

**REGULAR MEETING
MARCH 24, 2016**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, March 24, 2016, at the hour of 12:00 PM. Those present were Commissioners: Larry Brown, Amanda Clark, Kevin Gunderson, Marty Gute and Mayor Chuck Charles, who presided. Also present were: Richard W. Martin, Interim City Manager; John F. Vincent, Corporation Counsel; Susan W. Maddix, City Clerk; Robert W. Ratliff, Chief of Police; Scott Penick, Fire Chief; Sean Murray, Human Resources/Parks and Recreation Director; Marion Russell, Director of Public Works; Mike Miller, Director of Planning and Community Development; Chris Pullem, Economic Development Director; Ryan Eastwood, Director of Engineering and Utilities; Tony Grubb, Finance Director; Mike Adkins, Risk Manager; Michelle Veach, Assistant Finance Director; Major Mark McDowell, Ashland Police Department; and Reporters.

The invocation was given by Commissioner Gunderson.

The Pledge of Allegiance was conducted.

AGENDA

Interim City Manager Martin presented the amended agenda of March 24, 2016. Motion was made by Brown, seconded by Gute, to receive & file the agenda. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay - none. Motion passed.

MINUTES

Motion was made by Clark, seconded by Brown, to dispense with reading and approve the minutes of the Regular Meeting held on March 10, 2016. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

HEARINGS AND REPORTS

Mayor and City Commissioners' Comments

Commissioner Clark welcomed everyone and reported that Senate Bill 11 passed out of Committee today to be forwarded to the Senate floor. This bill would allow a city or county that voted for alcoholic beverage sales at 100-seat restaurants to enact an ordinance allowing 50-seat restaurants.

Commissioner Gunderson announced the Easter Egg Hunt will be held on Saturday, March 26 at 11:00 AM in Central Park. Commissioner Gunderson commented on an article regarding U.S. Representative Hal Rogers' involvement in legislation to create new tax credits to encourage investments to aid hard-hit communities which relied heavily on the coal industry.

Commissioner Brown welcomed the audience and wished everyone a Happy Easter! Commissioner Brown reported that the budget process is moving along and thanked staff for their work.

Commissioner Gute noted the Holy Week Services being held in Ashland and wished everyone a happy Easter Sunday. He noted the flowers are blooming in Central Park and the crack of the bats can be heard as baseball season has begun. First Friday will be held next week on April 1.

Mayor Charles announced the National Day of Prayer will be held on May 5 at the Transportation Center at 99 15th Street and will be hosted by King's Daughters' Medical Center and Our Lady of Bellefonte Hospital.

REGULAR MEETING MARCH 24, 2016
HEARINGS AND REPORTS CONTINUED

City Manager's Report

Interim City Manager Martin advised the Commission that reports regarding the Mill Street Facilities and Ashland Fire Department manning were in their agenda books for review.

- (i) Presentation of Compensation and Classification Plan Study by Hanna Resource Group. Human Resources Director Murray introduced Allison Pettrey with Hanna Resource Group. Ms. Pettrey presented to the Commission a brief outline of the process for conducting the Compensation and Classification Plan Study for the City of Ashland. Ms. Pettrey also answered questions by members of the Commission.
- (ii) Major Mark McDowell, Ashland Police Department, presented the Commission with a map of the proposed target area for parking enforcement. The map also noted the two free parking lots and Mayo Plaza where the two-hour parking limit does not apply. The Commission reached a consensus approving the proposed target area.

PUBLIC PARTICIPATION

Kent Mansfield, 3618 Wyndham Court, appeared before the Commission regarding concerns about ordinance titles not having enough information; the time of the meetings not being convenient; the lack of open discussion between members of the Commission during a meeting; and the City's website. Interim City Manager Martin thanked Mr. Mansfield for his comments and advised they would be taken under advisement.

