

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
June 28, 2010 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, June 28, 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 as 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 June 14, 2010 were in each Commission Member's agenda package. There being no additions or corrections, Commissioner Carter made the motion to approve the minutes as prepared. Commissioner Davis 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 \$111,751.08. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for further discussion, there being none, the motion passed unanimously. 5-0.

BIG SANDY AREA DEVELOPMENT DISTRICT

Libby Radcliff was present for the Big Sandy Area Development. Ms. Radcliff addressed the commission in reference to the Marion's Branch Sewer Project. The project has a meeting this Tuesday at 11 a.m.

MARIONS BRANCH SEWER: Consider a request to authorize payment for invoice #1 for Environmental Assessment fees to the Big Sandy ADD in the amount of \$15,000. Commissioner Carter made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.

CITY ENGINEER

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

SANDY VALLEY WATER PROJECT: Consider a request to authorize payment in the amount of \$17,740.00 to Summit Engineering for the Big Sandy Main Replacement. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.

MULLINS ADDITION PROJECT: Consider a request to authorize payment in the amount of \$23,615.00 to Summit Engineering for the US23 Sewer Project “Mullins Addition”. 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.

US23/SANDY VALLEY WATER PROJECT: Consider request to approve pay request #3 for the US 23 Water Line replacement in the amount of \$71,941.91 to Cumberland Pipeline, LLC, to authorize payment and the mayor to sign said request. Commissioner Chaney made the motion to approve. Commissioner Layne seconded. Mayor Justice called for comments there being none the motion passed unanimously. 5-0.

US 23/MULLINS SEWER PROJECT: Consider request to approve pay request #1 for the Mullins Sewer Project in the amount of \$138,002.70 to H2O Construction, Inc., to authorize payment and the mayor to sign said pay request. Commissioner Layne made the motion to approve. Commissioner Davis seconded. Mayor called for comments, there being none the motion passed unanimously. 5-0.

THOMPSON ROAD. Consider request to approve pay request #14 for the Thompson Road Improvement Project in the amount of \$551,133.81 to Mountain Enterprises, Inc., to authorize payment and the mayor to sign said pay request. Commissioner Carter made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments. Commissioner Davis asked how many more payments are there seeing that this is number 14. Mayor

Justice speaks up and says that he has had enough. The project keeps getting further and further behind. Enough is enough. Mayor Justice called for further comments, there being none the motion passed unanimously. 5-0.

BOB AMOS BATHROOM PROJECT. Consider request to approve pay request for the Bob Amos Bathroom Project in the amount of \$4,340.70 to Elliott's Construction and to authorize payment for said pay request. Commissioner Chaney made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none the motion passes unanimously. 5-0.

CITY ATTORNEY

City Attorney Rusty Davis was present and presented the commission with the first reading of an ordinance amending Chapter 151 "Erosion and Sediment Control". The second reading will be at the next scheduled meeting.

CITY MANAGER

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

- 1. Consider request to award the sealed bid to the lowest bidder for the city property Riverview and to authorize the mayor to sign the deed of conveyance and any other paperwork necessary to complete conveyance to low bidder. There were no bids on the property. City Manager asked to table the issue and rebid the property at a later date.**
- 2. Consider a request to approve the submitted Trust Participation Agreement from the Kentucky League of Cities Insurance services General Insurance Trust Agreement and to authorize the mayor to sign and execute on the cities behalf. Commissioner Carter made a motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.**
- 3. Consider a request to approve the submitted Declaration of Trust & Trust Participation Agreement from the Kentucky League of Cities Workers Compensation Trust and to authorize the mayor to sign and execute the agreement on the cities behalf. Commissioner Carter made a motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.**
- 4. Consider a request to approve the submitted Kentucky League of Cities Insurance Services Liability Property and Workers Compensation policy Rate Guarantee and to authorize the mayor to sign and execute the document on the cities behalf. Commissioner Chaney made a motion to**

- approve. Commissioner Davis seconded the motion. Mayor Justice called for comments, there being none the motion passed unanimously. 5-0.
5. Pursuant to KRS 61.810, consider request for closed session for the purpose of discussion of economic development, legal and personnel issues. Commissioner Carter made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0.
 6. Commissioner Chaney made the motion to re convene. Commissioner Carter seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0. Mayor called the session back into order.
 7. Consider a request to authorize the City Manager to hire Danter Company to conduct an updated Hotel & Housing Feasibility Study on behalf of the City of Pikeville and authorize the City Manager to sign a contract with Danter to approve up to \$15,000 in fees for said services. 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.
 8. 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 the meeting was adjourned. 5-0.

CONSENT ITEMS:

The next scheduled Regular Meeting of the City of Pikeville Board of Commissioners is July 12, 2010 at 6:00 p.m.

APPROVED:

FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:

REBECCA HAMILTON, CITY CLERK