REGULAR MEETING
APRIL 12, 2018

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, April 12, 2018, at the hour of 12:00 PM. Those present were Commissioners: Marty Gute, Matt Perkins, Pat Steen and Mayor Stephen E. Gilmore, who presided. Absent: Commissioner Amanda Clark. Also present were: Michael S. Graese, City Manager; Richard W. Martin, Interim Corporation Counsel; Susan W. Maddix, City Clerk; Todd Kelley, Chief of Police; Greg Ray, Fire Chief; Ryan Eastwood, Director of Engineering and Utilities; Chris Pullem, Community and Economic Development Director; Tony Grubb, Finance Director; Michelle Veach, Assistant Finance Director; Randy Carpenter, Acting Director of Public Works; Sean Murray, Human Resources/Parks & Recreation Director; Michelle Grubb and Gretchen VanHoose, Finance Department; Katherine Utsinger, Melissa Dillon, Emily Bayes and Osei Amo-Mensah, Community and Economic Development; Mike Adkins, Risk Manager; Joanna King, Public Information Officer; and Reporters.

The invocation was given by Commissioner Gute.

The Pledge of Allegiance was conducted.

AGENDA

City Manager Graese presented the agenda of April 12, 2018. Motion was made by Perkins, seconded by Gute, to receive & file the agenda. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay - none. Motion passed.

MINUTES

Motion was made by Perkins, seconded by Gute, to dispense with reading and approve the minutes of the Regular Meeting held on March 22, 2018. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

HEARINGS AND REPORTS

Mayor and City Commissioners' Comments

Commissioner Gute welcomed the audience. He announced that Central Park is blooming and this should be a great weekend as both area Little Leagues are opening. Commissioner Gute congratulated Ashland Middle School for placing in the top three of the Samsung Solve for Tomorrow contest.

Corporation Counsel Martin read the following Proclamation:

PROCLAMATION BY
STEPHEN E. GILMORE, MAYOR
CITY OF ASHLAND, KENTUCKY
* * * * * * * * * * * * * * * * * * *

WHEREAS, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, Ashland has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree-planting ways.

NOW THEREFORE, I, Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, do hereby proclaim Friday, April 27, 2018 as

"ARBOR DAY"

in the City of Ashland, and urge all citizens to support efforts to care for our trees and woodlands and support our city's community forestry program.

FURTHER, I urge all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Ashland, Kentucky to be affixed this 2nd day of April, 2018.

/s/STEPHEN E. GILMORE, MAYOR

Attest:

/s/SUSAN W. MADDIX, CITY CLERK

Mayor Gilmore presented the following Proclamation:

PROCLAMATION BY
STEPHEN E. GILMORE, MAYOR
CITY OF ASHLAND, KENTUCKY

Through public and private efforts, Ashland, Kentucky has made great strides in both reducing rape and sexual abuse and improving our response to these survivors. These individuals deserve to be treated with dignity and respect by our criminal justice system and society at large.

Victims often must cope with the long-lasting psychological, financial and physical consequences of rape. We recognize that our response to crime victims plays an important role in their efforts to rebuild their lives. As a nation devoted to liberty and justice for all, America must increase its efforts to protect, restore, and expand victims' rights.

Let us gratefully acknowledge all who play significant roles in rebuilding the lives of victims, especially the more than 3,800 community and system-based victim service programs across the United States that respond to rape victims with dignity, compassion, and respect – values that Americans hold dearly. In the state of Kentucky more than 4,500 people received services for rape and sexual assault in 2017. Also included are the 839 family members and friends of these victims who received counseling and support related to a loved one's rape or sexual assault. These counseling sessions for victims and their loved ones totaled 13,807. In addition, more than 3,500 crises calls were fielded across the state relating to rape or sexual assault. As well as victim services, the rape crises centers provided 3,278 education and training programs that reached 84,832 people in 2017.

Let us in particular express our appreciation for those victims of rape and sexual abuse who have turned personal tragedy into a motivating force to improve the rights and resources available to other rape victims and to build a better, more just community.

Ashland and the state of Kentucky have adopted laws to protect the rights of victims of rape and provide them certain essential services. Let us celebrate a nation where these laws are enforced. It is up to each of us to do what we can to adhere to the spirit of those laws and those values on which our nation was founded. Let us treat all victims of rape and sexual abuse with compassion, regardless of race, age, gender, ethnicity, religion, sexual orientation, or income.

NOW, THEREFORE, I, Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, by virtue of the authority vested in me do hereby proclaim the month of April, Sexual Assault Prevention/Awareness Month, and recognize April as National Sexual Assault Awareness month, and I urge the citizens of Ashland, Kentucky to reaffirm our commitment to victims' rights and America's values, ensuring that rape victims receive our utmost respect, understanding, and compassion this month and throughout the year.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Ashland, Kentucky to be affixed this 12th day of April, 2018.

/s/STEPHEN E. GILMORE, MAYOR

Attest:

/s/SUSAN W. MADDIX, CITY CLERK

Mayor Gilmore presented the following Proclamation in memory of Carol Jackson regarding Fair Housing. Mayor Gilmore presented the Proclamation to Carol's children, Melinda and Charles.

PROCLAMATION BY
STEPHEN E. GILMORE, MAYOR
CITY OF ASHLAND, KENTUCKY

WHEREAS, this Proclamation is dedicated in memory of Carol Jackson, and her diligent efforts on behalf of many who needed a voice and someone to stand up for them, whether a human rights or fair housing injustice; and

WHEREAS, Title VIII of the Civil Rights Act of 1968, prohibits discrimination in housing and declares it a national policy to provide, within constitutional limits, for fair housing in the United States; and

WHEREAS, the principle of Fair Housing is not only national law and national policy, but a fundamental human concept and entitlement for all Americans; and

WHEREAS, the National Fair Housing Law, during the month of April, provides an opportunity for all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

NOW THEREFORE, I, Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, do proclaim April as Fair Housing Month in the City of Ashland and do hereby urge all citizens of this community to become aware of and support the Fair Housing law.

