

Maysville City Commission
Thursday, May 13, 2010, 5:15 p.m.
REGULAR MEETING

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, May 13, 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, Asst. Fire Chief Jeff Brammer, 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, 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 Pfeffer to approve the minutes from April 8, 2010 regular meeting and the April department reports. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

APPOINTMENTS & REAPPOINTMENTS

The Mayor made the following recommendations:

Bob Drake to the Fleming-Mason Airport Board, term to expire 5/31/14
Joe Brannen to fill the unexpired term of Bob Hall on the Maysville-Mason County Joint Planning Commissioner, expires 7/31/12

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

RESIGNATION OF POLICE OFFICER

The following memo was submitted:

To: Honorable Mayor and City Commission
Fr: Chief James K. Butcher
Re: Resignation
Da: May 6, 2010

I have accepted with regret the resignation of Officer Jeffery Hord effective June 4, 2010. Jeff has been with the Department for eight years and has served the citizens of Maysville in a professional manner during that time. I would like to thank Jeff for his service and wish him the best as he pursues other opportunities in his career.

Respectfully,

James K. Butcher
Chief of Police

Motion by Commissioner Mains, second by Commissioner Pfeffer to accept the resignation of Police Officer Jeffery Hord. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

APPOINTMENT OF DISPATCHER

The following was submitted to the Board of Commissioners:

May 11, 2010

Honorable Mayor and City Commission

I would like to request the employment of a dispatcher for the Maysville Police Department 911 dispatch center. I would like to recommend the following individual for that position.

Robin M. Geagley

Robin has successfully completed the pre-employment requirements for the Department of Criminal Justice Training.

Respectfully,
James K. Butcher
Chief of Police

Motion by Commissioner Pfeffer, second by Commissioner Litton to appoint Robin M. Geagley to the position of dispatcher. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

SALE OF SURPLUS POLICE DEPARTMENT PROPERTY

Motion by Commissioner Pfeffer, second by Commissioner Mains to approve sale of surplus police department property. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

RESOLUTION TO REJECT CONTRACT FOR WASHINGTON AREA SEWER IMPROVEMENTS: CONTRACT 2

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-31**

RESOLUTION TO REJECT CONTRACT FOR WASHINGTON AREA SEWER
IMPROVEMENTS-CONTRACT II

WHEREAS, the City of Maysville on January 14, 2010 awarded Contract II for Washington Area Sewer Improvement to R. E. Huber Construction, Inc. in the sum of \$366,703; and

WHEREAS, R.E. Huber Construction, Inc. is unable to fulfill the contract;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the bid of R. E. Huber Construction, Inc. in the sum of \$366,703 for the Washington Area Sewer Improvement Contract II is hereby rejected on behalf of the City of Maysville.

Motion by Commissioner Mains, 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 CONTRACT FOR WASHINGTON AREA SEWER
PROJECT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-32**

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: April 9, 2010
- (c) Bid Opening: April 20, 2010

WHEREAS, the following bids were received:

- (1) Cornerstone Concrete Construction, Inc. \$ 430,787.75
- (2) Distel Construction \$ 436,324.00
- (3) Engineers Estimate \$ 475,000.75

(4)	Independent Excavating	\$ 481,373.75
(5)	Emmitt Caskey Construction	\$ 542,676.25
(6)	Kenney, Inc.	\$ 587,143.50

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 Cornerstone Concrete Construction, Inc in the sum of \$430,787.75 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 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 DEMOLITION OF 124 LEE STREET

The following resolution was presented to the Board of Commissioners:

**1 COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-33**

**RESOLUTION AWARDDING CONTRACT FOR
DEMOLITION OF 214 LEE STREET PROPERTY**

WHEREAS, the City of Maysville previously purchased the property known as 214 Lee Street; and

WHEREAS, it is in the interest of the City of Maysville to demolish the house located on the property so the lot may be used by the City; and

WHEREAS, the following proposals were received:

- | | | |
|----|------------------------------|---------|
| 1) | Wind Ridge Construction, LLC | \$5,775 |
| 2) | Classic Remodeling | \$5,800 |

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed forthwith to execute all contractual documents necessary and appropriate to effectuate acceptance of the demolition proposal of Wind Ridge Construction, LLC to demolish 214 Lee Street, Maysville, Kentucky for \$5,775.

Motion by Commissioner Mains, second by Commissioner Ashley for discussion.

Commissioner Mains questioned why the cost to demolition 214 Lee St. is so much higher than other residential demolitions. City Engineer Baker explained that the house has asbestos siding, which must be removed by hand and bagged. Commissioners said they would like to rebid the project to see if a lower bid could be had.

Upon call of roll, voting is as follows: Voting aye: none. Voting naye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion fails.

