

**REGULAR MEETING
JANUARY 10, 2019**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, January 10, 2019, 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; James H. Moore, III, Corporation Counsel; Susan W. Maddix, City Clerk; Todd Kelley, Chief of Police; Greg Ray, Fire Chief; Ryan Eastwood, City Engineer and Capital Projects; Tony Grubb, Finance Director; Michelle Veach, Assistant Finance Director; Jack Hunter, Acting Director of Public Services and Utility Operations; Sean Murray, Human Resources/Parks & Recreation Director; Chris Pullem, Director of Community and Economic Development; Lorraine Woolery, Section 8 Voucher Grant Coordinator, Community and Economic Development; Michelle Grubb, Finance Department; Steve Alley, Deputy Fire Chief; Major Ryan Conley, Major Scott Sexton, Sergeant Brian Clark, Ashland Police Department; Osei Amo-Mensah, Community and Economic Development; and Reporters.

The invocation was given by Commissioner Gute.

The Pledge of Allegiance was conducted.

SWEARING-IN OF COMMISSIONERS AMANDA CLARK, MARTY GUTE, MATT PERKINS AND PAT STEEN BY BOYD COUNTY CIRCUIT JUDGE JOHN F. VINCENT

AGENDA

City Manager Graese presented the agenda of January 10, 2019. Motion was made by Clark, seconded by Steen, 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 Steen, to dispense with reading and approve the minutes of the Recessed Meeting held on November 29, 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 Steen attended a meeting of the Board of the Ashland/Boyd County Convention and Visitors Bureau, not as a Board member but as a citizen. She advised how she was so impressed with all that Sue Dowdy and her staff do to promote and support not only Ashland but all of Boyd County. Commissioner Steen thanked Sue and her staff for their hard work and dedication.

Commissioner Clark welcomed the Commission back for 2019 and stated she was very honored to serve with each of the members. She advised the last term was not without its challenges and was actually very hard, but she believes the Commission weathered very well. Commissioner Clark believes the best days of Ashland are still to come.

REGULAR MEETING JANUARY 10, 2019
HEARINGS AND REPORTS CONTINUED

Commissioner Gute stated he was honored and privileged to have been re-elected. His late father, Pete Gute, sat as a City Commissioner 27 years ago. Commissioner Gute advised he is carrying on his father's legacy and looks forward to the coming year. He believes the City will get a lot accomplished even though there are some challenges. If everyone works together, the City can overcome obstacles. Commissioner Gute stated while each year is a little different, the role of the office is still the same – services, safety, economic development and taking care of our citizens and our employees. Serving as a Commissioner is a great opportunity and great responsibility and he is happy serving as a Commissioner once again.

Commissioner Perkins reported he was grateful to the citizens. Commissioner Perkins expressed his appreciation of each member of the Board and the things accomplished during the last term. He agrees with Commissioner Clark that there are things to work on and he looks forward to working on them together.

Mayor Gilmore announced that it was National Law Enforcement Week and recognized the members of the Ashland Police Department in attendance.

City Manager's Report

City Manager Graese updated the Commission on the following subjects:

City staff is working on the shopping cart issue discussed at a previous meeting. The current ordinance is being reviewed by staff and City Manager Graese anticipates some changes to the existing ordinance.

Changes to the procurement ordinance are being reviewed by staff and City Manager Graese expects to have a recommendation to the Commission soon.

City Manager Graese thanked the following: (1) City staff, Acting City Manager Chris Pullem and members of the community for their work on the recent water line break on U.S. 23; (2) Marathon for donations to the Ashland Fire Department and Ashland Police Department; and (3) Elks BPOE #350 for their donation of a park bench at the Ashland Riverfront. Jerry Adams and Jack Brown, representing the Elks, were in attendance and City Manager Graese thanked them publicly. Mr. Graese showed everyone a picture of the bench donated by the Elks which is the exact type of bench included in the City's streetscape project throughout the City except for the logo. City Manager Graese also thanked City staff Amber Berry, Kevin Hill and Sean Murray for their work with the Elks.

