



**CITY COMMISSION MEETING
AGENDA FOR JANUARY 24, 2023
5:00 PM
CITY HALL COMMISSION CHAMBERS
300 SOUTH FIFTH STREET**

*Any member of the public who wishes to make comments to the Board of Commissioners is asked to fill out a Public Comment Sheet and place it in the box located at the end of the Commissioner's desk on the left side of the Commission Chambers. The Mayor will call on you to speak during the **Public Comments** section of the Agenda.*

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATION 175th Anniversary of St. Francis de Sales Church - Patti Sanders

PROCLAMATION Catholic Schools Week - Monica Hayden, St. Mary School System Director

PRESENTATION Presentation of a Framed Print entitled "Farewell Delta Queen" painted by Wil MacKay - Carolyn MacKay and Clay Norton

ADDITIONS/DELETIONS

MAYOR'S REMARKS

Items on the Consent Agenda are considered to be routine by the Board of Commissioners and will be enacted by one motion and one vote. There will be no separate discussion of these items unless a Board member so requests, in which event the item will be removed from the Consent Agenda and considered separately. The City Clerk will read the items recommended for approval.

	I.	<u>CONSENT AGENDA</u>
	A.	Approve Minutes of Special Called Meetings of the Board of Commissioners for January 10, 2023
	B.	Receive & File Documents
	C.	Reappointment of Angela Copeland to the Commissioners of Water Works
	D.	Appointment of Mark Thompson to the Paducah Convention & Visitors Bureau
	E.	Appointment of Trey Griffin to the Paducah Planning Commission
	F.	Appointment of Mary Hammond to the Public Monument Committee
	G.	Appointment of Marcus Turnley to Board of Ethics
	H.	Reappointment of Chad Beyer, Greg Croft, Jason Hickey and Rick Windhorst to the Building, Electrical & Fire Codes Appeals Board.
	I.	Personnel Actions

		J.	Approve the Application and Award for a Kentucky Highway Safety Grant in the Amount of \$35,000 - B. LAIRD
		K.	Authorize City Manager to issue Request for Proposals for Independence Celebration Display - A. CLARK
	II.	<u>BOARD APPOINTMENTS</u>	
		A.	Reappointment of Sandra Wilson to the Paducah Riverfront Development Advisory Board
		B.	Appointment of Robert Buz Smith to the Commissioners of Water Works
		C.	Appointment of Robert Buz Smith to the Brooks Stadium Commission
		D.	Reappointment of Sandra Wilson to the Electric Plant Board
		E.	Reappointment of Raynarldo Henderson as the Mayor's designee to the Municipal Housing Commission
	III.	<u>MUNICIPAL ORDER(S)</u>	
		A.	Disband the 911 Communication Services Oversight Committee - G. BRAY
	IV.	<u>ORDINANCE(S) - ADOPTION</u>	
		A.	Amend Code of Ordinances Section 2-145 Related to Public Comments - L. PARISH
		B.	Amend Section 2-315 Firefighter Training and qualifications; appointee probationary period - S. KYLE
	V.	<u>ORDINANCE(S) - INTRODUCTION</u>	
		A.	Amend Code of Ordinances Chapter 98 - Article VI and VII related to Parades and General Assemblies - L. PARISH
	VI.	<u>DISCUSSION</u>	
		A.	Discussion related to the Paducah-McCracken County Athletic Complex - D. JORDAN
		B.	Discussion & Potential Action related to the appointment of a City Commission Member pursuant to KRS 83A.040 - G. BRAY
	VII.	<u>COMMENTS</u>	
		A.	Comments from the City Manager
		B.	Comments from the Board of Commissioners

		C.	Comments from the Audience
	VIII.	<u>EXECUTIVE SESSION</u>	

January 10, 2023

At a Special Called Meeting of the Paducah Board of Commissioners held on Tuesday, January 10, 2023, at 5:00 p.m., in Crouse Hall, Room 101, West Kentucky Community and Technical College located at 4810 Alben Barkley Drive. Mayor George Bray presided. Upon call of the roll by the City Clerk, Lindsay Parish, the following answered to their names: Commissioners Guess, Henderson, Smith, Wilson and Mayor Bray (5).

INVOCATION

Commissioner Wilson led the invocation.

PLEDGE OF ALLEGIANCE

Eagle Scout Matthew King led the pledge.

WELCOME

West Kentucky Community & Technical College President Dr. Anton Reece welcomed the Commission to the WKCTC Campus to hold their meeting at Crouse Hall.

PRESENTATIONS

Communications Manager Pam Spencer offered the following summaries:

Annual Audit Presentation

“Finance Director Jonathan Perkins and David Hampton of Kemper CPA Group, LLP provided an overview of the City’s Annual Comprehensive Financial Report which includes the City audit. The audit is required by State law; however, the Report is a voluntary document that the City prepares to provide additional information and transparency to the public. The report is for the fiscal year that ended June 30, 2022. The audit states that there are no findings of deficiencies related to the financial statements. Paducah is one of the few cities in Kentucky that prepares a Report. For 31 consecutive years, Paducah has been awarded the Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association of the United States and Canada (GFOA). The entire Report and previous audits dating back to 2001 can be found on the City’s website.”

Junior Duke of Paducah

“Mayor George Bray recognized Matthew King with a Junior Duke of Paducah award for achieving the rank of Eagle Scout. Matthew is a sophomore at McCracken County High School.”

CONSENT AGENDA

I(A)	Approve Minutes for December 15, 2022 Special Called Board of Commissioners Meeting
I(B)	Receive and File Documents

