

**RECESSED MEETING
MAY 18, 2016**

The Ashland Board of Commissioners met in Recessed Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Wednesday, May 18, 2016, at the hour of 11:00 AM. Those present were Commissioners: Larry Brown, Amanda Clark, Kevin Gunderson, Marty Gute and Mayor Chuck D. Charles, who presided. Also present were: Richard W. Martin, Interim City Manager; Kevin P. Sinnette, Assistant Corporation Counsel; Susan W. Maddix, City Clerk; Robert W. Ratliff, Chief of Police; Scott Penick, Fire Chief; Sean Murray, Director of Human Resources/Parks & Recreation; Marion Russell, Director of Public Works; Mike Miller, Director of Planning and Community Development; Ryan Eastwood, Director of Engineering and Utilities; Tony D. Grubb, Finance Director; Michelle Veach, Assistant Finance Director; Major Todd Kelley, Ashland Police Department; Mike Adkins, Risk Manager; and Reporters.

AGENDA

Interim City Manager Martin presented the agenda of May 18, 2016. Motion was made by Gute, seconded by Clark, to receive & file the agenda. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay - none. Motion passed.

OLD BUSINESS

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 61, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE A CONTRACT WITH MIKE ENYART & SONS, INC. FOR THE CONCRETE IMPROVEMENT PROGRAM FOR THE CITY OF ASHLAND, DEPARTMENT OF ENGINEERING AND UTILITIES, AT THE PRICES SPECIFIED IN THEIR BID.

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That Chuck D. Charles, Mayor of the City of Ashland, Kentucky be and is hereby authorized to execute a contract between the City of Ashland, Kentucky, and Mike Enyart & Sons, Inc., P. O. Box 9, South Point, Ohio for the purchase of all labor and materials for the placement and replacement of sidewalks, curbs, gutters and other related work for a period not to exceed one year for the City of Ashland, Department of Engineering and Utilities, in an amount not to exceed those prices specified in their bid. A true 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the City of Ashland and any parts of ordinances in conflict herewith, to the extent of such conflict only, are hereby repealed.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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

RECESSED MEETING MAY 18, 2016
ORDINANCE NO. 61, 2016 CONTINUED

ADOPTED BY THE BOARD OF COMMISSIONERS: May 12, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: May 18, 2016
PUBLISHED:

MOTION

Motion was made by Brown, seconded by Clark, to adopt Ordinance No. 61, 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. 62, 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 MOUNTAIN ENTERPRISES, INC. FOR THE PLACEMENT AND REPLACEMENT OF BITUMINOUS ASPHALT MATERIAL FOR THE 2016 - 2017 STREET PAVING PROGRAM FOR THE CITY OF ASHLAND, DEPARTMENT OF ENGINEERING & UTILITIES.

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 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 2016 - 2017 Street Paving Program for the Department of Engineering & Utilities, in an amount not to exceed \$918,100.00. 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/CHUCK D. CHARLES
MAYOR

ATTEST:

/s/SUSAN MADDIX
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: May 12, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: May 18, 2016
PUBLISHED:

MOTION

Motion was made by Gute, seconded by Clark, to adopt Ordinance No. 62, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

RECESSED MEETING MAY 18, 2016
ORDINANCE NO. 63, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 63, 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 31ST STREET DRAINAGE 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. 27, 2016 between the City of Ashland, Kentucky and Morris Contracting for the 31st Street Drainage Improvement Project is hereby approved as follows:

Change Order No. 1

Original Contract Price	\$135,070.38
Previous Change Orders	0.00
Contract Price prior to this Change Order	135,070.38
Net Increase /Decrease of this Change Order	<u>32,221.00</u>
Contract Price with all approved Change Orders	\$167,291.38

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: May 12, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: May 18, 2016
PUBLISHED:

MOTION

Motion was made by Brown, seconded by Gute, to adopt Ordinance No. 63, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

RECESSED MEETING MAY 18, 2016
ORDINANCE NO. 64, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 64, 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 OTP INDUSTRIAL SOLUTIONS FOR THE PURCHASE AND REPLACEMENT OF TWO VERTICAL TURBINE PUMPS, TWO BREAKERS AND TWO VARIABLE FREQUENCY DRIVES FOR THE ROBERTS DRIVE WATER BOOSTER STATION INCLUDING THE REPLACEMENT OF PIPING, VALVES AND OTHER APPURTENANCES FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISION OF WATER DISTRIBUTION.