City Manager Graese attended the annual Ashland Police Department awards where Officers Rob Brunty and Chase Serrano were awarded the Medal of Honor. City Manager Graese recognized both officers who were in attendance and read the following:

On December 1, 2018, Officers Rob Brunty and Chase Serrano responded to a house fire in which there were reports that three individuals were trapped inside. Both units were the first emergency responders on scene. Upon their arrival, smoke was rolling out of the house, and one individual had made it out. Officers made contact with another occupant inside and were able to get him out safely. They were then advised of the third person still inside, possibly in the back of the house. Entering on their hands and knees, they could hear her yelling, and attempted to get to her, but became overcome by the smoke. Exiting the house for air on three occasions, they were unable to reach her due to the clutter in the residence and heavy smoke. Firefighters arrived on scene and took over. For their bravery, concern for others over their own wellbeing, and going beyond their call of duty, Officers Rob Brunty and Chase Serrano are hereby awarded the Medal of Honor.

REGULAR MEETING JANUARY 10, 2019
AUDIT PRESENTATION

Presentation of FY2018 Audit by Phil Layne of Kelley Galloway Smith Goolsby, PSC

Mr. Layne introduced new partner Anthony Workman who has conducted the City's audit for several years. Mr. Layne Kelley Galloway Smith Goolsby, PSC presented the annual audit report to the Commission and answered questions. Mayor Gilmore thanked Mr. Layne and Mr. Workman for the presentation and thanked Finance Director Tony Grubb and Assistant Finance Director Michelle Veach for their work and dedication.

PUBLIC PARTICIPATION

Paul Reynolds, owner of P.G. Reynolds Properties located at 29th Street and Central Avenue appeared before the Commission regarding damage to his property during the 29th Street storm water separation project. He advised that the contractor's insurance company paid for the damage with the exception of \$2,960.00. He advised he was told by the contractor's insurance company the \$2,960.00 should be paid by the City. Corporation Counsel Moore informed the Commission that the remainder was submitted to the City's insurance carrier but was denied as it was determined it was not the City's responsibility. Corporation Counsel noted that the claim was investigated by both Westfield (the contractor's carrier) and the Kentucky League of Cities and that Mr. Reynolds settled with Westfield. The City's liability in the Kentucky League of Cities' opinion was only derivative from the actions of our contractor and that the City had no liability on its own. Mr. Moore reviewed the claim and recommended denial of the additional \$2,960.00. Mr. Reynolds stated he did appreciate the work of BLK on the sidewalk construction and Mountain Enterprises on the paving of 29th Street.

Vicky Franklin, new owner of property located at 608 26th Street, appeared before the Commission regarding activities of the homeless around her house. She is concerned for her safety. She has picked up trash and debris all around her house and has also had the fence repaired. She advised there are mattresses, tents, etc. in the area and in the paper alley beside her house. Mayor Gilmore introduced her to Community and Economic Development Director Chris Pullem in order to get Code Enforcement involved and Police Chief Kelley was in attendance and will report the issue to the proper patrols.

Todd Young, on behalf of The Neighborhood, appeared before the Commission to inquire about proposals for the concession stand in the center of Central Park. Mr. Pullem advised that Katherine Utsinger is forming a committee to review the proposals. Two proposals were received. If one is selected the City will move forward and if not, the City will re-evaluate if it will request proposals again.

Bernard O'Nan, 2720 Forest Avenue, appeared before the Commission regarding water infrastructure and water line maintenance/replacement issues. Mr. O'Nan commended Commission members for their willingness to address the issues, looking for cost effective solutions. Difficult decisions will need to be made moving forward and Mr. O'Nan provided suggestions. He suggested exploring the potential use of federal funding by getting in touch with all of the City's congressional delegates. Mr. O'Nan also suggested using Ashland as a demonstration project for a federal infrastructure study and pilot. Mr. O'Nan, as a member of the Ashland Planning Commission, has heard many requests for alley closures. With the potential of these alleys for utility easements, he has been opposed to such closures. He recommended the City refrain from any alley closure as part of water and utility infrastructure strategy and rerouting water lines through the alleys.

REGULAR MEETING JANUARY 10, 2019
ORDINANCE NO. 1, 2019

OLD BUSINESS
SECOND READING & FINAL ADOPTION

ORDINANCE NO. 1, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE TASK ORDER 2018-02 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HDR ENGINEERING, INC. REGARDING THE PHASE 2 STORMWATER MS4 COMPLIANCE REPORT IN THE AMOUNT OF \$15,080.00.

