

Maysville Board of Commissioners
Thursday, August 13, 2009
REGULAR MEETING
Maysville Municipal Building

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, August 13, 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, Fire Chief Eric Bach, Asst. Comptroller/HR Director Karen Cracraft, City Engineer Sam Baker, Utility Manager Eddie Wenz, Tourism/Renaissance Director Duff Giffen, Road Superintendent 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 JULY 9 REGULAR & AUGUST 10, 2009 SPECIAL MEETINGS & DEPARTMENT REPORTS

Motion by Commissioner Pfeffer, second by Commissioner Ashley to approve the minutes of the regular July 9, 2009, special August 10, 2009 meetings and the 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

The Mayor made the following reappointment recommendations to the Commission:

Board of Adjustments: Jerry Andrews and Elizabeth Sewell Andrews, terms expire 7/31/13

Utility Commission: Kirk Clark, term expires 9/1/12

Motion by Commissioner Litton, second by Commissioner Mains to reappoint Jerry Andrews and Elizabeth Sewell Andrews to Board of Adjustments. 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.

Motion by Commissioner Litton, second by Commissioner Pfeffer to appoint Kirk Clarke to the Maysville Utility Commission. 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.

REPORT ON ROSEMARY CLOONEY CONCERT

Matt Wallingford reported that he and Duff Giffen had met with business owners and residents on Third and Market streets regarding the Rosemary Clooney Concert. The consensus was that the stage for the concert should remain at Market and Third streets rather than being moved on Third toward Limestone Street. Wallingford said they may move the stage forward into the intersection more in order to cause less problems for residents on Third. Giffen said they will also try to keep Middle Market Street more open for citizens as well.

RESOLUTION AUTHORIZING DEMOLITION OF 333 E. 6TH ST.

The following resolution was presented to the Board of Commissioners:

**1 COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-65**

**A RESOLUTION AWARING BID FOR DEMOLITION
OF 333 EAST SIXTH STREET**

WHEREAS, the City of Maysville has received the following bids for demolition of 333 East Sixth Street; and

- | | | |
|-----|-------------------------|-------------|
| (1) | Bradford Towing | \$ 1,875.00 |
| (2) | Classic Remodeling | \$ 2,325.00 |
| (2) | Wind Ridge Construction | \$ 2,500.00 |

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 Bradford Towing in the sum of \$ 1,875.00 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 Mayor Cartmell, 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 DEMOLITION OF 136 E. 5TH ST.

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-66**

**A RESOLUTION AWARDDING BID FOR DEMOLITION
OF 136 EAST FIFTH STREET**

WHEREAS, the City of Maysville has received the following bids for demolition of 136 East Fifth Street; and

- | | | |
|-----|-------------------------|-------------|
| (1) | Bradford Towing | \$ 1,875.00 |
| (2) | Classic Remodeling | \$ 2,800.00 |
| (2) | Wind Ridge Construction | \$ 2,975.00 |

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 Bradford Towing in the sum of \$ 1,875.00 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 RE GRANT FOR POLICE MOBILE DATA COMPUTERS

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-67**

A RESOLUTION RE GRANT FOR POLICE
MOBILE DATA COMPUTERS

WHEREAS, the City of Maysville has been awarded a fiscal year 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant in the amount of \$28,005 for purchase of mobile data computers for the police department.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Grant Agreement.

ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MAYSVILLE, KENTUCKY, this 13 August 2009.

Motion by Commissioner Litton, 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 RELEASE OF OXBOW LLC MORTGAGE

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-68**

A RESOLUTION AUTHORIZING RELEASE OF
OXBOW, LLC MORTGAGE

WHEREAS, Oxbox, LLC mortgaged the Independent Warehouse Building to the City of Maysville by mortgage dated August 20, 2007 and recorded in Mason County Mortgage Book 341, page 171; and

WHEREAS, Oxbox, LLC has completed the terms of the Note and Mortgage;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute and release the Mortgage from Oxbox, LLC to City of Maysville dated 20 August 2007 and recorded in Mason County Mortgage Book 341, page 171.

