



**CITY COMMISSION MEETING
AGENDA FOR NOVEMBER 17, 2015
5:30 P.M.
CITY HALL COMMISSION CHAMBERS
300 SOUTH FIFTH STREET**

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE – John Holtgrewe, PTHS Junior

ADDITIONS/DELETIONS

PRESENTATIONS:

- 1) Civic Beautification Board Annual Business Awards – M. HAMMOND & D. LONG
- 2) BBQ on the River Event Recap – D. BOGGS

	I.	<u>MINUTES</u>
	II.	<u>APPOINTMENT</u>
		A. Historical Architectural Review Commission
		B. City Hall Schematic Design Advisory Group
	III.	<u>MUNICIPAL ORDER</u>
		A. Personnel Actions
	IV.	<u>ORDINANCE – ADOPTION</u>
		A. Amend Zoning Regulations for Homeless Shelters – S. ERVIN
		B. Authorize Professional Engineering Service Agreement for Construction Administration and Resident Inspection Services for the Riverfront Redevelopment Project Phase 1-B – R. MURPHY
	V.	<u>ORDINANCES – INTRODUCTION</u>
		A. February Snow Storm FEMA Disaster Funding – S. ERVIN
	VI.	<u>CITY MANAGER REPORT</u>
	VII.	<u>MAYOR & COMMISSIONER COMMENTS</u>
	VIII.	<u>PUBLIC COMMENTS</u>
	IX.	<u>EXECUTIVE SESSION</u>

NOVEMBER 10, 2015

2nd Place
PEYTON PATEL 10th Grade PTHS

3rd Place
ANNA GRACE MCGEE 10th Grade PTHS

ANNOUNCEMENT OF THE DISTINGUISHED VETERAN

Army Capt. Robert Burgess, Chair of the Veterans Day Parade Committee, thanked the City for its support of the Veterans Day Parade and announced that Army Command Sergeant Major Scott Garrett has been chosen as this year's Distinguished Veteran and Parade Marshal. Mayor Kaler presented a Duke of Paducah award to CSM Garrett.

DUKE OF PADUCAH

Mayor Kaler presented a Duke of Paducah to Kelly and Todd DeRezza for their son, Master-At-Arms Seaman Tyler W. DeRezza. While home on leave from Naples, Italy, MA DeRezza was the first to respond in saving the life of a 13-year old boy that was hurt in a dirt bike accident.

PRESENTATION

EFFORTS OF HUD & VETERANS ADMINISTRATION TO ADDRESS HOMELESS VETERANS IN THE PADUCAH-McCRACKEN COUNTY AREA

Christopher Taylor, Field Office Director of the U. S. Housing and Urban Development office in Louisville, made a presentation regarding the efforts to end veteran homelessness. Mr. Taylor announced that Paducah is the first city in Kentucky to receive the designation of the federal board to end veteran homelessness. Through Mayor Kaler's initiative the City joined the "Mayors Challenge to End Veteran Homelessness". Representatives from several agencies which are partnering with the City to help end veteran homelessness attended the meeting. The agencies are as follows: Paducah Cooperative Ministry, Marion VA Center, Housing Authority of Paducah, Merryman House, Centerstone Supportive Services for Veteran Families Program, Kentucky Department of Veteran Affairs and City of Paducah Section 8 Housing Program. At the end of the presentation, Mayor Kaler presented a proclamation to Mr. Taylor proclaiming November 11, 2015, as "Homeless Veterans Support Day".

MINUTES

Commissioner Abraham offered motion, seconded by Commissioner Gault, that the reading of the Minutes for the November 3, 2015, City Commission meeting be waived and the Minutes of said meeting prepared by the City Clerk be approved as written.

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

APPOINTMENTS

MUNICIPAL HOUSING COMMISSION

Mayor Kaler made the following appointment: "WHEREAS, upon the approval of the Board of Commissioners, I hereby appoint Albert Parker as a member of the Municipal Housing Commission, to fulfill the unexpired term of the late Ronald Rudolph. This term will expire July 22, 2016."

NOVEMBER 10, 2015

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the Board of Commissioners approve the action of Mayor Kaler in appointing Albert Parker as a member of the Municipal Housing Commission.

