



CITY COMMISSION MEETING
 AGENDA FOR NOVEMBER 5, 2013

5:30 P.M.

ROLL CALL

INVOCATION

**PLEDGE OF ALLEGIANCE – Caroline Meiners – Paducah Tilghman High School
 Freshman**

**PRESENTATION – (1) VETERAN’S DAY PARADE – Veteran’s Day Committee
 (2) POLICE DEPARTMENT’S ANTI-BULLYING
 AWARENESS INITIATIVE – Officer Gretchen Morgan**

ADDITIONS/DELETIONS

	I.	<u>MINUTES</u>
	II.	<u>MOTIONS</u>
		A. R & F Documents
	III.	<u>MUNICIPAL ORDERS</u>
		A. Personnel Actions – C. MEDFORD
	IV.	<u>ORDINANCES – ADOPTION</u>
		A. Health Insurance Administrative Services 2014 – C. MEDFORD
		B. Health Insurance Stop Loss Agreement – C. MEDFORD
		C. Abolish & Recreate Alcoholic Beverage Ordinance to Reflect State Legislative Update – CITY CLERK
	V.	<u>CITY MANAGER REPORT</u>
	VI.	<u>MAYOR & COMMISSIONER COMMENTS</u>
	VII.	<u>PUBLIC COMMENTS</u>
	VIII.	<u>EXECUTIVE SESSION</u>

OCTOBER 22, 2013

At a Regular Meeting of the Board of Commissioners, held on Tuesday, October 22, 2013, 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).

INVOCATION

Reverend Corey Aker of St. Paul Lutheran Church gave the invocation.

PLEDGE OF ALLEGIANCE

Lily Burba, Paducah Tilghman High School Senior, led the pledge.

PROCLAMATIONS

PANCREATIC CANCER AWARENESS MONTH

Mayor Kaler read a proclamation proclaiming the month of November as "Pancreatic Cancer Awareness Month".

NATIONAL BUSINESS WOMEN'S WEEK

Mayor Kaler presented a proclamation to Merryman Kemp of the Business and Professional Women's Organization proclaiming the week of October 21-25, 2013, as "National Business Women's Week".

PRESENTATIONS

DRAGON BOAT FESTIVAL UPDATE

Executive Director of the River Discovery Center Julie Harris gave an update for the festival. This is the second year for the festival and it was very successful. The event is held to raise money for river education. This year over \$90,000 was raised. There were 32 teams that participated and approximately 7,500 people that attended the event. The City of Paducah's team was called the "Hits a Home Run for Breast Cancer". Next year's event will be held on September 20, 2014.

HEALTH INSURANCE FOR 2014

Greg Carlton, of Peel and Holland, gave an overview of the City's health insurance for 2014. Premiums and allocations for City employees will remain the same for calendar year 2014. Anthem Blue Cross and Blue Shield is the third party administrator due to the City being partially self-insured. One of Mr. Carlton's recommendations for the City is to hire a company called Edumedics to provide chronic care management for employees who have chronic diseases such as diabetes, hypertension and hyperlipidemia. Some of his other recommendations are to streamline wellness for 2015 credits & requirements; redesign plans, rates & wellness for 2015 to conform to ACA guidelines as required and implement an overall communication plan early in 2014 to help members stay prepared for 2015.

MINUTES

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the reading of the Minutes for the October 15, 2013 City Commission meeting be waived and that the Minutes of said meeting prepared by the City Clerk be approved as written.

OCTOBER 22, 2013

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

APPOINTMENT

PADUCAH RIVERFRONT DEVELOPMENT AUTHORITY

Mayor Kaler made the following appointment: "WHEREAS, subject to the approval of the Board of Commissioners, I hereby appoint Carla Berry to replace Joe Dempsey, who has resigned, as a member of the Paducah Riverfront Development Authority, which term will expire October 28, 2015."

