

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
January 26, 2004 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, January 26, 2004. The meeting was held in the City Hall Conference Meeting Room located at 118 College Street, Pikeville, Kentucky.

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

COMMISSIONER: **GENE DAVIS
SHAWN AMOS
DALLAS LAYNE
JIMMY CARTER**

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

MINUTES

The minutes for the previous regular meeting held on January 12, 2004 were 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 Carter seconded the motion. Mayor Frank Justice called for discussion, there being none the motion carried unanimously.

Mayor Justice moves to go into a closed session to discuss personnel and legal matters for a property development. Moved is seconded by Commissioner Amos.

Move by Mayor Justice to return to open session, second by Commissioner Carter.

Mayor asked Jack Sykes from Summit Engineering to discuss part of closed session. Mr. Sykes says that the owners of Super 8 hotel would like the CITY OF PIKEVILLE to provide, operator and manage the water and sewer for them. The owners will incur the expense and donate a right of way to the river. Motion to accept proposal made by Commissioner Carter and second by Commissioner Davis. Mayor called for discussion, there being none, motion passed unanimously.

BUSINESS FROM FLOOR

Mayor Justice calls for business from the floor. David Stratton came forward to discuss Pike County Human Society leasing land that is now leased from YMCA for old skate park. There was discussion between Mr. Stratton, City Attorney Rusty Davis and all members of the commission about term limits, utilities and other items

in the lease. After much discussion, Mayor Justice suggests a work session between Pike County Fiscal Court, Human Society and City Commission.

PAYMENT OF CITY BILLS

A list of City Bills totaling \$409,672.82 was presented to the Commission for approval of payment. Commissioner Amos made the motion to approve. Commissioner Layne seconded the motion. Mayor Frank Justice called for discussion, there being none the motion carried unanimously.

OLD BUSINESS

A. Mayor Frank Justice moved the order of business around to accommodate travel time for Mr. Will Lender. Mr. Lender reported on 2 items.

1. Asked for repayment of Affordable Housing Trust Fund Loan for \$60,000.

2. Reported on Phases of the Pikeville Redevelopment Project. Phases 2 & 3 are closed out. Phase 1 will be closed in a month or so. The city is owed money for that phase, as they have over paid. Phase 4 will need extra funding if not completed by May 15th deadline. However, he doesn't know where you would apply for extra funding. He is hoping to be completed by the targeted date of April 30. Phase 5 is moving forward with all the property bought and people moved out. Demolition will start when asbestos is removed. There will be about \$30,000 - \$40,000 extra that he suggests goes to guardrail installment and road improvements.

Mayor Frank Justice makes the motion to repay the loan. It is seconded by Commissioner Layne. Mayor called for discussion, there being none, motion passed unanimously. They will discuss extra money at a later date.

B. Sandy Runyon from the Big Sandy Area Development District says she has no business to discuss.

C. Pikeville Main Street Program

Missy Staggs asks the commission to consider the following request:

1. Consider approval of AEP invoice totaling \$17,517.18 for Phase III-Utility Relocation Project. Move made by Commissioner Layne to approve and seconded by Commissioner Carter. Mayor called for discussion, there being none, motion passed unanimously.

2. Consider approval of Tele-Media invoice totaling \$57,163.28 for Phase III-Utility Relocation Project. Move made by Mayor Justice

for approval and seconded by Commissioner Layne. Mayor called for discussion, there being none, motion passed unanimously.

3. Consider approval of Summit Engineering's invoice totaling \$16,850.00 for Phase III-Utility Relocation Project. Move made by Mayor Justice and seconded by Commissioner Layne. Mayor called for discussion, there being none, motion passed unanimously.

4. Consider recommendation of Main Street Board regarding proposed projects if there are funds left. The projects in order of importance are; changer order to AEP contract for Phase III-relocation of transfers, installation of additional utility outlet boxes to be used during festivals or other events, city park lighting, city park underground lighting, East KY Expo lighting, additional paving and sidewalks, guardrail for High Street, and lastly river fill hotel study.

5. Consider income board from Main Street Board that shows the city's investment as of today for the Main Street projects at approximately 4%.

D. City's Engineer's Reports: Charles informs the commission on the following:

1. Renaissance Area Utility Project – Phase II update; drainage will be complete by the end of the week and sidewalks will be completed as soon as the weather permits.
2. Renaissance Area Utility Project – Phase III update; Bell South started to work. Tele-media is in contact with them to schedule their work. AEP has been contacted and all will work around one another as to not hold up traffic and to make as few impositions for the residents, workers and visitors as possible.
3. Parking Garage update; some lower level spaces are now open. There will be some areas that are closed for the last things needed to be completed. There will be a few change orders, but work should be totally completed by the end of March.
4. Kentucky Ave. Projects updated.
5. Sunset Lane Sewer Projects updated.

E. City Attorney's Reports: City Attorney Rusty Davis asks the commission to consider the following request:

1. Mr. Davis gave the first reading of the following ordinance:

ORDINANCE TRANSFERRING FUNDS HELD IN CITY OF PIKEVILLE BOND ACCOUNTS TO THE CITY OF PIKEVILLE GENERAL FUND AND PROVIDING FOR PAYMENT OF BOND CLAIMS FROM THE GENERAL FUND.

No further action required.

F. City Manager's Reports: City Manager Donovan Blackburn asks the commission to consider the follow request:

1. Consider appointment of Howard Keith Hall to the Big Sandy Heritage Center Board (Hugh B. Hall declined the appointment). Move made by Commissioner Layne to approve and seconded by Commissioner Amos. Mayor called for discussion, there being none, motion passed unanimously.

2. Consider a proposed amendment of the natural gas ordinance regarding disconnection of service and collection. There is currently a 45 day past due ordinance and we need to take that to a 15 day pass due. This lessens the city's liability by a month and makes collections easier. Also under the current ordinance we hang a door tag telling the customer that they are past due. Mr. Blackburn proposes a door tag only when services have been disconnected. After much discussion, Commissioner Davis and Mayor Justice would like to take the time before the next meeting to think about it.

3. Consider recommendation for refinancing for 1987 Kentucky Rural Water Bond. Refinancing at a better will save the city about \$479,000. The payment would stay the same, and it would knock off about 4 years of the loan. Move made by Mayor to approve and Justice seconded by Commissioner Layne. Mayor called for discussion, there being none, motion passed unanimously.

4. Consider Police Chief's request for additional personnel. Mr. Blackburn recommends the hiring of 3 additional officers. Move made by Commissioner Layne to approve and seconded by Commissioner Davis. Mayor called for discussion, there being none, motion passed unanimously.

6. Consider increase of \$.93 increase to the tax clerk, Kimberly Watson and for Sue Varney's pay rate to be pro-rated for the time period between the former and new city manager, while she was the acting city manager. The rate would be determined by the difference between her pay and the former city manager's pay for the month. Move made by Commissioner Layne to approve and seconded by Commissioner Carter. Mayor called for discussion, there being none, motion passed unanimously.

There being no further business to come before the Commission, Commissioner Layne made the motion to adjourn the meeting. Mayor Justice seconded the motion. Mayor Frank Justice called for discussion, there being none the meeting was adjourned.

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is February 9, 2004 at 6:00 p.m.

APPROVED:

FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:

REBECCA HAMILTON, CITY CLERK