January 10, 2023

	<p><u>Minute File:</u></p> <ol style="list-style-type: none">1. Press Release regarding actions of Commissioner David Guess2. Resolution of the Board of Commissioners of the City of Paducah, Kentucky Charging Commissioner David Guess with Misconduct Pursuant to KRS 83A.040(9)3. Oath of Office – Robert Smith4. Oath of Office – David Guess5. Oath of Office – Raynarldo Henderson6. Oath of Office – Sandra Wilson7. Notice of Special Called Meeting of the Board of Commissioners on December 7, 20228. Notice of Cancellation of regular meeting on December 13, 2022, for the Board of Commissioners9. Notice of Special Called Meeting of the Board of Commissioners on December 15, 202210. Notice of Cancellation of regular meeting on December 27, 2022, for the Board of Commissioners11. Order Setting Hearing Date and Prehearing Deadlines – Board of Commissioners v. David Guess <p><u>Contract File:</u></p> <ol style="list-style-type: none">1. Performance and Payment Bond – Atlantic Emergency Solutions, Inc. – MO #26632. Contract with Atlas Roofing Contractors, Inc. – Roof Replacement – Oak Grove Cemetery Mausoleum – MO #26823. Funding Agreement with Paducah-McCracken County Riverport Authority in an amount of \$90,000 MO #26844. Subrecipient Agreement to pass along Cost Overruns to the Paducah-McCracken County Senior Center – MO #2686 <p><u>Financials File:</u></p> <ol style="list-style-type: none">1. Transit Authority of the City of Paducah – Financial Statement with Auditor’s Report Year ended June 30, 2022 <p><u>Bids File:</u></p> <ol style="list-style-type: none">1. Capture Exhaust Systems for Five Fire Stations<ol style="list-style-type: none">a. MagneGrip – Recommended Bid MO #2678b. Nedermanc. Hastings2. Replace rubber roof membrane at the West Kentucky Mausoleum – Oak Grove Cemetery<ol style="list-style-type: none">a. Atlas Roofing – Recommended Bid MO #2682b. Integrity Roofing
(IC)	Personnel Actions
I(D)	A MUNICIPAL ORDER DECLARING THE REAL PROPERTY LOCATED AT 416 AND 418 NORTH 13TH STREET TO BE SURPLUS PROPERTY, ACCEPTING THE BID OF G SQUARED PROPERTIES OF PADUCAH, LLC IN THE AMOUNT OF \$250 FOR EACH LOT FOR A TOTAL BID OF \$500 FOR PURCHASE OF SAID REAL PROPERTY AND AUTHORIZING THE MAYOR TO EXECUTE THE DEED AND ALL DOCUMENTS RELATED TO SAME (MO #2690; BK 12)
I(E)	A MUNICIPAL ORDER DECLARING THE REAL PROPERTY LOCATED AT 1645 MARTIN LUTHER KING JR. DRIVE TO BE SURPLUS PROPERTY, ACCEPTING THE BID OF G SQUARED PROPERTIES OF PADUCAH, LLC IN THE AMOUNT OF \$250 FOR

January 10, 2023

	PURCHASE OF SAID REAL PROPERTY AND AUTHORIZING THE MAYOR TO EXECUTE THE DEED AND ALL DOCUMENTS RELATED TO SAME (MO #2691; BK 12)
I(F)	A MUNICIPAL ORDER OF THE CITY OF PADUCAH AUTHORIZING A LEGAL SERVICES AGREEMENT AT HOURLY RATES WITH VAUGHN PETITT LEGAL GROUP, PLLC FOR LEGAL REPRESENTATION RELATED TO A MISCONDUCT CHARGE ISSUED BY THE CITY COMMISSION, AND RATIFYING THE MAYOR'S EXECUTION OF SAID AGREEMENT (MO #2692; BK 12)

Commissioner Guess offered Motion, seconded by Commissioner Henderson, that the items on the consent agenda be adopted as presented.

Adopted on call of the roll yeas, Commissioners Guess, Henderson, Smith, Wilson and Mayor Bray (5).

MOTION

APPOINTMENT OF COMMISSIONER SANDRA WILSON AS MAYOR PRO TEM

Commissioner Henderson offered Motion, seconded by Commissioner Guess, that Commissioner Sandra Wilson be nominated and elected Mayor Pro-Tem of the City of Paducah to serve in this capacity until the expiration of her present term as City Commissioner.

Adopted on call of the roll yeas, Commissioners Guess, Henderson, Smith, Wilson, and Mayor Bray (5).

ORDINANCE ADOPTIONS

AMEND FY 23 CITY BUDGET TO INCREASE REVENUES AND EXPENDITURES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND BY \$1 MILLION

Commissioner Smith offered Motion, seconded by Commissioner Wilson, that the Board of Commissioners adopt an Ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 2022-06-8740, ENTITLED, "AN ORDINANCE ADOPTING THE CITY OF PADUCAH, KENTUCKY, ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR JULY 1, 2022, THROUGH JUNE 30, 2023, BY ESTIMATING REVENUES AND RESOURCES AND APPROPRIATING FUNDS FOR THE OPERATION OF CITY GOVERNMENT." This Ordinance is summarized as follows: That the annual budget for the fiscal year beginning July 1, 2022, and ending June 30, 2023, as adopted by Ordinance No. 2022-06-8740, be amended by the following re-appropriations:

- Increase revenues and expenditures for the CDBG Fund by \$1,000,000

Adopted on call of the roll yeas, Commissioners Guess, Henderson, Smith, Wilson and Mayor Bray (5). **(ORD 2023-01-8756; BK 36)**

January 10, 2023

APPROVE A TELECOMMUNICATIONS FRANCHISE AGREEMENT WITH QUAD STATE INTERNET, LLC.

Commissioner Wilson offered Motion, seconded by Commissioner Smith, that the Board of Commissioners adopt an Ordinance entitled, "AN ORDINANCE GRANTING A NON-EXCLUSIVE FRANCHISE FOR A TERM OF TEN (10) YEARS FOR A TELECOMMUNICATIONS SYSTEM WITHIN THE CONFINES OF THE CITY OF PADUCAH, KENTUCKY TO QUAD STATE INTERNET, PURSUANT TO THE TERMS AND PROVISIONS OF CHAPTER 108 "TELECOMMUNICATIONS" OF THE CODE OF ORDINANCES, AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE FRANCHISE AGREEMENT WITH QUAD STATE INTERNET AND ALL OTHER DOCUMENTS RELATED TO SAME." This Ordinance is summarized as follows: This Ordinance formally accepts the bid of Quad State Internet, LLC of November 11, 2022. Further, this Ordinance grants a ten (10) year, non-exclusive telecommunications franchise to Quad State Internet, LLC, pursuant to Chapter 108 "Telecommunications" of the Code of Ordinances of the City of Paducah.

Preston Ursini and Eli Ursini made comments regarding the approval of the Franchise Agreement with Quad State. Eli remarked that his dad had worked really hard on this.

