

**REGULAR MEETING
JUNE 27, 2019**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, June 27, 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, Corporation Counsel; Andrew Wheeler, Assistant Corporation Counsel; Erin Huffine, Acting City Clerk; Todd Kelley, Chief of Police; Greg Ray, Fire Chief; Ryan Eastwood, City Engineer; Tony Grubb, Finance Director; Jack Hunter, Street Superintendent; Sean Murray, Human Resources/Parks & Recreation Director; Chris Pullem, Director of Community and Economic Development; Ray Hale, Acting Utilities Director; Steve Alley, Deputy Fire Chief; Michelle Grubb, Ashland Bus System; Bill Stambaugh and Frank Worsley, Water Treatment Plant; Lorraine Woolery, Community and Economic Development; Sergeant Brian Clark, Ashland Police Department; and Reporters.

The invocation was given by Commissioner Gute.

The Pledge of Allegiance was conducted.

AGENDA

City Manager Graese presented the agenda of June 27, 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 Recessed Meetings held on May 21 and May 22, 2019 and the Regular Meetings held on May 23 and June 13, 2019. 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 welcomed everyone and reminded the public there is a new fireworks ordinance in place allowing fireworks on June 30 through July 4 from Noon to 11:00 PM only. She asked that the public be respectful and considerate of others.

Commissioner Gute welcomed those in attendance and announced the dates for Summer Motion beginning on June 29 and concluding on July 4, 2019. Preparation has begun on the Sensory Garden at Central Park and work on Phase 1 of the "Tot Lot" in Central Park will begin on August 1. There will be a pickleball tournament in Central Park over the July 4 holiday.

Commissioner Clark reported on her trip to Greenville, South Carolina with the Ashland Alliance. She presented a follow-up report which included background information and before and after pictures. She advised Greenville was like Ashland in that it lost its major industry in the late 1960's and was experiencing a significant decline. The City's leaders focused on downtown and the central business district to bring the City out of the decline. Commissioner Clark also reported on her trip overseas with the Ashland Alliance to the Paris Air Show.

REGULAR MEETING JUNE 27, 2019
HEARINGS AND REPORTS CONTINUED

City Manager's Report

City Manager Graese reported on the following:

The next Commission meeting will be held on July 25, 2019 at Noon

The City received a letter from Edna Ellis thanking the City for the work done on her house during Repair Affair

The City received notice from Kentucky League of Cities that the Ashland Police Department scored 100% on its insurance review which resulted in a 12% reduction in cost on the premium for our law enforcement liability insurance

Due to the professionalism, hard work and dedication of the operators at the Wastewater Treatment Plant, the City has received the 2018 Kentucky/Tennessee Water Environment Association Operational Excellence Award

Presentation by Barton & Loguidice on the Filter Failure Investigation at the Water Treatment Plant

City Manager Graese introduced Ashley Bowen and Mark Martin from the Kentucky Division of Water. He thanked employees Ryan Eastwood, Bill Stambaugh and Frank Worsley for their work on this project. Mr. Graese introduced Richard A. Straut with Barton & Loguidice. Barton & Loguidice was retained by the City to investigate the catastrophic failure of the underdrains in Filter 6 and to evaluate the causes of the plant's restricted production capacity. Mr. Straut reported the primary cause of the underdrain failure are pressure surges occurring during startup and shutdown of the backwash pump that results in pressure exceeding the maximum design pressure of the underdrain system. Mr. Straut also reported that uncontrolled air in the backwash system is disrupting the backwash process and filter cleaning effectiveness which contributes to the reduced filter run time and restricted production capacity. The Commission was presented *with* a complete Engineering Report on the investigation.

PUBLIC PARTICIPATION

Greg Shelton, Post #76 Commander, appeared before the Commission to announce the American Legion Post has re-opened and looks forward to participating in community events.

