MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, August 12, 2014 6:00 P.M.

A MEETING of the Board of Commissioners of the City of Covington, Kentucky, was opened by Mayor Carran, on Tuesday, August 12, 2014, at 5:00 p.m., in Commission Chambers, 20 West Pike Street, Covington, Kentucky.

Mayor Carran presiding with Commissioners Chuck Eilerman, Steve Frank, Mildred Rains, Michelle Williams, Assistant City Manager Larisa Sims, and City Solicitor Frank Warnock, present.

PRESENTATION:

- Larisa Sims gave an update on the year-end performance of the Business Development Division of the Department of Development.

NEW BUSINESS – ORDER/RESOLUTIONS

RETIREMENTS – FIRE DEPARTMENT – Lt./EMT Gardella has been with the Covington Fire Department for 19 years having been hire on May 1, 1995. Lt./EMT Hagedorn began his career in the Fire Department on February 1, 1993 and has served for 21 years.

COMMISSIONER'S ORDER/RESOLUTION NO. O/R-176-14

AN ORDER/RESOLUTION ACCEPTING THE RESIGNATION FOR RETIREMENT OF LIEUTENANT/EMT RUSSELL GARDELLA AND LIEUTENANT/EMT JEFFERY HAGEDORN, OF THE COVINGTON FIRE DEPARTMENT, EFFECTIVE JULY 31, 2014.

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

PROMOTION – FIRE DEPARTMENT – With the retirements of Lieutenants Gardella and Hagedorn, there is an opening for the rank of Lieutenant. Firefighter Miller had the top score on the Fire Lieutenant Promotional Exam and Chief Mathew recommends his promotion.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-177-14

AN ORDER/RESOLUTION APPROVING THE PROMOTION OF KALEB MILLER FROM FIREFIGHTER/EMT TO LIEUTENANT/EMT OF THE COVINGTON FIRE DEPARTMENT, EFFECTIVE AUGUST 1, 2014.

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

BAD GIRL VENTURES, INC. – Bad Girl Ventures, Inc. is a non-profit organization dedicated to building and sustaining well-managed, profitable women-owned businesses by providing guidance, education, and access to capital. Last fall, the organization began seeking an office in NKY and City staff began assisting them in locating potential office space.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-178-14

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO ENTER INTO A MASTER LEASE WITH PIKE STAR, LLC AND A SUBLEASE WITH BAD GIRL VENTURES, INC. FOR FIVE YEARS FOR THE PROPERTY LOCATED AT 114 WEST PIKE STREET, PAYABLE THROUGH COVINGTON ECONOMIC DEVELOPMENT AUTHORITY FUNDS.

MOTION of Commissioner Eilerman, seconded by Commissioner Williams.

Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and Mayor Carran.

FIRE DEPARTMENT EQUIPMENT – The Fire Department is in need of firefighting ensembles to meet NFPA compliance. The department has negotiated directly with Honeywell/Morning Pride through a State contract to provide every firefighter a new firefighting ensemble. The lease/purchase terms are for five years with a down payment of $25,856.40, and annual payments of $50,997.31, beginning in July 2015.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-179-14

AN ORDER/RESOLUTION APPROVING A LEASE/PURCHASE AGREEMENT WITH HONEYWELL FIRST RESPONDER PRODUCTS AND REPUBLIC FIRST NATIONAL CORPORATION FOR THE PURCHASE OF NEW PERSONAL PROTECTIVE FIREFIGHTING ENSEMBLES, IN AN AMOUNT OF $280,942.95, PAYABLE FROM THE GENERAL FUND.

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

FIRE DEPARTMENT VEHICLES – In February, the Commission approved this project with Lifestar Rescue as the vendor. Due to circumstances beyond either parties' control, Lifestar was unable to fulfill the contract. PL Custom emergency Vehicles was the only other respondent to the initial RFQ and Fire Department staff began consulting with them on the project. After several months of consultation and negotiation, the staff and PL Custom Emergency Vehicles have come to terms on the scope and extent of the project.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-180-14

AN ORDER/RESOLUTION ACCEPTING THE BID OF PL CUSTOM EMERGENCY VEHICLES FOR THE PURCHASE OF TWO 2014 CHEVROLET G-4500 CHASSIS AND THE REMOUNT OF TWO FIRE DEPARTMENT AMBULANCE MODULE BODIES, IN AN AMOUNT OF $231,333.56, PAYABLE FROM THE CAPITAL FUND.

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

LEASE AGREEMENT – The City and the State currently have a lease agreement for parking spaces in the City Center Garage which are used by the staff of the Cabinet for Family Services.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-181-14

AN ORDER/RESOLUTION APPROVING A LEASE AGREEMENT BETWEEN THE CITY OF COVINGTON AND THE COMMONWEALTH OF KENTUCKY FOR THE LEASE OF PARKING SPACES IN THE CITY CENTER GARAGE, IN AN ANNUAL AMOUNT OF $25,920.00, PAYABLE TO THE CITY.

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

CONTRACT RENEWAL – This is an annual contract which is up for renewal. This year's fees are slightly more than half the cost of the previous year and the County's hope is that, as data sales to other cities increase, the cost of the data per parcel will continue to decrease for Covington.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-182-14

AN ORDER/RESOLUTION APPROVING A RENEWAL CONTRACT WITH THE OFFICE OF THE KENTON COUNTY PROPERTY VALUATION ADMINISTRATOR (PVA) DIVISION FOR REGULAR DATA UPDATES OF GRAPHICAL INFORMATION SYSTEM (GIS) MAPPING DATA IN AN ANNUAL AMOUNT OF $1,341.84 AND AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS.