Adopted on call of the roll yeas, Commissioners Guess, Henderson, Smith, Wilson and Mayor Bray (5). **(ORD 2023-01-8757; BK 36)**

ORDINANCE INTRODUCTIONS

AMEND CODE OF ORDINANCES SECTION 2-145 RELATED TO PUBLIC COMMENTS

Commissioner Guess offered Motion, seconded by Commissioner Henderson, that the Board of Commissioners introduce an Ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-145 "ORDER OF BUSINESS; NAMES OF MEMBERS PRESENT TO BE NOTED; HEARING OF SPECTATORS" OF THE CODE OF ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY." This Ordinance is summarized as follows: This Ordinance amends Chapter 2, Section 2-145 to clarify when the public is allowed to make comments at a City Commission meeting and setting forth the provisions under which such public comments are allowed.

**AMEND SECTION 2-315 FIREFIGHTER TRAINING AND QUALIFICATIONS;
APPOINTEE PROBATIONARY PERIOD**

Commissioner Henderson offered Motion, seconded by Commissioner Guess, that the Board of Commissioners introduce an Ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-315 "FIREFIGHTER TRAINING AND QUALIFICATIONS; APPOINTEE PROBATIONARY PERIOD" OF THE CODE OF ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY." This Ordinance is summarized as follows: This Ordinance amends Section 2-315(c) to extend the initial training period for Fire Department appointees from a maximum of twenty (20) weeks to a maximum of thirty-two (32) weeks.

January 10, 2023

COMMENTS

CITY MANAGER

Reminded the public that the City of Paducah will observe the Martin Luther King, Jr., holiday on Monday. City Hall will be closed and with the exception of Fire and Police, there will be no city services.

BOARD OF COMMISSIONERS

Commissioner Smith – Stated that he was glad to be back on the Commission.

AUDIENCE

Randall Knight commented on the Amendment of Code 2-145 allowing public comments on any subject matter.

EXECUTIVE SESSION

Commissioner Smith offered motion, seconded by Commissioner Wilson, that the Board go into closed session for discussion of matters pertaining to the following topic:

- Issues which might lead to the discipline or dismissal of a member, i.e., Commissioner, as permitted by KRS 61.810(1)(f).

Adopted on call of the roll yeas, Commissioners Guess, Henderson, Wilson, Smith and Mayor Bray (5).

Commissioner Guess left the meeting at 5:47 p.m.

RECONVENE IN OPEN SESSION

Commissioner Henderson offered motion, seconded by Commissioner Smith, that the Paducah Board of Commissioners reconvene in open session.

Adopted on call of the roll yeas, Commissioners Gault, Henderson, Wilson and Mayor Bray (4)

ADJOURN

Commissioner Wilson offered motion, seconded by Commissioner Smith that the meeting be adjourned.

Adopted on call of the roll yeas, Commissioners Henderson, Smith, Wilson and Mayor Bray (4).

TIME ADJOURNED: 6:26 p.m.

ADOPTED: January 24, 2023

George P. Bray, Mayor

ATTEST:

Lindsay Parish, City Clerk

January 24, 2023

RECEIVE AND FILE DOCUMENTS:

Minute File:

1. Notice of Special Called Meeting of the Board of Commissioners on Tuesday, January 10, 2023, at 5:00 p.m.
2. Notice of Special Called Meeting of the Board of Commissioners on Tuesday, January 17, 2023 at 4:00 p.m.
3. Notice of Activation Agreement –TIF
4. Order dated January 17, 2023, removing Commissioner David Guess from the office of City Commissioner
5. Letter dated January 18, 2023, notifying County Clerk Jamie Huskey of the Board of Commissioners' intent to fill a vacancy created by the removal of City Commissioner David Guess
6. Letter dated January 18, 2023, notifying Kentucky Secretary of State Michael G. Adams of the Board of Commissioners' intent to fill a vacancy created by the removal of City Commissioner David Guess

Deed File:

1. Deed of Correction – 3179 Jackson Street – MO #2573
2. Deed of Conveyance – City of Paducah, Kentucky and Jefferson and Waters, LLC – 2.88 acres located at 122 Broadway – Tract 1 - City Block Project – MO #2688
3. Deed of Access between the City of Paducah, Kentucky and Jefferson and Watters – LLC Tracts and 3 – City Block Project – MO #2688

Contract File:

1. Recommended Bid of MagneGrip for Diesel Exhaust Extraction System – MO #2678
2. Amended and Restated Development Agreement between City of Paducah and Weyland Ventures Development, LLC – City Block Project - MO #2688
3. Partial Assignment of Development Agreement – Tract 1 – the Boutique Hotel Facility – Jefferson and Waters LLC and Weyland Ventures Development LLC – City Block Project – MO #2688
4. Seller's Lien Affidavit – Weyland Ventures Development LLC – City Block Project – MO #2688
5. Contract for Legal Services Vaughn Petitt – Representation of City of Paducah against David Guess – City Commission Misconduct Charge MO #2692
6. Franchise Agreement between City of Paducah and Quad State Internet, LLC
ORD 2023-01-8757

CITY OF PADUCAH
January 24, 2023

Upon the recommendation of the City Manager's Office, the Board of Commissioners of the City of Paducah order that the personnel changes on the attached list be approved.

Michelle Smolen

City Manager's Office Signature

1/19/2023

Date

**CITY OF PADUCAH
PERSONNEL ACTIONS
January 24, 2023**

NEW HIRES - FULL-TIME (F/T)

<u>E911</u>	<u>POSITION</u>	<u>RATE</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
Wade, Cierra	Telecommunicator	\$18.02/hr	NCS	Non-Ex	January 26, 2023

PARKS & RECREATION

Askew, Antonio D.	Parks Maintenance Laborer	\$15.96/hr	NCS	Non-Ex	January 26, 2023
Askew, Makel R.	Parks Maintenance Laborer	\$15.96/hr	NCS	Non-Ex	January 26, 2023

NEW HIRES - PART-TIME (P/T)

<u>PARKS & RECREATION</u>	<u>POSITION</u>	<u>RATE</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
Weeks, Christopher M.	Park Ranger	\$14.00/hr	NCS	Non-Ex	January 28, 2023

PAYROLL ADJUSTMENTS/TRANSFERS/PROMOTIONS/TEMPORARY ASSIGNMENTS (FULL-TIME)

