

**REGULAR MEETING
MAY 24, 2018**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, May 24, 2018, at the hour of 12:00 PM. Those present were Commissioners: Amanda Clark, Marty Gute, Matt Perkins, Pat Steen and Mayor Stephen E. Gilmore, who presided. 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, Engineering and Utilities Director; Chris Pullem, Community and Economic Development Director; Tony D. Grubb, Finance Director; Michelle Veach, Assistant Finance Director; Jack Hunter, Acting Director of Public Services and Utilities Operations; Sean Murray, Human Resources/Parks & Recreation Director; Michelle Grubb, Finance Department; Mike Adkins, Risk Manager; Osei Amo-Mensah, Planner; 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 26, 2018. Motion was made by Perkins, seconded by Clark, to receive & file the agenda. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay - none. Motion passed.

MINUTES

Motion was made by Gute, seconded by Perkins, to dispense with reading and approve the minutes of the Regular Meeting held on April 26, 2018. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay - none. Motion passed.

HEARINGS AND REPORTS

Mayor and City Commissioners' Comments

Commissioner Clark reported on information regarding the Braidy Groundbreaking on June 1, 2018. A public ceremony is scheduled at the site at East Park at 1:00 PM on June 1. Braidy has partnered with Ashland in Motion to present a special First Friday event that evening in downtown Ashland from 5:00 PM to Midnight. Everyone is welcome.

City Manager's Report

City Manager Graese reported statistics regarding the City's Facebook, Twitter and Instagram accounts.

PUBLIC PARTICIPATION

Ben Cooksey, representing Arby's, appeared before the Commission regarding New Business (h) which was an ordinance regarding Hepatitis "A" inoculations for food service workers. Mr. Cooksey advised the Commission that public safety is most important and he was glad the City is taking appropriate action. Mr. Cooksey provided some sample ordinances for review and suggested clarification or exemptions regarding religious beliefs, booster shots, proof of prior vaccine.

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PUBLIC PARTICIPATION CONTINUED

Rebecca Miller, Crest Street, appeared before the Commission as a neighbor to Commissioner Gute. Ms. Miller reported to the Board that Mr. Gute does not physically reside within the City of Ashland and questioned his position as a City Commissioner. Commissioner Gute reported that he has four children and five grandchildren who live in the Lexington and Louisville area. Mr. Gute reported he did purchase a part-time residence in Mt. Sterling; however, he advised his physical primary residence is 2301 Crest Street, Ashland. Corporation Counsel Martin advised this is a subject issue for which there is a remedy prescribed by Kentucky Revised Statutes.

CONSENT AGENDA

RESOLUTION NO. 10, 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 MAY 24, 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, May 24, 2018, attached hereto and incorporated herein, as if set out in full, is a copy of the "Consent Agenda" hereby adopted, authorized and approved.

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: May 24, 2018

MOTION

Motion was made by Clark, seconded by Gute, to adopt Resolution No. 10, 2018. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

CONSENT AGENDA ITEMS

1. City Manager recommends approval to award the bid for the purchase of approximately 1,500 tons of treated rock salt in the amount of \$84.00 per ton to Morton Salt, Inc., of Chicago, IL.
2. City Manager recommends approval to award the bid for the purchase and delivery of electrical conduit, fittings and accessories in the amount of \$15,724.25 for the 1200 Block of Winchester Avenue Streetscape Project to West Virginia Electric Supply Company and approving payment upon acceptance of materials.

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CONSENT AGENDA CONTINUED

3. City Manager recommends approval to award the bid for the repair and painting of the Catlettsburg water and storage tank to Worldwide Industries Corp., in the amount of \$364,834.00, Division of Water Distribution.
4. City Manager recommends the approval of the Consulting Agreement Contract between the Kentucky League of Cities and the City of Ashland for work sessions which will result in creating/updating the Mission, Vision, Values in preparation for the City's Comprehensive Plan Update, in the amount of \$2,500.
5. City Manager recommends approval for The Neighborhood to host the 2nd Annual Steak Fry on June 8th, 2018 from 1:00 -11:00 pm and including closing the alley behind The Neighborhood. This event will showcase The Neighborhood and provide funding for their operations.
6. City Manager presents approval for payment of invoice # 265898 dated April 26, 2018 in the amount of \$21,307.90 to Kentucky Retirement Systems for payment of Pension Spiking.
7. City Manager recommends the probationary appointment of Darren J. Walker to the position of Wastewater Collection Operator I, Grade 104, Public Services & Utility Operations Department, Wastewater Collection Division, contingent upon satisfactory completion of physical examination.
8. 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 MORTON SALT, INC. FOR THE PURCHASE OF APPROXIMATELY ONE THOUSAND FIVE HUNDRED (1,500) TONS OF TREATED ROCK SALT AT \$84.00 PER TON (DELIVERED) FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF STREETS.