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the Board of Commissioners approve the action of Mayor Kaler in appointing Carla Berry as a member of the Paducah Riverfront Development Authority.

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

MOTIONS

R & F DOCUMENTS

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that the following documents be received and filed:

DOCUMENTS

1. Insurance Certificates:
 - a. Ivitts Plumbing Contractors, Inc.
 - b. Brookshire Concrete Construction

2. Agreements/Contracts:
 - a. License Agreement with Paducah & Louisville Railway for permission and license to use the corner of Martin Luther King Drive and North 9th Street, located in Paducah, Kentucky
 - b. Agreement to Employ Brandon Barnhill as Paducah Police Chief (ORD # 2013-10-8091)

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

MUNICIPAL ORDER

HEALTH INSURANCE PREMIUMS FOR 2014

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that a Municipal Order entitled, "A MUNICIPAL ORDER APPROVING AND ADOPTING THE COMPREHENSIVE HEALTH INSURANCE BENEFIT PLAN PREMIUMS FOR CALENDAR YEAR 2014 INCLUDING PREMIUMS FOR OPTIONAL DENTAL AND VISION CARE FOR EMPLOYEES OF THE CITY OF PADUCAH." be adopted.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). MO#1745; BK 9

OCTOBER 22, 2013

ORDINANCE – ADOPTION

CONTRACT WITH CONVENTION CENTER CORPORATION

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the Board of Commissioners adopt an ordinance entitled, “AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE CONVENTION CENTER CORPORATION FOR SPECIFIC SERVICES.” This ordinance is summarized as follows: That the Mayor is hereby authorized to execute a contract with the Convention Center Corporation in the amount of \$100,000, to be paid in quarterly installments (1st quarter - \$34,500—less insurance premiums; 2nd / 3rd/4th quarter - \$21,833.33each), to market and operate the Expo Center and Julian Carroll Convention Center. This contract shall expire June 30, 2014.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). ORD.#2013-10-8092; BK 33

ORDINANCES – INTRODUCTION

HEALTH INSURANCE ADMINISTRATIVE SERVICES 2014

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 AGREEMENT BETWEEN THE CITY OF PADUCAH AND ANTHEM BLUE CROSS BLUE SHIELD.” This ordinance is summarized as follows: The Mayor is hereby authorized to execute an Agreement between the City of Paducah and Anthem Blue Cross Blue Shield as the City’s Third Party Administrator to provide claims administrative services related to the City’s health insurance plan. The effective date of this Agreement is January 1, 2014 and ending December 31, 2014.

HEALTH INSURANCE STOP LOSS AGREEMENT

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that the Board of Commissioners introduce an ordinance entitled, “AN ORDINANCE ACCEPTING THE RATES FOR STOP LOSS INSURANCE COVERAGE WITH ANTHEM BLUE CROSS BLUE SHIELD FOR THE GROUP HEALTH INSURANCE PLAN FOR THE CITY OF PADUCAH, KENTUCKY FOR THE 2013 CALENDAR YEAR AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME.” This ordinance is summarized as follows: That the City of Paducah accepts the rates offered through Anthem Blue Cross Blue Shield for Stop Loss Insurance Coverage for the group health insurance plan for the City of Paducah, Kentucky. Effective January 1, 2014 the stop loss rates are as follows:

- 1) Individual Stop Loss - \$175,000 maximum City liability per person with a monthly cost of \$92.98 per member; and
- 2) Aggregate Stop Loss - \$3,391,721.04 maximum City liability of total claims combined with a monthly cost of \$6.29 per member.

Further, the Mayor is hereby authorized to execute a contract with Anthem Blue Cross Blue Shield for the stop loss coverage.