REGULAR MEETING APRIL 12, 2018
HEARINGS AND REPORTS CONTINUED

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Ashland, Kentucky to be affixed this 12th day of April, 2018.

/s/STEPHEN E. GILMORE, MAYOR

Attest:

/s/SUSAN W. MADDIX, CITY CLERK

Presentation by 6th grade students from Ashland Middle School – Larry Bailey, teacher at Ashland Middle School, appeared before the Commission regarding the presentation of Ashland's Winter Wonderland Town by his students. The students presented a slide show depicting a Winter Wonderland Town which could be added to current Winter Wonderland festivities in Central Park. The students suggested the paved area located in the center of Central Park as the location for the Winter Wonderland Town. Each member of the Commission thanked the students for their work and for the presentation. Mayor Gilmore presented Larry Bailey with a key to the City.

City Manager's Report

BlueWater Kentucky Presentation given by Greg Heitzman, P.E.

City Manager Graese introduced Greg Heitzman of BlueWater Kentucky regarding the City's drinking water infrastructure. Mr. Heitzman presented his findings to the Commission. The Commission thanked Mr. Heitzman for his work and looks forward to working with Mr. Heitzman in the future.

29th Street Combined Sewer Overflow Project

Mayor Gilmore asked about the paving schedule for 29th Street. Director of Engineering and Utilities Ryan Eastwood reported that Mountain Enterprises will begin paving the week of April 23.

Speed Limit on Route 168

Commissioner Perkins asked Police Chief Kelley about the speed limit on Route 168. Route 168 is controlled by the State of Kentucky as it is a state route. The speed limit has been changed recently and is 45 MPH. Ashland Police Department has been working with the residents regarding enforcement. Chief Kelley advised that APD will continue to monitor the situation.

PUBLIC PARTICIPATION

Jerry Thompson, 3861 Leighwood Drive, appeared before the Commission to report on a meeting held with Huntington officials regarding the opioid addiction crisis. The small group of concerned citizens, along with Commissioner Perkins, met with the officials regarding a drug control policy. Mr. Thompson wanted to inform the Commission of the meeting and the group of concerned citizens would be preparing a detailed report to present to the Commission in the future with possible suggestions for the Board to consider.

Jolene Thompson, 3861 Leighwood Drive, appeared before the Commission to report that her graduating class is organizing a rally against opioids to be held on June 2 and would love the support of the Commission.

REGULAR MEETING APRIL 12, 2018
HEARINGS AND REPORTS CONTINUED

Sheila Fraley, representing Summer Motion, appeared before the Commission to thank them for their support and for approving the schedule of activities for Summer Motion on June 30 through July 4, 2018. June 30 and July 1 activities will be held in Central Park and July 2, 3 and 4 will be held at the Ashland Riverfront. Ms. Fraley announced the musical guests as follows: Monday, July 2 – Jordan Feliz; Tenth Avenue North. Tuesday, July 3 – Classic Rock Night (Entertainer will be announced in May). Wednesday, July 4 – Restless Heart; High Valley. The fireworks will be held at 10:15 PM on July 4. Ms. Fraley asked that Summer Motion be remembered during the budget sessions as the event is a great economic driver for the City of Ashland.

OLD BUSINESS
SECOND READING & FINAL ADOPTION

ORDINANCE NO. 61, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRIBUTION--IN--AID--OF--CONSTRUCTION AGREEMENT FOR ELECTRIC DISTRIBUTION SERVICE BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND KENTUCKY POWER COMPANY FOR THE INSTALLATION OF SEVEN (7) NEW POWER POLES AND A ONE-PHASE TAP FOR NEW SERVICE TO THE LOGTOWN WATER STORAGE TANK AT EAST PARK FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES AT A COST OF $4,708.20.

* * * * * * * * * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Mayor, Stephen E. Gilmore, is hereby authorized and directed to execute on behalf of said City a Contribution-In-Aid-Of-Construction Agreement for electric distribution service between the City of Ashland and Kentucky Power Company for the installation of seven (7) new power poles and a one-phase tap for new service to the Logtown water storage tank at East Park for the purpose of installing a tank aeration system for TTHM removal and for the installation of chlorine analyzer for the Department of Engineering and Utilities. The City will pay $4,708.20, cut the right-of-way and install underground conduit (all of which has been completed). Said agreement is attached hereto and made a part hereof by reference.

SECTION 2. All other ordinances or parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 22, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018
PUBLISHED:

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. 61, 2018 CONTINUED

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 61, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 62, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND TRIBUTE CONTRACTING & CONSTRUCTION, LLC FOR THE CONTRACT REGARDING THE 29TH STREET STORM WATER SEPARATION PROJECT INCREASING THE CONTRACT BY $52,860.00 FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

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BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 2 in the contract authorized by Ordinance No. 25, 2017 between the City of Ashland, Kentucky and Tribute Contracting & Construction, LLC for the 29th Street Storm Water Separation Project is hereby approved as follows:

Change Order No. 2	
Original Contract Price	$2,941,565.00
Previous Change Orders	64,344.00
Contract Price prior to this Change Order	3,005,909.00
Net **Increase** of Change Order No. 2	**52,860.00**
Contract Price with all approved Change Orders	$3,058,769.00

A true copy of Change Order No. 2 is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances of the City of Ashland and any parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 22, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018
PUBLISHED:

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. 62, 2018 CONTINUED

MOTION

Motion was made by Perkins, seconded by Gute, to adopt Ordinance No. 62, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 63, 2018

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF ASHLAND, KENTUCKY, CREATING THE DIVISION OF RECREATION; THE DIVISION OF PARK MAINTENANCE; CREATING THE BOARD OF PARK COMMISSIONERS AND PROVIDING FOR THE APPOINTMENT OF THE MEMBERS THEREOF; AND REPEALING ALL PRIOR RECREATION COMMISSIONS AND BOARDS OF PARK COMMISSIONERS, ORDINANCE NO. 27, SERIES OF 1999.