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

CITY HALL SCHEMATIC DESIGN ADVISORY GROUP

Mayor Kaler offered motion, seconded by Commissioner Abraham, that, "WHEREAS, subject to the approval of the Board of Commissioners, I hereby appoint Fowler Black, Bill Renzulli, Joe Benberry, Hal Sullivan, Michael Sims, and Steve Ervin as members of the City Hall Schematic Design Advisory Group."

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

MOTION

R & F DOCUMENTS

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the following documents be received and filed:

DOCUMENTS

1. Quitclaim Deed with Aaron Prather for 622, 626, 630, 634 South 12th Street and 1115 Ohio Street (MO 1860)
2. Contracts & Agreements:
 1. Grant Agreement between the Kentucky Transportation Cabinet Office of Highway Safety and the Paducah Police Department (ORD 2015-09-8293)
 2. Engagement Letter with Plante Moran for consulting services (ORD 2015-10-8322)
 3. Agreement with Midway Trailer, Inc. to Purchase One Trench Trailer (ORD 2015-10-8319)
 4. Agreement with Paducah Ford to Purchase Two ½ Ton 4x4 Pickups (ORD 2015-10-8321)
 5. Agreement with Linwood Motors to Purchase One Pickup Half-Ton 4x4 SSV (ORD 2015-10-8320)
 6. Agreement with Linwood Motors to Purchase Three New Compact SUV's (ORD 2015-10-8318)
3. Luther F. Carson Four Rivers Center, Inc. Financial Statements for years ended June 30, 2015 and 2014

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

NOVEMBER 10, 2015

MUNICIPAL ORDER
PERSONNEL CHANGES

Commissioner Abraham offered motion, seconded by Commissioner Gault, that 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.

(SEE MUNICIPAL ORDER BOOK)

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

ORDINANCE – ADOPTION
ACCEPT RENAISSANCE ON MAIN GRANT AWARD

Commissioner Gault offered motion, seconded by Commissioner Abraham, that the Board of Commissioners adopt an ordinance entitled, “AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO ACCEPT FUNDS FOR A RENAISSANCE ON MAIN GRANT FOR THE CITY OF PADUCAH’S ARTFUL BIKE RACKS PROJECT.” This ordinance is summarized as follows: The City of Paducah hereby authorizes the Mayor to execute all documents necessary with the Kentucky Department for Local Government for a Renaissance On Main Grant in the amount of \$5,000 for the ARTful Bike Racks Project located in the downtown historic district.

Adopted on call of the roll, yeas, Commissioners Abraham, Gault, Rhodes, Wilson and Mayor Kaler (5). ORD.#2015-11-8324; BK 34

ORDINANCES – INTRODUCTION
AMEND ZONING REGULATIONS FOR HOMELESS SHELTERS

Commissioner Rhodes offered motion, seconded by Commissioner Wilson, that the Board of Commissioners introduce an ordinance entitled, “AN ORDINANCE AMENDING CHAPTER 126-72, “HOMELESS SHELTERS” OF THE CODE OF ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY.” This ordinance is summarized as follows: This Ordinance amends Chapter 126, Sec. 72, “Homeless Shelters,” of the *Code of Ordinances of the City of Paducah, Kentucky*, so as to bring this Ordinance into compliance with the mandates imposed by KRS 65. 870 as may be amended.

AUTHORIZE PROFESSIONAL ENGINEERING SERVICE AGREEMENT FOR CONSTRUCTION ADMINISTRATION AND RESIDENT INSPECTION SERVICES FOR THE RIVERFRONT REDEVELOPMENT PROJECT PHASE 1-B

Commissioner Wilson offered motion, seconded by Commissioner Rhodes, that the Board of Commissioners introduce an ordinance entitled, “AN ORDINANCE OF THE CITY OF PADUCAH, KENTUCKY, APPROVING AN AGREEMENT FOR PROFESSIONAL ENGINEERING CONSTRUCTION ADMINISTRATION AND RESIDENT INSPECTION SERVICES ASSOCIATED WITH THE RIVERFRONT

NOVEMBER 10, 2015

REDEVELOPMENT PROJECT PHASE 1-B, AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT.” This ordinance is summarized as follows: The City hereby approves an Agreement for professional engineering construction administration and resident inspection services with Bacon Farmer Workman Engineering & Testing, Inc. (BFW) associated with the Riverfront Redevelopment Project Phase 1-B in an amount not to exceed \$126,380.00. Further, the Mayor of the City is hereby authorized to execute the Agreement.

