

Office of the Mayor & City Commissioners

Mayor
Stephen E. Gilmore

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(606) 385-3400
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City Commissioners
Amanda Clark
Marty Gute
Matt Perkins
Pat Steen

May 12, 2020

	DELIVERED BY:	DATE:	TIME:
TO:			
Amanda Clark, City Commissioner	_____	_____	_____
Marty Gute, City Commissioner	_____	_____	_____
Matt Perkins, City Commissioner	_____	_____	_____
Pat Steen, City Commissioner	_____	_____	_____
Michael S. Graese, City Manager	_____	_____	_____
James H. Moore, III, Corporation Counsel	_____	_____	_____
Susan W. Maddix, City Clerk	_____	_____	_____
FROM: Stephen E. Gilmore, Mayor	_____	_____	_____
Commissioners:			

This is to advise that I hereby call a special meeting of the Board of Commissioners of the City of Ashland, Kentucky to be attended remotely by the Board of Commissioners by teleconference and to be broadcast by MyTown TV:

DATE: Thursday, May 14, 2020

TIME: 12:00 PM

PURPOSE: To conduct all business as shown on the agenda attached hereto and incorporated by reference herein.

This meeting will be a video teleconference conducted remotely. Under the authority of Attorney General Daniel Cameron OAG 20-05 dated March 18, 2020, there will be no primary location from which members of the public may attend and directly view this meeting and members of the public will not be admitted to the meeting.

Office of the Mayor & City Commissioners

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Amanda Clark, Marty Gute, Matt Perkins and Pat Steen, City Commissioners
Michael S. Graese, City Manager
James H. Moore, III, Corporation Counsel
Susan W. Maddix, City Clerk

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In lieu of a primary location, members of the public and the media may view the proceedings by accessing a live stream of the Commission meeting broadcast by MyTown TV at the following sites:

<https://www.youtube.com/channel/UCyq2LQ45fzpLNVVsiOXG35w>
www.ashlandky.gov
<https://www.facebook.com/CityofAshlandKY/>

Very truly yours,

Stephen E. Gilmore
Stephen E. Gilmore *sm*
Mayor

/sm

Executed by delivering a true copy of the foregoing letter to each of the persons named in the caption thereof.

Signature and rank of officer in charge
of execution of this letter

The appropriately executed original of this letter shall be filed in the Office of the City Clerk of the City of Ashland, Kentucky.

Office of the Mayor & City Commissioners

cc:

The Daily Independent

Email: tevans@dailyindependent.com

Email: mjames@dailyindependent.com

Email: asnyder@dailyindependent.com

My Town TV

Email: Jeromy@mytowntv.com

Email: Ashley@mytowntv.com

The Herald Dispatch

Email: dmalloy@herald-dispatch.com

Lexington Herald Leader

Email: dlawhead@herald-leader.com

WMKY Radio

Email: wmky@moreheadstate.edu

WLGC Radio

Email: jimforrest@koolhits1057.com

WSAZ – TV

Email: news@wsaz.com

Email: Kristen.Schneider@wsaz.com

Email: Chad.Hedrick@wsaz.com

WOWK-TV

Email: news@wowktv.com

Email: sshaw@wowktv.com

WCHS – TV

Email: news@wchstv.com

WRVC, WTKZ, WCMI The Planet Radio

Kindred Communications

Email: pr@kindredcom.net

WTCR, WKEE, WAEZ, WNST, B97

Clearchannel

Email: jim.davis@clearchannel.com



**Ashland Board of Commissioners
Regular Special Meeting (COVID-19)
By Video Teleconference
Thursday, May 14, 2020
12:00 PM**

AGENDA

I. CALL TO ORDER

II. RECEIVE AND FILE CALL LETTER

III. HEARINGS AND REPORTS

IV. OLD BUSINESS

- a. *First reading and approval of an ordinance entitled:* **(Tabled from April 23, 2020 Meeting)**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, REQUIRING THE REGISTRATION OF RESIDENTIAL HOUSING UNITS WITHIN THE CITY OF ASHLAND AND PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

FISCAL NOTE: Administrative costs (salary, postage, computer hardware for storage of information) not to exceed \$2,000.00.

