

MAYSVILLE BOARD OF COMMISSIONERS

Thursday, 14 November 2013

REGULAR MEETING

Maysville Municipal Building

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, Nov. 14, 2013 at 5:15 p.m. at the Maysville Municipal Building. Present: Commissioner Victor McKay, Commissioner Kelly Ashley, Commissioner Judy Pfeffer, Commissioner Rick Litton 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, Asst. Police Chief Lisa O'Hearn, Asst. Comptroller/HR Director Karen Cracraft, Utility Manager Eddie Wenz, Tourism Director Suzie Pratt, Street Superintendent Dennis Truesdell, Zoning Administrator Matt Wallingford, Building Official Wells, and Asst. City Attorney Kelly Caudill. Absent: Codes Officer Nicole Jones and Fire Chief Eric Bach. Others present: The Ledger Independent and WFTM.

MINUTES AND DEPARTMENT REPORTS

Motion by Commissioner Pfeffer, second by Commissioner Litton to approve the minutes from the Oct. 10, 2013 meeting and department reports as submitted. Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

PRESENTATION: MAYSVILLE WORKCAMP

Not for profit non-denominational group of teens and pre-teens who help homeowners do exterior repairs to their homes. The group will be in Maysville next June and is seeking donations and applications for home repairs.

APPOINTMENTS AND REAPPOINTMENTS

The Mayor made the following recommendations:

Brd. of Architectural Review, exp. 12/31/16; Ken Pickrell, Gay Kleier, Don Buckley

Cemetery Advisory Board, exp. 12/31/16; Bob Hendrickson, Kirk Clarke
Renaissance Board, exp. 12/31/17; Cathryn Calloway, Tina Curtis, Robert Roe
BTADD Board of Directors, exp. 12/31/16; John Estill

Motion by Commissioner Litton, second by Commissioner Ashley to approve the reappointments as recommended by Mayor Cartmell. Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

PROMOTION: POLICE DEPARTMENT

The following recommendation was presented to the Board of Commissioners:

Date: November 11, 2013
From: Ronald J. Rice
Subject: Appointment of Recruit Officer
To: Honorable Mayor and Commissioners

I respectfully request the appointment-transfer of Telecommunicator Jonathan H. Hughes from the E-911 Dispatch Center to that of Probationary Police Officer.

Jonathan has satisfactorily completed all phases of both the City of Maysville and the Department of Criminal Justice Training hiring standards. Over the past twenty-four months, Jonathan has excelled as a dispatcher; therefore I can only anticipate him continuing to doing well as a police officer.

Respectfully,
Ronald J. Rice
Chief of Police

Motion by Commissioner Ashley, second by Commissioner Pfeffer to approve the promotion of Jonathan Hughes as recommended by Chief Rice. Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO AGREEMENT WITH STRAND ENGINEERS

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-66**

RESOLUTION AUTHORIZING MAYOR TO ENTER INTO AGREEMENT WITH STRAND ENGINEERS

WHEREAS, the City is working on obtaining funding through the Economic Development Administration to construct a new Water Tank in the Industrial Park,

NOW THEREFORE, BE IT RESOLVED, by the City of Maysville, Kentucky that the Mayor is hereby authorized and directed to execute the contract between Strand Engineers and the City of Maysville, Kentucky and that city staff are authorized to begin planning and obtaining funding for the water tank project.

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

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

RESOLUTION AWARDING BID FOR DEMOLITION OF 715 LIMESTONE TERRACE

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-67**

**RESOLUTION AWARDING BID FOR DEMOLITION
OF 715 LIMESTONE TERRACE**

WHEREAS, the City of Maysville has received the following bids for demolition of 715 Limestone Terrace Maysville, Kentucky:

(1)	M&M Construction Services, LLC	\$3,225
(2)	Wind Ridge Construction, LLC	\$5,000

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 M&M Construction Services, LLC in the sum of \$3,225 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 McKay to adopt the resolution as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTORIZING LEASE OF FIRST CHRISTIAN CHURCH PARKING LOT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-68**

RESOLUTION AUTHORIZING LEASE OF
FIRST CHRISTIAN CHURCH PARKING LOT

BE IT RESOLVED BY THE City of Maysville, Kentucky that the Mayor is hereby authorized and directed to execute a lease with First Christian Church for the parking lot behind the church for use of Maysville Community and Technical students and faculty attending classes and school functions at the Cox building in consideration of the City paving the parking lot.

