



**CITY COMMISSION MEETING**  
**AGENDA FOR MAY 19, 2015**  
**5:30 P.M.**  
**CITY HALL COMMISSION CHAMBERS**  
**300 SOUTH FIFTH STREET**

**ROLL CALL**

**INVOCATION**—Mike Resnick, President of Temple Israel Board of Trustees

**PLEDGE OF ALLEGIANCE**

**ADDITIONS/DELETIONS**

**PROCLAMATION**

- May Historic Preservation Month – Melinda Winchester

	<b>I.</b>	<b><u>MUNICIPAL ORDER</u></b>
		A. Authorize Community Development Block Grant Application for 432 Broadway – <b>S. ERVIN</b>
	<b>II.</b>	<b><u>ORDINANCES – ADOPTION</u></b>
		A. Approve and Authorize Execution of Agreement with Kentucky Transportation Cabinet for the Riverfront Redevelopment Project Phase 1-B – <b>R. MURPHY</b>
		B. Construction Contract for Olivet Church Road Improvement Project – <b>R. MURPHY</b>
		C. Purchase Front Loading Refuse Truck – <b>R. MURPHY</b>
		D. Purchase Sidearm Loading Refuse Truck – <b>R. MURPHY</b>
		E. Authorize Payment to AES Environmental Services, LLC for Disposal of Waste for Spring Clean-up Day – <b>R. MURPHY</b>
	<b>III.</b>	<b><u>ORDINANCE – INTRODUCTION</u></b>
		A. Intent to Annex Property Located at 2855 Lone Oak Road & 91 Plantation Drive – <b>S. ERVIN</b>
		B. Purchase Body Armor Vests for Police Officers – <b>POLICE CHIEF BARNHILL</b>
	<b>IV.</b>	<b><u>WORKSHOP</u></b>
		A. Overview of Tax Increment Financing Legislation

	V.	<u>CITY MANAGER REPORT</u>
	VI.	<u>MAYOR &amp; COMMISSIONER COMMENTS</u>
	VII.	<u>PUBLIC COMMENTS</u>
	VIII.	<u>EXECUTIVE SESSION</u>

Agenda Action Form  
Paducah City Commission

Meeting Date: 19 May 2015

**Short Title:** 432 Broadway Demolition CDBG Project

Ordinance    Emergency    Municipal Order    Resolution    Motion

Staff Work By: Steve Ervin, Greg Cherry, Sheryl Chino  
Presentation By: Steve Ervin

**Background Information:** The Department for Local Government (DLG) has received for the 2015 Funding Cycle \$23,137,162 from the U.S. Housing and Urban Development's (HUD) Community Development Block Grant (CDBG) program. Funds are designated for various program areas including Community Projects, Community Emergency Relief Fund, Economic Development, Housing and Public Facilities.

The CDBG program provides assistance to communities for use in revitalizing neighborhoods, expanding affordable housing and economic opportunities, providing infrastructure and/or improving community facilities and services. With the participation of their citizens, communities can devote these funds to a wide range of activities that best serve their own particular development priorities. All project activities must meet at least one of three national objectives:

- benefit to low and moderate income persons;
- prevention or elimination of slums or blight; and,
- meeting particularly urgent community development needs.

The planning department is proposing to submit a CDBG application through the community projects program area to demolish the property located at 432 Broadway (5<sup>th</sup> & Broadway). The property is threatening to collapse and poses a threat to public safety. The application will be in the amount of \$500,000 with a 25-percent match requirement. The matching funds in the amount of \$125,000 will be provided through the "5<sup>th</sup> & Broadway Demo" project account.

A public hearing to discuss the project/application and solicit public comment was held on May 7, 2015 at 5:00 pm in the City Commission Chambers. No adverse comments were received.

