CITY COMMISSION MEETING
AGENDA FOR APRIL 22, 2014
5:30 P.M.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS/DELETIONS

PRESENTATION: **Dogwood Trail Awards – D. HAUGH/M. THOMPSON/H. BARBOUR**

	I.	MINUTES
	II.	MOTIONS
		A. R & F Documents
	III.	MUNICIPAL ORDERS
		A. Personnel Actions
		B. Land and Water Conservation Fund Grant – **S. ERVIN**
		C. 2014 Port Security Grant Application – **S. ERVIN**
		D. Center Point Recovery Center CDBG Grant Application – **S. ERVIN**
		E. Acquisition of Right of Way and a Public Utility Easement Located at 3346 Olivet Church Road for the Olivet Church Road Improvement Project – **R. MURPHY**
	IV.	ORDINANCES – INTRODUCTION
		A. Purchase Two Dump Trucks for the EPW-Street Division – **R. MURPHY**
		B. Accept Office of Highway Safety – "Heads Up Don't Be In'text'icated" Grant Award – **S. ERVIN/POLICE CHIEF BARNHILL**
		C. Zoning Text Amendment – Banner Signs – **S. ERVIN**

		D. Intent to Annex 3025 Olivet Church Road (Huck's) – **S. ERVIN**
		E. Repeal Fountain Avenue Enhanced Standards – **S. ERVIN**
		F. Abolish Department of Main Street/Paducah Renaissance Alliance Advisory board and Establish Paducah Main Street Board of Directors – **S. ERVIN**
		G. Amend Ordinance Establishing Regulations for Annexation Agreements – **S. ERVIN**
		H. Amend Ordinance To Set Time Limit for Infill Development Agreements – **S. ERVIN**
	V.	**CITY MANAGER REPORT** • Pre-budget Workshop Slide Show of Stars
	VI.	**MAYOR & COMMISSIONER COMMENTS**
	VII.	**PUBLIC COMMENTS**
	VIII.	**EXECUTIVE SESSION**

At a Regular Meeting of the Board of Commissioners, held on Tuesday, April 8, 2014, 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

Meg Hancock, Sophomore at Paducah Tilghman High School, led the Pledge of Allegiance.

Ms. Hancock read the poem, "I Hear America Singing", by Walt Whitman in support of National Poetry Month.

PROCLAMATION

Mayor Kaler presented a proclamation to the Child Watch Organization proclaiming April as Child Abuse Prevention Month.

MINUTES

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the reading of the Minutes for the March 25, 2014, City Commission meetings be waived and that the Minutes of said meeting prepared by the City Clerk be approved as written.

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

APPOINTMENTS

BOARD OF ETHICS

Mayor Kaler made the following appointment and reappointment: "WHEREAS, subject to the approval of the Board of Commissioners, I hereby appoint Marleene Andersen as a member of the Board of Ethics. This term will expire February 10, 2017; and

WHEREAS, subject to the approval of the Board of Commissioners, I hereby reappoint Jill Gott Wrye as a member of the Board of Ethics. This term will expire February 10, 2016."

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the Board of Commissioners approve the action of Mayor Kaler in appointing Marleene Andersen and reappointing Jill Gott Wrye as members of the Board of Ethics.

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 and proposals be received and filed:

DOCUMENTS

1. Certificate of Liability Insurance and Performance Bond for Central Paving Company of Paducah, Inc.
2. Notice of Cancellation for the Board of Commissioners of the City of Paducah, Kentucky for Tuesday, April 1, 2014
3. Agreement with Central Paving Company of Paducah, Inc. for Compost Grinding of Tree Debris and Yard Waste (ORD # 2014-03-8125)
4. U.S. Department of Housing and Urban Development PHA 5-year and Annual Plan for City of Paducah Section 8 Housing Program (MO # 1764)
5. 2014 City of Paducah Section 8 Housing Administrative Plan (MO # 1766)
6. Paducah Symphony Orchestra, Inc. Financial Statements for years ended June 30, 2012 and June 30, 2013
7. Paducah Water Works Financial Highlights for month ended February 28, 2014

PROPOSALS

1. Proposal for Purchase of the Columbia Theatre by the Columbia Club, Inc.

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

MUNICIPAL ORDERS

PERSONNEL ACTIONS

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that 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 on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5).

LEASE AGREEMENT FOR ARMORY BUILDING LOCATED AT 2956 PARK AVENUE

Commissioner Abraham offered motion, seconded by Commissioner Gault, that a Municipal Order entitled, "A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF PADUCAH AND OSCAR CROSS BOYS & GIRLS CLUB OF PADUCAH, INC., FOR LEASE OF THE ARMORY BUILDING AND APPURTENANT PARKING AREA LOCATED AT 2956 PARK AVENUE, PADUCAH, KENTUCKY," be adopted.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). M.O.#1767; BK 9

ORDINANCES – ADOPTION

DECLARATION AND TRANSFER OF SURPLUS PROPERTY LOCATED AT 510 BROADWAY

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the Board of Commissioners adopt an ordinance entitled, "AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPALLY OWNED REAL PROPERTY LOCATED AT 510-514 BROADWAY IN PADUCAH TO THE COLUMBIA CLUB, INC., FOR PURPOSES OF REDEVELOPMENT AND REVITALIZATION." This ordinance is summarized as follows: In this Ordinance the City of Paducah ("City") declares City owned real property located at 510-514 Broadway, in Paducah, McCracken County, Kentucky, upon which is situated the Columbia Theatre, as surplus property and authorizes the sale of the surplus property to The Columbia Club, Inc., a Kentucky non-profit corporation in accordance with the requirements of KRS 82.083 and the sealed bidding procedure set forth in the City of Paducah Codes of Ordinance Section 2-668 and pursuant to the terms of the Memorandum of Understanding among the City and The Columbia Club, Inc., for purposes of redevelopment and revitalization of the Columbia Theatre. This Ordinance further authorizes the Mayor of the City of Paducah, Kentucky, to execute and deliver a deed of conveyance of the surplus property and the Memorandum of Understanding.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). ORD.#2014-4-8129; BK 33

NOBLE PARK POOL ENGINEERING CHANGE ORDER #2 WITH ICA

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that the Board of Commissioners adopt an ordinance entitled, "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE CHANGE ORDER NO. 2 WITH ICA ENGINEERING, INC., F/K/A FLORENCE & HUTCHESON FOR THE NOBLE PARK POOL RENOVATION PROJECT." This ordinance is summarized as follows. The Mayor is hereby authorized and directed to execute Change Order No. 2 in the amount of $13,230.00 to pay for additional construction and engineering services for completion of the Noble Park Pool Renovation Project, increasing the total contract price to $197,425.00.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). ORD.#2014-4-8130; BK 33

PURCHASE REAR PACKER TRUCK FOR SOLID WASTE

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the Board of Commissioners adopt an ordinance entitled, "AN ORDINANCE ACCEPTING THE BID FOR SALE TO THE CITY OF ONE REAR PACKER REFUSE COLLECTION TRUCK, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME." This ordinance is summarized as follows: The City of Paducah accepts the bid of TAG Truck Center, LLC, in the amount of $157,677.00, for sale to the City of Paducah of one rear packer refuse collection truck, for use by the Solid Waste Division of the Public Works Department, and authorizes the Mayor to execute a contract for same.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). ORD.#2014-4-8131; BK 33

APPROVE ADDENDUM NO. 2 TO EMPLOYMENT AGREEMENT FOR CITY MANAGER

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the Board of Commissioners adopt an ordinance entitled, "AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE ADDENDUM NO. 2 TO THE AGREEMENT TO EMPLOY JEFFREY A. PEDERSON AS PADUCAH CITY MANAGER". This ordinance is summarized as follows: The City hereby approves an addendum to the employment agreement with Jeffrey Pederson and authorizes the Mayor to execute said addendum. The changes are as follows: Term of agreement increase effective December 7, 2013 to December 7, 2016; a salary increase to $150,000 annually; and an increase in annual vacation to 20 days.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). ORD.#2014-4-8132; BK 33

ORDINANCES – INTRODUCTION

ACCEPT GRANT AWARD FOR DISTRACTED DRIVING ENFORCEMENT FOR POLICE DEPT.

Commissioner Gault offered motion, seconded by Commissioner Abraham, 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 OFFICE OF HIGHWAY SAFETY FOR A DISTRACTED DRIVING ENFORCEMENT GRANT AWARD." This ordinance is summarized as follows: That the City of Paducah authorizes the Mayor to execute a Grant Agreement, and all documents relating thereto, with the Kentucky Office of Highway Safety in the amount of $30,000.00 for overtime traffic enforcement activities related to distracted driver traffic enforcement during the week of April 7 through May 18, 2014. No local cash match is required.

APPROVE MEMORANDUM OF UNDERSTANDING WITH HIGDON DEVELOPMENT, INC., FOR DEVELOPMENT OF PROPERTY LOCATED ON BLEICH ROAD

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that the Board of Commissioners introduce an ordinance entitled, "AN ORDINANCE OF THE CITY OF PADUCAH, KENTUCKY, APPROVING A MEMORANDUM OF UNDERSTANDING BY AND AMONG THE CITY OF PADUCAH, KENTUCKY, AND HIGDON DEVELOPMENT, INC., WITH RESPECT TO THE RESIDENTIAL DEVELOPMENT OF VACANT PROPERTY WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF PADUCAH; AND AUTHORIZING THE EXECUTION OF VARIOUS DOCUMENTS RELATED TO SUCH MEMORANDUM OF UNDERSTANDING." This ordinance is summarized as follows: This Ordinance authorizes the City of Paducah, Kentucky to approve a Memorandum of Understanding between Higdon Development, Inc., and the City of Paducah, Kentucky for the construction of a multi-family residential/condominium development, located on Bleich Road in the City of Paducah, McCracken, Kentucky. The Mayor is hereby authorized to execute the Memorandum of Understanding, together with such other agreements, instruments or certifications for said project.

CITY MANAGER REPORT

- Paducah Riverfront Development Authority has finalized its recommendations for the Paducah Riverfront Development Project. They will submit a report at next week's city commission meeting.
- Mr. Pederson, who is a member of the Paducah-McCracken County Animal Task Force, reported the Animal Task Force Committee is reviewing two options. They hope to have a recommendation to bring before the Commission by the end of the month.
- Paducah-McCracken County E-911 Board met today to review the recommendations made by Almont Associates.
- Requested an executive session to discuss an economic development proposal. Commissioner Abraham also requested a personnel issue be discussed.

MAYOR & COMMISSIONER COMMENTS

Commissioner Abraham would like to know who is in charge of the removal of dead animals found in the public right-of-ways. He would like an answer as soon as possible.

PUBLIC COMMENTS

There were no public comments.