Justin Litteral, 2955 Gibbs Court, appeared before the Commission to request a change in the City's ordinances to allow certain animals within the City of Ashland such as chickens and rabbits. Mr. Litteral received a citation from Code Enforcement regarding the animals he keeps at his father's home located at 2202 High Street. Corporation Counsel Moore advised Mr. Litteral that current ordinances do not allow these animals and that a recommendation from the Ashland Planning Commission would need to be made to the City Commission before any action could be taken. Mr. Litteral was introduced to Katherine Utsinger, Acting Planner, and Assistant City Attorney Andrew Wheeler.

Debbie Sivis, Shelter of Hope Executive Director, appeared before the Commission to announce they will be conducting a Pickleball Tournament, in conjunction with the Ashland, Kentucky Pickleball Club, to be held on July 13 and 14, 2019 at the Central Park courts.

**REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 80, 2019 CONTINUED**

**OLD BUSINESS
SECOND READING & FINAL ADOPTION**

ORDINANCE NO. 80, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND THE ASHLAND INDEPENDENT SCHOOL DISTRICT FOR THE TERM JULY 1, 2019 TO JUNE 30, 2020.

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 School Resource Officer Agreement between the City of Ashland, Kentucky and the Ashland Independent School District for the term July 1, 2019 through June 30, 2020. A copy of said agreement 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 80, 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 JUNE 27, 2019
ORDINANCE NO. 81, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 81, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A SHORT FORM AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HDR ENGINEERING, INC. FOR PROFESSIONAL SERVICES FOR A COST-OF-SERVICE (COS) STUDY OF RATES FOR BOTH THE WATER AND SEWER SYSTEMS IN THE AMOUNT OF \$72,000.00 AS ADOPTED BY ORDINANCE NO. 21, SERIES OF 2019, FOR THE DEPARTMENT OF UTILITIES.

* * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute a Short Form Agreement between the City of Ashland, Kentucky and HDR Engineering, Inc. for professional engineering, consulting and related services in connection with the Cost of Service-Water and Sewer Rate Studies. The proposal by HDR Engineering, Inc. in the amount of \$72,000.00 was accepted by the City of Ashland by Ordinance No. 21, Series of 2019. A copy of said Short Form Agreement 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:	June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS:	June 27, 2019
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 81, 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 JUNE 27, 2019
ORDINANCE NO. 82, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 82, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 DATED APRIL 17, 2019 IN THE AMOUNT OF \$11,280.00 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND SERVICE PUMP & SUPPLY, INC. FOR A CONTRACT ADOPTED BY ORDINANCE NO. 39, SERIES OF 2019, REGARDING REFURBISHING AND RE-INSTALLING ONE FLOWSERVE MODEL 23 EPM RAW WATER INTAKE PUMP FOR THE DEPARTMENT OF UTILITIES, DIVISION OF WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 1 in the contract authorized by Ordinance No. 39, 2019 between the City of Ashland, Kentucky and Service Pump & Supply, Inc. for the refurbishing and re-installing of one Flowserve Model 23 EPM raw water intake pump is hereby approved as follows:

Change Order No. 1

Original Contract Price	\$87,500.00
Previous Change Orders	0.00
Contract Price prior to this Change Order	87,500.00
Net Increase/ Decrease of this Change Order	<u>11,280.00</u>
Contract Price with all approved Change Orders	\$98,780.00

A true copy of Change Order No. 1 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: June 13, 2019

READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019

PUBLISHED:

MOTION

Motion was made by Clark, seconded by Perkins, to adopt Ordinance No. 82, 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 JUNE 27, 2019
ORDINANCE NO. 83, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 83, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND ARROW ELECTRIC CO., INC. CHANGING THE COMPLETION DATE FROM MAY 11, 2019 TO JULY 16, 2019 FOR THE WINCHESTER AVENUE STREETScape PROJECT FOR THE DEPARTMENT OF PUBLIC WORKS.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 2 in the contract authorized by Ordinance No. 156, 2018 between the City of Ashland, Kentucky and Arrow Electric Co., Inc. for the Winchester Avenue Streetscape Project is hereby approved as follows:

Change Order No. 2

Time Extension for a completion date of July 16, 2019.

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: June 13, 2019

READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019

PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 83, 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 JUNE 27, 2019
ORDINANCE NO. 84, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 84, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A TRUST PARTICIPATION AGREEMENT FOR THE KENTUCKY LEAGUE OF CITIES INSURANCE SERVICES GENERAL INSURANCE TRUST FOR FY 2019-2020.

* * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute the Trust Participation Agreement for the Kentucky League of Cities Insurance Services General Insurance Trust. This Agreement is being entered into for the Property Insurance and Liability Insurance awarded to the Kentucky League of Cities for FY 2019-2020. A copy of said agreement is attached hereto and made a part hereof by reference.

SECTION 2. The Mayor of the City of Ashland, Kentucky is hereby authorized and directed to execute any and all other documents relating to the adoption and implementation of said agreements.

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: June 13, 2019

READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019

PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 84, 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 JUNE 27, 2019
ORDINANCE NO. 85, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 85, 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 PEOPLES INSURANCE AGENCY, LLC TO PROVIDE INSURANCE AND/OR RISK MANAGEMENT SUPPORT SERVICES FROM JULY 1, 2019 – JUNE 30, 2020 IN THE AMOUNT OF \$25,000.00 AND AUTHORIZING PAYMENT OF SAME.

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 an Agreement between the City of Ashland, Kentucky and Peoples Insurance Agency, LLC to provide insurance and/or risk management support services to the City of Ashland from July 1, 2019 thru June 30, 2020 in the amount of \$25,000.00 and authorizing payment of same. A copy of said agreement and invoice 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 85, 2019, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Abstain – Commissioner Perkins. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 86, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING AND ENACTING SUPPLEMENTS S-71, S-72 AND S-73 TO THE CODE OF ORDINANCES OF THE CITY OF ASHLAND.

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 86, 2019 CONTINUED

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio has completed the S-71, S-72 and S-73 supplements to the Code of Ordinances of the City of Ashland, which supplements contain all ordinances of a general nature enacted since the prior supplement to the Code of Ordinances of this municipality, and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make references to sections of the Kentucky Revised Statutes, and

WHEREAS, it is the desire of the Board of City Commissioners to adopt updated sections of the City Code as adopted by Ordinance No. 142, 2000 in accordance with the changes of the law of the Commonwealth of Kentucky;

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

SECTION 1. That the S-71, S-72 and S-73 Supplements to the Code of Ordinances of the City of Ashland, as submitted by American Legal Publishing Corporation (formerly Burlington Publishing Systems-proposal authorized by Ordinance No. 133, 1997), be and the same are hereby adopted by reference as if set out in full.

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

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

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

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 86, 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. 87, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 61, SERIES OF 2019, WHICH ADOPTED BY REFERENCE THE “PROCUREMENT REGULATIONS FOR THE CITY OF ASHLAND, KENTUCKY, MAY 2019”.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 87, 2019 CONTINUED

SECTION 1. That Ordinance No. 61, Series of 2019, being an ordinance entitled: "AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING BY REFERENCE UPDATED "PROCUREMENT REGULATIONS FOR THE CITY OF ASHLAND, KENTUCKY, MAY 2019" AND REPEALING ORDINANCE NO. 87, SERIES OF 1992, AND ALL AMENDMENTS THERETO", be and said ordinance is hereby amended. Said amended regulations are attached hereto and made a part hereof by reference with amendments shown by underscoring all newly inserted language and by a single broken line through all deleted language.

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 July 1, 2019 following 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 87, 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. 88, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND GRW ENGINEERS, INC. REGARDING THEIR CONTRACT TO PROVIDE ENGINEERING SERVICES FOR THE POLLARD MILLS DRAINAGE IMPROVEMENT PROJECT MAKING NO CHANGE TO THE PROJECT TOTAL OF \$421,800.00 BUT RE-DISTRIBUTING FUNDS WITHIN THE CONTRACT FOR THE DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 1 to the Contract authorized by Ordinance No. 151, 2018, between the City of Ashland, Kentucky and GRW Engineers, Inc. regarding their contract to provide engineering services for the Pollard Mills Drainage Project is hereby approved as follows:

**REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 88, 2019 CONTINUED**

Change Order No. 1

Original Contract	421,800.00
Increasing CDBG Design Costs	\$27,000.00
Decreasing CDBG Acquisition Costs	(27,000.00)
Increasing UTILITY Pre-Design Costs	\$1,745.00
Decreasing CDBG Pre-Design Costs	(1,745.00)
Net increase/decrease of this Change Order	0.00
CONTRACT TOTAL	\$421,800.00

A true copy of Change Order No. 1 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:	June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS:	June 27, 2019
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 88, 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. 89, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A QUITCLAIM DEED OF CONVEYANCE BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND PAUL D. STEWART, NELLA STEWART AND SAVONNA MONTGOMERY REGARDING THE ACCEPTANCE OF THE DONATION OF 3430 CENTRAL AVENUE IN EAST ASHLAND.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 89, 2019 CONTINUED

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute on behalf of said City a Quitclaim Deed of Conveyance between the City of Ashland, Kentucky and Paul D. Stewart, Nella Stewart and Savonna Montgomery accepting the charitable donation of 3430 Central Avenue located in the East Ashland area. Said Quitclaim Deed of Conveyance is attached hereto and made a part hereof by reference.

SECTION 2. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute on behalf of said City any and all other documents related to this transaction.

SECTION 3. All ordinances of the City of Ashland 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 89, 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. 90, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A VOLUNTARY DISCLOSURE AGREEMENT REGARDING OCCUPATIONAL LICENSE FEES DURING THE PERIOD OF FEBRUARY 1, 2016 THROUGH AND INCLUDING JANUARY 31, 2019.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Mayor, Stephen E. Gilmore, is hereby authorized and directed to execute on behalf of said City a Voluntary Disclosure Agreement (VDA) between the City of Ashland and Taxpayer A to settle, adjust and compromise all issues regarding Occupational License Fees for the period February 1, 2016 through and including January 31, 2019. Said VDA is attached hereto and made a part hereof by reference.

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

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

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

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 90, 2019 CONTINUED

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 90, 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. 91, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING SECTION 2 OF ORDINANCE NO. 101, SERIES OF 2018, PREVIOUSLY AMENDED BY ORDINANCE NO. 161, SERIES OF 2018, AND ORDINANCE NO. 41, SERIES OF 2019, WHICH IS COMMONLY KNOWN AND REFERRED TO AS THE “BUDGET ORDINANCE” OF THE CITY OF ASHLAND.

* * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Section 2 of Ordinance No. 101, series of 2018, previously amended by Ordinance No. 161, Series of 2018, being an ordinance entitled, “AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY APPROVING AND ADOPTING THE 2018-2019 BUDGET AND APPROPRIATING REVENUES ON HAND AND TO BE RECEIVED DURING THE YEAR 2018-2019 FOR THE PAYMENT OF EXPENSES OF THE CITY OF ASHLAND FOR THE TWELVE-MONTH PERIOD BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019 AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH,” which is commonly known and referred to as the “Budget Ordinance” be and said section is hereby amended as follows, such amendments shown by underscoring all newly inserted language and by a single broken line through all deleted language:

SECTION 2. That the following appropriations be and the same are hereby made from revenues on hand and to be received during the year 2018-2019 by the City of Ashland, Kentucky:

FROM GENERAL FUND

FOR:	
DEPARTMENT OF GENERAL GOVERNMENT	\$5,904,926 <u>6,789,426</u>
DEPARTMENT OF FINANCE	648,118
DEPARTMENT OF PUBLIC SERVICES	4,914,177 <u>4,943,978</u>
DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT	743,522
DEPARTMENT OF POLICE	5,202,596 <u>5,181,793</u>
DEPARTMENT OF FIRE	6,141,215
DEPARTMENT OF CITY ENGINEER	214,990
TOTAL FROM GENERAL FUND	\$23,769,544 <u>24,663,042</u>

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 91, 2019 CONTINUED

FROM TAX INCREMENT FINANCE FUND

FOR:
 DIVISION OF TAX INCREMENT FINANCING \$1,589,734 1,670,690

FROM MUNICIPAL AID ROAD FUND

FOR:
 DIVISION OF MUNICIPAL AID PROGRAM \$634,865

FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUND

FOR:
 DIVISION OF GENERAL CDBG \$ 102,021
 DIVISION OF CDBG ACTIVITIES 1,214,021
 TOTAL FROM COMMUNITY DEVELOPMENT BLOCK GRANT \$1,316,042

