

**CITY OF UNION, KENTUCKY**  
**Regular Business Meeting**  
**MINUTES**  
**Monday, March 1, 2010**

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**CALL TO ORDER: Regular Business Meeting**

Mayor Don Kirby called to order the Regular Business Meeting for the Union City Commission on Monday, March 1, 2010 at 7:00 p.m.

Present: Mayor Don Kirby, City Commissioners Bob Kelly, John Adams, Todd Sayers, and John Mefford. Also, City Attorney Greg Voss, City Engineer Barry Burke, (FOPPE Technical Group). City Clerk/Treasurer Kathy Porter. Seven (7) citizens signed the attendance sheet.

**MINUTES: (All City Commissioners were provided a copy prior to tonight's meeting)**

Commissioner Sayers moved to accept the REGULAR BUSINESS MEETING MINUTES of Monday, February 1, 2010 and the motion was seconded by Commissioner Mefford. **Motion carried.**

**TREASURER'S REPORT:** Commissioner Adams moved to accept the Treasurer's Report as of February 28, 2010 as presented. Commissioner Mefford seconded the motion. **Motion carried.**

City Clerk/Treasurer Kathy Porter asked the commission for authorization to move some money from municipal road aid to business checking to cover the snow removal expense. Mayor Kirby asked for a motion to approve the move of funds. Commissioner Mefford moved to accept the transfer and the motion and Commissioner Sayers seconded the motion. **Motion carried.**

**UNION CARES PROGRAM:** March – NKCAC – Karen Franxman

This is the same organization that we sponsored for the month of February.

**CORRESPONDENCE:** None Presented.

**RESIDENTS WISHING TO SPEAK:** Tom Torline and Craig Moore spoke to the commission concerning the Union Pointe Centre. Mr. Torline and Mr. Moore are interested in an Ameristop convenient store on that property. They would like to have the City of Union to back them on this decision. They have already spoken to Randy Poe from the Boone County Board of Education. They do not have any opposition to the development as long as there are not safety issues. Mr. Torline has also spoken to the residence of Cool Springs and the residents that he had spoken to are in favor.

Mr. Moore spoke about how the development will be set up. They propose putting a building at the corner of Frogtown Rd. and U.S. 42. The building will be used for retail and also a convenient store. The gas pumps will be located behind the establishment and not visible from U.S. 42.

Mayor Kirby stated that this would require a zone change first, based on that decision then the city would make their decision. Commissioner Kelly asked what other businesses would be interested in the location. Mr. Moore stated that they have a pizza parlor, a nail salon and a tanning bed place. Mr. Moore stated that regardless of whether they get the permission for the gas pumps the building will go in. Mayor Kirby expressed his concerns about the Cool Springs residents being next door to this development.

Norene Morgan who lives in the Villas of Fowlers Creek addressed the commission concerning some type of entrance lights at Fowlers Creek. Ms. Morgan is requesting maybe having a street light put at that intersection. Mayor Kirby asked Commissioner Kelly if there is a pole there already. Commissioner Kelly asked if there are any public poles there to extend from. Mr. Burke provided some input regarding the existing pole system on private property outside the KYTC ROW. A new pole within the public ROW may require a "permit" from the KYTC. Commissioner Kelly will contact Duke. And then the commission will follow up. Ms. Morgan also mentioned the back entrance from Old Union Road which is even worse regarding the need for safety lighting.

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Paula Jolly who is running for Boone County Commissioner introduced herself to the commission.

**PLANNING & ZONING:** *Jim Longano - Planning and Zoning Union Representative*  
Mr. Longano was not in attendance. No new business to report.

**CITY ENGINEER REPORT:** Mr. Burke referenced his detailed City Engineering Report totaling 13 items four (4) of which were summarized during the meeting as follows. Mr. Burke spoke about the city's sanitary sewer system. Phase C is now ninety-nine point five percent (99.5%) complete; and, Phase A & B is about eighty -five percent (85%) complete. Mr. Burke overviewed only the bold highlighted parts in his report.

