

**CITY OF UNION, KENTUCKY  
REGULAR BUSINESS MEETING  
MINUTES  
Monday, October 7, 2013**

**CALL TO ORDER:**

Mayor Don Kirby called the Regular Business Meeting of the Union City Commission to order at 7:00 p.m. Monday, October 7th, 2013.

**LOCATION:** Warren S. Moore Union City Building, 1843 Mt. Zion Road, Union, KY 41091

**ROLL CALL:** The following city officials were present:

Mayor Don Kirby  
Commissioner Deanna Kline  
Commissioner Ken Heil  
Commissioner Bryan Miller  
City Engineer Barry J. Burke, PE PLS  
City Clerk Kathy Porter  
City Attorney Greg D. Voss, Esq.  
City Events Coordinator Karen Franxman

Commissioner Donna Fryman was not in attendance.

**PLEDGE OF ALLEGIANCE:** Mayor Kirby led the audience in saying the Pledge of Allegiance.

**APPROVAL OF MINUTES:**

All City Commissioners were provided a copy prior to tonight's meeting. Commissioner Miller made a motion to accept the minutes and the motion was seconded by Commissioner Kline. All voted in favor of motion. **Motion carried.**

**ADMINISTRATIVE REPORTS:**

**City Clerk/Treasurer Kathy Porter:** Commissioner Heil moved to accept the Treasurer's Balance Summary Report as of October 7th, 2013, and Commissioner Miller seconded the motion. All voted in favor of the motion. **Motion Carried.**

**BILLS FOR PAYMENT:**

Commissioner Heil made the motion to pay bills as received. Commissioner Kline seconded the motion. All voted in favor. Motion Carried.

**Guests Wishing To Speak:**

Chris Webb from Harmony Subdivision addressed the commission concerning Evensong Drive. Mr. Webb asked the commission how far past a stop sign can someone park against the curb. Attorney Voss stated that the city had adopted the county ordinance and he did not have them with him therefore he could not answer with certainty. City Engineer Barry Burke stated that he had a copy of the draft ordinance and it states that no one can park or leave a vehicle so that the nearest part of the vehicle is less than twenty (20) feet from the intersecting street or road.

Mr. Webb asked about how far a vehicle can be parked from a cross walk. Mr. Burke stated that the distance from a cross walk was not stated in the ordinance.

Mr. Webb asked about the procedure for the HOA to remedy the situation of residents parking right at the stop signs. Attorney Voss stated that since the city has now adopted the county ordinances the Boone County Sheriff's Department will enforce the ordinance. Mr. Webb asked if the HOA could put something on the curb to help keep people from parking right beside the stop signs. Mayor Kirby stated that the city tried to keep away from painting along the curbs for aesthetics.

Mr. Webb had previously spoken to Mr. Burke concerning tree branches within Harmony Subdivision that are blocking the views of stop signs. Attorney Voss asked if the trees were within the public right-of-ways. Mr. Burke stated that they were. Attorney Voss asked Mr. Burke to please get him the addresses and he would send the homeowners a letter giving them the opportunity trim the trees themselves. Commissioner Kline stated that one of the properties is in an undeveloped parcel. Mr. Webb stated he was aware that placing a stop sign to try to slow traffic down does not work.

Commissioner Miller asked when the next HOA meeting will be held. Mr. Webb stated that it is on Thursday October 10<sup>th</sup>. Mr. Burke provided a dated photo copy of the primary locations for the signs that were visually impacted at the intersection of Evensong and Melody Drives. Mr. Miller stated he would follow-up on these issues and coordinate with the HOA, where necessary.

Commissioner Kline asked if since the speed humps have been installed, the city could possibly take out the stop signs. City Attorney Greg Voss stated that the resident came to the city to ask for the stop signs to slow traffic down. Commissioner Kline asked if they had actually asked for the stop sign or if it was a recommendation to have them until the speed humps were put in. City Engineer Barry Burke stated that Boone County Public Works Sign Division uses a standard nationally accepted code and that all traffic control signs within the city have been posted in accordance with that code. Removing these signs would be in conflict with the code.

Meghan Sandfoss with the Northern Kentucky Area Development District (NKADD) stated that she had been contacted by Commissioner Deanna Kline concerning the potential for the NKADD to help with the search for a new City Administrator. Ms. Sandfoss stated that with the economic growth within the city that Commissioner Kline felt this was an opportune time to begin the search. Ms. Sandfoss gave each member of the commission a packet with the proposal for the executive search. The cost for the NKADD services would be \$1,800.

