

MAYSVILLE BOARD OF COMMISSIONERS

Thursday, 12 February 2015; 5:15 p.m.

REGULAR MEETING

Maysville Municipal Building

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, Feb. 12, 2015 at 5:15 p.m. at the Maysville Municipal Building. Present: Commissioner Judy Pfeffer, Commissioner Kelly Ashley, Commissioner Robert Boone, Commissioner Victor McKay, and Mayor David Cartmell. Also present: City Manager Ray Young, City Clerk Lisa Dunbar, City Attorney Sue Brammer, Comptroller Romie Griffey, Projects Coordinator David Hord, Police Chief Ron Rice, Fire Chief Eric Bach, Asst. Comptroller/HR Director Karen Cracraft, Utility Manager Eddie Wenz, Tourism Director Suzie Pratt, Public Works Director Rick Truesdell, Zoning Administrator Matt Wallingford, Building Official Wells, and Codes Officer Nicole Jones. Absent: Asst. City Attorney Kelly Caudill. Others present: The Ledger Independent and WFTM.

MINUTES & REPORTS

Motion by Commissioner Ashley, second by Commissioner Pfeffer to approve the minutes of the Jan. 14, 2015 meeting and department reports as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RETIREMENT: FIRE DEPARTMENT

The following letter was presented to the Board of Commissioners:

TO: Chief Bach

I will be retiring on March 1, 2015, with my last day being February 28, 2015.

I would like to take this opportunity to thank you and The City of Maysville for allowing me to work in this capacity. I appreciate this opportunity to work all of these years. I want to thank you.

I will certainly miss my fellow firemen, but I am looking forward to my retirement.

Respectfully,
Jeff Brammer
Asst. Chief

Motion by Commissioner Pfeffer, second by Commissioner Boone to accept the retirement letter of Asst. Fire Chief Jeff Brammer. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

PROMOTION: POLICE DEPARTMENT

The following memorandum was presented to the Board of Commissioners:

Date: February 2, 2015
From: Chief Rice
Subject: Officer Status
To: Honorable Mayor and City Commissioners

Respectfully request Officers Matthew Berry and Michael Parsons be elevated from Probationary Recruit status to the position of PO-1. Both officers complete the mandatory Department of Criminal Justice Training on January 24, 2014; followed by successful completion of local twelve week Field Training Officer program.

Both have proven and continue to prove to be an asset to the City and Maysville police department.

Ronald J. Rice
Chief of Police

Motion by Commissioner Pfeffer, second by Commissioner McKay to approve the promotions of officers Matthew Berry and Michael Parsons. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

The following memorandum from City Manager Ray Young was also presented to the Board of Commissioners:

Re: Asst. Police Chief
Da: Feb. 3, 2015

A written test was administered on Jan. 20, 2015, for the purpose of filling the Assistant Police Chief position left vacant by the departure of Lisa O'Hearn.

Per City ordinance 90.27, the test score was combined with credit for seniority, points for performance appraisals, and points for the interview to determine the best candidate for the position.

...

After scoring was completed, Jared muse had the highest total.

I am recommending Jared Muse for the position of Asst. Police Chief for the City of Maysville.

Motion by Commissioner Pfeffer, second by Commissioner McKay to approve the promotion of Jared Muse to Asst. Police Chief. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

COMMUNITY GARDEN

Carrie Taylor addressed the Board of Commissioners on behalf of the Community Garden project on Mulberry and January streets. Commissioners voiced their support of the project and asked her to write a letter of consideration at budget time.

DISCUSSION: COMPTROLLER

Board of Commissioners agreed to set interviews for the comptroller position for the afternoon of Monday, Feb. 23, 2015.

DISCUSSION: FOOD TRUCKS

Board of Commissioners asked the City Attorney to return in March with an amended ordinances allowing a food truck at one event per year with a host business as long as it isn't during a city sponsored festival.

ANNUAL AUDIT

Motion by Commissioner Boone, second by Commissioner Ashley to approve the city audit for Fiscal Year 2014. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION ADOPTING AND APPROVING ANNUAL MUNICIPAL AID COOP AGREEMENT WITH TRANSPORTATION DEPARTMENT 15-05

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-05**

A RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF A MUNICIPAL AID COOP PROGRAM CONTRACT BETWEEN THE CITY OF MAYSVILLE AND THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET, DEPARTMENT OF RURAL AND MUNICIPAL AID FOR THE FISCAL YEAR BEGINNING JULY 1, 2015, AS PROVIDED IN THE KENTUCKY REVISED STATUTES AND ACCEPTING ALL STREE'TS REFERRED TO THEREIN AS BEING STREETS WHICH ARE A PART OF THE INCORPORATED AREA.