OLD BUSINESS

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 31, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH BRENNTAG MID-SOUTH, INC. FOR THE PURCHASE OF POWDERED ACTIVATED CARBON, LIQUID CHLORINE, LIQUID CAUSTIC SODA AND SULFUR DIOXIDE AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WATER PRODUCTION AND WASTEWATER TREATMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, 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 powdered activated carbon, liquid chlorine, liquid caustic soda 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, re-adoption and publication, as required by law.

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

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 31, 2016 CONTINUED

/s/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Brown, seconded by Clark, to adopt Ordinance No. 31, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 32, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH CHEMTRADE CHEMICALS, US, LLC FOR THE PURCHASE OF POLY-ALUMINUM CHLORIDE (PAC) AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 32, 2016 CONTINUED

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Gunderson, seconded by Brown, to adopt Ordinance No. 32, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 33, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH C. I. THORNBURG CO., INC. FOR THE PURCHASE OF SAND AND SODIUM HYPOCHLORITE AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and C. I. Thornburg Co., Inc., 4034 Altizer Avenue, Huntington, WV, for the purchase of sand and sodium hypochlorite 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 33, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 34, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 34, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH HAWKINS, INC. FOR THE PURCHASE OF LIQUID SODIUM PERMANGANATE AND HYDROFLUOSILICIC ACID AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WATER PRODUCTION AND WASTEWATER TREATMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, Mayor, be and he is hereby authorized and directed to execute a contract between the City of Ashland, Kentucky and Hawkins, Inc., 2381 Rosegate, Roseville, MN, for the purchase of liquid sodium permanganate and hydrofluosilicic acid 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Brown, seconded by Clark, to adopt Ordinance No. 34, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 35, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 35, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH POLYDYNE, INC. FOR THE PURCHASE OF CATIONIC POLYMER AND LIQUID POLYMER AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, 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 cationic polymer and liquid polymer 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Gunderson, seconded by Clark, to adopt Ordinance No. 35, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 36, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 36, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH UNIVAR USA, INC. FOR THE PURCHASE OF POTASSIUM PERMANGANATE AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISIONS OF WASTEWATER TREATMENT AND WATER PRODUCTION.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, 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 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, reoption and publication, as required by law.

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

/s/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Brown, to adopt Ordinance No. 36, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 37, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 37, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH USALCO, LLC FOR THE PURCHASE OF ALUMINUM SULFATE AT THE UNIT PRICES SPECIFIED IN THEIR BID FOR THE DEPARTMENT OF ENGINEERING & UTILITIES, DIVISIONS OF WATER PRODUCTION AND WASTEWATER TREATMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, 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 Engineering & 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.

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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 37, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 38, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 38, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND LAYNE INLINER, LLC FOR A CONTRACT REGARDING THE 15TH AND 17TH STREETS COMBINED SEWER REHABILITATION PROJECT FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 2 in the contract authorized by Ordinance No. 111, 2015 between the City of Ashland, Kentucky and Layne Inliner, LLC for the 15th and 17th Streets Combined Sewer Rehabilitation Project is hereby approved as follows:

Change Order No. 2

Original Contract Price	\$239,390.00
Previous Change Orders	5,805.00
Contract Price prior to this Change Order	245,195.00
Net Increase/ Decrease of this Change Order	<u>(11,050.00)</u>
Contract Price with all approved Change Orders	\$234,145.00

A true copy of Change Order No. 2 is attached hereto and made a part hereof by reference.

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

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

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

/s/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016

READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016

PUBLISHED:

MOTION

Motion was made by Brown, seconded by Gute, to adopt Ordinance No. 38, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 39, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 39, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND GRANICUS, INC. TO PROVIDE PEAK AGENDA MANAGEMENT SOFTWARE.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, Mayor, be and he is hereby authorized and directed to execute an Agreement between the City of Ashland, Kentucky and Granicus, Inc. to provide Peak Agenda/iLegislate management software to the City of Ashland. A copy of said agreement is attached hereto and made a part hereof by reference.

