

**REGULAR MEETING
SEPTEMBER 12, 2019**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, September 12, 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; Steve Alley, Deputy Fire Chief; Stephen W. Corbitt, Interim City Engineer; Tony Grubb, Finance Director; Michelle Veach, Assistant Finance Director; Jack Hunter, Street Superintendent; Chris Pullem, Director of Community and Economic Development; Mark Hall, Director of Utilities; Sean Murray, Human Resources/Parks & Recreation Director; Michelle Grubb, Ashland Bus System; Sergeant Brian Clark, Ashland Police Department; Lorraine Woolery, Section 8/Housing Choice Voucher Administrator; and Reporters.

The invocation was given by Commissioner Gute.

The Pledge of Allegiance was conducted.

AGENDA

City Manager Graese presented the agenda of September 12, 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 Perkins, seconded by Steen, to dispense with reading and approve the minutes of the Regular Meetings held on July 25, August 8 and August 22, 2019 and the Recessed Meeting held on July 26, 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 Gute thanked Whitney Lowe and Ashland in Motion for their work on First Fridays and invited everyone to the Riverfront on Saturday for the PAC Live event. Commissioner Gute mentioned the work in Central Park with the construction of the new Tot Lot playground and the Sensory Garden. Commissioner Gute thanked City staff for the installation of “No Smoking” and “No Trespassing” signs installed around the perimeter of Central Park.

Mayor Gilmore read the following Proclamation:

**PROCLAMATION BY
STEPHEN E. GILMORE, MAYOR
CITY OF ASHLAND, KENTUCKY**

WHEREAS, September 17, 2019 marks the two hundred and thirty-second anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to officially recognize this magnificent document and the anniversary of its creation; and

WHEREAS, it is fitting and proper to officially recognize the patriotic celebrations which will commemorate the occasion; and

REGULAR MEETING SEPTEMBER 12, 2019**HEARINGS AND REPORTS CONTINUED**

WHEREAS, public law 915 guarantees the issuing of a proclamation each year by the President of the United States of American designating September 17 through 23 as Constitution week.

NOW, THEREFORE I, Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky do hereby proclaim September 17 through 23, 2019 to be

**“CONSTITUTION WEEK”
In the City of Ashland**

and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of Ashland, Kentucky to be affixed this 12th day of September, 2019.

/s/STEPHEN E. GILMORE, MAYOR

Attest:

/s/SUSAN W. MADDIX, CITY CLERK

City Manager’s Report

City Manager Graese reported on the following:

The first round of voluntary recycling flyers was mailed September 6 in the utility bills. City Manager Graese thanked staff for their work on getting the flyers ready for mailing.

Some telephone numbers have not been ported at this time due to continuing problems with the City’s current carrier which has caused the project to stall. All hardware and software have been installed at all City locations. City Manager Graese requested patience from citizens.

MOTION TO AMEND CONSENT AGENDA

Motion was made by Perkins, seconded by Clark, to remove Item 13 on the Consent Agenda – City Manager recommends the probationary appointment of Water Distribution Operator I, Grade 104, Division of Water Distribution, Department of Utilities, contingent upon the satisfactory completion of a physical examination. 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, to add a new Item 13 - City Manager recommends the probationary appointment of Equipment Operator II, Grade 106, Department of Utilities, contingent upon the satisfactory completion of a physical examination. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

PUBLIC PARTICIPATION

Bernard O’Nan, 2720 Forest Avenue, appeared before the Commission to thank the City for supporting the 7th Annual United Way 5K. United Way has raised over \$50,000 in seven years. Mr. O’Nan specifically thanked the Street Division, Parks and Recreation and the Ashland Police Department.

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. 115, 2019

OLD BUSINESS
SECOND READING & FINAL ADOPTION

ORDINANCE NO. 115, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AGREED ORDER BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND THE COMMONWEALTH OF KENTUCKY ENERGY AND ENVIRONMENT CABINET, DIVISION OF ENFORCEMENT; AUTHORIZING THE PAYMENT OF A CIVIL PENALTY IN THE AMOUNT OF \$22,500.00.

