

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
December 12, 2016 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, December 12, 2016. The meeting was held in the City Hall Meeting Room located at 243 Main Street, Pikeville, Kentucky 41501.

There being a quorum present, Mayor James A. Carter called the meeting to order at 6:00 p.m. Commission Members present at roll call were as follows:

COMMISSIONER:	JOSH HUFFMAN	
	JERRY KEITH COLEMAN	
	BARRY CHANEY	Absent
	FRANKLIN D. JUSTICE, II	
MAYOR:	JAMES A. CARTER	

MINUTES

The minutes for the previous regular meeting held on November 28, 2016 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Huffman made the motion to approve the minutes as prepared. Commissioner Justice seconded the motion. Mayor Jimmy Carter called for discussion, there being none, the motion carried unanimously. 4-0.

BUSINESS FROM THE FLOOR

Sr. Battalion Chief Robby Lindsey approached the Mayor and Commissioners and wanted to publicly thank the Departments of Fire and Forestry for their help on the forest fire situation. They stayed with us for two weeks and brought in equipment to help. City Manager added that he would like to thank our department and team because they are always going above and beyond. Additionally, City Manager Blackburn read a letter from Mayor Scott from Coal Run. Mayor Scott was thanking the City for the donation of the police vehicle. Mayor Carter says that he had spoken directly with Mayor Scott and he had expressed his appreciation then as well.

PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$646,088.47. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for discussion, there being none, motion passed unanimously. 4-0.

Consider a request to permit Don Wallen with Wallen, Puckett & Anderson to present the City of Pikeville 2015-2016 audit report. Mr. Wallen reported that there were no federal reportable conditions. He continued by saying that one measure to see if the City is in good health is their net financial position; and for the City it had increased. Mr. Wallen says that the City seems to be in pretty good financial health. Mr. Wallen explained the audit by department as well letting the Mayor and Commission know that each department was under budget. He concluded by saying that overall it was a good year. City Manager commended Mr. Wallen and his staff for a job well done. Mayor Carter thanked everyone as well.

Consider a request to accept and adopt the 2015-2016 City of Pikeville Audit Report, as submitted and presented by Don Wallen from the qualified accounting firm of Wallen, Puckett & Anderson. Commissioner Huffman made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.

CITY ENGINEER

Philip Elswick was present and submitted several requests to the commission for approval.

1. Consider request to approve and authorize payment of pay request #4, as submitted, with Micro-Comm, Inc. for \$14,618.70 for the Marion Branch Water Supply Project and to grant the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
2. Consider a request to authorize and approve payment of pay request #5, as submitted, with H2O Construction, Inc. for \$25,526.25 for the Thompson Road Lift Station Relocation Phase II Project and to grant the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Huffman made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments. Commissioner Huffman asked if this was done and Philip Elswick replied yes. Mayor Carter called for additional comments, there being none, the motion passed unanimously. 4-0.

3. Consider a request to authorize and approve payment of pay request #10, as submitted, with H2O Construction, Inc. for \$99,868.05 for the Marion Branch Water and Sewer Supply Project-Contract #2 and to grant the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Huffman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
4. Consider a request to authorize and approve payment of pay request #10, as submitted, with Kentucky Glass Lined Tank Systems, Inc. for \$110,973.96 for the Marion Branch Water Supply Project-Contract #3 and to grant the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Huffman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
5. Consider a request to authorize and approve payment of pay request #14, as submitted, with Bush and Burchett, Inc. for \$524,367.32 for the New Bridge and Approaches from US23 to the Industrial Park and to grant the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
6. Consider a request to authorize and approve a Change Order #2, as submitted, with Kentucky Glass Lined Tank Systems, Inc. for the Marion Branch Water Supply Project-Contract #3 granting 160 additional days for said work due to the delay of electrical power drop by the City and to grant the Mayor the authority to sign and execute said change order on behalf of the City of Pikeville. Commissioner Coleman made the motion to approve. Commissioner Huffman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
7. Consider a request to authorize and approve a Change Order #3, as submitted, with H2O Construction, Inc. for the Thompson Road Lift Station Relocation-Phase II Project granting 108 additional days for said work due to the delay of electrical power drop by the City and to grant the Mayor the authority to sign and execute said change order on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
8. Consider a request to authorize and approve a letter of request, as submitted, to the Kentucky Department of Highways, District 12 office, as submitted, requesting that the City of Pikeville be permitted the authority to administer the Highway Plan Project Item 112-8704-Improvements to Cassidy Boulevard and Thompson Road and to grant

