MAYSVILLE BOARD OF COMMISSIONERS

Thursday, 14 April 2016; 5:15 p.m. Maysville Municipal Building

PUBLIC HEARING

Mayor opened public hearing regarding Green Tokai bond reissue. Commissioner Pfeffer asked if there would be any cost to the City and if the bonds were on the original building. City Attorney Brammer said there would not any cost and that the bonds were on construction of the plant. The press asked what year the bonds were issued, and Assistant City Manager Wallingford said 1994. With no further questions, the Mayor closed the hearing.

REGULAR MEETING

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, April 14, 2016 at 5:15 p.m. at the Maysville Municipal Building. Present: Commissioner Judy Pfeffer, Commissioner Kelly Ashley, Commissioner Robert Boone, Commissioner Victor McKay, and Mayor David Cartmell. Also present: City Manager Ray Young, Asst. City Manager/Zoning Administrator Matt Wallingford, City Clerk Lisa Dunbar, City Attorney Sue Brammer, Comptroller Penny Stanfield, Projects Coordinator David Hord, Police Chief Ron Rice, Fire Chief Kevin Doyle, Asst. Comptroller/HR Director Karen Cracraft, Utility Manager Eddie Wenz, Tourism Director Suzie Pratt, Public Works Director Rick Truesdell, Building Official Wells, and Codes Officer Nicole Jones, and Asst. City Attorney Kelly Caudill. Others present: The Ledger Independent, The Maysville Mercury, and WFTM.

MINUTES & REPORTS

Motion by Commissioner Ashley, second by Commissioner Pfeffer to approve the minutes of the March 10, 2016 meeting and department reports as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

PUBLIC COMMENT

Gene Mora addressed the Board of Commissioners regarding an autobody shop on Buckner Street, which produces fumes that he said are affecting the health of his family. James Dixon also complained of the smell. Commissioner Boone said he has been working hard on the issue, but the EPA in Frankfort investigated and said the business was exempt to continue working as it has. He said there's nothing else the City can do and suggested the men contact an attorney to look into a civil suit.

WALD PARK

Josh Owens addressed the Board of Commissioners regarding the renovation of Wald Park and start of baseball and softball leagues. Owens said that a non-profit has been formed to oversee the park and \$580,000 is projected for the project; \$350,000 in pledges has already been

obtained. The group is seeking \$20,000 from the City. The Board of Commissioners will consider the request during budget discussions.

APPOINTMENTS & REAPPOINTMENTS

The Mayor made the following recommendations for appointment to fill the terms of Jerry and Elizabeth Andrews on the Board of Adjustments:

David Irwin and Barbara Goldman, terms to expire 7/31/16

Motion by Commissioner Pfeffer, second by Commissioner Ashley to approve the appointments of David Irwin and Barbara Goldman to the Board of Adjustments. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESIGNATION: FIRE DEPARTMENT

See Attachment A

Motion by Commissioner Pfeffer, second by Commissioner Boone to accept the resignation of Blake Lewis from the Maysville Fire Department. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESIGNATION: COMMUNICATIONS

See Attachment B

Motion by Commissioner Boone, second by Commissioner Ashley to accept the resignation of Caleb W. Lyons from the Communications Department. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESIGNATIONS: PUBLIC WORKS

See Attachments C and D

Motion by Commissioner Pfeffer, second by Commissioner Ashley to accept the resignations of Chris Boyd and Jenny O'Hearn from the Public Works Department. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

LETTER OF POLICE ACCREDITATION

See Attachment E

REQUEST: BLOCK PARTY

Libby , of $1003 ext{ E. } 6^{th}$ Street, asked that the street be blocked in order to have a party for the neighborhood children on June 8, 4-10 p.m. City Manager Young and Chief Rice agreed to do so.

DISCUSSION: ENERGY PROGRAM

Greg Copley from UK Applied Energy Research, addressed the Board of Commissioners regarding participation in an energy program. Copley said he would send out an RFP and interested companies would do surveys and proposals to the City.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to have Copley send out RFPs for the program. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

REPORT: BRANDING COMMITTEE

Robert Roe, chairperson, reported that after eighteen months of research, the Branding Committee learned that the majority of residents from a wide-range of ages and backgrounds, like the current city logo. No changes are being proposed. The group is still considering a tag line.