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 an Agreed Order between the City of Ashland, Kentucky, and the Commonwealth of Kentucky Energy and Environment Cabinet, Department for Environmental Protection, Division of Enforcement, regarding violations at the Water Treatment Plant. A copy of said Agreed Order is attached hereto and made a part hereof by reference.

SECTION 2. That payment of a civil penalty in the amount of Twenty-two Thousand Five Hundred Dollars (\$22,500.00) is here by authorized.

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, 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: August 22, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: September 12, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 115, 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 SEPTEMBER 12, 2019
ORDINANCE NO. 116, 2019**

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 116, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN AMENDMENT TO THE GRANT AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND WB HOSPITALITY, LLC ADOPTED BY ORDINANCE NO. 177, SERIES OF 2018, AMENDING ARTICLE I – DEFINITIONS AND ARTICLE III – AGENCY’S AGREEMENT TO MAKE GRANT; DISBURSEMENT AND RECEIPT REGARDING THE ACQUISITION, CONSTRUCTION, AND FINANCING OF THE HOTEL REDEVELOPMENT PROJECT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky, be and is hereby authorized to execute an amendment to the Grant Agreement between the City of Ashland, Kentucky, and WB Hospitality, LLC adopted by Ordinance No. 177, Series of 2018, amending Article I. Definitions and Article III. Agency’s Agreement to make Grant; Disbursement and Receipt; amending the principal amount of the grant from \$4,500,000 to \$4,569,001.80 with respect to the acquisition, construction, and financing of the existing Ashland Plaza Hotel redevelopment project. A copy of said amended articles is attached hereto and made a part hereof by reference.

SECTION 2. Any and all ordinances of the City of Ashland or 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: August 22, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: September 12, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 116, 2019, at this its second reading.

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. 116, 2019 CONTINUED

DISCUSSION

Commission Perkins asked if the \$69,001.80 will be added to the amount already given to the hotel. Corporation Counsel Moore confirmed that was correct. Commissioner Perkins reported on an update received by the Commission that the TIF fund currently owes the General Fund \$472,075 for previous debt service payments paid on behalf of the TIF fund. The TIF has generated \$30,580 in property taxes and \$864 in occupational license fees (payroll tax). The City has not seen an increase to pay back the debt; however, the City has twenty (20) years to pay the debt.

VOTE ON MOTION TO ADOPT

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

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 117, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, DESIGNATING A HANDICAP PARKING SPACE ON THE EAST SIDE OF 16TH STREET IN THE 200 BLOCK; AND PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

* * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That a handicap parking space be and the same is hereby created and specifically described as follows:

On the East side of 16th Street in the 200 block; one space south of the Greenup Avenue intersection. (First angled parking space)

SECTION 2. That the Chief of Police is hereby authorized and directed to take appropriate steps to enforce the provisions of this ordinance.

SECTION 3. That the Superintendent of Streets is hereby authorized and directed to install appropriate signs to carry the provisions of this ordinance into effect.

SECTION 4. Any person, firm or corporation violating the terms of this ordinance shall be deemed guilty and shall be fined pursuant to the provisions outlined in KRS 189.990.

SECTION 5. All ordinances and parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.

