

COMMISSIONERS' ORDINANCE NO. O-26-19

AN ORDINANCE AMENDING SECTION 35.35 OF THE COVINGTON CODE OF ORDINANCES, FINANCIAL POLICIES, CREATING LIMITED EXCEPTIONS.

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WHEREAS, the City previously adopted Ordinance O-11-16 creating a policy prohibiting people and entities from obtaining City benefits when those people and entities have pending claims against the City or are delinquent in their financial obligations to the City; and

WHEREAS, the City recognizes certain situations may require limited waiver of the policy set forth in Ordinance O-11-16, specifically situations involving health, safety, welfare or other emergency conditions; and

WHEREAS, staff recommends the adoption of a revised policy to allow limited waiver of the existing policy when appropriate justification exists and is documented.

NOW, THEREFORE,
BE IT ORDERED BY THE BOARD OF COMMISSIONERS OF THE CITY OF
COVINGTON, KENTON COUNTY, KENTUCKY:

Section 1

Section 35.35 of the Covington Code of Ordinances is amended to read as follows:

§ 35.35 CLAIMS AGAINST THE CITY AND DENIAL OF BENEFITS TO THOSE DELINQUENT.

(A) The [e]City will not provide loans, grants, financial assistance or other benefits ***such as licenses and permits*** to persons or entities who have filed pending adverse claims against the [e]City in the form of settlement demands or lawsuits, or those who owe delinquent taxes, or are delinquent in obligations to pay loans, fines, liens, or other obligations. No person or entity will be denied federal public or assisted housing agency benefits or programs administered by the [e]City as a result of this policy.

(B) The Board of Commissioners may waive this requirement in cases of health, safety, or other emergency considerations. The Order waiving the requirements of this section shall identify with specificity the justification for the waiver.

~~(B)~~**(C)** Any person or entity denied benefits as a result of this policy may appeal the decision to deny benefits to the Covington [City-Commission] ***Board of Commissioners*** within 30 days of the decision to deny the benefits. Any person or entity denied benefits by the Covington [City-Commission] ***Board of Commissioners*** may ***proceed with any legal and/or equitable right to review such decision.***

~~[appeal that decision to Kenton District court within 30 days of the decision to deny benefits.]~~

~~[(C)](D)~~ Any person who has filed a pending adverse claim against the [e]City in the form of settlement demands or lawsuits, or who owe delinquent taxes, or are delinquent in obligations to pay loans, fines, liens or other obligations shall not be eligible to serve on any boards or agencies of the [e]City.

Section 2

This Ordinance shall take effect and be in full force when passed, published and recorded according to the law.

Joseph A Meyer
MAYOR

ATTEST:

Margaret M Hyman
CITY CLERK

Passed: 8-13-19 (Second Reading)

7-23-19 (First Reading)

Meeting Date:	
ORD.: 1ST	2ND
OR:	
	Bowman
	Downing
	Smith
	Williams
	Meyer
Yeas	✓
Nays	
Present, not Voting	