

**SPECIAL REGULAR MEETING
MARCH 26, 2020
(COVID-19 CIRCUMSTANCES)**

The Ashland Board of Commissioners met in Special Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, March 26, 2020, at the hour of 6:00 PM. Those present were Commissioners: Amanda Clark, Marty Gute, Matt Perkins, Pat Steen and Mayor Stephen E. Gilmore, who presided. Also present were: Michael S. Graese, City Manager; James H. Moore, III, Corporation Counsel; Susan W. Maddix, City Clerk; Wm. Todd Kelley, Chief of Police; Lorraine Woolery, Section 8/Housing Choice Voucher Administrator; and Reporters.

The invocation was given by Commissioner Gute.

The Pledge of Allegiance was conducted.

CALL LETTER

March 24, 2020

DELIVERED BY: DATE: TIME:

TO:

Amanda Clark, City Commissioner	T. Patrick	3-24-20	1540
Marty Gute, City Commissioner	T. Patrick	3-24-20	1600
Matt Perkins, City Commissioner	B. Horn	3-24-20	1845
Pat Steen, City Commissioner	T. Patrick	3-24-20	1616
Michael S. Graese, City Manager	T. Kelley	3/24/2020	1446
James H. Moore, III, Corporation Counsel	T. Kelley	3/24/2020	1446
Susan W. Maddix, City Clerk	T. Kelley	3/24/2020	1446

FROM: Stephen E. Gilmore, Mayor	T. Patrick	3-24-20	1610
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Commissioners:

This is to advise that I hereby call a special meeting of the Board of Commissioners of the City of Ashland, Kentucky to be held in the Commissioners' Chambers, City Building, 1700 Greenup Avenue, Ashland, Kentucky:

DATE: Thursday, March 26, 2020

TIME: 6:00 PM

PURPOSE: To conduct all business as shown on the agenda attached hereto and incorporated by reference herein.

This meeting will be a video teleconference conducted from the Commissioners' Chambers located on the 3rd floor of the Ashland City Building at 1700 Greenup Avenue, Ashland, Kentucky. Under the authority of Attorney General Daniel Cameron OAG 20-05 dated March 18, 2020, there will be no primary location from which members of the public may attend and directly view this meeting and members of the public will not be admitted to the Commissioners' Chambers.

Page Two

Amanda Clark, Marty Gute, Matt Perkins and Pat Steen, City Commissioners
Michael S. Graese, City Manager
James H. Moore, III, Corporation Counsel
Susan W. Maddix, City Clerk

**REGULAR MEETING MARCH 26, 2020
CALL LETTER CONTINUED**

In lieu of a primary location, members of the public may view the proceedings by accessing a live stream of the Commission meeting broadcast by MyTown TV at the following sites:

<https://www.youtube.com/channel/UCyq2LQ45fzpLNVVsiOXG35w>
www.ashlandky.gov
<https://www.facebook.com/CityofAshlandKY/>

Members of the media may attend in person at the Commissioners' Chambers subject to social distancing protocols.

Very truly yours,

/s/Stephen E. Gilmore
Mayor

/sm

Executed by delivering a true copy of the foregoing letter to each of the persons named in the caption thereof.

/s/Todd Kelley, Chief of Police
Signature and rank of officer in charge
of execution of this letter

The appropriately executed original of this letter shall be filed in the Office of the City Clerk of the City of Ashland, Kentucky.

True copies of the foregoing notice of special meeting have been served by e-mail upon the media sources shown on the list attached to the executed copy of this letter.

