

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
July 23, 2012 AT 6:00 P.M.**

**The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, July 23, 2012. The meeting was held in the City Hall Conference Meeting Room located at 118 College Street, Pikeville, Kentucky.**

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

**COMMISSIONER:            GENE DAVIS  
                                  BARRY CHANEY  
                                  DALLAS LAYNE  
                                  JIMMY CARTER**

**MAYOR:                     FRANKLIN D. JUSTICE, II**

**MINUTES**

**The minutes for the previous regular meeting held on July 9, 2012 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Layne made the motion to approve the minutes as prepared. Commissioner Chaney seconded the motion. Mayor Frank Justice called for discussion, there being none. Commissioner Carter abstained. Motion carried. 5-0.**

**BUSINESS FROM THE FLOOR**

**Proclamation honoring the 2012 Miss Kentucky Jessica Casebolt. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments. Commissioner Davis starts by saying that we are very proud of you. We are proud to have a Miss Kentucky from Pikeville, Kentucky. Commissioner Chaney also tells Miss. Casebolt how proud we are of her. He says that she is equally as pretty on the inside as out from what he is hearing. Commissioner Carter says that he would like to congratulate her once again. Commissioner Layne says that he is so proud of her and he wants her to know that we love her; and know that you have lots of great things ahead of you and we wish you the best. Mayor Justice says that I know your grandfather and your mother. The family has always been thought of highly in the City of Pikeville. We are very proud to have you as a representative of Pikeville as Miss Kentucky. Thank you for**

bestowing your presence among us this evening. Mayor called for additional comments, there being none, motion passed unanimously. 5-0.

### **PAYMENT OF CITY BILLS**

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$243,500.68. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor called for comments, Commissioner Davis asked if we have the money. City Manager responds with yes. Mayor Justice called for further discussion, there being none, motion passed unanimously. 5-0.

Mayor Justice said lets go back to business from the floor. Mayor speaks to City Manager about the areas that are being black topped on Main Street, I hope they are going to go back and do those. Commissioner Carter says like Pike and those where they hooked in utilities. City Manager says that we will probably be doing that the first of September, it's on my list. Mayor says also I have a letter from a resident concerned about putting a business on Cedar Creek, did everybody get a copy of that? They said yes.

### **CITY ATTORNEY**

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

1. Consider a 2<sup>nd</sup> reading and adoption of an ordinance #0-2012-018 amending the City of Pikeville 2012-2013 operating budget and to authorize the mayor to sign and execute. Commissioner Chaney made a motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, Mayor called roll call. Motion passed unanimously. 5-0.

### **ORDINANCE AMENDING THE FISCAL BUDGET FOR THE 2012-2013 FISCAL YEAR**

#### **ORDINANCE NO. 0-2012-018**

**WHEREAS**, certain additional information has come to the attention of the Finance Department which necessitates the amendment of the 2012-2013 fiscal year budget to reflect certain increases and decreases to revenues and expenditures.

**NOW, THEREFORE** be it ordained by the City of Pikeville that the fiscal budget for the 2012-2013 fiscal year is hereby amended to reflect an increase and or decrease of revenues and /or expenditures as reflected in the attached exhibit entitled "Budget Amendments".

The above ordinance was give first reading on July 7<sup>th</sup>, 2012.

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The ordinance was given second reading on \_\_\_\_\_. The ordinance shall be in full force and effect immediately after it is passed and published as required by law.

Passed, this \_\_\_\_ day of \_\_\_\_\_, 2012.

Commissioner \_\_\_\_\_ moved the adoption of the foregoing ordinance. Commissioner \_\_\_\_\_ seconded the motion.

Upon roll call, the votes were as follows:

	<u>YES</u>	<u>NO</u>
FRANKLIN D. JUSTICE, II MAYOR	_____	_____
JAMES A. CARTER, COMMISSIONER	_____	_____
EUGENE W. DAVIS, COMMISSIONER	_____	_____
DALLAS LAYNE, COMMISSIONER	_____	_____
BARRY N. CHANEY, COMMISSIONER	_____	_____

The Mayor declared the within Ordinance adopted.

FRANKLIN D. JUSTICE, II, MAYOR

ATTEST:

CHRISTY BILLITER, CITY CLERK

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- 2. Consider a 1<sup>st</sup> reading of an ordinance #0-2012-019 amending the City of Pikeville’s zoning map for property between 347 and 369 Harold’s Branch Road from R-2 to R1T. No further action is required at this time. The second reading will take place at the next regular scheduled meeting.
- 3. Consider a 1<sup>st</sup> reading of an ordinance #0-2012-020 amending the City of Pikeville’s zoning map for property located at 127 Park Street from R-3 to Commercial. No further action is required at this time. The second reading will take place at the next regular scheduled meeting.

CITY MANAGER

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

- 1. Consider request to approve and authorize the execution of the memorandum of Lease Agreement between the City of Pikeville and the Eastern KY Exposition Center Corporation as submitted and to authorize the Mayor to sign and execute on behalf of the City of Pikeville. Commissioner Chaney made the motion to adopt. Commissioner Davis seconded the motion. Mayor called for comments and then asked why are we doing this again. City Manager said that this is a 99 year agreement, it simplifies the process so we don’t have to pay each year. City Attorney Davis says that a MOA is a short format to file with the clerk’s office. Commissioner Chaney says that without everybody working together over the last year the Expo would not have made it. Mayor called for further comments, there being none, motion passed unanimously. 5-0.

2. Consider a request to place a bid for the pouring rights for beverages for the East Kentucky Expo Center. Commissioner Carter made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments. Mayor asked if someone has this bid now. Mr. Blackburn says that pepsi has it now and we have put this out to coke and pepsi for bid now. This bid is on water, pop, and fountain beverages. They will have naming rights of the beverage machine if they win. Mayor Justice called for further comments, there being none, the motion passed. 5-0.
3. Consider a request to adopt a resolution naming Christy Billiter to Christy Spears as authorized to sign checks on behalf of the City of Pikeville and to authorize the Mayor to sign and execute said resolution. Commissioner Layne made the motion. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none. Mayor Justice voted no. The motion passed. 4-1.
4. Consider a request to authorize and approve a memorandum of Agreement, as submitted, between the KY Department of Local Government and City of Pikeville for a horse trail and authorize the Mayor to sign and execute said agreement on behalf of the city. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0.
5. Pursuant to KRS 61.810, consider request for closed session for discussion of economic development, legal and personnel issues. Commissioner Carter made the motion. Commissioner Layne seconded the motion. Mayor Justice called for discussion, there being none, the motion passed unanimously. 5-0.
6. Commissioner Carter made the motion to re convene. Commissioner Chaney seconded the motion. Mayor Justice called for discussion, there being none, the motion passed unanimously. 5-0. Mayor called the session back into order.
7. There being no further business to come before the Commission, Commissioner Davis has made the motion to adjourn the meeting. Commissioner Layne seconded the motion. Mayor Justice called for discussion, there being none, the meeting was adjourned. 5-0

**CONSENT ITEMS:**

**City Manager off the week of August 6<sup>th</sup>**

**Frank Phillips Cemetery Road Ribbon Cutting on July 27<sup>th</sup> 2012 at 11 am**

**Scholar House Board first board meeting July 30<sup>th</sup> 2012**

**The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is August 13, 2012 at 6:00 p.m.**

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**APPROVED:**



**FRANKLIN D. JUSTICE, II, MAYOR**

**ATTESTED:**



**CHRISTY SPEARS, CITY CLERK**