FROM SECTION 8 VOUCHER PROGRAM FUND

FOR:
 DIVISION OF SECTION 8 VOUCHER PROGRAM \$2,943,755

FROM FLOODWALL OPERATING FUND

FOR:
 DIVISION OF FLOODWALL MAINTENANCE \$225,450 244,350

FROM UTILITY FUND

FOR:
 DEPARTMENT OF UTILITY ADMINISTRATION \$5,680,764 5,689,663
 DEPARTMENT OF WATER SERVICES 9,495,162 9,852,868
 DEPARTMENT OF WASTWATER 4,620,535 4,701,428
 TOTAL FROM UTILITY FUND \$19,796,461 20,243,959

FROM ASHLAND BUS SYSTEM FUND

FOR:
 DIVISION OF BUS SYSTEM \$1,554,761

FROM RECREATION OPERATING FUND

FOR:
 DIVISION OF CENTRAL PARK \$671,900 844,254
 DIVISION OF DAWSON PARK POOL 140,080
 DIVISION OF SPORTS PARK 98,200
 DIVISION OF OTHER PARKS (RECREATION) 144,790 139,790
 TOTAL FROM RECREATION OPERATING FUND \$1,054,970 1,222,324

FROM ASHLAND CEMETERY FUND

FOR:
 DIVISION OF CEMETERY \$162,630

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 91, 2019 CONTINUED

FROM CAPITAL PURCHASE / IMPROVEMENT FUND

FOR:	
DEPARTMENT OF GENERAL GOVERNMENT	\$150,684
DEPARTMENT OF PUBLIC SERVICES	1,021,762 <u>1,298,802</u>
DEPARTMENT OF POLICE	244,432 <u>679,538</u>
DEPARTMENT OF FIRE	237,000
 TOTAL FROM CAPITAL PURCHASE / IMPROVEMENT FUND	 \$ 1,653,878 <u>2,366,024</u>

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

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

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 91, 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. 92, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH THE ASHLAND CHILD DEVELOPMENT CENTER, INC., THE SUB-RECIPIENT OF \$7,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.

* * * * *

WHEREAS, the City of Ashland has applied for and received funds from the United States Government under Title I of the Housing and Community Development Act of 1974, as amended;

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

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, is hereby authorized to execute an agreement with The Ashland Child Development Center, Inc. as the sub-recipient of \$7,000.00 for reimbursement of utilities (natural gas, electric, and the Ashland utility bill) and liability insurance from the 2019 Program Year Community Development Block Grant, said agreement 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.

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 92, 2019 CONTINUED

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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 92, 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. 93, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH ASHLAND COMMUNITY KITCHEN, INC., THE SUB-RECIPIENT OF \$5,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG).

* * * * *

WHEREAS, the City of Ashland has applied for and received funds from the United States Government under Title I of the Housing and Community Development Act of 1974, as amended;

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

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, is hereby authorized to execute an agreement with Ashland Community Kitchen, Inc. as the sub-recipient of \$5,000.00 for reimbursement of operating expenses, including utilities (natural gas, electric, and the Ashland utility bill), and liability insurance from the 2019 Program Year Community Development Block Grant, said agreement 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

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 93, 2019 CONTINUED

ATTEST:

/s/SUSAN W. MADDIX
 CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 13, 2019
 READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
 PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 93, 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. 94, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH THE BOYD COUNTY COUNCIL ON AGING, INC., ASHLAND SENIOR CENTER, THE SUB-RECIPIENT OF \$14,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, the City of Ashland has applied for and received funds from the United States Government under Title I of the Housing and Community Development Act of 1974, as amended;

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

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, is hereby authorized to execute an agreement with the Boyd County Council on Aging, Inc., Ashland Senior Center, as the sub-recipient of \$14,000.00 for reimbursement of operating expenses including utilities (natural gas, electric, and the Ashland utility bill), food, supplies, and liability insurance from the 2019 Program Year Community Development Block Grant, said agreement 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, re-adoption 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: June 13, 2019
 READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
 PUBLISHED:

