

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, February 9, 2016 6:00 P.M.
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A **REGULAR MEETING** of the Board of Commissioners of the City of Covington, Kentucky, was opened by Mayor Carran, on Tuesday, February 9, 2016, at 6:00 p.m., in Commission Chambers, 20 West Pike Street, Covington, Kentucky.

Mayor Carran presiding with Commissioners Chuck Eilerman, Steve Frank, Jordan Huizenga, Bill Wells, City Manager Larry Klein, and Assistant City Manager/City Solicitor Frank Warnock, present.

MOTION of Commissioner Frank, seconded by Commissioner Huizenga to dispense with the reading of and approve the minutes of the January 26, 2016, meeting.

Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

PRESENTATIONS

- President Garren Colvin of St. Elizabeth Healthcare presented an update on the needle exchange program in Northern Kentucky
- Katie Meyer of Renaissance Covington, Inc. gave a presentation on the CURB'd Parklets' project.

NEW BUSINESS – ORDER/RESOLUTIONS

AMENDMENT TO BOND LEASE AGREEMENT - The City borrowed funds under Lease Agreements through Kentucky League of Cities in the early 2000's. Under the KLC Lease Financing Program, Bonds were issued to provide funds for the Program. Due to changes in the financial markets, it has become necessary to make changes to the terms of those Bonds for the benefit of the Program and the lessees. Those changes to the Bonds require that certain conforming changes be made to the Program leases. The actual terms of the Lease permit revised payment schedules to be entered into from time to time by amending Exhibit B to the Lease. For fixed rate leases, the payments remain the same (based on a SWAP agreement entered into with respect to the Lease). For variable rate leases, the payments, of course, will vary over time. In both cases, the method for determining the interest rate on the Bonds (and therefore the Leases) is being modified so that US Bank will own the Bonds rather than being a letter of credit provider for the Bonds, as is currently the case. The current interest rate is established on a weekly basis in the bond market. The new rate will be based on the LIBOR index. KLC has negotiated a rate that is effectively the same total cost of funds to the City, even though the formula for establishing the rate is changing (letter of credit and remarketing agent fees will no longer be a part of the effective rate, but the underlying rate (payable directly to US Bank) is being increased in an amount that approximates the fees that are no longer applicable).

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-30-16

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE BOND LEASE AGREEMENT GOVERNING THE KENTUCKY LEAGUE OF CITIES FUNDING TRUST PROGRAM REVENUE BONDS, VARIABLE RATE 2006 SERIES A, AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THE AMENDMENT TO THE LEASE AGREEMENT.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.

Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

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MEMORANDUM OF AGREEMENT

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-31-16

AN ORDER/RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF COVINGTON, KENTUCKY (THE "CITY"), AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT BETWEEN THE CITY AND 730 WASHINGTON, LLC (THE "COMPANY") RELATING TO THE ACQUISITION, CONSTRUCTION, EQUIPPING AND INSTALLATION OF A MIXED-USE RESIDENTIAL AND COMMERCIAL PROJECT TO BE LOCATED IN THE DOWNTOWN BUSINESS DISTRICT OF THE CITY (THE "PROJECT"); AGREEING TO UNDERTAKE THE ISSUANCE OF INDUSTRIAL BUILDING REVENUE BONDS AT THE APPROPRIATE TIME TO PAY THE COSTS OF ACQUIRING, CONSTRUCTING, EQUIPPING AND INSTALLING SAID PROJECT AND FACILITIES; AND TAKING OTHER PRELIMINARY ACTION.

MOTION of Commissioner Eilerman, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

RESIGNATION – Officer Fulton is leaving Covington to pursue his career with another policy agency.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-32-16

AN ORDER/RESOLUTION ACCEPTING THE RESIGNATION OF OFFICER ROBERT FULTON FROM THE COVINGTON POLICE DEPARTMENTS, EFFECTIVE FEBRUARY 7, 2016.

MOTION of Commissioner Eilerman, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

RESIGNATION

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-33-16

AN ORDER/RESOLUTION ACCEPTING THE RESIGNATION OF OFFICER JESSE WENNING FROM THE COVINGTON POLICE DEPARTMENT, EFFECTIVE MARCH 27, 2016.

MOTION of Commissioner Eilerman, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

EMPLOYMENT – This position was created after the re-organization of the department. The City received approximately 80 applications. Ten applications were chosen for phone interviews and five of those applications were personally interviewed. Ms. Wartman's recent employment was with the Senior Services of Northern Kentucky and prior to that, she was an Administrative Manager and Mayoral Assistant for the City of Amelia, Ohio.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-34-16

AN ORDER/RESOLUTION APPROVING THE EMPLOYMENT OF JULIE WARTMAN AS PART-TIME COMMUNITY DEVELOPMENT ASSISTANT IN THE DEPARTMENT OF DEVELOPMENT, AT AN HOURLY RATE OF

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\$20.00, AT A MAXIMUM OF 22 HOURS PER WEEK, EFFECTIVE FEBRUARY 10, 2016.

