

**REGULAR MEETING
AUGUST 25, 2016**

The Ashland Board of Commissioners met in Regular Session in the Commissioners' Chambers, City Building, Ashland, Kentucky, on Thursday, August 25, 2016, at the hour of 12:00 PM. Those present were Commissioners: Larry Brown, Kevin Gunderson, Marty Gute and Mayor Chuck D. Charles, who presided. Absent: Commissioner Amanda Clark. Also present were: Richard W. Martin, Interim City Manager; John F. Vincent, Corporation Counsel; Susan W. Maddix, City Clerk; Todd Kelley, Chief of Police; Sean Murray, Director of Human Resources/Parks & Recreation; Marion Russell, Director of Public Works; Scott Penick, Fire Chief; Mike Miller, Director of Planning and Community Development; Chris Pullem, Economic Development Director; Ryan Eastwood, Director of Engineering and Utilities; Tony D. Grubb, Finance Director; Michelle Veach, Assistant Finance Director; Major Mark McDowell, Ashland Police Department; Greg Ray, Deputy Fire Chief; and Reporters.

The invocation was given by Commissioner Gunderson.

The Pledge of Allegiance was conducted.

AGENDA

Interim City Manager Martin presented the agenda of August 25, 2016. Motion was made by Gute, seconded by Brown, to receive & file the agenda. Upon roll call, voting aye were Commissioners Brown, Gunderson, Gute and Mayor Charles. Nay - none. Motion passed.

HEARINGS AND REPORTS

Tim Gibbs, Ashland Alliance President/CEO, appeared before the Commission to give an update on Chamber and Economic Development activities. The Winter Wonderland of Lights kicks off in 71 days with the pageant; Community Leadership and Youth Leadership has begun. A Business after Hours celebration will be held tonight from 5:00 – 7:00 PM at the Ashland Regional Airport for Portable Solutions. Six companies have visited Ashland within the last 5 ½ weeks. The Chamber has been working closely with Economic Development Director Pullem and Director of Engineering and Utilities Director Eastwood. The Alliance has signed a contract with a firm for a Marketing/Branding Campaign. The Governor has kicked off a “Red Tape Initiative”. The Governor wants businesses to tell the government what can be done better. Mr. Gibbs reported on job openings that have occurred or will occur at several businesses and corporations within the Tri-State area.

Mayor and City Commissioners' Comments

Mayor Charles reported that Commissioner Clark was in Economic Development training and was unable to attend the meeting.

Commissioner Gunderson expressed his appreciation for the work of John Vincent, Kevin Sinnette and Sonny Martin regarding the special alcohol election in Boyd County on August 23. He appreciated their professionalism along with Boyd County Attorney C. Phillip Hedrick. Commissioner Gunderson gave an update on the Tri-State Airport reporting that Allegiant will be retiring some of their older planes in favor of air bus aircraft. American Airlines are slowly retiring their propeller planes. There is also a shortage of pilots. Commissioner Gunderson noted that 20 years ago today, August 25, 1996, President Clinton came to Ashland.

Commissioner Brown advised he was on vacation last week and took advantage of an Allegiant flight. Commissioner Brown noted the passing of Rick Young from the Ashland Housing Authority and asked that the meeting be adjourned in his memory.

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HEARINGS AND REPORTS CONTINUED

Commissioner Gute announced First Friday is scheduled for September 2 in downtown, LaborFest is scheduled for Labor Day in Central Park at 2:00 PM, and Poage Landing Days is scheduled for September 16 – 18. Commissioner Gute invited everyone to Putnam Stadium on Friday night at 7:30 PM for the football game between the Ashland Tomcats and the Raceland Rams.

Mayor Charles thanked those who participated in the Community Unity meeting held on Tuesday, August 23 and announced the next meeting will be held on November 18.

City Manager's Report

Interim City Manager Martin distributed a report to members of the Commission regarding water main leaks during the month of August. There has been a total of 39 leaks so far this month, 30 of which were leaks not involving outside interference and 9 leaks involved contractors hitting main lines which required repair.

Director of Public Works Marion Russell updated the Commission on paving projects. Major paving projects included 29th Street, Oakview Road and Lexington Avenue. Director Russell reported approximately \$780,000 has been spent on paving since July 1, 2016. There will be an additional short list of paving projects that will be completed this fall. Mr. Russell also reported the City is working with the state regarding the Streetscape Project. The City is awaiting approval from the state on the project.

