MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, January 7, 2014 6:00 P.M.

A REGULAR MEETING of the Board of Commissioners of the City of Covington, Kentucky, was opened by Mayor Carran, on Tuesday, January 7, 2014, at 6:00 p.m., in Commission Chambers, 20 West Pike Street, Covington, Kentucky.

Mayor Carran presiding with Commissioners Chuck Eilerman, Steve Frank, Mildred Rains, Michelle Williams, City Manager Larry Klein, and City Solicitor Frank Warnock, present.

MOTION of Commissioner Rains, seconded by Commissioner Williams to dispense with the reading of and approve the minutes of the December 17, 2013, meeting minutes.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

PRESENTATIONS:

Jenni Miller Francis of the Center for Great Neighborhoods introduced the current members of the Covington Youth Commission. Mayor Carran then administered the Oath of Office to the members.

Kenton County Commissioner Kris Knochelmann addressed the Commission on various County issues.

NEW BUSINESS – FIRST READING OF ORDINANCES

NEW POSITION LEGAL DEPARTMENT – The Ordinance will create and establish the salary for the position of Senior Law Clerk in the Legal Department.

COMMISSIONERS' ORDINANCE NO. O-01-14

AN ORDINANCE AMENDING § 34.50 AND O-27-13 OF THE COVINGTON CODE OF ORDINANCES, NON-UNIFORMED, NON-CIVIL SERVICE EMPLOYEES, CREATING THE POSITION OF SENIOR LAW CLERK AND ESTABLISHING PAY FOR THAT POSITION.

First Reading, No Vote

NEW BUSINESS – ORDER/RESOLUTIONS

PROMOTION FIRE DEPARTMENT – The Order/Resolution fulfills the requirements of Collective Bargaining Agreement between the City and Local 38 determining how Assistant Chiefs are selected.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-01-14

AN ORDER/RESOLUTION APPROVING THE PROMOTION OF BATTALION CHIEF CHRIS BLACK TO THE POSITION OF ASSISTANT CHIEF IN THE COVINGTON FIRE DEPARTMENT, EFFECTIVE JANUARY 7, 2014.

MOTION of Commissioner Eilerman, seconded by Commissioner Williams.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

PROMOTION FIRE DEPARTMENT – Captain Matheny was the top scorer of several candidates on testing requirements for this position.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-02-14

AN ORDER/RESOLUTION APPROVING THE PROMOTION OF CAPTAIN ERIC MATHENY TO THE POSITION OF BATTALION CHIEF

IN THE COVINGTON FIRE DEPARTMENT, EFFECTIVE JANUARY 10, 2014.

MOTION of Commissioner Rains, seconded by Commissioner Williams.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

EMPLOYMENT LEGAL DEPARTMENT – Employment of Mr. Dennery will provide additional resources for the city's Legal department to address litigation, liability claims, foreclosures, and other legal work.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-03-14

AN ORDER/RESOLUTION APPROVING THE EMPLOYMENT OF J. CHRISTIAN DENNERY AS SENIOR LAW CLERK, CONTINGENT ON SUCCESSFUL COMPLETION OF EMPLOYMENT REQUIREMENTS, EFFECTIVE JANUARY 7, 2014.

MOTION of Commissioner Williams, seconded by Commissioner Rains.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

SALE OF VACANT PROPERTIES – In 2009, the City of Covington signed a commitment letter for the Jacob Prices Homes HOPE VI Revitalization application stating in part: "The City commits to providing HAC with options to purchase, at nominal cost, 34 City-owned properties in the East Side Neighborhood for developing these parcels as affordable homeownership units as part of the HOPE VI revitalization program" Phase IV is the final phase of the HOPE VI application and is focused on promoting homeownership adjacent to and surrounding Rivers Edge.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-04-14

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN OPTION TO PURCHASE WITH THE HOUSING AUTHORITY OF COVINGTON FOR SEVEN CITY-OWNED PROPERTIES LOCATED ON EAST 10TH STREET AND EAST ROBBINS STREET, AS WELL AS ANY RELATED DOCUMENTS.

MOTION of Commissioner Williams, seconded by Commissioner Eilerman.
Passed. 4 Yeas. Commissioners Eilerman, Rains, Williams, and Mayor Carran. Commissioner Frank abstained.

LEASE CANCELLATION – The City of Covington and Scott Street Land Company, Inc. entered into a lease agreement in 1992. Bonds were issued for the cost of acquisition, construction, equipping and installation of facilities for downtown revitalization, and to improve the economic development of downtown Covington. All of the terms of the lease have been satisfied and the lease can be cancelled.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-05-14

AN ORDER/RESOLUTION CANCELLING A LEASE BETWEEN THE CITY OF COVINGTON AND SCOTT STREET LAND COMPANY, LLLP, f/k/a SCOTT STREET LAND COMPANY, LTS., A KENTUCKY LIMITED LIABILITY LIMITED PARTNERSHIP IN REGARD TO THE LEASE OF REAL PROPERTY LOCATED AT 301-333 SCOTT BOULEVARD, COVINGTON, KENTUCKY, AND COMMONLY REFERRED TO AS THE GATEWAY CENTER IN SATISFACTION OF THE LEASE CONDITIONS.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

EMERY DRIVE APARTMENTS REAL ESTATE PARCEL – This O/R will allow the sale of a vacant single family home on property owned by the Neighborhood Investment Partners (NIP) to a buyer who will improve and occupy the building and return it to the City's property tax rolls. In addition, the proceeds of the sale will allow NIP to reduce its mortgage with the Cincinnati Development Fund.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-06-14

AN ORDER/RESOLUTION AUTHORIZING THE RELEASE OF A MORTGAGE INTEREST IN AN EMERY DRIVE APARTMENTS PARCEL OF REAL ESTATE TO ALLOW FOR THE SALE OF THE PARCEL TO A THIRD PARTY.

