



K E N T U C K Y

**Ashland Board of Commissioners**

**Thursday, July 26, 2018**

**12:00 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. *Recessed Meeting May 22, 2018*
- b. *Regular Meeting May 24, 2018*
- c. *Regular Meeting June 14, 2018*
- d. *Called Meeting June 25, 2018*
- e. *Regular Meeting June 28, 2018*
- f. *Recessed Meeting June 29, 2018*
- g. *Recessed Meeting July 19, 2018*

**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. OLD BUSINESS**

- a. *Second reading and adoption of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE CITY OF ASHLAND TITLE VI PROGRAM (CIVIL RIGHTS ASSURANCE) PER THE FEDERAL TRANSIT ADMINISTRATION REQUIREMENTS FOR THE ASHLAND BUS SYSTEM AND REPEALING ORDINANCE NO. 89, SERIES OF 2009, AND ORDINANCE NO. 89, SERIES OF 2014.*

- b. *Second reading and adoption of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN ENGINEERING SERVICE CONTRACT BETWEEN THE CITY OF ASHLAND AND MSE OF KENTUCKY, INC. IN AN AMOUNT NOT TO EXCEED \$78,500.00 FOR THEIR PROPOSAL TO PROVIDE ENGINEERING SERVICES FOR THE ASHLAND WATER BOOSTER PUMP STATION FOR EASTPARK REGIONAL BUSINESS PARK FOR THE CITY ENGINEER AND CAPITAL DEVELOPMENT DIRECTOR.*

- c. *Second reading and adoption of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, PROHIBITING PARKING ON THE EAST SIDE OF BALLARD STREET BETWEEN CACTUS AND LOGAN STREETS, ON BOTH SIDES OF PUTNAM STREET FROM LOGAN STREET 200' NORTHBOUND, AND PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE.*

- d. *Second reading and adoption of an ordinance entitled:*

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING THE CITY MANAGER TO ENTER INTO SHORT TERM RENTALS OF PARKING SPACES ON THE CITY-OWNED MUNICIPAL PARKING LOT LOCATED ON GREENUP AVENUE BETWEEN 15TH AND 16TH STREETS.*

- e. *Other Old Business*

**IX. 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 of Invoice #DED50082018612 dated June 12, 2018 in the amount of \$25,695.25 to Kentucky League of Cities Insurance Services for property and casualty deductible reimbursement payments.*
- 2. City Manager recommends approval for payment of Pay Request #1 dated May 25, 2018 in the amount of \$76,649.63 to Mike Enyart & Sons, Inc. for the work completed on the Louisa Street Waterline Project.*
- 3. City Manager recommends approval for payment of Pay Request #2 dated July 11, 2018 in the amount of \$10,872 to Mike Enyart & Sons, Inc. for the work completed on the Louisa Street Waterline Project.*
- 4. City Manager recommends approval for payment of Invoice #340450 dated October 19, 2017 in the amount of \$49,279 to Kustom Signals for the purchase of 11 digital patrol car video systems which were approved by Commission on June 22, 2017.*
- 5. City Manager recommends approval for payment of Invoice #86X00156 dated July 1, 2018 in the amount of \$23,123.40 to Elkins Waste Services, Inc. for the removal and disposition of sludge from June 1 to June 30, 2018 at the Wastewater Treatment Plant.*

