



CITY COMMISSION MEETING
AGENDA FOR JANUARY 24, 2017
5:30 P.M.
CITY HALL COMMISSION CHAMBERS
300 SOUTH FIFTH STREET

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS/DELETIONS

PROCLAMATION: CATHOLIC SCHOOLS WEEK – St. Mary School System

	I.	<u>MINUTES</u>
	II.	<u>MOTION</u>
		A. R & F Documents
	III.	<u>MUNICIPAL ORDER</u>
		A. Personnel Actions
		B. Highway Safety FY2018 – POLICE CHIEF BARNHILL
		C. Approve Lease for Brooks Stadium with Paducah Chiefs, Inc. – CITY MGR
	IV.	<u>ORDINANCES – ADOPTION</u>
		A. Intent to Annex Tri-State Construction Property – S. ERVIN
		B. Abolish Paducah Riverfront Development Authority Board & Create the Paducah Riverfront Development Advisory Board – S. ERVIN
	V.	<u>PRESENTATION</u>
		A. Next Neighborhood Revitalization Report – S. ERVIN
	VI.	<u>CITY MANAGER REPORT</u>
	VII.	<u>MAYOR & COMMISSIONER COMMENTS</u>
	VIII.	<u>PUBLIC COMMENTS</u>
	IX.	<u>EXECUTIVE SESSION</u>

JANUARY 17, 2017

At a Regular Meeting of the Board of Commissioners, held on Tuesday, January 17, 2017, at 5:30 p.m., in the Commission Chambers of City Hall located at 300 South 5th Street, Mayor Harless presided, and upon call of the roll by the City Clerk, the following answered to their names: Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5).

PRESENTATION

AUDIT REPORT FOR FY2016

David Hampton, Partner with Kemper CPA, gave a brief report on the audit for FY2016.

MINUTES

Commissioner Abraham offered motion, seconded by Commissioner Holland, that the reading of the Minutes for the January 3, 2017, City Commission meeting be waived and that the Minutes of said meeting prepared by the City Clerk be approved as written.

Adopted upon call of the roll, yeas, Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5).

MUNICIPAL ORDER

PERSONNEL ACTIONS

Commissioner Holland offered motion, seconded by Commissioner Abraham, that upon the recommendation of the City Manager, the Board of Commissioners of the City of Paducah order that the personnel changes on the attached list be approved.

(SEE MUNICIPAL ORDER BOOK)

Adopted upon call of the roll, yeas, Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5).

ENERGY EFFICIENCY GRANT APPLICATION

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that a Municipal Order entitled, "A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ENERGY EFFICIENCY AND CONSERVATION GRANT APPLICATION AND ALL DOCUMENTS NECESSARY THROUGH THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT IN THE AMOUNT OF \$100,000 FOR ENERGY SAVING MEASURES AND UPGRADES AT PADUCAH FIRE STATION NO. 5," be adopted

Adopted upon call of the roll, yeas, Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5). M.O.1946; BK 10

ORDINANCES – ADOPTION

AUTHORIZE FLEET MAINTENANCE SERVICE AGREEMENT WITH CONCORD FIRE PROTECTION

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the Board of Commissioners adopt an Ordinance entitled, "AN ORDINANCE OF THE CITY OF PADUCAH, KENTUCKY, APPROVING A FLEET MAINTENANCE SERVICE AGREEMENT WITH CONCORD FIRE PROTECTION DISTRICT, AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT." This Ordinance is summarized as follows: The City hereby approves the Fleet Maintenance Service

JANUARY 17, 2017

Agreement with Concord Fire Protection District for the City to provide all fleet maintenance services, including labor, materials, and operations for repair and preventive maintenance for a fee. Further, the Mayor of the City is hereby authorized to execute the Agreement.

Adopted upon call of the roll, yeas, Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5). ORD.# 2017-1-8464; BK 35

AUTHORIZE EXECUTION OF EXPANDED JURISDICTION AGREEMENT WITH STATE

Commissioner Abraham offered motion, seconded by Commissioner Holland, that the Board of Commissioners adopt an Ordinance entitled, "AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE COMMONWEALTH OF KENTUCKY, DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION AND THE CITY OF PADUCAH, KENTUCKY." This ordinance is summarized as follows: That the Mayor is hereby authorized to execute an agreement between the Commonwealth of Kentucky, Department of Housing, Buildings and Construction, and the City of Paducah, Kentucky. This agreement specifies the enforcement responsibilities within the boundaries of the City and those of the state. It is a three-year agreement.

