

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
JANUARY 14, 2008**

The Board of Commissioners for the City of Pikeville met in regular session on Monday, January 14, 2008. 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: DALLAS LAYNE
 EUGENE W. DAVIS
 JAMES A. CARTER
 BARRY N. CHANEY**

MAYOR: FRANKLIN D. JUSTICE, II

AGENDA ITEM II. MINUTES

The minutes for the previous special meeting held on January 3, 2008 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Layne made the motion to approve the minutes as prepared. Commissioner Davis seconded the motion. The motion carried unanimously.

AGENDA ITEM III. BUSINESS FROM THE FLOOR

None.

AGENDA ITEM IV. PAYMENT OF BILLS

A list of City Bills totaling \$71,585.97 was presented to the Commission for approval of payment. Commissioner Carter made the motion, seconded by Commissioner Layne to approve payment of the City Bills. The motion carried unanimously.

AGENDA ITEM V. OLD AND NEW BUSINESS

- A. Big Sandy Area Development District – No old or new business.**
- B. Main Street Program- No old or new business.**

C. CITY ENGINEER'S REPORT

Mike Hill with Summit Engineering submitted the following matters for the Commission's consideration:

- 1. Consider request to accept Lee Street proposal and advertise for bids for the project. Commissioner Carter made the motion to accept the proposal. Commissioner Chaney seconded the motion. The motion carried unanimously.**
- 2. Consider request to accept conditions and easement with CSX for property on Thompson Road for road expansion project and authorize the Mayor to sign. Donovan stated the topic had been tabled for now, however did allow Mike Hill to proceed with asking for a motion to approve the administrative settlement adjustments for Parcel #3, Parcel #7 and CSX RR Parcel. Commissioner Layne made the motion to accept the proposal. Commissioner Carter seconded the motion. The motion carried unanimously. Mike also brought forth another consideration to send out a 10 day notice, then condemn if no answer. Commissioner Carter made the motion to accept the proposal. Commissioner Layne seconded the motion. The motion carried unanimously.**

D. CITY MANAGER'S REPORT

- 1. Consider request to hire Addison A. Baisden to the position of police officer and to start at the entry level pay for this position. Commissioner Chaney made the motion to accept Addison A. Baisden for the police officer position. Commissioner Carter seconded the motion. The motion carried unanimously.**
- 2. Consider request to accept easement with Walter's Land Inc. for purpose of drain for Lee Street Road and authorize Mayor to sign. Commissioner Layne made a motion to accept the easement. Commissioner Chaney seconded the motion. Commissioner Davis and Mayor Justice abstained from voting. Motion passed.**
- 3. Consider request to authorize application for grant in the amount of \$59,250 with a 25% match by the city of \$14,813 through the department of "Environmental & Public Protection Cabinet & Division of Waste Management" for purpose of a soccer field improvements. Commissioner Davis made the motion to approve the grant. Commissioner Layne seconded the motion. The motion carried unanimously.**
- 4. Consider request to reappoint Donovan Blackburn and John Cole to Hillbilly days Board for 2008. Commissioner Davis made motion to approve appointees. Commissioner Chaney seconded the motion. The motion carried unanimously.**
- 5. Consider request to reappoint Jack Sykes and appoint Tivis Branham to a 4 year term on the Historic Preservation Board. (Term started November of 2007) Commissioner Layne made motion to approve appointees. Commissioner Carter seconded the motion. The motion carried unanimously.**

CITY ATTORNEY'S REPORT

Russell H. Davis, Jr., city attorney, presented the following matters for the Commission's consideration:

VI. 2nd reading of an ordinance amending the City of Pikeville Property Tax rate from 17.5 cents per \$100.00 accessed to 15.0 cents per \$100.00 accessed.

Occupational License Tax CITY OF PIKEVILLE, KENTUCKY AN ORDINANCE REPEALING _____ THROUGH _____ PERTAINING TO OCCUPATIONAL LICENSES, AND REPLACING SAID ORDINANCE WITH A NEW ORDINANCE RELATING TO THE IMPOSITION AND ADMINISTRATION OF AN OCCUPATIONAL LICENSE REQUIREMENT, AND PAYMENT OF AN OCCUPATIONAL LICENSE TAX BY PERSONS AND BUSINESS ENTITIES CONDUCTING BUSINESSES, OCCUPATIONS AND PROFESSIONS WITHIN THE CITY OF PIKEVILLE, KENTUCKY (ORDINANCE NO. 0-2008-002)

Second reading scheduled for January 14, 2008.

