

REGULAR MEETING
ERLANGER CITY COUNCIL
September 3, 2024

Mayor Jessica Fette called the regular meeting of the Erlanger City Council to order in the City of Erlanger Council Chambers at 7:00 P.M., Tuesday, September 3, 2024.

Sheri Jackson with the Erlanger Christian Church gave the invocation.

Members of City Council and citizens pledged allegiance to the flag.

The following Members of City Council were present: Tyson Hermes, Jennifer Jasper-Lucas, Vicki Kyle, Diana Niceley, Rebecca Reckers, Don Skidmore, Renee Skidmore, and Renee Wilson. Council Member Tom Cahill was not present.

Also present were: Mayor Jessica Fette, City Administrator Peter Glenn, Chief of Police Kyle Rader, City Clerk Sherry Hoffman, Director of Economic Development/ACAO Mark Collier, Director of Finance/HR Kara Kramer, Public Works Director Kevin Quinn, Fire/EMS Chief Randy Godsey, and City Attorney Jack Gatlin.

MEETING MINUTES – M/S, Reckers-Kyle, that the regular council meeting held on August 6, 2024 and the special council meeting held on August 27, 2024 be approved as written. All ayes, no nays, motion carried.

APPROVAL OF AGENDA - M/S, Reckers-Kyle, that the agenda be approved as presented. All ayes, no nays, motion carried.

SPECIAL PRESENTATIONS – Mayor Fette introduced George Josten and Sheryl Wood with Dynamic Catholic Institute. They discussed their mission, services, and thanked the City for the EDGE Incentive grant they received last year.

Brad Foley received the Fire/EMS Oath for Fire/EMS Assistant Chief.

CITIZENS/PUBLIC COMMENTS - None.

MAYOR'S REPORT - Mayor Fette reported damages at Cahill Commons and Silverlake parks. She asked if anyone had any information regarding these damages, to please notify the City.

CITY ADMINISTRATOR'S REPORT - Mr. Glenn reported on the following:

- Cahill Commons Park Ribbon Cutting Ceremony - September 7, 2024, 10:00 A.M.
- September Caucus Meeting - Requested a caucus meeting to discuss a budget amendment for the following:
 - ➔ Marketing budget
 - ➔ Firehouse Station I feasibility study
 - ➔ General Government restructuring and salary adjustments
 - ➔ Police vehicle replacement

CITY ATTORNEY'S REPORT - Mr. Gatlin reviewed legislation on the agenda, including the following:

- Tattoo Shop Tex Amendment Resolution - Mr. Gatlin made the recommendation to be a conditional use.
- Lillian Rentals Small Business Grant Resolution - Mr. Gatlin requested records show that the grant applicant was Council Member Tyson Hermes.
- Telecommunications Franchise Resolution - Mr. Gatlin reported (1) the cable franchise would need to go out to bid and (2) there was a change from imposing a 1.3% cable franchise fee to

the franchise being paid through the telecommunications fund. The correction would be made by him prior to the reading of the resolution.

REPORT ON CAPITAL PROJECTS - Mr. Quinn reported on the following:

- New Public Works facility
- New Silverlake Park shelters
- Summer Sendoff preparations

Additional Department Reports - Ms. Kramer reported on the upcoming Summer Sendoff 5K.

REPORTS OF TASK FORCES -

- Parks Master Planning - Councilman Hermes reported on the following:
 - ➔ Cahill Commons Park Ribbon Cutting Ceremony - September 7, 2024, 10:00 A.M.
 - ➔ Erlanger Road Park Groundbreaking Ceremony - October 23, 2024

BIDS -

- Theodore Place Milling and Resurfacing - The bid was awarded to Riegler Blacktop.

UNFINISHED BUSINESS - None.

NEW BUSINESS - Councilman Tyson Hermes requested the cancelation of the November 5, 2024 regular council meeting due to it being Election Day. There were no objections made by the City Council to cancel this meeting and to hold a Special Meeting on November 19, 2024 at 5:30 p.m. with a caucus meeting to follow.