* * * * * * * * * *

WHEREAS, the Board of Commissioners of the City of Ashland has determined that public parks, playgrounds and recreation facilities within the City of Ashland may be more efficiently, orderly and economically administered by the creation of the Department of Parks and Recreation;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Ordinance No. 27, series of 1999, being an ordinance entitled, "AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF ASHLAND, KENTUCKY, CREATING THE DIVISION OF RECREATION; THE DIVISION OF PARK MAINTENANCE; CREATING THE BOARD OF PARK COMMISSIONERS AND PROVIDING FOR THE APPOINTMENT OF THE MEMBERS THEREOF; CREATING A CITY TREE BOARD AND PROVIDING FOR THE APPOINTMENT OF MEMBERS THEREOF; AND REPEALING ALL PRIOR RECREATION COMMISSIONS AND BOARDS OF PARK COMMISSIONERS, ORDINANCE NO. 32, SERIES OF 1973, ORDINANCE NO. 63, SERIES OF 1978 AND ALL AMENDMENTS THERETO,"

SECTION 2. DEPARTMENT OF PARKS AND RECREATION. Pursuant to the provisions of Kentucky Revised Statutes 97.020 and 97.441, there is hereby created the Division of Recreation for the City of Ashland.

The Department of Parks and Recreation shall consist of such officers and employees as shall be provided by the Board of Commissioners of the City of Ashland. The Department of Parks and Recreation shall coordinate, supervise and oversee the recreational use of all public parks and any lands or lots heretofore or hereafter devised and bequeathed to the City of Ashland for park purposes, including, but not limited to, 47th Street Park (Boat Dock), AK Steel Sports Park, C. Wendell Banks Park (a/k/a Southside Park), Norman "Dutch" Berry Park, Central Park, Dawson Park and Pool, East Central Park, Joseph P. Harris Linear Park, Oliverio (formerly Clyffeside) Park, Pollard Mills Park, Riverfront Park (Port of Ashland), Charles and Betty Russell Park, Spring Park and such other City properties as defined by KRS 97.425.

The Department of Parks and Recreation shall be responsible for the scheduling of the use of city facilities and parks and shall be responsible for the operation and administration of city recreation programs. The Department of Parks and Recreation shall, with the approval of the Board of Commissioners, after consultation with the Park Board, promulgate and post such rules and regulations as is deemed necessary for the conduct of persons in the parks. The Department of Parks and Recreation shall coordinate efforts with the other departments of city government and the office of the City Manager.

Further, there is hereby recreated the position of Park Superintendent.

The duties of the Park Superintendent are as follows:

(1) shall have charge of the care and upkeep of all parks and pools owned by the City of Ashland and shall see that such parks and pools are kept in a clean and well-maintained condition;

(2) shall report to the Director of the Department of Parks and Recreation when any of the park buildings or equipment need repair;

(3) shall see that all play areas and facilities are kept in good and safe condition and that all rest rooms and facilities are kept in a clean and sanitary condition.

(4) shall have supervision over all employees assigned to work in the Department of Parks and Recreation with the exception of the Director; and

(5) shall coordinate the efforts of the Department of Parks and Recreation with the other departments of city government and the office of the City Manager.

SECTION 3. PARK BOARD COMPENSATION

Members of the Park Board shall serve without compensation.

SECTION 4. PARK BOARD. Pursuant to Kentucky Revised Statutes 97.455 and 97.465, there is hereby created a Board of Park Commissioners commonly known and referred to as the "Park Board."

The Park Board shall consist of seven members who are citizens and residents of this City and shall be appointed by the Mayor with the approval of the Board of City Commissioners.

The members of the Park Board shall be appointed for terms of four years, except that the members first appointed shall be so appointed that the terms of not more than two (2) members shall expire in the same year. Appointments made to fill an unexpired term shall be made for the remainder of the unexpired term.

Absence from more than two (2) consecutive meetings may constitute cause for removal from office. Any member of the Park Board may be removed by majority vote of the members of the legislative body of the City of Ashland.

The Park Board shall be an advisory board only and shall advise the legislative body and the Director of Parks and Recreation of the City regarding City parks and recreational programs and projects and shall advise the legislative body and the Director of Parks and Recreation as to methods to promote the full use of all park facilities in the interest of the public.

The Park Board shall establish rules not inconsistent with the foregoing provisions and shall fix the time and place for holding of its meetings.

SECTION 5. PARK BOARD DUTIES AND RESPONSIBILITIES

The Park Board shall be responsible for the City's policy regarding, removal, topping and planting of trees in Central Park, Oliverio Park and all present and future parks and on the rights-of-way in the downtown Central Business District bounded on the East by 18th Street, on the North by Greenup Avenue, on the West by 12th Street and on the South by Carter Avenue.

It shall additionally be the responsibility of the Board to study, investigate, the care, preservation, pruning, planting, replanting, removal or disposition of trees and shrubs located in parks, and downtown business areas. The Board, when requested by the City Commission, shall consider, investigate, make a finding, report, and for recommendation upon any special matter or question coming within the scope of its work.

