

# MINUTES } CITY OF PIKEVILLE

## REGULAR MEETING - AUGUST 25, 1986

The Pikeville City Commission met in a Regular Session on Monday, August 25, 1986 in their regular meeting place at the Old City Hall Meeting Room on Division Street.

Mayor W. C. Hambley, M.D. presided over the meeting and called it to order at 7:45 p.m. The following members of the Commission were present and formed a quorum:

COMMISSIONER	GREG JUSTICE
	ROBERT WEDDLE
	FRANK MORRIS
	ROBERT PAGE
MAYOR	W. C. HAMBLEY, M.D.

The minutes for the previous regular meeting of August 11, 1986 were included in each Board Member's agenda package. Robert Page made the motion, seconded by Frank Morris to approve the minutes as submitted. The motion carried unanimously.

In Business from the floor, the City Commission heard a request from Reggie Smith and John Sanders for the city to install a five foot wide sidewalk from Lorraine Street to the Hambley Athletic Complex to allow persons walking from the downtown area to safely walk to the Athletic Complex. The Commission directed Jack Sykes, City Engineer to prepare a cost estimate for this proposed project.

Blanche Ratliff Duty came before the Commission to ask that the orange line that had been painted on the wall around her family cemetery be removed. This wall faces Sycamore Street and she feels the orange line is an eyesore because it is easily viewed from several locations in the downtown area. Mr. Carlton, City Manager, was directed to have the paint removed by either paint remover or sandblasting.

Residents from Raccoon Branch of Island Creek (not in the City Limits) who presented a petition at the Commission's previous regular meeting, came before the Commission asking that the Commission consider construction of a water line to serve this area which is about ½ mile in length. The spokesperson for the group told the Commission that their wells are going dry and they desperately need water service. Some residents stated that they would be willing to pay their share of the construction cost. The Commission directed the City Engineer to prepare a cost estimate for this request and report back at the next meeting.

City Engineer Jack Sykes gave a status report on various city projects underway.

1. Julius Avenue Storm Sewer Project: Bids were opened this afternoon and are as follows:

Sharp Construction	Alternate A	\$168,560.91
	Alternate B	177,820.91
Polley & Trent	Alternate A	149,955.00
	Alternate B	188,106.00

Alternate B allows for the street brick replacement.

The engineer's initial estimate was \$106,000. Ted Herring, Finance Director, asked the Commission how he was to fund this project. He reported that Revenue Sharing, Coal Severance and Community Development Capital Funds had been committed to other projects. Mr. Sykes told the Commission that these bids could not be withdrawn until after 60 days which should give adequate time to appropriate funding.

2. Park Street Change Order: Presented to the Commission for approval was a change Order to increase this project's contract by \$1,250.00. This change order is necessary due to a conflict between an existing sanitary sewer line and the proposed storm sewer line. Commissioner Justice felt this item should not increase the project



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contract amount and asked that the city attorney review the contract. Robert Page made the motion, seconded by Robert Weddle to approve the change order as requested. The motion carried 3 - 2 with Greg Justice and Frank Morris voting "NO".

3. Ford's Branch Gas Line Relocation: A change order was presented from M & S General Contractor's Inc. to decrease their contract amount from \$25,440 to \$21,300 (\$4,140) due to an error in state highway plans which deleted a portion of line to be relocated. This project will be paid by the city and the state will reimburse the city. Robert Page made the motion to approve this change order to delete \$4,140.00 from the contract. Frank Morris seconded the motion. The motion carried unanimously.

4. Traffic Plan: It was the city engineer's opinion that the removal of three parking spaces at 419 Main Street to make room for a parking lot would pose no problem. He sees no reason to remove the other spaces from 419 Main to Norton Floral as there will be enough room to stripe the street ie one for a right turn onto the new bridge and left turn down Scott Avenue. Mr. Sykes recommended that all parking be restricted from the right side of Main Street; the 3 parking spaces deleted if the parking lot is constructed; and the street striped to allow for the two traffic lanes. Mr. Sykes stated that there was no benefit in deleting the parking on Scott Avenue other than eliminating parking within thirty feet of the intersection of Second Street which will allow for turning. The street is only about twenty-one feet wide and if the parking is eliminated it still would not be adequate for two traffic lanes.

5. South Mayo Trail Project: The plans are read to be submitted to the regulatory agencies for their review and comment - ie The Division of Water and the Department of Transportation for an encroachment permit and a permit to construct within a floodplain. Mr. Sykes requests that the legal action that is necessary be taken to obtain the easements, which they do not have, as the documents are a requirement for funding.

