



**CITY OF COVINGTON, KENTUCKY
LEGISLATIVE MEETING
BOARD OF COMMISSIONERS
TUESDAY, June 28, 2016, 6:00 PM**

**20 WEST PIKE STREET
COVINGTON, KENTUCKY**

AGENDA

CALL TO ORDER: Mayor Sherry Carran

PRAYER AND PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL

Public Hearing: 2016 Edward Byrne Memorial Justice Assistance Grant Budget –
Lieutenant Colonel Brian Steffen

ITEMS FOR CONSIDERATION:

NEW BUSINESS – FIRST READING OF ORDINANCES

1. Consider Ordinance No. O-xx-16 entitled: **AN ORDINANCE OF THE CITY OF COVINGTON, KENTUCKY AUTHORIZING THE ISSUANCE OF CITY OF COVINGTON, KENTUCKY GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016 IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$9,395,000 (SUBJECT TO A PERMITTED ADJUSTMENT INCREASING OR DECREASING THE PRINCIPAL AMOUNT OF SERIES 2016 BONDS BY UP TO \$940,000) FOR THE PURPOSE OF (I) CURRENTLY REFUNDING AN OUTSTANDING LEASE AGREEMENT DATED AS OF OCTOBER 31, 2002, AS AMENDED AND SUPPLEMENTED (THE "2002 PRIOR ISSUE"), THE PROCEEDS OF WHICH WERE USED TO FINANCE AND REFINANCE THE COSTS OF THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF MULTIPLE PUBLIC PROJECTS IN THE CITY, (II) CURRENTLY REFUNDING AN OUTSTANDING LEASE AGREEMENT DATED AS OF JUNE 13, 2009 BETWEEN THE CITY AND THE BANK**

OF KENTUCKY, INC. (THE "2009 PRIOR ISSUE"), THE PROCEEDS OF WHICH WERE USED TO PERMANENTLY FINANCE THE ACQUISITION OF REAL PROPERTY LOCATED AT FIFTH AND MAIN STREETS, AND (II) CURRENTLY REFUNDING THE OUTSTANDING CITY OF COVINGTON, KENTUCKY TAXABLE GENERAL OBLIGATION RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS, SERIES 2010 (THE "2010 PRIOR ISSUE"), THE PROCEEDS OF WHICH WERE USED TO FINANCE RENOVATIONS AND IMPROVEMENTS TO THE RIVERCENTER PARKING GARAGE AND ADJACENT PUBLIC PLAZA; APPROVING THE FORM OF BONDS; AUTHORIZING DESIGNATED OFFICERS TO EXECUTE AND DELIVER THE BONDS; AUTHORIZING AND DIRECTING THE FILING OF NOTICE WITH THE STATE LOCAL DEBT OFFICER; PROVIDING FOR THE PAYMENT AND SECURITY OF THE BONDS; CREATING A BOND PAYMENT FUND; MAINTAINING THE HERETOFORE ESTABLISHED SINKING FUND; AUTHORIZING ACCEPTANCE OF THE BIDS OF THE BOND PURCHASERS FOR THE PURCHASE OF THE BONDS; AND REPEALING INCONSISTENT ORDINANCES.

Staff Reporting: Lisa Desmarais, Director of Finance and Operation
First Reading, No Vote

OLD BUSINESS – SECOND READING OF ORDINANCES

2. Consider Ordinance No. O-xx-16 entitled: **AN ORDINANCE RE-APPROPRIATING AND RE-APPORTIONING THE ANTICIPATED GENERAL FUND REVENUE AND THE ANTICIPATED REVENUE OF ALL OTHER FUNDS OF THE CITY OF COVINGTON, KENTUCKY, FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2015, AND ENDING JUNE 30, 2016, AMONG THE VARIOUS DEPARTMENTS AND FOR THE GENERAL AND SPECIAL PURPOSES AS INDICATED IN THE "RECOMMENDED ALL FUNDS OPERATING BUDGET 2015/2016" TO MEET THE EXPENSES OF THE CITY OF COVINGTON, KENTUCKY FOR THE SAID FISCAL YEAR.**