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 94, 2019 CONTINUED

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 94, 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. 95, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH COMMUNITY ASSISTANCE REFERRAL SERVICE, INC. (CARES), THE SUB-RECIPIENT OF \$30,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, the City of Ashland has applied for and received funds from the United States Government under Title I of the Housing and Community Development Act of 1974, as amended;

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

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, is hereby authorized to execute an agreement with Community Assistance Referral Service, Inc. (CARES) as the sub-recipient of \$30,000.00 for case manager staff salaries from the 2019 Program Year Community Development Block Grant, said agreement 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, re-adoption 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 95, 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 JUNE 27, 2019
ORDINANCE NO. 96, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 96, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH HILLCREST BRUCE MISSION, THE SUB-RECIPIENT OF \$18,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, the City of Ashland has applied for and received funds from the United States Government under Title I of the Housing and Community Development Act of 1974, as amended;

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

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, is hereby authorized to execute an agreement with Hillcrest Bruce Mission as the sub-recipient of \$18,000.00 for reimbursement of food for the food pantry from the 2019 Program Year Community Development Block Grant, said agreement 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 96, 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. 97, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREEMENT WITH SHELTER OF HOPE, INC., THE SUB-RECIPIENT OF \$5,000.00 FROM THE 2019 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT.

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 97, 2019 CONTINUED

WHEREAS, the City of Ashland has applied for and received funds from the United States Government under Title I of the Housing and Community Development Act of 1974, as amended;

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

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, is hereby authorized to execute an agreement with Shelter of Hope, Inc. as the sub-recipient of \$5,000.00 for reimbursement of operating expenses including utilities (natural gas, electric, and the Ashland utility bill) and liability insurance from the 2019 Program Year Community Development Block Grant, said agreement 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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 97, 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. 98, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, APPROVING LOAN NO. 2019-M-002 TO CCC MANAGEMENT, LLC D/B/A GILLUM DRUG IN THE AMOUNT OF \$42,135.51 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:

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 98, 2019 CONTINUED

SECTION 1. That the Board of Commissioners of the City of Ashland, Kentucky, hereby approves Minority Loan Agreement No. 2019-M-002 to CCC Management, LLC d/b/a Gillum Drug in the amount of \$42,135.51 from the 2018 Program Year Community Development Block Grant (CDBG) for the purchase of fixed capital. Said loan is made to assist viable programs that support low- to moderate-income persons in Ashland. Funds will be used to purchase a stand-alone system with touch screen monitor and 2D scanning, hardware (including workstations, bar code scanners, thermal label printers, image scanner, Lexmark printer, electronic signature capture, counters and shelving (fixed assets).

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: June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 98, 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. 99, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, FIXING THE AD VALOREM TAX LEVY FOR THE YEAR 2019, PAYABLE IN THE YEAR 2019, ON REAL ESTATE, PERSONAL PROPERTY, AND FRANCHISES IN THE CITY OF ASHLAND FOR THE CITY REVENUE PURPOSES, PROVIDING FOR A DISCOUNT OF ONE PERCENT (1%) ON AD VALOREM TAXES ONLY WHICH ARE PAID ON OR BEFORE THE 15TH DAY FOLLOWING THE BILL DATE AND PROVIDING FOR A PENALTY OF TEN PERCENT (10%) AND SIX PERCENT (6%) INTEREST PER ANNUM FOR ANY TAXES WHICH ARE PAID AFTER THE DUE DATE, SAID DUE DATE BEING 30 DAYS FOLLOWING THE BILL DATE.

* * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

REGULAR MEETING JUNE 27, 2019
ORDINANCE NO. 99, 2019 CONTINUED

SECTION 1. That there is hereby levied for the year 2019, payable in the year 2019, upon all real estate, personal property and franchises subject to taxes for revenue purposes within the City of Ashland, on each one hundred dollars (\$100.00) value of such property for the following city purposes:

<u>FUND</u>	<u>DIVISION OF RATE</u>
Ad Valorem	\$.2714
Floodwall	\$.0925

SECTION 2. That all City ad valorem taxes due and payable in the year 2019 to the City of Ashland, Kentucky, which are paid on or before the 15th day following the bill date, provided that all ad valorem taxes of said tax payer due and payable during said year are paid on or before said date, shall be reduced by a discount of one percent (1%). This discount shall not apply to the special levy of floodwall taxes or bank shares.

SECTION 3. That a ten percent (10%) penalty shall be applied and six percent (6%) interest per annum (one-half percent (1/2%) per month) shall be applied for any taxes which are paid after the due date, said due date being 30 days following the bill date.

SECTION 4. This ordinance shall be in full force and effect from and after its adoption, readoption and publication, as required by law.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:	June 13, 2019
READOPTED BY THE BOARD OF COMMISSIONERS:	June 27, 2019
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 99, 2019, at this its second reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

CONSENT AGENDA

RESOLUTION NO. 17, 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 **JUNE 27, 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”, for the regular meeting, **June 27, 2019**, attached hereto and incorporated herein, as if set out in full, is a copy of the “Consent Agenda” hereby adopted, authorized and approved.

REGULAR MEETING JUNE 27, 2019
CONSENT AGENDA CONTINUED

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

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: June 27, 2019

MOTION

Motion was made by Clark, seconded by Perkins, to adopt Resolution No. 17, 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 authorizing payment of Invoices #0052648 and #0052649 dated May 31, 2019 in the combined amount of \$5,852.03 to GRW Engineering for the work completed on the Pollard Mills Storm Water, Sidewalks, Curbs, Gutters and Paving Contract.
2. City Manager recommends authorizing payment of Invoice #647445 dated May 29, 2019 in the amount of \$26,400.01 to Rumpke for the removal and disposition of sludge from the Wastewater Treatment Plant from April 24 - May 24, 2019.
3. City Manager recommends authorizing payment of Invoice #103380 dated May 15, 2019 in the amount of \$25,789 to Xylem Water Solutions for the purchase of a filter underdrain, filters and services at the Water Treatment Plant.
4. City Manager recommends authorizing payment of Invoice #1143 dated May 1, 2019 in the amount of \$31,965 to Marine Diving Services, Inc. for the cleaning of debris from the river intake structure for the Department of Utility Operations, Division of Water Production.
5. City Manager recommends authorizing payment of Invoice #CI-0000013103 dated May 9, 2019 in the amount of \$52,340 to Service Pump & Supply for purchase and installation of equipment required to convert existing aerator motors to VFD controlled,
6. City Manager recommends authorizing payment of Fiscal Year 2020 Recreation Contribution in the amount of \$30,000 to Summer Motion as adopted in the Fiscal Year 2020 Budget.
7. Other Consent Items

REGULAR MEETING JUNE 27, 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 A FIVE-YEAR EXTENSION TO THE HOUSING ASSISTANCE PAYMENTS CONTRACT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HARBOR HILL, LLLP REGARDING THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PROJECT-BASED ASSISTANCE HOUSING CHOICE VOUCHER PROGRAM FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT ADOPTED BY ORDINANCE NO. 104, SERIES OF 2009, AND REPEALING ORDINANCE NOS. 55 AND 148, SERIES OF 2018.

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, Steen and Mayor Gilmore. Nay – none. Abstain – Commissioner Perkins. Motion passed.

READING AND ADOPTION

MUNICIPAL ORDER NO. 1, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A DONATION AGREEMENT REGARDING ACCEPTANCE BY THE CITY OF ASHLAND OF A DONATION OF BRONZE STATUES KNOWN AS AND DEPICTING VULCAN, VENUS AND GENESIS.

* * * *

WHEREAS, David Alban is the owner of bronze statues depicting Vulcan, Venus and Genesis, and

WHEREAS, David Alban is desirous of making a donation of the statues to the City of Ashland, and

WHEREAS, the City of Ashland is willing to accept the donation;

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

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute a Donation Agreement between the City of Ashland, Kentucky and David Alban for acceptance by the City of Ashland of a donation of three (3) bronze statues depicting Vulcan, Venus and Genesis. A copy of said Donation Agreement is attached hereto and made a part hereof by reference.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 27th day of June, 2019.

