



K E N T U C K Y

**Ashland Board of Commissioners**

**Thursday, June 22, 2017**

**6:00 PM**

**Commissioners' Chambers**

**AGENDA**

**I. CALL TO ORDER**

**II. INVOCATION**

**III. PLEDGE OF ALLEGIANCE**

**IV. RECEIVE AND FILE AGENDA**

**V. RECEIVE AND FILE MINUTES**

- a. *Called Meeting May 24, 2017*
- b. *Regular Meeting May 25, 2017*
- c. *Called Meeting June 5, 2017*
- d. *Recessed Meeting June 6, 2017*
- e. *Recessed Meeting June 7, 2017*
- f. *Recessed Meeting June 8, 2017*
- g. *Regular Meeting June 8, 2017*
- h. *Recessed Meeting June 9, 2017*

**VI. HEARINGS AND REPORTS**

- a. *Mayor and City Commissioners' Comments*
- b. *City Manager's Report*

**VII. PUBLIC PARTICIPATION - FOR ITEMS NOT LISTED ON THE AGENDA.** Anyone with a comment or request may come to the podium and address the Commission. Presentations are limited to five (5) minutes. A yellow light indicates 30 seconds remain and a red light means the time limit has expired. Only one speaker is permitted per subject. No action will be taken at this meeting. Those with comments are asked to fill out an "Inquiry/Complaint Form" and leave it with the City Clerk for distribution to the proper City Department.

**VIII. CONSENT AGENDA - Reading and adoption of a resolution adopting, authorizing and approving the course of action recommended by the City Manager on items appearing on the Consent Agenda.**

1. *City Manager recommends approval for payment in the amount of \$272,916.50 to Mountain Enterprises for street paving.*
2. *City Manager recommends approval for payment in the amount of \$16,558.51 to Mike Enyart & Sons for work completed on the Concrete Replacement Program.*
3. *City Manager recommends approval for payment in the amount of \$154,128.59 to Tribute Contracting & Consulting for the 29th Street Sewer Project.*
4. *City Manager recommends approval for payment in the amount of \$32,754.84 to Morris Contracting for Phase 2 of work completed on the Floyd Street/Skyline Drive water line replacement project.*
5. *City Manager recommends approval for payment in the amount of \$15,006.55 to Danny Sullivan Excavating, LLC for work completed on the 39th Street Sanitary Sewer Improvements Project.*
6. *City Manager recommends approval for payment in the amount of \$36,375.00 to McDaniel Electric, Inc. for the purchase and completed installation of a 100kw diesel generator for the Providence Hill Pump Station.*
7. *City Manager recommends approval for payment in the amount of \$93,620.88 to Distel Construction, Inc. for Pay Request #3 on the Mill Street Facility Project.*
8. *City Manager recommends approval to award the bid in the amount of \$57,973.00 to Kustom Signals for the purchase of eleven mobile video systems.*
9. *City Manager recommends approval to award the bid in the amount of \$28,995.00 to Don Hall SuperCenter for the purchase of a new 1/2 Ton Pick-Up Truck for the Division of Animal Control, and approving payment upon acceptance of vehicle.*
10. *City Manager recommends approval to award the bid in the amount of \$32,900 to CMI Equipment Sales, Inc. for the purchase and delivery of a commercial remote radio controlled slope mower for the Division of Floodwall, and approving payment upon acceptance of the mower.*
11. *City Manager recommends approval to award the bid in the amount of \$82,000 to Davis Equipment Company, Inc. for the purchase and delivery of a tractor with rear mounted boom mower combination for the Division of Streets, and approving payment upon acceptance of the tractor.*
12. *City Manager recommends approval to award the bid in the amount of \$136,933.65 to Tribute Contracting & Consultants, LLC for the purchase of labor and materials for the placement and replacement of sidewalks, curbs, gutters and other related work for a period not to exceed on year.*
13. *City Manager recommends approval to award the bid for the rental of work uniforms for a period of three (3) years to Cintas Corporation for the Departments of Public Works, Engineering/Utilities, Parks and Recreation, and Code Enforcement.*
14. *City Manager recommends approval for the Police Chief to attend the Kentucky Association of Chiefs of Police Training Conference on July 23-27, 2017 in Paducah, KY.*
15. *City Manager recommends approval of the request by Samuel Taylor Howard to conduct an Academic Seminar to educate and empower working class Kentuckians with presentations by experts*

*on topics relating to Kentucky Culture, History and Politics at the Ashland Central Park Bandstand on September 9, 2017 from 9:00 am - 12:00 pm, and recommend approval to waive the liability insurance requirement.*

