

**Maysville City Commission  
REGULAR MEETING  
Thursday, Oct. 8, 2009**

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, 8 October, 2009 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 presiding. 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 Gary Wells, Code Officer Nicole Jones, and Asst. City Attorney Kelly Caudill. Also present: The Ledger Independent and WFTM.

MINUTES OF 9/10/09 REGULAR MEETING & DEPARTMENT REPORTS

**Motion** by Commissioner Pfeffer, second by Commissioner Litton to accept the minutes of the Sept. 10, 2009 regular meeting and department reports. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

APPOINTMENTS & REAPPOINTMENTS

Mayor David Cartmell submitted the following recommendations for reappointment to the Board of Commissioners:

Bob Canada to the Industrial Development Authority, term to expire 10/11/13  
Elizabeth Phillips, Norbert Gallenstein, & Kelly Clarke to the Convention and Visitors Bureau, term to expire, 10/11/12

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

PUBLIC WORKS FULL-TIME HIRE

The following memo was presented to the Board of Commissioners:

To: Honorable Mayor and City Commissioners  
Fr: Rick Truesdell, Director of Public Works  
Da: September 22, 2009  
Re: Full Time Position Opening

Due to the full time position opening in the Public Works Department with the retirement of Jim Fryman, it is my recommendation that the Mayor and the City Commissioners

hire Mike Saunders for the full time position opening and the start date to be September 30, 2009.

**Motion** by Commissioner Ashley, second by Commissioner Pfeffer to approve the hire of Mike Saunders to the full-time position in the Public Works Department. Upon call of the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING ELECTRONIC DEPOSIT FROM THE FINANCE & ADMINISTRATION CABINET

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-87**

A RESOLUTION AUTHORIZING ELECTRONIC DEPOSIT  
FROM THE FINANCE AND ADMINISTRATION CABINET

WHEREAS, Kentucky Emergency Management that the City of Maysville complete an authorization for electronic deposit of vendor payments,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Authorization for Electronic Deposit of Vendor Payment form from the Commonwealth of Kentucky, Finance and Administration Cabinet.

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

RESOLUTION DESIGNATING AGENT FOR FEMA ASSISTANCE

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-88**

A RESOLUTION DESIGNATING AGENT FOR FEMA ASSISTANCE

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

1. That Rick Truesdell, Public Works Director, is hereby authorized to execute for and on behalf of the City of Maysville, a public entity established under the

laws of the Commonwealth of Kentucky, the Designation of Applicant's Agent, and to file it in the appropriate state office for the purpose of obtaining certain federal financial assistance under the Disaster Relief Act (Public Law 288, 93<sup>rd</sup> Congress) or otherwise available from the President's Disaster Relief Fund.

2. That the City of Maysville, a public entity established under the laws of the Commonwealth of Kentucky, hereby authorizes its Agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance, the assurances and agreements printed on the reverse side of KyEM Form 500.

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

#### RESOLUTION AUTHORIZING AGREEMENT RE RECREATION PARK LAKE

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-89**

A RESOLUTION AUTHORIZING AGREEMENT  
RE RECREATION PARK LAKE

WHEREAS, the Kentucky Department of Fish and Wildlife Resources, Commonwealth of Kentucky, has agreed to manage the fishery of the Maysville Mason County Recreation Park Lake;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to enter into the Memorandum of Agreement between the Kentucky Department of Fish and Wildlife Resources, Commonwealth of Kentucky, and the City of Maysville agreeing that the State shall manage the fishery, the City will allow free public fishing, and the City will maintain the premises and in good repair to safeguard usage by recreational fishers.

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

#### RESOLUTION ACCEPTING GRANT AWARD TO BUFFALO TRACE/GATEWAY NARCOTICS TASK FORCE

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-90**

A RESOLUTION ACCEPTING GRANT AWARD TO BUFFALO  
TRACE/GATEWAY NARCOTICS TASK FORCE

WHEREAS, Buffalo Trace/Gateway Narcotics Task Force has been awarded a \$153,553 grant under the provisions of the American Reinvestment and Recovery Act of 2009 and the Edward Byrne Memorial Justice Assistance Grant;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the grant agreement and any other forms required by the Justice and Public Safety Cabinet.

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

RESOLUTION DECLINING ACCEPTANCE OF KY 2516 (4<sup>TH</sup> STREET)

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-91**

A RESOLUTION DECLINING ACCEPTANCE OF  
KY 2516 (4<sup>TH</sup> STREET)

WHEREAS, the Kentucky Transportation Cabinet has requested the City of Maysville to accept a section of KY 2516 (4<sup>th</sup> Street) into the City road system;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville will not accept title, ownership, maintenance, and operation of KY 2516 (4<sup>th</sup> Street).