NOW THEREFORE BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, as follows:

The City of Maysville does hereby accept all streets referred to in said Contract as being city streets which are a part of the City of Maysville; and the City of Maysville, does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in said

Contract and does hereby accept said Contract and by such acceptance agrees to all the terms and conditions therein stated; and the Mayor is hereby authorized and directed to sign said Contract as set forth on behalf of the City of Maysville, and the City Clerk is hereby authorized and directed to certify thereto.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to approve resolution 15-05 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING RELAY FOR LIFE USE OF PARKING LOT 15-06

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-06**

**RESOLUTION AUTHORIZING
RELAY FOR LIFE USE OF PARKING LOT**

WHEREAS, Relay for Life is holding its annual event on June 6, 2015 from 10 a.m. until 10 p.m.; and

WHEREAS, Relay for Life has requested permission to locate the Relay for Life on the Municipal Parking Lot on McDonald Parkway adjacent to the US Bank parking lot;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that Relay for Life has permission to use the Municipal Parking Lot on McDonald Parkway adjacent to the US Bank parking lot on Friday, June 5, 2015 for setup and for the event on June 6, 2015.

Motion by Commissioner Ashley, second by Commissioner Boone to approve Resolution 15-06 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING LOAN AGREEMENT WITH USA FOR AIRCRAFT 15-07

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-07**

**RESOLUTION AUTHORIZING LOAN AGREEMENT WITH UNITED STATES OF
AMERICA FOR AIRCRAFT**

WHEREAS, there is currently a GS-4D aircraft on static display at the Fleming - Mason Airport,
I:\021215regular.doc; Page 4 of 20

which aircraft is on loan from the United States of America; and

WHEREAS, United States of America requires a contract and inventory to be signed annually requiring the City of Maysville, Kentucky, to use the property for static display purposes only;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute and deliver the 2015 loan agreement and inventory for the period from April 1, 2015 to March 31, 2016, to the United States of America.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-07 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AMENDING PUBLIC TRANSPORTATION GRANT AGREEMENT 15-28

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-28**

**RESOLUTION AMENDING
PUBLIC TRANSPORTATION GRANT AGREEMENT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute Notice of Amendment to Public Transportation Grant Agreement Amendment 1 which adds additional funds of \$77,309 to the Transportation Grant for a new total of \$195,713.

Motion by Commissioner McKay, second by Commissioner Ashley to adopt Resolution 15-28 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING ACCEPTANCE OF BUS BID 15-09

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-09**

RESOLUTION AUTHORIZING ACCEPTANCE OF BUS BID

WHEREAS, the Kentucky Public Transit Association has advertised for bids for buses on December 3, 2014; and

WHEREAS, bids were opened on December 22, 2014; and

WHEREAS, the City of Maysville has received funding for the purchase of a bus;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, as follows:

(1) The bid of National Bus for \$77,243 for a new transit bus is hereby accepted on behalf of the City of Maysville.

(2) The Mayor is hereby authorized and directed forthwith to execute all contractual documents necessary or appropriate to effectuate acceptance of said bid and to consummate the contract on behalf of the City of Maysville.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-09 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AWARDDING CONTRACT FOR OPERATION OF MAYSVILLE RIVER PARK 15-27

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-27**

**RESOLUTION AWARDDING CONTRACT FOR OPERATION OF
THE MAYSVILLE RIVER PARK**

WHEREAS, the City of Maysville advertised for proposals in accordance with plans and specifications as follows:

- (a) Subject: Operation of the Maysville River Park
- (b) Advertised: January 12, 2015
- (c) Bid Opening: February 2, 2015

WHEREAS, sealed bids were received from the following persons:

- 1) Joey & Kelly McBride \$6,508.00
- 2) Glen & Carol George,
Richard & Melody Lewis \$4,100.00
- 3) James Ruark \$5,100.00
- 4) Bill & Sherri Ross \$2,501.00

WHEREAS, the City Manager has recommended acceptance of the first bid, as the best bid,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, as follows:

(1) The bid of Joey and Kelly McBride for the subject contract described above is hereby accepted on behalf of the City of Maysville.

