

MAYSVILLE BOARD OF COMMISSIONERS

Thursday, 9 March 2017; 5:15 p.m.

REGULAR MEETING

Maysville Municipal Building

The Board of Commissioners of the City of Maysville, Kentucky met in a regular meeting on Thursday, March 9, 2017 at 5:15 p.m. at the Maysville Municipal Building. Present: Commissioner Schumacher, Commissioner Judy Pfeffer, Commissioner Kelly Ashley, Commissioner Victor McKay, and Mayor David Cartmell. Also present: City Manager Matt Wallingford, City Clerk Lisa Dunbar, City Attorney Sue Brammer, Comptroller Penny Stanfield, Projects Coordinator David Hord, Police Chief Ron Rice, Fire Chief Kevin Doyle, Asst. Comptroller/HR Director Karen Cracraft, Public Works Director Rick Truesdell, Zoning Administrator George Larger, Building Official Wells, Codes Officer Nicole Jones, Main Street Director Caroline Reece, and Asst. City Attorney Kelly Caudill. Absent: Tourism Director Suzie Pratt.

MINUTES & REPORTS

Motion by Commissioner McKay, second by Commissioner Schumacher to approve the minutes of Feb. 9 and 23, 2017 and department reports as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

PUBLIC COMMENTS

Dave Loney addressed the Board of Commissioners in support of the proposed insurance tax increase and against requests like the one for Oktoberfest made at the Feb. 9th meeting as these requests treat the City like a "piggy bank." Loney also spoke in favor of the City absorbing the utility commission as it duplicates administrative services at additional cost.

APPOINTMENTS & REAPPOINTMENTS

The Mayor made the following recommendations for appointment or reappointment:

David Goldman and Gerald Orme to Codes Board, term to expire 2/10/20
Jack Hussey and Carol Bennett to Human Rights Commission, expire 3/9/2020
Ward Blakefield to Industrial Development Authority, expire 10/11/17

Motion by Commissioner Pfeffer, second by Commissioner Ashley to approve the appointments as presented by the Mayor. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESIGNATION: FIRE DEPARTMENT

See ATTACHMENT A

Motion by Commissioner Pfeffer, second by Commissioner Ashley to accept the resignation of Kyle Brant effective April 4, 2017. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

DISCUSSION: UTILITY COMMISSION

After discussion of how absorption of the Utility Commission by the City would save significant funds in coming years, the comptroller and city attorney were asked to look into what steps would need to be taken to move forward.

DISCUSSION: ORVAG & COX BUILDING

With conference services moving to the Cox Building, more meeting and training space is needed. The second floor gallery space makes a good training room. It was proposed that the art guild be able to use the first floor space that previously housed the small business incubator. The Board of Commissioners agreed to move forward with preparing a new lease for the art guild.

DISCUSSION: CONFERENCE CENTER

City Manager Wallingford explained that there was only one bid on the sale of the conference center, but it didn't meet the minimum of \$225,000, which was the appraised value. He proposed that the building be put up for auction.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to put the conference center up for auction. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Nays: Commissioner Schumacher, Motion passes.

DISCUSSION: CENTRAL ALLEY

Central Alley resident Debbie Allison objected to the closing of the alley as it is the only access to her back yard. Brenda Dixon and Kelsey McManus said that the alley lends to foot traffic through their back yards. City Manager Wallingford said that the without unanimous consent from residents, the city would have to sue all property owners in circuit court.

RESOLUTION AUTHORIZING CONTRACT WITH CANNTECH

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY

CITY OF MAYSVILLE
Resolution No. 17-25

RESOLUTION AUTHORIZING CONTRACT WITH CANN-TECH FOR MAYSVILLE
WASTEWATER TREATMENT PLANT UPGRADE

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a contract with Cann-Tech, LLC for engineering services for the design and construction of the Maysville Wastewater Treatment Plant Upgrade.

Motion by Commissioner Pfeffer, second by Commissioner McKay to adopt Resolution 17-25 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Nays: Commissioner Schumacher, Motion passes.