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

RESOLUTION DECLINING ACCEPTANCE OF KY 2518 (PLUM & 4<sup>TH</sup> STREETS)

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY**

**CITY OF MAYSVILLE  
Resolution No. 09-92**

A RESOLUTION DECLINING ACCEPTANCE OF  
KY 2518 (PLUM AND 4<sup>th</sup> STREET)

WHEREAS, the Kentucky Transportation Cabinet has requested the City of Maysville to accept a section of KY 2518 (Plum and 4<sup>th</sup> Street) into the City road system;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville will not accept title, ownership, maintenance, and operation of KY 2518 (Plum and 4<sup>th</sup> Street).

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

RESOLUTION AUTHORIZING AGREEMENT FOR LANGUAGE LINE INTERPRETER SERVICES

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-93**

A RESOLUTION AUTHORIZING AGREEMENT FOR  
LANGUAGE LINE INTERPRETER SERVICES

WHEREAS, the City of Maysville Police Department is required to provide foreign language access to receive federal funds;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to enter into an agreement with Language Line Services, Inc. for over the phone interpreter services at a cost of \$100.00 per month plus a fee of \$1.95 per minute for usage over the monthly minimum.

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

RESOLUTION AUTHORIZING EXECUTION OF SEWER LINE EASEMENTS

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY**

**CITY OF MAYSVILLE  
Resolution No. 09-94**

A RESOLUTION AUTHORIZING EXECUTION OF SEWER LINE EASEMENTS

WHEREAS, the City of Maysville is installing a new sanitary sewer line; and

WHEREAS, certain parties have requested agreements concerning insurance, abandonment of the line, and placement of the manholes;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the easement agreements between the City of Maysville and Charles W. Marshall, et al. and between the City of Maysville and Darin Duane Quinn and Susan Renee Quinn.

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

RESOLUTION AWARDDING BID FOR DEMOLITION OF 605 WOOD STREET

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-95**

A RESOLUTION AWARDDING BID FOR DEMOLITION  
OF 605 WOOD STREET

WHEREAS, the City of Maysville has received the following bids for demolition of 605 Wood Street; and

- |     |   |            |
|-----|---|------------|
| (1) | Classic Remodeling                      | \$1,600.00 |
| (2) | Titan Solutions Demolition & Excavation | \$1,900.00 |
| (3) | Wind Ridge Construction, LLC            | \$1,900.00 |

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 \$1,600.00 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 the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AWARDING BID FOR DEMOLITION OF 647 GERMANTOWN ROAD

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-96**

**A RESOLUTION AWARDING BID FOR DEMOLITION  
OF 647 GERMANTOWN ROAD**

WHEREAS, the City of Maysville has received the following bids for demolition of 647 Germantown Road; and

- |     |   |            |
|-----|---|------------|
| (1) | Titan Solutions Demolition & Excavation | \$2,300.00 |
| (2) | Wind Ridge Construction, LLC            | \$2,700.00 |
| (3) | Classic Remodeling                      | \$4,000.00 |

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 Titan Solutions Demolition and Excavation in the sum of \$2,300.00 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 the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AWARDING BID FOR DEMOLITION OF 504 & 506 W. 3<sup>RD</sup> STREET

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-97**

**A RESOLUTION AWARDING BID FOR DEMOLITION  
OF 504 AND 506 WEST THIRD STREET**

WHEREAS, the City of Maysville has received the following bids for demolition of 504 and 506 West Third Street; and

- |     |   |            |
|-----|---|------------|
| (1) | Wind Ridge Construction, LLC            | \$3,500.00 |
| (2) | Titan Solutions Demolition & Excavation | \$5,800.00 |
| (3) | Classic Remodeling                      | \$6,200.00 |

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 \$3,500.00 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 the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AWARDING BID FOR DEMOLITION OF 520 W. 3<sup>RD</sup> STREET

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-98**

**A RESOLUTION AWARDING BID FOR DEMOLITION**

OF 520 WEST THIRD STREET

WHEREAS, the City of Maysville has received the following bids for demolition of 520 West Third Street;

- |     |   |             |
|-----|---|-------------|
| (1) | Wind Ridge Construction, LLC            | \$ 2,900.00 |
| (2) | Classic Remodeling                      | \$5,800.00  |
| (3) | Titan Solutions Demolition & Excavation | \$6,700.00  |

