

CITY COMMISSION MEETING
 AGENDA FOR MARCH 4, 2014
 5:30 P.M.

ROLL CALL

INVOCATION-Father Uwem Enoh-Assoc. Pastor , St. Francis deSales Church

PLEDGE OF ALLEGIANCE –Zach Ybarzabal, 5th Grader, Clark Elementary School

ADDITIONS/DELETIONS

PROCLAMATION- Multiple Sclerosis Awareness Week

	I.	<u>MINUTES</u>
	II.	<u>MUNICIPAL ORDERS</u>
		A. 2014/2015 Ky. Governor’s Highway Safety Program Application for Extension of “Heads Up Don’t Be In’text’icated” Program – CAPT. HODGSON
		B. 2014/2015 Ky. Governor’s Highway Safety Program Application for In-car Video Cameras and Other Equipment for the Police Dept. – CAPT. HODGSON
	III.	<u>ORDINANCES – INTRODUCTION</u>
		A. 2013 US Bulletproof Vest Partnership Grant Award – ASST. CHIEF GRIMES
	IV.	<u>WORKSHOP</u>
		A. Review of Annexation & Infill Development Agreements
	V.	<u>CITY MANAGER REPORT</u>
	VI.	<u>MAYOR & COMMISSIONER COMMENTS</u>
	VII.	<u>PUBLIC COMMENTS</u>
	VIII.	<u>EXECUTIVE SESSION</u>

Agenda Action Form

Paducah City Commission

Meeting Date: 4 March 2014

Short Title: **2014/2015 Kentucky Governor's Highway Safety Program**

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Don Hodgson, Sheryl Chino

Presentation By: Steve Ervin, Don Hodgson

Background Information: The Kentucky Office of Highway Safety, a division of the Kentucky Transportation Cabinet, has a competitive, discretionary grant program that offers reimbursements to police agencies for the salaries and benefits of peace officers working overtime hours and engaged in specific traffic enforcement activities. The program also offers reimbursements for specific traffic enforcement related supplies and equipment. In 2013, the Paducah Police Department received \$40,500 for the purchase of equipment, training, and overtime activities.

The Paducah Police Department is proposing to submit a Highway Safety Application for the 2014/2015 year. This application is a non-law enforcement application in the amount of \$50,000 to extend the Heads Up Don't be In'text'icated Program for 12 months beginning in October 2014 and to implement a distracted driving prevention program. The Paducah Police Department has already applied for Federal Highway Safety funding to support the Heads Up Don't be In'text'icated Program until October 2014. When the Federal funds expire, the state funds will continue the program. This grant program does not require matching funds.

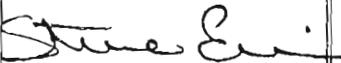
If the Commission desires that the Police Department seek a grant award it must authorize and direct the Mayor to sign all application documents. If an award is offered it will be brought before the Commission for consideration.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
 Account Number:

Finance

Staff Recommendation: Approval

 Department Head	City Clerk	City Manager
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A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION AND ALL DOCUMENTS NECESSARY FOR A 2014/2015 REIMBURSEMENT GRANT IN THE AMOUNT OF \$50,000 THROUGH THE KENTUCKY OFFICE OF HIGHWAY SAFETY TO BE USED TO EXTEND THE "HEADS UP DON'T BE INTEXTICATED PROGRAM" AND FOR IMPLEMENTATION OF A DISTRACTED DRIVING PREVENTION PROGRAM FOR THE PADUCAH POLICE DEPARTMENT

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a non-law enforcement application and all documents necessary for a reimbursement grant through the Kentucky Office of Highway Safety in the amount of \$50,000. Said grant funds shall be used to extend the "Heads Up Don't be In'text'icated Program" and for the implementation of a distracted driving prevention program for the Paducah Police Department. 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, March 4, 2014
Recorded by Tammara S. Sanderson, City Clerk, March 4, 2014
\\nc\grants\police-highway safety 2014-2015-in'text'icated 3-2014