ABOLISH & RECREATE THE ALCOHOLIC BEVERAGE ORDINANCE TO REFLECT STATE LEGISLATIVE UPDATE

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the Board of Commissioners introduce an ordinance entitled, “AN ORDINANCE ABOLISHING CHAPTER 6, ALCOHOLIC BEVERAGES, AND ESTABLISHING A NEW CHAPTER 6, ALCOHOLIC BEVERAGES, OF THE

CODE OF ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY.” This ordinance is summarized as follows: This Ordinance abolishes Chapter 6, Article I, Section 6-1 through Section 6-9, and Chapter 6, Article II, Section 6-31 through Section 6-40, and establishes a new Chapter 6, Article I, Section 6-1 through Section 6-9, and Chapter 6, Article II, Section 6-31 through Section 6-43, which is known as the Alcoholic Beverages Control Chapter of the Code of Ordinance of the City of Paducah, Kentucky. The purpose of this Ordinance is to bring the City of Paducah’s Alcoholic Beverage Ordinance into conformity with new revisions to Kentucky’s alcoholic beverage statutes, KRS Chapter 241 through KRS Chapter 244.

Further, this Ordinance establishes penalties for failing to renew licenses within the time prescribed by the notice given by the Department of Alcoholic Beverage Control, pursuant to KRS 243.090. These penalties and/or fines are published as follows in accordance with Kentucky Revised Statutes: Section 6-37. Renewal.

- (a) Renewal license shall be issued under this Chapter in the same manner as original licenses (see Section 6-33), with respect as to application therefore, standards for same and the execution of the required bond.
- (b) Penalties:

(1) Any licensee who fails to file for renewal or pay the license fees on or before the time prescribed in the notice to renew from the state’s Department of Alcoholic Beverage Control shall be subject to a penalty in amount equal to five percent of the license taxes due for each calendar month or fraction thereof. Provided, however, the total penalty levied pursuant to this subsection shall not exceed 25 percent of the total license fees due nor shall it be less than \$25.00.

(2) In addition to the penalty described above, the licensee shall also pay, as part of the license fees, an amount equal to 12 percent per annum simple interest on any unpaid license fees which were due until the license fees are finally paid to the city. A fraction of a month is counted as an entire month.

(3) Every license fee imposed under this Article, together with any penalties and interest which are assessed in relation thereto, shall become a personal debt of the person who is liable for same as defined under this article, from and after the date that the license fees were to be paid to the City. The City shall have the right to enforce the collection of the license fees, and all related penalties and interest, by a civil action in a court of competent jurisdiction. To the extent authorized by law, the City shall be entitled to recover all court costs and reasonable attorney fees incurred by it in enforcing any provision of this Article.

CITY MANAGER REPORT

- The Paducah Riverfront Development Authority meets tomorrow to discuss the riverfront redevelopment project.

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- There were three committees formed as a result of the Citizen Survey. Two of those will be meeting tomorrow.
- The contractor for the riverfront redevelopment project for Phase I-A, Piles & Mass Fill is about to finish his portion of the project that is being built for the base of park.
- The Ohio River Boat Launch Project located at 6th & Burnett is nearing completion.
- Mark Thompson, Director of Parks Services, reminded everyone of the "Howl-o-ween Costume Contest for Canines" which will be held at Stuart Nelson on Saturday at 1:00 p.m.
- Mr. Thompson also informed everyone there will be benches built around the base of the trees at the dog park because of a donation of \$500 made by one of the Paducah garden clubs.
- Farmer's Market Festival is Saturday at the Farmer's Market downtown location from 9:00 a.m. until 12:00 p.m. and the Fountain Avenue Festival held at Lang Park will begin at 5:00 p.m.

MAYOR & COMMISSIONER COMMENTS

Mayor Kaler has been contacted by a citizen advisory group that is studying the most feasible corridor for transportation improvement from I-24 in Paducah to I-55 in Missouri. They have asked for her participation. This group will be sharing their local knowledge and assist IDOT in the identification and understanding of the concerns and values, or context, of the communities and stakeholders.

PUBLIC COMMENTS

Conrad Rehberg, citizen, voiced his concerns of traffic using the Pecan-Buckner Drive roadway as a means to get to the mall area. Traffic is getting to be more and more congested and dangerous especially at the Pecan-Buckner Lane intersection.

