

MAYSVILLE BOARD OF COMMISSIONERS
Thursday, Sept. 9, 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, Sept. 9, 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 Ron Rice, 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, Codes Officer Nicole Jones and Asst. City Attorney Kelly Caudill. Absent: Building Official Wells. Others present: The Ledger Independent and WFTM.

MINUTES OF 8/12/10 MEETING & DEPARTMENT REPORTS

Motion by Commissioner Pfeffer, second by Commissioner Mains to approve the minutes of the August 12, 2010 regular meeting and 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

Motion by Commissioner Litton, second by Commissioner Ashley to appoint Bill Boggs to the Buffalo Trace/Gateway Narcotics Task Force Executive Board. Upon call of roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell, Motion passes.

PUBLIC COMMENT

A number of Forest Avenue residents attended the meeting to express their concerns about the state highway department removing a number of traffic lights on Forrest Avenue. Resident Sally Teegarden presented the Board of Commissioners with a petition with 148 signatures of residents in opposition.

City Manager Young told the residents that the city would support them and express to the state their opposition.

FEMA FLOODWALL CERTIFICATION

Howerton Engineering gave a presentation regarding what is involved in the new FEMA floodwall certification program. Certification will be necessary to prevent homeowners from having to get flood insurance.

WASHINGTON FLOODING

Residents and shopkeepers were updated on steps being taken to address flooding issues in Old Washington.

RESIGNATION OF FIRE OFFICER

2010 AUG 31

Mayor Cartmell, City Commission, and respected others:

I, Walter E. Teegarden, Fire Officer of the Maysville Fire Dept. ask for acceptance of my resignation, this 31st day of August 2010. It has been a pleasure serving the community of Maysville and an honor to work for and with the men of the Fire Dept. Again, thank you for the opportunity that was given to me during my service at the Fire Dept..

Respectfully,
Walter E. Teegarden

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

RECOMMENDATION FOR PROMOTION

Memorandum

To: Mayor and City Commission
Fr: Ramon M. Young, City Manager
Re: Asst. Police Chief
Da: Sept. 7, 2010

With the promotion of Ron Rice to the position of Chief, the Maysville Police Department was left with a vacancy at the Asst. Police Chief position.

In accordance with City policy, a test was given, interviews conducted and performance evaluations tabulated.

The person to come out on top was Lt. Lisa O'Hearn.

Lt. O'Hearn has been with the department since April 5, 1993. During her tenure, she has served as a DARE instructor, communication supervisor, and is a certified T.A.C. officer.

She was promoted to the rank of sergeant on March 12, 2005 and to the rank of lieutenant on Jan. 14, 2006.

Lt. O'Hearn has excelled in every task assigned to her, and I feel that she is more than qualified to become our next assistant chief.

It is my recommendation that Lt. Lisa O'Hearn be promoted to the position of Asst. Police Chief of Maysville Police Department.

RESOLUTION AWARDING CONTRACT FOR POLICE VEHICLES

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-59**

RESOLUTION AWARDING CONTRACT FOR POLICE VEHICLES

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

	(a) Subject:	Police Vehicles
(b) Advertised:	July 31, 2010	
(c) Bid Opening:	August 12, 2010	

WHEREAS, the following bid was received:

Government Fleet Sales

(1) 2007 Crown
Victoria, 4400 miles

\$13,160

(2) 2007 Crown
Victoria, 5300 miles

\$13,160

(3) 2008 Crown
Victoria, 68,000 miles

\$10,160

WHEREAS, the City Manager and the Police Chief have recommended acceptance of numbers one and two and rejection of number three because of the number of miles on the vehicle,

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

(1) The bid of Government Fleet Sales in the sum of \$26,320 for the subject contract described above is hereby accepted on behalf of the City of Maysville. The bid of Government Fleet Sales for the 2008 Crown Victoria is rejected.

