

COUNCIL MEETING

Minutes of August 3, 2009

City of Independence, Ky.

Opening

The City Council of the City of Independence, Kentucky met on Monday, August 3, 2009 at 7:00 pm in the Independence Municipal Center, 5409 Madison Pike, Independence, Kentucky with Mayor Christian J. Moriconi presiding. Mayor Moriconi called the meeting to order with the Pledge of Allegiance. Roll was called and the following Council Members registered present: Mary Pat Behler, Margaret Cook, Carol Franzen, Michael Little and Donna Yeager. Council Member Jim Bushong was absent. Also present was City Attorney Jed K. Deters.

Approval of the June 29, 2009 Special Council Meeting Minutes

Mayor Moriconi called for a motion to approve the minutes of the regular meeting held on June 29, 2009. Council Member Behler so moved, with second by Council Member Franzen. No amendments were noted; roll was called and answered unanimously. Motion carried 5-0.

Ordinance No. 2009-O-11 – Approving a Zoning Text Amendment Modifying the NSC Zone – 2nd Reading

Mayor Moriconi presented for a second reading Ordinance No. 2009-O-11, an ordinance that would accept the recommendation of the Kenton County Planning Commission (Number 1969R) modifying the NSC zone; 1) Approving a text amendment adding “offices, medical, dental and clinics” to the list of permitted uses within the NSC zone, such uses being added as two separate listings; a) “clinics – medical or dental, and b) “offices including medical and dental, and 2) approving a text amendment adding “community centers”: to the list of conditional uses within the NSC zone. Mr. Deters read Ordinance No. 2009-O-11.

Council Member Franzen moved to adopt Ordinance No.2009-O-11, seconded by Council Member Little. Roll was called and answered unanimously. Motion carried 5-0.

Resolution No. 2009-R-12 – Hazardous Duty Retirement Coverage

Mayor Moriconi read Resolution No. 2009-R-12 to Council for their consideration. This Resolution would petition the state retirement Board to approve hazardous duty coverage for employee positions in the Police Department who began participating in the retirement system on or after September 1, 2008. Chief Shawn Butler explained that this request does not affect current employees, just any/all employees hired after September 1, 2008. He stated that this is the first step in a process which has been mandated by state law.

Council Member Yeager moved to adopt Resolution No. 2009-R-12, seconded by Council Member Behler. Roll was called and answered unanimously. Motion carried 5-0.

Stormwater Transfer Agreement with SD1

Mayor Moriconi directed Council’s attention to the correspondence from Sanitation District No. 1 along with a proposed stormwater transfer agreement wherein SD1 will assume responsibility for the identified public storm water system in Independence. A brief discussion ensued. Council Member Little commented that if the City does not transfer the storm water system over to SD1 then the City will be responsible for all maintenance. Mayor Moriconi and City Administrator agreed that the system should be maintained by the Sanitation District.

Council Member Yeager moved to authorize the Mayor to enter into the Agreement with SD1 for the transfer and assignment of the storm water drainage system, seconded by Council Member Little. Roll was called and answered unanimously. Motion carried 5-0.

City Administrator's Report – Dan Groth

Mr. Groth reported that Buffalo Bob's restaurant will be donating 10% of all receipts from 4-7 pm to the Senior Center on Saturday August 8, 2009.

He also reported that installation of the new Crowe Road/Richardson Road bridge will be this month, hopefully before the start of the new school year. He stated that company was delayed a week due to a prior job commitment. He stated that if the bridge is not installed before the start of school that he will work with the school Board to coordinate an alternate way for the kids to get to school.

Mr. Groth made the following announcements:

- NKADD's annual meeting and awards banquet will be held on Monday, August 24, 2009 at 6:00 p.m.
- KLC Convention will be held in Covington this year from September 23 through September 25 at the convention center.
- Memorial Park Amphitheater showing of the movie "The Tale of Despereaux" on Friday, August 7, 2009
- Senior Center Picnic and Expo on Thursday, September 10, 2009 beginning at 10:00 a.m.

Attorney's Report – Jed K. Deters

Mr. Deters stated he did not have anything to report.

Mayor's Report – Christian J. Moriconi

Mayor Moriconi advised Council that since the next regular meeting falls on September 14th there would be a need for a special council meeting to give the 2009 property tax rates ordinance a first reading. After some discussion it was determined that all the members could attend a special meeting on Thursday, August 27th at 7:00 p.m. He stated that the second reading of the ordinance would be placed on the agenda of the regular September meeting.

Mayor Moriconi commented that there was a great turnout for the July 4th fireworks. He expressed thanks to all the sponsors of the event as well as the volunteers and police department.

Miscellaneous

Terri Rosenaker, 4086 Kimberly Drive, Independence – addressed Council to complain about the property next to her – 4083 Kimberly Drive – she stated that the property has been vacant for nearly two years and the grass needs to be cut. Mayor Moriconi stated that we would inspect the property this week.

Adjournment

There being no further business, Council Member Little moved to adjourn the meeting, seconded by Council Member Yeager. Motion carried with all ayes and the meeting ended at 7:21 p.m.

Christian J. Moriconi, Mayor

Attest:

Patricia H. Taney, City Clerk