

MAYSVILLE BOARD OF COMMISSIONERS
Thursday, 22 August 2019; 4:45 p.m.
REGULAR MEETING
Maysville Municipal Building

The Board of Commissioners of the City of Maysville, Kentucky met in regular session on Thursday, August 22 at 4:45 p.m. at the Maysville Municipal Building. Present were Commissioner Andrew Wood, Commissioner Jeff Brammer, Commissioner Kelly Ashley, Commissioner Victor McKay, and Mayor Charles T. Cotterill. Also present were City Manager Matt Wallingford, City Clerk Lisa R. Dunbar, City Attorney Sue Brammer, Public Works Director Mike Barbee, Asst. Police Chief Jared Muse, Project Coordinator David Hord, Planning & Zoning Administrator George Larger, Building Inspector Jim Fawcett, Codes Office Nicole Brooks, and Assistant City Attorney Kelly Caudill.

APPOINTMENT

Mayor Cotterill proposed the appointment of Bryan Helphinstine to the Commission on Human Rights with a term expiration of March 9, 2022.

Motion by Commissioner Ashley, second by Commissioner Wood to approve the appointment of Bryan Helphinstine to the Commission on Human Rights. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood, Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Cotterill, Motion passes.

RESOLUTION AUTHORIZING LETTER FOR PIG OUT

The following Resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 19-67

RESOLUTION AUTHORIZING LETTER FOR PIG OUT

WHEREAS, the Shriners are having a Pig Out Barbeque Festival in downtown Maysville on September 27 and 28, 2019, and

WHEREAS, the Shriners need a letter to the Alcohol Beverage Control to allow alcohol to be sold at the event,

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY that the Mayor is hereby authorized and directed to execute a letter to the Alcohol Beverage Control Board for the City of Maysville allowing Christal Henderson to sell alcohol on McDonald Parkway.

Motion by Commissioner Ashley, second by Commissioner Brammer to adopt Resolution 19-67 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood, Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Coterrill, Motion passes.

RESOLUTION AUTHORIZING ACCEPTANCE OF SALT BID

The following Resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 19-68

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:

	<u>Price Per Ton</u>	
1)	Compass Minerals America Inc.	\$90.21
2)	Cargill Deicing Technology Business	\$118.29
3)	Morton Salt, Inc.	\$92.38
4)	The Detroit Salt Company	\$97.85

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

(1) The bid of Compass Minerals America Inc. in the sum of \$90.21 per ton 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 Brammer to adopt Resolution 19-68 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood,

Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Coterrill, Motion passes.

ORDINANCE ADOPTING PVA ASSESSMENT FOR 2019

The Board of Commissioners were presented with the following Ordinance on second reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 19-23**

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 2019.

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 2019, which assessment shall be subject to taxation at the rates to be fixed by Ordinance.

2019 TAX ASSESSMENT

Real Property	\$458,717,876
Tangible Personal Property	122,179,057
Inventories	38,912,810

The text of this Ordinance shall be published in full.

Motion by Commissioner McKay, second by Commissioner Ashley to adopt Ordinance 19-23 as presented upon second reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood, Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Coterrill, Motion passes.

ORDINANCE SETTING AD VALOREM TAX RATE

The Board of Commissioners were presented with the following Ordinance on second reading:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 19-24**

AN ORDINANCE SETTING CITY OF MAYSVILLE AD VALOREM TAX LEVIES ON MOTOR VEHICLES DUE IN 2020 AND ON ALL OTHER TAXABLE PROPERTY DUE IN 2019 AND LEVYING A FRANCHISE TAX ON FINANCIAL INSTITUTIONS DUE IN 2020.

WHEREAS, the 2020 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 City has held a public hearing as required by KRS 132.027; and

WHEREAS, the Board of Commissioners has decided to levy a tax increase of 4%; 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 2020.

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 2020, pursuant to KRS 132.487;
- b) \$0.166 on all other real and personal property taxable in 2019, 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 2019 and due with two percent discount if paid by 31 December 2019 or without discount if paid by 31 January 2020, 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 2019.

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

Motion by Commissioner Brammer, second by Commissioner Ashley to adopt Ordinance 19-24 as presented upon second reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood, Commissioner Brammer, Commissioner Ashley, and Mayor Coterill. Nays: Commissioner McKay. Motion passes.

ORDINANCE AMENDING CHAPTER 240 – MOBILE FOOD UNITS

The Board of Commissioners were presented with the following Ordinance on second reading:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 19-25

AN ORDINANCE AMENDING CODE OF ORDINANCES CHAPTER 240
MOBILE FOOD UNITS

SUMMARY

This ordinance amends Chapter 240: Mobile Food Units to revise the definition of mobile food units, to delete the provision that mobile food units cannot operate in the Historic District, to add that mobile food units can operate in the Entertainment Destination Center on the McDonald Parkway parking lot and Wall Street parking lot Monday through Sunday from 7:00 a.m. until 2:00 a.m.; that mobile food units can operate in the evenings in the Entertainment Destination Center from the hours of 6:00 p.m. until 1:30 a.m. Monday through Saturday and on Sunday from 8:00 a.m. until 10:00 p.m. on West Second Street between Market Street and Sutton Street; mobile food units may also set up directly in front of a business in the Entertainment Destination Center by written invitation of the business which shall be on display; the Ordinance adds requirements on noise levels; and deletes the hour limitation in the Industrial Parks for operation of mobile food units in the Industrial Parks and allows operation of mobile food units between 6:00 a.m. until sunset in the Industrial Parks.

Motion by Commissioner Ashley, second by Commissioner Brammer to adopt Ordinance 19-25 as presented upon second reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood, Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Coterill, Motion passes.

ORDINANCE CLOSING EDITH HENRY LANE

The Board of Commissioners were presented with the following Ordinance on second reading:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 19-C-26

AN ORDINANCE CLOSING EDITH HENRY LANE

Summary

This Ordinance orders closure as a public way of Edith Henry Lane subject to reservation of existing utility lines and easements.

Motion by Commissioner Ashley, second by Commissioner McKay to adopt Ordinance 19-C-26 as presented upon second reading. Upon call of roll, voting is as follows: Voting aye:

Commissioner Wood, Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Coterill, Motion passes.

DISCUSSION: BUILDING LEASES

City Manager Wallingford reported that an appraisal showed that all the City rental property was within the appraised rental value except the College Café space at the Cox Building. Maysville Community and Technical College is currently paying \$600 per month and the space was appraised at \$3,500 per month. The Board of Commissioners discussed having a meeting with college officials and letting them know the rent would have to be raised significantly in the next budget year. Commissioner Wood also suggested that all property rents be raised yearly at the cost of inflation.

DISCUSSION: PAVING CONTRACT


Discretionary funding was for paving Fourth Street, McDonald Parkway, Elizabeth Street, and River Park Road in the paving contract. There were no questions.

DISCUSSION: SURPLUS PROPERTY

City Manager Wallingford explained to the Board of Commissioners that Public Works Director Barbee was requesting that three vehicles be advertised on GovDeals Online for auction, and they would need to make a motion to make those vehicles surplus at the September meeting.

ADJOURNMENT

Motion by Commissioner Brammer, second by Commissioner Ashley to adjourn. Upon call of roll, voting is as follows: Voting aye: Commissioner Wood, Commissioner Brammer, Commissioner Ashley, Commissioner McKay and Mayor Coterill, Motion passes.



CITY CLERK



MAYOR