

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
April 28, 2014 AT 6:00 P.M.**

**The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, April 28, 2014. The meeting was held in the City Hall Conference Meeting Room located at 243 Main Street, Pikeville, Kentucky.**

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

**COMMISSIONER:           JIMMY CARTER  
                                  JERRY KEITH COLEMAN  
                                  BARRY CHANEY  
                                  EUGENE DAVIS**

**MAYOR:                    RANKLIN D. JUSTICE, II**

**MINUTES**

**The minutes for the previous regular meeting held on April 14, 2014 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Chaney made the motion to approve the minutes as prepared. Commissioner Davis seconded the motion. Mayor Justice called for discussion, there being none, the motion carried unanimously. 5-0.**

**BUSINESS FROM THE FLOOR**

**HILLBILLY DAYS: City Manager Donovan Blackburn addressed the Commission on the events of the April 2014, the 38<sup>th</sup> Annual Hillbilly Days event. City Manager asked Greg May, Donnie Slone, Ronald Conn, Phillip Reed and Mr. Jared Arnett, President/CEO with the Southeast KY Chamber of Commerce to step up for the presentation of the award certificate from the Commission acknowledging them for their outstanding work on a job well done.**

**Police Chief Phillip Reed was present and reported statistics during the event: Total Complaints received by the police department was 190. Total Arrests during the event was 35, AI/PI Arrests was 24, DUI Arrests was 7, and other arrests were 4. The total case reports were 16, total collision reports were 9 and incident reports of Chief Reed told the Commission due to everyone working together and the support**

and helps with other law enforcement agencies it was all in all a good and smother event.

Fire Chief Ronald Conn was present and reported statistics during the event: Total Complaints received by the fire department was 44. 31 EMS calls and 13 Fire Calls. Fireworks was cancelled for the Hillbilly Days event due to the extremely dry forestry conditions.

**Main Street Presentation:** Minta Trimble was present and presented the City Commission and City Manager with the Main Street Christmas Ornament for 2014. The ornament's artwork was by: Denny Riffert. Main Street will be selling the Christmas Ornament for \$20.00 each. All proceeds will go to the Main Street Program.

#### PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$1,142,473.60. Commissioner Davis made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments and Commissioner Davis asked the traditional question of do we have the money. City Manager responded that we did have the money. Mayor Justice called for further discussion, there being none, motion passed unanimously. 5-0.

#### CITY ENGINEER

City Engineer, Phillip Elswick with Summit Engineering, Inc. was present and updated the Commission on the status of current projects. Mr. Elswick read the following project list.

1. Parking Garage Wall status is the CMU wall repair is complete, garage floor gasket ordered and currently being fabricated. The project anticipated completion date is May 5, 2014.
2. HMGP Peach Orchard Acquisition and Demolition project currently Summit is receiving cost estimates for bank stabilization and contractors are showing very limited interest. Anticipated completion date is July 1, 2014.
3. Riverfill Seating Project was awarded to Rising Sun Development and the floodplain permit has been issued by KDOW on March 25, 2014. The Contractor has been waiting on the overhead fiber optic line to be relocated to commencing construction. Anticipated completion date is July 8, 2014 weather and the relocated of the fiber line may delay the date of completion.
4. Fire Station Project has most interior walls ready for paint and plumbing is stubbed in. Anticipated completion date is June 2, 2014.