Adopted upon call of the roll, yeas, Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5). ORD.#2017-1-8465; BK 10

ORDINANCES – INTRODUCTION

INTENT TO ANNEX TRI-STATE CONSTRUCTION PROPERTY

Commissioner Holland offered motion, seconded by Commissioner Abraham, that the Board of Commissioners introduce an ordinance entitled, "AN ORDINANCE EXTENDING THE BOUNDARY OF THE CITY OF PADUCAH, KENTUCKY, BY INTENT TO ANNEX CERTAIN PROPERTIES LYING ADJACENT TO THE CORPORATE LIMITS OF THE CITY OF PADUCAH, AND DEFINING ACCURATELY THE BOUNDARY OF SAID PROPERTIES TO BE INCLUDED WITHIN THE SAID CORPORATE LIMITS." This Ordinance is summarized as follows: Approving intent to annex certain tracts of property contiguous to the present city limits, located at 2901 & 2905 Lone Oak Road and at 2825 Maryland Street, containing 1.922 acres, more or less

ABOLISH PADUCAH RIVERFRONT DEVELOPMENT AUTHORITY BOARD AND CREATE THE PADUCAH RIVERFRONT DEVELOPMENT ADVISORY BOARD

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that the Board of Commissioners introduce an Ordinance entitled, "AN ORDINANCE ABOLISHING DIVISION 16, PADUCAH RIVERFRONT DEVELOPMENT AUTHORITY, OF ARTICLE VI, CITY ADMINISTRATIVE BODIES, OF CHAPTER 2 ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY AND CREATING AN ADVISORY BOARD TO BE KNOWN AS THE "PADUCAH RIVERFRONT DEVELOPMENT ADVISORY BOARD"; PROVIDING FOR THE APPOINTMENT AND TERMS OF MEMBERS; AND ESTABLISHING THE ROLE AND PURPOSE OF SAID BOARD." This ordinance is summarized as follows: The City hereby amends the Paducah Code of Ordinances to abolish Chapter 2, Article VI, Division 16, Paducah Riverfront Development Authority, of the Paducah Code of Ordinances in its entirety. Further, the City

JANUARY 17, 2017

hereby establishes an advisory board to be known as the Paducah Riverfront Development Advisory Board. The Advisory Board will assist and advise the Board of Commissioners in the development of civic projects and development plans which are intended to revitalize, improve and generally enhance the Paducah Riverfront. It shall consist of five (5) members who shall be appointed by the Mayor with the approval of a majority of the members of the Board of Commissioners. The Board of Commissioners may designate one of its members as ex-officio to the Paducah Riverfront Development Advisory Board.

CITY MANAGER REPORT

- City Manager Pederson requested an executive session to discuss potential land acquisition and collective bargaining.
- City Engineer Rick Murphy reported the transient boat dock is being assembled in the water over the next few weeks at the foot of Broadway and will be floated to its destination when it is completed. This is another portion of the Riverfront Development Project.
- Assistant to the City Manager Michelle Smolen announced registration was open for the 1st Annual Paducah Citizens' Academy. The program connects participants to their local government through interactive sessions with the City Manager, Directors and staff about the inner workings of the city. Session 1 begins on March 23 and the last session, Session 9 will be on May 23.

PUBLIC COMMENTS

Flavius Lee, an employee of a local cab company, asked if the city's ordinance regarding qualifications for an applicant to drive a taxicab be changed to allow non-violent felons be approved or if the commission would grant a waiver.

(The city's ordinance requires an applicant must not have been convicted of a felony within the last five years immediately preceding the date of his application. This requirement may be waived by the Chief of Police if, in his opinion, the facts warrant such a waiver.)

EXECUTIVE SESSION

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the Board go into closed session for discussion of matters pertaining to the following topic(s):

- Future sale or acquisition of a specific parcel of real estate, as permitted by KRS 61.810(1)(b).
- Collective bargaining with public employees as permitted by KRS 61.810(1)(e).

