

**Maysville City Commission**  
**Thursday, Jan. 14, 2010; 5:15 p.m.**  
**REGULAR MEETING**

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, Jan. 14, 2010 at 5:15 p.m. at the Maysville Municipal Building. Present: Commissioner John Mains, Commissioner Judy Pfeffer, Commissioner Rick Litton, Commissioner Kelly Ashley and Mayor David Cartmell presiding. Also present: City Manager Ray Young, City Clerk Lisa Dunbar, City Attorney Sue Brammer, Comptroller Romie Griffey, Police Chief Kent Butcher, Fire Chief Eric Bach, Asst. Comptroller/HR Director Karen Cracraft, City Engineer Sam Baker, Utility Manager Eddie Wenz, Tourism/Renaissance Director Duff Giffen, Public Works Director Rick Truesdell, Zoning Administrator Matt Wallingford, Building Official Gary Wells, Code Officer Nicole Jones, and Asst. City Attorney Kelly Caudill.  
Also present: The Ledger Independent and WFTM.

**MINUTES & DEPARTMENT REPORTS**

**Motion** by Commissioner Ashley, second by Commissioner Pfeffer to accept the minutes of the Dec. 10, 2009 regular meeting and department reports as submitted.

Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

**APPOINTMENTS & REAPPOINTMENTS**

The Mayor made the following recommendations for Codes Enforcement Board:  
John Tomlin, Gerald Orme, and Peggy Gilligan with terms to expire Feb. 10, 2013.

**Motion** by Commissioner Pfeffer, second by Commissioner Mains to approve the reappointment of John Tomlin, Gerald Orme, and Peggy Gilligan to the Codes Enforcement Board with terms to expire Feb. 10, 2013. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

**DELINQUENT PAYROLL TAX**

**Motion** by Commissioner Mains, second by Commissioner Pfeffer to file suit against three federal employees who are delinquent on their payroll taxes. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING AGREEMENT WITH BTADD FOR LABOR COMPLIANCE & ARRA REPORTING

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-05**

A RESOLUTION AUTHORIZING CONTRACT WITH BUFFALO TRACE AREA DEVELOPMENT DISTRICT FOR LABOR COMPLIANCE AND ARRA REPORTING

WHEREAS, the City has been into a Grant agreement with the Kentucky Infrastructure Authority for funding through KIA SRF ARRA Funding Grant Program for the Washington Area Sewer Project; and

WHEREAS, Buffalo Trace Area Development District (BTADD) has made a proposal to act as labor compliance and ARRA reporting administrators for the grant fund for the fee of \$3,000.00;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute an agreement with BTADD for Labor Compliance ARRA reporting for a price of \$3,000.00.

**Motion** by Commissioner Ashley, second by Commissioner Pfeffer to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION ACCEPTING SECTION OF KY 2518

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-04**

A RESOLUTION ACCEPTING A SECTION OF  
KY 2518 (PLUM & 4<sup>th</sup> STREET)

WHEREAS, the Kentucky Transportation Cabinet has requested the City of Maysville to accept a section of KY 2518 (Plum & 4<sup>th</sup> Street) into the City road system;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville will accept title, ownership, maintenance, and operation of KY 2518 (Plum & 4<sup>th</sup> Street).

**Motion** by Commissioner Pfeffer, second by Commissioner Mains to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING OCMPLETION OF SINGLE AUDIT ACT OF 1996 COMPLIANCE

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-08**

A RESOLUTION AUTHORIZING COMPLETION of SINGLE AUDIT ACT of 1996 COMPLIANCE

WHEREAS, Kentucky Emergency Management monitors federal awards to the City of Maysville and requires the City of Maysville to complete Single Audit Act of 1996 Compliance Form;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute Single Audit Act of 1996 Compliance Form.

**Motion** by Commissioner Mains, second by Commissioner Pfeffer to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION APPROVING & AUTHORIZING AN ASSISTANCE AGREEMENT BETWEEN THE CITY & KIA

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-12**

A RESOLUTION APPROVING AND AUTHORIZING AN ASSISTANCE AGREEMENT BETWEEN CITY OF MAYSVILLE, KENTUCKY AND THE KENTUCKY INFRASTRUCTURE AUTHORITY TO PROVIDE UP TO \$500,000 LOAN FUNDS FOR WASTEWATER SYSTEM IMPROVEMENTS.

