

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
July 8, 2013 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, July 8, 2013. The meeting was held in the City Hall Conference Meeting Room located at 243 Main 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: JIMMY CARTER Absent
 JERRY KEITH COLEMAN
 BARRY CHANEY
 EUGENE DAVIS**

MAYOR: FRANKLIN D. JUSTICE, II

MINUTES

The minutes for the previous special meeting held on June 18, 2013 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Davis made the motion to approve the minutes as prepared. Commissioner Coleman seconded the motion. Mayor Frank Justice called for discussion, there being none, the motion carried unanimously. 4-0.

BUSINESS FROM THE FLOOR

Clifford Coleman to address the commission regarding various issues. Mr. Coleman approaches the podium and turns to the audience to speak about the stop sign on Harold's Branch Road and the Mayor ask him to step up to the microphone and address the Commission and ask him to address the topic he wished to talk about. Mr. Coleman says the first thing I want to bring up is some of the things that was quoted in the paper about the petition was wrong. It was residents of Harold's Branch. Mayor says so we are talking about the paper article. Mr. Coleman says we are talking about in general what is being said about the stop signs and the respect that we want from you all as the respect that you want from us. Basically what I am saying is that Donovan quoted the last time I was over here that the stop sign was up three years, is that correct? Is that what you said to the paper to Ms. Thompson? City Manager answers to Mr. Coleman saying that the two of them had had a good conversation on this already. Mr. Coleman argues that he wants the people of

Harold's Branch to hear the City Managers comments. City Manager says that I give you my opinion and you give me yours. I try to talk to you and I have supplied you with a piece of paper. From the standpoint of fact, you are correct. What I presented to you, when you did an open record request asking for a work order and there wasn't a work order. However, from the standpoint of trying to work with you, I supplied to you information I did not have to get to you. Mr. Coleman said I told you I would do another request if I had to correct? Mayor asked for City Attorney Russell Davis to come forward and asked that the conversation be where they say what they need to say and for it to be about the stop signs. Mayor asked that the City Attorney help him conduct the meeting because he thinks that the conversation is going down the wrong road. City Attorney says that we have had several sessions where we have argued here about different things with Mr. Coleman, from my perspective Mr. Coleman is not going to be satisfied with your decision on this; and you cannot accept his position on this. So what you might do tonight is give Mr. Coleman and each person that wants to speak, give them a time limit because we have to move on and conduct business. I suggest we give them a minute or two to speak. Mayor says I want to know what your topics are. Mr. Coleman says mine is the stop sign. Mr. Coleman says I have a few questions to ask. Is Jody Hunt here? I have a few questions for him. City Attorney says this is not a question/answer session here. City Manager says let me answer a question for Mr. Coleman so maybe we can clear some things up here. I have had numerous conversations with several residents of Harold's Branch, over various issues, not necessarily the stop signs, other issues as well. To answer your question, the issue that Mr. Coleman is questioning the meeting we had discussed previously, the Commission took action on July 10, 2010. In speaking with the paper, whether it was my fault or as I explained to Elizabeth earlier, whether it was a misquote or misunderstanding, the stop signs were put up in June. The comment was that the Commission met publicly on at least two occasions, was advised by an engineer working both for the City and the hospital, and that the Commission, through formal action publicly, approved the stop signs on that June 10th meeting. The stop sign were put up at the end of June last year of 2012. Now that has been clearly, clearly stated. Mr. Coleman says that the paper quoted differently and City Manager says that I have provided you with the paperwork showing the facts. Mr. Coleman says the other question he wants to bring up, is when the Commission voted on the signs in June 2010. You asked Jody Hunt specifically if the residents of Harold's Branch would be affected and his response was no, there was no impact study done to determine this. Why was his reply no when there was no research done? It's in the meetings, right here. Mayor says I understand it is in the meetings. Mr. Coleman persists on speaking on this subject and asking the Commission on how they cast their vote on approving such things. He wonders if they go out into the community and talk to the residents and consider their feelings. How do you all cast your votes, Gene, Barry? Commissioner Davis says that we are going through the process now, we listen to proposals. Mr. Coleman persist that the Commissioners should go out and talk to the residents and should have made phone calls to the residents of Harold's Branch. Mayor Justice speaks to Mr. Coleman; he