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

RESOLUTION RE: WORK READY COMMUNITY

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-69**

Resolution Re: Work Ready Community

WHEREAS, a productive, competitively skilled, and healthy workforce is necessary for the quality of life in our community; and

WHEREAS, the economic future and strength of Maysville lies in the quality of education and related services provided to children so they are ready to learn and attain the core fundamental skills during their years in school, so they are prepared for postsecondary education and/or the world of work; and

WHEREAS, the City of Maysville has a fundamental interest in the quality of education provided in our city it is an essential element in drawing new business, building a stronger and competitive workforce, and either retaining or attracting new residents; and

WHEREAS, the City of Maysville will support the Work Ready Community in its dedication to working with citizens, public and private business to enhance our community through the Work Ready Community projects and programs; and

WHEREAS, the City of Maysville understands the need for a nexus between education, related social services, and other related areas of responsibility are key components to ensure schools have the support, experiences, and environments appropriate to encourage and support learning; and

WHEREAS, the Work Ready Community committee is positioned to forge a common vision for educational excellence; establish collaborative groups and task forces focused on specific education issues; expand services to students/businesses when needed; develop creative partnerships in the best interests of teaching and learning; and

WHEREAS, The City of Maysville will encourage area businesses to use and acknowledge the National Career Readiness Certification in their hiring practices; and

NOW THEREFORE, BE IT RESOLVED by The City of Maysville that it supports a wide range of options for the Work Ready Community and involvement in education including:

- Support programs to assist teachers and other educational professionals,
- Support policies and practices in city government to encourage tutoring, mentoring, and other volunteer work with students,
- Encourage business partnerships with schools,
- Support creating options for alternative learning opportunities and settings directed towards at-risk students,
- Support recognition programs for educators/students,
- Support the creation of summer and during the school-year jobs, and internships and work experience opportunities linked to academic and career skill building, and
- Support and encourage the National Career Readiness Certification in hiring practices for the Work Ready project,
- Supports leadership and involvement in education that makes a positive difference in the quality of teaching and learning in the Maysville and Mason County schools,
- Supports policy recommendations of the Work Ready Community committee to provide support for setting higher educational standards for students,
- Supports the Work Ready Community committee and schools development of a more effective approach to student retention in drop-out prevention programs – beginning in primary grades and continuing through high school, and strategies which extend to students who have already dropped out to reconnect them with schools, training and jobs,
- Incorporate where practical the National Career Readiness Certification in the hiring practices for the City of Maysville.

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

RESOLUTION AUTHORIZING ELECTRICAL INSPECTOR CONTRACTS

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-70**

RESOLUTION AUTHORIZING ELECTRICAL INSPECTORS CONTRACTS

WHEREAS, on July 11, 2013, the City of Maysville ordered that Brack Eugene Conley, Robert Scott, and Larry Rice be allowed to do electrical inspections in the City of Maysville for a term expired June 30, 2015,

NOW THEREFORE, BE IT RESOLVED BY THE City of Maysville, Kentucky that the Mayor is hereby authorized and directed to execute electrical inspector contracts with Brack Eugene Conley, Robert Scott, and Larry Rice.

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

RESOLUTION AUTHORIZING LEASE FOR DEPARTMENT OF CORRECTIONS BUILDING

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-71**

A RESOLUTION AUTHORIZING
LEASE MODIFICATION AGREEMENT WITH COMMONWEALTH OF KENTUCKY

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a Lease Agreement Modification with the Commonwealth of Kentucky for the Department of Corrections, 101 East Second Street, Maysville, Kentucky.

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

RESOLUTION AUTHORIZING CERTIFICATE OF COMPLIANCE WITH FEDERAL TRANSIT DRUG POLICY

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-72**

**RESOLUTION AUTHORIZING
FEDERAL TRANSIT CERTIFICATION OF COMPLIANCE**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Certification of Compliance with Federal Transit Administration Regulations on the Prevention of Alcohol and Prohibited Drug Misuse in Transit Operation.

