

**REGULAR MEETING
JANUARY 24, 2019**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, January 24, 2019, at the hour of 6:00 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; Pam Huffman, Human Resources; Lorraine Woolery, Section 8 Voucher Grant Coordinator, Community and Economic Development; Steve Alley, Deputy Fire Chief; Osei Amo-Mensah, Planner; and Reporters.

The invocation was given by Commissioner Gute.

The Pledge of Allegiance was conducted.

AGENDA

City Manager Graese presented the agenda of January 24, 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 Perkins, to dispense with reading and approve the minutes of the Regular Meeting held on December 13, 2018 and the Recessed Meeting held on December 14, 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 Gute welcomed everyone and reported the Martin Luther King, Jr. event held on January 21 was one of the best MLK celebrations yet. Commissioner Gute also reported on the STEM (Science Technology Engineering Mathematics) Program the Commission attended at Ashland Middle School.

Commissioner Clark commented the STEM Program at Ashland Middle School was fascinating and AMS is training the workforce of tomorrow. They have a class on design and modeling which includes 3D printing and Commissioner Clark reported that one of the companies coming to Ashland 3D prints metal and our children are learning to do this at Ashland Middle School. Commissioner Clark met with Local 248 regarding their apprenticeship program.

City Manager's Report

City Manager Graese followed up on the following items:

Procurement Ordinance – Staff is reviewing. The Legal Department drafted a Bidder's Qualification Disclosure Statement and a Bidding Evaluated Bid Criteria form for staff review. City Engineer Eastwood has drafted a Contractor's Performance Evaluation. Staff is continuing to adjust the forms. Mayor Gilmore confirmed with City Manager Graese and Corporation Counsel Moore that the City's current procurement ordinance is a complete and thorough ordinance.

REGULAR MEETING JANUARY 24, 2019
HEARINGS AND REPORTS CONTINUED

Shopping Cart Ordinance – The draft ordinance has been shared with four (4) businesses that have the highest number of collected carts. City Manager Graese is getting positive feedback from management.

City Garage Cameras – As a follow-up from last meeting, cameras are posted inside and outside the City garage.

South 29th Street Waterline Replacement – Work will begin tomorrow, Friday, January 25, on the 2500 ft. waterline replacement project between Rogers Drive and Robin Lynn Drive. City Manager Graese apologized to the Board and the community for the 24-hour notice instead of 48-hour. The Ashland Police Department and the Street Division will be working together on the detouring of traffic. The project completion date is March 20.

BlueWater Report – City Manager is planning several public information sessions on the report and possibly having Mr. Greg Heitzman attend to answer any questions. The report is available to anyone who completes a Freedom of Information form.

PUBLIC PARTICIPATION

Whitney Lowe, Ashland in Motion, appeared before the Commission to report that the 2nd Annual Gravy Bowl will be held on February 9 from 10:00 AM – 2:00 PM at the Ashland Transportation Center. The Gravy Bowl is a biscuit and gravy cook-off.

Bernard O’Nan, 2720 Forest Avenue, appeared before the Commission and thanked the City for the repair of the sidewalk at the Federal Building on Greenup Avenue. Mr. O’Nan stated he is not the organizer but advised there is a protest scheduled for Friday, January 25, in front of the Federal Building regarding the government shutdown. Mr. O’Nan suggested uploading reports on the City’s website versus having citizens complete Freedom of Information requests.

OLD BUSINESS
SECOND READING

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.