Goal:  Strong Economy    Quality Services    Vital Neighborhoods    Restored Downtowns

**Funds Available:** Account Name: 5<sup>th</sup> & Broadway Demo  
Account Number: 040-8827-536-2307  
Project Number: DT-0034

Finance

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

**Attachments:** None

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

Meeting Date: May 12, 2015

Short Title: Agreement with the Commonwealth of Kentucky, Transportation Cabinet for administration of FHWA Federal Funds in the amount of \$3,920,000 to be allocated toward the Riverfront Improvement Project Phase 1-B

Ordinance  Emergency  Municipal Order  Resolution  Motion

Staff Work By: Angela Weeks, EPW Proj Mgr

Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

### Background Information:

The Federal Highway Administration (FHWA) has authorized the allocation of federal funds in the amount of \$3,920,000 to be utilized by the City of Paducah for the "Paducah Waterfront Development," aka "Riverfront Redevelopment Project Phase 1-B." The FHWA federal funds allocated will be administered by the Commonwealth of Kentucky, Transportation Cabinet (KYTC) as defined in the attached Agreement. The Agreement stipulates that the City will be reimbursed by the KYTC after the work has been completed in accordance with all FHWA and KYTC regulations, policies and procedures.

On April 28, 2015, the KYTC issued official approval to the City for the submitted LPA Project documents, along with authorization to advertise. The Project was advertised on May 3, 2015 with bid proposals to be received on May 27, 2015.

Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

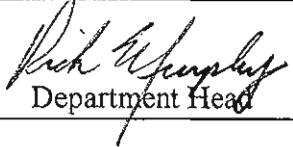
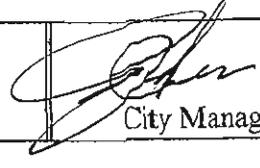
Funds Available: Account Name: RF 1-B FHWA  
Project Number: 040-3315-532-2307  
Account Number: DT0020

5/12/2015  
Finance

### Staff Recommendation:

To adopt an Ordinance authorizing the Mayor to execute the attached agreement entitled: "Agreement between the Commonwealth of Kentucky, Transportation Cabinet - City of Paducah, Paducah Waterfront Development. 3015(027/PO2-625-1500004634, \$3,920,000," of which establishes the FHWA funding allocated toward the Riverfront Redevelopment Project, Phase 1-B.

Attachments: Agreement

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

Meeting Date: May 12, 2015

Short Title: Authorize a Contract with Jim Smith Contracting Company, LLC, for the Construction of the Olivet Church Road Improvement Project

Ordinance  Emergency  Municipal Order  Resolution  Motion

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

### Background Information:

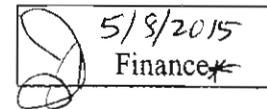
On Friday, April 24, 2015, sealed bids were opened and read aloud for the Olivet Church Road Improvement Project. Two responsive bids were received; however, it was determined that both bids were in excess of the funds available for the Project. In accordance with Sections 2-650(e) and 2-654(4) of the City of Paducah Code of Ordinances, the Bidders were informed in writing that the bids were rejected and notified of the City's intent to commence Competitive Negotiations, of which both Bidders agreed.

The Competitive Negotiation process consisted of minor revisions to the Project bid item quantities and materials in order to in order to facilitate a lower total bid price. On Thursday, May 7, 2015, the Competitive Negotiation Proposals were opened, with Jim Smith Contracting Company, LLC submitting the lowest and the best proposal advantageous to the City in the amount of \$6,380,137.04.

The majority of the funding for this Project will allocated from the \$6.2 million funding provided by the Kentucky Transportation Cabinet.

Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

Funds Available: Account Name: Olivet Church Rd Const.  
Account Number: 040-3315-532-2307  
Project Number: ST0039



### Staff Recommendation:

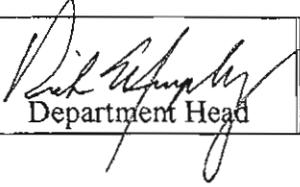
To adopt an Ordinance authorizing the Mayor to execute a contract with Jim Smith Contracting Company, LLC, in the amount of \$6,380,137.40 for the construction of the Olivet Church Road Improvement Project.