<u>E-911</u>	<u>PREVIOUS POSITION AND BASE RATE OF PAY</u>	<u>CURRENT POSITION AND BASE RATE OF PAY</u>	<u>NCS/CS</u>	<u>FLSA</u>	<u>EFFECTIVE DATE</u>
Buckingham, Rebecca	Telecommunicator \$24.01/hr	Telecommunicator \$24.49/hr	NCS	Non-Ex	January 26, 2023
Fowler, Hillary	Telecommunicator \$20.84/hr	Telecommunicator \$22.47/hr	NCS	Non-Ex	January 26, 2023
Goins, Stephanie	Telecommunicator \$25.77/hr	Telecommunicator \$27.54/hr	NCS	Non-Ex	January 26, 2023
Jones, Emilee A.	Telecommunicator \$18.47/hr	Telecommunicator \$18.65/hr	NCS	Non-Ex	January 26, 2023
Lambert, Sarah	911 System Administrator \$27.04/hr	911 System Administrator \$27.85/hr	NCS	Ex	January 26, 2023
Martin, Tara	Telecommunicator \$22.67/hr	Telecommunicator \$24.12/hr	NCS	Non-Ex	January 26, 2023
Peery, Laura	Senior Administrative Assistant \$27.52/hr	Senior Administrative Assistant \$28.35/hr	NCS	Non-Ex	January 26, 2023
Reed, Taryn	Telecommunicator \$25.27/hr	Telecommunicator \$26.03/hr	NCS	Non-Ex	January 26, 2023
Spears, Amber	Assistant E-911 Comm. Serv. Manager \$33.90/hr	Assistant E-911 Comm. Serv. Manager \$34.24/hr	NCS	Ex	January 26, 2023

FINANCE

Freeman, Kari L.	Senior Administrative Assistant \$20.55/hr	Senior Administrative Assistant \$21.17/hr	NCS	Non-Ex	December 29, 2022
------------------	---	---	-----	--------	-------------------

FIRE - PREVENTION

Dicke, Janet N.	Senior Administrative Assistant \$25.76/hr	Senior Administrative Assistant \$26.28/hr	NCS	Non-Ex	December 1, 2022
Hugen, Vaughn	Chief Electrical Inspector \$32.08/hr	Chief Electrical Inspector \$33.04/hr	NCS	Non-Ex	December 1, 2022
Jones, David A.	Code Enforcement Officer \$23.56/hr	Code Enforcement Officer \$24.03/hr	NCS	Non-Ex	January 12, 2023
McGee, Debra E.	Permit Specialist \$19.55/hr	Permit Specialist \$19.75/hr	NCS	Non-Ex	December 1, 2022

FIRE - SUPPRESSION

Owen, Christopher T.	Battalion Chief \$32.19/hr	Battalion Chief \$32.99/hr	NCS	Ex	November 17, 2022
Potter, John G.	Assistant Fire Chief \$28.87/hr	Assistant Fire Chief \$29.59/hr	NCS	Non-Ex	November 17, 2022

HUMAN RESOURCES

Wilcox, Stefanie E.	Director of Human Resources \$48.94/hr	Director of Human Resources \$50.41/hr	NCS	Ex	December 15, 2022
---------------------	---	---	-----	----	-------------------

PARKS & RECREATION

Davidson, Suzanne J.	Assistant Director of Recreation \$38.63/hr	Assistant Director of Recreation \$39.40/hr	NCS	Ex	January 12, 2023
Shelton, Gregory	Parks Maintenance Supervisor \$24.00/hr	Parks Maintenance Supervisor \$24.60/hr	NCS	Ex	January 12, 2023

POLICE

Antonites, Nathan	Captain \$41.00/hr	Captain \$42.23/hr	NCS	Ex	January 26, 2023
Baxter, Christopher	Captain \$42.03/hr	Captain \$43.29/hr	NCS	Ex	January 26, 2023

**CITY OF PADUCAH
PERSONNEL ACTIONS
January 24, 2023**

Copeland, Anthony J.	Assistant Chief - Support Services \$47.20/hr	Assistant Chief - Support Services \$48.62/hr	NCS	Ex	January 26, 2023
Crowell, Justin	Assistant Chief - Operations \$47.20/hr	Assistant Chief - Operations \$48.62/hr	NCS	Ex	January 26, 2023
Farrell, Mary	Senior Administrative Assistant \$21.31/hr	Senior Administrative Assistant \$21.95/hr	NCS	Non-Ex	January 26, 2023
Fooshee, Amanda	Senior Evidence Technician \$20.05/hr	Senior Evidence Technician \$20.66/hr	NCS	Non-Ex	January 26, 2023
Hayes, Joseph A.	Captain \$42.23/hr	Captain \$43.50/hr	NCS	Ex	January 26, 2023
Hodges, William J.	Detective Captain \$38.75/hr	Detective Captain \$39.92/hr	NCS	Ex	January 26, 2023
Miller, Vicki L.	Records Clerk \$21.10/hr	Records Clerk \$21.74/hr	NCS	Non-Ex	January 26, 2023
Newberry, Robin L.	Senior Administrative Assistant \$29.23/hr	Senior Administrative Assistant \$30.11/hr	NCS	Non-Ex	January 26, 2023
Newlon, Kimberly G.	Senior Records Clerk \$21.38/hr	Senior Records Clerk \$22.03/hr	NCS	Non-Ex	January 26, 2023
Travis, Amy P.	Records Manager \$23.49/hr	Records Manager \$24.20/hr	NCS	Ex	January 26, 2023

PUBLIC WORKS

Canter, Thomas J.	Fleet Supervisor \$28.84/hr	Fleet Supervisor \$29.56/hr	NCS	Ex	December 29, 2022
Collins, Deborah S.	Senior Administrative Assistant \$22.11/hr	Senior Administrative Assistant \$22.77/hr	NCS	Non-Ex	December 29, 2022
Coursey, Jason L.	Street Superintendent \$32.62/hr	Street Superintendent \$33.60/hr	NCS	Ex	December 29, 2022
Crouch, Randal W.	Assistant Director of Public Works \$45.89/hr	Assistant Director of Public Works \$47.04/hr	NCS	Ex	December 29, 2022
Davenport, Tucker L.	Fleet Mechanic II \$20.70/hr	Fleet Mechanic II \$21.32/hr	NCS	Non-Ex	February 9, 2023
Ferrell, Christopher L.	Maintenance Superintendent \$34.72/hr	Maintenance Superintendent \$35.59/hr	NCS	Ex	December 29, 2022
Kelly, Phillip C.	Fleet Mechanic II \$21.42/hr	Fleet Mechanic II \$21.96/hr	NCS	Non-Ex	December 29, 2022
Marquiss, Aaron E.	Fleet Mechanic II \$21.75/hr	Fleet Mechanic II \$22.40/hr	NCS	Non-Ex	December 29, 2022
Pryor, Latrisha A.	Administrative Assistant \$19.73/hr	Administrative Assistant \$20.32/hr	NCS	Non-Ex	December 29, 2022
Richardson, Casey D.	Fleet Mechanic II \$24.79/hr	Fleet Mechanic II \$25.04/hr	NCS	Non-Ex	December 29, 2022
Riley, David J.	Street Supervisor \$26.40/hr	Street Supervisor \$27.19/hr	NCS	Ex	December 29, 2022
Scutt, James R.	Fleet Superintendent \$33.18/hr	Fleet Superintendent \$34.01/hr	NCS	Ex	December 29, 2022
Saxton, John W.	Solid Waste Supervisor \$27.24/hr	Solid Waste Supervisor \$28.06/hr	NCS	Ex	December 29, 2022
Simmons, Marcey M.	Administrative Assistant \$18.21/hr	Administrative Assistant \$18.57/hr	NCS	Non-Ex	December 29, 2022