5. **Honeysuckle Drive & Cedar Hills Drainage Project:** Mr. Elswick met with an AML inspector (John T. Bentley) on site on 4/3/14 and the inspector has forwarded his report to Frankfort for additional research and issue a report in the next 1-2 months.
6. **City Owned Property Mapping Project:** All 2000 deeds to present have been reviewed and the search of out conveyances has begun. The pre 2000 deeds are currently being researched and most of the Urban Renewal parcel has been researched. Currently there are 29 other tracts being researched to determine what the City owns. Anticipated completion date is June 1, 2014.
7. **Multi Site Water Main Replacement Project** the preliminary walkout is complete and preliminary plans are complete. UMG will conduct a preliminary review on April 28, 2014 and final plans will be completed following this review and the bid process will begin. Anticipated completion date is September 30, 2014.
8. **Thompson Road Lift Station Replacement Project** has an estimate of the construction costs will be complete next week and be reviewed with the project budget and the scope of work finalized. Anticipated completion date September 1, 2014.
9. **Marion Branch Water Service Study Project:** Summit received a notice to proceed with this project on April 24, 1014. Anticipated completion date May 26, 2014.
10. Consider a request to authorize and approve payment for pay request #4 for Elliott Contracting, Inc. for \$105,417.00, for the Pikeville Fire Station project and to authorize the mayor to sign and execute said pay request. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, their being none motion passed unanimously. 5-0.
11. Consider a request to authorize and approve payment for pay request #5 for Elliott Contracting, Inc. for \$180,753.94, for the Pikeville Fire Station project and to authorize the mayor to sign and execute said pay request. Commissioner Carter made the motion to pass. Commissioner Davis seconded the motion. Mayor Justice called for comments, their being none motion passed unanimously. 5-0.
12. Consider a request to authorize and approve payment for invoice #8 as submitted to pay Vaughn & Melton Consulting Engineers, Inc. in the amount of \$20,132.00 for the design of the Waste Water Treatment Plant. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, their being none motion passed unanimously. 5-0.

**CITY ATTORNEY**

**Russell Davis was present and read into record the following ordinance.**

- 1. Consider a 2nd reading of an ordinance #0-2014-006 Amending Chapter 32 creating the new joint Pike County/Pikeville Heritage Museum Board between the Pike County Fiscal Court and City of Pikeville Governments. Commissioner Chaney made the motion to adopt the ordinance. Commissioner Davis seconds the motion. Mayor Justice called for roll call. Ordinance adopted unanimously. 5-0.**
- 2. Consider a 1<sup>st</sup> reading of an ordinance 0 2014 007 amending the City of Pikeville's 2013 2014 Fiscal Year Budget. City Attorney Davis read into record.**
- 3. Consider a 1<sup>st</sup> reading of ordinance 0 2014 008 amending Chapter 72 Parking Regulations amending section 72.992 for the Procedure for Contesting a Parking Citation. City Attorney Davis read into record.**

**CITY MANAGER**

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

- 1. Consider a request to authorize and approve a lease agreement between the City of Pikeville and Zip line Pro, as submitted, for the purpose of constructing and operating a Canopy Tour Zip Line at Bob Amos Park and to authorize the Mayor to sign and execute said lease on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments. City Manager Blackburn added that the owners of the business are Robert and JoAnn Nichols and they have been in business for a while, very professional and run top of the line zip line tours. Mayor Justice called for additional comments, there being none motion passed unanimously. 5-0.**
- 2. Consider a request to authorize the posting for the position of Sergeant for the Pikeville Police Department & hourly tourism position. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments. Commissioner Carter asked if this was to fill a vacant position or a new position. City Manager Blackburn replied, a new position. Mayor Justice called for additional comments, there being none motion passed unanimously. 5-0.**
- 3. Consider a request to authorize and approve Abode USA Realty & Auction to represent the city as a dual agent for the purchase of a tract of property on South Mayo Trail owned by Joan Johnson and authorize the city manager, Donovan Blackburn authority to execute a contract for said service. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments.**

Commissioner Davis asked if this was the property that joins where the house is. City Manager Blackburn replied, No it is not. City Manager Blackburn replied this is a contact for the agency to provide the service for the intent to sell us the property. Mayor Justice called for additional comments there being none motion passed unanimously. 5-0.

4. Consider a request to authorize and approve the purchase of a track of property located on South Mayo Trail owned by Joan Johnson, as submitted, through Abode Realty for the purchase price of \$225,000 (which is the fair market value, as submitted). This request is to also consider a request to authorize payment for said track of property along with any other cost associated with the purchase of the property and to include but not limited to, the transfer, taxes and realty fees for said property. To also authorize the mayor authority to sign and execute the deed of conveyance or any other paperwork necessary on behalf of the City of Pikeville for said transaction. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments there being none motion passed unanimously. 5-0.