RESOLUTION AUTHORIZING APPLICATION FOR CRUMB RUBBER GRANT

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-26

RESOLUTION AUTHORIZING
APPLICATION FOR CRUMB RUBBER GRANT

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to apply for Crumb Rubber Grant.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to adopt Resolution 17-26 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING FUEL SYSTEM CONTRACT

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-27

RESOLUTION AWARDING BID FOR
FUELING EQUIPMENT

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

- A. Purchase and install fueling equipment for fuel depot on Kenton Station Road
- B. Advertised: February 3, 2017
- C. Bid opening: February 20, 2017

WHEREAS, the following bid was received:

M&M Mid Valley Service and Supply	\$45,506.85
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WHEREAS, the Projects Coordinator has recommended the acceptance of the bid,

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

1. The bid of M&M Mid Valley Service and Supply in the sum of \$45,506.85 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 Resolution 17-27 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING EMERGENCY MANAGEMENT AID & ASSISTANCE AGREEMENT

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-28**

**RESOLUTION AUTHORIZING EMERGENCY ASSISTANCE &
MUTUAL AID AGREEMENT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute the Emergency Assistance & Mutual Aid Agreement naming Matt Wallingford as the primary representative and Penny Stanfield

as the alternate representative.

Motion by Commissioner Pfeffer, second by Commissioner McKay to adopt Resolution 17-28 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING CONTRACT WITH ROYAL BLUE ENTERTAINMENT

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-29**

**RESOLUTION AUTHORIZING CONTRACT
WITH ROYAL BLUE ENTERTAINMENT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute a contract with Royal Blue Entertainment to provide entertainment for the Simon Kenton Festival.

Motion by Commissioner McKay, second by Commissioner Pfeffer to adopt Resolution 17-29 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING CHANGE ORDER FOR BP PIPELINE

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-30**

**RESOLUTION AUTHORIZING
CHANGE ORDER FOR WATER MAIN EXTENSIONS PROJECT**

WHEREAS, the City of Maysville previously entered into a contract with B.P. Pipeline, LLC for the Water Main Extensions Project; and

WHEREAS, a Change Order needs to be signed to correct the unit bid price for pipe from Change Order No. 1 and for discrepancy between the pipe sizes shown on the plans and the actual pipe sizes discovered in the field;

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to sign Change Order No. 3 with B.P. Pipeline, LLC adjusting the price of the contract by \$5,218 for a total contract price of \$404,423.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to adopt Resolution 17-30 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

MOTION DECLARING SUPRLUS PROPERTY AND EQUIPMENT

See ATTACHMENT B, C, D

Motion by Commissioner Pfeffer, second by Commissioner McKay to declare submitted list of vehicles and equipment surplus property along with 36 W. 5th Street and 9 acre parcel at Smokey Hollow. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING E911 GRANT

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-31**

**RESOLUTION AUTHORIZING
E911 GRANT**

BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that the Mayor is hereby authorized and directed to execute an application and any other documents associated with the application for Kentucky 911 Service Board Grant Fund for the purpose of improvement of the E911 services.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 17-31 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

RESOLUTION AUTHORIZING WATER PURCHASE CONTRACT

The following resolution was presented to the Board of Commissioners:

COMMONWEALTH OF KENTUCKY

CITY OF MAYSVILLE
Resolution No. 17-32

RESOLUTION FOR AGREEMENT FOR WATER PURCHASE CONTRACT WITH
BUFFALO TRAIL WATER ASSOCIATION, INC.

WHEREAS, the Buffalo Trail Water Association, Inc. of Kentucky has committed to improve and enhance community livability for the citizens they serve;

WHEREAS, assistance is available through the USDA Rural Development Program;
and

WHEREAS, the Buffalo Trail Water Association, Inc. desires to provide water to residences in Bracken County, Harrison County, Mason County, Nicholas County, Pendleton County, and Robertson County, Kentucky; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that it shall enter into the contract attached hereto and incorporated by reference in an effort to support the Buffalo Trail Water Association, Inc. and that the Mayor is hereby authorized and directed to execute the attached contract.