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION AND ALL DOCUMENTS NECESSARY FOR A 2014/2015 REIMBURSEMENT GRANT IN THE AMOUNT OF \$55,541.00 THROUGH THE KENTUCKY OFFICE OF HIGHWAY SAFETY FOR SPECIFIC TRAFFIC ENFORCEMENT AND EQUIPMENT 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 through the Kentucky Office of Highway Safety in the amount of \$55,541.00. Said grant funds shall be used to fund in-car video cameras and Breathalyzer tests; as well as, overtime hours for traffic enforcement activities for the Paducah Police Department. 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, March 4, 2014
Recorded by Tammara S. Sanderson, City Clerk, March 4, 2014
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Agenda Action Form

Paducah City Commission

Meeting Date: 4 March 2014

Short Title: 2013 US Bulletproof Vest Partnership Grant

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Stacey Grimes, Sheryl Chino

Presentation By: Asst. Chief Stacey Grimes; Steve Ervin

Background Information: The U.S. Department of Justice (DOJ) Bulletproof Vest Partnership Grant Program, an online application, provides a maximum 50% reimbursement for the purchase of body armor for police. The City has received over \$46,000 from this grant program in the last several years.

This year the police department has been awarded \$7,435.61 for the purchase of new Paraclete - FLX-III A vests for the SWAT Team. The SWAT Team vests currently being used have reached the end of their recommended life and the cost to replace these vests is \$1,336 each. This grant requires a 50% match, therefore, matching funds in the amount of \$7,435.61 will be provided through the police department's 2014 Operating Budget. The total project cost is \$14,871.22. The Commission previously approved the submittal of the grant application under Municipal Order 1723.

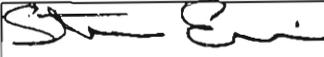
The grant requires authorization by the Paducah City Commission to allow the Mayor to execute all grant related documents.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: 2013 DOJ BVP
Project Number: PO0078
File #: 6.255
Account Number: 040-1616-521.23.07
CFDA Number: 16.607

Finance

Staff Recommendation: Approval

		
Department Head	City Clerk	City Manager

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A
REIMBURSABLE GRANT AGREEMENT AND ALL DOCUMENTS RELATING THERETO
WITH THE U. S. DEPARTMENT OF JUSTICE FOR A BULLETPROOF VEST
PARTNERSHIP GRANT PROGRAM AWARD

WHEREAS, the City of Paducah applied for a U. S. Department of Justice
Bulletproof Vest partnership Grant Program Award adopted by Municipal Order No. 1723 on
May 14, 2013, for assistance with purchasing bulletproof vests to be used by the Paducah Police
Department; and

WHEREAS, the Kentucky Office of Homeland Security has approved the
application and is now ready to award this grant.

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a Reimbursable Grant
Agreement and all documents relating thereto with the U. S. Department of Justice for a
Bulletproof Vest Partnership Grant Program Award in the amount of \$7,435.61 for assistance
with purchasing bulletproof vests to be used by the Paducah Police Department.

SECTION 2. This expenditure shall be charged to Project Account No. PO0078.

SECTION 3. 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, March 4, 2014
Adopted by the Board of Commissioners, March 11, 2014
Recorded by Tammara S. Sanderson, City Clerk, March 11, 2014
Published by The Paducah Sun, _____
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Agenda Action Form

Paducah City Commission

Meeting Date: March 4, 2014

Short Title: Review of Annexation and Infill Development Agreements.

Ordinance Emergency Municipal Order Resolution

Staff Work By: Stephen Ervin

Presentation By: Stephen Ervin

Background Information:

In 2002, the City Commission adopted an ordinance outlining procedures for Annexation Agreements that would spur residential, commercial and industrial growth in the City.

During the 1980's and 1990's the housing market in McCracken County had been primarily outside the Paducah City limits. The new housing construction, which had taken place in the City of Paducah during that time period, had been concentrated in the "West End." Most new home construction had been in the upper cost bracket. The City of Paducah had few large tracts of land suitable for housing subdivisions within the City's existing corporate limits. Without annexation agreements, future-housing construction in the City was thought to be mostly limited to "infill" activity (i.e. housing built on individual, scattered site lots). Annexations that were seen in the 1960's, through the 1990's were almost unheard of since the expansion of utilities to areas outside the existing Paducah City limits. With the expansion of utility service, developers could subdivide property in the County without needing City utility services from the City.

The aforementioned housing characteristics were one reason for the City Commission to adopt an ordinance allowing for Annexation Agreements.

Since the adoption of the Annexation ordinance and the subsequent Infill Development ordinance in 2005, four annexation ordinances have been adopted and three infill development agreements have been adopted.

