



CITY COMMISSION MEETING
AGENDA FOR JULY 14, 2015
5:30 P.M.
CITY HALL COMMISSION CHAMBERS
300 SOUTH FIFTH STREET

ROLL CALL

INVOCATION – Pastor Joel Cauley – Relevant Church

PLEDGE OF ALLEGIANCE - Claire Kelly, PTHS Junior

ADDITIONS/DELETIONS

PRESENTATION: Hotel Development Agreement Ceremonial Signing

PROCLAMATION: Love Paducah Day

	I. <u>MINUTES</u>
	II. <u>RESOLUTION</u>
	A. Support for KEDFA Tax Credit – S. DARNELL OR WILL McDOWELL
	III. <u>APPOINTMENT</u>
	A. Board of Adjustment
	IV. <u>MOTIONS</u>
	A. R & F Documents
	V. <u>MUNICIPAL ORDER</u>
	A. Personnel Actions
	B. Set 800 MHz Radio Systems – Monthly User Charge – J. PERKINS
	C. Acquisition of Right of Way & A Permanent Public Utility Easement located at 5101 Concord Avenue for the Olivet Church Road Improvement Project – R. MURPHY
	D. Acquisition of Right of Way & A Permanent Public Utility Easement located at 3341 Olivet Church Road for the Olivet Church Road Improvement Project – R. MURPHY
	VI. <u>ORDINANCES – INTRODUCTION</u>

		A. Approve Conveyance of Paducah Water Surplus Property – Star Hill Tank Property (Watson/West & Potter) – J. PETERSEN
		B. Approve Conveyance of Paducah Water Surplus Property – Sunny Slope Tank Property (Herrington) – J. PETERSEN
		C. Approve Conveyance of Paducah Water Surplus Property – Krebs Pump Station Property (Walls) – J. PETERSEN
		D. Accept Bid for Purchase of a Minivan for the Parks Department – R. MURPHY
		E. Accept Bid for Purchase of an SUV for the Parks Department – R. MURPHY
		F. Accept Bid for Sewer Pumper for EPW/Street Department – R. MURPHY
		G. Purchase Property at 432 Broadway – S. ERVIN
		H. Accept Bid for Demolition of 432 Broadway – S. ERVIN
		I. Accept Bid for New Home Construction at 1532 Monroe Street – S. ERVIN
		J. Accept 2015 LEPP Grant Award – POLICE CHIEF BARNHILL
		K. Rename a Portion of 7 th Street to Clarence Gains Street – CITY MGR
	VII.	<u>CITY MANAGER REPORT</u>
	VIII.	<u>MAYOR & COMMISSIONER COMMENTS</u>
	IX.	<u>PUBLIC COMMENTS</u>
	X.	<u>EXECUTIVE SESSION</u>

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

DOCUMENTS

1. Notice of Cancellation for the Paducah Board of Commissioners for July 7, 2015
2. Performance Bond and Payment Bond for Woodall Companies, LLC
3. Commissioner's Deeds:
 - a. 1018 North 14th Street
 - b. 2509 Ohio Street
 - c. 1904 Clay Street
4. Deeds of Conveyance:
 - a. 533 Madison Street - Bighorn Properties (ORD # 2015-6-8267)
 - b. 1408-1410 Broadway – Charles & Sharee Roberts (ORD # 2015-6-8261)
 - c. 1414 Broadway – Dorris Properties, LLC (ORD 2015-06-8252)
5. Contracts/Agreements:
 - a. Extension and Amendment Agreement with Republic Services for solid waste disposal (ORD 2015-6-8263)
 - b. Letter of Agreement for the Federal Historic Preservation Grant from the Kentucky Heritage Council to create a GIS database (ORD # 2015-6-8259)
 - c. Contract for Services with Greater Paducah Economic Development Council (ORD #2015-6-8268)
 - d. Hotel Development Agreement with Paducah Riverfront Hotel, LP for the development and construction of a hotel in downtown Paducah (ORD 2015-6-8269)
 - e. Agreement with the American Federation of State, County, And Municipal Employees AFL-CIO, Local 1586 (AFSCME) for July 1, 2015- June 30, 2018 (ORD # 2015-06-8245)
 - f. Third Amendment to Tower Option and Lease Agreement with New Cingular Wireless PCS, LLC (AT&T) (ORD # 2015-4-8230)
 - g. Agreement with the Commonwealth of Kentucky Transportation Cabinet for funding for the Paducah Waterfront Development Project (ORD 2015-5-8238)
 - h. Short Form Agreement with HDR Engineering, Inc. for professional services regarding solid waste transfer station (ORD 2015-6-8257)
 - i. Settlement Statement (HUD-1), Tax Bill Request, and Written Consent Resolutions for the purchase of 1414 Broadway for the Paducah Police Department (ORD 2015-6-8252)
6. Declaration of a Local State of Emergency for flash flooding in Paducah McCracken County on July 7, 2015
7. Paducah Water Works Financial Highlights for May 2015
8. GPEDC, Inc. Financial Statements for years ended June 30, 2014 and 2013
9. Barkley Regional Airport Authority Financial Statements for the Years Ended June 30, 2014 and 2013

PROPOSAL FOR PADUCAH PLANNING DEPARTMENT
Smedley Yeiser – 533 Madison Street

1. Bighorn Properties, LLC *

BIDS FOR PADUCAH PLANNING DEPARTMENT
432 Broadway Demolition

1. Cardinal Industrial Insulation Co., Inc.
2. Environmental Abatement, Inc. *

Blue Ridge Manor - 1532 Monroe Street

1. Jim Steele Construction *
2. D & D Construction
3. Mitchell Construction, LLC

BIDS FOR ENGINEERING-PUBLIC WORKS DEPARTMENT
Compact SUV

1. Paducah Ford
2. Linwood Motors *

New Mini Van

1. Landers Ford
2. Linwood Motors *

2015 Sewer Pumper Truck

1. Jack Doheny Companies *

* Denotes Recommended Bid

CITY OF PADUCAH
July 14, 2015

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
July 14, 2015**

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

<u>PARKS SRVCS - MAINTENANCE</u>	<u>POSITION</u>	<u>RATE</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
Twiford, Justin M	Parks Maintenance - Laborer	\$9.00/Hr	NCS	Non-Ex	July 6, 2015
<u>POLICE - OPERATIONS</u>					
Wilson, Kevin A	Police Officer Recruit	\$20.28/Hr	NCS	Non-Ex	July 23, 2015

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

<u>PARKS SRVCS - MAINTENANCE</u>	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
Wines, Deborah	Parks Maintenance - Laborer	Termination* *Unable to meet hiring requirements	June 26, 2015

TERMINATIONS - FULL-TIME (F/T)

<u>FIRE - SUPPRESSION</u>	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
Reeves, Joshua	Firefighter	Resignation	July 17, 2015
Waid, Brian	Acting Assistant Fire Chief #2	Retirement	August 1, 2015
<u>PARKS SERVICES</u>			
Richards, Marilee	Executive Assistant I	Retirement	September 1, 2015
<u>EPW - STREET</u>			
Edmonds, Gary L	Equipment Operator	Retirement	July 31, 2015

PAYROLL ADJUSTMENTS/TRANSFERS/PROMOTIONS/TEMPORARY ASSIGNMENTS

<u>FIRE - SUPPRESSION</u>	<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>
Knight, Barry	Acting Assistant Fire Chief #2 \$17.23/Hr	Fire Captain \$17.34/Hr	NCS	Non-Ex	June 25, 2015
Skibinski, Ray	Acting Assistant Fire Chief #3 \$17.13/Hr	Fire Captain \$17.34/Hr	NCS	Non-Ex	June 25, 2015
Hatton, Michael	Fire Captain \$17.05/Hr	Acting Assistant Fire Chief #3 \$17.35/Hr	NCS	Non-Ex	June 25, 2015
Larson, Adam	Fire Fighter \$13.82/Hr	FF / Relief Driver \$14.41/Hr	NCS	Non-Ex	June 25, 2015
Orange, Timothy	Fire Fighter \$13.82/Hr	FF / Relief Driver \$14.41/Hr	NCS	Non-Ex	June 25, 2015
<u>PARKS SERVICES</u>					
Clark, Amie R	Recreation Superintendent \$23.54/Hr	Recreation Superintendent \$24.36/Hr	NCS	Ex	June 11, 2015

**Agenda Action Form (AAF)
Paducah City Commission**

Meeting Date: 7-14-2015

Short Title: 800 MHz Radio Systems – Monthly Customer
User Charge, Effective October 1, 2015

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jonathan Perkins, Misty Cates, Audra Herndon
Presentation By: Jonathan Perkins

Background Information:

The City of Paducah invested over \$1.3 million in 1992 to develop (which included engineering and design), build and finance the City's 800 MHz Radio System. The System included equipment, tower, engineering and design cost.

The City has maintained and managed the System for the past 23 years, during which time has included upgrading and replacing various capital infrastructure items or components. Beginning in 2007, over \$570,000 was invested to replace the System's controller (ordinance 2007-12-7370) and related equipment (the backbone of the System).

All monthly customer charges collected are placed in the City's special revenue fund called 'Radio Replacement and Depreciation Fund' for the sole purpose of funding future radio system infrastructure. Funds accumulating in this special fund will be used over the next few years to help pay for future investment needs of the System.

Major components of the System start coming to the 'end of life' in 2015; with the controllers or the brains of the system ending first. At the end of life components become obsolete and our ability to replace them very difficult, if not impossible. Therefore, planning to replace the System must move forward, including the design, construction and financing of a more up-to-date modern radio communication system.

The Finance Director is charged with the task of setting 800 MHz radio system monthly customer user charges as per Ordinance 2000-6-6218, in addition to billing and collecting all customer user charges. The last time the monthly customer charge was set is June 2001 at \$10.84/unit, effective October 2001. The consumer price index (CPI) has risen 34% since that time.

At present, there are approximately 750 units using the City's 800 MHz Radio System. A list of all customer users and the number of billed units is attached.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
Account Number:


Finance

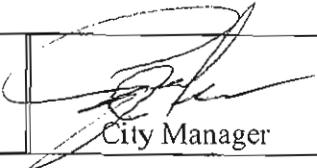
Staff Recommendation:

That the monthly customer user charge for City and non-City customers be set as proposed in the following table.

Effective Date	User Unit Rate (Per Month)
10-01-2015	\$12.00
07-01-2016	\$13.50
07-01-2017	\$15.00
07-01-2018	\$16.50
07-01-2019	\$18.00

Attachments:

- Inventory of Customer Units (billed)

Department Head	City Clerk	 City Manager
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800 Mhz Radios		
Inventory of Customer Units		
<u>Customer</u>		<u>Number of Radios</u>
Engineering/Public Works	City	97
Fire Department	City	73
Parks	City	27
Planning Department	City	1
Police Department	City	<u>172</u>
		370
911 Communications	911	8
Barkley Airport	Barkley Airport	23
Concord Fire Dept.	Concord FD	2
Mercy Regional EMS	Mercy EMS	18
Coroner	County	8
Emergency Management	County	61
McCracken Regional Jail	County	13
Sheriff	County	<u>137</u>
		219
JSA	JSA	40
Lourdes Hospital	Lourdes	2
McCracken County Schools	County Schools	4
Paducah Area Transit	PATS	26
Paducah Independent Schools	City Schools	2
Paducah Power	PPS	1
Paducah Water	PWW	5
Reidland-Farley Fire Dept.	Reid-Far FD	6
Swift Staley	SS	<u>22</u>
		<u>748</u>

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER SETTING 800 MHz RADIO SYSTEM
CUSTOMER USER UNIT RATES FOR CITY AND NON-CITY USERS

WHEREAS, the City of Paducah operates an 800 MHz Radio System which is used by approximately 750 radio units; and

WHEREAS, the City of Paducah desires to set a unit rate to be paid by City and Non-City users of this system which enables future capital replacement; and

WHEREAS, the City of Paducah estimates that since the customer user rate was set in June 2001 the consumer price index (C.P.I.) has grown 34%

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That Ordinance No. 2000-6-6218, adopted by the City of Paducah on June 27, 2000, authorizes the 800 MHz radio system user unit rate to be set and adjusted by Municipal Order in June of each year, as necessary.

SECTION 2. Based on current and future capital outlays, cost of financing, and other related costs, the 800 MHz radio system monthly customer user rate schedule for all users is shown below. The following rates will become effective October 1, 2015 and thereafter as shown in the following table.