(2) The Mayor is hereby authorized and directed forthwith to execute all contractual documents necessary or appropriate to effectuate acceptance of said bid and to consummate the contract on behalf of the City of Maysville.

Motion by Commissioner Boone, second by Commissioner Ashley to adopt Resolution 15-27. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING INSURANCE APPLICATION 15-26

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-25**

**RESOLUTION AUTHORIZING
INSURANCE APPLICATION**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the underwriting renewal survey/application from Kentucky League of Cities Insurance Services.

Motion by Commissioner Pfeffer, second by Commissioner Boone to adopt Resolution 15-25. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING UNDERWRITING APPLICATION FOR PLANNING AND ZONING 15-26

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-26**

**RESOLUTION AUTHORIZING
INSURANCE APPLICATION FOR JOINT PLANNING COMMISSION**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby

authorized and directed to execute the underwriting renewal survey/application from Kentucky League of Cities Insurance Services on behalf of the Mason County Joint Planning Commission.

Motion by Commissioner Ashley, second by Commissioner McKay to adopt Resolution 15-26. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING APPLICATION TO KEDFA 15-29

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-29**

RESOLUTION AUTHORIZING APPLICATION TO KEDFA

WHEREAS, the City of Maysville has determined that it is in the best interests of the citizens of Maysville, Kentucky to submit an application to the Kentucky Economic Development Finance Authority (KEDFA) for an E.D.B. grant for the Return Center Project;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, as follows:

1. That the submission of an application for KEDFA grant fund not to exceed \$150,000 is hereby authorized. The project will foster industrial development and create jobs.
2. That the Mayor is hereby authorized and directed to sign the grant application, statement of assurance and any and all other documents necessary for the submission of the application and development of the project.

Motion by Commissioner Boone, second by Commissioner Pfeffer to adopt Resolution 15-29. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION RE: WATER TANK COST OVERRUNS 15-10

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-10**

MAYSVILLE WATER TANK PROJECT

A RESOLUTION CONFIRMING THAT COST OVERRUNS THAT MAY OCCUR ON THE WATER TANK PROJECT WILL BE THE RESPONSIBILITY OF THE CITY OF MAYSVILLE AS OUTLINED IN THE LEGALLY BINDING AGREEMENT WITH THE CITY OF MAYSVILLE;

WHEREAS, it is necessary for the City to give assurances to the Department for Local Government that the Water Tank Project will be implemented by the City and if cost overruns occur the City, as grant recipient, is responsible for any cost overruns;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City gives its assurance to the Department for Local Government that any cost overruns will be the responsibility of the City.

Motion by Commissioner Pfeffer, second by Commissioner Boone to adopt Resolution 15-10. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION ADOPTING POLICY OF NONDISCRIMINATION 15-11

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-11**

**RESOLUTION ADOPTING
POLICY OF NONDISCRIMINATION**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville does not discriminate on the basis of handicap status in admission or access to or treatment or employment of its programs and activities and designates Mayor David W. Cartmell as the contact to coordinate efforts to comply with the nondiscrimination based on handicap.

Motion by Commissioner Pfeffer, second by Commissioner Boone to adopt Resolution 15-11 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING WATER TANK PROJECT DOCUMENTS AND PAYMENTS 15-12

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-12**

RESOLUTION AUTHORIZING
WATER TANK PROJECT DOCUMENTS AND PAYMENTS

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute any and all necessary documents to implement the Water Tank Project and the City Treasurer is authorized to process pay requests, invoices, and other items relating to the Water Tank Project as they are received to comply with CDBG requirements that mandates its funds be paid within five days of receiving the funds from the Department of Local Government.

