

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
OCTOBER 8, 2007**

A regular meeting of the City of Pikeville Board of Commissioners was held on Monday, October 8, 2007. The meeting was held in the City Hall Public Meeting Room located at 118 College Street, Pikeville, Kentucky.

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

<b>COMMISSIONER:</b>	<b>DALLAS LAYNE EUGENE W. DAVIS JAMES A. CARTER BARRY N. CHANEY</b>
<b>MAYOR:</b>	<b>FRANKLIN D. JUSTICE, II</b>

**AGENDA ITEM II. MINUTES**

The minutes for the previous regular meeting of September 24, 2007 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Layne made the motion, seconded by Commissioner Chaney, to approve the minutes as prepared. The motion carried unanimously.

**AGENDA ITEM III. BUSINESS FROM THE FLOOR**

There were no items presented before the Commission during the call for Business from the Floor.

**AGENDA ITEM IV. PAYMENT OF BILLS**

**A. CITY BILLS:** A list of City Bills totaling \$445,553.78 was presented to the Commission for approval of payment. Commissioner Chaney made the motion to approve payment of the bill listing as requested. Commissioner Davis seconded the motion. The motion carried unanimously.

**AGENDA ITEM V. OLD BUSINESS**

**A. BIG SANDY AREA DEVELOPMENT DISTRICT:** No report

**B. CITY ENGINEER'S REPORTS:** Jack Sykes was present on behalf of Summit Engineering, Inc., city engineers.

**1. Thompson Road Widening Project:** Mr. Sykes requested approval to extend an offer to purchase Thompson Road parcel #8 from Randall & Ernestine Kinder in

the amount of \$360,000 and to acquire a right-of-way easement from CSX for the amount of \$117,000, contingent upon approval from the Kentucky Transportation Cabinet. Commissioner Carter made the motion, seconded by Commissioner Layne to authorize acquisition of Parcel #8 and the right-of-way easement, contingent upon Kentucky Transportation Cabinet approval. The motion carried unanimously.

2. Ransom Drive Bridge: Commissioner Chaney made the motion to authorize the city engineer to advertise for bids for the replacement of the Ransom Drive Bridge. Commissioner Layne seconded the motion. The bridge is located on Chloe Road. FEMA 1703 monies will be used to fund the project. The motion carried unanimously.

C. CITY ATTORNEY'S REPORTS: Russell H. Davis, Jr., city attorney, presented and gave first reading to the following ordinances:

1. Property Tax Rate: Presented and given first reading was an ordinance entitled as follows:

AN AMENDED ORDINANCE FIXING A TAX LEVY ON REAL AND TANGIBLE PERSONAL PROPERTY, FRANCHISES, ALL FOR THE GENERAL OPERATING EXPENSE PURPOSES AND PROVIDING FOR A DUE DATE AND DISCOUNT ON ALL TAXES, IF PAID ON OR BEFORE NOVEMBER 15, 2007, AND PENALTIES IF NOT PAID BY JANUARY 2, 2008

2. Amended Smoking Ban Ordinance: Presented and given first reading was an ordinance entitled as follows:

AN AMENDED ORDINANCE OF THE CITY OF PIKEVILLE, KENTUCKY, RELATED TO THE PROTECTION OF THE PUBLIC HEALTH AND WELFARE BY REGULATING SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT WITHIN THE CITY AMENDING SECTION 120.08 THEREOF TO ADD TO PLACES WHERE SMOKING IS NOT REGULATED "OFFTRACK BETTING PARLORS" AND AMEND GUIDELINES ON "HOTELS & MOTELS"

3. Amended Waste Management Ordinance: City Attorney Davis gave first reading to an ordinance entitled as follows:

AN ORDINANCE AMENDING SOLID WASTE MANAGEMENT RULES AND REGULATIONS AMENDING SETTING A SPECIAL TRASH PICK UP DAY FOR LARGE ITEMS; SETTING HOURS AND FEES FOR CITY TRANSFER STATION; AND AMENDING FEES FOR TRASH RENTALS & CONTAINERS

It was announced that a Special Meeting was scheduled for October 9, 2007. The ordinances given first reading on this date, along with an annexation ordinance for

the Harmons Branch area, are scheduled for second reading during the special meeting.

**D. FIRE DEPARTMENT UPDATE:** Fire Chief, Ronald Conn, estimated that the installation of the steps to the pond should be completed by October 15<sup>th</sup>. Beginning October 16<sup>th</sup>, the Fire Department will begin annual maintenance and testing of the city's 489 fire hydrants.