- cc:**
- The Daily Independent**
Email: gputit@dailyindependent.com
Email: tevans@dailyindependent.com
Email: mjames@dailyindependent.com
 - My Town TV**
Email: Jeromy@mytowntv.com
Email: Ashley@mytowntv.com
 - The Herald Dispatch**
Email: dmalloy@herald-dispatch.com
 - Lexington Herald Leader**
Email: dlawhead@herald-leader.com
 - WMKY Radio**
Email: wmky@moreheadstate.edu
 - WLGC Radio**
Email: jimforrest@koolhits1057.com
 - WSAZ – TV**
Email: news@wsaz.com
Email: Kristen.Schneider@wsaz.com
Email: Chad.Hedrick@wsaz.com
 - WOWK-TV**
Email: news@wowktv.com
Email: sshaw@wowktv.com
 - WCHS – TV**
Email: news@wchstv.com

REGULAR MEETING MARCH 26, 2020
CALL LETTER CONTINUED

WRVC, WTKZ, WCMI The Planet Radio
 Kindred Communications
 Email: pr@kindredcom.net

WTCR, WKEE, WAEZ, WNST, B97
 Clearchannel
 Email: jim.davis@clearchannel.com

VOTE - CALL LETTER

Motion was made by Gute, seconded by Perkins, to receive, file and record the call letter. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay - none. Motion passed.

HEARINGS AND REPORTS

City Manager's Report

City Manager Graese informed the Commission that staff has made operational adjustments based on COVID-19. At this time, we have not heard of any instances where we were unable to meet customers' needs. City Manager Graese announced two phone numbers citizens may call if there is an issue. Those numbers are 385-3300 or 385-3303.

Staff is following CDC, State and local guidelines and doing a great job. Daily staff meetings are being conducted through skype. City Manager Graese thanked staff for their continued efforts during this crisis.

City Manager Graese advised the Commission that approximately 9 portions of the sidewalk around Central Park were replaced by Cosby Construction and were then vandalized. Mr. Graese thanked Cosby Construction for their work in buffing out the damage to the concrete.

City Manager Graese reported several steps taken during this time in order to help our citizens such as not turning off water service, extension of tax deadlines to July 15, etc. Customers who are able to pay were encouraged to do so.

OLD BUSINESS

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 18, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH AULICK CHEMICAL SOLUTIONS FOR THE PURCHASE OF POWDERED ACTIVATED CARBON IN THE AMOUNT OF \$1.07 PER POUND FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WATER PRODUCTION AND WASTEWATER TREATMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Aulick Chemical Solutions, 111 Patton Court, Nicholasville, KY, for the purchase of powdered activated carbon in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. A copy of said contract is attached hereto and made a part hereof by reference.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 18, 2020 CONTINUED

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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 18, 2020, 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. 19, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH BRENNTAG MID-SOUTH, INC. FOR THE PURCHASE OF HYDROFLUOSILICIC ACID AT A PRICE OF \$2.19 PER GALLON, LIQUID CHLORINE AT A PRICE OF \$479.00 PER TON, SODIUM HYPOCHLORITE AT A PRICE OF \$.815 PER GALLON AND SULFUR DIOXIDE AT A PRICE OF \$640.00 PER TON FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WATER PRODUCTION AND WASTEWATER TREATMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Brenntag Mid-South, Inc., P. O. Box 20, Henderson, KY, for the purchase of hydrofluosilicic acid, liquid chlorine, sodium hypochlorite and sulfur dioxide in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. 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.

**REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 19, 2020 CONTINUED**

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 19, 2020, 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. 20, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH CHEMTRADE CHEMICALS US, LLC FOR THE PURCHASE OF POLY-ALUMINUM CHLORIDE (PAC) AT A UNIT PRICE OF \$1.55 PER GALLON FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Chemtrade Chemicals US, LLC, 90 E. Halsey Road, Parsippany, NJ, for the purchase of poly-aluminum chloride (PAC) in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. 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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 20, 2020 CONTINUED

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 20, 2020, 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. 21, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH POLYDYNE, INC. FOR THE PURCHASE OF LIQUID POLYMER FOR THE WATER TREATMENT PLANT AT A PRICE OF \$12.990 PER GALLON, LIQUID POLYMER FOR THE WASTEWATER TREATMENT PLANT AT A PRICE OF \$11.180 PER GALLON, AND POLYMER CATIONIC AT A PRICE OF \$1.80 PER POUND FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Polydyne, Inc., One Chemical Plant Road, Riceboro, GA, for the purchase of liquid polymer and polymer cationic in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. 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, 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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 21, 2020, 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 MARCH 26, 2020
ORDINANCE NO. 22, 2020 CONTINUED

