



CITY COMMISSION MEETING
AGENDA FOR APRIL 5, 2016
5:30 P.M.
CITY HALL COMMISSION CHAMBERS
300 SOUTH FIFTH STREET

ROLL CALL

INVOCATION -

PLEDGE OF ALLEGIANCE - Meg Hancock, Tilghman senior

ADDITIONS/DELETIONS

	I. <u>MINUTES</u>
	II. <u>MOTION</u>
	A. R & F Documents
	III. <u>MUNICIPAL ORDERS</u>
	A. Approve Application for the NEA Arts Engagement in American Communities Grant Program – S. CHINO
	IV. <u>ORDINANCE - INTRODUCTION</u>
	A. Accept CDBG Grant Award for 432 Broadway Demolition – S. CHINO
	V. <u>ORDINANCE - ADOPTION</u>
	A. Accept Recreational Trails Grant Award for the Health Park – S. CHINO
	B. Authorize Engagement Agreement for Legal Representation in Cable Communications Franchise Renewal Process – P. SPENCER
	VI. <u>CITY MANAGER REPORT</u>
	VII. <u>MAYOR & COMMISSIONER COMMENTS</u>
	VIII. <u>PUBLIC COMMENTS</u>
	IX. <u>EXECUTIVE SESSION</u>

MARCH 22, 2016

At a Regular Meeting of the Board of Commissioners, held on Tuesday, March 22, 2016, at 5:30 p.m., in the Commission Chambers of City Hall located at 300 South 5th Street, Mayor Kaler presided, and upon call of the roll by the City Clerk, the following answered to their names: Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5).

PLEDGE OF ALLEGIANCE

Kathryn Winfield, Paducah Tilghman High School Senior, led the pledge.

PRESENTATIONS

LOWER TOWN ARTS & MUSIC FESTIVAL UPDATE

Michael and Victoria Terra, co-directors of the festival, gave a thank you to the City for its support of the 2015 festival. Last year's festival was very successful with approximately 11,000 people in attendance. This year the festival will be May 13-14. This will be Michael Terra's last year as co-director. Next year Yeiser Art Center Executive Director Lindsey Maestri will work alongside Victoria Terra as co-director.

PADUCAH NATIONAL SOCIETY DAUGHTERS OF THE AMERICAN REVOLUTION

Cheryl Bendick, Regent of the Paducah Chapter, announced there will be a wreath laying ceremony and welcome home for our Vietnam veterans on March 29, 2016, at the Dolly McNutt Memorial Plaza at 10:00 a.m.

The Welcome Home event is part of the 50th Anniversary Commemoration of the Vietnam War. a Department of Defense program.

MINUTES

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the reading of the Minutes for the March 15, 2016, 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, Gault, Rhodes, Wilson and Mayor Kaler (5).

MOTION

R & F DOCUMENTS

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the following documents be received and filed:

DOCUMENTS

1. Certificates of Liability Insurance:
 - a. Wilkins Construction Company, Inc.
 - b. MP Lawson Construction, LLC
 - c. A&K Construction, Inc.
 - d. G & C Multi Services, LLC
2. Deed with Thomas and Madonna Humphrey for 1020 Lincoln Avenue (MO # 1885)
3. Quitclaim Deed with Aaron Prather for 1116 Oscar Cross Avenue (MO # 1886)
4. Quitclaim Deed with Brad Arterburn for 228 South 17th Street (MO # 1875)
5. Release of Mortgage:
 - a. Earlie Waxton for 945 Martin Luther King Drive
 - b. Rocia Keeping for 947 Martin Luther King Drive

MARCH 22, 2016

6. Contracts/Agreements:
 - a. Lease with Paducah Chief's Baseball Club, LLC for 2400 Brooks Stadium Drive (MO # 1889)
 - b. Change Order # 1 with Environmental Abatement, Inc. for 432 Broadway Demolition (ORD # 2015-12-8330)
7. Luther F. Carson Four Rivers Center 2014-2015 Annual Report
8. Edwin J. Paxton Park Financial Statements for Calendar Year 2015
9. City of Paducah Financial Report for Period Ending December 31, 2015

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

MUNICIPAL ORDERS

PERSONNEL ACTIONS

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, 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, Gault, Rhodes, Wilson and Mayor Kaler (5).

