

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
DECEMBER 11, 2006**

The Board of Commissioners for the City of Pikeville met in a regular session on December 11, 2006. The meeting was held in the City Hall Public Meeting Room located at 118 College Street, Pikeville, Kentucky.

There being a quorum present, Mayor Franklin D. Justice, II, called the meeting to order at 6:00 p.m. Commission Members present at roll call were as follows:

<b>COMMISSIONER:</b>	<b>DALLAS LAYNE EUGENE W. DAVIS JAMES A. CARTER M. SHANE HALL</b>
<b>MAYOR:</b>	<b>FRANKLIN D. JUSTICE, II</b>

**AGENDA ITEM II. MINUTES**

The minutes for the previous regular meeting of November 13, 2006 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Layne made the motion, seconded by Commissioner Carter to approve the minutes as prepared. The motion carried unanimously.

**AGENDA ITEM III. BUSINESS FROM THE FLOOR**

**1. NEW YEAR'S ALCOHOL SALES:** Landmark Restaurant owner, Debra Huffman, appeared before the Commission to request a special license for the Landmark Inn and other establishments to serve alcoholic beverages on Sunday, New Year's Eve. Ms. Huffman serves as a member of the Tourism Board. She stated that she wanted to serve the customers rather than to send them out of town. Mayor Justice, along with Commissioners Layne, Davis, and Carter, told Ms. Huffman it was their opinion the question should be placed before the voters. Commissioner Hall spoke that he couldn't support sale of alcohol at the civic center and the off-track betting establishment if the Landmark Inn and other establishments couldn't sell alcohol. Commissioner Carter agreed with Commissioner Hall in principle but stated that the special licenses held by the civic center and the off-track betting establishment wasn't issued by the city. Mayor Justice made the motion to grant permission to the Landmark Inn and other establishments to sell alcoholic beverages on Sunday, December 31, 2006. Commissioner Hall seconded the motion. The motion failed 1 – 4 with Commissioner Hall casting the only yes vote.

**2. INTRODUCTION OF NEW EMPLOYEE:** 911 Communications Supervisor, Paul Maynard, introduced dispatcher, Rhonda Hayton to the Commission. It was

reported that Ms. Hayton graduated from the 4 week class as a distinguished graduate. She was elected class leader from a class of 28. Ms. Hayton earned several awards.

Mayor Justice presented a plaque of appreciation to City Commissioner Shane Hall, in honor of his service as Commissioner during 2005-2006.

**AGENDA ITEM IV.**

**PAYMENT OF BILLS**

A list of City Bills totaling \$421,919.31, along with a supplemental listing of invoices in the amount of \$21,453.33, was presented to the Commission for approval of payment. Commissioner Davis made the motion, seconded by Commissioner Carter to approve payment of the bills as presented. The motion carried unanimously.

**AGENDA ITEM V.**

**OLD BUSINESS**

**A. CITY MANAGER'S REPORTS:** Donovan Blackburn, City Manager, presented the following items for the Commission's consideration:

1. **Proclamation:** Commissioner Carter read a proclamation in honor and recognition of his aunt, Sandra Carter Toussaint. Ms. Toussaint, a former resident of Harold's Branch, wrote a book entitled "Up Harold's Branch, A Collection of Childhood Memories", which will be published in January, 2007. The proclamation was read as follows:

**Proclamation of Mayor Frank Justice, II  
And The Pikeville City Commission  
Honoring Sandra Carter Toussaint**

**WHEREAS, Sandra Carter Toussaint, is one of seven children of Estill Lee Carter, Sr., and Pearl Robinson Carter, who resided on Harolds Branch Road in Pikeville, Kentucky; and**

**WHEREAS, Sandra Carter Toussaint, is a graduate of Mullins High School and continued her education earning a degree in Nursing from Berea College; and**

**WHEREAS, Sandra Carter Toussaint, is now retired from the Madison County Health Department, where she served as director; and**

**WHEREAS, Sandra Carter Toussaint has traded-in her stethoscope for pen and paper; and**

**WHEREAS, Sandra Carter Toussaint has written a book, "Up Harold's Branch, A Collection of Childhood Memories", which will be published in January, 2007.**

**NOW, THEREFORE, BE IT HEREBY PROCLAIMED** that the Pikeville City Commission commends Sandra Carter Toussaint for her outstanding achievement, and she carries with her the best wishes from her home town.

**Commissioner Hall made the motion, seconded by Commissioner Davis to authorize the Mayor to execute the proclamation. The motion carried unanimously.**

**2. Presented for consideration was the following resolution in honor and memory of former Pikeville Mayor, William B. Stone:**

**CITY OF PIKEVILLE  
RESOLUTION**

**HONORING WILLIAM B. STONE, SR.**

**WHEREAS,** *William B. Stone, Sr.*, a former citizen and community leader of the City of Pikeville did pass away on November 29, 2006.

**WHEREAS,** the City Commission for the City of Pikeville does now desire to recognize and honor *William B. Stone, Sr.* for his lifetime achievements and service to his community; and

**WHEREAS,** *William B. Stone, Sr.* was a 1935 graduate of Pikeville Junior College, where, as a star basketball player, was inducted into the Athletic Hall of Fame; and

**WHEREAS,** *William B. Stone, Sr.*, was a noble civic leader, serving as Mayor of the City of Pikeville from January, 1946 through December, 1949; and

**WHEREAS,** *William B. Stone, Sr.* was an avid sports enthusiast, was instrumental in organizing a semi-pro baseball team, the Pikeville Redlegs.

