

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, May 21, 2013 6:00 P.M.

A **REGULAR MEETING** of the Board of Commissioners of the City of Covington, Kentucky, was opened by Mayor Carran, on Tuesday, May 21, 2013, at 6:00 p.m., in Commission Chambers, 638 Madison Avenue, Covington, Kentucky.

Mayor Carran presiding with Commissioners Chuck Eilerman, Steve Frank, Mildred Rains, Michelle William, City Manager Larry Klein, and City Solicitor Frank Warnock, present.

MOTION of Commissioner Rains, seconded by Commissioner Frank to dispense with the reading of and approve the minutes of the May 7, 2013, meeting minutes.

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

PRESENTATIONS

- Dave Rager, Executive Director of Sanitation District #1 presented to the Commission a brief summary of the District's budgetary issues and why the District may be asking for a rate increase.
- Larry Klein, City Manager and Bob Due, Finance Director gave their first presentation of FY 2013-2014 budget presentation.

OLD BUSINESS – SECOND READING OF ORDINANCES

STREET VACATION – Ordinance O-41-12 was passed on November 27, 2012, and recorded and published according to law. The ordinance, however, failed to identify Excel Development LLC as an abutting landowner and is therefore invalid.

COMMISSIONERS' ORDINANCE NO. O-16-13

AN ORDINANCE REPEALING COMMISSIONERS' ORDINANCE NO. O-41-12 IN ITS ENTIRETY AND REPLACING IT WITH THIS ORDINANCE VACATING THE FIRST 140 FEET OF AN ALLEY THAT RUNS SOUTH FROM EAST 24TH STREET BETWEEN 119 AND 123 EAST 24TH STREET.

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

NEW BUSINESS – FIRST READING OF ORDINANCES

MAP AMENDMENT – The current IL-1M zoning district does not compliment the adjacent residential uses and non-conforming uses exist. The CBD-1P zoning district will serve as a better transition from the Pike Street commercial corridor to the residential area to the south. The Kenton County Planning Commission heard the proposed map amendment on May 2, 2013, and recommended approval.

COMMISSIONERS' ORDINANCE NO. O-17-13

AN ORDINANCE APPROVING A MAP AMENDMENT TO THE COVINGTON ZONING ORDINANCE CHANGING AN APPROXIMATE 1.95 ACRE AREA LOCATED AT THE NORTHEAST CORNER OF THE INTERSECTION OF RUSSELL STREET WITH AN AREA OF WEST NINTH STREET FROM IL-1M (INDUSTRIAL LIMITED) AND IL-1M (HP-O) (INDUSTRIAL LIMITED WITH HISTORIC PRESERVATION OVERLAY) TO CBD-1P (CENTRAL BUSINESS DISTRICT) AND CBD-1P (HP-O) (CENTRAL BUSINESS DISTRICT WITH HISTORIC PRESERVATION OVERLAY).

First Reading, No Vote

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VEHICLE IMMOBILIZATION – Permitting the City's Police Department of its designee to immobilize a vehicle in lieu of, or prior to, towing and impoundment will provide for more efficient collection of parking fines while also saving vehicle owners from the expense of towing and impoundment fees.

COMMISSIONERS' ORDINANCE NO. O-18-13

AN ORDINANCE AMENDING CHAPTERS 70 AND 75 OF THE COVINGTON CODE OF ORDINANCES TO ALLOW FOR THE IMMOBILIZATION OF VEHICLES FOR PARKING VIOLATIONS.

First Reading, No Vote

BOND ISSUE – The Ordinance authorizes the issuance of Industrial Building Revenue Bonds, Series 2011 for the Gateway Community & Technical College Foundation, Inc. project. The monies will be used for refinancing existing debt and finance renovation costs for educational facilities in the City.

