



CITY COMMISSION MEETING
 AGENDA FOR AUGUST 26, 2014
 5:30 P.M.
 CITY HALL COMMISSION CHAMBERS
 300 SOUTH FIFTH ST

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

ADDITIONS/DELETIONS

	I.	<u>MINUTES</u>
	II.	<u>APPOINTMENTS</u>
		A. Paducah Planning Commission
		B. Civic Beautification Board
		C. Paducah Area Transit System Board
	III.	<u>MOTION</u>
		A. R & F Documents
	IV.	<u>RESOLUTION</u>
		A. Declaration of Official Intent for General Obligation Bond 2014C – J. PERKINS
	V.	<u>MUNICIPAL ORDER</u>
		A. Personnel Changes
		B. Approving the Advertisement for Bid for General Obligation Bond 2014C & Taxable General Obligation Bond 2014D (Showroom & Hotel) – J. PERKINS
	VI.	<u>ORDINANCES – ADOPTION</u>
		A. Certified Local Government Program (CLG) Grant – S. ERVIN
		B. Zone Change for 1139 & 1179 Lone Oak Road and 1121

		Sanders Avenue – S. ERVIN
		C. Zone Change for 2711 New Holt Road – S. ERVIN
		D. Final Annexation for 2711 New Holt Road – S. ERVIN
	VII.	<u>ORDINANCES – INTRODUCTION</u>
		A. 2014 Community Development Block Grant (CDBG): Four Rivers Recovery Center (Center Point) – S. ERVIN
		B. Sale of Bonds Authorization – Series 2014C-- \$2,415,000 & Series 2014D--\$4,325,000 – J. PERKINS
		C. 2% Increase to Recipients of Police and Fire Fighters' Retirement Fund – CITY MGR
		D. Contract for Services for Luther F. Carson Four Rivers Center – CITY MGR
		E. Contract for Services for Paducah Symphony Orchestra – CITY MGR
	VIII.	<u>CITY MANAGER REPORT</u>
	IX.	<u>MAYOR & COMMISSIONER COMMENTS</u>
	X.	<u>PUBLIC COMMENTS</u>
	XI.	<u>EXECUTIVE SESSION</u>

**BOARDS and COMMISSIONS
APPOINTMENTS and REAPPOINTMENTS
FOR CITY COMMISSION CONFIRMATION**

Appointment

Reappointment

Joint Appointment **NAME:** Cathy Crecelius

Joint Reappointment

NAME OF BOARD OR COMMISSION: _____

Planning Commission

DATE TO BE PLACED ON AGENDA: August 26, 2014

EXPIRATION OF TERM DATE: August 31, 2018

APPOINTEE'S HOME ADDRESS:

Street: 306 N. 8th Street

City/Zip: Paducah, KY 42001

Phone: _____

Email Address: _____

Appointee's Business Name: _____

Address: _____

City/Zip: _____

Phone: _____

TO REPLACE ON BOARD: _____

Thank you

Resigned

Term Expired

Other (explain)

ADDRESS: _____

City/Zip: _____

Appointee Confirmation: Date: _____ By: _____

Board of Commission Approval: _____

Original to: Tammara S. Sanderson, City Clerk

Cc: file

BOARD CHAIRMAN:

**BOARDS and COMMISSIONS
APPOINTMENTS and REAPPOINTMENTS
FOR CITY COMMISSION CONFIRMATION**

Appointment

Reappointment

Joint Appointment **NAME:** James Paul Bradford

Joint Reappointment

NAME OF BOARD OR COMMISSION: _____

Planning Commission

DATE TO BE PLACED ON AGENDA: August 26, 2014

EXPIRATION OF TERM DATE: August 31, 2018

APPOINTEE'S HOME ADDRESS:

Street: 527 Martin Luther King, Jr. Drive

City/Zip: Paducah, KY 42001

Phone: (270) 705-7291

Email Address: pbradford@dklaw.com

Appointee's Business Name: Denton & Keuler

Address: _____

City/Zip: _____

Phone: (270) 443-8253

TO REPLACE ON BOARD: Robert C. Manchester

Thank you

Resigned

Term Expired

Other (explain)

ADDRESS: P.O. Box 56

City/Zip: Paducah, KY 42002

Appointee Confirmation: Date: Aug 2014 By: Gayle Kaler

Board of Commission Approval: _____

Original to: Tammara S. Sanderson, City Clerk
Cc: file

BOARD CHAIRMAN:

**BOARDS and COMMISSIONS
APPOINTMENTS and REAPPOINTMENTS
FOR CITY COMMISSION CONFIRMATION**

Appointment

Reappointment

Joint Appointment **NAME:** Jackie Smith

Joint Reappointment

NAME OF BOARD OR COMMISSION: _____

Civic Beautification

DATE TO BE PLACED ON AGENDA: August 26, 2014

EXPIRATION OF TERM DATE: July 1, 2015

APPOINTEE'S HOME ADDRESS:

Street: 1420 North Friendship Road

City/Zip: Paducah, KY 42001

Phone: (270) 295-0239

Email Address: jackie@rexsmithfamily.com

Appointee's Business Name: _____

Address: _____

City/Zip: _____

Phone: _____

TO REPLACE ON BOARD: Paula Bright

Thank you

Resigned

ADDRESS: 1860 Olive Church Rd.

Term Expired

Other (explain)

City/Zip: Paducah, KY 42001

Appointee Confirmation: Date: August 2014 By: Dabney Haugh

Board of Commission Approval: _____

Original to: Tamara S. Sanderson, City Clerk
Cc: file

BOARD CHAIRMAN:

**BOARDS and COMMISSIONS
APPOINTMENTS and REAPPOINTMENTS
FOR CITY COMMISSION CONFIRMATION**

Appointment

Reappointment

Joint Appointment **NAME:** Paul Grumlev

Joint Reappointment

NAME OF BOARD OR COMMISSION: _____

Civic Beautification Board

DATE TO BE PLACED ON AGENDA: August 26, 2014

EXPIRATION OF TERM DATE: July 1, 2015

APPOINTEE'S HOME ADDRESS:

Street: 4300 Aiben Barklev Drive

City/Zip: Paducah, KY 42001

Phone: Home: (270) 442-7488 Cell: (270) 210-3356

Email Address: pjgrumlev@gmail.com

Appointee's Business Name: _____

Address: _____

City/Zip: _____

Phone: _____

TO REPLACE ON BOARD: Andrea Higdon

Thank you

Resigned

Term Expired

Other (explain)

ADDRESS: 230 N 28th Street

City/Zip: Paducah, KY 42001

Appointee Confirmation: Date: Aug 2014 By: Dabney Haugh

Board of Commission Approval: _____

Original to: Tammara S. Sanderson, City Clerk
Cc: file

BOARD CHAIRMAN:

**BOARDS and COMMISSIONS
APPOINTMENTS and REAPPOINTMENTS
FOR CITY COMMISSION CONFIRMATION**

Appointment

Reappointment

Joint Appointment **NAME:** Durwin Ursev

Joint Reappointment

NAME OF BOARD OR COMMISSION: _____

Paducah Area Transit System

DATE TO BE PLACED ON AGENDA: August 26, 2014

EXPIRATION OF TERM DATE: June 30, 2018

APPOINTEE'S HOME ADDRESS:

Street: 527 North 5th Street

City/Zip: Paducah, KY 42001

Phone: _____

Email Address: _____

Appointee's Business Name: _____

Address: _____

City/Zip: _____

Phone: _____

TO REPLACE ON BOARD: _____

Thank you

Resigned

Term Expired

Other (explain)

ADDRESS: _____

City/Zip: _____

Appointee Confirmation: Date: July 2014 By: Arthur Boykin

Board of Commission Approval: _____

Original to: Tammara S. Sanderson, City Clerk

Cc: file

BOARD CHAIRMAN:

**BOARDS and COMMISSIONS
APPOINTMENTS and REAPPOINTMENTS
FOR CITY COMMISSION CONFIRMATION**

Appointment

Reappointment

Joint Appointment **NAME:** Thomas Whittemore

Joint Reappointment

NAME OF BOARD OR COMMISSION: _____

Paducah Area Transit System

DATE TO BE PLACED ON AGENDA: August 26, 2014

EXPIRATION OF TERM DATE: June 30, 2018

APPOINTEE'S HOME ADDRESS:

Street: 1820 Olivet Church Road

City/Zip: Paducah, KY 42001

Phone: _____

Email Address: _____

Appointee's Business Name: _____

Address: _____

City/Zip: _____

Phone: _____

TO REPLACE ON BOARD: _____

Thank you

Resigned

Term Expired

Other (explain)

ADDRESS: _____

City/Zip: _____

Appointee Confirmation: Date: July 2014 By: Arthur Boykin

Board of Commission Approval: _____

Original to: Tammara S. Sanderson, City Clerk
Cc: file

BOARD CHAIRMAN:

AUGUST 26, 2014

I move that the following documents be received and filed:

DOCUMENTS

1. Contract for Services with Uppertown Heritage Foundation
2. Agreement for Professional Engineering Services with Bacon Farmer Workman Engineering & Testing, Inc. for the Riverfront Phase 1-B Project (ORD # 2014-08-8165)
3. Grant Agreement between The Kentucky Transportation Cabinet Office of Highway Safety and the Paducah Police Department for the "Heads Up Don't Be In 'Text' icated" Mini-Grant Program (ORD # 2014-08-8170)
4. Two-Year Renewal Agreement with Bluegrass Uniforms for Uniform Services (ORD # 2012-05-7924)
5. Transcript of Proceeding for the City of Paducah, Kentucky, General Obligation Refunding Bonds, Series, 2014A for \$5,460,000 (ORD # 2014-05-8144)

Agenda Action Form Paducah City Commission

Meeting Date: 08-26-2014

Short Title: **Declaration of Official Intent to Reimburse Advances Made for Capital Outlays (Convention Showroom renovation and related costs) To Be Made From Subsequent Borrowings – GOB 2014C**

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jonathan Perkins
Presentation By: Jonathan Perkins, Steve Doolittle

Background Information:

As with any debt issue, there are many rules and regulations which must be followed and numerous documents created establishing written evidence of compliance.

In order to comply with U.S. Treasury Regulations (Section 1.150-2 of IRC 1986, as amended), the Commission must pass a resolution 'declaring official intent' to reimburse any advance capital outlays associated with the City's upcoming debt issue.

Advance capital outlays (**maximum** disbursements made before we have bond proceeds in hand) related to the City's future borrowings might be considered as part of the debt issue capital outlays upon passage of the attached resolution.

Convention Center - Showroom Renovation \$2,200,000

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: Debt Issue – GOB 2014C
Account Number: Debt Service & Invest Fund


8/14/2014
Finance

Staff Recommendation: Recommend that the attached resolution be adopted.

Attachments: Resolution for Reimbursement of Advance Capital Outlays

Department Head	City Clerk	 City Manager
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RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF PADUCAH, KENTUCKY, MAKING
DECLARATION OF OFFICIAL INTENT WITH RESPECT TO
REIMBURSEMENT OF TEMPORARY ADVANCES MADE FOR CAPITAL
EXPENDITURES TO BE MADE FROM SUBSEQUENT BORROWINGS**

WHEREAS, Treasury Regulation § 1.150-2 (the "Reimbursement Regulations"), issued pursuant to Section 150 of the Internal Revenue Code of 1986, as amended, (the "Code") prescribes certain requirements by which proceeds of tax-exempt bonds, notes, certificates or other obligations included in the meaning of "bonds" under Section 150 of the Code ("Obligations") used to reimburse advances made for Capital Expenditures (as hereinafter defined) paid before the issuance of such Obligations may be deemed "spent" for purposes of Sections 103 and 141 to 150 of the Code and therefore, not further subject to any other requirements or restrictions under those sections of the Code; and

WHEREAS, such Reimbursement Regulations require that an Issuer (as hereinafter defined) make a Declaration of Official Intent (as hereinafter defined) to reimburse any Capital Expenditure paid prior to the issuance of the Obligations intended to fund such Capital Expenditure and require that such Declaration of Official Intent be made no later than sixty (60) days after payment of the Capital Expenditure and further require that any Reimbursement Allocation (as hereinafter defined) of the proceeds of such Obligations to reimburse such Capital Expenditures occur no later than eighteen (18) months after the later of the date the Capital Expenditure was paid or the date the property acquired with the Capital Expenditure was placed in service, except that any such Reimbursement Allocation must be made no later than three years after such Capital Expenditure was paid; and

WHEREAS, the City of Paducah, Kentucky wishes to ensure compliance with the Reimbursement Regulations;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. Definitions. The following definitions apply to the terms used herein:

"Allocation" means written evidence that proceeds of Obligations issued subsequent to the payment of a Capital Expenditure are to reimburse the Issuer for such payments. "To allocate" means to make such an allocation.

"Capital Expenditure" means any expense for an item that is properly depreciable or amortizable or is otherwise treated as a capital expenditure for purposes of the Code, as well as any costs of issuing Reimbursement Bonds.

"Declaration of Official Intent" means a written declaration that the Issuer intends to fund Capital Expenditures with an issue of Reimbursement Bonds and reasonably expects to be reimbursed from the proceeds of such an issue.

"Issuer" means the City of Paducah, Kentucky.

"Reimbursement" means the restoration to the Issuer of money temporarily advanced from other funds, including moneys borrowed from other sources, of the Issuer to pay for Capital Expenditures before the issuance of Obligations intended to fund such Capital Expenditures. "To reimburse" means to make such a restoration.

"Reimbursement Bonds" means Obligations that are issued to reimburse the Issuer for Capital Expenditures, and for certain other expenses permitted by the Reimbursement Regulations, previously paid by or for the Issuer.

"Reimbursement Regulations" means Treasury Regulation § 150-2 and any amendments thereto or superseding regulations, whether in proposed, temporary or final form, as applicable, prescribing conditions under which the proceeds of Obligations may be allocated to reimburse the Issuer for Capital Expenditures and certain other expenses paid prior to the issuance of the Obligations such that the proceeds of such Obligations will be treated as "spent" for purposes of Sections 103 and 141 to 150 of the Code.

SECTION 2. Declaration of Official Intent.

(a) The Issuer declares that it reasonably expects that the Capital Expenditures described in Section (b), which were paid no earlier than sixty (60) days prior to the date hereof, or which will be paid prior to the issuance of any Obligations intended to fund such Capital Expenditures, will be reimbursed with the proceeds of Obligations, representing a borrowing by the Issuer in the maximum principal amount, for such Reimbursements, of \$2,200,000; and

(b) The Capital Expenditures to be reimbursed are for the renovation of the Convention Center Showroom and related expenses.

SECTION 3. Reasonable Expectations. The Issuer does not expect any other funds (including the money advanced to make the Capital Expenditures that are to be reimbursed), to be reserved, allocated on a long-term basis, or otherwise set aside by the Issuer or any other entity, with respect to the Capital Expenditures for the purposes described in Section 2(b).

SECTION 4. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

SECTION 5. Open Meeting. It is found and determined that all formal actions of this City Commission of the Issuer concerning and relating to the adoption of this resolution were adopted in an open meeting of this City Commission of the Issuer; and that all deliberations of this City Commission of the Issuer and of any of its committees that resulted in such formal action, were in

meetings open to the public, in compliance with the law.

