

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - SEPTEMBER 12, 1983

A Regular Meeting of the Pikeville Board of Commissioners was held on September 12, 1983 at 7:30 P.M. in the Old City Hall Meeting Room on Division Street.

Mayor W. C. Hambley, M.D. presided over the meeting and upon call of the roll, the following members were present:

COMMISSIONER: ROBERT PAGE
HARDING DAWAHARE
BUFORD JOHNSON
ROY ALEXANDER
MAYOR: W. C. HAMBLEY, M.D.

The minutes were read for the previous regular meeting of August 22, 1983 and continued meeting of August 25, 1983. On the minutes of August 25, 1983, paragraph 4, Commissioner Alexander stated that he did not feel that the explanation and motion written in the minutes fully reflect the seriousness of the situation which was not using the minimum from Columbia Gas and/or not cutting of the local suppliers. The following is an excerpt of the taped meeting of August 25, 1983 in which Commissioner Alexander made his motion:

"... It is my understanding that for the past two or three years that the City Manager was directed to take the means to see that the valves were stalled in order that gas could be controlled so we don't pay for a minimum that we don't use and cut the others (local suppliers) off. ... An I would like for Frank Carlton to state why that has not been done and for it to be entered into the minutes.

Mr. Carlton's reply was that he had issued the order to cut the local suppliers off in May, but the gas crew supervisor had said that he had orders from (the Mayor?) to use local gas first. It was learned from Tennis Hamilton, gas crew supervisor, that he had misunderstood the Mayor's orders which was to use local gas first in the winter months.

"... I think that the Manager was directed to do what was necessary to prevent this thing from happening. I think the Manager is accountable to see that it doesn't happen and I want it put into the records that he is directed to see that it doesn't happen again. And if he has to get up every morning to see if the gas is turned on or off, that is management, and his directive should go to the person responsible for doing it and if he has any question that it can't be carried out then put it in writing and get the man to sign for it that he understands what Mr. Carlton told him to do.....I think the whole responsibility is on the back of the manager and I want the instructions to be that it doesn't happen again. If Mr. Carlton needs money to put in an extra valve, let him come to the Commission and we will see that he gets it. I put this in form of a motion." Buford Johnson seconded the motion. All present voted yes.

The minutes are hereby corrected to reflect the preceeding motion.

In Business from the Floor, Charlotte Mann, Planning Chairman, for the Pike County Association for Handicapped Citizens was present to ask permission to use the "Robert Amos Park" for a fund raising Blue Grass Festival on October 8, 1983 from 1-6 p.m. The Commission explained to Mrs Mann that the above mentioned facility was not intended for such purposes, but suggested use of the Practice Field at Pikeville High School. This suggestion was agreeable to Mrs. Mann and it was the general consensus of the Commission to allow use of the practice field for this purpose assuming that the field will be cleaned up and no glass bottles allowed.

Kenis Coleman was present to request to be allowed to

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fill a portion of the riverbank on the old Coca-Cola plant site. Harding Dawahare made the motion to approve the request according to the plans submitted, subject to no adverse effects to current contracts, and a request that the City Engineers make inspections to see that it is not encroaching on City Property. Robert Page seconded the motion. Upon roll call the vote was as follows:
All voted yes

Phillip Coleman, on behalf of the merchants on Caroline Avenue, presented a petition to allow parking on one side of Caroline Avenue. Ten merchants signed to allow parking on one side; 2 merchants wanted to leave as is; and 6 wanted to redesign planters and allow parking on one side.

Harding Dawahare made the motion to allow parking on one side based on the fact that the merchants want it, and that the City crews will remove the materials except for the planters and trees. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Homer Robinson presented a petition to the City Commission to allocate money needed for the Day Care Center Project. The public present were assured that the City had every intention of finishing the project, and set a meeting for Thursday, September 15, 1983 to discuss ways of obtaining the approximately \$200,000.00 needed to complete the facility.

A gentleman from Kentucky Avenue was present to ask the Commission to designate a handicapped parking space on Kentucky Avenue near the vacant lot. The Commission wanted him to understand that this parking space would be for any handicapped citizen. Upon motion by Buford Johnson, seconded by Harding Dawahare, all present voted yes to approve designating a handicapped parking space on Kentucky Avenue. The necessary ordinance will be presented at the next regular meeting.

Larry Pinion, vice president of the Pikeville Jaycees, was present to request use of the old RR depot for their annual haunted house from September 15 - November 15, 1983. The Commission was assured that the building would be cleaned up and that insurance would be supplied for the building by the Jaycees. Buford Johnson made the motion to approve the request for use of the rr depot for this purpose. Roy Alexander seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Betsy Venters, President of the Pike County Historic Preservation Council, presented a Resolution to the City Commission for approval enabling the Council to apply for an EDA Grant for use in repairs to the Old Academy Building. Harding Dawahare made the motion, seconded by Robert Page to adopt the Resolution. Upon roll call the votes were as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES

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MAYOR: BUFORD JOHNSON YES
 ROY ALEXANDER YES
 W. C. HAMELEY, M.D. YES

The Motion Carried.

A request was brought before the Commission from the Lion's Club to allow the "Great American Circus" to have 2 shows on October 13, 1983 on the second level of Poor Farm Hollow. Harding Dawahare made the motion to allow the use of the City facility for this purpose, but the Lion's Club will be held responsible and if the property is not taken care of properly, there will be no other permits issued for such purposes. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: ROBERT PAGE YES
 HARDING DAWAHARE YES
 BUFORD JOHNSON YES
 ROY ALEXANDER YES
 MAYOR: W. C. HAMBLEY, M.D. YES

The Motion Carried.

