CITY OF FLORENCE KENTUCKY®

FLORENCE CITY COUNCIL

MINUTES – REGULAR MEETING TUESDAY, SEPTEMBER 8, 2015

The City Council of the City of Florence, Kentucky met in Regular Session on Tuesday, September 8, 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, Business/Community Development Director Joshua R. Wice, City Attorney Hugh O. Skees, Fire/EMS Chief Kelly Joe Aylor, Police Captain Steve Butts, Public Services Director Eric Hall, Police Officer Mike Steward, Kimberly Moser (Director, Northern Kentucky Office of Drug Control Policy), Kirk Kavanaugh (Northern Kentucky Office of Drug Control Policy), Matt Webster (Boone County Government and Community Relations Coordinator), Tim Theissen (zoning-Preston), Videographer Jerry Schrepfer, Videographer Tom Lape, Florence Recorder Reporter Amy Scalf, River City News Reporter Trisha Scheyer, Northern Kentucky Tribune Reporter Mark Hansel, and City Clerk Joe Christofield.

APPROVAL OF MINUTES:

August 25, 2015 Business Meeting

Mayor Whalen called for a motion to approve the minutes of the August 25, 2015 business meeting of Council. Councilmember Huff so moved, with second from Vice Mayor Metzger Aubuchon. **Council approved by unanimous vote.**

PRESENTATION:

Northern Kentucky Office of Drug Control Policy (Kim Moser)

Mayor Whalen recognized Kimberly Moser and Kirk Kavanaugh of the Northern Kentucky Office of Drug Control Policy who addressed City Council regarding the Northern Kentucky Heroin Epidemic. Additional discussion followed.

FIRST READING:

Ordinance No. O-15-15

Mayor Whalen presented the following Ordinance for first reading:

ORDINANCE NO. O-15-15:
AN ORDINANCE RELATING TO THE LEVYING OF A TAX UPON REAL ESTATE AND PERSONAL PROPERTY IN THE CITY OF FLORENCE, KENTUCKY; LEVYING A TAX ON ALL FRANCHISES TAXABLE WITHIN THE CITY OF FLORENCE, KENTUCKY; SPECIFYING PAYMENT DATES, DISCOUNTS AND PENALTIES FOR THE FRANCHISE TAX ON FINANCIAL INSTITUTIONS MEASURED BY THE DEPOSITS IN THE INSTITUTIONS LOCATED WITHIN THE CITY; AND LEVYING A SPECIAL TAX FOR THE PAYMENT OF CURRENT SERVICE COSTS FOR POLICE AND FIREMEN IN THE COUNTY EMPLOYEES RETIREMENT SYSTEM. (2015)

Mayor Whalen read aloud the following summary of the Ordinance:

This is the Ordinance by which the City establishes tax rates and levies annual taxes.

The basic tax levied for General Fund purposes is a tax of eighteen and two-tenths cents ($.182) per one hundred dollars of value on real property and a tax of thirty and four-tenths cents ($.304) per one hundred dollars of value on personal property (except for motor vehicles and watercraft) and upon all franchises taxable by the City.

In addition this Ordinance levies a tax in the amount of six and four-tenths cents ($.064) per one hundred dollars of value upon all real and personal property (except for motor vehicles and watercraft) and upon all franchises taxable by the City for the purpose of payment of the City's obligations for current service costs for police and firemen in the County employees' retirement system.

All of the above mentioned taxes are due and payable upon final passage and publication of this Ordinance. A discount of two percent (2%) is allowed for any such taxes paid in full by November 1, 2015. Any such taxes remaining unpaid after January 1, 2016, are subject to a penalty of twelve percent (12%) plus interest on the amount unpaid at the rate of twelve percent (12%) per annum from January 1, 2016, until paid.

This Ordinance also establishes the due date for the tax in the amount of twenty-five thousandths of one percent (0.025%) on all financial institutions measured by deposits in such institutions located in the City. This tax was levied by Ordinance No. O-18-96, pursuant to the Bank Franchise and Local Deposit Tax Act. (KRS 136.575) A two percent (2%) discount is allowed against this tax on bank deposits if paid before December 31, 2015. Any such taxes paid after January 31, 2016, will be subject to a penalty of twelve percent (12%) plus interest in the unpaid amount at the rate of twelve percent (12%) per annum from January 31, 2016, until paid. The Ordinance establishes corresponding due dates, discounts and penalties for subsequent years.

Mayor Whalen called for a motion to approve Ordinance No. O-15-15 on first reading. Councilmember Carroll moved, with second from Councilmember Winn, that Ordinance No. O-15-15 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-17-15

Mayor Whalen presented the following Municipal Order for consideration:

MUNICIPAL ORDER NO. MO-17-15:
A MUNICIPAL ORDER AFFIRMING THE RECOMMENDATION FROM THE BOONE COUNTY PLANNING COMMISSION FOR DENIAL OF THE REQUEST OF HILLS DEVELOPERS, INC. (APPLICANT) FOR ANABASIS, LLC (OWNER) FOR A CHANGE IN AN APPROVED CONCEPT DEVELOPMENT PLAN IN A RESIDENTIAL PLANNED

DEVELOPMENT (RPD) ZONE FOR A 11.586 ACRE SITE GENERALLY LOCATED AT THE TERMINUS OF POINTE PRESTON DRIVE (PRESTON AT PLANTATION POINTE, PHASE TWO), TO ALLOW THE ELIMINATION OF A PREVIOUS CONDITION OF APPROVAL WHICH REQUIRES SINGLE FAMILY ATTACHED DWELLING UNITS TO BE OWNER OCCUPIED.

Vice Mayor Metzger Aubuchon moved, with second from Councilmember Winn, that Municipal Order No. MO-17-15 be approved as reviewed. **Council approved by unanimous vote.**

MAYOR'S REPORT:

Mayor Diane E. Whalen

Mayor Whalen advised of the Boone County Senior Citizens Night, scheduled for Wednesday, September 9 from 9am-2pm at the Boone County Fairgrounds.

Mayor Whalen advised of the City's annual Pooch Fest, scheduled for Saturday, September 12 at 10am at the Florence Government Center.

Mayor Whalen advised of the City's annual Arbor Day program, scheduled for Saturday, September 26 at 10am at South Fork Park.

Mayor Whalen advised of the City's participation in the National Prescription Drug Take-Back Day, scheduled for Saturday, September 26 at 10am at the Florence Government Center.

Mayor Whalen advised of the Frontier League baseball Y'all Star Game, scheduled for 2016 at UC Health Stadium, home of the Florence Freedom.

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; Fire/EMS Chief Kelly J. Aylor advised the Department would soon be receiving a new firetruck.

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 Councilmember Osborne, and **unanimous approval of Council,** the time being 7:37 p.m.

APPROVED:

Diane E. Whalen

Diane E. Whalen, Mayor

ATTEST:

Joseph A. Christofield, City Clerk

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