Director Russell updated the Commission on the status of the sprinkler system being installed at the Transportation Center. The water lines have been installed along with the fire hydrant. Century Fire Protection should be completed with the project within the next 2 weeks.

City Manager Martin advised the Commission the report on the Pay and Classification Study will be presented at one of the September meetings.

Mr. Martin advised the Commission the current drawings on the Mill Street project have been forwarded to each member of the Commission and the supervisors are reviewing them. He reported the City would like to go forward with the bid documents.

PUBLIC PARTICIPATION

Mindy Hanshaw, 6815 State Route 5, appeared before the Commission to complain about activities taking place in the Ashland Cemetery. Ms. Hanshaw stated that people are walking their dogs in the cemetery as well as working on vehicles. She appreciates the additional signs posted by the City and also the assistance of Commissioner Brown and the Ashland Police Department. However, she would like citations issued and the possible installation of cameras. The Commission advised Ms. Hanshaw that they will investigate.

REGULAR MEETING AUGUST 25, 2016
ORDINANCE NO. 94, 2016

OLD BUSINESS
SECOND READING & FINAL ADOPTION

ORDINANCE NO. 94, 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, KENTUCKY, AND MORRIS CONTRACTING FOR THE INSTALLATION OF APPROXIMATELY 400' +/- OF 8" PLASTIC SEWER LINE AND 2 MANHOLES TO REPLACE THE SEWER LINE THAT HAS FAILED DUE TO A HILLSIDE SLIP AT ELWOOD DRIVE FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISION OF WASTEWATER COLLECTION.

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 Morris Contracting for the installation of approximately 400' +/- of 8" plastic sewer line and 2 manholes to replace the sewer line that has failed due to a hillside slip at Elwood Drive for the Department of Engineering and Utilities, Division of Wastewater Collection. 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: August 11, 2016
READOPTED BY THE BOARD OF COMMISSIONERS: August 25, 2016
PUBLISHED:

MOTION

Motion was made by Brown, seconded by Gunderson, to adopt Ordinance No. 94, 2016, at this its second reading. Upon roll call, voting aye were Commissioners Brown, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING AUGUST 25, 2016
ORDINANCE NO. _____, 2016 CONTINUED

TABLED

ORDINANCE NO. _____, 2016

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING SECTION 7(G) AND ADDING SECTION 45 OF ORDINANCE NO. 110, SERIES OF 2013, WHICH ADOPTS THE COMPREHENSIVE REGULATIONS FOR THE LICENSING AND OPERATION OF ESTABLISHMENTS FOR THE SALE OF ALCOHOLIC BEVERAGES WITHIN THE CITY AND PROVIDING FOR THE RESPONSIBILITIES OF THE CITY ALCOHOLIC BEVERAGE CONTROL ADMINISTRATOR.

MOTION TO TABLE

Motion was made by Gute, seconded by Gunderson, to table Ordinance No. _____, 2016, to the next regular meeting. Upon roll call, voting aye were Commissioners Brown, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

CONSENT AGENDA

RESOLUTION NO. 27, 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 **AUGUST 25, 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, **August 25, 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: August 25, 2016

MOTION

Motion was made by Brown, seconded by Gute, to adopt Resolution No. 27, 2016. Upon roll call, voting aye were Commissioners Brown, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING AUGUST 25, 2016