SECTION 6. Effective Date. This Resolution shall take effect from and after its passage, as provided by law.

The undersigned has been authorized by the City Commission of the Issuer to sign this resolution on behalf of the City Commission of the Issuer.

Effective date:

_____, 2014

CITY OF PADUCAH, KENTUCKY

Mayor

Attest:

City Clerk

CERTIFICATE

I, the undersigned City Clerk of the City of Paducah, Kentucky, certify that the foregoing is a true copy of a Resolution adopted by the City of Paducah, Kentucky at a meeting of the City Commission held on the _____ day of _____, 2014.

I further certify that all actions taken in connection with the resolution were in compliance with the requirements of KRS 61.810, 61.815, 61.820 and 61.825, and that said resolution is now in full force and effect, all as appears from the official records of the City in my custody and under my control.

Witness my hand as City Clerk of the City of Paducah, Kentucky this _____ day of _____, 2014.

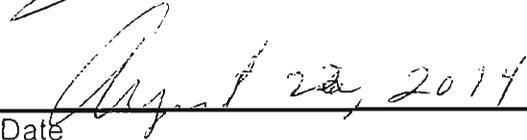
City Clerk

CITY OF PADUCAH
August 26, 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.



City Manager's Signature



Date

CITY OF PADUCAH
PERSONNEL ACTIONS
August 26, 2014

PAYROLL ADJUSTMENTS/TRANSFERS/PROMOTIONS/TEMPORARY ASSIGNMENTS

	<u>PREVIOUS POSITION AND BASE RATE OF PAY</u>	<u>CURRENT POSITION AND BASE RATE OF PAY</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
<u>PARKS SERVICES</u>					
Hargrove, Molly F.	Summer Camp Coordinator \$9.00/Hr	Recreation Leader \$8.00/Hr	NCS	Non-Ex	August 15, 2014
Jones, Kelleigh	Summer Camp Coordinator \$9.00/Hr	Recreation Leader \$8.00/Hr	NCS	Non-Ex	August 15, 2014
Abernathy, Jordan K	Lifeguard \$8.00/Hr	Recreation Leader \$8.00/Hr	NCS	Non-Ex	August 15, 2014
Dallas, Victoria R.	Lifeguard \$8.00/Hr	Recreation Leader \$8.00/Hr	NCS	Non-Ex	August 15, 2014
Grogan, Joshua G.	Lifeguard \$8.00/Hr	Recreation Leader \$8.00/Hr	NCS	Non-Ex	August 15, 2014
Kollenberg, Teddy W.	Head Lifeguard \$8.50/Hr	Recreation Leader \$8.00/Hr	NCS	Non-Ex	August 15, 2014
<u>FIRE SUPPRESSION</u>					
Hansen, Wayne	Firefighter \$13.79/Hr	Relief Driver \$14.38/Hr	NCS	Non-Ex	August 21, 2014

TERMINATIONS - FULL-TIME (F/T)

EPW - SOLID WASTE

Horice, James A (Tony)	EPW Solid Waste Supervisor	Retirement			August 31, 2014
Gary Jr, Huey L.	Solid Waste Laborer	Termination			August 21, 2014

TERMINATIONS - PART-TIME (P/T)/TEMPORARY/SEASONAL

	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
<u>PARKS SERVICES</u>			
Hart, Joe	Sports Official	Resignation	August 15, 2014
Roof, David	Sports Official	Resignation	August 15, 2014
Aspery, Whitney	Recreation Leader	Seasonal - Temporary	August 15, 2014
Clark, Dylan N.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Cockrum, Dallas M	Lifeguard	Seasonal - Temporary	August 15, 2014
Coleman, Amber M.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Colli, Dylan F.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Deming, Taylor N.	Lifeguard	Seasonal - Temporary	August 15, 2014
Durbin, Alexandra C.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Ellis, Nathan	Pool Attendant	Seasonal - Temporary	August 15, 2014
Elrod, Robert L.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Green, Molly E.	Summer Camp Coordinator	Seasonal - Temporary	August 15, 2014
Grewelle, Courtney R.	Head Lifeguard	Seasonal - Temporary	August 15, 2014
Hall, Jesse A.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Harned, Emme C.	Lifeguard	Seasonal - Temporary	August 15, 2014
Halton, Patrick B.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Jones, Victoria P.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Jordon, Diamond R.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Kinne, Kaitlyn E.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Lawler, Allison R.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Martin, John W.	Lifeguard	Seasonal - Temporary	August 15, 2014
May, Olivia A.	Pool Attendant	Seasonal - Temporary	August 15, 2014
McCallum, Antoinette M.	Pool Attendant	Seasonal - Temporary	August 15, 2014

CITY OF PADUCAH
PERSONNEL ACTIONS
August 26, 2014

TERMINATIONS - PART-TIME (P/T)/TEMPORARY/SEASONAL

<u>PARKS SERVICES</u>	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
Meadows, Taylor B.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Meier, Miranda A.	Head Lifeguard	Seasonal - Temporary	August 15, 2014
Miller, Ashley J.	Lifeguard	Seasonal - Temporary	August 15, 2014
Oliver, Mekala E.	Lifeguard	Seasonal - Temporary	August 15, 2014
Owen, Taylor T.	Lifeguard	Seasonal - Temporary	August 15, 2014
Petter, Olivia	Recreation Leader	Seasonal - Temporary	August 15, 2014
Phelps, Bethany J.	Summer Camp Coordinator	Seasonal - Temporary	August 15, 2014
Quigley, Brett	Lifeguard	Seasonal - Temporary	August 15, 2014
Roberts, Dylan M.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Schnuck, Anna	Recreation Leader	Seasonal - Temporary	August 15, 2014
Shannon, Mack	Lifeguard	Seasonal - Temporary	August 15, 2014
Smith, Ceriae	Pool Attendant	Seasonal - Temporary	August 15, 2014
Smith, George E.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Sparks, Hali A.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Starnes, Devon C.	Lifeguard	Seasonal - Temporary	August 15, 2014
Stills, Lashanda F.	Summer Camp Coordinator	Seasonal - Temporary	August 15, 2014
Taylor, Jado A.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Treece, Savannah M.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Tucker, Michael C.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Vega, Sergio	Pool Attendant	Seasonal - Temporary	August 15, 2014
Walden, Case	Recreation Leader	Seasonal - Temporary	August 15, 2014
West, Bradley R.	Lifeguard	Seasonal - Temporary	August 15, 2014
Whelan, Savannah R.	Pool Attendant	Seasonal - Temporary	August 15, 2014
White, Lauren E.	Lifeguard	Seasonal - Temporary	August 15, 2014
Whittaker, Ross M.	Recreation Leader	Seasonal - Temporary	August 15, 2014
Williamson, Sara E.	Pool Attendant	Seasonal - Temporary	August 15, 2014
Young, Dana M.	Lifeguard	Seasonal - Temporary	August 15, 2014
Young, David Christopher	Recreation Leader	Seasonal - Temporary	August 15, 2014
Zaninovich, Andrew T.	Recreation Leader	Seasonal - Temporary	August 15, 2014

Agenda Action Form Paducah City Commission

Meeting Date: August 26, 2014

Short Title: Sale of Bonds authorization – Series 2014C, \$2,415,000*
Sale of Bonds authorization – Series 2014D, \$4,325,000*

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jonathan Perkins, Steve Doolittle, Audra Herndon
Presentation By: Jonathan Perkins, Steve Doolittle, Audra Herndon

Background Information:

The 2014C & 2014D bond issues will be publicly sold September 18, 2014. Second reading of the ordinance September 2, 2014.

Bond proceeds are to be used to finance renovations of the Convention Center's showroom (2014C); and for the construction of a downtown hotel (2014D). The bond issues is expected to have a 17-year life and the bond size will be approximately (2014C) \$2,415,000*, and (2014D) \$4,325,000*, including the cost of issuance.

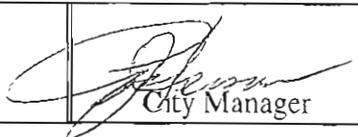
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: Bond Issue – 2014C & 2014D
Account Number: Bond Fund

Finance

Staff Recommendation: That the Mayor & Commission approve the proposed bond ordinance.

Attachments: Draft of Ordinance

Department Head	City Clerk	 City Manager
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* - Ordinance provides for a 10% variance in size of financing.

MUNICIPAL ORDER NO. ____

MUNICIPAL ORDER APPROVING THE ADVERTISEMENT FOR BID AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT FOR THE PURCHASE OF CITY OF PADUCAH, KENTUCKY GENERAL OBLIGATION BONDS, SERIES 2014C AND CITY OF PADUCAH, KENTUCKY TAXABLE GENERAL OBLIGATION BONDS, SERIES 2014D IN AGGREGATE PRINCIPAL AMOUNTS OF APPROXIMATELY \$2,415,000 AND \$4,325,000, RESPECTIVELY.

WHEREAS, the City (the "City") has determined the necessity of financing a portion of the costs of the construction of a showroom at the Julian Carroll Convention Center (the "2014C Project"); and

WHEREAS, the City has further determined the necessity of financing a portion of the costs of the acquisition, construction, installation and equipping of improvements at a hotel to be located adjacent to the Julian Carroll Convention Center and to be leased to Paducah Convention hotel, LLC, a Kentucky limited liability corporation, for use in furtherance of economic development within the City (the "2014D Project," and together with the 2014C Project, the "Projects"); and

WHEREAS, the City has further determined that it is in the best interests of the City that the City proceed at this time with the financing of the Projects through the issuance of the City's (i) General Obligation Bonds, Series 2014C in the aggregate principal amount of \$2,415,000 (the "Series 2014C Bonds"), subject to a permitted adjustment increasing or decreasing the principal amount of Series 2014C Bonds by up to \$240,000 (the "Series 2014C Permitted Adjustment") and (ii) Taxable General Obligation Bonds, Series 2013B in the aggregate principal amount of \$4,325,000 (the "Series 2014D Bonds," and together with the Series 2014C Bonds, the "Bonds"), subject to a permitted adjustment increasing or decreasing the principal amount of Series 2013B Bonds by up to \$435,000 (the "Series 2014D Permitted Adjustment," and together with the Series 2014C Permitted Adjustment, the "Permitted Adjustments"); and

WHEREAS, on the 26th day of August, 2014 the City gave first reading to, and on the 9th day of September, 2014 proposes to give second reading to and adopt, an ordinance providing for the issuance of the Bonds in order to provide funds to pay the costs, not otherwise provided for, of the financing of the Projects, which ordinance is titled as follows:

AN ORDINANCE OF THE CITY OF PADUCAH, KENTUCKY AUTHORIZING THE ISSUANCE OF (I) CITY OF PADUCAH, KENTUCKY GENERAL OBLIGATION BONDS, SERIES 2014C IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$2,415,000 (SUBJECT TO A PERMITTED ADJUSTMENT INCREASING OR DECREASING THE PRINCIPAL AMOUNT OF SERIES 2014C BONDS BY UP TO \$240,000) FOR THE PURPOSE OF FINANCING A PORTION OF THE COSTS OF CONSTRUCTION OF A SHOWROOM AT THE JULIAN CARROLL CONVENTION CENTER, AND (II) CITY OF PADUCAH, KENTUCKY TAXABLE GENERAL OBLIGATION BONDS, SERIES 2014D IN THE

APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$4,325,000 (SUBJECT TO A PERMITTED ADJUSTMENT INCREASING OR DECREASING THE PRINCIPAL AMOUNT OF SERIES 2014C BONDS BY UP TO \$435,000) FOR THE PURPOSE OF FINANCING A PORTION OF THE COSTS OF THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN ECONOMIC DEVELOPMENT PROJECT IN THE CITY OF PADUCAH, KENTUCKY; AUTHORIZING AND APPROVING A CONTRACT, LEASE & OPTION, SUBORDINATED LEASEHOLD MORTGAGE AND SALES TAX REFUND PLEDGE AND SECURITY AGREEMENT BETWEEN THE CITY OF PADUCAH, KENTUCKY AND THE PADUCAH CONVENTION HOTEL, LLC IN CONNECTION WITH THE ISSUANCE OF THE SERIES 2014D BONDS; APPROVING THE FORMS OF BONDS; AUTHORIZING DESIGNATED OFFICERS TO EXECUTE AND DELIVER THE BONDS; AUTHORIZING AND DIRECTING THE FILING OF NOTICE WITH THE STATE LOCAL DEBT OFFICER; PROVIDING FOR THE PAYMENT AND SECURITY OF THE BONDS; CREATING BOND PAYMENT FUNDS; MAINTAINING THE HERETOFORE ESTABLISHED SINKING FUND; AUTHORIZING ACCEPTANCE OF THE BIDS OF THE BOND PURCHASERS FOR THE PURCHASE OF THE BONDS; AND REPEALING INCONSISTENT ORDINANCES.

WHEREAS, it is appropriate at this time that the City authorize the advertisement for bid for the purchase of the Bonds.

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

SECTION 1. The City of Paducah, a municipal corporation and political subdivision of the Commonwealth of Kentucky, shall issue its "General Obligation Bonds, Series 2014C (the "Series 2014C Bonds") in the aggregate principal amount of approximately \$2,415,000 and its "Taxable General Obligation Bonds, Series 2014D (the "Series 2014D Bonds," and together with the Series 2013A Bonds, the "Bonds") in the aggregate principal amount of approximately \$4,325,000.

SECTION 2. The City shall comply with the requirements of KRS Chapters 66 and 424 by advertising for bids for the purchase of the Bonds. Actions heretofore taken by the City in connection with the preparation of such instruments and the distribution of such information by the City as shall be necessary to accomplish the foregoing, including the preparation of a Preliminary Official Statement (the "Preliminary Official Statement") which Preliminary Official Statement shall be deemed final by the Mayor of the City in accordance with Rule 15c2-12 of the Securities and Exchange Commission (the "Rule"), are hereby ratified and approved. In order to enable prospective purchasers to submit a bid for the purchase of the Bonds, the City hereby covenants and agrees that it will execute, comply with and carry out all of the provisions of a continuing disclosure undertaking (the "Continuing Disclosure Undertaking") in connection with the issuance of the Bonds. Failure to comply with any such provisions of the Continuing Disclosure Undertaking shall not constitute a default on the Bonds; however, any holder of the Bonds, including the beneficial owners of the Bonds, may take such action as may be necessary

and appropriate, including seeking specific performance, to cause the City to comply with its obligations under the Continuing Disclosure Undertaking.

SECTION 3. Proposals for the purchase of the Bonds shall be opened and reviewed by the Finance Director of the City, and shall be acted upon by the City Manager or Finance Director on that same day, based upon the advice of the City's financial advisor, J.J.B. Hilliard, W.L. Lyons, LLC, without the need for further action by this City Commission. The City hereby ratifies and approves the use of the "Notice of Bond Sale," substantially in the form attached hereto, which shall be published as required by law.

SECTION 4. The City Manager or Finance Director of the City shall, in a certificate of award accepting the successful bid or bids for the Bonds (the "Certificate of Award"), determine the exact principal amount of Bonds to be awarded and the exact rate or rates of interest which said Bonds shall bear, and the interest rate or rates on said Bonds shall be automatically fixed at the rate or rates set out in the successful bid accepted by said Certificate of Award. The proceeds of the sale of said Bonds shall be applied to the costs of the Projects and the costs of issuing the Bonds and shall be expended as provided in the Ordinance authorizing the Bonds.

