

**MAYSVILLE BOARD OF COMMISSIONERS**  
**Thursday, October 14, 2010; 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, Oct. 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. 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 Wells, and Codes Officer Nicole Jones. Absent: Asst. City Attorney Kelly Caudill. Others present: The Ledger Independent and WFTM.

MINUTES & DEPARTMENT REPORTS

**Motion** by Commissioner Litton, second by Commissioner Ashley to accept the minutes of the Sept. 9, 2010, regular meeting and department reports as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

APPOINTMENTS

The following appointments were presented to the Board of Commissioners: Sherry Rice and Tina Jackson to the Convention and Visitors Bureau, terms to expire Oct. 11, 2013.

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

CITY ENGINEER: REPORT ON OLD WASHINGTON FLOODING

Sam Baker made report on plans for retention ponds; including doubling the volume of the small pond. A hole in the large pond was repaired and the lower inlet removed.

RETIREMENT: PUBLIC WORKS

The following resignation was submitted:

Date: Sept. 30, 2010

City of Maysville, Division of Public Works

I would like to take the opportunity to officially notify The City of Maysville of my retirement on Sept. 17, 2010. I have been employed at The City over the last few years in the Public Works Transit Division.

I would like to thank you for all the great opportunities you have given me as an employee. I take this opportunity to thank the management, and my colleagues for the wonderful experience that I have gained working for The City. I have enjoyed working here and was able to make friends, both professionally and personally.

I will fondly remember my time spent while employed by the City of Maysville.

Sincerely,  
John W. Stahl

**Motion** by Commissioner Ashley, second by Commissioner Litton to accept the retirement letter of John Stahl. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

#### PROMOTIONS: PUBLIC WORKS

The following recommendations were made to the Board of Commissioners:

Date: October 5, 2010  
To: Ramon Young City Manager  
From: Rick Truesdell, Public Works Director  
Re: Full Time Position Opening

Due to the full time position opening in the Department it is my recommendation that Kevin Darnell be promoted to full time status.

**Motion** by Commissioner Pfeffer, second by Commissioner Mains to promote Kevin Darnell to full time status. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

Date: October 5, 2010  
To: Ramon Young City Manager  
From: Rick Truesdell, Public Works Director  
Re: Full Time Position Opening

Due to the full time position opening in the Department it is my recommendation that Ryan Hopkins be promoted to full time status.

**Motion** by Commissioner Pfeffer, second by Commissioner Mains to promote Kevin Darnell to full time status. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

FIRE DEPARTMENT: APPOINTMENT OF NEW OFFICER

The following recommendation was made to the Board of Commissioners:

October 13, 2010

To: Mayor and City Commissioners

I would like to recommend that Glenn Riggs be appointed as a probationary Fire Officer. Glenn has taken and passed all the required testing during the hiring phase. Glenn has been an Emergency Medical Technician for over 3 years and he already has 150 hours of training. Glenn will be taking the paramedic class coming up in January of next year.

Glenn will be a great asset to our fire department.

Respectfully,  
Fire Chief Eric Bach

**Motion** by Commissioner Mains, second by Commissioner Pfeffer to approve the appointment of Glenn Riggs as probationary fire officer. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

POLICE DEPARTMENT: PROMOTION TO LIEUTENANT

The following recommendation was presented to the Board of Commissioners:

To: Mayor and City Commission  
Fr: Ramon M. Young, City Manager  
Re: Rob Corns  
Da: Oct. 12, 2010

During the past two weeks we have completed the process for filling the position of lieutenant on the Maysville Police Department.

The position became available with the promotion of Lisa O'Hearn to the position of assistant chief.

As stated by City Ordinance 90.27 the process included a written test, seniority, performance, and an oral interview.

We are fortunate that we had several qualified candidates for the opposition of lieutenant.

I am recommending that Sgt. Rob Corns be promoted to fill the position of lieutenant effective immediately.

**Motion** by Commissioner Pfeffer, second by Commissioner Litton to promote Rob Corns to lieutenant with the Maysville Police Department. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

#### FEMA LEVEE CERTIFICATION

**Motion** by Commissioner Pfeffer, second by Commissioner Ashley to authorize the city engineer to initiate procurement process for engineering firm to do the FEMA Levee Certification. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

#### RESOLUTION AUTHORIZING MPD EQUITABLE SHARING AGREEMENT & CERTIFICATION

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-64**

**A RESOLUTION AUTHORIZING EQUITABLE SHARING  
AGREEMENT AND CERTIFICATION**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Equitable Sharing Agreement and Certification to the US Department of Justice for the Maysville Police Department.

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

#### RESOLUTION APPROVING ARCHITECT FOR FIRE DEPARTMENT GRANT PROJECT FOR TRAINING FACILITY

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-65**

RESOLUTION APPROVING ARCHITECT FOR FIRE DEPARTMENT TRAINING FACILITY

WHEREAS, the City Engineer and Fire Chief have received proposals on an Architect for the Fire Department Training Facility on Martha Comer Drive and have recommended DS2 Architects;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, the Mayor is hereby authorized and executed into a contract with DS2 Architects for design of the facility, preparation of construction documents, bidding the project, coordinating the construction and providing inspection services for the lump sum price of \$11,400.