Commissioner Miller asked about the clients that the NKADD had worked with. Ms. Sandfoss mentioned several municipalities.

Commissioner Heil asked what the turnaround time would be if the city decides on this option. Ms. Sandfoss stated that 4-6 weeks would be a good time frame. Ms. Sandfoss stated that the position could be sent out to some networking sites, she would hesitate to advertise with Career Builder, unless the city ordinances require it to do so.

Mayor Kirby asked what would be a close estimation in costs to add to the base salary. Ms. Sandfoss stated you would need to add approximately 19% for retirement and more for whatever other benefits would be offered.

Mayor Kirby asked for a motion to move forward with spending the \$1,800 to begin the search for a new City Administrator. Commissioner Kline made a motion. Commissioner Heil stated that he would like to hold off on moving forward until he could review the documents, Commissioner Miller agreed with Commissioner Heil. The motion failed and did not get a second.

Ms. Noreene Morgan (9205 Royal Oak Lane) a resident of the Fowler's Creek Villas Community addressed the commission concerning a meeting she went to about the possibility of a new Kroger Marketplace being built in the City of Union. The residents were told that Kroger was going to request a zoning change for approximately 35 acres across from their subdivision. At the meeting plans were discussed for a new marketplace. The residents had asked the representatives from Kroger questions concerning traffic issues, noise problems, environmental impact, and drainage issues that might arise. The representatives of Kroger did not have any answers at that time, however, it was stated that these issues will be considered and addressed going forward. As of Friday October 4<sup>th</sup> 2013, Kroger has not made an application to Boone County Planning and Zoning for filing a request for a zoning change. The last date to apply would be November 16<sup>th</sup> 2013. If a request is filed then a Public Hearing on the request could happen in December. Ms. Morgan also stated that the site proposed has two (2) detention ponds planned, but she felt they would not be adequate to handle the storm water runoff. The residents were told that SD1 would have to sign off on the plans.

Ms. Morgan stated that about 95% of the residents who attended the meeting were opposed to the commercial building being built across from their residential homes. These homes were valued at \$225,000 - \$275,000. This value will decrease if this development is allowed to be built across from them.

Ms. Morgan stated that while she is opposed to the land being re-zoned for commercial, she is not opposed to the land being used for residential purposes. She feels that the residential use would have less noise and allow for more green space.

Ms. Morgan asked the commission what the difference is in Kroger asking for a zoning change and Target, which had unsuccessfully requested to build their store in the same location several years ago. Ms. Morgan mentioned the commissioners Bob Kelley, John Adams, John Mefford, Todd Sayers, and Mayor Don Kirby at that time that denied the zone change proposed by Target. Ms. Morgan asked the present commission to keep the best interest of the residents in mind when going forward with the requests of Kroger. Ms. Morgan asked that if Kroger did apply to move forward with applying for a zoning change that the commission should have a town hall meeting, so that all residents will have the option to voice their opinions. Ms. Morgan thanked the commission for the opportunity to speak.

Mayor Kirby asked the other residents that came with Ms. Morgan to please stand and give their names.

Ms. Pat Raftery who lives at 9171 Royal Oak Lane, stated when she and her husband attended the ground breaking ceremony for the Villas of Fowler Creek they were assured by Mayor Don Kirby that the land across the street was zoned residential and if any commercial building was to be built it would be an office building beside the library. Ms. Raftery stated that if the Kroger Marketplace is allowed to be built, the property values of homes would plummet and the peaceful lifestyle would cease to exist.

Ms. Donna Burden, who also lives in the Villas of Fowlers Creek, stated that the traffic along US 42 is loud but she has come accustomed to it. But just recently when a portion of Interstate 75 was closed due an accident the traffic volume doubled along US 42 and it made it almost impossible to work or watch television in her home.

Another resident asked if anyone had contacted the city of Union concerning the possibility of building a new Kroger store. Mayor Kirby stated that Ms. Morgan had approached him concerning the building of the new Kroger. A week later he was contacted by a Kroger official and he told them that they are more than welcome to start the public hearing process and would need to contact Boone County Planning and Zoning.

