



Ashland Board of Commissioners
Thursday, July 25, 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. *Called Meeting June 6, 2019*
- b. *Regular Meeting June 27, 2019*

VI. HEARINGS AND REPORTS

- a. *Mayor and Commissioners' Comments*
- b. *City Manger'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 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 A FIVE-YEAR EXTENSION TO THE HOUSING ASSISTANCE PAYMENTS CONTRACT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HARBOR HILL, LLLP REGARDING THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PROJECT-BASED ASSISTANCE HOUSING CHOICE VOUCHER PROGRAM FOR THE DEPARTMENT OF COMMUNITY

AND ECONOMIC DEVELOPMENT ADOPTED BY ORDINANCE NO. 104, SERIES OF 2009, AND REPEALING ORDINANCE NOS. 55 AND 148, SERIES OF 2018.

FISCAL NOTE: Addition of one unit rent ranging from \$668-1,087 monthly payable from HUD funds.

b. *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 authorizing payment of Invoices #1 dated June 13, 2019, #2 dated June 15, 2019 and #3 dated June 14, 2019 in the total amount of \$44,722.97 to BLK Construction, LLC for the work completed under the miscellaneous concrete and asphalt repair contract, Department of Public Services and Utility Operations.*

FISCAL NOTE: FY 2019 contract payments for utility asphalt repair. Invoice #1 = \$18,893.47, Invoice #2 = \$7,581.54 and Invoice #3 = \$18,247.96 totaling \$44,722.97 included in budget.

2. *City Manager recommends authorizing payment of Invoice #66082 dated June 21, 2019 in the amount of \$36,558 to Newtech Systems, Inc. for the installation and implementation of security cameras and monitoring system for the Mill Street Facility.*

FISCAL NOTE: First payment for security cameras. Contract balance remaining after payment = \$860.99. Total spent / committed with proposed payment \$602,502 which exceeds project budget of \$570,000. Phase I, Phase II and Miscellaneous Phase = \$1,735,297.33.

3. *City Manager recommends authorizing payment of Invoice #103919 dated 103919 in the amount of \$17,699.56 to Barton & Loguidice for the filter failure investigation at the Water Treatment Plant.*

FISCAL NOTE: Ordinance 44, 2019 authorizing contract of \$30,000 on 04/11/19. Second payment = \$17,699.56 leaving a contract balance of \$3,116.48.

4. *City Manager recommends authorizing payment of Invoices #3 dated June 25, 2019 and Invoice #4 dated June 25, 2019 in the total amount of \$62,293.80 to Arrow Electric Company for the Winchester Streetscape Traffic Signalization, Mast Arm Installation and Street Boring Project.*

FISCAL NOTE: Final payment and retainage for signalization. Streetscape budget = \$ 800,000. Streetscape total cost = \$ 436,757.46 and FYTD expenses = \$ 312,704.06 after this payment.

5. *City Manager recommends authorizing payment of Invoice #0676-01 dated June 28, 2019 in the amount of \$75,728.74 to Building Crafts, Inc. for the Water Treatment Plant 6A Underdrain Replacement.*

FISCAL NOTE: First and final payment of contract per Ordinance 42,2019 = \$75,728.74.

6. *City Manager recommends authorizing payment of (3) invoices dated July 2, 2019 in the total amount of \$156,260.36 to King-Crete Drilling, Inc for the road slips located on Hogsten Drive, Vanbibber Court and Ashland Avenue.*

FISCAL NOTE: Payment of project bid = \$156,260.36 FY 19 budgeted expense. This total is \$855 under the contract bid.

7. *City Manager recommends authorizing payment of Invoice #649991 dated June 25, 2019 in the amount of \$23,276.27 to Rumpke for the removal and disposition of sludge from the Wastewater Treatment Plant.*

FISCAL NOTE: Payment of budgeted bid item for sludge removal. Budget = \$190,000, FYTD expense = \$ 225,140.28 or 118.5% after payment of this invoice.