WHEREAS, the City Commission ("Governing Authority") of City of Maysville, Kentucky ("Governmental Agency") has previously determined that it is in the public interest to acquire and construct certain facilities and improvements to the Governmental Agency's Wastewater System (the "Project") and

WHEREAS, the Governmental Agency has made application to the Kentucky Infrastructure Authority (the "Authority") for the purpose of providing monies to construct the Project; and

WHEREAS, in order to obtain such monies, the Governmental Agency is required to enter into an Assistance Agreement with the Authority;

NOW, THEREFORE, IT IS RESOLVED by the City Commission of City of Maysville, Kentucky, as follows:

SECTION 1. That the Governing Authority hereby approves and authorizes the Assistance Agreement between the Governmental Agency and the Authority dated as of January 1, 2010 substantially in the form on file with the Governmental Agency for the purpose of providing the necessary financing to the Governmental Agency for the Project.

SECTION 2. That the Mayor and City Clerk of the Governmental Agency be and hereby are authorized, directed and empowered to execute necessary documents or agreements, and to otherwise act on behalf of the Governmental Agency to effect such financing.

**Motion** by Commissioner Pfeffer, second by Commissioner Ashley to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING ANNUAL LETTER OF COMMITMENT FOR RENAISSANCE PROGRAM

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-02**

A RESOLUTION AUTHORIZING ANNUAL LETTER OF  
COMMITMENT FOR KENTUCKY MAIN STREET PROGRAM  
AND THE KENTUCKY RENAISSANCE ON MAIN PROGRAM

WHEREAS, the City of Maysville, Kentucky, realizes the importance of participating in the Kentucky Main Street Program and the Kentucky Renaissance on Main Program;  
and

WHEREAS, the City is required to execute an Annual Letter of Commitment providing that it will employ a local Main Street manager, maintain an organization focused on downtown revitalization, budget necessary funds, provide reports, and attend training,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute and deliver the Annual Letter of Commitment required for certification by the Kentucky Main Street Program and the Kentucky Renaissance on Main Program.

**Motion** by Commissioner Mains, second by Commissioner Pfeffer to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING MAYOR TO SIGN FLOODPLAINS CONSTRUCTION PERMIT APPLICATION

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-03**

A RESOLUTION AUTHORIZING A FLOOD PLAIN  
CONSTRUCTION PERMIT APPLICATION

WHEREAS, the City of Maysville is applying for a Flood Plain Construction Permit for streams bank stabilization on Old Hill City Road for flash flood repairs from the Division of Water,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute Application for Permit to Construct Across or Along a Stream and/or Water Quality Certification.

**Motion** by Commissioner Ashley, second by Commissioner Litton to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye:

Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AWARDING CONTRACT 1A FOR WASHINGTON SEWER PROJECT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-09**

**A RESOLUTION AWARDING CONTRACT FOR  
WASHINGTON AREA SEWER IMPROVEMENT -Contract 1A**

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

- (a) Subject: Washington Area Sewer Improvement
- (b) Advertised: December 8, 2009
- (c) Bid Opening: December 28, 2009

WHEREAS, the following bids were received:

- |     |                     |              |
|-----|---------------------|--------------|
| (1) | MSC Waterworks, Inc | \$ 85,793.85 |
| (2) | Ferguson Waterworks | \$ 86,513.71 |
| (3) | Consolidated Pipe   | \$ 86,571.08 |
| (4) | C. I. Thornburg     | \$ 88,210.43 |
| (5) | Viking Supply       | \$ 90,589.90 |
| (6) | H. D. Waterworks    | \$ 91,389.96 |

WHEREAS, the City Manager and the City Engineer have recommended acceptance of the first bid above as the best bid,

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

- (1) The bid of MSC Waterworks, Inc. in the sum of \$ 85,793.85 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 Mains, second by Commissioner Ashley to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AWARDING CONTRACT 1B FOR WASHINGTON SEWER PROJECT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-10**

A RESOLUTION AWARDING CONTRACT FOR  
WASHINGTON AREA SEWER IMPROVEMENT -Contract 1B

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

- |     |              |                                   |
|-----|--------------|-----------------------------------|
| (a) | Subject:     | Washington Area Sewer Improvement |
| (b) | Advertised:  | December 8, 2009                  |
| (c) | Bid Opening: | December 28, 2009                 |

WHEREAS, the following bid was received:

- (1) Sherman Dixie Concrete \$ 70,437.75

WHEREAS, the City Manager and the City Engineer have recommended acceptance of the bid above as the best bid,

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

(1) The bid of Sherman Dixie Concrete in the sum of \$ 70,437.75 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 Pfeffer, second by Commissioner Ashley to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AWARDING CONTRACT 2 FOR WASHINGTON SEWER PROJECT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-11**

