

**REGULAR MEETING
SEPTEMBER 26, 2019**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, September 26, 2019, at the hour of 12:00 PM. Those present were Commissioners: Amanda Clark, Marty Gute, Pat Steen and Mayor Stephen E. Gilmore, who presided. Absent: Commissioner Matt Perkins. Also present were: Michael S. Graese, City Manager; James H. Moore, III, Corporation Counsel; Andrew Wheeler, Assistant 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; Katherine Utsinger, Economic Development Specialist/Acting Planner; 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 26, 2019. Motion was made by Clark, seconded by Steen, to receive & file the agenda. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay - none. Motion passed.

MINUTES

Motion was made by Gute, seconded by Steen, to dispense with reading and approve the minutes of the Regular Meeting held on September 12, 2019 and the Recessed Meeting held on September 13, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

HEARINGS AND REPORTS

Mayor and City Commissioners' Comments

Commissioner Gute congratulated the Poage Landing Days committee for a very successful festival held on September 20, 21 and 22. He noted the work completed in Central Park in the playground area which should be completed by the first of October. Commissioner Gute reported that flyers were included in the utility bills and mailed to residents regarding curbside recycling. The deadline for submission of the forms to Rumpke is October 12.

Commissioner Clark thanked members of the Commission for their support regarding the Arts Council. Anyone interested in serving on the Arts Council, or any other board or commission of the City, should contact the Mayor's office. Applications are available for anyone interested.

Mayor Gilmore reported he and the City Manager were recently in Covington, Kentucky to attend the Kentucky League of Cities convention and were particularly impressed by one of the keynote speakers, Roger Brooks. Mr. Brooks is an authority on downtowns, tourism, branding, community development and marketing. Mayor Gilmore announced the possibility of requesting Mr. Brooks to visit Ashland.

Mayor Gilmore also congratulated Christy Meade and the Poage Landing Days committee on the recent festival. He is very proud of the festival.

REGULAR MEETING SEPTEMBER 26, 2019
HEARINGS AND REPORTS CONTINUED

City Manager's Report

City Manager Graese reported on the following:

Mr. Brooks conducted a survey of 2,000 cities and compiled from the top 400 cities the statistics to prove his points during his presentation at the convention. City Manager Graese noted the perfect timing due to current discussions regarding the City's Comprehensive Plan, a potential planning grant from Kentucky Transportation Cabinet and the City's leadership visiting other communities to gather ideas for Ashland.

Kentucky Transportation Cabinet planned to pave U.S. 23 in the area of 43rd Street this fall but the project has been moved to the spring.

The bid for the 16th Street Plaza (Judd Plaza) will be advertised on Sunday, September 29, 2019.

Due to challenges by the City's current provider, the WINS committee made the decision to purchase new phone numbers. The new system is scheduled to take effect on November 1. Had the City waited on the current provider, project would have been stalled for several months.

PUBLIC PARTICIPATION

Justin Litteral, 2944 Gibbs Court, asked the Commission if he could read a written statement regarding denial by the Ashland Planning Commission of a request by Mr. Litteral to amend the City's zoning ordinance to include a provision allowing farm animals as a conditional use. (New Business – Item J) The Mayor advised Mr. Litteral the City Commissioners understood a hearing had already been conducted on August 20. Mr. Litteral stated citizens at the Planning Commission hearing in opposition to the text amendment made statements he would like to rebut. Corporation Counsel Moore advised a public hearing was held and notice went out to all citizens, those in support and those opposed. A public hearing was not scheduled to be held at this meeting. The record from the public hearing held on August 20 is complete. Mayor Gilmore advised Mr. Litteral he could provide his written statement to the City Clerk and it will be available to any member of the Commission who wishes to read it.

CONSENT AGENDA

RESOLUTION NO. 23, 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 **SEPTEMBER 26, 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, **September 26, 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.

REGULAR MEETING SEPTEMBER 26, 2019
CONSENT AGENDA CONTINUED

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: September 26, 2019

MOTION

Motion was made by Clark, seconded by Gute, to adopt Resolution No. 23, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

CONSENT AGENDA ITEMS

1. City Manager recommends approval of payment of Invoice #0116816A-5 dated September 9, 2019 in the amount of \$24,977.50 to LJB, Inc. for the engineering services completed for the 2019 waterline replacement project.
2. City Manager recommends the approval of Pay Request #3 dated September 5, 2019 in the amount of \$39,486.83 to Tri-State Construction & Enterprise for the work completed on the Safe Harbor #3 Renovation Project.
3. City Manager recommends the approval for payment Invoice #0105219A dated September 11, 2019 in the amount of \$45,000 to EN Engineering, LLC for the design and engineering work completed for the Judd Plaza Renovation.
4. City Manager recommends approval to award the bid for the purchase and installation of equipment required to convert existing aerator motors to VFD controlled at the Wastewater Treatment Plant in the amount of \$52,340.98 to Service Pump and Supply, Department of Utility Operations.
5. City Manager recommends approval to award the bid for the cured in place pipe lining rehabilitation project in the amount of \$525,785 to Granite Inliner, LLC, Department of Engineering.