Jack Sykes from Summit Engineers was present to discuss several City projects that are underway. Among those discussed was the repair of utilities (water and sewer lines) under the Cut Thru Bridge. Mr. Sykes stated that plans have been drawn up and they have met with the officials at the Highway Department. The Highway Department refused to issue an encroachment permit unless a compliance of 10 points (letter on file) is met with. Mr. Sykes added that even if this criteria is met with, there is still a possibility of not being issued an encroachment permit. Harding Dawahare made the motion to authorize Mr. Sykes to resubmit the request for an encroachment permit for the Cut-Thru Bridge to repair utility lines. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: ROBERT PAGE YES
 HARDING DAWAHARE YES
 BUFORD JOHNSON YES
 ROY ALEXANDER YES
 MAYOR: W. C. HAMBLEY, M.D. YES

The Motion Carried.

It was also discussed with the City Engineer, and Bradford Hall to make an entrance from the Boulevard to his property or to move the loading zone. Also discussed was the request to save the sidewalk at the Old C & O RR depot. Mr. Sykes will present these changes to the Commission in form of a change order.

Harding Dawahare made the motion to authorize the Police Chief, John Greer, to order the necessary equipment to change the parking meters to \$.25/hr. meters and conversion kits to change all meters to 2 hour parking meters. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER: ROBERT PAGE YES
 HARDING DAWAHARE YES
 BUFORD JOHNSON YES
 ROY ALEXANDER YES
 MAYOR: W. C. HAMBLEY, M.D. YES

The Motion Carried.

Also brought up by Commissioner Dawahare was the need to find a suitable place for London Bridge Company to dump excess fill. Commissioner Alexander stated the need for the fill to be placed on City Property. Harding Dawahare made the motion to allow

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the excess fill to be dumped on property at Lorraine Street to be graded as per Highway Department specifications. The motion died from lack of a second.

Commissioner Alexander asked about the progress of getting the alley open where Nancye Yost Caudill has installed a swimming pool. The City Attorney reported no satisfactory progress. Roy Alexander made the motion to take the necessary action to open the City's alley up next to Nancye Caudill's property. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	NO
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A list of City Bills totaling \$35,861.58 was presented to the Commission for approval of payment. Also Mr. Carlton asked that \$2,500.00 to Ava Phillips be approved for an easement on Yost Street. Harding Dawahare made the motion to approve payment of the vouchers and to Ava Phillips. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Community Development/Child Development Center Bills totaling \$58,447.71 were brought before the Commission for approval of payment. Buford Johnson made the motion to approve payment. Harding Dawahare seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

The Motion was made by Harding Dawahare, seconded by Robert Page to extend the water line on lower Chloe an additional 30 feet (an extra cost to the City of \$35.00/foot - Sharp Construction Company doing the work) to Buford Rose's property assuming he will take the line to his property; that the line meet city specifications; and that there be a written agreement. Upon roll call vote the motion carried as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, MD.	YES

The Motion Carried.

Sharp Construction Company presented their bill for the Lower Chloe water line extension in the amount of \$75,568.75. Harding Dawahre made the motion to approve payment of the bill. Robert Page seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
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	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A Resolution, R-83-02² was presented to the Commission entitled: RESOLUTION PERMITTING THE CITY OF PIKEVILLE TO PROVIDE WATER & SEWER SERVICE TO PIKE VILLA APARTMENTS AT CUSTOMARY AND STANDARD RATES.

Harding Dawahare made the motion to allow usage of water and sewage systems by resolution, subject to standard rates. Buford Johnson seconded the motion. Upon roll call the vote was as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	YES
	BUFORD JOHNSON	YES
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

A copy of the letter written by Rick Bartley, from the City Attorney's Office to Tom Klabin, of OBC, Systems, was submitted to the Commission. It was explained that no action had been made by Mr. Klabin to satisfactorily set up a budgetary program for the City's IBM Computer System. Robert Page made the motion, against the City Attorney's advice, to void the contract with OBC, Inc. for Budgetary Programs and to approve a contract with Kent Boyd of Tri-Data, Inc. for Budgetary Accounting Programs for the contract amount of \$4,500.00. Roy Alexander seconded the motion. Upon roll call vote, the motion carried as follows:

COMMISSIONER:	ROBERT PAGE	YES
	HARDING DAWAHARE	NO
	BUFORD JOHNSON	NO
	ROY ALEXANDER	YES
MAYOR:	W. C. HAMBLEY, M.D.	YES

The Motion Carried.

Jack Sykes from Summit made a proposal to the Commission in that Summit Engineering will bear the initial cost of preparing grant applications for possible city projects, in exchange Summit would like to be given consideration for the engineering job if the project is funded. It was the general consensus of the Commission to accept this proposal.

Upon motion by Buford Johnson, seconded by Robert Page, the Commission adjourned to executive session to discuss personnel matters.

It was moved by Buford Johnson seconded by Harding Dawahare to adjourn the executive session and reconvene the regular meeting at 11:45 p.m. The motion carried.

There being no further business to come before the Commission at this hour, it was moved by Robert Page, seconded by Roy Alexander to adjourn the meeting until 1p.m. Thursday, September 15, 1983, in the Old City Hall Meeting Room on Division Street. The Motion Carried unanimously.

APPROVED

W.C. Hambley, Jr.