

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
November 13, 2017 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, November 13, 2017. 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: **BOB SHURTLEFF
STEVE HARTSOCK
PAT MCNAMEE
KIMBERLY MAY-DOWNEY**

MAYOR: **JAMES A. CARTER**

MINUTES

The minutes for the previous regular meeting held on October 23, 2017 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner McNamee made the motion to approve the minutes as prepared. Commissioner Shurtleff seconded the motion. Mayor Jimmy Carter called for discussion, there being none, the motion passed unanimously. 5-0.

BUSINESS FROM THE FLOOR

Consider the adoption of a Proclamation honoring the Pikeville High School Girls Varsity Cross Country Team and Coaching Staff for qualifying for the Class A State Cross Country Meet. Commissioner May-Downey made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments and asked that the senior of the team come forward and asked her to read the proclamation aloud. After the reading of the proclamation, the Mayor and Commissioners congratulated the team. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.

Consider the adoption of a Proclamation honoring the Pikeville High School Boys Varsity Cross Country Team and Coaching Staff for its championship at the Class A Region 7 Cross Country Meet and qualifying for the Class A State Cross Country

Meet and qualifying for the Class A State Cross Country Meet. Commissioner McNamee made the motion to approve. Commissioner May-Downey seconded the motion. Mayor Carter called for comments and asked for the senior of the boy's team to come forward to read their proclamation. After the reading, Mayor and Commissioners congratulated the boys team as well. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.

Consider the adoption of a Proclamation honoring November as American Diabetes Month and November 14 as Diabetes Awareness Day in the City of Pikeville. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments. Ms. Bartley and Ms. Clevinger thanked the Mayor and the Commissioners for the recognition. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.

Consider the adoption of a Proclamation honoring November 2017 as National Hospice Month. Commissioner May-Downey made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments. A representative from Hospice was present and expressed appreciation for the recognition. He added that the program started in Pikeville, KY in 1991 and that they have never denied anyone of service. Mayor and Commissioners thanked them for their services to the community. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.

H2O Championship presentation by City of Pikeville Director of Tourism Andy Linton. Mr. Linton approached the podium and thanks everyone for their support of this program and making it such a success. Mr. Linton recognizes each of the sponsors and thanks them for their support as well. This season consisted of twelve races, whereas only one of those were postponed and one cancelled averaging around 65 entries per race, with no accidents. The end of the season race was the "Shop with the First Responders" race. They very happily presented a check to the City for \$3,410.00 for this event. Chief Edmonds thanked them for this contribution and told them how much it would help out. Then Mr. Linton presented awards to each of the following:

***Super Street Class**

- T.J. Wilson – 3rd Place Winner
- Rick Johnson – 2nd Place Winner
- Gary Underwood – Champion

***Modified Class**

- Brian Roberts – 3rd Place
- Robert Charles – 2nd Place
- John Butche – Winner

***Pro Class**

- Adams Phillips – 3rd Place
- Kenny Workman – Runner-Up

-T.J. Sanders – Champion

Mayor Carter says that this is a lot of fun to watch and thanks everyone who volunteers and who is involved in this event. He appreciates everyone for participating as well.

Denise Thomas was present and updated the Mayor and Commissioners on the preconstruction meeting that took place last Thursday. She says that the project is moving forward and she is looking forward to announcing the ground-breaking event.

PAYMENT OF CITY BILLS

The City Manager Philip Elswick requested the approval to pay city bills in the amount of \$999,669.30. Commissioner Hartsock made the motion to approve. Commissioner Shurtleff seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0.

CITY ENGINEER

Brad Slone was present and submitted several requests to the commission for approval.

1. Consider request to approve and authorize payment of Invoice No. 6036, as submitted, for Jigsaw Enterprises for \$16,500.00 for repair of a storm water outlet at Myra Barnes Avenue. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed with Commissioner Shurtleff abstaining. 5-0.
2. Consider a request to authorize and approve payment of Invoice No. 80297, as submitted, for Summit Engineering, Inc. for \$15,000.00 for the Marion Branch Access Road Design. Commissioner Hartsock made the motion to approve. Commissioner Shurtleff seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.

CITY ATTORNEY

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

1. Consider a first reading of Ordinance No. 0-2017-30, as submitted, amending the 2017-2018 fiscal budget. Second reading and passage of this ordinance will take place at the next scheduled meeting.

2. Consider a first reading of Ordinance No. 0-2017-31, as submitted, authorizing the issuance of the City's General Obligation Bonds, Series 2017, for the purpose of providing funds necessary to pay the costs of renovation of certain facilities at the Hambley Athletic Complex, acquisition and installation of an electronic wireless metering system for the water system, and acquisition, construction, installation, and equipping of improvements at the Wastewater Treatment Plant. Second reading and passage of this ordinance will take place at the next scheduled meeting.

