CITY OF FLORENCE KENTUCKY®

FLORENCE CITY COUNCIL

MINUTES – REGULAR MEETING TUESDAY, JANUARY 13, 2015

The City Council of the City of Florence, Kentucky met in Regular Session on Tuesday, January 13, 2015 at 7:00 p.m. in the Florence Government Center with Mayor Diane E. Whalen presiding in the Chair.

CALL TO ORDER & WELCOME:

Mayor Whalen called the regular meeting to order and declared the Regular Session to be open for the presentation of all City business.

ROLL CALL:

The roll was called and the following six (6) members of Council registered present: Mel Carroll, Gary Winn, J. Kelly Huff, Vice Mayor Dr. Julie Metzger Aubuchon, Duane Froelicher, and David A. Osborne.

Also present were Mayor Diane E. Whalen, City Coordinator Richard J. Lunnemann, City Attorney Hugh O. Skees, Business/Community Development Director Joshua R. Wice, Fire/EMS Chief Kelly Joe Aylor, Police Chief John McDermond, Public Services Director Eric Hall, City Engineer Bill Viox, Police Corporal Walt Cooley, Police Recruit Kelli Chapman, Police Recruit Brady Napier, Kent Dailey (Morgan Property/CVS), Matt Anderson (Troop 890), Alex White (Troop 890), Jake Anderson (Troop 890), Andy Lester (Troop 890), Chad Lester (Troop 890), Nate Lester (Troop 890), Greg White (Troop 890), P.J. Mendenhall (Troop 890), Northern Kentucky Tribune Reporter Mark Hansel, Videographer Jerry Schrepfer, Videographer Tom Lape, and City Clerk Joe Christofield.

APPROVAL OF MINUTES:

December 9, 2014 Business Meeting

Mayor Whalen called for a motion to approve the minutes of the December 9, 2014 business meeting of Council. Councilmember Huff so moved, with second from Councilmember Winn. **Council approved by unanimous vote.**

December 16, 2014 Special Meeting

Mayor Whalen called for a motion to approve the minutes of the December 16, 2014 special meeting of Council. Councilmember Huff so moved, with second from Councilmember Winn. **Council approved by unanimous vote.**

OATH OF OFFICE:

Police Officer Recruit Kelli Chapman and Brady Napier

Mayor Whalen recognized Police Chief John McDermond who introduced new Police Officer Recruits Kelli Chapman and Brady Napier. Mayor Whalen gave the Oath of Office to the police recruits. Additional discussion followed.

SECOND READINGS:

Ordinance No. O-29-14

Mayor Whalen presented the following Ordinance for second reading:

ORDINANCE NO. O-29-14:
AN ORDINANCE RELATING TO THE ADOPTION AND APPROVAL OF TEXT AMENDMENTS TO THE BOONE COUNTY ZONING REGULATIONS TEXT AS APPLICABLE TO THE CITY OF FLORENCE, KENTUCKY, PURSUANT TO THE PROVISIONS OF CHAPTER 100 OF THE KENTUCKY REVISED STATUTES, THESE TEXT AMENDMENTS BEING TO ARTICLES 3, 15 AND 16 OF THE BOONE COUNTY ZONING REGULATIONS.

Mayor Whalen read aloud the following summary of the Ordinance:

This Ordinance adopts text amendments to the Boone County Zoning Regulations as applicable to the City of Florence. These amendments modify the timing and procedural requirements for zoning map amendments and concept development plan requests pursuant to recent changes in KRS 100.211(SB 144).

The full text of Ordinance No. O-29-14, including its Exhibits, is available for examination in the office of the City Clerk of the City of Florence, Kentucky, in the Florence Government Center, 8100 Ewing Boulevard, Florence, Kentucky, during regular office hours.

Mayor Whalen called for a motion to approve Ordinance No. O-29-14 on second reading. Vice Mayor Metzger Aubuchon so moved with second from Councilmember Huff, that Ordinance No. O-29-14 be approved on second reading and be published in accordance with the law. **Council approved by unanimous vote.**

Ordinance No. O-21-14

Mayor Whalen presented the following Ordinance for second reading:

ORDINANCE NO. O-21-14:
AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY .899 ACRES LOCATED ON THE NORTHEAST SIDE OF GUNPOWDER ROAD, SOUTHEAST OF U.S. HIGHWAY 42, ADJACENT TO THE CITY LIMITS ("PARCEL 1"); AND A PARCEL OF 4.392 ACRES LOCATED ON THE NORTHEAST SIDE OF GUNPOWDER ROAD, SOUTHEAST OF U.S. HIGHWAY 42, ADJACENT TO THE CITY LIMITS ("PARCEL 2"). (GUNPOWDER PROPERTIES/MORGAN).

Mayor Whalen read aloud the following summary of the Ordinance:

This Ordinance annexes and makes a part of the City a tract of approximately .899 acres and a tract of approximately 4.392 acres, both tracts being located on the northeast side of Gunpowder Road, southeast of U.S. Highway 42, adjacent to the City limits.

This annexation is in response to a request by Gunpowder Properties, LLC and James and Sherry Morgan, the owners, to have the property become part of the City. The annexation will be complete upon second reading and publication of this Ordinance.

After annexation the zoning will be amended to incorporate and establish zoning of Commercial Two/Planned Development/Concept Development Plan (C-2/PD/CD).