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 MAYOR TO SIGN BUFFALO TRACE/GATEWAY
NARCOTICS TASK FORCE EQUITABLE SHARING AGREEMENT & CERTIFICATION

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-69**

A RESOLUTION AUTHORIZING BUFFALO TRACE/GATEWAY NARCOTICS TASK
FORCE EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORT

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY
that the Mayor is hereby authorized and directed to execute and deliver to the United
States Department of the Treasury and Department of Justice, the Equitable Sharing
Agreement and Certification Report for Buffalo Trace/Gateway Narcotics Task Force.

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 RE DRUG TASK FORCE GRANT AGREEMENT

The following resolution was presented to the Board of Commissioners:

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**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-70**

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

WHEREAS, Buffalo Trace/Gateway Narcotics Task Force has been awarded a
\$175,000 grant from the Justice and Public Safety Cabinet;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY,
that the Mayor is hereby authorized and directed to execute the Statement of Action
Grant Award form, Special Conditions that govern the use of the grant funds and the
Confidential Funds Certification.

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 BANK ACCOUNT FOR HEALTH INSURANCE

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-71**

**A RESOLUTION AUTHORIZING CHECKING ACCOUNT FOR HEALTH INSURANCE
CLAIMS REIMBURSEMENT**

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Comptroller is hereby authorized and directed to establish a checking account with Bank of Maysville for health insurance claims reimbursements titled City of Maysville Self Funded Account. The Comptroller and Assistant Comptroller will be authorized to sign checks on the account.

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 PURCHASE OF 513 E. 2ND ST.

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-72**

A RESOLUTION AUTHORIZING PURCHASE OF 513 EAST SECOND STREET

WHEREAS, Oxbow, LLC has offered to sell the lot located at 513 East Second Street to the City of Maysville for \$5,000; and

WHEREAS, the property has been appraised for \$7,000; and

WHEREAS, the lot is located in front of the water plant and adjoins other property of the City of Maysville;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute Consideration Statement in

the deed, the closing statement and any other necessary documents to purchase 513 East Second Street from Oxbow, LLC for a purchase price of \$5,000.

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 AUTHORIZING ANNUAL PAVING CONTRACT

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-73**

**A RESOLUTION AWARDING CONTRACT FOR
RESURFACING OF VARIOUS STREETS**

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

- (a) Subject: Resurfacing of Various Streets
- (b) Advertised: July 22, 2009
- (c) Bid Opening: August 6, 2009

WHEREAS, the following bids were received:

- (1) H.G. Mays Corporation \$ 221,137.05
- (2) Brown County Construction \$ 229,462.50

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 H.G. Mays Corporation in the sum of \$ 221,137.05 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 Litton, 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 ARCHITECTURAL CONTRACT, PHASE I, FOR COX BUILDING

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-79**

A RESOLUTION AUTHORIZING CONTRACT FOR PHASE ONE ARCHITECTURAL SERVICES FOR THE COX BUILDING

WHEREAS, the Board of Commissioners and the staff have received proposals for Phase One Architectural Services for the Cox Building; and

WHEREAS, the City Engineer and City Manager recommend that a contract for Phase One Architectural Services for the Cox Building be awarded to SKC, Inc.;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a contract for Phase One Architectural Services for the Cox Building with SKC, Inc. in the sum of \$43,200.

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 AUTHORIZING FLOODWALL REPAIR CONTRACT FOR ENGINEERING DESIGN

The following resolution was presented to the Board of Commissioners:

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-78**

A RESOLUTION AUTHORIZING CONTRACT WITH BFMJ

WHEREAS, the City has received a proposal for engineering, design work and construction documents for floodwall repairs from BFMJ; and

WHEREAS, the City Engineer has recommended that the City enter into a contract with the BFMJ;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a contract with BFMJ for design work and construction documents for floodwall repair with a fee not to exceed \$25,000.00.