- b. *First reading and approval of an ordinance entitled:* **(Tabled from April 23, 2020 Meeting)**

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ENACTING REGULATIONS TO PROMOTE THE ABATEMENT OF PUBLIC NUISANCES AND PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE BY OWNERS OF PROPERTIES WHO PERMIT THE REOCCURRENCE OF PUBLIC NUISANCE ACTIVITIES ON THEIR PROPERTIES WITHOUT TAKING REASONABLE ACTIONS TO ABATE THE MISUSE OF THEIR PROPERTIES.

FISCAL NOTE: No fiscal impact.

- c. *Second reading and final adoption 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 GRW ENGINEERS, INC. REGARDING THEIR CONTRACT TO PROVIDE ENGINEERING SERVICES FOR THE POLLARD MILLS DRAINAGE IMPROVEMENT PROJECT MAKING NO CHANGE TO THE PROJECT TOTAL OF \$421,800.00 BUT RE-DISTRIBUTING FUNDS WITHIN THE CONTRACT FOR THE DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT.

FISCAL NOTE: The proposed engineering changes do not increase contract amount. Contract = \$421,800.

d. *Second reading and final adoption 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 FREDERICK & MAY CONSTRUCTION CO., INC. REGARDING THEIR CONTRACT FOR THE POLLARD MILLS DRAINAGE IMPROVEMENT PROJECT INCREASING THE CONTRACT AMOUNT BY \$2,992.00 FOR THE DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT.

FISCAL NOTE: Increase of Change Order #2 = \$2,992.00. Total spent / encumbered for Pollard Mills \$954,217.60 (CDBG=\$842,320.38 and Utility=\$111,897.22).

e. *Second reading and final adoption 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 CHILD DEVELOPMENT CENTER, THE SUB-RECIPIENT OF \$5,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG Cares funding for reimbursement of utility expenses: gas, electric, water and liability insurance. The service period of March 1, 2020 to June 30, 2020 in the award amount of \$5,000.00.

f. *Second reading and final adoption 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, THE SUB-RECIPIENT OF \$21,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG funding for general operating expenses includes but are not limited to: case management salaries, utility bill reimbursement, internet/cable services, liability insurance, food/dry pantry, and purchases required to provide needed services is \$21,000.00.

g. *Second reading and final adoption 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 SENIOR CENTER, THE SUB-RECIPIENT OF \$11,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG Cares fund for general operating expenses includes but are not limited to: utility bill reimbursement, internet/cable services, liability insurance, food/dry pantry, and purchases required to provide needed services is \$ 11,000.00.

h. *Second reading and final adoption 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 \$10,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG Cares Act funding of General operating expenses includes but are not limited to: case management salaries, utility bill reimbursement, internet/cable services, liability insurance, food/dry pantry, and purchases required to provide needed services in the amount of \$10,000.00.

i. *Second reading and final adoption 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 \$22,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG Cares funding for general operating expenses includes but are not limited to: case management salaries, utility bill reimbursement, internet/cable services, liability insurance, food/dry pantry, and purchases required to provide needed services. The service period March 1, 2020 to June 30, 2020 in the award amount of \$22,000.

j. *Second reading and final adoption of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH SAFE HARBOR OF NORTHEAST KENTUCKY, LLC, THE SUB-RECIPIENT OF \$12,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG Cares Act funding for Safe Harbor for the reimbursement of Utility expenses, food pantry and liability insurance in the amount of \$12,000.00.

k. *Second reading and final adoption 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, THE SUB-RECIPIENT OF \$12,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT-CV FUNDS.