5. Consider a request to authorize and approve an agreement, as submitted, between DSS Corporation and the City of Pikeville for recording server and maintenance cost over a five year period and to authorize the Mayor to sign said agreement on behalf of the City of Pikeville. Note, quotes were received by various vendors and DSS submitted the lowest cost and is also our current provider of said service. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none motion passed unanimously. 5-0.

6. Consider a request to authorize and approve a service agreement, as submitted, between Pitney Bowes Global Financial and the City of Pikeville for postage equipment for city operations and to authorize the mayor to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments there being none motion passed unanimously. 5-0.

7. Consider a request to authorize and approve, as submitted, the amended bid specs for various parts and components for the City of Pikeville Waste Water Treatment Plant. Said specs grant additional detail for all bidders and all inquiries and current bidder has or will be notified. Commissioner Carter made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments. City Manager Blackburn comment there is a current bid process out and this is an additional specification to the bid. Mayor Justice called for additional comments, there being none motion passed unanimously. 5-0.

8. Consider a request to award a bid and authorize purchase and payment for crash barriers with Lightle Enterprises of Ohio, LLC, who was the low bidder for a total price of \$11,511.00. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor

Justice called for comments there being none motion passed unanimously. 5-0.

9. Consider a request to authorize and approve the hiring of Garland & Associates, Inc. for professional services for the purpose to preform planning an implementation services to assist the City and University of Pikeville to initiate a Telecommunications Installation and Maintenance Training Program pursuant to the terms and conditions as described as submitted and to authorize the mayor to sign and execute a contract for said services. This is all contingent upon the University of Pikeville also partnering with the city for said services and agreeing to pay ½ of all cost for said services as described. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments there being none motion passed unanimously. 5-0.

10. Consider a request to authorize and approve a service, terms and conditions agreement, as submitted, between the City of Pikeville and Windstream for the purpose of internet service as the cities provider and to authorize the Mayor to sign and execute said agreement on behalf of the City of Pikeville. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice asked what this was for. City Manager Blackburn replied it was to change from Birch Communications to Windstream for a larger band width of 50 x 50. Mayor Justice called for comments there being none motion passed unanimously. 5-0.

11. Consider a request to cancel the May 26, 2014 regular scheduled meeting and schedule a special called meeting for May 23, 2014 if it is determined to be needed due to May 26<sup>th</sup> is Memorial Day. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, their being none motion passed unanimously. 5-0.

12. Pursuant to KRS 61.810 consider a request for closed session for the purpose of discussion economic development, legal and personnel issues. Commissioner Davis made the motion to approve. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none. Motion passed. 5-0.

13. Commissioner Carter made the motion to re convene. Commissioner Coleman seconded the motion. Mayor Justice called for comments, there being none, the motion passed unanimously. 5-0. Mayor Justice called session back into order.

There being no further business to come before the Commission, Commissioner Davis has made the motion to adjourn the meeting. Commissioner Carter seconded the motion. Mayor Justice called for discussion, there being none, and the meeting was adjourned. 5-0

**CONSENT ITEMS:**

1. **May 12, 2014: Scholar House of Pikeville Grand Opening & ribbon cutting at 11:00 am at Pikeville Scholar house at 127 Saad Ave, Pikeville, KY 41501.**
2. **May 12, 2014: Roasted, LLC ribbon cutting at 3:00 p.m. City Commission is invited as special guest.**
3. **May 15, 2014: The ARTS House – Business after Hours with Southeast KY Chamber and Open House at: 5:00-7:00 pm Featuring local artisans at 123 Second Street, Pikeville, KY 41501.**
4. **May 22, 2014: Jenny Wiley Theatre for Pikeville Location: Open House.**
5. **May 30, 2014: Expo will be TNA Wrestling “Impact Wrestling World Tour”.**

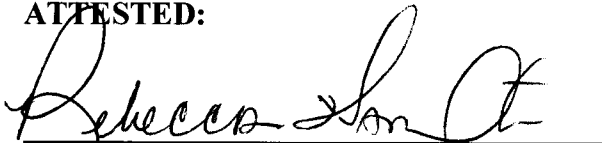
**The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is June 9, 2014.**

**APPROVED:**



**FRANKLIN B. JUSTICE, II, MAYOR**

**ATTESTED:**

  
**REBECCA HAMILTON, CITY CLERK**