the City Manager the authority to sign and execute said request on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments. City Manager explained that this is an extension on Cassidy Boulevard. Mayor Carter called for further comments, there being none, the motion passed unanimously. 4-0.

9. Consider a request to authorize and approve payment of invoice #1 with Craine Construction for \$35,050.00 for the City of Pikeville Economic Office Construction Project. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
10. Consider a request to authorize and approve Change Order #1 with Craine Construction for a \$2,200.00 deduct for changes in HVAC design and install and Change Order #2 with Craine Construction for a \$1,900.00 addition for a wall addition and to grant the Mayor the authority to sign and execute said Change Orders on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments and asked if this was done. City Manager said that we should be moved in by next Wednesday or Thursday. The design turned out wonderfully; it's come a long way. Mayor Carter called for additional comments, there being none, the motion passed unanimously. 4-0.

CITY ATTORNEY

Russell Davis was present and had the following items to read into record.

1. Consider a second reading and adoption of ordinance #0-2016-025, as submitted, amending chapter 54.05 paragraph (H) setting the deposit interest rate at 0.37% and to grant the Mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Huffman made the motion to approve. Commissioner Justice seconded the motion. Mayor Carter called for comments, there being none, Mayor called roll call.

Commissioner Huffman: Yes

Commissioner Coleman: Yes

Commissioner Chaney: Absent

Commissioner Justice: Yes

Mayor Carter: Yes

2. Consider a second reading and adoption of ordinance #0-2016-026, as submitted, setting the speed limit on Bryan Street at 15 M.P.H. and to

grant the Mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, Mayor called roll call.

Commissioner Huffman: Yes
Commissioner Coleman: Yes
Commissioner Chaney: Absent
Commissioner Justice: Yes
Mayor Carter: Yes

3. Consider a second reading and adoption of ordinance #0-2016-027, as submitted, setting the speed limit within the City of Pikeville to 25 M.P.H. where no specific speed limit is set and to grant the Mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, Mayor called roll call.

Commissioner Huffman: Yes
Commissioner Coleman: Yes
Commissioner Chaney: Absent
Commissioner Justice: Yes
Mayor Carter: Yes

4. Consider a second reading and adoption of ordinance #0-2016-028, as submitted, setting the speed limit on Keel Street at 15 M.P.H. and to grant the Mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, Mayor called roll call.

Commissioner Huffman: Yes
Commissioner Coleman: Yes
Commissioner Chaney: Absent
Commissioner Justice: Yes
Mayor Carter: Yes

5. Consider a first reading of ordinance #0-2016-024, as submitted, amending chapter 35 section 35.27 "Restaurant Tax" of the City of Pikeville Code of Ordinance. Second reading and passage of this ordinance will take place at next scheduled meeting. After the reading of the ordinance, City Manager explains that when we first adopted the restaurant tax we agreed to decrease the loss at the Expo. The intent was to show a savings and to grow our economy. With all the improvements

that we have done around the City, we are trying to improve our economy while trying to attract businesses as well. This project is a super highway to open up to Eastern Kentucky and the rest of the world. Because of the poverty in Eastern Kentucky, this can make it happen here. We are advertising RFP's and waiting to get the big companies in here. City Manager continues to explain the intent and says that we saved the Expo by adding the restaurant tax; so, the additional one percent on the restaurant tax will take care of the broadband and will be a great investment into our future.