Motion by Commissioner McKay, second by Commissioner Pfeffer to adopt Resolution 17-32 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE RE: WASHINGTON VOLUNTEER FIRE DEPARTMENT

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 17-03**

**AN ORDINANCE REPEALING CODE OF ORDINANCES CHAPTER 93:
VOLUNTEER FIRE DEPARTMENT**

Summary

This Ordinance repeals Code of Ordinances Section 93: Volunteer Fire Department effective July 1, 2017.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to pass Ordinance 17-03 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye:

Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE REPEALING TAXI ORDINANCE

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 17-04**

AN ORDINANCE REPEALING CHAPTER 232 TAXI CABS

Summary

This Ordinance repeals Code of Ordinances Section 232 Taxi Cabs because the City of Maysville no longer has the authority to regulate taxi cabs.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to pass Ordinance 17-04 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING CODE OF ORDINANCES 136.03 TO INCREASE INSURANCE TAX

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 17-02**

AN ORDINANCE AMENDING CODE OF ORDINANCES SECTION 136.03 TO INCREASE THE INSURANCE TAX TO 8%

Summary

This Ordinance amends Code of Ordinances Section 136.03 to increase the license fee imposed upon each insurance company that issues any insurance policy that is not a life insurance policy from 7% to 8%.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Ordinance 17-02 as presented upon second reading. Upon call of roll, voting is as follows: Voting

aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell; Nays: Commissioner Schumacher, Motion passes.

RESOLUTION FOR MAYOR RECOGNITION DAY FOR NATIONAL SERVICE

The following resolution was presented to the Board of Commissioners:

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Resolution No. 17-33**

**RESOLUTION FOR MAYOR
RECOGNITION DAY FOR NATIONAL SERVICE**

WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, the nation's cities are increasingly turning to national service and volunteerism as a cost-effective strategy to meet their needs; and

WHEREAS, AmeriCorps and Senior Corps participants address the most pressing challenges facing our communities, from educating students for the jobs of the 21st century and supporting veterans and military families to providing health services and helping communities recover from natural disasters; and

WHEREAS, national service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS, AmeriCorps and Senior Corps participants serve in more than 50,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, national service participants increase the impact of the organizations they serve, both through their direct service and by managing millions of additional volunteers; and

WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

WHEREAS, national service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, the Corporation for National and Community Service shares a priority with county officials and mayors nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, National Association of Counties, Cities of Service, and mayors, and county officials across the country for the Mayor and County Recognition Day for National Service on April 4, 2017.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF MAYSVILLE, KENTUCKY, that April 4, 2017 is declared National Service Recognition Day and residents are encouraged to recognize the positive impact of national service in our City; to thank those who served; and to find ways to give back to our community.

Motion by Commissioner Pfeffer, second by Commissioner Ashley to adopt Resolution 17-33 as presented. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

ORDINANCE AMENDING CODE OF ORDINANCES 136.02, LIFE INSURANCE TAX INCREASE

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

**COMMONWEALTH OF KENTUCKY
CITY OF MAYSVILLE
Ordinance No. 17-05**

**AN ORDINANCE AMENDING CODE OF ORDINANCES
SECTION 136.02 TO INCREASE THE INSURANCE TAX TO 8%**

Summary

This Ordinance amends Code of Ordinances Section 136.02 to increase the license fee imposed upon each insurance company that issues life insurance policies from 7% to 8%.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to pass Ordinance 17-05 as presented upon first reading. Upon call of roll, voting is as follows: Voting aye: Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell; Nays: Commissioner Schumacher, Motion passes.

SET DATE FOR SPECIAL MEETING

The Board of Commissioners agreed to meet in special session at noon on Monday, March 13, 2017.

CLOSED SESSION TO DISCUSS ACQUISITION OF REAL PROPERTY


Motion by Commissioner Pfeffer, second by Commissioner Ashley to go into closed session pursuant to KRS 61.810(1)(b). Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

Motion by Commissioner Ashley, second by Commissioner Pfeffer to return to open session. Upon call of roll, voting is as follows: Voting aye: Commissioner Schumacher, Commissioner Pfeffer, Commissioner Ashley, Commissioner McKay and Mayor Cartmell, Motion passes.

ADJOURNMENT

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


MAYOR


CITY CLERK

Kyle Brant
(606) 584-8922
kylebrant@maysvilleky.net
826 Hinton Drive
Maysville, KY 41056

March 6, 2017

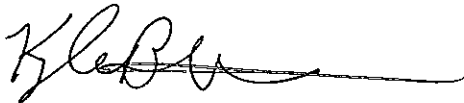
Chief Doyle,

Please accept this letter as my official notice of resignation as a Firefighter/EMT from the Maysville Fire Department. My last official day as a full-time firefighter/EMT with the Maysville Fire Department will be April 6, 2017.