CITY MANAGER

City Manager Philip Elswick presented the commission with the following items for approval:

1. Consider a request to authorize and approve a resolution, as submitted, relating to the amendment and restatement of the City's Continuing Disclosure Certificates for General Obligation Bonds and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, motion passed unanimously. 5-0.
2. Consider a request to authorize and approve a settlement agreement with Ferguson Creek Energy for \$9,000.00 and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Shurtleff made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
3. Consider a request to authorize and approve a proposal, as submitted, from Geotechnology, Inc. regarding a seismic refraction survey for Rock Monolith Edge Characterization and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments. City Manager explains that there are eleven acres that has less backfill than other areas so we are examining that. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
4. Consider a request to hire Daniel Fields to the position of Pikeville Police Department Patrolman at the starting rate. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments. Chief Edmonds introduced Mr. Fields and says that he was in the top three a couple years ago. He has been through academy and has passed all our requirements. We are hoping by February we will have him on duty and on his own. Mayor and Commissioner welcomed Mr. Fields.

- Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
5. ****TABLED**** Consider a request to award a bid, as submitted, to Tim Short Automotive for \$30,749.00 for a 2017 Chevrolet Colorado 4WD Extended Cab truck for use at the greenhouse and grant the Mayor the authority to sign and execute any and all necessary documents.
 6. Consider a request to authorize and approve waiving of the 2017 property taxes for areas annexed under Ordinance Nos. 0-2017-15, 0-2017-16, and 0-2017-17 and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner May-Downey seconded the motion. Mayor Carter called for comments. City Attorney says that what's on the books as on January 1 is what's on the tax year, so in this situation we felt the better thing to do was to waive the fees. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 7. Consider a request to award a bid, as submitted, and issue a Notice to Proceed to Wascon, Inc., the only bidder, for \$13,665.60 for the Chloe Pump Station Upgrade, authorize and approve a Construction Agreement, and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner May-Downey seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
 8. Consider a request to authorize and approve payment of \$4,499.00 to Logics for implementation of Human Resources and Payroll alert software, as submitted. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
 9. Consider a request to award a bid, as submitted, to Whayne Supply, for \$23,861.94 for a Deck-Over Tilt Trailer and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments and asked if this was a capital budgeted item. Mr. Elswick says yes. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 10. Consider a request to authorize and approve the proposal of Russell H. Davis, Jr., as submitted, for \$3,810.00 to provide legal services associated with the issuance of GO Bonds Series 2017 and authorize the Mayor to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
 11. Consider a request to authorize and approve a Rate Stabilization Agreement, as submitted, with KLCIS and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner Shurtleff seconded the motion. Mayor

- Carter called for comments, there being none, the motion passed unanimously. 5-0.
12. Consider a request to authorize and approve a Vendor Agreement and Vendor Application, as submitted, with Big Sandy Area Community Action Program for the Low-Income Home Energy Assistance Program and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner Hartsock made the motion to approve. Commissioner May-Downey seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
 13. Consider a request to award a bid, as submitted, and issue a Notice to Proceed to Wascon, Inc., the only bidder, for \$31,858.00 for the Toler Pump Station Upgrade, authorize and approve a Construction Agreement, and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
 14. Consider a request to authorize and approve an Amended Use Agreement, as submitted, with the Pikeville Independent School Board for various athletic complexes and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments. City Attorney says that he is negotiating and that we are open for discussion with their attorney. Mayor Carter suggested that the City Manager be granted the authority to sign. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 15. Consider a request to reject all bids received for the Second Street Stormwater Project, as submitted, and authorize re-bidding of the project after design changes are made. Commissioner McNamee made the motion to approve. Commissioner May-Downey seconded the motion. Mayor Carter called for comments. Mr. Elswick adds that UMG and City Engineer, Brad Slone, are working on an alternate plan on this. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 16. Consider a request to authorize and approve the relocation of utility lines along the U.S.23 access road near Indian Hills by a private landowner for the purposes of economic development upon review and approval of the City Engineer and UMG. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments. Mr. Elswick explains that this lot is adjacent to Food City, the landowner understands that all costs of relocation are his responsibility, and UMG will frequently inspect the relocation to ensure compliance with the City's specifications. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 17. Consider a request to award a bid and issue a Notice to Proceed to AstroTurf Corporation, as submitted, for \$319,433.00 for construction of the Hambley Athletic Complex Softball Field Turf Replacement Project upon adoption of