SECTION 5. In the event that no bid shall be accepted for the purchase of the Bonds, bids may again be solicited for the purchase of the Bonds at a future date and hour at the discretion of the Mayor, without the necessity of further authorization by the City.

SECTION 6. All motions, orders, resolutions and parts thereof in conflict herewith, are hereby repealed to the extent of such conflict, and this Municipal Order shall be effective immediately.

SECTION 7. This Municipal Order shall be in full force and effect immediately upon its adoption.

INTRODUCED, PUBLICLY READ, AND FINALLY APPROVED on one reading, this 26th day of August, 2014.

Gayle Kaler, Mayor

Attest:

Tammy Sanderson, City Clerk

CERTIFICATE

I, Tammy Sanderson, hereby certify that I am the duly qualified and acting City Clerk of the City of Paducah, Kentucky, that the foregoing is a full, true, and correct copy of a Municipal Order adopted by the City Commission of the City, at a meeting duly held on August 26, 2014, that said Municipal Order (together with the Notice of Bond Sale approved therein) appears as a matter of public record in the official records of the City, that said meeting was duly held in accordance with all applicable requirements of Kentucky law, including KRS 61.810, 61.815, 61.820, and 61.823, that a quorum was present at said meeting, that said Municipal Order has not been modified, amended, revoked, or repealed; and that same is now in full force and effect.

IN TESTIMONY WHEREOF, witness my signature on this ____ day of _____,
2014.

City Clerk

EXHIBIT A

NOTICE OF BOND SALE

Notice is hereby given that electronic bids will be received by the City of Paducah, Kentucky (the "City"), until 10:00 a.m., C.T. and 10:30 a.m. C.T., respectively, on September 18, 2014 (or at such later time and date announced at least forty-eight hours in advance via the **BiDCOMP™/PARITY™** system) for the purchase of approximately \$2,415,000 of the City's General Obligation Bonds, Series 2014C (the "Series C Bonds") and \$4,325,000 of the City's Taxable General Obligation Bonds, Series 2014D (the "Series D Bonds," and collectively with the Series C, the "Bonds"). Alternatively, written sealed or facsimile bids for one or more series of the Bonds by the designated time will be received by the Finance Director, 300 South Fifth Street, Paducah, Kentucky 42002 (FAX: (270) 440-8589).

The Bonds will each be dated their date of initial delivery, will be issued as fully registered bonds in denominations in multiples of \$5,000 (within the same maturity), will mature on November 1 of the years 2015 through 2025. Electronic bids may be submitted via **BiDCOMP™/PARITY™**, in the manner described below.

Additional information, including the Preliminary Official Statement, the Official Terms and Conditions of Bond Sale and the Official Bid Form, may be obtained from the City's Financial Advisor, J.J.B. Hilliard, W.L. Lyons, LLC, 500 West Jefferson Street, Louisville, Kentucky 40202; Telephone: (502) 388-8639 or at <http://pos.hilliard.com>. Further information regarding **BiDCOMP™/PARITY™** may be obtained from **BiDCOMP™/PARITY™**, 1359 Broadway - 2nd Floor, New York, NY 10018, Telephone: (800) 850-7422.

Sale of Series C Bonds on tax-exempt basis. Issuance of Bonds subject to approving legal opinion of Dinsmoe & Shohl LLP, Bond Counsel, Covington, Kentucky. The City has designated the Series C Bonds as "qualified tax-exempt obligations" pursuant to Section 265 of the Internal Revenue Code of 1986, as amended. Right to reject bids or waive informality reserved.

CITY OF PADUCAH, KENTUCKY

By /s/ Gayle Kaler
Mayor

Agenda Action Form
Paducah City Commission

Meeting Date: 19 August 2014

Short Title: Certified Local Government Program (CLG) Grant

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Steve Ervin; Josh Sommer; Melinda Winchester; Sheryl Chino
Presentation By: Steve Ervin

Background Information: Jointly administered by the Kentucky Heritage Council/State Historic Preservation Office and the National Park Service, Kentucky's Certified Local Government Program (CLG) is a local, state, and federal partnership that promotes historic preservation planning and protection of prehistoric and historic resources at the local level. The Kentucky Heritage Council allows for a variety of initiatives under the CLG grant program including archaeological surveys, national register nominations, and historic preservation education. The city is choosing to apply for historic preservation education funds.

The Paducah Planning Department has been awarded CLG funds in the amount of \$6,300 to host a training event that includes the Commission Assistance & Mentoring Program (CAMP) to be held in conjunction with the Historic Preservation Mini-Conference on October 23-25. The CAMP program is hosted by the National Alliance of Preservation Commissions and Mini-Conference is hosted by the Kentucky Heritage Council. The event will provide approximately 16 training hours for the Paducah Planning Commission, HARC Board, Urban Renewal and Community Development Agency, Board of Adjustments, and staff. Approximately 140 will be attending the conference.

Submittal of the grant application was approved on Feb. 25, 2014 under municipal order 1756.

The total estimated cost to host the event is \$10,500. The CLG grant program requires a 40% match in either cash or in-kind services; therefore, making the city's match requirement total \$4,200. Matching funds will come in the form of cash from the Planning Department's Training and Travel account. The city is received \$6,300 through the CLG grant program.

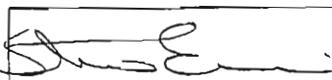
If the Commission desires to accept this grant award, it must authorize and direct the Mayor or Mayor's designee to sign all required grant application documents.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Project Title: CLG CAMP/CONFERENCE
Project #: CD 0085
File #: 6.266
Account #: ~~001-1207-513-3807~~ 040-8827-536.23-07
Budget: \$10,500
Source of Funds: State Grant - Kentucky Heritage Council \$6,300
\$4200 Local Match (001-1207-513-3801)

Finance

Staff Recommendation: Approval
Attachments: None

		
Department Head	City Clerk	City Manager

Agenda Action Form

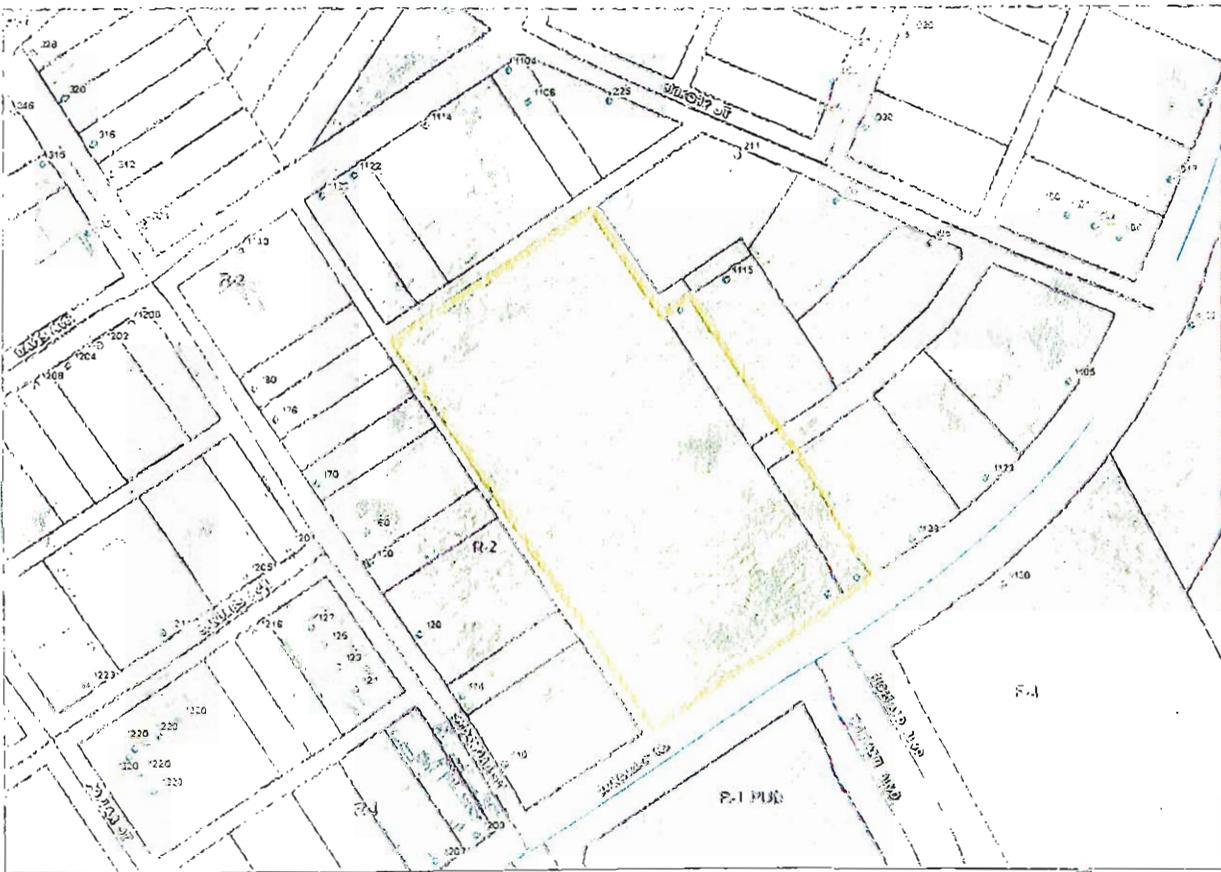
Paducah City Commission

Meeting Date: August 19, 2014

Short Title: Medical Offices Zone Change

Ordinance Emergency Municipal Order Resolution
Staff Work By: Stephen Erwin, Joshua P. Sommer
Presentation By: Stephen Erwin

Background Information:



Key Components:

The applicant, Caffery Consulting Group, is requesting a zone change for 1.07 & 1.19 Lots Oak Road and 1.21 Sanders Avenue from R-2 (Low and Medium Density Residential Zone) to R-4 (High Density Residential Zone).

Two new medical offices are proposed for this property. The first one is two stories and will contain 11,000 square feet. The second building will be constructed at some point in the future and will be one story and have 13,000 square feet. Professional office buildings are principal permitted in the R-4 Zone, pursuant to Section 126-105 (a) (1) of the Paducah Zoning Ordinance. The property to the southeast of this parcel is zoned R-4. Therefore, this would be a continuation of the R-4 Zone.

Site Data:

Area: 3.54 acres

Public Utilities: Adequate water and sewer service available.

Public Services: Sanitation, police and fire service available.

Physical Characteristics: Vacant at this time.

Development Plan

Two new medical office buildings are proposed. The second building will be constructed at some point in the future. Adequate parking for both buildings is proposed. A waiver of subdivision will be submitted to the Planning Commission after rezoning to combine the three lots into one.

Local City Patterns:

This section of Lone Oak Road has had scattered development. A new Shell gasoline station was constructed last year at 1415 Lone Oak Road. Across the street at 1130 Lone Oak Road, Dr. Bowers is constructing a new 12,384 square foot ophthalmology office. Doctors Eickholtz and Turney are expanding the parking lot for their practice at 545 Lone Oak Road. Lourdes Hospital at 1531 Lone Oak Road will have the new Ray and Kay Eickstein Hospice Center and Emergency Room additions under construction in the near future. The medical offices location is approximately 2,339 feet from the west bound lane of Interstate 24.

Adjacent Properties:

North: Vacant wooded lots

East: Two vacant lots and one single-family home that faces Lone Oak Road. There are no other single-family homes nearby.

South: Lone Oak Road

West: One single-family home and vacant lots.

Zoning:

R-2 Low and Medium Density Residential zone on the North, East and West; R-4 High Density Residential zone on the Southeast; R-1 Low Density Residential Planned Unit Development on the Southwest. The parcel is proposed to be rezoned to R-4 as follows:

Sec. 126-105. High Density Residential Zone, R-4.

The purpose of this zone is to provide an area that will combine compatible residential and business uses in such a manner that it will buffer low-density residential property from high density and commercial uses.

1. Principal permitted uses.
 - a. Any use permitted in the R-3 zone
 - b. Multi-family dwellings
 - c. Nursing homes
 - d. Professional office buildings, and requirements for office buildings shall be the same as are for commercial offices.
 - e. Day-care nurseries
 - f. Cemeteries
 - g. Assisted care dwellings (yard and lot requirements shall be the same as 126-10-1.7)
 - h. Educational center
 - i. Places of worship
 - j. Any other use not listed which, in the Commission's opinion, would be compatible with the above uses in the R-4 zone.
2. Conditionally permitted uses.
 - a. List of uses.
 1. Commercial greenhouses
 2. Funeral homes
 3. Home occupations
 4. Hotels or motels
 5. Beauty shops and barbershops
 6. Mobile home parks
 - b. Board of Adjustment approval. The conditionally permitted uses listed above shall be considered as business uses and shall meet the requirements of the B-1 zone. All plans will be submitted to the Planning Commission prior to Board approval, and the Commission shall require such conditions as are necessary to maintain the character of this zone. The Board may grant dimensional variances to businesses when lot requirements cannot be met.
3. Single and two-family dwellings. Single-family dwellings and two-family dwellings shall comply with the requirements of the R-3 zone.
4. Multi-family dwellings and town houses
 - a. Minimum yard requirements.
 1. Front yard: 25 feet.
 2. Side yard, each side: Six feet.
 3. Rear yard: 25 feet.
 - b. Minimum area requirements.

- 1. Minimum lot area, per unit: 2,000 square feet.
- 2. Minimum lot width: 50 feet
- 3. Maximum building height: None
- 4. Public parking area: Same as section 126-104.50 (b)

Findings required for map amendment:

KRS – 100.212 Before any map amendment is granted, the Planning Commission must find that the map amendment is in agreement with the comprehensive plan, or in the absence of such a finding, that one or more of the following apply and such findings shall be recorded in the minutes and records of the Planning Commission and City Commission.

That the existing zoning classification given to the property is inappropriate and the proposed zoning classification is appropriate; or

That there is a change of an economic, physical or social nature in the area involved which were not anticipated in the comprehensive plan and which have substantially altered the basic character of the area.

Staff Analysis – The area has been rezoned before. On February 21, 2005, the Planning Commission found there had been major changes of a physical and economic nature which were not anticipated in the comprehensive plan and which have substantially altered the basic character of the area. The area was subsequently rezoned to B-Convenience and Service Zone for a bank development. However, the bank development did not materialize and the area reverted back to the original zoning (R-2) after a public hearing.

Currently, the proposed zoning is R-4 High Density Residential Zone. The Future Land Use Map shows this parcel to be "Neighborhood Conservation". The R-4 Zone is a residential, non-commercial zone. The R-4 Zone is also adjacent to the Southeast across Lone Oak Road. R-4 is a less intense zone than B-1. Staff is still of the opinion that there have been changes of a economic nature in the area as described above, with the new optahmology office, Shell gas station and Lourdes renovations. Therefore, staff would recommend the zone change to R-4 based on the findings in accordance with KRS 100.213.

Staff Recommendation:

Staff recommends approval to the Paducah City Commission for R-4 High Density Residential Zone as the general vicinity has undergone economic changes as outlined in KRS 100.213. The Planning Commission will meet on August 13, 2014 and their recommendation will be forwarded at the City Commission meeting.