City Manager Pederson is going to get with the City's Traffic Commission to study the intersection.

Upon motion the meeting adjourned.

ADOPTED: November _____, 2013

City Clerk

Mayor

I move that the following documents be received and filed:

DOCUMENTS

1. Insurance Certificate for Danny Cope & Sons Excavating, LLC
2. Deed for 517 N. 5th Street – Gary Jackson (MO # 1742)
3. Contracts & Agreements:
 - a. Convention Center Corporation Contract for Services (ORD # 2013-10-8092)
 - b. Executed Expanded Jurisdiction agreement with the Department of Housing, Buildings and Construction (ORD # 2013-10-8087)
 - c. Grant Agreement Amendment for Jackson House Elevator Rehabilitation Project extension for project completion date (ORD # 2013-10-8089)
 - d. Riverfront Redevelopment Project – Phase 1-A Piles and Mass Fill Change Order No. 2 (ORD # 2013-10-8090)
4. Real Estate Closing Documents for the purchase of the property located at 5065 Concord Avenue (ORD # 2013-10-8088)
 - a. Pre-Closing Documents
 - i. Sales and Purchasing Contract with addendum and map attached
 - ii. Ordinance No. 2013-10-8088
 - iii. Notice of Adoption and Summary of Ordinance
 - b. Closing Documents
 - i. Settlement Statement (HUD-1)
 - ii. Deed of Conveyance and Permanent Public Utility Easement (original)
 - iii. Tax Agreement
 - iv. Buyer's Closing Certification
 - v. Copy of Check
 - c. Title Documents
 - i. Title examination letter
 - d. Post-Closing Documents
 - i. Partial Deed of Release from JSA (2)
 - ii. Release of Lis Pendens
5. Luther F. Carson Four Rivers Center Financial Statements for Years Ended June 30, 2013 and 2012
6. City of Paducah Police and Firefighters Pension Fund Valuation Summary for year ended July 1, 2013

7. Paducah Water Works Financial Highlights for September 2013
8. Barkley Regional Airport Authority Financial Statements Years Ended June 30, 2013 and 2012

CITY OF PADUCAH
November 5, 2013

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
November 5, 2013

NEW HIRES - PART-TIME (P/T)/TEMPORARY/SEASONAL

<u>PARKS SERVICES</u>	<u>POSITION</u>	<u>RATE</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
Gruber, Garrett P.	Recreation Leader	\$11.00/Hr	NCS	Non-Ex	October 31, 2013

TERMINATIONS - FULL-TIME (F/T)

<u>EPW - STREET</u>	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
Cunningham, Chris E.	ROW Maintenance Person	Resignation	October 25, 2013

PAYROLL ADJUSTMENTS/TRANSFERS/PROMOTIONS/TEMPORARY ASSIGNMENTS

	<u>PREVIOUS POSITION AND BASE RATE OF PAY</u>	<u>CURRENT POSITION AND BASE RATE OF PAY</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
<u>POLICE - SUPPORT SVCS</u> Newlon, Kimberly G.	Records Clerk II \$13.56/Hr	Records Clerk III \$15.25/Hr	NCS	Non-Ex	October 17, 2013
<u>FIRE SUPPRESSION</u> Burton, Joseph L.	Fire Lieutenant \$15.80/Hr	Fire Captain \$16.18/Hr	NCS	Non-Ex	November 7, 2013
Greif, Robert A.	Fire Fighter \$13.75/Hr	Relief Driver \$13.92/Hr	NCS	Non-Ex	November 7, 2013
Harris, Gary D.	Relief Driver \$14.54/Hr	Fire Lieutenant \$15.40/Hr	NCS	Non-Ex	November 7, 2013
Leneave, Michael D	Fire Lieutenant \$15.82/Hr	Fire Captain \$16.20/Hr	NCS	Non-Ex	November 7, 2013
Powless, Robert C	Relief Driver \$14.40/Hr	Fire Lieutenant \$15.23/Hr	NCS	Non-Ex	November 7, 2013