Motion by Commissioner Boone, second by Commissioner Ashley to adopt Resolution 15-12 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING KENTUCKY UNIFORM ACCOUNTING ASSURANCE 15-13

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-13**

RESOLUTION AUTHORIZING
KENTUCKY UNIFORM ACCOUNTING ASSURANCE

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to confirm to the Department for Local Government that the City of Maysville is using an accounting system that is acceptable to the Kentucky Uniform Accounting System Guidelines and have annual audits.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-13 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING PROCUREMENT STANDARDS FOR WATER TANK PROJECT 15-14

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-14**

RESOLUTION AUTHORIZING

PROCUREMENT STANDARDS FOR WATER TANK PROJECT

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, the City hereby adopts the Procurement Standards attached hereto for the Water Tank Project.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-14 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION ADOPTING GRIEVANCE PROCEDURE FOR COMPLAINTS OF DISCRIMINATION ON THE BASIS OF HANDICAP STATUS 15-15

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-15**

RESOLUTION ADOPTING
GRIEVANCE PROCEDURE FOR COMPLAINTS OF DISCRIMINATION ON THE BASIS
OF HANDICAPPED STATUS

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the grievance procedure for complaints relating to suspected allegations that discrimination on the basis of handicapped status in the City of Maysville, Kentucky which is attached hereto is hereby adopted by the City.

Motion by Commissioner Boone, second by Commissioner Pfeffer to adopt Resolution 15-15 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT FOR EDA PROJECT 15-16

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-16**

RESOLUTION AUTHORIZING
PROFESSIONAL SERVICES CONTRACT FOR EDA PROJECT

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a Professional Services Contract between Buffalo Trace Area

Development District and the City to implement the EDA Project for the Water Tank for a maximum amount of \$25,000.

Motion by Mayor Cartmell, second by Commissioner Ashley to adopt Resolution 15-16 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

FAIR HOUSING RESOLUTION 15-17

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-17**

FAIR HOUSING RESOLUTION

WHEREAS, discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing or in the provision of brokerage services because of race, color, religion, sex or national origin is prohibited by the Title VIII of the 1968 Civil Rights Act (Federal Fair Housing Law); and

WHEREAS, it is the policy of City of Maysville to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, sex or national origin. The Fair Housing Amendments Act of 1988 expands coverage to include disabled persons and families with children.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that within available resources the City will assist all persons who feel they have been discriminated against because of race, color, religion, sex, national origin, disability or familial status to seek equity under Federal and State laws by filing a complaint with the U.S. Department of Housing and Urban Development, Office of Fair Housing and Equal Opportunity, Compliance Division.

BE IT FURTHER RESOLVED that the City shall publicize this Resolution and through this publicity shall encourage owners of real estate, developers and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law and amendments and any applicable state of local laws or ordinances.

SAID PROGRAM will at a minimum include: (1) printing and publicizing of this policy and other applicable fair housing information through local media and community contacts; (2) distribution of posters, flyers, and any other means that will bring attention to those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing; and (3) prepare an analysis of impediments to fair housing choice and actions to mitigate such impediments.

Motion by Commissioner Boone, second by Commissioner Pfeffer to adopt Resolution 15-17 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING LEGALLY BINDING AGREEMENT 15-18

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-18**

**RESOLUTION AUTHORIZING
LEGALLY BINDING AGREEMENT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Legally Binding Agreement between City of Maysville, Maysville-Mason County Industrial Development Authority, and Mitsubishi Electric Automotive America, Inc. agreeing to carryout and perform all of the activities required under the terms and conditions of the grant agreement for the water tank.

Motion by Commissioner Ashley, second by Commissioner Boone to adopt Resolution 15-18 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING AFFIRMATIVE ACTION PLAN 15-19

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-19**

**RESOLUTION AUTHORIZING
AFFIRMATIVE ACTION PLAN**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City adopts the attached Affirmative Action Plan.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-19 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING CLEARHOUSE ASSURANCE 15-20

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-20

RESOLUTION AUTHORIZING
CLEARINGHOUSE ASSURANCE

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute an assurance to the Department for Local Government that all comments and conditions of the clearinghouse review for the City of Maysville Water Tank Project will be met for the project.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-20 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION ADOPTING STATE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING
15-20

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-21

RESOLUTION ADOPTING
STATE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING

WHEREAS, the Kentucky State Analysis of Impediments to Fair Housing report by the Kentucky Housing Corporation and Department for Local Government identifies impediments to fair housing and makes recommendations to better enforce the laws and increase accessibility in the state. After completing an analysis of fair housing policy and implementation, the report found that impediments include community resistance to affordable special needs housing and a lack of information given to residents regarding homeownership and their process for addressing their grievances. The report also found that Kentucky has communities resistant to planning and zoning requirements that make accessible housing available. Housing designed and constructed to meet the needs of disabled peoples was also found to be an impediment. To reduce and eliminate these impediments, the report states that Kentucky is committed to education and monitoring of fair housing. Kentucky will reevaluate housing programs, coordinate housing strategies, promote community development block grants, encourage localities to include housing elements and reduce barriers, and strengthen collaborative planning and partnerships.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City adopts the Kentucky State Analysis of Impediments to Fair Housing and will work to enforce the laws and increase accessibility in Maysville.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to adopt Resolution 15-21 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING BTADD ADMINISTRATIVE CONTRAC 15-22

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-22**

**RESOLUTION AUTHORIZING
BTADD ADMINISTRATIVE CONTRACT**

WHEREAS, the City has been awarded a CDBG Grant for the new Water Tank Project; and

WHEREAS, Buffalo Trace Area Development District (BTADD) has agreed to perform administrative services under the grant;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the contract for professional services with BTADD for an amount not to exceed \$38,400.

Motion by Commissioner Pfeffer, second by Commissioner Boone to adopt Resolution 15-22 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION RE: TITLE VI IMPLEMENTATION PLAN 15-23

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-23**

**CITY OF MAYSVILLE TITLE VI
IMPLEMENTATION PLAN**

A RESOLUTION AUTHORIZING THE CITY TO ADOPT THE STATE AGENCYS TITLE VI IMPLEMENTATION PLAN.

WHEREAS, it is necessary and in the public interest that the City adopt the state Title VI Implementation Plan; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor, David W. Cartmell, is named as Title VI Coordinator for the City of Maysville.

Motion by Commissioner McKay, second by Commissioner Ashley to adopt Resolution 15-23 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING RESIDENTIAL DISPLACEMENT ASSISTANCE PLAN FOR WATER TANK PROJECT 15-24

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-24**

**RESOLUTION AUTHORIZING
RESIDENTIAL DISPLACEMENT ASSISTANCE PLAN FOR WATER TANK PROJECT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City adopts the Guideform Residential Antidisplacement and Relocation Assistance Plan attached hereto for the Water Tank Project.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 15-24 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE RENTAL DWELLING LICENSING PROVISIONS, 15-02; FIRST READING

The following ordinance was presented to the Board of Commissioners upon first reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 15-02**

**AN ORDINANCE ENACTING
RENTAL DWELLING LICENSING PROVISIONS**

Summary

This Ordinance adds Code of Ordinances Chapter 200 to require owners to acquire a rental dwelling license by July 1 of each year, to require owners to pay a late fee of \$50 for any applications filed after July 1st; to provide that all rental dwellings shall comply with all provisions of applicable city fire, zoning, life safety, housing, nuisance, property maintenance, and building codes; to provide that the Codes Enforcement Officer is authorized to make inspections upon receiving a complaint or observing the existence of exterior damage, excess weed and grass, or prohibited trash set out, or where an employee reasonably believes a condition exists that relates to life or safety issue; owners

shall be charged a fee of \$30 per inspected rental dwelling but fees shall not exceed \$100 per rental dwelling and no owner shall be assessed more than \$500 in inspection fees in one calendar year; no notice shall be required for an inspection of the exterior rental dwelling or for any inspection made for life or safety issue; for interior inspection, except those made for life or safety issue, the rental inspector shall attempt to contact the owner and contact the tenant, if the rental inspector is unable to obtain consent, he may apply to the Court to obtain a warrant to obtain legal access; notice of violation shall be provided to the owner providing for thirty days to make corrections and a notice to the tenant shall be posted on the rental dwelling; the Codes Enforcement Officer is authorized to suspend rental dwelling licenses if the licensing deficiencies are not remedied within thirty days ; the Codes Enforcement Officer shall mail notice of suspension of the rental property dwelling license to the owner setting forth the specific reasons for the failure and that the license has been suspended; the notice shall also provide the information that when the rental dwelling license has been suspended, the rental dwelling may not be reoccupied or rented until proof has been provided to the Codes Enforcement Officer that all violations have been corrected and the rental dwelling license is reinstated or reissued; the owner may appeal the suspension to the Codes Enforcement Board within seven days; the Codes Enforcement Officer, shall reinspect the dwelling units upon notice that the violations have been remedied but shall not be required to do so more often than once every thirty days; the owner may appeal a determination of violation to the Codes Enforcement Board within seven days of receipt; when any rental dwelling is condemned, the rental dwelling license shall be suspended; the Codes Enforcement Board shall hear appeals not less than three days and not more than thirty days from the date the appeal is received; the decision of the Codes Enforcement Board shall be reduced to writing and shall be final unless continued; parties may appeal a final decision of the Codes Enforcement Board to Mason Circuit Court; when a rental dwelling license has been denied or suspended the dwelling unit shall be vacated and not rented again until the owner is properly licensed; the owner shall be subject to fines under Code of Ordinances Section 11.01 (D) (2); and the City shall have a lien for fines.

