

**CITY OF UNION, KENTUCKY
REGULAR BUSINESS MEETING
MINUTES
Monday, June 2nd, 2014**

CALL TO ORDER: Mayor Don Kirby called the Regular Business Meeting of the Union City Commission to order at 7:00 pm Monday, June 2nd, 2014.

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

ROLL CALL: The City Clerk/Treasurer noted a quorum was present:

Mayor – Don Kirby

Commissioner - Bryan Miller

Commissioner - Deanna Kline

Commissioner - Ken Heil

Commissioner - Donna Fryman

Also present was the following:

City Engineer - Barry Burke, PE PLS

City Clerk/Treasurer - Kathy Porter

City Attorney - Greg Voss, Esq.

Absent was:

Events Coordinator – Karen Franxman was absent.

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

APPROVAL OF MINUTES:

All City Commissioners were provided a copy of the minutes of the Regular Business Meeting (May 5th, 2014), prior to tonight's meeting. Commissioner Miller made a motion to dispense with the reading of the minutes from the May 5th, 2014, Commission Meeting and the motion was seconded by Commissioner Kline. **Motion carried.**

ADMINISTRATIVE REPORTS:

City Clerk/Treasurer Kathy Porter: Commissioner Kline moved to accept the Treasurer's Balance Summary Report as of June 2, 2014, and Commissioner Miller seconded the motion. **Motion carried.**

BILLS FOR PAYMENT:

Commissioner Kline made the motion to pay the bills, as received. Commissioner Heil seconded the motion.

Motion carried

EXECUTIVE SESSION:

Attorney Greg Voss stated the city has pending litigation concerning the recent zone change for the new Kroger store along re-located US 42. Pursuant to KRS 61.810b, Attorney Voss would like to go into executive session. Attorney Voss stated that Attorney Joe Baker, Esq, is in attendance to help with the litigation. Commissioner Heil made a motion to go into Executive Session and Commissioner Fryman seconded the motion at 7:05 pm. **Motion Carried.**

Commissioner Heil made a motion to go back into regular session at 7:19 pm and Commissioner Fryman seconded the motion. **Motion Carried.**

Attorney Voss asked for a motion to retain Attorney Joe Baker for legal services pertaining to the litigation brought on by the Concerned Citizens of Union. Commissioner Heil made a motion to retain Attorney Joe Baker at the same rate of pay as Attorney Voss. Commissioner Fryman seconded the motion. **Motion Carried.**

GUESTS WISHING TO SPEAK:

Mr. Randy Barlow addressed the commission concerning the new access point to the Muldoon property along Relocated US 42 that has been tied in with the KY 536/Mt. Zion Road project. Mr. Barlow stated his issue is not

with Mr. Muldoon, rather with the Kentucky Transportation Cabinet (KYTC). The KYTC came to Mr. Barlow on December 27th and told him that they had a minor change to the road project to show him. He was told there would be an access drive from US 42 to the Muldoon property and the access will take out twenty (20) of Mr. Barlow's trees and a portion of his dirt berm. Mr. Barlow had concerns about this change and had been told that the City of Union was the one that requested the access drive and the City of Union told them that it could not be changed and if they were not satisfied they would need to do something through the legal channels. Mayor Kirby stated that this is the first that he had heard of the change to the plans. Mr. Barlow stated that he was not looking for a decision, but would like to know if the city was being quoted properly and if they were involved in the decision making process to get the new addition put in. And wants to know what they can do and ask for help in getting this changed. Mayor Kirby stated that if the KTC stated the city was involved in this process then they were incorrect. Attorney Voss asked Mr. Barlow who he had been talking to at the KTC. Mr. Barlow stated that he had been speaking with Ms. Kelly Woodrum, the right-of-way agent in charge of his parcel, and she is getting her answers from Carol Callan Ramler, the project manager. Mayor Kirby asked what the purpose of the access drive is. Mr. Barlow stated that Ms. Ramler told them at the developer's meeting that was held at the Union Fire Department that they had been working with the City of Union and the property owners to get this access drive into the Muldoon property. She stated that she recognized that people need to get into this property.