**A RESOLUTION AWARDING CONTRACT FOR  
WASHINGTON AREA SEWER IMPROVEMENT -Contract 2**

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

- (a) Subject: Washington Area Sewer Improvement
- (b) Advertised: December 8, 2009
- (c) Bid Opening: December 28, 2009

WHEREAS, the following bids were received:

- |     |                                   |               |
|-----|-----------------------------------|---------------|
| (1) | RE Huber Construction, Inc.       | \$ 366,703.00 |
| (2) | Emmitt Caskey Construction        | \$ 492,452.20 |
| (3) | Independent Excavating, Inc.      | \$ 504,803.85 |
| (4) | Cornerstone Concrete Construction | \$ 519,217.00 |
| (5) | Connhurst, LLC                    | \$ 618,424.00 |
| (6) | Distel Construction               | \$ 638,455.80 |
| (7) | Silver Oaks Ventures              | \$ 652,490.00 |
| (8) | Bowan Excavating                  | \$ 717,535.00 |
| (9) | Southern Backhoe, Inc.            | \$ 734,377.00 |

WHEREAS, the City Manager and the City Engineer have recommended acceptance of the bid above as the best bid,

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

- (1) The bid of RE Huber Construction, Inc. in the sum of \$ 366,703.00 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 Litton, second by Commissioner Ashley to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING LEASE ON MAYSVILLE RIVER PARK

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-07**

A 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:  | 2 January 2010                        |
| (c) | Bid Opening: | 11 January 2010                       |

WHEREAS, proposals were received from the following persons:

- 1) Donny Bussell
- 2) William Ross and Sheryl Ross

WHEREAS, the City Manager and the Director of Public Works have recommended acceptance of the first proposal, as the best proposal,

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

(1) The proposal of Donny Bussell 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 Mains, second by Commissioner Pfeffer to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING APPLICATION FOR RECREATIONAL TRAILS GRANT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-07**

**A RESOLUTION AWARDING 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: 2 January 2010
- (c) Bid Opening: 11 January 2010

WHEREAS, proposals were received from the following persons:

- 1) Donny Bussell
- 2) William Ross and Sheryl Ross

WHEREAS, the City Manager and the Director of Public Works have recommended acceptance of the first proposal, as the best proposal,

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

(1) The proposal of Donny Bussell 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 Pfeffer, second by Commissioner Ashley to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING APPLICATION FOR SWIMMING POOL GRANT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
RESOLUTION NO. 10-13**

**A RESOLUTION AUTHORIZING RESERVE AND ASSURANCE  
FOR RECREATIONAL PARK POOL**

WHEREAS, the City of Maysville proposes to develop recreational resources to provide for the health and well being of the general public, and

WHEREAS, the City of Maysville intends to make application to the Department of Local Government for assistance under the Land and Water Conservation Fund Act of 1965, for improvements of the Washington Recreational Park Swimming Pool, and

WHEREAS, the Land and Water Conservation Fund is limited to funding a maximum of fifty percent (50%) of proposed project costs estimated not to exceed \$75,000.00

NOW THEREFORE BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville hold in reserve fifty (50%) of the proposed project costs for the purpose of matching the Land and Water Conservation assistance, and

BE IT FURTHER RESOLVED, that in the event a grant is awarded, the City understands that it will sign assurance to comply with all applicable Federal and State laws, rules and regulations, especially Title VI of the Civil Rights Act and Section 504 of the 1973 Rehabilitation Act.

**Motion** by Commissioner Ashley, second by Commissioner Pfeffer to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION TRANSFERRING FUNDS TO MMCIA

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
RESOLUTION NO. 10-01**

A RESOLUTION TRANSFERRING MONEY TO  
MAYSVILLE- MASON COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, as follows: that an amount of up to \$200,000.00 shall be transferred from the General Fund to the Maysville- Mason County Industrial Development Authority for industrial relocation.

**Motion** by Commissioner Pfeffer, second by Commissioner Mains to adopt the resolution as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

ORDINANCE AMENDING ORDINANCE NO. 09C-14 TO INCREASE CHARGES FOR SEWER SERVICES

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

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Ordinance No. 10C-01**

AN ORDINANCE AMENDING ORDINANCE NO. 09C-14 TO INCREASE CHARGES FOR SEWER SERVICES OF THE MAYSVILLE UTILITY COMMISSION

Summary

This Ordinance amends prior Ordinances to increase all sewer rates by 15% on 1 July 2011; by 15% on 1 July 2012; and 15% on 1 July 2013. This increase is necessary to comply with the court mandated combined Sewer Elimination Project, which will cost approximately \$11,000,000 and to comply with the requirements for an \$11,000,000 loan from Kentucky Infrastructure Authority which requires the increases.