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

Finance

Motion:

Attachments:

Planning Commission Resolution
Zone Change Map/Development Plan

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

Meeting Date: August 19, 2014

Short Title: 2711 New Holt Road Zone Change

Ordinance Emergency Municipal Order Resolution
Staff Work By: Stephen Erwin, Joshua P. Sommer
Presentation By: Stephen Erwin

Background Information:



Key Components:

The applicant, L & H Properties, Inc. is requesting a zone change for 2711 New Holt Road from R-1 (Low Density Residential Zone) to MU (Mixed Use District). This zone change request was initiated because the property owners petitioned the City of Paducah for annexation. When

property is annexed into the City, it receives an automatic High Density Residential designation, pursuant to Section 126-32 of the Paducah Zoning Ordinance.

A new Independence Bank branch is being proposed for this site. The bank is approximately 2,200 square feet and will be one story. Financial services are principally permitted in the MU Zone, pursuant to Section 126-113.01(3) of the Paducah Zoning Ordinance. The property to the west and south of this parcel is zoned MU. Therefore, this would be a continuation of the Mixed Use Zone.

Site Data:

Area: 7927 acres

Public Utilities: Adequate water and sewer service available.

Public Services: Sanitation, police and fire service available.

Physical Characteristics: Vacant at this time.

Development Plan:

A new Independence Bank branch is proposed. A site plan will be submitted for review upon approval of the annexation and proper zoning assigned.

Comments, if any:

This site is located in an area of Paducah McCracken County that is undergoing much growth. A new shopping strip center, containing a Firehouse Subs and Pancho's Mexican Grill, are under construction nearby. A new medical/dermatologist office is also under construction along Village Square Drive. New Holt Road is proposed to be extended across Highway 60 and connect to Olet Church Road behind the mall. The utilities for this highway project are being moved at this time.

Adjacent Properties:

North: Lotus Home Improvement Warehouse

East: New Holt Road, Clayton's Corner shopping strip center

South: Village Square Drive and C-Plant Federal Credit Union

West: Vacant lot

Zoning:

Mixed Use on the South and West, Highway Business District (HBD) on the North, General Business Zone (B-3) to the East. The parcel is proposed to be changed to MU as follows:

Sec. 126-113 Mixed Use District, MU.

2. Intent. The MU Mixed Use District is intended to accommodate projects which combine general compatible land uses into an integrated development. The MU district may also be used to designate parts of the city which are appropriate for a mixture of residential, commercial, office and accessory parking uses. The MU district allows for mixing residential environments with workplaces and services. Development in the MU District must accommodate transportation systems, surrounding environments and pedestrian movement. For these reasons, projects constructed in the MU District are subject to Planning Commission approval.

3. Permitted uses.

(1) Residential uses.

- Single-family detached.
- Single-family attached.
- Duplex residential
- Townhouse residential
- Multi-unit residential.

(2) Public uses:

- Administrative services.
- Higher education facilities.
- Community recreation.
- Cultural facilities.
- City office
- Local utility services.
- Park and recreation services
- Postal facilities.
- Recreation clubs.
- Religious assembly

(3) Office uses:

- Financial services
- General services.
- Medical services.

(4) Commercial uses.

- Business support services
- Business or trade school
- Cocktail lounge.
- Communications services
- Food sales (limited)
- Food sales (general).
- Food sales (convenience)
- Funeral services.
- General retail sales
- Health club with customary indoor and outdoor facilities
- Hotel/motel
- Indoor entertainment
- Indoor sports and recreation.
- Liquor sales.

Outdoor sports and recreation
Personal improvement services
Personal services
Pet services
Research services
Restaurant (drive-in)
Restaurant (limited)
Restaurant (general)

10. Site development regulations:
 1. The minimum area of any MUD district shall be three acres.
 2. All projects in the MUD district shall receive approval by the Planning Commission, following the development plan procedure set forth in section 126-175. Such approval shall be granted for a comprehensive development plan instead of for individual structures, provided that any subsequent structures or developments are consistent with such development plan.
 11. Application for approval must include at least the following information:
 - a. A detailed site map, including:
 1. A boundary survey
 2. Site dimensions.
 3. Contour lines at not greater than five-foot intervals
 4. Adjacent utility lines (water, gas, electric, sewer, storm water) and easement locations.
 5. Description of adjacent land uses.
 6. Utility service to the site and easements through the site.
 7. Description of other site features, including drainage, soils and other considerations that may affect the development of the site
 - b. A development plan as per section 126-17
 - c. Specific proposed site development regulations for the project, including:
 1. Maximum floor area ratios
 2. Front, side and rear yard setbacks.
 3. Maximum height.
 4. Maximum building and impervious coverage
 5. Design standards applicable to the project.

Findings required for map amendment:

KRS – 129.213 Before any map amendment is granted, the Planning Commission must find that the map amendment is in agreement with the comprehensive plan or in the absence of such a finding, that one or more of the following apply and such findings shall be recorded in the minutes and records of the Planning Commission and City Commission:

That the existing zoning classification given to the property is inappropriate and the proposed zoning classification is appropriate; or

That there have been major changes of an economic, physical, or social nature within the area involved which were not anticipated in the comprehensive plan and which have substantially altered the basic character of the area.

Staff Analysis – The area proposed to be re-zoned is in compliance with the Future Land Use Map. The Future Land Use Map shows the area to be zoned “Commercial”. A bank branch is a principally permitted use in the Mixed Use Zone.

Staff Recommendation:

Staff recommends approval to the Paducah City Commission for MUI Mixed Use Zone as the proposed zoning designation is in compliance with the Comprehensive Plan. The Planning Commission will meet on August 13, 2014 and their recommendation will be forwarded at the City Commission meeting.

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

Finance

Motion:

Attachments:

Planning Commission Resolution
Zone Change Map/Development Plan

 Department Head	 City Clerk	 City Manager
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Agenda Action Form

Paducah City Commission

Meeting Date: August 19, 2014

Short Title: Annex 2711 New Holt Road

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

Background Information:

The intent of this agenda item is to annex 2711 New Holt Road into the City of Paducah. A new Independence Bank branch is proposed to be constructed on this lot. Mr. Larry Hurt with L & H Properties, owner, requested annexation into the City via letter dated July 16, 2014. The City Commission adopted Ordinance #2014-8-8168, which expressed the City's intent to annex this property on August 12, 2014. The property was then referred to the Paducah Planning Commission to assign proper zoning and the Planning Commission is expected to forward a recommendation for Mixed Use (MU) Zoning. This Ordinance will officially annex 2711 New Holt Road into the City of Paducah, as shown on the enclosed plat.

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

Finance

Motion:

Attachments

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

Meeting Date: 26 August 2014

Short Title: **2014 Community Development Block Grant (CDBG): Four Rivers Recovery Center**

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Sheryl Chino
Presentation By: Steve Ervin

Background Information: In 2006, the City of Paducah accepted a Community Development Block Grant (CDBG) Award from the Kentucky Department for Local Government on behalf of the sub-recipient, Four Rivers Behavioral Health's Center Point Recovery Center, of which the grant agreement expired June 2012. The City also accepted CDBG funding in 2013 to continue the project in amount of \$250,000.

On April 22, 2014, the Commission through Municipal Order 1770 authorized the execution of a 2014 Four River Recovery Center CDBG application. The Kentucky Department of Local Government has accepted the application and issued a preliminary approval letter to the City of Paducah in the amount of \$250,000 on behalf of the Four Rivers Behavioral Health's Center Point Recovery Center.

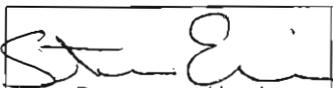
The City of Paducah will receive \$12,500 for grant administration, monitoring and maintaining records with the amount of \$237,500 to be spent on salaries at Center Point Recovery Center. A local match is not required.

If the Commission desires to accept the grant offered by Department for Local Government it must authorize and direct the Mayor or Mayor's designee to sign a legally binding agreement with Four Rivers Behavioral Health, LLC; as well as, all other required grant award documents including the Kentucky CDBG Procurement Policy.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available:	Project Title:	CDBG – Recovery (3)	Finance
	Project #:	CD0084	
	File #:	6.265	
	Acct. #:	006-1213-513.23-07	
	Budget:	\$250,000	
	Source of Funds:	Federal grant, no local match required	

Staff Recommendation: Approval
Attachments: Kentucky CDBG Procurement Policy

 Department Head	City Clerk	 City Manager
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AN ORDINANCE OF THE CITY OF PADUCAH APPROVING AN AGREEMENT WITH THE KENTUCKY DEPARTMENT FOR LOCAL GOVERNMENT TO OBTAIN A COMMUNITY DEVELOPMENT BLOCK GRANT AWARD ON BEHALF OF THE FOUR RIVERS BEHAVIORAL HEALTH CENTER POINT RECOVERY CENTER, AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATING TO SAME

WHEREAS, the City of Paducah adopted Municipal Order No. 1770 on April 22, 2014, authorizing the application for a Community Development Block Grant from the Governor's Office for Local Development for the Four Rivers Behavioral Health Recovery Center Project (Center Point); and

WHEREAS, the Kentucky Department for Local Government has offered a grant award in the amount of \$250,000; and

WHEREAS, the City will receive \$12,500 for grant administration, monitoring and maintaining travel in the amount of \$25,000 to be spent on various Center Point Recovery Center; and

WHEREAS, it is now necessary to proceed for approval by the Board of Commissioners for the City to accept the grant award and to execute the legally binding agreement with Four Rivers Behavioral Health.

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah approves an Agreement with the Kentucky Department for Local Government to obtain a Community Development Block Grant Award on behalf of Four Rivers Behavioral Health Center Point Recovery Center in the amount of \$250,000 with the City receiving \$12,500 of said grant for administration. No local match is required.

SECTION 2. That the Mayor is hereby authorized to execute all documents necessary to accept the grant award with the Kentucky Department for Local Government and authorized to execute the legally binding agreement with Four Rivers Behavioral Health for the Center Point Recovery Center as approved in Section 1 above.

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, August 26, 2014
Adopted by the Board of Commissioners, September 2, 2014
Recorded by Tammara S. Sanderson, City Clerk, September 2, 2014
Published by The Paducah Sun, _____
ord\plan\grant\FRBH Recovery Center 2014

KCDBG PROCUREMENT CODE

All procurements made by City of Paducah (hereafter referred to as "Grantee/ Subrecipient") involving the expenditure of local, state and federal funds on CDBG Project 2014 Four Rivers Recovery Center shall be made in accordance with the following procurement standards.

Procurement transactions, regardless of method or dollar value, will maximize open and free competition. The Grantee/Subrecipient shall not engage in procurement practices that may be considered restrictive in trade.

Purchases will be reviewed by the Treasurer to prevent duplication and to insure that costs are reasonable.

1. Methods for Procurement

Procurements shall be made by one of the following methods: (a) small purchase procedures, (b) competitive sealed bids, (c) competitive negotiation, (d) non-competitive negotiation.

A. SMALL PURCHASES

For purchases of less than \$50, efforts will be made to get the lowest and best price, but written records of such efforts are not necessary.

Purchases that cost more than \$50 but less than \$20,000 require quotations of rate, price, etc., but no legal advertisement is required. The **Grantee/Subrecipient** will solicit responses from at least three vendors. If written responses are not available, a statement explaining the procurement will be prepared and filed. If quotations are obtained via telephone, a memorandum will be prepared setting forth the date the calls were made, parties contacted, and prices obtained.

The **Grantee/Subrecipient** will make the award to the lowest responsive and responsible source, and enter into a contract formalizing the scope of work and terms of compensation.

B. COMPETITIVE SEALED BIDS

Bidding will be employed when detailed specifications for the goods or services to be procured can be prepared and the primary basis for award is cost. When the cost of a contract, lease or other agreement for materials, supplies, equipment or contractual services other than those personal or professional exceeds \$20,000, an Invitation for Bids (IFB) notice will generally be prepared. Per KRS 424.120, this notice will be published at least once in a qualifying official newspaper

of general circulation within the community. This newspaper notice will appear not less than seven (7) days and not more than twenty-one (21) days before the due date for bid proposals. In addition, the Grantee/Subrecipient must solicit sealed bids from responsible prospective suppliers by distributing a copy of such notice to them.

The IFB will include a general description of the goods or services to be procured, the bid deposit and bond performance required (if applicable), the location where bid forms and specifications may be secured, the time and place for opening bids, and whether the bid award will be made on the basis of the lowest bid price or the lowest evaluated price. If the lowest evaluated price is used, the measurable criteria to be utilized must be stated in the IFB. The newspaper notice must also contain language that calls to the attention of bidders all applicable requirements that must be complied with such as Section 3 of the 1968 Housing Act, Section 109 of the 1974 Housing and Community Development Act, the Civil Rights Act of 1964, Executive Order 11246 and the Davis-Bacon Act.

Sealed bids will be opened in public at the time and place stated in the IFBs. The Grantee/Subrecipient will tabulate the bids at the time of bid opening. The results of the tabulation and the bid documents will be evaluated by the review committee, which will make recommendations to the Grantee/Subrecipient. The Grantee/Subrecipient will make a firm fixed-price contract award in writing to the lowest responsive and responsible bidder. After the Grantee/Subrecipient makes the bid award, a contract will be prepared for execution by the successful bidder. After the contract is signed, all bid deposits will be returned to all unsuccessful bidders.

The Grantee/Subrecipient may cancel an Invitation for Bid or reject all bids if it is determined in writing that such is in the best interests of the Grantee/Subrecipient. The Grantee/Subrecipient may allow a vendor to withdraw a bid if requested at any time prior to the bid opening. Bids received after the time set for bid opening shall be returned to the vendor unopened.

Bid Overages:

The following options are available for awarding a bid following an overage:

- 1) Obtaining additional funds from another source and continuing with the original IFB.

- 2) Rejecting all bids, revising project scope and bid specifications, and issuing a revised IFB (competitive sealed bid) open to the entire public; or
- 3) Conducting competitive negotiations with **all** bidders. **(Grantees must seek pre-approval from DLG for this option).**

Competitive negotiations under option (3) must take place under the following criteria:

1. If discussions pertaining to the revision of the specifications or quantities are held with any bidder, all of the bidders shall be afforded an opportunity to take part in such discussions.
2. After discussions with the bidders, the grantee shall revise the scope of work accordingly and issue an RFP open to all bidders, providing for expedited proposals. No advertisement is required, **but the grantee shall allow at least seven days** for bidders to submit proposals.
3. The RFP shall be awarded on the basis of **lowest bid price**.

C. COMPETITIVE NEGOTIATION

The Grantee/Subrecipient may utilize competitive negotiations, regardless of contract amount, upon a written determination that:

1. Specifications cannot be made specific enough to permit the award of a bid on the basis of either the lowest bid price or the lowest evaluated bid price (in other words, bidding is not feasible).
2. The services to be procured are professional or personal in nature.

The use of the competitive negotiations procurement method for contracts other than architectural, engineering, planning or administrative services must be pre-authorized by DLG. With the exception of procurement of certain professional services (principally engineering services), competitive negotiations will proceed as follows:

1. Proposals will be solicited through a qualifying official newspaper advertisement; additionally, a Request for

Proposal (RFP) may be prepared and mailed to qualified vendors. The newspaper advertisement must be published at least seven (7) days and not more than twenty-one (21) days before the date for receipt of the proposals. The RFP will describe services needed and identify the factors to be considered in the evaluation of proposals and the relative weights assigned to each selection factor. The RFP will also state where further details regarding the RFP may be obtained. The RFP will call attention to the same regulations discussed in the bidding process. Requests for proposals will always include cost as a selection factor except for engineering services.