Mr. Barlow at this time read a letter that he wrote for the commission. He stated that he was not expecting answers at this time because this will be a long range project he had told KTC that he would not agree to anything nor negotiate until this is resolved. Mr. Barlow read from his letter as follows "We have concerns regarding the decisions that have been made by the City of Union and the Kentucky Transportation Cabinet to meet the request of an individual to obtain access to U.S. 42 for one parcel of property and in doing that have harmed another property owner which has a much larger parcel of property in the Union Town Center. The harm to us is being denied access to the new driveway. We want to determine why we were not included in meetings and discussions related to this new project addition. Why it was never presented at a public meeting regarding the Mt. Zion Road project. The Kentucky Transportation Cabinet has told us, they just did what the City wanted and cannot change it now. We want to go on record that we are very dissatisfied with what has been done, we have been working with the city to make our property available for public use during city events, at the time the Muldoon property is chained to prevent anyone from trespassing on his property during city events. Now the KTC is saying the city is working to benefit his position and penalize us by preventing access to US 42 at the new access point. We are being told that we have to give twenty (20) trees with a trunk diameter greater than eight (8) inches which means these are large mature trees and a seven foot high earth berm which provides us currently with sight and sound continuation on the south side of our property. KTC said this taking is necessary to provide the access wanted by the City of Union. For this we get nothing in return except an offer of \$650.00. We would like to know how this access design and location were developed and what involvement the City of Union had with KTC. We understand the KTC is an organization that has the authority to use eminent domain to construct roads for public use, but this access point that is being added to the project does not meet the definition of public use. It is simply a driveway into a single piece of property. Since they are telling us the change is for the City of Union, we felt it was time to come here and ask if you could help solve the problem created for us. We are asking the same benefit that is being provided to the Muldoon property, access to US 42 or, and this is our preference, just leave us alone and construct the access to his property using his property not ours. The solution is a very minor design change, but again the KTC is taking the position that they are not changing anything because this is what the city wanted. We would appreciate any help you can provide to resolve this problem." A copy of the letter has been submitted for public record.

Mr. Barlow asked for the city's help. Mayor Kirby stated that the city would look into this concern and as to his knowledge the city has not requested this for the benefit of Mr. Muldoon. Mr. Barlow stated that he had went through the city's meeting minutes and could not find anything. The only thing he found was in November when Mr. Muldoon was in attendance and made reference to the traffic islands on US 42 and there was nothing that stated about the access.

Mr. Andrew Gray, new President of Union Village Home Owners Association, addressed the commission concerning the retention pond in the subdivision. The issue is that over the years, the pond has built up with dirt and silt and is basically a swamp. The HOA does not have any ownership of the detention pond as it is owned by the surrounding homeowners; and, from his understanding Kroger's has an interest in it as well. In 2005, there was a proposal by the city to take care of the detention pond and it never came to fruition. Mr. Gray's question to the city is who has a vested interest in the pond? He understands the residents do and Kroger's because they dump water into it, but does the city feel like they have any ownership at all? At one time they were going to add money to this project. Commissioner Miller stated that he read through the documents that Mr. Barry Burke, City Engineer,

provided to Mr. Gray and he asked if maybe SD1 had some interest. Mayor Kirby stated the city had helped to coordinate a solution, because on a legal perspective, the city was not responsible for the pond. However, the city tried to come up with a solution to coordinate with the developer, homeowners, and Kroger's to come up with a plan to dredge the pond. At the time it was bid out publically to cost \$80,000, per input from Mr. Burke. Mayor Kirby asked Attorney Voss if he remembered why the action wasn't taken at that time. Attorney Voss stated that the homeowner's did not want to get involved. Mr. Kevin Costello, Executive Director of the Boone County Planning Commission, involved with the committee at the time stated that the developer (Scheben) was legally and financially involved and asked for money from Kroger and just couldn't get all of the money or all of the property owners involved.

Commissioner Miller asked if the pond was owned by the individual property owners. Attorney Voss stated yes and that the lots were sold as lakefront properties. Mayor Kirby asked Mr. Gray if he was one of the property owners that own a portion of the pond. He said he was not. Commissioner Miller asked how this issue was brought back up. Mr. Gray stated that there were other HOA issues that came up with how people keep up their property. Mr. Gray stated that there are property owners who purchased the property and knew there was some maintenance involved. Mr. Gray stated he came to commission to verify what the plans were and to see who was responsible.