Staff Reporting: Lisa Desmarais, Director of Finance and Operations

Recommendation: Approve Ordinance

3. Consider Ordinance No. O-xx-16 entitled: **AN ORDINANCE APPROPRIATING AND APPORTIONING THE ANTICIPATED GENERAL FUND REVENUE AND THE ANTICIPATED REVENUE OF ALL OTHER FUNDS OF THE CITY OF COVINGTON, KENTUCKY, FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2016, AND ENDING JUNE 30, 2017, AMONG**

THE VARIOUS DEPARTMENTS AND FOR THE GENERAL AND SPECIAL PURPOSES AS INDICATED IN THE “RECOMMENDED ALL FUNDS OPERATING BUDGET 2016/2017” TO MEET THE EXPENSES OF THE CITY OF COVINGTON, KENTUCKY FOR THE SAID FISCAL YEAR.

Staff Reporting: Lisa Desmarais, Director of Finance and Operation

Recommendation: Approve Ordinance

4. Consider Ordinance No. O-xx-16 entitled: **AN ORDINANCE CODIFYING THE PASSAGE, BY OPERATION OF LAW, A MAP AMENDMENT TO THE OFFICIAL ZONING ORDINANCE OF THE CITY OF COVINGTON, KENTUCKY (O-37-06) CHANGING THE ZONING CLASSIFICATION OF 303 MADISON PIKE, AN AREA OF 37.4 ACRES LOCATED TO THE EAST OF KY 17, BETWEEN HANDS PIKE TO THE NORTH AND FOWLER CREEK TO THE SOUTH, APPROXIMATELY 2,000 FEET SOUTH OF HANDS PIKE, FROM RS-7.5 (SUBURBAN RESIDENTIAL) TO CG-2A (A GENERAL COMMERCIAL ZONE).**

Staff Reporting: Alex Koenig, Zoning Specialist

Recommendation: Approve Ordinance

NEW BUSINESS – ORDER/RESOLUTIONS

5. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION APPROVING THE ADVERTISEMENT FOR BID AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT FOR THE PURCHASE OF CITY OF COVINGTON, KENTUCKY GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016 IN THE APPROXIMATE AGGREGATE PRINCIPAL AMOUNT OF \$9,395,000.00.**

Staff Reporting: Lisa Desmarais, Director of Finance and Operations

Recommendation: Approve Order/Resolution

6. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION APPROVING THE 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT BUDGET ITEMS AS SUBMITTED BY THE COVINGTON POLICE DEPARTMENT.** *A 2016 Edward Byrne Memorial Justice Assistance Grant has been approved. The items to be purchased include necessary equipment and software to support the newly created computer forensics analyst position for the Police Department.*

Staff Reporting: Brian Steffen, Assistant Police Chief

Recommendation: Approve Order/Resolution

7. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE KENTON COUNTY JUDGE EXECUTIVE FOR ADMINISTRATION OF THE 2016 EDWARD BYRNE MEMORIAL JUSTICE ADMINISTRATION GRANT.** *This MOU is required for the administration of the JAG grant by the County.*

Staff Reporting: Brian Steffen, Assistant Police Chief

Recommendation: Approve Order/Resolution

8. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION ADOPTING THE PROGRAM GUIDELINES FOR PROGRAM YEAR 2016-2017 FOR THE CODE ENFORCEMENT HARDSHIP PROGRAM, THE HOMEOWNER REPAIR PROGRAM, THE UPPER FLOOR RESIDENTIAL REHAB PROGRAM, THE COVINGTON HOMEBUYER ASSISTANCE PROGRAM AND THE NKY CONSORTIUM HOMEBUYER ASSISTANCE PROGRAM TO BE FUNDED FROM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM FUNDS.** *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.*