MISCELLANEOUS

FARMER'S MARKET

Parks Services Director Mark Thompson reported the Farmer's Market vendors had a meeting with the Special Events Coordinator on March 24th. There will be a soft opening on April 21 and the grand opening will be in May. The market will be open six days a week.

EXECUTIVE SESSION

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the Board go into closed session for discussion of matters pertaining t the following topics:

- Issues which might lead to the appointment dismissal, or disciplining of an employee, as permitted by KRS(1)(f).
- A specific proposal by a business entity where public discussion of the subject matter would jeopardize the location, retention, expansion or upgrading of a business entity, as permitted by KRS 61.810(1)(g).

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

Upon motion the meeting adjourned.

ADOPTED: April 22, 2014

City Clerk

Mayor

APRIL 22, 2014

I move that the following documents and bids be received and filed:

DOCUMENTS

1. Certificates of Liability Insurance
   a. Vanguard Contractors, LLC.
   b. Louisville Paving Co., Inc.
   c. ICA Engineering, Inc.

2. Commissioners Deed for 2400 Spruce Street

3. Quitclaim Deeds for ally closing from Bethel Street toward Main Street:
   a. Fraternal Order of Eagles, Inc.
   b. Douglas & Sue Ingram

4. Agreements/Contracts:
   a. Memorandum of Understanding with The Columbia Club, Inc. for the Columbia Theatre (ORD # 2014-04-8129)
   b. Agreement with Tag Truck Center, LLC to Purchase a Rear Packer Refuse Collection Truck (ORD # 2014-4-8131)
   c. Change Order # 2 with ICA Engineering, Inc. for the Noble Park Pool Rehabilitation Project (ORD # 2014-4-8130)
   d. Lease Agreement with Oscar Cross Boys & Girls Club of Paducah, Inc. for Armory building located at 2956 Park Avenue (MO # 1767)
   e. Addendum No. 2 to Agreement to Wmploy Jeffrey A. Pederson as Paducah City Manager (ORD # 2014-04-8132)
   f. Contract for Services with Lower Town Renaissance Association, Inc.
   g. Change Order # 1 with Jim Smith Contracting Co., LLC for the Ohio River Boat Launch Project (ORD # 2014-3-8123)

5. Paducah/McCracken County E911 Center Final Emergency Communications Report – March 2014

6. Paducah Police Department 2013 Annual Report

7. Audit Report performed by Wayne Shelton, CPA, for the Paducah-McCracken County Convention & Visitors Bureau

BIDS for Engineering-Public Works

TWO DIESEL DUMP TRUCKS

1. TAG Truck Center – winning bid
2. Mid-Tenn Ford

CITY OF PADUCAH
April 22, 2014

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.

Steve Ellis
City Manager's Signature

4/18/14
Date

CITY OF PADUCAH
PERSONNEL ACTIONS
April 22, 2014

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

	POSITION	RATE	NCS/CS	FLSA	EFFECTIVE DATE
PARKS SERVICES					
Jordan, Diamond R.	Coach	$8.00/Hr	NCS	Non-Ex	April 10, 2014
Kollenberg, Johnny F.	Recreation Leader	$8.00/Hr	NCS	Non-Ex	April 14, 2014
Kollenberg, Teddy W.	Recreation Leader	$8.00/Hr	NCS	Non-Ex	April 14, 2014
Robinson, Rhedaijah J.	Coach	$8.00/Hr	NCS	Non-Ex	April 17, 2014
Thompson, Molly C.	Recreation Leader	$8.00/Hr	NCS	Non-Ex	April 18, 2014
Winnans, Michael Ryan P.	Coach	$8.00/Hr	NCS	Non-Ex	April 10, 2014
Young, David Christopher	Coach	$8.00/Hr	NCS	Non-Ex	April 10, 2014

TERMINATIONS - FULL-TIME (F/T)

	POSITION	REASON	EFFECTIVE DATE
PARKS SERVICES			
Woodford, Glen L.	Laborer	Resignation	April 15, 2014

Agenda Action Form
Paducah City Commission

Meeting Date: 22 April 2014

Short Title: **2014 Land and Water Conservation Fund (LWCF)**

☐ Ordinance ☐ Emergency ☒ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Mark Thompson, Rick Murphy, Steve Ervin, Nathan Taylor, Sheryl Chino
Presentation By: Steve Ervin

Background Information: The LWCF provides federal grant funds to protect important natural areas, acquire land for outdoor recreation and to develop or renovate public outdoor recreation facilities such as campgrounds, picnic areas, sports & playfields, swimming facilities, boating facilities, fishing facilities, trails, natural areas and passive parks.

The Paducah Department of Planning and Parks Services department are proposing to apply for LWCF funds to begin the development of the 14th Street Park. The project will be completed in multiple phases. Phase I consists of excavation/grading of the property and the creation of a multi-use open area for field sports and free play. The LWCF program requires a 50 percent in-kind/cash match. The total estimated cost for Phase I is $160,925.60. The Planning and Parks Services departments are requesting $75,000 in LWCF funding and the Planning Department has set aside $75,000 in FY2014 as matching funds. The city will also provide $13,500 in in-kind services for the project.

A public meeting to discuss the project/application and solicit public comment was held on April 10, 2014 at 7:30 pm at the Robert Cherry Civic Center. No adverse comments were received by the public.

If an award is offered, it will be brought before the Commission for consideration. If the Commission chooses to support this grant application, it must authorize and direct the Mayor or Mayor's designee to sign all required grant application documents.

Goal: ☐ Strong Economy ☒ Quality Services ☐ Vital Neighborhoods ☐ Restored Downtowns

Funds Available:
Account Name:
Account Number:
Project Number:

Finance

Staff Recommendation: Approval

Attachments:

Department Head	City Clerk	City Manager

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE APPLICATION FOR A 2014 LAND AND WATER CONSERVATION FUND GRANT IN THE AMOUNT OF $75,000.00, THROUGH THE KENTUCKY GOVERNOR'S OFFICE FOR LOCAL DEVELOPMENT FOR DEVELOPMENT OF THE 14TH STREET PARK PROJECT PHASE I

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute an application and all documents relating to same, requesting a 2014 Land and Water Conservation Fund Grant in the amount of $75,000.00 through the Kentucky Governor's Office for Local Development for development of the 14th Street Park Project Phase I. Phase I consists of excavation/grading of the property and the creating of a multi-use open area for field sports and free play.

SECTION 2. Local matching funds in the cash amount of $75,000.00 will be from an appropriation in the FY 2014 budget. The City will also provide $13,500 in in-kind services for the project.

SECTION 3. This order will 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, April 22, 2014
Recorded by Tammara S. Sanderson, City Clerk, April 22, 2014
\mo\grants\parks-land & water conservation-14th st park phase I

Agenda Action Form
Paducah City Commission

Meeting Date: 22 April 2014

Short Title: **U.S. Department of Homeland Security/FEMA – 2014 Port Security Grant Program**

☐ Ordinance ☐ Emergency ☒ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Brandon Barnhill, Steve Kyle, Ronnie Rathman, Sheryl Chino
Presentation By: Steve Ervin

Background Information: The FY2014 Port Security Grant Program (PSGP) directly supports maritime transportation infrastructure security activities. PSGP is one tool in the comprehensive set of measures authorized by Congress and implemented by the U.S. Department of Homeland Security to strengthen the Nation's critical infrastructure against risks associated with potential terrorist attacks. The City of Paducah was awarded funding through this program in 2009 and in 2013 for security camera installation at the new boat ramp.

The Paducah Police Department is proposing to apply for PSGP funds for the purchase of 48 mobile radios and 44 portable radios. The total estimated cost is $223,600. This program requires a 25 percent match. $55,900 in matching funds is required and, if funded, will be allocated from three separate departments – engineering, fire, and police. $26,000 will be allocated from the engineering FY2015 operating budget; $20,800 will be allocated from the Fire Department's FY2015 Operating budget; and, $9,100 will allocated from the Police Department equitable sharing fund or FY2015 operating budget.

If an award is offered, it will be brought before the Commission for consideration. If the Commission chooses to support this grant application, it must authorize and direct the Mayor or Mayor's designee to sign all required grant application documents.

Goal: ☐ Strong Economy ☒ Quality Services ☐ Vital Neighborhoods ☐ Restored Downtowns

Funds Available: Account Name:
Account Number:
Project Number:

Finance

Staff Recommendation: Approval
Attachments: None

Department Head	City Clerk	City Manager

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A GRANT APPLICATION AND ALL DOCUMENTS NECESSARY THROUGH THE U. S. DEPARTMENT OF HOMELAND SECURITY FOR A 2014 PORT SECURITY GRANT IN THE AMOUNT OF $167,700, FOR THE PURCHASE OF MOBILE AND PORTABLE RADIOS FOR THE PADUCAH POLICE DEPARTMENT

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a grant application and all documents necessary through the U. S. Department of Homeland Security for a 2014 Port Security Grant in the amount of $167,700, for the purchase of 48 mobile radios and 44 portable radios for the Paducah Police Department.

SECTION 2. Local matching funds are required for a total of $55,900. Funds will be allocated from the FY2015 budget as follows: $26,000 from the Engineering-Public Works Department; $20,800 from the Fire Department; and $9,100 from the Police Department.

SECTION 3. 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, April 22, 2014
Recorded by Tammara S. Sanderson, City Clerk, April 22, 2014
\mo\grants\homeland security-radios-epw-police-fire 4-2014

Agenda Action Form
Paducah City Commission

Meeting Date: 22 April 2014

Short Title: **Center Point Recovery Center – 2014 CDBG Grant**

☐ Ordinance ☐ Emergency ☒ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Sheryl Chino
Presentation By: Steve Ervin

Background Information: The Department for Local Government (DLG) has received for the 2014 Funding Cycle $23,169,929 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
- meeting particularly urgent community development needs.

On behalf of Four Rivers Behavioral Health, the planning department is proposing the submittal of a CDBG application for the Center Point Recovery Center for salaries. The application will be in the amount of $250,000 thru the Public Services program. These funds will be matched by the recovery center with $914,178 in other federal and state funds. Local matching funds will not be required from the City of Paducah.

An administration fee of $12,500 will be paid to the city for maintaining and monitoring the funding. A public hearing to discuss the project/application and solicit public comment was held on April 16, 2014 at 5:30 pm in the City Commission Chambers. No adverse comments were received by the public.

If an award is offered, it will be brought before the Commission for consideration. If the Commission chooses to support this grant application, it must authorize and direct the Mayor or Mayor's designee to sign all required grant application documents.

