



**CITY OF PIKEVILLE BOARD OF COMMISSIONERS
REGULAR MEETING AGENDA**

March 23rd 2015 – 6:00 P.M.
CITY HALL PUBLIC MEETING ROOM
243 Main Street, Pikeville, KY 41501

WORK-SESSION NOTICE
March 23rd 2015 at 5:30 pm
@ Pikeville City Hall, 243 Main Street Pikeville, KY 41501
2nd Floor City Commission Conference Room
For the discussion of the following items

A. Update by Summit Engineering regarding various city projects
B. Update on Twinning Agreement with the City of Dundalk Ireland

I	Call to Order
II	Minutes: Consider a request to adopt the minutes from the regular Commission Meeting held March 9 th , 2015 as submitted, and to authorize the mayor to sign and execute said minutes on behalf of the City of Pikeville.
III	Business from the Floor
IV	Consider a request to approve and authorize payment of the City Bill lists, as submitted, for \$1,971,960.10 Consider a request to authorize and approve payment of an emergency purchase, also considered as sole source procurement, for E-One parts replacement parts for the water line damaged by the recent flooding, with Wascon for \$21,385.
V.	Old Business
A	Big Sandy Area Development District
B	Engineer's Reports:
1	Consider a request to authorize and approve payment for Invoice #73649 for \$1,980.00 for Summit Engineering for the Pikeville High School Athletic Complex Design.
2	Consider a request to authorize and approve payment for Invoice #73644 for \$3,808.03 for Summit Engineering for the Multi-Site Water Main Replacement Project.
3	Consider a request to authorize and approve payment for Invoice #73728 for \$2,100.00 for Summit Engineering for Miscellaneous projects.
4	Consider a request to authorize and approve payment for Invoice #73729 for \$1,212.72 for Summit Engineering for the Marion Branch Property Survey work.
5	Consider a request to authorize and approve payment for Invoice #73724 for \$12,873.26 for Summit Engineering for the Marion Branch Water & Sewer Project.
6	Consider a request to authorize and approve payment for Invoice #73725 for \$27,900 & Invoice #73646 for \$61,880.00 for Summit Engineering for the Marion Branch Industrial Park Bridge Project.
7	Consider a request to authorize and approve payment for Invoice #73726 for \$24,000 & Invoice #73647 for \$10,000 for Summit Engineering for the Marion Branch Ind. Park Access Road Project.
8	Consider a request to authorize and approve payment for Invoice #73727 for \$4,567.69 & Invoice #73645 for \$6,851.53 for Summit Engineering for the Thompson Road Lift Station Relocation Project.

9	Consider a request to authorize and approve the Marion Branch Access Road Contract 2 – Change Order #1, as submitted and to authorize the mayor the authority to sign and execute said change order. This change order will increase the scope to include realignment of Kewanee Road and Marion Branch Road below Kewanee and increase the paving quantities. This work would otherwise be part of the Marion Branch Bridge project. The Change Order will increase the contract price by \$656,299.95, which leaves a project contingency of \$73,816.93.
10	Consider a request to authorize and approve the Marion Branch Access Road – Memorandum of Agreement, as submitted, with USFWS for tree cutting associated with the construction and to authorize the mayor the authority to sign and execute said MOA. The MOA requires a payment of \$14,770.35 to the Indiana Bat Conservation Fund, which is administered by the Kentucky Natural Lands Trust.
11	Consider a request to authorize, approve and issue the Notice to Proceed, as submitted, to Tom Wright Construction for Multi-Site Water Main Replacement – Walters Road Portion and to authorize the mayor the authority to sign and execute the Notice to Proceed on behalf of the City of Pikeville.
C	City Attorney
1	Consider a second reading and adoption of ordinance #0-2015-004 amending section 111.31 of the Alcoholic Beverage ordinance amending the provision related to agencies that must approve premises and to authorize the mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville.
2	Consider a second reading and adoption of ordinance #0-2015-003 adopting the 2015 supplement to the City of Pikeville code of ordinances and to authorize the mayor the authority to sign and execute said ordinance on behalf of the City of Pikeville.
D	City Manager's Report
1	Consider a request to replace Paula Spradlin who has resigned due to her relocating on the tree board with Cody Johnson. The replacement appointment shall expire on July 1 st 2016.
2	Consider a request to authorize the city post an advertisement for the position for Executive Director of Tourism and Events.
3	Consider a request to authorize and approve the amended personnel policy 4.8 Workplace Violence Prevention Policy, as submitted.
4	Consider a request to authorize and approve an Agreement and Payment Schedule, as submitted, between Comfort Systems USA and the East Kentucky Expo Center and to authorize the City Manager or Expo General Manager to sign and execute said agreement on behalf of the East KY Expo Center.
5	Consider a request to authorize and approve an agreement, as submitted, between Complete Merchant Solutions and the City of Pikeville for Credit Card POS service for the Zip Line and River Trails services and to authorize the City Manager to sign and execute said document on behalf of the City of Pikeville.
6	Consider a request to authorize and approve an Integrated Enterprise Term Plan agreement, as submitted, between Airespring and the East KY Expo Center for IT services and to authorize the City Manager or Expo General Manager the authority to sign and execute said agreement on behalf of the East KY Expo Center.
7	Consider a request to authorize and approve a Commercial Service & a Service Authorization Agreement, as submitted, between the City of Pikeville and Access Point Inc. for telecommunications service and to authorize the City Manager or Expo General Manager the authority to sign and execute said agreements on behalf of the East KY Expo Center.