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 22, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH SHANNON CHEMICAL CORPORATION FOR THE PURCHASE OF LIQUID SODIUM PERMANGANATE IN THE AMOUNT OF \$8.17 PER GALLON AND POTASSIUM PERMANGANATE IN THE AMOUNT OF \$1.8300 PER POUND FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Shannon Chemical Corporation, P. O. Box 376, Malvern, PA, for the purchase of liquid sodium permanganate and potassium permanganate in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. 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:	March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS:	March 26, 2020
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Perkins, to adopt Ordinance No. 22, 2020, 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 MARCH 26, 2020
ORDINANCE NO. 23, 2020

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 23, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH THE C. I. THORNBURG COMPANY, INC. FOR THE PURCHASE OF SAND AT A UNIT PRICE OF \$0.14 PER POUND FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

* * * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and C. I. Thornburg Company, Inc., P. O. Box 2163, Huntington, WV, for the purchase of sand in accordance with the bid of the company in an amount not to exceed those prices set forth in the attached contract. 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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 23, 2020, 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. 24, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH UNIVAR USA, INC. FOR THE PURCHASE OF LIQUID CAUSTIC SODA AT A PRICE OF \$0.7846 PER GALLON FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 24, 2020 CONTINUED

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Univar USA, Inc., 4600 Dues Drive, Cincinnati, OH, for the purchase of liquid caustic soda in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. 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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 24, 2020, 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. 25, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE A CONTRACT WITH USALCO, LLC FOR THE PURCHASE OF ALUMINUM SULFATE AT A PRICE OF \$0.9990 PER GALLON FOR THE DEPARTMENT OF UTILITIES, DIVISIONS OF WATER PRODUCTION AND WASTEWATER TREATMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and USALCO, LLC, 2601 Cannery Avenue, Baltimore, MD, for the purchase of aluminum sulfate for the Department of Utilities, Divisions of Water Production and Wastewater Treatment, in accordance with the bid of the company in an amount not to exceed those set forth in the attached contract. 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.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 25, 2020 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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 25, 2020, 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. 26, 2020

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 MOUNTAIN ENTERPRISES, INC. FOR THE PLACEMENT AND REPLACEMENT OF BITUMINOUS ASPHALT MATERIAL FOR THE 2020 STREET PAVING PROGRAM IN THE AMOUNT OF \$851,250.00 FOR THE CITY OF ASHLAND, DEPARTMENT OF PUBLIC WORKS.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Stephen E. Gilmore, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Mountain Enterprises, Inc., P. O. Box 13130, Lexington, Kentucky, for the purchase of all labor, materials, equipment and services for the placement and replacement of bituminous asphalt material for the 2020 Street Paving Program for the Department of Public Works, in an amount not to exceed \$851,250.00. 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

**REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 26, 2020 CONTINUED**

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. 26, 2020, 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. 27, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND GRANITE INLINER, LLC INCREASING THE CONTRACT AMOUNT BY NO MORE THAN \$25,000.00 ADDING 430.5 FT. OF 8” SEWER LINING ON HOLT STREET FOR THE DEPARTMENT OF UTILITIES.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 1 in the contract authorized by Ordinance No. 130, 2019 between the City of Ashland, Kentucky and Granite Inliner, LLC adding 430.5 ft. of 8” sewer lining on Holt Street to the Cured in Place pipe lining project is hereby approved as follows.