Ms. Sharon Landers who lives at 9160 Royal Oak Lane, stated that not enough emphasis has been put on all other things that are planned along with the Kroger Marketplace for this parcel.

Ms. Pat McCage who has just recently moved to the Villas of Fowlers Creek had never heard of the proposed Kroger Marketplace until she was approached by her neighbors.

Commissioner Kline stated that she had spoken to Kroger's representatives, and the reason they gave her about wanting to talk with the residents at the Villas of Fowlers Creek and Braxton Drive was because those residents were the most affected. Commissioner Kline stated she had spoken to Kevin Costello with Boone County Planning and Zoning who told her that Kroger does not have any intention to file until November.

Mayor Kirby stated that he encouraged the residents to attend the public meetings.

Ms. Shawnda Allen who lives on Burleigh Lane addressed the commission concerning no on-street parking and the fire hydrants on both sides of her street. City Engineer Barry Burke stated this is an issue, where existing fire lanes are located on both sides of the street, and has been brought to the commission at earlier meetings. The city had decided to place new signages at certain locations based upon input provided by Boone County Sign Division's Mr. Greg Martin. However, Mr. Martin is no longer with the county. Recently, as directed by county administration, Mr. Burke is working with other staff within the Boone County Public Works sign division. As a result of a recent on-site meeting with county staff, Mr. Burke stated that rather than the high expense of relocating a fire hydrant, two (2) new signs will be posted on each side of the street that states "No Parking from Here to Corner". Mayor Kirby asked if the distance between the signs would allow for parking on both sides. Mr. Burke thanked Mayor Kirby for his constructive input. Mr. Burke then advised that the signs would be located generally across from each other at a property line allowing parking only along one (1) side of only portions of both sides of the street. The commission acknowledged these changes and thanked Ms. Allen for her concerns and input.

### **ECONOMIC DEVELOPMENT COMMITTEE REPORT (EDC):**

Commissioner Kline stated that the city had a City of Union booth at the St. Timothy Octoberfest. At the Octoberfest she had some people that asked about possibility of volunteering for the city. One resident that Commissioner Kline met was Tina Tkach who submitted her resume to hopefully fill one of the two (2) open seats on the EDC.

The next EDC meeting will be held on October 8, 2013.

### **CITY EVENTS COORDINATOR REPORT:**

City Events Coordinator Karen Franxman briefly summarized her report.

The next scheduled city event is the 4<sup>th</sup> Annual Fall for All Event, which will be held on October 19<sup>th</sup>, 2013 and will run from 12:00 pm to 8:00 pm. At 8:00 am there will be a 5k Soldier Run which is a fundraiser for the city's Adopt-A-Unit.

Karen is still in need of volunteers to help out at this event. She has reached out to local schools.

On Thursday October 17<sup>th</sup> Karen and anyone who would like to volunteer should be at the Community Building setting up tables and decorating for the event.

There will be a "Cruise In" car show at the "Fall for All". Registration for the car show will be the day of the event and the cost will be \$3 per car.

One of the big raffles will be a week long rental of a Toyota Minivan that was donated by Tom Gill Chevrolet.

Approximately 25 soldiers that the Adopt-A-Unit helped support will be traveling to this event. The Adopt-A-Unit Committee will be getting them rooms. Any donations to help offset this cost will be appreciated.

The Adopt-A-Unit next scheduled meeting is Thursday, October 10<sup>th</sup> at 7pm at the Community Building.

**Union Cares Program:** The Union Cares Program has received a complete list from the Boone County Schools Family Resource Center. For the month of October we will be collecting non-perishable food for Thanksgiving for Burlington Elementary School.

On the Union Community Building, our contract states that each renter must clean the building to be ready for the next renter. Sometimes there is a week or month between renters, but sometimes it is a back to back rental. With this past rental we had two back to back and the first rental though it looked like it had been cleaned, but when taking a closer look it was not clean. Karen suggested that possibly we could re-word the contract and state that there will be a \$50 cleaning fee. Mayor Kirby stated that with that wording people may not clean the building at all. Mayor Kirby suggested contacting other cities to see how they handle cleaning.

Karen stated that the city had a large grill that is chained to the Community Building that is never used. She suggested that since is never used that the city either sell it or donate it. She knows the Boy Scouts would be interested if the city decided to get rid of it.

Commissioner Kline asked when the last time it was used. Karen stated it was approximately three (3) years ago.

