CITY OF FLORENCE KENTUCKY®

FLORENCE CITY COUNCIL

MINUTES – SPECIAL MEETING TUESDAY, SEPTEMBER 16, 2014

The City Council of the City of Florence, Kentucky met in Special Session on Tuesday, September 16, 2014 at 7:00 p.m. in the Florence Government Center with Mayor Diane E. Whalen presiding in the Chair.

CALL TO ORDER:

Mayor Whalen called the special meeting to order and declared the Special Session to be open for the presentation of all City business on the Special Meeting Agenda.

ROLL CALL:

The roll was called and the following five (5) members of Council registered present: Mel Carroll, Gary Winn, J. Kelly Huff, Larry Brown, and David A. Osborne. Absent was Vice Mayor Dr. Julie Metzger Aubuchon.

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 Marc Muench, Police Chief John McDermond, Public Services Director Eric Hall, Police Lieutenant Joe Maier, Administrative Assistant Donna Smith, Police Officers Elijah Crooker, Kenneth Little, and Ethan Manley, Police Captain Steve Butts, Fire/Assistant Chief Kelly Joe Aylor, Fire Marshal Robert Krebs, Florence Recorder Reporter Melissa Stewart, and City Clerk Joe Christofield.

OATH OF OFFICE:

Police Officers Elijah Crooker, Kenneth Little, and Ethan Manley

Mayor Whalen recognized Police Chief John McDermond who introduced Police Officers Elijah Crooker, Kenneth Little, and Ethan Manley. Mayor Whalen gave the Oath of Office to Police Officers Crooker, Little, and Manley. Additional discussion followed.

SECOND READING:

Ordinance No. O-20-14

Mayor Whalen presented the following Ordinance for second reading:

ORDINANCE NO. O-20-14:
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. (2014)

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, 2014. Any such taxes remaining unpaid after January 1, 2015, 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, 2015, 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, 2014. Any such taxes paid after January 31, 2015, 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, 2015, 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-20-14 on second reading. Councilmember Winn so moved with second from Councilmember Osborne, that Ordinance No. O-20-14 be approved on second reading and be published in accordance with the law. **Council approved by unanimous vote.**

DISCUSSION AND POSSIBLE ACTION:

Annexation in association with a zone change on property located at U.S. 42 and Gunpowder Road

FIRST READING:

Ordinance No. O-21-14

Mayor Whalen presented the following Ordinance for first 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 first reading. Councilmember Brown moved, with second from Councilmember Winn, that Ordinance No. O-21-14 be approved on first reading and be held for second and final reading at the next meeting of Council. **Council approved by unanimous vote.**

EXECUTIVE SESSION:

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

ADJOURNMENT:

Mayor Whalen called for a motion to adjourn the Special Meeting. Councilmember Huff so moved, with second from Councilmember Brown, and **unanimous approval of Council**, the time being 7:14 p.m.

APPROVED:

Diane E. Whalen

Diane E. Whalen, Mayor

ATTEST:

Joseph A. Christofield

Joseph A. Christofield, City Clerk

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