Commissioner Fryman stated that she had this same issue with her property (in Golden Pond) as well and she has maintained her property on her own, and she purchased the property with the knowledge that she was responsible for the maintenance.

Attorney Voss stated the property owners are the legal owners of the pond and the ones who are responsible for the maintenance of the pond. Mr. Gray asked where the direction comes from to the homeowner to maintain the property. Commissioner Kline stated the city has a property maintenance code. The city can send a letter out for the over grown weeds around the lake. This will not take care of the actual lake, but Mayor Kirby stated the city could re-visit the issue as long as the property owners are willing to help with the cost. Mr. Gray stated he disagreed with the property owners being solely responsible for the maintenance of the lake. It is not just their water that is running into the lake, other subdivision's water is also running into the lake. Attorney Voss stated that there are legal agreements and restrictions that were placed on the property before the land was sold and the residents were made aware when they purchased the lakefront property. Mr. Gray stated that if the property owners decided to dump dirt and clog the pipes that are running into lake, who would take legal action. Mr. Costello stated the Boone County Planning Commission would, because they would not have that permission. Attorney Voss asked Mr. Costello if he could resurrect and contact the property owners.

Mr. Gray asked Attorney Voss what the possibility of putting liens on the properties until the property owners clean up the lake. Attorney Voss stated the city could send letters out to have the weeds cut around the lake and if the owners fail to do so, the city could send their own contractor out and do the work and put liens on for that. Mayor Kirby stated depending on what type of HOA you have may have the authority to put liens.

Mr. Burke stated that there are also five (5) or six (6) storm sewers owned by SD1, also could be involved with some legal action, that are draining into the lake; and if the lake was drained, another option that was previously considered, it would cost around \$30,000 to tie the pipes into other existing downstream sewers and drainage areas.

Mr. Chris Webb at 3652 Evensong Drive addressed the commission concerning vehicular residents running stop signs on a public easement. This has been an issue that has been going on for a year and a half. Commissioner Miller referred to a city letter sent last October advising the HOA of these concerns regarding being able to see traffic stop signs impaired by tree branches along the public streets. There was more discussion concerning who was ultimately responsible for the issue, which may include The Drees Company, the HOA and/or the City. Upon the advice of legal counsel, the city commission agreed to revisit the issue and resolve the sight problem; and, if no solution can be reached within a designated period of days, the city may direct its own contractor to remove or cut the trees and seek compensation from the responsible entity.

CITY EVENTS COORDINATOR REPORT:

City Events Coordinator Karen Franxman was not in attendance, Mayor Kirby briefly summarized her report.

Two movie nights are coming up at the Union Community Building. On June 13th (Despicable Me 2) and on June 20th (Cloudy with a Chance of Meatballs 2). Festivities will begin at 7:00 pm and the movie will start at dusk. Parking will be at Union Baptist Church.

The 5th Beach Blast will be held on June 14th from 6-10 p.m. Conch Republic will be headlining again. Volunteers are still need for this event to help set-up and tear down/clean up afterward.

On Friday, June 27th, 2014 the city will be having the Union Celebrates America Parade and Fireworks from 7-11 p.m. The parade will begin at 7:00 p.m. Music will be provided by the Dragoons again this year and will begin arour 8:00 pm. The fireworks will begin at 10:00 p.m. Anyone wishing to participate in the parade needs to fill out a parade registration form, and this also includes city officials.

On October 18th, 2014 the city will host the 5k Soldier Run. This is a fundraiser for the Adopt-A-Unit program.

PLANNING AND ZONING REPORT: Mr. Jim Longano stated there are no items on the agenda regarding Union at this time. The next planning commission meeting will be held on June 4th at 7:00 pm.

Mr. Longano stated that in the May meeting there was concerns that were brought up concerning the charges that were sent by Boone County Planning Commission. Mr. Kevin Costello with Boone County Planning Commission is in attendance to answer any questions the commission might have and to discuss the charges.

Mr. Costello prepared a summary of services that the planning commission provides for the City. He stated the Planning Commission had asked for a \$3,000 increase in contribution by the city. He stated the business activities within Union has picked up.