- the Amended Use Agreement by the Pikeville Independent School Board, authorize and approve a Construction Agreement with AstroTurf Corporation, and grant the Mayor the authority to sign and execute any and all necessary documents. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
18. Consider a request to authorize and approve a Lease Agreement, as submitted, with Silverliner LLC for the Kentucky Enterprise Industrial Park Speculative Building and grant the Mayor the authority to sign and execute any and all necessary documents upon review by the City Attorney and City Manager. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments and recognizes Sean Cochran for his work on this. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 19. Consider a request to award one-time pay increases to all City of Pikeville employees in the amount of \$375.00 on the current pay period in November and \$250.00 on the first pay period in December. Commissioner Hartsock made the motion to approve. Commissioner McNamee seconded the motion. Mayor Carter called for comments. Mr. Elswick says that this is in lieu of the Christmas party. Mayor called for additional comments, there being none, the motion passed unanimously. 5-0.
 20. Pursuant to KRS 61.810, consider request for closed session for discussion of economic development, legal and personnel issues. Commissioner McNamee made the motion. Commissioner Hartsock seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0.
 21. Commissioner McNamee made the motion to reconvene. Commissioner Hartsock seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0. Mayor called the session back into order.
 22. Consider a request to reject all bids, as submitted, for a 2017 Chevrolet Colorado 4WD Extended Cab truck for use at the greenhouse and authorize rebidding of a quarter ton 4WD extended cab truck with local preference option. Commissioner McNamee made the motion to approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
 23. Consider a request to award bids and issue Notices to Proceed to Rising Sun Developing, Inc., as submitted, for \$2,300,000.00 for site work/utilities and \$3,217,000.00 for construction of the Kentucky Enterprise Industrial Park Speculative Building, both with future deductive change orders, authorize and approve Construction Contracts, and grant the Mayor the authority to sign and execute any and all necessary documents upon review of the Construction Contracts by the City Attorney and City Manager and contingent upon Kentucky Energy and Environment Cabinet authorization to award and SilverLiner LLC's acceptance of liability for modification of the building's foundation. Commissioner McNamee made the motion to

- approve. Commissioner Hartsock seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
24. There being no further business to come before the Commission, Commissioner McNamee has made the motion to adjourn the meeting. Commissioner Shurtleff seconded the motion. Mayor Carter called for discussion, there being none, the meeting was adjourned. 5-0.

EVENTS, ATTRACTIONS & CONSENT ITEMS:

East Kentucky Expo Center Events:

- November 16, 2017 – EKV College Preview
November 17-18, 2017 – Upike Basketball
November 27, 2017 – Upike Basketball
November 30, 2017 – Upike Basketball
December 1, 2017 – Upike Basketball
December 3, 2017 – Upike Basketball
December 5, 2017 – Upike Basketball
December 7, 2017 – Upike Basketball
December 15, 2017 – Upike Basketball
December 18, 2017 – Upike Basketball
December 22, 2017 – Upike Basketball
December 30, 2017 – Upike Basketball

Jenny Wiley Theatre – Pikeville, KY:

- Nov. 10 – Nov. 18, 2017 – The Musical Adventures of Flat Stanley
Dec. 1 – Dec. 20 – A Christmas Carol
December 31, 2017 – New Year's Eve Party

5K Races:

- November 25, 2017 – Pay it Forward

Main Street:

- November 25, 2017 – Shop Small Saturday – 10 a.m., Storybook Walk (Main Street) – 3 p.m., Tree Lighting – 5 p.m.
December 2, 2017 – Christmas Parade – 2 p.m., Second & Division – 3 p.m.
December 31, 2017 – New Year's Eve party at Jenny Wiley Theatre

Other local attractions & events:

- Pikeville Pool – YMCA – Hambley Complex
- Pikeville YMCA
- Zip, Paddle & Saddle – Bob Amos Park
- Heritage Museum – Division Street in Old Judicial Center
- Farmers Market Tuesdays & Saturdays – Pikeville Pavilion
- Epic Escape Game – 2nd Street Pikeville

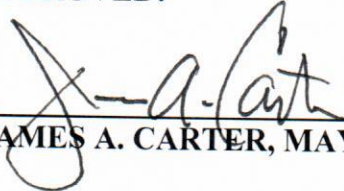
- Christmas in July
- Kiwanis Fall Festival – City Park
- Numerous 5K & Ruff, Tuff, Cuss
- Cut Thru Mountain Haunted Holler Adventure – Bob Amos Park
- Nightmare on Main – East KY Expo
- Khirbet El-Maqatir Biblical Exhibit – York House

Upcoming Conferences at Upike:

- November 16, 2017 – Lunch and Learn Careers with Justice

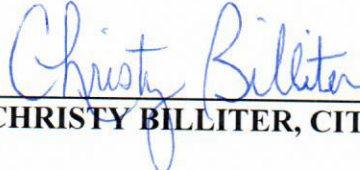
The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is November 27, 2017 at 6:00 p.m.

APPROVED:



JAMES A. CARTER, MAYOR

ATTESTED:



CHRISTY BILLITER, CITY CLERK