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\*Funding to be covered by KYDOT as per a note above, balance it is hoped to come from the State or County. *Herbin 5-8-15*

Attachments:

Advertisement, Proposed Contract, Additional Information

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

Meeting Date: May 12, 2015

Short Title: Purchase of One Front Loading Refuse Truck to be used by the EPW-Solid Waste Division

Ordinance  Emergency  Municipal Order  Resolution  Motion

Staff Work By: Randy Crouch, EPW Maintenance Supt.

Kathy Wyatt, EPW Admin Asst III

Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

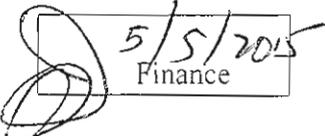
### Background Information:

On April 23, 2015, sealed written bids were opened for the purchase of one Front Loading Refuse Truck to be used by the EPW Solid Waste Division. Two responsive bids were received, with McBride Mack Inc. submitting the lowest evaluated bid in the amount of \$228,830.00. The estimated time for delivery of the new truck will be 60 days after contract execution.

Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

Funds Available: Account Name: Solid Waste Commercial

Account Number: 050-2210-531-4007

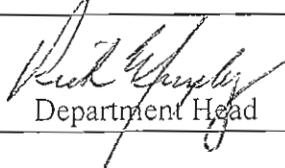
  
5/5/2015  
Finance

### Staff Recommendation:

To receive and file the bid and adopt an Ordinance authorizing the Mayor to execute a contract with McBride Mack Inc. for the purchase of one Front Loading Refuse Truck for use by the EPW Solid Waste Division in the total amount of \$228,830.00.

### Attachments:

Bids, Bid Tab, Advertisement, Proposed Contract

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

Meeting Date: May 12, 2015

Short Title: Purchase of One Side Arm Loading Truck to be used by the EPW-Solid Waste Division

Ordinance  Emergency  Municipal Order  Resolution  Motion

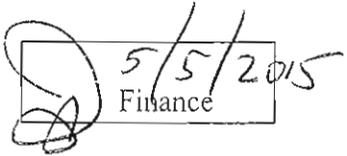
Staff Work By: Randy Crouch, EPW Maintenance Supt.  
Kathy Wyatt, EPW Admin Asst. III  
Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

### Background Information:

On April 23, 2015 sealed written bids were opened for the purchase of one Side Loading Refuse Truck to be used by the EPW Solid Waste Division. Two responsive bids were received, with McBride Mack Inc. submitting the lowest evaluated bid in the amount of \$249,555.00. The estimated time for delivery of the new truck will be 60 days after contract execution.

Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

Funds Available: Account Name: Solid Waste Residential  
Account Number: 050-2209-531-4007

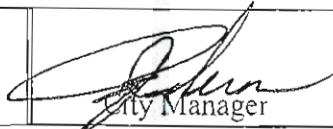
 5/5/2015  
Finance

### Staff Recommendation:

To receive and file the bid and adopt an Ordinance authorizing the Mayor to execute a contract with McBride Mack Inc. for the purchase of one Side Arm Loading Refuse Truck for use by the EPW Solid Waste Division in the total amount of \$249,555.00.

### Attachments:

Bids, Bid Tab, Advertisement, Proposed Contract

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

Meeting Date: May 12, 2015

Short Title: Authorize Payment to AES Environmental, LLC for Household Hazardous Waste Collected during 2015 Clean-Up Day

Ordinance  Emergency  Municipal Order  Resolution  Motion

Staff Work By: Chris Yarber, EPW Operations Manager  
Angela Weeks, EPW Project Manager

Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

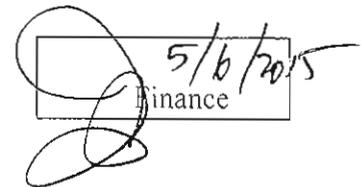
### Background Information:

On April 4, 2015 the City of Paducah co-sponsored along with the county a free Clean-Up Day to assist all property owners with disposal of various waste. Household hazardous waste was one item collected on this day. In accordance with Kentucky requirements, a Kentucky certified hazardous waste service is required to dispose of all hazardous waste. AES Environmental LLC, with an office in Calvert City, KY, is the only certified hazardous collector who is a vendor with the Commonwealth of Kentucky within this area.