Adopted upon call of the roll, yeas, Commissioners Abraham, Holland, Rhodes, Wilson and Mayor Harless (5).

Upon motion meeting was adjourned.

ADOPTED: January 24, 2017

City Clerk

Mayor

JANUARY 24, 2017

I move that the following documents be received and filed:

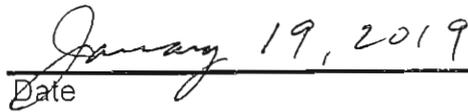
DOCUMENTS

1. Certificates of Liability Insurance:
 - a. Faughn Electric, Inc.
 - b. Asphalt Paving, Inc.
 - c. MP Lawson Construction, LLC
 - d. Leigh & Associates, Inc.
2. Contract for Services with Paxton Park Golf Board DBA Paxton Park Municipal Golf Course (Executed by the City Manager)
3. City of Paducah Comprehensive Annual Report for Year Ended June 30, 2016
4. Museum of the American Quilter's Society Financial Statements for Years Ended June 30, 2016 and 2015

CITY OF PADUCAH
January 24, 2017

Upon the recommendation of the City Manager, the Board of Commissioners of the City of Paducah order that the personnel changes on the attached list be approved.


City Manager's Signature


Date

CITY OF PADUCAH
PERSONNEL ACTIONS
January 24, 2017

NEW HIRE - FULL-TIME (F/T)

<u>INFORMATION TECHNOLOGY</u>	<u>POSITION</u>	<u>RATE</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
Raes, Jessica D	GIS Specialist	\$26.93/Hr	NCS	Ex	February 16, 2017
<u>911 COMMUNICATIONS</u>					
Teel, Christina B	Telecommunicator	\$13.21/Hr	NCS	Non-Ex	February 16, 2017

TERMINATIONS - FULL-TIME (F/T)

<u>POLICE - OPERATIONS</u>	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
Hefner, Robert M	Police Sergeant	Retirement	February 1, 2017

**Agenda Action Form
Paducah City Commission**

Meeting Date: 24 Jan 2017

Short Title: Highway Safety Grant Application

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Brian Krueger and Adam Shull
Presentation By: Brandon Barnhill

Background Information:

The Paducah Police Department (PPD) seeks a grant from the Kentucky Transportation Cabinet's Highway Safety program for reimbursement of overtime work involved with traffic safety and for equipment for officers. The program covers several categories of overtime projects (impaired driving, occupant protection, police traffic services and other traffic safety problems areas) that include DUI arrests, speeding citations, seat belt citations, and child restraint citations. Also, due to the number of fatal crashes occurring during nighttime hours across the Commonwealth, and specifically lower nighttime seat belt usage throughout the state, successful applicants will dedicate a minimum of 50% of overtime work to nighttime enforcement. The PPD has been a successful applicant to this program for several years and is currently implementing this program from the most recent funding cycle. No match is required. PPD is requesting \$30,888 in grant funds for overtime pay for officers. PPD is also requesting \$6,400 in grant funds to purchase radar units, one handheld unit and one mobile unit (mounted in a police vehicle). The total grant request is \$37,288.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available:

Account Name:
Account Number:
Project Number:

Finance

Staff Recommendation: Authorize and direct the Mayor to execute all required grant application documents.

Attachments:

 Department Head	City Clerk	 City Manager
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MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION AND ALL DOCUMENTS NECESSARY FOR A REIMBURSEMENT GRANT FOR FY2017 IN THE AMOUNT OF \$37,288.00 THROUGH THE KENTUCKY OFFICE OF HIGHWAY SAFETY FOR FUNDING TO BE USED FOR OVERTIME HOURS ASSOCIATED WITH SPECIFIC TRAFFIC ENFORCEMENT AND FOR THE PURCHASE OF RADAR UNITS FOR THE PADUCAH POLICE DEPARTMENT

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute an application and all documents necessary for a reimbursement grant for FY2017 through the Kentucky Office of Highway Safety in the amount of \$37,288.00. Said grant funds shall be expended for overtime hours associated with traffic enforcement activities for the Paducah Police Department and for the purchase of radar equipment. No local cash or in-kind contribution is required.

SECTION 2. This Order shall be in full force and effect from and after the date of its adoption.

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Adopted by the Board of Commissioners, January 24, 2017
Recorded by Tammara S. Sanderson, City Clerk, January 24, 2017
\\mo\grants\police-highway safety FY2017

Agenda Action Form
Paducah City Commission

201183

Meeting Date: October 25, 2016

Short Title: **AGREEMENT REGARDING APPROVAL OF BROOKS STADIUM LEASE FOR PADUCAH CHIEFS, INC.**

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jeff Pederson, City Manager
Presentation By: Jeff Pederson, City Manager

Background Information:

Paducah Chiefs, Inc. was formed to better allow the Paducah Chiefs baseball team to sell beer at Brooks Stadium, located at 2400 Brooks Stadium Drive, Paducah, KY 42003, during the baseball season and related events. Previously, the baseball team has been able to sell beer under a separate, but analogous organization, Paducah Chiefs Baseball Club, LLC.

The lease will be valid from April 1, 2017 to April 1, 2018, with the City receiving compensation in the amount of \$1.

Paducah Chiefs, Inc. will provide relevant insurance, with the City maintaining all utilities. The City will also retain the right to inspect Brooks Stadium, with 24 hours' notice being provided to Paducah Chiefs, Inc.

Paducah Chiefs, Inc. assumes all risks at Brooks Stadium. Additionally, Paducah Chiefs, Inc. cannot make alterations or improvements to Brooks Stadium without the consent of the City.

In order to obtain the desired ABC license, a lease from the City of Paducah is necessary.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Staff Recommendation:

To approve the Lease regarding Brooks Stadium and Paducah Chiefs, Inc. and authorize the execution of such agreement by the Mayor.

Attachments: Lease of Brooks Stadium and Paducah Chiefs, Inc.

Department Head	City Clerk	 City Manager
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MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER APPROVING AND AUTHORIZING THE EXECUTION OF A LEASE WITH PADUCAH CHIEFS, INC FOR THE LEASING OF 2400 BROOKS STADIUM DRIVE, PADUCAH, KENTUCKY, ALSO KNOWN AS BROOKS STADIUM

BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. Recitals and Authorizations – the Lease. The Board of Commissioners hereby approves the Lease between the City of Paducah and the Paducah Chiefs, INC in substantially the form attached hereto as Exhibit A and made part hereof. Further, the Mayor of the City is hereby authorized to execute the Lease.

SECTION 2. Severability. If any section, paragraph or provision of this Order shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Order.

SECTION 3. Compliance with Open Meetings Laws. The City Commission hereby finds and determines that all formal actions relative to the adoption of this Order were taken in an open meeting of the City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

SECTION 4. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Order are, to the extent of such conflict, hereby repealed and the provisions of this Order shall prevail and be given effect.

SECTION 5. Effective Date. This Order shall be in full force and effect on and after the date as approved by the Board of Commissioners of the City of Paducah, Kentucky.

MAYOR

ATTEST:

Tammara S. Sanderson, City Clerk

Adopted by the Board of Commissioners, January 24, 2017

Recorded by Tammara S. Sanderson, City Clerk, January 24, 2017

Mo\lease – Brooks Stadium

EXHIBIT A

200135

LEASE

This Lease Agreement is made this _____ day of _____, 2017, by and between THE CITY OF PADUCAH, of 300 South 5th Street, Paducah, KY 42001, as Landlord, and PADUCAH CHIEFS, INC. of 3550 Tulipwood Drive, Paducah, KY 42001, as Tenant.

WITNESSETH:

WHEREAS, Landlord owns a parcel of land known as 2400 Brooks Stadium Drive, Paducah, KY 42003; and

WHEREAS, Tenant is desirous of leasing said property; and

WHEREAS, it is the express intent of the parties hereto to enter into a lease agreement which will set out the terms, conditions and covenants of the parties' contractual relationship;

NOW, THEREFORE, for and in consideration of the terms, covenants and conditions set forth and contained herein, Landlord and Tenant contract and agree as follows:

- i) PREMISES: The leased premises are described as the baseball stadium located at 2400 Brooks Stadium Drive.
- ii) CONDITION OF PREMISES: Tenant states that he has examined the premises prior to the execution of this lease agreement and is willing to accept the leased premises in its "AS IS" condition.
- iii) TERM: Landlord leases to Tenant, and Tenant leases from Landlord the leased premises on an annual basis. This lease shall begin on April 1, 2017 and expire April 1, 2018.
- iv) RENTAL: A payment of \$1 shall be due from Tenant and payable to Landlord on the date of signing the contract.
- v) USE: Tenant shall only use the premises as a baseball stadium. Tenant shall comply with all sanitary laws, ordinances, rules, and orders of appropriate governmental authorities affecting the cleanliness, occupancy, and preservation of the premises, during the term of this lease. Tenant shall not keep or have on the premises any article or thing of a dangerous, flammable, or explosive character that might unreasonably increase the danger of fire on the premises or that might be considered hazardous or extra hazardous by any responsible insurance company.
- vi) MAINTENANCE AND REPAIR: Tenant agrees to be responsible for normal wear and tear of the premises during the rental period. Tenant agrees to maintain the leased premises in a state of good condition. Landlord, at its option, shall be responsible for major items of repair such as roof, appliances, plumbing and wiring. Tenant shall be responsible for mowing the leased premises subject to the following condition:

vii) UTILITIES: Landlord shall keep all utilities in the Landlord's name and shall maintain responsibility for same.

viii) INSURANCE: Landlord shall not provide any insurance for the benefit of Tenant. Tenant shall be responsible for any insurance tenant deems necessary.

ix) INSPECTION OF PREMISES: It is expressly understood by Tenant that Landlord shall have the absolute right to come upon and into the leased premises at reasonable times and upon a 24 hour notice to Tenant to inspect the leased premises to ensure that Tenant is in compliance with the terms and provisions of this lease agreement. Landlord shall retain a set of keys for purposes of any such inspections.

x) RISK OF TENANTS: All personal property, goods and chattels of Tenant placed or stored in or about the leased premises are at the risk of the Tenant, and Landlord shall not be responsible to Tenant for same.

xi) ALTERATIONS AND/OR IMPROVEMENTS: Tenant shall make no alterations or improvements to the leased premises, construct any building or make any other improvements on the leased premises, **without the prior written consent of Landlord**. Regardless of approval, all additions, improvements or enhancements of any sort made to the leased premises shall become the property of the Landlord at the end of this lease agreement.

xii) ASSIGNMENT AND SUBLETTING: It is expressly understood and agreed by Tenant that Tenant shall not assign or sublease the leased premises

xiii) REMEDIES OF LANDLORD: The failure of the Landlord to insist upon the strict performance of the terms, covenants, agreements and conditions herein contained shall not constitute or be construed as a waiver or relinquishment of the Landlord's right thereafter to enforce any such term, covenant, agreement, or condition, but the same shall continue in full force and effect, and Landlord's exercise of any right provided herein or by law shall not constitute a waiver of any other right which is provided herein or by law to Landlord.

14. ENTIRETY: This lease contains the entire agreement between the parties hereto, and neither party is bound by any representations or agreements of any kind except as herein contained. This lease shall be governed by the laws of the Commonwealth of Kentucky.

15. EFFECTIVE DATE: The effective date of this agreement shall be the date first written above.

LANDLORD:

CITY OF PADUCAH

By: _____

Title: _____

TENANT:

PADUCAH CHIEFS, INC.

By: _____

Title: _____

Agenda Action Form

Paducah City Commission

Meeting Date: January 17, 2017

Short Title: Tri-State Construction request for annexation (Intent to Annex)