Annexation Agreement	Date	Years	Years Remaining	Amount paid
Grove Phase I	2003	6 years	0	\$99,511
Plantation Subdivision	2004	6 years	0	\$43,007
Olivet Village Subdivision	2006	8 years	2	\$51,426
Grove Phase II	2007	8 years	3	\$12,130

Infill Agreement	Date	Years	Years Remaining	Amount Paid
Lakewood Villas	2005	5 years	0	\$69,283
Westwood Hills	2010	10 years	10	\$17,500
Greenway Village	2013	10 years	10	\$0.00

The built out net residential impact of the 7 agreements are as follows:

467 units x 2.12 person = 990 persons

The intent of this agenda item is to give a brief history of the reasoning behind development agreements and provide data on adopted agreements so that a discussion on what the appropriate development agreement time frame is. Development agreements have ranged from 5 years to 10 years in length. Staff is requesting a specific time frame be agreed upon so that future requests will be definite before City Commission action. Upon consensus, staff will pursue amendments to the existing Annexation and Infill ordinances.

The development agreement allows the City to reimburse the developer for the actual costs incurred in connection with the construction of qualified "municipal facilities" (streets, gutters, and other public infrastructure) within the property annexed, in an amount not to exceed the total cost of facilities or the total sum of all ad valorem real property taxes collected by the City from the annexed property, whichever is less, over a _____ period. (The real property taxes collected by the City will be paid to the developer and it shall not exceed the costs of the construction of municipal facilities.)

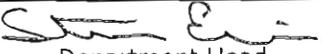
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
 Account Number:

Finance

Attachments:

Subdivision Infill Agreements

 Department Head	City Clerk	City Manager
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CITY OF PADUCAH
 Subdivision Infill Agreements

<u>Subdivision</u>	<u>Developer</u>	<u>Date</u>	<u>NTE Amount</u>	<u>Years</u>	<u>Status</u>	<u>Amount as of 06-30-13</u>	<u>Years Remaining</u>	<u>Contact</u>
<u>IN PROGRESS</u>								
ED0052	Olivet Village Falconite-Hipp LLC	10/17/2006	\$800,000.00	8 years	In Progress	\$51,426.20	2	dhack22@comcast.net
ED0055	Grove Phase II CHD Group, LLC	10/29/2007	\$225,000.00	8 years	In Progress	\$12,130.75	3	joanwienjies@gmail.com
ED0059	Westwood Hills Signature Homes of Paducah, LLC	12/9/2010	\$400,000.00	10 years	In Progress	\$17,500.70	7	stevemills18@att.net
ED0057	Greenway Village Higdon Development, Inc	5/8/2013	\$298,444.00	10 years	In Progress	\$0.00	10	cpbilhigdon@comcast.net
<u>COMPLETE</u>								
ED0050	Grove Phase I CHD Group, LLC	12/9/2003	\$158,000.00	6 years	Complete	\$99,511.97	0	ghipp0591@aol.com
ED0051	Plantation Village Falconite-Hipp LLC	7/28/2004	\$155,000.00	6 years	Complete	\$43,007.73	0	dhack22@comcast.net
ED0053	Lakewood Villas Higdon Development, Inc	8/28/2006	\$108,000.00	5 years	Complete	\$69,293.88	0	cpbilhigdon@comcast.net
<u>VOID</u>								
ED0054	Westwood Hills Shephards Nest	VOID	\$775,000.00	5 years	VOID	\$0.00		VOID
						\$292,871.23		
TOTAL AMOUNT TO DATE								

ORDINANCE NO. 2005-1-6921

AN ORDINANCE APPROVING THE CONCEPT OF
EXPEDITED GROWTH THROUGH DEVELOPER AGREEMENTS, WHICH
PROMOTE RESIDENTIAL INFILL DEVELOPMENT

WHEREAS, The Board of Commissioners for the City of Paducah finds:

That the City of Paducah's economic well-being is related to and in many respects dependent upon, sustained growth of its population and tax revenue base through development of vacant properties.

That a Residential Development Agreement will help maintain growth through infill development, which encourages a healthy economy.

That a Residential Development Agreement will encourage infill residential development, which will increase the population base of the City of Paducah, therefore increasing the possibilities of becoming a designated urbanized area.

