



**MINUTES
REGULAR LEGISLATIVE MEETING
BOARD OF COMMISSIONERS
CITY OF COVINGTON, KENTUCKY
TUESDAY, SEPTEMBER 28, 2021, 6:00 PM
20 WEST PIKE STREET, COVINGTON, KY 41011**

The Board of Commissioners of the City of Covington, Kentucky met in regular session in the Commission Chambers of City Hall, 20 West Pike Street, Covington, KY 41011 at 6:00 p.m. on Tuesday, September 28, 2021. Mayor Joseph U. Meyer called the meeting to order. City Clerk Susan Ellis called the roll, and the following members were present: Mayor Joseph U. Meyer, Commissioner Tim Downing, Commissioner Shannon Smith, Commissioner Ron Washington, and Commissioner Michelle Williams. Quorum was met for the Board of Commissioners.

The following staff members attended in person: City Manager Ken Smith, Assistant City Manager Joy Pierson, Communications Manager Dan Hassert, Systems Analyst/Project Manager Essam Elgusain, Human Resources Director Cindy Lewis, Senior Assistant City Solicitor Cassandra Zoda, City Clerk Susan Ellis, Finance Director Muhammed Owusu, Economic Development Director Tom West, Police Chief Colonel Robert Nader, Fire Chief Mark Pierce, Public Works Director Chris Warneford, Fleet Manager Steve Hedger, Project Engineer Rich Anthony, Assistant Project Engineer Bill Matteoli, Preservation & Planning Specialist Christopher Myers, and City Hall Receptionist Harold Conley. Guests: None.

ACTION TAKEN ON LAST MEETING'S MINUTES

Minutes of the September 14, 2021 Regular Legislative Meeting were distributed to the Board of Commissioners with the Agenda for review. Motion was made by Commissioner Downing and seconded by Commissioner Washington to dispense with the reading of and approve the said minutes. Mayor Meyer asked for discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Motion to dispense with the reading of and approve the minutes of the regular meeting of September 14, 2021 was approved by unanimous vote.

PUBLIC COMMENTS

Mayor Meyer opened the floor to public comment which began at 6:02 p.m. and concluded at 6:04 p.m.

Following the Public Comments, motion was made by Commissioner Washington and seconded by Commissioner Downing to suspend the rules pursuant to Rule 10A1 and 10A2 of the Commission Rules of Procedure and adopt the agenda which included items

not previously considered at a caucus meeting of the Commission. Mayor Meyer asked for discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Motion to suspend the rules pursuant to Rule 10A1 and 10A2 of the Commission Rules of Procedure and adopt the agenda which included items not previously considered at a caucus meeting of the Commission was approved by unanimous vote.

NEW BUSINESS: ORDERS AND RESOLUTIONS

COMMISSIONER'S ORDER NO. ORD-XXX-21

AN ORDER AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE A WORKING AGREEMENT WITH AFSCME, AFL-CIO, LOCAL 237 EFFECTIVE JULY 1, 2021, THROUGH JUNE 30, 2024.

Title of Commissioners' Order No. ORD-XXX-21 was read by the City Clerk. No motion was made, and with none, this order was passed over.

COMMISSIONER'S ORDER NO. ORD-181-21

AN ORDER AUTHORIZING THE CITY OF COVINGTON TO ENTER INTO A FRANCHISE AGREEMENT WITH OPENFIBER KENTUCKY COMPANY, LLC, GRANTING A TEN (10) YEAR, NON-EXCLUSIVE FRANCHISE FOR A TELECOMMUNICATIONS SYSTEM WITHIN THE CITY LIMITS OF COVINGTON.

Title of Commissioners' Order No. ORD-181-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-181-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-182-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A LEASE RENEWAL CONTRACT WITH THE COMMONWEALTH OF KENTUCKY TO EXTEND THE LEASE BETWEEN THE CITY OF COVINGTON AND THE COMMONWEALTH OF KENTUCKY HUMAN RIGHTS COMMISSION.

Title of Commissioners' Order No. ORD-182-21 was read by the City Clerk. Motion was made by Commissioner Williams and seconded by Commissioner Washington to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-182-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-183-21

AN ORDER APPROVING THE PURCHASE OF ONE (1) 2022 FORD F250 PICKUP TRUCK FOR THE COVINGTON FIRE DEPARTMENT FROM PAUL MILLER FORD.

Title of Commissioners’ Order No. ORD-183-21 was read by the City Clerk. Motion was made by Commissioner Smith and seconded by Commissioner Downing to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-183-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-184-21

AN ORDER APPROVING THE PURCHASE OF ELEVEN (11) 2022 FORD SUV POLICE UTILITY INTERCEPTORS FOR THE COVINGTON POLICE DEPARTMENT FROM GILLIE HYDE FORD AND REJECTING ALL OTHER BIDS.

Title of Commissioners’ Order No. ORD-184-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Washington to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-184-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-XXX-21

AN ORDER APPROVING THE PURCHASE OF UPFIT FOR ELEVEN (11) 2022 FORD SUV POLICE UTILITY INTERCEPTORS FOR THE COVINGTON POLICE DEPARTMENT FROM FULLER FORD AND REJECTING ALL OTHER BIDS.

Commissioners Order No. ORD-XXX-21 was passed over prior to any action.

COMMISSIONER’S ORDER NO. ORD-185-21

AN ORDER APPROVING THE PURCHASE OF ONE (1) 2022 37,000 LB CAB AND CHASSIS FOR THE COVINGTON PUBLIC WORKS DEPARTMENT FROM FYDA AND REJECTING ALL OTHER BIDS.

Title of Commissioners’ Order No. ORD-185-21 was read by the City Clerk. Motion was made by Commissioner Washington and seconded by Commissioner Downing to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-185-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-186-21

AN ORDER APPROVING THE PURCHASE OF UPFIT FOR ONE (1) 2022 37,000 LB CAB AND CHASSIS FOR THE COVINGTON PUBLIC WORKS DEPARTMENT FROM K E ROSE AND REJECTING ALL OTHER BIDS.

Title of Commissioners’ Order No. ORD-186-21 was read by the City Clerk. Motion was made by Commissioner Smith and seconded by Commissioner Williams to approve the Order. Mayor Meyer asked for additional discussion, and following discussion, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-186-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-187-21

AN ORDER APPROVING THE PURCHASE OF ONE (1) 2022 FORD F550 CAB AND CHASSIS FOR THE COVINGTON PUBLIC WORKS DEPARTMENT FROM GILLIE HYDE FORD AND REJECTING ALL OTHER BIDS.

Title of Commissioners’ Order No. ORD-187-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-187-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-188-21

AN ORDER APPROVING THE PURCHASE OF UPFIT FOR ONE (1) 2022 FORD F550 CAB AND CHASSIS FOR THE COVINGTON PUBLIC WORKS DEPARTMENT FROM K E ROSE AND REJECTING ALL OTHER BIDS.

Title of Commissioners’ Order No. ORD-188-21 was read by the City Clerk. Motion was made by Commissioner Washington and seconded by Commissioner Downing to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-188-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-189-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH PRUS CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF NEW SIDEWALK AND SHARED USE TRAIL ALONG HIGHWAY AVENUE (KY 8) FROM SWAIN COURT TO RIVERFRONT COMMONS TRAIL.

Title of Commissioners' Order No. ORD-189-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Williams to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-189-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-190-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ADLETA, INC. FOR THE CONSTRUCTION OF ELECTRIC ALLEY FROM 5TH STREET TO TOBACCO ALLEY.

Title of Commissioners' Order No. ORD-190-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-190-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-191-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE AN ECONOMIC DEVELOPMENT AGREEMENT PROVIDING AN ENHANCED JOBS DEVELOPMENT INCENTIVE AND ALL OTHER NECESSARY DOCUMENTS WITH DEANHOUSTON+, INC.

Title of Commissioners' Order No. ORD-191-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and following discussion, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-191-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-192-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A FIVE-YEAR LEASE WITH PIKE STAR LLC FOR THE PROPERTY LOCATED AT 114 W PIKE STREET.

Title of Commissioners' Order No. ORD-192-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-192-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-193-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A FIVE-YEAR SUBLEASE AND OFFICE SHARE AGREEMENT WITH BAD GIRL VENTURES, INC. (DBA AVIATRA ACCELERATORS) FOR THE PROPERTY LOCATED AT 114 W PIKE STREET.

Title of Commissioners’ Order No. ORD-193-21 was read by the City Clerk. Motion was made by Commissioner Smith and seconded by Commissioner Washington to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-193-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-194-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A STAKEHOLDER AGREEMENT WITH THE UNIVERSITY OF KENTUCKY RESEARCH FOUNDATION ON BEHALF OF THE KENTUCKY SMALL BUSINESS DEVELOPMENT CENTER.

Title of Commissioners’ Order No. ORD-194-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-194-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-195-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORGIVABLE FACADE AGREEMENT WITH TIPPCORK-ROOKSEY LLC.

Title of Commissioners’ Order No. ORD-195-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-195-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-196-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORGIVABLE FACADE AGREEMENT WITH JUAN AND RACHEL HIRALDO.

Title of Commissioners’ Order No. ORD-196-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the

Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-196-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-197-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORGIVABLE FACADE AGREEMENT WITH MAIN STREET MEDICAL LLC.

Title of Commissioners' Order No. ORD-197-21 was read by the City Clerk. Motion was made by Commissioner Williams and seconded by Commissioner Washington to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-197-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-198-21

AN ORDER AUTHORIZING THE MAYOR TO EXECUTE A FORGIVABLE FACADE AGREEMENT WITH KATHLEEN JONES.

Title of Commissioners' Order No. ORD-198-21 was read by the City Clerk. Motion was made by Commissioner Smith and seconded by Commissioner Downing to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-198-21 was approved by unanimous vote.