**E. CITY MANAGER'S REPORTS:** Donovan Blackburn, City Manager, presented the following items for the Commission's consideration:

**1. Police Department:** City Manager Blackburn commended Pikeville Police Department Detective Phillip Reed for his efforts in solving thefts of catalytic converters. He added that Detective Reed has recovered several hundred thousand dollars in stolen property. More details will be released as arrests are made.

**2. Personnel Policy Amendment:** City Manager Blackburn recommended approval of an amendment to Section 4.5 of the City of Pikeville Personnel Policy regarding a "Smoke Free Workplace". Mayor Justice made the motion, seconded by Commissioner Davis, to approve the amendment as recommended by the city manager. The motion carried unanimously.

**3. Coal Severance Funds:** City Manager Blackburn reported that the Pike County Fiscal Court had awarded a Coal Severance Fund grant to the City of Pikeville in the amount of \$3,846.15. Commissioner Layne made the motion, seconded by Commissioner Chaney to accept the grant as awarded. The motion carried unanimously.

**4. Herbert Deskins Property:** City Manager Blackburn advised that Herbert Deskins, Jr., has agreed to sell his property, located at the corner of Sadd Avenue/Auxier Avenue, to the city for the amount of \$72,000. The city manager recommended the acquisition of the property. Commissioner Layne made the motion to authorize the acquisition of the Herbert Deskins, Jr. property as described, in the amount of \$72,000, and to further authorize the Mayor to execute any necessary documentation. Commissioner Carter seconded the motion. The motion carried unanimously.

**5. Estate of Ross Harris:** The city manager advised that a price has been negotiated for the acquisition of the Ross Harris property located at 178 College Street. The agreed purchase price is \$352,000. Commissioner Layne made the motion to authorize the purchase of the Ross Harris property in the amount of \$352,000, and to authorize the Mayor to execute any necessary documentation. Commissioner Carter seconded the motion. The motion carried unanimously.

**6. 911 Communications:** City Manager Blackburn requested permission to advertise for applications and to conduct interviews for the position of dispatcher.

**Commissioner Davis made the motion, seconded by Commissioner Chaney, to authorize the advertisement and to conduct interviews for the position of dispatcher. The motion carried unanimously.**

**7. Street Extension: Discussion concerning the extension of Park Street to the hospital property was postponed until the next regular meeting.**

**8. 1987, 1988, and 1989 Pikeville High School Football Teams: Presented and read was the following resolution in honor the Pikeville High School State Football Champions of 1987, 1988, and 1989:**

**RESOLUTION RECOGNIZING AND HONORING  
THE 1987, 1988, AND 1989 PIKEVILLE HIGH SCHOOL  
STATE FOOTBALL CHAMPIONS**

**WHEREAS, Pikeville High School is hosting a 20<sup>th</sup> Reunion Celebration honoring the 1987, 1988, and 1989 Pikeville High School State Championship Football Teams on October 12, 2007; and**

**WHEREAS, these teams were the first teams in Kentucky to win three consecutive state titles; and**

**WHEREAS, the 1987, 1988, and 1989 Pikeville High School State Championship Football Teams had a 33 consecutive game winning streak which is an eastern Kentucky record; and**

**WHEREAS, the aforementioned teams achieved an overall record, over the 1987, 1988, and 1989 seasons, of 43 – 1; and**

**WHEREAS, the Pikeville City Commission desires to recognize the coaches and players of the 1987, 1988, and 1989 Pikeville High School Panthers Football Team for their achievement.**

**NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the City of Pikeville as follows:**

1. That the 1987, 1988, and 1989 Pikeville High School State Championship Football Teams are duly honored and recognized by the City of Pikeville for their winning seasons and for the recognition that the championship title brought to Pikeville High School and the City of Pikeville.