AMEND POSITION AND PAY SCHEDULE

Commissioner Wilson offered motion, seconded by Commissioner Gault, that a Municipal Order entitled, "A MUNICIPAL ORDER AMENDING SECTIONS (A), (E) AND (H), OF THE FY2015-2016 POSITION AND PAY SCHEDULE FOR CERTAIN FULL-TIME EMPLOYEES OF THE CITY OF PADUCAH, KENTUCKY," BE ADOPTED.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1890; BK 9

AMEND PAY GRADE SCHEDULE

Commissioner Abraham offered motion, seconded by Commissioner Gault, that a Municipal Order entitled, "A MUNICIPAL ORDER ADOPTING AN AMENDMENT TO THE FY2015-2016 PAY GRADE SCHEDULE FOR THE EMPLOYEES OF THE CITY OF PADUCAH, KENTUCKY," be adopted

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1891; BK 9

ADOPT ANNUAL PLAN FOR SECTION 8 HOUSING

Commissioner Gault offered motion, seconded by Commissioner Abraham, that a Municipal Order entitled, "A MUNICIPAL ORDER ADOPTING 'CITY OF PADUCAH, KENTUCKY, PUBLIC HOUSING AGENCY ANNUAL PLAN FOR SECTION 8 EXISTING HOUSING FOR FISCAL YEAR BEGINNING JULY 2016'," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1892; BK 9

MARCH 22, 2016

ADOPT PHA ADMINISTRATIVE PLAN FOR SECTION 8 HOUSING

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that a Municipal Order entitled, "A MUNICIPAL ORDER ADOPTING THE CITY OF PADUCAH, KENTUCKY, PADUCAH HOUSING AGENCY 2016 ADMINISTRATIVE PLAN FOR SECTION 8 HOUSING," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1893; BK 9

ADOPT REVISED SECTION 8 HOUSING UTILITY ALLOWANCES

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that a Municipal Order entitled, "A MUNICIPAL ORDER ADOPTING REVISIONS OF THE UTILITY ALLOWANCES FOR THE SECTION 8 HOUSING PROGRAM AS REQUIRED BY THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS REVISED," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1894; BK 9

APPROVE APPLICATION FOR THE 2016-2017 KENTUCKY HOUSEHOLD HAZARDOUS WASTE GRANT

Commissioner Abraham offered motion, seconded by Commissioner Gault, that a Municipal Order entitled, "A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A 2016-2017 KENTUCKY HOUSEHOLD HAZARDOUS WASTE GRANT APPLICATION AND ALL DOCUMENTS NECESSARY THROUGH THE KENTUCKY DIVISION OF WASTE MANAGEMENT IN THE AMOUNT OF \$25,500 TO ASSIST IN FUNDING THE CITY/COUNTY ANNUAL CLEAN-UP DAY," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1895; BK 9

APPROVE APPLICATION FOR LAW ENFORCEMENT SERVICE FEE GRANT

Commissioner Gault offered motion, seconded by Commissioner Abraham, that a Municipal Order entitled, "A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION AND ALL DOCUMENTS NECESSARY TO OBTAIN A 2016/2017 LAW ENFORCEMENT SERVICE FEE GRANT IN AN AMOUNT UP TO \$18,901.20 FROM THE KENTUCKY JUSTICE CABINET FOR THE PADUCAH POLICE DEPARTMENT TO OPERATE A ONE-YEAR DUI ENFORCEMENT PROGRAM," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1896; BK 9

AUTHORIZE UTILITY EASEMENT FOR PADUCAH WATER AT 1400 BROADWAY

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that a Municipal Order entitled, "A MUNICIPAL ORDER APPROVING AND AUTHORIZING THE MAYOR'S EXECUTION OF A PERMANENT UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT TO THE COMMISSIONERS OF WATER WORKS, THE CITY OF PADUCAH, D/B/A PADUCAH WATER FOR CONSTRUCTION OF A 24"

MARCH 22, 2016

TRANSMISSION WATER MAIN THROUGH THE PADUCAH POLICE STATION PARKING LOT ON PROPERTY OWNED BY THE CITY OF PADUCAH," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1897; BK 9

