

**CITY OF PIKEVILLE  
BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
NOVEMBER 28, 2005**

The Board of Commissioners for the City of Pikeville met in regular meeting on Monday, November 28, 2005. 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 call of the roll were as follows:

<b>COMMISSIONER:</b>	<b>DALLAS LAYNE JAMES A. CARTER M. SHANE HALL</b>
<b>MAYOR:</b>	<b>FRANKLIN D. JUSTICE, II</b>

Commissioner Eugene W. Davis arrived at the meeting at 6:09 p.m.

**AGENDA ITEM II. MINUTES**

The minutes for the previous regular meeting held on November 14, 2005 were included in each Commission Member's agenda package. There being no additions or corrections, Commissioner Hall made the motion to approve the minutes as prepared. Commissioner Layne seconded the motion. The motion carried 4 – 0 (Commissioner Davis not present at the time of the vote).

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

Local taxi cab operator, Alex Blankenship, appeared before the Commission to voice his complaint regarding unlicensed taxi cab operations. Mr. Blankenship reported there are unlicensed companies operating within the city limits of Pikeville. He stated this practice was unfair to those companies possessing licenses, filing business returns, and paying taxes. The city manager reported that unlicensed companies have been cited by law enforcement officials, however the companies are continuing to operate illegally. City Attorney Davis advised the Commission that the city could file a motion to adjoin the illegal taxi cab companies from operating until proper licenses are obtained. Mayor Justice made the motion to authorize the city attorney to file the appropriate motions with the court against the taxi cab companies that do not have the proper licenses to operate within the city limits of Pikeville. Commissioner Layne seconded the motion. The motion carried 4 – 0 (Commissioner Davis not present at the time of the vote).

**AGENDA ITEM IV. PAYMENT OF BILLS**

A list of City Bills totaling \$549,664.24 was presented to the Commission for approval of payment. Commissioner Carter made the motion, seconded by

Commissioner Layne to approve payment of the city bills as requested. The motion carried unanimously.

**AGENDA ITEM V.**

**OLD BUSINESS**

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

**B. PIKEVILLE MAIN STREET PROGRAM:** Interim Director, Serena Stiltner, announced that the Pikeville Christmas Parade is scheduled for December 3<sup>rd</sup> at 5:30 p.m. Ms. Stiltner reported that the City of Pikeville, through the Pikeville Main Street Program, was successful in receiving a \$25,000 matching grant to be used to construct a retaining wall along the Sycamore Street side of the cemetery. A check presentation ceremony was held on November 17<sup>th</sup>.

City Manager Blackburn and the City Commission commended Ms. Stiltner for placing the Christmas decorations in and around the City Hall building.

**C. CITY ENGINEER'S REPORTS:** Jack Sykes was present on behalf of Summit Engineering, city engineers. Mr. Sykes presented the following matters for the Commission's consideration:

1. **Thompson Road Improvement Project:** Presented for approval was a Preliminary Engineering Agreement with CSX Transportation for review of the plans for the Thompson Road Widening Project. Cost of the review services is \$10,000. Commissioner Carter made the motion to authorize the Mayor to execute the agreement with CSX Transportation and to approve payment of a \$10,000 deposit to CSX Transportation for fees associated with review of the plans. Commissioner Hall seconded the motion. The motion carried unanimously.

2. **Thompson Road Project Funding:** Mr. Sykes advised that funds may be available through a discretionary bond fund for the Thompson Road Widening Project. He requested authorization to apply for the funding. Commissioner Layne made the motion, seconded by Commissioner Davis to authorize the Mayor to sign the funding application and submit to the appropriate funding agency. The motion carried unanimously.

**D. CITY ATTORNEY'S REPORTS:** Russell H. Davis, Jr., City Attorney, presented the following ordinance for second reading:

**AN ORDINANCE RELATED TO THE AMENDMENT OF SECTION 130.02 RELATING TO THE CURFEW FOR MINORS ADDING TO THE EXCEPTIONS TO THE CURFEW ATTENDANCE AT AN EAST KY EXPO CENTER EVENT**

Commissioner Davis made the motion to adopt the ordinance. Commissioner Layne seconded the motion. The motion carried by the following votes:

<b>COMMISSIONER:</b>	<b>DALLAS LAYNE</b>	<b>YES</b>
	<b>EUGENE W. DAVIS</b>	<b>YES</b>

	<b>JAMES A. CARTER</b>	<b>YES</b>
	<b>M. SHANE HALL</b>	<b>YES</b>
<b>MAYOR:</b>	<b>FRANKLIN D. JUSTICE, II</b>	<b>YES</b>

**E. POLICE DEPARTMENT UPDATE: No report**

**F. FIRE DEPARTMENT UPDATE: No report**

**G. CITY MANAGER'S REPORTS: Donovan Blackburn, City Manager, requested a closed session for the purpose of discussing personnel issues and economic development issues.**

**Mayor Justice made the motion, seconded by Commissioner Carter to adjourn to closed session for the purpose of discussing a personnel matter and an economic development matter. The motion carried unanimously.**

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

**Commissioner Layne made the motion to employ Tracy Daniels for the position of part-time fire fighter/EMT at the wage rate of \$7.141/hr. Commissioner Hall seconded the motion. The motion carried unanimously.**

**Commissioner Carter made the motion to grant a one time salary increase to all full-time city employees in the amount of \$275.00 and to all part-time city employees in the amount of \$137.50. 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 Carter to adjourn the meeting. The motion carried unanimously. (Adjournment Time: 7:00 p.m.)**

**The city manager announced that Commission Members would be visiting the Hambley Football/Baseball Field with AEP representative Jerry Smith following this evening's meeting.**

**The next scheduled meeting of the Board of Commissioners of the City of Pikeville is December 12, 2005.**

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

**ATTEST:**

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KAREN W. HARRIS, CITY CLERK**