2. Award must be made to the offeror whose proposal is determined by the review committee to be most advantageous to the program, with price and other factors considered. Evaluations must be based on the factors set forth in the Request for Proposal and a written evaluation of each response prepared. The review committee may contact the firms regarding their proposals for the purpose of clarification and record in writing the nature of the clarification. If it is determined that no acceptable proposal has been submitted, all proposals may be rejected. New proposals may be solicited on the same or revised terms or the procurement may be abandoned.

For the procurement of architectural/engineering (A/E) professional services, an alternative to RFPs may be used. The Grantee/Subrecipient may publish a Request for Qualifications. RFQs are handled in a similar method to RFPs with the exception that cost is not a factor in the initial evaluation. A review committee will evaluate the responses and rank them by comparative qualifications. The highest scoring person or firm will be contacted and the selection committee will negotiate cost. If the committee is unable to negotiate a satisfactory cost arrangement, the second highest scoring person or firm will be invited to negotiate. The committee will maintain a written record of all such negotiations.

D. NON-COMPETITIVE NEGOTIATIONS

Non-competitive negotiation is procurement through solicitation of a proposal from one source, and is often referred to as sole source procurement. A contract may be awarded by noncompetitive negotiation only when the award is infeasible under small purchase procedures, competitive sealed bids, or competitive negotiations and one of the following circumstances applies:

1. There is some public emergency that will not permit delay resulting from competitive solicitation (the grantee must declare an emergency as authorized by law); or
2. The results of the competitive negotiations are inadequate; or
3. The product or service is available only from a single source.

Caution: The use of the non-competitive negotiations procurement method must be authorized by DLG.

The following requirements apply to the non-competitive negotiations procurement process:

1. Negotiations must be conducted with the selected company regarding a scope of work and price; and
2. Preparation and signing of a contract formalizing a scope of work and the terms of compensation is required.

II. CONTRACTS

Generally, all procurement in excess of \$500 will be memorialized and supported by a written contract. Where it is infeasible or impractical to prepare a contract, a written finding to this effect will be prepared and a purchase order regarding the transaction will also be prepared. The contractual provisions required by "The Common Rule" will be included in all contracts and purchase orders.

III. DOCUMENTATION

All source documents supporting any given transaction (receipts, purchase orders, invoices, RFP/RFQ data, and bid materials) will be retained and filed in an appropriate manner. Where feasible, source documents pertinent to each individual procurement shall be separately filed and maintained. Where it is infeasible to maintain individual procurement files, source documents will be filed and maintained in a reasonable manner (examples include chronologically, by vendor, by type of procurement, etc.). Whatever form of documentation and filing is employed, the purpose of this section is to insure that a clear and consistent audit trail is established. At a minimum, source document data must be sufficient to establish the basis for selection, basis for cost (including the issue of reasonableness of cost) and basis for payment.

IV. LOCALLY OWNED, MINORITY OWNED, FEMALE OWNED AND SMALL BUSINESSES

The Grantee/Subrecipient shall make and document efforts to solicit participation of locally owned, minority owned, female owned and small businesses. Where

feasible, evaluation criteria will include a factor with an appropriate weight for these firms. A list of locally owned, minority owned, female owned and small businesses and also minority businesses located within the trade region shall be maintained and utilized when issuing IFBs, RFPs and RFQs. The Grantee/Subrecipient shall also consult this list when making small purchases.

VI. SECTION 3

Grantee/Subrecipient shall abide by its Section 3 action plan and shall, to the maximum extent feasible, as required by 24 CFR Part 135, award contracts to businesses that provide economic opportunities for low and very low-income persons residing in the project area.

VII. CODE OF CONDUCT

A. CONFLICTS OF INTEREST

In addition to the prohibitions set forth in 24 CFR 570.489(h) and 24 CFR 85.36(b)(3), the following prohibitions shall apply:

It shall be a breach of ethical standards for any employee with procurement authority to participate directly in any proceeding or application; request for ruling or other determination; claim or controversy; or other particular matter pertaining to any contract, or subcontract, and any solicitation or proposal therefor, in which to his knowledge:

(a) He, or any member of his immediate family has a financial interest therein; or

(b) A business or organization in which he or any member of his immediate family has a financial interest as an officer, director, trustee, partner, or employee, is a party; or

(c) Any other person, business, or organization with whom he or any member of his immediate family is negotiating or has an arrangement concerning prospective employment is a party. Direct or indirect participation shall include but not be limited to involvement through decision, approval, disapproval, recommendation, preparation of any part of a purchase request, influencing the content of any specification or purchase standard, rendering of advice, investigation, auditing, or in any other advisory capacity.

(2) It shall be a breach of ethical standards for any person to offer, give, or agree to give any employee or former employee, or for any employee or former employee to solicit, demand, accept, or agree to accept from another person, a gratuity or an offer of employment, in connection with any decision, approval, disapproval, recommendation, preparation of any part of a purchase request, influencing the content of any specification or purchase standard,

rendering of advice, investigation, auditing, or in any other advisory capacity in any proceeding or application, request for ruling or other determination, claim or controversy, or other particular matter, pertaining to any contract or subcontract and any solicitation or proposal therefor.

(3) It is a breach of ethical standards for any payment, gratuity, or offer of employment to be made by or on behalf of a subcontractor under a contract to the prime contractor or higher tier subcontractor or any person associated therewith, as an inducement for the award of a subcontract or order.

(4) The prohibition against conflicts of interest and gratuities and kickbacks shall be conspicuously set forth in every local public agency written contract and solicitation therefor.

(5) It shall be a breach of ethical standards for any public employee or former employee knowingly to use confidential information for his actual or anticipated personal gain, or the actual or anticipated personal gain of any other person.

B. PENALTIES

Any elected official, employee or designated agent of the **Grantee/Subrecipient** who knowingly and deliberately violates the provisions of this code will be open to civil suit without the legal protection of the **Grantee/Subrecipient**. Furthermore, such a violation of these procurement standards is grounds for dismissal by the **Grantee/Subrecipient**.

Any contractor or potential contractor who knowingly and deliberately violates the provisions of these procurement standards will be barred from future transactions with the Grantee/Subrecipient.

ADOPTED THIS ___ DAY OF _____, 2014.

Gayle Kaler, Mayor

Agenda Action Form Paducah City Commission

Meeting Date: August 26, 2014

Short Title: Sale of Bonds authorization – Series 2014C, \$2,415,000*
Sale of Bonds authorization – Series 2014D, \$4,325,000*

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jonathan Perkins, Steve Doolittle, Audra Herndon
Presentation By: Jonathan Perkins, Steve Doolittle, Audra Herndon

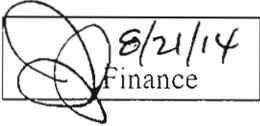
Background Information:

The 2014C & 2014D bond issues will be publicly sold September 18, 2014. Second reading of the ordinance September 2, 2014.

Bond proceeds are to be used to finance renovations of the Convention Center's showroom (2014C); and for the construction of a downtown hotel (2014D). The bond issues is expected to have a 12-year life and the bond size will be approximately (2014C) \$2,415,000*, and (2014D) \$4,325,000*, including the cost of issuance.

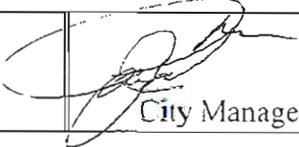
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: Bond Issue – 2014C & 2014D
Account Number: Bond Fund


8/21/14
Finance

Staff Recommendation: That the Mayor & Commission approve the proposed bond ordinance.

Attachments: Draft of Ordinance

Department Head	City Clerk	 City Manager
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* - Ordinance provides for a 10% variance in size of financing.

ORDINANCE NO. 2014-_-__

AN ORDINANCE OF THE CITY OF PADUCAH, KENTUCKY AUTHORIZING THE ISSUANCE OF (I) CITY OF PADUCAH, KENTUCKY GENERAL OBLIGATION BONDS, SERIES 2014C IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$2,415,000 (SUBJECT TO A PERMITTED ADJUSTMENT INCREASING OR DECREASING THE PRINCIPAL AMOUNT OF SERIES 2014C BONDS BY UP TO \$240,000) FOR THE PURPOSE OF FINANCING A PORTION OF THE COSTS OF CONSTRUCTION OF A SHOWROOM AT THE JULIAN CARROLL CONVENTION CENTER, AND (II) CITY OF PADUCAH, KENTUCKY TAXABLE GENERAL OBLIGATION BONDS, SERIES 2014D IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$4,325,000 (SUBJECT TO A PERMITTED ADJUSTMENT INCREASING OR DECREASING THE PRINCIPAL AMOUNT OF SERIES 2014C BONDS BY UP TO \$435,000) FOR THE PURPOSE OF FINANCING A PORTION OF THE COSTS OF THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF AN ECONOMIC DEVELOPMENT PROJECT IN THE CITY OF PADUCAH, KENTUCKY; AUTHORIZING AND APPROVING A CONTRACT, LEASE & OPTION, SUBORDINATED LEASEHOLD MORTGAGE AND SALES TAX REFUND PLEDGE AND SECURITY AGREEMENT BETWEEN THE CITY OF PADUCAH, KENTUCKY AND THE PADUCAH CONVENTION HOTEL, LLC IN CONNECTION WITH THE ISSUANCE OF THE SERIES 2014D BONDS; APPROVING THE FORMS OF BONDS; AUTHORIZING DESIGNATED OFFICERS TO EXECUTE AND DELIVER THE BONDS; AUTHORIZING AND DIRECTING THE FILING OF NOTICE WITH THE STATE LOCAL DEBT OFFICER; PROVIDING FOR THE PAYMENT AND SECURITY OF THE BONDS; CREATING BOND PAYMENT FUNDS, MAINTAINING THE HERETOFORE ESTABLISHED SINKING FUND; AUTHORIZING ACCEPTANCE OF THE BIDS OF THE BOND PURCHASERS FOR THE PURCHASE OF THE BONDS; AND REPEALING INCONSISTENT ORDINANCES.

WHEREAS, the City of Paducah, Kentucky (the "City") has heretofore determined that it is a public purpose to reduce unemployment in the City, to increase the City's tax base, to foster economic development within the City and to promote the development of a skilled workforce, all to the benefit of the citizens and residents of the City; and

WHEREAS, the City (the "City") has further determined the necessity of financing a portion of the costs of the construction of a showroom at the Julian Carroll Convention Center (the "2014C Project"); and

WHEREAS, the City has further determined the necessity of financing a portion of the costs of the acquisition, construction, installation and equipping of improvements at a hotel to be located adjacent to the Julian Carroll Convention Center and to be leased to Paducah Convention hotel, LLC, a Kentucky limited liability corporation, for use in furtherance of economic development within the City (the "2014D Project," and together with the 2014C Project, the "Projects"); and

WHEREAS, the City has determined that it is in the best interests of the City that the City proceed at this time to finance the Projects through the issuance by the City of its (i) General

Obligation Bonds, Series 2014C in the approximate aggregate principal amount of \$2,415,000 (which amount may be increased or decreased by up to \$240,000) (the "Series 2014C Bonds") and (ii) Taxable General Obligation Bonds, Series 2014D in the approximate aggregate principal amount of \$4,325,000 (which amount may be increased or decreased by up to \$435,000) (the "Series 2014D Bonds," and together with the Series 2014C Bonds, the "Bonds"); and

WHEREAS, pursuant to the Constitution and Laws of the Commonwealth of Kentucky, and particularly Sections 66.011 et. seq. of the Kentucky Revised Statutes, as amended (the "General Obligation Act") and Sections 58.010 et. seq. of the Kentucky Revised Statutes, as amended (the "Public Project Act"), a city may issue bonds, subject to the requirements of the General Obligation Act and/or Public Project Act, to pay all or any portion of the costs of financing any public project to the extent that such city is authorized to cause the acquisition, construction, installation and equipping thereof; and

WHEREAS, the City desires to cause the Projects to be financed through the issuance of the Bonds to be sold and awarded to the successful bidder or bidders (the "Purchasers") at public, competitive sale in accordance with the provisions of Chapter 414 of the Kentucky Revised Statutes, as amended; and

WHEREAS, it is further necessary and desirable in connection with the plan of financing the 2014D Project for the City to enter into a Contract, Lease & Option (the "Lease") with Paducah Convention Hotel, LLC, a Kentucky limited liability company (the "Lessee"), whereby the Lessee will lease from the City the 2014D Project; and

WHEREAS, it is further necessary and desirable in connection with the plan of financing the 2014D Project for the City to enter into a Subordinated Leasehold Mortgage and Security Agreement (the "Subordinated Mortgage") with the Lessee, whereby the Lessee will grant to the City, as security for the Lessee's obligations to the City under the Lease, a subordinated mortgage and security interest in the 2014D Project and the other independently financed components of the hotel project; and

WHEREAS, it is further necessary and desirable in connection with the plan of financing the 2014D Project for the City to enter into a Sales Tax Refund Pledge and Security Agreement (the "Sales Tax Refund Agreement") with the Lessee, whereby the Lessee will pledge to the City, as security for the Lessee's obligations to the City under the Lease, a security interest in certain sales tax refunds the Lessee is entitled to from the Commonwealth of Kentucky;

NOW, THEREFORE, BE IT ORDAINED by the City of Paducah, Kentucky, as follows:

Section 1 -- Necessity, Authorization and Purpose. The City hereby declares that it is desirable and necessary to issue, and hereby authorizes the issuance, of its General Obligation Bonds, Series 2014C, in the aggregate principal amount of \$2,415,000, subject to a permitted adjustment (the "Series 2014C Permitted Adjustment") increasing or decreasing the principal amount of Series 2014C Bonds awarded to the purchasers thereof by up to \$240,000, for the purpose of (i) paying the costs of the 2014C Project and (ii) paying the costs of issuance of the Series 2014C Bonds.

The City hereby further declares that it is desirable and necessary to issue, and hereby authorizes the issuance, of its Taxable General Obligation Bonds, Series 2014D, in the aggregate principal amount of \$435,000, subject to a permitted adjustment (the "Series 2014D Permitted Adjustment," and together with the Series A Permitted Adjustment, the " Permitted Adjustments") increasing or decreasing the principal amount of Series 2014D Bonds awarded to the purchasers thereof by up to \$435,000, for the purpose of (i) paying the costs of the 2014D Project and (ii) paying the costs of issuance of the Series 2014D Bonds.

The exact principal amount of Series 2014C Bonds and Series 2014D Bonds to be issued shall be established in the Certificate of Award (as hereinafter defined).

Section 2 – Form of Bonds. The Series 2014C Bonds shall be issued as fully registered Bonds, shall be designated "General Obligation Bonds, Series 2014C", shall each express upon their face the purpose for which they are issued, that they are issued under the Act and shall be substantially in the form set forth in Annex A. The Series 2014D Bonds shall be issued as fully registered Bonds, shall be designated "Taxable General Obligation Bonds, Series 2014D", shall each express upon their face the purpose for which they are issued, that they are issued under the Act and shall be substantially in the form set forth in Annex B.