CITY MANAGER REPORT

- City Engineer Rick Murphy informed the public that P & L Railroad will be working on its at-grade railroad crossing improvement on Olivet Church Road next week. The road will be closed to thru traffic Monday through Friday, November 16th through 20th. Traffic on Olivet Church Road coming from U.S. 60 will be able to access the mall area from James Sanders Boulevard. Traffic on Olivet Church Road coming from Cairo Road will NOT be able to access the mall area.
- City Manager Pederson reported that he along with Mayor Kaler and Steve Doolittle would be attending the Paducah-McCracken Convention Center Corporation meeting tomorrow to request the Corporation consider taking ownership of the pavilion and finance the relocation of it by using 2% of the 6% transient room tax. If the Corporation agrees, the next step would be for them to make the recommendation to the McCracken County Fiscal Court. The Fiscal Court is the legislative body that would approve legislation allowing the 2% transient room tax to be used.

MAYOR & COMMISSIONER COMMENTS

No comments were given.

PUBLIC COMMENTS

No public comments were given.

Upon motion the meeting adjourned.

ADOPTED: November 17, 2015

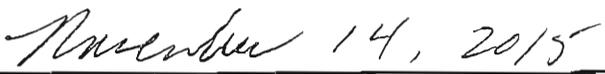
City Clerk

Mayor

CITY OF PADUCAH
November 17, 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
November 17, 2015

PAYROLL ADJUSTMENTS/TRANSFERS/PROMOTIONS/TEMPORARY ASSIGNMENTS

	<u>PREVIOUS POSITION AND BASE RATE OF PAY</u>	<u>CURRENT POSITION AND BASE RATE OF PAY</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
<u>PARKS SERVICES</u>					
Boyarski, Zachary	Administrative Asst II - Temp \$11.00/Hr	Administrative Asst II - FT \$12.60/Hr	NCS	Non-Ex	November 19, 2015
Gentry, Mallory	Recreation Specialist \$15.51/Hr	Recreation Specialist \$16.13/Hr	NCS	Non-Ex	November 12, 2015

TERMINATIONS - FULL-TIME (F/T)

	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
<u>POLICE - OPERATIONS</u>			
Anderson, Joshua W	Patrolman	Resignation	November 23, 2015

Agenda Action Form

Paducah City Commission

Meeting Date: November 10, 2015

Short Title: Zoning Text Amendment

Ordinance Emergency Municipal Order Resolution

Staff Work By: Stephen Ervin, Joshua P. Sommer

Presentation By: Stephen Ervin

Background Information:

On November 2, 2015; the Paducah Planning Commission held a public hearing and made a positive recommendation to the Paducah City Commission on text changes to Section 126-72 Homeless Shelter. This text amendment originated with the City Commission pursuant to KRS 100.211 (2). This Section of the Zoning Ordinance is proposed to be amended to comply with KRS 65.870, which states that no city can infringe upon State and Federal laws regarding firearm possession. Redundant language was also stricken. Following are the substantial text changes:

Sec. 126-72. Homeless Shelters

The purpose of this section is to establish regulations for the location of homeless shelters in the R-3, R-4, M-1, M-2 and M-3 Zones. Objectives include minimizing land use conflicts and ensuring that there are adequate services for homeless individuals within the vicinity of the shelter.

1. "Shelter for the homeless" shall mean housing that is limited to occupancy of three-hundred sixty-five (365) days or less by a homeless person.
2. Conditional Use Permit required. Homeless shelters shall only be permitted in the zones listed herein upon receipt of a Conditional Use Permit. The operation of all shelters for the homeless within the City of Paducah shall be contingent upon a Conditional Use Permit from the Board of Adjustment in accordance with Section 126-68 of the Code of Ordinances of the City of Paducah.
3. Each shelter for the homeless shall comply with the following conditions:
 - a. A shelter for the homeless shall provide a minimum of two-hundred (200) square feet of heated building space per resident.
 - b. Shelters for the homeless may not be located within 1000 feet of any other shelter for the homeless or any other use which could be classified as a shelter for the homeless.
 - c. Operation.
 1. Shelters for the homeless shall be fully contained within a building owned and/or operated by a government agency or non-profit organization.

