

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
April 26, 2010 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, April 26, 2010. The meeting was held in the City Hall Conference Meeting Room located at 118 College 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 a follows:

**COMMISSIONER: GENE DAVIS
 BARRY CHANEY
 DALLAS LAYNE
 JIMMY CARTER**

MAYOR: FRANKLIN D. JUSTICE, II

MINUTES

The minutes for the previous regular meeting held on April 12, 2010 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 Layne seconded the motion. Mayor Frank Justice 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 \$191,309.74. Commissioner Davis made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for further discussion, there being none, motion passed unanimously. 5-0.

BIG SANDY AREA DEVELOPMENT DISTRICT

Jeff Sizemore and Nikki Meade were present for the Big Sandy Area Development. Mr. Sizemore addressed the commission in reference to the Marion's Branch Sewer Project. The project has a pre construction meeting this Tuesday at 11 a.m. The project will begin construction on May 21, 2010.

CITY ENGINEER

Jack Sykes was present with Summit Engineering, Inc. and submitted several requests to the commission for approval.

THOMPSON ROAD. Consider request to approve pay request #12 in the amount of \$327,337.44 and authorize the Mayor to sign the pay request. Commissioner Carter made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.

US23/SANDY VALLEY WATER PROJECT: Consider request to approve pay request to Summit Engineering, Inc. for engineering services in the amount of \$26,610.00. Commissioner Carter made the motion to approve. Commissioner Davis seconded. Mayor Justice called for comments there being none the motion passed unanimously. 5-0.

US 23/SANDY VALLEY WATER PROJECT: Consider request to approve pay request #1 to Cumberland Pipeline in the amount of \$278,946.55 and authorize the mayor to sign the request. Commissioner Layne made the motion to approve. Commissioner Davis seconded. Mayor called for comments, there being none the motion passed unanimously. 5-0.

POLICE REPORT

Police Chief James Adkins addressed the commission and wanted to thank everyone for their help with the Annual Hill Billy Day Event. Stated how important it was to have the additional help of the administrative office staff to handle the parking and barricade stations during the event, which allowed the officers to handle complaints and etc. Chief Adkins stated the event has grown and could not do without everyone's help and thanked UMG, LLC and Fire Chief Conn. Parade was exciting this year. City Manager added only 11 arrests this year. Chief Adkins commented; yes we have come a long way. Chief Adkins commented everything went well and a good time was had by all.

CITY MANAGER

City Manager Donovan Blackburn read a special Oath presented to Commissioner Gene Davis from Kentucky League of Cities for his many years of service to the KLC Board.

BUSINESS FROM THE FLOOR

April 26, 2010 Regular Meeting

Senator Ray Jones was present and addressed the Commission. Senator Jones commented on being a resident of the city and seeing the progress that the city has made, especially on the Marion’s Branch Sewer project which was well needed for that area. Senator Jones commented on the difference in Pikeville in the last 8-10 years with water/sewer infrastructure and the Mayor has done a great job. Senator stated some folks play county, city to make an effort in the past. Mayor commented we have had conflict. Senator Jones stated he will do everything in his power to ensure the city is treated fairly and to see the budget items are passed most important the Marions Branch Development. The project will bring the corporate office to Pikeville. Industrial Development ready to go and affordable housing. Marion’s Branch will provide both the county and city. Commissioner Carter stated he appreciated the Senator Jones support and that the Marion’s Branch is this commission Cut Through Project. Senator Jones; 1st meeting, I think Donovan was there questions about homes in county school district. I think district 1, 2 and 4. In that meeting one magistrate could not support the project short sited; looking at the 10-15 years down the road, public service for future roll in county for the airport potential and the Kelsey Friend BLVD at lower Johns Creek which has the north south run way open. A global Economy Business jet shows that type of infrastructure. City Manager added the project had 1.1 million and was working with funding agencies RD, ARC which was above and beyond the additional 1 million multi county money and the governor veto the funds. Senator came back and put in the budget. Commissioners thanked the Senator. Mayor Justice commented what a wonderful job the Senator was doing and his hard work for his support on all projects that affected the city and county. Senator stated that Pikeville was the most progressive city in Eastern KY. Commissioner Barry Chaney commented that Marion’s Branch Sewer Project was the best thing since sliced bread. Mr. Chaney added this will allow resident to develop their property and bring progress to Pike County.

CITY MANAGER

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

1. Consider request to adopt a proclamation in support of families whose loved ones were involved in a fatal coal mine disaster in West VA. Commissioner Davis made the motion to adopt. Commissioner Carter seconded the motion. Mayor called for further comments, there being none the motion passed unanimously. 5-0.