MOTION of Commissioner Eilerman, seconded by Commissioner Rains.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

PURCHASE CAMERAS POLICE DEPARTMENT – Five bids were received for these cameras and Reveal Media submitted the most responsible bid. The body-worn cameras will provide evidence in both criminal and administrative matters.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-07-14

AN ORDER/RESOLUTION ACCEPTING THE BID OF REVEAL MEDIA FOR THE PURCHASE OF 80 RUGGEDIZED BODY WORN CAMERAS IN AN AMOUNT OF $49,243.90, AS THE BEST RESPONSIBLE BID, $25,000.00 DONATED BY JOHN TOPITS THAT WILL BE PAYABLE FROM GENERAL FUND, AND $24,243.90 PAYABLE FROM ASSET FORFEITURE FUND.

MOTION of Commissioner Frank, seconded by Commissioner Eilerman.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

SURPLUS AND SALE OF REAL PROPERTY – Financing for the new hotel at 638 Madison is being secured, with the exception of the New Market Tax Credits that will be allocated in April. In order for the City to no longer have to maintain the building, the intent is to close on the transfer as soon as due diligence has occurred.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-08-14

AN ORDER/RESOLUTION DECLARING REAL PROPERTY LOCATED AT 638 MADISON AVENUE AS SURPLUS AND AUTHORIZING ITS SALE TO 638 MADISON, LLC, FOR $1,000,000.00, SUBJECT TO CONTINGENCIES, PURSUANT TO KRS § 82.083.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 3 Yeas. Commissioners Eilerman, Frank, and Mayor Carran.
2 Nays. Commissioners Rains and Williams.

REVOCABLE LICENSE AGREEMENT – Mr. Pelini, a resident of Mutter Gottes, has requested to install a "little library" on City property for use by the neighborhood and other residents. The Little Library concept is a free book exchange where people can put in a book and take out a book to read. The structure has been constructed to be sympathetic to the surrounding neighborhood and will be installed and maintained by Mr. Pelini.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-09-14

AN ORDER/RESOLUTION APPROVING A REVOCABLE LICENSE AGREEMENT BETWEEN THE CITY OF COVINGTON AND JEFF PELINI FOR INSTALLATION OF A "LITTLE FREE LIBRARY" ON CITY

PROPERTY AT THE INTERSECTION OF CRAIG STREET AND SIXTH STREET.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

TEXT AMENDMENT – A prospective business owner is looking to open an indoor smart car/smart bike retail shop in a vacant commercial storefront located within the CBD. The business was unable to locate in the CBD because the use type, New Vehicle & Equipment Sales, Light, is a prohibited use type in the CBD. The prospective business owner has stated their business will not require or include outdoor storage or display of merchandise nor will have any on-site maintenance or repair for items sold.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-10-14

AN ORDER/RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION TO THE KENTON COUNTY PLANNING COMMISSION FOR A TEXT AMENDMENT TO THE CITY OF COVINGTON ZONING ORDINANCE TO ALLOW NEW VEHICLE AND EQUIPMENT SALES, LIGHT, IN THE CENTRAL BUSINESS DISTRICT (CBD) ZONING DISTRICT THROUGH THE CONDITIONAL USE PROCESS.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

EMERGENCY CONTRACTS – These emergency contracts will allow for the expeditious reconstruction of the retaining wall on Caroline Avenue and the return of displaced residents to their homes after public utilities are also restored.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-11-14

AN ORDER/RESOLUTION AWARDING ONE OR MORE EMERGENCY CONTRACTS IN AN AMOUNT NOT TO EXCEED $250,000.00, PAYABLE FROM GENERAL AND/OR CAPITAL FUNDS, TO QUALIFIED CONTRACTORS TO CONSTRUCT A NEW RETAINING WALL AT THE CAROLINE UNDERPASS.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

REAPPOINTMENT OKI BOARD OF DIRECTORS

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-12-14

AN ORDER/RESOLUTION APPROVING THE REAPPOINTMENT OF MAYOR SHERRY CARRAN AS THE CITY OF COVINGTON REPRESENTATIVE ON THE BOARD OF DIRECTORS OF THE OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS, FOR A ONE-YEAR TERM, EFFECTIVE JANUARY 1, 2014, AND EXPIRING DECEMBER 31, 2014.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 4 Yeas. Commissioners Eilerman, Frank, Rains, and Mayor Carran.
1 Nay. Commissioner Williams

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, January 7, 2014 6:00 P.M.

APPOINTMENT RENTAL DWELLING LICENSE APPEALS BOARD

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-13-14

AN ORDER/RESOLUTION APPROVING THE APPOINTMENT OF BRANDON HAMILTON TO THE COVINGTON RENTAL DWELLING LICENSE APPEALS BOARD FOR A TWO-YEAR TERM, EFFECTIVE APRIL 24, 2013, AND EXPIRING APRIL 23, 2015.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

APPOINTMENT TELECOMMUNICATIONS BOARD OF NORTHERN KENTUCKY

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-14-14

AN ORDER/RESOLUTION APPROVING THE APPOINTMENT OF MICHAEL J. BASSI TO THE TELECOMMUNICATIONS BOARD OF NORTHERN KENTUCKY FOR A TWO-YEAR TERM, EFFECTIVE JANUARY 1, 2014, AND EXPIRING DECEMBER 31, 2015.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

ADJOURNMENT

MAYOR CARRAN adjourned the meeting at 7:40 p.m.

Sherry Carran
MAYOR

ATTEST:
Margaret M Nyhan
CITY CLERK

APPROVED: 1-21-14