Effective Date	User Unit Rate
October 1, 2015	\$12.00
July 1, 2016	\$13.50
July 1, 2017	\$15.00
July 1, 2018	\$16.50
July 1, 2019	\$18.00

SECTION 3. This Municipal Order will be in full force and effect from and after the date of its adoption

Mayor

ATTEST:

Tammara Brock Sanderson, City Clerk

Adopted by the Board of Commissioners
Recorded by Tammara Brock Sanderson, City Clerk,
mo/800MHzRate

Run Date: 7/7/2015 12:02 PM

<u>Effective Date</u>	<u>Unit Rate</u>
October 1, 2015	\$ 12.00
July 1, 2016	\$ 13.50
July 1, 2017	\$ 15.00
July 1, 2018	\$ 16.50
July 1, 2019	\$ 18.00

Agenda Action Form Paducah City Commission

Meeting Date: July 14, 2015

Short Title: Acquisition of Permanent Right of Way and a Permanent Public Utility Easement located at 5101 Concord Avenue for the Olivet Church Road Improvement Project

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Angela Weeks, Engr-Pub Works Proj Mgr

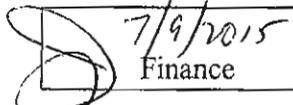
Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

Background Information:

Recently, negotiations have been conducted in good faith with Eric and Karen Good, the property owner at 5101 Concord Avenue regarding the acquisition of a portion of right-of-way and a public utility easement (Parcel #11) as required for the Olivet Church Road Improvement Project. Subsequently, Mr. and Mrs. Good agreed to convey a portion of their property for right of way consisting of 0.0131 acres (569.71 sq. ft.) and also to grant a permanent public utility easement consisting of 0.0173 acres (754.59 sq. ft.) to the City of Paducah for the total monetary consideration of \$7,000.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

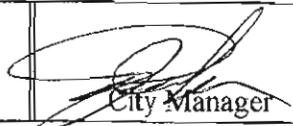
Funds Available: Account Name: Olivet Ch Rd Imp Proj
Account Number: 040-3315-532-2307
Project Number: ST0027

 7/9/2015
Finance

Staff Recommendation:

To adopt a Municipal Order authorizing the Mayor to execute a Deed of Conveyance and all related documents on behalf of the City of Paducah with Eric and Karen Good to acquire a portion of real property located at 5101 Concord Avenue as right-of-way and a permanent public utility easement in consideration of \$7,000 for the Olivet Church Road Improvement Project.

Attachments: Deed of Conveyance

 Department Head	City Clerk	 City Manager
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MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A DEED OF CONVEYANCE AND ALL DOCUMENTS NECESSARY FOR ACQUISITION OF A PORTION OF REAL PROPERTY LOCATED AT 5101 CONCORD AVENUE TO BE USED AS RIGHT-OF-WAY AND PERMANENT PUBLIC UTILITY EASEMENT FOR THE OLIVET CHURCH ROAD IMPROVEMENT PROJECT, FOR AND IN CONSIDERATION OF \$7,000

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a Deed of Conveyance and all documents relating to same, with Eric D. Good and wife, Karen K. Good, for acquisition of a portion of real property located at 5101 Concord Avenue as right-of-way and a permanent public utility easement for the Olivet Church Road Improvement Project, for and in consideration of \$7,000, and more particularly described as follows:

Being a portion of Lot 17 in the Kindred Subdivision as shown by plat of record in Plat Book "G", Page 93, in the McCracken County Clerk's Office, having an address of 5101 Concord Avenue, Paducah, Kentucky, and being more particularly described as follows:

RIGHT OF WAY PARCEL #11

Beginning at a point located 43.00 feet left of KY Hwy. 998 station 69+34.43; thence North 33 degrees 28 minutes 48 seconds West a distance of 44.56 feet to a point, said point being located 43.00 feet left of KY Hwy. 998 station 69+78.99; thence South 76 degrees 31 minutes 43 seconds East a distance of 37.46 feet to a point, said point being located 17.43 feet left of KY Hwy. 998 station 69+51.62; thence South 22 degrees 36 minutes 48 seconds West a distance of 30.81 feet to the point of beginning.

The above-described parcel contains 0.0131 acres (569.71 sq. ft.), more or less.

Being a portion of the same tract of land conveyed the Grantors by deed dated January 31, 2007, which is duly recorded in Deed Book 1114 Page 561 in the office of the County Clerk of McCracken County, Kentucky.

PUBLIC UTILITY EASEMENT

Beginning at a point located 43.00 feet left of KY Hwy. 998 station 69+34.43; thence South 22 degrees 36 minutes 48 seconds West a distance of 18.07 feet to a point, said point being located 58.00 feet left of KY Hwy. 998 station 69+24.35; thence North 33 degrees 28 minutes 48 seconds West a distance of 63.38 feet to a point, said point

being located 58.00 feet left of KY Hwy. 998 station 69+87.72; thence South 76 degrees 31 minutes 43 seconds East a distance of 21.97 feet to a point, said point being located 43.00 feet left of KY Hwy. 998 station 69+71.66; thence South 33 degrees 28 minutes 48 seconds East a distance of 37.24 feet to the point of beginning.

The above-described parcel contains 0.0173 acres (754.59 sq. ft.), more or less.

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

SECTION 3. This Order shall be in full force and effect from and after the date of its adoption.

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Adopted by the Board of Commissioners, July 14, 2015
Recorded by Tammara S. Sanderson, City Clerk, July 14, 2015
\\mo\prop pur - 5101 Concord Ave

**DEED OF CONVEYANCE
and
PERMANENT PUBLIC UTILITY EASEMENT**

THIS DEED made and entered into this the _____ day of _____, 2015, by and between **ERIC D. GOOD**, and wife, **KAREN K. GOOD**, of 5101 Concord Avenue, Paducah, Kentucky, 42001, which is also the address to which the revised property tax bill for 2015 may be sent, Grantors, and the **CITY OF PADUCAH, KENTUCKY**, a Municipal Corporation of the Second Class, P. O. Box 2267, Paducah, Kentucky, 42002-2267, Grantee.

WITNESSETH:

That the Grantors, in consideration of Seven Thousand Dollars and no cents (\$7,000.00) cash in hand, the receipt of which is hereby acknowledged, have bargained and sold and do hereby sell, grant, transfer, and convey to the Grantee, its successors and assigns forever, the following property situated in McCracken County, Kentucky, and described as follows:

Being a portion of Lot 17 in the Kindred Subdivision as shown by plat of record in Plat Book "G", Page 93, in the McCracken County Clerk's Office, having an address of 5101 Concord Avenue, Paducah, Kentucky, and being more particularly described as follows:

RIGHT OF WAY PARCEL #11

Beginning at a point located 43.00 feet left of KY Hwy. 998 station 69+34.43; thence North 33 degrees 28 minutes 48 seconds West a distance of 44.56 feet to a point, said point being located 43.00 feet left of KY Hwy. 998 station 69+78.99; thence South 76 degrees 31 minutes 43 seconds East a distance of 37.46 feet to a point, said point being located 17.43 feet left of KY Hwy. 998 station 69+51.62; thence South 22 degrees 36 minutes 48 seconds West a distance of 30.81 feet to the point of beginning.

The above-described parcel contains 0.0131 acres (569.71 sq. ft.), more or less.

Being a portion of the same tract of land conveyed the Grantors by deed dated January 31, 2007, which is duly recorded in Deed Book 1114 Page 561 in the office of the County Clerk of McCracken County, Kentucky.

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

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

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

PUBLIC UTILITY EASEMENT

Beginning at a point located 43.00 feet left of KY Hwy. 998 station 69+34.43; thence South 22 degrees 36 minutes 48 seconds West a distance of 18.07 feet to a point, said point being located 58.00 feet left of KY Hwy. 998 station 69+24.35; thence North 33 degrees 28 minutes 48 seconds West a distance of 63.38 feet to a point, said point being located 58.00 feet left of KY Hwy. 998 station 69+87.72; thence South 76 degrees 31 minutes 43 seconds East a distance of 21.97 feet to a point, said point being located 43.00 feet left of KY Hwy. 998 station 69+71.66; thence South 33 degrees 28 minutes 48 seconds East a distance of 37.24 feet to the point of beginning.

The above-described parcel contains 0.0173 acres (754.59 sq. ft.), more or less.

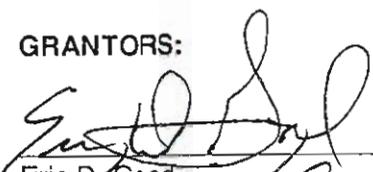
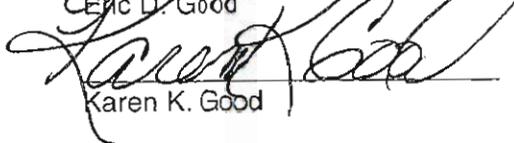
The grant of this easement is subject to existing easements for roads and other utilities if any, and Grantee shall, at its expense, repair all damage and surface damage including, but not limited to, settlement, erosion, or washing to Grantors' property occasioned by the road construction and by the construction of the utility lines, mains, and appurtenances, and occurring within one year of completion the construction referred to herein, including, but not limited to grading, filling, leveling, sodding, and seeding as may be reasonably required in the sole judgment of the Grantors.

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

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

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

GRANTORS:


Eric D. Good

Karen K. Good

GRANTEE:

CITY OF PADUCAH, KENTUCKY

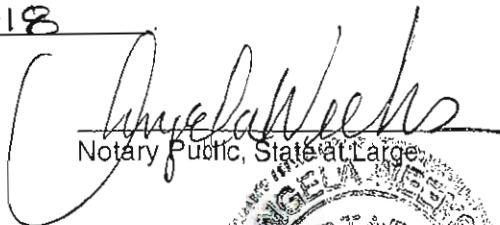
By _____
Gayle Kaler, Mayor

STATE OF KENTUCKY)

COUNTY OF McCRACKEN)

The foregoing instrument and consideration certificate were sworn to and acknowledged before me this 29th day of July, 2015, by Eric D. Good, and his wife, Karen K. Good, Grantors.

My Commission expires: 6-23-18
512492


Notary Public, State at Large



STATE OF KENTUCKY)

COUNTY OF McCracken)

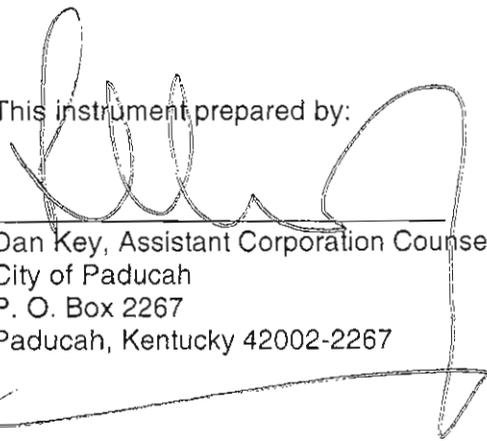
The foregoing consideration certificate was sworn to and acknowledged before me this _____ day of _____, 2015, by Gayle Kaler, Mayor of the City of Paducah, Kentucky, Grantee.

My Commission expires: _____.

Notary Public, State at Large

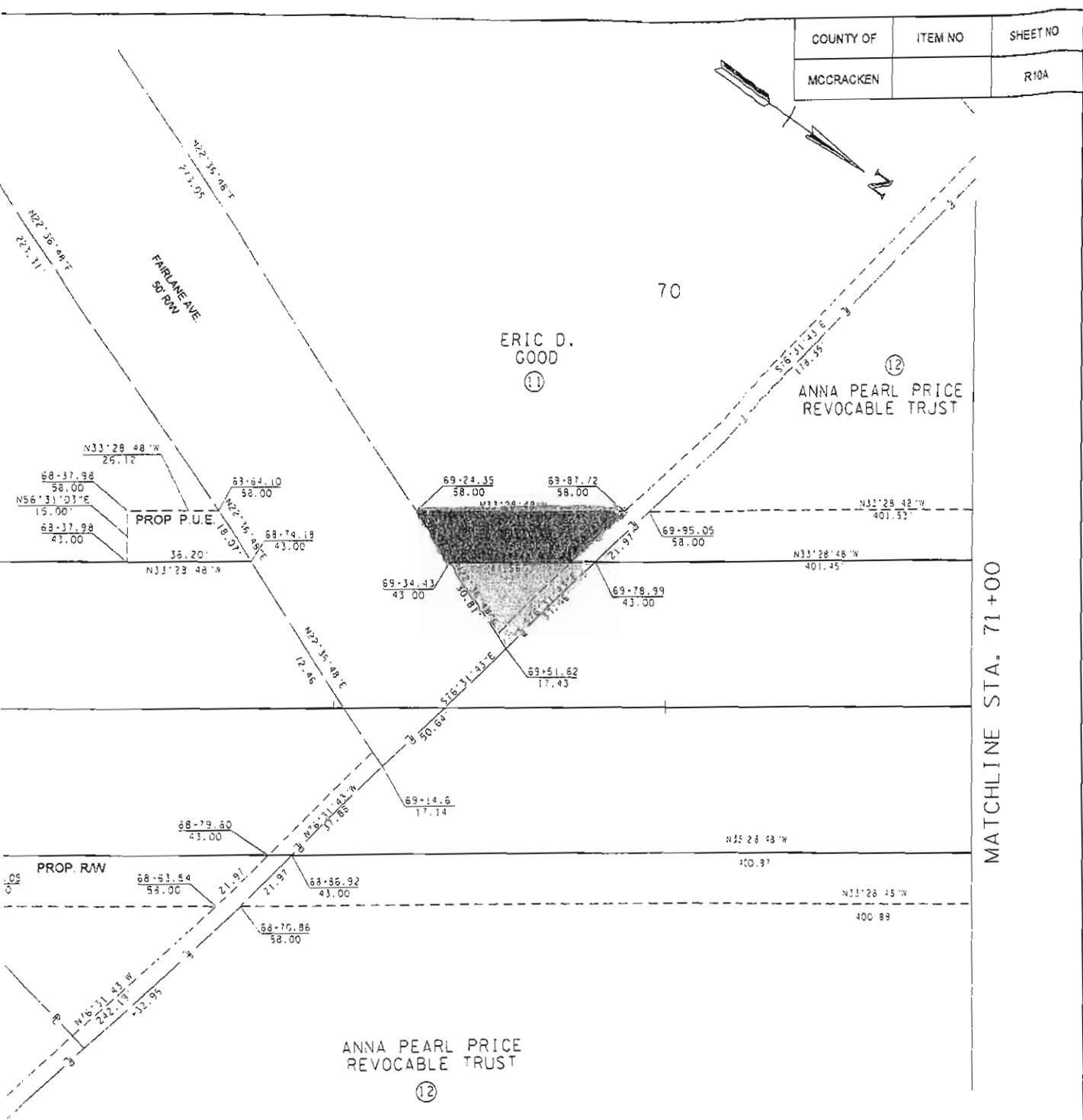
SEAL

This instrument prepared by:

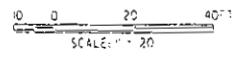


Dan Key, Assistant Corporation Counsel
City of Paducah
P. O. Box 2267
Paducah, Kentucky 42002-2267

COUNTY OF	ITEM NO	SHEET NO
MCCRACKEN		R10A



MATCHLINE STA. 71+00



CONSTRUCTION
PLANS

KY 998
RIGHT OF WAY LAYOUT
STA. 65+00 TO 71+00
SCALE 1" = 20'

- 986
- L : 31.51
- R : 20.00'
- CH : 28.35
- S78°36'35"E

- P90
- L : 7.88
- R : 5.00
- CH : 7.09
- S78°36'35"E

- P137
- L : 11.33
- R : 20.00
- CH : 28.22
- S11°33'25"W

Agenda Action Form Paducah City Commission

Meeting Date: July 14, 2015

Short Title: Acquisition of Permanent Right of Way and a Permanent Drainage & Public Utility Easement located at 3341 Olivet Church Road for the Olivet Church Road Improvement Project

Ordinance Emergency Municipal Order Resolution Motion

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

Background Information:

Recently, negotiations have been conducted in good faith with Tommy & Darlyne Fletcher, the property owners at 3341 Olivet Church Road regarding the acquisition of a portion of their property for right-of-way and a drainage & public utility easement (Parcel #41) as required for the Olivet Church Road Improvement Project. Mr. and Mrs. Fletcher agreed to convey a portion of their property for right of way consisting of 0.0038 acres (166.38 sq. ft.) and also to grant a drainage & public utility easement consisting of 0.004 acres (180.00 sq. ft.) to the City of Paducah for the total monetary consideration of \$700.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

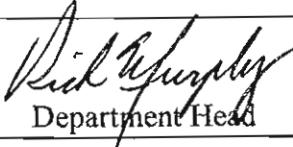
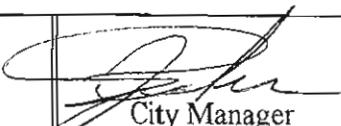
Funds Available: Account Name: Olivet Ch Rd Imp Proj
 Account Number: 040-3315-532-2307
 Project Number: ST0027

 7/9/2015
Finance

Staff Recommendation:

To adopt a Municipal Order authorizing the Mayor to execute a Deed of Conveyance and all related documents on behalf of the City of Paducah with Tommy & Darlyne Fletcher to acquire a portion of real property located at 3341 Olivet Church Road as right-of-way and a drainage & public utility easement in consideration of \$700 for the Olivet Church Road Improvement Project.

Attachments: Deed of Conveyance

 Department Head	City Clerk	 City Manager
--	------------	--

File 114

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE MAYOR TO EXECUTE A DEED OF CONVEYANCE AND ALL DOCUMENTS NECESSARY FOR ACQUISITION OF A PORTION OF REAL PROPERTY LOCATED AT 3341 OLIVET CHURCH ROAD TO BE USED AS RIGHT-OF-WAY AND PERMANENT DRAINAGE AND PUBLIC UTILITY EASEMENT FOR THE OLIVET CHURCH ROAD IMPROVEMENT PROJECT, FOR AND IN CONSIDERATION OF \$700

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized to execute a Deed of Conveyance and all documents relating to same, with Tommy Fletcher and wife, Darlyne Y. Fletcher, for acquisition of a portion of real property located at 3341 Olivet Church Road as right-of-way and a permanent public drainage and utility easement for the Olivet Church Road Improvement Project, for and in consideration of \$700, and more particularly described as follows:

Being a portion Lot 3, Block B in the Pace Place Subdivision as shown by plat of record in Plat Book "G", Page 480, in the McCracken County Clerk's Office, having an address of 3341 Olivet Church Road, Paducah, Kentucky, and being more particularly described as follows:

RIGHT OF WAY PARCEL #41

Beginning at a point located 29.43 feet left of Olivet Church Road station 61+63.13; thence North 68 degrees 31 minutes 11 seconds West a distance of 1.57 feet to a point, said point being located 31.00 feet left of Olivet Church Road station 61+63.10; thence North 22 degrees 46 minutes 49 seconds East a distance of 110.03 feet to a point, said point being located 31.00 feet left of Olivet Church Road station 62+73.13; thence South 68 degrees 31 minutes 11 seconds East a distance of 1.46 feet to a point, said point being located 29.54 feet left of Olivet Church Road station 62+73.16; thence South 22 degrees 43 minutes 16 seconds West a distance of 110.03 feet to the point of beginning.

The above-described parcel contains 0.0038 acres (166.38 sq. ft.), more or less.

Being a portion of the same tract of land conveyed to the Grantors by Deed dated June 30, 2014, which is duly recorded in Deed Book 1280 Page 676 in the office of the County Clerk of McCracken County, Kentucky.

DRAINAGE and PUBLIC UTILITY EASEMENT PARCEL #41

Beginning at a point located 41.47 feet left of Olivet Church Road centerline station 62+05.14; thence North 67 degrees 16 minutes 44 seconds West a distance of 8.00 feet to a point, said point being located 49.47 feet left of centerline station 62+05.13; thence North 22 degrees 43 minutes 16 seconds East a distance of 20.00 feet to a point, said point being located 49.50 feet left of centerline station 62+25.13; thence South 67 degrees 16 minutes 44 seconds East a distance of 8.00 feet to a point, said point being located 41.50 feet left of centerline station 62+25.14; thence South 22 degrees 43 minutes 16 seconds West a distance of 20.00 feet to the point of beginning.

The above described parcel contains 0.004 acres (160.00 sq. ft.), more or less.

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

SECTION 3. This Order shall be in full force and effect from and after the date of its adoption.

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Adopted by the Board of Commissioners, July 14, 2015
Recorded by Tammara S. Sanderson, City Clerk, July 14, 2015
\mo\prop pur - 3341 Olivet Ch Rd

**DEED OF CONVEYANCE
PERMANENT DRAINAGE and PUBLIC UTILITY EASEMENT**

THIS DEED made and entered into this the _____ day of July, 2015, by and between **TOMMY FLETCHER** and wife, **DARLYNE Y. FLETCHER**, of 3341 Olivet Church Road, Paducah, Kentucky, 42001, Grantors, which is also the address to which the revised property tax bill for 2015 may be sent, and the **CITY OF PADUCAH, KENTUCKY**, a Municipal Corporation of the Second Class, P. O. Box 2267, Paducah, Kentucky, 42002-2267, Grantee;

WITNESSETH:

That the Grantors, in consideration of \$700.00 (Seven Hundred Dollars and no cents) cash in hand, the receipt of which is hereby acknowledged, have bargained and sold and do hereby sell, grant, transfer, and convey to the Grantee, its successors and assigns forever, the following property situated in McCracken County, Kentucky, and described as follows:

Being a portion Lot 3, Block B in the Pace Place Subdivision as shown by plat of record in Plat Book "G", Page 480, in the McCracken County Clerk's Office, having an address of 3341 Olivet Church Road, Paducah, Kentucky, and being more particularly described as follows:

RIGHT OF WAY PARCEL #41

Beginning at a point located 29.43 feet left of Olivet Church Road station 61+63.13; thence North 68 degrees 31 minutes 11 seconds West a distance of 1.57 feet to a point, said point being located 31.00 feet left of Olivet Church Road station 61+63.10; thence North 22 degrees 46 minutes 49 seconds East a distance of 110.03 feet to a point, said point being located 31.00 feet left of Olivet Church Road station 62+73.13; thence South 68 degrees 31 minutes 11 seconds East a distance of 1.46 feet to a point, said point being located 29.54 feet left of Olivet Church Road station 62+73.16; thence South 22 degrees 43 minutes 16 seconds West a distance of 110.03 feet to the point of beginning.

The above-described parcel contains 0.0038 acres (166.38 sq. ft.), more or less.

Being a portion of the same tract of land conveyed to the Grantors by Deed dated June 30, 2014, which is duly recorded in Deed Book 1280 Page 676 in the office of the County Clerk of McCracken County, Kentucky.

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

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

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

DRAINAGE and PUBLIC UTILITY EASEMENT PARCEL #41

Beginning at a point located 41.47 feet left of Olivet Church Road centerline station 62+05.14; thence North 67 degrees 16 minutes 44 seconds West a distance of 8.00 feet to a point, said point being located 49.47 feet left of centerline station 62+05.13; thence North 22 degrees 43 minutes 16 seconds East a distance of 20.00 feet to a point, said point being located 49.50 feet left of centerline station 62+25.13; thence South 67 degrees 16 minutes 44 seconds East a distance of 8.00 feet to a point, said point being located 41.50 feet left of centerline station 62+25.14; thence South 22 degrees 43 minutes 16 seconds West a distance of 20.00 feet to the point of beginning.

The above described parcel contains 0.004 acres (160.00 sq. ft.), more or less.

The grant of the aforementioned Permanent Drainage and Public Utility Easement is subject to existing easements for roads and other utilities if any, and Grantee shall, at its expense, repair all damage and surface damage including, but not limited to, settlement, erosion, or washing to Grantors' property occasioned by the road construction, drainage construction, and/or by the construction of the utility lines, mains, and appurtenances occurring within one year of completion the construction referred to herein, including, but not limited to grading, filling, leveling, sodding, and seeding as may be reasonably required in the sole judgment of the Grantors.

TO HAVE AND TO HOLD said property, together with all improvements thereon and all rights and appurtenances thereunto, unto the Grantee, its successors and assigns forever and in

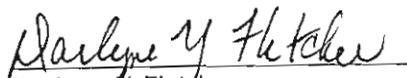
fee, with all the rights and privileges thereunto belonging with covenants of General Warranty.

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

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

GRANTORS:


Tommy Fletcher


Darlyne Y. Fletcher

GRANTEE:

CITY OF PADUCAH, KENTUCKY

By _____
Gayle Kaler, Mayor

STATE OF KENTUCKY)

COUNTY OF McCracken)

The foregoing instrument and consideration certificate were sworn to and acknowledged before me this 1st day of JULY, 2015, by Tommy Fletcher and wife, Darlyne Y. Fletcher, Grantors.

My Commission expires: 6-23-18
#512492

Angela Weeks
Notary Public, State at Large



STATE OF KENTUCKY)

COUNTY OF McCracken)

The foregoing consideration certificate was sworn to and acknowledged before me this _____ day of _____, 2015, by Gayle Kaler, Mayor of the City of Paducah, Kentucky, Grantee.

My Commission expires: _____

Notary Public, State at Large

SEAL

This instrument prepared by:

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

**AGENDA ACTION FORM
PADUCAH CITY COMMISSION**

Meeting Date: July 14, 2015

**Short Title: APPROVAL OF CONVEYANCE OF PADUCAH WATER
SURPLUS PROPERTY KNOWN AS THE STAR HILL TANK PROPERTY
(WATSON/WEST AND POTTER).**

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jason Petersen/Bill Robertson
Presentation By: Jason Petersen- Paducah Water

Background Information:

Paducah Water has declared this real property of the old Hendron Water System as surplus property. Due to this property being a substandard parcel of land with no real value Paducah Water declared it was in the best interest of Paducah Water to restore the property to the current land owners of the parent tract from which the property had been taken.

The land owners of the parent tract from which the property was carved from is agreeable to receiving a quitclaim deed from Paducah Water. Paducah Water is desirous of obtaining the authorization of the City Commission to proceed with the transfer of the property as outlined in the proposed quitclaim deed.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
Account Number:

Finance

Staff Recommendation:

Approval of the transfer of the real property by quitclaim deed to the current owner of the parent tract from which the property was carved.

Attachments:

Proposed quitclaim deed

Department Head	City Clerk	City Manager
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ORDINANCE NO. 15- _____

AN ORDINANCE DECLARING MUNICIPALLY OWNED REAL PROPERTY GENERALLY LOCATED ON HENDRON ROAD AND KNOWN AS THE STAR HILL TANK PROPERTY, HELD FOR THE USE AND BENEFIT OF THE COMMISSIONERS OF WATERWORKS OF THE CITY OF PADUCAH, DBA PADUCAH WATER, AS SURPLUS AND APPROVING THE SALE AND TRANSFER OF SAME.

WHEREAS, certain real property generally located on Hendron Road, Paducah, Kentucky, and known as the Star Hill Tank property which real property was originally acquired by the Hendron Water District and by virtue of acquisition is now owned by the City of Paducah, Kentucky, for the use and benefit of the Commissioners of WaterWorks of the City of Paducah, DBA Paducah Water (“Paducah Water”); and

WHEREAS, the subject property is located in McCracken County, Kentucky and is more particularly described in the attached **Exhibit A** (the “Property”); and

WHEREAS, on April 29, 2015, Paducah Water determined and declared that the Property was no longer necessary, appropriate, or in the best interests of the operations of the water works and that the Property should be deemed surplus substandard real estate having no true value; and

WHEREAS, Paducah Water wishes to quitclaim the property to the current land owners of the parent tract from which the property was carved, without consideration; and

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PADUCAH, KENTUCKY:

Section 1. Recitals and Authorizations. The Board of Commissioners hereby declares the Property to be *surplus property* as it relates to the operations of Paducah Water.

