

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, May 27, 2014 6:00 P.M.
UNOFFICIAL COPY

A **REGULAR MEETING** of the Board of Commissioners of the City of Covington, Kentucky, was opened by Mayor Carran, on Tuesday, May 20, 2014, at 6:00 p.m., in Commission Chambers, 20 West Pike Street, Covington, Kentucky.

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

MOTION of Commissioner Rains, seconded by Commissioner Williams to dispense with the reading of and approve the minutes of the May 13, 2014, meeting minutes.

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

PRESENTATIONS:

- City Manager Larry Klein and Finance Director Lisa Goetz presented the draft budget for Fiscal Year 2014-2015.

OLD BUSINESS – SECOND READING OF ORDINANCES

CODIFICATION – This will complete the codification of legislation and is a recurring item on the Commission meeting agendas.

COMMISSIONERS' ORDINANCE NO. O-07-14

AN ORDINANCE READOPTING THE CITY OF COVINGTON CODE OF ORDINANCES, 1984 EDITION, TO INCLUDE THE 2014 S-25 SUPPLEMENT AND ALL PREVIOUSLY ADOPTED SUPPLEMENTS.

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

ADDRESS CORRECTION – Two sections of the Covington Code of Ordinances list the City's primary place of business as 638 Madison Avenue and this ordinance will correct and update that information.

COMMISSIONERS' ORDINANCE NO. O-08-14

AN ORDINANCE AMENDING SECTION 30.08 AND SECTION 92.16 OF THE COVINGTON CODE OF ORDINANCE TO DESIGNATE 20 WEST PIKE STREET AS THE CITY OF COVINGTON'S PRINCIPAL OFFICE.

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

NEW BUSINESS – ORDER/RESOLUTIONS

RESIGNATION – Mr. Koeninger was offered a position with the Wilder Fire Department which is his chosen profession.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-105-14

AN ORDER/RESOLUTION ACCEPTING THE RESIGNATION OF MICHAEL KOENINGER FROM THE DEPARTMENT OF PUBLIC IMPROVEMENTS, EFFECTIVE MAY 16, 2014.

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, May 27, 2014 6:00 P.M.
UNOFFICIAL COPY

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

EMPLOYMENT – Mr. Tuemler will be filling the position vacated by Mr. Koeninger.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-106-14

AN ORDER/RESOLUTION APPROVING THE EMPLOYMENT OF RYAN
TUEMLER AS A FULL-TIME LABORER IN THE DEPARTMENT OF
PUBLIC IMPROVEMENTS, EFFECTIVE MAY 28, 2014.

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

SURPLUS PROPERTY – A 2004 Ford Crown Victoria is being surplussed.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-107-14

AN ORDER/RESOLUTION DECLARING CERTAIN CITY PROPERTY AS
SURPLUS AND AUTHORIZING ITS SALE AND TRANSFER PURSUANT
TO KRS §§ 82.083 AND 45A.425.

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

EMPLOYEE TRAVEL POLICY – The City's Internal Auditor has developed an Employee Travel Policy after consultation with Human Resources and other management staff. The travel policy issue has been discussed by the Task Force to Restore Public Confidence and this policy has been recommended for approval. The travel policy outlines the guidelines for the manner in which travel expenditures are to be handled by City staff.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-108-14

AN ORDER/RESOLUTION APPROVING AND ADOPTING AN
EMPLOYEE TRAVEL POLICY.

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

DESIGN SERVICES – Covington, along with Southbank Partners, Newport, Bellevue and Ludlow, was awarded SNK funding to construct portions of the Riverfront Commons project. Covington is the project sponsor and all SNK funding will be channeled through Covington.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-109-14

AN ORDER/RESOLUTION ACCEPTING THE BID OF WOOLPERT, INC.
FOR DESIGN SERVICES ASSOCIATED WITH RIVERFRONT
COMMONS IN THE CITIES OF NEWPORT, BELLEVUE, AND LUDLOW
IN AN AMOUNT NOT TO EXCEED \$93,500.00, PAYABLE FROM THE
CAPITAL FUND AND TO BE FULLY REIMBURSED BY SNK AND
OTHER STATE FUNDS.

MOTION of Commissioner Eilerman, seconded by Commissioner Frank.

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, May 27, 2014 6:00 P.M.

UNOFFICIAL COPY

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

STREETSCAPE AND ROAD IMPROVEMENTS – The City was awarded design and construction funds for these sidewalk and road improvements. The improvements include underground utilities, mast arm signals, new sidewalks, and street resurfacing. The design is anticipated to be completed in time for construction to begin in the Spring of 2015.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-110-14

AN ORDER/RESOLUTION APPROVING A CONTRACT WITH GRW ENGINEERING, INC. FOR DESIGN SERVICES ASSOCIATED WITH THE STREETSCAPE AND ROAD IMPROVEMENT SON SCOTT BOULEVARD FROM FOURTH TO SIXTH STREET AND ON SIXTH STREET FROM SCOTT BOULEVARD TO THE RAILROAD UNDER PASS AT JOHNSON STREET, IN AN AMOUNT OF \$109,508.00, PAYABLE FROM THE CAPITAL FUND WITH REIMBURSEMENT OF 80% FROM SNK FUNDING AND 20% FROM TIME STAR COMMONS FUNDS.