DISCUSSION: NON-POULTRY LIVESTOCK IN R-4 ZONE

Commissioner Boone asked the City Attorney and Zoning Administrator to look into restricting non-poultry livestock in old town residential due to a problem with pigs running loose and becoming traffic hazards on the East End. Matt Wallingford said that a zoning change would grandfather in any existing livestock. He proposed a city ordinance instead, and City Attorney Brammer said she would prepare one for the next meeting.

DISCUSSION: REC PARK PATH TRAFFIC

Commissioner Boone asked to discuss issue of vehicular traffic on the rec park path. He said he'd gotten numerous complaints from citizens and his own family had experienced problems with heavy traffic volume, cars running pedestrians off the path, and cars speeding on the path. City Manager Young said that the issue should be addressed by the Rec Park Committee which can then make a recommendation to the Board. Boone and Commissioner Pfeffer agreed to let the Rec Park Board look into the matter.

UPDATE ON TRASH RECEPTACLES ON FOREST AVENUE & WEST END

Public Works Director Truesdell said that the cans are emptied a couple times a week and are never full. People still throw trash on the ground.

RESOLUTION MAYOR'S RECOGNITION DAY FOR NATIONAL SERVICE

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-18

RESOLUTION FOR MAYOR RECOGNITION DAY FOR NATIONAL SERVICE

WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, the nation's cities are increasingly turning to national service and volunteerism as a cost-effective strategy to meet their needs; and

WHEREAS, AmeriCorps and Senior Corps participants address the most pressing challenges facing our communities, from educating students for the jobs of the 21st century and supporting veterans and military families to providing health services and helping communities recover from natural disasters; and

WHEREAS, national service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS, AmeriCorps and Senior Corps participants serve in more than 50,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, national service participants increase the impact of the organizations they serve, both through their direct service and by managing millions of additional volunteers; and

WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

WHEREAS, national service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, the Corporation for National and Community Service shares a priority with county officials and mayors nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, National Association of Counties, Cities of Service, and mayors, and county officials across the country for the Mayor and County Recognition Day for National Service on April 5, 2016.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that April 5, 2016 is declared National Service Recognition Day and residents are encouraged to recognize the positive impact of national service in our City; to thank those who served; and to find ways to give back to our community.

Motion by Commissioner Pfeffer, second by Commissioner McKay to adopt resolution 16-18 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION RECOGNIZING VIETNAM VETERANS

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-19

RESOLUTION RECOGNIZING VIETNAM VETERANS

WHEREAS, The United States of America Vietnam War Commemoration gives us the opportunity for all Americans to recognize, honor and thank our Vietnam Veterans and their families for their service and sacrifices during the Vietnam War from November 1, 1955- May 15, 1975; and

WHEREAS, more than 9,000 organizations across America have joined with the Department of Defense as Commemorative Partners to honor our Nation's Vietnam Veterans, including all 85 Chapters of the Kentucky Society, National Society Daughters American Revolution; and

WHEREAS, this commemoration includes the nine million Americans, approximately 7 million living today, who served in the U.S. Armed forces during this period, and makes no distinction between those who served in-country, in-theater, or were stationed elsewhere during those 20 years-all answered the call of duty; and

WHEREAS, Veteran's Affairs Secretary Robert A. McDonald has designated March 29, 2016, March 29th the last day that U.S. troops were on the ground in Vietnam, as a day to honor those who have "borne the battle," and to extend gratitude and appreciation to them and their families; now

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that March 29, 2016 is declared Welcome Home Vietnam Veteran's Day in Maysville, Kentucky.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 16-19 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer,

Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING MAYOR TO SIGN CERTIFIED GOVERNMENT REPORT FORM FOR HISTORIC DISTRICT EXPANSION

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-20

RESOLUTION AUTHORIZING SIGNATURE OF KENTUCKY CERTIFIED LOCAL GOVERNMENT REPORT FORM

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Kentucky Certified Local Government Report Form Review of National Register Nomination by Local Authority.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to adopt Resolution 16-20 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION NAMING STEWARD WAY

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-21

RESOLUTION TO NAME ALLEY STEWARD WAY

WHEREAS, Richard Steward and Shirley Steward were lifelong residents of Maysville, Kentucky; and

WHEREAS, their children have asked that the alley located at the corner of 422 Central Avenue and Buckner Street be named Steward Way;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the alley located at the corner 422 Central Avenue and Buckner Street is hereby named Steward Way.