16. *City Manager recommends approval of the request by Kool Hits 105.7/WLGC to host a Summer Block Party at 15th Street and Winchester Avenue on Friday, June 30th, July 28th and August 25th from 5:00 pm - 9:00 pm. Activities will include live music, food vendors and inflatables. Proceeds will benefit local charities.*
17. *City Manager recommends authorizing the Mayor to sign a Certification of Local Approval for Non-Profit Organizations for projects proposed by CARES, applying with Kentucky Housing Corporation for Emergency Solutions Grant Funds from the Department of Housing and Urban Development.*
18. *City Manager recommends authorizing the Mayor to sign a Certification of Local Approval for Non-Profit Organizations for projects proposed by Shelter of Hope, Inc., applying with Kentucky Housing Corporation for Emergency Solutions Grant Funds from the Department of Housing and Urban Development.*
19. *City Manager recommends authorizing the Mayor to sign a Certification of Local Approval for Non-Profit Organizations for projects proposed by Salvation Army, applying with Kentucky Housing Corporation for Emergency Solutions Grant Funds from the Department of Housing and Urban Development.*
20. *City Manager recommends authorizing the Mayor to sign a Certification of Local Approval for Non-Profit Organizations for projects proposed by Safe Harbor of Northeast Kentucky, Inc., applying with Kentucky Housing Corporation for Emergency Solutions Grant Funds from the Department of Housing and Urban Development.*
21. *City Manager recommends the appointment of a Fire Captain, Ashland Fire Department, effective Saturday July 1, 2017.*
22. *City Manager recommends the appointment of a Water Distribution Operator I, Grade 104, Engineering & Utilities Department, Water Distribution/Meter Services Division, effective Monday, June 26, 2017.*
23. *City Manager recommends the appointment of a two (2) Water Distribution Operators I, Grade 104, Engineering & Utilities Department, Water Distribution/Meter Services Division, contingent upon satisfactory completion of physical examinations.*
24. *City Manager recommends the appointment of two (2) Wastewater Collection Operators I, Grade 104, Engineering & Utilities Department, Wastewater Collection Division, contingent upon satisfactory completion of physical examinations.*
25. *City Manager recommends the appointment of a Fire Inspector I, Grade 107, Ashland Fire Department, contingent upon satisfactory completion of a physical examination.*
26. *City Manager recommends the appointment of a Mechanic I, Grade 106, Public Works Department, Fleet Maintenance/Solid Waste Division, contingent upon satisfactory completion of a physical examination.*

## **IX. NEW BUSINESS**

- a. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY OF ASHLAND AND CINTAS CORPORATION FOR THE RENTAL OF WORK UNIFORMS FOR A PERIOD OF THREE YEARS FOR THE DEPARTMENTS OF PUBLIC WORKS, ENGINEERING & UTILITIES, PARKS & RECREATION, AND CODE ENFORCEMENT IN THE CITY OF ASHLAND.*

b. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH TRIBUTE CONTRACTING & CONSULTANTS, LLC FOR THE CONCRETE IMPROVEMENT PROGRAM FOR THE CITY OF ASHLAND, DEPARTMENT OF ENGINEERING AND UTILITIES, IN THE AMOUNT OF \$136,933.65.*

c. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING SECTION 7, LICENSES, AND SECTION 29, PREMISES THAT MAY NOT BE LICENSED, OF ORDINANCE NO. 110, SERIES OF 2013, COMMONLY KNOWN AND REFERRED TO AS THE ALCOHOLIC BEVERAGE CONTROL ORDINANCE REDUCING THE NUMBER OF SEATS REQUIRED FROM 100 TO 50 PURSUANT TO HOUSE BILL 183.*

d. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, FIXING THE TAX LEVY FOR THE YEAR 2017, PAYABLE IN THE YEAR 2018, ON THE BANK DEPOSITS FRANCHISE TAX FOR REVENUE PURPOSES BY THE CITY OF ASHLAND.*

e. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH SHELTER OF HOPE, INC., THE SUB-RECIPIENT OF \$8,500.00 FROM THE 2017 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.*

f. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH SAFE HARBOR OF NORTHEAST KENTUCKY, INC., THE SUB-RECIPIENT OF \$8,500.00 FROM THE 2017 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.*

g. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH HILLCREST BRUCE MISSION, THE SUB-RECIPIENT OF \$3,500.00 FROM THE 2017 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.*

h. *First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH COMMUNITY ASSISTANCE*

*REFERRAL SERVICE, INC. (CARES), THE SUB-RECIPIENT OF \$48,000.00 FROM THE 2017 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.*

