

**REGULAR MEETING
AUGUST 9, 2018**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, August 9, 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: Chris Pullem, Acting City Manager; Richard W. Martin, Interim Corporation Counsel; Susan W. Maddix, City Clerk; Todd Kelley, Chief of Police; Greg Ray, Fire Chief; Ryan Eastwood, City Engineer and Capital Projects; 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; Lorraine Woolery, Section 8 Voucher/Grant Coordinator; 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

Acting City Manager Pullem presented the agenda of August 9, 2018. Motion was made by Gute, seconded by Steen, to receive & file the agenda. 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 Clark reported how proud she is of the people in our community. She commended Ashland Credit Union and Members Choice Credit Union for getting together for the "Build a Bed" project and building 70 beds which meant 70 local children went home that afternoon with a bed frame, a mattress donated by Big Sandy furniture and bedding; the Amy for Africa whiffle ball tournament mission project; and the Young Professionals who filled 707 backpacks for school children in two school districts. Community Cleanup for Build Ashland, a school supply drive at Oakview Elementary, Lobster Fest for Safe Harbor, all going on this weekend.

Commissioner Steen thanked Chief Kelley and the Ashland Police Department for hosting National Night Out.

Commissioner Perkins thanked Chief Kelley for the "Cram the Cruiser" project in conjunction with the Boyd County Circuit Court Clerk's Office.

Ashland Police Department Accreditation

Mayor Gilmore commended the Ashland Police Department for receiving its 3rd Accreditation. Chief Kelley reported on the accreditation process through the Kentucky Association of Chiefs of Police and the State of Kentucky which includes recommendations by the regional court systems in addition to the Kentucky Supreme Court. The process began last August under the direction of Major Scott Sexton. Chief Kelley commended Major Sexton and the members of the department for the prestigious award.

Mayor and City Commissioners' Comments (continued)

Commissioner Clark reminded everyone that school starts on Wednesday, August 15, so be aware of the school children.

REGULAR MEETING AUGUST 9, 2018
HEARINGS AND REPORTS CONTINUED

Mayor Gilmore reported that the green bridge is scheduled to be closed by the State of Kentucky for repairs and the blue bridge will become two-way during that time. The City will work to make sure the public is aware of the change in traffic patterns and detour routes. The work is scheduled to begin after Labor Day.

PUBLIC PARTICIPATION

Leava Pickard, 2615 Moore Street, appeared before the Commission to thank the Board, Corporation Counsel Martin, Chief Kelley and members of the Ashland Police Department for their help. She appeared at a previous meeting asking for help with a bullying problem and was appreciative of the steps the City has taken to remedy the situation.

OLD BUSINESS
SECOND READING & FINAL ADOPTION

ORDINANCE NO. 121, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH COSBY CONSTRUCTION FOR THE CONCRETE IMPROVEMENT PROGRAM FOR THE CITY OF ASHLAND, DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF STREET MAINTENANCE, IN THE AMOUNT OF \$135,742.10.

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 a contract between the City of Ashland, Kentucky, and Cosby Construction, 61 Naples Valley Drive, Ashland, Kentucky for the purchase of all labor and materials for the placement and replacement of sidewalks, curbs, gutters and other related work for the Concrete Improvement Program for a period of up to one (1) year for the City of Ashland, Department of Public Services and Utilities Operations, Division of Street Maintenance, in an amount not to exceed those prices specified in their bid. A true copy of said contract 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: July 26, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018
PUBLISHED:

**REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. 121, 2018 CONTINUED**

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 121, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 122, 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 MORRIS CONTRACTING INC. FOR THE SOUTH 29TH STREET WATERLINE REPLACEMENT PROJECT IN THE AMOUNT OF \$225,787.20 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky, and Morris Contracting Inc. for the South 29th Street Waterline Replacement Project in the amount of \$225,787.20 for the Department of Public Services and Utilities Operations. A copy of said contract is attached hereto and made a part hereof by reference.

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.

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: July 26, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 122, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

**REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. 123, 2018**

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 123, 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 TRIPLE B CONSTRUCTION FOR THE REPAIR AND/OR REPLACEMENT OF CHAIN LINK FENCING AROUND ONE (1) PUMP STATION AND TWO (2) WATER STORAGE TANKS IN THE AMOUNT OF \$49,500.00 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF WATER DISTRIBUTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Triple B Construction for the repair and/or replacement of chain link fencing around one (1) pump station and two (2) water storage tanks in the amount of \$49,500.00 for the Department of Public Services and Utilities Operations, Division of Water Distribution. A copy of said contract is attached hereto and made a part hereof by reference.

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.

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: July 26, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 123, 2018, at this its second reading. Upon roll call, voting **aye** were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. **Nay** – none. Motion passed.

REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. 124, 2018

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 124, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING THE AUTHORIZED POSITIONS OF THE "POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN" AS ADOPTED BY ORDINANCE NO. 51, SERIES OF 2017, BY COMBINING THE TOTAL NUMBER OF CREW LEADERS, WASTEWATER COLLECTION OPERATORS I, II, III AND IV, EQUIPMENT OPERATORS II/III AND PUMP STATION TECHNICIANS SO AS NOT TO EXCEED ELEVEN (11) TOTAL FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF WASTEWATER COLLECTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Ordinance No. 51, series of 2017, 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 amended Authorized Positions Listing is hereby amended by combining the number of Crew Leaders, Wastewater Collection Operators I, II, III and IV, Equipment Operators II/III and Pump Station Technicians not to exceed the total of eleven (11) at any time for the Department of Public Services and Utilities Operations, Division of Wastewater Collection. A copy of said amended Authorized Positions List 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:	July 26, 2018
READOPTED BY THE BOARD OF COMMISSIONERS:	August 9, 2018
PUBLISHED:	

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 124, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

**REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. 125, 2018**

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 125, 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 WB HOSPITALITY, LLC REGARDING AN ENCROACHMENT FOR THE INSTALLATION OF AN AWNING AT 1401 WINCHESTER AVENUE IN AN AERIAL MANNER ACROSS THE ALLEYWAY BETWEEN 14TH AND 15TH STREETS RUNNING PARALLEL TO WINCHESTER AVENUE ON THE CITY'S RIGHT-OF-WAY.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Ashland Board of City Commissioners hereby authorizes and directs Stephen E. Gilmore, Mayor, to execute an agreement between the City of Ashland and W B Hospitality, LLC regarding an encroachment for the installation of an awning at 1401 Winchester Avenue which involves using a portion of the City's right-of-way in the alley between 14th and 15th Streets running parallel to Winchester Avenue and Greenup Avenue. A copy of said agreement 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, 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: July 26, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 125, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

**REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. 126, 2018**

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 126, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND MIKE ENYART & SONS, INC. FOR A CONTRACT ADOPTED BY ORDINANCE NO. 8, SERIES OF 2018, REGARDING THE LOUISA STREET WATER MAIN PROJECT IN CATLETTSBURG INCREASING THE CONTRACT IN THE AMOUNT OF \$2,066.49 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITIES OPERATIONS, DIVISION OF WATER DISTRIBUTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 2 in the contract authorized by Ordinance No. 8, 2018 between the City of Ashland, Kentucky and Mike Enyart & Sons, Inc. for the Louisa Street Water Main Project in Catlettsburg is hereby approved as follows:

Change Order No. 2

Original Contract Price	\$99,708.65
Previous Change Orders	0.00
Contract Price prior to this Change Order	99,708.65
Net Increase of this Change Order	2,066.49
Contract Price with all approved Change Orders	\$101,775.14

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:	July 26, 2018
READOPTED BY THE BOARD OF COMMISSIONERS:	August 9, 2018
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 126, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING AUGUST 9, 2018
CONSENT AGENDA

RESOLUTION NO. 17, 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 AUGUST 9, 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, August 9, 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: August 9, 2018

MOTION

Motion was made by Gute, seconded by Steen, to adopt Resolution No. 17, 2018. Upon roll call, voting aye were Commissioners Gute, Steen and Mayor Gilmore. Nay – none. Abstain – Commissioner Perkins. Motion passed.

CONSENT AGENDA ITEMS

1. City Manager recommends approval for payment of Invoice #283171-1 dated July 13, 2018 in the amount of \$601,381.27 to Mountain Enterprises, Inc for the work completed on the Street Paving Contract.
2. City Manager recommends approval for payment of Invoice #283171-4 dated July 19, 2018 in the amount of \$26,229.61 to Mountain Enterprises, Inc. for the work completed on the Street Paving Contract.
3. City Manager recommends for approval for payment of Fiscal Year 2019 contribution in the amount of \$6,000 to Ashland Senior Center as adopted in the Fiscal Year 2019 Budget.
4. City Manager recommends for approval for payment of Fiscal Year 2019 contribution in the amount of \$6,000 to Highlands Museum as adopted in the Fiscal Year 2019 Budget.
5. City Manager recommends for approval for payment of Fiscal Year 2019 contribution in the amount of \$6,000 to the Paramount Arts Center as adopted in the Fiscal Year 2019 Budget.