2. The operation of a shelter for the homeless shall provide continuous, on-site supervision by an employee and/or volunteer during all hours of operation.
3. No retail sales shall take place on the property of any shelter for the homeless.
4. ~~Maximum Occupancy.~~ A shelter for the homeless may house no more than 50 residents.
5. All homeless shelters shall create and adopt a Code of Conduct that shall be enforced at all times. The Code of Conduct shall include at a minimum the following language:
 - i. Possession or use of illegal drugs is not permitted on the premises.
 - ii. Alcohol is not permitted on the premises.
 - iii. ~~Weapons are not permitted on the premises.~~ Federal and State firearm control laws shall be strictly enforced on the premises.
 - iv. Violence is not permitted on the premises.
 - v. Fires are not permitted on the premises.
 - vi. Loitering in the surrounding neighborhood is not permitted.
 - vii. Littering on the premises or surrounding neighborhood is not permitted.
6. A copy of this said Code of Conduct shall be provided to the Zoning Administrator of the City of Paducah for review by the Board of Adjustment.
7. ~~Lighting.~~ Adequate external lighting shall be provided for security purposes. The lighting shall be stationary, directed away from adjacent properties & public right-of-way and of intensity compatible with the neighborhood.
8. ~~Laundry facilities.~~ The development shall provide laundry facilities or laundry service adequate for the number of residents.
9. ~~Common facilities.~~ The development may provide one or more of the following specific common facilities for the exclusive use of the residents and staff:
 - i. Central cooking and dining room(s)
 - ii. Recreation room
 - iii. Counseling center
 - iv. Child care facilities
 - v. Other support services
10. ~~Outdoor activity.~~ For the purpose of noise abatement in residential districts, organized outdoor activities shall only be conducted between the hours of 8 a.m. and 9 p.m.
11. Staff and services shall be available to assist residents in obtaining permanent shelter and income.
12. The operator of a shelter for the homeless shall have a written management plan including, as applicable, provision for staff training, neighborhood outreach, security, screening of residents to ensure compatibility with services provided at the facility and for training, counseling and treatment programs for the residents.
13. ~~Maximum unit density.~~ Homeless shelters located in residential districts, when not developed in an individual dwelling unit format, shall not be subject to the underlying zoning district's maximum density standard, but the number of beds shall be limited to six times the maximum number of dwelling units which would otherwise be permitted.
14. Shelters for the homeless shall be located within 2500 feet of a public transportation route.

Staff Recommendation:

Approval of text changes.

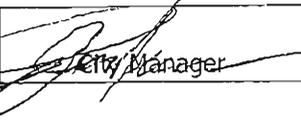
Funds Available: Account Name: N/A
 Account Number: N/A

Finance

Motion:

Attachments:

Planning Commission Resolution

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

Meeting Date: November 10, 2015

Short Title: Professional Engineering Service Agreement for Construction Administration and Resident Inspection with Bacon Farmer Workman Engineering & Testing, Inc., for the Riverfront Redevelopment Project Phase 1-B

Ordinance Emergency Municipal Order Resolution Motion

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

Background Information:

A Notice of Award has been issued to MAC Construction & Excavating, Inc., for the construction of the Riverfront Redevelopment Project Phase 1-B and work will then begin soon thereafter. During construction of the Project, certain elements will need Professional Engineering due to the complexity of the Project. Bacon Farmer Workman Engineering & Testing, Inc., (BFW) has proposed to provide the necessary professional engineering services consisting of construction administration and resident inspection services in an amount not to exceed \$126,380.00. The scope of work dated October 16, 2015, summarizes the anticipated services to be provided by BFW.

Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name: 040-3315-532-2307
Account Number: DT0020

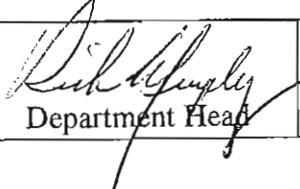
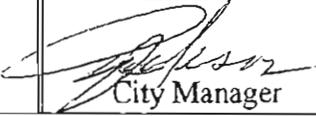
 11/6/15
Finance

Staff Recommendation:

To adopt an Ordinance authorizing the Mayor to enter into a Professional Service Agreement with Bacon Farmer Workman Engineering & Testing, Inc., for Professional Engineering Construction Administration and Resident Inspection Services associated with the Riverfront Redevelopment Project Phase 1-B in an amount not to exceed \$126,380.00.