SECTION 6. DEFINITIONS

Street trees: "Street trees" are herein defined as trees, shrubs, bushes, and all other woody vegetation on land lying between property lines on either side of all streets, avenues, or ways within the City.

Park trees: "Park trees" are herein defined as trees, shrubs, bushes, and all other woody vegetation in public parks having individual names, and all areas owned by the City, or to which the public has free access as a park.

SECTION 7. STREET TREE SPECIES TO BE PLANTED

The Park Board shall maintain an official Street Tree species list for the City of Ashland, Kentucky. No other species may be planted as Street Trees without written prior approval of the Park Board.

SECTION 8. SPACING

No trees may be planted closer together than the following: Small Trees, 30 feet; Medium Trees, 40 feet; and Large Trees, 50 feet; except in special plantings designed or approved by the Park Board. The Park Board official street tree list shall designate trees by the three sizes.

SECTION 9. DISTANCE FROM CURB AND SIDEWALK

The distance trees may be planted from curbs or curblines and sidewalks will be in accordance with the three species size classes listed in Section 15 above, and no trees may be planted closer to any curb or sidewalk than the following: Small Trees, 2 feet; Medium Trees, 3 feet; and Large Trees, 4 feet.

SECTION 10. DISTANCE FROM STREET CORNERS AND FIREPLUGS

No Street Tree shall be planted closer than 35 feet to any street corner, measured from the point of nearest intersecting curbs or curblines. No Street Tree shall be planted closer than 10 feet to any fireplug.

SECTION 11. UTILITIES

No Street Trees other than those species listed as Small Trees in Section 15 above may be planted under or within 10 lateral feet of any overhead utility wire, or over or within 5 lateral feet of any underground water line, sewer line, transmission line or other utility.

SECTION 12. TREE TOPPING

It shall be unlawful as a normal practice for any person, firm, or city department to top any tree located in the parks and Downtown Business District, Park Tree, or other tree on public property without prior City Manager approval. Topping is defined as the severe cutting back of limbs to stubs larger than three inches in diameter within the tree's crown to such a degree so as to remove the normal canopy and disfigure the tree. Trees severely damaged by storms or other causes, or certain trees under utility wires or other obstructions where other pruning practices are impractical may be exempted from this ordinance at the determination of the Park Board and/or City Manager.

SECTION 13. PUBLIC TREE CARE

The City has the right to plant, prune, maintain and remove trees, plants, shrubs within the lines of all streets, alleys, avenues, lanes, squares and public grounds, as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such public grounds. Nothing contained herein shall affect the City Manager's exercise of discretion as to normal trimming.

The City Park Board shall recommend to the City Manager removal of any tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines, or other public improvements, or is affected with any injurious fungus, insect or other pest. The City Manager shall have final authority. This Section does not prohibit the planting of Street Trees by adjacent property owners providing that the selection and location of said trees in accordance with the provisions of this section.

SECTION 14. Should any section, subsection, sentence, clause or phrase of this ordinance be held to be unconstitutional or otherwise invalid by a court of competent jurisdiction, such decision shall not affect any other portion of this ordinance, it being the intention of the Board of Commissioners to enact this ordinance section by section, subsection by subsection, and all sentences, clauses or phrases hereof independently of any other section, subsection, sentence, clause or phrase.

SECTION 15. That Ordinance No. 27, Series of 1999, is hereby repealed and all other ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are also hereby repealed.

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. 63, 2018 CONTINUED

SECTION 16. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 17. It is hereby authorized that publication of this ordinance shall be in summary form.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 22, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 63, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 64, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH A & J PROPERTIES FOR THE INSTALLATION OF A WATER LINE EXTENSION OUTSIDE THE CITY LIMITS AT RUCKER MOBILE HOME PARK LOCATED NEAR SUMMIT ROAD AND LITTLE GARNER ROAD.

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BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, be and is hereby authorized to execute an agreement between the City of Ashland, Kentucky, and A & J Properties for the installation of a water line extension outside the city limits at Rucker Mobile Home Park located near Summit Road and Little Garner Road for the Department of Engineering and Utilities. A copy of said agreement is attached hereto and made a part hereof by reference.

SECTION 2. All ordinances of the City of Ashland and any parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance be in summary form.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. 64, 2018 CONTINUED

ADOPTED BY THE BOARD OF COMMISSIONERS: March 22, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018
PUBLISHED:

MOTION

Motion was made by Perkins, seconded by Steen, to adopt Ordinance No. 64, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 65, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING SECTION 5 OF ORDINANCE NO. 21, SERIES OF 2012, WHICH IS COMMONLY KNOWN AND REFERRED TO AS THE "SIGN ORDINANCE" REGARDING REGULATIONS ON OUTDOOR ADVERTISING.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Section 5 of Ordinance No. 21, Series of 2012, being an ordinance entitled, "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE SIGN REGULATIONS FOR THE CITY OF ASHLAND, KENTUCKY, AND REPEALING ARTICLE VII OF ORDINANCE NO. 101, 1986 COMMONLY KNOWN AND REFERRED TO AS THE "ZONING ORDINANCE" AND REPEALING ORDINANCE NO 56, SERIES OF 1998," which is commonly known and referred to as the "Sign Ordinance" be and said section is hereby amended as follows, such amendments shown by underscoring all newly inserted language and by a single broken line through all deleted language:

Section 5. PERMITTED SIGNS

Only signs as described herein and as may be permitted otherwise in these regulations will be allowed. No sign described by this Section shall be erected unless a permit for the same has been issued by the Code Enforcement Officer. All signs erected under the requirements of this Section may be illuminated in accordance with Section 6 unless provided otherwise herein. "Districts" refer to zoning districts as depicted on the Official Zoning Map of the City.

