



Ashland Board of Commissioners
Thursday, November 19, 2020
12:00 PM
Video Teleconference

AGENDA

I. CALL TO ORDER

II. INVOCATION

III. RECEIVE AND FILE CALL LETTER

IV. RECEIVE AND FILE MINUTES

- a. *Special Regular Meeting held on October 22, 2020*
- b. *Special Called Meeting held on October 23, 2020*
- c. *Special Called Meeting held on October 27, 2020*
- d. *Special Called Meeting held on October 28, 2020*

V. HEARINGS AND REPORTS

VI. CONSENT AGENDA - Reading and adoption of a resolution adopting, authorizing and approving the course of action recommended by the City Manager on items appearing on the Consent Agenda.

- 1. *City Manager recommends authorizing payment of Application No. 1 dated November 9, 2020 in the amount of \$126,708.00 to C.J. Hughes Construction Co., Inc. for the Waterline Replacement Project - 34th Street Catlettsburg and Broadway to be paid from waterline replacement capital funds.*

FISCAL NOTE: Total Contract Amount \$139,870.00. Change Order #1 Amount -\$13,162.00. Current Amount due \$126,708.00. Balance of contract remaining after current payment \$0. Waterline Replacement Capital Funds contracted/spent \$983,503.83.

- 2. *City Manager recommends authorizing payment of Application No. 5 dated October 19, 2020 in the amount of \$131,465.70 to Frederick & May Construction Co., Inc. for the Pollard Mills Storm Water, Sidewalks, Curbs, Gutters and Paving Contract for the Department of Community and Economic Development to be paid \$111,780.05 from Community Development Block Grant (CDBG) funds and \$19,685.65 from the Utility Fund.*

FISCAL NOTE: Total Contract Amount - \$439,685.00. Change Orders Approved - \$49,505.00. Revised Contract Amount - \$489,190.00. Amount Paid to Date - \$304,304.85. Current Amount Due - \$131,465.70 (\$111,780.05 CDBG/\$19,685.65 Utility Fund). Balance of contract remaining after current payment - \$53,419.45.

3. City Manager recommends authorizing payment of Invoice #0055494 in the amount of \$158.04, Invoice #0055495 in the amount of \$45.00, Invoice #0055496 in the amount of \$1,640.00, all dated August 31, 2020 and Invoice #0055722 in the amount of \$1,440.00 and Invoice #0055723 in the amount of \$88.61, both dated September 30, 2020, all totaling \$3,371.65 to GRW for professional services from July 26 to September 19, 2020 for the Pollard Mills Storm Water, Sidewalks, Curbs, Gutters and Paving Project funded by Community Development Block Grant (CDBG) funds for the Department of Community and Economic Development.

FISCAL NOTE: Total Contract Amount/CDBG - \$373,493.00. Total Contract Amount/Utility Fund - \$48,307.00. Amount paid to date/CDBG - \$151,423.47. Amount paid to date/Utility Fund - \$35,003.50. Current Amount Due/CDBG - \$3,371.65. Current Amount Due/Utility Fund - \$0.00. Balance of contract remaining after current payment/CDBG - \$218,697.88. Balance of contract remaining after current payment/Utility Fund - \$13,303.50.

4. City Manager recommends authorizing payment of Application for Payment No. 3 dated November 4, 2020 in the amount of \$325,109.48 to Orders Construction Co., Inc. for the Water Treatment Plant SCADA & Instrumentation Replacement Project.

FISCAL NOTE: Total Contract Amount - \$3,195,800.00. Amount Paid to date - \$167,566.50. Current Amount Due - \$325,109.48. Balance of contract remaining after current payment - \$2,703,124.02. This project is being funded with Utility Revenue Bonds.

5. City Manager recommends authorizing payment of Invoice #0164382 dated September 15, 2020 in the amount of \$28,270.17 and Invoice #0164912 dated October 12, 2020 in the amount of \$49,796.49 to Strand Associates, Inc. for engineering services for the Wastewater Treatment Plant Expansion and Improvements Project for the Department of Utility Operations.

FISCAL NOTE: Total Contract Amount \$535,990.00. Amount paid to date \$216,254.49. Current Amount Due \$78,066.66. Balance of contract remaining after current payment \$241,668.85. This project is for project management, surveying and preliminary engineering for the expansion of the Wastewater Treatment Plant and is funded by CSO funds. Fiscal Year 2021 budget is \$1,515,514.

6. City Manager recommends authorizing payment of Application No. 2 dated November 2, 2020 in the amount of \$102,489.75 to Tribute Contracting and Consultants, LLC for the Waterline Replacement Project-Simpson Road.

FISCAL NOTE: To be paid from Waterline Replacement Capital Funds. Total Contract Amount \$665,498.00. Amount paid to date \$159,044.85. Current Amount due \$102,489.75. Balance of contract remaining after current payment \$403,963.40. Waterline Replacement Capital Funds contracted/spent \$983,503.83.

7. City Manager recommends authorizing and directing the Benefits Administrator to process for payment any outstanding medical insurance claims resulting from the transition of health insurance benefits from Medical Benefit Administrators (MedBen) to Anthem up to a maximum of \$5,000.00 per claim with appropriate documentation and review by the Finance Department and the City Manager.

FISCAL NOTE: Estimated at 15 or fewer claims to be paid from Employees Health Insurance Fund. Adequate funds budgeted for these expenses as normally paid by Third Party Administrator.

8. City Manager recommends authorizing a probationary appointment to the position of Automotive Parts/Title Clerk, Grade 105, for the Department of Public Services, Division of Fleet Maintenance, contingent upon satisfactory completion of a pre-employment physical.

FISCAL NOTE: Salary \$27,964, Benefits \$28,517, Total = \$56,481.

VII. NEW BUSINESS

- a. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 4 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND FREDERICK & MAY CONSTRUCTION CO., INC. REGARDING THEIR CONTRACT FOR THE POLLARD MILLS DRAINAGE IMPROVEMENT PROJECT INCREASING THE CONTRACT AMOUNT BY \$3,965.00 TO BE PAID BY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND EXTENDING THE CONTRACT COMPLETION DATE BY 30 DAYS FOR THE DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT.

FISCAL NOTE: Total Contract Amount - \$439,685.00. Change Orders Approved - \$49,505.00. Revised Contract Amount - \$489,190.00. Current Change Order - \$3,965.00. Total Revised Contract Amount - \$493,155.00.

- b. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND SOUTHERN OHIO TRENCHING & EXCAVATING, INC. IN THE AMOUNT OF \$35,000.00 FOR A CONTRACT REGARDING THE CURED-IN-PLACE PIPE (CIPP) POINT REPAIRS PROJECT FOR THE DEPARTMENT OF ENGINEERING.

FISCAL NOTE: Original Contract Amount - \$101,241.00. Change Orders - \$0.00. Current Change Order - \$35,000.00 increase. Revised Contract Amount - \$136,241.00. To be paid from municipal capital improvement bond fund proceeds.

- c. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND ORDERS CONSTRUCTION COMPANY INC. IN THE AMOUNT OF \$27,382.18 FOR A CONTRACT FOR THE CONSTRUCTION OF THE ASHLAND WATER TREATMENT PLANT SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM (SCADA) FOR THE DEPARTMENT OF ENGINEERING.

FISCAL NOTE: Original Contract Amount - \$3,195,800.00. Change Orders - \$0.00. Amount of Change Order #1 - \$27,382.18. Contract Amount following approval of Change Order #1 - \$3,223,182.18. Paid from municipal capital improvement bond fund proceeds.

- d. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND AMERICAN SUNCRAFT CO., INC. FOR A CONTRACT REGARDING THE SUMMIT TANK INTERIOR PAINTING AND REHABILITATION PROJECT FOR THE DEPARTMENT OF ENGINEERING INCREASING THE CONTRACT AMOUNT BY \$42,050.00.

FISCAL NOTE: Original Contract Amount - \$493,504.00. Change Orders - \$239,750.00. Revised Contract Amount - \$733,254.00. Change Order #2 - \$42,050.00. Contract Amount following approval of current Change Order #2 - \$775,304.00. Paid from municipal capital improvement bond fund proceeds.

- e. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, ADOPTING THE JOB DESCRIPTION FOR THE POSITION OF ADMINISTRATIVE ASSISTANT/ASSISTANT CITY CLERK AS A REPLACEMENT FOR ADMINISTRATIVE SECRETARY TO THE CITY MANAGER AND LEGAL SECRETARY/ASSISTANT CITY CLERK, BOTH IN THE DEPARTMENT OF GENERAL GOVERNMENT, OF THE "POLICIES AND PROCEDURES, COMPENSATION PLAN AND CLASSIFICATION PLAN" AS ADOPTED BY ORDINANCE NO. 51, SERIES OF 2017, AS PREVIOUSLY AMENDED.

FISCAL NOTE: Elimination of authorized position (Legal Secretary/Assistant City Clerk) \$33,883 Salary/\$30,394 Benefits - \$64,277 total. Administrative Assistant/Assistant City Clerk - \$35,780 Salary/\$30,996 Benefits - \$66,776 total. Neither position is included in Fiscal Year 2021 budget

- f. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 22A, SERIES OF 1989, AS AMENDED BY ORDINANCE NO. 128, SERIES OF 1989, WHICH ESTABLISHED PARKING SCHEDULES AND PROVIDED A PENALTY FOR THE VIOLATION, ESTABLISHING NO PARKING ON BOTH SIDES OF 10TH STREET FROM GREENUP AVENUE TO WINCHESTER AVENUE AND NO PARKING ON THE EAST SIDE OF 10TH STREET FROM WINCHESTER AVENUE TO CARTER AVENUE.

FISCAL NOTE: No fiscal impact.

- g. First reading and approval of an ordinance entitled:

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 BETWEEN THE CITY OF ASHLAND, KENTUCKY AND RUMPKE OF KENTUCKY, INC. EXTENDING THE CONTRACT TO JUNE 1, 2021 FOR THE REMOVAL AND DISPOSITION OF SLUDGE FROM THE WASTEWATER TREATMENT PLANT FOR THE DEPARTMENT OF UTILITIES.

FISCAL NOTE: Original Contract Amount - \$245,683.20. Change Orders - \$0.00. Current contract prices will continue at \$15.56 per ton per pull and \$21.00 per ton tipping fee at a qualified landfill.

- h. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE ADDENDUM NO. 1 INCREASING THE ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF ASHLAND, KENTUCKY AND STRAND ASSOCIATES, INC. FOR THE WASTEWATER TREATMENT PLANT EXPANSION AND IMPROVEMENTS PROJECT IN THE AMOUNT OF \$46,800.00.

FISCAL NOTE: *Original Contract Amount - \$535,990.00. Change Orders - \$0.00. Change Order #1 - \$46,800.00. Revised Contract Amount following approval of Change Order #1 - \$582,790.00. Funded with CSO Surcharge = \$ 1,515,514 CSO Construction in Progress FY 21 budget.*

- i. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, PROVIDING FOR THE RULES AND REGULATIONS FOR ANY SPECIAL EVENT OCCURRING UPON OR WITHIN CITY PROPERTY, STREETS, SIDEWALKS, RIGHTS-OF-WAY AND PARKS OF THE CITY OF ASHLAND TO BE KNOWN AND COMMONLY REFERRED TO AS THE "SPECIAL EVENT ORDINANCE" AND REPEALING ORDINANCE NO. 56, SERIES OF 2009.

FISCAL NOTE: *No fiscal impact.*

- j. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AMENDING ORDINANCE NO. 43, SERIES OF 2016, AS AMENDED BY ORDINANCE NO. 104, SERIES OF 2016, PROVIDING FOR THE RULES AND REGULATIONS FOR THE USE OF CENTRAL PARK AND OTHER CITY PARKS WITHIN THE CITY OF ASHLAND, KENTUCKY, FIXING PENALTIES FOR THE VIOLATION THEREOF; ADOPTING THE FACILITY USE/RENTAL INFORMATION FORM FOR THE USE OF CITY PARK FACILITIES; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HERewith.

FISCAL NOTE: *No fiscal impact.*

- k. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, PROVIDING FOR THE RULES AND REGULATIONS FOR THE USE OF THE PORT OF ASHLAND, RIVERFRONT PARK, WITHIN THE CITY OF ASHLAND, KENTUCKY, FIXING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ANY AND ALL OTHER ORDINANCES IN CONFLICT HERewith AND SPECIFICALLY REPEALING ORDINANCE NO. 99, SERIES OF 2010, AS AMENDED BY ORDINANCE NO. 97, SERIES OF 2013, AND ORDINANCE NO. 30, SERIES OF 2018.

FISCAL NOTE: *No fiscal impact.*

- l. *First reading and approval of an ordinance entitled:*

AN ORDINANCE OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND APPROVING PHASE 2 OF THE GLA-LOW OF ASHLAND, LLC APARTMENTS AND AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE THE PHASE 2 APPROVAL REGARDING THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SECTION 8 PROJECT-BASED VOUCHER PROGRAM FOR THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT.

FISCAL NOTE: *Full proposed cost is \$39,024.00 per month totaling \$468,288.00 per year for the project. The contract length is 15 years with one 5-year extension. This Phase 2 approval does not increase the cost of the contract.*

- m. *Reading and adoption of a municipal order entitled:*

A MUNICIPAL ORDER OF THE CITY OF ASHLAND, KENTUCKY, AUTHORIZING AND DIRECTING STEPHEN E. GILMORE, MAYOR, TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN GREENUP COUNTY/GREENUP COUNTY SHERIFF'S OFFICE AND THE CITY OF ASHLAND, KENTUCKY, THE CITY OF CATLETTSBURG, KENTUCKY, AND THE BOYD COUNTY SHERIFF'S DEPARTMENT, REGARDING THE NORTHEAST KENTUCKY DRUG TASK FORCE IN ORDER TO COMBAT ILLEGAL ACTIVITY.

FISCAL NOTE: No fiscal impact.

- n. *EXECUTIVE SESSION - Individual personnel matter*

VIII. ADJOURNMENT