6. AML: May Hollow: The Abandoned Mine Lands Agency has indicated to Mr. Sykes that this project has been sent to the Department of Finance to be advertised for construction. After it is sent to the Department of Finance, it is up to a two month process to get everything in line to bid. This project will include replacement of the bridge at the mouth of May Hollow and the relocation of the utilities to facilitate the bridge replacement.

Also presented to the Commission was a written status report of other activities which is on file at City Hall.

City Bills were presented to the Commission for approval of payment in the amount of \$86,592.16. Questioned was the bill to C & O Railroad in the amount of \$490.00. This is an annual billing for pipe crossing rentals. Robert Page made the motion to approve payment of the bills as requested totaling \$86,592.16. Robert Weddle seconded the motion. The motion carried 4 - 1 with Greg Justice voting to approve payment of all bills with the exception of the \$490.00 to the C & O Railroad.

Project Bills totaling \$62,338.33 were presented to the Commission for approval of payment. Robert Page made the motion, seconded by Robert Weddle to approve payment of these bills. The motion carried 4 - 1 with Greg Justice voting to approve all bills (Polley & Trent \$24,433.20; M & S General Contracting \$21,300.00) with the exception of the Summit Engineering bill in the amount of \$16,605.13.

An Ordinance was brought before the Commission and given second reading. The Ordinance was read entitled:

ORDINANCE ANNEXING PROPERTY TO THE CITY OF PIKEVILLE IN THE HEADWATERS OF FERGUSON CREEK. 013

Robert Page made the motion to adopt the Ordinance. Frank Morris seconded the motion. The motion carried unanimously.

Pat Blayney of R. D. Zande & Associates brought two items of business before the Commission for their consideration. The first item was a change order for Powell Construction to pay their personnel



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overtime for hours worked over 40 per week instead of the previously approved 8 hours per day. This change order does not raise or lower the contract amount. Robert Page made the motion, seconded by Robert Weddle to approve this change order. The motion carried unanimously.

Item 2 was a change order from Powell Construction in the amount of \$65,554.00 at the Raw Water Intake where the gas and water lines were not in the location as they were indicated on the State Highway Department Maps. This change order provides for the relocation and upgrading of about 890 feet of water and 890 feet of gas lines. There was a question as to whose responsibility it was to pay for this work ie city or contractor. Mr. Blayney explained to the Commission that the lines were being upgraded from 6" PVC to 10" ductile iron and this upgrading would aid in the Yorktown project. It was asked that the city attorney review the contract documents. After review this change order was brought back before the Commission and was approved on the motion of Robert Page and seconded by Robert Weddle. The motion carried 4 - 1 with Greg Justice voting "NO".

The Public Hearing was opened for citizen participation on the proposed Summit Engineering Project office building and the "Lover's Leap Project" for a hotel/office complex. There were no public comments, although the Commission did discuss aiding in the extension of utility services. The summaries were given second reading as follows:

ORDINANCE OF THE CITY COUNCIL FO THE CITY OF PIKEVILLE, KENTUCKY, 014  
RELATING TO AND APPROVING AN INDUCEMENT CONTRACT BETWEEN THE CITY  
AND SUMMIT ENGINEERING, OR ITS ASSIGNEES OR DESIGNEES, IN WHICH THE  
CITY AGREES TO ASSIST THE COMPANY IN FINANCING THE COST OF THE ACQUISITION,  
CONSTRUCTION AND EQUIPPING OF AN ECONOMIC DEVELOPMENT PROJECT THROUGH  
THE ISSUANCE BY THE CITY OF APPROXIANTLEY \$1,500,000 OF CITY OF PIKEVILLE  
(KENTUCKY) ECONOMIC DEVELOPMENT REVENUE BONDS (SUMMIT ENGINEERING  
PROJECT).

and

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PIKEVILLE, KENTUCKY, 015  
RELATING TO AND APPROVING AN INDUCMEENT CONTRACT BETWEEN THE CITY  
AND LOVER'S LEAP, OR ITS ASSIGNEES OR DESIGNEES, IN WHICH THE CITY  
AGREES TO ASSIST THE COMPANY IN FINANCING THE COST OF THE ACQUISITION,  
CONSTRUCTION AND EQUIPPING OF AN ECONOMIC DEVELOPMENT PROJECT THROUGH  
THE ISSUANCE BY THE CITY OF APPROXIMATELY \$6,000,000 OF CITY OF PIKEVILLE  
(KENTUCKY) ECONOMIC DEVELOPMENT REVENUE BONDS (LOVER'S LEAP PROJECT).

Frank Morris made the motion to adopt both Ordinances. Robert Page seconded the motion. The mottion carried 4 - 1 with Greg Justice voting "NO".

Presented to the Commission was a letter from Melco-Greer asking for a release to leave the Poor Farm Waste area as shown in the final configuration plans. It was stated in the letter that the gas well could not be raised due to the lack of drill logs of the installation of the well. Ted Herring told the Commission that he had conveyed to Melco-Greer that Cap Lindsey of Lindsey & Elliott Gas Company had these needed drill logs. Nancye Blackburn had also written a letter requesting that Melco-Greer not be released due to the gas well not being raised, overfilling, and not conforming to Grouse Point's fill plan. Jack Sykes was directed to prepare a letter for Mr. Carlton's signature to the Highway Department asking that they not release the fill area until these items are complied with.

The City Commission set a work session to review the Zoning Change requests for September 10, 1986 at 3:00 P.M.

Joe Dean Anderson of KYDOT presented and read two resolutions as follows:

RESOLUTION ACCEPTING NOW-STATE MAINTAINED STREETS INTO THE CITY STREET SYSTEM 09

and

RESOLUTION ACCEPTING MAINTENANCE OF THE INNER LOOP BOULEVARD



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Frank Morris made the motion to adopt the Resolution to accept maintenance of the now state maintained roads with the exception of the boulevard. Greg Justice seconded the motion. The motion carried 4 - 1 with Robert Page voting "NO".

Bill McDonald of Howard K. Bell Consulting Engineers presented the Commission with the bid tabulation of Contract #2 for the Sewage Treatment Plant as per the City's agreed order with the State. Five bids were received ranging from \$192,500 to \$346,328. The low bid was from Powell Construction Company and exceeded the engineers estimate by 2.1%. Powell Construction Company has offered a negotiated addition of \$61,000 for installing complete new plastic media in the trickling filter and has offered to deduct \$5,000 for installing extended shaft centrifugal pumps instead of the submersible secondary sludge pumps. Gary Layne, Water Plant Manager, told the Commission that he preferred the submersible pumps to the centrifugal and felt he could purchase these pumps for about \$22,000 and use his crew to install them. Funding was discussed. Mr. McDonald felt that if it was the City Commission's decision to delete the pumps from the contract - that Area Development Fund money could fund the estimated \$22,000 for the pumps and a Kentucky Pollution Abatement loan could fund the improvements. Greg Justice made the motion to take out items E and H (secondary sludge pumps and recirculation pumps) and to award the contract to Powell Construction the contract in the amount of \$154,000 and instructed Bill McDonald to negotiate with Powell on the media. Frank Morris seconded the motion. The motion carried unanimously.

One bid was received from Motorola for the Police/Fire radios. The amount of the bid was \$52,468.25. The bid was referred to Fire Chief, Charles T. Smith.

Presented to the Commission was an agreement for signature for the pressbox at the Hambley Athletic Field between the City, the School Board, and Coleman Oil. Frank Morris made the motion, seconded by Greg Justice to authorize the Mayor to sign this agreement. The motion carried unanimously.

Mike Skaggs of Kentucky Revenue Recoveries, Inc. presented an agreement for approval for the collection of the city's delinquent property taxes for the 1986-87 Fiscal Year. The company's fee for collection is 33 1/3% of the taxes, penalty, and interest collected. Robert Page made the motion to enter into this agreement with Kentucky Revenue Recoveries, Inc. Robert Weddle seconded the motion. The motion carried 4 - 1 with Greg Justice voting "NO".

A Resolution was presented to the Commission for approval to appoint five persons as a legal representative for the city to acquire surplus property. Frank Morris made the motion, seconded by Greg Justice to approve this resolution of Donee Authorization with the Division of Surplus Property. The motion carried unanimously.

Upon motion by Greg Justice and seconded by Robert Weddle, the motion carried unanimously to appoint Russell H. Davis, Jr. as the city's attorney. Mr. Davis will be compensated at a rate of \$1,300 per month plus \$60.00 per hour for court cases.

There being no further business to bring before the Commission, Frank Morris made the motion, seconded by Greg Justice to adjourn the meeting. The motion carried unanimously.

APPROVED