6. *City Manager recommends approval for payment of Invoice #1462834 to Conduent Government Systems, LLC in the amount of \$20,078.56 for the annual payment of Customer Support Agreement Renewal .*
7. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for McBrayer, McGinnis, Leslie & Kirkland, attorney, for Invoice #1757 in the amount of \$3,603.50 to reimburse for legal fees related to purchase and demolition of building at 215 15th Street to widen the road.*
8. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for Light's Enterprises, contractor, for Invoice #4734 dated March 15, 2018 in the amount of \$1,000 to reimburse for expenses related to demolition of building at 215 15th Street to widen the road.*
9. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for Ponder & Ponder, Architects, for Invoice #18065 dated March 25 2018 in the amount of \$9,410.42 for architect work completed in the Hotel which is calculated to be a benefit of 48% based on square footage calculations.*
10. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for Ponder & Ponder, Architects, for Invoice #18101 dated May 20, 2018 in the amount of \$3,381.63 for architect work completed in the Hotel which is calculated to be a benefit of 48% based on square footage calculations.*
11. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for Ponder & Ponder, Architects, for Invoice #18087 dated April 20, 2018 in the amount of \$10,659.66 for architect work completed in the Hotel which is calculated to be a benefit of 48% based on square footage calculations.*
12. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for CTC Design Studio, for Invoice #0022695 dated April 2, 2018 in the amount of \$6,696 for design work completed in the Hotel which is calculated to be a benefit of 48% based on square footage calculations.*
13. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for CTC Design Studio, for Invoice #0022741 dated May 2, 2018 in the amount of \$6,163.67 for design work completed in the Hotel which is calculated to be a benefit of 48% based on square footage calculations.*
14. *City Manager recommends authorizing payment to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for CTC Design Studio, for Invoice #0022812 dated June 1, 2018 in the amount of \$10,620.43 for design work completed in the Hotel which is calculated to be a benefit of 48% based on square footage calculations.*
15. *City Manager recommends authorizing payment to the Developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment to contractor (Precedence Inc.) for the work performed for elevator and other improvements at the Hotel in the amount of \$144,803.81 which was calculated to be at 48% based on square footage calculations.*
16. *City Manager recommends authorizing payment to the Developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment to contractor (Precedence Inc.) for the work performed for elevator and other improvements at the Hotel in the amount of \$300,294 which was calculated to be at 48% based on square footage calculations.*

17. *City Manager recommends authorizing payment to the Developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment to contractor (Commonwealth of Kentucky) for the building review fees for the Hotel project in the amount of \$5,320.80 which was calculated to be at 48% based on square footage calculations.*
18. *City Manager recommends authorizing payment to the Developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment to contractor (Royal Thai Americas) for the corridor carpet for the Hotel project in the amount of \$7,708.95 which was calculated to be at 48% based on square footage calculations.*
19. *City Manager recommends authorizing payment to the Developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment to contractor (Cummings - Sub Contractor Young Signs) for the sign for the Hotel project in the amount of \$5,824.08 which was calculated to be at 48% based on square footage calculations.*
20. *City Manger recommends approval to award the bid for the South 29th Street Waterline Replacement Project Phase II in the amount of \$225,787.20 to Morris Contracting, Division of Water Distribution, Department of Public Services and Utility Operations.*
21. *City Manager recommends approval to award the bid for the purchase of a new medium duty class 5 truck, outfitted for utility use to Tim Short Chrysler Ram Dodge Jeep in the amount of \$96,849 and approving payment upon acceptance of vehicle, Department of Public Services and Utility Operations, Division of Water Distribution.*
22. *City Manager recommends approval to award the bid for the purchase and delivery of two Flygt Sludge Return Pumps in the amount of \$49,956.85 to Xylem, Inc. and approving payment upon acceptance of the pumps, Department of Public Services and Utility Operations, Division of Wastewater Treatment Plant.*
23. *City Manager recommends the approval to award the bid 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 one year to Cosby Construction in the amount of \$135,742.10, Department of City Engineer and Capital Programs.*
24. *City Manager recommends approval to award the bid for the repair and replacing of chain link fencing around one pump station and two water storage tanks to Triple B Construction in the amount of \$49,500, Department of Public Services and Utility Operations, Division of Water Distribution.*
25. *City Manager presents the request from Ashland in Motion to amend the original First Friday's Downtown Live Events details that include extending the end time, street closures and alcohol sales to 12 am.*
26. *City Manager recommends approval for the Girl Scouts of Kentucky to conduct a Block Party on Friday, September 7, 2018 from 4:00 - 9:00 pm during First Friday events and to include permission to block 16th Street from Winchester Avenue to Greenup Avenue.*
27. *City Manager recommends approval for Ashland Community Kitchen to host the 15th Annual Chili Fest on September 29, 2018 from 8:00 am - 5:00 pm. This would include set-up to start on Friday, September 28 at 5:00 pm and closing Winchester Avenue between 15th Street and 17th Street and Judd Plaza from DMV to Winchester Avenue. It is estimated that the City Staff cost for this event is \$ 777.24.*