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 Task Order 2018-02 between the City of Ashland, Kentucky and HDR Engineering, Inc. regarding the Phase 2 Stormwater MS4 Compliance Report in the amount of \$15,080.00. A copy of said Task Order and Scope of Services dated October 23, 2018 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: December 13, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: January 10, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 1, 2019, 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 JANUARY 10, 2019
ORDINANCE NO. 2, 2019**

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 2, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 3 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND ENGINEERING ASSOCIATES, PSC REGARDING THEIR PROPOSALS FOR DRAFTING AND DESIGN WORK COMPLETED IN THREE PHASES FOR THE NEW WATER DISTRIBUTION AND SEWER MAINTENANCE FACILITIES LOCATED AT MILL STREET AND 28TH STREET BY INCREASING PHASE 3 IN THE AMOUNT OF \$8,277.50 FOR PERMIT WORK FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WATER DISTRIBUTION AND WASTEWATER COLLECTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 3 to the Proposal authorized by Ordinance No. 60, 2016 and the AMENDED Proposal authorized by Ordinance No. 101, 2016, between the City of Ashland, Kentucky and Engineering Associates, PSC for the drafting and design work completed in three (3) phases for the new Water Distribution and Sewer Maintenance Facilities located at Mill Street and 28th Street is hereby approved as follows:

<u>Change Order No. 3</u>	
Original Phase III Price	2,760.00
Previous Change Orders	0.00
Net Increase/Decrease of this Change Order	<u>8,277.50</u>
NEW PHASE II TOTAL	\$11,037.50

A true copy of Change Order No. 3 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:	December 13, 2018
READOPTED BY THE BOARD OF COMMISSIONERS:	January 10, 2019
PUBLISHED:	

**REGULAR MEETING JANUARY 10, 2019
ORDINANCE NO. 2, 2019 CONTINUED**

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 2, 2019, 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. 3, 2019

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 RUMPKE OF KENTUCKY, INC. FOR THE REMOVAL AND DISPOSITION OF SLUDGE FROM THE CITY OF ASHLAND WASTEWATER TREATMENT PLANT AND WATER TREATMENT PLANT FOR A PERIOD OF ONE (1) YEAR FOR THE DEPARTMENT OF PUBLIC SERVICES & UTILITY OPERATIONS.

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 and directed to execute a contract between the City of Ashland, Kentucky, and Rumpke of Kentucky, Inc. for the removal and disposition of sludge from the City of Ashland Wastewater Treatment Plant and Water Treatment Plant for a period of one (1) year for the Department of Public Services & Utility Operations in an amount not to exceed \$245,683.20. A 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: December 13, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: January 10, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 3, 2019, 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 JANUARY 10, 2019
ORDINANCE NO. 4, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 4, 2019

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 NEWTECH SYSTEMS, INC. FOR THE INSTALLATION AND IMPLEMENTATION OF SECURITY CAMERAS AND A MONITORING SYSTEM FOR THE CITY OF ASHLAND'S MILL STREET FACILITY IN THE AMOUNT OF \$36,558.00 FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITY 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 NewTech Systems Inc. for the installation and implementation of security cameras and A monitoring system in an amount not to exceed \$36,558.00 for the City of Ashland's Mill Street facility for the Department of Public Services and Utility 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: December 13, 2018
READOPTED BY THE BOARD OF COMMISSIONERS: January 10, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 4, 2019, at this its second reading.

DISCUSSION

Commissioner Perkins asked if remote monitoring is available with the system and City Engineer Eastwood replied that it is available. Commissioner Perkins also asked if a video system operated at the City garage. Acting Director Hunter advised there is a video system. City Manager Graese will confirm whether the system is internal, external or both and report back to the Commission.

**REGULAR MEETING JANUARY 10, 2019
ORDINANCE NO. 4, 2019 CONTINUED**

VOTE

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

CONSENT AGENDA

RESOLUTION NO. 1, 2019

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 JANUARY 10, 2019.

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, January 10, 2019, 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: January 10, 2019

MOTION

Motion was made by Gute, seconded by Clark, to adopt Resolution No. _____, 2019.