AUTHORIZE UTILITY EASEMENT FOR PADUCAH WATER AT 421 NORTH 13th STREET

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that a Municipal Order entitled, "A MUNICIPAL ORDER APPROVING AND AUTHORIZING THE MAYOR'S EXECUTION OF A PERMANENT UTILITY EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT TO THE COMMISSIONERS OF WATER WORKS, THE CITY OF PADUCAH, D/B/A PADUCAH WATER FOR CONSTRUCTION OF A 24" TRANSMISSION WATER MAIN ALONG NORTH 14TH STREET ON PROPERTY OWNED BY THE CITY OF PADUCAH KNOWN AS THE HEALTH PARK LOCATED AT 421 NORTH 13TH STREET," be adopted.

Adopted upon call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO #1898; BK 9

ORDINANCES – INTRODUCTION

ACCEPT RECREATIONAL TRAILS GRANT AWARD FOR THE HEALTH PARK

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the Board of Commissioners introduce an ordinance entitled, "AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT AND ALL DOCUMENTS RELATING THERETO WITH THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT FOR A 2015 RECREATIONAL TRAILS GRANT PROGRAM AWARD." This ordinance is summarized as follows: That the City of Paducah hereby authorizes the Mayor to execute a Grant Agreement and all documents relating thereto with the Kentucky Department for Local Government for a 2015 Recreational Trails Grant Program Award in the amount of \$68,095.00 for construction of a 1/3 mile walking trail in the Health Park located at 421 North 13th Street. The funds required for the match of \$171,405.00 will be provided by the Foundation for a Healthy Kentucky Investing in Kentucky's Future Grant.

AUTHORIZE ENGAGEMENT AGREEMENT FOR LEGAL REPRESENTATION IN CABLE COMMUNICATIONS FRANCHISE RENEWAL PROCESS

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the Board of Commissioners introduce an ordinance entitled, "AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN ENGAGEMENT AGREEMENT FOR LEGAL REPRESENTATION IN THE CABLE COMMUNICATIONS FRANCHISE RENEWAL PROCESS AND TO HANDLE OTHER CABLE COMMUNICATIONS ISSUES." This ordinance is summarized as follows: That the Mayor is hereby authorized to execute an engagement agreement with Moss & Barnett, in an amount not to exceed \$25,000 for legal representation in the cable communications franchise renewal process and to handle other cable communications issues.

CITY MANAGER REPORT

MARCH 22, 2016

City Manager Pederson thanked everyone who engaged in the City Hall project public forum. The next step in the process will be a presentation next month by Ratio Architects to the Commission of the two schematic designs.

City Engineer Rick Murphy gave an update on the pavilion project. It is expected to be completed on schedule.

MAYOR & COMMISSIONER COMMENTS

None were given.

PUBLIC COMMENTS

None were given.

Upon motion the meeting adjourned.

ADOPTED: April 5, 2016

City Clerk

Mayor

APRIL 5, 2016

I move that the following documents be received and filed:

DOCUMENTS

1. Quitclaim Deed with Michael Warren Hatton and Tonie M. Hatton for 1611 Madison Street (MO # 1887)
2. Contracts/Agreements:
 - a. Change Order # 2 with Environmental Abatement, Inc. for demolition of 432 Broadway (ORD # 2016-03-8351)
 - b. Agreement with Southeastern Equipment Company for purchase of One (1) Wheeled Excavator for the Engineering-Public Works Department (ORD # 2016-3-8354)
 - c. Agreement with Linwood Motors to purchase One (1) Full Size 4 Door Sedan for the Engineering-Public Works Fleet Division (ORD 2016-3-8355)
 - d. Contract for Services with Brooks Stadium Commission (Executed by CM)
3. 2016 City of Paducah Section 8 Housing Administrative Plan (MO # 1893)
4. City of Paducah Section 8 Housing Utility Allowances (MO# 1894)
5. City of Paducah Section 8 Housing Streamlined Annual PHA Plan (MO # 1892)
6. Lower Town Arts & Music Festival Income and Expenses Summary 2015

Agenda Action Form Paducah City Commission

Meeting Date: 5 April 2016

Short Title: National Endowment for the Arts – Arts Engagement in American Communities Program

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Steve Ervin, Melinda Winchester, Sheryl Chino

Presentation By: Steve Ervin

Background Information: Arts Engagement in American Communities (AEAC) supports arts projects in all artistic disciplines, extending the National Endowment for the Arts' reach to communities across the United States. These grants will engage the public in diverse and excellent art in geographic areas underrepresented in our grantmaking portfolio. Grants are available for professional arts programming, including the presentation of artists or artworks, marketing and promotional activities, educational programs, and organizational planning. All AEAC grants are for \$10,000, and require a minimum \$10,000 match with non-federal support.

