

MAYSVILLE BOARD OF COMMISSIONERS  
Thursday, 8 April 2021; 5:15 p.m.  
REGULAR MEETING  
Maysville Municipal Building

The Board of Commissioners of the City of Maysville, Kentucky met in regular session on Thursday, April 8, 2021 at 5:15 p.m. at the Maysville Municipal Building. Present were Commissioner Ann Brammer, Commissioner David Cartmell, Commissioner Andrew Wood, and Mayor Pro Tem Victor McKay. Also present were City Manager Matt Wallingford, City Clerk Lisa R. Dunbar, City Attorney Kelly Caudill, Comptroller Penny Stanfield, HR Director Rhonda Rose, Public Works Director Dennis Truesdell, Police Chief Jared Muse, Project Coordinator David Hord, Utility Manager Luke Huron, and Main Street Director Caroline Reece.

CONSENT AGENDA

The following items were on the consent agenda:

- **Minutes:** March 11 and 25, 2021, meetings
- **Department Reports:** Engineering Department, Utility Department, Treasurer/Finance, Codes Department, Main Street, Police Department, Fire Department, Public Works Department, City Clerk, Tourism Department

**Motion** by Commissioner Brammer, second by Commissioner Wood to approve the consent agenda. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

DISCUSSION: ACCEPTANCE OF 24 E. FIFTH STREET

City Manager Wallingford told the Board of Commissioners that the owners of 24 E. Fifth Street had offered to donate the property, which has been condemned and is on the demolition list. Taking the property as a donation would allow the City to auction the property. The Board of Commissioners had no objection to the donation.

DISCUSSION: TROLLEY POLICY

Mr. Wallingford said that he had met with the Tourism Director, Main Street Director, Transit Manager, and Street Superintendent to discuss how to handle trolley rentals. The recommendations for the policy were: \$75 an hour fee, \$70 fuel cost, and a \$250 deposit in case of damage to the interior of the trolley. There would be an 11 p.m. cutoff, 25 passengers maximum, no food or drinks except water, and 30 days scheduled prior to rental date. The City would not be responsible for breakdowns or transit unless within the Buffalo Trace area, and there would be service to the seven county (Mason, Lewis, Fleming, Robertson, Bracken, Brown and Adams) only. The service would start on July 1. The Board of Commissioners approved of the policy.

MUNICIPAL ORDER EXTENDING GROSS RECEIPTS TAX FILING

The following Municipal Order was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Municipal Order No. 21-01**

MUNICIPAL ORDER REGARDING THE EXTENSION OF THE FILING AND PAYMENT DEADLINE FOR TAXES ON GROSS RECEIPTS DUE APRIL 15, 2021, AND WAIVER OF INTEREST AND PENALTIES IF PAID IN FULL ON OR BEFORE MAY 17, 2021

WHEREAS, the President of the United States and the Governor of Kentucky have both declared a state of emergency in response to the novel coronavirus (COVID-19) pandemic; and

WHEREAS, the Mayor of the City of Maysville declared a State of Emergency on March 16, 2020 based upon the COVID-19 virus outbreak; and

WHEREAS, on March 17, 2021 and directly in response to the nationwide effects of COVID-19, the Internal Revenue Service announced tax payment relief for federal tax returns that are due by April 15, 2021 by automatically extending the tax filing and payment deadline until May 17, 2021; and

WHEREAS, the City of Maysville Comptroller has recommended the implementation of similar tax relief for local gross receipts taxes due and collected by her office under Chapter 134, *Occupational License Tax*, Ordinances No. 134.06 of the City of Maysville Code of Ordinances; and

WHEREAS, the City of Maysville further recognizes the financial impact on local businesses, employees and its citizens resulting from both the state and federal recommendations and, more recently, the necessary actions implemented by Executive Order by Governor Beshear to reduce the spread of COVID-19 in the Commonwealth of Kentucky; and

WHEREAS, in an effort to prevent any additional financial strain on the businesses and citizens of the City of Maysville during these difficult times, the City of Maysville believes it to be in the best interests to automatically extend the deadline for which gross receipts taxes are to be paid under Ordinance No. 134.06 of the City of Maysville Code of Ordinances by thirty (30) days and, additionally, to waive any interest or penalties for gross receipts tax balances paid on or before the extended due date; and

WHEREAS, the City Manager after consultation with the Comptroller, advises that the financial impact resulting from the proposed extension will not affect the City's ability to deliver the essential services relied upon by its citizens.

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS

1. In order to combat the financial impact of the novel coronavirus (COVID-19) in the City of Maysville, the payment of gross receipts taxes by an employer or business entity for Tax Year 2021 under Ordinance 134.06 of the City of Maysville Code of Ordinances is hereby

automatically extended from April 15, 2021 until May, 17, 2021. No further action on behalf of any employer or business entity shall be required for this payment extension relief.

2. An employer or business entity who pays the gross receipts tax due on or before May 17, 2021 shall not be liable for the penalties and/or interest in Ordinance 134.99 of the City of Maysville Code of Ordinances. For any remaining unpaid gross receipts tax balance, the penalties and interest set forth in Ordinance No. 134.99 shall begin to accrue on May 18, 2021.
3. The Comptroller shall ensure the tax relief provisions set forth in this Municipal Order are effectuated.