Motion by Commissioner Mains, 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 AWARDING BID ON BRUSH CHIPPER

The following resolution was presented to the Board of Commissioners:

**1 COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-74**

**A RESOLUTION AWARDING CONTRACT FOR
BRUSH CHIPPER**

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

- (a) Subject: Disc-Style Brush Chipper
- (b) Advertised: July 14, 2009
- (c) Bid Opening: August 3, 2009

WHEREAS, the following bid was the only bid received:

- (1) Southeastern Equipment Company \$ 30,475.00

WHEREAS, the Street Superintendent and City Manager have recommended acceptance of the bid as the best bid,

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

- (1) The bid of Southeastern Equipment Company in the sum of \$ 30,475.00 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 Litton, 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 CONTRACT WITH BEATLEMANIA

The following resolution was presented to the Board of Commissioners:

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**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-75**

A RESOLUTION AUTHORIZING CONTRACT WITH ONE NITERS, INC.

WHEREAS, BeatleMania- Live has been booked to perform in downtown in Maysville, on September 25, 2009;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the signature of Duff Giffen on the contract between One Niters, Inc., and the City of Maysville for BeatleMania - Live to perform on September 25, 2009 in downtown Maysville is hereby ratified.

Motion by Commissioner Pfeffer, 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 AUTHORIZING CERTIFICATION OF LOCAL APPROVAL

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 09-76**

A RESOLUTION AUTHORIZING CERTIFICATION OF LOCAL APPROVAL

WHEREAS, Maysville Initiatives, Inc., nonprofit organization, has proposed to do a KY Hearth project;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor's Certification of Local Approval for nonprofit organization to approve of the KY Hearth project proposed by Maysville Initiatives, Inc., is hereby ratified.

Motion by Commissioner Litton, 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.

ORDINANCE AMENDING CODE OF ORDINANCES 93.02; SECOND READING

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

**1COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 09C-18**

AN ORDINANCE AMENDING CODE OF ORDINANCES §93.02

Summary

This Ordinance amends Code of Ordinances §93.02 to delete the exception that members of the Washington-Maysville Volunteer Fire Department may not be members of the regular fire department of the City of Maysville.

Motion by Commissioner Litton, second by Commissioner Pfeffer to adopt the ordinance as presented on second reading. 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.

ORDINANCE FIXING CITY OF MAYSVILLE AD VALOREM TAX LEVIES ON MOTOR VEHICLES DUE IN 2010 & ON ALL OTHER TAXABLE PROPERTY DUE IN 2009 & LEVYING A FRANCHISE TAX ON FINANCIAL INSTITUTIONS DUE IN 2010; SECOND READING

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 09-20**

AN ORDINANCE FIXING CITY OF MAYSVILLE AD VALOREM TAX LEVIES ON MOTOR VEHICLES DUE IN 2010 AND ON ALL OTHER TAXABLE PROPERTY DUE

IN 2009 AND LEVYING A FRANCHISE TAX ON FINANCIAL INSTITUTIONS DUE IN 2010

WHEREAS, the 2010 ad valorem tax rate on motor vehicles is fixed by KRS 132.487(2) at the rate which could have been levied on 1 January 1983 assessments; and

WHEREAS, the Board of Commissioners hereby foregoes any other ad valorem tax increases for 2009 which would result from raising and compensating tax rate, as authorized by KRS 132.027; and

WHEREAS, KRS 136.575 authorizes a franchise tax on financial institutions measured by deposits in the institutions located within the city at a rate up to 0.025% of the deposits, due by 31 January 2010.

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

(1) That for the use and benefit of the General Fund, there is hereby levied the following ad valorem taxes on each \$100.00 of assessed value taxable by the City:

- a) \$0.2460 on motor vehicles taxable in 2010, pursuant to KRS 132.487;
- b) \$0.015 on unmanufactured tobacco taxable in 2009, pursuant to KRS 136.575;
- c) \$0.160 on all other real and personal property taxable in 2009, pursuant to KRS 92.280 and 132.027, and Kentucky Constitution section 157.

(2) That for the use and benefit of the General Fund, there is levied a franchise tax on financial institutions equal to 0.025 percent of deposits in such institutions located within and taxable by the City, to be billed by the City by 1 December 2009 and due with two percent discount if paid by 31 December 2009 or without discount if paid by 31 January 2010, pursuant to KRS 136.575.

(3) That the City Clerk shall notify the Kentucky Revenue Cabinet of the ad valorem tax and franchise tax rates hereby levied by 1 October 2009.

(4) The text of this Ordinance shall be published in full.