The Union Community Theatre winter production is "It's a Wonderful Life". The show dates are December 5<sup>th</sup>, 6<sup>th</sup>, 7<sup>th</sup> and 8<sup>th</sup>. Tickets went on sale on October 1<sup>st</sup>. You will be able to purchase your tickets at the Union City Building. The Community Theatre is currently working on their 2014 season. Karen asked if it would be possible to run the shows for two (2) weekends. The community building does not hold as many seats as the Ryle High School Auditorium. Mayor Kirby stated that he did not have a problem with hosting the play for two (2) weekends.

Commissioner Heil stated that he had a sign-up sheet for the Union Fall for All. He asked if it would be possible to place a sign-up sheet in the Union City Building.

### **PUBLIC WORKS:**

Commissioner Bryan Miller stated a resident on Wyndham Way had asked again to have a speed hump placed along her street between Pembroke Drive and Burleigh Lane. Commissioner Miller sent her a message letting her know that she would need to get a petition started asking her neighbors what they thought of the possibility of having a speed hump on their street and then brings it to the commission for a possible speed study.

Commissioner Miller received a call concerning a lawn at 10071 Golden Pond. The lawn had not been mowed all year. He stated that the front yard had been maintained, but not the back yard. He would like to get a letter sent to the residents.

Commissioner Miller stated that the trees that the Boone County Bus Garage submitted a complaint about along Sycamore Drive have not been trimmed as of yet. No one is currently lives in the home nearest Mt. Zion Road. Commissioner Miller stated that we had received a proposal from A&A Lawncare for \$210 to trim the trees. Mayor Kirby stated to move forward with the trimming.

**UNION RICE CEMETERY SEXTON:** Mr. Eddie Johnson stated that the city had been using Mr. Everette Partin for the opening and closing of graves in the cemetery for the past thirty (30) years. For Twenty-two (22) of those years, Mr. Johnson has been the Cemetery Sexton. Recently, another grave digger approached the city about possibly doing some work within the cemetery if he was requested. Mr. Tim Stephens has been used in the past within the cemetery if Mr. Partin is unavailable.

City Attorney Greg Voss stated that within the city for snow removal and landscaping in which we have an exclusive person or company working in the city's behalf, the city bids the work out. These are services for which the city pays for. The opening and closing of graves is paid for by the funeral homes. Since the city does not pay for the opening and closing of graves, Mr. Johnson is asking if the funeral homes contacted Mr. Johnson to ask who the city wanted them to contact for the opening and closing if he could say the City would like to use Mr. Partin. However, if the funeral home calls and states that they would like to use Mr. Stephens, since the city has his insurance information then we could not exclude him. If the city was providing the service then we could make it exclusive. Attorney Voss stated that if the funeral home wants to use someone other than these two (2) individuals then we need to get documentation.

Commissioner Miller asked if we had ever moved the grave of the lady that needs to be moved into the correct location. Attorney Voss advised the city has contacted the daughter of the lady, but the city has been waiting on written permission giving the city approval to move the body. The body will not need to be exhumed. Attorney Voss will send another letter to the daughter.

**CITY ENGINEER'S REPORT:** Mr. Burke referenced his detailed City Engineering Report totaling eleven (11) items with three (3) attachments. Mr. Burke stated that there are nine (9) items that require formal City Commission Action in his CE Report and any others, as noted in his Report from discussions, which may require same. However, two (2) of the nine (9) action items were discussed previously in the meeting. Of the remaining seven (7) issues, two (2) of them will be discussed by Mayor Kirby, leaving a total of five (5).

Regarding Item Number 7 (b) Mr. Burke responded to Attorney Voss' request for street name listings concerning the No-Parking Ordinance that the city adopted. Attorney Greg Voss stated the Boone County Ordinance that the city adopted did not have anything specific for Union city streets with No-Parking or One-Sided parking. City Attorney Voss and City Engineer Barry Burke have worked together to create the Street Names that will be specific for those streets. Commissioner Kline advised that Brilliance Blvd. should be correctly spelled.