TECHNOLOGY

Stuber, Eric B.	Chief Technology Director \$49.44/hr	Chief Technology Director \$50.68/hr	NCS	Ex	December 29, 2022
-----------------	---	---	-----	----	-------------------

TERMINATIONS - FULL-TIME (F/T)

<u>PARKS & RECREATION</u>	<u>POSITION</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
Meadows, Chelsi W.	Maintenance Supervisor	Resignation	February 1, 2023
Wade, Edward L.	Parks Maintenance Laborer	Resignation	January 26, 2023
<u>PUBLIC WORKS</u>			
Whorton, Jonathan	Equipment Operator	Resignation	January 20, 2023

Agenda Action Form Paducah City Commission

Meeting Date: January 24, 2023

Short Title: Approve the Application and Award for a Kentucky Highway Safety Grant in the Amount of \$35,000 - **B. LAIRD**

Category: Municipal Order

Staff Work By: Joseph
Hayes, Hope Reasons
Presentation By: Brian
Laird

Background Information: The Kentucky Transportation Cabinet's Highway Safety Program has a competitive, discretionary grant program for reimbursement of overtime work involved with traffic safety and for equipment for officers. The program covers several categories of overtime projects (impaired driving, occupant protection, police traffic services, and other traffic safety problems areas) that include DUI arrests, speeding citations, seat belt citations, and child restraint citations.

The PPD has been a successful applicant to this program for several years and is currently implementing this program from the most recent funding cycle. PPD is requesting approval to apply for \$25,000 in grant funds for overtime pay and \$10,000 for four moving radars.

No match is required for this grant.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:
Account Number:

Staff Recommendation: Approve the application and award for a Kentucky Highway Safety Grant and authorize the Mayor to sign all documents associated with the application and award.

Attachments:

1. MO - app & award – FY2024 Highway Safety Grant – overtime and purchase of radar units

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A FY2024 HIGHWAY SAFETY GRANT IN THE AMOUNT OF \$35,000 THROUGH THE KENTUCKY TRANSPORTATION CABINET FOR OVERTIME PAY FOR OFFICERS AND THE PURCHASE OF FOUR (4) MOVING RADAR UNITS, AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS RELATED TO SAME

BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah hereby authorizes the submission of an application in the amount of \$35,000 for an FY2024 Highway Safety Grant through the Kentucky Transportation Cabinet. Of the total request, \$25,000 in grant funds will be used for overtime pay for officers, and \$10,000 will be used for the purchase of four (4) moving radars. No local match is required.

SECTION 2. That the City of Paducah hereby accepts the FY2024 Highway Safety Grant in the sum awarded through the Kentucky Transportation Cabinet for payment of overtime pay for officers and the purchase of four radar units, and authorizes the Mayor to execute all documents related to same.

SECTION 3. This order will be in full force and effect from and after the date of its adoption.

George Bray, Mayor

ATTEST:

Lindsay Parish, City Clerk

Adopted by the Board of Commissioners, January 24, 2023

Recorded by Lindsay Parish, City Clerk, January 24, 2023

mo\grants\app & award – FY2024 Highway Safety Grant – overtime and purchase of radar units

Agenda Action Form

Paducah City Commission

Meeting Date: January 24, 2023

Short Title: Authorize City Manager to issue Request for Proposals for Independence Celebration Display -
A. CLARK

Category: Municipal Order

Staff Work By: Amie Clark
Presentation By: Amie Clark

Background Information: Authorize City Manager to issue Request for Proposals for the City's Independence Day Celebration. The City is exploring options for either a fireworks display or a laser light display for this year's festivities.

Does this Agenda Action Item align with a Commission Priority? No
If yes, please list the Commission Priority: [Commission Priorities List](#)

Communications Plan:

Funds Available: Account Name: Econ Dev/Hist Pres

Account Number: 1000-24-2405-539300

Staff Recommendation: Approve

Attachments:

1. MO RFP – Independence Day Celebration Display

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE CITY
MANAGER TO ISSUE A REQUEST FOR PROPOSALS FOR THE 2023
INDEPENDENCE DAY CELEBRATION DISPLAY

WHEREAS, the City is exploring display options for the 2023 Independence Day Celebration; and

WHEREAS, the City wishes for the City Manager to issue a Request for Proposals to assist with determining the type of display for the 2023 celebration.

NOW THEREFORE, BE IT ORDERED BY THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. The City Manager is hereby authorized and directed to issue a Request for Proposals for displays for the 2023 Independence Day Celebration, allowing for the potential of fireworks, laser, or drone displays.

SECTION 2. This Order will be in full force and effect from and after the date of its adoption.

George Bray, Mayor

ATTEST:

Lindsay Parish, City Clerk

Adopted by the Board of Commissioners, January 24, 2023
Recorded by Lindsay Parish, City Clerk, January 24, 2023
MORFP – Independence Day Celebration Display

Agenda Action Form

Paducah City Commission

Meeting Date: January 24, 2023

Short Title: Disband the 911 Communication Services Oversight Committee - **G. BRAY**

Category: Municipal Order

Staff Work By: Lindsay
Parish, Daron Jordan
Presentation By: George
Bray

Background Information: The City Commission adopted Municipal Order No. 2491 which approved a Memorandum of Understanding Regarding E-911 Partnership Formation (MOU) with McCracken County on August 9, 2021. Section 2 of said MOU established a Joint 911 Communication Services Oversight Committee.