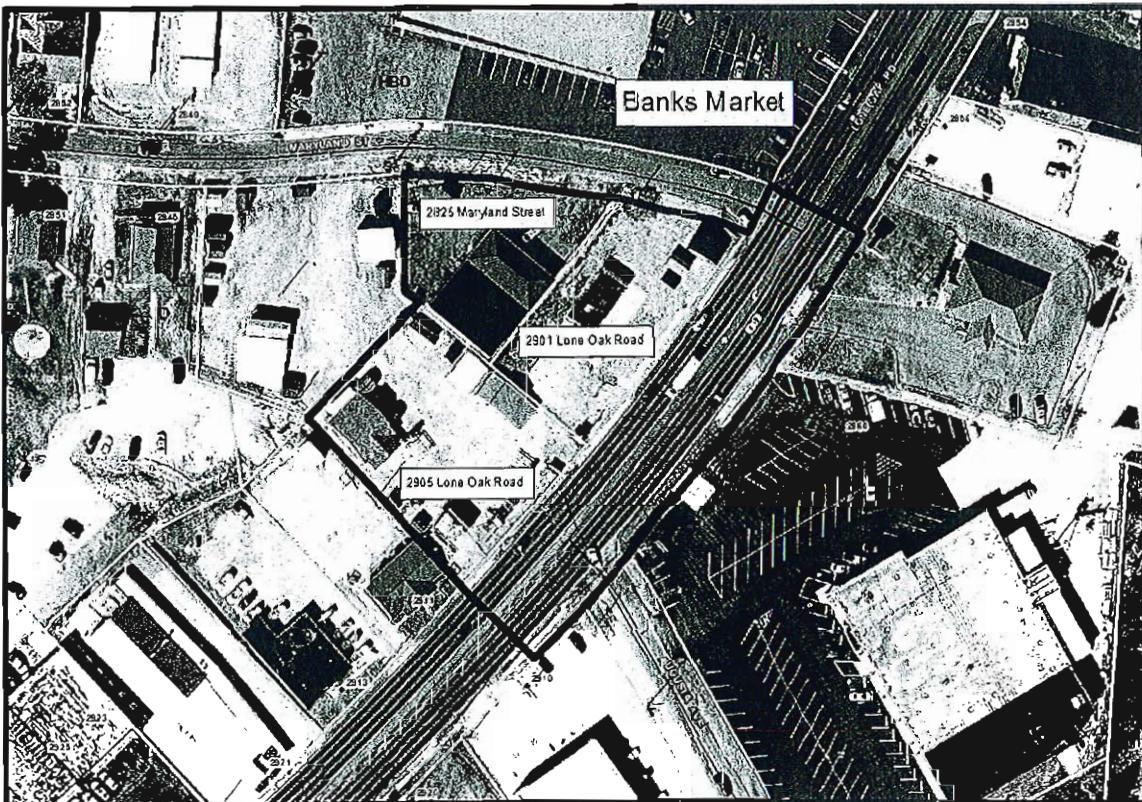
Ordinance Emergency Municipal Order Resolution

Staff Work By: Stephen Ervin, Joshua P. Sommer

Presentation By: Stephen Ervin

Background Information:

On November 17, 2016 the Paducah Planning Department received a request from Tri-State Construction Company to annex 2901 & 2905 Lone Oak Road and 2825 Maryland Street into the City of Paducah. The Intent to Annex ordinance will allow a final annexation and zoning designation to be adopted by the City Commission at the same time. Adjacent Right-of-Way of Lone Oak Road is being annexed as well.



Funds Available: Account Name: N/A
Account Number: N/A

Finance

Motion:

Attachments:

Request for Annexation
Legal Description of proposed annexation
Annexation plat

 Department Head	City Clerk	 City Manager
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**Agenda Action Form
Paducah City Commission**

Meeting Date: 17 January 2017

Short Title: Abolish the Paducah Riverfront Development Authority (PRDA) and create the Paducah Riverfront Advisory Board

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Steve Ervin, Sheryl Chino

Presentation By: Steve Ervin

Background Information: The intent of this agenda item is to abolish the Paducah Riverfront Development Authority (PRDA) and create the Paducah Riverfront Advisory Board. This action reflects the reorganization of PRDA functions and placement of PRDA programming, activities, and resources within the Planning Department. The Board of Commissioners will appoint one of its members as an ex-officio member of the Paducah Riverfront Advisory Board. The Advisory Board will:

- Assist with the development of a tax increment financing district.
- Assist with implementation of strategies outlined in the Renaissance Area Master Plan (RAMP).
- Assist with the review of development proposals for the City of Paducah owned properties along the Paducah riverfront.
- Select its own Chairperson and Secretary and shall meet not less than quarterly.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

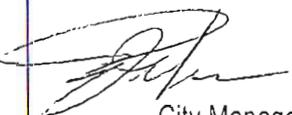
Funds Available:

Account Name:
Account Number:
Project Number:

Finance

Staff Recommendation: Abolish the Paducah Riverfront Development Authority and create the Paducah Riverfront Advisory Board.

Attachments: None

 Department Head	City Clerk	 City Manager
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