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 \$ 2,900.00 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 the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

RESOLUTION AUTHORIZING AGREEMENT WITH BTADD

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-99**

A RESOLUTION AUTHORIZING AGREEMENT  
WITH BTADD

WHEREAS, the City of Maysville has entered into an agreement with the Kentucky Infrastructure Authority ("KIA") for funding to complete a sewer project; and

WHEREAS, Buffalo Trace Area Development District (BTADD) has agreed to act as Project Administrator for a fee of \$25,000;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a Memorandum of

Understanding with BTADD to act as Project Administrator for KIA grant funds for a fee of \$25,000.

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

RESOLUTION AUTHORIZING \$11,000,000 LOAN FROM KIA

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-100**

A RESOLUTION AUTHORIZING \$11,000,000  
LOAN FROM KIA

WHEREAS, the Kentucky Infrastructure Authority (KIA) has approved a loan to the City of Maysville for the combined Sewer Elimination project in the sum of \$11,000,000;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to sign the commitment, an Assistance Agreement, and any other necessary documents, which Assistance Agreement and commitment contain the terms that the loan shall not exceed \$11,000,000, the loan shall bear interest at the rate of two percent (2%) per annum, the loan shall be repaid over a period not to exceed twenty years, and the City shall pass an ordinance prior to April 1, 2010 to enact rate increases per a schedule set by KIA.

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

RESOLUTION AUTHORIZING AGREEMENT FOR KENTUCKY ARTS COUNCIL

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-101**

A RESOLUTION AUTHORIZING AGREEMENT  
FOR KENTUCKY ARTS COUNCIL GRANT

WHEREAS, the Kentucky Arts Council has awarded the City of Maysville a grant in the amount of \$20,000 for the continuing establishment of local cultural district;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to enter into the Grant Agreement with the Kentucky Arts Council.

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

RESOLUTION AUTHORIZING KIA \$500,000 LOAN

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-102**

A RESOLUTION AUTHORIZING KIA \$500,000 LOAN

WHEREAS, the Kentucky Infrastructure Authority (KIA) has approved an American Recovery and Reinvestment Act loan for the Washington Area Sewer Improvements project in the amount of \$500,000;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the commitment, the Assistance Agreement between KIA and the City, and any other necessary documents, which Assistance Agreement and commitment contain the terms that the loan shall not exceed \$500,000, the loan shall contain principal forgiveness in the amount of 52.1%, the loan shall bear interest at the rate of two percent (2%) per annum, and the loan shall be repaid over a period not to exceed twenty years.

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

RESOLUTION AUTHORIZING PURCHASE OF 214 LEE STREET

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-103**

A RESOLUTION AUTHORIZING PURCHASE OF 214 LEE STREET, MAYSVILLE, KENTUCKY

WHEREAS, the City of Maysville has an option to purchase the property at 214 Lee Street, Maysville, Kentucky from Blanche Chambers for the sum of \$25,000; and

WHEREAS, Blanche Chambers is now deceased and a motion has been made in Mason District Court to allow the sale of the real property to the City;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City agrees to purchase 214 Lee Street, Maysville, Kentucky for \$25,000 from the heirs of Blanche Mae Chambers.

ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MAYSVILLE, KENTUCKY, this 8 October 2009.

RESOLUTION AWARDING CONTRACT FOR INSTALLATION OF BUS SHELTERS

The following resolution was presented to the Board of Commissioners:

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

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 09-104**

**A RESOLUTION AWARDING CONTRACT FOR  
INSTALLATION OF BUS SHELTERS**

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

- (a) Subject: Installation of Bus Shelters
- (b) Advertised: September 16, 2009
- (c) Bid Opening: September 25, 2009

WHEREAS, the following bids were received:

- |     |                         |         |
|-----|-------------------------|---------|
| (1) | Classic Remodeling, LLC | \$4,800 |
| (2) | Wind Ridge Construction | 8,900   |
| (3) | Gaunce Construction     | 6,500   |
| (4) | Michael Mains           | 7,800   |

WHEREAS, the City Manager has 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, LLC in the sum of \$4,800 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 the roll, voting is as follows: Voting aye: Commissioner Mains, Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

#### CLOSED SESSION

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

#### OPEN SESSION

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

No action was taken.

#### ADJOURNMENT

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

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David Cartmell, Mayor

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Lisa R. Dunbar, City Clerk