Section 2. Recitals and Authorizations. The Board of Commissioners hereby further approves the transfer of the Property one half to Lon and Pauline Potter and one half to Donald Watson and Sara Jo West, the current owners of the parent tract from which this property was acquired, by quitclaim and for the consideration of \$1.00.

Section 3. Recitals and Authorizations. That the Mayor of the City of Paducah, Kentucky for the use and benefit of the Commissioners of Waterworks of the City of Paducah, DBA Paducah Water, be and he is hereby authorized to execute and deliver quitclaim deeds of the Property one half to Lon Potter and wife Pauline Potter, and one half to Donald Watson and Sara Jo West, together with all other documentation necessary to effectuate the transfers of the Property.

Section 4. Severability. If any section, paragraph or provision of this Order 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 Order.

Section 5. Compliance with Open Meetings Laws. The City Commission hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of the City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

Section 6. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Order are, to the extent of such conflict, hereby repealed and the provisions of this Order shall prevail and be given effect.

Section 7. Effective Date. 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 _____

Adopted by the Board of Commissioners _____

Recorded by Tammara S. Sanderson, City Clerk, _____

Published by *The Paducah Sun*, _____

EXHIBIT A

PARCEL I- WATSON/WEST TRACT

BEING TRACT "A" CONSISTING OF 0.1298 ACRES AS DEPICTED ON THE WAIVER OF SUBDIVISION PLAT OF THE PADUCAH WATER PROPERTY OF RECORD IN PLAT SECTION "M", PAGE 901, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

PARCEL II- POTTER TRACT

BEING TRACT "B" CONSISTING OF 0.1295 ACRES AS DEPICTED ON THE WAIVER OF SUBDIVISION PLAT OF THE PADUCAH WATER PROPERTY OF RECORD IN PLAT SECTION "M", PAGE 901, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

QUITCLAIM DEED

THIS DEED made and entered into this ____ day of _____, 2015, by and between CITY OF PADUCAH, KENTUCKY FOR THE USE AND BENEFIT OF THE COMMISSIONERS OF WATERWORKS, DBA PADUCAH WATER, SUCCESSOR IN INTEREST TO HENDRON WATER DISTRICT, a municipal corporation of the Home Rule class, of P O Box 2377, Paducah, KY 42002-2377, Grantor, and DONALD EUGENE WATSON and SARA JO WEST, of 5153 Hendron Road, Paducah, KY 42003, Grantee;

WITNESSETH:

THAT FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00), cash in hand paid by the Grantee to the Grantor, and pursuant to the terms and conditions of the agreement among Hendron Water District and Grantor dated April 16, 2012, wherein Grantor assumed ownership, management and operation of the Hendron Water District's water distribution system, the receipt of which is hereby acknowledged by Grantor, Grantor does hereby remise, release and quitclaim, with no warranty whatsoever, unto the Grantee, jointly during the period of their natural lives with fee to the survivor, his or her heirs and assigns forever, together with all the improvements, appurtenances and rights thereunto belonging, the following described property, lying and being in McCracken County, Kentucky, and more particularly described as follows:

BEING TRACT "A" CONSISTING OF 0.1298 ACRES AS DEPICTED ON THE WAIVER OF SUBDIVISION PLAT OF THE PADUCAH WATER PROPERTY OF RECORD IN PLAT SECTION "M", PAGE 901, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

BEING A PART OF THE SAME PROPERTY CONVEYED TO HENDRON WATER DISTRICT OF MCCRACKEN COUNTY, KENTUCKY, BY DEED DATED MAY 8, 1964, OF RECORD IN DEED BOOK 459, PAGE 54, AND A PART OF THE SAME PROPERTY CONVEYED TO HENDRON WATER DISTRICT BY DEED DATED MARCH 16, 1987, OF RECORD IN DEED BOOK 698, PAGE 767, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

THIS CONVEYANCE IS SUBJECT TO THE FOLLOWING COVENANTS THAT SHALL RUN WITH THE LAND:

- 1) THE TRACT HEREIN DESCRIBED SHALL BE MOWED AND MAINTAINED BY THE GRANTEE HEREIN;**
- 2) NO BUILDINGS, MOBILE HOMES, PENS OR KENNELS OF ANY KIND, WHETHER TEMPORARY OR PERMANENT SHALL BE PLACED ON THE TRACT HEREIN DESCRIBED;**
- 3) STORAGE OF JUNK, TRASH OR DEBRIS SHALL BE STRICTLY PROHIBITED ON THE TRACT HEREIN DESCRIBED**

TO HAVE AND T O HOLD the same, together with all improvements thereon and all rights and appurtenances thereunto pertaining unto Grantee, jointly during the period of their natural lives with fee to the survivor, his or her heirs and assigns forever.

Grantor and Grantee hereby swears and affirms, under penalty of perjury, that the foregoing transfer of real property is made by gift, nominal consideration, or no consideration and, further, that the estimated fair cash value for the interest in property hereby transferred is: \$500.00.

IN WITNESS WHEREOF, the Grantor and Grantee have hereunto set their hands.

GRANTOR:

CITY OF PADUCAH, KENTUCKY, FOR
THE USE AND BENEFIT OF THE
COMMISSIONERS OF WATERWORKS
OF THE CITY OF PADUCAH,
DBA PADUCAH WATER,
SUCCESSOR IN INTEREST TO
HENDRON WATER DISTRICT

GRANTEE:

DONALD EUGENE WATSON

SARA JO WEST

By: _____

Title: _____

STATE OF KENTUCKY)

COUNTY OF McCRACKEN)

The foregoing instrument was sworn and acknowledged before me this ____ day of _____, 2015, by _____, _____ (title) of the City of Paducah, Kentucky for the use and benefit of the Commissioners of WaterWorks of the City of Paducah, DBA Paducah Water, successor in interest to Hendron Water District, a municipal corporation of the Home Rule class, on behalf of said municipal entity, Grantor.

My commission expires: _____

NOTARY PUBLIC, STATE AT LARGE

STATE OF KENTUCKY)

COUNTY OF McCRACKEN)

The foregoing instrument was sworn and acknowledged before me this ____ day of _____, 2015, by Donald Eugene Watson and Sara Jo West, Grantee.

My commission expires: _____

NOTARY PUBLIC, STATE AT LARGE

This instrument was prepared by the undersigned without the benefit of a title exam and based upon information supplied by the Grantor. The undersigned assumes no responsibility for the accuracy of same.

This instrument prepared by:

DENTON & KEULER, LLP
P.O. Box 929
Paducah, Kentucky 42002-0929
190178.doc

Send current year tax bill to:
Donald Eugene West
5153 Hendron Road
Paducah, KY 42003

QUITCLAIM DEED

THIS DEED made and entered into this ____ day of _____, 2015, by and between CITY OF PADUCAH, KENTUCKY FOR THE USE AND BENEFIT OF THE COMMISSIONERS OF WATERWORKS, DBA PADUCAH WATER, SUCCESSOR IN INTEREST TO HENDRON WATER DISTRICT, a municipal corporation of the Home Rule class, of P O Box 2377, Paducah, KY 42002-2377, Grantor, and LON POTTER and wife, PAULINE POTTER, of 5155 Hendron Road, Paducah, KY 42003, Grantee;

W I T N E S S E T H :

THAT FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00), cash in hand paid by the Grantee to the Grantor, and pursuant to the terms and conditions of the agreement among Hendron Water District and Grantor dated April 16, 2012, wherein Grantor assumed ownership, management and operation of the Hendron Water District's water distribution system, the receipt of which is hereby acknowledged by Grantor, Grantor does hereby remise, release and quitclaim, with no warranty whatsoever, unto the Grantee, jointly during the period of their natural lives with fee to the survivor, his or her heirs and assigns forever, together with all the improvements, appurtenances and rights thereunto belonging, the following described property, lying and being in McCracken County, Kentucky, and more particularly described as follows:

BEING TRACT "B" CONSISTING OF 0.1295 ACRES AS DEPICTED ON THE WAIVER OF SUBDIVISION PLAT OF THE PADUCAH WATER PROPERTY OF RECORD IN PLAT SECTION "M", PAGE 901, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

BEING A PART OF THE SAME PROPERTY CONVEYED TO HENDRON WATER DISTRICT OF MCCRACKEN COUNTY, KENTUCKY, BY DEED DATED MAY 8, 1964, OF RECORD IN DEED BOOK 459, PAGE 54, AND A PART OF THE SAME PROPERTY CONVEYED TO HENDRON WATER DISTRICT BY DEED DATED MARCH 16, 1987, OF RECORD IN DEED BOOK 698, PAGE 767, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

THIS CONVEYANCE IS SUBJECT TO THE FOLLOWING COVENANTS THAT SHALL RUN WITH THE LAND:

- 1) THE TRACT HEREIN DESCRIBED SHALL BE MOWED AND MAINTAINED BY THE GRANTEE HEREIN;**
- 2) NO BUILDINGS, MOBILE HOMES, PENS OR KENNELS OF ANY KIND, WHETHER TEMPORARY OR PERMANENT SHALL BE PLACED ON THE TRACT HEREIN DESCRIBED;**
- 3) STORAGE OF JUNK, TRASH OR DEBRIS SHALL BE STRICTLY PROHIBITED ON THE TRACT HEREIN DESCRIBED**

TO HAVE AND T O HOLD the same, together with all improvements thereon and all rights and appurtenances thereunto pertaining unto Grantee, jointly during the period of their natural lives with fee to the survivor, his or her heirs and assigns forever.

Grantor and Grantee hereby swears and affirms, under penalty of perjury, that the foregoing transfer of real property is made by gift, nominal consideration, or no consideration and, further, that the estimated fair cash value for the interest in property hereby transferred is: \$500.00.

IN WITNESS WHEREOF, the Grantor and Grantee have hereunto set their hands.

GRANTOR:

CITY OF PADUCAH, KENTUCKY, FOR
THE USE AND BENEFIT OF THE
COMMISSIONERS OF WATERWORKS
OF THE CITY OF PADUCAH,
DBA PADUCAH WATER,
SUCCESSOR IN INTEREST TO
HENDRON WATER DISTRICT

GRANTEE:

LON POTTER

PAULINE POTTER

By: _____

Title: _____

STATE OF KENTUCKY)

COUNTY OF McCracken)

The foregoing instrument was sworn and acknowledged before me this ____ day of _____, 2015, by _____, _____ (title) of the City of Paducah, Kentucky for the use and benefit of the Commissioners of WaterWorks of the City of Paducah, DBA Paducah Water, successor in interest to Hendron Water District, a municipal corporation of the Home Rule class, on behalf of said municipal entity, Grantor.

My commission expires: _____

NOTARY PUBLIC, STATE AT LARGE

STATE OF KENTUCKY)

COUNTY OF McCracken)

The foregoing instrument was sworn and acknowledged before me this ____ day of _____, 2015, by Lon Potter and wife, Pauline Potter, Grantee.

My commission expires: _____

NOTARY PUBLIC, STATE AT LARGE

This instrument was prepared by the undersigned without the benefit of a title exam and based upon information supplied by the Grantor. The undersigned assumes no responsibility for the accuracy of same.

This instrument prepared by:

DENTON & KEULER, LLP
P.O. Box 929
Paducah, Kentucky 42002-0929
190181.doc

Send current year tax bill to:
Lon Potter
5155 Hendron Road
Paducah, KY 42003

**AGENDA ACTION FORM
PADUCAH CITY COMMISSION**

Meeting Date: July 14, 2015

Short Title: **APPROVAL OF CONVEYANCE OF PADUCAH WATER SURPLUS PROPERTY KNOWN AS THE SUNNY SLOPE TANK PROPERTY (HERRINGTON).**

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Jason Petersen/Bill Robertson
Presentation By: Jason Petersen-Paducah Water

Background Information:

Paducah Water has declared this real property of the old Hendron Water System as surplus property. Due to this property being a standard parcel of land with no real value Paducah Water declared it was in the best interest of Paducah Water to restore the property to the current land owner of the parent tract from which the property had been taken.

The land owner of the parent tract from which the property was carved from is agreeable to receiving a quitclaim deed from Paducah Water. Paducah Water is desirous of obtaining the authorization of the City Commission to proceed with the transfer of the property as outlined in the proposed quitclaim deed.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: _____ Account Number: _____

Finance

Staff Recommendation:

Approval of the transfer of the real property by quitclaim deed to the current owner of the parent tract from which the property was carved.

Attachments:

Proposed quitclaim deed

Department Head	City Clerk	City Manager
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the Property to be *surplus property* as it relates to the operations of Paducah Water.