Motion by Commissioner Pfeffer, second by Commissioner Boone to adopt Resolution 16-21 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AWARDING SALT BID

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-22

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 following bids were received:

Price Per Ton

		<u>FOB</u>	<u>YARD</u>
1)	Mineral Compass	\$81.36	\$78.36
2)	Morton Salt	\$85.43	\$80.00
3)	Cargill, Inc.	\$86.99	\$83.00

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

- (1) The bid of Mineral Compass in the sum of \$81.36 per ton FOB; and \$78.36 per ton at the yard for 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 Ashley, second by Commissioner Pfeffer to adopt Resolution 16-22 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION ON INDUSTRIAL SEWER LINE CONTRACT WITH TETRA TECH

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-23

RESOLUTION AUTHORIZING ENGINEERING CONTRACT FOR INDUSTRIAL SEWER LINE EXTENSION PROJECT

WHEREAS, Buffalo Trace Area Development District advertised for request for proposals of engineering services for the proposed Maysville Industrial Service Line Extension Project in 2015, and

WHEREAS, the City authorized an engineering contact with Tetra Tech for the engineering services on November 12, 2015; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to enter into an engineering contract with Tetra Tech for a fee of \$21,500 after the study and report phase services are complete, a payment of \$142,500 for other services performed pursuant to the contract, and a fee of \$86,900 for the resident project representative.

Motion by Commissioner Ashley, second by Commissioner Boone to adopt Resolution 16-23 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION RE: RELAY FOR LIFE

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY CITY OF MAYSVILLE Resolution No. 16-24

RESOLUTION RE RELAY FOR LIFE

WHEREAS, an estimated 22,000 in Kentucky are diagnosed with cancer each year, and 10,000 will not survive, and

WHEREAS, this city is joining over 5,200 other communities worldwide to host the American Cancer Society's Relay For Life, an event to celebrate cancer survivors and remember those who are no longer with us, and

WHEREAS, Relay For Life raises funds to help the American Cancer Society create a world with less cancer and more birthdays by helping people stay well, get well, find cures, and fight back, therefore

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that May 14, 2016 is hereby declared the American Cancer Society's Paint the Town Purple Day and the official kick off of Relay for Life in Maysville. We urge citizens to celebrate cancer survivorship, remember loved ones lost to the disease, honor caregivers and join Maysville's fight against cancer. Only together will we find a cure.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 16-24 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE RENEWING GREEN TOKAI BOND ISSUE

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

CITY OF MAYSVILLE COMMONWEALTH OF KENTUCKY ORDINANCE NO. 16-17

AN ORDINANCE AUTHORIZING THE CITY OF MAYSVILLE, KENTUCKY TO EXECUTE AND DELIVER, AND TO PERFORM ITS OBLIGATIONS UNDER, A SECOND SUPPLEMENTAL TRUST INDENTURE BETWEEN THE CITY OF MAYSVILLE, KENTUCKY AND THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A., AS TRUSTEE, AND AUTHORIZING AND APPROVING OTHER ACTIONS IN RESPECT THERETO

Motion by Commissioner Pfeffer, second by Commissioner Ashley to pass Ordinance 16-17 as presented up on first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING NOISE ORDINANCE FOR NEW YEAR'S EVE

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

COMMONWEALTH OF KENTUCKY

CITY OF MAYSVILLE Ordinance No. 16-16

AN ORDINANCE AMENDING CODE OF ORDINANCES SECTION 190.03

Summary

This Ordinance amends Code of Ordinances Section 190.03 to allow music to be played on December 31, 2016 from 10 p.m. to 12 a.m.

Motion by Commissioner Boone, second by Commissioner Ashley to adopt Ordinance 16-16 as presented upon second reading.

Commissioner Pfeffer inquired whether other festivals like Pig Out, Uncorked and Oktoberfest could be included in the ordinance. There was brief discussion regarding possible noise complaints and whether the festivals would choose to extend their hours later. Commissioners Boone and Ashley withdrew their motions.