2. That each team member and the coaches are recognized individually as follows:

**1987 Pikeville Panthers Roster:** Robbie Simpson, Robbie Wright, Matt Blair, Chad Thornsberry, Robert Thomas, Trey Deskins, Noah Conn, Chris McNamee, Christian Coleman, Max Thompson, Matt Pafunda, Jason Fitzpatrick, Jody Miller, Kenny King, Tim Honaker, David Honaker, Bobby Deramus, Shane Mills, Greg Hackney, John Pinson, Sean Neeley, Jody Brown, Virgil Ray, Robert Mims, David Cox, Jimmy Stewart, Parker Parker, Mike McCoy, Donald Bentley, Jeff Roop, Kenny Sampson, Brian Lafferty, Aaron Balsler, Kevin Arnold, Tim McNamee, Lawrence Ausbrook, Jason Justice, Tim Sanders, Mickey Webster, Michael Hale, Shannon Smith, Jason Howard, Chris Billiter, Hayes Gullett, Jerry Ray, Shane Thornsberry, J. Traubough, Mike May, B. C. Newsome, and Chad Huntley, along with Head Coach Hillard Howard; Assistant Coaches, Joe Mahan, Bill Allara, Ken Trivette, and Larry Belcher; and Pikeville Junior High Coaches Dickie VanHoose and Ronnie Honaker

**1988 Pikeville Panthers Roster:** Christian Caudill, Lance Rose, Tim Sanders, Shane Allara, Tim McNamee, Parker Parker, Jon Blackburn, Keith Lockhart, Jason Howard, Kevin Arnold, Scott Collins, Mike McCoy, Jimmy Stewart, Jamie Hamilton, Murray Garvin, Sean Neeley, Brian Lafferty, David Cox, Jody Brown, David Honaker, Kevin Stewart, Brian Putty, Greg Hackney, Darryl Ratliff, Robert Mims, Madison Helvey, Chris Woods, Bobby Deramus, Mickey Webster, Hayes Gullett, B. C. Newsome, John Pinson, Jason Blackburn, John Trobaugh, Chris Justice, Anthony Keathley, Jeff Roop, Mike May, Tim Honaker, Virgil Ray, Lindsey Phillips, John Clemons, Shane Mills, Mike Hale, Aaron Balsler,

**Donald Bentley, Deanthony Honaker, Mike Bartley, Jerry Ray, Jason Justice, Shannon Smith, Brian Wilson, Shannon Cochran, Eddie Venters, Kevin Lockhart, Tommy Swartz, and Todd James**

**1989 Pikeville Panthers Roster:** Steve Bailey, Shane Allara, Johnny Hale, Christian Caudill, Keith Lockhart, Jason Howard, J. P. Blair, Scott Collins, Ken Fisher, Murray Garvin, Joffrey England, Madison Helvey, Brian Putty, Kevin Lockhart, Lance Rose, Darrell Ratliff, Mark Parker, Chris Wood, Matt Adkins, Mickey Webster, Hayes Gullett, B. C. Newsome, Lindsey Phillips, William Stepp, Chris Coleman, Jason Blackburn, Jeff Roop, Mike May, James Weddington, Jamie Mitchell, James P. McKenzie, David Colley, Michael Hale, John Clemons, Deanthony Honaker, Jerry Ray, Jason Justice, Shannon Smith, Brian Wilson, Todd Williams, Chase Goodman, Shannon Cochran, J. J. Bailey along with Head Coach Hillard Howard and Assistant Coaches Bill Allara, Joe Mahan, Gene Davis and Larry Belcher.

**3. That the outstanding accomplishments of the 1987, 1988, and 1989 Pikeville High School State Championship Football Teams as set forth hereinabove shall be caused by the Clerk for the City of Pikeville to be recorded among the records of the City of Pikeville so that others that come hereafter will know of the teams' many achievements and accomplishments.**

**Commissioner Carter made the motion to adopt the Resolution as presented and read. Commissioner Chaney seconded the motion. The motion carried unanimously.**

**9. Closed Session: Commissioner Davis made the motion to adjourn to closed session for the purpose of discussing economic development and legal issues. Commissioner Layne seconded the motion. The motion carried unanimously.**

**Commissioner Chaney made the motion to reconvene to regular session. Commissioner Layne seconded the motion. The motion carried unanimously.**

**Commissioner Chaney made the motion to grant a one time salary increase of \$750.00 plus 1 week vacation to City Manager Blackburn. Commissioner Layne seconded the motion. The motion carried unanimously.**

**There being no further business to come before the Commission, Commissioner Davis made the motion, seconded by Commissioner Layne to adjourn the meeting. The motion carried unanimously. (Adjournment Time: 7:45 p.m.)**

**The next regular meeting for the City of Pikeville Board of Commissioners is scheduled for October 22, 2007 at 6:00 p.m.**

**APPROVED: \_\_\_\_\_  
FRANKLIN D. JUSTICE, II, MAYOR**

**ATTEST:**

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KAREN W. HARRIS, CITY CLERK**