

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
MARCH 28, 2005**

The Board of Commissioners for the City of Pikeville met in a regular meeting on Monday, March 28, 2005. The meeting was held in the City Hall Public Meeting Room located at 118 College Street.

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

<b>MAYOR:</b>	<b>FRANKLIN D. JUSTICE, II</b>
<b>COMMISSIONER:</b>	<b>DALLAS LAYNE</b>
	<b>EUGENE W. DAVIS</b>
	<b>M. SHANE HALL</b>

Commissioner James A. Carter was absent.

**AGENDA ITEM II. MINUTES**

The minutes for the previous regular meeting held on March 14, 2005 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Davis made the motion, seconded by Commissioner Layne to approve the minutes as prepared. The motion carried 4 – 0.

**AGENDA ITEM III. BUSINESS FROM THE FLOOR**

There were no items presented during the call for business from the floor.

**AGENDA ITEM IV. PAYMENT OF BILLS**

**A. CITY BILLS:** A list of City Bills totaling \$448,248.90 was presented to the Commission for approval of payment. Mayor Justice made the motion, seconded by Commissioner Hall to approve payment of the bills as requested. The motion carried 4 – 0.

**AGENDA ITEM V. OLD BUSINESS**

**A. BIG SANDY AREA DEVELOPMENT DISTRICT:** Sandy Runyon, executive director for the Big Sandy Area Development District, presented the following items for approval regarding Phase VI of the Pikeville Redevelopment Project.

**1. Asbestos Abatement:** Four bids were received for asbestos abatement in the first 7 properties acquired in Phase VI. The low bid was presented by Alpha Environmental Contracting, Inc. in the amount of \$3,461.00. Ms. Runyon

recommended the contract be awarded to the low bidder. Commissioner Davis made the motion to award the bid for asbestos abatement to Alpha Environmental Contracting, Inc. in the amount of \$3,461.00. Commissioner Layne seconded the motion. The motion carried 4 – 0.

2. Appraisals: Ms. Runyon recommended the Commission award a contract to D Research for conducting appraisals of the next 5 tracts proposed for acquisition in Phase VI. The cost of appraisals is \$750.00 per parcel. Mayor Justice made the motion, seconded by Commissioner Hall to award a contract to D Research for an amount not to exceed \$3,750.00. The motion carried 4 – 0.

3. Demolition Services: Commissioner Davis made the motion, seconded by Commissioner Hall to authorize the advertisement for bids for the demolition of the first 7 properties acquired in Phase VI. The motion carried 4 – 0.

**B. RENAISSANCE ON MAIN:** Executive Director, Melissa Staggs, presented the following items for the Commission’s consideration:

1. Pauley Bridge Rehabilitation Project: As reported during work session, Ms. Staggs advised the Request for Proposals for engineering services for the Pauley Bridge Rehabilitation Project were reviewed by the selection committee. The committee recommended award of the contract to Summit Engineering, Inc. Mayor Justice made the motion to award the contract for engineering services for the Pauley Bridge Rehabilitation Project to Summit Engineering, Inc. as recommended by the selection committee. Commissioner Hall seconded the motion. The motion carried 4 – 0.

2. Payment of Invoices: As recommended for approval by the Renaissance on Main Board, Ms. Staggs requested authorization to pay the following invoices associated with Phases III and IV of the Utility Relocation Project:

a. Utility Relocation Project Phase III

1. Pikeville Overhead Door Company (decorative fencing):

Change Order #1 totaling \$3,850.00 and Invoice totaling \$12,838.00.

b. Utility Relocation Project Phase IV

1. AEP Contract #1: Pay request #6 and #7 in the amounts of \$258,301.36 and \$108,252.17, respectively.

2. AEP Contract #2: Pay request #3 in the amount of \$76,681.71

3. AEP Contract #3: Pay request #2 in the amount of \$85,410.68

4. AEP Contract #4: Pay request #2 totaling \$80,969.69

Commissioner Davis made the motion to approve and authorize payment of the change order and invoices as presented and recommended for payment by the Renaissance on Main Board and the city engineers. Commissioner Layne seconded the motion. The motion carried 4 – 0.

**C. CITY ENGINEER’S REPORTS:** Charles Byers, representing Summit Engineering, Inc., city engineers, presented a verbal status report for the following projects:

**1. Utility Relocation Project:** Mr. Byers advised that Renaissance on Main is in the process of closing out the Utility Relocation Project. He reported that the drop box has been installed at Community Trust Bank and the Main Street drainage project is complete. Paving is the largest item remaining to be completed. Commissioner Davis questioned the location of the planters and receptacles that were placed on Division Street and Grace Avenue, stating there is not sufficient space remaining on the sidewalk for pedestrian traffic. Mr. Byers assured the Commission the planters and waste receptacles would be appropriately placed as soon as the wooden utility poles are removed. The Commission agreed to meet in work session on April 11<sup>th</sup> to conduct a walk-through of the project.

