

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
December 14, 2015 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, December 14, 2015. The meeting was held in the City Hall Public 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: **JOSH HUFFMAN
JERRY KEITH COLEMAN
BARRY CHANEY
FRANKLIN D. JUSTICE, II**

MAYOR: **JAMES A. CARTER**

MINUTES

The minutes for the previous special commission meeting held on November 19, 2015 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Justice made the motion to approve the minutes as prepared. Commissioner Coleman seconded the motion. Mayor Jimmy Carter called for discussion, there being none, the motion passed with Commissioner Huffman abstaining. 5-0.

BUSINESS FROM THE FLOOR

Consider the adoption of a Proclamation honoring the Pikeville High School Varsity Football Team & Coaching Staff for a winning season and for becoming the 2015 1A State Champions. Commissioner Huffman made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter invited team member, Nate, up to read the proclamation aloud. After the reading of the proclamation, Mayor Carter called for comments. Mayor Carter and each Commissioner thanked the players and coaches for the great season and their hard work. They expressed how proud they were of them. They also let them know how they appreciate all the home town effort and how proud the whole region is of them. They thanked them for the big win and let them know that they are true Champions. Mayor then invited Coach McNamee up for a few comments and also presented him with the key to the

City. Mayor Carter then called for further comments, there being none, the motion passed unanimously. 5-0.

Consider a request to permit Don Wallen to present the City of Pikeville 2014-2015 audit report. Commissioner Huffman made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments and asked that Mr. Wallen address the Commission. Mr. Wallen stated that we are currently very healthy with no federably reportable instances. Mr. Wallen did a year in review for the Commission answering all questions along the way. Mayor Carter called for additional questions or comments, there being none, the motion passed. 5-0.

Consider a request to accept and adopt the 2014-2015 City of Pikeville Audit Report, as submitted and presented by Don Wallen from the qualified accounting firm of Wallen, Puckett & Anderson.

PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$1,032,253.31. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.

CITY ENGINEER

Phillip Elswick was present with Summit Engineering, Inc. and submitted several request to the commission for approval.

- 1. Consider request to approve and authorize payment of Invoice #75318 to Summit Engineering for \$7,500.00 for the Marion Branch Bridge Project. Commissioner Huffman made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.**
- 2. Consider a request to authorize and approve payment of Invoice #25 to Vaughn & Melton Consulting Engineers, Inc. for \$26,045.92 for the City of Pikeville Waste Water Treatment Plan Upgrade Improvements Project. Commissioner Chaney made the motion to approve. Commissioner Justice 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 payment for pay request #2, as submitted, with Bush and Burchett, Inc. for \$112,426.00 for the Marion Branch Industrial Park Bridge Project and to authorize the Mayor the authority to sign and execute said pay request on behalf of the City of Pikeville. Commissioner Huffman made the motion to approve.**

- Commissioner Chaney seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
4. Consider a request to authorize and approve payment of Invoice #75504 to Summit Engineering for \$19,949.44 for the Marion Branch Water/Sewer Project. Commissioner Huffman made the motion to approve. Commissioner Chaney 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 second reading and adoption of ordinance #0-2015-018 amending the City of Pikeville's zoning Map for property located at 427 Hambley Blvd in Pikeville Kentucky from C-1 to C-2 and to authorize the Mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Huffman made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments, there being none. Mayor called roll call.

Commissioner Huffman: Yes
 Commissioner Coleman: Yes
 Commissioner Chaney: Yes
 Commissioner Justice: Yes
 Mayor Carter: Yes

Ordinance passed unanimously. 5-0.

2. Consider a second reading and adoption of ordinance #0-2015-019 establishing regulation for mobile food vehicles or mobile food vendors in the City of Pikeville; proving for permits fees for mobile food vehicles or vendors along with penalties for violations and to authorize the Mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments. Commissioner Huffman comments that we already have a food truck ordinance in existence and we have a thirteen page ordinance here to consider. Commissioner Huffman shared his opinion and after discussion and understanding, Mayor Carter called for additional questions or comments. There being none, Mayor called roll call.

Commissioner Huffman: No
 Commissioner Coleman: Yes

Commissioner Chaney: Yes
Commissioner Justice: Yes
Mayor Carter: Yes

The ordinance passed. 4-1.

3. Consider a first reading of ordinance #0-2015-020 amending the City of Pikeville's fiscal budget for the 2015-2016 fiscal years. The second reading will take place at the next scheduled commission meeting.
4. Consider a first reading of ordinance #0-2015-021 amending Chapter 92.54 & 92.99 of the Noise Pollution Ordinance to include police officer as an issuing authority and amending the penalty amounts for repeat violators. The second reading will take place at the next scheduled commission meeting.