DISCUSSION

Commissioner Clark suggested removing Item 7 from the Consent Agenda in order to vote on it separately. Ashland in Motion has requested the waiver of fees for use of the facility. Commissioner Clark proposes not waiving the fees due to the possibility of setting a precedent.

MOTION TO REMOVE ITEM 7 FROM THE CONSENT AGENDA AND VOTE ON IT SEPARATELY

Motion was made by Clark, seconded by Gute, to remove Item #7 – City Manager presents approval for Ashland in Motion to host The Second Annual Gravy Bowl on February 9, 2019 from 10:00 AM – 2:00 PM at the Ashland Train Depot. Sponsor has proposed the sale of spirits and beer along with the waiver of City fees of approximately \$586.25 and to include the accommodation of electrical service for cooking elements. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING JANUARY 10, 2019
CONSENT AGENDA CONTINUED

Mayor Gilmore and City Manager Graese reminded everyone that these waivers should be presented to the Commission during budget sessions. Applications for contributions and gifts may be obtained from the Department of Community and Economic Development.

MOTION TO ADOPT CONSENT AGENDA (AS AMENDED)

Motion was made by Gute, seconded by Perkins, to adopt Resolution No. 1, 2019. 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 the approval of the Mayor's Declaration of a Local State of Emergency on December 17, 2018 as authorized by KRS 39B.070, KRS 45A.380 and Ordinance No. 74, Series of 2014 relating to a shortage of water being produced and distributed for the benefit of the health, safety and welfare of the public, and authorizing payment of same.
2. City Manager recommends approval and execution by the Mayor of the compromise and settlement agreement dated January 3, 2019 between the City of Ashland and Roger Kittle with respect to Boyd Circuit Court Case Nos. 03-CI-00407 and 18-CI-00784; and authorizing payment of \$48,500 to Roger Kittle and Dwight O. Bailey, his attorney, pursuant to said compromise and settlement agreement in Satisfaction of the Judgement entered on November 14, 2018 in Boyd Circuit Court 03-CI-00407.
3. City Manager recommends approval for payment of Invoices No.(s) 010-18 dated December 18, 2018 and 011-18 dated December 28, 2018 in the total amount of \$24,293.35 to Cosby Construction, LLC for the work completed at the 1200 block of Winchester Avenue Streetscape Project.
4. City Manager recommends approval for payment of Pay Request #11 dated October 19, 2018 to Developer (WB Hospitality, LLC) from TIFF Bond Proceeds for the balance of construction, elevator & other improvements at the Hotel in the amount of \$408,026.07.
5. City Manager recommends approval for the Ashland Fire Department to accept the donation in the amount of \$2,000 from Marathon Petroleum Company, LLC for the purchase of equipment.
6. City Manager recommends approval for the Ashland Police Department to accept the donation in the amount of \$2,000 from Marathon Petroleum Company, LLC for the purchase of equipment.
7. ITEM REMOVED.
8. Other Consent Items.

ITEM 7 – 2nd Annual Gravy Bowl

Motion was made by Clark, seconded by Gute, to approval the request from Ashland in Motion to host The Second Annual Gravy Bowl on February 9, 2019 from 10:00 AM – 2:00 PM at the Ashland Train Depot **minus the waiver of fees.** (Sponsor has proposed the sale of spirits and beer along with the waiver of City fees of approximately \$586.25 and to include the accommodation of electrical service for cooking elements.) Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING JANUARY 10, 2019
ORDINANCE NO. _____, 2019

NEW BUSINESS
FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND DIXON ENGINEERING, INC. FOR PROFESSIONAL ENGINEERING AND INSPECTION SERVICES FOR COATING, PAINTING AND REPAIRING THE SUMMIT WATER STORAGE TANK IN AN AMOUNT NOT TO EXCEED \$4,500.00.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2019, 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. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 6 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND TRI-STATE CONSTRUCTION & ENTERPRISE LLC INCREASING THE CONTRACT AMOUNT BY \$7,912.00 AND EXTENDING THE CONTRACT TO JANUARY 31, 2019 FOR THE INSTALLATION OF A FIRE ALARM SYSTEM FOR THE CITY OF ASHLAND'S NEW WATER DISTRIBUTION AND WASWTEWATER COLLECTION FACILITY.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2019, 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. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, APPROVING LOPAN NO. 2019-M-001 TO KENTUCKY TROPHIES LLC D/B/A THE TROPHY HOUSE IN THE AMOUNT OF \$25,000.00 TO BE PAID FROM THE 2018 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND AUTHORIZING STEPHEN E. GILMORE, MAYOR, TO EXECUTE LOAN DOCUMENTS.