The Bonds shall be in denominations as requested by the Purchasers, which shall be in integral multiples of five thousand dollars (\$5,000). The Bonds shall each be dated their date of initial issuance and delivery, or such other date as is determined in a certificate of award accepting the bids of the Purchasers (the "Certificate of Award") to be executed by the City Manager or Finance Director of the City on the date of the sale of the Bonds.

Interest on the Bonds shall be payable each May 1 and November 1 (an "Interest Payment Date"), commencing May 1, 2015, at the stated interest rate or rates on the principal amounts thereof, calculated on the basis of a 360 day year with 30 day months..

The Bonds shall be serial or term Bonds maturing or subject to mandatory sinking fund redemption on November 1, 2015 and each November 1 thereafter in the years and in the amounts to be established in the Certificate of Award after advertised competitive sale of the Bonds based on the interest rates set forth in the successful bid for each of the Series 2014C Bonds and Series 2014D Bonds (collectively, the "Bids") and the provisions of this Section 2, provided that the final maturity date of the Bonds shall be as set forth in the Certificate of Award but shall be no later than May 1, 2025.

The interest rate or rates on the Bonds shall be determined in the Certificate of Award based on the Bids; provided that the aggregate net interest cost of the Series 2014C Bonds shall not exceed five percent (5.0%), and the aggregate net interest cost of the Series 2014D Bonds shall not exceed six percent (6.0%).

The Bonds issued as term Bonds shall be subject to mandatory sinking fund redemption on the dates, in the years and in the amounts as set forth in the Certificate of Award.

The Bonds shall be subject to optional redemption prior to their maturity on any date on or after November 1, 2024, in whole or in part, in such order of maturity as shall be designated in writing by the City, and by lot within a maturity, at the election of the City upon 45 days' written notice to U.S. Bank National Association, Louisville, Kentucky, the paying agent and registrar designated for the Bonds (the "Paying Agent and Registrar") at a redemption price equal to the par amount thereof, plus accrued interest to the date of redemption:

At least thirty (30) days before the optional or mandatory sinking fund redemption date of any Bonds, the Paying Agent and Registrar shall cause a notice of such redemption either in whole or in part, signed by the Paying Agent and Registrar, to be mailed, first class, postage prepaid, to all registered owners of the Bonds to be redeemed at their addresses as they appear on the registration books kept by the Paying Agent and Registrar, but failure to mail any such notice shall not affect the validity of the proceedings for such redemption of Bonds for which such notice has been sent. Each such notice shall set forth the date fixed for redemption, the redemption price to be paid and, if less than all of the Bonds being payable by their terms on a

single date then outstanding shall be called for redemption, the distinctive series, number or letters, if any, of such Bonds to be redeemed.

On the date so designated for redemption, notice having been mailed in the manner under the conditions hereinabove provided and moneys for payment of the redemption price being held in the Bond Payment Fund by the Paying Agent and Registrar for the registered owners of the Bonds to be redeemed, the Bonds so called for redemption shall become and be due and payable at the redemption price provided for redemption of such Bonds on such date, interest on the Bonds so called for redemption shall cease to accrue, and the registered owners of such Bonds shall have no right in respect thereof except to receive payment of the redemption price thereof.

The Bonds may be issued in book-entry-only form through the services of the Depository Trust Company ("DTC"). If the City determines to issue the Bonds in book-entry-only form the Designated Officers (hereinafter defined) are authorized to execute all documents necessary to accomplish such form of issuance.

Section 3 -- Execution and Delivery. The Bonds shall be executed by the manual or facsimile signature of the Mayor and duly attested by the manual or facsimile signature of the City Clerk (which, together with any other person as may be authorized by resolution or municipal order are referred to as "Designated Officers") and shall have the seal of the City or a facsimile thereof affixed thereto. Additionally, the Bonds shall bear the manual authenticating signature of the Paying Agent and Registrar. The Designated Officers are further authorized and directed to deliver the Bonds to the Purchasers, upon the terms and conditions provided herein, in the Certificate of Award and in the Bids for the Bonds, receive the proceeds therefor, execute and deliver such certificates and other closing documents and take such other action as may be necessary or appropriate in order to effectuate the proper issuance, sale and delivery of the Bonds.

The City authorizes and directs the Paying Agent and Registrar to authenticate the Bonds and to deliver the Bonds to the Purchasers upon payment of the purchase price thereof.

Section 4 -- Payment. Payment of or on account of the interest on and principal of the Bonds shall be made directly to the Paying Agent and Registrar for the account of the registered owner. Interest on the Bonds shall be payable by check, mailed to the person whose name appears on the fifteenth day preceding an Interest Payment Date on the bond registration records as the registered owner, on each Interest Payment Date or by other transfer of funds acceptable to

such registered owner and the Paying Agent and Registrar. Principal shall be payable in such coin or currency of the United States of America as shall be legal tender for the payment of public and private debts at the time and place of payment upon delivery of the Bonds to the Paying Agent and Registrar or by other transfer of funds acceptable to the Paying Agent and Registrar and such registered owner. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bonds to the extent of the sum or sums so paid.

Section 5 -- Filing. The Designated Officers are hereby authorized to undertake and cause all filings which may be required by law to be filed by the City with respect to the Bonds, including, but not limited to, the filing with the State Local Debt Officer required by law.

Section 6 -- Bond Payment Fund: Payment of Bonds. There is hereby established with the Paying Agent and Registrar a bond payment fund in the name of the City to be known as General Obligation Bonds, Series 2014C Bond Payment Fund (the "2014C Bond Payment Fund"), into which the City covenants to deposit, and into which the Designated Officers are hereby authorized and directed to deposit from the sinking fund (the "Sinking Fund") established pursuant to Ordinance No. 2001-5-0353 adopted by the City (the "2001 General Obligation Ordinance"), on or before the twenty-fifth day of each month which precedes an Interest Payment Date, the amount required to pay principal of and interest due on the Series 2014C Bonds on such Interest Payment Date. The Paying Agent and Registrar shall, without further authorization from the City, withdraw from the 2014C Bond Payment Fund, on such Interest Payment Date, the amounts necessary to pay principal of, and interest on, the Series 2014C Bonds to the registered owner of the same.

There is hereby further established with the Paying Agent and Registrar a bond payment fund in the name of the City to be known as Taxable General Obligation Bonds, Series 2014D Bond Payment Fund (the "2014D Bond Payment Fund," and together with the 2014C Bond Payment Fund, the "Bond Payment Funds"), into which the City covenants to deposit, and into which the Designated Officers are hereby authorized and directed to deposit from the Sinking Fund on or before the twenty-fifth day of each month which precedes an Interest Payment Date, the amount required to pay principal of and interest due on the Series 2014D Bonds on such Interest Payment Date. The Paying Agent and Registrar shall, without further authorization from the City, withdraw from the 2014D Bond Payment Fund, on such Interest Payment Date, the

amounts necessary to pay principal of, and interest on, the Series 2014D Bonds to the registered owner of the same.

The Paying Agent and Registrar is hereby appointed depository of the Bond Payment Funds with respect to the Bonds.

If the City shall fail or refuse to make any required deposit in the Bond Payment Funds from the Sinking Fund, the Paying Agent and Registrar shall (i) notify any agency of the Commonwealth of Kentucky or any political subdivision thereof which may collect and distribute taxes or revenues for the City to seek any available necessary or proper remedial action; and (ii) upon being indemnified against cost and expense, exercise any remedy provided in the Act or at law or in equity for the benefit of the owner of the Bonds or its assignee, and shall disburse all funds so collected by the owners of the Bonds as payment of the Bonds.

Section 7 -- General Obligation. The Bonds shall be full general obligations of the City and, for the payment of said Bonds, and the interest thereon, the full faith, credit and revenue of the City are hereby pledged for the prompt payment thereof. During the period the Bonds are outstanding, there shall be and there hereby is levied on all the taxable property in the City, in addition to all other taxes, without limitation as to rate, a direct tax annually in an amount sufficient to pay the principal of and interest on the Bonds when and as due, it being hereby found and determined that current tax rates are within all applicable limitations. Said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof provided, however, that in each year to the extent that the other lawfully available funds of the City are available for the payment of the Bonds, including amounts available under the Lease, and are appropriated for such purpose, the amount of such direct tax upon all of the taxable property in the City shall be reduced by the amount of such other funds so available and appropriated.

Section 8 -- Maintenance of Sinking Fund. The Sinking Fund heretofore established by the City is hereby ordered to be continued and maintained as long as any of the Bonds shall remain outstanding. The funds derived from the tax levy required by Section 7 hereof or other lawfully available funds shall be placed in the Sinking Fund and, together with interest collected on the same, are irrevocably pledged for the payment of the interest on and principal of all bonds

issued under the Act and Tax-Supported Leases, as defined in the Act, when and as the same fall due. Amounts shall be transferred from the Sinking Fund to the Bond Payment Funds at the times and in the amounts required by Section 6 hereof.

Section 9 -- Sale of Bonds; Certificate of Award. The Designated Officers are hereby directed to sell the Bonds to the Purchasers at advertised competitive sale, the final principal amount of, the principal amortization of and the interest rate or rates on the Bonds to be established in accordance with the requirements of Sections 1 and 2 hereof by adoption of the Certificate of Award. Each of the City Manager and Finance Director of the City is hereby authorized to execute the Certificate of Award establishing the terms of the Bonds described herein without any further action by the City Commission.

Section 10 -- Bonds Registered Owners; Transfer by Change. As long as the Bonds executed and delivered hereunder shall remain outstanding, the Paying Agent and Registrar shall maintain an office for the Registration of such Bonds and shall also keep at such office books for such registration and transfers. The registered owner of the Bonds, as set forth in the registration books maintained by the Paying Agent and Registrar on the fifteenth day preceding an Interest Payment Date, or its assignees, for purposes of this Bond Ordinance, to the extent of its interest, shall be treated as the owner of the applicable Bonds and shall be entitled to all rights and security of the owner of the Bonds hereunder.

Upon surrender for registration of transfer of Bonds at the office of the Paying Agent and Registrar with a written instrument of transfer satisfactory to the Paying Agent and Registrar, duly executed by the registered owner or the registered owner's duly authorized attorney, the Paying Agent and Registrar shall execute and deliver, in the name of the designated transferee or transferees, one or more Bonds of the same series of any authorized denomination and of a like tenor and effect.

All Bonds, upon surrender thereof at the office of the Paying Agent and Registrar, may, at the option of the registered owner thereof be exchanged for an equal aggregate principal amount of Bonds of the same series of any authorized denomination.

In all cases in which the privilege of exchanging or transferring Bonds is exercised, the Paying Agent and Registrar shall execute and deliver Bonds in accordance with the provisions of this Section. Every such exchange or transfer of Bonds, whether temporary or definitive, shall be without charge; provided that the Paying Agent and Registrar may impose a charge sufficient

to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

Section 11 -- Disposition of Proceeds of Bonds. The proceeds of the sale of the Series 2014C Bonds shall be deposited, together with other available funds of the City, as follows: (a) accrued interest and rounding amount, if any, shall be deposited to the 2014C Bond Payment Fund created in Section 6 hereof; (b) an amount sufficient to pay the costs of issuing the Series 2014C Bonds shall be deposited to a special cost of issuance fund hereby directed to be established and designated as the "City of Paducah, Kentucky General Obligation Bonds, Series 2014C Cost of Issuance Fund" (the "Series C Cost of Issuance Fund"); and (c) the remainder of the proceeds shall be deposited to a special construction fund (the "City of Paducah 2014C Construction Fund") to be held by the construction fund depository designated in the Certificate of Award (the "2014C Construction Fund Depository") and used for the acquisition, construction, installation and equipping of the 2014C Project.

The proceeds of the sale of the Series 2014D Bonds shall be deposited, together with other available funds of the City, as follows: (a) accrued interest and rounding amount, if any, shall be deposited to the 2014D Bond Payment Fund created in Section 6 hereof; (b) an amount sufficient to pay the costs of issuing the Series 2014D Bonds shall be deposited to a special cost of issuance fund hereby directed to be established and designated as the "City of Paducah, Kentucky General Obligation Bonds, Series 2014D Cost of Issuance Fund" (the "Series D Cost of Issuance Fund"); and (c) the remainder of the proceeds shall be deposited to a special construction fund (the "City of Paducah Construction Fund") to be held by the construction fund depository designated in the Certificate of Award (the "2014D Construction Fund Depository") and used for the acquisition, construction, installation and equipping of the 2014D Project.

Section 12 – Approval and Authorization of Lease. The City hereby approves the Lease in substantially the form attached hereto as Annex C and made a part hereof. It is hereby found and determined that the Lease is to be entered into in furtherance of proper public purposes of the City. It is further determined that it is necessary and desirable and in the best interests of the City to enter into the Lease for the purposes therein specified, and the execution and delivery of the Lease is hereby authorized and approved. The Mayor and Clerk of the City are hereby

authorized to execute the Lease, together with such other agreements, instruments or certifications which may be necessary to accomplish the transactions contemplated by the Lease with such changes in the Lease not inconsistent with this Ordinance and not substantially adverse to the City as may be approved by the officials executing the same on behalf of the City. The approval of such changes by said officials, and that such are not substantially adverse to the City, shall be conclusively evidenced by the execution of such Lease by such officials.

Section 13 – Approval and Authorization of Subordinated Mortgage. The City hereby approves the Subordinated Mortgage in substantially the form attached hereto as Annex D and made a part hereof. It is hereby found and determined that the Subordinated Mortgage is to be entered into in furtherance of proper public purposes of the City. It is further determined that it is necessary and desirable and in the best interests of the City to enter into the Subordinated Mortgage for the purposes therein specified, and the execution and delivery of the Subordinated Mortgage is hereby authorized and approved. The Mayor and Clerk of the City are hereby authorized to execute the Subordinated Mortgage together with such other agreements, instruments or certifications which may be necessary to accomplish the transactions contemplated by the Subordinated Mortgage with such changes in the Subordinated Mortgage not inconsistent with this Ordinance and not substantially adverse to the City as may be approved by the officials executing the same on behalf of the City. The approval of such changes by said officials, and that such are not substantially adverse to the City, shall be conclusively evidenced by the execution of such Subordinated Mortgage by such officials.

Section 14 – Approval and Authorization of Sales Tax Refund Agreement. The City hereby approves the Sales Tax Refund Agreement in substantially the form attached hereto as Annex E and made a part hereof. It is hereby found and determined that the Sales Tax Refund Agreement is to be entered into in furtherance of proper public purposes of the City. It is further determined that it is necessary and desirable and in the best interests of the City to enter into the Sales Tax Refund Agreement for the purposes therein specified, and the execution and delivery of the Sales Tax Refund Agreement is hereby authorized and approved. The Mayor and Clerk of the City are hereby authorized to execute the Sales Tax Refund Agreement, together with such other agreements, instruments or certifications which may be necessary to accomplish the transactions contemplated by the Sales Tax Refund Agreement with such changes in the Sales Tax Refund Agreement not inconsistent with this Ordinance and not substantially adverse to the

City as may be approved by the officials executing the same on behalf of the City. The approval of such changes by said officials, and that such are not substantially adverse to the City, shall be conclusively evidenced by the execution of such Sales Tax Refund Agreement by such officials.