I want to personally say thank you, to not only you Chief, but also to firefighters at the Maysville Fire Department, and the staff at the City of Maysville for all their help throughout the start of my career. It is without a doubt, I would not have the knowledge or experience that I have; nor could I have accomplished what I have thus far in my career without everyone's help and support along the way. I wish only the best for the City of Maysville, the Maysville Fire Department, and all of my coworkers after my departure.

It has been a pleasure working for the City of Maysville and the Maysville Fire Department over the last several years. If there is anything I can do to help or assist in the future, please let me know, as I will be more than willing to help in anyway I can.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kyle Brant', with a long horizontal flourish extending to the right.

Kyle Brant

ATTACHMENT B

The Mayor and City Commission of Maysville, Kentucky is having a Public Auction Saturday . Starts at 10:00 AM at Public Works Department, 1720 Martha Comer Dr., Maysville, Ky. 41056 for Surplus Property for the City Vehicles

2006	Sweeper	49HAADBV85DW84135	#304
1996	Ford Aerosta	1FTDA14U2TZA73923	#317
1999	Dodge 1500	1B7HF16Y2XS315045	#319
2002	Dodge 1500	1D7HU16N32J165186	#340
1995	Jeep	1J4GZ58S1TC232031	#351
1998	Ford econoline	1FTNE2421WHA95371	#364
1991	Ford F-350	1FDKF37H7MNA82110	#366
	Ford Dump Truck	No Title	#362
1986	Dodge	1B7GR14X6JS697214	
1977	GMC	CKL337Z169299	

Police

1995	Cadillac	1G6KD52B7SU274559	
2007	Crown Vic	2FAHP71W07X107979	
2006	Crown Vic	2FAHP71W36X142689	

Utility Commission

1993	Chevy	1GBJC34K2PE182312	
1995	Chevy	1GCFK24H3SZ259158	
1997	Ford F-150	1FTEF1769VLB33026	
2000	Chevy S10	1GCCS1451YK243240	
1999	Chevy Tahoe	3GNEK18R3XG109042	
1999	Dodge Ram	1B7HF16Y6XS315050	
2002	Chevy Silverdo	1GCEC14V52Z241818	
1992	Chevy C10	1GCEC14H6NZ211788	
1996	Dodge Ram	1B7HF16Y7TJ141943	
2002	Dodge Durango	1B4HS38N82F203651	
2001	Dodge Ram Van	3B7KF26Z81M283822	
1997	Chevy CC10903	1GCEC14M7VZ134264	
1999	Dodge Ram	1B7HF16Y6XS315064	

Transit

2008	Chevy Handicap	1GBDV13W78D139611	#506
1997	Ford Bus	1FDLE40F4VHA37860	#501

Police Department

Ronald J. Rice
Chief of Police



City of Maysville, Kentucky
212 Government Street
Maysville, Kentucky 41056
Phone: 606-564-9411
Fax: 606-564-9411

February 3, 2017

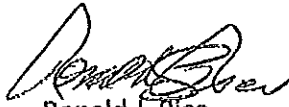
From: Chief Rice

Subject: Surplus Equipment

To: Matt Wallingford, City Manager

Following is a list of surplus property from the police department:

- 2007 Ford Edge VIN # 2FMDK38C77BA72071
- 2009 Ford Crown Victoria VIN # 2FAHP771V69X146750
- 2011 Dodge Charger VIN # 2B3CL1CG4BH565161
- Three (3) LED light bars
- Eleven (11) center consoles for Ford Crown Victoria's


Ronald J. Rice
Chief

Miscellaneous Etc.

Kut Kwick SSM 35 72D 52066

Rubber Tire Loader

Various Inventory of drop box and curb box inlets 12-14
items

Various inventory of Corrugated Plastic Pipe Single and
Double Walled ranging in diameters of 24 inch to 48 inch
and larger in various lengths.

Reinforced Concrete Pipe in various diameters and lengths