says you don't want the stop sign up there. Mr. Coleman said no. Mayor says ok, we voted to put it up there and that is as simple as it is. I was concerned about how it affected you. Jody made the comment, what he made. I cannot go out here and do every little thing that you want me to do Bubby and you sit here and question me about it. Now we are going to sit here and limit this talk to one minute from here on out. What you are trying to do, in my opinion, is fight this thing through the paper and I do not have time for that today. So if you want to say anything about that stop sign and you want it in there or don't want it in there, Rusty am I correct on this. City Attorney says yes. Mr. Coleman starts arguing. Mayor says you have a minute. Mr. Coleman says my concern is that the hospital did not do a survey. They have their own road and I do not know what their plans are, if they are planning on utilizing that road. I would like to know what the problem is that you all will not address our issues, basically, we vote you all in and you represent us. You all should consider us. You all should consider us when you cast the votes instead of thinking about the businesses. My question is what are you all going to do about it. You did not do any impact studies, you did no traffic analysis. It's proof that you all received a phone call to have them put up and you said ok. You made no effort to be concerned about the citizens of Harold's Branch. That's a two lane road and people pull up to those stop signs and wave you on or motion you to go on and that it really annoying and confusing. City Attorney says that Mr. Coleman's time is up. Mr. Coleman asked if that is all the time he has and Mayor says yes. Mayor then asked if anyone else would like to address the Commission. Mr. Paul Jacobs approached the podium and says that he is a citizen of Harold's Branch as well. He has lived there for quite some time. He says that they do understand that you all voted that the sign be put up and that that is in the past and we can do nothing about it; but, if there was an ordinance to put the sign up, why can't there be an ordinance to take the sign down. That's his question. A lady from the audience stood and said that she lives at Harold's Branch and that she has been told by the state that on two lane roads that it is very uncommon for a stop sign to be put up like this. She says that no place else in Kentucky will you see traffic stopped on the right away. We have talked to several people at the Transportation Department and they say that no other place in Kentucky will you see traffic stop on both sides of the road. Mayor says do you all have anything to say about that. This lady says we are not happy and we will go back to the state. Commissioner Coleman says let me tell you what I did Clifford. I wasn't trying to ignore you. The reason I wasn't calling you back was because I was trying to wrap my head around this. I'm new and I don't have any reason to second guess what these fellows voted in prior me getting here. At the same time, I wanted to respond to the people who voted for me and I wanted to do it knowing what I was talking about. What I did one day is, I put in my head that I was a Harold's Branch resident and I drove my pick-up all the way up Harold's Branch to your parents house and I drove back out of there pretending I was a resident. I only made one trip but I honestly, from where I'm sitting, when I went there, it was nice and clean and I made a straight trip up there and back out. I'm not crazy about speed bumps and I do not like to stop, so I was looking for a reason to criticize, but you may not like it but I am going along with these guys. Mayor asked if anyone else would like

to speak. Another lady addressed the commission, she says that Mr. Coleman stated that when he went up Harold's Branch Road that the road was clean, and asked if that was correct. Commissioner Coleman commented on the lawns that were manicured and the houses being nice. The lady agrees that the houses and yards are nice; however, she still disagrees because there are cigarette butts and things alongside the road at the entrance at the hospital. She says she understands the stop sign is for protection to the citizens and so forth, she wants to know why they cannot use Harold's Branch as an entrance and use the other as the exit. She thinks it will clear up some of the congestion. When residents come out of the hospital, we cannot make a right turn coming out of the hospital so we have to go out of Harold's Branch and then back into Harold's Branch. She talks about the dividers that were put in the road. Mayor Justice asked to make sure of what she is talking about exactly. Commissioner Coleman says I think we put those up in response to the people of Harold's Branch. Mayor Justice asked if anyone else wanted to speak on the stop signs. Another lady stands and comments that she does not know the reason of the dividers and talks about what a mess the road is in. She says if someone from Harold's Branch does go to the hospital then they do have to go out of Harold's Branch then come back in to go home. People pulling up out of the hospital cannot see us coming. We do take caution, but there we all sit waiting. If we hit somebody, whose fault will it be. Mayor says that the rule is that when two people pull up, the person to the right pulls out. Mayor says he traveled Harold's Branch the other day as well, and it is a pretty community. I wanted to see for myself what you all were talking about with the stop sign, and there is a stop light not far from where the stop sign is, and as I told Clifford. This little town is progressing, thank goodness. We've got jobs, hospital is providing, the college is growing. At this time we have the coal industry diminishing and that is filling in and this is what we are doing. We've got people encroaching on Lake Joann area. We've got residents upset down there. My old neighborhood Meyer Barns Avenue, they did that R1 district down there and they started encroaching on us and we've had problems with that. As we grow, were having growing pains here and there. You wouldn't be here if it didn't aggravate you; you are fine folks. I can't stand all these traffic lights and it aggravates the fire out of me. There are certain people that can get signal lights put up and taken down and I'm not one of them apparently. This encroaching, to me, is not the greatest thing for what we are getting out of the hospital. I am sorry that it has impacted you all. Hats off to your community, it is a lovely community. I have a lot of close friends up there. Just me personally, whatever we did in 2010 and what Clifford and Donovan have been doing in the paper. I have driven up Harold's Branch to try to see how it has affected you all. I asked about a turnabout. I am sorry that we have infringed on your piece. Any time there is infringement, it had to be a big issue for you to be here. I hate to encroach on anybody, but for what the community is getting out of it; the hospital is growing and making jobs and making us an economic hub. Commissioner Chaney also wants to say that he has worked on the railroad for 38 years and he still puts his boots on everyday to go to work. In 1997, there was a terminal that he worked at, he was asked to participate in a terminal safety meeting. He attended lots of training and a lot of decisions that came out of