8. *City Manager recommends authorizing payment of Invoice #0116816A.00-3 dated July 9, 2019 in the amount of \$53,819.09 to LJB, Inc. for the engineering services for the 2019 waterline replacement project.*

FISCAL NOTE: Total contract amount \$206,000, balance remaining after this request \$116,271.01. FY 2020 budgeted funds for waterline replacement is \$ 1,000,000.

9. *City Manager recommends authorizing payment of Invoice #283171-9 dated June 14, 2019 in the amount of \$75,881.41 to Mountain Enterprises, Inc. for the preparation work for the street paving completed in April and May 2019.*

FISCAL NOTE: FY 19 paving budget \$ 565,000. 101.60% or \$574,063.23 of budget spent after this proposed payment.

10. *City Manager recommends authorizing payment of Invoice #0052859 dated June 30, 2019 in the amount of \$14,685.00 to GRW Engineering for the design work completed on the Pollard Mills Storm Water , Sidewalks, Curbs, Gutters and Paving Contract.*

FISCAL NOTE: FY 19 expense budgeted in CDBG. Budget remaining after proposed payment is \$ 206,690.12.

11. *City Manager recommends authorizing Pay Request #3 dated April 30, 2019 in the amount of \$22,896.47 to Morris Contracting for the work completed on the South 29th Street waterline replacement project.*

FISCAL NOTE: Payment of \$22,896.47 to contractor. This is part of the waterline replacement project included in the FY 19 budget for \$740,000 with \$ 866,267.01 spent / contractually obligated.

12. *City Manager recommends awarding the bid for the placement and replacement of sidewalks, curbs, gutters and other related work in the amount of \$137,365 for a period not to exceed one year to Cosby Construction.*

FISCAL NOTE: Acceptance of bid in the amount of \$137,365. This is an increase of 1.20% over prior fiscal year bid. Fiscal Year 2020 Sidewalk amount budgeted= \$150,000.

13. *City Manager recommends awarding the bid for single stream curbside recycling service to Rumpke of Kentucky, Inc to begin to advertise through the City utility bills and other methods for data collection of residents who wish to participate in the program. This process will determine if sufficient public interest exist to initiate a voluntary curbside recycling program.*

FISCAL NOTE: If the number drops below 850 participants, the City will pay the difference of \$7.75 each below the 850 participant threshold.

14. *City Manager recommends awarding the bid to provide labor, equipment and materials to install filter underdrain anchors at the Ashland Water Treatment Plant in the amount of \$98,480 to Southern Ohio Trenching.*

FISCAL NOTE: Total amount of bid is \$98,480. This project was not budgeted, and a budget adjustment will be completed.

15. *City Manager recommends approval for the United Way to conduct a Run, Walk and Live United 5k race on Saturday, August 24, 2019 beginning at 9:00 am. starting and finishing at The Neighborhood on 25th Street.*

FISCAL NOTE: It is estimated that this 5K race would cost the City \$648.65, City Commission agreed to waive these fees during the Gifts and Contributions portion of the budget process.

16. *City Manager recommends permission authorizing Stephen E. Gilmore, Mayor to sign the Access Authorization Request from the Kentucky Division of Waste Management.*

FISCAL NOTE: No fiscal impact.

17. *City Manager recommends permission authorizing Stephen E. Gilmore to sign a letter of support to the Huntington WV Area Habitat for Humanity for service area expansion into Boyd County, KY.*

FISCAL NOTE: No direct impact, intangible impact on community to increase opportunities for safe, decent and affordable housing.

18. *City Manager recommends the appointment of Laboratory Technician, Grade 110, Utilities Department, Wastewater Treatment Plant Division, effective July 29, 2019.*

FISCAL NOTE: Budgeted position, yearly salary and benefits = \$70,532

19. *City Manager recommends the appointment of Maintenance Technician, Grade 111, Utilities Department, Water Production Division, effective July 29, 2019.*

FISCAL NOTE: Budgeted position, yearly salary and benefits = \$76,102

20. *City Manager recommends the appointment of Wastewater Treatment Plant Superintendent, Grade 113, Utilities Department, Wastewater Treatment Plant Division, effective July 29, 2019.*

FISCAL NOTE: Budgeted position, yearly salary and benefits = \$ 101,262

21. *City Manager recommend the probationary appointment of a Maintenance Worker I, Grade 102, Public Services Department, Streets Division, contingent upon satisfactory completion of a physical examination.*

FISCAL NOTE: FY 20 budgeted position, salary and benefits = \$50,783.