**2. Indian Hills Sewer Extension Project:** Mr. Byers advised that the Indian Hills project is proceeding with approximately 30% of the work completed. He told the Commission there is one easement issue the engineers are addressing.

**3. Tracks End Gas Line Replacement:** Due to construction of a new bridge near the railroad station’s Shelby Yard, the State of Kentucky deems it necessary to relocate the city’s gas service line. The relocation/replacement will be funded by the State of Kentucky. Bids are due on April 6<sup>th</sup>.

**D. CITY ATTORNEY’S REPORTS:** In the absence of City Attorney Davis, the city manager presented the following items for the Commission’s consideration:

**1. Building Permit Fee Ordinance:** Second reading was given to an Ordinance entitled as follows:

**AN ORDINANCE RELATED TO THE AMENDMENT OF Section 150.15(B) OF THE SCHEDULE OF BUILDING PERMIT FEES TO PROVIDE FOR AN INCREASED FEE IN THE SUM OF ONE HUNDRED DOLLARS (\$100.00) OR DOUBLE THE FEE PROVIDED FOR IN SECTION 150.15(A), WHICHEVER FEE IS GREATER WHEN CONSTRUCTION IS STARTED WITHOUT A BUILDING PERMIT; PROVIDING FOR A HABITUAL VIOLATOR FEE OF FIVE HUNDRED DOLLARS (\$500.00) AND PROVIDING FOR A LIEN UPON THE REAL ESTATE UPON WHICH THE CONSTRUCTION OCCURS FOR UNPAID BUILDING PERMIT FEES**

Commissioner Layne made the motion to adopt the Ordinance as presented and given second reading. Commissioner Hall seconded the motion. The motion carried by the following votes:

<b>MAYOR:</b>	<b>FRANKLIN D. JUSTICE, II</b>	<b>YES</b>
<b>COMMISSIONER</b>	<b>DALLAS LAYNE</b>	<b>YES</b>

<b>EUGENE W. DAVIS</b>	<b>YES</b>
<b>JAMES A. CARTER</b>	<b>ABSENT</b>
<b>M. SHANE HALL</b>	<b>YES</b>

**2. PIKEVILLE HIGH SCHOOL ACADEMIC TEAM:** Presented was the following resolution:

**RESOLUTION RECOGNIZING AND HONORING THE PIKEVILLE HIGH SCHOOL ACADEMIC TEAM AND THEIR COACHING STAFF FOR WINNING THE STATE GOVERNOR’S CUP QUICK RECALL COMPETITION AND THE ALL “A” STATE ACADEMIC CHAMPIONSHIP**

Whereas, the Pikeville High School Academic Team continued its dominance of the Class A Academic Competition held in Eastern Kentucky University by claiming the All “A” State Academic Championship for the fourth year in a row. This championship follows their Region All “A” Tournament Championship in November of 2004, and 59<sup>th</sup> District Championship.

WHEREAS, Pikeville High School’s First Varsity Team is undefeated in the East Kentucky Academic Conference. The Pikeville High School Second Varsity Team has also had a great deal of success in competition. The Pikeville High School Junior Varsity Team did win the Junior Varsity Challenge held at Pike Central in November 2004. Other team accomplishments include the varsity team competition at the Brookwood Invitational Tournament in Snellville, Georgia placing in the top 8 out of 120 teams competing.

WHEREAS, on March 14, 2005, the Pikeville High School Academic Team completed an outstanding season by winning the State Governor’s Cup Quick Recall Competition held in Louisville, Kentucky following their 59<sup>th</sup> District and 15<sup>th</sup> Regional Title. As a result, the Pikeville High School Academic Team will now advance to the National Competition at the Panasonic Academy Challenge at Disney World in Orlando, Florida. The Pikeville High School Quick Recall Team is composed of members, Faraz Jeelani, Ryan Altman, Benjamin Stewart, Austin Coleman, Chase Childers, Sam Keathley, Jahnavi Chandrashekar, and Pranav Chandrashekar.

WHEREAS, the Pikeville High School Academic Team Varsity members are Faraz Jeelani, Ryan Altman, Benjamin Stewart, Austin Coleman, Sam Keathley, Chase Childers, Pranav Chandrashekar, Shilpa Sachdeva, Jahnavi Chandrashekar, Frishna Vyas, and Travis Maynard. Junior varsity team members are Abbas Hussain, Dylan Murphy, Cory Cox, Umair Zia and Zach Robertson.