this reduced injuries for the railroad. Many of the practices and rules that he got from this training are still in effect for today. So maybe I am over cautious. I have made many trips in and out of Harold's Branch and almost get hit. My thought when we were doing this, is what if you come out and if someone from the hospital that has put in long hours and you hit one of them. So if you come out of there and everybody stops and takes just a minute to look, then at least you know what that person is going to do. If that person is waiving you on, then you know that it is safe. My training is that you do not wait till the accident happens; you reduce the frequency of the acts before something can happen. That is the way I was trained and that is what I applied in this matter. And my vote was based on that. Mayor says that I want to say one thing. When I ask you guys a question, Jody, when I ask you a question of how it affects the people, I want you to give me an answer of how it really does. When this stuff comes back and haunts me, Donovan, we try to ask what's going on. I can't get out there. Just don't answer things not knowing. Mr. Hunt says I was asked the question if there was traffic study done by Summit Engineering and I said no. I did not make any comment where it would not affect anyone like that. Mayor said let it be a lesson to us all that we need to think about some of this stuff, did someone else raise their hand. A gentleman raised his hand and he said that especially the people from the hospital and even police officers do not obey the stop sign. I have had discussions with John, the superintendent on night shift, trying to stop the guys saying this is an all the way stop sign. Mayor says I am sorry I did not catch your name and he says that his name is Wendle Williams and I live at Harold's Branch. Me and John had a discussion about that and he called me a few names. Mayor asked who is John and Mr. Williams answered that he is the superintendent of the hospital. Mayor says I got myself in the same situation not long ago on a lake. People causing wake in a no wake zone and we start taking things in their own hands. Phillip, I don't know if you can give us an idea of how we can address the stop signs without us having to sit there at all times. Maybe a camera, would that be out of the question. Phillip responds that that is something that we could take a look at. Mayor says he likes the thoughts of the camera in that intersection. Like the Pauley Addition, we have a dead end area and we have a camera and we know who should be there and who should not be there. Someone spoke up and said that we definitely need cameras on Harold's Branch because we have had about four robberies in the last couple of months. Mayor says we are going to have to wrap this up. Another gentleman wanted to speak on the right hand turn; he wanted to know where they were supposed to go to make the turn. Mayor asks if he was talking about coming out of the hospital and going back up to Harold's Branch. Mayor refers to the City Manager. City Manager says we have had a few conversations on these matters. From a commission standpoint, it has been back and forth in the paper. As I have tried to explain to Mr. Coleman, Elizabeth is here trying to take notes and get through this and put what she had heard into a story. My job is to represent the Commission and put into words the action behind their intent. The Commissions intent last year was to try to be everything to everyone. They try to understand the best interest of the community, the best interest of the workers, because everybody contributes to this community. However, when this