City Attorney Brammer re-read the ordinance summary to include Pig Out, Maysville Uncorked, and Oktoberfest along with New Year's Eve as a first reading.

Motion by Commissioner Ashley, second by Commissioner Boone to pass Ordinance 16-16 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner Boone, Commissioner McKay and Mayor Cartmell, Motion passes.

SET DATE FOR SPECIAL MEETING

Commission agreed to meet in special session at 5:15 p.m., Thursday, April 21, 2016 to consider the second reading of the Green Tokai bond issue and the amendment to the noise ordinance.

CLOSED SESSION

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

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

Junilen & Mayor

CITY CLERK

March 11, 2016

Chief Doyle:

I'm writing to you to let you know I will be resigning from the Maysville Fire Department. Another opportunity has opened up to me that I want to pursue. I want to thank you as well as the city of Maysville for giving me the privilege of serving as a firefighter for this city. I'm thankful for the friendships I have made here. I also want to express thanks for the training I have received in fire and emergency services but most of all what it means to be a public servant, which is what I'm most proud of

April the $10^{\rm th}$ will be my last day here. I hope this is enough of a notice for you.

Sincerely,

Blake Lewis

Date March 10th, 2016

To Chief Ron Rice, Assistant Chief Jarrod Muse, Honorable Mayor David Cartmell and City Commissioners;

Thank you for the opportunity to be a member of the Maysville Police Department as a 911 dispatcher. It has been a humbling experience filled with many great moments as well as moments that have helped me grow as a Maysville citizen. The men and women of Maysville Police Department, Mason County Sheriffs office and Maysville Fire Department have been very kind polite and helpful to me and I am truly blessed to have known them. My reason for leaving is that I have decided to join the United States Air Force and to go serve my country proudly. The many valuable things I have learned from the members of the Maysville Police Department, I will carry with me into the military. I also considered it an honor to represent our department as the class leader of Dispatch class 101 at the academy. Working here has taught me to have the utmost respect to citizens and how to have discipline in the work field, I am very thankful for that. My departure date will be May 12th, 2016. I will be visiting with my father from April 16th, 2016 to May 1st, 2016 and I will be available for part time from May 2nd, 2016 to May 12th, 2016. I would like for you to consider me for part time employment during the time of May 2nd to May 12th. Again, I thank all of you for the wonderful opportunity and the blessing of being a member of dispatch. God Bless

Caleb W. Lyons

Syand



Public Works Department 1720 Martha Comer Drive Maysville, Kentucky 41056 Rick Truesdell, Director 606-759-0419

Memorandum

Date:

April 11, 2016

To:

Karen Cracraft, Human Resources Director

From:

Rick Truesdell, Director of Public Works

Re:

Chris Boyd

Mrs Borg

On April 18th Chris Boyd resigned his full time position at the Public Works Department.

April 13, 2016

To: Mayor & Commission
City Manager Ray Young
Public Works Director Rick Truesdell

From: Jenny O'Hearn

After much deliberation, I have decided to retire from the City of Maysville Public Works Department effective April 30, 2016.

I have enjoyed working here and it has been a good experience. Due to health concerns, it is better for me to take another position at this time.

Thanks to all of the above for the opportunity.

Janny & O'Hearn

Sincerely,

Jenny O'Hearn

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Federal Agencies: Craig Hutzell
Raisroad Police: Dalton McKiff

University Police, Wayne Hall, U of L Howard Langston: Refired Section



March 31st, 2016

Chief Ron Rice Maysville Police Department 212 Government Street Maysville, KY 41056

Dear Chief Rice,

This letter is to advise you that having fulfilled all the Accreditation Standards as established by the Kentucky Association of Chiefs of Police, your department was approved by the Executive Board of K.A.C.P., for Re-Accreditation.

Congratulations! The enthusiasm and professionalism of all the members of your staff were exemplary in this wonderful achievement.

A formal presentation of your Accreditation certificate will occur at the K.A.C.P. Annual Conference.

Respectfully submitted,

Shawn Butler

Accreditation Program Manager

Kentucky Association of Chiefs of Police