Section 15 -- Further Actions. In connection with the undertaking and implementation by the City of the plan of financing herein described, which is hereby expressly directed, the Designated Officers are hereby authorized and directed to take and carry out such further necessary, desirable or appropriate actions to effect such plan of financing.

Section 16 -- Designation of Series 2014C Bonds. The City designates the Series 2014C Bonds as "qualified tax-exempt obligations" for the purposes set forth in § 265(b)(3) of the Internal Revenue Code of 1986, as amended. The City does not anticipate issuing more than \$10,000,000 of "qualified tax-exempt obligations" during calendar year 2014.

Section 17 -- Discharge of Bond Ordinance. If the City shall pay or cause to be paid, or there shall otherwise be paid, to the owners of the Bonds the total principal and interest due or to become due thereon through maturity in the manner stipulated therein and in this Bond Ordinance, then the pledges made under this Bond Ordinance, and all covenants, agreements and other obligations of the City hereunder, shall thereupon cease, terminate and become void and be discharged and satisfied.

Section 18 -- Severability. If any one or more of the provisions of this Bond Ordinance should be determined by a court of competent jurisdiction to be contrary to law, then such provisions shall be deemed to be severable from all remaining provisions and shall not affect the validity of such other provisions.

Section 19 -- Inconsistent Actions. All prior ordinances, resolutions, orders or parts thereof inconsistent herewith are hereby repealed.

Section 20 -- Open Meetings Compliance. All meetings of the City Commission and of its committees and any other public bodies, at which the formal actions in connection with the issuance of the Bonds were taken, or at which deliberations that resulted in such formal actions were held, were open meetings, and such formal actions were taken and any such deliberations took place while such meetings, after proper notice, were open to the public, in compliance with all legal requirements including KRS Sections 61.805 through 61.850.

Section 21 -- Effective Date. This Bond Ordinance shall become effective immediately upon adoption and publication of a summary thereof, as provided by law.

INTRODUCED AND PUBLICLY READ ON FIRST READING on the 26th day of August, 2014.

PUBLICLY READ, ADOPTED AND APPROVED ON SECOND READING, this the 2nd day of September, 2014.

CITY OF PADUCAH, KENTUCKY

By: _____
Mayor

Attest:

By: _____
City Clerk

Published by The Paducah Sun. _____

\\ord\bond-2014C& D-showroom & hotel

CERTIFICATION

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Paducah, Kentucky, and as such City Clerk, I further certify that the foregoing is a true, correct and complete copy of a Bond Ordinance duly enacted by the City Commission of the City at a duly convened meeting held on the 9th day of September, 2014, on the same occasion signed by the Mayor as evidence of his approval, and now in full force and effect, all as appears from the official records of the City in my possession and under my control.

Witness my hand and the seal of said City as of the ____ day of _____, 2014.

City Clerk

{SEAL}

ANNEX A

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC") to issuer or its agent for registration of transfer, exchange, or payment and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC, ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

COMMONWEALTH OF KENTUCKY
CITY OF PADUCAH, KENTUCKY
GENERAL OBLIGATION BOND, SERIES 2014C

No. RA-1 \$ _____

BOND DATE: September __, 2014

MATURITY DATE: November 1, _____

INTEREST RATE: _____ %

REGISTERED HOLDER: _____

PRINCIPAL AMOUNT: _____

KNOW ALL PERSONS BY THESE PRESENTS: That the City of Paducah, Kentucky (the "City"), for value received, hereby acknowledges itself obligated to, and promises to pay to the registered holder identified above, or registered assigns, the principal sum identified above (or if any part thereof has been paid, the balance thereof remaining unpaid), on the maturity date specified above, and to pay interest on said principal sum (or if any part thereof has been paid, the balance thereof remaining unpaid) from the date hereof, payable each May 1 and November 1, commencing May 1, 2015, at the Interest Rate per annum identified above, calculated on the basis of a 360 day year with 30 day months, except as the provisions hereinafter set forth with respect to prior redemption may be and become applicable hereto. The principal of and interest on this bond are payable, without deduction for exchange, collection, or service charges, in lawful money of the United States of America. Principal is payable at the designated corporate trust office of U.S. Bank National Association, Louisville, Kentucky, or any successor (the "Paying Agent and Registrar") or by other transfer of funds acceptable to the Paying Agent and Registrar and such owner. All interest on this bond and principal payable prior to the final maturity date shall be payable by check or draft mailed to the record date registered holder hereof at the address shown on the registration records kept by the Paying Agent and Registrar or by other transfer of funds acceptable to the Paying Agent and Registrar and such owner. The record date shall be the fifteenth day of the month preceding each interest payment date.

This Bond is one of an issue of Bonds of like tenor and effect, except as to denomination and maturity, numbered from RC-1 upward, inclusive, of the denomination of \$5,000 or any integral multiple thereof originally aggregating _____ dollars (\$ _____) in principal amount, issued for the purpose of (i) financing the costs of the construction of a new showroom at the Julian Carroll Convention Center (the "Project") and (ii) paying the costs of issuance of the Bonds, all pursuant to and in full compliance with the general laws of the Commonwealth of Kentucky and particularly Chapter 66 of the Kentucky Revised Statutes, and pursuant to an ordinance duly adopted by the City Commission of the City on the 9th day of September, 2014 (the "Bond Ordinance") upon the affirmative vote of at least a majority of the members of its City Commission at a public meeting duly and regularly held, and after filing proper notice with the State Local Debt Officer of the Commonwealth of Kentucky.

This Bond and the issue of which it forms a part is a general obligation of the City and the full faith, credit and revenue of the City are pledged to the payments due hereunder. THIS BOND IS CONTINUALLY SECURED BY THE FAITH, CREDIT AND REVENUE OF THE CITY.

The Bonds mature on the 1st day of November of the following years, in the respective principal amounts and bear interest at the following rates of interest:

<u>Maturity Date</u>	<u>Amount</u>	<u>Interest Rate Per Annum</u>
November 1, 2015		
November 1, 2016		
November 1, 2017		
November 1, 2018		
November 1, 2019		
November 1, 2020		
November 1, 2021		
November 1, 2022		
November 1, 2023		
November 1, 2024		
November 1, 2025		

The Bonds maturing on or after November 1, 2025 shall be subject to optional redemption prior to their maturity on any date on or after November 1, 2024, in whole or in part, in such order of maturity as shall be designated in writing by the City, and by lot within a maturity, at the election of the City upon 35 days' written notice to the Paying Agent and Registrar at a redemption price equal to the par amount thereof, plus accrued interest to the date of redemption.

[INSERT ANY MANDATORY SINKING FUND REDEMPTION REQUIREMENTS]

At least thirty (30) days before the redemption date of any Bonds the Paying Agent and Registrar shall cause a notice of such redemption signed by the Paying Agent and Registrar, to be mailed, first class, postage prepaid, to all registered owners of the Bonds to be redeemed at their addresses as they appear on the registration books kept by the Paying Agent and Registrar. ~~For failure to mail any such notice shall not affect the validity of the proceedings for such redemption of Bonds for which such notice has been sent. Each such notice shall set forth the date fixed for redemption, the redemption price to be paid and, if less than all of the Bonds being payable by their terms on a single date then outstanding shall be called for redemption, the distinctive number or letters, if any, of such Bonds to be redeemed.~~

On the date so designated for redemption, notice having been published in the manner under the conditions hereinabove provided and moneys for payment of the redemption price being held in the Payment Fund by the Paying Agent and Registrar for the registered owners of the Bonds to be redeemed, the Bonds so called for redemption shall become and be due and payable at the redemption price provided for redemption of such Bonds on such date, interest on the Bonds so called for redemption shall cease to accrue, and the registered owners of such Bonds shall have no right in respect thereof except to receive payment of the redemption price thereof.

No recourse shall be had for the payment of the principal of or the interest on this Bond, or for any claim based hereon, against any officer, agent or employee, past, present or future, of the City, as such, either directly or through the City, whether by virtue of any constitutional provision, statute or rule of law, or by the enforcement of any assessment or penalty, or otherwise; all such liability of such officers, agents or employees is hereby renounced, waived and released as a condition of and as consideration for the issuance, execution and acceptance of this Bond.

It is hereby certified that all acts, conditions and things required to be done, to occur or be performed precedent to and in the issuance of this Bond, or in the creation of the obligations of which this Bond is evidence, have been done, have occurred and have been performed in regular and due form and manner as required by law; that the faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal hereof and interest hereon; that the repayment obligation represented by this Bond is not in excess of any constitutional or statutory limitation; and that due provision has been made for the levy and collection of a tax sufficient in amount to pay the interest on this Bond as it falls due and to provide for the redemption of this Bond at maturity or upon earlier redemption.

IN WITNESS WHEREOF, the City has caused this Bond to be signed either manually or by facsimile in its name by its Mayor and duly attested either manually or by facsimile by its City Clerk and an impression or facsimile of the City's seal to be imprinted hereon, as of the date set forth above.

CITY OF PADUCAH, KENTUCKY

By: _____
Mayor

(SEAL)

Attest:

By: _____
City Clerk

CERTIFICATE OF AUTHENTICATION

This is to certify that this Bond is one of the Bonds described hereinabove

Authorized Signature
U.S. Bank National Association
Paying Agent and Registrar

Date of Authentication: _____

CERTIFICATE

It is hereby certified that the following is a correct and complete copy of the text of the legal opinion of Dinsmore & Shohl, Covington, Kentucky, regarding the issue of which the within bond is one, the original of which opinion was manually executed, dated and issued as of the date of delivery of and payment for said issue and a copy of which is on file with the undersigned.

City Clerk

[FORM OF APPROVING OPINION]

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto:

(please print or typewrite social security number or other identifying number and name and
address of transferee)

the within Bond and does hereby irrevocably constitute and appoint the _____
_____ or its successor as Bond Paying Agent and Registrar to transfer the said
Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Note: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within Bond in every particular, without alteration or abbreviation or any change whatever.

ANNEX B

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC") to issuer or its agent for registration of transfer, exchange, or payment and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

COMMONWEALTH OF KENTUCKY
CITY OF PADUCAH, KENTUCKY
TAXABLE GENERAL OBLIGATION BOND, SERIES 2014D

No. RA-1 \$ _____

BOND DATE: September __, 2014

MATURITY DATE: November 1, _____

INTEREST RATE: _____ %

REGISTERED HOLDER: _____

PRINCIPAL AMOUNT: _____

KNOW ALL PERSONS BY THESE PRESENTS: That the City of Paducah, Kentucky (the "City"), for value received, hereby acknowledges itself obligated to, and promises to pay to the registered holder identified above, or registered assignee, the principal sum identified above (or, if any part thereof has been paid, the balance thereof remaining unpaid), on the maturity date specified above, and to pay interest on said principal sum (or, if any part thereof has been paid, the balance thereof remaining unpaid) from the date hereof, payable each May 1 and November 1, commencing May 1, 2015, at the Interest Rate per annum identified above, calculated on the basis of a 360 day year with 30 day months, except as the provisions hereinafter set forth with respect to prior redemption may be and become applicable hereto. The principal of and interest on this bond are payable, without deduction for exchange, collection, or service charges, in lawful money of the United States of America. Principal is payable at the designated corporate trust office of U.S. Bank National Association, Louisville, Kentucky, or any successor (the "Paying Agent and Registrar") or by other transfer of funds acceptable to the Paying Agent and Registrar and such owner. All interest on this bond and principal payable prior to the final maturity date shall be payable by check or draft mailed to the record date registered holder hereof at the address shown on the registration records kept by the Paying Agent and Registrar or by other transfer of funds acceptable to the Paying Agent and Registrar and such owner. The record date shall be the fifteenth day of the month preceding each interest payment date.

This Bond is one of an issue of Bonds of like tenor and effect, except as to denomination and maturity, numbered from RD-1 upward, inclusive, of the denomination of \$5,000 or any integral multiple thereof originally aggregating _____ dollars (\$ _____) in principal amount, issued for the purpose of financing (i) the acquisition, construction, installation and equipping of improvements to a hotel to be located adjacent to the Julian Carroll Convention Center and to be leased to Paducah Convention hotel, LLC, a Kentucky limited liability corporation, for use in furtherance of economic development within the City (the "Project") and (ii) paying the costs of issuance of the Bonds, all pursuant to and in full compliance with the general laws of the Commonwealth of Kentucky and particularly Chapter 66 of the Kentucky Revised Statutes, and pursuant to an ordinance duly adopted by the City Commission of the City on the 9th day of September, 2014 (the "Bond Ordinance") upon the affirmative vote of at least a majority of the members of its City Commission at a public meeting duly and regularly held, and after filing proper notice with the State Local Debt Officer of the Commonwealth of Kentucky.

This Bond and the issue of which it forms a part is a general obligation of the City and the full faith, credit and revenue of the City are pledged to the payments due hereunder. THIS BOND IS CONTINUALLY SECURED BY THE FAITH, CREDIT AND REVENUE OF THE CITY.

The Bonds mature on the 1st day of November of the following years, in the respective principal amounts and bear interest at the following rates of interest:

<u>Maturity Date</u>	<u>Amount</u>	<u>Interest Rate Per Annum</u>
November 1, 2015		
November 1, 2016		
November 1, 2017		
November 1, 2018		
November 1, 2019		
November 1, 2020		
November 1, 2021		
November 1, 2022		
November 1, 2023		
November 1, 2024		
November 1, 2025		

The Bonds maturing on or after November 1, 2025 shall be subject to optional redemption prior to their maturity on any date on or after November 1, 2024, in whole or in part, in such order of maturity as shall be designated in writing by the City, and by lot within a maturity, at the election of the City upon 25 days' written notice to the Paying Agent and Registrar at a redemption price equal to the par amount thereof, plus accrued interest to the date of redemption.

[INSERT ANY MANDATORY SINKING FUND REDEMPTION REQUIREMENTS]

At least thirty (30) days before the redemption date of any Bonds the Paying Agent and Registrar shall cause a notice of such redemption signed by the Paying Agent and Registrar to be mailed, first class, postage prepaid, to all registered owners of the Bonds to be redeemed at their addresses as they appear on the registration books kept by the Paying Agent and Registrar, but failure to mail any such notice shall not affect the validity of the proceedings for such redemption of Bonds for which such notice has been sent. Each such notice shall set forth the date fixed for redemption, the redemption price to be paid and, if less than all of the Bonds being payable by their terms on a single date then outstanding shall be called for redemption, the distinctive number or letters, if any, of such Bonds to be redeemed.

On the date so designated for redemption, notice having been published in the manner under the conditions hereinabove provided and moneys for payment of the redemption price being held in the Payment Fund by the Paying Agent and Registrar for the registered owners of the Bonds to be redeemed, the Bonds so called for redemption shall become and be due and payable at the redemption price provided for redemption of such Bonds on such date, interest on the Bonds so called for redemption shall cease to accrue, and the registered owners of such Bonds shall have no right in respect thereof except to receive payment of the redemption price thereof.

No recourse shall be had for the payment of the principal of or the interest on this Bond, or for any claim based hereon, against any officer, agent or employee, past, present or future, of the City, as such, either directly or through the City, whether by virtue of any constitutional provision, statute or rule of law, or by the enforcement of any assessment or penalty, or otherwise; all such liability of such officers, agents or employees is hereby renounced, waived and released as a condition of and as consideration for the issuance, execution and acceptance of this Bond.