COMMISSIONER'S ORDER NO. ORD-199-21

AN ORDER ACCEPTING IN PART AND OVERRIDING IN PART THE RECOMMENDATIONS FROM THE KENTON COUNTY PLANNING COMMISSION REGARDING MAP AMENDMENTS PROPOSED IN APPLICATION PC2106-0002.

Title of Commissioners' Order No. ORD-199-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-199-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-200-21

AN ORDER DECLARING THE REAL PROPERTY LOCATED AT 1040 & 1034 JACKSON STREET, 1104, 1106, 1109, 1111-1115 & 1117 LOCUST STREET, 314, 316 & 318 ORCHARD STREET, AND 310 BERRY STREET AS SURPLUS PROPERTY AND AUTHORIZING THE MAYOR TO EXECUTE A DISPOSITION AND DEVELOPMENT AGREEMENT WITH ORCHARD ROW, LLC FOR THEIR SALE AND REDEVELOPMENT.

Title of Commissioners’ Order No. ORD-200-21 was read by the City Clerk. Motion was made by Commissioner Williams and seconded by Commissioner Smith to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-200-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-201-21

AN ORDER DECLARING THE REAL PROPERTY LOCATED AT 311-313 BERRY STREET AS SURPLUS PROPERTY AND AUTHORIZING THE MAYOR TO EXECUTE A DISPOSITION AND DEVELOPMENT AGREEMENT WITH SPAREN REAL ESTATE, LLC FOR THEIR SALE AND REDEVELOPMENT.

Title of Commissioners’ Order No. ORD-201-21 was read by the City Clerk. Motion was made by Commissioner Smith and seconded by Commissioner Downing to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-201-21 was approved by unanimous vote.

COMMISSIONER’S ORDER NO. ORD-202-21

AN ORDER REAPPOINTING SUE PUFFENBERGER TO THE COVINGTON URBAN FORESTRY BOARD FOR A THREE-YEAR TERM, EFFECTIVE SEPTEMBER 1, 2021, AND EXPIRING AUGUST 31, 2024.

Title of Commissioners’ Order No. ORD-202-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Washington to approve the Order. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners Order No. ORD-202-21 was approved by unanimous vote.

OLD BUSINESS: SECOND READING OF ORDINANCES

COMMISSIONERS' ORDINANCE NO. O-13-21

AN ORDINANCE AMENDING THE TEXT OF THE COVINGTON NEIGHBORHOOD DEVELOPMENT CODE, CHAPTER 158 OF THE COVINGTON CODE OF ORDINANCES, BASED UPON THE RECOMMENDATION OF THE KENTON COUNTY PLANNING COMMISSION.

Title of Ordinance No. O-13-21 was read by the City Clerk. Motion was made by Commissioner Washington and seconded by Commissioner Downing to amend the proposed ordinance by deleting the changes on page 17 of Exhibit A, page 38 of Exhibit A, page 58 of Exhibit A, and page 59 of Exhibit A. Mayor Meyer asked for additional discussion, and with none, a voice vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

The amendment to Ordinance No. O-13-21 was adopted by unanimous vote.

Mayor Meyer asked for additional discussion on the ordinance as amended, and with none, a roll call vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer

Voting Nay: None

Commissioners' Ordinance No. O-13-21 was adopted by unanimous vote.

COMMISSIONERS' ORDINANCE NO. O-14-21

AN ORDINANCE REPEALING THE REQUIREMENT THAT THE CITY MANAGER BE A MEMBER OF THE INTERNATIONAL CITY MANAGEMENT ASSOCIATION.

Title of Ordinance No. O-14-21 was read by the City Clerk. Motion was made by Commissioner Smith and seconded by Mayor Meyer to approve the Ordinance. Mayor Meyer asked for additional discussion, and with none, a roll call vote was taken.

Voting Yea: Smith, Washington, Williams, and Meyer

Voting Nay: Downing

Commissioners' Ordinance No. O-14-21 was adopted by a 4 to 1 vote.

COMMISSIONERS' ORDINANCE NO. O-15-21

AN ORDINANCE AMENDING SECTION 32.022 OF THE COVINGTON CODE OF ORDINANCES, PARKING AUTHORITY POWERS AND MANAGEMENT, TO DELETE THE REQUIREMENT THAT THE EXECUTIVE DIRECTOR OF THE PARKING AUTHORITY SERVE WITHOUT COMPENSATION.

Title of Ordinance No. O-15-21 was read by the City Clerk. Motion was made by Commissioner Downing and seconded by Commissioner Washington to approve the Ordinance. Mayor Meyer asked for additional discussion, and with none, a roll call vote was taken.

Voting Yea: Downing, Smith, Washington, Williams, and Meyer
Voting Nay: None
Commissioners' Ordinance No. O-15-21 was adopted by unanimous vote.

COMMISSIONERS' COMMENTS

ADJOURNMENT

Mayor Meyer adjourned the meeting at 7:22 p.m.

MAYOR

ATTEST:

CITY CLERK

APPROVED: _____