first came up, I do not want to speak for the commission, but it was for safety. A couple of the issues that haven't been addressed yet are the parking garage, which the study was done for. Though the intersection is light now, it is expected to be extremely busy whenever the hospital receives its certificate of occupancy. With that said, the Commission on the stop sign and the ability to make a right hand turn. The first conversation that Mr. Coleman and I ever had, he was concerned of the safety of the residents of Harold's Branch. Each conversation he and I had, his concern was for the safety for the residents of Harold's Branch. He was concerned that the hospital was bringing large buses in making large turns turning into the opposite lane of traffic. As soon as Mr. Coleman had that concern, I tried to address the safety issue. I contacted Summit Engineering, Mr. Hill who represented the hospital and ask him to address the issue. We did that and the hospital agreed to put up a sign where nothing large could make a right hand turn so nothing would exceed the turn anymore. Mr. Coleman later contacted me and said regardless of any sign that we put up that those UPS trucks and buses and large vehicles were still making the turn. So, again I contacted Mr. Hill and asked him what I could do to take care of the situation. Then he made the suggestion of the middle strips and we did that to prevent someone from making the actual turn because if you did you would hit that. My point is that Mr. Coleman attempt was sincere at the time because of his concerns with the people of Harold's Branch. My intent is to protect the intersection. So regardless what is read back in forth in between and whatever statements that have been read in one meeting, understand that this has been a three year long process and the commission has had a lot of other information presented to them in various different ways. And even as Mr. Coleman will tell you, we have made other attempts to address other issues and that being one of them. We want to have a good relationship with the residents and we will have a study done on the intersection and if you want to get rid of the right hand turn that is something we will look at. Commissioner Chaney asked if at the stop sign if there was rumble strips would it prevent others from coming into the opposite lane. Mayor says it will not stop them from coming into the opposite lane. City Manager says the point is that the City Commission put up the center strips to try to prevent that. City Manager says we have no issue with taking them down if that is what the residents want. The intent was to ensure safety. Mr. Coleman spoke up and said it created more of a safety issue. Mayor asked if anybody else wanted to talk about the stop sign. A young man stood up and said that when you come up from the hospital that you are completely blinded. He says that the stop sign there is very dangerous. When the hospital construction is done, can that be an entrance only. Mayor says that he does not see that. Another lady speaks and says that it was an emergency exit for a long time and they put up a mirror on the pole and it did not help anything. The resident's of Harold's Branch have not been notified and we pay all these tax dollars and jobs are hard to come by, it is very disheartening. Mayor says I am sorry that you feel that way. A lady adds to the safety reasoning, saying that if you come out of the hospital you have to stop and look both ways. You are coming on to a road. Every resident on Harold's Branch has to stop coming in and out no matter if there is traffic coming in or out or not. A gentleman addressed the Mayor

asking if he knows if the hospital is intending on using the exit as their main entrance and exit point yet. Mayor Justice says I take it that there are two entrances and exit points. City Manager says we will refer to Mike who says that the hospital will re-evaluate the exit and entrance points when the project is complete. A man ask when you come up out of there where are you supposed to turn around. Mayor says you cannot turn and come into oncoming traffic. That was what Mr. Coleman was concerned about and brought it up to our City Manager and our City Manager put up the strips to try to prevent it. If you are coming out of there and you are taking a big long loop to get out of there you cannot come into oncoming traffic, you cannot do that. The man says then where are we supposed to turn around. Mayor says I think you have to drive out and come back in. The man says the price of gas is \$3.60 a gallon, and it doesn't matter to people who make a whole lot of money. A lady says sir I only have one comment, when you said, this was July 26, 2010, when Mayor Justice asked Jody Hunt with Summit Engineering if any residents would be affected, Jody replied no. Mayor said I think we have addressed that here. That was in the minutes that way. The lady said yes. Mayor said I will take care of that internally. Mayor said ok and asked if the commission had any comments. Another gentleman stood and wanted to speak about where he lives on Johnson Hollow. I put a "Caution-Children at Play" sign out. I have two small children that play out all the time. I bought the sign and paid for it out of my own pocket, and it was taken down. I was told that by putting up a slow children playing sign that the city was giving my children permission to play in the middle of the road. Mayor said that it is not alright for children to play in the road and it is not alright to put speed bumps in the road. And we have been through this before. I understand what you wanted to do and what your intentions were but we can't do that. We can't do that and you can't do that. City Manager says that anything that is pre-existing can remain. He says that there is actually a law against this. Mayor thanks the residents for coming and ask if there was any other business from the floor.

PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$974,690.49. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor called for comments, and Commissioner Davis asked if we had the money. City Manager said yes we do. Mayor Justice called for further discussion, there being none, motion passed unanimously. 4-0.