**Motion** by Commissioner Cartmell, second by Commissioner Brammer to adopt Municipal Order No. 21-01 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

**RESOLUTION AUTHORIZING RECREATIONAL TRAILS GRANT APPLICATION**

The following Resolution was presented to the Board of Commissioners:

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

**RESOLUTION AUTHORIZATION  
RECREATIONAL TRAILS GRANT**

WHEREAS, the City of Maysville proposes to develop recreational resources to provide for the health and well being of the general public, and

WHEREAS, the City of Maysville intends to make application to the Department of Local Government for assistance under the Recreational Trails Program, and

WHEREAS, the Recreational Trails Program is limited to funding a maximum of eighty percent (80%) of proposed project costs estimated not to exceed \$250,000.00.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the City of Maysville hold in reserve twenty percent (20%) of the proposed project costs for the purpose of matching the Recreational Trail Program assistance, and

BE IT FURTHER RESOLVED, that in the event a grant is awarded, the City of Maysville hold in reserve twenty percent (20%) of the proposed project costs for the purpose of matching the Recreational Trail Program assistance, and that in the event a grant is awarded, the City understands that it will sign assurance to comply with all applicable Federal and State laws, rules and regulations, especially Title VI of the Civil Rights Act and Section 504 of the 1973 Rehabilitation Act.

**Motion** by Commissioner Wood, second by Commissioner Cartmell to adopt Resolution No. 21-21 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

**RESOLUTION DECLARING NATIONAL PRESERVATION MONTH**

The following Resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 21-22**

**RESOLUTION DECLARING  
NATIONAL PRESERVATION MONTH**

WHEREAS, historic preservation is an effective tool for managing growth, revitalizing neighborhood, fostering local pride and maintaining community character while enhancing livability; and

WHEREAS, historic preservation is relevant for communities across the nation, both urban and rural, and for Americans of all ages, all walks of life and all ethnic backgrounds; and

WHEREAS, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of the heritage that has shaped us as a people; and

WHEREAS, we celebrate each May as National Preservation Month cosponsored by City of Maysville, the Kentucky Heritage Council, and National Trust for Historic Preservation;

NOW THEREFORE, BE IT RESOLVED BY THE City OF MAYSVILLE, KENTUCKY, that May 2021 is National Preservation Month and Kentucky Preservation Month.

**Motion** by Commissioner Wood, second by Commissioner Cartmell to adopt Resolution No. 21-22 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

**RESOLUTION ACCEPTING BID FOR WALL STREET SEWER PROJECT**

The following Resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 21-23**

RESOLUTION AWARDING  
BID FOR WALL STREET PROJECT

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

- a. Wall Street Project
- b. Advertised date: February 26, 2021
- c. Bid opening: March 17, 2021

WHEREAS, the following bids was received:

- |    |                                |                |
|----|--------------------------------|----------------|
| 1. | Frederick and May Construction | \$793,500.00   |
| 2. | Free Contracting Inc.          | \$3,689,440.00 |

WHEREAS, the Cann Tech, LLC has recommended the acceptance of the first bid as the best responsible bid,

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

1. The bid of Frederick and May Construction in the sum of \$793,500.00 described above is hereby accepted on behalf of the City of Maysville.

2. The Mayor Pro Tem is hereby authorized and directed to execute all contractual documents necessary or appropriate to effectuate acceptance of said bid to consummate the contract on behalf of the City of Maysville.

**Motion** by Commissioner Brammer, second by Commissioner Cartmell to adopt Resolution No. 21-23 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

**RESOLUTION AUTHORIZING FEMA PREPAREDNESS GRANT APPLICATION**

The following Resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY  
CITY OF MAYSVILLE  
Resolution No. 21-24**

**RESOLUTION AUTHORIZING FEMA  
PREPAREDNESS GRANT APPLICATION**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor Pro Tem is hereby authorized and directed to execute any and all documents necessary to apply for a FEMA Preparedness Grant through the 2021 Port Security Grant Program.

ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MAYSVILLE, KENTUCKY, this 8 April 2021.

**Motion** by Commissioner Brammer, second by Commissioner Cartmell to adopt Resolution No. 21-24 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

MOTION ON AUDIT

**Motion** by Commissioner Wood, second by Commissioner Cartmell to accept proposal from Baldwin CPAs of \$39,800 for the FY 2021 audit. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

CLOSED SESSION

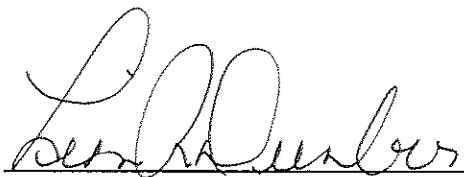
**Motion** by Commissioner Brammer, second by Commissioner Cartmell to enter closed session pursuant to KRS 61.810(1)(f): Discussion which might lead to appointment of an individual member. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

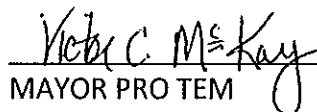
**Motion** by Commissioner Brammer, second by Commissioner Wood to return to open session. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

No action was taken.

ADJOURNMENT

**Motion** by Commissioner Brammer, second by Commissioner Wood to adjourn at 5:53 p.m. Upon call of roll, voting is as follows: Voting aye: Commissioner Brammer, Commissioner Cartmell, Commissioner Wood, Mayor Pro Tem McKay, Motion passes.

  
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CITY CLERK

  
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MAYOR PRO TEM