REGULAR MEETING AUGUST 9, 2018
CONSENT AGENDA CONTINUED

6. City Manager recommends for approval for payment of Fiscal Year 2019 contribution in the amount of \$2,000 to Jesse Stuart Foundation as adopted in the Fiscal Year 2019 Budget.
7. City Manager recommends approval to purchase a Caterpillar Hydraulic Excavator from Wayne Supply Company under state contract pricing in the amount of \$110,283.85 and also approving payment upon acceptance of the vehicle.
8. City Manager recommends approval for Hope's Place to conduct a Superhero 5k Color Run on September 15, 2018 from 7 - 11 am and utilizing City Route B at an estimated City Staff cost of \$1,262.58, to be paid by Hope's Place.
9. City Manager recommends authorizing the Mayor to sign a Certification of Local Approval for Non-Profit Organizations for projects proposed by Shelter of Hope, Inc., applying with Kentucky Housing Corporation for Emergency Solutions Grant Funds from the Department of Housing and Urban Development.
10. City Manager recommends authorizing the Mayor to sign a Certification of Local Approval for Non-Profit Organizations for projects proposed by CARES (Community Assistance & Referral Service, Inc.), applying with Kentucky Housing Corporation for Emergency Solutions Grant Funds from the Department of Housing and Urban Development.
11. City Manager recommends the appointment of Derrick N. Suttles to the position of Fire Captain, Ashland Fire Department, effective Sunday, August 12, 2018.
12. City Manager recommends the appointment of Chad E. Stevens to the position of Fire Battalion Chief, Grade 5, Ashland Fire Department, effective August 12, 2018.
13. City Manager recommends the probationary appointment of Hunter J. Adams and Dejay A. Hicks to the position of Maintenance Worker I, Department of Parks/Recreation, Grade 102, contingent upon satisfactory completion of physical examinations.
14. City Manager recommends for the rescission of the appointment of Brian J. Church to the position of Police Officer Trainee which was approved by the Commission on July 26, 2018.
15. Other Consent Items

NEW BUSINESS
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 LOTS 1, 2 AND 3 OF BLOCK 1 AT 4900 WINCHESTER AVENUE (U.S. 23) FROM (R-5) MULTI/SINGLE FAMILY RESIDENTIAL/MEDIUM DENSITY TO (B-2) GENERAL BUSINESS.

**REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. ____, 2018 CONTINUED**

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, 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 SUBMIT THE FY 2018 GRANT APPLICATION TO THE FEDERAL TRANSIT ADMINISTRATION ON BEHALF OF THE ASHLAND BUS SYSTEM FOR OPERATING COSTS, PREVENTATIVE MAINTENANCE, PARA TRANSIT SERVICE, AND MAINTENANCE PAYROLL AND CAPITAL EXPENDITURES; AND FURTHER AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE IMPLEMENTATION OF THIS GRANT.

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 APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND SHIELD ROOFING AND CONSTRUCTION LLC FOR A CONTRACT ADOPTED BY ORDINANCE NO. 99, SERIES OF 2018, REGARDING THE REMOVAL AND REPLACEMENT OF THE ROOF ON THE CITY OF ASHLAND CENTRAL GARAGE BUILDINGS INCREASING THE CONTRACT AMOUNT BY \$2,870.00 FOR THE DEPARTMENT OF GENERAL GOVERNMENT.

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 AUGUST 9, 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 SUBMIT THE ANNUAL SECTION 8 MANAGEMENT ASSESSMENT PROGRAM (SEMAP) CERTIFICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

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, CREATING THE POSITION OF RECEPTIONIST IN THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, ADOPTING THE JOB DESCRIPTION FOR THE POSITION AND AMENDING THE AUTHORIZED POSITIONS LISTING 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 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.

DISCUSSION ITEM

Request by Advantage Plus Realty for a limited use of right-of-way for a free-standing sign to be located 14 feet from the face of the building at 323 15th Street – Ervina Howard-Kiser appeared before the Commission to answer questions regarding this request. Members of the Board questioned the placement of the sign in the middle of the sidewalk. Acting City Manager Pullem stated that after staff review, placement of the sign is ADA compliant and would not impede police or fire. The question is whether it complies with the City’s streetscape plan. Staff suggested a sign attached to the building. Following discussion, the Board asked for a picture of the sign. Mr. Pullem will contact the Police and Fire Department and prepare a more-detailed report to present to the Commission.