The Paducah Planning Department proposes to submit an application requesting \$10,000 from the AEAC program for the installation of a branded wayfinding system. Installations of signs will be strategically placed at key locations throughout downtown and the Lower Town Arts District. Additional signage is also needed for strategically directing visitors to key cultural and artistic attractions making the district more walkable. The City will be providing a \$10,000 cash match for the project. The grant period is from October 1, 2016 through September 30, 2017. All project activities must be complete within that time period.

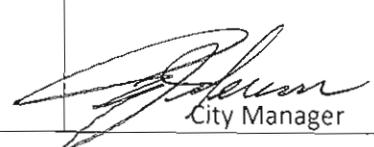
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
Account Number: 040-4411-592.23-07
Project Number: MR0056

Finance

Staff Recommendation: Authorize and direct the Mayor to sign all required grant application documents; as well as, authorize the Planning Department to submit the application through the Grants.gov web portal.

Attachments: None

 Department Head	City Clerk	 City Manager
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MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER APPROVING AN APPLICATION AND ALL DOCUMENTS NECESSARY FOR AN ARTS ENAGEMENT IN AMERICAN COMMUNITIES PROGRAM MATCHING GRANT THROUGH THE NATIONAL ENDOWMENT FOR THE ARTS FOR FUNDS IN THE AMOUNT OF \$10,000, FOR INSTALLATION OF A BRANDED WAY-FINDING SYSTEM IN DOWNTOWN AND LOWER TOWN PADUCAH

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a matching grant application, and all documents necessary, through the National Endowment for the Arts for funds in the amount of \$10,000, for installation of branded way-finding signage for Paducah's downtown and Lower Town.

SECTION 2. A local cash match in the amount of \$10,000 will be required from the City.

SECTION 3. This order shall be in full force and effect from and after the date of its adoption.

Mayor

ATTEST:

Tammara S. Brock, City Clerk

Adopted by the Board of Commissioners, April 5, 2016
Recorded by Lindsay R. Parish, April 5, 2016
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**Agenda Action Form
Paducah City Commission**

Meeting Date: April 5, 2016

Short Title: Community Development Block Grant (CDBG) Approval
432 Broadway Demolition Project

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Steve Ervin, Sheryl Chino

Presentation By: Sheryl Chino

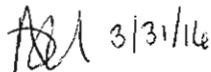
Background Information: The federal CDBG Small Cities Program, administered by the Kentucky Department for Local Government (DLG), is design to benefit low-income individuals and special populations that includes the elderly, handicapped or disabled.

The City submitted an application for CDBG assistance for demolition of the property located at 432 Broadway and awarded a demolition contract in July 21, 2015. The CDBG grant application was approved under municipal order 1839 on May 19, 2015. In November 2015, the city received the preliminary approval letter from DLG that the project was awarded \$500,000 in CDBG funds. There is a minimum match of \$125,000. The grant agreement was received on March 30, 2016.

On March 30, 2016, DLG staff conducted an audit review of the project, and no findings were issued.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Project Title: 432 Broadway Demolition
Project #: DT-0034
Budget: \$500,000
Local Match: \$125,000
CFDA Number: 14.228


3/31/16
Finance

Staff Recommendation: Authorize the Mayor to execute the CDBG grant agreement and related documents.

