



**CITY COMMISSION MEETING  
AGENDA FOR MARCH 14, 2023  
5:00 PM  
CITY HALL COMMISSION CHAMBERS  
300 SOUTH FIFTH STREET**

*Any member of the public who wishes to make comments to the Board of Commissioners is asked to fill out a Public Comment Sheet and place it in the box located at the end of the Commissioner's desk on the left side of the Commission Chambers. The Mayor will call on you to speak during the **Public Comments** section of the Agenda.*

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**PROCLAMATION** Paducah Tilghman High School Wrestling State Champions - Head Coach Seth Livingston

**ADDITIONS/DELETIONS**

**MAYOR'S REMARKS**

*Items on the Consent Agenda are considered to be routine by the Board of Commissioners and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a Board member so requests, in which event the item will be removed from the Consent Agenda and considered separately. The City Clerk will read the items recommended for approval.*

	<b>I.</b>	<b><u>CONSENT AGENDA</u></b>
	A.	Approve Minutes for February 24 & 28, 2023, Board of Commissioners Meetings
	B.	Receive & File Documents
	C.	Appointment of Christopher Jones to the Code Enforcement Board
	D.	Appointment of Allan Rhodes to the Paducah Planning Commission
	E.	Appointment of Mark Thompson, and reappointment of Jeanne Stroup and Steve Seltzer to the Paducah Golf Commission
	F.	Appointment of Evan Rittgers to the Electric Plant Board
	G.	Personnel Actions
	H.	Accept Donation of Property Located at 1401 Old Mayfield Road - <b>G. CHERRY</b>
	I.	Accept Donation of Property Located at 1400 Tennessee - <b>S. KYLE</b>

		J.	Approve an Application for a 911 Services Board Grant in the Amount of \$8,828 - <b>B.LAIRD</b>
		K.	Approve the Application and Acceptance of a 2023-24 Household Hazardous Waste Grant in the Amount of \$40,632 - <b>C. YARBER</b>
		L.	Authorize the Acceptance of a Community Development Block Grant in the amount of \$200,000 on Behalf of Four Rivers Recovery Center - <b>H. REASONS</b>
	<b>II.</b>	<b><u>MUNICIPAL ORDER(S)</u></b>	
		A.	Authorize Opioid Settlement Participation Agreements - <b>D. JORDAN &amp; L. PARISH</b>
	<b>III.</b>	<b><u>ORDINANCE(S) - ADOPTION</u></b>	
		A.	Approve the Consensual Annexation of 2631 Holt Road - <b>J. SOMMER</b>
		B.	Approve a Telecommunications Franchise Agreement with OpenFiber Kentucky Company, LLC dba Accelecom - <b>M. SMOLEN</b>
	<b>IV.</b>	<b><u>ORDINANCE(S) - INTRODUCTION</u></b>	
		A.	Approve a Budget Amendment for the Fleet Plan Budget FY2023 in an amount of \$156,870 - <b>C. YARBER</b>
		B.	Amend the FY23 City Budget to Increase Revenues and Expenditures for the Community Development Block Grant Fund by \$200,000 - <b>H. REASONS</b>
		C.	Approve 2023-2024 Resurfacing Program Contract with Jim Smith Contracting, LLC. - <b>R. MURPHY</b>
		D.	Amend the City Police Officers Educational Incentive Plan Ordinance - <b>S. WILCOX</b>
	<b>V.</b>	<b><u>DISCUSSION</u></b>	
		A.	Discussion Regarding City's Portion of Convention Center Roof
	<b>VI.</b>	<b><u>COMMENTS</u></b>	
		A.	Comments from the City Manager
		B.	Comments from the Board of Commissioners
		C.	Comments from the Audience
	<b>VII.</b>	<b><u>EXECUTIVE SESSION</u></b>	

# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Accept Donation of Property Located at 1401 Old Mayfield Road - **G. CHERRY**

Category: Municipal Order

Staff Work  
By: Greg Cherry  
Presentation  
By: Greg Cherry

**Background Information:** The property owner Eric L. Elder Sr. would like to donate this property to the City of Paducah. This will benefit the City to receive this property versus foreclosure expenses. This property will be turned over to Planning for future re-development.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:  
Account Number:

**Staff Recommendation:** To authorize Mayor George Bray to sign the deed transferring 1401 Old Mayfield Road to the City of Paducah.

**Attachments:**

1. MO - prop donated –1401 Old Mayfield Road

# Agenda Action Form Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Accept Donation of Property Located at 1400 Tennessee - **S. KYLE**

Category: Municipal Order

Staff Work  
By: Steve Kyle  
Presentation  
By: Steve Kyle

**Background Information:** The fire department currently has a training site on north 6th street that is going to have to be vacated. Joint Sewer Agency needs the property for expansion. In addition, the existing structures are in a state of disrepair and would need significant investment. P & L Railroad Inc has agreed to donate 14.864 acres at 1400 Tennessee Street to the City for the fire department's development of a new training field. The property has been surveyed and appraised and meets the environmental requirements for the City to accept. The property is being accepted as an in-kind donation with a value of \$60,000.00.