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

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

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

/s/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Brown, to adopt Ordinance No. 39, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 40, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND PEOPLES INSURANCE AGENCY OF OHIO, LLC TO PROVIDE INSURANCE AND/OR RISK MANAGEMENT SUPPORT SERVICES FROM JULY 1, 2016 – JUNE 30, 2017.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 40, 2016 CONTINUED

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, Mayor, be and he is hereby authorized and directed to execute an Agreement between the City of Ashland, Kentucky and Peoples Insurance Agency of Ohio, LLC to provide insurance and/or risk management support services to the City of Ashland from July 1, 2016 thru June 30, 2017. A copy of said agreement is attached hereto and made a part hereof by reference.

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

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

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

/s/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Brown, seconded by Gute, to adopt Ordinance No. 40, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 41, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING SECTION 3 OF ORDINANCE NO. 73, SERIES OF 2013, WHICH IS KNOWN AND COMMONLY REFERRED TO AS THE ASHLAND FIRE DEPARTMENT HIRING ORDINANCE.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Section 3 of Ordinance No. 73, Series of 2013, being an ordinance entitled, “AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ESTABLISHING THE PROCEDURAL REGULATIONS AND PREREQUISITE QUALIFICATIONS FOR HIRING WITHIN THE FIRE DEPARTMENT AND REPEALING ORDINANCE NO. 23, SERIES OF 2009 AND ORDINANCE NO. 103, SERIES OF 2010”, be and said section is hereby amended, such amendment shown by a single broken line through all deleted language and by underscoring all newly inserted language.

**SECTION 3. PREREQUISITE QUALIFICATIONS AND
REQUIREMENTS OF APPLICANTS FOR FIREFIGHTER**

Prior to being administered any written or other examination for the position of fire fighter, each applicant must meet the following prerequisite requirements.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 41, 2016 CONTINUED

Applicant must:

- (a) on the date of submission of the application, be twenty-one (21) years of age and not over ~~fifty (50)~~ forty (40) years of age, unless the applicant has had as much as five (5) years experience as a fire fighter and is not over fifty-five (55) years of age per KRS 95.440 95.762, and provide a copy of the birth certificate.
- (b) be a high school graduate or must have obtained a General Education development (GED) Diploma for high school level and provide a copy of the high school diploma or official certificate of receipt of GED.
- (c) be an orderly, law abiding citizen;
- (d) be a person of sobriety and integrity;
- (e) be of sound mind and body;
- (f) be willing to become a qualified voter of the Commonwealth of Kentucky within six (6) months of date of appointment, if employed;
- (g) be willing to undergo a thorough personal background investigation prior to a conditional offer of employment, as part of the employment screening process.
- (h) after a conditional offer of employment, successfully complete a thorough physical examination as required prior to probationary appointment provided he satisfactorily passes all other performance requirements;
- (i) have any other qualifications as may be prescribed by Kentucky Statutes or ordinances of the City of Ashland, Kentucky, including, but not limited to, Candidate Physical Ability Test (CPAT) per KRS 95A.040;
- (j) as a pre-condition to employment and a condition to continued employment, execute a waiver to submit to random testing for illicit drugs. This waiver shall be in force as long as employed by the Ashland Fire Department.
- (k) provide a truthful statement certifying he has not used illicit drugs for the past 12 months;
- (l) be willing to submit to and successfully complete a polygraph test at option of the city prior to probationary appointment;
- (m) possess and maintain a valid driver's license and provide a copy;
- (n) if a discharged veteran of the armed forces of the United States) present with his application, official documentation, or DD 214, official discharge, showing reason for discharge. Applicant must have received an honorable discharge;
- (o) if hired, successfully complete a semi-annual physical fitness test (1.5 mile run, maximum setups and pushups.)

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 41, 2016 CONTINUED

(p) acquire and maintain Kentucky emergency medical technician certification within two years of employment.

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

SECTION 3. SEVERABILITY CLAUSE.

If any part or section of this Ordinance shall be held invalid, such part shall be deemed severable and the validity thereof shall not affect the remaining parts of the Ordinance.