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

RESOLUTION AWARDING BID FOR CONFERENCE CENTER TUCK POINTING

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-73**

**RESOLUTION AWARDING BID FOR
MAYSVILLE CONFERENCE CENTER**

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

- A. Tuck Point, Brick Repair and Replacement Contract for Maysville Conference Center
- B. Advertised: October 18, 2013 and October 25, 2013
- C. Bid opening: November 4, 2013

WHEREAS, the following bids were received:

- | | |
|------------------------------------|----------|
| 1. Boles Brothers, LLP | \$12,500 |
| 2. Stone and Granite | 15,200 |
| 3. Quality Builders | 15,600 |
| 4. Dollar bill Construction | 19,000 |
| 5. Bates Building Maintenance Inc. | 29,112 |

WHEREAS, the Projects Coordinator and City Manager have recommended the 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 Boles Brothers, LLP in the sum of \$12,500 for the subject contract described above is hereby accepted on behalf of the City of Maysville.
2. The Mayor is hereby authorized and directed 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 Ashley, second by Commissioner Pfeffer to adopt the resolution as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING ANNUAL LETTER OF COMMITMENT FOR KENTUCKY MAINSTREET PROGRAM

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 13-74**

**A RESOLUTION AUTHORIZING
ANNUAL LETTER OF COMMITMENT FOR THE KENTUCKY MAIN STREET
PROGRAM**

WHEREAS, the City of Maysville, Kentucky, realizes the importance of participating in the Kentucky Main Street 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 recertification by the Kentucky Main Street Program.

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

ORDINANCE AMENDING CODE OF ORDINANCES 231.03 RE: MALT BEVERAGE LICENSES

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

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 13-33**

AN ORDINANCE AMENDING CODE OF ORDINANCES SECTION 231.03 RE: FEES FOR HOLDERS OF MALT PACKAGE AND MALT DRINK LICENSES

Summary

This Ordinance amends Code of Ordinances §231.03 to allow the holder of a non-quota retail malt beverage package license to obtain a non-quota type 4 malt beverage drink license for a fee of \$50 and to allow the holder of a non-quota type 4 malt beverage drink license to acquire a non-quota retail malt beverage package license for a fee of \$50.

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

SET DATE FOR SPECIAL MEETING

The Board of Commissioners agreed to meet at 12:15 p.m. on Thursday, Nov. 25, 2013.

PROMOTION: PUBLIC WORKS DEPARTMENT

Date: October 31, 2013
To: Honorable Mayor and City Commissioners
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 Tyler Irwin be promoted to full time status. Effective November 14, 2013.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to approve the promotion of Tyler Irwin as recommended. Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING CODE OF ORDINANCES CHAPTER 111

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

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 13-_____**

**AN ORDINANCE AMENDING CODE OF ORDINANCES SECTION 111.02
TO DELETE THE PROVISIONS FOR 40 HOURS OF
VACATION AT 9 MONTHS**

Summary

This Ordinance amends Code of Ordinances §111.02 to delete the provisions for 40 hours of vacation at 9 months.

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

ORDINANCE AMENDING CODE OF ORDINANCE 111.03, .04, .05

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

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 13-_____**

**AN ORDINANCE AMENDING CODE OF ORDINANCES
SECTION 111.03,111.04, AND111.05**

Summary

This Ordinance amends Code of Ordinances §111.03, §111.04, and §111.05 to delete vacation pay at separation, state vacation shall be taken in the year the vacation time is applied, and to delete the reference to nine months.

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

CLOSED SESSION

Motion by Commissioner Litton, second by Commissioner Ashley to go into closed session pursuant to KRS 61.810(1)(b). Upon call of roll, voting is as follows: Voting aye: Commissioner Litton, Commissioner Ashley, Commissioner Pfeffer, Commissioner McKay and Mayor Cartmell, Motion passes.

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

No action was taken.

ADJOURNMENT

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

MAYOR

CITY CLERK