Change Order No. 1 dated February 26, 2020

Original Contract Price	\$525,785.00
Previous Change Orders	0.00
Contract Price prior to this Change Order	525,785.00
Net Increase of Change Order #1	<u>25,000.00</u>
 Contract Price with Change Orders	 \$550,785.00

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

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. 27, 2020 CONTINUED

ADOPTED BY THE BOARD OF COMMISSIONERS: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 27, 2020, 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. 28, 2020

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 COSBY CONSTRUCTION, LLC FOR ALL LABOR & MATERIALS FOR MISCELLANEOUS CONCRETE AND ASPHALT REPAIR WORK FOR UP TO ONE YEAR IN THE AMOUNT OF \$469,595.00 FOR THE DEPARTMENT OF ENGINEERING.

* * * * *

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 Cosby Construction, LLC for all labor and materials for miscellaneous concrete and asphalt repair work for up to one (1) year in the amount of \$469,595.00 as specified in their bid for the Department of Engineering. 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: March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS: March 26, 2020
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 28, 2020, 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 MARCH 26, 2020
ORDINANCE NO. 29, 2020

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 29, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND FREDERICK & MAY CONSTRUCTION CO., INC. REGARDING THEIR CONTRACT FOR THE POLLARD MILLS DRAINAGE IMPROVEMENT PROJECT INCREASING THE CONTRACT AMOUNT BY \$5,200.00 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. 165, 2019, between the City of Ashland, Kentucky and Frederick & May Construction Company, Inc. regarding the Pollard Mills Drainage Project is hereby approved as follows:

Change Order No. 1 dated March 5, 2020

Original Contract (CDBG Portion)	\$439,685.00
Previous Change Orders	0.00
Change Order No. 1	<u>5,200.00</u>
NEW CONTRACT TOTAL (CDBG Portion)	\$444,885.00

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:	March 12, 2020
READOPTED BY THE BOARD OF COMMISSIONERS:	March 26, 2020
PUBLISHED:	

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. 29, 2020, 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 MARCH 26, 2020
CONSENT AGENDA

RESOLUTION NO. 7, 2020

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 **MARCH 26, 2020**.

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, **March 26, 2020**, 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: March 26, 2020

MOTION

Motion was made by Clark, seconded by Gute, to adopt Resolution No. 7, 2020. 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 #0116816A.00-10 dated February 6, 2020 in the amount of \$8,063.75 to LJB, Inc. for the engineering services for the 2019 waterline replacement project.
2. City Manager recommends authorizing payment of Purchase Order #20863 dated March 17, 2020 in the amount of \$30,586.68 to Planet Technologies for the annual renewal of Microsoft 365 licenses for all City employees.
3. City Manager recommends authorizing payment to Paul Miller Ford from Master Agreement MA-758 18000000 in the amount of \$169,475.00 dated March 18, 2020 and in the amount of \$474,530.00 dated March 11, 2020 for a total of \$644,005.00 for the purchase of 19 Ashland Police Department vehicles.
4. City Manager recommends authorizing payment of Invoices #04714-04, #04714-07, and 04714-10 dated February 29, 2020 in the total amount of \$3,104.06 to GRW Engineering for the Pollard Mills Storm Water, Sidewalks, Curbs, Gutters, and Paving Contract.

REGULAR MEETING MARCH 26, 2020
CONSENT AGENDA CONTINUED

5. City Manager recommends authorizing payment of Invoice #1096 dated February 26, 2020 in the amount of \$22,115.99 to Bluegrass Recreational Sales & Installation, LLC for the work performed on the Community Center Project.
6. City Manager recommends authorizing payment of Pay Request #3 dated March 13, 2020 in the amount of \$8,074.80 to Womack Excavating, LLC for the work performed on the Community Center Project.
7. City Manager recommends awarding the bid for the construction of The City of Ashland Water Treatment Plant SCADA & Instrumentation Replacement Project to Orders Construction Company in the amount of \$3,195,800.
8. City Manager recommends approval to allow the Ashland Fire Department to make an application to the Kentucky Department of Homeland Security for a grant to purchase assorted personal protective equipment for water rescue in the amount of \$13,000.
9. Other Consent Items

NEW BUSINESS
FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 55, SERIES OF 2013, AS PREVIOUSLY AMENDED, WHICH FIXED THE DAYS, THE TIME AND PLACE FOR MEETINGS OF THE BOARD OF COMMISSIONERS OF SAID CITY CHANGING THE MEETING TIME FOR ALL REGULARLY SCHEDULED MEETINGS DURING THE MONTHS OF APRIL THROUGH SEPTEMBER TO 12:00 PM (NOON).

