

**BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
JANUARY 10, 2005**

The Board of Commissioners for the City of Pikeville met in regular session on Monday, January 10, 2005. The meeting was held in the City Hall Public Meeting Room located at 118 College Street, Pikeville, Kentucky.

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

COMMISSIONER:	EUGENE W. DAVIS JAMES A. CARTER M. SHANE HALL
MAYOR:	FRANKLIN D. JUSTICE, II

Commissioner Dallas Layne was absent.

City Commissioners met in work session at 5:45 p.m. Mayor Justice administered the Oath of Office to Commissioners Davis, Carter and Hall.

ELECTION OF MAYOR PRO-TEM

Commissioner Hall made the motion to appoint Commissioner Davis to serve as Mayor Pro Tem. Commissioner Carter seconded the motion. The motion carried 4 – 0.

AGENDA ITEM III. BUSINESS FROM THE FLOOR

There were no items to be considered during the call for Business from the Floor

AGENDA ITEM IV. OLD BUSINESS

1. BIG SANDY AREA DEVELOPMENT DISTRICT: Sandy Runyon, Executive Director for the Big Sandy Area Development District, was present. Ms. Runyon reported that all Phase VI acquisitions and relocations are complete. Asbestos inspections are in progress. Preliminary work is underway to determine the feasibility of acquiring an additional 5 properties with remaining CDBG funds.

2. PIKEVILLE MAIN STREET PROGRAM: Main Street Director, Missy Staggs, presented the following items for the Commission's consideration:

a. Utility Relocation Project – Phase III: Presented for approval of payment was the 4th and final pay request from Tele-Media in the amount of \$28,599.51. Ms. Staggs advised the invoice was approved for payment by the Pikeville Main Street

Board. Commissioner Davis made the motion, seconded by Commissioner Carter to approve payment to Tele-Media in the amount of \$28,599.51. The motion carried 4 – 0.

b. Utility Relocation Project – Phase II: Invoice #17, the final payment for Mountain Enterprises, Inc. for Phase II Utility Relocation Project, was recommended for payment by the Pikeville Main Street Board. The invoice totals \$293,252.58. Ms. Staggs advised the project hasn't been completed, however funding agencies are requesting project closeout. The funds will be placed in escrow, with payment made after completion of the project. Commissioner Hall made the motion, seconded by Commissioner Davis to authorize immediate draw down of the funds and payment to Mountain Enterprises upon completion of the contract. The motion carried 4 – 0.

c. Pauley Bridge: Ms. Staggs reported the City has received an executed grant agreement with the Kentucky Transportation Cabinet for an amount of \$107,294.00 for rehabilitation of the Pauley Bridge. The project is estimated at \$134,118. The city is required to match the grant funds in the amount of \$26,824.00. The bridge will be rehabilitated and opened to pedestrian and bicycle traffic only. The Main Street Agency will administer the project, and will proceed by advertising for qualifications for engineering services.

d. Electrical Boxes: In conjunction with the Utility Relocation Project, the Main Street Agency received a request from the Chamber of Commerce to purchase an additional 26 electrical boxes for downtown use during festivals and other community events. Total cost is \$28,890.00. The Main Street Agency will fund the purchase. Mayor Justice made the motion, seconded by Commissioner Carter to approve the purchase of 26 electrical boxes. The motion carried 4 – 0.

3. CITY ENGINEER'S REPORTS: Charles Byers representing Summit Engineering, city engineers, presented a verbal report for the following projects:

a. Indian Hills Sewer Extension Project: Contractor, M & S General Contractors, is scheduled to begin work on this project on January 17th. The project is 80% funded through the Corp of Engineers.

b. Utility Relocation Project Update: Remaining items to complete in the contract include drainage installation on Main Street in front of the Federal Courthouse, as well as repairs to drainage and asphalt on Main Street at Community Trust Bank and on Second Street.

c. Marions' Branch Retaining Wall Project: One bid was received for the installation of a retaining wall at Marions' Branch. The bid was received from Elswick Construction Company in the amount of \$96,468.00. The City Manager recommended award of the bid. The road has settled approximately 6 inches since the June flooding event. Mayor Justice made the motion, seconded by

Commissioner Carter, to award the bid for the Marions' Branch Retaining Wall Project to Elswick Construction Company in the amount of \$96,468.00. The motion carried 4 – 0.

It was reported that the downtown City Park project is in its final stages of completion.

The drainage project in Bob Amos Park is underway through AML (Abandoned Mine Lands).

4. CITY ATTORNEY'S REPORTS: Russell H. Davis, Jr., City Attorney, presented and gave first reading to an Ordinance entitled as follows:

ORDINANCE NAMING CERTAIN UNNAMED STREETS WITHIN THE CITY OF PIKEVILLE TO "WEST RIVER DRIVE, PEACH RIDGE DRIVE, MOONLIGHT DRIVE AND SAMPSON DRIVE"

Second reading was scheduled for January 24, 2005.

5. CITY MANAGER'S REPORTS: Donovan Blackburn, City Manager, presented the following items for the Commission's consideration:

a. **Vehicle Purchase:** City Manager Blackburn reported a public works vehicle had been taken out of service due to a traffic accident. He recommended an emergency purchase of a truck from Walters in the amount of \$22,546.00. Mayor Justice made the motion to declare an emergency and authorize the purchase of a truck in the amount of \$22,546.00 from Walters. Commissioner Hall seconded the motion. The motion carried 3 – 0 with Commissioner Carter abstaining from the vote.

b. **Dump Truck:** The city manager requested approval to advertise for bids for the purchase of a small dump truck and bed. The purchase was included in the 2004-05 budget. Mayor Justice made the motion to authorize the advertisement for bids for the purchase of the dump truck and bed. Commissioner Davis seconded the motion. The motion carried 4 – 0.

c. **Closed Session:** The city manager requested a closed session for the purpose of discussing 2 personnel issues. Commissioner Carter made the motion, seconded by Mayor Justice to adjourn to closed session for the purpose of discussing 2 personnel issues. The motion carried 4 – 0.

Mayor Justice made the motion to reconvene to regular session. Commissioner Carter seconded the motion. The motion carried 4 – 0.

The city manager recommended that Sue Hayes be promoted to the position of Police Detective with no wage increase and to advertise for applications to fill the

position of police officer (replacement for Bruce Anderson). Commissioner Carter made the motion, seconded by Commissioner Hall to approve the personnel actions as recommended by the city manager. The motion carried 4 – 0.

There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Mayor Justice to adjourn the meeting. The motion carried 4 – 0.

The next scheduled meeting of the Board of Commissioners is January 24, 2005 at 6:00 p.m.

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

ATTEST:

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KAREN W. HARRIS, CITY CLERK**