Commissioner Miller stated that it seemed the city had been asked every year for around a 3% or 4% increase. He asked about the other cities. Mr. Costello stated that Walton had a 5.8% increase. Mayor Kirby asked what the criteria is concerning the contribution amounts. Mr. Costello stated it is based on activity levels, the types of reviews, population increases, and business activity and some of the services specific services that are provided, such as the Economic Development Committee.

Commissioner Heil stated that he had looked at the fee for services compared to revenue and it seems to be high as compared to other entities. Mr. Costello stated the Planning Commission doesn't look at the cost as percentage of revenue. He looks at cost based on services provided. Commissioner Heil stated the only revenue the City of Union brings in is based on property taxes. Commissioner Kline stated the city could raise taxes within the City of Union. Mayor Kirby stated that as far as what Boone County Planning does for us, we rely on them for all zoning matters as opposed to other cities that may have some in house people to perform those duties.

Mayor Kirby stated the commission would discuss the cost when they come to the budget later on in tonight's agenda.

ECONOMIC DEVELOPMENT COMMITTEE REPORT (EDC):

Commissioner Kline stated that the Developer Day was held on Wednesday, May 14th, 2014 and there was an amazing turnout. There was over twenty (20) people that attended. They have already received responses from potential developers.

The EDC has received nineteen (19) resumes from the ad that was ran for two weeks concerning the search for a new City Administrator. Commissioner Kline stated the Ad District provided the commission with a binder of the resumes. She stated that she, Mayor Kirby, Kevin Costello, and Garrick Straub will be the committee to interview the potential prospects.

COMMISSIONER OF PUBLIC WORKS:

Commissioner Miller stated that there is still a never ending list of people who have not mowed their grass. Commissioner Heil asked about the procedure of mowing the grass. Currently, the process is if there is a complaint about the grass, the city sends a certified letter, and if the yard is not mowed the city sends in their landscaping crew to mow. The city charges the homeowner the cost for the certified mailing and the cost of mowing. If a lien is placed on the home, then legal fees will be added. Commissioner Heil asked if a fee could be charged for repeat

offenders.

Resident Mr. Larry Solomon asked about the grass in front of Hampshire Estates is approximately two (2) feet high. Commissioner Miller stated the state purchased that property as part of the KY 536/Mt. Zion Road acquisition. Mr. Solomon stated he is getting complaints on the property. Commissioner Miller stated that Kentucky Transportation Cabinet needs to be contacted.

CITY ENGINEER'S REPORT: Mr. Burke referenced his detailed City Engineering Report totaling twelve (12) items.

Regarding Item 1(b) 9772 Cherbourg Drive, Suzanne Danks and Keli Mason, the residents are concerned with on-street parking and safety within a sharp curve along the street. Currently, the Ordinance allows for parking along one (1) side of Cherbourg Drive. However, when vehicles are parked within this curve it causes safety problems.

Mr. Burke suggested the city place two (2) signs titled "No-Parking between the Signs", subject to review by the Boone County Traffic Committee for concurrence. The traffic committee responded to Mr. Burke and stated they will not review Union issues anymore. Therefore, the city will be responsible for looking at the traffic code themselves. Thus, Mr. Burke instructed the sign division to place these signs at the lot corners in front of 9775 Cherbourg Drive that states "No Parking between the Signs." The City Commission agreed.

Commissioner Miller asked about the invoice from Len Riegler Blacktop, Inc. regarding the Appomattox Drive asphalt replacement crosswalk. City Clerk Kathy Porter advised that the invoice has not been received yet.

Regarding Item 1(c) the Crosswalk Paint Striping at Grafton Court at Pembroke Drive. Mr. Burke stated that the city needs to be extremely careful as to not set a precedent. Mr. Burke stated that with previous input from resident Mr. Larry Solomon, the residents had concerns crossing Pembroke Drive. However, Mr. Burke advised that based upon the city's traffic code (MUTCD), these concerns should be more focused on safe access to the neighborhood pool. An existing crosswalk opposite the neighbor pool already exists for residents crossing Pembroke Drive. Mr. Burke recommends that a painted crosswalk crossing Grafton Court at Pembroke Drive should be put in place. The commission gave Mr. Burke approval to have the painted crosswalk installed.

