

## **Cold Spring City Council June 23, 2008**

The regular meeting of the Cold Spring City Council was called to order by Mayor Mark Stoeber. Pledge to the flag and prayer were recited. Roll call showed the following present – Lou Gerding, Charles Gray, Dave Guidugli, Rob Moore and Kathy Noel – excused was Stuart Oehrle. Also present were Ed Burk, April Robinson, and Brandon Voelker.

Mayor Stoeber pointed out exits from Council Chambers, per Fire Department Regulations.

Mayor Stoeber stated that the Parks, Recreation and Tree Commission held its first Teen Dance on Friday, June 6<sup>th</sup>. Forty to fifty teens participated and we hope that number will grow in the future as word passes around.

Cindy Wehry of the Parks Recreation and Tree Commission presented the June Yard of the Month award to John and Kathy Shay of 122 Orchard Terrace. They received a framed, matted photograph of their home and yard, and received a \$25.00 gift certificate from Meijers Cold Spring.

The Cold Spring night at Florence Freedom will be held on Friday, June 27<sup>th</sup> at 7:05 pm. Tickets are available at the city building for \$8.00. It is an enjoyable time with fun games and entertainment.

Mayor Stoeber delivered his budget message, as required by Kentucky Revised Statutes. He reviewed the goals, important features, reason for proposed changes, and fiscal policy changes for the fiscal year 2008-2009. He reported that several of our streets are scheduled for repair this year, and Bluestone Court will receive a complete replacement. Thanks to all involved in this budget for their hard work and dedication to our city.

Lou Gerding expressed appreciation to Mayor Mark Stoeber who heads this budget up, and negotiates and brings everybody together to make these decisions.

There will be a drawing for a flag for any resident remaining at the end of this meeting.

The minutes of the May 27<sup>th</sup> M.A.R.F. public hearing were reviewed by all. Lou Gerding made a motion for approval and Kathy Noel seconded the motion. All were in favor. Motion carried. The minutes of the May 27<sup>th</sup> special meeting were reviewed by all. Charles Gray made a motion for approval and Dave Guidugli seconded the motion. All were in favor. Motion carried. The minutes of the June 2<sup>nd</sup> special council meeting were reviewed by all. Rob Moore made a motion for approval and Lou Gerding seconded the motion. All were in favor. Motion carried. The minutes of the June 10<sup>th</sup> special council meeting were reviewed by all. Rob Moore motioned approval and Dave Guidugli seconded the motion. All were in favor with the exception of Lou Gerding and Kathy Noel, who abstained. Motion carried.

A representative of the London Acres Homeowners Association was present, and stated that the temporary patches on Downing Street only last for a little while. It is in bad shape. She questioned what the chances were of having it completely replaced. Mayor Stoeber stated that the City is very aware of the road conditions, and they do plan to have major repairs done to the street, with blocks taken out, and shoring up the street, etc. Lou Gerding stated that the planned repairs will give them a better look at the subsurface to see what is there, how stable it is, and to get a good idea on what we are dealing with and what has caused the broken concrete.

Mayor Stoeber stated that they have decided that it is best for the city to invest a significant amount of money to do these long-term repairs rather than spend \$250,000 to \$350,000 for a total replacement. We do have a thirty year street plan. We have it mapped out so that the city doesn't have to come up with this money all at once. Downing Street is scheduled for total replacement in the future, but this repair will get us where we want to go. Repairs will begin this year.

Dee Williams from London Acres was present and addressed the storm water issues. Since her last visit, she stated that the city has not yet contacted Griffin Industries but she has spoken to them. Torrential rain comes down on London Acres property and is causing flooding into their residences. Storm water and debris runs into their lakes and the mud falls to the bottom of the lake and eventually builds up. It kills their fish. The fountain went bad. Water had to be sucked out of driveways by the fire department. Even though the city owns the bridge over the lakes, they state they are not responsible for the pipes under the bridge. There is no even flow. Ms. Williams stated that councilman Charles Gray did come down and looked at it after a torrential rain and agrees that there is a problem. She asked if the City and Griffin Industries can get together to clean up the mess.

Charles Gray reported that the problem with the mud is a major problem. Construction adds another element to this issue. He stated that perhaps a third party should be involved with Griffin to talk and discuss their construction and something could be worked out.

Brandon Voelker stated that the Sanitation District is charged with ensuring that construction sites do not produce extra runoff, and whatever was produced before construction should have the same level of runoff during construction. They should have a construction plan on file as to how they are going to control it. The Sanitation District is in charge with enforcing this.

Mayor Stoeber requested that since Charles Gray has seen this issue first hand, he could contact the Sanitation District and start a dialog to make sure that at least the regulatory compliance occurs. Dee Williams said she has been in contact with the Sanitation District and they looked at the site. This water runoff is over and above what is normal.

Don Grothaus of Madonna Lane addressed council and stated that he will now be the spokesman for the family regarding the storm water issues on the properties at 61 and 63 Madonna Lane. They presented their issues, concerns, and requests to council in a letter of April 28, 2008. He stated that erroneous information was given by the City to the Sanitation District, and when they asked for a meeting concerning this damage it was refused. Mr. Grothaus stated that several issues between the City and the Sanitation District have not been dealt with, which were addressed in the April 28<sup>th</sup> letter. He would appreciate our personal review of this situation and a response as promised, and asked that the city reconsider a meeting with the Sanitation District. He would like responses to presented items as soon as possible.

Mayor Stoeber stated that the family had chosen to be represented by counsel approximately a year ago. The City has responded to their counsel representation, and the City cannot speak to directly to Mr. Grothaus.

Sandy Ross, 210 Thornbush Court requested a follow-up from last October when she suggested/requested bus stops along US 27. She did receive a letter that bus shelters at Downing Street and Crossroads Boulevard were approved, but she does not see the shelters yet. Mayor Stoeber said that there were logistical hurdles to be handled, such as state right-of-ways and also a power easement permission from Duke. We have finally received them. We are obligated to form and pour the foundation. Once that is poured TANK will come in with the shelter.

Sandy Ross then thanked the Mayor and Council for the budget presentation. It appears the city uses our dollars wisely and obviously we have money to run the city because each has a good sense of fiscal responsibility and is prudent on how money is spent. As a resident of Cold Spring she thanks them for taking care of us.

Mayor Stoeber stated that the roof was totally taken out on the Day Care Building and replaced. Also we had new rot iron rails replaced, and a pile of dead trees removed from the city grounds.

Brandon Voelker referred to previous discussions about Buning Lane and Ivy Ridge and stated that after checking, they are dedicated public streets. Lou Gerding questioned the setback requirements and suggested that we check past minutes to see if the plat was signed off on when it shouldn't have been.

Mayor Stoeber thanked the department heads for all of their hard work and hours.

Brenda Rogers of 506 Downing Street was the winner of the American Flag and pole.

Kathy Noel made a motion to adjourn and Charles Gray seconded the motion. All were in favor. Motion carried.

**Approved:**

**City Clerk:**

**Mayor:**