WHEREAS, the Pikeville High School Academic Team Coach is Karen Murphy along with assistant coaches, Laura Cooley, Billy Newsome, Johnny Belcher and Jeff Little.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PIKEVILLE AS FOLLOWS:**

- 1. That the Pikeville High School Academic Team members, Faraz Jeelani, Ryan Altman, Benjamin Stewart, Austin Coleman, Sam Keathleyk, Chase Childers, Pranav Chandrashekar, Shilpa Sachdeva, Jahnavi Chandrashekar, Krishna Vyas, Travis Maynard, Abbas Hussain, Dylan Murphy, Cory Cox, Umair Zia and Zach Robertson, and their coach, Karen Murphy, and assistant coaches, Laura Cooley, Billy Newsome, Johnny Belcher and Jeff Little are by these presents duly honored and recognized by the City of Pikeville for their 59<sup>th</sup> District Championship, their 15<sup>th</sup> Region Championship, and All “A” State Academic Championship and State Governor’s Cup Quick Recall Championship.**
- 2. Because of each of these persons outstanding representation of excellence in academic achievements and as a citizen of the City of Pikeville, they are hereby appointed and designated as “Special Ambassador” of good will for the City of Pikeville.**
- 3. That these outstanding accomplishments as set forth above on behalf of the Pikeville High Academic Team and coaches shall be caused by the Clerk of the City of Pikeville to be recorded among the records of the City of Pikeville so that others that come hereafter will know of their excellence in academic team competitions.**

**Commissioner Hall made the motion, seconded by Commission Davis to adopt the resolution and presented and read. The motion carried 4 – 0.**

**E. CITY MANAGER’S REPORTS: Donovan Blackburn, City Manager, presented the following matters for the Commission’s consideration:**

**1. Property acquisition: City Manager Blackburn reported that he had successfully negotiated an agreement with Alex Blankenship, owner of 4 tracts of property located at 385 Peach Orchard Drive, to purchase all 4 tracts for \$30,000.00. Mayor Justice made the motion to authorize the acquisition of said property for an amount not to exceed \$30,000.00. Commissioner Layne seconded the motion. The motion carried 4 – 0. The purchase will be funded through the city’s UDAG account.**

**2. Auxier Avenue: Mr. Blackburn advised the city has \$177,000.00 remaining in the UDAG account. He proposed the purchase of two structures on Auxier Avenue owned by the Walters and the Corbins. In addition, the city manager requested the property facing Auxier Avenue be deleted from the Redevelopment Area and the building moratorium released. Commissioner Layne made the motion, seconded by Commissioner Davis to approve the city manager’s request. The motion carried 4 – 0.**

**3. Mossy Bottom Wastewater System:** The city manager requested adoption of a resolution authorizing the acquisition of the Mossy Bottom wastewater system owned by Mountain Water District and authorizing the Mayor to execute the agreement. Mr. Blackburn advised the agreement will be prepared, pending completion of the due diligence report. Veolia Water Project Manager, Greg May, advised the wastewater system can be a profitable venture for the city. His company will work diligently with Sandy Valley Water to identify their metering problems and determine where the loss of revenue originates. Commissioner Hall made the motion to authorize the Mayor to execute the agreement, pending the agreement meets his satisfaction. Commissioner Davis seconded the motion. The motion carried 4 – 0. Commissioners requested a copy of the agreement for review.

**4. Emergency Shelter:** Mayor Justice made the motion, seconded by Commissioner Layne to authorize the submittal of an Emergency Shelter Grant to Kentucky Housing Corporation in the amount of \$45,000.00. Commissioner Layne seconded the motion. The motion carried 4 – 0.

**5. Downtown hotel:** City Manager Blackburn announced the developer signed a franchise agreement with Hampton Suites on March 25<sup>th</sup>. Core drilling will begin on site this week. Mr. Blackburn took the opportunity to express gratitude to IDEA, Pikeville Medical Center, Pikeville College, Big Sandy Area Development District, Chamber of Commerce and the East KY. Exposition Center for their efforts and cooperation in marketing Pikeville to the hotel group.

**6. Closed Session:** City Manager Blackburn requested a closed session for the purpose of discussing several personnel issues. Commissioner Hall made the motion, seconded by Commissioner Davis to adjourn to closed session for the purpose of discussing personnel matters. The motion carried 4 – 0.

Commissioner Hall made the motion to reconvene to regular session. Commissioner Davis seconded the motion. The motion carried 4 – 0.

City Manager Blackburn advised that a police officer resigned. He requested permission to post the position and employ a replacement. Commissioner Layne made the motion, seconded by Commissioner Hall to authorize the city manager to post and hire for the position of police officer. The motion carried 4 – 0.

The City Manager recommended the employment of Glenda Hall and Rita Coleman for the positions of relief managers at the emergency shelter at the wage rate of \$6.50 per hour and to advertise for the temporary position of an individual to work at the pond. Commissioner Hall made the motion, seconded by Commissioner Layne to approve the city manager's recommendations. The motion carried 4 – 0.

There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Commissioner Hall to adjourn the meeting. The motion carried 4 – 0. (Adjournment Time: 8:05 p.m.)

**The next scheduled meeting of the Pikeville City Commission is April 11, 2005 at 6:00 p.m.**

**APPROVED: \_\_\_\_\_  
FRANKLIN D. JUSTICE, II, MAYOR**

**ATTEST:**

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KAREN W. HARRIS, CITY CLERK**