Section 1. Recitals and Authorizations. The Board of Commissioners hereby declares

THE CITY OF PADUCAH, KENTUCKY;

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF

owner of the parent tract from which the property was carved, without consideration; and

WHEREAS, Paducah Water wishes to quitclaim the property to the current land

and that the Property should be deemed surplus standard real estate having no true value; and

was no longer necessary, appropriate, or in the best interests of the operations of the water works

WHEREAS, on April 29, 2015, Paducah Water determined and declared that the Property

particularly described in the attached **Exhibit A** (the "Property"); and

WHEREAS, the subject property is located in McCracken County, Kentucky and is more

Paducah, DBA Paducah Water ("Paducah Water"); and

Paducah, Kentucky, for the use and benefit of the Commissioners of WaterWorks of the City of

acquired by the Hendron Water District and by virtue of acquisition is now owned by the City of

Kentucky, and known as the Sunny Slope Tank property which real property was originally

WHEREAS, certain real property generally located on Krebs Station Road, Paducah,

**AN ORDINANCE DECLARING MUNICIPALLY OWNED REAL
PROPERTY GENERALLY LOCATED ON KREBS STATION
ROAD AND KNOWN AS THE SUNNY SLOPE TANK PROPERTY,
HELD FOR THE USE AND BENEFIT OF THE COMMISSIONERS
OF WATERWORKS OF THE CITY OF PADUCAH, DBA
PADUCAH WATER, AS SURPLUS AND APPROVING THE SALE
AND TRANSFER OF SAME.**

Section 2. Recitals and Authorizations. The Board of Commissioners hereby further approves the transfer of the Property to James and Brenda Herrington, the current owner of the parent tract from which this property was acquired, by quitclaim and for the consideration of \$1.00.

Section 3. Recitals and Authorizations. That the Mayor of the City of Paducah, Kentucky for the use and benefit of the Commissioners of Waterworks of the City of Paducah, DBA Paducah Water, be and he is hereby authorized to execute and deliver a quitclaim deed of the Property to James Herrington and wife, Brenda Herrington, together with all other documentation necessary to effectuate the transfer of the Property.

Section 4. Severability. If any section, paragraph or provision of this Order 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 Order.

Section 5. Compliance with Open Meetings Laws. The City Commission hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of the City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

Section 6. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Order are, to the extent of such conflict, hereby repealed and the provisions of this Order shall prevail and be given effect.

Section 7. Effective Date. This ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.

ATTEST:

Mayor

Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners

Adopted by the Board of Commissioners

Recorded by Tammara S. Sanderson, City Clerk,

Published by *The Paducah Sun*,

BEGINNING AT A POINT N 2 DEGREES 30 MINUTES W A DISTANCE OF 310.5
 FEET FROM THE NORTHERLY RIGHT-OF-WAY OF THE KREBBS STATION
 ROAD AND ALONG THE LINE OF E. B. JONES' PROPERTY AND THE MONT
 JONES PROPERTY; THENCE N 2 DEGREES 30 MINUTES W ALONG THE
 WESTERLY LINE OF THE MONT JONES PROPERTY FOR A DISTANCE OF 50.0
 FEET TO A POINT; THENCE S 87 DEGREES 30 MINUTES W FOR A DISTANCE OF
 100.0 FEET TO A POINT; THENCE S 2 DEGREES 30 MINUTES E FOR A DISTANCE
 OF 50.0 FEET TO A POINT; THENCE N 87 DEGREES 30 MINUTES E FOR A
 DISTANCE OF 100.0 FEET TO THE POINT OF BEGINNING.

THERE IS ALSO CONVEYED HEREIN AN EASEMENT TO THE RIGHT OF ENTRY
 BEGINNING AT THE CORNER OF THE E. B. JONES AND MONT JONES'
 PROPERTY, AND THE NORTHERLY RIGHT-OF-WAY OF THE KREBBS STATION
 ROAD, RUNNING N 2 DEGREES 30 MINUTES W ALONG SAID PROPERTY LINE
 FOR A DISTANCE OF 310.15 FEET; THENCE S 87 DEGREES 30 MINUTES W FOR A
 DISTANCE OF 10.0 FEET; THENCE S 2 DEGREES 30 MINUTES E FOR A DISTANCE
 OF 310.15 FEET TO THE NORTHERLY RIGHT-OF-WAY OF KREBBS STATION
 ROAD.

EXHIBIT A

QUITCLAIM DEED

THIS DEED made and entered into this _____ day of _____, 2015, by

and between CITY OF PADUCAH, KENTUCKY FOR THE USE AND BENEFIT OF THE

COMMISSIONERS OF WATERWORKS, DBA PADUCAH WATER, SUCCESSOR IN

INTEREST TO HENDRON WATER DISTRICT, a municipal corporation of the Home Rule

class, of P O Box 2377, Paducah, KY 42002-2377, Grantor, and JAMES HERRINGTON and

wife, BRENDA HERRINGTON, of 1875 Krebs Station Road, Paducah, KY 42003, Grantee;

W I T N E S S E T H :

THAT FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00), cash

in hand paid by the Grantee to the Grantor, and pursuant to the terms and conditions of the

agreement among Hendron Water District and Grantor dated April 16, 2012, wherein Grantor

assumed ownership, management and operation of the Hendron Water District's water

distribution system, the receipt of which is hereby acknowledged by Grantor, Grantor does

hereby remise, release and quitclaim, with no warranty whatsoever, unto the Grantee, jointly

during the period of their natural lives with fee to the survivor, his or her heirs and assigns

forever, together with all the improvements, appurtenances and rights thereunto belonging, the

following described property, lying and being in McCracken County, Kentucky, and more

particularly described as follows:

BEGINNING AT A POINT N 2 DEGREES 30 MINUTES W A DISTANCE OF 310.5 FEET FROM THE NORTHERLY RIGHT-OF-WAY OF THE KREBS STATION ROAD AND ALONG THE LINE OF E. B. JONES' PROPERTY AND THE MONT JONES PROPERTY; THENCE N 2 DEGREES 30 MINUTES W ALONG THE WESTERLY LINE OF THE MONT JONES PROPERTY FOR A DISTANCE OF 50.0 FEET TO A POINT; THENCE S 87 DEGREES 30 MINUTES W FOR A DISTANCE OF 100.0 FEET TO A POINT; THENCE S 2 DEGREES 30 MINUTES E FOR A DISTANCE OF 50.0 FEET TO A POINT; THENCE N 87 DEGREES 30 MINUTES E FOR A DISTANCE OF 100.0 FEET TO THE POINT OF BEGINNING.

THERE IS ALSO CONVEYED HEREIN AN EASEMENT TO THE RIGHT OF ENTRY BEGINNING AT THE CORNER OF THE E. B. JONES AND MONT JONES' PROPERTY, AND THE NORTHERLY RIGHT-OF-WAY OF THE KREBBS STATION ROAD, RUNNING N 2 DEGREES 30 MINUTES W ALONG SAID PROPERTY LINE FOR A DISTANCE OF 310.15 FEET; THENCE S 87 DEGREES 30 MINUTES W FOR A DISTANCE OF 10.0 FEET; THENCE S 2 DEGREES 30 MINUTES E FOR A DISTANCE OF 310.15 FEET TO THE NORTHERLY RIGHT-OF-WAY OF KREBBS STATION ROAD.
BEING THE SAME PROPERTY CONVEYED TO HENDRON WATER DISTRICT OF MCCRACKEN COUNTY, KENTUCKY, BY DEED DATED MAY 15, 1964, OF RECORD IN DEED BOOK 553, PAGE 367, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

TO HAVE AND TO HOLD the same, together with all improvements thereon

and all rights and appurtenances thereunto pertaining unto Grantee, jointly during the period of

their natural lives with fee to the survivor, his or her heirs and assigns forever.

Grantor and Grantee hereby swears and affirms, under penalty of perjury, that the

foregoing transfer of real property is made by gift, nominal consideration, or no consideration

and, further, that the estimated fair cash value for the interest in property hereby transferred is:

\$500.00.

IN WITNESS WHEREOF, the Grantor and Grantee have hereunto set their

hands.

GRANTOR:

CITY OF PADUCAH, KENTUCKY, FOR
THE USE AND BENEFIT OF THE
COMMISSIONERS OF WATERWORKS
OF THE CITY OF PADUCAH,
DBA PADUCAH WATER,
SUCCESSOR IN INTEREST TO
HENDRON WATER DISTRICT

GRANTEE:

JAMES HERRINGTON

BRENDA HERRINGTON

Title: _____

By: _____

STATE OF KENTUCKY)

Send current year tax bill to:
James and Brenda Herrington
875 Krebs Station Road
Paducah, KY 42003

DENTON & KEULER, LLP
P.O. Box 929
Paducah, Kentucky 42002-0929
190159.doc

This instrument prepared by:

This instrument was prepared by the undersigned without the benefit of a title exam and based upon information supplied by the Grantor. The undersigned assumes no responsibility for the accuracy of same.

NOTARY PUBLIC, STATE AT LARGE

My commission expires: _____

The foregoing instrument was sworn and acknowledged before me this _____ day of _____, 2015, by James Herrington and wife, Brenda Herrington, Grantee.

COUNTY OF McCRACKEN)

STATE OF KENTUCKY)

NOTARY PUBLIC, STATE AT LARGE

My commission expires: _____

The foregoing instrument was sworn and acknowledged before me this _____ day of _____, 2015, by _____ (title) of the City of Paducah, Kentucky for the use and benefit of the Commissioners of Water Works of the City of Paducah, DBA Paducah Water, successor in interest to Hendron Water District, a municipal corporation of the Home Rule class, on behalf of said municipal entity, Grantor.

COUNTY OF McCRACKEN)

ORDINANCE NO. 15-_____

AN ORDINANCE DECLARING MUNICIPALLY OWNED REAL PROPERTY GENERALLY LOCATED ON KREBS STATION ROAD AND KNOWN AS THE KREBS PUMP STATION PROPERTY, HELD FOR THE USE AND BENEFIT OF THE COMMISSIONERS OF WATERWORKS OF THE CITY OF PADUCAH, DBA PADUCAH WATER, AS SURPLUS AND APPROVING THE SALE AND TRANSFER OF SAME.

WHEREAS, certain real property generally located on Krebs Station Road, Paducah, Kentucky, and known as the Krebs Pump Station property which real property was originally acquired by the Hendron Water District and by virtue of acquisition is now owned by the City of Paducah, Kentucky, for the use and benefit of the Commissioners of WaterWorks of the City of Paducah, DBA Paducah Water (“Paducah Water”); and

WHEREAS, the subject property is located in McCracken County, Kentucky and is more particularly described in the attached **Exhibit A** (the “Property”); and

WHEREAS, on April 29, 2015, Paducah Water determined and declared that the Property was no longer necessary, appropriate, or in the best interests of the operations of the water works and that the Property should be deemed surplus substandard real estate having no true value; and

WHEREAS, Paducah Water wishes to quitclaim the property to the current land owner of the parent tract from which the property was carved, without consideration excepting and reserving unto Paducah Water an easement for ingress and egress to access to the existing water main(s) located on the Property; and

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PADUCAH, KENTUCKY:

Section 1. Recitals and Authorizations. The Board of Commissioners hereby declares the Property to be *surplus property* as it relates to the operations of Paducah Water.

Section 2. Recitals and Authorizations. The Board of Commissioners hereby further approves the transfer of the Property to Bernie Walls, as Trustee, of the Bernie Walls Living Trust, the current owner of the parent tract from which this property was acquired, by quitclaim and for the consideration of \$1.00, excepting and reserving unto Paducah Water an easement for ingress and egress to access to the existing water main(s) located on the Property.

Section 3. Recitals and Authorizations. That the Mayor of the City of Paducah, Kentucky for the use and benefit of the Commissioners of Waterworks of the City of Paducah, DBA Paducah Water, be and he is hereby authorized to execute and deliver a quitclaim deed of the Property to Bernie Walls, as Trustee, of the Bernie Walls Living Trust, together with all other documentation necessary to effectuate the transfer of the Property.

Section 4. Severability. If any section, paragraph or provision of this Order 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 Order.

Section 5. Compliance with Open Meetings Laws. The City Commission hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of the City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

Section 6. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Order are, to the extent of such conflict, hereby repealed and the provisions of this Order shall prevail and be given effect.

Section 7. Effective Date. 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 _____

Adopted by the Board of Commissioners _____

Recorded by Tammara S. Sanderson, City Clerk, _____

Published by *The Paducah Sun*, _____

EXHIBIT A

BEGINNING AT A 5/8" STEEL ROD ON THE SOUTHERLY RIGHT OF WAY LINE OF THE KREBS STATION ROAD, SAID POINT BEING LOCATED N. 87 DEG 30' E. A DISTANCE OF 282.61' AND S. 2 DEG 30' E. A DISTANCE OF 25.00 FEET FROM THE POINT OF INTERSECTION OF THE CENTERLINE OF THE SOUTH FRIENDSHIP ROAD AND THE CENTERLINE OF THE KREBS STATION ROAD; THENCE, WITH THE SOUTHERLY RIGHT OF WAY LINE OF THE KREBS STATION ROAD N. 87 DEG 30' E. A DISTANCE OF 80.00 FEET TO A 5/8" STEEL ROD; THENCE, IN A SOUTHERLY DIRECTION S. 4 DEG 33' E. A DISTANCE OF 80.05 FEET TO A 5/8" STEEL ROD; THENCE, IN A WESTERLY DIRECTION S. 87 DEG 30' WEST A DISTANCE OF 82.86 FEET TO A 5/8" STEEL ROD; THENCE, IN A NORTHERLY DIRECTION N. 2 DEG 30' W. A DISTANCE OF 80.00 FEET TO A 5/8" STEEL ROD AND THE POINT OF BEGINNING.

THE ABOVE DESCRIBED SITE CONTAINS 6,514.4 SQUARE FEET OR 0.15 ACRES.