Regarding Item Number 1(h), Arbor Springs Blvd between US 42 and Richmond Road, the city received a request from Mr. Dan Maher (1920 Arbor Springs Blvd) regarding excessive speeds and stop sign violations along Arbor Springs. Commissioner Miller and Mr. Burke observed the roadway after the last meeting and concluded that there were stop signs at all intersections but not along Arbor Springs. Mr. Burke spoke to Boone County Administrator Jeff Earlywine who administratively forwarded the matter to the Boone County Sheriff Department. The Sheriff's Department placed the mobile speed monitoring station and positioned an officer along Arbor Springs Blvd. approximately six (6) times. Reviewing the report from the Sheriff Dept., it was determined there was no violations. Commissioner Miller stated that this data could not be very accurate as most people would not speed past a police vehicle. City Engineer Barry Burke stated that he could perform a speed study to arrive at more detailed spot study data. Commissioner Miller stated that he would like the city to perform its own speed

study. Mayor Kirby said to move forward with the speed study without any dissension.

Regarding Item Number 9 (b) the Storm Water Prevention Plan (SWPP) Annual Training, there is mandatory one (1) hour training scheduled in October. Mr. Burke is unable to attend any of the three (3) dates listed. Commissioner Miller stated that he would be able to attend the meeting scheduled for Monday, October 21<sup>st</sup>.

Regarding Item Number 10, Mr. Burke received an email request from the Kentucky Infrastructure Authority (KIA) Call for 2015 Projects. The city had previously asked for loans on three (3) projects and was not close in the state's rating process to receiving any loans. Mr. Burke asked the commission if they would like for him to re-submit the three (3) projects. On the Haven Manor/Whispering Trails Storm Drainage Project some of the residents have taken it upon themselves to repair their own undersized culverts and driveways. Another project is the Gunpowder Greens Sanitary Sewer Project and there have been no complaints and it is not a safety issue due to low density. Mayor Kirby stated at this time to not to submit anything.

Commissioner Miller asked about Item number 1 (d) Farmview Drive at Old US 42, the southeast corner (Union) – Large Truck Traffic. Mr. Burke advised that he received a call from the City of Florence Public Works concerning complaints received from the residents of Farmview Drive. The residents are complaining about the number of large trucks going through the area. They would like to post a sign that would state "No Trucks". The sign would be in the City of Union, but the homes are in the City of Florence. Thus, both cities have not yet, but would have to authorize signage work.

Regarding Item Number 2 the sidewalk safety along Braxton Road on the Kroger Property, Mayor Kirby stated that he had neither comments nor any update.

Regarding Item Number 5 KYTC requests for the proposed KY536 project, Mayor Kirby had neither comments nor any update. Mr. Burke has his own monthly engineering society meeting on Thursday October 10<sup>th</sup> and will try to get more information regarding the project's status.

Commissioner Kline what type of projects will fall under the safety grants, Mr. Burke stated that he was responding to an email received, but he was not specifically familiar with these emergency- grants.

**PLANNING AND ZONING REPORT:** Mr. Jim Longano was not in attendance.

**OLD BUSINESS:**

- Union Towne Plan Focus Groups, Mr. Larry Solomon, stated that the purpose of the focus groups are to develop communication strategies and to understand what various segments of the community know about the Town Plan and what their awareness of it is. Mr. Solomon stated that the city commission room will be used as the setting for the focus group. They identified five (5) key groups to focus on. This was done by speaking to Mayor Kirby, Commissioner Kline, Kevin Costello (Boone County Planning and Zoning) and Mr. Solomon. The key groups are those living in Union less than two (2) years, those living here for five (5) to ten (10) years, those living her over ten (10) years, Business Managers and owners, and HOA officials. If you ask the different groups the same questions you will receive different answers. And once it is complete you can have Mr. Costello present a presentation on the data received. It will be able to identify what is most important to the residents and what is least important.

The cost is for just recruiting people. The original proposal called for six (6) sessions and it was narrowed down to five (5). The cost for the recruiting is \$2,900. Each group needs ten (10) people and they estimate they will need to call around ten (10) people to get at least one (1) person to attend.

The respondent fee is \$25 per person, which is paid at the conclusion of each session. The maximum amount per session is \$250 if all ten (10) people attend.

The estimated cost to the city for the focus group to the city would be around \$4,000.

Commissioner Miller asked what the cost for the recruiting includes. Mr. Solomon stated that he had received lists from City Clerk Kathy Porter. They will need to purchase the phone numbers in order to

contact the residents; this is a \$300 cost. Commissioner Miller asked about going outside the city limits. Mayor Kirby stated it was discussed and they decided to start with the residents of Union first and then possibly move forward.