COMMISSIONERS' ORDINANCE NO. O-19-13

AN ORDINANCE AUTHORIZING THE ISSUANCE OF INDUSTRIAL BUILDING REVENUE BONDS, SERIES 2011 (GATEWAY COMMUNITY & TECHNICAL COLLEGE FOUNDATION, INC. PROJECT) OF THE CITY OF COVINGTON, KENTUCKY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,400,000.00, THE PROCEEDS OF WHICH SHALL BE LOANED TO GATEWAY COMMUNITY & TECHNICAL COLLEGE FOUNDATION, INC. TO REFINANCE EXISTING DEBT AND FINANCE THE RENOVATION COSTS OF EDUCATIONAL FACILITIES LOCATED WITHIN THE CITY OF COVINGTON, KENTUCKY; PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS; AUTHORIZING A LOAN AGREEMENT APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS; AUTHORIZING A BOND PURCHASE AGREEMENT, TAX REGULATORY AGREEMENT, MORTGAGE AND ASSIGNMENTS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS.

First Reading, No Vote

NEW BUSINESS – ORDER/RESOLUTIONS

PROMOTION FIRE DEPARTMENT – Lt. Geiger is well qualified for this position in the Fire Department and is highly recommended by the Fire Chief and City Manager.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-131-13

AN ORDER/RESOLUTION APPROVING THE PROMOTION OF PARAMEDIC LIEUTENANT DAVID GEIGER TO EMERGENCY MEDICAL SERVICES DIRECTOR, AT AN ANNUAL SALARY \$72,464.00, EFFECTIVE MAY 22, 2013.

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

EMPLOYMENT NEW FIRE RECRUITS

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-132-13

AN ORDER/RESOLUTION APPROVING THE EMPLOYMENT OF FIRE RECRUITS NEIL MCKINLEY, MATTHEW ARCHER, KURT THOMAS,

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JOSEPH VANCE, KYLE MASSON, JORDAN WARNER, BRANDON KERSTING, MICHAEL BUMPUS, GLENN CAMINITI, ZACK WILLIAMS, KEITH GOFF, AND BRIAN MOELLINGER, IN THE COVINGTON FIRE DEPARTMENT, PENDING MEDICAL PHYSICAL RESULTS, EFFECTIVE MAY 28, 2013.

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

EMPLOYMENT POLICE DEPARTMENT – Mr. Haubner began his police career with the Covington Police Department in 1990 where he served as a patrolman, a SWAT Specialty, Vice Specialist and a Field Training Officer. Mr. Haubner left the force and worked as a contractor for a diplomatic security company in Iraq. He has recently been employed with the Elsmere Police Department.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-133-13

AN ORDER/RESOLUTION APPROVING THE EMPLOYMENT OF DOUGLAS HAUBNER AS A POLICE OFFICER GRADE V, FOR A 12 MONTH PROBATIONARY PERIOD, EFFECTIVE MAY 26, 2013.

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

BID APPROVAL – In 2009, with Commission approval, the City purchased the property at 20 West 18th Street, in cooperation with Kenton County. In 2010, with the assistance of Congressman Geoff Davis, the City was awarded \$250,000 in CDBG-EDI Special Project Funds for the renovation of the property. In 2011, the City was awarded a \$200,000 Brownfield Cleanup grant from the U.S. EPA to carry out cleanup activities at the property. Another \$40,000 in funds was allocated for match provided by a donation from the previous property owner for environmental cleanup. A request for bids was published on April 3, 2013, with bids received and opened on April 24, 2013.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-134-13

AN ORDER/RESOLUTION ACCEPTING BIDS OF ENVIRONMENTAL DEMOLITION GROUP FOR ASBESTOS ABATEMENT FOR AN AMOUNT NOT TO EXCEED \$36,800.00, WITH CONTINGENCIES, AND ACCEPTING THE BID OF Y.M. SUN CONSTRUCTION, LLC FOR SLAB MEMBRANE, SELECTIVE DEMOLITION, UNDERGROUND PLUMBING AND TOPPING SLAB FOR AN AMOUNT NOT TO EXCEED \$201,400.00, WITH CONTINGENCIES, AND ACCEPTING THE BID OF RIVERCITY GLASS DBA MCANDREWS WINDOWS AND GLASS FOR WINDOW REPLACEMENT FOR AN AMOUNT NOT TO EXCEED \$293,200.00, WITH CONTINGENCIES, FOR THE FORMER STEWART IRON WORKS BUILDING, 20 WEST 18TH STREET, COVINGTON, KENTUCKY, PAYABLE FROM CDBG-EDI SPECIAL PROJECT/BROWNFIELD CLEANUP/CONTRACTUAL FUNDS.