Motion by Commissioner Boone, second by Commissioner McKay to pass Ordinance 15-02 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE REPEALING CODE OF ORDINANCES SECTION 191.04, HUNTING, 15-03

The following ordinance was presented to the Board of Commissioners upon first reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 15-03**

**AN ORDINANCE REPEALING
CODE OF ORDINANCES SECTION 191.04**

Summary

This Ordinance repeals Code of Ordinances Section 191.04 which prohibited hunting in the City limits to comply with provisions of Kentucky Constitution Section 255 A.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to pass Ordinance 15-03 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING SIGN REGULATIONS 15-04

The following ordinance was presented to the Board of Commissioners upon first reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 15C-04**

AN ORDINANCE AMENDING SIGN REGULATIONS

SUMMARY

This Ordinance amends Code of Ordinances Section 320.411.3 to delete the provision that political signs may be erected not earlier than thirty days prior to the election and removed within five days following the election at the expense of the candidate; amends Code of Ordinances Section 320.411.4 to state that changing signs are prohibited except signs meeting the requirements of Section 320.411.41; and adds Code of Ordinances Section 320.411.41 to permit electronic message signs except in R1-R2, TH-1, MH, A-I, A-2, the Maysville Historic District, Washington Historic District, and Renaissance Districts, requires that the display contain monochromatic static messages only without movement, allows for messages to be changed once every sixty minutes; requires the change of messages to be accomplished immediately; and limits electronic message signs to 25% of the maximum sign area in the zone where the sign is to be located.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to pass Ordinance 15-03 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING JURISDICTION OF CODES BOARD 15-05

The following ordinance was presented to the Board of Commissioners upon first reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 15-05**

**AN ORDINANCE AMENDING JURISDICTION OF
CODES ENFORCEMENT BOARD**

Summary

This Ordinance amends Code of Ordinances Section 195.06 to add to the jurisdiction of Codes Enforcement Board Chapter 200, Rental Dwelling Licensing Provision.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to pass Ordinance 15-05 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING CODE OF ORDINANCES CHAPTER 11.01, 15-06

The following ordinance was presented to the Board of Commissioners upon first reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 15-06**

**AN ORDINANCE AMENDING CODE OF ORDINANCES SECTION 11.01 TO REVISE
CIVIL FINES FOR RENTAL DWELLING LICENSING**

Summary

This Ordinance amends Code of Ordinances §11.01 to add violation of rental dwelling licensing provision in Chapter 200 to be 11.01 (B) 2 fines.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to pass Ordinance 15-06 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE ELIMINATING ELECTION PRIMARY 15-07

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 15-07**

**AN ORDINANCE AMENDING
CODE OF ORDINANCES SECTION 51.01 ELECTION**

Summary

This Ordinance amends Code of Ordinances Section 51.01 to provide that nomination and election of candidates for city office shall be conducted pursuant to KRS 83A.045 (2) (B) and no primary will be held.

Motion by Commissioner Boone, second by Commissioner Pfeffer to pass Ordinance 15-07 as presented upon first reading.

After discussion, motions were withdrawn.

RESOLUTION RE: POLICE GRANT 15-08

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 15-08**

**RESOLUTION AUTHORIZING GRANT
APPLICATION FOR LAW ENFORCEMENT OVERTIME PROJECTS**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Grant Application for Law Enforcement Overtime Projects to the Kentucky Transportation Cabinet, Office of Highway Safety.

Motion by Commissioner Pfeffer, second by Commissioner McKay to adopt Resolution 15-08 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ADJOURNMENT

Motion by Commissioner Pfeffer, second by Commissioner McKay to adjourn until 1 p.m., Feb. 23, 2015. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.


MAYOR


CITY CLERK