

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
June 13, 2016 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, June 13, 2016. 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: **JOSH HUFFMAN
JERRY KEITH COLEMAN
BARRY CHANEY
FRANKLIN D. JUSTICE, II**

MAYOR: **JAMES A. CARTER**

MINUTES

The minutes for the previous regular meeting held on May 20, 2016 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 carried unanimously. 5-0.

PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$1,176,407.12. Commissioner Justice made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, motion passed unanimously. 5-0.

CITY ENGINEER

Philip Elswick was present and submitted several request to the commission for approval.

1. Consider request to authorize and approve Change Order No. 2, as submitted, for the New Bridge & Approaches from US 23 to Marion Branch Industrial Park for an increase of \$141,570.00 for the purpose as described in order to stabilize and repair a break in the road and a slide in the bank and to authorize the Mayor to sign and execute said change order on behalf of the City of Pikeville. 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.
2. Consider a request to authorize and approve payment for pay request #8, as submitted, with Bush and Burchett, Inc. for \$601,366.27 for the New Bridge & Approaches form US 23 to Marion Branch Industrial Park and to authorize the Mayor the authority to sign and execute said pay request 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 payment for invoice #5187 to Tom Wright Construction for \$19,500.00 for the demolition of the house located on City of Pikeville's property located at 245 Jefferson Street, Pikeville, KY. 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.
4. Consider a request to authorize and approve payment for invoice #31, as submitted, to Vaughn & Melton Consulting Engineers, Inc. for \$5,463.15 for the City of Pikeville Waste Water Treatment Plant Project. 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.
5. Consider a request to authorize and approve a proposal, as submitted, by Summit Engineering Inc. for Pictometry Mapping of Streets not in the Current Street Atlas and Adding Pictometry to the Current Street Atlas for a total cost of \$5,100.00 and to authorize the Mayor the authority to sign and execute said proposal in order to authorize and issue the notice to proceed for said work. 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.
6. Consider a request to authorize and accept the various closeout documents, by Summit Engineering, Inc. for the Marion Branch Sewer Project – Contract #2 with Southern Ohio Trenching and Excavating, Inc. and to authorize and approve Change Order #2, as submitted, for a deduct of \$12,654.00 to reconcile As- Constructed quantities and to authorize the Mayor the authority to sign and execute said Change Order 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. -0.
7. Consider a request to authorize and accept the various closeout documents, by Summit Engineering Inc. for the Marion Branch Sewer Project – Contract #1 with Southern Ohio Trenching and Excavating, Inc. and to authorize and approve Change Order #2, as submitted, for a deduct of \$4,927.53 to reconcile As- Constructed quantities and to authorize the Mayor the authority to sign and execute said Change Order 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.

CITY ATTORNEY

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

1. Consider a request of a first reading of ordinance #0-2016-008, as submitted, adopting the City of Pikeville Kentucky's budget for the fiscal year of July 1, 2016 through June 30, 2017 by estimating revenues and resources and appropriating funds for the operation of city government. Second reading and passage of this ordinance will take place at next scheduled meeting.
2. Consider a request for a first reading of ordinance #0-2016-009, as submitted, amending the City of Pikeville Kentucky's fiscal budget for the 2015-2016 fiscal year. Second reading and passage of this ordinance will take place at next scheduled meeting.
3. Consider a request for a first reading of Ordinance #0-2016-010, as submitted, amending Chapter 35 providing for abandoned urban property tax, section 35.31 providing for use of abandoned urban property tax. Second reading and passage of this ordinance will take place at next scheduled meeting.
4. Consider a request for a first reading of Ordinance #0-2016-011, as submitted, amending Chapter 91 providing for 911 services and fees deleting section 91.01 and section 91.02 and amending section 91.03. Second reading and passage of this ordinance will take place at next scheduled meeting.
5. Consider a request to authorize and adopt a resolution, as submitted, by the City of Pikeville authorizing the City of Pikeville dispatch center to take the necessary steps to provide for wireless E911 services and committing the City of Pikeville to make the necessary investment to establish and provide wireless E911 services 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.
6. Consider a request for a first reading of Ordinance #0-2016-012, as submitted, amending Chapter 115 providing for occupational license tax, section 115.12 providing for the use of occupational tax. Second reading and passage of this ordinance will take place at next scheduled meeting.
 7. Consider a request to authorize and approve a Fees For Legal Services As A Percentage of Project Cost, as submitted, for projects financed in whole or in part by Rural Development for the City of Pikeville Waste Water Sewer Plant Project and to authorize the Mayor the authority to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Justice made a 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 Position 5 Legal Service Agreement – Local Counsel, as submitted, between the City of Pikeville and Russell H. Davis, City Attorney for legal services necessary to the organization, financing, construction and initial operations of the City of Pikeville Waste Water Sewer Plant 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 Coleman seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.