MOTION

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

**REGULAR MEETING MAY 24, 2018
NEW BUSINESS – ORDINANCE NO. _____, 2018**

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING THE ZONING MAP OF THE OFFICIAL ZONING ORDINANCE OF THE CITY OF ASHLAND NO. 101, SERIES OF 1986, AS PREVIOUSLY AMENDED, BY CHANGING THE ZONING CLASSIFICATION OF 542 BLACKBURN AVENUE FROM (R-5) MULTI/SINGLE FAMILY RESIDENTIAL/MEDIUM DENSITY TO (B-1) NEIGHBORHOOD BUSINESS

MOTION

Motion was made by Clark, seconded by Perkins, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Clark, 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, FIXING THE REGULATORY LICENSE FEE AT 4% OF THE GROSS RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES WITHIN SAID CITY DURING THE FISCAL YEAR JULY 1, 2018 THROUGH JUNE 30, 2019, AS AUTHORIZED AND IMPOSED BY SECTION 25 OF ORDINANCE NO. 59, SERIES OF 2018, KNOWN AND CITED AS THE ALCOHOLIC BEVERAGE CONTROL ORDINANCE FOR THE CITY OF ASHLAND, SUCH PROCEEDS TO BE USED TO REIMBURSE THE CITY FOR EXPENSES RELATED TO THE SALE OF ALCOHOLIC BEVERAGES THEREIN.

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 Clark, 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 AND WORLDWIDE INDUSTRIES CORP. FOR THE REPAIR AND PAINTING OF THE CATLETTSBURG WATER STORAGE TANKE IN THE AMOUNT OF \$364,834.00 FOR THE DIVISION OF WATER DISTRIBUTION.

REGULAR MEETING MAY 24, 2018
NEW BUSINESS – ORDINANCE NO. 2018, CONTINUED

MOTION

Motion was made by Clark, seconded by Perkins, to adopt Ordinance No. _____, 2018, at this its first reading. Upon roll call, voting aye were Commissioners Clark, 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 AND TRIBUTE CONTRACTING & CONSTRUCTION, LLC FOR THE CONTRACT REGARDING THE 29TH STREET STORM WATER SEPARATION PROJECT GRANTING A 90-DAY EXTENSION FROM APRIL 14 TO JULY 13, 2018 FOR COMPLETION OF THE PROJECT FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. _____, 2018, at this its first reading.

DISCUSSION

Mayor Gilmore reported to the Board that he had met with Tribute Contracting regarding this extension. Tribute reported the delay is due to the installation of two new water lines by the City while the area was under construction.

VOTE

Upon roll call, voting aye were Commissioners Clark, 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, AMENDING PART V. COMPENSATION PLAN, SECTION K. OF THE “POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN” AS ADOPTED BY ORDINANCE NO. 51, SERIES OF 2017, AS PREVIOUSLY AMENDED.

MOTION

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

**REGULAR MEETING MAY 24, 2018
NEW BUSINESS – 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 SUBMIT THE PROGRAM YEAR 2018 ACTION PLAN FOR A COMMUNITY DEVELOPMENT BLOCK GRANT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), AND UPON ACCEPTANCE OF SAID APPLICATION FROM HUD, TO EXECUTE ON BEHALF OF THE CITY OF ASHLAND, AN AGREEMENT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ENABLE THE CITY TO UNDERTAKE THESE ACTIVITIES AND/OR ANY AND ALL DOCUMENTS ASSOCIATED WITH THE GRANT SUBMITTAL.

MOTION

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

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING REGULATIONS FOR THE BUSINESSES/ENTITIES PROVIDING FOOD SERVICES WITHIN THE CITY OF ASHLAND, KENTUCKY, REQUIRING HEPATITIS “A” INOCULATIONS FOR WORKERS ENGAGED IN THE HANDLING OF FOOD TO BE CONSUMED BY THE PUBLIC.

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. _____, 2018, at this its first reading.

DISCUSSION

Corporation Counsel Martin advised the Board that Mr. Cooksey’s comments warrant an additional review of the draft. Mr. Martin recommended the Board give the ordinance first reading at this time even though a different draft may be presented at the next meeting.

Maria Hardy, Director of the Ashland/Boyd County Health Department, appeared before the Commission to report that there is not another city in Kentucky that has addressed this issue. Ms. Hardy clarified that the Hepatitis “A” vaccine always includes two shots. The vaccination is not complete until a person has received two doses. Ms. Hardy also discussed “HERD Immunity” with the Commission which means that the population receives the benefits even though there may be some who do not take the vaccine. She reported the Ashland and Boyd County restaurants have cooperated fully with the Health Department.

REGULAR MEETING MAY 24, 2018
NEW BUSINESS – ORDINANCE NO. , 2018 CONTINUED

VOTE

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

DISCUSSION ITEM

Presentation on the preliminary layout and design of the 16th Street Plaza – City Engineering Ryan Eastwood made a presentation regarding the redesign of the 16th Street Plaza to be expanded. The timeline for completion is November 2018. Motion was made by Clark, seconded by Perkins, to approve the design concept presented and to move forward with the project. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

EXECUTIVE SESSION

Motion was made by Clark, seconded by Perkins, to go into Executive Session at 1:14 PM to discuss an individual personnel matter. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

RECONVENED

The meeting reconvened at 2:20 PM and Mayor Gilmore announced that the only item discussed was an individual personnel matter with no final action taken.

ADJOURNMENT

Mayor Gilmore declared the meeting adjourned at 2:21 PM.


STEPHEN E. GILMORE
MAYOR

ATTEST:


SUSAN W. MADDIX
CITY CLERK