Preamble

WHEREAS, Maysville Utility Commission on November 18, 2009 conducted a public hearing after duly published notice of proposed increases in sewer service charges to provide for necessary operations and maintenance expenses, and for required updates to the system; and

WHEREAS, the evidence presented at said hearing substantiated the necessity for and reasonableness of the proposed increases; and

WHEREAS, the Utility Commission at a special meeting recommended the water and sewer rate increase ordained herein,

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

(1) Ordinance No. **09C-14** ~~07C-04~~ section (1) is amended to read in its entirety as follows:

(A) WATER SERVICE MINIMUM METER CHARGES. Minimum monthly water meter charges are revised as follows:

<u>METER SIZE</u>	<u>MONTHLY WATER METER CHARGE</u>
3/4"	8.09
1"	20.18
1 1/4"	40.38
1 1/2"	60.55
1 3/4"	80.73
2"	92.84
2 1/2"	121.08
3"	161.43
4"	201.82
6"	403.62

(B) Charge for Sanitary Sewer service \$5.19 per 1,000 gallons flat rate fee. The charge for sanitary sewer service will increase by 15% on 1 July 2011 to \$5.97 per 1,000 gallons flat rate fee. The charge for sanitary sewer service shall increase by 15% on 1 July 2012 to \$6.87 per 1,000 gallons flat rate fee. The charge for sanitary sewer service shall increase by 15% on 1 July 2013 to \$7.90 per 1,000 gallons flat rate fee.

(C) Surcharge of 25% of Water Bill to all customers outside the City Limits.

(D) A 25% Surcharge added to all Multi-family Apartment (4 or more) with one master

meter.

(E) The Industrial Recovery Cost shall be added to the above schedule based upon calculated extra cost for treatment on industrial sewage, of not less than \$0.05 per 1,000 gallons.

(F) A penalty of 5% on all bills will be charged if not paid by the 15<sup>th</sup> of the following month.

(G) WATER SERVICE VOLUME CHARGES. Monthly water volume charges are revised as follows:

<u>GALLONS PER MONTH</u>	<u>MONTHLY WATER SERVICE CHARGE PER 1,000 GALLONS</u>
First 1,000 Gallons	
Minimum	8.09
Next 3,000	4.05
Next 6,000	3.45
Next 40,000	2.65
Over 50,000	1.61

(H) MINIMUM VOLUME CHARGES. In the event a special water rate shall be fixed by Maysville Utility Commission for a peculiar or unusual situation not within the scope of its usual experience, and not specifically contemplated herein, no such rate shall be less than 1.40 per 1,000 gallons.

(I) NEGOTIATED WHOLESALE RATES. Contracted water rates in effect for wholesale water customers, including the City of Flemingsburg, Western Lewis-Rectorville Water District, Western Mason Water District, and Buffalo Trail Water Association, Inc., shall be increased 15%. Southern Mason Water District rates shall remain the same pursuant to agreement with Southern Mason Water District for a period of five years from the closing date of acquisition of the Southern Mason System and thereafter shall be the same rates as the City of Maysville.

(J) PRIVATE FIRE PROTECTION CHARGES. Annual private fire protection charges shall continue as follows:

<u>FIRE USE CONNECTIONS</u>	<u>ANNUAL PRIVATE FIRE PROTECTION CHARGES</u>
2 1/2"	\$208.15
4"	285.89
6"	423.78
8"	708.40
10"	1062.60

(K) MULTI-FAMILY APARTMENTS. A twenty-five percent surcharge shall be added to all multi family apartments (four or more) with one master meter.

(L) NO EXCEPTIONS. All metered water must go through rate schedule steps.

(2) PRIOR ORDINANCES. All other service charges, penalties, and other provisions under Code of Ordinances Chapter 150 and of all other Ordinances related to water, sewer and fire protection are hereby ratified, reaffirmed, and continued in force except to the extent in conflict herewith.

**Motion** by Commissioner Mains, second by Commissioner Ashley to adopt the ordinance as presented on second reading. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. Abstain: Commissioner Pfeffer. The motion passes.

#### ADJOURNMENT

**Motion** by Commissioner Litton, second by Commissioner Pfeffer to adjourn. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

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Mayor

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City Clerk