CITY MANAGER

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

1. Consider a request to authorize and approve awarding a contract for basic Engineering Services to Integrated Engineering pursuant to the terms and conditions as submitted within their Request for Qualifications proposal as recommended by the selection committee contingent upon the review and satisfaction of said contract by the City Manager and City Attorney and to authorize the Mayor the authority to sign and execute said contract on behalf of the City of Pikeville. Commissioner Chaney made the motion to adopt. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, motion passed unanimously. 5-0.
2. Consider a request to authorize and approve awarding a contract for Surveying Services to Integrated Engineering pursuant to the terms and conditions as submitted within their Request for Qualifications proposal as recommended by the selection committee contingent upon the review and satisfaction of said contract by the City Manager and City Attorney and to authorize the Mayor the authority to sign and execute said contract 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.
3. Consider a request to authorize and approve awarding a contract for basic Architecture Services to Integrity/Architecture pursuant to the terms and conditions as submitted within their Request for Qualifications proposal as recommended by the selection committee contingent upon the review and satisfaction of said contract by the City Manager and City Attorney and to authorize the Mayor the authority to sign and execute said contract 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.
 4. Consider a request to authorize and approve awarding a contract for basic Laboratory Services to Pike Technical Services, Inc. pursuant to the terms and conditions as submitted within their Request for Qualifications proposal as recommended by the selection committee contingent upon the review and satisfactions of said contract by the City Manager and City Attorney and to authorize the Mayor the authority to sign and execute said contract on behalf of the City of Pikeville. 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.
 5. Consider a request to submit a notice of cancellation for basic Engineering Services, Surveying Services, Architecture Services and Laboratory Services to Summit Engineering and to authorize the Mayor to sign and execute said notice 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 Justice expressed his thanks and appreciation for everything that they have done for the City and for him. He says that they were very instrumental in making his job easier and thanks them for their dedication. Mayor Carter called for additional comments, there being none, the motion passed unanimously. 5-0.
 6. Consider a request to table the Request of Proposals for the City of Pikeville Record of Agent and to continue with the current agent. 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.
 7. Consider a request to authorize and approve the premium payment upon its due date a Trust Participation Agreement for the Kentucky League of Cities Insurance Services General Insurance Trust, as submitted, between the City of Pikeville and Kentucky League of Cities Insurance Services and to authorize the Mayor the authority to sign and execute said agreement on behalf of the City of Pikeville on said agreements effective date of July 1, 2016. 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 the premium payment upon its due date a Declaration of Trusty and Trust Participation Agreement for the Kentucky League of Cities Workers Compensation Trust, as submitted, between the City of Pikeville and Kentucky League of Cities Insurance Services and to authorize the Mayor the authority to sign and execute said agreement on behalf of the City of Pikeville on said agreements effective date of July 1, 2016. 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.
9. Consider a request to authorize and adopt a resolution, as submitted, authorizing the submittal of an application to the Kentucky Division of Abandoned Mine Lands and Kentucky Cabinet for Economic Development for the 2016 AML Economic and Community Development Pilot Program and to authorize the Mayor 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.
10. Consider a request to authorize and approve an amendment to section 3.14 Insurance Policy, as submitted, to the City of Pikeville's Personnel and Policy Manual amending sections (B) Worker's Compensation Insurance & (C) Reporting Work Related Accidents. 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.
11. Consider a request to authorize and approve an amendment to section 2.10 Overtime Compensation Policy, as submitted, to the City of Pikeville's Personnel and Policy Manual correcting a typo and clarifying various sections. 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.
12. Consider a request to authorize and award an advertised bid for the City of Pikeville Manhole Relining & Repairs Project to Terra Cotta Rehab and Contracting, who was the low bidder, for a total bid price of \$28,080.00 and to authorize and approve the Mayor to sign any and all paperwork necessary to award said project which may include but not be limited to a formal contract and notice to proceed. 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.
13. Consider a request to authorize and award an advertised bid for the City of Pikeville Lift Station Upgrade Project to H2O Construction, who was the only bidder to meet the specs for said project, for a total bid price of \$22,500.00 and to authorize and approve the Mayor to sign any and all paperwork necessary to award said project which may include but not be limited to a formal contract and notice to proceed. 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.