FISCAL NOTE: CDBG Cares funding for general operating expenses includes but are not limited to: case management salaries, utility bill reimbursement, internet/cable services, liability insurance, food/dry pantry, and purchases required to provide needed services. The service period March 1, 2020 to June 30, 2020 in the award amount of \$12,000.00.

l. *Second reading and final adoption of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH SAFE HARBOR OF NORTHEAST KENTUCKY, INC., THE SUB-RECIPIENT OF \$5,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.

FISCAL NOTE: CDBG Funds of \$5,000 to Safe Harbor to for the reimbursement of Utilities and liability insurance.

m. *Discussion and possible action of a separate consent item entitled:*

City Manager recommends the following health plan increases and benefit reductions for all City employees with the exception of Ashland Fire Department union employees. The premium increases and benefit reductions were reviewed and recommended by the Insurance Committee for approval of the Ashland Board of City Commissioners for an approximate savings of \$712,526.88. (Item Tabled from May 7, 2020 Called Meeting)

Increase employee premiums (Per Pay):

Employee Health Only - From \$25.00 to \$35.00
Employee Health & Dental - From \$27.00 to \$40.78
Employee + 1 Health Only - From \$50.00 to \$65.00
Employee + 1 Health & Dental - From \$54.00 to \$75.54
Family Health Only - From \$70.00 to \$90.00
Family Health & Dental - From \$75.00 to \$103.72

This includes any current employee, hired prior to March 1, 2018 who has a spouse that waives off their employer's plan and onto the City's plan, will increase from \$27.00 per pay to \$35.00 per pay.

Medical Deductible and Out of Pocket (OOP) for In Network and Rx Max OOP increase as follows:

Medical Deductible from \$1,000 to \$1,500 individual
Medical Deductible from \$2,000 to \$3000 family
Medical -Max OOP from \$3000 to \$3,500 individual
Medical-Max OOP from \$6000 to \$7000 family

Rx Tier 2 max from \$100 to \$200 for Retail
Rx Tier 2 max from \$200 to \$300 for Mail order
Rx Tier 3 max from \$150 to \$250 for Retail
Rx Tier 3 max from \$200 to \$350 for Mail order
Rx OOP max from \$3,100 to \$4,000
Rx OOP max from \$6,200 to \$8,000

Health Reimbursement Account contribution by City will cease for the calendar year 2021. Current balances will remain until exhausted.

FISCAL NOTE: Potential savings of \$712,526.88.

V. 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 Pay Request #1 dated April 20, 2020 in the amount of \$533,974.72 to Debcon, Inc. for the 16th Street Plaza (Judd Plaza) Renovation Project for the Department of Engineering.*

FISCAL NOTE: Total contract amount = \$1,137,000.00. Change Orders = \$27,175.00. Total Contract amount with change orders = \$1,164,175.00. Remainder of contract following payment of this invoice = \$630,200.28. Fiscal Year 2020 Streetscape Budget (Capital Purchase Improvement Fund = \$1,350,000.00.)

- 2. City Manager recommends authorizing payment of Pay Request #1 dated April 14, 2020 in the amount of \$25,819.20 to Granite Inliner, LLC for the cured in place pipe lining rehabilitation project for the Department of Engineering.*

FISCAL NOTE: Total contract amount = \$525,785.00. Change Orders = \$25,000.00. Total contract amount including change orders = \$550,785.00. Remainder of contract following payment of this invoice = \$524,965.80. Total contracted / spent for Sewer line replacements \$647,120.55 with \$48,718.45 budget remaining.

3. *City Manager recommends authorizing payment of Invoice #0054868 dated April 30, 2020 in the amount of \$5,220.00 to GRW Inc. for engineering services performed on the Water Treatment Plant SCADA and Instrumentation Upgrade project and backwash study for the Department of Utilities, Division of Water Production.*

FISCAL NOTE: Total Contract amount = \$218,640.00. Change Orders = \$32,470.00. Total Contract amount with change orders = \$251,110.00. Remainder of contract following payment of this invoice = \$52,855.00. SCADA budget is \$1,019,669.

