CITY OF FLORENCE KENTUCKY®

FLORENCE CITY COUNCIL

MINUTES – REGULAR MEETING TUESDAY, JANUARY 14, 2014

The City Council of the City of Florence, Kentucky met in Regular Session on Tuesday, January 14, 2014 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, Larry Brown, 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, Finance Director Linda J. Chapman, Fire/EMS Chief Marc Muench, Police Chief John McDermond, Public Services Director Eric Hall, City Engineer Bill Viox, Police Officer Patrick Cottingham, Elliot Dowdell, Videographer Jerry Schrepfer, Kentucky Enquirer Reporter Mark Hansel, and City Clerk Joe Christofield.

PRESENTATION:

Boone County Schools Test Scores
-Kathy Reutman, Executive Director of Student Services
-Alissa Ayres, Assistant Superintendent for Learning Support Services

Mayor Whalen advised the presentation was canceled due to a scheduling conflict.

APPROVAL OF MINUTES:

December 17, 2013 Special Meeting

Mayor Whalen called for a motion to approve the minutes of the December 17, 2013 special meeting of Council. Councilmember Huff so moved, with second from Councilmember Winn. **Council approved by unanimous vote.**

FIRST READINGS:

Ordinance No. O-1-14

Mayor Whalen presented the following Ordinance for first reading:

ORDINANCE NO. O-1-14:
AN ORDINANCE RELATING TO CHRONIC NUISANCE PROPERTY.

Mayor Whalen read aloud the following summary of the Ordinance:

The purpose of this Ordinance is to provide a procedure to control, deter and abate the existence of chronic nuisance properties in order to eliminate the negative impact upon the quality of life, safety, and health of the neighborhoods where such properties are located.

This Ordinance makes it unlawful for any person to permit property under his or her ownership or control to be a chronic nuisance property. The Ordinance describes activities which would constitute chronic nuisances and provides for notice to the person in charge of such property of the existence of the chronic nuisance and of the requirement that same be abated.

The Ordinance provides a procedure for the development of an abatement plan by which the chronic nuisance may be eliminated by cooperative action.

If the abatement plan fails to produce the desired result, the Ordinance provides for enforcement action consisting of a citation to the Code Enforcement Board where civil fines of not less than $500.00 nor more than $5,000.00 may be assessed which may result in liens against the property; and/or revocation or suspension of the occupational license associated with the property following a hearing before the City Council; and/or an action for civil foreclosure of the liens against the property together with any other remedy available under Kentucky law.

Enforcement may also include a civil action for summary closure of the nuisance activity on the property.

Mayor Whalen called for a motion to approve Ordinance No. O-1-14 on first reading. Councilmember Winn moved, with second from Councilmember Huff, that Ordinance No. O-1-14 be approved on first reading and be held for second and final reading at the next meeting of Council. **Council approved by unanimous vote.**

Ordinance No. O-2-14

Mayor Whalen presented the following Ordinance for first reading:

ORDINANCE NO. O-2-14:
AN ORDINANCE AMENDING ORDINANCE NO. O-7-02 RELATING TO THE FLORENCE CODE ENFORCEMENT BOARD, TO ESTABLISH A SCHEDULE OF FINES FOR CIVIL VIOLATIONS OF THE CHRONIC NUISANCE PROPERTY ORDINANCE.

Mayor Whalen read aloud the following summary of the Ordinance:

The purpose of this Ordinance is to establish fines for civil violations connected with the chronic nuisance ordinance which are the subject of citations before the Code Enforcement Board. Civil penalties which may be imposed by the Code Enforcement Board shall be not less than $500.00, nor more than $5,000.00 for each violation which may result in liens against the property. In addition, the Code Enforcement Board may recommend to the City Council that judicial proceedings be initiated to collect any such liens.

Mayor Whalen called for a motion to approve Ordinance No. O-2-14 on first reading. Councilmember Osborne moved, with second from Councilmember Brown, that Ordinance No. O-2-14 be approved on first reading and be held for second and final reading at the next meeting of Council. **Council approved by unanimous vote.**

DISCUSSION & POSSIBLE ACTION:

FIRST READING:

Ordinance No. O-3-14

Mayor Whalen presented the following Ordinance for first reading:

ORDINANCE NO. O-3-14:
AN ORDINANCE AMENDING ORDINANCE NO. 0-12-13 TO CHANGE THE ISSUANCE DATE FOR LICENSES.

Mayor Whalen read aloud the following summary of the Ordinance:

The purpose of this Ordinance is to change the issuance date for licenses from November 1 to December 1.

Mayor Whalen called for a motion to approve Ordinance No. O-3-14 on first reading. Councilmember Huff moved, with second from Vice Mayor Metzger Aubuchon, that Ordinance No. O-3-14 be approved on first reading and be held for second and final reading at the next meeting of Council. **Council approved by unanimous vote.**

MAYOR'S REPORT:

Mayor Diane E. Whalen

Mayor Whalen advised of the City's annual Dr. Martin Luther King Jr. Program, scheduled for Monday, January 20 beginning at 3pm at the Florence Government Center.

Mayor Whalen advised the City's annual Official Community and Business Guide was available via mail and website.

CITY COORDINATOR'S REPORT:

City Coordinator Richard J. Lunnemann

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 Winn so moved, with second from Councilmember Carroll, and **unanimous approval of Council,** the time being 7:12 p.m.

CITY OF FLORENCE KENTUCKY®

APPROVED:

Diane E. Whalen, Mayor

ATTEST:

Joseph A. Christofield, City Clerk