

**CITY OF PIKEVILLE
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
August 24, 2009 AT 6:00 P.M.**

The Board of Commissioners for the City of Pikeville met in a regular called session on Monday, August 24, 2009. 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
BARRY CHANEY
DALLAS LAYNE
JIMMY CARTER**

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

MINUTES

The minutes for the previous regular meeting held on August 10, 2009 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 Frank Justice called for discussion, there being none the motion carried unanimously.

PAYMENT OF CITY BILLS

A list of City Bills totaling \$165,904.93 was presented to the Commission for approval of payment. Commissioner Chaney 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. Sandy Runyon was present with the Big Sandy Area Development District.
No update.**

- B. 1. City Engineer's Report: Jack Sykes was present with Summit Engineering, Inc. Mr. Sykes submitted request to award the bid for the Kanney Development Sewer Project to H2O Construction Company in the amount of \$38,970.00 and to authorize the mayor to sign all required paperwork to execute the bid and project. Commissioner Carter made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for further comments, there being none the motion passed unanimously. 5-0.**
- 2. Consider request to authorize a Change Order #2 on the Thompson Road Widening Project for contractor Mountain Enterprises Inc. for the purpose of utility relocations by Southeast Telephone Company and reinstall Storm Line 6D:6E for an increase of \$68,545.58. Commissioner Chaney made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for additional comments, there being none the motion passed unanimously. 5-0.**
- 3. Consider request to authorize Pay Request #5 to Mountain Enterprises, Inc. for the Thompson Road Widening Project in the amount of \$236,122.19. Commissioner Chaney made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for additional comments there being none the motion passed unanimously. 5-0.**
- C. City Attorney Russell Davis gave a 1st reading of an ordinance of Ordinance #0-2009-022 for the City of Pikeville Cable Franchise Agreement. The 2nd reading is schedule for the next regular commission meeting to be held on September 14th 2009. No further action was required at this time.**
- D. City Manager Report: City Manager Donovan Blackburn asked the commission to consider the following requests.**
- 1. Consider a request to promote Robert Randy Courtney, Kenneth Forsyth and Patrick Bentley to the position of Lieutenant with the Pikeville Fire Department and to authorize their pay rate to the City Pay Rate Chart. Commissioner Chaney made the motion to approve. Commissioner Layne seconded the motion. Mayor Justice called for comments. Mayor Justice called for further comments, there being none the commission approved. 5-0.**
 - 2. Consider a request to award the bid for the lawn mower to Slope Care in the amount of \$41,500.00. Commissioner Chaney made the motion to approve the bid. Commissioner Carter seconded the motion. Mayor Justice called for additional comments, there being none the motion passed unanimously. 5-0.**
 - 3. Consider request to adopt a resolution and authorize the mayor to sign in support to apply for a grant application on behalf the City through Kentucky Injury Prevention & Research Center University of KY/College of Public Health for the purpose of receiving smoke**

- detectors to distribute throughout the community. Commissioner Davis made the motion to approve. Commissioner Chaney seconded the motion. Mayor called for further discussion, there being none the motion passed unanimously. 5-0.
4. Consider request to advertise for bid on project to resurface the tennis court located at Bob Amos Park contingent upon FEMA approval of project worksheet estimated cost to the city will be \$22,540.00. Commissioner Layne made the motion to approve. Commissioner Chaney seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0.
 5. Consider a request to approve an emergency purchase order for road salt from Morton Salt in the amount of \$24,443.00 due to supply shortages. Commissioner Chaney made the motion to approve. Commissioner Carter seconded the motion. Mayor Justice called for further discussion, there being none the motion passed unanimously. 5-0.
 6. Consider request for closed session for discussion of personnel, legal and economic development issues. Commissioner Layne made the motion to adjourn. Commissioner Davis seconded the motion to adjourn. Mayor called for adjournment. 5-0.
 7. Commissioner Carter made the motion to re convene. Commissioner Layne seconded the motion. Mayor Justice called for discussion, there being none the motion passed unanimously. 5-0. Mayor called the session into order.
 8. City Attorney Rusty Davis made a request for the Commission to adopt a Resolution and authorize the mayor to sign and execute paperwork to submit an option to Charles E. Lowe Jr to purchase the City owned property located on Loraine Street in the amount of \$500,000.00. The terms of the option would be structured for 6 months with \$25,000.00 down and \$5,000.00 due each month until the \$500,000.00 is paid in full. Request to authorize the City Manager and the City Attorney to sign the contract option to purchase. 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.
 9. City Manager requested the approval to bid the Sewer Project for Deskins Development Project. Commissioner Layne made the motion to approve. Commissioner Davis seconded the motion. Mayor Justice called for further comments, there being none the motion passed unanimously. 5-0.
 10. City Manager requested the approval to purchase the surplus property from the US Postal Service located on Thompson Road as submitted. The request is to purchase in the amount of \$825,000.00 and to authorize the mayor or the pro team mayor to sign and execute the deed and any necessary paperwork at the closing of the purchase. 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.

CONSENT ITEMS

The City Manager will be on vacation August 28, 2009 and August 31, 2009.
KLC Conference in Lexington, KY on September 23rd through September 25th.
Meeting in Hazard on Tuesday, August 25, 2009 for the KY Flood Control Project Mitigation Grant.

There being no further business to come before the Commission, Commissioner Davis made the motion to adjourn the meeting. Commissioner Layne 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 September 14, 2009 at 6:00 p.m.

APPROVED:

FRANKLIN D. JUSTICE, II, MAYOR

ATTESTED:

REBECCA HAMILTON, CITY CLERK