Regarding Sanitary Sewer Systems Phases A&B Item #1(c) (5).Mr. Burke mentioned that the Hathaway Road (SR 536) Sewer Jack & Bore under the roadway. This work is in physical conflict with a water main & storm sewer. Mr. Burke is working on alternatives to sewer the three (3) properties from the south, subject to SD1 approval and another easement from Volpenhein. Mr. Burke submitted an easement plat and verbage and is waiting for direction from the City Attorney. Then an amended plan will be submitted to SD#1 for approval & construction by G&T.

The next Item Mr. Burke spoke about is Item #1 (c) (9). Mr. Long's property at 1764 Mt. Zion Road. Mr. Long is not satisfied with the construction grading of his property, causing increased drainage problems. Mr. Burke will discuss this with G&T and when weather permits will see how he will remedy the problem.

The next item Mr. Burke spoke about is Item #1 (c) (14). The Boone Masonic Lodge located at 1938 Mt. Zion Road. Two (2) roof leaders were disturbed by the sewer construction. These items, to be punch listed, will be restored as part of the final restoration process.

The next Item Mr. Burke spoke about is Item #1 (g) the KIA State Fund "C" Loan Assistance Agreement. The original loan packet was mailed to KIA previously; however, according to KIA staff, we still need have two (2) additional forms from the City Attorney & Mayor Kirby signed and returned. Once that is complete we should receive the loan funds in the amount of about \$248,500 within a week.

Regarding Item #5 the Storm Water Drainage Transfer Agreement. Mr. Burke asked if the Resolution & other SD1 Documents had been processed. City Clerk Kathy Porter let him know that the Resolution passed at the previous months meeting. It was understood that SD1 would inform the city when the final processing of the SD1 Transfer Documents would be consummated.

Regarding Item #14 the Double Eagle Drive Catch Basins. Mr. Burke has worked with a contractor to correct the one (1) catch basin and about 20 feet of concrete curb & gutter that the commission agreed needed to be made prior to SD#1 taking over.

Mr. Burke also advised that he received some other letters of request from the state KIA concerning the original two (2) KIA grants. He has contacted the KIA regarding purpose and will complete the sign-off paperwork as soon as the entire project is complete.

**COMMISSIONER OF PUBLIC WORKS/UNION VISIONING COMMITTEE:** *Bob Kelly-Commissioner of Public Works;* Mr. Kelly mentioned an e-mail on property maintenance regarding house bill (HB) 465. He suggested to the commission that they should all take a look at it. Mr. Kelly commented on any issues with snow and reminded us that we do have an ordinance in place concerning parked cars on the streets. If it snows more than three (3) inches then all vehicles need to be moved off the street. Mr. Kelly commented that we follow the County for updates on snow emergencies. City Clerk Kathy Porter stated that they will be working on the county level to mention the cities that are included in the emergency. Mr. Kelly also mentioned the ordinance concerning snow and ice on the sidewalk. We have an ordinance that states the residents have twelve (12) hours to clean the sidewalk after a snow. Mr. Mefford mentioned

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that the sidewalk in his neighborhood has been covered by the snow plow. Mayor Kirby asked how we should handle sidewalk snow removal and Mr. Kelly replied that he would contact the resident on a one on one basis.

Noreen Morgan mentioned that we should use the What's Happening article in the fall to let the residents know the ordinance.

For the Visioning Committee - the Economic Development committee is coming along and should be finalized by mid-March. A developer for the town center is scheduled to visit the city on March 10.

**CITY EVENTS COORDINATOR:** Karen Franxman spoke about the Union Community Building. Karen mentioned that the hot water heater in the Community Building was leaking and we had to have it replaced on February 22. She met with a second remodeling company to get some ideas as to what the remodeling charges might be. We have received two proposals for the HVAC code requirements.

Cincinnati Bell installed a phone in the Community Center.

Karen mentioned this past month's events that were held at the Community Building. Karen also mentioned that when we have events at the Community Building during inclement weather we need to have the gravel lot cleaned for extra parking.

Karen mentioned a request for rental of the building for knothole indoor practice. This will probably not happen; the team is having issues getting the required insurance. And soon they will begin to have outdoor practices.