Attachments:

Professional Engineering Service Agreement for Construction Administration and Resident Inspection for the Riverfront Redevelopment Project Phase 1-B and the attached Scope of Work dated October 16, 2015.

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

Meeting Date: 17 November 2015

Short Title: FEMA Disaster Recovery Funding associated with February 2015 Winter Storm

Ordinance Emergency Municipal Order Resolution Motion

Staff Work By: Sheryl Chino, Chris Yarber

Presentation By: Steve Ervin

Background Information: The Federal Emergency Management Agency (FEMA) has awarded \$26,682.58 to the City of Paducah for reimbursement of expenditures related to snow removal efforts associated with the February 2015 Winter Storm (FEMA Disaster No.: FEMA-4216-DR-KY). Expenditures related to the winter storm include: snow removal, overtime costs, equipment usage, equipment rental, and reimbursement for materials such as salt and brine.

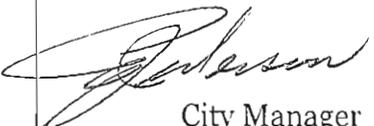
Goal: Strong Economy Quality Services Vital Neighborhoods Restored Downtowns

Funds Available: Account Name:
 Account Number: 001-0000-421.15-00
 Project Number:

Finance

Staff Recommendation: Accept FEMA awarded for snow removal efforts associated with the February 2015 Winter Storm.

Attachments:

 Department Head	City Clerk	 City Manager
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ORDINANCE NO. 2015-12-_____

AN ORDINANCE ACCEPTING FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) REIMBURSEMENT FUNDS FOR EXPENDITURES RELATED TO SNOW REMOVAL EFFORTS ASSOCIATED WITH THE FEBRUARY 2015 WINTER STORM (FEMA DISASTER NO.: FEMA-4216-DR-KY)

WHEREAS, the City of Paducah has applied for Federal Emergency Management Agency funds for reimbursement of expenditures related to the 2015 February winter storm by resolution adopted on August 4, 2015, by the Board of Commissioners; and

WHEREAS, the City has received notification from the Commonwealth of Kentucky Office of Emergency Management that it will reimburse the City a portion of its expenditures.

BE IT ORDAINED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah hereby accepts Federal Emergency Management Agency (FEMA) funds through the Commonwealth of Kentucky Office of Emergency Management in the amount of \$26,682.58 for expenditures related to snow removal efforts associated with the February 2015 winter storm (FEMA DISASTER NO.: FEMA-4216-DR-KY).

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 November 17, 2015
Adopted by the Board of Commissioners December 1, 2015
Recorded by Tammara S. Sanderson, City Clerk, December 1, 2015
Published by The Paducah Sun, _____
\\ord\eng\FEMA funding – Feb 2015 snow storm

RESOLUTION

A RESOLUTION AUTHORIZING THE CITY ENGINEER-PUBLIC WORKS DIRECTOR TO EXECUTE DOCUMENTS FOR AND ON BEHALF OF THE CITY OF PADUCAH TO APPLY FOR FINANCIAL ASSISTANCE THROUGH THE FEDERAL EMERGENCY MANAGEMENT AGENCY RELATED TO THE FEBRUARY 2015 SNOW STORM

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

SECTION 1. That Rick Murphy, P.E., City Engineer-Public Works Director is hereby authorized to execute for and in behalf of the City of Paducah, a public entity established under the laws of the Commonwealth of Kentucky, this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 288, 93rd Congress) or otherwise available from the President's Disaster Relief Fund.

SECTION 2. That the City of Paducah, a public entity established under the laws of the Commonwealth of Kentucky, hereby authorizes its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements printed on the reverse side hereof.

SECTION 3. That this resolution shall take effect upon adoption as provided by law.


Mayor

ATTEST:


Tamara S. Sanderson, City Clerk

Adopted by the Board of Commissioners August 4, 2015
Recorded by Tamara S. Sanderson, City Clerk, August 4, 2015
resoln\FEMA Funding - Feb 2015 snow storm

CERTIFICATION

I, Tamara S. Sanderson, duly appointed and City Clerk of the City of Paducah, Kentucky, do hereby certify that the above is a true and correct copy of a resolution passed and approved by the Board of Commissioners of the City of Paducah, Kentucky on the 4th day of August, 2015.

Date: _____

(Official Position)

(Signature)