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

/s/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Brown, to adopt Ordinance No. 41, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 42, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND MORRIS CONTRACTING FOR A CONTRACT REGARDING THE ASHLAND CHILD DEVELOPMENT CENTER HANDICAP ACCESSIBILITY IMPROVEMENT PROJECT FOR THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Change Order No. 1 in the contract authorized by Ordinance No. 22, 2016 between the City of Ashland, Kentucky and Morris Contracting for the Ashland Child Development Center Handicap Accessibility Improvement Project is hereby approved as follows:

Change Order No. 1

Original Contract Price	\$43,904.50
Previous Change Orders	0.00
Contract Price prior to this Change Order	43,904.50
Net Increase /Decrease of this Change Order	<u>13,185.00</u>
Contract Price with all approved Change Orders	\$57,089.50

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. 42, 2016 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 10, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 42, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

CONSENT AGENDA

RESOLUTION NO. 10, 2016

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 24, 2016**.

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 24, 2016**, 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: March 24, 2016

REGULAR MEETING MARCH 24, 2016
CONSENT AGENDA CONTINUED

MOTION

Motion was made by Brown, seconded by Clark, to adopt Resolution No. 10, 2016. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

CONSENT AGENDA ITEMS

1. City Manager recommends authorizing payment of an invoice dated March 4, 2016 in the amount of \$19,968.59 to Service Pump & Supply, Inc. for the repair of a Flygt 3231/1675 pump.
2. City Manager recommends authorizing payment of Pay Request #1 in the amount of \$18,037.32 to Morris Contracting for the Ashland Child Development Center Handicap Accessibility Improvements Project.
3. City Manager recommends approval to award the bid for the sale of a two-story building located at 1525 Winchester Ave (known as the Nobil Shoe Building) to Paul Castle, Crescent Moon Properties, LLC for the total bid amount of \$36,999.00.
4. City Manager recommends approval to award the bid for the purchase of 3”, 4” and 6” compound water meters and strainers to Badger Meter, Inc. for their bid in the amount of \$56,683.68, after \$1,260.00 in trade-in allowances.
5. City Manager recommends approval to solicit bids for the purchase of one (1) Custom Fire Pumper to replace a 1993 Custom Fire Pumper (Engine 3).
6. City Manager recommends approval for one Fire Fighter and one Fire Captain to attend State Fire School Heavy Rescue class located at Bowling Green State University in Bowling Green, Ohio and Sylvania, Ohio on May 9 -12, 2016.
7. City Manager recommends approval for Department of Public Works, Street Division to repair and pave the area in front of the central concession stand in Central Park.
8. City Manager recommends authorizing the request of the Alzheimer’s Association to conduct the annual fundraising walk, “Walk to End Alzheimer’s” on Saturday, October 1, 2016 from 7 a.m. – 12 p.m. in Central Park.
9. City Manager recommends authorizing the request of the American Cancer Society to conduct the Relay for Life on May 13, 2016 from 12 p.m. – 12 a.m. at the Ashland Riverfront Park.
10. City Manager recommends the appointment of Melissa M. Dillon to the position of Customer Service Representative, Grade 26, Finance Department, contingent upon successful completion of a physical examination.
11. City Manager recommends the appointment of Selma Logan to the position of Relief Bus Driver, Grade 26, Public Works Department, contingent upon satisfactory completion of a physical examination.
12. City Manager recommends, at the request of AK Steel, to authorize the Mayor to execute a letter submitting comments to the United States Trade Representative and Department of Commerce regarding the global steel industry situation, as well as appear and testify at the April 12th public hearing for policy recommendations.
13. Other Consent Items.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. _____, 2016

NEW BUSINESS
FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, PROVIDING FOR THE RULES AND REGULATIONS FOR THE USE OF CENTRAL PARK AND OTHER CITY PARKS WITHIN THE CITY OF ASHLAND, KENTUCKY, FIXING PENALTIES FOR THE VIOLATION THEREOF; ADOPTING THE FACILITY USE/RENTAL INFORMATION FORM FOR THE USE OF CITY PARK FACILITIES; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

MOTION

Motion was made by Gute, seconded by Brown, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND AND PMAM CORPORATION FOR DELIVERY AND MAINTENANCE OF ACCREDITATION SOFTWARE FOR THE ASHLAND POLICE DEPARTMENT.