Attachments: None

 Department Director	City Clerk	 City Manager
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ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PADUCAH APPROVING AN AGREEMENT WITH THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT TO OBTAIN A COMMUNITY DEVELOPMENT BLOCK GRANT AWARD FOR DEMOLITION OF 432 BROADWAY, AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATING TO SAME

WHEREAS, the City of Paducah adopted Municipal Order No. 1839 on May 19, 2015, authorizing the application for a Community Development Block Grant from the Kentucky Department for Local Government for the demolition of the property located at 432 Broadway; and

WHEREAS, the Kentucky Department for Local Government has offered a grant award in the amount of \$500,000; and

WHEREAS, the City is required to provide a local match of \$125,000 for a total project budget of \$625,000; and

WHEREAS, it is now necessary to proceed for approval by the Board of Commissioners for the City to accept the grant award and to execute the legally binding agreement with the Department for Local Government.

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah approves an Agreement with the Kentucky Department for Local Government to obtain a Community Development Block Grant Award for the demolition of 432 Broadway in the amount of \$500,000. Local matching funds of \$125,000.00 will be provided by the City from Project # DT-0034.

SECTION 2. That the Mayor is hereby authorized to execute all documents necessary to accept the grant award with the Kentucky Department for Local Government as approved in Section 1 above.

SECTION 3. If any section, paragraph or provision of this Ordinance 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 Ordinance.

SECTION 4. This ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, April 5, 2016

Adopted by the Board of Commissioners, April 12, 2016

Recorded by Tammara S. Sanderson, City Clerk, April 12, 2016

Published by The Paducah Sun.

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**Agenda Action Form
Paducah City Commission**

Meeting Date: 22 March 2016

Short Title: 2015 Recreation Trails Program (RTP) Grant Award

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Mark Thompson, Steve Ervin, Sheryl Chino

Presentation By: Steve Ervin

Background Information: The Recreational Trails Program (RTP) is a federal-aid assistance program to help communities develop and maintain trails for both motorized and non-motorized recreation trail use. The program provides for all kinds of recreational trail uses such as walking, jogging, hiking, bicycling, and/or mountain biking, in-line skating, equestrian uses, off-road motorcycling, all-terrain vehicle (ATV), four-wheel driving, or using other off-road motorized vehicles. Funding is provided through the MAP-21 (Moving Ahead for Progress in the 21st Century) Act.

The Parks Services Department has been awarded \$68,095 in RTP funds to construct a 1/3 mile walking trail in the Fountain Avenue Park, also known as the 14th Street Park. The RTP program requires a 50 percent match. The total estimated cost for the walking trail is \$239,500. Matching funds in the amount of \$171,405 will be provided by the Foundation for a Healthy Kentucky *Investing in Kentucky's Future* Grant.

The grant application was approved through municipal order 1828 on March 24, 2015.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
Account Number: CD-0083
Project Number:

MSU 3/15/16 Finance

Staff Recommendation: Authorize the Mayor to sign all required grant related documents.

Attachments: None

 Planning Dept. Head	City Clerk	 City Manager
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Agenda Action Form

Paducah City Commission

Meeting Date: March 22, 2016

Title: Engagement Agreement with Moss & Barnett for Cable Franchise Renewal

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jeff Pederson and Pam Spencer

Presentation By: Jeff Pederson

Background:

The cable franchise agreement currently in place with Comcast expires November 1, 2016. The current agreement was signed in 2006. Moss & Barnett, a full-service law firm headquartered in Minneapolis, Minnesota, assisted the City of Paducah in updating the ordinance, drafting the current franchise agreement, and negotiating with Comcast. Brian Grogan, with Moss & Barnett, negotiated our current franchise agreement and will again be the City's primary attorney regarding telecommunications law and franchise negotiations.

In the Engagement Agreement, Moss & Barnett will provide legal representation to renew the cable television franchise and handle other cable communications issues. A not-to-exceed amount of \$25,000 is outlined in the contract with the City receiving monthly itemized statements which summarize the services rendered. If the negotiation process with Comcast is smooth with very few issues, the Moss & Barnett expects the total cost to be less than \$25,000.

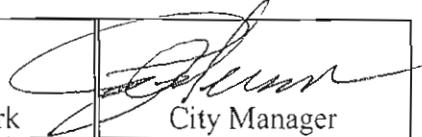
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: Legal Services-Cable Authority
Account Number: 001-2811-535-2305

DM 3/18/16
Finance

Staff Recommendation:

Attachments:

Department Head	City Clerk	 City Manager
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