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

VEHICLE PURCHASE – This purchase will allow for the fleet to be upgraded and consistent with standard fleet practices of replacing vehicles once they have reached or exceeded their useful life. One of the new trucks will be assigned to the Property Maintenance Division that is responsible for board-ups, litter patrol, and lawn maintenance for Code Enforcement related functions. Funds to allow the purchase of this truck are realized from savings within the recent Code Enforcement reorganization.

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COMMISSIONERS' ORDER/RESOLUTION NO. O/R-135-13

AN ORDER/RESOLUTION APPROVING THE "STATE BID" PROPOSAL OF CROSSROADS FORD LINCOLN, INC. IN AN AMOUNT OF \$82,287.00 FOR THREE (3) NEW 2013 FORD F350 CREW CAB 4X4 PICKUP TRUCKS IN ACCORDANCE WITH KRS 45A.300 COOPERATIVE PURCHASING UTILIZING THE KENTUCKY FINANCE CABINET'S MASTER AGREEMENT, PAYABLE FROM THE CAPITAL IMPROVEMENT FUND.

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

VEHICLE PURCHASE – This purchase will allow for the purchase of ten police vehicles that have reached or exceeded their useful lives and is consistent with standard fleet practices of replacing vehicles once they have reached or exceeded their useful life.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-136-13

AN ORDER/RESOLUTION APPROVING THE "STATE BID" PROPOSAL OF CROSSROADS FORD LINCOLN, INC. IN THE AMOUNT OF \$249,401.40, FOR FIVE (5) 2013 FORD POLICE INTERCEPTOR SEDANS AND FIVE (5) 2013 FORD POLICE INTERCEPTOR AWD UTILITY VEHICLES IN ACCORDANCE WITH KRS 45A.300 COOPERATIVE PURCHASING UTILIZING THE KENTUCKY FINANCE CABINET'S MASTER AGREEMENT, PAYABLE FROM THE CAPITAL IMPROVEMENT FUND.

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

VEHICLE PURCHASE – This purchase allows for the replacement of four trucks of which three are 13 years old and another is 17 years old all of which cost approximately two to four times as much per mile to operate.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-137-13

AN ORDER/RESOLUTION APPROVING THE "STATE BID" PROPOSAL OF CROSSROADS FORD LINCOLN, INC. IN THE AMOUNT OF \$160,724.00 FOR FOUR (4) 2013 FORD F550 SUPER CAB 4X2 PICKUP TRUCKS IN ACCORDANCE WITH KRS 45A.300, COOPERATIVE PURCHASING, UTILIZING THE KENTUCKY FINANCE CABINET'S MASTER AGREEMENT, PAYABLE FROM THE CAPITAL IMPROVEMENT FUND.

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

SURPLUS PROPERTY – This property is an empty lot purchased by the City in 2001. This Order/Resolution will allow the City to dispose of this vacant lot for potential reuse by abutting property owner(s) and placed back on the City's property tax rolls.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-138-13

AN ORDER/RESOLUTION DECLARING CERTAIN REAL PROPERTY LOCATED AT 4209 DECOURSEY AVENUE AS SURPLUS PROPERTY AND AUTHORIZING ITS SALE BY SEALED BIDS PURSUANT TO KRS 82.083.

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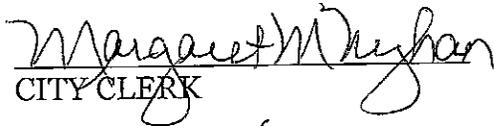
MOTION of Commissioner Frank, seconded by Commissioner Eilerman.
Passed. 5 Yeas. Commissioners Eilerman, Frank, Rains, Williams, and
Mayor Carran.

ADJOURNMENT

MAYOR CARRAN adjourned the meeting at 7:45 p.m.


MAYOR

ATTEST:


CITY CLERK

APPROVED: 6-11-13