The MOU charged the Committee with making recommendations to the Paducah City Commission and McCracken County Fiscal Court regarding 911 upgrades, funding options, and governance. The Committee was appointed and met regularly from January 10, 2022 to November 28, 2022. The Committee formalized and presented recommendations regarding upgrades, funding, and governance in November of 2022. Having completed the charge of the MOU, this Municipal Order formally disbands the 911 Communications Services Oversight Committee.

Does this Agenda Action Item align with a Commission Priority? Yes

If yes, please list the Commission Priority: 911 Radio/Tower Upgrades and Operational Funding

Communications Plan:

Funds Available: Account Name:
Account Number:

Staff Recommendation: Approval.

Attachments:

1. MO - disband 911 Communication Oversight Committee

MUNICIPAL ORDER NO. _____

A MUNICIPAL ORDER OF THE CITY OF PADUCAH DISBANDING THE 911
COMMUNICATION SERVICES OVERSIGHT COMMITTEE

WHEREAS, the City Commission adopted Municipal Order No. 2491 which approved a Memorandum of Understanding Regarding E-911 Partnership Formation (hereinafter “MOU”) with McCracken County on August 9, 2021; and

WHEREAS, Section 2 of said MOU established a Joint 911 Communication Services Oversight Committee (hereinafter “Committee”); and

WHEREAS, said MOU charged the Committee with making recommendations to the Paducah City Commission and McCracken County Fiscal Court regarding 911 upgrades, funding options, and governance; and

WHEREAS, the Committee was appointed and met regularly from January 10, 2022 to November 28, 2022; and

WHEREAS, the Committee formalized and presented recommendations regarding upgrades, funding, and governance in November of 2022; and

WHEREAS, having completed the charge of the MOU, the City Commission now wishes to disband the 911 Communications Services Oversight Committee.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF
COMMISSIONERS OF THE CITY OF PADUCAH, KENTUCKY:

SECTION 1. That the City of Paducah hereby finds that the 911 Communication Services Oversight Committee has completed its purpose and charge as established by the Memorandum of Understanding Regarding E-911 Partnership Formation dated August 9, 2021.

SECTION 2. That the City Commission hereby formally disbands the 911 Communication Services Oversight Committee.

SECTION 3. This Municipal Order shall be effective from and after the date of its adoption.

George Bray, Mayor

ATTEST:

Lindsay Parish, City Clerk

Adopted by the Board of Commissioners January 24, 2023
Recorded by Lindsay Parish, City Clerk, January 24, 2023
\mo\disband 911 Communication Oversight Committee

Agenda Action Form

Paducah City Commission

Meeting Date: January 24, 2023

Short Title: Amend Code of Ordinances Section 2-145 Related to Public Comments - **L. PARISH**

Category: Ordinance

Staff Work By: Lindsay Parish, Daron Jordan,
Michelle Smolen

Presentation By: Lindsay Parish

Background Information: This ordinance amends the Paducah Code of Ordinances Section 2-145 related to public comments at City Commission Meetings. Specifically, the proposed ordinance no longer limits public comments at regular City Commission meetings to only items listed on the agenda. This ordinance authorizes the Presiding Officer to moderate, allow, disallow, extend or limit public comments in accordance with specific provisions which are laid out in full in the proposed ordinance.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

- Updated Comment Card available to the public online and at Commission meetings.
- Mayor will announce public comment information at the beginning of meetings as possible.

Funds Available: Account Name:
Account Number:

Staff Recommendation: Approval.

Attachments:

1. ORD 2-145 Public Comments Amendment 2023

ORDINANCE NO. 2023-____ - _____

**AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-145
“ORDER OF BUSINESS; NAMES OF MEMBERS PRESENT TO
BE NOTED; HEARING OF SPECTATORS” OF THE CODE OF
ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY**

WHEREAS, this Ordinance amends Chapter 2 of the Code of Ordinances of the City of Paducah, regarding public comments made at City Commission Meetings.

NOW THEREFORE be it ordained by the City Commission of the City of Paducah as follows:

SECTION 1. That the City of Paducah, Kentucky hereby amends Section 2-145 “Order of business; names of members present to be noted; hearing of spectators” of the Paducah Code of Ordinances as follows:

Sec. 2-145. - Order of business; names of members present to be noted; hearing of spectators

- (a) The order of business for actions requiring a Board vote at meetings are as follows:
- (1) Resolutions.
 - (2) Consent agenda.
 - a. Minutes.
 - b. Motions.
 - c. Municipal orders.
 - (3) Ordinances.
 - (4) Executive session.

(b) Once minutes are approved, the minutes of every meeting must be signed by the City Clerk and by the presiding officer.

(c) At the opening of all sessions of the Board of Commissioners, the City Clerk shall note in the minutes the names of all members of the Board who are present. ~~[After the Board shall have transacted all of its business by proceeding with the order of business as provided above, the Mayor shall recognize any person in attendance at a meeting who has signed up to speak using a public comments card and give such person an opportunity to be heard concerning any resolutions, items on the consent agenda, or ordinances which were included on the agenda for that meeting and about which the Board engaged in a vote or discussion at that meeting. The Mayor may set a time limit for speakers taking into account the number of persons wishing to speak and the length of time the Board has been meeting. As a general rule, no person shall be permitted to speak longer than three (3) minutes on any one (1) subject at any meeting of the Board.]~~

(d) It is the right of the Presiding Officer to moderate, allow, disallow, extend or limit public comments at City Commission meetings. Generally, public comments may be allowed at City Commission Meetings in accordance with the following provisions:

(1) Members of the public wishing to make comments shall complete a public comment card which shall be available online and at the Commission meeting. Public comment cards shall be submitted to the City Clerk prior to the start of the meeting at which the person wishes to speak.

(2) If several attendees wish to make comments on the same topic, the Presiding Officer may require that a representative be selected to make comments on behalf of the larger group.

(3) Comments may be in regards to any topic which is within the scope and responsibility of the Board at any Regular Commission Meeting. Public comments at Special Called Commission Meetings shall be limited to the items listed on the agenda.

(4) If a speaker has spoken on the same subject at multiple meetings, it is the right of the Presiding Officer to no longer allow comments on the subject from said speaker.

(5) Speakers must maintain decorum and respectfulness when addressing the Board. It is the right of the Presiding Officer to cause public comments to be halted if a speaker is disrespectful, threatening or out of order.

(6) The Presiding Officer may set a time limit for speakers considering the number of persons wishing to speak and the length of time the Board has been meeting. As a general rule, no person shall be permitted to speak longer than three (3) minutes at any meeting.