ORDINANCE DIED FOR LACK OF A MOTION

**REGULAR MEETING JANUARY 24, 2019
OLD BUSINESS – ORDINANCE NO. 5, 2019**

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 5, 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 WASTEWATER COLLECTION FACILITY.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 6 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. 6

Original Contract Price	\$735,886.00
Previous Change Orders	82,427.00
Contract Price prior to this Change Order	818,313.00
Net Increase /Decrease of this Change Order	7,912.00
Contract Price with all approved Change Orders	\$826,225.00

Contract Completion date extended to January 31, 2019

A true copy of Change Order No. 6 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: January 10, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: January 24, 2019
PUBLISHED:

**REGULAR MEETING JANUARY 24, 2019
ORDINANCE NO. 5, 2019 CONTINUED**

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 5, 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. 6, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, APPROVING LOAN 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.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Board of Commissioners of the City of Ashland, Kentucky, hereby approves Minority Loan Agreement No. 2019-M-001 to Kentucky Trophies LLC d/b/a The Trophy House in the amount of \$25,000.00 from the 2018 Program Year Community Development Block Grant (CDBG) for the purchase of fixed capital. Said loan is made to assist viable program that support low- to moderate-income persons in Ashland. Funds will be used to purchase Laser Solution LS100EX Energy and UniNet iColor 500 machinery.

SECTION 2. The Mayor of the City of Ashland, Kentucky is hereby authorized and directed to execute any and all documents relating to the loan.

SECTION 3. All ordinances and 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, readoption and publication, as required by law.

SECTION 5. 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: January 10, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: January 24, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 6, 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 JANUARY 24, 2019
CONSENT AGENDA

RESOLUTION NO. 3, 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 24, 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 24, 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 24, 2019

MOTION

Motion was made by Gute, seconded by Clark, to adopt Resolution No. 3, 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 approval for payment of Invoice #8CX00273 dated December 31, 2018 in the amount of \$21,505.24 to Elkins Waste Services, Inc. for the removal and disposition of sludge from December 3, 2018 to December 31, 2018 from the Wastewater Treatment Plant.
2. City Manager recommends approval for payment of Invoice(s) #100 dated January 10, 2019 & #103 dated January 11, 2019 in the combined amount of \$23,146.95 to Morris Contracting, Inc. for the miscellaneous concrete and asphalt repair work completed.
3. City Manager recommends approval to award the bid for the purchase and installation of the 26th Street sewage station channel grinder replacement in the amount of \$58,364.00 to Service Pump and Supply, Division of Wastewater Collection, Department of Public Services & Utility Operations.
4. City Manager recommends approval to award the bid for the purchase and delivery of a portable diesel driven pump in the amount of \$55,780 to Service Pump & Supply and approving payment upon acceptance of the pump, Division of Water Distribution, Department of Public Services & Utility Operations.

REGULAR MEETING JANUARY 24, 2019
CONSENT AGENDA CONTINUED

5. City Manager recommends approval to award the bid for the installation of fencing, gates and all appurtenances in the amount of \$26,990 to Summit Fence Company for Mill Street Facility, Divisions of Water Distribution and Wastewater Collection, Department of Public Services & Utility Operations.
6. City Manager recommends authorizing an amendment to the agreement adopted by Res. 29, 2015 with Sanorbix, LLC, formerly known as Five Points ICT, Inc., to provide ACA Tracking and Reporting Package including ACA Print and Mail Service completing the required forms to be distributed to all employees and the reporting to the IRS, along with up to 10 hours of staff support.
7. City Manager recommends approval for the Ashland Police Department to apply for the Kentucky Office of Highway Safety Grant for the 2020 federal grant year. This grant is for highway safety enforcement of impaired driving, seat belts and all other violations.
8. City Manager recommends the termination of Robert A. Einstein as Pump Station Technician, Division of Water Distribution, Department of Public Services & Utility Operations effective Friday, January 25, 2019.
9. City Manager recommends the appointment of Michael E. Ford to the position of Water Plant Operator I, Grade 105, Division of Water Production, Department of Public Services & Utility Operations, effective January 28, 2019.
10. City Manager recommends the probationary appointment of Ryan A. Martinez to the position of Water Plant Operator I, Grade 105, Division of Water Production, Department of Public Services & Utility Operations, contingent upon satisfactory completion of a physical examination.
11. Other Consent Items.

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 A CONTRACT BETWEEN THE CITY OF ASHLAND AND SUMMIT FENCE COMPANY, INC. IN THE AMOUNT OF \$26,990.00 FOR THE PURCHASE AND INSTALLATION OF FENCING, GATES AND ALL APPURTENANCES FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITY OPERATIONS, DIVISION OF WATER DISTRIBUTION AND WASTEWATER COLLECTION MILL STREET FACILITY.

