounds. It is felt that neither Playground Grant funds nor money donated to the City by the Bromley Vets can be used to have the pole moved.

**POLICE REPORT**

This report was sent to the Mayor and Council via email.

Kendall stated that SD1 is to put a "no dumping" sign on their property located behind the Baptist Church.

Chief Stanley stated that matters have improved somewhat at 240 Shelby Street. Smith feels that this may be due to the fact that the Attorney filed a Nuisance Lawsuit against the owners of this property. Chief Stanley felt that it may also be due to a stolen trailer issue in Boone County that they may or may not be involved with.

**FIRE DEPARTMENT REPORT**

This report was sent via email.

Chief Steward will correct an issue in the report where Highway Avenue was put into the report when it should have been Highwater Road.

At the request of the Mayor, Chief Steward will check the codes to see if it permissible for a property to have the escape ladder from the upper level down all of the time instead of just for emergency purposes (rental property at Shelby and Pleasant).

**ROAD AND LIGHT REPORT**

Radford gave the stats for the number of vehicles passing by the speed monitoring sign while it was on River Road. Radford stated that, between the hours of 6 am and 7 pm, approximately 50 vehicles were traveling at speeds of 50 to 75 mph in a 35mph speed zone. He will send the information to Park Hills Police (PHP) and asks that they set up radar in this location. Smith asks that Radford put the speed sign on Rohman Avenue.

Kendall stated that one of the utility companies was holding the others up in regards to removing the utility lines from the pole in front of 305 Main Street. It looks like this company has marked the area and is ready to remove their line. When this is done, the others will follow suit and the pole will be removed.

**LICENSE REPORT**

The Mayor and Radford will set up a meeting to review license issues. Radford feels that the City is doing fine regarding the occupational and rental licenses.

**ATTORNEY REPORT**

The Attorney read a summary of Ordinance 3-1-20 for the second time, regarding Animal Control regulations. Smith moves to accept this reading. Radford seconds. Roll call: all aye. The motion carried.

The Attorney read Ordinance 5-1-20 for the first time, regarding the parking of trailers on the public streets. Smith moves to accept this reading. Kienker seconds. Roll call: all aye. The motion carried. Per the Attorney, nothing has changed in regards to Bromley Fire Department (BFD), due to COVID-19. The Mayor believes that a disbursement that was found may have been an old transaction.

It is believed that BFD is in violation of the open records request as they did not appeal the request and did not provide any documents.

The Attorney suggests that, if nothing changes in the next few weeks, we can discuss the matter further at the June meeting.

The Attorney stated that the Attorney General and Wheatley have stated that Bromley is entitled to the documents that they have requested.

Mayor Denham suggests that our Attorney send a letter stating that, if nothing is done by our next business meeting in June, our Council will take whatever action is necessary to move on this judgement. Kendall's opinion is that it is mind-boggling the treatment that the City has had to endure from BFD. For years, BFD did the best job they could for the City and the citizens stepped up and paid for their services. Right now, per Kendall, their best job is NIL. He feels that we should not wait. We should just go ahead and file suit. Smith and Kienker agree.

Kendall stated that BFD has been disrespectful with their treatment that has taken place. Three members on our Board have a history with BFD and Kendall feels that they have been slapped in the face.

The Attorney will proceed with the lawsuit as this is the desire of the Council. He explained that we would be filing a complaint in Circuit Court and the Court will order that BFD turn over the documents that the City has requested.

The Attorney filed the nuisance lawsuit against the owner of 240 Shelby. Apparently the woman living at this location was served with the papers. The Attorney will pursue this matter and push ahead to the extent that he can push under the current circumstances.

Kendall asks if a motion is required to move ahead with the lawsuit against BFD. The Attorney felt that this was the best way to proceed.

Kendall moves that the Attorney file whatever is needed to the Court and proceed with the lawsuit. Smith seconds. Roll call: 3 ayes. Radford is opposed. The motion carried.

The Attorney will review those issues that "create a nuisance".

Radford asks about a situation where there were two overdoses at the same location on Pleasant Street. He wanted to know if this constitutes a criminal violation if they continue to go back to the same rental residence. The Attorney will look into this matter for Radford.

**WAYS AND MEANS REPORT**

Smith was told that the Sheriff's Office may have to push back the tax bills from October to November due to COVID-19. Even if Summe's office can prepare the bills in time they would have to abide by the

July 20<sup>th</sup>. new inspection date. Smith asks Council to please hold down on spending due to this situation.

Smith continues to work on the budget. We may have to have the first reading of the budget ordinance at the June meeting and schedule a special meeting for the second reading.

Year-to-date Income: \$297,000. Expenses: \$355,000. The income is down and Smith cannot see where we have received any money from B/P as yet.

Smith stated that Municipal Aid Funds are generated from gasoline tax. Due to COVID-19 and the working-from-home situation, she anticipates that our funds will be down.

**SMITH REPORTS NO PARK AND PLAYGROUND/NO HALL REPORTS (PER BOTH WARTMANS)**

The Mayor is waiting for the Governor’s approval regarding opening the park and playground and the City office as well.

**INSURANCE AND GRANTS REPORT**

Kienker’s phone is unavailable so Kendall reports that Dominique, NKADD, who has done our grant paperwork is preparing some additional work for our Park Grant Project that is being required by the State.

**NO CITIZEN REPORT**

**MAYOR REPORT**

The Mayor appreciates everyone hanging in there during the COVID-19 and hopes that things will get better over the next few weeks.

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

**NEW BUSINESS**

Smith reports that the large cleanup date has been changed by Rumpke. The new date will be Saturday September 26, 2020.

**OLD BUSINESS**

Kendall reports that the State has called for a “freeze all spending” order. He doesn’t think that this will affect the Main Street Project because that money was placed in a specific place, but he will try to get some clarification from Nicki at District 6 as to what we can expect regarding this matter.

Kendall spoke to someone at Palmer Engineering (Will-from Palmer) who feels that this should not keep us from going out to bid. Will is of the belief that, if bids go out now, they may be more favorable on our side because of the pandemic. If we go out for bid now, we may move up higher on the list.

Kendall’s feeling is that the bids may only be guaranteed for a three-month period.

Kendall informed Smith that we paid for the last bid and he feels that we will have to pay for this bid request also. He stated that there should have been an invoice from Palmer for approximately \$7,000.00. The cost for the bidding would have been included in that fee. Kendall said that there is no cost to the State. They will not put anything out for bid. Kendall and Palmer will make the appropriate decisions.

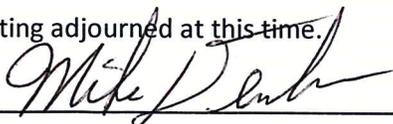
**NO COMMUNICATIONS**

**BILLS**

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

The meeting adjourned at this time.

MAYOR



CLERK