Agenda Action Form Paducah City Commission

Meeting Date: November 5, 2013

Short Title: Administrative Services and Stop Loss Insurance with Anthem Blue Cross Blue Shield

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Cindy Medford, Greg Carlton

Presentation By: Cindy Medford

Background Information:

Greg Carlton of Peel and Holland made a presentation on October 21, 2013 recommending for the 2014 plan year that the city continue with Anthem Blue Cross Blue Shield effective January 1, 2014 as the City's Third Party Administrator (TPA) to provide claims administrative services related to the City's health insurance plan. Remaining with Anthem offered the best overall option for quality of plans, administrative services and competitive rates and factors. A summary of Anthem's administrative fees, rates and factors is attached. Also, since January 1, 2011 the City of Paducah has purchased stop loss insurance with Anthem Blue Cross Blue Shield to protect the City's health insurance plan in the event of a catastrophic claim(s). Greg Carlton recommended in his presentation for the 2014 plan year beginning on January 1, 2014, the Commission adopt an agreement with Anthem Blue Cross Blue Shield to purchase stop loss insurance which is set at a \$175,000 maximum city liability per person (individual stop loss), Anthem assumes liability for all claims in excess of this amount, and \$3,391,721.04 maximum city liability of total claims combined (aggregate stop loss limit), Anthem assumes liability for all claims in excess of this amount up to \$1,000,000. Premium rates are \$92.98 per member per month for individual stop loss insurance and \$6.29 per month per member for aggregate stop loss insurance.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
Account Number: 07302085422001

Finance

Staff Recommendation: Authorize the Mayor to execute ASO agreement with Anthem Blue Cross Blue Shield for administrative services and stop loss insurance.

Attachments: ASO

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

Meeting Date:

Short Title: Abolish & Recreate Alcoholic Beverage Ordinance to Reflect State Legislative Update

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Tammara Sanderson, City Clerk
Presentation By:

Background Information: The Kentucky General Assembly passed Senate Bill 13 into law during the 2013 Legislative Session. The passage of SB 13 has resulted in many changes to Kentucky's alcoholic beverage statutes. These laws became effective June 25, 2013. In order for the City to be in compliance with state law it is now necessary for changes to be made to the City's local ABC ordinance. Changes will include consolidation of similar licenses, increase of fees for licensees that have supplemental bars and Sunday alcohol sales for restaurants, motels and hotels that fit the criteria in order to sell on Sundays. Another change that will affect Sunday alcohol sales license fees is the City will no longer charge for a Malt Beverage license for Sunday sales for restaurants which results in a \$200 savings.

SB 13 included all 34 recommendations made after a six (6) month study by the Governor's Task Force on the Study of Alcoholic Beverage Control Laws. The Task Force's recommendations focused on simplification and consistency in the licensing process and scheme, clarification regarding local option election laws and additional ways to protect the public. To effectuate these goals, SB 13 consolidated similar license types and fees, (both state and local licensing fees) simplified the licensing process, modernized local option election laws and strengthened the Department's and local government's public protection powers. In addition, SB 13 modernized laws regarding alcohol sales on election days, and reinforced protection of Kentucky's three-tier alcohol distribution system relating to microbreweries.

SB 13 provided a much needed "clean up" of statutory problems and inconsistencies that existed in Kentucky law without changing or expanding existing license privileges. SB 13 reduced and streamlined existing licensing

processes without impairing or reducing regulatory oversight, so as to make the licensing process more “user-friendly” to all licensees and customers of the Department. SB 13 equitably made fees uniform for the same license types while keeping costs and fees low and maintaining revenue neutrality.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
Account Number:

Finance

Staff Recommendation:

Attachments:

Department Head	City Clerk	City Manager
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