A. Residential Districts

1. Permanent, identification signs for subdivision, mobile home parks, and travel trailer campgrounds not exceeding fifteen (15) square feet in area are permitted. One (1) sign may be erected at each major entrance to the subdivision, mobile home park or travel campground; and shall be no closer than ten (10) feet in height above ground level, and shall be parallel to the street frontage.
2. One (1) permanent, identification sign for multi-family residential developments may be erected at each major entrance to the property. Such signs shall not exceed fifteen (15) square feet in area and may be flat-mounted against the wall of an apartment building or freestanding, if freestanding, such signs shall be set back ten (10) feet from property line and shall not exceed six (6) feet in height above ground level, and be parallel to the street frontage.
3. Signs for home occupations shall be limited to one (1) sign not exceeding four (4) square feet in area. Such signs shall be unlighted and mounted flat against the wall of the principal building.

4. One (1) permanent, freestanding sign for non-residential uses permitted as a matter of right, conditionally, or as nonconformities (other than home occupations), may be erected on the premises, provided such signs do not exceed twenty (20) square feet in area. No freestanding sign shall be located closer than ten (10) feet to any property line nor exceed six (6) feet in height above ground level. Such signs shall be parallel to the street frontage.
5. Non-residential uses permitted as-of-right, conditionally, or as nonconformities (other than home occupations) may have a flat-mounted wall sign. No single sign shall exceed twenty (20) square feet in area.

B. Neighborhood Business, Public Hospital Districts

With the B-1 Neighborhood and P-H Public Hospital Districts as shown on the Zoning Map, only the following types of signs shall be permitted:

1. One (1) freestanding sign shall be permitted for each zoning lot. The area of the sign shall not exceed one (1) square foot for each one (1) foot of lot width, provided no such sign shall exceed fifty (50) square feet. Any such sign shall not exceed fifteen (15) feet in height.
2. Flat-mounted wall signs are permitted for each separate business establishment, provided the total allowable sign are for all such signs shall not exceed one (1) square foot for each linear foot of building wall facing a public street or common drive (such as in a unified shopping center).
3. One (1) identification sign per business may be suspended from or attached to the underside of a canopy or marquee provided such sign does not exceed six (6) square feet in area, and shall maintain a clear distance of at least ten (10) feet between the sidewalk and the bottom of the sign, not over the public right-of-way.

C. General Business

Within the B-2 General Business District as shown on the Zoning Map, only the following types of signs shall be permitted:

1. One (1) permanent, freestanding sign is permitted for each zoning lot. The area of the sign shall not exceed two (2) square feet for each one (1) linear foot of street frontage, or a total of one hundred (100) square feet in area, whichever is less. Any such freestanding sign shall not exceed thirty (30) feet in height.
2. Unified shopping centers and other zoning lots with more than three hundred (300) feet of street frontage may have one (1) additional freestanding sign for each additional three hundred (300) feet of street frontage or portion thereof. The ratio stated in Section 5 C.1 shall apply to such additional signage, as if the additional frontage was a separate lot.
3. Permanent flat-mounted signs are permitted for each separate business establishment, provided the total allowable sign areas for all such signs shall not exceed two (2) square feet for each linear foot of building wall facing a public street or common drive (such as a unified shopping center).
4. One (1) sign projecting from a building façade per street frontage is permitted for each business establishment—in the absence of flat-mounted wall signs. Such sign shall not project more than ten (10) feet from the building façade, and shall not exceed thirty-two (32) square feet in area. Projecting signs, shall not extend above the top of the building parapet or roof ridge; shall maintain a clear distance of at least ten (10) feet above the sidewalk; and shall be totally on/over private property.

5. One (1) identification sign per business establishment may be suspended from or attached to the underside of a canopy or marquee, provided such sign does not exceed six (6) square feet in area and maintains a clear distance of at least ten (10) feet between the sidewalk and the bottom of the sign, not over the public right-of-way.
6. ~~One (1) outdoor advertising sign structure is permitted on each zoning lot. Such structure shall meet all building setback and yard requirements of the zoning district, or at least ten (10) feet back from all property lines; and in addition, shall be no closer than seventy-five (75) feet to a residential zone. Three hundred (300) feet shall separate one structure from another (on the saw side of a street or around a corner). On a zoning lot with more than three hundred (300) feet of street frontage, one (1) outdoor advertising structure is permitted for each additional three hundred (300) feet of street frontage (or portion thereof). Outdoor advertising signs shall not exceed three hundred (300) square feet in area per facing, with no more than two (2) facings per side, or forty (40) feet in height. All outdoor advertising sign structures must meet state guidelines when facing state and/or federal roadways.~~
   (a) One (1) outdoor advertising sign structure is permitted on each zoning lot. The lot must abut a federal or state highway.
   (b) To allow one (1) LED billboard, four (4) old regular billboard structures (if any) within six hundred feet (600') radius of the proposed LED billboard location must be taken down.
   (c) Such structure shall meet all building setback and yard requirements of the zoning district, or at least ten feet (10') back from all property lines; and in addition, shall be no closer than seventy-five feet (75') to a residential zone. Five hundred feet (500') shall separate one (1) structure from another (on the same side of a street or around a corner) on a zoning lot with more than three hundred feet (300') of street frontage. One (1) outdoor advertising structure is permitted for each additional five hundred feet (500') of street frontage (or portion thereof). Outdoor advertising signs shall not exceed three hundred (300) square feet in area per facing, with no more than two (2) facings per side, or forty feet (40') in height. All outdoor advertising sign structures must meet state guidelines when facing state and/or federal roadways.

