

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
SPECIAL MEETING MINUTES  
June 18, 2013 AT 5:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a special called session on Tuesday, June 18, 2013. The meeting was held in the City Hall Conference Meeting Room located at 243 Main Street, Pikeville, Kentucky.

(1) There being a quorum present, Mayor Frank Justice, II called the meeting to order at 5:00 p.m. Commission Members present at roll call were as follows:

**COMMISSIONER:** Jimmy Carter  
Jerry Keith Coleman  
Barry Chaney  
Gene Davis

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

(2) Consider approval of the minutes for the regular commission meeting held on June 10, 2013. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for discussion, there being none, the motion carried unanimously. 5-0.

(3) Consider request to approve and authorize payment of the submitted bill list of \$1,288,770.40. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments and Commissioner Davis asked if we have the money. City Manager nodded, yes we do. Commissioner Carter commented that the bills keep going up every week and month. Mayor says since I started here it was three or four hundred thousand and now it is a million or so. City Manager said when I started Mayor the budget was 19 million now it is a little over thirty-four this year. Mayor says good job. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.

(4) Consider a request for a second reading by City Manager and adoption of Ordinance #0-2013-015 adopting the City of Pikeville Annual Budget for the fiscal year of July 1, 2013 through June 30, 2014 by estimating the revenues and resources and appropriating funds for the operation of City government and authorize the

Mayor to sign and execute on behalf of the City of Pikeville. Commissioner Carter made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none. The Mayor called roll call, the motion passed unanimously. 5-0.

(5) Consider a request for a second reading by City Manager and adoption of Ordinance #0-2013-016 amending the 2012 through 2013 Fiscal Operating Budget for the City of Pikeville and authorize the Mayor to sign and execute on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments and says that we do this all the time don't we, is it an increase or decrease. City Manager said yes. Mayor called for additional questions, there being none. The Mayor called roll call, the motion passed unanimously. 5-0.

(6) Consider a request for a second reading and adoption of Ordinance #0-2013-017 naming an unnamed alley to "Kenneth Robinson Alley." Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none. The Mayor called roll call, the motion passed unanimously. 5-0.

(7) Consider a request for a second reading and adoption of Ordinance #0-2013-019 naming an unnamed street to "Ridgeview Drive." Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments and asked where the street is. Paul Maynard says that the street is near the Deskins property. Mayor called for further questions or comments, there being none. The Mayor called roll call, the motion passed unanimously. 5-0.

(8) Consider a request to approve and authorize payments for the attached trust participation agreement for the Kentucky League of Cities Insurance Services General Insurance Trust and the Declaration of Trust and Trust Participation Agreement for the Kentucky League of Cities Workers Compensation Trust as submitted and authorize the Mayor to sign and execute said agreements. Commissioner Davis made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0.

(9) Consider a request to adopt a revised resolution adopting the amended bylaws for the Hatfield and McCoy Heritage Days event and creation of the Executive Committee and authorize the Mayor to sign and execute said resolution. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments. Commissioner Carter asked what were the changes on the by-laws. City Manager explains that what the commission passed last week was not approved by the county. Mayor called for additional questions, there being none, the motion passed unanimously. 5-0.