CITY ENGINEER

Jody Hunt was present with Summit Engineering, Inc. and submitted a couple of requests to the commission for approval.

1. Consider request to authorize and approve payment for invoice #WO 238 as submitted to H2O Construction Co. Inc. for \$25,824.00 for Keyser Heights concrete replacement. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 4-0.
2. Consider request to authorize and approve payment for pay request #2 for Tom Wright Construction, Inc. for \$55,125.00 for the Bob Amos Equestrian Trail Project and to authorize the Mayor to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded. Mayor Justice called for comments, there being none, the motion passed unanimously. 4-0.

CITY ATTORNEY

Russell Davis was present and had an ordinance to read into record.

1. **Consider a request for a second reading of an ordinance #0-2013-019 naming an unnamed street to “Ridgeview Drive” and to authorize the Mayor to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none. Mayor called roll call, the motion passed unanimously. 4-0.**

ORDINANCE NAMING UNNAMED STREET TO “RIDGEVIEW DRIVE”

ORDINANCE NO. #0-2013-019

WHEREAS, the City of Pikeville desire to name a preciously unnamed street following Stonehenge Drive to the top of the hill where it levels out. Turning left onto what shall be named “RIDGEVIEW DRIVE”.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF PIKEVILLE that the street as describe above is hereby named “RIDGEVIEW DRIVE”

The above ordinance was given first reading this ___ day of _____, 2013, the ordinance was given a second reading on the ___ day of _____, 2013.

July 8, 2013 Regular Meeting

Passed this ___ day of _____, 2013.

Commissioner _____ moved for the adoption of the foregoing ordinance.

Commissioner _____ seconded the Motion.

Upon roll call, the votes were as follows:

	Yes	No
FRANK JUSTICE, MAYOR	_____	_____
GENE DAVIS, COMMISSIONER	_____	_____
JERRY KEITH COLEMAN, COMMISSIONER	_____	_____
JIMMY CARTER, COMMISSIONER	_____	_____
BARRY CHANEY, COMMISSIONER	_____	_____

The Mayor declared the within ordinance adopted.

FRANKLIN D. JUSTICE. II MAYOR

ATTEST:

CHRISTY SPEARS, CITY CLERK

CITY MANAGER

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

- 1. Consider request to authorize UMG to construct the public staging area upon the public right-a-way on Harold's Branch as discussion in previous commission meetings at a cost of \$4,797.96 in materials however authorizing up to \$10,000 as additional materials are needed in order to promote pedestrian and driver safety. Commissioner Chaney made the motion to adopt. Commissioner Coleman seconded the motion. Mayor called for comments and says what can you tell us about that Donovan. City Manager says that this is the area that we have discussed in previous meeting. Obviously the citizens that are here with Harold's Branch are concerned**

- with the smokers that come upon the road and with the trash that is being thrown upon the road on the public right-a-way there. After several conversations and discussions, it has been determined that if you go up the street on city property there is a flat there where we can utilize this area and it will be somewhat restricted. UMG and I went out and looked at the area and the intent is to put some stone in, along with some steps. Then we will put a fence up in the area that is why I am asking for the additional leeway to work with. Mayor said I saw pictures where you standing looking at the area and you may run into some other problems when you get started with this project so you may incorporate the \$10,000 into that, as far as lighting and that stuff goes. City Manager says yes sir and this is just to get me started. Mayor called for further comments, there being none, motion passed unanimously. 4-0.
2. Consider a request to adopt a resolution adopting the amended bylaws dated July 8th 2013 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 Coleman seconded the motion. Mayor Justice called for further comments, and asked what is the reasoning behind that. City Manager explains that it was a grammar error, and an error on what constitutes a quorum which made it accurate. Mayor Justice called for additional comments, there being none, the motion passed. 4-0.
 3. Authorize and approve H2O to do emergency work on a gas leak by Helen Brown Bridge \$13,400 which shall consist of \$7,900 a bore, labor and \$5,500 for parts and authorize payment for said work upon the completion for said project. Commissioner Chaney made the motion. Commissioner Coleman seconded the motion. Mayor Justice called for comments and then asked what we have done there; just shut that line in or what. City Manager refers to Donnie Slone. Donnie Slone with UMG says that we are done. Mayor Justice asked if we are just catching up on paperwork. City Manager says that we took a step further. And then we had an emergency repair. Mayor then asked if there was a reason why you think this occurred. Mr. Slone says it's just the river there. Mayor asked if something from the water hit into it. Mayor asked if we were doing something to prevent this and Mr. Slone answered that we put a new poly line underneath the board about eight feet. Mayor called for additional comments, there being none, the motion passed unanimously. 4-0.
 4. Consider a request to authorize and approve a second amendment to an agreement for sale of property, as submitted, between Realty Link Investments, LLC and the City of Pikeville and authorize the Mayor to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 4-0.

