

MINUTES } CITY OF PIKEVILLE

REGULAR MEETING - MAY 27, 1985

The Pikeville City Commission met in their regular session on May 27, 1985 in the regular meeting place at the old City Hall Meeting Room on Division Street.

Mayor Pro Tem Harding Dawahare called the meeting to order at 7:35 p.m. The following members were present when roll was called:

COMMISSIONER:	FRANK MORRIS	
	ROBERT PAGE	
	HARDING DAWAHARE	
MAYOR:	W. C. HAMBLEY, M.D.	7:50

Commissioner Rush Dye was absent.

The minutes for the previous regular meeting of May 13, 1985 were submitted in each Board Member's agenda package. Before approval of the minutes, Commissioner Page questioned whether assistance had been given to the resident of Kentucky Avenue who was experiencing broken sewer line problems from abutting property owners. Mr. Carlton told the Commission that he had routed this problem to Jim Forsyth, Codes Enforcement Officer and has not yet received a report.

Robert Page made the motion, seconded by Frank Morris to approve the minutes as submitted. The motion carried 3 - 0.

In Business from the Floor, Bryan Compton, representing the Pikeville Jaycees, requested the City approve payment (when the bill comes in) for the firework demonstration in the amount of \$1,500.00. Mr. Compton said he would recommend where the fireworks would be fired for the Commission's approval. Robert Page made the motion to approve payment of \$1,500.00 upon receipt of the bill. Harding Dawahare seconded the motion. The motion carried 3 - 0.

Ed Smith of Fife Fork of Chloe presented his plea to the Commission for water and sewer service and streetlights. Mr. Smith was told that sources of funding for water & sewer service would have to be investigated, but they could approve streetlights being installed in this area at this time.

Commissioner Dawahare voiced his opinion that campaign posters are an eyesore and should be banned from public property. Larry Webster, City Attorney, was directed to prepare an Ordinance prohibiting campaign material on public property.

City Engineer, Jack Sykes, presented estimates for paving a 12 ft. wide road on the left and right forks of Harold's Branch. The estimate was \$27,017.00 if city crews do the work and \$34,650.00 if contracted.

An estimate was presented from Sharp Construction in the amount of \$35,900 for extension of the water line to 9 residents on Harold's Branch. This estimate does not include fittings.

The Commission was notified that the Huffman Avenue design is complete and the \$177,000 estimate has been increased by 10% by KYDOT to cover engineering to \$189,535.24.

Mr. Sykes reported that negotiations are going on with Dr. Malempati to secure an easement across his Riverside Manor property on Cline Street for sewer line connections.

Advance payment for expenses of \$1,400.00 was requested for seven firms who will be attending fire school in Lexington. Robert Page made the motion, seconded by Frank Morris to approve payment of \$1,400.00 for expenses. The motion carried unanimously.

Two bills were presented in the amounts of \$4,395.00 and \$3,238.59 for design, bidding, and pre-construction conference work for the proposed water treatment plant from R. D. Zande & Associates. Robert Page made the motion, seconded by Frank Morris to approve payment of the two bills. The motion carried unanimously.

It was reported that there is approximately \$2,800.00 left in the City of Pleasant Valley's (now dissolved) revenue sharing account. The Mayor authorized the city attorney to initiate action needed to secure these funds.

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Jack Sykes presented estimates for a proposed sewerline for Harolds Branch...\$517,555.80. He felt that it was in the City's best interest to reapply for a 5% FmHA loan. Robert Page made the motion, seconded by Frank Morris to proceed with the project by reapplying for the 5% FmHA loan. The motion carried unanimously.

Harding Dawahare made the motion, seconded by Robert Page to advertise for bids to demolish the unoccupied structure on 1107 Mildred Street belonging to Kate Lowe. The motion carried unanimously.

Contract documents were presented to the Commission from James A. Ellis & Associates to provide architectural services in designing and constructing a municipal building that provides space for the administrative office, code enforcement, police, and fire departments and the Pikeville Public Library. An initial payment of \$5,000 is requested upon acceptance of the contract. The professional fee has been calculated on a decreasing percentage of the incremental cost of construction as indicated:

	<u>Fee as % of Increment</u>	<u>Fee for Increment</u>	<u>Cumulative Fee</u>
First Million	9.5%	95,000	9.5%
1,000,001 - 2 million	8.5%	85,000	9.0%
2,000,001 - 3 million	7.5%	75,000	8.5%
3,000,001 - 4 million	6.5%	65,000	8.5%
4,000,001 - 5 million	5.5%	55,000	8.0%
5,000,001 - over	5.0%	---	---

If the services of the agreement have not been completed within 30 months of May 27, 1985, through no fault of the architect, the amounts of compensation, rates and multiples as previously set forth shall be equitably adjusted.

Other conditions provide for a 3% retainage held from each monthly payment; no changes in design, specification, nor materials shall be made without official action of the City Commission; and in the event that the lowest responsible bid is not accepted and the project is abandoned, the architect fees shall be based upon the estimate in Article 1.3.3 of the contract (approximately \$320,000).

Mayor Hambley expressed his opposition to the library being included in the municipal building and directed the architect to remove the space provided as in the preliminary design.

A resolution to enter into an agreement with Ellis & Associates was read and adopted by the following motion:

Harding Dawahare made the motion, seconded by Robert Page to enter into a contract with James A Ellis & Associates for design of a new City Hall. The motion carried 4 - 1 with Mayor Hambley voting "NO".*(Note: Presented to the clerk was a notarized statement from Commissioner Rush Dye casting his vote in favor of entering into the contract with James Ellis.

Harding Dawahare made the motion, seconded by Robert Page to submit a proposal to the Pikeville Independent School District that the Board of Education pay the City of Pikeville \$10,000.00 per year to help defray the maintenance costs of the Hambley Athletic Field. Since the property is used primarily by the school, the Commission feels that an annual contribution of \$10,000.00 should be paid on July 1st of each year beginning July 1, 1985. The motion carried unanimously.

Upon motion by Harding Dawahare and seconded by Frank Morris, the meeting was adjourned to an Executive session to discuss a grievance filed and personnel matters. The motion carried unanimously.

Harding Dawahare made the motion, seconded by Robert Page to reconvene the meeting. The motion carried 4 - 0.

Upon motion by Harding Dawahare and seconded by Robert Page, the motion carried unanimously to adjourn the meeting until 4:00 p.m. Thursday, May 30, 1985.

APPROVED _____