Proclamation for the Support and Sympathy
of Those Involved and Affected by the April 5th, 2010, Massey Energy Subsidiary Mining Explosion

WHEREAS, coal has been a revolutionary and driving force behind growth and development in the areas of Eastern Kentucky, West Virginia, and Virginia; and

WHEREAS, our deepest sympathies are with those involved and affected by the 2010 explosion that took the lives of 29 miners and injured 2 others in West Virginia; and

WHEREAS, our hearts are saddened by this unexpected tragedy; and

WHEREAS, may our deepest condolences be with all those affected during this time of heartache; and

WHEREAS, we would honor all men and women who risk their lives to provide for our communities and the energy needs for the entire county; and

WHEREAS, we shall all remember the 29 victims whose lives were devastatingly taken on the 5th of April, 2010, Christopher Bell, Edward Dean Jones, Ronald Lee Maynor, Joe Marcum, Greg Brock, William "Griff" Griffith, Ricky Workman, Howard "Boone" Payne Jr., Steven J. Harrah, Benny Ray Willingham, Carl "Pee Wee" Acord, Deward Allan Scott, Robert E. Clark, William R. Lynch, Jason Atkins, Joe Price, Mike Elswick, Adam Morgan, Tim Davis, Cory Davis, Richard Lane, Rex Mullins, Nick McCroskey, Josh Napper, Dillard Persinger, Gary Wayne Quarles, Grover Skeens, Kenneth Chapman, James Mooney

NOW, THEREFORE BE IT PROCLAMIED by the City of Pikeville as follows:

That the Pikeville City commission does set aside the month of May 2010 as a month of remembrance and prayer for each fallen miner and their family as mentioned herein.

Adopted by the Pikeville City Commission this 26th day of April, 2010.

Mayor Franklin D. Justice II

- 2. Consider request to accept bid in the amount of \$45,780.00 from American Airboat Corp. for Air Boat and authorize payment and city manager to sign all required paperwork to transfer the boat into city name. Commissioner Chaney made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for further comments, there being none the motion passed. 5-0.**
- 3. Consider request to approve and authorize payment for Sprinturf final invoice in the amount of \$48,727.50. Commissioner Davis made the motion. Commissioner Carter seconded the motion. Mayor Justice called for comments. Commissioner Davis stated everything goes accomplished and he acknowledged the work of city employee Jesse Bowling and UMG employee Kevin Hamilton for their work on the project. Mayor Justice called for further comments, there being none the motion passed unanimously. 5-0.**
- 4. Consider request to approve the Regional Recycling Agreement as submitted and authorize the mayor to sign and execute. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.**

- 5. Consider a request to adopt a resolution in support of the 2010 Kentucky Recycling Grant Program as submitted and authorize the mayor to sign the resolution. Commissioner Layne made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.

RESOLUTION IN SUPPORT OF

2010 Kentucky Recycling Grant Program

The undersigned certifies that the following Resolution was presented to the Pikeville City Commission for their review, and that said Resolution was adopted on the 26th day of April 2010.

WHEREAS, the Kentucky Recycling 2010 Grant Program provides much needed funding for clean up in the Big Sandy Region, and;

WHEREAS, the Pikeville City Commission supports the funding of the Kentucky Recycling 2010 Grant Program, which will enhance recycling efforts for the City of Pikeville, as well as how to plan for the Big Sandy Regional Recycling Program and;

NOW THEREFORE BE IT RESOLVED, that the Pikeville City Commission hereby supports and encourages the funding of the Kentucky Recycling 2010 Grant Program.

Franklin D. Justice, II, Mayor

- 6. Request to approve the “Future of media and Information needs of Communities in a Digital Age” document addressed to the FCC on behalf of the City of Pikeville and authorize the mayor to sign the letter. Commissioner Layne made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.
- 7. Consider request to authorize the mayor to submit a “Letter of Support” from the city on behalf of Pikeville College supporting a Rural Development Loan for the college expansion of the medical school and authorize the mayor to sign the letter. Commissioner Davis made the motion to approve. Commissioner Layne seconded the motion. Mayor called for further comments, there being none the motion passed unanimously. 5-0.
- 8. Consider a request to award engineering services to Summit Engineering for the Sandy Valley Water Main Replacement and Mullins Addition Sanitary Sewer project and to authorize the mayor to sign any necessary paperwork to award said engineering services for said project. Commissioner Layne made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.
- 9. Consider request for closed session for discussion of economic development, legal and personnel issues. Commissioner Layne made the motion. Commissioner Chaney seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0.

10. Commissioner Carter made the motion to re convene. Commissioner Chaney seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0. Mayor called the session back into order.
11. There being no further business to come before the Commission, Commissioner Carter has made the motion to adjourn the meeting. Commissioner Layne seconded the motion. Mayor Justice called for discussion, there being none the meeting was adjourned. 5-0

CONSENT ITEMS: Pike TV Board Official meeting will be held on May 4, 2010 at the Pikeville College Board Room.

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is May 10, 2010 at 6:00 p.m.

APPROVED:

FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:

REBECCA HAMILTON, CITY CLERK