Therefore, the service of AES Environmental LLC was requested to collect and dispose of household hazardous waste during the free Clean-Up Day. This year, the collection of household hazardous waste totaled \$22,824.50. Last year's collection totaled \$23,065.40. The partial funding of the free Clean-Up Day is provided by a grant from the Kentucky Division of Waste Management.

Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

Funds Available: Account Name: Haz Waste  
Project Number: MR0063  
Account Number: 050-2209-531-2004

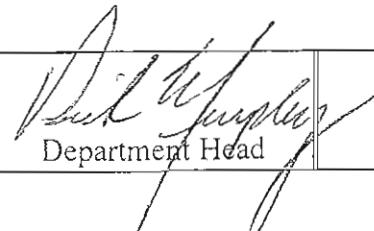
  
Finance

### Staff Recommendation:

To adopt an Ordinance authorizing the payment of \$22,824.50 to AES Environmental LLC, for collection and disposal of household hazardous waste collected during the free Clean-Up Day on April 4, 2015.

### Attachments:

Invoice

 Department Head	City Clerk	 City Manager
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# Agenda Action Form

## Paducah City Commission

Meeting Date: May 19, 2015

Short Title: Annexation of property located @ 2855 Lone Oak Road & 91 Plantation Drive

Ordinance  Emergency  Municipal Order  Resolution

Staff Work By: Stephen Ervin

Presentation By: Stephen Ervin

### Background Information:



The intent of this agenda item is to adopt an intent to annex ordinance for property located at 2855 Lone Oak Road & 91 Plantation Drive. This is a consensual annexation. The property owner has requested the annexation. The property is contiguous to the City limits of Paducah. Banks Market and a strip center currently exist on the property. After the intent to annex ordinance is approved, a public hearing will be held with the Planning Commission to assign zoning. An annexation ordinance and zone change ordinance will be introduced by the City Commission on June 9th.

Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

Funds Available:      Account Name:  
   Account Number:

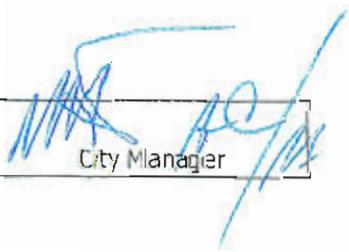
Finance

### Staff Recommendation:

Approve intent to annex ordinance

### Attachments:

Annexation Plat  
Request for Annexation Letter

 Department Head	 City Clerk	 City Manager
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AN ORDINANCE EXTENDING THE BOUNDARY OF THE CITY OF PADUCAH, KENTUCKY, BY INTENT TO ANNEX CERTAIN PROPERTY LYING ADJACENT TO THE CORPORATE LIMITS OF THE CITY OF PADUCAH, AND DEFINING ACCURATELY THE BOUNDARY OF SAID PROPERTY TO BE INCLUDED WITHIN THE SAID CORPORATE LIMITS

WHEREAS, certain tracts of property are contiguous to the present city limits, located at 2855 Lone Oak Road and 91 Plantation Drive, is urban in character and is currently commercially developed; and

WHEREAS, the property is contiguous to the present corporate limits of the City, and annexation has been requested by the property owner for the hereinafter described property; and

WHEREAS, said tract of land is not within the boundary of another incorporated city,

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. It is the intent of the City of Paducah, Kentucky, to annex the hereinafter described property, and therefore that the hereinafter described property be annexed to, and be made a part of the City of Paducah, Kentucky said real property being more particularly and accurately described as follows:

**CITY OF PADUCAH ANNEXATION LEGAL DESCRIPTION  
FOR THE BURTON 4, LLC PROPERTY**

A certain tract of land as surveyed by Kyrin Jett Wood, P.L.S.#3445 and being generally located west of U.S. Highway 45 (a.k.a. Lone Oak Road), Paducah, McCracken County, Kentucky, more particularly described as:

Beginning at a point located on U.S. Highway 45's east right-of-way line and being N70°25'45"E a distance of 49.80 ft. from the U.S. 45 and Maryland Street intersection, said point also being 30.00 ft. at right angles from U.S. Highway 45's centerline;

Thence crossing U.S. Highway 45 and with the north right-of-way line of Maryland Street N79°26'27"W a distance of 271.30 ft. to a point;

Thence continuing with Maryland Street's north right-of-way line and being a curve to the left, having a chord bearing of N85°45'00"W, a chord distance of 102.36 ft., an arc distance of 102.57 ft. and a radius of 465.74 ft. to a point;

Thence continuing with Maryland Street's north right-of-way line S87°56'25"W a distance of 81.89 ft. to a point, said point being the southwest corner of the Burton 4, LLC property (recorded in Deed Book 1253, Page 570);

Thence leaving Maryland Street's north right-of-way line and with the west line of the above said Burton 4, LLC property N04°04'30"E a distance of 303.17 ft. to a point;

Thence continuing with the above said property's west property line S80°26'22"E a distance of 30.81 ft. to a point;

Thence continuing with the above said property's west property line N09°35'38"E a distance of 200.00 ft. to a point, said point being located in Plantation Drive's south right-of-way line;

Thence with Plantation Drive's south right-of-way line S80°26'22"E a distance of 368.09 ft. to a point;

Thence continuing with Plantation Drive's south right-of-way line and being a curve to the right, having a chord bearing of S69°18'10"E, a chord distance of 77.26 ft., an arc distance of 77.75 ft. and a radius of 200.00 ft. to a point;

Thence continuing with Plantation Drive's south right-of-way line S58°09'57"E a distance of 81.02 ft. to a point, said point being located in U.S. Highway 45's west right-of-way line.

Thence with U.S. Highway 45's west right-of-way line S38°57'33"W a distance of 15.74 ft. to a point;

Thence leaving U.S. Highway 45's west right-of-way line and crossing U.S. Highway 45 S53°09'57"E a distance of 106.28 ft. to a point, said point being located in U.S. Highway 45's east right-of-way line;

Thence with U.S. Highway 45's east right-of-way line S32°11'40"W a distance of 204.37 ft. to a point;

Thence continuing with U.S. Highway 45's east right-of-way line N58°09'59"W a distance of 6.00 ft. to a point;

Thence continuing with U.S. Highway 45's east right-of-way line S31°51'50"W a distance of 119.49 ft. to a point;

Thence continuing with U.S. Highway 45's east right-of-way line S31°39'00"W a distance of 31.60 ft. to a point;

Thence continuing with U.S. Highway 45's east right-of-way line S58°21'00"E a distance of 6.00 ft. to a point;

Thence continuing with U.S. Highway 45's east right-of-way line S32°05'44"W a distance of 6.91 ft. to a point;

Thence continuing with U.S. Highway 45's east right-of-way line and being ~~curve~~ curve to the right, having a chord bearing of S32°23'28"W, a chord distance of 49.97 ft., an arc distance of 49.97 ft., and a radius of 2576.43 ft. to the *Point of Beginning*;

The above described Tract contains 5.939 acres.

The above described tract is the entire Burton 4, LLC property (recorded in Deed Book 1253, Page 570) and a part of Commonwealth of Kentucky - U.S. Highway 45 right-of-way.

The above described Tract is not for Land Title Transfer but for annexation purposes only.