*i. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH THE BOYD COUNTY COUNCIL ON AGING, INC., ASHLAND SENIOR CENTER, THE SUB-RECIPIENT OF \$14,000.00 FROM THE 2017 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.*

*j. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH ASHLAND COMMUNITY KITCHEN, INC., THE SUB-RECIPIENT OF \$8,500.00 FROM THE 2017 COMMUNITY DEVELOPMENT BLOCK GRANT.*

*k. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH THE ASHLAND CHILD DEVELOPMENT CENTER, INC., THE SUB-RECIPIENT OF \$8,000.00 FROM THE 2017 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.*

*l. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF ASHLAND AND KEVIN P. SINNETTE FOR THE POSITION OF ASSISTANT CORPORATION COUNSEL.*

*m. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 DATED JUNE 19, 2017, BETWEEN THE CITY OF ASHLAND, KENTUCKY AND MOUNTAIN ENTERPRISES, INC. FOR A CONTRACT REGARDING THE CENTRAL PARK TENNIS COURTS INCREASING THE CONTRACT AMOUNT \$6,299.82.*

*n. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO SUBMIT THE 2017-2018 ACTION PLAN FOR A COMMUNITY DEVELOPMENT BLOCK GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), AND UPON ACCEPTANCE OF SAID APPLICATION FROM HUD, TO EXECUTE ON BEHALF OF THE CITY OF ASHLAND, AN AGREEMENT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ENABLE THE CITY TO UNDERTAKE THESE ACTIVITIES AND/OR ANY AND ALL DOCUMENTS ASSOCIATED WITH THE GRANT SUBMITTAL.*

*o. First reading and approval of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, APPROVING AND ADOPTING THE 2017-2018 BUDGET AND APPROPRIATING REVENUES ON HAND AND TO BE RECEIVED DURING THE YEAR 2017-2018 FOR THE PAYMENT OF EXPENSES OF THE CITY OF ASHLAND*

FOR THE TWELVE-MONTH PERIOD BEGINNING JULY 1, 2017 AND ENDING JUNE 30, 2018 AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

p. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND DISTEL CONSTRUCTION, INC. FOR A CONTRACT REGARDING THE MILL STREET BUILDING PROJECT FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES EXTENDING THE CONTRACT 109 DAYS.

q. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING THE AUTHORIZED POSITIONS OF THE "POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN" AS ADOPTED BY ORDINANCE NO. 51, SERIES OF 2017.

r. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING SECTION 2 OF ORDINANCE NO. 68, SERIES OF 2016, PREVIOUSLY AMENDED BY ORDINANCE NO. 107, SERIES OF 2016, AND ORDINANCE NO. 131, SERIES OF 2016, WHICH IS COMMONLY KNOWN AND REFERRED TO AS THE "BUDGET ORDINANCE" OF THE CITY OF ASHLAND.

s. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, FIXING THE AD VALOREM TAX LEVY FOR THE YEAR 2017, PAYABLE IN THE YEAR 2017, ON REAL ESTATE, PERSONAL PROPERTY, AND FRANCHISES IN THE CITY OF ASHLAND FOR THE CITY REVENUE PURPOSES, PROVIDING FOR A DISCOUNT OF ONE PERCENT (1%) ON AD VALOREM TAXES ONLY WHICH ARE PAID ON OR BEFORE THE 15TH DAY FOLLOWING THE BILL DATE AND PROVIDING FOR A PENALTY OF TEN PERCENT (10%) AND SIX PERCENT (6%) INTEREST PER ANNUM FOR ANY TAXES WHICH ARE PAID AFTER THE DUE DATE, SAID DUE DATE BEING 30 DAYS FOLLOWING THE BILL DATE.

t. *Reading and adoption of a resolution entitled:*

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ACCEPTING THE AMENDED PROPOSAL OF PEOPLES INSURANCE TO PROVIDE WORKERS' COMPENSATION INSURANCE COVERAGE THROUGH KENTUCKY EMPLOYERS MUTUAL INSURANCE (KEMI) IN THE AMOUNT OF \$181,446.60 AND AUTHORIZING PAYMENT OF SAME; SAID COVERAGE WAS ORIGINALLY APPROVED BY RESOLUTION NO. 17, SERIES OF 2017, IN THE AMOUNT OF \$210,517.97.

u. *Reading and adoption of a resolution entitled:*

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY REGARDING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) INFRASTRUCTURE IMPROVEMENT PROJECT FOR THE INSTALLATION OF WATER LINES IN LOW TO MODERATE INCOME AREAS FOR PROGRAM YEARS 2017 THRU 2019.

**X. EXECUTIVE SESSION**

a. *Potential Litigation*

**XI. RECESS**