SECTION 6. After its adoption, readoption and publication, as required by law, this ordinance shall be effective upon the installation of appropriate signs as herein directed.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS:
READOPTED BY THE BOARD OF COMMISSIONERS:
PUBLISHED:

August 22, 2019
September 12, 2019

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. 117, 2019 CONTINUED

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 117, 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. 118, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY OF ASHLAND AND BRI-DEN ROOFING FOR PROVIDING ALL LABOR, MATERIAL, EQUIPMENT, SUPERVISION, TOOLS AND PERFORMING ALL WORK AND SERVICE NECESSARY FOR RE-ROOFING THE WATER TREATMENT PLANT AND RIVER INTAKE BUILDING IN THE AMOUNT OF \$150,000.00 FOR THE DEPARTMENT OF UTILITY OPERATIONS, DIVISION OF WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor of the City of Ashland, Kentucky be and is hereby authorized to execute a contract between the City of Ashland, Kentucky, and Bri-Den Roofing, a Tecta America Company, for providing all labor, material, equipment, supervision, tools and performing all work and service necessary for re-roofing the Water Treatment Plant and River Intake Building in the amount of \$150,000.00 for the Department of Utility Operations, Division of Water Production. 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:	August 22, 2019
READOPTED BY THE BOARD OF COMMISSIONERS:	September 12, 2019
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 118, 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 SEPTEMBER 12, 2019
ORDINANCE NO. 119, 2019

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 119, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, REPEALING ORDINANCE NO. 21, SERIES OF 1997, WHICH DESIGNATED A HANDICAP PARKING SPACE AT 1600 GREENUP AVENUE.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Ordinance No. 21, Series of 1997, is hereby repealed, thereby removing the handicap parking space at 1600 Greenup Avenue.

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: August 22, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: September 12, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Perkins, to adopt Ordinance No. 119, 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. 120, 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 \$60,638.00 FOR THE PURCHASE AND INSTALLATION OF THE 26TH STREET SEWAGE STATION CHANNEL GRINDER REPLACEMENT FOR THE DEPARTMENT OF UTILITIES, DIVISION OF WASTEWATER COLLECTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. 120, 2019 CONTINUED

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 Service Pump & Supply, Inc. for the purchase and installation of the 26th Street Sewage Station channel grinder replacement for the Department of Utilities, Division of Wastewater Collection in the amount of \$60,638.00. 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: August 22, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: September 12, 2019
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 120, 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. 121, 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. IN THE AMOUNT OF \$32,470.00 REGARDING A CONTRACT TO PROVIDE ENGINEERING SERVICES FOR THE WATER TREATMENT PLANT SCADA DESIGN WITHIN THE CONTRACT 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 to the Contract authorized by Ordinance No. 138, 2018, between the City of Ashland, Kentucky and GRW Engineers, Inc. regarding their contract to provide professional engineering services by preparing plans and specifications for Supervisory Control and Data Acquisition (SCADA) and instrumentation upgrades at the Water Treatment Plant is hereby approved as follows:

Change Order No. 1

Original Contract	\$218,640.00
Previous Change Orders	0.00
Change Order Increase/Decrease	<u>32,470.00</u>
Total Contract Price	251,110.00

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. 121, 2019 CONTINUED

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: August 22, 2019
READOPTED BY THE BOARD OF COMMISSIONERS: September 12, 2019
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 121, 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. 22, 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, AS AMENDED, FOR THE REGULAR MEETING OF THE BOARD OF CITY COMMISSIONERS OF **SEPTEMBER 12, 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, **September 12, 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: September 12, 2019

REGULAR MEETING SEPTEMBER 12, 2019
CONSENT AGENDA CONTINUED

MOTION

Motion was made by Gute, seconded by Clark, to adopt Resolution No. 22, 2019.

DISCUSSION

Commissioner Perkins requested information regarding the next project following the conclusion of the U.S. 23 waterline replacement project. City Manager Graese advised the next planned waterline replacement project is Simpson Road and if funds are available Belmont Street.

Mayor Gilmore requested a list of projects that can be completed by City crews.

Mayor Gilmore expressed concern about the shape the City streets are being left in by the contractor working for Columbia Gas. The roads are being left in terrible shape. Commissioner Clark asked if staff is staying in contract with Columbia Gas.