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

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Mayor

ATTEST:

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Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, May 19, 2015

Adopted by the Board of Commissioners, May 26, 2015

Recorded by Tammara S. Sanderson, City Clerk, May 26, 2015

Published by The Paducah Sun, \_\_\_\_\_

word\plan\annex - intent (Banks) 2855 Lone Oak Rd & 91 Plantation Dr

Washburn Key & Lowry, PLLC  
Attorneys at Law

Burton A. Washburn, III  
L. Daniel Key

Dwain H. Lowry of Counsel

139 Memorial Drive  
Paducah, Kentucky 42001

Telephone  
270.442.9600  
Facsimile  
270.442.1062

May 15, 2015

City of Paducah  
Planning Department  
300 South 5<sup>th</sup> Street  
Paducah, Kentucky 42003

Attn: Steve Ervin, Planning Director

Re: Annexation of Property of Burton 4, LLC at Lone Oak Road and Plantation Drive

Dear Mr. Ervin:

Our firm represents Burton 4, LLC with respect to the annexation request and the undersigned is one of the Managers of the company. It is the intent of Burton 4, LLC to annex its property located at the corner of Lone Oak Road and Plantation Drive to the City of Paducah, in accordance with the plat sketch of the property as prepared by Bacon, Farmer and Workman.

The property is presently being used as a grocery store and other commercial uses. As a condition precedent to the annexation, the property must be zoned HBD to allow for the continuation of the existing businesses in operation on the annexed property.

If you have any questions, please do not hesitate to contact us.

Very Truly Yours,  
WASHBURN, KEY & LOWRY PLLC  
  
Burton A. Washburn, III  
Attorney and Manager of Burton 4, LLC

BAW/jbm

# Agenda Action Form Paducah City Commission

Meeting Date: May 19, 2015

Short Title: Accept Bid for Police Body Armor

Ordinance  Emergency  Municipal Order  Resolution  Motion

Staff Work By: Training Officer Scotty Davis  
Presentation By: Chief Brandon Barnhill

Background Information: The Paducah Police Department requires its officers to wear protective body armor while on duty. The previous contract for body armor expired Dec. 31, 2014. Officers tested several different vests and chose the Safariland Summit SMO1-II for its protection level and comfort. An ad requesting sealed bids was placed in The Paducah Sun on Tuesday, April 21, 2015. Two bids were received, the lower of which was from Bluegrass Uniforms in Bowling Green, KY, for the price of \$740 per vest.

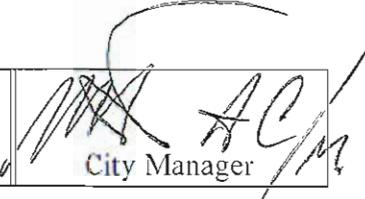
Goal:  Strong Economy  Quality Services  Vital Neighborhoods  Restored Downtowns

Funds Available: Account Name: Equipment/Safety and grants  
Account Number: 001-1602-521-4212

5/14/15  
Finance

Staff Recommendation: Accept the low bid of Bluegrass Uniforms for \$740 per vest and enter into a two-year contract with same.

Attachments: Bid tab

 Department Head	City Clerk	 City Manager
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AN ORDINANCE ACCEPTING THE BID OF BLUEGRASS  
UNIFORMS FOR THE PURCHASE OF BODY ARMOR VESTS FOR POLICE  
OFFICERS, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR  
SAME

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah accepts the bid of Bluegrass  
Uniforms of \$740 per body armor vest for police officers, for a period of two years, said  
purchase being in substantial compliance with the bid specifications, advertisement for  
bid, and as contained in the bid of Bluegrass Uniforms, of May 1, 2015.

SECTION 2. The Mayor is hereby authorized to execute a contract with  
Bluegrass Uniforms for furnishing the City with body armor vests as authorized in  
Section 1 above, according to the specifications, bid proposal, and all contract documents  
heretofore approved and incorporated in the bid.

SECTION 3. Payment for said vests shall be charged to the Police  
Department equipment/safety and grants account. The account number is 001-1602-521-  
4212.

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

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, May 19, 2015

Adopted by the Board of Commissioners, May 26, 2015

Recorded by Tammara S. Sanderson, City Clerk, May 26, 2015

Published by *The Paducah Sun*, \_\_\_\_\_

\\ord\police\body armor 5-2015

Paducah Police Department  
Body Armor  
Bid Tabulation

Vendor Name	Total Bid
Gall's Inc.	\$955 Each
Bluegrass Uniforms	\$740 Each