Goal: ☐ Strong Economy ☒ Quality Services ☐ Vital Neighborhoods ☐ Restored Downtowns

Funds Available: Account Name:
Account Number:
Project Number:

Finance

Staff Recommendation: Approval
Attachments:

Department Head	City Clerk	City Manager

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE APPLICATION FOR A 2014 COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF $250,000 FROM THE OFFICE OF THE GOVERNOR'S DEPARTMENT FOR LOCAL GOVERNMENT FOR THE FOUR RIVERS RECOVERY CENTERPOINT PROJECT

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute an application and all documents relating to same, requesting a Community Development Block Grant from the Office of the Governor Department for Local Development in the amount of $250,000 on behalf of Four Rivers Behavioral Health for the Four Rivers Centerpoint Recovery Center. A local match is not required. An administration fee of $12,500 will be paid to the City for maintaining and monitoring this funding.

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 April 22, 2014
Recorded by Tammara S. Sanderson, City Clerk, April 22, 2014
\mo\grants\cdbg-four rivers recovery center project 2014 4-2014

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

Short Title: Acquisition of Permanent Right of Way and a Public Utility Easement located at 3346 Olivet Church Road for the Olivet Church Road Improvement Project

☐ Ordinance ☐ Emergency ☒ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Angela Weeks, Engr-Pub Works Proj Mgr
Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

Background Information:

Negotiations have been conducted in good faith with Ms. Joy Skidmore the property owner located at 3346 Olivet Church Road regarding the acquisition of a portion of permanent right-of-way and a public utility easement (Parcel #40) as required for the Olivet Church Road Improvement Project. Ms. Skidmore has agreed to convey a portion of her property consisting of 0.002 acres (88.98 sq. ft.) and also to grant a public utility easement consisting of 0.051 acres (2,242.05 sq. ft.) to the City of Paducah for the total monetary consideration of $3,100.00.

Goal: ☒ Strong Economy ☒ Quality Services ☒ Vital Neighborhoods ☐ Restored Downtowns

Funds Available: Account Name: Olivet Church Rd Imp Proj
Account Number: 040-3315-532-2307
Project Number: ST0027

4/18/2014
Finance

Staff Recommendation:

To adopt a Municipal Order authorizing the Mayor to execute a Deed of Conveyance and all related documents on behalf of the City of Paducah with Joy Skidmore to acquire a portion of real property located at 3346 Olivet Church Road as right-of-way and a public utility easement in consideration of $3,100.00 for the Olivet Church Road Improvement Project.

Attachments: Deed of Conveyance

Department Head	City Clerk	City Manager

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A DEED OF CONVEYANCE AND ALL DOCUMENTS RELATING TO SAME FOR ACQUISITION OF A PORTION OF PERMANENT RIGHT OF WAY AND A PERMANENT PUBLIC UTILITY EASEMENT LOCATED AT 3346 OLIVET CHURCH ROAD FOR THE OLIVET CHURCH ROAD IMPROVEMENT PROJECT, FOR AND IN CONSIDERATION OF $3,100.00

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a Deed of Conveyance and all documents relating to same, with Ms. Joy Skidmore, for acquisition of a portion of permanent right of way and a permanent public utility easement located at 3346 Olivet Church Road for the Olivet Church Road Improvement Project, for and in consideration of $3,100.00, and more particularly described as follows:

> Being a portion of Lot 3 in the Kindred Subdivision as shown by plat of record in Plat Book "G", Page 93, in the McCracken County Clerk's Office, having an address of 3346 Olivet Church Road, Paducah, Kentucky, and being more particularly described as follows:
>
> **PERMANENT RIGHT OF WAY PARCEL #40**
> Beginning at a point located 30.51 feet right of Olivet Church Road station 62+17.59; thence North 22 degrees 43 minutes 16 seconds East a distance of 132.89 feet to a point, said point being located 30.38 feet right of Olivet Church Road station 63+50.48; thence 38.43 feet along a curve to the right, said curve having a radius of 25.00 feet, a chord bearing of North 66 degrees 45 minutes 36 seconds East, and a chord length of 34.76 feet to a point, said point being located 54.51 feet right of Olivet Church Road station 63+75.49; thence 0.61 feet along a curve to the left, said curve having a radius of 928.00 feet, a chord bearing of South 69 degrees 13 minutes 12 seconds East, and a chord length of 0.61 feet to a point, said point being located 55.12 feet right of Olivet Church Road station 63+75.51; thence 38.39 feet along a curve to the left, said curve having a radius of 25.00 feet, a chord bearing of South 66 degrees 46 minutes 15 seconds West, and a chord length of 34.73 feet to a point, said point being located 31.00 feet right of Olivet Church Road station 63+50.52; thence South 22 degrees 46 minutes 49 seconds West a distance of 132.94 feet to a point, said point being located 31.00 feet right of Olivet Church Road station 62+17.59; thence North 67 degrees 16 minutes 44 seconds West a distance of 0.49 feet to the point of beginning.
>
> The above-described parcel contains 0.0020 acres (88.98 sq. ft.), more or less.
>
> Being a portion of the same tract of land conveyed to the Grantor by deed dated December 18, 2007, which is duly recorded in Deed Book 1136 Page 402 in the office of the County Clerk of McCracken County, Kentucky.

SECTION 2. This expenditure shall be charged through Project Account No. ST0027.

SECTION 3. 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, April 22, 2014
Recorded by Tammara S. Sanderson, City Clerk, April 22, 2014
\mo\prop pur – 3346 Olivet Ch Rd

DEED OF CONVEYANCE
and
PERMANENT PUBLIC UTILITY EASEMENT

THIS DEED made and entered into this the _____ day of _____, 2014, by and between **JOY SKIDMORE**, single, of 3346 Olivet Church Road, Paducah, Kentucky. 42001, which is also the address to which the revised property tax bill for 2014 may be sent, Grantor, and the **CITY OF PADUCAH, KENTUCKY**, a Municipal Corporation of the Second Class, P. O. Box 2267, Paducah, Kentucky, 42002-2267, Grantee;

WITNESSETH:

That the Grantor, in consideration of THIRTY ONE HUNDRED DOLLARS & 00/00 ($ 3,100.00) cash in hand, the receipt of which is hereby acknowledged, has bargained and sold and does hereby sell, grant, transfer, and convey to the Grantee, its successors and assigns forever, the following property situated in McCracken County, Kentucky, and described as follows:

Being a portion of Lot 3 in the Kindred Subdivision as shown by plat of record in Plat Book "G", Page 93, in the McCracken County Clerk's Office, having an address of 3346 Olivet Church Road, Paducah, Kentucky, and being more particularly described as follows:

PERMANENT RIGHT OF WAY PARCEL #40

Beginning at a point located 30.51 feet right of Olivet Church Road station 62+17.59; thence North 22 degrees 43 minutes 16 seconds East a distance of 132.89 feet to a point, said point being located 30.38 feet right of Olivet Church Road station 63+50.48; thence 38.43 feet along a curve to the right, said curve having a radius of 25.00 feet, a chord bearing of North 66 degrees 45 minutes 36 seconds East, and a chord length of 34.76 feet to a point, said point being located 54.51 feet right of Olivet Church Road station 63+75.49; thence 0.61 feet along a curve to the left, said curve having a radius of 928.00 feet, a chord bearing of South 69 degrees 13 minutes 12 seconds East, and a chord length of 0.61 feet to a point, said point being located 55.12 feet right of Olivet Church Road station 63+75.51; thence 38.39 feet along a curve to the left, said curve having a radius of 25.00 feet, a chord bearing of South 66 degrees 46 minutes 15 seconds West, and a chord length of 34.73 feet to a point, said point being located 31.00 feet right of Olivet Church Road station 63+50.52; thence South 22 degrees 46 minutes 49 seconds West a distance of 132.94 feet to a point, said point being located 31.00 feet right of Olivet Church Road station 62+17.59; thence North 67 degrees 16 minutes 44 seconds West a distance of 0.49 feet to the point of beginning.

The above-described parcel contains 0.0020 acres (88.98 sq. ft.), more or less

Being a portion of the same tract of land conveyed to the Grantor by deed dated December 18, 2007, which is duly recorded in Deed Book 1136 Page 402 in the office of the County Clerk of McCracken County, Kentucky.

It is understood by the parties hereto and made a covenant herein that the above written parcel described above is conveyed in fee simple.

The acquisition of the herein described right of way is for the purposes of the improvement of the public roadway known as Olivet Church Road for the City of Paducah, Kentucky. The plans for the Olivet Church Roadway Improvement Project are on file in the Engineering-Public Works Department, City of Paducah, Kentucky.

In consideration of the aforementioned premises, Grantor also does hereby grant, bargain, sell, transfer, and convey unto Grantee, its successors and assigns, a perpetual public utility easement with the right to erect, construct, install, and lay and thereafter use, operate, inspect, repair, maintain, replace, and remove public utility lines with all rights in ingress, egress, and regress over and across real property owned by the Grantor being a portion of the same previously described tract of land aforementioned in this document. Said perpetual permanent public utility easement shall be described as follows:

PUBLIC UTILITY EASEMENT PARCEL #40

Beginning at a point located 31.00 feet right of Olivet Church Road station 62+17.59; thence North 22 degrees 46 minutes 49 seconds East a distance of 132.94 feet to a point, said point being located 31.00 feet right of Olivet Church Road station 63+50 52; thence 28.98 feet along a curve to the right, said curve having a radius of 25.00 feet, a chord bearing of North 55 degrees 59 minutes 28 seconds East, and a chord length of 27.39 feet to a point, said point being located 46.00 feet right of Olivet Church Road station 63+73 44, thence South 22 degrees 46 minutes 49 seconds West a distance of 155.84 feet to a point, said point being located 46 00 feet right of Olivet Church Road station 62+17.60; thence North 67 degrees 16 minutes 44 seconds West a distance of 15 00 feet to the point of beginning.

The above described parcel contains 0.051 acres (2,242.0452 sq. ft), more or less

The grant of this easement is subject to existing easements for roads and other utilities if any, and Grantee shall, at its expense, repair all damage and surface damage including, but not limited to, settlement, erosion, or washing to Grantor's property occasioned by the road construction and by the construction of the utility lines, mains, and appurtenances, and occurring within one year

of completion the construction referred to herein, including, but not limited to grading, filling, leveling sodding. and seeding as may be reasonably required in the sole judgment of the Grantor.

TO HAVE AND TO HOLD said property, together with all improvements thereon and all rights and appurtenances thereunto, unto the Grantee, its successors and assigns forever and in fee, with all the rights and privileges thereunto belonging with covenants of General Warranty.

IN TESTIMONY WHEREOF the Grantor and Grantee, by signing this document on the above given date, hereby acknowledge that the consideration stated hereinabove is the full actual consideration for the transfer of the subject property. The Grantee joins this deed for the sole purpose of certifying the consideration.

IN WITNESS WHEREOF, all of the parties to this deed of conveyance have hereunto set their hands on this the date first above written.