(7) Generally, public comments will be allowed at the end of the meeting. However, the Presiding Officer may choose to allow for public comments at other times during the meeting when the comments relate to an item being considered or discussed by the Board.

(8) Before beginning their comments, speakers must state their name and whether they are a City resident, and, if speaking for an organization or other group, identify the organization represented.

SECTION 2. SEVERABILITY. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 3. COMPLIANCE WITH OPEN MEETINGS LAWS. The City Commission hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

SECTION 4. CONFLICTS. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed and the provisions of this Ordinance shall prevail and be given effect.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.

George Bray, Mayor

ATTEST:

Lindsay Parish, City Clerk

Introduced by the Board of Commissioners, _____
Adopted by the Board of Commissioners, _____
Recorded by the City Clerk, _____
Published by *The Paducah Sun*, _____

Ord2-145 Public Comments Amendment 2023

Agenda Action Form Paducah City Commission

Meeting Date: January 24, 2023

Short Title: Amend Section 2-315 Firefighter Training and qualifications; appointee probationary period - **S. KYLE**

Category: Ordinance

Staff Work
By: Steve Kyle
Presentation
By: Steve Kyle

Background Information: The current ordinance under item (c) Probationary period says the initial training period shall not exceed twenty (20) weeks. Utilizing the new state fire academy, we need an extra buffer to complete training that is not offered at the academy and desire to increase the time to a not exceed thirty-two (32) weeks.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:
Account Number:

Staff Recommendation: Accept the recommendation to increase the initial training period to not exceed thirty-two (32) weeks.

Attachments:

1. 2-315 Training Period Fire Department

ORDINANCE NO. 2023-____ - _____

**AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-315
“FIREFIGHTER TRAINING AND QUALIFICATIONS;
APPOINTEE PROBATIONARY PERIOD” OF THE CODE OF
ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY**

WHEREAS, this Ordinance amends Chapter 2 of the Code of Ordinances of the City of Paducah, regarding the training period for Paducah firefighters.

NOW, THEREFORE, be it ordained by the City Commission of the City of Paducah as follows:

SECTION 1. That the City of Paducah, Kentucky hereby amends Section 2-315 “Firefighter training and qualifications; appointee probationary period” of the Paducah Code of Ordinances as follows:

Sec. 2-315. - Firefighter training and qualifications; appointee probationary period.

(a) *EMT certification.* Any person employed on a permanent basis as a firefighter in the Paducah Fire Department shall, within a period of twenty-four (24) months, complete the required course and become certified as an Emergency Medical Technician (EMT) through the Commonwealth Department of Human Resources. Further, all firefighters so employed shall keep their EMT certification current at all times and participate in continuing EMT education and training programs. Failure to maintain EMT certification, with absence of good cause, shall be grounds for discipline or dismissal pursuant to KRS 95.450 .

(b) *Qualifications for employment.* No person shall be employed as an appointee for employment as a firefighter in the Fire Department who does not possess the following qualifications and comply with the following requirements:

(1) They must be able to read, write and understand the English language and must be a high school graduate or hold a certificate of high school equivalence issued on the basis of a successful completion of the General Educational Development Test administered and approved under the supervision of the United States Armed Forces Institute, or a recognized institute of higher learning, or the state.

(2) They must be at least nineteen (19) years of age.

(3) They must be a person of sobriety and integrity who at all times has been an orderly law-abiding citizen.

(4) They must be able to identify the colors of red, green and yellow.

(5) They must have standard visual acuity, without correction, not less than 20/40 in one eye, and 20/100 in the other eye; and, with correction, not less than 20/20 in one eye, and 20/40 in the other eye.

(6) They must have a valid driver's license. The firefighter candidate recruit qualifications and selection procedure manual, a copy of which is on file with the City Clerk, shall be a part of this Code to the same effect as if set out in full herein.

(c) Probationary period.

(1) All appointments to the Fire Department shall be for a probationary period of one (1) year from the completion of the initial training period of thirteen (13) weeks to thirty-two (32) [~~twenty (20)~~] weeks (based on a forty (40) hour work week). The initial training period shall not exceed thirty-two (32) [~~twenty (20)~~] weeks. During this time appointees shall be paid the hourly wage as established by ordinance at the same time other regular firefighter wages are paid. Upon completion of the initial training period the Fire Chief shall assign the appointee to a regular platoon, working twenty-four (24) hours on duty and forty-eight (48) hours off duty and paid the hourly wage by ordinance at the same time other regular firefighter wages are paid. Until the probationary period has elapsed, the appointment shall be conditional. At any time during this probationary period, the appointee may be summarily removed by the Board of Commissioners of the City. During this probationary period the appointee shall not be entitled to the grievance procedure of KRS 95.450 . At such time the appointee may have successfully completed the probationary period they shall become a member of the Fire Department and entitled to the procedures of KRS 95.450 .

(2) Until the one (1) year probationary period has elapsed, the appointment shall be conditional. As such, the appointee shall not be entitled to the discipline procedures of KRS 95.450 . At any time during the appointee's probationary period, the appointee may be summarily removed by the Board of Commissioners of the City.

(d) Additional training. After the completion of the above requirements, each member shall engage in all training needed to meet State requirements.

(e) Supervision of training program. The training program provided for in subsections (c)(1) and (2), and (d) of this section shall be under the direction and supervision of the Chief of the Fire Department, subject to any rules and regulations adopted by the Board of Commissioners, and each person employed as an appointee for employment as a firefighter shall participate therein and shall perform such duties as may be assigned to the person by such Chief.

SECTION 2. SEVERABILITY. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 3. COMPLIANCE WITH OPEN MEETINGS LAWS. The City Commission hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this City Commission, and that all deliberations of this City Commission and of its committees, if any, which resulted in formal action, were in meetings open to the public, in full compliance with applicable legal requirements.

SECTION 4. CONFLICTS. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed and the provisions of this Ordinance shall prevail and be given effect.

SECTION 5. EFFECTIVE DATE. This Ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.