8	Pursuant to KRS 61.810, consider request for closed session for the purpose of discussion economic development, legal and personnel issues.
VI	Adjournment
VII	Consent Items:
1	JWT: Steel Magnolias March 26 th through April 14 th
2	Expo: Casting Crowns April 9 th Jamie Johnson April 18 th "Crucial Wrestling" for June 6 th , 2015 Marshall Tucker Band is confirmed for June 13 th in the Riverfill Arena Ron White is confirmed but not announced for September 12 th , 2015 El Hasa Rodeo for October 14 th , 2015 SOAR Summit: May 11 th 2015
3	Hillbilly Days April 16 th , 17 th & 18 th

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
March 23, 2015 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, March 23, 2015. The meeting was held in the City Hall Conference Meeting Room located at 243 Main Street, Pikeville, Kentucky.

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 March 9, 2015 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 Justice seconded the motion. Mayor Jimmy Carter called for discussion, there being none, the motion carried unanimously. 5-0.

BUSINESS FROM THE FLOOR

Sean Cochran introduced Ryan Coleman as the Zip Line Manager and asked Ryan to come forward. Mr. Cochran says that Ryan has been on every trail of Bob Amos Park today and walked the entire Zip Line course. After he speaks, we have a small presentation. Commissioner Chaney asked Ryan what he thought about the Zip Line and Ryan says that they look great. The trails look great and I will do everything I can to make this successful. Commissioner Chaney asked if he has had experience with Zip Line and Ryan responds nothing other than doing the Zip Line when he was younger. Commissioner Chaney asked if he would be doing the Zip Line and zipping down on them. Ryan says that hopefully he will be one of the first to test it out. City Manager asked when the training would be and Mr. Cochran says that it will be April 9th. There will also be interviewing this week for the six seasonal positions. City Manager says that there are two days of training and that you have to be certified before you can coordinate any groups. We also have the fire and