D. Business/Downtown District

Within the B-3 Business/Downtown district as shown on the Zoning Map, only the following types of signs shall be permitted:

1. One (1) permanent, freestanding sign is permitted for each zoning lot. The area of the sign shall not exceed one (1) square foot for each linear foot of street frontage, or a total of sixty (60) square feet, whichever is less. Any such freestanding sign shall not exceed twenty (20) feet in height.
2. Permanent flat-mounted wall signs are permitted for each separate business establishment provided the total allowable sign area for all such signs shall not exceed one (1) square foot for each linear foot of building wall facing a public street.

3. One (1) identification sign per business establishment may be suspended from or attached to the underside of a canopy or marquee, provided such sign does not exceed six (6) square feet in area and maintains a clear distance of at least ten (10) feet between the sidewalk and the bottom of the sign, not over the public right-of-way.

E. Industrial Districts

Within the I-1 and I-2 industrial districts as shown on the Zoning Map, only the following types of signs shall be permitted:

1. One (1) permanent, freestanding sign is permitted for each zoning lot. The area of the sign shall not exceed two (2) square feet for each linear foot of lot width, or a total of one hundred (100) square feet, whichever is less. Any such freestanding sign shall not exceed thirty (30) feet in height.
2. One (1) industrial park identification sign is permitted on each park frontage, not to exceed two hundred (200) square feet in area or thirty (30) feet in height.
3. Permanent flat-mounted wall signs are permitted for each separate business, provided the total allowable sign area for all such signs shall not exceed two (2) square feet for each linear foot of building wall facing a public street or common drive (such as in a unified industrial park).
4. One (1) sign projecting from a building façade per street frontage is permitted for each business establishment—in the absence of flat-mounted wall signs. Such sign shall not project more than ten (10) feet from the building, and shall not exceed thirty-two (32) square feet in area. Projecting signs shall not extend above the top of the building parapet or roof ridge; shall maintain a clear distance of at least ten (10) feet above the sidewalk; and shall be totally on/over private property.
5. One (1) identification sign per business establishment may be suspended from or attached to the underside of a canopy or marquee, provided such sign does not exceed six (6) square feet in area and maintains a clear distance of at least ten (10) feet between the sidewalk and the bottom of the sign, not over public right-of-way.
6. ~~One (1) outdoor advertising sign structure is permitted on each zoning lot. Such structure shall meet all building setback and yard requirements of the zoning district, or at least ten (10) feet back from all property lines; and in addition, shall be no closer than seventy-five (75) feet to a residential zone. Three hundred (300) feet shall separate one (1) structure from another (on the same side of a street or around a corner) on a zoning lot with more than three hundred (300) feet of street frontage. One (1) outdoor advertising structure is permitted for each additional three hundred (300) feet of street frontage (or portion thereof). Outdoor advertising signs shall not exceed three hundred (300) square feet in area per facing, with no more than two (2) facings per side, or forty (40) feet in height. All outdoor advertising sign structures must meet state guidelines when facing state and/or federal roadways.~~
   (a) One (1) outdoor advertising sign structure is permitted on each zoning lot. The lot must abut a federal or state highway.
   (b) To allow one (1) LED billboard, four (4) old regular billboard structures (if any) within six hundred feet (600') radius of the proposed LED billboard location must be taken down.

(c) Such structure shall meet all building setback and yard requirements of the zoning district, or at least ten feet (10') back from all property lines; and in addition, shall be no closer than seventy-five feet (75') to a residential zone. Five hundred feet (500') shall separate one (1) structure from another (on the same side of a street or around a corner) on a zoning lot with more than three hundred feet (300') of street frontage. One (1) outdoor advertising structure is permitted for each additional five hundred feet (500') of street frontage (or portion thereof). Outdoor advertising signs shall not exceed three hundred (300) square feet in area per facing, with no more than two (2) facings per side, or forty feet (40') in height. All outdoor advertising sign structures must meet state guidelines when facing state and/or federal roadways.

SECTION 2. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 22, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 65, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 66, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING THE RECLASSIFICATION OF THE DIRECTOR OF ENGINEERING AND UTILITES TO THE POSITION OF CITY ENGINEER AND CAPITAL DEVELOPMENT DIRECTOR; AUTHORIZING THE RECLASSIFICATION OF PUBLIC WORKS DIRECTOR TO THE POSITION OF DIRECTOR OF PUBLIC SERVICES AND UTILITIES OPERATIONS; ADOPTING THE REPLACEMENT JOB DESCRIPTIONS FOR ALL POSITIONS IN THE AFFECTED DEPARTMENTS; AND ADOPTING THE REVISED AUTHORIZED POSITIONS LISTING TO REFLECT THIS REORGANIZATION; OF THE "POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN" AS ADOPTED BY ORDINANCE NO. 51, SERIES OF 2017, AS PREVIOUSLY AMENDED.

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. 66, 2018 CONTINUED

* * * * * * * * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Ordinance No. 51, series of 2017, as previously amended, being an ordinance entitled, "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN FOR THE CITY OF ASHLAND, KENTUCKY AND REPEALING ORDINANCE NO. 91, SERIES OF 2011, AND ALL AMENDMENTS THERETO" is hereby amended. The job description for the position of City Engineer and Capital Development Director is hereby adopted. The job description for the position of Director of Public Services and Utilities Operations is hereby adopted. The replacement job descriptions for all positions affected by the reorganization of the Department of Public Works and the Department of Engineering and Utilities are hereby adopted. The amended and revised version of the Authorized Positions Listing is hereby adopted. A copy of said amended Job Descriptions and Authorized Positions Listing is attached hereto and made a part hereof by reference.