RESOLUTION ACCEPTING 1101 FOREST AVENUE

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-34**

RESOLUTION ACCEPTING 1101 FOREST AVENUE

WHEREAS, Antique Beams and Boards, LLC wants to donate the property known as 1101 Forest Avenue, Maysville, Kentucky to the City of Maysville; and

WHEREAS, the City desires to accept the property;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute and deliver the consideration statement in the deed of conveyance and any other necessary documents to effectuate the transfer of the property known as 1101 Forest Avenue, Maysville, Kentucky to the City of Maysville for no monetary consideration, subject to inspection of the property by the City Engineer and satisfactory title examination.

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 AUTHORIZING ACCEPTANCE FOR PURCHASE OF SALT

The following resolution was presented to the Board of Commissioners:

**1 COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-35**

RESOLUTION AUTHORIZING ACCEPTANCE OF SALT BID

WHEREAS, the Buffalo Trace Road Commission has advertised for bids for salt for members; and

WHEREAS, the City of Maysville wants to award the bid; and

WHEREAS, the bid of North American Salt was rejected by Buffalo Trace Road Commission because of a requirement to purchase 80% of the base bid from that company; and

WHEREAS, the following bids were received:

	<u>Price Per Ton</u> <u>Seasonal</u>		<u>Price Per Ton</u> <u>Non-Seasonal</u>	
	<u>FOB</u>	<u>YARD</u>	<u>FOB</u>	<u>YARD</u>
Central Salt	\$67.88	\$57.88	\$67.88	57.88

2)	Morton Salt	76.42	72.00	76.42	72.00
3)	Detroit Salt	71.85	65.00	71.85	65.00

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

- (1) The bid of Central Salt in the sum of \$67.88 per ton per seasonal FOB; \$57.88 per ton per seasonal Yard; \$67.88 per ton non-seasonal FOB; and \$57.88 per ton non-seasonal Yard for rock salt 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 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 AUTHORIZING LOAN TO MAYSVILLE UTILITY COMMISSION

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-36**

RESOLUTION AUTHORIZING LOAN TO MAYSVILLE UTILITY COMMISSION

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City loan to Maysville Utility Commission the sum of \$50,000 upon such terms as approved by the City Comptroller.

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.

RESOLUTION AUTHORIZING BID FOR DEMOLITION OF 36 E. 5TH ST.

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-37**

**RESOLUTION AWARDING BID FOR DEMOLITION
OF 36 EAST FIFTH STREET**

WHEREAS, the City of Maysville has received the following bids for demolition of 36 East Fifth Street; and

- | | | |
|-----|------------------------------|---------|
| (1) | Wind Ridge Construction, LLC | \$4,000 |
| (2) | Classic Remodeling | \$4,200 |
| (3) | Bradford Towing | \$6,200 |

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 Wind Ridge Construction, LLC in the sum of \$4,000 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 BID FOR DEMOLITION OF 728 BANK ST.

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-38**

RESOLUTION AWARDING BID FOR DEMOLITION
OF 728 BANK STREET

WHEREAS, the City of Maysville has received the following bids for demolition of 728 Bank Street; and

- | | | |
|-----|------------------------------|---------|
| (1) | Classic Remodeling | \$2,000 |
| (2) | Wind Ridge Construction, LLC | \$2,499 |

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 \$2,000 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 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 AUTHORIZING BID FOR DEMOLITION OF 329 E. 4TH ST.

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-39**

RESOLUTION AWARDING BID FOR DEMOLITION
OF 329 E. FOURTH STREET

WHEREAS, the City of Maysville has received the following bids for demolition of 329 E. Fourth Street; and

- | | | |
|-----|------------------------------|---------|
| (1) | Classic Remodeling | \$4,400 |
| (2) | Wind Ridge Construction, LLC | \$4,800 |
| (3) | Bradford Towing | \$5,600 |

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 \$4,400 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 Ashley, 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 POLICE MOBILE DATA TERMINALS

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-40**

A RESOLUTION AUTHORIZING LETTER OF SUPPORT FOR
POLICE MOBILE DATA TERMINALS GRANT

WHEREAS, the Mason County Fiscal Court is eligible to apply for grant money to purchase mobile data terminals for police cruisers,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute and deliver a letter of support to Kentucky Office of Homeland Security for a grant for mobile data terminals.

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.

SET DATE FOR SPECIAL MEETING

A special meeting to include a budget workshop will be held at noon, Thursday, May 27, 2010.

CLOSED SESSION

Motion by Commissioner Litton, second by Commissioner Ashley to go into closed session pursuant to KRS 61.810(1)(d) to discuss personnel. 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.

ADJOURNMENT

Motion by Commissioner Pfeffer, second by Commissioner Litton 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.