VOTE

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 Invoice #18044-01 dated August 14, 2019 in the amount of \$3,550 to Taylor Siefker Design Group for the review and update of the City's Comprehensive Plan.
2. City Manager recommends authorizing payment of Invoices 0053110, 0053106, 0053107R and 0053109 dated July 31, 2019 totaling \$11,503.51 to GRW Engineering for the work performed on the Pollard Mills Storm Water, Sidewalks, Curbs, Gutters and Paving Contract.
3. City Manager recommends authorizing payment of Pay Request #2 dated September 4, 2019 in the amount of \$188,027.21 to Southern Ohio Trenching & Excavating Inc., for the work performed on the US 23 from 43rd St to 11th St Waterline Replacement Project.
4. City Manager recommends authorizing payment of Invoice #0053101 dated July 31, 2019 in the amount of \$25,617.50 to GRW Engineering for the design and engineering for the Water Treatment Plant SCADA and instrumentation upgrades.
5. City Manager recommends approval to award the bid for the purchase and delivery of Clow fire hydrant risers to C.I. Thornburg Co., Inc., in the amount of \$49,269.10 and approving payment upon acceptance of delivery.
6. City Manager recommends approval to award the bid for the purchase of a 2020 custom fire rescue vehicle and pre-payment in the amount of \$623,071 to Super Vacuum Mfg. Co., Inc., Department of Fire.
7. City Manager recommends approval to award the bid to provide all labor, material, equipment, supervision, tools and perform all work and services necessary for roof replacement at the Street Department building to Shield Roofing and Construction in the amount of \$36,600, Division of Streets, Department of Public Services.
8. City Manager recommends approval for Winter Wonderland of Lights to host the Annual Winter Wonderland of Lights Festival to run from November 18, 2019 through January 5, 2020 and to include use of Central Park and downtown streets for decorations and the parade.

REGULAR MEETING SEPTEMBER 12, 2019
CONSENT AGENDA CONTINUED

9. City Manager recommends amending the previously approved Paramount Arts Center PAC Live @ Ashland Riverfront Park event to include a car and bike show starting at 4:00 pm.
 10. City Manager recommends the approval for Calvary Episcopal and First Christian churches to host a Blessing of the Animals on October 2, 2019 from 5:30 - 7:00 pm and blocking a portion of the Paramount Arts Center parking lot.
 11. City Manager recommends approval for The Neighborhood to host the 3rd Annual Steak Fry on October 11, 2019 from 1:00 - 11:00 pm and including closing the alley behind The Neighborhood.
 12. City Manager recommends the probationary appointment of Steven D. Cole to the position of City Engineer, Grade 116, Department of Engineering, contingent upon the satisfactory completion of a physical examination.
 13. ~~City Manager recommends the probationary appointment of Water Distribution Operator I, Grade 104, Division of Water Distribution, Department of Utilities, contingent upon the satisfactory completion of a physical examination.~~
- City Manager recommends the probationary appointment of Eric M. Boyle to the position of Equipment Operator II, Grade 106, Department of Utilities, contingent upon the satisfactory completion of a physical examination.
14. Other Consent Items.

NEW BUSINESS
FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ESTABLISHING THE ASHLAND PUBLIC ARTS COUNCIL FOR THE CITY OF ASHLAND, KENTUCKY.

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, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE TASK ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND LJB INC. REGARDING THE WATERLINE REPLACEMENT DESIGN AND PERMITTING PROJECT IN AN ADDITIONAL AMOUNT OF \$12,290.00.

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. _____, 2019 CONTINUED

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.

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 TASK ORDER #1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND EN ENGINEERING REGARDING THE ENGINEERING AND DRAFTING SERVICES ASSOCIATED WITH THE RENOVATION OF JUDD PLAZA (16TH STREET PLAZA) INCREASING THE AMOUNT OF THE PROPOSAL \$45,000.00.