SECTION 2. All other ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 3. This ordinance shall be in full force and effect from and after its adoption and readoption and shall later be published as required by law.

SECTION 4. It is hereby authorized that publication of this ordinance shall be in summary form.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 22, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 66, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

CONSENT AGENDA

RESOLUTION NO. 7, 2018

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING, AUTHORIZING AND APPROVING THE COURSE OF ACTION PRESENTED BY THE CITY MANAGER ON THE ITEMS APPEARING ON THE CONSENT AGENDA FOR THE REGULAR MEETING OF THE BOARD OF CITY COMMISSIONERS OF **APRIL 12, 2018**.

* * * * * * * * * *

BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. The Board of City Commissioners hereby adopts, authorizes and approves the action presented by the City Manager on each item appearing on the "Consent Agenda", as amended, for the regular meeting, **April 12, 2018,** attached hereto and incorporated herein, as if set out in full, is a copy of the "Consent Agenda" hereby adopted, authorized and approved.

REGULAR MEETING APRIL 12, 2018
CONSENT AGENDA CONTINUED

SECTION 2. This resolution shall be in full force and effect from and after its adoption, as required by law.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: April 12, 2018

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Resolution No. 7, 2018.

DISCUSSION

Regarding Item (17) – Purchase of a Caterpillar Backhoe from Whayne Supply in the amount of $107,329.22 - Commissioner Perkins asked if this purchase should be put on hold and discussed during budget sessions. Director of Engineering and Utilities Ryan Eastwood recommended the purchase. City Manager Graese advised the Commission the purchase would be paid for out of the current budget.

VOTE TO ADOPT

Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

CONSENT AGENDA ITEMS

1. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #18034 to the Architect (Ponder & Ponder, Architects) for the work performed at the Hotel in the amount of $27,028.96 which is calculated to be at 48% based on square footage.

2. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #17303 to the Architect (Ponder & Ponder, Architects) for the work performed at the Hotel in the amount of $11,717.04 which is calculated to be at 48% based on square footage.

3. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #18009 to the Architect (Ponder & Ponder, Architects) for the work performed at the Hotel in the amount of $8,268.91 which is calculated to be at 48% based on square footage.

4. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #0022659 (CTC Design Studio) for the work performed at the Hotel in the amount of $5,469.27 which is calculated to be at 48% based on square footage.

5. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #0022615 (CTC Design Studio) for the work performed at the Hotel in the amount of $2,790.00 which is calculated to be at 48% based on square footage.

REGULAR MEETING APRIL 12, 2018
CONSENT AGENDA CONTINUED

6. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #0022518 (CTC Design Studio) for the work performed at the Hotel in the amount of $6,311.31 which is calculated to be at 48% based on square footage.

7. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #0022570 (CTC Design Studio) for the work performed at the Hotel in the amount of $6,720.67 which is calculated to be at 48% based on square footage.

8. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #9571 & #9593 (Heritage Fire Protection) for the fire protection work performed at the Hotel in the amount of $2,393.52 which is calculated to be at 48% based on square footage.

9. City Manager recommends payment to developer (WB Hospitality, LLC) for previously-planned acquisition of property to expand public space for ingress and egress as it relates to the Downtown Hotel Development Project defined within the Ashland Plaza Master Development Plan and previously approved by the Ashland Board of City Commissioners in the amount of $276,727.70, to be paid from the Ashland Plaza Development Area Tax Increment Financing (TIF) Program adopted by Ordinance No. 71, 2017.

10. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #5 dated March 16, 2018 to Precedence Hotel Renovations for the work performed on the elevator at the Hotel in the amount of $148,925.52 which is calculated to be at 48% based on square footage.

11. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of Invoice #4 dated February 8, 2018 to Precedence Hotel Renovations for the work performed on the elevator at the Hotel in the amount of $13,804.13 which is calculated to be at 48% based on square footage.

12. City Manager recommends payment to developer (WB Hospitality, LLC) from TIFF Bond Proceeds to reimburse for payment of invoice from Light's Enterprise, Inc. for the demolition of building at 215 15th Street to widen the road, in the amount of $18,710.00.

13. City Manager recommends approval of payment for Pay Request #9 dated April 2, 2018 in the amount of $259,285.00 to Tribute Contracting & Consulting for the work completed on the 29th Street Storm Water Separation Project.

14. City Manager recommends approval of payment for Invoice #59199 dated March 21, 2018 in the amount of $37,620.00 to NewTech Systems, Inc. for the work completed for the installation of security cameras and monitoring system for the City of Ashland Water Treatment Plant.

15. City Manager recommends approval for payment of Pay Request #3 dated March 17, 2018 in the amount of $73,890.00 to Tri-State Construction & Enterprise for the work completed on the Mill Street Facilities, Phase II Project.

16. City Manager recommends approval for payment of Invoice #83X00359 dated March 31, 2018 in the amount of $23,903.85 for the removal and disposition of sludge from the Wastewater Treatment Plant from March 1 - March 31, 2018.

REGULAR MEETING APRIL 12, 2018
CONSENT AGENDA CONTINUED

17. City Manager presents for approval to purchase a Caterpillar Backhoe from Whayne Supply Company under state contact pricing in the amount of $107,329.22 to replace a 1994 Ford Backhoe #1457 that has both electrical and hydraulic issues and also approving payment upon acceptance of the vehicle, Division of Water Distribution, Department of Engineering and Utilities.

18. City Manager recommends approval to award the bid for the purchase and delivery of fourteen (14) Hach TU5300 Laser Turbidimeters with operational accessories in the amount of $50,109.69 to the Hach Company, and approving payment upon acceptance of the materials for the Division of Water Production, Department of Engineering & Utilities.