CONSENT AGENDA CONTINUED

CONSENT AGENDA ITEMS

1. City Manager recommends approval for payment to Mike Enyart & Sons in the amount of \$56,025.00 for work completed on the Miscellaneous Concrete and Asphalt Repair Work Project.
2. City Manager recommends approval for payment of Pay Request #3 to Morris Contracting in the amount of \$8,814.50 for work completed on the Boyd County Middle School Water Line Project.
3. City Manager recommends approval for payment of Pay Request #9 to Mark Morris Contracting in the amount of \$6,240.60 for the 31st Street Drainage Improvements project.
4. City Manager recommends approval for payment of final Pay Request to Mark Morris Contracting in the amount of \$22,829.43 for the 31st Street Drainage Improvements project.
5. City Manager recommends approval for payment in the amount of \$50,855.32 to Sutphen Corporation for the repair of Tower 2.
6. City Manager recommends approval to award the bid for the purchase of stock and parts in various sizes including but not limited to valves, pipes, clamps, couplings and fittings as listed on the attached spreadsheet for the Division of Water Distribution to Hayes Pipe & Supply in the amount of \$14,714.00 and approving payment upon acceptance of the materials.
7. City Manager recommends approval to award the bid for the purchase of stock and parts in various sizes including but not limited to valves, pipes, clamps, couplings and fittings as listed on the attached spreadsheet for the Division of Water Distribution to C.I. Thornburg in the amount of \$49,252.96 and approving payment upon acceptance of the materials.
8. City Manager recommends approval to award the bid for the purchase of stock and parts in various sizes including but not limited to valves, pipes, clamps, couplings and fittings as listed on the attached spreadsheet for the Division of Water Distribution to Consolidated Pipe & Supply in the amount of \$120,192.22 and approving payment upon acceptance of the materials.
9. City Manager recommends approval to award the bid in the amount of \$28,300.00 to remove, re-build and install Flowserve Model 3EPM-2 vertical turbine pump at the Water Plant intake located at the AK Coke Plant to Service Pump & Supply.
10. City Manager recommends approval for the Highlands Museum and Discovery Center to host HeroCon on September 3rd from 8:00 a.m. - 8:00 p.m.
11. City Manager recommends approval for the submittal of the required Housing Choice Voucher Program Section 8 Management Assessment Program (SEMAP) certification for the City of Ashland, Department of Finance, Division of Assisted Housing (Section 8).
12. City Manager recommends the appointment of James K. Frint and Jon B. McCormick to the position of Police Officer, contingent upon satisfactory completion of a polygraph, psychological examination, and physical examination.
13. City Manager recommends the appointment of Richard R. Thomas, Sr. to the position of Equipment Operator III, Grade 25, Engineering & Utilities Department, Water Distribution Division, contingent upon satisfactory completion of a physical examination.

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CONSENT AGENDA CONTINUED

14. City Manager recommends the appointment of Ryan T. Webb to the position of Solid Waste Worker I, Grade 21, Public Works Department, Fleet Maintenance/Solid Waste Division, contingent upon satisfactory completion of a physical examination.
15. Other Consent Items.

NEW BUSINESS
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 SERVICE PUMP & SUPPLY, INC. FOR THE REMOVAL, RE-BUILD AND INSTALLATION OF A FLOWSERVE MODEL 3EPM-2 VERTICAL TURBINE PUMP AT THE WATER PLANT INTAKE LOCATED AT THE AK STEEL COKE PLANT FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES, DIVISION OF WATER PRODUCTION.

MOTION

Motion was made by Gunderson, seconded by Gute, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, 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 MORRIS CONTRACTING FOR A CONTRACT REGARDING THE BOYD COUNTY MIDDLE SCHOOL WATERLINE EXTENSION PROJECT FOR THE DEPARTMENT OF ENGINEERING AND UTILITIES.

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, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

REGULAR MEETING AUGUST 25, 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 SCHOOL RESOURCE OFFICER AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND THE ASHLAND INDEPENDENT SCHOOL DISTRICT FOR THE TERM JULY 1, 2016 TO JUNE 30, 2017.

MOTION

Motion was made by Gute, seconded by Gunderson, to adopt Ordinance No. _____, 2016, at this its first reading. Upon roll call, voting aye were Commissioners Brown, 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, CLOSING A 200 FT. PORTION OF MILL STREET LOCATED BETWEEN 28TH AND 29TH STREETS IN THE CITY OF ASHLAND, KENTUCKY.

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, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

EXECUTIVE SESSION

Motion was made by Gunderson, seconded by Brown, to go into Executive Session at 12:41 PM to discuss an individual personnel matter and potential litigation. Upon roll call, voting aye were Commissioners Brown, Gunderson, Gute and Mayor Charles. Nay – none. Motion passed.

RECONVENED

The meeting reconvened at 1:36 PM and Mayor Charles announced the only items discussed were an individual personnel matter and potential litigation with no final action taken.

Tire Investigation

Interim City Manager Martin advised the City has completed its Administrative Investigation regarding the issue of missing tires at the Central Garage. Disciplinary action will be taken against three City employees which will include a probationary period of 6 months. Mr. Martin thanked the Finance Department, the Police Department and Jim Sniegocki, President of Capital Intelligence Corp., for their assistance with the investigation. The criminal aspect of the investigation will remain open.

REGULAR MEETING AUGUST 25, 2016
NEW BUSINESS CONTINUED

OTHER NEW BUSINESS

Commissioner Gunderson noted the passing of former City employee Mike Broce who worked in the Department of Parks and Recreation as a carpenter.

ADJOURNMENT

Mayor Charles declared the meeting adjourned at 1:40 PM in memory of Rick Young.

CHUCK D. CHARLES
MAYOR

ATTEST:

SUSAN MADDIX
CITY CLERK