EXCEPTING AND RESERVING UNTO GRANTOR AN EASEMENT FOR INGRESS AND EGRESS TO ACCESS EXISTING WATER MAIN(S) LOCATED ON THE SUBJECT PROPERTY.

QUITCLAIM DEED

THIS DEED made and entered into this ____ day of _____, 2015, by and between CITY OF PADUCAH, KENTUCKY FOR THE USE AND BENEFIT OF THE COMMISSIONERS OF WATERWORKS, DBA PADUCAH WATER, SUCCESSOR IN INTEREST TO HENDRON WATER DISTRICT, a municipal corporation of the Home Rule class, of P O Box 2377, Paducah, KY 42002-2377, Grantor, and BERNIE WALLS, AS TRUSTEE, OF THE BERNIE B. WALLS LIVING TRUST DATED _____, of 2300 South Friendship Road, Paducah, KY 42003, Grantee;

WITNESSETH:

THAT FOR AND IN CONSIDERATION of the sum of One Dollar (\$1.00), cash in hand paid by the Grantee to the Grantor, and pursuant to the terms and conditions of the agreement among Hendron Water District and Grantor dated April 16, 2012, wherein Grantor assumed ownership, management and operation of the Hendron Water District's water distribution system, the receipt of which is hereby acknowledged by Grantor, Grantor does hereby remise, release and quitclaim, with no warranty whatsoever, unto the Grantee, his heirs and assigns forever, together with all the improvements, appurtenances and rights thereunto belonging, the following described property, lying and being in McCracken County, Kentucky, and more particularly described as follows:

BEGINNING AT A 5/8" STEEL ROD ON THE SOUTHERLY RIGHT OF WAY LINE OF THE KREBS STATION ROAD, SAID POINT BEING LOCATED N. 87 DEG 30' E. A DISTANCE OF 282.61' AND S. 2 DEG 30' E. A DISTANCE OF 25.00 FEET FROM THE POINT OF INTERSECTION OF THE CENTERLINE OF THE SOUTH FRIENDSHIP ROAD AND THE CENTERLINE OF THE KREBS STATION ROAD; THENCE, WITH THE SOUTHERLY RIGHT OF WAY LINE OF THE KREBS STATION ROAD N. 87 DEG 30' E. A DISTANCE OF 80.00 FEET TO A 5/8" STEEL ROD; THENCE, IN A SOUTHERLY DIRECTION S. 4 DEG 33' E. A DISTANCE OF 80.05 FEET TO A 5/8" STEEL ROD; THENCE, IN A WESTERLY DIRECTION S. 87 DEG 30' WEST A DISTANCE OF 82.86 FEET TO A 5/8" STEEL ROD; THENCE, IN A NORTHERLY DIRECTION N. 2 DEG 30' W. A DISTANCE OF 80.00 FEET TO A 5/8" STEEL ROD AND THE POINT OF BEGINNING.

THE ABOVE DESCRIBED SITE CONTAINS 6,514.4 SQUARE FEET OR 0.15 ACRES.

EXCEPTING AND RESERVING UNTO GRANTOR AN EASEMENT FOR INGRESS AND EGRESS TO ACCESS EXISTING WATER MAIN(S) LOCATED ON THE SUBJECT PROPERTY.

BEING THE SAME PROPERTY CONVEYED TO HENDRON WATER DISTRICT OF MCCRACKEN COUNTY, KENTUCKY, BY DEED DATED APRIL 29, 1971, OF RECORD IN DEED BOOK 528, PAGE 398, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

TO HAVE AND T O HOLD the same, together with all improvements thereon and all rights and appurtenances thereunto pertaining unto Grantee, his heirs and assigns forever.

Grantor and Grantee hereby swears and affirms, under penalty of perjury, that the foregoing transfer of real property is made by gift, nominal consideration, or no consideration and, further, that the estimated fair cash value for the interest in property hereby transferred is: \$500.00.

IN WITNESS WHEREOF, the Grantor and Grantee have hereunto set their hands.

GRANTOR:

GRANTEE:

CITY OF PADUCAH, KENTUCKY, FOR THE USE AND BENEFIT OF THE COMMISSIONERS OF WATERWORKS OF THE CITY OF PADUCAH, DBA PADUCAH WATER, SUCCESSOR IN INTEREST TO HENDRON WATER DISTRICT

BERNIE WALLS, AS TRUSTEE, OF THE BERNIE B. WALLS LIVING TRUST DATED _____

By: _____

Title: _____

STATE OF KENTUCKY)

COUNTY OF McCracken)

The foregoing instrument was sworn and acknowledged before me this ____ day of _____, 2015, by _____, _____ (title) of the City of Paducah, Kentucky for the use and benefit of the Commissioners of WaterWorks of the City of Paducah, DBA Paducah Water, successor in interest to Hendron Water District, a municipal corporation of the Home Rule class, on behalf of said municipal entity, Grantor.

My commission expires: _____

NOTARY PUBLIC, STATE AT LARGE

STATE OF KENTUCKY)

COUNTY OF McCracken)

The foregoing instrument was sworn and acknowledged before me this ____ day of _____, 2015, by Bernie Walls, as Trustee, of the Bernie B. Walls Living Trust dated _____, on behalf of said trust, Grantee.

My commission expires: _____

NOTARY PUBLIC, STATE AT LARGE

This instrument was prepared by the undersigned without the benefit of a title exam and based upon information supplied by the Grantor. The undersigned assumes no responsibility for the accuracy of same.

This instrument prepared by:

DENTON & KEULER, LLP
P.O. Box 929
Paducah, Kentucky 42002-0929
190163.doc

Send current year tax bill to:
Bernie Walls
2300 South Friendship Road
Paducah, KY 42003

Agenda Action Form Paducah City Commission

Meeting Date: July 14, 2015

Short Title: Purchase of One (1) Mini Van to be used by the Parks Department

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Randy Crouch, EPW Maintenance Supt.
Kathy Wyatt, EPW Admin Asst. III

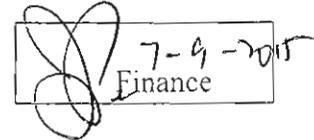
Presentation By: Rick Murphy, P.E., City Engineer-Public Works Director

Background Information:

On June 4, 2015, sealed written bids were opened for the purchase of one (1) Mini Van to be used by the Parks Department. Two bids were received. One from Linwood Motors in the amount of \$22,996.00, and one from Landers Ford in the amount of \$25,326.00. The delivery time on the Mini Van will be 120 days after contract execution. This is to replace a 2002 Ford Villager Van, unit #303, which is in the fleet plan.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

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

 7-9-2015
Finance

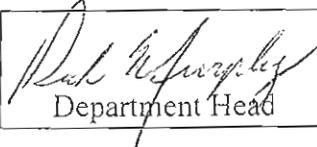
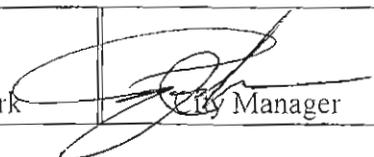
Account Number: 071-0210-542-4005

Staff Recommendation:

To receive and file the bid and adopt an Ordinance authorizing the Mayor to execute a contract with Linwood Motors for the purchase of one (1) Mini Van for use by the Parks Department in the total amount of \$22,996.00.

Attachments:

Bids, Bid Tab, Advertisement, Proposed Contract

 Department Head	City Clerk	 City Manager
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ORDINANCE NO. 2015-7-_____

AN ORDINANCE ACCEPTING THE BID OF LINWOOD MOTORS FOR SALE TO THE CITY OF ONE (1) MINIVAN FOR USE BY THE PADUCAH PARKS SERVICES DEPARTMENT, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The City of Paducah accepts the bid of Linwood Motors in the total amount of \$22,996.00, for the purchase of one (1) minivan for use by the Paducah Parks Services Department, said bid being in substantial compliance with bid specifications, as contained in the bid of Linwood Motors on June 4, 2015.

SECTION 2. The Mayor is hereby authorized to execute a contract with Linwood Motors for the purchase of one (1) minivan, authorized in Section 1 above, according to the specifications, bid proposal, addendum and all contract documents heretofore approved and incorporated in the bid.

SECTION 3. This purchase shall be charged to the Rolling Stock/Vehicles-Fleet Lease Trust Fund Account, account number 071-0210-542-4005.

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

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, July 14, 2015

Adopted by the Board of Commissioners, July 21, 2015

Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015

Published by The Paducah Sun, _____

\\ord\pworks\vehicle-minivan-parks 7-2014

CITY OF PADUCAH
ENGINEERING-PUBLIC WORKS DEPARTMENT

New Mini Van

LOWEST EVALUATED BID

BID OPENING: 2:00 p.m. CST - June 4, 2015

OFFICIAL BIDDER OF RECORD	Landers Ford	Linwood Motors
Contact: Mailing Address:	Michael Hagan 2082 West Poplar Ave Collierville, TN 38017 504 944-9820	Phillip Morris 3345 Park Ave Paducah Ky 42001 270 444-6901
(1) New Mini Van	<u>\$25,326.00</u>	<u>\$22,996.00</u>

Delivery Time	3 Days	120 Days
Manufacturer	Ford	Dodge

REQUIRED DOCUMENTS:

1. Bidder's Required Certification	Yes	Yes
2. Manufacturer's Specifications	Yes	Yes
3. Warranty Information	Yes	Yes
4. Deviations with Information	Yes	None
6. Kentucky State Bidders	No	Yes

Responsive & Responsible Bidder:	No	Yes
Evaluation Score:	N/A	1000
BID RECOMMENDED FOR ACCEPTANCE	No	Yes

CITY OF PADUCAH, KENTUCKY
ENGINEERING-PUBLIC WORKS DEPARTMENT

AGREEMENT TO PURCHASE ONE (1) NEW MINIVAN

THIS AGREEMENT, made this _____ day of _____, 20____ by and between the CITY OF PADUCAH, hereinafter called the OWNER, and Linwood Motors hereinafter called the VENDOR, for the consideration hereinafter named, agree as follows:

ARTICLE 1. SCOPE OF WORK

The Vendor shall provide **One (1) Mini Van** to be used by the Parks Department in full compliance with the Bid Proposal Dated June 4, 2015 and with this Agreement, the Specifications and any Addendum(s) issued.

ARTICLE 2. TIME FOR COMPLETION AND LIQUIDATED DAMAGES

The Vendor hereby agrees to commence work under this Contract and to fully complete the delivery of the aforementioned Vehicle(s) within **120** consecutive calendar days thereafter from the date of this Agreement.

ARTICLE 3. THE CONTRACT SUM

The Owner agrees to pay the Vendor the following, subject to additions and deductions provided therein: **Twenty-Two Thousand Nine Hundred Ninety Six Dollars (\$22,996.00)** as quoted in the aforementioned Vendor's Bid Proposal and as approved by the Board of Commissioners on _____ by Ordinance # _____.

ARTICLE 4. PAYMENTS

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

ARTICLE 5. GOVERNING LAW

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

ARTICLE 6. THE CONTRACT DOCUMENTS

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

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

VENDOR

BY _____
TITLE _____

ADDRESS:

CITY OF PADUCAH, KENTUCKY

BY _____
Gayle Kaler, Mayor

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

Agenda Action Form Paducah City Commission

Meeting Date: July 14, 2015

Short Title: Purchase of One (1) Jeep Patriot to be used by the Parks Department

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 June 8, 2015, sealed written bids were opened for the purchase of one (1) Compact SUV to be used by the Parks Department. Two bids were received. One from Linwood Motors in the amount of \$24,984.00, and one from Paducah Ford Lincoln Mazda in the amount of \$27,526.00. The delivery time on the Compact SUV will be 120 days after contract execution. This is to replace a 2001 Jeep Cherokee, unit #302, which is in the fleet plan.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

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



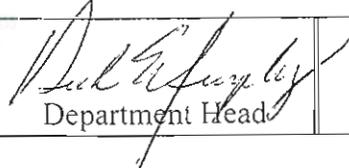
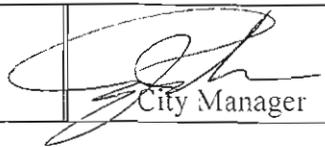
Account Number: 071-0210-542-4005

Staff Recommendation:

To receive and file the bid and adopt an Ordinance authorizing the Mayor to execute a contract with Linwood Motors for the purchase of one (1) Compact SUV for use by the Parks Department in the total amount of \$24,984.00.

Attachments:

Bids, Bid Tab, Advertisement, Proposed Contract

 Department Head	City Clerk	 City Manager
--	------------	--

ORDINANCE NO. 2015-7-_____

AN ORDINANCE ACCEPTING THE BID OF LINWOOD MOTORS FOR SALE TO THE CITY OF ONE (1) JEEP PATRIOT FOR USE BY THE PADUCAH PARKS SERVICES DEPARTMENT, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The City of Paducah accepts the bid of Linwood Motors in the total amount of \$24,984.00, for the purchase of one (1) Jeep Patriot for use by the Paducah Parks Services Department, said bid being in substantial compliance with bid specifications, as contained in the bid of Linwood Motors on June 8, 2015.

SECTION 2. The Mayor is hereby authorized to execute a contract with Linwood Motors for the purchase of one (1) Jeep Patriot, authorized in Section 1 above, according to the specifications, bid proposal, addendum and all contract documents heretofore approved and incorporated in the bid.