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 OTP Industrial Solutions for the purchase and replacement of two vertical turbine pumps, two breakers and two variable frequency drives at the Roberts Drive Water Booster Station which includes the replacement of piping, valves and other appurtenances for the Department of Engineering and Utilities, Division of Water Distribution, 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

ADOPTED BY THE BOARD OF COMMISSIONERS: May 12, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: May 18, 2016
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 64, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

RECESSED MEETING MAY 18, 2016
ORDINANCE NO. 65, 2016

SECOND READING & FINAL ADOPTION

ORDINANCE NO. 65, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ACCEPTING THE PROPOSAL OF COMMONWEALTH ECONOMICS PARTNERS, LLC TO PROVIDE CONSULTING SERVICES TO THE CITY OF ASHLAND FOR THE PROPOSED DOWNTOWN REDEVELOPMENT PROJECT AS IT RELATES TO BOTH THE STATE TAX INCREMENT FINANCING (TIF) AND TOURISM DEVELOPMENT ACT (TDA) FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT TO BE PAID FOR BY THE CITY OF ASHLAND WITH MATCHING FUNDS FROM THE WOODLANDS FOUNDATION.

* * * * *

BE IT ORDAINED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Board of City Commissioners of the City of Ashland, Kentucky hereby accepts the proposal of Commonwealth Economics Partners, LLC to provide consulting services to the City of Ashland for the proposed downtown redevelopment project as it relates to both the State Mixed-Use Tax Increment Financing (TIF) program and the State Tourism Development Act (ACD) for the Department of Economic Development in an amount not to exceed \$43,000.00. Notwithstanding the contribution from The Woodlands Foundation, the City of Ashland's portion shall not exceed \$21,500.00. A copy of said Proposal 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: May 12, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: May 18, 2016
PUBLISHED:

MOTION

Motion was made by Clark, seconded by Gute, to adopt Ordinance No. 65, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Clark, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

RECESSED MEETING MAY 18, 2016
CONSENT AGENDA

CONSENT AGENDA

RESOLUTION NO. 16, 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 **MAY 18, 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, **May 18, 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: May 18, 2016

MOTION

Motion was made by Brown, seconded by Clark, to adopt Resolution No. 16, 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 Invoice No. 253154-5 to Mountain Enterprises in the amount of \$99,567.04 for street paving per Ordinance 46, 2015.
2. City Manager recommends approval to waive fees of approximately \$6,227.29 for the ACTC Waterline Extension Project.
3. City Manager recommends authorizing the Wastewater Treatment Plant Pretreatment Administrator to attend the KY/TN Joint Water Professionals Conference in Knoxville, Tennessee from July 17 - 20, 2016.
4. City Manager recommends approval to declare the attached list as surplus property.
5. City Manager recommends approval to accept the proposal from Peoples Insurance to provide workers' compensation insurance coverage through Kentucky Employers Mutual Insurance and property/casualty insurance through Kentucky League of Cities Insurance Services to include crime, valuable papers, inland marine, business auto, public officials, law enforcement, sewer back-up, and general liability; this approval will authorize the following payments:

RECESSED MEETING MAY 18, 2016
CONSENT AGENDA CONTINUED

- a. Invoice #181361 dated May 13, 2016 in the amount of \$238,661.51 to Kentucky Employers Mutual Insurance for workers' compensation insurance.
 - b. Invoice #P5008-2016-14480-0 dated May 12, 2016 in the amount of \$129,627.32 to Kentucky League of Cities Insurance Services for property insurance.
 - c. Invoice #L5008-2016-14478-0 dated May 12, 2016 in the amount of \$331,844.21 to Kentucky League of Cities Insurance Services for liability insurance which also requires the signature of a top city official on the Trust Participation Agreement.
 - d. Payment for commercial insurance placement services with Peoples Insurance, LLC for the Policy Year 2016-2017 with an agreed upon fee in the amount of \$39,000.
6. Other Consent Items.