police departments scheduled to come up and they will participate in the training for rescue purposes and such. Mr. Cochran says I have talked with Chief Conn and they have already looked into specialized equipment needed. Commissioner Huffman asked if it will be open by Hillbilly Days and Mr. Cochran says yes it will be; our target is April 15th. Commissioner Chaney says that I am approaching that 250 pound mark, will you let me on there anyway. Mr. Coleman says I guess that depends on what the weight limit is but I think you are good to go I think. City Manager said I think he is saying you don't look that weight. Commissioner Chaney says we do not have scales and Mr. Cochran says but we will. City Attorney says the answer will be no if you are overweight. Mr. Coleman and Mr. Cochran said absolutely, we would not let you. Commissioner Justice asked who does the certification on this stuff. Mr. Cochran said the builder, Robert Nickle; he is certified through the International Association of Zip Lines. City Manager says that it is also a renewal every year. Commissioner Justice ask about the purchase of the equipment and Mr. Cochran says yes we have all the equipment and we have forty sets of customer equipment and ten sets of guide equipment. Commissioner Huffman asked if there was any way to up the time line, the training time line. Mr. Cochran says that with prior commitments it was not possible. Mr. Cochran says if you do not have further questions we have something to show you and unveils the logo for the Zip Line. You guys have t-shirts there and these will be on sale in the gift shop along with several other logoed items. Everything from Mason jar drinking mugs to t-shirts and sunscreen. The t-shirts you have in front of you will sell for \$15.00; there will be two more designs that will be \$20.00 t-shirts. And the price on the Zip Line is around \$42.00 and some change. Commissioner Justice asked how long the Zip Line tour would last and it is two hours. Mr. Cochran says and the price, the state average seems to be around seventy dollars with the high being around eighty and we will be well below the average. City Manager says that the reason for the price, is the horse trail will be twenty four and the kayaking being at twenty four so when you round it out with either a free t-shirt or a free lunch it will be a \$99.00 price point, so you can Zip, Saddle and Paddle for this price as a total package. Commissioner Justice asked if it would be over a weekend and Mr. Cochran said that it is over a day, so once you add all the activities it could turn into an eight hour day. City Manager says that the way it is set up is if you want to do the Zip Line that evening and the other activities the next morning, that is possible. Mr. Cochran says yes you can split it into two days. Commissioner Justice asked if there were physical limitations. Mr. Cochran says there are limitations; one being a maximum and minimum weight limit. Commissioner Huffman asked what the charge for the horse ride would be and Mr. Cochran said twenty dollars. City Manager said that this is not just about the ride it is about the prestine beauty of the mountains. And if you have not been through the trail then you haven't seen anything like it, it is absolutely gorgeous. The commission asked questions about the signage and Mr. Cochran says that we are working on more signs and where the parks building is now is where our recreational center will be. Also, along the horse trail there will be signage and we will be revamping the signs at Bob Amos. Mayor said that Cindy would like some of the advertisement at the Expo as well and Mr.

Cochran says that we can make that happen. Commissioner Chaney asked how far out are we on the marketing. Mr. Cochran says that we are looking at getting pricing on a billboard and we have our social media. We are trying to get something on the 64/75 interchange in order to get some of the Lexington, Louisville, and Cincinnati market. Then east into the Huntington, Charleston area. City Manager says that also between our tourism, there are some dollars that we get from that. This is something that will be advertised in flyers. Mayor Carter said that something I would like to see is to get that brochure and place in every hotel room, I think that is important. City Manager said that Mike who is on the Tourism Board could help with that too. And if you haven't been to Bob Amos, they are working on dressing rooms and things as part of the tour. We still yet have some construction to do. Approved in the last meeting, a state of the art scheduling process and a lot of things will go through this and we will tie it into our website. We are real excited about this. Thanks Sean.

PAYMENT OF CITY BILLS

The City Manager Donovan Blackburn requested the approval to pay city bills in the amount of \$1,971,960.10. Commissioner Chaney made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments and Commissioner Chaney asked if we had the money. City Manager says yes we do. Mayor Carter called for further discussion, there being none, motion passed unanimously. 5-0.