28. *City Manager recommends the probationary appointment of (3) to the position of Police Officer Trainee, Police Department, contingent upon the satisfactory completion of polygraphs and physical examinations.*
29. *City Manager recommends the appointment of a Programs & Grant Specialist, Grade 109, Community & Economic Development Department effective Monday, July 30, 2018.*
30. *City Manager recommends the appointment of Floodwall Supervisor, Grade 110, Public Services & Utility Operations Department, Streets/Floodwall Division, effective Monday, July 30, 2018.*
31. *City Manager recommends the appointment of a Wastewater Treatment Plant Operator I, Grade 105, Public Services & Utility Operations Department, Wastewater Treatment Plant Division, effective Monday, July 30, 2018.*
32. *City Manager recommends the probationary appointment of a Wastewater Treatment Plant Operator I, Grade 105, Public Services & Utility Operations Department, Wastewater Treatment Plant Division, contingent upon satisfactory completion of a physical examination.*
33. *City Manager recommends the appointment of a Property Maintenance Inspector, Grade 109, Community & Economic Development Department, Property Maintenance Division, effective Monday, July 30, 2018.*
34. *City Manager recommends the appointment of Deputy Fire Chief, Grade 8, Fire Department, effective Sunday, July 29, 2018.*
35. *Other Consent Items*

## **X. NEW BUSINESS**

- a. *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 COSBY CONSTRUCTION FOR THE CONCRETE IMPROVEMENT PROGRAM FOR THE CITY OF ASHLAND, DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF STREET MAINTENANCE, IN THE AMOUNT OF \$135,742.10.*

- 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 BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND MORRIS CONTRACTING INC. FOR THE SOUTH 29TH STREET WATERLINE REPLACEMENT PROJECT IN THE AMOUNT OF \$225,578.72 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS.*

- c. *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 BETWEEN THE CITY OF ASHLAND AND TRIPLE B CONSTRUCTION FOR THE REPAIR AND/OR REPLACEMENT OF CHAIN LINK FENCING AROUND ONE (1) PUMP STATION AND TWO (2) WATER STORAGE TANKS IN THE AMOUNT OF \$49,500.00 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF WATER DISTRIBUTION.*

d. *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, BY COMBINING THE TOTAL NUMBER OF CREW LEADERS, WASTEWATER COLLECTION OPERATORS I, II, III AND IV, EQUIPMENT OPERATORS II/III AND PUMP STATION TECHNICIANS SO AS NOT TO EXCEED ELEVEN (11) TOTAL FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF WASTEWATER COLLECTION.*

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 BETWEEN THE CITY OF ASHLAND AND WB HOSPITALITY, LLC REGARDING AN ENCROACHMENT FOR THE INSTALLATION OF AN AWNING AT 1401 WINCHESTER AVENUE IN AN AERIAL MANNER ACROSS THE ALLEYWAY BETWEEN 14TH AND 15TH STREETS RUNNING PARALLEL TO WINCHESTER AVENUE ON THE CITY'S RIGHT-OF-WAY.*

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

*AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND MIKE ENYART & SONS, INC. FOR A CONTRACT ADOPTED BY ORDINANCE NO. 8, SERIES OF 2018, REGARDING THE LOUISA STREET WATER MAIN PROJECT IN CATLETTSBURG INCREASING THE CONTRACT IN THE AMOUNT OF \$2,066.49 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF WATER DISTRIBUTION.*

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

*A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, DESIGNATING JACK HUNTER, INTERIM DIRECTOR OF PUBLIC SERVICES AND UTILITIES OPERATIONS, AS THE CITY'S DESIGNEE TO REPRESENT THE CITY WITH REGARD TO FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) PROJECTS.*

h. *Appointment:*

*APPOINTMENT OF DAVID STROTH TO THE CODE ENFORCEMENT BOARD.*

i. *Other New Business*

**XI. EXECUTIVE SESSION**

a. *Individual Personnel Matter*

**XII. ADJOURNMENT OR RECESS**