GRANTOR:

Joy Skidmore

Joy Skidmore

GRANTEE:
CITY OF PADUCAH, KENTUCKY

By _____
Gayle Kaler, Mayor

STATE OF KENTUCKY)

COUNTY OF McCRACKEN)

The foregoing instrument and consideration certificate were sworn to and acknowledged before me this 16th day of APRIL, 2014, by Joy Skidmore, single, Grantor.

My Commission expires: 6-23-14
#420360

Angela Wilson
Notary Public, State at Large

SEAL

STATE OF KENTUCKY)

COUNTY OF McCRACKEN)

The foregoing consideration certificate was sworn to and acknowledged before me this _____ day of _____, 2014, by Gayle Kaler, Mayor of the City of Paducah, Kentucky, Grantee

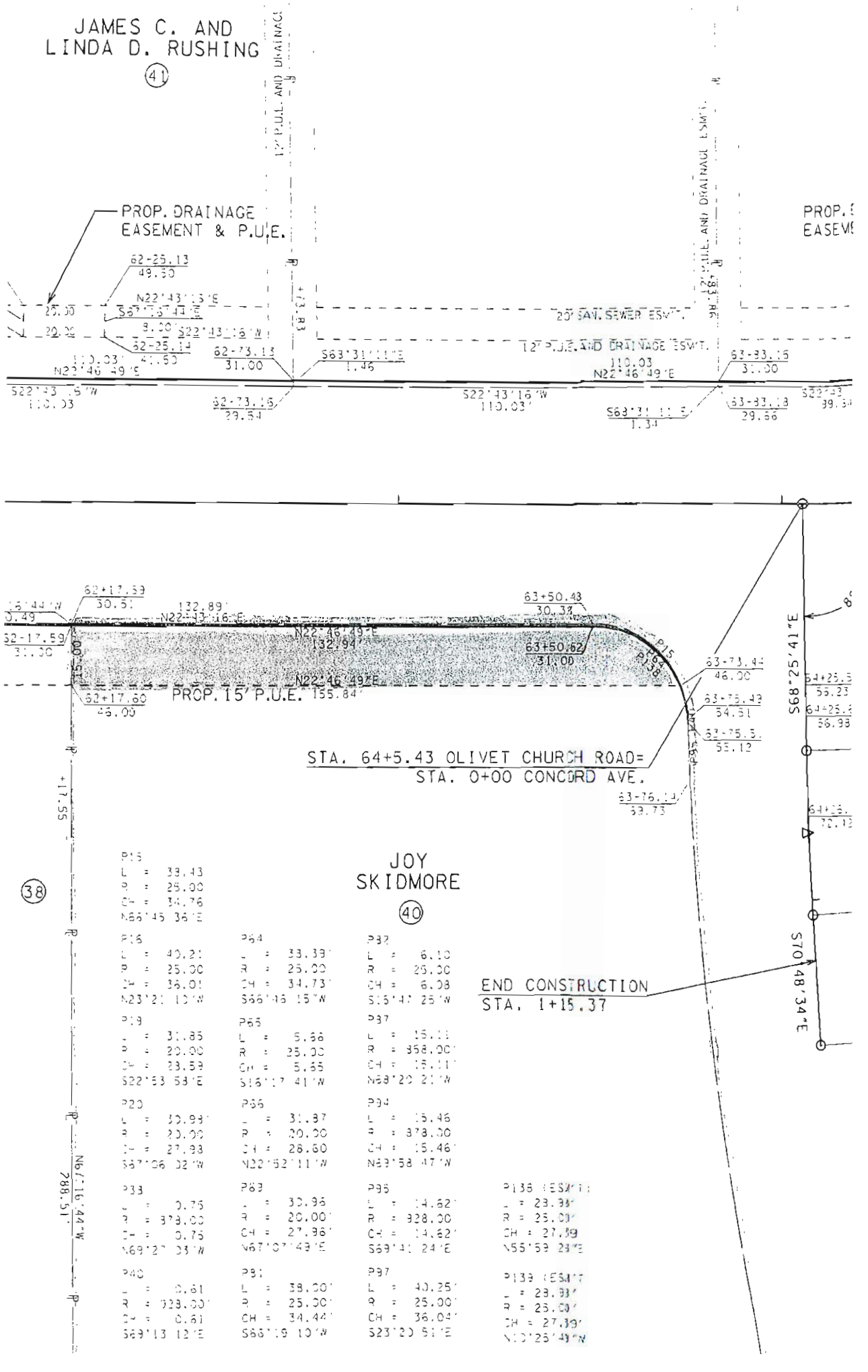
My Commission expires: _____.

_____
Notary Public, State at Large

SEAL

This instrument prepared by:

_____
Dan Key, Assistant Corporation Counsel
City of Paducah
P. O. Box 2267
Paducah, Kentucky 42002-2267


JAMES C. AND
LINDA D. RUSHING
41
PROP. DRAINAGE
EASEMENT & P.U.E.
12' P.U.E. AND DRAINAGE ESMT.
20' SAN. SEWER ESMT.
62-25.13
49.50
N22°43'16"E
110.03'
N23°46'49"E
62-35.14
41.50
62-73.13
31.00
S63°31'11"E
1.46
S22°43'16"W
110.03'
62-73.15
29.54
63-33.15
31.00
63-33.18
29.66
S63°31'11"E
1.34
62+17.59
30.51
132.89'
N22°43'16"E
63+50.48
30.38
132.94'
63+50.62
31.00
N22°46'49"E
PROP. 15' P.U.E.
155.84'
62+17.60
26.00
63-73.44
46.00
63-75.43
54.51
63-75.5
55.12
63-76.14
33.73
STA. 64+5.43 OLIVET CHURCH ROAD=
STA. 0+00 CONCORD AVE.
S68°25'41"E
S70°48'34"E
END CONSTRUCTION
STA. 1+15.37
N67°15'44"W
288.51'
38
JOY
SKIDMORE
40
P15
L = 39.43
R = 25.00
CH = 34.76
N66°45'36"E
P16
L = 40.21
R = 25.00
CH = 36.01
N23°21'10"W
P19
L = 31.85
R = 20.00
CH = 28.59
S22°53'58"E
P20
L = 30.98
R = 20.00
CH = 27.93
S67°06'02"W
P33
L = 0.75
R = 878.00
CH = 0.75
N69°27'38"W
P40
L = 0.61
R = 928.00
CH = 0.61
S69°13'12"E
P64
L = 38.38
R = 25.00
CH = 34.73
S66°46'15"W
P65
L = 5.66
R = 25.00
CH = 5.65
S16°17'41"W
P66
L = 31.87
R = 20.00
CH = 28.60
N22°52'11"W
P83
L = 30.96
R = 20.00
CH = 27.96
N67°07'49"E
P81
L = 38.00
R = 25.00
CH = 34.44
S66°19'10"W
P82
L = 6.10
R = 25.00
CH = 6.08
S15°41'25"W
P87
L = 15.11
R = 858.00
CH = 15.11
N68°20'21"W
P84
L = 15.46
R = 878.00
CH = 15.46
N69°58'47"W
P85
L = 14.62
R = 928.00
CH = 14.62
S69°41'24"E
P87
L = 40.25
R = 25.00
CH = 36.04
S23°20'51"E
P138 (ESMT.)
L = 23.38
R = 25.00
CH = 22.89
N55°59'28"E
P139 (ESMT.)
L = 23.38
R = 25.00
CH = 22.39
N33°25'49"W

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

Short Title: Purchase of Two Diesel Dump Truck to be used by the EPW-Street Division

☒Ordinance ☐ Emergency ☐ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Randy Crouch, EPW Maintenance Supt.
Neal Ford, EPW Fleet Supervisor
Angela Weeks, EPW Proj Mgr
Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

Background Information:

On April 15, 2014, sealed written bids were opened for the purchase of two Diesel Dump Trucks to be used by the EPW Street Division. One responsive bid was received from TAG Truck Center submitting the bid of $91,866.00 per truck with a total bid of $183,732.00 for the two (2) trucks. The budgeted amount for the 2 trucks is listed on the FY2014 Fleet Plan as $180,000.

Goal: ☐Strong Economy ☒Quality Services ☐Vital Neighborhoods ☐Restored Downtowns

Funds Available: Account Name: Rolling Stock/Vehicles
Fleet Lease Trust Fund

Account Number: 071-0210-542-4005

4/18/2014
Finance

Staff Recommendation:

To receive and file the bid and adopt an Ordinance authorizing the Mayor to execute a contract with TAG Truck Center for the purchase of two (2) Diesel Dump Trucks for use by the EPW Street Division in the total amount of $183,732.00.

Attachments:

Bid Proposal, Bid Tab, Proposed Contract

Department Head	City Clerk	City Manager

ORDINANCE NO. 2014-5-_____

AN ORDINANCE ACCEPTING THE BID FOR SALE TO THE CITY OF TWO DIESEL DUMP TRUCKS TO BE USED BY THE ENGINEERING-PUBLIC WORKS DEPARTMENT STREET DIVISION, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The City of Paducah accepts the bid of TAG Truck Center, LLC, in the amount of $183,732.00, for sale to the City of two diesel dump trucks, for use by the Street Division of the Engineering-Public Works Department, said bid being in substantial compliance with bid specifications, and as contained in the bid of TAG Truck Center, LLC, of April 15, 2014.

SECTION 2. The Mayor is hereby authorized to execute a contract with TAG Truck Center, LLC, for the purchase of two diesel dump trucks, authorized in Section 1 above, according to the specifications, bid proposal and all contract documents heretofore approved and incorporated in the bid.

SECTION 3. This purchase shall be charged to the Rolling Stock/Vehicles Fleet Lease Trust Fund, account no. 071-0210-542-4005.