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

1225 CLARK STREET – This was a City-owned lot and is being purchased by an adjoining property owner who plans to use as added yard space for her residence.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-111-14

AN ORDER/RESOLUTION ACCEPTING THE BID OF MEGHAN MCDONOUGH FOR THE PURCHASE OF THE CITY-OWNED LOT AT 1225 CLARK STREET IN AN AMOUNT OF \$2,000.00, AND AUTHORIZING THE TRANSFER OF THE PROPERTY VIA QUITCLAIM DEED.

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

HOWE DRIVE AND MAGELLAN WAY – The KY 1072 extension was constructed from KY 17 up to the Fidelity Campus in 2007. The City will own and maintain Howe Drive and Magellan Way.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-112-14

AN ORDER/RESOLUTION ACCEPTING OWNERSHIP OF AND MAINTENANCE RESPONSIBILITY FOR HOWE DRIVE AND MAGELLAN WAY FROM THE KY 1072 EXTENSION ROUNDABOUT TO THE PROPERTY LINE OF THE FIDELITY MIDWEST REGIONAL CAMPUS.

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

KY 1072 EXTENSION – KY 1072 extension was constructed from ky 17 to the fidelity campus. The infrastructure was constructed on property of several jurisdictions with each having some role in the future maintenance of the project.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-113-14

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, May 27, 2014 6:00 P.M.

UNOFFICIAL COPY

AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE A MAINTENANCE AGREEMENT BETWEEN THE CITY OF COVINGTON, THE KENTUCKY TRANSPORTATION CABINET DISTRICT 6, THE KENTON COUNTY FISCAL COURT, THE CITY OF FORT WRIGHT, SANITATION DISTRICT NO. 1, AND FIDELITY CORPORATE REAL ESTATE, INC. FOR THE KY 1072 EXTENSION THAT WAS CONSTRUCTED IN 2007.

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

SETTLEMENT AGREEMENT – This O/R is necessary for the resolution of issues concerning outstanding loans and cost overruns related to the renovation of 20 West Pike Street and the redevelopment of the Doctor's Building.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-114-14

AN ORDER/RESOLUTION APPROVING A SETTLEMENT AGREEMENT WITH BOPPER PROPERTIES, LLC FOR COSTS ASSOCIATED WITH THE CITY HALL (20 W. PIKE ST.) REHAB AND FOR OUTSTANDING LOANS TO DS & JS PROPERTIES, LLC, A SUBSIDIARY OF THE SALYERS GROUP, INC.

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

LICENSE MAINTENANCE AGREEMENT ASSIGNMENT – In 2007, the City entered into a License Maintenance Agreement with SMC Hotel Partners, LLC d/b/a the Radisson allowing Radisson to make improvements to a strip of right-of-way known as Elm Street Alley which provides access to the Radisson parking lot from Philadelphia Street. Radisson is selling the property and the buyer is now requesting that the City consent to an assignment of the Agreement.

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-115-14

AN ORDER/RESOLUTION CONSENTING TO THE ASSIGNMENT OF AND ASSUMPTION OF OBLIGATIONS AND RESPONSIBILITIES UNDER A LICENSE MAINTENANCE AGREEMENT FOR ELM STREET ALLEY FROM SMC HOTEL PARTNERS, LLC TO TASICO GARFIELD, LLC.

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

BOARD REAPPOINTMENT

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-116-14

AN ORDER/RESOLUTION APPROVING THE REAPPOINTMENT OF PETE NERONE TO THE BOARD OF OVERSEERS FOR LINDEN GROVE CEMETERY FOR A ONE-YEAR TERM, EFFECTIVE JUNE 1, 2014, AND EXPIRING MAY 31, 2015.

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

MINUTES
BOARD OF COMMISSIONERS' MEETING
Tuesday, May 27, 2014 6:00 P.M.
UNOFFICIAL COPY

BOARD REAPPOINTMENT

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-117-14

AN ORDER/RESOLUTION APPROVING THE REAPPOINTMENT OF RICK LUDLUM TO THE BOARD OF OVERSEERS FOR LINDEN GROVE CEMETERY FOR A TWO-YEAR TERM, EFFECTIVE JUNE 1, 2014, AND EXPIRING MAY 31, 2016.

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

BOARD APPOINTMENT

COMMISSIONERS' ORDER/RESOLUTION NO. O/R-118-14

AN ORDER/RESOLUTION APPROVING THE APPOINTMENT OF ROBERT H. WILLIAMS TO THE AUDIT COMMITTEE FOR A THREE-YEAR TERM, EFFECTIVE MAY 27, 2014, AND EXPIRING MAY 26, 2017.

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 8:15 p.m.

/s/ Sherry Carran
MAYOR

ATTEST:

/s/ Margaret Nyhan
CITY CLERK

APPROVED: June 10, 2014