Consider a request to authorize and approve payment of an emergency purchase, also considered as sole source procurement, for E-One parts replacement parts for the water line damaged by the recent flooding, with Wascon for \$21,385.00. Commissioner Justice made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments and asked what exactly is that. City Manager says this was washed out down by Bowles Addition. Commissioner Justice asked how the sewer lines were doing down there. Mr. Donnie Slone said that this is actually sewer and this is where water got to the control panel of some of the homes. Commissioner Justice asked if we are getting any trouble anywhere else from what you can see from the flooding. Mr. Slone says no that through this we will see about the water line but other than that we should be good. City Manager said I noticed today down by Thompsons, how far are we off that bank. Mr. Slone says that we are off that bank there. We still have a good seven feet of bank left there. Mayor Carter asked for additional questions or 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 for invoice #73649 for \$1,980.00 for Summit Engineering for the Pikeville High School Athletic Complex Design. Commissioner Huffman made the motion to approve. Commissioner Coleman seconded the motion. Mayor Carter called for comments and then asked if they got with all the different teams and the answer was yes. Commissioner Coleman said that Chad Salyers wanted to show some stuff. Mayor Carter says ok. Mayor called for further comments, there being none, the motion passed unanimously. 5-0.**
- 2. Consider a request to authorize and approve payment for invoice #73644 for \$3,808.03 for Summit Engineering for the Multi Site Water Main Replacement Project. 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.**
- 3. Consider a request to authorize and approve payment for invoice #73728 for \$2,100.00 for Summit Engineering for Miscellaneous projects. Commissioner Huffman made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments. Commissioner Chaney asked what exactly are miscellaneous projects and Mr. Elswick explains it is the general account. City Manager says that if you look on the invoice itself it will tell you what it is for. Mayor called for further questions or comments, there being none, the motion passed unanimously. 5-0.**
- 4. Consider a request to authorize and approve payment for invoice #73729 for \$1,212.72 for Summit Engineering for the Marion Branch Property Survey 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.**
- 5. Consider a request to authorize and approve payment for invoice #73724 for \$12,873.26 for Summit Engineering for the Marion Branch Water & Sewer Project. 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.**
- 6. Consider a request to authorize and approve payment for invoice #73725 for \$27,900.00 & invoice #73646 for \$61,880.00 for Summit Engineering for the Marion Branch Industrial Park Bridge Project. 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 payment for invoice #73726 for \$24,000.00 & invoice #73647 for \$10,000.00 for Summit Engineering for the Marion Branch Ind. Park Access Road 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.**
- 8. Consider a request to authorize and approve payment for invoice #73727 for \$4,567.69 & invoice #73645 for \$6,851.53 for Summit Engineering for the Thompson Road Lift Station Relocation Project. 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.**
- 9. Consider a request to authorize and approve the Marion Branch Access Road Contract 2 – Change Order #1, as submitted and to authorize the Mayor the authority to sign and execute said change order. This change order will increase the scope to include realignment of Kewanee Road and Marion Branch Road below Kewanee and increase the paving qualities. This work would otherwise be part of the Marion Branch Bridge project. The Change Order will increase the contract price by \$656,299.95, which leaves a project contingency of \$73,816.93. TABLED**
- 10. Consider a request to authorize and approve the Marion Branch Access Road-Memorandum of Agreement, as submitted, with USFWS for tree cutting associated with the construction and to authorize the Mayor the authority to sign and execute said MOA. The MOA requires a payment of \$14,770.35 to the Indiana Bat Conservation Fund, which is administered by the Kentucky Natural Lands Trust. Commissioner Chaney made the motion to approve. Commissioner Justice seconded the motion. Mayor Carter called for comments. Mayor Carter said so we are paying the Indiana bat people for our bats. Commissioner Huffman asked if this was a necessity. Mr. Phillip Elswick says yes it is. Mayor Carter asked if they are coming to survey the bats and Mr. Elswick says that you tell them how many acres of trees you are going to cut and it is so many dollars per acre. Commissioner Huffman asked if this was protected habitat. Mr. Elswick says no the whole area is not protected. He says that the Indiana Bat is an endangered species and because the range is where they are then we have to pay this. Commissioner Huffman said I didn't think bats cared much for trees. Mayor called for additional questions or comments, there being none, the motion passed. 4-1.**
- 11. Consider a request to authorize, approve and issue the Notice to Proceed, as submitted, to Tom Wright Construction for Multi-Site Water Main Replacement – Walters Road Portion and to authorize the Mayor the authority to sign and execute the Notice to Proceed 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.**

CITY ATTORNEY

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

- 1. Consider a second reading and adoption of ordinance #0-2015-004 amending section 111.31 of the Alcoholic Beverage ordinance amending the provision related to agencies that must approve premises 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 Justice 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**

- 2. Consider a second reading and adoption of ordinance #0-2015-003 adopting the 2015 supplement to the City of Pikeville code of ordinances 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, there being none. Mayor called roll call.**

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

CITY MANAGER

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

- 1. Consider request to replace Paula Spradlin who has resigned due to her relocating on the tree board with Cody Johnson. The replacement appointment shall expire on July 1, 2016. Commissioner Chaney made the motion to approve. Commissioner Justice seconded the motion. Mayor called for comments, there being none, motion passed unanimously. 5-0.**
- 2. Consider a request to authorize the city post an advertisement for the position for Executive Director of Tourism and Events. Commissioner**

Justice made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments and Commissioner Huffman says what are we doing here. City Manager explains that this is a posting of the position of Executive Director of Tourism and Events and is to assist Sean. Commissioner Chaney asked if we were losing Larry and City Manager says no. Mayor Carter called for further comments, there being none, the motion passed. 5-0.