VII. 1st reading of an ordinance amending Chapter 53 "Water" ordinance entitled:

ORDINANCE AMENDING CHAPTER 53 CITY WATER ORDINANCE INCREASING WATER RATES AND FEES FOR IN-CITY AND OUT-OF-CITY ACCOUNT AND WHOLESALE RATES WHILE INCLUDING

**THE UTILITY RULES AND REGULATIONS AS PART OF THE CITY
ORDINANCE (ORDINANCE NO. 0-2008-003).**

Second reading scheduled for January 14, 2008.

VIII. 1st reading of an ordinance amending Chapter 55 “Collection of Sewer Charges” ordinance entitled:

ORDINANCE AMENDING CHAPTER 55 COLLECTION OF SEWER SERVICE CHARGES ORDINANCE INCREASING SEWER RATES AND FEES FOR IN-CITY AND OUT-OF-CITY ACCOUNTS (ORDINANCE NO. 0-2008-004).

Second reading scheduled for January 14, 2008.

IX. 1st reading of an ordinance amending Chapter 54 “Utility Rules and Regulations” ordinance entitled:

**AN ORDINANCE AMENDING CHAPTER 54 UTILITY REGULATIONS
ORDINANCE (ORDINANCE NO. 0-2008-005).**

Second reading scheduled for January 14, 2008.

X. 1st reading of an ordinance amending the City of Pikeville Property Tax Rate ordinance entitled:

AMENDING ORDINANCE FIXING A TAX LEVY ON REAL AND TANGIBLE PERSONAL PROPERTY, FRANCHISES, ALL FOR THE GENERAL OPERATING EXPENSE PURPOSES AND PROVIDING FOR A DUE DATE AND DISCOUNT ON ALL TAXES, IF PAID ON OR BEFORE NOVEMBER 1, 2008, AND PENALTIES IF NOT PAID BY JANUARY 2, 2009 (ORDINANCE NO. O-2008-001).

Second reading scheduled for January 14, 2008.

XI. Consider request to cancel February 11, 2008 regular scheduled commission meeting. Commissioner Davis made the motion to cancel February 11, 2008 regular commission meeting. Commissioner Layne seconded the motion. The motion carried unanimously.

XII. Consider request to accept the supplemental agreement between the City of Pikeville and the Kentucky Transportation Cabinet for changes made to blacktop contract dated October 2nd, 2007. Donovan explained it took almost a year to receive the funding. There were streets not in the agreement in the beginning that needed blacktop and we added them. Commissioner Davis made the motion to accept the supplemental agreement between the City of Pikeville and the Kentucky Transportation Cabinet. Commissioner Carter seconded the motion. The motion carried unanimously.

XIII. Consider request to adopt resolution between the City of Pikeville and the Ky Transportation Cabinet on the Discretionary Bond Supplement Agreement for contract changes dated October 2, 2007. Commissioner Carter made the motion to adopt the resolution between the City of Pikeville and the Kentucky Transportation Cabinet on the Discretionary Bond Supplement Agreement for contract changes dated October 2, 2007. Commissioner Layne seconded the motion. The motion carried unanimously.

XIV: Consider request to accept grant for the City of Pikeville Fire Department from the Kentucky League of Cities in the amount of \$3,000 with a match from the City of Pikeville in the amount of \$3,000 for a total of \$6,000 for the purchase of EMS Jackets and Klein Cutters for the Fire Department. Commissioner Layne made the motion to accept grant for the City of Pikeville Fire Department. Commissioner Davis seconded the motion. The motion carried unanimously.

There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Commissioner Layne to adjourn the meeting. The motion carried unanimously.

The next scheduled meeting of the City of Pikeville Board of Commissioners is January 14th, 2008 at 6:00 p.m.