CITY MANAGER

City Manager Donovan Blackburn presented the commission with the following items for approval:

1. Consider a request to reappoint Hall, Hunt & Clark Insurance Agent as the Agent of Record through the Kentucky League of Cities for the City of Pikeville's insurance services and to endorse the appointment of Peoples Insurance as the Agent of Record through the Kentucky League of Cities for the City of Pikeville East Kentucky Expo Corporation as recommended by the Review Committee and to authorize the City Manager or Deputy City Manager the authority to sign and execute any and all paperwork necessary to execute said request. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
2. Consider a request to authorize and approve the CY 2017 Appalachia HIDTA sub award recipient agreement, as submitted, between HIDTA and the Pikeville Police Department and to authorize the Police Chief to sign and execute the agreement and any and all paperwork necessary to execute to continue said plan within the scope of the agreement. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
3. Consider a request to authorize and approve a Construction Agreement and Notice to Proceed, as submitted, to Jigsaw Enterprises, LLC, who was the lowest quote, of \$15,000.00 for the Hambley Athletic Complex-Softball Field Improvements and to grant the Mayor the authority to sign and execute said agreement and notice to proceed on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments. Philip Elswick explained that the softball field is not level so we are leveling it out. Mayor Carter called for additional comments, there being none, the motion passed unanimously. 4-0.

4. Consider a request to amend the Job Description for Administrative Director of Finance, as submitted. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
5. Consider a request to authorize and approve the Kentucky Department of Workers' Claims Drug-Free Workplace Renewal Affidavit, as submitted, and to grant the Mayor the authority to sign and execute said affidavit on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Huffman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
6. Consider a request to authorize and approve a one-time pay increase for Grace Ratliff in the amount of \$1,000.00 as a departing incentive for her retirement. Commissioner Huffman made the motion to approve. Commissioner Justice seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
7. Consider a request to authorize and amend section 3.17 Uniform Expense Policy for the City of Pikeville personnel policy manual, as submitted. Commissioner Justice made the motion to approve. Commissioner Huffman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0.
8. Pursuant to KRS 61.810, consider a request for closed session for the purpose of discussion of economic development, legal and personnel issues. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor called for comments, there being none, the motion passed unanimously. 4-0.
9. Commissioner Justice made the motion to reconvene. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 4-0. Mayor called the session back in order.
10. There being no further business to come before the Commission, Commissioner Justice has made the motion to adjourn the meeting. Commissioner Coleman seconded the motion. Mayor Carter called for discussion, there being none, the meeting was adjourned. 4-0.

CONSENT ITEMS:

EAST KENTUCKY EXPO CENTER EVENTS:

February 11, 2016 – Travis Tritt

March 24, 2016 – Casting Crowns

Chris Stapleton – April 21st & 22nd, 2016

CITY HALL holiday closing schedule is as follows:

December 24th & 25th, 2016 City Hall will be for Christmas

December 30, 2016 and January 2, 2017 City Hall will be closed for New Year (Dec. 31, 2016 is a Saturday and Jan. 1, 2016 is a Sunday)

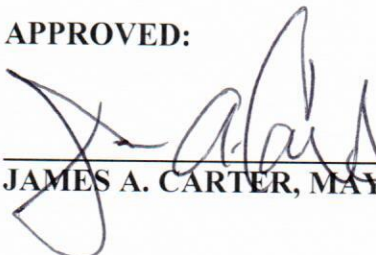
December 22, 2016 – 3:00 p.m.
Open House & Ribbon Cutting of City of Pikeville Office of Economic Development

December 22, 2016 – 4:00 p.m.
Marion Branch Bridge to the Pikeville Industrial Park ribbon cutting and official opening.

December 22, 2016 – 5:30 p.m.
Special Commission meeting will start at 5:30 p.m. 15-minute meeting and then dinner, swearing in and outgoing commission presentation will follow the meeting

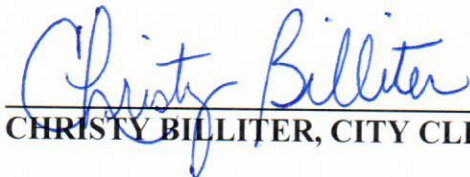
The next scheduled Meeting of the City of Pikeville Board of Commissioners is December 22, 2016 at 5:30 p.m.

APPROVED:



JAMES A. CARTER, MAYOR

ATTESTED:



CHRISTY BILLITER, CITY CLERK