Commissioner Heil asked how the sessions would be handled. Mr. Solomon stated that they have devised a discussion guide. They would first start out by asking the residents what they know about the Town Plan. Then Mr. Costello will give a short presentation of what the Plan is and then they will ask the residents what is important to them.

Commissioner Kline stated that she had expressed that she did not agree with this idea, that it was not an idea that came from the commission and she honestly doesn't believe that the city should be paying the residents for their feedback. She has been involved in numerous town meetings and she has never been involved with a firm or municipality that has paid for someone to give their opinions. In the meetings they have provided only meals for the participants. Commissioner Kline asked what other towns that Mr. Solomon has completed this type of focus group for, if he had only done this for a product.

Mayor Kirby asked Commissioner Kline if her issue is that the city wants to move forward or if it is because it is about the Union Towne Plan. Commissioner Kline stated that the commission is very concerned with how much money the city spends. She stated that the city should pay money for certain things, but that she feels she was deceived at the beginning of this discussion for the focus group that it was not going to cost nearly as much as it will. She thought that it would cost less than \$1,000, and now we are up to \$4,000. This amount was reduced only after she voiced that she was against it. She does not know what the goal of the focus group is and what the city looks to get out of the groups. If it is to see if the residents are for the Town Plan or not or if it is to see what the residents feel about the city of Union. She feels there are better ways to attempt to communicate with the public.

Commissioner Miller stated that the city had already spent \$12,000 for Mr. Jim Parsons to do a study for the Union Towne Plan. Mayor Kirby stated the City had probably spent over \$100,000 trying to get the Union Towne Plan running.

Commissioner Kline asked Mr. Solomon what the goal is for doing this and expertise that he has to provide us with the result.

Commissioner Miller stated that it just an independent way of gathering data. Mayor Kirby stated that just talking with people at a church does not garner an unbiased opinion. The methodology when you do a focus group is supposed to gather information that's more accurate because you are not putting an ad in the paper and getting the same people that always show up. You are using a professional calling firm to actually go grab people that otherwise might not come in but do have opinions. Commissioner Kline stated that she understands the idea behind, but would like to know what Mr. Solomon's background is and why the city should pay residents to come in and give their opinion. Mayor Kirby stated that if you do not give an incentive then you will get the same people who always show up. Commissioner Kline stated that she disagreed.

The goal is to basically look at different segments of the Union population and understand their differences and compare the differences between each one of the segments because each segment has different concerns. And be able to distinguish what is important to them. The results will be a learning what their likes and dislikes of the plan are and what is most important.

Ms. Noreene Morgan asked once the commission receives the information what they are going to do with it, are they going to use it to determine where they will be going with the Town Center or what. Mayor Kirby stated that the idea is to get a feel for what the residents know about the Town Plan in order to communicate it better. The things we always have an issue with it always seems that there are residents who do not understand the plan.

Commissioner Miller proposed to move forward with the focus group. Commissioner Kline stated that if the goal is to just collect data then she is for it, though she feels paying the residents is not needed.

Commissioner Miller made the motion to move forward with the focus groups. Commissioner Heil seconded the motion. Commissioner Miller, Commissioner Heil and Mayor Kirby voted in favor of motion. Commissioner Kline abstained from voting. Motion Carried.

- **RESOLUTION NO. 2013-015** - A RESOLUTION AUTHORIZING THE MAYOR FOR THE CITY OF UNION, KENTUCKY TO EXECUTE THE AGREEMENT FOR ENGINEERING SERVICES BETWEEN THE CITY OF UNION, KENTUCKY AND INFRASTRUCTURE & DEVELOPMENT ENGINEERING, INC. Mayor Kirby asked if anyone would like to have a discussion concerning this. Commissioner Miller stated the commission had received a spreadsheet with data from other city's detailing their cost for engineering services and he feels that Infrastructure and Development Engineering, Inc. (IDE) is within the market is showing. He proposes that the city extend the contract with IDE. Commissioner Heil asked what period of time Commissioner Miller is thinking about. Mayor Kirby stated that it was for a one (1) year contract. Commissioner Heil seconded the motion. All voted in favor. Motion Carried.
- **First Reading of ORDINANCE NO. 2013-012** - AN ORDINANCE ESTABLISHING THE DAY AND TIME OF THE MONTHLY CITY COMMISSIONERS MEETING FOR THE CITY OF UNION, KENTUCKY. Commissioner Kline made a motion to table this ordinance, Commissioner Miller seconded the motion. All voted in favor. Motion Carried.