/s/STEPHEN E. GILMORE
MAYOR

REGULAR MEETING JUNE 27, 2019
MUNICIPAL ORDER NO. 1, 2019 CONTINUED

ATTEST:

/s/SUSAN W. MADDIX
 CITY CLERK

MOTION

Motion was made by Clark, seconded by Steen, to adopt Municipal Order No. 1, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

READING AND ADOPTION

MUNICIPAL ORDER NO. 2, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A SERVICE AND REPAIR ORDER TERMS AND CONDITIONS AGREEMENT WITH OTIS ELEVATOR COMPANY TO PROVIDE LABOR AND MATERIAL TO FURNISH AND INSTALL A REMOTE HALL BUTTON STATION IN THE AMOUNT OF \$4,950.00 FOR ADDED SECURITY FOR USE OF THE ELEVATOR LOCATED AT THE CITY BUILDING AT 1700 GREENUP AVENUE.

* * * *

WHEREAS, the City Manager has authorized the expenditure of \$4,950.00 for the purchase and installation of a remote hall button station for added security in the City Building at 1700 Greenup Avenue within his spending authority;

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

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute a Service and Repair Order Terms and Conditions Agreement with Otis Elevator Company for Otis to provide labor and material to furnish and install a remote hall button station in the security area at the main elevator lobby floor at the City Building located at 1700 Greenup Avenue, Ashland, Kentucky in the amount of \$4,950.00. A copy of said Service and Repair Order is attached hereto and made a part hereof by reference.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 27th day of June, 2019.

MOTION

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

REGULAR MEETING JUNE 27, 2019
MUNICIPAL ORDER NO. 3, 2019

READING AND ADOPTION

MUNICIPAL ORDER NO. 3, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN INDEMNITY AGREEMENT BETWEEN TRUE NORTH TOWER, LLC AND THE CITY OF ASHLAND, KENTUCKY REGARDING TRUE NORTH TOWER'S TEMPORARY USE OF REAL ESTATE PROPERTY BELONGING TO THE CITY OF ASHLAND.

* * * *

WHEREAS, the City of Ashland is the owner of certain real estate property in Ashland, Kentucky, and

WHEREAS, True North Tower, LLC has contracted with KET to upgrade its broadcasting system on the tower located on 802 Kilgore Drive adjacent to the real estate property owned by the City of Ashland, and

WHEREAS, True North is desirous of utilizing the property owned by Ashland for a staging area for its work on the adjoining tower,

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

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute an indemnity agreement with True North Tower, LLC, allowing the temporary use of property of the City of Ashland aforereferenced for a staging area for repairs on the adjoining property and providing that True North Towers, LLC shall indemnify the City of Ashland from any liability for damage to person or property as a result of its usage of said property, all upon the full terms and conditions as set forth in said agreement, a true and correct copy of which is attached hereto and made a part hereof by reference.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 27th day of June, 2019.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Municipal Order No. 3, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

EXECUTIVE SESSION

Motion was made by Gute, seconded by Clark, to go into Executive Session at 1:39 PM to discuss potential litigation. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

RECONVENED

The meeting reconvened at 1:46 PM and Mayor Gilmore announced the only item discussed was potential litigation with no final action taken.

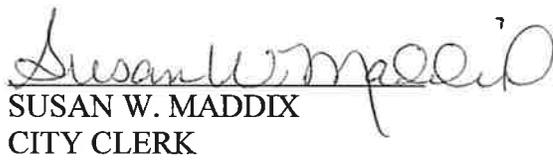
REGULAR MEETING JUNE 27, 2019**ADJOURNMENT**

Commissioner Clark asked that the meeting be adjourned at 1:47 PM in memory of Nickie Smith, who passed away on June 23, 2019. Ms. Smith was the former Economic Development Director for Boyd County.



STEPHEN E. GILMORE
MAYOR

ATTEST:



SUSAN W. MADDIX
CITY CLERK