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

PROGRAM GUIDELINES – The City is required by the US Department of Housing and Urban Development to adopt guidelines for the CDBG and HOME programs administered by the City to ensure the programs are administered consistently and equitably.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-183-14

AN ORDER/RESOLUTION ADOPTING PROGRAM GUIDELINES FOR APPROVED PROGRAMS FOR PROGRAM YEAR 2014-2015 FOR THE UPPER FLOOR RESIDENTIAL REHAB PROGRAM AND THE SMALL BUSINESS PROGRAM TO BE FUNDED FROM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS.

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

PURCHASE AGREEMENT EXTENSION – In August 2013, Marian Development was approved for the redevelopment project of 824 Greenup Street. An option to purchase the property was signed with contingencies related to the award of Low Income Housing Tax Credits. The project was not successful at obtaining the tax credits during the last funding round. The developer is still interested in pursuing the project and is working to apply again for tax credits during the next funding round. The extension of their Option to Purchase would allow for them to apply for the tax credits.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-184-14

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN EXTENSION OF NO MORE THAN ONE YEAR ON THE OPTION TO PURCHASE UNDER THE AGREEMENT OF PURCHASE AND SALE BETWEEN THE CITY AND LINCOLN GRANT SCHOLAR HOUSE, LLLP FOR PROPERTY LOCATED AT 824 GREENUP STREET (LINCOLN GRANT SCHOOL).

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.
Passed. 4 Yeas. Commissioners Eilerman, Frank, Rains, and Mayor Carran.
1 Nay. Commissioner Williams.

STREET RESURFACING – As part of the State's budgeting/legislative process this year, State officials budgeted and awarded $175,000 to fund the resurfacing of Madison Avenue between MLK, Jr. Blvd. and 20th Street. The State will provide the funds and the City will run the project including advertising for bids, awarding the contract, and overseeing the work.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-185-14

AN ORDER/RESOLUTION ACCEPTING $175,000.00 FROM THE KENTUCKY TRANSPORTATION CABINET FOR RESURFACING OF MADISON AVENUE FROM MARTIN LUTHER KING, JR. BOULEVARD TO 20TH STREET.

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

WOOLPERT CONTRACT – In 2013, the City approved an amendment to the contract with Woolpert for addition design services for the former Waterfront Restaurant parking lot and additional west trail over the levee. Funds have become available for this design work from the Kentucky Economic Development Cabinet, via Southbank's interlocal agreement.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-186-14

AN ORDER/RESOLUTION AMENDING COMMISSIONERS' ORDER/ RESOLUTION NO. O/R-309-13 TO PROVIDE FOR THE PAYMENT OF $12,800.00 TO WOOLPERT, INC. FOR DESIGN SERVICES FOR A PORTION OF RIVERFRONT COMMONS FOR AN ADDITIONAL PATHWAY OVER THE LEVEE ALONG THE WESTERN WALK FROM KENTUCKY ECONOMIC DEVELOPMENT CABINET FUNDS, RATHER THAN FROM THE CAPITAL FUND AS PREVIOUSLY APPROVED.

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

3433 AND 3431 DECOURSEY AVENUE – The City owns a reversionary interest in a deed for real property located at 3415 Decoursey Avenue (this is the mailing address; the addresses identified in the deed are 3433 and 3431 Decoursey Avenue) in Covington where Bill's Standard Service station is located. The City has the right to pay $120,568.45 to purchase the Bill's Standard Service property. This Order/Resolution waives the City's right to exercise that option.

COMMISSIONER'S ORDER/RESOLUTION NO. O/R-187-14

AN ORDER/RESOLUTION AUTHORIZING THE RELEASE OF A REVERSIONARY INTEREST IN A DEED THAT GIVES THE CITY A RIGHT TO PURCHASE REAL ESTATE KNOWN AS BILL'S STANDARD SERVICE LOCATED AT 3433 AND 3431 DECOURSEY AVENUE OWNED BY JAMES H. McWILLIAMS AND GLENDA McWILLIAMS.

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

SETTLEMENT AGREEMENT – Lamar is an advertising billboard company that challenged the Code Enforcement Board's violations issued in 2007, related to Lamar modifying billboards adjacent to I-75 by installing LED changeable messaging displays without permits and in violation of the then existing zoning regulations. Lamar appealed the Code Board decision in one lawsuit and filed for damages against the City in a separate lawsuit. Under the settlement, the present LED changeable messaging displays will be allowed to stay, no attorney's fees will be paid, no damages will be paid, and the settlement is fact specific to the Lamar billboards.

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Tuesday, August 12, 2014 6:00 P.M.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-188-14

AN ORDER/RESOLUTION APPROVING A SETTLEMENT AGREEMENT WITH LAMAR ADVANTAGE GP COMPANY, LLC.

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

ADJOURNMENT

MAYOR CARRAN adjourned the meeting at 7:25 p.m.

Shirley Carran
MAYOR

ATTEST:
Margaret M Keyhan
CITY CLERK
APPROVED: 8-26-14