Regarding Item 1(d) Mr. Keerthi Kanubaddi at 10240 Pembroke Drive. This issue relates to excessive water drainage overtopping the sidewalk and safety but now expanded with input from Mr. Kanubaddi. Mr. Burke, has not heard from Mr. Kanubaddi or his neighbor Mr. Wells since several phone communications since the last meeting. Mr. Burke recommends no action to be taken, unless Mr. Kanubaddi contacts him again.

Regarding Item 1(g) Mr. Burke received a complaint from Vickie Kuhns who lives at 1011 Bayswater Drive concerning broken public street concrete curbing. Mr. Burke made an observation and proposes a change order as part of the 2014 Street Repairs Program to perform the repairs for this issue.

Regarding Item 1(i), regarding 1851 Whispering Trails a large sink hole has formed next to the curb undermining and impacting the city's street. . SD1 was contacted for inspection and possible repair.

Regarding Item 1(m) Hempsteade Drive, Mr. Burke stated that he had observed the potholes and these issues will be added as a Change Order for Extra Work as part of the city's 2014 Street Repairs Program.

Commissioner Miller asked about item 1(o) along Bayswater Drive/Farmcrest Drive. The city received a complaint about parked vehicles along Farmcrest Drive obstructing the view for vehicle turning movements from Bayswater Drive. Mr. Burke and Commissioner Miller will work together to resolve this issue.

Regarding Item 8(c) the street lighting at Relocated US 42 at Frogtown Road and Double Eagle Roads, due to unfortunate delays, the city is still waiting on permits from the local KYTC District 6 and state office in Frankfort.

Regarding Item 9 the Whispering Trails Storm water culverts and driveway repairs program. Mr. Burke had discussions with SD1's Sean Blake who advised that Boone County Conservation District (BCCD) Mark Jacobs may have some un-used funds from a state EPA program that might be available for use for the design of detention basins as part of the much larger watershed project. The city would need to put in an application to the BCCD for these funds but would not be able to initiate same until after the BCCD finalizes its water quality plan sometime

later this summer.

Regarding Item 11, the Union Street Repairs Program and the Budgets. Mr. Burke stated a public bid opening was held on May 28th for the 2014 Street Repairs Program. The project was broken into three (3) separate projects. Paul Michels and Sons was low bidder for the Curb & Gutter, Base Repairs, Storm CB's for 19 streets (Project A); and, the Joint and Crack Sealing (Project C). Len Riegler Blacktop, Inc. was the low bidder for the Milling & Resurfacing work on two (2) streets (Project B). If you take the low bids from these two (2) reputable companies, the total for the three (3) projects would be \$150,669, lower than performing the same work by one (1) contractor. Based upon the lowest and best bids, Mr. Burke recommends awarding the work to the two (2) contractors. Commissioner Miller made the motion to award to Paul Michels and Sons Projects "A & C" and award Len Riegler Blacktop Project "B". Commissioner Kline seconded the motion. All voted in favor, subject to legal documents reviewed and contracts prepared by Attorney Voss.

Mr. Burke advised and Attorney Voss stated that there is a good possibility for some 50/50% cost sharing with SD1 for the storm water catch basins as a part of the project bid as \$7,600. The city will need to sign the master inter local agreement with SD1 including state attorney approval. Specific details regarding the actual costs, the contractor made be submitted to SD1 at a later date prior to the reimbursement

City Attorney Greg Voss commented on an email from Stephen B. Humphress, General Counsel, Kentucky Department of Alcoholic Beverage Control. The KRS 241.160 and KRS 241.170 as it relates to 4th class cities should create local ABC Administrators and city licenses by ordinance to comply with these statues. The city of Union has always had Boone County serve as the city of Union's ABC Administrator. At this time he recommends that we continue to have the county do this for us, unless we want to create our own. He doesn't see a penalty attached to it. Especially in light of the fact that all cities will be reclassified January 1, 2015 and we will be hiring a City Administrator who can assume the duties.

Jim Longano spoke about the upcoming election this November. He has been working on obtaining a location for a Union Candidate's Forum. This will be for those interested candidates who have filed for the local offices in the upcoming election this November. The filing deadline for candidates is August 12th. The Ryle Speech and Debate Team will host the Union Candidate's forum on Thursday, October 23rd at the Boone County Fiscal Courtroom. All candidates for Union mayor and city commissioner will be invited to participate.