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, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO SUBMIT THE CITY OF ASHLAND'S COMMUNITY DEVELOPMENT BLOCK GRANT 2018 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

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, PROHIBITING THE CARRYING OR POSSESSION OF CERTAIN SPECIFIC ITEMS IN THE ASHLAND CITY BUILDING LOCATED AT 1700 GREENUP AVENUE AND/OR THE ASHLAND POLICE STATION LOCATED AT 201 17TH STREET, ASHLAND, KENTUCKY.

REGULAR MEETING SEPTEMBER 12, 2019
ORDINANCE NO. _____, 2019 CONTINUED

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.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY OF ASHLAND AND SHIELD ROOFING AND CONSTRUCTION LLC FOR THE ROOF REPLACEMENT AT THE 21ST STREET GARAGE FOR THE DEPARTMENT OF PUBLIC SERVICES, DIVISION OF STREETS IN THE AMOUNT OF \$36,600.00.

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, CREATING THE POSITION AND ADOPTING THE JOB DESCRIPTION OF EVIDENCE CLERK IN THE DEPARTMENT OF POLICE; AND AMENDING THE AUTHORIZED POSITIONS 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.

CONGRATULATIONS TO CHIEF TODD KELLEY

Commissioner Perkins thanked Chief Kelley and the Ashland Police Department for their dedication to the City of Ashland. The Ashland Police Department hopes to continue last year’s decline in overdose fatalities. Boyd County was chosen for inclusion in the Appalachia High Intensity Drug Trafficking Area (HIDTA) program. The program provides local law enforcement agencies in designated counties with coordination, equipment, technology and additional resources to combat drug production and trafficking. According to U.S. Senate Majority Leader Mitch McConnell’s office, drug overdose deaths in Kentucky fell by nearly 15% in 2018 – the largest drop for the state in more than a decade.

Mayor Gilmore congratulated Chief Kelley on being named Kentucky Police Chief of the Year.

REGULAR MEETING SEPTEMBER 12, 2019
MUNICIPAL ORDER NO. 8, 2019

READING AND ADOPTION

MUNICIPAL ORDER NO. 8, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A MERCHANT APPLICATION & AGREEMENT WITH JET PAY PAYMENT SERVICES FOR THE DEPARTMENT OF FINANCE ENABLING PAY BY PHONE SERVICES FOR THE CITY OF ASHLAND.

* * * *

BE IT ORDERED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, is hereby authorized and directed to execute a Merchant Application & Agreement with Jet Pay Payment Services for the Finance Department in order to enable Pay by Phone services for City of Ashland utility billing. A copy of said Application and Agreement is attached hereto and made a part hereof by reference.

SECTION 2. The Mayor is authorized and directed to execute any and all documents required regarding this service.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 12th day of September, 2019.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

MOTION

Motion was made by Gute, seconded by Clark, to adopt Municipal Order No. 8, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

APPOINTMENTS TO CEMETERY BOARD

Motion was made by Clark, seconded by Gute, approving the Mayor's appointment of James C. Powers to the Cemetery Board for a four-year term beginning 09/17/2019 and expiring 09/17/2023. 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 Michael Dowling to the Cemetery Board for a four-year term beginning 09/17/2019 and expiring 09/17/2023. 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 Steen, approving the Mayor's appointment of Randel Reeves to the Cemetery Board for a four-year term beginning 09/17/2019 and expiring 09/17/2023. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING SEPTEMBER 12, 2019
EXECUTIVE SESSION

EXECUTIVE SESSION

Motion was made by Gute, seconded by Clark, to go into Executive Session at 12:35 PM to discuss potential litigation and a 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 1:24 PM and Mayor Gilmore announced the only items discussed were potential litigation and a personnel matter with no final action taken.

RECESS

Mayor Gilmore declared the meeting recessed at 1:24 PM until 8:30 AM on Friday, September 13, 2019.


STEPHEN E. GILMORE
MAYOR

ATTEST:


SUSAN W. MADDIX
CITY CLERK