She mentioned that the renters are having problems getting their insurance. The cost for the insurance is more than expected. City Clerk Kathy Porter gave Karen some information about the Kentucky League of Cities and she has been in contact with them to see if they can help the renters.

Karen received a request to reserve the community building on February 20. The requests are to serve alcohol on site. Attorney Voss said that we would need to put a rider on the contract to serve alcohol.

Karen recommended that some money needs to be put into Porter Hall to make it more appealing. We need new flooring and new cabinets, also the need for a new refrigerator.

**Community Events**

The event from January was partnered with Perfect North. We will be selling the tickets through the end of the season which is Saturday March 6. Due to the weather they will have an extended season which will be less than what we have them for. We have sold a total of 323 vouchers. We will be working with Perfect North again next season.

Our Event scheduled for February was Union Night at the Florence Fundome. There was a small group of participants, but a good time was had by all. Karen thanked all the businesses who donated door prizes.

Our event scheduled for March is a Pancake Breakfast and Easter Egg Hunt. The event is planned for Saturday, March 27<sup>th</sup> from 8:30 till 12:00 noon. The cost will be \$3.00 for adults and children are free. This will hopefully become an annual event.

Karen also mentioned to the commission about bringing back the fish fry on Good Friday. The City of Union would partner with the Union Fire Department. Mayor Kirby said to go ahead and proceed with the fish fry.

Karen mentioned the summer movie nights. She has talked with Mr. Barlow, he has agreed to let the City use his property as long as the weather allows.

The Volunteer Committee went through the list of the top 25 movies. They have set the shows for June as Monsters Vs.

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Aliens, The Blind Side (PG-13), The Spy Next Door, Star Trek, and Planet 51. We also have a movie planned for August and would like to show – How To Train Your Dragon.

Karen also mentioned The Beach Blast Event that she would like to have. Karen gave the commission some more detail concerning the event. Mayor Kirby asked Karen to read the details so that all in attendance can hear the details. The Beach Blast would start around 2-3 p.m. and end around 11:00 pm. The city would sale tailgate spots along the roadways on one side only. People within the tailgate area would be allowed to bring tents, grills, coolers, chairs, and etc. They will also be allowed to have alcohol within that area. Karen outlined the cost for the event which would be approximately \$6,000.00. The primary cost would be the bands. She said we could scale back the event by using only one band and cutting back the hours. Perhaps from 6-11pm. Or keep the hours and use a DJ for the early hours. Mayor Kirby suggested that we might need to cut the hours down for the first one and in the future this could be a big fundraiser. Karen said they were seeking permission from the commission to go forward with the planning on this. Mayor Kirby asked about possible dates. Karen mentioned June 19<sup>th</sup>. Commissioner Mefford stated that he had talked with Jim Longano and thought it was going to be in July. The commission gave approval to have the event using one band.

The volunteer committee met on February 18<sup>th</sup>. Four new volunteers joined the committee. The committee is continuing to work on the event for 2010. The next meeting will be March 25<sup>th</sup> at 6:00 pm. The Union businesses will be invited to attend this meeting.

On the Town Center Plan, Karen has had several meetings with Kevin Costello and Dave Geohegan following up on the recommendations of the Pizzuti Report.

**NEW BUSINESS:**

Proclamation was read for Brain Injury Awareness. March 10, 2010 is recognized as Brain Injury Awareness Day in the City of Union, Kentucky.

A motion to amend the Ordinance for the Economic Development Committee to add another member to the committee, the new member would be a representative from the Union Fire District. The new member would be Chief Morgan. Commissioner Kelly made the motion and Commissioner Adams seconded.

**ANNOUNCEMENTS:**

Next City Commission Meeting: Monday, April 5, 2010 @ 7:00 p.m.

**EXECUTIVE SESSION:**

None needed.

**ADJOURNMENT:**

No further business came before the Commission. Commissioner Sayers moved to adjourn the meeting at 8:06 p.m. Commissioner Mefford seconded the motion. **Motion carried.**

Signed this 5<sup>th</sup> day of April 2010

**APPROVED:**

**ATTEST:**

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Don Kirby, Mayor

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Kathy Porter, City Clerk/Treasurer