Mayor Whalen called for a motion to approve Ordinance No. O-21-14 on second reading. Councilmember Carroll so moved with second from Vice Mayor Metzger Aubuchon, that Ordinance No. O-21-14 be approved on second reading and be published in accordance with the law. **Council approved by unanimous vote.**

Ordinance No. O-30-14

Mayor Whalen presented the following Ordinance for second reading:

ORDINANCE NO. O-30-14:
AN ORDINANCE ADOPTING AND APPROVING A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN A COMMERCIAL TWO/PLANNED DEVELOPMENT (C-2/PD) ZONE FOR A 2.032 ACRE SITE LOCATED ON THE SOUTHEAST CORNER OF THE US 42/GUNPOWDER ROAD INTERSECTION, AND ACROSS MELS LANE FROM 8551 US 42, FLORENCE, KENTUCKY; AND FOR A ZONING MAP AMENDMENT FROM SUBURBAN RESIDENTIAL ONE (SR-1) TO COMMERCIAL TWO PLANNED DEVELOPMENT (C-2/PD) FOR A 5.291 ACRE SITE LOCATED NOT HE EAST SIDE OF GUNPOWDER ROAD, APPROXIMATELY 230 FEET SOUTH OF THE US 42/GUNPOWDER ORAD INTERSECTION, AND TO THE SOUTH OF THE PROPERTY AT 8537 US 42, BOONE COUNTY KENTUCKY, TO ALLOW A RETAIL PHARMACY WITH AN ALTERNATE SIGNAGE PACKAGE AND MODIFICATIONS TO PREVIOUS CONDITIONS OF APPROVAL, AND A ZONE CHANGE TO ALLOW TWO COMMERCIAL OFFICE BUILDINGS. (GUNPOWDER PROPERTIES/WENTZ)

Mayor Whalen read aloud the following summary of the Ordinance:

The effect of this Ordinance is to allow a retail pharmacy with an alternate signage package and modification to previous conditions of approval, and zone change to allow two commercial/office buildings in a Commercial Two/Planned Development (C-2/PD) zone. This change in an approved concept development plan is in conjunction with proposed annexation of the site into the City of Florence, Kentucky.

The full text of Ordinance No. O-30-14, including its exhibits, is available for examination in the office of the City Clerk of the City of Florence, Kentucky, in the Florence Government Center, 8100 Ewing Blvd., Florence, Kentucky, during regular office hours.

Mayor Whalen called for a motion to approve Ordinance No. O-30-14 on second reading. Councilmember Winn so moved with second from Councilmember Huff, that Ordinance No. O-30-14 be approved on second reading and be published in accordance with the law. **Council approved by unanimous vote.**

FIRST READING:

Ordinance No. O-1-15

Mayor Whalen presented the following Ordinance for first reading:

ORDINANCE NO. O-1-15:
AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF A PARCEL OF APPROXIMATELY 1.158 ACRES LOCATED AT THE TERMINUS OF BOONE VALLEY DRIVE AND EAST OF HERITAGE DRIVE, ADJACENT TO THE CITY LIMITS. (RYAN PROPERTY)

Mayor Whalen read aloud the following summary of the Ordinance:

This Ordinance annexes and makes a part of the City a tract of approximately 1.158 acres located at the terminus of Boone Valley Drive and east of Heritage Drive, adjacent to the City limits.

This annexation is in response to a request by Ronald A. Ryan and Michele M. Ryan, the owners, to have the property become part of the City. The annexation will be complete upon second reading and publication of this Ordinance.

After annexation the property will remain subject to the same land use restrictions as applied prior to annexation.

Mayor Whalen called for a motion to approve Ordinance No. O-1-15 on first reading. Councilmember Osborne moved, with second from Councilmember Winn, that Ordinance No. O-1-15 be approved on first reading and be held for second and final reading at the next meeting of Council. **Council approved by unanimous vote.**

MUNICIPAL ORDER:

Municipal Order No. MO-1-15

Mayor Whalen presented the following Municipal Order for consideration:

MUNICIPAL ORDER NO. MO-1-15:
A MUNICIPAL ORDER APPROVING THE APPOINTMENT OF LOUIS KELLY TO THE FLORENCE BOARD OF ADJUSTMENTS AND ZONING APPEALS FOR A FOUR (4) YEAR TERM.

Vice Mayor Metzger Aubuchon moved, with second from Councilmember Huff, that Municipal Order No. MO-1-15 be approved as reviewed. **Council approved by unanimous vote.**

MAYOR'S REPORT:

Mayor Diane E. Whalen

Mayor Whalen recognized Boy Scouts from Troop 890 (Hopeful Lutheran Church) who were in the audience working on their Citizenship and Community Badges. They asked Mayor Whalen and City Council several questions about city government. Additional discussion followed.

Mayor Whalen advised of the City's annual Dr. Martin Luther King Jr. Program, scheduled for Monday, January 19 at 3pm at the Florence Government Center.

Mayor Whalen reminded citizens the City's snow emergency is different from the County's and to drive safely during these winter months.

CITY COORDINATOR'S REPORT:

City Coordinator Richard J. Lunnemann

There was no report given by City Coordinator Richard J. Lunnemann.

OTHER:

Mayor Whalen asked if any councilmember desired recognition; no one responded.

Mayor Whalen asked if any department head desired recognition; no one responded.

Mayor Whalen asked if anyone in the audience desired recognition; no one responded.

EXECUTIVE SESSION:

There was no need for City Council to go into Executive Session.

ADJOURNMENT:

There being no further business to come before the Council, Mayor Whalen called for a motion to adjourn. Councilmember Huff so moved, with second from Vice Mayor Metzger Aubuchon, and **unanimous approval of Council,** the time being 7:22 p.m.

APPROVED:

Diane E. Whalen

Diane E. Whalen, Mayor

ATTEST:

Joseph A. Christofield, City Clerk

CITY OF FLORENCE KENTUCKY®