22. *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 MODIFICATION OF PARKING SPACE LEASE AGREEMENT BETWEEN THE CITY OF ASHLAND AND GLIDING SWAN PROPERTIES, LLC REGARDING THE LEASING OF PARKING SPACES NORTH OF THE FLOODWALL AND WEST OF THE DEPOT PROPERTY.

FISCAL NOTE: There is no fiscal impact. This parking agreement will be transferable to new owner of building if sold.

- 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 AN ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND STRAND ASSOCIATES, INC. RETAINING STRAND TO PROVIDE ENGINEERING SERVICES FOR THE WASTEWATER TREATMENT PLANT EXPANSION AND IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED \$535,990.00.

FISCAL NOTE: FY 20 budget is \$300,000. Phase 1 proposal not to exceed \$535,990 which extends over multiple budgets.

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 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 \$137,365.00.

FISCAL NOTE: Acceptance of bid in the amount of \$137,365. This is an increase of 1.20% over prior fiscal year bid. The FY 2020 budget is \$150,000.

d. *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 MORRIS CONTRACTING, INC. INCREASING THE CONTRACT AMOUNT BY \$27,286.00 REGARDING THE SOUTH 29TH STREET WATERLINE REPLACEMENT PROJECT FOR THE DEPARTMENT OF UTILITIES, DIVISION OF WATER DISTRIBUTION.

FISCAL NOTE: Change order of \$27,286. This is part of the waterline replacement project included in the FY 19 budget for \$740,000 with \$ 893,553.01 spent / contractually obligated if this change order is passed.

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 A CONSULTING AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND JM DULEY CONSULTING LLC IN AN AMOUNT NOT TO EXCEED \$5,000.00 TO PROVIDE CONSULTING SERVICES REGARDING DATA RETENTION POLICIES FOR THE CITY OF ASHLAND.

FISCAL NOTE: CONSULTING SERVICES AT \$ 250 AN HOUR WITH A CAP OF \$ 5,000.

f. *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 SOUTHERN OHIO TRENCHING & EXCAVATING INC. TO PROVIDE LABOR, EQUIPMENT AND MATERIALS TO INSTALL FILTER UNDERDRAIN ANCHORS AT THE WATER TREATMENT PLANT IN THE AMOUNT OF \$98,480.00 FOR THE DEPARTMENT OF UTILITIES, DIVISION OF WATER PRODUCTION.

FISCAL NOTE: Total amount of bid is \$98,480. This project was not budgeted, and a budget adjustment will be completed.

g. *Reading and adoption of a municipal order entitled:*

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING THE FINANCE DEPARTMENT TO ISSUE A CREDIT TO SANITATION DISTRICT NO. 4 IN THE AMOUNT OF \$95,728.86 FOR INACCURATE TOTAL SUSPENDED SOLID READINGS DUE TO EQUIPMENT MALFUNCTION.

FISCAL NOTE: Total amount of credit \$95,728.86. SD4 has a current balance due to the City of Ashland of approximately \$158,317.81. This credit would reduce the amount due to \$62,588.95.

h. *Reading and adoption of a municipal order entitled:*

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A DONATION AGREEMENT REGARDING ACCEPTANCE BY THE CITY OF ASHLAND OF A DONATION OF BRONZE STATUES KNOWN AS AND DEPICTING VULCAN, VENUS AND GENESIS AND REPEALING MUNICIPAL ORDER NO. 1, 2019.

FISCAL NOTE: No cost to the City for purchase, transportation, or setup. Electric set up costs are estimated at \$2159 total with \$1,520 in materials and \$639 for labor.

i. *Discussion Item:*

Request to maintain the approximate 400 sq. ft. lighted sign that was erected on the hillside at the end of Florida Street above the Midtown Shopping Center.

j. *Other New Business*

XI. EXECUTIVE SESSION

a. *Potential Litigation*

XII. ADJOURNMENT OR RECESS