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 22, 2014
Adopted by the Board of Commissioners, May _____, 2014
Recorded by Tammara S. Sanderson, City Clerk, May _____, 2014
Published by The Paducah Sun, _____
\ord\pworks\truck-diesel dump 5-2014

CITY OF PADUCAH, KENTUCKY

ENGINEERING-PUBLIC WORKS DEPARTMENT

Two Diesel Dump Trucks

BID DATE OPENING: Tuesday, April 15, 2014 2:00 PM CST

LOWEST EVALUATED BID

OFFICIAL BIDDER OF RECORD: Contact: Mailing Address:			TAG Truck Center David Hoelscher 215 Campbell Drive Calvert City, KY 42029		Mid-Tenn Ford Craig Brown 1319 Foster Ave Nashville, TN 37210		Linwood Motors Philip Morris 3345 Park Avenue Paducah, KY 42001	
ITEM DESCRIPTION	QUANT	UNIT	UNIT PRICE	BID AMOUNT	UNIT PRICE	BID AMOUNT	UNIT PRICE	BID AMOUNT
Diesel Dump Trucks	2	Each	$91,866.00	$183,732.00				
TOTAL CONTRACT BID			**$183,732.00**		Bid Rejected **		No Bid Submitted	
Chassis-Cab Manufacturer, Model & Year			Freightliner, 108SC, 2015					
Body Manufacturer, Model & Year			Rogers Manufacturing, 100RM3Cs					
Delivery Time:			120 Days					
Maintenance Facility Location:			Calvert City, KY					
REQUIRED DOCUMENTS:								
1. Compliance with Tech Specs form			Yes					
2. Exceptions of Non-Compliance Attached			Yes					
3. Manufacturer Specfications and Warranty Info			Yes					
4. Bidder's Certificate			Yes					
PREFERENCE TO KENTUCKY BIDDERS:								
State Bidder is Resident			Yes					
If Not KY Resident - Preference given								
Addition Reciprocal Preference for KY Bidders								
RESPONSIVE & RESPONSIBLE BIDDER:			Yes					
EVALUATION SCORE:			10					
BID RECOMMENDED FOR ACCEPTANCE			Yes					

** Three Technical Specifications Items Proposed did not meet minimum requirements.

CITY OF PADUCAH, KENTUCKY
ENGINEERING-PUBLIC WORKS DEPARTMENT

AGREEMENT TO PURCHASE TWO DIESEL DUMP TRUCKS

THIS AGREEMENT, made this _____ day of _____, 2014 by and between the **CITY OF PADUCAH**, hereinafter called the OWNER, and **TAG TRUCK CENTER** hereinafter called the **VENDOR**, for the consideration hereinafter named, agree as follows:

ARTICLE 1. SCOPE OF WORK

The Vendor shall provide **Two Diesel Dump Trucks** to be used by the Engineering-Public Works Department, Street Division in full compliance with the Bid Proposal Dated April 11, 2014, and with this Agreement, the Specifications and any Addendum(s) issued.

ARTICLE 2. TIME FOR COMPLETION AND LIQUIDATED DAMAGES

The Vendor hereby agrees to commence work under this Contract and to fully complete the delivery of the **Two Diesel Dump Trucks** within **One Hundred and Twenty (120)** consecutive calendar days thereafter from the date of this Agreement.

ARTICLE 3. THE CONTRACT SUM

The Owner agrees to pay the Vendor the following, subject to additions and deductions provided therein: **One Hundred Eighty Three Thousand Seven Hundred Thirty Two Dollars and No Cents ($183,732.00)** as quoted in the aforementioned Vendor's Bid Proposal and as approved by the Board of Commissioners on _____ by Ordinance #_____.

ARTICLE 4. PAYMENTS

The Owner will make Payment in full upon satisfactory delivery in accordance with the Contract Documents and the Specifications. The Payment shall constitute full compensation for the work and services authorized herein.

ARTICLE 5. GOVERNING LAW

The Parties agree that this Agreement and any legal actions concerning its validity, interpretation and performance shall be governed by the laws of the Commonwealth of Kentucky. The parties further agree that the venue for any legal proceeding relating to this Agreement shall exclusively be in McCracken County, Kentucky.

ARTICLE 6. THE CONTRACT DOCUMENTS

The Specifications and any addendum that may have been issued are fully a part of this Contract as if thereto attached or herein repeated.

IN WITNESS WHEREOF: The parties hereto have executed this Agreement, the day and year first above written.

TAG TRUCK CENTER

BY _____
TITLE _____

ADDRESS:
215 Campbell Drive
Calvert City, Kentucky 42029

CITY OF PADUCAH, KENTUCKY

BY _____
Gayle Kaler, Mayor

ADDRESS:
Post Office Box 2267
Paducah, Kentucky 42002-2267

Agenda Action Form
Paducah City Commission

Meeting Date: 22 April 2014

Short Title: **Office of Highway Safety — "Heads Up Don't Be In'text'icated" Mini-Grant Program**

☒Ordinance ☐ Emergency ☐ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Donald Hodgson; Sheryl Chino
Presentation By: Chief Brandon Barnhill; Steve Ervin

Background Information: In 2007 Hillary Coltharp was involved in a collision caused by her texting and driving. Hillary sustained a traumatic brain injury which she suffers from today. In early 2012, the Coltharp family and the Paducah Police Department developed a program that tells the journey of Hillary's life from before the collision, the day of her collision, and her ongoing recovery. The program debuted at Paducah Tilghman High School to over 900 students. Several school systems, civic groups, and churches have requested the presentation since. We have been able to present the program at least 12 times to approximately 4,000 people. The program is successful as those who see the program pledge to change their driving behavior.

The Paducah Police Department has been approved for funding up to $21,000 from the KY Office of Highway Safety: This would be in the form of a mini-grant used to present the "Heads Up Don't Be In'text'icated" program. There is not a match requirement for this grant application.

The application was originally approved by municipal order 1754.

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: Project Name: Hwy Sfty – Intext
Project #: PO0080
File #: 6.257
Acct. #: 001-1602-521.12-01
Budget: $21,000
Source of Funds: Grant, No local match required.

Finance

Staff Recommendation: Approval
Attachments: None

Department Head	City Clerk	City Manager

ORDINANCE NO. 2014-5-_____

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT AND ALL DOCUMENTS RELATING THERETO WITH THE KENTUCKY OFFICE OF HIGHWAY SAFETY FOR THE "HEADS UP DON'T BE IN'TEXT'ICATED" MINI-GRANT PROGRAM

WHEREAS, the City of Paducah applied for a reimbursement grant through the Kentucky Office of Highway Safety by Municipal Order No. 1754 on January 28, 2014, for the "Heads Up Don't Be In'text"icated" Program presented by the Paducah Police Department; and

WHEREAS, the Kentucky Office of Highway Safety 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 Grant Agreement, and all documents relating thereto, with the Kentucky Office of Highway Safety in the amount of $21,000.00 for the presentation of the "Heads Up Don't Be In'text'icated" program presented by the Paducah Police Department. No local cash match is required.

SECTION 2. This expenditure shall be charged to Project Account No. PO0080.

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, April 22, 2014
Adopted by the Board of Commissioners, May _____, 2014
Recorded by Tammara S. Sanderson, City Clerk, May _____, 2014
Published by *The Paducah Sun*, _____
ord\plan\grants\police-Highway Safety-in'text'icated 5-2014

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

Short Title: Approval of Event Banners

Ordinance ☒Emergency ☐ Municipal Order ☐ Resolution ☐
Staff Work By: Stephen Ervin; Joshua P. Sommer
Presentation By: Stephen Ervin

Background Information:

The intent of the Zoning Text Amendment is to change approval of event banners over Broadway, Broadway pole banners, Jefferson Street pole banners and Lowertown pole banners from the Public Works Department to the Parks Services Department.

The City of Paducah recently hired an events coordinator in the Parks Services Department. This position oversees the festivals and other events in Paducah. Many times, banners are used to promote the event. It is prudent that approvals of banners relating to the events be handled by the department that permits the events, instead of other departments.

The Planning Commission held a public hearing on April 7th, 2014 and made a positive recommendation with a vote of 4-0 to the City Commission.

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

Finance

Motion:

Attachments: Planning Commission Resolution

Department Head	City Clerk	City Manager

ORDINANCE NO. 2014-5-_____

AN ORDINANCE AMENDING CHAPTER 126, ZONING OF THE CITY OF PADUCAH CODE OF ORDINANCES

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That Section 126-76, Sign Regulations, of Chapter 126, Zoning of the Code of Ordinances of the City of Paducah, Kentucky, is hereby amended to read as follows:

Sec. 126-76. Sign regulations.

(a) **Purpose.**

(b) **Definitions.**

(c) **General regulations.**

(1) All signs shall be constructed of approved materials and shall be designed to meet the structural requirements of the applicable building code.

(2) All electrical work shall conform to all applicable electrical codes.

(3) No sign shall be erected or maintained at any location where by reason of its position, wording, illumination, size, shape or color it may obstruct, impair, obscure, interfere with the view of, or be confused with, any authorized traffic control sign, signal or device.

(4) No sign shall contain or make use of any word, phase, symbol, shape, form or character in such a manner as to interfere with or confuse vehicular or pedestrian traffic.

(5) No illuminated sign which emits artificial light shall be permitted within 50 feet of property in any residential district unless the sign is attached directly to the facade of the structure. Measurement determinations shall be made by the Zoning Administrator.

(6) No portion of any sign shall be located at an elevation of less than ten feet measured at a distance of five feet to a street right-of-way line unless the sign is attached directly to the facade of the structure and except as otherwise provided herein. (See Figure #1).

(7) No sign shall be placed in any public right-of-way, except those signs for public use and regulatory signs outlined in the MUTCD, except as otherwise provided herein. The provisions of subsection 126-76(s) shall not apply to this subsection.

(8) As to signs which are attached to buildings that are located in the B-2-T, B-2, H-1, and H-2 Zones, such signs shall be permitted to encroach into a public right-of-way. However, no portion of any sign and no portion of the mounting of any mast of any sign within the public right-of-way shall be placed at an elevation of less than eight feet above the sidewalk or above the edge of the pavement of the roadway, whichever is higher; nor shall any portion of any such sign, mast or mounting (in the space above eight feet) be placed nearer than two feet from the traveled portion of the roadway or the vertical space above the traveled portion of the roadway, as measured from the face of the curb, or if there is no curb, from the edge of the pavement.

(9) Traffic visibility at intersections shall be preserved in accordance with section 126-65 of the Code of Ordinances.

(10) No exterior wall signs shall be attached to or obstruct any window, door, stairway or other opening intended for egress, ingress, ventilation and light.

(11) No sign shall be attached to any tree, fence or utility pole except by a governmental body or agency.

(12) All signs shall be adequately maintained. Such maintenance shall include proper alignment of structures, continued readability of the structure and preservation of the structure with paint or other preservatives. Electronic signs shall be free of burned out lights or deadspots.

(13) All signs placed upon private property must have the written consent of the owner or his agent. If the application is made by a person other that the owner in fee, it shall be accompanied by a verified written statement by the person making the application that the sign is authorized by the owner in fee and that the applicant is authorized to make application.

(14) The areas of a free standing sign or a wall sign shall be measured by drawing eight or fewer straight lines encompassing the extremities of the sign within the smallest possible area. The area of a free standing sign shall not include poles, supports or other structures which are used solely for support and which do not contain any advertising of any kind. Message signs are allowed as accessory signs on freestanding signs. The area of the message sign shall be included in the total allowable sign area. (See Illustration#1).

Illustration 1

(15) Interior electronic message signs that change not more than once every 30 seconds shall be permitted in the B-1, B-2, B-3, HBD, M-1 and M-2 zoning districts. Interior electronic message signs in these zones can be no larger than 30 percent of the window.