Staff Reporting: Jeremy Wallace, Community Development Manager

Recommendation: Approve Order/Resolution

9. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE A CONTRACT AND ALL OTHER NECESSARY DOCUMENTS, WITH VIOX & VIOX FOR PROFESSIONAL DESIGN SERVICES FOR THE CRYSTAL LAKE DRIVE STORM SEWER PROJECT, AND REJECTING ALL OTHER BIDS, IN AN AMOUNT NOT TO EXCEED \$7,940.00, PAYABLE FROM GENERAL FUND.** *There are currently no drainage structures located at the intersection of Crystal Lake and Bluffside. This area experiences flooding and drainage problems and the pavement is beginning fail. In order to address the issue, it is necessary to install new curb box inlets and storm sewer pipes.*

Staff Reporting: Rick Davis, Department of Public Improvements Director

Recommendation: Approve Order/Resolution

10. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE A**

CONTRACT AND ALL OTHER NECESSARY DOCUMENTS, WITH THE GREAT LAKES CONSTRUCTION COMPANY FOR THE COMPLETION OF THE RESTORATION OF THE LICKING RIVER LEVEE SLIDE NEAR 21st STREET, AND REJECTING ALL OTHER BIDS, IN AN AMOUNT NOT TO EXCEED \$462,995.00 PAYABLE FROM CAPITAL BOND FUND. *The first phase of the 21st Street slide project has been completed and the levee has been stabilized. The next phase of work includes re-grading the levee, installing wick drains to handle potential groundwater, and restoring the LRG pave trail on top of the levee. Great Lakes submitted the only bid.*

Staff Reporting: Mike Yeager, City Engineer

Recommendation: Approve Order/Resolution

11. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT AND ALL OTHER NECESSARY DOCUMENTS, WITH WOLTERS KLUWER FOR THE IMPLEMENTATION AND SUBSCRIPTION OF ENGAGEMENT SOFTWARE, AND REJECTING ALL OTHER BIDS, IN AN AMOUNT NOT TO EXCEED \$5,743.75, PAYABLE FROM GENERAL FUND.** *In an effort to improve the preparation of the CAFR, the purchase and installation of this software will allow for the import of the trial balance, journal entries, and updates to all documents in a single point of contact software tool that will seamlessly interact with our current financial software.*

Staff Reporting: Dave Mathews, Assistant Finance Director

Recommendation: Approve Order/Resolution

12. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE KENTON COUNTY PLANNING COMMISSION FOR A MAP AMENDMENT TO AMEND SECTION 10.13.3(A) OF THE COVINGTON ZONING CODE TO DESIGNATE THE MINIMUM HEIGHT OF THE BOTTOM OF A PROJECTING SIGN AS NOT LESS THAN SEVEN (7) FEET MEASURED FROM THE SIDEWALK.** *This text amendment will modify the zoning regulations for projecting signs and will allow projecting signs to be located at an appropriate height on historic buildings. For many of our historic buildings the height of the storefront makes it physically impossible to locate a sign to conform to our current code.*

Staff Reporting: Geoff Milz, Economic Development Manager

Recommendation: Approve Order/Resolution

13. Consider Order/Resolution No. O/R-xx-16 entitled: **AN ORDER/RESOLUTION AUTHORIZING THE SETTLEMENT OF LITIGATION STYLED INGRAM**

V. CITY OF COVINGTON, AND MURDEN V. CITY OF COVINGTON, ET AL.

Staff Reporting: Frank Warnock, City Solicitor/Assistant City Manager

Recommendation: Approve Order/Resolution

Project Update: Moody's Update – Lisa Desmarais, Director of Finance and Operations

Next regularly scheduled Legislative Commission Meeting: 6:00 PM, Tuesday, July 12, 2016.

Next regularly scheduled Caucus Meeting: 6:00 PM, Tuesday, July 26, 2016.

PUBLIC COMMENTS

COMMISSIONERS' COMMENTS

CITY MANAGER'S COMMENTS

CITY SOLICITOR'S COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT