

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
AUGUST 22, 2005**

The Board of Commissioners for the City of Pikeville conducted their regularly scheduled meeting on Monday, August 22, 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:	DALLAS LAYNE EUGENE W. DAVIS JAMES A. CARTER M. SHANE HALL
MAYOR:	FRANKLIN D. JUSTICE, II

AGENDA ITEM II. MINUTES

The minutes for the previous regular meeting of August 8, 2005 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

UNITE Pike: Ken Trivette, Chair of the UNITE Pike Anti-Drug Coalition, advised the Commission of the scheduled March for a Drug-Free Pike County on September 11, 2005, beginning at 2:00 p.m. A rally, with guest speakers U.S. Congressman Hal Rogers and motivational speaker Bobby Petrocelli, is scheduled to be held at the Eastern Kentucky Exposition Center immediately following the march. Free food and refreshments will be served in the city park after the rally. Mr. Trivette announced that the first 400 to 500 participants will receive free T-shirts for the event. Mr. Trivette asked that city officials and personnel participate as a show of support for the event. He also requested additional police officers for crowd control and that a fire truck be assigned to the event. The Public Works Department was asked to set out extra trash containers in the city park.

At Commissioner Davis' suggestion, the Commission agreed to the purchase of American Flags to be flown from street light poles during patriotic events and holidays.

AGENDA ITEM IV. PAYMENT OF BILLS

A list of City Bills totaling \$465,377.45 was presented to the Commission for approval of payment. Commissioner Layne made the motion, seconded by Commissioner Carter to approve payment of the City Bills as requested. The motion carried unanimously. With regard to the agreement between the city and Pike County for landfill services, Sanitation Department supervisor, A.T. Hall, reported the arrangement is working well and no problems have been encountered.

AGENDA ITEM V.

OLD BUSINESS

A. BIG SANDY AREA DEVELOPMENT DISTRICT: Sandy Runyon, executive director of the Big Sandy Area Development District, reported that the next phase of the redevelopment project is proceeding. Acquisitions are expected to resume after review appraisals are completed.

B. PIKEVILLE MAIN STREET PROGRAM: Program Director, Melissa Staggs presented two invoices for approval of payment- Overhead Door Company in the amount of \$7,150.00 for replacement fencing at the City Park and Summit Engineering in the amount of \$4,116.70 for final payment of engineering services for the third phase of the Utility Relocation Project. Ms. Staggs requested the payments be approved pending approval of the Main Street Board. Commissioner Davis made the motion, seconded by Commissioner Carter to approve payment to Overhead Door Company in the amount of \$7,150.00 and to Summit Engineering in the amount of \$4,116.70, subject to approval by the Main Street Board. The motion carried unanimously.

Ms. Staggs requested approval of the final payment to MRC Statues for the Hambley Statue Project and \$4,600.00 to cover shipping and installation of the statue. Commissioner Layne made the motion, seconded by Commissioner Hall to approve final payment and payment of the shipping and installation charges, subject to MRC Statues providing proof of insurance naming the City of Pikeville as an additional insured. The motion carried unanimously.

C. CITY ENGINEER'S REPORTS: Jack Sykes and Charles Byers presented a verbal progress report for the following projects:

1. **Sewer Service Extension:** During work session Jack Sykes made a presentation regarding the extension of sewer service to 486 households in the Harold area. Commissioner Davis made the motion to authorize the negotiation of an interlocal agreement with Floyd County Fiscal Court; to authorize Big Sandy Area Development District to proceed with applications to secure \$4.5 million in federal funding; and to authorize the city manager to advertise for proposals for engineering services. Commissioner Hall seconded the motion. The motion carried unanimously.

2. **Pauley Bridge Rehabilitation Project:** Charles Byers advised that the Kentucky Heritage Council has approved the plans for rehabilitation of the Pauley

Bridge. Mayor Justice made the motion, seconded by Commissioner Carter to authorize the city engineer to advertise for bids, subject to approval by the Main Street Board. The motion carried unanimously.

3. Marions' Branch Roadway Slippage: The city engineer presented a quote from Elswick Construction Company in the amount of \$127,398.00 for stabilization and repair of a second slippage on Marions' Branch Road. Mr. Byers explained the cost increased substantially due to the length of the steel needed to stabilize the slippage. Drainage for the area was discussed. Mr. Byers estimated the additional work would cost about \$2,000 if Veolia Water provided the installation. Due to the severity of the slippage, the city manager recommended an emergency be declared and that Elswick Construction Company be retained to conduct the repairs. Additionally, the city manager recommended that up to \$5,000 be approved for installation of drainage. Commissioner Carter made the motion, seconded by Commissioner Layne to accept the city manager's recommendation. The motion carried unanimously.