ITEMS FOR CONSIDERATION:

Ordinance No. 2014-002

(Second Reading)

AN ORDINANCE OF THE UNION CITY COMMISSION REPEALING SECTION 91.33 OF CHAPTER 91 OF THE CITY OF UNION, KENTUCKY CODE OF ORDINANCES WHICH WAS ADOPTED IN 1997 WHEN THE CITY ADOPTED THE KENTUCKY BASIC CODE. REPEALS Section 91.33 "Removal of Ice and Snow" of Chapter 91 Streets and Sidewalks" which was adopted as part of the Kentucky Basic Code when the City codified its Ordinances in 1997. Commissioner Miller made the motion to approve this ordinance and Commissioner Heil seconded the motion. Upon a roll call vote being taken the following results are as follows: Commissioners Ken Heil, Donna Fryman, Bryan Miller and Mayor Don Kirby voted YES. Commissioner Deanna Kline voted NO. The City Clerk declared the **motion carried 4-1**.

Ordinance No. 2014-005

(First Reading)

AN ORDINANCE ADOPTING AN AMENDED ANNUAL BUDGET FOR THE FISCAL YEAR JULY 1, 2013 THROUGH JUNE 30, 2014 BY ESTIMATING REVENUES AND RESOURCES AND APROPRIATING FUNDS FOR THE OPERATIONS OF CITY OF UNION, KENTUCKY. Commissioner Miller made the motion to accept and Commissioner Kline seconded the motion. All voted aye. **Motion Carried.**

Ordinance No. 2014-006

AN ORDINANCE ADOPTING AN ANNUAL BUDGET FOR THE

(First Reading)

FISCAL YEAR JULY 1, 2014 THROUGH JUNE 30, 2015 BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT FOR THE CITY OF UNION, KENTUCKY.

Commissioner Miller stated that he had asked to have a line item added to the budget (612d), which is \$50,000 for the Whispering Trails Project (to replace the undersized drains). Commissioner Miller also stated the city budgeted \$50,000 for both a City Administrator (line item 648) and City Engineer (line item 731).

Commissioner Kline asked if the increase that Boone County Planning and Zoning (3% increase or \$76,000) requested was placed in the Fiscal Year 2014-2015 Budget. Mayor Kirby stated the contribution amount in the Fiscal Year 2014/2015 budget is \$73,000. Commissioner Kline stated that she felt the city should increase the contribution. Mayor Kirby asked for a motion to increase the line item 671 for Planning and Zoning/GIS to \$76,000. Commissioner Kline made a motion to pay the Boone County Planning Commission the amount of \$76,000 which is what they requested for the contribution request for FY2014-2015. **Motion failed for lack of a second.**

After the discussion Mayor Kirby called for a motion to approve the adoption of the fiscal year 2014/2015 annual budget. Commissioner Heil made a motion to approve on first reading Ordinance No. 2014-007 and Commissioner Miller seconded the motion. All voted aye. **Motion Carried.**

Ordinance No. 2014-007
(First Reading)

AN ORDINANCE OF THE UNION CITY COMMISSION REPEALING IN ITS ENTIRETY ORDINANCE 2006-001 CODIFIED AS SECTION 31.40 OF CHAPTER 31 OF THE CITY OF UNION, KENTUCKY CODE OF ORDINANCES. City of Union, Kentucky created the position of Office of City Administrator and hereby **REPEALS Ordinance 2006-001** relating to the City Administrative Officer for the City of Union, Kentucky. Commissioner Kline made a motion to approve on first reading Ordinance No. 2014-007. Commissioner Heil seconded the motion. All voted aye. **Motion Carried.**

Ordinance No. 2014-009
(First Reading)

AN ORDINANCE AN ORDINANCE CREATING THE OFFICE OF CITY ADMINISTRATIVE OFFICER FOR THE CITY OF UNION, KENTUCKY AND SPECIFYING THE POWERS AND DUTIES OF THE OFFICE AND COMPENSATIONS AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH. Attorney Voss stated that the commission must first set the compensation rate for the City Administrator. Commissioner Kline stated that the city budgeted \$50,000 for the City Administrator. Commissioner Kline made the motion to approve Ordinance No. 2014-009 and Commissioner Heil seconded the motion. Upon a roll call vote being taken the following results are as follows: Commissioners Ken Heil, Bryan Miller, Deanna Kline and Mayor Don Kirby voted YES. Commissioner Donna Fryman voted NO. The City Clerk declared the **motion carried 4-1.**