Projects include:

- * US 23 39th St. to 45th St. -2,848 of 24" pipe cost = \$ 310,516
- * Sharon Road - 455' of 8" pipe costs = \$23,385
- * Craft Street - 204' of 8" pipe costs = \$11,588
- * Auburn Avenue - 613' of 6" pipe costs = \$ 42,089
- * Iroquois Avenue - 305' of 6" pipe costs = \$16,030
- * 8th Street from Greenup Ave. to Winchester Ave. –
297' of 15" pipe cost = \$ 20,177
- * Pollard Road - 633' of 18" pipe costs = \$52,442

6. City Manager recommends authorizing the Mayor's execution of Certifications of Consistency with the Consolidated Plan for continuum of care projects for the City of Ashland required by the U.S. Department of Housing and Urban Development.
7. City Manager recommends the probationary appointment of Jeffrey S. McFarlin to the position of Chief Operator, Grade 111, Division of Wastewater Treatment Plant, Department of Utilities, effective September 30, 2019.
8. Other Consent Items

REGULAR MEETING SEPTEMBER 26, 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 TASK ORDER #2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND HOWERTON ENGINEERING & SURVEYING PLLC REGARDING THE SEWER LINING PROJECT FOR THE DEPARTMENT OF UTILITIES, DIVISION OF WASTEWATER COLLECTION, IN AN AMOUNT NOT TO EXCEED \$24,000.00.

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, 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 CONTRACT BETWEEN THE CITY OF ASHLAND AND GRANITE INLINER, LLC FOR THE CURED IN PLACE PIPE LINING REHABILITATION PROJECT FOR SANITARY AND COMBINED SEWERS IN THE AMOUNT OF \$525,785.00 FOR THE DEPARTMENT OF UTILITY OPERATIONS, DIVISION OF WASTEWATER COLLECTION.

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, 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 CONTRACT BETWEEN THE CITY OF ASHLAND AND SERVICE PUMP & SUPPLY, INC. IN THE AMOUNT OF \$52,340.98 FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT REQUIRED TO CONVERT EXISTING AERATOR MOTORS TO VFD CONTROLLED EQUIPMENT FOR THE DEPARTMENT OF UTILITY OPERATIONS, DIVISION OF WASTEWATER TREATMENT PLANT.

REGULAR MEETING SEPTEMBER 26, 2019
ORDINANCE NO. _____, 2019 CONTINUED

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. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING THE ZONING MAP OF THE OFFICIAL ZONING ORDINANCE OF THE CITY OF ASHLAND NO. 101, SERIES OF 1986, AS PREVIOUSLY AMENDED, BY CHANGING THE ZONING CLASSIFICATION OF LOT 3 OF THE PROSPECT PLACE SUBDIVISION LOCATED ON OAKVIEW ROAD ACROSS FROM THE ASHLAND TENNIS CENTER FROM (B-2) GENERAL BUSINESS TO (R-5) MULTI/SINGLE FAMILY RESIDENTIAL/MEDIUM DENSITY.

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, 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 **AMENDED** AGREEMENT BETWEEN THE CITY OF ASHLAND AND GRW ENGINEERS, INC. TO PROVIDE PROFESSIONAL SERVICES FOR THE POLLARD MILLS DRAINAGE IMPROVEMENT PROJECT IN THE SAME AMOUNT OF \$421,800.00 TO BE PAID FROM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND THE UTILITY FUND.

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, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING SEPTEMBER 26, 2019
ORDINANCE NO. _____, 2019

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2019

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE REVISED JOB DESCRIPTION FOR THE POSITIONS OF DATABASE FACILITATOR AND BILLING CLERK/SENIOR BILLING CLERK IN THE DEPARTMENT OF FINANCE; ADOPTING THE REVISED JOB DESCRIPTIONS FOR THE POSITIONS OF MAINTENANCE WORKER I/II/III IN THE DEPARTMENT OF FINANCE, DIVISION OF MASS TRANSIT; 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 Clark, 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. Motion passed.

READING AND ADOPTION

MUNICIPAL ORDER NO. 10, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE HOUSING CHOICE VOUCHER PROGRAM UTILITY ALLOWANCE SCHEDULE FOR THE CITY OF ASHLAND, COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT, DIVISION OF ASSISTED HOUSING (SECTION 8).

WHEREAS, the Public Housing Authority established a utility allowance schedule used to determine family share of rent and housing assistance subsidy, and

WHEREAS, the City of Ashland is required to revise said utility allowance schedule if there has been a change of ten percent (10%) or more in any utility rate;

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

SECTION 1. The Ashland Board of City Commissioners hereby adopts the Housing Choice Voucher Program Utility Allowance Schedule effective January 1, 2020 for the City of Ashland, Community and Economic Development Department, Division of Assisted Housing (Section 8). A copy of said Utility Allowance Schedule is attached hereto and made a part hereof by reference.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 26th day of September 2019.