Does this Agenda Action Item align with a Commission Priority? No  
If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:  
Account Number:

Staff Recommendation: Accept donation of property located at 1400 Tennessee Street.

Attachments:

1. MO - prop donated –1400 Tennessee Street
2. Appraisal
3. 22436 - TN Street Waiver - recorded 1-11-23
4. 22436 - Tract Desc - stamped
5. Deed of Conveyance

# Agenda Action Form Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Approve an Application for a 911 Services Board Grant in the Amount of \$8,828 - **B.LAIRD**

Category: Municipal Order

Staff Work By: Kimberly Clark, Anthony  
Copeland, Hope Reasons  
Presentation By: Brian Laird

**Background Information:** The 911 Services Board Grant Program was created in 2006 to help PSAPs acquire E911 equipment, and is now focused on supporting the NG911 Road Map and enhanced NG911 Mapping Guide standards. One of the funding categories is Geospatial and Mapping Projects. The Paducah E911 Department is requesting funding to purchase GIS data professional services to support GIS datasets for use in Next Generation 9-1-1 (NG9-1-1)/Public Safety Answering Point (PSAP) mapping systems. There is no match required for this grant.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:  
Account Number:

**Staff Recommendation:** Approve the Application for the 911 Services Board Grant and authorize the Mayor to sign all documents required for the application.

**Attachments:**

1. MO - app – 911 Services Board Grant 2023

# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Approve the Application and Acceptance of a 2023-24 Household Hazardous Waste Grant in the Amount of \$40,632 - **C. YARBER**

Category: Municipal Order

Staff Work By: Chris Yarber, Latrisha Pryor, Hope Reasons, Pam Spencer  
Presentation By: Chris Yarber

**Background Information:** The Kentucky Division of Waste Management, through the Household Hazardous Waste Award Program, funds cities across the commonwealth for annual clean-up days. This grant award program provides a partial reimbursement for the expenses incurred by the city for the disposal of hazardous waste and advertising/education of Spring Clean-up Day. For nearly 30 years, this project has been a collaborative effort between the McCracken County Fiscal Court and the City of Paducah. The Public Works Department desires to submit an application for the 2023-24 Kentucky Division of Waste Management Household Hazardous Waste Award Program. This grant requires a 25% cash or in-kind match. The City will act as the Lead Agency/Fiscal Agent and seeks an award of \$40,632, which will be combined with the required local cash match of \$13,544 for a project totaling \$54,176. Local cash match will be divided equally between the city and the county. This Municipal Order will also approve the required Interlocal Agreement with McCracken County Fiscal Court for this grant. As in previous years, the City's share of the local cash match will be paid through 50002209 – 520040.

Does this Agenda Action Item align with a Commission Priority? Yes

If yes, please list the Commission Priority: Beautification.

Communications Plan:

Funds Available: Account Name:

Account Number: 50002209 – 520040

**Staff Recommendation:** Approve the application and acceptance of the Household Hazardous Waste Grant and authorize the Mayor to sign all documents associated with same.

Attachments:

1. MO - App & accept Household Hazardous Waste 2023-2024

# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Authorize the Acceptance of a Community Development Block Grant in the amount of \$200,000 on Behalf of Four Rivers Recovery Center - **H. REASONS**

Category: Municipal Order

Staff Work  
By: Hope  
Reasons  
Presentation  
By: Hope  
Reasons

**Background Information:** The Department for Local Government (DLG) receives funding from the U.S. Housing and Urban Development's (HUD) Community Development Block Grant (CDBG) program. Funds are designated for various program areas including Community Projects, Community Emergency Relief Fund, Economic Development, Housing and Public Facilities. The CDBG program provides assistance to communities for use in revitalizing neighborhoods, expanding affordable housing and economic opportunities, providing infrastructure and/or improving community facilities and services. With the participation of their citizens, communities can devote these funds to a wide range of activities that best serve their own particular development priorities. All project activities must meet at least one of three national objectives:

- Benefit to low and moderate income persons;
- Prevention or elimination of slums or blight; and,
- Meeting particularly urgent community development needs

The Board of Commissioners approved the application for this grant with MO 2610 on July 26, 2022. This is the thirteenth year the City has received this award.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority: [Commission Priorities List](#)

Communications Plan:

Funds Available: Account Name:  
Account Number:

**Staff Recommendation:** Authorize the acceptance of the CDB Grant and the Mayor to sign all documents associated with same.