(16) Interior electronic signs that change not more than once 30 seconds shall be permitted in the B-2-T and H-1 zoning districts. Interior electronic message signs in these zones can be no larger than four square feet. Only one such sign shall be permitted per structure.

(17) Hanging banners across or along streets and sidewalks.

a. In order to promote general events of a civic and public nature in the Downtown Business Townlift Zone, ~~as defined in section 7-1-5,~~ any person, firm, corporation or organization in charge of events of a civil and public nature may hang a banner in an area designated below vertically, on cantilevered arms, pennants, flags or banners from utility poles equipped by the city for such purposes, to publicize an event or season or generally promoting the community, providing the subsequent guidelines are followed.

b. Generally, it shall be unlawful for any person to suspend any banner across or along any street, sidewalk or other public way of the city for the purpose of advertising a person's candidacy for public office or for any other purpose.

c. Banners for commercial advertisements reflecting price, a business or product promotion of goods or services are prohibited. The banners may reflect only one theme at any given time within a district. Different districts may have different themes at the same time.

d. Guidelines

1. Banners hanging over Broadway.

(i) Application. Applications for a permit must be submitted to the ~~Public Works office~~ Parks Services Director 30 days prior to the day the banners are to be installed. ~~Application may take the form of a letter from the~~ Applications are available at the Parks Services office or online from the City's website. Applications should be completed by the Chairman or Executive Director of the sponsoring organization and must contain the name of the person, firm, corporation or organization sponsoring the event; the requested dates the banner(s) are to be installed and how long they will be requested to remain above the street.

(ii) Material and dimensional requirements. The banner crossing Broadway must be made of heavy-weight, water-resistant material, with air pockets cut in, and contain at least ~~ten~~ twelve, heavy duty, reinforced grommets as shown in Figure 1 below. The banner shall measure ~~25~~ 30 feet long and ~~four~~ five feet high.

Figure #1

(iii) Review process. The application will be reviewed by the ~~Public Works~~ Parks Services Director to insure that the design, material and colors are satisfactory

2. Permit for Broadway pole banners.

(i) Application. Applications for a permit must be submitted to the ~~Public Works~~ Parks Services office 30 days prior to the day the banners are to be installed. ~~Application may take the form of a letter from the~~ Applications are available at the Park Services office or online from the City's website. Applications should be completed by the chairman or executive director of the sponsoring organization and must contain the name of the person, firm, corporation or organization sponsoring the event and the dates the banner(s) are to be installed and remain above the street.

(ii) Material and dimensional requirements. Banners must be constructed of heavyweight, water-resistant fabric. The size of banners is restricted to 30 inches by 30 inches in order to fit the installed brackets. The banner shall be constructed to fit the mounting hardware where the banner can be mounted by slipping the banner arms through the sewn, looped top and bottom of the banner. The loops must be three inches in order to slip over the banner arms. Figure 2 below illustrates the proper construction and mounting. The design shall be the same on both sides of the banner.

Figure #2

(iii) Review process. The application will be reviewed by the ~~Public Works~~ Parks Services Director to insure that the design, material and colors are satisfactory.

3. Permit for Jefferson Street pole banners.

(i) Application. Applications for a permit must be submitted to the ~~Public Works~~ Parks Services office 30 days prior to the day the banners are to be installed. Application may take the form of a letter from the chairman or executive director of the sponsoring organization and must contain the name of the person, firm, corporation or organization sponsoring the event; the dates the banner(s) are to be installed and remain above the street.

(ii) Material and dimensional requirements. Banners must be constructed of heavyweight, water-resistant fabric. The size of banners is restricted to 30 inches by 60 inches in order to fit the installed brackets. The banner shall be constructed to fit the mounting hardware where the banner can be mounted by slipping the banner arms through the sewn, looped top and bottom of the banner. The loops must be three inches in order to slip over the banner arms. Figure 3 below illustrates the proper construction and mounting. The design shall be the same on both sides of the banner.

Figure #3

(iii) Review process. The application will be reviewed by the ~~Public Works~~ Parks Services Director to insure that the design, material and colors are satisfactory.

4. Permit for Lower Town Arts District pole banners.

(i) Application. Applications for a permit must be submitted to the ~~Planning~~ Parks Services office at least 30 days prior to the day the banners are to be installed. ~~Application may take the form of a letter from the~~ Applications are available at the Parks Services office or online from the City's website. Applications should be completed by the chairman or executive director of the sponsoring organization and must contain the name of the person, firm, corporation or organization sponsoring the event and the dates the banner(s) are to be installed and remain on the light poles.

(ii) Design, materials and colors. Design, materials and color will be reviewed according to the review process as outlined in subsection (c) below. General requirements are as follows:

(a) The banner must be made of heavy-weight, water-resistant fabric.

(b) Design of the banner. The size of banners is restricted to 24 inches by 48 inches in order to fit the installed brackets. The banner shall be constructed to fit the mounting hardware where the banner can be mounted by slipping the banner arm through the sewn, looped top of the banner and connected to the bottom with a reinforced eyelet in one of the bottom corners. The loop at the top of the banner shall be three inches in diameter in order to slip over the top bracket. The bottom of the banner must have a one-half-inch dowel rod sewn in the bottom for proper display. Figure 4 below illustrates the proper construction and mounting. At a minimum, the banner must contain the Lower Town Arts District logo and/or the words Lower Town Arts District. The banner may include additional information such as an event, season or other appropriate occasion. The words and designs can be arranged in any manner, but all words and designs must be easily discernible. The design shall be the same on both sides of the banner.

Figure #4

(c) The color scheme of the banner must be appropriate to the historic district and will be reviewed by the Lower Town Arts District Banner Review Committee.

(iii) Review process. The application will be reviewed by the Lower Town Arts District Banner Review Committee. The committee shall make an examination to insure that the design, material and colors specified above are met. This committee shall consist of the Director of Planning, Director of ~~Public Works~~ Parks Services and the Chairperson of the Historic and Architectural Review Commission.

e. Installation and removal of banners. Installation and removal of all banners shall be done by the Public Works Department. The city reserves the right to remove any damaged or unsightly banners, or banners that interfere with traffic or the public right of way.

(18) Sandwich board Signs: A sandwich board is a freestanding A-Frame sign. Such signs are only authorized in the H-1, B-2-T and B-2 zones and as provided as follows:

a. One sandwich board sign shall be permitted per building façade if a projecting sign does not protrude from the façade.

b. Sandwich board signs shall be no taller than 36 inches from grade and no wider than 24 inches. Such signs must be secured by a chain or cable in order to remain standing; and shall not have moving parts or be illuminated in any manner. Both faces of the sign must have advertising. No blank faces are allowed.

c. Such signs can only be placed on a sidewalk that has a minimum of eight (8) feed in width. In no instance can such signs occupy an area that limits any portion of the usable sidewalk to less than five (5) feet and interfere with pedestrian or automobile traffic.

d. No portion of any sandwich board sign shall be placed further than 36" from the face of the building.

e. Sandwich board signs shall only advertise hours of operation, an event or promotion, or a menu. The sign must be displayed in front of the business for which it is advertising. No off-site advertising is allowed.

f. The sandwich board sign can only be displayed during business hours and must be removed when the business is closed. These signs shall be removed from the public right-of-way at any time the weather conditions render the presence of such signs a hazard (i.e. high wind conditions, snow, ice, etc.)

g. The sign must be constructed of weather resistant materials and shall be maintained in good repair. Sandwich board signs shall not be constructed of cardboard, OSB or non-marine grade plywood. Sandwich board signs cannot be anchored to the sidewalk, attached or chained to poles or other structures or appurtenances. Such signs shall be weighted.

h. The sandwich board sign may have no protruding features attached. Protruding features include balloons, ribbons, flags or other similar objects as determined by the Zoning Administrator.

i. The City of Paducah shall be entitled to request removal or remove any sandwich board sign in the right-of-way if the sign is considered to be a nuisance. The City of Paducah shall not be required to follow Section 126-76(s) when removing a sign considered a nuisance.

j. A sign permit must be obtained from the ~~Inspection~~ Fire Prevention Department before any sandwich board sign can be placed on the public right-of-way.

(d) **Regulations for temporary signs.**
(e) **Signs permitted in all zones and districts.**
(f) **Signs prohibited in all zones and districts.**
(g) **Signs authorized for R-1, R-2, R-3, NSZ and R-4 Zones.**
(h) **Signs authorized for B-2-T zone.**
(i) **Signs authorized for H-1 zone.**
(j) **Signs authorized for H-2 zone.**
(k) **Signs authorized for B-1, B-2, B-3, M-1, M-2, M-3 and HBD zones.**
(l) **Signs authorized for POP Zone.**
(m) **Signs authorized for MU Zone.**
(n) **Signs authorized for HM Zone. Signs authorized for NCCZ.**
(o) **Application Fees and Penalties**
(q) **Permitted nonconforming signs.**
(r) **Replacement advertising signs.**
(s) **Signs constituting a nuisance--Abatement.**

SECTION 2. That if any section, paragraph or provision of this ordinance shall be found to be inoperative, ineffective or invalid for any cause, the deficiency or invalidity of such section, paragraph or provision shall not affect any other section, paragraph or provision hereof, it being the purpose and intent of this ordinance to make each and every section, paragraph, an provision hereof separable from all other sections, paragraphs and provisions.

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, April 22, 2014
Adopted by the Board of Commissioners, May _____, 2014
Recorded by Tammara S. Sanderson, May _____, 2014
\ord\plan\zone\126-76-c 5-2014

☐ PA

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

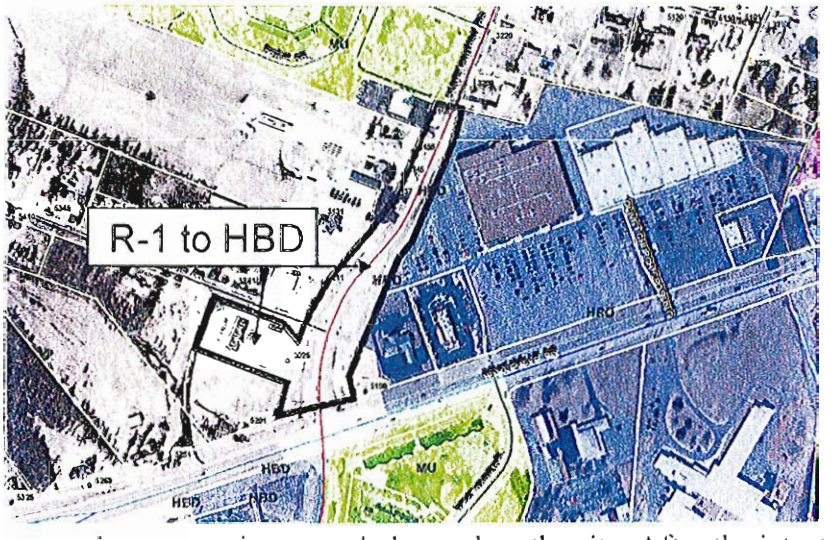
Short Title: Annexation of property owned Martin Bayley, Inc. (Hucks)

Ordinance ☒Emergency ☐ Municipal Order ☐ Resolution ☐

Staff Work By: Stephen Ervin

Presentation By: Stephen Ervin

Background Information:



The intent of this agenda item is to adopt an intent to annex ordinance for property located at 3025 Olivet Church Road. This is a consensual annexation. The property owner (Mark Bayley) has requested the annexation. The property is contiguous to the City limits of Paducah. Huck's convenience store is currently located on the site. After the intent to annex ordinance is approved, a public hearing will be held with the Planning Commission to assign zoning. An annexation ordinance and zone change ordinance will be introduced by the City Commission on May 27th.