- (10) Consider a request to amend the Mayor's initial appointments to the Hatfield and McCoy Heritage Day's Festival Committee. As City of Pikeville staff appointments 1 year term shall be Phillip Reed. As City Tourism appointments 1 year term shall be Sean Cochran and the 2year term shall be Jesse Bowling. Southeast Kentucky Chamber of Commerce members 1 year shall be Jared Arnett and 2 year term shall be named at meeting. Commissioner Chaney made the motion. Commissioner Coleman seconded the motion. Mayor Justice called for comments. City Manager said that the 2 year term for the Chamber will be John Blackburn. Commissioner Davis asked which John Blackburn is that and City Manager says the one at the bank. Mayor called for additional questions or comments, there being none, the motion passed unanimously. 5-0.
- (11) Consider a request to authorize and approve a Notice of Release of Declaration of Covenants, Conditions and Restrictions and Amended of Declaration as submitted and authorize the Mayor to sign and execute on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments. City Manager says when the city acquired this building, there was a convenience; so, Mr. Blackburn had City Attorney Davis draft a term that after eight years that we can do whatever we want to do with this building. Mayor called for additional questions or comments, there being none, the motion passed unanimously. 5-0.
- (12) Consider a request to approve and authorize payment of invoice #67711 to Summit Engineering Inc. for \$6,000 for Fire Station #3 design. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0.
- (13) Consider the adoption of an emergency ordinance #0-2013-018 amending Chapter 111: Alcoholic Beverages in order to meet new state compliance legislation and authorize the Mayor to sign and execute on behalf of the City of Pikeville. Commissioner Chaney made the motion to move. Commissioner Carter seconded the motion. Mayor Justice called for comments and then asked the City Manager to explain what we are doing here. City Manager explains what has happened is that legislation passed a senate bill and KLC put out an emergency letter that explained to everyone that the law had been changed and had to be in compliance by June 25, 2013. We had to adopt new amended ordinance by the end of June so tonight we are adopting this to be in compliance with the Kentucky law. Mayor called for additional questions or comments, there being none. The Mayor called roll call, the motion passed unanimously. 5-0.
- (14) Brief update by the City Manager on Harold's Branch/PMC on various safety concerns. City Manager says that he had a follow up with PMC and address the issue and the safety concern about the smoking on Harold's Branch Road. I also had a conversation with Mr. Coleman, which he was very understanding. Mr. Coleman has asked to attend the July 8<sup>th</sup> Commission meeting, as a member of the

community, he just wants to be heard. For the safety of Harold's Branch community, I had a discussion with Mr. May. They have concern about losing their accreditation by the smoking on the campus. What I suggested is that we take part of the right of way to make an area for public use and they could smoke there. As you come out of the hospital you see an area where there are trees, we will build a set of stairs to go up there and there will be a fence on the backside for a public gathering space, for everyone of course. This area will be on the backside of the trees. Commissioner Chaney comments that this is not for or against smoking, it is a safety concern for the public. City Manager said that the paper did a good job on pointing that out too and they pointed out that the Commission's concern for safety for the citizens.

**(15) Consent Items:**

1. August 15, 2013 Chamber Dinner and Awards Banquet
2. City Manager will be off the week of June 24, 2013
3. Veteran's Wall will be displayed at Bob Amos Park the week of July 4<sup>th</sup> with a special ceremony at 9 am on July 4<sup>th</sup>. City Manager will be MC
4. 4<sup>th</sup> of July celebration in the City Park on July 4<sup>th</sup>.

**(16) Pursuant to KRS 61.810, consider request for closed session for the purpose of discussion economic development, legal and personnel issues. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0.**


**(17) Commissioner Davis made the motion to re convene. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0. Mayor called the session back into order.**

**(18) There being no further business to come before the commission, Commissioner Davis made the motion to adjourn the meeting. Commissioner Coleman seconded the motion. Mayor Justice called for discussion, there being none, the meeting was adjourned. 5-0.**

**The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is July 8, 2013 at 6:00 p.m.**

**APPROVED:**

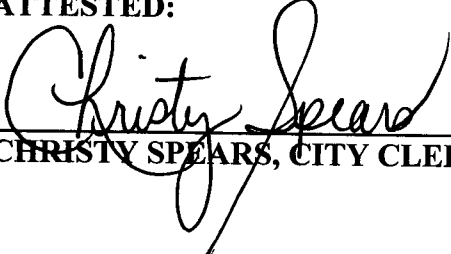
June 18, 2013 Special Meeting

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

**ATTESTED:**

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**CHRISTY SPEARS, CITY CLERK**