It is hereby certified that all acts, conditions and things required to be done, to occur or be performed precedent to and in the issuance of this Bond, or in the creation of the obligations of which this Bond is evidence, have been done, have occurred and have been performed in regular and due form and manner as required by law; that, the faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal hereof and interest hereon; that the repayment obligation represented by this Bond is not in excess of any constitutional or statutory limitation; and that due provision has been made for the levy and collection of a tax sufficient in amount to pay the interest on this Bond as it falls due and to provide for the redemption of this Bond at maturity or upon earlier redemption.

IN WITNESS WHEREOF, the City has caused this Bond to be signed either manually or by facsimile in its name by its Mayor and duly attested either manually or by facsimile by its City Clerk and an impression or facsimile of the City's seal to be imprinted hereon, as of the date set forth above.

CITY OF PADUCAH, KENTUCKY

By: _____
Mayor

(SEAL)

Attest:

By: _____
City Clerk

CERTIFICATE OF AUTHENTICATION

This is to certify that this Bond is one of the Bonds described hereinabove.

Authorized Signature
U.S. Bank National Association
Paying Agent and Registrar

Date of Authentication: _____

CERTIFICATE

It is hereby certified that the following is a correct and complete copy of the text of the legal opinion of Dinsmore & Shohl LLP, Attorneys, Covington, Kentucky, regarding the issue of which the within bond is one, the original of which opinion was manually executed, dated and issued as of the date of delivery of and payment for said issue and a copy of which is on file with the undersigned.

City Clerk

[FORM OF APPROVING OPINION]

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto:

(please print or typewrite social security number or other identifying number and name and
address of transferee)

the within Bond and does hereby irrevocably constitute and appoint the _____

_____ or its successor as Bond Paying Agent and Registrar to transfer the said

Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Note: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

ANNEX C
FORM OF LEASE

ANNEX D
FORM OF SUBORDINATED MORTGAGE

ANNEX E
FORM OF SALES TAX REFUND AGREEMENT

530226253

Agenda Action Form Paducah City Commission

Meeting Date: August 26, 2014

SHORT TITLE: 2% INCREASE TO RECIPIENTS OF POLICE AND FIRE FIGHTER PENSION FUNDS

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jonathan Perkins and Jeff Pederson
Presentation By: Jeff Pederson

Background Information:

The City of Paducah at present has sixty individuals receiving retirement benefits under terms specified in KRS 95.989. Financial assets are managed in a Pension Fund, which is supplemented by an annual appropriation by the City. Due to limitations of fund investment earnings, the vast majority of participants have not realized an increase to their monthly pension payment since 2008. Although the City is not obligated to fund an increase to pensioner's payments, it has done so from time to time.

Recently the City refinanced a General Obligation Bond that had been issued in 2005 to meet the City's obligations for the fund to be solvent. The net present savings from that refinancing was \$265,000.

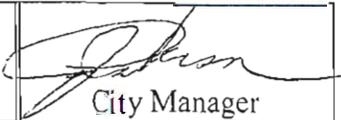
Funds Available: Account Name:
Account Number:

Finance

Staff Recommendation:

It is recommended that the City increase Pension Fund assets in the amount of \$212,000 in order to provide for a 2% increase to payments to pensioners. The funding would come from unrestricted cash in the General Fund, to be replaced by future savings the \$265,000 reduction to the 2005 bond interest costs.

Attachments: Ordinance

Department Head	City Clerk	 City Manager
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ORDINANCE NO. 2014-9-_____

AN ORDINANCE APPROVING A PENSION INCREASE TO THE ELIGIBLE ANNUITANTS UNDER THE POLICE AND FIRE FIGHTERS' RETIREMENT FUND OF THE CITY OF PADUCAH, KENTUCKY AS DEFINED BY KRS 95.859

WHEREAS, on July 22, 2014, Leon Dodge, Chair of the Police and Fire Fighters' Retirement Fund requested a pension adjustment for the eligible annuitants under the Police and Fire Fighters' Retirement Fund; and

WHEREAS, the City recently refinanced the 2005 Police & Fire Fighters' Retirement General Obligation Bond and achieved an interest saving in an amount sufficient to cover a one-time pension adjustment; and

WHEREAS, in keeping with sound public policy practices, it is the position of the City to only grant pension adjustments provided they are fully funded on a full actuarial cost basis in accordance with its policy to fully financially self-insure and

WHEREAS, the City Commission agreed to consider a 2% adjustment for the eligible annuitants under the Police and Fire Fighters' Retirement Fund.

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City Commission authorizes the Finance Director to provide funds sufficient to cover the cost of a one-time only 2% pension adjustment in the amount of \$212,000 for the eligible annuitants under the Police and Fire Fighters' Retirement Fund of the City of Paducah, Kentucky. Further, the Finance Director is hereby directed to transfer said non-recurring funds from the General Funds Unreserved Fund Balance to the Police and Fire Fighters' Retirement Fund.

SECTION 2. 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, August 26, 2014
Adopted by the Board of Commissioners, September 2, 2014
Recorded by Tammara S. Sanderson, City Clerk, September 2, 2014
Published by The Paducah Sun, _____
word finance pension fund adjustment 2014

Agenda Action Form Paducah City Commission

Meeting Date: August 26, 2014

Short Title: Contract with Luther F. Carson Four Rivers Center

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Claudia Meeks
Presentation By: Jeff Pederson, City Manager

Background Information:

As part of the Investment Fund Decision Items for FY2015, the Commission approved appropriation of funding for the Luther F. Carson Four Rivers Center in the amount of \$80,240

When the City provides funds to any organization, we prepare a simple Contract For Services agreement that describes the public services the organization will provide as a result of receiving the city funds.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: This expenditure was appropriated in the FY2015 Budget.

Account Name: Investment Fund
Account Number: 004-0401-536-8061

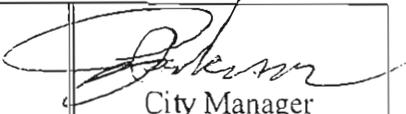
JM 8/22/14
Finance

Staff Recommendation:

Authorize the Mayor to enter into a one-time Contract For Services with the Luther F. Carson Four Rivers Center in the amount of \$80,240.

Attachments:

Ordinance
Contract

Department Head	City Clerk	 City Manager
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ORDINANCE NO. 2014-9-_____

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE LUTHER F. CARSON FOUR RIVERS CENTER, INC. FOR SPECIFIC SERVICES

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the Mayor is hereby authorized to execute a contract with the Luther F. Carson Four Rivers Center Inc. in the amount of \$80,240, to be paid in quarterly installments of \$20,060 each, to provide an extensive youth performance schedule in continuing with their tradition of the "Class Act" series. This contract shall expire June 30, 2015.

SECTION 2. This expenditure shall be charged to the Investment Fund #04-000-000-3051.

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, August 26, 2014
Adopted by the Board of Commissioners, September 2, 2014
Recorded by Tammara S. Sanderson, City Clerk, September 2, 2014
Published by The Paducah Sun, _____
\\ord\contract-Carson Center FY2014-2015

CONTRACT FOR SERVICES

This Contract for Services, effective this _____ day of _____, 2014, by and between the CITY OF PADUCAH ("City") and LUTHER F. CARSON FOUR RIVERS CENTER, INC.

WITNESSETH:

WHEREAS, Luther F. Carson Four Rivers Center, Inc. will bring quality entertainment and cultural enrichment to Paducah and McCracken County; and

WHEREAS, promoting cultural enrichment quality entertainment and providing community-enhancing activities, in the Paducah area serves a valid public purpose; and

WHEREAS, the City of Paducah desires to contract with Luther F. Carson Four Rivers Center, Inc. for the services to be described herein under the terms and conditions set forth in this Contract for Services.

NOW THEREFORE, in consideration of the foregoing premises and the mutual covenants as herein set forth, the parties do covenant and agree as follows:

SECTION 1: TERM The term of this contract for services shall be from the effective date of the contract until June 30, 2015.

SECTION 2: TERMINATION Either party may terminate this Contract for Services upon failure of any party to comply with any provision of this agreement provided any such party notifies the other in writing of such failure and the breaching party fails to correct the breach within thirty (30) calendar days of the notice.

SECTION 3: OPERATIONS PAYMENT In consideration of providing a youth performance schedule and to carry out the objectives of Luther F. Carson Four Rivers Center, Inc., upon receipt of quarterly invoices, the City shall pay Luther F. Carson Four Rivers Center, Inc. the sum of Eighty Thousand Two Hundred Forty Dollars (\$80,240) in quarterly installments of \$20,060 each. The first quarterly payment shall be made by September 30, 2014. Subsequent quarterly payments will be held until the City receives an unqualified audit. Once the audit is received, payment shall be made by the end of each subsequent quarter. In the event this contract for services is terminated, the City shall not be obligated to make any further payments.

SECTION 4: OBJECTIVES AND SERVICES - Luther F. Carson Four Rivers Center, Inc. shall provide an extensive youth performance schedule in continuing with their tradition of the "Class Act" series, which over the past four seasons has brought in approximately 100,000 student visitors.

SECTION 5: ACCOUNTING

- (A) Luther F. Carson Four Rivers Center, Inc. shall conduct all accounting, payroll, and financial management.
- (B) Luther F. Carson Four Rivers Center, Inc. shall supply an annual financial audit to the City within two (2) weeks of receiving same.
- (C) Prior to June 30, 2015, Luther F. Carson Four Rivers Center, Inc., shall furnish to the City a financial report that details the expenditure of the funds for the purposes specified in Section 3.

SECTION 6: ENTIRE AGREEMENT This contract for services embodies the entire agreement between the parties and all prior negotiations and agreements are merged in this agreement. This agreement shall completely and fully supersede all other prior agreements, both written and oral, between the parties.

SECTION 7: WITHDRAWAL OF FUNDS Notwithstanding any other provision in this Contract for Services, in the event it is determined that any funds provided to Luther F. Carson Four Rivers Center, Inc. are used for some purpose other than in furtherance of the services described herein, the City shall have the right to immediately withdraw any and all further funding and shall immediately have the right to terminate this Contract for Services without advance notice and shall have the right to all remedies provided in the law to seek reimbursement for all monies not properly accounted.

Witness the signature of the parties as of the year and date first written above.

CITY OF PADUCAH

Gayle Kaler, Mayor

LUTHER F. CARSON FOUR RIVERS CENTER, INC.

Name Brian J. Seay
Title EXECUTIVE DIRECTOR

Agenda Action Form Paducah City Commission

Meeting Date: August 26, 2014

Short Title: Contract with Paducah Symphony Orchestra

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Claudia Meeks
Presentation By: Jeff Pederson, City Manager

Background Information:

As part of the Investment Fund Decision Items for FY2015, the Commission approved appropriation of funding for the Paducah Symphony Orchestra in the amount of \$22,855.

When the City provides funds to any organization, we prepare a simple Contract For Services agreement that describes the public services the organization will provide as a result of receiving the city funds.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: This expenditure was appropriated in the FY2015 Budget.

Account Name: Investment Fund
Account Number: 004-0401-536-8055

AM 8/22/14
Finance

Staff Recommendation:

Authorize the Mayor to enter into a one-time Contract For Services with the Paducah Symphony Orchestra in the amount of \$22,855.

Attachments:

Ordinance
Contract

Department Head	City Clerk	 City Manager
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AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A
CONTRACT WITH PADUCAH SYMPHONY ORCHESTRA FOR SPECIFIC
SERVICES

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the Mayor is hereby authorized to execute a contract
with Paducah Symphony Orchestra in the amount of \$22,855.00 for specific services.
This contract shall expire June 30, 2015.

SECTION 2. This expenditure shall be charged to the Investment Fund.

SECTION 3. This ordinance shall be read on two separate days and will
become effective upon summary publication pursuant to KRS Chapter 424.

Mayor

AFFIRED:

Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, August 26, 2014
Adopted by the Board of Commissioners, September 2, 2014
Recorded by Tammara S. Sanderson, City Clerk, September 2, 2014
Published by The Paducah Sun, _____
\\ord\contract - Paducah Symphony fy14-15

CONTRACT FOR SERVICES

This Contract for Services, effective this _____ day of _____, 2014, by and between the **CITY OF PADUCAH** ("City") and the **PADUCAH SYMPHONY ORCHESTRA, INC.**

WITNESSETH:

WHEREAS, the Paducah Symphony Orchestra brings quality entertainment and cultural enrichment to Paducah and McCracken County; and

WHEREAS, promoting cultural enrichment, quality entertainment, and providing community-enhancing activities, in the Paducah area serves a valid public purpose; and

WHEREAS, the City of Paducah desires to contract with the Paducah Symphony Orchestra for the services to be described herein under the terms and conditions set forth in this Contract for Services.

NOW THEREFORE, in consideration of the foregoing premises and the mutual covenants as herein set forth, the parties do covenant and agree as follows:

SECTION 1: TERM The term of this contract for services shall be from the effective date of the contract until June 30, 2015.

SECTION 2: TERMINATION Either party may terminate this Contract for Services upon failure of any party to comply with any provision of this agreement provided any such party notifies the other in writing of such failure and the breaching party fails to correct the breach within thirty (30) calendar days of the notice.

SECTION 3: OPERATIONS PAYMENT In consideration of the administrative costs including compensation and travel expenses for musicians who carry out the objectives of the Paducah Symphony Orchestra, upon receipt of an Invoice, the City shall pay the Paducah Symphony Orchestra a one-time amount of Twenty-Two Thousand Eight Hundred Fifty-Five Dollars (\$22,855), said payment shall be paid no later than November 1, 2014. In the event that this contract for services is terminated, the City shall not be obligated to make any further payments.

SECTION 4: OBJECTIVES AND SERVICES The Paducah Symphony Orchestra shall perform future youth concerts on behalf of the City in consideration for the payment described above. The Symphony plans to play for in-school ensembles for K- 5 graders in Paducah and to cover tickets for sixth through 12th grade students to attend our classical concerts for free.

SECTION 5: ACCOUNTING

- (a) The Paducah Symphony Orchestra shall conduct all accounting, payroll, and financial management.
- (b) The Paducah Symphony Orchestra shall supply an annual financial audit to the City within two (2) weeks of its completion.
- (c) Prior to June 30, 2015, the Paducah Symphony Orchestra shall furnish to the City a financial report that details the expenditure of the funds for the purposes specified in Section 3.

SECTION 6: ENTIRE AGREEMENT This contract for services embodies the entire agreement between the parties and all prior negotiations and agreements are merged in this agreement. This agreement shall completely and fully supersede all other prior agreements, both written and oral, between the parties.

SECTION 7: WITHDRAWAL OF FUNDS Notwithstanding any other provision in this Contract for Services, in the event it is determined that any funds provided to the Paducah Symphony Orchestra are used for some purpose other than in furtherance of the services described herein, the City shall have the right to immediately withdraw any and all further funding and shall immediately have the right to terminate this Contract for Services without advance notice and shall have the right to all remedies provided in the law to seek reimbursement for all monies not properly accounted.

Witness the signature of the parties as of the year and date first written above.

CITY OF PADUCAH

GAYLE KALER, Mayor

PADUCAH SYMPHONY ORCHESTRA

Name *Alane Lee*

Title *Executive Director*