Goal: ☒ Strong Economy ☐ Quality Services ☐ Vital Neighborhoods ☐ Restored Downtowns

Funds Available: Account Name:
Account Number:

Finance

Staff Recommendation:

Approve intent to annex ordinance

Attachments:

Annexation Plat

Request for Annexation Letter

Department Head	City Clerk	City Manager

Martin & Bayley, Inc.
100% Employee Owned
1311A West Main Street • Carmi, IL 62821 • 618-382-2334 • Fax 618-382-8956

March 21, 2014

Mr. Steve Ervin, Director of Planning
Department of Planning
City of Paducah
300 South 5th St
Paducah, KY 42002-2267

Dear Mr. Ervin;

We would like to request annexation of our property located at 3025 Olivet Church Rd, Paducah, KY and known as Huck's #377, from McCracken County into the city limits of Paducah.

We hereby authorize representatives from Bacon Farmer Workman Engineering to represent us in this request.

Thanks for your consideration.

Sincerely,

Mark Bayley, Manager
Mark Bayley Family LLC

Mark Bayley, Manager
Brittland LLC

CITY OF PADUCAH ANNEXATION LEGAL DESCRIPTION
FOR THE MARTIN AND BAYLEY, INC PROPERTY

A certain tract of land as surveyed by Kyrun Jett Wood, P.L.S.#3445 and being generally located north of U.S. Highway 60 (a.k.a. Hinkleville Road) and on Kentucky Highway 998 (a.k.a. Olivet Church Road), Paducah, McCracken County, Kentucky, more particularly described as:

Beginning at a point located on U.S. Highway 60's north right-of-way line and Kentucky Highway 998's west right-of-way line intersection, said point also being 115.00 ft. at right angles from U.S. Highway's 60 centerline;

Thence crossing Kentucky Highway 998 N77°28'38"E a distance of 251.97 ft. to a point, said point located on U.S. Highway 60's north right-of-way line and Kentucky Highway 998's east right-of-way line intersection;

Thence with Kentucky Highway 998's east right-of-way line N12°59'09"W a distance of 78.25 ft. to a point;

Thence continuing with Kentucky Highway 998's east right-of-way line N22°31'20"E a distance of 99.11 ft. to a point;

Thence continuing with Kentucky Highway 998's east right-of-way line N22°57'00"E a distance of 313.57 ft. to a point;

Thence continuing with Kentucky Highway 998's east right-of-way line N38°35'58"E a distance of 71.93 ft. to a point;

Thence continuing with Kentucky Highway 998's east right-of-way line N22°25'20"E a distance of 361.68 ft. to a point;

Thence continuing with Kentucky Highway 998's east right-of-way line N14°08'37"E a distance of 94.92 ft. to a point;

Thence crossing Kentucky Highway 998 N69°06'22"W a distance of 87.53 ft. to a point, said point located Kentucky Highway 998's west right-of-way line;

Thence with Kentucky Highway 998's west right-of-way line S22°34'43"W a distance of 99.98 ft. to a point;

Thence continuing with Kentucky Highway 998's west right-of-way line S22°38'41"W a distance of 205.09 ft. to a point;

Thence continuing with Kentucky Highway 998's west right-of-way line S33°25'30"W a distance of 130.36 ft. to a point;

Thence continuing with Kentucky Highway 998's west right-of-way line S40°01'03"W a distance of 260.01 ft. to a point;
Thence continuing with Kentucky Highway 998's west right-of-way line S28°39'04"W a distance of 109.67 ft. to a point;

Thence leaving Kentucky Highway 998's west right-of-way line and crossing Harris Road S23°08'54"W a distance of 103.05 ft. to a point, said point being the north east corner of the Martin & Bayley, Inc. Property (recorded in Deed Book 1225, Page 184);

Thence with the above said property's north property line and being the above said road's south right-of-way line N38°53'17"W a distance of 77.09 ft. to a point;

Thence continuing with the above said property's north property line and being the above said road's south right-of-way line N68°53'39"W a distance of 240.87 ft. to a point;

Thence with the above said property's west property line and leaving the above said road's south right-of-way line S21°06'21"W a distance of 177.57 ft. to a point;

Thence with the above said property's south property line S68°53'39"E a distance of 323.62 ft. to a point, said point also located in Kentucky Highway 998's west right-of-way line;

Thence with Kentucky Highway 998's west right-of-way line S14°32'39"W a distance of 112.62 ft. to the *Point of Beginning*.

The above described tract is the entire Martin & Bayley, Inc. Property (recorded in Deed Book 1225, Page 184) and a part of Commonwealth of Kentucky - Kentucky Highway 998 right-of-way.

The above described Tract contains 4.946 acres.

Also, the above described Tract is not for Land Title Transfer but for annexation proposes only.

Agenda Action Form
Paducah City Commission

Meeting Date: 4-22-2014

Short Title: Request to repeal Ordinance 2006-4-7104 Section 42-46 of Property Maintenance Code known as the Enhanced Standards for the Fountain Avenue Revitalization Project.

☒Ordinance ☐ Emergency ☐ Municipal Order ☐ Resolution ☐ Motion

Staff Work By: Charles Doherty
Presentation By: Steve Ervin-Charles Doherty

Background Information: The City approved the Fountain Avenue Revitalization Plan on April 17th, 2007 and since the adoption of the plan, 62 homes have undergone rehabilitations exceeding $50K and 22 new homes have been constructed within the neighborhood resulting in a private/public investment of over $8.2 million dollars. "The Enhanced Standards for the Fountain Avenue Revitalization Project" (Ordinance 2006-4-7104 Section 42-46 of the City's Property Maintenance Code) was adopted by the City Commission in April 2006 as a set of standards designed to "bolster the Fountain Avenue Revitalization Project". The ten year plan is currently in its' eighth year and staff is requesting that the Commission lift the enhanced regulations in Fountain Avenue in the hope that easing the restrictions will encourage even more investment by existing property owners and developers proposing to rehab one of the remaining 18 homes that the URCDA owns. The perception of the Enhanced Standards has discouraged developers from investing in Fountain Avenue because of the anticipated increased development costs.

With the repeal of the Enhanced Standards Ordinance, all one and two-family dwellings and normally accepted accessory structures in Fountain Avenue will fall under the same Kentucky Residential Code currently adopted by the City which is enforced by the Fire Prevention Department in all other neighborhoods within the City. The Historical and Architectural Review Commission will continue to enforce the Fountain Avenue Design Guidelines including the acceptable building materials allowed for properties that propose any exterior changes or modifications to properties within the designated Fountain Avenue Neighborhood NSZ Zone.

Goal: ☐Strong Economy ☐ Quality Services ☒ Vital Neighborhoods ☐ Restored Downtowns

Funds Available: Account Name:
Account Number:

Finance

Staff Recommendation: Staff recommends repealing Ordinance No. 2016-4-7104 Section 42-46 of the Property Maintenance Code.

Attachments: Copy of Ordinance No. 2006-4-7104.

Department Head	City Clerk	City Manager

(c) Enhanced Standards for Fountain Avenue Revitalization Project. In addition to the International Property Maintenance Code, 2006 edition, and property maintenance ordinances currently adopted by the City of Paducah, the following additional Enhanced Standards are adopted to supplement the aforementioned regulations in order to bolster the Fountain Avenue Revitalization Project.

(1) Physical Boundaries of the Fountain Avenue Revitalization Project. These Enhanced Standards shall apply to all structures encompassing the following geographic district located within the City of Paducah:

> Beginning at a point in the centerline of North 13th Street in line with an alley between Jefferson Street and Monroe Street, going in a westerly direction to a point in a public alley intersection at a point between Jefferson Street and Monroe Street, one half block east of Fountain Avenue, then in a southerly direction to the north right of way line with Jefferson Street, then west with the north right of way line of Jefferson Street to the intersection of an alley one half block west of Fountain Avenue, then in a northerly direction one half block west of Fountain Avenue to a point at the intersection of an alley half block west of Fountain Avenue and Park Avenue, including the lots west of the circular area of Fountain Avenue, then in an easterly direction down Park Avenue to a point in the center line of 13th Street, then in a southerly direction down the centerline of 13th Street to the point of beginning.

(2) Application of Enhanced Standards. The following items determine the circumstances in which the Enhanced Standards shall apply to all structures located within the geographic district described in Section 42-46(c)(1) above.

a. All rehab work, additions, or repairs with a combined value of work and materials of more than Ten Thousand Dollars ($10,000.00) shall require the structure to come under compliance with the new regulations set forth in this Section 42-46(c). If the combined value of work and materials as described above is less than Ten Thousand Dollars ($10,000.00), then only the work permitted must come into compliance with these standards.

b. The code enforcement officials of the City of Paducah shall administer the enhanced standards set forth in this Section 42-46(c).

The interpretation and enforcement of any and all portions of these enhanced standards enumerated in this Section 42-46(c) shall remain within the sound discretion of the code enforcement officials of the City of Paducah. Further, the code enforcement officials of the City of Paducah shall have original jurisdiction to resolve any disputes related to or arising under this Section 42-46(c).

c. Lack of progress towards compliance with these enhanced standards shall constitute a valid cause for penalty under this Section 42-46(c). Lack of progress shall be defined as progress less than that which a two-person crew could reasonably be expected to achieve while working a minimum of 144 work hours per month.