**Attachments:**

1. MO - acceptance cdbg-four rivers Behavioral Health CenterPoint Recovery Center 2023

# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Authorize Opioid Settlement Participation Agreements - **D. JORDAN & L. PARISH**

Category: Municipal Order

Staff Work By: Lindsay  
Parish, Daron Jordan  
Presentation By: Lindsay  
Parish

**Background Information:** In July 2021, J&J and Distributors McKesson, Cardinal Health, and AmerisourceBergen entered into National Opioids Settlements. The City of Paducah authorized participation agreements on November 23, 2021, and has received settlement funds from the Janssen and Distributor settlements.

More recently, between November and December of 2022, five additional groups have entered into National Opioids Settlements including Teva, Allergan, CVS, Walgreens, and Walmart. In order for the City of Paducah to be a party to any opioid remediation settlement dollars, the Mayor must sign Participation Agreements for these settlements. This Municipal Order ratify's the Mayor's execution of Opioid Settlement Participation Agreements for the Teva, Allergan, CVS, Walgreens, Walmart National Opioid Settlements. Full copies of the settlement agreements can be found at <https://nationalopioidsettlement.com/>.

Additionally, this Municipal Order authorizes the Mayor to execute any and all future Opioid Settlement Participation Agreements, if and when additional settlement agreements are reached.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:  
Account Number:

Staff Recommendation: Approval.

Attachments:

1. MO - Opioid Settlement Participation Forms – Teva Allergan CVS Walgreens Walmart
2. Participation Agreement - Walmart Teva Walgreens Allergen CVS



# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Approve the Consensual Annexation of 2631 Holt Road - **J. SOMMER**

Category: Ordinance

Staff Work By: Josh Sommer,  
Nicholas Hutchison  
Presentation By: Josh Sommer

**Background Information:** The property owner, Dr. Daniel Jones, has requested annexation into the City of Paducah. The total area proposed to be annexed is 3.71 acres. Upon annexation, the property will be referred to the Paducah Planning Commission to assign an initial zoning classification, said classification is proposed to be B-3 General Business Zone at this time.

Does this Agenda Action Item align with a Commission Priority? Yes

If yes, please list the Commission Priority: [Commission Priorities List](#) Yes, Community Growth

Communications Plan:

Funds Available: Account Name:  
Account Number:

Staff Recommendation: Approval

Attachments:

1. City Annex 2631 Holt Rd
2. ANNEXATION PLAT NEW HOLT ROAD
3. LEGAL DESCRIPTION - ANNEXATION
4. ORD Annex – Consensual 2631 Holt Road

# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Approve a Telecommunications Franchise Agreement with OpenFiber Kentucky Company, LLC dba Accelecom - **M. SMOLEN**

Category: Ordinance

Staff Work By: Daron Jordan, Michelle Smolen, Lindsay Parish, Rick Murphy  
Presentation By: Michelle Smolen

**Background Information:** On August 9, 2022, the City Commission adopted Ordinance No. 2022-08-8745 which repealed and replaced Chapter 108 "Telecommunications" of the Code of Ordinances of the City of Paducah. The City issued and advertised a Request for Proposals for non-exclusive telecommunications franchises in accordance with Municipal Order No. 2658 on October 21, 2022. The City of Paducah received an application from OpenFiber Kentucky and requested an addendum. The City found their application with the addendum to be in compliance with Chapter 108. The working group recommends the Board of Commissioners execute a ten-year, non-exclusive franchise agreement with OpenFiber Kentucky Company.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:  
Account Number:

**Staff Recommendation:** Approve a Telecommunications Franchise Agreement with OpenFiber Kentucky Company, LLC dba Accelecom

**Attachments:**

1. ORD Telecommunications Open Fiber Kentucky 2023
2. OFKY Paducah Franchise Agreement

# Agenda Action Form Paducah City Commission

Meeting Date: March 14, 2023

**Short Title:** Approve a Budget Amendment for the Fleet Plan Budget FY2023 in an amount of \$156,870 - C.  
**YARBER**

**Category:** Ordinance

Staff Work By: Jim  
Scutt, Debbie Collins  
Presentation By: Chris  
Yarber

**Background Information:** Funds need to be transferred/moved to the Fleet Plan Budget for FY2023 for Fleet Trust Vehicles. One (1) SUV for use by the Fire Department in the amount of \$48,000 and Two (2) Patrol SUV's for use by the Police Department in the amount of \$48,935 each, due to wrecked losses. Also, in accordance with the adopted Fleet Plan Budget for FY2023 Two (2) Pickups for use by the Facility Division and Parks Department were authorized to be purchased. Due to bid received over budget, additional funds of \$11,000 (Facility \$4,000 and Parks \$7,000) need to be added for purchase.