D. CITY ATTORNEY'S REPORTS: Russell H. Davis, Jr., city attorney, presented and gave first reading to ordinances captioned as follows:

ORDINANCE ADOPTING THE PIKEVILLE POLICE DEPARTMENT FIELD TRAINING OFFICER MANUAL AS PART OF THE PIKEVILLE POLICE DEPARTMENT MANUAL OF RULES AND REGULATIONS

ORDINANCE ADOPTING A TASER USE POLICY AS PART OF THE CITY OF PIKEVILLE POLICE DEPARTMENT MANUAL OF RULES AND REGULATIONS

ORDINANCE AMENDING SECTIONS 40.08 AND 40.99 OF THE CITY OF PIKEVILLE'S CODE OF ETHICS

ORDINANCE ADOPTING THE PIKEVILLE PERSONNEL GUIDELINE MANUAL AS THE CITY OF PIKEVILLE'S PERSONNEL AND POLICY MANUAL

AN ORDINANCE RELATED TO THE AMENDMENT OF SECTION 150.01 "ADOPTION OF KENTUCKY BUILDING CODE" TO CLARIFY THE PARTICULAR KENTUCKY ADMINISTRATIVE REGULATIONS ADOPTED BY THE CITY OF PIKEVILLE

The ordinances are on file in the office of the city clerk for public inspection. Second reading of the ordinances was scheduled for September 12, 2005.

E. FIRE DEPARTMENT UPDATE: Fire Chief Tommy Hall reported that EMS responded to 44 calls during the previous two week period. Eleven child safety seats were installed. Volunteer Fire Fighters completed biweekly training. Fire

Department personnel attended HIPPA training. Fire fighter/EMS agility tests were administered to candidates for the position of fire fighter/EMT.

F. POLICE DEPARTMENT UPDATE: Chris Edmonds, Sergeant with the Pikeville Police Department, advised that the Police Department responded to 612 calls for assistance within the previous two week period. Sergeant Edmonds explained the majority of the calls were related to traffic collisions and security alarms. All officers completed training to operate a taser. Sergeant Edmonds announced that officers from the department would be participating in a car wash to raise money for their "Shop With a Cop Program". The car wash is scheduled for August 27th during the hours of 11 a.m. to 3 p.m. and will be held in the Wal-Mart parking lot.

G. CITY MANAGER'S REPORTS: Donovan Blackburn, city manager, presented the following matters for the Commission's consideration:

1. **Pedway Sign:** Mr. Blackburn reported that one bid had been received for the purchase of a 5' X 24', two-sided LED informational sign for the pedway. The bid was received from White Way Sign in the amount of \$60,520.00. The city manager advised the bid is \$520.00 over the budgeted amount. Mr. Blackburn recommended award of the bid to White Way Sign in the amount of \$60,520.00. Commissioner Hall made the motion, seconded by Commissioner Carter to award the bid for the purchase of a pedway sign to White Way Sign in the amount of \$60,520.00, as recommended by the city manager. The motion carried 5 – 0.

2. **SouthEast Telephone, Inc. License Agreement:** Presented for approval was a license agreement between the City of Pikeville and SouthEast Telephone, Inc. granting permission to SouthEast Telephone, Inc. to place guy wires and fiber optic cable on various city properties and/or rights-of-way. Commissioner Davis made the motion to authorize the Mayor to execute the license agreement as presented. Commissioner Layne seconded the motion. The motion carried 4 – 0 – 1 with Mayor Justice abstaining from the vote.

Mayor Justice made the motion to adjourn to closed session for the purpose of discussing personnel matters and economic development issues, as requested by the city manager. Commissioner Carter seconded the motion. The motion carried unanimously.

Mayor Justice made the motion to reconvene to regular session. Commissioner Hall seconded the motion. The motion carried unanimously.

Commissioner Carter made the motion, seconded by Commissioner Layne to employ Gene Stratton as an entry level dispatcher contingent upon satisfactory completion of all pre-employment tests. The motion carried unanimously.

Commissioner Davis made the motion to advertise the positions of Police Detective and of a part-time clerk for City Hall. Commissioner Hall seconded the motion. The motion carried unanimously.

Commissioner Carter made the motion to approve the job description for EMS Clerk. Commissioner Layne 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 Hall to adjourn the meeting. The motion carried unanimously.

The next scheduled meeting of the Board of Commissioners of the City of Pikeville is September 12, 2005 at 6:00 p.m.

APPROVED: 
FRANKLIN D. JUSTICE, II, MAYOR

ATTEST:


KAREN W. HARRIS, CITY CLERK