

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
November 10, 2014 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, November 10, 2014. 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
JERRY KEITH COLEMAN
BARRY CHANEY
EUGENE DAVIS**

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

MINUTES

The minutes for the previous special meeting held on October 30, 2014 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 Carter seconded the motion. Mayor Justice called for discussion, there being none, the motion carried unanimously. 5-0.

BUSINESS FROM THE FLOOR

Mayor Justice asked if there was any business from the floor. Billie Sue Davis is present and has some items to discuss. Her first item is sewage for Yorkwood. I plead my case for several years, I still have not, wondering why Foxcroft got it and we didn't to be honest with you I noticed to put that tunnel under Foxcroft not only that you had to bring the sewage further down as where Yorkwood you got it right across the road. Mayor Justice: I'm not going to argue with you. Billie Sue: Okay, I don't want you do, I just want you all to say Yay! Yay! Yay! Mayor Justice: By the design anytime someone does a development they either go sewage or septic out of all the places we talked about living I've got one that has regular sewage and everybody has septic and that was given a real problem. Usually the developer makes that decision. However, we took to Foxcroft instead of Yorkwood, I apologize that you got slighted, we get an overrun again we will take care of you. Billie Sue: I hope you do, there might be something UMG, there may be

a tunnel in right where Pikeville Medical has that building. Mayor: Donovan you came back with prices once before, did we ever get the price? City Manager Blackburn: Yes and no Mayor where are we right now, spoken to our legislators, about the upcoming session next budget about this priority for the city, spoken to Summit Engineering to provide pricing, so simply put we are not ready for session from a budgeting stand point to make the submittal because they have been out of session. Based on our last decision the commission has full intent to look for state funding for this project. Mayor: We have Summit Engineering here, what was your pricing? Wasn't around \$30,000.00 Summit: I don't know right off, Mayor? Mayor Justice: You had a grinder station, and I asked to look at. Summit: We will have that number for you by the end of the week. Donnie Slone: Force is on the main side on the road, and you can't use gravity because you can't put gravity into a force, you have to have pumps up there. Mayor: Can we put a pump there? Is it cheaper to put a pump right there beside the gravity line or is it cheaper to put grinder stations. Donnie: It's cheaper to put grinder stations. Billie Sue: I have another request, this is very unselfish, of course tomorrow is Veterans Day and I know you all don't have time to put flags up but people have me so it's not just my idea, come the next event will be memorial day then 4th of July and we should labor day and veterans day, really we should have had them up for tomorrow. City Manager: They are up. Billie Sue: are they up for Veterans' Day. City Manager. Yes, the Fire Department put them up this past weekend. Billie Sue: Great, hooray for the Fire Department, but I want to request that you get larger flags, going through some towns, and states our flags are too small for our beautiful city, really. I'd like for you all the purchase new flags and get them a little larger in size especially in the town area, then take the small ones to finish out the boulevard, this is just a suggestion but I've had people to tell me and complain about not being up on certain days they should. City Manager: What we have done is we have a computer system that allows us to put a work order in it's a revolving work order, every memorial day, every labor day, those holiday's that flags would be required an email will be sent to the Fire Department and to Sean as a reminder. Actually I called Sean last week and reminded him. Then on top obviously will be the Veteran Memorial this will be another place, with the intent to host ceremonies or various honors for veterans. Mayor: That's a good point, Thank you! Billie Sue: I'd like to see some larger flags, the ones we have are too small. That's my two requests, like I said one was selfish and one is not. Mayor: That's a good point on the flags, and we will continue working on the sewer. Billie Sue: Good, I hope you do. City Manager: Mayor before we move on, I just want to point that about 3 or 4 years ago we actually bought that larger flags and I think that poles where to small or vice versa for the large flags. Sean: Actually, we have new poles order to fit that larger flags, and will be up for next season. Mayor Justice called for any further business from the floor, there was none.

PAYMENT OF CITY BILLS

- 1. The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$610,304.86. Commissioner Davis asked the traditional questions of do we have the money, City Manager responded that we did have the money. Commissioner Davis made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0.**
- 2. Consider a request to authorize and approve payment of invoice HCC00412 for \$16,173.52 from heartland Communications Consultants, Inc. for the marketing of Commercial Air Service. City will be reimbursed by the federal grant. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor called for comments, there being none motion passed unanimously. 5-0.**

CITY ENGINEER REPORT

City Engineer, Phillip Elswick was present and submitted the following items for approval:

- 1. Consider a request to authorize and approve payment of invoice #13 for \$8,294.80 from Vaughn & Melton consulting Engineers, Inc. for the Waste Water Treatment Plant project. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, passed unanimously. 5-0**
- 2. Consider a request to authorize payment of pay request #1 for \$330,579.96, as submitted, to Bizzack Construction, LLC for the Marion Branch Industrial Park Access Road-Contract 1 and to authorize the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0**
- 3. Consider a request to authorize and approve payment of invoice #727505, as submitted, for \$10,000 to Summit Engineering, Inc. for the Marion Branch Industrial Site Master Plan. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0**
- 4. Consider a request to authorize and approve payment of invoice #72506, as submitted, for \$50,280 to Summit Engineering, Inc. for the Marion Branch Bridge project. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none, motion passed. 5-0**

5. Consider a request to authorize and approve payment of Invoice #72507, as submitted, for \$149,450 to Summit Engineering, Inc. for the Marion Branch Phase 1 Industrial Park Access Road. Commissioner Coleman made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0

6. Consider a request to authorize and approve payment of invoice #72236, as submitted, for \$851.10 and invoice #72238, as submitted for \$3,962.77 to Summit Engineering, Inc. for the Thompson Road Lift Station Relocation Phase 1. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0

7. Consider a request to authorize and approve payment of invoice date November 3, 2014 for \$1,800 to Dixon Nunnery for legal fees, as submitted. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0

CITY ATTORNEY

Russell Davis was present and had one item to read into record.