REGULAR MEETING AUGUST 9, 2018
DISCUSSION ITEMS CONTINUED

DISCUSSION ITEM

Request by Don Hall SuperCenter for a limited use of right-of-way to install ten (10) poles for streamers on each side of 18th Street, eight feet from the curb on the west side, and one foot from the curb on the east side, between Greenup Avenue and Front Street - Motion was made by Clark, seconded by Perkins, authorizing the Legal Department to prepare an ordinance granting this request. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

EMERGENCY CLAUSE
FIRST AND SECOND READING AND FINAL ADOPTION

ORDINANCE NO. 127, 2018

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 3 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND TRI-STATE CONSTRUCTION & ENTERPRISE LLC INCREASING THE COMPLETION DATE TO NOVEMBER 30, 2018 IN THE CONTRACT FOR THE CITY OF ASHLAND'S NEW WATER DISTRIBUTION AND WASTEWATER COLLECTION FACILITY AND DECLARING AN EMERGENCY TO EXIST TO ALLOW TWO READINGS OF THIS ORDINANCE ON THE SAME DAY.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 3 in the contract authorized by Ordinance No. 77, 2017 between the City of Ashland, Kentucky and Tri-State Construction for a contract regarding the construction of the interior offices, electrical system, HVAC system, fire sprinkler system and other work in the City of Ashland's new Water Distribution and Wastewater Collection facility for the Department of Engineering and Utilities is hereby approved as follows:

Change Order No. 3

Completion date extended to November 30, 2018

A true copy of Change Order No. 3 is attached hereto and made a part hereof by reference.

SECTION 2. Due to expiration of the contract and the need to continue moving forward with the project and payment of invoices and the Board of Commissioners is not scheduled to hold another regular meeting until August 23, 2018, an emergency is hereby declared to exist and the rules requiring this ordinance to be read on two separate days are hereby suspended.

SECTION 3. 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 4. This ordinance shall be in full force and effect from and after its adoption and readoption as provided in Section 2, and shall later be published, as required by law.

SECTION 5. It is hereby authorized that publication of this ordinance be in summary form.

/s/STEPHEN E. GILMORE
MAYOR

**REGULAR MEETING AUGUST 9, 2018
ORDINANCE NO. 127, 2018 CONTINUED**

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018
PUBLISHED:

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.

SUSPENSION OF RULES

Motion was made by Clark, seconded by Perkins, to suspend the rules requiring this ordinance to be read on two separate days. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins and Steen and Mayor Gilmore. Nay – none. Motion passed.

READOPTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 127, 2018, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

READING AND ADOPTION

RESOLUTION NO. 18, 2018

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING PAYMENT OF AN INVOICE DATED MAY 24, 2018 IN THE AMOUNT OF \$36,000.00; AN INVOICE DATED JUNE 26, 2018 IN THE AMOUNT OF \$18,450.00; AND AN INVOICE DATED JULY 26, 2018 IN THE AMOUNT OF \$20,000.70 TO TRI-STATE CONSTRUCTION & ENTERPRISE LLC FOR WORK COMPLETED ON THE CITY OF ASHLAND'S NEW WATER DISTRIBUTION AND WASTEWATER COLLECTION FACILITY.

BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Board of City Commissioners of the City of Ashland, Kentucky hereby authorizes payment of an invoice dated May 24, 2018 in the amount of \$36,000.00; an invoice dated June 26, 2018 in the amount of \$18,450.00; and an invoice dated July 26, 2018 in the amount of \$20,000.70 to Tri-State Construction & Enterprise LLC for work completed on the City of Ashland's new Water Distribution and Wastewater Collection facility at Mill Street.

SECTION 2. Payment of the foregoing shall be made from the Utility Fund.

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

/s/STEPHEN E. GILMORE
MAYOR

REGULAR MEETING AUGUST 9, 2018
RESOLUTION NO. 18, 2018 CONTINUED

ATTEST:

/s/SUSAN W. MADDIX
 CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: August 9, 2018

MOTION

Motion was made by Gute, seconded by Steen, to adopt Resolution No. 18, 2018. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

OTHER NEW BUSINESS – FIREWORKS

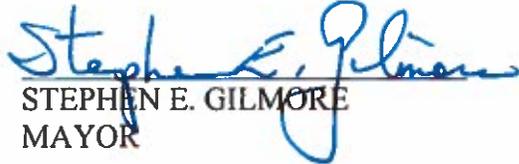
Corporation Counsel Martin provided a draft of a fireworks ordinance in addition to copies of the City's current ordinance and Kentucky Revised Statutes. Mr. Martin advised the Commission to consider the number of days to allow fireworks and possibly including New Year's in addition to the July 4th holiday. Mayor advised the Board to submit suggestions to Mr. Martin before the next meeting.

OTHER NEW BUSINESS – VIDEOTAPING OF BOARD MEETINGS

Motion was made by Perkins, seconded by Steen, that a discussion item be placed on the next agenda regarding the videotaping of meetings of the Board of Zoning Adjustment, Ashland Planning Commission, Code Enforcement Board and Park Board. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

ADJOURNMENT

Mayor Gilmore declared the meeting adjourned at 12:50 PM.


 STEPHEN E. GILMORE
 MAYOR

ATTEST:


 SUSAN W. MADDIX
 CITY CLERK