/s/STEPHEN E. GILMORE
MAYOR

REGULAR MEETING SEPTEMBER 26, 2019
MUNICIPAL ORDER NO. 10, 2019 CONTINUED

ATTEST:

/s/SUSAN W. MADDIX
 CITY CLERK

MOTION

Motion was made by Clark, seconded by Steen, to adopt Municipal Order No. 10, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

READING AND ADOPTION

MUNICIPAL ORDER NO. 11, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE HOUSING CHOICE VOUCHER PROGRAM PAYMENT STANDARDS FOR THE CITY OF ASHLAND, COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT, DIVISION OF ASSISTED HOUSING (SECTION 8).

WHEREAS, the Public Housing Authority establishes a payment standard,
 and

WHEREAS, said payment standards must be within a certain range of the Department of Housing and Urban Development (HUD) Fair Market Rent;

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

SECTION 1. The Ashland Board of City Commissioners hereby adopts the Housing Choice Voucher Program Payment Standards effective January 1, 2020 for the City of Ashland, Community and Economic Development Department, Division of Assisted Housing (Section 8). A copy of said payment standards is attached hereto and made a part hereof by reference.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 26th 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. 11, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING SEPTEMBER 26, 2019
MUNICIPAL ORDER NO. 12, 2019

READING AND ADOPTION

MUNICIPAL ORDER NO. 12, 2019

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, ACCEPTING THE PROPOSAL FROM SVI TRUCKS (HERITAGE FIRE EQUIPMENT) FOR THE PURCHASE OF A CUSTOM FIRE RESCUE VEHICLE FOR THE ASHLAND FIRE DEPARTMENT AND AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE SAID PROPOSAL.

BE IT ORDERED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a proposal from Super Vacuum Manufacturing, Inc. (SVI) and its authorized representative and agent, Heritage Fire Equipment, for the purchase of a 2020 custom fire rescue vehicle in the amount of \$623,071 for the Ashland Fire Department. A copy of said proposal 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 purchase.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 26th day of September 2019.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

MOTION

Motion was made by Clark, seconded by Steen, to adopt Municipal Order No. 12, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

READING AND ADOPTION

RESOLUTION NO. 24, 2019

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY, ACCEPTING THE ASHLAND PLANNING COMMISSION’S RECOMMENDATION, BY EFFECT OF LACK OF SECOND, TO DENY A PETITION REQUESTING A TEXT AMENDMENT TO THE ZONING ORDINANCE TO ALLOW THE KEEPING OF FARM ANIMALS AS A CONDITIONAL USE IN ALL RESIDENTIAL ZONING DISTRICTS OF THE CITY OF ASHLAND, KENTUCKY.

REGULAR MEETING SEPTEMBER 26, 2019
RESOLUTION NO. 24, 2019 CONTINUED

WHEREAS, the Ashland Planning Commission received a petition from Justin Litteral requesting an amendment to the Zoning Ordinance of the City of Ashland, Kentucky to allow the keeping of farm animals as a conditional use in all residential zoning districts in the City of Ashland, and

WHEREAS, the Ashland Planning Commission held a duly advertised and conducted public hearing on August 20, 2019, in regard to said petition, and subsequently recommended, by effect of lack of a second, to the Ashland City Commission that said petition be denied due to multiple reasons, including but not limited to the fact that abutting property owners would be adversely affected by this request;

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

SECTION 1. That the City of Ashland, Kentucky, concurs with the Ashland Planning Commission in the effective denial of Planning Commission Application No. TA19-06-01.

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

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: September 26, 2019

MOTION

Motion was made by Clark, seconded by Steen, to adopt Resolution No. 24, 2019. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

OTHER NEW BUSINESS

Mayor Gilmore reminded the Commission that a motion was made and approved during the Regular Meeting of April 25, 2019 to conduct the regular Commission meetings on the 2nd and 4th Thursdays of each month at 12 NOON during the months of May through September 2019. The Commission will discuss changing the meeting time of all regular meetings at the next meeting on October 10, 2019.

EXECUTIVE SESSION

Motion was made by Gute, seconded by Clark, to go into Executive Session at 12:24 PM to discuss property acquisition. Upon roll call, voting aye were Commissioners Clark, Gute, Steen and Mayor Gilmore. Nay – none. Motion passed.

RECONVENED

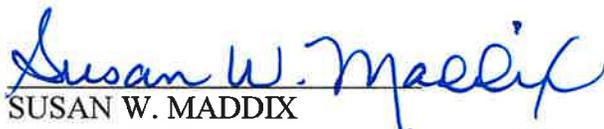
The meeting reconvened at 12:50 PM and Mayor Gilmore announced the only item discussed was property acquisition with no final action taken.

REGULAR MEETING SEPTEMBER 26, 2019
ADJOURNMENT

Mayor Gilmore declared the meeting adjourned at 12:51 PM.


STEPHEN E. GILMORE
MAYOR

ATTEST:


SUSAN W. MADDIX
CITY CLERK