MOTION

Motion was made by Brown, seconded by Gute, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND DANNY SULLIVAN EXCAVATING, LLC FOR A CONTRACT REGARDING THE EXISTING WATER PUMPING STATIONS IMPROVEMENT PROJECT FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

MOTION

Motion was made by Clark, seconded by Brown, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. _____, 2016

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT BETWEEN THE CITY OF ASHLAND AND BADGER METER, INC. FOR THE PURCHASE OF VARIOUS COMPOUND WATER METERS AND STRAINERS WITH NICOR CONNECTORS AND 25' WIRE TO CONNECT TO BEACON UNITS FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

MOTION

Motion was made by Gunderson, seconded by Brown, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, SETTING POLICY REGARDING THE SUBMISSION OF GRANT APPLICATIONS.

MOTION

Motion was made by Brown, seconded by Clark, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING CHUCK D. CHARLES, MAYOR TO EXECUTE A DEED OF CONVEYANCE BETWEEN THE CITY OF ASHLAND, KENTUCKY, AND CRESCENT MOON PROPERTIES, LLC FOR THE SALE OF PROPERTY LOCATED AT 1525 WINCHESTER AVENUE.

MOTION

Motion was made by Gunderson, seconded by Clark, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. _____, 2016

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO SUBMIT THE FY 2016 GRANT APPLICATION TO THE FEDERAL TRANSIT ADMINISTRATION ON BEHALF OF THE ASHLAND BUS SYSTEM FOR OPERATING COSTS, PREVENTATIVE MAINTENANCE, PARA TRANSIT SERVICE, AND MAINTENANCE PAYROLL; AND FURTHER AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE IMPLEMENTATION OF THIS GRANT.

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE HOUSING CHOICE VOUCHER PROGRAM 2016 ANNUAL PLAN FOR THE CITY OF ASHLAND, DEPARTMENT OF FINANCE, DIVISION OF ASSISTED HOUSING (SECTION 8).

MOTION

Motion was made by Brown, seconded by Clark, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING THE “POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN” FOR THE CITY OF ASHLAND AS ADOPTED BY ORDINANCE NO. 91, SERIES OF 2011, AS PREVIOUSLY AMENDED, BY ADOPTING PART V: COMPENSATION PLAN, L. VEHICLE ALLOWANCE; AND AMENDING APPENDIX L, TRAVEL REGULATIONS.

MOTION

Motion was made by Brown, seconded by Gute, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING MARCH 24, 2016
ORDINANCE NO. _____, 2016

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, DESIGNATING THE AREAS FOR THE ENFORCEMENT OF TWO HOUR PARKING LIMITS WITHIN THE CITY OF ASHLAND.

MOTION

Motion was made by Clark, seconded by Brown, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, CHANGING THE REGULARLY SCHEDULED MEETING OF THE ASHLAND BOARD OF CITY COMMISSIONERS SET BY ORDINANCE NO. 55, SERIES OF 2013, FROM THURSDAY, APRIL 28, 2016 TO WEDNESDAY, APRIL 27, 2016 AT 12:00 NOON.

MOTION

Motion was made by Brown, seconded by Clark, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

APPOINTMENTS

Motion was made by Gunderson, seconded by Clark, approving the Mayor's appointment of the following to the Ashland Cemetery Board:

Michael Dowling – 9/17/2015 to 9/17/2019
James C. Powers – 9/17/2015 to 9/17/2019
Randel Reeves – 9/17/2015 to 9/17/2019
Larry Brown – 9/17/2015 to 9/17/2019

Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

ADJOURNMENT

Mayor Charles declared the meeting adjourned at 12:35 PM.

CHUCK D. CHARLES
MAYOR

ATTEST:

SUSAN MADDIX
CITY CLERK