Motion by Commissioner Ashley, second by Mayor Cartmell to adopt the ordinance as presented on second reading. 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.

ORDINANCE ADOPTING THE ASSESSMENT OF THE MASON COUNTY
PROPERTY VALUATION ADMINISTRATOR FOR REAL & PERSONAL PROPERTY
IN THE CITY OF MAYSVILLE FOR TAX YEAR 2009; SECOND READING

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 09-19**

AN ORDINANCE ADOPTING THE ASSESSMENT OF THE MASON COUNTY PROPERTY VALUATION ADMINISTRATOR FOR REAL AND PERSONAL PROPERTY IN THE CITY OF MAYSVILLE FOR TAX YEAR 2009.

BE IT ORDAINED BY THE CITY OF MAYSVILLE, KENTUCKY, that the assessment of real and personal property made by the Mason County Property Valuation Administrator, reviewed by the Mason County Board of Assessment Appeals, equalized and certified by the Kentucky Revenue Cabinet, and certified by the Mason County Clerk to the City Treasurer as set out below is hereby accepted and adopted as the assessment of taxable property in the City of Maysville for tax year 2009, which assessment shall be subject to taxation at the rates to be fixed by Ordinance.

2009 TAX ASSESSMENT

Real Property	\$436,142,255
Tangible Personal Property	99,284,744
Inventories	30,456,793
Un-manufactured Tobacco	44,359

The text of this Ordinance shall be published in full.

Motion by Commissioner Pfeffer, second by Commissioner Mains to adopt the ordinance as presented on second reading. 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.

ORDINANCE ADOPTING ANNUAL BUDGET FOR THE CITY OF MAYSVILLE,
KENTUCKY FOR FISCAL YEAR 2010; SECOND READING

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance 09-16**

AN ORDINANCE ADOPTING THE CITY OF MAYSVILLE, KENTUCKY ANNUAL BUDGET FOR FISCAL YEAR 1 JULY 2009 THROUGH 30 JUNE 2010 BY

ESTABLISHING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT.

WHEREAS, an annual budget proposal and message has been prepared and delivered to the Board of Commissioners by the City Manager pursuant to KRS 91A.030 and Code of Ordinances section 131.01; and

WHEREAS, the Board of Commissioners has reviewed such budget proposal and made necessary modifications.

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

The annual budget for the City's fiscal year ending 30 June 2010, summarized by resources, revenues, and appropriations as follows, is hereby adopted:

	<u>GENERAL FUND ECONOMIC</u>	<u>LOCAL GOVERNMENT PROGRAM FUND</u>	<u>MUNICIPAL ROAD AID FUND</u>
RESOURCES AVAILABLE FUND BALANCES CARRIED FORWARD	8,000,000	168,000	300,000
ESTIMATED REVENUES:			
Property taxes	945,000		
License & Permits	5,682,000		
Intergovernmental Revenues	4,765,000	32,000	175,000
Other Revenue	<u>1,285,000</u>	<u> </u>	<u> </u>
Total Estimated Revenues	<u>12,677,000</u>	<u>32,000</u>	<u>175,000</u>
TOTAL RESOURCES AVAILABLE FOR APPROPRIATIONS	20,677,000	200,000	475,000
General Government & Public Safety	2,370,000		
Police	2,112,000	100,000	
Fire	1,493,000	100,000	
Public Works & Streets	2,396,000		350,000
Other	234,000		
Parks & Recreation	86,000		
Capital Expenditures	<u>6,275,000</u>	<u> </u>	<u> </u>
Total Appropriations	<u>14,966,000</u>	<u>200,000</u>	<u>350,000</u>

ESTIMATED FUND BALANCES

Commissioner Pfeffer, Commissioner Litton, Commissioner Ashley, and Mayor Cartmell. The motion passes.

CLOSED SESSION

Motion by Commissioner Litton, second by Commissioner Ashley to go into closed session to discuss the sale or acquisition of real property pursuant to KRS 61.810 (1)(b). 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.

RETURN TO OPEN SESSION

Motion by Commissioner Mains, 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.

ADJOURNMENT

Motion by Commissioner Ashley, second by Commissioner Litton 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.

Mayor David Cartmell

City Clerk Lisa R. Dunbar