**Does this Agenda Action Item align with a Commission Priority?** No

**If yes, please list the Commission Priority:**

**Communications Plan:**

**Funds Available:** Account Name: Rolling Stock/Vehicle Fleet Lease Trust Fund  
Fleet Trust Fund Balance

Account Number: 71000210 540050

**Staff Recommendation:** To authorize an Ordinance for a budget amendment to add \$156,870 from Fleet Trust Fund Balance to Account 71000210 540050 (Fleet Trust Budget) in order to purchase fleet vehicles out of the FY2023 budget.

**Attachments:**

1. ORD - budget amend FY2023 – Fleet – vehicle purchases - March

# Agenda Action Form Paducah City Commission

Meeting Date: March 14, 2023

**Short Title:** Amend the FY23 City Budget to Increase Revenues and Expenditures for the Community Development Block Grant Fund by \$200,000 - **H. REASONS**

**Category:** Ordinance

Staff Work  
By: Hope  
Reasons  
Presentation  
By: Hope  
Reasons

**Background Information:** The City of Paducah applied for and received a Community Development Block Grant in the amount of \$200,000 on behalf of the Four Rivers Recovery Center to assist with residential alcohol and drug treatment services. The Grant Agreement between the Commonwealth of Kentucky and City of Paducah requires:

Evidence of a budget ordinance/amendment indicating inclusion of CDBG-CV funds into the City's budget.

This ordinance will satisfy the Grant Agreement requirement for the budget amendment.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

**Communications Plan:**

**Funds Available:** Account Name:  
Account Number:

**Staff Recommendation:** Approve the budget amendment to increase revenues and expenditures by \$200,000.

**Attachments:**

1. ORD - budget amend FY2023 – Four Rivers Recovery Center
2. 22-006 Paducah Four Rivers RKY Exhibits

# Agenda Action Form

## Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Approve 2023-2024 Resurfacing Program Contract with Jim Smith Contracting, LLC. - **R. MURPHY**

Category: Ordinance

Staff Work  
By: Brandy  
Topper-Curtiss  
Presentation  
By: Rick Murphy

**Background Information:** On February 16, 2023, sealed bids were received for the City of Paducah's 2023-2024 Street Resurfacing Program. This program consists primarily of the bituminous resurfacing and milling of city streets in accordance with the yearly street resurfacing program. Jim Smith Contracting Company, LLC, submitted the only bid for the unit bid prices shown on the attached bid tab. The contract unit prices shall begin upon execution of the contract and end December 31, 2024. The contract has the option for an additional one-year renewal, ending December 31, 2025, upon the mutual agreement of both parties.

In accordance with the Specifications, the Contract unit prices may be adjusted in accordance with Section 109.07 "Price Adjustments" of the Kentucky Transportation Cabinet Department of Highways Standard Specifications for Road and Bridge Construction, latest edition.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan: Coordinate with Communications Manager to provide public notice of projects.

Funds Available: Account Name: MAP Account

Account Number: 22002217-542270

**Staff Recommendation:** To receive and file the bid submitted for the 2023-2024 Street Resurfacing Program and adopt an Ordinance authorizing the Mayor to enter into an agreement with Jim Smith Contracting Company, LLC., for the unit prices listed on the attached bid tab for the 2023 and 2024 calendar year ending December 31, 2024, and allow "Price Adjustments" in accordance with the Kentucky Transportation Cabinet Department of Highways Standard Specifications for Road and Bridge Construction, latest edition; and to authorize the Mayor, subsequent to the recommendation of the City Engineer, to execute a "One-Year Renewal Agreement" extending the contract time period for the 2025 calendar year ending December 31, 2025, upon the mutual agreement of both parties.

**Attachments:**

1. ORD - resurfacing 2023-2024 – Jim Smith Contracting
2. Ad
3. Bid Tab
4. Paducah\_2023-2024\_Resurfacing Contract Bid Documents

# Agenda Action Form Paducah City Commission

Meeting Date: March 14, 2023

Short Title: Amend the City Police Officers Educational Incentive Plan Ordinance - **S. WILCOX**

Category: Ordinance

Staff Work  
By: Stefanie  
Wilcox  
Presentation  
By: Stefanie  
Wilcox

**Background Information:** To promote higher education and to assist with recruitment and retention of Police Officers to the Paducah Police Department, the City is increasing the educational incentive payments by fifty percent to equal the following: Associates, \$75.00 per month; Bachelors, \$112.50 per month; and Masters, \$150.00 per month. There currently are fourteen (14) Officers with an Associates degree, thirty-six (36) Officers with a Bachelors degree, and five (5) with a Master's degree. The increased amounts will result in a twenty-three thousand and four hundred dollar (\$23,400) impact.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:  
Account Number:

**Staff Recommendation:** Approve the recommended increase in the educational incentive plan payments to Police Officers for those who have completed higher education.

**Attachments:**

1. ORD - 2-278 – Educational incentive plan - Police