SECTION 3. This purchase shall be charged to the Rolling Stock/Vehicles-Fleet Lease Trust Fund Account, account number 071-0210-542-4005.

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

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, July 14, 2015

Adopted by the Board of Commissioners, July 21, 2015

Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015

Published by The Paducah Sun, _____

\\ord\pworks\vehicle-jeep-parks

7-2014

CITY OF PADUCAH
ENGINEERING-PUBLIC WORKS DEPARTMENT

Compact SUV

LOWEST EVALUATED BID

BID OPENING: 2:00 p.m. CST - June 8, 2015

OFFICIAL BIDDER OF RECORD Contact: Mailing Address:	Paducah Ford Mike Craft 3476 Park Ave Paducah, Ky 42001 270 444-0011	Linwood Motors Phillip Morris 3345 Park Ave Paducah Ky 42001 270 444-6901
(1) New Compact SUV	<u>\$27,526.00</u>	<u>\$24,984.00</u>

Delivery Time	84 Days	120 Days
Manufacturer	Ford	Jeep

REQUIRED DOCUMENTS:

1. Bidder's Required Certification	Yes	Yes
2. Manufacturer's Specifications	Yes	Yes
3. Warranty Information	Yes	Yes
4. Deviations with Information	None	None
6. Kentucky State Bidders	Yes	Yes

Responsive & Responsible Bidder:	Yes	Yes
Evaluation Score:	712.8	1000
BID RECOMMENDED FOR ACCEPTANCE	No	Yes

CITY OF PADUCAH, KENTUCKY
ENGINEERING-PUBLIC WORKS DEPARTMENT

AGREEMENT TO PURCHASE One (1) New Jeep Patriot

THIS AGREEMENT, made this _____ day of _____, 20____ by and between the CITY OF PADUCAH, hereinafter called the OWNER, and Linwood Motors hereinafter called the VENDOR, for the consideration hereinafter named, agree as follows:

ARTICLE 1. SCOPE OF WORK

The Vendor shall provide **One (1) New Jeep Patriot** to be used by the Parks Department in full compliance with the Bid Proposal Dated June 8, 2015 and with this Agreement, the Specifications and any Addendum(s) issued.

ARTICLE 2. TIME FOR COMPLETION AND LIQUIDATED DAMAGES

The Vendor hereby agrees to commence work under this Contract and to fully complete the delivery of the aforementioned Vehicle(s) within 120 consecutive calendar days thereafter from the date of this Agreement.

ARTICLE 3. THE CONTRACT SUM

The Owner agrees to pay the Vendor the following, subject to additions and deductions provided therein: Twenty-Four Thousand Nine Hundred Eighty-Four Dollars (\$24,984.00) as quoted in the aforementioned Vendor's Bid Proposal and as approved by the Board of Commissioners on _____ by Ordinance # _____.

ARTICLE 4. PAYMENTS

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

ARTICLE 5. GOVERNING LAW

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

ARTICLE 6. THE CONTRACT DOCUMENTS

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

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

VENDOR

BY _____
TITLE _____

ADDRESS:

CITY OF PADUCAH, KENTUCKY

BY _____
Gayle Kaler, Mayor

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

Agenda Action Form Paducah City Commission

Meeting Date: July 14, 2015

Short Title: Purchase of One (1) Sewer Pumper Truck to be used by the EPW/Street Department

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 May 21, 2015, sealed written bids were opened for the purchase of one (1) Sewer Pumper Truck to be used by the EPW/Street Department. One responsive bid was received from Jack Doheny Companies in the amount of \$365,000.00. The delivery time on the Sewer Pumper Truck will be 180 days after contract execution. This is to replace a 2004 Sterling Sewer Pumper Truck, unit #625 which is in the fleet plan.

NOTE: Jack Doheny Companies has guaranteed the City of Paducah a trade in value of \$42,500.00 if a higher value cannot be reached on an online auction sale.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

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


7/9/2015
Finance

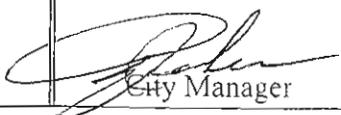
Account Number: 071-0210-542-4005

Staff Recommendation:

To receive and file the bid and adopt an Ordinance authorizing the Mayor to execute a contract with Jack Doheny Companies for the purchase of one (1) Sewer Pumper Truck for use by the EPW/Street Department in the total amount of \$365,000.00

Attachments:

Bids, Bid Tab, Advertisement, Proposed Contract

 Department Head	City Clerk	 City Manager
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ORDINANCE NO. 2015-7-_____

AN ORDINANCE ACCEPTING THE BID FOR SALE TO THE CITY OF ONE SEWER PUMP TRUCK FOR USE BY THE ENGINEERING-PUBLIC WORKS DEPARTMENT AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The City of Paducah accepts the bid of Jack Doheny Companies in an amount not to exceed \$365,000.00, for sale to the City of one (1) sewer pump truck, for use by the Engineering-Public Works Department, said bid being in substantial compliance with bid specifications, and as contained in the bid of Jack Doheny Companies, of May 21, 2015.

SECTION 2. The Mayor is hereby authorized to execute a contract with Jack Doheny Companies for the purchase of one (1) sewer pump truck, authorized in Section 1 above, according to the specifications, bid proposal and all contract documents heretofore approved and incorporated in the bid.

SECTION 3. This purchase shall be charged to Rolling Stock/Vehicles account, account number 071-0210-542-4005.

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

Mayor

ATTEST:

Tammara S. Sanderson, City Clerk

Introduced by the Board of Commissioners, July 14, 2015

Adopted by the Board of Commissioners, July 21, 2015

Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015

Published by The Paducah Sun, _____

\ord\pworks\truck-sewer pump

CITY OF PADUCAH
 ENGINEERING-PUBLIC WORKS DEPARTMENT

2015 Sewer Pumper Truck

LOWEST EVALUATED BID

BID OPENING: Thursday, May 21, 2015 - 2:00 PM CST

OFFICIAL BIDDER OF RECORD Contact: Mailing Address:	Jack Doheny Companies David Gower 777 Doheny Ct. Northville, MI 48167 502 262-6001
Sewer Pumper Truck	<u>\$365,000.00</u>
Trade In Value Offered	\$42,500.00

Delivery Time	120-180 days
Manufacturer	Vactor

REQUIRED DOCUMENTS:

1. Bidder's Required Certification	YES
2. Manufacturer's Specifications	YES
3. Warranty Information	YES
4. Compliance with Tech Specs form	YES
5. Deviations with Information	YES

Responsive & Responsible Bidder:	YES
Evaluation Score:	1,000
BID RECOMMENDED FOR ACCEPTANCE	YES

CITY OF PADUCAH, KENTUCKY
ENGINEERING-PUBLIC WORKS DEPARTMENT

AGREEMENT TO PURCHASE ONE (1) NEW SEWER PUMPER TRUCK

THIS AGREEMENT, made this _____ day of _____, 20____ by and between the **CITY OF PADUCAH**, hereinafter called the OWNER, and **Jack Doheny Companies** hereinafter called the **VENDOR**, for the consideration hereinafter named, agree as follows:

ARTICLE 1. SCOPE OF WORK

The Vendor shall provide **One (1) New Sewer Pumper Truck** to be used by the Engineering-Public Works Department, Street Division in full compliance with the Bid Proposal Dated **Thursday, May 21, 2015** and with this Agreement, the Specifications and any Addendum(s) issued.

ARTICLE 2. TIME FOR COMPLETION AND LIQUIDATED DAMAGES

The Vendor hereby agrees to commence work under this Contract and to fully complete the delivery of the aforementioned Vehicle(s) within **180** consecutive calendar days thereafter from the date of this Agreement.

ARTICLE 3. THE CONTRACT SUM

The Owner agrees to pay the Vendor the following, subject to additions and deductions provided therein: **Three Hundred Sixty-Five Thousand Dollars (\$365,000.00)** as quoted in the aforementioned Vendor's Bid Proposal and as approved by the Board of Commissioners on _____ by Ordinance # _____. **NOTE:** Jack Doheny Companies has guaranteed the City of Paducah a trade in value of **\$42,500.00** if a higher value cannot be reached on an online auction sale.

ARTICLE 4. PAYMENTS

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

ARTICLE 5. GOVERNING LAW

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

ARTICLE 6. THE CONTRACT DOCUMENTS

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

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

VENDOR

BY _____
TITLE _____

ADDRESS:

CITY OF PADUCAH, KENTUCKY

BY _____
Gayle Kaler, Mayor

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

Agenda Action Form Paducah City Commission

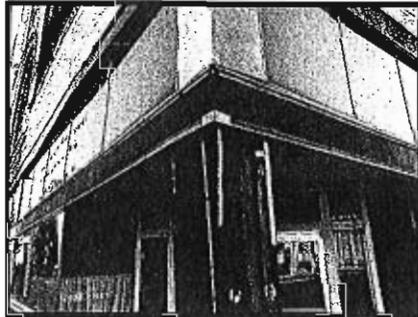
Meeting Date: July 14th, 2015

Short Title: Purchase of 432 Broadway

Ordinance Emergency Municipal Order Resolution Motion

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

Background Information:



Key Components:

The City of Paducah is applying for a Community Development Block Grant authorized by Municipal Order 1839. The CDBG funds will be utilized to offset the costs associated with the Demolition of 432 Broadway.

The City must own the property before the City of Paducah can apply for the \$500,000.00 CDBG. The intent of this ordinance is to authorize the Mayor to execute all documents required to purchase 432 Broadway.

Staff Recommendations:

Purchase 432 Broadway for \$1.00

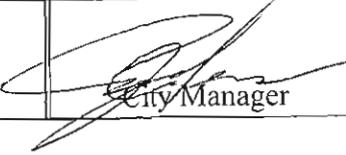
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available:

Account Name: 432 Broadway
Account Number: 04088275362307
Project Number: DT-0034

Finance

Attachments:

 Department Head	City Clerk	 City Manager
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**AN ORDINANCE AUTHORIZING AND APPROVING THE
ACQUISITION OF THE REAL PROPERTY LOCATED AT 432 BROADWAY,
PADUCAH, McCRACKEN COUNTY, KENTUCKY FOR PURPOSES OF PUBLIC
SAFETY**

WHEREAS, 432 Broadway, L.L.C., a Texas limited liability company, (“L.L.C.”) is the current owner of the real property including all structures and improvements located at 432 Broadway, Paducah, McCracken County, Kentucky, which is more particularly described on **Exhibit “A,”** attached hereto (the “Property”); and

WHEREAS, the structural integrity of the Property located at 432 Broadway, Paducah, McCracken County, Kentucky, have deteriorated causing need for the City of Paducah to condemn the property; and

WHEREAS, the L.L.C. does not have the financial means to bring the Property up to code or the financial means to pay for the demolition of the Property; and

WHEREAS, for the welfare and safety of the citizens of the City of Paducah, the Board of Commissioners deem it is necessary for the City of Paducah to acquire the Property from the L.L.C. for the sum of \$1.00 and to proceed with demolition of the structure; and

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Board of Commissioners of the City of Paducah hereby approves and consents to the acquisition of the Property and the execution of the Purchase Agreement and Deed of Conveyance in order for the City to acquire the Property for the sum of \$1.00. It is further determined that the Mayor, on behalf of the City of Paducah, Kentucky, is hereby authorized to execute the transaction documents and any other documents necessary to accomplish and consummate the acquisition in accordance with this Ordinance.

SECTION 2. That the Board of Commissioners of the City of Paducah authorizes the purchase of the Property for the sum of \$1.00 as set out in the Purchase Agreement and Deed from L.L.C. to City of Paducah.

SECTION 3. The Finance Director is hereby authorized to make said expenditure approved in Section 2 from project account _____.

SECTION 4. Corporate Counsel is hereby authorized to conduct such due diligence and investigation as it deems necessary and in the best interest of the City. Further Corporate Counsel is authorized to prepare the purchase agreement, deed, closing statement and any other documents necessary to accomplish and consummate the acquisition between the L.L.C. and City.

SECTION 5. If any section, paragraph or provision of this Ordinance 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 Ordinance.

SECTION 6. This City Commission hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

SECTION 7. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed and the provisions of this Ordinance shall prevail and be given effect.

SECTION 8. 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, July 14, 2015.
Adopted by the Board of Commissioners, July 21, 2015.
Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015.
Published by The Paducah Sun, _____, 2015.
\\ord\plan\prop pur-432 broadway

EXHIBIT "A"

BEING A 2779.20 SQUARE FOOT TRACT LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF BROADWAY AND SOUTH FIFTH STREET, AS SHOWN ON THE WAIVER OF SUBDIVISION OF THE A. S. FROCKT PROPERTY OF RECORD IN PLAT SECTION "H", PAGE 247, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

BEING THE SAME PROPERTY CONVEYED TO 432 BROADWAY L.L.C., A TEXAS LIMITED LIABILITY COMPANY, BY DEED DATED AUGUST 15, 2007, OF RECORD IN DEED BOOK 1128, PAGE 490, MCCRACKEN COUNTY COURT CLERK'S OFFICE.

Agenda Action Form Paducah City Commission

Meeting Date: July 14th, 2015

Short Title: Demolition of structure located at 432 Broadway

Ordinance Emergency Municipal Order Resolution Motion

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

Presentation By: Steve Ervin

Background Information:

In an effort to alleviate safety concerns, staff recently solicited bids for the demolition of the structure located at 432 Broadway. All work performed will comply with current City codes and regulations and all Community Development Block Grant guidelines (CDBG).

