

Maysville City Commission
10 May 2007
REGULAR MEETING

The Board of Commissioners of the City of Maysville, Kentucky met in regular session on 10 May 2007 at 5:15 p.m. at Maysville Municipal Building. Present: Commissioner Kelly Ashley, Commissioner Judy Pfeffer, Commissioner John Mains, Commissioner Rick Litton and Mayor David Cartmell, presiding. Also present: City Manager Ray Young, City Clerk Lisa Dunbar, City Attorney Sue Brammer, Fire Chief Eric Bach, Police Chief Kent Butcher, Comptroller Romie Griffey, Tourism/Renaissance Director Duff Giffen, Zoning Administrator Matt Wallingford, City Engineer Sam Baker, Utility Manager Eddie Wenz, Assistant Comptroller Karen Cracraft and Codes Officer Gary Wells. Absent: Director of Public Works Jim Fryman and Asst. City Attorney Steve Zweigart.

MINUTES & REPORTS

Motion by Commissioner Litton, second by Commissioner Pfeffer to approve the minutes for April 10, 2007 and all department reports as presented. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, Commissioner Litton, and Mayor Cartmell.

REAPPOINTMENT TO FLEMING-MASON AIRPORT BOARD

Motion by Commissioner Mains, second by Commissioner Pfeffer to reappoint David Lindsay to Fleming-Mason Airport Board. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, Commissioner Litton, and Mayor Cartmell.

BUDGET WORKSHOP

The date for the budget workshop was set for May 24, 2007 at noon.

JUNE MEETING DATE

Meeting date for June was set for Tuesday, June 19, 2007 at 5:15 p.m. This will be a special meeting.

DRUG & ALCOHOL POLICY

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 07-26**

**A RESOLUTION AUTHORIZING DRUG AND
ALCOHOL POLICY FOR SAFETY-SENSITIVE
POSITIONS**

WHEREAS, the Federal Transit Administration requires a Drug and Alcohol Policy in accordance with provisions, requirements and regulations of the Federal Transit Administration Drug and Alcohol rules; and

WHEREAS, the City of Maysville, Kentucky has created a new Drug and Alcohol Policy for safety-sensitive positions; and

WHEREAS, the City of Maysville, Kentucky had previously adopted a Drug and Alcohol Policy on 8 March 2007 but the Federal Transit Authority requires a policy that shows a difference between City of Maysville, Federal Motor Carriers

Safety Administration, and Federal Transit Administration requirements and the City has revised its policy to comply with the requirement;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Drug and Alcohol Policy for safety-sensitive positions attached hereto is hereby adopted by the City of Maysville.

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

AMENDED TASK FORCE INTERLOCAL AGREEMENT

The following resolution was presented to the Board of Commission:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 07-24**

RESOLUTION APPROVING AMENDED INTERLOCAL
AGREEMENT WITH BUFFALO TRACE/GATEWAY NARCOTICS
TASK FORCE

BE IT RESOLVED by the City of Maysville, Kentucky that the City enter into Buffalo Trace/Gateway Narcotics Task Force Amended Interlocal Agreement which is amended to admit other counties and municipalities, change the provisions on voting members, remove the requirement that participating municipalities have a full-time police department, and provide for at-large members. The Mayor is hereby authorized and directed to execute the Amended Interlocal Agreement on behalf of the City of Maysville.

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

AGREEMENT WITH MAJESTIC AMERICA LINE

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 07-25**

RESOLUTION AUTHORIZING AGREEMENT WITH MAJESTIC
AMERICA LINE

WHEREAS, the City provides shore excursion services for Majestic America Line; and

WHEREAS, Majestic America Line requires execution of a Master Service Order and Agreement and Independent Contractor Agreement;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the agreements with Majestic America Line for shore excursion services.

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

ORDINANCE CHANGING NAME OF TOURISM & CONVENTION COMMISSION

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 07C-06**

AN ORDINANCE AMENDING CODE OF ORDINANCES SECTIONS 71.110 and 71.111

Summary

This Ordinance amends Code of Ordinances Sections 71.110 and 71.111 to change the name of the Tourist and Convention Commission to Convention and Visitors Bureau.

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

ORDINANCE INCREASING WATER RATE

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 07C-04**

AN ORDINANCE AMENDING ORDINANCE NO. 98C-5 AND CODE OF ORDINANCES CHAPTER 150 TO INCREASE CHARGES FOR WATER SERVICES OF THE MAYSVILLE UTILITY COMMISSION

Summary

This Ordinance amends prior Ordinances to increase all water service charges by 19%, effective 1 June 2007. This increase is necessary to provide Maysville Utility Commission revenues for operation and maintenance expenses and to cover prior debt service.

Motion by Commissioner Litton, second by Commissioner Mains to adopt ordinance as read on second reading. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Mains, Commissioner Litton, and Mayor Cartmell. Abstained: Commissioner Pfeffer.

ORDINANCE TRANSFERRING 1499 CHEROKEE DRIVE TO LIMESTONE HABITAT FOR HUMANITY

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

COMMONWEALTH OF KENTUCKY

CITY OF MAYSVILLE
Ordinance No. 07C-05

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF 1499 CHEROKEE DRIVE, MAYSVILLE, KENTUCKY, TO LIMESTONE HABITAT FOR HUMANITY, INC.

Summary

This Ordinance declares 1499 Cherokee Drive as surplus property and authorizes the Mayor and City Clerk to execute a deed for 1499 Cherokee Drive, Maysville, Kentucky, to Limestone Habitat for Humanity, Inc. for no monetary consideration.

Motion by Commissioner Pfeffer, second by Commissioner Mains to adopt the ordinance as read in summary on second read. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, and Mayor Cartmell. Abstain: Commissioner Litton.

UPDATE ON LIMESTONE RIVERWALK

City Engineer Sam Baker gave an update on the proposed Limestone Riverwalk. The target date for bids is August 1 with bid award in mid-August. Construction should begin in September. Geo-technical findings must be completed prior to design plans being finished. The mussel survey indicated no impact, and there were no findings on the archeological survey.

COMMISSIONER ISSUES

Commissioner Ashley said he and Commissioner Pfeffer had been contacted by members of the public concerning animal waste in landscaping along middle Market Street. City Manager Young said he would look into the issue.

CLOSED SESSION

Motion by Commissioner Mains, second by Commissioner Litton to go into closed session under KRS 61.810.B; acquisition or sale of real property. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, and Mayor Cartmell. Abstain: Commissioner Litton.

RETURN TO OPEN SESSION

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

ADJOURNMENT

Motion by Commissioner Pfeffer, second by Commissioner Mains to adjourn into budget workshop scheduled for May 24, 2007. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, Commissioner Litton, and Mayor Cartmell.

RETURN TO OPEN SESSION

Motion by Commissioner Pfeffer, second by Commissioner Litton to return to open session on Thursday, May 24, 2007 at noon. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, Commissioner Litton, and Mayor Cartmell.

BUDGET WORKSHOP

Motion by Commissioner Pfeffer, second by Commissioner Litton, to open the Annual Budget Workshop. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, Commissioner Litton, and Mayor Cartmell.

ADJOURNMENT

Motion by Commissioner Litton, second by Commissioner Pfeffer, to adjourn the budget workshop and regular meeting. Upon call of the roll, voting is as follows: Voting aye: Commissioner Ashley, Commissioner Pfeffer, Commissioner Mains, Commissioner Litton, and Mayor Cartmell.

Mayor

City Clerk