Consider a first reading of ordinance #0-2014-017 adopting the 2014 supplement to the City of Pikeville Code of Ordinance. This was the first reading.

CITY MANAGER REPORT

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

1. Consider a request to authorize and approve a onetime extra pay increase for all city employees in the amount of \$350.00 and authorize payment for next pay period. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0.
2. Consider a request to affirm the mayor appointment of Marvin Hensley to the Industrial Development & Economic Authority Board whose new term will expire on November 9, 2018. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor called for comments, there being none, motion passed. 5-0
3. Consider a request to authorize the City Clerk to post for the position of Assistant City Clerk or Administrative Clerk and to authorize and approve the job description, as submitted, for the position of Administrative City Clerk. Commissioner Chaney made to motion to

- approve. Commissioner Davis seconded the motion. Mayor Justice called for comments. City Manager commented that it was to replace a position, no longer with us. Mayor Justice called for further comments, there being none, motion passed unanimously. 5-0
4. Consider a request to adopt the amended pay chart, as submitted and labeled as revised and approved November 10, 2014, for the purpose of consolidation and establishing and or amending a chart for various additional positions. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments. City Manager replied this was to consolidate those two hourly city hall employee positions. Mayor Justice called for further comments, there being none, motion passed unanimously. 5-0
 5. Consider a request to reclassify Beverly Epling position as the Assistant Tax Clerk & Kimberly Ratliff as the Utility Desk Clerk. Commissioner Carter made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 6. Consider a request to authorize and approve the hiring of an engineer firm based on the recommendations of the scoring sheet for the Statement of Qualification, as submitted, for the Marion Branch Industrial Park Water and Sewer Infrastructure Project and to authorize the mayor to sign and execute a contract on behalf of the City of Pikeville for said services for said project. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 7. Consider a request to authorize and approve the hiring of a CDBG Grant Administrator, based on the recommendations of the scoring sheet from the Request of Proposals for the Marion Branch Industrial Park Water and Sewer Infrastructure Project and to authorize the mayor to sign and execute a contact on behalf of the City of Pikeville for said services for said project. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 8. Consider a request to authorize and approve a Transaction Confirmation contract between the City of Pikeville and Constellation, as submitted as deal number NGIDX19372462 and authorize the mayor the authority to sign and execute said contract on behalf of the City of Pikeville. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 9. Consider a request to authorize and approve an amended purchase agreement between Dennis Weddington and Lola Weddington and the City of Pikeville, as submitted, and authorize the mayor the authority to sign and execute said contract on behalf of the City of Pikeville.

- Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
10. Consider a request to authorize and approve the sale of a tract of property owned by the City of Pikeville that is located on the bypass, as submitted, to Don Childers either in his name or his company's name for the purpose of economic development for the sale price of the fair market value of \$18,000.00 and to authorize the mayor to sign and execute a deed of conveyance for said property on behalf of the City of Pikeville. To also authorize and approve any necessary conveyance, recording or tax fees to execute said transaction. Commissioner Carter made the motion to approve. Commissioner Coleman seconded to motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 11. Consider a request to authorize the advertisement of bid for the Gas Supply Parts for the South Mayo Trail Project, as submitted. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 12. Consider a request to authorize and adopt a resolution for the Designation of Applicants Agent, as submitted, for the FEMA DR 4196 KY Public Assistance Grant and authorize the mayor to sign and execute said resolution on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 13. Consider a request to authorize and approve the execution and submittal of a Section V Applicant Certification document for a Petroleum Release and Unregulated petroleum tank system removal, as submitted, and to authorize the mayor to sign said certification document on behalf of the City of Pikeville. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0
 14. Consider a request to authorize the City Engineer and City Clerk to advertisement a public bid notice for the Marion Branch Industrial Park Access Road- Contract 2 road project. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, motion passed unanimously. 5-0

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

Commissioner Carter made the motion to re convene. Commissioner Coleman seconded the motion. Mayor called the session back into order.

15. Consider a request to authorize and approve a new employment contract and each of the terms and condition contained therein as submitted dated 11-10-2014 between the City of Pikeville, KY and current City Manager William Donovan Blackburn and to authorize the Mayor to sign and execute said contract as submitted on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments. City Manager Donovan Blackburn commented that he appreciated it from the bottom of his heart and his family did to. Mayor Justice called for further comments, there being none motion passed unanimously. 5-0.

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, and the meeting was adjourned. 5-0.

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is November 24, 2014 at 6:00 p.m.

Consent Items:

1. City Hall will be closed on November 11th in observance of Veterans Day.
2. City Hall will be closed on Thanksgiving on November 27th and November 28th.
3. Sesame Street Live at Expo November 25th through November 26th.
4. Brantley Gilbert- Let it Ride Tour will be December 6th at the Expo Center.

APPROVED:



FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:



ROBBI BENTLEY, ASSISTANT CITY CLERK

November 10, 2014 Regular Meeting