14. Consider a request to authorize and award an advertised bid for the City of Pikeville Triplex Lift Station Project to Precision Pump and Valve Service, who was the only bidder, for a total bid price of \$80,897.00 and to authorize and approve the Mayor to sign any and all paperwork necessary to award said project which may include but not be limited to a formal contract and notice to proceed. 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.
15. Consider a request to authorize and approve a 2016-2017 Kentucky Pride Fund Recycling Grant Agreement, as submitted, for the grant period July 1, 2016 through June 30, 2017 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, there being none, the motion passed unanimously. 5-0.
16. Consider a request to authorize and approve a United States Department of Agriculture Rural Development Right-Of-Way Certificate, as submitted, and to authorize the Mayor the authority to sign and execute said certificate 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.
17. Consider a request to authorize and approve a Commonwealth of Kentucky Purchase Order Modification for FEMA project DR4217 Public Assistance Grant, as submitted, requesting extended contract time from 06-20-2016 to 06-30-2018 and to authorize the Mayor the authority to sign and execute said request and order on behalf of the City of Pikeville. 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.
18. Consider a request to authorize and approve a Commonwealth of Kentucky Purchase Order Modification for FEMA project DR4218 Public Assistance Grant, as submitted, requesting extended contract time from 06-20-2016 to 06-30-2018 and to authorize the Mayor the authority to sign and execute said request and order on behalf of the City of Pikeville. 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.
19. Consider a request to authorize and approve a Kentucky Rural Water Finance Corporation – Interim Finance Program (USDA-RD Loans), as submitted, for the City of Pikeville Sewer Plant Upgrade for \$10,500,000.00 and authorize the Mayor the authority to sign and execute documents on behalf of the City of Pikeville. 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.

20. Consider a request to authorize and approve a Collateral Security Agreement, as submitted, between the City of Pikeville and Pinnacle Bank and to authorize the Mayor the authority to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments, there being none, and the motion passed 5-0, with Commissioner Justice abstaining from the vote.
21. Consider a request to authorize and approve a Property Damage Release, as submitted, between the City of Pikeville, Benjamin Howard, GEICO and others for an accident occurrence on or about the 27th day of July, 2015 and to authorize the Mayor the authority to sign and execute said release on behalf of the City of Pikeville. Commissioner Coleman made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments, there being none, the motion passed unanimously. 5-0.
22. Consider a request to authorize and approve the purchase of various parts from Hayes Pipe Supply, Inc. for supplies totaling \$13,806.27 for an emergency repair project to the City of Pikeville – Sandy Valley Water System. 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.
23. Consider a request to authorize and approve a Permanent Easement and License Agreement between the Pike County Fiscal Court, Administrative Office of the Courts and the City of Pikeville, as submitted, with the intent of authorizing the City for the usage of the property for various event in return for the City to do various improvements to the property, contingent upon the execution and adherence to the various terms of said agreement by the Pike County Fiscal Court and to authorize the Mayor the authority to sign and execute said agreement on behalf of the City of Pikeville on or after July 1, 2016 as funds are budgeted and approved. 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.
24. Consider a request to authorize and approve an award for an advertised bid, as submitted, to H2O Construction (who was the only bidder) for \$248,950.00 for the ByPass Water & Gas Line Relocation Project and to authorize and approve the Mayor the authority to execute a contract on or after July 1, 2016 as funds are budgeted and approved along with any and all other necessary project to award said project and issue the notice to proceed. 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.
25. Consider a request to authorize a purchase and approve payment for an invoice, as submitted, for portable UHF radios from A Beep, LLC for \$1,912.29 for the East KY Expo. 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.

26. 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 Huffman seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0.
27. Commissioner Huffman made the motion to reconvene. 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.
28. 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 Events:**

- July 2, 2016 WWE wrestling
- August 19, 2016

59th Annual Southeast Kentucky Chamber Awards Banquet – August 18, 2016 @ 6:00 pm at the East KY Expo

Muscle on Main:

July 8 & 9, 2016

August 12 & 13, 2016

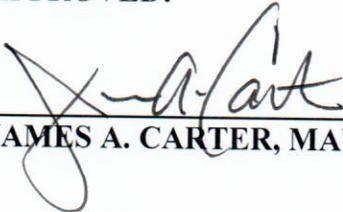
September 9 & 10, 2016

October 7 & 8, 2016

City Hall closed July 4, 2016 for Independence Day

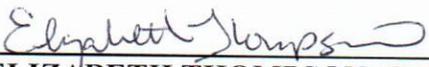
The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is June 27, 2016 at 6:00 p.m.

APPROVED:



JAMES A. CARTER, MAYOR

ATTESTED:


ELIZABETH THOMPSON, CITY CLERK