



K E N T U C K Y

Ashland Board of Commissioners

Thursday, January 10, 2019

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 November 29, 2018*

VI. HEARINGS AND REPORTS

- a. *Mayor and Commissioners' Comments*
- b. *City Manager's Report*
- c. *Presentation of FY 2018 Audit by Phil Layne, Kelley Galloway Smith Goolsby, PSC*

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 concerning matters related to City business, services or personnel. Comments related to election issues or concerning personal disputes will not be allowed. Personal attacks, obscene, or threatening language will not be tolerated. 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, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE TASK ORDER 2018-02 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HDR ENGINEERING, INC. REGARDING THE PHASE 2 STORMWATER MS4 COMPLIANCE REPORT IN THE AMOUNT OF \$15,080.00.

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

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 3 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND ENGINEERING ASSOCIATES, PSC REGARDING THEIR PROPOSALS FOR DRAFTING AND DESIGN WORK COMPLETED IN THREE PHASES FOR THE NEW WATER DISTRIBUTION AND SEWER MAINTENANCE FACILITIES LOCATED AT MILL STREET AND 28TH STREET BY INCREASING PHASE 3 IN THE AMOUNT OF \$8,277.50 FOR PERMIT WORK FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WATER DISTRIBUTION AND WASTEWATER COLLECTION.

c. *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 A CONTRACT BETWEEN THE CITY OF ASHLAND AND RUMPKE OF KENTUCKY, INC. FOR THE REMOVAL AND DISPOSITION OF SLUDGE FROM THE CITY OF ASHLAND WASTEWATER TREATMENT PLANT AND WATER TREATMENT PLANT FOR A PERIOD OF ONE (1) YEAR FOR THE DEPARTMENT OF PUBLIC SERVICES & UTILITY OPERATIONS.

d. *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 A CONTRACT BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND NEWTECH SYSTEMS, INC. FOR THE INSTALLATION AND IMPLEMENTATION OF SECURITY CAMERAS AND A MONITORING SYSTEM FOR THE CITY OF ASHLAND'S MILL STREET FACILITY IN THE AMOUNT OF \$36,558.00 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITY OPERATIONS.

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 the approval of the Mayor's Declaration of a Local State of Emergency on December 17, 2018 as authorized by KRS 39B.070, KRS 45A.380 and Ordinance No. 74, Series of 2014 relating to a shortage of water being produced and distributed for the benefit of the health, safety and welfare of the public, and authorizing payment of same.*
2. *City Manager recommends approval and execution by the Mayor of the compromise and settlement agreement dated January 3, 2019 between the City of Ashland and Roger Kittle with respect to Boyd Circuit Court Case Nos. 03-CI-00407 and 18-CI-00784; and authorizing payment of \$48,500 to Roger Kittle and Dwight O. Bailey, his attorney, pursuant to said compromise and settlement agreement in Satisfaction of the Judgement entered on November 14, 2018 in Boyd Circuit Court 03-CI-00407.*
3. *City Manager recommends approval for payment of Invoices No.(s) 010-18 dated December 18, 2018 and 011-18 dated December 28, 2018 in the total amount of \$24,293.35 to Cosby Construction, LLC for the work completed at the 1200 block of Winchester Avenue Streetscape Project.*
4. *City Manager recommends approval for payment of Pay Request #11 dated October 19, 2018 to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for the balance of construction, elevator & other improvements at the Hotel in the amount of \$408,026.07.*
5. *City Manager recommends approval for the Ashland Fire Department to accept the donation in the amount of \$2,000 from Marathon Petroleum Company, LLC for the purchase of equipment.*

6. *City Manager recommends approval for the Ashland Police Department to accept the donation in the amount of \$2,000 from Marathon Petroleum Company, LLC for the purchase of equipment.*
7. *City Manager presents approval for Ashland in Motion to host The Second Annual Gravy Bowl on February 9, 2019 from 10:00 am - 2:00 pm at the Ashland Train Depot. Sponsor has proposed the sale of spirits and beer along with the waiver of City fees of approximately \$586.25 and to include the accommodation of electrical service for cooking elements.*
8. *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 AN AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND DIXON ENGINEERING, INC. FOR PROFESSIONAL ENGINEERING AND INSPECTION SERVICES FOR COATING, PAINTING AND REPAIRING THE SUMMIT WATER STORAGE TANK IN AN AMOUNT NOT TO EXCEED \$4,500.00.

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

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 6 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND TRI-STATE CONSTRUCTION & ENTERPRISE LLC INCREASING THE CONTRACT AMOUNT BY \$7,912.00 AND EXTENDING THE CONTRACT TO JANUARY 31, 2019 FOR THE INSTALLATION OF A FIRE ALARM SYSTEM FOR THE CITY OF ASHLAND'S NEW WATER DISTRIBUTION AND WASTEWATER COLLECTION FACILITY.

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

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, APPROVING LOAN NO. 2019-M-001 TO KENTUCKY TROPHIES LLC D/B/A THE TROPHY HOUSE IN THE AMOUNT OF \$25,000.00 TO BE PAID FROM THE 2018 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND AUTHORIZING STEPHEN E. GILMORE, MAYOR, TO EXECUTE LOAN DOCUMENTS.

- d. *Reading and adoption of a resolution entitled:*

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ACCEPTING THE ASHLAND PLANNING COMMISSION'S RECOMMENDATION TO DENY A PETITION TO CLOSE AN UNIMPROVED ALLEY BETWEEN 608 26TH STREET AND THE FORMER TANNERY PROPERTY.

- e. *Discussion Item:*

Request for a Limited Use of Right-of-Way to allow Field's Flowers to erect a free standing sign to encroach 12 feet from the curb at 1516 Central Avenue.

- f. *Other New Business*

XI. EXECUTIVE SESSION

- a. *Pending Litigation*

XII. ADJOURNMENT OR RECESS