LEGISLATION - Mr. Gatlin read the second reading of Ordinance No. 2576 overturning the current Kenton County ban on medical cannabis within the City limits of Erlanger and amending the Erlanger Zoning Ordinance to allow medical cannabis cultivation, processing, producing, and safety compliance facilities as permitted uses within the BP (Business Park), FI (Flex Industrial), and GI (General Industrial) Zones; to allow medical cannabis dispensaries as a permitted use within the ROC (Residential Office Conversion), NC (Neighborhood Commercial), CC (Community Commercial), HC (Highway Commercial) and MU (Mixed Use) Zones; and establishing use specific standards, required off-street parking standards, and defining medical cannabis uses and related terms. M/S, Kyle-Jasper Lucas, to adopt the ordinance as written. Five ayes (Hermes, Kyle, Jasper-Lucas, Niceley, Reckers), three nays (R. Skidmore, Wilson, D. Skidmore), motion carried.

Mr. Gatlin read the second reading of Ordinance No. 2577 providing for the annual assessment of all real estate and personal property within the City of Erlanger, which is subject to taxation thereby, for the Fiscal Year beginning on July 1, 2024, and ending on June 30, 2025, and providing for the payment and collection of such taxes, and the penalties and interest thereon; and describing the purpose for which the taxes so collected shall be appropriated and used, and continuing to fund a special fund, called the Park Improvement Fund to support the ongoing development of new and existing parks. M/S, Hermes-Kyle, to adopt the ordinance as written. All ayes, no nays, motion carried.

Mr. Gatlin read Resolution No. 09-03-24-01 authorizing the City's Economic Development Director, as an agent of the City's legislative body, to apply and propose a text amendment to PDS to study and KCPC to conduct a public hearing amending Section 4.04 of the Erlanger Zoning Ordinance to allow tattoo or body art services as a conditional use in the Mixed Use Zone. M/S, Reckers-Kyle, to adopt the resolution as written. All ayes, no nays, motion carried.

Mr. Gatlin read Resolution No. 09-03-24-02 creating and establishing for bid a nonexclusive telecommunications franchise for the placement of cable systems within the public right-of-way of the City of Erlanger, Kentucky for no more than a twenty (20) year duration, being paid through the telecommunications fund and to receive the state telecom receipts (1) sale of cable services to customers or subscribers inside the corporate limits of the City of Erlanger and (2) lease or contract usage of franchisee's cable system or facilities; and further providing for compliance with relevant

laws, regulations, and standards; usage limitations, indemnifications, insurance, cancellation, or termination, and such other terms and conditions contained in the attached cable services franchise agreement; and bid requirements; all effective on date of passage. Discussion followed. Ms. Jasper-Lucas requested further clarification on the change discussed by Mr. Gatlin under the City Attorney's Report. M/S, Reckers-Hermes, to adopt the resolution, with the change, as read. All ayes, no nays, motion carried.

Mr. Gatlin read Resolution No. 09-03-24-03 awarding the requested Small Business Grant amount of \$10,000 by Lillian Rentals, LLC for the reimbursement of removing and replacing solar panels; installing a new roof, gutters, soffits, and trim; and a new aluminum storefront. City Council found that all four provisions of the Erlanger Ethics Code were met, as exceptions and that Lillian Rentals, LLC should receive the matching grant for \$10,000. Discussion followed. Ms. Reckers requested Mr. Glenn and Mr. Collier to sign the resolution in place of Mayor Fette and the Minutes should reflect three signatures. M/S, Niceley-Kyle, to adopt this resolution as written. Seven ayes, no nays, one member not present for voting (Hermes), motion carried. (Please note: Prior to the reading and voting of the resolution, Mayor Fette and Council Member Tyson Hermes excused themselves and exited the Council Chambers. Mr. Hermes was the owner of Lillian Rentals, LLC and Mayor Fette was the tenant.)

ANNOUNCEMENTS - None.

ADJOURNMENT - M/S, Kyle-Wilson, to adjourn from the regular meeting at 7:51 P.M. All ayes, no nays, motion carried.

RESPECTFULLY SUBMITTED AND ATTESTED:

Sherry Hoffman
City Clerk

APPROVED:

Jessica Fette
Mayor

Peter Glenn
City Administrator

Mark Collier
Director of Economic Development/
Assistant City Administrator