Ordinance No. 2014-010
(First Reading)

AN ORDINANCE OF THE UNION CITY COMMISSION REPEALING IN IT'S ENTIRETY ORDINANCE 1996-008 (relating to the City Engineer for the City of Union, KY) CODIFIED AS SECTION 31.39 OF CHAPTER 31 OF THE CITY OF UNION, KENTUCKY CODE OF ORDINANCES.

Commissioner Miller made a motion to approve Ordinance No. 2014-010. Commissioner Heil seconded the motion. All voted aye. **Motion Carried.**

Ordinance No. 2014-008
(First Reading)

AN ORDINANCE CREATING THE OFFICE OF CITY ENGINEER FOR THE CITY OF UNION, KENTUCKY AND SPECIFYING THE POWERS AND DUTIES OF THE OFFICE, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH. Commissioner Miller made the motion to approve Ordinance No. 2014-008 and Commissioner Heil seconded the motion. Upon a roll call vote being taken the following results are as follows: Commissioners Ken Heil, Bryan Miller, Deanna Kline and Mayor Don Kirby voted YES. Commissioner Donna Fryman voted NO. The City Clerk declared the **motion carried 4-1**

Resolution No. 2014-004

A RESOLUTION AUTHORIZING THE MAYOR FOR THE CITY OF UNION, KENTUCKY TO EXECUTE THE COMMONWEALTH OF KENTUCKY STATEWIDE EMERGENCY MANAGEMENT MUTUAL AID AND ASSISTANCE AGREEMENT. Commissioner Heil made a motion to approve the resolution as read and Commissioner Kline seconded the motion. All voted aye. **Motion Carried.**

Resolution No. 2014-005

A RESOLUTION AUTHORIZING THE MAYOR FOR THE CITY OF UNION, KENTUCKY TO EXECUTE THE AGREEMENT BETWEEN THE CITY OF UNION, KENTUCKY AND SANITATION DISTRICT NO. 1 FOR THE RECONSTRUCTION OF THE WINDSOR WAY STORM WATER CATCH BASINS. Commissioner Kline made a motion to approve the resolution as read and Commissioner Miller seconded the motion. All voted aye. **Motion Carried.**

Resolution No. 2014-006

A RESOLUTION AUTHORIZING THE MAYOR FOR THE CITY OF UNION, KENTUCKY TO EXECUTE THE LEASE AGREEMENT BETWEEN THE CITY OF UNION, KENTUCKY AND ALBERT R. BARLOW AND LINDA L. BARLOW. Commissioner Kline made a motion to approve the resolution as read and Commissioner Miller seconded the motion. All voted aye. **Motion Carried.**

LEASE AGREEMENT CITY AND BARLOWS PROPERTY LINES

This Agreement made and entered into on the 2nd, day of June, 2014 between the **CITY OF UNION, KENTUCKY**, hereinafter referred to as "**CITY**" and **ALBERT R. BARLOW and LINDA L. BARLOW**, hereinafter referred to as "**BARLOWS**".

Mr. Barlow stated that in all the years the property has been made available to the city for events there has not been one problem.

Mr. Frank Beemon asked about the possibility of placing crosswalks along Richmond Road and Braxton Drives. Mr. Beemon stated there is a lot of foot traffic along these roads.

Commissioner Miller reported there was another accident at Rice Pike and US 42. Commissioner Miller stated that apparently the funds have been approved to repair the intersection.

Mayor Kirby reminded the commission that the last day to file for election is August 12, 2014.

ANNOUNCEMENTS: The next regular business meeting is scheduled for Monday, July 7th, 2014 at 7:00 pm.

ADJOURN: With no further business coming before the Commission, Commissioner Kline moved to adjourn the meeting at 9:36 pm. Commissioner Miller seconded the motion. All voted aye. **Motion carried.**

Signed this 7th day of July, 2014

APPROVED:

ATTEST:

Don Kirby, Mayor

Kathy Porter, City Clerk/Treasurer