(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 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 SUPPORTING HOSPICE OF HOPE

The following resolution was presented to the Board of Commissioners:

**2COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-60**

RESOLUTION SUPPORTING ASSISTED LIVING FACILITY

WHEREAS, the City of Maysville recognizes there is a great need in Maysville for an assisted living facility; and

WHEREAS, Hospice of Hope, Inc. has been providing much needed services in the City of Maysville for several years and has proven its ability to meet the needs of the citizens of Maysville;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE KENTUCKY, that the Mayor is hereby authorized, and directed to execute on behalf of the City of Maysville a letter of support to Rural Development in support of the Hospice of Hope, Inc. Assisted Living Project in the City of Maysville which would provide a much needed service in the community and also create jobs for the community

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

RESOLUTION AUTHORIZING LETTER TO DLG

The following resolution was presented to the Board of Commissioners:

**3COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-61**

**RESOLUTION AUTHORIZING \$100,000 IN FUNDS
FOR ASSISTED LIVING FACILITY**

WHEREAS, the City of Maysville recognizes there is a great need in Maysville for an assisted living facility; and

WHEREAS, Hospice of Hope, Inc. is planning an assisted living facility to be located in the City of Maysville which will provide both a needed service in the community and also create jobs for the community;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE KENTUCKY, that the City of Maysville hereby commits \$100,000 in funds for the assisted living project and the Mayor is hereby authorized, and directed to execute on behalf of the City of Maysville a letter to the Department for Local Government stating that \$100,000 in funds has been committed to 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 TRANSFERRING FUNDS TO RLF

The following resolution was presented to the Board of Commissioners:

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**4COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-62**

RESOLUTION RE: TRANSFER OF FUNDS

BE IT RESOLVED BY THE CITY OF MAYSVILLE KENTUCKY, that \$100,000 be transferred from the General Fund to the Buffalo Trace Revolving Loan Fund for future projects.

Motion by Commissioner Litton, 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 RE: STREET LIGHTS

The following resolution was presented to the Board of Commissioners:

**5COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 10-63**

RESOLUTION RE: STREET LIGHTS

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized, empowered, and directed to execute, on behalf of the City of Maysville, a contract for electric service with the Kentucky Utilities Company covering the furnishing of the following street lighting service, at rates for this type of service as approved by the Public Service Commission of Kentucky. Matt Wallingford, Zoning Administrator of the City of Maysville is hereby authorized and empowered to make changes to the street lighting service on behalf of the City of Maysville.

Install/ Remove the following lights:

Install Remove	or	Number	Lumens	Incandescent Mercury Vapor High Pressure Sodium	Standard Ornamental, Acorn, Colonial, Contemporary
Install		1	9,500	High Pressure Sodium 1615 Martha Ann Dr.	Standard
Install		1	9,500	High Pressure Sodium	Standard

699 Joyce Ann Circle

Remove	1	4,000	High Pressure Sodium 699 Joyce Ann Circle	Standard
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With the above changes, street lighting in the City of Maysville, Ky. will consist of:

Number	Lumens	Incandescent Mercury Vapor High Pressure Sodium	Standard Ornamental, Acorn, Colonial, Contemporary
639	4,000	High Pressure Sodium	Standard
27	4,000	High Pressure Sodium	Ornamental
11	5,800	High Pressure Sodium	Standard
33	7,000	Mercury Vapor	Standard
219	9,500	High Pressure Sodium	Standard
66	9,500	High Pressure Sodium	Ornamental
24	10,000	Mercury Vapor	Ornamental
1	10,000	Mercury Vapor	Standard
1	20,000	Mercury Vapor	Standard
48	20,000	Mercury Vapor	Ornamental
53	22,000	High Pressure Sodium	Standard
27	22,000	High Pressure Sodium	Ornamental
2	22,000	HPS Gov.st @ Police Station	Contemporary
36	50,000	High Pressure Sodium	Ornamental
12	5,800	HPS in Old Washington	Contemporary

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.

ORDINANCE REPEALING CODE OF ORDINANCES Section 192.07

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 10C-12**

AN ORDINANCE REPEALING CODE OF ORDINANCES SECTION 192.07

Summary

This Ordinance repeals Code of Ordinances Section 192.07 which states owners of motor vehicles are deemed to give implied consent for removal and disposition of vehicles.

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

1. Code of Ordinances Section §192.07 is hereby repealed in its entirety as follows:

~~§ 192.07 IMPLIED CONSENT.~~

~~—The owner of any motor vehicle or parts thereof, stored in violation of this chapter shall be deemed to have given his or her consent to removal and disposition of same as hereinafter provided.~~

Motion by Commissioner Mains, second by Commissioner Pfeffer to pass the ordinance 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.

ADJOURNMENT

Motion by Commissioner Pfeffer, second by Commissioner Ashley 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