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. _____, 2020, 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. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 47, SERIES OF 2016, REGARDING A POLICY PROVIDING FOR THE SUBMISSION OF GRANT APPLICATIONS.

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. _____, 2020, at this its first reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. _____, 2020

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND DEBCON, INC. INCREASING THE CONTRACT AMOUNT BY \$2,062.00 REGARDING THE 16TH STREET PLAZA (JUDD PLAZA) RENOVATION PROJECT FOR THE DEPARTMENT OF ENGINEERING.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2020, 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. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO SUBMIT THE PROGRAM YEAR 2019 **AMENDED** ACTION PLAN, ADOPTED BY ORDINANCE NO. 64, SERIES OF 2019, AS AMENDED BY ORDINANCE NO. 109, SERIES OF 2019, AND ORDINANCE NO. 149, SERIES OF 2019, FOR A COMMUNITY DEVELOPMENT BLOCK GRANT TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) IN THE AMOUNT OF \$561,481.00 PLUS CARRY-OVER FUNDING IN THE AMOUNT OF \$1,089,482.00, TO REDISTRIBUTE FUNDING ALLOCATIONS, AND UPON ACCEPTANCE OF SAID APPLICATION FROM HUD, TO EXECUTE ON BEHALF OF THE CITY OF ASHLAND, AN AGREEMENT WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO ENABLE THE CITY TO UNDERTAKE THESE ACTIVITIES AND/OR ANY AND ALL DOCUMENTS ASSOCIATED WITH THE GRANT SUBMITTAL.

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. _____, 2020, 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.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. _____, 2020

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING THE SUBMITTAL OF THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING (AI) AS REQUIRED BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) IN ORDER FOR CONTINUED COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOUSING CHOICE VOUCHER (HCV) FUNDING FOR THE CITY OF ASHLAND DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. _____, 2020, 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.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE PUBLIC HOUSING AGENCY (PHA) FIVE YEAR PLAN TO COMPLY WITH SECTION 511 OF THE QUALITY HOUSING AND WORK RESPONSIBILITY ACT AND THE ENSUING HUD REQUIREMENTS TO BE SUBMITTED TO THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, OFFICE OF PUBLIC AND INDIAN HOUSING.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2020, 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.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CITIZEN PARTICIPATION PLAN FOR DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT PROGRAMS AS REQUIRED BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. _____, 2020, 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.

**REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. _____, 2020**

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE 2020 – 2024 CITY OF ASHLAND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONSOLIDATED PLAN AND THE 2020 ANNUAL PLAN FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2020, at this its first reading. Upon roll call, voting aye were Commissioners Gute, Steen and Mayor Gilmore. Nay – none. Abstain – Commissioners Clark and Perkins. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE HOUSING CHOICE VOUCHER PROGRAM 2020B ADMINISTRATIVE PLAN FOR THE CITY OF ASHLAND, DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT, DIVISION OF ASSISTED HOUSING (SECTION 8).

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2020, 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.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 4 DATED MARCH 16, 2020 IN THE AMOUNT OF \$11,890.59 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND WOMACK EXCAVATING, LLC REGARDING THE COMMUNITY CENTER FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2020, at this its first reading. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. _____, 2020

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2020

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NOS. 1 AND 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND BRISTLECONE VENTURES 2, LLC D/B/A FALCON STRUCTURES INCREASING THE CONTRACT AMOUNT BY \$6,475.00 REGARDING THE COMMUNITY CENTER PROJECT FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

MOTION

Motion was made by Clark, seconded by Steen, to adopt Ordinance No. _____, 2020, at this its first reading.