MOTION of Commissioner Eilerman, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

EMPLOYMENT – Sixty-nine applications were received for this position. Nineteen applicants were chosen for phone interviews and six of those applicants were personally interviewed. Mr. Koenig is well qualified for the position having been employed as a Regional Planner in Arkansas and a City Planner for the City of Lebanon, Indiana.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-35-16

AN ORDER/RESOLUTION APPROVING THE EMPLOYMENT OF ALEX KOENIG AS ZONING AND DEVELOPMENT SPECIALIST IN THE BUSINESS DEVELOPMENT DIVISION OF THE DEVELOPMENT DEPARTMENT, EFFECTIVE FEBRUARY 16, 2016.

MOTION of Commissioner Wells, seconded by Commissioner Huizenga.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

CONTRACT – The City received four proposals for the life safety inspection and maintenance services. Silco is a family owned and operated company that has been in business since 1959 and is more than qualified to meet our needs.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-36-16

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE A CONTRACT WITH SILCO FIRE AND SECURITY FOR THE CITY'S LIFE SAFETY INSPECTION AND MAINTENANCE SERVICES, AND REJECTING ALL OTHER BIDS, IN AN AMOUNT NOT TO EXCEED \$10,000.00 PER YEAR FOR A THREE-YEAR CONTRACT, PAYABLE FROM GENERAL FUND.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

INTERLOCAL AGREEMENT – NKRCUPS is based on KRS 65.240, which allows officers from participating agencies, in this instance the City of Covington and the City of Newport, to share jurisdictions. The agreement removes the jurisdictional lines in order for officers and investigators to effectively and efficiently address the criminal element that has unrestrictive movement between the two river cities every day.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-37-16

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO CREATE THE NORTHERN KENTUCKY RIVER CITIES UNIFIED POLICE SYSTEM (NKRCUPS).

MOTION of Commissioner Huizenga, seconded by Commissioner Eilerman.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

REQUEST FOR QUALIFICATIONS – The goal of this project is to transform Electric Alley between 5th and 6th Streets from a seldom used vehicular alley to a non-

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vehicular, pedestrian and bicycle friendly alley. The first phase of the project is the design phase.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-38-16

AN ORDER/RESOLUTION APPROVING THE PUBLICATION OF A REQUEST FOR PROPOSALS FOR DESIGN SERVICES NEEDED FOR THE ELECTRIC ALLEY PROJECT.

MOTION of Commissioner Eilerman, seconded by Commissioner Huizenga.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

CONTRACT – This would allow the City to conclude its existing contract per the terms of the original agreement for vehicle towing and storage services and enter into a temporary contract. The City will be issuing a Request for Proposals for these services.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-39-16

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO NOT RENEW AN EXISTING CONTRACT WITH JESS & SONS, LLC FOR TOWING SERVICES AND ENTER INTO A TEMPORARY, MONTH-TO-MONTH CONTRACT WITH JESS & SONS, LLC FOR TOWING SERVICES.

MOTION of Commissioner Eilerman, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

REQUEST FOR PROPOSALS

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-40-16

AN ORDER/RESOLUTION APPROVING THE PUBLICATION FOR A REQUEST FOR PROPOSALS FOR TOWING AND STORAGE SERVICES.

MOTION of Commissioner Huizenga, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

REAPPOINTMENT – Mr. Meyer has served on the UDRB since 2011 as a resident and representative of the Pike Street Historic Preservation Overlay Zone.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-41-16

AN ORDER/RESOLUTION APPROVING THE REAPPOINTMENT OF CHRIS MEYER TO THE URBAN DESIGN REVIEW BOARD FOR A FOUR-YEAR TERM, EFFECTIVE FEBRUARY 24, 2016, AND EXPIRING FEBRUARY 23, 2020.

MOTION of Commissioner Wells, seconded by Commissioner Eilerman.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

REAPPOINTMENT

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-42-16

AN ORDER/RESOLUTION APPROVING THE REAPPOINTMENT OF DENNIS FANGMAN TO THE CODE ENFORCEMENT HEARING BOARD

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FOR A THREE-YEAR TERM, EFFECTIVE FEBRUARY 6, 2016, AND EXPIRING FEBRUARY 5, 2019.

MOTION of Commissioner Huizenga, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

MEMORANDUM OF UNDERSTANDING – The MOU with the City of Park Hills will allow an RFP to be issued for the purpose of procuring a consultant to facilitate a study by both cities of the current Gateway Community and Technical College property located in Covington and Park Hills off Amsterdam Road with the intent of making recommendations and adoption of a development plan for said site by both cities, the cost of which will be reimbursed by the State.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-43-16

AN ORDER/RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF COVINGTON, THE CITY OF PARK HILLS AND THE KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM TO EFFECTUATE A DEVELOPMENT STUDY OF THE FORMER GATEWAY CAMPUS PROPERTY THAT IS LOCATED IN BOTH CITIES.

MOTION of Commissioner Eilerman, seconded by Commissioner Wells.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Huizenga, Wells, and Mayor Carran.

A motion was made by Commissioner Huizenga, second by Commissioner Wells to meet in closed session pursuant to KRS 61.810(1)(f) for discussions or hearings which might lead to the appointment, discipline or dismissal of an individual employee. Motion passed 5-0.

ADJOURNMENT

Mayor Carran adjourned the meeting at 8:10 p.m. with no additional action taken.

/s/ Sherry Carran
MAYOR

ATTEST:

/s/ Margaret M. Nyhan
CITY CLERK

APPROVED: February 23, 106