3. Consider a request to authorize and approve the amended personnel policy 4.8 Workplace Violence Prevention Policy, as submitted. Commissioner Justice made the motion. Commissioner Chaney seconded the motion. Mayor Carter called for comments and City Manager says that this is to clear a conflict that we had with the original policy. We did it under one chapter and didn't the other. Mayor called for additional questions or comments, there being none, the motion passed unanimously. 5-0.
4. Consider a request to authorize and approve an Agreement and Payment Schedule, as submitted, between Comfort Systems USA and the East Kentucky Expo Center and to authorize the City Manager or Expo General Manager to sign and execute said agreement on behalf of the East KY Expo Center. Commissioner Justice made the motion to approve. Commissioner Chaney seconded the motion. Mayor Carter called for comments and City Manager says that this is a contract in order to monitor the electrical system. Cindy Collins said yes that it what it is. Commissioner Huffman asked if it was with HVAC and where are they out of. Ms. Collins said I am not sure but I will find out for you. It is the same company that we have been working with. Commissioner Huffman asked if they do a good job for you and Ms. Collins says that they do and that they have been with us since the building was built. We bid it out and they remained the lowest bidder. Mayor Carter called for additional comments, there being none, the motion passed unanimously. 5-0.
5. Consider a request to authorize and approve an agreement, as submitted, between Complete Merchant Solutions and the City of Pikeville for Credit Card POS service for the Zip Line and River Trails services and to authorize the City Manager to sign and execute said document 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.
6. Consider a request to authorize and approve an Integrated Enterprise Term Plan agreement, as submitted, between Airespring and the East KY Expo Center for IT services and to authorize the City Manager or the Expo General Manager the authority to sign and execute said agreement on behalf of the East KY Expo Center. Commissioner Chaney made the motion to approve. Commissioner Huffman seconded the motion. Mayor Carter called for comments. Ms. Collins says that this is actually IT in a box and we spent the last year investigating to see how we could improve the service. They were also the cheapest. Commissioner Huffman asked if she knew the time

frame on that. Ms. Collins says I don't have a time. Commissioner Huffman asked if this was symmetrical, twenty up, twenty down and Ms. Collins said yes. Commissioner Huffman said that this is really good and a good price. Ms. Collins says that this seems to be the best way to go. Commissioner Justice asked if this was just for customers inside the Expo. Ms. Collins says that this is because we are getting a lot of conferences and when they come in, they need some stable internet. And right now we have two different internets with three different modems and it is really difficult. It is mainly those types of things and when you do streaming, like when SOAR does it, we don't have the connections you need. This will be the best in the area or at least at the moment and everyone will benefit. Mayor Carter called for additional questions or comments, there being none, the motion passed unanimously. 5-0.

7. Consider a request to authorize and approve a Commercial Service & a Service Authorization Agreement, as submitted, between the City of Pikeville and Access Point Inc. for telecommunications service and to authorize the City Manager or Expo General Manager the authority to sign and execute said agreements on behalf of the East KY Expo Center. 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.
8. 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.
9. Commissioner Justice made the motion to re convene. Commissioner Coleman seconded the motion. Mayor Carter called for discussion, there being none, the motion passed unanimously. 5-0. Mayor called the session back into order.
10. There being no further business to come before the Commission, Commissioner Chaney has made the motion to adjourn the meeting. Commissioner Justice seconded the motion. Mayor Justice called for discussion, there being none, the meeting was adjourned. 5-0

CONSENT ITEMS:

JWT:

Steel Magnolias March 26, 2015 through April 14, 2015

Expo:

Casting Crowns April 9, 2015

Jamie Johnson April 18, 2015

"Crucial Wrestling" for June 6, 2015

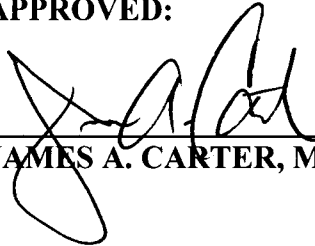
Marshall Tucker Band is confirmed for June 13, 2015 in the Riverfill Arena

**Ron White is confirmed but not announced for September 12, 2015
El Hasa Rodeo for October 14, 2015
SOAR Summit: May 11, 2015**

Hillbilly Days April 16, 17 & 18, 2015

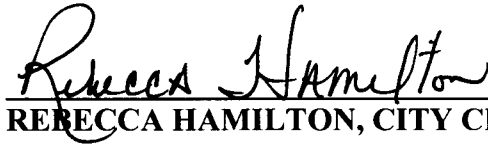
The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is April 13, 2015 at 6:00 p.m.

APPROVED:



JAMES A. CARTER, MAYOR

ATTESTED:



REBECCA HAMILTON, CITY CLERK