DISCUSSION

Commissioner Perkins asked if final approval for this project has been received from the Department of Housing and Urban Development. Lorraine Woolery, Community and Economic Development, responded that final approval has not yet been received.

VOTE

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. _____, 2020

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 ORDERS CONSTRUCTION COMPANY INC. FOR THE CONSTRUCTION OF THE ASHLAND WATER TREATMENT PLANT SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM (SCADA) IN THE AMOUNT OF \$3,195,800.00 FOR THE DEPARTMENT OF ENGINEERING.

MOTION

Motion was made by Gute, seconded by Steen, to adopt Ordinance No. _____, 2020, at this its first reading.

DISCUSSION

Commissioner Perkins questioned the estimate versus actual cost. Mayor Gilmore and Commissioner Clark stated it was possible the confusion was due to the total amount being split between two fiscal year budgets. City Manager Graese will confirm the numbers and respond to the Board.

REGULAR MEETING MARCH 26, 2020
ORDINANCE NO. _____, 2020 CONTINUED

VOTE

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

READING AND ADOPTION

MUNICIPAL ORDER NO. 3, 2020

A MUNICIPAL ORDER OF THE CITY OF ASHLAND,
 KENTUCKY, PROVIDING FOR LEAVE UNDER THE
 FAMILIES FIRST CORONAVIRUS RESPONSE ACT.

* * * *

WHEREAS, the President signed into law the “Families First Coronavirus Response Act” to assist with the impact of COVID-19, employees may be eligible for additional leave under the law, and

WHEREAS, to comply with the temporary leave requirements, the City of Ashland is altering its leave policy for City employees;

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

SECTION 1. Pursuant to the Emergency Paid Sick Leave Act, all employees are eligible for two weeks of paid leave at their regular rate of pay for the following reasons. Eligible full-time employees will receive up to eighty (80) hours of paid sick leave. Eligible part-time employees will receive pay based on the average number of hours worked over the last six months.

- a. Subject to a federal, state or local quarantine or isolation order related to COVID-19;
- b. Advised by a healthcare provider to self-quarantine due to COVID-19 concerns;
- c. Experiencing COVID-19 symptoms and seeking medical diagnosis;
- d. Caring for an individual subject to a federal, state or local quarantine or isolation order or advised by a healthcare provider to self-quarantine due to COVID-19 concerns (caring for another who is subject to an isolation order or advised to self-quarantine as described above is not limited to only family members);
- e. Caring for the employee’s child if the child’s school or place of care is closed or the child’s care provider is unavailable due to COVID-19 precautions; or
- f. Experiencing any other substantially similar condition specified by the Secretary of Health and Human Services in consultation with the Secretary of the Treasury and the Secretary of Labor.

SECTION 2. Pursuant to the Emergency Family Medical Leave Expansion Act (EFMLEA), an employee that has been employed for thirty (30) days or more is eligible for up to twelve (12) weeks of job-protected leave to allow the employee, who is unable to work or telework, to care for the employee’s child (under 18 years of age) if the child’s school or place of care is closed or the childcare provider is unavailable due to a public health emergency.

REGULAR MEETING MARCH 26, 2020
MUNICIPAL ORDER NO. 3, 2020 CONTINUED

- a. The first 10 days of EFMLEA-qualified leave are unpaid. An employee may either be eligible for Emergency Paid Sick Leave as outlined in Section 1, or may take other paid leave concurrently with the EFMLEA.
- b. Beginning the third week of EFMLEA, an eligible employee shall be paid according to the following:
 - i. Full-time employees at two-thirds the employee's regular rate for the number of hours the employee would otherwise be normally scheduled. The EFMLEA limits this pay entitlement to \$200 per day and \$10,000.00 in the aggregate per employee.
 - ii. Employees who work a part-time or irregular schedule are entitled to be paid based on the average number of hours the employee worked for the six months prior to taking Emergency FMLA. Employees who have worked for less than six months prior to leave are entitled to the employee's reasonable expectation at hiring of the average number of hours the employee would normally be scheduled to work.
- c. The City will return the employee to their prior position in accordance with the restoration requirements of the FMLA.
- d. The City's FMLA leave is otherwise unchanged and any EFMLEA leave will count toward the employee's total twelve (12) weeks of job-protected FMLA leave.

