

CITY OF UNION, KENTUCKY

ORDINANCE NO. 2021-03

AN ORDINANCE AMENDING CHAPTER 31 OF THE CITY OF UNION CODE OF ORDINANCES

BE IT ORDAINED by the City of Union, Boone County, Kentucky that Chapter 31 titled "CITY OFFICIALS" be amended as follows:

CHAPTER 31.21

MAYOR

(A) *Election; term of office.* The Mayor of this city shall be elected by the voters of the city at a regular election. A candidate for Mayor shall be a resident of the city for not less than one year prior to his or her election. His term of office shall begin on the first day of January following his election and shall be for four (4) years and until his successor qualifies. If a person is elected or appointed as Mayor in response to a vacancy and serves less than four (4) calendar years, then that period of service shall not be considered for purposes of re-election a term of office.

(B) *Qualifications.* The Mayor shall be at least twenty-one (21) years of age, shall be a qualified voter in the city, and shall reside in the city throughout his term of office.

(C) *Vacancy.* If a vacancy occurs in the office of Mayor, the Commission shall fill the vacancy within thirty (30) days. If for any reason, any vacancy in the office of Mayor is not filled within thirty (30) days after it occurs, the Governor shall promptly fill the vacancy by appointment of a qualified person who shall serve for the same period as if otherwise appointed.
(KRS 83A.040(1),(2),(6))

(1) When voting to fill a vacancy in the office of Mayor, a member of the City Commission may vote for himself. (KRS 83A.040(2)(b))

(2) When voting to fill a vacancy created by the resignation of the Mayor, the resigning Mayor shall not vote on his successor. (KRS 83A.040(3))

(3) No vacancy by reason of a voluntary resignation in the office of Mayor shall occur unless a written resignation which specifies the resignation date is tendered to the City Commission. The resignation shall be effective at the next regular or special meeting of the city legislative body occurring after the date specified in the written letter of resignation. (KRS 83A.040(7))

(4) If a vacancy occurs in the office of Mayor which is required by law to be filled temporarily by appointment, the City Commission shall immediately notify in writing both the County Clerk and the Secretary of State of the vacancy. (KRS 83A.040(8))

(5) The City Commission shall elect from among its members an individual to preside over meetings of the City Commission during any vacancy in the office of the Mayor in accordance with the provisions of KRS 83A.130. (KRS 83A.040(2)(d))

(D) *Powers and duties.*

(1) The Mayor shall preside at all meetings of the Commission and may vote in all proceedings.

~~[(2) All bonds, notes, contracts, and written obligations of the city authorized by ordinance or resolution shall be executed by the Mayor on behalf of the city.
(KRS 83A.140(4))]~~

(2) The Mayor is responsible for all City of Union administration. This includes supervising all staff members administratively and evaluating performance annually. While Staff reports administratively to the Mayor, Staff services all Commissioners and City Committees. The city hereby adopts the attached Table of Administrative Staff and sets forth the authority of supervision for the City of Union Administration. Additionally, the Mayor has up to \$1,000.00 spending authority for administrative purposes; anything above this amount requires City Commission approval.

(3) The Mayor is responsible for developing the annual City Budget, traditionally called the Mayor's Budget. The Mayor shall solicit staff and committee assistance in said development. The developed City Budget is then brought to the City Commission for its final approval.

(4) The Mayor is responsible for developing each City Contract. This includes contracts for City Attorney, City Engineer, lawn cutting, garbage collection. The Mayor shall solicit staff and committee assistance in said development. Each developed City Contract is then brought to the City Commission for its final approval.

(5) When contractors and/or land owners approach the City about developing specific properties on a confidential basis, the Mayor, Economic Development Committee (EDC) Chairman, and the City Administrator will work together to move said development forward. When it is ready for publication, then the EDC Committee will work to move the project to to completion.

(E) *Mayor Pro Tem.*

(1) The Commission shall designate one (1) City Commissioner to serve as Mayor Pro Tem. The Mayor Pro Tem shall act for the Mayor whenever the Mayor is unable to attend to the duties of his or her office and he or she shall then possess all rights, powers, and duties of Mayor.

(2) If the disability of the Mayor to attend to his or her duties continues for sixty (60) consecutive days, the office of Mayor may be declared vacant by a majority vote of the Commission membership, and the provisions of division (C) above shall apply

(F) *Succession of Office of Mayor in the event of absence or disability.*

(1) When the absence or disability of the Mayor of the City shall prevent his or her service in the office during a national, state or local emergency, the duties and responsibilities of the Mayor shall be administered temporarily by the Mayor Pro Tem, as set forth in KRS 83A.140.

(2) If neither the Mayor nor the Mayor Pro Tem is able to service in the Office of Mayor by reason of absence or disability, then the duties of the Office of Mayor shall be assumed temporarily by a member of the City Commission as set forth in KRS83A.040.

Effective Date of Ordinance: This Ordinance shall be effective when read, passed and published according to Law.

This ordinance shall be published in summary pursuant to K.R.S. 83A.060 (9).

Enacted this the _____ day of January, 2021.

FIRST READING: January 11, 2021

SECOND READING: February 1, 2021

APPROVED:

HON. LARRY K. SOLOMON, MAYOR

ATTEST:

CHRISTY EVERMAN
CITY CLERK/TREASURER

Published: _____