Staff Analysis:

The City of Paducah has been working with the property owner since a correction notice was issued in December of 2010.

On May 13th, 2015 a meeting was held with Mr. O'Leary to discuss what his redevelopment intentions were. Mr. O'Leary reiterated that he was not prepared to spend monies on demolition and or repair of the building and would be willing to transfer the building to the City.

Following the meeting, the City of Paducah contacted Sullivan Cozart out of Louisville Kentucky. This firm was contacted because of staff knowledge of extensive rehabilitation work in Louisville. Sullivan Cozart provided the City with both preliminary demolition and rehabilitation estimates.

1. Preliminary demolition estimates provided were \$432,000.00 and not to exceed \$657,000.00 if temporary shoring was required in the adjacent building.
2. Preliminary stabilization estimates were between \$1.9 — \$2 million. It should be noted this number only stabilizes the structure. (This number represents KBC Section 1613 which requires the remaining portion of the structure be brought up to 75% of the current seismic code and 100% of the current wind load code)

With the understanding that the building is owned by an LLC, and that the City may ultimately be responsible for the demolition or stabilization of the structure, the City initiated a CDBG Grant application process. This CDBG may reimburse the City up to \$500k of demolition costs. The application is scheduled to be submitted in August and notice of funding is expected in March of 2016.

Bids:

In full compliance with the City's procurement policies, staff solicited sealed bids through an advertisement in the Paducah Sun on June 21st, 2015. Based on the scope of work, staff anticipated the contractor's bids to total somewhere in the neighborhood of \$500,000 - \$650,000. Bids were opened at 3:31 PM on Monday, July 6th, 2015 with the following results:

432 Broadway Bids:

- 1. Environmental Abatement, Inc.: \$458,685.00
- 2. Cardinal Industrial Insulation, Co., Inc: \$596,432.00

Staff reviewed each bid in order to determine the most qualified contractor based on CDBG procurement requirements. The City must award the contract to the lowest responsible and responsive bidder if the bid is within the budgeted amount. To be responsive, the bidder must have submitted all required CDBG required documentation including; Prevailing Wage Certification, Equal Employment Opportunity Certification, Section 3 Certification, Bid Form and Bid Bond.

Staff Recommendations:

Staff recommends that the demolition contract be awarded to Environmental Abatement, Inc. for the amount of \$458,685.00. Currently \$200,000.00 exists within the 432 Broadway Project Account. The City of Paducah will be applying for a \$500,000.00 CDBG grant in August.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available:

Account Name: 432 Broadway
 Account Number: 04088275362307
 Project Number: DT-0034

[Handwritten Signature]
 7/6/2015
 Finance

A Community Development Block Grant application for up to \$500,000.00 is anticipated to be the primary source of funding for the work. Should the grant application not be successful, required monies will be drawn from unspent 2013B Series bond proceeds.

Staff Recommendation: Approval

Attachments:

<i>[Handwritten Signature]</i> Department Head	City Clerk	<i>[Handwritten Signature]</i> City Manager
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ORDINANCE NO. 2015-7-_____

AN ORDINANCE ACCEPTING THE BID OF ENVIRONMENTAL ABATEMENT, INC., FOR DEMOLITION OF A CONDEMNED/UNSAFE STRUCTURE LOCATED AT 432 BROADWAY IN THE CITY OF PADUCAH, 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 Environmental Abatement, Inc., in the amount \$458,685.00 for demolition of a condemned/unsafe structure at 432 Broadway in the City of Paducah, said bid being in substantial compliance with the bid specifications, and as contained in the bid of Environmental Abatement, Inc., of July 6, 2015.

SECTION 2. That the Mayor is hereby authorized to execute a contract with Environmental Abatement, Inc., for services as set out in Section 1 above, according to the specifications and all contract documents heretofore approved and incorporated in the bid.

SECTION 3. This expenditure shall be charged to DT-0034 Project Account. A Community Development Block Grant application for up to \$500,000 is anticipated to be the primary source of funding for the work. Should the grant application not be successful, required monies will be drawn from unspent 2013B Series bond proceeds.

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, July 14, 2015
Adopted by the Board of Commissioners, July 21, 2015
Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015
Published by The Paducah Sun, _____
ord\insp\demo-432 broadway

CITY OF PADUCAH, KY

Bid Tabulation

432 Broadway Demolition

Bid Opening: July 6, 2015, 3:30 p.m. CDT

No.	Bidder	Total Bid Amount
1	Cardinal Industrial Insulation Co., Inc.	\$ 596,432. ⁰⁰
2	Environmental Abatement, Inc.	\$ 458,685. ⁰⁰
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		

**Agenda Action Form
Paducah City Commission**

Meeting Date: 07/14/2015

Short Title: Request for an Ordinance approving bid for construction of single family residence at 1532 Monroe Street.

Ordinance Emergency Municipal Order Resolution Motion

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



Blue Ridge Manor

Background Information:

In keeping with the City's commitment to revitalize the Fountain Avenue neighborhood, the Planning Department is requesting an Ordinance to accept the recommendation of the Urban Renewal and Community Development Agency authorizing the Mayor to execute a contract between the City of Paducah and Jim Steele Construction to build a new single family residence known as the "Blue Ridge Manor" on the Urban Renewal owned property located at 1532 Monroe Street in the Fountain Avenue neighborhood. The Planning Department staff will oversee the construction of this residence and market the house to new homebuyers during and upon completion of the project.

On June 25th, 2015, the Planning Department of the City solicited bids on behalf of the Urban Renewal and Community Development agency via Public Notice, City website postings, and letters to contractors for the construction of a 1,400 SF single family residence to be constructed in the Fountain Avenue neighborhood at 1532 Monroe Street. Three bids were received by the deadline on July 2nd, 2015. Using the bid scoring criteria published with the requests for bids, Planning Staff ranked the bids with Jim Steele Construction scoring the highest. A full staff report was presented to the Urban Renewal Board on July 7th, 2015 resulting in a URCDA Board decision recommending that the City Commission execute an ordinance authorizing the Mayor to execute a contract between the City and Jim Steele Construction for the amount of \$142,700.00 for the construction of the “Blue Ridge Manor” as per specifications included in the bid packet.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available:

Finance

The project will be funded through the Fountain Avenue Project account CD-0040.

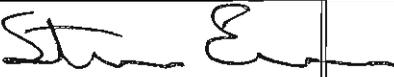
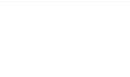
Account Name: Fountain Avenue Project
 Account Number: 040-8827-536-2307
 Project Number: CD-0040

Staff Recommendation:

Staff recommends that the Commission adopt an ordinance authorizing the Mayor to execute a contract between the City of Paducah and Jim Steele Construction to construct the single family residence as per house plans known as the “Blue Ridge Manor” at 1532 Monroe Street according to the bid specifications as contained in the bid documents dated July 2nd, 2015.

Attachments:

- Bid tabulation Sheet
- Three submitted bids

 Department Head	 City Clerk	 City Manager
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ORDINANCE NO. 2015-7-_____

AN ORDINANCE APPROVING THE RECOMMENDATION OF THE URBAN RENEWAL AND COMMUNITY DEVELOPMENT AGENCY TO ACCEPT THE BID OF JIM STEELE CONSTRUCTION FOR CONSTRUCTION OF A NEW HOME AT 1532 MONROE STREET, AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT FOR SAME

WHEREAS, on June 25, 2015, the Paducah Planning Department solicited bids on behalf of the City of Paducah for construction of a new home located at 717 Harrison Street via public notice in the Paducah Sun, postings on the paducahky.gov website, and letters to contractors; and

WHEREAS, bids were opened on July 2, 2015, by the Paducah Planning Department; and

WHEREAS, the Urban Renewal and Community Development Agency recommends the City of Paducah accept the bid of Jim Steele Construction for the construction of a new home located at 1532 Monroe Street.

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah accepts the bid of Jim Steele Construction in the amount of \$142,700.00, for the construction of a new home at 1532 Monroe Street, said bid is in substantial compliance with the bid specifications, advertisement for bids, and as contained in the bid dated July 2, 2015.

SECTION 2. The Mayor is hereby authorized to execute a contract with Jim Steele Construction for the construction of a new home at 1532 Monroe Street, according to the specifications, bid proposal and all contract documents heretofore approved and incorporated in the bid.

SECTION 3. This expenditure will be funded through the Fountain Avenue Project account, project number CD-0040.

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, July 14, 2015

Adopted by the Board of Commissioners, July 21, 2015

Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015

Published by The Paducah Sun, _____

\ord\plan\contract-Jim Steele Construction-1532 Monroe

Bid Tabulation Sheet
New Single Family Construction
1532 Monroe Street

Bidder:	Total Bid Amount
Jim Steele Construciton 844 Downing Lane Benton, KY 42025	\$142,700
D & D Construction P O Box 1482 Paducah, KY 42002-1482	\$164,900
Mitchell Construction LLC 342 Calvert Drive Paducah, KY 42003	\$177,699

**Agenda Action Form
Paducah City Commission**

Meeting Date: 14 July 2015

Short Title: 2015 KY Office of Homeland Security LEPP Grant

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Robin Newberry; Sheryl Chino

Presentation By: Chief Brandon Barnhill

Background Information: The Kentucky Office of Homeland Security (KOHS), Law Enforcement Protection Program (LEPP) will reimburse law enforcement agencies for prior-approved items including body armor, duty weapons, ammunition and electronic control devices. The Police Department has received awards from this program in the past with the most recent allocation being in 2014 for the purchase of 14 body armor vests.

The Police Department has been awarded \$23,940 to reimburse the city for the purchase of 36 body armor vests. The grant award does not require matching funds. The grant application was approved by the City Commission on February 24, 2015 through municipal order 1821.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Project Name: 2015 LEPP Grant
Project #: PO0089
File #: 6.273
Acct. #: 040-1616-521.23-07
Budget: \$23,940.00
Source of Funds: State grant, no match

Finance

Staff Recommendation: Authorize and direct the Mayor to execute the grant agreement and related documents.

 Police Dept. Head	City Clerk	 City Manager
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ORDINANCE NO. 2015-7-_____

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A GRANT AGREEMENT AND ALL DOCUMENTS RELATING THERETO WITH THE KENTUCKY OFFICE OF HOMELAND SECURITY FOR A LAW ENFORCEMENT PROTECTION PROGRAM GRANT AWARD

WHEREAS, the City of Paducah applied for a Kentucky Office of Homeland Security Grant adopted by Municipal Order No. 1821 on February 24, 2015, for assistance with purchasing body armor vests to be used by the Paducah Police Department; and

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

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The Mayor is hereby authorized and directed to execute a Grant Agreement and all documents relating thereto with the Kentucky Office of Homeland Security to obtain a Law Enforcement Protection Program Grant Award in the amount of \$23,940 for assistance with purchasing body armor vests to be used by the Paducah Police Department.

SECTION 2. This expenditure shall be charged to Project Account No. PO0089.

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, July 14, 2015
Adopted by the Board of Commissioners, July 21, 2015
Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015
Published by The Paducah Sun, _____
\\ord\plan\grants\homeland security – LEPP Body Armor Vests 7-2015

Agenda Action Form Paducah City Commission

Meeting Date: July 14, 2015

Short Title: Street Name Change for a portion of South 7th Street to
Clarence Gaines Street

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Angela Weeks, EPW Proj Mgr
Presentation By: Jeff Peterson, City Manager

Background Information:

A petition was submitted by the NAACP to the City Manager's office requesting that a portion of South 7th Street located from Broadway to Jones Street be renamed to "Clarence Gaines Street." This portion of South 7th Street from Broadway to Jones Street affects eight blocks of 21 adjacent property owners consisting of 41 separate parcels.

Upon submission of the NAACP petition for the subject street name change, 10 property owners agreed and supported the change while 3 property owners did not. Additionally, the Engineering-Public Works Department made several attempts to contact the 8 property owners not represented by the subject petition without success. The remaining property owner, Urban Renewal and Community Development, is a City owned agency.

If approved, renaming this street will cause an address change for all records associated with the 41 parcels affected. Example of some records that will need to be revised consist of, but are not limited to, all mail and postal delivery services, social security, federal and income tax records, all state, county, city and mapping records, 911, Police and Fire.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

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

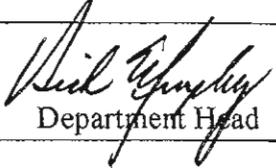
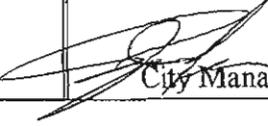
Finance

Recommendation:

As the Board of Commissioners, you are the authority to authorize this street name change. Should the Board approve the aforementioned street name change, the Engineering-Public Works Department will make every effort to accurately identify all parcels and notify the appropriate public agencies of these address changes.

Attachments:

Property Owner List and GIS Map

 Department Head	City Clerk	 City Manager
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ORDINANCE NO. 2015-7-_____

AN ORDINANCE RENAMING A PORTION OF SOUTH 7TH STREET
TO CLARENCE GAINES STREET

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the name of the portion of South 7th Street located from
Broadway to Jones Street be renamed to Clarence Gaines Street.

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, July 14, 2015
Adopted by the Board of Commissioners, July 21, 2015
Recorded by Tammara S. Sanderson, City Clerk, July 21, 2015
Published by The Paducah Sun, _____
\ord\eng\st name change-7th st to Clarence Gaines