#### **NEW BUSINESS:**

- **RESOLUTION No. 2013-016** - A RESOLUTION APPOINTING Tina Tkach TO SERVE ON THE ECONOMIC DEVELOPMENT COMMITTEE ON BEHALF OF THE CITIZENS OF THE CITY OF UNION, KENTUCKY. Mayor Kirby asked if there was anyone else that was recommended. Commissioner Heil made the motion to approve this resolution and Commissioner Kline seconded the motion. All voted in favor. Motion Carried.
- **RESOLUTION No. 2013-017** – A RESOLUTION FOR THE CITY OF UNION, KENTUCKY TO EXTEND THE CONTRACT TO PERFECTION LANDSCAPING & DESIGN, INC. FOR SNOW REMOVAL SERVICES. Commissioner Miller made the motion to approve and Commissioner Kline seconded the motion. Motion Carried.
- **MUNICIPAL ORDER No. 2013-002** - A MUNICIPAL ORDER ACCEPTING AND APPROVING THE BID OF DUKE ENERGY KENTUCKY FOR A NON-EXCLUSIVE FRANCHISE WITH THE CITY OF UNION, KENTUCKY FOR TRANSMISSION AND DISTRIBUTION OF ELECTRIC AND NATURAL GAS THROUGH AND FOR CONSUMPTION WITHIN THE CITY FOR A PERIOD OF TEN (10) YEARS AND AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH DUKE ENERGY KENTUCKY ATTACHED HERETO AS “EXHIBIT A”. Commissioner Kline made the motion to approve the Municipal Order and Commissioner Heil seconded the motion. All voted in favor. Motion Carried.
- **FIRST READING OF ORDINANCE NO. 2013-013** - AN ORDINANCE OF THE UNION CITY COMMISSION CREATING CHAPTER 72A REGARDING THE REGULATION OF PARKING ON THE CITY'S PUBLIC STREETS OR WAYS WITHIN THE CITY OF UNION, KENTUCKY  
Commissioner Miller made the motion to accept the ordinance and Commissioner Kline seconded the motion. All voted in favor. Motion Carried.
- **MUNICIPAL ORDER No. 2013- 003** - A MUNICIPAL ORDER TERMINATING THE INTERLOCAL AGREEMENT REGARDING THE INSPECTION AND CONSTRUCTION OF THE STREETS IN THE CITY OF UNION, KENTUCKY. Commissioner Heil made the motion to accept the municipal order and Commissioner Kline seconded the motion. All voted in favor. Motion Carried.

- **MUNICIPAL ORDER No. 2013-004** - A MUNICIPAL ORDER TERMINATING THE INTERLOCAL AGREEMENT REGARDING THE SNOW AND ICE REMOVAL ON THE STREETS IN THE CITY OF UNION, KENTUCKY. Commissioner Kline made the motion to accept the municipal order and Commissioner Heil seconded the motion. All voted in favor. Motion Carried.

Commissioner Kline asked about have a sign with a misspelling on Brilliance Avenue spelled correctly.

Larry Solomon asked for revised dates for the focus groups. He recommends having the focus groups the week of November 5, 6, and 7<sup>th</sup>. Mayor Kirby stated that week would be fine. Commissioner Kline stated that November 5<sup>th</sup> is election day. Mr. Solomon stated that he would also like to have some time to work with Commissioner Kline and Mayor Kirby to meet and discuss the focus groups. Mr. Solomon will send an email to Kevin Costello to get his thought and will follow up with Mayor Kirby and Commissioner Kline.

**ANNOUNCEMENTS:**

The next regular business meeting is scheduled for Monday, November 4th, 2013 at 7:00 PM. Trick or Treat hours will be from 6:00 pm to 8:00 pm on Thursday, October 31<sup>st</sup>, 2013.

**ADJOURN:** With no further business coming before the Commission, Commissioner Kline moved to adjourn the meeting at 9:40 p.m. Commissioner Miller seconded the motion. All voted in favor. **Motion Carried.**

Signed this 4th day of November 2013

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Don Kirby, Mayor

\_\_\_\_\_  
Kathy Porter, City Clerk/Treasurer