That a Residential Development Agreement will encourage development of single-family owner-occupied housing on vacant, orphaned, or underutilized land located in the mature portions of Paducah where infrastructure and services are in place.

That a Residential Development Agreement will encourage infill development that may have been underutilized or blighted, helping to catalyze revitalization.

That a Residential Development Agreement will promote the health of the existing public school system by increased residential development within the existing City of Paducah School System.

That infill residential development will increase the revenue tax base necessary to meet various capital needs, especially in the area of public safety, maintain infrastructure and facilities, and will aid in the maintenance of existing infrastructure and facilities.

WHEREAS, it is the intent of the Board of Commissioners to enact an ordinance providing for Residential Development Agreements between the City of Paducah and potential developers.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PADUCAH,
KENTUCKY, AS FOLLOWS:

SECTION 1. The purpose of this ordinance is to encourage residential development within the city limits of Paducah by providing the developer reimbursement monies to offset the infrastructure costs born by the developer based upon certain terms and conditions. The reimbursement of monies shall be defined in a Residential Development Memorandum of Agreement to be executed between the Developer and the City Commission, which Memorandum of Agreement shall contain such terms and conditions as agreed to between the parties. A Memorandum of Agreement shall only be possible when the developer proposes constructing municipal services to be dedicated to the City of Paducah, which shall be streets, sidewalks, gutters, storm sewers, and a storm water conveyance system. A Memorandum of Agreement shall only be possible when these municipal services constructed by the developer will exceed one hundred thousand dollars (\$100,000). Each Memorandum of Agreement shall become effective upon City Commission's approval by ordinance. This ordinance shall not be construed to mean the City Commission is obligated to enter into such Memorandum of Agreement with any Developer.

SECTION 2. This ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.



William Paxton, Mayor

ATTEST:



Tammara S. Brock, City Clerk

Introduced by the Board of Commissioners, January 11, 2005
Adopted by the Board of Commissioners, January 24, 2005
Recorded by Tammara S. Brock, City Clerk, January 24, 2005
Published by *The Paducah Sun*, January 29, 2005
Ordinance to agree-residential development

ORDINANCE NO. 2002-10- 6589AN ORDINANCE APPROVING THE CONCEPT OF
GROWTH THROUGH ANNEXATION AGREEMENTS

WHEREAS, The Board of Commissioners for the City of Paducah finds:

That an Annexation Agreement will attract commercial, industrial and residential developments into the City of Paducah.

That the City of Paducah's economic well being is related to and in many respects dependent upon, sustained growth of its population and tax revenue base through annexation of contiguous territories.

That an Annexation Agreement will increase the revenue tax base necessary to meet various capital needs, especially in the area of public safety, maintain infrastructure and facilities, promote economic development, and will aid in the maintenance of existing infrastructure and facilities.

That an Annexation Agreement will help maintain growth, which encourages a healthy economy.

That an Annexation Agreement will increase the population base of the City of Paducah, therefore increasing the possibilities of becoming a designated urbanized area.

That an Annexation Agreement will promote filling in unincorporated gaps between incorporated areas that are presently served with City of Paducah services.

WHEREAS, it is the intent of the Board of Commissioners to enact an ordinance providing for annexation agreements between the City of Paducah and potential developers; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY, AS FOLLOWS:

SECTION 1. The purpose of this ordinance is to encourage developers to develop residential, commercial, and industrial property within the city limits of Paducah by providing the developer reimbursement monies to offset the infrastructure costs born by the developer based upon certain terms and conditions. The reimbursement of monies shall be defined in an Annexation Memorandum of Agreement to be executed between the Developer and the City Commission, which Memorandum of Agreement shall contain

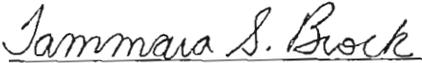
such terms and conditions as agreed between the parties. Each Memorandum of Agreement shall become effective upon City Commission's approval by ordinance. This ordinance shall not be construed to mean the City Commission is obligated to enter into such Memorandum of Agreement with any Developer.

SECTION 2. This ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.



William Paxton, Mayor

ATTEST:



Tammara S. Brock, City Clerk

Introduced by the Board of Commissioners, October 8, 2002
Adopted by the Board of Commissioners, October 22, 2002
Recorded by Tammara S. Brock, City Clerk, October 22, 2002
Published by *The Paducah Sun*, October 29, 2002