4. *City Manager recommends authorizing payment of Invoice #293202-4 dated April 21, 2020 in the amount of \$537,380.87 to Mountain Enterprises, Inc. for paving completed in March and April 2020 pursuant to Ordinance No. 56, 2019 for the Department of Engineering.*

FISCAL NOTE: This item was included in the budget, street paving and MAP fund. General Fund paving budget \$ 1,535,530. Total spent after this agenda, \$885,461.53.

5. *City Manager recommends authorizing payment of Invoice #293202-5 dated April 22, 2020 in the amount of \$123,518.58 and Invoice #293202-6 in the amount of \$141,800.19 to Mountain Enterprises, Inc. for the paving of 6th Street and Beech Street for the Department of Engineering.*

FISCAL NOTE: To be paid 100% from discretionary grant funds. Paving portion of discretionary grant is \$500,000.

6. *City Manager recommends authorizing payment of Invoice #0159187 dated April 13, 2020 in the amount of \$7,663.09 to Strand Associates, Inc. for engineering services associated with the City of Ashland Wastewater Treatment Plant Expansion and Improvement Project for the Department of Utilities, Division of Wastewater Treatment.*

FISCAL NOTE: Total Contract amount = \$535,990.00. Remainder of contract following payment of this invoice = \$431,288.87.

7. *City Manager recommends awarding the bid for the purchase and delivery of filter media for the Water Treatment Plant to Carbon Enterprises, Inc. for their bid in the amount of \$133,171.00 and authorizing payment of same upon delivery and acceptance of the material for the Department of Utilities, Division of Water Production.*

FISCAL NOTE: This is the result of a bid opening on May 7, 2020 in the amount of \$133,171.00. The filter upgrade project includes underdrains \$485,000, demolition and installation estimate \$360,000 and media \$133,171 for an estimated total of \$978,171.

8. *City Manager recommends authorizing an appointment to the position of Fire Captain in the Ashland Fire Department effective May 15, 2020.*

FISCAL NOTE: Per Contract.

VI. 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 AMENDMENT OF THE SCOPE OF SERVICES TO TASK ORDER 2018-02 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HDR ENGINEERING, INC. REGARDING THE PHASE 2 STORMWATER MS4 COMPLIANCE REPORT PREPARATION AND SUBMISSION TO THE KENTUCKY DIVISION OF WATER.

FISCAL NOTE: Changes scope to allow for 2019 Annual Compliance Report Development being submitted to the Kentucky Division of Water. Annual contract not to exceed \$ 15,000.

- b. *First reading and approval 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 DEBCON, INC. INCREASING THE CONTRACT AMOUNT BY \$13,683.00 REGARDING THE 16TH STREET PLAZA (JUDD PLAZA) RENOVATION PROJECT FOR THE DEPARTMENT OF ENGINEERING.

FISCAL NOTE: Total contract amount including previous change orders = \$1,164,175.00. Total contract amount including current change order = \$1,177,858.00. Fiscal Year 2020 Streetscape Budget (Capital Purchase Improvement Fund) = \$1,350,000.00.

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

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING PART V. COMPENSATION PLAN; G. IMPLICATIONS OF PERSONNEL ACTIONS AND I. SALARY INCREASES OF THE "POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN" AS ADOPTED BY ORDINANCE NO. 51, SERIES OF 2017, AS PREVIOUSLY AMENDED.

FISCAL NOTE: Personnel policy change for the Board of Commissioners approve the salary of promotions and annual increases. Minimal Fiscal impact.

- d. *Reading and adoption of a municipal order entitled:*

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING USE OF CITY RIGHTS-OF-WAY FOR THE PURPOSE OF OUTDOOR DINING OR THE OUTDOOR DISPLAY AND SALE OF MERCHANDISE THROUGH AND INCLUDING JULY 4, 2020.

VII. ADJOURNMENT OR RECESS