George Bray, Mayor

ATTEST:

Lindsay Parish, City Clerk

Introduced by the Board of Commissioners, _____
Adopted by the Board of Commissioners, _____
Recorded by the City Clerk, _____
Published by *The Paducah Sun*, _____

Ord2-315 Training Period Fire Department

Agenda Action Form

Paducah City Commission

Meeting Date: January 24, 2023

Short Title: Amend Code of Ordinances Chapter 98 - Article VI and VII related to Parades and General Assemblies - **L. PARISH**

Category: Ordinance

Staff Work By: Lindsay Parish, Amie Clark, Daron Jordan,
Michelle Smolen, Alex Sherwood
Presentation By: Lindsay Parish

Background Information: Chapter 98 of the Paducah Code of Ordinances governs permitting for parades and general assemblies (special events). Several updates need to be made to the ordinance to bring it up to date with current practices. This ordinance repeals the prior ordinance and replaces it with new language. New language includes:

- **Updated Special Event Definition:** The ordinance updates and expands the definition of special events. It allows for the City to require a permit for large events which occur on private or county property when said events require a city road closure, or have a direct impact on traffic or which would appreciably impact the need for Police, Fire, or other public safety and emergency services.
- **Administrative Policy and Fees:** This ordinance charges the City Manager with creating and maintaining an Administrative Policy which controls the specifics related to Special Events. The City policy on Special Events is being updated simultaneously with this ordinance update to ensure that both are current and accurate. Additionally, the ordinance authorizes the City Manager to set policy related to fees for special event services and applications.
- **Liability Insurance:** The current policy has a tiered system for liability insurance requirements which requires events to provide a minimum of \$1,000,000 general liability coverage, with the exemption of events categorized as "Hazard Level A". However, no events that require a Special Event Permit fall under Hazard Level A. This means that effectively all permitted events must provide a minimum of \$1,000,000 general liability coverage. This ordinance updates wording to simply clarify that all permitted events must provide a minimum of \$1,000,000 general liability coverage with the City named as additional insured.

Does this Agenda Action Item align with a Commission Priority? No

If yes, please list the Commission Priority:

Communications Plan:

Funds Available: Account Name:
Account Number:

Staff Recommendation: Approval.

Attachments:

1. ORD 98 - Special Events Ordinance Update 2023
2. Draft

ORDINANCE NO. 2023-____ - _____

AN ORDINANCE REPEALING CHAPTER 98, ARTICLE VI PARADES & ARTICLE VII GENERAL ASSEMBLIES OF THE CODE OF ORDINANCES OF THE CITY OF PADUCAH, KENTUCKY AND REPLACING THEM IN THEIR ENTIRETY

WHEREAS, this Ordinance will repeal and supersede Chapter 98, Article VI Parades and Article VII General Assemblies of the *Code of Ordinances of the City of Paducah, Kentucky*, in their entirety; and

WHEREAS, this Ordinance will replace these articles with a new Chapter 98, Article VI which will read as described below;

NOW THEREFORE BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PADUCAH AS FOLLOWS:

SECTION A. Chapter 98, Article VI, Parades and Article VII General Assemblies of the Code of Ordinances shall be repealed and replaced in their entirety as follows:

ARTICLE VI. SPECIAL EVENTS

Sec. 98-141. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

Special Event means any meeting, demonstration, picket line, rally, festival, carnival, procession, parade, walk, autocade, bike ride, block party, fair, sporting event, production, fund raiser, gala, celebration, ceremony, race, tournament, activity, general assembly or other events of more than twenty-five (25) persons, which the general public is invited to participate or attend, that is organized, promoted, conducted, or sponsored by the city or any other person, corporation, partnership, company, association, organization, or other entity, and which involves the use of publicly owned, leased, or controlled property, including public parks, facilities, right-of-way, and/or city services.

Special events shall also include the above-mentioned events held on private property or county owned property that require street closures or would have a direct impact on traffic congestion and flow to and from the event or which would appreciably impact the need for police, fire, or other public safety and emergency services.

Applicant shall mean the authorized officer, employee, representative or agent of the organization or group who completes the application and who will be the primary contact for the special event.

Organizer shall mean the person, business, corporation (profit or nonprofit), partnership, company, association, organization, or other entity responsible for the special event to be held.

Sec. 98-142. - Permit Required

Except as expressly excluded herein, no person, agency, organization, shall organize or conduct a Special Event on any public street, alley, sidewalk, park, or other public area unless such person, agency, or organization shall obtain a permit and comply with the provisions set forth in the policy created and administered by the City Manager and/or his or her designee.

Additionally, no person shall participate in any Special Event unless a permit has been issued for the Special Event.

Sec. 98-143. - Exemptions.

The provisions of this article shall not apply to:

- (1) Funeral processions generally and funeral/memorial services conducted within Oak Grove Cemetery;
- (2) A reserved public meeting facility utilized for its intended purpose and occupancy such as a convention center, civic center, ballfields, City Hall or similar facility unless the event would have a direct impact on traffic congestion or which would require police, fire, or other public safety and emergency services.
- (3) Private or personal events such as family reunions and other gatherings not open to the public, which occur in public parks, unless said activity impacts traffic flow or the ability of others to utilize the park; and
- (4) Events and activities that do not anticipate more than twenty-five (25) people in attendance at any one given period of time during the duration of the event, unless said activity impacts traffic flow or the ability of others to utilize the public space; and
- (5) A governmental agency acting within the scope of its functions.

Sec. 98-144. - Administrative Policy

The Board of Commissioners of the City of Paducah does hereby authorize and charge the City Manager with creating and maintaining a policy for the administration and oversight of Special Events in the City of Paducah not inconsistent with this ordinance.

Sec. 98-145. – City Services & Support Costs

The Board of Commissioners of the City of Paducah does hereby authorize the City Manager to set City service fees, application fees, clean-up fees, and equipment fees for special events by administrative policy. Further, the City reserves the right to limit services and equipment based on availability, staff capacity and budget constraints.

Sec. 98-146 Liability Insurance Requirements

At a minimum, the City shall require all Special Event permit holders to obtain liability insurance with coverage of at least \$1,000,000. The events permit holder shall be required to name the City of Paducah as an Additional Insured on the Certificate of Insurance. The City may require higher levels of insurance based on risks factors related to each individual event.

SECTION B. Conflicts. All ordinances, resolutions, orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed and the provisions of this Ordinance shall prevail and be given effect.

SECTION C. Severability. If any section, paragraph or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION D. Effective Date. This ordinance shall be read on two separate days and will become effective upon summary publication pursuant to KRS Chapter 424.

MAYOR

ATTEST:

City Clerk

Introduced by the Board of Commissioners, _____

Adopted by the Board of Commissioners, _____

Recorded by City Clerk, _____

Published by *The Paducah Sun*, _____

\ord\98 – Special Events Ordinance Update 2023