19. City Manager recommends to award the bid for the Placement and Replacement of Bituminous Asphalt Material for the 2018 Street Paving Season in the amount of $737,405.50 to Mountain Enterprises, Inc., Division of Streets, Department of Public Works.

20. City Manager recommends approval for the Highlands Museum to host a Pep Rally Event with local schools to help kick off the grand opening of the Smithsonian Traveling Exhibit on April 14, 2018 from 10:00 am - 6:00 pm. This would include blocking Winchester Avenue from 16th Street to 17th Street and for the Street Department to hang a banner across Winchester Avenue. It is estimated that this event would cost City Staff approximately $491.68.

21. Other Consent Items.

NEW BUSINESS
FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

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 MOUNTAIN ENTERPRISES, INC. FOR THE PLACEMENT AND REPLACEMENT OF BITUMINOUS ASPHALT MATERIAL FOR THE 2018 STREET PAVING PROGRAM IN THE AMOUNT OF $737,405.50 FOR THE CITY OF ASHLAND, DEPARTMENT OF PUBLIC WORKS.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

2018 Paving Program

Director of Engineering and Utilities Eastwood was instructed by the Commission to publish the paving list on the City's website and in *The Daily Independent.*

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. , 2018

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 169, SERIES OF 1995, AS PREVIOUSLY AMENDED, COMMONLY REFERRED TO AS THE STOP SIGN ORDINANCE, AUTHORIZING THE PLACEMENT OF STOP SIGNS EASTBOUND AND WESTBOUND IN THE ALLEY BETWEEN BATH AVENUE AND CENTRAL AVENUE AT THE PEDESTRIAN ENTRANCE TO ASHLAND FIRST CHURCH OF THE NAZARENE LOCATED AT 2201 BATH AVENUE; AND THE PLACEMENT OF STOP SIGNS EASTBOUND AND WESTBOUND ON MAYO PLAZA AT ITS INTERSECTION WITH 25TH STREET.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 3 BETWEEN THE CITY OF ASHLAND, KENTUCKY, ASHLAND FURNACE CO., INC. AND ASHLAND CHILD DEVELOPMENT CENTER FOR A CONTRACT REGARDING THE INSTALLATION OF AN HVAC SYSTEM AT 1526 AND 1538 CENTRAL AVENUE INCREASING THE AMOUNT OF THE CONTRACT BY $1,950.00 FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT THROUGH THE HOUSING AND URBAN DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG).

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Steen and Mayor Gilmore. Nay – none. Abstain – Commissioner Perkins. Motion passed.

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. , 2018

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

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 GRW ENGINEERS, INC. ACCEPTING THE TERMS AND CONDITIONS FOR PROVIDING A WATER TREATMENT PLANT SCADA & FIELD INSTRUMENTATION NEEDS ASSESSMENT IN THE AMOUNT OF $19,900.00 PURSUANT TO THE PROPOSAL ADOPTED BY ORDINANCE NO. 27, SERIES OF 2018 FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

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 MARCUS HATTEN D/B/A H & S CONSTRUCTION & LAWN CARE FOR THE PURCHASE OF ALL LABOR FOR THE ABATEMENT OF HIGH GRASS AND WEEDS ON RESIDENTIAL LOTS THROUGHOUT THE CITY LIMITS OF ASHLAND FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

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 DANIEL RUNYON D/B/A DANIELS LAWN CARE FOR THE PURCHASE OF ALL LABOR FOR THE ABATEMENT OF HIGH GRASS AND WEEDS ON RESIDENTIAL LOTS THROUGHOUT THE CITY LIMITS OF ASHLAND FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

REGULAR MEETING APRIL 12, 2018
ORDINANCE NO. , 2018 CONTINUED

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

DISCUSSION ITEMS

Request by Tina Campbell and Alan Ray for the limited use of public right-of-way for the installation of a sign at 1612 Bath Avenue – Tina Campbell appeared before the Commission to answer any questions from the Commission. The sign will be located in front of the bed and breakfast – The Governor's Inn. The grand opening is scheduled for May 5. Motion was made by Gute, seconded by Steen, authorizing the Legal Department to prepare a limited use of right-of-way ordinance. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

Request by Ashland Auto Sales and Rental for a limited use of right-of-way for a parking encroachment on the east side of 8th Street from the alley North to Winchester Avenue - Motion was made by Perkins, seconded by Steen, authorizing the Legal Department to prepare a limited use of right-of-way ordinance. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

EXECUTIVE SESSION

Motion was made by Perkins, seconded by Gute, to go into Executive Session at 1:21 PM to discuss an individual personnel matter. Upon roll call, voting aye were Commissioners Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

RECONVENED

The meeting reconvened at 1:45 PM and Mayor Gilmore announced that the only item discussed was an individual personnel matter with no final action taken.

COMMISSIONER AMANDA CLARK

Mayor Gilmore asked that the record reflect that Commissioner Clark was absent from the meeting due to the fact she was on a recruitment trip through her position as the Ashland Alliance.

BUS TOUR OF CITY OPERATED FACILITIES

The Commission continued the meeting on a bus tour of the following City facilities: (1) Water Treatment Plant; (2) 41st Street Garage, Sanitation and Animal Control; (3) 21st Street Garage and (4) Mill Street facilities (Old and New) Water Distribution and Sewer Collection. The Commission returned to the City Building.

RECESS

Mayor Gilmore declared the meeting recessed at 3:55 PM until Tuesday, April 17, 2018 at 10:30 AM at Ashland Middle School.

Stephen E. Gilmore
STEPHEN E. GILMORE
MAYOR

ATTEST:

Susan W. Maddix
SUSAN W. MADDIX
CITY CLERK