NEW BUSINESS
FIRST READING AND ADOPTION ONLY

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, APPROVING A RENEWAL WITH MEDICAL BENEFITS ADMINISTRATORS, INC. (MEDBEN) FOR ADMINISTRATIVE FEES TO ADMINISTER THE CITY'S HEALTH INSURANCE COVERAGE, SECTION 125 CAFETERIA PLAN, HEALTH REIMBURSEMENT ARRANGEMENT, DENTAL INSURANCE AND STOP LOSS COVERAGE THROUGH AMERICAN ALTERNATIVE FOR PLAN YEAR JULY 1, 2016 THROUGH JUNE 30, 2017.

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, AUTHORIZING AND DIRECTING CHUCK D. CHARLES, MAYOR, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF ASHLAND AND BCH AUTOMOTIVE COMPANY, LLC REGARDING AN ENCROACHMENT FOR A RETAINING WALL ON THE CITY'S RIGHT-OF-WAY AT 2500 WINCHESTER AVENUE AND 320 25TH STREET.

MOTION

Motion was made by Brown, seconded by Gunderson, 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.

RECESSED MEETING MAY 18, 2016
FY 2017 BUDGET DISCUSSION

WORK SESSION

FY 2017 Budget Discussion – Contributions & Dues

Interim City Manager Martin advised the Board that Katherine Utsinger called the non-profits regarding the meeting today in case each entity would like an opportunity to be heard by the Board.

DUES

The amounts proposed for FY 2017 are the same as last year and are as follows:

Ashland Alliance	\$15,000
Ashland in Motion	\$32,500
Ashland Regional Airport	\$5,000
FIVCO	\$7,589
Kentucky League of Cities	\$6,241
KYOVA	\$7,589
Office of Emergency Management	\$83,193
Tri-State Airport	<u>\$5,000</u>
TOTAL DUES PROPOSED	\$162,112

CONTRIBUTIONS

Those appearing before the Commission were:

Major Mark McDowell –	Ashland School Safety Patrol
Commissioner Gunderson –	Ashland Senior Center
Carol Allen –	Highlands Museum and Discovery Center
Dr. Jim Gifford –	Jesse Stuart Foundation
Norma Meek –	Paramount Arts Center
Philip Stewart –	Poage Landing Days
Debbie Sivis –	Shelter of Hope
Sheila Fraley & Ruby Deerfield –	Summer Motion
Marion Russell –	Winter Wonderland of Lights

Contributions were approved as follows:

Ashland School Safety Patrol	\$2,700
Ashland Senior Center	\$3,000
Highlands Museum & Discovery Center	\$14,400
Jesse Stuart Foundation	\$1,800
Paramount Arts Center	\$13,500
Poage Landing Days – APD Overtime	\$4,209
Poage Landing Days	\$22,500
Shelter of Hope	\$2,500
Summer Motion	\$25,000
Summer Motion – AFD Overtime	\$5,563
Summer Motion – APD Overtime	\$15,000
Winter Wonderland of Lights	\$4,500
Winter Wonderland of Lights – APD Overtime	<u>\$1,360</u>
TOTAL CONTRIBUTIONS	\$116,032

RECESS

The meeting recessed at 12:00 Noon.

RECESSED MEETING MAY 18, 2016
FY 2017 BUDGET DISCUSSIONS CONTINUED

RECONVENED

The meeting reconvened at 12:10 PM.

FY 2017 BUDGET

A consensus was reached that first reading of the budget will be given on May 26.

POLICE CHIEF

Interim City Manager Martin advised the Commission 3 applications have been received for Police Chief due to the retirement of Chief Robert W. Ratliff. Chief Ratliff's last day of work will be June 17, 2016. Mr. Martin would like the Commission to look over their schedules for the next two weeks in order to schedule interviews. Kentucky League of Cities has recommended a professional law enforcement Command Officer from another city sit on the interview board. The City would be required to pay a per diem and lodging. Commissioner Brown suggested someone local instead of someone from out of town and suggested the Boyd County Sheriff. Following discussion, a consensus was reached to contact a professional Command Officer for the interview board. Possible dates are May 31 and June 1. A date will be set at the May 26 Commission meeting.

ADJOURN

Mayor Charles declared the meeting adjourned at 12:33 PM.

CHUCK D. CHARLES
MAYOR

ATTEST:

SUSAN MADDIX
CITY CLERK