**WHEREAS**, *William B. Stone, Sr.*, dedication of his time and talents to serving his community and his exemplary community leadership is deemed worthy of being recognized and honored by this Commission.

**NOW, THEREFORE, BE IT RESOLVED** by the Commission for the City of Pikeville that to all whom these presents shall come, know ye that *William B. Stone, Sr.* is by this Commission recognized and honored for his achievements.

**IT IS ORDERED** that this Resolution is to be duly recorded within the records of the City of Pikeville so that his achievements will be known by those who serve hereafter and a copy thereof delivered to *Williams B. Stone, Sr.*'s family in recognition of the honor that is being bestowed upon him this day.

Commissioner Davis made the motion to adopt the resolution as presented and read. Commissioner Layne seconded the motion. The motion carried unanimously.

3. Marion's Branch: City Manager Blackburn presented and read the following resolution:

**RESOLUTION OF AGREEMENT TO SUPPORT THE CREATION OF A CORPORATION THROUGH THE PIKEVILLE/PIKE COUNTY AIRPORT BOARD FOR THE PURPOSE OF MANAGING AND DEVELOPING THE MARIONS BRANCH PROPERTY**

**WHEREAS**, the Pikeville/Pike County Airport Board currently owns and manages the property located within the City of Pikeville in Pike County, KY on Marions Branch.

**WHEREAS**, the City of Pikeville commends the job the Pikeville/Pike County Airport Board had done in securing the mass of land through hard work and good negotiation skills. This land is now under the people's control for its future development to meet the needs of the region.

**WHEREAS**, the City of Pikeville did conduct and release their comprehensive plan in June of 2005. The plan did show a specific need to create affordable middle income housing for those who live and work in Pike County. The plan also outlined a need to create land mass within the area to support recruitment of job and industrial growth for the region creating a better way of life.

**WHEREAS, the City of Pikeville is committed in ensuring that the community needs are put first by endorsing and committing towards this development to meet such a need creating affordable property and services with low tax consequence.**

**WHEREAS, the City of Pikeville is supporting the request for the Pikeville/Pike County Airport Board to adopt a motion creating the Marion's Branch Development Corporation which would create an 8 member board (4 members from the city and 4 members from the county).**

**The City Manager reported that the special committee is scheduled to meet prior to the next meeting of the airport board. He commented on the tremendous opportunity that the City of Pikeville, Pike County, and the Pikeville/Pike County Airport has to provide the needs of the citizens.**

**Commissioner Layne made the motion to adopt the resolution and presented. Commissioner Davis seconded the motion. The motion carried unanimously.**

**4. Police Vehicle Purchase: City Manager Blackburn recommended the award of the bid for the purchase of three police vehicles to the low and only bidder, Bruce Walter's Ford in the amount of \$24,291.55 each. Commissioner Hall made the motion to award the bid as recommended by the City Manager. Mayor Justice seconded the motion. The motion carried 4 – 0 with Commissioner Carter abstaining from the vote.**

**5. Property Gift: City Attorney Davis reported that Frank Ramsey, et al is making a deed of gift to the City of Pikeville for property located on Riverview Drive near Pikeville Pond. The fair market value appraisal of the property is \$37,500.00. There are no conditions for use of the property. It was noted that the tract of property is not large enough for a construction project. Commissioner Layne made the motion, seconded by Commissioner Carter to accept the gift of property. The motion carried unanimously.**

**6. Vehicle Acquisition: The City Manager requested permission to advertise for bids for the purchase of a dump truck and a 4 X 4 truck for the public works department. He advised that the purchases were included in the capital budget. Commissioner Carter made the motion, seconded by Commissioner Davis to authorize the City Manager to advertise for bids for the purchase of a dump truck and a 4 X 4 truck. The motion carried unanimously.**

**7. Meeting Cancellation: Due to the Christmas Holiday, City Manager Blackburn requested the Commission cancel the regular meeting scheduled for December 25, 2006. Commissioner Hall made the motion, seconded by Commissioner Davis to cancel the regular meeting scheduled for December 25, 2006. The motion carried unanimously.**

**8. Emergency Repairs:** UMG Manager, Greg May, reported there is a 10 inch river crossing located at Island Creek in need of immediate repair. He requested the Commission declare an emergency and authorize the repair of the crossing. Mr. May advised that he had received two quotes in the amounts of \$34,000 and \$29,000. The repairs will be funded through the capital budget. Commissioner Carter made the motion to declare an emergency and authorize the repairs of the Island Creek river crossing. Commissioner Hall seconded the motion. The motion carried unanimously.

Commissioner Shane Hall's term on the City Commission expires on December 31, 2006. Commissioner Hall took the opportunity to thank everyone for their assistance during his term. He commented that he views his term on the City Commission as his greatest accomplishment, and expressed his gratitude for the opportunity to serve the citizens of Pikeville.

Mayor Justice made the motion to adjourn to a closed session for the purpose of discussing a legal matter. Commissioner Carter seconded the motion. The motion carried unanimously.

Commissioner Carter made the motion to reconvene to regular session. Commissioner Layne seconded the motion. The motion carried unanimously.

There being no further business to come before the Commission, Commissioner Hall made the motion to adjourn the meeting. Commissioner Layne seconded the motion. The motion carried unanimously.

Immediately following the meeting, the City Commission members for 2007-2008 were sworn into office.

The next scheduled meeting of the Pikeville City Commission is January 8, 2007 at 6:00 p.m.

APPROVED: \_\_\_\_\_  
FRANKLIN D. JUSTICE, II, MAYOR

ATTEST:

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KAREN W. HARRIS, CITY CLERK