(3) The Enhanced Standards for the Fountain Avenue Revitalization Project. The following enhanced standards shall apply to all structures located within the geographic district described in Section 42-46(c)(1) above.

a. Any work commenced in order to comply with these enhanced standards shall be performed in a professional, highly skilled, and workman-like manner and comply with any applicable manufacturer's instructions and methods.

b. The foundation of all structures shall be level, plumb, and have adequate footings to carry the weight of the structure, and such footings shall be constructed with approved methods and materials.

c. Wooden joists, beams, columns, piers, posts, sills, and any other load-bearing or framing component member shall be free of rot, infestation, previous damage, or otherwise weakened or compromised wood. Any such compromised material must be removed and replaced. All load-bearing members shall be of adequate size and dimension. Treated lumber shall be used in all replacement framing where required by the building code of the City of Paducah.

d. All masonry surfaces shall be tight, dust free, and spall free. Mortar joints shall be strong and properly adhered to surrounding surfaces. Brick lines shall be string line straight and wall lines shall be plumb. The requirements of this subsection shall apply both to exterior and interior foundation walls. An inspection and approval of the sub-surface material shall be required prior to the installation of any foundation covering or obscuring material such as mortar, wood, metal, or any other similar material.

e. Piers shall have adequate-sized footings and all bearing surfaces shall be flat and tight and have a properly installed termite shield. Piers shall be adequately spaced and the material used shall be approved for use in that location.

f. All materials in contact with the ground shall be listed for ground contact.

g. Yard surface finished grades around foundations shall be graded to direct water away from the structure, but not to any adjacent

property. The crawlspace grade shall not be lower than the exterior landscaped grade.

h. Any siding used on structures shall be wood lap siding (no sheet material allowed), hardi board siding (smooth side only), vinyl, brick, or stone. Imitation, manufactured brick, or manufactured stone materials shall not be allowed for the siding of any structure. However, vinyl siding shall only be allowed in rehabilitation work for soffit, eaves, roof dormers or the like, or gable ends over brick walls, or where the existing material is removed down to the studs and new sheeting is installed. All trim shall be wood or handiplank (smooth side only) in nature.

i. Existing finish siding shall be removed prior to the installation of any new siding. In no case shall there be more than one layer of existing finished exterior siding. All siding and trim shall be maintained in good condition free of any damage, separations, cracks, holes, warping or other deterioration of any kind. Existing vinyl siding and trim shall be maintained in a clean, neat and orderly condition without any noticeable build-up of mold, dirt, heavy dust layers or other unsightly material.

j. All siding and trim shall be properly and securely fastened to structural elements with appropriate fasteners.

k. All composition roof shingles shall match in color, grade, and profile. Composition shingles shall have tight, even grains, in which the shingle body is not visible. Composition shingles shall not have curling of any nature or degree. All flashing shall be generally rust-free and in good condition.

l. Metal roofing shall not exhibit a dented appearance as a result of the installation process or for any other reason. All roofing installation shall be straight and maintain the appearance of a constant reveal, where applicable (i.e. not applicable to built-up roofs). All roofing materials shall be new or in like-new condition during the installation process.

m. All roof edges shall be neatly trimmed and any metal flashing shall be rust-resistant and dent-free.

n. Rehabilitation projects, where the expected total rehabilitation cost is anticipated to exceed Twenty Thousand Dollars ($20,000.00), shall require the replacement of mechanical systems including HVAC, electrical, and plumbing, unless it can be shown that such systems have been replaced in their entirety within the previous five (5) years from the date of the permit application or other

satisfactory proof can be made that such mechanical systems are functioning efficiently and safely.

o. Gutters and downspouts shall be properly maintained, properly attached to the structure, clear of debris, and shall not be allowed to discharge water that could potentially create a public or private nuisance. Severely dented gutters or downspouts shall be replaced immediately.

p. All accessory structures shall be regulated by the same standards as the principal structures.

q. All doors and windows shall be maintained in good condition, without dents, holes, or other damage. Glass used in any door or window shall not be cracked or broken. Double insulated glass units shall be in like-new condition with intact factory seals. Any glazing compound used shall be fresh and painted. All joints shall be tight.

r. All exterior surfaces requiring paint as a protective coating shall be painted and any previously painted surfaces must be maintained in an aesthetically pleasing manner. Previously painted surfaces shall be cleaned, scraped, primed, and caulked prior to painting of any kind. Unpainted surfaces shall be primed and caulked prior to the occurrence of any painting on said surface. Exterior painted surfaces shall have a minimum of two coats of exterior grade finish paint.

s. No chipping, peeling, or flaking paint shall be allowed. Painted surfaces that exhibit mold, spores, or other discolorations shall be treated to remove same or shall be replaced.

t. All exterior physical improvements such as fences, sidewalks, retaining walls, fountains, garden ornamentation, planters, railings, and other similar decorative installations shall be maintained in a clean and neat manner free of any deterioration.

u. Items such as missing fasteners, tilting or leaning fences, posts, rails, rust or discoloration of materials, heaving concrete, missing bricks, missing fence, wall, or deck components, and all such like items shall be replaced.

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

Short Title: Abolish the Main Street Department and the Paducah Renaissance Alliance Advisory Board and create the Main Street Board of Directors.

Ordinance ☒Emergency ☐ Municipal Order ☐ Resolution ☐

Staff Work By: Stephen Ervin

Presentation By: Jeff Pederson/Stephen Ervin

Background Information:

The intent of this agenda item is to abolish the Main Street Department and the Paducah Renaissance Alliance Advisory Board and create the Main Street Board of Directors. This action reflects the reorganization of the Department of Main Street that placed programming and associated functions, activities and resources with other City Departments. The Board will:

- Assist with the Main Street accreditation process.
- Coordinate with Downtown Development Specialist in promoting the mission of Main Street and the four point approach (Design, Organization, Promotion and Economic Restructuring).
- Participate as requested in visionary planning and assist with greater public awareness and participation by community members and stakeholders.
- Form citizen/volunteer committees as reasonable and necessary to assist it in its role and function.

Recommendation:

Abolish the Main Street Department and the Paducah Renaissance Alliance Advisory Board and create the Main Street Board of Directors.

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

Finance

Motion:

Attachments:

Department Head	City Clerk	City Manager

ORDINANCE NO.

AN ORDINANCE ABOLISHING THE CURRENT MAIN STREET DEPARTMENT ORDINANCE AND CREATING AN ADVISORY BOARD TO BE KNOWN AS THE "PADUCAH MAIN STREET BOARD OF DIRECTORS"; PROVIDING FOR THE APPOINTMENT AND TERMS OF MEMBERS; AND ESTABLISHING THE ROLE AND PURPOSE OF SAID BOARD

WHEREAS, on January 7, 2012, the City of Paducah adopted Ordinance No.2012-1-7897, establishing the Main Street Department and has, from time to time, amended said ordinance; and

WHEREAS, the City Commission hereby finds that it would be beneficial to the City of Paducah to abolish the current Main Street Department Ordinance and assign the functions and duties of the Main Street Department to departments within the City of Paducah. Further, the City Commission has determined that it should establish a Main Street Board of Directors to provide and encourage community participation and involvement in the Main Street program.

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

SECTION 1. The provisions of Chapter 2, Article V, Division 6, entitled "Main Street Department", are hereby abolished in its entirety.

SECTION 2. The provisions of Chapter 2, Article VI, Division 15, entitled "Paducah Renaissance Alliance Advisory Board", are hereby abolished in its entirety.

SECTION 3. A new section shall be created in Chapter 2, Article VI, Division 15, Main Street Department Board of Directors and shall read as follows:

2-571. ESTABLISHMENT.

There is hereby created a board to be known as the Paducah Main Street Board of Directors.

2-572. COMPOSITION; APPOINTMENT OF MEMBERS.

The Paducah Main Street Board of Directors 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.

2-573. TERMS OF MEMBERS; APPOINTMENTS; VACANCIES; AND COMPENSATION.

The Mayor, and with the consent of a majority of the City Commission, shall appoint (5) members of the Paducah Main Street Board of Directors. The board members initially designates shall serve one for a term of 2 years two for a term of 3

years and two for a term of 4 years. Each term, except for initial appointments, shall be for four years each, and/or until their successors are appointed and qualified. No member may serve more than two full 4 year terms. Vacancies shall be filled in the same manner as in the original appointments and for the unexpired term of the vacancy. Board members shall serve without compensation and may not incur any indebtedness to be paid by the City.

2-574. ROLE AND FUNCTION.

The Main Street Board of Directors shall:

a. Assist with National Main Street accreditation

b. Coordinate with the Downtown Development Specialist in promoting the mission of the Main Street and the four point approach, providing input on programming options and providing program review as requested from time to time. The Paducah Main Street Board of Directors shall participate as requested in visionary planning and assist with stimulating greater public awareness and participation by community members and stakeholders.

c. Form citizen/volunteer committees as reasonable and necessary to assist it in its role and function. The Paducah Main Street Board of Directors may select its own Chairperson and Secretary and shall meet not less than quarterly. The Downtown Development Specialist shall attend all meetings of the Paducah Main Street Board of Directors.

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

_____
MAYOR

ATTEST:

_____
Tammara S. Brock, City Clerk

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

Short Title: Amend Ordinance #2002-10-6589 (Annexation Agreements)

Ordinance ☒Emergency ☐ Municipal Order ☐ Resolution ☐

Staff Work By: Stephen Ervin

Presentation By: Stephen Ervin

Background Information:

The intent of this agenda item is to amend the ordinance by adding a set time of 10 years that the City will 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 to be developed. The amount being reimbursed will not exceed the total cost of facilities or the total sum of all ad valorem real property taxes collected by the City from the developed property, whichever is less, over a 10 year 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.)

Since the adoption of the Annexation ordinance in 2002, four 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

Recommendation:

Development agreements have ranged from 6 years to 8 years in length. Staff is requesting to amend the ordinance to set 10 years as the amount of time the city will reimburse the developer.

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

Finance

Motion:

Attachments

Department Head | City Clerk | City Manager

Agenda Action Form
Paducah City Commission

Meeting Date: April 22, 2014

Short Title: Amend Ordinance #2005-1-6921 (Infill Development Agreements)

Ordinance ☒Emergency ☐ Municipal Order ☐ Resolution ☐
Staff Work By: Stephen Ervin
Presentation By: Stephen Ervin

Background Information:

The intent of this agenda item is to amend the ordinance by adding a set time of 10 years that the City will 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 to be developed. The amount being reimbursed will not exceed the total cost of facilities or the total sum of all ad valorem real property taxes collected by the City from the developed property, whichever is less, over a 10 year 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.)

Since the adoption of the Infill Development ordinance in 2005, three infill development agreements have been adopted.

Infill Agreement	Date	Years	Years Remaining	Amount Paid
Lakewood Villas	2005	5 years	0	$69,283
Westwood Hills	2010	10 years	6	$17,500
Greenway Village	2013	10 years	10	$0.00

Recommendation:

Development agreements have ranged from 5 years to 10 years in length. Staff is requesting to amend the ordinance to set 10 years as the amount of time the city will reimburse the developer.

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

Finance

Motion:

Attachments:

Department Head | City Clerk | City Manager