**REGULAR MEETING JANUARY 10, 2019
ORDINANCE NO. _____, 2019 CONTINUED**

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. _____, 2019, at this its first reading.

DISCUSSION

Commissioner Perkins clarified this loan is made from Federal funds.

VOTE

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

READING AND ADOPTION

RESOLUTION NO. 2, 2019

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ACCEPTING THE ASHLAND PLANNING COMMISSION’S RECOMMENDATION TO DENY A PETITION TO CLOSE AN UNIMPROVED ALLEY BETWEEN 608 26TH STREET AND THE FORMER TANNERY PROPERTY.

WHEREAS, the Ashland Planning Commission received a petition from Beverly S. Hazlett to close the unimproved alley located between 608 26th Street and property owned by BRCP Development Properties Corporation (former Tannery property), and

WHEREAS, the Ashland Planning Commission held a duly advertised and conducted public hearing on December 18, 2018, in regard to said petition, and subsequently recommended to the Ashland City Commission that said petition be denied due to the fact that abutting property owners would be adversely affected by this request;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the City of Ashland, Kentucky, concurs with the Ashland Planning Commission in the denial of Planning Commission Application No. RW18-12-01.

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: January 10, 2019

MOTION

Motion was made by Gute, seconded by Clark, to adopt Resolution No. 2, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING JANUARY 10, 2019
DISCUSSION ITEMS

DISCUSSION ITEM

Request for limited use of right-of-way to allow Field's Flowers to erect a free-standing sign to encroach 12' from the curb at 1516 Central Avenue - Motion was made by Clark, seconded by Gute, authorizing the Legal Department to prepare an ordinance. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

APPOINTMENTS

Motion was made by Gute, seconded by Clark, approving the Mayor's appointment of Mark Wills and Bernice Henry to the Ashland Housing Authority Board for the term beginning January 1, 2019 and expiring January 1, 2023. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

Motion was made by Gute, seconded by Clark, approving the Mayor's appointment of Tom Lynch and Lisa Henson to the Ashland Ethics Commission for the term beginning January 1, 2019 and expiring January 1, 2021. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

Motion was made by Clark, seconded by Perkins, approving the Mayor's appointment of Mylinda Jones, Tyler Branham, Al Baker and Kelva Nelson to the Commission on Human Rights for the term beginning January 1, 2019 and expiring January 1, 2022. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

OTHER NEW BUSINESS

Commissioner Perkins reported that state legislatures attach a fiscal note to all proposed legislation. Commissioner Perkins acknowledged the Commission receives this information but the public or citizens do not. Commissioner Perkins read to the Commission the definition of a fiscal note. He asked that City Manager Graese consider with staff requiring the Finance Department to prepare fiscal notes on the legislation brought before the Commission so that it can be considered and that all fiscal notes be published either through the City's website with the agenda and that the fiscal notes include long-term projections financially be revised as needed.

City Manager Graese reported staff will review the pros and cons and asked Commissioner Perkins to forward the information to him and he will report staff's findings back to the Commission.

EXECUTIVE SESSION

Motion was made by Clark, seconded by Gute, to go into Executive Session at 1:17 PM to discuss pending litigation and an individual personnel matter. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

RECONVENED

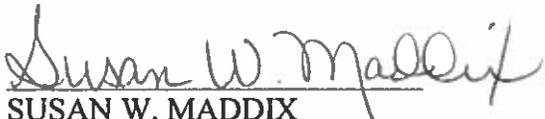
The meeting reconvened at 1:43 PM and Mayor Gilmore announced that the only items discussed were pending litigation and an individual personnel matter with no final action taken.

REGULAR MEETING JANUARY 10, 2019
ADJOURNMENT

Mayor Gilmore declared the meeting adjourned at 1:44 PM.


STEPHEN E. GILMORE
MAYOR

ATTEST:


SUSAN W. MADDIX
CITY CLERK