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

RESOLUTION ACCEPTING BID FOR DEMOLITION OF 620 GERMANTOWN ROAD

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-66**

RESOLUTION AWARDING BID FOR DEMOLITION OF 620 GERMANTOWN ROAD

WHEREAS, the City of Maysville has received the following bids for demolition of 620 Germantown Road; and

- |     |                              |         |
|-----|------------------------------|---------|
| (1) | Classic Remodeling           | \$3,750 |
| (2) | Independent Excavating, Inc. | \$4,000 |

WHEREAS, the Code Enforcement Officer and Zoning Administrator 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 Classic Remodeling in the sum of \$3,750 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 roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

RESOLUTION ACCEPTING BID FOR DEMOLITION OF 232 E. 5<sup>TH</sup> STREET

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-67**

**RESOLUTION AWARING BID FOR DEMOLITION  
OF 232 EAST FIFTH STREET**

WHEREAS, the City of Maysville has received the following bids for demolition of 232 East Fifth Street:

(1)	Classic Remodeling	\$3,850
(2)	Wind Ridge Construction, LLC	\$3,995

WHEREAS, the Code Enforcement Officer and Zoning Administrator 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 Classic Remodeling in the sum of \$3,850 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 roll, voting is as follows: Voting aye: Commissioner

Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING AGREEMENT WITH KENTUCKY CHANGERS

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-68**

**A RESOLUTION AUTHORIZING AGREEMENT WITH  
KENTUCKY CHANGERS**

WHEREAS, the Kentucky Changers are planning a project in Maysville, Kentucky for July 2, 2011 until July 9, 2011 which will include repairs to city property;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Kentucky Changers Project Agreement which states the City will be responsible for preparing specifications of what is needed, obtaining the supplies, and maintaining the accounting records of the project.

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

RESOLUTION AUTHORIZING LETTER OF SUPPORT FOR PAULA NYE MEMORIAL  
EDUCATION GRANT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-69**

**RESOLUTION AUTHORIZING LETTER OF SUPPORT FOR  
PAULA NYE MEMORIAL EDUCATION GRANT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a letter of support to Buffalo Trace Area Development District for their grant application to the Paula Nye Memorial Education Grant for bicyclist and pedestrian education.

**Motion** by Commissioner Pfeffer, second by Commissioner Mains to adopt the

resolution as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

RESOLUTION APPROVING EXECUTION OF PURCHASE AGREEMENT OF TRACK HOE

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-70**

**A RESOLUTION AUTHORIZING PURCHASE  
OF TRACK HOE**

WHEREAS, the City previously received proposals on renting track hoes for use on the Washington Sewer Project; and

WHEREAS, the City entered into a Lease Agreement with Wilson Equipment Company to lease a track hoe for the sum of \$3,500 per month; and

WHEREAS, the lease contained an option to purchase; and

WHEREAS, it has been determined that the rental amount for the time needed to finish the Washington Sewer Project will be greater than the cost to exercise the purchase option;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville purchase the LinkBelt Track Hoe it is currently using from Wilson Equipment Company for \$41, 962.50.

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

RESOLUTION APPROVING APPLICATION FOR LITTER ABATEMENT GRANT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 10-71**

RESOLUTION TO APPLY FOR LITTER ABATEMENT GRANT FUNDING

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to sign a City Request and Agreement for Litter Abatement Grant Funding to apply for a Litter Abatement Grant from Commonwealth of Kentucky Environmental and Public Protection Cabinet.

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

#### ORDINANCE AMENDING CHAPTER 234: ALARM SYSTEMS

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

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Ordinance No. 10C-13**

AN ORDINANCE AMENDING CODE OF ORDINANCES  
SECTION §153.02 AND §153.03

Summary

This Ordinance amends Code of Ordinances Section §153.02 to add activation of alarm systems which result in the police department being summoned to the definition of unnecessary alarms. This Ordinance amends section §153.03 to add that each provider or user of an alarm system shall furnish to the Fire Chief or Chief of Police a valid list of authorized personnel, which lists will be updated upon any change in contact.

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

#### ORDINANCE REPEALING CODE OF ORDINANCES SECTION 192.07

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

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

AN ORDINANCE AMENDING CODE OF ORDINANCES  
SECTION §153.02 AND §153.03

Summary

This Ordinance amends Code of Ordinances Section §153.02 to add activation of alarm systems which result in the police department being summoned to the definition of unnecessary alarms. The Code of Ordinances amends section §153.03 to add that each provider or user of an alarm system shall furnish to the Fire Chief or Chief of Police a valid list of authorized personnel, which lists will be updated upon any change in contact.

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

SET DATE FOR NOVEMBER MEETING

**Motion** by Commissioner Litton, second by Commissioner Ashley to hold a special meeting Thursday, Nov. 18, 2010 at 5:15 p.m. in lieu of the November regular meeting. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

CLOSED SESSION

**Motion** by Commissioner Litton, second by Commissioner Ashley to go into closed session to discuss possible or pending litigation pursuant to KRS 61.810(1)(c). Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

OPEN SESSION

**Motion** by Commissioner Mains, second by Commissioner Pfeffer to return to open session. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

No action was taken.

ADJOURNMENT

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

---

Mayor

---

City Clerk