5. Consider a request to hire Jessica Forsyth as a temporary employee as a Utility Clerk with no benefits at the rate of \$8.00 per hour contingent upon passing all required pre-employment test. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 4-0.
6. Consider a request to authorize and approve the 2013-2014 Kentucky Pride Fund Recycling Grant Agreement, as submitted, for the Grant Period of July 1, 2013 through July 30, 2014 and to authorize the Mayor to sign and execute said agreement accepting all terms and conditions therein on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments. Commissioner Chaney asked if we have gotten this grant each year that we have applied for it and City Manager responded yes. Mayor called for further questions or comments, there being none, the motion passed unanimously. 4-0.
7. Consider a request to authorize the city to advertise for bids for the construction of the replacement for Fire Station #3, which shall be located near the Cedar Bridge, understanding the City would have the right to reject any and all bids. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 4-0.
8. Pursuant to KRS 61.810, consider request for closed session for discussion of economic development, legal and personnel issues. Commissioner Davis made the motion. Commissioner Coleman seconded the motion. Mayor Justice called for discussion, there being none, the motion passed unanimously. 4-0.
9. Commissioner Chaney made the motion to re convene. Commissioner Coleman seconded the motion. Mayor Justice called for discussion, there being none, the motion passed unanimously. 5-0. Mayor called the session back into order.
10. The City Manager reported that Steve Friend had failed to meet the City deadline to take certain remedy measures at his property and residence at 102 Central Avenue which has been under construction since March 2011 to eliminate certain environment nuisances that exist on the property. Resolution: Be it resolved by the Commission that the City Attorney is authorized to file a civil action against Steve Friend for the enforcement of the City of Pikeville's Enforcement ordinance(s) and other law of the Commonwealth of Kentucky related to the abatement and enjoining of a public nuisance at 102 Central Avenue, Pikeville, KY and is authorized to seek to enjoin the creation or continuing of any public nuisance and violation of Section 92 of the Code of Ordinances, KRS 381.770 and /or KRS 227.390 or any other rule, law or regulation of the City of Pikeville or Commonwealth of Kentucky related to the maintenance of 102 Central Avenue including all damages, cost and expenses included by the City. Mayor Justice made the motion to approve. Commissioner Coleman

seconded the motion. Mayor Justice called for comments, there being none. Commissioner Chaney abstained. The motion passed unanimously. 4-0.

11. There being no further business to come before the Commission, Commissioner Davis has made the motion to adjourn the meeting. Commissioner Coleman seconded the motion. Mayor Justice called for discussion, there being none, the meeting was adjourned. 4-0

CONSENT ITEMS:

U-Pike press conference in the Training-Academy Building at 118 College Street, Pikeville KY (Old City Hall) on July 8th 2013 at 11:30 am for Special Announcement.

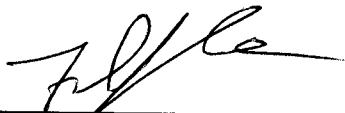
July 18th 2013 from 7:00pm to 9:00pm will be the Citizens for Coal event located at the historic Mountaineer Hotel in Williamson, WV.

Saturday July 20th will be Hillbilly Christmas in July event at Harley Davidson of Pikeville along with Kids Day in the Park at the Pikeville Soccer Complex at Bob Amos Park.

Grant update included in your packet.

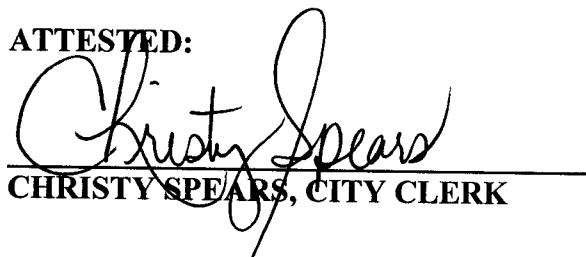
The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is July 22, 2013 at 6:00 p.m.

APPROVED:



FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:



CHRISTY SPEARS, CITY CLERK