SECTION 3. The executive authority shall determine which employees are eligible for continued work or telework based on the needs and capacity of the City. All other Policies and Procedures shall remain in force.

SECTION 4. This order will terminate at the expiration of the Families First Coronavirus Relief Act, currently set for December 31, 2020.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 26th day of March, 2020.

/s/STEPHEN E. GILMORE
 MAYOR

ATTEST:

/s/SUSAN W. MADDIX
 CITY CLERK

MOTION

Motion was made by Clark, seconded by Gute, to adopt Municipal Order No. 3, 2020.

DISCUSSION

Commissioner Perkins requested clarification on how this plan will work and how the City is dealing with the COVID-19 situation for employees. Corporation Counsel Moore and City Manager Graese clarified the stipulations of this Order and altered work schedules to the Board. Both answered questions from the Commission.

REGULAR MEETING MARCH 26, 2020
MUNICIPAL ORDER NO. 3, 2020 CONTINUED

VOTE

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

READING AND ADOPTION

MUNICIPAL ORDER NO. 4, 2020

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, EXTENDING THE DEADLINE FOR FILING THE ANNUAL RETURN FOR 2019 INDIVIDUAL OCCUPATIONAL LICENSE AND NET PROFIT FEES AND PAYMENT OF FEES FOR CALENDAR YEAR 2019 TO JULY 15, 2020 DUE TO THE CORONA VIRUS STATE OF EMERGENCY.

* * * *

WHEREAS, Stephen E. Gilmore, Mayor of the City of Ashland, has previously declared an emergency under KRS 39A.100 as a result of the Corona Virus crisis (COVID-19), and

WHEREAS, both the United States and the Commonwealth of Kentucky have extended the deadline for the filing of 2019 federal and state income tax returns to July 15, 2020, and

WHEREAS, annual City individual occupational license and net profit returns for 2019 and payment of fees are currently due to be filed with the City of Ashland on or before April 15, 2020, and

WHEREAS, given the existence of the Corona Virus State of Emergency, it is deemed by the Board of Commissioners to be in the best interest of the citizens of the City of Ashland that this deadline should be extended and the deadline for the filing of federal and state individual income taxes, and local occupational and net profit fees be standardized;

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

SECTION 1. That the deadline for filing the annual return for 2019 individual occupational license and net profit fees and payment of fees due shall be and hereby is extended to July 15, 2020.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 26th day of March, 2020.

/s/STEPHEN E. GILMORE
MAYOR

ATTEST:

/s/SUSAN W. MADDIX
CITY CLERK

MOTION

Motion was made by Clark, seconded by Gute, to adopt Municipal Order No. 4, 2020. Upon roll call, voting aye were Commissioners Clark, Gute, Perkins, Steen and Mayor Gilmore. Nay – none. Motion passed.

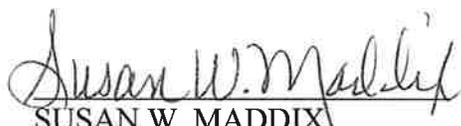
REGULAR MEETING MARCH 26, 2020
ADJOURNMENT

Commissioner Gute requested the meeting be adjourned in memory of C. Cyrus Reynolds who passed away at the age of 93 on March 11, 2020. Mr. Reynolds was a former Ashland City Commissioner and Boyd County Property Valuation Administrator.

Mayor Gilmore declared the meeting adjourned at 6:28 PM in memory of C. Cyrus "Cy" Reynolds.


STEPHEN E. GILMORE
MAYOR

ATTEST:


SUSAN W. MADDIX
CITY CLERK