

# **COUNCIL MEETING**

## **Minutes of January 4, 2010**

**City of Independence, Ky.**

---

### **Opening**

The City Council of the City of Independence, Kentucky met on Monday, January 4, 2010 at 7:00 pm in the Council Chambers of the Independence Municipal Center, 5409 Madison Pike, Independence, Kentucky with Mayor Christian J. Moriconi presiding. Mayor Moriconi called the meeting to order and opened with the Pledge of Allegiance. An invocation was given by Council Member Jim Bushong. Roll was called and the following Council Members registered present: Mary Pat Behler, Jim Bushong, Margaret Cook, Carol Franzen, Mike Little and Donna Yeager. Also present was City Attorney Jed K. Deters.

### **Approval of the December 7, 2009 Regular Council Meeting Minutes**

Mayor Moriconi called for a motion to approve the minutes of the regular meeting held on December 7, 2009. Council Member Bushong so moved, with second by Council Member Franzen. No amendments were noted; roll was called and answered unanimously. Motion carried 6-0

### **Intersection of new SR17 & McCullum Road**

Council Member Behler asked the Mayor and City Administrator if the City had received a response yet from the State regarding our request to install a traffic light at the intersection of McCullum Road and the new SR 17. Mr. Groth replied that a letter of request was sent to the State but no response has been received to date. Council Member Yeager commented that the State Highway employees were in the area of the intersection doing some testing.

### **Ordinance No. 2010-O-01 – Imposing “No Parking” Sections on Apple Drive**

Mayor Moriconi presented for a second reading, Ordinance No. 2010-O-01 that would prohibit parking on specific portions of Apple Drive. Mr. Deters read Ordinance No. 2010-O-01.

There being no discussion, Council Member Franzen moved to adopt Ordinance No. 2010-O-01, seconded by Council Member Behler. Roll was called and answered unanimously and the motion carried 6-0.

### **Resolution No. 2010-R-01 – Supporting the Application of a Zoning Text Amendment to Add Electronically Changeable Copy Signs as a Conditional Use in Commercial Zones**

Mayor Moriconi presented to Council Resolution No. 2010-R-01 that would support a zoning text amendment application to the Planning Commission. He reminded Council that this was being presented pursuant to the request by a representative of St. Barbara Church at last month's council meeting. He stated the church is interested in installing an electronic sign, which is not currently allowed. A brief discussion ensued. Mr. Deters advised that the Planning Commission would review the application and make a recommendation to the City. He also advised that as a conditional use, the Board of Adjustment would either approve or disapprove the conditional use and would impose additional restrictions at that time.

Council Member Behler suggested re-visiting the model sign ordinance regulations that the Planning Commission recommended the City adopt. She suggested that adopting those sign regulations would put an end to continued requests to amend the current, outdated sign regulations the City currently have in place. She asked Council Member Little if he was still working on revising the model sign ordinance to a more customized version for Independence. Council Member Little commented that he was opposed to the blanket ordinance submitted by the Planning Commission as Independence has more rural areas than other cities in Northern

Kentucky. He stated he will resume his editing of the document and submit it to the rest of Council before the next meeting.

Further discussion resulted in Council coming to a consensus in agreeing to sponsor a zoning text amendment application at the request of St. Barbara Church. The recommendation by the Planning Commission would be submitted at the February 1<sup>st</sup> council meeting. Council also agreed to review the model sign ordinance with proposed revisions by Council Member Little at the February 1<sup>st</sup> meeting. Council decided to proceed with adopting one or the other at the February 1<sup>st</sup> meeting.

Council Member Franzen moved to adopt Resolution No. 2010-R-01, seconded by Council Member Behler. Roll was called and answered unanimously. Motion carried 6-0

**City Administrator's Report – Dan Groth**

Mr. Groth reported that the worst section of Marshall Road was pried up and blacktop was applied to the other areas of the road that were in poor condition. He stated there may be enough funds remaining from the \$100,000 of emergency aid received from the State to pier another area in the Spring.

**Attorney's Report – Jed K. Deters**

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

**Mayor's Report – Christian J. Moriconi**

Mayor Moriconi announced the winner of the "Brighten up the Holiday" contest was Kelly Jett of 4581 Oliver Road. He stated that sixteen houses submitted entries in the contest. Mr. Jett's house had synchronized lights and music that was transmitted over a radio frequency. Mayor Moriconi stated a plaque listing the annual winners of this contest will hang in the lobby.

**Executive Session**

At 7:28 p.m. Council Member Little moved to go into an executive session in accordance with K.R.S. 61.810 (c) to discuss pending litigation, with second by Council Member Yeager. Motion carried with all ayes.

At 7:47 p.m. Council Member Behler moved to reconvene the regular meeting, seconded by Council Member Little. Motion carried with all ayes.

**Adjournment**

There being no further business, Council Member Franzen moved to adjourn the meeting, seconded by Council Member Yeager. Motion carried with all ayes and the meeting ended at 7:47 p.m.

---

Christian J. Moriconi, Mayor

ATTEST:

---

Patricia H. Taney, City Clerk