MOTION

Motion was made by Clark, seconded by Gute, 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.

REGULAR MEETING JANUARY 24, 2019
ORDINANCE NO. _____, 2019

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 A CONTRACT BETWEEN THE CITY OF ASHLAND AND SERVICE PUMP & SUPPLY, INC. IN THE AMOUNT OF \$58,364.00 FOR THE PURCHASE AND INSTALLATION OF THE 26TH STREET SEWAGE STATION CHANNEL GRINDER REPLACEMENT PROJECT FOR THE DEPARTMENT OF PUBLIC SERVICES AND UTILITY OPERATIONS, DIVISIO OF WASTEWATER COLLECTION.

MOTION

Motion was made by Gute, seconded by Clark, 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, ADOPTING THE REVISED JOB DESCRIPTION FOR THE POSITION OF LABORATORY TECHNICIAN IN THE DIVISION OF WATER TREATMENT PLANT, THE REVISED JOB DESCRIPTION FOR THE POSITION OF SOLID WASTE WORKER I IN THE DIVISION OF FLEET MAINTENANCE/SOLID WASTE, BOTH IN THE DEPARTMENT OF PUBLIC SERVICES & UTILITY OPERATIONS, 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 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.

**REGULAR MEETING JANUARY 24, 2019
ORDINANCE NO. _____, 2019**

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 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.

MOTION

Motion was made by Clark, seconded by Perkins, 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 DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A DEED OF CONVEYANCE BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND THE HARVEY FAMILY LIMITED PARTNERSHIP REGARDING THE ACCEPTANCE OF THE DONATION OF ELEVEN (11) LOTS LOCATED NEAR THE CHARLES AND BETTY RUSSELL PARK TRAIL PROPERTY.

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 DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND AND ROB FIELDS REGARDING AN ENCROACHMENT FOR A SIGN AT 1516 CENTRAL AVENUE ON THE CITY'S RIGHT-OF-WAY.

MOTION

Motion was made by Clark, 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.

REGULAR MEETING JANUARY 24, 2019
ORDINANCE NO. _____, 2019

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 47, SERIES OF 1982, AS PREVIOUSLY AMENDED BY ORDINANCE NO. 101, SERIES OF 2015, WHICH REQUIRES AN APPLICATION FOR PERMISSION TO MAKE CUTS AND EXCAVATIONS IN PUBLIC RIGHTS-OF-WAY, SETS THE FEE FOR SUCH PERMIT AND THE PENALTY FOR VIOLATIONS OF THIS ORDINANCE.

MOTION

Motion was made by Gute, seconded by Perkins, 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 DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND DIXON ENGINEERING, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE PREPARATION OF BID SPECIFICATIONS FOR THE COATING, PAINTING AND REPAIRING OF THE SUMMIT WATER STORAGE TANK IN AN AMOUNT NOT TO EXCEED \$4,500.00.

MOTION

Motion was made by Clark, 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.

DISCUSSION ITEM – SIGN APPEAL

Request to erect a 47’5” free-standing sign instead of the required 30’ sign located at 3551 Winchester Avenue, Ashland, Kentucky - Motion was made by Clark, seconded by Gute, granting the appeal. 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 6:25 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

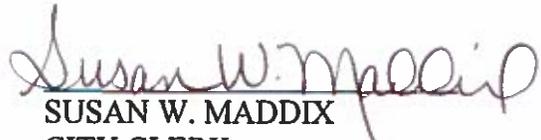
The meeting reconvened at 7:17 PM and Mayor Gilmore announced that the only item discussed was an individual personnel matter with no final action taken.

REGULAR MEETING JANUARY 24, 2019
ADJOURNMENT

Mayor Gilmore declared the meeting adjourned at 7:18 PM.


STEPHEN E. GILMORE
MAYOR

ATTEST:


SUSAN W. MADDIX
CITY CLERK