CITY MANAGER

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

1. Consider request to adopt a proclamation honoring former Parks Director, City Manager & City Commissioner Walter "Smokey" Blankenship. Commissioner Justice made the motion to adopt. Commissioner Coleman seconded the motion. Mayor Carter called for comments. Commissioner Chaney says that he was a well respected public servant. Mayor called for further comments, there being none, motion passed unanimously. 5-0.
2. Consider a request to authorize and adopt a resolution #0-2015-035 denying approval of a cable franchise transfer of control from Cequel Corporation to Atlice S.A. and to authorize the Mayor the authority to sign and execute said resolution on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Coleman 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 an advertisement for bids for the Poplar Street rail piles & cribbing repairs project created by this year's flooding. Commissioner Justice made the motion. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
4. Consider a request to authorize and award an advertised bid, as submitted, for the York House to Preservation Resources, Inc. (who was the only bidder). The Inspection & Condition Report and Preservation Specifications will be a total of \$9,438.30 and the 5 day Restoration and Weatherization Project will be a sum of \$25,000.00 for a total cost of \$34,438.30 and to authorize the City Manager to issue the notice to proceed and the execution

- of any and all necessary paperwork to include a contract for said work if required. Commissioner Justice made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
5. Consider a request to authorize and award an advertised bid to Nattco for \$91,063.21 for the Kewanee East Slide Project contingent upon the City Manager authorizing the notice to proceed and execution of any and all necessary paperwork to include a contract for said work if required. Commissioner Huffman made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments, there being none the motion passed unanimously. 5-0.
 6. Consider a request to authorize and award an advertised bid to Nattco for \$116,705.00 for the Kewanee West Slide Project contingent upon the City Manager authorizing the notice to proceed and execution of any and all necessary paperwork to include a contract for said work if required. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none the motion passed unanimously. 5-0.
 7. Consider a request to authorize and approve the Grant Agreement, as submitted, between the Kentucky Transportation Cabinet Office of Highway Safety and the City of Pikeville/Pikeville Police Department for \$25,500.00 in federal overtime for additional policing with the intent to reduce fatalities on Kentucky roadways, minimize injuries to individuals and property and to educate the public in ways to do this and to authorize Police Chief Phillip Reed the authority to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Huffman made the motion to approve. Commissioner Chaney 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 a Temporary License Agreement, as submitted, between the City of Pikeville and Hometown Convenience, LLC authorizing a temporary license on an easement owned by the City of Pikeville and to authorize the Mayor the authority to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Justice made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments and Commissioner Huffman asked what this was. City Manager Blackburn said that this pertains to the DoubleKwik across the road. Mayor Carter called for additional questions, there being none, the motion passed unanimously. 5-0.
 9. Consider a request to approve and adopt a resolution, as submitted, authorizing the submittal of a grant application to the Kentucky Appalachian Regional Development Fund (KARD) for up to \$250,000.00 for the construction of a farmers market and to authorize the Mayor the authority to sign and execute said resolution on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner

- Huffman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
10. Pursuant to KRS 61.810, consider request for closed session for discussion of economic development, legal and personnel issues. Commissioner Justice made the motion. Commissioner Chaney seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0.
 11. Commissioner Huffman made the motion to re convene. Commissioner Justice seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0. Mayor called the session back into order.
 12. There being no further business to come before the Commission, Commissioner Huffman has made the motion to adjourn the meeting. Commissioner Justice seconded the motion. Mayor Carter called for discussion, there being none, the meeting was adjourned. 5-0.

CONSENT ITEMS:**EXPO CENTER:**

- * December 14, 2015 Upike WBB
- * December 15, 2015 Housing Authority Christmas Party
- * December 16, 2015 Board Meeting
- * December 18, 2015 Pikeville City Christmas
- * December 18, 2015 Upike WBB
- * December 19, 2015 Shop with a cop
- * December 19, 2015 Wright Concrete Birthday Party
- * December 21, 2015 Upike BB
- * December 21-29, 2015 Upike BB Practice

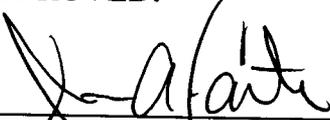
Closed December 24, 2015 and December 25, 2015 for Christmas

Closed December 31, 2015 and January 1, 2016 for New Years

City Employee Christmas Party is scheduled for December 18, 2015 at 6:00 pm at Expo

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is December 28, 2015 at 6:00 p.m.

APPROVED:



 JAMES A. CARTER, MAYOR

December 14, 2015 Regular Meeting

ATTESTED:


REBECCA HAMILTON, CITY CLERK